

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA : **CRIMINAL NO. 11-_____**
v. : **DATE FILED: January 19, 2011**
JOSE TOMAS RIVERA, : **VIOLATIONS:**
a/k/a “Jose Estrada-Gonzalez” : **8 U.S.C. § 1326(a) and (b)(2)**
: **(reentry after deportation - 1 count)**
: **18 U.S.C. § 1028A(a)(1)**
: **(aggravated identity theft - 1 count)**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

From on or about December 14, 2009 through on or about December 22, 2010, in the Eastern District of Pennsylvania, and elsewhere, defendant

**JOSE TOMAS RIVERA,
a/k/a “Jose Estrada-Gonzalez,”**

an alien, and native and citizen of the Dominican Republic, who had previously been deported and removed from the United States on or about November 30, 2005, was found in the United States, having knowingly and unlawfully reentered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Sections 1326(a) and (b)(2).

COUNT TWO

THE GRAND JURY CHARGES THAT:

From on or about December 14, 2009 through on or about December 22, 2010, in Reading, in the Eastern District of Pennsylvania, defendant

**JOSE TOMAS RIVERA,
a/k/a “Jose Estrada-Gonzalez,”**

knowingly and without lawful authority transferred, possessed, and used a means of identification of another person, during and in relation to the use of fraudulently obtained identification, including a driver’s license, a social security card and a birth certificate.

In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(10).

A TRUE BILL:

FOREPERSON

**ZANE DAVID MEMEGER
United States Attorney**