

**FILED**

JUL 16 2015

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY A. JESSEN  
DEPUTY CLERK

**SEALED**

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United States of America  
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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 PABLO CESAR SAHAGUN,

15 Defendant.  
16

CASE NO. 1:15 CR 00190 LJO SKO

VIOLATIONS: 18 U.S.C. § 39A - Aiming a Laser  
Pointer at an Aircraft; 26 U.S.C. §§ 5841, 5861(d),  
and 5871 - Possession of 7 Unregistered Destructive  
17 Devices; 18 U.S.C. §§ 981(a)(1)(C), 981(a)(1)(G), 26  
U.S.C. § 5872, and 28 U.S.C. § 2461(c) - Criminal  
18 Forfeiture.

17 INDICTMENT

18 COUNT ONE: [18 U.S.C. § 39A - Aiming a Laser Pointer at an Aircraft]

19 The Grand Jury charges: T H A T

20 PABLO CESAR SAHAGUN,

21 defendant herein, on or about February 26, 2015, in the County of Kern, State and Eastern District of  
22 California, did knowingly aim the beam of a laser pointer at an aircraft, namely, Air-1, a Kern County  
23 Sheriff's Office helicopter, in the special aircraft jurisdiction of the United States, and/or at the flight  
24 path of said aircraft, in violation of Title 18, United States Code, Section 39A.

25 ///

26 ///

27 ///

1 COUNT TWO: [26 U.S.C. §§ 5841, 5861(d), and 5871 -- Possession of 7 Unregistered  
2 Destructive Devices]

3 The Grand Jury charges: T H A T

4 PABLO CESAR SAHAGUN,

5 defendant herein. on or about February 26, 2015, in the County of Kern, State and Eastern District of  
6 California, did knowingly possess seven firearms, as defined in Title 26, United States Code, Section  
7 5845(f), to wit: seven destructive devices, known as CO2 cartridge or Cricket bombs, not registered to  
8 him in the National Firearm Registration and Transfer Record, in violation of Title 26, United States  
9 Code, Sections 5841, 5861(d), and 5871.

10 FORFEITURE ALLEGATION: [18 U.S.C. §§ 981(a)(1)(C), 981(a)(1)(G), 26 U.S.C. § 5872, and  
11 28 U.S.C. § 2461(e) - Criminal Forfeiture]

12 1. Upon conviction of the offense alleged in Count One of this Indictment, defendant  
13 PABLO CESAR SAHAGUN shall forfeit to the United States, pursuant to 18 U.S.C. §§ 981(a)(1)(C),  
14 981(a)(1)(G), and 28 U.S.C. § 2461(c), all property, real or personal, which constitutes or is derived  
15 from proceeds traceable to such violation, or is property derived from, involved in, or used or intended  
16 to be used to commit the alleged offense, including, but not limited to:

17 a. one black key-activated laser pointer emitting a green laser beam and bearing the  
18 words, "Laser 301" and containing a blue, black and silver danger warning.

19 2. Upon conviction of the offense alleged in Count Two of this Indictment, defendant  
20 PABLO CESAR SAHAGUN shall forfeit to the United States, pursuant to 26 U.S.C. § 5872 and 28  
21 U.S.C. § 2461(e), any firearm or destructive device involved in the alleged offense, including but not  
22 limited to the following:

23 a. seven firearms, consisting of seven destructive devices, known as CO2 cartridge  
24 or Cricket bombs.

25 3. If any property subject to forfeiture as a result of the offenses alleged in Counts One and  
26 Two of this Indictment, for which defendant is convicted:

27 a. cannot be located upon the exercise of due diligence;

- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to 28 U.S.C. § 2461(c), incorporating 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant, up to the value of the property subject to forfeiture.

A TRUE BILL.

*/s/ Signature on file w/AUSA*

FOREPERSON

BENJAMIN B. WAGNER  
United States Attorney

**Mark E. Cullers**

By MARK E. CULLERS  
Assistant United States Attorney  
Chief, Fresno Office

No. \_\_\_\_\_

**SEALED**

**FILED**

JUL 16 2015

**UNITED STATES DISTRICT COURT**

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY **JESSEN**  
DEPUTY CLERK

*Eastern District of California*

*Criminal Division*

**THE UNITED STATES OF AMERICA**

vs.

**PABLO CESAR SAHAGUN**

**INDICTMENT**

**VIOLATION(S):** 18 U.S.C. § 39A - Aiming a Laser Pointer at an Aircraft; 26 U.S.C. §§ 5841, 5861(d), and 5871 - Possession of 7 Unregistered Destructive Devices; 18 U.S.C. §§ 981(a)(1)(C), 981(a)(1)(G), 26 U.S.C. § 5872, and 28 U.S.C. § 2461(c) - Criminal Forfeiture.

*A true bill.*

*15/*  
Foreman

Filed in open court this \_\_\_\_\_ day

of \_\_\_\_\_, A.D. 20 \_\_\_\_\_

Clerk

Bail, \$ \_\_\_\_\_

**NO BAIL WARRANT**

*Shirley K. Ober*

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION -- IN U.S. DISTRICT COURT**

BY  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING: Case No.  
**OFFENSE CHARGED**

- Petty
- Minor
- Misdemeanor
- Felony

Place of offense  
 COUNTY OF KERN

U.S.C. Citation  
 SEE INDICTMENT

Name of District Court, and/or Judge/Magistrate Judge Location (City)  
 Fresno, CA

**DEFENDANT -- U.S. vs.**  
**PABLO CESAR SALLAGUN**

Address { 1:15 CR 00190 LJO SKO

Birth Date  Male  Alien  
 Female (if applicable)

(Optional unless a juvenile)

**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

FBI-TFO Shane Shaff

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per FRCP  20  21  40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:  
 U.S. Att'y  Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate Judge regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE JUDGE CASE NO.

**DEFENDANT**

**IS NOT IN CUSTODY**

- 1)  Has not been arrested, pending outcome of this proceeding  
 If not detained, give date any prior summons was served on above charges
- 2)  Is a Fugitive
- 3)  Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4)  On this charge
- 5)  On another conviction
- 6)  Awaiting trial on other charges  Fed'l  State  
 If answer to (6) is "Yes," show name of institution

Has detainer been filed?  Yes  No  
 If "Yes," give date filed  
 Mo. Day Year

DATE OF ARREST

Or... if Arresting Agency & Warrant were not Federal

Mo. Day Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

Name and Office of Person Furnishing Information on THIS FORM

Sara Thomas

U.S. Att'y  Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

Karen A. Escobar

**ADDITIONAL INFORMATION OR COMMENTS**

ADD FORFEITURE UNIT (Check if Forfeiture Allegation)

Penalties: See Penalty Slip. Please issue No Bail Warrant

  
AUSA INITIALS

PENALTY SLIP

DEFENDANT: PABLO CESAR SAHAGUN

COUNT ONE:

VIOLATION: 18 U.S.C. § 39A - Aiming a Laser Pointer at an Aircraft

PENALTY: 5 years in prison and/or fine of \$250,000; \$100 penalty assessment; 3 year term of supervised release

COUNT TWO:

VIOLATION: 26 U.S.C. §§ 5841, 5861(d), and 5871 - Possession of 7 Unregistered Destructive Devices

PENALTY: 10 years in prison and/or fine of \$10,000; \$100 penalty assessment; 3 year term of supervised release

FORFEITURE ALLEGATION:

VIOLATION: 18 U.S.C. §§ 981(a)(1)(C), 981(a)(1)(G), 26 U.S.C. § 5872, and 28 U.S.C. § 2461(c) - Criminal Forfeiture

PENALTY: forfeiture of laser pointer and 7 destructive devices