

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

*

CRIMINAL NO. 15-139

v.

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SECTION: "G"

DANIEL FIGUEROA-MUNGUIA
a/k/a Carlos Hernandez-Martinez

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The United States, represented by the United States Attorney's Office for the Eastern District of Louisiana, and the defendant, **DANIEL FIGUEROA-MUNGUIA, a/k/a Carlos Hernandez-Martinez**, hereby agree that this Factual Basis is a true and accurate statement of the Defendant's criminal conduct, that it provides a sufficient basis for the Defendant's plea of guilty to the charge contained in the Bill of Information in the above-captioned matter, and had this matter proceeded to trial, the following facts would be established beyond a reasonable doubt through competent evidence and testimony:

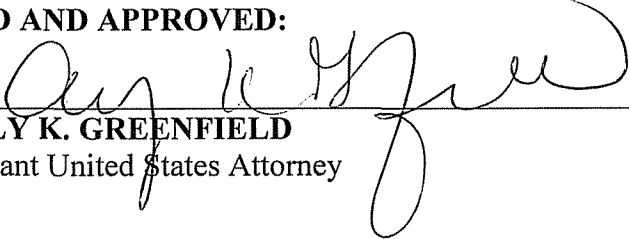
An Immigration and Customs Enforcement (“ICE”) agent would testify that on or about March 30, 2015, the defendant, **DANIEL FIGUEROA-MUNGUIA**, was encountered in the Eastern District of Louisiana. The agent would testify that he determined that **DANIEL FIGUEROA-MUNGUIA** had been previously removed from the United States and was a citizen of Honduras.

The agent would testify that he conducted record checks through various U.S. Department of Homeland Security databases. These record checks revealed that the defendant was a citizen of Honduras and illegally present in the United States. Documentation from ICE records contained in the defendant’s Alien File, including a Warrant of Removal/Deportation, complete with the defendant’s fingerprints, photographs and signature, would demonstrate that the defendant, **DANIEL FIGUEROA-MUNGUIA**, was removed from the United States to Honduras on or about April 29, 2011. A qualified ICE Fingerprint Specialist would testify that the fingerprints of the individual documented in the Alien File containing the Warrant of Removal/Deportation and the fingerprints of the defendant are a match. Documentation from the Alien File would further show that the defendant is an alien and not a citizen or national of the United States.

Testimony of an official from U.S. Citizenship and Immigration Services regarding record checks conducted through the Computer Linked Application Information Management System would show that the defendant, **DANIEL FIGUEROA-MUNGUIA**, did not receive consent from the U.S. Attorney General or his designated successor, the Secretary of the

Department of Homeland Security, to apply for readmission or receive permission to reenter the United States since the time of the defendant's previous removal.

READ AND APPROVED:



EMILY K. GREENFIELD DATE
Assistant United States Attorney

VALERIE JUSSELIN DATE
Attorney for Defendant

DANIEL FIGUEROA-MUNGUIA DATE
Defendant