

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. **18-20982**

18 U.S.C. § 1546(a)
18 U.S.C. § 982(a)(6)

CR-GAYLES

/OTAZO-REYES

UNITED STATES OF AMERICA

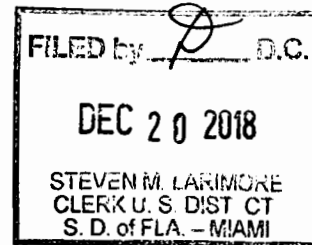
vs.

SAUL SANTOS FERRO,

Defendant.

_____ /

INDICTMENT



The Grand Jury charges that:

COUNT 1

**False Statement Under Penalty of Perjury in Immigration Document
(18 U.S.C. § 1546(a))**

On or about December 23, 2013, in the Southern District of Florida, and elsewhere, the defendant,

SAUL SANTOS FERRO,

under penalty of perjury, did knowingly present and cause to be presented to United States Citizenship and Immigration Services an application required by the immigration laws and regulations prescribed thereunder, which contained a false statement with respect to a material fact, that is, a Form I-485, Application to Register as a Permanent Resident or Adjust Status, in which the defendant knowingly represented:

- a) that he had not, by fraud and willful misrepresentation of a material fact, ever sought to procure, and procured, a visa, other documentation, entry into the United States, and any other immigration benefit, when in truth and in fact, and as the defendant then and there

well knew, the defendant had by fraud or willful misrepresentation of a material fact, sought to procure, or procured a visa or other documentation, entry into the United States, or any other immigration benefit;

- b) that he was never a member of, or affiliated with, any organization, association or similar group, including any military service, when in truth and in fact, and as the defendant then and there well knew, the defendant knew that he had been a member of, or affiliated with, any organization, association or similar group, that is, the Cuban government's Departamento de Seguridad del Estado, a/k/a the Department of State Security;
- c) that he never served in, had been a member of, assisted in, and participated in any military unit, paramilitary unit, and police unit, when in truth and in fact, and as the defendant then and there well knew, the defendant knew that he had served in, had been a member of, assisted in, and participated in any military unit, paramilitary unit, and police unit;
- d) that he never served in any prison, jail, prison camp, detention facility, labor camp, and any other situation that involved detaining persons, when in truth and in fact, and as the defendant then and there well knew, the defendant knew that he had served in any prison, jail, prison camp, detention facility, labor camp, and any other situation that involved detaining persons; and
- e) that he was never a member of, assisted in, or participated in any group, unit, or organization of any kind in which he or other persons used any type of weapon against any person or threatened to do so, when in truth and in fact, and as the defendant then and there well knew, the defendant knew that he had been a member of, assisted in, or participated in any group, unit, or organization of any kind in which he or other persons used any type

of weapon against any person or threatened to do so;

In violation of Title 18, United States Code, Section 1546(a).

FORFEITURE

1. The allegations in Count 1 of this Indictment are realleged and fully incorporated herein by reference for the purpose of alleging forfeiture to the United States of America of certain property in which the defendant, **SAUL SANTOS FERRO**, has an interest.

2. Upon conviction of any violation of Title 18, United States Code, Section 1546, as alleged in Count 1 of this Indictment defendant, **SAUL SANTOS FERRO**, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(6), (a) any conveyance, including any vessel, vehicle, or aircraft used in the commission of the offense of which the person is convicted, and (b) any property real or personal that constitutes, or is derived from or is traceable to the proceeds obtained directly or indirectly from the commission of the offense of which the person is convicted or that is used to facilitate, or is intended to be used to facilitate, the commission of the offense of which the person is convicted.

All pursuant to Title 18, United States Code, Section 982(a)(6) and the procedures set forth at Title 21, United States Code, Section 853.

A TRUE BILL


FOREPERSON



ARIANA FAJARDO ORSHAN
UNITED STATES ATTORNEY



BRIAN A. BENCZKOWSKI
ASSISTANT ATTORNEY GENERAL



RAMI S. BADAWY
TRIAL ATTORNEY
U.S. DEPARTMENT OF JUSTICE



DANIEL CERVANTES
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES OF AMERICA

CASE NO. _____

vs.

CERTIFICATE OF TRIAL ATTORNEY*

SAUL SANTOS FERRO,

Defendant.

_____/ Superseding Case Information:

Court Division: (Select One)

X Miami ___ Key West
___ FTL ___ WPB ___ FTP

New Defendant(s) Yes ___ No ___
Number of New Defendants ___
Total number of counts ___

I do hereby certify that:

- I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
- I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.
- Interpreter: (Yes or No) Yes
List language and/or dialect Spanish
- This case will take 4-5 days for the parties to try.
- Please check appropriate category and type of offense listed below:

	(Check only one)		(Check only one)
I	0 to 5 days	<u>X</u>	Petty
II	6 to 10 days	___	Minor
III	11 to 20 days	___	Misdem.
IV	21 to 60 days	___	Felony
V	61 days and over	___	

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes: Judge: Case No. _____

(Attach copy of dispositive order)
Has a complaint been filed in this matter? (Yes or No) Yes


If yes: Magistrate Case No. 18-mj-3747-Simonton

Related Miscellaneous numbers: _____
Defendant(s) in federal custody as of _____
Defendant(s) in state custody as of _____
Rule 20 from the District of _____

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to October 14, 2003? Yes ___ No X

8. Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to September 1, 2007? Yes ___ No X



DANIEL CERVANTES
ASSISTANT UNITED STATES ATTORNEY
FLA BAR NO. 40836

*Penalty Sheet(s) attached

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: SAUL SANTOS FERRO

Case No: _____

Count #: 1

False Statement Under Penalty of Perjury in Immigration Document

Title 18, United States Code, Section 1546(a)

***Penalty:** Maximum of 10 years of imprisonment

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**