

AO 91 (Rev. 11/11) Criminal Complaint

**FILED**

UNITED STATES DISTRICT COURT **MAY 5 - 2014**

for the  
Northern District of California

RICHARD W. WICKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

**SEALED BY ORDER  
OF COURT**

United States of America  
v.

Maria Anay Castaneda-Aleman and  
Emmanuel Navarro Gallegos  
(aka "Armando Roberto")

Case No.

**14 70624**

**PSG**

*Defendant(s)*

**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 5-3-14 in the county of Santa Clara in the  
Northern District of California, the defendant(s) violated:

*Code Section*

*Offense Description*

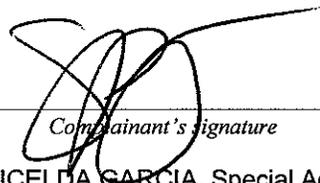
21 U.S.C. § 841(a)(1)

Possession with Intnent to Distribute Controlled Substances --  
Maximum Penalties: Maximum term of imprisonment of life; minimum term of  
imprisonment 10 years; maximum term of supervised release 5 years;  
\$10,000,000 fine; \$100 special assessment

This criminal complaint is based on these facts:

See attached AFFIDAVIT OF FBI SPECIAL AGENT GRICELDA GARCIA  
Approved as to form [Signature] AUSA Stephen Meyer

Continued on the attached sheet.



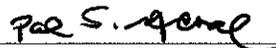
*Complainant's signature*

GRICELDA GARCIA, Special Agent

*Printed name and title*

Sworn to before me and signed in my presence.

Date: 5 May 2014



*Judge's signature*

City and state: San Jose, California

Honorable Paul S. Grewal, Magistrate Judge

*Printed name and title*

## AFFIDAVIT IN SUPPORT OF COMPLAINT

I, Gricelda Garcia, declare as follows:

I am a Special Agent with Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) and have been so employed since 2003. I am currently assigned to the Office of the Assistant Special Agent in Charge, San Jose. During my law enforcement career, I have conducted or participated in criminal investigations involving human trafficking, criminal street gangs, narcotics trafficking, human smuggling, child exploitation, financial crimes, intellectual property rights violations and illegal importations. As part of these investigations I have written and/or executed search, seizure, and arrest warrants pertaining to the seizure of many types of criminal evidence, written numerous reports of investigation, used electronic surveillance and participated in Title III wiretaps.

This affidavit establishes probable cause to charge the following defendants with the offense of possession of methamphetamine with the intent to distribute, in violation of 21 U.S.C. § 841 (a) (1): Maria Anay Castaneda-Aleman and Emmanuel Navarro Gallegos (aka "Manuel" aka "Armando Roberto")

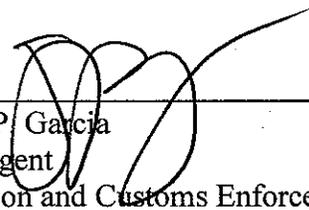
This affidavit is based upon my personal investigation, review of the evidence, and witness interviews and my conversations with other HSI agents and officers with the San Jose Police Department. This affidavit is a summary of pertinent information and does not contain every fact concerning this investigation known to me.

On May 3, 2014, myself and other HSI Special Agents responded to 2389 Plateau Drive, San Jose, CA based on the landlord's report that drugs had been discovered on the premises. We made contact with the landlord and his wife and they told us that the tenants no longer had the right to occupy the premises and were instructed to vacate. In examining the premises after the tenants left, the landlord discovered what he believed to be drugs. The landlord gave us consent to search the premises. During our search we found methamphetamine, hidden beneath the stairwells. The methamphetamine was field tested and it tested positive for the presence of amphetamine. An HSI special agent weighted the bags and determined they had a total gross weight of 42.2 Kilograms.

The landlord and his wife reported there were two occupants, Maria Anay Castaneda-Aleman and a male tenant they believed was Armando Roberto. They stated the rent was always paid in cash. They stated Castaneda did not work and had three children. They said Castaneda said the male tenant made a living buying and reselling cars.

Later that afternoon, Castaneda arrived at the premises to retrieve a car that had been left there. I made contact with Castaneda and she confirmed she used to live on the premises but was in the process of moving out. Castaneda stated she lived there for two years. Castaneda stated she lived there with her boyfriend Emmanuel Navarro Gallegos. Castaneda stated her boyfriend paid for the rent. I placed her under arrest and advised her of her Miranda Rights and she declined to answer further questions.

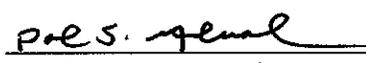
On May 4, 2014, we returned to the premises based on a call from the landlord stating the male occupant's car was parked there. While we were there a relative of the landlord directed our attention to a car driving by the residence and said the male occupant was driving the car. We attempted to follow the car and stop it but he evaded us. We returned to the house and spoke to the landlord. The landlord confirmed to us that he saw the occupant in the car and spoke to him briefly. During the search we also found additional evidence that the house had been used to store and process narcotics including the following. We recovered a respirator, ventilator which are consistent with the processing of methamphetamine which involves the creation of noxious fumes. We also found a money counter which is useful for a business involving large amounts of cash like a methamphetamine distribution business. We also found two handwritten ledges containing notations which I recognize to be similar to other ledges used to keep track of methamphetamine transactions.



---

Gricelda P. Garcia  
Special Agent  
Immigration and Customs Enforcement  
(ICE)  
Homeland Security Investigations (HSI)

SUBSCRIBED and SWORN to before me  
this 5 day of May, 2014



---

The Honorable Paul S. Grewal  
United States Magistrate Judge  
Northern District of California