
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Joseph A. Dickson
:
v. : Mag. No. 14-6647
:
LUIS FIGUEROA : **CRIMINAL COMPLAINT**

I, Jessica Gotthold, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives and that this complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached page and made a part hereof.



Jessica Gotthold, Special Agent
Bureau of Alcohol, Tobacco, Firearms and
Explosives

Sworn to before me and subscribed in my presence,
June 23, 2014 at Newark, New Jersey

HONORABLE JOSEPH A. DICKSON
UNITED STATES MAGISTRATE JUDGE



Signature of Judicial Officer

ATTACHMENT A

COUNT ONE
(Kidnapping)

On or about June 6, 2014, in Warren County, in the District of New Jersey, and elsewhere, defendant

LUIS FIGUEROA

did unlawfully and willfully kidnap and abduct and hold for ransom, reward, or otherwise Victim 1, and, in committing or in furtherance of the commission of the offense, did willfully transport Victim 1 in interstate commerce from Pennsylvania to New Jersey.

In violation of Title 18, United States Code, Section 1201(a)(1).

COUNT TWO
(Use of a Firearm During and in Relation to a Crime of Violence)

On or about June 6, 2014, in Warren County, in the District of New Jersey, and elsewhere, defendant

LUIS FIGUEROA

during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the kidnapping charged in Count One of this complaint, did knowingly use and carry a firearm, which was brandished.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(ii).

COUNT THREE
(Possession of a Firearm by a Convicted Felon)

On or about June 6, 2014, in Warren County, in the District of New Jersey, and elsewhere, defendant

LUIS FIGUEROA

having been convicted of a crime punishable by imprisonment for a term exceeding one year in the Supreme Court of New York, Bronx County, did knowingly possess in and affecting commerce a firearm, namely a Mossberg, model 500AB, 12 gauge shotgun, bearing serial number B97793.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT FOUR
(Aggravated Sexual Abuse)

On or about June 6, 2014, in Warren County, in the District of New Jersey, and elsewhere, defendant

LUIS FIGUEROA

within the boundaries of the Kittatinny Point Visitor's Center, an area within the special territorial jurisdiction of the United States, did knowingly cause Victim 1 to engage in a sexual act, to wit, contact between the penis and the vulva, by the use of force against Victim 1 and by threatening Victim 1 and placing Victim 1 in fear that Victim 1 would be subjected to death, serious bodily injury, and kidnapping.

In violation of Title 18, United States Code, Sections 2241(a)(1) and (2).

COUNT FIVE
(Assaulting an Employee of the United States)

On or about June 6, 2014, in Warren County, in the District of New Jersey, and elsewhere, defendant

LUIS FIGUEROA

did knowingly and intentionally forcibly assault, resist, oppose, impede, intimidate, and interfere with an employee of the United States, namely, Victim 3, an employee of the United States National Park Service, while Victim 3 was engaged in the performance of Victim 3's official duties, and in the commission of the offense, did inflict bodily injury.

In violation of Title 18, United States Code, Sections 111(a)(1) and (b).

COUNT SIX
(Malicious Damage and Destruction of Property by Fire)

On or about June 6, 2014, in Passaic County, in the District of New Jersey, and elsewhere, defendant

LUIS FIGUEROA

maliciously damaged and destroyed, by means of fire, a building or structure on Totowa Avenue in Paterson, New Jersey, which was used in interstate commerce and in an activity affecting interstate commerce.

In violation of Title 18, United States Code, Section 844(i).

ATTACHMENT B

I, Jessica Gotthold, am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives. I am fully familiar with the facts set forth herein based on my own investigation, my conversations with witnesses and other law enforcement officers, and my review of reports, documents, and items of evidence. Where statements of others are related herein, they are related in substance and in part. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. On or about the morning of June 6, 2014, defendant LUIS FIGUEROA gained entrance to a multi-family residence in Luzerne County, Pennsylvania where a woman with whom he had a previous relationship ("Victim 1") and several others lived in an apartment. Defendant LUIS FIGUEROA waited outside the apartment armed with a loaded Mossberg, model 500AB, 12 gauge shotgun.

2. Shortly after 8:00 a.m., Victim 1 opened the door to leave the apartment. When she did, defendant LUIS FIGUEROA emerged and struck Victim 1 in the head with the shotgun. Defendant LUIS FIGUEROA stated, "I told you, bitch. I told you I was going to kill you." He then entered the apartment and punched Victim 1 multiple times. A relative of Victim 1 ("Victim 2") emerged from the kitchen and defendant LUIS FIGUEROA likewise struck her in the head with the shotgun. Victim 2 exited the apartment, and defendant LUIS FIGUEROA chased after her and kicked her, causing her to fall down a flight of stairs. Defendant LUIS FIGUEROA then slammed Victim 2's head against the first floor entrance and punched and kicked her. Victim 1 went down the stairs and attempted to fight off defendant LUIS FIGUEROA, enabling Victim 2 to escape. After a brief struggle with Victim 1, defendant LUIS FIGUEROA retrieved the shotgun from the apartment and exited the building. He then grabbed Victim 1 and forced her into the back seat of a red SUV. Once Victim 1 was in the vehicle, defendant LUIS FIGUEROA got in the driver's seat, placed the shotgun next to him, and drove away.

3. Defendant LUIS FIGUEROA drove the red SUV onto Interstate 80 and headed east towards New Jersey. Defendant LUIS FIGUEROA told Victim 1 that he was going to kill her, then kill himself. As he was driving, defendant LUIS FIGUEROA forced Victim 1 to perform oral sex on him. After crossing the New Jersey state border, defendant LUIS FIGUEROA exited the freeway and pulled the red SUV into a rest stop area at the Kittatinny Point Visitor's Center, which is part of the Delaware Water Gap National Recreation Area and is overseen by the United States National Park Service ("NPS").

4. After parking the red SUV, defendant LUIS FIGUEROA climbed into the back seat with Victim 1. Defendant LUIS FIGUEROA told Victim 1, "Now I'm going to find out if you've been with another man." He then pulled down Victim 1's pants, inserted his penis into her vagina, and forcibly raped her. Afterwards, defendant LUIS FIGUEROA climbed back to the front of the red SUV and removed all the rounds of ammunition from the shotgun. Defendant LUIS FIGUEROA then got out of the red SUV and disposed of the rounds in a nearby

wooded area. Defendant LUIS FIGUEROA returned to the vehicle, retrieved the shotgun, then went to dispose of the firearm. Once defendant LUIS FIGUEROA left with the shotgun, Victim 1 got in the driver's seat of the red SUV and drove away. Victim 1 was subsequently transported to a hospital to receive treatment for her injuries, as was Victim 2.

5. After Victim 1 escaped in the red SUV, defendant LUIS FIGUEROA approached a NPS employee who was blowing leaves near the parking lot area ("Victim 3"). After a brief discussion with Victim 3, defendant LUIS FIGUEROA attacked Victim 3 and forced him into a nearby storage room, where he rammed Victim 3's head into a door. Defendant LUIS FIGUEROA told Victim 3, "If you want to live, you better give me your car keys right now." Victim 3 complied. Defendant LUIS FIGUEROA then got into Victim 3's red minivan and drove away, heading east on Interstate 80. Victim 3 was subsequently treated for injuries.

6. Defendant LUIS FIGUEROA eventually stopped in Paterson, New Jersey, where he left Victim 3's red minivan at a used car dealership he sub-let on West Broadway Street. Several days prior to June 6, 2014, defendant LUIS FIGUEROA was given an eviction notice to leave the West Broadway Street property. At approximately 11:30 a.m., defendant LUIS FIGUEROA went to a separate used car dealership on Totowa Avenue, several blocks away (the "Victim Car Dealership"). The Victim Car Dealership is operated by the individual who sub-let the West Broadway Street property to defendant LUIS FIGUEROA. Defendant LUIS FIGUEROA told an employee of the Victim Car Dealership that one of his customers needed fuel and asked to borrow a portable gas container, which the employee gave him. Defendant LUIS FIGUEROA then drove to a nearby gas station in a white SUV and filled the container with gasoline. Shortly thereafter, defendant LUIS FIGUEROA returned to the Victim Car Dealership and entered a small office area near the corner of the property. Once inside, defendant LUIS FIGUEROA doused the office with gasoline. The employee struggled with defendant LUIS FIGUEROA and managed to get the gas container out of his hands, after which the employee escaped. Defendant LUIS FIGUEROA then lit a match and ignited the structure, setting himself on fire in the process. Defendant LUIS FIGUEROA then fled the scene in the white SUV after extinguishing himself with a garden hose. The office was eventually destroyed by fire.

7. Shortly before 12:00 p.m., law enforcement officers traveling in marked police vehicles located defendant LUIS FIGUEROA driving the white SUV on the George Washington Bridge, which connects New Jersey and New York. The law enforcement officers activated their lights and sirens and ordered defendant LUIS FIGUEROA to stop over a PA system. Defendant LUIS FIGUEROA ignored these commands and attempted to evade the officers by weaving in and out of traffic and traveling at a high rate of speed. Defendant LUIS FIGUEROA then rammed the white SUV into one of the police vehicles, causing it to collide with a series of barrels. After several more evasive driving maneuvers, defendant LUIS FIGUEROA struck another police vehicle, sending the white SUV into a wall. Defendant LUIS FIGUEROA then got out of the vehicle and ran. Law enforcement officers chased defendant LUIS FIGUEROA and tackled him to the ground, after which they took him into custody.

8. Law enforcement subsequently searched the Kittatinny Point Visitor's Center area and recovered a Mossberg, model 500AB, 12 gauge shotgun, bearing serial number B97793

from a wooded area near the parking lot. The shotgun was manufactured outside the State of New Jersey.

9. On or about February 1, 2001, defendant LUIS FIGUEROA was convicted in the Supreme Court of New York, Bronx County, of first degree unlawful imprisonment, in violation of New York Penal Law Article 135.10, a crime punishable by imprisonment for a term exceeding one year.