

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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5 UNITED STATES OF AMERICA)
6 VS.)
7 MIGUEL ANGEL DIAZ-GOMEZ)
8 Year of birth: 1988)
9 OSCAR ARMANDO QUIROGA -GOMEZ)
10 Year of birth: 1980)
11 OMERO MENDEZ ESCARENO)
12 Year of Birth: 1990)

AFFIDAVIT

13 I, the undersigned, being duly sworn, hereby depose and state as follows:
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15 1. I am a Special Agent of the Federal Bureau of Investigation (FBI), United
16 States Department of Justice. I have been so employed since April 13, 2008. As such, I am
17 a law enforcement officer of the United States.
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19 2. My experience as a Special Agent includes, but is not limited to, conducting
20 surveillance; interviewing witnesses; participating in arrests, searches, and seizures; and
21 working with undercover agents and informants. I have received training and have
22 experience in the investigation of violations of the federal drug and money laundering laws,
23 including the offenses listed below. I have participated in the investigation of several drug
24 trafficking conspiracies. As a result, I am familiar with matters including, but not limited to,
25 the means and methods used by persons and drug trafficking organizations to purchase,
26 transport, store, and distribute drugs and to hide profits generated from those transactions.
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28 3. New Mexico State Police Officer, Arcenio Chavez, who has been been so

1 employed for approximately 9 1/2 years, provided the following information to me
2 subsequent to the arrests of MIGUEL ANGEL DIAZ-GOMEZ, OSCAR ARMANDO
3 QUIROGA -GOMEZ, OMERO MENDEZ ESCARENO:
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5 4. On December 17, 2009, at approximately 9:45 a.m., Officer Chavez observed a
6 white pickup truck following closely behind a silver vehicle at an unsafe distance of
7 approximately two car lengths while the vehicles were traveling at a speed of approximately 75
8 mile per hour. Subsequently, Officer Chavez conducted a traffic stop.
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10 5. During the traffic stop, Officer Chavez asked the driver for a driver's license and
11 the driver said that he did not have one. Officer Chavez then asked the driver to exit the vehicle
12 and accompany him to the front of the vehicle, where Officer Chavez normally conducts
13 business. The driver was identified as Miguel Diaz-Gomez through his Mexican driver's license.
14 Diaz-Gomez's hands were trembling nervously, and he was pacing and made multiple telephone
15 calls. Officer Chavez also observed that the passengers' hands were trembling nervously and
16 they were writing texts. Officer Chavez asked each of the passengers individually where they
17 were going and the information was not consistent. Officer Chavez asked for and received
18 consent to search the vehicle from Diaz-Gomez.
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20 6. Subsequently, Officer Chavez approached a passenger, who identified himself
21 as Omero Mendez, who was also the owner of the vehicle, to ask for consent to search the
22 vehicle. Outside of the vehicle Officer Chavez asked Mendez to exit the vehicle so that he
23 wouldn't have to shout to talk to him. Outside of the vehicle, Mendez consented to a search of
24 the vehicle. Officer Chavez then patted Mendez down for safety in search of weapons and felt a
25 hard object in his front pocket. When asked to remove the item from his pocket, Mendez pulled
26 out a black key pad and a baggie containing a white glass-like substance. Based on Officer
27 Chavez's training and experience, the substance appeared to be methamphetamine. Mendez was
28 placed under arrest and put into the back of Officer Chavez's patrol vehicle.

1 7. Officer Chavez then deployed his canine Chica to the exterior of the vehicle with
2 both passenger doors open. Canine Chica is trained to detect the odors of marijuana, cocaine,
3 methamphetamine, heroin and other derivatives. Upon deploying canine Chica, she alerted
4 externally near the passenger door and followed the odor to the front of the vehicle.
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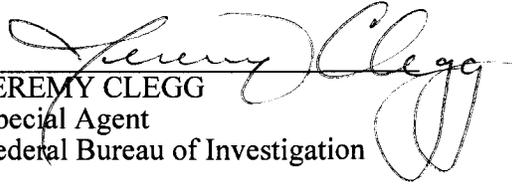
6 8. The contents of the baggie was field tested and tested positive for the presence of
7 methamphetamine. All subjects were detained and transported to the New Mexico State Police
8 office. The vehicle was towed to the office where it remained for the request of a search
9 warrant. A search warrant of the vehicle was granted by Bernalillo County District Judge
10 Charles W. Brown. During the search, Officer Chavez located two packages wrapped in
11 electrical tape concealed in the dash just behind the passenger side glove box. The approximate
12 gross weight of the substance was two pounds. Officer Chavez field tested the substance which
13 field tested positive for the presence of methamphetamine.
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15 9. While detained at the New Mexico State Police office, the three subjects were
16 interviewed. Mendez and Diaz said that all three of the subjects were aware that they were
17 transporting illegal narcotics. Quiroga said that Diaz was going to pay him \$1,000.00 in US
18 currency to go on the trip. Quiroga also said that Diaz did not tell him what type of drugs they
19 were carrying.
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21 10. Based on the information set forth in this affidavit, your affiant submits that
22 there is probable cause to arrest Miguel Angel Diaz-Gomez, Omero Mendez Escareno and
23 Oscar Armando Quiroga-Gomez for knowingly and intentionally possessing with
24 the intent to distribute, methamphetamine, in violation of Title 21, United States Code,
25 section 841(a)(1).
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27 I swear that this information is true and correct to the best of my knowledge.
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JEREMY CLEGG
Special Agent
Federal Bureau of Investigation

Subscribed to and sworn to
before me, this 15 of January, 2010

Robert H. Stout
United States Magistrate Judge
Albuquerque, New Mexico