

AO 91 (Rev. 08/09) Criminal Complaint

FILED
At Albuquerque NM

MAR 28 2011

MATTHEW J. DYKMAN
CLERK

UNITED STATES DISTRICT COURT

for the

District of New Mexico

United States of America)

v.)

Steven Henry Sisneros)

Year of Birth 1983)

Case No. 11-MJ-792

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 March 25, 2011 in the county of Rio Arriba in the
State and District of New Mexico, the defendant(s) violated:

Code Section

18 USC Sec. 1153, 2243 (a), 2246
(2) (A)

Offense Description

Sexual Abuse of a Minor in Indian Country, specifically, that Sisneros engaged in a sexual act with Jane Doe, who had attained the age of 12 years, but not 16 years of age, and the sexual act consisted of contact between the penis of Sisneros and the Vulva of Jane Doe

This criminal complaint is based on these facts:

See attached Affidavit

Continued on the attached sheet.

[Handwritten Signature]

Complainant's signature

JP Montowine Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: 26 Mar 11

[Handwritten Signature]

Judge's signature

City and state: ALBUQ NM

W DANIEL SCHNEIDER U.S. MAGIST. JUDGE

Printed name and title

**IN THE UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA)

VS.)

Steven Henry Sisneros)
Year of Birth: 1983)

Case No: _____

AFFIDAVIT

I, J.P. MONTOWINE, being duly sworn, depose and say the following:

1. I am a Special Agent (SA) with the Bureau of Indian Affairs (BIA) assigned to the Northern Pueblos Agency in Ohkay Owingeh, New Mexico, which provides law enforcement services to the Eight Northern Indian Pueblos and other Indian Country Entities within the State of New Mexico. My primary duties are investigating violations of the Major Crimes Act, which occur on the reservations to which I am assigned. I have seventeen total years of law enforcement experience with two different law enforcement entities. I have been with the Bureau of Indian Affairs, Office of Justice Services for fifteen years. I have completed the Basic Criminal Investigation Course at the Federal Law Enforcement Training Center in Glynco, Georgia and the United States Indian Police Academy at the Federal Law Enforcement Training Center in Artesia New Mexico. I have extensive in-service and technical training in different aspects of Law Enforcement. Investigations of sexual abuse of a minor are of my responsibilities.

2. Because this affidavit is being submitted for the purpose of securing a Warrant for Arrest, I have not included each and every fact known to me concerning this investigation. I have set forth facts I believe are necessary to establish Probable Cause to arrest **Steven Henry Sisneros**, an Indian, for the crime of Sexual Abuse of a Minor occurring in Indian Country.

3. On March 25, 2011, the Santa Clara Tribal Police Department went to the residence of Steven Sisneros, located on Jan-Tside Street, Santa Clara Pueblo, Rio Arriba County, State of New Mexico, in reference to a 15 year old, runaway female. No contact

was made. The runaway female turned herself into the Tribal Police Department within a half hour of the attempted contact.

4. While at the Police Department, the 15 year old female, who will be referred to as Jane Doe, told the Acting Chief of Police, Leon Gallegos, that she was having sex with Steven Henry Sisneros, 27 years old.

5. On this same date, Jane Doe was interviewed by Santa Clara Police Officer Delphine Quintana. During the interview, Jane Doe admitted to having sex with Sisneros. The interview was video and audio recorded. Jane Doe stated the location where she had sex was Sisneros was Steven Sisnero's residence, located within Indian Country.

6. On this same date, BIA Special Agent J.P. Montowine responded to Santa Clara Tribal Police Department in reference to the sexual abuse allegation. SA Montowine introduced himself to Jane Doe. Jane Doe wanted to talk to SA Montowine about Sisneros. SA Montowine agreed, and interviewed Jane Doe. Jane Doe told SA Montowine that she had been with Sisneros since Monday, March 21, 2011. During that time she has had ongoing sexual relations with Sisneros, she estimated having sex with Sisneros eight times. Jane Doe told Sisneros, more than once, that she was only 15 years old. Sisneros told Jane Doe he was only 25 years old.

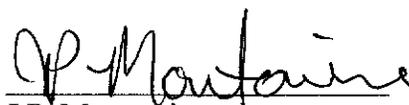
7. On this same date SA Montowine interviewed Steven Sisneros. Sisneros admitted to engaging in sexual relations with Jane Doe, and showed SA Montowine where they had sex in his residence. Sisneros admitted Jane Doe told him she was 15 years old. Sisneros said he did not force her to have sexual relations with him, and the sexual relations were consensual. Sisneros signed a Consent to Search Form, allowing SA Montowine to collect evidence from his home.

8. Jane Doe, 15 years old, is an Indian and a member of the Santa Clara Pueblo Indian Tribe.

9. Steven Sisneros, 27 years old, is an Indian and a member of the Santa Clara Pueblo Indian Tribe.

10. Based on the above mentioned facts, known to me concerning this investigation, the Affiant believes probable cause exists to arrest Steven Henry Sisneros for the crime of Sexual Abuse of a Minor in Indian Country, specifically, that Sisneros engaged in a sexual act with Jane Doe, who had attained the age of 12 years, but not 16 years of age, and the sexual act consisted of contact between the penis of Sisneros and the Vulva of Jane Doe, a violation of Title 18, United States Code, Sections 1153, 2243 (a) 2246 (2) (A).

I swear this information is the truth to the best of my knowledge and belief.



J.P. Montowine
Special Agent
BIA/NPA/OLES

Subscribed and sworn to before me
This 26th Day of March , 2011.



United States Magistrate Judge