

Approved: Ambrisebold
JOSHUA A. NAFTALIS / ANDREA M. GRISWOLD
Assistant United States Attorneys

Before: THE HONORABLE DEBRA FREEMAN
United States Magistrate Judge
Southern District of New York

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UNITED STATES OF AMERICA	:	<u>COMPLAINT</u>
- v. -	:	Violation of
	:	21 U.S.C. § 846
ROBINSON PAULINO and	:	
YINMI RODRIGUEZ,	:	
	:	
Defendants.	:	COUNTY OF OFFENSE:
	:	BRONX

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SOUTHERN DISTRICT OF NEW YORK, ss.:

DEREK MARTINEZ, being duly sworn, deposes and says that he is a Postal Inspector with the United States Postal Inspection Service ("USPIS") and charges as follows:

COUNT ONE

1. From at least in or about February 2014 through in or about October 15, 2014, in the Southern District of New York and elsewhere, ROBINSON PAULINO and YINMI RODRIGUEZ, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that ROBINSON PAULINO and YINMI RODRIGUEZ, the defendants, and others known and unknown, would and did distribute and possess with the intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substance that ROBINSON PAULINO and YINMI RODRIGUEZ, the defendants, conspired to distribute and possess with the intent to distribute was 5 kilograms and more of mixtures and substances containing a detectable amount of

cocaine, in violation of Title 21, United States Code, Section 841(b)(1)(A).

(Title 21, United States Code, Section 846.)

The bases for my knowledge of the foregoing charges are, in part, as follows:

4. I am a Postal Inspector with the USPIS, and I have been personally involved in the investigation of this matter. This affidavit is based upon my conversations with law enforcement agents and others, and my examination of reports and records. Because this affidavit is being submitted for the limited purpose of establishing probable cause, it does not include all the facts that I have learned during the course of my investigation. Where the contents of documents and the actions, statements and conversations of others are reported herein, they are reported in substance and in part, except where otherwise indicated.

5. Between approximately February 2014 and approximately September 2014, I and other USPIS Inspectors identified various packages sent from Puerto Rico to a name and/or address associated with ROBINSON PAULINO, the defendant. At least three of these packages were intercepted prior to delivery. On each occasion, searches of the packages, pursuant to judicially authorized search warrants, revealed cocaine. In total the searched packages contained in excess of five kilograms of cocaine.

6. I and other USPIS postal inspectors have also conducted surveillance when other similar packages sent from Puerto Rico were delivered to ROBINSON PAULINO, the defendant, at addresses associated with PAULINO. In addition, on at least two occasions, PAULINO picked up similar packages from a United States Postal Service ("USPS") location.

7. For example, on or about July 17, 2014, I and other USPIS Inspectors conducted surveillance in connection with the delivery of a USPS Priority Mail package ("Package-1") sent from Puerto Rico to "Ron Paul" at a specific address in the Bronx, New York ("Address-1"). Another USPIS Inspector dressed as a USPS driver delivered Package-1 to Address-1. The individual who accepted Package-1 identified himself as "Ron Paul." I subsequently conducted a check of a law enforcement database containing Department of Motor Vehicle and other photographs and confirmed that the individual who identified himself as "Ron Paul" at Address-1 was ROBINSON PAULINO, the

defendant. Approximately nine minutes after Package-1 was delivered to Address-1, PAULINO exited Address-1 carrying a package that appeared to be Package-1, got into a vehicle known through surveillance to be associated with PAULINO, drove approximately two minutes, and entered the parking garage (the "Parking Garage") of a building in the Bronx, New York (the "Building"). Approximately fifteen minutes later, I observed PAULINO and another male exit the Parking Garage in PAULINO's vehicle.

8. In addition, on or about August 20, 2014, September 9, 2014, and September 22, 2014, I or another USPIS Inspector observed ROBINSON PAULINO, the defendant, personally accept delivery of additional suspicious packages at addresses associated with PAULINO. On each occasion, after signing for the delivered package, I or another USPIS Inspector observed PAULINO enter the Building and then exit the Building approximately fifteen minutes later.

9. In particular, with reference to the package delivered to ROBINSON PAULINO, the defendant, on or about September 22, 2014 ("Package-2"), I was conducting surveillance inside the Building, specifically inside the elevator. At approximately 5:54 p.m., after PAULINO had been observed accepting delivery of Package-2 at another address in the Bronx, New York, and after other USPIS Inspectors conducting surveillance observed PAULINO's vehicle enter the Parking Garage, I observed PAULINO enter the elevator of the Building and press the button for the 6th floor.

10. From my review of USPS records, I have learned that a specific IP address (the "IP Address") was used to track some of the packages discussed above on the USPS website, including one of the packages discussed in paragraph 5, above, (that was searched and contained cocaine) as well as Package-1 and Package-2, discussed in paragraphs 7 and 9 above.

11. From my review of records from an internet service provider, I have learned that the IP Address is associated with a High School located in the Bronx, New York and run by the New York City Department of Education (the "DOE"), the known employer of YINMI RODRIGUEZ, the defendant. Specifically, based on my review of employment records, I have learned that RODRIGUEZ has been employed by the DOE since in or about 2008 as an information technology consultant.

12. Based on my review of commercially available databases, I have learned that YINMI RODRIGUEZ, the defendant,

is the tenant of an apartment (the "Apartment") on the sixth floor of the Building.

13. On or about October 14, 2014, I and other USPIS Inspectors identified an approximately eight pound suspicious package ("Package-3") sent from Puerto Rico to "Rob Paulino" at a specific address in the Bronx, New York ("Address-2").

14. On or about October 15, 2014, a law enforcement canine handler (the "Canine Handler") exposed Package-3 to his trained canine for exterior inspection and review, and the trained canine reacted to Package-3 in a manner that, according to the Canine Handler, indicated a positive alert for the presence of controlled substances.

15. On or about October 15, 2014, another USPIS Inspector dressed as a USPS driver delivered Package-3 to ROBINSON PAULINO, the defendant, at Address-2. Law enforcement agents with whom I have spoken observed PAULINO get into a vehicle with Package-3, drive to the Parking Garage and enter the Building.

16. From speaking to another law enforcement agent, I have learned that he/she observed ROBINSON PAULINO, the defendant, enter the Apartment with Package-3. A few minutes later, PAULINO exited the Apartment without Package-3 and was placed under arrest.

17. I and other law enforcement agents executed a search of the Apartment, pursuant to a judicially authorized search warrant. Inside the Apartment, I and other law enforcement officers, found, among other things, approximately two kilograms of a substance that field tested positive for cocaine in Package-3, approximately one kilogram of a substance that field tested positive for cocaine inside of a secret compartment in the bathroom, at least \$2,500 in cash, and USPS express mail labels addressed to Puerto Rico. YINMI RODRIGUEZ, the defendant, was inside the Apartment and was placed under arrest.

18. A Review of USPS records indicates that the IP Address was used to track Package-3 prior to its delivery on October 15, 2014.

WHEREFORE, deponent prays that ROBINSON PAULINO and YINMI RODRIGUEZ, the defendants, be imprisoned or bailed, as the case may be.



DEREK MARTINEZ
INSPECTOR
UNITED STATES POSTAL INVESTIGATION
SERVICE

Sworn to before me this
16th day of October, 2014

THE HONORABLE DEBRA FREEMAN
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK