

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA * **CRIMINAL NO. 15-210**

v. * **SECTION: "R"**

JORGE MALDONADO-RIOS *

* * *

FACTUAL BASIS

The defendant, Jorge Maldonado-Rios (hereinafter "**Maldonado**"), has agreed to plead guilty to counts 1 and 2 of indictment charging him illegal re-entry of a removed alien and conspiracy to unlawfully transfer an identification document in violation of Title 8, United States Code, Section 1326(a) and Title 18, United States Code, Section 1028(a)(f), respectively.

Should this matter have gone to trial, the government would have proven, through the introduction of competent testimony and other admissible evidence, the following facts, beyond a reasonable doubt, to support the allegations in the indictment now pending against the defendant:

On February 19, 2015, a Confidential Source ("CS") contacted **Maldonado** to determine if **Maldonado** could sell him a real social security card and birth certificate. The CS explained to **Maldonado** that he needed the documents in order to get a job. **Maldonado** told the CS that he would introduce him to someone that could sell him proven documents that he could take to the Department of Motor Vehicles to obtain a driver's license and identification card. On February 20, 2015, the CS and **Maldonado** spoke on the phone several times to discuss the transaction. During the calls, **Maldonado** told the CS the price of the documents, and confirmed

that the CS will not have any problems because the “papers are proven.” On February 25, 2015, the CS and **Maldonado** met in **Maldonado**’s Nissan Titan pickup truck, which was parked at the Brothers Food Mart on Veterans Blvd., to further discuss the deal. During the meeting the CS reiterated to **Maldonado** that he needed the documents in order to get a job. **Maldonado** told the CS that, “it’s getting complicated with Puerto Rican papers.” **Maldonado** then instructed the CS to meet him that evening at a house located on Park Manor Street in Metairie to complete the deal. Sometime thereafter, the CS went to the said house to meet **Maldonado**. After arriving at the location, the CS and **Maldonado** entered a maroon Chevy minivan parked in the driveway, which was also occupied to by Alejandro Rodriguez (“Alejandro”) and Damian Rodriguez (“Damian”).

After the CS and **Maldonado** entered the van, Alejandro and Damian introduced themselves to the CS. The CS told Alejandro and Damian that he needed the documents for a job. The CS and Alejandro then exchanged cash for a birth certificate and social security card. After the CS took possession of the documents from Alejandro, Damian offered to take the CS to the DMV office in located in St. Charles Parish to help the CS obtain a driver’s license and identification card. Moments later, the CS exited the van, entered his car, and drove off to a predetermined location to meet the Homeland Security Investigation special agents that he was working with. After arriving at the predetermined meeting spot, the CS handed a Puerto Rican birth certificate and social security card to the agents. The CS told the agents that he bought the documents from Alejandro with the cash (\$1,500) they had supplied him to complete the transaction. Both documents were issued to an individual hereinafter referred to as Mr. P.

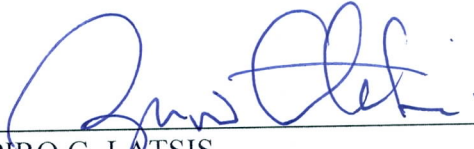
The agents then forwarded the documents that the CS had purchased from

Alejandro to a forensic lab for analysis. The HSI Forensic Lab analyzed the documents and their analysis revealed that the documents were authentic. An agent also verified that the social security number on the card was real and had been issued to Mr. P by the Social Security Administration.

After the investigation was completed, **Maldonado** was arrested pursuant to a valid arrest warrant. After his arrest, **Maldonado** was taken to ICE headquarters for processing. The agents ran **Maldonado's** prints through an immigration database and determined that he was an illegal alien from Honduras. The records check also revealed that **Maldonado** had been removed from the United States on August 16, 2012. Documentation contained in the **Maldonado's** Alien File, including a Warrant of Removal/Deportation, complete with the defendant's fingerprints, photographs and signature, would show that the defendant, **Maldonado**, was removed from the United States to Honduras on August 16, 2012. A qualified Fingerprint Specialist would testify that the fingerprints of the individual documented in the Alien File containing the Warrant of Removal/Deportation and the fingerprints of the defendant are a match. Documentation from the Alien File would further show that the defendant is an alien and not a citizen or national of the United States.

Testimony of an official from U.S. Citizenship and Immigration Services regarding record checks conducted through the Computer Linked Application Information Management System would show that the defendant, **Maldonado**, did not receive consent from the U.S. Attorney General or his designated successor, the Secretary of the Department of

Homeland Security, to apply for readmission or receive permission to reenter the United States since the time of the defendant's previous removal.

 9-20-2016

SPIRO G. LATSIS Date
Assistant United States Attorney

JORGE MALDONADO-RIOS Date
Defendant

MARION D. FLOYD Date
Attorney for Defendant