

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	CRIMINAL NO. 15-286
v.	*	SECTION: "F"
RONY EDGARDO GAVARRETTE	*	
a/k/a Ronnie Garcia	*	
	*	
	*	
	*	

FACTUAL BASIS

The defendant, **RONY EDGARDO GAVARRETTE, a/k/a Ronnie Garcia**, (hereinafter "**GAVARRETTE**"), has agreed to plead guilty as charged to the one-count indictment charging him with illegal reentry of a previously removed alien in violation of Title 8, United States Code, Section 1326(a).

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:

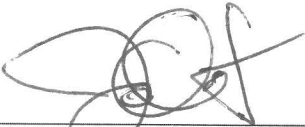
An agent from Immigration and Customs Enforcement (hereinafter "ICE") would testify that on November 10, 2015, ICE agents were working in Orleans Parish, which is located within the Eastern District of Louisiana. An agent would testify that she received information that **GAVARRETTE** was in the United States illegally and was located at 404 South Cortez Street in New Orleans, Louisiana. Agents then proceeded to the residence and knocked on the door. A female answered the door and allowed the agents to enter. The agents explained that they were looking for the defendant and the female led them to the bedroom where the defendant was located. The defendant was then positively identified and taken into custody.

The agents brought him to the ICE office in order to conduct record checks through various U.S. Department of Homeland Security databases in order to further confirm the citizenship and status of **GAVARRETTE**. These record checks further confirmed that the defendant was an alien, citizen of

Honduras and illegally present in the United States.

Documentation from ICE records contained in the defendant's Alien File, including a Warrant of Removal/Deportation, complete with the defendant's fingerprints, photographs and signature, would demonstrate that the defendant, **GAVARRETTE**, was removed from the United States to Honduras on September 26, 2011. A qualified ICE 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 were 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.

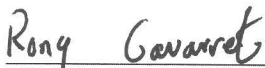
Testimony of an official from U.S. Citizenship and Immigration Services regarding record checks conducted through the Computer Linked Application Information Management System would show that the defendant, **GAVARRETTE**, did not receive consent from the U.S. Attorney General or his designated successor,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



JON MAESTRI
Assistant United States Attorney

5.18.16

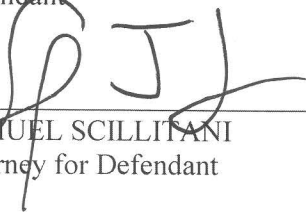
Date



RONY EDGARDO GAVARRETTE
Defendant

5/18/16

Date



SAMUEL SCILLITANI
Attorney for Defendant

5/18/16

Date