

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

UNITED STATES OF AMERICA

*

CRIMINAL NO. 18-105

v.

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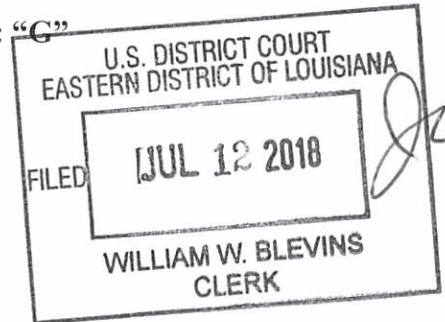
SECTION: "G"

CARLOS ALBERTO ANDRADE

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FACTUAL BASIS



The defendant, **CARLOS ALBERTO ANDRADE**, ("ANDRADE") 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:

On April 16, 2018, at approximately 7:40 p.m., a deputy with the St. Tammany Parish Sheriff's Office (STPSO), stopped a vehicle traveling eastbound on Interstate 12, near mile marker 56, for improper lane usage. According to the deputy, he observed a 2004 Honda Pilot cross the center line dividing the two east bound lanes, then cross the white line separating the interstate from the shoulder of the road, and travel partially on the shoulder for some distance. The deputy then initiated a traffic stop and called for the driver to exit the vehicle. A Hispanic male, later identified as Mario Nunez-Lopez (Nunez), exited and presented the deputy with a foreign identification card. The deputy then approached the vehicle and observed that it was occupied by eight (8) additional individuals and that there was no luggage in the vehicle. While attempting to

Fee _____
 Process _____
 X Dktd _____
 Ctrm Dep. *jr* _____
 Doc. No. _____

AUSA *nr* _____
 Defendant *ca* _____
 Defense Counsel *jit* _____

communicate with the driver and passengers, the deputy discovered that they spoke very little English. He then requested the assistance of U.S. Border Patrol.


Border Patrol Agents (BPA) responded to the scene to render assistance to the deputy. The agents interviewed Nunez and determined that he was an illegal alien from Honduras, who had entered the United States by illegally crossing the border with Mexico. The agents also confirmed that all of the passengers were illegal aliens. The officers then transported Nunez and the passengers to their office for processing. Shortly thereafter, an ICE Special Agent and BPA, who is a Spanish speaker, interviewed **ANDRADE** and he admitted that he paid coyotes (smugglers who facilitate the migration of people across the United States/Mexico border) to smuggle him from El Salvador to the United States. **ANDRADE** also told the officers that Nunez was driving him from Houston to Boston.

The agents then checked various immigration databases and determined that **ANDRADE** was a citizen of El Salvador, and that he had no claim to United States citizenship. The record checks also revealed that **ANDRADE** had been removed from the United States on March 13, 2009. 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, **ANDRADE**, did not receive consent from the U.S. Attorney General or his designated successor, the Secretary of the Department of Homeland Security, to

AUSA _____
Defendant _____
Defense Counsel _____
MR

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

APPROVED AND ACCEPTED:

*Myles Ravier
on behalf of*


SPIRO G. LATSIS
Assistant United States Attorney
7/12/18

Date



JERROD THOMPSON-HICKS
Attorney for the Defendant
7/12/18

Date



CARLOS ALBERTO ANDRADE
Defendant

Date