

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL NO. 19-240
v. * SECTION: "R"
MARLON TORRES-HERRERA *
a/k/a Marlon Herreras -Torres *
* * *

FACTUAL BASIS

The defendant, **MARLON TORRES-HERRERA** (hereinafter "**TORRES** "), 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:

In or around November 2019, Agents from Immigration and Customs Enforcement (ICE) learned that **TORRES** was residing in Metairie, Louisiana after reentering the United States illegally. On November 14, 2019, Agents conducted surveillance at 3708 Division St., Apt 221 in Metairie, LA where **TORRES** was believed to be residing. **TORRES** was observed by federal agents exiting the residence at approximately 9:00 a.m. Agents upon seeing him exit the apartment exited their vehicles and identified themselves. **TORRES** attempted to flee the scene. Agents gave commands in English and Spanish to stop and after a brief chase **TORRES** was taken into custody.

During processing, **TORRES** was interviewed and admitted to being a citizen of Nicaragua and illegally present in the United States. The agent then checked various immigration databases

AUSA _____
Defendant _____
Defense Counsel _____

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and determined that **TORRES** was indeed a citizen of El Salvador, and that he had no claim to United States citizenship. The record checks also confirmed that **TORRES** had been removed from the United States on May 16, 2011, from San Antonio, Texas. 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, **TORRES**, 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.

Carter K. Guice Jr. 17 JUNE 2020
CARTER K. D. GUICE JR. Date
Assistant United States Attorney

Valerie Juscelin 6-17-2020
VALERIE JUSSELIN, ESC. Date
Attorney for the Defendant

MARLON TORRES JUN 16 2020
MARLON TORRES-HERRERA Date
Defendant