

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA * CRIMINAL DOCKET NO.: 18-14
v. * SECTION: "F"
GUADALUPE HERRERA-PEREZ * VIOLATION: 8 U.S.C. §§ 1326(a), (b)(2)
* * *

FACTUAL BASIS

Were this matter brought to trial the United States would prove through competent evidence the following beyond a reasonable doubt.

On November 26, 2017, Immigration and Customs Enforcement (ICE) agents encountered the defendant **GUADALUPE HERRERA-PEREZ (HERRERA-PEREZ)** after he was arrested in Jefferson Parish, Louisiana, for driving while intoxicated. **HERRERA-PEREZ** admitted to the agents that he was a Mexican citizen and did not possess any immigration documents that allowed him to be in the United States lawfully. After this admission, the agents conducted ICE record checks that confirmed **HERRERA-PEREZ** is, in fact, a citizen of Mexico illegally present in the United States having been previously ordered deported and removed from the United States on or about January 28, 1998. **HERRERA-PEREZ** did not receive the requisite consent from the United States 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 his previous removal.


In addition, Texas state court records revealed that on or about September 9, 1998, in the 179th District Court of Harris County, **HERRERA-PEREZ** was convicted of aggravated robbery with a deadly weapon, in violation of Title 7, Section 29.03, of the Texas Penal.


IRENE GONZALEZ
Assistant United States Attorney

12/30/2020
Date


GUADALUPE HERRERA-PEREZ
Defendant

12-30-20
Date


ERNEST JAMES BAUER, JR.
Attorney for Defendant

12-30-20
Date