

UNITED STATES DISTRICT COURT
for the
Northern District of California

FILED
Feb 04 2021
SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

United States of America
v.
MARK OGO,
ANTHONY CRISTIAN VALDOVINOS, and
WILLIAM RIEDY

Case No.3:21-mj-70207 MAG

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of July 22-24, 2020 in the county of San Mateo in the
Northern District of California, the defendant(s) violated:

Table with 2 columns: Code Section, Offense Description. Row 1: Count 1, 21 USC 846, 841(a)(1), and (b)(1) (B); Conspiracy to Distribute or Possess with Intent to Distribute 5 Grams and More of Methamphetamine: See attached sheet for maximum penalties. Row 2: Count 2, 21 USC 841(a)(1) and (b)(1)(B); Distribution of and Possession with Intent to Distribute 5 Grams and More of Methamphetamine: See attached sheet for maximum penalties.

This criminal complaint is based on these facts:

See attached affidavit of DEA Special Agent Edmund Ian Sharp.

Continued on the attached sheet.

Approved as to form /s/
AUSA Christina Liu

/s
Complainant's signature
Edmund Ian Sharp, DEA Special Agent
Printed name and title

Sworn to before me by telephone.

Date: 02/04/2021

Judge's signature

City and state: San Francisco, California

The Hon. Laurel Beeler, U.S. Magistrate Judge
Printed name and title

**PENALTY SHEET**  
*United States v. Mark Ogo*

Count 1: 21 U.S.C. §§ 846, 841(a)(1), and (b)(1)(B)

Conspiracy to Distribute or Possess with Intent to Distribute 5 Grams and More of Methamphetamine

Maximum Penalties:

- Minimum of 5 years and maximum of 40 years of imprisonment
- Minimum of 4 years and maximum of lifetime of supervised release
- \$5,000,000 fine
- \$100 special assessment
- Forfeiture
- Denial of federal benefits

Count 2: 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)

Distribution of or Possession with Intent to Distribute 5 Grams and More of Methamphetamine

Maximum Penalties:

- Minimum of 5 years and maximum of 40 years of imprisonment
- Minimum of 4 years and maximum of lifetime of supervised release
- \$5,000,000 fine
- \$100 special assessment
- Forfeiture
- Denial of federal benefits

**PENALTY SHEET**  
*United States v. William Riedy*

Count 1: 21 U.S.C. §§ 846, 841(a)(1), and (b)(1)(B)

Conspiracy to Distribute or Possess with Intent to Distribute 5 Grams and More of Methamphetamine

Maximum Penalties:

- Minimum of 5 years and maximum of 40 years of imprisonment
- Minimum of 4 years and maximum of lifetime of supervised release
- \$5,000,000 fine
- \$100 special assessment
- Forfeiture
- Denial of federal benefits

Count 2: 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)

Distribution of or Possession with Intent to Distribute 5 Grams and More of Methamphetamine

Maximum Penalties:

- Minimum of 5 years and maximum of 40 years of imprisonment
- Minimum of 4 years and maximum of lifetime of supervised release
- \$5,000,000 fine
- \$100 special assessment
- Forfeiture
- Denial of federal benefits

**PENALTY SHEET**

***United States v. Anthony Cristian Valdovinos***

Count 1: 21 U.S.C. §§ 846, 841(a)(1), and (b)(1)(B)

Conspiracy to Distribute or Possess with Intent to Distribute 5 Grams and More of Methamphetamine

Maximum Penalties:

Minimum of 5 years and maximum of 40 years of imprisonment

Minimum of 4 years and maximum of lifetime of supervised release

\$5,000,000 fine

\$100 special assessment

Forfeiture

Denial of federal benefits

Count 2: 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)

Distribution of or Possession with Intent to Distribute 5 Grams and More of Methamphetamine

Maximum Penalties:

Minimum of 5 years and maximum of 40 years of imprisonment

Minimum of 4 years and maximum of lifetime of supervised release

\$5,000,000 fine

\$100 special assessment

Forfeiture

Denial of federal benefits

## **AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT**

I, Edmund Ian Sharp, a Special Agent with the Drug Enforcement Administration (“DEA”), being duly sworn, state:

### **INTRODUCTION AND PURPOSE OF AFFIDAVIT**

1. This affidavit is made in support of a criminal complaint against and arrest warrants for Mark OGO, Anthony Cristian VALDOVINOS, and William RIEDY each for conspiring to distribute or possess with intent to distribute at least 5 grams of actual methamphetamine, in violation of 21 U.S.C. §§ 846 and 841(a)(1) and (b)(1)(B), and each for distributing or possessing with intent to distribute at least 5 grams of actual methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

2. The facts in this affidavit come from my training and experience, information from records and databases, and information obtained from other agents and witnesses. This affidavit does not set forth all of my knowledge about this matter; it is intended to only show that there is sufficient probable cause that OGO, VALDOVINOS, and RIEDY each conspired to distribute at least 5 grams of actual methamphetamine, in violation of 21 U.S.C. §§ 846 and 841(a)(1) and (b)(1)(B), and each distributed or possessed with intent to distribute at least 5 grams of actual methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

### **AGENT BACKGROUND**

3. I am a Special Agent of the Drug Enforcement Administration (“DEA”) and have held this position since September 2019. I am currently assigned to the DEA Resident Office in Oakland, California. I am an “investigative or law enforcement officer of the United States” within the meaning of 18 U.S.C. § 2510(7) and am empowered by law to conduct investigations of, and to make arrests for, offenses enumerated in 18 U.S.C. § 2516.

4. In January 2020, I completed the DEA’s 18 week specialized law enforcement training course at the DEA’s Training Academy in Quantico, Virginia. The training covered all aspects of drug investigations, including the identification of controlled substances, physical and

electronic surveillance, utilization of confidential sources, interview techniques, undercover operations, financial investigations, money laundering techniques, and the general operation of drug trafficking organizations.

5. Prior to my employment with the DEA, I was on active duty with the United States Coast Guard for approximately four years. For more than two of those years, I was a member of my unit's law enforcement team and directly participated in more than a dozen narcotics interdiction operations. These operations primarily involved intercepting drug-smuggling boats in the Eastern Pacific Ocean. These interdictions frequently involved the seizure of hundreds of kilograms of controlled substances. Over the course of my deployment, I was involved in the seizure of several metric tons of controlled substances. In that assignment, I became familiar with various practices of drug traffickers, such as the methods used for packaging, hiding, transporting, and smuggling narcotics.

6. During the course of my law enforcement career, I have participated in numerous drug trafficking investigations. I have participated in multiple interviews with persons involved in drug trafficking. In addition, I have spoken with more experienced law enforcement officers concerning the methods and practices used by drug traffickers. I have participated in many aspects of drug investigations including, but not limited to, controlled purchases of narcotics, physical and electronic surveillance, and the execution of search warrants. I have previously served as the affiant for both federal arrest and search warrants.

7. Based on my training and experience, as well as conversations I have had with drug dealers, informants, and experienced law enforcement officers (collectively, my "training and experience"), I have become familiar with the practices of narcotics traffickers. Specifically, I am familiar with methods that traffickers use to smuggle, safeguard, transport, and distribute narcotics, and to collect and launder the proceeds of drug trafficking. These methods include the use of automobiles, wireless communication devices (such as cellular phones), lookouts and counter surveillance, false or fictitious identities, coded language, and/or encrypted communications. I know that many drug traffickers use cell phones to facilitate their drug

dealing activities, including to arrange the collection, transportation, and distribution of narcotics. I also know that many drug traffickers will meet in person at pre-arranged locations to conduct meetings and transactions in furtherance of their drug trafficking activities. Many drug dealers utilize such practices to commit crimes while avoiding detection by law enforcement.

#### **APPLICABLE LAW**

9. Sections 841(a)(1) and (b)(1)(B) of Title 21 of the U.S. Code makes it a crime to knowingly or intentionally distribute methamphetamine.

10. Section 846 of Title 21 of the U.S. Code makes it a crime to conspire to commit a narcotics offense under Title 21, United States Code, Section 841.

#### **STATEMENT OF PROBABLE CAUSE**

11. In summary, on or about July 23, 2020, OGO and VALDOVINOS flew from San Francisco, California to San Diego, California to buy methamphetamine from RIEDY. On or about July 24, 2020, OGO and VALDOVINOS met RIEDY in Calexico, California and bought approximately 11,978 grams of actual methamphetamine from RIEDY. OGO and VALDOVINOS packed the methamphetamine inside OGO's rental car and drove the methamphetamine back up north to the Northern District of California. When OGO and VALDOVINOS reached San Mateo, California, officers stopped their car during a traffic stop, searched the car, and found approximately 28 packages of methamphetamine. These packages contained approximately 11,978 grams of actual methamphetamine.

#### **On July 22 and 23, 2020, OGO and VALDOVINOS Exchanged Phone Messages and Arranged to Pick Up Drugs from RIEDY in Southern California.**

12. On or about July 22, 2020, according to Apple iCloud records obtained pursuant to a search warrant, OGO used phone number [REDACTED] to exchange phone messages with phone number [REDACTED], which OGO had saved in his phone under the contact name "Valdevinos." According to phone records from T-Mobile USA, Inc., the phone number [REDACTED] is subscribed to "Anthony Valdovinos" at "[REDACTED] Sunnyvale, CA 94089." Based on my knowledge of this investigation and my discussion with

other experienced law enforcement officers, I believe VALDOVINOS was the user of [REDACTED]

13. On July 22, 2020 at around 8:39 p.m., iCloud records show that OGO sent a message to VALDOVINOS's number and asked, "Hey Chris How was your shrooming experience? Are you still up for the trip tomorrow?" At around 11:28 p.m., VALDOVINOS sent a message back and said he had "thought hard about it" but was concerned about "the flying part" because "flying makes me nervous." About 40 minutes later, at around 12:17 p.m. on July 23, 2020, OGO messaged VALDOVINOS, "Hey Chris So look, I need to know if you're going or not. I haven't bought tickets yet and I need to get them by tomorrow morning. So what's the deal? Are you coming? Or not? I hope it's a yes." I know from public database and law enforcement records that VALDOVINOS's middle name is "Cristian," and I know from my training and experience that "Chris" is sometimes used as a nickname or shortened name for "Cristian." Based on my training, experience, knowledge of the investigation, and discussions with other experienced agents, I believe that during this conversation, OGO asked whether VALDOVINOS still wanted to go with OGO on a trip that they had previously discussed, because OGO would buy tickets in the morning. Based on my knowledge of the investigation, I believe that OGO wanted to buy plane tickets for him and VALDOVINOS to fly down to Southern California and pick up methamphetamine.

14. During the same conversation, OGO messaged VALDOVINOS, "Oh and I need your full babe and how it appears on your drivers license to buy your plane ticket. I'll also give you \$200 and so[m]e product for your help in this ok? So please let me know ASAP. Thank you Chris. I know I can count on you. But please let me know soon. Thanks." Based on my training, experience, knowledge of this investigation, and discussions with other experienced agents, I believe that in this message, OGO asked for VALDOVINOS's full name<sup>1</sup> so that OGO could buy VALDOVINOS's plane ticket for him. I also believe that OGO offered to pay

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<sup>1</sup> OGO's message said "babe," but I believe based on my knowledge of the investigation and the message context that he meant "name").

VALDOVINOS with \$200 in cash and “product” (a term that I know, from my training and experience, is commonly used by drug traffickers, such as OGO, to refer to the drugs from their drug sales) in exchange for VALDOVINOS coming on the trip with OGO.

15. Between about 12:20 a.m. and 12:23 a.m. on July 23, 2020, VALDOVINOS and OGO exchanged a series of messages:

VALDOVINOS: I can come over later  
VALDOVINOS: So we can go over the plan  
VALDOVINOS: Not by text  
OGO: But if you’re up to driving I will drive all the way like the first time. I’m gonna need to rent a car in the morning then. Are you sure? I don’t wanna rent a car and then you bail on me in the last moment  
VALDOVINOS: It’s a flight there and then drive back u said?  
VALDOVINOS: (Well Ofcourse I guess u wouldn’t wanna fly back with that lmaooo)  
OGO: It’s a flight that’s only an hour and a half and then a 2 hour drive and then wait till the morning for the rest of the product to arrive and then drive home  
VALDOVINOS: Ok then  
VALDOVINOS: But  
OGO: Yay!!! Really?  
VALDOVINOS: I don’t wanna have any stuff anymore. Gotta get ready for the fall season clean  
VALDOVINOS: I’ll forego the gifted stuff for an up in pay instead?

Based on my training, experience, knowledge of this investigation, and discussions with other experienced agents, I believe OGO told VALDOVINOS that they could fly and then drive themselves closer to the meeting location, wait for the drugs (“product”) to arrive the next day, and then drive back “home.”<sup>2</sup> I believe the two men planned to travel back up to the San Francisco by car, rather than by plane, because they would not want to fly back with the drugs. (Based on my training, experience, and discussions with other experienced agents, drug traffickers such as OGO and VALDOVINOS would prefer not to carry drugs on to the plane due to the risk of law enforcement detection.) I believe that OGO agreed to this plan when he said,

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<sup>2</sup> I know from other evidence in this investigation that OGO lives in San Mateo, California and VALDOVINOS has a self-reported billing address in Sunnyvale, California and a self-reported home address in San Jose, California.

“Yay!!! Really?” I also believe that during the conversation, VALDOVINOS asked OGO to pay him in a larger amount of cash (“up in pay”) instead of in both drugs (“gifted stuff”) and cash, because VALDOVINOS wanted to start the fall season “clean” and did not want any more drugs (“stuff”). (Based on my training, experience, knowledge of this investigation, and discussion with other experienced agents, I know it is common for drug traffickers such as VALDOVINOS to use the term “stuff” as slang for drugs and the term “clean” to mean not having drugs in their possession.)

16. Later in the same conversation, OGO asked VALDOVINOS for his “name and last name as it appears on your drivers license” because OGO would book their plane tickets. VALDOVINOS said he would book his own ticket. The two men exchanged further phone messages to coordinate their efforts as they each booked a ticket for Flight 1476 on Southwest Airlines, departing from SFO at 7:55 p.m. that evening and arriving at SAN at 9:30 p.m. that same evening, for about \$99 or \$100 in cost. I know from my training and experience that “SFO” refers to San Francisco International Airport and “SAN” refers to San Diego International Airport.

17. During the same conversation, between about 12:45 a.m. and 1:02 a.m., OGO messaged VALDOVINOS, indicated that OGO had finished booking his own plane ticket, and asked VALDOVINOS, “Do you want me to send you cash app so you can get yours?” At around 1:17 a.m. and 1:19 a.m., VALDOVINOS replied with: “Yes here I’ll send my cashapp” and [REDACTED] I know from my training and experience that CashApp is a cell phone application that drug traffickers, including OGO and VALDOVINOS, commonly use to transfer payments in connection with their drug trafficking activities. Furthermore, iCloud records show that OGO’s iCloud account contained a picture titled “IMG\_1010.PNG,” dated July 23, 2020 at 1:32 a.m., titled “For San Diego / Calexico road trip,” and depicting what appears to be a \$99.98 payment from [REDACTED] to “[REDACTED]” Although the investigation has not yet uncovered the true identities of “[REDACTED]” to “[REDACTED]” I believe this picture depicted OGO’s cash payment to VALDOVINOS to cover the cost of VALDOVINOS’s plane

ticket. I formed this belief based on my knowledge of the investigation, the other evidence in the investigation, and the timing and content of the phone messages between OGO and VALDOVINOS between about 12:45 a.m. and 1:02 a.m. on July 23, 2020.

18. Partway through these messages about the coordinated purchase of plane tickets, OGO messaged VALDOVINOS, “Let me contact Bill to reconfirm this is all happening tomorrow,” and within a few minutes, confirmed to VALDOVINOS, “Bill said it’s on! We’ll have some already there and just have to wait for some more on Friday morning by noon.” I know from my training and experience that “Bill” is sometimes used as a nickname or shortened name for “William.” Based on the other evidence in this investigation, as discussed below, I believe that the “Bill” referenced in OGO’s messages is the same person as William RIEDY. Based on my training, experience, knowledge of this investigation, and discussions with other experienced agents, I believe these messages reflect that OGO confirmed with RIEDY that RIEDY would arrange for OGO to pick up some drugs on Thursday, July 23, 2020 and the remaining drugs on Friday, July 24, 2020.

19. At about 1:29 p.m., a few hours before their flight, iCloud records show that OGO messaged VALDOVINOS with instructions to put “10K” in VALDOVINOS’s bag. OGO said he himself would put “10K” in his bag. OGO explained, “It’s the maximum cash you can carry It’s going to be used so I can buy a car in San Diego.” Based on my training and experience, I know that drug traffickers such as OGO and VALDOVINOS commonly use the term “10K” to refer to \$10,000. Based on my training, experience, knowledge of this investigation, and discussions with other experienced agents, I believe that in these messages, OGO planned for him and VALDOVINOS to each pack \$10,000. Based on my training and experience, I believe when OGO stated, “It’s going to be used so I can buy a car in San Diego,” OGO was providing VALDOVINOS with an explanation for being in possession of \$10,000, in case VALDOVINOS was questioned at the airport as to why he (VALDOVINOS) was in possession of that amount of money.

**On July 23, 2020, OGO and VALDOVINOS Flew to San Diego and Rented a Car at the San Diego Airport.**

20. According to subpoenaed records from Southwest Airlines, on July 23, 2020, OGO and VALDOVINOS each booked a same-day plane ticket for Southwest Airlines Flight 1476, departing from SFO at 7:55 p.m. and arriving at San Diego International Airport at 9:30 p.m. that evening. The price of each ticket was \$99.98.

21. On July 23, 2020 at around 9:33 p.m., iCloud records show that OGO sent a phone message to phone number [REDACTED] which was saved in OGO's account under the contact name [REDACTED] and said, "Hey We made it to San Diego! Now headed to rent a car then make the drive to Calexico."

22. At around 9:45 p.m., according to subpoenaed records from Enterprise Rental Car, OGO rented a white Mercedes GLC 300, bearing California license plate number [REDACTED] from San Diego International Airport as a "one way rental," with a return date of July 26, 2020 by 9:30 p.m. at San Francisco International Airport.

**In the Early Morning on July 24, 2020, OGO and VALDOVINOS Drove to a Motel in Preparation, Met RIEDY, Picked Up a Car Tire, and Retrieved Methamphetamine From the Tire.**

23. On July 24, 2020 at around 1:00 a.m., iCloud records show that OGO messaged his contact [REDACTED] and said, "We just got in to the motel."

24. At around 1:14 a.m., border crossing records for the Calexico Port of Entry indicate that RIEDY drove a silver 2020 Nissan Altima ("the Nissan"), bearing California license plate number [REDACTED] from Mexico into the United States through this Port of Entry. As discussed, OGO had stated in a phone message before the trip, "Bill said it's on! We'll have some already there and just have to wait for some more on Friday morning by noon." Based on my discussion with other experienced agents and review of other evidence in this investigation, I believe RIEDY traveled from Mexico to Calexico to bring the first batch of drugs to OGO and VALDOVINOS at their motel.

25. At around 1:32 a.m., iCloud records indicate that OGO took, received, or accessed two pictures depicting a black car tire standing vertically on its side. Based on my training, experience, knowledge of this investigation, review of the other evidence, and discussion with other experienced agents, I believe that OGO and VALDOVINOS picked up this car tire and took it to a motel where, as discussed below, they cut open the car tire and retrieved the methamphetamine hidden inside.

26. At around 1:37 a.m., iCloud records indicate that OGO messaged [REDACTED] “We have a dilemma The stuff is inside the tire and we can’t get it out! Bill broke a saw trying to cut through the tire. Any ideas?” A few minutes later, OGO messaged the phone number [REDACTED], which OGO had saved in his account under the contact name [REDACTED] and asked, “Do you know of a trustworthy mechanic who could take this tire off the rim? Our product is inside and there is no way to get it off.” Based on my knowledge of the investigation and review of other evidence, I believe OGO sent these messages after his, VALDOVINOS’s, and RIEDY’s initially unsuccessful efforts to extract the methamphetamine (“stuff;” “product”) from the tire.

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27. At around 3:33 a.m., iCloud records show that OGO messaged [REDACTED] “Look what Chris did!” and “He looked that shit up on the internet and BAM! We got in!!!” iCloud records reveal that at approximately the same time, OGO took, received, or accessed a picture depicting a car tire lying on the ground, on its side, with a crescent-shaped section of its side wall cut open. This picture is included below:



It appears from the picture that the inside of the car tire, as revealed by the cut in the side wall, contains white, packaged objects.

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28. At around 3:54 a.m., iCloud records show that OGO took, received, or accessed a picture depicting approximately 30 white, oblong, packaged objects on the ground. Some of these objects appear to be lying on top of a thin, black or gray crescent-shaped strip of material. This picture is included below:



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29. Also at around 3:54 a.m., iCloud records show that OGO took, received, or accessed a picture that appeared to depict a car tire, propped up on its side, with a larger, crescent-shaped portion of its side wall cut out of it. Unlike the picture that OGO took, received, or accessed at around 3:33 a.m., this picture does not appear to show visible objects peeking out from the opening in the car tire. This picture is included below:



The bottom of this picture appears to show two of the white, packaged objects depicted in the previous photos.

30. At around 3:59 a.m., iCloud records indicate that OGO sent a message to [REDACTED], “We did it! Or I should say Chris did it. He came up with the idea of slicing the tire from the round and not across and it worked!” The records indicate that OGO attached three picture to this message. Based on my training, experience, knowledge of this investigation, and discussion

with other experienced agents, I believe OGO sent this message in reference to VALDOVINOS helping OGO extract the white, packaged objects by cutting the tire open.

31. Between about 5:31 a.m. and 5:42 a.m., iCloud records show that OGO sent four messages to four phone contacts stating, “New PriceList \$4000 1# \$3900 2# \$3800 3# \$3700 4# 3600 5# and up.” In two of these messages, OGO added, “Sorry but Bill’s price went up on me \$1000 so I had to raise the prices,” and in the remaining two message, OGO added, “Sorry but Bill’s price went up on me and I had to follow accordingly.” At around 4:56 p.m., OGO sent a second message to one of these contacts and said, “No but seriously Bill did change the price on me. He raiseit \$500.” Based on my training, experience, knowledge of this investigation, and discussion with other experienced agents, I believe that in these messages, OGO was telling his drug customers that RIEDY, his drug supplier, had raised his drug prices and thus OGO, in turn, had to raise his drug prices as well.

32. Based on my review of other evidence in this investigation and discussion with other experienced agents, I believe the white, packaged objects depicted in these pictures and referenced in OGO’s message are the same packages of methamphetamine that officers later seized from OGO’s rental car, as discussed further below.

**Later in the Morning on July 24, 2020, RIEDY Retrieved More Drugs in Mexico and Delivered Them to OGO, After Which OGO and VALDOVINOS Began to Drive the Drugs Back Up North.**

33. At around 9:36 a.m. on the same day (July 24, 2020), iCloud records indicate that RIEDY sent a phone message to OGO stating, “I’m headed there now, so don’t leave without me.” The two men confirmed that OGO found RIEDY’s key to a Nissan in OGO’s motel room. At around 9:45 a.m., OGO messaged RIEDY, “What time are you arriving?” At around 9:46 a.m., RIEDY messaged back in response, “On my way” and “20 minutes.” Based on my knowledge of this investigation and discussion with other experienced agents, I believe these messages show that RIEDY had left OGO and VALDOVINOS in the motel room without RIEDY’s car key, and that RIEDY intended to meet OGO again later that morning. As discussed, OGO had confirmed before his trip that RIEDY had planned for OGO to receive a

first batch of suspected drugs after OGO arrived in Southern California on July 23, 2020, and a second batch of suspected drugs around noon on July 24, 2020.

34. At around 10:04 a.m., according to iCloud records, RIEDY messaged OGO, “Turns out that 10-minute pedestrian line is more like two hours. I’m buying your viagra right now and then heading to the other gate.” Based on my training, experience, and discussions with other experienced agents, I know there is an entry point at the Calexico Port of Entry that is designated for pedestrians crossing the border on foot. Based on my training, experience, knowledge of this investigation, and discussion with other experienced agents, I believe that in this message, RIEDY told OGO that RIEDY was in the process of buying drugs—specifically, “viagara,” which I know from my training and experience to be a type of prescription medication—for OGO and crossing the border into the United States on foot.

35. At around 10:37 a.m., border crossing records for the Calexico Port of Entry show that RIEDY made a pedestrian crossing from the Mexico to the United States.

36. At around 10:50 a.m., iCloud records show that RIEDY messaged OGO, “Marc, I need you to come get me at the Garita !!” I know from my training, experience, and discussion with other experienced agents that individuals crossing the border, such as RIEDY, sometimes use the term “Garita” to refer to an inspections station at the border. About ten minutes later, RIEDY sent OGO an address: “UETA Duty Free 433 Menivielle Rd, Calexico, CA 92231.” I know from my training, experience, and discussion with other experienced agents that this location is within walking distance of the Port of Entry in Calexico.

37. At around 12:07 p.m., border crossing records for the Calexico Port of Entry show that RIEDY left the United States by driving his Nissan across the border to Mexico.

38. At around 12:59 p.m., iCloud records show that OGO messaged [REDACTED] “I’m on my way home now but still in Calexico gotta gas up and go.” Based on my training, experience, knowledge of this investigation, and discussion with other experienced agents, I believe that when OGO sent this message, he was preparing to leave Calexico (“still in Calexico”) and would

soon get gas for his car and begin the drive (“gotta gas up and go”) back to his home in the Northern District of California (“I’m on my way home now”).

**That Evening, on July 24, 2020, Officers Stop OGO’s and VALDOVINOS’s Car in the Northern District of California and Seize Approximately 28 Packages of Methamphetamine.**

39. At approximately 10:00 p.m. that evening (July 24, 2020), officers from the Redwood City Police Department conducted a traffic stop on OGO’s rental car after they observed the car fail to come to a complete stop at a stop sign in San Mateo, which is in the Northern District of California. VALDOVINOS was in the driver’s seat and OGO was in the passenger seat.

40. Officers approached the car and asked whose car it was. OGO replied that it was his rental car and that he and VALDOVINOS had driven the car up from San Diego. OGO provided the officers with insurance information.

41. As the officers conducted a records check on OGO and VALDOVINOS, a narcotics certified canine performed a narcotics detection examination of the car and indicated there was the presence of contraband related to controlled substances in the car. Officers removed OGO and VALDOVINOS from the car.

42. Officers looked inside the car and saw a large duffel bag located behind the front driver’s seat. Officers observed that the duffel bag had what appeared to be plastic packaging sticking out of the bag. A closer examination of the large duffel bag revealed approximately 24 plastic wrapped packages containing suspected methamphetamine, along with a Southwest Airlines ticket for VALDOVINOS for a July 23, 2020 flight from San Francisco to San Diego.

43. Officers also observed a gray backpack located behind the front passenger seat. Inside the gray backpack were another 4 plastic wrapped packages of suspected methamphetamine.

44. Officers believed the substance in the approximately 28 packages was methamphetamine based on its crystal-like appearance and based on their training and experience. I know based on my training and experience that drug traffickers, such as RIEDY,

OGO, and VALDOVINOS, commonly package their methamphetamine in plastic, such as in plastic wrap or plastic bags, because it allows the person purchasing the methamphetamine to inspect it prior to purchase. Such individuals also typically package and transport their methamphetamine in one pound packages or quantities before they are resold and broken down into smaller quantities. Officers later weighed the approximately 28 packages and determined the collective gross weight of the packages was approximately 30 pounds. I know from my training and experience that this quantity of methamphetamine is consistent with possession of methamphetamine for distribution and inconsistent with possession of methamphetamine for personal use.

45. Officers read VALDOVINOS his Miranda rights and VALDOVINOS made post-Miranda statements. VALDOVINOS claimed that he and OGO were in a dating relationship and were returning from vacation in San Diego by rental car. VALDOVINOS denied ownership of the methamphetamine in the car and denied knowledge of or involvement in drug trafficking activities. VALDOVINOS agreed the quantity of methamphetamine in the car was considerably more than what would be for personal use.

46. Officers read OGO his Miranda rights. OGO declined to speak to officers.

47. The DEA laboratory subsequently tested the suspected methamphetamine. The suspected methamphetamine was in fact methamphetamine. It weighed a collective total of approximately 12,349 grams of methamphetamine and was about 97% pure methamphetamine, for a total of approximately 11,978 grams of actual methamphetamine.

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**CONCLUSION**

48. Based on the facts set forth above, I believe there is probable cause that OGO, VALDOVINOS, and RIEDY each conspired to distribute or possess with intent to distribute at least 5 grams of actual methamphetamine, in violation of 21 U.S.C. §§ 846 and 841(a)(1) and (b)(1)(B), and each distributed or possessed with intent to distribute at least 5 grams of actual methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

/s

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EDMUND IAN SHARP  
Special Agent  
Drug Enforcement Administration

Sworn to before me over the telephone and signed  
by me pursuant to Fed. Crim. P 4.1 and 4(d) on  
this 4<sup>th</sup> day of February 2024



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THE HONORABLE LAUREL BEELER  
UNITED STATES MAGISTRATE JUDGE