
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Steven C. Mannion, U.S.M.J.
 :
 v. : Mag. No. 16-6008
 :
 ANTHONY WARNER : **CRIMINAL COMPLAINT**
 :

I, Anthony R. Cangelosi, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the United States Department of Homeland Security, and that this complaint is based on the following facts:

SEE ATTACHMENT B

Continued on the attached page and made a part hereof:



Special Agent Anthony R. Cangelosi
U.S. Department of Homeland Security

Sworn to before me and subscribed in my presence,
January 11, 2016 in Newark, New Jersey

HONORABLE STEVEN C. MANNION
UNITED STATES MAGISTRATE JUDGE


Signature of Judicial Officer

ATTACHMENT A

COUNT I

On or about January 10, 2016, at Newark Liberty International Airport, in the District of New Jersey and elsewhere, defendant

ANTHONY WARNER

did willfully and knowingly make and cause to be made materially false, fictitious, and fraudulent statements and representations in a matter within the jurisdiction of a department or agency of the United States.

In violation of Title 18, United States Code, Section 1001, and Title 18, United States Code, Section 2.

COUNT II

On or about January 10, 2016, at Newark Liberty International Airport, in the District of New Jersey and elsewhere, defendant

ANTHONY WARNER

with the intent to evade a currency reporting requirement under Title 31, United States Code, Section 5316, knowingly concealed more than \$10,000 in currency and other monetary instruments in any conveyance, article of luggage, merchandise, and other container, and transported and transferred and attempted to transport and transfer such currency and monetary instruments from a place outside the United States to a place within the United States.

In violation of Title 31, United States Code, Section 5332(a)(1) and (b), and Title 18, United States Code, Section 2.

FORFEITURE

As a result of the foregoing offense alleged in Count Two, herein alleged and incorporated by reference for the purpose of alleging forfeitures to the United States of America pursuant to the provisions of Title 31, United States Code, Section 5332, the defendant

ANTHONY WARNER

shall, upon conviction of the offense alleged in Count Two, forfeit to the United

States all property, real and personal, involved in the offense, and all property traceable to such property, wherever located, and in whatever name held, which property includes, but is not limited to, United States currency in the total amount of \$195,000.

In the event that any property described above as being subject to forfeiture, as a result of any act of omission by the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to or deposited with a third person;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of said defendant's up to the value of the above-described property.

ATTACHMENT B

I, Anthony R. Cangelosi, am a Special Agent with the United States Department of Homeland Security ("HSI"). I am fully familiar with the facts set forth herein based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and items of evidence. Where statements of others are related herein, they are related in substance and part. Because this Complaint is being submitted for the sole purpose of establishing probable cause to support the issuance of a complaint, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. On or about January 10, 2016, Defendant ANTHONY WARNER arrived at Newark Liberty International Airport in the District of New Jersey as a passenger aboard a commercial airline flight from Mumbai, India.

2. Defendant ANTHONY WARNER works as a pilot for said commercial airline and is the holder of a Global Entry¹ card issued by United States Customs and Border Protection.

3. Defendant ANTHONY WARNER was carrying a laptop-style bag that contained approximately \$195,736 in United States Currency wrapped in newspaper. Defendant ANTHONY WARNER also had in his possession approximately ten rings, approximately four sets of earrings, and other assorted jewelry of undetermined value.

4. The Global Entry computer system was not working at the time of Defendant ANTHONY WARNER's arrival, so Defendant ANTHONY WARNER presented his United States Customs and Border Protection Customs Declaration, CBP Form 6059B (the "Customs Declaration"), to a Customs and Border Protection Agent.

5. On the Customs Declaration, Defendant ANTHONY WARNER checked "No" in response to the statement, "I am (We are) carrying currency or

¹Global Entry is a United States Customs and Border Protection program that allows expedited clearance upon arrival in the United States for pre-approved travelers who have been determined by Customs and Border Protection to be low-risk. Pre-approval must be completed before enrollment, and the process includes a background check and an in-person interview. At airports, program members proceed to Global Entry kiosks, present their machine-readable passport or U.S. permanent resident card, place their fingers on the scanner for fingerprint verification, and complete a customs verification. The kiosk issues the traveler a transaction receipt and directs the traveler to baggage claim and the exit.

monetary instruments over \$10,000 U.S. or foreign equivalent.”

6. On the Customs Declaration, in response to the statement, “the total value of all goods, including commercial merchandise I/we have purchased or acquired abroad, (including gifts for someone else, but not items mailed to the U.S.) and am/are bringing to the U.S. is \$” Defendant ANTHONY WARNER wrote, “0”.

7. When asked during inspection by the Customs and Border Protection Agent whether he was carrying any money into the United States, Defendant ANTHONY WARNER responded that he was carrying \$180 in United States currency.

8. The back of the Customs Declaration requires that all United States residents “declare all articles that you have acquired abroad and are bringing to the United States” and further states, in relevant part, that, “if you bring in or take out of the United States more than \$10,000 (U.S. or foreign equivalent, or a combination of both), you are required by law to file a report on FinCEN 105 . . . with U.S. Customs and Border Protection. Monetary instruments include coin, currency Failure to file the required report or failure to report the total amount that you are carrying may lead to the seizure of *all* of the currency or monetary instruments, and may subject you to civil penalties and/or criminal prosecution. SIGN ON THE OPPOSITE SIDE OF THIS FORM AFTER YOU HAVE READ THE IMPORTANT INFORMATION ABOVE AND MADE A TRUTHFUL DECLARATION.”

9. Defendant ANTHONY WARNER signed the Customs Declaration immediately under a declaration that states, “I HAVE READ THE IMPORTANT INFORMATION ON THE REVERSE SIDE OF THIS FORM AND HAVE MADE A TRUTHFUL DECLARATION.”