
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY


UNITED STATES OF AMERICA : **CRIMINAL COMPLAINT**
 :
 v. : Honorable Andre M. Espinosa
 :
 ORLANDO PEREZ : Mag. No. 21-11177
 :
 :
 :

I, Joshua Stenzel, the undersigned complainant 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 Federal Bureau of Investigation, and that this complaint is based on the following facts:


SEE ATTACHMENT B



Joshua Stenzel, Special Agent
Federal Bureau of Investigation

Special Agent Stenzel attested to this Complaint by telephone pursuant to Federal Rule of Criminal Procedure 4.1(b)(2)(A) on July 30, 2021, in the District of New Jersey

Honorable Andre M. Espinosa
United States Magistrate Judge



Signature of Judicial Officer

ATTACHMENT A

COUNT ONE

(Possession of Firearms and Ammunition by a Convicted Felon)

On or about December 10, 2020, in the District of New Jersey and elsewhere, the defendant,

ORLANDO PEREZ,

knowing that he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year in the Superior Court of New Jersey, Essex County, did knowingly possess in and affecting commerce firearms and ammunition, namely: (1) a .38 caliber Smith and Wesson, Model 67 revolver, bearing serial number 230K513, loaded with five (5) rounds of .38 caliber ammunition; (2) a .45 caliber Harrington and Richardson Reising, Model 60 semiautomatic carbine with an overall length of 24 inches, bearing serial number 1609; and (3) a 20 gauge Browning, Model Goldhunter shotgun, bearing serial number F61NV09014.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT TWO
(Possession with Intent to Distribute Controlled Substances)

On or about December 10, 2020, in the District of New Jersey and elsewhere, the defendant,

ORLANDO PEREZ,

did knowingly and intentionally possess with intent to distribute a quantity of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance; a quantity of a mixture and substance containing a detectable amount of fentanyl, a Schedule II controlled substance; a quantity of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance; and a quantity of a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

ATTACHMENT B

I, Joshua Stenzel, am a Special Agent with the Federal Bureau of Investigation. 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 photographs of the evidence. Where statements of others are related herein, they are related in substance and part. Because this Complaint is being submitted for a limited purpose, 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. In or around November 2020, members of the Elizabeth Police Department began investigating Orlando Perez ("PEREZ") for narcotics offenses. During November and December 2020, law enforcement conducted controlled purchases of narcotics from PEREZ.

2. On or about December 10, 2020, pursuant to a search warrant, law enforcement searched PEREZ's residence located on Second Street in Elizabeth, New Jersey (the "Residence").

3. The officers recovered the following items from the bedroom of the Residence:

- a. A .38 caliber Smith and Wesson, Model 67 revolver, bearing serial number 230K513 ("Firearm 1"), loaded with five rounds of .38 caliber ammunition (the "Ammunition");
- b. A .22 caliber Brevetta Mondial, model 19X handgun, devoid of a serial number;
- c. A .45 caliber Harrington and Richardson Reising, Model 60 semiautomatic carbine with an overall length of 24 inches, bearing serial number 1609 ("Firearm 2");
- d. A 20 gauge Browning, Model Goldhunter shotgun, bearing serial number F61NV09014 ("Firearm 3") (collectively, the "Firearms");
- e. Three magazines;
- f. Eight boxes each containing 100 rounds of .22 caliber Remington ammunition;
- g. Three boxes each containing 100 rounds of .22 Omark ammunition;

- h. One box containing 62 rounds of .22 Omark ammunition;
- i. One box containing 13 rounds of 12 gauge Winchester-Dove ammunition;
- j. One box containing five rounds of OO Buck ammunition;
- k. One box containing 49 rounds of 9mm ammunition;
- l. One box containing 64 rounds of Pyrodex .50 caliber pellets;
- m. One box containing 15 rounds of .380 caliber ammunition;
- n. One box containing 36 rounds of .45 caliber ammunition;
- o. Six 6mm blank cartridges;
- p. One pack containing 12 Powerbelt .50 caliber arrow tips;
- q. One box containing 176 Winchester 777 primers;
- r. One plastic tube containing one primer, three pellets, and one arrow tip;
- s. Two 12 gauge shot gun shells;
- t. Six miscellaneous large caliber rounds of ammunition;
- u. One box containing Remington 12 gauge shot gun shells;
- v. One box containing 34 rounds of .22 caliber ammunition;
- w. One box containing Winchester primers;
- x. Thirty (30) glassine envelopes containing a mixture of heroin and fentanyl;
- y. A ziplock bag containing eleven (11) methamphetamine pills;
- z. A ziplock bag containing ten (10) methamphetamine pills;
- aa. A sandwich bag containing cocaine;
- bb. Three digital scales;
- cc. Numerous empty vials and plastic jugs;

dd. Numerous empty ziplock bags; and

ee. \$300 in United States currency.

4. I have probable cause to believe that the Firearms and Ammunition were manufactured outside the State of New Jersey and thus necessarily had to travel in interstate commerce before PEREZ possessed them on or about December 10, 2020.

5. Based upon the investigation, the Firearms appear capable of, and designed to, expel projectiles such that they meet the definition of a firearm under federal law.

6. Prior to knowingly possessing the Firearms and the Ammunition, PEREZ knew he was a convicted felon because on or about February 14, 2005, PEREZ was convicted in the Superior Court of New Jersey, Essex County, with aggravated assault, in violation of N.J.S.A. 2C:12-1(b)(6); resisting arrest, in violation of N.J.S.A. 2C:29-2; eluding, in violation of N.J.S.A. 2C:29-2(b); and receiving stolen property, in violation of N.J.S.A. 2C:20-7, and was sentenced to 5 years' imprisonment.