

UNITED STATES DISTRICT COURT

MAY 29 2015

for the

District of New Mexico

MATTHEW J. DYKMAN  
CLERK JM

United States of America )  
v. )  
ANDREW STEVEN ROMERO )  
YOB 1987 )  
SSN 8065 )

Case No.

15 MJ 1857

Defendant(s)

**CRIMINAL COMPLAINT**

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

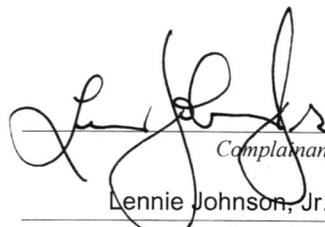
On or about the date(s) of May 25, 2015 in the county of Sandoval in the  
       District of New Mexico, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
18 U.S.C. 922(g)(1)	Felon in Possession of a Firearm and Ammunition

This criminal complaint is based on these facts:

See attachment.

Continued on the attached sheet.

  
Complainant's signature  
Lennie Johnson, Jr., Special Agent, FBI  
Printed name and title

Sworn to before me and signed in my presence.

Date: May 29, 2015

  
Judge's signature  
U.S. Magistrate Judge Karen B. Molzen  
Printed name and title

City and state: Albuquerque, New Mexico

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA

VS.

ANDREW STEVEN ROMERO

YEAR OF BIRTH: 1987

AFFIDAVIT

I, the undersigned, being duly sworn, hereby depose and state as follows:

I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since December 2007. I am currently assigned to Albuquerque Division and investigate major crimes and investigations including, but not limited to, criminal enterprise matters and violent crimes. I am an investigative, or law enforcement, officer of the United States within the meaning of Title 18, United States Code, Section 2510(7), in that I am an officer of the United States who is empowered by law to conduct investigations and make arrests for the offenses enumerated in Title 18, United States Code.

The information set forth in this affidavit has been derived from my own investigation or communicated to me by other sworn law enforcement officers or from reliable sources. I have not included each and every fact known to me concerning this investigation. I have set forth only the facts which I believe are required to establish the necessary foundation for an order authorizing the arrest of Andrew Steven ROMERO. I request that an Arrest Warrant be issued for Andrew Steven ROMERO based on the following information, which I believe to be true and accurate.

On or about May 25, 2015, Rio Rancho Police Department Officer Gregg Benner conducted a traffic stop at approximately 8:04 p.m. near 3301 Southern Boulevard SE in Rio Rancho, New Mexico. The vehicle he stopped was a 1999 Dodge Durango with New Mexico license plate 331RAT and vehicle registration number 1B4HR28Y1XF576683. Records checks showed that the vehicle was registered to Tabitha Littles, who was the driver of the vehicle at the time of the traffic stop. A male passenger was also present in the vehicle, but he gave false information to Officer Benner about his identity.

Officer Benner was shot and killed a short time later, in the area of 900 Pinetree Road SE in Rio Rancho, New Mexico. Officer Benner was transported to University of New Mexico Hospital, where he was later pronounced dead at 8:52 p.m.

During the course of the traffic stop, but before Officer Benner was killed, Ms. Littles began to drive away. A short time later, the unidentified male pushed Ms. Littles out of the vehicle and took control of the vehicle. The unidentified male also shot a firearm, striking Ms. Littles in the