

FEB 13 2024

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

MITCHELL R. ELLERS
CLERK

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	CRIMINAL NO. <u>24-190 KWR</u>
)	
vs.)	Counts 1-2: 18 U.S.C. §§ 1153, 2241(c),
)	and 2246(2)(C): Aggravated Sexual
CEDRIC MARTINEZ,)	Abuse;
)	
Defendant.)	Count 3: 18 U.S.C. §§ 1153, 2241(c), and
)	2246(2)(A): Aggravated Sexual Abuse;
)	
)	Counts 4-5: 18 U.S.C. §§ 1153, 2241(c),
)	and 2246(2)(B): Aggravated Sexual
)	Abuse.

INDICTMENT

The Grand Jury charges:

Count 1

Between on or about May 16, 2009 and on or about May 15, 2012, in Indian Country, in San Juan County, in the District of New Mexico, the defendant, **CEDRIC MARTINEZ**, an Indian, unlawfully and knowingly engaged in and attempted to engage in a sexual act with Jane Doe, a child who had not then attained the age of 12 years, and the sexual act consisted of the penetration, however slight, of the anal and genital opening of another by a hand and finger and by any object, with an intent to abuse, humiliate, harass, degrade and arouse and gratify the sexual desire of any person.

In violation of 18 U.S.C. §§ 1153, 2241(c), and 2246(2)(C).

Count 2

Between on or about May 16, 2012 and on or about May 16, 2016, in Indian Country, in San Juan County, in the District of New Mexico, the defendant, **CEDRIC MARTINEZ**, an

Indian, unlawfully and knowingly, engaged in and attempted to engage in a sexual act with Jane Doe, a child who had attained the age of 12 years, but had not attained the age of 16 , and the defendant was at least four (4) years older than Jane Doe, by using force and by threatening and placing Jane Doe in fear that any person would be subjected to serious bodily injury, and the sexual act consisted of the penetration, however slight, of the anal and genital opening of another by a hand and finger and by any object, with an intent to abuse, humiliate, harass, degrade and arouse and gratify the sexual desire of any person.

In violation of 18 U.S.C. §§ 1153, 2241(c), and 2246(2)(C).

Count 3

Between on or about May 16, 2012 and on or about May 16, 2016, in Indian Country, in San Juan County, in the District of New Mexico, the defendant, **CEDRIC MARTINEZ**, an Indian, unlawfully and knowingly engaged in and attempted to engage in a sexual act with Jane Doe, a child who had attained the age of 12 years, but had not attained the age of 16 years, and the defendant was at least four (4) years older than Jane Doe, by using force and by threatening and placing Jane Doe in fear that any person would be subjected to serious bodily injury, and the sexual act consisted of contact between the penis of the defendant and the vulva of Jane Doe, involving penetration by the penis, however slight, of Jane Doe's vulva.

In violation of 18 U.S.C. §§ 1153, 2241(c), and 2246(2)(A).

Count 4

Between on or about May 16, 2012 and on or about May 16, 2016, in Indian Country, in San Juan County, in the District of New Mexico, the defendant, **CEDRIC MARTINEZ**, an Indian, unlawfully and knowingly engaged in and attempted to engage in a sexual act with Jane Doe, a child who had attained the age of 12 years, but had not attained the age of 16 years, and the

defendant was at least four (4) years older than Jane Doe, by using force and by threatening and placing Jane Doe in fear that any person would be subjected to serious bodily injury, and the sexual act consisted of contact between the penis of the defendant and the mouth of Jane Doe.

In violation of 18 U.S.C. §§ 1153, 2241(c), and 2246(2)(B).

Count 5

Between on or about May 16, 2012 and on or about May 16, 2016, in Indian Country, in San Juan County, in the District of New Mexico, the defendant, **CEDRIC MARTINEZ**, an Indian, unlawfully and knowingly engaged in and attempted to engage in a sexual act with Jane Doe, a child who had attained the age of 12 years, but had not attained the age of 16 years, and the defendant was at least four (4) years older than Jane Doe, by using force and by threatening and placing Jane Doe in fear that any person would be subjected to serious bodily injury, and the sexual act consisted of contact between the mouth of the defendant and the vulva of Jane Doe.

In violation of 18 U.S.C. §§ 1153, 2241(c), and 2246(2)(B).

A TRUE BILL:

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FOREPERSON OF THE GRAND JURY



Assistant United States Attorney