

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

FILED
U.S. DISTRICT COURT
DISTRICT OF NEW MEXICO
2017 JUL 19 PM 3:14
CLERK-LAS CRUCES

UNITED STATES OF AMERICA,

Plaintiff,

vs.

**JOSE RAUL MENDIVIL-
BERRELLEZA,**
a.k.a. Manuel Eduardo Arellanes-
Berrelleza,
DANIEL L. PEREA,
a.k.a. "Pollo,"
JEREMY W. GOUGH,
a.k.a. "Tapia,"
MIGUEL ANGEL LUNA-ARREDONDO,
CARLOS ESPINOZA-PEREZ,
a.k.a. "Chambito,"
a.k.a. "Chapo,"
a.k.a. "Chaparrito,"
DAVID TORRES-ARELLANES,
a.k.a. "Paulo Sanchez-Martinez,"
ROBERTO RENDON-DURAN, and
RECO CURRY,
a.k.a. "Rico Curry,"
a.k.a. "Rico Banks,"

Defendants.

CRIMINAL NO. 17-1913RB
Count 1: 21 U.S.C. § 846: Conspiracy;
Count 2: 18 U.S.C. § 1956(h): Conspiracy
to Commit International Money
Laundering;
Counts 3 and 4: 21 U.S.C. §§ 841(a)(1)
and (b)(1)(B): Possession With Intent to
Distribute 50 Grams and More of a
Mixture and Substance Containing
Methamphetamine; 18 U.S.C. § 2:
Aiding and Abetting;
Count 5: 21 U.S.C. §§ 841(a)(1)
and (b)(1)(A): Possession With Intent to
Distribute 50 Grams and More of
Methamphetamine; 18 U.S.C. § 2: Aiding
and Abetting;
Count 6: 21 U.S.C. §§ 841(a)(1) and
(b)(1)(B): Possession With Intent to
Distribute 500 Grams and More of
Cocaine; 18 U.S.C. § 2: Aiding and
Abetting;
Counts 7 - 20: 21 U.S.C. § 843(b): Use of
a Communication Facility to Further the
Commission of a Drug Trafficking Crime.

INDICTMENT

The Grand Jury charges:

Count 1

From on or about November 5, 2016, and continuing to on or about July 18, 2017, in Lea County, in the District of New Mexico, and elsewhere, the defendants, **JOSE RAUL**

MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza, DANIEL L. PEREA, a.k.a. "Pollo," JEREMY W. GOUGH, a.k.a. "Tapia," MIGUEL ANGEL LUNA-ARREDONDO, CARLOS ESPINOZA-PEREZ, a.k.a. "Chambito," a.k.a. "Chapo," a.k.a. "Chaparrito," DAVID TORRES-ARELLANES, a.k.a. "Paulo Sanchez-Martinez," ROBERTO RENDON-DURAN, and RECO CURRY, a.k.a. "Rico Curry," a.k.a. "Rico Banks," unlawfully, knowingly and intentionally combined, conspired, confederated, agreed and acted interdependently with each other and with other persons whose names are known and unknown to the Grand Jury to commit offenses defined in 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and (b)(1)(B), specifically, distribution of a controlled substance, 500 grams and more of a mixture and substance containing a detectable amount of methamphetamine; and distribution of a controlled substance, 500 grams and more of a mixture and substance containing a detectable amount of cocaine, contrary to 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

Quantity of Methamphetamine Involved in the Conspiracy

With respect to **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza, DANIEL L. PEREA, a.k.a. "Pollo," JEREMY W. GOUGH, a.k.a. "Tapia," MIGUEL ANGEL LUNA-ARREDONDO, CARLOS ESPINOZA-PEREZ, a.k.a. "Chambito," a.k.a. "Chapo," a.k.a. "Chaparrito,"** and **ROBERTO RENDON-DURAN,** the amount involved in the conspiracy attributable to them as a result of their own conduct, and the conduct of other conspirators reasonably foreseeable to them, is 500 grams and more of a mixture and substance containing a detectable amount of methamphetamine, contrary to 21 U.S.C. § 841(b)(1)(A).

With respect to **DAVID TORRES-ARELLANES, a.k.a. "Paulo Sanchez-Martinez,"** and **RECO CURRY, a.k.a. "Rico Curry," a.k.a. "Rico Banks,"** the amount involved in the conspiracy attributable to them as a result of their own conduct, and the conduct of other

conspirators reasonably foreseeable to him, is 50 grams and more of a mixture and substance containing a detectable amount of methamphetamine, contrary to 21 U.S.C. § 841(b)(1)(B).

Quantity of Cocaine Involved in the Conspiracy

With respect to **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza, DANIEL L. PEREA, a.k.a. "Pollo,"** and **MIGUEL ANGEL LUNA-ARREDONDO**, the amount involved in the conspiracy attributable to them as a result of their own conduct, and the conduct of other conspirators reasonably foreseeable to them, is 500 grams and more of a mixture and substance containing a detectable amount of cocaine, contrary to 21 U.S.C. § 841(b)(1)(B).

Overt Acts

In furtherance of the conspiracy, and to accomplish the objectives of the conspiracy, the following acts, among others, were committed:

Overt Act 1

On November 5, 2016, in Hobbs, New Mexico, Jeremy Gough possessed 152 grams of methamphetamine.

Overt Act 2

On November 18, 2016, Daniel Perea arranged for Miguel Angel Luna-Arredondo to deliver six ounces of methamphetamine to a cooperating source in Hobbs, New Mexico.

Overt Act 3

On November 18, 2016, Miguel Angel Luna-Arredondo delivered 158 grams of pure methamphetamine to a cooperating source at the La Esperanza Meat Market in Hobbs, New Mexico.

Overt Act 4

On November 29, 2016, Daniel Perea had “six or eight” ounces of methamphetamine delivered to Jeremy Gough.

Overt Act 5

On November 30, 2016, Daniel Perea arranged for Miguel Luna-Arredondo to deliver eight ounces of methamphetamine to a cooperating source in Hobbs, New Mexico.

Overt Act 6

On November 30, 2016, Miguel Luna-Arredondo delivered 216 grams of pure methamphetamine to a cooperating source at the La Esperanza Meat Market in Hobbs, New Mexico.

Overt Act 7

On February 15, 2017, Jose Raul Mendivil-Berrelleza and Daniel Perea agreed that Daniel Perea would leave “the apartment,” meaning a quantity of methamphetamine, in Perea’s car for Jose Raul Mendivil-Berrelleza.

Overt Act 8

On February 15, 2017, at approximately 5:15 p.m., Daniel Perea placed methamphetamine in the front driver’s side of a tan Chevrolet Silverado parked at Daniel Perea’s residence in Hobbs, New Mexico.

Overt Act 9

On February 15, 2017, at approximately 5:37 p.m., Miguel Angel Luna-Arredondo retrieved the methamphetamine from the tan Chevrolet Silverado parked at Daniel Perea’s residence in Hobbs, New Mexico.

Overt Act 10

On February 15, 2017, at approximately 5:47 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea and asked if Daniel Perea had “left the expensive apartment there,” meaning methamphetamine, and Daniel Perea said, “yeah, under the seat.”

Overt Act 11

On February 15, 2017, at approximately 5:51 p.m., Daniel Perea called Reco Curry to confirm that Reco Curry was ready for a delivery of methamphetamine.

Overt Act 12

On February 15, 2017, at approximately 5:52 p.m., Daniel Perea called Jose Raul Mendivil-Berrelleza and told him that Reco Curry was ready for a delivery of methamphetamine, and the two agreed to send Reco Curry eight ounces of methamphetamine.

Overt Act 13

On February 15, 2017, at approximately 6:14 p.m., Jose Raul Mendivil-Berrelleza told Daniel Perea to inform Reco Curry that Reco Curry owed them \$1,300 for a previous delivery of “eight taquitos,” meaning eight ounces of methamphetamine.

Overt Act 14

On February 15, 2017, in the same conversation with Daniel Perea, Jose Raul Mendivil-Berrelleza confirmed that Jose Raul Mendivil-Berrelleza was sending Reco Curry “another eight tacos,” meaning an additional eight ounces of methamphetamine.

Overt Act 15

On February 15, 2017, at approximately 6:17 p.m., Daniel Perea called Reco Curry and said: “He’s on his way. You got the thirteen right?”, and Reco Curry responded, “yeah.”

Overt Act 16

On February 15, 2017, at approximately 6:27 p.m., Miguel Angel Luna-Arredondo delivered eight ounces of methamphetamine to Reco Curry at the Tommy Guys Mobile Car Wash in Hobbs, New Mexico.

Overt Act 17

On February 27, 2017, at approximately 3:27 p.m., Jose Raul Mendivil-Berrelleza told Daniel Perea that Jose Raul Mendivil-Berrelleza was sending “30,” meaning thirty pounds of methamphetamine, to Hobbs, New Mexico.

Overt Act 18

On February 27, 2017, at approximately 6:47 p.m., Miguel Angel Luna-Arredondo told Jose Raul Mendivil-Berrelleza that Miguel Angel Luna-Arredondo was “getting to Tatum, almost to Lovington,” meaning Lovington, New Mexico.

Overt Act 19

On February 27, 2017, Miguel Angel Luna-Arredondo, at the direction of Jose Raul Mendivil-Berrelleza, possessed 13.02 net kilograms of pure methamphetamine and 1.2 net kilograms of cocaine when the gold Honda Pilot Miguel Luna-Arredondo was driving was stopped by law enforcement at approximately 7:58 p.m. on the Lovington Highway north of Hobbs, New Mexico.

Overt Act 20

On February 27, 2017, at approximately 8:48 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea and asked Daniel Perea if he would go to “Tatum” to “see what is going on” because Miguel Luna-Arredondo was not answering his telephone.

Overt Act 21

On February 27, 2017, at approximately 9:12 p.m., Daniel Perea called Jose Raul Mendivil-Berrelleza and asked Jose Raul Mendivil-Berrelleza “what kind of vehicle was it?” and Jose Raul Mendivil-Berrelleza responded “a Honda Pilot.” Daniel Perea then said: “oh, shit, what color?” and Jose Raul Mendivil-Berrelleza said “gold,” to which Daniel Perea responded: “Yup, fuck, the narcs have him.”

Overt Act 22

On February 27, 2017, at approximately 9:31 p.m., Jose Raul Mendivil-Berrelleza and Daniel Perea discussed the seizure by law enforcement of the Honda Pilot by law enforcement, and Daniel Perea told Jose Raul Mendivil-Berrelleza that law enforcement were “searching it.”

Overt Act 23

On February 27, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza advised Daniel Perea to “hide the coin,” because Jose Raul Mendivil-Berrelleza was “going to be in debt” if the drugs in the Honda Pilot were found by law enforcement.

Overt Act 24

On February 27, 2107, at approximately 11:03 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea and told Daniel Perea that law enforcement let Miguel Angel Luna-Arredondo go but that law enforcement kept the vehicle.

Overt Act 25

On February 27, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Daniel Perea that Jose Raul Mendivil-Berrelleza had spoken to Miguel Angel Luna-Arredondo and that Miguel Angel Luna-Arredondo had said that “someone snitched on him.”

Overt Act 26

On February 27, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Daniel Perea not to worry because Jose Raul Mendivil-Berrelleza did not think that law enforcement would “find anything” and that law enforcement were “going to miss it,” meaning that law enforcement would not find the drugs hidden in the Honda Pilot.

Overt Act 27

On March 11, 2017, Daniel Perea and Reco Curry exchanged text messages in which Daniel Perea inquired whether Reco Curry had collected drug proceeds from his customers, and Reco Curry responded: “it been slow,” meaning that drug sales had been slow.

Overt Act 28

On April 24, 2017, Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to wire \$2,400 in drug proceeds to Mexico.

Overt Act 29

On April 24, 2017, Carlos Espinoza-Perez went to the Reyes Bakery in Hobbs, New Mexico and using the name “Ruben Soto Figueroa,” sent an \$800 wire transfer to “Omero Ruiz-Soto” in Mexico.

Overt Act 30

On April 24, 2017, Carlos Espinoza-Perez went to the Reyes Bakery in Hobbs, New Mexico and using the name “Jose Juan Martinez Lopez,” sent an \$800 wire transfer to “Saira Yedret Martinez Leyva A” in Mexico.

Overt Act 31

On April 25, 2017, Jose Raul Mendivil-Berrelleza told his source of supply in Mexico that after Jose Raul Mendivil-Berrelleza paid for a previous delivery of methamphetamine, Jose

Raul Mendivil-Berrelleza wanted to obtain an additional “30” for “over there,” meaning additional methamphetamine for distribution in Hobbs, New Mexico.

Overt Act 32

On April 25, 2017, at approximately 3:53 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea, and Daniel Perea told Jose Raul Mendivil-Berrelleza that Jeremy Gough had given Daniel Perea \$6,500 in drug proceeds and that Reco Curry had given Daniel Perea \$800 in drug proceeds.

Overt Act 33

On April 26, 2017, at approximately 2:02 p.m., Daniel Perea told Jose Raul Mendivil-Berrelleza that Daniel Perea was with Jeremy Gough and that Daniel Perea was going to give Jeremy Gough one pound of methamphetamine, but that Jeremy Gough wanted an additional pound of methamphetamine.

Overt Act 34

On April 26, 2017, at approximately 2:30 p.m., Daniel Perea called Jose Raul Mendivil-Berrelleza to tell him that Jeremy Gough had paid “79,” meaning \$7,900, and Jose Raul Mendivil-Berrelleza responded that Jeremy Gough still owed “300” and an additional “72,” meaning \$7,200.

Overt Act 35

On April 26, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Daniel Perea that Jose Raul Mendivil-Berrelleza would send the “perfumes,” meaning pounds of methamphetamine.

Overt Act 36

On April 26, 2017, at approximately 3:40 p.m., Jose Raul Mendivil-Berrelleza and Daniel Perea agreed to have the courier leave the methamphetamine “by the water sprinkler” on the side of Daniel Perea’s house in Hobbs, New Mexico.

Overt Act 37

On April 26, 2017, at approximately 3:54 p.m., Jose Raul Mendivil-Berrelleza called Carlos Espinoza-Perez and told him that Jose Raul Mendivil-Berrelleza was going to send Carlos Espinoza-Perez methamphetamine to sell so “you [Espinoza-Perez] can start getting some money there too.”

Overt Act 38

On April 26, 2017, at approximately 5:59 p.m. Jose Raul Mendivil-Berrelleza called Daniel Perea to confirm that Daniel Perea would leave drug proceeds outside Daniel Perea’s house for the courier to pick up.

Overt Act 39

On April 26, 2017, at approximately 6:09 p.m., Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez that in approximately one hour someone would be bringing him “five perfumes,” meaning five pounds of methamphetamine.

Overt Act 40

On April 26, 2017, at approximately 6:50 p.m., Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez that the delivery would be arriving soon and that Carlos Espinoza-Perez should use a backpack or suitcase to conceal the methamphetamine.

Overt Act 41

On April 26, 2017, at approximately 6:52 p.m., Jose Raul Mendivil-Berrelleza sent Daniel Perea the following text message: “Ready its 5 chicken callme when hou see the

chicken,” to inform Daniel Perea that the courier would be leaving five pounds of methamphetamine at Daniel Perea’s house.

Overt Act 42

On April 26, 2017, at approximately 6:53 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea and told him that it was done and that it was “five chickens,” meaning that the five pounds of methamphetamine had been delivered to Perea’s residence.

Overt Act 43

On April 26, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Daniel Perea that the “guy” that lives near Jeremy Gough, meaning Carlos Espinoza-Perez, also had received a delivery of methamphetamine.

Overt Act 44

On April 26, 2017, at approximately 6:57 p.m., Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez that the individual delivering the methamphetamine was outside Carlos Espinoza-Perez’ residence, which was a travel trailer parked at Stanolind and 14th Street in Hobbs, New Mexico, and that Carlos Espinoza-Perez should not to tell anyone about the delivery.

Overt Act 45

On April 26, 2017, at approximately 7:08 p.m., Jose Raul Mendivil-Berrelleza asked “has that one gotten there already?” and Carlos Espinoza-Perez responded, “yes,” confirming that the methamphetamine had been delivered to Carlos Espinoza-Perez.

Overt Act 46

On April 26, 2017, at approximately 10:21 p.m., Daniel Perea told Jose Raul Mendivil-Berrelleza that Daniel Perea had received the “five chickens,” meaning the five pounds of methamphetamine.

Overt Act 47

On May 1, 2017, Jose Raul Mendivil-Berrelleza asked his source of supply in Mexico if “one or two” of the “expensive ones,” meaning narcotics, were available because Jose Raul Mendivil-Berrelleza had the “coin” if Jose Raul Mendivil-Berrelleza could get “a good number,” meaning a fair price for the narcotics.

Overt Act 48

On May 2, 2017, Jose Raul Mendivil-Berrelleza told his source of supply in Mexico that “the old man is taking 8,500 and my mom is taking 9,” meaning that Roberto Rendon-Duran and Jose Raul Mendivil-Berrelleza’s mother would be delivering \$17,500 in drug proceeds to the source of supply in Mexico, and that Jose Raul Mendivil-Berrelleza would be sending “seventy-seven five hundred in total . . . over there,” meaning he was sending a total of \$77,500 in drug proceeds to Mexico.

Overt Act 49

Between May 2-3, 2017, Roberto Rendon-Duran and Jose Raul Mendivil-Berrelleza’s mother traveled from Mesa, Arizona to Mexico and delivered \$17,500 in drug proceeds to Jose Raul Mendivil-Berrelleza’s source of supply in Mexico, returning to the United States through the Calexico Port of Entry at 11:10 p.m. on May 3, 2017.

Overt Act 50

On May 2, 2017, at approximately 6:28 p.m., Daniel Perea called Jose Raul Mendivil-Berrelleza and asked if Jose Raul Mendivil-Berrelleza could send someone to pick up “8,” meaning \$8,000 in drug proceeds from Jeremy Gough, and that Daniel Perea had told Jeremy Gough that “Pancho” would pick up the drug proceeds.

Overt Act 51

On May 2, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Daniel Perea to tell Jeremy Gough that the individual picking up the drug proceeds would be on a bike.

Overt Act 52

On May 2, 2017, at 6:30 p.m., Jose Raul Mendivil-Berrelleza called Carlos Espinoza-Perez and told him that it was time to “work,” and that either Carlos Espinoza-Perez or “the other guy” could make the delivery of a “perfume,” meaning a pound of methamphetamine.

Overt Act 53

On May 2, 2017, in the same conversation, Carlos Espinoza-Perez told Jose Raul Mendivil-Berrelleza that “Gonzalo” would make the delivery and pick up the drug proceeds, and Jose Raul Mendivil-Berrelleza said that it was “the gray house” with the “white van.”

Overt Act 54

On May 2, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to serve as a lookout and to give “Gonzalo” Carlos Espinoza-Perez’ phone to “Gonzalo” because “Gonzalo” did not have a phone.

Overt Act 55

On May 2, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told “Gonzalo,” who was on Carlos Espinoza-Perez’ phone, to go outside and look around, and “Gonzalo” responded that he had just been outside and it looked “quiet.”

Overt Act 56

On May 2, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told “Gonzalo” to act as though “Gonzalo” was checking on his bicycle and to look toward the “cemetery” and to the “right side” to make sure there were no cars in the area.

Overt Act 57

On May 2, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told “Gonzalo” to put Carlos Espinoza-Perez on the phone, and Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez that after “Gonzalo” made the delivery, Carlos Espinoza-Perez should go outside and look around before giving “Gonzalo” the “all clear” to return.

Overt Act 58

On May 2, 2017, “Gonzalo,” while on the phone with Jose Raul Mendivil-Berrelleza, rode a bicycle from the travel trailer at the corner of Stanolind and 14th Street in Hobbs, New Mexico, to Jeremy Gough’s residence at 1224 14th Street in Hobbs, New Mexico, where Jose Raul Mendivil-Berrelleza told “Gonzalo” to look for “the skinny white man,” and to identify himself as “Pancho.”

Overt Act 59

On May 2, 2017, at approximately 6:42 p.m., Jose Raul Mendivil-Berrelleza called Carlos Espinoza-Perez on Carlos Espinoza-Perez’ Mexican phone number and told Carlos Espinoza-Perez that “Gonzalo” was at Jeremy Gough’s residence and that Carlos Espinoza-Perez should stay outside as a look out.

Overt Act 60

On May 2, 2017, at approximately 6:48 p.m., Jose Raul Mendivil-Berrelleza asked “Gonzalo” whether the delivery had been made, and “Gonzalo” confirmed that he had delivered the pound of methamphetamine and that Jeremy Gough had given “Gonzalo,” “8,” meaning \$8,000.

Overt Act 61

On May 2, 2017, at approximately 6:49 p.m., Jose Raul Mendivil-Berrelleza called Carlos Espinoza-Perez on his Mexican phone and told him to look around outside, and Carlos Espinoza-Perez confirmed that it was clear.

Overt Act 62

On May 2, 2017, at approximately 6:50 p.m., Jose Raul Mendivil-Berrelleza called "Gonzalo" and told "Gonzalo" it was safe for him to leave Jeremy Gough's residence.

Overt Act 63

On May 2, 2017, at approximately 6:55 p.m., Carlos Espinoza-Perez told Jose Raul Mendivil-Berrelleza that "Gonzalo" had returned, and Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to pay "Gonzalo" with a small amount of narcotics and \$100 for cigarettes, and to keep \$200 for himself.

Overt Act 64

On May 2, 2017, at approximately 7:00 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea and told Daniel Perea that "it" was "8 pesos," meaning \$8,000.

Overt Act 65

On May 20, 2017, at approximately 12:29 p.m., Jose Raul Mendivil-Berrelleza told his source of supply in Mexico that the "old man" was ready to "take off," and the source of supply responded they could do it on Monday.

Overt Act 66

On May 21, 2017, at approximately 7:40 p.m., Jose Raul Mendivil-Berrelleza and Daniel Perea discussed how much money "Tapia," meaning Jeremy Gough, owed them, and Jose Raul Mendivil-Berrelleza confirmed that Jeremy Gough had given them "six" but still owed "33,"

meaning \$3,300, and Daniel Perea suggested that they take the “BMW” that Jeremy Gough had and sell it to pay down Jeremy Gough’s drug debt.

Overt Act 67

On May 22, 2017, at approximately 8:27 a.m., a Jeep Liberty registered to “Roberto Rendon Duran” traveled through the United States Border Patrol checkpoint on I-10 west of Las Cruces, New Mexico.

Overt Act 68

On May 22, 2017, at approximately 11:12 a.m., Jose Raul Mendivil-Berrelleza, who was in Mesa, Arizona, asked for Roberto Rendon-Duran’s location, and Roberto Rendon-Duran responded that he was “100” miles away.

Overt Act 69

On May 22, 2017, at approximately 4:43 p.m., Jose Raul Mendivil-Berrelleza referred to Roberto Rendon-Duran as “old man” and told Roberto Rendon-Duran to come as soon as he could while Jose Raul Mendivil-Berrelleza was alone.

Overt Act 70

On May 22, 2017, at approximately 4:48 p.m., Jose Raul Mendivil-Berrelleza and the source of supply in Mexico discussed the amount of drug proceeds Jose Raul Mendivil-Berrelleza planned to send to the source of supply, and Jose Raul Mendivil-Berrelleza said that “I will at least put one stack to my mom and another one to the old man in his pants and another one in my mom’s purse, and it’ll be 10 pesos,” meaning \$10,000 in drug proceeds.

Overt Act 71

On May 22, 2017, at approximately 5:17 p.m., Roberto Rendon-Duran told Jose Raul Mendivil-Berrelleza that Roberto Rendon-Duran was on his way and that it was “eight and a half,” meaning \$8,500 in drug proceeds.

Overt Act 72

On May 22, 2017, at approximately 7:38 p.m., Jose Raul Mendivil-Berrelleza told the source of supply in Mexico that he had sent “20 pesos,” and that “they,” meaning Roberto Rendon-Duran and Jose Raul Mendivil-Berrelleza’s mother would arrive the next morning around “11 or 11:30.”

Overt Act 73

On May 22, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told the source of supply that Jose Raul Mendivil-Berrelleza was sending a total of “78,” meaning \$78,000 in drug proceeds.

Overt Act 74

Between May 23-24, 2017, Roberto Rendon-Duran and Jose Raul Mendivil-Berrelleza’s mother traveled from Mesa, Arizona to Mexico and delivered drug proceeds to the source of supply in Mexico, returning to the United States on May 24, 2017, at 2:04 p.m. through the Calexico Port of Entry.

Overt Act 75

On May 22, 2017, at approximately 8:06 p.m., Jeremy Gough told Daniel Perea that he “had maybe six,” meaning \$6,000 in drug proceeds, and when Daniel Perea then asked whether Jeremy Gough had “five or six,” Jeremy Gough responded “five,” meaning \$5,000 in drug proceeds.

Overt Act 76

On May 22, 2017, at approximately 8:50 p.m., Jose Raul Mendivil-Berrelleza told David Torres-Arellanes to tell Carlos Espinoza-Perez to call Jose Raul Mendivil-Berrelleza as soon as Carlos Espinoza-Perez arrived at Jeremy Gough’s residence.

Overt Act 77

On May 22, 2017, Carlos Espinoza-Perez called Jose Raul Mendivil-Berrelleza and told Jose Raul Mendivil-Berrelleza that he had arrived at Jeremy Gough's residence at 1224 14th Street in Hobbs, New Mexico, and Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to get the "five pesos" from Jeremy Gough "however possible" and "if he has more, get more from him."

Overt Act 78

On May 22, 2017, in the same conversation, Carlos Espinoza-Perez told Jose Raul Mendivil-Berrelleza that Jeremy Gough was not answering his door, and Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez he would "call this dude," and "I will call right away."

Overt Act 79

On May 22, 2017, at approximately 8:57 p.m., Jose Raul Mendivil-Berrelleza called Daniel Perea and told Daniel Perea to call "Tapia," meaning Jeremy Gough, because "Chaparrito" was with "nana," meaning at Jeremy Gough's grandmother's house, and no one was answering the door.

Overt Act 80

On May 22, 2017, at approximately 9:19 p.m., Mendivil told Perea that "Tapia," meaning Jeremy Gough, had "gave five . . . the full five," meaning that Jeremy Gough had given Carlos Espinoza-Perez \$5,000 in drug proceeds.

Overt Act 81

On May 24, 2017, at approximately 8:49 p.m., Daniel Perea told David Torres-Arellanes: "Hey, the guy is ready. He has ten . . . with the nana," and David Torres-Arellanes responded "they'll go by in a little bit."

Overt Act 82

On May 24, 2017, at approximately 8:50 p.m., David Torres-Arellanes told Jose Raul Mendivil-Berrelleza that “Tapia,” was ready and had “ten,” meaning that Jeremy Gough had \$10,000 in drug proceeds.

Overt Act 83

On May 24, 2017, at approximately 8:51 p.m., Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to “go over there . . . he is going to give you ten pesos, right now,” meaning that Jeremy Gough was going to give Espinoza-Perez \$10,000 in drug proceeds.

Overt Act 84

On May 24, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to take “one for that guy,” meaning to deliver a pound of methamphetamine to Jeremy Gough when Carlos Espinoza-Perez picked up the drug proceeds from Jeremy Gough.

Overt Act 85

On May 24, 2017, at approximately 8:55 p.m., Carlos Espinoza-Perez traveled by bicycle from the travel trailer at Stanolind and 14th Street in Hobbs, New Mexico, to Gough’s residence at 1224 14th Street in Hobbs, New Mexico, to deliver a pound of methamphetamine to Jeremy Gough and to pick up drug proceeds.

Overt Act 86

On May 24, 2017, at approximately 8:59 p.m., Carlos Espinoza-Perez called Jose Raul Mendivil-Berrelleza and told Jose Raul Mendivil-Berrelleza that he was “here with the guy,” meaning that Carlos Espinoza-Perez was with Jeremy Gough at 1224 14th Street in Hobbs, New Mexico.

Overt Act 87

On May 24, 2017, in the same conversation, Jose Raul Mendivil-Berrelleza told Carlos Espinoza-Perez to count the money to make sure it was “ten pesos,” meaning \$10,000.

Overt Act 88

On May 24, 2017, at approximately 9:14 p.m., Jose Raul Mendivil-Berrelleza told Daniel Perea that “Tapia” gave “nine,” not “ten,” meaning that Jeremy Gough had provided only \$9,000 in drug proceeds.

Overt Act 89

On May 24, 2017, at approximately 9:46 p.m., Jose Raul Mendivil-Berrelleza told David Torres-Arellanes that “Chapito” was still at Jeremy Gough’s residence because there was an “ugly one” nearby, meaning a police car, and that “he,” meaning Carlos Espinoza-Perez should wait before leaving “on the bike.”

Overt Act 90

On May 24, 2017, at approximately 10:19 p.m., Jose Raul Mendivil-Berrelleza confirmed that Carlos Espinoza-Perez had made the delivery and asked Carlos Espinoza-Perez: “didn’t you pedal really hard?”, and Carlos Espinoza-Perez responded “yes, man, fucking hard.”

Overt Act 91

On June 1, 2017, at approximately 1:18 p.m., Daniel Perea told Jeremy Gough that “he’s getting the backpack on” and would bring Jeremy Gough “two dragonflies” and “four uh fuck’em trees,” meaning the courier would be delivering narcotics to Jeremy Gough.

Overt Act 92

On June 1, 2017, at approximately 1:26 p.m., at the direction of Daniel Perea, Carlos Espinoza-Perez rode a bicycle from the travel trailer at Stanolind and 14th Street to 1224 14th Street and delivered an unknown quantity of narcotics to Jeremy Gough.

Overt Act 93

On June 3, 2017, Reco Curry sent Daniel Perea a text message: "Hey bro I need peter to help paul," meaning that Reco Curry was ready for a delivery of methamphetamine.

Overt Act 94

On July 5, 2017, Roberto Rendon-Duran and Jose Raul Mendivil-Berrelleza's mother traveled from Hobbs, New Mexico in a Jeep Liberty with approximately \$14,000 in drug proceeds, which Roberto Rendon-Duran planned to deliver to the source of supply in Mexico.

In violation of 21 U.S.C. § 846.

Count 2

From on or about May 2, 2017, and continuing to on or about July 18, 2017, in Lea County, in the District of New Mexico and elsewhere, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza**, and **ROBERTO RENDON-DURAN**, knowingly combined, conspired, agreed and acted interdependently with each other and with other persons known and unknown to the Grand Jury to commit an offense described in 18 U.S.C. § 1956(a)(2), specifically, international money laundering.

In violation of 18 U.S.C. § 1956(h).

Count 3

On or about November 5, 2016, in Lea County, in the District of New Mexico, the defendant, **JEREMY W. GOUGH, a.k.a. "Tapia,"** unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, 50 grams and more of a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B), and 18 U.S.C. § 2.

Count 4

On or about February 15, 2017, in Lea County, in the District of New Mexico, the defendants, **RECO CURRY, a.k.a. "Rico Curry," a.k.a. "Rico Banks," JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza, DANIEL L. PEREA, a.k.a. "Pollo,"** and **MIGUEL ANGEL LUNA-ARREDONDO**, unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, 50 grams and more of a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B), and 18 U.S.C. § 2.

Count 5

On or about February 27, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza, DANIEL L. PEREA, a.k.a. "Pollo,"** and **MIGUEL ANGEL LUNA-ARREDONDO**, unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, 50 grams and more of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(A), and 18 U.S.C. § 2.

Count 6

On or about February 27, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza, DANIEL L. PEREA, a.k.a. "Pollo,"** and **MIGUEL ANGEL LUNA-ARREDONDO**, unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, 500 grams and more of a mixture and substance containing a detectable amount of cocaine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B), and 18 U.S.C. § 2.

Count 7

On or about February 15, 2017, in Lea County, in the District of New Mexico, the defendants, **DANIEL L. PEREA, a.k.a. "Pollo,"** and **RECO CURRY, a.k.a. "Rico Curry," a.k.a. "Rico Banks,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 8

On or about February 27, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza,** and **DANIEL L. PEREA, a.k.a. "Pollo,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 9

On or about April 24, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza,** and **CARLOS ESPINOZA-PEREZ, a.k.a. "Chambito," a.k.a. "Chapo," a.k.a. "Chaparrito,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 10

On or about April 25, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza**, and **DANIEL L. PEREA, a.k.a. "Pollo,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 11

On or about April 26, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza**, and **DANIEL L. PEREA, a.k.a. "Pollo,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 12

On or about April 26, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza**, and **CARLOS ESPINOZA-PEREZ, a.k.a. "Chambito," a.k.a. "Chapo," a.k.a. "Chaparrito,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 13

On or about May 2, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza,** and **CARLOS ESPINOZA-PEREZ, a.k.a. "Chambito," a.k.a. "Chapo," a.k.a. "Chaparrito,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 14

On or about May 21, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza,** and **DANIEL L. PEREA, a.k.a. "Pollo,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 15

On or about May 22, 2017, in Lea County, in the District of New Mexico, the defendants, **DANIEL L. PEREA, a.k.a. "Pollo"** and **JEREMY W. GOUGH, a.k.a. "Tapia,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 16

On or about May 22, 2017, in Lea County, in the District of New Mexico, the defendants, and **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza**, and **DAVID TORRES-ARELLANES, a.k.a. "Paulo Sanchez-Martinez,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 17

On or about May 24, 2017, in Lea County, in the District of New Mexico, the defendants, **DANIEL L. PEREA, a.k.a. "Pollo"** and **DAVID TORRES-ARELLANES, a.k.a. "Paulo Sanchez-Martinez,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 18

On or about May 24, 2017, in Lea County, in the District of New Mexico, the defendants, and **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza**, and **DAVID TORRES-ARELLANES, a.k.a. "Paulo Sanchez-Martinez,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 19

On or about May 24, 2017, in Lea County, in the District of New Mexico, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza,** and **CARLOS ESPINOZA-PEREZ, a.k.a. "Chambito," a.k.a. "Chapo," a.k.a. "Chaparrito,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

Count 20

On or about June 1, 2017, in Lea County, in the District of New Mexico, the defendants, **DANIEL L. PEREA, a.k.a. "Pollo"** and **JEREMY W. GOUGH, a.k.a. "Tapia,"** unlawfully, knowingly and intentionally used a communication facility, a telephone, to further the commission of a drug trafficking crime, namely, conspiracy to distribute a controlled substance, contrary to 21 U.S.C. § 846.

In violation of 21 U.S.C. § 843(b).

FORFEITURE ALLEGATION

The allegations contained in Counts 1, 4-6, 8-14, 16, 18-19 of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to 21 U.S.C. § 853.

Upon conviction of an offense in violation of 21 U.S.C. § 846 or § 841, the defendants, **JOSE RAUL MENDIVIL-BERRELLEZA, a.k.a. Manuel Eduardo Arellanes-Berrelleza,** and **ROBERTO RENDON-DURAN,** shall forfeit to the United States of America pursuant to 21 U.S.C. § 853 any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of each offense for which the defendants are convicted and any property

used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offense(s) of conviction.

The property to be forfeited includes, but is not limited to, the following:

1. MONEY JUDGMENT

A sum of money equal to at least \$169,500 in U.S. currency, representing the proceeds obtained, directly or indirectly, as a result of the offenses set forth in Counts 1, 4-6, 8-14, 16, 18-19.

2. SUBSTITUTE ASSETS

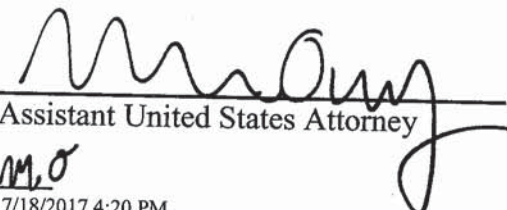

If any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- 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 21 U.S.C. § 853(p), 18 U.S.C. § 982(b), and 28 U.S.C. § 2461(c), to seek forfeiture of any other property of the defendant up to the value of the forfeitable property described above.

A TRUE BILL:

/s/
FOREPERSON OF THE GRAND JURY


Assistant United States Attorney

7/18/2017 4:20 PM