

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

United States of America
v.
PETER RENE SANCHEZ MONTALVO
a/k/a Carlos

Case No. 19-2043M

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 September 22, 2019 in the county of Allegheny in the
Western District of Pennsylvania, the defendant(s) violated:

Code Section

21 U.S.C. §§ 841(a)(1) and
841(b)(1)(C)

Offense Description

Possession with the Intent to Distribute and Distribution of a Controlled
Substance causing Death and Serious Bodily Injury

This criminal complaint is based on these facts:

See affidavit, incorporated herein.

☒ Continued on the attached sheet.



Complainant's signature

John Balish, Special Agent, FBI

Printed name and title

Sworn to before me and signed in my presence.

Date: 09/23/2019

City and state: Pittsburgh, Pennsylvania



Judge's signature

Cynthia Reed Eddy, Chief U.S. Magistrate Judge

Printed name and title

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

PETER RENE SANCHEZ MONTALVO
a/k/a Carlos

Magistrate No. 19-2043M

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Federal Bureau of Investigation Special Agent John Balish, having been duly sworn, depose and state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I am currently employed as a Special Agent for the Federal Bureau of Investigation, and have been so employed since 2016. I am assigned to the Pittsburgh, PA office. My duties and responsibilities include participating in the Investigation and prosecution of persons who violate federal drug laws. As a result of my training and experience, I am familiar with federal drug laws and know that, in accordance with Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(C), it is unlawful for an individual to distribute or possess with intent to distribute a controlled substance, including fentanyl.

2. This affidavit is intended to show only that there is sufficient probable cause for arrest of PETER RENE SANCHEZ MONTALVO a/k/a Carlos for violations of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C), namely the Possession with the Intent to Distribute and the Distribution of Controlled Substances. It is further alleged that the distribution resulted in the death of three individuals and the serious bodily injury of four additional individuals.

3. The affidavit is based not only my personal knowledge, but the knowledge of other law enforcement officers I have communicated with over the last twenty-four hours, including law

enforcement officials associated with the Pittsburgh Bureau of Police and the Drug Enforcement Administration.

PROBABLE CAUSE

4. On September 22, 2019 at approximately 4:00 am, Zone 3 Officers and first responders from Pittsburgh Medics and Fire Departments were dispatched to 2626 Tunnel Blvd for a male found unresponsive on an elevator at this location. Upon arrival Officers and first responders found Rubio Clemente Martinez outside an elevator deceased.

5. While on scene Officers found out that Martinez may have been staying in this apartment building in Apartment 421 (the "Apartment"). Officers obtained the key to the Apartment and made entry to check the welfare of any other occupants. Upon entering the apartment Officers found five additional victims, two of whom were deceased and three were suffering from a medical emergency in this apartment. Freddy Clemente Martinez, Gerardo Gutierrez and Pedro Ruiz appeared to be suffering from some type of medical emergency and Joel Pecina and Josue Serrano were pronounced deceased. Martinez, Gutierrez and Ruiz were transported to Mercy Hospital to be treated. Joel Pecina and Josue Serrano were pronounced deceased by a medic.

6. On September 22, 2019, detectives identified and interviewed an individual who was at the Apartment during the relevant time period. This individual (hereinafter "CS1") stated that he/she was at the residence at the time of the overdoses. The CS1 went on to say that an unknown Hispanic male with a red shirt, black pants and hat was bragging and showing off all the money that he had. CS1 also stated that that this unknown Hispanic male, later identified as PETER RENE SANCHEZ MONTALVO a/k/a Carlos ("Montalvo"), then produced a large quantities of narcotics that looked to be in some type of a box. He then cut in to this box and

scooped out a large quantity of what he/she believed to be cocaine. Montalvo then started going around the room with the knife, letting individuals sniff the white powder from it. When Montalvo came to CS1 and offered the suspected cocaine, CS1 refused. CS1 then had an altercation with Montalvo, and CS1 fled the residence.

7. The CS1 provided law enforcement with a video showing Montalvo showing off the money, cutting in to the kilo and scooping out the suspected cocaine, and serving the individuals in the apartment. Montalvo is shown in the video wearing distinctive clothing, including a bright red shirt, black pants and a hat, and his face is clearly visible in the video. The video is consistent with the information provided by CS1.

8. Law enforcement then interviewed the lessee of the Apartment, who I will refer to as CS2. CS2 stated that he/she was approached by a friend asking him/her to rent an apartment for a Hispanic male by the name of Eddie LNU and his cousin, Carlos LNU. The friend was later identified through a picture as CS3, who is discussed below. The agreement was that CS2 would rent the Apartment and, in return, CS2 would receive \$500.00 in U.S. currency for his/her service. CS2 explained that he/she has never been in the apartment, and he/she does not have a key. The only time CS2 has meet either of the Hispanic individuals was approximately last July, when CS2 turned the key over for the mail box to Carlos LNU.

9. Renting apartments in other people's names is a common tactic used by individuals involved in drug trafficking in an attempt to avoid detection by law enforcement.

10. Law enforcement offices from the Pittsburgh Bureau of Police responded to UPMC Mercy to interview the living victims. After speaking to the victims and/or their relatives, the same occurrence of events were relayed. It was learned that there was a band playing at a club in Brookline called INSOMNIA. The club is an after-hours club frequented by members of the

Hispanic Community. The band playing was from Columbus, OH. At some point a patron of the club invited the band to play an after party at his apartment in exchange for money. The band agreed. They traveled to the Apartment and whilst at the party a male began to pass around suspected cocaine. The surviving victims stated that they did a "bump" of suspected cocaine and people immediately began to "drop" and suffer adverse effects.

11. I and other law enforcement officers associated with the investigation believe that the males involved in this incident died from taking a controlled substance, which is likely fentanyl or a fentanyl analog. However, at this time it cannot be determined until a thorough investigation is done by the Allegheny County Medical Examiner's Office.

12. In the evening of September 23, 2019, CS3 was contacted by law enforcement, and he told law enforcement that could take law enforcement to "Carlos" right then.

13. CS3 is currently on supervised release, and the conditions of supervised release preclude him/her from associating with individuals involved in criminal activity. Law enforcement submitted an affidavit in support of an arrest warrant for CS3 alleging that CS3 violated the conditions of his/her supervised release by associating with Carlos.

14. In the early morning hours of September 23, 2019, other law enforcement officers and I executed the arrest warrant and took CS3 into custody. CS3 was cooperative and told me that he/she had dropped Carlos LNU off at 112 Patterson Street, McKees Rocks, Pennsylvania (the "Residence") on September 22, 2019.

15. In the early morning hours of September 23, 2019, CS3, on behalf of law enforcement contacted, an individual who lives at the Residence. Through CS3, that individual consented to the search of the Residence, where law enforcement located Montalvo. A search incident to the arrest led to the seizure of a Social Security card with the name Peter Rene Sanchez

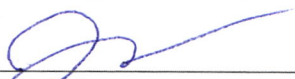
Montalvo and a California driver's license with Montalvo's likeness and in the name of Peter Rene Sanchez Montalvo. After the initial entry and arrest of Montalvo, the resident provided consent to search the Residence.

16. A search of the Residence revealed distinctive clothing worn by Montalvo in the video provided by CS1, including a red shirt, a hat and black pants. Also found in the search were the following: a large amount of cash, cellular telephones, and packaging material typically associated with heroin trafficking. Also found were a key fob and keys. The key fob allowed access to the building where the Apartment was located, and one of the keys opened the actual Apartment.

17. I personally observed the video referred to above, and the person in the video is the same person who was arrested and whose image is on the California driver's license referred to above.

18. Based on my training and experience, there is probable cause to believe that PETER RENE SANCHEZ MONTALVO, a/k/a Carlos, violated 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C), and that in distributing the controlled substance, he caused the death of three individuals and serious bodily injury to four other individuals.

Respectfully submitted,



John Balish
Special Agent
Federal Bureau of Investigation

Sworn to over the telephone
this 23rd day of September, 2019.



CYNTHIA REED EDDY
CHIEF U.S. MAGISTRATE JUDGE