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7 UNITED STATES DISTRICT COURT
 8 DISTRICT OF ARIZONA

9 United States of America,

10 Plaintiff,

11 v.

12 Marcos Anthony TERRAZAS,

13 Defendant.

07 - 3629 M

14 PLEA AGREEMENT
 (Flip-Flop)

15 Fast Track 5K3.1

16 The parties enter into the following agreement:

17 1. Defendant will enter a plea to Count 2 of the complaint, Aiding and Abetting an
 18 Alien to Elude Examination and Inspection by Immigration Officers of the United States,
 19 a misdemeanor offense, in violation of Title 8, United States Code, Section 1325, and Title
 20 18, United States Code, Section 2. This plea will occur no later than the time set for
 21 detention hearing/preliminary hearing.

22 2. The government will dismiss Count 1 of the complaint, Transportation of Aliens
 23 for Profit, a felony, in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii) and
 24 1324(a)(1)(B)(i). This charge, if proven, carries a maximum sentence of ten years
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1 imprisonment, a fine of \$250,000, three years supervised release, and a \$100 special
2 assessment. The government will dismiss this charge at the time of sentencing.

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4 3. The maximum penalties for the offense to which I am pleading are six (6) months
5 in custody, a \$5,000 fine, and a \$10 special assessment.

6 4. Pursuant to this plea agreement, the government and the defendant stipulate and
7 agree to a sentence of **one hundred twenty days** (120) days of imprisonment.

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9 5. The parties waive a Pre-Sentence Investigation Report and agree that sentencing
10 will occur on the date of the change of plea.

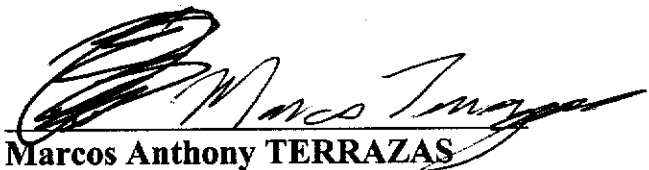
11 6. Defendant waives: (1) any right to appeal the Court's entry of judgment against
12 the defendant; (2) any right to appeal the imposition of sentence upon defendant under Title
13 18, United States Code, Section 3742 (sentence appeals); and (3) any right to collaterally
14 attack defendant's conviction and sentence under Title 28, United States Code, Section 2255,
15 or any other collateral attack.
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1 **7. Factual Basis for Plea:**

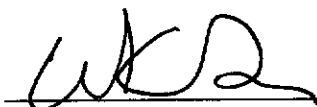
mt a passenger in
KNAUSS

2 On or about May 25, 2007, at or near Lukeville, in the District of
3 Arizona, I, **Marcos Anthony TERRAZAS**, was ~~driving~~ a vehicle that
4 contained three illegal aliens, including Oscar Omar PERALES-Quistian,
5 Eladio PERALES-Espino and Miguel Angel ARVISO-Salazar. I knew that
6 the people I was transporting were illegally in the United States and that I was
7 aiding and abetting their presence in the United States. I was transporting
8 them in order to assist them in eluding examination and inspection by
9 Immigration Officials of the United States.

10 Dated this 31st day of May, 2007.

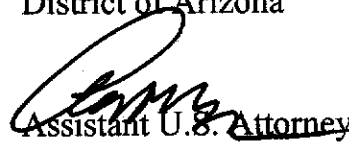
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12 **Marcos Anthony TERRAZAS**
13 Defendant

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15 Defense Counsel

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17 Daniel G. Knauss
18 United States Attorney
19 District of Arizona

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21 Assistant U.S. Attorney