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**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

1 UNITED STATES OF AMERICA,  
2  
3 Plaintiff,  
4  
5 vs.  
6 Jose Luis RODRIGUEZ-Anguiano  
7 AKA:ESOBEDO,Everesto,  
8 RODRIGUEZ, Jose  
9 A29 565 547  
10 YOB: 1961  
11 Citizen of Mexico  
12  
13 Defendant

Magistrate Case No. *07-2566 M*  
  
COMPLAINT FOR VIOLATION OF  
  
Title 8, United States Code, Section 1326(a),  
enhanced by (b)(1) Re-entry After Removal  
(Felony).

The undersigned complainant being duly sworn states:

COUNT I

That on or about May 3, 2007, Defendant Jose Luis RODRIGUEZ-Anguiano, an alien, entered or attempted to enter the United States, and on or about May 5, 2007 was found in the United States at or near San Luis, Arizona within the District of Arizona, after having been previously denied admission, excluded, deported, or removed from the United States to Mexico through the port of Nogales, Arizona on or about September 5, 2006. The Secretary of the Department of Homeland Security not theretofore having consented to any reapplication by the Defendant for admission into the United States, in violation of Title 8, United States Code, Section 1326(a), enhanced by (b)(1) (Felony).

And the complainant further states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

*Fred Lewis*  
Sworn to before me and subscribed in my presence,  
  
May 7, 2007

*David Bon*  
Signature of Complainant  
David Bon  
Senior Patrol Agent

at Yuma, Arizona  
Date City and State

Jay R. Irwin, U.S. Magistrate  
Name & Title of Judicial Officer Signature of Judicial Officer

1 UNITED STATES OF AMERICA

2 V.


3 Jose Luis RODRIGUEZ-Anguiano  
4 AKA:ESOBEDO, Everesto, RODRIGUEZ, Jose  
5 A29 565 547

6 **STATEMENT OF FACTUAL BASIS**

7  
8 The complainant states that this complaint is based upon the statements of the  
9 apprehending officers, that the Defendant was found and arrested on or about May 5, 2007, near  
10 San Luis, Arizona. Questioning of the Defendant by agents revealed that the Defendant was a  
11 citizen of Mexico, and was not in possession of valid documents allowing him to enter or  
12 remain in the United States.

13  
14 By questioning the Defendant and through record checks, agents determined that on or  
15 about September 5, 2006, the Defendant had been removed from the United States through the  
16 port of Nogales, Arizona, subsequent to a conviction in Superior Court, State of Arizona,  
17 Maricopa County, on or about August 23, 2004, for the crime of Aggravated DUI, a felony.

18  
19 Agents determined that on or about May 3, 2007, the Defendant re-entered the United  
20 States without the Secretary of the Department of Homeland Security having consented to  
21 reapplication by the Defendant for admission into the United States.

22 

23 \_\_\_\_\_  
Signature of Complainant

24  
25 Sworn to before me and subscribed in my presence,

26  
27 May 7, 2007

28 Date

29 \_\_\_\_\_  
Signature of Judicial Officer