

DANIEL G. KNAUSS
United States Attorney
District of Arizona
405 W. Congress, Suite 4800
Tucson, Arizona 85701-5040
Telephone (520) 620-7300

FILED	LODGED
RECEIVED	COPY
<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;"> <p>JUN - 1 2007</p> </div>	
<p>CLERK U S DISTRICT COURT DISTRICT OF ARIZONA</p>	
BY _____	DEPUTY _____

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

Mario QUIROZ-QUINONEZ,
Defendant.

07-3657M

PLEA AGREEMENT
(Flip-Flop)

Fast Track 5K3.1

The parties enter into the following agreement:

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

2. The government will dismiss Count 1 of the complaint, Illegal Re-Entry After Deportation, a felony, in violation of Title 8, United States Code, Section 1326(a). This charge, if proven, carries a maximum sentence of two (2) years imprisonment, \$250,000

1 fine, one year supervised release and a \$100 special assessment. The government will
2 dismiss this charge at the time of sentencing.

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

5
6 4. Pursuant to this plea agreement, the government and the defendant stipulate and
7 agree to a sentence ninety (90) days of imprisonment.

8
9 5. The parties waive a Pre-sentence Report and agree that sentencing will occur on
10 the date of the change of plea.

11 6. Pursuant to this plea, the defendant waives: (1) any right to appeal the Court's
12 entry of judgment against defendant; (2) any right to appeal the imposition of sentence
13 upon defendant under Title 18, United States Code, Section 3742 (sentence appeals); and
14 (3) any right to collaterally attack defendant's conviction and sentence under Title 28,
15 United States Code, Section 2255, or any other collateral attack.
16

17
18 **7. Factual Basis for Plea:**

19 I, Mario QUIROZ-QUINONEZ, am a citizen of Mexico. On or about
20 05/29/2007, at or near Sasabe, in the District of Arizona, I, Mario QUIROZ-
21 QUINONEZ, was found in the United States. I admit that prior to my re-entry,
22 I was lawfully denied admission, excluded, deported and removed from the
23 United States through Nogales, Arizona on 10/02/2006. I did not obtain the
24 express consent of the Attorney General or the Secretary of the Department of
25 Homeland Security to re-apply for admission to the United States prior to my
26 illegal entry into the United States. Furthermore, as evidenced by my illegal
27 presence in the United States, I admit that I entered the United States from the
28 Republic of Mexico, at

1 a time and place other than as designated by Immigration Officers of the
2 United States.

3 Dated this 15th day of JUNE, 2007.
4

5 Mario Quiroz Quinonez
6

7 Mario QUIROZ-QUINONEZ,
8 Defendant

9 MA [Signature]
10

11 Defense Counsel

12 DANIEL G. KNAUSS
13 United States Attorney
14 District of Arizona

15 TEW [Signature]
16 Assistant U.S. Attorney
17
18
19
20
21
22
23
24
25
26
27
28