

CRIMINAL COMPLAINT

United States District Court

United States of America

v.

Emilio Delfino LOPEZ-Briceno
 Year of Birth: 1971 A029 669 621
 Citizen of: Mexico
 BP Case Control #: TCA-0707-0853

FILED ✓
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 MAGISTRATE'S CASE #
 CLERK U.S. DISTRICT COURT
 DISTRICT OF ARIZONA
 07-06754M
 BY

Complaint for violation of Title 8 United States Code § 1326

COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:

On or about July 24, 2007, at or near Naco, Arizona, in the District of Arizona, Emilio Delfino LOPEZ-Briceno, an alien, entered, and was found in the United States of America after having been denied admission, excluded, deported, and removed from the United States through San Ysidro, California on August 18, 2006, and not having obtained the express consent of the Attorney General or the Secretary of DHS to reapply for admission thereto; in violation of Title 8, United States Code, Section 1326, enhanced by Title 8, United States Code, Section 1326 (b) (2).

BASIS OF COMPLAINANTS CHARGE AGAINST THE ACCUSED:

Emilio Delfino LOPEZ-Briceno is a citizen of Mexico. On August 18, 2006, Emilio Delfino LOPEZ-Briceno was lawfully denied admission, excluded, deported, and removed from the United States through San Ysidro, California. On July 24, 2007, agents found LOPEZ-Briceno in the United States at or near Naco, Arizona. LOPEZ-Briceno did not obtain the express consent of the Attorney General or the Secretary of DHS to re-apply for admission to the United States.

MATERIAL WITNESSES IN RELATION TO THIS CHARGE

Border Patrol Agent(s) **Alan Thomas**

AUTHORIZED BY AUSA SMT
 DETENTION REQUESTED

Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.

SIGNATURE OF COMPLAINANT (official title)

OFFICIAL TITLE

Senior Patrol Agent

Frank Army

Sworn to before me and subscribed in my presence.

SIGNATURE OF MAGISTRATE (1)

DATE

July 25, 2007

1) See Federal Rules of Criminal Procedure rules 3 and 4