

**CRIMINAL COMPLAINT**

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CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
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**United States District Court**

**United States of America**

v.

Juan ORTIZ  
 Year of Birth: 1983 A076 955 327  
 Citizen of: El Salvador  
 BP Case Control #: TCA-0707-0161

DISTRICT of ARIZONA

DOCKET NO.

MAGISTRATE'S CASE N

**07-02210M**

**Complaint for violation of Title 8 United States Code § 1326**

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

On or about July 03, 2007, at or near Nogales, Arizona, in the District of Arizona, Juan ORTIZ, 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 Houston, Texas on January 05, 2007, 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:

Juan ORTIZ is a citizen of El Salvador. On January 05, 2007, Juan ORTIZ was lawfully denied admission, excluded, deported, and removed from the United States through Houston, Texas. On July 03, 2007, agents found ORTIZ in the United States at or near Nogales, Arizona. ORTIZ 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) **Wayne Smith**

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)

*Charles Taylor*

OFFICIAL TITLE

Senior Patrol Agent

Sworn to before me and subscribed in my presence,

SIGNATURE OF MAGISTRATE (1)

*[Signature]*

DATE

**July 05, 2007**

1) See Federal Rules of Criminal Procedure rules 3 and 54.  
 AO 91 (Rev. 11/82)