

070250061-JMR-JM

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Laredo)
CRIMINAL DOCKET FOR CASE #: 5:07-po-00688 All Defendants
Internal Use Only**

Case title: USA v. JUAREZ-Lopez

Date Filed: 02/28/2007
Date Terminated: 02/28/2007

Assigned to: Magistrate Judge Diana Saldana

Defendant

Juan Carlos JUAREZ-Lopez (1)
TERMINATED: 02/28/2007

represented by **Federal Public Defender - Laredo**
1501 Matamoros Street
Laredo, TX 78040-4912
Fax: INS_lfpd
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Pending Counts

None

Disposition

<input type="checkbox"/> FILED	<input type="checkbox"/> LODGE
<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
JUN 11 2007	
CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA	
BY _____	B DEPUTY

Highest Offense Level (Opening)

None

Disposition

Terminated Counts

None

Highest Offense Level (Terminated)

None

Complaints

8:1325.P

Disposition

Plaintiff

USA

represented by **Immigration (Laredo PO)**
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

US Attorney (Laredo PO)
PO Box 1179
Laredo, TX 78042-1179
Fax: 956-726-2266
Email: MagDutyLaredo.TXS@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

US Marshal - Laredo
1300 Victoria St
Ste. 1197

TRUE COPY I CERTIFY
ATTEST:
Michael N. Miiby, Clerk
D. Davila
Deputy Clerk

Laredo, Tx 78040
 956-794-1060
 Fax: 956-726-2335
 Email: arthur.thomas@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Date Filed	#	Docket Text
02/28/2007	1	COMPLAINT as to Juan Carlos JUAREZ-Lopez (1), filed. (U.S. Customs - 6 Laredo,) (Entered: 02/28/2007)
02/28/2007	2	Courtroom Minutes/Judgment and Commitment Order. The Federal Public Defender was appointed to represent the Defendant. The defendant was advised of and waived the following rights: The right to trial; the right to at least thirty (30) days to prepare for trial before the Magistrate Judge; the right to remain silent; the right to bring witnesses and present testimony on his/her behalf; the right to confront and cross-examine witnesses. The Defendant was arraigned on the charge(s) contained in the criminal complaint. The Defendant pled guilty to the charge(s) contained in the criminal complaint. The Defendant was sentenced as outlined in the Judgment signed this day (.) Parties notified. (mibarra,) (Entered: 02/28/2007)
04/25/2007		**Added US Marshal - Laredo (mmarquez) (Entered: 04/30/2007)
04/25/2007	3	(Court only) PROBATION FORM 12C Petition for Warrant or Summons for Offender Under Supervision as to Juan Carlos JUAREZ-Lopez. Court Orders the issuance of a warrant and no bond. Furthermore, that the issue of Probation violation be addressed by the US District Court of Arizona at the time of disposition of Cirm Case Nu. 4:07mj1876 (Signed by Judge Diana Saldana) Parties notified. (mmarquez) (Entered: 04/30/2007)
05/01/2007	4	Receipt of Prob 12C submitted to USM as to Juan Carlos JUAREZ-Lopez, filed. (mmarquez) (Entered: 05/03/2007)

United States District Court

SOUTHERN

TEXAS

DISTRICT OF

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

Juan Carlos JUAREZ-Lopez (33)
Nuevo Laredo, Tamaulipas, Mx.

CASE NUMBER: **L-07-po-688**

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about February 27, 2007 in Webb county, in the SOUTHERN District of TEXAS defendant(s) did. (Track Statutory Language of Offense)

an alien, a native and citizen of Mexico, did attempt to enter the United States by a willfully false or misleading representation or willfull concealment of a material fact

in violation of Title 8 United States Code, Section(s) 1325(a)(3)

I further state that I am a(n) CBP Enforcement Officer and that this complaint is based on the following facts:
Official Title

On or about February 27, 2007, the defendant, a citizen of Mexico, applied for admission to the United States by presenting a State of California Birth Certificate in the name of Antonio Lopez Chavez and claimed to be that person a United States citizen. Primary inspection was conducted by Customs and Border Protection Officer (CBPO) Adrian Guerra and secondary by CBPO Luis Ortiz. At secondary, the defendant revealed his true name Juan Carlos Juarez Lopez a citizen and national of Mexico. He further stated that he took the document from his brother's house. Facts are based on the defendant's sworn statement and records of U.S. Customs & Border Protection. The defendant was paroled to the United States for criminal prosecution and an immigration detainer (Form I-247) has been provided to all concerned agencies.

Continued on the attached sheet and made a part hereof:

Yes No

TRUE COPY CERTIFY
ATTEST:

Michael N. Milby, Clerk

[Signature]

S/

Signature of Complainant

Adrian A. Gonzalez (CBPOE)

Sworn to before me and subscribed in my presence,

02/28/2007

Date

at

Laredo, Texas

City and State

Diana Saldana, U.S. Magistrate Judge

Name & Title of Judicial Officer

Signature of Judicial Officer

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA

Plaintiff

v.

Case No.: 5:07-po-00688
Magistrate Judge Diana Saldana

Juan Carlos JUAREZ-Lopez

Defendant

JUDGMENT

On **February 28, 2007**, the above named defendant appeared in person and with counsel.


Whereupon the defendant entered a plea of guilty to the offense of **attempted illegal entry** into the United States by a willfully false or misleading representation or willfull concealment of a material fact in violation of 8 U.S.C. § 1325(a)(3), as charged in the Criminal Complaint; and the Court having asked the defendant whether he/she had anything to say why judgment should not be pronounced, and no sufficient cause to the contrary being shown or appearing to the Court;

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

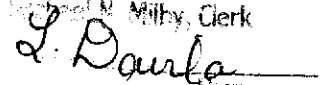
The defendant is hereby placed on **probation without supervision for a period of three(3) years**, with a special condition not to return to the U. S. illegally or commit any other violation of federal and/or state laws.

A \$10.00 special assessment imposed.

DONE at Laredo, Texas, on **February 28, 2007**.


Diana Saldana
United States Magistrate Judge

TRUE COPY I CERTIFY
ATTEST:

Michael M. Milby, Clerk

Clerk

RUN ON 06/06/07

FEDERAL COURT SYSTEMS
SOUTHERN DISTRICT OF TX
CASE INQUIRY REPORT

PAGE: 1

CASE NO: 5:07-PO-688-01 TITLE: USA VS. JUAN CARLOS JUAREZ-LOPEZ

DEFENDANT #	ORDERED AMOUNT	AMOUNT PAID	BALANCE DUE	ACCOUNT	PAYMENT TYPE
1	JUAN CARLOS JUAREZ-LOPEZ	10.00	0.00	504100	Petty Offense
		10.00	10.00		

***** CASE SUMMARY *****

TOTAL CASE BALANCE: 0.00

BALANCE IN U.S. TREASURY:
CASE DEPOSITORY MAINT. BALANCE :

BALANCE IN COMMERCIAL BANKS:
CASE DEPOSITORY MAINT. BALANCE :

DEPOSITS TO RECEIPT ACCOUNTS: 0.00

TYPE OF TRANSACTION:

- AD: ADJUSTMENT-388800
- BD: DIRECT BANK DEPOSIT
- CK: CHECK
- CV: CASE VOUCHER
- I : INTEREST
- AJ: ADJUSTMENT
- BT: BANK TRANSFER
- CL: COLLATERAL
- DW: DIRECT WITHDRAWAL
- MO: MONEY ORDER
- BV: BANK VOUCHER
- CC: CREDIT CARD
- CN: CONVERSION
- DV: DEBIT VOUCHER
- TR: TRANSFER
- CH: CASH
- CR: CASE REFUND
- FF: FORFEITURE
- VD: VOID

TRUE COPY I CERTIFY
ATTEST:

Michael N. Milby, Clerk
Michael N. Milby
County Clerk

UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF TEXAS

Petition for Warrant for Offender Under Supervision

Name of Offender: Juan Carlos Juarez-Lopez **Case Number:** 5:07-po-00688

Name of Sentencing Judge: The Honorable Diana Saldana

Date of Original Sentence: February 28, 2007

Original Offense: Attempted illegal entry into the United States
8 U.S.C. § 1325(a)(3)

Original Sentence: Three (3) years probation without supervision, with special condition that defendant not return to the United States illegally, and \$10 special assessment

Type of Supervision: Probation **Supervision Started:** 02/28/2007

Assistant U.S. Attorney: Diana Song **Defense Attorney:** David Lopez, AFPD

EARLIER COURT ACTION

None

PETITIONING THE COURT

TO ISSUE A WARRANT for defendant located at Corrections Corporation of America (CCA), 1100 Bowling Road, Florence, Arizona 85232.

The probation officer believes that the offender has violated the following conditions of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1	New law violation: Re-entry of a deported alien
2	Violation of special condition ordering defendant not to return to the United States illegally

Details: On April 6, 2007, the defendant, an alien who had been previously denied admission, excluded, deported, and removed from the United States, was arrested by Border Patrol near Naco, Arizona. The defendant has been charged in the District of Arizona by way of criminal complaint, Docket Number 4:07-mj-01876, with re-entry of a deported alien, in violation of 8 U.S.C. § 1326(b)(1). He remains in Federal custody.

RE: Juan Carlos Luarez-Lopez
Dkt. No.: 5:07-po-00688


2

U.S. Probation Officer Recommendation: That a probation violator's warrant be issued and no bond be set. Furthermore, it is recommended that the issue of probation violation be addressed by United States District Court for the District of Arizona at the time of sentencing in 4:07-mj-01876.

- The term of supervision should be
 revoked.
 extended for years, for a total term of years.
- The conditions of supervision should be modified:

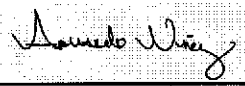
I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

Approved:



Suzan Sweeper Garza, Supervising
U.S. Probation Officer

Respectfully submitted:

by 

Armando Nunez
U.S. Probation Officer
April 24, 2007

THE COURT ORDERS:

- No Action
- The Issuance of a Warrant, and no bond.
- The Issuance of a Warrant, and no bond. Furthermore, that the issue of Probation violation be addressed by the U.S. District Court in the District of Arizona at the time of disposition of Criminal Case Number 4:07-mj-01876.
- The Issuance of a Warrant, and a bond of \$_____ cash/surety with supervision as directed by the Probation Officer as a condition of said bond. Furthermore, that the issue of Probation violation be addressed by the U.S. District Court at the time of disposition of the case currently known as _____.
- That the defendant be summoned to appear before the Court on _____ at _____ for a Probation violation hearing to show cause why his Probation should not be revoked.
- That the issue of Probation violation be addressed by the U.S. District Court at the time of disposition in case # _____.
- That the defendant be brought before the Court to show cause why his supervision should not be revoked on _____ at _____.
- Other:

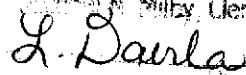


Diana Saldaña
U. S. Magistrate Judge

April 25, 2007

Date

TRUE COPY I CERTIFY
ATTEST:

Michael M. Milby, Clerk

Clerk

PROB 22
(Rev. 8/97)

TRANSFER OF JURISDICTION

DOCKET NUMBER (Tran. Court)
5:07-po-00688

DOCKET NUMBER (Rec. Court)
07-02 - 50061 - JMR - JM

NAME AND ADDRESS OF PROBATIONER/SUPERVISED RELEASEE:

Juan Carlos Juarez-Lopez
Florence, Arizona

DISTRICT

SOUTHERN DISTRICT OF
TEXAS

DIVISION

Laredo

NAME OF SENTENCING JUDGE

Diana Saldana

DATES OF PROBATION/SUPERVISED
RELEASE:

FROM
02/28/2007

TO
02/27/2010

OFFENSE

Attempted illegal into the United States (Misdemeanor)
8 U.S.C. § 1325(a)(3)

PART 1 - ORDER TRANSFERRING JURISDICTION

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS/LAREDO DIVISION

It is ordered that the jurisdiction of this probationer or supervised releasee be transferred with the records of the Court to the United States District Court for the District of Arizona on that Court's acceptance. This Court expressly consents that the period of supervision may be changed by the receiving District Court without approval of this court. See 18 U.S.C. 3605.

4/25/07
Date

[Signature]
United States Magistrate Judge

PART 2 - ORDER ACCEPTING JURISDICTION

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA/TUCSON DIVISION

Jurisdiction over the person supervised is accepted by this Court from the entry of this order.

5/24/07
Effective Date

[Signature]
United States District Judge



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
OFFICE OF THE CLERK
1300 Victoria, Ste., 1131
Laredo, Texas 78040

June 6, 2007

United States District Court
Evo A. DeConcini United States Courthouse
405 West Congress St.
Tucson, AZ 85701-1380

Re: Juan Carlos Juarez-Lopez.
5:07-PO-688-01
Laredo Division

TRANSFER OF JURISDICTION

Dear Clerk,

Enclosed for probation transfer are certified copies of the following:

ORDER TO TRANSFER
DOCKET SHEET
CRIMINAL COMPLAINT
JUDGMENT
FINANCIAL DATA
PROBATION FORM 12

Please complete the receipt below and return the copy of this letter.

Very truly yours,

MICHAEL N. MILBY, CLERK

By: Linda Davila
Linda Davila, Deputy Clerk

Received and filed under Docket No. _____ on _____, 2007.

CLERK, U. S. DISTRICT COURT, By: _____