
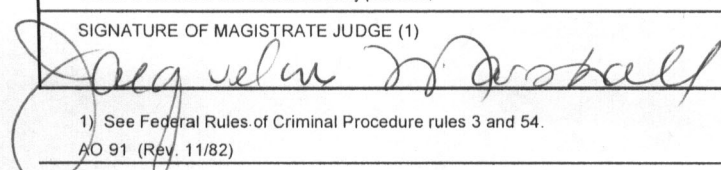


MAG

CRIMINAL COMPLAINT

UNITED STATES DISTRICT COURT		District ARIZONA	FILED RECEIVED LOGGED COPY OCT 1 2009 CLERK U S DISTRICT COURT DISTRICT OF ARIZONA BY _____ DEPUTY
UNITED STATES OF AMERICA V. Manuel PACHECO-Zayas Year of Birth: 1957 Country of Citizenship: Mexico A087 531 017 Case Control # PTCA101000064		DOCKET NO.	MAGISTRATE CASE NO. 09-08116M 1
Complaint for violation of Title 8 United States Code § 1326 (b)(2)			
NAME OF JUDGE OR MAGISTRATE		OFFICIAL TITLE United States Magistrate Judge	LOCATION Tucson, Arizona
DATE OF OFFENSE On or about September 30, 2009	PLACE OF OFFENSE At or near Nogales, Arizona	ADDRESS OF ACCUSED (if known) Sonora Mexico	
COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION: On or about September 30, 2009, at or near Nogales, Arizona, in the District of Arizona, Manuel PACHECO-Zayas, 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 Nogales, Arizona on July 2, 2009, 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 (a), enhanced by Title 8, United States Code, Section 1326 (b)(2).			
BASIS OF COMPLAINANTS CHARGE AGAINST THE ACCUSED: Manuel PACHECO-Zayas is a citizen of Mexico. On July 2, 2009, Manuel PACHECO-Zayas was lawfully denied admission, excluded, deported, and removed from the United States through Nogales, Arizona. On September 30, 2009, agents found Manuel PACHECO-Zayas in the United States at or near Nogales, Arizona. Manuel PACHECO-Zayas 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 Agents(s) COPELAND, Jeremy, KEPNER, Scott			
DETENTION REQUESTED Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge. AUTHORIZED BY AUSA AEM		SIGNATURE OF COMPLAINANT (official title)  OFFICIAL TITLE Border Patrol Agent	
Sworn to before me and subscribed in my presence.			
SIGNATURE OF MAGISTRATE JUDGE (1) 		DATE October 01, 2009	

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