

MAG

### CRIMINAL COMPLAINT

<b>UNITED STATES DISTRICT COURT</b>  UNITED STATES OF AMERICA V. <b>Raul RUIZ-Cuen</b> Year of Birth: <b>1983</b> Country of Citizenship: <b>Mexico</b> <b>A088 763 960</b> Case Control # <b>PTCA101101525</b>	District	FILED RECEIVED NOV 24 2009 CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA C DEPUTY
	DOCKET NO.	
	MAGISTRATE CASE NO.	<b>09-00706M</b>

Complaint for violation of Title **8** United States Code § **1326 (b)(2)**

NAME OF JUDGE OR MAGISTRATE		OFFICIAL TITLE	LOCATION
		<b>United States Magistrate Judge</b>	<b>Tucson, Arizona</b>
DATE OF OFFENSE On or about <b>November 22, 2009</b>	PLACE OF OFFENSE At or near <b>Sells, Arizona</b>	ADDRESS OF ACCUSED (if known) <b>Baja California, Mexico</b>	

COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:  
 On or about November 22, 2009, at or near Sells, Arizona, in the District of Arizona, Raul RUIZ-Cuen, 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 March 5, 2008, 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).

Motion Picture Association of America v. CrystalTech Web Hosting Inc.

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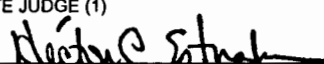
BASIS OF COMPLAINANTS CHARGE AGAINST THE ACCUSED:  
 Raul RUIZ-Cuen is a citizen of Mexico. On March 5, 2008, Raul RUIZ-Cuen was lawfully denied admission, excluded, deported, and removed from the United States through Nogales, Arizona. On November 22, 2009, agents found Raul RUIZ-Cuen in the United States at or near Sells, Arizona. Raul RUIZ-Cuen 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) **ALVARADO, Jesus F., DOUGLAS, Jeffrey**

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  
**November 24, 2009**

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