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 9  
 10 **UNITED STATES DISTRICT COURT**  
 11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA, )  
 13 )  
 Plaintiff, )  
 14 )  
 v. ) 2:14-CV-101-APG-(CWH)  
 15 )  
 1975 GRUMMAN AMERICAN G-1159 )  
 16 AIRPLANE, SERIAL NO. 157 )  
 TAIL REGISTRATION NO. N468HW, )  
 17 )  
 1969 GRUMMAN AMERICAN G-1159 )  
 18 AIRPLANE, SERIAL NO. 50 )  
 TAIL REGISTRATION NO. N650KA, )  
 19 )  
 Defendants. )

20  
 21 **DEFAULT JUDGMENT OF FORFEITURE AS TO BOGART HERNANDEZ CHAVEZ,**  
**BERTHA CRUZ, CHRISTIAN EDUARDO ESQUINO-NUNEZ, NORMA DEL ANGEL, ED**  
 22 **NUNEZ, GERALD PITTS, CARLOS VILLARRUTIA AND ALL PERSONS OR ENTITIES**  
 23 **WHO CLAIM AN INTEREST IN THE 1975 GRUMMAN AMERICAN G-1159 AIRPLANE,**  
**SERIAL NO. 157 TAIL REGISTRATION NO. N468HW AND 1969 GRUMMAN AMERICAN**  
**G-1159 AIRPLANE, SERIAL NO. 50 TAIL REGISTRATION NO. N650KA**  
 24 **AND**  
**FINAL JUDGMENT OF FORFEITURE AS TO THE 1975 GRUMMAN AMERICAN G-1159**  
 25 **AIRPLANE, SERIAL NO. 157 TAIL REGISTRATION NO. N468HW, THE 1969 GRUMMAN**  
**AMERICAN G-1159 AIRPLANE, SERIAL NO. 50 TAIL REGISTRATION NO. N650KA,**  
 26 **FORD ELECTRIC COMPANY, AND NORMA GONZALEZ**

1 **I. FACTS**

2 1. Title 49 U.S.C. § 46306(d) authorizes the seizure and forfeiture of any aircraft whose  
3 use is related to a violation of subpart (b) of that same statute. Subpart (b), in turn, makes it unlawful  
4 to knowingly and willfully falsify or misrepresent any material fact that is offered in connection with  
5 obtaining an official certificate to include an aircraft registration as issued by FAA.

6 2. Christian Eduardo Esquino Nunez (herein after “Eduardo Nunez” or “Nunez”), is both  
7 a citizen of Mexico and a convicted felon in the United States, and as such is prohibited under federal  
8 law from owning or registering an aircraft for operation in the United States. However, through  
9 multiple sales arranged through strawbuyers to willfully conceal and misrepresent his involvement,  
10 Nunez was able to orchestrate the illegal ownership and use of the two defendant airplanes, 1975  
11 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969  
12 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA, in the United  
13 States.

14 3. In January 2005, Nunez pled guilty in the United States District Court for the southern  
15 district of California to conspiracy to commit a fraud involving an aircraft. He was sentenced,  
16 amongst other things, to 24 months incarceration and was deported to his native Mexico following his  
17 release from prison.

18 4. A criminal investigation begun by the DEA in 2012 showed that Nunez owned and  
19 operated Starwood Management, LLC, and was responsible for registering several aircraft contrary to  
20 federal law. To achieve his illegal goal, Nunez, amongst other things, also employed nominees to  
21 conceal his identity as the person in charge.

22 5. The investigation showed that earlier, on December 31, 2007, Nunez assumed control  
23 of Starwood Management, LLC., and designated his sister-in-law, Norma Gonzalez a/k/a Norma de la  
24 Cruz, as the front person (or Managing Member) of the company. Norma Gonzalez, a United States  
25 citizen, was a nominee or straw woman and in practice had no authority to run the company.

26 . . .

1           6.       Starwood Management, LLC. purchased the N468HW aircraft on September 7, 2012.  
2 Nunez was the person who authorized the release of funds from the escrow company to complete the  
3 sale.

4           7.       On January 30, 2013, N650KA, Inc. purchased the N650KA aircraft. Again, even  
5 though the funds originally came from the bank account of Bertha de la Cruz, Nunez authorized the  
6 release of funds from the escrow company to complete the sale.

7           8.       On September 9, 2013, the N468HW aircraft, now owned by N468HW, Inc., was  
8 transferred, and not sold, to Ford Electric Co.

9           9.       On September 10, 2013, the N650KA aircraft, owned by N650KA, Inc., was  
10 transferred, and not sold, to Ford Electric Co. Carlos Villaurrutia is the sole corporate officer of Ford  
11 Electric Co., holding multiple titles of President, Secretary and Director. On information and belief,  
12 Carlos Villaurrutia is the nephew of Eduardo Nunez.

13          10.      The transfers of both aircraft were performed by AeroTitle Company on September 9  
14 and 10, 2013, respectively. Jacinda Janko, President of AeroTitle, oversaw the escrow transactions for  
15 both aircraft.

16          11.      In administering the sale of both airplanes through AeroTitle, Janko dealt exclusively  
17 with Eduardo Nunez. Janko exchanged several emails and had several telephone conversations with a  
18 person who identified himself as Eduardo Nunez, wherein he instructed her on how to carry out all  
19 aspects of the transfer on behalf of Ford Electric Co. Any and all information that Janko used to  
20 facilitate the transfer of ownership of both aircraft came directly and exclusively from Eduardo Nunez.

21          12.      When the transactions were complete for both aircraft, Janko communicated that fact  
22 directly to Eduardo Nunez.

23          13.      The Bills of Sale for the transfers of the N650KA and N468HW aircrafts were signed  
24 by Norma de la Cruz in September 2013, as Treasurer of both N650KA, Inc. and N468HW, Inc. On  
25 information and belief, Norma de la Cruz is the sister-in-law of Eduardo Nunez.

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1           14.     The Federal Aviation Administration Aircraft Application Registration forms for the  
2 two defendant aircrafts were signed by Norma del Angel (a/k/a Norma de la Cruz) in September 2013,  
3 as the President of Ford Electric Co.

4           15.     FltPlan.com is a company that aircraft owners use to file flight plans as well as submit  
5 flight manifests for the U.S. Department of Homeland Security and Customs and Border Protection.  
6 Records filed with Fltplan.com for aircraft N468HW, while the plane was held by Starwood  
7 Management, LLC, N468HW, Inc., and Ford Electric Co., showed that the Emergency Contact was  
8 identified as Eduardo Nunez, and listed a phone number and email address seen in escrow files  
9 associated with Eduardo Nunez. That information never changed as title in the aircraft changed from  
10 one company to the next.

## 11 **II. PROCEDURE**

12           16.     The United States of America (“United States”) filed a verified Complaint for  
13 Forfeiture in Rem on May 1, 2014. Complaint, ECF No. 11. The Complaint (ECF No. 11) alleges the  
14 defendant property:

- 15           a.       is subject to forfeiture, pursuant to Title 49 U.S.C. § 46306(d) which provides  
16                   that the Administrator of DEA may seize and forfeit an aircraft whose use is  
17                   related to a violation of subsection (b) of section 46306. Specifically, the  
18                   defendant aircraft is registered to a false or fictitious person, in violation of §  
19                   46306 (b)(4).

20           17.     On May 5, 2014, the Court entered an Amended Order for Summons and Warrant of  
21 Arrest in Rem for the Property and Notice and issued the Summonses and Warrants of Arrest in Rem.  
22 Amended Order for Summons and Warrant, ECF No. 16; Summonses and Warrants, ECF Nos. 17 and  
23 18).

24           18.     Pursuant to the Amended Order (ECF No. 16), the Complaint (ECF No. 11), the  
25 Amended Order (ECF No. 16), the Summonses and Warrants (ECF Nos. 17 and 18), and the Notice of  
26 Complaint for Forfeiture (ECF No. 20, p. 13-15) were served on the 1975 Grumman American G-

1 1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969 Grumman American G-1159  
2 Airplane, Serial No. 50 Tail Registration No. N650KA, and all persons claiming an interest in the  
3 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969  
4 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA. Notice was  
5 published according to law.

6 19. Pursuant to Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture  
7 Actions (“Fed. R. Civ. P. Supp. Rule”) G(5), all persons interested in the defendant property were  
8 required to: (1) file a verified claim, setting forth the person’s or its interest in the property, that (a)  
9 identifies the specific interest in the property claimed, (b) identifies the claimant and states the  
10 claimant’s interest in the property, and (c) is signed by the claimant under penalty of perjury pursuant  
11 to 28 U.S.C. § 1746; (2) file the verified claim with the Clerk of the above-entitled Court no later than  
12 35 days after the notice is sent or, if direct notice was not sent, no later than 60 days after the first day  
13 of publication on the official internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov); (3) file an  
14 answer to the Complaint for Forfeiture in Rem or a motion under Rule 12 with the Clerk of the Court,  
15 Lloyd D. George United States Courthouse, 333 Las Vegas Boulevard South, Las Vegas, NV 89101,  
16 no later than 21 days after filing the verified claim; and (4) serve a copy of the verified claim and the  
17 answer at the time of each filing on Michael A. Humphreys, Assistant United States Attorney, Lloyd  
18 D. George United States Courthouse, 333 Las Vegas Boulevard South, Suite 5000, Las Vegas, Nevada  
19 89101. Complaint, ECF No. 11; Amended Order for Summons and Warrant, ECF No. 16; Summonses  
20 and Warrants, ECF Nos. 17 and 18; Notice of Complaint, ECF No. 20, p. 13-15.

21 20. Public notice of the forfeiture action and arrest was given to all persons and entities by  
22 publication via the official internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), from May 6, 2014,  
23 through June 4, 2014. Notice of Filing Proof of Publication, ECF Nos. 23-24.

24 21. On May 8, 2014, the United States Marshals Service served the Complaint, the  
25 Amended Order, the Summonses and Warrants of Arrest in Rem for the Property, and the Notice by  
26 executing them on the defendant property. Notice of Filing Service of Process, ECF No. 19.

1           22.    On May 6, 2014, the United States Attorney's Office served the Complaint, the  
2 Amended Order for Summons and Warrant of Arrest in Rem for the Property and Notice, the  
3 Summonses and Warrants of Arrest in Rem for the Property, and the Notice of Complaint for  
4 Forfeiture and Arrest on Bogart Hernandez Chavez, Bertha Cruz, Ford Electric Co., Christian Eduardo  
5 Esquino-Nunez, Norma Gonzalez and/or Norma Del Angel, Ed Nunez, Gerald Pitts, Carlos  
6 Villaurrutia, and George Crow by and through George E. Crow, their counsel by certified return  
7 receipt mail and regular mail. Notice of Filing Service of Process, ECF No. 20, p. 1-7 and 13-30.

8           23.    On May 6, 2014, the United States Attorney's Office served the Complaint, the  
9 Amended Order for Summons and Warrant of Arrest in Rem for the Property and Notice, the  
10 Summonses and Warrants of Arrest in Rem for the Property, and the Notice of Complaint for  
11 Forfeiture and Arrest on Corporate Agents, LLC, Registered Agent for Ford Electric Co., by certified  
12 return receipt mail and regular mail. Notice of Filing Service of Process, ECF No. 20, p. 8-30.

13           24.    On May 30, 2014, Ford Electric Company and Norma Gonzalez filed a claim for each  
14 aircraft. Claims, ECF Nos. 21 and 22.

15           25.    On June 12, 2014, Ford Electric Company and Norma Gonzelez filed an Answer to the  
16 Complaint for each aircraft. Answer, ECF No. 25.

17           26.    On June 20, 2014, the United States filed a Stipulation for Compromise Settlement,  
18 regarding the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No.  
19 N468HW and 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No.  
20 N650KA. Claimant waived, among other things, service of process. Stipulation for Compromise  
21 Settlement, ECF No. 27.

22           27.    On June 20, 2014, the Court entered the Order granting the Stipulation for Compromise  
23 Settlement. Order Granting Stipulation for Compromise Settlement, ECF No. 28.

24           28.    No other person or entity has filed a claim, answer, or responsive pleading within the  
25 time permitted by 18 U.S.C. § 983(a)(4) and Fed. R. Civ. P. Supp. Rule G(4) and (5).

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1           29.     Bogart Hernandez Chavez is not in the military service within the purview of the  
2 Servicemen's Civil Relief Act of 2003. Exhibit 1.

3           30.     Bertha Cruz is not in the military service within the purview of the Servicemen's Civil  
4 Relief Act of 2003. Exhibit 2.

5           31.     Christian Eduardo Esquino-Nunez is not in the military service within the purview of  
6 the Servicemen's Civil Relief Act of 2003. Exhibit 3.

7           32.     Norma Del Angel is not in the military service within the purview of the Servicemen's  
8 Civil Relief Act of 2003. Exhibit 4.

9           33.     Ed Nunez is not in the military service within the purview of the Servicemen's Civil  
10 Relief Act of 2003. Exhibit 5.

11          34.     Gerald Pitts is not in the military service within the purview of the Servicemen's Civil  
12 Relief Act of 2003. Exhibit 6.

13          35.     Carlos Villaurrutia is not in the military service within the purview of the Servicemen's  
14 Civil Relief Act of 2003. Exhibit 7.

15          36.     On July 7, 2014, the United States filed a Motion for Entry of Clerk's Default against:  
16 (1) the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW;  
17 (2) the 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA; (3)  
18 Bogart Hernandez Chavez; (4) Bertha Cruz; (5) Christian Eduardo Esquino-Nunez; (6) Norma Del  
19 Angel; (7) Ed Nunez; (8) Gerald Pitts; (9) Carlos Villaurrutia; and (10) and all persons or entities who  
20 claim an interest in the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration  
21 No. N468HW and 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No.  
22 N650KA in the above-entitled action except Ford Electric Co. and Norma Gonzalez. Motion for Entry  
23 of Clerk's Default, ECF No. 29.

24          37.     On July 9, 2014, the Clerk of the Court entered a Default against: (1) the 1975  
25 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW; (2) the 1969  
26 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA; (3) Bogart

1 Hernandez Chavez; (4) Bertha Cruz; (5) Christian Eduardo Esquino-Nunez; (6) Norma Del Angel; (7)  
2 Ed Nunez; (8) Gerald Pitts; (9) Carlos Villaurrutia; and (10) all persons or entities who claim an  
3 interest in the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No.  
4 N468HW and 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No.  
5 N650KA in the above-entitled action except Ford Electric Company and Norma Gonzalez. Entry of  
6 Clerk's Default, ECF No. 30.

7 38. Norma Gonzalez is neither a minor nor an incompetent person.

### 8 **III. JUDGMENT**

9 39. Pursuant to Fed. R. Civ. P. 54(c) and 55(d), the judgment by default does not "differ in  
10 kind from, or exceed [the] amount" of relief listed in the complaint for forfeiture.

### 11 **IV. DEFAULT AND ENTRY OF DEFAULT**

12 40. As shown above, the United States has requested entry of Clerk's Default against: (1)  
13 the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW; (2)  
14 the 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA; (3)  
15 Bogart Hernandez Chavez; (4) Bertha Cruz; (5) Christian Eduardo Esquino-Nunez; (6) Norma Del  
16 Angel; (7) Ed Nunez; (8) Gerald Pitts; (9) Carlos Villaurrutia; and (10) all persons or entities who  
17 claim an interest in the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration  
18 No. N468HW and 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No.  
19 N650KA in the above-entitled action except Ford Electric Company and Norma Gonzalez. (ECF No.  
20 29). The Clerk entered the Default as requested (ECF No. 30).

### 21 **V. NOTICE**

22 41. Pursuant to Fed. R. Civ. P. Supp. Rule G(4)(a)(iv)(C), the United States published  
23 notice via the official internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), for thirty consecutive  
24 days. See above. Pursuant to Fed. R. Civ. P. Supp. Rule G(4)(b), the United States served the  
25 Complaint, the Order for Summons and Warrant of Arrest in Rem for the Property and Notice, the

26 . . .



1 Summons and Warrant of Arrest in Rem for the Property, and the Notice of Complaint for Forfeiture  
2 and Arrest on all known potential claimants. See above.

### 3 **VI. LEGAL SUFFICIENCY OF THE COMPLAINT**

4 42. The Complaint filed in this action was verified. The Court has subject matter  
5 jurisdiction, in rem jurisdiction over the 1975 Grumman American G-1159 Airplane, Serial No. 157  
6 Tail Registration No. N468HW and 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail  
7 Registration No. N650KA, and venue. The Complaint described the property with reasonable  
8 particularity. The Complaint states where the seizure of the 1975 Grumman American G-1159  
9 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969 Grumman American G-1159  
10 Airplane, Serial No. 50 Tail Registration No. N650KA occurred and its current location. The  
11 Complaint identifies the statute under which the forfeiture action is brought. The Complaint alleges  
12 sufficiently detailed facts to support a reasonable belief that the United States will be able to meet its  
13 burden proof at trial. See facts above. Complaint, ECF No. 11. Fed. R. Civ. P. Supp. Rule G(2).

14 43. The allegations of the Complaint are sustained by the evidence and are adopted as  
15 findings of fact. The Court concludes as a matter of law that the United States is entitled to the relief  
16 requested in the Complaint.

### 17 **VII. POTENTIAL CLAIMANTS**

18 44. Ford Electric Company and Norma Gonzalez have entered into a Settlement Agreement  
19 with the United States. No other person has filed a claim and the time to file a claim has passed.

20 45. Based on the foregoing this Court finds that the United States has shown its entitlement  
21 to a Default Judgment of Forfeiture as to: (1) Bogart Hernandez Chavez; (2) Bertha Cruz; (3) Christian  
22 Eduardo Esquino-Nunez; (4) Norma Del Angel; (5) Ed Nunez; (6) Gerald Pitts; (7) Carlos  
23 Villaurrutia; and (8) all persons or entities who claim an interest in the 1975 Grumman American G-  
24 1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969 Grumman American G-1159  
25 Airplane, Serial No. 50 Tail Registration No. N650KA and Final Judgment of Forfeiture as to 1975  
26 Grumman American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969

1 Grumman American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA, Ford Electric  
2 Company, and Norma Gonzalez.

3 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that  
4 Default Judgment of Forfeiture is entered against: (1) Bogart Hernandez Chavez; (2) Bertha Cruz; (3)  
5 Christian Eduardo Esquino-Nunez; (4) Norma Del Angel; (5) Ed Nunez; (6) Gerald Pitts; (7) Carlos  
6 Villaurrutia; and (8) and all persons or entities who claim an interest in the 1975 Grumman American  
7 G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969 Grumman American G-  
8 1159 Airplane, Serial No. 50 Tail Registration No. N650KA in the above-entitled action.

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Final Judgment of  
10 Forfeiture is entered against the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail  
11 Registration No. N468HW and 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail  
12 Registration No. N650KA, Ford Electric Company, and Norma Gonzalez.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the 1975 Grumman  
14 American G-1159 Airplane, Serial No. 157 Tail Registration No. N468HW and 1969 Grumman  
15 American G-1159 Airplane, Serial No. 50 Tail Registration No. N650KA be, and the same is hereby  
16 forfeited to the United States of America, and no right, title, or interest in the property shall exist in  
17 any other party, other than Ford Electric Company and Norma Gonzalez, whose rights and liabilities  
18 are adjudged below.

19 IT IS FURTHER ORDERED, ADJUDED AND DECREED, that, the property having been  
20 forfeited, and after the receipt of a payment of \$10,000.00 in United States Currency from Ford  
21 Electric and Norma Gonzalez to the United States of America, within a practicable time hereafter for  
22 the United States, the United States must release to Ford Electric Company and Norma Gonzalez,  
23 through attorney George E. Crow, the 1975 Grumman American G-1159 Airplane, Serial No. 157 Tail  
24 Registration No. N468HW and the 1969 Grumman American G-1159 Airplane, Serial No. 50 Tail  
25 Registration No. N650KA.

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1 IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was reasonable  
2 cause for the seizure or arrest of the defendant property.

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4   
UNITED STATES DISTRICT JUDGE

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6 DATED: July 16, 2015  
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# EXHIBIT 1

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Status Report  
Pursuant to Servicemembers Civil Relief Act

Last Name: CHAVEZ

First Name: BOGART

Middle Name: HERNANDEZ

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for Active Duty. HOWEVER, WITHOUT A SOCIAL SECURITY NUMBER, THE DEPARTMENT OF DEFENSE MANPOWER DATA CENTER CANNOT AUTHORITATIVELY ASSERT THAT THIS IS THE SAME INDIVIDUAL THAT YOUR QUERY REFERS TO. NAME AND DATE OF BIRTH ALONE DO NOT UNIQUELY IDENTIFY AN INDIVIDUAL.

Mary M. Snavelly-Dixon, Director  
Department of Defense - Manpower Data Center  
4800 Mark Center Drive, Suite 04E25  
Arlington, VA 22350

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense (DoD) that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Servicemembers Civil Relief Act (50 USC App. § 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced only a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual was on active duty for the active duty status date, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenseink.mil" URL: <http://www.defenselink.mil/faq/bis/PC09SLDR.html>. If you have evidence the person was on active duty for the active duty status date and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. § 521(c).

This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

### More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC § 101(d) (1). Prior to 2010 only some of the active duty periods less than 30 consecutive days in length were available. In the case of a member of the National Guard, this includes service under a call to active service authorized by the President or the Secretary of Defense under 32 USC § 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy Training and Administration of the Reserves (TARs), Marine Corps Active Reserve (ARs) and Coast Guard Reserve Program Administrator (RPAs). Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps).

### Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate. SCRA protections are for Title 10 and Title 14 active duty records for all the Uniformed Services periods. Title 32 periods of Active Duty are not covered by SCRA, as defined in accordance with 10 USC § 101(d)(1).

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of the SCRA extend beyond the last dates of active duty.

Those who could rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected

WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: WAVASD67R091Q00

# EXHIBIT 2

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**Status Report  
Pursuant to Servicemembers Civil Relief Act**

Last Name: CRUZ

First Name: BERTHA

Middle Name:

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for Active Duty. HOWEVER, WITHOUT A SOCIAL SECURITY NUMBER, THE DEPARTMENT OF DEFENSE MANPOWER DATA CENTER CANNOT AUTHORITATIVELY ASSERT THAT THIS IS THE SAME INDIVIDUAL THAT YOUR QUERY REFERS TO. NAME AND DATE OF BIRTH ALONE DO NOT UNIQUELY IDENTIFY AN INDIVIDUAL.

*Mary M. Snavelly-Dixon*

Mary M. Snavelly-Dixon, Director  
 Department of Defense - Manpower Data Center  
 4800 Mark Center Drive, Suite 04E25  
 Arlington, VA 22350



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This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

### More information on "Active Duty Status"

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### Coverage Under the SCRA is Broader in Some Cases

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WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: JA75YDC7A0B7YB0

# EXHIBIT 3

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Status Report  
Pursuant to Servicemembers Civil Relief Act

Last Name: ESQUINO-NUNEZ

First Name: CHRISTIAN

Middle Name: EDUARDO

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for Active Duty. HOWEVER, WITHOUT A SOCIAL SECURITY NUMBER, THE DEPARTMENT OF DEFENSE MANPOWER DATA CENTER CANNOT AUTHORITATIVELY ASSERT THAT THIS IS THE SAME INDIVIDUAL THAT YOUR QUERY REFERS TO. NAME AND DATE OF BIRTH ALONE DO NOT UNIQUELY IDENTIFY AN INDIVIDUAL.

*Mary M. Snavelly-Dixon*

Mary M. Snavelly-Dixon, Director  
Department of Defense - Manpower Data Center  
4800 Mark Center Drive, Suite 04E25  
Arlington, VA 22350

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This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

### More information on "Active Duty Status"

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WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: 0AOEIDC790B7M20

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Status Report  
Pursuant to Servicemembers Civil Relief Act

Last Name: ANGEL

First Name: NORMA

Middle Name: DEL

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

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Mary M. Snavelly-Dixon, Director  
Department of Defense - Manpower Data Center  
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Arlington, VA 22350

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### More information on "Active Duty Status"

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WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: WA17WD07Q0B8700

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Status Report  
Pursuant to Servicemembers Civil Relief Act

Last Name: NUNEZ

First Name: ED

Middle Name: `

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

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Department of Defense - Manpower Data Center  
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## More information on "Active Duty Status"

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WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: 5AGCTD57S0B8FF0

# EXHIBIT 6

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**Status Report  
Pursuant to Servicemembers Civil Relief Act**

Last Name: PITTS

First Name: GERALD

Middle Name:

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

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*Mary M. Snavelly-Dixon*

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WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: AAA2SD97U0B9210

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**Status Report  
Pursuant to Servicemembers Civil Relief Act**

Last Name: VILLAURRUTIA

First Name: CARLOS

Middle Name:

Active Duty Status As Of: Jun-10-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

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*Mary M. Snavelly-Dixon*

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 Arlington, VA 22350

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense (DoD) that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Servicemembers Civil Relief Act (50 USC App. § 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced only a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual was on active duty for the active duty status date, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenseink.mil" URL: <http://www.defenseink.mil/faq/pis/PC09SLDR.html>. If you have evidence the person was on active duty for the active duty status date and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. § 521(c).

This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

### More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC § 101(d) (1). Prior to 2010 only some of the active duty periods less than 30 consecutive days in length were available. In the case of a member of the National Guard, this includes service under a call to active service authorized by the President or the Secretary of Defense under 32 USC § 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy Training and Administration of the Reserves (TARs), Marine Corps Active Reserve (ARs) and Coast Guard Reserve Program Administrator (RPAs). Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps).

### Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate. SCRA protections are for Title 10 and Title 14 active duty records for all the Uniformed Services periods. Title 32 periods of Active Duty are not covered by SCRA, as defined in accordance with 10 USC § 101(d)(1).

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of the SCRA extend beyond the last dates of active duty.

Those who could rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected

WARNING: This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

Certificate ID: CAV8UD87P0B9BB0