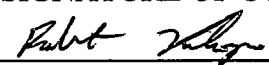
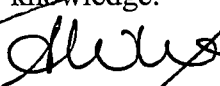
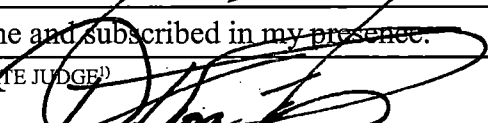


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| United States District Court  | DISTRICT of ARIZONA  |
| United States of America<br>v.<br><b>Eduvier NAVIDAD-VIZCARRA</b><br>DOB: xx/xx/1994<br>Mexican Citizen   | DOCKET NO.   |
|   | MAGISTRATE'S CASE NO.<br><b>17-08589MJ</b>   |
| Complaint for violation of Title 18 United States Code § 554(a)   |  |
| COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:<br><br>On or about June 17, 2017, at or near Nogales, in the District of Arizona, Eduvier NAVIDAD-VIZCARRA knowingly attempted to export and send from the United States any merchandise, article, or object contrary to any law or regulation of the United States, and received, concealed, bought, sold, and in any manner facilitated the transportation, concealment, and sale of such merchandise, article or object, to wit: 7,000 rounds of Aguila .38 Super ammunition; knowing the same to be intended for exportation contrary to any law or regulation of the United States, to wit: Title 22, United States Code, Section 2778; Title 22, Code of Federal Regulations, Part 121.1; and Title 22, Code of Federal Regulations, Part 123.1; in violation of Title 18, United States Code, Section 554(a).  |  |
| BASIS OF COMPLAINANT'S CHARGE AGAINST THE ACCUSED:<br><br>On June 17, 2017, at approximately 2:00 pm, Homeland Security Investigations (HSI) agents received information that 7,000 rounds of Aguila .38 Super ammunition had been purchased in Phoenix by an individual who was driving a dark green Chevrolet Suburban bearing Arizona License Plate AZM8171, and that he and the vehicle had just left the store in Phoenix. Agents initiated a surveillance operation with Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) Tucson agents, and at approximately 3:30 pm, agents located the vehicle southbound on Interstate 10 East in Marana. During a fuel stop along Interstate 10, agents observed two adult males exit the vehicle, one of whom was Eduvier NAVIDAD-VIZCARRA.<br><br>Surveillance of the vehicle was maintained until it arrived at a residence in Tucson, Arizona, at approximately 4:25 pm. At the residence, agents observed NAVIDAD-VIZCARRA take seven cases of ammunition from the Suburban and load them into the cab of a white Chevrolet single cab pick-up truck bearing Sonoran plate VB12000. NAVIDAD-VIZCARRA took the cases from the Suburban, placed them in the cab of the truck, removed the small, individual boxes of ammunition from within the larger cases, and hid the small boxes somewhere behind the bench seat of the truck. NAVIDAD-VIZCARRA then took the empty larger cardboard boxes and placed them back in the rear compartment of the Suburban. An immigration status check of NAVIDAD-VIZCARRA showed that he was a Mexican National with a valid B1/B2 Visa Border Crossing Card. Border crossing records revealed that NAVIDAD-VIZCARRA had entered the United States from Mexico that morning driving the Suburban.<br><br>(continued on reverse) |  |
| MATERIAL WITNESS(ES) IN RELATION TO THE CHARGE: N/A   |  |
| DETENTION REQUESTED<br>Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.  | SIGNATURE OF COMPLAINANT<br> |
| REVIEWED by AUSA Angela W. Woolridge   | OFFICIAL TITLE<br>ATF Special Agent Robert Kilcoyne  |
| Sworn to before me and subscribed in my presence.   |  |
| SIGNATURE OF MAGISTRATE JUDGE <sup>1)</sup><br>  | DATE<br>June 19, 2017  |

<sup>1)</sup> See Federal rules of Criminal Procedure Rules 3 and 54

At approximately 5:05 pm, NAVIDAD-VIZCARRA departed the residence driving the pick-up truck that was loaded with the ammunition, and travelled to Nogales, Arizona. Agents maintained continuous surveillance of the vehicle. NAVIDAD-VIZCARRA stopped at a store on Mariposa Road in Nogales for approximately 30 minutes. During this time, NAVIDAD-VIZCARRA made multiple phone calls and appeared to be having car trouble. NAVIDAD-VIZCARRA eventually restarted the truck and proceeded towards the DeConcini Port of Entry (POE).

At approximately 7:00 pm, NAVIDAD-VIZCARRA turned just prior to the POE and appeared to be taking evasive action to lose surveillance. Agents initiated a traffic stop of NAVIDAD-VIZCARRA at that time. Agents were able to see through the open window of the truck, and observed that behind the bench seat was a large speaker box in the same area where NAVIDAD-VIZCARRA had loaded the individual boxes of ammunition from the larger cases. Agents transported the vehicle to the POE and scanned it using the x-ray machine. The image showed a large dense mass behind the bench seat. Closer inspection of the speaker box revealed a seal in the fabric that, when opened, allowed access to the top of the speaker box. Found within the box were the 7,000 rounds of ammunition.

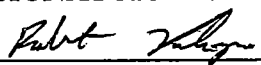

NAVIDAD-VIZCARRA was interviewed and initially told the agents that someone else in Tucson had loaded the ammunition into the vehicle. When told about the agents' observations, NAVIDAD-VIZCARRA then confessed and admitted to knowing that the ammunition was in the speaker box and that he had placed it there himself. NAVIDAD-VIZCARRA admitted that he had transported U.S. currency from Mexico that morning and then had given it to another individual to buy the ammunition. He admitted that this was the third time he had done so, and each time he had transported the ammunition to Nogales, Arizona, in the same manner (using the speaker box in the same vehicle). NAVIDAD-VIZCARRA claimed he was not going to cross the load of hidden ammunition into Mexico, but was going to unload it back into other boxes and give it to someone else who would most likely be taking the ammunition to Mexico. NAVIDAD-VIZCARRA stated that he was working for unknown persons in Mexico. NAVIDAD-VIZCARRA stated he does not have a valid permit allowing him to export ammunition from the United States to Mexico.

At approximately 5:05 pm, NAVIDAD-VIZCARRA departed the residence driving the pick-up truck that was loaded with the ammunition, and travelled to Nogales, Arizona. Agents maintained continuous surveillance of the vehicle. NAVIDAD-VIZCARRA stopped at a store on Mariposa Road in Nogales for approximately 30 minutes. During this time, NAVIDAD-VIZCARRA made multiple phone calls and appeared to be having car trouble. NAVIDAD-VIZCARRA eventually restarted the truck and proceeded towards the DeConcini Port of Entry (POE).

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CRIMINAL COMPLAINT

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| United States District Court   | DISTRICT of ARIZONA  |
| <b>United States of America</b><br>v.<br><b>Eduvier NAVIDAD-VIZCARRA</b><br>DOB: xx/xx/1994<br>Mexican Citizen   | DOCKET NO.   |
|  | MAGISTRATE'S CASE NO.<br><div style="text-align:right; font-size: 1.2em; font-weight: bold;">17-08589MJ</div>    |
| Complaint for violation of Title 18 United States Code § 554(a)  |  |
| <b>COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:</b>   |  |
| <p>On or about June 17, 2017, at or near Nogales, in the District of Arizona, Eduvier NAVIDAD-VIZCARRA knowingly attempted to export and send from the United States any merchandise, article, or object contrary to any law or regulation of the United States, and received, concealed, bought, sold, and in any manner facilitated the transportation, concealment, and sale of such merchandise, article or object, to wit: 7,000 rounds of Aguila .38 Super ammunition; knowing the same to be intended for exportation contrary to any law or regulation of the United States, to wit: Title 22, United States Code, Section 2778; Title 22, Code of Federal Regulations, Part 121.1; and Title 22, Code of Federal Regulations, Part 123.1; in violation of Title 18, United States Code, Section 554(a).</p>   |  |
| <b>BASIS OF COMPLAINANT'S CHARGE AGAINST THE ACCUSED:</b>  |  |
| <p>On June 17, 2017, at approximately 2:00 pm, Homeland Security Investigations (HSI) agents received information that 7,000 rounds of Aguila .38 Super ammunition had been purchased in Phoenix by an individual who was driving a dark green Chevrolet Suburban bearing Arizona License Plate AZM8171, and that he and the vehicle had just left the store in Phoenix. Agents initiated a surveillance operation with Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) Tucson agents, and at approximately 3:30 pm, agents located the vehicle southbound on Interstate 10 East in Marana. During a fuel stop along Interstate 10, agents observed two adult males exit the vehicle, one of whom was Eduvier NAVIDAD-VIZCARRA.</p> <p>Surveillance of the vehicle was maintained until it arrived at a residence in Tucson, Arizona, at approximately 4:25 pm. At the residence, agents observed NAVIDAD-VIZCARRA take seven cases of ammunition from the Suburban and load them into the cab of a white Chevrolet single cab pick-up truck bearing Sonoran plate VB12000. NAVIDAD-VIZCARRA took the cases from the Suburban, placed them in the cab of the truck, removed the small, individual boxes of ammunition from within the larger cases, and hid the small boxes somewhere behind the bench seat of the truck. NAVIDAD-VIZCARRA then took the empty larger cardboard boxes and placed them back in the rear compartment of the Suburban. An immigration status check of NAVIDAD-VIZCARRA showed that he was a Mexican National with a valid B1/B2 Visa Border Crossing Card. Border crossing records revealed that NAVIDAD-VIZCARRA had entered the United States from Mexico that morning driving the Suburban.</p> <p>(continued on reverse)</p> |  |
| MATERIAL WITNESS(ES) IN RELATION TO THE CHARGE: N/A  |  |
| DETENTION REQUESTED<br>Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.   | SIGNATURE OF COMPLAINANT<br> |
| REVIEWED by AUSA Angela W. Woolridge    | OFFICIAL TITLE<br>ATF Special Agent Robert Kilcoyne  |
| Sworn to before me and subscribed in my presence.  |  |
| SIGNATURE OF MAGISTRATE JUDGE <sup>1)</sup>  | DATE<br>June 19, 2017  |

<sup>1)</sup> See Federal rules of Criminal Procedure Rules 3 and 54