

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT
for the
District of New Mexico

FILED
UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

JUN 20 2017 *W*

MATTHEW J. DYKMAN
CLERK

17mj1558

United States of America)
v.)
Juan Carlos QUEZADA-LARA)
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Case No.

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of June 19, 2017 in the county of Bernalillo in the
 District of New Mexico, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
18 U.S.C. Section 922(G)(3) -	Drug Addict in Possession of a Firearm;
18 U.S.C. Section 922(G)(5) -	Illegal Alien in Possession of a Firearm.

This criminal complaint is based on these facts:

Refer to the attached 3-page affidavit.

Continued on the attached sheet.

[Handwritten Signature]
Complainant's signature

Bryan Acee, FBI Special Agent
Printed name and title

Sworn to before me and signed in my presence.

Date: 06/20/2017

[Handwritten Signature]
Judge's signature

City and state: Albuquerque, New Mexico

KIRTAN KHALSA, U.S. MAGISTRATE JUDGE
Printed name and title

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Bryan Acee, being duly sworn, depose and say:

1. I have been a law enforcement officer for 18 years and am employed as a Special Agent with the Federal Bureau of Investigation (FBI). I am currently assigned to the FBI Safe Streets Gang Task Force in Albuquerque, New Mexico.
2. This affidavit is submitted in support of a criminal complaint charging Juan Carlos QUEZADA-LARA (born in 1986) with being a drug addict in possession of a firearm, in violation of 18 U.S.C. § 922(g)(3), and an illegal alien in possession of a firearm, 18 U.S.C. § 922(g)(5).

Probable Cause:

3. On June 19, 2017, Juan Carlos QUEZADA-LARA (QUEZADA-LARA) and an associate met with an undercover agent in a parking lot Albuquerque, New Mexico, and participated in a methamphetamine transaction. At the conclusion of the transaction, FBI agents attempted to arrest QUEZADA-LARA and his associate. QUEZADA-LARA drove in reverse and rammed a parked vehicle. QUEZADA-LARA then drove forward and struck an FBI task force officer with his vehicle. The task force officer sustained injury and was subsequently transported to the hospital. QUEZADA-LARA fled from the scene at a high rate of speed, in excess of 100 mph, and drove through several red lights and stop signs. QUEZADA-LARA and his associate abandoned the vehicle in a nearby neighborhood and fled on foot. FBI agents and Albuquerque police officers responded to the location and recovered the vehicle.
4. QUEZADA-LARA's girlfriend, Jessica ARTEGA, reported the vehicle stolen later that evening.
5. On June 20, 2017, I went to QUEZADA-LARA's residence in Albuquerque, New Mexico, with other FBI agents. I observed ARTEGA depart the residence and made contact with her. ARTEGA confirmed that QUEZADA-LARA lived at the residence, was using methamphetamine, and was unsure as to whether he was home. ARTEGA said she had access to the residence, had a key to the house, and said agents could search the premises for QUEZADA-LARA.
6. Agents went to the residence and made contact with Martin LARA-HERNANDEZ, who identified himself as QUEZADA-LARA's grandfather and a resident of the premises. LARA-HERNANDEZ provided agents with verbal and written permission to search the house.

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

7. During a search of QUEZADA-LARA's bedroom, I located two firearms above his bed. Both firearms were loaded and additional rounds were discovered in a bedside drawer. The firearms located were identified as a Smith & Wesson .38 caliber revolver, serial number 69925, and a Winchester Model 94 30/30 rifle, serial number 3498811. QUEZADA-LARA's grandfather identified the bedroom as belonging to QUEZADA-LARA, although he had never seen the firearms.

8. On June 20, 2017, at approximately 4:09am, I received a telephone call from an associate of QUEZADA-LARA. The caller indicated that QUEZADA-LARA was at his/her home and QUEZADA-LARA wanted to turn himself in. I asked to speak with QUEZADA-LARA and he got onto the phone and said, "Hello sir. Is the officer ok? I am sorry, I just got scared and didn't know what to do. I panicked."

9. I spoke with QUEZADA-LARA briefly and he agreed to remain at the residence until agents arrived. FBI agents responded to the location and arrested QUEZADA-LARA.

10. I advised QUEZADA-LARA of his Miranda Rights and he said he understood his rights and was willing to speak with me. The admonishment and subsequent interview were recorded. QUEZADA-LARA provided a detailed account of the methamphetamine deal and his reckless flight from agents. QUEZADA-LARA said that he was addicted to methamphetamine and smoked methamphetamine the previous morning. QUEZADA-LARA said that he had been smoking methamphetamine every-other-day for the past three years. QUEZADA-LARA said that he was a Mexican citizen and had been deported from the United States on three prior occasions.

11. QUEZADA-LARA identified the firearms found in his bedroom as belonging to him and said he had them for protection. QUEZADA-LARA said he had purchased the firearms on the street in Albuquerque. QUEZADA-LARA acknowledged that he should not possess firearms because he was not an American citizen.

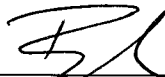
12. Based in my training and experience, I know that Smith & Wesson and Winchester firearms are manufactured outside New Mexico and the specified revolver and rifle meet the federal definition of a "firearm."

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

Conclusion:

13. Based on the above information, I believe that there is probable cause to believe that QUEZADA-LARA violated 18 U.S.C. § 922(g)(3) and 18 U.S.C. § 922(g)(5).

Respectfully submitted,



Bryan Acee
FBI Special Agent

Subscribed and sworn to before me on June 20, 2017:



KIRTAN KHALSA
UNITED STATES MAGISTRATE JUDGE