

AO 91 (Rev. 02/09) Criminal Complaint

FILED

JUN 7 2010
U.S. MAGISTRATE JUDGE
FOR THE WESTERN DISTRICT OF TEXAS
SPECIAL DEPUTY CLERK

UNITED STATES DISTRICT COURT
for the
Western District of Texas

United States of America
v.
Ana Marie HERNANDEZ
aka Ana Marie LEDEZMA

Case No. EP:10-M-3330-M(1)

Defendant

CRIMINAL COMPLAINT

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

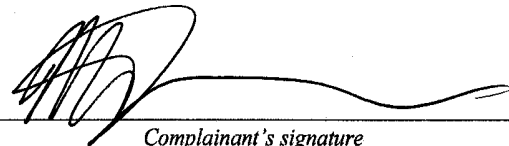
On or about the date of 2004-2006 in the county of El Paso in the Western District of Texas, the defendant violated 21 U. S. C. § 846, an offense described as follows:

Title 21 USC 846: Conspiracy to Distribute 5 or more Kilograms of Cocaine

This criminal complaint is based on these facts:

see Attachment A

Continued on the attached sheet.



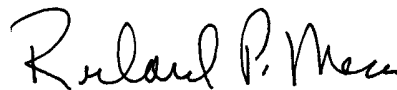
Complainant's signature

Matthew Sandberg, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: 06/06/2010



Judge's signature

City and state: El Paso, Texas

Richard P. Mesa, U.S. Magistrate Judge

Printed name and title

Attachment A

In June of 2008, DEA Special Agents of the DEA El Paso Field Division interviewed a cooperating witness (hereafter referred to as CW1) concerning his/her involvement in a cocaine trafficking organization operating out of El Paso, Texas/Juarez, Mexico which was distributing cocaine to various locations throughout the United States, including Chicago, Illinois, St. Louis, Missouri, Panama City, Florida, and other cities within the United States.

CW1 stated that one of CW1's co-conspirators in this organization was known to CW1 as "GUERO". CW1 later identified an unmarked photo of Raul Leonel FOURNIER-Robles as "GUERO". CW1 stated that between the years of 2004 to 2006, CW1 and "GUERO" conspired together in approximately 8 large cocaine transactions, each of which involved between 300 to 500 kilograms of cocaine.

CW1 stated that CW1 oversaw three different cocaine stash houses in El Paso, Texas at which CW1 would receive these cocaine loads directly from FOURNIER. CW1 stated that FOURNIER would bring these cocaine loads into El Paso, Texas from Juarez, Mexico through the U.S. Ports of Entry (POE) by utilizing a corrupt U.S. CBP Inspector who was the brother-in-law of FOURNIER. CW1 stated that CW1 was told this information about FOURNIER's brother-in-law by Juan Rafael CHAVEZ, another co-conspirator of "GUERO's" and CW1. CW1 stated that CHAVEZ also told CW1 that the inspector was able to successfully cross these cocaine shipments through the POE by communicating with the inspector's wife (Ana Marie HERNANDEZ) who would then pass the message to the DTO that her inspector husband was ready for the cocaine load to be passed through the inspector's lane.

CW1 was able to show to DEA Special Agents on a map of El Paso, Texas the location of "GUERO's" address located at 12208 Tenderfoot in El Paso, Texas. CW1 stated that this was a location where "GUERO" would sometimes pay CW1 subsequent to the successful delivery of the cocaine shipments. Law enforcement databases indicate that 12208 Tenderfoot, El Paso, Texas is a listed address for FOURNIER.

In June of 2008, FBI Special Agents interviewed a cooperating witness, hereafter referred to as CW2, concerning Raul Leonel FOURNIER-Robles, Daniel LEDEZMA (a U.S. CBP Inspector and brother-in-law of FOURNIER), and Ana Marie HERNANDEZ (wife of LEDEZMA). CW2 stated that FOURNIER is a cocaine trafficker who utilizes a U.S. CBP Inspector named Daniel LEDEZMA and LEDEZMA's wife, HERNANDEZ, to import cocaine loads secreted in vehicles into El Paso, Texas from Juarez, Mexico through the U.S. POE. CW2 stated that CW2 was told this information by Sergio Eduardo VEGA-Hernandez aka "Yayo" (the step-son of FOURNIER) who stated that "Yayo" acts as a lookout for the cocaine loads transported by FOURNIER through the U.S. POE in El Paso, Texas. CW2 stated that "Yayo" told CW2 that FOURNIER was working with LEDEZMA and LEDEZMA's wife, HERNANDEZ, in order to successfully cross the cocaine loads through the POE. CW2 stated that LEDEZMA would communicate with HERNANDEZ in coded language in order to notify the DTO

that LEDEZMA was ready for the cocaine loads to be brought through LEDEZMA's lane at the POE.

In November of 2008, FBI Special Agents interviewed a cooperating witness, hereafter referred to as CW3, concerning HERNANDEZ. CW3 stated that HERNANDEZ is a friend of CW3 and related the following information about HERNANDEZ. CW3 stated that HERNANDEZ does not have a job, however, HERNANDEZ is regularly observed by CW3 spending large amounts of money. For example in November of 2008, CW3 and HERNANDEZ traveled together to Las Vegas, Nevada and CW3 observed HERNANDEZ spend thousands of U.S. dollars on clothing and shoes during their four day trip. CW3 asked HERNANDEZ where she obtained her money from to which HERNANDEZ replied that she works with her sister's husband, Raul Leonel FOURNIER-Robles.

In February of 2010, FBI Special Agents interviewed a cooperating witness, hereafter referred to as CW4, who described facts concerning HERNANDEZ. CW4 stated that CW4 is a friend of HERNANDEZ. CW4 stated that HERNANDEZ does not have a job and that she spends large amounts of money. CW4 stated HERNANDEZ usually wakes up at 2 pm, goes to Mexico for a couple of hours, and then returns to El Paso, Texas. CW4 stated that HERNANDEZ told CW4 that HERNANDEZ paid \$30,000 cash for an in-ground pool at her residence in El Paso, Texas. CW4 stated that HERNANDEZ told CW4 that she has a safe in Mexico where she keeps her money.

In January and February of 2008, FBI Special Agents obtained records pursuant to a Grand Jury subpoena from Wells Fargo Home Mortgage company and Wells Fargo Bank regarding records related to LEDEZMA and HERNANDEZ's residence in El Paso, Texas. These records indicate that HERNANDEZ gifted \$35,000 to LEDEZMA for closing costs on their home on November 24, 2004. Furthermore, these records indicate that on November 24, 2004, HERNANDEZ accessed her safe deposit box at Wells Fargo bank and later that same day she purchased a \$35,000 cashier's check made payable to Stewart Title company.

In June of 2010, DEA Special Agents interviewed a cooperating defendant, hereafter referred to as CW5, concerning CBP Inspector LEDEZMA and his wife HERNANDEZ's involvement with CW5 in importing cocaine loads into El Paso, Texas from Juarez, Mexico. CW5 stated that in approximately 2005 or 2006, CW5 drove vehicles loaded with cocaine from Juarez, Mexico into El Paso, Texas on a weekly basis through LEDEZMA's assigned inspection lane at the Paso Del Norte POE. CW5 stated that HERNANDEZ spoke directly to CW5's DTO boss, Jesus Rodrigo FIERRO-Ramirez, to coordinate when LEDEZMA was ready for the cocaine loaded vehicles driven by CW5 to pass through LEDEZMA's inspection lane. After LEDEZMA telephonically told HERNANDEZ that he was ready for the cocaine load to pass, HERNANDEZ relayed this information to FIERRO, so that FIERRO could tell CW5 to drive the vehicle through LEDEZMA's inspection lane.