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3:97-CR-02520 USA V. ARELLANO-FELIX

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CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIABY: *[Signature]* DEPUTYUNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

July 2002 Grand Jury

10	UNITED STATES OF AMERICA,	)	Criminal Case No. <u>97CR2520K</u>
11		)	
12	Plaintiff,	)	<u>I N D I C T M E N T</u>
13	v.	)	(7th Superseding)
14	ALBERTO BENJAMIN	)	Title 18, U.S.C., Sec. 1962(c) -
15	ARELLANO-FELIX (1),	)	Conducting the Affairs of an
16	aka El Senor,	)	Enterprise Through Pattern of
17	aka El Min,	)	Racketeering Activity; Title 18,
18	aka 76,	)	U.S.C., Sec. 1962(d) - Conspiracy
19	aka 7-7,	)	to Conduct Enterprise Affairs
20	aka MK,	)	Through Pattern of Racketeering
21	aka Licenciado Sanchez,	)	Activity; Title 21, U.S.C.,
22	aka Licenciado Alegria,	)	Secs. 952(a), 960, and 963 -
23	EDUARDO RAMON	)	Conspiracy to Import a Controlled
24	ARELLANO-FELIX (2),	)	Substance; Title 21, U.S.C.,
25	aka El Doctor,	)	Secs. 841(a)(1) and 846 -
26	aka El Gualin,	)	Conspiracy to Distribute a
27	aka El Profe,	)	Controlled Substance; Title 18,
28	aka El Abuelito,	)	U.S.C., Secs. 1956(a) and
	aka 13,	)	1956(h) - Conspiracy to Launder
	FRANCISCO JAVIER	)	Monetary Instruments; Title 18,
	ARELLANO-FELIX (3),	)	U.S.C., Sec. 2 - Aiding and
	aka El Tigrillo,	)	Abetting; Title 21, U.S.C.,
	MANUEL AGUIRRE-GALINDO (4),	)	Sec. 853 and Title 18, U.S.C.,
	aka El Caballo,	)	Secs. 982(a)(1), (b)(1) and
	aka A-1,	)	1963(a) - Criminal Forfeiture
	aka El Meno,	)	
	aka El Galan,	)	
	aka El Promotor,	)	
	JESUS LABRA-AVILES (5),	)	
	aka Chuy Labra,	)	
	aka Don Chuy,	)	
	aka Chulitio,	)	
	aka 25,	)	

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1 ISMAEL HIGUERA-GUERRERO (6), )  
     aka El Mayel, )  
 2     aka Clave Privada, )  
     aka Pluma-Blanca, )  
 3     aka La Senora, )  
     aka 30, )  
 4     aka 8-1, )  
 GILBERTO HIGUERA-GUERRERO (7), )  
 5     aka El Gil, )  
     aka Gil, )  
 6     aka Gilillo, )  
     aka 28, )  
 7 EFRAIN PEREZ (8), )  
     aka Efra, )  
 8     aka 85, )  
 JORGE AURELIANO-FELIX (9), )  
 9     aka Macumba, )  
 RIGOBERTO YANEZ (10), )  
 10     aka Primo, )  
     aka Primo Pedro, )  
 11 ARMANDO MARTINEZ-DUARTE (11), )  
     aka El Loco Duarte, )  
 12                                    )   
                                   Defendants. )  
 13 \_\_\_\_\_ )

14       The grand jury charges:

15                                    **Count 1**

16                                    **THE RACKETEERING SUBSTANTIVE OFFENSE**

17       1.   Beginning in or about the year 1986, and continuing up to  
 18 and including November 26, 2002, within the Southern District of  
 19 California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX,  
 20 aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado  
 21 Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El  
 22 Doctor, aka El Gualin, aka El Profe, aka El Abuelito, aka 13,  
 23 FRANCISCO JAVIER ARELLANO-FELIX, aka El Tigrillo, MANUEL AGUIRRE-  
 24 GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan, aka El  
 25 Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka  
 26 Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave  
 27 Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO  
 28 HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN

1 PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO  
2 YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El  
3 Loco Duarte; co-conspirators Ramon Arellano-Felix, Everardo Arturo  
4 Paez-Martinez, David Barron-Corona; and others known and unknown to  
5 the grand jury, being employed by and associated with the Enterprise,  
6 (as defined below), which Enterprise was engaged in, and the  
7 activities of which affected interstate and foreign commerce, did  
8 knowingly and intentionally conduct and participate, directly and  
9 indirectly, in the conduct of the Enterprise's affairs through a  
10 pattern of racketeering activity, as defined by Title 18, United  
11 States Code, Sections 1961(1) and (5), and as described in paragraph 7  
12 of this Count.

13 **THE ENTERPRISE**

14 2. At various times material to this indictment:

15 a. Defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO  
16 RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-  
17 GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, GILBERTO  
18 HIGUERA-GUERRERO, EFRAIN PEREZ, JORGE AURELIANO-FELIX, RIGOBERTO  
19 YANEZ, ARMANDO MARTINEZ-DUARTE (collectively "Defendants"), and others  
20 known and unknown, were members and associates of the Arellano-Felix  
21 Organization (hereinafter "AFO"), a criminal organization whose  
22 members and associates engaged in: (1) the illegal trafficking of  
23 narcotics, including but not limited to cocaine and marijuana; (2) the  
24 laundering of drug proceeds gained from the AFO's drug trafficking  
25 activities; (3) the kidnaping, torture and murder of informants, rival  
26 traffickers, uncooperative law enforcement, and other perceived  
27 "enemies" of the AFO; and (4) the systematic bribing of Mexican law  
28 enforcement and military personnel.

1           b.    The AFO operated principally in the cities of Tijuana  
2 and Mexicali, Baja California Norte, Republic of Mexico, although the  
3 AFO's operations extended into southern Mexico, as well as Colombia  
4 and the United States.

5           c.    The AFO, including its leadership, membership and  
6 associates, constituted an "Enterprise," as defined by Title 18,  
7 United States Code, Section 1961(4) (hereinafter "the Enterprise"),  
8 that is, a group of individuals associated in fact. The Enterprise  
9 constituted an ongoing organization whose members functioned as a  
10 continuing unit for a common purpose of achieving the objectives of  
11 the Enterprise. This enterprise was engaged in, and its activities  
12 affected, interstate and foreign commerce.

13                           **OBJECTIVES OF THE ENTERPRISE**

14           3.    The objectives of the Enterprise included the following:

15           a.    Enriching members and associates of the Enterprise  
16 through the importation and distribution of illegal drugs in the  
17 United States.

18           b.    Preserving and protecting the Enterprise's control over  
19 the Tijuana and Mexicali "plaza," or drug-trafficking marketplace,  
20 through the use of intimidation, threats of violence, and violence,  
21 including kidnaping, torture and murder.

22           c.    Keeping rival traffickers, potential informants and  
23 witnesses, Mexican law enforcement, the Mexican media, and the Mexican  
24 public-at-large in fear of the Enterprise, and in fear of its members  
25 and associates through threats of violence and violence.

26           d.    Promoting and enhancing the Enterprise and its members'  
27 and associates' activities.

28    //

1                   **ORGANIZATIONAL STRUCTURE OF THE ENTERPRISE**

2           4.     The Enterprise operated within a well-defined hierarchical  
3 structure, with defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO  
4 RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-  
5 GALINDO, and JESUS LABRA-AVILES, along with deceased Enterprise member  
6 Ramon Arellano-Felix, serving as the top leadership of the Enterprise;  
7 defendant ISMAEL HIGUERA-GUERRERO serving as the top lieutenant of the  
8 Enterprise, and defendants GILBERTO HIGUERA-GUERRERO, EFRAIN PEREZ,  
9 JORGE AURELIANO-FELIX, RIGOBERTO YANEZ, and ARMANDO MARTINEZ-DUARTE  
10 serving as second-level managers of the Enterprise, answerable to  
11 defendant ISMAEL HIGUERA-GUERRERO.

12                   **ROLES OF THE DEFENDANTS**

13           5.     The defendants participated in the operation and management  
14 of the Enterprise. At various times material to this Indictment, the  
15 defendants had the following roles in the Enterprise:

16                 a.     Defendant ALBERTO BENJAMIN ARELLANO-FELIX was principal  
17 organizer and top leader of the Enterprise, and had the ultimate  
18 decision-making authority over all major Enterprise decisions,  
19 including the organization and transportation of shipments of drugs  
20 into the United States, distribution operations in the United States,  
21 and enforcement activities undertaken by members of the Enterprise.

22                 b.     Defendant EDUARDO RAMON ARELLANO-FELIX was the senior  
23 advisor to defendant ALBERTO BENJAMIN ARELLANO-FELIX, and was involved  
24 in, and consulted about, all major Enterprise decisions, including the  
25 organization and transportation of drug shipments into the United  
26 States, distribution operations in the United States, and the  
27 kidnaping and murder of Enterprise "enemies."

28     //

1 c. Defendant FRANCISCO JAVIER ARELLANO-FELIX participated  
2 in most major Enterprise decisions, acted as defendant ALBERTO  
3 BENJAMIN ARELLANO-FELIX's representative at meetings defendant ALBERTO  
4 BENJAMIN ARELLANO-FELIX was unable to attend, and was put in charge  
5 of the Enterprise's Tijuana and Mexicali operations after the arrest  
6 of defendant ISMAEL HIGUERA-GUERRERO in May of 2000.

7 d. Defendant MANUEL AGUIRRE-GALINDO participated as a  
8 "senior partner" in the Enterprise. As such, he: (1) regularly  
9 participated in major Enterprise decisions, including decisions to  
10 murder Enterprise "enemies;" (2) used his extensive connections with  
11 Colombian cocaine sources to arrange for the shipment of cocaine to  
12 the Enterprise; and (3) used his law enforcement and military contacts  
13 to provide protection for the Enterprise's leadership and drug  
14 shipments.

15 e. Defendant JESUS LABRA-AVILES also participated as a  
16 "senior partner" in the Enterprise. As such, he: (1) regularly  
17 participated in major Enterprise decisions; (2) used his connections  
18 with Colombian cocaine suppliers, and Mexican marijuana suppliers, to  
19 arrange for the shipment of these drugs to the Enterprise; and  
20 (3) used his own network of law enforcement and military contacts to  
21 provide protection for the Enterprise's leadership and drug shipments.

22 f. Defendant ISMAEL HIGUERA-GUERRERO participated as the  
23 Enterprise's top lieutenant, answerable to defendant ALBERTO BENJAMIN  
24 ARELLANO-FELIX and responsible for the Enterprise's day-to-day  
25 operations throughout Mexico, including the receipt of large shipments  
26 of cocaine and marijuana, and the importation of those drugs into the  
27 United States. Defendant ISMAEL HIGUERA-GUERRERO was also responsible  
28 for the collection of Enterprise drug trafficking proceeds, the

1 "policing" of the Tijuana "plaza," and the kidnaping, torture and  
2 murder of Enterprise "enemies."

3 g. Defendant GILBERTO HIGUERA-GUERRERO, acting under the  
4 direction of his brother, defendant ISMAEL HIGUERA-GUERRERO, was  
5 responsible for supervising the Enterprise's Mexicali, Mexico,  
6 operations. Defendant GILBERTO HIGUERA-GUERRERO's responsibilities  
7 included: (1) the receipt of drug shipments from Tijuana and elsewhere  
8 in Mexico; (2) the importation of those drugs into the United States  
9 through the Mexicali Port of Entry; (3) the "policing" of the Mexicali  
10 "plaza;" and (4) the kidnaping, torture and murder of Enterprise  
11 "enemies" operating in Mexicali, Mexico.

12 h. Defendant EFRAIN PEREZ, acting under the direction of  
13 defendant ISMAEL HIGUERA-GUERRERO, was primarily responsible for:  
14 (1) organizing the Enterprise's receipt of large drug shipments;  
15 (2) supervising the importation of those drugs into the United States  
16 through the Tijuana Port of Entry; and (3) working closely with  
17 defendant ISMAEL HIGUERA-GUERRERO in the Enterprise's enforcement  
18 activities in Tijuana and Ensenada, Mexico.

19 i. Defendant JORGE AURELIANO-FELIX, acting under the  
20 direct supervision of defendant EFRAIN PEREZ, was responsible for:  
21 (1) ensuring the safety of drugs stored in Tijuana prior to their  
22 importation into the United States; and (2) for taking delivery of,  
23 and accounting for, proceeds generated from the Enterprise's illegal  
24 drug trafficking activities.

25 j. Defendant RIGOBERTO YANEZ acted as the Enterprise's  
26 primary representative in Mexico City, Mexico. As such, he:  
27 (1) served as the initial point of contact for Colombian traffickers  
28 wishing to do business with defendant ISMAEL HIGUERA-GUERRERO;



(2) transmitted money to Colombian drug traffickers; (3) supervised the receipt of drug shipments that arrived outside of the Baja California, Mexico, area, and the transportation of those drugs to the Tijuana and/or Mexicali areas; and (4) had primary responsibility for the kidnaping and murder of Enterprise "enemies" in Mexico City.

k. Defendant ARMANDO MARTINEZ-DUARTE, a former high-ranking Mexican law enforcement official in Mexicali, Mexico, acted as the Enterprise's "chief of security" and "chief enforcer" in the Mexicali area. Defendant ARMANDO MARTINEZ-DUARTE was responsible for: (1) protecting Enterprise activities in Mexicali from interference by Mexican law enforcement; and (2) under the direction of defendant GILBERTO HIGUERA-GUERRERO, for supervising the kidnaping, torture and murder of Enterprise "enemies" in the Mexicali area.

#### **METHOD AND MEANS OF THE ENTERPRISE**

6. Defendants and their associates used the following method and means, among others, to conduct and participate in the conduct of the affairs of the enterprise:

a. Defendants, along with other members of the Enterprise, negotiated with Colombian cocaine suppliers to arrange for the purchase and transportation of multi-ton shipments of cocaine from Colombia to Mexico;

b. Defendants, along with other members of the Enterprise, arranged for the transmission of U.S. dollars, in the form of cashier's checks, wire transfers, and bulk cash shipments, to Colombia to pay for these multi-ton cocaine shipments;

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1 c. Defendants, along with other members of the Enterprise,  
2 also negotiated with Mexican marijuana suppliers in the interior of  
3 Mexico to arrange for the purchase of multi-ton shipments of  
4 marijuana;

5 d. Defendants, along with other members of the Enterprise,  
6 received large shipments of cocaine in Mexico, from Colombia, via  
7 commercial fishing boats, private planes, commercial airliners, and  
8 cargo shipments;

9 e. Defendants, along with other members of the Enterprise,  
10 transported large loads of cocaine and marijuana overland by convoys  
11 of vehicles, or hidden in large commercial trucks, through Mexico, to  
12 locations along the Mexico/California border;

13 f. Defendants, along with other members of the Enterprise,  
14 smuggled cocaine and marijuana into the United States by various  
15 methods, including the trunks of vehicles, secret compartments located  
16 inside personal and commercial vehicles, helicopters, backpackers, and  
17 small boats;

18 g. Defendants, along with other members of the Enterprise,  
19 obtained vehicles to be used as load vehicles to transport drugs and  
20 cash, and recruited and paid individuals to drive these vehicles;

21 h. Defendants, along with other members of the Enterprise,  
22 arranged for cocaine and marijuana to be smuggled into the United  
23 States, and delivered to their customers in Los Angeles, California,  
24 and elsewhere in the United States;

25 i. Defendants, along with other members of the Enterprise,  
26 arranged for the proceeds of their drug trafficking activities in the  
27 United States to be smuggled across the U.S./Mexican border and into  
28 Mexico;

1           j. Defendants, along with other members of the Enterprise,  
2 systematically bribed Mexican law enforcement and military officials  
3 to: (1) protect the Enterprise's leadership and drug shipments; (2)  
4 inform Enterprise members of Mexican and United States law enforcement  
5 activities; (3) arrest rival drug traffickers; and (4) seize drug  
6 loads belonging to rival traffickers and give those loads to members  
7 of the Enterprise;

8           k. Defendants, along with other members of the Enterprise,  
9 discussed Enterprise affairs and business in person and over  
10 communications equipment, using various codes to disguise their  
11 identities and the meaning of their conversations;

12           l. Defendants, along with other members of the Enterprise,  
13 obtained and used armored vehicles that were specially equipped with  
14 guns, bulletproof glass, oil, nail or smoke dispensers, and other  
15 sophisticated equipment to be used to attack or evade Mexican law  
16 enforcement and rival drug traffickers;

17           m. Defendants, along with other members of the Enterprise,  
18 obtained houses and other locations in Mexico and the United States  
19 which they used to store drugs, guns, money, and armored vehicles, and  
20 as bases for their operations;

21           n. Defendants, along with other members of the Enterprise,  
22 operated houses known as "nests" or "caves" which were used to conduct  
23 wiretaps and to monitor the communications of members of the  
24 enterprise, rival drug traffickers, and Mexican law enforcement  
25 officials in order to monitor their activities and obtain information  
26 useful to the Enterprise;

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1           o. Defendants, along with other members of the Enterprise,  
2 purchased hundreds of firearms and other equipment, in the United  
3 States and elsewhere, including AK-47s, Colt 38 Supers, 50 Caliber  
4 machine guns, Uzi machine guns, AR-15s, and bulletproof vests, for AFO  
5 enforcement crew members to use in carrying out the enforcement  
6 activities of the Enterprise.

7           p. Defendants, along with other members of the Enterprise,  
8 obtained military and law enforcement uniforms and credentials that  
9 were used by Enterprise members in furtherance of their drug  
10 trafficking activities;

11           q. Defendants, along with other members of the Enterprise,  
12 recruited, organized, and trained groups of bodyguards and assassins  
13 who would protect the Enterprise leaders and conduct assassinations  
14 of Enterprise "enemies;"

15           r. Defendants, along with other members of the Enterprise,  
16 enforced various rules of the Enterprise, such as the prohibition  
17 against cooperating with law enforcement, and would punish and murder  
18 other members of the Enterprise who violated the rules in order to  
19 promote discipline, punish disobedient members, and make examples of  
20 those who disobeyed the rules of the Enterprise;

21           s. Defendants, along with other members of the Enterprise,  
22 organized and directed the kidnaping, torture and murder of  
23 Enterprise "enemies" in Mexico and the United States, including rival  
24 drug traffickers, suspected cooperators, uncooperative law enforcement  
25 or military personnel, and members of the Mexican news media who  
26 printed stories unfavorable toward the Enterprise.

27           t. Defendants, along with other members of the Enterprise,  
28 negotiated with the FARC (Colombian Revolutionary Armed Forces), a

Colombian guerrilla organization, in an effort to arrange a cocaine for weapons partnership with the FARC, whereby the FARC would provide the AFO with cocaine in exchange for money and weapons.

#### THE PATTERN OF RACKETEERING

7. The pattern of racketeering activity, as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisted of the following acts:

##### Racketeering Act No. 1

##### (Conspiracy to Import Controlled Substances)

Beginning in or about the year 1986, and continuing up to and including November 26, 2002, within the Southern District of California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, GILBERTO HIGUERA-GUERRERO, EFRAIN PEREZ, JORGE AURELIANO-FELIX, RIGOBERTO YANEZ, and ARMANDO MARTINEZ-DUARTE, did knowingly and intentionally conspire with each other, and other persons known and unknown to the grand jury, to import controlled substances, including 500 grams and more of cocaine, a Schedule II Controlled Substance, and 100 kilograms and more of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a), 960, and 963.

##### Racketeering Act No. 2

##### (Conspiracy to Distribute Controlled Substances)

Beginning in or about the year 1986, and continuing up to and including November 26, 2002, within the Southern District of California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, GILBERTO HIGUERA-GUERRERO, EFRAIN PEREZ, JORGE AURELIANO-FELIX, RIGOBERTO YANEZ, and ARMANDO MARTINEZ-DUARTE, did knowingly and intentionally conspire with each other, and other persons known and unknown to the grand jury, to distribute controlled substances, including 500 grams and more of cocaine, a Schedule II Controlled Substance, and 100 kilograms and more of marijuana, a Schedule I Controlled Substance; in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

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Racketeering Act No. 3  
(Conspiracy To Launder Drug Proceeds)

Beginning in or about the year 1986, and continuing up to and including November 26, 2002, within the Southern District of California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, GILBERTO HIGUERA-GUERRERO, EFRAIN PEREZ, JORGE AURELIANO-FELIX, RIGOBERTO YANEZ, and ARMANDO MARTINEZ-DUARTE, did knowingly and intentionally conspire and agree with each other, and with other persons known and unknown to the grand jury, to:

(a) conduct a financial transaction affecting interstate and foreign commerce, knowing that the property involved in the financial transaction represented the proceeds of some form of unlawful activity, which in fact involved the proceeds of specified unlawful activity, that is, the felonious manufacture, importation, receiving, concealment, buying, selling and otherwise dealing in a controlled substance, punishable under the laws of the United States: (1) with the intent to promote the carrying on of specified unlawful activity; and (2) knowing that the transaction was designed, in whole or in part, to conceal and disguise the nature, the location, the source, the ownership, and the control of the proceeds of specified unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and (B)(i); and

(b) knowingly transport, transmit, and transfer monetary instruments and funds from a place in the United States to and through a place outside the United States and to a place in the United States from and through a place outside the United States: (1) with the intent to promote the carrying on of specified unlawful activity; and (2) knowing that the monetary instruments and funds involved in the transportation, transmission and transfer represent the proceeds of some form of unlawful activity and knowing that such transportation, transmission, and transfer was designed in whole or in part to conceal and disguise the nature, the location, the source, the ownership, and the control, of the proceeds of specified unlawful activity; in violation of Title 18, United States Code, Sections and 1956(a)(2)(A) and (B)(i).

All in violation of Title 18, United States Code, Section 1956(h).

**TIJUANA BASED TRAFFICKING OPERATIONS - Racketeering Acts No. 4-16**

Racketeering Act No. 4  
(Importation of Cocaine)

On or about October 3, 1990, in Otay Mesa, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, and ISMAEL HIGUERA GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and Title 18, United States Code, Section 2.



Racketeering Act No. 5  
(Possession With Intent to Distribute Cocaine)

The defendants, ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, and ISMAEL HIGUERA-GUERRERO, committed the following acts, either one of which alone constitutes Racketeering Act Five:

(a.) On or about June 26, 1991, in Imperial Beach, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, and ISMAEL HIGUERA-GUERRERO, did knowingly and intentionally possess with intent to distribute 500 grams and more of cocaine, a Schedule II Controlled Substance; in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

(b.) On or about June 26, 1991, in National City, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, and ISMAEL HIGUERA-GUERRERO, did knowingly and intentionally possess with intent to distribute 500 grams and more of cocaine, a Schedule II Controlled Substance; in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

Racketeering Act No. 6  
(Possession With Intent To Distribute Cocaine)

The defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO, committed the following acts, any one of which alone constitutes Racketeering Act Six:

(a.) On or about July 31, 1991, in Los Angeles, California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO, possessed with intent to distribute 500 grams and more of cocaine, a Schedule II Controlled Substance; in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

(b.) On or about July 31, 1991, in Tustin, California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO, possessed with intent to distribute 500 grams and more of cocaine, a Schedule II Controlled Substance; in violation of Title 21, United

1 States Code, Section 841(a)(1), and Title 18, United States Code,  
2 Section 2.

3 (c.) On or about August 6, 1991, in Fontana, California,  
4 defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-  
5 FELIX, FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO,  
6 possessed with intent to distribute 500 grams and more of cocaine, a  
7 Schedule II Controlled Substance; in violation of Title 21, United  
8 States Code, Section 841(a)(1), and Title 18, United States Code,  
9 Section 2.

10 (d.) On or about August 6, 1991, in Fontana, California,  
11 defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-  
12 FELIX, FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO,  
13 possessed with intent to distribute 500 grams and more of cocaine, a  
14 Schedule II Controlled Substance; in violation of Title 21, United  
15 States Code, Section 841(a)(1), and Title 18, United States Code,  
16 Section 2.

17 Racketeering Act No. 7

18 (Possession With Intent To Distribute Cocaine)

19 On or about October 9, 1991, in Fontana, California, defendants  
20 ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX,  
21 FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO,  
22 possessed with intent to distribute 500 grams and more of cocaine, a  
23 Schedule II Controlled Substance; in violation of Title 21, United  
24 States Code, Section 841(a)(1), and Title 18, United States Code,  
25 Section 2.

26 Racketeering Act No. 8

27 (Possession With Intent To Distribute Cocaine)

28 On or about November 12, 1991, in Jefferson City, Missouri,  
defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-  
FELIX, and FRANCISCO JAVIER ARELLANO-FELIX, possessed with intent to  
distribute 500 grams and more of cocaine, a Schedule II Controlled  
Substance; in violation of Title 21, United States Code,  
Section 841(a)(1), and Title 18, United States Code, Section 2.

Racketeering Act No. 9

(Importation of Cocaine)

On or about February 4, 1992, in Campo, California, within the  
Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-  
FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX,  
ISMAEL HIGUERA-GUERRERO, EFRAIN PEREZ, and JORGE AURELIANO-FELIX, did  
knowingly and intentionally import 500 grams and more of cocaine, a  
Schedule II Controlled Substance, into the United States from a place  
outside thereof; in violation of Title 21, United States Code,  
Sections 952(a) and 960, and Title 18, United States Code, Section 2.

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Racketeering Act No. 10  
(Importation of Cocaine)

On or about February 25, 1992, in Campo, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, ISMAEL HIGUERA-GUERRERO, EFRAIN PEREZ, and JORGE AURELIANO-FELIX, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 11  
(Importation of Cocaine)

On or about April 24, 1992, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX and EFRAIN PEREZ did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 12  
(Importation of Cocaine)

On or about May 28, 1992, in Otay Mesa, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, and ISMAEL HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 13  
(Importation of Cocaine)

On or about July 7, 1995, in San Diego, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, and FRANCISCO JAVIER ARELLANO-FELIX, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 21, United States Code, Section 2.

Racketeering Act No. 14  
(Possession With Intent to Distribute Cocaine)

On or about July 11, 1995, in San Diego, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, and FRANCISCO JAVIER ARELLANO-

1 FELIX, did knowingly and intentionally possess with intent to  
2 distribute 500 grams and more of cocaine; in violation of Title 21,  
United States Code, Section 841(a)(1), and Title 18, United States  
Code, Section 2.

3  
4 Racketeering Act No. 15

(Extortion and Laundering of Drug Proceeds)

5 Defendant JESUS LABRA-AVILES committed the following acts, either  
6 one of which alone constitutes Racketeering Act Fifteen:

7 (a.) In or about February 1998, in Santa Ana, California, at the  
8 direction of defendant JESUS LABRA-AVILES, members of an enforcement  
crew did unlawfully extort money and other property, that is  
9 approximately \$68,000, from another by means of force, fear, and  
threat, that is to do an unlawful injury; in violation of California  
Penal Code Section 520.

10 (b.) In or about February 1998, defendant JESUS LABRA-AVILES, did  
11 knowingly and intentionally transport, transmit and transfer monetary  
instruments and funds, that is approximately \$68,000, from a place in  
12 the United States, that is Santa Ana, California, to and through a  
place outside of the United States, that is the Republic of Mexico,  
13 with the intent to promote the carrying on of a specified unlawful  
activity, that is the felonious manufacture, importation, receiving,  
14 concealment, buying, selling, and otherwise dealing in a controlled  
substance, punishable by the law of the United States; in violation  
15 of Title 18, United States Code, Sections 1956(a)(2)(A), and 2.

16 Racketeering Act No. 16

(Extortion and Laundering of Drug Proceeds)

17 Defendant JESUS LABRA-AVILES committed the following acts, either  
18 one of which alone constitutes Racketeering Act Sixteen:

19 (a.) In or about March 1998, in Santa Ana, California, at the  
20 direction of defendant JESUS LABRA-AVILES, members of an enforcement  
crew did unlawfully extort money and other property, that is  
21 approximately \$132,000, from another by means of force, fear, and  
threat, that is to do an unlawful injury; in violation of California  
22 Penal Code Section 520.

23 (b.) In or about March 1998, defendant JESUS LABRA-AVILES, did  
24 knowingly and intentionally transport, transmit and transfer monetary  
instruments and funds, that is approximately \$132,000, from a place  
25 in the United States, that is Santa Ana, California, to and through  
a place outside of the United States, that is the Republic of Mexico,  
26 with the intent to promote the carrying on of a specified unlawful  
activity, that is the felonious manufacture, importation, receiving,  
concealment, buying, selling, and otherwise dealing in a controlled  
27 substance, punishable by the law of the United States; in violation  
of Title 18, United States Code, Sections 1956(a)(2)(A), and 2.

**MEXICALI BASED TRAFFICKING OPERATIONS - Racketeering Acts No. 17-28**Racketeering Act No. 17  
(Importation of Cocaine)

On or about January 8, 1993, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 18  
(Distribution With Intent to Unlawfully Import Cocaine)

On or about November 5, 1995, near La Paz, Mexico, defendants ALBERTO BENJAMIN ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, ISMAEL HIGUERA-GUERRERO, GILBERTO HIGUERA-GUERRERO, EFRAIN PEREZ, and RIGOBERTO YANEZ, did knowingly and intentionally distribute 500 grams and more of cocaine, a Schedule II Controlled Substance, intending that it would be imported into the United States; in violation of Title 21, United States Code, Section 959(a)(1), and Title 18, United States Code, Section 2.

Racketeering Act No. 19  
(Importation of Cocaine)

On or about December 12, 1997, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, ISMAEL HIGUERA-GUERRERO, and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 20  
(Importation of Cocaine)

On or about March 9, 1998, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, ISMAEL HIGUERA-GUERRERO and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

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Racketeering Act No. 21  
(Importation of Cocaine)

On or about July 19, 1999, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, ISMAEL HIGUERA-GUERRERO and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 22  
(Possession With Intent To Distribute Cocaine)

On or about January 26, 2000, in Los Angeles, California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, and ISMAEL HIGUERA-GUERRERO, possessed with intent to distribute approximately 500 grams and more of cocaine, a Schedule II Controlled Substance; in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

Racketeering Act No. 23  
(Importation of Cocaine)

On or about February 8, 2000, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 24  
(Importation of Cocaine)

On or about February 23, 2000, in Calexico, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX, MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO, and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally import 500 grams and more of cocaine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

Racketeering Act No. 25  
(Importation of Cocaine)

On or about March 26, 2000, in Otay Mesa, California, within the Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX,

1 ISMAEL HIGUERA-GUERRERO, and GILBERTO HIGUERA-GUERRERO, did knowingly  
2 and intentionally import 500 grams and more of cocaine, a Schedule II  
3 Controlled Substance, into the United States from a place outside  
4 thereof; in violation of Title 21, United States Code, Sections 952(a)  
5 and 960, and Title 18, United States Code, Section 2.

6 Racketeering Act No. 26

7 (Possession With Intent To Distribute Cocaine)

8 On or about April 27, 2000, in Los Angeles, California,  
9 defendants ALBERTO BENJAMIN ARELLANO-FELIX, EDUARDO RAMON ARELLANO-  
10 FELIX, FRANCISCO JAVIER ARELLANO-FELIX, ISMAEL HIGUERA-GUERRERO, and  
11 JORGE AURELIANO-FELIX possessed with intent to distribute 500 grams  
12 and more of cocaine, a Schedule II Controlled Substance; in violation  
13 of Title 21, United States Code, Section 841(a)(1), and Title 18,  
14 United States Code, Section 2.

15 Racketeering Act No. 27

16 (Possession With Intent to Distribute Cocaine)

17 On or about May 7, 2000, in Los Angeles, California, defendant  
18 GILBERTO HIGUERA-GUERRERO possessed with intent to distribute  
19 500 grams and more of cocaine, a Schedule II Controlled Substance; in  
20 violation of Title 21, United States Code, Section 841(a)(1), and  
21 Title 18, United States Code, Section 2.

22 Racketeering Act No. 28

23 (Possession With Intent to Distribute Cocaine)

24 On or about July 11, 2000, in El Centro, California, within the  
25 Southern District of California, defendants ALBERTO BENJAMIN ARELLANO-  
26 FELIX, EDUARDO RAMON ARELLANO-FELIX, FRANCISCO JAVIER ARELLANO-FELIX,  
27 MANUEL AGUIRRE-GALINDO, JESUS LABRA-AVILES, ISMAEL HIGUERA-GUERRERO,  
28 and GILBERTO HIGUERA-GUERRERO, did knowingly and intentionally possess  
with intent to distribute 500 grams and more of cocaine; in violation  
of Title 21, United States Code, Section 841(a)(1), and Title 18,  
United States Code, Section 2.

All in violation of Title 18, United States Code, Section 1962(c).

Count 2

THE RACKETEERING CONSPIRACY

1. Paragraphs 2-6 of Count 1 of this Indictment are realleged  
and incorporated by reference as though fully set out herein.

2. Beginning in or about the year 1986, and continuing up to  
and including November 26, 2002, within the Southern District of  
California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX,  
aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado



1 Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El  
2 Doctor, aka El Gualin, aka El Profe, aka El Abuelito, aka 13,  
3 FRANCISCO JAVIER ARELLANO-FELIX,<sup>1</sup> aka El Tigrillo, MANUEL AGUIRRE-  
4 GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan, aka El  
5 Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka  
6 Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave  
7 Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO  
8 HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN  
9 PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO  
10 YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El  
11 Loco Duarte; co-conspirators Ramon Arellano-Felix, Everardo Arturo  
12 Paez-Martinez, David Barron-Corona; and others known and unknown to  
13 the grand jury, being employed by and associated with the Enterprise,  
14 as defined in Count 1 of this Indictment, which Enterprise was engaged  
15 in, and the activities of which affected interstate and foreign  
16 commerce, did knowingly and intentionally conspire with each other,  
17 and other persons, to violate Section 1962(c) of Title 18, United  
18 States Code, that is, to conduct and participate, directly and  
19 indirectly, in the conduct of the Enterprise's affairs through a  
20 pattern of racketeering activity, as defined in by Title 18, United  
21 States Code, Sections 1961(1) and (5), consisting of the acts  
22 contained in paragraph 7 of Count 1, as well as those described in  
23 paragraph 3 of this Count;

24 3. It was further a part of the conspiracy that the defendants  
25 agreed that a conspirator would commit at least two acts of  
26 racketeering activity in the conduct of the affairs of the Enterprise.

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28 //

OVERT ACTS

4. In furtherance of said conspiracy and to effect the objects thereof, the following Overt Acts, among others, were committed within the Southern District of California and elsewhere:

TIJUANA BASED ENFORCEMENT OPERATIONS - OVERT ACTS 1-26Overt Act No. 1

(The Murder of Armando Lopez)

In or about 1989, in Tijuana, Mexico, co-conspirator Ramon Arellano-Felix (now deceased), shot and killed Armando Lopez, a member of the Joaquin Guzman-Loera Organization and AFO rival.

Overt Act No. 2

(The Murder of Guillermo Castaneda-Lopez)

On or about October 23, 1991, in San Diego, California, at the direction of defendants ALBERTO BENJAMIN and EDUARDO RAMON ARELLANO-FELIX, members of an AFO Enterprise enforcement crew murdered Guillermo Castaneda-Lopez.

Overt Act No. 3

(Meeting Between AFO Leaders and Guzman-Loera Organization Leaders)

In or about late 1991, defendants ALBERTO BENJAMIN and EDUARDO RAMON ARELLANO-FELIX, ISMAEL and GILBERTO HIGUERA-GUERRERO, and co-conspirator Ramon Arellano-Felix (now deceased), traveled from Tijuana, Mexico, to Culiacan, Mexico, to meet with Joaquin Guzman-Loera and other members of his organization about tensions between the AFO and the Guzman-Loera Organization.

Overt Act No. 4

(AFO's First Failed Attempt to Kill Joaquin Guzman-Loera)

In later 1991, early 1992, in Tijuana, Mexico, defendants ALBERTO BENJAMIN and EDUARDO RAMON ARELLANO-FELIX, and conspirator Ramon Arellano-Felix (now deceased), planned an ultimately unsuccessful attempt to kill Guzman-Loera.

Overt Act No. 5

(AFO's Second Failed Attempt to Kill Joaquin Guzman-Loera)

In or about the summer of 1992, in Tijuana, Mexico, defendants ALBERTO BENJAMIN ARELLANO-FELIX and ISMAEL HIGUERA-GUERRERO cancelled a meeting they had in Mexico City, Mexico, with Joaquin Guzman-Loera, after learning of Guzman-Loera's plan to assassinate them.

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1                                    Overt Act No. 6  
2                                    (The Murder of Alejandro Cazares)

3            On or about September 23, 1992, in Imperial Beach, California,  
4 at the direction of defendants ALBERTO BENJAMIN and EDUARDO RAMON  
5 ARELLANO-FELIX, members of an AFO Enterprise enforcement crew murdered  
6 Alejandro Cazares.

7                                    Overt Act No. 7  
8                                    (AFO Defend Guzman-Loera Attack at Christine's Discotheque in  
9 Puerto Vallarta, Mexico)

10           On or about November 8, 1992, in Puerto Vallarta, Mexico,  
11 defendants FRANCISCO JAVIER ARELLANO-FELIX, ISMAEL and GILBERTO  
12 HIGUERA-GUERRERO, and numerous other members of the AFO Enterprise,  
13 including co-conspirators Ramon Arellano-Felix and David Barron-Corona  
14 (both now deceased), fought off an assassination attempt by members  
15 of the Guzman-Loera Organization, during which several individuals  
16 were shot and killed.

17                                    Overt Act No. 8  
18                                    (The Murder of Juvenal LNU, aka 11-11)

19           In or about March 1993, in Tijuana, Mexico, at the direction of  
20 co-conspirator Ramon Arellano-Felix (now deceased), members of an AFO  
21 Enterprise enforcement crew murdered AFO enforcer Juvenal LNU,  
22 aka 11-11.

23                                    Overt Act No. 9  
24                                    (The Murder of Robert Ceballos-Corralez)

25           On or about March 11, 1993, in Hollenbeck, California, at the  
26 direction of co-conspirator David Barron-Corona (now deceased),  
27 members of an AFO Enterprise enforcement crew murdered Robert  
28 Ceballos-Corralez.

Overt Act No. 10  
                                  (The Murder of Juvenal Gomez-Buenrostro)

          On or about March 16, 1993, in Chula Vista, California, at the  
direction of defendants ALBERTO BENJAMIN ARELLANO-FELIX and ISMAEL  
HIGUERA-GUERRERO, and co-conspirator Ramon Arellano-Felix (now  
deceased), members of an AFO Enterprise enforcement crew murdered  
Juvenal Gomez-Buenrostro.

Overt Act No. 11  
          (AFO Leadership Plans Third Assassination Attempt On Guzman-Loera)

          In or about May, 1993, in Tijuana, Mexico, defendants ALBERTO  
BENJAMIN, EDUARDO RAMON, and FRANCISCO JAVIER ARELLANO-FELIX, and  
ISMAEL HIGUERA-GUERRERO, and co-conspirators Ramon Arellano-Felix and  
David Barron-Corona (both now deceased), planned a third assassination  
attempt on AFO rival Joaquin Guzman-Loera.

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Overt Act No. 12

(Alberto Benjamin Arellano-Felix Goes Into Hiding)

On or about May 25, 1993, in Tijuana, Mexico, defendant ALBERTO BENJAMIN ARELLANO-FELIX advised members of the Enterprise that Ramon Arellano-Felix had left Tijuana, that he himself was going into hiding, that all communications needing his attention should be addressed to defendant EDUARDO RAMON ARELLANO-FELIX, and that outstanding trafficking operations should be addressed to defendant JESUS LABRA-AVILES.

Overt Act No. 13

(Murder of Maria Ramirez-Olivas)

On or about January 17, 1995, in Imperial Beach, California, at the direction of defendant ALBERTO BENJAMIN ARELLANO-FELIX, members of an AFO Enterprise enforcement crew murdered Maria Ramirez-Olivas.

Overt Act No. 14

(Murder of Alfredo (Winkey) Reynoso and Myrna Ochoa De Reynoso)

On or about January 24, 1995, in Rosarito, Baja California, Mexico, at the direction of defendant ALBERTO BENJAMIN ARELLANO-FELIX, members of an AFO Enterprise enforcement crew murdered Alfredo (Winkey) Reynoso and Myrna Ochoa De Reynoso.

Overt Act No. 15

(Murder of Arturo Ochoa-Palacios)

On or about April 17, 1996, in Tijuana, Mexico, at the direction of defendant ALBERTO BENJAMIN ARELLANO-FELIX, members of an AFO Enterprise enforcement crew murdered PGR official Arturo Ochoa-Palacios.

Overt Act No. 16

(Attack on Military Personnel In Zapopan, Jalisco, Mexico)

On or about July 22, 1996, in Zapopan, Jalisco, Mexico, at the direction of co-conspirator Ramon Arellano-Felix (now deceased), members of an AFO Enterprise enforcement crew ambushed some of their "enemies" in a shootout, which resulted in the deaths of three people, including two Mexican Military officials, Juan Fonseca Rey and Juan Daniel Fuentes Calderon.

Overt Act No. 17

(Shootout In Culiacan, Sinaloa, Mexico)

On or about September 16, 1996, in Culiacan, Sinaloa, Mexico, members of an AFO Enterprise enforcement crew engaged in a shootout with Mexican Military officials in an attempt to defend an AFO "safe house."

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1                                    Overt Act No. 18  
2                                    (Plot to Murder Fernando Gutierrez)

3            In or about December 1996, in Tijuana, Mexico, defendants ALBERTO  
4 BENJAMIN, EDUARDO RAMON, and FRANCISCO JAVIER ARELLANO-FELIX, and co-  
5 conspirators Ramon Arellano-Felix and David Barron-Corona (both now  
6 deceased), agreed that Fernando Gutierrez would be murdered for  
7 failing to repay a debt, and plotted his murder.

8                                    Overt Act No. 19  
9                                    (Murder of Fernando Gutierrez)

10           On or about December 11, 1996, in Coronado, California, at the  
11 direction of defendants ALBERTO BENJAMIN, EDUARDO RAMON, and FRANCISCO  
12 JAVIER ARELLANO-FELIX, and co-conspirator Ramon Arellano-Felix (now  
13 deceased), members of an AFO Enterprise enforcement crew murdered  
14 Fernando Gutierrez.

15                                   Overt Act No. 20  
16                                   (Murder of Hodin Gutierrez-Rico)

17           On or about January 3, 1997, in Tijuana, Mexico, at the direction  
18 of defendant ALBERTO BENJAMIN ARELLANO-FELIX, members of an AFO  
19 Enterprise enforcement crew murdered Hodin Gutierrez-Rico.

20                                   Overt Act No. 21  
21                                   (Kidnaping of Alejandro Hodoyan-Palacios)

22           In or about March 1997, in Tijuana, Mexico, at the direction of  
23 defendants ALBERTO BENJAMIN and EDUARDO RAMON ARELLANO-FELIX, and  
24 ISMAEL HIGUERA-GUERRERO, members of an AFO Enterprise enforcement crew  
25 kidnaped Alejandro Hodoyan-Palacios.

26                                   Overt Act No. 22  
27                                   (Interrogation of Alejandro Hodoyan-Palacios)

28           On or about March 5, 1997, in Tijuana, Mexico, defendant JORGE  
AURELIANO-FELIX tape recorded an interrogation he conducted of  
Alejandro Hodoyan-Palacios, and then turned the recording over to  
defendant ISMAEL HIGUERA-GUERRERO.

Overt Act No. 23  
                                  (Murder of Alejandro Hodoyan-Palacios)

          On or about March 5, 1997, in Tijuana, Mexico, at the direction  
of defendants ALBERTO BENJAMIN and EDUARDO RAMON ARELLANO-FELIX, and  
ISMAEL HIGUERA-GUERRERO, members of the Enterprise murdered Alejandro  
Hodoyan-Palacios.

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1                                    Overt Act No. 24  
2                                    (Attempted Murder of Ramiro Ramirez)

3            On or about March 7, 1997, in Chula Vista, California, at the  
4 direction of defendants ALBERTO BENJAMIN ARELLANO-FELIX and ISMAEL  
5 HIGUERA-GUERRERO, and co-conspirators Ramon Arellano-Felix and David  
6 Barron-Corona (both now deceased), members of an AFO Enterprise  
7 enforcement crew attempted to murder Ramiro Ramirez.

8                                    Overt Act No. 25  
9                                    (Murder of Maria Elena Boccaccio-Guerrero)

10           On or about September 23, 1997, in Tijuana, Mexico, at the  
11 direction of defendant ALBERTO BENJAMIN ARELLANO-FELIX, members of an  
12 AFO Enterprise enforcement crew murdered Maria Elena Boccaccio-  
13 Guerrero.

14                                    Overt Act No. 26  
15                                    (Murder of Two Mexican Federal Police Officers)

16           On or about November 14, 1997, in Tijuana, Mexico, members of an  
17 AFO Enterprise enforcement crew killed Mexican federal police officers  
18 Juan Antonio Martinez Catarino and Miguel Angel Anaya in front of the  
19 Tijuana court house in a blundered attempt to kill Federal Police  
20 Commander Felipe Perez-Cruz.

21                                    **MEXICALI BASED ENFORCEMENT OPERATIONS - OVERT ACTS 27-32**

22                                    Overt Act No. 27  
23                                    (Murder of Armando Mascareno-Gaxiola)

24           On or about April 10, 1997, in Mexicali, Mexico, at the direction  
25 of defendants ISMAEL and GILBERTO HIGUERA-GUERRERO, members of an AFO  
26 Enterprise enforcement crew murdered Armando Mascareno-Gaxiola.

27                                    Overt Act No. 28  
28                                    (Murder of Cinthya Viveros-Rodriguez)

29           On or about November 21, 1999, in Mexicali, Mexico, at the  
30 direction of defendants ISMAEL and GILBERTO HIGUERA-GUERRERO, members  
31 of an AFO Enterprise enforcement crew murdered Cinthya Viveros-  
32 Rodriguez.

33                                    Overt Act No. 29  
34                                    (Kidnaping of J. Amado Peralta-Rodriguez)

35           In or about December 1999, in Tijuana, Mexico, at the direction  
36 of defendant ISMAEL HIGUERA-GUERRERO, members of an AFO enforcement  
37 crew kidnaped J. Amado Peralta-Rodriguez, and delivered Peralta-Perez  
38 to defendants ISMAEL and GILBERTO HIGUERA-GUERRERO, and defendant  
39 EFRAIN PEREZ, who interrogated him.

40    //

Overt Act No. 30

(Murder of J. Amado Peralta-Rodriguez)

On or about December 1, 1999, in Tijuana, Mexico, at the direction of defendant ISMAEL HIGUERA-GUERRERO, members of an AFO Enterprise enforcement crew murdered J. Amado Peralta-Rodriguez.

Overt Act No. 31

(Kidnaping of Cesar Gustavo Cruz-Prado)

In or about December 2000, in Mexicali, Baja California, Mexico, at the direction of defendant GILBERTO HIGUERA-GUERRERO, members of an AFO Enterprise enforcement crew kidnaped Cesar Gustavo Cruz-Prado, and delivered Cruz-Prado to defendant GILBERTO HIGUERA-GUERRERO, who interrogated him.

Overt Act No. 32

(Murder of Cesar Gustavo Cruz-Prado)

On or about December 17, 2000, in Mexicali, Baja California, Mexico, defendant GILBERTO HIGUERA-GUERRERO and members of an AFO Enterprise enforcement crew murdered Cesar Gustavo Cruz-Prado.

All in violation of Title 18, United States Code, Section 1962(d).

Count 3

CONSPIRACY TO IMPORT A CONTROLLED SUBSTANCE

1. Paragraphs 2 through 6 of Count 1, and Overt Acts No. 1-32 of Count 2 of this Indictment are realleged and hereby incorporated by reference in this count as though fully set forth herein.

2. Beginning in or about the year 1986, and continuing up to and including November 26, 2002, within the Southern District of California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX, aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El Doctor, aka El Gualin, aka El Profe, aka El Abuelito, aka 13, FRANCISCO JAVIER ARELLANO-FELIX, aka El Tigrillo, MANUEL AGUIRRE-GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan, aka El Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave

Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El Loco Duarte, did knowingly and intentionally conspire with each other, and other persons known and unknown to the grand jury, to import a controlled substance, including 500 grams and more of cocaine, a Schedule II Controlled Substance, and 100 kilograms and more of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952(a), 960, and 963.

#### Count 4

#### CONSPIRACY TO DISTRIBUTE A CONTROLLED SUBSTANCE

1. Paragraphs 2 through 6, of Count 1, and Overt Acts No. 1-32 of Count 2 of this indictment are realleged and hereby incorporated by reference in this count as though fully set forth herein.

2. Beginning in or about the year 1986, and continuing up to and including November 26, 2002, within the Southern District of California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX, aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El Doctor, aka El Gualin, aka El Profe, aka El Abuelito, aka 13, FRANCISCO JAVIER ARELLANO-FELIX, aka El Tigrillo, MANUEL AGUIRRE-GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan, aka El Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN

1 PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO  
2 YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El  
3 Loco Duarte, did knowingly and intentionally conspire with other  
4 persons known and unknown to the grand jury, to distribute a  
5 controlled substance, including 500 grams and more of cocaine, a  
6 Schedule II Controlled Substance, and 100 kilograms and more of  
7 marijuana, a Schedule I Controlled Substance; in violation of  
8 Title 21, United States Code, Sections 846, and 841(a)(1).

9 Count 5

10 THE MONEY LAUNDERING CONSPIRACY

11 1. Paragraphs 2 through 6 of Count 1 of this indictment are  
12 realleged and hereby incorporated by reference in this count as though  
13 fully set forth herein.

14 2. Beginning in or about the year 1986, and continuing up to  
15 and including November 26, 2002, within the Southern District of  
16 California and elsewhere, defendants ALBERTO BENJAMIN ARELLANO-FELIX,  
17 aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado  
18 Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El  
19 Doctor, aka El Gualin, aka El Profe, aka El Abuelito, aka 13,  
20 FRANCISCO JAVIER ARELLANO-FELIX, aka El Tigrillo, MANUEL AGUIRRE-  
21 GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan, aka El  
22 Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka  
23 Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave  
24 Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO  
25 HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN  
26 PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO  
27 YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El  
28 Loco Duarte, did knowingly and intentionally conspire and agree with

1 each other, and with other persons, known and unknown to the grand  
2 jury, to:

3 (a) conduct a financial transaction affecting interstate and  
4 foreign commerce, knowing that the property involved in the financial  
5 transaction represented the proceeds of some form of unlawful  
6 activity, which in fact involved the proceeds of specified unlawful  
7 activity, that is, the felonious manufacture, importation, receiving,  
8 concealment, buying, selling and otherwise dealing in a controlled  
9 substance, punishable under the laws of the United States: (1) with  
10 the intent to promote the carrying on of specified unlawful activity;  
11 and (2) knowing that the transaction was designed, in whole or in  
12 part, to conceal and disguise the nature, the location, the source,  
13 the ownership, and the control, of the proceeds of specified unlawful  
14 activity; in violation of Title 18, United States Code,  
15 Sections 1956(a)(1)(A)(i) and (B)(i); and

16 (b) knowingly transport, transmit, and transfer monetary  
17 instruments and funds from a place in the United States to and through  
18 a place outside the United States and to a place in the United States  
19 from and through a place outside the United States: (1) with the  
20 intent to promote the carrying on of specified unlawful activity; and  
21 (2) knowing that the monetary instruments or funds involved in the  
22 transportation, transmission and transfer represent the proceeds of  
23 some form of unlawful activity and knowing that such transportation,  
24 transmission, and transfer was designed in whole or in part to conceal  
25 and disguise the nature, the location, the source, the ownership, and  
26 the control, of the proceeds of specified unlawful activity; in  
27 //

28



violation of Title 18, United States Code, Sections 1956(a)(2)(A) and (B)(i).

All in violation of Title 18, United States Code, Section 1956(h).

**FORFEITURE ALLEGATION**

1. The allegations contained in Counts 1 and 2 are realleged and by reference are fully incorporated herein for the purpose of alleging forfeiture to the United States of America, pursuant to the provisions of Title 18, United States Code, Section 1963.

2. As a result of the commission of the felony offense alleged in Count 1 and/or 2, said violation being punishable by imprisonment for more than one year, and pursuant to Title 18, United States Code, Section 1962(a), defendants ALBERTO BENJAMIN ARELLANO-FELIX, aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El Doctor, aka El Gualin, aka El Profe, aka El Abuelito, aka 13, FRANCISCO JAVIER ARELLANO-FELIX, aka El Tigrillo, MANUEL AGUIRRE-GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan, aka El Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El Loco Duarte, shall forfeit to the United States: all interest the defendants acquired or maintained in violation of Title 18, United States Code, Section 1962; any and all interest in, security of, claim against, and property and contractual right of any kind affording a source of influence over, any and all enterprises the defendants established, operated,



1 controlled, conducted, and participated in the conduct of, in  
2 violation of Title 18, United States Code, Section 1962; and any  
3 property constituting, or derived from, any proceeds the defendants  
4 obtained, directly or indirectly, from racketeering activity in  
5 violation of Title 18, United States Code, Section 1962, including but  
6 not limited to, \$289,000,000 in U.S. currency.

7 3. The allegations contained in Counts 3 through 5 are  
8 realleged and by their reference fully incorporated herein for the  
9 purpose of alleging forfeiture to the United States of America  
10 pursuant to the provisions of Title 21, United States Code,  
11 Section 853 and Title 18, United States Code, Section 982.

12 4. As a result of the commission of the felony offenses alleged  
13 in Counts 3 and 4, said violations being punishable by imprisonment  
14 for more than one year, and pursuant to Title 21, United States Code,  
15 Section 853(a)(1), defendants ALBERTO BENJAMIN ARELLANO-FELIX, aka El  
16 Senor, aka El Min, aka 76, aka 7-7, aka MK, aka Licenciado Sanchez,  
17 aka Licenciado Alegria, EDUARDO RAMON ARELLANO-FELIX, aka El Doctor,  
18 aka El Gualin, aka El Profe, aka El Abuelito, aka 13, FRANCISCO JAVIER  
19 ARELLANO-FELIX, aka El Tigrillo, MANUEL AGUIRRE-GALINDO, aka El  
20 Caballo, aka A-1, aka El Meno, aka El Galan, aka El Promotor, JESUS  
21 LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka Chulitio, aka 25,  
22 ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave Privada, aka Pluma-  
23 Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO HIGUERA-GUERRERO, aka  
24 El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN PEREZ, aka Efra, aka 85,  
25 JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO YANEZ, aka Primo, aka  
26 Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El Loco Duarte, shall  
27 upon conviction, forfeit to the United States all their rights, title  
28 and interest in any and all property constituting or derived from

1 proceeds obtained directly or indirectly as the result of said  
2 violations, including but not limited to: \$289,000,000 in U.S.  
3 currency.

4 5. As a result of the commission of the felony offense alleged  
5 in Count 5 of this indictment, said violations being punishable by  
6 imprisonment for more than one year and pursuant to Title 18, United  
7 States Code, Section 982(a)(1), defendants ALBERTO BENJAMIN ARELLANO-  
8 FELIX, aka El Senor, aka El Min, aka 76, aka 7-7, aka MK, aka  
9 Licenciado Sanchez, aka Licenciado Alegria, EDUARDO RAMON ARELLANO-  
10 FELIX, aka El Doctor, aka El Gualin, aka El Profe, aka El Abuelito,  
11 aka 13, FRANCISCO JAVIER ARELLANO-FELIX, aka El Tigrillo, MANUEL  
12 AGUIRRE-GALINDO, aka El Caballo, aka A-1, aka El Meno, aka El Galan,  
13 aka El Promotor, JESUS LABRA-AVILES, aka Chuy Labra, aka Don Chuy, aka  
14 Chulitio, aka 25, ISMAEL HIGUERA-GUERRERO, aka El Mayel, aka Clave  
15 Privada, aka Pluma-Blanca, aka La Senora, aka 30, aka 8-1, GILBERTO  
16 HIGUERA-GUERRERO, aka El Gil, aka Gil, aka Gilillo, aka 28, EFRAIN  
17 PEREZ, aka Efra, aka 85, JORGE AURELIANO-FELIX, aka Macumba, RIGOBERTO  
18 YANEZ, aka Primo, aka Primo Pedro, and ARMANDO MARTINEZ-DUARTE, aka El  
19 Loco Duarte, shall, upon conviction, forfeit to the United States all  
20 their rights, title and interest in any and all property involved in  
21 such offenses, or any property traceable to such property, including  
22 but not limited to: \$289,000,000 in U.S. currency.

23 6. If any of the above-described forfeitable property, as a  
24 result of any act or omission of the defendants -

25 (a) cannot be located upon the exercise of due diligence;

26 (b) has been transferred or sold to, or deposited with, a  
27 third party;

28 (c) has been placed beyond the jurisdiction of the Court;

1 (d) has been substantially diminished in value; or  
2 (e) has been commingled with other property which cannot be  
3 subdivided without difficulty;


4 it is the intent of the United States, pursuant to Title 21, United  
5 States Code, Section 853(p), to seek forfeiture of any other property  
6 of the defendants up to the value of the said property listed above as  
7 being subject to forfeiture.

8 All in violation of Title 21, United States Code, Section 853, and  
9 Title 18, United States Code, Sections 982 and 1963.

10 DATED: December 4, 2003.

11 A TRUE BILL:

12  
13  12/4/2003  
14 Foreperson

15   
16 CAROL C. LAM  
United States Attorney

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PLEASE RECEIPT AND RETURN

FILED

03 DEC -4 PM 2:24

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY:

U.S. MARSHAL  
SOUTHERN DISTRICT OF  
CALIFORNIA

DEPT. 4 4 00 PM '03

RECEIVED

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

July 2002 Grand Jury

10	UNITED STATES OF AMERICA,	)	Criminal Case No. <u>97CR2520K</u>
11		)	
12	Plaintiff,	)	<u>I N D I C T M E N T</u>
13		)	<u>(7th Superseding)</u>
14	v.	)	
15	ALBERTO BENJAMIN	)	Title 18, U.S.C., Sec. 1962(c) -
16	ARELLANO-FELIX (1),	)	Conducting the Affairs of an
17	aka El Senor,	)	Enterprise Through Pattern of
18	aka El Min,	)	Racketeering Activity; Title 18,
19	aka 76,	)	U.S.C., Sec. 1962(d) - Conspiracy
20	aka 7-7,	)	to Conduct Enterprise Affairs
21	aka MK,	)	Through Pattern of Racketeering
22	aka Licenciado Sanchez,	)	Activity; Title 21, U.S.C.,
23	aka Licenciado Alegria,	)	Secs. 952(a), 960, and 963 -
24	EDUARDO RAMON	)	Conspiracy to Import a Controlled
25	ARELLANO-FELIX (2),	)	Substance; Title 21, U.S.C.,
26	aka El Doctor,	)	Secs. 841(a)(1) and 846 -
27	aka El Gualin,	)	Conspiracy to Distribute a
28	aka El Profe,	)	Controlled Substance; Title 18,
29	aka El Abuelito,	)	U.S.C., Secs. 1956(a) and
30	aka 13,	)	1956(h) - Conspiracy to Launder
31	FRANCISCO JAVIER	)	Monetary Instruments; Title 18,
32	ARELLANO-FELIX (3),	)	U.S.C., Sec. 2 - Aiding and
33	aka El Tigrillo,	)	Abetting; Title 21, U.S.C.,
34	MANUEL AGUIRRE-GALINDO (4),	)	Sec. 853 and Title 18, U.S.C.,
35	aka El Caballo,	)	Secs. 982(a)(1), (b)(1) and
36	aka A-1,	)	1963(a) - Criminal Forfeiture
37	aka El Meno,	)	
38	aka El Galan,	)	
39	aka El Promotor,	)	
40	JESUS LABRA-AVILES (5),	)	
41	aka Chuy Labra,	)	
42	aka Don Chuy,	)	
43	aka Chulitio,	)	
44	aka 25,	)	

I hereby attest and certify on 12/4/03  
That the foregoing document is a full true and correct  
copy of the original on file in my office and in my legal  
custody.

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

By \_\_\_\_\_ Deputy

LED/JDK:nlv:San Diego  
12/4/03