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CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

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CR 16 - 184 TUC

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

vs.

1. Anwar Armando Barragan-Flores
a.k.a. Anuar Armando Barragan-Flores
(All Counts),
2. Rey Francisco Martinez-Lopez
(Counts 1, 5, 6, 10-18, 22-29),
- [REDACTED]
4. Jorge Antonio Williams-Araiza
a.k.a. "Mocho"
a.k.a. "Eloy"
(Counts 1, 10, 22),
- [REDACTED]

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INDICTMENT

Violations:

- 18 U.S.C. §1349
(Conspiracy to Commit Bank Fraud)
Count 1
- 18 U.S.C. §1344
(Bank Fraud)
Counts 2-16
- 18 U.S.C. §1028A
(Aggravated Identity Theft)
Counts 17-27
- 18 U.S.C. §1029(a)(4)
(Possession of Device-Making
Equipment)
Count 28
- 18 U.S.C. §1029(a)(3)
(Possession of Fifteen or More Access
Devices)
Count 29

6. Javier Ramirez-Villegas
(Counts 1, 7-9, 13, 14, 19-21, 24, 25),
Defendants.

18 U.S.C. §§982(a)(2)(A), 982(a)(2)(B),
1028(b)(5), 1029(c)(1)(C) and 28 U.S.C.
§2461(c)
(Forfeiture Allegation)

UNDER SEAL

THE GRAND JURY CHARGES:

COUNT 1

Conspiracy to Commit Bank Fraud

18 U.S.C. § 1349

1. On dates known and unknown to the Grand Jury, occurring as early as Summer 2013, and continuing through and including May 26, 2015, in the District of Arizona, throughout the United States, and elsewhere, the defendants, ANWAR ARMANDO BARRAGAN-FLORES, REY FRANCISCO MARTINEZ-LOPEZ, [REDACTED] [REDACTED] JORGE ANTONIO WILLIAMS-ARAIZA, [REDACTED] [REDACTED] and JAVIER RAMIREZ-VILLEGAS and others known and unknown to the Grand Jury, knowingly and intentionally conspired to commit Bank Fraud in violation of Title 18, United States Code, Section 1344, that is, the defendants conspired to devise a scheme and artifice to (a) defraud various financial institutions, the deposits for which were at that time insured by the Federal Deposit Insurance Corporation or National Credit Union Insurance Fund; and (b) to obtain the monies or other property owned by or under the custody or control of such federally insured financial institutions by means of material false or fraudulent pretenses, representations, or promises.

2. *Object of the Conspiracy:* It was the object of the conspiracy that the defendants, with persons known and unknown to the Grand Jury, having devised and intending to devise a scheme and artifice to defraud federally insured financial institutions, would and did unlawfully enrich themselves by knowingly and willfully making material false and fraudulent pretenses and representations and by unlawfully obtaining personal

1 identification information, including credit card information, and fraudulently using the
2 information to unlawfully obtain items of value.

3 3. *Manner and Means of the Conspiracy, and Scheme to Defraud:* The manner and
4 means by which the defendants and other co-conspirators known and unknown to the
5 Grand Jury sought to accomplish the objects of the conspiracy included, among others,
6 the following:

7 a. That the defendants and others known and unknown to the Grand Jury
8 would, from individuals known and unknown outside of the United States and from
9 individuals located in Russia, Ukraine, Tajikistan, and other countries, unlawfully buy
10 and share via the Internet stolen personal identification information, credit card account
11 information, and other financial information.

12 b. That the defendants and others known and unknown to the Grand Jury
13 would use the stolen personal identification information and stolen credit card account
14 information to unlawfully manufacture fraudulent credit cards.

15 c. That the defendants and others known and unknown to the Grand Jury
16 would take shopping trips originating in Mexico and traveling into the United States to
17 use the unlawfully manufactured fraudulent credit cards to unlawfully purchase items of
18 value, including merchandise and gift cards from retailers in the Tucson, Arizona area as
19 well as other areas throughout Arizona and elsewhere in the United States.

20 d. That the defendants and others known and unknown to the Grand Jury
21 would use the WhatsApp messaging application and Gmail email to communicate
22 amongst themselves and co-conspirators about the stolen credit card information, the
23 manufacturing of counterfeit credit cards, and the specific times, places, and methods of
24 the use of the counterfeit credit cards to purchase merchandise and gift cards.

25 e. That both the fraudulent credit cards and the charges to them would be
26 made without the knowledge or consent of the issuing bank or true account holder.

27 f. That after purchasing merchandise and gift cards from retailers in the
28 United States, the defendants and others known and unknown to the Grand Jury would

1 transport the unlawfully purchased goods and gift cards to Mexico for future sale and
 2 profit for the defendants.

3 4. During the time period of the conspiracy, the defendants' fraudulent conduct
 4 caused losses to federally insured financial institutions.

5 All in violation of Title 18 United States Code, Section 1349.

6 **COUNTS 2-16**
 7 **Bank Fraud**
 8 **18 U.S.C. § 1344**

9 5. On or about the dates set forth below, in the District of Arizona, the defendants, as
 10 named below, aiding one another and persons known and unknown to the Grand Jury,
 11 knowingly and intentionally and with the intent to defraud, executed and attempted to
 12 execute a scheme and artifice to defraud various financial institutions the deposits which
 13 were at that time insured by the Federal Deposit Insurance Corporation or National Credit
 14 Union Insurance Fund and to obtain, by means of material false and fraudulent pretenses
 15 and representations, money and funds owned by and under the custody and control of
 16 such federally insured financial institutions.

17 6. The scheme and artifice that the defendants and other coconspirators known and
 18 unknown to the Grand Jury executed and attempted to execute against the financial
 19 institutions included, but was not limited to, the purchase of illegally obtained credit card
 20 information for the production and fraudulent use of those credit card accounts. The
 21 scheme and artifice to defraud are more fully set forth in paragraph 3; which the
 22 government incorporates by reference, in its entirety.

23 7. The defendants engaged in the following credit card transactions, each transaction
 24 being a separate count of this Indictment:

Ct.	Date (approx.)	Defendant(s)	Financial institution	Account holder and last four of account no.	Purchase amount
2	4/24/14	ANWAR ARMANDO BARRAGAN-FLORES <div style="background-color: black; width: 100px; height: 15px; margin-top: 5px;"></div>	SchoolsFirst Federal Credit	M.L. 4816	\$133.87 (Attempted)

1			Union			
2	3	4/24/14	ANWAR ARMANDO BARRAGAN-FLORES	BMO Harris Bank	J.E.W. 9932	\$133.87 (Attempted)
3						
4						
5	4	4/24/14	ANWAR ARMANDO BARRAGAN-FLORES	Wells Fargo	C.D.L. 4212	\$133.87 (Attempted)
6						
7						
8	5	6/21/14	ANWAR ARMANDO BARRAGAN-FLORES	Wells Fargo	D.M. 2571	\$544.37
9			REY FRANCISCO MARTINEZ-LOPEZ			
10						
11						
12	6	6/21/14	ANWAR ARMANDO BARRAGAN-FLORES	Wells Fargo	A.J.M. 2379	\$647.70
13			REY FRANCISCO MARTINEZ-LOPEZ			
14						
15						
16	7	6/27/14	ANWAR ARMANDO BARRAGAN-FLORES	USAA	H.M. 9541	\$723.07
17			JAVIER RAMIREZ- VILLEGAS			
18						
19	8	6/29/14	ANWAR ARMANDO BARRAGAN-FLORES	USAA	R.V. 8650	\$673.65
20			JAVIER RAMIREZ- VILLEGAS			
21						
22	9	6/29/14	ANWAR ARMANDO BARRAGAN-FLORES	Randolph Brooks Federal Credit Union	M.S.Y. 4346	\$574.23
23			JAVIER RAMIREZ- VILLEGAS			
24	10	7/5/14	ANWAR ARMANDO BARRAGAN-FLORES	Capital One	J.G. 0067	\$643.39
25			REY FRANCISCO MARTINEZ-LOPEZ			
26						
27						
28						

1		JORGE ANTONIO WILLIAMS-ARAIZA				
2	11	7/6/14– 7/7/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	US Bank	D.H.L. 6012	\$1285.62
3						
4						
5						
6	12	7/16/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	Mid-Florida Credit Union	G.R. 3238	\$230.78 (Attempted)
7						
8						
9						
10	13	7/30/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ JAVIER RAMIREZ- VILLEGAS	Partners Federal Credit Union	L.M.T. 6687	\$700.74
11						
12						
13						
14	14	8/1/14– 8/2/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ JAVIER RAMIREZ- VILLEGAS	Digital Federal Credit Union	A.R. 5931	\$2828.11
15						
16						
17						
18	15	9/9/14– 9/10/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	Capital One	D.M.A. 2526	\$2824.09
19						
20						
21						
22	16	9/15/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	Nordstrom Federal Savings Bank	P.L.B. 3621	\$483.91
23						
24						
25						
26						

All in violation of Title 18, United States Code, Sections 1344(1) and (2).

COUNTS 17-27
Aggravated Identity Theft
18 U.S.C. § 1028A

8. On or about the dates set forth below, in the District of Arizona, the defendants as named below, aiding one another and persons known and unknown, knowingly and with the intent to defraud, possessed and used, without lawful authority, a means of identification of another person, to wit, name, address, and credit card number, during and in relation to a felony violation enumerated in 18 U.S.C. § 1028A(c), to wit, bank fraud in violation of 18 U.S.C. § 1344, knowing that the means of identification belonged to another actual person, by engaging in the following instances of possession and use of means of identification, each such instance being a separate count of this Indictment:

Ct.	Date (approx.)	Defendant(s)	Means of identification of	During and in relation to Bank Fraud as alleged in Count
17	6/21/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	D.M.	5
18	6/21/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	A.J.M.	6
19	6/27/14	ANWAR ARMANDO BARRAGAN-FLORES JAVIER RAMIREZ-VILLEGAS	H.M.	7
20	6/29/14	ANWAR ARMANDO BARRAGAN-FLORES JAVIER RAMIREZ-VILLEGAS	R.V.	8
21	6/29/14	ANWAR ARMANDO BARRAGAN-FLORES JAVIER RAMIREZ-VILLEGAS	M.S.Y.	9
22	7/5/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	J.G.	10

1				
2		JORGE ANTONIO WILLIAMS-ARAIZA		
3	23	7/6/14– 7/7/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	D.H.L. 11
4				
5				
6	24	7/30/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ JAVIER RAMIREZ-VILLEGAS	L.M.T. 13
7				
8				
9	25	8/1/14– 8/2/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ JAVIER RAMIREZ-VILLEGAS	A.R. 14
10				
11				
12	26	9/9/14– 9/10/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	D.M.A. 15
13				
14				
15	27	9/15/14	ANWAR ARMANDO BARRAGAN-FLORES REY FRANCISCO MARTINEZ-LOPEZ [REDACTED]	P.L.B. 16
16				
17				

All in violation of Title 18, United States Code, Section 1028A(a)(1), (b), and (c)(2).

COUNT 28
Possession of Device-Making Equipment
18 U.S.C. § 1029(a)(4)

9. From in or about June 2014 through in or about August 2014, in the District of Arizona, defendants ANWAR ARMANDO BARRAGAN-FLORES and REY FRANCISCO MARTINEZ-LOPEZ, knowingly and with intent to defraud, had control and custody over and possessed any equipment, mechanism, or impression designed or primarily used for making an access device or a counterfeit access device, to wit, a credit card printing machine, said control and custody and possession affecting interstate and foreign commerce, in that defendants ANWAR ARMANDO BARRAGAN-FLORES and

1 REY FRANCISCO MARTINEZ-LOPEZ used the equipment to manufacture fraudulent
2 credit cards containing account information relating to account holders and financial
3 institutions both inside and outside of the District of Arizona.

4 All in violation of Title 18, United States Code, Sections 1029(a)(4) and (c)(1)(a)(ii).

5
6 **COUNT 29**
7 **(Possession of Fifteen or More Counterfeit or Unauthorized Access Devices)**
8 **18 U.S.C. §1029(a)(3)**

9 10. From in or about June 2014 through in or about August 2014, in the District of
10 Arizona, ANWAR ARMANDO BARRAGAN-FLORES and REY FRANCISCO
11 MARTINEZ-LOPEZ, knowingly and with the intent to defraud, possessed approximately
12 5,684 counterfeit access devices, that is, unauthorized and counterfeit credit cards that
13 were stolen, obtained with intent to defraud, and then altered to bear fraudulent names,
14 said possession affecting interstate and foreign commerce, in that ANWAR ARMANDO
15 BARRAGAN-FLORES caused the access devices to be moved from Mexico into the
16 United States where REY FRANCISCO MARTINEZ-LOPEZ input the information and
17 manufactured the fraudulent credit cards which contained account information relating to
18 account holders and financial institutions both inside and outside of the District of
19 Arizona.

20 All in violation of Title 18, United States Code, sections 1029(a)(3) and
21 (c)(1)(A)(i).

22 **FORFEITURE ALLEGATION**

23 Upon conviction of the offenses as set forth in Counts One through Sixteen of this
24 Indictment, the defendants, ANWAR ARMANDO BARRAGAN-FLORES, REY
25 FRANCISCO MARTINEZ-LOPEZ, [REDACTED]
26 JORGE ANTONIO WILLIAMS-ARAIZA, [REDACTED]
27 [REDACTED] and JAVIER RAMIREZ-VILLEGAS, shall forfeit to the United States of
28 America, pursuant to:

1 (A) Title 18, United States Code, Section 982(a)(2)(A), all right, title, and
2 interest in any property constituting, or derived from, any proceeds the person obtained,
3 directly or indirectly, as a result of the said violations; and

4 (B) A sum of money equal to the amount of proceeds obtained as a result of the
5 offenses, including but not limited to \$412,934.65.

6 Upon conviction of the offenses as set forth in Counts Seventeen through Twenty-
7 Seven of this Indictment, the defendants, ANWAR ARMANDO BARRAGAN-FLORES,
8 REY FRANCISCO MARTINEZ-LOPEZ, [REDACTED]

9 JORGE ANTONIO WILLIAMS-ARAIZA, [REDACTED]
10 [REDACTED] and JAVIER RAMIREZ-VILLEGAS, shall forfeit to the United States of

11 America pursuant to:

12 (A) Title 18, United States Code, Sections 982(a)(2)(B) all right, title, and
13 interest in any property constituting, or derived from, any proceeds the person obtained,
14 directly or indirectly, as the result of the said violations; and

15 (B) Title 18, United States Code, Section 1028(b)(5) all right, title, and interest
16 in any personal property used, or intended to be used, to commit said violations; and

17 (C) A sum of money equal to the amount of proceeds obtained as a result of the
18 offenses, including but not limited to \$412,934.65.

19 Upon conviction of the offense as set forth in Count Twenty-Eight and Twenty-
20 Nine of this Indictment, the defendants, ANWAR ARMANDO BARRAGAN-FLORES
21 and REY FRANCISCO MARTINEZ-LOPEZ, shall forfeit to the United States of
22 America pursuant to:

23 (A) Title 18, United States Code, Section 982(a)(2)(B) all right, title, and
24 interest in any property constituting, or derived from, any proceeds the person obtained,
25 directly or indirectly, as the result of the said violation;

26 (B) Title 18, United States Code, Section 1029(c)(1)(C), all right, title and
27 interest in any personal property used, or intended to be used, to commit said violation;

28 and

1 (C) A sum of money equal to the amount of proceeds obtained as a result of the
2 offenses, including but not limited to \$412,934.65.

3 If any of the forfeitable property, as a result of any act or omission of the
4 defendants: (1) cannot be located upon the exercise of due diligence; (2) has been
5 transferred or sold to, or deposited with, a third party; (3) has been placed beyond the
6 jurisdiction of the court; (4) has been substantially diminished in value; or (5) has been
7 commingled with other property which cannot be divided without difficulty; it is the
8 intent of the United States to seek forfeiture of any other property of said defendant up to
9 the value of the above-described forfeitable property pursuant to Title 21, United States
10 Code, Section 853(p), as incorporated by Title 18, United States Code, Sections 982(b)(1)
11 and Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property
12 of said defendant up to the value of the above forfeitable property, including, but not
13 limited to, all property, both real and personal, owned by the defendants.

14 All pursuant to Title 18, United States Code, Sections 982(a)(2)(A), 982(a)(2)(B),
15 1028(b)(5), 1029(c)(1)(C), and Title 28, United States Code, Section 2461(c)..

16 A TRUE BILL

17 /S/

18 Presiding Juror

19
20 JOHN S. LEONARDO
21 United States Attorney
District of Arizona

JAMES M. TRUSTY
Chief, Organized Crime and Gang Section
Department of Justice

22 /S/

/S/

23 Assistant U.S. Attorney

Trial Attorney

24 Dated: January 27, 2016

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26
27 **REDACTED FOR
PUBLIC DISCLOSURE**