
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. James B. Clark, III
v. : Mag. No. 16-3056
MARIUSZ CEBULA : **CRIMINAL COMPLAINT**


I, Joseph Sente, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the United States Bureau of Alcohol, Tobacco, Firearms and Explosives, and that this Complaint is based on the following facts:

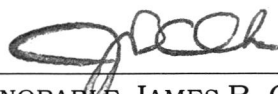
SEE ATTACHMENT B

continued on the attached page and made a part hereof.



Joseph Sente, Special Agent
Bureau of Alcohol, Tobacco, Firearms
and Explosives

Sworn to before me and subscribed in my presence,
on March 22, 2016, at Essex County, New Jersey



HONORABLE JAMES B. CLARK, III
UNITED STATES MAGISTRATE JUDGE

ATTACHMENT A

Count One
Possession of Machine Guns

On or about July 17, 2015, in Passaic County, in the District of New Jersey and elsewhere, the defendant,

MARIUSZ CEBULA,

did knowingly possess machine guns, as defined in Title 26, United States Code, Section 5845(b), in violation of Title 18, United States Code, Sections 922(o) and 924(a)(2), and Section 2.

ATTACHMENT B

I, Joseph Sente, am a Special Agent with the United States Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"). I am fully familiar with the facts set forth herein based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and items of evidence. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where statements of others are related herein, they are related in substance and in part. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. On or about July 17, 2015, law enforcement officers arrived at the residence of defendant MARIUSZ CEBULA ("CEBULA") in or around Ringwood, New Jersey (the "Residence") to serve a temporary restraining order on CEBULA. Law enforcement officers conducted a search of the Residence in furtherance of the temporary restraining order, as well as pursuant to a search warrant and CEBULA's oral consent. The search revealed that CEBULA was in possession of approximately 262 high capacity magazines for firearms, as well as dozens of other firearms components, ammunition, accessories, and manufacturing tools.

2. Approximately 17 of the firearms and firearms components that CEBULA possessed were later determined to be "machine guns," as defined in 26 U.S.C. § 5845(b), which is incorporated by reference by 18 U.S.C. § 921(a)(23). That is, each of the firearms was a weapon which shoots, is designed to shoot, or can be readily restored to shoot, automatically more than one shot, without manual reloading, by a single function of the trigger, and included the frames and receivers for such weapons.

3. Of the 17 machine guns recovered from CEBULA's Residence, some were found to be operational as automatic weapons, including, but not limited to, the following:

- a. A 9mm Lugar caliber, STEN Mk II type firearm, assembled using a machine gun receiver of unknown origin and original STEN-type machinegun parts, bearing a mark of identification of "86939," but bearing no serial number ("Machine Gun 1"); and
- b. A C.G. Haenel 9mm caliber, MP-41 select-fire machine gun, bearing serial number 2108 ("Machine Gun 2").

4. An analysis of Machine Gun 1 and Machine Gun 2 revealed that each firearm included a selector which allowed the firearm to be placed into an "automatic" position.

5. A search of the Residence also revealed that defendant CEBULA was in possession of approximately two short-barreled rifles and approximately one silencer.

6. Defendant CEBULA was placed under arrest. In a post-arrest, recorded statement, after being advised of his *Miranda* rights, defendant CEBULA acknowledged, in sum and substance, that he had purchased the firearms and firearms components recovered from his Residence, including the approximately 262 high-capacity magazines.