

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO
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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,)	
)	
Plaintiff,	)	CRIMINAL NO. <u>23-CR-516-MIS</u>
)	
vs.	)	Count 1: 18:1114(a)(3):
	)	Attempted Murder of an Officer of the
ROBERTO ESQUIVEL,	)	United States
)	
Defendant.	)	Count 2: 18 U.S.C. § 111(a)(1) and (b):
	)	Aggravated Assault of an Officer of the
	)	United States with a Deadly Weapon
)	
	)	Count 3: 18 U.S.C. § 924(c)(1)(A)(iii):
	)	Discharge of a Firearm in Furtherance of
	)	a Crime of Violence
)	
	)	Count 4: 8 U.S.C. § 1324(a)(1)(A)(ii)
	)	and (v)(I):
	)	Conspiracy to Transport Illegal Aliens

INFORMATION

The United States Attorney charges:

Count 1

On or about January 5, 2023, in Hidalgo County, in the District of New Mexico, the defendant, **ROBERTO ESQUIVEL**, intended to cause the death of John Doe, an officer and employee of the United States Department of Homeland Security, Customs and Border Protection, while John Doe was engaged in, and on account of, the performance of John Doe's official duties, and such acts were committed with a deadly and dangerous weapon.

In violation of 18:1114(a)(3).

Count 2

On or about January 5, 2023, in Hidalgo County, in the District of New Mexico, the defendant, **ROBERTO ESQUIVEL**, forcibly assaulted, resisted, opposed, impeded, intimidated, and interfered with John Doe, an officer and employee of the United States Department of Homeland Security, Customs and Border Protection, while John Doe was engaged in, and on account of, the performance of John Doe's official duties, and such acts were committed with a deadly and dangerous weapon.

In violation of 18 U.S.C. § 111(a)(1) and (b).

Count 3

On or about January 5, 2023, in Hidalgo County, in the District of New Mexico, the defendant, **ROBERTO ESQUIVEL**, knowingly used, carried, and discharged a firearm, during and in relation to a violent crime for which the defendant may be prosecuted in a court of the United States, specifically, attempted murder of an officer of the United States as charged in Count 1 of this information, and aggravated assault of an officer of the United States with a deadly weapon as charged in Count 2 of this information, and in furtherance of such crimes, possessed and discharged said firearm.

In violation of 18 U.S.C. § 924(c)(1)(A)(iii).

Count 4

On or about January 5, 2023, in Hidalgo County, in the District of New Mexico, the defendant, **ROBERTO ESQUIVEL**, combined, conspired, confederated, agreed, and acted interdependently with other persons whose names are known and unknown to the United States, to commit an offense defined in 8 U.S.C. § 1324(a)(1)(A)(ii), specifically, transporting illegal aliens.

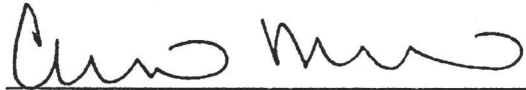
In violation of 8 U.S.C. § 1324(a)(1)(A)(ii) and (v)(I).

FORFEITURE ALLEGATION

Upon conviction of any offense in violation of 18 U.S.C. § 924(c), the defendant, **ROBERTO ESQUIVEL**, shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in the commission of the offense, including, but not limited to:

- a. a Smith & Wesson .40 caliber handgun, bearing serial number FZE4560; and
- b. approximately 54 rounds of .40 caliber ammunition.

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