

FILEDUNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

SEP - 9 2025

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MITCHELL R. ELFERS
CLERKIN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE MAGANA GARCIA,

Defendant.

CRIMINAL NO. 25-3549 JBCount 1: 21 U.S.C. §§ 841(a)(1) and
(b)(1)(A)(vi): Possession with Intent to
Distribute 400 Grams and More of
Fentanyl (N-phenyl-N-[1-(2-phenylethyl)-
4-piperidinyl] propanamide);Count 2: 21 U.S.C. §§ 841(a)(1) and
(b)(1)(A)(i): Possession with Intent to
Distribute 1 Kilogram and More of
Heroin.INDICTMENT

The Grand Jury charges:

Count 1

On or about August 27, 2025, in Bernalillo County, in the District of New Mexico, the defendant, **JOSE MAGANA GARCIA**, unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, and the offense involved 400 grams and more of a mixture and substance containing a detectable amount of fentanyl (N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide).

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(A)(vi).

Count 2

On or about August 27, 2025, in Bernalillo County, in the District of New Mexico, the defendant, **JOSE MAGANA GARCIA**, unlawfully, knowingly and intentionally possessed with intent to distribute a controlled substance, and the offense involved 1 kilogram and more of a mixture and substance containing a detectable amount of heroin.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(A)(i).

FORFEITURE ALLEGATIONS

Upon conviction of any offense in violation of 21 U.S.C. § 841, the defendant, **JOSE MAGANA GARCIA**, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense(s) and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offense(s). The property to be forfeited includes, but is not limited to:

- a. Approximately \$6681 in U.S. currency.

A TRUE BILL:

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FOREPERSON OF THE GRAND JURY


Assistant United States Attorney