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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

November 2019 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

JIMMY HUI BANH (1),  
JOSE ANTONIO TORRESDAY (2),  
    aka "Pepe,"  
TINA SENKET (3),  
JIMMY LU (4),  
    aka "Nam Van Lu,"  
    aka "Nam Thao,"  
ARCADIO MAMURI CRUZ (5),  
    aka "Bangsta,"  
    aka "Archie,"  
MARK ANONAS ARCELAO (6),  
    aka "Lil Topsy,"

Defendants.

Case No. '21 CR1110H

I N D I C T M E N T

Title 18, U.S.C., Sec. 371 -  
Conspiracy; Title 18, U.S.C.,  
Sec. 1955 - Illegal Gambling  
Business; Title 21, U.S.C.,  
Sec. 856(a)(1) - Maintaining a  
Drug-Involved Premises; Title 18,  
U.S.C., Secs. 922(g)(1) and  
924(a)(2) - Felon in Possession of  
a Firearm; Title 18, U.S.C., Sec. 2  
- Aiding and Abetting; Title 18,  
U.S.C., Secs. 924(d) and  
981(a)(1)(C), Title 21, U.S.C.,  
Sec. 853, Title 18, U.S.C.,  
Secs. 981(a)(1)(C) and 1955(d), and  
Title 28, U.S.C., Sec. 2461(c) -  
Criminal Forfeiture

The grand jury charges:

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1 Count 1

2 CONSPIRACY

3 [18 U.S.C. § 371]

4 1. Beginning at a date unknown to the grand jury and continuing  
5 up to on or about the date of this Indictment, within the Southern  
6 District of California, and elsewhere, defendants JIMMY HUI BANH, JOSE  
7 ANTONIO TORRESDAY, aka "Pepe", TINA SENKET, JIMMY LU, aka "Nam Van Lu",  
8 aka "Nam Thao", (collectively hereinafter "Defendants"), and others  
9 known and unknown to the grand jury, did knowingly and intentionally  
10 conspire to commit offenses against the United States as set forth below:

11 a. Operating an Illegal Gambling Business, in violation of  
12 Title 18, United States Code, Section 1955, and,

13 b. Maintaining a Drug-Involved Premises, in violation of  
14 Title 21, United States Code, Sections 856(a)(1) and Title 18, United  
15 States Code, Section 2.

16 MANNER AND MEANS OF CONSPIRACY

17 2. In furtherance of this conspiracy and to effect the objects  
18 thereof, Defendants and other co-conspirators utilized the following  
19 manner and means, among others:

20 a. It was a part of the conspiracy that the Defendants and  
21 other co-conspirators engaged in the business of operating illegal  
22 gambling establishments in violation of California Penal Code,  
23 Sections 330a and 330.1.

24 b. It was a further part of the conspiracy that Defendants  
25 and other co-conspirators engaged in business of operating illegal  
26 gambling establishments and maintaining drug involved premises by  
27 equipping the illegal gambling establishments with electronic gambling  
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1 machines which were programmed with several games of chance such as  
2 poker, blackjack, keno, jacks or better, and slot games.

3 c. It was a further part of the conspiracy that Defendants  
4 and other co-conspirators engaged in the business of operating illegal  
5 gambling establishments and maintaining drug involved premises by  
6 operating the gambling establishments 24 hours a day, seven days a week,  
7 with some shutting down in the early morning hours and starting up again  
8 in the afternoons.

9 d. It was a further part of the conspiracy that Defendants  
10 and other co-conspirators engaged in the business of operating illegal  
11 gambling establishments and maintaining drug involved premises by  
12 outfitting the illegal gambling establishments with exterior and  
13 interior video surveillance cameras, which were often monitored remotely  
14 by the establishment owners and managers. Those locations equipped with  
15 surveillance equipment often contain monitors showing live feed of the  
16 video surveillance.

17 e. It was a further part of the conspiracy that Defendants  
18 and other co-conspirators engaged in the business of operating illegal  
19 gambling establishments and maintaining drug involved premises by  
20 conducting audits of the gambling machines, which often took in more  
21 than \$3000 per day. Such audits were often carried out several times in  
22 a twenty-four hour period when the bank roll reached a specified amount,  
23 such as \$2,000. This was done to reduce potential losses to the business  
24 from robbery and law enforcement seizures. The employees kept the  
25 patrons at a distance or directed them to step outside during the audits  
26 to reduce the risk of patrons robbing the business. The audits were  
27 conducted by trusted employees who used a key to unlock and open the  
28 gambling machines, retrieved the money from inside of the machines,

1 photographed the master audit screen of each machine showing the cash  
2 in, cash out (winnings), and net gain/profit per machine, and clearing  
3 the screen after each audit. Employees provided the master audit screen  
4 photographs with the owners/managers. The employees would also document  
5 the cash in, cash out, net gain, loans to customers, and other  
6 information in paper ledgers.

7 f. It was further part of the conspiracy that Defendants and  
8 other co-conspirators engaged in the business of operating illegal  
9 gambling establishments and maintaining drug involved premises by taking  
10 actions to conceal the identity of the true owners of the gambling  
11 establishments. In order to conceal their identities, the owners would  
12 frequently avoid physically entering their own establishments, but  
13 instead relied on trusted associates to open, operate and maintain the  
14 illegal gambling dens, and to rent property and obtain utilities for  
15 these establishments, to reduce the likelihood that the true owners  
16 would be identified by law enforcement.

17 g. It was further part of the conspiracy that Defendants and  
18 other co-conspirators engaged in the business of operating illegal  
19 gambling establishments and maintaining drug involved premises by  
20 employing individuals in specific roles to operate the illegal gambling  
21 establishments. The roles included:

22 h. A doorman who acted as an enforcer to handle disturbances  
23 within the illegal gambling establishment, screened patrons for entry  
24 into the illegal gambling establishment, monitored the video  
25 surveillance equipment, and reacted to law enforcement presence.

26 i. A "banker" who carried the "bank roll," meaning the money  
27 to provide change and winnings to customers. One or two bankers worked  
28 inside each establishment at any given time.

1 j. A money courier who brought additional cash to employees  
2 working inside the establishments, collected money from the regular  
3 audits, and transported profits to the owners. The money courier also  
4 acted as a manager who directed employees' actions and made decisions  
5 on behalf of the owners at these locations.

6 k. It was a further part of the conspiracy that Defendants  
7 and other co-conspirators communicated by electronic means, such as  
8 cellular telephones and messaging applications, and discussed the  
9 operation of illegal gambling establishments.

10 l. It was further part of the conspiracy that Defendants and  
11 other co-conspirators engaged in the business of operating illegal  
12 gambling establishments and maintaining drug involved premises by  
13 allowing patrons to possess and use controlled substances, typically  
14 methamphetamine, while gambling. The ability to consume controlled  
15 substances while gambling enticed the patrons to frequent the illegal  
16 gambling establishments.

17 m. It was further part of the conspiracy that Defendants and  
18 other co-conspirators engaged in the business of operating illegal  
19 gambling establishments and maintaining drug involved premises by  
20 allowing the distribution of controlled substances inside the illegal  
21 gambling establishments patrons were enticed to frequent the illegal  
22 gambling establishment.

23 n. It was further part of the conspiracy that from at least  
24 as early as November 2019 until June 2020, defendants JIMMY HUI BANH,  
25 and JIMMY LU, aka "Nam Van Lu", aka "Nam Thao", operated an illegal  
26 gambling establishment at 4082 Cherokee Avenue, San Diego, California,  
27 a two-bedroom single detached residence just east of Edison Elementary  
28

1 School, with approximately 8 electronic gambling machines ("Gaming  
2 Den #1").

3 o. It was further part of the conspiracy that from at least  
4 as early as April 2020 until June 25, 2020, defendants JIMMY HUI BANH,  
5 JOSE ANTONIO TORRESDAY, aka "Pepe", and TINA SENGKET, operated an illegal  
6 gambling establishment at 3024 Menlo Street, San Diego, California, a  
7 three-bedroom residence, with 17 electronic gambling machines ("Gaming  
8 Den #2").

9 OVERT ACTS

10 3. In furtherance of this conspiracy and to effect the objects  
11 thereof, the following overt acts, among others, were committed within  
12 the Southern District of California, and elsewhere:

13 a. On February 28, 2020, defendant JIMMY LU, aka "Nam Van  
14 Lu", aka "Nam Thao", provided change and gambling winnings to a  
15 cooperating individual at Gaming Den #1. In addition, defendant JIMMY  
16 LU, aka "Nam Van Lu", aka "Nam Thao", offered methamphetamine and pipe  
17 to a cooperating individual at Gaming Den #1.

18 b. On March 12, 2020, defendant JIMMY LU, aka "Nam Van Lu",  
19 aka "Nam Thao", provided change to a gambling patron at Gaming Den #1.

20 c. On April 24, 2020, a Gaming Den #1 employee and another  
21 individual sold a sawed-off shotgun to a cooperating individual at Gaming  
22 Den #1.

23 d. On May 28, 2020, defendant JIMMY BANH communicated by  
24 instant message with Lorrie Tirona stating "I moved to my new spot...bigger  
25 and better...3024 Menlo."

26 e. On June 6, 2020, defendant TINA SENGKET communicated with  
27 defendant JIMMY BAHN by text message stating, "There's more bankroll he  
28 just handed me whatever he got left..idk what u want to do?"

1 f. On June 16, 2020, defendant JIMMY BANH held the bankroll  
2 for purposes of providing change and gambling winnings to patrons at  
3 Gaming Den #2.

4 g. On June 16, 2020, defendant JIMMY BANH agreed to obtain  
5 approximately ¼ pound of methamphetamine for cooperating individual at  
6 Gaming Den #2.

7 h. On June 16, 2020, defendant JOSE ANTONIO TORRESDAY, aka  
8 "Pepe", paid gambling winnings to patrons at Gaming Den #2.

9 i. On June 16, 2020, defendant TINA SENKET provided change  
10 and paid gambling winnings to patrons at Gaming Den #2.

11 All in violation of Title 18, United States Code, Section 371 and Title  
12 18, United States Code, Section 2.

13 Count 2

14 ILLEGAL GAMBLING BUSINESS

15 [18 U.S.C. § 1955]

16 4. The allegations set forth in paragraphs 2 and 3 are realleged  
17 and incorporated by reference as if fully set forth herein.

18 5. Beginning on a date unknown to the grand jury and continuing  
19 up to on or about the date of this indictment, within the Southern  
20 District of California and elsewhere, defendants JIMMY HUI BANH, JOSE  
21 ANTONIO TORRESDAY, aka "Pepe", TINA SENKET, JIMMY LU, aka "Nam Van Lu",  
22 aka "Nam Thao", and others, knowingly and intentionally conducted,  
23 financed, managed, supervised, directed, and owned all and part of an  
24 illegal gambling business involving the operation of electronic gambling  
25 machines, which gambling business was a violation of the law of the  
26 State of California in which it was conducted (that is, in violation of  
27 California Penal Code, Sections 330a, and 330.1) and which involved at  
28 least five persons who conducted, financed, managed, supervised,

1 directed, and owned all and part of the illegal gambling business, and  
2 which remained in substantially continuous operation for a period in  
3 excess of thirty days and had a gross revenue of at least \$2,000 in any  
4 single day; in violation of Title 18, United States Code, Section 1955  
5 and Title 18, United States Code, Section 2.

6 Count 3

7 MAINTAINING A DRUG INVOLVED PREMISES

8 [21 U.S.C. § 856(a)(1)]

9 6. The allegations set forth in paragraphs 2 and 3 are realleged  
10 and incorporated by reference as if fully set forth herein.

11 7. Beginning on a date unknown to the grand jury, but at least  
12 as early as December 2019, and continuing up to on or about September 10,  
13 2020, within the Southern District of California, defendants JIMMY HUI  
14 BANH, JOSE ANTONIO TORRESDAY, aka "Pepe", JIMMY LU, aka "Nam Van Lu",  
15 aka "Nam Thao", and others known and unknown to the grand jury knowingly  
16 opened, leased, rented, used and maintained any place, permanently and  
17 temporarily, namely: 4082 Cherokee Avenue, San Diego, California; for  
18 the purpose of manufacturing, distributing, and using controlled  
19 substances; all in violation of Title 21, United States Code,  
20 Section 856(a)(1) and Title 18, United States Code, Section 2.

21 Count 4

22 MAINTAINING A DRUG INVOLVED PREMISES

23 [21 U.S.C. § 856(a)(1)]

24 8. The allegations set forth in paragraphs 2 and 3 are realleged  
25 and incorporated by reference as if fully set forth herein.

26 9. Beginning on a date unknown to the grand jury, but at least  
27 as early as December 2019, and continuing up to on or about October 15,  
28 2020, within the Southern District of California, defendants JIMMY HUI



1 BANH, JOSE ANTONIO TORRESDAY, aka "Pepe", TINA SENKET, and others known  
2 and unknown to the grand jury knowingly opened, leased, rented, used and  
3 maintained any place, permanently and temporarily, namely: 3024 Menlo  
4 Avenue, San Diego, California; for the purpose of manufacturing,  
5 distributing, and using controlled substances; all in violation of  
6 Title 21, United States Code, Section 856(a)(1) and Title 18, United  
7 States Code, Section 2.

8 Count 5

9 FELON IN POSSESSION OF A FIREARM

10 [18 U.S.C. §§ 922(g) & 924(a)(2)]

11 10. On or about April 24, 2020, within the Southern District of  
12 California, defendants ARCADIO MAMURI CRUZ, aka "Bangsta", aka "Archie",  
13 and MARK ANONAS ARCELAO, aka "Lil Topsy" each knowing his status as a  
14 convicted felon, that is, a person who had previously been convicted in  
15 a court of a crime punishable by imprisonment for a term exceeding one  
16 year, did knowingly possess a firearm that traveled in and affected  
17 interstate commerce, to wit: a Remington Model 870 Express Magnum, 12  
18 Gauge shotgun with obliterated serial number (later restored: B732275M);  
19 in violation of Title 18, United States Code, Sections 922(g)(1) and  
20 924(a)(2) and Title 18, United States Code, Section 2.

21 Count 6

22 FELON IN POSSESSION OF A FIREARM

23 [18 U.S.C. §§ 922(g) & 924(a)(2)]

24 11. On or about June 25, 2020, within the Southern District of  
25 California, defendant JIMMY HUY BANH, knowing his status as a convicted  
26 felon, that is, a person who had previously been convicted in a court  
27 of a crime punishable by imprisonment for a term exceeding one year, did  
28 knowingly possess a firearm that traveled in and affected interstate

1 commerce, to wit: .38 caliber S&W Airweight revolver; in violation of  
2 Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

3 FORFEITURE ALLEGATIONS

4 12. The allegations contained in Counts 1 through 6 are realleged  
5 and by their reference fully incorporated herein for the purpose of  
6 alleging forfeiture to the United States of America pursuant to Title 18,  
7 United States Code, Sections 981(a)(1)(C) and 1955(d), Title 28, United  
8 States Code, Section 2461(c), and Title 21, United States Code,  
9 Section 853.

10 Forfeiture Allegation as to Count 1

11 13. Upon conviction of the offense alleged in Count 1 of this  
12 Indictment, and pursuant to Title 18, United States Code,  
13 Sections 981(a)(1)(C) and 1955(d), and Title 28, United States Code,  
14 Section 2461(c), defendants JIMMY HUI BANH, JOSE ANTONIO TORRESDAY, aka  
15 "Pepe", TINA SENKET, JIMMY LU, aka "Nam Van Lu", aka "Nam Thao", shall  
16 forfeit to the United States all their rights, title and interest in any  
17 and all property, real or personal, which constitutes or is derived from  
18 proceeds, traceable to the offense, and any property, including, but not  
19 limited to, currency used in violation of the offense.

20 Forfeiture Allegation as to Count 2

21 14. Upon conviction of the offense alleged in Count 2 of this  
22 Indictment, and pursuant to Title 18, United States Code,  
23 Sections 981(a)(1)(C) and 1955(d), and Title 28, United States Code,  
24 Section 2461(c), defendants JIMMY HUI BANH, JOSE ANTONIO TORRESDAY, aka  
25 "Pepe", TINA SENKET, JIMMY LU, aka "Nam Van Lu", aka "Nam Thao", shall  
26 forfeit to the United States all their rights, title and interest in any  
27 and all property, real or personal, which constitutes or is derived from  
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1 proceeds, traceable to the offense, and any property, including, but not  
2 limited to, currency used in violation of the offense.

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4 Forfeiture Allegation as to Counts 3 and 4

5 15. Upon conviction of any of the felony offenses alleged in  
6 Counts 3 and 4 of this Indictment, said violations being punishable by  
7 imprisonment for more than one year and pursuant to Title 21, United  
8 States Code, Section 853(a)(1) and 853(a)(2), defendants JIMMY HUI BANH,  
9 JOSE ANTONIO TORRESDAY, aka "Pepe", JIMMY LU, aka "Nam Van Lu", aka "Nam  
10 Thao", and TINA SENKET shall forfeit to the United States all rights,  
11 title and interest in any and all property constituting, or derived  
12 from, any proceeds the defendants obtained, directly or indirectly, as  
13 the result of the offenses, and any and all property used or intended  
14 to be used in any manner or part to commit and to facilitate the  
15 commission of the violations alleged in Counts 3 and 4 of this  
16 Indictment.

17 Specific Property

18 16. Based on the above forfeiture allegations for Counts 1  
19 through 4, the property to be forfeited includes, but is not limited to:  
20 ten table top electronic gambling machines seized from 3024 Menlo Ave,  
21 San Diego, CA; six full size electronic gambling machines seized from  
22 3024 Menlo Ave, San Diego, CA; and one 3/4 electronic gambling machine  
23 seized from 3024 Menlo Ave, San Diego, CA.

24 Forfeiture Allegation as to Count 5

25 17. Upon conviction of the offense alleged in Count 5 of this  
26 Indictment, defendants ARCADIO MAMURI CRUZ, aka "Bangsta", aka "Archie",  
27 and MARK ARCELAO, aka "Lil Topsy", shall forfeit to the United States,  
28 pursuant to Title 18, United States Code, Section 924(d), and Title 28,

1 United States Code, Section 2461(c), all firearms and ammunition  
2 involved in the commission of the offense, including but not limited to,  
3 a Remington Model 870 Express Magnum, 12 Gauge shotgun with obliterated  
4 serial number (later restored: B732275M).

5 Forfeiture Allegation as to Count 6

6 18. Upon conviction of the offense alleged in Count 6 of this  
7 Indictment, defendant JIMMY HUYNH BANH, shall forfeit to the United States,  
8 pursuant to Title 18, United States Code, Section 924(d), and Title 28,  
9 United States Code, Section 2461(c), all firearms and ammunition  
10 involved in the commission of the offense, including but not limited to,  
11 a .38 caliber S&W Airweight revolver.

12 19. If any of the above-described forfeitable property, as a  
13 result of any act or omission of the defendants:

- 14 a. cannot be located upon the exercise of due diligence;
- 15 b. has been transferred or sold to, or deposited with, a  
16 third party;
- 17 c. has been placed beyond the jurisdiction of the court;
- 18 d. has been substantially diminished in value; or
- 19 e. has been commingled with other property which cannot be  
20 divided without difficulty;

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3 it is the intent of the United States, pursuant to Title 21, United  
4 States Code, Section 853(p) and Title 28, United States Code,  
5 Section 2461(c), to seek forfeiture of any other property of the  
6 defendants up to the value of the forfeitable property described above  
7 as being subject to forfeiture.

8 All pursuant to Title 21, United States Code, Section 853, Title 18,  
9 United States Code, Sections 981(a)(1)(C), 1955(d), and 924(d), and  
10 Title 28, United States Code, Section 2461(c).

11 DATED: April 9, 2021.

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16 RANDY S. GROSSMAN  
Acting United States Attorney

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18 By:

A. DALE BLANKENSHIP  
Assistant U.S. Attorney

19

20 By:

MATTHEW BREHM  
Assistant U.S. Attorney

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