



(UNDER SEAL)

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

April 2021 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOHNNY MARTINEZ,
aka "Crow,"
aka "Gumdrop,"
ROBERT AGUIRRE,
aka "Rob,"
DENNIS ORTIZ,
aka "Woody,"
aka "Socrates,"
OMAR MEJIA,
aka "Cruz,"
aka "Rascal,"
MIGUEL JOSE ALVARADO,
aka "Grumpy,"
LUIS HERIBERTO VASQUEZ,
aka "Moss,"
aka "Little Shooter,"
aka "Shooter,"
MICHAEL COOPER,
aka "Shaggy,"
GREGORY MUNOZ,
aka "Louie,"
aka "Louis,"
aka "Snoopy,"
aka "Snoop,"

No. 8:22-cr-00034(A)-CJC

F I R S T
S U P E R S E D I N G
I N D I C T M E N T

[18 U.S.C. § 1962(d): Racketeer Influenced and Corrupt Organizations Conspiracy; 18 U.S.C. §§ 1959(a)(1), (3), (5), (6): Violent Crimes in Aid of Racketeering Activity; 21 U.S.C. § 846: Conspiracy to Distribute and Possess with Intent to Distribute Methamphetamine and Heroin; 21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii), (b)(1)(B)(i), (b)(1)(B)(viii), (b)(1)(C): Distribution of and Possession with Intent to Distribute Methamphetamine and Heroin; 18 U.S.C. §§ 924(c)(1)(A)(i), (ii), (iii), (j)(1): Using and Carrying a Firearm During and in Relation to, and Possession of a Firearm in Furtherance of, a Crime of Violence, and Brandish and Discharge of a Firearm, Resulting in Death; 18 U.S.C. § 922(g)(1): Felon in Possession of Firearms

1 ABRAHAM GUARJARDO,
2 aka "Abe,"
3 aka "Grumpy,"
4 ROBERT MARTINEZ,
5 aka "Lil Rob,"
6 aka "Blacky,"
7 BRENDA VANESSA CAMPOS MARTINEZ,
8 aka "Miss V,"
9 aka "Vanessa,"
10 DANIELLE CANALES,
11 YSRAEL JACOB CORDOVA,
12 aka "Trips,"
13 aka "Trippy,"
14 RICARDO VALENZUELA,
15 aka "Solo,"
16 KEVIN TREJO,
17 aka "Minor,"
18 JAMES MENDEZ,
19 aka "Lil Buck,"
20 aka "Buck,"
21 MIKE ESCOBAR,
22 aka "Risky,"
23 FRANK MOSQUEDA,
24 aka "Demon,"
25 aka "Pride,"
26 MHER DARBINYAN,
27 aka "Hollywood Mike",
28 ROBERT AMEZCUA,
 aka "Flaco,"
 JONATHAN MARTINEZ,
 aka "Fabian,"
 aka "Peanut,"
 ALEX GONZALEZ,
 aka "Hitman,"
 aka "Hector,"
 ROBERTO ZAYAS,
 aka "Midnight,"
 SAUL HERERRA,
 aka "Sinner,"
 MARK COOPER,
 aka "Reckless,"
 ORLANDO ARBALLO,
 aka "KO,"
 MEGAN MORENO,

and Ammunition; 18 U.S.C.
§ 1963, 21 U.S.C. § 853, 18 U.S.C.
§ 924(d), 28 U.S.C. § 2461(c):
Criminal Forfeiture]

1 ANDRES ALBA,
2 aka "Doctor,"
3 aka "Dre,"
4 NATIVIDAD GALVAN,
5 aka "Naty,"
6 LORENZO GALVAN,
7 aka "Lalo," and
8 LORRAINE ROBLES,
9
10 Defendants.

11 The Grand Jury charges:

12 COUNT ONE

13 [18 U.S.C. § 1962(d)]

14 [DEFENDANTS MARTINEZ, AGUIRRE, ORTIZ, MEJIA, ALVARADO,
15 VASQUEZ, COOPER, GUARJARDO, R. MARTINEZ, CAMPOS, and CANALES]

16 A. GENERAL ALLEGATIONS

17 At times relevant to this First Superseding Indictment:

18 1. The Orange County Mexican Mafia, also known as "La Eme"
19 ("OC Mexican Mafia"), was a "gang of gangs" comprised mostly of
20 senior members of California Hispanic street gangs who came together
21 to control and profit from the activities of Hispanic gangs operating
22 in Southern California. La Eme was established in the 1950s by
23 Hispanic youth inmates at the Deuel Vocational Facility, but over
24 time had morphed into an international criminal organization.
25 Members and associates of the OC Mexican Mafia engaged in, among
26 other things, narcotics trafficking, witness intimidation and
27 retaliation, acts involving murder, and aggravated assault. The OC
28

1 Mexican Mafia operated in the Central District of California and
2 elsewhere. Members of the OC Mexican Mafia were referred to as
3 "Carnales" or "brothers." To become a brother, a gang member must
4 have a distinguished reputation for "putting in work" on behalf of
5 the OC Mexican Mafia, meaning the gang member had murdered or
6 assaulted enemies and rivals of the OC Mexican Mafia. Prospective
7 members were expected to provide financial assistance to OC Mexican
8 Mafia members, and to follow the OC Mexican Mafia's rules governing
9 the streets and correctional institutions.

10 2. Members of Hispanic street gangs in Southern California
11 were referred to as "Sureños" or "Southsiders." Sureños were
12 associates of the OC Mexican Mafia and fell under the control of the
13 OC Mexican Mafia's members. Members of the OC Mexican Mafia
14 considered Mexican nationals, often referred to as "Paisas," and
15 Hispanic-American citizens who were not members of a recognized gang,
16 generally referred to as "Residents," fell under the OC Mexican
17 Mafia's control while in custody. Paisas and Residents who were
18 trusted by OC Mexican Mafia members could participate in and be given
19 positions in the OC Mexican Mafia's affairs. Sureños, whether in
20 custody or on the streets, operated as soldiers and workers for the
21 OC Mexican Mafia. Being loyal to the OC Mexican Mafia was an
22 integral part of being a Southern California Hispanic street gang
23 member. It was understood that when individuals joined Southern
24 California gangs, they were joining an entity loyal to the OC Mexican
25 Mafia. Members of such gangs were expected to, and were proud to,

1 carry out the orders of the OC Mexican Mafia member in control of
2 their neighborhood and custody facility, because "doing work" for the
3 OC Mexican Mafia increased their status and reputation. Some gangs
4 included in their name the number "13," denoting the letter "M," or
5 "eme" in Spanish, in order to demonstrate their loyalty and
6 allegiance to the OC Mexican Mafia.

7 3. The Mexican Mafia also aligned with Armenian Power, also
8 known as "AP," a Los Angeles street gang whose membership consisted
9 primarily of individuals of Armenian descent, as well as of other
10 countries within the former Soviet bloc. The relationship between
11 the Mexican Mafia and Armenian Power was symbiotic: The Mexican
12 Mafia, which has large numbers of incarcerated members and
13 associates, provided protection and status to Armenian Power members
14 and associates within prison. In exchange, Armenian Power members and
15 associates assisted Mexican Mafia members and associates with
16 criminal activities within and outside of prison. As a result,
17 Armenian Power was considered akin to Southern Hispanic street gangs
18 loyal to the Mexican Mafia, and AP members were treated like Sureños.

19 4. Members and associates of street gangs controlled by and
20 affiliated with the OC Mexican Mafia were required to pay monthly
21 "taxes," called "respects," to members of the OC Mexican Mafia, the
22 payment of which allowed such street gangs to maintain control and
23 exert influence over their territories, enabling them to distribute
24 illicit drugs and engage in other criminal activity. These "taxes"
25 also ensured the protection of the gang's members once they entered

1 prisons and jails. The "taxing" and control applied to activities
2 both in and out of jails and prisons.

3 5. Members of the OC Mexican Mafia divided control of specific
4 areas within Southern California and the Hispanic gangs in those
5 areas. The OC Mexican Mafia brother who had the rights to a specific
6 area controlled the sale of drugs and collection of taxes within the
7 area, was entitled to a share of criminal proceeds from criminal
8 activities committed in the area, and oversaw the maintenance of
9 discipline over the various street gangs and members from that area.

10 6. Control over a specific area also included control over the
11 prisons and jails within the area. Yards and other units within a
12 jail and prison were considered by the OC Mexican Mafia to be
13 territory just as much as a neighborhood on the street. By
14 exercising control over inmates in the prison and jail systems in
15 Orange County, primarily through violence and threats of violence,
16 the OC Mexican Mafia was able to control the criminal activities both
17 inside and outside of custodial facilities. In general, one member
18 of the OC Mexican Mafia had control of and rights to a specific
19 facility. That member, whether incarcerated in that facility or not,
20 controlled the smuggling of drugs into the facility, the collection
21 of taxes from the sale of those drugs, extortion within that
22 facility, and the maintenance of discipline within the facility. At
23 any time, one OC Mexican Mafia member might control the entire Orange
24 County prison system; or alternatively, control of various facilities

1 within the prison system might be divided among different members of
2 the OC Mexican Mafia.

3 7. OC Mexican Mafia members carried out their criminal
4 activities with the help of associates, often gang members living and
5 working in an OC Mexican Mafia member's area of control. Some of
6 these trusted associates acted as "shot-callers" or "mouth-pieces,"
7 that is, high-level associates who had been given the authority to
8 conduct enterprise affairs, such as collecting extortionate taxes and
9 drug-trafficking proceeds and enforcing discipline in their
10 particular areas of control. Each shot-caller worked directly under
11 the authority of the OC Mexican Mafia member who appointed him. The
12 shot-caller coordinated the activities of the associates and was
13 responsible for ensuring that the OC Mexican Mafia member's orders,
14 whether in a neighborhood or jail or prison facility, were carried
15 out. Shot-callers were located both inside and outside of jail and
16 prison facilities. Shot-callers were oftentimes referred to as
17 "Camaradas," the Spanish word for "comrades," by OC Mexican Mafia
18 members. Shot-callers often referred to OC Mexican Mafia members as
19 "Tio," the Spanish word for "uncle," or other terms of deference.

20 8. The OC Mexican Mafia member in control of a specific
21 custodial facility put together a team of trusted associates to
22 manage and facilitate the criminal activities within the facility.
23 The OC Mexican Mafia's leadership within the prison or jail was known
24 as a "Mesa." The Mesa was comprised of trusted associates chosen by
25

1 the OC Mexican Mafia member in charge of the facility. The Mesa
2 could include the shot-caller for that facility. If the shot-caller
3 was not on the Mesa, the Mesa would report directly to the shot-
4 caller acting on behalf of the OC Mexican Mafia brother.

5 9. OC Mexican Mafia members required inmates to pay respects
6 on narcotics and other contraband, including cellphones smuggled into
7 the correctional institution and sold within the facility. The money
8 was generally collected by the "Mesa" or "shot-caller" and made to a
9 secretary or facilitator outside of the facility, using Green Dot and
10 other forms of electronic payment, who would then forward the money
11 to the OC Mexican Mafia brother who controlled that facility.

12 Another common method that OC Mexican Mafia members employed to make
13 money was taxing Hispanic gang members and associates who violated
14 enterprise rules, as well as those who wanted to engage in profitable
15 criminal activities in areas controlled by the OC Mexican Mafia. If
16 the gang member or associate did not pay the demanded sum, or had
17 violated OC Mexican Mafia rules, an OC Mexican Mafia leader commonly
18 would order that the person be assaulted until that individual
19 complied. Alternatively, if the non-compliant individual refused to
20 pay, or if the enterprise was not able to punish the individual, the
21 OC Mexican Mafia could extort or punish family members, close
22 associates, members of that person's gang, or others related to the
23 person. If a person or gang did not meet the OC Mexican Mafia's
24 payment demands, they were subjected to violence until they complied.

1 result. Only members of the OC Mexican Mafia were able to put a
2 person, group, or entire gang on the green light list. Those who
3 were put on a green light list could be removed by the payment of a
4 significant fine or an agreement to put in work for the enterprise,
5 such as committing a violent act. Failure to pay monthly respects
6 could result in a whole gang receiving a greenlight, meaning that all
7 members of the gang were subjected to assaults by OC Mexican Mafia
8 members and associates, until the respects were paid.

9 12. Communicating with Orange County street gangs and other OC
10 Mexican Mafia members and associates, both inside and outside of jail
11 and prison facilities, was necessary to facilitate the criminal
12 enterprise. Messages, including instructions and orders, were sent
13 in a variety of ways to avoid law enforcement detection. OC Mexican
14 Mafia members used contraband cellphones, prison system e-mails,
15 letters, "kites" (notes smuggled by prisoners), "verbals" (a verbal
16 message, typically of a sensitive nature, passed from one inmate to
17 another), and messages conveyed to jail and prison visitors in order
18 to communicate directions and instructions to, and to discuss OC
19 Mexican Mafia business with, persons in other facilities and on the
20 streets. OC Mexican Mafia members and associates often used coded
21 language to conceal the true nature of their discussions with and
22 instructions to criminal associates. OC Mexican Mafia members and
23 associates relied on associates, often female, known as
24 "secretaries," to communicate with incarcerated OC Mexican Mafia
25 members and associates, and relay their instructions to others.

1 Secretaries were treated as respected criminal figures by members of
2 street gangs controlled by and affiliated with the OC Mexican Mafia.

3 13. Members of the OC Mexican Mafia and their designated
4 subordinates, including secretaries and shot-callers, disseminated
5 instructions to OC Mexican Mafia associates relating to the
6 distribution of controlled substances, the collection of proceeds
7 from the sale of controlled substances and extortions, the taxing of
8 drug dealers, and the commission of acts of violence against persons
9 who violated the OC Mexican Mafia's rules.

10 14. From in or around 2016, and continuing to at least in or
11 around April 2022, defendants JOHNNY MARTINEZ, also known as ("aka")
12 "Crow," aka "Gumdrop" ("MARTINEZ"), ROBERT AGUIRRE, aka "Rob"
13 ("AGUIRRE"), and DENNIS ORTIZ, aka "Woody," aka "Socrates" ("ORTIZ"),
14 were the OC Mexican Mafia brothers in charge of criminal activities
15 in Orange County and within Orange County jail and prison facilities.
16 Defendants OMAR MEJIA, aka "Cruz," aka "Rascal" ("MEJIA"), MIGUEL
17 JOSE ALVARADO, aka "Grumpy" ("ALVARADO"), LUIS HERIBERTO VASQUEZ, aka
18 "Moss," aka "Little Shooter," aka "Shooter" ("VASQUEZ"), MICHAEL
19 COOPER, aka "Shaggy" ("COOPER"), and ABRAHAM GUARJARDO, aka "Abe,"
20 aka "Grumpy" ("GUARJARDO"), held the positions of shot-callers or
21 mouthpieces for defendants MARTINEZ, AGUIRRE, and ORTIZ. Defendant
22 ROBERT MARTINEZ, aka "Lil Rob," aka "Blacky" ("R. MARTINEZ"), held a
23 position on the Orange County Jail Mesa representing defendant
24 MARTINEZ. Defendant BRENDA VANESSA CAMPOS MARTINEZ, aka "Miss V,"
25 aka "Vanessa" ("CAMPOS"), served as a secretary for defendant

1 MARTINEZ; defendant DANIELLE CANALES ("CANALES") served in a similar
2 capacity for defendants MARTINEZ and COOPER.

3 B. THE RACKETEERING ENTERPRISE

4 15. The OC Mexican Mafia, including its leadership, membership,
5 and associates, constituted an enterprise as defined in Title 18,
6 United States Code, Section 1961(4), that is, a group of individuals
7 associated in fact that engaged in, and the activities of which
8 affected, interstate and foreign commerce ("OC Mexican Mafia
9 Enterprise" or "the Enterprise"). The Enterprise constituted an
10 ongoing organization whose members functioned as a continuing unit
11 for a common purpose of achieving the objectives of the Enterprise.
12 The Enterprise operated in the Central District of California and
13 elsewhere.

14 C. PURPOSES OF THE ENTERPRISE

15 16. The purposes of the OC Mexican Mafia included, but were not
16 limited to, the following:

17 a. Preserving and protecting the power, control,
18 authority, territory, reputation, and profits of the Enterprise in
19 and around Orange County, and within Orange County correctional
20 facilities, through the use of intimidation, threats of violence, and
21 violence, including assaults and murder;

22 b. Enriching the leaders, members, and associates of the
23 Enterprise through, among other things, the control of and
24 participation in the distribution of controlled substances in and
25 around Orange County, and within Orange County correctional

1 facilities, and the extortion of others engaged in the distribution
2 of controlled substances and other crimes in Orange County and within
3 Orange County correctional facilities;

4 c. Promoting and enhancing the Enterprise and the
5 activities of its leaders, members, and associates, by, among other
6 things, engaging in murder, extortion, drug trafficking, and other
7 criminal activities;

8 d. Engaging in extortion and drug trafficking as a means
9 to generate income for the Enterprise;

10 e. Punishing Enterprise members and associates who did
11 not comply with the rules and orders of the Enterprise, including
12 those who cooperated with law enforcement;

13 f. Keeping victims, potential victims, and community
14 members in fear of the Enterprise through violence and threats of
15 violence;

16 g. Hindering, obstructing, and preventing law enforcement
17 officers from identifying participants in the Enterprise's criminal
18 activities, from apprehending the perpetrators of those crimes, and
19 from prosecuting and punishing the offenders.

20 D. MEANS AND METHODS OF THE ENTERPRISE

21 17. The means and methods by which members and associates of
22 the OC Mexican Mafia conducted and participated in the conduct of the
23 affairs of the Enterprise included, but were not limited to, the
24 following:

1 Enterprise communicated directions, instructions, and orders to, and
2 discussed OC Mexican Mafia business with, persons in other facilities
3 or on the streets via contraband cellphones, prison system e-mails,
4 letters, "kites," "verbals," and messages conveyed to jail and prison
5 visitors.

6 e. Members and associates of the Enterprise hid,
7 misrepresented, concealed, and caused to be hidden, misrepresented,
8 and concealed, the acts done in furtherance of the conspiracy, and
9 used coded language and other surreptitious means of communication to
10 avoid detection and apprehension by law enforcement.

11 f. To perpetuate the Enterprise and to maintain and
12 extend their power, members and associates of the Enterprise
13 committed, attempted to commit, conspired to commit, and threatened
14 to commit acts involving murder, kidnapping, robbery, intimidation,
15 and assault against individuals who posed a threat to the Enterprise
16 or jeopardized its operations, including rival gang members,
17 Enterprise members and associates who violated the OC Mexican Mafia's
18 rules or otherwise showed disrespect to the Enterprise, and witnesses
19 to illegal activities of the Enterprise.

20 g. To promote a climate of fear and discourage
21 cooperation with law enforcement, members and associates of the
22 Enterprise committed, attempted to commit, conspired to commit, and
23 threatened to commit acts of violence against rival gang members,
24 Hispanic gang members, Paisas, and potential witnesses to the
25 Enterprise's criminal conduct.

1 E. THE RACKETEERING CONSPIRACY

2 18. Beginning in or around 2016, and continuing to at least on
3 or about April 20, 2022, in the Central District of California, and
4 elsewhere, defendants MARTINEZ, AGUIRRE, ORTIZ, MEJIA, ALVARADO,
5 VASQUEZ, COOPER, GUARJARDO, R. MARTINEZ, CAMPOS, and CANALES
6 (collectively "the Defendants"), and others known and unknown to the
7 Grand Jury, being persons employed by, and associated with, the OC
8 Mexican Mafia, an enterprise engaged in, and the activities of which
9 affected, interstate and foreign commerce, knowingly and
10 intentionally conspired to violate Title 18, United States Code,
11 Section 1962(c), that is, to conduct and participate, directly and
12 indirectly, in the conduct of the affairs of the Enterprise through a
13 pattern of racketeering activity, as defined in Title 18, United
14 States Code, Sections 1961(1) and (5), which consisted of:

15 a. Multiple acts involving murder, in violation of
16 California Penal Code Sections 21a, 31, 182, 187, 189, and 664;

17 b. Multiple acts involving extortion, in violation of
18 California Penal Code Sections 21a, 31, 182, 518, 519, 524, and 664;

19 c. Multiple acts involving robbery, in violation of
20 California Penal Code Sections 21a, 31, 182, 211, and 664;

21 d. Multiple offenses involving trafficking in controlled
22 substances, in violation of Title 21, United States Code, Sections
23 841(a)(1) and 846; and

1 e. Multiple acts indictable under Title 18, United States
2 Code, Section 1951 (relating to interfering with commerce by robbery
3 and extortion).

4 It was further part of the conspiracy that each defendant agreed
5 that a conspirator would commit at least two acts of racketeering
6 activity in the conduct of the affairs of the enterprise.

7 F. OVERT ACTS

8 19. In furtherance of the conspiracy, and to achieve the object
9 thereof, the Defendants, and others known and unknown to the Grand
10 Jury, committed and caused to be committed various acts within the
11 Central District of California, and elsewhere, including, but not
12 limited to, the following:

13 Overt Act No. 1: On an unknown date between in or around
14 August 2016 and in or around January 2017, OC Mexican Mafia
15 Enterprise associate Gregory Munoz, aka "Louie," aka "Louis," aka
16 "Snoopy," aka "Snoop" ("Munoz"), on behalf of defendant MARTINEZ,
17 directed two OC Mexican Mafia Enterprise associates known to the
18 Grand Jury to deliver extortionate "taxes" collected from three
19 individuals, totaling approximately \$1500, to an unidentified female
20 in Compton, California.

21 Overt Act No. 2: On or about January 19, 2017, immediately
22 before and after the murder of R.R., defendant MARTINEZ and OC
23 Mexican Mafia Enterprise associate Munoz spoke on the phone.

24 Overt Act No. 3: On or about January 19, 2017, OC Mexican
25 Mafia Enterprise associate Munoz, on behalf of defendant MARTINEZ,

1 ordered OC Mexican Mafia Enterprise associates Ysrael Jacob Cordova,
2 aka "Trips," aka "Trippy" ("Cordova"), Ricardo Valenzuela, aka "Solo"
3 ("Valenzuela"), and an OC Mexican Mafia associate known to the Grand
4 Jury to rob R.R.

5 Overt Act No. 4: On or about January 19, 2017, OC Mexican
6 Mafia Enterprise associate Munoz directed an OC Mexican Mafia
7 associate known to the Grand Jury to deliver extortionate "taxes" in
8 the amount of \$3,000 to an unidentified female in exchange for a bag
9 of firearms.

10 Overt Act No. 5: On or about January 19, 2017, at the
11 direction of OC Mexican Mafia Enterprise associate Munoz, an OC
12 Mexican Mafia associate known to the Grand Jury drove OC Mexican
13 Mafia Enterprise associates Cordova and Valenzuela and another OC
14 Mexican Mafia associate known to the Grand Jury to R.R.'s
15 neighborhood to rob R.R. at gunpoint.

16 Overt Act No. 6: On or about January 19, 2017, OC Mexican
17 Mafia Enterprise associates Cordova and Valenzuela and an OC Mexican
18 Mafia associate known to the Grand Jury, armed with firearms, shot
19 and killed R.R.

20 Overt Act No. 7: On or about January 19, 2017, an OC Mexican
21 Mafia associate known to the Grand Jury drove OC Mexican Mafia
22 Enterprise associates Cordova and Valenzuela and another OC Mexican
23 Mafia associate known to the Grand Jury away from the R.R. murder
24 scene.

1 believed to be a buyer and distributor of narcotics. In exchange for
2 the payment, CI-1 received protection from defendant MARTINEZ and was
3 allowed to continue selling drugs in the area controlled by defendant
4 MARTINEZ.

5 Overt Act No. 18: On or about April 24, 2017, defendant
6 GUARJARDO instructed CI-1 to provide \$700 in "respects" to defendants
7 MARTINEZ and AGUIRRE through defendant CAMPOS for the two ounces of
8 heroin CI-1 purchased on April 21, 2017; defendant GUARJARDO
9 confirmed that defendant MARTINEZ set the amount.

10 Overt Act No. 19: Between on or about April 24, 2017 and on or
11 about May 25, 2017, defendants MARTINEZ and GUARJARDO, and others
12 known to the Grand Jury, discussed and agreed to sell approximately
13 four ounces of heroin and two ounces of methamphetamine.

14 Overt Act No. 20: On or about April, 24, 2017, defendant
15 GUARJARDO provided CI-1 with the contact information for OC Mexican
16 Mafia Enterprise associate Natividad Galvan, aka "Naty" ("N.
17 Galvan"), and advised that defendant MARTINEZ confirmed N. Galvan
18 would sell CI-1 "ounces" for \$600.

19 Overt Act No. 21: On or about April 25, 2017, OC Mexican Mafia
20 Enterprise associate Robles sold approximately 50.06 grams of a
21 mixture and substance containing a detectable amount of heroin for
22 \$1,300 to CI-1.

23 Overt Act No. 22: Between on or about April 27, 2017 and on or
24 about April 28, 2017, defendants MARTINEZ, GUARJARDO, and CAMPOS
25 extorted \$400 from CI-1 as "respects" or a tax imposed on CI-1 for

1 money received from the sale of the drugs CI-1 purchased from
2 associates of defendant MARTINEZ.

3 Overt Act No. 23: On or about May 3, 2017, OC Mexican Mafia
4 Enterprise associate N. Galvan sold approximately 54.5 grams of
5 methamphetamine for \$500 to CI-1, whom N. Galvan believed to be a
6 buyer and distributor of narcotics.

7 Overt Act No. 24: On or about May 13, 2017, in a recorded
8 telephone call, defendant MARTINEZ and CI-1 discussed the price and
9 quality of narcotics CI-1 received from OC Mexican Mafia Enterprise
10 associate N. Galvan.

11 Overt Act No. 25: On or about May 19, 2017, OC Mexican Mafia
12 Enterprise associate N. Galvan sold approximately 21 grams of a
13 mixture and substance containing a detectable amount of heroin and
14 28.14 grams of methamphetamine for \$950 to CI-1.

15 Overt Act No. 26: On or about May 25, 2017, OC Mexican Mafia
16 Enterprise associate N. Galvan sold approximately 24.6 grams of a
17 mixture and substance containing a detectable amount of heroin and
18 27.44 grams of methamphetamine for \$900 to CI-1.

19 Overt Act No. 27: On or about May 31, 2017, in a series of
20 text messages and phone calls, defendant GUARJARDO advised CI-1 that
21 defendant MARTINEZ wanted CI-1 to obtain CI-1's narcotics from OC
22 Mexican Mafia Enterprise associate Lorenzo Galvan, aka "Lalo" ("L.
23 Galvan"), and that the price for methamphetamine would be \$200 per
24 ounce.

1 who was actually a confidential informant working with law
2 enforcement ("CI-2").

3 Overt Act No. 33: Between on or about July 18, 2017 and on or
4 about July 26, 2017, defendants MARTINEZ and CANALES, and others
5 known to the Grand Jury, discussed and agreed to sell approximately
6 34 grams of heroin for \$1,000.

7 Overt Act No. 34: On or about July 18, 2017, defendants
8 MARTINEZ and CANALES discussed and agreed to collect an extortion
9 payment in the amount of \$200 a month in exchange for selling heroin
10 from CI-2. In exchange for the payment, CI-2 received protection
11 from defendant MARTINEZ and was allowed to continue selling drugs in
12 the area controlled by defendant MARTINEZ.

13 Overt Act No. 35: On or about July 25, 2017, defendant CANALES
14 advised CI-2 that CI-2 worked under defendant MARTINEZ and was not
15 required to make extortionate payments to other members of the OC
16 Mexican Mafia Enterprise.

17 Overt Act No. 36: Between on or about July 25, 2017 and on or
18 about July 26, 2017, defendant CANALES sold approximately 34.6 grams
19 of a mixture and substance containing a detectable amount of heroin
20 for \$1,000 to CI-2.

21 Overt Act No. 37: Between on or about July 25, 2017 through on
22 or about July 26, 2017, defendants MARTINEZ and CANALES collected an
23 extortion payment in the amount of \$200 from CI-2.

24 Overt Act No. 38: In or around August 2017, defendant CANALES,
25 acting on behalf of an individual known to the Grand Jury,

1 transferred narcotics to a member of the OC Mexican Mafia Enterprise
2 to be given to defendants MARTINEZ and MEJIA.

3 Overt Act No. 39: On or about August 5, 2017, defendants
4 MARTINEZ, MEJIA, and R. MARTINEZ, along with others known to the
5 Grand Jury, conspired to kill OC Mexican Mafia Enterprise associate
6 Munoz.

7 Overt Act No. 40: On or about August 5, 2017, defendant
8 R. MARTINEZ and OC Mexican Mafia Enterprise associate Frank Mosqueda,
9 aka "Demon," aka "Pride" ("Mosqueda"), armed with at least one
10 firearm, attacked OC Mexican Mafia Enterprise associate Munoz while
11 on the street, with the intent to kill him.

12 Overt Act No. 41: On or about August 5, 2017, OC Mexican Mafia
13 Enterprise associate Mosqueda shot OC Mexican Mafia Enterprise
14 associate Munoz multiple times in the back, causing significant
15 injury to Munoz. The attempted murder occurred as a result of
16 defendant MARTINEZ's order to remove Munoz as a shot-caller with the
17 OC Mexican Mafia Enterprise.

18 Overt Act No. 42: On or about August 17, 2017, OC Mexican
19 Mafia Enterprise associate L. Galvan sold approximately 25.4 grams of
20 a mixture and substance containing a detectable amount of heroin for
21 \$700 to CI-1.

22 Overt Act No. 43: On or about August 20, 2017, defendants
23 MARTINEZ and MEJIA discussed and planned to murder R.V. for stealing
24 money and drugs that belonged to defendant MARTINEZ.

1 Hispanic street gang under the control of the OC Mexican Mafia
2 Enterprise.

3 Overt Act No. 57: On or about September 25, 2017, defendant
4 MARTINEZ and an OC Mexican Mafia Enterprise associate from West
5 Myrtle, a Hispanic street gang located in Santa Ana, CA, discussed
6 and arranged to collect extortion payments from a marijuana
7 dispensary in exchange for protection from the OC Mexican Mafia
8 Enterprise.

9 Overt Act No. 58: On or about September 25, 2017, defendants
10 MARTINEZ and ORTIZ, and OC Mexican Mafia Enterprise associates from
11 the West Myrtle gang, discussed and planned the collection of
12 extortion payments from a marijuana dispensary in Paramount, CA, in
13 exchange for protection from the OC Mexican Mafia Enterprise.

14 Overt Act No. 59: On or about September 27, 2017, defendants
15 COOPER and CANALES conspired to assault a person unknown to the Grand
16 Jury.

17 Overt Act No. 60: On or about September 28, 2017, defendants
18 MARTINEZ and ORTIZ, and another OC Mexican Mafia Enterprise member
19 known to the Grand Jury, discussed and agreed to extort Hispanic
20 street gangs in Santa Ana, CA.

21 Overt Act No. 61: On or about September 28, 2017, defendants
22 VASQUEZ and COOPER discussed the collection proceeds from the sale of
23 one ounce of narcotics.

24 Overt Act No. 62: On or about September 28, 2017, defendant
25 CAMPOS met with OC Mexican Mafia Enterprise associate L. Galvan, who

1 sold drugs for defendant MARTINEZ, and collected a \$900 drug debt.
2 After L. Galvan gave the money to defendant CAMPOS, L. Galvan texted
3 defendant MARTINEZ and informed defendant MARTINEZ that L. Galvan
4 provided the money to defendant CAMPOS and acknowledged that he still
5 owed defendant MARTINEZ \$400.

6 Overt Act No. 63: On or about September 29, 2017, defendants
7 MARTINEZ and COOPER discussed and agreed to collect \$200 from a
8 Hispanic street gang under the control of the OC Mexican Mafia
9 Enterprise.

10 Overt Act No. 64: On or about September 30, 2017, defendants
11 VASQUEZ and COOPER discussed and agreed to collect an extortion
12 payment.

13 Overt Act No. 65: On or about September 30, 2017, defendants
14 COOPER and CANALES, acting on behalf of defendant MARTINEZ, discussed
15 and agreed to collect extortion payments in the amount of \$200 a week
16 from a person known to the Grand Jury.

17 Overt Act No. 66: On or about October 1, 2017, defendants
18 VASQUEZ and COOPER discussed and agreed to bring one ounce of
19 narcotics into the jails.

20 Overt Act No. 67: On or about October 1, 2017, defendant
21 COOPER texted defendant MARTINEZ requesting permission to impose
22 violence as a penalty on members of the Orange County Criminals
23 Hispanic street gang under the control of the OC Mexican Mafia
24 Enterprise for one member's failure to pay money owed to defendant
25 MARTINEZ from a narcotics transaction and the street gang's failure

1 to pay respects to the OC Mexican Mafia Enterprise for the prior two
2 months.

3 Overt Act No. 68: On or about October 1, 2017, defendant
4 CANALES texted defendant COOPER that she would be adding money to
5 defendant COOPER's Green Dot cards.

6 Overt Act No. 69: On or about October 2, 2017, defendants
7 MARTINEZ and COOPER discussed and agreed to collect an extortion
8 payment in the amount of \$650 from a Hispanic street gang in
9 Fullerton, CA, under the control of the OC Mexican Mafia Enterprise.

10 Overt Act No. 70: On or about October 2, 2017, defendants
11 COOPER and CANALES discussed and agreed to sell a quantity of heroin
12 to an individual known to the Grand Jury.

13 Overt Act No. 71: On or about October 3, 2017, defendants
14 MARTINEZ and COOPER discussed and agreed to bring narcotics into the
15 jails.

16 Overt Act No. 72: On or about October 5, 2017, defendants
17 COOPER and CANALES discussed and agreed that defendant CANALES would
18 transport an individual working with the OC Mexican Mafia Enterprise
19 to collect extortionate taxes from suspected narcotics distributors
20 on behalf of defendant MARTINEZ.

21 Overt Act No. 73: On or about October 5, 2017, defendants
22 VASQUEZ and COOPER discussed and agreed to sell one ounce of heroin
23 in exchange for \$600.

1 Orange County Criminals due to that member's failure to follow the
2 order.

3 Overt Act No. 80: On or about October 9, 2017, defendants
4 VASQUEZ and COOPER discussed and agreed to prepare heroin for sale.

5 Overt Act No. 81: On or about October 9, 2017, defendant
6 COOPER instructed defendant CANALES to contact an individual known to
7 the Grand Jury who was responsible for collecting extortion payments
8 for defendant COOPER.

9 Overt Act No. 82: On or about October 12, 2017, defendants
10 VASQUEZ and COOPER discussed and agreed to purchase suboxone strips
11 to bring into the jails.

12 Overt Act No. 83: On or about October 12, 2017, defendants
13 MARTINEZ and COOPER, acting on behalf of defendant AGUIRRE, discussed
14 and agreed to collect extortion payments from Crow Village, La
15 Colonia, and Big Stanton, Hispanic street gangs located in Garden
16 Grove, Anaheim, and Stanton, CA, and all under the control of the OC
17 Mexican Mafia Enterprise.

18 Overt Act No. 84: On or about October 12, 2017, defendants
19 MARTINEZ and COOPER discussed and agreed to distribute narcotics for
20 \$50 to \$75 per gram.

21 Overt Act No. 85: On or about October 13, 2017, defendant
22 COOPER, acting on behalf of defendants MARTINEZ and AGUIRRE,
23 discussed and agreed with defendant VASQUEZ to collect \$400 from
24 Anaheim La Colonia, a Hispanic street gang located in Anaheim, CA,
25 under the control of the OC Mexican Mafia Enterprise.

1 a firearm, approached J.L. with the intent to effectuate defendant
2 AGUIRRE's greenlight order against him.

3 Overt Act No. 92: On or about October 24, 2017, an OC Mexican
4 Mafia Enterprise associate known to the Grand Jury, acting on
5 defendant AGUIRRE's greenlight order, shot at J.L. as he attempted to
6 run away from OC Mexican Mafia Enterprise associates known to the
7 Grand Jury. J.L. was not hit with the bullet.

8 Overt Act No. 93: On or about October 27, 2017, defendants
9 MARTINEZ and MEJIA discussed and agreed to extort \$1,000 from J.M., a
10 member of Monos, a Hispanic street gang located in La Habra, CA,
11 under the control of the OC Mexican Mafia Enterprise, for failing to
12 follow an order issued by defendant AGUIRRE. The money collected was
13 to be divided evenly between defendants MARTINEZ and AGUIRRE.

14 Overt Act No. 94: On or about October 27, 2017, defendant
15 MEJIA, acting on behalf of defendant AGUIRRE, ordered the assault of
16 J.M., a member of the Monos gang, for failing to follow an order from
17 defendant AGUIRRE.

18 Overt Act No. 95: On or about October 27, 2017, defendant
19 ALVARADO ordered the assault of J.M., a member of the Monos gang.

20 Overt Act No. 96: On or about October 28, 2017, defendant
21 ALVARADO discussed and agreed with an OC Mexican Mafia Enterprise
22 associate known to the Grand Jury, and others known and unknown to
23 the Grand Jury, to assault D.D. while in custody.

24 Overt Act No. 97: On or about October 28, 2017, defendant
25 ALVARADO and an OC Mexican Mafia Enterprise associate known to the

1 Grand Jury discussed and agreed to assault D.D. while in custody.
2 D.D. was alleged to have been causing problems on the street under
3 the authority of defendant AGUIRRE's name.

4 Overt Act No. 98: On or about October 29, 2017, defendants
5 MEJIA and COOPER discussed and agreed to return narcotics to an OC
6 Mexican Mafia member in Los Angeles that had been given to a Mesa
7 member for defendant MARTINEZ.

8 Overt Act No. 99: On or about October 30, 2017, defendants
9 MARTINEZ, MEJIA, VASQUEZ, and COOPER, along with others known to the
10 Grand Jury, using contraband cellphones, discussed inflicting
11 violence on various members of Southside Santa Ana, Highland Street,
12 and Southside Huntington Beach, all Hispanic Street gangs located in
13 the Orange County area, for their allegiance to an individual who had
14 fallen out of favor with the OC Mexican Mafia Enterprise.

15 Overt Act No. 100: On or about October 31, 2017, defendant
16 MARTINEZ advised defendant ORTIZ via text message that defendant
17 MARTINEZ had given a gram of methamphetamine to an OC Mexican Mafia
18 Enterprise associate to sell for defendant ORTIZ inside Salinas
19 Valley State Prison. Defendant ORTIZ responded and acknowledged the
20 information.

21 Overt Act No. 101: On or about October 31, 2017, via text
22 messages on contraband cellphones, defendants MARTINEZ and ORTIZ
23 discussed locating a Hispanic gang member from Southgate, CA, who
24 owed the OC Mexican Mafia Enterprise a significant amount of money.

1 least \$1,000 per phone, the proceeds of which were to benefit the OC
2 Mexican Mafia Enterprise.

3 Overt Act No. 113: Between on or about November 16, 2017 and on
4 or about November 17, 2017, defendants MARTINEZ and CAMPOS, along
5 with an OC Mexican Mafia Enterprise associate known to the Grand
6 Jury, discussed and agreed to collect an extortion payment from Baker
7 Street, a Hispanic street gang located in Fullerton, CA, under the
8 control of the OC Mexican Mafia Enterprise.

9 Overt Act No. 114: On or about November 17, 2017, defendants
10 MARTINEZ and CAMPOS, along with an OC Mexican Mafia Enterprise
11 associate known to the Grand Jury, collected a \$100 extortion payment
12 from the Baker Street gang.

13 Overt Act No. 115: On or about November 18, 2017, defendant
14 MARTINEZ advised defendant ORTIZ via text message that defendant
15 MARTINEZ would be sending "a few grams" of narcotics to defendant
16 ORTIZ, utilizing OC Mexican Mafia Enterprise associates to smuggle
17 the drugs into Salinas Valley State Prison.

18 Overt Act No. 116: On or about November 19, 2017, defendant
19 MARTINEZ informed defendant ORTIZ via text message that defendant
20 MARTINEZ was collecting an extortion payment on behalf of defendant
21 ORTIZ from Lopers, a Hispanic street gang from Santa Ana, CA, and
22 that the extortion payment would be given to defendant ORTIZ's wife
23 to deliver to defendant ORTIZ during visitation the following
24 weekend. Defendant ORTIZ acknowledged defendant MARTINEZ's text
25 message.

1 Ruger revolver from J.A. as payment of respects to defendants
2 MARTINEZ and MEJIA.

3 Overt Act No. 122: On or about December 15, 2017, defendants
4 AGUIRRE and MEJIA discussed and agreed to kill J.L. for taking
5 narcotics and money from a woman associated with the OC Mexican Mafia
6 Enterprise.

7 Overt Act No. 123: On or about December 15, 2017, defendants
8 AGUIRRE and MEJIA and an OC Mexican Mafia Enterprise associate known
9 to the Grand Jury discussed and agreed to kill J.L. for taking
10 narcotics and money from a woman associated with the OC Mexican Mafia
11 Enterprise.

12 Overt Act No. 124: On or about December 17, 2017, defendant
13 ORTIZ advised defendant MARTINEZ that defendant ORTIZ had ordered the
14 murder of E.O. for warning other gang members of violations that were
15 pending against them. Defendant MARTINEZ agreed with defendant ORTIZ
16 that the order was appropriate.

17 Overt Act No. 125: On or about December 18, 2017, defendants
18 AGUIRRE, MEJIA, and ALVARADO discussed and agreed to kill J.L. for
19 taking narcotics and money from a woman associated with the OC
20 Mexican Mafia Enterprise.

21 Overt Act No. 126: On or about December 19, 2017, defendant
22 MARTINEZ informed defendant ORTIZ via text message that defendant
23 MARTINEZ was collecting an extortion payment from the Lopers gang on
24 behalf of defendant ORTIZ. Defendant ORTIZ acknowledged that he
25 would be receiving the money.

1 Enterprise associates in the Orange County Jail to find J.L. and kill
2 him if he arrived at the Orange County Jail.

3 Overt Act No. 140: On or about January 5, 2018, defendants
4 MARTINEZ and MEJIA discussed and agreed to kill defendant COOPER for
5 ordering a greenlight on an OC Mexican Mafia Enterprise associate
6 under defendant AGUIRRE that was not sanctioned by defendant MARTINEZ
7 and for being suspected of causing a police raid against OC Mexican
8 Mafia Enterprise members.

9 Overt Act No. 141: On or about January 5, 2018, defendant
10 MEJIA, acting on behalf of defendant MARTINEZ, ordered OC Mexican
11 Mafia Enterprise associates known to the Grand Jury to kill defendant
12 COOPER who was in custody at Calipatria State Prison.

13 Overt Act No. 142: On or about January 5, 2018, OC Mexican
14 Mafia Enterprise associates known to the Grand Jury stabbed defendant
15 COOPER multiple times with metal objects with sharp points in the
16 head and back area. Defendant COOPER suffered serious bodily injuries
17 to his head and back.

18 Overt Act No. 143: On or about January 8, 2018, defendants
19 AGUIRRE, MEJIA, and ALVARADO discussed and affirmed the continuation
20 of a greenlight to kill J.L. for taking narcotics and money from a
21 woman associated with the OC Mexican Mafia Enterprise.

22 Overt Act No. 144: On or about January 10, 2018, defendant
23 MEJIA instructed OC Mexican Mafia Enterprise associate Arballo to
24 assault an individual for failing to follow orders. Arballo assaulted
25 the individual while on the phone with defendant MEJIA.

1 Overt Act No. 145: On or about February 15, 2019, defendant
2 CAMPOS possessed calendar planners for July 2016-June 2017 and July
3 2017-June 2018 containing ledgers of extortion collections; payment
4 receipts to defendant MARTINEZ's jail accounts; lists that outlined
5 which Hispanic street gangs fell under defendants MARTINEZ and
6 AGUIRRE and a third unidentified individual; and approximately
7 \$12,748.

8 Overt Act No. 146: On or about December 31, 2019, defendant R.
9 MARTINEZ, along with OC Mexican Mafia Enterprise associates Robert
10 Amezcua, aka "Flaco," and Mher Darbinyan, aka "Hollywood Mike,"
11 acting under the authority of defendant MARTINEZ's greenlight against
12 defendant COOPER, attempted to kill defendant COOPER by stabbing him
13 in the face and neck area with a metal object with a sharp edge.

14 Overt Act No. 147: On or about July 29, 2020, defendant
15 MARTINEZ ordered OC Mexican Mafia Enterprise associates in the Orange
16 County Jail, Theo Lacy Facility, to kill F.B. for threatening to
17 discuss the Mexican Mafia with law enforcement.

18 Overt Act No. 148: On or about July 29, 2020, OC Mexican Mafia
19 Enterprise associates known to the Grand Jury attempted to kill F.B.
20 per defendant MARTINEZ's order. F.B.'s throat was slit and he was
21 repeatedly kicked and stomped, causing serious bodily injuries to his
22 face, head, throat, and body.

23 NOTICE OF SPECIAL SENTENCING FACTORS

24 1. Between in or around 2016, and continuing through on or
25 about April 20, 2022, within the Central District of California, and

1 9. Between on or about July 17, 2020, through July 29, 2020,
2 within the Central District of California, and elsewhere, defendant
3 MARTINEZ, together with others, conspired to murder F.B. with malice
4 aforethought, and willfully, deliberately, and with premeditation, in
5 violation of California Penal Code Sections 182, 187, and 189.

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COUNT TWO

[21 U.S.C. § 846]

[DEFENDANTS MARTINEZ, AGUIRRE, ORTIZ, VASQUEZ, COOPER, GUARJARDO, CAMPOS, CANALES, N. GALVAN, L. GALVAN, and ROBLES]

A. OBJECTS OF THE CONSPIRACY

Beginning on a date unknown to the Grand Jury, but no later than in or around 2016, and continuing through at least in or around April 2022, in Orange County, within the Central District of California, and elsewhere, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop" ("MARTINEZ"), ROBERT AGUIRRE, aka "Rob" ("AGUIRRE"), DENNIS ORTIZ, aka "Woody," aka "Socrates" ("ORTIZ"), LUIS HERIBERTO VASQUEZ, aka "Moss," aka "Little Shooter," aka "Shooter" ("VASQUEZ"), MICHAEL COOPER, aka "Shaggy" ("COOPER"), ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy" ("GUARJARDO"), BRENDA VANESSA CAMPOS MARTINEZ, aka "Miss V," aka "Vanessa" ("CAMPOS"), DANIELLE CANALES ("CANALES"), NATIVIDAD GALVAN, aka "Naty" ("N. GALVAN"), LORENZO GALVAN, aka "Lalo" ("L. GALVAN"), and LORRAINE ROBLES ("ROBLES"), conspired with each other, and others known and unknown to the Grand Jury, to knowingly and intentionally distribute, and possess with intent to distribute, the following controlled substances:

a. At least one kilogram of a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A)(i); and

1 4. Defendants VASQUEZ, COOPER, GUARJARDO, CAMPOS, and CANALES
2 would arrange for and collect profits or "taxes" from individuals who
3 were selling drugs in areas controlled by the OC Mexican Mafia
4 Enterprise.

5 5. The members of the conspiracy would use telephones to
6 facilitate their drug trafficking activities.

7 6. The members of the conspiracy would use various methods to
8 conceal the conspiracy and their unlawful drug distribution
9 activities in order to ensure the continuing existence and success of
10 the conspiracy, including, but not limited to, communicating in coded
11 language and using encrypted messaging services.

12 C. OVERT ACTS

13 In furtherance of the conspiracy, and to effect the objects
14 thereof, the defendants, and others known and unknown to the Grand
15 Jury, committed and caused to be committed various overt acts, in the
16 Central District of California, and elsewhere, including, but not
17 limited to, the overt acts numbered 1 through 148, as set forth in
18 Count One and hereby incorporated as if fully set forth herein.

1 indictable under Title 18, United States Code, Section 1951 (relating
2 to interference with commerce by robbery and extortion).

3 3. On or about January 19, 2017, in Orange County, within the
4 Central District of California, for the purpose of gaining entrance
5 to and maintaining and increasing position in the OC Mexican Mafia,
6 an enterprise engaged in racketeering activity, defendants JOHNNY
7 MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," GREGORY MUNOZ,
8 aka "Louie," aka "Louis," aka "Snoopy," aka "Snoop," YSRAEL JACOB
9 CORDOVA, aka "Trips," and RICARDO VALENZUELA, aka "Solo," each aiding
10 and abetting the other, murdered R.R., in violation of California
11 Penal Code Sections 31, 187, and 189.

COUNT FOUR

[18 U.S.C. §§ 924(j)(1), 2(a)]

[DEFENDANTS MARTINEZ, MUNOZ, VALENZUELA, and CORDOVA]

On or about January 19, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," GREGORY MUNOZ, aka "Louie," aka "Louis," aka "Snoopy," aka "Snoop," YSRAEL JACOB CORDOVA, aka "Trips," and RICARDO VALENZUELA, aka "Solo," each aiding and abetting the other, in the course of a violation of Title 18, United States Code, Section 924(c), namely, the knowing possession of a firearm in furtherance of, and the knowing use, carry, brandish, and discharge of a firearm during and in relation to, a crime of violence for which a person may be prosecuted in a court of the United States, namely, Murder in Aid of Racketeering, in violation of Title 18, United States Code, Section 1959(a)(1), as charged in Count Three of this First Superseding Indictment, caused the death of R.R. through the use of a firearm, which killing constituted murder, as defined in Title 18, United States Code, Section 1111(a).

COUNT FIVE

[18 U.S.C. §§ 1959(a)(1), 2(a)]

[DEFENDANTS MARTINEZ, TREJO, MENDEZ, and ESCOBAR]

1. Paragraphs 1 and 2 of Count Three of this First Superseding Indictment are realleged and incorporated here.

2. On or about August 21, 2017, in Orange County, within the Central District of California, for the purpose of gaining entrance to and maintaining and increasing position in the OC Mexican Mafia, an enterprise engaged in racketeering activity, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," KEVIN TREJO, "Minor," JAMES MENDEZ, aka "Lil Buck," aka "Buck," and MIKE ESCOBAR, aka "Risky," each aiding and abetting the other, murdered R.V., in violation of California Penal Code Sections 31, 187, and 189.

COUNT SIX

[18 U.S.C. §§ 924(c)(1)(A)(i)-(iii), (j)(1), 2(a)]

[DEFENDANTS MARTINEZ, TREJO, MENDEZ, and ESCOBAR]

On or about August 21, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," KEVIN TREJO, "Minor," JAMES MENDEZ, aka "Lil Buck," aka "Buck," and MIKE ESCOBAR, aka "Risky," each aiding and abetting the other, knowingly possessed a firearm in furtherance of, and knowingly used and carried a firearm during and in relation to, a crime of violence for which the defendants may be prosecuted in a court of the United States, namely, Murder in Aid of Racketeering, in violation of Title 18, United States Code, Section 1959(a)(1), as charged in Count Five of this First Superseding Indictment, and in the course of said offense, brandished and discharged a firearm.

In the course of possessing, using, carrying, brandishing, and discharging this firearm, defendants MARTINEZ, TREJO, MENDEZ, and ESCOBAR, each aiding and abetting the other, caused the death of R.V. through the use of a firearm, which killing constituted murder, as defined in Title 18, United States Code, Section 1111(a).

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COUNT SEVEN

[18 U.S.C. §§ 1959(a)(5), (a)(3), 2(a)]

[DEFENDANTS MARTINEZ, MEJIA, MOSQUEDA, and R. MARTINEZ]

1. Paragraphs 1 and 2 of Count Three of this First Superseding Indictment are realleged and incorporated here.

2. On or about August 5, 2017, in Orange County, within the Central District of California, for the purpose of gaining entrance to and maintaining and increasing position in the OC Mexican Mafia, an enterprise engaged in racketeering activity, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," OMAR MEJIA, aka "Cruz," aka "Rascal," FRANK MOSQUEDA, aka "Demon," aka "Pride," and ROBERT MARTINEZ, aka "Lil Rob," aka "Blacky," each aiding and abetting the other, committed an attempted murder and an assault with a dangerous weapon, namely, a firearm, upon the person of Gregory Munoz, in violation of California Penal Code Sections 21a, 31, 187, 189, 245(a)(2), and 664.

1 COUNT EIGHT

2 [18 U.S.C. §§ 924(c) (1) (A) (i)-(iii), 2(a)]

3 [DEFENDANT MARTINEZ, MEJIA, MOSQUEDA, and R. MARTINEZ]

4 On or about August 5, 2017, in Orange County, within the Central
5 District of California, defendants JOHNNY MARTINEZ, also known as
6 ("aka") "Crow," aka "Gumdrop," OMAR MEJIA, aka "Cruz," aka "Rascal,"
7 FRANK MOSQUEDA, aka "Demon," aka "Pride," and ROBERT MARTINEZ, aka
8 "Lil Rob," aka "Blacky," each aiding and abetting the other,
9 knowingly possessed a firearm in furtherance of, and knowingly used
10 and carried a firearm during and in relation to, a crime of violence
11 for which the defendants may be prosecuted in a court of the United
12 States, namely, Attempted Murder in Aid of Racketeering and Assault
13 with a Dangerous Weapon in Aid of Racketeering, in violation of Title
14 18, United States Code, Sections 1959(a) (5) and (a) (3), as charged in
15 of Count Seven this First Superseding Indictment, and in the course
16 of said offense, brandished and discharged a firearm.

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COUNT NINE

[18 U.S.C. §§ 1959(a) (5), (a) (3), 2(a)]

[DEFENDANTS AGUIRRE and MEJIA]

1. Paragraphs 1 and 2 of Count Three of this First Superseding Indictment are realleged and incorporated here.

2. On or about October 25, 2017, in Orange County, within the Central District of California, for the purpose of gaining entrance to and maintaining and increasing position in the OC Mexican Mafia, an enterprise engaged in racketeering activity, defendants ROBERT AGUIRRE, also known as ("aka") "Rob," and OMAR MEJIA, aka "Cruz," aka "Rascal," along with others known to the Grand Jury, each aiding and abetting the other, committed an attempted murder and an assault with a dangerous weapon, namely, a firearm, upon the person of J.L., in violation of California Penal Code Sections 21a, 31, 187, 189, 245(a) (2), and 664.

COUNT TEN

[18 U.S.C. §§ 924(c)(1)(A)(i), (iii), 2(a)]

[DEFENDANTS AGUIRRE and MEJIA]

On or about October 25, 2017, in Orange County, within the Central District of California, defendants ROBERT AGUIRRE, also known as ("aka") "Rob," and OMAR MEJIA, aka "Cruz," aka "Rascal," along with others known to the Grand Jury, each aiding and abetting the other, knowingly possessed a firearm in furtherance of, and knowingly used and carried a firearm during and in relation to, a crime of violence for which the defendants may be prosecuted in a court of the United States, namely, Attempted Murder in Aid of Racketeering and Assault with a Dangerous Weapon in Aid of Racketeering, in violation of Title 18, United States Code, Sections 1959(a)(5) and (a)(3), as charged in Count Nine of this First Superseding Indictment, and in the course of said offense, brandished and discharged a firearm.

COUNT ELEVEN

[18 U.S.C. §§ 1959(a) (5), (a) (6), 2(a)]

[DEFENDANTS MARTINEZ, MEJIA, J. MARTINEZ, and GONZALEZ]

1. Paragraphs 1 and 2 of Count Three of this First Superseding Indictment are realleged and incorporated here.

2. On or about December 25, 2017, in Orange County, within the Central District of California, for the purpose of gaining entrance to and maintaining and increasing position in the OC Mexican Mafia, an enterprise engaged in racketeering activity, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," OMAR MEJIA, aka "Cruz," aka "Rascal," JONATHAN MARTINEZ, aka "Fabian," aka "Peanut," and ALEX GONZALEZ, aka "Hitman," aka "Hector," along with others known and unknown to the Grand Jury, each aiding and abetting the other, committed an attempted murder and an attempted assault with a dangerous weapon, namely, a firearm, upon the person of R.M., in violation of California Penal Code Sections 21a, 31, 187, 189, 245(a) (2), and 664.

COUNT TWELVE

[18 U.S.C. §§ 924(c) (1) (A) (i), 2(a)]

[DEFENDANTS MARTINEZ, MEJIA, J. MARTINEZ, and GONZALEZ]

On or about December 25, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," OMAR MEJIA, aka "Cruz," aka "Rascal," JONATHAN MARTINEZ, aka "Fabian," aka "Peanut," and ALEX GONZALEZ, aka "Hitman," aka "Hector," each aiding and abetting the other, knowingly possessed a firearm in furtherance of, and knowingly carried a firearm during and in relation to, a crime of violence for which the defendants may be prosecuted in a court of the United States, namely, Attempted Murder in Aid of Racketeering and Attempted Assault with a Dangerous Weapon in Aid of Racketeering, in violation of Title 18, United States Code, Sections 1959(a)(5) and (a)(6), as charged in Count Eleven of this First Superseding Indictment.

1 COUNT THIRTEEN

2 [18 U.S.C. §§ 1959(a)(5), (a)(6), 2(a)]

3 [DEFENDANTS MARTINEZ, MEJIA, ZAYAS, HERRERA,
4 M. COOPER, ARBALLO, and MORENO]

5 1. Paragraphs 1 and 2 of Count Three of this First Superseding
6 Indictment are realleged and incorporated here.

7 2. On or about December 25, 2017, in Orange County, within the
8 Central District of California, for the purpose of maintaining and
9 increasing their position in the OC Mexican Mafia, an enterprise
10 engaged in racketeering activity, defendants JOHNNY MARTINEZ, also
11 known as ("aka") "Crow," aka "Gumdrop," OMAR MEJIA, aka "Cruz," aka
12 "Rascal," ROBERTO ZAYAS, aka "Midnight," SAUL HERRERA, aka "Sinner,"
13 MARK COOPER, aka "Reckless," ORLANDO ARBALLO, aka "KO," and MEGAN
14 MORENO, along with others known and unknown to the Grand Jury, each
15 aiding and abetting the other, committed an attempted murder and an
16 attempted assault with a dangerous weapon, namely, a firearm, upon
17 the person of R.M., in violation of California Penal Code Sections
18 21a, 31, 187, 189, 245(a)(2), and 664.

COUNT FIFTEEN

[18 U.S.C. §§ 1959(a)(5), (a)(3), 2(a)]

[DEFENDANTS MARTINEZ, AGUIRRE, MEJIA, R. MARTINEZ,
DARBINYAN, and AMEZCUA]

1. Paragraphs 1 and 2 of Count Three of this First Superseding Indictment are realleged and incorporated here.

2. On or about December 31, 2019, in Orange County, within the Central District of California, for the purpose of gaining entrance to and maintaining and increasing position in the OC Mexican Mafia, an enterprise engaged in racketeering activity, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ROBERT AGUIRRE, aka "Rob," OMAR MEJIA, aka "Cruz," aka "Rascal," ROBERT MARTINEZ, aka "Lil Rob," aka "Blacky," MHER DARBINYAN, aka "Hollywood Mike," and ROBERT AMEZCUA, aka "Flaco," each aiding and abetting the other, committed an attempted murder and an assault with a dangerous weapon, specifically, a metal object with a sharp edge, commonly known as a "shiv," upon the person of Michael Cooper, in violation of California Penal Code Sections 21a, 31, 187, 189, 245(a)(1), and 664.

COUNT SIXTEEN

[21 U.S.C §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and ROBLES]

On or about April 21, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORRAINE ROBLES, each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT SEVENTEEN

[21 U.S.C §§ 841(a) (1), (b) (1) (C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and ROBLES]

On or about April 25, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORRAINE ROBLES, each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT EIGHTEEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and N. GALVAN]

On or about May 3, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and NATIVIDAD GALVAN, aka "Naty," each aiding and abetting the other, knowingly and intentionally distributed at least 50 grams, that is, approximately 54.5 grams, of methamphetamine, a Schedule II controlled substance.

COUNT NINETEEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)(i)]

[DEFENDANT ROBLES]

On or about May 16, 2017, in Orange County, within the Central District of California, LORRAINE ROBLES knowingly and intentionally possessed with intent to distribute at least 100 grams, that is, approximately 370 grams, of a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance.

COUNT TWENTY

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)(viii); 18 U.S.C. § 2(a)]

[DEFENDANT MARTINEZ, GUARJARDO, and N. GALVAN]

On or about May 19, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and NATIVIDAD GALVAN, aka "Naty," each aiding and abetting the other, knowingly and intentionally distributed at least five grams, that is, approximately 28.14 grams, of methamphetamine, a Schedule II controlled substance.

COUNT TWENTY-ONE

[21 U.S.C §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and N. GALVAN]

On or about May 19, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and NATIVIDAD GALVAN, aka "Naty," each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT TWENTY-TWO

[21 U.S.C §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and N. GALVAN]

On or about May 25, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and NATIVIDAD GALVAN, aka "Naty," each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT TWENTY-THREE

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)(viii); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and N. GALVAN]

On or about May 25, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and NATIVIDAD GALVAN, aka "Naty," each aiding and abetting the other, knowingly and intentionally distributed at least five grams, that is, approximately 27.44 grams, of methamphetamine, a Schedule II controlled substance.

COUNT TWENTY-FOUR

[21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and L. GALVAN]

On or about June 6, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORENZO GALVAN, aka "Lalo," each aiding and abetting the other, knowingly and intentionally distributed at least 50 grams, that is, approximately 57 grams, of methamphetamine, a Schedule II controlled substance.

COUNT TWENTY-FIVE

[21 U.S.C. §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and L. GALVAN]

On or about June 6, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORENZO GALVAN, aka "Lalo," each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT TWENTY-SIX

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)(viii); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and L. GALVAN]

On or about June 30, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORENZO GALVAN, aka "Lalo," each aiding and abetting the other, knowingly and intentionally distributed at least five grams, that is, approximately 26.2 grams, of methamphetamine, a Schedule II controlled substance.

COUNT TWENTY-SEVEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and L. GALVAN]

On or about June 30, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORENZO GALVAN, aka "Lalo," each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT TWENTY-EIGHT

[21 U.S.C. §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ, GUARJARDO, and L. GALVAN]

On or about August 17, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," ABRAHAM GUARJARDO, aka "Abe," aka "Grumpy," and LORENZO GALVAN, aka "Lalo," each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

COUNT TWENTY-NINE

[21 U.S.C. §§ 841(a)(1), (b)(1)(C); 18 U.S.C. § 2(a)]

[DEFENDANTS MARTINEZ and CANALES]

On or about July 25, 2017, in Orange County, within the Central District of California, defendants JOHNNY MARTINEZ, also known as ("aka") "Crow," aka "Gumdrop," and DANIELLE CANALES, each aiding and abetting the other, knowingly and intentionally distributed heroin, a Schedule I narcotic drug controlled substance.

1 the County of Orange, case number 10NF1719, on or about June 17,
2 2010;

3 (4) Possession for Sale of a Controlled Substance, in violation
4 of California Health & Safety Code Section 11378, in the Superior
5 Court of the State of California, County of Orange, case number
6 10NF1719, on or about June 17, 2010.

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1 Court of the State of California, County of Orange, case number
2 15WF1424, on or about September 23, 2015;

3 (4) Assault with Force Likely to Produce Great Bodily Injury,
4 in violation of California Penal Code Section 245(a)(4), in the
5 Superior Court of the State of California, County of Orange, case
6 number 15WF1424, on or about September 23, 2015.

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1 Court of the State of California, County of Orange, case number
2 10CF1078, on or about November 1, 2011;

3 (3) Evading a Peace Officer, in violation of California Vehicle
4 Code Section 2800.2, in the Superior Court of the State of
5 California, County of Orange, case number 10CF1078, on or about
6 November 1, 2011.

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1 (4) Taking a Vehicle Without the Owner's Consent/Vehicle Theft,
2 in violation of California Vehicle Code Section 10851(a), in the
3 Superior Court of the State of California, County of Orange, case
4 number 14CF0886, on or about August 9, 2014.

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1 FORFEITURE ALLEGATION ONE

2 [18 U.S.C. § 1963]

3 1. Pursuant to Federal Rule of Criminal Procedure 32.2, notice
4 is hereby given that the United States of America will seek
5 forfeiture as part of any sentence, pursuant to Title 18, United
6 States Code, Section 1963, and Title 28, United States Code, Section
7 2461(c), in the event of any defendant's conviction of the offense
8 set forth in Count One of this First Superseding Indictment.

9 2. Any defendant so convicted shall forfeit to the United
10 States of America the following:

11 (a) Any interest the convicted defendant has acquired or
12 maintained in violation of Title 18, United States Code, Section
13 1962;

14 (b) Any interest in, security of, claim against, or
15 property or contractual right of any kind affording a source or
16 influence over, any enterprise which the convicted defendant has
17 established, operated, controlled, conducted, or participated in the
18 conduct of, in violation of Title 18, United States Code, Section
19 1962;

20 (c) Any property constituting, or derived from, any
21 proceeds which the convicted defendant obtained, directly or
22 indirectly, from racketeering activity in violation of Title 18,
23 United States Code, Section 1962; and

24 (d) To the extent such property is not available for
25 forfeiture, a sum of money equal to the total value of the property

1 described in subparagraphs (a), (b), and (c).

2 3. Pursuant to Title 18, United States Code, Section 1963(m),
3 any defendant so convicted shall forfeit substitute property, up to
4 the total value of the property described in the preceding paragraph
5 if, as the result of any act or omission of said defendant(s), the
6 property described in the preceding paragraph, or any portion thereof
7 (a) cannot be located upon the exercise of due diligence; (b) has
8 been transferred, sold to or deposited with a third party; (c) has
9 been placed beyond the jurisdiction of the court; (d) has been
10 substantially diminished in value; or (e) has been commingled with
11 other property that cannot be divided without difficulty.

1 FORFEITURE ALLEGATION TWO

2 [21 U.S.C. § 853; 18 U.S.C. § 924; 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2(a) of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 21,
6 United States Code, Section 853, Title 18, United States Code,
7 Section 924, and Title 28, United States Code, Section 2461(c), in
8 the event of any defendant's conviction of the offenses set forth in
9 any of Counts Two or Sixteen through Twenty-Nine of this First
10 Superseding Indictment.

11 2. Any defendant so convicted shall forfeit to the United
12 States of America the following:

13 (a) All right, title and interest in any and all property,
14 real or personal, constituting or derived from, any proceeds which
15 the defendant obtained, directly or indirectly, from any such
16 offense;

17 (b) All right, title and interest in any and all property,
18 real or personal, used, or intended to be used, in any manner or
19 part, to commit, or to facilitate the commission of any such offense;

20 (c) All right, title, and interest in any firearm or
21 ammunition involved in or used in any such offense; and

22 (d) To the extent such property is not available for
23 forfeiture, a sum of money equal to the total value of the property
24 described in subparagraphs (a), (b), and (c).

1 3. Pursuant to Title 21, United States Code, Section 853(p),
2 and as incorporated by Title 28, United States Code, Section 2461(c),
3 any defendant so convicted, shall forfeit substitute property if, by
4 any act or omission of said defendant(s), the property described in
5 the preceding paragraph, or any portion thereof: (a) cannot be
6 located upon the exercise of due diligence; (b) has been transferred,
7 sold to, or deposited with a third party; (c) has been placed beyond
8 the jurisdiction of the court; (d) has been substantially diminished
9 in value; or (e) has been commingled with other property that cannot
10 be divided without difficulty.

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1 FORFEITURE ALLEGATION THREE

2 [18 U.S.C. §§ 981(a)(1)(C), 924(d) and 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Sections 981(a)(1)(C), 924(d), and Title 28,
7 United States Code, Section 2461(c), in the event of any defendant's
8 conviction of the offenses set forth in any of Counts Three, Five,
9 Seven, Nine, Eleven, Thirteen, or Fifteen of this First Superseding
10 Indictment.

11 2. Any defendant so convicted shall forfeit to the United
12 States of America the following:

13 (a) All right, title, and interest in any and all
14 property, real or personal, constituting, or derived from, any
15 proceeds traceable to the offenses;

16 (b) All right, title, and interest in any firearm or
17 ammunition involved in or used in any such offense; and

18 (c) To the extent such property is not available for
19 forfeiture, a sum of money equal to the total value of the property
20 described in subparagraphs (a) and (b).

21 3. Pursuant to Title 21, United States Code, Section 853(p),
22 as incorporated by Title 28, United States Code, Section 2461(c), any
23 defendant so convicted shall forfeit substitute property, up to the
24 value of the property described in the preceding paragraph if, as the
25 result of any act or omission of said defendant(s), the property

1 described in the preceding paragraph or any portion thereof (a)
2 cannot be located upon the exercise of due diligence; (b) has been
3 transferred, sold to, or deposited with a third party; (c) has been
4 placed beyond the jurisdiction of the court; (d) has been
5 substantially diminished in value; or (e) has been commingled with
6 other property that cannot be divided without difficulty.

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1 FORFEITURE ALLEGATION FOUR

2 [18 U.S.C. § 924(d) (1) and 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 924(d) (1), and Title 28, United States
7 Code, Section 2461(c), in the event of any defendant's conviction of
8 the offenses set forth in any of Counts Four, Six, Eight, Ten,
9 Twelve, Fourteen, or Thirty through Thirty-Three of this First
10 Superseding Indictment.

11 2. Any defendant so convicted shall forfeit to the United
12 States of America the following:

13 (a) All right, title, and interest in any firearm or
14 ammunition involved in or used in any such offense; and

15 (b) To the extent such property is not available for
16 forfeiture, a sum of money equal to the total value of the property
17 described in subparagraph (a).

18 3. Pursuant to Title 21, United States Code, Section 853(p),
19 as incorporated by Title 28, United States Code, Section 2461(c), any
20 defendant so convicted shall forfeit substitute property, up to the
21 value of the property described in the preceding paragraph if, as the
22 result of any act or omission of said defendant(s), the property
23 described in the preceding paragraph or any portion thereof (a)
24 cannot be located upon the exercise of due diligence; (b) has been
25 transferred, sold to, or deposited with a third party; (c) has been

1 placed beyond the jurisdiction of the court; (d) has been
2 substantially diminished in value; or (e) has been commingled with
3 other property that cannot be divided without difficulty.

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1 SENTENCING ALLEGATIONS

2 [21 U.S.C. §§ 846, 841(a)(1), (b)(1)(A)(i), (b)(1)(A)(viii),
3 (b)(1)(B)(i), (b)(1)(B)(viii)]

4 1. Defendant JOHNNY MARTINEZ, also known as "Crow," also known
5 as "Gumdrop," prior to committing the offenses alleged in Counts Two,
6 Eighteen, Twenty, Twenty-Three, Twenty-Four, and Twenty-Six of this
7 First Superseding Indictment, had been finally convicted of a serious
8 violent felony as that term is defined and used in Title 21, United
9 States Code, Sections 802(58), 841, and 851, namely, Murder, in
10 violation of California Penal Code Section 187, in the Superior Court
11 of the State of California, County of Orange, case number 94NF0824,
12 on or about January 5, 1995, for which defendant MARTINEZ served a
13 term number of imprisonment of more than 12 months.

14 2. Defendant ROBERT AGUIRRE, also known as "Rob," prior to
15 committing the offense alleged in Count Two of this First Superseding
16 Indictment, had been finally convicted of a serious violent felony as
17 that term is defined and used in Title 21, United States Code,
18 Sections 802(58), 841, and 851, namely, Murder in the Second Degree,
19 in violation of California Penal Code Section 187, in the Superior
20 Court of the State of California, County of Orange, case number
21 C-94002, on or about May 24, 1993, for which defendant AGUIRRE served
22 a term number of imprisonment of more than 12 months.

23 3. Defendant DENNIS ORTIZ, also known as "Woody," prior to
24 committing the offense alleged in Count Two of this First Superseding
25 Indictment, had been finally convicted of the following serious

1 violent felonies as that term is defined and used in Title 21, United
2 States Code, Sections 802(58), 841, and 851:

3 a. Murder in the Second Degree, in violation of
4 California Penal Code Section 187, in the Superior Court of the State
5 of California, County of Los Angeles, case number A620994, on or
6 about December 16, 1981, for which defendant ORTIZ served a term
7 number of imprisonment of more than 12 months.

8 b. Assault with a Deadly Weapon, in violation of
9 California Penal Code Section 245, in the Superior Court of the State
10 of California, County of Los Angeles, case number A620631, on or
11 about December 16, 1981, for which defendant ORTIZ served a term
12 number of imprisonment of more than 12 months.

13 4. Defendant MICHAEL COOPER, also known as "Shaggy," prior to
14 committing the offense alleged in Count Two of this First Superseding
15 Indictment, had been finally convicted of the following serious
16 violent felonies as that term is defined and used in Title 21, United
17 States Code, Sections 802(58), 841, and 851:

18 a. Carjacking, in violation of California Penal Code
19 Section 215, in the Superior Court of the State of California, County
20 of Orange, case number 00CF0420, on or about March 10, 2000, for
21 which defendant COOPER served a term number of imprisonment of more
22 than 12 months.

23 b. Attempted Murder, in violation of California Penal
24 Code Section 187, in the Superior Court of the State of California,
25 County of Orange, case number 06CF0353, on or about July 31, 2006,

1 for which defendant COOPER served a term number of imprisonment of
2 more than 12 months.

3 5. Defendant ABRAHAM GUARJARDO, also known as "Abe," also
4 known as "Grumpy," prior to committing the offenses alleged in Counts
5 Two, Eighteen, Twenty, Twenty-Three, Twenty-Four, and Twenty-Six of
6 this First Superseding Indictment, had been finally convicted of the
7 following serious violent felonies as that term is defined and used
8 in Title 21, United States Code, Sections 802(58), 841, and 851:

9 a. Attempted Murder, in violation of California Penal
10 Code Section 187, in the Superior Court of the State of California,
11 County of Los Angeles, case number VA003175, on or about May 24,
12 1990, for which defendant GUARJARDO served a term of imprisonment of
13 more than 12 months.

14 b. Murder in the First Degree, in violation of California
15 Penal Code Section 187, in the Superior Court of the State of
16 California, County of Orange, case number 05NF2426, on or about June
17 21, 2006, for which defendant GUARJARDO served a term of imprisonment
18 of more than 12 months.

19 6. Defendant NATIVIDAD GALVAN, also known as "Naty," prior to
20 committing the offenses alleged in Counts Two, Eighteen, Twenty, and
21 Twenty-Three of this First Superseding Indictment, had been finally
22 convicted of the following serious drug felonies as that term is
23 defined and used in Title 21, United States Code, Sections 802(57),
24 841, and 851:

1 released from a term of imprisonment for that offense within 15 years
2 of the commencement of the offenses alleged in Counts Two, Eighteen,
3 Twenty, and Twenty-Three of this First Superseding Indictment.

4 7. Defendant LORRAINE ROBLES, prior to committing the offenses
5 alleged in Counts Two and Nineteen of this First Superseding
6 Indictment, had been finally convicted of a serious drug felony as
7 that term is defined and used in Title 21, United States Code,
8 Sections 802(57), 841, and 851, namely, Transportation for Sale of
9 Controlled Substance, in violation of California Health & Safety Code
10 Sections 11352 and 11379, in the Superior Court of the State of
11 California, County of Orange, case number 13CF3711, on or about
12 December 11, 2013, for which defendant ROBLES served a term number of
13 imprisonment of more than 12 months. Defendant ROBLES was released
14 from a term of imprisonment for that offense within 15 years of the
15 commencement of the offenses alleged in Counts Two and Nineteen of
16 this First Superseding Indictment.

1 NOTICE OF SPECIAL FINDINGS AS TO COUNTS THREE AND FOUR

2 The allegations contained in Counts Three and Four of this First
3 Superseding Indictment are re-alleged and incorporated here.

4 Defendant JOHNNY MARTINEZ, aka "Crow," aka "Gumdrop":

5 1. Was 18 years of age or older at the time of the
6 offense (18 U.S.C. § 3591(a));

7 2. Intentionally participated in an act, contemplating
8 that the life of a person would be taken or intending that lethal
9 force would be used in connection with a person, other than one of
10 the participants in the offense, and the victim died as a direct
11 result of the act (18 U.S.C. § 3591(a)(2)(C)); and

12 3. Intentionally and specifically engaged in an act of
13 violence, knowing that the act created a grave risk of death to a
14 person, other than one of the participants in the offense, such that
15 participation in the act constituted a reckless disregard for human
16 life and R.R. died as a direct result of the act (18 U.S.C.
17 § 3591(a)(2)(D)).

18 Defendant GREGORY MUNOZ, aka "Louie," aka "Louis," aka "Snoopy,"
19 aka "Snoop":

20 1. Was 18 years of age or older at the time of the
21 offense (18 U.S.C. § 3591(a));

22 2. Intentionally participated in an act, contemplating
23 that the life of a person would be taken or intending that lethal
24 force would be used in connection with a person, other than one of
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1 the participants in the offense, and the victim died as a direct
2 result of the act (18 U.S.C. § 3591(a)(2)(C)); and

3 3. Intentionally and specifically engaged in an act of
4 violence, knowing that the act created a grave risk of death to a
5 person, other than one of the participants in the offense, such that
6 participation in the act constituted a reckless disregard for human
7 life and R.R. died as a direct result of the act (18 U.S.C.
8 § 3591(a)(2)(D)).

9 Defendant YSRAEL JACOB CORDOVA, aka "Trips":

10 1. Was 18 years of age or older at the time of the
11 offense (18 U.S.C. § 3591(a));

12 2. Intentionally killed R.R. (18 U.S.C. § 3591(a)(2)(A));

13 3. Intentionally inflicted serious bodily injury that
14 resulted in the death of R.R. (18 U.S.C. § 3591(a)(2)(B));

15 4. Intentionally participated in an act, contemplating
16 that the life of a person would be taken or intending that lethal
17 force would be used in connection with a person, other than one of
18 the participants in the offense, and the victim died as a direct
19 result of the act (18 U.S.C. § 3591(a)(2)(C)); and

20 5. Intentionally and specifically engaged in an act of
21 violence, knowing that the act created a grave risk of death to a
22 person, other than one of the participants in the offense, such that
23 participation in the act constituted a reckless disregard for human
24 life and R.R. died as a direct result of the act (18 U.S.C.
25 § 3591(a)(2)(D)).

1 Defendant RICARDO VALENZUELA, aka "Solo":

2 1. Was 18 years of age or older at the time of the
3 offense (18 U.S.C. § 3591(a));

4 2. Intentionally killed R.R. (18 U.S.C. § 3591(a)(2)(A));

5 3. Intentionally inflicted serious bodily injury that
6 resulted in the death of R.R. (18 U.S.C. § 3591(a)(2)(B));

7 4. Intentionally participated in an act, contemplating
8 that the life of a person would be taken or intending that lethal
9 force would be used in connection with a person, other than one of
10 the participants in the offense, and the victim died as a direct
11 result of the act (18 U.S.C. § 3591(a)(2)(C)); and

12 5. Intentionally and specifically engaged in an act of
13 violence, knowing that the act created a grave risk of death to a
14 person, other than one of the participants in the offense, such that
15 participation in the act constituted a reckless disregard for human
16 life and R.R. died as a direct result of the act (18 U.S.C.
17 § 3591(a)(2)(D)).

