

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF PUERTO RICO

Handwritten notes:
9/19/2009
6:52 pm

UNITED STATES OF AMERICA
v.

CRIMINAL COMPLAINT

ANGEL M. AYALA-VAZQUEZ

CASE NUMBER: 09-603 (M)

I, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief.

Beginning in or about 1995, the exact date unknown, and continuing up to and until the filing of this Complaint in Bayamon, Puerto Rico, District of Puerto Rico and elsewhere within the jurisdiction of this Court, the defendant herein ANGEL M. AYALA-VAZQUEZ, did knowingly and intentionally, combine, conspire, and agree with diverse persons known and unknown to commit an offense against the United States, that is, to possess with intent to distribute and/or to distribute controlled substances, to wit: in excess of one (1) kilogram of heroin, a Schedule I, Narcotic Drug Controlled Substance; and/or in excess of fifty (50) grams of cocaine base, a Schedule II Narcotic Drug Controlled Substance; and/or in excess of five (5) kilograms of cocaine, a Schedule II, Narcotic Drug Controlled Substance; and a detectable amount of marijuana, a Schedule I, Controlled Substance; and/or detectable amounts of Oxycodone (commonly known as Percocet), a Schedule IV Controlled Substance; within 1,000 feet of a housing facility owned by a public housing authority that is Jose Celso Barbosa and Sierra Linda Public Housing Projects in Bayamon, as prohibited by Title 21, United States Code, §§ 841(a)(1), 846 and 860.

I further state that I am Federal Bureau of Investigation Special Agent Joseph Gonzalez and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT SUPPORTING THIS COMPLAINT.

Continued on the attached sheet and made a part hereof: Yes No

Handwritten:
REV
MC
9/19/09

Joseph Gonzalez
Signature of Complainant

Sworn to before me and subscribed in my presence,

September 19, 2009
Date

Handwritten:
6:52 pm

at

Hato Rey, Puerto Rico
City and State

Justo Arenas, Chief US Magistrate
Name & Title of Judicial Officer

[Signature]
Signature of Judicial Officer

AFFIDAVIT

The Affiant, Joseph Gonzalez, having been first duly sworn, states as follows:

INTRODUCTION

1. Affiant is Joseph Gonzalez, a Special Agent with the Federal Bureau of Investigation (FBI). Affiant has been assigned to the Criminal Enterprise Squad for the past two years. The responsibilities of the Criminal Enterprise Squad include the investigation of drug trafficking organizations and money laundering. The affiant has been employed by the FBI for the past six (6) years. Affiant has received specialized training in the investigation of drug trafficking and money laundering. Affiant has participated in the investigations of traditional organized crime, drug conspiracies, illegal narcotics and the laundering of monetary transactions in property derived from specified unlawful activities in violation of Title 21, United States Code, Sections 841 (a) (1), 843 (b), 846, 848, 952 (a) and 963. The Probable Cause set out herein is derived from affiant's discussion of the foregoing information with other law enforcement officers, agents and other persons, further identified below, who have personal knowledge of the events described herein. This affidavit is made in support of criminal complaint. Because this affidavit is made for the limited purpose of establishing probable cause, I have not recited each and every fact known to me as a result of this investigation.

2. Since 2008, Affiant has participated in an on-going drug

trafficking investigation conducted by officers and agents of the FBI, the High Intensity Drug Trafficking Area (HIDTA) DEA Task Force, the Internal Revenue Service and the Police of Puerto Rico Bayamon Strike Force. The investigation targets ANGEL AYALA VAZQUEZ' Drug trafficking Organization which has been identified by law enforcement as the largest drug trafficking organization operating within Puerto Rico. This Drug trafficking Organization is supplying narcotics to different drug trafficking organizations operating throughout the island of Puerto Rico and specifically the JOSE CELSO BARBOSA PUBLIC HOUSING PROJECT in Bayamon, Puerto Rico; which was the location in which this organization originated.

3. From approximately 1995 to the present, ANGEL M AYALA VAZQUEZ, aka EL NEGRO, aka EL BUSTER, aka ANGELO MILLONES, has been identified as the principal leader of this organization. He and his co-conspirators are responsible for the importation of thousands of kilograms of narcotics to Puerto Rico, the transshipment of narcotics from Puerto Rico to continental United States, the distribution of kilogram quantities of narcotics to other drug trafficking organizations operating in Puerto Rico and the street level distribution of the same within the JOSE CELSO BARBOSA and SIERRA LINDA PUBLIC HOUSING PROJECTS located in Bayamon. ANGEL M AYALA VAZQUEZ and members of his drug trafficking organization have used violence/intimidation in order to maintain control of these drug trafficking activities. ANGEL M AYALA VAZQUEZ has allowed other members of the drug trafficking organization to control the street level sale of the narcotics within other public housing projects and throughout the district of Puerto Rico, with the stipulation that the narcotics be purchased from ANGEL M AYALA VAZQUEZ.

4. Cooperating ^{Source} [REDACTED] 1 (hereinafter referred to as ^{CS1} [REDACTED]), who has provided valuable and corroborated information in this investigation, indicated that ANGEL M AYALA VAZQUEZ is the leader of this organization which controls the drug distribution point in the JOSE CELSO BARBOSA and SIERRA LINDA Public Housing Projects in Bayamon. ^{CS1} [REDACTED] identified to fellow agents and me all the owners of the different drug distribution points within JOSE CELSO BARBOSA and SIERRA LINDA Public Housing Projects. ^{CS1} [REDACTED] indicated that ANGEL M AYALA VAZQUEZ has remained in total control of the distribution of crack cocaine in these housing projects through one of his associates, CHARLIE MARTINEZ BAEZ. On May 21, 2004, an FBI Confidential Informant (hereinafter referred to as CI1) made a purchase of 7.9 grams of crack cocaine from CHARLIE MARTINEZ BAEZ. This purchase was recorded. On this recording, CHARLIE MARTINEZ BAEZ identified ANGEL M AYALA VAZQUEZ as the true owner of the crack being sold at the JOSE CELSO BARBOSA Public Housing Project and indicated that on future sales to CI1, CHARLIE MARTINEZ BAEZ will be able to offer a better price because ANGEL M AYALA VAZQUEZ was going to be bringing in more kilograms of cocaine and lower the prices.

5. Cooperating members of this conspiracy have identified ANGEL M AYALA VAZQUEZ as being responsible for the importation of multi-kilogram quantities of narcotics to Puerto Rico from the Dominican Republic and other neighboring islands of Puerto Rico. ANGEL M AYALA VAZQUEZ, through other members of the drug trafficking organization, located in the Dominican Republic and other neighboring islands of Puerto Rico, would smuggle the cocaine into Puerto Rico. Once the kilograms of cocaine were in Puerto Rico, the kilograms of cocaine were both distributed for street

levels sales and the transshipment of the kilograms of cocaine to the continental United States.

6. On September 14, 2007, JOSE HERNANDEZ TORRES, a close associate of ANGEL M AYALA VAZQUEZ in the drug business, met with FBI/DEA Confidential Informant (hereinafter referred to as CI2), to discuss the importation of a shipment of one thousand (1,000) kilograms of cocaine. This meeting was recorded. JOSE HERNANDEZ TORRES indicated in that recording that ANGEL M AYALA VAZQUEZ led this organization which controlled the distribution of narcotics in Bayamon, Puerto Rico. JOSE HERNANDEZ TORRES further indicated in this recording that he was going to provide ANGEL M AYALA VAZQUEZ with one hundred (100) kilograms for the distribution at different drug points.

7. Cooperating ^{Source} [REDACTED] ^{CS2} 2 (hereinafter referred to as [REDACTED]), who has provided valuable and corroborated information in this investigation, identified ANGEL M AYALA VAZQUEZ as the leader of a drug trafficking organization that controls the distribution of narcotics within the JOSE CELSO BARBOSA Public Housing Project. ^{CS2} has further identified ANGEL M AYALA VAZQUEZ as responsible for the importation of multi-kilograms shipments of cocaine from the Dominican Republic to Puerto Rico within the last (5) years. ^{CS2} has identified JOSE FIGUEROA AGOSTO, aka JUNIOR CAPSULA, a fugitive from the Police of Puerto Rico, as ANGEL M AYALA VAZQUEZ' contact in the Dominican Republic to import loads of cocaine into the United States. On September 4, 2009 the Dominican Republic law enforcement agents attempted to arrest JOSE FIGUEROA AGOSTO in Santo Domingo and they seized approximately four million six hundred thousand dollars (\$4,600,000) in United States currency, weapons and ammunition,

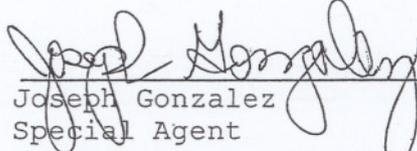
watches with an estimated value of five million (\$5,000,000), five automobiles, and drug ledgers which included the nickname of ANGEL M AYALA VAZQUEZ and that of some associates with different amounts next to them. On September 17, 2009, Dominican Republic law enforcement conducted additional search warrants in relation to JOSE FIGUEROA AGOSTO and seized two hundred forty four (244) bricks of cocaine and additional drug ledgers. A total of fifteen (15) cellular telephones have been seized from JOSE FIGUEROA AGOSTO.

8. On September 18, 2009, upon his arrest, agents seized four (4) cellular telephones from ANGEL M AYALA VAZQUEZ.

9. The government's evidence concerning ANGEL M AYALA VAZQUEZ and his drug organization consists of testimony by numerous confidential sources that are/were members of this drug trafficking organization, audio and visual recordings, co-conspirator statements and surveillance videos of the operation of the drug distribution points within the JOSE CELSO BARBOSA and SIERRA LINDA Public Housing Projects. During the extent of this investigation narcotics, drug paraphernalia, drug ledgers, weapons, two way radios/scanners, and United States currency have been seized in various instances by law enforcement agencies.

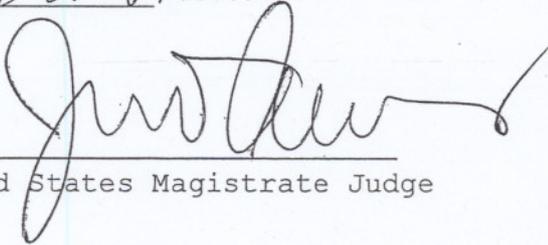
The undersigned affiant submits that based on the above; there is sufficient probable cause to arrest ANGEL M AYALA VAZQUEZ for violations

of Title 21, United States Code, Sections 841 (a)(1), 846, and 860.



Joseph Gonzalez
Special Agent
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence this 19th day
of September, 2009.



United States Magistrate Judge

9/19/2009
Date