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TEL:

COMMENT:

Magistrate Judge Donohue

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

CARLOS A. ZAVALA-BUSTILLO,
CESAR A. CANTERERO-ARTEAGA
EDWAN P. FLETES,
MARSHALL P. REINSCH, and
RICHARD W. WILSON

Defendants.

CASE NO. MJ09-0295

COMPLAINT for VIOLATION of
Title 21, United States Code,
Section 841 and 846, and Title 18,
United States Code, Section 924(c)

BEFORE James P. Donohue, United States Magistrate Judge, United States
Courthouse, 700 Stewart Street, Seattle, Washington

COUNT ONE
(Conspiracy to Distribute Cocaine)

Beginning on or before March 16, 2009, and continuing through or about June 10,
2009, at King County in the Western District of Washington, and elsewhere, CARLOS A.
ZAVALA-BUSTILLO, CESAR A. CANTERERO-ARTEAGA, EDWAN P. FLETES,
MARSHALL P. REINSCH, and other persons known and unknown, knowingly and
intentionally conspired to distribute cocaine, a substance controlled under Schedule II,
Title 21, United States Code, Section 812, and methamphetamine, a substance controlled
under Schedule II, Title 21, United States Code, Section 812.

1 It is further alleged that the offense involved five hundred grams or more of a
2 mixture or substance containing a detectable amount of cocaine and fifty grams or more
3 of methamphetamine.

4 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A)
5 and 846.

6
7 **COUNT TWO**
8 **(Distribution of Cocaine)**

9 On or about May 9, 2009, at Seattle, within the Western District of Washington,
10 CARLOS A. ZAVALA-BUSTILLO, CESAR A. CANTERERO-ARTEAGA, EDWAN
11 P. FLETES, MARSHALL P. REINSCH, and RICHARD W. WILSON, knowingly and
12 intentionally distributed, and aided and abetted in distributing, cocaine, a substance
13 controlled under Schedule II, Title 21, United States Code, Section 812.

14 It is further alleged that the offense involved five hundred grams or more of a
15 mixture or substance containing a detectable amount of cocaine.

16 All in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(B)
17 and Title 18, United States Code, Section 2.

18
19 **COUNT THREE**
20 **(Carrying a Firearm During a Drug Trafficking Crime)**

21 On or about May 9, 2009, at Seattle, within the Western District of Washington,
22 RICHARD W. WILSON knowingly carried a firearm, that is, a handgun, during and in
23 relation to a drug trafficking crime for which he may be prosecuted in a court of the
24 United States, that is, distribution of cocaine.

25 All in violation of Title 18, United States Code, Section 924(c)(1)(A)(i).
26
27
28

1 aid and abet, distribution of cocaine, a substance controlled under Schedule II, Title 21,
2 United States Code, Section 812.

3 It is further alleged that the offense involved five kilograms or more of a mixture
4 or substance containing a detectable amount of cocaine.

5 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A)
6 and 846, and Title 18, United States Code, Section 2.

7
8 **COUNT SEVEN**
9 **(Aiding and Abetting Distribution of Methamphetamine)**

10 On or about June 10, 2009, at Seattle, within the Western District of Washington,
11 RICHARD W. WILSON knowingly and intentionally aided and abetted, and attempted to
12 aid and abet, distribution of methamphetamine, a substance controlled under Schedule II,
13 Title 21, United States Code, Section 812.

14 It is further alleged that the offense involved fifty grams or more of
15 methamphetamine.

16 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A)
17 and 846, and Title 18, United States Code, Section 2.

18
19 **COUNT EIGHT**
20 **(Carrying a Firearm During a Drug Trafficking Crime)**

21 On or about June 10, 2009, at Seattle, within the Western District of Washington,
22 RICHARD W. WILSON knowingly carried a firearm, that is, a handgun, during and in
23 relation to a drug trafficking crime for which he may be prosecuted in a court of the
24 United States, that is, aiding and abetting distribution of cocaine and methamphetamine.

25 All in violation of Title 18, United States Code, Section 924(c)(1)(A)(i) and
26 (c)(1)(C)(i).
27
28

1 The undersigned complainant being duly sworn states:

2 1. I, Cory L. Cote, am a Special Agent of the Federal Bureau of Investigation
3 (FBI), and have been so employed for fourteen years. I currently am assigned to the
4 FBI's Seattle office. For the last ten years, I have investigated federal criminal violations
5 related to organized crime, kidnaping, drug trafficking, gang crimes, and violent crimes.
6 Prior to that, I worked on an international terrorism squad for approximately four years.
7 This Complaint is based upon my own investigation and experience, as well as upon
8 information provided to me, and my review of reports prepared, by other law enforcement
9 officers.

10 2. In 2006, the Seattle Police Department (SPD) began investigating several
11 illegal gambling clubs, three of which were owned and/or operated by RICHARD W.
12 WILSON. During the course of that investigation, SPD utilized an undercover police
13 officer (the UCO). The UCO has served as a police officer for the Los Angeles Police
14 Department and currently is a Detective with the Seattle Police Department (SPD). He
15 has worked for SPD since March of 2001. During his employment with SPD, the UCO
16 has worked in the Patrol, Background Investigations, and Vice Units. His training
17 includes the successful completion of the SPD Detective School, Washington State
18 Undercover School, SPD Anti-Crime Team training, and Western States Vice
19 Investigators Training. The UCO has received training in drug familiarization and
20 recognition.

21 3. During the course of the gambling investigation, the UCO was able to
22 insinuate himself into a position of trust with targets of that investigation, including
23 WILSON. The UCO did so by posing as an affluent "trust fund baby" who was only
24 interested in partying and turning a quick buck. After gaining WILSON's trust, the UCO
25 purchased small amounts of cocaine from WILSON on seven occasions. The UCO
26 subsequently discussed purchasing larger quantities of cocaine. WILSON encouraged the
27 UCO to consider purchasing larger quantities to reduce his cost and generate higher
28

1 profits. WILSON suggested that the UCO deal directly with WILSON's source of
2 supply.

3 4. The UCO discussed the situation with one of WILSON's gambling
4 associates, R.T., who indicated that he could introduce the UCO to WILSON's drug
5 supplier, "Marshall" (subsequently identified as MARSHALL P. REINSCH). On March
6 16, 2009, the UCO met with R.T. and REINSCH, at Joey's Restaurant, in the South Lake
7 Union neighborhood of Seattle. Before entering the restaurant, REINSCH shook the
8 UCO's hand and hugged him close while feeling his back. The UCO believes REINSCH
9 did this to search for a wire or a firearm. Inside the restaurant, REINSCH explained that
10 he had sold cocaine and other drugs full-time since being laid off. REINSCH stated that
11 he sold over a kilogram of cocaine a day. REINSCH stated that he had multiple
12 customers who "moved" more than 1-2 kilograms of cocaine a week. REINSCH said that
13 his supplier sold everything, and that REINSCH could get the UCO whatever he wanted,
14 including cocaine, methamphetamine, oxycontin, and marijuana. After negotiating over
15 the price, REINSCH agreed to sell the UCO a kilogram of cocaine for \$19,500.

16 5. The UCO asked if REINSCH could get any "ice" (methamphetamine), and
17 REINSCH said he could. REINSCH called it "glass" and said that he would sell the
18 UCO a pound for \$22,000. REINSCH and the UCO talked about the quantity of drugs
19 the UCO wanted to purchase. The UCO told REINSCH that he was thinking about
20 buying larger amounts, such as six or seven kilograms of cocaine and a pound of
21 methamphetamine, in order to "move" it to eastern Washington in one trip instead of
22 making several trips across the state with illegal drugs, thereby reducing his risk of being
23 caught. REINSCH said he could sell the UCO as much as the UCO wanted. REINSCH
24 agreed to a price break if the UCO bought over five kilograms.

25 6. REINSCH also said that his supplier sold cars with built-in hidden drug
26 storage compartments, and that he could get the UCO one for approximately \$2,500.
27 REINSCH asked that the UCO give him at least two days notice if the UCO was going to
28 purchase multiple kilograms of cocaine. After dinner, REINSCH covertly handed the

1 UCO a translucent zip-lock baggie containing a white block of powder. REINSCH told
2 the UCO that it was a half-ounce sample of cocaine.

3 7. On April 10, 2009, at approximately 8:30 pm, the UCO met R.T. again at
4 Joey's Restaurant. R.T. and the UCO waited for REINSCH, with whom they planned to
5 discuss the purchase of substantial amounts of cocaine and methamphetamine. REINSCH
6 arrived at approximately 8:56 pm, and all three entered the restaurant. The three consumed their
7 meals and engaged in discussion. Approximately one hour later, they exited the restaurant.
8 While standing outside Joey's Restaurant, at approximately 22:05 hours, REINSCH's phone rang.
9 Reinsch told the UCO that the person on the telephone was his drug supplier. Examination of
10 REINSCH's cellular telephone records reveals that REINSCH received a call from (206) 218-
11 6974. Subscriber records for this telephone number have not yet been received.

12 8. The UCO, R.T. and REINSCH left the restaurant and drove in the UCO's
13 vehicle to "The Yard," a private gambling establishment at 1419 East Pike Street owned
14 by WILSON. The UCO engaged WILSON in conversation inside The Yard. The
15 primary focus of the discussion was the purchase of the narcotics from REINSCH.
16 WILSON provided the UCO guidance on the purchase of narcotics. WILSON committed
17 to assist the UCO in the purchase of the narcotics by providing security, and told the UCO
18 that he wanted to be compensated (financially) for providing this security assistance.
19 WILSON told the UCO that his payment should be one-half of one percent of the total
20 narcotics purchase price.

21 9. On April 28, 2009, at approximately 8:00 pm, the UCO met REINSCH at
22 Joey's Restaurant, and REINSCH showed the UCO a silver 2001 Honda Accord coupe.
23 REINSCH showed the UCO hidden compartments, which were located in the back seat of
24 the vehicle below the "B" posts behind the side panels on both sides. REINSCH stated
25 that the compartments could hold up to a total of 28 kilograms of cocaine. REINSCH
26 told the UCO that his drug supplier modifies vehicles by adding hidden compartments.
27 The UCO and REINSCH agreed to a target date of May 9, 2009 to exchange one
28 kilogram of powder cocaine for \$20,500.

Drug Delivery on May 9, 2009

10. On May 9, 2009, the UCO drove to WILSON's apartment at 1019 East Pike Street, Seattle, Washington, to pay WILSON a fee for the protection service that WILSON was to provide during the drug transaction. WILSON was standing in the parking lot adjacent to his apartment with an unidentified female when the UCO arrived. The UCO left the parking lot, went into WILSON's apartment, and waited for him to enter the apartment. WILSON entered the apartment and the UCO paid WILSON five hundred dollars. WILSON told the UCO that two hundred dollars would be enough for this drug purchase, and handed three hundred dollars back to the UCO.

11. The UCO then entered WILSON's bedroom, where WILSON showed the UCO a "snub nose" .38 revolver and a .357 revolver with a Seattle Police Department stamp on the handle. WILSON threw a shotgun on his bed with a couple of bandoleers that were filled with live shotgun shells. In addition to the weapons, WILSON showed the UCO two sets of body armor and a camouflage jacket. WILSON stated that the UCO should consider using a driver for the UCO's vehicle during the next drug purchase.

12. The UCO left WILSON's apartment and picked up an FBI Undercover Agent (the FBI UC) from the Marriott Renaissance Hotel, in downtown Seattle. The UCO placed a telephone call to REINSCH to confirm that REINSCH was en route to Joey's. REINSCH answered the call and told the UCO that he would be arriving at Joey's Restaurant shortly. The FBI UC dropped the UCO off in front of the restaurant and drove away.

13. The UCO received a telephone call from WILSON when the UCO exited a vehicle in front of Joey's Restaurant. WILSON was standing at the bus stop shelter in front of Joey's Restaurant. WILSON maintained contact with the UCO through telephone calls and text messages, regarding individuals whom WILSON thought were suspicious. WILSON also notified the UCO when REINSCH arrived at the restaurant.

14. Over dinner, REINSCH told the UCO that he had a kilogram of cocaine on his person. REINSCH showed the UCO the kilogram of cocaine, which was in a small

1 duffel bag. REINSCH informed the UCO that he also had a sample of "glass."
2 REINSCH said he had forgotten to bring the methamphetamine into the restaurant with
3 him and told the UCO that he would go to his car and return with the sample. REINSCH
4 left the duffel bag containing the kilogram of cocaine with the UCO, left the restaurant,
5 and walked to the parking lot to retrieve the sample of methamphetamine from his silver
6 Honda Accord.

7 15. The UCO then called the FBI UC and instructed the FBI UC to drive to the
8 restaurant with the buy money for the drug purchase. The UCO walked to the front of the
9 restaurant and called to instruct the FBI UC to meet him at the front of the restaurant.
10 The UCO exited the restaurant with the duffel bag containing the kilogram of cocaine,
11 and placed the duffel bag in a planter box, adjacent to where the UCO was standing. The
12 FBI UC exited a vehicle and gave the UCO a satchel with \$20,500. The FBI UC returned
13 to the vehicle and waited for the UCO and REINSCH to exchange the money for the
14 drugs.

15 16. REINSCH returned to the front of restaurant from his car with the sample
16 of methamphetamine. REINSCH gave the UCO the methamphetamine, which was in a
17 small plastic bag. The UCO placed the small plastic bag into his front right pocket and
18 handed REINSCH the satchel with the \$20,500. REINSCH walked away from the
19 restaurant towards his vehicle. The UCO entered the vehicle in which the FBI UC was
20 waiting. Both UCs drove to Issaquah, Washington, where the UCO transferred custody
21 of the drugs to SA Cory Cote of the FBI and TFO Ray Fleck, United States Marshals
22 Service. The drugs were later field tested and found to contain cocaine.

23 17. In the early morning hours of May 28th, 2009, the UCO met REINSCH and
24 an unidentified female at a bar in Seattle's Capitol Hill neighborhood. They spent time at
25 two bars, and during their meeting, REINSCH provided the UCO with a sample of
26 methamphetamine. During a subsequent debriefing, the UCO said that REINSCH and
27 WILSON both agreed that they should conduct the next, larger, drug purchase in two
28 weeks, on or around Wednesday, June 10, 2009. The location of the drug purchase was

1 to be Joey's Restaurant in Seattle's South Lake Union neighborhood. The UCO stated
 2 that WILSON wanted to meet with the UCO two additional times prior to the drug
 3 transaction. WILSON wanted to meet once the following week and again the day before
 4 the transaction to go over the plan and drive through the routes. On June 9, 2009 the
 5 UCO paid WILSON \$500 for providing security for the drug purchase which was
 6 scheduled for June 10, 2009.

7
 8 **Drug Delivery on June 10, 2009**

9 18. On Wednesday, June 3, 2009, the UCO met REINSCH at Joey's Restaurant.
 10 The meeting was arranged to discuss the pending drug purchase and for the UCO to see
 11 REINSCH's Honda Accord containing hidden compartments. A female associate of
 12 REINSCH's arrived at the meeting shortly after REINSCH. During the meeting,
 13 REINSCH convinced the UCO to increase the amount of methamphetamine to be
 14 purchased. REINSCH stated that methamphetamine is in high demand and can be sold
 15 very quickly. REINSCH recommended that the UCO purchase three pounds of
 16 methamphetamine, instead of two. REINSCH and the UCO agreed to upon the following
 17 items and prices for their upcoming transaction:

18	Cocaine (7 kilos at \$18,500/kilo)	\$129,500.00
19	Methamphetamine (3 lbs at \$22,000/lb)	66,000.00
20	REINSCH's Honda Accord with hidden compartments	<u>21,500.00</u>
21	Total	\$217,000.00

22 19. REINSCH stated that he would like to switch the location of the transaction
 23 in case they were being watched at Joey's Restaurant. REINSCH suggested Daniel's
 24 Broiler, which is located just South of Joey's Restaurant. The UCO agreed to meet at
 25 Daniel's to conduct the transaction.

26 20. On June 10, 2009, at approximately 12:30, the UCO arrived at Daniel's
 27 Broiler. Upon arrival, the UCO noticed that REINSCH was standing with an unknown
 28 male wearing a dark colored shirt, later identified as CARLOS A. ZAVALA-BUSTILLO.

1 This was odd because REINSCH and UCO usually meet alone and UCO had made it
2 known that the UCO did not want to meet anyone else. After parking his car, the UCO
3 approached the male in the dark shirt and shook his hand. This unknown male told the
4 UCO that he would not be dealing with the UCO if it wasn't for REINSCH, who walked
5 to a silver Honda Accord and sat in the driver's seat. REINSCH directed the UCO to the
6 passenger seat. The UCO declined and walked to the rear of the car.

7 21. Eventually ZAVALA-BUSTILLO told REINSCH to pop the hood of the
8 trap car. ZAVALA-BUSTILLO then showed the UCO the engine and spoke of what
9 great quality it was. He also told the UCO that the trap "plates" in the car were "straight
10 from Mexico." The UCO joked with him and said, "so it won't die on me." ZAVALA-
11 BUSTILLO did not laugh but said, fairly sternly, that he doesn't mess around.

12 22. Soon, thereafter UCO asked where the drugs were. REINSCH pointed to a
13 male, later identified as EDWAN PORFIRIO FLETES, who was seated in the passenger
14 seat of a black car next to him. REINSCH stated that FLETES would hand the drugs to
15 the UCO. The UCO then asked REINSCH why he had unknown people with him when
16 he said he would be alone. REINSCH then said, "my guy" wanted to do it this way
17 (REINSCH has repeatedly spoken about his drug supplier as "my guy.") While saying
18 this he gestured to ZAVALA-BUSTILLO. Eventually REINSCH suggested that the
19 UCO see the drugs. He then asked ZAVALA-BUSTILLO if it was OK to show the UCO
20 the drugs. ZAVALA-BUSTILLO agreed. REINSCH then told the UCO to follow him to
21 a white truck. Another male, later identified as CESAR A. CANTERERO-ARTEAGA,
22 was seated in the driver's seat of the truck. At the truck, REINSCH opened a bag in the
23 passenger seat and told the UCO to look in it. REINSCH and the UCO then counted out
24 seven packages that REINSCH said were the cocaine and three packages that REINSCH
25 said were the crystal methamphetamine.

26 23. After counting the packages, REINSCH grabbed the bag and walked back
27 to the trap car. After waiting for a short while, REINSCH asked the UCO where the
28 money was and said, "my guy wants to get out of here. He's not digging this."

1 | Eventually, the FBI undercover arrived. REINSCH and UCO then walked to the
2 | undercover truck, where the UCO showed REINSCH the cash. REINSCH took the cash
3 | and walked towards the black vehicle. ZAVALA-BUSTILLO joined him. While they
4 | were entering the car, ZAVALA-BUSTILLO reiterated that he wouldn't be dealing with
5 | the UCO if he didn't like REINSCH. ZAVALA-BUSTILLO then shook the UCO's hand
6 | as he entered the driver's seat of the black vehicle and said that he hoped this transaction
7 | was the beginning of a good business relationship. Soon thereafter, everyone involved in
8 | the transaction was taken into custody by Seattle Police. Law enforcement field-tested
9 | samples of the drugs provided to the UCO and found that they were, in fact, seven
10 | kilograms of cocaine and three pounds of methamphetamine.

11 | 24. While all of this was occurring, WILSON had driven his vehicle to the drug
12 | delivery location, as he had agreed, with the intent to provide security for the UCO for
13 | this deal. Upon his arrival, Seattle Police arrested WILSON. While conducting a search
14 | incident to arrest, arresting officers discovered two handguns on WILSON's person.
15 | WILSON was transported back to Seattle Police Department's Headquarters for
16 | questioning, during which time a substance that appeared to be methamphetamine was
17 | discovered in WILSON's wallet.

18 | **Information from REINSCH**

19 | 25. Following his arrest on June 10, 2009, Marshall REINSCH was interviewed
20 | at SPD headquarters. SA Cote advised REINSCH of his Miranda rights, and REINSCH
21 | stated that he understood his rights and was willing to answer questions. He provided the
22 | following information:

23 | 26. In 2008, REINSCH started going to a couple of Seattle clubs called the Noc
24 | Noc Club and the Sea Sound Lounge. Many of the patrons at these clubs are drug users.
25 | One night, REINSCH went to an after hours party with some of the other patrons where
26 | he was offered methamphetamine and cocaine. Over the next few months, REINSCH
27 | bought small amounts of cocaine from various people. Eventually, REINSCH began
28 | buying slightly larger amounts of drugs in order to obtain a better price. Acquaintances

1 and associates would approach REINSCH and ask if he had drugs to sell. REINSCH did
2 not sell much at first but later he was distributing ounce or multi-ounce quantities of
3 cocaine.

4 27. In early 2009, a woman introduced REINSCH to a Honduran individual
5 who delivered cocaine for a major Honduran drug supplier. The Honduran individual
6 arranged for REINSCH to buy cocaine from the supplier. Initially, REINSCH intended to
7 buy a 1/4 ounce of cocaine from the Hondurans but the order was misunderstood. The
8 Hondurans delivered four ounces of cocaine and a few days later demanded payment.
9 REINSCH had to step up his sales program in order to pay for the drugs supplied by the
10 Hondurans. Quickly, REINSCH's distribution arrangement with the Hondurans evolved
11 to the point where REINSCH was selling a half kilogram of cocaine each week. The first
12 time that REINSCH was late paying his cocaine debt he had to meet with the main
13 Honduran supplier, an individual named "Carlos." Carlos thought REINSCH was an
14 affluent customer who had valuable connections to other prospective customers. Carlos
15 never directly threatened REINSCH when payment was late but he did tell REINSCH
16 about the consequences that befell other customers who did not pay on time. REINSCH
17 found this quite intimidating. REINSCH was shown a photograph of CARLOS A.
18 ZAVALA-BUSTILLO, whom REINSCH positively identified as the individual known to
19 REINSCH as Carlos. REINSCH has three telephone number with which to contact
20 Carlos.

21 28. Carlos told REINSCH that he brings up to 100 kilograms of cocaine at a
22 time to Seattle. Carlos also informed REINSCH that he once lost \$1 million on a drug
23 shipment near the Mexican border. REINSCH would make his drug payments directly to
24 Carlos. Carlos charged REINSCH \$600 per ounce for the cocaine. Carlos offered to
25 provide REINSCH with "windows" which is his term for methamphetamine.

26 29. Another Honduran male in his late 20s often accompanied Carlos when he
27 was collecting drug debts. REINSCH was shown a photograph of Edwin Porfirio Fletes,
28 whom REINSCH positively identified as the Honduran male with Carlos during

1 collection meetings. REINSCH believes that Fletes provides security and guard services
2 to Carlos. Most of REINSCH's meetings with Carlos occurred at Joey's Restaurant on
3 Lake Union. One meeting took place at an apartment building located near a casino and a
4 Walgreens on Aurora Avenue. Carlos referred to this apartment building as "the office."
5 (Shortly after this interview was concluded, REINSCH was driven along Aurora Avenue
6 in order to locate this apartment. REINSCH identified the apartment building at 14344
7 Stone Avenue North, Seattle, WA as the apartment building referred to above. According
8 to REINSCH, the apartment used by Carlos is on the first floor south side of the
9 building.)

10 30. Until just recently, REINSCH's biggest sales were mostly in quarter
11 kilogram quantities with the exception of a single one-kilogram sale to another customer.
12 REINSCH has another occasional customer named Rick that he met while playing poker
13 at an "underground" card room. Rick hosts weekly poker nights. REINSCH sold user
14 amounts of cocaine on four or five occasions to Rick. REINSCH was shown a
15 photograph of WILSON, whom REINSCH positively identified as the individual he
16 knows as Rick. REINSCH is not aware that Rick is a drug user so he (Rick) may have
17 been buying drugs from REINSCH to provide to someone else.

18 31. Thompson introduced another customer named "Brian" to REINSCH.
19 Brian is actually the UCO mentioned above. About three weeks ago, REINSCH sold one
20 kilogram of cocaine to Brian for \$18,500. This deal occurred in the same Joey's
21 Restaurant parking lot where REINSCH met with Carlos. Since that first drug deal,
22 REINSCH has met with Brian on a few other occasions to plan a significantly larger deal
23 for seven kilograms of cocaine and three pounds of methamphetamine Carlos had been
24 pushing REINSCH for quite a while to try to sell larger quantities of drugs to his
25 customers. Carlos kept coaxing REINSCH to try to increase the quantity of drugs that
26 Brian was purchasing. REINSCH convinced Brian to increase the number of pounds of
27 methamphetamine from one to three. The size of the deal was ultimately so significant
28

1 that Carlos decided to come out to personally supervise the transaction. This deal was set
2 to occur on June 10, 2009 until it was disrupted by law enforcement.

3 32. REINSCH planned to deliver the cocaine and methamphetamine to Brian in
4 a silver Honda Accord, license plate 756-YQZ. This vehicle was provided to REINSCH
5 by Carlos a few weeks ago for the purpose of giving it to Brian. On one occasion,
6 REINSCH used the vehicle to drive to "the office" to pay Carlos. The vehicle has hidden
7 compartments in which to secrete illegal drugs. Carlos told REINSCH that the
8 compartments were installed somewhere outside of Seattle, possibly California. Carlos
9 told REINSCH that the vehicle was in his (Carlos') name. According to Washington
10 Department of Licensing records, the vehicle is registered to "Carlos Zavala" at an
11 address in Seattle

12 **Information from CANTERERO-ARTEAGA**

13 33. CANTERERO-ARTEAGA was advised of his rights prior to the initiation
14 of his interview by SA David Hecht, SA Craig Snelders, and Detective Richard
15 Huntington. SA Snelders translated all questions or statements into Spanish for
16 CANTERERO-ARTEAGA who stated that he did not understand English.
17 CANTERERO-ARTEAGA was provided a copy of Seattle Police Department's Advice
18 of Rights Form in Spanish. CANTERERO-ARTEAGA stated that he could read Spanish.
19 This form was also read to him by SA Snelders. CANTERERO-ARTEAGA signed the
20 form acknowledging his rights and that he wished to waive his rights.

21 34. CANTERERO-ARTEAGA stated that he originally is from Honduras and
22 has been in Seattle for ten days. CANTERERO-ARTEAGA has spent his ten days in
23 Seattle in two different hotels, where he stayed by himself. He was unable to recall the
24 name of either hotel.

25 35. He was asked about the circumstances surrounding his arrest on June 10,
26 2009. He initially claimed that he was sitting in the truck waiting for a friend. While
27 waiting, he stepped out to of the truck and was arrested by the police.
28

1 36. CANTERERO-ARTEAGA was asked to tell the truth regarding his arrest
2 and he stated that he was there to participate in a drug deal. A male CANTERERO-
3 ARTEAGA calls "Amigo," asked him to deliver drugs for him. CANTERERO-
4 ARTEAGA said that he delivered drugs three times for Amigo. CANTERERO-
5 ARTEAGA identified the Washington State Driver's License of Carlos Bustillo Zavala as
6 the person he knows as "Amigo."

7 37. CANTERERO-ARTEAGA met ZAVALA-BUSTILLO prior to each one
8 the deliveries, and ZAVALA-BUSTILLO would give him drugs for delivery. He drove
9 separately from ZAVALA-BUSTILLO, who drove with a male known to CANTERERO-
10 ARTEAGA as "Edwan," who also participated in the drug deals. Each delivery was to
11 the same location as where CANTERERO-ARTEAGA was arrested. A short white male
12 was present at each of the three purchases. This same white male was present at the
13 arrest. The first two deliveries each consisted of a kilogram of cocaine. CANTERERO-
14 ARTEAGA has known Edwan since he was very young. CANTERERO-ARTEAGA
15 identified FLETES' Honduran passport photograph as a photograph of Edwan.

16 38. The most recent delivery of cocaine occurred on June 10, 2009. At 10:00
17 am on June 10, 2009 CANTERERO-ARTEAGA received a call from ZAVALA-
18 BUSTILLO. ZAVALA-BUSTILLO told CANTERERO-ARTEAGA that he was going
19 to make a deliver later in the day. He told CANTERERO-ARTEAGA that they were
20 delivering cocaine. CANTERERO-ARTEAGA met with ZAVALA-BUSTILLO in an
21 Albertson's parking lot. They delivered seven kilograms of cocaine and something that
22 was covered with a towel on the floor of the truck. CANTERERO-ARTEAGA did not
23 see FLETES in the car with ZAVALA-BUSTILLO. ZAVALA-BUSTILLO was driving
24 a black car. They drove to the restaurant and CANTERERO-ARTEAGA handed the
25 drugs to a bald man, who put them in another car.

26 39. CANTERERO-ARTEAGA does not know what FLETES' role was at the
27 drug deals, but CANTERERO-ARTEAGA has talked with FLETES about the drug
28 deals.

Information from FLETES

40. FLETES was advised of his Miranda rights by SA David Hecht, SA Craig Snelders, and Seattle Police Detective Richard Huntington. SA Snelders translated all questions or statements into Spanish for FLETES, who stated that he did not understand English. FLETES was provided a copy of Seattle Police Department's Advice of Rights Form in Spanish. FLETES signed the form acknowledging his rights and agreed to waive his rights.

41. FLETES stated that he arrived in Seattle last week. He came with "Omar." He does not know Omar's last name, and does not know where he lives.

42. On June 10, 2009, two men, whose names he does not know, came to his house uninvited, while he was sleeping, and asked if he wanted to go eat. He got into their black Acura and sat in the front passenger seat. There were three men in the Acura. The two men lied to him about what they were doing.

43. FLETES was sitting in the car when the police came to arrest him. He has no idea of what the two men were doing when the police arrived. He denied any knowledge of a drug deal. FLETES stated that the \$1000 that he had in his possession when he was arrested was part of \$3000 that Omar gave him.

Information from ZAVALA-BUSTILLO

44. Following his arrest on June 10, ZAVALA-BUSTILLO was interviewed at Seattle Police Department Headquarters. He was advised of his Miranda rights and agreed to waive them and speak with officers. ZAVALA-BUSTILLO provided the following information:

45. ZAVALA-BUSTILLO was born in Honduras, and has been in the United States for the past two years. He is comfortable speaking in English. He crossed the United States - Mexican border in either Arizona or California. He paid someone \$2,000 to get across the border. He crossed with about thirty-five other people on foot. He made his way first to Phoenix, AZ, then to San Francisco, CA, then to Seattle. He admitted to

1 crossing the border illegally. ZAVALA-BUSTILLO does not recall what his street
2 address is in Seattle.

3 46. On June 10, 2009, ZAVALA-BUSTILLO was contacted by "someone" who
4 called him and said that they would pay him \$1,000 to "go along." This was ZAVALA-
5 BUSTILLO's first time delivering "stuff." ZAVALA-BUSTILLO understands the
6 consequences of his actions. ZAVALA-BUSTILLO declined to identify the individual
7 who called him because "those people will kill me." At first, ZAVALA-BUSTILLO
8 indicated that he had never met the person who delivered the "stuff" to him; however, he
9 later admitted to seeing him a few times but did not know the person's name. They would
10 call ZAVALA-BUSTILLO whenever they wanted him to do something. Yesterday, a
11 man in a taxi came to his house. The man gave ZAVALA-BUSTILLO a black duffle
12 bag. He was very firm, and ZAVALA-BUSTILLO did not think he could say "no" to
13 him.

14 47. ZAVALA-BUSTILLO said that the narcotics in the vehicle do not belong
15 to him. He was only carrying it for his friend. ZAVALA-BUSTILLO does not have the
16 money to get that much "stuff." He refused again to identify his source of supply, saying
17 that if he does, "I will die. They (the Hondurans) will kill me." ZAVALA-BUSTILLO
18 agreed that the Hondurans he is referring to live in San Francisco, and that they are his
19 source of supply for cocaine.
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Conclusion

48. Based on the foregoing, I submit that there is probable cause to believe that CARLOS A. ZAVALA-BUSTILLO, CESAR A. CANTERERO-ARTEAGA, EDWAN P. FLETES, MARSHALL P. REINSCH and RICHARD W. WILSON have committed violations of Title 21, United States Code, Section 841(a) and(b)(1)(A), and that RICHARD W. WILSON has committed violations of Title 18, United States Code, Section 924(c).

Coryl Cote
CORYL COTE, Complainant
Special Agent, FBI

Based on the Complaint sworn to before me, and subscribed in my presence, the Court hereby finds that there is probable cause to believe that the defendants committed the offenses set forth in the Complaint.

DATED: this 11th day of June, 2009.

James P. Donohue
JAMES P. DONOHUE
United States Magistrate Judge

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