

United States District Court

NORTHERN DISTRICT OF TEXAS

DISTRICT OF TEXAS COURT FILED OCT - 5 2009 CLERK, U.S. DISTRICT COURT BY DEPUTY

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

ENRIQUE LOPEZ (1)
JESUS SANDOVAL (2)

CASE NUMBER: 3-09-MJ- 301

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about October 3, 2009 in Dallas County, in the Northern District of Texas defendant(s), did

knowingly and intentionally take by force, violence and intimidation United States currency belonging to and in the care, custody, control and management and possession of bank tellers at Chase Bank, 12329 Lake June Road, Balch Springs, Texas, the deposits of which were then insured by the Federal Deposit Insurance Corporation, while in possession of firearms,

in violation of Title 18 United States Code, Section(s) 2113(a) & (d).

I further state that I am a(n) Task Force Officer of the Federal Bureau of Investigation, (FBI) Violent Crimes Task Force and that this complaint is based on the following facts:

See attached Affidavit of Special Agent Anthony Winn, FBI/TFO which is incorporated and made a part hereof by reference.

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

Signature of Complainant ANTHONY WINN Task Force Officer, FBI

Sworn to before me and subscribed in my presence, on this 5th day of October, 2009, at Dallas, Texas.

Wm. F. SANDERSON, JR. UNITED STATES MAGISTRATE JUDGE Name & Title of Judicial Officer

Signature of Judicial Officer

AFFIDAVIT

Affiant, Anthony Winn, is a Dallas Police officer assigned to the Violent Crime Task Force of the Federal Bureau of Investigation (FBI). Affiant has been a Dallas Police officer for twenty-one years and assigned to the Task Force for seven years. Affiant primarily investigates bank robberies. This affidavit is based on my personal knowledge and information provided to me by other law enforcement agents and officers who participated in this investigation:

OVERVIEW

1. On October 3, 2009, at approximately 10:00 a.m., two Hispanic males robbed the Chase Bank located at 12329 Lake June Road in Balch Springs, Texas. Balch Springs Police arrested the two suspects as they were fleeing from the bank.
2. Special Agents (SA) James Bridges, Eric Tighe, Michael Hillman, Lantre Conrad, Eric Schwethelm, John Wetherington, and Task Force Officer (TFO) Melton Bradshaw went to the bank and interviewed witnesses. TFOs Winn and Dennis Mumford and SA Eric Moya went to the Balch Springs Police Department and interviewed two suspects.

FACTS

3. One of the victim tellers, Mayira Sofia Olguin, is employed by Chase Bank. She was interviewed by SA Conrad. She told him that two masked men entered the bank at approximately 10 a.m.. Suspect #1 approached her, asked where security was, and stated that he had a bomb and would kill everyone if she did not give him money before the police arrived. That suspect held a backpack and a gun while making the bomb threat. That suspect then jumped over the teller's counter and stated "This is a robbery." While Suspect #1 jumped over the counter, Suspect #2 remained in the bank lobby with a handgun. Suspect #2 pointed the

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handgun at bank customers and yelled at them in Spanish.

4. After jumping over the counter, Suspect #1 again demanded money while pointing his handgun at the victim tellers. Olguin stated that Suspect #1 demanded money from the bottom drawer. Victim tellers Olguin, Julissa Ann Becerra, and Crystal Carlos were in fear for their lives and complied with Suspect #1's demands, giving him \$18,808.00 in United States currency. One teller also hit the alarm button. After Suspect #1 retrieved the money, Suspect #2 told Suspect #1 they needed to leave the bank. Both suspects ran out of the bank. Both suspects were Hispanic males wearing masks. In addition, Suspect #1 was wearing a gray hoodie. The suspects were seen getting into a white four-door vehicle when they left with the bank's money. Those proceeds were belonging to and in the care, custody, control, management, and possession of Chase Bank, a bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation.

5. Balch Springs Police immediately responded to Chase Bank. Upon arrival officers saw the two suspects leaving the bank parking lot in a white four-door vehicle. Officers pursued the vehicle to a dead end street. The passenger jumped out of the car and fled on foot. He was quickly caught and arrested. The driver surrendered. The suspects were identified as: driver, Enrique Lopez, Hispanic male, date-of-birth: 03/17/1984; and passenger, Jesus Sandoval, Hispanic male, date-of-birth: 10/25/1961. Officers recovered the stolen money from inside the vehicle and returned it to the bank.

6. Balch Springs Police returned to the offense location and processed the crime scene. A black backpack (with no bomb) and a gray hoodie were recovered.

7. Suspect #2, Jesus Sandoval, stated that he did not speak English. SA Moya is a fluent

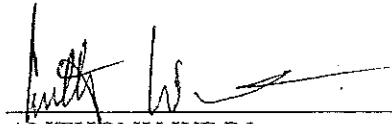
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Spanish speaker. He and TFO Mumford attempted to interview Sandoval. The interview was recorded. Moya advised Sandoval of his Miranda rights in Spanish. Sandoval invoked his right to counsel and SA Moya terminated the interview.

8. TFO Winn and Mumford interviewed Enrique Lopez, Suspect #1. The interview was recorded. Suspect Lopez was advised of his Miranda rights by TFO Mumford. Lopez waived his right to remain silent and agreed to speak about his involvement in the bank robbery. Lopez admitted that he entered the bank with a handgun, jumped over the teller's counter, and demanded money from the bank tellers. Lopez also admitted that he wore the gray hoodie and was the passenger in the getaway vehicle.

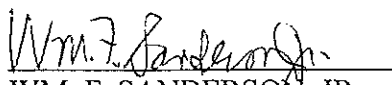
CONCLUSION

Based on the forgoing facts and circumstances, there is probable cause to believe that Enrique Lopez and Jesus Sandoval intentionally and knowingly committed a violation of 18 U.S.C. § 2113(a) and (d), that is, Bank Robbery, for the robbery of the Chase Bank located in the Northern District of Texas at 12329 Lake June Road, Balch Springs, Texas.



ANTHONY WINN
FBI VIOLENT CRIME TASK FORCE

Sworn to and subscribed before me this 5th day of October, 2009.



WM. F. SANDERSON, JR.
United States Magistrate Judge

AFFIDAVIT ANTHONY WINN