

UNITED STATES DISTRICT COURT
for the
Northern District of Iowa

United States of America
v.

Billy Lee Jaime Huerta; David Luiz Lee Huerta;
Steven Andrew Davis; Michael Angelo Sanchez
Moreno; and Francisco Mora aka Mora-Martinez

Case No. 14 mj 242

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of January 2014 to the present in the county of Cerro Gordo in the
Northern District of Iowa, the defendant(s) violated:

Code Section Title 21, United States Code, Section 846
Offense Description Conspiracy to distribute methamphetamine

This criminal complaint is based on these facts:
see attached Affidavit

Continued on the attached sheet.

Matthew R Anderson
Complainant's signature

Matthew Anderson, Special Agent; Iowa DNE
Printed name and title

Sworn to before me and signed in my presence.

Date: October 16, 2014

Jon S. Scoles
Judge's signature

City and state: Cedar Rapids, Iowa

Jon S. Scoles, Chief Magistrate Judge
Printed name and title

AFFIDAVIT A

Affiant's name: Special Agent Matt Anderson

Occupation: Division of Narcotic Enforcement **No. of years: 1 yrs**

Assignment: State Peace Officer **No. of years: 20 yrs**

Your affiant conducted an investigation and received information from fellow officers and other sources as follows:

I, Matthew Anderson, do state that I am a state law enforcement officer with the Iowa Department of Public Safety and have been so employed since June 1994. I have been assigned as a Special Agent to narcotic investigations since May 2014, with the Iowa Division of Narcotics Enforcement. Prior to that, I have been employed by the Department of Public Safety since 1994, first with the Capitol Police, then with the Iowa State Patrol, and the Division of Criminal Investigation.

As a special agent, I have been involved in investigations concerning controlled substances, to include methamphetamine investigations. These investigations involved; the purchase of controlled substances, handling of informants, interviewing individuals involved in the distribution of controlled substances, clandestine laboratories, documentation of proceeds gained from the sale of drugs and the seizure of drugs and drug proceeds. I have served as an affiant on prior search warrants for narcotics, ledgers, documents, electronic devices used to store drug related records, cash, paraphernalia, scales, bank records, firearms and other notes and papers relating to the illegal use, possession, possession with intent to deliver and delivery of controlled substances.

From my experience as a special agent, training I have received, conversations with other law enforcement officers and discussions I have had with individuals involved in the distribution of controlled substances, I have learned the following:

On August 20, 2014 CS #4328, in a de-briefing with law enforcement (as part of consideration for CS #4328's pending drug charges) provided information. This information detailed CS #4328's past drug usage and purchases of methamphetamine. CS #4328 detailed prior purchases with multiple subjects. CS #4328 has direct knowledge of five and half pounds of methamphetamine being delivered to 1830 4th Street SW Mason City, Iowa in early August 2014. The methamphetamine originated in Stockton, CA and was purchased directly from the Mexican cartel for \$3,000.00 per pound. The direct contact to the cartel in Stockton, CA is FRANCISCO MORA.

CS #4328 explained MICHAEL ANGELO SANCHEZ MORENO "Big Mike", DAVID LUIZ LEE HUERTA, BILLY LEE JAIME HUERTA, and STEVEN ANDREW

DAVIS are from Stockton, CA and have come to Mason City, IA to distribute methamphetamine. These subjects resided at 1830 4th Street SW in Mason City until October 1, 2014 and were located at this residence when the aforementioned methamphetamine was delivered to the address in August of 2014.

CS #4328 first met DAVID HUERTA through his cousin BILLY HUERTA. DAVID had a pound of methamphetamine at the introduction. CS #4328 sold four ounces of this pound around April 20th. DAVID HUERTA returned to Stockton, CA staying there for approximately a month before he returned to Iowa. DAVID HUERTA brought seven pounds of methamphetamine back to Iowa. DAVID HUERTA'S source of methamphetamine is FRANCISCO MORA.

CS #4328 said FRANCISCO MORA brought a pound of methamphetamine to Iowa for BILLY HUERTA. BILLY HUERTA sold the entire pound to ANTHONY BARTOSAC for \$16,000.00. BARTOSAC had recently won a settlement and spend the money purchasing this pound of methamphetamine.

CS #4328 said MICHAEL MORENO has been in town and is taking over the market. STEVEN DAVIS is another person from Stockton, CA who is sourced by FRANCISCO MORA.

CS #4328 advised RUDY HUERTA was recently stopped in Des Moines and had \$10,000.00 seized from him which belonged to DAVID HUERTA. STEVEN DAVIS was on the Amtrak and had \$10,000.00 seized but managed to get it returned by claiming it was for his attorney.

CS #4328 said FRANCISCO MORA wants guns and was recently shot just before CS #4328 traveled to Stockton, CA in August of 2014.

CS #4328 delivered \$4,000.00 in United States Currency to MORENO the evening of August 19, 2014. This was partial payment for six ounces of methamphetamine CS #4328 had received the week prior. CS #4328 still owes a drug debt of \$500.00. MORENO arranged to swap methamphetamine with CS #4328 as it was not very good quality. MORENO had twenty ounces of methamphetamine on August 19, 2014.

On August 22, 2014 CS #4328 placed a recorded phone call to STEVEN ANDREW DAVIS at 209-993-4071 to facilitate the delivery of a quarter pound of methamphetamine from Stockton, CA. DAVIS provided CS #4328 with Bank of America account number 325041033517 which belongs to AUTUMN DEOCAMPO of Stockton, CA. On August 22, 2014 at 4:43 p.m., this agent went to Bank of America located in Mason City, IA depositing \$2,400.00 into the aforementioned bank account. DAVIS provided CS #4328 with United States Postal Service (USPS) tracking number 9114-9012-3080-3534-1129-80. On August 25, 2014 the

aforementioned package arrived at the Clear Lake, IA post office. The package contained approximately a quarter pound of methamphetamine.

On August 26, 2014 CS #4328 advised STEVEN DAVIS said he had obtained permission from MICHAEL MORENO and DAVID HUERTA prior to sending the quarter pound of methamphetamine to CS #4328. STEVEN DAVIS confirmed this quarter pound came from the same source as the prior delivery, FRANCISCO MORA, and is extremely good quality.

On September 2, 2014 CS #4328 advised BILLY HUERTA used some of his drug proceeds to purchase a truck and a "383 Stroker Turn Key" engine spending \$10,000.00. DAVID HUERTA bought a new SUV spending \$16,000.00 in drug proceeds. The vehicle is a 2014 Honda CRV VIN #2HKRM4H39EH627744 with Iowa license plate BYZ881 and is registered to NANCY SMITH at 1036 1st Street NW in Mason City.

On September 5, 2014 DAVIS returned to Mason City using the Jefferson bus line which stops at the Mason City airport. DAVIS attempted to contact CS #4328 to obtain a ride from the airport to 1830 4th Street SW Mason City. DAVIS brought a pillow case with him from Stockton, CA which contained pounds of methamphetamine.

On September 8, 2014 CS #4328 advised DAVID and BILLY HUERTA were posting pictures on Facebook showing the items they had recently purchased from GUCCI. CS #4328 advised BILLY HUERTA openly gave credit to his drug sales for these purchases by including #El Chapo on the Facebook post. El Chapo is a nickname for Chapo Gunzman, a drug lord credited for putting more narcotics on American streets than anyone in history.

On September 17, 2014 CS #4328 arranged to have a drug debt paid to DAVID HUERTA by this Agent in an undercover capacity. At approximately 5:15 p.m., this Agent parked in the driveway located at 1830 4th Street SW in Mason City. At 5:18 p.m., DAVID HUERTA met this Agent at the driver's window of my vehicle and took the \$500.00 in pre-serialized United States currency. DAVID HUERTA returned to the residence after a short conversation.

On October 1, 2014 the Mason City Police Department (MCPD) was contacted by Jeffrey Tierney who is the property owner of 1830 4th Street SW in Mason City. Tierney requested MCPD assistance with removing subjects from his property. DAVID HUERTA and STEVEN DAVIS were inside 1830 4th Street SW and identified by MCPD. Task Force Investigator Frank Hodak advised this group relocated to 210 7th Street NE in Mason City.

On October 1, 2014 CS #4328 arranged for this Agent to buy an ounce of methamphetamine from DAVID HUERTA in an undercover capacity. At approximately 3:00 p.m., this Agent arrived at the Fareway parking lot in Mason City. This Agent noticed DAVID HUERTA walking into the north side of the parking lot. DAVID HUERTA got into the front passenger seat of this Agent's vehicle. DAVID HUERTA provided this Agent a bag of methamphetamine which contained approximately 37 grams of methamphetamine. DAVID HUERTA did not weigh the amount prior to meeting with this Agent saying he just broke it off the block. This Agent provided DAVID HUERTA with \$1,300.00 in pre-serialized United States currency as payment for an ounce of methamphetamine. This Agent told DAVID HUERTA we would settle up on the extra 9 grams on the next deal. DAVID HUERTA provided this Agent with his cellular telephone number of 209-292-9782 at the conclusion of the deal. Post buy surveillance observed DAVID HUERTA return to 210 7th Street NE in Mason City.

On October 1, 2014 DAVID HUERTA sent a text message offering to sell this Agent an additional ounce of methamphetamine. On October 1, 2014 at 7:00 p.m., this Agent placed a recorded phone call to DAVID HUERTA explaining this Agent would not be able to get the money put together for a second ounce. DAVID HUERTA confirmed he would be traveling back to Stockton, CA and would send me a package of methamphetamine.

On October 2, 2014 DAVID HUERTA contacted CS #4328 advising he had arrived in Stockton, CA and wanted the money deposited into a bank account. DAVID HUERTA provided Bank of America account number 164103746262 belonging to CLARA PEREZ of Stockton, CA.

On October 3, 2014 at 10:01 a.m., this Agent went to the Bank of America in Mason City depositing \$4,000.00 into CLARA PEREZ'S bank account for a half pound of methamphetamine. This Agent texted DAVID HUERTA advising this Agent had made the deposit and provided DAVID HUERTA with an address for the package to be mailed. DAVID HUERTA provided this Agent with USPS tracking number 9114-9012-3080-3008-7923-11. DAVID HUERTA contacted CS 4328 advising he wanted to send a full pound instead of the half. This Agent placed two recorded phone calls to DAVID HUERTA to discuss why this Agent did not want an entire pound of methamphetamine. DAVID HUERTA agreed to send the half pound as arranged.

On October 6, 2014 this Agent met with United States Postal Inspector Kevin Marshall in Des Moines. Marshall had located the half pound parcel displaying the above tracking number and removed it from delivery at this Agent's request. The parcel was processed and found to contain approximately a half pound of methamphetamine. This Agent provided Marshall with addresses located in Mason

City and requested he place a mail cover for additional packages which could be sent from Stockton, CA to Mason City.

On October 14, 2014 at 8:54 a.m., this Agent spoke with Marshall who advised a package was in Mason City addressed to SEAN TURNER 210 7th Street NE Mason City, Iowa 50401. The package was mailed on October 11, 2014 from Stockton, CA showing a return address of Patrick Collins 728 Hammer Ln Apt. #132 Stockton, CA 95210. Marshall requested this Agent met with the Mason City Postmaster Scott Pardoe and collect the package.

At 9:45 a.m., this Agent met with Pardoe at the Mason City post office and showed him my identification. Pardoe provided this Agent with a large USPS priority mail package which displayed USPS tracking number 9114-9999-4431-3013-7303-50.

This Agent met with Marshall at his office in Des Moines, Iowa and traveled with him to meet with Urbandale Police Officer Shane Taylor. Taylor is the K-9 handler of Sabre, a narcotics trained K-9. Sabre is certified in the detection of marijuana, methamphetamine, cocaine, heroin and ecstasy. Sabre found the aforementioned package hidden inside a garage alerting to its presence. Marshall applied for and received a United States District Court warrant to open the aforementioned parcel. The parcel was found to contain approximately one and a half pounds of a substance which field tested positive for the presence of methamphetamine.

One pound of the methamphetamine was removed and re-packaged for delivery to the Iowa Division of Criminal Investigation (DCI) Laboratory. The original packaging material is also being submitted to the DCI Laboratory for finger print analysis.

On October 15, 2014, Special Agent in Charge Ryan Moore and this Agent packaged eight (8) ounces of suspected methamphetamine into two (2) individual packages containing four (4) ounces per package. These two packages were vacuum sealed and wrapped around a pound package of Methylsulfonylmethane (MSM) which is a supplement used for animals. This package was vacuum sealed and re-packaged to appear similar in appearance to the original package of methamphetamine.

On October 15, 2014 United States Postal Inspector Kevin Marshall advised there has been at least two other packages delivered to this address with similar characteristics with in the last 30 days.

On October 15, 2014 at 2:22 p.m., Marshall delivered the above parcel to 210 7th Street NE in Mason City. MICHAEL MORENO spoke with Marshall at the front door of the residence while receiving the parcel. MICHAEL MORENO took the parcel inside the residence.

This Agent applied for and received a search warrant for 210 7th Street NE.

The parcel was opened and multiple layers of the vacuumed sealed package had been removed by the time the Iowa State Patrol tactical entry team arrived at the residence. BILLY HUERTA and FRANCISCO MORA were located inside the residence along with MICHAEL MORENO.

FRANCISCO MORA'S belongings were located in the upstairs southwest bedroom which is also where the USPS parcel and its contents were found along with some of the vacuum sealed bags and spilled coffee grounds. Also located in this bedroom was an Amtrak ticket for FRANCISCO MORA showing a departure from Reno, Nevada arriving in Osceola, Iowa.

United States currency seized from the residence totaled \$7,940.84. Two Bank of America deposit receipts ending in account number 6238 were seized from the residence. On October 6, 2014 \$6,100.00 was deposited and on October 9, 2014 \$6,000.00 was deposited into the above account.


A Western Union money gram in the total amount of \$82.00 was seized from the residence showing DAVID HUERTA sent \$70.00 to CLARA PEREZ on September 25, 2014 from the Hy-Vee Food Store located at 2400 4th Street SW in Mason City, Iowa.

Additional items seized during the search warrant includes but not limited to cellular phones, a digital scale, packaging materials, drug ledgers, marijuana, suspected steroids, and miscellaneous paperwork showing residency.



Matthew Anderson, Special Agent
Iowa Division of Narcotics Enforcement

Subscribed and sworn before me, this 16th day of October, 2014.



JON S. SCOLES
CHIEF MAGISTRATE JUDGE