

ORIGINAL

CRIMINAL COMPLAINT

UNITED STATES DISTRICT COURT		CENTRAL DISTRICT OF CALIFORNIA	
UNITED STATES OF AMERICA v. HAROLD RANGEL,		DOCKET NO.	
		MAGISTRATE'S CASE NO.	09-1473M
Complaint for violation of Title 18, United States Code, Section 1073			
NAME OF MAGISTRATE JUDGE HONORABLE RALPH ZAREFSKY		UNITED STATES MAGISTRATE JUDGE	LOCATION Los Angeles, CA
DATE OF OFFENSE SEE BELOW	PLACE OF OFFENSE Los Angeles County	ADDRESS OF ACCUSED (IF KNOWN)	
COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION: On or about January 30, 2009, in Los Angeles County, within the Central District of California, defendant HAROLD RANGEL left Los Angeles County, within the Central District of California, and traveled to Mexico to avoid prosecution on charges pending against him in the Central District of California in <u>United States v. Juan Rangel, et al., Case No. 08-1053-GHK</u> , in violation of 18 U.S.C. § 1073.			
LODGED JUL 16 PM 12:02 DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA LOS ANGELES		CLERK, U.S. DISTRICT COURT JUL 16 2009 CENTRAL DISTRICT OF CALIFORNIA BY <i>[Signature]</i> DEEJY	
		BASIS OF COMPLAINANT'S CHARGE AGAINST THE ACCUSED: (See attached affidavit which is incorporated as part of this Complaint)	
MATERIAL WITNESSES IN RELATION TO THIS CHARGE:			
Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.		SIGNATURE OF COMPLAINANT Stephanie Talamantez <i>[Signature]</i>	
		OFFICIAL TITLE Special Agent, Federal Bureau of Investigation	
Sworn to before me and subscribed in my presence,			
SIGNATURE OF MAGISTRATE JUDGE(1) <i>Ralph Zarefsky</i>		DATE July 16, 2009	

1) See Federal Rules of Criminal Procedure rules 3 and 54.

AUSA: James A. Bowman *JB* REC: Detention

AFFIDAVIT

I, Stephanie A. Talamantez, being duly sworn, depose and state:

I. EXPERIENCE AND TRAINING

1. I am a Special Agent ("SA") with the Federal Bureau of Investigation ("FBI"). I have been so employed for approximately six years. I am presently assigned to the White Collar Crime Squad of the West Covina Resident Agency of the Los Angeles Division of the FBI. As an FBI Special Agent, I have investigated various types of federal financial crimes, including mortgage fraud, bank fraud, check fraud, and investor fraud. My experience includes interviewing witnesses, gathering and analyzing financial documents, conducting surveillance, and serving grand jury subpoenas. I have also received formal training in investigating financial crimes, including bank fraud, wire fraud, mail fraud, and money laundering, and have also spoken to and learned from other agents who are experienced in investigating financial crimes and, in particular, investor fraud schemes.

2. This affidavit is made in support of an application for a complaint and arrest warrant charging HAROLD RANGEL ("RANGEL"), with a violation of 18 U.S.C. § 1073 (Unlawful Flight to Avoid Prosecution).

3. The information set forth in this affidavit is based on my personal observations, my review and analysis of numerous documents through my involvement in this investigation, my training and experience, and information obtained from other law enforcement officers and witnesses. Because the purpose of this affidavit is to set forth only the facts necessary to establish probable cause for the issuance of a complaint and arrest warrant, I have not described all of the relevant facts and circumstances of the investigation.

II. PROBABLE CAUSE

4. On September 5, 2008, a Federal Grand Jury indicted RANGEL, charging him with conspiracy to make false entries in the books, reports, or statements of a bank in violation of 18 U.S.C. § 371 (Count One), making false entries in the books, reports or statements of a bank in violation of 18 U.S.C. § 1005 (Counts Two through Four), and bribing a bank official in violation of 18 U.S.C. § 215(a)(1) (Count Five).

5. On September 8, 2009, I participated in arresting RANGEL at his residence. RANGEL was released on a \$25,000 secured bond on September 23, 2008. On January 20, 2009, RANGEL met with the government to provide information relating to the investigation pursuant to a proffer agreement. I was present at this meeting.

6. On January 30, 2009, RANGEL failed to appear at a proffer session that was scheduled to take place at his attorney's office. On February 9, 2009, RANGEL failed to appear at a pre-trial status conference before the Honorable George H. King. During that status conference, RANGEL's attorney, ██████, advised the Court that he had lost contact with his client. The Court set a further status conference for February 11, 2009 and ordered that RANGEL appear at that hearing or the Court would issue a warrant for his arrest. When RANGEL did not appear at the status conference on February 11, the Court issued a warrant for his arrest for failing to appear in violation of 18 U.S.C. § 3146(a)(1).

7. The government has made substantial efforts to locate RANGEL, without success. On March 30, 2009, I interviewed ██████ RANGEL's wife, along with other federal agents. During this interview, Lizama provided the following information:

a. ██████ said that she and RANGEL fled to Mexico after RANGEL's January 30, 2009 proffer session with the government, because RANGEL feared he was facing two or three years in prison. ██████ said that she and RANGEL crossed the border in San Diego via bus, but did not recall the exact date that they crossed the border. ██████ believed that RANGEL had

approximately \$1,000 in cash with him when they left the United States. ██████ said that they traveled together to Mexico City, where they rented a hotel room. ██████ could not recall the name of the hotel where they stayed. ██████ said that she was with RANGEL in Mexico City for approximately one week. One morning RANGEL left the hotel room and never returned.

b. ██████ stated that neither she nor RANGEL brought a cellular telephone with them to Mexico. RANGEL did not have his passport with him, and they were not required to show identification at the border. After RANGEL abandoned her, ██████ contacted her mother for assistance in returning to the United States. ██████ claims she has not heard from RANGEL since. ██████ has no way to contact RANGEL and has no idea of his current whereabouts.

8. On April 7, 2009, I interviewed ██████ an acquaintance of RANGEL, with other federal agents. During this interview, ██████ advised that he had recently heard from RANGEL via a chat on Facebook.com. ██████ said that he attempted to contact RANGEL after that chat, but discovered that RANGEL had taken down his homepage on Facebook. ██████ provided me with a log from their chat dated March 30, 2009. I reviewed that chat log and observed that when ██████ asked RANGEL if he was in town, RANGEL responded "... I'm on vacation

lol ..."

9. On March 30, 2009, I went to RANGEL's former residence along with other federal agents. The residence was empty, and neighbors advised they had not seen RANGEL.

10. In April 2009, myself and other Federal agents went to several locations in an attempt to locate RANGEL, including his last known employer, the residence of his father (co-defendant Juan Rangel), and [REDACTED] residence. I, along with other federal agents, canvassed neighbors at each of the residential locations. The neighbors who were interviewed all said that they had not seen RANGEL.

11. In April 2009, FBI Special Agent Bernardo Zavala called [REDACTED], RANGEL's sister. Special Agent Zavala advised me that [REDACTED] refused to speak with him.

12. On April 9, 2009, I interviewed Javier Juanchi, co-defendant Juan Rangel's former business associate, along with other federal agents. The interview was conducted primarily in Spanish and was translated to me. During this interview, Juanchi stated that he believes that RANGEL is most likely in Pachuca, Mexico. When asked why he believes this, Juanchi said that RANGEL is from Mexico, and that in his experience, when people are scared, they generally want to go home. According to Juanchi, Mexico is home for RANGEL and he probably feels more

comfortable there.

13. On July 10, 2009, I reviewed documents seized from co-defendant Juan Rangel as part of an ongoing federal investigation. Among other things, these documents included business records, banking documents, real estate documents, and biographical information (passports, birth certificates, etc). My review of the documents revealed the following:

a. RANGEL was born in Pachuca, Mexico and still has many family ties there. RANGEL is a Mexican citizen. In 2007 and 2008, RANGEL's father, co-defendant Juan Rangel, wired over \$1.8 million to bank accounts he controlled in Mexico. During the proffer session with RANGEL, he informed me that he has chips that contain the account numbers for these accounts. Additionally, co-defendant Juan Rangel owns a business in Pachuca, Mexico and is listed as the director of that company. The daily operations of that company are handled by Juanchi's brother, [REDACTED]

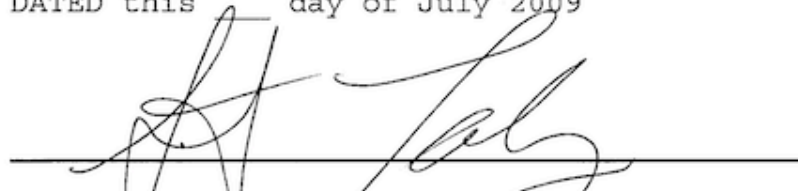
14. My training and expertise in fugitive investigations has led me to believe that people who have been indicted for federal crimes, such as RANGEL, often flee from the

jurisdiction, particularly in cases where the charges may lead to incarceration if they are convicted.

III. CONCLUSION

15. Based upon the above facts, there is probable cause to believe that RANGEL traveled in foreign commerce with the intent to avoid prosecution for the charges in the pending indictment, in violation of 18 U.S.C. § 1073.

DATED this _____ day of July 2009



Stephanie A. Talamantez, Special Agent
Federal Bureau of Investigation

Sworn and subscribed to before me this
16th day of July, 2009



United States Magistrate Judge