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CLERK US DISTRICT COURT  
DISTRICT OF ARIZONA

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**CR24-02530 TUC-JAS(MAA)**

7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE DISTRICT OF ARIZONA

9 United States of America,

No.

10 Plaintiff,

**INDICTMENT**

11 vs.

VIO: 18 U.S.C. § 924(k)(2)  
(Conspiracy to Smuggle  
Ammunition Out of the United  
States  
Count 1

12  
13 1. Ambrocio Ruiz-Angulo,  
(Counts 1-10)

18 U.S.C. § 554(a)  
(Smuggling Goods from  
the United States)  
Count 2

14  
15 2. Jerry Cortes-Heredia,  
(Counts 1, 3-7)

16 Defendants.

21 U.S.C. § 846  
(Conspiracy to Possess with Intent to  
Distribute Fentanyl,  
Methamphetamine, Heroin, and  
Cocaine)  
Count 3

21 U.S.C. §§ 841(a)(1) and  
841(b)(1)(A)(vi)  
(Possession with Intent to Distribute  
Fentanyl)  
Count 4

21 U.S.C. §§ 841(a)(1) and  
841(b)(1)(A)(viii)  
(Possession with Intent to Distribute  
Methamphetamine)  
Count 5

21 U.S.C. §§ 841(a)(1) and  
841(b)(1)(A)(i)  
(Possession with Intent to Distribute  
Heroin)  
Count 6

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21 U.S.C. §§ 841(a)(1) and  
841(b)(1)(C)  
(Possession with Intent to Distribute  
Cocaine)  
Count 7

18 U.S.C. § 2(a)  
(Aiding and Abetting the Commission  
of an Offense)  
Counts 2-7

18 U.S.C. § 924(c)(1)(A)(i)  
(Use/Carrying of a Firearm during  
a Drug Crime)  
Count 8

18 USC §§ 922(g)(5)(A) and 924(a)(8)  
(Possession of a Firearm by an Illegal  
Alien)  
Count 9

8 U.S.C. § 1326(a)(enhanced by  
8 U.S.C. § 1326(b)(2))  
(Reentry of Removed Alien)  
Count 10

18 U.S.C. § 924(d);  
28 U.S.C. § 2461(c)  
(Forfeiture Allegation)

**THE GRAND JURY CHARGES:**

**COUNT 1**

On or about January 20, 2024, until on or about April 11, 2024, in the District of Arizona, Defendants AMBROCIO RUIZ-ANGULO and JERRY CORTES-HEREDIA did knowingly conspire to smuggle or take out of the United States ammunition, that is, 3,200 rounds of .50 caliber ammunition with intent to engage in or to promote conduct that constitutes a felony, to wit: Title 18, United States Code, Sections 554(a) and 2, Smuggling of Goods from the United States, aiding and abetting, in violation of Title 18, United States Code, Section 924(k)(2)(B).

**COUNT 2**

On or about January 20, 2024, in the District of Arizona, Defendant AMBROCIO RUIZ-ANGULO knowingly and fraudulently exported and sent from the United States,

1 and attempted to export and send from the United States, any merchandise, article, or object  
2 contrary to any law or regulation of the United States, and received, concealed, bought,  
3 sold, and in any manner facilitated the transportation, concealment, and sale of such  
4 merchandise, article or object, that is 2,200 rounds of .50 caliber ammunition, knowing the  
5 same to be intended for exportation contrary to any law or regulation of the United States,  
6 to wit: Title 50, United States Code, Section 4819, and Title 15, Code of Federal  
7 Regulations, Parts 736.2, 738, and 774, in violation of Title 18, United States Code, Section  
8 554(a).

9 **COUNT 3**

10 Beginning at a time unknown, to on or about April 11, 2024, in the District of  
11 Arizona, Defendants AMBROCIO RUIZ-ANGULO and JERRY CORTES-HEREDIA did  
12 knowingly and intentionally combine, conspire, confederate and agree with persons known  
13 and unknown to the grand jury, to possess with intent to distribute 400 grams or more of a  
14 mixture or substance containing a detectable amount of fentanyl, a Schedule II controlled  
15 substance, in violation of Title 21, United States Code, Sections 841(a)(1) and  
16 841(b)(1)(A)(vi); and 50 grams or more of methamphetamine, or 500 grams or more of a  
17 mixture or substance containing a detectable amount of methamphetamine, a Schedule II  
18 controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and  
19 841(b)(1)(A)(viii), in violation of Title 21, United States Code, Section 846.

20 **COUNT 4**

21 On or about April 11, 2024, in the District of Arizona, Defendants AMBROCIO  
22 RUIZ-ANGULO and JERRY CORTES-HEREDIA did knowingly and intentionally  
23 possess with intent to distribute 400 grams or more of a mixture or substance containing a  
24 detectable amount of fentanyl, a Schedule II controlled substance, in violation of Title 21,  
25 United States Code, Sections 841(a)(1) and 841(b)(1)(A)(vi).

26 **COUNT 5**

27 On or about April 11, 2024, in the District of Arizona, Defendants AMBROCIO  
28 RUIZ-ANGULO and JERRY CORTES-HEREDIA did knowingly and intentionally

1 possess with intent to distribute 50 grams or more of methamphetamine, or 500 grams or  
2 more of a mixture or substance containing a detectable amount of methamphetamine, a  
3 Schedule II controlled substance, in violation of Title 21, United States Code, Section  
4 841(a)(1) and 841(b)(1)(A)(viii).

5 **COUNT 6**

6 On or about April 11, 2024, in the District of Arizona, Defendants AMBROCIO  
7 RUIZ-ANGULO and JERRY CORTES-HEREDIA did knowingly and intentionally  
8 possess with intent to distribute 1 kilogram or more of a mixture or substance containing a  
9 detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21,  
10 United States Code, Sections 841(a)(1) and 841(b)(1)(A)(i).

11 **COUNT 7**

12 On or about April 11, 2024, in the District of Arizona, Defendants AMBROCIO  
13 RUIZ-ANGULO and JERRY CORTES-HEREDIA did knowingly and intentionally  
14 possess with intent to distribute a quantity of a mixture or substance containing a detectable  
15 amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United  
16 States Code, Sections 841(a)(1) and 841(b)(1)(C).

17 **COUNT 8**

18 On or about April 11, 2024, in the District of Arizona, Defendant AMBROCIO  
19 RUIZ-ANGULO did knowingly carry, possess, and use a firearm, that is, one (1) Smith &  
20 Wesson M&P Shield 9mm pistol, during and in relation to, and in furtherance of a drug  
21 trafficking offense, for which he may be prosecuted in a court of the United States, that is  
22 possession with the intent to distribute cocaine, in violation of Title 18, United States Code,  
23 Section 924(c)(1)(A)(i).

24 **COUNT 9**

25 On or about April 11, 2024, in the District of Arizona, Defendant AMBROCIO  
26 RUIZ-ANGULO, knowing that he was unlawfully in the United States, knowingly  
27 possessed a firearm, in and affecting interstate or foreign commerce, to wit: one (1) Smith  
28

1 & Wesson M&P Shield 9mm pistol, in violation of Title 18, United States Code, Sections  
2 922(g)(5)(A) and 924(a)(8).

3 **COUNT 10**

4 On or about April 11, 2024, in the District of Arizona, to wit: at or near El Mirage,  
5 AMBROCIO RUIZ-ANGULO, an alien, entered and was found in the United States of  
6 America after having been denied admission, excluded, deported, and removed therefrom  
7 at or near Nogales, Arizona, on or about February 1, 2023, and not having obtained the  
8 express consent of the Attorney General or the Secretary of the Department of Homeland  
9 Security to reapply for admission thereto, in violation of Title 8, United States Code,  
10 Section 1326(a), enhanced by Title 8, United States Code, Section 1326(b)(2).

11 **FORFEITURE ALLEGATION**

12 Upon conviction of Counts 1, 2, 8 and 9 of the Indictment, defendants, AMBROCIO  
13 RUIZ-ANGULO and JERRY CORTES-HEREDIA, shall forfeit to the United States any  
14 firearms and ammunition involved in the commission of the offense, pursuant to Title 18,  
15 United States Code, Section 924(d) and Title 28, United States Code, Section 2461(c),  
16 including, but not limited to: 1000 rounds of .50 caliber ammunition; and one (1) Smith &  
17 Wesson M&P Shield 9mm pistol, Serial Number: HYU9573.

18 Upon conviction of one or more of the controlled substance offenses alleged in  
19 Count 3 through 7 of this Indictment defendants, AMBROCIO RUIZ-ANGULO and  
20 JERRY CORTES-HEREDIA, shall forfeit to the United States pursuant to Title 21, United  
21 States Code, Section 853, all right, title, and interest in (1) any property, real or personal,  
22 constituting, or derived from, any proceeds the defendants obtained, directly or indirectly,  
23 as the result of the said violations, and (2) any property, real or personal, used, or intended  
24 to be used, in any manner or part, to commit, or to facilitate, the commission of the said  
25 violations, including, but not limited to: one (1) Smith & Wesson M&P Shield 9mm pistol,  
26 Serial Number: HYU9573; \$317 U.S. currency; \$396 U.S. currency; and \$6,000 U.S.  
27 currency.

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1 If any of the forfeitable property, as a result of any act or omission of the defendants:  
2 (1) cannot be located upon the exercise of due diligence; (2) has been transferred or sold  
3 to, or deposited with, a third party; (3) has been placed beyond the jurisdiction of the court;  
4 (4) has been substantially diminished in value; or (5) has been commingled with other  
5 property which cannot be divided without difficulty; it is the intent of the United States,  
6 pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28,  
7 United States Code, Section 2461(c), to seek forfeiture of any other property of said  
8 defendants up to the value of the above forfeitable property, including but not limited to all  
9 property, both real and personal, owned by the defendants.

10 All pursuant to Title 18, United States Code, Section 924(d); Title 21, United States  
11 Code, Section 853; Title 28, United States Code, Section 2461(c); and Rule 32.2.(a),  
12 Federal Rules of Criminal Procedure.

13 A TRUE BILL

14 / s /

15 FOREPERSON OF THE GRAND JURY  
16 Dated: May 8, 2024

17 GARY M. RESTAINO  
18 United States Attorney  
19 District of Arizona

REDACTED FOR  
PUBLIC DISCLOSURE

20 / s /

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