UNSEALED BY ORDER OF
THE COURT MAY 24, 2006
HONORABLE DENNIS J. HUBEL

FILED '06 MAY 17 16:29 USDC-ORP

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

UNITED STATES OF AMERICA	)	
	)	CR 06-42 Ki
v.	)	
	)	INDICTMENT
RAMON MONTANEZ-LOPEZ,	)	
	)	18 U.S.C. § 1589
Defendant.	)	18 U.S.C. § 1028(a)(7)
		21 U.S.C. § 841(a)(1)
		21 U.S.C. § 841(b)(1)(B)(vii)
		21 U.S.C. § 853

SEALED

THE GRAND JURY CHARGES:

COUNT 1–Forced Labor

Beginning on and between February 1, 2001, the exact date unknown, and November 17, 2005, in Mexico, the Northern District of California, and District of Oregon, RAMON LOPEZ-MONTANEZ, did knowingly obtain labor and services of Mayra Martina Hernandez-Vargas by threats of serious harm to, and physical restraint against Mayra Martina Hernandez-Vargas by means of a scheme, plan, and pattern intended to cause Mayra Martina Hernandez-Vargas to believe that, if Mayra Martina Hernandez-Vargas did not perform such labor and services, Mayra Martina Hernandez-Vargas or another person would suffer serious harm or physical restraint;

As a part of the scheme, plan and pattern of coercion of Mayra Martina Hernandez-Vargas, Ramon Lopez-Montanez caused Mayra Martina Hernandez-Vargas to witness acts of violence committed upon other children and women;

As a part of the scheme, plan and pattern of coercion of Mayra Martina Hernandez-Vargas, Ramon Lopez-Montanez subjected Mayra Martina Hernandez-Vargas to acts of violence, to include assault against her person by beating, stabbing, and sexually assaulting her;

As a part of the scheme, plan and pattern of coercion the coercion of Mayra Martina Hernandez-Vargas, Ramon Lopez-Montanez subjected Mayra Martina Hernandez-Vargas to witness armed guards standing watch over Mayra Martina Hernandez-Vargas and others being held in buildings;

As a part of the scheme, plan and pattern of coercion of Mayra Martina Hernandez-Vargas, Ramon Lopez-Montanez told Mayra Martina Hernandez-Vargas that her family members in Mexico would be killed;

As a part of the scheme, plan and pattern of coercion of Mayra Martina Hernandez-Vargas, Ramon Lopez-Montanez transported Mayra Martina Hernandez-Vargas to 3412 Marietta Driver S.E., Salem, Oregon for the purpose of manufacturing marijuana;

As a part of the scheme, plan and pattern of coercion of Mayra Martina Hernandez-Vargas, Ramon Lopez-Montanez transported Mayra Martina Hernandez-Vargas to 372 N. Boulder Creek Road, Otis, Oregon for the purpose of manufacturing marijuana; all in violation of Title 18, United States Code, Section 1589.

COUNT 2–Manufacturing Marijuana

On or about May 1, 2002, the exact date unknown, at 3412 Marietta Drive S.E., Salem, District of Oregon, RAMON LOPEZ-MONTANEZ manufactured marijuana, a schedule I controlled substance, all in violation of Title 21, United States Code, Section 841 (a)(1).

The grand jury further charges that the amount of marijuana being manufactured exceeded 100 marijuana plants in violation of Title 21, United States Code, Section 841 (b)(1)(B)(vii).

COUNT 3–Manufacturing Marijuana

On and between May 1, 2002, the exact date unknown, until November 17, 2005, at 372 N. Boulder Creek Road, Otis, District of Oregon, RAMON LOPEZ-MONTANEZ manufactured marijuana, a schedule I controlled substance, all in violation of Title 21, United States Code, Section 841 (a)(1).

The grand jury further charges that the amount of marijuana being manufactured exceeded 100 marijuana plants in violation of Title 21, United States Code, Section 841 (b)(1)(B)(vii).

COUNT 4–False Government Document

On or about September 22, 2003, at Lincoln City, District of Oregon, RAMON LOPEZ-MONTANEZ did knowingly engage in conduct affecting interstate commerce, by possessing and using a false and fictitious government document, to wit: an Oregon driver's license in name Jose Juan Lopez which bore the semblance of Ramon Lopez-Montanez, with the intent to engage in unlawful activity that constitutes a violation of federal law and which constitutes a felony under state law, to wit: by producing the said false and fictitious government document in connection

with the opening of a checking account at the Wells Fargo Bank, all in violation of Title 18, United States Code, Section 1028 (a)(7).

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FORFEITURE ALLEGATION

Upon conviction of one or more of the offenses alleged in Count 1 of this Indictment, defendant(s) Ramon Montanez-Lopez shall forfeit to the United States pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c) any property constituting or derived from proceeds obtained directly or indirectly as a result of the said violation.

FORFEITURE ALLEGATION

Upon conviction of one or more of the controlled substance offenses alleged in Counts 2 and 3 of this Indictment, defendant(s) Ramon Montanez-Lopez , shall forfeit to the United States pursuant to 21 U.S.C. § 853, any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the said violations and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the said violations.

FORFEITURE ALLEGATION

Upon conviction of one or more of the offenses alleged in Count 4 of this Indictment, defendant(s) Ramon Montanez-Lopez shall forfeit to the United States pursuant to 18 U.S.C. § 1028 and 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c) any property constituting or derived

from proceeds obtained directly or indirectly as a result of the said violation, and all personal property used or intended to be used in this violation.

Dated this 16 day of May, 2006.

A TRUE BILL.

[redacted]

OFFICIATING FOREPERSON

PRESENTED BY:

KARIN J. IMMERGUT
United States Attorney
District of Oregon

JOHNATHAN S. HAUB
Assistant United States Attorney