Case 5:15-mj-00498-DUTY Document 4 F	iled 12/17/15 Page 1 of 1 Page ID #:44
	FILED
UNITED STATES D	CIEDVILO DIOTALIA
CENTRAL DISTRIC	r of calteorn la ^{DISTRICT} COURT RIVERSIDE
UNITED STATES OF AMERICA V. PLAINTIFF	CASE NUMBER: 5:15-mj-498
Enriquez Marquez, Jr. DEFENDANT	REPORT COMMENCING CRIMINAL ACTION
TO: CLERK'S OFFICE, U.S. DISTRICT COURT	
All areas must be completed. Any area not applicable or un	known should indicate "N/A".
1. Date and time of arrest: 12/17/2015	12:46 AM X PM
2. The above named defendant is currently hospitalized an any other preliminary proceeding: ☐ Yes ⊠No	
3. Defendant is in U.S. Marshals Service lock-up (in this co	ourt building): 🗌 Yes 🗌 No
4. Charges under which defendant has been booked:	
18 USC 2339	
5. Offense charged is a: 🔀 Felony 🗌 Minor Offens	e 🗌 Petty Offense 🗌 Other Misdemeanor
6. Interpreter Required: 🔀 No 🗌 Yes Language:	
7. Year of Birth: 1991	
 B. Defendant has retained counsel: ∑ No ☐ Yes Name: 	Phone Number:
9. Name of Pretrial Services Officer notified:	
10. Remarks (if any):	
11. Name: JOEL T. ANDERSON (ple	ase print)
12. Office Phone Number: 951 248 6596	13. Agency: FBI
14. Signature:	13. Agency: $F13I$ 15. Date: $12/17/2015$
CR-64 (2/14) REPORT COMMENC	CING CRIMINAL ACTION

) STATES DISTRICT COURT L DISTRICT OF CALIFORNIA	
UNITED STATES OF A	AMERICA, Plaintiff, vs.	<u>Eastern</u> Division Case Number: 5:15-MJ-00498	Complaint & Warrant
Enrique Marquez Jr.		Initial App. Date: <u>12/17/2015</u> Initial App. Time: <u>3:00 PM</u>	<u>Custody</u>
	Defendant.	Date Filed: <u>12/17/2015</u> Violation: <u>18 USC 2339</u> CourtSmart/ Reporter:	RG1isp)
	ELD BEFORE UNITED STATES ATE JUDGE: <u>Sheri Pym</u>	CALENDAR/PR	OCEEDINGS SHEET DF-DISTRICT CASE
PRESENT:	Carter, Kimberly	Christopher D Gri	None Interpreter/Language
	Deputy Clerk		\mathcal{O}
		in silent; appointment of counsel, if indiger	nt; right to bail; bail review and
	iminary hearing OR uremoval hearing nt states true name uris as charged uris		
Court O	RDERS the caption of the Indictment/In	formation be changed to reflect defendant's	different true name. Counsel are directed
	I future documents reflecting the true na		
		ment in financial affidavit. 🗍 Financial A	
A		Prev. Appointed D Poss. Contribution (see separate order)
Spec	ial appearance by:	NTED DENIED WITHDRAWN	CONTINUED
		Temporarily Detained (see separate of	
	XED AT \$	(SEE ATTACHED COPY OF CR-	BOND FORM FOR CONDITIONS)
	nent moves to UNSEAL Complaint/Indi ary Hearing waived.	ctment/Information/Entire Case: GRA	NTED 🗌 DENIED
This cas	Misdemeanor Defendant is advised e is assigned to Magistrate Judge ng of all further proceedings.		unsel are directed to contact the clerk for
	WARRANT Counsel are directed		
District.		for the setting of fu at 4:30 PM	irther proceedings.
barrow	ary Hearing set for at 1	:00PM in LA; at 9:30 AM in Riverside; at 1	10:00 AM in Santa Ana
1000000	nent's motion to dismiss case/defendant		IV: GRANTED DENIED
		le cause: □ GRANTED □ DENIED	IJ. THE ORIGINAL MARK DURING
Defenda	nt executed Waiver of Rights. Proce RDERS defendant Held to Answer to	ess received District of	
🛄 Bon	d to transfer, if bail is posted. Defendant	to report on or before	
		o issue. Date issued:	
War	rant of removal and final commitment a ntinued to (Date)	(Time)	AM /PM
Type of	Hearing: Dal Detrahan Hear	Before Judge <u>BRIFOW</u> Jonn <u>3 - 3Rd Hunc</u> Judge's C	/Duty Magistrate Judge.
Defenda Abstract	nt committed to the custody of the U.S. of Court Proceeding (CR-53) issued. Co	Marshal Summons: Defendant ordered opy forwarded to USM.	to report to USM for processing.
		on Next Court Day (M-20) issued. Original	forwarded to USM.
Surved	SE ORDER NO:		
Other:			the state
	🗭 PSA 🗆 USPO	IP FINANCIAL	Deputy Clerk Initials

Full docket text for document 6:

FINANCIAL AFFIDAVIT filed as to Defendant Enrique Marquez, Jr. (Not for Public View pursuant to the E-Government Act of 2002) (ad)

	Case 5:15-mj-00498-DUTY Document 7 Filed 12/17/15 Page 1 of 5 Page ID #:47
	FILEORIGINAL
1	EILEEN M. DECKER United States Attorney
2	PATRICIA A. DONAHUE 2015 DEC 17 PM 12: 15 Assistant United States Attorney
3	Chief, National Security Division CLERKU.S. DISTRICT COURT CHRISTOPHER D. GRIGG (Cal. Bar No. 220243)CENTRAL DIST. OF CALIF.
4	Assistant United States Attorney Chief, Terrorism and Export Crimes Sectionary
5	1500 United States Courthouse 312 North Spring Street
6	Los Angeles, California 90012 Telephone: (213) 894-5429 Facsimile: (213) 894-7631
8	E-mail: christopher.grigg@usdoj.gov
9	Attorneys for Plaintiff UNITED STATES OF AMERICA
10	UNITED STATES DISTRICT COURT
11 .	FOR THE CENTRAL DISTRICT OF CALIFORNIA
12	UNITED STATES OF AMERICA, No. 98 515MJ498
13	Plaintiff, GOVERNMENT'S NOTICE OF REQUEST FOR DETENTION
14	V.
15	ENRIQUE MARQUEZ, JR.,
16	Defendant.
17	
18	Plaintiff, United States of America, by and through its counsel
19	of record, hereby requests detention of defendant and gives notice of
20	the following material factors:
21	1. Temporary 10-day Detention Requested (§ 3142(d)) on the
22	following grounds:
23	a. present offense committed while defendant was on release
24	pending (felony trial),
25	b. defendant is an alien not lawfully admitted for
26	permanent residence; and
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1			с.	defendant may flee; or
2			d.	pose a danger to another or the community.
3	\boxtimes	2.	Pret	rial Detention Requested (§ 3142(e)) because no
4			cond	lition or combination of conditions will reasonably
5			assu	ire:
6		\boxtimes	a.	the appearance of the defendant as required;
7		\boxtimes	b.	safety of any other person and the community.
8		з.	Dete	ention Requested Pending Supervised Release/Probation
9			Revo	ocation Hearing (Rules 32.1(a)(6), 46(d), and 18 U.S.C.
10			§ 31	.43(a)):
11			a.	defendant cannot establish by clear and convincing
12				evidence that he/she will not pose a danger to any
13				other person or to the community;
14			b.	defendant cannot establish by clear and convincing
15				evidence that he/she will not flee.
16	\boxtimes	4.	Pres	sumptions Applicable to Pretrial Detention (18 U.S.C.
17			§ 31	L42(e)):
18			a.	Title 21 or Maritime Drug Law Enforcement Act ("MDLEA"
19				(46 U.S.C. App. 1901 <u>et seq.</u>) offense with 10-year or
20				greater maximum penalty (presumption of danger to
21				community and flight risk);
22		\boxtimes	b.	offense under 18 U.S.C. §§ 924(c), 956(a), 2332b, or
23				2332b(g)(5)(B) with 10-year or greater maximum penalty
24				(presumption of danger to community and flight risk);
25			C.	offense involving a minor victim under 18 U.S.C.
26				§§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251,
27				2251A, 2252(a)(1)-(a)(3), 2252A(a)(1)-2252A(a)(4),
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2260, 2421, 2422, 2423 or 2425 (presumption of danger to community and flight risk);

d. defendant currently charged with an offense described in paragraph 5a - 5e below, <u>AND</u> defendant was previously convicted of an offense described in paragraph 5a - 5e below (whether Federal or State/local), <u>AND</u> that previous offense was committed while defendant was on release pending trial, <u>AND</u> the current offense was committed within five years of conviction or release from prison on the abovedescribed previous conviction (presumption of danger to community).

5. Government Is Entitled to Detention Hearing Under § 3142(f) If the Case Involves:

- a. a crime of violence (as defined in 18 U.S.C. § 3156(a)(4)) or Federal crime of terrorism (as defined in 18 U.S.C. § 2332b(g)(5)(B)) for which maximum sentence is 10 years' imprisonment or more;
 - b. an offense for which maximum sentence is life imprisonment or death;
 - c. Title 21 or MDLEA offense for which maximum sentence is 10 years' imprisonment or more;
- d. any felony if defendant has two or more convictions for
 a crime set forth in a-c above or for an offense under
 state or local law that would qualify under a, b, or c
 if federal jurisdiction were present, or a combination
 or such offenses;

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-	Ca	ise 5:1	5-mj-00498-DUTY Document 7 Filed 12/17/15 Page 4 of 5 Page ID #:50	
1			e. any felony not otherwise a crime of violence that	
2			involves a minor victim or the possession or use of a	
3			firearm or destructive device (as defined in 18 U.S.C.	
4			§ 921), or any other dangerous weapon, or involves a	
5			failure to register under 18 U.S.C. § 2250;	
6		\boxtimes	f. serious risk defendant will flee;	
7			g. serious risk defendant will (obstruct or attempt to	
8			obstruct justice) or (threaten, injure, or intimidate	
9			prospective witness or juror, or attempt to do so).	
10		6.	Government requests continuance of days for detention	
11			hearing under § 3142(f) and based upon the following	
12			reason(s):	
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т. а. "К.	Case 5:15-mj-00498-DUTY Docum	nent 7 Filed 12/17/15 Page 5 of 5 Page ID #:51
1 2 3	7. Good cause for cont that:	inuance in excess of three days exists in
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8	Dated: December 17, 2015	
9 10		EILEEN M. DECKER United States Attorney
10		PATRICIA A. DONAHUE Assistant United States Attorney
12		Chief, National Security Division
13		/S/
14		CHRISTOPHER D. GRIGG Assistant United States Attorney
15		Attorneys for Plaintiff
16		UNITED STATES OF AMERICA
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HILARY POTASHNER (No. 167060) 1 FILED CLERK, U.S. DISTRICT COURT Federal Public Defender 2 (E-mail: Hilary Potashner@fd.org) (No.) 3 Deputy Federal Public Defender DEC 17 2015 (E-mail:) 4 3801 University Ave, Suite 700 CENTRAL DIS 5 Riverside, California 92501 EASTERN DIV Telephone (951) 276-6346 6 Facsimile (951) 276-6368 7 Attorneys for Defendant 8 UNITED STATES DISTRICT COURT 9 CENTRAL DISTRICT OF CALIFORNIA 10 SOUTHERN DIVISION 11 12 UNITED STATES OF AMERICA, NO. 5:15-MJ-498M Plaintiff. 13 Assertion of Fifth and Sixth 14 Amendment Rights Envique Marque _____ Defendant 15 16 17 I, the above-named defendant, hereby assert my Fifth and Sixth Amendment rights to remain silent and to have counsel present at any and all of my interactions with 18 the government or others acting on the government's behalf. I do not wish to, and will 19 not, waive any of my constitutional rights except in the presence of counsel. I do not 20 want the government or others acting on the government's behalf to question me, or to contact me seeking my waiver of any rights, unless my counsel is present. 21 22 Attorney's Name/Signature 23 (Defendant's Signature) 24 25 Date/Time 12/17/15 a.m./p.m. 26 27 Interpreter: 28 1

	UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA
UNITED STATES OF AMERICA, Plaintiff vs. Enrique Marquez Jr. Defendant	NOTICE DIRECTING DEFENDANT TO APPEAR FOR PRELIMINARY HEARING AND FOR ARRAIGNMENT ON INDICTMENT/INFORMATION
YOU ARE HEREBY NOTIFIE	ED AND DIRECTED to appear before United States Magistrate Judge , United States Courthouse located at:
Western Division 255 E. Temple Street Courtroom <u>341</u> , <u>3rd</u> Floor Los Angeles, CA 90012 at <u>4.30</u> AM / are hereby directed to appear or you in the U.S. District Court p	n this date unless you are informed that an indictment or information is filed against
If an indictment or information notice before United States Mag States Courthouse located at:	has been filed, YOU ARE NOTIFIED AND DIRECTED to appear without further gistrate Judge, United
arraigned on the indictment / in	Southern Division 411 W. Fourth Street Courtroom, Floor Santa Ana, CA 92701 Floor PM on
If you have retained your own a	attorney, he or she must be present with you on the date ordered above. If you do not ill be appointed to represent you at the time, provided you are without sufficient
	AT THE DATE, TIME AND PLACE INDICATED, YOUR PRESENT BOND THE COURT WILL ISSUE A WARRANT FOR YOUR ARREST.
	ned for further proceedings in a division different from the one indicated above . If ou and your attorney; therefore, keep in close contact with your attorney so you will ing to the wrong location.

Filed & Dated: 12-17-15

Clerk, U.S. District Court By: Magistrate Judge Courtroom Deputy Clerk

Case 5:15-mj-00498-DUTY Decument 10 DISTRICT COURT CENTRAL DISTRICT COURT OF CALIFORNIA

MINUTES - DETENTION HEARING - REVIEW/RECONSIDERATION OF BAIL / DETENTION ORDER - NEBBIA HEARING

Cas	e No. ED15MJ00498-DUTY	Co	ourt Reporter	Adele	Frazier	Date: 12/	/21/2015	
	sent: The Honorable David T. Bristow		1				U.S. Magistrate	Judge
	D. Castellanos	Christor	her D. Grigg				6	0
	Deputy Clerk	-	U.S. Attorney			In	terpreter / Langi	uage
US	SA v. Enrique Marquez		Attorney Pr	esent for	Defendan	t:		
			Young Kir	n / Angel	a Viramo	ntes		
	Present $\mathbf{\nabla}$ Custody \Box Bond \Box Not present		_	-			□ Not present	
PR	OCEEDINGS: DETENTION HEARING							
-	Government's request for detention is: $\mathbf{\nabla}$ GRAN	TED D	DENIED	WITHDR	RAWN [CONTINU	ED	
	Witnesses CST (see separate list).							
	Court orders that exhibits be returned to the respe	ctive couns	el / party of r	ecord.				
	\Box See Receipt for Release of Exhibits to Couns	el.						
	Counsel stipulation to bail.							
	Court finds presumption under 18 USC 3142e							
			1					
	Court finds presumption under 18 USC 3142e							
	Court sets bail at: \$	•		EE ATTA	ACHED (COPY OF C	R-01 BOND F	ORM
_	FOR CONDITIONS OF RELEASE.		1. (10)		a			
	Court orders that defendant be detained for a period							
	Court orders further detention / bail hearing to be							
	Court orders area continued to	belore Jud	ge		/ 🗆 n m	for		_ ·
	Court orders case continued to	a	L	⊔a.m	. / ⊔p.m.	lor		_ , III
	Release Order Issued - Release No.							_·
		rraionmen	t has been pro	 eviously (set Prelin	ninary hearin	o set for Ianua	v 4 2016
	:30 p.m. and Post Indictment Arraignment set for .							<u>y</u> 1, 2010
		<u>,</u>						
PR	OCEEDINGS: REVIEW / RECONSIDE NEBBIA HEARING	RATION C	OF BAIL / DE'	TENTION	N ORDER	- BOND HE	ARING	
He	earing on □ Plaintiff's □ Defendant's request for □ GRANTED □ DEN		econsideration	n of bail /	detentior	n order had a	nd request is:	
Co	ourt ORDERS bail as to the above-named defendar		fied to □ se	t at: \$				
00	□ SEE ATTACHED COPY OF CR-01 BO							
	Bond previously set is ordered vacated.	12 1 0101						
	Court orders defendant permanently detained. S	ee senarate	order.					
	Court denies request for bail, defendant shall rer	-		ed as prev	viously or	dered.		
	Witnesses CST (see separate list). \Box Exhi	-						
	Court orders that exhibits be returned to the resp			· •	<i>iute</i> 115 <i>t</i>).			
	□ See Receipt for Release of Exhibits to Counse		iser, pure or	1000101				
			Па	m /□n	m for			
	before Judge	_ ut	L u.	in C	ourtroom			
	Nebbia conditions are satisfied and the Governn							
~								
Re	elease Order Issued - Release No.						: <u>30</u>	
					Depu	ty Clerk Initi	als DC	