

United States District Court

3

EASTERN DISTRICT OF MICHIGAN

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

Eskender HENAREH MAFARANI

Case:2:08-mj-30498
Judge: Unassigned,
Filed: 11-08-2008 At 09:27 AM
USA v. Eskender Henareh Mafarani (m
l)

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about November 7, 2008 in Wayne county, in the Eastern District of Michigan defendant(s) did,

Knowingly, with the intent to evade a currency reporting requirement under section 5316, conceal more than \$10,000 in currency or other monetary instruments on the person of such individual or in any conveyance, article of luggage, merchandise, or other container, and transports or transfers or attempts to transport or transfer such currency or monetary instruments from a place within the United States to a place outside of the United States, or from a place outside the United States to a place within the United States;

in violation of Title 31 United States Code, Section(s) 5332(a)(1)

Further, on that same date, the defendant did

make a materially false, fictitious, or fraudulent statement or representation;

in violation of Title 18 United States Code, Section(s) 1001(a)(2)

I further state that I am a(n) Senior Special Agent and that this complaint is based on the following facts:
Official Title

SEE ATTACHED AFFIDAVIT.

Continued on the attached sheet and made a part hereof: Yes No

Signature of Complainant

Anthony C. Romolino
Senior Special Agent

Sworn to before me and subscribed in my presence,

November 8, 2008 at
Date

Detroit, MI
City and State

Donald A. Scheer, U.S. Magistrate Judge

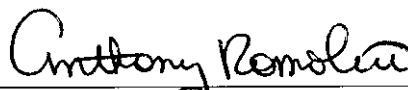
Signature of Judicial Officer

AFFIDAVIT

I, Anthony C. Romolino, being duly sworn, depose and state the following:

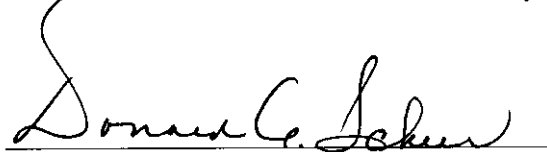
1. I am employed as a Senior Special Agent with the Department of Homeland Security, U.S. Immigration and Customs Enforcement (ICE) in Detroit, Michigan. I have been employed as a Special Agent for 10 years. I received training and have experience in investigating violations of the immigration, import and export laws of the United States, including violations involving the illegal importation of currency and narcotics. The following is based upon my personal investigation as well as statements from other fellow law enforcement officers.
2. The information set forth below is for the limited purpose of establishing probable cause. Therefore, this affidavit does not necessarily contain all of the information collected during my investigation.
3. On November 7, 2008, the defendant, Eskender HENAREH MAFARANI, a citizen and resident of Canada, did attempt to enter the United States at Detroit, MI from Windsor, Ontario via the Ambassador Bridge. The defendant was the driver and sole occupant of a blue Volvo Model truck bearing Ontario license plate #7145PC.
4. Prior to entry to the United States, the defendant was interviewed at U.S. Customs and Border Protection (CBP) primary lane, by CBP Officer James Alexander. CBP Officer Alexander asked the defendant if he had any alcohol, tobacco, plants, fruits, vegetables, or money to declare, to which the defendant stated "no. CBP Officer Alexander referred the defendant and his truck to the Vehicle and Cargo Inspection System (VACIS) for exam.
5. VACIS, a gamma ray imaging system, uses radiographic images to help CBP Inspectors examine the contents of trucks, containers, cargo, and passenger vehicles for hidden compartments containing contraband.
6. While at the VACIS, the image of the truck revealed anomalies in the cab of the truck and the truck was referred to the Fort Street Cargo Facility (FSCF) examination dock by CBP Officer Nicholas Reach.
7. CBPO Reach stated he asked the defendant how much money he was traveling with and the defendant stated he was traveling with \$700.00. CBPO Reach asked the defendant if there was any money inside the cab of the truck and the defendant stated "no."
8. While at the FSCF examination dock, CBPO Officer McCullough arranged for a K-9 inspection of the truck by CBP Officer Valle utilizing K-9 "Ascia."
9. According to CBP Officer Valle, "Ascia" positively alerted to two different areas near the side walls of the truck behind the storage closets.

10. CBP Officers McCue, McCullough, Conger and Montgomery began to remove the plastic molding surrounding the lower side truck windows which revealed, inside the trucks natural manufacturing voids, 138 bundles of currency and 6 cellular telephones.
11. The total amount of currency seized was estimated to be \$2,086,750 in United States currency and \$1,220 in Canadian currency.
12. Based on the foregoing information, your affiant believes there is probable cause that the defendant, Eskender HENAREH MAFARANI did knowingly, with the intent to evade a currency reporting requirement under section 5316, conceal more than \$10,000 in currency or other monetary instruments on the person of such individual or in any conveyance, article of luggage, merchandise, or other container, and transports or transfers or attempts to transport or transfer such currency or monetary instruments from a place within the United States to a place outside of the United States, or from a place outside the United States to a place within the United States in violation of Title 31 United States Code 5332(a)(1); Additionally, based on the foregoing information, your affiant believes there is probable cause that Eskender HENAREH MAFARANI did knowingly, make a materially false, fictitious, or fraudulent statement or representation; in violation of Title 18 United States Code 1001(a)(2).



Anthony C. Romolino
Senior Special Agent
U.S Immigration and Customs Enforcement

Sworn to before me and subscribed in my presence this 8th day of November, 2008.



Donald A. Scheer
United States Magistrate Judge

11/8/08
Date