

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

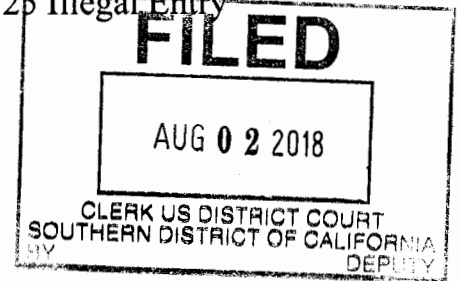
Jose De Jesus GUTIERREZ-Limon,

Defendant.

) Magistrate Docket No. 18MJ20607

) COMPLAINT FOR VIOLATION OF:

) Title 8, USC 1325 Illegal Entry  
) (misdemeanor)



The undersigned complainant being, duly sworn, states:

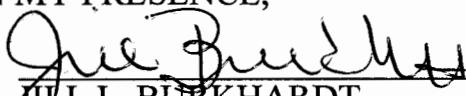
That on or about August 01, 2018, within the Southern District of California, defendant, Jose De Jesus GUTIERREZ-Limon, an alien, did knowingly elude examination and inspection by Immigration Officers, a misdemeanor; in violation of Title 8, United States Code, Section 1325 (a)(2).

And the complainant further states that this complaint is based on the attached probable cause statement, which is incorporated herein by reference.

  
\_\_\_\_\_  
SIGNATURE OF COMPLAINANT  
Edward R. Bugarin  
Border Patrol Agent

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE,

THIS 2nd DAY OF August, 2018.

  
\_\_\_\_\_  
JILL L. BURKHARDT  
United States Magistrate Judge

**CONTINUATION OF COMPLAINT:**

**Jose De Jesus GUTIERREZ-Limon**

**PROBABLE CAUSE STATEMENT**

On August 1, 2018, Border Patrol Agent J. Martinez was performing assigned duties in the Chula Vista Border Patrol Station's area of responsibility. At approximately 6:40 AM, Agent Martinez was responded to a seismic intrusion device activation in the area known to Border Patrol agents as "Sony." While responding to the area, Agent Martinez was notified via agency radio that a Customs and Border Protection (CBP) officer observed six individuals, who were dressed in black, running north towards industrial buildings. After speaking to the CBP Officer, Agent Martinez drove north to the last known location of the individuals. While driving through the industrial buildings, Agent Martinez observed several individuals, dressed in black, running north. After a brief search, Agent Martinez encountered four individuals attempting to conceal themselves in some bushes. This area is located approximately 700 yards west of the Otay Mesa, California Port of Entry and approximately 900 yards north of the United States/Mexico International Boundary. Agent Martinez identified himself as a Border Patrol Agent and conducted an immigration inspection. All four individuals, including one later identified as the defendant Jose De Jesus GUTIERREZ-Limon, stated they are citizens of Mexico without any immigration documents which would allow them to enter or remain in the United States legally. At approximately 6:55 AM, Agent Martinez placed GUTIERREZ and the other three individuals under arrest. A fifth individual was apprehended by another agent.

The defendant was advised of his Miranda rights. The defendant stated that he understood his rights and was willing to answer questions without an attorney present. The defendant stated that he is a citizen of Mexico illegally present in the United States. The defendant stated that he illegally entered the United States on August 1, 2018.