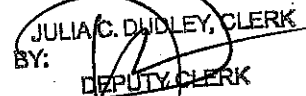


SEALED

CLERK'S OFFICE U.S. DIST. COURT
AT HARRISONBURG, VA
FILED

IN THE
UNITED STATES DISTRICT COURT
FOR THE
WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

MAR 12 2015

JULIA C. DUDLEY, CLERK
BY:  DEPUTY CLERK

UNITED STATES OF AMERICA

v.

Criminal No. 5:14-cr-00055

MARIA ROSALBA ALVARADO
MCTAGUE,

FELIX ADRIANO CHUJOY,
also known as Felix Chujoy Alvarado, and
GLADYS GEORGETTE CHUJOY,
also known as Gladys Johnston

In violation of:

: Title 8 U.S.C. § 1324(a)(1)(A)(v)(I)
: Title 8 U.S.C. § 1324(a)(1)(A)(iii), (B)
: Title 8 U.S.C. § 1324a (a)(1)(A)(iii), 1324a(f)(1)
: Title 8 U.S.C. § 1324a(a)(1)(A)(iv), (B)
: Title 18 U.S.C. § 1503
: Title 18 U.S.C. § 1512 (k)
: Title 18 U.S.C. § 1512(b)(1), 1512(k)
: Title 18 U.S.C. § 1546(a)
: Title 18 U.S.C. § 1589(a), 1594
: Title 18 U.S.C. § 1589(b), 1594
: Title 18 U.S.C. § 1592, 1594
: Title 18 U.S.C. § 1594

SUPERSEDING INDICTMENT

The Grand Jury charges that at all times relevant to this Indictment:

INTRODUCTION

The Defendants

1. The defendants, MARIA ROSALBA ALVARADO MCTAGUE ("ALVARADO"), FELIX ADRIANO CHUJOY ("F. CHUJOY"), and GLADYS GEORGETTE CHUJOY ("G. CHUJOY") (collectively, "Defendants"), were born in Peru and have since become naturalized United States citizens. ALVARADO is the mother of F. CHUJOY and G. CHUJOY. Although the Defendants reside in Harrisonburg, Virginia, ALVARADO regularly travels to Peru, where the Defendants still have family.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, ALVARADO and F. CHUJOY were the owners and/or employees of a Virginia limited liability company called Inca's Secret LLC, which is a restaurant located in Harrisonburg, Virginia.

3. At various times, by his own admission, defendant F. CHUJOY served as a manager of Inca's Secret and at all times served informally as a supervisor. At all times, defendant ALVARADO oversaw the restaurant and served as the individual responsible for the day-to-day operations of the company.

The Plan

4. On her visits to Peru, defendant ALVARADO recruited and attempted to recruit various victims to work illegally at Inca's Secret. To recruit these victims, ALVARADO would propose smuggling the victims into the United States illegally across the border with Mexico; paying the victims approximately \$450 per month in wages; arranging for the victims to reside with her and F. CHUJOY, where they could control them; and promising to obtain legal status for the victims if the victims would work at Inca's Secret for six months. ALVARADO explained that the six-month period was necessary so that the victims could work off the "debt" owed to ALVARADO for her expenses in smuggling and housing the victims.

Human Trafficking

5. ALVARADO arranged for at least one victim, known to the grand jury as Victim A, to immigrate illegally across the Mexico border. ALVARADO paid for Victim A's flight to Mexico City and provided Victim A with cash and instructions on how to travel to Matamoros, Mexico, to meet a pre-arranged "coyote" to lead Victim A cross the river into Texas.

6. When victims balked at immigrating illegally across the Mexico-United States border, ALVARADO arranged to have visa applications submitted to the U.S. Embassy in Lima on behalf of the victims, so that the victims could obtain tourist visas to the United States. The purpose of the visa applications were always fraudulent, as ALVARADO's intent was to have the victims work for her restaurant in the United States, not travel there as visitors. On all instances known to the grand jury, ALVARADO paid the expenses related to the submission of the visa and the travel expenses for the victims to come to America.

7. For example, ALVARADO provided forged documents and a fake employment contract to a victim, known to the grand jury as Victim B, to give to the U.S. Embassy as part of Victim B's visa application. One document stated that Victim B had nursing training, although this was false. A fake employment contract, signed by ALVARADO, stated that Victim B would work for ALVARADO as a nurse to her mother when she visited the United States. Although the visa was approved, Victim B never served as a nurse in the United States.

8. The day after the victims arrived at her home in Harrisonburg, ALVARADO ordered the victims to work at Inca's Secret.

Working Conditions

9. Once arriving in the United States, the victims worked long hours and were subject to illegal working conditions at Inca's Secret. Victims often worked ten to twelve-hour shifts, seven days per week. For this work, these victims were paid approximately \$450 per month, effectively resulting in an hourly wage the equivalent of less than \$1.50 per hour. This significantly increased the profits and proceeds for ALVARADO and F. CHUJOY, who did not have to pay overtime wages or provide other legally-required benefits to the employees of Inca's Secret.

10. The victims were not permitted breaks or allowed to talk to each other. ALVARADO would not allow the victims, or any employees, to keep the tips provided to them by customers. ALVARADO had security cameras installed in the restaurant and used it to monitor the restaurant employees when she was not there.

11. ALVARADO also ordered the victims to perform other services outside of Inca's Secret, such as house cleaning and yard work. For this work, the victims were paid no additional wages.

12. In addition to the victims from Peru, ALVARADO and F. CHUJOY employed other individuals at Inca's Secret. These individuals were undocumented immigrants without legal authority to work in the United States. ALVARADO and F. CHUJOY paid these workers in cash and did not report this illegal labor -- or the work of any restaurant employees -- to the appropriate authorities and agencies, as required by law. Instead, the defendants retained these monies for their own financial benefit.

13. ALVARADO and F. CHUJOY would only declare the credit card receipts from the restaurant transactions as income to state and federal authorities in order to hide the true proceeds of the restaurant. ALVARADO and F. CHUJOY deposited cash generated from restaurant operations into their personal bank accounts and did not report these proceeds to the appropriate legal authorities.

Coercion and Threats

14. ALVARADO and F. CHUJOY forced the victims from Peru to continue working at Inca's Secret through fear and various threats, such as promising to contact the police and have the victims arrested. For example, F. CHUJOY stated to at least one victim that ALVARADO owned a gun and should not be crossed, and that he was a military soldier,

implying that he could physically harm the victim. Among other threats, ALVARADO told the victims that her husband was a former diplomat, which she said made her immune from criminal prosecution and which meant that she could have the victims arrested and imprisoned whenever she wanted.

15. ALVARADO also regularly reminded the trafficked victims that they owed her a debt that needed to be repaid, but refused to tell the victims the amount of the debt, which only increased over time. When the victims offered to pay the debt, ALVARADO refused. ALVARADO and F. CHUJOY never intended for the victims to repay the "debt."

16. To help control the victims, ALVARADO and F. CHUJOY housed the victims in the basement of their home in Harrisonburg. The victims did not feel free to come-and-go, and ALVARADO and F. CHUJOY monitored the victims' whereabouts, including retaining the passport of at least one victim. Isolated from others, unable to speak English, without money or documents, these victims were unable to escape the involuntary servitude imposed by ALVARADO and F. CHUJOY.

Obstruction and Witness Tampering

17. On December 4, 2014, a grand jury indicted defendants ALVARADO and F. CHUJOY on various charges. A few days later, the court arraigned ALVARADO and F. CHUJOY on the indictment and released F. CHUJOY on bond. As a condition of his release, the court placed F. CHUJOY into the custody of his sister, G. CHUJOY, and ordered F. CHUJOY not to contact any witnesses, including any employees of Inca's Secret or residents of his home. G. CHUJOY was present and acknowledged to the court that she understood F. CHUJOY's release conditions.

18. On December 17, 2014, the court released ALVARADO on bond, placed her into the third-party custody of others, and ordered her not to contact any employees of Inca's Secret or residents of her home with F. CHUJOY. G. CHUJOY was present at that bond hearing.

19. Since her release, ALVARADO, F. CHUJOY, and G. CHUJOY have contacted employees of Inca's Secret in contravention of the court's order and with the purpose of hindering the prosecution of ALVARADO and F. CHUJOY.

20. For example, G. CHUJOY contacted a victim, known to the grand jury as Victim D, and asked Victim D to come to her apartment, where she and F. CHUJOY resided. Once there, G. CHUJOY paid Victim D money and handed Victim D a cellphone on which ALVARADO was on the line. On this and other occasions, ALVARADO instructed Victim D, an employee of Inca's Secret, not to speak with law enforcement and to pretend she did not know anything.

21. As another example, after learning that a victim, known to the grand jury as Victim E, had been served with subpoena to testify in the grand jury, F. CHUJOY and ALVARADO instructed Victim E on what tell law enforcement and the grand jury. On another date, Victim E met with F. CHUJOY, ALVARADO, and G. CHUJOY at G. CHUJOY's apartment and stayed with ALVARADO at her home, although a court order prohibited ALVARADO and F. CHUJOY from communicating with any employees of Inca's Secret.

COUNT ONE
(Labor Trafficking Conspiracy)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, conspired with each other and with others known and unknown to the grand jury to knowingly provide and obtain the labor and services of individuals known to the grand jury by means of a scheme, plan, or pattern intended to cause the victims believe that the victims would suffer serious harm and through threatened abuse of law and legal process.

3. All in violation of Title 18, United States Code, Section 1594.

COUNT TWO
(Labor Trafficking – Victim A)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did knowingly provide and obtain the labor and services of an individual, known to the grand jury as Victim A, by means of a scheme, plan, or pattern intended to cause the victim believe that the victim would suffer serious harm or through threatened abuse of law and legal process.

3. All in violation of Title 18, United States Code, Sections 1589(a), 1594.

COUNT THREE
(Labor Trafficking – Victim B)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did knowingly provide and obtain the labor and services of an individual, known to the grand jury as Victim, B by means of a scheme, plan, or pattern intended to cause the victim believe that the victim would suffer serious harm or through threatened abuse of law and legal process.

3. All in violation of Title 18, United States Code, Sections 1589(a), 1594.

COUNT FOUR
(Trafficking for Financial Gain – Victim A)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did knowingly financially benefit from participation in a venture which has engaged in the providing and obtaining of labor and services by an individual, known to the grand jury as Victim A, knowing or in reckless disregard of the fact that the venture has engaged in the providing or obtaining of labor or services by any of such means.

3. All in violation of Title 18, United States Code, Sections 1589(b), 1594.

COUNT FIVE
(Trafficking for Financial Gain – Victim B)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did knowingly financially benefit from participation in a venture which has engaged in the providing and obtaining of labor and services by an individual, known to the grand jury as Victim B, knowing or in reckless disregard of the fact that the venture has engaged in the providing or obtaining of labor or services by any of such means.

3. All in violation of Title 18, United States Code, Sections 1589(b), 1594.

COUNT SIX
(Illegal Use of Documents to Further Trafficking – Victim B)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, aiding and abetting one another, attempted to, and did, knowingly conceal, remove, confiscate, and possess the passport and immigration documents of an individual, known to the grand jury as Victim B, in the course of violation of Title 18, United States Code, Sections 1589, with the intent to violate Title 18, United States Code, Section 1589; and to prevent or restrict, without lawful authority, the victim's liberty to move and travel, in order to maintain the labor and services of the victim.

3. All in violation of Title 18, United States Code, Sections 1592, 1594.

COUNT SEVEN
(Conspiracy to Violate Immigration Statutes)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, conspired with each other and with other persons known and unknown to the grand jury, and aided and abetted others, to knowingly bring, transport, harbor, or induce individuals to enter or work in the United States knowing that the individuals were aliens.

3. All in violation of Title 8, United States Code, Section 1324(a)(1)(A)(v)(I).

COUNT EIGHT
(Harboring an Alien, Victim A)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, knowing and in reckless disregard of the fact that an alien, namely, a person known to the grand jury as Victim A, had come to, entered and remained in the United States in violation of law, did and attempted to conceal, harbor, and shield from detection such alien in buildings and other places for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(iii) and (B).

COUNT NINE
(Harboring an Alien, Victim B)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, knowing and in reckless disregard of the fact that an alien, namely, a person known to the grand jury as Victim B, had come to, entered and remained in the United States in violation of law, did and attempted to conceal, harbor, and shield from detection such alien in buildings and other places for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(iii) and (B).

COUNT TEN
(Harboring an Alien, Victim C)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, knowing and in reckless disregard of the fact that an alien, namely, a person known to the grand jury as Victim C, had come to, entered and remained in the United States in violation of law, did and attempted to conceal, harbor, and shield from detection such alien in buildings and other places for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(iii) and (B).

COUNT ELEVEN
(Harboring an Alien, Victim F)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, knowing and in reckless disregard of the fact that an alien, namely, a person known to the grand jury as Victim F, had come to, entered and remained in the United States in violation of law, did and attempted to conceal, harbor, and shield from detection such alien in buildings and other places for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Sections 1324(a)(1)(A)(iii) and (B).

COUNT TWELVE
(Inducing an Alien, Victim A)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did encourage and induce an alien, namely, a person known to the grand jury as Victim A, to come to, enter and reside in the United States, knowing and in reckless disregard of the fact that

such coming to, entry, and residence in the United States was and would have been in violation of law, for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv) and (B).

COUNT THIRTEEN
(Inducing an Alien, Victim B)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did encourage and induce an alien, namely, a person known to the grand jury as Victim B, to come to, enter and reside in the United States, knowing and in reckless disregard of the fact that such coming to, entry, and residence in the United States was and would have been in violation of law, for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv) and (B).

COUNT FOURTEEN
(Inducing an Alien, Victim C)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2007 and continuing until the fall of 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, did encourage and induce an alien, namely, a person known to the grand jury as Victim C, to come to, enter and reside in the United States, knowing and in reckless disregard of the fact that

such coming to, entry, and residence in the United States was and would have been in violation of law, for the purpose of commercial advantage or private financial gain.

3. All in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv) and (B).

COUNTS FIFTEEN TO NINETEEN
(Employing an Alien)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2011 and continuing until December 2014, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE and FELIX ADRIANO CHUJOY, engaged in a practice and pattern of recruiting and hiring for employment at Inca's Secret in the United States certain aliens whose identities are known to the grand jury, as specified in the table below, knowing that said aliens were unauthorized aliens (as defined in Title 8 United States Code, Section 1324a(h)(3)), with respect to such employment.

COUNT	ALIEN	DATES
Fifteen	Victim A	May 2013 to June 2014
Sixteen	Victim B	June 2012 to July 2014
Seventeen	Victim C	September 2014 to December 2014
Eighteen	Victim D	May 2014 to December 2014
Nineteen	Victim F	2011 to December 2014

3. All in violation of Title 8, United States Code, Section 1324a(a)(1)(A) and 1324a(f)(1).

COUNT TWENTY
(Visa Fraud – Victim B)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2011 and continuing until the June 2012, in the Western District of Virginia and elsewhere, the defendant, MARIA ROSALBA ALVARADO MCTAGUE, aided and abetted others to knowingly obtain, receive, and use an immigrant visa prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, that is a B-1 visa, in the name of a person known to the grand jury as Victim A, which the defendant knew to be procured by means of a false claim and statement and otherwise procured by fraud.

3. All in violation of Title 18, United States Code, Section 1546(a).

COUNT TWENTY-ONE
(Visa Fraud – Victim C)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around 2008 and continuing until the September 2014, in the Western District of Virginia and elsewhere, the defendant, MARIA ROSALBA ALVARADO MCTAGUE, aided and abetted others to knowingly obtain, receive, and use an immigrant visa prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, that is a B-1 visa, in the name of a person known to the grand jury as Victim C, which the defendant knew to be procured by means of a false claim and statement and otherwise procured by fraud.

3. All in violation of Title 18, United States Code, Section 1546(a).

COUNT TWENTY-TWO
(Obstruction)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendant, MARIA ROSALBA ALVARADO MCTAGUE, did corruptly obstruct and impede or endeavor to influence, intimidate, or impede, the due administration of justice in *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia, by attempting to influence the testimony and statements of witnesses.

3. All in violation of Title 18, United States Code, Section 1503.

COUNT TWENTY-THREE
(Obstruction)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendant, FELIX ADRIANO CHUJOY, did corruptly obstruct and impede or endeavor to influence, intimidate, or impede, the due administration of justice in *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia, by attempting to influence the testimony and statements of witnesses.

3. All in violation of Title 18, United States Code, Section 1503.

COUNT TWENTY-FOUR
(Obstruction)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendant,

GLADYS GEORGETTE CHUJOY, did corruptly obstruct and impede or endeavor to influence, intimidate, or impede, the due administration of justice in *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia, by attempting to influence the testimony and statements of witnesses.

3. All in violation of Title 18, United States Code, Section 1503.

COUNT TWENTY-FIVE
(Conspiracy to Witness Tamper)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.
2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE, FELIX ADRIANO CHUJOY, and GLADYS GEORGETTE CHUJOY, conspired with each other and with others known and unknown to the grand jury, to knowingly use intimidation, threats, or corruptly persuade another person, or attempt to do so, or engage in misleading conduct toward another person, with intent to influence, delay, or prevent the testimony of any person in an official proceeding, *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia.
3. All in violation of Title 18, United States Code, Section 1512(k).

COUNT TWENTY-SIX
(Witness Tampering – Victim D)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE, FELIX ADRIANO CHUJOY, and GLADYS GEORGETTE CHUJOY, did knowingly intimidate, threaten, corruptly persuade, or engage in misleading conduct to an individual, known to the grand jury as Victim D, or attempt to do so, through various means, such as communicating repeatedly with Victim D, with the intent to influence, delay, or prevent the testimony of Victim D in an official proceeding, *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia.

3. All in violation of Title 18, United States Code, Sections 1512(b)(1), 1512(k).

COUNT TWENTY-SEVEN
(Witness Tampering – Victim E)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE, FELIX ADRIANO CHUJOY, and GLADYS GEORGETTE CHUJOY, did knowingly intimidate, threaten, corruptly persuade, or engage in misleading conduct to an individual, known to the grand jury as Victim E, or attempt to do so, through various means, such as communicating repeatedly with Victim E, with the intent to influence, delay, or prevent the testimony of Victim E in an official proceeding, *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia.

3. All in violation of Title 18, United States Code, Sections 1512(b)(1), 1512(k).

COUNT TWENTY-EIGHT
(Witness Tampering – Victim F)

1. The allegations set forth in the Introduction to this Indictment are incorporated herein by reference.

2. From a date not known to the grand jury, but beginning in or around December 12, 2014 until February 2015, in the Western District of Virginia and elsewhere, the defendants, MARIA ROSALBA ALVARADO MCTAGUE, FELIX ADRIANO CHUJOY, and GLADYS GEORGETTE CHUJOY, did knowingly intimidate, threaten, corruptly persuade, or engage in misleading conduct to an individual, known to the grand jury as Victim F, or attempt to do so, through various means, such as communicating repeatedly with Victim F, with the intent to influence, delay, or prevent the testimony of Victim F in an official proceeding, *United States v. Maria Rosalba Alvarado McTague et al.*, No. 5:14-cr-00055, in the U.S. District Court for the Western District of Virginia.

3. All in violation of Title 18, United States Code, Sections 1512(b)(1), 1512(k).

NOTICE OF FORFEITURE

1. Upon conviction of one or more of the felony offenses alleged in this Indictment, the defendant(s) shall forfeit to the United States:

a. Violation(s) of 18 U.S.C. §§ 1594, 1589(a) or (b).

Forfeiture is pursuant to 18 U.S.C. §§ 1594(d) and (e)(1):

(d) The court, in imposing sentence on any person convicted of a violation of this chapter, shall order, in addition to any other sentence imposed and irrespective of any provision of State law, that such person shall forfeit to the United States - (1) such person's interest in any property, real or personal, that was used or intended to be used to commit or to facilitate the commission of such violation; and (2) any property, real or personal, constituting or derived from, any proceeds that such person obtained, directly or indirectly, as a result of such violation.

(e)(1) The following shall be subject to forfeiture to the United States and no property right shall exist in them: (A) Any property, real or personal, used or intended to be used to commit or to facilitate the commission of any violation of this chapter. (B) Any property, real or personal, which constitutes or is derived from proceeds traceable to any violation of this chapter.

- b. Violation(s) of 18 U.S.C. § 1546(a); 8 U.S.C. §§ 1324(a)(1)(A), (iii), (iv), (v)(1) and 8 U.S.C. § 1324a(a)(1)(A).

Forfeiture is pursuant to 18 U.S.C. § 982(a)(6):

(A) The court, in imposing sentence on a person convicted of a violation of, or conspiracy to violate, section 274(a), 274A(a)(1), or 274A(a)(2) of the Immigration and Nationality Act or section 555, 1425, 1426, 1427, 1541, 1542, 1543, 1544, or 1546 of this title, or a violation of, or conspiracy to violate, section 1028 of this title if committed in connection with passport or visa issuance or use, shall order that the person forfeit to the United States, regardless of any provision of State law—

(i) any conveyance, including any vessel, vehicle, or aircraft used in the commission of the offense of which the person is convicted; and

(ii) any property real or personal

(I) that constitutes, or is derived from or is traceable to the proceeds obtained directly or indirectly from the commission of the offense of which the person is convicted; or

(II) that is used to facilitate, or is intended to be used to facilitate, the commission of the offense of which the person is convicted.

(B) The court, in imposing sentence on a person described in subparagraph (A), shall order that the person forfeit to the United States all property described in that subparagraph.

And/or 8 U.S.C. § 1324(b) and 28 U.S.C. § 2461(c):

(b)(1) Any conveyance, including any vessel, vehicle, or aircraft, that has been or is being used in the commission of a violation of subsection (a) of this section, the gross proceeds of such violation, and any property traceable to such conveyance or proceeds, shall be seized and subject to forfeiture.

- c. Violations of 18 U.S.C. §§ 1956, 1956(a)(1)(B)(i) and (ii)

c. **Financial Account(s)**

(1) Bank of America Account No. 435001751143, all funds held in the name of Maria R. Alvarado-McTague

(2) Bank of America Account No. 435004811475, all funds held in the name of Felix A. Chujoy

(3) Bank of America Account No. 435004806969, all funds held in the name of Felix A. Chujoy

(4) Bank of America Account No. 237014582727, all funds held in the name of Francynelle Garcia

(5) Bank of America Account No. 237005495111, all funds held in the name of Francynelle Garcia

(6) Bank of America Account No. 237005497834, all funds held in the name of Francynelle Garcia

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided Without difficulty;

it is the intent of the United States to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property, pursuant to 21 U.S.C. § 853(p).

A TRUE BILL, this 12th day of March 2015.

s/Foreperson
FOREPERSON



ANTHONY P. GIORNO
ACTING UNITED STATES ATTORNEY

c. Financial Account(s)

(1) Bank of America Account No. 435001751143, all funds held in the name of Maria R. Alvarado-McTague

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(6) Bank of America Account No. 237005497834, all funds held in the name of Francynelle Garcia

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided Without difficulty;

it is the intent of the United States to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property, pursuant to 21 U.S.C. § 853(p).

A TRUE BILL, this 12th day of March 2015.

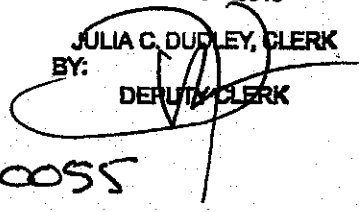

FOREPERSON


ANTHONY P. GIORNO
ACTING UNITED STATES ATTORNEY

CLERK'S OFFICE U.S. DIST. COURT
AT HARRISONBURG, VA
FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

MAR 12 2015

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

UNITED STATES OF AMERICA

Criminal No.:

5:14cr00055

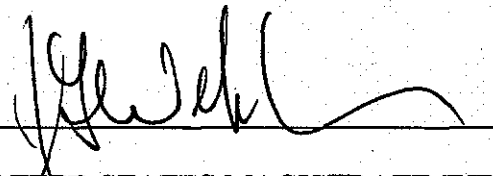
v.

MARIA ROSALBA ALVARADO
MCTAGUE,
FELIX ADRIANO CHUJOY, also known
as Felix Chujoy Alvarado, and
GLADYS GEORGETTE CHUJOY, also
known as Gladys Johnson

ORDER

Upon motion by the government and for good cause shown, it is hereby **ORDERED** that the Superseding Indictment and all related documents in the above-captioned matter be placed under seal for thirty days or until the defendant is in custody, whichever is sooner.

ENTERED: This 12th day of March, 2015.



UNITED STATES MAGISTRATE JUDGE