

UNITED STATES DISTRICT COURT

for the District of Alaska

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JUL 31 2012

CLERK, U.S. DISTRICT COURT ANCHORAGE, ALASKA

United States of America v. ROBIN MICHAEL GATTIS

Case No. 3:12-mj-00230-DMS

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of ... in the county of ... in the District of ALASKA, the defendant(s) violated:

Code Section: 21 U.S.C. 952, 963 & 960(b)(3) Offense Description: CONSPIRACY TO UNLAWFULLY IMPORT CONTROLLED SUBSTANCE, UNLAWFUL IMPORTATION

This criminal complaint is based on these facts:

SEE ATTACHED AFFIDAVIT OF HSI SA KATHERINA BANG-controlled delivery of approximately 850 grams of Methylone on July 30, 2012.

Continued on the attached sheet.

SIGNATURE REDACTED

Complainant's signature

Katherina Bang, Special Agent Printed name and title

Sworn to before me and signed in my presence.

Date: 7/31/12

City and state: Anchorage, Al.

/S/ DEBORAH M. SMITH U.S. MAGISTRATE JUDGE SIGNATURE REDACTED

Judge's signature

Deborah Smith Printed name and title

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

AFFIDAVIT FOR A CRIMINAL COMPLAINT

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JUL 31 2012

CLERK, U.S. DISTRICT COURT  
ANCHORAGE, ALASKA

I, Katherina Bang, Special Agent with the Homeland Security Investigations (HSI), do

hereby swear and affirm the following facts as being true to the best of my knowledge,  
information, and belief:

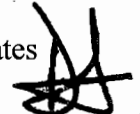
1. I have been a Special Agent with the Department of Homeland Security, HSI, since December, 2007. My primary investigative assignment has been the investigation of immigration and customs related violations. I have been involved in numerous immigration and customs investigations either as a participating investigator or as a case agent. I have received Criminal Investigator Training, and HSI Special Agent Training.
2. Any facts or circumstances that are cited in this affidavit are familiar to me through my direct participation in this investigation and as related to me by other law enforcement officers pertaining to this investigation.
3. This affidavit is made in support of a criminal complaint charging Robin Michael Gattis with:  
  
Violation of Title 21, United States Code, Section 963, Conspiracy to Import a Controlled Substance in violation of Title 21 United States Code, Section 952, Importation of a Controlled Substance.



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**RELEVANT FACTS**

4. On July 24, 2012, United States Customs and Border Protection (CBP) Officers at the USPS facility located in San Francisco, selected for Customs examination, based on border search authority, a USPS shipment entering the United States from China. The shipment, airway bill number EE019966135CN, (hereinafter referred to as the subject parcel) was addressed to "STEPHEN KIMBRELL, GT CHEM LLC., 1520 STELLAR DRIVE, KENAI, AK 99611," from an unknown sender in China. The subject parcel had a manifested weight of 1kg, and was manifested as "STTP". The subject parcel is comprised of one plastic envelope with an attached USPS airway bill. The subject parcel was opened and examined by CBP Agriculture Specialist Orozco. The mail parcel was found to contain an unknown white powder inside a plastic zip loc bag. On the same day, CBP Laboratory Analyst Collin Ma used an Infrared Spectrometer to conduct a preliminary on-site screening analysis, which indicated the unknown white powder contains Methyone (4-methylenedioxymethcathinone), a Schedule I Controlled Substance. On July 25, 2012, the parcel was detained on DHS Form 6051D #1463510 by CBP Officer Novoa. On the same day, CBP Officer Novoa weighed the Methyone powder, which was witnessed by CBP Officer Tsukamoto. The total weight of the powder was 0.854 kg (1.882 lbs). The Methyone and shipping material were seized by CBP Officers. The subject parcel was forwarded by CBP to HSI Anchorage, Alaska.
5. As a result of the seizure, on July 27, 2012, an order authorizing the installation and monitoring of an electronic alerting device and global positioning system (GPS) tracker was obtained, Magistrate Number 3:12-mj-00228-DMS, from United States



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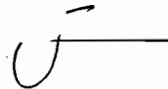
Magistrate Judge Deborah M. Smith, Anchorage, AK for the subject parcel.

6. On July 30, 2012, law enforcement officers executed a controlled delivery of the suspect parcel to the consigned recipient, Stephen Kimbrell, at 1520 Stellar Drive, Kenai, Alaska 99611.
7. Subsequent communication between Stephen Kimbrell and Robin Gattis indicated that Kimbrell was receiving the suspect parcel on behalf of Robin Gattis. Kimbrell contacted Gattis to let him know his parcel had arrived and arrangements were made for Gattis to pick up the suspect parcel.
8. On July 30, 2012, at approximately 11:50 P.M., Gattis and two of his associates arrived at the WalMart store parking lot, in Kenai, Alaska, to retrieve the suspect parcel from Kimbrell.
9. At approximately, 11:55 P.M., Gattis approached Kimbrell's vehicle and accepted the suspect parcel. Subsequently, Gattis placed the suspect parcel in the trunk of the vehicle he arrived in.
10. Based upon these events, there is probable cause to believe that on and before, July 31, 2012, in the District of Alaska, Robin Michael Gattis was in violation of Title 21, United States Code, Section 963, Conspiracy to Import a Controlled Substance in violation of Title 21 United States Code, Section 952, Importation of a Controlled Substance.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

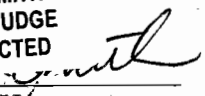
SIGNATURE REDACTED

Katherina Bang  
Special Agent



Subscribed and sworn to  
before me, this 31<sup>st</sup> day of  
July 2012.

/s/ DEBORAH M. SMITH  
U.S. MAGISTRATE JUDGE  
SIGNATURE REDACTED



DEBORAH M. SMITH  
U.S. MAGISTRATE JUDGE



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