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FILED
DISTRICT COURT OF GUAM

DEC 18 2019

JEANNE G. QUINATA
CLERK OF COURT

6 Attorneys for the United States of America

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE TERRITORY OF GUAM

9 UNITED STATES OF AMERICA,
10 Plaintiff,
11 vs.
12 RICHARD A. GAPASIN, JR.,
13 Defendant.

MAGISTRATE CASE NO.

19-00091

COMPLAINT

ATTEMPTED POSSESSION OF
METHAMPHETAMINE WITH INTENT
TO DISTRIBUTE
[21 U.S.C. §§ 841(a)(1) & (b)(1)(A)(viii)]

14
15 THE UNDERSIGNED COMPLAINANT CHARGES UPON INFORMATION AND BELIEF
THAT:

16 ATTEMPTED POSSESSION OF METHAMPHETAMINE WITH INTENT TO
17 DISTRIBUTE

18 On or about December 17, 2019, in the District of Guam and elsewhere, the defendant
19 RICHARD A. GAPASIN, JR., knowingly and intentionally attempted to possess with intent to
20 distribute, fifty (50) or more grams of methamphetamine, a schedule II controlled substance, in
violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A)(viii).

21 COMPLAINANT FURTHER STATES:

22 I, Connie A. Worrel, being duly sworn, do hereby depose and say the following:

23 1. I am a federal agent employed with the United States Postal Inspection Service,
24

Complaint

1 currently assigned to the District of Guam, with twenty years of law enforcement experience,
2 duly appointed according to law and acting as such. Part of my responsibilities is the
3 investigation of controlled substances transported through the U.S. Postal Service, in violation of
4 Title 21, United States Code, Sections 841(a)(1), 843(b), and 846 (the Drug Abuse Prevention
5 and Control Act). I have experience investigating violations of illegal narcotics and have
6 received training relative to criminal investigations and narcotics trafficking from the U.S. Postal
7 Inspection Service.

8 2. This affidavit is intended to show merely that there is sufficient probable cause to
9 support the issuance of a criminal complaint and arrest warrant and does not set forth all of my
10 knowledge about this matter.

11 3. On December 16, 2019, this Honorable Court issued Search Warrant, MJ-19-00089,
12 for a package addressed to Richard A. Gapasin, Jr., PO BOX 24442, Barrigada, Guam 96921,
13 hereafter referred to as the GAPASIN package. Upon execution, approximately 1,355 grams of
14 a white crystalline substance was discovered inside said package. The substance was
15 subsequently removed and field tested presumptive positive for the presence of
16 methamphetamine.

17 4. On December 16, 2019, this Honorable Court issued Tracking Warrant MJ 19-00090,
18 for the GAPASIN package.

19 5. On December 17, 2019, the GAPASIN package was wired up with a breacher and
20 GPS tracking device. The stated methamphetamine was removed and replaced with "sham."
21 Sham is an item used to resemble methamphetamine but is not methamphetamine. The bags of
22 sham were sprayed with clue spray and placed inside the GAPASIN package and re-wrapped to
23 match its original condition. Additionally, the same exterior containers and interior contents

24 Complaint

1 inside the GAPASIN package were also placed back into the re-wrapped package. At
2 approximately 9:00 AM, the GAPASIN package yellow slip was placed in PO BOX 24442, at
3 the Barrigada Post Office. At approximately 11:10 AM, a male, wearing a black shirt and black
4 hat brought the yellow package slip for PO BOX 24442 to the parcel pick up window. The male
5 presented identification with the name Richard Gapasin (Gapasin) which matched the name on
6 the package for PO BOX 24442. Gapasin was handed priority parcel 9505 5161 9241 9345 2534
7 74 and he exited the Barrigada Post Office. Gapasin was seen getting into the driver's side of a
8 white Mitsubishi Outlander bearing Guam license plate ME 5452. Gapasin was seen placing the
9 package into the vehicle. At approximately 11:15 AM, a traffic stop was conducted in the
10 parking lot of the Barriagda Post Office. Gapasin was the driver of the vehicle and the package
11 was located in the rear trunk area of the vehicle. Gapasin was transported to Sirena Plaza to be
12 interviewed. At approximately 12:25 PM, Gapasin was read his Miranda Warnings and agreed
13 to speak with HSI Special Agent Erwin Fejeran and Guam Customs Officer Eugene Igros.
14 Gapasin stated he went to the Barrigada Post Office to pick a package which he knew contained
15 "meth." Gapasin stated he has received two packages at the Barrigada Post Office which
16 contained methamphetamine. Gapasin said the first package he received a few months ago
17 contained approximately three pounds of methamphetamine. Gapasin stated he knew the
18 package he picked up on December 17, 2019, contained methamphetamine, but did not know the
19 exact amount. Gapasin provided a sworn written statement as to his involvement on the same
20 day and his prior package. Gapasin was shown a copy of prior package addressed to Gapasin A
21 Richard, PO BOX 24442, Barrigada, GU 9621 from sender Danny Barcinas, 3095 Bayer St.,
22 Marina, CA 93933 with priority parcel number 9505 5163 3415 9261 6060 18. Gapasin signed,
23 and dated the copy of the package and stated this was the package he received a few months ago
24

Complaint

1 which contained three pounds of methamphetamine. The name "Danny Barcinas" was the same
2 sender name as the package picked up from the Barrigada Post Office on December 17, 2019,
3 but had a different house number on Bayer St., Marina, CA.

4 6. Based on the foregoing, I have probable cause to believe that, Richard A. Gapasin, Jr.,
5 has committed the offense of Attempted Possession of Methamphetamine with Intent to
6 Distribute in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A)(viii).

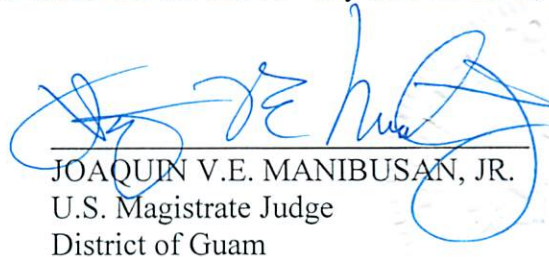
7 FURTHER AFFIANT SAYETH NAUGHT

8 DATED this 18th day of December 2019.

9
10 

11 CONNIE A. WORREL
12 U.S. Postal Inspector
13 U.S. Postal Inspection Service

14 SUBSCRIBED AND SWORN TO before me on this 18th day of December, 2019.

15 
16 JOAQUIN V.E. MANIBUSAN, JR.
17 U.S. Magistrate Judge
18 District of Guam

Place of Offense:

City Hagåtña

Related Case Information:

Country/Parish _____ Superseding Indictment _____ Docket Number 19-00091

Same Defendant _____ New Defendant x

Search Warrant Case Number _____

R 20/ R 40 from District of _____

Defendant Information:

Juvenile: Yes _____ No X Matter to be sealed: _____ Yes x No

Defendant Name Richard A. Gapsin, Jr.

Alias Name _____

Address _____

Birthdate Xx/xx/ SS# xxx-xx- Sex M Race A Nationality Filipino

FILED
DISTRICT COURT OF GUAM

DEC 18 2019 *[Signature]*

JEANNE G. QUINATA
CLERK OF COURT

U.S. Attorney Information:

AUSA Stephen F. Leon Guerrero

Interpreter: x No _____ Yes _____ List language and/or dialect: _____

Location Status:

Arrest Date _____

Already in Federal Custody as of _____ in _____ Already in State Custody

On Pretrial Release

U.S.C. Citations

Total # of Counts: 1 _____ Petty _____ Misdemeanor X Felony

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count(s)</u>
Set 1	<u>21 USC 841a1 & b1Aviii</u>	<u>Attempted Possession of Methamphetamine with Intent To Distribute</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____

(May be continued on reverse)

Date: 12/18/19 Signature of AUSA: *[Signature]*