

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

S.R.C., a minor child, by her next friends,  
John Cobbett-Walden and Jennifer Lee Laurenza,

Plaintiff,

v.

STAVERNE MILLER, in her official capacity as  
Commissioner of the Massachusetts Department of  
Children and Families; and DR. KIAME  
MAHANIAH, in his official capacity as Secretary  
of the Executive Office of Health and Human  
Services,

Defendants.

CIVIL ACTION  
NO. 1:25-cv-12676-AK

**AFFIDAVIT OF KIRSTEN A. ZWICKER IN SUPPORT OF  
PLAINTIFFS' NOTICE OF SUPPLEMENTARY FACTS**

I, Kirsten A. Zwicker, Attorney for S.R.C. by and through her Next Friends, John Cobbett-Walden and Jennifer Lee Laurenza, state that the following is true to the best of my knowledge and belief.

1. My name is Kirsten A. Zwicker and I am an attorney licensed to practice law in the Commonwealth of Massachusetts and in the U.S. District Court for the District of Massachusetts under BBO #637834
2. In September 2025, I filed the above-captioned action on behalf of S.R.C., by and through her Next Friends, John Cobbett-Walden and Jennifer Lee Laurenza.
3. On January 27, 2026, I discovered for the first time the attached documentation of the prior criminal offense record (described below) of the Intervenor Father, Esvin Otero Gregorio Cabrera, using both the name he has used in this federal action as well as various other aliases (Nemorio M. Noriega, Nemorio M. Noriega-Tellez, Esvin O. Gregorio).

**1) Commonwealth v. Nemorio M. Noriega (Docket No. 1307CR003072)**  
Dorchester District Court

Arraigned on 7/19/2013 on Charges:

- 1 Count Disorderly Conduct pursuant to G.L.c.272, s.53;
- 1 Count Wanton Malicious Destruction of Property pursuant to G.L.c. 266, s.127;
- 1 Count Trespassing pursuant to G.L.c.266, s.120; and
- 1 Count Assault and Battery pursuant to G.L.c.265, s.13A.

Current Status of Case: Transferred to another court on 7/19/2013, Dismissed for lack of prosecution on 12/3/2013.

(See Exhibit A)

**2) Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1601CR002235)**

Boston Municipal Court

Arraigned on 5/3/2016 on charges:

- 1 Count of Unlicensed Operation of a Motor Vehicle Pursuant to G.L.c. 90, s.10;
- 1 Count Possession of a Class B Substance pursuant to G.L.c. 94C, s.34.
- Bail revoked on 3/21/2017 because of new arrest.

Current Status: Closed on 5/2/2017 at request of Commonwealth.

(See Exhibit B)

**3) Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1601CR002761)**

Boston Municipal Court

Arraigned on 12/14/2016 on charges:

- Initial arraignment scheduled for 4/16/2016. Defendant failed to appear, warrant issued on 6/7/2016.
- 1 Count of Unlicensed Operation of a Motor Vehicle Pursuant to G.L.c. 90, s.10;
- 1 Count Brakes Violation (civil infraction) Pursuant to G.L.c. 90, s.10;

Current Status: Closed on 5/2/2017 at request of Commonwealth.

(See Exhibit C)

**4) Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1707CR000974)**

Dorchester District Court

Arraigned on 3/21/2017 on Charges:

- 1 Count Trafficking Cocaine in 18 Grams or More pursuant to G.L.c.94C, section 32E(b)
- 1 Count of Unlicensed Operation of a Motor Vehicle Pursuant to G.L.c. 90, s.10;
- 1 Count of Failure to Stop for Police pursuant to G.L.c.90, s.25; and

- 1 Count of Assault with a Dangerous Weapon pursuant to G.L.c.265, s.15B(b)<sup>1</sup>

Current Status of Case: Open. Default Warrant issued on 3/25/2025.  
(see Exhibit D and E)

**5) Commonwealth v. Nemorio M. Noriega (Docket No. 1807CR000923)**

Dorchester District Court

Arraigned on 3/19/2018 on Charges:

- 1 Count Possession of Drugs to Distribute Class B pursuant to G.L.c.94C, s.32A(a);
- 1 Count Unlicensed Operation of a Motor Vehicle pursuant to G.L.c.90, s.10; and
- 1 Count Furnishing a False Name at Arrest pursuant to G.L.c.268, s.34A.

Current Status of Case: Open. Default warrant issued on 3/19/2025.  
(See Exhibit F and G)

**7. The BPD Application for Criminal Complaint No. TBOS170026811 filed by Officer John Rogers on 3/21/2017 indicates that Intervenor:**

- Provided BPD with the name “Nemorio Noriega”
- Provided Date of Birth 7/7/1988;
- Provided 40 Thorton Street, Roxbury, MA 02119 as his address;
- Was born in Cancun, Mexico;
- Was unemployed at the time of arrest;
- Had an FBI #124054WD4;
- Told police he was single, but his marital status was listed as “Separated.”
- Tried to flee police during a traffic stop, nearly struck an officer’s vehicle and an officer trying to assist with Intervenor’s arrest.
- Was arrested by the Drug Control Unit of the BPD on March 20, 2017 and charged with possession of crack cocaine, which was in the officer’s plain view in his car. More cocaine was found on the Intervenor’s body when he was searched subsequent arrest.

(See Exhibit E)

**8. The BPD Application for Criminal Complaint No. TBOS180021311 filed by Officer John Rogers on 3/16/2018 indicates that Intervenor:**

- Provided the name Esvin Otoniel Gregoria-Cabrera to police upon arrest;
- Provided the address of 55 Corona St, #2, Dorchester, Mass, 02124;
- Provided a Place of Birth at Allepa, Guatemala;

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<sup>1</sup> The victim in this case is a Boston Police Officer who alleges that Intervenor attempted to hit him with his car during a traffic stop on March 20, 2017.

- Booking comments included “BOP & Q5 Completed/Alias of Nemorio Noriega Located”
  - Homeland Security issued a Notice of Detainer and Action for Esvin’s detention.
  - Enclosed part of a CORI referencing his name as “Esvin O. Gregorio of 230 Newton St, Waltham.
  - CORI referenced a 2011 South Boston criminal case (Docket No. 1103CR001562) where Intervenor was charged with 1 Count Unlicensed Operation of a Motor Vehicle pursuant to G.L.c.90, s.10, no inspection sticker, window obstructed/nontransparent;
9. Case dockets contained in Exhibit indicates that:
- On 3/21/2017, Intervenor was held to conduct a dangerousness hearing and held on \$1,500 cash bail at the Suffolk County Jail.
  - The Court ordered that “Defendant’s passport must be surrendered PRIOR to bail being posted\*\*\*”
  - Intervenor was deported back to Guatemala between 3/19/2018 and 6/5/2018.
  - On 6/28/2018, Intervenor failed to appear for court and the Court issued a default warrant.
10. **Arrest Reports contained in Exhibits E and G provide mug shots which show that Nemorio M. Noriega-Tellez, Nemorio Noriega, Esvin O. Gregorio and Esvin Gregorio Cabrera are the same person.**
11. **October 19, 2024:** Records obtained from the Waltham Police Department indicate that on Saturday, October 19, 2024 at 11:34 p.m., Intervenor was subject to a motor vehicle stop by Waltham Police. Intervenor provided the police with the name Esvin Gregorio Cabrera and provided his home address as 42 Haverford Street, Boston, Massachusetts.
12. Upon conducting a warrant search for Intervenor, Waltham Police learned that there were active warrants for Intervenor’s arrest issued by the Dorchester District Court on the following charges:
- Trafficking Cocaine;
  - Assault with Dangerous Weapon;
  - Marked Lanes Violation;
  - Unlicensed Operation of a Motor Vehicle;
  - Cocaine Distribution;
  - Furnishing a False Identification Information upon Arrest;
  - Unlicensed Operation of a Motor Vehicle (second separate);
  - Failure to Stop for Police; and
  - Unlicensed Operation of a Motor Vehicle (third separate).



(See Exhibit D).

9. Upon learning that Intervenor was in active warrant status out of the Dorchester District Court, Waltham Police arrested Intervenor, brought him to Waltham Police Department, where he was booked and held in custody until the next open court date.
10. The dockets for these cases indicate that on Monday, October 21, 2024, Intervenor was brought before the Waltham District Court, then ordered to be transferred to Dorchester District Court to clear the active warrants under his alias name Nemorio M. Noriega and Nemorio M. Noriega Tellez.
11. On October 22, 2024, Intervenor was brought before the Boston Municipal Court, Dorchester Division. Counsel was appointed to represent Intervenor on **Docket No. 1707CR000974 and Docket No. 1807CR000923**. At that time, the Court recalled the warrants and Intervenor was held without bail at the Suffolk County Jail.
12. At a hearing on November 19, 2024 before the Dorchester District Court, it was noted that Intervenor had been transferred to ICE custody. A status hearing was then scheduled for January 17, 2025.
13. On January 17, 2025, the Court represented that Intervenor was still in ICE custody. The Court ordered Intervenor to appear on 3/25/2025 in Dorchester District Court.
14. On 3/25/2025, a Default Warrant issued after Intervenor failed to appear in court.
15. It is believed that Intervenor was deported in November 2024.
16. This information contradicts assertions made by the Intervenor, Father regarding his criminal conduct. See, Peyera's Affidavit dated 9/30/25 Exhibit A, Salinas Thomas investigative report, page 5.<sup>2</sup>

Signed under the pains and penalties of perjury this 28th day of January, 2025.

*/s/ Kirsten A. Zwicker, Esq.*

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Kirsten A. Zwicker, Esq.

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<sup>2</sup> See Docket entry 24.

**CERTIFICATE OF SERVICE**

I certify that this document, filed through the Court's ECF, system will be sent electronically to registered participants as identified on the Notice of Electronic Filing (NEF) and that electronic copies will be sent to any counsel indicated as non-registered participants by e-mail on January 28, 2026.

/s/ Kirsten A. Zwicker

Kirsten A. Zwicker

## **TABLE OF EXHIBITS**

EXHIBIT A: Docket for Commonwealth v. Nemorio M. Noriega (Docket No. 1307CR003072)

EXHIBIT B: Docket for Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1601CR002235)

EXHIBIT C: Docket for Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1601CR002761)

EXHIBIT D: Docket for Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1707CR000974)

EXHIBIT E: Application for Criminal Complaint, Police Report detailing 2017 criminal case against Intervenor (see Exhibit D, Docket No. 1707CR000974)

EXHIBIT F: Docket for Commonwealth v. Nemorio M. Noriega (Docket No. 1807CR000923)

EXHIBIT G: Application for Criminal Complaint, Police Report detailing 2018 criminal case against Intervenor(see Exhibit F, Docket No. 1807CR000923)

- **Shows Intervenor is using aliases Esven Gregorio Cabrera and Nemorio M. Noriega.**

EXHIBIT H: 10/19/2024 Waltham Police Department Arrest Log.

# **EXHIBIT A**

Docket for Commonwealth v. Nemorio M. Noriega (Docket No. 1307CR003072)

# 1307CR003072 Commonwealth vs. Noriega, Nemorio M

- Case Type:
- Criminal
- Case Status:
- Closed
- File Date
- 07/19/2013
- DCM Track:
- 
- Initiating Action:
- DISORDERLY CONDUCT c272 §53
- Status Date:
- 01/25/2017
- Case Judge:
- 
- Next Event:
- 

[All Information](#) [Party](#) [Charge](#) [Event](#) [Docket](#) [Disposition](#)

## Party Information

**Noriega, Nemorio M**  
- Defendant

[Alias](#)

### Party Attorney

- Attorney
- Flanagan, Esq., John N
- Bar Code
- 170690
- Address
- Phone Number
- 

[More Party Information](#)

## Party Charge Information

- **Noriega, Nemorio M**
- - Defendant

### Charge # 1:

**272/53/F-1 - Misdemeanor - 100 days or less incarceration** DISORDERLY CONDUCT c272 §53

- Original Charge
- 272/53/F-1 DISORDERLY CONDUCT c272 §53 (Misdemeanor - 100 days or less incarceration)
- Amended Charge
- 

### Charge Disposition

Disposition Date  
Disposition  
07/19/2013  
Transferred to Another Court  
12/03/2013  
Dismissed - Lack of Prosecution

- **Noriega, Nemorio M**
- - Defendant

### Charge # 2:

**266/127/D-0 - Misdemeanor - 100 days or less incarceration** DESTRUCTION OF PROPERTY -\$250, WANTON c266 §127

- Original Charge
- 266/127/D-0 DESTRUCTION OF PROPERTY -\$250, WANTON c266 §127 (Misdemeanor - 100 days or less incarceration)
- Amended Charge

**Charge Disposition**

Disposition Date  
Disposition  
07/19/2013  
Transferred to Another Court  
12/03/2013  
Dismissed - Lack of Prosecution

**Noriega, Nemorio M**

- Defendant

**Charge # 3:**

**266/120-1 - Misdemeanor - 100 days or less incarceration** TRESPASS c266 §120

Original Charge  
266/120-1 TRESPASS c266 §120 (Misdemeanor - 100 days or less incarceration)  
Amended Charge

**Charge Disposition**

Disposition Date  
Disposition  
07/19/2013  
Transferred to Another Court  
12/03/2013  
Dismissed - Lack of Prosecution

**Noriega, Nemorio M**

- Defendant

**Charge # 4:**

**265/13A/B-1 - Misdemeanor - more than 100 days incarceration** A&B c265 §13A(a)

Original Charge  
265/13A/B-1 A&B c265 §13A(a) (Misdemeanor - more than 100 days incarceration)  
Amended Charge

**Charge Disposition**

Disposition Date  
Disposition  
07/19/2013  
Transferred to Another Court  
12/03/2013  
Dismissed - Lack of Prosecution

**Events**

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
07/19/2013 09:00 AM	Arraignment (1st) Session		Arraignment		Held
09/05/2013 09:00 AM	6th Session		Pretrial Hearing		Held
09/05/2013 09:00 AM	6th Session		Pretrial Hearing		Event Continued
10/03/2013 09:00 AM	6th Session		Pretrial Hearing		Held
12/03/2013 09:00 AM	2nd Session		Jury Trial (CR)		Not Held But Event Resolved

**Docket Information**

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
07/19/2013	Filed for the purpose of Case in Chief by Judge Hon. Debra Shopteese.			
07/19/2013	Event Scheduled Event: Arraignment Date: 07/19/2013 Time: 09:00 AM Result: Held			

07/19/2013	<p>Event Resulted</p> <p>The following event: Arraignment scheduled for 07/19/2013 09:00 AM has been resulted as follows:</p> <p>Result: Held</p>
07/19/2013	<p>Event Scheduled</p> <p>Event: Pretrial Hearing</p> <p>Date: 09/05/2013 Time: 09:00 AM</p> <p>Result: Held</p>
08/08/2013	<p>Charges Disposed:</p> <p>Charge #1 DISORDERLY CONDUCT c272 §53</p> <p>Date: 07/19/2013</p> <p>Method: Transferred to Another Court</p> <p>Code: Transferred to Another Court</p> <p>Judge: Shopteese, Hon. Debra</p> <p>Charge #2 DESTRUCTION OF PROPERTY -\$250, WANTON c266 §127</p> <p>Date: 07/19/2013</p> <p>Method: Transferred to Another Court</p> <p>Code: Transferred to Another Court</p> <p>Judge: Shopteese, Hon. Debra</p> <p>Charge #3 TRESPASS c266 §120</p> <p>Date: 07/19/2013</p> <p>Method: Transferred to Another Court</p> <p>Code: Transferred to Another Court</p> <p>Judge: Shopteese, Hon. Debra</p> <p>Charge #4 A&amp;B c265 §13A(a)</p> <p>Date: 07/19/2013</p> <p>Method: Transferred to Another Court</p> <p>Code: Transferred to Another Court</p> <p>Judge: Shopteese, Hon. Debra</p>
08/08/2013	<p>Event Resulted</p> <p>The following event: Pretrial Hearing scheduled for 09/05/2013 09:00 AM has been resulted as follows:</p> <p>Result: Held</p>
09/05/2013	<p>Event Scheduled</p> <p>Event: Pretrial Hearing</p> <p>Date: 09/05/2013 Time: 09:00 AM</p> <p>Result: Event Continued</p>
09/05/2013	<p>Event Scheduled</p> <p>Event: Pretrial Hearing</p> <p>Date: 10/03/2013 Time: 09:00 AM</p> <p>Result: Held</p>
09/05/2013	<p>Event Resulted</p> <p>The following event: Pretrial Hearing scheduled for 09/05/2013 09:00 AM has been resulted as follows:</p> <p>Result: Event Continued</p> <p>Appeared:</p>
10/03/2013	<p>Event Scheduled</p> <p>Event: Jury Trial (CR)</p> <p>Date: 12/03/2013 Time: 09:00 AM</p> <p>Result: Not Held But Resolved</p>
10/03/2013	<p>Event Resulted</p> <p>The following event: Pretrial Hearing scheduled for 10/03/2013 09:00 AM has been resulted as follows:</p> <p>Result: Held</p> <p>Appeared:</p>
12/03/2013	<p>Event Resulted</p> <p>The following event: Jury Trial (CR) scheduled for 12/03/2013 09:00 AM has been resulted as follows:</p> <p>Result: Not Held But Resolved</p> <p>Appeared:</p>
12/03/2013	<p>Charges Disposed:</p> <p>Charge #1 DISORDERLY CONDUCT c272 §53</p> <p>Date: 12/03/2013</p> <p>Method: Dismissed</p> <p>Code: Dismissed - Lack of Prosecution</p>

Judge: Coffey, Hon. James W

Charge #2 DESTRUCTION OF PROPERTY -\$250, WANTON c266 §127

Date: 12/03/2013

Method: Dismissed

Code: Dismissed - Lack of Prosecution

Judge: Coffey, Hon. James W

Charge #3 TRESPASS c266 §120

Date: 12/03/2013

Method: Dismissed

Code: Dismissed - Lack of Prosecution

Judge: Coffey, Hon. James W

Charge #4 A&B c265 §13A(a)

Date: 12/03/2013

Method: Dismissed

Code: Dismissed - Lack of Prosecution

Judge: Coffey, Hon. James W

### Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Pending		
Disposed	01/25/2017	



# **EXHIBIT B**

Docket for Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1601CR002235)

# 1601CR002235 Commonwealth vs. Noriega-Tellez, Nemorio M

- Case Type:
- Criminal
- Case Status:
- Closed
- File Date
- 04/06/2016
- DCM Track:
- 
- Initiating Action:
- UNLICENSED OPERATION OF MV c90 §10
- Status Date:
- 05/02/2017
- Case Judge:
- 
- Next Event:
- 

[All Information](#) [Party](#) [Charge](#) [Event](#) [Docket](#) [Disposition](#)

## Party Information

**Noriega-Tellez, Nemorio M**  
- Defendant

[Alias](#)

### Party Attorney

- Attorney
- Stanton, Esq., Bradford R
- Bar Code
- 681913
- Address
- Phone Number
- 

[More Party Information](#)

## Party Charge Information

- **Noriega-Tellez, Nemorio M**
- - Defendant

### Charge # 1:

**90/10/A-1 - Misdemeanor - 100 days or less incarceration** UNLICENSED OPERATION OF MV c90 §10

- Original Charge
- 90/10/A-1 UNLICENSED OPERATION OF MV c90 §10 (Misdemeanor - 100 days or less incarceration)
- Amended Charge
- 

### Charge Disposition

Disposition Date  
Disposition  
05/02/2017  
Dismissed - Request of Commonwealth

- **Noriega-Tellez, Nemorio M**
- - Defendant

### Charge # 2:

**90/7/A-0 - Civil Motor Vehicle Infraction** BRAKES VIOLATION, MV \* c90 §7

- Original Charge
- 90/7/A-0 BRAKES VIOLATION, MV \* c90 §7 (Civil Motor Vehicle Infraction)
- Amended Charge
- 

### Charge Disposition

Disposition Date

Disposition  
05/02/2017  
Dismissed - Request of Commonwealth

## Events

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
06/07/2016 09:00 AM	Arraignment - Rm 17, 5th Flr	BOS-5th FL, CR 17 (BMC)	Arraignment		Defendant failed to appear
12/14/2016 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Arraignment		Held - Personal Recog. Release
02/09/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Not Held
02/10/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Held
04/03/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Held
05/02/2017 09:00 AM	Motions & Trials - Courtroom 15, 5th Flr	BOS-5th FL, CR 15 (BMC)	Hearing to Review Status		Held - Dismiss or to be Dismiss All Charges

## Docket Information

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
04/06/2016	Complaint issued with a summons.			
04/06/2016	Criminal complaint issued. Originating Court: BMC Central Case Number: 1601AC002303- Receiving Court: BMC Central ;			
06/07/2016	Default Warrant ordered to issue.		1	
06/07/2016	Participants at Court Event - Defendant not in Court - Assistant District Attorney Rizzo - Probation Representative Ryan - Session Clerk - KWS - Courtroom and Time - 17 9:03 9:41. No Attorney appears			
06/07/2016	Event Resulted The following event: Arraignment scheduled for 06/07/2016 09:00 AM has been resulted as follows: Result: Defendant failed to appear			
06/07/2016	Warrant Issued: Straight Warrant issued on 06/07/2016 for Noriega-Tellez, Nemorio M			
09/20/2016	Warrant recalled: Straight Warrant cancelled on 09/20/2016 for Noriega-Tellez, Nemorio M			
09/20/2016	Misc Entry: Matter not sent into court with companion case on 9/14/16 docket 1601CR002761.			
12/14/2016	Event Resulted The following event: Arraignment scheduled for 12/14/2016 09:00 AM has been resulted as follows: Result: Held - Released on Pers. Recog			
12/14/2016	Participants at Court Event - Defendant in Court - Assistant District Attorney Ruttle - Probation Representative Greene - Session Clerk - Donovan - Courtroom and Time - Room 14/11:31. Atty Stanton appears			
12/14/2016	Defendant arraigned before Court, advised of right to counsel.		2	
12/14/2016	Plea of Not Guilty entered on all charges.			
12/14/2016	Bail revocation warning (276/58) given to the defendant			

12/14/2016	Released on Personal Recognizance	
12/14/2016	Appearance filed On this date Bradford R. Stanton, Esq. added as Pro bono Counsel for Defendant Nemorio M Noriega-Tellez	3
12/14/2016	Released on Personal Recognizance	
02/09/2017	Event Resulted The following event: Pretrial Hearing scheduled for 02/09/2017 09:00 AM has been resulted as follows: Result: Not Held Reason: Inclement Weather	
02/10/2017	Event Resulted The following event: Pretrial Hearing scheduled for 02/10/2017 09:00 AM has been resulted as follows: Result: Held	
02/10/2017	Participants at Court Event - Defendant Not Court - Assistant District Attorney Lewis - Probation Representative Whynot - Session Clerk - KWS - Courtroom and Time - 14/4:21. No Attorney present	
02/10/2017	Misc Entry: Due to court closure on 2/9/17 - continued to April 3, 2017	
04/03/2017	Event Resulted The following event: Pretrial Hearing scheduled for 04/03/2017 09:00 AM has been resulted as follows: Result: Held	
04/03/2017	Participants at Court Event - Defendant in custody Court - Assistant District Attorney Nucci - Probation Representative Izzo - Session Clerk - SWF - Courtroom and Time - 14/948. Attorney Stanton Appears	
04/03/2017	Defendant's presence excused.	
05/02/2017	Event Resulted The following event: Status Review (CR) scheduled for 05/02/2017 09:00 AM has been resulted as follows: Result: Held - Dismiss or to be Dismiss All Charges	
05/02/2017	Participants at Court Event - Defendant not in (in custody) Court - Assistant District Attorney Rizzo - Probation Representative Regan - Session Clerk - PFM - Courtroom and Time - Room 15/9:20. Atty Stanton appears	
05/02/2017	Defendant's presence excused.	
05/02/2017	All charges disposed - No future events - Defendant discharged.	
05/02/2017	All fees waived.	
05/02/2017	Charges Disposed:: Charge # 1 UNLICENSED OPERATION OF MV c90 §10 On: 05/02/2017 Judge: Hon. Tracy Lee Lyons Dismissed - Request of Commonwealth  Charge # 2 BRAKES VIOLATION, MV * c90 §7 On: 05/02/2017 Judge: Hon. Tracy Lee Lyons Dismissed - Request of Commonwealth	

## Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Dismissed	05/02/2017	

# **EXHIBIT C**

Docket for Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1601CR002761)

# 1601CR002761 Commonwealth vs. Noriega-Tellez, Nemorio M

- Case Type:
- Criminal
- Case Status:
- Closed
- File Date
- 05/03/2016
- DCM Track:
- 
- Initiating Action:
- UNLICENSED OPERATION OF MV c90 §10
- Status Date:
- 05/02/2017
- Case Judge:
- 
- Next Event:
- 

[All Information](#) [Party](#) [Charge](#) [Event](#) [Docket](#) [Disposition](#)

## Party Information

**Noriega-Tellez, Nemorio M**  
- Defendant

[Alias](#)

### Party Attorney

- Attorney
- Stanton, Esq., Bradford R
- Bar Code
- 681913
- Address
- Phone Number
- 

[More Party Information](#)

## Party Charge Information

- **Noriega-Tellez, Nemorio M**
- - Defendant

### Charge # 1:

**90/10/A-1 - Misdemeanor - 100 days or less incarceration** UNLICENSED OPERATION OF MV c90 §10

- Original Charge
- 90/10/A-1 UNLICENSED OPERATION OF MV c90 §10 (Misdemeanor - 100 days or less incarceration)
- Amended Charge
- 

### Charge Disposition

Disposition Date  
Disposition  
05/02/2017  
Dismissed - Request of Commonwealth

- **Noriega-Tellez, Nemorio M**
- - Defendant

### Charge # 2:

**94C/34/C-0 - Misdemeanor - more than 100 days incarceration** DRUG, POSSESS CLASS B c94C §34

- Original Charge
- 94C/34/C-0 DRUG, POSSESS CLASS B c94C §34 (Misdemeanor - more than 100 days incarceration)
- Amended Charge
- 

### Charge Disposition

Disposition Date  
Disposition  
05/02/2017  
Dismissed - Request of Commonwealth

## Events

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
05/03/2016 09:00 AM	Arraignment - Rm 17, 5th Flr	BOS-5th FL, CR 17 (BMC)	Arraignment		Held - Personal Recog. Release
06/22/2016 09:00 AM	Pretrial - Courtroom 11, 5th Flr		Pretrial Hearing		Held
09/14/2016 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr		Pretrial Hearing		Held
12/14/2016 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Hearing to Review Status		Held
02/09/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Not Held
02/10/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Held
04/03/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Brought Forward - New Date assigned
04/03/2017 09:00 AM	Pre-Trial - Courtroom 14, 5th Flr	BOS-5th FL, CR 14 (BMC)	Pretrial Hearing		Held
05/02/2017 09:00 AM	Motions & Trials - Courtroom 15, 5th Flr	BOS-5th FL, CR 15 (BMC)	Jury Trial (CR)		Held - Dismiss or to be Dismiss All Charges

## Docket Information

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
05/03/2016	Complaint issued upon new arrest.			
05/03/2016	Appearance filed On this date Joseph T Moore, Esq. added as Appointed - Indigent Defendant for Defendant Nemorio M Noriega-Tellez Appearance filed for the purpose of Case in Chief by Judge Hon. Thomas C Horgan.		1	
05/03/2016	Event Resulted The following event: Arraignment scheduled for 05/03/2016 09:00 AM has been resulted as follows: Result: Held - Released on Pers. Recog			
05/03/2016	Participants at Court Event - Defendant in Court - Assistant District Attorney Humphrey - Probation Representative Cliffrod - Session Clerk - JJB - Courtroom and Time - Rm 17 begin 10:41. Atty Moore present			
05/03/2016	Defendant arraigned before Court advised of right to counsel and counsel appointed.			
05/03/2016	Plea of Not Guilty entered on all charges.			
05/03/2016	Bail revocation warning (276/58) given to the defendant			
05/03/2016	Defendant released on prior recognizance.			
05/03/2016	Interpreter requested for next court date.			
06/22/2016	Event Resulted The following event: Pretrial Hearing scheduled for 06/22/2016 09:00 AM has been resulted as follows: Result: Held			

06/22/2016	Participants at Court Event - Defendant in Court - Assistant District Attorney Rizzo - Probation Representative Greene - Session Clerk - KWS - Courtroom and Time - Rm 11 begin 9:58. Attorney Moore present	
06/22/2016	Interpreter spanish & sworn present.	
06/22/2016	Defendant released on prior recognizance.	
09/14/2016	Participants at Court Event - Defendant Not In Court - Assistant District Attorney Nucci - Probation Representative Greene - Session Clerk - CP - Courtroom and Time - Room 14 / 945. Case sent to Room 17 for appointment of counsel  Attorney: Moore, Esq., Joseph T	
09/14/2016	Default Warrant ordered to issue.	2
09/14/2016	Default warrant recall fee waived. Defendant arrives late.	
09/14/2016	Appearance filed On this date Joseph T Moore, Esq. dismissed/withdrawn as Appointed - Indigent Defendant for Defendant Nemorio M Noriega-Tellez	3
09/14/2016	Appearance filed On this date Bradford R. Stanton, Esq. added as Appointed - Indigent Defendant for Defendant Nemorio M Noriega-Tellez Appearance filed for the purpose of Case in Chief by Judge Hon. Lisa Grant.	4
09/14/2016	Participants at Court Event - Defendant In Court - Assistant District Attorney Coheen - Probation Representative Deane - Session Clerk - AMC - Courtroom and Time - Room 17 / 240.  Attorney: Stanton, Esq., Bradford R.	
09/14/2016	Interpreter Spanish Sworn & present.	
09/14/2016	Defendant released on prior recognizance.	
09/14/2016	The Court enters the following order: If Defendant has completed drug treatment and tests clean. Commonwealth to move to dismiss on next date.	
09/14/2016	Event Resulted The following event: Pretrial Hearing scheduled for 09/14/2016 09:00 AM has been resulted as follows: Result: Held	
12/14/2016	Event Resulted The following event: Status Review (CR) scheduled for 12/14/2016 09:00 AM has been resulted as follows: Result: Held	
12/14/2016	Participants at Court Event - Defendant in Court - Assistant District Attorney Ruttle - Probation Representative Greene - Session Clerk - Donovan - Courtroom and Time - Room 14/11:31. Atty Stanton appears	
12/14/2016	Interpreter Spanish present.	
12/14/2016	Defendant released on prior recognizance.	
02/09/2017	Event Resulted The following event: Pretrial Hearing scheduled for 02/09/2017 09:00 AM has been resulted as follows: Result: Not Held Reason: Inclement Weather	
02/10/2017	Event Resulted The following event: Pretrial Hearing scheduled for 02/10/2017 09:00 AM has been resulted as follows: Result: Held	
02/10/2017	Participants at Court Event - Defendant Not Court - Assistant District Attorney Lewis - Probation Representative Whynot - Session Clerk - KWS - Courtroom and Time - 14/4:21. No Attorney present	
02/10/2017	Misc Entry: Due to Court closure on 2/9/17 - continued to April 3, 2017	
02/10/2017	Event Resulted The following event: Pretrial Hearing scheduled for 04/03/2017 09:00 AM has been resulted as follows: Result: Brought Forward - New Date assigned	
03/21/2017	Complaint/Police Report	
03/21/2017	Commonwealth's motion to revise/revoke bail or conditions of release Motion received and filed	5



in Dorchester Court. filed.  
Motion allowed. Defendant ordered held without bail to appear April 2. Order expires May 19,2017. DD

03/22/2017	Misc Entry: Defendant's attorney requests Habe be issued to Nashua St for appearance on 04/03/2017.
03/22/2017	Habeas Corpus for prosecution issued to Suffolk County Jail returnable for 04/03/2017 09:00 AM Pretrial Hearing: Further Orders:
04/03/2017	Participants at Court Event - Defendant In (Custody) Court - Assistant District Attorney Wittenberg - Probation Representative Izzo - Session Clerk - Forsyth - Courtroom and Time - 14/9:48 & 1:02. Attorney Stanton appears. Case re-called at 1:02.
04/03/2017	Event Resulted The following event: Pretrial Hearing scheduled for 04/03/2017 09:00 AM has been resulted as follows: Result: Held
04/03/2017	Misc Entry: Court officers report defendants bail is revoked by dorchester Division. Copy of Mittimus received and filed.
04/03/2017	Defendant is ordered committed without bail because DEFENDANT'S BAIL HAS BEEN REVOKED (276 s. 58) to Suffolk County Jail returnable for 05/02/2017 09:00 AM Jury Trial (CR); mittimus issued.  Court location of next event (if not this court): BMC - Central Further Orders: Bail Revocation Expires 5/19/17
04/03/2017	Habeas Corpus for prosecution issued to Suffolk County Jail returnable for 05/02/2017 09:00 AM Jury Trial (CR): Further Orders:
05/02/2017	Event Resulted The following event: Jury Trial (CR) scheduled for 05/02/2017 09:00 AM has been resulted as follows: Result: Held - Dismiss or to be Dismiss All Charges
05/02/2017	Participants at Court Event - Defendant not in (in custody) Court - Assistant District Attorney Rizzo - Probation Representative Regan - Session Clerk - PFM - Courtroom and Time - Room 15/9:20. Atty Stanton appears
05/02/2017	Defendant's presence excused.
05/02/2017	All charges disposed - No future events - Defendant discharged.
05/02/2017	All fees waived.
05/02/2017	Charges Disposed:: Charge # 1 UNLICENSED OPERATION OF MV c90 §10 On: 05/02/2017 Judge: Hon. Tracy Lee Lyons Dismissed - Request of Commonwealth  Charge # 2 DRUG, POSSESS CLASS B c94C §34 On: 05/02/2017 Judge: Hon. Tracy Lee Lyons Dismissed - Request of Commonwealth
01/24/2019	Notice of Bail Return Letter Sent CM
04/10/2019	Omnibus Petition for Destruction of Controlled Substances and Affidavit in Support Thereof received and filed.  Order of Destruction Issued. Jm.

6

### Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Dismissed	05/02/2017	



# **EXHIBIT D**

Docket for Commonwealth v. Nemorio M. Noriega-Tellez (Docket No. 1707CR000974)

# 1707CR000974 Commonwealth vs. Noriega, Nemorio M

- Case Type:
- Criminal
- Case Status:
- Activity Suspended
- File Date
- 03/21/2017
- DCM Track:
- 
- Initiating Action:
- COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS c94C §32E(b)
- Status Date:
- 03/25/2025
- Case Judge:
- 
- Next Event:
- 

[All Information](#) [Party](#) [Charge](#) [Event](#) [Docket](#) [Disposition](#)

## Party Information

**Noriega, Nemorio M**  
- Defendant

[Alias](#)

### Party Attorney

- Attorney
- Collins, Esq., Nicole
- Bar Code
- 705233
- Address
- Phone Number
- 
- Attorney
- Kennedy-Smith, Esq., Amelia
- Bar Code
- 707965
- Address
- Phone Number
- 

[More Party Information](#)

## Party Charge Information

- **Noriega, Nemorio M**
- - Defendant
- **Charge # 1:**  
**[94C/32E/A-2 - Felony](#)** COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS c94C §32E(b)
- Original Charge
- 94C/32E/A-2 COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS c94C §32E(b) (Felony)
- Amended Charge
- 
- **Noriega, Nemorio M**
- - Defendant
- **Charge # 2:**  
**[90/10/A-2 - Misdemeanor - 100 days or less incarceration](#)** UNLICENSED OPERATION OF MV c90 §10
- Original Charge
- 90/10/A-2 UNLICENSED OPERATION OF MV c90 §10 (Misdemeanor - 100 days or less incarceration)
- Amended Charge
-

- **Noriega, Nemorio M**
- - Defendant
- **Charge # 3:**  
**90/25/D-0 - Misdemeanor - 100 days or less incarceration** STOP FOR POLICE, FAIL c90 §25

- Original Charge
- 90/25/D-0 STOP FOR POLICE, FAIL c90 §25 (Misdemeanor - 100 days or less incarceration)
- Amended Charge
- 

- **Noriega, Nemorio M**
- - Defendant
- **Charge # 4:**  
**265/15B/A-0 - Felony** ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

- Original Charge
- 265/15B/A-0 ASSAULT W/DANGEROUS WEAPON c265 §15B(b) (Felony)
- Amended Charge
- 

Events

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
03/21/2017 09:00 AM	Arraignment (1st) Session		Arraignment		Held-Arraignment/58A Danger Request
04/07/2017 09:00 AM	6th Session		Motion Hearing (CR)		Held
04/13/2017 09:00 AM	6th Session		Probable Cause Hearing		Brought Forward
04/13/2017 09:00 AM	6th Session		Probable Cause Hearing		Event Continued
05/12/2017 09:00 AM	6th Session		Probable Cause Hearing		Event Continued
06/16/2017 09:00 AM	2nd Session		Pretrial Hearing		Held
08/15/2017 09:00 AM	6th Session		Discovery Compliance & Jury Election		Held
10/20/2017 09:00 AM	2nd Session		Motion Hearing (CR)		Event Continued
12/07/2017 09:00 AM	Arraignment (1st) Session		Motion Hearing (CR)		Held
12/08/2017 09:00 AM	2nd Session		Motion Hearing (CR)		Brought Forward
02/09/2018 09:00 AM	2nd Session		Motion Hearing (CR)		Held - under advisement
03/16/2018 09:00 AM	2nd Session		Motion Hearing (CR)		Not Held
03/19/2018 09:00 AM	Arraignment (1st) Session		Probation exparte review hear		Held as scheduled.
06/05/2018 09:00 AM	2nd Session		Motion Hearing (CR)		Held - Motion allowed
06/28/2018 09:00 AM	2nd Session		Jury Trial (CR)		Event Cancelled
06/28/2018 09:00 AM	2nd Session		Jury Trial (CR)		Event Cancelled
06/28/2018 09:00 AM	2nd Session		Hearing to Review Status		Defendant defaulted-FI to Appear
10/22/2024 09:00 AM	Arraignment (1st) Session		Default Removal Hearing		Held - Default Removed - CR

11/19/2024 09:00 AM	6th Session	Pretrial Hearing	Held-PT
01/17/2025 09:00 AM	6th Session	Hearing to Review Status	Held
03/25/2025 09:00 AM	6th Session	Hearing to Review Status	Defendant defaulted-FI to Appear

## Docket Information

<u>Docket Date</u>	<i>Docket Text</i>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<i>Image Avail.</i>
03/21/2017	Criminal Complaint issued from Electronic Application: Originating Court: BMC Dorchester Case Number: 1707AC001366-AR Receiving Court: BMC Dorchester ;			
03/21/2017	Event Scheduled Event: Arraignment Date: 03/21/2017 Time: 09:00 AM Result: Held-Arraignment/58A Hearing			
03/21/2017	Event Resulted The following event: Arraignment scheduled for 03/21/2017 09:00 AM has been resulted as follows: Result: Held-Arraignment/58A Hearing			
03/21/2017	Event Scheduled Event: Probable Cause Hearing Date: 04/13/2017 Time: 09:00 AM Result: Brought Forward			
03/21/2017	Appearance filed for the purpose of Case in Chief by Judge Hon. Lisa Ann Grant.		1	
03/21/2017	Defendant is ordered committed to Suffolk County Jail in lieu of having posted bail in the amount ordered: (\$0.00 Bond; \$1,500.00 Cash), returnable for 04/13/2017 09:00 AM Probable Cause Hearing; mittimus issued.  Court location of next event (if not your court): Further Orders: ***defendant's passport must be surrendered PRIOR to bail being posted***			
04/07/2017	Event Resulted The following event: Probable Cause Hearing scheduled for 04/13/2017 09:00 AM has been resulted as follows: Result: Brought Forward			
04/07/2017	Event Scheduled Event: Motion Hearing (CR) Date: 04/07/2017 Time: 09:00 AM Result: Held			
04/07/2017	Event Resulted The following event: Motion Hearing (CR) scheduled for 04/07/2017 09:00 AM has been resulted as follows: Result: Held			
04/07/2017	Event Scheduled Event: Probable Cause Hearing Date: 04/13/2017 Time: 09:00 AM Result: Event Continued			
04/13/2017	Event Resulted The following event: Probable Cause Hearing scheduled for 04/13/2017 09:00 AM has been resulted as follows: Result: Event Continued			
04/13/2017	Event Scheduled Event: Probable Cause Hearing Date: 05/12/2017 Time: 09:00 AM Result: Event Continued			

04/13/2017	<p>Defendant is ordered committed to Suffolk County Jail in lieu of having posted bail in the amount ordered: (\$0.00 Bond; \$1,500.00 Cash), returnable for 05/12/2017 09:00 AM Probable Cause Hearing; mittimus issued.</p> <p>Court location of next event (if not your court):  Further Orders:  *****REVOKE BAIL ON DOCKET #1601CR5161 HAS BEEN VACATED *****PER JUDGE GRANT</p>
05/12/2017	<p>Event Resulted  The following event: Probable Cause Hearing scheduled for 05/12/2017 09:00 AM has been resulted as follows:  Result: Event Continued</p>
05/12/2017	<p>Event Scheduled  Event: Pretrial Hearing  Date: 06/16/2017 Time: 09:00 AM  Result: Held</p>
06/16/2017	<p>Event Resulted  The following event: Pretrial Hearing scheduled for 06/16/2017 09:00 AM has been resulted as follows:  Result: Held</p>
06/16/2017	<p>Event Scheduled  Event: Discovery Compliance &amp; Jury Election  Date: 08/15/2017 Time: 09:00 AM  Result: Held</p>
08/15/2017	<p>Event Scheduled  Event: Motion Hearing (CR)  Date: 10/20/2017 Time: 09:00 AM  Result: Event Continued</p>
08/15/2017	<p>Event Resulted  The following event: Discovery Compliance &amp; Jury Election scheduled for 08/15/2017 09:00 AM has been resulted as follows:  Result: Held</p>
10/20/2017	<p>Event Resulted  Judge: Kaplanes, Hon. Thomas S.  The following event: Motion Hearing (CR) scheduled for 10/20/2017 09:00 AM has been resulted as follows:  Result: Event Continued  Reason: Both Parties Request</p>
10/20/2017	<p>Event Scheduled  Event: Motion Hearing (CR)  Date: 12/08/2017 Time: 09:00 AM  Result: Brought Forward</p>
12/07/2017	<p>Event Resulted  Judge: Coffey, Hon. James W  The following event: Motion Hearing (CR) scheduled for 12/08/2017 09:00 AM has been resulted as follows:  Result: Brought Forward</p>
12/07/2017	<p>Event Scheduled  Event: Motion Hearing (CR)  Date: 12/07/2017 Time: 09:00 AM  Result: Held</p>
12/07/2017	<p>Event Resulted  Judge: Stanton, Hon. James Martin  The following event: Motion Hearing (CR) scheduled for 12/07/2017 09:00 AM has been resulted as follows:  Result: Held</p>
12/07/2017	<p>Event Scheduled  Event: Motion Hearing (CR)  Date: 02/09/2018 Time: 09:00 AM  Result: Held - under advisement</p>
02/09/2018	<p>Event Resulted  Judge: Grant, Hon. Lisa Ann  The following event: Motion Hearing (CR) scheduled for 02/09/2018 09:00 AM has been resulted as follows:  Result: Held - under advisement  Reason: For Continuance</p>

02/09/2018	Taken under advisement ( [Judge] ). Judge: Grant, Hon. Lisa Ann	
02/09/2018	Defendant's motion to Suppress filed with the following, if any, supporting documents:  Judge: Grant, Hon. Lisa Ann	2
02/23/2018	Defendant's motion for post-hearing memo in support of motion to suppress filed with the following, if any, supporting documents: supporting brief	3
03/16/2018	Event Resulted Judge: Georges, Jr., Hon. Serge The following event: Motion Hearing (CR) scheduled for 03/16/2018 09:00 AM has been resulted as follows: Result: Not Held	
03/19/2018	Event Resulted Judge: Coffey, Hon. James W The following event: Jury Trial (CR) scheduled for 06/28/2018 09:00 AM has been resulted as follows: Result: Event Cancelled Reason: At the Request of Probation	
03/19/2018	Event Resulted Judge: Coffey, Hon. James W The following event: Probation exparte review hear scheduled for 03/19/2018 09:00 AM has been resulted as follows: Result: Held as scheduled.	
04/11/2018	Misc Entry: Findings and Ruling on Defendant's Motion to Suppress Procedural History filed. Motion is DENIED with respect to the Stop, the search and the seized drugs found in the center console and drugs recovered from the defendant himself. ALLOWED with respect to the iPhone, wallet and money that were collected from the search.  Judge: Grant, Hon. Lisa Ann	
06/05/2018	Event Resulted: Jury Trial (CR) scheduled on: 06/28/2018 09:00 AM Has been: Event Cancelled For the following reason: Brought forward Hon. James W Coffey, Presiding Appeared: Staff:	
06/05/2018	Event Resulted: Motion Hearing (CR) scheduled on: 06/05/2018 09:00 AM Has been: Held - Motion allowed Hon. James W Coffey, Presiding Appeared: Staff:	
06/05/2018	Defendant's motion for return of cash bail (to surety)... filed with the following, if any, supporting documents: ALLOWED...  Judge: Coffey, Hon. James W	4
06/28/2018	Event Resulted: Hearing to Review Status scheduled on: 06/28/2018 09:00 AM Has been: Defendant defaulted-FI to Appear Hon. Jonathan R Tynes, Presiding Appeared: Staff:	
06/28/2018	Default Warrant ordered to issue. Judge: Tynes, Hon. Jonathan R	5
10/22/2024	Warrant recalled: Default Warrant cancelled on 10/22/2024 for Noriega, Nemorio M	
10/22/2024	Event Resulted: Default Removal Hearing scheduled on: 10/22/2024 09:00 AM Has been: Held - Default Removed - CR Hon. Jonathan R Tynes, Presiding	
10/22/2024	Warrant recalled: Judge: Tynes, Hon. Jonathan R	
10/22/2024	Appearance filed On this date David Andrew Leon, Esq. dismissed/withdrawn as Appointed - Indigent Defendant for	6



Defendant Nemorio M Noriega		
10/22/2024	Appearance filed On this date Nicole Collins, Esq. added as Appointed - Indigent Defendant for Defendant Nemorio M Noriega Appearance filed for the purpose of Case in Chief by Judge Hon. Jonathan R Tynes.	7
10/22/2024	Participants at Court Event - Defendant Before Court - Defense Attorney Collins - Assistant District Attorney Lyons - Probation Representative Costa - Session Clerk - TT - Courtroom and Time - 1st 12:30.  Judge: Tynes, Hon. Jonathan R	
11/19/2024	Event Resulted: Pretrial Hearing scheduled on: 11/19/2024 09:00 AM Has been: Held-PT Hon. Steven Kim, Presiding	
11/19/2024	Participants at Court Event - Defendant Not Before, In Ice Custody Court - Defense Attorney Collins - Assistant District Attorney Eldemery - Probation Representative Connon - Session Clerk - K. Murphy - Courtroom and Time - 6th, 9:26 10:46.  Judge: Kim, Hon. Steven	
01/17/2025	Event Resulted: Hearing to Review Status scheduled on: 01/17/2025 09:00 AM Has been: Held Hon. Jonathan R Tynes, Presiding	
01/17/2025	Participants at Court Event - Defendant In Ice Custody Court - Defense Attorney Bullock - Assistant District Attorney Eldemery - Probation Representative Ruiz - Session Clerk - KV - Courtroom and Time - 6th 11:47.  Judge: Tynes, Hon. Jonathan R	
01/17/2025	Defendant released on prior recognizance.  Judge: Tynes, Hon. Jonathan R	
02/24/2025	Appearance filed On this date Amelia Kennedy-Smith, Esq. added as Appointed - Indigent Defendant for Defendant Nemorio M Noriega Appearance filed for the purpose of Case in Chief by Judge Hon. Jonathan R Tynes.	8
03/25/2025	Event Resulted: Hearing to Review Status scheduled on: 03/25/2025 09:00 AM Has been: Defendant defaulted-FI to Appear Hon. Rebeca Figueroa, Presiding	
03/25/2025	Default Warrant ordered to issue. Judge: Figueroa, Hon. Rebeca	9
03/25/2025	Participants at Court Event - Defendant Not Before Court - Defense Attorney Kennedy-Smith, Esq., Amelia - Assistant District Attorney Taylor - Probation Representative Sabaris - Session Clerk - K.Viles - Courtroom and Time - 6th Session @ 10:31am.  Judge: Figueroa, Hon. Rebeca	

### Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Pending	10/22/2024	

## CRIMINAL DOCKET - OFFENSES

DEFENDANT NAME

Nemorio M Noriega-Tellez

DOCKET NUMBER

1707CR000974

COUNT / OFFENSE

1 COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS c94C

DISPOSITION DATE AND JUDGE

## DISPOSITION METHOD

☐ Guilty Plea or ☐ Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12

☐ Bench Trial

☐ Jury Trial

☐ Dismissed upon:

☐ Request of Commonwealth ☐ Request of Victim  
☐ Request of Defendant ☐ Failure to prosecute

☐ Other:

☐ Filed with Defendant's consent

☐ Nolle Prosequi

☐ Decriminalized (277 §70 C) ?

FINE/ASSESSMENT

SURFING

COSTS

OUI §24D FEE

OUI VICTIMS ASMT

HEAD INJURY ASMT

RESTITUTION

VW ASSESSMENT

BATTERER'S FEE

OTHER

## SENTENCE OR OTHER DISPOSITION

☐ Sufficient facts found but continued without a finding until:

☐ Defendant placed on probation until:

☐ Risk/Need or OUI ☐ Administrative Supervision

☐ Defendant placed on pretrial probation (278 §87) until:

☐ To be dismissed if court costs / restitution paid by:

## FINDING

☐ Guilty ☐ Not Guilty

☐ Responsible ☐ Not Responsible

☐ Probable Cause ☐ No Probable Cause

## FINAL DISPOSITION

JUDGE

DATE

☐ Dismissed on recommendation of Probation Dept.

☐ Probation terminated: defendant discharged

☐ Sentence or disposition revoked (see conf'd page)

COUNT / OFFENSE

2 UNLICENSED OPERATION OF MV c90 §10

DISPOSITION DATE AND JUDGE

## DISPOSITION METHOD

☐ Guilty Plea or ☐ Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12

☐ Bench Trial

☐ Jury Trial

☐ Dismissed upon:

☐ Request of Commonwealth ☐ Request of Victim  
☐ Request of Defendant ☐ Failure to prosecute

☐ Other:

☐ Filed with Defendant's consent

☐ Nolle Prosequi

☐ Decriminalized (277 §70 C)

FINE/ASSESSMENT

SURFING

COSTS

OUI §24D FEE

OUI VICTIMS ASMT

HEAD INJURY ASMT

RESTITUTION

VW ASSESSMENT

BATTERER'S FEE

OTHER

## SENTENCE OR OTHER DISPOSITION

☐ Sufficient facts found but continued without a finding until:

☐ Defendant placed on probation until:

☐ Risk/Need or OUI ☐ Administrative Supervision

☐ Defendant placed on pretrial probation (278 §87) until:

☐ To be dismissed if court costs / restitution paid by:

## FINDING

☐ Guilty ☐ Not Guilty

☐ Responsible ☐ Not Responsible

☐ Probable Cause ☐ No Probable Cause

## FINAL DISPOSITION

JUDGE

DATE

☐ Dismissed on recommendation of Probation Dept.

☐ Probation terminated: defendant discharged

☐ Sentence or disposition revoked (see conf'd page)

COUNT / OFFENSE

3 STOP FOR POLICE, FAIL c90 §26

DISPOSITION DATE AND JUDGE

## DISPOSITION METHOD

☐ Guilty Plea or ☐ Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12

☐ Bench Trial

☐ Jury Trial

☐ Dismissed upon:

☐ Request of Commonwealth ☐ Request of Victim  
☐ Request of Defendant ☐ Failure to prosecute

☐ Other:

☐ Filed with Defendant's consent

☐ Nolle Prosequi

☐ Decriminalized (277 §70 C)

FINE/ASSESSMENT

SURFING

COSTS

OUI §24D FEE

OUI VICTIMS ASMT

HEAD INJURY ASMT

RESTITUTION

VW ASSESSMENT

BATTERER'S FEE

OTHER

## SENTENCE OR OTHER DISPOSITION

☐ Sufficient facts found but continued without a finding until:

☐ Defendant placed on probation until:

☐ Risk/Need or OUI ☐ Administrative Supervision

☐ Defendant placed on pretrial probation (278 §87) until:

☐ To be dismissed if court costs / restitution paid by:

## FINDING

☐ Guilty ☐ Not Guilty

☐ Responsible ☐ Not Responsible

☐ Probable Cause ☐ No Probable Cause

## FINAL DISPOSITION

JUDGE

DATE

☐ Dismissed on recommendation of Probation Dept.

☐ Probation terminated: defendant discharged

☐ Sentence or disposition revoked (see conf'd page)


## CRIMINAL DOCKET - OFFENSES

DEFENDANT NAME

Nemorio M Noriega-Tellez

DOCKET NUMBER

1707CR000974

COUNT / OFFENSE

4 ASSAULT W/DANGEROUS WEAPON c285 §15B(b)

DISPOSITION DATE AND JUDGE

## DISPOSITION METHOD

☐ Guilty Plea or ☐ Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12

☐ Bench Trial☐ Jury Trial☐ Dismissed upon:

☐ Request of Commonwealth ☐ Request of Victim

☐ Request of Defendant ☐ Failure to prosecute

☐ Other:☐ Filed with Defendant's consent☐ Note Prosecul☐ Decriminalized (277 §70 C)

FINE/ASSESSMENT

SURFINE

COSTS

OUI §24D FEE

OUI VICTIMS ASMT

HEAD INJURY ASMT

RESTITUTION

VW ASSESSMENT

BATTERER'S FEE

OTHER

## SENTENCE OR OTHER DISPOSITION

☐ Defendant placed on probation until:

☐ Risk/Need or OUI ☐ Administrative Supervision

☐ Defendant placed on pretrial probation (276 §87) until:☐ To be dismissed if court costs / restitution paid by:

## FINDING

☐ Guilty☐ Not Guilty☐ Responsible☐ Not Responsible☐ Probable Cause☐ No Probable Cause

## FINAL DISPOSITION

JUDGE

DATE

☐ Dismissed on recommendation of Probation Dept.☐ Probation terminated: defendant discharged☐ Sentence or disposition revoked (see cont'd page)

COUNT / OFFENSE

DISPOSITION DATE AND JUDGE

## DISPOSITION METHOD

☐ Guilty Plea or ☐ Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12

☐ Bench Trial☐ Jury Trial☐ Dismissed upon:

☐ Request of Commonwealth ☐ Request of Victim

☐ Request of Defendant ☐ Failure to prosecute

☐ Other:☐ Filed with Defendant's consent☐ Note Prosecul☐ Decriminalized (277 §70 C)

FINE/ASSESSMENT

SURFINE

COSTS

OUI §24D FEE

OUI VICTIMS ASMT

HEAD INJURY ASMT

RESTITUTION

VW ASSESSMENT

BATTERER'S FEE

OTHER

## SENTENCE OR OTHER DISPOSITION

☐ Sufficient facts found but continued without a finding until:☐ Defendant placed on probation until:

☐ Risk/Need or OUI ☐ Administrative Supervision

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## FINDING

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☐ Guilty☐ Not Guilty☐ Responsible☐ Not Responsible☐ Probable Cause☐ No Probable Cause

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JUDGE

DATE

☐ Dismissed on recommendation of Probation Dept.☐ Probation terminated: defendant discharged☐ Sentence or disposition revoked (see cont'd page)

DOCKET CONTINUATION		NAME OF CASE	DOCKET NUMBER
NO.	DATE	Nemorio, Moraga-Teller	#1707CR 974
DOCKET ENTRIES			
	6/5/18	waived fee	62
	6/5/18	22762 Pa	
	6/28/18	2nd J. Tynes 9:23 Default - warrant to issue	2
WARRANT ISSUED			
	OCT 22 2024	Brought forward Warrant Recalled	40
	10/22/24 1st 12:30	Atty Collins ADA Lynn PD Costa Def present in custody warrant recalled PTM upon interp to be req 11/19/24-PTM-6th	
	NOV 19 2024	6 9:26-10:46 Collins Eldemery APO Corrales → Dept. is in ICE Custody - Cont to 11/17/25 for Status in 6th Session	Tynes, FRO/INT
	JAN 17 2025	Session 6 Time 11:47 Defendant Not in Court 11/5 (11/5) body Atty Bullard Appears ADA Eldemery APO Ruiz - Prev - Posted \$1,500 to 3/25/25 Status 6th	
			Tynes, 5/60

CRIMINAL DOCKET DOCKET ENTRIES		DEFENDANT NAME Nemorio M Noriega-Tellez	DOCKET NUMBER 1707CR000974
DATE	DOCKET ENTRIES		
3-21-17	N6 PLEA ENTERED ADA LABLANC MOTION for forfeiture filed Comm Motion to Revoke & Bail (Allowed) 1601CR5161 270 60 days to expire on 5-19-17		
	Mitt to EPMS \$1500 Return 4-13-17 P.C.		
	INTERPRETER REQUESTED can not attend		
4-7-17	MOTION FOR FUNDS <del>ATTN TO PREPARE</del> <del>EVIDENCE</del>		
APR 07 2017	signed Motion for funds all C/ 4-13-17 P.C.		
4/13/17	10:10 COMM. NOT ASY FOR PCH SP. INT NEEDED ORDER OF DETENTION <del>REMOVED</del> W/ARREST \$1500 CASH BAIL C 5/12/17 PCH		
4/13/17	Mitt Issued Also Sp. Interp. Req. Electronically Ref 5/12/17 S		

APPROVED ABBREVIATIONS

APR = Arraignment PTH = Pretrial hearing DCE = Discovery compliance & jury selection UH = Bench trial JTR = Jury trial PCH = Probable cause hearing MOT = Motion hearing SRE = Status review  
 DRP = Status review of payments PAT = First appearance in jury session SEN = Sentencing CWF = Continuance without finding scheduled to terminate PRO = Probation scheduled to terminate  
 DTA = Defendant failed to appear & was defaulted WAR = Warrant issued WWD = Warrant issued WRT = Warrant or default warrant recalled PCH = Probable cause hearing





DOCKET  
CONTINUATION

NAME OF CASE

NORIEGA-TELLOZ, NEMORIS

DOCKET NUMBER

17/0974

NO.

DATE

DOCKET ENTRIES

4/13/17

10:10

S's ME. FOR THIRD PARTY RECORDS - RE: TRAVEL  
MANAGEMENT COMPANY & ME. FOR PREPARING  
DISCOVERY ALLOW -  
GRANT LA (LPA)

5/12/17

10:15

COMM. NOT READY FOR PCH

D NOT TO LOAN COMM.

PASSPORT NO LONGER VLN ISSUE

C 6 16 17 PTA

A NEW ON 8/15/17 CASE &amp; TEL

TYNOS &amp; (LPA)

SP. INT. NUMBER

5/12/17

Sp. Int. Reg. Ret. 6/16/17

5/12/17

CASH CALL \$1500 BILL DATE 5/12/17

6/16/17

Spanish not needed on 8/15/17 CTE

Tymen

8.15.17

KAPLANES

ATTY LEON

Cont to 10.20.17 MOT(2)

10.20.17

KAPLANES

ATTY LEON

ADA MURDOL

Cont

By Agreement

12.18.17 MOTION

12.7.17

adv request of ADA Murelola for continuance

12/7/17

Case advanced @ Request of

ADA Murelola for new

dates - Official not avail. on

12-8-17 -

Request all'd.

C. Motion to Suppress 2-9-17

J. Starn @

2.9.18

3rd

11:34

La Grant J Atty Leon ADA

Def. Motion to Suppress

Comm 1st Witnesses Sgt. Det. Mark Assad (BPD)

Comm exhibit #1 map

Comm 2nd Witness P.O. John Rogers (BPD)

Comm 3rd Witness P.O. Dennis Crowley (BPD)

Closing Arguments

Hear'd + Taken under advisement

Cont to 3.16.18

States RE: Motion to Suppress

2/23/18

Post-Hearing Memo in Support of  
Motion to Suppress filed by  
Atty. Nemario Noriega - Telley PC

3/16/18

Affidavit dt. received on 6/28/18 JT -

Cont. Relying Atty Leon

3/16/18

Spec. Inter. Req Electronically Ret 6/28/18

3-19-18

STATUS REU @ REQ. OF PROTECTION

MAR 28 2018

Caffrey J

15

10.15 C/ Orig. date

6.28.18 JT

Comm Motion to Revoke bail denied

4-10-18

All parties advised by mail that Judge Grant allowed the def's  
Motion to suppress with respect to the phone, wallet and money; and  
Denied as to the stop, the search, and seizure of drugs found in  
the center console / trunk

6-5-18

Per request of Atty Leon A deported @

6/05/18

Def's Deported to Guadalupe - Motion to Revoke

10.16

Bail to Surety is allowed - 6/28/18 JT - Conf



Boston Municipal Court Department  
Dorchester Division



Name:

Nemesio Noriega-Tellez

Docket #:

17CR974

MAR 25 2025

Session 1 Time 10:21  
Defendant Not in Court  
Atty Kenneth Smith Appear  
AFC S. Valdes

DEFAULTED  
WARRANT TO ISSUE

MAR 25 2025

Warrant Issued (AP)

For Warrant 1/21



# **EXHIBIT E**

Application for Criminal Complaint, Police Report detailing 2017 criminal case against  
Intervenor (see Exhibit D, Docket No. 1707CR000974)

APPLICATION FOR CRIMINAL COMPLAINT		APPLICATION NO. (COURT USE ONLY) TBOS170026811		PAGE 1 of 2		Trial Court of Massachusetts DORCHESTER COURT - BMC	
<p>I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused <b>HAS NOT BEEN ARRESTED</b> and the charges involve:</p> <p><input type="checkbox"/> ONLY MISDEMEANOR(S), I request a hearing <input type="checkbox"/> <b>WITHOUT NOTICE</b>, because of an imminent threat of <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> COMMISSION OF A CRIME <input type="checkbox"/> FLIGHT <input type="checkbox"/> <b>WITH NOTICE</b> to accused <input type="checkbox"/> ONE OR MORE FELONIES, I request a hearing <input type="checkbox"/> <b>WITHOUT NOTICE</b> <input type="checkbox"/> <b>WITH NOTICE</b> to accused</p> <p><input type="checkbox"/> WARRANT is requested because prosecutor represents that accused may not appear unless arrested.</p>						ARREST STATUS OF ACCUSED <input checked="" type="checkbox"/> <b>HAS</b> <input type="checkbox"/> <b>HAS NOT</b> been arrested	
INFORMATION ABOUT ACCUSED							
NAME (FIRST MI LAST) AND ADDRESS  NORIEGA, NEMORIO 40 THORNTON ST. ROXBURY, MA 02119				BIRTH DATE 07/07/1988		SOCIAL SECURITY NUMBER	
				PCF NO. 00005270977		MARITAL STATUS Single	
				DRIVERS LICENSE NO. n/a		STATE	
				GENDER MALE	HEIGHT 502	WEIGHT 140	EYES BROWN
HAIR Black	RACE WHITE	COMPLEXION LIGHT	SCARS/MARKS/TATTOOS		BIRTH STATE OR COUNTRY		DAY PHONE
EMPLOYER/SCHOOL UNEMPLOYED			MOTHER'S MAIDEN NAME (FIRST MI LAST)			FATHER'S NAME (FIRST MI LAST) TELLEZ, SANTOS	
CASE INFORMATION							
COMPLAINANT NAME (FIRST MI LAST) ROGERS, JOHN				COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER			PD BOSTON POLICE
ADDRESS ONE SCHROEDER PLAZA BOSTON, MA 02120				PLACE OF OFFENSE 99 WALDECK ST., BOSTON, MA 02124			
				INCIDENT REPORT NO. 172021824		OBTN TBOS170026811	
				CITATION NO(S). NA, R7791333, R7791333, NA			
1	OFFENSE CODE 94C/32E/A-2		DESCRIPTION COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS c94C \$3			OFFENSE DATE 03/20/2017	
	VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual) 03/20/2017 (OFFENSE DATE), 19.8 (NET WEIGHT)						
2	OFFENSE CODE 90/10/A-2		DESCRIPTION UNLICENSED OPERATION OF MV c90 \$10			OFFENSE DATE 03/20/2017	
	VARIABLES 03/20/2017 (OFFENSE DATE)						
3	OFFENSE CODE 90/25/D-0		DESCRIPTION STOP FOR POLICE, FAIL c90 \$25			OFFENSE DATE 03/20/2017	
	VARIABLES 03/20/2017 (DATE OF OFFENSE)						
REMARKS AREA C-11 DCU				COMPLAINANT'S SIGNATURE X <i>[Signature]</i>		DATE FILED 3-21-17	
COURT USE ONLY		A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON		DATE OF HEARING AT		TIME OF HEARING COURT USE ONLY	
DATE		PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)					CLERK/JUDGE
		NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:					
		NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:					
		HEARING CONTINUED TO:					
		APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE: <input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED <input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE <input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION					
DATE		COMPLAINT TO ISSUE			COMPLAINT DENIED		CLERK/JUDGE
		<input type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S). <input type="checkbox"/> 1. <input type="checkbox"/> 2. <input type="checkbox"/> 3. BASED ON <input type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED: TAPE NO. _____ START NO. _____ END NO. _____ <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE: _____			<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER: COMMENT		

# APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

TBOS170026811

PAGE

2 of 2

Trial Court of Massachusetts  
DORCHESTER COURT - BMC



I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused **HAS NOT BEEN ARRESTED** and the charges involve:

- ☐ ONLY MISDEMEANOR(S), I request a hearing ☐ **WITHOUT NOTICE**, because of an imminent threat of  
☐ BODILY INJURY ☐ COMMISSION OF A CRIME ☐ FLIGHT ☐ **WITH NOTICE** to accused  
☐ ONE OR MORE FELONIES, I request a hearing ☐ **WITHOUT NOTICE** ☐ **WITH NOTICE** to accused

☐ WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

ARREST STATUS OF ACCUSED

☒ **HAS** ☐ **HAS NOT** been arrested

## INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS

NORIEGA, NEMORIO  
40 THORTON ST.  
ROXBURY, MA 02119

BIRTH DATE

07/07/1988

SOCIAL SECURITY NUMBER

PCF NO.

00005270977

MARITAL STATUS

Single

DRIVERS LICENSE NO.

n/a

STATE

GENDER

MALE

HEIGHT

502

WEIGHT

140

EYES

BROWN

HAIR RACE COMPLEXION SCARS/MARKS/TATTOOS

Black

WHITE

LIGHT

BIRTH STATE OR COUNTRY

DAY PHONE

EMPLOYER/SCHOOL

UNEMPLOYED

MOTHER'S MAIDEN NAME (FIRST MI LAST)

FATHER'S NAME (FIRST MI LAST)

TELLEZ, SANTOS

## CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST)

ROGERS, JOHN

COMPLAINANT TYPE

☒ POLICE ☐ CITIZEN ☐ OTHER

PD

BOSTON POLI

ADDRESS ONE SCHROEDER PLAZA  
BOSTON, MA 02120

PLACE OF OFFENSE

99 WALDECK ST., BOSTON, MA 02124

INCIDENT REPORT NO.

172021824

OBTN

TBOS170026811

CITATION NO(S).

NA, R7791333, R7791333, NA

OFFENSE CODE

265/15B/A-0

DESCRIPTION

ASSAULT W/DANGEROUS WEAPON c265 §15B(b)

OFFENSE DATE

03/20/2017

VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual)  
03/20/2017 (DATE OF OFFENSE), MOTOR VEHICLE (TYPE OF DANGEROUS WEAPON), S/D ASSAD (NAME OF VICTIM)

OFFENSE CODE

2  
VARIABLES

DESCRIPTION

OFFENSE DATE

OFFENSE CODE

3  
VARIABLES

DESCRIPTION

OFFENSE DATE

REMARKS

AREA C-11 DCU

COMPLAINANT'S SIGNATURE

X

DATE FILED

COURT USE ONLY

A HEARING UPON THIS COMPLAINT APPLICATION  
WILL BE HELD AT THE ABOVE COURT ADDRESS ON

DATE OF HEARING

AT

TIME OF HEARING

COURT USE ONLY

DATE

PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)

CLERK/JUDGE

NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:

NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:

HEARING CONTINUED TO:

APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE:

- ☐ IMMINENT THREAT OF ☐ BODILY INJURY ☐ CRIME ☐ FLIGHT BY ACCUSED  
☐ FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE  
☐ FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION

DATE

COMPLAINT TO ISSUE

COMPLAINT DENIED

CLERK/JUDGE

☐ PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S)

NO(S). ☐ 1. ☐ 2. ☐ 3. BASED ON

☐ FACTS SET FORTH IN ATTACHED STATEMENT(S)

☐ TESTIMONY RECORDED: TAPE NO. \_\_\_\_\_

START NO. \_\_\_\_\_ END NO. \_\_\_\_\_

☐ WARRANT ☐ SUMMONS TO ISSUE

ARRAIGNMENT DATE: \_\_\_\_\_

☐ NO PROBABLE CAUSE FOUND

☐ REQUEST OF COMPLAINANT

☐ FAILURE TO PROSECUTE

☐ AGREEMENT OF BOTH PARTIES

☐ OTHER:

COMMENT





# Application For Criminal Complaint

Commonwealth of Massachusetts  
Department of Criminal Justice Information Services

## View Application for Criminal Complaint (TBOS170026811)

[\[Edit\]](#)
[\[Return to Search Results\]](#)

### Criminal Complaint Details

#### Application Details

Summons: No

Hearing Requested: No

Court: 007 - DORCHESTER COURT - BMC

Arrest Status of Accused: Has been arrested

Arrest Date: 03/20/2017

In Custody: Yes

Officer ID No.: 11357

Agency: 663 - BOSTON PD - AREA C-11

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused **HAS NOT BEEN ARRESTED** and the charges involve:

☐ ONLY MISDEMEANOR(S), I request a hearing:

☒ Without notice to accused because of an imminent threat of:

- ☐ Bodily Injury
- ☐ Commission of a Crime
- ☐ Flight

☐ With notice to accused

☐ ONE OR MORE FELONIES, I request a hearing:

- ☐ Without notice to accused
- ☐ With notice to accused

☐ WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

Warrant Reason:

#### Accused Details

Type: Person

Name: Noriega, Nemorio

Birth Surname:

Address: 40 Thorton St., Roxbury, MA 02119

Date of Birth: 07/07/1988

Place of Birth: -

Social Security No.:

PCF No.: 00005270977

SID:

Marital Status: S - Single

Driver's License No.: n/a

Driver's License State: -

Driver's License Exp. Year:

Gender: M - MALE

Race: W - WHITE

Height: 5'02"

Weight: 140 lbs

Eyes: BRO - BROWN

Hair: BLK - Black

Ethnicity: H - Hispanic

Primary Language: spa - Spanish

Complexion: LGT - LIGHT

Scars/Marks/Tattoos:

Employer Name: unemployed

School Name:

Day Phone:

Mother Name: Noriega, Rosalina

Mother Maiden Name:

Father Name: Tellez, santos

#### Complainant Details

Complainant Type: Police

Police Dept.: BOSTON POLICE DEPARTMENT

Name: ROGERS, JOHN

Address: ONE SCHROEDER PLAZA, BOSTON, MA 02120

## Incident Details

Incident Report No.: 172021824

OBTN : TBOS170026811

Comments: Area C-11 DCU

## Offense Location

Place of Offense: 99 Waldeck St., BOSTON, MA 02124

## Offenses

Row	Offense Code	Offense Description	Offense Date	Citation No.	Offense Variables
1	94C/32E/A-2	COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS c94C §32E(b)	03/20/2017		• 03/20/2017 (OFFENSE DATE) • 19.8 (NET WEIGHT)
2	90/10/A-2	UNLICENSED OPERATION OF MV c90 §10	03/20/2017	R7791333	03/20/2017 (OFFENSE DATE)
3	90/25/D-0	STOP FOR POLICE, FAIL c90 §25	03/20/2017	R7791333	03/20/2017 (DATE OF OFFENSE)
4	265/15B/A-0	ASSAULT W/DANGEROUS WEAPON c265 §15B(b)	03/20/2017		• 03/20/2017 (DATE OF OFFENSE) • Motor Vehicle (TYPE OF DANGEROUS WEAPON) • S/D Assad (NAME OF VICTIM)

## Documents

Row	Document Type Code	Document Type	File Name	Action
1	CITEACC	Citation	[citation.pdf]	
2	BOOKEACC	Booking Sheet	[traff b.pdf]	
3	PRPT	Police Report	[99_waldeck.pdf]	





# Boston Police Department Arrest Booking Form

Report Date: 03/20/2017 17:40  
Booking Status: Verified  
Printed By: Rogers, John K

District: 11 UCR Code: 2905  
OBTN: TBOS170026811

Court of Appearance: Dorchester District Court

Master Name: NORIEGA, Nemorio

Age: 28

Location of Arrest: 99 Waldeck St, Dorchester

Booking Name: NORIEGA, Nemorio

Alias:

Address: 40 Thorton ST #1, ROXBURY MA US



## Charges:

Operating M/V Without a License (90-10)

Trafficking; Class B, Drugs 14-27 grams (94C-32E)

Booking #: 17-00268-11  
Booking Date: 03/20/2017 17:36

Incident #: 172021824  
Arrest Date: 03/20/2017 17:22

CR Number: 502494-13  
RA Number:

Sex: Male	Height: 5'02	Occupation: Unemployed
Race: White Hispanic	Weight: 140 lbs	Employer/School:
Date of Birth: 07/07/1988	Build: Medium	Emp/School Addr: MA US
Place of Birth: CANCUN MM	Eyes Color: Brown	Social Sec. Number:
Marital Status:	Hair Color: Dk Brown	Operators License:
Mother's Name: NORIEGA, Rosalina	Complexion: Medium Brown	State: MA
Father's Name: TELLEZ, Santos		

Phone Used: Yes	Scars/Marks/Tattoos:
Examined at Hospital: No	Clothing Desc: grey and black jacket, blue tshirt, jeans, blue and white nikes
Breathalyzer Used: No	
Examined by EMS: No	

Arresting Officer: BPD 11816	LOPEZ, Luis	Cell Number: 7
Booking Officer: BPD 126476	BAGAS, Leah	Partner's #: 12027
Informed of Rights: BPD 11816	LOPEZ, Luis	Unit #: VD11
Placed in Cell By: BPD 11816	LOPEZ, Luis	Trans Unit #: H435F
Searched By: BPD 129273	CAULFIELD, Timothy	

Cautions:	Booking Comments:	Visible Injuries:
	bop and q5 completed	none

Person Notified:	<b>JUVENILE INFORMATION</b>	Phone:
Address:	Relationship:	
Notified By:	Juv. Prob. Officer:	
	Notified Date/Time:	

Bail Set By:	I Selected the Bail Comm.
Bailed By:	
Amount:	

Signature of Prisoner

BOP Check:	BPD	126476	BAGAS, Leah
Suicide Check:			
BOP Warrant:			
BOP Court:			

Signature of Duty Supervisor





# Incident Report

Case Number I172021824	CAD Incident # P170136280
Report Type Incident Report	Page 1 of 10
Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

Arrested Suspects 1	Additional Suspects	Unknown Suspects	Victims 2	Other Persons	Vehicles 1	Items	Evidence Count 5	Leads Count	File #
<input checked="" type="checkbox"/> Drugs <input type="checkbox"/> CRU - Hate/Bias <input type="checkbox"/> Car Jack <input type="checkbox"/> Other Agency/Unit Notified <input type="checkbox"/> Bicycle	<input type="checkbox"/> DVIP <input type="checkbox"/> Licensed Premise <input type="checkbox"/> Gun <input type="checkbox"/> Warrant Arrest <input type="checkbox"/> School	<input type="checkbox"/> Juvenile <input type="checkbox"/> Disabled <input type="checkbox"/> Gang <input type="checkbox"/> Search Warrant <input type="checkbox"/> Homeless	<input type="checkbox"/> Child Present <input type="checkbox"/> Homeland Security <input type="checkbox"/> Shots Fired <input type="checkbox"/> Licensed Premise Violation <input type="checkbox"/> Sex Offender	<input type="checkbox"/> Elderly <input type="checkbox"/> Homeland Security - UASI <input type="checkbox"/> Victim Shot <input type="checkbox"/> LPR <input type="checkbox"/> NDV	<input type="checkbox"/> Sexual Assault <input type="checkbox"/> Home Invasion <input type="checkbox"/> Victim Stabbed <input type="checkbox"/> Human Trafficking <input type="checkbox"/> Child Abuse				
Incident Details									
Unit Number DCU	Clearance Disposition ADULT ARREST	Cleared by Exception Not Applicable					Exceptional Clearance Date		
Situation Found On Site					Case Status				
Location Given By Dispatcher									
Incident Address									
Street Address 99 WALDECK ST									
City BOSTON		State MASSACHUSETTS		Zip 02124		District DISTRICT C11			
Administrative Info									
Reporting Officer CROWLEY, DENNIS		Employee Number 103749		Approving Supervisor ASSAD, MARK					

OFFENSE			
<input type="checkbox"/> Upgrade/Downgrade Offense	Upgrade/Downgrade Offense Code		
<input checked="" type="checkbox"/> Primary Offense	Crime Description DRUGS - CLASS B TRAFFICKING OVER 18 GRAMS		
Offense Code Value 01806	Attempted/Completed Completed		Premise Type Highway/Road/Alley
Circumstances		Bias None - No Bias	
Criminal Activity 1 Possessing / Concealing	Criminal Activity 2	Criminal Activity 3	
Offender Using 1	Offender Using 2	Offender Using 3	
Drug/Narcotics			
# Premise Entered	Home Invasion	Domestic Violence	Gang Activity
Gang Type #1	Gang Name #1		
Gang Type #2	Gang Name #2		
Drug Related Yes	Drug Type Crack Cocaine	Drug Origin	Drug Precursors Unknown/Not present
MO Panel Entry Type	Entry Area		Entry Method
Entry Point 1	Entry Point 2		Exit Point 1
Exit Point 2	Target Area		Property Target 1
Property Target 2	Property Target 3		Victim Target
Time of Day	Victim Activity		Action 1 to Premises
Action 2 to Premises	Action 3 to Premises		Action 1 on Victim
Action 2 on Victim	Action 3 on Victim		Other Action 1
Other Action 2	Other Action 3		Solicited Offered 1
Solicited Offered 2	Solicited Offered 3		Weapon 1
Weapon 1 Auto	Weapon 2		Weapon 2 Auto
Weapon 3	Weapon 3 Auto		Arson



# Incident Report

Case Number 1172021824	CAD Incident # P170136280
Report Type Incident Report	Page 2 of 10
Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

Precipitating Circumstance	Instrument Used
Unusual Actions and Statements of Suspect	

OFFENSE			
<input type="checkbox"/> Upgrade/Downgrade Offense	Upgrade/Downgrade Offense Code		
<input type="checkbox"/> Primary Offense	Crime Description ASSAULT - AGGRAVATED - BATTERY		
Offense Code Value 00413	Attempted/Completed Attempted	Premise Type Highway/Road/Alley	
Circumstances		Bias None - No Bias	
Criminal Activity 1 No Known Gang Committed Offense	Criminal Activity 2	Criminal Activity 3	
Offender Using 1 Not Applicable	Offender Using 2	Offender Using 3	
# Premise Entered	Home Invasion	Domestic Violence	Gang Activity
Gang Type #1	Gang Name #1		
Gang Type #2	Gang Name #2		
Drug Related	Drug Type	Drug Origin	Drug Precursors
MO Panel Entry Type	Entry Area	Entry Method	
Entry Point 1	Entry Point 2	Exit Point 1	
Exit Point 2	Target Area	Property Target 1	
Property Target 2	Property Target 3	Victim Target	
Time of Day	Victim Activity	Action 1 to Premises	
Action 2 to Premises	Action 3 to Premises	Action 1 on Victim	
Action 2 on Victim	Action 3 on Victim	Other	
Other Action 2	Other Action 3	Other Action 1	
Solicited Offered 2	Solicited Offered 3	Solicited Offered 1	
Weapon 1 Auto	Weapon 2	Weapon 1 Motor Vehicle (when used as weapon)	
Weapon 3	Weapon 3 Auto	Weapon 2 Auto	
Precipitating Circumstance	Instrument Used		
Unusual Actions and Statements of Suspect			

OFFENSE			
<input type="checkbox"/> Upgrade/Downgrade Offense	Upgrade/Downgrade Offense Code		
<input type="checkbox"/> Primary Offense	Crime Description VAL - OPERATING WITHOUT LICENSE		
Offense Code Value 02905	Attempted/Completed Completed	Premise Type Highway/Road/Alley	
Circumstances		Bias	





# Incident Report

Case Number 1172021824	CAD Incident # P170136260
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Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

None - No Bias

Criminal Activity 1 Operating / Promoting / Assisting	Criminal Activity 2 Offender Using 2	Criminal Activity 3 Offender Using 3
Offender Using 1 Not Applicable		
# Premise Entered Home Invasion	Domestic Violence	Gang Activity
Gang Type #1	Gang Name #1	
Gang Type #2	Gang Name #2	
Drug Related	Drug Type	Drug Origin
		Drug Precursors
MO Panel Entry Type	Entry Area	Entry Method
Entry Point 1	Entry Point 2	Exit Point 1
Exit Point 2	Target Area	Property Target 1
Property Target 2	Property Target 3	Victim Target
Time of Day	Victim Activity	Action 1 to Premises
Action 2 to Premises	Action 3 to Premises	Action 1 on Victim
Action 2 on Victim	Action 3 on Victim	Other Action 1
Other Action 2	Other Action 3	Solicited Offered 1
Solicited Offered 2	Solicited Offered 3	Weapon 1
Weapon 1 Auto	Weapon 2	Weapon 2 Auto
Weapon 3	Weapon 3 Auto	Arson
Precipitating Circumstance	Instrument Used	
Unusual Actions and Statements of Suspect		

SUSPECT ☒ Known ☐ Unknown ☒ Arrested

Name (Last, First Middle)

NORIEGA, NEMORIO

Suffix	Nickname	Race White	Gender Male	SSN	Date of Birth 07/07/1988	Age 28	Age Range to
Height 5'02"	Weight 125	Driver's License #	DL State MASSACHUSETTS	Local ID 2013502494	SID 10654745	Citizenship	

FBI # 124054WD4 SBI # Place of Birth

Ethnicity

Hispanic Origin

Marital Status

Separated

Preferred Contact #1 Contact #2 Email Address

Suspect Home Address

Street Address

40 THORNTON ST 1

City

BSTN

State

MASSACHUSETTS

Zip

02119

Suspect Employment Information

☐ Student

Employer / School

Occupation

UNEMPLOYED

Street Address



# Incident Report

Case Number 172021824	CAD Incident # P170136260
Report Type Incident Report	Page 4 of 10
Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

City	State	Zip	Work Phone	Hours of Employment
------	-------	-----	------------	---------------------

Hair Color Black	Hair Length Short	<input type="checkbox"/> Glasses	Eye Color Brown	Build Small	Facial Hair	Facial Hair Color
Voices	Complexion Medium	Hand Preference				

Clothing Description GRAY AND BLACK COAT / BLUE T SHIRT / BLUE JEANS / BLUE AND WHITE NIKES
------------------------------------------------------------------------------------------------

Trademarks of Suspect
-----------------------

Injury 1	Injury 2	Injury 3	Injury 4	Injury 5
<input type="checkbox"/> Hospitalized	Hospital Facility	Resident		

MO Panel	Entry Area	Entry Method
Entry Type	Exit Point	Target Area
Entry Point	Property Target 1	Property Target 2
Property Target 1	Property Target 2	Property Target 3
Victim Target	Time of Day	Victim Activity
Action 1 on Victim	Action 2 on Victim	Action 3 on Victim
Action 1 to Premises	Action 2 to Premises	Action 3 to Premises
Other Action 1	Other Action 2	Other Action 3
Solicited Offered 1	Solicited Offered 2	Solicited Offered 3
Weapon 1	Weapon 2	Weapon 3
Weapon 1 Type	Weapon 2 Type	Weapon 3 Type
Weapon 1 Caliber	Weapon 2 Caliber	Weapon 3 Caliber
Weapon 1 Color	Weapon 2 Color	Weapon 3 Color
Arson	Precipitating Circumstance	Instrument Used
Comments		

Associated Offenses	
Offense DRUGS - CLASS B TRAFFICKING OVER 18 GRAMS	<input checked="" type="checkbox"/> Associated With Suspect
Offense ASSAULT - AGGRAVATED - BATTERY	<input checked="" type="checkbox"/> Associated With Suspect
Offense VAL - OPERATING WITHOUT LICENSE	<input checked="" type="checkbox"/> Associated With Suspect

ARREST			
Arrested As <input checked="" type="checkbox"/> Adult <input type="checkbox"/> Juvenile	Arrest Number 100031274	RICI Booking Num 17-00268-11	Arrest Action Arrested
Disposition Referred to Criminal or Adult Court	Arrest Date/Time 03/20/2017 17:22	Booking District DISTRICT C11	<input checked="" type="checkbox"/> Arrested on Scene

Arrest Address			
Street Address 99 WALDECK ST			
City BSTN	State MASSACHUSETTS	Zip 02124	
Test Given	Test Date/Time	Test Results	Test Administered By
Test Given	Test Date/Time	Test Results	Test Administered By





# Incident Report

Case Number 1172021624	CAD Incident # P170136260
Report Type Incident Report	Page 5 of 10
Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

Arresting Officer ASSAD, MARK L		Transporting Officer CAULFIELD, TIMOTHY MICHAEL	
Weapon 1 None	Automatic Weapon 1	Weapon 2	
Automatic Weapon 2	Multiple Clearance COUNT ARRESTEE	Juvenile Disposition	Card Number
Warrant Number	Warrant Signed By	<input type="checkbox"/> OUI Alcohol Arrest	
DUI/OUI Information			
Public Way	Observed Driving	Glassy Eyes	PBT
Unsteady on Feet	Bloodshot Eyes	Crash	Offered Test
Slurred Speech	Odor		
Other Grounds			
Associated Charges			
Charge Drug Trafficking - Class B, 14-27 grams		<input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor	
Counts 1			
Charge Assault - Assault Dangerous Weapon - Other		<input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor	
Counts 1			
Statement of Probable Cause			

VICTIM	Victim Type Society						
Name (Last, First Middle) COMM OF MASS							
Suffix	Nickname	Race	Gender	SSN	Date of Birth	Age	Age Range to
Infant Type	Height	Weight	Driver's License #	DL State			
Place of Birth		Citizenship					
Ethnicity		Marital Status					
Preferred	Contact #1	Contact #2	Email Address				
Victim Home Address							
Street Address							
City	State	Zip					
Employment Information							
<input type="checkbox"/> Student	Employer / School			Occupation			
College Name		On Campus <input type="checkbox"/> Yes <input type="checkbox"/> No					
Street Address							
City	State	Zip	Work Phone		Hours of Employment		
Details							
Hair Color	Eye Color	Build	Resident				
Injury 1	Injury Description						



# Incident Report

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Injury 2	Injury 3	Injury 4	Injury 5
Victim Condition		Victim-Offender	
<b>A. Assault/Homicide</b> <input type="checkbox"/> Yes <input type="checkbox"/> No		<b>A. Assault/Homicide Circumstance 1</b> <b>A. Assault/Homicide Circumstance 2</b>	
<b>Justifiable Homicide</b> <input type="checkbox"/> Yes <input type="checkbox"/> No		<b>Justifiable Homicide Circumstance</b>	
<input type="checkbox"/> Victim Hospitalized		<b>Hospital Description</b>	
<b>Under Influence Alcohol?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown		<b>Under Influence Drugs?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	
<b>Domestic Disturbance</b>		<b>Domestic Violence Victim Transported</b> <input type="checkbox"/> Yes <input type="checkbox"/> No	
<b>Violation of Protective Order</b> <input type="checkbox"/> Yes <input type="checkbox"/> No		<b>Cohabitant</b> <input type="checkbox"/> Yes <input type="checkbox"/> No	

## Associated Offenses

Offense DRUGS - CLASS B TRAFFICKING OVER 18 GRAMS	<input checked="" type="checkbox"/> Associated With Victim
Offense ASSAULT - AGGRAVATED - BATTERY	<input type="checkbox"/> Associated With Victim
Offense VAL - OPERATING WITHOUT LICENSE	<input checked="" type="checkbox"/> Associated With Victim

<b>VICTIM</b>	<b>Victim Type</b> Person						
Name (Last, First Middle) SGT. DET. ASSAD, MARK							
Suffix	Nickname	Race White	Gender Male	SSN	Date of Birth	Age 40	Age Range to 60
Infant Type	Height	Weight	Driver's License #	DL State			
Place of Birth		Citizenship					
Ethnicity Not of Hispanic Origin		Marital Status					
Preferred	Contact #1 617-343-4819	Contact #2	Email Address				

## Victim Home Address

Street Address		
City	State	Zip

## Employment Information

<input type="checkbox"/> Student	Employer / School BOSTON POLICE DEPARTMENT	Occupation POLICE OFFICER
College Name	<input type="checkbox"/> On Campus <input type="checkbox"/> Yes <input type="checkbox"/> No	

Street Address 40 GIBSON ST			
City BSTN	State MASSACHUSETTS	Zip 02122	Work Phone 617-343-4330
Hours of Employment			

## Details

Hair Color	Eye Color	Build	Resident UNKNOWN
Injury 1 None			
Injury Description			
Injury 2	Injury 3	Injury 4	Injury 5
Victim Condition		Victim-Offender	
<b>A. Assault/Homicide</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<b>A. Assault/Homicide Circumstance 1</b> Assault on Law Enforcement Officer	
<b>Justifiable Homicide</b> <input type="checkbox"/> Yes <input type="checkbox"/> No		<b>Justifiable Homicide Circumstance</b>	





# Incident Report

Case Number 172021824	CAD Incident # P170136260
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<input type="checkbox"/> Victim Hospitalized	Hospital Facility	Hospital Description
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	Under Influence Alcohol?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	Under Influence Drugs?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
<input type="checkbox"/> Yes <input type="checkbox"/> No	Domestic Disturbance	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> No	Domestic Violence Victim Transported	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> No	Violation of Protective Order	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> No	Cohabitant	<input type="checkbox"/> Yes <input type="checkbox"/> No

## Associated Offenses

Offense DRUGS - CLASS B TRAFFICKING OVER 18 GRAMS	<input type="checkbox"/> Associated With Victim
Offense ASSAULT - AGGRAVATED - BATTERY	<input checked="" type="checkbox"/> Associated With Victim
Offense VAL - OPERATING WITHOUT LICENSE	<input type="checkbox"/> Associated With Victim

VEHICLE	Vehicle Year 2003	Make BMW	Model 325 i	VIN WBAET37463NJ29310	<input type="checkbox"/> VIN Validation Off	Tag Number 7XFD80
State MASSACHUSETTS	Plate Type Passenger	Tag Month October	Exp. Year 2018	Body Style PASSENGER CAR	Top Color BLACK	Bottom Color BLACK
Vehicle Type Sedan	Status SUSPECT VEHICLE					
Decal #	NIC					

## Other Identifiers

Registered Owner Name (Last, First, MI) MENDEZ, NELSON			Gender Male	Race Unknown	DOB 03/24/1994
Street Address 25 WAINWRIGHT ST 1					
City BSTN		State MASSACHUSETTS	Zip 02124		
Insurance Company COMMERCE		Policy Number	Insurance Expiration	Financed By/Titleholder	

## Vehicle Elements

<input type="checkbox"/> Stolen <input type="checkbox"/> Recovered										
Keys in Ignition <input type="checkbox"/> Yes <input type="checkbox"/> No	Doors Locked <input type="checkbox"/> Yes <input type="checkbox"/> No	Windows Closed <input type="checkbox"/> Yes <input type="checkbox"/> No	Ignition Locked <input type="checkbox"/> Yes <input type="checkbox"/> No	Trunk Locked <input type="checkbox"/> Yes <input type="checkbox"/> No	Radio in Car <input type="checkbox"/> Yes <input type="checkbox"/> No	Repo. Check <input type="checkbox"/> Yes <input type="checkbox"/> No	Tow List Check <input type="checkbox"/> Yes <input type="checkbox"/> No	Stolen Value		
How Vehicle Entered		How Vehicle Taken								
Recovered By		Recovery Date		Recovered Value		Recovery Code				

## Recovery Address

Street Address								
City		State MASSACHUSETTS		Zip				
<input type="checkbox"/> Impounded <input type="checkbox"/> Towed	Tow Report Number		Wrecker Service		Date Wrecker Arrived		Time Wrecker Arrived	
Location Towed From		Location Towed To		Impounded By		Mileage		
Wrecker Driver Name		Tow Truck Operator Signature						

EVIDENCE



# Incident Report

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Tag # EVI100075786	Category Drugs	Action SEIZED	Custodial Item Y
Description MEDIUM SIZE PLASTIC BAGGIE CONTAINING COCAINE			
Type B Cocaine	Schedule Class B	Form Powder	Package Quantity 1
Units	Measurement GRAMS	Value Per Unit	Total Value
<input type="checkbox"/> Clandestine Lab	<input type="checkbox"/> Indoor Recovery	Plant Size	
Comment			

Related Person Suspect: NORIEGA, NEMORIO	Involvement ARRESTEE		
Comment			
Recovered From 3/20/2017	Recovered To 3/20/2017	Recovery Site Other	Recovered By ROGERS, JOHN K
Recovery Location CENTER CONSOLE OF MOTOR VEHICLE			
Summary			

EVIDENCE			Custodial Item Y
Tag # EVI100075787	Category Drugs	Action SEIZED	
Description ONE PLASTIC BAGGIE CONTAINING 5 SMALL BAGS OF COCAINE			
Type B Cocaine	Schedule Class B	Form Powder	Package Quantity 1
Units	Measurement GRAMS	Value Per Unit	Total Value
<input type="checkbox"/> Clandestine Lab	<input type="checkbox"/> Indoor Recovery	Plant Size	
Comment			
Related Person Suspect: NORIEGA, NEMORIO	Involvement ARRESTEE		
Comment			

Recovered From 3/20/2017	Recovered To 3/20/2017	Recovery Site Suspect	Recovered By CROWLEY, DENNIS J.
Recovery Location SUSPECT'S FRONT LEFT PANT POCKET			
Summary			

EVIDENCE			Custodial Item Y
Tag # EVI100075788	Category PHONE	Action SEIZED	
Description APPLE I PHONE (WHITE)			
Related Person Suspect: NORIEGA, NEMORIO			Involvement ARRESTEE
Comment			

Recovered From 3/20/2017	Recovered To 3/20/2017	Recovery Site Other	Recovered By CROWLEY, DENNIS J.
Recovery Location SUSPECT'S VEHICLE			
Summary			

EVIDENCE			
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# Incident Report

Case Number H72021824	CAD Incident # P170136280
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Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

Tag # EVI100075790	Category Physical Evidence	Action SEIZED	Custodial Item Y
Description WHITE PAPER NAPKIN			
Related Person Suspect: NORIEGA, NEMORIO			Involvement ARRESTEE
Comment			

Recovered From 3/20/2017	Recovered To 3/20/2017	Recovery Site Other	Recovered By ROGERS, JOHN K
Recovery Location CENTER CONSOLE OF SUSPECT'S VEHICLE			
Summary			

EVIDENCE			
Tag # EVI100075792	Category Money	Action SEIZED	Custodial Item Y
Description \$134.00 OF USC			
Denomination	Quantity	Value	Counting Officer
Verifying Officer		Date Counted On 3/20/2017	Date Verified On 3/20/2017
Remarks			

Related Person Suspect: NORIEGA, NEMORIO			Involvement ARRESTEE
Comment			

Recovered From 3/20/2017	Recovered To 3/20/2017	Recovery Site Suspect	Recovered By ASSAD, MARK L
Recovery Location SUSPECT'S WALLET FOUND INSIDE THE VEHICLE			
Summary			

DRUG	Drug Type B Cocaine	Action Seized	Quantity 1	Units of Measurement Gram	Estimated Street Value
Date Recovered 3/20/2017					
Location Marijuana (For Drug Type E=Marijuana and Measurement NP = No. of Plants) Number of Plants Latitude Longitude					
Comment					

DRUG	Drug Type B Cocaine	Action Seized	Quantity 1	Units of Measurement Gram	Estimated Street Value
Date Recovered 3/20/2017					
Location Marijuana (For Drug Type E=Marijuana and Measurement NP = No. of Plants) Number of Plants Latitude Longitude					
Comment					

## Public Narrative

About 5:22 pm on Monday, March 20, 2017, members of the C-11 Drug Control Unit under the direct supervision of Sgt. Det. Assad, made an on site arrest of Noriega, Nemorio (07/07/88) for violations of the drug laws in the area of 99 Waldeck Street.

On the above mentioned date and approximate time members of the C-11 DCU were in the area of Waldeck Street and Geneva Ave conducting surveillance for street level drug activity. Members of the C-11 DCU know this area as a high drug area where drugs are sold, purchased and ingested. Members of the unit have made dozens of arrests in this area to include search warrants. These arrests have resulted in the seizure of drugs to include crack cocaine, cocaine and heroin.



## Incident Report

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Date / Time Occurred 03/20/2017 17:22 to	Date / Time Reported 03/20/2017 17:22

Sgt. Det. Assad and officer Crowley were parked on Waldeck Street in a Boston Police "soft car" just in from Geneva Ave. Sgt. Det. Assad was attempting to pull onto Waldeck Street to assist other members with a stop of a male on Geneva Ave. As Sgt. Det. Assad began pulling away from the curb, officers observed a motor vehicle turn right onto Waldeck Street, almost striking Assad's vehicle. Officers then observed the vehicle stop as the male operator (Noriega) began yelling and gesturing with his hands towards Sgt. Det. Assad and P.O. Crowley. The vehicle then pulled forward a few feet and stopped as the male continued yelling and gesturing. Officers were unable to hear what Noriega was saying as the widows were up. Sgt. Det. Assad was now unable to pull out as Noriega's vehicle was blocking his vehicle. Noriega was also blocking Waldeck Street which is a public way maintained by the city of Boston.

Sgt. Det. Assad then exited his vehicle to approach Noriega's vehicle. As Assad walked around the rear of the vehicle Noriega put the vehicle in reverse and backed up slightly. Assad placed both hands on the truck to brace himself. Assad then held his badge in his hand in the direction of Noriega's drivers side window and yelled, "Boston Police". P.O. Rogers who was also in the area and observed the incident pulled up in front of Noriega in his Boston Police "soft car". As Assad announced his office Noriega began to pull forward, but was prevented from fleeing by Roger's vehicle.

Assad opened the drivers side door to remove Noriega while Rogers approached the passenger side to assist Assad and making sure the vehicle was now in park, to prevent any injury to the officers present. As Rogers was leaning over the center console he observed in plain view inside the center console a plastic baggie that was partially wrapped in a white paper napkin. The baggie contained a whitish colored substance that Rogers immediately believed to be cocaine. Rogers advised Assad and Crowley of the recovery of the suspected drugs. Noriega was then placed under arrest for Assault by Means of a Dangerous Weapon to with a motor vehicle along with the violation of the drug laws. Noriega was placed into handcuffs by Assad and Crowley with out incident.

While conducting a search incident to a lawful arrest, Officer Crowley did locate a plastic baggie in Noriega's left pant pocket that contained 5 small individual bags that contained a white powdery substance that appeared to be cocaine. Noriega was transported to District 11 for booking by officer Caulfield (H445F) and booked by officer Lopez.

Once back at the station officer learned Noriega has no license to operate a motor vehicle in Massachusetts. Noriega was issued a Massachusetts Uniform Citation (R7791333) for 90/10 Operating with out a License and 90/25 Refusal to Stop.

The drugs were logged into C-11 drug book #80 page #154 and deposited into the C-11 drug safe to be forwarded to the lab for further analysis. The total weight of the Cocaine was 19.8 grams.

Noriega's was in possession of \$134.00 USC as well as an Apple I phone (white). The money was seized a profits from drug sales as well the cell phone. The white paper napkin was also seized as evidence. The cell phone and napkin were entered in the C-11 evidence/property book # 02-17 page #32. The money will be deposited in the money safe at Boston Police Headquarters. Noriega's vehicle was towed by Peters Towing claim # 5211. Operator Smith from the tow line was advised of the tow.

BPD seized money completed and filed with the money. Form 2012 motor vehicle inventory form completed and filed with the C-11 auto investigator.



# **EXHIBIT F**

Docket for Commonwealth v. Nemorio M. Noriega (Docket No. 1807CR000923)

# 1807CR000923 Commonwealth vs. Noriega, Nemorio M

- Case Type:
- Criminal
- Case Status:
- Activity Suspended
- File Date
- 03/19/2018
- DCM Track:
- 
- Initiating Action:
- DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)
- Status Date:
- 03/25/2025
- Case Judge:
- 
- Next Event:
- 

[All Information](#) [Party](#) [Charge](#) [Event](#) [Docket](#) [Disposition](#)

## Party Information

**Noriega, Nemorio M**  
- Defendant

[Alias](#)

### Party Attorney

- Attorney
- Collins, Esq., Nicole
- Bar Code
- 705233
- Address
- Phone Number
- 
- Attorney
- Kennedy-Smith, Esq., Amelia
- Bar Code
- 707965
- Address
- Phone Number
- 

[More Party Information](#)

## Party Charge Information

- **Noriega, Nemorio M**
- - Defendant
- **Charge # 1:**  
**94C/32A/G-1 - Felony** DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)
- Original Charge
- 94C/32A/G-1 DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a) (Felony)
- Amended Charge
- 
- **Noriega, Nemorio M**
- - Defendant
- **Charge # 2:**  
**90/10/A-2 - Misdemeanor - 100 days or less incarceration** UNLICENSED OPERATION OF MV c90 §10
- Original Charge
- 90/10/A-2 UNLICENSED OPERATION OF MV c90 §10 (Misdemeanor - 100 days or less incarceration)
- Amended Charge
-

- **Noriega, Nemorio M**
- - Defendant
- **Charge # 3:**  
**268/34A-0 - Misdemeanor - more than 100 days incarceration** FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A
- Original Charge
- 268/34A-0 FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A  
(Misdemeanor - more than 100 days incarceration)
- Amended Charge
- 

## Events

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
03/19/2018 09:00 AM	Arraignment (1st) Session		Arraignment		Held - Bail or Conditions of Release ordered
06/05/2018 09:00 AM	2nd Session		Motion Hearing (CR)		Held - Motion allowed
06/28/2018 09:00 AM	2nd Session		Pretrial Hearing		Event Cancelled
06/28/2018 09:00 AM	2nd Session		Hearing to Review Status		Defendant defaulted-FI to Appear
10/22/2024 09:00 AM	Arraignment (1st) Session		Default Removal Hearing		Held - Default Removed - CR
11/19/2024 09:00 AM	6th Session		Pretrial Hearing		Held-PT
01/17/2025 09:00 AM	6th Session		Hearing to Review Status		Held
03/25/2025 09:00 AM	6th Session		Hearing to Review Status		Defendant defaulted-FI to Appear

## Docket Information

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
03/19/2018	Criminal Complaint issued from Electronic Application: Originating Court: BMC Dorchester Case Number: 1807AC000885-AR Receiving Court: BMC Dorchester ;			
03/19/2018	Complaint issued upon new arrest.			
03/19/2018	Event Resulted Judge: Coffey, Hon. James W The following event: Arraignment scheduled for 03/19/2018 09:00 AM has been resulted as follows: Result: Held - Bail or Conditions of Release ordered			
03/19/2018	Defendant arraigned before Court, advised of right to counsel. Judge: Coffey, Hon. James W		1	
03/19/2018	Bail revocation warning (276/58) given to the defendant Judge: Coffey, Hon. James W			
03/19/2018	Interpreter SPANISH... present.  Judge: Coffey, Hon. James W			
03/19/2018	Interpreter requested for next court date: SPANISH...  Judge: Coffey, Hon. James W			
03/19/2018	Defendant waives 30 day continuance right under C276 s.35.			

03/19/2018	Appearance filed for the purpose of Bail Only by Judge Hon. James W Coffey.	2
03/23/2018	Appearance filed for the purpose of Case in Chief by Judge Hon. James W Coffey.	3
06/05/2018	Event Resulted: Pretrial Hearing scheduled on: 06/28/2018 09:00 AM Has been: Event Cancelled For the following reason: Brought forward Hon. James W Coffey, Presiding Appeared: Staff:	
06/05/2018	Event Resulted: Motion Hearing (CR) scheduled on: 06/05/2018 09:00 AM Has been: Held - Motion allowed Hon. James W Coffey, Presiding Appeared: Staff:	
06/05/2018	Defendant's motion for return of cash bail (to surety)... filed with the following, if any, supporting documents: ALLOWED...  Judge: Coffey, Hon. James W	4
06/28/2018	Event Resulted: Hearing to Review Status scheduled on: 06/28/2018 09:00 AM Has been: Defendant defaulted-FI to Appear For the following reason: Defendant Not Present Hon. Jonathan R Tynes, Presiding Appeared: Staff:	
06/28/2018	Default Warrant ordered to issue. Judge: Tynes, Hon. Jonathan R	5
10/22/2024	Warrant recalled: Default Warrant cancelled on 10/22/2024 for Noriega, Nemorio M	
10/22/2024	Event Resulted: Default Removal Hearing scheduled on: 10/22/2024 09:00 AM Has been: Held - Default Removed - CR Hon. Jonathan R Tynes, Presiding	
10/22/2024	Defendant before Court on Warrant, Warrant recalled as served. Judge: Tynes, Hon. Jonathan R	
10/22/2024	Warrant recalled: Judge: Tynes, Hon. Jonathan R	
10/22/2024	Appearance filed On this date David Andrew Leon, Esq. dismissed/withdrawn as Appointed - Indigent Defendant for Defendant Nemorio M Noriega	6
10/22/2024	Appearance filed On this date Nitin Dalal, Esq. dismissed/withdrawn as Appointed - Indigent Defendant for Defendant Nemorio M Noriega	7
10/22/2024	Appearance filed On this date Nicole Collins, Esq. added as Appointed - Indigent Defendant for Defendant Nemorio M Noriega Appearance filed for the purpose of Case in Chief by Judge Hon. Jonathan R Tynes.	8
11/19/2024	Event Resulted: Pretrial Hearing scheduled on: 11/19/2024 09:00 AM Has been: Held-PT Hon. Steven Kim, Presiding	
11/19/2024	Participants at Court Event - Defendant Not Before, In Ice Custody Court - Defense Attorney Collins - Assistant District Attorney Byrne - Probation Representative Connon - Session Clerk - K. Murphy - Courtroom and Time - 6th, 9:26 10:46.  Judge: Kim, Hon. Steven	
01/17/2025	Event Resulted: Hearing to Review Status scheduled on: 01/17/2025 09:00 AM Has been: Held For the following reason: For Continuance Hon. Jonathan R Tynes, Presiding	
01/17/2025	Participants at Court Event - Defendant Not Before / ICE Custody Court - Defense Attorney	

Bullock - Assistant District Attorney Eldemery - Probation Representative Ruiz - Session Clerk -  
KV - Courtroom and Time - 6th Session, 11:47am.  
Prev. Posted \$750.00 to 03/2525 Event: Status / Session 6th

Judge: Tynes, Hon. Jonathan R

01/17/2025 Interpreter requested for next court date.

Judge: Tynes, Hon. Jonathan R

02/24/2025 Appearance filed 9  
On this date Amelia Kennedy-Smith, Esq. added as Appointed - Indigent Defendant for Defendant  
Nemorio M Noriega  
Appearance filed for the purpose of Case in Chief by Judge Hon. Jonathan R Tynes.

03/25/2025 Event Resulted: Hearing to Review Status scheduled on:  
03/25/2025 09:00 AM  
Has been: Defendant defaulted-FI to Appear  
Hon. Rebeca Figueroa, Presiding


03/25/2025 Default Warrant ordered to issue. 10  
Judge: Figueroa, Hon. Rebeca

03/25/2025 Participants at Court Event - Defendant Not before Court - Defense Attorney Kennedy-Smith,  
Esq., Amelia - Assistant District Attorney Taylor - Probation Representative Sabaris - Session  
Clerk - K.Viles - Courtroom and Time - 6th Session @ 10:31am.

Judge: Figueroa, Hon. Rebeca

### Case Disposition

<u>Disposition</u>	<u>Date</u>	<u>Case Judge</u>
Pending	03/19/2018	

<b>CRIMINAL DOCKET</b>		DOCKET NUMBER <b>1807CR000923</b>		NO. OF COUNTS <b>3</b>	<b>Trial Court of Massachusetts BMC Department</b>																		
DEFENDANT NAME AND ADDRESS <b>Nemorio M Noriega</b> <b>55 Corona Street</b> <b>Dorchester, MA 02124-</b>			DOB <b>07/07/1988</b>	GENDER <b>Male</b>	COURT NAME & ADDRESS <b>BMC Dorchester</b> <b>510 Washington Street</b> <b>Dorchester, MA 02124-</b>																		
			DATE COMPLAINT ISSUED <b>03/19/2018</b>																				
			<b>ORIGINAL</b>		PRECOMPLAINT ARREST DATE <b>03/16/2018</b>		INTERPRETER REQUIRED <i>Spanish</i>																
FIRST FIVE OFFENSE COUNTS <table style="width:100%; border-collapse: collapse;"> <tr> <th style="width:10%;">COUNT</th> <th style="width:10%;">CODE</th> <th style="width:60%;">OFFENSE DESCRIPTION</th> <th style="width:20%;">OFFENSE DATE</th> </tr> <tr> <td>1</td> <td>94C/32A/G</td> <td>DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)</td> <td>03/16/2018</td> </tr> <tr> <td>2</td> <td>90/10/A</td> <td>UNLICENSED OPERATION OF MV c90 §10</td> <td>03/16/2018</td> </tr> <tr> <td>3</td> <td>268/34A</td> <td>FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A</td> <td>03/16/2018</td> </tr> </table>								COUNT	CODE	OFFENSE DESCRIPTION	OFFENSE DATE	1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)	03/16/2018	2	90/10/A	UNLICENSED OPERATION OF MV c90 §10	03/16/2018	3	268/34A	FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A	03/16/2018
COUNT	CODE	OFFENSE DESCRIPTION	OFFENSE DATE																				
1	94C/32A/G	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)	03/16/2018																				
2	90/10/A	UNLICENSED OPERATION OF MV c90 §10	03/16/2018																				
3	268/34A	FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A	03/16/2018																				
DEFENSE ATTORNEY <i>Atty Dalal</i>			OFFENSE CITY/TOWN <b>Boston</b>		POLICE DEPARTMENT <b>Boston PD Area C-11</b>																		
DATE & JUDGE		DOCKET ENTRY		DATE & JUDGE		FEES IMPOSED																	
<b>MAR 19 2018</b>		<input checked="" type="checkbox"/> Attorney appointed (SJC R. 3:10) <input type="checkbox"/> Atty denied & Deft. Advised per 211 D.32A <input type="checkbox"/> Waiver of Counsel found after colloquy		<b>MAR 19 2018</b>		Counsel Fee (240C §2A)(2)																	
						<input type="checkbox"/> WAIVED																	
<b>MAR 19 2018</b>		Terms of release set: <input type="checkbox"/> PR <input type="checkbox"/> Bail <input type="checkbox"/> See Docket for special condition <input type="checkbox"/> Held (276 §58A)				Counsel Contribution (211D §2)																	
						<input type="checkbox"/> WAIVED																	
<b>MAR 19 2018</b>		Arraigned and advised: <input checked="" type="checkbox"/> Potential of bail revocation (276 §58B) <input type="checkbox"/> Right to bail to review (276 §58) <input type="checkbox"/> Right to drug exam (111E §10) <input type="checkbox"/> Inquiry made by Court under 276 §58A				Default Warrant Fee (276 §30)(1)																	
						<input type="checkbox"/> WAIVED																	
<b>MAR 19 2018</b>		Abuse Allegation: <input type="checkbox"/> C276 §58A form filed by Commonwealth <input type="checkbox"/> Allegation of abuse under C276 §58A found <input type="checkbox"/> No allegation of abuse under C276 §58A found				Default Warrant Arrest Fee (276 §30 §2)																	
						<input type="checkbox"/> WAIVED																	
						Probation Supervision Fee (276 §87A)																	
						<input type="checkbox"/> WAIVED																	
						Bail Order Forfeited																	
						Advised of right to jury trial:																	
						<input type="checkbox"/> Waiver of jury found after colloquy <input type="checkbox"/> Does not waive																	
						Advised of trial rights as pro se (Dist. Ct. Supp.R.4)																	
						Advised of right of appeal to Appeals Ct. (M.R. Crim P.R. 28)																	
<b>SCHEDULING HISTORY</b>																							
NO.	SCHEDULED DATE	EVENT	RESULT	JUDGE	TAPE START/STOP																		
1	03/19/2018	Arraignment	<input checked="" type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Coffey</i>	<i>10:14</i>																		
2	<i>6-28-18</i>	<i>PTH/2A</i>	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
3			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
4			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
5			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
6			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
7			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
8			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
9			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
10			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd																				
<b>APPROVED ABBREVIATIONS</b> ARR = Arraignment PTH = Pretrial hearing DOE = Discovery conference & jury selection BTH = Bench trial JTR = Jury trial PCH = Probable cause hearing MOT = Motion hearing SRE = Status review SRP = Status review of payments FAT = First appearance in jury session SDN = Sentencing CWF = Continuance without finding scheduled to terminate PRO = Probation scheduled to terminate DPTA = Defendant failed to appear & was defaulted WAT = Warrant issued WARD = Default warrant issued WR = Warrant or default warrant recalled PVH = Probation revocation hearing																							
A TRUE COPY ATTEST:		CLERK-MAGISTRATE / ASST CLERK			TOTAL NO. OF PAGES		ON (DATE)																
		<b>X</b>																					

Date/Time Printed: 03-19-2018 09:12:08



1807CR000923

Revised: 07/16

<b>CRIMINAL DOCKET - OFFENSES</b>		DEFENDANT NAME <b>Nemorio M Noriega</b>		DOCKET NUMBER <b>1807CR000923</b>	
COUNT / OFFENSE <b>1 DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)</b>				DISPOSITION DATE AND JUDGE	
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12 <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)		FINE/ASSESSMENT    SURFINE    COSTS HEAD INJURY ASMT    RESTITUTION    VAW ASSESSMENT BATTERER'S FEE    OTHER		OUI §24D FEE    OUI VICTIMS ASMT BATTERER'S FEE    OTHER	
FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause		SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:			
		JUDGE		DATE	
COUNT / OFFENSE <b>2 UNLICENSED OPERATION OF MV c90 §10</b>				DISPOSITION DATE AND JUDGE	
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12 <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)		FINE/ASSESSMENT    SURFINE    COSTS HEAD INJURY ASMT    RESTITUTION    VAW ASSESSMENT BATTERER'S FEE    OTHER		OUI §24D FEE    OUI VICTIMS ASMT BATTERER'S FEE    OTHER	
FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input checked="" type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause		SENTENCE OR OTHER DISPOSITION <input type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:			
		JUDGE		DATE	
COUNT / OFFENSE <b>3 FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A</b>				DISPOSITION DATE AND JUDGE	
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and alien warning pursuant to C278§29D and MRCrP12 <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)		FINE/ASSESSMENT    SURFINE    COSTS HEAD INJURY ASMT    RESTITUTION    VAW ASSESSMENT BATTERER'S FEE    OTHER		OUI §24D FEE    OUI VICTIMS ASMT BATTERER'S FEE    OTHER	
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		JUDGE		DATE	



CRIMINAL DOCKET DOCKET ENTRIES		DEFENDANT NAME Nemorio M Noriega	DOCKET NUMBER 1807CR000923
DATE	DOCKET ENTRIES		
MAR 18 2018 1st/944	<p>Cappuccino MS Ames Spanish Inter present for arraignment.</p> <p>* If deft post bond, Travel Att Recog S.B.</p> <p>Waive 30 days Request Spanish Inter</p> <p>C / 6-28-18 PTH / 2nd W/ INTERPRETER REQUESTED</p> <p>3/19/18 CASH bail \$1730. bail Date 3/19/18</p> <p>6-5-18 also request by Atty. Leon A. deputed (S)</p> <p>6/05/18 Deft. has been deported to Guadalupe</p> <p>10-16 Motion to Return Bond to Society is allowed</p> <p>6/28/18 JT/ST</p> <p>11/5/18 1730 12-103 Cu</p> <p>6/28/18 2nd J. Tynes 9:23 Default warrant to issue (R)</p> <p>6-28-18 DE WARRANT ISSUED JTH</p> <p>OCT 22 2024 Brought Forward Warrant Recalled (R)</p> <p>10/22/24 Atty Collins 705 833 ADA Lynn PD Cresto</p> <p>11-23 Deft pres in custody - PTH 6th 11/19/24</p> <p>Warr recalled JTH: Span Int to be req</p>		

Date/Time Printed: 03-18-2018 00:12:08



1807CR000923

11/19/24 PTH/ST  
Tynes, PTH/ST





Boston Municipal Court Department  
Dorchester Division



Name:

Nemoro Noriega

Docket #:

18CR 923

NOV 19 2024

Session 6 Time 9:25 - 10:46  
Defendant Nemoro Noriega  
Atty. Collias  
ADA Pappas / Keleny. Linares

→ 1st is in ICE Custody - Cont to 1/17/25 for  
Status in btr Session

Ring/Rm

JAN 17 2025

Session 6 Time 11:47  
Defendant Nemoro Noriega  
Atty. Bullock  
ADA Keleny APO Keleny

POW - Posted \$250 to 3/25/25 Status 6th

JAN 17 2025 INTERPRETER REQUESTED

JP/  
Tynes, J/K

MAR 25 2025

Session 6 Time 12:31  
Defendant Nemoro Noriega  
Atty. Keleny  
ADA Keleny APO Keleny

DEFAULTED  
WARRANT TO ISSUE

MAR 25 2025

Warrant Issued

AP

Fryberger, J/K

MASSACHUSETTS UNIFORM CITATION

R8175520

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION		OFFICIAL NUMBER		COURT BOOK		VIOLATION		NON-INVENTORY MY DRIVER	
DATE WHEN FILED (MM/DD/YY)		ARREST CODE		JURY		CLAS		DATE WHEN FILED	
03/16/18		BPH/E-11		11354		07		YES NO	
VIOLATION LICENSE NO. OF VIOLATION		STATE		CLAS		DATE WHEN FILED		DATE WHEN FILED	
NO LIC		MA		CLAS		DATE WHEN FILED		DATE WHEN FILED	
VIOLATION NAME (S)		CITY/TOWN		CLAS		DATE WHEN FILED		DATE WHEN FILED	
Gregorio Cabre-4		DOR		CLAS		DATE WHEN FILED		DATE WHEN FILED	
ADDRESS		CITY/TOWN		CLAS		DATE WHEN FILED		DATE WHEN FILED	
55 Cabre St.		DOR		CLAS		DATE WHEN FILED		DATE WHEN FILED	
PLATE TYPE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
PAN SXT992		MA 03		Nile Max Guy		DOR		DATE WHEN FILED	
OFFENSE DATE (MM/DD/YY)		LOCATION OF OFFENSE		CITY/TOWN		CLAS		DATE WHEN FILED	
03/16/18		84 Adams St.		DOR		MA		DATE WHEN FILED	
CHARGE/ITEM		RESTRICTION OF OFFENSE		CITY/TOWN		CLAS		DATE WHEN FILED	
90-10		Open m/v w/ NO LIC		DOR		MA		DATE WHEN FILED	
94-31		Pose w/ I B		DOR		MA		DATE WHEN FILED	
208-342		False Name		DOR		MA		DATE WHEN FILED	
OFFENSE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
09/17		90/18		CIVIL		MA		DATE WHEN FILED	
SPEEDING ASSESSMENTS INCLUDE A \$50 HEAD INJURY SURCHARGE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
ALL CIVIL INFRINGEMENTS (See instruction A on back)		CRIMINAL APPLICATION (See instruction B on back)		ARREST		WARNING		DATE WHEN FILED	
OFFENSE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
09/17		90/18		CIVIL		MA		DATE WHEN FILED	
OFFENSE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
09/17		90/18		CIVIL		MA		DATE WHEN FILED	
VIOLATION NAME (S)		CITY/TOWN		CLAS		DATE WHEN FILED		DATE WHEN FILED	
Gregorio Cabre-4		DOR		CLAS		DATE WHEN FILED		DATE WHEN FILED	
ADDRESS		CITY/TOWN		CLAS		DATE WHEN FILED		DATE WHEN FILED	
55 Cabre St.		DOR		CLAS		DATE WHEN FILED		DATE WHEN FILED	
PLATE TYPE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
PAN SXT992		MA 03		Nile Max Guy		DOR		DATE WHEN FILED	
OFFENSE DATE (MM/DD/YY)		LOCATION OF OFFENSE		CITY/TOWN		CLAS		DATE WHEN FILED	
03/16/18		84 Adams St.		DOR		MA		DATE WHEN FILED	
CHARGE/ITEM		RESTRICTION OF OFFENSE		CITY/TOWN		CLAS		DATE WHEN FILED	
90-10		Open m/v w/ NO LIC		DOR		MA		DATE WHEN FILED	
94-31		Pose w/ I B		DOR		MA		DATE WHEN FILED	
208-342		False Name		DOR		MA		DATE WHEN FILED	
OFFENSE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
09/17		90/18		CIVIL		MA		DATE WHEN FILED	
SPEEDING ASSESSMENTS INCLUDE A \$50 HEAD INJURY SURCHARGE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
ALL CIVIL INFRINGEMENTS (See instruction A on back)		CRIMINAL APPLICATION (See instruction B on back)		ARREST		WARNING		DATE WHEN FILED	
OFFENSE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
09/17		90/18		CIVIL		MA		DATE WHEN FILED	
OFFENSE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
09/17		90/18		CIVIL		MA		DATE WHEN FILED	
VIOLATION NAME (S)		CITY/TOWN		CLAS		DATE WHEN FILED		DATE WHEN FILED	
Gregorio Cabre-4		DOR		CLAS		DATE WHEN FILED		DATE WHEN FILED	
ADDRESS		CITY/TOWN		CLAS		DATE WHEN FILED		DATE WHEN FILED	
55 Cabre St.		DOR		CLAS		DATE WHEN FILED		DATE WHEN FILED	
PLATE TYPE		VEHICLE REGISTRATION		MAKE AND TYPE		COLOR		DATE WHEN FILED	
PAN SXT992		MA 03		Nile Max Guy		DOR		DATE WHEN FILED	
OFFENSE DATE (MM/DD/YY)		LOCATION OF OFFENSE		CITY/TOWN		CLAS		DATE WHEN FILED	
03/16/18		84 Adams St.		DOR		MA		DATE WHEN FILED	
CHARGE/ITEM		RESTRICTION OF OFFENSE		CITY/TOWN		CLAS		DATE WHEN FILED	
90-10		Open m/v w/ NO LIC		DOR		MA		DATE WHEN FILED	
94-31		Pose w/ I B		DOR		MA		DATE WHEN FILED	
208-342		False Name		DOR		MA		DATE WHEN FILED	
OFFENSE		VEHICLE							

# **EXHIBIT G**

Application for Criminal Complaint, Police Report detailing 2018 criminal case against  
Intervenor (see Exhibit F, Docket No. 1807CR000923)

- **Shows Intervenor is using aliases Esven Gregorio Cabrera and Nemorio M. Noriega.**



## Application For Criminal Complaint

Commonwealth of Massachusetts  
Department of Criminal Justice Information Services

Logged In as: ROGERS-JOHN | Home | Logout

### View Application for Criminal Complaint (TBOS180021311)

[\[Edit\]](#)[\[Return to Search Results\]](#)

#### Criminal Complaint Details

##### Application Details

Summons: No      Hearing Requested: No

Court: 007 - DORCHESTER COURT - BMC

Arrest Status of Accused: Has been arrested

Arrest Date: 03/16/2018

In Custody: Yes

Officer ID No.: 11357

Agency: 663 - BOSTON PD - AREA C-11

I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:

☒ ONLY MISDEMEANOR(S), I request a hearing:

☒ Without notice to accused because of an imminent threat of:

- ☒ Bodily Injury
- ☒ Commission of a Crime
- ☒ Flight

☐ With notice to accused

☒ ONE OR MORE FELONIES, I request a hearing:

- ☒ Without notice to accused
- ☐ With notice to accused

☒ WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

Warrant Reason:

##### Accused Details

Type: Person

Name: Gregorio-Cabrera, Esvin Otoniel

Birth Surname:

Address: 55 Corona St. #2, Dorchester, MA 02124

Date of Birth: 07/07/1988

Social Security No.:

SID:

Driver's License No.: No Lic

Driver's License Exp. Year:

Gender: M - MALE

Height: 5'03"

Eyes: BRO - BROWN

Ethnicity: H - Hispanic

Complexion: -

Scars/Marks/Tattoos:

Employer Name: Brick an Beam

Day Phone:

Mother Name: Rivera, Rosalina

Mother Maiden Name:

Father Name: Gregoria, Santos

Place of Birth: -

PCF No.:

Marital Status: S - Single

Driver's License State: -

Race: B - BLACK

Weight: 140 lbs

Hair: BLK - Black

Primary Language: spa - Spanish

School Name:

##### Complainant Details

Complainant Type: Police

Police Dept.: BOSTON POLICE DEPARTMENT



3/16/2018

## Application For Criminal Complaint

Name: ROGERS, JOHN

Address: ONE SCHROEDER PLAZA, BOSTON, MA 02120

## Incident Details

Incident Report No.: 182019820

OBTN : TBOS190021311

Comments: Area C-11 DCU

## Offense Location

Place of Offense: 842 Adams St., BOSTON, MA 02124

## Offenses

Row	Offense Code	Offense Description	Offense Date	Citation No.	Offense Variables
1	94C/32A/G-1	DRUG, POSSESS TO DISTRIB CLASS B c94C §32A(a)	03/16/2018		• 03/16/2018 (DATE OF OFFENSE) • Cocaine (TYPE OF CLASS B DRUG)
2	90/10/A-2	UNLICENSED OPERATION OF MV c90 §10	03/16/2018	R8173520	03/16/2018 (OFFENSE DATE)
3	268/34A-0	FALSE NAME/SSN, ARRESTEE FURNISH c268 §34A	03/16/2018		03/16/2018 (DATE OF OFFENSE)

## Documents

Row	Document Type Code	Document Type	File Name	Action
1	CITEACC	Citation	[B52 ix.pdf]	
2	BOOKEACC	Booking Sheet	[cshere booking.pdf]	
3	PRPT	Police Report	[B52 adams.pdf]	





# **Boston Police Department Arrest Booking Form**

**Report Date:** 03/16/2018 15:48  
**Booking Status:** Verified  
**Printed By:** Rogers, John K

**District:** 11      **UCR Code:** 1848  
**OBTN:** TBOS180021311

**Court of Appearance:** Dorchester District Court  
**Master Name:** NORIEGA, Nemorio      **Age:** 29  
**Location of Arrest:** Adams St / Gallivan Blvd, Dorchester



**Booking Name:** GREGORIO-CABRERA, Esvin Otoniel  
**Alias:** NORIEGA, Nemorio M  
**Address:** 55 Corona ST #2, DORCHESTER MA 02122  
**US**

**Charges:**

Possession W/ to Distribute, Class B, Drugs (94C-32A)  
Operating M/V Without a License (90-10)  
Operating M/V Without a License (90-10) (Docket #:1103CR001562);South boston

**Booking #:** 18-00213-11  
**Booking Date:** 03/16/2018 13:27

**Incident #:** 182018820  
**Arrest Date:** 03/16/2018 12:45

**CR Number:** 002494-13  
**RA Number:**

<b>Sex:</b> Male	<b>Height:</b> 5'03	<b>Occupation:</b> Cook
<b>Race:</b> Black Hispanic	<b>Weight:</b> 140 lbs	<b>Employer/School:</b>
<b>Date of Birth:</b> 07/07/1988	<b>Build:</b> Medium	<b>Emp/School Addr:</b> Brick & Beans, MA
<b>Place of Birth:</b> ALLEPA GT	<b>Eyes Color:</b> Brown	<b>Social Sec. Number:</b>
<b>Marital Status:</b> Single	<b>Hair Color:</b> Black	<b>Operators License:</b> NA
<b>Mother's Name:</b> RIVERA, Rosalina	<b>Complexion:</b> Light Brown	<b>State:</b> MA
<b>Father's Name:</b> GREGORIO, Santos		

<b>Phone Used:</b> Yes	<b>Scars/Marks/Tattoos:</b>
<b>Examined at Hospital:</b> No	<b>Clothing Desc:</b> BLACK SHIRT, GREY PANTS, GRAY JACKET, RED SHOES
<b>Breathalyzer Used:</b> No	
<b>Examined by EMS:</b> No	

<b>Arresting Officer:</b> BPD 11816 LOPEZ, Luis	<b>Cell Number:</b> 10
<b>Booking Officer:</b> BPD 11380 Sandefur, Roland D	<b>Partner's #:</b> 11805
<b>Informed of Rights:</b> BPD 11816 LOPEZ, Luis	<b>Unit #:</b> VD11
<b>Placed in Cell By:</b> BPD 11805 BROWN, Wayne	<b>Trans Unit #:</b> H202D
<b>Searched By:</b> BPD 11816 LOPEZ, Luis	

<b>Cautions:</b>	<b>Booking Comments:</b>	<b>Visible Injuries:</b>
	BOP & Q5 COMPLETED / ALIAS OF NEMORIO NORIEGA LOCATED	NONE

<b>Person Notified:</b>	<b>JUVENILE INFORMATION</b>	<b>Phone:</b>
<b>Address:</b>	<b>Relationship:</b>	
<b>Notified By:</b>	<b>Juv. Prob. Officer:</b>	
	<b>Notified Date/Time:</b>	

<b>Bail Set By:</b>	<b>I Selected the Bail Comm.</b>
<b>Bailed By:</b>	
<b>Amount:</b>	

\_\_\_\_\_  
*Signature of Prisoner*

<b>BOP Check:</b>	BPD	11816	LOPEZ, Luis
<b>Suicide Check:</b>			
<b>BOP Warrant:</b>			
<b>BOP Court:</b>			

\_\_\_\_\_  
*Signature of Duty Supervisor*



## U.S. DEPARTMENT OF HOMELAND SECURITY

## Warrant for Arrest of Alien

File No: 116-DT-748

Date: 03/14/2018

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

I have determined that there is probable cause to believe that GREGORIO CANDELA, RIVIN is removable from the United States. This determination is based upon:

- ☐ the execution of a charging document to initiate removal proceedings against the subject;
- ☐ the pendency of ongoing removal proceedings against the subject;
- ☐ the failure to establish admissibility subsequent to deferred inspection;
- ☒ biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- ☒ statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

**YOU ARE COMMANDED** to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

(Signature of Authorized Immigration Officer)

06196 - WELLS - H000

(Printed Name and Title of Authorized Immigration Officer)

## Certificate of Service

I hereby certify that the Warrant for Arrest of Alien was served by me at:

(Location)

on GREGORIO CANDELA, RIVIN on \_\_\_\_\_, and the contents of this

(Name of Alien)

(Date of Service)

notice were read to him or her in the \_\_\_\_\_ language.

(Language)

Name and Signature of Officer

Name or Number of Interpreter (if applicable)

Form I-201 (Rev. 10/10)







**CJISWeb Printout Generated On: 03/16/2018 13:25:22**  
**By User/Agency: LOPEZ-LUIS/BOSTON POLICE DEPARTMENT**

-----GREGORIO,ESVIN O (1103CR001562)-----  
Commonwealth of Massachusetts - Criminal Justice Information System  
Trial Court of Massachusetts - Warrant Management System  
Pursuant to Massachusetts General Laws ch.276 s.23A this is a TRUE WARRANT on  
the person named herein as contained in the Warrant Management System and  
printed via Criminal Justice Information System.  
This Warrant Printed as of 13:25 on 03/16/18

Defendant Information:

Name: GREGORIO,ESVIN O  
Address: 230 NEWTON STREET

SS#: \_\_\_\_\_

Race: U Sex: M  
Hair: BLK Eyes: BRO

City: WALTHAM MA 02453 Weight: 120 Height: 502

Complexion: LGT Marks:

Date of Birth: 07/07/1988 Place of Birth: GT Date of Emancipation: 00/00/0000

Father: \_\_\_\_\_ Mother: \_\_\_\_\_

Known Alias:

Ref No: WR863433TC  
FBI No: \_\_\_\_\_

License No: MA

Misc No: \_\_\_\_\_

License State:

Obtn No: \_\_\_\_\_

CC No: OH65528

Warrant Information:

Docket: 1103CR001562

Issue Date: 12/30/2011 Court of Issue: 3 - SOUTH BOSTON DISTRICT

Type: S - STRAIGHT 8694883

Date of Complaint: 12/09/2011

Offense Date: 09/29/2011 Offense Location: BOSTON

\*\*\*\*\* Charges \*\*\*\*\*

Count	Offense Code	Description
1	M- 90/10/A	UNLICENSED OPERATION OF MV c90 S10
1	CM 90/20/B	INSPECTION/STICKER, NO * c90 S20
1	CM 90/90	WINDOW OBSTRUCTED/NONTRANSPARENT * c90 S90

Court Information: DEFENDANT FAILED TO APPEAR

Assigned for Service To: SI6 - 5P SOUTH BOSTON

Warrant printed by: LOPEZ-LUIS - MA0130110

Fine Amount: 0.00

Ball Amount: 0.00

Officer Name: \_\_\_\_\_

Judge's Name: BOLDEN,HON. MICHAEL

Return Date/Time: 00/00/0000 00:00

Recall Date/Time: 00/00/0000 00:00

\*\*\* Return of Service on Page 2 \*\*\*

-----GREGORIO, ESVIN O (1103CR001562)-----PAGE 2

Commonwealth of Massachusetts - Criminal Justice Information System  
Trial Court of Massachusetts - Warrant Management System  
Pursuant to Massachusetts General Laws ch.276 s.23A this is a TRUE WARRANT on  
the person named herein as contained in the Warrant Management System and  
printed via Criminal Justice Information System.

TO ANY OFFICER AUTHORIZED TO SERVE CRIMINAL PROCESS:

The court has ordered that the above warrant issue against the  
above defendant.

Therefore you are hereby commanded to arrest the above named  
defendant and bring the defendant forthwith before this court  
to answer to the offense(s) listed above and to be dealt with  
according to law.

Return of Service: By virtue of this warrant, I certify that:

☒ The defendant has been arrested as ordered by the court.

☐ I am returning the warrant without service to the court.

<u>5/16/18</u>	<u>[Signature]</u>	<u>Police Officer</u>	<u>Berklin</u>
Date of Arrest	Signature of Person	Title of Person	Department
	Making Service	Making Service	If different

CJISWeb Printout Generated On: 03/16/2018 13:25:22

By User/Agency: LOPEZ-LUIS/BOSTON POLICE DEPARTMENT





# Incident Report

Case Number 18201820	CAD Incident # P18201820
Report Type Incident Report	Page 1 of 8
Date / Time Occurred 03/18/2018 12:42 to	Date / Time Reported 03/18/2018 12:42

Arrested Suspects 1	Additional Suspects	Unknown Suspects	Victims 1	Other Persons	Witnesses 1	Notes 1	Evidence Count 4	Leads Count	File #
<input checked="" type="checkbox"/> Drugs <input type="checkbox"/> CRU - Hate/Bias <input type="checkbox"/> Car Jack <input checked="" type="checkbox"/> Other Agency/Unit Notified <input type="checkbox"/> Bicycle	<input type="checkbox"/> Drunk <input type="checkbox"/> Licensed Premise <input type="checkbox"/> Gun <input checked="" type="checkbox"/> Warrant Arrest <input type="checkbox"/> School	<input type="checkbox"/> Juvenile <input type="checkbox"/> Disabled <input type="checkbox"/> Gang <input type="checkbox"/> Search Warrant <input type="checkbox"/> Homeless	<input type="checkbox"/> Child Present <input type="checkbox"/> Homeland Security <input type="checkbox"/> Shots Fired <input type="checkbox"/> Licensed Premise Violation <input type="checkbox"/> Sex Offender	<input type="checkbox"/> Elderly <input type="checkbox"/> Homeland Security - UASD <input type="checkbox"/> Victim Shot <input type="checkbox"/> LPR <input type="checkbox"/> NIDV	<input type="checkbox"/> Sexual Assault <input type="checkbox"/> Home Invasion <input type="checkbox"/> Victim Stabbed <input type="checkbox"/> Human Trafficking <input type="checkbox"/> Child Abuse				

Unit Number	Clearance Disposition	Cleared by Exception	Exceptional Clearance Date
-------------	-----------------------	----------------------	----------------------------

Station Found On Site	Case Status
Location Given By Dispatcher	

Street Address 852 ADAMS ST			
City BOSTON	State MASSACHUSETTS	Zip 02124	District DISTRICT C11

Reporting Officer LOPEZ, LUIS	Employee Number 011818	Approving Supervisor ASSAD, MARK
----------------------------------	---------------------------	-------------------------------------

<b>OFFENSE</b>			
<input type="checkbox"/> Upgrade/Downgrade Offense	Upgrade/Downgrade Offense Code		
<input checked="" type="checkbox"/> Primary Offense	Crime Description DRUGS - POSS CLASS B - INTENT TO MFR DIST DISP		
Offense Code Value 01843	Adopted/Completed Completed	Premise Type Highway/Road/Alley	
Circumstances None - No Bias			
Criminal Activity 1 Distributing / Selling	Criminal Activity 2	Criminal Activity 3	
Offender Using 1 Drug/Narcotics	Offender Using 2	Offender Using 3	
# Premise Entered 4	Home Invasion	Domestic Violence	Gang Activity
Gang Type #1	Gang Name #1		
Gang Type #2	Gang Name #2		
Drug Related	Drug Type	Drug Origin	Drug / Narcotics
MO Panel Entry Type	Entry Area		Entry Method
Entry Point 1	Entry Point 2		Exit Point 1
Exit Point 2	Target Area		Property Target 1
Property Target 2	Property Target 3		Victim Target
Time of Day	Victim Activity		Action 1 to Premises
Action 2 to Premises	Action 3 to Premises		Action 1 on Victim
Action 2 on Victim	Action 3 on Victim		Other Action 1
Other Action 2	Other Action 3		Solicited Offered 1
Solicited Offered 2	Solicited Offered 3		Weapon 1
Weapon 1 Auto	Weapon 2		Weapon 2 Auto
Weapon 3	Weapon 3 Auto		Arson



# Incident Report

Case Number 1182019520	CAD Incident # P180125553
Report Type Incident Report	Page 2 of 8
Date / Time Occurred 08/18/2018 12:42	Date / Time Reported 08/18/2018 12:42

Preexisting Circumstance	Instrument Used
Unusual Actions and Statements of Suspect	

OFFENSE			
<input type="checkbox"/> Upgrade/Downgrade Offense	Upgrade/Downgrade Offense Code		
<input type="checkbox"/> Primary Offense	Crime Description VAL - OPERATING WITHOUT LICENSE		
Offense Code Value 02900	Attempted/Completed	Premise Type	
Circumstance	Site		
Criminal Activity 1	Criminal Activity 2	Criminal Activity 3	
Offender Using 1	Offender Using 2	Offender Using 3	
2 Previous Entries	Home Invasion	Domestic Violence	Gang Activity
Gang Type #1	Gang Name #1		
Gang Type #2	Gang Name #2		
Drug Related	Drug Type	Drug Origin	Drug Producers
MD Panel	Entry Type	Entry Area	Entry Method
Entry Point 1	Entry Point 2	Exit Point 1	
Exit Point 2	Target Area	Property Target 1	
Property Target 2	Property Target 3	Victim Target	
Time of Day	Victim Activity	Action 1 to Premises	
Action 2 to Premises	Action 3 to Premises	Action 1 on Victim	
Action 2 on Victim	Action 3 on Victim	Other Action 1	
Other Action 2	Other Action 3	Solicited Offender 1	
Solicited Offender 2	Solicited Offender 3	Weapon 1	
Weapon 1 Auto	Weapon 2	Weapon 2 Auto	
Weapon 3	Weapon 3 Auto	Arson	
Preexisting Circumstance	Instrument Used		
Unusual Actions and Statements of Suspect			

SUSPECT		<input checked="" type="checkbox"/> Known	<input type="checkbox"/> Unknown	<input checked="" type="checkbox"/> Arrested		
Name (Last, First Middle) GREGORIO-CARRERA, ESVIN						
Suffix	Nickname	Race White	Gender Male	SSN 07/07/1988	Age 29	Age Range to
Height	Weight	Driver's License # NONE	Ill. State	Local ID	SID	
FBI #	SSN	Place of Birth	Citizenship			





# Incident Report

Case Number 1182012820	CAD Incident # P18012858
Report Type Incident Report	Page 3 of 8
Date / Time Occurred 09/18/2018 12:42 to	Date / Time Reported 09/18/2018 12:42

Ethnicity Hispanic Origin	Martial Status		
Preferred	Contact #1	Contact #2	Email Address
Suspect Home Address			
Street Address 55 CORONA ST 2			
City RSTN	State MASSACHUSETTS	Zip 02124	
Suspect Employment Information			
<input type="checkbox"/> Student	Employer / School BRICK & BEANS	Occupation COOK	
Street Address			
City	State	Zip	Work Phone
Nature of Employment			
Date			
Hair Color Black	Hair Length Medium	<input type="checkbox"/> Glasses	Eye Color Brown
Build Medium	Facial Hair	Facial Hair Color	
Voice	Complexion Light	Hand Preference	
Clothing Description			
Tidemarks of Suspect			
Injury 1	Injury 2	Injury 3	Injury 4
Injury 5			
<input type="checkbox"/> Hospitalized	Hospital Facility	Resident	
MO Panel	Entry Area	Entry Method	
Entry Type	Exit Point	Target Area	
Property Target 1	Property Target 2	Property Target 3	
Victim Target	Time of Day	Victim Activity	
Action 1 on Victim	Action 2 on Victim	Action 3 on Victim	
Action 1 to Premises	Action 2 to Premises	Action 3 to Premises	
Other Action 1	Other Action 2	Other Action 3	
Solicited Offered 1	Solicited Offered 2	Solicited Offered 3	
Weapon 1	Weapon 2	Weapon 3	
Weapon 1 Type	Weapon 2 Type	Weapon 3 Type	
Weapon 1 Caliber	Weapon 2 Caliber	Weapon 3 Caliber	
Weapon 1 Color	Weapon 2 Color	Weapon 3 Color	
Arson	Predicating Circumstance	Instrument Used	
Comments			
Unrecorded Offenses			
Offense DRUGS - POSS CLASS B - INTENT TO MFR DIST DISP			<input checked="" type="checkbox"/> Associated With Suspect
Offense VAL - OPERATING WITHOUT LICENSE			<input checked="" type="checkbox"/> Associated With Suspect
WARRANT			





# Incident Report

Case Number 1122010820	CAD Incident # 7180128888
Report Type Incident Report	Page 4 of 8
Date / Time Occurred 03/16/2018 12:42 to	Date / Time Reported 03/16/2018 12:42

Arrested As <input checked="" type="checkbox"/> Adult <input type="checkbox"/> Juvenile	Arrest Number 100043289	RIC Booking Num 18-00213-11	Arrest Action Arrested
Disposition Referred to Criminal or Adult Court	Arrest Date/Time 03/16/2018 12:45	Booking District DISTRICT C11	<input checked="" type="checkbox"/> Arrested on Scene

Arrest Address			
Street Address 852 ADAMS ST			
City BOSTON	State MASSACHUSETTS	Zip 02124	

Test Given	Test Date/Time	Test Results	Test Administered By
Test Given	Test Date/Time	Test Results	Test Administered By

Arresting Officer LOPEZ LUIS	Transporting Officer MULLALLY RICHARD D
---------------------------------	--------------------------------------------

Weapon 1 None	Automatic Weapon 1	Weapon 2
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Automatic Weapon 2	Multiple Clearance COUNT ARRESTEE	Juvenile Disposition	Card Number
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Warrant Number	Warrant Signed By	<input type="checkbox"/> Out of State Arrest
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## Intoxication Information

Public Way	Observed Driving	Glassy Eyes	PST
Unsteady on Feet	Bloodshot Eyes	Crash	Offered Test
Slurred Speech	Other		

Other Grounds

## Charge / Offense / Complaint

Charge Poss. Viol to Distribute, Class B	<input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
Counts (all)	
1	

## Victim Information / Victim Type

VICTIM		Victim Type Society	
Name (Last, First Middle) COMM OF MASS			
Suffix	Nickname	Race	Gender
SSN	Date of Birth	Age	Age Range to
Injury Type	Height	Weight	Driver's License #
DL State	Place of Birth	Citizenship	
Ethnicity	Marital Status		
Preferred	Contact #1	Contact #2	Email Address

## Victim Contact Information

Street Address		
City	State	Zip

## Victim Contact Information

<input type="checkbox"/> Student	Employer / School	Occupation
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# Incident Report

Case Number 118018920	CAD Incident # P180128033
Report Type Incident Report	Page 5 of 8
Date / Time Occurred 03/18/2018 12:42 to	Date / Time Reported 03/18/2018 12:42

College Name	<input type="checkbox"/> On Campus <input type="checkbox"/> Yes <input type="checkbox"/> No		
Street Address			
City	State	Zip	Work Phone Hours of Employment
Hair Color	Eye Color	Build	Resident
Injury 1	Injury Description		
Injury 2	Injury 3	Injury 4	Injury 5
Victim Condition	Victim Offender		
A. Assault/Homicide <input type="checkbox"/> Yes <input type="checkbox"/> No	A. Assault/Homicide Circumstance 1 A. Assault/Homicide Circumstance 2		
Justifiable Homicide <input type="checkbox"/> Yes <input type="checkbox"/> No	Justifiable Homicide Circumstance		
<input type="checkbox"/> Victim Transported	Hospital Facility	Hospital Description	
<input type="checkbox"/> Under Influence Alcohol? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	<input type="checkbox"/> Under Influence Drugs? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown	Domestic Disturbance	Domestic Violence Victim Transported <input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Violation of Protective Order <input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Consistent <input type="checkbox"/> Yes <input type="checkbox"/> No		
Offense DRUGS - POSS CLASS B - INTENT TO MFR DIST DISP Offense VAL - OPERATING WITHOUT LICENSE			
Vehicle MASSACHUSETTS	Vehicle Year 2003	Make NISSAN	Model MAXIMA
VIN JN1DA1A011415787	<input type="checkbox"/> VIN Validation Off	Tag Number 5KT982	
State MASSACHUSETTS	Plate Type Passenger	Exp. Month February	Exp. Year 2020
Body Style PASSENGER CAR	Top Color GRAY	Bottom Color GRAY	
Vehicle Type Sedan	Status TOWED		
Decal #	NIC		
Other Identifiers			
Registered Owner Name (Last, First, MI) BARROS, LUIS			
Gender Male	Race White	DOB 08/18/1979	
Street Address 1 SIDDARTH LN			
City HOLBROOK	State MASSACHUSETTS	Zip 02343	
Insurance Company NORFOLK DEDHAM	Policy Number	Insurance Expiration	Financed By/Titleholder
<input type="checkbox"/> Stolen <input type="checkbox"/> Recovered			
Keys in Ignition <input type="checkbox"/> Yes <input type="checkbox"/> No	Doors Locked <input type="checkbox"/> Yes <input type="checkbox"/> No	Window Closed <input type="checkbox"/> Yes <input type="checkbox"/> No	Ignition Locked <input type="checkbox"/> Yes <input type="checkbox"/> No
Trunk Locked <input type="checkbox"/> Yes <input type="checkbox"/> No	Radio in Car <input type="checkbox"/> Yes <input type="checkbox"/> No	Reps. Check <input type="checkbox"/> Yes <input type="checkbox"/> No	Tow Fee Check <input type="checkbox"/> Yes <input type="checkbox"/> No
Stolen Value			
How Vehicle Entered	How Vehicle Taken		
Recovered By	Recovery Date	Recovered Value	Recovery Code





# Incident Report

Case Number 1182019020	CAD Incident # P180128883
Report Type Incident Report	Page 6 of 8
Date / Time Occurred 03/18/2018 12:42	Date / Time Reported 03/18/2018 12:42

Street Address					
City	State MASSACHUSETTS	Zip			
<input type="checkbox"/> Impounded	<input checked="" type="checkbox"/> Towed	Tow Report Number 0053	Wrecker Service	Date Wrecker Arrived 3/18/2018	Time Wrecker Arrived 13:00
Location Towed From		Location Towed To		Impounded By	
Wrecker Driver Name D&D TOWING		Tow Truck Operator Signature			

Related Person Suspect: GREGORIO-CARRERA, ESVIN	Involved Operator
Comment	

PROPERTY	Property Tag # 105197318	Quantity 1	Category Prisoner Property	Action Seized	
Property Type Cell Ph., Cam. Ph., Pagers, PDS, etc.				Owner Suspect: GREGORIO-CARRERA, ESVIN	Value \$0.00
Brand APPLE		Model IPHONE	Color SILVER	Serial Number	
BRAND Number		Owner Apple Number		ICR Code	
Secondary Action		Secondary Value		Date Recovered	
Description					
Associated Offense					

Offense DRUGS - POSS CLASS B - INTENT TO MFR DIST DISP	<input type="checkbox"/> Associated With Property
Offense VAL - OPERATING WITHOUT LICENSE	<input checked="" type="checkbox"/> Associated With Property

EVIDENCE					
Tag # EVI100113015	Category Drugs	Action SEIZED	Custodial Item Y		
Description 8 P/B'S OF POWDERED COCAINE					
Type B Cocaine	Schedule Class B	Form Powder	Packaging Type Plastic bag	Package Quantity 8	
Units	Measurement	Value Per Unit	Total Value		
<input type="checkbox"/> Clandestine Lab	<input type="checkbox"/> Indoor Recovery	Plant Size			
Comment					

Recovered From 3/18/2018	Recovered To	Recovery Site	Recovered By
Recovery Location			
Summary			

EVIDENCE					
Tag # EVI100113088	Category Drugs	Action SEIZED	Custodial Item Y		
Description LOOSE POWDERED COCAINE FROM DOLLAR BILL					
Type B Cocaine	Schedule Class B	Form Other	Packaging Type Dollar Fold	Package Quantity 1	





# Incident Report

Case Number 1182019600	CAD Incident # P180100003
Report Type Incident Report	Page 7 of 8
Date / Time Occurred 03/16/2018 12:42 PM	Date / Time Reported 03/16/2018 12:42 PM

Unit	Measurement	Value / Per Unit	Total Value
<input type="checkbox"/> Clandestine Lab	<input type="checkbox"/> Indoor Recovery	Plant Size	
Comment			

Recovered From	Recovered To	Recovery Site	Recovered By
Recovery Location			
Summary			

EVIDENCE			
Tag # EV1100118008	Category Physical Evidence	Action SEIZED	Custodial Item Y
Description PASSPORT FROM GUATEMALA/ CARD FROM GUATEMALA			

Recovered From	Recovered To	Recovery Site	Recovered By
Recovery Location			
Summary			

EVIDENCE			
Tag # EV1100118008	Category Money	Action SEIZED	Custodial Item Y
Description \$10.00 USD			
Denomination	Quantity	Value	Counting Officer
Verifying Officer	Date Counted On	Date Verified On	
Remarks			

Recovered From	Recovered To	Recovery Site	Recovered By
Recovery Location			
Summary			

Drug Type B Cocaine	Action Seized	Quantity 6	Units of Measurement Other	Estimated Street Value
Date Recovered 3/16/2018				
Location Marijuana (For Drug Type E-Marijuana and Measurement NP = No. of Plants) Number of Plants Latitude Longitude				
Comment				

Drug Type B Cocaine	Action Seized	Quantity 1	Units of Measurement Other	Estimated Street Value
Date Recovered				
Location Marijuana (For Drug Type E-Marijuana and Measurement NP = No. of Plants) Number of Plants Latitude Longitude				
Comment				

Public Narrative  
About 12:42pm on Friday 3/16/2018, members of the C-11 Drug Control Unit placed the suspect (Esvin Gregorio-Cabrera) under arrest at 852





## Incident Report

Case Number 17201824	CAD Incident # P180124553
Report Type Incident Report	Page 8 of 8
Date / Time Occurred 03/15/2018 12:42	Date / Time Reported 03/15/2018 12:42

Adams Street. It should be noted that suspect is known to members of the C-11 Drug Control Unit as (Nemorio Noriega) from a prior arrest on 3/20/2017, Incident Number 17201824.

On this date members of the C-11 Drug Control Unit observed suspect at Dorchester Court on the previous matter mentioned where the case was continued. Officers learned from the previous arrest that suspect was not licensed to operate motor vehicles.

Around 12:42pm Officer Lopez observed suspect operating a motor vehicle in the area of Dorchester Avenue and Gallivan Boulevard. Officer observed that suspect was the lone occupant of the vehicle as it made a left turn onto Gallivan Blvd. Officer Lopez followed suspect vehicle and requested a traffic stop to determine suspect's right to operate motor vehicles. The suspect vehicle was a 2003 Nissan Maxima with Massachusetts registration (5XT992) which was not registered to suspect.

The traffic stop was conducted at 852 Adams Street with the assistance of the TG02D unit. Officer Lopez approached the suspect vehicle and requested a driver's license from suspect. The suspect replied he did not have one and was placed under arrest for Operating Motor Vehicle Without a License. The officers conducted a motor vehicle inventory search as required by Boston Police Rules and Procedures. The registered owner was not present to take control of the vehicle and the traffic stop was conducted on Gallivan Blvd at intersection with Adams Street where no parking is allowed, which required the vehicle to be towed. During the motor vehicle inventory search, Officer Lopez recovered a clear sandwich bag which contained 6 other smaller baggies with white powdered substance believed to be Class-B (Cocaine). These baggies were packaged for street level sales/distribution. The suspect also to be charged with Possession with Intent to Distribute Class-B, (Cocaine).

The suspect vehicle was towed by D&D Towing, slip #0883. The Boston Police Tow Line notified and spoke with Operator Smith. The Boston Police Form 2012 completed and submitted.

The suspect was transported to District 11 for booking process where it was discovered that suspect's true name to be (Esvin Otoniel Gregorio-Cabrera) by an Identification Card from Republic of Guatemala consular along with a Passport from Republic of Guatemala. The suspect informed Officer Lopez and Officer Brown at the booking desk that this was his true name. During booking process, Officer Brown also recovered a folded one dollar bill which contained white powdered substance believed to be Class-B, (Cocaine).

Officer Lopez conducted an inquiry via CJS which revealed an active Straight Warrant (WR863433TC) with Docket #1103CR001562 issued on 12/30/2011 from South Boston District Court for Unlicensed Operation of a Motor Vehicle, No Inspection Sticker, and Obstructed Window. The suspect also processed on the warrant. The Boston Police Warrant Unit to be notified of this arrest.

Due to the matter of false name, Officer Beliveau spoke with Sergeant Detective Gallagher assigned to Immigration and Customs Enforcement who informed officers to seize the suspect's ID Card and Passport to verify his identity.

The drugs recovered were logged into Drug Control Log Book 82 page 179. The suspect's silver Iphone was seized as evidence along with the passport and ID card which were logged into Property Log Book 09-18 page 70. The Boston Police Seized Money form completed and submitted.

The suspect was issued Massachusetts Uniform Citation #R8175520 for Operating Without a License.



# **EXHIBIT H**

10/19/2024 Waltham Police Department Arrest Log.



2 record(s)

Booking #: TWAT202401203, Date of Booking: 10/19/2024 23:34:17, ARRESTEE: GREGORIO **CABRERA**, ESVIN - 42HAVERFORD ST BOSTON AGE: 36

Type	Charge	Counts
ARREST CHARGE	WARRANT ARREST	
WARRANT CHARGE	COCAINE, TRAFFICKING IN c94C S	1
WARRANT CHARGE	ASSAULT W/DANGEROUS WEAPON c26	1
WARRANT CHARGE	MARKED LANES VIOLATION c89 S4A	1
WARRANT CHARGE	UNLICENSED OPERATION OF MV c90	1
WARRANT CHARGE	COCAINE, DISTRIBUTE c94C S32A	1
WARRANT CHARGE	FALSE ID INFO, ARREST FURNI TO	1
WARRANT CHARGE	UNLICENSED OPERATION OF MV c90	1
WARRANT CHARGE	STOP FOR POLICE, FAIL c90 S25	1
WARRANT CHARGE	UNLICENSED OPERATION OF MV c90	1

10 record(s)

Booking #: TWAT202401205, Date of Booking: 10/20/2024 19:23:01, ARRESTEE: CANTARERO, DANIEL - HOMELESS WALTHAM AGE: 50

Type	Charge	Counts
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