

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: DELAWARE

Magisterial District Number: 32-2-48

MDJ: Hon. Walter Strohl
Address: 27 S. Pennell Road
Lima, PA 19037

Telephone: (610)565-4110

POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT:

JOSE

First Name

(NAME and ADDRESS):

A

Middle Name

VARELA-MATA

Last Name

Gen.

7154 KINDRED STREET
PHILADELPHIA, PA 19149

NCIC Extradition Code Type

- ☒ 1-Felony Full ☐ 5-Felony Pending Extradition ☐ C-Misdemeanor Surrounding States ☐ Distance: _____
- ☐ 2-Felony Limited ☐ 6-Felony Pending Extradition Determ. ☐ D-Misdemeanor No Extradition
- ☐ 3-Felony Surrounding States ☐ A-Misdemeanor Full ☐ E-Misdemeanor Pending Extradition
- ☐ 4-Felony No Extradition ☐ B-Misdemeanor Limited ☐ F-Misdemeanor Pending Extradition Determ.

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-170-20	Date Filed 08/28/2020	OTN/LiveScan Number 49080411	Complaint/Incident Number 47-11	SID	Request Lab Services? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 11/07/1984	Place of Birth	Add'l DOB / /	Co-Defendant(s) <input checked="" type="checkbox"/>	Gen.
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	First Name AKA	Middle Name	Last Name	Gen.	
ETHNICITY <input checked="" type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown					
Hair Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry) <input type="checkbox"/> BLU (Blue) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> XXX (Unk./field)					
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)					
Driver License State PA	License Number 33595025	Expires / /	Weight 200 lbs.		
Defendant Fingerprinted <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	FBI Number	Height 5 Ft. 9 in.			
Fingerprint Classification	MNU Number				
DNA <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location	Defendant a Veteran? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
DEFENDANT VEHICLE INFORMATION					
Plate Number	State	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY)	Commercial Veh. <input type="checkbox"/>	School Veh. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color
					Reg. same as Def. <input type="checkbox"/>

Office of the attorney for the Commonwealth ☒ Approved ☐ Disapproved because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

SDAG MEGAN MADAFFARI

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

8/24/2020

(Date)

I, **ANGELO BARONE**

(Name of the Affiant)

#580

(PSP/MPD/ETC -Assigned Affiant ID Number & Badge #)

of **Pennsylvania Office of Attorney General**

(Identify Department or Agency Represented and Political Subdivision)

PA0222400

(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. ☒ I accuse the above named defendant who lives at the address set forth above
☐ I accuse the defendant whose name is unknown to me but who is described as _____

☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [_____] (Subdivision Code) [_____] (Place/Political Subdivision)

in DELAWARE County

[23]

(County Code)

on or about **AUGUST 1, 2019 TO NOVEMBER 30, 2019**



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The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 - 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____			
<input type="checkbox"/> 1	911	B3	of the	18 PA C.S.A.	1	F1	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code
							UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
Statute Description (include the name of statute or ordinance): CORRUPT ORGANIZATIONS							
Acts of the accused associated with this Offense: In that the Defendant, being an owner and/or associated with an enterprise that operated within Bucks, Delaware, Montgomery, and Philadelphia Counties, did conduct and participate directly or indirectly in the conduct of such enterprise's affairs through a pattern of racketeering activity; to wit: during the periods set forth herein, Defendant was associated with an enterprise that was intentionally stealing diesel fuel from multiple Wawa's through the crime of identity theft and then off loading the diesel fuel at multiple locations in Pennsylvania and New Jersey.							

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____			
<input type="checkbox"/> 2	911	B4	of the	18 PA C.S.A.	1	F1	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code
							UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
Statute Description (include the name of statute or ordinance): CORRUPT ORGANIZATIONS							
Acts of the accused associated with this Offense: In that the Defendant, within Bucks, Delaware, Montgomery, and Philadelphia Counties conspired to violate the provisions of Section 911 (b)(3) of the Crimes Code pertaining to Corrupt Organizations; to wit: during the periods set forth herein, the Defendant, with the intent of promoting or facilitating the commission of the crime of Corrupt Organizations, did conspire with individuals that were intentionally stealing diesel fuel from multiple Wawa's through the crime of identity theft and then off loading the diesel fuel at multiple locations in Pennsylvania and New Jersey.							

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____			
<input type="checkbox"/> 3	4120	A	of the	18 PA C.S.A.	44	F3	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code
							UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
Statute Description (include the name of statute or ordinance): IDENTITY THEFT							
Acts of the accused associated with this Offense: In that the Defendant, did commit Identity Theft of another person by possessing and utilizing fraudulent credit cards and using an access device card that contained identifying information of the identity theft victim.							



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Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 4	3925	A	of the	18 PA C.S.A.	1	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **RECEIVING STOLEN PROPERTY**

Acts of the accused associated with this Offense: In that the Defendant committed the crime of Receiving Stolen Property in that he intentionally received and retained diesel fuel from Wawa, knowing that it had been stolen or believing that it had probably been stolen.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 5	3922	A	of the	18 PA C.S.A.	1	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **THEFT BY UNLAWFUL TAKING OR DISPOSITION**

Acts of the accused associated with this Offense: In that the Defendant committed Theft by Unlawful Taking by unlawfully taking movable property (diesel fuel) of another with the intent to deprive Wawa of diesel fuel.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 6	4106	A11	of the	18 PA C.S.A.	1	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **ACCESS DEVICE FRAUD**

Acts of the accused associated with this Offense: In that the Defendant committed Access Device Fraud, by possessing an access device knowing that it is counterfeit and belongs to another person who has not authorized it's possession.



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2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered 1 through 10.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

SA Angelo Barone

8/28/2020

(Date)

SA

(Signature of Affiant)

AND NOW, on this date

8/22/20

I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

30-2-4K
(Magisterial District Court Number)

[Signature]
(Issuing Authority)



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AFFIDAVIT of PROBABLE CAUSE

Your Affiant Angelo Barone, of the Pennsylvania Office of Attorney General (OAG), being duly sworn to law, depose and say:

AFFIANT BACKGROUND

Your Affiant, Angelo Barone #580, sworn Special Agent with the Pennsylvania Office of Attorney General (PAOAG), Bureau of Criminal Investigations, Organized Crime Section, located at 1000 Madison Avenue, Suite 310, Norristown, Pennsylvania 19403. Your Affiant has over twenty three (23) years of law enforcement experience. Prior to your Affiant's employment with the PAOAG, your Affiant was previously employed as a Detective 2nd Grade with the New York City Police Department (NYPD) for approximately twenty (20) years. During your Affiant's employment with the NYPD, your Affiant has conducted and/or assisted in numerous investigations, including, but not limited to corrupt organizations, theft, and fraud. Your Affiant has received training in electronic surveillance by the NYPD. Your Affiant also has received training in electronic surveillance by the Pennsylvania State Police. This training resulted in the issuance of a class "A" certification, authorizing your Affiant to conduct criminal investigations using various wiretapping equipment, as authorized by Chapter 57 of the Pennsylvania Crimes Code. Your Affiant was certified to employ such techniques while conducting criminal investigations, maintaining "A" certification number A-5870. Your Affiant has experience in wiretap investigations as Affiant and surveillance. Your Affiant has prepared affidavits of probable cause that supported wiretap applications as well as wiretap progress reports. Your Affiant has been involved in the interpretation and transcription of intercepted telephone calls in wiretap investigations. Your Affiant has listened to, and interpreted, the contents of intercepted telephone conversations related to receiving stolen property and other crimes.

SYNOPSIS OF INVESTIGATION

Wawa is a chain of convenience stores and gas stations headquartered at 260 W Baltimore Pike Media, PA 19063. Wawa investigators Louis Mola and David Farrell provided the PAOAG with information involving fraudulent credit card activity from August 1, 2019 through November 30, 2019 at Wawa gas pumps in Bucks, Delaware, Montgomery, and Philadelphia counties. Wawa investigators have observed, through video surveillance, multiple individuals utilizing multiple trucks and targeting numerous Wawa's to purchase diesel gas using fraudulent credit cards. Specifically, Wawa investigators identified two vehicles associated with the above activity, a white Dodge Ram and a red Ford F150. PAOAG agents conducted surveillance on the targeted locations and were able to positively identify the two vehicles most commonly associated in the fraudulent credit card scheme. A white Dodge Ram with New Jersey registration V10GZK (registered to Pena, Paolo, C, 675 Thompson Avenue, Bound Brook, NJ 08805) and a red Ford F150 with New Jersey registration V62LPC (registered to Urena-Zeledon, Juan, E, 3449 Buckingham Lane, Pennsauken, NJ 08109).



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PROBABLE CAUSE

Through physical surveillance performed by the PAOAG agents it was observed that Jose Mata (Mata) is the sole operator of the red Ford F150 with New Jersey registration V62LPC (hereinafter red Ford F150) and that Juan Urena (Urena) is the sole operator of the white Dodge Ram with New Jersey registration V10GZK (hereinafter white Dodge Ram).

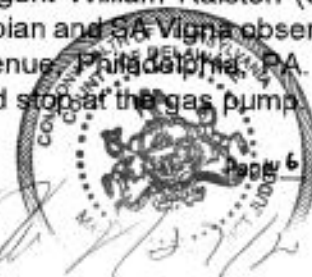
On Tuesday, October 22, 2019 at approximately 7:15 am, your Affiant observed the white Dodge Ram exit the Dunkin Donuts drive thru and enter and park in the parking lot of Boston Market located at 7240 Torresdale Avenue, Philadelphia, PA. At approximately 7:18 am, your Affiant observed the red Ford F150 park next to the white Dodge Ram. A minute later, your Affiant observed Mata exit the red Ford F150 and enter the passenger door of the white Dodge Ram. At approximately 7:20 am, your Affiant observed Mata exit the white Dodge Ram and enter the red Ford F150 at which time both vehicles exited the parking lot.

On Tuesday, October 22, 2019 at approximately 7:30 am, Special Agent Justin Clarke (SA Clarke) and Special Agent Gabriel Fabian (SA Fabian) observed the white Dodge Ram enter the Wawa gas station located at 7001 Roosevelt Blvd, Philadelphia, PA. At approximately 7:32 am, SA Clarke observed the white Dodge Ram pull up to and stop at the gas pump. SA Clarke further observed Urena exit the white Dodge Ram and put the gas pump in the gas tank in the bed of the white Dodge Ram and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Urena successfully pump the gas into the gas tank in the bed of the white Dodge Ram. Upon completion Urena removed gas pump from the gas tank, entered the white Dodge Ram and exited the Wawa gas station.

On Tuesday, October 22, 2019 at approximately 7:55 am, SA Fabian and SA Clarke observed the white Dodge Ram park in the rear parking lot of a diesel truck yard located at 6801 New State Street, Philadelphia, PA. At approximately 8:00 am, SA Clarke observed Urena, on top of a silver tanker truck, unloading gas using a black hose attached to the tank in the bed of the white Dodge Ram and placed into the silver tanker truck. At approximately 8:15 am, your Affiant observed Urena taking the black hose out of the silver tanker truck and unlatching it from the gas tank on the bed of the white Dodge Ram and then placing the black hose in the bed of the white Dodge Ram. Approximately a few minutes later, your Affiant observed Urena enter the white Dodge Ram and exit the truck yard.

On Tuesday, October 22, 2019 at approximately 11:30 am, your Affiant observed the red Ford F150 park in the rear parking lot of the diesel truck yard located at 6801 New State Street, Philadelphia, PA. At approximately 11:50 am, SA Clarke observed Mata unload gas from the tank in the bed of the red Ford F150 into a silver tanker truck. Approximately a few minutes later, SA Clarke observed Mata enter the red Ford F150 and exit the truck yard.

On Tuesday, October 29, 2019 at approximately 8:30 am, SA Fabian observed Mata enter the red Ford F150 and leave his residence located at 7154 Kindred Street, Philadelphia, PA at which point SA Fabian, Special Agent Chad Vigna (SA Vigna) and Supervising Special Agent William Ralston (SSA Ralston) began to follow the red Ford F150. At approximately 8:50 am, SA Fabian and SA Vigna observed the red Ford F150 enter the Wawa gas station located at 2600 Grant Avenue, Philadelphia, PA. At approximately 8:51 am, SA Fabian observed the red Ford F150 pull up to and stop at the gas pump. SA





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Fabian further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the red Ford F150 and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Fabian observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 9:17 am, SA Clarke observed the red Ford F150 enter the Wawa gas station located at 2250 Lincoln Highway, Trevose, PA 19053. At approximately 9:20 am, SA Clarke observed the red Ford F150 pull up to and stop at the gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the red Ford F150 and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 9:50 am, SA Fabian, SA Vigna and SA Clarke observed the red Ford F150 enter a diesel truck yard located at 35 Industrial Drive, Hamilton Township, NJ. At approximately 9:55 am, SA Clark observed the red Ford F150 parked in the rear of 35 Industrial Drive, and unloading gas from the gas tank in the bed of the red Ford F150 into a bladder inside the back of a white box truck with the letters A/C written on the side of box truck. SA Fabian, who was on foot, further observed Mata unloading the gas from the gas tank in the bed of the red Ford F150 into a bladder inside the back of a white box truck. Approximately a few minutes later, your Affiant along with SA Fabian, SA Vigna and SA Clarke observed Mata enter the red Ford F150 and exit the truck yard.

On Tuesday, October 29, 2019 at approximately 10:48 am, your Affiant observed the red Ford F150 enter the Wawa gas station located at 12301 Academy Road, Philadelphia, PA 19154. At approximately 10:50 am, your Affiant observed the red Ford F150 pull up to and stop at gas pump. Your Affiant further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, your Affiant observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 11:10 am, SA Fabian and SA Vigna observed the red Ford F150 enter the Wawa gas station located at 3620 Street Road, Bensalem, PA 19020. At approximately 11:12 am, SA Fabian and SA Vigna observed the red Ford F150 pull up to and stop at gas pump. SA Fabian further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Fabian observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 1:35 pm, your Affiant observed the red Ford F150 park in front of Urena's residence located at 3210 Cottman Avenue, Philadelphia, PA. Your Affiant observed the white Dodge Ram parked outside of the residence. Your Affiant further observed Mata exit the red Ford F150 and go up to front door and ring the doorbell of Urena's residence. A short time later,

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your Affiant observed Mata using his cell phone at the front door of Urena's residence. Your Affiant did not observe Mata enter the residence at this time. Immediately after the call, the lights of the white Dodge Ram flashed on and off, as if being remotely unlocked. Your Affiant further observed Mata open the passenger side door of the white Dodge Ram, go into the vehicle for a short time, exit, close the passenger side door of the white Dodge Ram, place something in his pocket, enter the red Ford F150, and leave the location.

On Tuesday, October 29, 2019 at approximately 2:00 pm, your Affiant observed the red Ford F150 enter the Wawa gas station located at 9377 Krewstown Road, Philadelphia, PA 19115. At approximately 2:01 pm, your Affiant observed the red Ford F150 pull up to and stop at the gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 2:27 pm, your Affiant observed the red Ford F150 enter the Wawa gas station located at 7912 East Roosevelt Boulevard, Philadelphia, PA 19152. At approximately 2:28 pm, SA Clarke and SA Vigna observed the red Ford F150 pull up to and stop at gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

Through the Wawa investigators, your Affiant was able to obtain the full credit card numbers as well as the banks that issued the cards used to commit the fraudulent transactions by both Mata and Urena. Wawa investigators informed your Affiant that while there are many transactions involving various providers the first four to six numbers of the credit card number which are called the Bank Identification Number (BIN) links the credit card numbers to specific banks. Your Affiant executed multiple search warrants at the banks of the credit cards that were used in this fraudulent scheme. Chase bank and TD bank responded to these search warrants with names, addresses, and other contact information of the account holders who were victimized by this credit card scheme. Wawa investigators also provided video surveillance for the times both Mata and Urena were committing the fraudulent transactions at the various Wawa's. Your Affiant was able to review the surveillance video and can positively identify and confirm that both Mata and Urena are the individuals committing the fraudulent transactions on the video. Your Affiant has confirmed that the fraudulent credit cards used by Mata and Urena to purchase diesel fuel from various Wawa locations in Bucks, Delaware, Montgomery, and Philadelphia Counties were used to purchase over 7,000 gallons of fuel valued in excess of \$20,000.00.

On Tuesday, March 3, 2020 at approximately 2:00 pm, your Affiant along with SA Walton interviewed four (4) Chase Bank victims whose credit card information was fraudulently used by Jose Mata and Juan Urena at numerous Wawa gas stations.





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- Victim # 1 VL, whose card was used on 10/12/2019 stated that he never authorized the transaction and as soon as he saw it on his bill he shutdown card immediately.
- Victim # 2 PP, whose card was used on 10/7/2019 stated that he never authorized the transaction and as soon as he saw it on his bill he shutdown card immediately.
- Victim # 3 DL, whose card was used on 10/24/2019 stated that Chase had contacted him about the suspected charge and he told them that he never authorized that transaction and Chase shutdown card immediately.
- Victim # 4 LB, whose card was used on 10/25/2019 stated that she didn't realize for at least a week and when she saw her bill she noticed this transaction as well as six other fraudulent transactions. She contacted Chase told them she never authorized the transactions and Chase shutdown card immediately.

On Friday, June 12, 2020 at approximately 9:30 am, your Affiant along with SA Venango and SA Trevisan interviewed four (4) TD Bank victims whose credit card information was fraudulently used by Jose Mata and Juan Urena at numerous Wawa gas stations.

- Victim # 1 CB, whose card was used multiple times starting on 10/5/2019 through 10/7/2019 stated that he never authorized the transaction and at the time of the transactions he was in Tennessee. CB stated as soon as he saw it on his bill he contacted TD Bank and card was shut down immediately.
- Victim # 2 SD, whose card was used on 10/3/2019, 10/4/2019 and 10/13/2019 stated that she never authorized the transaction and soon after the transactions she was notified by TD Bank and her card was shut down immediately.
- Victim # 3 WI, whose card was used on 9/25/2019 stated that his wife had contacted him about the suspected charge and that he was at home at the time the charges were made. WI stated that he never authorized the charges and they contacted TD Bank and the card was shut down immediately.
- Victim # 4 KS, whose card was used on 9/22/2019 and 9/23/2019 stated that she didn't realize that there were any fraudulent transactions and when we made her aware that there were she immediately check her bill and she noticed these transactions as well as several others. She stated that she never authorized the transactions and she will immediately contact TD Bank.



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CONCLUSION

Your Affiant respectfully requests based upon the above referenced facts and circumstances that an arrest warrant be issued for Jose Valera-Mata, charging him with Corrupt Organizations, 18 Pa.C.S.A. § 911; Identity Theft, 18 Pa.C.S.A. § 4120; Theft by Unlawful Taking or Disposition, 18 Pa.C.S.A. § 3922; Receiving Stolen Property 18 Pa. C.S.A. § 3925; and Access Device Fraud, 18 Pa.C.S.A. § 4106.

I, ANGELO BARONE, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SA

(Signature of Affiant)

Sworn to me and subscribed before me this 22 day of

Date

, Magisterial District Judge

My commission expires first Monday of January, 2026



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: DELAWARE

Magisterial District Number: 32-2-48

MDJ: Hon. Walter Strohl

Address: 27 S. Pennell Road
Lima, PA 19037

Telephone: (610)565-4110



DEFENDANT:

JUAN

First Name

POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

(NAME and ADDRESS):

E

Middle Name

ZELEDON-URENA

Last Name

Gen.

3210 COTTMAN AVENUE
PHILADELPHIA, PA 19149

NCIC Extradition Code Type

- ☒ 1-Felony Full ☐ 5-Felony Pending Extradition ☐ C-Misdemeanor Surrounding States ☐ Distance: _____
- ☐ 2-Felony Limited ☐ 6-Felony Pending Extradition Determ. ☐ D-Misdemeanor No Extradition
- ☐ 3-Felony Surrounding States ☐ A-Misdemeanor Full ☐ E-Misdemeanor Pending Extradition
- ☐ 4-Felony No Extradition ☐ B-Misdemeanor Limited ☐ F-Misdemeanor Pending Extradition Determ.

DEFENDANT IDENTIFICATION INFORMATION

Docket Number: 08-171-20 Date Filed: 08/29/2020 OTN/Live Scan Number: 4908063-2 Complaint/Incident Number: 47-11 DID: Request Lab Services? ☐ YES ☒ NO

GENDER: ☒ Male ☐ Female DOB: 01/12/1978 Place of Birth: Add'l DOB: / / Co-Defendant(s): ☒ Gen.

RACE: ☒ White ☐ Asian ☐ Black ☐ Native American ☐ Unknown

ETHNICITY: ☒ Hispanic ☐ Non-Hispanic ☐ Unknown

Hair Color: ☒ BLK (Black) ☐ BLN (Blonde / Strawberry) ☐ BLU (Blue) ☐ BRO (Brown) ☒ GRY (Gray) ☐ GRN (Green) ☐ XXX (Unk./Bald)

Eye Color: ☐ BLK (Black) ☐ BLU (Blue) ☒ BRO (Brown) ☐ GRN (Green) ☐ GRY (Gray) ☐ XXX (Unknown)

Driver License: State NJ License Number: U73374156501782 Expires: 01/12/2023 Weight: 220 lbs.

Defendant Fingerprinted: ☐ YES ☒ NO FBI Number: Height: 5 ft. 8 in.

Fingerprint Classification: MNU Number: DNA: ☐ YES ☒ NO DNA Location: Defendant a Veteran? ☐ YES ☒ NO

Plate Number: State: Hazmat: ☐ Registration Sticker: (MM/YY) Commercial Veh.: ☐ School Veh.: ☐ Oth. NCIC Veh. Code: Reg. same as Def.: ☐

Office of the attorney for the Commonwealth ☒ Approved ☐ Disapproved because:

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

SDAG MEGAN MADAFFARI

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

8/24/2020

(Date)

I, ANGELO BARONE

(Name of the Affiant)

#580

(PSP/MP/OTC -Assigned Affiant ID Number & Badge #)

of Pennsylvania Office of Attorney General

(Identify Department or Agency Represented and Political Subdivision)

PA022400

(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. ☒ I accuse the above named defendant who lives at the address set forth above
☐ I accuse the defendant whose name is unknown to me but who is described as _____

☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at []

(Subdivision Code) (Place-Political Subdivision)

in DELAWARE County

[23]

(County Code)

on or about AUGUST 1, 2019 TO NOVEMBER 30, 2019



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed:	OTN/LiveScan Number	Complaint/Incident Number
	/ /		47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older
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<input type="checkbox"/> 1	911	B3	of the	18 PA C.S.A	1	F1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CORRUPT ORGANIZATIONS**

Acts of the accused associated with this Offense: In that the Defendant, being an owner and/or associated with an enterprise that operated within Bucks, Delaware, Montgomery, and Philadelphia Counties, did conduct and participate directly or indirectly in the conduct of such enterprise's affairs through a pattern of racketeering activity; to wit: during the periods set forth herein, Defendant was associated with an enterprise that was intentionally stealing diesel fuel from multiple Wawa's through the crime of identity theft and then off loading the diesel fuel at multiple locations in Pennsylvania and New Jersey.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older
------------------	--	---	---	-----------------------------------

<input type="checkbox"/> 2	911	B4	of the	18 PA C.S.A	1	F1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CORRUPT ORGANIZATIONS**

Acts of the accused associated with this Offense: In that the Defendant, within Bucks, Delaware, Montgomery, and Philadelphia Counties conspired to violate the provisions of Section 911 (b)(3) of the Crimes Code pertaining to Corrupt Organizations; to wit: during the periods set forth herein, the Defendant, with the intent of promoting or facilitating the commission of the crime of Corrupt Organizations, did conspire with individuals that were intentionally stealing diesel fuel from multiple Wawa's through the crime of identity theft and then off loading the diesel fuel at multiple locations in Pennsylvania and New Jersey.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older
------------------	--	---	---	-----------------------------------

<input type="checkbox"/> 3	4120	A	of the	18 PA C.S.A.	44	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **IDENTITY THEFT**

Acts of the accused associated with this Offense: In that the Defendant, did commit Identity Theft of another person by possessing and utilizing fraudulent credit cards and using an access device card that contained identifying information of the identity theft victim.



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	4	3925	A	of the	18 PA C.S.A.	1	F3		
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PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **RECEIVING STOLEN PROPERTY**

Acts of the accused associated with this Offense: In that the Defendant committed the crime of Receiving Stolen Property in that he intentionally received and retained diesel fuel from Wawa, knowing that it had been stolen or believing that it had probably been stolen.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	5	3922	A	of the	18 PA C.S.A.	1	F3		
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PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	--	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance): **THEFT BY UNLAWFUL TAKING OR DISPOSITION**

Acts of the accused associated with this Offense: In that the Defendant committed Theft by Unlawful Taking by unlawfully taking movable property (diesel fuel) of another with the intent to deprive Wawa of diesel fuel.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	6	4106	A1i	of the	18 PA C.S.A.	1	F3		
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PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	--	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance): **ACCESS DEVICE FRAUD**

Acts of the accused associated with this Offense: In that the Defendant committed Access Device Fraud, by possessing an access device knowing that it is counterfeit and belongs to another person who has not authorized it's possession.



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered 1 through 10.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

SA Angelo Barone

8/28/2020

(Date)

SA [Signature]
(Signature of Affiant)

AND NOW, on this date 8/27/20 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

32248
(Magisterial District Court Number)

[Signature]
(Issuing Authority)



**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

AFFIDAVIT of PROBABLE CAUSE

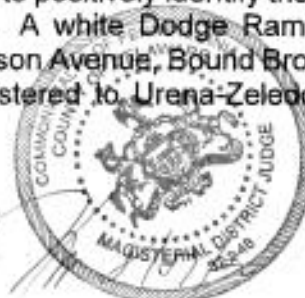
Your Affiant Angelo Barone, of the Pennsylvania Office of Attorney General (OAG), being duly sworn to law, depose and say:

AFFIANT BACKGROUND

Your Affiant, Angelo Barone #580, sworn Special Agent with the Pennsylvania Office of Attorney General (PAOAG), Bureau of Criminal Investigations, Organized Crime Section, located at 1000 Madison Avenue, Suite 310, Norristown, Pennsylvania 19403. Your Affiant has over twenty three (23) years of law enforcement experience. Prior to your Affiant's employment with the PAOAG, your Affiant was previously employed as a Detective 2nd Grade with the New York City Police Department (NYPD) for approximately twenty (20) years. During your Affiant's employment with the NYPD, your Affiant has conducted and/or assisted in numerous investigations, including, but not limited to corrupt organizations, theft, and fraud. Your Affiant has received training in electronic surveillance by the NYPD. Your Affiant also has received training in electronic surveillance by the Pennsylvania State Police. This training resulted in the issuance of a class "A" certification, authorizing your Affiant to conduct criminal investigations using various wiretapping equipment, as authorized by Chapter 57 of the Pennsylvania Crimes Code. Your Affiant was certified to employ such techniques while conducting criminal investigations, maintaining "A" certification number A-5870. Your Affiant has experience in wiretap investigations as Affiant and surveillance. Your Affiant has prepared affidavits of probable cause that supported wiretap applications as well as wiretap progress reports. Your Affiant has been involved in the interpretation and transcription of intercepted telephone calls in wiretap investigations. Your Affiant has listened to, and interpreted, the contents of intercepted telephone conversations related to receiving stolen property and other crimes.

SYNOPSIS OF INVESTIGATION

Wawa is a chain of convenience stores and gas stations headquartered at 260 W Baltimore Pike Media, PA 19063. Wawa investigators Louis Mola and David Farrell provided the PAOAG with information involving fraudulent credit card activity from August 1, 2019 through November 30, 2019 at Wawa gas pumps in Bucks, Delaware, Montgomery, and Philadelphia counties. Wawa investigators have observed, through video surveillance, multiple individuals utilizing multiple trucks and targeting numerous Wawa's to purchase diesel gas using fraudulent credit cards. Specifically, Wawa investigators identified two vehicles associated with the above activity, a white Dodge Ram and a red Ford F150. PAOAG agents conducted surveillance on the targeted locations and were able to positively identify the two vehicles most commonly associated in the fraudulent credit card scheme. A white Dodge Ram with New Jersey registration V10GZK (registered to Pena, Paolo, C, 675 Thompson Avenue, Bound Brook, NJ 08805) and a red Ford F150 with New Jersey registration V62LPC (registered to Urena-Zeledon, Juan, E, 3449 Buckingham Lane, Pennsauken, NJ 08109).



**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
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PROBABLE CAUSE

Through physical surveillance performed by the PAOAG agents it was observed that Jose Mata (Mata) is the sole operator of the red Ford F150 with New Jersey registration V62LPC (hereinafter red Ford F150) and that Juan Urena (Urena) is the sole operator of the white Dodge Ram with New Jersey registration V10GZK (hereinafter white Dodge Ram).

On Tuesday, October 22, 2019 at approximately 7:15 am, your Affiant observed the white Dodge Ram exit the Dunkin Donuts drive thru and enter and park in the parking lot of Boston Market located at 7240 Torresdale Avenue, Philadelphia, PA. At approximately 7:18 am, your Affiant observed the red Ford F150 park next to the white Dodge Ram. A minute later, your Affiant observed Mata exit the red Ford F150 and enter the passenger door of the white Dodge Ram. At approximately 7:20 am, your Affiant observed Mata exit the white Dodge Ram and enter the red Ford F150 at which time both vehicles exited the parking lot.

On Tuesday, October 22, 2019 at approximately 7:30 am, Special Agent Justin Clarke (SA Clarke) and Special Agent Gabriel Fabian (SA Fabian) observed the white Dodge Ram enter the Wawa gas station located at 7001 Roosevelt Blvd, Philadelphia, PA. At approximately 7:32 am, SA Clarke observed the white Dodge Ram pull up to and stop at the gas pump. SA Clarke further observed Urena exit the white Dodge Ram and put the gas pump in the gas tank in the bed of the white Dodge Ram and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Urena successfully pump the gas into the gas tank in the bed of the white Dodge Ram. Upon completion Urena removed gas pump from the gas tank, entered the white Dodge Ram and exited the Wawa gas station.

On Tuesday, October 22, 2019 at approximately 7:55 am, SA Fabian and SA Clarke observed the white Dodge Ram park in the rear parking lot of a diesel truck yard located at 6801 New State Street, Philadelphia, PA. At approximately 8:00 am, SA Clarke observed Urena, on top of a silver tanker truck, unloading gas using a black hose attached to the tank in the bed of the white Dodge Ram and placed into the silver tanker truck. At approximately 8:15 am, your Affiant observed Urena taking the black hose out of the silver tanker truck and unlatching it from the gas tank on the bed of the white Dodge Ram and then placing the black hose in the bed of the white Dodge Ram. Approximately a few minutes later, your Affiant observed Urena enter the white Dodge Ram and exit the truck yard.

On Tuesday, October 22, 2019 at approximately 11:30 am, your Affiant observed the red Ford F150 park in the rear parking lot of the diesel truck yard located at 6801 New State Street, Philadelphia, PA. At approximately 11:50 am, SA Clarke observed Mata unload gas from the tank in the bed of the red Ford F150 into a silver tanker truck. Approximately a few minutes later, SA Clarke observed Mata enter the red Ford F150 and exit the truck yard.

On Tuesday, October 29, 2019 at approximately 8:30 am, SA Fabian observed Mata enter the red Ford F150 and leave his residence located at 7154 Kindred Street, Philadelphia, PA at which point SA Fabian, Special Agent Chad Vigna (SA Vigna) and Supervising Special Agent William Ralston (SSA Ralston) began to follow the red Ford F150. At approximately 8:50 am, SA Fabian and SA Vigna observed the red Ford F150 enter the Wawa gas station located at 2600 Grant Avenue, Philadelphia, PA. At





POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

approximately 8:51 am, SA Fabian observed the red Ford F150 pull up to and stop at the gas pump. SA Fabian further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the red Ford F150 and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Fabian observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 9:17 am, SA Clarke observed the red Ford F150 enter the Wawa gas station located at 2250 Lincoln Highway, Trevose, PA 19053. At approximately 9:20 am, SA Clarke observed the red Ford F150 pull up to and stop at the gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the red Ford F150 and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 9:50 am, SA Fabian, SA Vigna and SA Clarke observed the red Ford F150 enter a diesel truck yard located at 35 Industrial Drive, Hamilton Township, NJ. At approximately 9:55 am, SA Clark observed the red Ford F150 parked in the rear of 35 Industrial Drive, and unloading gas from the gas tank in the bed of the red Ford F150 into a bladder inside the back of a white box truck with the letters A/C written on the side of box truck. SA Fabian, who was on foot, further observed Mata unloading the gas from the gas tank in the bed of the red Ford F150 into a bladder inside the back of a white box truck. Approximately a few minutes later, your Affiant along with SA Fabian, SA Vigna and SA Clarke observed Mata enter the red Ford F150 and exit the truck yard.

On Tuesday, October 29, 2019 at approximately 10:48 am, your Affiant observed the red Ford F150 enter the Wawa gas station located at 12301 Academy Road, Philadelphia, PA 19154. At approximately 10:50 am, your Affiant observed the red Ford F150 pull up to and stop at gas pump. Your Affiant further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, your Affiant observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 11:10 am, SA Fabian and SA Vigna observed the red Ford F150 enter the Wawa gas station located at 3620 Street Road, Bensalem, PA 19020. At approximately 11:12 am, SA Fabian and SA Vigna observed the red Ford F150 pull up to and stop at gas pump. SA Fabian further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Fabian observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 1:35 pm, your Affiant observed the red Ford F150 park in front of Urena's residence located at 3210 Cottman Avenue, Philadelphia, PA. Your Affiant observed the white Dodge Ram parked outside of the residence. Your Affiant further observed Mata exit



**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

the red Ford F150 and go up to front door and ring the doorbell of Urena's residence. A short time later, your Affiant observed Mata using his cell phone at the front door of Urena's residence. Your Affiant did not observe Mata enter the residence at this time. Immediately after the call, the lights of the white Dodge Ram flashed on and off, as if being remotely unlocked. Your Affiant further observed Mata open the passenger side door of the white Dodge Ram, go into the vehicle for a short time, exit, close the passenger side door of the white Dodge Ram, place something in his pocket, enter the red Ford F150, and leave the location.

On Tuesday, October 29, 2019 at approximately 2:00 pm, your Affiant observed the red Ford F150 enter the Wawa gas station located at 9377 Krewstown Road, Philadelphia, PA 19115. At approximately 2:01 pm, your Affiant observed the red Ford F150 pull up to and stop at the gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 2:27 pm, your Affiant observed the red Ford F150 enter the Wawa gas station located at 7912 East Roosevelt Boulevard, Philadelphia, PA 19152. At approximately 2:28 pm, SA Clarke and SA Vigna observed the red Ford F150 pull up to and stop at gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

Through the Wawa investigators, your Affiant was able to obtain the full credit card numbers as well as the banks that issued the cards used to commit the fraudulent transactions by both Mata and Urena. Wawa investigators informed your Affiant that while there are many transactions involving various providers the first four to six numbers of the credit card number which are called the Bank Identification Number (BIN) links the credit card numbers to specific banks. Your Affiant executed multiple search warrants at the banks of the credit cards that were used in this fraudulent scheme. Chase bank and TD bank responded to these search warrants with names, addresses, and other contact information of the account holders who were victimized by this credit card scheme. Wawa investigators also provided video surveillance for the times both Mata and Urena were committing the fraudulent transactions at the various Wawa's. Your Affiant was able to review the surveillance video and can positively identify and confirm that both Mata and Urena are the individuals committing the fraudulent transactions on the video. Your Affiant has confirmed that the fraudulent credit cards used by Mata and Urena to purchase diesel fuel from various Wawa locations in Bucks, Delaware, Montgomery, and Philadelphia Counties were used to purchase over 7,000 gallons of fuel valued in excess of \$20,000.00.

On Tuesday, March 3, 2020 at approximately 2:00 pm, your Affiant along with SA Walton interviewed four (4) Chase Bank victims whose credit card information was fraudulently used by Jose Mata and Juan Urena at numerous Wawa gas stations.



**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

- Victim # 1 VL, whose card was used on 10/12/2019 stated that he never authorized the transaction and as soon as he saw it on his bill he shutdown card immediately.
- Victim # 2 PP, whose card was used on 10/7/2019 stated that he never authorized the transaction and as soon as he saw it on his bill he shutdown card immediately.
- Victim # 3 DL, whose card was used on 10/24/2019 stated that Chase had contacted him about the suspected charge and he told them that he never authorized that transaction and Chase shutdown card immediately.
- Victim # 4 LB, whose card was used on 10/25/2019 stated that she didn't realize for at least a week and when she saw her bill she noticed this transaction as well as six other fraudulent transactions. She contacted Chase told them she never authorized the transactions and Chase shutdown card immediately.

On Friday, June 12, 2020 at approximately 9:30 am, your Affiant along with SA Venango and SA Trevisan interviewed four (4) TD Bank victims whose credit card information was fraudulently used by Jose Mata and Juan Urena at numerous Wawa gas stations.

- Victim # 1 CB, whose card was used multiple times starting on 10/5/2019 through 10/7/2019 stated that he never authorized the transaction and at the time of the transactions he was in Tennessee. CB stated as soon as he saw it on his bill he contacted TD Bank and card was shut down immediately.
- Victim # 2 SD, whose card was used on 10/3/2019, 10/4/2019 and 10/13/2019 stated that she never authorized the transaction and soon after the transactions she was notified by TD Bank and her card was shut down immediately.
- Victim # 3 WI, whose card was used on 9/25/2019 stated that his wife had contacted him about the suspected charge and that he was at home at the time the charges were made. WI stated that he never authorized the charges and they contacted TD Bank and the card was shut down immediately.
- Victim # 4 KS, whose card was used on 9/22/2019 and 9/23/2019 stated that she didn't realize that there were any fraudulent transactions and when we made her aware that there were she immediately check her bill and she noticed these transactions as well as several others. She stated that she never authorized the transactions and she will immediately contact TD Bank.



**POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: JUAN	Middle: E	Last: ZELEDON-URENA

CONCLUSION

Your Affiant respectfully requests based upon the above referenced facts and circumstances that an arrest warrant be issued for Juan Urena, charging him with Corrupt Organizations, 18 Pa.C.S.A. § 911; Identity Theft, 18 Pa.C.S.A. § 4120; Theft by Unlawful Taking or Disposition, 18 Pa.C.S.A. § 3922; Receiving Stolen Property 18 Pa. C.S.A. § 3925; and Access Device Fraud, 18 Pa.C.S.A. § 4106.

I, ANGELO BARONE, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SA

(Signature of Affiant)

Sworn to me and subscribed before me this 27 day of AUGUST

Date

Magisterial District Judge

My commission expires first Monday of January, 26



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: DELAWARE

Magisterial District Number: 32-2-48

MDJ: Hon. Walter Strohl

Address: 27 S. Pennell Road
Lima, PA 19037

Telephone: (610)565-4110

POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT:

(NAME and ADDRESS):

PAULO

C

PENA

First Name

Middle Name

Last Name

Gen.

675 Thompson Avenue
Bound Brook, NJ 08805

NCIC Extradition Code Type

- ☒ 1-Felony Full ☐ 5-Felony Pending Extradition ☐ C-Misdemeanor Surrounding States ☐ Distance: _____
- ☐ 2-Felony Limited ☐ 6-Felony Pending Extradition Determ. ☐ D-Misdemeanor No Extradition
- ☐ 3-Felony Surrounding States ☐ A-Misdemeanor Full ☐ E-Misdemeanor Pending Extradition
- ☐ 4-Felony No Extradition ☐ B-Misdemeanor Limited ☐ F-Misdemeanor Pending Extradition Determ.

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-172-20 Date Filed 08/28/2020 OTN/LiveScan Number U908160-1 Complaint/Incident Number 47-11 SID _____ Request Lab Services? ☐ YES ☒ NO

GENDER ☒ Male ☐ Female DOB 11/27/1976 Place of Birth _____ Add'l DOB / / _____ Co-Defendant(s) ☒

First Name _____ Middle Name _____ Last Name _____ Gen. _____

RACE ☒ White ☐ Asian ☐ Black ☐ Native American ☐ Unknown

ETHNICITY ☒ Hispanic ☐ Non-Hispanic ☐ Unknown

Hair Color ☒ BLK (Black) ☐ BLN (Blonde / Strawberry) ☐ BLU (Blue) ☐ BRO (Brown) ☐ GRY (Gray) ☐ GRN (Green) ☐ XXX (Unk/Bald)

Eye Color ☐ BLK (Black) ☐ BLU (Blue) ☒ BRO (Brown) ☐ GRN (Green) ☐ GRY (Gray) ☐ MAR (Maroon) ☐ PNK (Pink) ☐ MUL (Multicolored) ☐ XXX (Unknown)

Driver License State NJ License Number P24926196311762 Expires / / _____ Weight 185 lbs.

Defendant Fingerprinted ☐ YES ☒ NO FBI Number _____ Height 5 Ft. 9 In.

Fingerprint Classification _____ MNU Number _____

DNA ☐ YES ☒ NO DNA Location _____ Defendant a Veteran? ☐ YES ☒ NO

DEFENDANT VEHICLE INFORMATION

Plate Number _____ State _____ Hazmat ☐ Registration Sticker _____ Commercial Veh. ☐ School Veh. ☐ Oth. NCIC Veh. Code _____ Reg. same as Def. ☐

VIN _____ Year _____ Make _____ Model _____ Style _____ Color _____

Office of the attorney for the Commonwealth ☒ Approved ☐ Disapproved because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

SDAG MEGAN MADAFFARI

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

8/24/2020

(Date)

I, ANGELO BARONE

(Name of the Affiant)

#580

(PSP/MP/OTC -Assigned Affiant ID Number & Badge #)

of Pennsylvania Office of Attorney General

(Identify Department or Agency Represented and Political Subdivision)

PA0222400

(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. ☒ I accuse the above named defendant who lives at the address set forth above☐ I accuse the defendant whose name is unknown to me but who is described as _____☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doewith violating the penal laws of the Commonwealth of Pennsylvania at _____
(Subdivision Code) (Place-Political Subdivision)

in DELAWARE County

[23]

(County Code)

on or about AUGUST 1, 2019 TO NOVEMBER 30, 2019



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number 47-11
Defendant Name:	First: PAULO	Middle: C	Last: PENA

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/> 1	911	B3	of the	18 PA C.S.A	1	F1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Courts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): CORRUPT ORGANIZATIONS								
Acts of the accused associated with this Offense: In that the Defendant, being an owner and/or associated with an enterprise that operated within Bucks, Delaware, Montgomery, and Philadelphia Counties, did conduct and participate directly or indirectly in the conduct of such enterprise's affairs through a pattern of racketeering activity; to wit: during the periods set forth herein, Defendant was associated with an enterprise that was intentionally stealing diesel fuel from multiple Wawa's through the crime of identity theft and then off loading the diesel fuel at multiple locations in Pennsylvania and New Jersey.								

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/> 2	911	B4	of the	18 PA C.S.A	1	F1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Courts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): CORRUPT ORGANIZATIONS								
Acts of the accused associated with this Offense: In that the Defendant, within Bucks, Delaware, Montgomery, and Philadelphia Counties conspired to violate the provisions of Section 911 (b)(3) of the Crimes Code pertaining to Corrupt Organizations; to wit: during the periods set forth herein, the Defendant, with the intent of promoting or facilitating the commission of the crime of Corrupt Organizations, did conspire with individuals that were intentionally stealing diesel fuel from multiple Wawa's through the crime of identity theft and then off loading the diesel fuel at multiple locations in Pennsylvania and New Jersey.								

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____				
<input type="checkbox"/> 3	4120	A	of the	18 PA C.S.A	44	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Courts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description (include the name of statute or ordinance): IDENTITY THEFT								
Acts of the accused associated with this Offense: In that the Defendant, did commit Identity Theft of another person by possessing and utilizing fraudulent credit cards and using an access device card that contained identifying information of the identity theft victim.								



POLICE CRIMINAL COMPLAINT

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Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 4	3925	A	of the	18 PA C.S.A.	1	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **RECEIVING STOLEN PROPERTY**

Acts of the accused associated with this Offense: In that the Defendant committed the crime of Receiving Stolen Property in that he intentionally received and retained diesel fuel from Wawa, knowing that it had been stolen or believing that it had probably been stolen.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 5	3922	A	of the	18 PA C.S.A.	1	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **THEFT BY UNLAWFUL TAKING OR DISPOSITION**

Acts of the accused associated with this Offense: In that the Defendant committed Theft by Unlawful Taking by unlawfully taking movable property (diesel fuel) of another with the intent to deprive Wawa of diesel fuel.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> 6	4106	A3	of the	18 PA C.S.A.	1	M3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **ACCESS DEVICE FRAUD**

Acts of the accused associated with this Offense: In that the Defendant committed Access Device Fraud, by possessing an access device knowing that it is counterfeit and belongs to another person who has not authorized its possession.



POLICE CRIMINAL COMPLAINT

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Defendant Name:	First: PAULO	Middle: C	Last: PENA

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered 1 through 10.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

SA ANGLO BARONE

8/28/2020
(Date)

SA [Signature]
(Signature of Affiant)

AND NOW, on this date 8/27/20 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

30-004
(Magisterial District Court Number)

[Signature]
(Issuing Authority)



**POLICE CRIMINAL COMPLAINT**

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Defendant Name:	First: PAULO	Middle: C	Last: PENA

AFFIDAVIT of PROBABLE CAUSE

Your Affiant Angelo Barone, of the Pennsylvania Office of Attorney General (OAG), being duly sworn to law, depose and say:

AFFIANT BACKGROUND

Your Affiant, Angelo Barone #580, sworn Special Agent with the Pennsylvania Office of Attorney General (PAOAG), Bureau of Criminal Investigations, Organized Crime Section, located at 1000 Madison Avenue, Suite 310, Norristown, Pennsylvania 19403. Your Affiant has over twenty three (23) years of law enforcement experience. Prior to your Affiant's employment with the PAOAG, your Affiant was previously employed as a Detective 2nd Grade with the New York City Police Department (NYPD) for approximately twenty (20) years. During your Affiant's employment with the NYPD, your Affiant has conducted and/or assisted in numerous investigations, including, but not limited to corrupt organizations, theft, and fraud. Your Affiant has received training in electronic surveillance by the NYPD. Your Affiant also has received training in electronic surveillance by the Pennsylvania State Police. This training resulted in the issuance of a class "A" certification, authorizing your Affiant to conduct criminal investigations using various wiretapping equipment, as authorized by Chapter 57 of the Pennsylvania Crimes Code. Your Affiant was certified to employ such techniques while conducting criminal investigations, maintaining "A" certification number A-5870. Your Affiant has experience in wiretap investigations as Affiant and surveillance. Your Affiant has prepared affidavits of probable cause that supported wiretap applications as well as wiretap progress reports. Your Affiant has been involved in the interpretation and transcription of intercepted telephone calls in wiretap investigations. Your Affiant has listened to, and interpreted, the contents of intercepted telephone conversations related to receiving stolen property and other crimes.

SYNOPSIS OF INVESTIGATION

Wawa is a chain of convenience stores and gas stations headquartered at 260 W Baltimore Pike Media, PA 19063. Wawa investigators Louis Mola and David Farrell provided the PAOAG with information involving fraudulent credit card activity from August 1, 2019 through November 30, 2019 at Wawa gas pumps in Bucks, Delaware, Montgomery, and Philadelphia counties. Wawa investigators have observed, through video surveillance, multiple individuals utilizing multiple trucks and targeting numerous Wawa's to purchase diesel gas using fraudulent credit cards. Specifically, Wawa investigators identified two vehicles associated with the above activity, a white Dodge Ram and a red Ford F150. PAOAG agents conducted surveillance on the targeted locations and were able to positively identify the two vehicles most commonly associated in the fraudulent credit card scheme. A white Dodge Ram with New Jersey registration V10GZK (registered to Pena, Paolo, C, 675 Thompson Avenue, Bound Brook, NJ 08805) and a red Ford F150 with New Jersey registration V62LPC (registered to Urena-Zeledon, Juan, E, 3449 Buckingham Lane, Pennsauken, NJ 08109).



[Signature] 8/27/20

**POLICE CRIMINAL COMPLAINT**

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PROBABLE CAUSE

Through physical surveillance performed by the PAOAG agents it was observed that Jose Mata (Mata) is the sole operator of the red Ford F150 with New Jersey registration V62LPC (hereinafter red Ford F150) and that Juan Urena (Urena) is the sole operator of the white Dodge Ram with New Jersey registration V10GZK (hereinafter white Dodge Ram).

On Tuesday, October 22, 2019 at approximately 7:15 am, your Affiant observed the white Dodge Ram exit the Dunkin Donuts drive thru and enter and park in the parking lot of Boston Market located at 7240 Torresdale Avenue, Philadelphia, PA. At approximately 7:18 am, your Affiant observed the red Ford F150 park next to the white Dodge Ram. A minute later, your Affiant observed Mata exit the red Ford F150 and enter the passenger door of the white Dodge Ram. At approximately 7:20 am, your Affiant observed Mata exit the white Dodge Ram and enter the red Ford F150 at which time both vehicles exited the parking lot.

On Tuesday, October 22, 2019 at approximately 7:30 am, Special Agent Justin Clarke (SA Clarke) and Special Agent Gabriel Fabian (SA Fabian) observed the white Dodge Ram enter the Wawa gas station located at 7001 Roosevelt Blvd, Philadelphia, PA. At approximately 7:32 am, SA Clarke observed the white Dodge Ram pull up to and stop at the gas pump. SA Clarke further observed Urena exit the white Dodge Ram and put the gas pump in the gas tank in the bed of the white Dodge Ram and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Urena successfully pump the gas into the gas tank in the bed of the white Dodge Ram. Upon completion Urena removed gas pump from the gas tank, entered the white Dodge Ram and exited the Wawa gas station.

On Tuesday, October 22, 2019 at approximately 7:55 am, SA Fabian and SA Clarke observed the white Dodge Ram park in the rear parking lot of a diesel truck yard located at 6801 New State Street, Philadelphia, PA. At approximately 8:00 am, SA Clarke observed Urena, on top of a silver tanker truck, unloading gas using a black hose attached to the tank in the bed of the white Dodge Ram and placed into the silver tanker truck. At approximately 8:15 am, your Affiant observed Urena taking the black hose out of the silver tanker truck and unlatching it from the gas tank on the bed of the white Dodge Ram and then placing the black hose in the bed of the white Dodge Ram. Approximately a few minutes later, your Affiant observed Urena enter the white Dodge Ram and exit the truck yard.

On Tuesday, October 22, 2019 at approximately 11:30 am, your Affiant observed the red Ford F150 park in the rear parking lot of the diesel truck yard located at 6801 New State Street, Philadelphia, PA. At approximately 11:50 am, SA Clarke observed Mata unload gas from the tank in the bed of the red Ford F150 into a silver tanker truck. Approximately a few minutes later, SA Clarke observed Mata enter the red Ford F150 and exit the truck yard.

On Tuesday, October 29, 2019 at approximately 8:30 am, SA Fabian observed Mata enter the red Ford F150 and leave his residence located at 7154 Kindred Street, Philadelphia, PA at which point SA Fabian, Special Agent Chad Vigna (SA Vigna) and Supervising Special Agent William Ralston (SSA Ralston) began to follow the red Ford F150. At approximately 8:50 am, SA Fabian and SA Vigna observed the red Ford F150 enter the Wawa gas station located at 2600 Grant Avenue, Philadelphia, PA. At



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approximately 8:51 am, SA Fabian observed the red Ford F150 pull up to and stop at the gas pump. SA Fabian further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the red Ford F150 and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Fabian observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

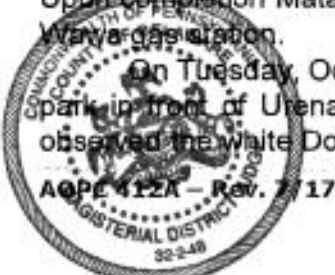
On Tuesday, October 29, 2019 at approximately 9:17 am, SA Clarke observed the red Ford F150 enter the Wawa gas station located at 2250 Lincoln Highway, Trevose, PA 19053. At approximately 9:20 am, SA Clarke observed the red Ford F150 pull up to and stop at the gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the red Ford F150 and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 9:50 am, SA Fabian, SA Vigna and SA Clarke observed the red Ford F150 enter a diesel truck yard located at 35 Industrial Drive, Hamilton Township, NJ. At approximately 9:55 am, SA Clark observed the red Ford F150 parked in the rear of 35 Industrial Drive, and unloading gas from the gas tank in the bed of the red Ford F150 into a bladder inside the back of a white box truck with the letters A/C written on the side of box truck. SA Fabian, who was on foot, further observed Mata unloading the gas from the gas tank in the bed of the red Ford F150 into a bladder inside the back of a white box truck. Approximately a few minutes later, your Affiant along with SA Fabian, SA Vigna and SA Clarke observed Mata enter the red Ford F150 and exit the truck yard.

On Tuesday, October 29, 2019 at approximately 10:48 am, your Affiant observed the red Ford F150 enter the Wawa gas station located at 12301 Academy Road, Philadelphia, PA 19154. At approximately 10:50 am, your Affiant observed the red Ford F150 pull up to and stop at gas pump. Your Affiant further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, your Affiant observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 11:10 am, SA Fabian and SA Vigna observed the red Ford F150 enter the Wawa gas station located at 3620 Street Road, Bensalem, PA 19020. At approximately 11:12 am, SA Fabian and SA Vigna observed the red Ford F150 pull up to and stop at gas pump. SA Fabian further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of the truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Fabian observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 1:35 pm, your Affiant observed the red Ford F150 park in front of Urena's residence located at 3210 Cottman Avenue, Philadelphia, PA. Your Affiant observed the white Dodge Ram parked outside of the residence. Your Affiant further observed Mata exit



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the red Ford F150 and go up to front door and ring the doorbell of Urena's residence. A short time later, your Affiant observed Mata using his cell phone at the front door of Urena's residence. Your Affiant did not observe Mata enter the residence at this time. Immediately after the call, the lights of the white Dodge Ram flashed on and off, as if being remotely unlocked. Your Affiant further observed Mata open the passenger side door of the white Dodge Ram, go into the vehicle for a short time, exit, close the passenger side door of the white Dodge Ram, place something in his pocket, enter the red Ford F150, and leave the location.

On Tuesday, October 29, 2019 at approximately 2:00 pm, your Affiant observed the red Ford F150 enter the Wawa gas station located at 9377 Krewstown Road, Philadelphia, PA 19115. At approximately 2:01 pm, your Affiant observed the red Ford F150 pull up to and stop at the gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Tuesday, October 29, 2019 at approximately 2:27 pm, your Affiant observed the red Ford F150 enter the Wawa gas station located at 7912 East Roosevelt Boulevard, Philadelphia, PA 19152. At approximately 2:28 pm, SA Clarke and SA Vigna observed the red Ford F150 pull up to and stop at gas pump. SA Clarke further observed Mata exit the red Ford F150 and put the gas pump in the gas tank in the bed of truck and swipe multiple credit cards at the gas pump. Approximately a few minutes later, SA Clarke observed Mata successfully pump the gas into the gas tank in the bed of the red Ford F150. Upon completion Mata removed gas pump from the gas tank, entered the red Ford F150 and exited the Wawa gas station.

On Thursday, January 23, 2020 at approximately 2:00 pm, your Affiant along with SA Clarke interviewed Paulo Pena (Pena), Pena is the registered owner of the white Dodge Ram driven by Urena. Pena stated that he has been friends with Urena for many years and that he had sold the white Dodge Ram truck to Urena a couple of years ago. Pena further stated that he had approached Urena with fraudulent credit card scheme to purchase diesel fuel and he will provide Urena with the fraudulent credit cards and a place to off load the diesel gas. Pena stated that Urena agreed and asked Pena to meet with Mata, who works for Urena, to get the fraudulent credit cards. Pena stated that he would meet with Mata about twice a week on Cottman Ave and State Rd and would give Mata approximately 25 to 50 fraudulent credit card and charge him \$30 a card which Mata paid on the spot or at some point Urena would pay later. Pena stated that he also told Urena and Mata to off load the diesel fuel at the diesel truck yard located at 35 Industrial Drive, Hamilton Township, NJ. Pena positively identified both Urena and Mata when showed two separate line up photos.

Through the Wawa investigators, your Affiant was able to obtain the full credit card numbers as well as the banks that issued the cards used to commit the fraudulent transactions by both Mata and Urena. Wawa investigators informed your Affiant that while there are many transactions involving various providers the first four to six numbers of the credit card number which are called the Bank Identification Number (BIN) links the credit card numbers to specific banks. Your Affiant executed multiple search warrants at the banks of the credit cards that were used in this fraudulent scheme. Chase bank and TD bank responded to these search warrants with names, addresses, and other contact information of the



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8/27/20



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account holders who were victimized by this credit card scheme. Wawa investigators also provided video surveillance for the times both Mata and Urena were committing the fraudulent transactions at the various Wawa's. Your Affiant was able to review the surveillance video and can positively identify and confirm that both Mata and Urena are the individuals committing the fraudulent transactions on the video. Your Affiant has confirmed that the fraudulent credit cards used by Mata and Urena to purchase diesel fuel from various Wawa locations in Bucks, Delaware, Montgomery, and Philadelphia Counties were used to purchase over 7,000 gallons of fuel valued in excess of \$20,000.00.

On Tuesday, March 3, 2020 at approximately 2:00 pm, your Affiant along with SA Walton interviewed four (4) Chase Bank victims whose credit card information was fraudulently used by Jose Mata and Juan Urena at numerous Wawa gas stations.

- Victim # 1 VL, whose card was used on 10/12/2019 stated that he never authorized the transaction and as soon as he saw it on his bill he shutdown card immediately.
- Victim # 2 PP, whose card was used on 10/7/2019 stated that he never authorized the transaction and as soon as he saw it on his bill he shutdown card immediately.
- Victim # 3 DL, whose card was used on 10/24/2019 stated that Chase had contacted him about the suspected charge and he told them that he never authorized that transaction and Chase shutdown card immediately.
- Victim # 4 LB, whose card was used on 10/25/2019 stated that she didn't realize for at least a week and when she saw her bill she noticed this transaction as well as six other fraudulent transactions. She contacted Chase told them she never authorized the transactions and Chase shutdown card immediately.

On Friday, June 12, 2020 at approximately 9:30 am, your Affiant along with SA Venango and SA Trevisan interviewed four (4) TD Bank victims whose credit card information was fraudulently used by Jose Mata and Juan Urena at numerous Wawa gas stations.

- Victim # 1 CB, whose card was used multiple times starting on 10/5/2019 through 10/7/2019 stated that he never authorized the transaction and at the time of the transactions he was in Tennessee. CB stated as soon as he saw it on his bill he contacted TD Bank and card was shut down immediately.
- Victim # 2 SD, whose card was used on 10/3/2019, 10/4/2019 and 10/13/2019 stated that she never authorized the transaction and soon after the transactions she was notified by TD Bank and her card was shut down immediately.



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- Victim # 3 WI, whose card was used on 9/25/2019 stated that his wife had contacted him about the suspected charge and that he was at home at the time the charges were made. WI stated that he never authorized the charges and they contacted TD Bank and the card was shut down immediately.
- Victim # 4 KS, whose card was used on 9/22/2019 and 9/23/2019 stated that she didn't realize that there were any fraudulent transactions and when we made her aware that there were she immediately check her bill and she noticed these transactions as well as several others. She stated that she never authorized the transactions and she will immediately contact TD Bank.

CONCLUSION

Your Affiant respectfully requests based upon the above referenced facts and circumstances that an arrest warrant be issued for Paulo Pena charging all three with Corrupt Organizations, 18 Pa.C.S.A. § 911; Identity Theft, 18 Pa.C.S.A. § 4120; Theft by Unlawful Taking or Disposition, 18 Pa.C.S.A. § 3922; Receiving Stolen Property 18 Pa. C.S.A. § 3925; and Access Device Fraud, 18 Pa.C.S.A. § 4106.

I, ANGELO BARONE, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SA 

(Signature of Affiant)

Sworn to me and subscribed before me this 27 day of AugDate 2020/08/27

, Magisterial District Judge

My commission expires first Monday of January, 2021