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9 United States of America

10 UNITED STATES DISTRICT COURT

11 SOUTHERN DISTRICT OF CALIFORNIA

12 In the Matter of the Search of:) Case No.:
13)
14 Buona Forchetta – South Park) DECLARATION OF SPECIAL
15 3001 Beech Street, San Diego,) AGENT MICHAEL HENSLEY
16 California 92102) DATE: May 29, 2025
17)
18)

19 I, Michael Hensley, state the following:

- 20 1. I am a Homeland Security Investigations (HSI) Special Agent.
- 21 2. I have been an HSI Special Agent since December 2016.
- 22 3. The investigation involving the business located at the **Target Location**
- 23 (Buona Forchetta – South Park, and Enoteca Buona Forchetta) is currently not known to
- 24 the business, its management, or its employees.
- 25 4. Although the investigation will become overt when the search warrant is
- 26 executed, premature disclosure of the existence of the warrant or the investigation will
- 27 frustrate the purpose of the warrant.
- 28

1 5. Specifically, if employees of the business at the **Target Location** become
2 aware of the warrant and impending execution, it is likely that the **Target Subjects** as
3 described in Attachment A-3, individuals believed to be working without lawful
4 authorization, would elect not to come to work at the **Target Location**, or otherwise flee
5 from apprehension and prosecution. This would defeat one of the purposes of the warrant,
6 which is to locate persons to be arrested.

7 6. Additionally, if employees of the business at the **Target Location** become
8 aware of the warrant, the disclosure would create a serious risk of destruction of evidence,
9 including documents, files, and written materials as set forth in Attachment B-1.

10 7. Finally, in my training and experience, if employees of the business at the
11 **Target Location** become aware of the warrant, the disclosure is likely to create a law
12 enforcement officer safety issue.

13 8. I therefore request that the search warrant, application, and all related
14 pleadings including the affidavit in support and all attachments, be sealed until the search
15 warrant is executed.

16
17 I declare under penalty of perjury that the foregoing is true and correct.

18 Dated: May 29, 2025

MICHAEL J HENSLEY Digitally signed by MICHAEL J HENSLEY
Date: 2025.05.29 17:57:24 -0700

19
20 Michael Hensley
21 Special Agent
22 Homeland Security Investigations
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UNITED STATES DISTRICT COURT

for the
Southern District of CaliforniaIn the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)Buona Forchetta - South Park
3001 Beech Street, San Diego, California 92102

Case No.

APPLICATION FOR A WARRANT BY TELEPHONE OR OTHER RELIABLE ELECTRONIC MEANS

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

See Attachments A-1, A-3

located in the Southern District of California, there is now concealed (identify the person or describe the property to be seized):

See Attachments B-1, B-2

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
- ☐ contraband, fruits of crime, or other items illegally possessed;
- ☐ property designed for use, intended for use, or used in committing a crime;
- ☒ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

8 U.S.C. § 1324(a)(3)	Knowingly Hiring 10+ Unauthorized Aliens
8 U.S.C. § 1324a	Employment of Unauthorized Alien
18 U.S.C. § 1001	False Statement
18 U.S.C. § 1015(e)	False Claim to US Citizenship/Nationality
42 U.S.C. § 408(a)(7)(B)	Fraudulent Use of Social Security Number
18 U.S.C. § 1546(b)	Use of False Identification Document

The application is based on these facts:

See attached Affidavit

- ☐ Continued on the attached sheet.
- ☐ Delayed notice of _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

MICHAEL J HENSLEY

Digitally signed by MICHAEL J HENSLEY
Date: 2025.05.29 11:09:45 -07'00'

Applicant's signature

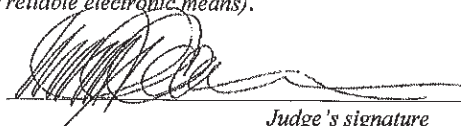
Special Agent, Homeland Security Investigations

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by
telephone (specify reliable electronic means).

Date: 5/29/2025 @ 1:15 PM

City and state: San Diego, California



Judge's signature

Hon. Karen S. Crawford, United States Magistrate Judge

Printed name and title

1 **AFFIDAVIT IN SUPPORT OF APPLICATION FOR SEARCH WARRANT**

2 I, Michael Hensley, being first duly sworn, hereby depose and state as follows:

3 **INTRODUCTION AND AGENT BACKGROUND**

4 ~~1. I am a Special Agent with United States Homeland Security Investigations~~

5 (HSI) and have been so employed since December 2016. In September 2017, I graduated
6 from the Criminal Investigator Training Program and the Homeland Security
7 Investigations Special Agent Training Program at the Federal Law Enforcement Training
8 Centers (FLETC) in Glynco, Georgia. While at FLETC, I received training in areas
9 including, but not limited to, criminal law, fraud and financial investigations, and criminal
10 procedures. Prior to being employed with HSI, I was employed as an Immigration Officer
11 with the United States Citizenship and Immigration Services (USCIS) Office of Fraud
12 Detection and National Security (FDNS) in Boston, Massachusetts District 1. In this
13 capacity, I was responsible for conducting administrative and criminal investigations to
14 identify potential threats towards national security and public safety. I was also assigned
15 to grant or deny highly complex and sensitive applications and petitions for immigration
16 benefits as well as enforcing the immigration laws of the United States. In August 2015, I
17 graduated from the USCIS Fraud Detection and National Security Officer Basic Training
18 Course (FOBTC) in Charleston, South Carolina. My education includes a Bachelor of
19 Science degree, double major in Legal Studies and Corrections, Parole and Offender
20 Rehabilitation from Western Connecticut State University in Danbury, Connecticut.

21 2. I am assigned to the HSI San Diego Worksite Enforcement (WSE) group,
22 which focuses on the enforcement of immigration laws and worksite enforcement
23 operations. Prior to being on WSE, I was previously assigned to the HSI San Diego
24 Document and Benefit Fraud Task Force (DBFTF). I am authorized to investigate and
25 enforce violations of federal criminal statutes, including those in Titles 8, 18, and 21 of the
26 United States Code.

1 3. My experience as a federal law enforcement officer and criminal investigator
2 includes the investigation and prosecution of violations of criminal laws relating to
3 unlawful entry, employment, and physical presence in the United States. My current duties
4 include conducting criminal investigations of violations of Federal Statutes and
5 administrative violations of the Immigration and Naturalization Act (INA) and Title 18 of
6 the United States Code. As part of these duties, I have become involved in the investigation
7 of suspected violations of Title 8, United States Code, Section 1324(a), Unlawful
8 Employment of Aliens. Through formal and on the job training, I am experienced in crimes
9 involving the unlawful employment of aliens.

10 4. I have participated in the execution of numerous search warrants for
11 documents and other evidence, including computers and electronic media.

12 5. I make this affidavit in support of an application under Rule 41 of the Federal
13 Rules of Criminal Procedure for a warrant to search the following premises ("**Target**
14 **Location**") and persons ("**Target Subjects**"):

15 a. The business located at 3001 and 3011 Beech Street, San Diego,
16 California, 92102, known as Buona Forchetta – South Park/Enoteca Buona Forchetta, as
17 further described in Attachments A-1 and A-2 ("**Target Location**"), incorporated herein
18 by reference.

19 b. Nineteen (19) individuals, who are employees of Buona Forchetta,
20 as further described in Attachment A-3 ("**Target Subjects**"), incorporated herein by
21 reference.

22 6. This affidavit sets forth facts establishing probable cause to believe that
23 Buona Forchetta – South Park and Enoteca Buona Forchetta (hereinafter "Buona
24 Forchetta") is unlawfully employing aliens without legal work authorization in violation
25 of federal criminal law. In addition, this affidavit establishes that there is probable cause
26 to believe that the nineteen, Buona Forchetta active employees, identified in Attachment
27 A-3, fraudulently represented their immigration status and submitted false documents

1 and/or information in order to seek employment. I seek authorization to seize the items
2 specified in Attachments B-1 (for the business) and Attachment B-2 (for the individuals).

3 7. The information in this affidavit is based on the investigation I have
4 ~~conducted in this case, my conversations with other law enforcement officers who have~~
5 engaged in various aspects of this investigation, and my review of reports written by other
6 law enforcement officers involved in this investigation. Because this Affidavit is being
7 submitted for the limited purpose of securing the requested warrant, I have not included
8 each and every fact known to me concerning this investigation. I have set forth only those
9 facts that I believe are relevant to a determination of probable cause to support the issuance
10 of the requested warrant. When the statements of others are set forth in this Affidavit, they
11 are set forth in substance and in part. Times listed in the Affidavit are approximate.

12 **RELEVANT IMMIGRATION AND EMPLOYMENT LAW AND**
13 **ADDITIONAL KNOWLEDGE OF AFFIANT**

14 8. Section 274A of the Immigration and Reform Act of 1986 (IRCA) contains
15 provisions that require all employers to verify the employment eligibility of all new
16 employees hired after November 6, 1986. *See* Title 8 U.S.C. § 1324a(b). The Form I-9
17 (Employment Eligibility Verification), hereinafter referred to as Form I-9, was developed
18 for verifying that persons are eligible to work in the United States. Employers must ensure
19 that a Form I-9 is completed every time a person is hired to perform labor or services in
20 return for wages or other remuneration. The Form I-9 is comprised of three sections.

21 9. Section 1 is to be completed by the employee at the time of hire. This section
22 contains the fields of name, address, date of birth, Social Security Number, and the
23 attestation of the employee as to their immigration status in the United States.

24 10. Section 2 is to be completed by the employer and consists of three separate
25 columns for List A (Identity and Employment Eligibility), List B (Identity only), and List
26 C (Employment Eligibility only) documents. In order for an employee to be deemed
27 eligible to work, the employer must examine one document from List A, or one document

1 from List B and one document from List C. Examples of List A documents include United
2 States Passports, Certificates of Naturalization, Forms I-551 (sometimes referred to as
3 Permanent Resident cards or "green cards"), or Employment Authorization cards.
4 Examples of List B documents include driver's licenses and voter registration cards.
5 Examples of List C documents include Social Security cards and birth certificates. The
6 employer is required to examine original documents presented by an employee and then
7 complete this section of the I-9 form within three days of employment beginning.

8 11. Section 3 of the I-9 Form, referred to as Supplement B, is completed by the
9 employer under circumstances where the law requires an employee's status to be reverified,
10 when an employee is terminated and rehired within three years of the date the original
11 Form I-9 was completed, or when an employee has changed his or her name.

12 12. Employers must retain all I-9 forms for three years after the date a person's
13 employment begins or one year after the person's employment is terminated, whichever is
14 later.

15 13. E-Verify is an internet-based system that compares information entered by
16 an employer from an employee's Form I-9 to records available to the U.S. Department of
17 Homeland Security and the Social Security Administration, in order to allow the employer
18 to verify the accuracy of the information submitted. The system is free to use by employers
19 but not mandated by federal law.

20 14. Any person who, during any 12-month period, knowingly hires for
21 employment at least 10 individuals with actual knowledge that the individuals are
22 unauthorized aliens is subject to criminal penalties under Title 8, United States Code,
23 Section 1324(a)(3)(A) & (B).

24 15. Intentional hiring of unauthorized aliens is also a violation of Title 8, United
25 States Code, Section 1324a(a)(1). A person or entity who engages in a pattern and practice
26 of violating this provision is subject to imprisonment and fines.
27

16. In addition, a person or entity who willfully submits a Form I-9 to the government containing materially false, fictitious, or fraudulent statements is subject to criminal penalties under Title 18, United States Code, Section 1001.

~~17. A person who knowingly makes a false statement that they are a citizen or~~
national of the United States in order to engage unlawfully in employment in the United
States is subject to criminal penalties under Title 18, United States Code, Section 1015(e).

18. It is a crime for an individual to use a Social Security number not assigned to them, with the intent to deceive, in order to obtain anything of value, under Title 42, United States Code, Section 408(a)(7)(B).

19. Finally, a person who uses an identification document in connection with completing a Form I-9 knowing that the identification document was not issued lawfully for the use by that person is subject to criminal penalties under Title 18, United States Code, Section 1546(b).

20. As set forth in the remainder of this Affidavit, there is probable cause to believe that a search of the business and the individuals listed in Attachments A-1, A-2, and A-3 will reveal evidence of the foregoing crimes.

PROBABLE CAUSE

A. Identification of Buona Forchetta

21. On November 01, 2020, HSI received a tip identifying Buona Forchetta for alleged employment of illegal immigrants and labor exploitation. It was reported that the business owner of Buona Forchetta, Matteo CATTANEO, is knowingly employing both illegal immigrants and individuals not authorized to work in the United States. The tipster claimed that CATTANEO is exploiting these employees by having them work over 12-hour shifts with no breaks. The tipster also reported that CATTANEO treats these employees poorly by mentally and verbally abusing them.

22. On January 31, 2025, HSI received follow up tip information that Buona Forchetta employs illegal immigrants and people unauthorized to work in the United States.

1 The tipster reported that these employees are using different and fake names on the
2 employee schedule.

3 23. According to the company website (buonaforchettasd.com), Buona Forchetta
4 is an Italian restaurant that has been in business for over 12 years and its flagship location
5 is located at 3001 Beech Street, San Diego, California 92102.

6 24. On February 20, 2025, HSI personnel served Buona Forchetta with a Notice
7 of Inspection requiring the company to produce their Forms I-9 within three business days.
8 On February 25, 2025, HSI personnel received a G-28, Notice of Entry of Appearance as
9 Attorney or Accredited Representative, from Jason Feldman, attorney representing Sofia
10 Inc. dba Buona Forchetta. The G-28 states that Jason Feldman is representing Sofia Inc.
11 dba Buona Forchetta. The email consisted of forty Forms I-9 and supporting
12 documentation that purportedly pertained to all current employees of the business.

13 25. HSI personnel thereafter reviewed the material. As documented below, HSI
14 personnel have identified 19 instances (Buona Forchetta active employees) in which a
15 fraudulent Form I-551, *i.e.*, a green card, was submitted. These instances comprise
16 47.5%, or nearly half, of all reported employees of Buona Forchetta.

17 **B. Fraudulent Green Cards**

18 26. Our review identified nineteen instances (Buona Forchetta active employees)
19 in which fraudulent green cards were submitted. United States Citizenship and
20 Immigration Services (USCIS) issues a green card to an individual when they become a
21 lawful permanent resident of the United States. Green cards display the alien registration
22 number (A-number) of the individual. An A-number is a unique number assigned to each
23 alien who is processed by the United States. When an individual obtains a green card,
24 multiple immigration records are generated to reflect the event.

25 27. HSI personnel determined that the cards were counterfeit by querying
26 immigration databases. The queries showed that the A-numbers listed on the cards did not
27 match the names of the persons listed on the cards. In addition, some of the cards showed

1 obvious signs of being fraudulent. For example, the font on most of the cards was
2 inconsistent. Most of the counterfeit cards have poor, fine line printing and lack quality
3 detail. In addition, some of the cards displayed inconsistent holograms or authentication
4 features, inconsistent spacing between names, and poor-quality photographs of the
5 individual.

6 28. I know from my training and experience that U.S. Citizenship and
7 Immigration Services (USCIS) has issued three versions of green cards since 2010.

8 29. The following is a version of the green card issued by USCIS in January
9 2023. This card utilizes updated artwork and displays data fields in different locations than
10 previous versions. USCIS uses enhanced optical variable ink and new highly secure
11 holographic images on the front and back of the cards. This version no longer has the
12 cardholder's fingerprint on the front of the card.



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20 30. The following is a version of the green card issued by U.S. Citizenship and
21 Immigration Services in May 2017. This version includes three transparent stars,
22 holographic features, as well as tactile features on the front of the card.
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24
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31. The following is a version of the green card issued by U.S. Citizenship and Immigration Services in May 2010. This green card utilizes fraud resistant security features such as holographic images, laser engraved fingerprints, and high-resolution micro-images. This laser-engraved version includes a holographic feature over the right side of the photo zone and an eagle's head in the upper left of the card composed of color-shifting ink.



32. The following is a version of the green card issued by U.S. Citizenship and Immigration Services beginning in 1997, and continuing until 2010. The revised card bore a new name, "Permanent Resident Card," but retained the Form I-551 number. A unique document number (also known as a card number) was also added to the card. In May 2004, the design was modified slightly with the Department of Homeland Security seal and a detailed hologram on the front of the card. The last of these green cards expired in 2020.



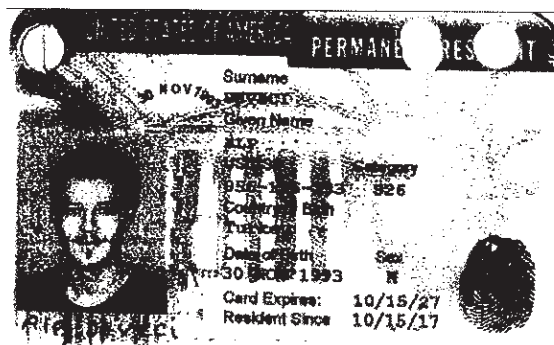
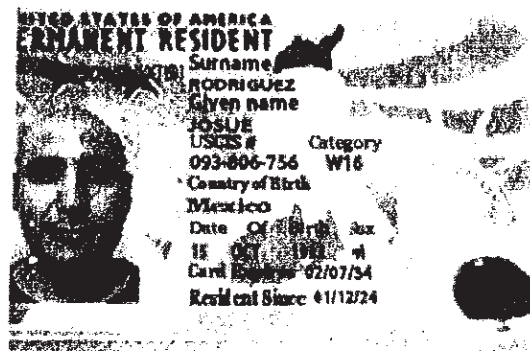
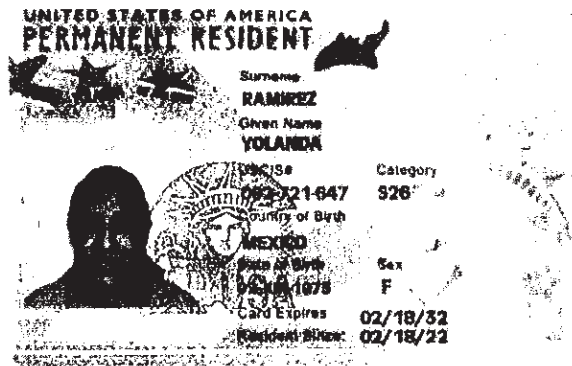
33. The following two examples are of legitimate green cards submitted by employees of Buona Forchetta:

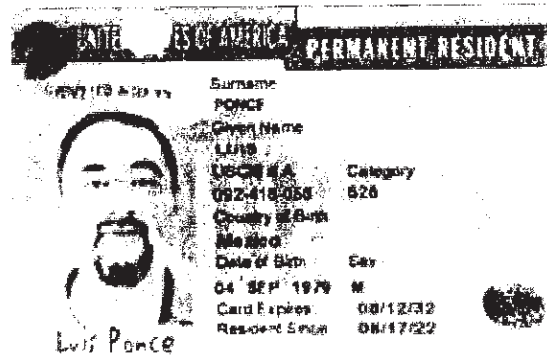
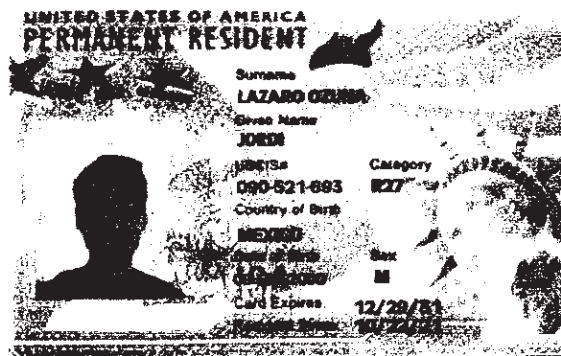
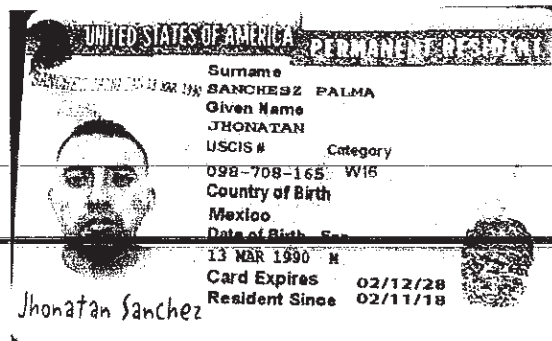


Two legitimate green cards (front) submitted by employees of Buona Forchetta¹.

¹ Some personally identifiable information has been redacted for privacy reasons.

34. When the counterfeit green cards, submitted by employees at Buona Forchetta and in turn provided to HSI, are compared to an authentic green card, noticeable discrepancies are apparent. The following six examples differ in notable ways:





21 35. The above six green cards, accepted as proof of employment eligibility by
22 Buona Forchetta, contained the following issues: 1) name and date of birth, normally
23 located above the photo, do not appear in the correct font and wave pattern. 2) Biographical
24 information, displayed in the middle of the card, varies in smaller and larger font than the
25 genuine card. 3) Date of birth design and font, normally positioned to the left of the
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27

1 photograph overlapping the image, is either missing or does not overlap the photo on the
2 card.²

3 36. HSI personnel undertook an attempt to determine the true identities of the
4 persons associated with the nineteen fraudulent green cards. Specifically, personnel
5 queried databases to look for the names, dates of birth, and photographs displayed on the
6 fraudulent cards. The database queries revealed the following:

7 37. One of the cards submitted contained the name Jaime Castaneda (**Target**
8 **Subject 2**) and a particular date of birth. I searched government databases and identified
9 an individual named Jaime Morales Castaneda who has the same birth date, and his
10 California driver's license photograph resembles the photograph on the fraudulent card.
11 Morales Castaneda was previously arrested for False Claim to Citizenship and Misuse of a
12 Passport at the San Ysidro Port of Entry on April 1, 2009. Castaneda was removed from
13 the United States the following day on April 2.

14 38. One of the cards submitted contained the name Areli De Los Santos Ramirez
15 (**Target Subject 4**) and a particular date of birth. I searched government databases and
16 identified an individual named Areli De Los Santos Ramirez who has the same birth date
17 and resembles the photograph on the fraudulent card. De Los Santos Ramirez was
18 encountered by Customs and Border Protection officers in 2017, and admitted to
19 overstaying her B2 non-immigrant visitor visa. She was permitted to withdraw her
20 application for admission in lieu of formal removal proceedings.

21 39. One of the cards submitted contained the name Omar Hernandez Saldana
22 (**Target Subject 7**) and a particular date of birth. I searched government databases and
23 identified an individual named Omar Sandro Saldana Hernandez who has the same birth
24 date. Saldana Hernandez is a non-immigrant B1/B2 Border Crosser, without authorization
25

26 ² The copies of the identification documents that the business provided in connection with the I-9 audit were in
27 black-and-white. Most of the copies were of poor quality, especially those determined to be fraudulent.

1 to work in the United States. Saldana Hernandez submitted a copy of his Mexican passport
2 when applying for his B1/B2 border crossing privilege, and the photograph on his Mexican
3 passport resembles the photograph provided on the fraudulent card submitted by Buona
4 ~~Forchetta.~~

5 40. One of the cards submitted contained the name Jordi Lazaro Ozuna (**Target**
6 **Subject 9**) and a particular date of birth. I searched government databases and identified
7 an individual named Jordi Lazaro Osuna who has the same date of birth. Lazaro Osuna
8 has four prior encounters with United States Border Patrol in the San Diego sector in 2021.
9 Lazaro Osuna's photograph on the fraudulent card resembles his photograph taken by
10 Border Patrol at the time of his last encounter in 2021.

11 41. One of the cards submitted contained the name Elizabeth Moya and a
12 particular date of birth. I searched federal government databases and identified an
13 individual named Elizabeth Moya Cambronero (**Target Subject 10**) who has the same date
14 of birth and her California driver's license photograph resembles the photograph on the
15 fraudulent card. Moya Cambronero is currently a B2 non-immigrant overstay, without
16 authorization to work in the United States.

17 42. One of the cards submitted contained the name Jesus Ortiz Rosales (**Target**
18 **Subject 11**) and a particular date of birth. I searched government databases and identified
19 an individual named Jesus Ortiz Rosales who has the same date of birth and resembles the
20 photograph on the fraudulent card. Ortiz Rosales has an approved I-130, Petition for Alien
21 Relative, and I-601A, Provisional Unlawful Presence Waiver. Neither of these
22 authorizations or petitions permits Ortiz Rosales to work within the United States. The
23 submitted card purports to not expire until year 2028, but the last Permanent Resident Cards
24 of the same type issued expired in 2020.

25 43. One of the cards submitted contained the name Marcelino Pedraza and a
26 particular date of birth. I searched government databases and identified an individual
27 named Marcelino Pedraza Martinez (also goes by Marcelino Pedraza Cruz) (**Target**

1 **Subject 12)** who has the same date of birth and his California driver's license photograph
2 resembles the photograph on the fraudulent card. Pedraza Martinez's last encounter with
3 United States Border Patrol was on May 18, 2010, after which he was permitted to
4 voluntarily return to Mexico.

5 44. For all of the individuals listed in paragraphs 37 through 43, immigration
6 records confirm that none of the individuals had lawful permanent resident status, none are
7 citizens of the United States, and none had valid work authorization at the time of hiring
8 by Buona Forchetta.

9 45. For the individuals listed below, HSI was not able to associate a true identity
10 with the fraudulent green cards presented. However, I was able to confirm that these cards
11 were in fact fraudulent because the cards either contained an A-number that did not match
12 the person's name according to immigration records, or contained an A-number that does
13 not exist at all in immigration records. In my training and experience, it is highly likely
14 that these individuals are illegally in the United States without valid work authorization
15 because otherwise there would be no need to submit a fraudulent green card during the
16 Form I-9 process.

- 17 a. Luis Alfonso Bustamante, DOB: 10/23/1998 (**Target Subject 1**)
- 18 b. Melissa Cornejo, DOB: 09/22/1999 (**Target Subject 3**)
- 19 c. Alp Deveci, DOB: 11/30/1993 (**Target Subject 5**)
- 20 d. Felipe Gomez Cabrera, DOB: 10/31/1988 (**Target Subject 6**)
- 21 e. Oscar Jimenez Garcia, DOB: 09/01/1987 (**Target Subject 8**)
- 22 f. Luis Ponce, DOB: 09/04/1979 (**Target Subject 13**)
- 23 g. Yolanda Ramirez, DOB 06/09/1975 (**Target Subject 14**)
- 24 h. Williams Reyes Callejas, DOB: 08/18/1987 (**Target Subject 15**)
- 25 i. Josue Rodriguez, DOB: 10/15/1993 (**Target Subject 16**)
- 26 j. Jhonatan Sanchez Palma, DOB: 03/13/1990 (**Target Subject 17**)
- 27 k. Hugo Sanchez, DOB: 09/14/1986 (**Target Subject 18**)
- l. Luis Tinajero, DOB: 01/08/1976 (**Target Subject 19**)

25 **D. Surveillance**

26 46. On May 22, 2025, at approximately 0900 hours, HSI San Diego Worksite
27 Enforcement (WSE) Special Agents (SA) initiated surveillance on and around the Buona

1 Forchetta – South Park location, located on 3001 Beech Street, San Diego, California,
2 92102. During surveillance, HSI WSE observed several employees arriving at the
3 restaurant between 0900 and 1200 hours. HSI WSE observed the same employees walking
4 ~~into a neighboring business named “Enoteca Buona Forchetta”, located at 3011 Beech~~
5 Street, San Diego, California, 92102. In between Buona Forchetta – South Park and
6 Enoteca Buona Forchetta is a beauty salon called “Goldline”, which is not connected to
7 Buona Forchetta – South Park or Enoteca Buona Forchetta.

8 47. During surveillance operations, HSI WSE SAs were able to identify and
9 recognize Marcelino Pedraza Martinez, Oscar Jimenez Garcia and Jaime Morales
10 Castaneda, based on facial appearances matching to the photos on the documents submitted
11 with their I-9s.

12 48. Of particular interest, HSI WSE SAs observed a California-plated vehicle
13 registered to Marcelino Pedraza Cruz (also goes by Marcelino Pedraza Martinez), who –
14 as described above in paragraph 43 – used fraudulent identity documents to gain
15 employment at Buona Forchetta. Pedraza Martinez was seen working at the restaurant and
16 entering/exiting this vehicle.

17 49. On May 23, 2025, at approximately 1045 hours, HSI WSE initiated
18 surveillance on and around Buona Forchetta – South Park and Enoteca Buona Forchetta.
19 HSI WSE SAs observed several employees arriving at the restaurant(s) between 0900 and
20 1200 hours. HSI WSE SAs observed employees walking into both Buona Forchetta –
21 South Park and Enoteca Buona Forchetta.

22 50. Between 1600 and 1700 hours, HSI WSE SAs observed additional
23 employees arriving at the restaurant(s). During surveillance operations, HSI WSE SAs
24 were able to identify and recognize Luis Alfonso Bustamante, Oscar Jimenez Garcia, Jesus
25 Ortiz Rosales, Jordi Lazaro Osuna, Yolanda Ramirez, Hugo Sanchez, Luis Tinajero, and
26 Williams Reyes Callejas, based on facial appearances matching to the photos on the
27 documents submitted with their I-9s.

1 51. HSI WSE SAs observed California-plated vehicles registered to Jordi Lazaro
2 Osuna and Jesus Ortiz Rosales. Jordi Lazaro Osuna and Jesus Ortiz Rosales were seen
3 working at the restaurant and entering/exiting these vehicles.

4 52. On May 25, 2025, at approximately 1500 hours, HSI WSE SAs initiated
5 surveillance on and around Buona Forchetta – South Park and Enoteca Buona Forchetta.
6 HSI WSE SAs observed several employees working at the restaurant(s). HSI WSE SAs
7 observed employees walking into both Buona Forchetta – South Park and Enoteca Buona
8 Forchetta.

9 53. During surveillance operations, HSI WSE SAs were able to identify and
10 recognize Yolanda Ramirez, Oscar Jimenez Garcia, Luis Tinajero and Jordi Lazaro Osuna,
11 based on facial appearances matching to the photos on the documents submitted with their
12 I-9s.

13 54. HSI WSE SAs observed the California-plated vehicle registered to Jordi
14 Lazaro Osuna.

15 55. The hours listed for Buona Forchetta are Monday-Thursday, 12:00 pm
16 through 3:00 pm during lunch hours and dinner hours are 5:00 pm through 9:30 pm. The
17 business hours for Buona Forchetta for Friday are 12:00 pm through 3:00 pm, and 5:00 pm
18 through 10:00 pm. HSI WSE expects to execute this search warrant in the afternoon prior
19 to the dinner hours when the most employees arrive at the business premises.

20 **E. Training and Experience**

21 56. One of the things that I seek to seize are any identification cards for the
22 individuals associated with the fraudulent green cards. Based on my training and
23 experience, I know that individuals carry identification documents on their person, such as
24 in their wallets. I know that Section 264(e) of the INA requires permanent residents to
25 carry their green cards with them at all times, although I know that individuals who use
26 fraudulent identification do not always do so. Identification documents will be important
27 evidence. If individuals possess any of the fraudulent identification documents that were

1 submitted during the Form I-9 process, then that will tie them personally to the false
2 submissions. If individuals possess any valid identification, that will help show that the
3 fraudulent green cards are in fact fraudulent by establishing their true identity.

4 57. I know that it is common in the United States for aliens without legal work
5 authorization to submit fraudulent identity documents in order to obtain employment.

6 58. I know that some U.S. employers disregard employment verification
7 processes for the purposes of exploiting labor for financial advantage. In particular, I know
8 in my training and experience that certain employers will hire individuals with illegal work
9 status because employers can pay these individuals a lower wage. In addition, workers
10 without legal status are less likely to complain about working conditions because they do
11 not want to draw attention to themselves, given their immigration status. I know in this
12 case that, as described above, the fraudulent nature of some of the green cards would have
13 been apparent to anyone who examined them with any care.

14 59. I know from training and experience that employers who hire aliens without
15 valid work authorization for the purpose of cheaper labor or to avoid labor regulations often
16 will conceal their illegal hiring practices by requesting that their applicants supply
17 employment eligibility documents and identity documents but will knowingly accept
18 fraudulent and/or counterfeit documentation in order to nominally satisfy the Form I-9
19 reporting requirements.

20 60. I know based on my training and experience that a business, such as Buona
21 Forchetta, is likely to retain additional payroll and other records such as work calendars,
22 timesheets, and timecards showing who worked at the business, for what period of time,
23 and how much individuals were paid. These materials are important to establishing the
24 crimes identified above, given the need to show that any given unauthorized worker did in
25 fact work at the business.

26 61. On February 25, 2025, Buona Forchetta provided HSI personnel, via email,
27 documents requested as part of the I-9 inspection process. The documents that were

1 provided included Form G-28 indicating representation of Buona Forchetta, an employee
2 roster summary, a statement letter from the owner of Buona Forchetta, and the most current
3 payroll information. Only basic information was requested and based on my training and
4 experience, additional, more detailed employee and payroll information, not previously
5 provided, will be found at the business.

6 MANNER OF EXECUTION

7 62. As set forth above, HSI intends to execute this warrant at a time when the
8 majority of workers are believed to be at the work premises (**Target Location**) described
9 in Attachments A-1 and A-2. HSI intends to detain the employees present at the premises
10 to minimize the risk of harm to officers, to ensure the orderly completion of the search, to
11 minimize the risk of flight, and for the purpose of determining whether any of the
12 employees encountered on-site are any of the individuals described in Attachment A-2, *i.e.*,
13 any individuals associated with the fraudulent green cards and other false Form I-9
14 submissions. In order to determine if any of the individuals encountered are in fact an
15 individual described in Attachment A-2, agents plan to ask the individuals their name and
16 to fingerprint them, if necessary. Agents plan to take these steps to ensure that they are
17 searching the correct individuals, given that the fraudulent green card photographs are of
18 uneven quality, and that some individuals look slightly different compared to their
19 identification photographs.

20 63. Additionally, HSI SAs will search the physical work premises at the **Target**
21 **Location** for records, documents, files, or materials (regardless of whether printed, written,
22 handwritten, or typed), that constitute evidence, instrumentalities, or fruits of violations of
23 8 U.S.C. § 1324(a); 8 U.S.C. § 1324a; 18 U.S.C. § 1001; 18 U.S.C. § 1015(e); and 18
24 U.S.C. § 1546, 42 U.S.C. § 408(a)(7)(B). The items to be seized will include:

- 25 1) employment records for current and former employees, including but not limited to,
26 personnel files, time cards, production cards, payroll information, bank account
27 information, employee work schedules, employment applications, video recordings

1 of employees, photographs of employees, employment verification documents,
2 Social Security Administration Employer Correction Requests (No-Match letters),
3 Social Security Administration Request for Employee Information (No-Match
4 letters), and Department of Homeland Security (DHS) immigration eligibility
5 documents including DHS Forms I-9;

6 2) any employee identification documents and immigration documents in any form, to
7 include but not limited to, immigration visas, entry documents, passports, Social
8 Security cards, Form I-551s, employment authorization documents; any
9 correspondence with government agencies pertaining to employment, such as the
10 Department of Homeland Security, Social Security Administration, and United
11 States Citizenship and Immigration Services;

12 3) Any documents pertaining to the true identities of the individuals identified in
13 Attachment A-3;

14 4) Documents and records pertaining to the ownership and management of the
15 business;

16 5) Records and information relating to recruiting individuals, hiring individuals,
17 verification of an individual's true identity, and their status to legally work in the
18 United States;

19 6) Communications regarding the use, sourcing, manufacturing, and/or procurement
20 of fraudulent identification documents.

21 64. For officer safety, HSI will detain all individuals present at the **Target**
22 **Location**, and make efforts to identify each individual. HSI plans to arrest civilly the
23 **Target Subjects** listed in Attachment A-3, and process them for immigration violations.
24 As reflected in Attachment B-1, HSI also will search the business for employment records
25 and associated items and otherwise attempt to conduct interviews in furtherance of the
26 crimes listed in the warrant. HSI will search the **Target Subjects** for:
27

1) Identity documents or copies of identity documents, in any form, and whether fraudulent or not, including, but not limited to:

- a. Form I-551 Permanent Resident Card ("Green Card");
- b. Form I-766 Employment Authorization Document Card;
- c. U.S. and foreign passports;
- d. Visas;
- e. I-94 Departure Records;
- f. birth certificates;
- g. Social Security cards;
- h. foreign national identity documents;
- i. driver's licenses;
- j. applications to obtain such documents;

2) Pay stubs or other records reflecting employment at **Target Location**.

1 CONCLUSION

2 65. Based on the foregoing, I seek authorization to search the premises specified
3 in Attachments A-1 and A-2, the **Target Location**, for the items specified in Attachment
4 ~~B-1. Attachment A-1 describes the Buona Forchetta - South Park premises and~~
5 Attachment A-2 describes the Enoteca Buona Forchetta premises to be searched.
6 Attachment B-1 describes the items I seek to seize from the **Target Location**. I further
7 seek authorization to search the **Target Subjects** specified in Attachment A-3, for the items
8 specified in Attachment B-2. Attachment A-3 contains depictions of the fraudulent green
9 cards described above. Attachment B-2 describes the items I seek to seize from the **Target**
10 **Subjects**.

11
12 Digitally signed by MICHAEL
MICHAEL J HENSLEY J HENSLEY
Date: 2025.05.29 11:10:41
-07'00'

13 Michael Hensley, Affiant
14 Special Agent
Homeland Security Investigations

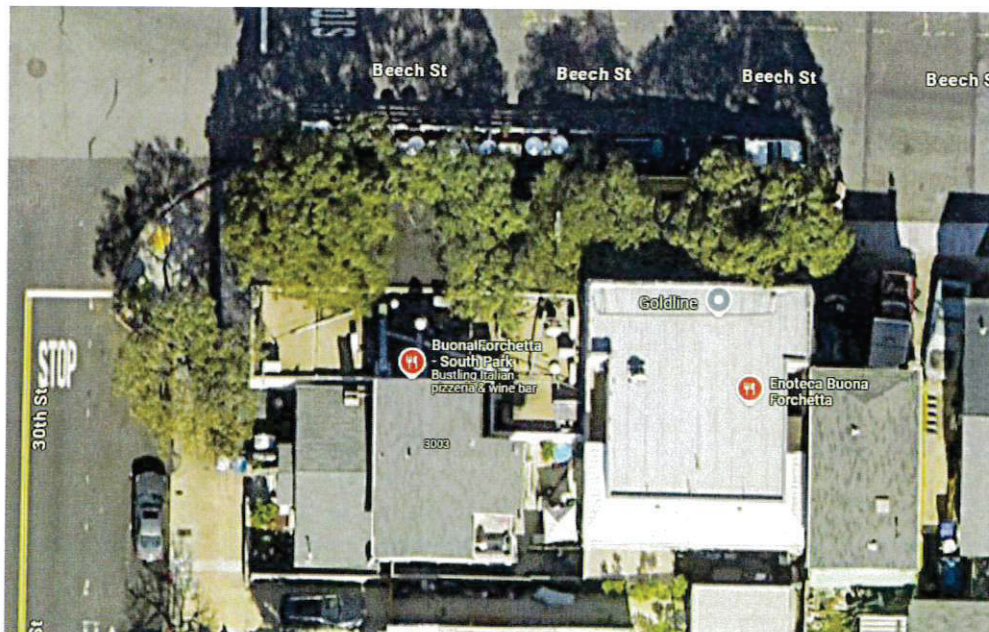
15 The above-named agent provided a sworn statement to the truth of the foregoing affidavit
16 by telephone on 29th day of May, 2025.

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18 
19 Hon. Karen S. Crawford
20 United States Magistrate Judge
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ATTACHMENT A-1

Property to Be Searched

The property, located at 3001 Beech Street, San Diego, California, 92102, known as **Buona Forchetta – South Park**. Buona Forchetta – South Park is described as a brown restaurant, with indoor and outdoor seating areas. The name “Buona Forchetta” is marked on the trim of the restaurant on the north and west siding of the building. Together with the property to be searched described in Attachment A-2, **Enoteca Buona Forchetta**, the properties described in Attachments A-1 and A-2 comprise the “**Target Location**.” In between both properties is a beauty salon identified as “Goldline.” During surveillance operations, employees are identified to be working and walking throughout both Buona Forchetta – South Park and Enoteca Buona Forchetta properties during their shifts. Enoteca Buona Forchetta is located to the east of Buona Forchetta – South Park in the neighboring building structure. The requested authorization to search includes both Buona Forchetta – South Park and Enoteca Buona Forchetta properties.



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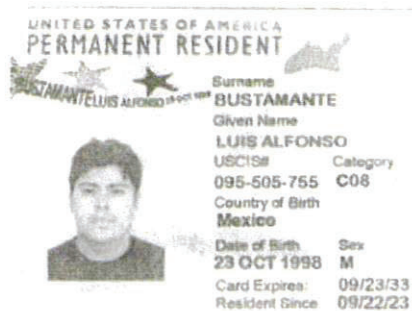
Enoteca Buona Forchetta

Buona Forchetta – South Park

ATTACHMENT A-3

People to Be Searched – Target Subjects

1. Luis Alfonso BUSTAMANTE DOB: 10/23/1998



2. Jaime MORALES CASTANEDA, DOB: 04/21/1989, Real A# 088716257



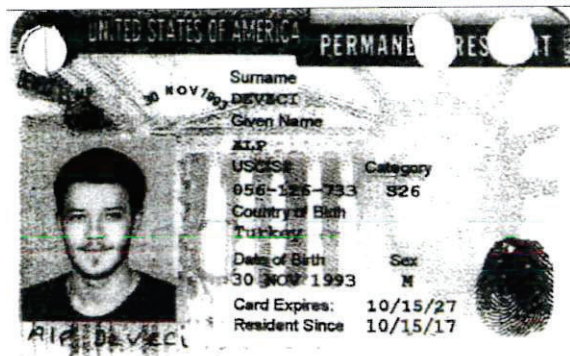
3. Melissa CORNEJO, DOB: 09/22/1999



4. Areli DE LOS SANTOS RAMIREZ, DOB: 12/28/1985, Real A# 216266648, Prior B2 overstay.



5. Alp DEVECI, DOB: 11/30/1993



6. Felipe GOMEZ CABRERA, DOB: 10/31/1988



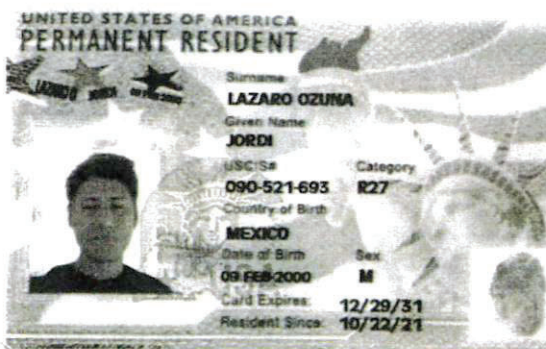
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2 7. Omar Sandro SALDANA HERNANDEZ, DOB: 08/09/1973, B2 non-
3 immigrant, FINS: 7506609



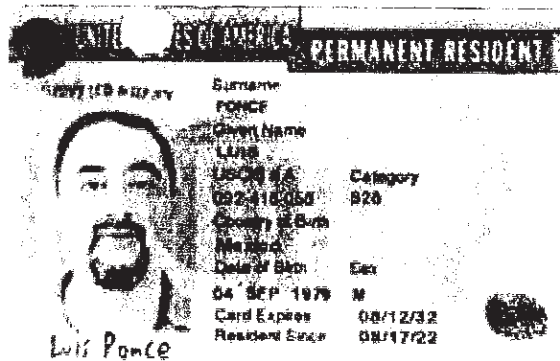
10
11 8. Oscar JIMENEZ GARCIA, DOB: 09/01/1987



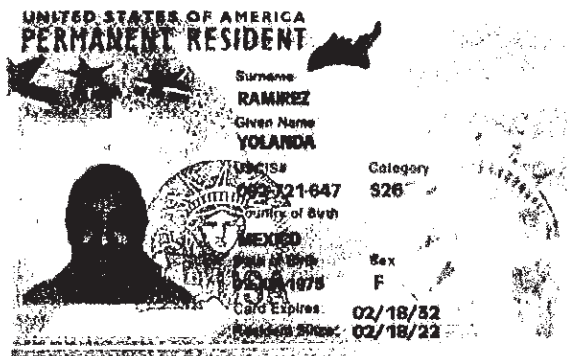
20 9. Jordi LAZARO OSUNA, DOB: 02/09/2000, FINS: 1312115628



13. Luis PONCE, DOB: 09/04/1979



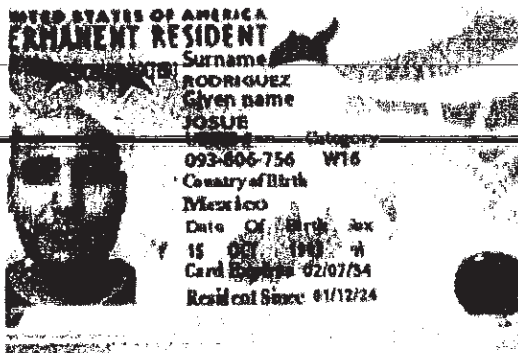
14. Yolanda RAMIREZ, DOB: 06/09/1975



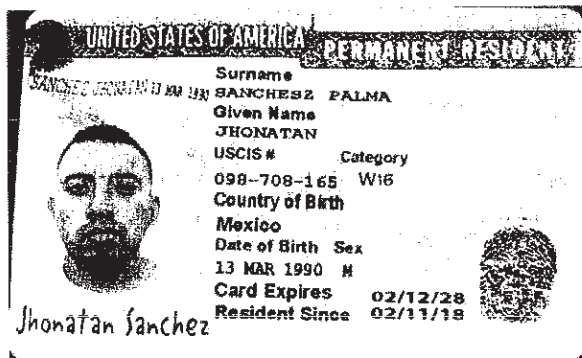
15. Williams REYES CALLEJAS, DOB: 08/18/1987



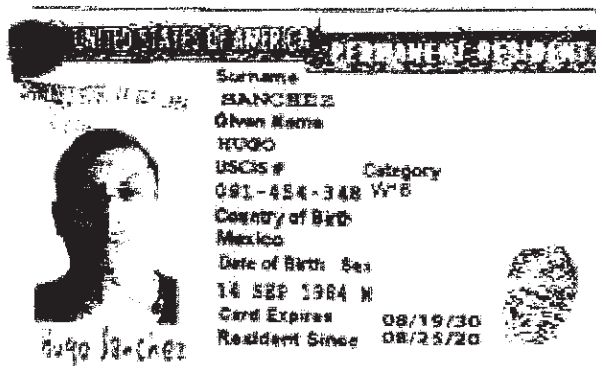
16. Josue RODRIGUEZ, DOB: 10/15/1993



17. Jhonatan SANCHEZ PALMA, DOB: 03/13/1990, name spelled wrong on green card.



18. Hugo SANCHEZ, DOB: 09/14/1986



19. Luis TINAJERO, DOB 01/08/1976



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1 6. Records and information relating to recruiting individuals, hiring
2 individuals, verification of an individual's true identity, and their status to legally work in
3 the United States;

4 7. Communications regarding the use, sourcing, manufacturing, and/or
5 procurement of fraudulent identification documents.

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ATTACHMENT B-2

Particular Things to be Seized from the Individuals Identified in A-3

The following records, documents, files, or materials that constitute evidence,
~~instrumentalities, or fruits of violations of 8 U.S.C. § 1324(a); 8 U.S.C. § 1324a; 18 U.S.C.~~
§ 1001; 18 U.S.C. § 1015(e); and 18 U.S.C. § 1546, 42 U.S.C. § 408(a)(7)(B), namely:

1. Identity documents or copies of identity documents, in any form, and
whether fraudulent or not, including, but not limited to:

- a. Form I-551 Permanent Resident Card ("Green Card");
- b. Form I-766 Employment Authorization Document Card;
- c. U.S. and foreign passports;
- d. Visas;
- e. I-94 Departure Records;
- f. birth certificates;
- g. Social Security cards;
- h. foreign national identity documents;
- i. driver's licenses;
- j. applications to obtain such documents;

2. Pay stubs or other records reflecting employment at **Target Location**.

UNITED STATES DISTRICT COURT

for the

Southern District of California

In the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)

Buona Forchetta - South Park
3001 Beech Street, San Diego, California 92102

Case No.

WARRANT BY TELEPHONE OR OTHER RELIABLE ELECTRONIC MEANS

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search and seizure of the following person or property located in the Southern District of California
(identify the person or describe the property to be searched and give its location):

See Attachments A-1, A-3

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property described above, and that such search will reveal *(identify the person or describe the property to be seized)*:

See Attachments B-1, B-2

YOU ARE COMMANDED to execute this warrant on or before June 12, 2025 (not to exceed 14 days)
☒ in the daytime 6:00 a.m. to 10:00 p.m. ☐ at any time in the day or night because good cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to Hon. Karen S. Crawford
(United States Magistrate Judge)

☐ Pursuant to 18 U.S.C. § 3103a(b), I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (*check the appropriate box*)

☐ for _____ days (not to exceed 30) ☐ until, the facts justifying, the later specific date of _____

Date and time issued: 5/29/2025 @ 4:11 PM

City and state: San Diego, California

Judge's signature

Hon. Karen S. Crawford, United States Magistrate Judge
Printed name and title

Return

Case No.:

Date and time warrant executed:

Copy of warrant and inventory left with:

Inventory made in the presence of :

Inventory of the property taken and name(s) of any person(s) seized:

Certification

I declare under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.

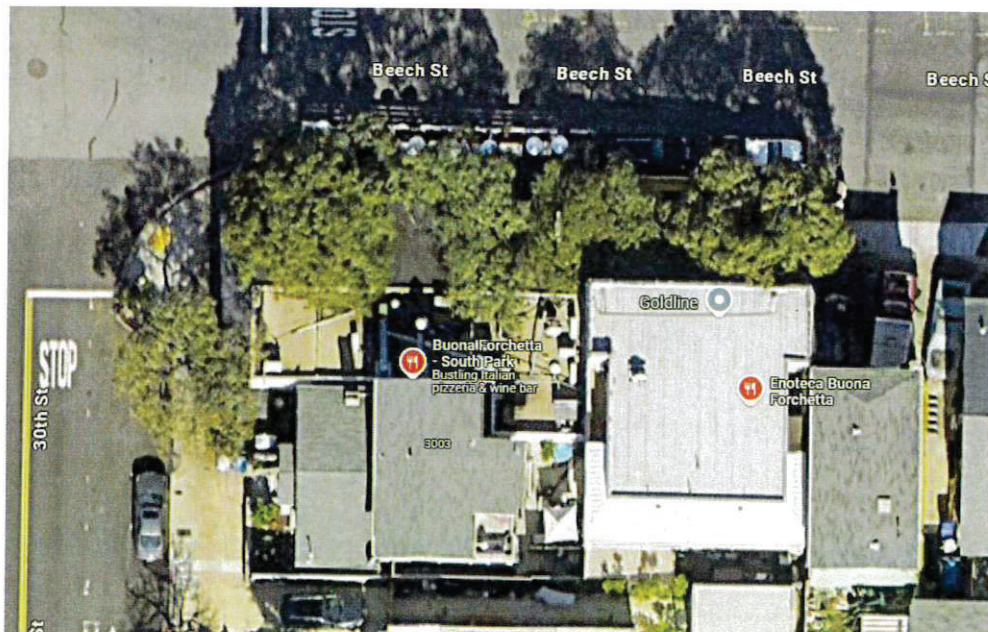
Date: _____

*Executing officer's signature*_____
Printed name and title

ATTACHMENT A-1

Property to Be Searched

The property, located at 3001 Beech Street, San Diego, California, 92102, known as **Buona Forchetta – South Park**. Buona Forchetta – South Park is described as a brown restaurant, with indoor and outdoor seating areas. The name “Buona Forchetta” is marked on the trim of the restaurant on the north and west siding of the building. Together with the property to be searched described in Attachment A-2, **Enoteca Buona Forchetta**, the properties described in Attachments A-1 and A-2 comprise the “**Target Location**.” In between both properties is a beauty salon identified as “Goldline.” During surveillance operations, employees are identified to be working and walking throughout both Buona Forchetta – South Park and Enoteca Buona Forchetta properties during their shifts. Enoteca Buona Forchetta is located to the east of Buona Forchetta – South Park in the neighboring building structure. The requested authorization to search includes both Buona Forchetta – South Park and Enoteca Buona Forchetta properties.



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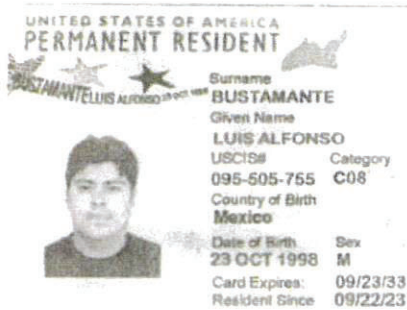
Enoteca Buona Forchetta

Buona Forchetta – South Park

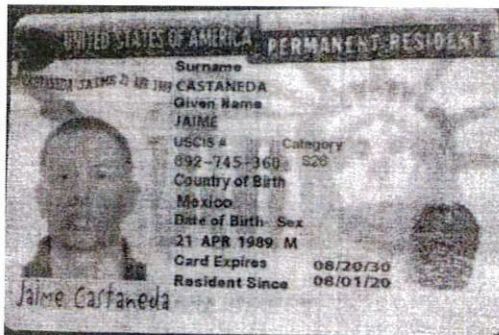
ATTACHMENT A-3

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1. Luis Alfonso BUSTAMANTE DOB: 10/23/1998



2. Jaime MORALES CASTANEDA, DOB: 04/21/1989, Real A# 088716257



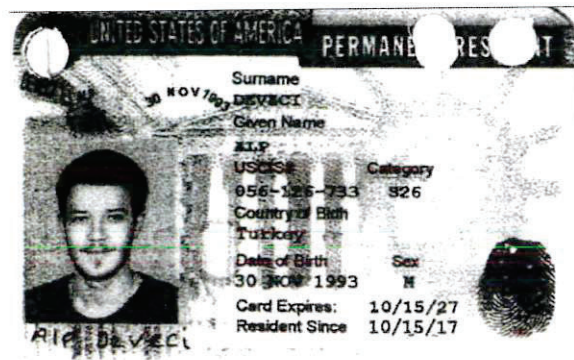
3. Melissa CORNEJO, DOB: 09/22/1999



4. Areli DE LOS SANTOS RAMIREZ, DOB: 12/28/1985, Real A# 216266648, Prior B2 overstay.



5. Alp DEVECI, DOB: 11/30/1993



6. Felipe GOMEZ CABRERA, DOB: 10/31/1988



7. Omar Sandro SALDANA HERNANDEZ, DOB: 08/09/1973, B2 non-immigrant, FINS: 7506609



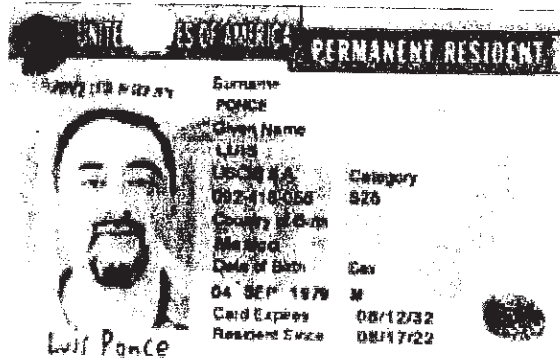
8. Oscar JIMENEZ GARCIA, DOB: 09/01/1987



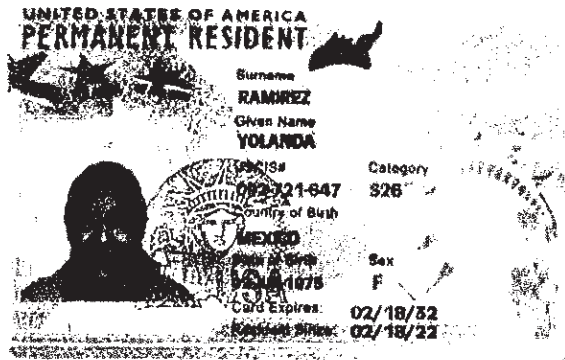
9. Jordi LAZARO OSUNA, DOB: 02/09/2000, FINS: 1312115628



13. Luis PONCE, DOB: 09/04/1979



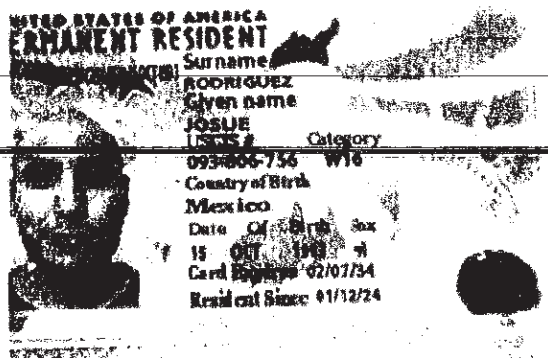
14. Yolanda RAMIREZ, DOB: 06/09/1975



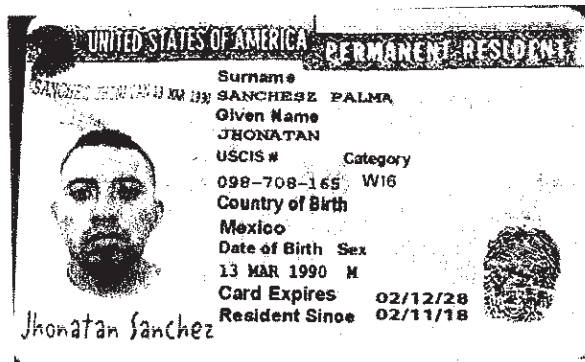
15. Williams REYES CALLEJAS, DOB: 08/18/1987



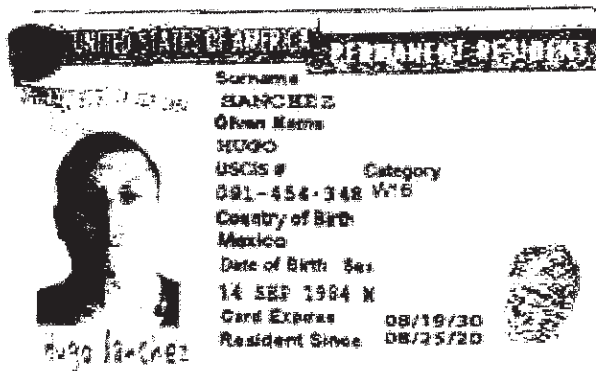
16. Josue RODRIGUEZ, DOB: 10/15/1993



17. Jhonatan SANCHEZ PALMA, DOB: 03/13/1990, name spelled wrong on green card.



18. Hugo SANCHEZ, DOB: 09/14/1986



19. Luis TINAJERO, DOB 01/08/1976



1 **ATTACHMENT B-1**

2 **Particular Things to be Seized From Target Location as Described in Attachments**

3 **A-1 and A-2**

4 The following records, documents, files, or materials (regardless of whether printed,
5 written, handwritten, or typed), that constitute evidence, instrumentalities, or fruits of
6 violations of 8 U.S.C. § 1324(a); 8 U.S.C. § 1324a; 18 U.S.C. § 1001; 18 U.S.C. § 1015(e);
7 and 18 U.S.C. § 1546, 42 U.S.C. § 408(a)(7)(B), namely:

8 1. Employment records for current and former employees, including but not
9 limited to, personnel files, time cards, production cards, payroll information, bank account
10 information, employee work schedules, employment applications, video recordings of
11 employees, photographs of employees, employment verification documents, Social
12 Security Administration Employer Correction Requests (No-Match letters), Social
13 Security Administration Request for Employee Information (No-Match letters), and
14 Department of Homeland Security (DHS) immigration eligibility documents including
15 DHS Forms I-9;

16 2. Any employee identification documents and immigration documents in any
17 form, to include but not limited to, immigration visas, entry documents, passports, Social
18 Security cards, Form I-551s, employment authorization documents;

19 3. Any correspondence with government agencies pertaining to employment,
20 such as the Department of Homeland Security, Social Security Administration, and
21 United States Citizenship and Immigration Services;

22 4. Any documents pertaining to the true identities of the individuals identified
23 in Attachment A-3;

24 5. Documents and records pertaining to the ownership and management of the
25 business;

1 6. Records and information relating to recruiting individuals, hiring
2 individuals, verification of an individual's true identity, and their status to legally work in
3 the United States;

4 7. Communications regarding the use, sourcing, manufacturing, and/or
5 procurement of fraudulent identification documents.

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ATTACHMENT B-2

Particular Things to be Seized from the Individuals Identified in A-3

The following records, documents, files, or materials that constitute evidence,
instrumentalities, or fruits of violations of 8 U.S.C. § 1324(a); 8 U.S.C. § 1324a; 18 U.S.C.
§ 1001; 18 U.S.C. § 1015(e); and 18 U.S.C. § 1546, 42 U.S.C. § 408(a)(7)(B), namely:

1. Identity documents or copies of identity documents, in any form, and
whether fraudulent or not, including, but not limited to:
 - a. Form I-551 Permanent Resident Card ("Green Card");
 - b. Form I-766 Employment Authorization Document Card;
 - c. U.S. and foreign passports;
 - d. Visas;
 - e. I-94 Departure Records;
 - f. birth certificates;
 - g. Social Security cards;
 - h. foreign national identity documents;
 - i. driver's licenses;
 - j. applications to obtain such documents;
2. Pay stubs or other records reflecting employment at **Target Location**.