

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 22-mj-03170-McAliley

UNITED STATES OF AMERICA

vs.

DIEGO SEBASTIAN RADIO,

Defendant.

_____ /

CRIMINAL COVER SHEET

1. Did this matter originate from a matter pending in the Northern Region of the United States Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek Maynard)? ☐ Yes ☒ No
2. Did this matter originate from a matter pending in the Central Region of the United States Attorney's Office prior to October 3, 2019 (Mag. Judge Jared Strauss)? ☐ Yes ☒ No

Respectfully submitted,

JUAN ANTONIO GONZALEZ
UNITED STATES ATTORNEY

By: /s/ Karla Albite
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AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

United States of America

v.

DIEGO SEBASTIAN RADIO,

Defendant(s)

Case No. 22-mj-03170-McAliley

CRIMINAL COMPLAINT BY TELEPHONE OR OTHER RELIABLE ELECTRONIC MEANS

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

On or about the date(s) of July 5, 2022 in the county of Miami-Dade in the
Southern District of Florida, the defendant(s) violated:

Code Section

18 U.S.C. § 661

Offense Description

Theft of personal property valued at greater than \$1000 within the special maritime and territorial jurisdiction of the United States.

This criminal complaint is based on these facts:

SEE ATTACHED AFFIDAVIT.

☒ Continued on the attached sheet.



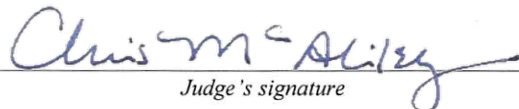
Complainant's signature

Alexander Sorokin, HSI Special Agent

Printed name and title

Attested to by the Applicant in accordance with the requirements of Fed.R.Crim.P. 4.1 by FaceTime

Date: July 6, 2022



Judge's signature

City and state: Miami, Florida

Honorable Chris M. McAliley, U.S. Magistrate Judge

Printed name and title

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Alexander Sorokin, being duly sworn, hereby state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I am a special agent with Homeland Security Investigations (“HSI”), and have been so employed since December 2018. I completed the Basic Criminal Investigative Training Program (“CITP”) at the Federal Law Enforcement Training Center (“FLETC”) and have also completed HSI’s Special Agent Training Academy at FLETC. I have conducted numerous criminal investigations for violations of federal and state laws including but not limited to narcotics possession, weapons possession, bulk cash smuggling, merchandise smuggling, and organized criminal activity. Prior to becoming a special agent, I was employed with the Brevard County Sheriff’s Office for approximately nine years. There, I served as an Investigative Agent and conducted initial arrests and investigations of crimes related to child pornography, child exploitation, narcotics possession, weapons possession, and organized criminal activity. I have a Master of Arts in Intelligence with a concentration in Homeland Security from American Military University.

2. This Affidavit is submitted for the limited purpose of establishing probable cause in support of a criminal complaint charging DIEGO SEBASTIAN RADIO (“RADIO”) with theft of personal property valued at greater than \$1,000 within the special maritime and territorial jurisdiction of the United States, specifically, theft of \$10,732 in U.S currency and 14,320 in Argentine Peso, in violation of Title 18, United States Code, Section 661.

3. The facts set forth in this Affidavit are based on my personal knowledge as well as documents provided to me in my official capacity, information obtained from other individuals, including officers and witnesses, my review of documents and records related to this

investigation, communications with others who have personal knowledge of the events and circumstances described herein, and information gained through my training and experience. The information contained in this Affidavit is true and correct to the best of my knowledge and belief.

4. Because this Affidavit is solely for the purpose of establishing probable cause, it does not contain all of the information known about this investigation. Rather, I have included only the facts that I believe are necessary to establish probable cause for the proposed complaint.

PROBABLE CAUSE

5. On or about July 5, 2022, United States Customs and Border Protection (“CBP”) officers were notified that an individual aboard American Airlines flight 900 from Buenos Aires, Argentina, to Miami, Florida, later identified as RADIO, was believed to have stolen currency and credit cards from two passengers (collectively, the “victims”). At the time of the theft, the flight was in air and over international waters. Given the call, CBP officers reported to the flight’s arrival gate in order to speak with RADIO, the victims, and members of the flight crew who witnessed activity related to the theft.

6. After disembarking the flight, CBP officers conducted a pat down of RADIO and inspected his belongings, including a carryon backpack, pursuant to border search authority. In RADIO’s carryon backpack, CBP officers discovered loose currency that approximately matched the amounts claimed to be missing by the victims. The loose currency totaled \$10,732 in U.S currency and 14,320 in Argentine Peso. CBP officers also located RADIO’s wallet and passport folder in the backpack, which contained approximately \$3,013 and \$1,000 in U.S. currency, respectively. A pat down of RADIO further revealed two credit cards bearing the name of one of the victims, G.A., in his jacket pocket.

7. HSI special agents read RADIO his *Miranda* rights in Spanish. RADIO waived his rights orally and in writing. In a post-*Miranda* recorded interview that was conducted in Spanish, RADIO admitted that he had stolen currency from the personal belongings of the victims, V.I and G.A., including two credit cards belonging to G.A.

8. HSI special agents also identified and interviewed the two victims: V.I., who was traveling with her daughter, and G.A. who was traveling with her husband. V.I. stated that a flight attendant had observed suspicious activity and asked her to search her belongings to confirm whether anything was missing. Upon inspecting her purse, V.I. discovered that all of the currency in her wallet had been taken, approximately \$10,022 in U.S. currency and 13,800 in Argentine Peso. V.I. confirmed the amounts of currency that had been stolen. Moreover, V.I. was able to identify three U.S. bills because she recalled that they had a unique stamp on them.

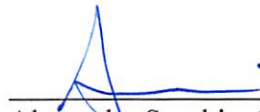
9. G.A., who was seated behind V.I., stated that upon hearing the flight attendant's statement regarding suspicious activity, she also inspected her belongings. V.I. discovered that her wallet had been unzipped, and that it was missing two credit cards and all the currency in her wallet, approximately \$710 in U.S. currency and 520 in Argentine Peso. V.I. confirmed the amounts of currency that had been stolen from her. Moreover, V.I. confirmed that the two credit cards found in RADIO's possession belonged to her.

10. CBP officers also spoke with members of the flight crew who observed suspicious activity, including that RADIO repeatedly walked up and down the airplane aisle and had been seated for a period of time in a seat that was not assigned to him; that seat was located near the victims. One member of the flight crew further stated that she observed RADIO with what appeared to be a female wallet.

CONCLUSION

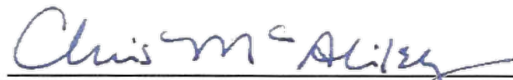
11. Based on the information provided above, I respectfully submit that there is probable cause to believe that, on or about July 5, 2022, in Miami-Dade County, in the Southern District of Florida, DIEGO SEBASTIAN RADIO engage in theft of personal property valued at greater than \$1,000 within the special maritime and territorial jurisdiction of the United States, specifically, \$10,732 in U.S currency and 14,320 in Argentine Peso, in violation of Title 18, United States Code, Section 661.

FURTHER YOUR AFFIANT SAYETH NAUGHT.



Alexander Sorokin, Special Agent
Homeland Security Investigations

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by Face Time this 6th of July 2022.



HONORABLE CHRIS M. MCALEY
UNITED STATES MAGISTRATE JUDGE