

[Material that is irrelevant to Los Tocayos Carlos and contains sensitive personal information about one or more persons has been removed.]

## INVESTIGATION MEMORANDUM

**TO: JIM LIEBMAN**  
**FROM: PESO CHAVEZ**  
**DATE: AUGUST 28, 2004**

***RE: CARLOS DELUNA***

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On the above date I contacted **MICHELLE GARZA** at her residence, [material removed]. I identified myself, stated who I represented and the purpose of my visit to which she understood. Ms. Garza is employed full time with Wells Fargo Servicing Center on Jefferson St. NE, as an Operations Processor I. Her hours of work are M-F 8:30am-4:30pm and attends Albuquerque T-VI (community college/vocational school) at night. She has 4 sons—the oldest 26 is in prison in Texas, the other three, ages 25, 17 and 15 live with her. She is divorced from Pete Garza who lives in Corpus Christi, TX.

Ms. Garza first met Carlos Hernandez sometime in the 80's through her friend Cindy Maxwell. Cindy was dating Carlos at the time and living on Hancock Street in Corpus Christi, TX. During this period Carlos was in and out of prison. She stated, "I don't recall why he was in prison but I do recall one day he told me and Cindy that he had killed a lady in a van. I had always thought he was just making it up until Cindy told me he had stabbed some other lady". I mentioned the name Dina Ybanez but she could not remember if it was her. According to Ms. Garza she does not recall Mr. Hernandez ever discussing any other killing.

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Ms. Garza described Carlos as being very quiet and did not have many friends. She recalls a person by the name of Mike (LNU) and a cousin who

was in prison that belonged to the “Texas Syndicate Prison Gang. These were the only people she knew associated with Carlos.

In reference to the 1996 incident, I read her the report which she corroborated. This was the first time she had ever seen Carlos with a knife and in a violent situation. It was Cindy who called the police and it was Cindy who bailed Carlos out the following day. Ms. Garza immediately moved out and was later contacted by Cindy. Cindy informed Ms. Garza that Carlos was having a parole hearing and requested that Michelle lie about the incident. Ms. Garza stated, “Cindy wanted me to lie and say that Carlos didn’t have a knife and that it was all a mistake. I told her that I wouldn’t and besides the police were present when Carlos had the knife anyway”. After that incident Ms. Garza did not see much of Cindy. They have not spoken with each other in the past 4 years and when they did it was real brief—“she was very distant”.

Ms. Garza suggested I contact her ex-common law husband LITTLE JOHN PHILLIP WINFIELD. “We use to have BBQ with Carlos and Cindy and I know Carlos and Little John would talk—he may have told him something”. He can be contacted at his sisters Darlyn Moss (Manager @ Wal-Mart, Plano, TX.) and his mother Florence Winfield, who live on or near General Custard Dr., Plano TX. Mr. Winfield has done time in prison for possession with the intent to distribute cocaine.

I asked Ms. Garza if I could contact her next week to see if she remembers anything in re Carlos Hernandez. She agreed, and asked that I contact her at work because she does not have a home phone.