

Ex. 69

REPORT OF INVESTIGATION (Law Enforcement)

ROUTINE SENSITIVE SIGNIFICANT

2. TO: Special Agent in Charge New York District

3. MONITORED INVESTIGATION INFORMATION (Number and Branch)
 CIP: New York FY-91
 EXPLOSIVES VIOLATIONS
 REPORT 001 Monitor # FFL 631918

4. TITLE OF INVESTIGATION
 Dominic Franza

5. INVESTIGATION No. (Include Suspect No.)
 63142-91-4009-V

6. TYPE OF REPORT (Check applicable boxes)

<input checked="" type="checkbox"/>	PRELIMINARY	<input type="checkbox"/>	COLLATERAL (Request)
<input type="checkbox"/>	STATUS	<input type="checkbox"/>	COLLATERAL (Reply)
<input type="checkbox"/>	FINAL	<input type="checkbox"/>	INTELLIGENCE
<input type="checkbox"/>	SUPPLEMENTAL	<input type="checkbox"/>	REFERRAL (Internal)

7. BUREAU PROGRAM

8. PROJECT(S)

9. DETAILS:

On 7/17/90 Josephine Mendez and her daughter Myra Franza were shot by an unknown individual at 485 West 187St., Apt. 1D, New York, New York, that location being the residence of Mrs. Mendez; both victims, although shot in the head, survived. Myra Franza is the estranged wife of Dominic Franza, the holder of FFL #613003013. M33298.

The above perpetrator dropped a handwritten note in the apartment during the shootings, on which was written the Mendez address. Subsequently, handwriting exemplars were taken from Dominic Franza by the NYCPD; laboratory examination determined that Franza's exemplars matched the handwriting on the above note.

On 8/11/90, a pipe bomb was placed at Nelson Mendez's residence, 644-50 West 85St., Apt 1A, New York, New York. Nelson Mendez is the brother of Myra Franza. The device failed to explode, and was rendered safe by the NYCPD. The device consisted of a 1 1/2" x 6" pipe, capped at both ends, black or smokeless powder, and a firecracker connected to a piece of fuse, contained in the pipe. The device had been placed in a white sock, and left in front of Mendez's apartment. There have been no arrests in that case.

On or about 2/6/91, Josephine Mendez and Nelson Mendez received letters in the mail, type written in Spanish. The return name and address on the envelope was Julio Ortiz, 750 West 181St, New York, New York, 10033. The unsigned letters threatened the Mendez family, including family in Puerto Rico. There is no Julio Ortiz at 750 West 181St., and his identity is unknown at this time.

10. SUBMITTED BY (Name) Chris Behan	11. TITLE AND OFFICE Special Agent, NYIII	12. DATE 02/20/91
REVIEWED BY (Name) Gerald Raffa	14. TITLE AND OFFICE Group Supervisor, NYIII	15. DATE 02/20/91
16. APPROVED BY (Name) Charles R. Thomson	17. TITLE AND OFFICE Special Agent in Charge	13. DATE 02/20/91

197

REPORT OF INVESTIGATION - CONTINUATION SHEET
(Criminal Enforcement)

TITLE OF INVESTIGATION
Dominic Franza

UNIQUE IDENTIFIER
63142-91-4009-V

DETAILS (Continued)

On 2/8/91, Federal Express delivered a package addressed to the Mendez family in Puerto Rico. The package was found to contain a pipe bomb, 13 "x 1 1/2", black or smokeless powder, a piece of fuse attached to a fuse lighter. The device had been placed in a suitcase, which, when opened, was designed to ignite the fuse by pulling the fuse lighter. The device was rendered safe by bomb technicians, subsequently turned over to ATF, and is being forwarded to the ATF lab.

The package had been sent from the Federal Express Office on Broadway and 116St, New York, New York on 2/4/91, by an unknown male who signed the name "Julio Ortiz" to the airbill. The sender paid the \$45.00 air freight with a money order; the original air bill and money order are being forwarded to this office by Federal Express.

On 2/11/91, Dominic Franza was arrested by the NYCPD in connection with the attempted murders on 7/17/90. Franza subsequently stood in a lineup viewed by a witness from Federal Express, but was not identified as the sender of the bomb to Puerto Rico.

On 2/12/91, a Federal Search Warrant was executed at Franza's residence 3320 Barker Avenue, Bronx, New York. Retained during the search was a can of smokeless powder, tape, and miscellaneous papers including a piece of paper with the name "Julio Ortiz" written on it. A KSAR was forwarded relative to the above.

ON 2/13/91, a consent search was conducted in the basement of 3320 Barker Avenue, Bronx, New York, that address being where Franza rents his apartment. Permission for the search was given by Lonora Guzman, the owner of that building. The consent search, conducted by this office and Detective from the Arson & Explosive Squad, N.Y.C.P.D., resulted in the retention of two (2) pipe wrenches, a vise grip, six (6) drill bits, five (5) pipe nipples, one (1) end cap, and typewritten exemplars from two (2) typewriters in the Guzman's possession.

On 2/14/91, a Federal Arrest Warrant charging Dominic Franza with violation of T 18, U.S.C. Section 922 (b)(4) and 922 (e) was lodged at the Manhattan House of Detention where he is being held in lieu of \$150,000 bail on attempted murder charges in New York State Supreme Court.

On 2/12/91, authorization for a full FFL investigation was received from Bureau Headquarters

34

REPORT OF INVESTIGATION - CONTINUATION SHEET
(Criminal Enforcement)

TITLE OF INVESTIGATION
Dominic Franza

UNIQUE IDENTIFIER
63142-91-4009-V

DETAILS (Continued)

On 2/14/91, at about 12:30 p.m., a second search warrant was executed at Franza's residence 3320 Barker Avenue, Bronx, New York. The second search warrant was issued as a result of observations made during the search on 2/13/91, specifically the presence of firecrackers in the apartment. (The device left at the Mendez residence on 8/11/90, contained a firecracker.) During this second search, the following property was retained:

- Four (4) packages of firecrackers.
- Two (2) pieces of duct tape.
- A piece of paper with typewritten notes.
- A file with handwritten notes.
- A roll of black tape.

Attachments: ATF F 3100.7 (Case Summary)
 ATF F 3270.1 (Personal History)
 ATF F 3400.16 (Property Reports)