UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN THE MATTER OF THE APPLICATION OF THE UNITED STATES OF AMERICA FOR A SEARCH WARRANT FOR A JAGUAR 3.0 S TYPE BEARING DC TAG DT1645	:	Mag No.: 11-692-M-01 ~~Under Seal~~

AFFIDAVIT IN SUPPORT OF SEARCH WARRANT

Charles Rooney, Special Agent ("SA") with the Federal Bureau of Investigation ("FBI"), Washington Field Office ("WFO"), Washington, D.C., (hereinafter "your affiant") being duly sworn, deposes and states as follows:

GENERAL BACKGROUND

1. I am an "investigative or law enforcement officer of the United States" within the meaning of Section 2510 (7) of Title 18, United States Code, that is, an officer of the United States who is empowered by law to investigate and to make arrests for offenses enumerated in Section 2516 of Title 18 and 21, United States Code.

2. I am a duly appointed Special Agent of the Federal Bureau of Investigation (FBI) and have been employed as such since 2008. I am currently assigned to a squad, which investigates Violent Crimes out of the FBI's Violent Crimes Task Force of the Washington, D.C. Field Office of the FBI and I have been assigned to this squad since September of 2008. Prior to being appointed to the FBI, I served as a Police Officer for approximately eight years with the Fairfax County Police Department, Fairfax, VA. During the course of my participation in law enforcement I have conducted arrests, obtained search warrants and court orders. I have investigated crimes involving bank robberies, armored car robberies, assaults, malicious wounding

and carjacking, which have resulted in arrests and convictions.

3. Based on my experience and training, I am aware that:

a. Those involved in criminal activities commonly maintain at their residences, and on their property, including in their vehicles, tools and other implements they used during or in furtherance of the commission of crime.

b. Those involved in criminal activities commonly maintain at their residences, and on their property, including in their vehicles, books, records, receipts, computer diskettes, computers, notes, ledgers, airline tickets, money orders, and other papers and electronic records relating to their criminal activities.

c. Those involved in criminal activities commonly maintain books, papers, documents, and electronic records in secure locations within their residences and their property, including in their vehicles, so they can have ready access to such information.

d. Those involved in criminal activities attempt to legitimize the proceeds from their criminal activities. They often accomplish this by using the services of foreign and domestic banks and various financial institutions, and real estate brokers. Books and papers relating to such efforts, including but not limited to, cashier checks, money orders, telegrams, letters of credit and ledgers, are maintained in the residences and on the property, including in their vehicles, of those involved in criminal activities.

e. Those involved in criminal activities very often place assets, including real and personal property, such as vehicles, in names other than their own to avoid the detection and forfeiture of such assets by government agencies and continue to use these assets and to exercise dominion and control over them even though the

assets are normally owned by them.

f. Those involved in criminal activities usually have in their possession weapons. These weapons often consist of knives, guns, rifles, pistols, revolvers, shotguns, assault-type weapons, and other firearms as well as ammunition for any handgun, shotgun, and/or rifles. They posses these items for protection against robbery and also for use during and in furtherance of the commission of criminal offenses.

4. This affidavit is based, in part, upon information provided to me by other Special Agents of the FBI and officers of the Washington, D.C. Metropolitan Police Department (MPD), witnesses, physical surveillance, and other information gathered during the course of this investigation. Since this affidavit is being submitted for the limited purpose of obtaining a search warrant for one vehicle, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts which I believe are necessary to establish probable cause for the issuance of this search warrant.

5. As a result of my personal participation in this investigation, as well as through interviews with and analysis of reports submitted by other Special Agents of the FBI and officers of the MPD and other law enforcement agencies who are involved in this investigation, I am familiar with all aspects of this investigation. On the basis of this familiarity, and on the basis of other information which I have reviewed and determined to be reliable, I allege the facts to show there is probable cause to believe that fruits and evidence of offenses involving violations of: (i) interference with interstate commerce by threats or violence, in violation of Title 18, United States Code, § 1951(a); will be found

within a white Jaguar 3.0 bearing D.C. tag DT1645, which is currently located at a secure MPD facility in Washington, D.C.

6. Attachment A describes the vehicle to be searched. Attachment B describes the matters and things to be seized within the vehicle. All statements made in Attachments A and B are adopted into the body of this Affidavit as if fully set forth herein.

THE INVESTIGATION

7. On September 21, 2011, Garda, an armored truck company, during the normal course of business, dispatched an armored truck staffed by one armed guard and one unarmed driver to deliver and pick up United States currency from various commercial businesses located in the Washington, D.C., metropolitan area. The Garda truck began its route in Maryland, and crossed into the District of Columbia.

8. On September 21, 2011 at approximately 10:50 a.m., the Garda armored truck arrived at the CVS located at 6514 Georgia Ave Northwest Washington, D.C. The Garda armored truck armed guard entered the CVS, where he delivered one bag of United States currency and picked up two new bags containing United States currency. CVS is a national commercial drugstore chain, and the items sold there travel in interstate commerce. The driver of the truck remained in the Garda armored truck, which was parked near the front door entrance to the CVS.

9. As the armed guard was exiting the CVS from the front door with the United States currency he had received from a CVS employee, he was approached by three black men, two of whom were armed with handguns. One of the armed individuals demanded that the Garda armed guard "give up" the money. Subject 1 (S1)

pointed his handgun at the Garda armed guard, at which point the guard drew his handgun. At that point there was an exchange of gun fire between the suspect and the Garda Armored Car employee. The Garda guard stated that he believed he struck one of the subjects. The driver of the Garda armored truck witnessed the attempted robbery. The Garda guard and driver said that the three men fled by running westbound on Van Buren Street, NW.

10. After the attempted robbery, law enforcement followed a trail of blood from the CVS, down Van Buren Street, NW, to 13th Place, NW, and began canvassing that area. Witness 1 (W1) informed law enforcement that shortly after the shooting, it saw two black men on 13th Place, NW, and overheard them arguing, and one instructed the other to "run home." One of the men matched the description of one of the robbers. Discarded latex gloves were found in the area where W1 saw the two men arguing. Another witness (W2) saw a gold compact SUV with two bumper stickers leaving the area at a high rate of speed. A third witness (W3) informed law enforcement that it heard gunshots, and shortly thereafter it saw two black men running from the north alley onto the 6600 block of 13th Place, NW, and proceeded to turn right onto Aspen Street, NW. W3 then observed the two black men continue running eastbound on Aspen Street, NW, across Georgia Avenue.

11. Minutes after the robbery, in the 900 block of Aspen Street, NW, law enforcement stopped two individuals who matched the description of two of the robbery subjects. During the stop the subjects were identified as: Donnell Crews and Anthony James, both of whom reside at 808 Butternut Street Northwest Washington, D.C. Butternut Street, NW, is one block from where Crews and James were stopped by law

enforcement. A canvass of the 800 block of Butternut Street Northwest Washington, D.C. revealed a white Jaguar bearing D.C. tag number of DT1645 parked near 808 Butternut Street Northwest Washington, D.C. Further investigation revealed that the white Jaguar bearing D.C. tag number DT1645 is owned by Kirk Anthony Dean.

13. Law enforcement conducted a show up with the guard and the driver, at which they presented Donnell Crews and Anthony James. The driver of the armored car positively identified both Donnell Crews and Anthony James as subjects who participated in the attempted robbery of the armored car. The guard stated that one subject looked like the person who attempted to rob him, and was unsure about the other. During a later interview with law enforcement the guard said "yes, I think it was him" referring to the individual he had identified at the show up. Based on the investigation conducted by law enforcement, that included observations of the suspects and their clothing, the guard's identification was of Anthony James.

14. At approximately 11:00 a.m., a black male drove a gold Toyota Matrix SUV with two bumper stickers up to Washington Hospital Center, left the Matrix there, and fled. Medical personnel responded to the vehicle and located a black male suffering from gunshot wounds and with a chrome revolver in his lap and latex gloves on his hands. The subject was identified as Kirk Anthony Dean. Dean was pronounced dead at 5:56 p.m.

CONCLUSION

15. Based upon these facts, there is probable cause to believe that there are fruits and evidence, as further described in Attachment B, of: (i) interference with interstate commerce by threats or violence, in violation of Title 18, United States Code,

§ 1951(a); will be found within a white Jaguar 3.0 bearing D.C. tag DT1645, which is currently located at a secure MPD facility in Washington, D.C.

16. Wherefore, pursuant to Rule 41 of the Federal Rules of Criminal Procedure, I respectfully request a warrant to search the white Jaguar 3.0 bearing D.C. tag DT1645, which is currently located at a secure MPD facility in Washington, D.C.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Special Agent Charles Rooney
Federal Bureau of Investigation

2011

Sworn and subscribed to before me this ____ day of September, 2011.

Magistrate Judge
United States District Court
for the District of Columbia

JOHN M. FACCIOLA
U.S. MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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OF THE UNITED STATES OF AMERICA	:	**Mag No.:** 11-692-M-01
FOR A SEARCH WARRANT FOR A	:	
JAGUAR 3.0 S TYPE BEARING	:	**Under Seal**
DC TAG DT1645	:	

Attachment A

The vehicle to be searched is described as a white Jaguar 3.0 bearing D.C. tag DT1645, which is currently located at a secure MPD facility in Washington, D.C.

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Attachment B

- Articles of clothing matching witness descriptions
- Latex gloves
- Proceeds, including United States currency, precious metals, jewelry, and other financial instruments;
- Money wrappers, straps, bands
- Deposit slips
- ATM envelopes or other bank related forms
- Evidence of recent purchases including receipts and invoices
- Firearms or other weapons
- Photographs depicting associations between the suspects
- Evidence of use of storage facilities or bank safe deposit boxes
- Calendars, diaries, or other documents used to record schedules, meetings, conversations, or other events related to plans for this robbery
- Documents or records or evidence reflecting the acquisition of the vehicle used in the robbery or the location of the "chop shop" operation from which it was acquired
- Maps or other items displaying the location of Garda routes
- Pictures or diagrams of Garda vehicles
- GPS devices
- Evidence of automobile ownership
- Cellular telephones, pagers, and the contents thereof, and records and receipts reflecting their ownership and use;
- Telephone records, including toll records, receipts, bill's service data, telex activity, facsimile activity, and other related records;
- Photographs, including still photos, negatives, video tapes, films, undeveloped film and the contents therein, in particular photographs of co-conspirators, assets, U.S. currency, and offense locations;
- Address and/or telephone books, reflecting names, addresses, telephone

numbers, pager numbers, fax numbers and/or telex numbers, including computerized or electronic address and telephone records;

- Guns, rifles, pistols, revolvers, shotguns, assault-type weapons, pellet guns, and other firearms as well as ammunition for any firearm
- Any locked or closed containers including but not limited to safes, both combination and lock type, and their contents, which could include any of the above listed evidence.
- Trace evidence to include hair, fiber, fingerprint and DNA.