

State of Minnesota,
Plaintiff,

vs.

CLARENCE JAMES DICKENS DOB: 07/13/1991

2813 CEDAR AVE S #22
Minneapolis, MN 55407

Defendant.

COMPLAINT

Order of Detention

Amended

The Complainant submits this complaint to the Court and states that there is probable cause to believe Defendant committed the following offense(s):

COUNT I

Charge: Murder - 2nd Degree - With Intent-Not Premeditated

Minnesota Statute: 609.19.1(1), with reference to: 609.19.1(1), 609.11.5(a), 609.11.9, 609.17.4(2), 609.05.1, 609.05.2

Maximum Sentence: 20 YEARS

Offense Level: Felony

Offense Date (on or about): 08/21/2014

Control #(ICR#): 14295989

Charge Description: That on or about 8/21/2014, in Hennepin County, Minnesota, CLARENCE JAMES DICKENS, acting alone or intentionally aiding, advising, hiring, counseling or conspiring with another, and while armed with a firearm, attempted to cause the death of victim, a human being, with intent to effect the death of that person or another, but without premeditation.

Minimum Sentence: 3 YEARS

COUNT II

Charge: Possess Pistol/Assault Weapon-Conviction or Adjudicated Delinquent for Crime of Violence

Minnesota Statute: 624.713.1(2), with reference to: 609.11.5(b), 609.11.9, 624.713.2(b)

Maximum Sentence: 15 YEARS AND/OR \$30,000

Offense Level: Felony

Offense Date (on or about): 08/21/2014

Control #(ICR#): 14295989

Charge Description: That on or about 8/21/2014, in Hennepin County, Minnesota, CLARENCE JAMES DICKENS possessed a firearm and CLARENCE JAMES DICKENS has been convicted or adjudicated delinquent in this state or elsewhere of a crime of violence, Assault in the Second Degree on July 19, 2010, for which the sentence or court supervision expired on or after August 1, 1993.

Minimum Sentence: 5 YEARS

COUNT III

Charge: Dangerous Weapons-Drive by Shooting toward person, occupied motor vehicle or occupied building

Minnesota Statute: 609.66.1e(b), with reference to: 609.66.1e(b), 609.11.5(a), 609.11.9, 609.05.1, 609.05.2

Maximum Sentence: 10 YEARS AND/OR \$20,000

Offense Level: Felony

Offense Date (on or about): 08/21/2014

Control #(ICR#): 14295989

Charge Description: That on or about 8/21/2014, in Hennepin County, Minnesota, CLARENCE JAMES DICKENS acting alone or intentionally aiding, advising, hiring, counseling or conspiring with another, while armed with a firearm, and while in or having just exited a motor vehicle, recklessly discharged at another motor vehicle, to wit: Nissan MN XXXNUR.

Minimum Sentence: 3 YEARS

COUNT IV

Charge: Dangerous Weapons-Drive by Shooting toward person, occupied motor vehicle or occupied building

Minnesota Statute: 609.66.1e(b), with reference to: 609.66.1e(b), 609.11.5(a), 609.11.9, 609.05.1, 609.05.2

Maximum Sentence: 10 YEARS AND/OR \$20,000

Offense Level: Felony

Offense Date (on or about): 08/21/2014

Control #(ICR#): 14295989

Charge Description: That on or about 8/21/2014, in Hennepin County, Minnesota, CLARENCE JAMES DICKENS acting alone or intentionally aiding, advising, hiring, counseling or conspiring with another, while armed with a firearm, and while in or having just exited a motor vehicle, recklessly discharged at another motor vehicle, to wit: Chevrolet K-15, MN XXXNRV.

Minimum Sentence: 3 YEARS

STATEMENT OF PROBABLE CAUSE

COMPLAINT AMENDED; PROBABLE CAUSE AND OFFENSE AMENDED TO BE READ AS FOLLOWS:

Complainant has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On or about August 21, 2014, at approximately 4:53 p.m., officers in an unmarked squad heard multiple gunshots as they traveled in the area of 2nd Ave S., and Lake Street East, Minneapolis, Hennepin County, Minnesota. Those officers observed a male, later identified as CLARENCE JAMES DICKENS, hereinafter Defendant Dickens, running in the area of the gunshots. Officers observed Defendant Dickens enter the passenger side of a dark-grey colored vehicle, later identified as MN 050PBZ. The driver of the suspect vehicle took off at a high rate of speed. Officers in the unmarked squad, as well as several marked squads, pursued it.

While officers pursued the get-away vehicle, other squads responded to the area of the shooting; the McDonald's located at the above-listed intersection. Officers located and interviewed numerous victims and witnesses. Officers learned that Victim 1 and Victim 2 were seated in a black SUV in the McDonald's parking lot. The gunman approached the vehicle on foot and began firing a handgun at the vehicle in which they were seated. The gunman fired multiple times at the passenger side of the vehicle. The gunman hit the vehicle multiple times. After the initial shot, Victim 2 climbed into the backseat, using his body to shield Victim 3, a small child, from the gunfire.

Officers identified a known adult male and female, and their teenaged child, hereinafter Victim 4, 5 and 6. Victims 4, 5 and 6 were in a vehicle traveling on Lake Street when they heard multiple gun shots. A bullet struck the vehicle in which they were seated.

Some of the witnesses were in the parking lot/driveway area of the McDonald's when the gunman opened fire. Others were in vehicles traveling on Lake Street. Witnesses described the gunman's physical appearance, and his clothing, including a distinctive jacket. Some witnesses provided a detailed description of the gun.

Witnesses reported that after the gunman fired multiple times, he entered the passenger side of a nearby vehicle, and fled the scene. Witnesses described the get-away vehicle and the direction it traveled. The witness' description of the vehicle is consistent with the observations of the police officers in the unmarked squad car.

Officers pursued the suspect vehicle to the area of 2801 Portland Avenue South. There, they observed Defendant Dickens, wearing a distinctive jacket, running from the suspect vehicle, which was now unoccupied. Officers commanded Defendant Dickens to stop. Defendant Dickens did not stop. He ran. Officers observed a dark colored object in Defendant Dickens' hand. Defendant Dickens jumped over a fence, and briefly eluded officers. However, officers quickly located and apprehended Dickens, who was no longer wearing the distinctive jacket. Officers retraced Defendant Dickens' flight path and located the distinctive jacket. Officers also located and recovered a loaded dark colored handgun. The recovered handgun is consistent with the description provided by witnesses at the scene.

After Defendant Dickens was apprehended, officers conducted separate show-up identification procedures, and multiple witnesses identified Defendant Dickens as the shooter that fired multiple times into the vehicle occupied by Victim 1, 2 and 3.

As officers pursued Defendant Dickens, they also observed a male, later identified as DENNIS

AUGUSTUS KEITH MOBLEY, hereinafter Defendant Mobley emerge from some shrubbery in the 2800 block of Oakland Avenue South. Defendant Mobley appeared nervous, was sweating profusely and was out of breath. Officers searched the area where Mobley had emerged, and found a set of car keys. The keys that officers found near Defendant Mobley operated MN 050PBZ, the suspect vehicle, which was parked nearby and unoccupied. Officers located several items of evidentiary value in the glove box of the vehicle. These items include, a citation bearing Defendant Mobley's name and a baggie containing several bindles of suspected crack cocaine. Investigators later determined that the suspect vehicle belongs to Defendant Mobley's mother.

Forensic scientists processed the scene of the shooting and observed multiple bullet holes on the passenger side of the black SUV in which Victims 1, 2 and 3 had been seated. Officers observed a bullet strike in the vehicle occupied by Victims 3, 4 and 5. Crime scene processors located seven (7) discharged cartridge casings in the area where witnesses described Defendant Dickens firing the gun. The discharged cartridge casings are all the same caliber. The discharged cartridge casings recovered at the scene are the same caliber as the handgun recovered in Defendant Dickens' flight path.

In a post-Miranda interview, Defendant Mobley denied participating in the shooting, and stated that he was only the driver.

On July 19, 2010, Defendant Dickens was convicted of Assault in the Second Degree, a felony crime of violence. Defendant Dickens is thus prohibited from possessing a firearm.

On October 11, 2005, Defendant Mobley was adjudicated delinquent of the charge Burglary in the Second Degree, a felony crime of violence. On March 21, 2006, Defendant Mobley was adjudicated delinquent of the charge of Aggravated Robbery in the 1st Degree, a felony crime of violence. On August 15, 2012, Defendant Mobley was convicted of Controlled Substance Crime in the 3rd Degree, a felony crime of violence. Defendant Mobley is therefore prohibited from possessing a firearm. On September 26, 2011, Defendant Mobley was convicted of Prohibited Person in Possession of a Firearm. Defendant Mobley is currently on parole, having been released from the DOC in September 2013.

SIGNATURES AND APPROVALS

Complainant requests that Defendant, subject to bail or conditions of release, be:
(1) arrested or that other lawful steps be taken to obtain Defendant's appearance in court; or
(2) detained, if already in custody, pending further proceedings; and that said Defendant otherwise be dealt with according to law.

Complainant

Gregory Freeman
Police Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 2105

Electronically Signed:
08/25/2014 10:32 AM

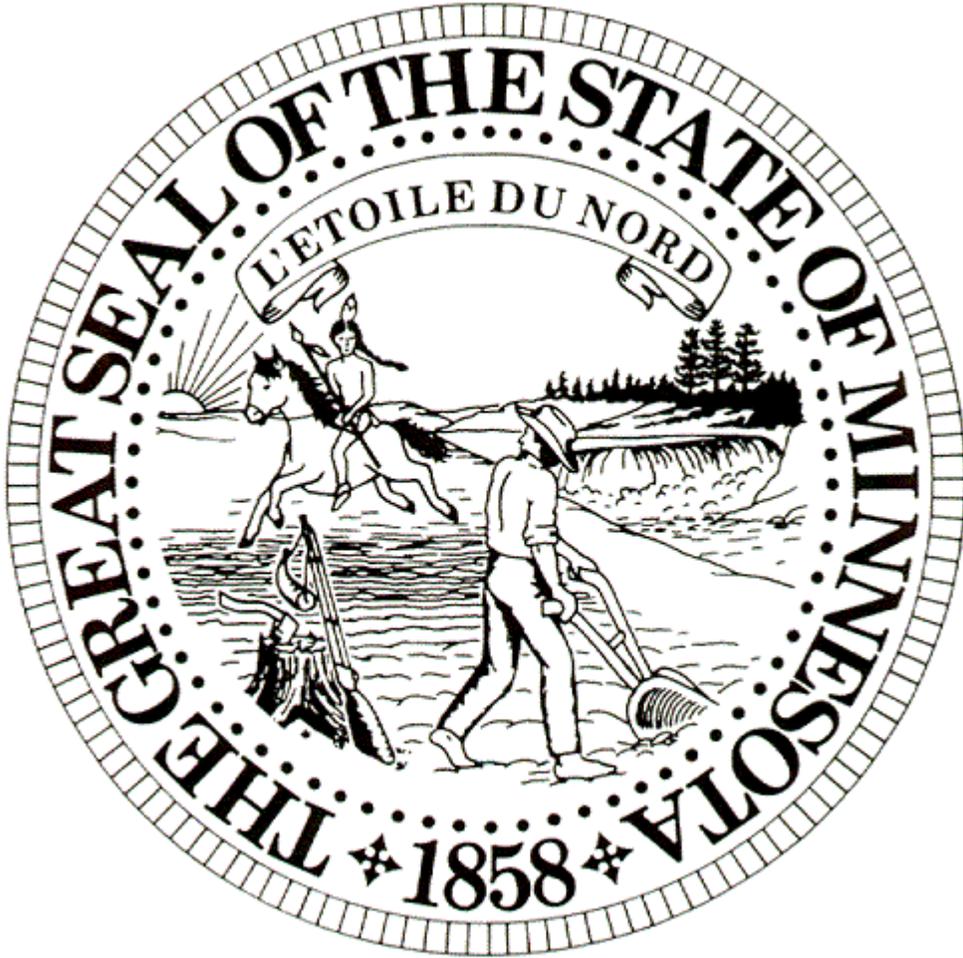
Subscribed and

Notary Public (
Judicial Office

31/2017

Being authorize

Prosecuting At



FINDING OF PROBABLE CAUSE

From the above sworn facts, and any supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined that probable cause exists to support, subject to bail or conditions of release where applicable, Defendant's arrest or other lawful steps be taken to obtain Defendant's appearance in court, or Defendant's detention, if already in custody, pending further proceedings. Defendant is therefore charged with the above-stated offense(s).

SUMMONS

THEREFORE YOU, THE DEFENDANT, ARE SUMMONED to appear on _____, _____ at _____ AM/PM before the above-named court at 401 Fourth Avenue S, Minneapolis, MN 55415 to answer this complaint.

IF YOU FAIL TO APPEAR in response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.

WARRANT

To the Sheriff of the above-named county; or other person authorized to execute this warrant: I order, in the name of the State of Minnesota, that the Defendant be apprehended and arrested without delay and brought promptly before the court (if in session), and if not, before a Judge or Judicial Officer of such court without unnecessary delay, and in any event not later than 36 hours after the arrest or as soon as such Judge or Judicial Officer is available to be dealt with according to law.

Execute in MN Only

Execute Nationwide

Execute in Border States

ORDER OF DETENTION

Since the Defendant is already in custody, I order, subject to bail or conditions of release, that the Defendant continue to be detained pending further proceedings.

Bail: \$500,000.00

Conditions of Release:

This complaint is issued by the undersigned Judge as of the following date: August 25, 2014.

Judicial Officer

Charles Porter

Electronically Signed: 08/25/2014 11:03 AM

Sworn testimony has been given before the Judicial Officer by the following witnesses:

**COUNTY OF HENNEPIN
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

CLARENCE JAMES DICKENS

Defendant

Clerk's Signature or File Stamp:

RETURN OF SERVICE

I hereby Certify and Return that I have served a copy of this Order of Detention upon the Defendant herein named.

Signature of Authorized Service Agent: