
State of Minnesota,

Plaintiff,

vs.

JAMES LAMAR DAVIS DOB: 10/15/1986

6910 Humboldt Ave N
Brooklyn Center, MN 55430

Defendant.

COMPLAINT

Warrant

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), 609.229.3(a), 609.17.4(2)

Maximum Sentence: 20 YEARS, PLUS 5 YEARS

Offense Level: Felony

Offense Date (on or about): 04/12/2014

Control #(ICR#): 14117834

Charge Description: That on or about 04/12/2014, in Hennepin County, Minnesota, JAMES LAMAR DAVIS , attempted to cause the death of (V-1), a human being, with intent to effect the death of that person or another, but without premeditation, for the benefit of, at the direction of, in association with or motivated by involvement with a criminal gang, with the intent to promote, further, or assist in criminal conduct by gang members.

COUNT II

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

Minnesota Statute: 609.19.1(1), with reference to: 609.19.1(1), 609.229.3(a), 609.17.4(2)

Maximum Sentence: 20 YEARS PLUS 5 YEARS

Offense Level: Felony

Offense Date (on or about): 04/12/2014

Control #(ICR#): 14117834

Charge Description: That on or about 04/12/2014, in Hennepin County, Minnesota, JAMES LAMAR DAVIS , attempted to cause the death of V-2, a human being, with intent to effect the death of that person or another, but without premeditation, for the benefit of, at the direction of, in association with or motivated by involvement with a criminal gang, with the intent to promote, further, or assist in criminal conduct by gang members.

STATEMENT OF PROBABLE CAUSE

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

On or about April 12, 2014, at approximately 2:57 a.m., Minneapolis police heard shots fired in the area of Target Field. Police located two males (V-1 and V-2) lying in one of the north facing gates of Target Field. V-1 was lying on his back, bleeding, and the first responders observed that he had been shot in the shoulder. It was later learned that the bullet had hit his spinal cord. V-2 was seated next to a puddle of bloody vomit, and would later be diagnosed with gunshot wounds to his chest and abdomen.

Identified witnesses gave statements to police confirming both the gunshots and that there were three black males, all wearing dark clothing and hoodie style sweatshirts that had ran from the area. Witnesses who did observe a gun described it as a black revolver.

A witness, who had observed the shooting from 50 to 70 feet away, described three black males, all wearing dark colored hoodies walking eastbound. He noted they all had their hoods pulled up. He heard five to six shots, and saw the two victims fall to the ground. He then saw the three suspects begin running, and watched as one of them fell and dropped a black handgun. This suspect picked up the gun, and ran down the light rail tracks towards the 5th Street Ramp.

Another witness at the scene informed police that she was an acquaintance of V-2, and she knew the individual who shot him to be Justin McGee, DOB 04/28/1984. This witness indicated she observed McGee walking with his hands in his waist band, and wearing a hoodie with the hood pulled up and laced tightly around his face. She did not see the gun, but was steps away from the shooting, and observed McGee flee towards Olson Memorial Highway after the shots were fired. She told police that she knew that V-2 was a member of the "Taliban" street gang, and McGee was a member of the "19's." The 19's and the Taliban are known to law enforcement to be violent criminal street gangs, and they are known to be actively feuding with each other.

V-2 informed police that he and V-1 had just begun working at Target Field the previous week. They got off of work and left via the north entrance. As they approached the outside of the gates, V-2 saw three males in hoodies. V-2 recognized one of these individuals as Justin McGee, and the other as someone he knew as "J Weezy." J Weezy is known to law enforcement to be JAVON LEROI DAVIS a/k/a JAMES DAVIS, DOB 10/15/1987, defendant herein. V-2 did not know the third individual. He saw McGee nod at Davis and the third suspect. At that point, Davis pulled out a gun and shot V-1 and V-2. V-2 was shown two separate, six person sequential lineups. V-2 identified McGee from one lineup, and Davis from the other lineup.

V-2 admitted to police that he had taken part in a YouTube video making fun of the murder of Tyrone Washington, a well-known member of the 19's who was recently murdered. V-2 denied that the purpose of the video was to threaten other gang members. V-2 stated his girlfriend called him prior to getting off of work, and warned V-2 not to walk to the Holiday Station as "they" were all around, meaning 19's gang members.

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 Jane Moore-Emberley Electronically Signed: 4/29/2014
Police Officer
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 4844

Subscribed and sworn to before the undersigned.

**Notary Public or
Judicial Official** Cass Durant Commission expires: 01/31/2018
Police Support Technician, Electronically Signed: 4/29/2014
County of Hennepin
350 S 5th St
Minneapolis, MN 55415-1389
Notary ID: 6179097

Being authorized to prosecute the offenses charged, I approve this complaint.

Prosecuting Attorney Thad Tudor Electronically Signed: 4/29/2014
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

