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**State of Minnesota,**

Plaintiff,

vs.

**NIGERIA LEE HARVEY DOB: 12/09/1991**

3200 CLINTON AVE S  
Minneapolis, MN 55408

Defendant.

**COMPLAINT**

Order of Detention

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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), 609.17.4(2)

Maximum Sentence: 40 YEARS, HALF OF

Offense Level: Felony

Offense Date (on or about): 07/27/2015

Control #(ICR#): 15278888

Charge Description: That on or about 7/27/2015, in Hennepin County, Minnesota, NIGERIA LEE HARVEY, caused the death of victim, a human being, with intent to effect the death of that person or another, but without premeditation, while

**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): 07/27/2015

Control #(ICR#): 15278888

Charge Description: That on or about 7/27/2015, in Hennepin County, Minnesota, NIGERIA LEE HARVEY possessed a firearm and NIGERIA LEE HARVEY has been convicted or adjudicated delinquent in this state or elsewhere of a crime of violence for which the sentence or court supervision expired on or after August 1, 1993.

Minimum Sentence: 5 YEARS

## STATEMENT OF PROBABLE CAUSE

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

On or about July 27, 2015 at 12:07 am Minneapolis Police Officers were dispatched to the intersection of 34th and Morgan in the city of Minneapolis, Hennepin County, Minnesota in response to a shot spotter activation that shots were fired. Upon arriving at that scene officers immediately noted blood, a number of shell casings and later located the body of a deceased male, who it was found had sustained multiple gunshot wounds. It was later learned that there was another victim of the shooting at that location being seen at a nearby hospital. This victim was spoken to and he indicated he had been at that location earlier in a pre-planned meeting with Nigeria Lee Harvey, the Defendant. The victim indicated he was in the driver seat of his car and the deceased victim was in the passenger seat. The victim indicated that the Defendant got into the car as per the plan but when the victim turned around to talk the Defendant pulled out a pistol and shot him in the head. This victim then said he played dead and he heard his friend get out of the car and he heard more gun shots ring out. He also indicated that the Defendant went through his pants after shooting him. It was confirmed at the hospital that this victim did receive a single gunshot wound that entered his ear and went into his jaw.

On July 28, 2015 at 3:56 pm Minneapolis Police Officers Violent Criminal Apprehension Team made contact with the Defendant at the 2800 block of Girard Avenue North, in the city of Minneapolis, Hennepin County, Minnesota. A search of his person located .45 Taurus handgun with an obliterated serial number. Also located was a tote of the Defendant's which contained a Glock brand 50 round magazine with a quantity of .45 caliber rounds, a 30 round magazine containing a quantity of 9mm rounds and a box of Federal Ammunition .45 caliber rounds.

A review of the Defendant's criminal history reveals convictions on:

12/18/2010 for Aggravated Robbery in the 1st degree in 27-CR-10-58138

7/16/2008 for Prohibited Person in Possession of a Firearm in 27-CR-08-51457

## 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.

<b>Complainant</b>	Twila Kay Villella Sergeant Investigator 350 S 5th St Minneapolis, MN 55415-1389 Badge: 7418	Electronically Signed: 07/31/2015 03:48 PM
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Subscribed and sworn to before the undersigned.

<b>Notary Public or Judicial Official</b>	Darcy Klund, Peace Officer License Number: 9628, Hennepin County, Minnesota. My license expires: 06/17/2017 SERGEANT 350 S 5th St Minneapolis, MN 55415-1389	Electronically Signed: 07/31/2015 03:50 PM
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Being authorized to prosecute the offenses charged, I approve this complaint.

<b>Prosecuting Attorney</b>	Christopher Freeman 300 S 6th St Minneapolis, MN 55487 (612) 348-5550	Electronically Signed: 07/31/2015 02:13 PM
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**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: \$1,000,000.00

Conditions of Release:

This complaint is issued by the undersigned Judge as of the following date: July 31, 2015.

**Judicial Officer**

James Moore

Electronically Signed: 07/31/2015 04:09 PM

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

**COUNTY OF HENNEPIN  
STATE OF MINNESOTA**

**State of Minnesota**

Plaintiff

vs.

**NIGERIA LEE HARVEY**

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: