

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No.  
Court File No.

18A02131  
27-CR-18-4772

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**State of Minnesota,**

Plaintiff,

vs.

**ANTONIO TONY CLARK DOB: 08/27/1969**

3438 Lyndale Ave N  
Minneapolis, MN 55412

Defendant.

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**COMPLAINT**

Order of Detention

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: 609.11.5(a), 609.19.1

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 02/16/2018

Control #(ICR#): 18050247

Charge Description: That on or about 2/16/2018, in Hennepin County, Minnesota, ANTONIO TONY CLARK, caused the death of A.C., a human being, with intent to effect the death of that person or another, but without premeditation, while using a firearm.

Minimum Sentence: 3 YEARS

**COUNT II**

**Charge: Murder - 2nd Degree - Without Intent - While Committing a Felony**

Minnesota Statute: 609.19.2(1), with reference to: 609.19.2(1), 609.11.5(a)

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 02/16/2018

Control #(ICR#): 18050247

Charge Description: That on or about 2/16/2018, in Hennepin County, Minnesota, ANTONIO TONY CLARK, did without intent to effect the death of any person, cause the death of A.C., a human being, while committing or attempting to commit the felony offense of Assault in the Second Degree while using a firearm.

Minimum Sentence: 3 YEARS

### COUNT III

**Charge: Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence**

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

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

Offense Level: Felony

Offense Date (on or about): 02/16/2018

Control #(ICR#): 18050247

Charge Description: That on or about 2/16/2018, in Hennepin County, Minnesota, ANTONIO TONY CLARK possessed ammunition or a firearm and ANTONIO TONY CLARK has been convicted or adjudicated delinquent in this state or elsewhere of crimes of violence: third degree drug sale, 27-CR-90-056054, assault in the first degree, 27-CR-95-106949, and prohibited person in possession of a firearm, 27-CR-07-123620, for which the sentence or court supervision expired on or after August 1, 1993.

Minimum Sentence: 5 YEARS

## STATEMENT OF PROBABLE CAUSE

Your Complainant is an Investigator with the Minneapolis Police Department, and in that capacity has investigated the facts and circumstances of the offense alleged herein, including reviewing the reports of other officers, and believes the following establishes probable cause:

On February 16, 2018, officers were dispatched to a home in the 3500 block of Lyndale Avenue North, Minneapolis, Hennepin County, Minnesota, on a report of a shooting. Responding officers were led by a witness to the basement of the residence, where A.C., an adult male, Victim herein, was found deceased, slumped inside a closet with his back partially against the wall. A small caliber handgun was found next to Victim. Officers learned through investigation that Victim had been shot by ANTONIO TONY CLARK, Defendant herein, Victim's brother.

Officers spoke with Witness A, a known adult female, who was Victim's girlfriend. Witness A stated that she and Victim had been in front of the house, and she saw a man entering the house with a large handgun, which she believed to be a .45 caliber handgun. Witness A stated that Victim went after the man into the house and that a short time later, she heard three small taps, which she recognized as gunshots from a smaller gun, followed by several louder taps, which she recognized as gunshots from a larger gun such as a .45 or a 9mm handgun. Witness A then saw a red truck drive away. Witness A participated in an identification procedure in which she confirmed that the man she saw enter the home was Defendant.

Investigators also spoke with Witness B, a 9 year old juvenile male, who was Victim's son. Witness B stated that he had been in the living room of the residence when his uncle, "Big T," a known nickname for Defendant, entered the home looking for a third party, after having arrived in his red truck. Witness B stated that Defendant pulled out a black and silver colored handgun and went into the basement, followed by Victim. Witness B heard Victim tell Defendant to leave Victim's home, and then heard a series of gunshots coming from the basement.

Officers spoke with Witness C, a known adult female, who was present in the basement of the residence at the time of the shooting. Witness C stated that she had been watching television with her baby in a room that was behind a curtain in the basement, when she saw Defendant poke his head around the curtain, looking for somebody. Witness C then heard Defendant and Victim arguing, and Victim telling Defendant to get out of his house. After that, Witness C stated that she heard three gunshots, and heard Defendant state, "my brother just shot at me." Witness C then heard several more gunshots and heard Victim say, "my brother just shot me," and then heard Victim slide down the wall and heard footsteps go up the stairs.

Officers responded to North Memorial Hospital, where Defendant had been dropped off in a red truck and walked into the emergency room a few minutes after the shooting at Victim's house to be treated for non-life threatening gunshot wounds. Officers spoke with Defendant, who presented several different explanations for his and Victim's injuries, including that they had been robbed by an unknown third party in the basement and that the home had been filled with fifteen "dope fiends."

An examination of the basement area where the shooting took place revealed discharged cartridge casings consistent with Victim having fired from a small gun while backed into a closet area and Defendant having fired from a larger gun in the basement area by the stairs, consistent with the description of shots provided by Witness A. A small caliber handgun was recovered next to Victim's body. The larger gun, which fired the shots that killed Victim, has not been recovered, but the discharged cartridge casings in the area of the basement where Defendant is believed to have been standing are consistent with being fired from a larger caliber handgun.

Defendant has been convicted of third degree drug sale, 27-CR-90-056054, assault in the first degree, 27-CR-95-106949, and prohibited person in possession of a firearm, 27-CR-07-123620, and is therefore prohibited from possessing a firearm.

Defendant is in custody.

## 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 declares under penalty of perjury that everything stated in this document is true and correct. Minn. Stat. § 358.116; Minn. R. Crim. P. 2.01, subds. 1, 2.

**Complainant**

Chris Thomsen  
Sergeant  
350 S 5th St  
Minneapolis, MN 55415-1389  
Badge: 7201

Electronically Signed:  
02/22/2018 12:15 PM  
Hennepin County, Minnesota

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

**Prosecuting Attorney**

Amy Blagoev  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
02/22/2018 12:07 PM

**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 300 S Sixth Street, Minneapolis, MN 55487 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: No Possession of Weapons; Make All Appearances; Remain Law Abiding

This complaint, duly subscribed and sworn to or signed under penalty of perjury, is issued by the undersigned Judicial Officer as of the following date: February 22, 2018.

**Judicial Officer**

Ivy S. Bernhardson  
District Court Judge

Electronically Signed: 02/22/2018 12:31 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.

**ANTONIO TONY CLARK**

Defendant

*LAW ENFORCEMENT OFFICER 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:

## DEFENDANT FACT SHEET

**Name:** ANTONIO TONY CLARK  
**DOB:** 08/27/1969  
**Address:** 3438 Lyndale Ave N  
Minneapolis, MN 55412

**Alias Names/DOB:**

**SID:** MN90009494

**Height:**

**Weight:**

**Eye Color:**

**Hair Color:**

**Gender:** MALE

**Race:** Black

**Fingerprints Required per Statute:** Yes

**Fingerprint match to Criminal History Record:** Yes

**Driver's License #:**

**SILS Person ID #:** 90988

**SILS Tracking No.** 2996500

**Alcohol Concentration:**

## STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	2/16/2018	609.19.1(1) Murder - 2nd Degree - With Intent-Not Premeditated	Felony	H2011		MN0271100	18050247
	Penalty	2/16/2018	609.19.1 Murder - 2nd Degree	Felony	H2011		MN0271100	18050247
	Penalty	2/16/2018	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	H2011		MN0271100	18050247
2	Charge	2/16/2018	609.19.2(1) Murder - 2nd Degree - Without Intent - While Committing a Felony	Felony	H2811		MN0271100	18050247
	Penalty	2/16/2018	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	H2811		MN0271100	18050247
	Penalty	2/16/2018	609.19.2(1) Murder - 2nd Degree - Without Intent - While Committing a Felony	Felony	H2811		MN0271100	18050247
3	Charge	2/16/2018	624.713.1(2) Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence	Felony	W1643		MN0271100	18050247
	Modifier	2/16/2018	609.11.9 Minimum Sentences of Imprisonment - Applicable Offenses	No-Level	W1643		MN0271100	18050247
	Penalty	2/16/2018	624.713.2(b) Possesses any type of firearm/ammo - Crime of Violence - ineligible under 624.713.1(2)	Felony	W1643		MN0271100	18050247
	Penalty	2/16/2018	609.11.5(b) Minimum Sentences of Imprisonment-Firearm-Felon Convicted Crime of Violence	Felony	W1643		MN0271100	18050247