

**State of Minnesota
County of Hennepin**

**District Court
Fourth Judicial District**

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|----------|------------------------------------|--------------|----------|---------------------------------|------------------------------------|------------------------|
| CCT 1 | LIST CHARGE STATUTE ONLY 609.19 | MOC H2802 | GOC X | CTY ATTY FILE NO. 13-7080 | CONTROLLING AGENCY MN0271100 | CONTROL NO 13333252 |
|----------|------------------------------------|--------------|----------|---------------------------------|------------------------------------|------------------------|

COURT CASE NO. DATE FILED

if more than 6 counts (see attached) if Domestic Assault as defined by MS 518B01, sub2a,b

State of Minnesota,

PLAINTIFF,

VS.

- | | |
|--|--|
| <input type="checkbox"/> Amended | <input type="checkbox"/> Tab Charge Previously Filed |
| <input checked="" type="checkbox"/> SERIOUS FELONY | <input type="checkbox"/> SUMMONS |
| <input type="checkbox"/> FELONY | <input type="checkbox"/> WARRANT |
| <input type="checkbox"/> GROSS MISDM DWI | <input checked="" type="checkbox"/> ORDER OF DETENTION |
| <input type="checkbox"/> GROSS MISDM | <input type="checkbox"/> EXTRADITION |

NAME: first, middle, last

BASHIR YUSUF JAMA

Date of Birth
1/1/50

MNCIS #: **27-CR-**
LE#: 13-25195
SILS ID: 558617
TRACK ID: 2687498

DEFENDANT,

1212 9TH ST APT 541
MINNEAPOLIS, MN 55404

COMPLAINT

The Complainant, being duly sworn, makes complaint to the above-named Court and states that there is probable cause to believe that the Defendant committed the following offense(s). The complainant states that the following facts establish PROBABLE CAUSE:

Complainant, Darcy Klund, of the Minneapolis Police Department, has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On October 8, 2013 at approximately 1633 hours, Minneapolis Police were dispatched to 1225 8th Street South Apartment # 901 in Minneapolis, Hennepin County, Minnesota on a report of a murder. Remarks indicated that the daughter of the deceased, returned home to find her father dead.

When Officers arrived, they observed that HCMC paramedics were present and that a group of family/friends had gathered outside the apartment. Officers also observed what appeared to be bloody footprints on the floor leading from Apartment # 901 to the elevator. Officers entered the apartment and observed a deceased male lying on the ground covered in a blanket with what appeared to be several sharp force injuries to his head and upper torso. Officers also observed that the walls above the deceased had what appeared to be blood spatter stains. The deceased was positively identified as J.A.M. an adult male who resided in the apartment.

The medical examiner determined that the cause of death for J.A.M. was multiple cranial cerebral injuries and that the manner of death was homicide.

Officers spoke to the deceased's daughter who stated that she arrived to her father's apartment to find that he was bleeding and immediately ran out of the apartment screaming and crying to a friend's apartment in the building where she knocked on the door and reported that her father was bleeding. She was completely hysterical and

BASHIR YUSUF JAMA [13333252]

crying and also went across the hall and knocked on an adjacent apartment. Both occupants of the apartments came to the assistance of the deceased's daughter and went to apartment # 901 to investigate what was going on. They found J.A.M. lying on the floor of the kitchen bleeding from the head and determined he was dead. They then immediately called 911.

Officers spoke with the building Asset Operations Manager and the Regional Property Manager of the apartment complex. They indicated that the building is a multi-level apartment building with 8 units on each floor, that the building is a secure building and that a Key FOB/pass is required to access the building doors. Records of the key FOB access are kept with the management company. They also stated that there were video cameras on the front and back doors and both elevators and that they would obtain them for police to review.

Officers reviewed building video surveillance tapes from October 8, 2013, and observed J.A.M. enter the building at approximately 1219 hours. He is seen entering the elevator and going up to the 9th floor where he exits and walks in the direction of his apartment at approximately 1222 hours.

Subsequent investigation revealed that an individual identified as **BASHIR YUSUF JAMA, DOB: 1-1-50**, the defendant herein, entered the building from the rear entrance at 1233 hours using his Key FOB. He is observed wearing a heavy coat, stocking hat, colored pants, tennis shoes and a button up shirt. Officers noted that the defendant was clearly overdressed for the weather (78 degrees) and he didn't live in the building but lived in an adjacent building. Officers observed the defendant walk through the building and exit out the front security door look around and then re-enter using his Key FOB at 1234 hours. Officers observed the Defendant enter the elevator and press 9 and get off on the 9th floor and head toward J.A.M.'s apartment. The defendant then used the stairs to exit the building at approximately 1251 hours. Officers observed that the defendant was seen leaving the building with both of his hands tucked inside his jacket sleeves as if he was concealing something.

Officers spoke with J.A.M.'s family members who indicated that they knew the defendant. They confirmed that J.A.M. and the defendant know each other but only as acquaintances. Officers spoke with another individual who knows the defendant very well and stated that the defendant went missing immediately after the murder and had been acting strangely.

On October 13, 2013 Minneapolis Police executed a search warrant at the defendant's residence located in Minneapolis, Minnesota. Officers recovered several of the same items of clothing the defendant was seen on video surveillance tapes wearing on the date of the murder. Additionally officers recovered some pants and a shirt that appeared to have blood on them.

Officers placed the defendant under arrest and transported him to the Hennepin County jail.

In a post-**Miranda** interview the defendant initially denied ever being at J.A.M.'s building on the day of the murder or that it was him on the video surveillance tapes. As the defendant was continually confronted with the evidence, the defendant then changed his story and admitted that he had in fact killed J.A.M. The defendant described how he felt that a group of people from the community had been ostracizing him, that he felt J.A.M. was the leader and so he went to the apartment to confront J.A.M. He then stated that he struck J.A.M. several times over the head with a piece of metal construction material, grabbed the victim's cell phone and that he had discarded both the cell phone the murder weapon.

The defendant agreed to show Officers where he discarded the items. Officers transported the defendant to the area near East 6th Street between 11th and 13th Avenues South. Officers did recover J.A.M.'s broken cell phone in that area (1227 South 6th Street) but did not recover the murder weapon.

COMPLAINT SUPPLEMENT

| CCT | SECTION/Subdivision | M.O.C. | GOC |
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OFFENSE

COUNT 1: MURDER IN THE SECOND DEGREE (INTENTIONAL) (FELONY)
 MINN. STAT. § 609.19, SUBD 1(1); § 609.11; § 609.05
 PENALTY: 1 YEAR AND 1 DAY-40 YEARS

That on or about October 8, 2013, in Minneapolis, Hennepin County, Minnesota, **BASHIR YUSUF JAMA**, acting alone or intentionally aiding, advising, hiring, counseling or conspiring with another, and while using a dangerous weapon, caused the death of J.A.M., a human being, with intent to effect the death of that person or another, but without premeditation.

NOTICE: You must appear for every court hearing on this charge. A failure to appear for court on this charge is a criminal offense and may be punished as provided in Minn. Stat. § 609.49.

| | |
|--|---|
| <i>THEFORE, Complainant requests that said Defendant, subject to bail or conditions of release be:</i> | |
| 1) <i>arrested or that other lawful steps be taken to obtain defendant's appearance in court; or</i> | |
| 2) <i>detained, if already in custody, pending further proceedings;</i> | |
| <i>and that said Defendant otherwise be dealt with according to law.</i> | |
| COMPLAINANT'S NAME: Darcy Klund | COMPLAINANT'S SIGNATURE: |
| <i>Being duly authorized to prosecute the offense(s) charged, I hereby approve this Complaint.</i> | |
| DATE: October 14, 2013 kf | PROSECUTING ATTORNEY'S SIGNATURE: |
| PROSECUTING ATTORNEY: | |
| NAME/TITLE: MONTE G MILLER (242391) Assistant County Attorney | ADDRESS/TELEPHONE: C2100 Government Center, Minneapolis, MN 55487 Telephone: 612-348-2666 |

Court Case # _____

This COMPLAINT was subscribed and sworn to before the undersigned this ____ day of _____, 20__.

NAME:

SIGNATURE:

TITLE:

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 his detention, if already in custody, pending further proceedings. The Defendant(s) is/are thereof charged with the above-stated offense.

SUMMONS

THEREFORE YOU, THE ABOVE-NAMED DEFENDANT(S), ARE HEREBY SUMMONED to appear on the _____ day of _____, 20__ at _____ AM/PM before the above-named court at _____ to answer this complaint.

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

WARRANT

EXECUTE IN MINNESOTA ONLY

To the sheriff of the above-named county; or other person authorized to execute this WARRANT; I hereby order, in the name of the State of Minnesota, that the above-named Defendant(s) be apprehended and arrested without delay and brought promptly before the above-named 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 thereafter as such Judge or Judicial Officer is available) to be dealt with according to law.

ORDER OF DETENTION

Since the above-named Defendant(s) is already in custody; I hereby order, subject to bail or conditions of release, that the above-named Defendant(s) continue to be detained pending further proceedings.

Bail: \$1,000,000 + CR

Conditions of Release: **No contact with witness(es); No contact with address of the offense or home/work of victim(s); No possession of weapons; Make all appearances; Remain law abiding**

This COMPLAINT- _____ **ORDER OF DETENTION** _____ duly subscribed and sworn to, is issued by the undersigned Judicial Officer this ____ day of _____, 20__.

NAME:

SIGNATURE

TITLE: **JUDGE OF DISTRICT COURT**

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

STATE OF MINNESOTA COUNTY OF HENNEPIN

Clerk's Signature or File Stamp:

STATE OF MINNESOTA

Plaintiff

vs.

BASHIR YUSUF JAMA

Defendant(s).

RETURN OF SERVICE

I hereby Certify and Return that I have served a copy of this COMPLAINT – SUMMONS, WARRANT, ORDER OF DETENTION upon Defendant(s) herein-named.

Signature of Authorized Service Agent: