

State of Minnesota,

Plaintiff,

vs.

JERMAINE JAMES MCMAHON DOB: 03/22/1988

Defendant.

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: 609.19.1(1), 609.11.5(a)

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 03/27/2015

Control #(ICR#): 15105086

Charge Description: That on or about 3/27/2015, in Hennepin County, Minnesota, JERMAINE JAMES MCMAHON , caused the death of the Victim, 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

STATEMENT OF PROBABLE CAUSE

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

On March 27, 2015 Minneapolis police responded to shots fired in the area of 1010 Currie Avenue, Minneapolis, Hennepin County, Minnesota at approximately 6:00 a.m. Police observed a black male lying in the street. The male was identified as a known adult male, hereinafter the Victim. Medical professionals would later determine the Victim sustained five gunshot injuries. He was shot once in the abdomen, once in the upper chest, and once in the back of the head. The Victim also sustained wounds to his thumb and middle finger on his left hand. Emergency medical personnel initially discovered the Victim to have a faint pulse. He was declared dead upon arrival at the hospital. The cause of death was multiple gunshot wounds.

Officers secured video surveillance of the area capturing the shooting. The surveillance captures the Victim walking across Tenth St to the west of Currie Avenue. A male follows JMW and runs up on him. The male points a gun at the Victim. The victim falls to the ground into the street. The male with the gun approaches the Victim, and fires again. The male then flees the area. The black and white video shows the male with the gun wearing all black or dark colored clothing, except for a pair of white shoes.

Police located six discharged cartridge casings in the immediate area.

Witnesses described the shooter as wearing a black or dark color hooded jacket, a black ski mask, and dark or black pants and white shoes. They informed police the male walked up on the Victim, pointed the gun and shot five or six times. The male then fled to a bicycle east of Currie Avenue. The bike was described as having a straight handlebar, black in color, with thin tires. He fled the scene on the bike toward the Cedar bike trail. Witnesses reported seeing the same male wearing the same clothing riding the bike in the area the night before. Based upon his actions, witnesses thought the male was looking for someone. He was wearing the ski mask the night before.

In the late evening hours video surveillance captures the suspect in the downtown Minneapolis area within block of 1010 Currie. They show him on a bike at the light rail ticket kiosk by Target Field buying a ticket at 3:09 a.m. Video from the light rail train shows the suspect without the ski mask. The video captures the individual's facial features, clothing details, and bicycle. The same individual is seen on video in similar clothing on a bicycle with a straight handlebar on Cedar bike trail. At 5:55 a.m. the suspect is on the Cedar bike trail near the crime scene. At 6:31 a.m., one minute after the shooting, he reappears on the Cedar bike trail headed west at Currie and 12th Street N.

Police canvassed the area looking for evidence. Police located a discarded black ski mask and pair of black sweatpants on the Cedar trail west six blocks west of the crime scene. A light rail ticket was found in the pocket of the sweatpants. Investigators determined the ticket corresponded to the ticket purchased by the suspect the morning before the shooting, as scene on the video surveillance.

Investigators provided still photos of the suspect taken from light rail surveillance to Minneapolis officers and downtown security personnel. At least one police officer and one security officer identified JERMAINE JAMES MCMAHON, the Defendant herein, as the person captured on the light rail video. Police arrested the Defendant in a homeless shelter in St. Paul on Saturday. He wore a dark colored Columbia jacket.

Investigators delivered the sweat pants and ski mask to the Bureau of Criminal Apprehension for DNA analysis. Analysts matched the suspect DNA on the ski mask to the known DNA of the Defendant. The

Defendant remains 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

Robert Dale
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 1414

Electronically Signed:
04/06/2015 12:00 PM

Subscribed and sworn to before the undersigned.

**Notary Public or
Judicial Official**

Christopher Gaiters, Peace
Officer
License Number: 12133,
Hennepin County, Minnesota.
My license expires: 06/30/2016
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389

Electronically Signed:
04/06/2015 12:03 PM

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

Prosecuting Attorney

Chuck Gerlach
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
04/06/2015 11:57 AM

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: April 6, 2015.

Judicial Officer

Ronald L. Abrams
Judge

Electronically Signed: 04/06/2015 12:06 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.

JERMAINE JAMES MCMAHON

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: