

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 16A11600
Court File No. 27-CR-16-26185

State of Minnesota,

Plaintiff,

vs.

QUMARI KENNETH SPENCER DOB: 03/26/1997

6007 Girard Avenue North
Brooklyn Center, MN 55430

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: 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): 10/03/2016

Control #(ICR#): 16359302

Charge Description: That on or about October 3, 2016, in Hennepin County, Minnesota, QUMARI KENNETH SPENCER possessed ammunition or a firearm and QUMARI KENNETH SPENCER has been convicted or adjudicated delinquent in this state or elsewhere of a crime of violence, Burglary in the 1st Degree on January 1, 2014, 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:

At approximately 1:30 a.m., on Monday, October 3, 2016, Minneapolis police in the downtown entertainment district heard multiple gunshots. Officers monitoring video cameras observed a large group of individuals gathering and fighting in the area of 4th Street South and Hennepin Avenue South, near the library. Officers observed the crowd duck, and heard approximately multiple gunshots. The video showed a shorter black male, with dreads and wearing dark clothing, cross the street when the fight started. An officer observed the same male take a "shooting stance." He is then partially obscured by a sign. Again, multiple gun shots are heard. Following the shots, the male ran toward the parking lot of the Gay 90, which is located diagonally across Hennepin Avenue. A police officer observed the male in the parking lot, and heard him utter words to the effect, "I need to get out of here" and "I need to get rid of this." The officer ordered the male to get down. The male ran and grasped his waistband as he fled. After a short foot chase, officers apprehended the male and identified him as QUMARI KENNETH SPENCER, the Defendant herein. Officers recovered a loaded handgun from Defendant's pants leg.

Forensic scientists processed the scene and recovered multiple discharged cartridge casings from the area near 4th Street South and Hennepin Avenue South. Many of the discharged cartridge casings are the same caliber as the firearm that was recovered from Defendant's pants leg. Additional firearms evidence examination and comparison are pending.

Police identified and interviewed numerous individuals who had suffered gunshot wounds. Some were located at the scene; others were located and identified at a hospital. Many of the victims were uncooperative. The victims reported that they were either unable or unwilling to identify the shooter.

The events described above occurred in Minneapolis, Hennepin County, Minnesota.

On January 1, 2014, Defendant was convicted of Burglary in the 1st Degree, a felony crime of violence. He is therefore prohibited from possessing a firearm. Additionally, on January 12, 2015, Defendant was convicted of Assault in the 3rd Degree. Defendant is on parole.

The investigation is ongoing.

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

Charles D Green IV
Sergeant-Criminal Investigation
Division
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 2429

Electronically Signed:
10/04/2016 11:35 AM
Hennepin County, Minnesota

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

Prosecuting Attorney

Vicki Vial-Taylor
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
10/04/2016 11:01 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: \$150,000.00

Conditions of Release: No Contact with Address; No use of drugs/alcohol; Random UAs; No Possession of Weapons; Make All Appearances; Remain Law Abiding; Other: No contact gang members and no gang activity including social media

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: October 4, 2016.

Judicial Officer

Rosanne Nathanson

Electronically Signed: 10/04/2016 11:39 AM

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

**COUNTY OF HENNEPIN
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

QUMARI KENNETH SPENCER

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: