

State of Minnesota  
County of Hennepin

District Court  
4th Judicial District

Prosecutor File No. 18A14418  
Court File No. 27-CR-18-30989

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**State of Minnesota,**

Plaintiff,

vs.

**TYREE TERRELL JOHNSON DOB: 01/18/1991**

2609 Dupont Ave N  
Minneapolis, MN 55411

Defendant.

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**COMPLAINT**

Warrant

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), 609.05.1, 609.05.2, 609.19.1, 609.11.9

Maximum Sentence: 40 YEARS

Offense Level: Felony

Offense Date (on or about): 10/28/2018

Control #(ICR#): 18361169

Charge Description: That on or about October 28, 2018, in Hennepin County, Minnesota, TYREE TERRELL JOHNSON, acting alone or intentionally aiding, advising, hiring, counseling or conspiring with another, caused the death of 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:

At approximately 11:04 a.m. on or about October 28, 2018, Minneapolis police officers and emergency medical personnel responded to a reported shooting in the alley behind 5227 James Avenue North, Minneapolis, Hennepin County, Minnesota. Upon arrival, the officers observed an unresponsive adult male, D.W. (Victim), on the ground. Victim suffered from apparent gunshot wounds to his torso. Emergency medical personnel's efforts to resuscitate Victim were unsuccessful, and he was pronounced dead at the scene. Following a post-mortem examination of Victim, the Hennepin County Medical Examiner's Office determined that Victim died of multiple gunshot wounds—two to his left arm, one to his chest, and one to his hip.

Multiple witnesses at the crime scene reported hearing three to five gunshots. Evidence collected at the scene included Victim's empty wallet, three 9mm discharged cartridge casings (DCCs), as well as an automatic lock/unlock button from a vehicle door panel. Witnesses in the area reported hearing the gunshots and seeing one or two suspects get into a small black vehicle that then went southbound out of the alley and eastbound on 52nd Avenue North. One witness told police that, after hearing gunshots from the alley, he saw a black vehicle with one occupant—an African-American male driver—leave the southbound end of the alley and drive eastbound on 52nd Avenue North. Private surveillance cameras captured footage of the suspect vehicle leaving the scene. Police identified the suspect vehicle as a black 4-door Volkswagen Passat. The surveillance footage showed that the Passat was missing a section of silver/chrome trim on the rear bumper.

Police learned that the DCCs recovered from the homicide scene appeared to have been fired from the same firearm used during a shooting in front of a McDonald's Restaurant in Minneapolis on October 27, 2018 (see Case No. 27-CR-18-27108). The alleged shooter in that incident is an adult male, K.B. (Witness 1). Police learned that Witness 1 was involved in a physical confrontation with several males approximately 15 minutes before the shooting. Notably, Witness 1 did not use a firearm during that confrontation. Police also learned that, between his physical confrontation with the males and the shooting, Witness 1 placed a telephone call to TYREE TERRELL JOHNSON (Defendant), who lived approximately five blocks north of the McDonald's on Dupont Avenue North. Minutes later, surveillance video from the McDonald's showed Witness 1 get into the passenger side of a black Volkswagen Passat that was travelling southbound on Dupont Avenue North. The Passat then drove off-camera for several minutes before it returned to the scene and parked less than a block from the restaurant—this time facing north on Dupont Avenue North. Witness 1 emerged from the Passat's passenger side, walked to the McDonald's parking lot, opened fire on a minivan, ran back to the waiting Volkswagen, got into the vehicle's passenger side, and left the scene northbound on Dupont Avenue North. It appeared that the black Volkswagen Passat involved in that shooting was also missing a section of silver/chrome trim on the rear bumper.

Police located a black Volkswagen Passat with a section of silver/chrome trim on the rear bumper in Minneapolis on October 31, 2018. Police stopped the vehicle and observed two occupants: Defendant was the driver, and Witness 1 was the front passenger. Defendant told police that the black Volkswagen Passat belonged to his wife. Police observed that the front passenger door was missing an automatic lock/unlock button.

In a post-Miranda statement, Witness 1 told police that Defendant brought him the firearm that he used during the shooting on October 27, 2018 and that Defendant drove him from the scene following the shooting. Witness 1 said that he returned the firearm to Defendant after the McDonald's shooting.

In a post-Miranda statement, Defendant denied his involvement in the shooting at McDonald's on October 27, 2018 and the homicide on October 28, 2018. Defendant told police that he was asleep at the time of the homicide on October 28, 2018.

Police received Defendant's cellular telephone records pursuant to a search warrant. Those records show that Defendant's cellular telephone was active during the time Defendant claimed to have been asleep. The records show an outbound telephone call and several outbound text messages in the hour leading up to the homicide. Police identified an adult male, Witness 2, who received an outbound telephone call from Defendant's cellular telephone at approximately 10:13 a.m. on October 28, 2018. Witness 2 told police that he owed someone he knew only as "T" approximately \$30 from a prior drug loan. Witness 2 said that "T" called him on the morning of October 28, 2018 and aggressively demanded payment. Witness 2 told police that he was sure it was "T" because he was familiar with "T's" voice and because the person who called him spoke to Witness 2 about things only "T" would have known. Police showed Witness 2 a picture of Defendant, and Witness 2 identified Defendant as "T."

The geographic data associated with Defendant's cellular telephone records reveal that Defendant's cellular telephone traveled from an area at or near his residence on Dupont Avenue North to the area of the homicide on the morning of October 28, 2018. Specifically, the records show that Defendant's cellular telephone was within approximately 30 meters of the location where police recovered Victim's body at the time that witnesses reported the shooting. The records show that Defendant's cellular telephone then returned to an area at or near Defendant's residence. Police recovered a number of public and private surveillance videos that captured a black Volkswagen Passat travelling from an area at or near Defendant's residence towards the murder scene between 10:24 and 11:00 a.m. on October 28, 2018. That video footage appears to show one person inside the Passat.

Defendant remains in custody based on bail set in Hennepin County District Court File No. 27-CR-18-27108. The State is seeking a warrant in this case so that it will tag with the open case as well as an increased bail amount based on the new charge.

## 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:  
12/21/2018 12:08 PM  
Hennepin County, MN

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

**Prosecuting Attorney**

Nicholas Linstroth  
300 S 6th St  
Minneapolis, MN 55487  
(612) 348-5550

Electronically Signed:  
12/21/2018 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 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: N

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: December 21, 2018.

**Judicial Officer**                      Jeannice M. Reding                      Electronically Signed: 12/21/2018 12:19 PM  
District Court Judge

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

**COUNTY OF HENNEPIN  
STATE OF MINNESOTA**

**State of Minnesota**

Plaintiff

vs.

**TYREE TERRELL JOHNSON**

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE  
I hereby Certify and Return that I have served a copy of this Warrant  
upon the Defendant herein named.*

Signature of Authorized Service Agent:

## DEFENDANT FACT SHEET

**Name:** TYREE TERRELL JOHNSON  
**DOB:** 01/18/1991  
**Address:** 2609 Dupont Ave N  
Minneapolis, MN 55411

**Alias Names/DOB:** Tyree Tyrell Johnson DOB: 1/18/1991  
**SID:**  
**Height:**  
**Weight:**  
**Eye Color:**  
**Hair Color:**  
**Gender:** MALE  
**Race:** Black  
**Fingerprints Required per Statute:** Yes  
**Fingerprint match to Criminal History Record:** No  
**Driver's License #:**  
**SILS Person ID #:** 588868  
**SILS Tracking No.** 3068760  
**Case Scheduling Information:** WARRANT REQUESTED Defendant remains in custody based on bail set in Hennepin County District Court File No. 27-CR-18-27108. The State is seeking a warrant in this case so that it will tag with the open case as well as an increased bail amount based on the new charge.  
Tagging case, 27-CR-18-27108: set for evidentiary hearing on 1/2/2019 at 10 a.m. with Judge Reding

**Alcohol Concentration:**

## STATUTE AND OFFENSE GRID

<b>Cnt Nbr</b>	<b>Statute Type</b>	<b>Offense Date(s)</b>	<b>Statute Nbrs and Descriptions</b>	<b>Offense Level</b>	<b>MOC</b>	<b>GOC</b>	<b>Controlling Agencies</b>	<b>Case Numbers</b>
1	Charge	10/28/2018	609.19.1(1) Murder - 2nd Degree - With Intent-Not Premeditated	Felony	H2013	X	MN0271100	18361169
	Penalty	10/28/2018	609.19.1 Murder - 2nd Degree	Felony	H2013	X	MN0271100	18361169
	Modifier	10/28/2018	609.11.9 Minimum Sentences of Imprisonment - Applicable Offenses	No-Level	H2013	X	MN0271100	18361169
	Modifier	10/28/2018	609.05.2 Liability for Crimes of Another-Reasonably Forseeable	No-Level	H2013	X	MN0271100	18361169
	Penalty	10/28/2018	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	H2013	X	MN0271100	18361169
	Modifier	10/28/2018	609.05.1 Liability for Crimes of Another-Intentional	No-Level	H2013	X	MN0271100	18361169