

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon. Patty Shwartz
	:	
v.	:	Mag. No. 10-3167
	:	
EKOW YANKEY	:	<u>CRIMINAL COMPLAINT</u>
a/k/a/ JAMES MORTON	:	

I, Michael Alongi, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about October 6, 2009, in Hudson County, in the District of New Jersey and elsewhere, defendant

EKOW YANKEY


having been convicted of a crime punishable by imprisonment for a term exceeding one year in the Superior Court of New Jersey, Bergen County, did knowingly possess in and affecting commerce, firearms, namely, (1) a Glock model 26 .9mm handgun with a defaced serial number and (2) a Sig Sauer P239 .40 caliber handgun, bearing serial number SA4-86534

in violation of Title 18, United States Code, Section 922(g)(1).

I further state that I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"), and that this complaint is based on the following facts:

SEE ATTACHMENT A

continued on the attached page and made a part hereof.

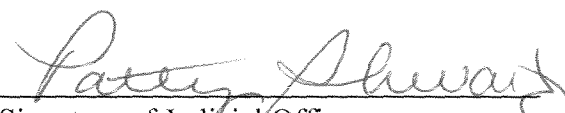


 Michael Alongi, Special Agent
 Bureau of Alcohol, Tobacco, Firearms and
 Explosives

Sworn to before me, and
subscribed in my presence

July 9, 2010 at
Newark, New Jersey

HONORABLE PATTY SHWARTZ
UNITED STATES MAGISTRATE JUDGE



 Signature of Judicial Officer

ATTACHMENT A

I, Michael Alongi, am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"). I am fully familiar with the facts set forth herein based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and items of evidence. Where statements of others are related herein, they are related in substance and part. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. Beginning in or about March 2006, a storage unit (Unit #3069) at Extra Space Storage, located at 8301 River Road, North Bergen, New Jersey, 07047, was rented in the name of "James Morton" for the stated purpose of storing a "fish tank and old clothes." Payments were made on Unit #3069 until in or about September, 2009.

2. Due to non-payment and past due balances, on or about October 6, 2009, Extra Space Storage representatives cut the lock off of Unit #3069 and entered the unit for the purpose of seeing if any items could be auctioned to cover the outstanding balance, in accordance with company policy. Inside Unit #3069, representatives found one wooden fish tank cabinet, a fish tank, a gray, black and orange colored gym bag and a handgun pamphlet. Within the gym bag, the Extra Space Storage representatives found a black handgun and a large amount of US Currency. Representatives immediately secured Unit #3069 and contacted the North Bergen Police Department (NBPD).

3. NBPD responded, searched the aforementioned gym bag and recovered the following items:

- One large bundle of one hundred dollar bills wrapped in a vacuum sealed plastic bag (subsequently determined to be \$100,000)
- One Sig Sauer P239 .40 caliber handgun with serial number SA4-86534 and two magazines
- One Glock model 26, .9mm handgun with defaced serial numbers and two magazines. Serial number was later restored by ATF to reveal Serial No. ETG076US.
- One Taurus .40 ten round magazine
- Assorted .9mm, .357, and .40 caliber bullets

4. NBPD further searched the fish tank cabinet and found four more large bundles of one hundred dollar bills also in vacuum sealed plastic bags (subsequently determined to be \$600,200).

5. Law enforcement obtained fingerprints from the fish tank found in Unit #3069 that matched the fingerprints of Ekow Yankey ("Yankey").

6. On or about October 21, 2009, Extra Space Storage representatives advised NBPD that an individual purporting to be "James Morton," in whose name Unit #3069 was leased, came to Extra Space Storage and attempted to pay the past-due rent on Unit #3069. The Extra Space Storage representative reported to law enforcement the license plate of the car driven by the purported "Morton." A New Jersey Motor Vehicle search revealed that the license plate number was listed to a 2009 Audi Q7 that was leased to "Ekow Yankey."

7. In light of Yankey's fingerprints found on the fish tank and his presence at Extra Space Storage on October 21, 2009 for the purpose of paying the rent for Unit #3069, there is probable cause to believe that it was actually Yankey who leased Unit #3069 and therefore had dominion and control over the weapons and the \$700,200 in United States Currency recovered from the storage unit.

8. The firearms found in the storage unit, as described above in paragraph 3, were not manufactured in the State of New Jersey and thus necessarily traveled through interstate commerce prior to being possessed by Yankey.

9. On or about October 27, 1997, Yankey was convicted in the Superior Court of New Jersey, Bergen County, for the manufacture/distribution of a controlled dangerous substance in violation of N.J.S.A. § 2C:35-5(a)(1) and 5(b)(2), a crime punishable by a term of imprisonment exceeding one year, and sentenced to two days incarceration, two years probation and six months suspension of his driver's license .