

UNITED STATES DISTRICT COURT

for the

Eastern District of Arkansas

United States of America
v.
KENTRELL DOMINIQUE GWYNN
aka "DIRT"

Case No.

4:17-MJ-00141 JTK

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of May 26, 2017-July 2, 2017

in the

EASTERN District of ARKANSAS and elsewhere, the defendant(s) violated

Code Section

Offense Description


Title 18 U.S.C. Section 922d(1)(3)
Title 18 U.S.C. Section 922(h)(1)(2)
Title 18 U.S.C. Section 371

Providing a Firearm to a Convicted Felon
Providing Armed Security to a Convicted Felon
Conspiracy

This criminal complaint is based on these facts:

SEE ATTACHED AFFIDAVIT

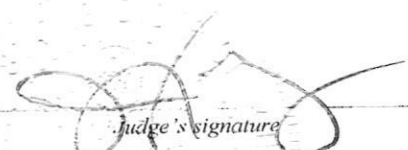
☒ Continued on the attached sheet.


Complainant's signature
WARREN NEWMAN SA
Printed name and title

Sworn to before me and signed in my presence.

Date: 07/17/2017

City and state: Little Rock, Arkansas


Judge's signature
Hon. Jerome T. Kearney
Printed name and title

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v.

KENTRELL DOMINIQUE GWYNN

aka
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Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay(name of person to be arrested) KENTRELL DOMINIQUE GWYNN aka "DIRT",

who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☒ Complaint
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

Title 18 U.S.C. Section 922d(1)(3) Providing a Firearm to a Convicted Felon

Title 18 U.S.C. Section 922(h)(1)(2) Providing Armed Security to a Convicted Felon in violation of

Title 18 U.S.C. Section 371 Conspiracy

Date: 07/17/2017City and state: LITTLE ROCK, AR

Issuing officer's signature

JEROME T. KEARNEY, USMJ

Printed name and title

Return

This warrant was received on (date) _____, and the person was arrested on (date) _____
at (city and state) _____.

Date: _____

Arresting officer's signature

Printed name and title

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Warren Newman, being first duly sworn, hereby depose and state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I make this affidavit in support of a criminal complaint and issuance of an arrest warrant for Kentrell Dominique GWYNN (GWYNN).

2. I am a Special Agent with the Bureau of Alcohol, Tobacco Firearms & Explosives ("ATF"), United States Department of Justice, and have been so employed since May of 1999. Prior to this, I was employed as a police detective at the Biloxi Police Department in Biloxi, Mississippi for approximately ten years. I am a graduate of the Federal Law Enforcement Training Center and the ATF National Academy. I am currently assigned to the Little Rock ATF Field Office.

3. As a result of my training and experience as an ATF Special Agent, I am familiar with federal criminal laws relating to firearms. I know that it is a violation of 18 U.S.C. § 922(d) for a person to dispose of a firearm to any person knowing or having reasonable cause to believe that (1) the person has been convicted of a crime punishable by a term of imprisonment exceeding one year or (3) that the person is an unlawful user of any controlled substance. I also know that it is a violation of 18 U.S.C. § 922(h) for an individual knowingly employed by a person who (1) has been convicted of a crime punishable by a term of imprisonment exceeding one year or (2) who is an unlawful user of any controlled substance, in the course of such employment to receive, possess, or transport a firearm in or affecting commerce. It is also a violation of federal law to conspire with one or more persons to violate federal statutes as set forth in Title 18, U.S.C., Section 371. The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other investigators and witnesses. This affidavit is intended to show

merely that there is sufficient probable cause for the requested warrant and does not set forth all of my knowledge about this matter.

PROBABLE CAUSE

4. On May 26, 2017, Kentrell Dominique GWYNN bought a Century Arms RAS47 AK-style pistol, serial number RAS47P004220, in Memphis, Tennessee as referenced in later paragraphs in this affidavit.

5. On June 25, 2017, a “rapper” who goes by the stage name “Finese2Tymes” was performing at Club Envy in Forrest City, Arkansas. Investigators have identified “Finese2Tymes” as Ricky L. HAMPTON. A review of HAMPTON’S criminal history indicates he pled guilty to two counts of Aggravated Robbery in Tennessee and was sentenced to eight years in prison in 2010.

6. On June 26, 2017, Q.T. gave a statement to investigators with the Forrest City Police Department. In her statement, Q.T. wrote that she drove to the front of Club Envy at about 02:45 am on June 25, 2017 and found her route blocked. She saw HAMPTON, also known as “Finese2Tymes,” exiting the club and he began to scream at her to move her car. HAMPTON got into the passenger side of a silver Mercedes Benz that was directly in front of Q.T.’s car, and HAMPTON screamed profanity at Q.T. to move her vehicle.

7. Witnesses in the Club Envy parking lot took digital still photographs and videos of this incident and posted them to the social media site, Facebook. A review of the photos and the videos corroborate the affidavit Q.T. gave to the Forrest City officers. Reviewing the videos, I observed Q.T. attempt to back her vehicle up through the parked cars, but HAMPTON was not satisfied that she was moving fast enough. HAMPTON can be seen in the videos brandishing an AK-style pistol. HAMPTON then stands in the open passenger door of the silver Mercedes Benz

moving forward toward Q.T., and he continues to scream at Q.T. Q.T. wrote in her statement that she got her vehicle turned around and attempted to leave the area as fast as she could. She wrote that she saw HAMPTON fire the AK-style pistol at her as she was driving away, shattering the glass in her car and injuring her neck. Q.T. drove herself to a hospital in Forrest City, AR and was treated for a gunshot wound to her neck.

8. On the evening of July 1, 2017, ATF Special Agents arranged to arrest Ricky HAMPTON, also known as "Finese2Tymes." HAMPTON was wanted on an Arkansas felony warrant issued as a result of the incident in Forrest City, Arkansas on June 25, 2017 and was scheduled to play a show at "Side Effects" Night Club in Birmingham, Alabama on July 1. ATF received information regarding the whereabouts of HAMPTON on or about July 2, 2017. At approximately 1:14 a.m., HAMPTON pulled into the parking lot in a silver Mercedes Benz followed by a brown Dodge Caravan. The Dodge Caravan and Mercedes Benz E350 backed in next to the side door of the club. Occupants began exiting the van as the arrest team approached and exited their vehicles.

9. HAMPTON was located in the front passenger side of the Mercedes Benz and arrested. The driver, Kentrell Dominique GWYNN had a "Fugitive Recovery Agent" badge, and wore both a ballistic vest and a thigh rig holster with a Springfield XD, .40-caliber pistol, serial number US422469, in the holster. The Springfield XD, .40 caliber pistol was loaded with 9 rounds of Sig Sauer .40 caliber ammunition. A Glock 23, .40 caliber pistol, serial number BEKZ267, was found on the driver's seat next to GWYNN. A Glock extended magazine was also located between the driver's seat and center console.

10. GWYNN was interviewed and advised that he was HAMPTON's bodyguard. GWYNN possessed a Tennessee concealed pistol permit and claimed to be a bounty hunter. In

his possession was also a small bag of approximately 2 grams of marijuana. GWYNN claimed that he drove the Mercedes Benz but it was not his. He advised that he assumed HAMPTON owned the Mercedes Benz. GWYNN also claimed that he owned the Glock 23, .40-caliber pistol, the Springfield XD.40 caliber pistol, and an AK-style pistol located against the rear of the driver's seat of the silver Mercedes Benz.

11. In the rear driver's side seat was Marquez Jackson. Jackson did not have an identification card. In front of him, against the rear of the driver's seat, was a loaded Century Arms RAS47 pistol (AK-style pistol) 7.62x39mm caliber, serial number RAS47P004220. The firearm was loaded with 7.62x39mm ammunition, with one round in the chamber and the selector switch on "Fire." Jackson had one small bag of approximately 2 grams of marijuana in his pants pocket. Jackson claimed that the AK-style pistol was not his and that he had just got into the vehicle and it was there. He had driven from Tennessee with his brother (not identified) and Jermie Conrad in the Dodge Caravan. He got into the Mercedes only to go to the club and never touched the firearm.

12. In the rear passenger side seat was Jasmine Renee Thomas. Inside her purse was one sandwich bag containing approximately 1 ounce of marijuana and one small bag containing approximately 4 grams of marijuana. Thomas met HAMPTON and GWYNN at the Tutwiler Hotel (2021 Park Place, Birmingham AL, 35203) where they had a room (Room #618).

13. Inside the passenger side door of the Mercedes Benz where HAMPTON was seated, ATF Agents located a Glock pistol magazine (empty), and a pawn receipt dated 07/01/2017 for the Glock 23, .40-caliber pistol, serial number BEKZ267, in the name of Kentrell D. GWYNN which was purchased from American Loan Co., 636 Poplar, Memphis TN, 38105. In the glove compartment, ATF Special Agents located the Tennessee registration for the vehicle, a 2007

Mercedes Benz registered to Tonita Minter of Memphis, Tennessee. In the trunk amongst clothing, ATF Agents recovered a box of Tulammo brand 7.62x39mm ammunition. ATF Agents also recovered several loose .22 long rifle and .40-caliber cartridge rounds (live) from the trunk. ATF recovered HAMPTON's cellular telephone and the cellular telephone GWYNN advised was his work phone.

14. During the interview, GWYNN stated that he had been working as HAMPTON's bodyguard for a few months. He advised that he was guarding HAMPTON on the stage the night of the Little Rock shooting on July 1, 2017 wherein 25 people were shot. GWYNN advised he did not know if HAMPTON had a firearm in his possession in Little Rock or if HAMPTON fired into the crowd that night. GWYNN was armed the night of the Little Rock shooting. GWYNN claimed he did not shoot at anyone nor did he know who shot that night. However, spent .40 caliber Sig Sauer brand casings were recovered from the stage of Power Ultra Lounge after the shooting on July 1, 2017 in Little Rock. GWYNN admitted he possessed marijuana on the night of July 2, 2017. In the interview, GWYNN was initially hesitant to grant consent to search the hotel room in his name because other marijuana might be found at the hotel in Birmingham. He was also worried that he might be charged with the marijuana found on the other occupants.

15. HAMPTON was *Mirandized* and interviewed. He stated that, on June 25, 2017 at the nightclub in Forrest City, Arkansas, he "pulled out the Draco" (referring to the AK-style pistol). HAMPTON is aware he is a convicted felon and cannot possess a firearm. He advised he did not shoot at the female in the car and does not know who shot. He also stated he hired GWYNN as his security guard because he "grew up seeing him" and GWYNN "cares about his life."

16. Several other ATF agents and I viewed social media video of the Forrest City, Arkansas incident which took place on June 25, 2017. HAMPTON did not appear to be in any

danger and did not appear to be threatened. He appeared to be the aggressor as he brandished the AK-style pistol inside and outside of the silver Mercedes Benz.

17. Other ATF agents and I also viewed another social media video taken in Marianna, Arkansas, where HAMPTON was in the passenger seat of what appears to be the same silver Mercedes Benz with an AK-style pistol. The video was posted to social media on June 27, 2017.

18. I have reviewed several YouTube videos involving Ricky HAMPTON (Finese2Tymes) and his bodyguard, Kentrell Dominique GWYNN. Among those is a video published to YouTube on May 17, 2017. The video consists of lyrics and audio of a Finese 2 Tymes song named, "Going Straight In." In the last few lines of the song, HAMPTON raps that he has "been in and out of jail all my life."

19. The next video reviewed is labeled "Finese 2 Tymes On Stage Gets Arrested" which was published to YouTube on July 4, 2017. HAMPTON is singing the song, "Going Straight In," on stage with his bodyguard, Kentrell Dominique GWYNN, who can be clearly seen armed with a pistol and wearing a bulletproof vest. GWYNN is seen standing behind HAMPTON as he sings, "been in and out of jail all my life."

20. I reviewed the video, "Finese 2 Tymes Shoot Out In Little Rock Arkansas," which was published to YouTube on July 2, 2017. HAMPTON can be heard singing, "Going Straight In," about being in and out of jail all of his life. As previously noted in paragraph 14, on July 2, 2017, GWYNN admitted to being on stage with HAMPTON during the shooting in Little Rock. In the video, HAMPTON is also observed smoking what is believed to be a marijuana cigar (Blunt). In a Little Rock Police Department (LRPD) interview of HAMPTON in Birmingham, Alabama, on July 3, 2017, HAMPTON admitted to smoking marijuana during the concert in Little Rock at the Power Ultra Lounge.

21. I reviewed the video, "Finese2Tymes Pulls Guns Out on Facebook Live," which was published to YouTube on May 29, 2017. HAMPTON is seen displaying an AK-style pistol that is consistent with the AK-style pistol purchased by GWYNN on May 26, 2017. As noted previously in paragraphs 10 and 11, a loaded Century Arms RAS 47 pistol (AK-style), serial number RAS47P004220, was recovered from the silver Mercedes Benz in which HAMPTON was a passenger when arrested in Birmingham, Alabama on July 2, 2017. In the video, HAMPTON is seen adjusting his cellular telephone on the counter to record the video.

22. I reviewed the video, "Finese Explains Why He Left Alabama Show," which was published to YouTube on May 29, 2017. HAMPTON explains that he is a convicted felon and cannot possess a firearm. He states he does not go anywhere without armed security and has been to the penitentiary two times. HAMPTON makes a statement regarding adjusting his cellular telephone, which appears to be used to record the video. During the video, HAMPTON is observed in possession of what appears to be marijuana.

23. I viewed HAMPTON's Facebook page under "Ricky L. Hampton" and observed that HAMPTON was Facebook friends with GWYNN under the name "Kentrell Ketchum." The "Kentrell Ketchum" Facebook page has multiple photographs of Kentrell Dominique GWYNN.

24. On March 26, 2017, HAMPTON's Facebook page shows a post with HAMPTON's booking photo where HAMPTON is holding a placard displaying his Tennessee Department of Corrections number.

25. On April 5, 2017, HAMPTON's Facebook status was updated and stated, "WHO WANNA DRIVE THE GANG TO INDIANAPOLIS, INDIANA WE WILLING TO PAY. SERIOUS INQUIRE ONLY MUST HAVE LICENSE AND DRIVER LICENSE. WILL BE GONE UNTIL SATURDAY. 9014384943."

26. On May 12, 2017, HAMPTON's Facebook page shows a post stating in part, "She Wasn't Writing Me When I Was in the Pen, She Ain't Sleep With Me On No Pallet."

27. On May 23, 2017, HAMPTON's Facebook page shows a post with a booking photo of HAMPTON, the visiting hours for the jail, and the charges of "Convicted felon in poss of handgun Aggravated robbery."

28. On June 5, 2017, HAMPTON's Facebook page shows a post stating in part, "MY FIRST BIRTHDAY OUT THE PENTENTIARY YALL COME SHOW A NIGGA LOVE."

29. On June 7, 2017, HAMPTON's Facebook page shows a post stating in part, "MY FIRST BIRTHDAY OUT OF THE PENTENTIARY YALL COME SHOW A NIGGA LOVE."

30. On June 21, 2017, listing a location of Trussville, Alabama, HAMPTON's Facebook page shows a photograph with HAMPTON holding an AK-style pistol consistent in appearance with the AK-style pistol purchased by GWYNN on May 26, 2017, with the caption, "I GOT THE DREC AT THE DOE." Based upon my training and experience, "DREC" refers to the AK-style pistol in the photograph. Smoke appears to be coming from HAMPTON's mouth.

31. I requested trace information on the firearms recovered on July 2, 2017 in Birmingham, Alabama. As noted previously, the Century Arms RAS47, AK-style pistol, serial # RAS47P004220, was purchased by Kentrell Dominique GWYNN on May 26, 2017. This date is 29 days from when it was believed to be used in the Forrest City, Arkansas shooting and 37 days from being recovered in Birmingham, Alabama, in the vehicle occupied by HAMPTON and GWYNN. The Glock model 23, .40 caliber pistol, serial number BEKZ267, was purchased by Kentrell Dominique GWYNN on July 1, 2017 with HAMPTON present as reflected in paragraph 32. This is the day of the Little Rock shooting and less than one day before it was recovered in

Birmingham, Alabama. Both firearms were purchased from American Loan Company in Memphis, Tennessee.

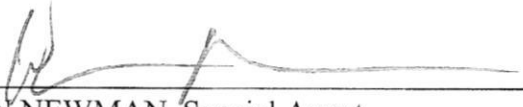
32. On July 13, 2017, I received video surveillance from American Loan Company, a Federal Firearms Licensee in Memphis, Tennessee. The video was obtained by ATF Memphis. The video showed HAMPTON and GWYNN enter the gun store and pick out a firearm to purchase. GWYNN completes the paper work on the firearm and HAMPTON stands close to him. HAMPTON is seen leaning close into GWYNN and saying something to him as GWYNN counts out money for the purchase. The purchase is completed and both leave the store after purchasing a Glock model 23, .40-caliber pistol, serial number BEKZ267, and Sig Sauer .40 caliber ammunition. GWYNN is observed getting into the driver's seat of a silver Mercedes Benz and HAMPTON is observed getting into the passenger seat. The vehicle then leaves the store.

33. On July 11, 2017, Arkansas State Crime Lab Firearm and Tool Mark Examiner Jennifer Floyd examined one or more shell casings fired from the Springfield XD 40, .40-caliber pistol, serial number, US422469, which had been recovered from GWYNN's person on July 2, 2017. She also examined LRPD Evidence item 573397 (C69), a spent .40 caliber round recovered from the Power Ultra Lounge shooting in Little Rock. Ms. Floyd determined that there was a preliminary match of the shell casings in the National Integrated Ballistic Information Network (NIBIN) database. This is a preliminary determination pending microscopic examination.

CONCLUSION


34. Based on the information contained in this affidavit, I assert that there is probable cause to believe that Kentrell Dominique GWYNN has committed the offenses of providing a firearm to a convicted felon and unlawful drug user, in violation of Title 18, U.S.C., Section 922(d)(1), and receiving or possessing a firearm in or affecting commerce in the course of being

employed by a convicted felon and unlawful drug user. It is also a violation of federal law to conspire with one or more persons to violate Title 18, U.S.C. 922(d)(1)(3) and Title 18, U.S.C. 922(h)(1)(2), all in violation of Title 18, U.S.C., Section 371.



WARREN NEWMAN, Special Agent
Bureau of Alcohol, Tobacco, Firearms and Explosives

SUBSCRIBED AND SWORN TO before me on this 17th day of July 2017.



HON. JEROME T. KEARNEY
United States Magistrate Judge