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UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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UNITED STATES OF AMERICA : Hon. Michael A. Hammer  
 :  
 v. : Mag. No. 15-4056  
 :  
 MARLON PEEK : **CRIMINAL COMPLAINT**


I, Carrie Brzezinski, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Federal Bureau of Investigation, and that this complaint is based on the following facts:

SEE ATTACHMENT B

Continued on the attached page and made a part hereof.

  
Special Agent Carrie Brzezinski  
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,  
May 7, 2015 in Trenton, New Jersey

HONORABLE MICHAEL A. HAMMER  
UNITED STATES MAGISTRATE JUDGE

  
Signature of Judicial Officer

**ATTACHMENT A**

**COUNT ONE**  
**(Bank Robbery)**

On or about April 21, 2015, in Middlesex County, in the District of New Jersey and elsewhere, defendant

MARLON PEEK

did, by intimidation and by force and violence, knowingly take from the person and presence of others, namely, employees of PNC Bank, located in South Plainfield, New Jersey, approximately \$2,800 in money belonging to, and in the care, custody, control, management, and possession of, PNC Bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Section 2113(a) and Section 2.

**COUNT TWO**  
**(Attempted Bank Robbery)**

On or about May 6, 2015, in Union County, in the District of New Jersey and elsewhere, defendant

MARLON PEEK

did, by intimidation and by force and violence, knowingly attempt to take from the person and presence of others, namely, employees of Bank of America, located in Linden, New Jersey, money belonging to, and in the care, custody, control, management, and possession of, Bank of America, the deposits of which were then insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Section 2113(a) and Section 2.

**COUNT THREE**  
**(Use of a Firearm During a Crime of Violence)**

On or about May 6, 2015, in Union County, in the District of New Jersey and elsewhere, defendant

MARLON PEEK

did knowingly use and carry a firearm during and in relation to a crime of violence, for which the defendant may be prosecuted in a court of the United States, specifically, the attempted bank robbery charged in Count Two of the Complaint, which firearm was brandished.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(ii), and Section 2.

## **ATTACHMENT B**

I, Carrie Brzezinski, am a Special Agent with the Federal Bureau of Investigation. 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 in part. Because this Affidavit 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 or at a particular time, I am asserting that it took place on or about the date or time alleged.

1. On or about April 21, 2015, an individual entered a PNC Bank, located in South Plainfield, New Jersey, the deposits of which were then insured by the Federal Deposit Insurance Corporation. The individual presented a note to a teller demanding cash. The teller complied, and gave the individual approximately \$2,800 in United States currency (the "April 21 Robbery"), including certain bills whose serial numbers had been recorded in advance (the "Bait Money").

2. Stills from the bank's surveillance video from the April 21 Robbery show that the person who robbed the bank has a physical description consistent with that of defendant Marlon Peek ("PEEK").

3. Later that same day, upon arriving at an address with which PEEK was associated, law enforcement observed a vehicle (the "Vehicle"), which was registered to PEEK. Upon seeing law enforcement, PEEK exited his Vehicle, fled on foot and escaped.

4. Law enforcement subsequently obtained a warrant to search PEEK's Vehicle. Some of the Bait Money from the April 21 Robbery and PEEK's driver's license, among other items, were found in the Vehicle.

5. On or about May 6, 2015, PEEK attempted to rob a Bank of America, the deposits of which were then insured by the Federal Deposit Insurance Corporation, in Linden, New Jersey ("the May 6 Attempted Robbery"). PEEK did not attempt to disguise his face. Stills from the bank's surveillance video from the May 6 Attempted Robbery confirm PEEK's identity as the robber. PEEK entered the Bank of America, pointed a gun directly at a teller, and demanded money. Due in part to the Bank of America branch having bullet-proof glass in front of the teller station, the teller refused to turn over money to PEEK.

6. PEEK fled the Bank of America and proceeded to attempt to carjack three cars, all at gunpoint, on or near Route 1, a busy thoroughfare in Linden, New Jersey. After the three unsuccessful attempts to commandeer a car, PEEK then took a hostage (the "Hostage") and held a gun to the Hostage's head. Law enforcement, which had by then arrived on the scene, ordered PEEK to drop his gun. PEEK complied and was taken into custody.

7. Law enforcement recovered from PEEK a loaded firearm—consistent with the gun that can be seen on the video of the May 6 Attempted Robbery—and a box of ammunition.