

AO 91 (Rev. 11-11) Criminal Complaint

# UNITED STATES DISTRICT COURT

for the

Western District of Tennessee

United States of America

v.

DEQUAN JOHNSON

Case No. 20-CR-20160 JTF/atc

*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 JANUARY 22, 2020 in the county of SHELBY in the  
WESTERN District of TENNESSEE, the defendant(s) violated:

*Code Section*

18 U.S.C. § 922(g)(3)

*Offense Description*

Unlawful shipment, transfer, receipt, or possession by a drug addict.

This criminal complaint is based on these facts:

See attached Affidavit of ATF SA Ryan Todd.

☒ Continued on the attached sheet.



*Complainant's signature*

RYAN TODD, SPECIAL AGENT ATF

*Printed name and title*

Sworn to before me and signed in my presence.

Date: 20 August 2020

/s/ Charmiane G. Claxton

*Judge's signature*

City and state: MEMPHIS, TN

CHARMIANE G. CLAXTON, U.S. Magistrate Judge

*Printed name and title*

**AFFIDAVIT**

I, Ryan W. Todd, being duly sworn under oath do hereby depose and state the following:

1. I submit this affidavit in support of a complaint, charging Dejuan JOHNSON with possession of a firearm by a drug user, in violation of 18 U.S.C. § 922(3).

2. I am a special agent assigned to the Memphis Field Office with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). I am empowered by law to conduct investigations of, and to make arrests for, offenses enumerated in Title 18 and Title 21 of the United States Code. ATF has employed me since December 29, 2013. As an ATF special agent, I successfully completed the Special Agent Basic Training and Criminal Investigative Training at the Federal Law Enforcement Training Center. My duties include, but are not limited to, the investigation of violations of the federal firearms, arson, explosives laws, and other federal laws and regulations against the United States of America. In addition, I have analyzed toll records and led investigations that resulted in the interception of wire and electronic communications. I have testified in all levels of court proceedings on the federal law. During my employment as a law enforcement officer, I have received various training and participated in numerous investigations involving drug trafficking. During the course of my career, I have been involved in a variety of investigations ranging from simple possession of narcotics to complex conspiracies. Additionally, during my career as a law enforcement officer, I have been involved in narcotics seizures, and have participated in the execution of numerous search and arrest warrants. I have conducted investigations of unlawful drug distribution and importation in violation of 21 U.S.C. §§ 841(a)(1) and 846, money laundering in violation of 18 U.S.C. §§ 1956 and 1957, and investigated firearm related offenses in violation of 18 U.S.C. §§

922(g) and 924(c). I have conducted or participated in wire and physical surveillance, surveillance of undercover transactions, the introduction of undercover agents, the execution of search warrants, debriefings of informants, and reviews of taped conversations and drug records. Through my training, education, and experience I have become familiar with the manner in which illegal drugs are transported, stored, distributed, and the methods of payment for such drugs. I have also become familiar with the methods of laundering the proceeds of narcotics trafficking. Based on my training and experience I am familiar with the manner in which controlled substances are imported, manufactured and distributed to include but not limited to (a) methods of distribution of narcotics; (b) the use of telephone communication devices; (c) the use of numeric codes and code words to discuss drugs and money, to identify individuals, and to conduct drug-related transactions; and (d) the common practice of registering for and obtaining these communication devices under fictitious names, or names of relatives and/or friends to avoid financial responsibilities and tracking of criminal activities by law enforcement entities. Furthermore, during my career in law enforcement I have conducted interviews with victims, witnesses and suspects and as a result of these interviews have issued numerous trial and grand jury subpoenas to many of these individuals to testify either in a trial or in front of a federal grand jury. The following information is based upon my personal knowledge, upon information provided to me by other law enforcement officers, and information provided to me by witnesses with personal knowledge.

3. This affidavit does not contain all information discovered during this investigation, but only that believed necessary to provide a legal basis for the offense charged. The information in this affidavit is based on my personal knowledge, as well as information, knowledge, and observation of other law enforcement officers.

4. In January of 2020, the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) assisted the United States Marshals Service (USMS) with the arrest of Dequan Denairio JOHNSON in support of Operation Relentless Pursuit (ORP). JOHNSON had active warrants out of Shelby County, Tennessee for reckless endangerment with a deadly weapon and aggravated assault stemming from a shooting incident that occurred on November 24, 2019. The details of the shooting incident are as follows: On November 24, 2019, Memphis Police Department (MPD) Officers responded to a shooting on Kirby Parkway. According to victim, L.G., members of her family were preparing for a social gathering at the above-cited residence. Victim G. and her niece were standing outside when they observed two black males armed with firearms approach the back porch of the residence. Victim G. and her niece immediately ran into the residence and soon after that, the two black males began firing shots into the residence filled with twelve people. Victim G. advised she heard approximately fifteen (15) gunshots coming from the rear of the residence. Subsequently, MPD crime scene officers collected fifteen (15) spent cartridge casings from the scene. During the course of the investigation, Dequan JOHNSON and his brother, Kimani HUNT were identified as suspects responsible for the shooting that occurred on Kirby Parkway. On January 3, 2020, JOHNSON was positively identified by victim G. through a photo line-up as one of the individuals who shot into her residence.

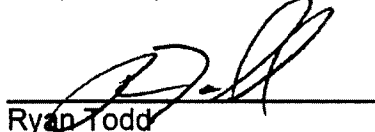
5. On January 22, 2020, at approximately 8:30 a.m., members of the USMS' Fugitive Task Force made contact with JOHNSON, at the front door of his residence, located at 1014 Craigwood Drive, Memphis, Tennessee. Members of the USMS' Fugitive Task Force identified themselves and informed JOHNSON they had an arrest warrant for his brother Kimani HUNT. JOHNSON advised that HUNT is his brother and HUNT currently resides at the residence. During a protective search of the residence for HUNT, members of the USMS' Fugitive Task Force located a loaded Smith & Wesson; Model SD40 VE; .40 caliber pistol bearing serial number FWS7764, an extended magazine containing twenty (20) .40 caliber rounds of ammunition and a quantity of suspected marijuana on the nightstand in a back bedroom of the residence. The drug field tested positive for marijuana and weighed .08 grams. During the course of the investigation, it was discovered that JOHNSON had active warrants out of Shelby County, Tennessee, for reckless endangerment with a deadly weapon and aggravated assault. JOHNSON was taken into custody.

6. Pursuant to the arrest of JOHNSON, ATF Special Agent Todd initiated an interview with JOHNSON. During the recorded interview, JOHNSON advised the bedroom was his and took ownership of the firearm and marijuana. JOHNSON advised he found the firearm approximately two (2) weeks ago at a park in the West Wood neighborhood of Memphis, Tennessee. Furthermore, JOHNSON advised he consumes marijuana daily and has done so since the age of eighteen (18). The firearm, ammunition and marijuana were seized and taken into ATF's custody.

7. An examination of the firearm was conducted and determined that the firearm was manufactured outside the state of Tennessee, thus affecting interstate commerce.

8. Based upon all of the foregoing facts, I submit that probable cause exists showing that JOHNSON committed the offense of possession of a firearm by an unlawful user in violation of 18 U.S.C. §922(g)(3).

Respectfully Submitted,



Ryan Todd  
Special Agent  
Bureau of Alcohol, Tobacco, Firearms and  
Explosives

Pursuant to Federal Rule of Criminal Procedure 41, the undersigned judicial officer has on this date considered information communicated by telephone, in reviewing and deciding whether to issue a criminal complaint. In doing so, this judicial officer has placed the affiant under oath and has confirmed by speaking personally with the affiant on the telephone that the signatures on the complaint and affidavit are those of the affiant, the documents received by the judicial officer are a correct and complete copy of the documents submitted by the affiant, and the information contained in the complaint and affidavit are true and correct to the best of the affiant's knowledge.

Subscribed and sworn to before me on August 25<sup>th</sup>, 2020.

/s/ Charmiane G. Claxton  
CHARMIANE G. CLAXTON  
U.S. MAGISTRATE JUDGE