

**AFFIDAVIT IN SUPPORT OF A CRIMINAL COMPLAINT**  
**4:20 MJ 7269 SPM**

Michael Haught, being duly sworn, deposes and says that he is a Special Agent with the Department of Homeland Security, duly appointed by law and acting as such.

**Introduction**

I am a Special Agent with HSI, an investigative branch of the United States Department of Homeland Security. I am a federal law enforcement officer authorized by the Secretary of Homeland Security to request the issuance of arrest warrants. I have been employed as a Special Agent for HSI and its predecessor agency, the United States Immigration and Customs Enforcement (ICE), for approximately fourteen years and am currently temporarily assigned to the Resident Agent in Charge Office in St. Louis, Missouri. I am assigned to the Resident Agent in Charge Office in Columbia, South Carolina, where my responsibilities included conducting investigations into various types of federal crimes, including crimes involving firearms violations. I have received training from the Federal Law Enforcement Training Center (FLETC) and ICE regarding firearm violations, and how to conduct investigations of crimes related to firearms.

This affidavit is not intended to be a complete and detailed description of all of the facts and evidence discovered during this investigation. I have set forth only the information I believe is necessary to establish probable cause to believe that defendant discussed herein has committed the criminal offense charged in this complaint. Your affiant does not request that this Court rely upon any facts not set forth herein in reviewing this application.

The facts alleged in this affidavit come from my own investigation, my training and experience, and information obtained from other investigators and witnesses.

This affidavit is submitted in support of an application for a complaint and arrest warrant charging Andrew SHEPERD, social security number [REDACTED], date of birth [REDACTED],

with possessing a firearm as a previously convicted felon, in violation of Title 18, United States Code, Section 922(g)(1).

### **Probable Cause**

As a part of Operation Legend, I have been temporarily assigned to the Eastern District of Missouri and on August 21, 2020, St. Louis Metropolitan Police Officer Matthew Greene and I were patrolling together in a marked St. Louis Metropolitan Police Department patrol car. At approximately 2:00 pm in the afternoon, we were patrolling in the 5th District, within the City of St. Louis, within the Eastern District of Missouri.

During the patrol, we encountered a 300 series BMW with an illegally tinted front windshield. As we further investigated the vehicle, we discovered that the plate affixed to the BMW was registered to a Chevrolet vehicle. Officer Greene then attempted to perform a traffic stop of the BMW by activating his emergency equipment. At first, the BMW appeared to be complying and pulling over, but then the BMW took off at a high rate of speed. Due to the SLMPD pursuit policy, Officer Greene discontinued efforts to pull over the BMW. However, immediately after exiting our field of view, the BMW crashed at the intersection of Delmar and Goodfellow.

SHEPERD was observed fleeing from the area of the wrecked vehicle on foot. Officer Greene pursued SHEPERD and detained him a short distance away from where SHEPERD crashed. No other occupants were in the vehicle at the time of the crash.

Officers found a loaded .45 caliber Glock semiautomatic firearm on the driver's floorboard of the vehicle. Additionally, officers found suspected controlled substances within the pocket of the driver door. The suspected controlled substances included multiple baggies of white powder and dozens of capsules.

SHEPERD gave a *Mirandized* statement. SHEPERD said that the suspected controlled substance is heroin, except for the light blue pills which are Percocet. SHEPERD stated that he

had just purchased the gun the previous day. When asked if he was a felon, SHEPERD stated, “Man, I got 17 felonies.”

Prior to August 21, 2020, SHEPERD was convicted of multiple offenses punishable by a term of imprisonment exceeding one year. In 1997, he was convicted of robbery in the second degree and unlawful use of a weapon and was sentenced to 8 years imprisonment. In 2005, he was convicted of drug offenses and was sentenced to 7 years imprisonment. In 2007, he was convicted of tampering with a motor vehicle and resisting arrest, and was sentenced to 7 years imprisonment. In 2013, he was convicted of drug offenses and resisting arrest, and was sentenced to 7 years in prison.

The handgun was visually inspected and confirmed to be a Glock firearm. It is designed to or may readily be converted to expel a projectile by the action of an explosive, and therefore is a firearm as defined under federal law. The Glock firearm was not manufactured in the State of Missouri, and, therefore, had been transported across state lines and in interstate commerce prior to or during Defendant’s possession.

SHEPERD possessed the firearm in furtherance of his possession of suspected controlled substances. The suspected controlled substances are pending analysis to confirm their identity and illegality.

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Date: 2020.08.22 09:36:25 -05'0

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Michael Haught  
Special Agent  
HSI, Department of Homeland Security

Sworn to, attested to, and affirmed before me via reliable electronic means pursuant to  
Federal Rules of Criminal Procedure 4.1 and 41 on this 21st day of August, 2020.



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The Honorable Shirley P. Mensah  
United States Magistrate Judge  
Eastern District of Missouri