

SUPERIOR COURT  
OF THE  
DISTRICT OF COLUMBIA

Holding a Criminal Term

Grand Jury Sworn in on August 5, 2022

THE UNITED STATES OF AMERICA	:	Criminal No:	2022 CF1 001525
	:		
v.	:		
	:	Violations:	
GERALD BREVARD III	:	22 D.C. Code, Sections 2101, 4502,	
PDID: 715-968	:	2104.01(b)(4), 3701, 3703;	
	:	22 D.C. Code, Section 4504(b);	
	:	22 D.C. Code, Section 4503 (a)(1);	
	:	22 D.C. Code, Section 4504(a)(2);	
	:	22 D.C. Code, Section 303;	
	:	22 D.C. Code, Sections 401, 3701, 3703, 4502;	
	:	22 D.C. Code, Sections 404.01, 3701, 3703, 4502;	
	:	22 D.C. Code, Sections 406, 3701, 3703, 4502	
	:	(2001 ed.)	
	:		
	:	(First Degree Murder While Armed (Premeditated)	
	:	(Aggravating Circumstances), Bias-Related (Hate)	
	:	Crime; Possession Of a Firearm During Crime Of	
	:	Violence Or Dangerous Offense; Unlawful	
	:	Possession of a Firearm (Prior Conviction);	
	:	Carrying a Pistol Without a License (Outside	
	:	Home or Place of Business); Destroying Property;	
	:	Assault With Intent To Kill While Armed, Bias-	
	:	Related (Hate) Crime; Aggravated Assault While	
	:	Armed, Bias-Related (Hate) Crime; Mayhem	
	:	While Armed, Bias-Related (Hate) Crime)	

The Grand Jury charges:

FIRST COUNT:

Gerald Brevard III, within the District of Columbia, while armed with a firearm and sharp object, purposely and with deliberate and premeditated malice, killed Morgan Holmes by shooting him with a firearm and stabbing him with a sharp object on or about March 9, 2022, thereby causing injuries from which Morgan Holmes died on or about March 9, 2022. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

The Grand Jury Further Charges that the murder was especially heinous, atrocious or cruel.

The Grand Jury Further Charges that such criminal act demonstrated the prejudice of Gerald Brevard III based on the actual or perceived homelessness of Morgan Holmes.

(First Degree Murder While Armed (Premeditated) (Aggravating Circumstances), Bias-Related (Hate) Crime, in violation of 22 D.C. Code, Sections 2101, 4502, 3701, 3703, 2104.01(b)(4) (2001 ed.))

SECOND COUNT:

On or about March 9, 2022, within the District of Columbia, Gerald Brevard III did possess a firearm while committing the crime of Murder as set forth in the First Count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

THIRD COUNT:

On or about March 9, 2022, within the District of Columbia, Gerald Brevard III, knowing he had previously been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept, and had within his possession and control, a firearm. (Unlawful Possession of a Firearm (Prior Conviction), in violation of 22 D.C. Code, Section 4503 (a)(1) (2001 ed.))

FOURTH COUNT:

On or about March 9, 2022, within the District of Columbia, Gerald Brevard III did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a)(2) (2001 ed.))

FIFTH COUNT:

On or about March 9, 2022, within the District of Columbia, Gerald Brevard III maliciously did injure, break and destroy certain property, that is, a mattress, clothes, and personal belongings, property of Morgan Holmes, causing damage in an amount less than \$1000. (Destroying Property, in violation of 22 D.C. Code, Section 303 (2001 ed.))

SIXTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III, while armed with a firearm, assaulted Charles Harris III with intent to kill him. (Assault With Intent To Kill While Armed, Bias-Related (Hate) Crime, in violation of 22 D.C. Code, Section 401, 3701, 3703, 4502 (2001 ed.))

The Grand Jury Further Charges that such criminal act demonstrated the prejudice of Gerald Brevard III based on the actual or perceived homelessness of Charles Harris III.

SEVENTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III did possess a firearm while committing the crime of Assault with Intent to Kill While Armed as set forth in the Sixth Count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

EIGHTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III, while armed with a firearm, did by any means, knowingly and purposely cause serious bodily injury to Charles Harris III. (Aggravated Assault While Armed, Bias-Related (Hate) Crime, in violation of 22 D.C. Code, Section 404.01, 3701, 3703, 4502 (2001 ed.))

The Grand Jury Further Charges that such criminal act demonstrated the prejudice of Gerald Brevard III based on the actual or perceived homelessness of Charles Harris III.

NINTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III did possess a firearm while committing the crime of Aggravated Assault While Armed as set forth in the Eighth Count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

TENTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III, while armed with a firearm, maimed Charles Harris III. (Mayhem While Armed, in violation of 22 D.C. Code, Section 406, 4502 (2001 ed.))

The Grand Jury Further Charges that such criminal act demonstrated the prejudice of Gerald Brevard III based on the actual or perceived homelessness of Charles Harris III.

(Mayhem While Armed, Bias-Related (Hate) Crime, in violation of 22 D.C. Code, Section 406, 3701, 3703, 4502 (2001 ed.))

ELEVENTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III did possess a firearm, while committing the crime of Mayhem While Armed as set forth in the Tenth Count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

TWELFTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III, knowing he had previously been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept, and had within his possession and control, a firearm. (Unlawful Possession of a Firearm (Prior Conviction), in violation of 22 D.C. Code, Section 4503 (a)(1) (2001 ed.))

THIRTEENTH COUNT:

On or about March 8, 2022, within the District of Columbia, Gerald Brevard III did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a)(2) (2001 ed.))

FOURTEENTH COUNT:

On or about March 3, 2022, within the District of Columbia, Gerald Brevard III, while armed with a firearm, assaulted Jerald Turner with intent to kill him. (Assault With Intent To Kill While Armed, in violation of 22 D.C. Code, Section 401, 4502 (2001 ed.))

The Grand Jury Further Charges that such criminal act demonstrated the prejudice of Gerald Brevard III based on the actual or perceived homelessness of Jerald Turner.

(Assault With Intent To Kill While Armed, Bias-Related (Hate) Crime, in violation of 22 D.C. Code, Section 401, 3701, 3703, 4502 (2001 ed.))

FIFTEENTH COUNT:

On or about March 3, 2022, within the District of Columbia, Gerald Brevard III did possess a firearm while committing the crime of Assault with Intent to Kill While Armed as set forth in the Fourteenth Count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

SIXTEENTH COUNT:

On or about March 3, 2022, within the District of Columbia, Gerald Brevard III, knowing he had previously been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept, and had within his possession and control, a firearm. (Unlawful Possession of a Firearm (Prior Conviction), in violation of 22 D.C. Code, Section 4503 (a)(1) (2001 ed.))

SEVENTEENTH COUNT:

On or about March 3, 2022, within the District of Columbia, Gerald Brevard III did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol, without a license issued pursuant to law. (Carrying a Pistol Without a License (Outside Home or Place of Business), in violation of 22 D.C. Code, Section 4504(a)(2) (2001 ed.))

*Matthew M. Graves*

MATTHEW M. GRAVES  
United States Attorney  
in and for the District of Columbia

