

TJS:ACG

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

-against-

DENZELL OGLESBY,

Defendant.

AFFIDAVIT AND COMPLAINT
IN SUPPORT OF APPLICATION
FOR ARREST WARRANT

(T. 18, U.S.C., §§ 1951, 924(c)
and 2)

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EASTERN DISTRICT OF NEW YORK, SS:

ELLIS DELOREN, being duly sworn, deposes and states that he is a Detective with the New York City Police Department (“NYPD”) and a Task Force Officer with the Bureau of Alcohol, Tobacco, Firearms and Explosives Joint Robbery Task Force, duly appointed according to law and acting as such.

On or about August 16, 2016 within the Eastern District of New York, the defendant DENZELL OGLESBY, together with others, did knowingly and intentionally conspire to obstruct, delay and affect commerce and the movement of articles and commodities in commerce, to wit: United States currency.

(Title 18, United States Code, Section 1951)

On or about August 16, 2016, within the Eastern District of New York, the defendant DENZELL OGLESBY, together with others, did knowingly and intentionally use and carry one or more firearms during and in relation to a crime of violence and did knowingly and intentionally possess a firearm in furtherance of a crime of violence, to wit: the robbery conspiracy described above, which firearm was brandished.

(Title 18, United States Code, Sections 924(c) and 2)

The source of your deponent's information and the grounds for her belief are as follows¹:

1. My information in this case comes from my participation in the investigation, a review of records and reports of the NYPD and other government agencies, conversations with other law enforcement officers and video surveillance footage from the scene of the robbery.

2. On or about August 16, 2016 the defendant DENZELL OGLESBY, entered a grocery store located at 931 Boylan Street, Brooklyn, New York (the "Grocery Store"). OGLESBY entered the store with another individual (the "Co-Conspirator"), who wore a shirt wrapped around his head with two holes for his eyes. Video surveillance footage from the Grocery Store reveals that OGLESBY approached the front counter of the Grocery Store, behind which was the store attendant (the "Store Attendant"). OGLESBY wore a blue shirt and white hat. The white hat partially obscured OGLESBY's face from the surveillance cameras in the Grocery Store.

3. Video surveillance footage from the Grocery Store shows OGLESBY, upon entering and approaching the counter, raise a firearm and point it towards the Store Attendant, who attempted to run out from behind the counter and flee. OGLESBY jumped over the counter and chased the Store Attendant.

¹ Because this affidavit is being submitted for the limited purpose of establishing probable cause to arrest, I have not set forth every fact learned during the course of this investigation.


4. OGLESBY and the Co-conspirator caught up to the Store Attendant and restrained him. The Co-conspirator took possession of the firearm from Oglesby, and the Co-conspirator struck the Store Clerk in the head with the firearm. The Co-conspirator and the Store Clerk wrestled with each other as OGLESBY went back behind the counter and began taking items from the Grocery Store and placing them in a black plastic bag, including approximately \$300 in United States currency.

5. OGLESBY then ran to where his Co-conspirator and the Store Clerk were wrestling, and repeatedly punched the store clerk. OGLESBY re-obtained possession of the firearm and struck the Store Clerk in the head with the firearm. Both the Co-conspirator and OGLESBY fled the Grocery Store. Before leaving, OGLESBY grabbed the black plastic bag into which the defendant had placed items from the Grocery Store, including the United States currency that the defendant had taken from the Grocery Store.

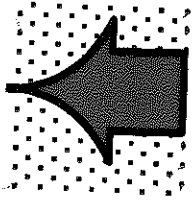
6. On October 20, 2016, OGLESBY was arrested by the NYPD for, in sum and substance, using stolen credit cards and snatching a pocket book; OGLESBY was charged with grand larceny in the third degree in violation of New York Penal Law § 155.30. Following his arrest, OGLESBY was advised of his Miranda rights and agreed to waive those rights and speak with law enforcement. Upon seeing still images from the video surveillance footage, OGLESBY, in part and in sum and substance, admitted that he had participated in the robbery of the Grocery Store (located at 931 Boylan Street, Brooklyn, New York).

7. OGLESBY is currently incarcerated within the custody of the New York City Department of Corrections at Riker's Island, New York.

WHEREFORE, your deponent respectfully requests that the defendant
DENZELL OGLESBY be dealt with according to law.



ELLIS DELOREN
Task Force Officer
Joint Robbery Task Force, Bureau of Alcohol,
Tobacco, Firearms and Explosives



Sworn to before me this

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S/TISCIONE

THE HONORABLE S/TISCIONE
UNITED STATES MAGISTRATE JUDGE
EASTERN DISTRICT OF NEW YORK