
UNITED STATES DISTRICT COURT

for the

District of Minnesota

UNITED STATES OF AMERICA

v.

Case No. 20-MJ-580 (JTH)

DERRICK LEE SPILLMAN

CRIMINAL COMPLAINT

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

- (1) On July 30, 2020, at approximately 6:56 a.m., in the State and District of Minnesota, the defendant, DERRICK LEE SPILLMAN ("SPILLMAN"), did unlawfully obstruct, delay and affect commerce, as defined by Title 18, United States Code, Section 1951(b)(3), and the movement of articles and commodities in such commerce, by robbery, as defined by Title 18, United States Code, Section 1951(b)(1), in that the defendant did unlawfully take and obtain personal property from the persons and immediate presence of employees of a Holiday gas station at 7295 University Avenue, in Fridley, a commercial business then engaged in interstate commerce, against the employees' will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their persons and property, that is, the defendant brandished what appeared to the victims as a firearm, to compel employees of Holiday to relinquish to the defendant approximately \$100 in U.S. currency, belonging to the business, all in violation of Title 18, United States Code, Section 1951(a).
- (2) On or about July 30, 2020, at approximately 7:08 AM, in the State and District of Minnesota, SPILLMAN did unlawfully obstruct, delay and affect commerce, as defined by Title 18, United States Code, Section 1951(b)(3), and the movement of articles and commodities in such commerce, by robbery, as defined by Title 18, United States Code, Section 1951(b)(1), in that the defendant did unlawfully take and obtain personal property from the persons and immediate presence of employees of a Speedway Store located at 6545 West River Road, Brooklyn Center, MN, a commercial business then engaged in interstate commerce, against the employees' will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their persons and property, that is, the defendant brandished what appeared to the victims to be a firearm, to compel employees of Holiday to relinquish to the defendant approximately \$200 in U.S. currency, belonging to the business, all in violation of Title 18, United States Code, Section 1951(a).
- (3) On or about July 30, 2020, at approximately 12:52 PM, in the State and District of Minnesota, SPILLMAN did unlawfully obstruct, delay and affect commerce, as defined by Title 18, United States Code, Section 1951(b)(3), and the movement of articles and commodities in such commerce, by robbery, as defined by Title 18, United States Code, Section 1951(b)(1), in that the defendant did unlawfully take and obtain personal property from the persons and immediate presence of employees of a Subway Store located at 2147 Lowry Avenue N., Minneapolis, MN, a commercial business then engaged in interstate commerce, against the employees' will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their persons and property, that is, the defendant brandished what appeared to the victims as a firearm, to compel employees of Subway to relinquish to the defendant approximately \$250 in U.S. currency, belonging to the business, all in violation of Title 18, United States Code, Section 1951(a).
- (4) On or about July 30, 2020, at approximately 3:53 PM, in the State and District of Minnesota, SPILLMAN did unlawfully obstruct, delay and affect commerce, as defined by Title 18, United States Code, Section 1951(b)(3), and the movement of articles and commodities in such commerce, by robbery, as defined by Title 18, United States Code, Section 1951(b)(1), in that the defendant did unlawfully take and obtain personal property from the persons

and immediate presence of employees of a Holiday Gas station located at 9456 27th Avenue N., New Hope, MN, a commercial business then engaged in interstate commerce, against the employees' will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their persons and property, that is, the defendant brandished a firearm, to compel employees of Holiday to relinquish to the defendant an as-yet undetermined sum in U.S. currency, belonging to the business, all in violation of Title 18, United States Code, Section 1951(a).

- (5) On or about July 30, 2020, in the State and District of Minnesota, SPILLMAN, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the crime set forth in Count 4 of this Complaint, which is hereby realleged and incorporated herein by reference, did knowingly and unlawfully use, carry and brandish a firearm, all in violation of Title 18, United States Code, Section 924(c)(1)(A)(ii).

I further state that I am a Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: Yes No

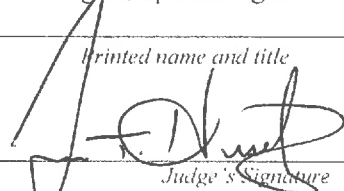

Complainant's signature

SUBSCRIBED and SWORN before me
by reliable electronic means via Zoom and email pursuant
to Fed. R. Crim. P. 41(d)(3).

Christopher Langart, Special Agent

Printed name and title

Date: 8-3-2020


Judge's Signature

City and State: Bemidji, MN

Jon T. Huseby
United States Magistrate Judge

Printed Name and Title

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA
Case No. 20-mj-580 (JTH)

**AFFIDAVIT OF CHRISTOPHER V. LANGERT
IN SUPPORT OF A CRIMINAL COMPLAINT**

I, Christopher V. Langert, being duly sworn, depose and state as follows:

1. Your Affiant is a Special Agent with the Federal Bureau of Investigation (FBI), and has been since March, 1998. Your Affiant is currently assigned to the Minneapolis Minnesota office of the FBI's Violent Crime Task Force. Your Affiant's primary assignment is the investigation of violent crimes.

2. I am an investigator or law enforcement officer of the United States within the meaning of Section 2510(7) of Title 18, United States Code; that is, an officer of the United States who is empowered by law to conduct investigations of and to make arrests for offenses enumerated in Section 2516 of Title 18, United States Code.

3. This Affidavit is submitted in support of a criminal complaint charging Derrick Lee Spillman (hereafter identified as Spillman) with armed robbery, in violation of 18 U.S.C. § 1951. The facts set forth herein are based on my review of police reports and conversations I have had with other law enforcement personnel. The facts set forth herein do not include all the facts related to this investigation, just those facts necessary to support probable cause for the charge alleged in the Complaint.

4. Your Affiant, along with local law enforcement officers in Minnesota, have been investigating a series of armed robberies, including events in Minneapolis, Fridley, Brooklyn Center and New Hope, Minnesota.

5. On July 30, 2020, at approximately 6:56 AM, Fridley Police were dispatched to a report of an armed robbery at Holiday Gas located at 7295 University Avenue Northeast, Fridley,

Minnesota. Upon arrival and through investigation, officers learned a light-skinned black male suspect estimated to be in his late 30's, described as approximately 5'08" tall, wearing a black baseball cap, dark hooded sweatshirt, blue jeans, surgical mask, sunglasses, and white tennis shoes, with visible tattoos on his neck and shoulder area, had robbed the store. The suspect entered the business, waited for other customers to leave, brandished a black semi-automatic handgun, racked the slide, pointed the gun at employees, was impatient and very aggressive in demanding cash from the registers, forced the employee to put the money in a bag from the business, ordered employees to the ground and fled on foot. The preliminary estimated loss from this incident is \$100.

6. On July 30, 2020, at approximately 7:08 AM, Brooklyn Center Police were dispatched to a report of an armed robbery at the Speedway Store located at 6545 West River Road, Brooklyn Center, Minnesota. Upon arrival and through investigation, officers learned a light-skinned black male suspect, described as approximately 5'05" tall, wearing a dark colored hat, possibly bald, and a dark colored top had robbed the store. The suspect entered the business, brandished a black semi-automatic handgun, racked the slide of the gun, pointed it at employees, was impatient and very aggressive in demanding cash from the registers, forced the employee to put the money in a bag from the business, ordered employees to the ground, and fled on foot. The preliminary estimated loss from this incident is \$200.

7. On July 30, 2020, at approximately 12:52 PM, Minneapolis Police were dispatched to a report of an armed robbery at the Subway Store located at 2147 Lowry Avenue North, Minneapolis, Minnesota. Upon arrival and through investigation, officers learned a shorter light-skinned black male suspect wearing a black baseball cap, surgical style mask, dark top, blue jeans and white tennis shoes robbed the store. The suspect entered the subway store, waited for other

customers to leave, brandished a black semi-automatic handgun, racked the slide, pointed the gun at the employee, aggressively demanded money from the register, forced the employee to put the money in a bag from the business, and fled on foot. The preliminary estimated loss from this incident is \$250.

8. On July 30, 2020, at approximately 3:53 PM, New Hope Police were dispatched to a report of an armed robbery at Holiday Gas located at 9456 27th Avenue North, New Hope, Minnesota. Upon arrival and through investigation, officers learned a light-skinned black male suspect wearing a black baseball style hat, surgical style mask, dark top, blue jeans, and white tennis shoes, with visible neck tattoos, robbed the store. The suspect entered the business, brandished a black semi-automatic handgun, pointed the gun at employees and customers, aggressively demanded money from the registers, forced the employee to put the money in a bag from the business, ordered employees to the ground, and fled on foot. The estimated loss from this incident is unknown at this time.

9. Through investigative means, your Affiant was able to identify Spillman as the suspect in these incidents. During a video and audio-recorded interview with Spillman on July 31, 2020, Spillman was shown still surveillance images from the New Hope robbery which clearly show neck tattoos on the left side of the light-skinned black male suspect. One tattoo is of the Minnesota Twins "TC" logo just below and behind the left ear. There is another distinctive tattoo forward on the neck and below the "TC" logo. There is also what appears to be a distinctive burn or scar below the "TC" tattoo. During the interview, your Affiant observed the tattoos and scarring on Spillman's neck to be identical to those on the suspect in the photographs. Spillman looked at the first image and immediately positively identified himself as the person in the image. Spillman was shown a second image of the robbery suspect with the distinctive tattoos and he advised that

the image was of him standing at a counter. Spillman was then shown another image from that incident and again confirmed that he is the suspect in all three images. In the third image Spillman is pointing a black semi-automatic handgun at the employees while wearing a dark or black colored baseball style hat, surgical style mask, dark top, blue jeans, and white tennis shoes. Spillman made a statement about how easy it is for him to obtain a gun and refused to help officers locate the gun used in this event. Spillman said he obtained the gun from an associate, gave it back to that associate, and refused to identify that associate.

10. Your Affiant has observed Spillman as a light-skinned black male approximately 5'08" tall. Based on the descriptions of the suspect in all four incidents, images from surveillance footage, and consistency of action, your Affiant believes Spillman is the robber in all four events.

11. Your Affiant and other officers have spoken with a general manager from Holiday, a general manager from Speedway, and the owner of the Subway store. Your Affiant learned that in addition to all of these businesses having national headquarters outside the state of Minnesota, they all deal in products that come from outside of the state of Minnesota, for example tobacco, soda, and candy bars.

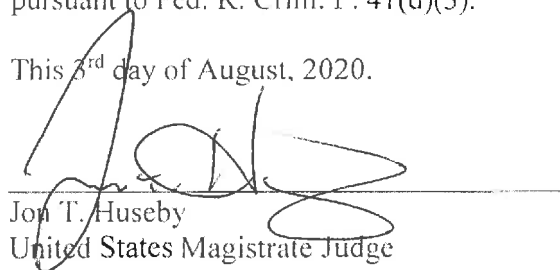
12. Based on the foregoing, Your Affiant has probable cause to believe that on July 30, 2020, Derrick Lee Spillman committed armed robbery in the State and District of Minnesota; in violation of 18 U.S.C. § 1951.



CHRISTOPHER V. LANGERT
Special Agent
Federal Bureau of Investigation

SUBSCRIBED and SWORN before me
by reliable electronic means via Zoom and email
pursuant to Fed. R. Crim. P. 41(d)(3).

This 3rd day of August, 2020.



Jon T. Huseby
United States Magistrate Judge