

SHB

AO 91 (Rev. 11/11) Criminal Complaint

2021R00025

# UNITED STATES DISTRICT COURT

for the  
District of Minnesota

UNITED STATES OF AMERICA

v.

Case No. 21-mj-36 (HB)

DAYNE ADRIAN SITLADEEN (1) and  
MUZAMIL ADEN ADDOW (2)

## CRIMINAL COMPLAINT

I, the undersigned Complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about January 10, 2021, in Otter Tail County, in the State and District of Minnesota, defendants Dayne Adrian SITLADEEN and Muzamil Aden ADDOW:

Each being an alien illegally and unlawfully in the United States, and each knowing that he was an alien illegally and unlawfully in the United States, knowingly possessed firearms to include a Glock, model 34, 9mm caliber pistol bearing serial number BFPH893 and a Glock, model 30, .45 caliber pistol bearing serial number TRC953, in and affecting interstate and foreign commerce, all in violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(2).

I further state that I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), 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 FaceTime, Zoom  
and email pursuant to Fed. R. Crim. P. 41(d)(3).

Jason Wambach, Special Agent, ATF  
Printed name and title

Date:

Jan 13, 2021

  
Judge's Signature

City and State: St. Paul, MN

The Honorable Hildy Bowbeer  
United States Magistrate Judge

Printed Name and Title



3. This Affidavit is submitted in support of a criminal complaint charging Dayne Adrian SITLADEEN (DOB XX/XX/1991) and Muzamil Aden ADDOW (DOB XX/XX/1991) with possession of a firearm by an illegal alien in violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(2).

4. The facts and information contained in this Affidavit are based upon my own investigation and observations of other agents and law enforcement officers involved in the investigation. This Affidavit contains information necessary to support probable cause for the attached Complaint. It is not intended to include each and every fact and matter observed by me or known to the Government.

#### **PROBABLE CAUSE**

5. On January 10, 2021, at approximately 10:10 p.m., Minnesota State Patrol Trooper (MSP) Malmstrom was travelling eastbound on Interstate 94 near Fergus Falls, MN, when he observed a single pickup truck travelling westbound on Interstate 94 near mile marker 57 at a high rate of speed. Trooper Malmstrom marked the vehicle travelling between 95-99 miles per hour using his squad radar. Trooper Malmstrom changed direction and caught up to the still-speeding vehicle at approximately mile marker 62, clocking the vehicle at 99 and 100 miles per hour as he approached, and watching the pickup pass other vehicles at a high rate of speed. When he caught up to the pickup and conducted a traffic stop at mile marker 62, the trooper observed that it was a gray Chevrolet Silverado truck bearing Texas license plate number MKR3272 (hereinafter the "Silverado"). The Silverado is registered to Hertz LLC.

6. When Trooper Malmstrom approached the Silverado, the driver initially provided an Ontario, Canada, driver's license that identified him as "Zakaria Taajir" (DOB

XX/XX/1993). The front seat passenger provided a false Florida identification card to Trooper Malmstrom but was eventually identified as Dayne Adrian SITLADEEN (DOB XX/XX/1991). Trooper Malmstrom detected the odor of marijuana as he instructed the driver to turn off the vehicle.

7. The driver and passenger provided suspicious and inconsistent statements about their trip. "Taajir" stated he was on his way to Fargo to work on a construction job for a company owned by his uncle. He reported that he had rented the truck at the airport in Minneapolis. He stated that he entered the United States by flight from Canada to Ohio, where he visited his aunt, and then drove to Minnesota. Taajir originally said he flew with SITLADEEN. Taajir was unable to name the construction company he was supposed to work for.

8. SITLADEEN stated he did not go to Ohio with Taajir, and that he was from Minneapolis. He reported he was going to work with Taajir.

9. Trooper Malmstrom asked both individuals if there was any marijuana in the vehicle to which they both replied no. Trooper Malmstrom did not observe any construction tools in the rear seat area of the vehicle. A record check on Taajir's Ontario license did not yield any results, so Trooper Malmstrom asked Taajir to step out of the vehicle and walk with the trooper to his squad.

10. While alone with the Trooper, Taajir stated he had been in the United States approximately one month and in Minneapolis for the previous nine days. He stated he met SITLADEEN through his cousin and had known SITLADEEN for approximately one month.

11. Trooper Malmstrom returned to the Silverado and spoke with SITLADEEN again. SITLADEEN stated he had known Taajir for over a year. SITLADEEN stated that he did not know how long Taajir had been in the United States or what he had been doing in the United States prior to picking him up for the work trip they were on. While interacting with SITLADEEN, Trooper Malmstrom again smelled marijuana in the vehicle.

12. Trooper Malmstrom asked Taajir for consent to search the vehicle. Taajir stated that he could search the vehicle but not the contents of any bags or his (Taajir's) person.

13. Trooper Malmstrom pat searched both individuals for weapons, and directed them to stand 10-20 yards in front of the Silverado as he opened the rear passenger door and observed several duffle bags and backpacks on the floor and rear passenger seat. Trooper Malmstrom opened one of the bags and observed 10-15 firearms and high capacity pistol magazines inside the bag. Trooper Malmstrom immediately called for another squad to come to his location. He then ordered both males to put their hands above their heads. Taajir turned away from Trooper Malmstrom and initially disregarded the command. He attempted to make a phone call on his cell phone and then appeared to make a brief phone call on his Apple watch, all while Trooper Malmstrom was ordering him to stop and put his hands in the air. Other officers arrived on scene and the two individuals were detained.

14. Officers quickly discovered a federal arrest warrant from the United States Marshals Service (USMS) for SITLADEEN, and they placed him under arrest. Taajir was placed under arrest for carrying a firearm without a permit. Both males were transported to the Otter Tail County Jail in Fergus Falls, MN. In total, officers recovered 67 firearms and numerous pistol magazines from four bags in the Silverado. One pistol magazine was partially

loaded with live ammunition rounds. They also collected three cell phones and Taajir's Apple watch as evidence.

15. Further investigation by Minnesota State Patrol dispatch and communication with the Toronto Police Department determined that Zakarias Taajir was actually Muzamil Aden ADDOW (DOB XX/XX/1991).

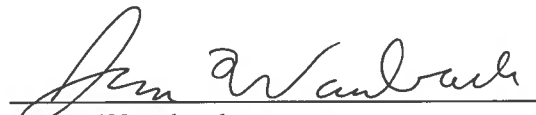
16. Investigators subsequently determined the federal arrest warrant from the United States Marshals Service (USMS) for SITLADEEN was a provisional warrant issued by the United States at Canada's request, based on a 2019 Canadian arrest warrant for first degree homicide, fentanyl distribution, and possession of proceeds of crime. ADDOW has outstanding felony arrest warrants in Canada for firearms offenses and kidnapping, but no corresponding United States provisional arrest warrant.

17. Your Affiant has found probable cause to believe that SITLADEEN and ADDOW are both Canadian citizens, and that on January 10, 2021, both SITLADEEN and ADDOW were illegally and unlawfully in the United States. ADDOW told the trooper he was from Canada, and the provisional arrest warrant materials provided by the Toronto Police Service indicate that SITLADEEN was born in Canada, and has Canadian citizenship. I have spoken to U.S. Immigration and Customs Enforcement Deportation Officer Dennis Olson and United States Border Patrol Agent Jeremy Poser. Through their immigration investigation on January 11, 2021, they determined that both SITLADEEN and ADDOW were both Canadian citizens, and neither men had any record of a legal border crossing from Canada to the United States. As such, both are ineligible to possess firearms under federal law.

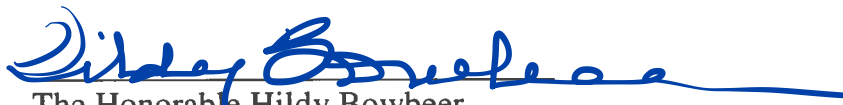
18. Your Affiant has examined several of the firearms seized from the Silverado. Among them, Your Affiant examined a Glock brand, model 34, 9mm caliber pistol bearing serial number BFPH 893 and a Glock brand, model 30, .45 caliber pistol bearing serial number TRC 953. Your Affiant has received training regarding interstate nexus determination investigations, and through this training and experience conducting over 100 previous interstate nexus determinations on firearms, has determined that both of the previously described firearms were manufactured outside of the state of Minnesota therefore affecting interstate commerce.

19. Based on the above stated facts, Your Affiant believes probable cause exists that Dayne Adrian SITLADEEN and Muzamil Aden ADDOW committed the crime of being an illegal alien in possession of a firearm, in violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(2).

Further your Affiant sayeth not.

  
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Jason Wambach  
Special Agent, ATF

SUBSCRIBED and SWORN before me  
by reliable electronic means via FaceTime, Zoom  
and email pursuant to Fed. R. Crim. P. 41(d)(3).  
on Jan 13 2021.

  
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The Honorable Hildy Bowbeer  
United States Magistrate Judge