



**ATTACHMENT A**

**COUNT ONE**

(Possession of a Firearm by a Convicted Felon)

On or about July 4, 2018, in Essex County, in the District of New Jersey and elsewhere, the defendant,

**JAMAR BATTLE**

having been convicted of a crime punishable by imprisonment for a term exceeding one year in the Superior Court of New Jersey, Essex County, did knowingly possess in and affecting commerce a loaded firearm, namely, a .45 caliber handgun which was loaded with at least six rounds of ammunition.

In violation of Title 18, United States Code, Sections 922(g)(1).

## **ATTACHMENT B**

I, Angel Casanova am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"). I am fully familiar with the facts set forth herein based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and photographs of the evidence. Where statements of others are related herein, they are related in substance and part. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. On July 4, 2018 a civilian ("Witness 1") was in the area of Tracy and Avon Avenues in Newark at approximately 11:58 p.m. with his minor children. Witness 1 heard what he believed to be gunshots. During this time, Witness 1's five-year old daughter fell to the street and complained of pain to her leg. Further examination of the child's leg revealed a gunshot injury. The child was brought to the hospital and treated for a broken leg as a result of the bullet wound. The Newark Police Department was notified.
2. Members of the Newark Police Department responded to 261 Avon Avenue and recovered six .45 caliber shell casings as well as one bullet projectile. The victim's blood was located at the northwest corner of Tracy and Avon Avenue, consistent with what Witness 1 told the police.
3. Surveillance camera footage from near the scene revealed a motor vehicle had pulled up in front of 261 Avon Avenue and an individual ("Witness 2") exited the front passenger side of the vehicle. Immediately after Witness 2 exited the vehicle he/she was approached and confronted by a male, who was later identified in the investigation as the defendant JAMAR BATTLE ("BATTLE").
4. As the motor vehicle departed down the street, BATTLE confronted Witness 2, then turned and shot in the general direction of the departing motor vehicle. This was also the general direction in which Witness 1 had been walking with his daughter. One of those shots resulted in the leg wound to the five-year old victim.
5. Witness 2 gave consent to a search of his/her cell phone and an electronic report was generated with the contents of Witness 2's phone.
6. A review of this report revealed frequent contact between Witness 2 and an individual associated with the phone number 973-342-6740 both in the days before and right before and right after the time of the shooting.

7. A close relative of BATTLE'S confirmed that this was a cellphone number solely used by BATTLE.
8. An investigation into social media accounts associated with BATTLE revealed that he identified himself by the street name of "Loose". Specifically, BATTLE had posted photos of himself on various social media sites with the name "Jamar Loose Battle" or "Loose" directly under a photo of himself.
9. The following text was sent to Witness 2 on June 30, 2018 from the number associated with BATTLE: (Note: All quotes are directly transcribed with grammatical errors intact) "Just go ahead nd do u. Dnt fake worry bout me!!!! Enjoy ya night nd ol boy! !! Ima always be gd!!! **My name loose!!!!**" (emphasis added). In this text BATTLE identified himself by his street name.
10. At approximately 11:50 p.m. on July 4<sup>th</sup>, eight minutes **before** the shooting, Witness 2 sent the following text to BATTLE: "Yo I'm not playing u not bout shoot at my friend car".
11. At approximately 12:26 a.m. on July 5<sup>th</sup>, approximately 28 minutes after the shooting, Witness 2 sent the following text to Battle: "You scared me 4real".
12. At approximately 12:26 a.m. on July 5<sup>th</sup>, Battle sent the following text to Witness 2: "U tried to play me wit ur friend so thts wat it is. Bet!!!!!!!!!!"
13. The shell casings ejected from the .45 caliber firearm were determined to be manufactured by Remington. Remington ammunition is manufactured outside the State of the New Jersey. Thus, the ammunition used here necessarily had to move in interstate commerce prior to July 4, 2018. There is no major manufacturer of .45 caliber firearms in the State of New Jersey, thus, the firearm used here necessarily had to move in interstate commerce prior to July 4, 2018.
14. As of July 4, 2018, BATTLE had at least one prior felony conviction in the Essex County Superior Court, including a conviction on or about March 6, 2015, for unlawful possession of a weapon (handgun), an offense punishable by a term of imprisonment of more than one year.