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UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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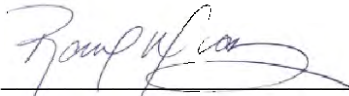
UNITED STATES OF AMERICA : **CRIMINAL COMPLAINT**  
:   
v. : Honorable James B. Clark, III,  
: U.S.M.J.  
GILBERT BERMUDEZ, :   
a/k/a "Troub" : Mag. No. 21-12221  
:

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

**SEE ATTACHMENT A**

I further state that I am a Task Force Officer with the United States Bureau of Alcohol, Tobacco, Firearms and Explosives, and that this complaint is based on the following facts:

**SEE ATTACHMENT B**



Raul Diaz, Task Force Officer  
Bureau of Alcohol, Tobacco, Firearms & Explosives

Task Force Officer Raul Diaz attested to this Complaint by telephone pursuant to Federal Rule of Criminal Procedure 4.1(b)(2)(A) on May 25, 2021, in the District of New Jersey

Honorable James B. Clark, III  
United States Magistrate Judge



Signature of Judicial Officer

**ATTACHMENT A**

**COUNT ONE**

(Possession of a Firearm and Ammunition by a Convicted Felon)

On or about May 14, 2021, in Essex County, in the District of New Jersey,  
the defendant,

**GILBERT BERMUDEZ,  
a/k/a “Troub,”**

knowing that he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting commerce a firearm and ammunition, namely, a 9mm Canik, Model TP9 Elite SC handgun, bearing serial number 19CB04428, loaded with nine rounds of 9mm ammunition; and six rounds of 9mm ammunition.

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

## **ATTACHMENT B**

I, Raul Diaz, am a Task Force Officer with the United States Bureau of Alcohol, Tobacco, Firearms and Explosives. 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 or about May 14, 2021, in the vicinity of the Pennington Court housing complex in Newark, New Jersey ("Pennington Court"), Gilbert Bermudez, a/k/a "Troub" ("BERMUDEZ"), together with two other men, was captured on surveillance footage, shooting at a fourth man who had shot into the courtyard of Pennington Court. Law enforcement responded and recovered approximately sixteen 9mm spent shell casings and approximately five .40 caliber spent shell casings.

2. Soon after, BERMUDEZ was charged in Essex County Superior Court in connection with the aforementioned shooting, and a warrant was issued for his arrest. On or about May 20, 2021, investigators executed the warrant inside BERMUDEZ's Newark, New Jersey residence ("the Residence"), and found BERMUDEZ in the bathroom. During a lawful search of the Residence, law enforcement recovered a 9mm Canik, Model TP9 Elite SC handgun, bearing serial number 19CB04428, (the "Firearm"), loaded with nine rounds of 9mm ammunition (the "Ammunition-2") from the same bathroom where BERMUDEZ was found at the time of his arrest.

3. Ballistics testing revealed that approximately six of the 9mm shell casings (the "Ammunition-1") recovered from the scene of the May 14, 2021 shooting were discharged from the Firearm.

4. The investigation has also shown that the Firearm, Ammunition-1, and Ammunition-2 (collectively, the "Ammunition") were manufactured outside the State of New Jersey, and thus necessarily had to travel in interstate commerce prior to when BERMUDEZ possessed them on or about May 14, 2021. The Firearm is capable of, and designed to, expel a projectile.

5. Prior to knowingly possessing the Firearm and the Ammunition, BERMUDEZ knew he was a convicted felon as he had at least one felony conviction for which he received a sentence of more than one year. For example, on or about October 28, 2013, BERMUDEZ was convicted in Superior Court in Essex County, New Jersey, of unlawful possession of a weapon – handguns, in violation of N.J.S.A. 2C:39-5(b), possession of certain prohibited

bullets, in violation of N.J.S.A. 2C:39-3(f), and possession of a controlled dangerous substance, in violation of N.J.S.A. 2C:35-10(a)(a), and was sentenced to five years' imprisonment.