

---

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

---

UNITED STATES OF AMERICA : **CRIMINAL COMPLAINT**

v. : Mag. No. 21 - 10121

BRANDON JACOBS :

I, Mark Thompson, 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 Special Deputy with the United States Marshals Service, and that this complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached page and made a part hereof.

*Mark Thompson*

---

Mark Thompson, Special Deputy Marshal  
United States Marshals Service

Sworn to before me and subscribed in my presence, on this 6th day of April, 2021 in Newark, New Jersey.

HONORABLE MICHAEL A. HAMMER  
United States Magistrate Judge

*MICHAEL A. HAMMER*

---

Signature of Judicial Officer

**ATTACHMENT A**

**COUNT ONE**

(Possession of a Firearm by a Convicted Felon)

On or about January 31, 2021, in Essex County, in the District of New Jersey, and elsewhere, the defendant,

**BRANDON JACOBS,**

knowing that he had previously 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 firearms and ammunition, namely, a 9mm Glock bearing serial number UMW410 and seventeen (17) rounds of ammunition, and a .44 caliber Smith & Wesson revolver bearing serial number ADJ05616581C7 and six (6) rounds of ammunition.

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

**COUNT TWO**

(Possession with Intent to Distribute Crack Cocaine)

On or about January 31, 2021, in Essex County, in the District of New Jersey, and elsewhere, the defendant,

**BRANDON JACOBS,**

did knowingly and intentionally possess with intent to distribute a mixture and substance containing crack cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

**COUNT THREE**

(Possession with Intent to Distribute Heroin)

On or about January 31, 2021 in Essex County, in the District of New Jersey, and elsewhere, the defendant,

**BRANDON JACOBS,**

did knowingly and intentionally possess with intent to distribute a quantity of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

**COUNT FOUR**

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about January 31, 2021, in Essex County, in the District of New Jersey, and elsewhere, the defendant,

**BRANDON JACOBS,**

in furtherance of a drug trafficking crime for which defendant may be prosecuted in a court of the United States, namely possession with intent to distribute cocaine and heroin, as set forth in Counts Two and Three, did knowingly possess firearms and ammunition, namely, a 9mm Glock bearing serial number UMW410 and seventeen (17) rounds of ammunition, and a .44 caliber Smith & Wesson revolver bearing serial number ADJ05616581C7 and six (6) rounds of ammunition.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(i).

## **ATTACHMENT B**

I, Mark Thompson, am with the United States Marshal's and 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 August 7, 2017, defendant BRANDON JACOBS ("JACOBS") was convicted in the Superior Court of New Jersey, Essex County, for a violation of N.J.S.A. 2C:35-5B (3), a crime punishable by imprisonment for a term exceeding one year.

2. On January 31, 2021 at approximately 12 noon, Newark Police Officers (the "Officers"), acting upon a citizen's tip that an individual who had been involved in a shooting the day before was in the area of south 401 6<sup>th</sup> Street in Newark. Officers were dispatched to that location. Upon approaching the area, they observed a black Acura SUV (the "Acura"), which matched the description of the vehicle identified by the tipster. As the Officers approached the scene, the Acura attempted to elude law enforcement intervention by making an illegal U-turn. Officers immediately conducted a motor vehicle stop in front of south 401 6<sup>th</sup> Street. Police Officer -1 approached the Acura, observed a shotgun standing upright, in plain view, in the front passenger side of the vehicle. Police Officer -1 and the other Officers removed the passenger. Police Officer -2 immediately retrieved a beige colored defaced .9mm pistol with 20 live rounds of ammunition from the seat which the passenger had just vacated; and thereafter secured the weapon. Police Officer -2 also retrieved a 12-gauge Winchester shotgun, with reduced stock, loaded with 3 rounds of ammunition, from the passenger side of the Acura.

3. Simultaneously, Police Officer -3 ordered the driver, later identified as JACOBS, to exit the Acura with his hands up. As JACOBS exited the Acura, Police Officer -3 conducted an initial search of his person and recovered a black 9mm Glock 17 Serial # UMW410 with 17 live rounds of ammunition from inside JACOBS' right coat pocket and secured it. Police Officer -4 placed JACOBS under arrest and then conducted a second more thorough search of JACOBS and recovered a second handgun, namely a .44 caliber Smith & Wesson revolver Serial # ADJ05616581C7 with six live rounds of ammunition in his left coat pocket. Mr. JACOBS was also in possession of 35 glassine envelopes of suspected heroin and 73 glass vials containing suspected crack cocaine, and \$688 in U.S. currency.

4. Subsequent to January 31, 2021, the Bureau of Alcohol, Tobacco and Firearms (ATF) concluded that the weapons and ammunition seized from JACOBS were not manufactured or produced in the state of New Jersey, and therefore traveled through and affected interstate commerce, as defined in 18 U.S.C. § 921(a)(2). ATF also determined that the weapons seized were "firearms" as defined in 18 U.S.C. § 921(a)(3).

5. The two firearms removed from JACOBS have been found to be operable, and were designed to expel a projectile by the action of an explosive.