

UNITED STATES DISTRICT COURT

for the
District of New Jersey

United States of America
v.
JABBAR PIERCE

Case No.
Mag. No. 22-mj-4000 (MJS)

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of November 9, 2021 in the county of Salem in the
District of New Jersey, the defendant(s) violated:

Code Section Description of Offenses
18 U.S.C. § 922(g)(1) See Attachment A.

This criminal complaint is based on these facts:

See Attachment B.

Continued on the attached sheet.

/s/ Matthew Silverman

Complainant's signature

Matthew Silverman, Special Agent, ATF

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by

telephone (specify reliable electronic means).

Date: 01/04/2022

Judge's signature

City and state: Camden, New Jersey

Hon. Matthew J. Skahill, U.S. Magistrate Judge

Printed name and title

CONTENTS APPROVED
UNITED STATES ATTORNEY

By: /s/Jeffrey Bender
Jeffrey B. Bender, Assistant U.S. Attorney

Date: January 4, 2022

ATTACHMENT A
COUNT ONE

(Possession of a Firearm by a Convicted Felon)

On or about November 9, 2021, in Salem County, in the District of New Jersey and elsewhere, the defendant,

JABBAR PIERCE,

knowing that he had previously been convicted in a court of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess a firearm, namely a KelTec model SUB-2000 .40 caliber rifle, bearing serial number FFHQ00, and approximately 14 rounds of ammunition, and the firearm was in and affecting commerce.

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

ATTACHMENT B

I, Matthew Silverman, am a Special Agent with the 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, photographs and video recordings 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 and time, I am asserting that it took place on or about the date and time alleged.

1. On or about November 9, 2021, law enforcement officers and agents executed a search warrant at a residence on West Harmony Street in Penns Grove, New Jersey. The warrant had been issued by a New Jersey Superior Court judge based on probable cause that JABBAR PIERCE ("PIERCE") was engaged in firearms and drug offenses and that evidence of his crimes would be found in the residence.

2. Shortly after 5:00 a.m. on November 9, 2021, officers entered the residence, secured the inside, and detained PIERCE on the curb outside the residence. After PIERCE received his *Miranda* warnings, he responded to an officer's question about whether officers would find anything notable in the house as follows: "If you find anything, it belong to me. Anything that's in there illegal, it belong to, illegal, it belong to me. Period. You got that? You got that on there? It belong to me." PIERCE indicated he no longer wanted to speak to officers but continued to make unprompted comments for the next several minutes. PIERCE's statements were captured on officers' body-worn cameras.

3. After reviewing the search warrant approximately seven minutes after being *Mirandized*, PIERCE spontaneously uttered: "Man we can just cut the chase bro, there's a gun and drugs in the charger. It's a gun and motherfucking drugs in the house right now and that shit belong to me. The gun [is] behind the couch and there's drugs in the cabinet. Straight to the point, let's go. I don't want to talk. [Pause] It's my shit." These statements were also captured on officers' body-worn cameras.

4. During the search of the residence, officers recovered from inside a bag located behind the couch a KelTec model SUB-2000 .40 caliber rifle, bearing serial number FFHQ00, and a detached 24-round magazine containing approximately 14 rounds of 9 mm ammunition. Officers also recovered from a kitchen cabinet one sandwich bag containing a white, rock-like substance suspected to be a controlled substance, one sandwich bag containing 22 small, clear containers, each containing smaller quantities of what appeared to be the same white, rock-like substance, and various empty bags and vials consistent with packaging used to distribute drugs.

5. PIERCE has at least 6 New Jersey felony convictions, including the following convictions punishable by a term of imprisonment exceeding one year:

- a. On June 22, 2001, PIERCE was sentenced to 10 years' imprisonment after being convicted in Superior Court of New Jersey, Salem County, of robbery, in violation of N.J.S.A. 2C:15-1.
- b. On June 1, 2011, PIERCE was sentenced after being convicted in Superior Court of New Jersey, Salem County, of terroristic threats, in violation of N.J.S.A. 2C:12-3(b); manufacturing, distributing, and possessing with intent to distribute heroin, in violation of N.J.S.A. 2C:35-5(b)(3); and conspiracy/burglary, in violation of N.J.S.A. 2C:5-2. PIERCE was sentenced to 3 years' imprisonment on the terroristic threats conviction, 3 years' imprisonment on the drug distribution conviction, and 6 years' imprisonment on the conspiracy/burglary conviction.
- c. On December 8, 2017, PIERCE was sentenced after being convicted in Superior Court of New Jersey, Salem County, of possession of controlled substances, in violation of N.J.S.A. 2C:35-10(a)(1), and absconding from parole, in violation of N.J.S.A. 2C:29-5(b). PIERCE was sentenced to 3 years' imprisonment on each conviction.

6. I personally evaluated the firearm described herein. Based on my training and experience, I believe it meets the definition of a firearm because it will or is designed to or may readily be converted to expel a projectile by the action of an explosive.


7. The firearm described herein was manufactured outside of the state of New Jersey and purchased earlier in 2021 in Baltimore, Maryland. PIERCE's possession of the firearm was in and affecting commerce.

Respectfully submitted,

/s/ Matthew Silverman

Matthew Silverman
ATF Special Agent

Pursuant to Fed. R. Crim. P. 4.1, ATF Special Agent Silverman was sworn and attested to the contents of this affidavit in support of the criminal complaint.



HON. MATTHEW J. SKAHILL
United States Magistrate Judge

Date: January 4, 2022