
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. James B. Clark, III
v. :
: Mag. No. 17-3020
: EDDY CRUZ : **CRIMINAL COMPLAINT**

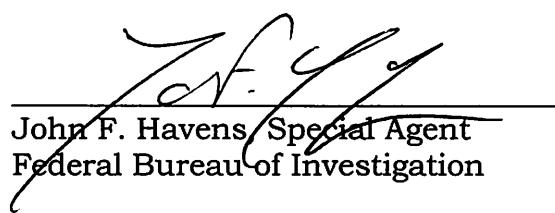
I, John F. Havens, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Federal Bureau of Investigation, and that this complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached page and made a part hereof.


John F. Havens Special Agent
Federal Bureau of Investigation

March 3, 2017 _____ at _____
Date

Essex County, New Jersey
County and State

Honorable James B. Clark, III
United States Magistrate Judge
Name and Title of Judicial Officer


Signature of Judicial Officer

ATTACHMENT A

COUNT ONE
(Bank Robbery)

On or about February 13, 2017, in Bergen County, in the District of New Jersey, and elsewhere, defendant

EDDY CRUZ

did knowingly, by force and violence, or by intimidation, take and attempt to take from the person and presence of another, namely, employees of the TD Bank, located in Fort Lee, New Jersey, approximately \$2,500 in money belonging to, and in the care, custody, control, management, and possession of, TD Bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Section 2113(a).

COUNT TWO
(Bank Robbery)

On or about February 18, 2017, in Bergen County, in the District of New Jersey, and elsewhere, defendant

EDDY CRUZ

did knowingly, by force and violence, or by intimidation, take and attempt to take from the person and presence of another, namely, employees of the TD Bank, located in Hasbrouck Heights, New Jersey, approximately \$4,203 in money belonging to, and in the care, custody, control, management, and possession of, TD Bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation.

In violation of Title 18, United States Code, Section 2113(a).

ATTACHMENT B

I, John F. Havens, am a Special Agent with the Federal Bureau of Investigation. I am fully familiar with the facts set forth herein based on my own investigation, my conversations with law enforcement officers, and my review of reports, documents, and items of evidence. Where statements of others are related herein, they are related in substance and in part. Because this Affidavit 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 February 13, 2017, at approximately 4:21 p.m., a person wearing a tight-fitting mask, hat, and sunglasses entered the TD Bank located in Fort Lee, New Jersey (the "Fort Lee TD Bank"). The robber approached a bank teller ("Victim-1") and handed Victim-1 a note, which stated, in sum and substance, "I am being recorded by the police. Give me \$100's, \$50's, \$20's. No Dye Packs, No GPS." Victim-1 complied and gave the robber approximately \$2,500 cash from her bank teller drawer. The robber then left the Fort Lee TD Bank with the money.

2. Law enforcement officers reviewed video surveillance footage following the robbery of the Fort Lee TD Bank and found that the perpetrator of the robbery had driven to and from the Fort Lee TD Bank in a 2017 red Mitsubishi with a missing hubcap on the front driver-side tire (the "Red Mitsubishi"). Surveillance cameras also captured the Red Mitsubishi's license plate number, which law enforcement used to track the car to an address in Bronx, New York.

3. Less than a week later, on or about February 18, 2017, at approximately 1:27 p.m., a person wearing a hat, sunglasses, and the same tight-fitting mask entered the TD Bank located in Hasbrouck Heights, New Jersey (the "Hasbrouck Heights TD Bank"). The robber approached a bank teller ("Victim-2") and handed Victim-2 a note, which stated, in sum and substance, "I am listening to police radio. Give me \$100's and \$50's." Victim-2 complied and gave the robber approximately \$4,203 in cash from the bank teller drawer. The robber then left the Hasbrouck Heights TD Bank with the money.

4. On or about the morning of February 24, 2017, law enforcement officers observed the Red Mitsubishi parked on St. Nicholas Place in Manhattan, New York. Law enforcement then saw a person, subsequently identified as the defendant EDDY CRUZ ("CRUZ"), enter the Red Mitsubishi and drive away. The officers followed CRUZ as he drove over the George Washington Bridge to Englewood, New Jersey, where he parked outside a TD Bank (the "Englewood TD Bank"). For approximately forty minutes, from

approximately 11:15 a.m. to approximately 11:55 a.m., law enforcement officers watched CRUZ as he drove the Red Mitsubishi around the Englewood TD Bank. During that same time period, CRUZ exited the Red Mitsubishi with a bag, entered a nearby restaurant, and emerged minutes later.

5. At approximately 11:55 a.m., law enforcement officers saw CRUZ park the Red Mitsubishi in a lot adjacent to the Englewood TD Bank. While inside the Red Mitsubishi, officers could see that CRUZ had changed into a new jacket and had put on latex gloves, sunglasses, a hat, and what appeared to be the same tight-fitting mask, described above in paragraphs 1 and 3.

6. While he was still inside the Red Mitsubishi, law enforcement approached the vehicle and arrested CRUZ. Among other items recovered from CRUZ following his arrest were latex gloves, a scarf, sunglasses, and the tight-fitting mask, all of which CRUZ was wearing at the time of his arrest. In addition, from inside the Red Mitsubishi, law enforcement officers recovered a handwritten note, which stated in sum and substance, "I Am Listening to Police Radio – No Alarm or I Start Shooting – Give me all 100's, 50's, 20's, 10's – No Dye No GPS!"

7. After his arrest, CRUZ waived his *Miranda* rights and told law enforcement officers that he had intended to rob the Englewood TD Bank on February 24, 2017 at the time of his arrest, and that he previously had robbed the Fort Lee TD Bank on February 13, 2017 and the Hasbrouck Heights TD Bank on February 18, 2017.

8. At all times relevant to this criminal complaint, the deposits of the Fort Lee TD Bank, the Hasbrouck Heights TD Bank, and the Englewood TD Bank were insured by the Federal Deposit Insurance Corporation.