

UNITED STATES DISTRICT COURT

for the

District of New Mexico

United States of America

v.

Tony Tsosie
(YOB 1969)

Case No. MJ 25-3516 KK

United States District Court
Albuquerque, New MexicoMitchell R. Elfers
Clerk of Court*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 August 31, 2025 in the county of San Juan County in the
 District of New Mexico, the defendant(s) violated:*Code Section**Offense Description*18 U.S.C. §§ 1153 and 113(a)(3)
18 U.S.C. §§ 1153 and 113(a)(6)Assault with a Dangerous Weapon, and
Assault Resulting in Serious Bodily Injury

This criminal complaint is based on these facts:

See attached affidavit.

☒ Continued on the attached sheet.*Lorraine Hardy**Complainant's signature*

Lorraine Hardy, Special Agent

Printed name and title

Telephonically sworn and electronically signed.

Date: 09/01/2025*Kirtan Khalsa**Judge's signature*City and state: Farmington, New Mexico

Hon. Kirtan Khalsa, U.S. Magistrate Judge

Printed name and title

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA

Plaintiff,
vs.

TONY TSOSIE (YOB 1969)

Defendant.

Case No. _____

AFFIDAVIT IN SUPPORT OF CRIMINAL
COMPLAINT

AFFIDAVIT IN SUPPORT OF A CRIMINAL COMPLAINT

I, Lorraine Hardy, being first duly sworn, hereby depose and state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I am currently serving as an FBI Special Agent assigned to the FBI, Albuquerque Division, Farmington Resident Agency, where I primarily investigate crimes that occur in Indian Country to include homicide, aggravated assault, child sexual assault, kidnapping and rape. I also have experience investigating violent crimes to include drug, firearm and trafficking offenses. I have been with the FBI for approximately six and a half years. I received on the job training from other experienced agents, detectives, Indian Country criminal investigators, and tribal police officers. My investigative training and experience include, but is not limited to, processing crime scenes, conducting surveillance, interviewing subjects and witnesses, writing affidavits for executing search warrants and arrest warrants, examining cellular telephones, managing confidential human sources and cooperating witnesses/defendants, serving subpoenas, collecting evidence and analyzing public records.

PURPOSE OF AFFIDAVIT

2. On or about August 31, 2025, Tony Tsosie (TSOSIE), year of birth 1969, committed two criminal offenses in Indian Country:

- a) Assault with a Dangerous Weapon, in violation of 18 U.S.C. §§ 1153 and 113(a)(3);
and
- b) Assault Resulting in Serious Bodily Injury, in violation of 18 U.S.C. §§ 1153 and 113(a)(6).

3. This affidavit is intended to show merely that there is sufficient probable cause and does not set forth all of my knowledge about this matter. The information set forth in this affidavit has been derived from an investigation conducted by the Farmington Resident Agency of the FBI, Navajo Police Department (NPD), and Navajo Department of Criminal Investigations (NNDICI), communicated to me by other law enforcement officers and witnesses. I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary for the limited purpose of establishing probable cause to issue the requested Criminal Complaint and Arrest Warrant. Additionally, unless otherwise indicated, wherever in this affidavit I assert that an individual made a statement, that statement is described in substance herein and is not intended to be a verbatim recitation of such statement. Furthermore, unless otherwise indicated, all statements contained in this affidavit are summaries in substance and in part. The following is true to the best of my knowledge and belief.

PROBABLE CAUSE

A. Law Enforcement Locate TSOSIE

4. On August 31, 2025, at approximately 2:33 p.m., NPD responded to a stabbing at the Bashes Grocery Store parking lot in Shiprock, New Mexico, which is an area within the exterior boundaries of the Navajo Nation, a federal recognized tribe.

5. NPD officers located the victim, JANE DOE, under a nearby tree and observed a deep wound to the left side of her face. NPD Officers located a witness (hereinafter referred to as D.P.) year of birth 1986, who provided a description of the assailant and his direction of travel.

6. More specifically D.P. told officers the assailant's name was "Tony Tsosie," and that TSOSIE was wearing (1) a black Chicago Bulls baseball cap, (2) black tank top, (3) black shorts, and (4) black and white Jordan shoes.

7. Based on this information, NPD officers located and detained TSOSIE, who provided the following name to law enforcement: Anothony Johnson.¹ TSOSIE did not have an Identification Card on him.

8. TSOSIE was wearing black and white "AND1" shoes, a black bandanna, dark colored fishing hat, black tank top, and black shorts. The AND1 shoes and both of TSOSIE's hands appeared to be blood on them. Notably, the tread pattern on TSOSIE's shoes matched the tread pattern of the shoe prints located at the crime scene.

9. TSOSIE's also had a black backpack on his person, which contained a bottle of Yukon Jack whiskey and a black Chicago Bulls baseball cap.

¹ Law enforcement databases returned a black male associated with the identifiers provided by TSOSIE. This male does not match TSOSIE's physical characteristics. However, returns for Tony TSOSIE, DOB 1969, match the assailant.

10. At this time, TSOSIE was taken to the Navajo Nation Department of Criminal Investigations (NNDICI) office in Shiprock and interviewed by law enforcement officers. TSOSIE was provided his Miranda Rights, stated that he understood those rights, and agreed to speak with law enforcement.

11. During the interview TSOSIE again identified himself as Anthony Johnson, with a year of birth as 1979. TSOSIE stated he did not know anything about a stabbing incident, and that he was not Tony Tsosie. TSOSIE stated that he was homeless and was walking on the south side of Shiprock when he ran into his sister, A.J. TSOSIE stated that A.J. gave him the pint bottle of Yukon Jack whiskey and he drank approximately a fourth of it.

12. TSOSIE admitted that he had a black Chicago Bulls baseball cap but denied wearing it on August 31, 2025. TSOSIE further denied possessing a knife on his person as well as hurting anyone with a knife. TSOSIE claimed that he could not own knives because “he was a felon.”

13. As an aside, NPD officers later interviewed A.J., who stated that she was TSOSIE’s cousin. A.J. told NPD officers she had just gotten back into town and had not seen TSOSIE for some time.

B. Jane Doe

14. Back at the scene, JANE DOE was taken by ambulance to Northern Navajo Medical Center in Shiprock for treatment.

Your affiant responded to Northern Navajo Medical Center (NNMC) and spoke with JANE DOE’s nurse (hereinafter referred to as D.L.), who stated that JANE DOE arrived at the Emergency Room at approximately 3:05 p.m. As a result of the attack, JANE DOE suffered a 4-centimeter laceration to the left side of her face that went through to her mouth. JANE DOE also had an approximately

two centimeters wide puncture injury to her left thigh, with the depth unknown at that time of this affidavit. JANE DOE also had bruising to her face. JANE DOE had lost a significant amount of blood and was receiving two units of blood.

15. Your affiant observed JANE DOE in the hospital bed with bandages to the left side of her face. JANE DOE's lower body was covered with blankets, but her upper body was covered with what appeared to be blood. JANE DOE was unresponsive at that time.

16. Based on her injuries, JANE DOE was flown to the University of New Mexico Hospital for further treatment.

C. Additional Investigation

17. On September 1, 2025, at approximately 8:00 a.m., law enforcement performed a follow-up interview on D.L. at the NNDCI office. D.L. explained that she noticed JANE DOE sitting under a tree in the parking area of the Bashes grocery store. JANE DOE asked D.L. to sit next to her and share a bottle of Yukon Jack whiskey. This was the first time D.L. met JANE DOE, but D.L. sat down with her.

18. While D.L. and JANE DOE visited and drank the whiskey, TSOSIE walked by and recognized D.L. At this time, TSOSIE approached D.L. and JANE DOE. TSOSIE stood behind D.L. and JANE DOE, so JANE DOE asked TSOSIE to come around to the front to talk to them. D.L. believed that this offended TSOSIE because he started calling JANE DOE names. TSOSIE proceeded to yell at JANE DOE and then hit and kicked her with his fists. D.L. told TSOSIE to stop. TSOSIE took JANE DOE's bottle of Yukon Jack whiskey and walked off towards the Pennzoil building while still yelling at JANE DOE. D.L. observed JANE DOE had a black eye and bruises on her face. D.L. and JANE DOE walked over to the Bashes Grocery Store and got

some ice for JANE DOE's face. After returning from Bashes, D.L. and JANE DOE sat back down under another tree in the same parking area.

19. TSOSIE continued to yell at JANE DOE from the Pennzoil building. D.L. saw JANE DOE take a kitchen knife with a black handle out of her backpack and hold it. TSOSIE walked back over to D.L. and JANE DOE while still calling JANE DOE names. TSOSIE walked up to JANE DOE and told her to get out her knife. TSOSIE then stabbed JANE DOE approximately ten times to the left side of her body with a knife. D.L. did not get a good look at the knife because it happened so fast, but believed it was a pocketknife. D.L. observed TSOSIE return to the Pennzoil building and then to the Taco Bell. D.L. called 911 and advised law enforcement of TSOSIE's location.

20. D.L. stated JANE DOE was bleeding extensively. D.L. used maxi pads from her backpack to try and hold pressure on JANE DOE's face, but they soaked through quickly. An ambulance and NPD officers arrived approximately five minutes later.

21. D.L. also notified officers that TSOSIE on a prior occasion had stomped on D.L.'s face with his boots. D.L. identified TSOSIE as having long grey hair, a big nose, and tattoos on his arm. As stated above, D.L. again stated that TSOSIE was wearing black and white shoes, black shorts, black tank top, and a black bandanna.

22. After D.L.'s interview, an NPD officer conducted a photo array with D.L. D.L. was shown a series of photos, one at a time, with photo number four being a photo of Tony Tsosie. D.L. positively identified photo number four as being TSOSIE. D.L. stated she was 110% sure that photo four was TSOSIE.

23. The reported incident place in the parking area of the shopping complex in Shiprock, New Mexico, GPS coordinates 36.77494, -108.69812 which is within the exterior boundaries of the Navajo Nation.

24. On information and belief, TSOSIE and JANE DOE are enrolled members of the Navajo Nation.

CONCLUSION

25. Based on my training, experience, and the information provided in this affidavit, your affiant submits there is probable cause to believe that, on or about August 31, 2025, TSOSIE violated 18 U.S.C. §§ 1153 and 113(a)(3) assault with a dangerous weapon, as well as 18 U.S.C. §§ 1153 and 113(a)(6), assault resulting in serious bodily injury.

26. I therefore request that the attached Criminal Complaint and Arrest Warrant be issued authorizing the arrest of TSOSIE.

27. Supervisory Assistant United States Attorney Matthew McGinley, United States Attorney's Office, District of New Mexico, reviewed and approved this complaint.

Respectfully submitted,



Lorraine Hardy
Special Agent
Federal Bureau of Investigation
Farmington, New Mexico

Electronically subscribed and telephonically sworn
to me on September 1, 2025,

A handwritten signature in black ink, reading "Kirtan Khalsa". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

Honorable Kirtan Khalsa
United States Magistrate Judge