



**SEALED**

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FILED.

DATED: 8:29 am, August 12, 2020

U.S. MAGISTRATE JUDGE

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7 *Representing the United States of America*

8  
9 **UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff

12 vs.

13 KELTON KAREEM SIMON,  
14 Defendant.

**COMPLAINT**

**Case No. 2:20-mj-704-BNW**

**VIOLATION:**

Depredation Against Property of the United  
States - 18 U.S.C. §§ 1361 and 2

15 BEFORE the Honorable Brenda Weksler, United States Magistrate Judge, Las Vegas,  
16 Nevada, the undersigned complainant, being duly sworn, deposes and states:

17 COUNT ONE  
(Depredation Against Property of the United States)

18 On or about May 30, 2020, in the state and Federal District of Nevada,

19 KELTON KAREEM SIMON,

20 defendant herein, willfully and by means of repeatedly throwing objects, did injure and commit a  
21 depredation against property of the United States and of any department or agency thereof, and  
22 property which had been manufactured and constructed for the United States, and any  
23

1 department or agency thereof, specifically the Foley Federal Building, 300 South Las Vegas  
2 Boulevard, Las Vegas, Nevada 89101, and the resulting damage was over one thousand dollars  
3 (\$1000.00), all in violation of Title 18, United States Code, Sections 1361 and 2.

4 PROBABLE CAUSE AFFIDAVIT

5 1. Your complainant is a Special Agent with the Federal Bureau of Investigation  
6 (FBI), has been so employed for over two and a half years, and is currently assigned to the Las  
7 Vegas Field Office. Prior to this, he was employed as a police officer in Minnesota for fourteen  
8 years. As an FBI Agent, your complainant is assigned to the FBI's Las Vegas Violent Crimes  
9 Task Force and is responsible for investigating a variety of violent crimes, to include bank  
10 robbery, kidnapping, extortion, robbery, carjackings, assaults and murders of federal officers,  
11 racketeering related violent offenses, as well as long-term investigations into the activities and  
12 operations of career criminals, criminal enterprises, drug trafficking organizations, and violent  
13 street gangs. Your complainant has experience in conducting criminal investigations, including  
14 the investigation of criminal groups and conspiracies as well as the collection of evidence and  
the identification and use of witnesses.

15 2. The information used to support this complaint was derived from reports of  
16 information obtained from eyewitnesses to the offenses described herein as well as  
17 investigations conducted by law enforcement related to the incident. This complaint contains  
18 information necessary to support probable cause to believe that the criminal offense described  
19 herein was committed by the defendant, KELTON KAREEM SIMON, and is not intended to  
20 include each and every fact and matter observed by me or known to the government.  
21 Moreover, to the extent that this complaint contains statements by witnesses, those statements  
22 are set forth only in part and in substance and are intended to accurately convey the  
23 information, but not to be verbatim recitations.

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1           6.     On June 3, 2020, the General Services (GSA) completed a damage estimate for  
2 the repair and clean-up of the FFB property. The estimate totaled seventy one thousand three  
3 hundred thirty five dollars and seventy-two cents (\$71,335.72).

4           7.     Shortly after the damage at the FFB occurred, a break-in occurred at the EZ  
5 Pawn, located at 212 South Las Vegas Boulevard, Las Vegas, Nevada 89101. The store was  
6 closed at the time of the break-in. Multiple individuals entered the store and stole merchandise,  
7 which resulted in a loss of approximately fifty thousand dollars (\$50,000.00), not including the  
8 damage sustained to the building.

9           8.     The FFB was equipped with surveillance cameras on the exterior of the building  
10 which captured footage of the specific individuals who damaged the building on May 30,  
11 2020. One individual who was captured on the surveillance footage damaging the FFB was  
12 later positively identified as KELTON KAREEM SIMON (hereinafter referred to as  
13 "SIMON"). SIMON was wearing a gray Adidas brand NBA 2015 Champions Golden State  
14 ball cap with the brim being yellow underneath, a turquoise blue bandana, a white short sleeve  
15 T-shirt, jeans, a bag with a cross-body strap on his chest, and had long red dread-lock style  
16 hair.

17           9.     On Camera 9 of the FFB at approximately 22:22:05, SIMON appeared on  
18 footage and threw what appears to be the letter "N" at a federal building window. SIMON  
19 retrieved the letter and threw it at a window again at approximately 22:22:10.

20           ...

21           ...

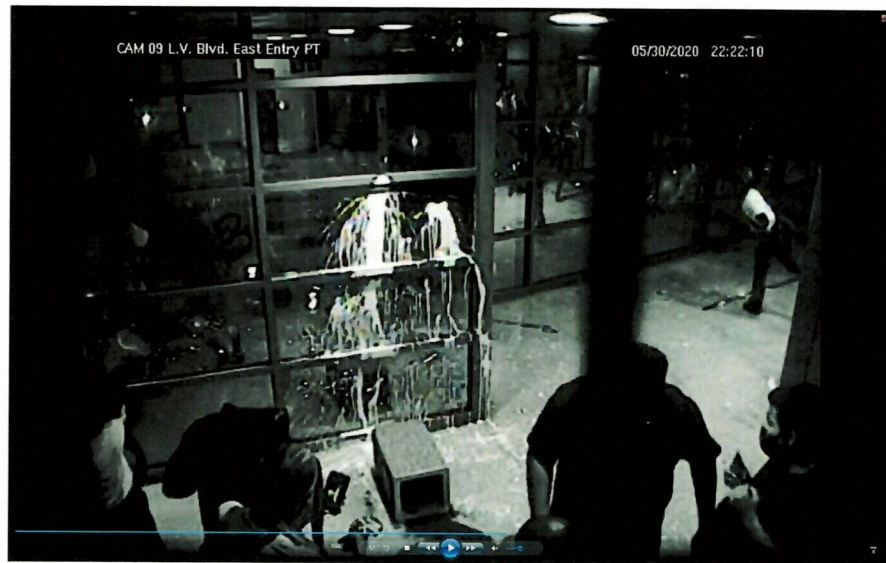


Image #1 05/30/2020 - Foley Federal Building Security Camera 09, SIMON throwing metal letter "N" at window.

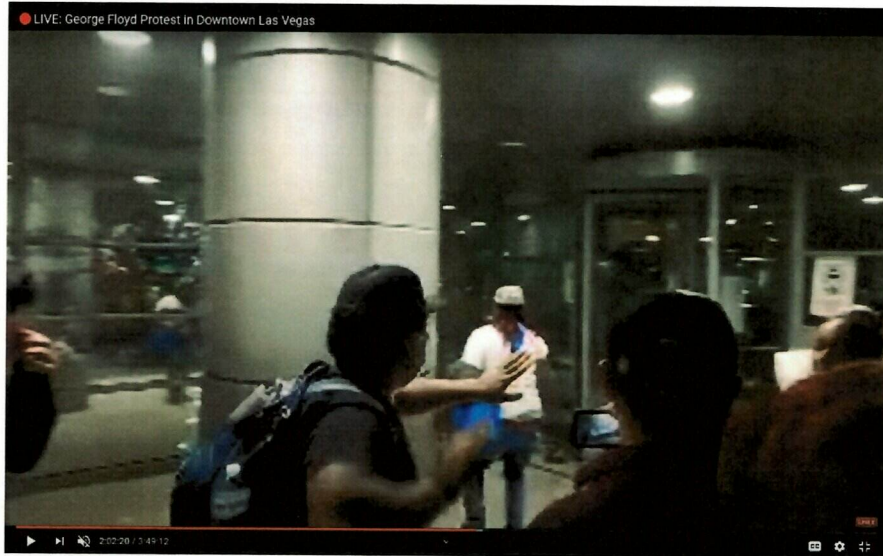


Image #2 - 05/30/2020 - Foley Federal Building Security Camera 09, SIMON walking away after throwing metal letter "N."

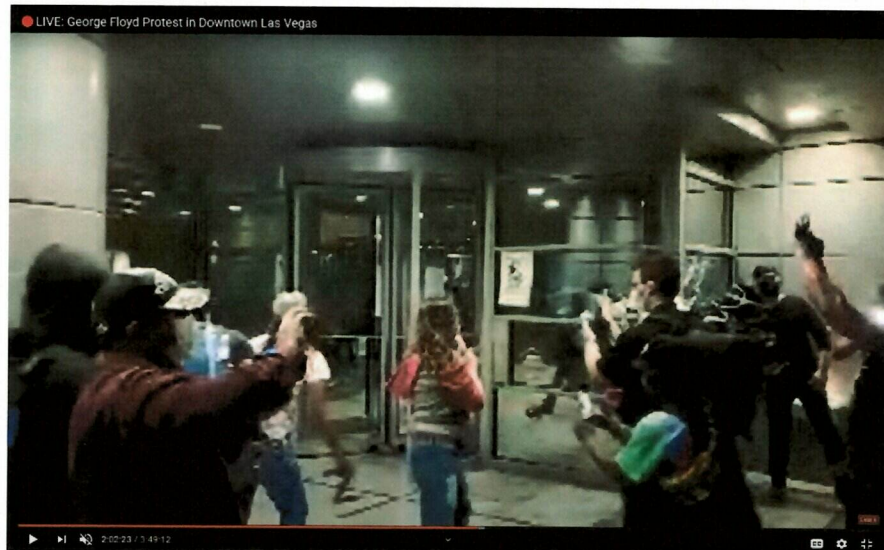
10. SIMON was observed in multiple social media videos that recorded the protests. Within these videos, SIMON's actions at the FFB and other locations in the Downtown Las Vegas area were recorded. SIMON was observed in a video on YouTube named "LIVE: George Floyd Protest in Downton Las Vegas," posted by "Abandoned Explained." In this video, SIMON is seen throwing the letter "N" at the



1 FFB windows.



10 Image #3 05/30/2020 - from "Abandon Explained" Video. SIMON holding metal letter  
11 "N" in hand.



20 Image #4 05/30/2020 - from "Abandon Explained" Video. Simon throwing metal letter "N"  
21 at window.

22

23

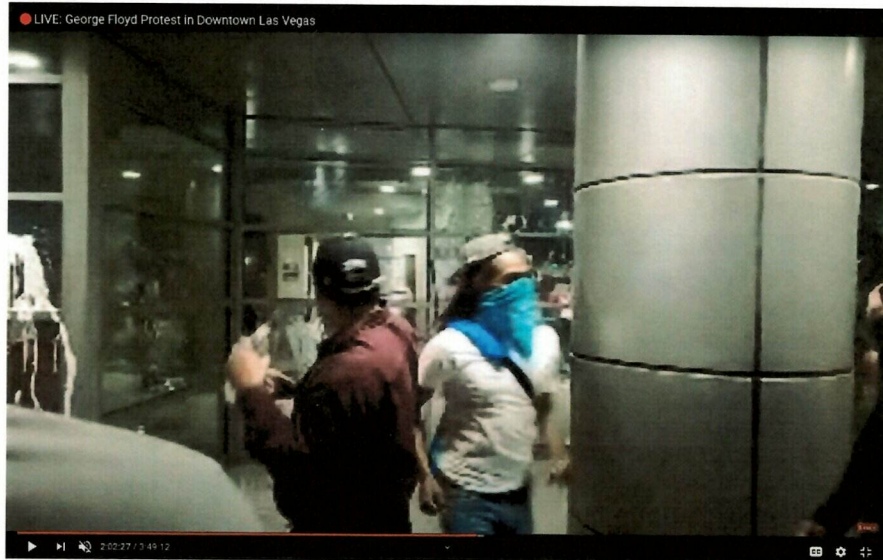


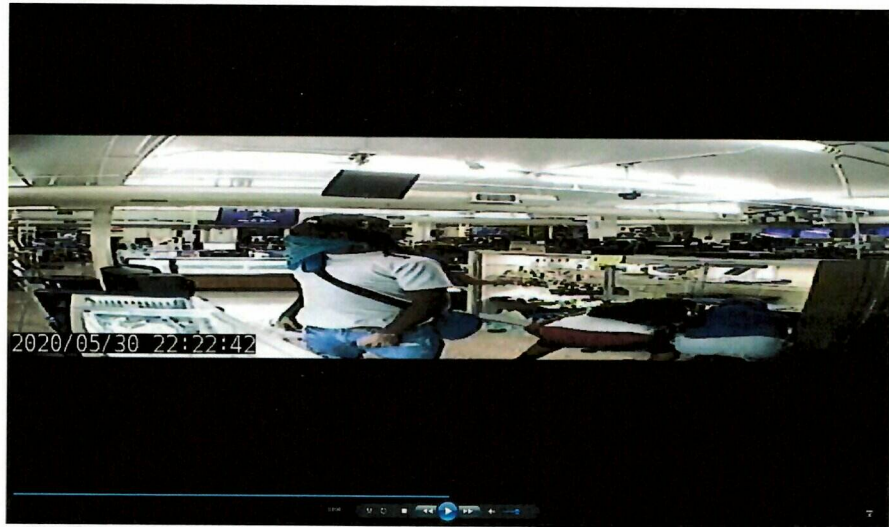
Image #5 05/30/2020 - from "Abandon Explained" Video. SIMON walking away after throwing metal letter "N".

11. The EZ Pawn was equipped with external and internal surveillance cameras, which captured footage from the evening of May 30, 2020. Surveillance cameras recorded individuals damaging the EZ Pawn building, smashing the main glass entry door, and looting the establishment. The surveillance footage captured SIMON entering EZ Pawn through the broken glass of the main door. SIMON is observed inside the EZ Pawn stealing items, and exiting the store with the stolen items. SIMON had the same physical appearance and wore the same items of clothing as he did in the FFB surveillance camera footage and the "Abandon Explained" video footage.

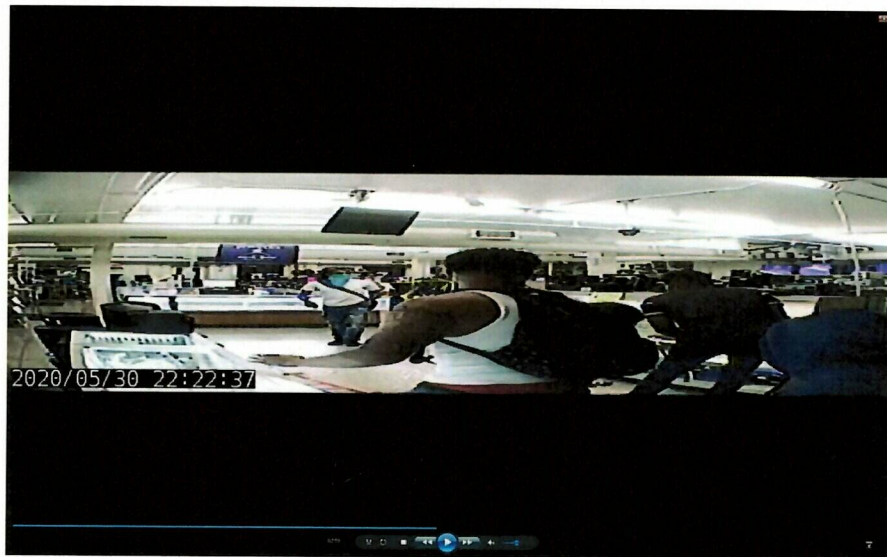
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6 Image #6 05/30/2020 - from EZ Pawn Camera 02. SIMON inside EZ Pawn after break-in  
7 and during looting.



15 Image #7 05/30/2020 - from EZ Pawn Camera 02. SIMON inside EZ Pawn after break-in  
16 and during looting.

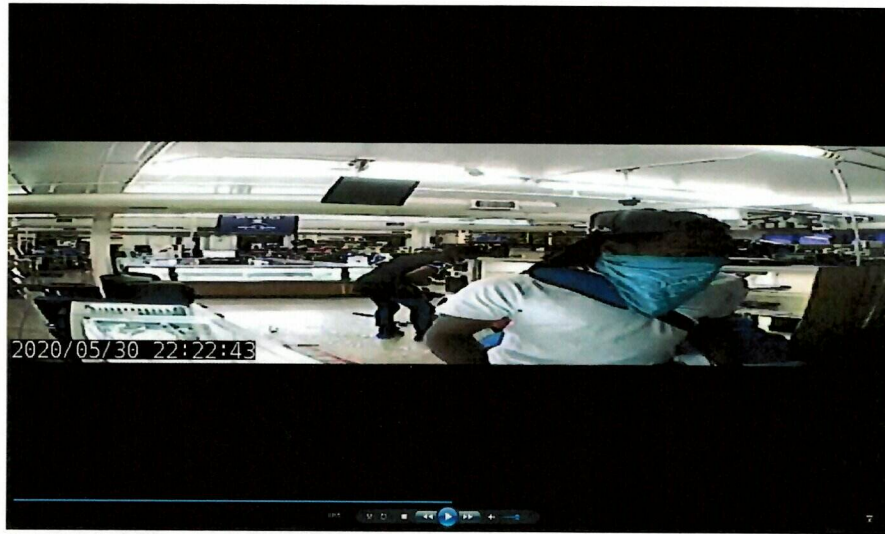


Image #8 05/30/2020 - from EZ Pawn Camera 02. SIMON inside EZ Pawn after break-in and during looting.

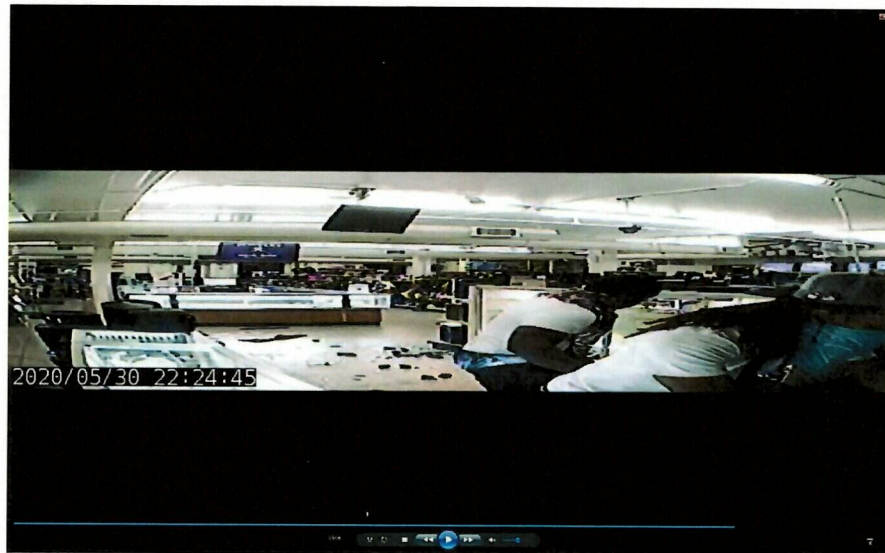


Image #9 05/30/2020 - from EZ Pawn Camera 02. SIMON inside EZ Pawn after break-in and during looting.

12. Your complainant viewed a YouTube video posted by Channel 8 News Now, in Las Vegas, of News 8 covering live the protests in Las Vegas on May 30, 2020. During the footage at 11:02 p.m., SIMON is observed stepping in front of the camera. SIMON displayed the middle finger to the camera and stated "Fuck the Police" multiple times. SIMON had the same physical appearance and was wearing the same clothing as when he damaged the FFB, and looted the EZ Pawn. Two screen shots of the Channel 8 video were taken and were submitted to Las Vegas Metropolitan Police Department (LVMPD) facial recognition

1 program, which is operated by trained individuals assigned to LVMPD's Technical Operations  
2 Section.



Image #10 - 05/30/2020 - from 8 News Now. SIMON captured giving the camera the middle finger.





Image #11 05/30/2020 - from 8 News Now. Close-up of SIMON submitted to LVMPD facial recognition.

13. On June 24, 2020, responses from LVMPD of a possible match were received. The possible match was SIMON. Upon further review of the possible match, your complainant could see SIMON bore a similar likeness to the suspect who damaged the building. Nevada Department of Motor Vehicle (DMV) checks were conducted on SIMON and the DMV photo compared to SIMON. Your complainant and other agents saw SIMON's picture and immediately recognized SIMON was the same individual as the person in the turquoise blue bandana who damaged the Foley building.



Image #12 - Nevada Department of Motor Vehicle photograph for SIMON.

14. On August 11, 2020, the FBI executed a federal search warrant on SIMON's residence. Agents located some of the items SIMON wore while damaging the FFB and looting the EZ Pawn. This included his Addidas brand NBA 2015 Champions Golden State ball cap and blue bag with cross-body strap. Agents also recovered two cameras that had been stolen from the EZ Pawn.

15. In a post-*Miranda* interview, SIMON admitted to damaging the FFB on May 30, 2020. SIMON was shown multiple still images obtained from the FFB security cameras, EZ Pawn, and social media videos (including images 1, 2, 4, 5, and 6). SIMON identified himself and admitted it was him in all of the images.

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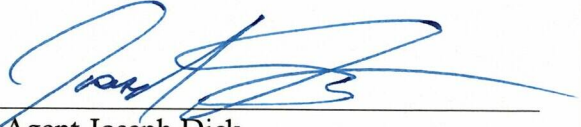
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1 CONCLUSION

2 16. Based on the foregoing facts and information, Your complainant believes there is  
3 probable cause to believe that KELTON KAREEM SIMON did commit a violation of 18  
4 U.S.C. §§ 1361 and 2 – Depredation Against Property of the United States.

5  
6   
7 Special Agent Joseph Dick  
8 Federal Bureau of Investigation

9 Attested to by the Applicant in accordance with the requirements of Fed. R. Crim. P. 41 by  
10 telephone on this 12<sup>th</sup> day of August, 2020.

11   
12 THE HONORABLE BRENDA WEISLER  
13 UNITED STATES MAGISTRATE JUDGE

