

Approved: Jessica Ortiz
JESSICA ORTIZ/PARVIN MOYNE
Assistant United States Attorneys

Before: HONORABLE RONALD L. ELLIS
United States Magistrate Judge
Southern District of New York

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UNITED STATES OF AMERICA	:	<u>SEALED COMPLAINT</u>
- v. -	:	Violations of
	:	18 U.S.C. §§ 924(c),
JEFFREY OKINE,	:	1951 & 2
MARQUIS DANIELS,	:	
RAYSHAUN JONES, and	:	COUNTY OF OFFENSE:
TYQUEZ HARRELL,	:	BRONX
Defendants.	:	

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SOUTHERN DISTRICT OF NEW YORK, ss.:

AYESHA WINSTON, being duly sworn, deposes and says that she is a Special Agent with the United States Department of Justice - Bureau of Alcohol, Tobacco, Firearms & Explosives ("ATF"), and charges as follows:

COUNT ONE

1. From in or about December 2012, up to and including on or about January 3, 2013, in the Southern District of New York and elsewhere, JEFFREY OKINE, MARQUIS DANIELS, RAYSHAUN JONES, and TYQUEZ HARRELL, the defendants, and others known and unknown, unlawfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit robbery, as that term is defined in Title 18, United States Code, Section 1951(b)(1), and would and did thereby obstruct, delay, and affect commerce and the movement of articles and commodities in commerce, as that term is defined in

Title 18, United States Code, Section 1951(b)(3), to wit, OKINE, DANIELS, JONES, and HARRELL agreed to rob and did rob at gunpoint commercial establishments in the Bronx, New York, that sold goods which had traveled in interstate commerce, including a car dealership at 3040 Lurting Avenue.

(Title 18, United States Code, Section 1951.)

COUNT TWO

2. From in or about December 2012, up to and including on or about January 3, 2013, in the Southern District of New York and elsewhere, JEFFREY OKINE, MARQUIS DANIELS, RAYSHAUN JONES, and TYQUEZ HARRELL, the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the robbery conspiracy charged in Count One of this Complaint, knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, which was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(iii) and 2.)

The bases for my knowledge and the foregoing charge are, in part, as follows:

3. I am a Special Agent with the ATF. I have been involved in the investigation of this matter, and I base this affidavit on that experience, as well as on my conversations with other law enforcement agents, and my examination of various reports and records. Because this affidavit is being submitted for the limited purpose of demonstrating probable cause, it does not include all the facts that I have learned during the course of my investigation. Where the contents of documents and the actions, statements, and conversations of others are reported herein, they are reported in substance and in part, except where otherwise indicated.

4. I have spoken to detectives from the New York City Police Department ("NYPD") investigating several robberies

that occurred in the Bronx, New York in or about December 2012 and January 2013, and I have reviewed reports prepared by NYPD officers and detectives and other law enforcement officers. From my conversations and my review of the reports, I learned that, on or about January 3, 2013, at approximately 6:15 p.m., three individuals ("Victim-1," Victim-2" and "Victim-3," collectively the "Victims") who were present at a car dealership at 3040 Lurting Avenue, Bronx, New York, were robbed at gunpoint by two men later identified as JEFFREY OKINE and TYQUEZ HARRELL, the defendants.¹ According to the Victims and NYPD reports:

a. OKINE and HARRELL came to the dealership at approximately 6:00 p.m. and spoke with Victim-1 and Victim-2 about buying a car. Victim-1 and Victim-2 took OKINE and HARRELL into the dealership's office (in a trailer), where Victim-3 was already present.

b. Once in the trailer, HARRELL took out a firearm and ordered the Victims to empty their pockets. The Victims put cash and their cellphones down and HARRELL took the items.

c. HARRELL then noticed a safe in the second room of the trailer and demanded that the Victims open the safe. Victim-1 explained that he could not do so. HARRELL nonetheless handed the firearm to OKINE and went into the second room, apparently to look at the safe, leaving OKINE with the firearm and the Victims.

d. OKINE took ties (of the kind used to attach a tag to a keychain) and attempted to bind the Victims' hands. A struggle ensued between OKINE and Victim-1 (who was an off-duty police officer from the NYPD) and OKINE fired the gun, hitting Victim-1 in the leg. OKINE attempted to flee, but Victim-2 and Victim-3 managed to subdue OKINE; HARRELL fled from the trailer and into a vehicle - a white Chevy Impala with a spoiler attachment on the rear bumper.

¹ The car dealership operates in interstate commerce by, among other things, selling cars that were not manufactured in the State of New York.

e. The Victims called 911 and officers from the NYPD arrived shortly afterwards. The NYPD officers placed OKINE in custody and recovered, from his person, \$509 and one of the Victims' cellphones. The NYPD officers obtained a description of the other robber from the Victims, and provided the description to other NYPD officers.

f. Shortly thereafter, NYPD officers stopped a vehicle meeting the description of the robber's vehicle and containing three people, HARRELL, MARQUIS DANIELS, and RAYSHAUN JONES. One of the Victims was brought to the scene of the car stop and identified HARRELL as the other robber. The NYPD also recovered one of the Victims' cellphones in the back seat of the vehicle.

g. Later that evening, one of the Victims was shown a photo array and identified MARQUIS DANIELS as having come to the dealership about 30 minutes prior to the robbery. DANIELS had looked around the dealership for a few minutes and left.

5. Following the arrests of JEFFREY OKINE, MARQUIS DANIELS, RAYSHAUN JONES, and TYQUEZ HARRELL, the defendants, the NYPD interviewed each of the defendants.

a. After waiving his *Miranda* rights, JEFFREY OKINE stated, in sum and substance and in part, that he robbed workers of the car dealership at gunpoint.

b. After waiving his *Miranda* rights, TYQUEZ HARRELL stated, in sum and substance and in part, that he robbed workers of the car dealership at gunpoint.

c. After waiving his *Miranda* rights, JONES stated, in sum and substance and in part, that he agreed to be the driver for the robbery of a car dealership.

WHEREFORE, deponent respectfully requests that warrants be issued for the arrests of JEFFREY OKINE, MARQUIS DANIELS, RAYSHAUN JONES, and TYQUEZ HARRELL, the defendants, and that they be arrested and imprisoned, or bailed, as the case may be.

AW Winston

AYESHA WINSTON
SPECIAL AGENT
BUREAU OF ALCOHOL, TOBACCO,
FIREARMS & EXPLOSIVES

Sworn to before me this
11th Day of March 2013

Ronald L. Ellis

HONORABLE RONALD L. ELLIS
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK