

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Middle District of Florida

United States of America

v.

RAYMOND ABDUL ISHMANUEL ADAMS

Defendant(s)

Case No.

8:17 MJT 129 TGW

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 February 14, 2017 in the county of Pinellas in the
Middle District of Florida, the defendant(s) violated:

Code Section

18 U.S.C. § 922(g)

Offense Description

Possession of a firearm by a convicted felon.

This criminal complaint is based on these facts:

☒ Continued on the attached sheet.



Complainant's signature

Scott Boshek, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: Feb. 14, 2017



Judge's signature

City and state: Tampa, Florida

THOMAS G. WILSON, U.S. Magistrate Judge

Printed name and title

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Scott Boshek, being duly sworn, depose, and state:

1. I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"), and have been employed by ATF since February 2005. I have completed the Federal Law Enforcement Training Center's training course for Investigators and ATF's Special Agent Basic Training. During this training, I learned about the federal firearms statutes, as well as other violations of the United States Code, including violent crimes and narcotics offenses. During the course of my career with ATF, I have developed extensive experience investigating firearms offenses, violent crimes, and narcotics offenses.

2. I submit this affidavit in support of a criminal complaint charging defendant Raymond Abdul Ishmanuel ADAMS with possession of a firearm having been previously convicted of a felony in violation of 18 U.S.C. § 922(g)(1).

3. The averments contained in this affidavit are based on my personal knowledge and/or reliable information related to me by members of the ATF, the St. Petersburg Police Department ("SPPD") and/or other law enforcement officers. Because of the limited purpose of this affidavit, however, I have not included each and every fact known to me. I have included only those facts that I believe are necessary to establish probable cause supporting the requested complaint.

4. On or about February 14, 2017, at approximately 9:30 am, the SPPD received a call concerning a burglary in progress at a residence located at 852 51st Avenue South in St. Petersburg, in the Middle District of Florida. During this call, the complainant advised he/she had witnessed a gray-colored Ford Fusion vehicle drop off two black male subjects, wearing black-colored sweatshirt / hoodies and gloves who jumped a residential fence before attempting to break into the back window of the neighboring residence. The complainant advised that these subjects then jumped the same fence as they left the area and re-entered the same gray colored Ford Fusion as the vehicle and its driver waited approximately one block away.

5. Upon the call for service going out, SPPD Detectives investigating an unrelated crime in the area, immediately observed the Ford Fusion the complainant described with subjects attempting to enter it. As the detectives attempted to make contact with the vehicle, it fled from the area at a high rate of speed and later crashed into a tree approximately five blocks down the road. Following the crash, detectives observed two black male subjects flee from vehicle while the driver, Deonte ANTHONY, remained in the vehicle after suffering injuries because of the crash. Following an approximate ten-minute foot pursuit of the fleeing subjects, ADAMS and Patrick WILLIAMS were arrested without incident. ADAMS was wearing blue shorts and a white shirt.

6. During the foot pursuit of the subjects, detectives were flagged down by a civilian who stated one the fleeing subjects who was wearing blue

shorts and a white shirt had placed several items in a garbage can outside his/her residence. A further examination of the contents of the garbage can by the detectives revealed a loaded Smith & Wesson, model M&P 9mm pistol bearing serial number HRA8435 that was without an ammunition magazine, a set of green gloves and a black colored sweatshirt / hoodie. These were the only items located inside the garbage can.

7. During a search of the suspects' vehicle, law enforcement located a loaded 9mm ammunition magazine, made to fit the Smith & Wesson pistol that was found inside the garbage can. This magazine was loaded with the same ammunition as the ammunition found in the chamber of the Smith & Wesson pistol.

8. Once the subjects were in custody, detectives arranged for the initial complainant to participate in a show-up of ADAMS to assure he was in fact the same subject the complainant had witnessed attempt to break into the neighboring house. The complainant did positively identify ADAMS as the offender.

9. Detectives later arranged for the civilian witness who had flagged down detectives to also participate in a show-up to confirm ADAMS was in fact the same subject he witnessed discard items in his residential garbage can. The witness did positively identify ADAMS as the offender.

10. Following his arrest, WILLIAMS was read his rights and agreed to speak to law enforcement regarding the incident. During this recorded

interview, WILLIAMS informed detectives that he, ADAMS, and ANTHONY had all agreed to participate in the armed burglary of the residence, as they believed there to be a large amount of narcotics inside. He stated they were to split the proceeds equally. WILLIAMS further stated that he, ADAMS and ANTHONY had all met in prison and that they had been planning this burglary for approximately three days. WILLIAMS stated ADAMS and ANTHONY picked him up at his residence the morning of the attempted burglary and they immediately traveled to where the burglary was to take place. WILLIAMS further stated that as he and ADAMS exited the vehicle and jumped the fence, ADAMS actually had to hand him a firearm to temporarily hold as ADAMS' pants had fallen down. WILLIAMS stated that while he and ADAMS were attempting to make entry into the residence, they thought they had heard activity inside that caused them to flee the area. WILLIAMS stated ADAMS was wearing green and black colored gloves during the incident.

11. During a consent search of the residence located at 852 51st Avenue South, the residence where the subjects had attempted to commit the armed burglary of the narcotics, detectives located and seized approximately ten pounds of marijuana.

12. On or about February 14, 2017, your affiant performed a criminal history query of the Federal Bureau of Investigation' National Crime Information Center and determined ADAMS is a convicted felon based upon but not limited to the following offenses:

- a. Convicted on June 9, 2010, for Grand Theft, Pinellas County, Florida, case # 06-4619
- b. Convicted on June 9, 2010 for Homicide, Pinellas County, Florida, case # 07-6503

13. On or about February 14, 2017, your affiant contacted SA Jeffrey Burt – an interstate nexus expert with ATF – who advised that the Smith & Wesson pistol bearing serial number HRA8435 found in ADAMS' possession was not made in the State of Florida. For the firearm to be found in the State of Florida, it would therefore have had to cross state lines, and thus affected interstate commerce.

14. On or about August 17, 2016, Your Affiant queried the Florida Office of Executive Clemency database to determine whether or not ADAMS has had his civil rights restored as it pertains to the possession of firearms. The query came back with negative results.

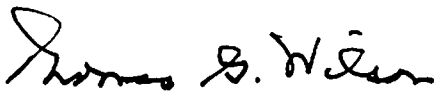
15. Based upon the foregoing information, your affiant respectively submits that there is probable cause to believe that the defendant, Raymond ADAMS, committed violations of 18 U.S.C. § 922(g)(1).



Scott Boshek, Special Agent
Bureau of Alcohol, Tobacco,
Firearms and Explosives

Sworn to before me in Tampa, Florida

this 14th day of February, 2017.



THOMAS G. WILSON
United States Magistrate Judge