AO 91 (Rev. 11/11) Criminal Complaint

FILED

SEP 27 2023

PETER A. MOORE, JR., CLERK
US DISTRICT COURT, EDNC
BY _____ DEP CLK

UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

United States of America
v.
Darnell William King

Case No. 5:23-mj-2139-JG

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 October 20, 2022 in the county of Johnston in the Eastern District of North Carolina, the defendant(s) violated:

Code Section	*Offense Description*
Title 18 U.S.C. § 922(g)(1)	Felon in possession of a firearm

This criminal complaint is based on these facts:

See attached

☑ Continued on the attached sheet.

JAHAIRA TORRENS Digitally signed by JAHAIRA TORRENS Date: 2023.09.27 11:33:04 -04'00'

Complainant's signature

Jahaira Torrens, Special Agent

Printed name and title

Attested to by the complainant in accordance with the requirements of Fed. R. Crim. P. 4.1 over the telephone.

Date: 09/27/2023

Judge's signature

City and state: Raleigh, NC

James E. Gates, U.S. Magistrate Judge

Printed name and title

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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

NO. _____

Probable Cause Affidavit

1. I, Jahaira Torrens am a Special Agent of the Department of Homeland Security under the Immigration and Customs Enforcement, Homeland Security Investigations (ICE-HSI). Previous to my appointment as a Special Agent, I was a Detective with the Puerto Rico Police Department for approximately fifteen years. As part of my duties, I conducted investigations related to controlled substances trafficking, identity theft, public corruption, violent crimes, and other violations. I have been a Special Agent with the Federal Government for approximately fourteen years. I am currently assigned to the ICE-HSI Resident Agent in Charge, Raleigh, North Carolina Field Office. I have training and experience in the application and execution of arrest and search warrants. My duties routinely include the investigation of violations of Titles 8, 18, 19, 21, and 31 of the United States Code.

2. This affidavit is made in support of a criminal complaint against Darnell William King (hereinafter "KING"), where there is probable cause to believe that KING, a convicted felon, was found in possession of a firearm, in violation of Title 18, United States Code, Section 922(g)(1), prohibited person in possession of a firearm.

3. This affidavit is based on personal knowledge I have gained from my participation in this investigation, observations of other law enforcement officers who

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participated in the investigation, and conclusions I have reached based on my training and experience. I am not including every fact of the investigation but only the necessary information needed to establish probable cause that KING violated 18 U.S.C. § 922(g)(1).

Facts in Support of Probable Cause

4. On or about September 20, 2021, KING was convicted of trafficking in stolen identities, a violation of North Carolina General Statutes, Section 14-113.20A, a class "E" felony punishable by greater than one year of incarceration. That conviction is documented under case 2018CRS052168 in Johnston County Superior Court records. KING pled guilty to the offense and received a suspended sentence, and was placed on thirty months of supervised felony probation, and, thus knew that he had been convicted of a felony.

5. On or about October 20, 2022, a search warrant was executed on a residence located at 408 Washington Street in Clayton, North Carolina by officers of the Clayton Police Department and the Wake County Sheriff's Office. This location was identified as KING's residence. During the course of the search, officers found and seized a loaded firearm, belonging to Darnell William KING. The weapon was described as a Ceska Zbrojovka (CZ), Model Scorpion Evo, 9mm pistol, serial number F329589. The firearm, to which a high-capacity drum magazine was attached, was located and seized from the floor next to KING's bed. KING was then detained by law enforcement while leaving his bedroom.

6. In or about July 2023, the Bureau of Alcohol, Tobacco, Firearms and Explosives

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(ATF) examined the firearm seized from KING's bedroom. ATF concluded that the Ceska Zbrojovka (CZ), Model Scorpio Evo, 9mm caliber, serial number F329589, is in fact a firearm as defined in Title 18, U.S.C. § 921(a)(3). ATF further determined the firearm was not manufactured in the state of North Carolina. Therefore, the firearm traveled in or affected interstate and/or foreign commerce as defined by Title 18, U.S.C. § 921(a)(2).

Conclusion

Based on the foregoing, I, Jahaira Torrens, believe that there is probable cause to believe that on or about October 20, 2022, Darnell Williams KING violated Title 18 U.S.C. § 922(g)(1), possession of a firearm by a convicted felon. Therefore, I respectfully request that the Court issue an arrest warrant for Darnell William KING.

JAHAIRA TORRENS

Digitally signed by JAHAIRA TORRENS
Date: 2023.09.27 11:39:35 -04'00'

Jahaira Torrens
Special Agent
Homeland Security Investigations

On this 27 day of September 2023, Special Agent Jahaira Torrens appeared before me via reliable electronic means, was placed under oath, and attested to the contents of this Affidavit.

James E. Gates
United States Magistrate Judge
Eastern District of North Carolina

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