

DISTRICT COURT -- FELONY COMPLAINT

Citation#

Arrest# 212AR0016515

CR# 212CR0069649

Return Date 10/25/2012

Date / Time of Arrest 10/23/2012 at 18:30

Court Docket

FIRST DISTRICT

DOB
09/22/1979

Age
33

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRELL S FULLER
189 02 LIBERTY AVE
ST ALBANS NY 11412

Offense
125.27 (1A)

MURDER
1ST SUB 1A1

A.
FELONY

Sector
317

Prepared By
5919BRZES

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ROBERT J BRZESKI, SHIELD# 518, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 23RD DAY OF OCTOBER, 2012, AT ABOUT 11:04 AM, AT E/BND JERICHO TPK /241 ST BELLEROSE TERRACE, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAW SECTION(S) §125.27 (1A) .

§ 125.27 MURDER IN THE FIRST DEGREE. A PERSON IS GUILTY OF MURDER IN THE FIRST DEGREE WHEN:

1. WITH INTENT TO CAUSE THE DEATH OF ANOTHER PERSON, HE CAUSES THE DEATH OF SUCH PERSON OR OF A THIRD PERSON; AND (A) EITHER: (1) THE INTENDED VICTIM WAS A POLICE OFFICER AS DEFINED IN SUBDIVISION 34 OF SECTION 1.20 OF THE CRIMINAL PROCEDURE LAW WHO WAS AT THE TIME OF THE KILLING ENGAGED IN THE COURSE OF PERFORMING HIS OFFICIAL DUTIES, AND THE DEFENDANT KNEW OR REASONABLY SHOULD HAVE KNOWN THAT THE INTENDED VICTIM WAS A POLICE OFFICER; AND (B) THE DEFENDANT WAS MORE THAN EIGHTEEN YEARS OLD AT THE TIME OF THE COMMISSION OF THE CRIME.

TO WIT: at the time and place aforesaid, the defendant, Darrell S. Fuller, did shoot, Arthur Lopez, a Nassau County Police Officer in full uniform, in the chest, with a 9mm semi-automatic pistol, intentionally causing his death. The defendant shot Police Officer Lopez after being stopped for leaving the scene of an auto accident.

* ANY FALSE STATEMENT MADE HEREIN IS PUNISHABLE AS A CLASS A MISDEMEANOR, PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

SUBSCRIBED BEFORE ME THIS
25TH DAY OF OCTOBER 2012.

DET ROBERT J BRZESKI

SGT STEVEN CATES

DISTRICT COURT -- FELONY COMPLAINT

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FIRST DISTRICT

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DARRELL S FULLER
189 02 LIBERTY AVE
ST ALBANS NY 11412

DOB
09/22/1979

Age
33

Offense
125.27 (1G)

MURDER
1ST SUB 1A7

A
FELONY

Sector
500

Prepared By
5919BRZES

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ROBERT J BRZESKI, SHIELD# 1518, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 23RD DAY OF OCTOBER, 2012, AT ABOUT 11:06 AM, AT S/B CROSS ISLAND X 26D BELLROSE, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAW SECTION(S) §125.27 (1G) .

§ 125.27 MURDER IN THE FIRST DEGREE. A PERSON IS GUILTY OF MURDER IN THE FIRST DEGREE WHEN:

1. WITH INTENT TO CAUSE THE DEATH OF ANOTHER PERSON, HE CAUSES THE DEATH OF SUCH PERSON OR OF A THIRD PERSON; AND (A) ; OR (VII) THE VICTIM WAS KILLED WHILE THE DEFENDANT WAS IN THE COURSE OF COMMITTING OR ATTEMPTING TO COMMIT AND IN FURTHERANCE OF ROBBERY, BURGLARY IN THE FIRST DEGREE OR SECOND DEGREE, KIDNAPPING IN THE FIRST DEGREE, ARSON IN THE FIRST DEGREE OR SECOND DEGREE, RAPE IN THE FIRST DEGREE, SODOMY IN THE FIRST DEGREE, SEXUAL ABUSE IN THE FIRST DEGREE, AGGRAVATED SEXUAL ABUSE IN THE FIRST DEGREE OR ESCAPE IN THE FIRST DEGREE, OR IN THE COURSE OF AND FURTHERANCE OF IMMEDIATE FLIGHT AFTER COMMITTING OR ATTEMPTING TO COMMIT ANY SUCH CRIME OR IN THE COURSE OF AND FURTHERANCE OF IMMEDIATE FLIGHT AFTER ATTEMPTING TO COMMIT THE CRIME OF MURDER IN THE SECOND DEGREE; PROVIDED HOWEVER, THE VICTIM IS NOT A PARTICIPANT IN ONE OF THE AFOREMENTIONED CRIMES AND, PROVIDED FURTHER THAT, UNLESS THE DEFENDANT'S CRIMINAL LIABILITY UNDER THIS SUBPARAGRAPH IS BASED UPON THE DEFENDANT HAVING COMMANDED ANOTHER PERSON TO CAUSE THE DEATH OF THE VICTIM OR INTENDED VICTIM PURSUANT TO SECTION 20.00 OF THIS CHAPTER, THIS SUBPARAGRAPH SHALL NOT APPLY WHERE THE DEFENDANT'S CRIMINAL LIABILITY IS BASED UPON THE CONDUCT OF ANOTHER PURSUANT TO SECTION 20.00 OF THIS CHAPTER; AND (B) THE DEFENDANT WAS MORE THAN EIGHTEEN YEARS OLD AT THE TIME OF THE COMMISSION OF THE CRIME.

TO WIT: at the time and place aforesaid, the defendant, Darrell S. Fuller, did shoot the victim, Raymond Facey in the head and face with a 9mm semi automatic pistol, intentionally causing his death. The said act did occur while the defendant was engaged in forcibly stealing the victims auto, a robbery first degree, in an attempt to flee the scene of a deadly police shooting.

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DET ROBERT J BRZESKI

SGT STEVEN CATES

DOB
09/22/1979

Age
33

Offense
125.27 (1G)

MURDER
1ST SUE 1A7

A
FELONY

Sector
500

Prepared By
5919BRZES

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DOB
09/22/1979

Age
33

Offense

160.15 (2)

ROBBERY 1ST
SUB 2

B
FELONY

Sector
500

Prepared By
5919BRZES

FIRST DISTRICT

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRELL S FULLER
189 02 LIBERTY AVE
ST ALBANS NY 11412

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ROBERT J BRZESKI, SHIELD# 518, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 23RD DAY OF OCTOBER, 2012, AT ABOUT 11:06 AM, AT S/B CROSS ISLAND X 26D BELLROSE, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAW SECTION(S) §160.15 (2) .

§ 160.15 ROBBERY IN THE FIRST DEGREE. A PERSON IS GUILTY OF ROBBERY IN THE FIRST DEGREE WHEN HE FORCIBLY STEALS PROPERTY AND WHEN, IN THE COURSE OF THE COMMISSION OF THE CRIME OR OF IMMEDIATE FLIGHT THEREFROM, HE OR ANOTHER PARTICIPANT IN THE CRIME:

2. IS ARMED WITH A DEADLY WEAPON.

TO WIT: at the time and place aforesaid, the defendant, Darrell S. Fuller, while armed with a loaded 9mm semi-automatic pistol did forcibly steal a 2003 Toyota Camry, NY registration FXX-8286, operated by the victim Raymond Facey. During the commission of the aforesaid robbery, the defendant did shoot the victim in the head and face causing his death.

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THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRELL S FULLER
189 02 LIBERTY AVE
ST ALBANS NY 11412

DOB
09/22/1979

Age
33

Offense

265.02 (1)

CRIM
POSS WEAPON
3RD SUB 1

D
FELONY

Sector
317

Prepared By
5919BRZES

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ROBERT J BRZESKI, SHIELD# 1518, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 23RD DAY OF OCTOBER, 2012, AT ABOUT 11:04 AM, AT E/BND JERICHO TPK /241 ST BELLEROSE TERRACE, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAWSECTION(s) §265.02 (1) .

§ 265.02 CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE. A PERSON IS GUILTY OF CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE WHEN: (1) HE COMMITS THE CRIME OF CRIMINAL POSSESSION OF A WEAPON IN THE FOURTH DEGREE AS DEFINED IN SUBDIVISION ONE, TWO, THREE OR FIVE OF SECTION 265.01, AND HAS BEEN PREVIOUSLY CONVICTED OF ANY CRIME.

TO WIT: at the time and place aforesaid, the defendant, Darrell S. Fuller, was in possession of a loaded 9mm semi-automatic pistol. The defendant has a prior conviction for Attempted Murder 2nd degree upon a plea of guilty from Queens County Supreme Court on November 7, 2005, case number 00487-2005

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FIRST DISTRICT

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRELL S FULLER
189 02 LIBERTY AVE
ST ALBANS NY 11412

Offense

265.03(1)

CRIM
POSS OF
WEAPON 2ND
SUB 1

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ROBERT J BRZESKI, SHIELD# 1518, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 23RD DAY OF OCTOBER, 2012, AT ABOUT 11:06 AM, AT S/B CROSS ISLAND X 26D BELLROSE, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAW SECTION(S) §265.03(1) .

C
FELONY

§ 265.03 Criminal possession of a weapon in the second degree.
A person is guilty of criminal possession of a weapon in the second degree when:
(1) with intent to use the same unlawfully against another, such person:
(a) possesses a machine-gun; or
(b) possesses a loaded firearm; or
(c) possesses a disguised gun

Sector
500

TO WIT: at the time and place aforesaid, the defendant, Darrell S. Fuller, was in possession of a loaded 9mm semi-automatic pistol, which he used to shoot and intentionally kill Nassau County Police Officer Arthur Lopez.

Prepared By
5919BRZES

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265.03(1)

CRIM
POSS OF
WEAPON 2ND
SUB 1

C
FELONY

Sector
317

Prepared By
S919BRZES

FIRST DISTRICT

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRELL S FULLER
189 02 LIBERTY AVE
ST ALBANS NY 11412

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ROBERT J BRZESKI, SHIELD# 518, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 23RD DAY OF OCTOBER, 2012, AT ABOUT 11:04 AM, AT E/BND JERICHO TPK /241 ST BELLEROSE TERRACE, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAW SECTION(s) §265.03(1) .

§ 265.03 Criminal possession of a weapon in the second degree.

A person is guilty of criminal possession of a weapon in the second degree when:

- (1) with intent to use the same unlawfully against another, such person:
 - (a) possesses a machine-gun; or
 - (b) possesses a loaded firearm; or
 - (c) possesses a disguised gun

TO WIT: at the time and place aforesaid, the defendant, Darrell S. Fuller, was in possession of a loaded 9mm Semi-automatic pistol, which he used to shoot and kill victim, Raymond Facey.

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