

FILED

DEC - 5 2017

AO 91 (Rev. 11/11) Criminal Complaint

U.S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS**UNITED STATES DISTRICT COURT**

for the

EASTERN DISTRICT OF MISSOURI

United States of America)

v.)

Case No. 4:17 MJ 1374 JMB)

TYRAN GRAY)

XAVIER GROVE, DARRELL LEE, ROBERT SCOTT)

*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 December 4, 2017 in the county of St. Louis in the
Eastern District of Missouri, the defendant(s) violated:*Code Section**Offense Description*

18 U.S.C. 1951

Interference with commerce by threats or violence

This criminal complaint is based on these facts:

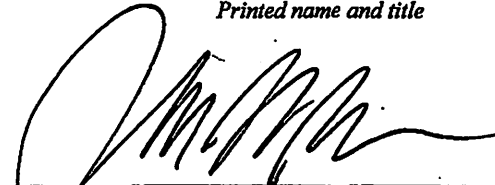
SEE ATTACHED AFFIDAVIT

☒ Continued on the attached sheet.*Complainant's signature*

Special Agent David Ogurek, F.B.I.

Printed name and title

Sworn to before me and signed in my presence.

Date: 12/05/2017*Judge's signature*City and state: St. Louis, Missouri

Honorable John M. Bodenhause, U.S. Magistrate Judge

Printed name and title

AFFIDAVIT

I, David J. Ogurek, being duly sworn, do hereby depose and state:

1. I am a Special Agent with the Federal Bureau of Investigation (FBI) and I have worked as such for approximately ten (10) years. My current assignment is with the Violent Crime/Organized Crime Squad where I am detailed to work on organized crime investigations. I have had numerous contacts and dealings with informants, victims and other individuals known to engage in organized criminal activity, to include drug trafficking, major theft, money laundering, and fraud. I have investigated and/or assisted in numerous investigations relative to federal cases concerning the above-listed offenses.

2. This affidavit is not intended to be a complete and detailed description of all the facts and evidence discovered during this investigation. I have set forth only the information I believe is necessary to establish the required foundation for the issuance of the Complaint requested.

3. This affidavit is submitted in support of an application for a complaint and arrest warrant charging Tyran Gray, Xavier Grove, Darrell Lee and Robert Scott with interference with commerce by robbery and threatening violence to do so in violation of the Hobbs Act under Title 18, United States Code, Section 1951.

4. On December 4, 2017, at approximately 8:21 p.m., the four aforementioned individuals entered the Jared Galleria of Jewelry (Jared's) located at 21 The Boulevard Saint Louis, Richmond Heights, MO 63117.¹ One individual later identified as Tyran Gray, propped the outer door open and remained there while the other three individuals entered the store. At the time, there were five employees working inside the store.

¹ Jared's is a brand name of Signet Jewelers Limited, a national specialty jewelry retailer engaged in interstate commerce through sales, purchases and services.

5. According to one of the employees, one of the individuals approached her with a hammer in his hand and told her to “get down.” The employee did not immediately register what was happening and the subject again told her “get down!”

6. The individuals then proceeded to use blue handled Eastwing hammers to smash the glass display cases in the store and took several loose diamonds and several watches. A preliminary inventory revealed that fourteen loose diamonds were missing at an estimated value of \$59,375.00. This preliminary inventory did not include the watches that were taken.

7. The subjects then ran out of the store on foot. As they fled the scene, surveillance cameras revealed that they immediately threw items into a trash can outside the store. Later investigation revealed that there was a face mask and gloves in the trash can believed to be used during the robbery.

8. Due to an unrelated incident, there were several police officers in the area at the time of the robbery. The subjects were seen fleeing the area and multiple officers pursued them.

9. Darrell Lee was taken into custody near Eager Road and I-170, south of the jewelry store. At the time of his arrest, Lee was in possession of a backpack full of loose diamonds, watches, and pieces of a glass case consistent with the type broken at the jewelry store. After Lee’s arrest, one of the victim employees noted that Lee’s hair was similar to the subject who entered the store. At the time of Lee’s arrest, he was wearing clothing and shoes consistent to the ones visible in the surveillance video taken at the time of the robbery.

10. Xavier Grove was taken into custody at a Subway restaurant. Prior to his arrest, Grove entered a Supplement Superstore and asked to use the telephone. Witnesses noted that when Grove entered the Supplement Superstore he was soaking wet and out of breath. They stated that he was asking the person he called, “Where are you?” and also describing where he was by

calling out other businesses in the area. Grove was told that the store was closing and he could go next door to the Subway restaurant, which he did. After his arrest, a witness positively identified him as being one of the robbers at the jewelry store.

11. Tyran Gray was arrested near Eager Road and I-170. At the time of his arrest, Gray was wearing the same outfit and shoes as worn by the subject who was seen in surveillance video holding the door open during the robbery.

12. Robert Scott was arrested near the fence to the Boulevard and I-170. Scott was wearing the same outfit of clothing as one of the subjects was seen wearing in surveillance video from the time of the robbery.

13. All four subjects stated to officers that they were from Michigan and all but Scott provided addresses in Michigan. Record of a Michigan driver's license was located for Scott. On November 9, 2017 a Jared's in Madison Heights, Michigan was robbed in a similar manner by four unidentified individuals with blue handled Eastwing hammers as was a Jared's in Portage, Michigan on October 25, 2017. In both cases, the four robbers dressed in similar type clothing and match the general description of the four individuals arrested last night.