

Approved: Jamie E. Bagliebter / Samuel Raymond
JAMIE E. BAGLIEBTER / SAMUEL RAYMOND
Assistant United States Attorney

Before: THE HONORABLE PAUL E. DAVISON
United States Magistrate Judge
Southern District of New York

-----X
: SEALED COMPLAINT
UNITED STATES OF AMERICA :
:
-v.- : Violations of
: 18 U.S.C. §§ 2119,
: 924(c) and 2
CHESTER BROWN and TRAVIS SINCLAIR, :
: COUNTY OF OFFENSE:
Defendants. : WESTCHESTER
:
-----X

SOUTHERN DISTRICT OF NEW YORK, ss.:

SEAN DRISCOLL, being duly sworn, deposes and says that he is a Task Force Officer with the Federal Bureau of Investigation ("FBI"), and charges as follows:

COUNT ONE

1. On or about July 27, 2018, in the Southern District of New York, CHESTER BROWN and TRAVIS SINCLAIR, the defendants, with the intent to cause death and serious bodily harm, knowingly took a motor vehicle that had been transported, shipped, and received in interstate and foreign commerce from the person and presence of another by force and violence and by intimidation.

(Title 18, United States Code, Sections 2119 and 2.)

COUNT TWO

2. On or about July 27, 2018, in the Southern District of New York, CHESTER BROWN and TRAVIS SINCLAIR, 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 carjacking charged in Count One of this Complaint, knowingly did use and carry a firearm, and, in furtherance of such crime, did possess firearm, which was brandished and discharged.

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

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

3. I have been involved in the investigation of the above-described offenses. I am familiar with the facts and circumstances set forth below from my personal participation in the investigation, including my review of pertinent documents, and from my conversations with fellow law enforcement officers. Because this affidavit is being submitted for the limited purpose of establishing 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. Based on my discussions with law enforcement officers of the Mount Vernon Police Department ("MVPD") and my review of a report written by an MVPD officer ("Officer-1"), I have learned, in substance and in part, that on or about July 27, 2018, at approximately 3:26 p.m., MVPD officers responded to call regarding gunshots fired on North High Street in Mt. Vernon. Thereafter, MVPD officers interviewed several individuals who witnessed the shooting, including the target of the gunshots ("Victim-1").

5. Based on my review of a written statement provided by Victim-1 to MVPD officers, I have learned, in substance and in part, the following:

a. On or about July 27, 2018, at approximately 3:15 p.m., Victim-1 was sitting in his vehicle, which was a blue Nissan (the "Subject Vehicle"), which was parked on North High Street in Mt. Vernon, New York. At some point, an individual who has since been identified as TRAVIS SINCLAIR, the defendant, *see infra* ¶ 6, entered the Subject Vehicle through the front passenger-side door. SINCLAIR pulled out a gun and told Victim-1 not to move.

b. Shortly thereafter, another individual who has since been identified as CHESTER BROWN, the defendant, *see infra* ¶ 7, entered the Subject Vehicle through the rear passenger-side door. BROWN also had a gun and pointed it at Victim-1. SINCLAIR told Victim-1 to "drive off" but Victim-1 refused.

c. BROWN held Victim-1 by the shirt as SINCLAIR exited the Subject Vehicle, walked over to the front driver-side window, told Victim-1 to roll up the window and drive off, and then punched Victim-1. BROWN then hit Victim-1 in the back of the head with the gun. At that time, the gun went off and Victim-1 ran out of the Subject Vehicle. Victim-1 heard shots being fired while he ran.

6. I understand from a conversation with an MVPD officer ("Officer-2") that on or about August 13, 2018, an MVPD officer not involved in the investigation into the carjacking showed Victim-1 a photo array that contained a photograph of TRAVIS SINCLAIR, the defendant, and Victim-1 identified SINCLAIR as the individual who entered the Subject Vehicle through the front passenger-side door and pulled out a gun.

7. I understand from a conversation with Officer-2 that on or about August 13, 2018, an MVPD officer not involved in the investigation into the carjacking showed Victim-1 a photo array that contained a photograph of CHESTER BROWN, the defendant, and Victim-1 identified BROWN as the individual who entered the Subject Vehicle second, and entered through the rear passenger-side door.

8. Based on my review of a written statement provided by an individual who witnessed the incident ("Victim-2") to MVPD officers, I have learned, in substance and in part, the following:

a. On or about July 27, 2018, at approximately 3:25 p.m. Victim-2 was in the driver's seat of his vehicle parked behind the Subject Vehicle.

b. Victim-2 observed an individual get into the front passenger-side door of the Subject Vehicle. Victim-2 then observed the same individual exit the Subject Vehicle, walk around to the driver's side of the Subject Vehicle and hit the driver.

c. Thereafter, Victim-2 observed Victim-1 exit the Subject Vehicle and run past him.

d. At that time, Victim-2 observed another individual exit the Subject Vehicle and shoot a gun towards Victim-1 as Victim-1 ran. Victim-2 believed approximately five shots were fired.

e. Victim-2 then observed the two individuals drive away in the Subject Vehicle.


f. The driver's side rear view mirror on Victim-2's vehicle was damaged during the shooting and Victim-2 was cut with shattered glass from the mirror on his upper left arm.

9. On or about August 11, 2018, TRAVIS SINCLAIR, the defendant, was arrested pursuant to a bench warrant issued on October 5, 2017 by the Honorable Lorna G. Schofield, United States District Judge for the Southern District of New York. At the time of his arrest, SINCLAIR had on his person a key fob—i.e., a remote control for a car door lock.

a. I have tested the key fob that was in SINCLAIR's possession on the Subject Vehicle and have confirmed that it operates the Subject Vehicle.


10. Based on my communications with a representative of the National Insurance Crime Bureau, I have learned, in substance and in part, that the Subject Vehicle was manufactured in Smyrna, Tennessee.

WHEREFORE, the deponent respectfully requests that CHESTER BROWN and TRAVIS SINCLAIR, the defendants, be arrested and imprisoned, or bailed, as the case may be.



SEAN DRISCOLL
Task Force Officer
Federal Bureau of Investigation

Sworn to before me this
14th Day of August 2018



THE HONORABLE PAUL E. DAVISON
United States Magistrate Judge
Southern District of New York