

Approved: Parvin Moyne
Assistant United States Attorney

ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK

Before: HONORABLE ~~JAMES C. FRANCIS IV~~
United States Magistrate Judge
Southern District of New York

12 MAG 312
SEALED COMPLAINT

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UNITED STATES OF AMERICA :
- v. - :
GEORGE SQUIRE, :
a/k/a "Geo," :
Defendant. :
----- X

Violation of 18 U.S.C.
§§ 924(j), 1951
COUNTY OF OFFENSE:
ORANGE

SOUTHERN DISTRICT OF NEW YORK, ss.:

STEVEN BUNT, being duly sworn, deposes and says that he is a Detective in the Newburgh Police Department and a member of the Hudson Valley Safe Streets Task Force, and charges as follows:

COUNT ONE

1. On or about March 24, 2012, in the Southern District of New York, GEORGE SQUIRE, the defendant, unlawfully and knowingly did commit and attempt to commit robbery, as that term is defined in Title 18, United States Code, Section 1951(b)(1), and did thereby obstruct, delay, and affect commerce and the movement of articles and commodities in commerce, as that term is defined in Title 18, United States Code, Section 1951(b)(3), to wit, inside 5 City Terrace, Newburgh, New York, SQUIRE robbed at gunpoint an individual who possessed purple haze marijuana and money.

(Title 18, United States Code, Sections 1951.)

COUNT TWO

2. On or about March 24, 2012, in the Southern District of New York, GEORGE SQUIRE, the defendant, willfully and

knowingly, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the robbery described in Count One of this Complaint, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and in the course thereof did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, SQUIRE caused the death of Tomas Almodovar by discharging a firearm at Tomas Almodovar inside 5 City Terrace, Newburgh, New York.

(Title 18, United States Code, Section 924(j)(1).)

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

3. I am a detective in the Newburgh Police Department and a member of the Hudson Valley Safe Streets Task Force, and 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 videos, and from my conversations with fellow law enforcement officers. Because this complaint 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. I have participated in numerous investigations of unlawful controlled substance trafficking and crimes of violence in the area of Newburgh, New York, and I have conducted or participated in surveillance, undercover operations, the execution of search warrants, and review of police reports and criminal records. In addition, I have spoken with various witnesses. Based on this investigation, I have learned that GEORGE SQUIRE, a/k/a "Geo," the defendant, robbed Tomas Almodovar on or about March 24, 2012, and that during the robbery SQUIRE killed Almodovar with a .25 caliber firearm, which SQUIRE used for the robbery. Specifically:

a. According to police reports from the Newburgh Police Department, Tomas Almodovar was killed by a .25 caliber firearm on March 24, 2012, in the vicinity of 5 City Terrace, Newburgh, New York.

b. I have personally been inside 5 City Terrace, Newburgh, New York. Shortly after the Almodovar murder, I went inside the second floor apartment at 5 City Terrace and observed that individuals in the second floor apartment sold marijuana from the apartment. I have also observed numerous police reports about marijuana being sold from the second floor apartment, and have interviewed witnesses who have purchased marijuana from the second floor apartment (including high-grade marijuana).

c. I have spoken with a cooperating witness (the "CW")¹ about Tomas Almodovar's murder. The CW stated, in sum and substance, that the CW saw SQUIRE on or about March 27, 2012, and SQUIRE was holding a newspaper article about the Almodovar murder. SQUIRE showed the CW the newspaper article and stated to the CW, in part and in substance, that he (SQUIRE) "did some bullshit this weekend."

d. On or about March 28, 2012, and on or about April 2, 2012, at the direction of law enforcement officers (including myself) the CW met with SQUIRE. On both occasions, the CW wore a body wire, which recorded the conversations. The April 2, 2012 conversation between the CW and SQUIRE was also captured by surveillance video cameras. (I have listened to these conversations, watched the videos from the April 2, 2012 conversation, and spoken with the CW about the conversations.) In sum and substance, during these conversations, SQUIRE showed the CW the .25 caliber firearm that SQUIRE used to kill Almodovar, and discussed the murder. For example:

i. SQUIRE told the CW that he (SQUIRE) was at 5 City Terrace to rob individuals who were customers of the marijuana business operating from the apartment on the second floor.

ii. SQUIRE told the CW that he (SQUIRE) robbed Almodovar in the common hallway of 5 City Terrace as Almodovar

¹ The CW has pled guilty to various narcotics and firearms offenses pursuant to a cooperation agreement with the Government. Information provided by the CW in the past has been reliable and corroborated by other evidence. The CW has not been sentenced, and is cooperating in hopes of receiving a more lenient sentence.

was coming downstairs from the second floor apartment. SQUIRE told the CW that he took money and "purple haze" from Almodovar.²

iii. SQUIRE stated that he shot Almodovar during the course of the robbery because Almodovar "brushed" SQUIRE's gun away from him during the robbery.

iv. SQUIRE demonstrated how he hid from Almodovar, how he shot Almodovar, and how Almodovar fell, and SQUIRE stated that he watched Almodovar stumble out of 5 City Terrace onto Broadway and fall as if Almodovar was drunk.

e. SQUIRE's account of how Almodovar stumbled onto Broadway after being shot is consistent with the police video surveillance cameras I have viewed that captured Almodovar's attempted retreat during the robbery.

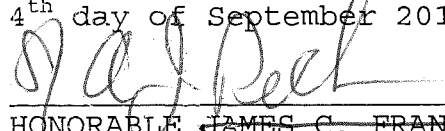
f. I have reviewed reports prepared by the Orange County Medical Examiner, and have learned that Tomas Almodovar was killed by a single gunshot wound to the abdomen.

WHEREFORE, the deponent respectfully requests that a warrant be issued for the arrest of GEORGE SQUIRE, a/k/a "Geo," the defendant, and that he be imprisoned or bailed, as the case may be.



STEVEN BUNT
Detective
Newburgh Police Department
Hudson Valley Safe Streets Task Force

Sworn to before me this
4th day of September 2012



~~HONORABLE JAMES C. FRANCIS IV~~
United States Magistrate Judge
Southern District of New York

ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK

² According to CW-1, my own knowledge and experience, and conversations with DEA agents (some of whom are experts in the field of marijuana cultivation and distribution networks), purple haze is a high-grade form of marijuana that is grown in certain climates (like California) and comes from marijuana seeds harvested in South America and California.