

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the
District of New Mexico

United States of America
v.
Shilo Aaron Oldrock
year of birth 1993

Case No. MJ 21-1530 BPB



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 10, 2021 in the county of Mckinley in the
District of New Mexico, the defendant(s) violated:

Table with 2 columns: Code Section, Offense Description. Rows include 18 USC §1153, 18 USC §1111(a), Offenses committed in Indian Country, Second degree murder.

This criminal complaint is based on these facts:

See attached affidavit.

Continued on the attached sheet.

Telephonically subscribed and sworn to before me and signed in my presence and submitted via email on 10-11-2021

Date: October 11, 2021

City and state: Farmington, NM

Handwritten signature of Mark J. Stephenson

Mark J. Stephenson, Special Agent
Printed name and title

Handwritten signature of B. Paul Briones

B. Paul Briones, US Magistrate Judge
Printed name and title

AFFIDAVIT IN SUPPORT OF
CRIMINAL COMPLAINT

I, Mark J. Stephenson, being duly sworn, state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. This affidavit is made in support of a Criminal Complaint and an application for an Arrest Warrant for SHILO AARON OLDROCK, year of birth 1993.

2. I am a Special Agent with the Federal Bureau of Investigation (“FBI”) and have been so employed since July 2017. I am currently assigned to the Albuquerque Field Office, Gallup Resident Agency. My primary duties as a Special Agent with the FBI include investigating crimes occurring in Indian Country. I have gained experience in the conduct of such investigations through previous case investigations, formal training, and in consultation with law enforcement partners in local, state and federal law enforcement agencies. As a Federal Agent, I am authorized to investigate violations of the laws of the United States and have authority to execute arrest and search warrants issued under the authority of the United States.

3. This affidavit is based upon my personal knowledge, and upon information reported to me by other federal, state, and local law enforcement officers during the course of their official duties, all of whom I believe to be truthful and reliable. Throughout this affidavit, reference will be made to law enforcement officers. Law enforcement officers are those federal, state, and local law enforcement officers who have directly participated in this investigation, and with whom your affiant has had regular contact regarding this investigation. This affidavit is also based upon information gained from interviews with cooperating citizen witnesses, whose reliability is established separately herein.

4. Based on my training, experience, and the facts a set forth in this affidavit, I believe there is probable cause that violations of 18 U.S.C. §§1153 – Offenses committed within Indian country, and 1111(a) – Second degree murder, were committed by OLDROCK.

5. Because this affidavit is submitted for the limited purpose of securing authorization for a Criminal Complaint and Arrest Warrant, I have not included each and every fact known to me concerning this investigation. This affidavit is intended to show that there is sufficient probable cause for the requested warrant.

PROBABLE CAUSE

6. On October 10, 2021, at approximately 11:25 AM, Navajo Police Department notified the FBI of a death investigation involving a decapitated corpse that was located in the vicinity of Navajo, New Mexico.

7. On October 10, 2021, at approximately 1:05 PM, Special Agents of the FBI and a Criminal Investigator of the Navajo Police Department (“NPD”), Window Rock District, arrived in the vicinity of a residence located at Rural Address 4013, 1 Mile West of Mile Post 38, Route 12, Navajo, New Mexico. When investigators arrived on scene, the scene had previously been secured by uniformed police officers. On the exterior of the residence, and base of the front stairs, laid a decapitated male, later identified by investigators as E.B., hereinafter referred to as John Doe, year of birth 1980.

8. While on scene, investigators interviewed L.M., hereinafter referred to as Witness 1. Witness 1 was John Doe’s cousin and is the primary next-of-kin. Witness 1 received a telephone call from another relative that John Doe was killed by OLDROCK. The original source of the information was V.T., hereinafter referred to as Witness 2. Witness 1 was the first individual to arrive at the scene, and Witness 1 made the original telephone call to request emergency services.

9. Witness 1 stated that OLDROCK and his girlfriend were homeless and would occasionally stay at John Doe's residence. Approximately one week ago, OLDROCK attacked John Doe at John Doe's residence. During the incident, NPD was contacted and responded to the residence. OLDROCK was taken into custody. Investigators confirmed with NPD that there was an incident at the residence the week prior and OLDROCK was arrested.

10. Witness 2 was interviewed by investigators at the scene. Witness 2 lived in the vicinity of John Doe in Navajo. On the morning of October 10, 2021, Witness 2 departed his residence in his pickup truck, passed by John Doe's residence, and proceeded down the gravel road towards Route 12. Prior to arriving at Route 12, Witness 2 observed a tall male walking along the gravel road who waved him down for a ride. Witness 2 stopped his vehicle to pickup the individual. Upon entering the vehicle's front passenger seat, Witness 2 recognized the individual as OLDROCK. OLDROCK had a black eye, cuts on his face, blood on his hands, and blood on his clothes. OLDROCK was wearing a black hooded sweatshirt. OLDROCK asked to be dropped off at the Window Rock Flea Market where his mother was working.

11. During the drive to the Window Rock Flea Market, Witness 2 stated that OLDROCK admitted to killing John Doe the previous night. OLDROCK initiated a fight with John Doe because OLDROCK was angry that John Doe previously killed OLDROCK's uncle and once threw OLDROCK's mother to the ground. OLDROCK admitted to Witness 2 that he chopped off John Doe's head, and threw his head in the wood stove which is located on the interior of John Doe's residence. OLDROCK stated to Witness 2, "what comes around, goes around".

12. Following interviews from Witness 1 and Witness 2, investigators collected evidence located at the scene. Amongst other items collected, investigators seized an axe, approximately 4 feet long, in close proximity to John Doe's body. The head of the axe was covered

in a red-like substance. On the interior of the residence, amongst other items collected, investigators seized a charred human head from inside the wood stove.

13. On October 10, 2021, investigators requested Witness 2 to voluntarily conduct a photographic array in order to identify OLDROCK. The photographic array lineup consisted of OLDROCK, and five (5) “fillers”. The administering investigator had no prior knowledge of OLDROCK’s facial appearance. Witness 2 correctly identified OLDROCK, and stated, “This is the person I gave a ride Aaron down to W/R (Window Rock) Flea Market to his mom work. He was covered in blood.”

14. On October 10, 2021, investigators interviewed OLDROCK’s mother, M.A., hereinafter Witness 3. Witness 3 stated that while she was at work at the Window Rock Flea Market, she observed OLDROCK get dropped off by a white truck. OLDROCK appeared visibly intoxicated and had a bruised right eye. OLDROCK was also wearing a black hooded sweatshirt. OLDROCK stated to Witness 3, “See ya mom, love you mom”. OLDROCK was pacing between multiple vehicles, and then entered a small black or blue vehicle.

15. The offenses described in this affidavit were committed within the exterior boundaries of the Navajo Nation.


16. According to NPD, OLDROCK and John Doe are enrolled members of the Navajo Nation.

CONCLUSION


17. Based on my training, experience, and the facts set forth in this affidavit, I believe there is probable cause that violations of 18 U.S.C. §§1153 – Offenses committed within Indian country, and 1111(a) – Second degree murder, were committed by OLDROCK.

18. Supervisory Assistant United States Attorney Kyle T. Nayback reviewed and approved this affidavit and complaint.

Respectfully Submitted,


Special Agent Mark J. Stephenson
Federal Bureau of Investigation

Telephonically SUBSCRIBED and SWORN to before
me this 11th day of October 2021.


B. Paul Briones
United States Magistrate Judge