

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

MARQUIST EVANS

CASE NUMBER: 24 CR 298

UNDER SEAL

**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 May 6, 2024, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, the defendant(s) violated:

*Code Section*

Title 18, United States Code, 922(g)(1)

*Offense Description*

knowing that he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, ammunition, namely, a .40 caliber cartridge case with a headstamp of "FEDERAL 40 S & W," which ammunition had traveled in interstate commerce prior to defendant's possession of the ammunition.

This criminal complaint is based upon these facts:

X Continued on the attached sheet.

*Maria Sigartau*

MARIA SIGARTAU

Task Force Officer, Bureau of Alcohol, Tobacco,  
Firearms and Explosives (ATF)

Pursuant to Fed. R. Crim. P. 4.1, this Complaint is presented by reliable electronic means. The above-named agent provided a sworn statement attesting to the truth of the Complaint and Affidavit by telephone.

Date: June 7, 2024 at 9:43 p.m.

*K. L. Holleb*  
\_\_\_\_\_  
*Judge's signature*

City and state: Chicago, Illinois

KERI L. HOLLEB HOTALING, U.S. Magistrate  
Judge

*Printed name and title*

**AFFIDAVIT**

I, MARIA SIGARTAU, being duly sworn, state as follows:

1. I serve as a Task Force Officer (TFO) with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) and have been so assigned there by my employer, the Chicago Police Department (“CPD”), since June 2021. Before being assigned as an ATF TFO, I was assigned as an officer with the CPD for approximately seven years, during which time I investigated narcotics and violent gun crime offenses.

2. I am assigned to the Crime Gun Intelligence Center of Chicago (CGIC). The CGIC is a multi-agency, joint-force collaboration to identify, investigate and prosecute prolific firearms offenders and their sources of crime guns. As part of my duties as an ATF TFO at the CGIC, I investigate violent crimes, criminal violations relating to firearms, and firearms trafficking. My current responsibilities also include the investigation of violent gun crimes and the apprehension of violent fugitives.

3. I have received training in the area of firearms investigations, and I have participated in multiple investigations involving violations of federal firearms laws. During my career as an ATF TFO, I have recovered and examined different types of firearms and ammunition, and become familiar with the appearance and characteristics of the make and model of multiple types of firearms.

4. This affidavit is submitted for the purpose of establishing probable cause to support a criminal complaint against Marquist EVANS. Specifically, the complaint charges that on or about May 6, 2024, at Chicago, in the Northern District of Illinois, Eastern Division, and elsewhere, EVANS, knowing that he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, ammunition, namely, a .40 caliber cartridge case with a headstamp of “FEDERAL 40 S & W,” which ammunition had traveled in interstate commerce prior to defendant’s possession of the ammunition, in violation of Title 18, United States Code, 922(g)(1) (the “**Subject Offense**”).

5. Because this affidavit is being submitted for the limited purpose of establishing probable cause in support of a criminal complaint charging defendant with unlawful possession of a firearm by a felon, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to believe that the defendant committed the offense alleged in the complaint.

6. This affidavit is based on my personal knowledge, information provided to me by other law enforcement agents and in law enforcement records, review of body worn camera footage, surveillance and security videos, and photographs, review of public records databases, and my training and experience, as well as the training and experience of other law enforcement agents.

## **I. PROBABLE CAUSE**

### **A. Summary**

7. In summary, and as set forth in more detail below, on or about May 6, 2024, at approximately 10:32 p.m., at Business A, a gas station convenience store located on the 500 block of west Grenshaw Street in Chicago, a shooting incident occurred.<sup>1</sup> During the incident, which involved multiple shooters and was recorded on security video, defendant possessed, brandished, and discharged a loaded firearm that fired and discharged dozens of cartridge cases in approximately 1.5 seconds. Ammunition, including the above-described .40 caliber cartridge case with a headstamp of “FEDERAL 40 S & W”, was recovered by law enforcement shortly after the shooting at Business A.

8. During this investigation, a firearms enforcement officer at the ATF’s Firearms & Ammunition Technology Division, who has received training in the identification of different makes, models, and types of firearms, including, the identification of firearms converted to shoot automatically more than one shot by a single function of the trigger, without manual reloading, reviewed reports in this investigation and portions of the security footage of the May 6, 2024 shooting at Business A.

---

<sup>1</sup> During the course of this investigation, law enforcement has obtained security footage from multiple different cameras in and around the area of 500 block of west Grenshaw Street, in Chicago, Illinois. Unless otherwise indicated, this affidavit makes references to several such camera security footage from that area.

9. According to the firearms enforcement officer at the ATF's Firearms & Ammunition Technology Division, the still unrecovered pistol-style firearm that EVANS brandished and fired on or about May 6, 2024 at Business A, as described below, is a machinegun.

**B. Marquist EVANS**

10. Defendant is depicted immediately below in a recent photograph on file with the Illinois Secretary of State from 2022:



11. According to law enforcement officer reports, on or about March 26, 2024, prior to the shooting incident described in this complaint, EVANS encountered law enforcement during a traffic stop. The encounter was preserved on officer body-worn camera, which, as depicted immediately below in the still image from the officer body-worn camera, depicts EVANS on March 26, 2024:



12. According to law enforcement records, defendant is also depicted immediately below in a recent photograph from the CPD from March 26, 2024:



13. A still image of EVANS from security footage inside the convenience store of Business A (below, first from left) on May 6, 2024, immediately before the shooting incident described below, in further detail, is consistent with (a) the images of defendant on file with the Illinois Secretary of States (below, second from left), (b) the still image from officer body worn camera of defendant during the March 26, 2024 traffic stop (below, third from left), and (c) defendant's recent photograph from the CPD from March 26, 2024 (below, fourth from left):



14. According to CPD reports and body worn camera footage, during EVANS's encounter with law enforcement officers on March 26, 2024, the officer at that encounter interacted with EVANS and became familiar with EVANS's physical characteristics and facial features.

15. According to law enforcement reports and following the May 6, 2024, shooting incident described in this complaint, the officer from the March 26, 2024 traffic stop, described above, was shown the still image of the individual from the security footage inside the convenience store of Business A (as depicted above, in paragraph 14, first from left, and immediately below) and identified the individual as EVANS.



16. During the course of this investigation, and as part of the process of attempting to identify the shooters in the May 6, 2024, shooting incident at Business A, I personally reviewed security footage, from several different cameras, in and around Business A.

17. During the course of this investigation, I also personally reviewed several prior law enforcement and government photographs of defendant. I also

personally viewed the body-worn camera and audio-video recording of EVANS's encounter with law enforcement on March 26, 2024, as described above. In reviewing photographs and body worn camera footage, I became familiar with EVANS's facial features, and EVANS's physical appearance.

18. During the course of this investigation, and as part of the process of attempting to identify the shooters in the May 6, 2024 shooting at Business A, described below in further detail, I reviewed and compared the footage from the shooting incident on May 6, 2024 with prior photographs of EVANS and the audio-video recording of EVANS's March 26, 2024 encounter with law enforcement. Based on my familiarity with EVANS's appearance, I believe the still image of the individual from the security footage inside the convenience store of Business A, as depicted immediately below, is EVANS.



19. According to the Circuit Court of Cook County records, on or about May 4, 2017, under case number 16CR0848001, EVANS was convicted of felony possession of a stolen motor vehicle, a crime punishable by a term of imprisonment exceeding

one year, and was subsequently sentenced to a term of 120 days jail and 30 months' probation.

**C. On or About May 6, 2024, EVANS Possessed Ammunition**

20. According to security footage from Business A, on or about May 6, 2024, at approximately 10:28 p.m., a grey sedan entered the pump stations of Business A and parked in front of pump 6.

21. According to security footage from Business A, as depicted in the still image below, on or about May 6, 2024, at approximately 10:30 p.m., an individual, later identified as defendant Marquist EVANS, with black hair in long dreadlocks, white shoes, and wearing what appeared to be a black Adidas brand tracksuit with three white stripes on each sleeve and three white stripes on each pant leg, exited the rear driver's side door of the grey sedan.



22. According to security footage from inside Business A's convenience store, as depicted in the still image below, EVANS walked into Business A's convenience store at approximately 10:31 p.m. on or about May 6, 2024.



23. According to the security footage from Business A, once EVANS entered Business A's convenience store, a black Jeep SUV entered the gas pump area of Business A and parked in front of gas pump 12.

24. According to the security footage from Business A, as depicted in the still image below, once the black Jeep SUV parked, two unknown individuals immediately exited the black Jeep SUV brandishing and shooting firearms at the grey sedan, which EVANS had exited, and which was still parked in front of pump number 6.



25. As depicted below, in the still image from Business A's security footage, one unknown individual exited the rear, driver's side passenger seat of the black Jeep, wearing a mask, black hooded sweatshirt, black pants, gloves, light-colored shoes, and brandishing and firing what appeared to be a rifle-style firearm ("Shooter 1"), while the second unknown individual, exited the front passenger seat of the black Jeep, wearing a dark-colored mask, grey hooded sweatshirt, grey sweatpants with red boxer shorts underneath, light-colored gloves, and black shoes, brandishing and firing what appeared to be a pistol-type firearm ("Shooter 2").



26. According to the security footage from Business A, after several seconds of firing multiple rounds at the grey sedan parked in front of pump 6, Shooter 1 returned to the rear driver's side seat of the black Jeep, and Shooter 2 returned to the front passenger side seat of the black Jeep.

27. According to the security footage from Business A, as depicted in the below still image, at approximately 10:32 p.m., seconds after Shooter 1 and Shooter 2 ceased firing their respective weapons and returned to the black Jeep, EVANS, who had entered and remained in Business A's convenience store prior to and during the shooting, opened the entry/exit door of Business A's convenience store, brandished a pistol-style firearm, and fired multiple rounds, in approximately 1.5 seconds, in the direction of the black Jeep.



28. According to security footage from inside the convenience store of Business A, as depicted in the below still image, as EVANS brandished and shot the pistol-type firearm, multiple spent cartridge cases (encircled in red in the below still image for identification purposes) are visibly dispensed in the air at the same time EVANS shot in the direction of the black Jeep.



29. According to security footage from Business A, as depicted in the still image below, several rounds fired by EVANS appear to have struck and caused visible

damage (encircled in red for identification) to the black Jeep, as the black Jeep fled from Business A at a high rate of speed.



30. According to building security footage from Business A, in summary, seconds after brandishing and firing the pistol-style firearm at the black Jeep, EVANS concealed the firearm on his person, ran toward the grey sedan parked in front of pump 6, entered the driver's side door of the grey sedan, and drove away from Business A at a high rate of speed.

31. According to law enforcement reports in this investigation, after the shooting at Business A, law enforcement officers and personnel detailed to recover ammunition located approximately 33 spent .40 caliber cartridge cases, including the above-described .40 caliber cartridge case with a headstamp of “FEDERAL 40 S & W,” on the ground all within less than approximately 10 feet from the front entry/exit door of Business A where EVANS was recorded firing the pistol-type firearm.

32. According to law enforcement reports in this investigation, law enforcement officers and personnel detailed to recover ammunition located approximately 3 spent .223 caliber shell cases within approximately 10 feet of where Shooter 1 was recorded firing a rifle-style firearm near pump number 12 of Business A.

33. According to law enforcement reports in this investigation, law enforcement officers and personnel detailed to recover ammunition located approximately two spent 9 millimeter caliber shell cases within approximately 10 feet of where Shooter 2 was recorded firing a pistol-style firearm near pump number 12 of Business A.

34. According to law enforcement reports in this investigation, .40 caliber spent cartridge cases were not recovered from the areas where Shooter 1 and Shooter 2 were recorded firing their respective firearms and .223 caliber and 9 millimeter spent cartridge cases were not recovered from the area EVANS was recorded firing a pistol-style firearm.

35. Based on my training and experience, and the training and experience of other law enforcement officers familiar with firearms, including familiarity with the different makes and models of firearms, the pistol-like firearm EVANS fired, as recorded on Business A security footage, and described above, is consistent with the type of firearm, namely a .40 caliber handgun, that emitted the 33 spent .40 caliber cartridge cases, including the above-described .40 caliber cartridge case with a headstamp of “FEDERAL 40 S & W,” recovered by law enforcement officers on May 6, 2024, after the shooting incident.

**D. Interstate Nexus**

36. According to a preliminary analysis of the above-described .40 caliber spent cartridge case with a headstamp of “FEDERAL 40 S & W” by an ATF Special Agent assigned to the CGIC and who is certified in interstate nexus examination, the spent cartridge case was manufactured outside the State of Illinois. Based on my training and experience, and the training and experience of the ATF Special Agent who is certified in interstate nexus examination, I also know that the particular make of this cartridge case is from a manufacturer in facilities located outside of the State of Illinois.

**E. Conclusion**

37. Based on the foregoing, there is probable cause to believe that on or about May 6, 2024, defendant Marquist EVANS knowing that he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess, in and affecting interstate commerce, ammunition, namely, a .40

caliber cartridge case with a headstamp of “FEDERAL 40 S & W,” which ammunition had traveled in interstate commerce prior to defendant’s possession of the ammunition.

FURTHER AFFIANT SAYETH NOT.

*Maria Sigartau*

Maria Sigartau, TFO  
ATF

SWORN TO AND AFFIRMED by telephone June 7, 2024.



\_\_\_\_\_  
Honorable KERI L. HOLLEB HOTALING  
United States Magistrate Judge