

Approved:



Adam Z. Margulies
Assistant United States Attorney

Before:

THE HONORABLE SARAH NETBURN
United States Magistrate Judge
Southern District of New York

UNITED STATES OF AMERICA

v.

TYRIEK SKYFIELD,

Defendant.

SEALED COMPLAINT

Violation of 18 U.S.C. §§ 922(g)(1) and 2

COUNTY OF OFFENSE:
BRONX

SOUTHERN DISTRICT OF NEW YORK, ss.:

STEVEN CONNOLLY, being duly sworn, deposes and says that he is an Investigator with the New York State Police, and a Task Force Officer with the United States Attorney’s Office for the Southern District of New York, and charges as follows:

COUNT ONE

(Possession of Ammunition After a Felony Conviction)

1. On or about July 22, 2023, in the Southern District of New York and elsewhere, TYRIEK SKYFIELD, the defendant, knowing he had previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, knowingly did possess ammunition, to wit, one 9mm Luger shell casing, and the ammunition was in and affecting commerce.

(Title 18, United States Code, Sections 922(g)(1) and 2.)

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

2. I am an Investigator with the New York State Police and a Task Force Officer with the United States Attorney’s Office for the Southern District of New York. This affidavit is based upon my conversations with law enforcement personnel, my review of security camera footage, and my examination of reports and records. Because this affidavit is being submitted for the limited purpose of demonstrating 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.

THE JULY 22, 2023 SHOOTING

3. Based on my review of New York City Police Department (“NYPD”) reports and records, and my discussions with other law enforcement personnel, I have learned the following:

The Scene of the Shooting

a. On or about July 22, 2023, at approximately 9:52 p.m., an individual with long braided hair and facial hair wearing a white T-Shirt with graphics (“Shooter-1”) exited the passenger side of a white SUV (“Vehicle-1”) parked at the intersection of Needham Avenue and East 223rd Street in the Bronx.

b. On or about July 22, 2023, at approximately 9:56 p.m., in the vicinity of 1765 Needham Avenue in the Bronx, a residential area, Shooter-1 fired from a handgun two shots (the “Shooting”), approximately 13 seconds apart, at another individual (“Victim-1”).



Shooter-1 (left) brandishing handgun at Victim-1 (right) seconds before firing it.

c. Seconds after the Shooting, Shooter-1 left the scene of the Shooting on foot.

d. As Shooter-1 was leaving the scene of the Shooting, an individual in the vicinity of the Shooting stated, in part, “Ty, Bro, let me get my phone, Bro. Ty. Ty, bro, come on, bro, you really going to do me, bro? You really going to do me, bro?”¹

e. Based on an audio recording of the foregoing statements, contemporaneous visual footage depicting Victim-1 interacting with Shooter-1, and my discussions with law enforcement personnel, I believe that the individual who made the above statements is Victim-1.

f. On or about July 22, 2023, at approximately 9:57 p.m.—approximately one minute after the Shooting—another individual entered Vehicle-1 and drove away from the scene of the Shooting.

¹ “Ty” is a shortened version of the first name of TYRIEK SKYFIELD, the defendant.

1227 East 222nd Street

g. On or about July 22, 2023, at approximately 9:58 p.m.—approximately two minutes after the Shooting—an individual who, based on appearance and proximity, I believe to be Shooter-1, walked into a building located at 1227 East 222nd Street, which is located approximately two blocks from the scene of the Shooting.



Map of 1765 Needham Ave and 1227 East 222nd Street

h. Approximately five minutes later, Shooter-1 walked out of 1227 East 222nd Street and entered a white SUV.



Shooter-1 entering white SUV near 1227 East 222nd Street

i. The vehicle used at the scene of the Shooting and the vehicle that, approximately seven minutes later, picked up Shooter-1 approximately two blocks away near 1227 East 222nd Street, are white SUVs with black tires, a white license plate, and a build consistent with that of a white BMW X6. I therefore believe that these are the same vehicle, that is, Vehicle-1.

NYPD Officers Confirm Victim-1 Was Shot

j. On or about July 22, 2023, at approximately 11:35 p.m., an NYPD officer interviewed an emergency medical technician (“EMT”) employed by the New York City Fire Department who aided Victim-1. The EMT informed the NYPD officer, in substance and in part, that Victim-1 had suffered a gunshot wound to the heel of his right foot.

NYPD Officers Recover Shell Casing

k. Upon canvassing the scene on the night of the shooting, NYPD officers found fragments of one bullet in the pavement at the scene. During a daylight canvass the following day, officers found a 9mm Luger caliber shell casing from a second bullet in a nearby yard.

IDENTIFICATION OF SHOOTER-1 AS TYRIEK SKYFIELD

4. Based on my review of NYPD reports and records, and my discussions with other law enforcement personnel, I have learned the following:

a. On or about July 23, 2023, at approximately 2:58 a.m., a white SUV with black tires, a white license plate, and a build consistent with that of a white BMW X6, arrived and parked near a club located at the intersection of Atlantic Avenue and Woodhaven Boulevard in Queens (“the Club”).

b. License Plate Reader (“LPR”) records confirm that, approximately fourteen minutes later, a white BMW X6 was parked near the Club. LPR records further show that earlier in the evening, at approximately 7:13 p.m., the same vehicle, bearing the same license plate, was located in the neighborhood of the Shooting—specifically, at the intersection of Boston Road and East 213th Street (approximately a three minutes’ drive from the scene of the Shooting).

c. I therefore believe that the white BMX X6 SUV that was used in the Shooting and the white BMW X6 SUV that later parked near the Club are the same vehicle, that is, Vehicle-1.

d. On or about July 23, 2023, at approximately 2:58 a.m., an individual with long braided hair wearing a white T-shirt (“Individual-1”) exited Vehicle-1 near the entrance of the Club. Approximately two minutes later, Individual-1 walked toward the entrance of the Club.

e. On or about July 23, 2023, at approximately 3:00 a.m., Individual-1 presented proof of identification to a Club employee and entered the Club.



Individual-1 outside the entrance of the Club (left) and entering the Club (right)

f. The identification card scanned by the Club's identification system at the timestamp of the video footage when Individual-1 presented proof of identification to enter the Club, as depicted above, indicates that Individual-1's name is TYRIEK SKYFIELD, the defendant.

g. On or about August 15, 2023, TYRIEK SKYFIELD was arrested by the NYPD based on probable cause to believe he committed the Shooting, as set forth in an NYPD investigative card. SKYFIELD answered questions from NYPD officers following his arrest, after being advised of, and waiving, his *Miranda* rights. During questioning, SKYFIELD acknowledged that he was the individual shown in a still image, depicted above (right), of video footage from a camera located at the entrance of the Club on July 23, 2023.

5. Accordingly, I believe that Individual-1 and Shooter-1 are the same person, and that person is TYRIEK SKYFIELD, the defendant.

MANUFACTURE OF AMMUNITION AND FELON STATUS

6. Based on my discussions with a Special Agent from the Bureau of Alcohol, Tobacco, Firearms and Explosives who is familiar with the manufacturing of firearms and ammunition, and who reviewed certain of the shell casing evidence collected by the NYPD, I know that the shell casing recovered from the location of the Shooting was not manufactured in New York State.

7. Based on my review of law enforcement and court databases, I know that on or about September 17, 2013, TYRIEK SKYFIELD, the defendant, pled guilty in the United States District Court for the Southern District of New York to possession, use, and carrying of a firearm, which was discharged, during and in relation to attempted Hobbs Act robbery, in violation of 18 U.S.C. § 924(c), a felony, and was sentenced to a term of ten years' imprisonment. Following the Supreme Court's decision in *United States v. Taylor*, 142 S. Ct. 2015 (2022), holding that attempted Hobbs Act robbery is not a crime of violence, the Government consented to the grant of

SKYFIELD's motion pursuant to 28 U.S.C. § 2255 to vacate his prior conviction. On or about December 9, 2022, SKYFIELD pled guilty to Hobbs Act robbery, in violation of 18 U.S.C. § 1951, a felony, and was sentenced to time served, which was approximately 7.75 years' imprisonment.

WHEREFORE, I respectfully request that a warrant be issued for the arrest of TYRIEK SKYFIELD, the defendant, and that he be arrested, and imprisoned or bailed, as the case may be.

/s authorized electronic signature

STEVEN CONNOLLY
Investigator, New York State Police
Task Force Officer, United States Attorney's Office
for the Southern District of New York

Sworn to me through the transmission of
this Complaint by reliable electronic
means (telephone), this 22nd day of August, 2023.



THE HONORABLE SARAH NETBURN
United States Magistrate Judge
Southern District of New York