

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No.
Court File No.

20A05144
27-CR-20-9749

State of Minnesota,

Plaintiff,

vs.

DEMARCO LAVELLE GUNN DOB: 06/23/1993

NPA

Defendant.

COMPLAINT

Order of Detention

The Complainant submits this complaint to the Court and states that there is probable cause to believe Defendant committed the following offense(s):

COUNT I

Charge: Aggravated Robbery-1st Degree

Minnesota Statute: 609.245.1, with reference to: 609.245.1, 609.11.5(a), 609.05.1, 609.05.2

Maximum Sentence: 20 YEARS AND/OR \$35,000

Offense Level: Felony

Offense Date (on or about): 04/16/2020

Control #(ICR#): 20000926

Charge Description: That on or about 4/16/2020, in Hennepin County, Minnesota, DEMARCO LAVELLE GUNN, acting alone or intentionally aiding, advising, hiring, counseling, or conspiring with DAJONE LAMAR TURNER took personal property from the person or in the presence of a victim, knowing that Defendant was not entitled to the property and used and/or threatened the imminent use of force against the victim to overcome their resistance or powers of resistance to or to compel acquiescence in the taking or carrying away of the property, while using a firearm.

Minimum Sentence: 3 YEARS

COUNT II

Charge: Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence

Minnesota Statute: 624.713.1(2), with reference to: 609.11.5(b), 624.713.2(b)

Maximum Sentence: 15 YEARS AND/OR \$30,000

Offense Level: Felony

Offense Date (on or about): 04/16/2020

Control #(ICR#): 20000926

Charge Description: That on or about 4/16/2020, in Hennepin County, Minnesota, DEMARCO LAVELLE GUNN possessed ammunition or a firearm and DEMARCO LAVELLE GUNN has been convicted or adjudicated delinquent in this state or elsewhere of a crime of violence, Assault in the 2nd Degree, on March 15, 2016.

Minimum Sentence: 5 YEARS

STATEMENT OF PROBABLE CAUSE

Complainant has investigated the facts and circumstances of this offense and believes the following establishes probable cause:

On April 16, 2020 at approximately 8:07 p.m., Edina Police responded to a CVS pharmacy in Edina, Hennepin County, Minnesota on a report of an armed robbery in progress.

Upon arrival, officers were advised by witnesses that the suspects had fled the store. A tracking device from the pharmacy was activated and began to transmit information to police dispatch regarding the suspects' location. Police pursued and located the suspect vehicle northbound on Xerxes Avenue. Police attempted to stop the vehicle, and the driver, later identified as DAJONE LAMAR TURNER, Co-Defendant herein, fled police at speeds reaching approximately 100 miles per hour. Defendant Turner eventually lost control of the vehicle and crashed violently into a residential property along Xerxes.

Defendant Turner was arrested from the driver's side of the vehicle. DEMARCO LAVELLE GUNN, Defendant herein, was also arrested from inside the vehicle.

Evidence collected from witness statements and pharmacy surveillance footage revealed that Defendant Turner and Defendant Gunn entered the pharmacy at just after 8:00 p.m. wearing black clothing with their faces partially concealed. Defendants walked to the pharmacy and into the employee area. Defendant Gunn grabbed an employee by the arm and ordered him to the ground at gunpoint. Defendant Gunn then grabbed another employee by the neck and ordered her the ground. As Defendant Turner obtained a garbage bag from the pharmacy, Defendant Gunn pulled the store manager, who had walked into the area, to the ground.

Defendant Turner ordered an employee to open the medication safe, which she did. While waiting for the time-delayed safe to open, Defendant Turner ordered the employee to place pills from a pharmacy shelf into the garbage bag. After the medication safe unlocked, the employee opened it. Defendant Turner then filled the garbage bag with medication bottles from the safe.

Defendants Turner and Gunn left the pharmacy and drove away in a Dodge Durango with missing license plates. Law enforcement later learned that the Durango had been reported stolen from a rental company in Osseo.

After the crash on Xerxes, police searched the Durango. On the driver's side floorboard police recovered a 9mm handgun. Inside the vehicle, law enforcement also recovered the following controlled substances in sealed, labeled pharmacy packaging:

2,055 hydrocodone pills - Schedule II controlled substance

2,847 oxycodone pills - Schedule II controlled substance

1,349 alprazolam pills - Schedule IV controlled substance

Defendants Turner and Gunn were both arrested wearing the clothing in which they are depicted in the pharmacy security footage.

Defendant Gunn was previously convicted of Assault in the Second Degree (firearm) on March 15, 2016 in court file number 27-CR-15-26347. Defendant Gunn is currently on felony probation in that case.

Defendant Gunn is in custody.

SIGNATURES AND APPROVALS

Complainant requests that Defendant, subject to bail or conditions of release, be:
(1) arrested or that other lawful steps be taken to obtain Defendant's appearance in court; or
(2) detained, if already in custody, pending further proceedings; and that said Defendant otherwise be dealt with according to law.

Complainant declares under penalty of perjury that everything stated in this document is true and correct. Minn. Stat. § 358.116; Minn. R. Crim. P. 2.01, subds. 1, 2.

Complainant

Morgan Piper
Detective
4801 50th Street W
Edina, MN 55424
Badge: 194

Electronically Signed:
04/17/2020 03:43 PM
Hennepin County, Minnesota

Being authorized to prosecute the offenses charged, I approve this complaint.

Prosecuting Attorney

Paige L Starkey
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
04/17/2020 03:41 PM

FINDING OF PROBABLE CAUSE

From the above sworn facts, and any supporting affidavits or supplemental sworn testimony, I, the Issuing Officer, have determined that probable cause exists to support, subject to bail or conditions of release where applicable, Defendant's arrest or other lawful steps be taken to obtain Defendant's appearance in court, or Defendant's detention, if already in custody, pending further proceedings. Defendant is therefore charged with the above-stated offense(s).

SUMMONS

THEREFORE YOU, THE DEFENDANT, ARE SUMMONED to appear on _____, _____ at _____ AM/PM before the above-named court at the address listed on the attached court summons to answer this complaint.

IF YOU FAIL TO APPEAR in response to this SUMMONS, a WARRANT FOR YOUR ARREST shall be issued.

WARRANT

To the Sheriff of the above-named county; or other person authorized to execute this warrant: I order, in the name of the State of Minnesota, that the Defendant be apprehended and arrested without delay and brought promptly before the court (if in session), and if not, before a Judge or Judicial Officer of such court without unnecessary delay, and in any event not later than 36 hours after the arrest or as soon as such Judge or Judicial Officer is available to be dealt with according to law.

Execute in MN Only

Execute Nationwide

Execute in Border States

ORDER OF DETENTION

Since the Defendant is already in custody, I order, subject to bail or conditions of release, that the Defendant continue to be detained pending further proceedings.

Bail: \$500,000.00

Conditions of Release:

This complaint, duly subscribed and sworn to or signed under penalty of perjury, is issued by the undersigned Judicial Officer as of the following date: April 17, 2020.

Judicial Officer

Thomas Fraser
District Court Judge

Electronically Signed: 04/17/2020 03:44 PM

Sworn testimony has been given before the Judicial Officer by the following witnesses:

**COUNTY OF HENNEPIN
STATE OF MINNESOTA**

State of Minnesota

Plaintiff

vs.

DEMARCO LAVELLE GUNN

Defendant

*LAW ENFORCEMENT OFFICER RETURN OF SERVICE
I hereby Certify and Return that I have served a copy of this Order of
Detention upon the Defendant herein named.*

Signature of Authorized Service Agent:

DEFENDANT FACT SHEET

Name: DEMARCO LAVELLE GUNN
DOB: 06/23/1993
Address: NPA
Alias Names/DOB:
SID: MN13GB0528
Height:
Weight:
Eye Color:
Hair Color:
Gender: MALE
Race: Black
Fingerprints Required per Statute: Yes
Fingerprint match to Criminal History Record: Yes
Driver's License #:
SILS Person ID #: 746416
SILS Tracking No. 3168813
Alcohol Concentration:

STATUTE AND OFFENSE GRID

Cnt Nbr	Statute Type	Offense Date(s)	Statute Nbrs and Descriptions	Offense Level	MOC	GOC	Controlling Agencies	Case Numbers
1	Charge	4/16/2020	609.245.1 Aggravated Robbery-1st Degree	Felony	R1223	X	MN0270600	20000926
	Modifier	4/16/2020	609.05.1 Liability for Crimes of Another-Intentional	No-Level	R1223	X	MN0270600	20000926
	Modifier	4/16/2020	609.05.2 Liability for Crimes of Another-Reasonably Forseeable	No-Level	R1223	X	MN0270600	20000926
	Penalty	4/16/2020	609.245.1 Aggravated Robbery-1st Degree	Felony	R1223	X	MN0270600	20000926
	Penalty	4/16/2020	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	R1223	X	MN0270600	20000926
2	Charge	4/16/2020	624.713.1(2) Possess Ammo/Any Firearm - Conviction or Adjudicated Delinquent for Crime of Violence	Felony	W1623		MN0270600	20000926
	Penalty	4/16/2020	624.713.2(b) Possesses any type of firearm/ammo - Crime of Violence - ineligible under 624.713.1(2)	Felony	W1623		MN0270600	20000926
	Penalty	4/16/2020	609.11.5(b) Minimum Sentences of Imprisonment-Firearm-Felon Convicted Crime of Violence	Felony	W1623		MN0270600	20000926