

State of Minnesota
County of Hennepin

District Court
4th Judicial District

Prosecutor File No. 21A05700
Court File No. 27-CR-21-10784

State of Minnesota,
Plaintiff,
vs.

COMPLAINT
Order of Detention
 Amended

KEVION JAMAL GIBBS DOB: 05/16/1998
481 MATTHEWS GIN RD
WEST POINT, MI 39773
Defendant.

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: Murder - 2nd Degree - With Intent-Not Premeditated
Minnesota Statute: 609.19.1(1), with reference to: 609.11.5(a), 609.19.1, 609.11.9
Maximum Sentence: 40 YEARS
Offense Level: Felony

Offense Date (on or about): 06/05/2021

Control #(ICR#): 21121573

Charge Description: That on or about 6/5/2021, in Minneapolis, in Hennepin County, Minnesota, KEVION JAMAL GIBBS, caused the death of Victim, a human being, with intent to effect the death of that person or another, but without premeditation, while using a firearm.
Minimum Sentence: 3 YEARS

COUNT II

Charge: Murder - 2nd Degree - Without Intent - While Committing a Felony
Minnesota Statute: 609.19.2(1), with reference to: 609.19.2(1), 609.11.5(a)
Maximum Sentence: 40 YEARS
Offense Level: Felony

Offense Date (on or about): 06/05/2021

Control #(ICR#): 21121573

Charge Description: That on or about 6/5/2021, in Minneapolis, in Hennepin County, Minnesota, KEVION JAMAL GIBBS, did without intent to effect the death of any person, cause the death of Victim, a human being, while committing or attempting to commit the felony offense of Assault 2 while using a firearm.
Minimum Sentence: 3 YEARS

STATEMENT OF PROBABLE CAUSE

PC AMENDED WITH ADDITIONAL INFORMATION IN ALL CAPS. NEW COUNT 1 ADDED. EXISTING COUNT 1 MOVED TO COUNT 2

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

On June 5, 2021, shortly after 2:00am bar close, Metro Transit Police officers near the Light Rail Transit platform at 5th and Hennepin, Minneapolis, Hennepin County, Minnesota, observed a large group of people leaving Augie's and moving toward a surface lot behind Augie's. Officers observed that there was a verbal confrontation going on between members of this larger group as they walked into the parking lot.

Officers observed that once in the parking lot, a member of the group, later identified as Victim, punched another male, causing that male to fall to the ground. Victim then began running away from the group. As Victim was running away, officers observed a male, later identified as KEVION JAMAL GIBBS, Defendant, draw a handgun and point it directly at Victim as he was running. Defendant tracked Victim with the gun as he moved. From approximately 5 feet away, as Victim ran past Defendant, Defendant fired two or three shots at Victim. Victim fell to the ground then picked himself back up. Victim continued running away until he fell near a fence at the edge of the parking lot.

Metro Transit officers chased Defendant toward Defendant's vehicle. Officers shot Defendant once in the leg and was arrested. Defendant discarded his weapon on the ground near where he was taken into custody.

Officers tended to Victim, who was unresponsive and bleeding from gunshot wounds. Victim was transported to the hospital where he was declared dead. Preliminary findings from the Hennepin County Medical Examiner are that Victim died of multiple gunshot wounds, including one shot to the posterolateral right chest. THESE FINDINGS INDICATE THAT VICTIM WAS SHOT THREE TIMES IN THE TORSO. ONE SHOT ENTERED VICTIM'S CHEST ON THE LEFT SIDE AND PASSED THROUGH HIS HEART. A SECOND SHOT ENTERED VICTIM'S CHEST ON THE LEFT SIDE AND TRAVELED THROUGH HIS ABDOMEN, STRIKING HIS COLON AND KIDNEY. THE THIRD SHOT ENTERED VICTIM'S RIGHT CHEST BEFORE EXITING HIS RIGHT SIDE AND GRAZING HIS ARM.

After being treated for his gunshot wound, Defendant was interviewed at the hospital after waiving his rights per Miranda. He stated that he was attempting to get his family members away from the confrontation with two males that had started inside Augie's. Defendant stated he observed Victim punch his brother. Defendant claimed that Victim also punched him, and that he pulled out his gun and fired two or three shots at the ground to defend himself and get the group to disperse. Body-worn camera of the shooting, however, shows that Defendant pointed the gun directly at Victim before firing.

Defendant 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

Chris Thomsen
Sergeant
350 S 5th St
Minneapolis, MN 55415-1389
Badge: 7201

Electronically Signed:
06/08/2021 01:18 PM
Hennepin County, Minnesota

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

Prosecuting Attorney

James Hanneman
300 S 6th St
Minneapolis, MN 55487
(612) 348-5550

Electronically Signed:
06/08/2021 01:13 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 as directed in the Notice of Hearing before the above-named court 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: \$1,000,000.00

Conditions of Release: No Possession of Weapons; Other: Sign waiver of extradition

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: June 8, 2021.

Judicial Officer

Luis Bartolomei
District Court Judge

Electronically Signed: 06/08/2021 02:35 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.

KEVION JAMAL GIBBS

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: KEVION JAMAL GIBBS
DOB: 05/16/1998
Address: 481 MATTHEWS GIN RD
WEST POINT, MI 39773

Alias Names/DOB:

SID: MN21CX8447

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 #: 893330

SILS Tracking No. 3229876

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	6/5/2021	609.19.1(1) Murder - 2nd Degree - With Intent-Not Premeditated	Felony	H2013		MN0271100	21121573
	Modifier	6/5/2021	609.11.9 Minimum Sentences of Imprisonment - Applicable Offenses	No-Level	H2013		MN0271100	21121573
	Penalty	6/5/2021	609.19.1 Murder - 2nd Degree	Felony	H2013		MN0271100	21121573
	Penalty	6/5/2021	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	H2013		MN0271100	21121573
2	Charge	6/5/2021	609.19.2(1) Murder - 2nd Degree - Without Intent - While Committing a Felony	Felony	H2813		MN0271100	21121573
	Penalty	6/5/2021	609.11.5(a) Minimum Sentences of Imprisonment-Firearm Use or Possession	Felony	H2813		MN0271100	21121573
	Penalty	6/5/2021	609.19.2(1) Murder - 2nd Degree - Without Intent - While Committing a Felony	Felony	H2813		MN0271100	21121573