

STATEMENT OF PROBABLE CAUSE, cont.

G.S.S. & C. No. 21-104359 Page 1 of pages

Name of Arrested Party Neshan Johnson Date of Birth 03/19/02

Date and Time of Arrest 02/21/21

Name of Officer Making Statement (Last, First, Middle Initial) Marty Smith	Serial No. 91016
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COMPLETE THIS SECTION ONLY IF THIS IS AN ORIGINAL STATEMENT OF PROBABLE CAUSE

I am a police officer for the City and County of Denver, Colorado, and have knowledge regarding the arrest of the above named party for the below listed offense, which offense occurred on the date of 02/20/20 at 10:45 a.m. p.m. at the location of West Colfax and I-25 in the City and County of Denver, State of Colorado.

Municipal Code of the City and County of Denver; Violation: VEH ELUDING, 18-9-116.5- F5
 Colorado Revised Statutes; Violation 18-3-102(1)(a);18-2-101 crim att to commit murder in 1st degree, class 2 Felony.

VICTIM'S FULL NAME AND DATE OF BIRTH ARE MANDATORY.				Victim/Witness Address Confidential? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Victim's Last Name	First	Middle	DOB	SSN	Business Phone
██████████	██████████		10/██/88		()
Home Address			City	State, Zip	Home Phone
					()
If leaving home, address where victim can be located					

Probable Cause:

On February 19, 2021, at 7:50 p.m., DPD Officers responded to the McDonalds located at 2850 W Alameda Avenue on a report of a shooting. Employees advised Officers that a dark colored Honda pulled up to the drive-up window. An occupant in the Honda became engaged in a dispute with the employee at the drive through. An unknown male exited the Honda from the front passenger seat and started to menace employees in the store by pointing a handgun at them. The Honda pulled forward and three shots were fired into the occupied restaurant. Surveillance cameras captured the Honda Accord, bearing Colorado license plate # ██████████, which was reported stolen out of Aurora and involved in a shooting in North east Denver on February 18, 2021.

On February 20, 2021, at 10:45 p.m. DPD Officers responded to a shooting at West Colfax Avenue and I-25. When Officers arrived, they found an unknown female sitting in a 2008 Land Rover SUV, bearing Colorado license plate ██████████. The land Rover was sitting in lane #3 facing west. The female, who has been positively identified as, ██████████, dob: 10/██/1988 was suffering from at least one gunshot wound to the head. ██████████ was transported to DHMC by ambulance. Her prognosis is not good, she is in extremely critical condition. ██████████ was the driver and sole occupant of the Range Rover. The Range Rover has eight bullet defects in the windshield. A witness to the shooting described the suspect vehicle as a four-door dark colored Honda. The witness observed the suspect standing next to the passenger side of the car and fire a gun six times into the Range Rover. The witness said the suspect vehicle then traveled west on Colfax Avenue. Two spent 223 shell casings were recovered from the street in front of the Range Rover.

On February 21, 2021, at approximately 12:01a.m., District Four Officer Katie Phillips, 19066, observed a dark colored four door Honda traveling north on Federal Blvd near exposition. Officer Phillips observed a large dent in the driver's side of the Honda, and she recognized this car as the car that was involved in the shooting at the McDonalds. Officer Phillips had seen still videos of this car, taken from the McDonalds surveillance system. Officer Phillips got behind the Honda and was able to confirm this was the suspect vehicle based off of the license plate ██████████. Officer Phillips aired the suspect vehicle information and began following and airing her direction of travel. Officer Phillips activated lights and siren and the driver refused to stop. At approximately 12:03 a.m., Officer Phillips indicated the suspect car was traveling north on Tejon Street, passing Alameda. The suspect car crashed into a large wooden pole on Tejon Street about a block north of Alameda, knocked a fire hydrant off of its base, and slammed through a chain link fence and came to rest in the front yard of 1595 W

Byers Place. Officer Phillips called out that three males got out of the suspect car and ran. Officers immediately set up a perimeter. Members of the DPD Metro Swat and K-9 units responded and conducted a search for the three suspects that ran from the vehicle. Neshan Johnson was found hiding in a shed behind 1547 W Byers Place. After taking Johnson into custody, a search was conducted of the shed. Sixteen live rounds of 22 caliber ammunition and 1 223 caliber shell casing was recovered from the floor area of the shed.

Detective Smith observed the suspect vehicle (Honda) at 1595 W Byers place. In plain view in the back seat are 2 AR-15 rifles.

██████████ dob: ██████████ and ██████████ dob: ██████████ were also taken into custody within the perimeter that was established.

At 5:20 a.m., Detective Lou Estrada began a video recorded interview with Neshan Johnson, dob: 03/19/2002. Johnson said ██████████

At 10:00 a.m., Detective Marty Smith started a video recorded interview with ██████████ and ██████████. They chose to not talk about this investigation.

At 10:40 a.m., After Juvenile advisement Detective Estrada began a video recorded interview with ██████████ dob: ██████████ said ██████████

██████████ stated ██████████

During the interview ██████████ viewed a photo array and positively identified Nashon Johnson – aka “Rashon” as the driver of the Honda. ██████████ viewed a single photo of ██████████ and positively identified ██████████ as the individual he saw shooting the AR-15. (LAE)

At 12:48 p.m., Detective Estrada began another video recorded interview with Neshan Johnson. Johnson then ██████████

Johnson said ██████████

Johnson

I swear under penalty of perjury that the above statements made by me are true to the best of my knowledge and belief.

Signature of officer making statement of probable cause

Probable Cause FOUND

Probable Cause NOT FOUND

Comments: _____

Signature of Judge/Magistrate

Printed Name

Date & Time of Determination