

AFFIDAVIT OF DANIEL P. CONLON
IN SUPPORT OF A CRIMINAL COMPLAINT

I, Daniel P. Conlon, being duly sworn, state that the following is true to the best of my knowledge, information, and belief:

INTRODUCTION AND AGENT BACKGROUND

1. I have been a Special Agent with the Federal Bureau of Investigation (“FBI”) for approximately 27 years. I initially was assigned to the FBI’s New York Division, where I worked Organized Crime matters for approximately seven years in New York City. In 2003, I was assigned to a Violent Crime Squad at the White Plains (NY) Resident Agency where I worked drug and weapons-related crimes for approximately 18 years. I currently am assigned to the Lakeville Resident Agency within the FBI’s Boston Division, where I investigate a wide variety of federal criminal offenses, including bank robberies, drug and weapons-related crimes, and white-collar crime offenses, including public corruption and health care fraud. I have been an affiant on numerous affidavits for criminal complaints, Title III intercepts, and search and seizure warrants involving bank accounts, residences, vehicles, and cellular telephones. My investigations have included the use of surveillance techniques and the execution of search, seizure, and arrest warrants.

4. I make this affidavit in support of a criminal complaint charging Omar O. Johnson (“Johnson”), DOB: XX/XX/1983, and Miquel A. Jones (“Jones”), DOB: XX/XX/1991, with the armed robbery on Thursday, November 17, 2022 of a branch of the Rockland Trust bank, located at 257 Edgartown Road in Tisbury, Massachusetts, in violation of 18 U.S.C. §§ 2113(a) and (d) and 18 U.S.C. § 2. On the date of the robbery, Rockland Trust was insured by the Federal Deposit Insurance Corporation. The facts stated herein are based on my own personal involvement with this investigation, as well as on information provided to me by other law enforcement officers

involved in the investigation. In submitting this affidavit, I have not included each and every fact known to me about this investigation; rather, I am only submitting enough evidence to establish the requisite probable cause.

THE ROBBERY OF ROCKLAND TRUST BANK ON NOVEMBER 17, 2022

5. On Thursday, November 17, 2022, at approximately 8:15 AM, the Tisbury Police Department was dispatched to the Rockland Trust bank, located at 257 Edgartown Road in Tisbury, Massachusetts, in response to a report of a burglar alarm.

6. A Tisbury Police Officer responded while on patrol and in uniform. Upon his arrival at the Rockland Trust bank, the officer spoke with three bank employees who appeared to be in distress because of an armed bank robbery that just had occurred. The officer immediately requested back up and a large law enforcement response was initiated.

7. Upon arriving at the bank, law enforcement officers interviewed the three bank employees who were present during the robbery and also reviewed surveillance footage of the bank. The information provided by the bank employees was consistent with what law enforcement observed on the bank's surveillance video. Law enforcement learned that the three employees were entering the bank together to open the bank for the day when they were forced through the rear door of the Rockland Trust bank by three masked assailants ("the robbers") who appeared to be armed with semi-automatic handguns. The robbers wore all black or dark-colored clothing and matching masks that resembled the face of an elderly man with exaggerated facial features. One of the employees described one of the robbers as speaking with an accent that sounded Jamaican. The surveillance video shows that one of the robbers was wearing tan "Timberland" styled boots, another was wearing white sneakers, and the third was wearing dark-colored footwear. It also shows one of the robbers holding what appeared to be a "walkie-talkie"

handheld radio in his hand as he entered the bank.

8. According to the employee victims, once the robbers had gained access to the bank, they held a gun to the head of the bank manager and forced him to open and access the working vault that was located on the ground level of the bank. As the manager was opening the vault, the robbers kept a gun pointed in his face. The robbers removed a sum of U.S. currency from the vault and placed it into a duffle bag. A post-robbery audit determined that the robbers took \$39,100.00. The quantities of denominations of the stolen funds are as follows:

$$(200) \times \$100 = \$20,000$$

$$(100) \times \$50 = \$5,000$$

$$(300) \times \$20 = \$6,000$$

$$(300) \times \$10 = \$3,000$$

$$(800) \times \$5 = \$4,000$$

$$(550) \times \$2 = \$1100$$

9. The employee victims reported that they were then bound with duct tape and plastic restraints. They indicated that the robbers then began searching the employee victims' personal belongings and demanding access to their vehicles. At that time, the employee victims reported, one of the bank employees ("Employee 1") told the robbers that the key fob to his/her vehicle was in the vehicle, which was parked outside the bank.

10. The robbers then left the bank; took Employee 1's vehicle, a black Nissan Murano ("the Murano"); departed the bank property; and fled the area.

THE INITIAL INVESTIGATION AND INTERVIEWS OF JONES

11. Shortly after the robbers departed the Rockland Trust bank, state and local law enforcement located the Murano in the parking lot of the Manuel Correllus State Forest, which is

located on Barnes Road in Edgartown, Massachusetts. The Correllus State Forest's parking lot is approximately 2.3 miles from the Rockland Trust bank. Law enforcement determined through surveillance footage recorded by a passing public bus that at approximately 8:29 AM, just minutes after the robbers departed the bank, the Murano was parked in the parking lot at the state forest, and a dark-colored, blue or black sedan left the parking lot. The sedan was missing a hub cap on the rear, driver's side of the vehicle.

12. Employee 1 consented to allow law enforcement to search the Murano. The Murano was towed to the Oak Bluffs State Police barracks where it was searched. The state police investigators found duct tape and pieces of green shrub-like vegetation located in the vehicle.

13. On Thursday, November 18, 2022, before any details regarding the robbery had been publicized, a person known to local law enforcement came forward with information relevant to this investigation ("Person 1").¹ Person 1 told law enforcement that on November 4, 2022, he was in a car with an individual known as "Tallman." Person 1 stated that he did not know "Tallman's" real name. While in the car, "Tallman" told Person 1 that a friend of his known as "Miquel" was planning a bank robbery of the Rockland Trust bank in Tisbury and that he, "Miquel," was looking for someone to help him. "Tallman" further stated that "Miquel" had guns and masks and planned on using them during the robbery. "Tallman" also told Person 1 that the robbery was to take place sometime in November 2022.

14. On November 18, 2022, law enforcement reviewed surveillance video from the

¹ The identity of Person 1 is known to law enforcement. However, this investigation is ongoing and public disclosure of Person 1's actual name potentially would compromise his/her safety and/or alert the investigation's targets and cause them to flee or destroy evidence. Accordingly, to preserve the confidentiality and integrity of the ongoing investigation and to protect Person 1, the actual name of Person 1 remains undisclosed in this affidavit.

Steamship Authority terminal in Vineyard Haven. The video showed the following: On November 17, 2022, at approximately 8:57 AM, a silver sedan² entered the Stop & Shop parking lot located directly across the road from the Steamship Authority terminal. Two Black males exited the vehicle and entered the Steamship Authority terminal building. At approximately 9:00 AM, the two males bought ferry tickets, for which they paid in cash. At approximately 9:02 AM, the two males returned to the silver sedan in the Stop & Shop parking lot. At approximately 9:21 AM, the two males exited the silver sedan, returned to the Steamship Authority terminal, and boarded a ferry. At approximately 9:53 AM, a dark blue or black sedan³ missing a rear hubcap on its driver's side entered the Stop & Shop parking lot. At approximately 9:55 AM, a subject unknown at the time,⁴ who was wearing a blue-colored hooded sweatshirt, exited the passenger side of the dark blue or black sedan and went to the silver sedan, at which point he entered the driver's seat of the silver sedan. Law enforcement noted that the dark-colored sedan then left the Stop & Shop parking lot. At approximately 10:01 AM, the subject wearing the blue hooded sweatshirt exited the silver sedan and began to walk toward the Steamship Authority terminal building. Shortly after, the subject walked across the street and entered the Steamship Authority lot where he stopped momentarily before returning to the silver sedan. At this time, the subject appeared to be using a cellular phone and appeared to be a Black male. At approximately 10:04

² As outlined below, law enforcement subsequently determined that this car is a silver Nissan Maxima that is registered to Johnson's wife at Johnson's address in Canterbury, New Hampshire. *See infra* ¶ 16.

³ As outlined below, law enforcement subsequently determined that this car is a black, 2007 Hyundai Elantra that was registered to Johnson at his Canterbury, New Hampshire address. *See infra* ¶ 17.

⁴ As outlined below, this individual wearing a blue hooded sweatshirt subsequently was identified by both Johnson and Jones as Johnson. *See infra* ¶¶ 24, 47.

AM, this Black male in the blue hooded sweatshirt left the silver sedan and returned to the Steamship Authority parking lot. At approximately 10:05 AM, the Black male wearing the blue hooded sweatshirt entered the Steamship Authority terminal building and had a brief conversation with an employee before returning to the silver sedan in the Stop and Shop parking lot. At approximately 10:10 AM, the Black male drove the silver sedan up to the Steamship Authority terminal's vehicle reservation clerk booth. The silver sedan then drove to the standby vehicle lane in the Steamship Authority's parking lot. At approximately 10:15 AM, the Black male in the blue hooded sweatshirt left the silver sedan and entered the terminal ticket office. He purchased a vehicle ferry ticket, then returned to the silver sedan and, in that sedan, boarded a freight ferry at approximately 12:24 PM.

15. Steamship Authority sales records provided to law enforcement showed that the Black male in the blue hooded sweatshirt who purchased the vehicle ticket had provided the silver sedan's vehicle registration as New Hampshire registration 4577456. The Black male purchased the ticket using a Visa credit card in Jones's name.

16. According to New Hampshire Division of Motor Vehicles records, the silver sedan with New Hampshire registration 4577456 is a 2009 Nissan Maxima ("the Maxima") registered to a female⁵ at an address later determined to be Johnson's address in Canterbury, New Hampshire.

17. On Friday, November 18, 2022, a law enforcement officer at the Steamship Authority Terminal in Vineyard Haven observed a dark-colored Elantra driving in the area, which was missing a rear hub cap on the driver's side of the vehicle. The officer queried the vehicle's New Hampshire registration, which identified it as a black, 2007 Elantra that was registered to

5 The adult female has been identified by law enforcement as Johnson's wife. Her identity is redacted here to protect her privacy.

Johnson at the same Canterbury, New Hampshire address as the Maxima.

18. Law enforcement observed that the Elantra had a defective passenger-side brake light and, after the Elantra left the ferry terminal, conducted a motor vehicle stop on Beach Road in Tisbury, Massachusetts. The operator of the Elantra produced a Jamaican Driver's License, which identified him as Jones.

19. Law enforcement asked Jones if he was willing to come to the Oak Bluffs Police Department and speak with the police. Jones was told that he was not under arrest, was free to leave, and did not have to come to the station. Jones agreed to be interviewed and was transported to the station. The Elantra was secured and transported to the State Police Barracks in Oak Bluffs.

20. Law enforcement brought Jones to an interview room at the Oak Bluffs Police Department. Jones was administered and waived his *Miranda* rights and agreed to be interviewed. The interview was audio recorded.

21. Law enforcement questioned Jones about the presence of the Elantra in the state forest parking lot on November 17, 2022. Jones initially told investigators that he had parked at the state forest during the morning hours, at approximately 8:20 AM, but later said he was at a different parking lot near his place of employment. Jones became evasive and over the course of the interview was inconsistent about the Elantra being in the parking lot, and who was in the vehicle with him.

22. Law enforcement officers confronted Jones with the November 17, 2022, bus surveillance photo that pictured the Elantra in the state forest parking lot. Jones confirmed that the vehicle in the printed picture was the same vehicle that he was operating when he was stopped by law enforcement. Jones indicated that he had been in physical possession of the Elantra for approximately five weeks. Jones further stated he had been at his residence in Edgartown,

Massachusetts (“Residence 1”),⁶ both prior to the time of the robbery and after the robbery, and informed law enforcement that he works with the spouse of Employee 1, who as described above was a victim in the robbery and whose vehicle was taken during the robbery.

23. Jones also told law enforcement that on November 17, 2022, he transported Johnson to the Stop and Shop parking lot in Tisbury. This is consistent with the Steamship Authority surveillance footage obtained by law enforcement, which showed the Elantra pulling into the Stop and Shop parking lot, at approximately 9:53 AM; a person in a blue hooded sweatshirt exiting the Elantra; and that person entering the Maxima. Jones told investigators that Johnson had traveled to Martha’s Vineyard via the Steamship Authority on November 16, 2022, in a silver/gray sedan. Jones told investigators that he, Jones, never left the island or authorized anyone to purchase ferry tickets to leave the island using his Visa credit card.

24. During the interview, Jones was shown multiple screenshot images of the Steamship Authority surveillance footage, including images of the three unknown Black males associated with the Elantra. Jones identified one Black male, wearing a grey hooded sweatshirt, as Person 2,⁷ and another Black male, wearing a blue hooded sweatshirt, as Johnson. Jones explained that Johnson is the brother of Jones’s significant other. Jones also stated that Johnson

⁶ The location of Residence 1 is known to law enforcement. However, this investigation is ongoing and public disclosure of its address potentially would alert the investigation’s targets and cause them to flee or destroy evidence. Accordingly, to preserve the confidentiality and integrity of the ongoing investigation, the address of Residence 1 remains undisclosed in this affidavit.

⁷ The identity of Person 2 is known to law enforcement. However, this investigation is ongoing and public disclosure of Person 2’s actual name potentially would compromise his/her safety and/or alert the investigation’s targets and cause them to flee or destroy evidence. Accordingly, to preserve the confidentiality and integrity of the ongoing investigation and to protect Person 2, the actual name of Person 2 remains undisclosed in this affidavit.

was at Residence 1 with Jones on Wednesday, November 16, 2022, and remained overnight there until Thursday, November 17, 2022.

25. During the interview, state and local law enforcement observed a green, vegetation-like leafy material on Jones's shoe. This was consistent with the material that had been found in the Murano.

26. Also during the interview, Jones provided verbal and written consent for investigators to search his cellular telephone. On November 19, 2022, investigators forensically extracted and then reviewed the contents of Jones's phone. It revealed that on November 16, 2022, at approximately 11:59 PM, Jones communicated with a person named "Racquel."⁸ Jones said: "Just came in from jomo them.... I'll call you in the morning babe... we on a lil mission so our calls won't go through till about 9 ok" and in a follow-up text Jones wrote "VPN stuff".⁹ Jones's phone did not reflect any other forms of communication or data outgoing until approximately 8:39 AM on November 17, 2022, when Jones received a call from "Tevin," who law enforcement knows to be Jones's work colleague and the husband of Employee 1.

27. State law enforcement searched a law enforcement database that aggregates public records with Johnson's name and date of birth. The results from that search identified a cellphone number of (XXX) XXX-3465 as being associated with Johnson. This number was saved as a contact in Jones's phone under the name "Jomo." Additionally, there were 115 phone calls between Jones and "Jomo," which started on October 2, 2022, and continued through November 17, 2022. After the Rockland Trust robbery on November 17, Jones called "Jomo" at 9:39:00

8 As is described below, law enforcement came to learn that Jones is married to a woman named "Racquel" who lives in Jamaica.

9 As is described below, law enforcement came to learn that "Jomo" is a nickname for Johnson. See *infra* ¶ 48.

AM for a duration of one minute, and again at 9:40:08 AM for a duration of four minutes 46 seconds. Jones received three phone calls from “Jomo” later that day, including one call at 10:03:03 AM. As stated above, the November 17 surveillance video from the Steamship Authority showed a Black male wearing a blue hooded sweatshirt holding and using a cellular phone between 10:01 AM and 10:04 AM.¹⁰

28. On November 19, 2022, at approximately 11:15 AM, Jones walked into the Oak Bluffs Police Department requesting to speak with a Massachusetts State Police (“MSP”) Trooper. He was informed that he was not under arrest and that he was free to leave at any time and then interviewed for a second time. State law enforcement believed Jones was untruthful throughout the entirety of the interview.

29. While the second interview was taking place, MSP investigators executed a search warrant of the Elantra that had been issued by the Edgartown District Court. They found three \$100 bills, two of which displayed sequential serial numbers; as well as one pair of white Nike sneakers and dark-colored clothing, which both were consistent with clothing worn by at least one of the robbers at the bank.

30. On November 19, 2022, Jones was arrested by Massachusetts state law enforcement on state charges of accessory after the fact with regard to the bank robbery. On November 28, 2022, Jones was charged with armed and masked bank robbery in the Edgartown District Court.

31. On November 20, 2022 at approximately 4:40 PM, after Jones had been arraigned, MSP Troopers interviewed Jones for a third time at the Dukes County Jail. Jones waived his *Miranda* rights and agreed to be interviewed. During the interview, Jones restated information

¹⁰ As described below, this person subsequently was identified by both Jones and Johnson as Johnson.

that he had provided in earlier interviews and indicated that Johnson and Person 2 were present with him, and stayed at, Residence 1, and remained there overnight on Wednesday, November 16, 2022, into Thursday, November 17, 2022.

32. On November 20, 2022, at approximately 7:00 PM, law enforcement interviewed A.C., who is a renter of Residence 1 in Edgartown. A.C. stated that Jones, Johnson, and Person 2 were not at the residence at Residence 1 on November 16, 2022, and were not there overnight into November 17, 2022. As described below, this account is consistent with cellular phone data that shows Jones and Johnson stayed at a different residence overnight on November 16 and into November 17.

NEW HAMPSHIRE SEARCH WARRANT AND INTERVIEW OF JOHNSON

33. On November 18, 2022, law enforcement went to Johnson's residence in Canterbury, New Hampshire, where the officer observed a vehicle which appeared to be the silver Maxima parked in the driveway. The officer was unable to observe the vehicle's registration plate clearly due to its distance from the street.

34. On November 21, 2022, federal law enforcement identified a State of New Hampshire Application for Resident Pistol/Revolver License application that Johnson submitted on July 16, 2022. The application is in Johnson's name, Omar Odion Johnson. It indicates that he is a Jamaican citizen. Johnson's address is in Canterbury, New Hampshire, and his telephone number is (xxx) xxx-3465. Johnson indicates on the application that he is a "Stay at Home dad" and is applying for a permit to carry a pistol in New Hampshire for "Self and Family Protection."

35. On November 21, 2022, three federal search warrants were issued by the United States District Court for the District of New Hampshire: (1) 22mj246-01-AJ, for Johnson's residence in Canterbury, New Hampshire; (2) 22mj248-01-AJ, for the Maxima; and (3) 22mj247-

01-AJ, for the person of Johnson.

36. On November 22, 2022, at approximately 3:00 AM, federal and state law enforcement searched Johnson's residence in Canterbury, New Hampshire pursuant to the federal warrant. During a search of the residence, law enforcement recovered a Glock 19 semi-automatic handgun.

37. The Maxima was seized and towed to the New Hampshire State Police ("NHSP") barracks in Concord, New Hampshire. At the barracks, law enforcement executed the search warrant for the Maxima. They found a Webster Bank deposit receipt in the driver's seat foot area, which showed that \$4,100 was deposited in two cash deposits at a terminal in Waterbury, Connecticut on November 20, 2022.

38. The first cash deposit was at 10:27 AM in the amount of \$3040.00. The quantities of denominations of cash deposited were listed as:

(7) x \$20 = \$140.00

(8) x \$50 = \$400.00

(25) x \$100 = \$2500.00

39. The second cash deposit was recorded at 10:29 AM in the amount of \$1060.00. The quantities of denominations of the second cash deposit were listed as follows:

(3) x \$20 = \$60.00

(20) x \$50 = \$1000.00

40. Also located in the vehicle was a money transfer receipt that displayed Johnson's name and reflected an electronic transfer of money to Jamaica in the amount of \$690.00, plus an additional \$10.00 fee for a total of \$700.00.

41. Johnson's wife was present at the Canterbury residence and agreed to speak with

investigators. She indicated that on Friday, November 18, 2022 (the day following the Rockland Trust bank robbery), Johnson had given her five \$100 bills. She also stated that Jones is married to a woman named Racquel who lives in Jamaica.

42. Johnson also was present at the Canterbury residence and agreed to speak with investigators. He was transported to the NHSP Barracks in Concord, New Hampshire, where he was administered and waived his *Miranda* rights and agreed to be interviewed. The transport and the interview were audio recorded. The following is a summary of the interview and not an intended to be a verbatim account of the complete interview.

43. Johnson explained to investigators that on Wednesday, November 16, 2022, he traveled to Martha's Vineyard on the Steamship Authority ferry. Johnson explained that he is a "stay at home dad" and that his wife was not scheduled to work last Thursday, November 17, 2022.

44. Johnson stated that upon driving off the Steamship Authority ferry in Tisbury, on Martha's Vineyard, on Wednesday, November 16, 2022, he met with Jones and Person 2 at "19." Johnson was unable to complete the entirety of the address where Jones was staying on Martha's Vineyard, and claimed he was unfamiliar with the location. Johnson stated that the purpose of his trip to Martha's Vineyard was to meet with Jones and discuss Jones's infidelities while in a relationship with Johnson's sister, with whom Jones has children in common. Johnson stated to investigators that he remained overnight at Jones's residence, in a second-floor bedroom.

45. Johnson stated that he was awoken the following morning, Thursday, November 17, 2022, by Jones knocking on the bedroom door at approximately 8:30 AM. Johnson stated that he was told by Person 2 that Person 2 wanted to leave Martha's Vineyard, at which time Johnson gave Person 2 the Maxima and Person 2 drove to the Steamship Authority in Tisbury. Johnson stated that later in the morning, he, Johnson, drove with Jones in the Elantra, and was subsequently

dropped off in the Stop and Shop parking lot across from the Steamship Authority, at which time he picked up his Maxima that Person 2 had driven there. Johnson stated that he departed Martha's Vineyard on the Steamship Ferry on Thursday, November 17, 2022, and picked up Person 2 in Woods Hole, upon driving off the ferry. Johnson stated that only he and Person 2 drove back to New Hampshire in the Maxima.

46. Law enforcement then provided Johnson with three photographs from Steamship Authority terminal surveillance footage from November 17, 2022. Consistent with Jones's prior identifications, Johnson identified himself wearing the blue hooded sweatshirt and Person 2 as the male wearing the grey hooded sweatshirt. Johnson stated that he did not know the third male, who was wearing a white jacket, and stated he had never seen that male before.

47. Johnson was then shown surveillance video from Woods Hole of a silver sedan, which he identified as the Maxima, which he was operating. Johnson was further shown footage from the same video of two males entering his vehicle. Johnson again identified Person 2 as one of the males but told investigators he did not know who the other male was. Revising his earlier statement, he indicated that he had not seen that male before they met in Woods Hole. Johnson stated that the unidentified male accompanied him and Person 2 to New Hampshire, at which time Johnson stated that he dropped him off on the highway, at an unknown exit.

48. During the interview, Johnson stated that his nickname is "Jomo." Johnson was asked about the aforementioned text message exchange between Jones and "Racquel," in which Jones had texted: "Just came in from jomo them.... I'll call you in the morning babe... we on a lil mission so our calls won't go through till about 9 ok." Johnson denied any knowledge of a "mission." At the conclusion of the interview, Johnson was provided with transport back to his residence in an unmarked police cruiser.

49. Law enforcement was able to obtain video surveillance from the Webster Bank branch in Waterbury, Connecticut and observed the Maxima, with New Hampshire registration 4577456, pulling into the bank's parking lot and driving to the ATM terminal. The individual on the video making the case deposits appears to be a Black male. There appears to be a passenger in the front seat, who also appears to be a Black male. Neither individual appears to be Johnson or Jones.

ANALYSIS OF CELLULAR PHONE RECORDS AND DATA

50. While searching Jones's cellular phone, state law enforcement identified the email address connected to Jones's phone, which was a Google email address. A state search warrant for the Google email address was issued by the Barnstable District Court. Included in the Google records searched pursuant to the state warrant were the Google internet search history and history of websites visited. These records showed that on November 4, 2022, at 11:00:25 am, a user of Jones's phone searched for "security measures for a bank if attempted to be robbed." At 11:00:42 am, a user of the phone visited the web page liveviewgps.com with an article titled "12 Security measures banks use to combat robbery." Also included in the Google account information were location records for Jones's phone.

51. On November 22, 2022, law enforcement received, pursuant to a state search warrant issued by the Barnstable District Court, records from T-Mobile for (xxx-xxx)-3465. As described above, this number had been identified as being used by Johnson. *See supra* ¶¶ 27, 35. The subscriber and billing records listed the subscriber as Johnson's wife and the address as Johnson's address in Canterbury, New Hampshire. Included in the T-Mobile records were call detail records ("CDRs") with cell site location information, including timing advance records.¹¹

¹¹ CDRs with cell site location information show the date and time of a cellular transaction

52. On November 22, 2022, state law enforcement conducted an analysis and mapping of Jones's Google phone locations and Johnson's timing advance records. This analysis showed the following: On November 16, 2022, at 8:35:58 PM, Jones's phone was located in a parking lot approximately 168 feet behind the Rockland Trust bank in Tisbury with an accuracy of a 6-meter radius. At 8:55:09 PM, Jones's phone was located in an area consistent with a residence in Oak Bluffs ("Residence 2"),¹² with an accuracy radius of 45 meters. On 9:56:04 PM, Johnson's timing advance records show that his phone connected to a cell site and sector, with an estimated distance and location consistent with being in the area of Residence 2. At 10:33:10 PM, both Jones's Google location records and Johnson's timing advance records show that both phones were in the area of Residence 2. There are numerous Google locations and timing advance records that show both Jones's and Johnson's phones remained in the area of Residence 2 overnight, from the evening of November 16 into November 17, 2022.

53. As of the Rockland Trust bank robbery at approximately 8:15 AM on November 17, 2022, the Google locations and timing advance records are consistent with both phones being in the area of Residence 2.¹³ After the robbery, between 9:43:16 AM and 9:44:04 AM, four

as well as the cell site, sector, and directionality of the sector the phone connected to during a cellular transmission. Timing advance records include the estimated distance and estimated location of the phone in relation to the cell site during a cellular transmission.

¹² The location of Residence 2 is known to law enforcement. However, this investigation is ongoing and public disclosure of its address potentially would alert the investigation's targets and cause them to flee or destroy evidence. Accordingly, to preserve the confidentiality and integrity of the ongoing investigation, the address of Residence 2 remains undisclosed in this affidavit.

¹³ It should be noted that while the Timing Advance and Google records show that both Johnson's and Jones's phones remain in the area of Residence 2 during the time of the robbery, law enforcement is aware through training and experience that cellular phones have the ability to remain in a certain area and receive cellular transmissions that are not caused by user interactions with the phone. These may include but are not limited to phone notifications and updates for emails and social media application messages and

Google locations are consistent with Jones's phone being in the area of a local farm ("the farm") and landscaping pit, which are located in Tisbury, Massachusetts. At 9:45:11 AM, Johnson's timing advance records also are consistent with Johnson's phone being in the area of the farm and the landscaping pit along with Jones's phone. The farm is leased by the landscaping company that employs Jones and the husband of Employee 1.

54. From 9:45 AM to approximately 9:55 AM, Jones's Google locations and Johnson's timing advance records show that both phones traveled from the area of the farm to the area of the Stop and Shop and Steamship Authority Terminal in Vineyard Haven. This is consistent with Steamship Authority surveillance video showing Jones's Elantra, with the missing hubcap, arriving at the Stop & Shop parking lot, and Johnson moving the Maxima from the Stop & Shop lot to the Steamship Authority terminal. At 10:09:41 and 10:09:59 AM, Johnson's timing advance records and Jones's Google locations show that Johnson's phone remained in the area of the Steamship Authority Terminal and Jones's phone returned to the area of Residence 2. Johnson's timing advance records show Johnson's phone remaining in the area of the Steamship Authority terminal, traveling from Martha's Vineyard to Woods Hole, and then at 1:04:28 pm arrive in the area of Woods Hole.

55. Based on my training and experience, I believe that Jones and Johnson often were carrying their phones on their person as I know most individuals who use cellphones do, and accordingly I further believe that the foregoing data demonstrates that Jones and Johnson were

updates over the cellular data network. Forensic analysis of Jones's cellular phone and Johnson's phone records show that neither phone made or received connected calls or messages that would have required user interaction with the phone during the time of the robbery. This leads investigators to believe that both Johnson and Jones left their phones at Residence 2 while they were perpetrating the robbery.

together at Residence 2 from November 16 into the morning of November 17. About an hour to 90 minutes after the robbery took place, Jones and Johnson went from Residence 2 to the farm, and then from the farm to the Steamship ferry terminal, after which time Jones remained on the island and Johnson departed for home in New Hampshire.

56. On November 22 and 23, law enforcement searched the farm with the consent of the farm's owner. At approximately 10:25 AM, investigators conducted an initial scene survey of a section of wooded area on the Farm known as the "gas shed." Upon the initial search, they observed that the ground in this area was primarily covered in leaves and sticks, however one area had no leaves or debris, and the ground and dirt appeared disturbed, which was dramatically uncharacteristic of the surrounding area. At this time law enforcement located a paper money band; one dark grey glove (half inside out); a zip tie; and multiple rubber bands on the ground. In the same immediate area, law enforcement also observed a small, circular area of burnt ash, at the base of a tree. Investigators observed that the trunk of the tree, along with the leaves directly above, showed signs of being burnt and were singed. The pile of ash at the base of the tree was covered with wood chips that were inconsistent with the surrounding vegetation. It appeared that the wood chips were used to conceal the presence of a fire. Also, in the immediate area law enforcement observed a section of loose and disturbed soil that appeared to be covered with leaves mixed with soil, which was inconsistent with the surrounding area.

57. Upon further inspection of the area where the burnt ash and debris were located at the base of a tree, investigators began sifting through the top layer of wood chips and located a pile of rubble and ash. There was no smoke in the area, and the ash was cold to the touch and not smoldering. Located amongst the ash was bunches of thin, black material that appeared to be consistent with nylon fabric; pieces of melted white plastic, consistent with a white mask; "walkie-

talkie” handheld radio pieces, including an antenna and batteries; and pieces of metal consistent with a duffle bag strap and a zipper. These items are consistent with items observed in possession of the suspects by Rockland Trust employees and by law enforcement in surveillance video from the Rockland Trust bank at the time of the bank robbery on November 17, 2022.

58. Investigators then began examining the aforementioned area of disturbed and loose soil, covered partially with leaves mixed with fine sand/dirt, which was approximately 10 feet away from the burnt area of ash at the base of the tree. Approximately eight inches into the hole, investigators located a hard object. As the digging and dirt removal slowly and deliberately continued, around the hard object, a handgun was discovered and removed from the hole. Investigators observed the firearm to be all black in color. It was identified as a 9 MM Luger Helwan and was loaded with a round in the chamber.

59. In the same hole, directly below the Luger Helwan, investigators recovered another handgun that was observed to have a silver slide and a black frame. It was identified as a 9 MM Luger SCCY and was loaded with a round in the chamber (with the hammer cocked).

60. Both buried handguns are consistent with the description of the handguns used by suspects on November 17, 2022, on the day of the Rockland Trust bank robbery that had been reported by witness/victims of the bank robbery. The buried handguns also are consistent with the handguns used by the robbers as captured on the Rockland Trust surveillance video. All of the recovered property is being processed for DNA and fingerprints.

CONCLUSION

61. In brief summary, I believe the foregoing evidence shows the following: In early November of 2022, a user of Jones’s phone searched for “security measures for a bank if attempted to be robbed” and then visited the web page liveviewgps.com with an article titled “12 Security

measures banks use to combat robbery.” On the evening of November 16, 2022, and into the morning of November 17, Jones and Johnson were together at Residence 2. Jones’s significant other is Johnson’s sister. That night, November 16, 2022, at 8:35:58 PM, Jones’s phone was located in a parking lot approximately 168 feet behind the Rockland Trust. The next day, after the bank robbery took place, the Elantra registered to Johnson was captured on bus surveillance video in the parking lot where the robbers left the car they had used to escape from the bank. Approximately one hour later, Jones and Johnson went to a farm that is linked to Jones through his employment, where they apparently attempted to destroy evidence and bury other evidence not susceptible to destruction by fire. At the farm, law enforcement subsequently recovered two handguns; thin, black material that appeared to be consistent with nylon fabric; pieces of melted white plastic, consistent with a white plastic mask; “walkie-talkie” handheld radio pieces, including an antenna and batteries; and pieces of metal consistent with a duffle bag strap and a zipper. The guns visually are consistent with the guns depicted in the bank’s surveillance footage, and the other property is consistent with the clothing, masks, radios, and duffle bag used by the robbers, as also depicted in the surveillance footage. After Jones and Johnson went to the farm, they traveled to the Steamship ferry terminal. Surveillance video indicates that they did so in Johnson’s Elantra. Jones returned to Residence 2 and Johnson left the island and drove home to New Hampshire, where he gave his wife five \$100 bills. Johnson also wired approximately \$700 to Jamaica. Three days after the robbery, two associates in a car registered to Johnson’s wife deposited \$4,100 in cash at a bank in Connecticut.

62. Based on the foregoing, I submit there is probable cause to believe that on November 17, 2022, Omar O. Johnson and Miquel A. Jones each by force and violence, and by intimidation took from the person and presence of another, money in the care, custody, control,

management and possession of the Rockland Trust bank, a bank insured by the Federal Deposit Insurance Corporation, and in committing such offense did assault and put into jeopardy the life of another by the use of a dangerous weapon, that is a handgun, in violation of 18 U.S.C. §§ 2113(a) and (d), and 18 U.S.C. § 2.


SPECIAL AGENT DANIEL P. CONLON
FEDERAL BUREAU OF INVESTIGATION

SWORN to before me by telephone in accordance with Fed. Rule Crim. P.
4.1 this 1 day of December, 2022.


HONORABLE DONALD L. CABELL
UNITED STATES MAGISTRATE JUDGE

