

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION

DCTN: U13015679

COMPLAINT

Lockup No: 18

Case No: _____

District of Columbia ss:

Defendant's Name: Ercell D Overton 565593 13075352
(First) (MI) (Last) (PDID) (CCNO)

Also Known As: Ercell Overton
(First) (Middle) (Last)

Address: DELAFIELD PL NW, WASHINGTON DC

Ercell D Overton, within the District of Columbia, while armed with a firearm, and with the intent to kill another and to inflict serious bodily injury on another and with a conscious disregard of an extreme risk of death or serious bodily injury to another, caused the death of Solomon James Okoroh by shooting him with firearm on or about June 4, 2013, thereby causing injuries from which Solomon James Okoroh died on or about June 4, 2013. (Second Degree Murder While Armed, in violation of 22 D.C. Code, Sections 2103, 4502 (2001 ed.))

Co-Defendants:

J. Della-C...
Affiant's Name

Subscribed and sworn to before me this 5 day of June, 2013

MT
(Judge) (Deputy Clerk)

WARRANT

To The United States Marshal or any other authorized federal officer or the Chief of Police of the District of Columbia:

WHEREAS the foregoing complaint and affidavit supporting the allegations thereof have been submitted, and there appearing probable cause and reasonable grounds for the issuance of an arrest warrant for

YOU ARE THEREFORE COMMANDED TO BRING THE DEFENDANT BEFORE SAID COURT OR OTHER PERSON ENUMERATED IN 18 U.S.C. 3041 forthwith to answer said charge.

Issued _____
Judge - Superior Court of the District of Columbia

Title 16: ☐ Rule 105: ☐ Judge: _____

Sex: Male	DOB: 02/24/1981	CCN: 13075352	PDID: 565593
Papering Officer:			Badge No.:

OFFICER MUST EXECUTE RETURN

Officer's Name: <u>J. Della-C...</u>	Date / Time: June 5, 2013 <u>1:30 p</u>
AUSA Signature: <u>[Signature]</u>	Fel. I <input checked="" type="checkbox"/> AFTC <input type="checkbox"/> Fel. II <input type="checkbox"/>

SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION
UNITED STATES
VS.

OVERTON, ERCELL

On June 3, 2013, members of the Third District Crime Suppression Team had been conducting operations in the Third District, within PSA 303 as part of the MPD's Summer Crime Initiative 'Operation Summer Ice'.

Officer Joseph Mulcahy was operating an unmarked Chevrolet Impala with Officer Derek Tarr as his front passenger and Officer Hakan Karaali as his rear seat passenger. The listed police vehicle was equipped with emergency equipment, to include red and blue lights and siren. All three members were dressed in casual attire, each wearing an external ballistic police vest upon their outermost clothing.

At 0258 hours, the listed members had parked their police vehicle in the 2300 block of Ontario Road, NW in a driveway as they observed traffic. Within minutes, the members heard what appeared to be a single gunshot North of their position as well as the roaring of a vehicle engine which was thought to be approaching their location based upon the increasing volume of said engine.

Seconds later, a Ford Explorer 'Classic Cab' Taxi, bearing DC registration 'H98755' sped past the officers location at a high rate of speed. As the Taxi passed the officers location they heard the sound of another gunshot from the vehicle and observed a 'muzzle flash' from within the Taxi. The Taxi continued Southbound in the 2300 block of Ontario Road, NW and then crashed into a parked vehicle and parking meter.

Upon observing the above, the listed officers pulled out of their parking space and drove South on Ontario Rd, NW toward the taxi. Immediately upon pulling behind the taxi, the officers observed Defendant King standing just outside of an open passenger side door. Defendant King then turned and began running South on Ontario Road, NW and then Westbound on Kalorama Road, NW. Pfc. Derek Tarr & Officer Hakan Karaali jumped from their police vehicle and pursued Defendant King on foot apprehending him moments later as the suspect laid down on the ground and submitted to apprehension without incident.

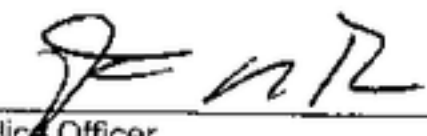
Officer Mulcahy, who was still inside of his police vehicle, began backing up to the intersection of Kalorama Road & Ontario Road, NW with the intention of returning to the scene of the crashed Taxi. Upon backing into the intersection, Officer Mulcahy observed Defendant Overton running Southbound crossing the intersection of Ontario & Kalorama Road, NW with a handgun in his hand. As Defendant Overton ran past Officer Mulcahy, Officer Mulcahy observed Defendant Overton point the handgun directly at him. Defendant Overton then ran into the bushes belonging to the residence known as [REDACTED] Ontario Road, NW and ran alongside of a wooded picket fence that sits upon the North side of the row-house.

Upon observing Defendant Overton run behind the fence line Officer Mulcahy jumped from his vehicle and took up a cover position behind a parked vehicle on the opposite side of the fence. Officer Hakan Karaali ran over and took up a defensive cover position behind another vehicle. Moments later, Defendant Overton began firing his firearm through the fence at the listed police officers.

Fearing for their lives, both officers engaged Defendant Overton and fired their departmental issued service weapons back at him through the same fence. Defendant Overton ultimately kicked in the basement residential door to the listed address and took refuge inside the home in an attempt to further elude police capture. Once inside of the home, the basement apartment resident who had been inside of the apartment when Defendant Overton kicked in the door and forced entry untimely ran from the apartment and exited out of a secondary door in order to escape the armed gunman described as Defendant Overton.

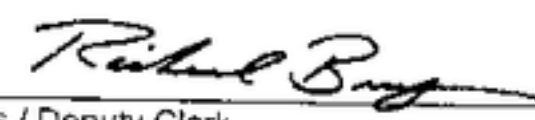
At this time members set up a secure perimeter around the residence and called for police back-up accordingly. At

Subscribed and sworn before me this


Police Officer

4907
Badge

30
Unit


Witness / Deputy Clerk

Derek R. Tarr / 9237
Printed Name of Member / CAD #


Printed Name of Witness / Deputy Clerk

The foregoing statement was made under penalty of criminal prosecution and punishment for false statements pursuant to D.C. Code § 22-2514

SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA
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approximately 0402 hours, members of the MPD's K-9 Team entered the listed residence. Upon entry into the basement apartment they were confronted by Defendant Overton who was located inside. K-9 Unit (Officer Lewis) apprehended Defendant Overton by means of a 'K-9 bite' after which time he was taken into custody. Located in the bedroom for which the defendant was apprehended was a black colored semi-automatic pistol. The pistol was recovered at 0406 hours.

A show up was conducted with Officer Mulchay and he identified Defendant Overton as the individual who he observed running Southbound through the intersection of Ontario Rd, NW and Kalorama Rd, NW with a handgun in his hand and subsequently pointed at him.

The cab operator, who was identified as Solomon Okoroh was transported from the scene of the incident to Howard University Hospital suffering from two (2) gunshot wounds to his right and left shoulders. At 0455 hours, Solomon Okoroh succumbed to his injuries and was pronounced dead by Doctor Kenya Miles.

Additionally, Defendant King was found to have an outstanding arrest warrant for 'Probation Violation - Possession of Weapon' through the United States Marshal Service, warrant # 131604171738C, issued on April 12, 2013. Defendant King was subsequently placed under arrest for the aforementioned warrant.

Defendant Overton was placed under arrest and subsequently charged with: Murder I While Armed, Burglary I While Armed, and Assault on a Police Officer While Armed.

Both defendants were transported to the Homicide Branch to be interviewed and were later processed.

Evidence recovered from the scene:

One (1) .380 caliber shell casing from the Taxi Cab

Six (6) .380 caliber shell casings from behind the fence of 2322 Ontario Rd. NW

One (1) .380 caliber shell casing from inside the doorway of the basement apartment of 2322 Ontario Rd. NW

A .380 caliber firearm was located inside a bedroom of the basement apartment of 2322 Ontario Rd. NW.

The offense occurred in PSA 303 and all radio communications were over the 3rd District Main Channel and the 3rd District Tactical Channel.

The event and acts described above occurred primarily in the District of Columbia and were committed as described by defendant(s) listed in the case caption.

Subscribed and sworn before me this

[Signature]
Police Officer

4907
Badge

30
Unit

[Signature]
Witness / Deputy Clerk

Derek R. Tar / 9237
Printed Name of Member : CAD #

[Signature]
Printed Name of Witness / Deputy Clerk

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