

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 09-333-0363

vs.

DARCUS DEWAYNE ALLEN
aka DORCUS D. ALLEN and
aka RANDY HUEY,

DECLARATION FOR DETERMINATION OF
PROBABLE CAUSE

Defendant.

MARK LINDQUIST, declares under penalty of perjury:

That I am the Prosecuting Attorney of Pierce County and I am familiar with the police investigation conducted by the Pierce County Sheriff Incident No. 09-333-0363.

That the police reports and investigation and/or briefings with Pierce County Sheriff's Detectives Benson, Kobel, Merod, Kobel, and Karr and Tacoma Police Detectives Quillio and Griffiths provided the following information;

That in Pierce County, Washington, on or about the 29th day of November, 2009, the defendant, DARCUS DEWAYNE ALLEN, did commit the crime of Rendering Criminal Assistance in the First Degree. This is an on-going investigation into the crimes of four counts of Aggravated Murder in the First Degree.

On November 29, 2009, at approximately 08:16 hours, Pierce County Sheriff's Deputy Ammann responded to a report of a shooting at the Forza coffee shop at 11401 Steele Street South in unincorporated Pierce County. Deputy Ammann arrived and described seeing four Lakewood Police Officers who had been shot and were non-responsive.

Pierce County Detective Anderson contacted two employees of the Forza shop. The two employees had fled from the Forza shop and called 911. The first employee reported that there were four police officers in the shop when a black male entered the store. The employee said she greeted the black male as he entered and he had a blank look on his face. The male walked into the store and when he got near where officers were sitting, he pulled out a gun and started shooting toward the officers. The employee said she and the other employee fled through the back door of the business and left in a car. The two employees described the gunman as a black male, about 5'7" to 5'10" wearing a black jacket and blue jeans.

The two employees drove away from the store and they drove past the front of the store to get to a nearby gas station to use the phone. As the Forza employees passed the front of the business and they saw the suspect "wrestling" or "struggling" with one of the officers in the doorway. The Forza employees stopped near the intersection of 112th Street and Steele and borrowed a phone to call 911. While the employees were contacting 911, they saw a male who looked like the gunman walking on foot. That man walked to a white pickup truck that was parked at a car wash near the intersection of 112th Street and Steele Street. A male was driving the truck and the black male suspect got into the passenger side and the truck left at a high rate of speed.

DECLARATION FOR DETERMINATION
OF PROBABLE CAUSE -1

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1 A short time later, a similar vehicle was located parked unoccupied in a parking lot in the 13300 block of
 2 Pacific Avenue South. The vehicle is registered to a business with an address in the 1100 block of 131st
 3 Street South. Detective Benson reports that the residential property at that address is owned by Maurice
 4 Clemmons. During a search of the vehicle, detectives located what appeared to be blood on an arm rest
 5 inside the vehicle. The substance was tested and presumptively found to be blood.

6 Detective Benson reports that the Washington State Patrol and Pierce County Sheriff's Department
 7 examined the crime scene and confirmed there were four Lakewood Police Officers who appeared to have
 8 been shot and were deceased. The deceased officers were identified as Lakewood Police Officers Mark
 9 Renninger, Tina Griswold, Greg Richards, and Ronnie Owen. The Pierce County Medical Examiner's
 10 Office has reported that Dr. Menchel has conducted examination of the bodies and has determined that
 11 Officer Richards died of a gunshot wound to the head, Officer Owen died of a gunshot wound to the neck,
 12 Officer Griswold died of a gunshot wound to the head, and Officer Renninger died of a gunshot wound to
 13 the head.

14 There was a .38 caliber revolver found at the scene containing six spent shell casings. The revolver does
 15 not appear to be associated with any of the deceased officers. There was a 9 mm handgun at the scene
 16 and one spent 9 mm casing at the scene. The 9 mm handgun was reported stolen from Seattle and is not
 17 associated with any of the deceased officers. There were two spent shell casings from a .40 caliber Glock
 18 handgun at the scene, and a .40 caliber Glock handgun associated with one of the officers was not located
 19 at the scene and is believed to have been taken by Clemmons.

20 Detectives showed a montage of six photographs to the two Forza employees that included a photograph
 21 of Clemmons. Detective Merod reports that one employee excluded five of the people depicted in the
 22 photographs and she said the sixth photograph, the one depicting Clemmons, looked the most like the
 23 gunman; the employee reported that on a scale of one-ten, ten being very certain of the identification, she
 24 felt her confidence level of the identification was a seven. The second employee was not able to identify
 anyone in the photographs.

Pierce County deputies and detectives continued following up on information they received throughout
 the day and noted Clemmons was associated with an address in Seattle in the 3800 block of East Superior
 Street. Seattle Police Officers arrived in the area and saw a black male on foot near a residence. The
 officers also saw a vehicle leaving the area and they conducted a traffic stop and contacted the female
 driver of the vehicle, who was identified as Quianna Williams.

Williams was interviewed by Pierce County Detectives Kobel and Karr. Williams identified herself as a
 friend of Clemmons. She said Clemmons called her Sunday morning and asked that she meet him at a
 Seattle location. Williams met Clemmons and took him to her residence. Clemmons told her he had been
 shot and that he had killed a police officer or officers at a Tacoma coffee shop. Williams said she went to
 two different stores to purchase peroxide and gauze and bandage material. When she returned home, she
 helped treat Clemmons' gunshot wound to the torso. Williams said Clemmons changed into different
 clothing at her house and washed and dried a load of laundry. Williams then drove Clemmons to the area
 of 3800 East Superior Street and he got out of the car. When Clemmons got out of the car, Williams
 drove away and stopped by Seattle Police officers.

Pierce County Detectives Kobel and Karr searched Williams' car and residence and located a piece of
 clothing that has a hole in the front and appears to have a stain pattern consistent with a bleeding wound.
 The detectives also located evidence of gauze and bandage material and peroxide.

DECLARATION FOR DETERMINATION
 OF PROBABLE CAUSE -2

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1 Residents at a house located in the 3800 block of East Superior Street drove to the Seattle Police precinct
2 office and reported that they had been contacted by Maurice Clemmons, who is known to them.
3 Clemmons had telephoned them and said he needed a place to stay, and they initially agreed to allow him
4 to stay with them. Clemmons told the residents he was armed with a gun, which concerned them. The
5 residents then contacted Letrecia Nelson who informed them that Clemmons had shot some police
6 officers in Tacoma and he himself had been wounded. The East Superior Street residents vacated their
7 house before Clemmons arrived and they drove to the police precinct and reported this information.

8 Law enforcement officers developed information that Clemmons may be related to an Auburn address. In
9 the late afternoon of November 30, 2009, a vehicle with four occupants left that address. Officers stopped
10 the vehicle and identified three of the occupants as Douglas Davis, Eddie Davis, and Rickey Hinton.
11 Detectives interviewed Hinton who reported that he is a half brother to Clemmons and they live in
12 separate residences on the same property at 774 132nd Street S. Hinton reported that on Saturday night
13 Clemmons asked Hinton to give him the keys to the white pick up truck, which Clemmons said he needed
14 the next morning. Hinton gave Clemmons the keys to the truck. Hinton said that early Sunday morning
15 he was out in the yard at his residence and Clemmons appeared on foot. Clemmons had been shot and
16 said the cops had shot him. Clemmons awoke Douglas Davis and Eddie Davis who were sleeping in one
17 of the residences on the property. Hinton threw the car keys to a white Pontiac to Eddie and told Eddie
18 and Douglas to use the Pontiac to get Clemmons out of there. Hinton gave his own cell phone to his 12
19 year old son or grandson, and told the child to start deleting Clemmons' phone numbers from his cell
20 phone.

21 Eddie and Douglas Davis were separately interviewed by detectives. The interviews establish that Eddie
22 and Douglas Davis left the address at 774 132nd Street South on Sunday morning in the white Pontiac
23 with the wounded Clemmons in the back seat. Clemmons told them he had been shot by police and he
24 had shot some police officers. Both reported that Clemmons said he had "taken care of his business."
25 Douglas and Eddie Davis both understood this to mean that he had shot or killed police officers. Douglas
26 and Eddie Davis both reported that on Saturday night, in the presence of Hinton, Clemmons showed them
27 two handguns and told them he was going to shoot police. While in the car northbound, Clemmons asked
28 Douglas to make some phone calls for him and Douglas made at least two calls to a number provided by
29 Clemmons. Douglas, Eddie and Clemmons arrived at a residence in the Algona/Pacific area; the
30 residence of Letrecia and Cecily Nelson. They went into the residence with Clemmons and Letrecia
31 Nelson assisted in cleaning and treating Clemmons' gunshot wound. Clemmons changed clothes and put
32 his own clothing into a bag.

33 From the Algona/Pacific address, Clemmons got into a car driven by Letrecia Nelson and Eddie and
34 Douglas got back into the Pontiac. The two cars then drove to the Auburn Super Mall parking lot and met
35 up with a third vehicle, a small white car, believed to be driven by Williams. Clemmons spoke briefly to
36 the female driver and then all three cars drove to an apartment complex where Clemmons got into the
37 small white car with the female driver and then left the area.

38 On November 30, 2009, Tacoma Police Detective Quillio interviewed Letrecia Nelson and Cicely Nelson.
39 Both individuals denied having seen or heard anything from Clemmons. On December 1, 2009, Detective
40 Quillio re-contacted Letrecia Nelson who again denied having seen Clemmons. Detective Quillio
41 interviewed Cicely Nelson who reported that on Sunday, November 29, 2009, Clemmons woke them up
42 banging on the door and/or window at about 9 a.m. Clemmons and the Davis brothers came into their
43 residence. Clemmons was directing Letrecia and the Davis brothers to get him t-shirts, to treat to his
44 wound, to get a plastic bag. Letrecia told Cicely to turn over her car keys and money for Clemmons.
45 Cicely said she did give her keys and \$60 to Clemmons. Clemmons and the Davis brothers left taking the
46 Pontiac and Cicely's car. Cicely said she did not see who was in which car, but she knew they were
47 planning to meet a girl at the super mall. About 10 minutes later the Davis brother's returned her car and

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DECLARATION FOR DETERMINATION
OF PROBABLE CAUSE -3

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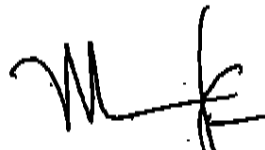
1 they both left the Pontiac. Cicely reported that on Thanksgiving day, Clemmons ate dinner at her house
2 and he was telling everyone, including Letrecia, Darcus Allen and Cicely, that he planned to kill cops, he
planned to kill children at a school, and he planned to kill as many people as he could in an intersection.

3 On December 1, 2009, Pierce County Detective Kobel and Anderson interviewed Darcus Allen who
4 initially denied any knowledge of these events and denied having seen Clemmons recently. Eventually,
5 Allen reported that Clemmons woke him at about 7:30 a.m. on Sunday morning. Allen drove Clemmons'
6 truck to go to the car wash, Clemons was a passenger in the truck. Allen said he drove down Steele Street
7 and noted the Lakewood Police cars parked at Forza. Allen then drove what he reports was a circuitous
route back to the car wash. Allen says he parked at the car wash, got some change, bought a cigar,
8 discovered the car wash did not work, and about that time Clemmons showed up at the truck, and had
9 been shot. Allen said he did not know what happened, but he drove away from the car wash. Allen said
he then decided he "wanted no part of this" and he stopped at the first traffic light a bailed out of the
truck. That portion of his account is disputed by other evidence.

8 Early on December 1, 2009, Clemmons was shot and killed by a Seattle Police Officer.

9 I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF
WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

10 DATED: November 30, 2009
11 PLACE: TACOMA, WA



MARK LINDQUIST, WSB# 25076

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DECLARATION FOR DETERMINATION
OF PROBABLE CAUSE -4

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