

**7th. Judicial Circuit 707  
Charging Affidavit - Flagler**

Arrest # \_\_\_\_\_ Bk # \_\_\_\_\_

Pg #1 of 5

ARREST <input type="checkbox"/> NOTICE TO APPEAR <input type="checkbox"/> AFFIDAVIT <input checked="" type="checkbox"/> C.C. <input type="checkbox"/>		ADULT <input checked="" type="checkbox"/> JUVENILE <input type="checkbox"/>		Court Case Number: 2021 CF 000024	
(ORD) FL: 0 1 8 0 0 0 0		Agency Name: Flagler County Sheriff's Office		Agency Case Number: 2019-94911	
FCIC/NCIC Check? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		OBTS#		UCR:	Date Arrested:
ADDRESS OF ARREST:		Arrested By:		Time of Arrest:	
<b>DEFENDANT</b>		Name (L,F,M): Bauer, Derrius Braxton		A.K.A.:	
DOB: 08/06/1994		Age: 26		Sex: M Race: B	
Driver's Lic/ID No.: B600-162-94-286-0		State: FL		Year Expires: 2026	
Height: 6'0"		Weight: 240 lbs		Hair: Black	
Eyes: Brown		POB (City, St, Country): Florida		Statement: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Scars, Marks, Tattoos: Multiple		Business & Occupation: Unknown		Citizenship: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Probation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Sexual Predator: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		English: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Deaf/Mute: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Address-Mailing/Permanent (STREET, APT. NUMBER): 6371 Collins Rd, Apt 202		(CITY) (STATE) ZIPCODE RESIDENCE PHONE: Jacksonville FL 32244 Unknown	
Address-Local (STREET, APT. NUMBER): 6371 Collins Rd, Apt 202		(CITY) (STATE) ZIPCODE RESIDENCE PHONE: Jacksonville FL 32244 Unknown		Address-Other (Employer/School) (STREET, APT. NUMBER): Unknown	
<b>CHARGES</b>		DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/> DUI <input type="checkbox"/> Total Charges: 3	
#1	Charge: PRINCIPAL TO First Degree Murder (Premeditated)	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 782.04(1)(a)1	
#2	Charge: PRINCIPAL TO Attempted Second Degree Murder	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 782.04(2)	
#3	Charge: PRINCIPAL TO Shooting Into an Occupied Vehicle	FEL <input checked="" type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>		FS/ORD: 790.19	
<b>CO-DEFENDANT</b>		Co-Def #1. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>		Co-Def #2. Arrested? Y <input type="checkbox"/> N <input type="checkbox"/> Fel <input type="checkbox"/> Misd. <input type="checkbox"/> Traf. <input type="checkbox"/> Ord. <input type="checkbox"/> NTA <input type="checkbox"/>	
#1 NAME(L,F,M): Chamblin, Marcus Avery		Race: B		Sex: M DOB: 09/03/1994 Age: 26	
#2 NAME(L,F,M):		Race:		Sex: DOB: Age:	
<b>NARRATIVE</b>					
The undersigned certifies and swears that there is probable cause to believe the above named defendant, on the 12th day of October, 2019, at approximately 3:34 <input checked="" type="checkbox"/> a.m. <input type="checkbox"/> p.m. at 1500 Palm Coast Parkway, Palm Coast, within Flagler County, violated the law and did then and there:					
(1) - helped to facilitate the means in which Marcus Chamblin unlawfully, from a premeditated design to effect the death of a human being, killed and murdered Deon O'Neal Jenkins, a human being, by using a firearm to shoot at Jenkins, subsequently striking him once through the torso, causing a projectile (Bullet) to ultimately pierce Jenkins' heart, killing him, contrary to Florida Statute 782.04(1)(a)1.					
(2) - helped to facilitate the means in which Marcus Chamblin unlawfully attempted to kill and murder [REDACTED] a human being, by using a firearm to shoot [REDACTED] once, striking [REDACTED] through the right thigh, injuring [REDACTED] but not fatally, contrary to Florida Statute 782.04(2).					
(3) - helped to facilitate the means in which Marcus Chamblin wantonly or maliciously, shot at, within, or into a vehicle which was being used or occupied by [REDACTED] and Deon O'Neal Jenkins, contrary to Florida Statute 790.19.					
The facts tending to establish the probable cause for this affidavit are as follows: On Saturday, October 12th, 2019 at approximately 3:34 AM, VICTIM 2 contacted the Flagler County Sheriff's Office's (FCSO) Communications Division via 9-1-1.					
<b>NOTICE TO APPEAR</b>		MANDATORY APPEARANCE <input type="checkbox"/>		YOU NEED NOT APPEAR IN COURT BUT MUST COMPLY WITH INSTRUCTIONS ON THE REVERSE SIDE OF YOUR COPY <input type="checkbox"/>	
I AGREE TO APPEAR IN COURT HEREIN TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE INDICATED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED, OR PAY THE LISTED FINE, I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST WILL BE ISSUED.		FINE, AND COSTS AMOUNT:			
SIGNATURE OF DEFENDANT		DATE		RELATIONSHIP TO JUVENILE	
Sworn to and subscribed before me, the undersigned This 4 <sup>th</sup> day of January, 2021.		I swear/affirm the above statements are correct and true.		Rt Thumb	
Name: Sgt. M. Miller 344		OFFICER'S/COMPLAINANT'S SIGNATURE			
Notary Public <input type="checkbox"/> Law Enforcement or Corrections Officer <input checked="" type="checkbox"/>		NAME(PRINTED) Detective Agustin Rodriguez		ID NUMBER 593	
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>		Inmate Number & facility:			
<b>OFFICIAL USE ONLY</b>					

Sgt. M. Miller 344

707 - COURT COPY

# Narrative 707-B Supplement

Arrest  
 Affidavit  
 Notice to Appear
  Adult  
 Juvenile

Court Case Number:

Page # 2 of 5

Defendant Name: <b>Bauer, Derrius</b>		Agency Case Number: <b>2019-94911</b>	
<b>CHARGES</b>	DOMESTIC VIOLENCE? YES <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>	Total Charges: 3
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: Citation No: Bond:
#	Charge:	FEL <input type="checkbox"/> MISD <input type="checkbox"/> ORD <input type="checkbox"/>	FS/ORD: Citation No: Bond:
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VICTIM 2 reported that he and his friend, later identified as Deon O'Neal Jenkins, had sustained injuries from a shooting incident while they were sitting in his parked vehicle (a tan colored Chevrolet Malibu) at 1500 Palm Coast Parkway NW (Circle K), in Palm Coast. VICTIM 2 advised that he had sustained injuries to his arm and leg, and he believed Deon may have sustained a gunshot wound to his chest and was potentially not breathing. VICTIM 2 was actively driving to the hospital for care, but was directed to pull into a local fire station for immediate assistance. At approximately 4:00 am, Deon was pronounced dead.

FCSO Crime Scene Investigators responded to the Circle K and began processing the scene and collecting evidence. Sixteen fired 7.62x39 caliber cartridge casings were found on the ground within the westernmost parking area of the Circle K. These casings were seized as evidence and were later submitted to the Florida Department of Law Enforcement (FDLE) Laboratory for ballistics analysis.

Detective Darrell Butler then responded to 1500 Palm Coast Parkway NW (Circle K / Crime scene). Upon his arrival, Detective Butler reviewed available security camera footage.

The security footage from Circle K depicted the following:

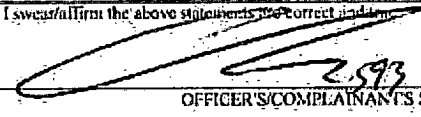
- 3:01 AM - VICTIM 2's vehicle was observed parking in a marked parking space located on the westernmost perimeter of the property's parking area
- 3:02 AM - Deon Jenkins was observed walking up to the front of the Circle K speaking to and shaking hands with a black male who was later identified as the co-defendant, Derrius Bauer
- 3:04 AM - Deon is observed entering the Circle K while Derrius waited outside
- 3:07 AM - Derrius Bauer is observed talking on the phone and subsequently leaving the parking lot in a silver Chrysler 200
- 3:32 AM - Deon is observed entering the front passenger side of VICTIM 2's vehicle
- 3:34 AM - An unknown subject wearing a light colored hooded sweatshirt and socks (Shoeless), is observed approaching the rear passenger side of VICTIM 2's vehicle and firing several shots at VICTIM 2's vehicle
- 3:34 AM - The shooter is then observed fleeing the parking lot on foot in a northerly direction

Detective Butler then responded to Palm Coast Fire Department Station 25 to observe VICTIM 2's vehicle. Upon arrival, Detective Butler observed fifteen bullet holes on the exterior passenger side of the vehicle. Detective Butler also located Deon Jenkin's Apple iPhone inside the vehicle. A later forensic analysis of this phone found that Jenkins had engaged in a text conversation with Derrius Bauer approximately five to 10 minutes prior to Jenkins and VICTIM 2 arriving at the Circle K.

On October 14th, 2019, an autopsy was performed by the Medical Examiner's Office, who determined that Jenkins has died from a single gunshot wound.

Detectives began reviewing hours of surveillance footage from businesses in the area. The presumed suspect could be seen in the following locations (In chronological order):

- Palm Coast Pawn and Jewelry (first time on camera before the shooting; seen walking towards the Circle K) - Identified to be wearing sneakers; identified as "Jordan 11 Low" basketball shoes by Corporal George Hristakopoulos
- Circle K
- Palm Coast United Methodist Church
- Safe Haven Veterinary Hospital

Sworn to and subscribed before me, the undersigned this <u>6<sup>th</sup></u> day of <u>January</u> , 20 <u>21</u>	I swear/affirm the above statements are correct and true.	Right thumb
Name: <u>Sgt. M. Miller 344</u>		
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Type of Identification:	NAME (PRINTED) <u>Agustin Rodriguez</u>	ID NUMBER <u>593</u>

Sgt. M. Miller 344

# Narrative 707-B Supplement

Arrest  
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 Juvenile

Court Case Number:

Page # 3 of 5

Defendant Name: <b>Bauer, Derrius</b>	Agency Case Number: <b>2019-94911</b>
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CHARGES		DOMESTIC VIOLENCE?	YES	Attachments: Affidavit(s)	Statement(s)	NTA Schedule	Report	Traffic Infraction(s)	Total Charges: 3
#	Charge:	FEL	MISD	ORD	FS/ORD:	Citation No:	Bond:		
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#	Charge:	FEL	MISD	ORD	FS/ORD:	Citation No:	Bond:		

- Sunshine Academy
- Joe's New York Pizza and Pasta – (See description below)
- Take 5 Oil Change

The surveillance footage recovered from Joe's New York Pizza and Pasta depicting the shooter was the highest quality video recovered. In the footage, the shooter could be seen wearing a white/light-gray in color hooded sweatshirt with black cuffs, camouflage patterned pants and black socks with no shoes. The shooter was observed to be carrying a multi-colored piece of cloth (i.e. a blanket, a towel, or a poncho). The shooter was observed walking behind the business an Easterly direction and appeared to be holding a cell phone up to his/her left ear at approximately 3:41 AM (According to the video's timestamp).

On October 30th, 2019, Detective Butler received cell phone records for Derrius Bauer which identified phone calls placed from Marcus Chamblin to Derrius Bauer at 3:07 AM, 3:37 AM, and 3:44 AM on the morning of October 12th, 2019, all within thirty (30) minutes of the murder.

Cell tower data indicated that Derrius' and Marcus' cellular phones were both in the general area of the Circle K during these calls.

The data also indicated that both subjects left Palm Coast during the afternoon of October 12th, 2019, travelling first to Palatka, Florida, then Northbound on Interstate 95, ultimately arriving in Newport News, Virginia during the early morning hours of October 13th, 2019.

Further review of Derrius Bauer's and Marcus Chamblin's call detail records identified multiple attempted and completed phone calls between their respective phone numbers and phone number 386-463-3087 on October 12th, 2019; all occurring in the hours just after the Homicide (Between 4:32 AM and 6:39 AM).

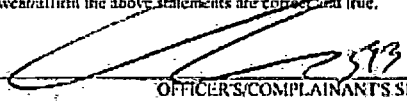
A later search warrant identified the subscriber of 386-463-3087 as "DShawn Hosang", the brother of Marcus Chamblin.

D'Shawn Hosang was confirmed to be in the company of Jenkins, a short time before the murder. A conversation between Hosang and an identified witness, hereafter referred to as W1, was later located. W1 gave a sworn statement that Hosang had kicked Jenkins out of his house and that there had been an altercation between the two of them as a result. Text messages from Hosang to W1 corroborated this statement.

Upon reviewing Derrius' cell phone records, a series of phone calls placed between Derrius and another identified witness (Referred to hereafter as W2) around midnight on October 12th, 2019. Corporal Detective George Hristakopoulos and Detective Rodriguez then made contact with W2. In a sworn statement, W2 reported personally witnessing Derrius and Marcus at the Palm Coast Red Roof Inn Plus (10 Kingswood Drive), in the early morning hours of October 12th, 2019. W2 advised that Derrius and Marcus had rented a room at the hotel that evening. W2 went on to state that W2 observed Derrius to be in his personal vehicle, a silver Chrysler 200. W2 also described seeing a "large gun" in this vehicle at the time.

Detectives would later discover a message that was sent from Derrius Bauer to an unnamed Facebook user on October 2nd, 2019 containing a photograph of a black Romarms compact AK patterned firearm being held near the floorboard of a vehicle. The photograph depicted the firearm being held by a person with dark skin with a distinctive tattoo on the hand/forearm area. This tattoo matched one later documented on the forearm of Marcus Chamblin.

This photograph of the firearm was later forwarded to Special Agent John Leahy of the Bureau of Alcohol, Tobacco,

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Name: <u>Sgt. M. Miller 344</u>		
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Type of Identification:	NAME (PRINTED): <u>Agustina Rodriguez</u>	ID NUMBER: <u>593</u>

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<b>CHARGES</b>	DOMESTIC VIOLENCE? YES <input type="checkbox"/>	Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NFA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>	Total Charges: 3
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Firearms and Explosives (ATF) for firearm identification. Detective Rodriguez received an email response from Firearms Enforcement Officer Elizabeth Gillis of the ATF stating the submitted photograph appeared to depict "a Mini Draco which fires 7.62x39 ammo," identical to the fired shell casings found at the scene of the shooting. On November 15th, 2019, Detective Butler received a laboratory report from FDLE pertaining to the testing conducted on the 7.62x39 caliber cartridge casings located at the crime scene, as well as the projectile removed from VICTIM 2's leg. FDLE later determined that all of the 16 fired shell casings from the scene were fired from the same firearm and that the projectile displayed "rifling characteristics similar to firearms by Romarm, Norinco, and B-West among others".

On November 16th, 2019, Detectives were advised that Derrius' silver 2016 Chrysler 200 had been located unoccupied, within a parking area near 575 Oakleaf Plantation Parkway in Orange Park, Florida.

Detective Butler coordinated with the Clay County Sheriff's Office (CCSO), who established surveillance on the vehicle based on the fact that both subjects had outstanding warrants based on unrelated charges and were suspects in this Homicide investigation.

Later, Deputies with Clay County were able to apprehend Derrius Bauer and Marcus Chamblin for their respective outstanding warrants.

Marcus was found to be wearing Jordan 11 low sneakers that visibly matched the sneakers observed in the surveillance footage from the Palm Coast Pawn and Jewelry shop.

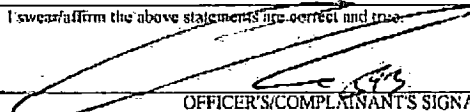
Within the trunk area of the vehicle, a pair of camouflage-patterned pants and a light gray colored hooded sweatshirt with black cuffs were found tied together in a knotted bundle. These clothes visually matched the clothing worn by the presumed shooter observed in the security footage obtained from Joe's New York Pizza and Pasta.

A Clay County CSI carefully collected the clothing, ensuring that they were not exposed to the elements or any Law Enforcement Officers carrying a firearm. The clothing was packaged and later forwarded to RJ Lee Group for Gun Shot Residue testing, who later determined that the clothing tested positive for traces of gunshot residue (GSR).

Following GSR testing, the clothing was sent to FDLE, who conducted wearer DNA analysis and found that Marcus Chamblin's DNA matched the major contributor of the DNA found within the clothing. The clothing was also sent to the FBI, who conducted a pattern analysis of the camouflage pants and the surveillance video from Joe's New York Pizza and Pasta. The FBI found that several patterns on the pants that visually matched still photographs from the video.

Derrius' and Marcus' cellular phones were also recovered during the search of the vehicle. While reviewing an analysis of Marcus' cell phone, Detective Rodriguez discovered a photograph of a Mini Draco firearm that was captured with the device on October 15th, 2019 at 9:28 PM. The weapon visually matched the weapon that was observed in Marcus' hand in the earlier described picture.

Also observed while reviewing the analysis was an Instagram message conversation between Marcus and Instagram user "Scorpio\_from\_bk". The conversation between the two subjects lead to an exchange of phone numbers. The two subjects then engaged in a text message conversation (Between Marcus and a subject labeled as "Scorp". The messages described a transaction between Marcus and "Scorp" in which "Scorp" (Later identified as Ray Charles) was attempting to purchase a "stick" (Common street terminology for an AK-47) along with a "drum" (Common street terminology for a high capacity drum magazine). It appeared as if the transaction was consummated on October 16th,

Sworn to and subscribed before me, the undersigned this <u>6</u> day of <u>January</u> , <u>2021</u> Name: <u>Sgt. M. Miller 344</u>	I swear/affirm the above statements are correct and true. 	Right thumb
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/> Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE	
Type of Identification:	NAME (PRINTED) <u>Agustin Rodriguez</u>	ID NUMBER <u>593</u>

Sgt. M. Miller 344

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# Narrative 707-B Supplement

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Page # 5 of 5

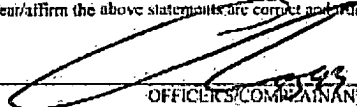
Defendant Name: <b>Bauer, Derrius</b>		Agency Case Number: <b>2019-94911</b>	
<b>CHARGES</b>		Attachments: Affidavit(s) <input type="checkbox"/> Statement(s) <input type="checkbox"/> NTA Schedule <input type="checkbox"/> Report <input type="checkbox"/> Traffic Infraction(s) <input type="checkbox"/>	
DOMESTIC VIOLENCE? YES <input type="checkbox"/>		Total Charges: 3	
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2019, in Newport News, Virginia.

On December 12th, 2019, Detective Rodriguez and Corporal Hristakopoulos travelled to Newport News, Virginia and conducted a non-custodial interview with Charles. Charles explained that Marcus did travel to his residence around the time of mid-October 2019 and tried to sell him an AK-47 style weapon, but he declined to make the purchase. Charles identified Marcus in a photograph and also identified the firearm in question as the same photograph that was observed in the pictured described above. Additionally, Cell tower location data showed Derrius and Marcus in the vicinity of Ray Charles' home in Newport News, Virginia at the time of this suspected transaction.

In November of 2020, via an off-line NCIC search, Detectives became aware of a traffic stop that occurred on the night of October 12th, 2019 (the same date as the murder) in Walterboro, South Carolina while Derrius and Marcus were on their way back to Virginia. The traffic stop was affected by the Walterboro Police Department and it was affected upon Derrius Bauer's 2016 Chrysler 200 bearing Florida tag IL47RH. The report on the traffic stop indicated that three subjects were found within the car, Derrius Bauer, Marcus Chamblin and a third unrelated subject from Virginia. During the traffic stop and subsequent road-side investigation, the officers on scene located a Mini Draco firearm in the trunk of the vehicle. The serial number was run for stolen status and was found to be negative so the weapon was returned to the vehicle. The three subjects were then released from the scene without incident.

Detectives also obtained a sworn statement from a witness who indicated that, while at the Red Roof Inn Plus in Palm Coast, Marcus Chamblin received a call from his brother, D'Shawn Hosang, in which D'Shawn detailed the altercation between he and Deon Jenkins. Following this call, Chamblin was enraged and stated that he was going to kill Jenkins. Chamblin then requested that Bauer leave with him and they were gone for about an hour.

Sworn and subscribed before me, the undersigned this <u>6</u> day of <u>January</u> , 2021.	I swear/affirm the above statements are correct and true.		Right thumb
Name: <u>Sgt. M. Miller 344</u>			
Notary Public <input type="checkbox"/> Law Enforcement Officer <input checked="" type="checkbox"/>	OFFICER'S/COMPLAINANT'S SIGNATURE		
Personally Known <input checked="" type="checkbox"/> Produced Identification <input type="checkbox"/>	NAME (PRINTED) <u>Austin Rodriguez</u>	ID NUMBER <u>517</u>	
Type of Identification:			

Sgt. M. Miller 344

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