

1 I, Michael Brown, a Special Agent (“SA”) with the Federal Bureau of
2 Investigation, having been duly sworn, state as follows:

3 **I. INTRODUCTION**

4 1. I have been employed as a Special Agent of the FBI for 7 ½ years, and am
5 currently assigned to the Seattle Division’s Tacoma Resident Agency. While employed
6 by the FBI, I have investigated federal criminal violations related to white collar crime
7 and violent crime. I have gained experience through training at the FBI Academy, other
8 law enforcement training, and everyday work related to conducting these types of
9 investigations. As a federal agent, I am authorized to investigate violations of laws of the
10 United States and to execute warrants issued under the authority of the United States.

11 2. The facts set forth in this Affidavit are based on my own personal
12 knowledge; knowledge obtained from other individuals during my participation in this
13 investigation; review of documents and records related to this investigation;
14 communications with others who have personal knowledge of the events and
15 circumstances described herein; and information gained through my training and
16 experience.

17 3. Because this Affidavit is submitted for the limited purpose of establishing
18 probable cause, it does not set forth each and every fact that I or others have learned
19 during the course of this investigation. I have set forth only the facts that I believe are
20 relevant to the determination of probable cause to believe that JEREMY SCHLENKER
21 has committed violations of Title 18, United States Code, Sections 1111 and 1153(a).

22 **II. SUMMARY OF INVESTIGATION**

23 4. At approximately 11:24 p.m. on Friday, March 20, 2015, the 911 call center
24 in Tacoma, Washington, received a call from an individual referred to herein as “W-1,”
25 reporting that her friend, A.W., had been assaulted by her boyfriend, who she named as
26 Jeremy SCHLENKER. W-1 also reported that SCHLENKER had pulled a gun on A.W.

27 5. Approximately one hour later, at or around 12:35 a.m. on Saturday, March
28 21, 2015, a call was placed to security at the Emerald Queen Casino (“EQC”) reporting

1 that a male was brandishing a weapon in the EQC's parking lot. The EQC is located at
2 2024 E. 29th Street in Tacoma, Washington on tribal trust lands within the Puyallup
3 Indian Reservation. EQC security then located an individual, now known to be
4 SCHLENKER, in the parking lot through surveillance video. SCHLENKER went into a
5 corner of the parking lot and fired the pistol, which was witnessed in person by an
6 unarmed EQC security officer, but was not captured on video due to the location in the
7 parking lot. SCHLENKER then got into a silver Chevy Malibu and drove around the
8 EQC's parking lot. A female passenger, now known to be A.W., was also in the vehicle.

9 6. Based on the surveillance video and information obtained from witnesses,
10 on or around 12:46 a.m., an individual with the initials B.W. of Puyallup, Washington,
11 was in a green Dodge Stratus parked in the EQC parking lot. B.W. was in the driver's
12 seat of the vehicle and also inside were three female passengers. While or immediately
13 before attempting to back out of his parking spot, SCHLENKER blocked B.W. in the
14 parking spot by moving the silver Chevy Malibu behind B.W.'s vehicle. One of B.W.'s
15 passengers exited the Dodge Stratus and exchanged words with SCHLENKER, who was
16 already out of his vehicle. B.W. then also exited his vehicle. A heated conversation
17 ensued and SCHLENKER then pistol whipped B.W. and shot him twice. B.W. died
18 immediately. EQC surveillance captured the shooting, which was also witnessed by the
19 passengers in B.W.'s vehicle, the EQC security officer, and another unidentified witness.
20 I have personally watched the security video.

21 7. The witnesses who initially reported that an individual was brandishing a
22 weapon in the parking lot observed the license plate for the silver Chevy Malibu and
23 provided it to law enforcement as Washington State license plate number ASD9742. A
24 check through the Washington State Department of Licensing revealed that a 2000 silver
25 Chevy Malibu with this plate is registered to Jeremy SCHLENKER of Toppenish,
26 Washington, born in 1987. The physical description and picture on SCHLENKER's
27 driver's license, which I have seen, generally matches the individual seen on the EQC
28 surveillance video and described by witnesses.

1 8. After the shooting, SCHLENKER and A.W. drove away from the ECQ in
2 the silver Chevy Malibu. SCHLENKER was apprehended at or around 2:25 p.m. on
3 March 21, 2015, while driving South on Interstate-5 in or near Salem, Oregon. Law
4 enforcement followed SCHLENKER's vehicle from a Vancouver Fred Meyer before
5 apprehending him. At the time of the apprehension, a .40 caliber pistol fell out of a
6 sleeping bag that had been in the car. It has been determined that the shell casings
7 recovered from the EQC parking lot are from a .40 caliber pistol.

8 9. W-1 has been shown a picture from the surveillance video and identified
9 both SCHLENKER and his vehicle.

10 10. SCHLENKER's grandmother was interviewed on March 21, 2015, and told
11 agents that SCHLENKER is an enrolled member of the Crow Indian Tribe and received
12 dividends from the Tribe.

13 11. After his arrest, SCHLENKER was advised of his *Miranda* rights, and he
14 stated he understood his rights before his statement was given. SCHLENKER admitted
15 shooting B.W. and claimed it was done in self-defense. He also stated that he is an
16 enrolled member of the Crow Indian Tribe.

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III. CONCLUSION

12. Based on the foregoing information, I respectfully submit that there is probable cause to believe that the defendant Jeremy SCHLENKER, an enrolled member of the Crow Indian Tribe, while on tribal trust land on the Puyallup Indian Reservation, with malice aforethought did unlawfully kill B.W., by shooting him with a pistol, in violation of Title 18, United States Code, Sections 1111 and 1153(a).



Michael Brown, Complainant
Special Agent, FBI

Based on the Complaint and Affidavit sworn to before me, and subscribed in my presence, the Court hereby finds that there is probable cause to believe the Defendant committed the offense set forth in the Complaint.

Dated this 21st day of March, 2015.



J. RICHARD CREATURA
United States Magistrate Judge