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UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

United States of America

v.

Jonathon E. Schubert

Case No.

1:14 MJ 9073

2014 MAR 21 PM 4:14
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 11/26/13; 1/24/14; & 3/10/14 in the ^{counties} ~~county~~ of Cuyahoga and Lorain in the Northern District of Ohio, the defendant(s) violated:

Code Section

Offense Description

18 U.S.C. §§ 2113(a) & (D) -
(3 counts)

Armed Bank Robbery

18 U.S.C. § 924(C)(1)(A) & 3 -
(1 count)

Use of a Firearm During the Commission of Violent Crime

This criminal complaint is based on these facts:

See Attached Affidavit

☒ Continued on the attached sheet.

Complainant's signature

Michael R. Kurkjian, Special Agent, FBI

Printed name and title

Sworn to before me and signed in my presence.

Date: 03/21/2014

Judge's signature

City and state: Cleveland, Ohio

William H. Baughman, Jr., U.S. Magistrate Judge

Printed name and title

1:14 MJ 9073

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

I, MICHAEL R. KURKJIAN, Special Agent of the Federal Bureau of Investigation,
United States Department of Justice, hereinafter referred to as Affiant, being duly sworn under
oath, hereby deposes and states as follows:

INTRODUCTION

1. Your Affiant is an investigative or law enforcement officer of the United States
within the meaning of 18 U.S.C. § 2510(7) and Federal Rule of Criminal Procedure 41(a)(2)(C),
as a Special Agent (SA) of the Federal Bureau of Investigation (FBI). Your Affiant is
empowered to conduct investigations of and to make arrests for federal offenses, *see* 18 U.S.C. §
2516.

2. Your Affiant has been employed by the FBI since August of 2010, and has been
assigned to the investigation of violent crime matters in the Cleveland Division since January of
2013. Your Affiant has been charged with the investigation of federal crimes involving bank
robberies, drugs, weapons violations, interstate transportation of stolen property, and other
general criminal offenses in the Northern District of Ohio. At all times during the investigation
described in this affidavit, your Affiant has acted in an official capacity as a Special Agent of the
FBI.

3. Your Affiant has participated in all of the usual methods of investigation,
including, but not limited to, physical surveillance, the questioning of witnesses, and the analysis

1 of evidence. Your Affiant has drafted, reviewed, and executed search warrants resulting in the
2 seizure of illegal weapons, drugs, and stolen property. Your Affiant has supervised the activities
3 of informants and participated in the execution of consensual monitoring and court ordered Title
4 III wiretaps. Your Affiant has drafted, reviewed, and executed arrest warrants resulting in the
5 arrest of individuals charged with federal and state violent crime offenses.
6

7 4. This affidavit is offered in support of an arrest warrant for JONATHON
8 SCHUBERT for three counts of armed bank robbery, in violation of Title 18, U.S. Code, Section
9 2113(a) and (d), one count of use of a firearm during the commission of a violent crime in
10 violation of Title 18, U.S. Code, Section 924(c)(1)(A) and 3.
11

12 5. The statements contained in this affidavit are based in part on information
13 developed by other Special Agents of the FBI and Officers of the North Olmsted Police
14 Department, Sheffield Police Department, and Cleveland Police Department who participated in
15 the investigation. Unless otherwise noted, whenever in this affidavit your Affiant asserts that a
16 statement was made, the information was provided by another law enforcement officer or an
17 investigator (who may have had either direct or hearsay knowledge of the statement) to whom
18 your Affiant has spoken or whose report your Affiant has read and reviewed. Likewise, any
19 information pertaining to vehicles and registrations, personal data on subjects, and records
20 checks, has been obtained through the Law Enforcement Automated Data System (LEADS),
21 various state driver's license motor vehicle records, online database searches or the National
22 Crime Information Center (NCIC) computers, various open source databases such as CLEAR
23 and LexisNexis, and public social media websites such as Facebook and Twitter.
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FACTS AND CIRCUMSTANCES REGARDING PROBABLE CAUSE

A. November 26, 2013 Bank Robbery- PNC Bank I:

6. On November 26, 2013, FBI Special Agents responded to a report of a bank robbery at PNC Bank, located at 5320 North Abbe Road, Sheffield Village, Ohio, located in the Northern District of Ohio (PNC Bank I).

7. On November 26, 2013, at approximately 11:00 a.m., an unknown male (later identified as JONATHON SCHUBERT (SCHUBERT), entered the PNC Bank I and brandished what appeared to be a black semi-automatic handgun. SCHUBERT was wearing blue jeans, a black hooded sweatshirt, black gloves, and a black mask which covered SCHUBERT's face and head. SCHUBERT held what appeared to be a black semi-automatic handgun in his right hand and held a black backpack in his left hand.

8. SCHUBERT pointed what appeared to be a semi-automatic handgun at the PNC Bank I employees and ordered two tellers to raise their hands above their heads and ordered the bank manager to lay face-down on the floor. SCHUBERT handed the black backpack to the tellers and ordered the tellers to put their money in the bag. SCHUBERT then fled from the PNC Bank I south on foot.

9. On November 26, 2013, FBI Special Agents received a post-robbery audit conducted by PNC Bank I employees. The audit showed a loss of \$4,234.00 in United States currency.

10. Your Affiant is aware that all of the deposits at the aforementioned bank were, at the time of this robbery, and remain, insured by the Federal Deposit Insurance Corporation (FDIC).

1 B. January 27, 2014 Bank Robbery-PNC Bank II:

2 11. On January 27, 2014, FBI Special Agents responded to a report of a bank robbery
3 at PNC Bank, located at 15100 Puritas Avenue, Cleveland Ohio, located in the Northern District
4 of Ohio (PNC Bank II).

5 12. On January 27, 2014, at approximately 2:09 p.m., SCHUBERT entered the PNC
6 Bank II and brandished what appeared to be a black semi-automatic handgun. SCHUBERT was
7 wearing blue jeans, a black hooded sweatshirt, black "puffy" vest, black gloves and a black mask
8 that covered his entire face. The mask and gloves appeared similar to the black gloves and black
9 mask worn by SCHUBERT during the commission of the November 26, 2013 PNC Bank I
10 robbery. SCHUBERT held what appeared to be a black semi-automatic handgun in his right
11 hand and held a black bag with a drawstring in his left hand.
12

13 13. SCHUBERT pointed what appeared to be a black semi-automatic handgun at
14 PNC Bank II employees and ordered three tellers to put money on top of the counter.
15 SCHUBERT took the money from the three tellers and placed the money into the black
16 drawstring bag. During the course of putting the money in the black drawstring bag,
17 SCHUBERT dropped what appeared to be a black semi-automatic handgun on the bank floor.
18 SCHUBERT quickly picked up the weapon and exited the bank. SCHUBERT then fled from the
19 PNC Bank II on foot and may have entered a dark blue vehicle.
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22 14. Cleveland Police Officers, who were also on scene, recovered a piece of plastic in
23 the bank's lobby entrance believed to have come from the weapon brandished by SCHUBERT.
24 Cleveland Police collected the piece of plastic and maintained the piece of plastic as evidence.
25

26 15. On January 27, 2014, a FBI Special Agent received a post-robbery audit
27 conducted by PNC Bank II employees. The audit showed a loss of \$6,434.00 in United States
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1 currency.

2 16. Your Affiant is aware that all of the deposits at the aforementioned bank were, at
3 the time of this robbery, and remain, insured by the Federal Deposit Insurance Corporation
4 (FDIC).

5 C. March 10, 2014 Bank Robbery- PNC Bank III:

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7 17. On March 10, 2014, FBI Special Agents responded to a report of a bank robbery
8 at PNC Bank, located at 4600 Great Northern Boulevard, North Olmsted, Ohio, located in the
9 Northern District of Ohio (PNC Bank III).

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11 18. On March 10, 2014, at approximately 9:18 a.m., SCHUBERT entered the PNC
12 Bank III and brandished what appeared to be a black semi-automatic handgun. SCHUBERT was
13 wearing blue jeans, a blue hooded sweatshirt, black "puffy" vest, black gloves and a black mask
14 that covered his entire face. The mask and gloves appeared similar to the black gloves and mask
15 worn by SCHUBERT during the commission of the November 26, 2013 PNC Bank I robbery
16 and January 27, 2014 PNC Bank II robbery. Additionally, the black "puffy" vest appeared to be
17 similar to the vest worn by SCHUBERT during the commission of the January 27, 2014 PNC
18 Bank II robbery. SCHUBERT held what appeared to be a black semi-automatic handgun in his
19 right hand.
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22 19. SCHUBERT pointed what appeared to be a black semi-automatic handgun at
23 PNC Bank III employees and ordered three tellers to put money on top of the counter.
24 SCHUBERT appeared to retrieve a black bag with white lettering from his left vest pocket.
25 SCHUBERT took the money from the three tellers and placed the money into the black bag with
26 white lettering. SCHUBERT then exited the PNC Bank III.
27

28 20. PNC Bank III employees advised that "bait bills" were provided to SCHUBERT
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1 during the PNC Bank III robbery. Your Affiant is aware that "bait bills" are a security feature
2 utilized by banks whereby banks record serial numbers, year, and printed city of United States
3 currency to identify currency that is taken from their institution.

4 21. Prior to the PNC Bank III robbery, a witness sitting outside of the bank observed
5 SCHUBERT exit from the front passenger door of a vehicle. The witness observed SCHUBERT
6 wearing a black mask covering his face, black gloves, and carrying a black bag as he exited the
7 vehicle. After observing SCHUBERT's suspicious activity, the witness took a photograph of the
8 vehicle with a cellular telephone. After taking the photograph, the witness saw SCHUBERT run
9 back to the vehicle, clutching a bag or pillow case in both hands. The witness observed
10 SCHUBERT enter the vehicle through the front passenger door. The witness observed the
11 vehicle "loop around" and head north towards Lorain Road in North Olmsted, Ohio. The
12 witness observed the vehicle displaying an Indiana license plate. The witness advised North
13 Olmsted Police of the vehicle he/she saw and showed North Olmsted Police the photograph
14 he/she took on his/her cellular telephone. The North Olmsted Police Officer reviewed the
15 photograph and saw what he believed to be silver four door sedan, possibly manufactured by
16 Chrysler.

17 22. On March 10, 2014, your Affiant reviewed the photograph taken by the witness.
18 The photograph appears to depict a four door Chrysler sedan, silver in color.

19 23. On March 10, 2014, the North Olmsted Police Department broadcasted the
20 vehicle and plate description observed by the witness to responding Officers.

21 24. On March 10, 2014, North Olmsted Police located a vehicle matching the
22 description from the photograph and displaying an Indiana license plate on Lorain Road, North
23 Olmsted, Ohio. The vehicle was stopped near the intersection of Lorain Road and Berkshire
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1 Drive, approximately two miles away from the PNC Bank III. After stopping the vehicle, the
2 occupants of the vehicle were identified as a female driver and SCHUBERT as the front male
3 passenger. North Olmsted Police Officers observed, in plain view, items of clothing behind the
4 driver's seat that matched the description of the clothes worn by the bank robber of the PNC
5 Bank III robbery. North Olmsted Police transported SCHUBERT and the female driver back to
6 the North Olmsted Police Department for investigation. The vehicle, a 2013 Chrysler 200 sedan,
7 Indiana plate 522BRH, was towed back to the North Olmsted Police Department for inventory.
8

9 25. On March 10, 2014, a member of the FBI Violent Crime Task Force received a
10 post-robbery audit conducted by PNC Bank III employees. The audit showed a loss of \$4,647.75
11 in United States currency.
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13 26. Your Affiant is aware that all of the deposits at the aforementioned bank were, at
14 the time of this robbery, and remain, insured by the Federal Deposit Insurance Corporation
15 (FDIC).
16

17 27. On March 10, 2014, the silver Chrysler sedan was inventoried by Officers of the
18 North Olmsted Police Department. Located inside of the vehicle were the following:
19

- 20 a. \$4,198.00 in United States currency
- 21 b. \$450.00 in "bait bills"
- 22 c. A black, Umbrex brand BB Gun, serial # 13E60721
- 23 d. A black Coleman brand nylon draw string bag with white lettering
- 24 e. A black mask
- 25 f. Black fabric gloves
- 26 g. A black down vest
- 27 h. Blue hooded sweatshirt
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1 28. On March 10, 2014, your Affiant observed the BB gun recovered from the vehicle
2 by North Olmsted Police. Your Affiant observed that the bottom of the BB gun's handle
3 appeared to be missing a piece of plastic.

4 29. On March 10, 2014, North Olmsted Police matched the \$450.00 in "bait bills"
5 (nine \$50 denomination bills) to bait money register forms provided by PNC Bank III employees
6 to North Olmsted Police.

7
8 C. Interview of SCHUBERT

9 30. On March 10, 2014, SCHUBERT was interviewed by your Affiant and a
10 Detective from the North Olmsted Police Department. The interview was audio and video
11 recorded. Prior to interviewing SCHUBERT, SCHUBERT was verbally advised of his Miranda
12 rights by the North Olmsted Police Detective. SCHUBERT stated he understood his rights and
13 then provided the following information:
14

15 a. November 26, 2013 Bank Robbery-PNC Bank I:

16 31. SCHUBERT admitted to robbing the PNC Bank I on November 26, 2013 using a
17 semi-automatic firearm. SCHUBERT stated that the handgun was an unloaded, real firearm.
18

19 32. SCHUBERT stated he purchased the firearm from a friend. SCHUBERT stated he
20 purchased the firearm for \$200.00 in United States currency approximately one week prior to the
21 November 26, 2013 PNC Bank I robbery.
22

23 33. SCHUBERT stated he purchased the bag used to carry the proceeds obtained
24 from the PNC Bank I robbery at a Walmart store approximately one week prior to the November
25 26, 2013 PNC Bank I robbery. SCHUBERT stated he bought the bag with the intent to use the
26 bag to carry money obtained during a bank robbery.
27

28 34. SCHUBERT stated he purchased the black mask used during the commission of
29

1 the November 26, 2013 PNC Bank I robbery at a "party" or "Halloween" store in November of
2 2013.

3 35. SCHUBERT estimated he received approximately \$4,000.00 in United States
4 currency from the PNC Bank I robbery. SCHUBERT stated he used the proceeds from the PNC
5 Bank I robbery to pay bills.
6

7 36. SCHUBERT stated after the PNC Bank I robbery, he threw the handgun, book
8 bag, and hooded sweatshirt into a dumpster by his residence.

9 b. January 27, 2014 Bank Robbery-PNC Bank II:

10 37. SCHUBERT admitted to robbing the PNC Bank II on January 27, 2014 using a
11 BB gun.
12

13 38. SCHUBERT advised that he purchased the BB gun in early to mid January of
14 2014 at a Walmart store for \$30.00 in United States currency. SCHUBERT stated he looked for
15 and purchased a BB gun that resembled a real firearm.
16

17 39. SCHUBERT stated he remembered dropping the BB gun on the bank floor during
18 the commission of the January 27, 2014 PNC Bank II robbery.

19 40. SCHUBERT stated that the black mask he wore during the commission of the
20 January 27, 2014 PNC Bank II robbery was the same black mask he wore during the commission
21 of the November 23, 2013 PNC Bank I robbery.
22

23 41. SCHUBERT stated the bag he used to carry the proceeds from the bank robbery
24 was a bag he found at his residence.
25

26 42. SCHUBERT estimated he received approximately \$5,000.00 in United States
27 currency from the PNC Bank II robbery. SCHUBERT stated he used the proceeds from that bank
28 robbery to pay bills and buy clothes and food.
29

c. March 10, 2014 Bank Robbery-PNC Bank III:

43. SCHUBERT admitted to robbing the PNC Bank III on March 10, 2014 using a BB gun. SCHUBERT stated that the BB gun used during the commission of the March 10, 2014 PNC Bank III robbery was the same BB gun he used during the commission of the January 27, 2014 PNC Bank II robbery.

44. SCHUBERT stated that the black mask he wore during the commission of the March 10, 2014 PNC Bank III robbery was the same black mask he wore during the commission of the January 27, 2014 PNC Bank II robbery and the November 23, 2013 PNC Bank I robbery.

45. SCHUBERT stated the hooded sweatshirt he wore during the commission of the March 10, 2014 PNC Bank III robbery was the same hooded sweatshirt he wore during the commission of the January 27, 2014 PNC Bank II robbery.

46. SCHUBERT stated the bag he used during the commission of the March 10, 2014 PNC Bank III robbery was the same bag he used during the commission of the January 27, 2014 PNC Bank II robbery.

47. At the conclusion of the interview, SCHUBERT wrote a handwritten statement wherein SCHUBERT wrote the following:

- a. "I lost my job at the end of summer in 2013. Money was tight and I didn't know what to do. I saw other people getting away with bank robberies so I decided to rob one too. I didn't get a lot from the first one, and when that money got low I decided to do another one. It wasn't long before that money was gone too. I decided to do one more, hoping that it would get me thru (sic) till the spring when I could start working again. I needed money to fix my truck, pay child support, and my bills. I never wanted to hurt anyone. I just needed money and didn't know

1 how else to get it. I regret (sic) what I did and I'm very sorry. I could not find any
2 work and didn't know what to do."

3 D. Conclusion

4 48. Based on the foregoing facts, your Affiant has probable cause to believe that:

- 5 a. On or about November 26, 2013, JONATHON SCHUBERT, did, by force,
6 violence, and intimidation, take from the victim tellers bank monies belonging
7 to, or in the care, custody, control, or possession of the aforementioned PNC
8 Bank I, located in the Northern District of Ohio, the deposits of which are
9 insured by the Federal Deposit Insurance Corporation (FDIC), in violation of
10 Title 18, U.S. Code, Section 2113(a) and (d).
11
12 b. On or about November 26, 2013, JONATHON SCHUBERT did use or carry a
13 firearm during the commission of a crime of violence in violation of Title 18,
14 U.S. Code, Section 924(c)(1)(A) and 3.
15
16 c. On or about January 27, 2014, JONATHON SCHUBERT, did, by force,
17 violence, and intimidation, take from the victim tellers bank monies belonging
18 to, or in the care, custody, control, or possession of the aforementioned PNC
19 Bank II, located in the Northern District of Ohio, the deposits of which are
20 insured by the Federal Deposit Insurance Corporation (FDIC), in violation of
21 Title 18, U.S. Code, Section 2113(a) and (d).
22
23 d. On or about March 10, 2014, JONATHON SCHUBERT, did, by force,
24 violence, and intimidation, take from the victim tellers bank monies belonging
25 to, or in the care, custody, control, or possession of the aforementioned PNC
26 Bank III, located in the Northern District of Ohio, the deposits of which are
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1 insured by the Federal Deposit Insurance Corporation (FDIC), in violation of
2 Title 18, U.S. Code, Section 2113(a) and (d).
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4 

5 Michael R. Kurkjian, Special Agent
6 Federal Bureau of Investigation
7 Cleveland, Ohio
8

9 Subscribed and sworn to before me this 21st day of March 2014.
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11 
12 United States Magistrate Judge
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