

**In the Iowa District Court for Polk County**

<b>State of Iowa,</b> <i>Plaintiff,</i> v. <b>Michael D. Brooks,</b> <i>Defendant.</i>	<b>Agency Case No.: DM19-27007</b> <b>Agency: Des Moines Police Department</b>  <b>County Attorney</b> <b>Preliminary Complaint Review</b>
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COMES NOW the undersigned Assistant Polk County Attorney and states as follows:

**I have read and reviewed the attached complaint and affidavit. I:**

- Approve** the charge as ROBBERY 1ST DEGREE—Class B Felony—in violation of Iowa Code Section 711.1(1)(A) and ask the court to find probable cause for this charge.
- Request that the Court enter the attached **Arrest Warrant**.
- Advise the court and the clerk of court that despite the officer's request for an Arrest Warrant, the defendant has reportedly been taken into custody, so **an arrest warrant is no longer required**.

**With regard to a bond amount, the State requests that:**

- The State requests that the Court enter the attached **No Contact Order**.
- The State requests defendant be held without bond until initial appearance, so a **No Contact Order** may be entered with the following victim at the following location:

- Bond be set according to the uniform bond schedule at Initial Appearance.

**WHEREFORE** the State respectfully requests the Court find probable cause and allow the case to proceed under the circumstances set out above.

Respectfully submitted,  
JOHN P. SARCONI by:

/s/ Bret Lucas  
Assistant Polk County Attorney  
Polk County Attorney's Office  
222 Fifth Avenue, Des Moines, IA  
(515) 286-3737  
ctyatty@polkcountyiowa.gov

**E-FILED 2019 SEP 9 11:54 AM POLK - CLERK OF DISTRICT COURT  
IN THE IOWA DISTRICT COURT IN AND FOR  
POLK COUNTY**

This Complaint and Affidavit is to be:

- Filed with Court Clerk (cc: CA)  
 Submitted to County Attorney  
 Filed with JCO - Defendant is a Juvenile

Agency Case Number: **20190027007**

Arrest Date: \_\_\_\_\_

**THE STATE OF IOWA**

VS.

**OFFENDER**

Last <b>BROOKS</b>		First <b>MICHAEL</b>		Middle <b>DANIEL</b>		Suffix	
Address <b>6700 SW 9TH ST APT 23</b>				City <b>DES MOINES</b>		State <b>IA</b>	Zip Code <b>50315</b>
DL# [REDACTED]	State <b>IL</b>	DL Class <b>0</b>	DL Endorsements		DL Restrictions		
Date of Birth [REDACTED]	Gender <b>MALE</b>	Race <b>BLACK - B</b>		Ethnicity <b>NOT OF HISPANIC ORIGIN - N</b>			
Height <b>6' 00"</b>	Weight <b>220 LBS</b>	Eye Color <b>BROWN - BRO</b>		Hair Color <b>BLACK - BLK</b>			

**OFFENSE**

State <input checked="" type="checkbox"/>	County <input type="checkbox"/>	Local <input type="checkbox"/>	Code Section <b>711.1(1)(A)</b>	Crime Description <b>ROBBERY 1ST DEGREE</b>		Speed	in	Zone
Class <b>FELB</b>		Serious P.I. <input type="checkbox"/>	Fatal Accident <input type="checkbox"/>	Civil Damage Assessment <input type="checkbox"/>	Other <input type="checkbox"/>			
Location Type <b>18 - PARKING LOT/GARAGE</b>								
Literal Description <b>1101 ARMY POST RD</b>								
Address <b>1101 ARMY POST RD</b>				City <b>DES MOINES</b>		State <b>IA</b>	Zip Code <b>50315</b>	
Is Date and Time of Incident Known? <b>YES</b>		Incident Date or Low Range <b>08/27/2019</b>		Upper Date Range	Incident Time or Low Range <b>21:42</b>		Upper Time Range	

**STATUS OF OFFENDER/JUVENILE**

<input type="checkbox"/> TAKEN INTO CUSTODY	CUSTODY	<input type="checkbox"/> SUMMONS TO APPEAR (Citation Issued)
<input checked="" type="checkbox"/> WARRANT REQUESTED	<input type="checkbox"/> NO CONTACT ORDER REQUESTED	<input type="checkbox"/> RELEASED TO PARENT/GUARDIAN

**NARRATIVE**

Narrative of Offense Committed

On or about the above stated date and time, the Defendant did commit a robbery against Desmond Lovelady Brown, with the intent to commit a theft, commit one or more of the following acts to assist or further the commission of the intended theft or the person's escape from the scene thereof with or without the stolen property while armed with a dangerous weapon: 1. Commit an assault upon another. 2. Threaten another with or purposely put another in fear of immediate serious injury. 3. Threaten to commit immediately any forcible felony

**VICTIM INFORMATION (Optionally displayed, especially if NCO is requested)**

Last <b>LOVELADY BROWN</b>		First <b>DESMOND</b>		Middle <b>ALLEN LAMONT</b>		Suffix		
Business/Organization/State/County/Municipality Name								
Address				City		State	Zip	

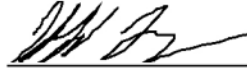
AFFIDAVIT

STATE OF IOWA, POLK COUNTY

I, the undersigned, being duly sworn, state that all facts contained in this Complaint and Affidavit, known by me or told to me by other reliable persons form the basis for my belief that the defendant committed this crime

State all facts and persons relied upon supporting elements of alleged crime

The defendant was loitering outside of a liquor store and with an accomplice, identified as Ferdinand Johnson, did approach the victim, Desmond Lovelady Brown, as he was seated in the front driver's seat. Ferdinand then did produce a silver revolver style handgun while and did state to the victim "give me all your shit" while the defendant began to physically reach into Desmond's pockets. The defendant then did take the victim's cell phone and gave it to Ferdinand. At this point the robbery was interrupted by witnesses at which point Ferdinand did point the firearm at them and did strike one of them in the face with the weapon. One of the witnesses then did shoot Ferdinand in self defense and also grazed the defendant in his leg. The defendant then did take possession of the firearm which had fallen on the ground and did hide it nearby. The defendant did admit to being at the scene and was observed on security camera committing the robbery. Additionally the victim's cell phone was recovered from Ferdinand's property at the hospital.




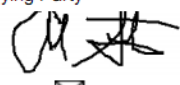
GEORGE, JEFFREY 5127

Signature of Complainant or Officer, Officer Name & Number

**GENERAL PROBABLE CAUSE**

Defendant Implicated		
02 - CAUGHT IN ACT, 03 - ADMISSION/STATEMENTS, 07 - IDENTIFIED BY WITNESSES, 08 - CRIME OBSERVED BY OFFICERS, 09 - NEAR SCENE OF CRIME, 11 - POSSESSION, 14 - OTHER PHYSICAL EVIDENCE		
Operating Motor Vehicle in County	Other Physical Evidence <b>SECURITY VIDEO</b>	Attempted To Inflict Injury

STATE OF IOWA, POLK COUNTY

	Subscribed and sworn to before me by the person(s) signing the Complaint and Affidavit(s) on 09/06/2019	
	Notary Name <b>CHAD STEFFEN</b>	Signature of Verifying Party 
	Commission Number <b>788153</b>	<input type="checkbox"/> Peace Officer <input checked="" type="checkbox"/> Notary <input type="checkbox"/> Prosecuting Attorney
	My Commission Expires <b>01/28/2021</b>	