

**AFFIDAVIT  
FOR PROBABLE CAUSE**

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**STATE OF INDIANA, COUNTY OF MARION, SS:**

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Detective Joshua Taylor swears (affirms) that:

On Saturday, October 12, 2024, at approximately 3:30 AM Officers were dispatched to 8111 S. Emerson Ave. St. Francis Hospital on a report of a walk-in person shot. Upon the officer's arrival, they located a white/male CL suffering from an apparent gunshot wound to his right elbow.

Det. R. Clayton went to St. Francis to speak with CL. J. Taylor went to the crime scene which was determined to be 3512 Madison Ave. (Silk N Lace bar/club).

Det. R. Clayton took a taped statement from CL. CL stated that he observed a male, wearing a red shirt assaulting a female and CL attempted to help the female when the possible suspect grabbed a gun from his black, Cadillac Escalade. When CL saw the suspect, a Hispanic male, with the gun, he ran back to his car, and the suspect followed him with a black handgun in his right hand. As CL was attempting to drive out of the parking lot the suspect fired (1) shot into the vehicle, striking CL in his right elbow. CL did tell Det. Clayton that the Hispanic/male was the person who shot him.

Det. Taylor went to the crime scene, interviewed witnesses, and watched a video of the shooting. During the review of the video, and through advanced investigative techniques, including Flock, Det. Taylor identified the possible suspect as a Hispanic/male, Felipe Maguellar. Felipe Maguellar is the registered owner of a 2008, black, Cadillac Escalade, and this is the same vehicle that is observed in the parking lot at 3512 S. Madison Ave. on the surveillance video.

On Saturday, October 12, 2024, at approximately 11:51 PM Det. J. Taylor took a taped statement from the victim CL, during the taped statement Det. Taylor showed CL photo Lineup 168685, and CL identified the person in the photo 5 (Felipe Maguellar) as the person who shot him. He positively identified Felipe Maguellar as the person who shot him.

CL stated his group and Felipe Maguellar's group left the bar and were outside in the parking lot. At that point, a male named JG (who was wearing a red shirt) began to assault a female in the parking lot. CL stated that when he and his friends witnessed the assault, they attempted to intervene and help the female. The two groups began physically fighting. During the physical fight, Felipe Maguellar (who was wearing a black shirt/hoodie) went to his Cadillac Escalade and retrieved a firearm. Mr. Maguellar began walking toward the group, and Mr. Maguellar followed one of the males in CL's group to CL's car and continued to intimidate him with the firearm while holding it in his right hand. CL and his group of friends got into his car. Mr. Maguellar stood in front of the car, leaned over the hood of the vehicle, and Mr. Maguellar began tapping the firearm on the hood of the car.



CL then attempted to drive away, and Mr. Maguellar discharged his firearm into the passenger window, striking CL in his right elbow. (1) 9MM shell casing was recovered from the crime scene and placed in the IMPD property room.

Det. Taylor went to 3512 Madison Ave. (Silk N Lace bar/club). Det. Taylor took taped statements from 2 witnesses, the security/door man and owner of Silk N Lace bar/club. The security/door man was outside at the time of the shooting and was also present with Det. Taylor while the video footage was being reviewed. The owner of Silk N Lace bar/club was the person who controlled the video equipment, and the owner had previously viewed the footage prior to Det. Taylor arriving at the crime scene. The security/door man and the owner of Silk N Lace bar/club were

separately shown a photo Lineup ID168685. The security/door man and the owner of Silk N Lace bar/club both positively identified the person in the photo position (5) Felipe Maguellar.

The security/ door man stated that Felipe Maguellar was the person that shot into CL's car.

The of Silk N Lace bar/club both stated that Felipe Maguellar looked like the person in the video that can be seen shooting into CL's vehicle.

Felipe Maguellar is currently under indictment for the following criminal charges.

41C01-2409-F6-000658

Filed Date: 09/17/2024

OACN/Police Report #: G24L20762

Count: 1 - Intimidation

6 - Felony

35-45-2-1(a)(4)

Penalty: 35-45-2-1(b)(1)(A)

Disposition: Pending

Offense Date: 09/14/2024

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Count: 2 - Possession of Methamphetamine

6 - Felony

35-48-4-6.1(a)

Disposition: Pending

Offense Date: 09/14/2024

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Count: 3 - Residential Entry

6 - Felony

35-43-2-1.5

Disposition: Pending

Offense Date: 09/14/2024

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Count: 4 - Criminal Trespass

A - Misdemeanor

35-43-2-2(b)(1)

Disposition: Pending

Offense Date: 09/14/2024

On Monday, October 14, 2024, at 5:26 PM Det. Taylor took an audio/video statement from JG. JG was with Felipe Maguellar at the time of the shooting, and during his statement, he admitted that he was with Felipe and that JG witnessed Felipe with a firearm, JG admitted to seeing Felipe tap the hood of CL's car with the gun, and he stated that he witnessed Felipe discharge the firearm into the passenger window, that ultimately caused CL to be shot in the right elbow.

On Monday, October 14, 2024, at 5:46 PM Det. Taylor attempted to take a taped, audio/video statement from Felipe Maguellar. Det. Taylor read Mr. Maguellar the Advice of Rights Form and Mr. Maguellar did not want to make a statement and requested an attorney present during any questioning.

Det. Taylor placed Felipe Maguellar under arrest for Battery-Moderate Injury, Criminal Recklessness with a Deadly Weapon, Intimidation with a Deadly Weapon, and Possession of a Firearm by a Dangerous Person.

Felipe Maguellar was transported to the CJC by the IMPD wagon.

All of the above events occurred in Indianapolis, Marion County, Indiana.

I swear (affirm) under the penalties for perjury that the foregoing facts are true to the best of my knowledge and belief.

/s/ Joshua Taylor

DATED: 10/13/2024