

United States District Court

SOUTHERN

DISTRICT OF

IOWA

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

WILLIAM JON DEMOSS, Jr.

CASE NUMBER: 4-02-M-20269

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about October 12, 2002 in Polk county, in the Southern District of Iowa defendant(s) did,

Count 1: knowingly and intentionally conspired with one or more persons to manufacture methamphetamine, a Schedule II controlled substance, in violation of Title 21, U.S.C. Section(s) 846 and 841(a)(1);

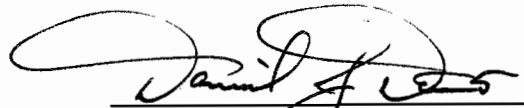
Count 2: use and carried a firearm in relation to the conspiracy to manufacture methamphetamine, a Schedule II controlled substance, in violation of Title 18, U.S. C. Section 924(c); and

Count 3: possession of a firearm by a felon, in violation of Title 18, U.S.C. Section 922(g)

in violation of Title 21 United States Code, Section(s) 846, 841(a); Title 18, United States Code, Section 924(c) and Title 18, United States Code Section 922(g). I further state that I am a(x) Task Force Officer, DEA and that this Complaint is based on the following facts:
Official Title

All of the facts and circumstances set forth within the Affidavit of Task Force Officer Dan Davis, DEA, which is attached hereto as Attachment A and incorporated by reference herein.

Continued on the attached sheet and made a part hereof: Yes No




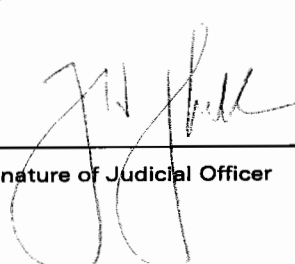
TFO/ Dan Davis
Drug Enforcement Administration

Sworn to before me and subscribed in my presence,

December 12, 2002
Date

at Des Moines, Iowa
City and State


Celeste F. Bremer, Chief
U.S. Magistrate Judge
Name & Title of Judicial Officer



Signature of Judicial Officer

AFFIDAVIT

UNITED STATES OF AMERICA)

SS

SOUTHERN DISTRICT OF IOWA)

I, Daniel J. Davis, being first duly sworn, depose and state:

1. I am a Task Force Officer(TFO) with the Drug Enforcement Administration for the past 5½ years, and have been employed with the Polk County Sheriff's Office for approximately 21 ½ years, and currently hold the rank of Detective. During that time I have been assigned to the Polk County Sheriff's Office Narcotic Unit, I have investigated multi-pound methamphetamine conspiracy cases which have resulted in numerous arrests, seizures, and convictions in the Southern District of Iowa. I am familiar with Title 21, United States Code, Sections 841(a)(1) and 846. In connection with other investigations I have learned the following:

2. On October 12, 2002, Senior Deputy Tom Griffiths of the Mid Iowa Narcotics Enforcement Task Force (M.I.N.E.) was working with a confidential source (CS). The CS contacted, Deputy Tom Griffiths and provided information that two individuals, William Jon DeMoss, Jr. (Bill), and a Michael Arthur Klinefeldt (Mike), herein De Moss and Klinefeldt were operating a clandestine laboratory that would be manufacturing methamphetamine on the evening of October 12, 2002. The CS provided Deputy Griffiths with the time that De Moss and Klinefeldt were operating this clandestine laboratory at Southeast 30th Street and Southeast Hartford Avenue, Des Moines, Iowa, which is located in the Southern District of Iowa. The CS

also stated to Deputy Griffiths that DeMoss and Klinefeldt would be driven by a John Huffman to the location of Southeast 30th Street and Southeast Hartford Avenue, Des Moines, Iowa. The CS stated to Deputy Griffiths that DeMoss and Klinefeldt were to call Huffman after DeMoss and Klinefeldt were finished manufacturing the methamphetamine, for Huffman to pick up DeMoss and Klinefeldt at Southeast 30th Street and Southeast Hartford Avenue, along with the laboratory equipment and remnants from the clandestine lab.

3. On October 12, 2002, Deputy Griffiths and other members of the M.I.N.E. Task Force conducted surveillance at the location of the clandestine laboratory, this being in a wooded area behind a yellow secured field gate at Southeast 30th Street and Southeast Hartford Avenue, Des Moines, Iowa. Surveillance personnel observed a dark-colored mini-van traveling eastbound on Southeast Hartford Avenue at approximately 8:00 p.m. on October 12, 2002. According to surveillance, the dark colored mini-van continued eastbound on Southeast Hartford Avenue and came to a stop in front of the yellow secured gate, located at the intersection of Southeast 30th Street and Southeast Hartford Avenue, Des Moines, Iowa.

4. A short time later, the dark colored mini-van was observed to depart the location at Southeast 30th Street and Southeast Hartford Avenue and drove westbound on Southeast Hartford Avenue to Southeast 14th Street, Des Moines, Iowa. A marked Polk County Sheriff's patrol unit conducted a traffic stop for left of center, on the dark colored mini-van at the intersection of Southeast 14th Street and Southeast Hartford Avenue, Des Moines, Iowa. The driver of the dark colored mini-van was approached by Deputy Fred Deeds and was requested to step out of the driver's side of the vehicle. When the driver of the dark colored mini-van opened the door and complied with the deputy's request, the deputy detected a strong odor coming from

the interior of the van, which based on his knowledge and training to be consistent with the odor that is produced by the ether and ammonia used in the clandestine manufacture of methamphetamine.

5. A short time later October 12, 2002, the members of the M.I.N.E. Task Force, which and followed the dark colored mini-van, assisted Deputy Deeds with the vehicle stop and the occupants of the mini-van. Officers requested the other two male passengers, DeMoss and Klinefeldt to step out of the vehicle. Deputy Griffiths advised both De Moss and Klinefeldt of their Miranda Rights and asked each individual if he understood their constitutional rights, with each answering Deputy Griffiths "yes" to this question. De Moss occupied the front passenger bucket seat and Klinefeldt was in the passenger seat behind De Moss.

6. October 12, 2002, Special Agent Ken Arduser of the Division of Narcotics Enforcement for the State of Iowa, and a member of the Clandestine Laboratory. Team for State Narcotics, was contacted by Deputy Griffiths to respond to the scene of the traffic stop and process the clandestine laboratory which was located inside the mini-van. The laboratory report generated as a result of the seizure from the dark colored mini-van not only shows the recovery of in excess of 5 grams of actual methamphetamine, but also materials consistent with the clandestine manufacture of the Schedule II controlled substance, methamphetamine.

7. After being given his Miranda warnings as referenced above on October 12, 2002, Michael Klinefeldt requested to speak with Deputy Griffiths. Klinefeldt stated to Deputy Griffiths that he wished to cooperate with law enforcement. Klinefeldt admitted to Deputy Griffiths and Deputy Jeff Holiday, of the Polk County Sheriff's Office, that he and William DeMoss had been cooking methamphetamine at Southeast 30th Street and Southeast Hartford

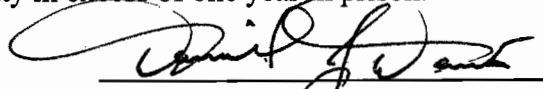
Avenue, behind a yellow gate, in the wooded area. Klinefeldt also admitted that during the time that he was cooking (manufacturing) with De Moss, De Moss was wearing a camouflage fanny pack that contained a loaded .22 caliber revolver. A camouflage fanny pack containing a loaded .22 caliber revolver was found next to De Moss and within reach of Klinefeldt during the search of the dark colored mini-van. Klinefeldt stated to Deputy Griffiths that the driver of the mini-van, John Huffman had been called by Klinefeldt and De Moss and was requested to pick them up at the Southeast 30th Street and Southeast Hartford Avenue location. Klinefeldt stated that Huffman was not involved in the manufacture of the methamphetamine on October 12, 2002.

8. A check of the criminal history of De Moss and Klinefeldt show;

A). Michael A. Klinefeldt, date of birth [REDACTED] 1947, social security number [REDACTED] 4313, a conviction in the federal court of the Southern District of Iowa for conspiracy to manufacture methamphetamine on March 29, 1993.

B). William J. De Moss Jr., date of birth [REDACTED] 1947, social security number [REDACTED] 9798, among other convictions, a conviction in the federal court for the District of Nebraska for bank robbery with a firearm on December 5, 1995.

Both of these crimes have a statutory penalty in excess of one year in prison.



Daniel J. Davis, Task Force Officer
Drug Enforcement Administration

Subscribed and sworn to before me this 12th day of December, 2002.

~~Celeste F. Bremer~~
U.S. Magistrate Judge

