

AFFIDAVIT

I, Mario Stout being duly sworn, depose and state the following:

1. That I am a Police Corporal with the Virgin Islands Police Department, assigned to the Major Crime Unit, St. Thomas/St. John and Water Island District and have been assigned to the Major Crime Unit for the past fourteen years.
2. That I was assigned to investigate a homicide that occurred at about 10:50 AM on Sunday, September 7, 2009 in the area of 57M Mahogany Run.
3. That Witness #1 was interviewed and stated that on Sunday, September 7, 2008 Marcus Sukow and he/she went to Molly Malone's for breakfast at approximately 8:00 am to 8:30 am. Upon arrival back at their condos at Mahogany Run, Mr. Sukow and he/she had a disagreement. Witness #1 decided to leave the condo, picked up his/her keys and exited the front door. Marcus started shouting at Witness # 1 from the condo and came outside, then Witness # 1 returned to the condo.
4. That Witness #1 came out of the condo again and got into his/her vehicle and was trying to reverse out of a parking space where the vehicles were tightly parked. Marcus went to his truck to retrieve some items, including a flashlight. That Witness # 3, a neighbor, came out of his condo for a run and spoke briefly

- to Marcus Sukow. That Mr. Sukow told Witness # 3 to stay out of his business and turned back to his condo.
5. William Clarke came out of his condo and went to his SUV. He spoke to Mr. Sukow, asking if he was alright. Witness # 1 asked William Clarke for a ride to the guard gate and got in his SUV. When Mr. Sukow observed Witness #1 in Mr. Clarke's vehicle he walked to the vehicle and told Witness # 1 to get out of the vehicle. He then told William Clarke to get Witness #1 out of his car.
  6. Witness #1 stated that he/she was looking down and he/she saw William Clarke open the top of a black vinyl looking bag with his left hand. Witness #1 also stated with his right hand, Williams Clarke pulled out a gun out the bag and shot Marcus from inside of the car several times.
  7. That contact was made with Witness #2 who stated that while he/she was patrolling as a security guard in the area of St. Lucia drive when he/she saw Marcus in the middle of the street obstructing Witness # 1 from leaving. Witness #2 also stated that he observed Marcus strike the left front light of his Witness' # 1 car with a flashlight.
  8. That Witness #2 got out of his vehicle to find out what was going on. He/she heard Marcus tell Witness #3 to "butt out" of his affairs. He observed Marcus walk toward Witness # 3, which gave Witness # 1 time to leave the vehicle he/she was in and enter to William Clarke's vehicle.
  9. Witness #2 also stated he observed Witness # 1 get into William Clarke's SUV. He further observed Mr. Sukow asking Mr. Clarke to remove her from his vehicle. He further observed the driver's door opening and Mr. Sukow striking

the driver's door with his flashlight. William Clarke then threw his weapon and told Mr. Sukow to step back. Mr. Sukow stood there with his hands at his side when William Clarke discharged his firearm at him several times.

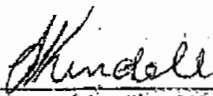
10. On Wednesday September 10, 2008 Dr. Francisco Landron performed an autopsy of the body of Marcus Sukow and it revealed that he died as a result of multiple gunshot wounds to the body.

BASED UPON THE FOREGOING, I believe that probable cause exists to issue an arrest warrant for WILLIAM CLARKE for violations of Second Degree Murder - 14 V.I.C. §§ 921, 922(b); Voluntary Manslaughter - 14 V.I.C. § 924(1), and using A Dangerous Weapon During The Commission Of Crimes Of Violence - 14 V.I.C. § 2251(a)(2)(B).

Further affiant sayeth not.

  
DETECTIVE CORPORAL MARIO STOUT

SUBSCRIBED and SWORN to before  
on this 26<sup>th</sup> day of November 2008.

  
HONORABLE JUDGE OF THE SUPERIOR COURT

CERTIFIED A TRUE COPY

Date: 11/26/2008

Venetia H. Velazquez, Esq.  
Clerk of the Court

By:   
Court Clerk