



County of Alameda



Request for Out of Custody Complaint Declaration of Probable Cause

Arrestee/Suspect KEMANDRE KING		DOB 07/21/2001	Sex M	PFN BMK264	
Race BLACK		CDL Y5714693 CA		Agency Report # 21-049455	
Arresting Agency OAKLAND PD (CA0010900)		Declarant BRADLEY BAKER		Agency Phone (510) 238-3821	Agency Fax (510) 238-3415
Arrest Date	Arrest Time	Arrest Location			
Holds		Arrestee Home Address			
Charges/Violations PC 187(A) F(1 Counts), PC 211 F(1 Counts), PC 182(A)(1) F(1 Counts)					

On October 21, 2021 at about 1:00 PM, an armed robbery occurred at the Chevron Gas Station, 1700 Castro Street, Oakland. The victim, Ersie Joyner, was at the gas station fueling his vehicle when the robbery occurred.

The suspects in this case were identified by physical evidence, video surveillance footage, statements and electronic records as follows:

- Suspect 1 - Desoni Gardner, 26Aug01, Male, Black, CII A37222372 - Decedent
- Suspect 2 - Kemandre King, 21Jul01, Male, Black, CII A37142398 - Armed with firearm
- Suspect 3 - Marlon King, 07Jun97, Male, Black, CII A35350777 - Armed with firearm, shot Joyner.
- Suspect 4 - Joshua Hayles, 26Jan93, Male, Black, CII A32311410 - Driver

Hayles drives the suspect vehicle Nissan Sentra, 6ATC357 onto the gas station property and circles the property before parking adjacent to Joyner. Desoni Gardner, Kemandre King and Marlon King immediately exit the Nissan and confront Joyner at gunpoint demanding his property and threatening to shoot him. The suspects take Joyner's property including jewelry, cash and a cell phone. Marlon King returns to the Nissan as Desoni Gardner starts taking property from Joyner's vehicle and Kemandre King picks up Joyner's property, which had fallen to the ground. The suspects continuing to threaten to shoot Joyner and take his vehicle.

Joyner produced a concealed handgun that the suspects missed during the robbery and shot Kemandre King and Desoni Gardner. Kemandre King fled on foot and hid in front of the Nissan. Desoni Gardner collapsed at the scene and was later pronounced deceased at the scene. Marlon King shot Joyner and exchanged gunfire with Joyner; during the exchange, Kemandre King points a firearm at Joyner and then entered the Nissan. Joyner ran out of ammunition and sought cover. Marlon King then advanced on Joyner and shot him while he was down on the ground. Marlon King briefly pulled on Gardner before returning to the Nissan. Hayles drove Kemandre King and Marlon King from the scene in the Nissan. Joyner was transported to a local hospital and underwent surgery, he sustained multiple gunshot wounds to his legs and torso. Joyner survived his injuries.

The suspect vehicle, Nissan Sentra was abandoned a short time later in Berkeley California and recovered on October 25th, 2021. The suspect vehicle was subsequently searched resulting in the recovery of additional evidence in the crime.

I declare under penalty of perjury that the above information was obtained through official police channels and is contained in the above-mentioned police report. Executed in the County of Alameda, State of California. Identity and signature of declarant verified by CRIMS.

Date: 11/15/2021 17:20:46

Declarant: BRADLEY BAKER

Badge: 8448

On the basis of the foregoing declaration, I hereby determine that there is/is not probable cause to detain this arrestee.

Date:

Judge: