

UNITED STATES DISTRICT COURT

for the

District of Guam

United States of America

v.

NICHOLAS WAYNE MOORE

Case No. MJ 21-00128

Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

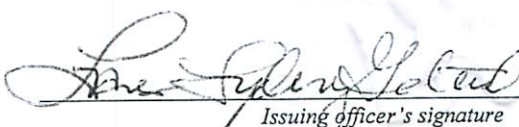
(name of person to be arrested) NICHOLAS WAYNE MOORE,

who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☒ Complaint
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

Unlawful Flight To Avoid Prosecution, in violation of Title 18, United States Code, Section 1073

Date: 5/28/2021

 Issuing officer's signature
City and state: Hagatna, Guam

FRANCES TYDINGCO-GATEWOOD, Chief Judge

Printed name and title

Return

 This warrant was received on (date) _____, and the person was arrested on (date) _____
 at (city and state) _____.

Date: _____

Arresting officer's signature

Printed name and title

COPY

This second page contains personal identifiers provided for law-enforcement use only and therefore should not be filed in court with the executed warrant unless under seal.

(Not for Public Disclosure)

Name of defendant/offender: _____

Known aliases: _____

Last known residence: _____

Prior addresses to which defendant/offender may still have ties: _____

Last known employment: _____

Last known telephone numbers: _____

Place of birth: _____

Date of birth: _____

Social Security number: _____

Height: _____ Weight: _____

Sex: _____ Race: _____

Hair: _____ Eyes: _____

Scars, tattoos, other distinguishing marks: _____

History of violence, weapons, drug use: _____

Known family, friends, and other associates (*name, relation, address, phone number*): _____

FBI number: _____

Complete description of auto: _____

Investigative agency and address: _____

Name and telephone numbers (office and cell) of pretrial services or probation officer (*if applicable*): _____

Date of last contact with pretrial services or probation officer (*if applicable*): _____

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United States Attorney
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Assistant U.S. Attorney
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6 Attorneys for the United States of America

7 IN THE UNITED STATES DISTRICT COURT

8 FOR THE TERRITORY OF GUAM

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 NICHOLAS WAYNE MOORE,

13 Defendant.

MAGISTRATE CASE NO. 21-00128

COMPLAINT

UNLAWFUL FLIGHT TO AVOID
PROSECUTION
[18 U.S.C. § 1073]

14 THE UNDERSIGNED COMPLAINANT CHARGES UPON INFORMATION AND BELIEF
15 THAT:

16 Between on or about May 28, 2021, and the date of this Complaint, in the District of
17 Guam and elsewhere, the defendant herein, Nicholas Wayne MOORE, did commit a violation of
18 Title 18, United States Code, Section 1073, Unlawful Flight To Avoid Prosecution.

19 COMPLAINANT FURTHER STATES:

20 I, Marciano J. Patricio, being duly sworn, do hereby depose and say the following:

21 1. I am a Deputy U.S. Marshal with the United States Marshals Service (USMS), and
22 have been so employed in my current capacity since January, 2008. I am currently assigned as
23 the Deputy in Charge of the U.S. Marshals Violent Fugitive Task Force, USMS, District of
24 Guam.

COPY

1 2. I am a graduate of the Criminal Investigator Training Program and the Deputy United
2 States Marshals Service Training Academy held at the Federal Law Enforcement Training
3 Center in Glynco, Georgia. I have received classroom and on the job training in the areas of
4 general law enforcement, criminal investigative techniques, interviews and interrogations,
5 general and electronic surveillance and criminal law including search and seizure.

6 3. The information in this affidavit is based on my personal knowledge, information
7 provided to me by other law enforcement officers and individuals, and the reports and
8 memoranda of other law enforcement officers. The information in this affidavit is provided for
9 the limited purpose of establishing sufficient probable cause for a request for a warrant of arrest
10 and does not set forth all of my knowledge about this matter.

11 4. On May 21, 2021, I received information through investigative means that the
12 Defendant, NICHOLAS WAYNE MOORE (MOORE), is a fugitive/person with an outstanding
13 warrant of arrest issued by the Superior Court of Guam for the offense of Murder, Aggravated
14 Assault and the Use of a Deadly Weapon in the Commission of a Felony. Defendant MOORE
15 was located on May 27, 2021, by Deputy U.S. Marshals and task force officers with the U.S.
16 Marshals Florida Regional Fugitive Task Force. Defendant MOORE was located and positively
17 confirmed outside his apartment unit at 4300 Bay Point Drive, Panama City Beach, Florida.

18 5. Information developed during the investigation that indicated that Defendant MOORE
19 was implicated in two (2) separate "shooting" investigations on Guam that occurred on October
20 15, 2020, and October 30, 2020, wherein one victim survived the incident. The second victim
21 was later reported missing and is presumed deceased. Throughout the investigation, it is
22 believed that the second victim was shot multiple times with a .45 caliber pistol, while inside his
23 vehicle. The second victim's body is also believed to be disposed of in the ocean, utilizing
24

1 Defendant MOORE's father's boat. DNA testing further indicated that the blood located in the
2 victim's vehicle and blood later found on the pistol (.45 caliber) confiscated at Defendant
3 MOORE's Guam residence, matched the DNA of the second victim.

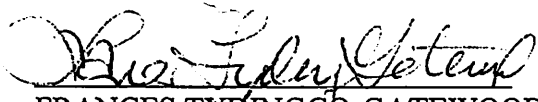
4 6. On November 14, 2020, just days after his interview with Guam Police Department
5 Detectives, Defendant MOORE departed Guam with the reason of attending a drug rehabilitation
6 program at the Betty Ford Clinic in Palm Springs, California. Defendant MOORE was
7 scheduled to return to Guam within 30 days following the completion of his treatment. The
8 Guam Police Department has since learned that Defendant MOORE left the state of California
9 and was arrested on February 9, 2021, in Panama City Beach, Florida by police officials for a
10 misdemeanor criminal offense.

11 7. Based on the information in this Affidavit, your affiant submits there is probable
12 cause to support the issuance of a criminal complaint and arrest warrant for NICHOLAS
13 WAYNE MOORE for violation of Title 18, United States Code, Section 1073, Unlawful Flight
14 to Avoid Prosecution in relation to Guam Police Department Case Nos. 2020-27259 and 2020-
15 25884.

16 DATED this 28 day of May, 2021.

17 
18 MARCIANO J. PATRICIO
19 Deputy U.S. Marshal
U.S. Marshals Service

20 SUBSCRIBED AND SWORN TO before me on this 28th day of May, 2021.

21 
22 FRANCES TYDINGCO-GATEWOOD
23 Chief Judge
24 District Court of Guam