



FELONY COMPLAINT

CR# 09-349013

*City of Rochester; County of Monroe, New York;
The People of the State of New York*

Vs.

Jose Correa,

I, Inv. Seth Carr, the complainant herein, work at the Rochester Police Department, 630 N. Clinton Ave. Rochester, NY and accuse the defendant, Jose Correa in this action, that on or about the 29th of October, 2009, at about 9:45 PM at the premises known as 1046 University Ave. Rochester, NY, said defendant did Intentionally, Knowingly and Unlawfully commit the Felony of Assault in the First Degree contrary to the provisions of section(s) and sub-section(s) 120.10(1) of the PENAL LAW of the State of New York.

THE FACTS ON WHICH THIS ACCUSATION IS MADE ARE BASED UPON MY OWN KNOWLEDGE AND INFORMATION AND BELIEF AS FOLLOWS:

That your complainant is a police officer for the City of Rochester Police Department and while in such capacity and whose employ did have cause to investigate the above stated crime occurring at 1046 University Ave. within the City of Rochester, County of Monroe, State of New York.

As a result of this investigation, your complainant states that the above named defendant did on the above date and time, at the above location commit the crime of Assault in the First Degree, a Class B Felony when he when with intent to cause serious physical injury to another person, he causes such injury to such person or to a third person by means of a deadly weapon or a dangerous instrument, to wit: That on the above date and time at the aforementioned location, the defendant did cause serious physical injury to the victim by means of a deadly weapon. That the defendant, armed with a legally registered "Smith and Wesson" make 40 caliber pistol, did fire said pistol at the victim striking the victim in the torso. That the victim did sustain serious physical injury requiring surgery at Strong Memorial Hospital and the removal of an internal organ, his spleen.

Such information and belief being the personal investigation of the defendant by your complainant and the signed, sworn to deposition of Steve Klee which is attached and made part of this Felony Complaint.

NOTICE: FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW OF THE STATE OF NEW YORK.

DATE: 10/30/09

COMPLAINANT: Inv. Seth Carr #1092

Inv. Seth Carr #1092

2009 OCT 30 AM 6:43
ROCHESTER CITY COURT

