

**████████ COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK**

**Name of Respondent:** TYQUAN ██████████ **Date of Birth:** ██████████  
OMAR ██████████  
AKIL ██████████  
ABEL ██████████  
████████████████████ FRANKLYN ██████████

**Date of Occurrence:** ██████████  
**Approx. Time of Occurrence:** ██████████  
**Place of Occurrence:** i/s/o MTA Subway station, 59<sup>th</sup> Street and Lexington Avenue,  
New York, NY

I, ██████████ being duly sworn, do hereby depose and say that at the above date, time and place:

Respondents and adult co-defendant, while in acting in concert with and aided by each other, all of whom were actually present permission to take/attempt to take property from another person, to wit: I-Pod (personal Mp3 player), or to knowingly possess such property with intent to benefit himself or a person other than an owner thereof or to impede the recovery by an owner thereof, Respondents, in the course of and in furtherance of the commission or attempted commission of a felony, or of immediate flight therefrom, or another participant if there be any, attempted to cause physical injury to me, who was not one of the participants; Respondents did with intent to cause physical injury to another did attempt to cause, such injury to me, in that:

At the above date, time and place, I was sitting on the subway and I observed the adult co-defendant, ██████████ Rodriguez and the Respondents standing next to one another on the train. I observed Rodriguez reach over a female passenger's shoulder and grab hold of her purse. Then, Rodriguez began to pull on the purse. The female passenger refused to give up possession iof the purse and pulled on the purse each time Rodriguez pulled. She was holding tightly on to the purse. I then stood up and walked over to the female passenger. I was trying to prevent Rodriguez from stealing the female passenger's purse or possibly hurting her. I grabbed ██████████ and tried to get him to let go of the purse. Then, I felt myself being punched and kicked in the back. I observed Rodriguez punch me with his hand in my head. I turned around and observed Respondent ██████████ kick me in the side of my body and punched me several times on my body and head with his hand. I asked Rodriguez to give the I-pod back. Rodriguez stated to me, in sum and substance, stay out of it. Then, I placed my hand on his Rodriguez's shoulder and Respondent ██████████ began punching me in the side of my head and back. ██████████ also kicked multiple time. I felt my fall into the subway seats at which point Respondent ██████████ continued to punch and kick me.

**ANY FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS  
A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW.**

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