

## CRIMINAL COMPLAINT – ATTACHMENT

### I base my belief on the following facts:

This affiant, Detective S. R. McKinley, of the Newport News Police Department, submits this affidavit in the support of the issuance of arrest warrants for As-Siddiq Abdul-Aziz, as there is probable cause to believe that on August 26, 2022, he committed offenses which violated Virginia State Code: 18.2-32, to wit, Second Degree Murder; and 18.2-53.1, to wit, Use of a Firearm During the Commission of a Felony.

On August 26, 2022, at approximately 1326 hours, Newport News Communications received a call in reference to a shooting in the parking lot of Food Lion located at 316 Oyster Point Road. The caller advised an altercation occurred in the parking lot between a black male and the victim. The caller also advised the black male shot once, exited his vehicle, and placed the gun on the ground. Officers located the victim suffering from at least one gunshot wound. Medics arrived on scene and at approximately 1335 hours, they pronounced the victim deceased. The victim was identified as Crystal Mittelstadter [REDACTED]

The suspect, who was eventually identified as As-Siddiq Abdul-Aziz [REDACTED] stayed on scene, placed his gun down on the ground and was detained by police at approximately 1332 hours. Mr. Abdul-Aziz was transported to Newport News Police Headquarters to be interviewed by detectives. Mr. Abdul-Aziz's girlfriend, [REDACTED] was a witness to the shooting and willingly went to Newport News Police Headquarters to be interviewed. After speaking to numerous witnesses on scene, and watching a cellphone recording from [REDACTED] it was determined this shooting stemmed from a road rage incident that began around City Center Boulevard and Warwick Boulevard.

During the cell phone recording, both Mr. Abdul-Aziz and the victim exchanged words back and forth before driving off. The victim is heard in the video saying, "You got a gun on me." Mr. Abdul-Aziz said he retrieved his firearm from his black bag that was in his glove compartment and held it against his chest. I asked Mr. Abdul-Aziz if the victim could see his firearm and Mr. Abdul-Aziz believed the victim could see his firearm based on the victim leaning toward the passenger seat. After Mr. Abdul-Aziz and the victim turned westbound on Oyster Point Road, Mr. Abdul-Aziz is heard on the cell phone recording saying, "it's cool, it's cool, he gone die. He gone die today, come on, come on, come on, come on, come on, come on" as the victim is observed driving to the left of Mr. Abdul-Aziz's vehicle.

Both the victim and Mr. Abdul-Aziz drove into the Food Lion parking lot where the road rage incident continued. Camera footage showed Mr. Abdul-Aziz exiting his vehicle and running toward the victim's vehicle. Numerous witnesses, who stayed on scene to give statements, observed both Mr. Abdul-Aziz and the victim exit their vehicles and argue with each other. According to Mr. Abdul-Aziz, he exited his vehicle with his firearm in his right hand and kept it down to his right side. Witnesses did not observe the victim with a firearm. Mr. Abdul-Aziz believed he saw the victim with a firearm on his hip but the victim did not remove a firearm from his hip or waist and never pointed a firearm at him. A search of the victim's body and clothing was conducted and no firearm was located. A search warrant of the victim's vehicle was obtained and executed and no firearm was located.

From: NN MAGISTRATES OFFICE

757 926 8263

08/26/2022 23:09

#695 P.001/001

From: NNPD\_Major Crimes

7579284604

08/26/2022 22:21

#938 P.005

within the vehicle during this search. Mr. Abdul-Aziz's firearm was recovered on scene as well as a cartridge casing from the inside of his vehicle.

Video footage showed Mr. Abdul-Aziz get back in his vehicle and park it in a parking spot. The victim drove to the passenger side of Mr. Abdul-Aziz's vehicle and a witness observed Mr. Abdul-Aziz lean toward the passenger window with his firearm and shoot the victim who died as a result of that gunshot wound.

The Commonwealth's Attorney's Office was consulted and a determination was made to seek warrants charging As-Siddiq Abdul-Aziz with 2nd Degree Murder and Use of a Firearm in the Commission of a Felony.

Detective S. R. McKinley 2069

NAME OF COMPLAINANT

S.R. McKinley #2069  
SIGNATURE OF COMPLAINANT

Subscribed and sworn to before me this day

8/26/2022 1048 PM  
DATE AND TIME

S.A. Calaisse  
MAGISTRATE  
S.A. CALAISSE

# CRIMINAL COMPLAINT

Commonwealth of Virginia

Print ALL information clearly:



General District Court



Juvenile and Domestic Relations District Court

Newport News

CITY OR COUNTY

Under penalty of perjury, I, the undersigned Complainant swear or affirm that I have reason to believe that the Accused committed a criminal offense, on or about

August 26, 2022

DATE OFFENSE OCCURRED

in the ☒ City ☐ County ☐ Town

of Newport News, VA

I base my belief on the following facts:

See Attached.

The statements above are true and accurate to the best of my knowledge and belief.

In making this complaint, I have read and fully understand the following:

- By Swearing to these facts, I agree to appear in court and testify if a warrant or summons is issued.
- The charge in this warrant cannot be dismissed except by the court, even at my request.

Detective S. R. McKinley

NAME OF COMPLAINANT (LAST, FIRST, MIDDLE)

(PRINT CLEARLY)

Subscribed and sworn to before me this day.

08/26/2022 10:48 PM

DATE AND TIME

2-311 10/97 PC (11438-0103/99)

☐ CLERK

☐ MAGISTRATE

Shane A. Lacasse

x

Shane A. Lacasse

x

08/26/2022 10:48 PM

## CRIMINAL COMPLAINT

ACCUSED: Name, Description, Address/Location

Abdul-Aziz, As-Siddiq

Norfolk, VA 23510

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	HT.	WGT.	EYES	HAIR
B	M	5	11	156	BR
SSN					

LAW EN

ONLY

Charges F

18.2-32:

18.2-53.1: Use of Firearm During Felony

Name of Victim: Crystal Mittelstadter

Name of Detective: S. R. McKinley  
Computer # 2069

Newport News Police Department

# WARRANT OF ARREST – FELONY

COMMONWEALTH OF VIRGINIA Va. Code § 19.2-71, -72

Newport News

CITY OR COUNTY

☒ General District Court ☒ Criminal ☐ Traffic

☐ Juvenile and Domestic Relations District Court

## TO ANY AUTHORIZED OFFICER:

You are hereby commanded in the name of the Commonwealth of Virginia forthwith to arrest and bring the Accused before this Court to answer the charge that the Accused, within this city or county, on or about **08/26/2022** did unlawfully and feloniously in violation of Section

**18.2-32**

....., Code of Virginia:  
kill and murder CRYSTAL MITTELSTADTER in the second degree.

CASE NO.

**GC22-5469**

ACCUSED:

**ABDUL-AZIZ, AS-SIDDIQ**

LAST NAME, FIRST NAME, MIDDLE NAME

**HOMELESS**

ADDRESS/LOCATION

**VA**

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	YES	HAIR
B	M	RO	BLK
SSN			
D.L.#			

☐ Comm

s Materials

**CLASS U FELONY**

☒ EXECUTED by arresting the Accused named above on this day:

**8-26-22 @ 1102pm**

DATE AND TIME OF SERVICE

**S. R. McKinley**, Arresting Officer

**2069 NNPD 116**

BADGE NO., AGENCY AND JURISDICTION

for

SHERIFF

Attorney for the Accused:

*190*

Short Offense Description (not a legal definition):

**MURDER: 2ND DEGREE**

Offense Tracking Number:

**701GM2200009507**

FOR ADMINISTRATIVE USE ONLY

Virginia Crime Code: **MUR-0935-F9**

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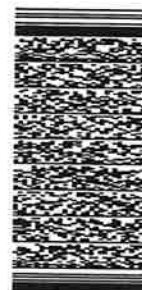
**AUG 29 2022**

*830 @*

Hearing Date/Time

**11/15/22**

*10:00*



**FELONY**

I, the undersigned, have found probable cause to believe that the Accused committed the offense charged, based on the sworn statements of

**DET McKinley, S. R. #2069 NNPD**

....., Complainant.

## CCRE/Fingerprinting Required

**08/26/2022 11:00 PM**

DATE AND TIME ISSUED

*Shane A. Lacasse*

☐ CLERK ☒ MAGISTRATE ☐ JUDGE

Shane A. Lacasse

Take buccal sample if DNA Data Bank Sample Tracking System shows no DNA sample in Data Bank.

FORM DC-312 (MASTER, PAGE ONE OF TWO) 03/21

Check if sample previously taken: \_\_\_\_\_ Check if sample taken for this arrest: \_\_\_\_\_

# WARRANT OF ARREST – FELONY

COMMONWEALTH OF VIRGINIA Va. Code § 19.2-71, -72

Newport News

CITY OR COUNTY

☒ General District Court ☒ Criminal ☐ Traffic  
☐ Juvenile and Domestic Relations District Court

## TO ANY AUTHORIZED OFFICER:

You are hereby commanded in the name of the Commonwealth of Virginia forthwith to arrest and bring the Accused before this Court to answer the charge that the Accused, within this city or county, on or about **08/26/2022** did unlawfully and feloniously in violation of Section

**18.2-53.1**

....., Code of Virginia:  
use, attempt to use, or display in a threatening manner a firearm while committing or attempting to commit THE SECOND DEGREE MURDER OF CRYSTAL MITTELSTADTER.

CASE NO.

622-5470

ACCUSED:

ABDUL-AZIZ, AS-SIDDIQ

LAST NAME, FIRST NAME, MIDDLE NAME

HOMELESS

ADDRESS/LOCATION

VA

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	BORN	HT.	WGT.	EYES	HAIR
B	M				BRN	BLK
SSN						
D.L.#						

☐ Comm

as Materials

CLASS **U** FELONY

☒ EXECUTED by arresting the Accused named above on this day:

08-26-22 @ 1104 pm

DATE AND TIME OF SERVICE

S.R. McKinley, Arresting Officer

2069 NNPD 116

BADGE NO., AGENCY AND JURISDICTION

for

SHERIFF

Attorney for the Accused:

AM

Short Offense Description (not a legal definition):  
**FIREARM: USE IN COMMISSION OF FELONY, 1ST OFF**

Offense Tracking Number:

701GM2200009508

FOR ADMINISTRATIVE USE ONLY

Virginia Crime Code: **ASL-1319-F9**

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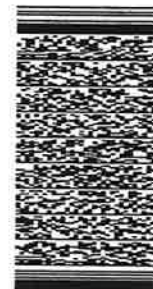
AUG 29 2022

830 @

11/15/22

Hearing Date/Time

10 20



FELONY

☐ CLERK ☒ MAGISTRATE ☐ JUDGE

Shane A. Lacasse

Shane A. Lacasse

I, the undersigned, have found probable cause to believe that the Accused committed the offense charged, based on the sworn statements of

DET McKinley, S. R. #2069 NNPD

....., Complainant.

CCRE/Fingerprinting Required

08/26/2022 11:02 PM

DATE AND TIME ISSUED

**ORDER FOR CONTINUED CUSTODY**

Commonwealth of Virginia

Jurisdiction: NEWPORT NEWS GEN DIST - CRIMINAL

ACCUSED: ABDUL-AZIZ, AS-SIDDIQ  
(1ST MIDDLE)☐ Juvenile & Domestic Relations District Court  
☒ General District Court  
☐ Circuit Court

Hearing Date and Time: 11/15/2022 11:00 am

CHARGED UNDER

☒ State ☐ Local**CHARGE(S):**

CTRM: A

Offense Tracking Number	Offense Date	Virginia Crime Code (For Administrative Use Only)	Code Section	Case Number
701GM2200009507	8/26/2022	MUR-0935-F9	18.2-32	GC22005469-00
		Description:	MURDER: 2ND DEGREE	
701GM2200009508	8/26/2022	ASL-1319-F9	18.2-53.1	GC22005470-00
		Description:	USE FIREARM IN FELONY 1ST OFF	
		Description:		
		Description:		
		Description:		
		Description:		
		Description:		
		Description:		

☐ Addendum listing additional charges is attached and incorporated.Public Workforce ☐ Authorized ☐ Not AuthorizedBAIL: \$ ☐ Secured Bond ☐ Unsecured Bond ☐ Recognizance  
☐ Custody and Supervision of Pretrial Services Agency  
☐ Third-Party Custody and Supervision☐ No Change in Existing Amount of Bond ☐ Amend Bond to \$☒ Held Without Bail ☐ No change in Existing Bail ConditionsAccused ☐ may ☒ may not leave the Commonwealth of Virginia ☐ may ☐ may not leave

CITY/COUNTY

**Additional Conditions of Bail:**

The Accused must

- ☐ Submit to Drug/Alcohol Screening ☐ Submit to Drug/Alcohol Testing ☐ Comply with a Curfew of
- ☐ Avoid All Contact with
- ☐ Refrain from Possessing Firearm, Destructive Device, Dangerous Weapon
- ☐ Refrain from Excessive Use of Alcohol ☐ Refrain from Use of Illegal Drugs/Controlled Substances  
not Prescribed by a Health Care Provider
- ☐ Maintain or Seek Employment ☐ Maintain or Commence Education
- ☐ The Accused is assigned to home-electronic incarceration by Judge
- ☐ The Accused is to be monitored by a GPS/other tracking device.
- ☐ Other:

**TO THE SHERIFF, JAIL OFFICER OR CORRECTIONAL OFFICER:**

Hold the accused in custody pending the hearing date and convey the accused to the appropriate court so that the accused will be present in court at the hearing date and time, unless otherwise ordered by the appropriate judicial officer.

8/29/2022

DATE

☒ CLERK☐ JUDGE