

FILED
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KING COUNTY
SUPERIOR COURT CLERK
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CASE #: 23-1-06023-3 SEA

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

THE STATE OF WASHINGTON,)
)
Plaintiff,)
)
v.) No. 23-1-06023-3 SEA
)
MIGUEL ROBERT RIVERA DOMINGUEZ,) INFORMATION
)
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Defendant.)
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)

I, Leesa Manion, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse MIGUEL ROBERT RIVERA DOMINGUEZ of the following crime[s], which are based on the same conduct or a series of acts connected together or constituting parts of a common scheme or plan: **Murder In The First Degree, Unlawful Possession of a Firearm in the Second Degree**, committed as follows:

Count 1 Murder In The First Degree

That the defendant MIGUEL ROBERT RIVERA DOMINGUEZ in King County, Washington, on or about October 3, 2023, with premeditated intent to cause the death of another person, did cause the death of Marcel D Wagner, a human being, who died on or about October 3, 2023;

Contrary to RCW 9A.32.030(1)(a), and against the peace and dignity of the State of Washington.

And further do allege the defendant, Miguel Robert Rivera Dominguez at said time of being armed with a pistol, a firearm as defined in RCW 9.41.010, under the authority of RCW 9.94A.533(3).

Count 2 Unlawful Possession of a Firearm in the Second Degree

That the defendant MIGUEL ROBERT RIVERA DOMINGUEZ in King County, Washington, on or about October 3, 2023, being under 18 years of age, did knowingly own,

1 access, have in his custody, control, or possession, or receive, a pistol, a firearm as defined in
2 RCW 9.41.010, and whose possession or control of said firearm was not permitted under this
chapter;

3 Contrary to RCW 9.41.040(2)(a)(v), and against the peace and dignity of the State of
4 Washington.

5 LEESA MANION (she/her)
Prosecuting Attorney

6 By:

7 

8 Lauren M. Burke, WSBA #51374
9 Deputy Prosecuting Attorney

CAUSE NO. 23-1-06023-3 SEA

PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
CONDITIONS OF RELEASE

The State incorporates by reference the Certification for Determination of Probable Cause prepared by Detective John E Free of the King County Sheriff's Office for case number C23033760.

The Defendant is 17 years old and is subject to the exclusive original jurisdiction of the adult court pursuant to RCW 13.04.030(1)(v)(e)(A) because he/she is charged with Murder in the First Degree, a serious violent crime, as defined in RCW 9.94A.030(46).

Pursuant to CrR 2.2(b)(2)(i) and (ii), the State requests that bail be set at \$3,000,000.00, based on the likelihood that the defendant will fail to appear in response to a summons and he may commit a violent offense. No probable cause hearing or detention hearing has been held as of the time of filing this case.

The defendant has no criminal history, but the facts of this case indicate that there is a high likelihood that the defendant, if released without substantial bail, will commit a future violent offense. Without any provocation, and in fact without having ever interacted with the victim at all, the defendant fired five rounds into the victim's head and neck at point blank range. The defendant then fired two more shots through the door of the bus and fled to a location where he could change his clothing before returning home again. The steps the defendant took to conceal his identity and his calculated actions on the bus underscore the planned and deliberate nature of this crime. The defendant's senseless

1
2 execution of a total stranger strongly suggests that if released on his own recognizance or on a low
3 bail, he will commit future violent offenses.
4

5 Furthermore, the defendant faces years in custody as a consequence of these acts, which gives him
6 strong motivation to flee from justice and not appear for future court dates. This court should protect
7 the community and ensure the defendant's presence at all future court dates by ordering bail be set
8 at \$3,000,000.00, which is both necessary and appropriate in this case.
9

10 Signed and dated by me this 24th day of October, 2023.
11

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14 Lauren M. Burke, WSBA #51374
15 Deputy Prosecuting Attorney
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CAUSE NO. _____

CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE

That John Free is a (n) Detective with the King County Sheriff's Office and has reviewed the investigation conducted in the King County Sheriff's case number (s) C23033760 ;

There is probable cause to believe that
Miguel R Rivera Dominguez; date-of-birth: December 18, 2005

committed the crime(s) of:
Murder in the First Degree, in violation of RCW 9A.32.030, and Unlawful Possession of a Firearm, in violation of RCW 9.41.040.

This belief is predicated on the following facts and circumstances:

On October 3, 2023, at approximately 1705 hours, Marcel Da'jon Wagner; B/M, date-of-birth: March 4, 2002, was shot while riding in the rear of King County Metro Transit Coach (Bus) #6954 as it traveled northbound on 15th Ave SW, approaching SW Roxbury Street, in White Center, King County, Washington. The bus was in service at the time and had approximately 15 passengers on board, seated at various locations throughout the bus. The bus had functional video and audio-recording equipment and recorded the event.

King County Sheriff's Office (KCSO) and Seattle Police Department (SPD) patrol officers responded to the scene where they found Wagner unresponsive with multiple gunshot wounds. Wagner would be pronounced dead-at-the-scene.

I reviewed the on-board video for the bus and learned that Wagner had boarded the bus at approximately 1650 hours at a bus stop on Ambaum Blvd SW, near SW 47th Street, in Burien. Wagner entered in through the rear doors of the bus and made his way to the rear, forward-facing row of seats. Wagner took a seat at the far left of the row.

At approximately 1654 hours, the suspect, who would later be identified as Miguel Rivera Dominguez (hereafter referred to as Dominguez) boarded the bus at a stop on Ambaum Blvd SW, just south of SW 142nd Street, in Burien. Dominguez was dressed in a dark jacket, full-face ski mask, jeans and black shoes and had a backpack slung over both shoulders. He appeared from the video to be a Hispanic or light skinned black male. He was accompanied by a subject, small in stature, with Afro-style hair, who would later be identified by detectives but who will be referred to in this document only by the initials: "GW"; a light-skinned Black or mixed-race male who is 17 years old.

Review of the video shows that Dominguez, wearing a full mask on his face, takes a seat in the rear row seating, to the far right of the row, opposite Wagner. For the approximately 12-minute-long duration of the ride thereafter, there appears to be no interaction between Wagner and Dominguez whatsoever. In fact, it appears that Wagner might even be asleep. Dominguez appears to be texting or otherwise viewing his phone throughout the entire duration of the ride, pausing only occasionally to look outside.

1 Dominguez is observed on camera pulling the "stop" line, indicating to the
2 bus driver that he wants to be let off at an upcoming stop. Once the bus has
3 reached 15th Avenue SW and is approaching SW Roxbury Street, Dominguez pulls
4 a handgun from somewhere on his person and suddenly begins shooting Wagner,
5 firing the gun repeatedly at him without uttering a single word. The sudden
6 and abrupt gunfire takes other passengers by surprise, including, it appears,
7 Dominguez's own acquaintance, "GW", who reacts with shock and covers his head
8 as Dominguez continues to fire his gun repeatedly at Wagner from just a few
9 feet away.

10 After shooting Wagner, Dominguez and "GW" get up from their seats and make
11 their way to the rear door of the bus. As a mortally wounded Wagner can be
12 seen slowly slumping downward in his seat, Dominguez shouts repeatedly at the
13 bus driver to open the door and let him off. Dominguez fires two rounds from
14 his gun into the still-closed doors. Both of those rounds traveled outward
15 from the bus and struck the SeaMar White Center Medical building, which was
16 occupied with staff and patients at the time. As other bus passengers take
17 cover, the bus driver brings the bus to a halt and opens the rear door,
18 allowing Dominguez and "GW" to flee. Wagner's murder occurred at
19 approximately 1706 hours.

20 A total of six fired casings would be found on the bus, with one fired casing
21 found just outside the rear bus doors, on the sidewalk. It was determined
22 that five shots had been fired at Wagner, killing him, with two more shots
23 fired into the glass of the rear bus doors, presumably with the intention of
24 forcing them open.

25 At 1717 hours, on October 3, 2023, a Ring camera at 1038 SW 99th Place,
Seattle captured "GW" walking through the neighborhood. "GW" appears agitated
and is seen first walking eastbound on SW 99th Place, stops, walks back
westbound on SW 99th Place, then stops and turns to walk back eastbound on SW
99th Place. The location of 1038 SW 99th Place is just .4 miles from the
scene of the shooting. "GW" appears to be wearing the same clothes he is
wearing while on the bus minutes before.

Major Crimes Unit detectives went to the area of Ambaum Blvd/ SW 142nd Street
to canvass for additional video that may have captured the shooting suspect
and his companion.

At a business located northwest of the intersection of Ambaum Blvd/SW 142nd
Street, KCSO detectives acquired video that shows Dominguez and "GW" walking
west on SW 142nd Street, toward Ambaum Blvd., cut through a business parking
lot located on the southeast corner of Ambaum Blvd/SW 142nd Street, and then
make their way to the bus stop and wait for the bus.

The area of SW 142nd Street where Dominguez and "GW" emerged is almost
entirely residential. Based on a review of residential cameras located at
various residences along SW 142nd Street, it was determined that Dominguez
and "GW" came from SW 142 ST, sometime before 1647 hours, and from a location
between Ambaum Boulevard SW and 645 SW 142 ST.

On October 4, 2023, Detective Carrie Bruce spoke with a resident in the 800-
block of SW 142nd Street whose name and address are known to detectives but
will only be referred to in this document by the initials "TB." "TB" was
shown images of the subjects from the bus (the shooter and his companion).

1 According to Detective Bruce's report, "TB" pointed out a house on the block
2 known to "have boys of that age". "TB" pointed the house out to Detective
3 Bruce, who then identified the address as 804 SW 142nd Street. Detective
4 Bruce researched the address for KCSO calls for service, finding one that had
5 occurred on January 1, 2022 (#C22039138) for a runaway report. The subject of
6 that report was a Hispanic male teen, Miguel Robert Rivera Dominguez; date-
7 of-birth: 12/18/2005.

8 I began to look into Miguel Robert Rivera Dominguez and learned he was
9 enrolled in the Highline School District "Open Doors Program". I learned
10 Dominguez had been suspended from Highline High School during the 2022 - 2023
11 academic year following a fight he was involved in, along with other issues.
12 Dominguez had a Highline School District Student Profile generated, which
13 included his photograph, and this was obtained from Highline School District
14 Security Liaison Riley Nelson. I observed that Dominguez's eyes, eyebrows,
15 and facial structure appeared consistent with what could be seen of the
16 shooting suspect's facial features.

17 It was furthermore learned, from HSD Security Liaison Nelson that Dominguez
18 had an acquaintance he described as being "connected at the hip" with,
19 describing him as a male of mixed race and small stature with a "bushy afro"
20 named "GW". HSD Security Liaison Nelson provided a school photo of "GW", who
21 is reported to be 5'4" and weighs approximately 100 lbs. His height and
22 weight are consistent with that of the companion who was with the shooter at
23 the time of Wagner's murder. Moreover, when comparing "GW's" known photo to
24 the images of the shooter's companion that were captured on surveillance
25 video, they appear to depict the same individual. The photograph and video of
the shooter's companion who was captured on the Ring residential video
footage was shown to HSD Security Liaison Nelson who responded that he was
"sure" the subject was indeed "GW".

On October 10, 2023, I spoke with Ellie Hooman, Director of the Boys and
Girls Club, located at 9800 8th Avenue SW, Seattle (White Center). I learned
that on October 3, 2023, at approximately 5:15 pm, in the minutes following
the shooting on the bus, two males entered the Boys and Girls Club-
approximately .6 miles from the location of the shooting. Both males were
wearing masks. The two subjects had gone to a window and gotten the attention
of youth members who were inside the club and signaled for them to come open
a side door. The two masked subjects then entered the club, bypassing the
front security entrance.

The Boys and Girls Club surveillance video shows that once inside the club,
the two masked subjects removed their masks. After removing their masks, the
subjects were revealed to be a Black male, who would be identified by Boys
and Girls Club staff as a club member named Claude P. Ahishakiye, DOB:
11/2/2008, and a Hispanic male, who was not a member and who staff did not
know the name of, but who would later be identified as Miguel Rivera
Dominguez, DOB: 12/18/2005. Ahishakiye is not believed to have played any
role in this murder. When Dominguez arrived, he was wearing the same attire
that he was seen wearing in the video when he committed the murder of Marcel
Wagner. Dominguez enters a restroom within the Boys and Girls Club and
emerges minutes later, wearing different clothing; a white T-shirt and black
shorts, though still with the same backpack slung over his shoulders. After
changing his clothes, Dominguez left the Boys and Girls on foot at 1720
hours, less than 20 minutes after the shooting. Photos of the suspect with

his mask removed while inside the Boys and Girls Club were shown to Highline School District Security Liasian Riley Nelson who confirmed that the subject was in fact Miguel Rivera Dominguez.

Based both on Highline School District records and KCSO police reports, Dominguez resides with his guardian, Patricia Glaefke, at: 804 SW 142nd Street, Burien, WA. This address is located within the estimated range for which the shooter and his companion (prior to being identified) originated from as they made their way on October 3 to the bus stop at Ambaum Blvd SW/SW 142nd Street.

On October 13, a search warrant was executed on the residence at 804 SW 142nd Street. There were functional cameras mounted on the exterior of Dominguez's residence and Craig Glaefke allowed other MCU detectives and I to view video from October 3, 2023. I observed Miguel Dominguez and "GW" leaving the residence on October 3, minutes prior to boarding the bus on Ambaum Blvd SW/SW 142nd Street. Dominguez is dressed in the attire he was wearing as he rode the bus (black ski mask, black jacket, backpack with an insignia on the back, and black shoes). "GW", too, was wearing the same clothing he was wearing when he boarded the bus.

The camera also recorded Dominguez returning following the shooting. In the video, Dominguez is wearing the white T-shirt and black shorts he is seen wearing upon leaving the Boys and Girls Club, although the backpack is not with him. He is accompanied by "GW".

On October 13, 2023, following the execution of the search warrant at Dominguez's home, Detective Carrie Bruce and I went to "GW's" home to interview him. "GW" identified Miguel Dominguez as the person who had shot Marcel Wagner on the bus. "GW" stated he had no forewarning that Dominguez was going to shoot anyone and that neither he nor Dominguez even knew the victim. "GW" stated he later researched the shooting on-line and learned that the man Dominguez shot had died of his injuries.

Dr. Amanda Maskovyak, a pathologist with the King County Medical Examiners Office, conducted the autopsy on Marcel Wagner on October 4, 2023. The autopsy determined that Marcel Wagner died as a result of the gunshot wounds he sustained, having received multiple gunshot wounds to the left side of his head and neck. Stippling was observed on his face, and it was determined that bullets had struck his spinal cord and brain stem, which would have caused instantaneous death.

Rivera Dominguez is seventeen years of age and is not allowed to legally be in possession of a firearm.

1 Under penalty of perjury under the laws of the State of Washington, I certify
that the foregoing is true and correct.

2 Signed and dated by me this 23rd day of October 2023 at
3 Pierce County, Washington.

5 Digitally signed

6 by John Free

7 Date: 2023.10.23

8 12:34:40 -07'00'

AGENCY: King County Sheriff's Office	CASE NUMBER C23033760	FILE NUMBER	PCN NUMBER	SUPERFORM
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ARREST INFORMATION		
DATE & TIME OF VIOLATION 10/3/2023	CRIMINAL TRAFFIC CITATION ATTACHED? ☐ YES ☐ NO	ACCOMPLICES
DATE OF ARREST/TIME	ARREST LOCATION 15TH AVENUE SW/SW ROXBURY STREET SEATTLE, WA 98106	

SUSPECT INFORMATION							
NAME (LAST, FIRST, MIDDLE/JR, SR, 1st, 2nd) RIVERA DOMINGUEZ, MIGUEL ROBERT		DOB 12/18/2005	ALIAS, NICKNAMES				
ARMED/DANGEROUS ☐ YES ☐ NO	IDENTITY IN DOUBT? ☐ YES ☐ NO	CITIZENSHIP					
PHYSICAL DETAILS							
SEX M	HEIGHT 6'00	WEIGHT 170	SKIN TONE H	RACE BRO	HAIR BLK	SCARS, MARKS, TATTOOS, DEFORMITIES	
IDENTIFICATION DETAILS							
UCN		PRIOR BA #	AFIS #	FBI #	STATE ID #	DRIVERS LICENSE # WDL362B0963B	STATE SSN
RESIDENCE				EMPLOYMENT / SCHOOL			
LAST KNOWN ADDRESS 804 SW 142ND ST BURIEN, WA 98166				EMPLOYER, SCHOOL (ADDRESS, SHOP/UNION NUMBER)			
RESIDENCE PHONE				BUSINESS PHONE		OCCUPATION	
EMERGENCY CONTACT							
PERSON TO BE CONTACTED IN CASE OF EMERGENCY			RELATIONSHIP		ADDRESS		PHONE

CHARGE INFORMATION				
OFFENSE ☐ DV ☐ FUGITIVE Murder In The First Degree		RCW / ORD#	COURT / CAUSE #	CITATION #
OFFENSE ☐ DV ☐ FUGITIVE		RCW / ORD#	COURT / CAUSE #	CITATION #

WARRANT / OTHER				
WARRANT DATE	WARRANT NUMBER	OFFENSE	AMOUNT OF BAIL	WARRANT TYPE
ORIGINATING POLICY AGENCY		ISSUING AGENCY	WARRANT RELEASED TO: (SERIAL # / UNIT / DATE / TIME)	

PROPERTY INFORMATION		
LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL		
LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #)		
LIST ITEMS ENTERED INTO SAFEKEEPING		
TOTAL CASH OF ARRESTEE \$0.00	WAS CASH TAKEN INTO EVIDENCE? ☐ YES ☐ NO AMOUNT: \$0.00	SIGNATURE OF JAIL STAFF RECEIVING ITEMS / SERIAL #

OFFICER INFORMATION		
ARRESTING OFFICER / SERIAL # Free, John E 97601	TRANSPORTING OFFICER / SERIAL #	SUPERVISOR SIGNATURE / SERIAL #
SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #)		CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME / SERIAL # / PHONE)

COURT FILE		
SUPERIOR COURT FILING INFO ☐ IN CUSTODY ☐ AT LARGE ☐ OUT ON BOND	COURT CAUSE (STAMP OR WRITE)	
COURT/DIST. CT.NO.	DIST. CT. BOND\$	SUP. CT. DATE

EXTRADITE					
PERSON APPROVING EXTRADITION		SEAKING-LOCAL ONLY WACIC-STATE WIDE ☐	NCIC-WILL EXTRADITE FROM ID & OR ONLY ☐	NCIC-WILL EXTRADITE FROM OR, ID, MT, WY, CA, NV, UT, CO, AZ, NM, HI, AK ☐	NCIC-WILL EXTRADITE FROM ALL 50 STATES ☐
E N T R Y	UCN _____	DOE _____		C L E A R A N C E	
	WAC _____	TOE _____		DOC _____	
	NCIC _____	OP _____		TOC _____	
				OP _____	