

Close-out Memorandum of the
Investigation Regarding
Stephan Jones
November 3, 2025



State Attorney's Office
Eleventh Judicial Circuit
Miami-Dade County
June 23, 2026



INTEROFFICE MEMORANDUM

TO: KATHERINE FERNANDEZ RUNDLE
State Attorney

DATE: June 23, 2026

FROM: STAFFING/REVIEW TEAM

RE: POLICE SHOOTING CLOSEOUT MEMO
SAO CASE # 62/25/11/03/001

Based on the information obtained and reviewed during the investigation, the conclusion of the staffing/review team is the following:

On November 3, 2025, at about 8:18 P.M., Miami-Dade Sheriff's Office received a 911 call stating three black males wearing black ski masks tapped on the caller's window with guns and stole her black Tahoe. The stolen vehicle was tracked via license plate readers and an aviation unit. Police responded to the area, and Detective Marcano, with BWC activated, located two individuals in the area and started a pursuit on foot. Det. Marcano made repeated verbal commands for them to show their hands. One of the subjects, Stephan Jones, was armed with an AK-47 type rifle, and turned toward Det. Marcano while armed. Det. Marcano indicated in a sworn statement that he arrived in the area and observed two individuals in all black running along a back road holding something in front of them. Det. Marcano heard Det. Gutierrez over the radio advising that one of the subjects had a rifle and they were both armed. Det. Marcano exited his vehicle and began pursuing the armed subjects. Det. Marcano yelled, "Let me see your hands" at which time Jones turned towards him and Det. Marcano observed an AK type firearm. Jones did not raise his hands, and Det. Marcano indicated he was placed in fear when the weapon was faced in his direction. Det. Marcano discharged his weapon. Jones was struck, first aid was immediately administered for the non-life threatening wound, and he was transferred to the hospital for treatment. An AK-47 type rifle was located next to Jones. Miami Dade Sheriff Detective Gutierrez confirmed in her sworn statement that she observed Jones was in possession of a rifle and communicated that information to Det. Marcano via radio.

Pursuant to F.S. 776.05 and 776.012, and a review of the facts, evidence, and law in this investigation, we find the discharge by MDSO Det. Jonathan Marcano 30-9675 to be legally justified.

The members of the staffing/review team for this case are:



Jose Arrojo



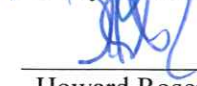
Deisy Hernandez



Kathleen Hoague



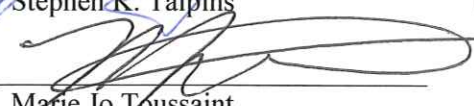
Stephen K. Talpins



Howard Rosen



Nilo Cuervo



Marie Jo Toussaint

Approved by State Attorney on this 23 day of June, 2026.



KATHERINE FERNANDEZ RUNDLE
State Attorney

OFFICE OF THE STATE ATTORNEY
ELEVENTH JUDICIAL CIRCUIT

KATHERINE FERNANDEZ RUNDLE
STATE ATTORNEY



INTEROFFICE MEMORANDUM

TO: STAFFING/REVIEW TEAM

DATE: June 23, 2026

FROM: CRISTINA DIAMOND
ASSISTANT STATE ATTORNEY

RE: POLICE SHOOTING CLOSEOUT MEMO
SAO Case # 62/25/11/03/001

LAURA ADAMS
ASSISTANT STATE ATTORNEY

OFFICER INVOLVED:	DET. JONATHAN MARCANO 30-9675 MIAMI-DADE SHERIFF'S OFFICE
INJURED:	STEPHAN JONES
DATE & TIME:	NOVEMBER 3, 2025 at 8:52 PM
LOCATION:	2543 SE 28 TH DRIVE HOMESTEAD, FL
WEAPONS:	CENTURY ARMS RIFLE, SERIAL NUMBER SV702480 (JONES) GLOCK 17 SEMI-AUTOMATIC 9MM PISTOL, SERIAL NUMBER BHGK214 (DET MARCANO)
LEAD/REPORTS:	FDLE AGENT MICHAEL GAUDIO (RECEIVED 4/6/26)
F.D.L.E. CASE #:	MI-27-0307
SAO CASE #:	62/25/11/03/001

SUMMARY OF FACTS AND EVIDENCE

On Monday, November 3, 2025, at approximately 8:18 PM, the Miami-Dade Sheriff's Office (hereinafter "MDSO") received a 911 call from a female stating that three (3) Black males wearing black ski masks tapped on her car window with a gun or guns, ordered her to get out of her vehicle, and stole her black Chevrolet Tahoe from Empire Fitness Club, located at 27950 SW 127th Avenue Homestead, FL. The vehicle was tracked to Southeast 25th Avenue and Southeast 28th Drive in Homestead.

As the Detectives pulled into the area where the Tahoe was located, Detective Gutierrez saw Subject Jones, armed with an AK style firearm, and another subject run in front of her car. Detective Gutierrez advised on the radio that there were two armed subjects running northbound. At this time Detective Marciano, who was in a truck behind Detective Gutierrez, exited his truck and began running after the armed subjects. As Detective Marciano pursued the subjects, Subject Jones attempted to conceal himself behind a residence, before turning toward Detective Marciano armed with an AK style firearm. In response, in fear for his life, Detective Marciano fired one (1) round striking Subject Jones in the shoulder area causing Subject Jones to drop the firearm.



Photograph 1: Century Arms Rifle and Black Scully located next to Subject Jones

Miami-Dade Fire Rescue responded at 9:25 PM and transported Subject Jones to Jackson Memorial Hospital South where his right arm was bandaged after suffering two (2) gunshot wounds. Detective Marcano discharged his firearm one (1) time which resulted in two (2) wounds to Subject Jones.

MDSO Detectives Gutierrez, Garland, and Marcano provided sworn statements. Detective Gutierrez said she responded to the location where the stolen vehicle was located. When Detective Gutierrez pulled up, she saw Subject Jones and another male, dressed in all black, running in front of her car. Detective Gutierrez saw Subject Jones armed with a rifle and relayed this information over the radio. Detective Gutierrez then saw Detective Marcano pursue the subjects while she began pursuing another armed subject fleeing in a different direction and then she heard a shot. Detective Gutierrez along with Detectives Garland and Fernandez were able to take a third armed subject into custody in front of a residence.

Detective Garland, riding two-man with Detective Fernandez, stated that he responded to the area where the Tahoe was pinging and began canvassing the area for suspects when he heard shots. Detective Garland then saw a taller subject with a sweater and something on his head running west in front of the houses. At that point Detective Garland and Detective Fernandez got out of the car, and unholstered their guns and pursued the taller subject. They saw that the taller subject had a gun and at one point the taller subject reached towards the butt of the gun. They caught up with the taller subject, struggled with him, but were able to place him in handcuffs and secure a tan firearm. After securing the taller subject Detective Garland heard Detective Marcano, over the radio, relay "shots fired" and that Subject Jones had been shot in the shoulder. At that time Detective Garland ran to assist Detective Marcano while Detective Fernandez stayed with Detective Gutierrez and the taller subject. When Detective Garland turned the corner to the backside of the residences, he saw Detective Marcano and Subject Jones. As Detective Garland approached, he saw an AK style firearm on the grass. While standing by the firearm he saw another subject

coming through the alleyway between the houses and jump the fence. Eventually, the third subject was taken into custody.

Detective Marcano also provided a sworn statement. He arrived at Southeast 25th Avenue and 28th Drive and saw two (2) Subjects in all black running along a back road holding something in front of them. Detective Marcano heard Detective Gutierrez advise over the radio that one (1) of them had a rifle and they were both armed. Detective Marcano exited his vehicle and began pursuing the subjects on foot. Detective Marcano told Subject Jones to “let me see your hands,” at which time Subject Jones turned towards him, and Detective Marcano saw the firearm. The firearm was a large AK style with a black muzzle and brown stop. Subject Jones failed to raise his hands as instructed, and turned to face Detective Marcano while holding the firearm thus putting him in fear for his life.

Detective Marcano’s Body Worn Camera, which is not very visible due to poor lighting, is the only video of the shooting, as there were no other officers in the immediate vicinity, and no working home surveillance cameras in the area. At 8:51 PM, Detective Marcano activated his Body Worn Camera while running in the area of Southeast 28th Drive. Approximately one (1) minute later, Detective Marcano located two (2) subjects behind the residences on Southeast 28th Drive, and pursued them on foot. As Detective Marcano chased the subjects he made repeated verbal commands “let me see your hands! Let me see your hands!” At 8:52 PM, Detective Marcano discharged his weapon one time at Subject Jones, who was attempting to hide in the backyard of a residence. Detective Marcano immediately went on the radio giving his location, advising that a subject had been shot, and requesting Fire Rescue to respond to his location. After aide was administered to Subject Jones, the Body Worn Camera captures an AK-47 type firearm on the grass next to Subject Jones

Detective Marcano did not suffer any injuries. His service weapon was inspected, and it was determined that Detective Marcano fired one round. The AK style firearm in Subject Jones’ possession

was in the “fire” position and contained one cartridge in the chamber and eight (8) cartridges within the thirty (30) cartridge magazine.



Photographs 2 & 3: Century Arms Rifle in the “fire position” and cartridge from the chamber

Subject Jones also provided a sworn post-Miranda statement. During his statement Subject Jones admitted to running or jogging alone when he heard the officer say, “stop or something”, he heard two (2) shots and fell on the floor. At that time his right arm started getting wet and he began panicking. Subject Jones then remembers getting transported to the hospital. When asked what he was doing in the area, Subject Jones said he was in the complex playing football with his friends. He was then walking and sped up, went to run, but didn’t see the police until he went around the corner. Subject Jones denied carrying the AK style firearm (Draco) but repeatedly stated that the officer said he shot him for having possession of the firearm. Subject Jones admitted that he remembered the firearm next to him after the Officer shot him. When questioned further about the firearm, Subject Jones stated, “nobody owns the Draco.” Subject Jones also denied any connection to the Chevrolet Tahoe and the Armed Carjacking.

CONCLUSION

The role of the State Attorney in this investigation and in conducting this review is limited to determining whether a criminal violation of Florida law has occurred, whether any person may be held criminally responsible, and whether such criminal responsibility can be proven beyond a reasonable doubt

in a court of law. The State Attorney does not establish agency policy, procedures, or training requirements. Nor does the State Attorney have any responsibility for determining disciplinary action or pursuing civil litigation in these matters. In other words, given the applicable law, the State Attorney's role is to determine whether the actions of Detective Jonathan Marcano constitute a criminal act that can be proven beyond and to the exclusion of every reasonable doubt.

We have reviewed the Florida Department of Law Enforcement Investigative Summary into the Police Use of Force in this incident. We have also reviewed the sworn statements, crime scene reports, lab reports, body worn camera video, and other evidence compiled by FDLE under FDLE Case Number MI-27-0307. We find the summary to be complete, thorough and consistent with the witness statements and video evidence as well as consistent with our observations at the scene. We adopt and attach that Investigative Summary hereto and also offer our conclusion based on the results of our investigation and review.

Section 776.012, Florida Statutes, permits the use of deadly force when a person believes such force is necessary to prevent imminent death or great bodily harm to himself or another or to prevent the commission of a forcible felony. Additionally, section 776.05(1), Florida Statutes, justifies law enforcement use of any force which he reasonably believes to be necessary to defend himself or another from bodily harm during the course of an arrest.

Here, police were notified of three individuals brandishing firearms and threatening others, actions which constitute an armed carjacking. Detective Marcano was wearing a black ballistic vest with "POLICE" clear in white lettering on the front and back. Detective Marcano gave appropriate orders, more than once, for Subject Jones to show his hands. In response, Subject Jones not only refused to show his hands, but turned towards Detective Marcano while holding an AK style rifle. Detective Marcano responded by firing his service weapon one time. In this case, the reported behavior to police and Subject

Jones' actions upon Detective Marcano's arrival constituted a clear danger. Therefore, based on a review of the law and evidence, Detective Marcano's use of deadly force was legally justified.

Prepared by:

/s/ Cristina Diamond

Cristina Diamond
Assistant State Attorney