

1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF CALIFORNIA  
FILED  
09 JUL 17 PM 4:12

3 CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

8 ROBERT JOHN MCGILL,

9 Defendant.

) MAGISTRATE CASE NO.:

) COMPLAINT FOR VIOLATION OF:

) TITLE 18, UNITED STATES CODE,  
) SECTIONS 7 AND 1111(b)—MURDER  
) WITHIN THE SPECIAL MARITIME AND  
) TERRITORIAL JURISDICTION OF THE  
) UNITED STATES

10 '09 MJ 2174

11  
12 Count 1

13 On or about July 14, 2009, in international waters off the coast of Mexico within the  
14 special maritime and territorial jurisdiction of the United States, the defendant, Robert John McGill,  
15 with malice aforethought, did unlawfully kill Shirley McGill, in violation of Title 18, United States  
16 Code, Sections 7 and 1111(b).

17 And the complainant states that this complaint is based on the attached Probable Cause  
18 Statement incorporated herein by reference.

19  
20   
21 JAMES B. STINNETT, Special Agent  
Federal Bureau of Investigation

22 SWORN TO ME AND SUBSCRIBED IN MY PRESENCE THIS 17th DAY OF July

23 2009.

24  
25   
26 WILLIAM MCCURINE, JR.  
United States Magistrate Judge

27  
28

1 CONTINUATION OF COMPLAINT:  
2 UNITED STATES OF AMERICA v. ROBERT JOHN MCGILL

3 PROBABLE CAUSE STATEMENT

4 I, Special Agent James B. Stinnett, declare under penalty of perjury, the following is true  
5 and correct:

6 I am currently assigned to Violent Crimes/Major Offender investigations in the San Diego  
7 Field Division of the FBI. I have been a Special Agent with the FBI for approximately five years. Prior  
8 to joining the FBI, I was employed as a Police Officer in Johnson City, Tennessee for approximately  
9 eight years. The information contained in this affidavit is based upon my personal knowledge and on  
10 the information I have learned from reviewing official reports and speaking with Carnival Cruise Lines  
11 personnel, federal law enforcement officers, and individuals.

12 This affidavit is in support of a Complaint for ROBERT JOHN MCGILL, white male, date of  
13 birth July 14, 1954, for violation of Title 18, United States Code, Sections 7 and 1111(b), Murder  
14 within the Special Maritime and Territorial Jurisdiction of the United States. I have included only  
15 those facts which I believe are necessary to establish probable cause to believe that the defendant  
16 committed the crime alleged in the complaint.

17 On July 14, 2009, at approximately 8:20 PM PST, while the Carnival Cruise Lines Ship  
18 Elation was in international waters, security personnel aboard the ship responded to a report of a  
19 possible homicide in cabin R24, registered to Defendant and his wife, victim Shirley McGill (DOB  
20 07/08/1954). Upon entry, victim Shirley McGill was found dead in the bathroom. Victim Shirley  
21 McGill's time of death was approximately 6:20 PM PST.

22 After finding the body of Shirley McGill, Carnival Cruise Elation security personnel detained  
23 Defendant, Robert McGill, without incident. Defendant Robert McGill's knuckles appeared as if he  
24 had been in a fight.

25 On July 16, 2009 at approximately 1:00 p.m., agents of the Federal Bureau of Investigation  
26 arrested Defendant Robert McGill. Defendant, Robert McGill, was advised of his Miranda Rights and  
27 asked if he had understood those rights. Defendant Robert McGill stated that he understood his rights  
28

1 and was willing to answer questions without the presence of an attorney. Defendant Robert McGill  
2 stated he killed his wife in the bathroom of their cabin with his bare hands.

3 CONCLUSION

4 I believe there is probable cause to believe that on or about July 14, 2009, within the special  
5 maritime and territorial jurisdiction of the United States as defined in Title 18, United States Code,  
6 Section 7, Defendant Robert McGill, with malice aforethought, did unlawfully kill Shirley McGill, in  
7 violation of Title 18, United States Code, Sections 7 and 1111(b).

8  
9 Executed on July 17, 2009 at 2:00 p.m.

10  
11   
12 JAMES B. STINNETT, Special Agent  
13 Federal Bureau of Investigation

14 On the basis of the facts presented in the probable cause statement consisting of 3 pages, I find  
15 probable cause to believe that the defendant named in this probable cause statement committed the  
16 offense on July 14, 2009, in violation of Title 18, United States Code, Sections 7 and 1111(b).

17  
18  
19 7/17/09 1557hrs W. McCurine, Jr.  
20 Date/Time WILLIAM MCCURINE, JR.  
21 United States Magistrate Judge  
22  
23  
24  
25  
26  
27  
28