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Justice Court

IN THE JUSTICE COURT OF THE STATE OF MONTANA,
IN AND FOR THE COUNTY OF MISSOULA
BEFORE John E. Odlin JUSTICE OF THE PEACE.

Cause No. _____

STATE OF MONTANA,

Plaintiff,

-vs-

COMPLAINT

JARED L. FRUEND

Defendant.

Jason Marks, being duly sworn, deposes and says: that on or about the 29th day of September, 2012, at Missoula County, the above-named Defendant committed the offense of COUNT I: SEXUAL ASSAULT, a Felony, in violation of Mont. Code Ann. § 45-5-502(1)(3). The penalty for this offense is life in Montana State Prison or by not less than four (4) years or more than 100 years in Montana State Prison and may be fined not more than \$50,000.00; COUNT II: SEXUAL ASSAULT, a Felony, in violation of Mont. Code Ann. § 45-5-502(1)(3). The penalty for this offense is life in Montana State Prison or by not less than four (4) years or more than 100 years in Montana State Prison and may be fined not more than \$50,000.00.

The facts constituting the offense are:

COUNT I:

On or about the 29th day of September, 2012, the above-named defendant knowingly subjected another person, {Jane Doe 1}, age 5, to sexual contact, without consent by touching her vagina. The victim was less than sixteen years old at the time of

COMPLAINT/ANP/

the offense, and Defendant is three or more years older than the victim. The offense occurred in Missoula County.

COUNT II:

On or about the 29th day of September, 2012, the above-named defendant knowingly subjected another person, {Jane Doe 2}, age 4, to sexual contact, without consent by touching her vagina. The victim was less than sixteen years old at the time of the offense, and Defendant is three or more years older than the victim. The offense occurred in Missoula County.


Jason Marks
Deputy County Attorney

Subscribed and sworn to before me this ____ day of October, 2012.

JUSTICE OF THE PEACE

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-VS-

JARED L. FRUEND,

Defendant.

AFFIDAVIT OF PROBABLE CAUSE

STATE OF MONTANA)
 : ss
County of Missoula)

Jason Marks, Deputy County Attorney of Missoula County, Montana, being first duly sworn upon oath, deposes and says:

I have read the official law enforcement reports regarding the investigation of JARED L. FRUEND for allegedly committing the offenses set forth in the complaint and based upon the information contained in the reports, if true, believe probable cause exists to justify charging the above-named defendant as specified in the accompanying complaint.

On or about the 29th day of September, 2012, law enforcement responded to an address in the city of Missoula to investigate a report of a sexual assault committed against two children. Officers interviewed the parents of the children, {Jane Doe 1 and Jane Doe 2}, who reported that they had left their children in the care of Jared Fruend,

AFFIDAVIT OF PROBABLE CAUSE

a friend of the family, for a brief period while they had to be away from home. The girls are 4 and 5 years of age and Fruend is 29 years old.

The parents reported that they returned approximately 15 minutes after leaving. They expected to find Fruend and the girls in the garage where Fruend had been drinking beer when they left. Fruend was not in the garage. The parents located Fruend in the bedroom of {Jane Doe 1}. He was in bed with {Jane Doe 1} and here underwear was off. The girls' mother reported asking him what he was doing in there and then the parents took the girls aside to talk to them. Both girls reported that he Fruend had touched their genitals and {Jane Doe 2} reported that Fruend had done so on previous occasions.

After speaking to the girls the parents went to confront Fruend, but found that he had fled the house. Fruend was chased down and apprehended by two neighbors. He was taken into custody by law enforcement. He showed no reaction when told why he was being arrested. Fruend subsequently confessed to touching both girls genitals and confessed to having done so on a prior occasion.


Jason Marks
DEPUTY COUNTY ATTORNEY

SUBSCRIBED AND SWORN TO before me this ____ day of October, 2012.

JUSTICE OF THE PEACE

ORDER

AFFIDAVIT OF PROBABLE CAUSE

Upon reading the foregoing Affidavit, the Court finds that there is probable cause to believe the above-named Defendant committed the crimes charged.

DATED this ____ day of _____, 2012 at ____ a.m./p.m.

JUSTICE OF THE PEACE