

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE _____ JUSTICE OF THE PEACE
4

COPY

5 STATE OF MONTANA
6 Plaintiff,
7 -vs-
8 DAWNETTE JEAN EATON
9 Defendant.

Cause No. _____

COMPLAINT

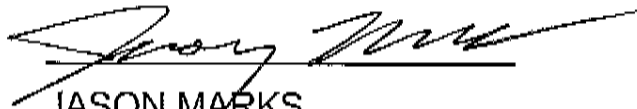
10 JASON MARKS, Deputy Missoula County Attorney, deposes and says
11 that on or about the 7th day of January, 2013, the Defendant committed the
12 offense(s) of COUNT I: ESCAPE, a Felony, in violation of Montana law,
13 namely: Mont. Code Ann. 45-7-306(3)(a), punishable by 20 years MSP;
14 COUNT II: FAIL TO REMAIN AT ACCIDENT SCENE WHERE PERSON
15 KILLED OR SERIOUSLY INJURED, a Felony, in violation of Montana law,
16 namely: Mont. Code Ann. 61-7-103(1)[4], punishable by not less than 1 year
17 or more than 10 years MSP and/or \$50,000 fine;
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19
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21 The facts constituting the offense are:
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23 COUNT I: On or about the 7th day of January, 2013, the above-
24 named Defendant knowingly or purposely eluded official detention. The
25 Defendant escaped by the use of force, physical violence, and/or a
26 weapon. The Defendant escaped after having been charged with or
27 convicted of a felony.
28

1 COUNT II: On or about the 7th day of January, 2013, the above-
2 named Defendant, having driven a vehicle which was involved in an
3 accident resulting in serious injury to Officer Poling, failed to immediately
4 stop such vehicle at the scene of the accident or as close to the accident as
5 possible and return to and remain at the scene of the accident until such
6 driver had fulfilled the requirements of 61-7-105.
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12 DATED this 9th day of January, 2013.
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14 

15 JASON MARKS
16 Deputy Missoula County Attorney

17 Subscribed and sworn to before me this 9th day of January, 2013.
18

19 JUSTICE OF THE PEACE
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21 COMPLAINT 13-80
22 Missoula County Sheriff's Office MARICELLI
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1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE _____, JUSTICE OF THE PEACE

COPY
RECEIVED
JAN 29 2013
Justice Court

4
5 STATE OF MONTANA,
6 Plaintiff,

Cause No. _____

7 -vs-

AFFIDAVIT OF PROBABLE
CAUSE

8
9 DAWNETTE JEAN EATON,
10 Defendant.

11 STATE OF MONTANA)
12 : ss
13 County of Missoula)

14 JASON MARKS, Deputy County Attorney of Missoula County,
15 Montana, being first duly sworn upon oath, deposes and says:

16
17 I have read the official law enforcement reports regarding the
18 investigation of DAWNETTE JEAN EATON for allegedly committing the
19 offense(s) set forth in the complaint and based upon the information
20 contained in the reports, if true, believe probable cause exists to justify
21 charging the above-named defendant as specified in the accompanying
22
23
24 complaint.

25 On or about the 7th day of January, 2013, Officer Stepper and Officer
26 Poling with the Missoula City Police Department responded to McDonalds
27 at 720 E. Broadway after receiving a tip that a fugitive, Dawnette Eaton,
28

1 was at that location. Eaton was subject to arrest on a felony warrant for
2 probation violations. Both officers were in uniform and driving marked
3 patrol cars. They approached a red Pontiac, which was parked in the
4 parking lot. They believed the driver to be Eaton. Officer Poling told
5 detectives that the woman in the driver's seat, who's identity was
6 subsequently confirmed as Dawnette Eaton, waived at her as she
7 approached the car.

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11 Officer Stepper approached the driver's door while Officer Poling
12 went to the passenger door. Officer Stepper made contact with the driver
13 and asked if she was Dawnette. Eaton started the engine and cranked the
14 steering wheel to the left. Officer Stepper ordered her to turn off the car.
15 Instead, Eaton shifted the car into reverse, accelerated rapidly, which
16 knocked Officer Poling to the ground. The front of the car swung about,
17 running over Officer Polling, and dragging her for some distance under the
18 car. As Officer Polling was being drug under the car, Officer Stepper
19 ordered the driver to stop. When she did not he fired a single shot with his
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24 pistol. The shot struck the driver who continued out of the parking lot.

25 Sheriff Ibsen located the car Eaton had been driving abandoned near
26 Kiwanis Park. There was blood in the car and in the snow leading away,
27 however, a police k-9 unit was only able to track Eaton for a relatively short
28

1 distance. Law enforcement subsequently received a tip that Eaton had
2 been picked up by a friend, Kimberly Inman, and transported to an
3 apartment in the South Hills. Law enforcement located Eaton in that
4 apartment with a gunshot wound to her arm.
5

6
7 Inman was interviewed and said that Eaton had told her that she,
8 Eaton, had run over a female police officer and that the officer's partner
9 had shot her. Eaton told Inman that there was a warrant out for her arrest.
10

11 Officer Poling was hospitalized with serious injuries as a result of
12 being run over by the car driven by Eaton.
13

14 Investigation in this case is continuing.
15

16 
17

JASON MARKS
Deputy Missoula County Attorney
18

19 SUBSCRIBED AND SWORN TO before me this 9th day of January,
20 2013.
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23 JUSTICE OF THE PEACE
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2 ORDER
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4 Upon reading the foregoing Affidavit, the Court finds that there is
5 probable cause to believe the above-named Defendant committed the crimes
6 charged.
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8 DATED this _____ day of _____, 2013 at _____ a.m./p.m.
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11 _____
12 JUSTICE OF THE PEACE
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