

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE Karen A. Orzech JUSTICE OF THE PEACE

RECEIVED
MAY 08 2013
Justice Court

4
5 STATE OF MONTANA
6 Plaintiff,
7 -vs-
8 MARK BRYON TABISH
9 Defendant.

Cause No. CR-2013-10030 & 2

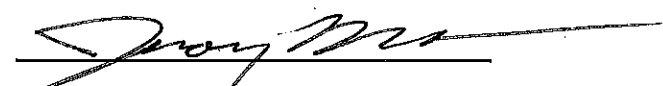
COMPLAINT

10 JASON MARKS, Deputy Missoula County Attorney, deposes and says
11 that on or about the 7th day of May, 2013, in Missoula County, the
12 Defendant committed the offense of COUNT I: ATTEMPTED DELIBERATE
13 HOMICIDE, a Felony, in violation of Montana law, namely: Mont. Code Ann.
14 §§ 45-4-103 and 45-5-102[1], punishable by life imprisonment, or not less
15 than 10 or more than 100 years MSP.
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18 The facts constituting the offense are:

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20 COUNT I: On or about the 7th day of May, 2013, the above-named
21 Defendant purposely or knowingly attempted to cause the death of Cathy
22 Tabish.
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25 DATED this 8th day of May, 2013.
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28 JASON MARKS
Deputy Missoula County Attorney

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Subscribed and sworn to before me this 8th day of May, 2013.

JUSTICE OF THE PEACE

COMPLAINT 13-1104
Missoula City Police Dept Chrestenson

RECEIVED

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE Karen A. Orzoch, JUSTICE OF THE PEACE Justice Court

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5 STATE OF MONTANA,
6 Plaintiff,

Cause No. CR. 2013-10830-CO

7 -vs-

AFFIDAVIT OF PROBABLE
CAUSE

8
9 MARK BRYON TABISH,
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:

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17 I have read the official law enforcement reports regarding the
18 investigation of MARK BRYON TABISH for allegedly committing the
19 offense(s) set forth in the complaint in 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 complaint.
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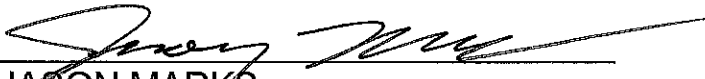
25 On or about the 7th day of May, 2013, at approximately 1:30 a.m.,
26 Cathy Tabish arrived at the St. Patrick's Hospital emergency room with a
27 gunshot wound to her face. Missoula City Police Officer Cameron was at
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1 the emergency room as part of another case and obtained an initial
2 statement from Cathy. She said that she had fallen asleep in bed in the
3 residence she shares with her husband Mark Tabish on 8th Street in
4 Missoula. She said that shortly before arriving at the emergency room she
5 had awoken to find that she was bleeding from the face. She went into the
6 bathroom and discovered the gunshot wound to her face. She indicated
7 that Mark was in the residence when she left.
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11 Officers responded to the Tabish's residence and made contact with
12 Mark Tabish. He asked the officers "is she gone?" and went on to
13 elaborate that he knew what he did and knew he was in a lot of trouble. A
14 box of .22 caliber ammunition was recovered from Mark and a subsequent
15 search of the residence recovered a .22 caliber rifle and a spent .22 caliber
16 shell casing. Mark was taken into custody and a PBT was administered.
17 He registered a .328 BAC.
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21 Mark was subsequently interviewed by Missoula City Police
22 detectives. He admitted shooting Cathy with the .22 rifle. He said he had
23 purchased it and the ammunition on the morning of May 6, 2013. Mark
24 indicated that he had been drinking very heavily since he woke up on May
25 6th and he was not certain why he had shot his wife. He indicated that he
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1 believed his intent may have been to shoot and kill her, their dog, and
2 himself.
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7 JASON MARKS
8 Deputy Missoula County Attorney

9 SUBSCRIBED AND SWORN TO before me this 8th day of May,
10 2013.
11

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13 _____
14 JUSTICE OF THE PEACE

15
16 ORDER

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18 Upon reading the foregoing Affidavit, the Court finds that there is
19 probable cause to believe the above-named Defendant committed the crimes
20 charged.
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22 DATED this _____ day of _____, 2013 at _____ a.m./p.m.
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25 _____
26 JUSTICE OF THE PEACE
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