

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE John H. O'Brien JUSTICE OF THE PEACE

COPIED
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NOV 04 2013
Justice Court

5 STATE OF MONTANA
6 Plaintiff,
7 -vs-
8 MATTHEW RAY TACK
9 Defendant.

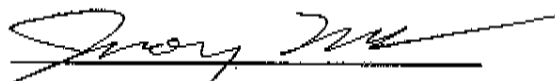
Cause No. CR-2013-11446-C1
COMPLAINT

10 JASON MARKS, Assistant Chief Deputy County Attorney, deposes
11 and says that on or about the 4th day of September, 2013, in Missoula
12 County, the Defendant committed the offense of COUNT I: SEXUAL ABUSE
13 OF CHILDREN – POSSESSION FO MATERIAL, a Felony, in violation of
14 Montana Code Ann. §45-5-625(e), punishable by 10 years in prison and/or a
15 \$10,000 fine.
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18 The facts constituting the offense are:

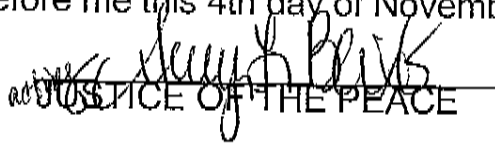
19
20 COUNT I: On or about the 4th day of September, 2013, the above-named
21 defendant knowingly possessed visual or print medium, including a medium
22 by use of electronic communication in which a child is engaged in sexual
23 conduct, actual or simulated.
24

25 DATED this 4th day of November, 2013.

26
27 

28 JASON MARKS
Assistant Chief Deputy County Attorney

1
2 Subscribed and sworn to before me this 4th day of November, 2013.

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6 COMPLAINT 13-2579
7 Missoula City Police Dept SHERMER
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1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE John E. Ozim, JUSTICE OF THE PEACE

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Justice Court

4
5 STATE OF MONTANA,
6 Plaintiff,

Cause No.

CR-2013-11466-C1

7 -vs-

**AFFIDAVIT OF PROBABLE
CAUSE**

8
9 MATTHEW RAY TACK,
10 Defendant.

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

14 JASON MARKS, Assistant Chief Deputy County Attorney, Montana,
15 being first duly sworn upon oath, deposes and says:
16

17 I have read the official law enforcement reports regarding the
18 investigation of MATTHEW RAY TACK 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 4th day of September, 2013, Tracy Templin reported
26 to law enforcement that she had found nude pictures of what appeared to
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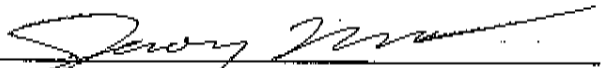
1 be underage females on a computer that a friend of hers, Matthew Tack,
2 had loaned her.
3

4 Detective Shermer went to Templin's apartment in Missoula and
5 viewed the images. He noted that there were a number of pictures that
6 appeared to depict a nude underage female. There were also pictures of
7 the same female clothed. In one of the pictures she was wearing a
8 sweatshirt with the logo of a middle school in Kentucky.
9
10


11 Tack was interviewed and admitted that he had possessed the
12 pictures. However, he claimed that he believed the female was 18 years of
13 age.
14

15 Detective Shermer contacted the middle school in Kentucky
16 associated with the logo on the female's shirt. The school resource officer
17 at the school was able to identify her. Detective Shermer interviewed the
18 female. She stated that she had been involved in an online relationship
19 with Tack. She said that she had told him that she was 13 and that the two
20 of them were friends on Facebook and her age was clear on her Facebook
21 page. She said that she had sent Tack nude images of herself at his
22 request.
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1 Further investigation of Tack's online activities showed that he had
2 been involved with a number of underage girls and had solicited them to
3 send sexually explicit photographs of themselves.
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5
6 
7 JASON MARKS
8 Assistant Chief Deputy County Attorney

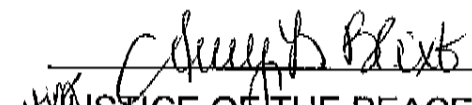
9 SUBSCRIBED AND SWORN TO before me this 4th day of November,
10 2013.

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12 
13 JUSTICE OF THE PEACE
14

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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 4th day of October, 2013 at 9:35 a.m./p.m.
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26 JUSTICE OF THE PEACE
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