

RECEIVED

NOV 19 2013

Justice Court

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE John E. O'Neil JUSTICE OF THE PEACE
4

5 STATE OF MONTANA

6 Plaintiff,

7 -VS-

8 MATTHEW LLOYD VOEKS

9 Defendant.

Cause No. CR 2013-11515-01

COMPLAINT

10 SHAWN THOMAS, Deputy County Attorney, deposes and says that on
11 or about the 16th day of November, 2013, in Missoula County, the
12 Defendant committed the offense of COUNT I: SEXUAL INTERCOURSE
13 WITHOUT CONSENT, a Felony, in violation of Montana law, namely: Mont.
14 Code Ann. 45-5-503, punishable by not less than 2-4 years or more than 100
15 years or life MSP and \$50,000 fine.
16

17 The facts constituting the offense are:
18

19 COUNT I: On or about the 16th day of November, 2013, the above-
20 named Defendant knowingly had sexual intercourse with Jane Doe without
21 consent.
22

23 DATED this 19th day of November, 2013,
24

25 
26

27 SHAWN THOMAS
28 Deputy County Attorney

1 Subscribed and sworn to before me this 19th day of November, 2013.

2
3 *Garry L. Blix*
4 JUSTICE OF THE PEACE

5 COMPLAINT 13-2713
6 Missoula City Police Dept MERIFIELD
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RECEIVED

NOV 19 2013

Justice Court

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE John E. Oglin, JUSTICE OF THE PEACE

4
5 STATE OF MONTANA,
6 Plaintiff,

Cause No. CR 2013-11515-C1

7 -vs-

**AFFIDAVIT OF PROBABLE
CAUSE**

8
9 MATTHEW LLOYD VOEKS,
10 Defendant.

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

14 SHAWN THOMAS, Deputy County Attorney, Montana, being first duly
15 sworn upon oath, deposes and says:

16
17 I have read the official law enforcement reports regarding the
18 investigation of MATTHEW LLOYD VOEKS 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.
23

24
25 On or about November 18, 2013, Missoula City Police Officers
26 responded to the Colonial Apartments on West Broadway in Missoula for a
27 reported sexual assault. Jane Doe reported that her roommate, Matthew
28

1 Voeks, had raped her. Jane was visibly upset and crying. Jane stated that
2 she got drunk the other night (determined to be Saturday, November 16,
3 2013) and woke up with her pants down and Matthew on top of her. Jane
4 also lives with her boyfriend Carl, but Carl was not home at the time. Jane
5 said she was too embarrassed to tell her boyfriend what had happened on
6 Sunday. On Monday morning she told Voeks to get out because he had
7 taken advantage of her.
8
9
10

11 Voeks was also on scene when officers arrived and said he did not
12 force Jane to have sex with him. Voeks admitted he was alone with Jane
13 in the apartment on November 16, 2013 and Carl was not there. Voeks
14 claimed that Jane had at least four 16 ounce beers and then passed out.
15 She later woke up and asked him to have sex with her. He initially said no,
16 but Jane kept pressing him and told him to take off his pants. Voeks then
17 claimed he had consensual sex with Jane.
18
19
20

21 Voeks was transported to the Missoula City Police Department and
22 interviewed by Detective Jamie Merifield. During that interview he admitted
23 that Jane was too intoxicated to give consent to have sex with him that
24 night, that he had taken advantage of her level of intoxication, and that he
25 had made a bad decision.
26
27
28

1 At the conclusion of the interview Voeks was placed under arrest and
2 transported to the Missoula County Detention Facility. On the way to the
3 Detention Facility he said he knew he was in trouble as soon as he saw law
4 enforcement pull up.
5

6
7 
8 SHAWN THOMAS
9 Deputy County Attorney

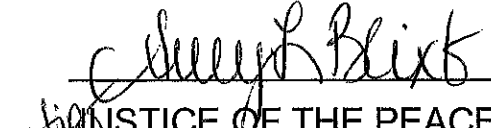
10
11 SUBSCRIBED AND SWORN TO before me this 19th day of
12 November, 2013.

13
14 
15 JUSTICE OF THE PEACE

16
17 ORDER

18
19 Upon reading the foregoing Affidavit, the Court finds that there is
20 probable cause to believe the above-named Defendant committed the crimes
21 charged.
22

23 DATED this 19th day of November, 2013 at 11:38 a.m./p.m.
24

25
26 
27 JUSTICE OF THE PEACE
28