

RECEIVED

DEC 04 2013

Justice Court

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
4

5 STATE OF MONTANA
6 Plaintiff,

7 -VS-
8 LUCAS LEE KIBLER
9 Defendant.

Cause No. CR-2013-11568-C2

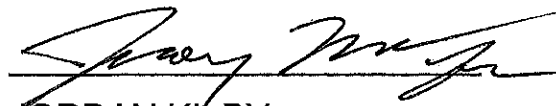
COMPLAINT

10 JORDAN KILBY, Deputy County Attorney, deposes and says that on or
11 about the 3rd day of December, 2013, in Missoula County, the Defendant
12 committed the offense of COUNT I: THEFT OF PROPERTY EXCEEDING
13 \$1,500 BY EMBEZZLEMENT, a Felony, in violation of Montana law, namely:
14 Mont. Code Ann. 45-6-301(7)[4], punishable by 10 Years MSP and/or
15 \$50,000 fine.
16

17 The facts constituting the offense are:
18

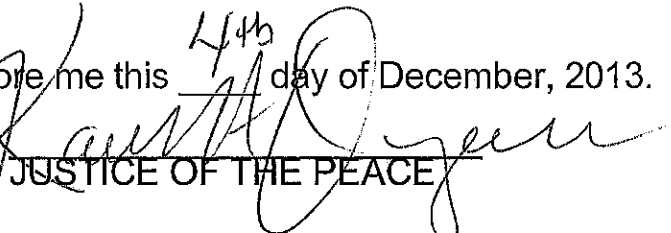
19 COUNT I: On or about the 3rd day of December, 2013, the above-
20 named Defendant committed the offense of theft of property by
21 embezzlement when, with the purpose to deprive the owner of the property,
22 the person purposely or knowingly obtained or exerted unauthorized control
23 over property of the person's employer or over property entrusted to the
24 person or purposely or knowingly obtained by deception control over
25 property of the person's employer or over property entrusted to the person.
26
27
28

1 DATED this 4th day of December, 2013.

2 

3 JORDAN KILBY
4 Deputy County Attorney

5
6 Subscribed and sworn to before me this ^{4th} day of December, 2013.

7 
8 JUSTICE OF THE PEACE

9 COMPLAINT 13-2850
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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
4

RECEIVED
DEC 04 2013
Justice Court

5 STATE OF MONTANA,
6 Plaintiff,

Cause No. CR-2013-11568-C2

7 -VS-

**AFFIDAVIT OF PROBABLE
CAUSE**

9 LUCAS LEE KIBLER,
10 Defendant.

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

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

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

24 On or about the 3rd day of December, 2013, Missoula City Police
25 Officer Mulligan responded to Walmart on 93 South in Missoula County for
26 the report of a theft by an employee. Upon arrival Officer Mulligan spoke
27 with Manager Phillip Sperry. Sperry stated Kibler had worked at the
28

1 registers of Walmart and between October 30, 2013 and November 30,
2 2013, Kibler had stolen approximately \$3150.00. Sperry provided
3 surveillance recordings that he stated documented the thefts.
4

5 Kibler was interviewed and admitted to the thefts. He agreed that the
6 amount would be roughly \$3150. Kibler stated his method was to complete
7 a transaction with a customer and then take cash from the register in
8 increments of \$50 or \$100 while the register was open.
9
10

11
12 
13 JORDAN KILBY
14 Deputy County Attorney

15 SUBSCRIBED AND SWORN TO before me this 4th day of
16 December, 2013.

17
18 
19 JUSTICE OF THE PEACE

20 ORDER

21
22 Upon reading the foregoing Affidavit, the Court finds that there is
23 probable cause to believe the above-named Defendant committed the crimes
24 charged.
25

26 DATED this 4th day of December, 2013 at 11⁴⁵ a.m./p.m.
27
28

Kenneth D. Jensen
JUSTICE OF THE PEACE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28