

JAN 11 2014

IN THE JUSTICE COURT OF THE STATE OF MONTANA, **Justice Court**  
IN AND FOR THE COUNTY OF MISSOULA  
BEFORE John E. O'Brien JUSTICE OF THE PEACE

STATE OF MONTANA  
Plaintiff,

-vs-  
SCOTT MICHAEL TODD  
Defendant.

Cause No. CR-2014-11730-C1

**COMPLAINT**

JASON MARKS, Deputy County Attorney, deposes and says that on or about the 9th day of January, 2014, in Missoula County, the Defendant committed the offenses of COUNT I: CONSPIRACY TO COMMIT ROBBERY, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-401 and 45-4-102, punishable by not less than 2 or more than 40 years MSP and/or \$50,000 fine; COUNT II: CRIMINAL POSSESSION OF DANGEROUS DRUGS/OPIATE, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-102(4), punishable by not less than 2 years or more than 5 years MSP and a \$50,000 fine.

The facts constituting the offense are:

COUNT I: On or about January 9, 2014, the above-named Defendant committed the offense of conspiracy to commit robbery when, with the purpose that the offense of robbery be committed, the Defendant agreed with Michael Hummel and Leanna Hoff to the commission of the offense of

1 robbery. In furtherance of such conspiracy Michael Hummel inflicted bodily  
2 injury and/or reasonable apprehension upon Erin Sayles while in the  
3 course of committing a theft, in Missoula County.  
4

5 COUNT II: On or about the 9th day of January, 2014, the above-  
6 named Defendant knowingly possessed an opiate, a dangerous drug, as  
7 defined in 50-32-101(19), to wit: percocet.  
8

9 DATED this 11th day of January, 2014.  
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11   
12 JASON MARKS  
13 Deputy County Attorney

14 Subscribed and sworn to before me this 11<sup>th</sup> day of January, 2014.

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16 JUSTICE OF THE PEACE  
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18 COMPLAINT 14-50  
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JAN 11 2014

Justice Court

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

STATE OF MONTANA,  
Plaintiff,

Cause No. CR-2014-11730-C1

-vs-

**AFFIDAVIT OF PROBABLE  
CAUSE**

SCOTT MICHAEL TODD,  
Defendant.

STATE OF MONTANA           )  
  : ss  
County of Missoula           )

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

I have read the official law enforcement reports regarding the  
investigation of SCOTT MICHAEL TODD for allegedly committing the  
offense(s) set forth in the complaint in and based upon the information  
contained in the reports, if true, believe probable cause exists to justify  
charging the above-named defendant as specified in the accompanying  
complaint.

On or about the 9<sup>th</sup> day of January, 2014, Missoula County Sheriff's  
Deputies responded to 4528 North Ave in Missoula County for the report a  
female who was assaulted in her residence. Erin Sayles reported she was

1 in her bedroom when she heard her bedroom door open. She stated a  
2 male wearing a black hooded sweatshirt and a bandana and holding a  
3 wooden stick entered her bedroom. He stated, "Give me everything you  
4 got. Your money, everything." He then hit her with the stick a couple of  
5 times. The male then grabbed Erin's Percocet, an opiate for which she had  
6 a prescription, and \$15.00 and left the room.  
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8  
9 Erin chased the male out of her room, outside, and westbound in  
10 front of her home where she tripped and fell on the concrete, injuring her  
11 knees. Erin advised law enforcement that her friend, Scott Todd had been  
12 in the bedroom at the time, but had left the home because there was a  
13 warrant out for his arrest.  
14

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16 Deputies contacted Scott Todd. Scott initially was untruthful with  
17 deputies, claiming to have been a victim of the robbery. However, Scott  
18 eventually admitted that he was in fact involved in orchestrating the  
19 robbery.  
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21  
22 Scott stated earlier that morning, he met up with Michael Hummel to  
23 plan the robbery. He stated he showed Michael where Erin lived. When  
24 Erin arrived home with her filled prescription, Scott texted Michael to let  
25 Michael know she was back at the house. Michael then drove to the house  
26 and entered Erin's room. Michael pretended to assault Scott and Scott  
27  
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1 pretended to be knocked out as Michael took the pills and left. Scott then  
2 left.  
3

4 Scott stated after the robbery, he met up with Michael who gave Scott  
5 his share of the Percocet. Deputies later retrieved the pills from Scott's  
6 vehicle  
7

8 Michael Hummel was interviewed and admitted to his involvement in  
9 the robbery. He stated he and his girlfriend, Leanna Hoff, met Scott at  
10 Dale's Dairy early on the morning of January 9, 2014 to plan to steal pills  
11 from the victim. Michael stated Scott gave Michael the handle of an axe to  
12 use in the robbery. Scott then got into Michael's vehicle and directed them  
13 to Erin's home, where the robbery was to take place. Leanna and Michael  
14 then dropped off Scott and waited for his call.  
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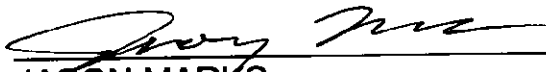
18 Michael stated he received a text from Scott and Leanna drove  
19 Michael to the scene of the robbery. Michael instructed Leanna to drive  
20 around and wait to pick him up. Leanna let him out of the car near the  
21 victim's home and Michael entered the victim's home through the back  
22 unlocked door. He stated he was wearing a hooded sweatshirt and a  
23 bandana.  
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26 Michael stated he entered the bedroom and hit Scott with the axe  
27 handle, pretending to assault him. Michael stated the victim approached  
28

1 him and grabbed the axe handle and the two wrestled with it. They both  
2 fell to the floor. Michael then grabbed the pill bottle off of the bed and ran  
3 from the house. He stated the victim chased him, but he was able to get  
4 away. Leanna picked up Michael near the Maclay bridge. Michael stated  
5 he met with Scott and gave Scott some pills, keeping some for himself.  
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8 Leanna Hoff was interviewed and admitted to her role in the robbery.  
9 She admitted to knowing Michael and Scott were planning to steal pills  
10 from a woman. She stated she was with Michael and Scott in the morning  
11 when Scott showed them where the robbery was to take place.  
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14 She stated once Michael got a text from Scott, she drove Michael to a  
15 location near the victim's house and left him there. She stated Michael was  
16 carrying an axe handle when he got out of the car. She drove around until  
17 she saw Michael walking and picked him up near the Maclay bridge. When  
18 Michael got in the car, he told Leanna, "she got the axe handle." Leanna  
19 then drove Michael to meet with Scott, where Michael divided the pills  
20 equally and gave Scott his share.  
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25 JASON MARKS  
26 Deputy County Attorney

27 SUBSCRIBED AND SWORN TO before me this 11<sup>th</sup> day of January,  
28 2014.

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*Kaunt Dyer*  
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JUSTICE OF THE PEACE

ORDER

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

DATED this 11<sup>th</sup> day of January, 2014 at 1<sup>36</sup> a.m./p.m.

*Kaunt Dyer*  
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JUSTICE OF THE PEACE