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AUG 22 2014

Justice Court

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

STATE OF MONTANA  
Plaintiff,

-VS-

CURTIS EDWARD FOSTER  
Defendant.

Cause No. CR-2014-12468-CA

**COMPLAINT**

SUZY BOYLAN, Assistant Chief Criminal County Attorney, deposes and says that on or about the 20th day of August, 2014, in Missoula County, the Defendant committed the offense of COUNT I: ATTEMPTED PROSTITUTION (CHILD), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-4-103 and 45-5-601(1) and (3), punishable by a minimum of 25 years without parole up to 100 years MSP and a \$50,000 fine.

The facts constituting the offense are:

COUNT I: On or about the 20th day of August, 2014, the above-named Defendant, with the purpose to commit the offense of PROSTITUTION, a FELONY, did an act toward the commission of the offense, to wit: Defendant agreed to meet with what he believed to be a 13 year-old girl to perform sex acts for money, came to a pre-arranged meeting place in order to perform those sex acts, and paid money in anticipation of those sex acts. The defendant was 18 years of age or older.

DATED this 22nd day of August, 2014.

  
SUZY BOYLAN  
Assistant Chief Criminal County Attorney

1 Subscribed and sworn to before me this \_\_\_\_ day of August, 2014.

2  
3 JUSTICE OF THE PEACE

4 COMPLAINT 14-1834  
5 Missoula City Police Dept PETERSEN  
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IN THE JUSTICE COURT OF THE STATE OF MONTANA, AUG 22 2014  
IN AND FOR THE COUNTY OF MISSOULA  
BEFORE Karen A. Orzech, JUSTICE OF THE PEACE Justice Court

STATE OF MONTANA,  
Plaintiff,

Cause No. CR-2014-12468-C2

-vs-

**AFFIDAVIT OF PROBABLE CAUSE**

CURTIS EDWARD FOSTER,  
Defendant.

STATE OF MONTANA )

: ss

County of Missoula )

SUZY BOYLAN, Assistant Chief Criminal County Attorney, Montana, being first  
duly sworn upon oath, deposes and says:

I have read the official law enforcement reports regarding the investigation of  
CURTIS EDWARD FOSTER for allegedly committing the offense(s) set forth in the  
complaint 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 20<sup>th</sup> day of August, 2014, detectives at the Missoula Police  
Department assisted in an undercover operation conducted by the Internet Crimes  
Against Children Task Force. One of the undercover detectives had been contacted by  
a male, later identified as the above-named Defendant, about paying money for sex with  
an adolescent female. In a series of telephone calls and text messages, Defendant  
arranged to meet either a 10 year-old girl or a 15 year-old girl for sex in exchange for a  
"donation." He stated he didn't know which one he wanted because he wanted to see  
them first. When he learned the female in question was in another county, he inquired

1 about whether there would be another adolescent female available in Missoula.

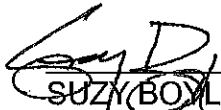
2 Defendant was told by undercover detectives that there was a 13 year-old girl available  
3 in Missoula.

4  
5 Defendant agreed to meet the 13 year-old girl for "regular sex." Missoula  
6 detectives rented two rooms at a local motel. One detective acted as the mother of the  
7 adolescent girl in question and assisted in making the arrangements to meet. Defendant  
8 was told to go to a nearby restaurant and wait to receive the address for the meeting  
9 place. When Defendant arrived at the restaurant, he texted the undercover detective  
10 and was given the address and room number of the motel.

11  
12 The detective acting as the girl's mother answered the door when Defendant  
13 arrived. The detective asked if he was okay with the girl being 13 years old. Defendant  
14 said "I think so." The detective said the girl was smaller than she was and asked if that  
15 was all right. Defendant replied, "I think so – I've never been with a young girl, so...."  
16 The detective told Defendant that he had to make the "donation" first and asked what he  
17 wanted to do with the girl. Defendant said "nothing freaky" but "probably more than the  
18 missionary" and also wanted to perform oral sex on the girl. They agreed on a rate of  
19 hundred dollars for one hour of oral and vaginal sex.  
20

21  
22 The detective then gave Defendant the card to another motel room where the girl  
23 was supposed to be waiting. When Defendant used the room key to open the door,  
24 nearby officers identified themselves and tried to apprehend him. Defendant pulled  
25 away from them and into the parking lot. Defendant was struggling to get away from the  
26 officers and a detective had to threaten to use her taser on him. Defendant was yelling  
27 that he had been "entrapped." He was taken into custody.  
28

1 At the police station, Defendant was read his rights and agreed to give a  
2 statement. He said he had answered an ad on "Backpage" and learned that a 10 year-  
3 old girl and a 15 year-old girl were being offered. When he learned they were in a  
4 different town, he made arrangements to meet a 13 year-old girl in Missoula. He said he  
5 thought maybe the girl would turn out to be 18 and he would be able to ask for her  
6 identification. He agreed, however, that nowhere in the communications with the  
7 undercover detective was there any discussion about the girl being older than 13, and  
8 he admitted he paid \$100 to have sex with her.  
9

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11   
12 SUZY BOYLAN  
13 Assistant Chief Criminal County Attorney

14 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of August, 2014.  
15

16  
17 JUSTICE OF THE PEACE  
18

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

24 DATED this \_\_\_\_ day of \_\_\_\_\_, 2014 at \_\_\_\_ a.m./p.m.  
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27 JUSTICE OF THE PEACE  
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