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OCT 03 2014

Justice Court

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE Amy L Blixt JUSTICE OF THE PEACE

4
5 STATE OF MONTANA
6 Plaintiff,
7 -vs-
8 TANYA MARIE HILL
9 Defendant.

Cause No. CR-2014-12628-C1

COMPLAINT

10 M. SHAUN DONOVAN, Deputy County Attorney, deposes and says that between
11 August 2013 and December, 2013, in Missoula County, the Defendant committed the
12 offense of COUNT I: THEFT OF PROPERTY EXCEEDING \$10,000 BY
13 EMBEZZLEMENT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-6-
14 301(7)[5], punishable by Not less than 1 Year or more than 10 Years MSP and/or \$50,000
15 fine and COUNT II: MONEY LAUNDERING, a Felony, in violation of Section 45-6-341.
16 MCA, punishable by imprisonment in the state prison for a term of not more than 20 years
17 and or a fine of not more than \$50,000
18

19 The facts constituting the offense are:

20
21 COUNT I: On or about and between approximately August 21,2013 and
22 December 21, 2013, the above-named Defendant, with the purpose to deprive the
23 owner of the property, purposely or knowingly obtained or exerted unauthorized control
24 over bank deposits in the amount of more than \$10,000, entrusted to her by 4B's
25 Holding Corporation.
26

27 COUNT II: On two occasions during the months of August 2013 and September
28 2013, the above-named Defendant, attempting to conceal or disguise the source,

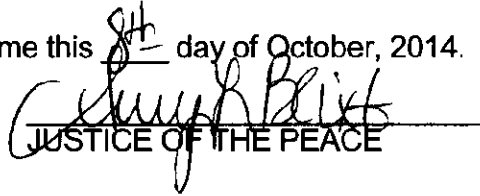
1 ownership or control of the proceeds, conducted or attempted to conduct financial
2 transactions with Mountain West Bank using proceeds she knew were derived from
3 activities that are unlawful under the laws of the State of Montana.

4
5 DATED this 3rd day of October, 2014.

6 

7 M. SHAUN DONOVAN
8 Deputy County Attorney

9 Subscribed and sworn to before me this 8th day of October, 2014.

10 
11 JUSTICE OF THE PEACE

12 COMPLAINT 14-1063
13 Missoula County Sheriff's Office GUNTER
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BEFORE Amy L. Blixt, JUSTICE OF THE PEACE

STATE OF MONTANA,
Plaintiff,

-vs-

TANYA MARIE HILL,
Defendant.

Cause No. CR-2014-12628-C1

AFFIDAVIT OF PROBABLE CAUSE

STATE OF MONTANA)
County of Missoula) : ss

M. SHAUN DONOVAN, 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 TANYA MARIE HILL 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.

Beginning in late December, 2014, officers of the Missoula County Sheriff's Department began investigating the reported theft of bank deposits from 4B's Holding Corporation allegedly committed by employee Tanya Hill.

Financial documents prepared by the company and verified by First Security Bank, show that between August 20, 2013 and September 9, 2013 twenty five (25)

1 reported deposits, totaling \$37,861.02, were made out, entered in the company's
2 records system, but never deposited to the 4B's bank account. All but 3 of the missing
3 deposits were prepared by Tanya Hill, day shift manager of the 4B's restaurant in
4 Missoula, whose job included preparing and depositing daily receipts from the business.
5 Several of the deposit documents shown in the company's record keeping system, but
6 for which corresponding funds were never delivered to the bank, appear to have been
7 altered or forged.
8

9
10 Evidence collected from sources including the Defendant and her personal bank
11 records, indicate during August and September of 2013 Ms. Hill's assets, income and or
12 accounts were being garnished or levied upon by multiple creditors. In order to qualify
13 for a home mortgage with Mountain West Bank Ms. Hill was required to deposit in
14 advance funds sufficient to discharge all unpaid obligations in collection as well as all
15 anticipated closing costs. That amount was more than \$9,000.
16

17 On approximately August 28, 2013 the Defendant presented a friend, Brenda
18 Harrington, with \$3,151 in cash and persuaded Harrington to give her a personal check
19 for the same amount and to sign a "gift letter" to be given to the bank in connection with
20 the mortgage application, stating the funds in question were a gift to Ms. Hill. The letter
21 listed Ms. Harrington as the Defendant's sister-in-law, which she is not. On August 24
22 and 25, 2013 two 4 B's deposits totaling \$3,384.90 were prepared by Tanya Hill but the
23 money never deposited.
24

25 On approximately September 12, 2013, a second "gift letter" in the amount of
26 \$6,360 was signed by the Defendant's "cousin," Jamie Helm, again stating the funds in
27 question were a gift to Ms. Hill. When interviewed by officers, Jamie Helm denied any
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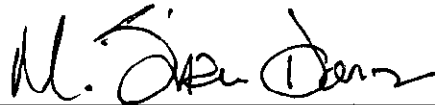
1 family relationship to the Defendant and said she had accepted \$6,360 in cash from
2 Tanya Hill, written her a personal check for the same amount, and signed the "gift letter"
3 as requested. Records indicate that between September 7, 2013 and September 11,
4 2013, 4B's deposits totaling \$8,200, prepared by Tanya Hill, were not made to the bank.
5 On September 9, 2013 a deposit in the amount of \$6,360 was made to Ms Hill's joint
6 bank account.
7

8 Tanya Hill was interviewed by detective Jon Gunter and admitted preparing the
9 majority of the deposit slips for the missing bank deposits. She suggested the deposits
10 which were missing had been taken from the company safe by persons unknown and
11 stolen. She said that although it was her job to deposit all or most of the missing
12 deposits, and to verify that all deposits were made, she assumed the missing deposits
13 had been made by other employees and denied she had taken any of the missing
14 funds.
15

16 Ms. Hill also told investigators that the cash she had given Brenda Harrington
17 and Jamie Helm in exchange for the "gift letters" had come from tips she had made
18 working as a waitress at the 4B's restaurant which was short staffed during the summer
19 of 2013. Supervisors of the business and co-workers denied the business was short
20 staffed or that the Defendant could have made anything near \$9,000 in tips during that
21 period.
22

23 The Defendant's mortgage application with Mountain West Bank was ultimately
24 declined and the funds attributed to the "gift Letters' returned to her. According to Ms.
25 Hill, that money was spent on living expenses, a car for their daughter, a snowmobile
26 and Christmas gifts.
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M. SHAUN DONOVAN
Deputy County Attorney

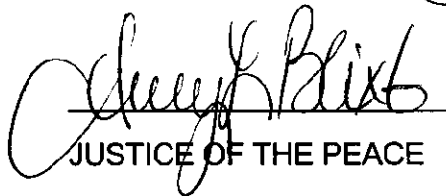
SUBSCRIBED AND SWORN TO before me this 8th day of October, 2014.


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 8th day of October, 2014 at 7:30 a.m./p.m.


JUSTICE OF THE PEACE