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APR 16 2015
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-
CHARLES DAVID AMENT
Defendant.

Dept No. 2
Cause No. CR-2015-316

COMPLAINT

S. THOMAS, Deputy County Attorney, deposes and says that on or about the 15th day of April, 2015, in Missoula County, the Defendant committed the offenses of COUNT I: ESCAPE, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-7-306(3)(a), punishable by up to 20 years MSP, OR IN THE ALTERNATIVE, ASSAULT ON A PEACE OR JUDICIAL OFFICER, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-210, punishable by not less than 2 years or more than 10 years MSP and \$50,000 fine.

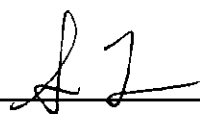
The facts constituting the offense are:

COUNT I: On or about the 15th day of April, 2015, the above-named Defendant knowingly or purposely eluded official detention after having been placed under actual or constructive restraint or custody by a peace officer pursuant to arrest. Defendant escaped by the use or threat of force.

OR IN THE ALTERNATIVE:

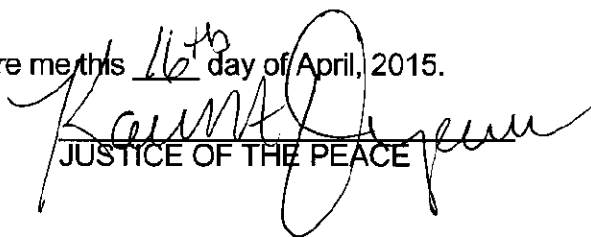
On or about the 15th day of April, 2015, the above-named Defendant purposely or knowingly caused bodily injury to a peace officer, Missoula City Police Officer Mattix, by kicking Mattix in the face.

1 DATED this 16th day of April, 2015.

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4 S. THOMAS
5 Deputy County Attorney

6 Subscribed and sworn to before me this 16th day of April, 2015.

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9 JUSTICE OF THE PEACE

10 COMPLAINT 15-815
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Justice Court

On or about April 15, 2015, at approximately 1823 hours, Missoula City Police Officers Nathan Mattix and Eric Weber responded to 500 North Higgins Avenue in Missoula, MT. Officers made contact with the complainant, who stated an unknown male showed up for an anger management meeting, but the complainant told the male to leave the building because he appeared to be high on drugs. The complaint had observed white powder in both of the male's nostrils. The complaint resumed the meeting and saw the male walk by the door two or three times before he went upstairs. The complaint then called 911 to have law enforcement remove the male from the


1 building. The complainant provided a description of the male as being bald, slender,
2 white and wearing tan shorts and a green top.

3 Officers Weber and Mattix went up to the second floor where Officer Weber
4 observed a male in the hallway matching the description provided by the complainant.
5 Weber yelled for the male to stop. Weber asked the male why he didn't leave the
6 building after being told to leave earlier. The male stated that he had to use the
7 bathroom and then said 'ok, I'll leave'. Officer Mattix asked the male for ID and the
8 male said he did not have one. Officer Weber believed the male was under the
9 influence of a drug based on his lack of balance and slow, slurred speech. The male
10 stated his name was "Charlie Edwards" and his date of birth was 4/1/1978. Dispatch
11 ran the name and date of birth and advised it didn't return to anyone. The officers
12 advised the male he could be charged with obstructing a peace officer for providing a
13 false name and/or date of birth. The male insisted the information he provided was
14 correct. Mattix asked the male for his social security number and the male stated 'I
15 don't give that out to anyone, especially cops.'

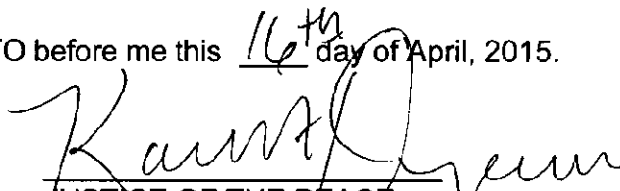
16 Mattix grabbed the male's wrist and told him he was under arrest. The male
17 pulled away from Mattix and started to run down the hallway. Mattix put the male on
18 the ground, and he continued to resist. Weber and Mattix yelled commands at the male
19 to quit resisting and place his hands behind his back. After commands for the male to
20 get on his belly, the male tried to get up. Mattix warned the male he would be tased if
21 he did not stop resisting. The male pushed himself off the ground and started to run.
22 Mattix then tackled the male around the waist and both Mattix and the male fell back to
23 the ground. Mattix was holding the male's leg to prevent him from running. Mattix
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1 looked up and saw the male lift up his leg and extend his leg towards him. Mattix's
2 vision went black and he felt pain on the right side of his face. Mattix realized the male
3 had kicked him in the face, which Officer Weber later confirmed is what he observed
4 happen. The kick to Mattix knocked his glasses off his face, and Mattix lost control over
5 the male. Weber attempted to tase the male twice but it had no apparent effect. The
6 officers chased after the male, who exited the building and ran west though the alley
7 behind the building, crossed Higgins Avenue, and continuing running west in the alley
8 behind the Iron Horse Bar. The male then turned south and crossed Spruce Street, ran
9 through the Old Post parking lot, crossed Pine Street, and got to the parking lot behind
10 the Oxford Bar, where Officers Manraska and Harrington were able to corner and
11 apprehend the male. The male again resisted officers efforts to place his hands behind
12 his back and it took four officers to place the male in restraints.

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16 Once at the jail, Detention Officer Craig Mueller recognized the male as Charles
17 David Ament, whose date of birth is not 4/1/1978, which is the date of birth Ament had
18 provided to Officer Mattix and Weber at 500 North Higgins. Officer Mattix viewed a prior
19 booking photo of Ament and confirmed it was the same male who had kicked him in the
20 face and ran away. Ament is currently on felony probation for Possession of Dangerous
21 Drugs with Intent to Distribute.
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25 S. THOMAS
26 Deputy County Attorney

27 SUBSCRIBED AND SWORN TO before me this 16th day of April, 2015.

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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 16th day of April, 2015 at 2²⁵ a.m./p.m.


JUSTICE OF THE PEACE