

RECEIVED
APR 06 2015
Justice Court

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

STATE OF MONTANA
Plaintiff,
-VS-
BRIAN RICHARD PARINI
Defendant.

Dept No. 2
Cause No. CR-2015-285

COMPLAINT

JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about the 4th day of April, 2015, in Missoula County, the Defendant committed the offense of
COUNT I: ASSAULT WITH WEAPON, a Felony, in violation of Montana law, namely:
Mont. Code Ann. 45-5-213, punishable by 20 years MSP and/or \$50,000 fine.

The facts constituting the offense are:

COUNT I: On or about the 4th day of April, 2015, the above-named Defendant purposely or knowingly caused reasonable apprehension of serious bodily injury in John Botti, Tana Taylor, and/or {J.B, a minor} by use of a weapon or what reasonably appeared to be a weapon, to wit: Defendant brandished a handgun while yelling at the vehicle occupied by John Botti, Tana Taylor, and their children.

DATED this 6th day of April, 2015.


JASON MARKS
Chief Deputy County Attorney

Subscribed and sworn to before me this ____ day of April, 2015.

JUSTICE OF THE PEACE

1
2 COMPLAINT 15-733

3 MICK MCCARTHY, Missoula City Police Dept
4 GARTH CRAIGEN, Missoula City Police Dept
5 JOSHUA VOLINKATY, Missoula City Police Dept
6 TRAVIS P ROURKE, Missoula County Sheriff's Office
7 NATHAN GRIESSE, Missoula City Police Dept
8 ROSS JESSOP, Missoula County Sheriff's Office
9 ANDREW BEATTY, Missoula County Sheriff's Office
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RECEIVED
APR 06 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,

Cause No. CR-2015-285

-vs-
BRIAN RICHARD PARINI,
Defendant.

AFFIDAVIT OF PROBABLE CAUSE

STATE OF MONTANA)
 : ss
County of Missoula)

JASON MARKS, Chief 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
BRIAN RICHARD PARINI 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 4th day of April, 2015, law enforcement received a call about a
road rage incident that had occurred on Highway 93 in Missoula County. The reporting
part, John Botti, met officers in the parking lot of Rosauers in Reserve Street. When
police arrived John was in his car with his wife Tana Taylor and three children one of
whom, {J.D}, was visibly shaking and crying.

John reported that he and his children were driving from Lolo to Missoula when
they encountered a red older model Ford Escort. John said that the car was driving
slowly so he tried to pass it. At that point the red car moved over to prevent John from

1 passing and began "brake checking" him. He said the driver flipped him off several
2 times.

3 John said at the light at Blue Mountain road, John pulled into the turn lane. At
4 that point the driver of the red Ford Escort pulled up next to John's vehicle and
5 brandished a black semi-automatic pistol in a holster while yelling something to the
6 effect of "don't fuck with me." This caused John to accelerate through the light, get back
7 into the regular driving lane ahead of the red car, and call 911. John described the
8 driver of the red car as being a man in his 40's or 50's with curly black hair. John, Tana,
9 and {J.D.} all told law enforcement that the drivers actions had put them in fear of being
10 harmed.
11

12
13 Missoula City Police observed a red Ford Escort matching the description
14 provided by John driving northbound on Reserve Street. Officer Griesse stopped the
15 car and identified the driver as Brian Parini. Parini had a loaded black .45 caliber semi-
16 automatic pistol and holster on the front passenger seat. Parini admitted that there was
17 an incident with another driver on Highway 93, but claimed it was the other driver who
18 had behaved badly and had flipped him off. He denied ever brandishing the handgun.
19
20

21 
22 JASON MARKS
23 Chief Deputy County Attorney

24 SUBSCRIBED AND SWORN TO before me this ____ day of April, 2015.
25

26 _____
27 JUSTICE OF THE PEACE
28

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

DATED this _____ day of _____, 2015 at _____ a.m./p.m.

JUSTICE OF THE PEACE