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MAY 01 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-
LOVELL ANTRON COTTON
Defendant,

Dept No. 2
Cause No. CR-2015-381

COMPLAINT

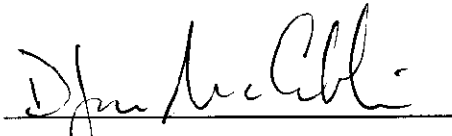
D. JAMES MCCUBBIN, Deputy County Attorney, deposes and says that on or about the 30th day of April, 2015, in Missoula County, the Defendant committed the offenses of COUNT I: CRIMINAL POSSESSION OF DANGEROUS DRUGS WITH INTENT TO DISTRIBUTE - ANY DRUG OTHER THAN AN OPIATE (methamphetamine), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-103(3), punishable by 20 years MSP and/or \$50,000 fine; COUNT II: CRIMINAL POSSESSION OF DANGEROUS DRUGS WITH INTENT TO DISTRIBUTE - ANY DRUG OTHER THAN AN OPIATE (cocaine), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-103(3), punishable by 20 years MSP and/or \$50,000 fine.

The facts constituting the offense are:

COUNT I: On or about the 30th day of April, 2015, the above-named Defendant knowingly possessed methamphetamine, a Schedule II a dangerous drug, as defined in 50-32-101, with intent to distribute.

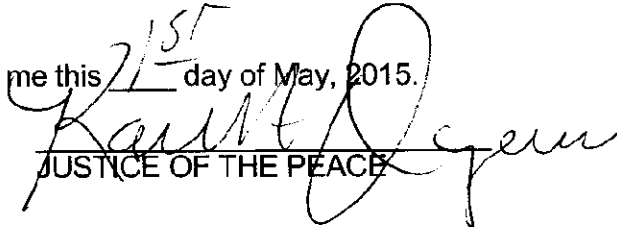
COUNT II: On or about the 30th day of April, 2015, the above-named Defendant knowingly possessed cocaine, a Schedule II dangerous drug, as defined in 50-32-101, with intent to distribute.

DATED this 1st day of May, 2015.



D. JAMES MCCUBBIN
Deputy County Attorney

Subscribed and sworn to before me this 21ST day of May, 2015.


JUSTICE OF THE PEACE

COMPLAINT 15-930

DEAN CHRESTENSON, Missoula City Police Dept

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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-2015-381*

-vs-

AFFIDAVIT OF PROBABLE CAUSE

LOVELL ANTRON COTTON,
Defendant.

STATE OF MONTANA)

: ss

County of Missoula)

D. JAMES MCCUBBIN, 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
LOVELL ANTRON COTTON 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 April 22, 2015, a traffic stop was conducted on a future confidential source
herein after identified as CS. A search warrant had been obtained for the vehicle.
Methamphetamine and cash was discovered inside the vehicle. A search pursuant to a
search warrant was obtained for the home of the CS. Methamphetamine, Cocaine,
Marijuana, firearms and cash were recovered. The CS was interviewed and agreed to
assist law enforcement in apprehending his/her source of the drugs.

The CS advised law enforcement officers the person he/she got the drugs from
was located in the State of Washington. The Washington source was identified as Albert

1 Jaquez from the phone number used with the CS, and confirmed through a photo
2 shown to the CS. The CS communicated with Jaquez regarding plans to transport a
3 pound of Methamphetamine and 2 ounces of Cocaine from the Seattle area to Missoula
4 on April 30, 2015. The CS received information from Jaquez advising Jaquez was not
5 going to come to Missoula, but he was going to have an associate known to CS as
6 Jamal, a black male adult, deliver the drugs that were requested.
7

8 On April 30, 2015, officers met with the CS to facilitate the communications
9 between Jaquez who was acting as the middle man in communications with Jamal who
10 was reportedly transporting the drugs to Missoula. The following communications were
11 exchanged at the following approximate times:
12

13 4-30-2015 8:22 CS called by JAQUEZ and JAQUEZ told him it was a "thirty
14 minute warning". CS advised to meet him at Home Depot. Wanted CS to text
15 address to him.
16

17 8:25 CS sent address of Home Depot to JAQUEZ and asked for car description.
18 JAQUEZ immediately texted back, Burgundy Chrysler 200.

19 CS responded with text stating he was going into Home Depot and gave a
20 description of a vehicle CS indicated was his, parked in the Home Depot parking
21 lot.
22

23 8:31 JAQUEZ calls CS and says they are 15 minutes away, and have 2
24 "fancies," referencing 2 ounces of cocaine.

25 At approximately 8:35 p.m. DEA Special Agent Follett was watching the off ramp
26 at I-90 and Reserve St. and observed a Burgundy Chrysler 200 with Washington plates
27
28

1 exit the interstate and head south on Reserve St, toward Home Depot. The vehicle was
2 being driven by a white female adult along with a black male adult front seat passenger.

3 The Burgundy Chrysler 200 arrived at the Home Depot parking lot at
4 approximately 8:38. The car circled the lot then parked adjacent to the vehicle CS had
5 described to Jaquez.
6

7 The occupants of the Burgundy Chrysler 200 were detained by law enforcement.
8 The female driver was identified as Trittne Von Rogers of Lynnwood, Washington. The
9 black male passenger was identified as Lovell Antron Cotton of Seattle, Washington.
10

11 A search warrant was applied for and granted by Montana Fourth Judicial Judge
12 Robert L. Deschamps III. A search pursuant to the warrant was conducted on the
13 Burgundy Chrysler 200.
14

15 In the footwell of the front passenger seat where Cotton had been sitting, a
16 "Swedish Babies" shopping bag was located. Within the shopping bag was a clear
17 ziplock bag, inside of which was a clear disposable-type plastic food container with red
18 lid which contained approximately one pound of white crystalline substance consistent
19 with the appearance of methamphetamine, and which subsequently NIK tested
20 presumptively positive for methamphetamine. Also in the shopping bag was found a
21 green Crown Royal fabric bag with clear plastic bag inside, within which was
22 approximately 2 ounces of white chunky substance consistent with the appearance of
23 cocaine, and which subsequently NIK tested presumptively positive for cocaine.
24

25 Lavell Cotton was advised of his Miranda rights, which he waived and agreed to
26 speak with law enforcement. Cotton also signed a consent to search his cell phone
27 without a warrant.
28

1 When Detective Chrestenson opened the phone the GPS was open to the
2 address of Home Depot, 2725 Radio Road, Missoula, Mt. The phone contained several
3 text messages from Cotton to Jaquez on Jaquez's cell phone with the same information
4 about meet location and vehicle description the CS received from Jaquez. There were
5 also several text messages and missed calls from "IV" to Lavell since they were taken
6 into custody.
7

8 Trittnie Von Rogers was advised of her Miranda rights, which she waived and
9 agreed to speak with law enforcement. Trittnie stated IV is her boyfriend and Lavell is
10 one of IV's friends. Trittnie stated IV asked her a couple of days ago if she would be
11 willing to drive to Missoula and drop something off for him and he would pay her
12 \$200.00, and she agreed. Trittnie stated that she met IV and Lavell at IV's house on the
13 morning of 4/30/2015. She stated IV and Lavell had rented the Burgundy Chrysler 200.
14 IV and Trittnie had to get some paperwork done for the rental car. They agreed to meet
15 Lavell at a Taco Bell in Seattle because Lavell was going to go with her.
16

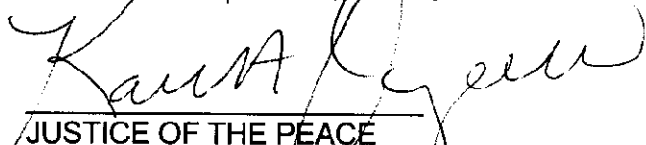
17 Trittnie stated she saw Lavell carrying a white bag when he got into the car.
18 Trittnie was reluctant to admit that she knew the white bag contained drugs. Trittnie
19 admitted that she was supposed to accompany Lavell to Missoula and drop off the bag
20 and pick up some money. Trittnie stated IV told her that if she was stopped by the police
21 she shouldn't talk to them. Trittnie advised she has come with IV on two other occasions
22 and did the same thing. The first time she was paid \$200.00 by IV for helping. Trittnie
23 stated she never saw any drugs or money, but she assumed what was going on. She
24 assumed IV was bringing drugs to Missoula and then getting cash back from an
25 unknown person.
26
27
28

1 Von Rogers also signed a consent to search her cell phone without a warrant.
2 Trittne had several missed calls from IV.

3
4 Trittne was asked if "IV" was the same person as Jaquez. Trittne had a picture
5 on her cellphone showing the rental car agreement with the name of Albert Jaquez on it
6 and she said his real name is Albert Jaquez. She stated she just calls him IV. The
7 phone number that was used in the missed calls and the text messages also belong to
8 Jaquez. The number was (206)557-9430. This is one of the numbers linked to Jaquez
9 through communication with the CS. The CS had also identified Jaquez through a
10 photograph.
11

12
13 
14 D. JAMES MCCUBBIN
15 Deputy County Attorney

16 SUBSCRIBED AND SWORN TO before me this 15th day of May, 2015.

17 
18 JUSTICE OF THE PEACE
19

20
21 ORDER

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

25 DATED this 15th day of May, 2015 at 5:02 a.m./p.m.

26
27 
28 JUSTICE OF THE PEACE