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OCT 04 2015
Justice Court

IN THE JUSTICE COURT OF THE STATE OF MONTANA,
IN AND FOR THE COUNTY OF MISSOULA
BEFORE Marie A Andersen, JUSTICE OF THE PEACE

STATE OF MONTANA
Plaintiff,
-vs-
AUSTIN TEA MILES
Defendant,

Dept No. 1
Cause No. CR-2015-929

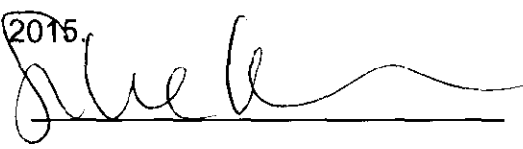
COMPLAINT

SELENE M KOEPKE, Deputy County Attorney, deposes and says that on or about the , 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:

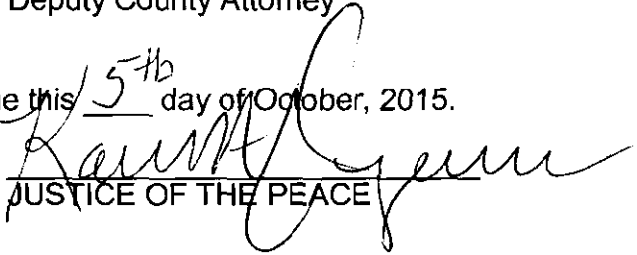
COUNT I: On or about the 1st day of October, 2015, the above-named Defendant purposely or knowingly caused reasonable apprehension of serious bodily injury in N.D. by use of a weapon or what reasonably appeared to be a weapon, to wit: brandishing a silver, semi-automatic hand gun after chambering a round, causing the victim to believe he was going to be shot.

DATED this 4th day of October, 2015.



SELENE M KOEPKE
Deputy County Attorney

Subscribed and sworn to before me this 5th day of October, 2015.



JUSTICE OF THE PEACE

COMPLAINT 15-2272

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BEFORE Marie A Andersen, JUSTICE OF THE PEACE

STATE OF MONTANA,
Plaintiff,

Cause No. CR-2015-929

-vs-
AUSTIN TEA MILES,
Defendant.

AFFIDAVIT OF PROBABLE CAUSE

STATE OF MONTANA)
 : ss
County of Missoula)

SELENE M KOEPKE, 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
AUSTIN TEA MILES 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.

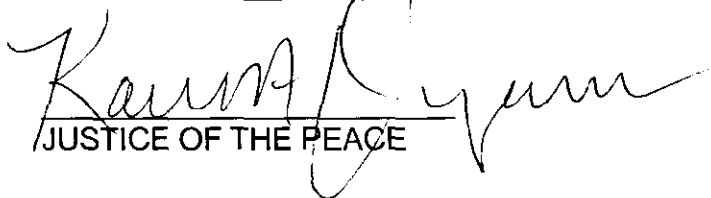
On or about the 1st day of October, 2015, in Missoula County, Montana, Missoula
City Police Officer Jensen responded to the area of Orange Street and Alder Street after
receiving a report of a motorist pulling a gun on a pedestrian and leaving the scene.
Officer Jensen spoke with the victim, N.D., who stated he was crossing Orange Street
when he heard an oncoming vehicle coming towards him at a high rate of speed. The
victim stated that it was a small white passenger car. The vehicle was leaving the
tunnel at a high rate of speed, did not yield and came within a couple feet of striking
him.

1 The victim continued walking northbound, across Alder Street, when he heard a
2 vehicle approach him from the south. The same vehicle stopped about 20 feet from
3 N.D. and the driver removed himself from the driver's side with a collapsible police
4 baton in his left hand. The victim described the male as Caucasian, in his early 20's,
5 around 5'10" and 180-190 pounds. He was wearing a yellow shirt, jeans and a
6 backwards red and black baseball cap and was later identified as Austin Miles. Words
7 were exchanged. The victim stated that after the Defendant threatened him with the
8 baton, the victim stated something to the effect of "We'll see about that." The Defendant
9 then walked back to the open driver's door of the vehicle, reached into it and retrieved a
10 silver, semi-automatic firearm. The Defendant "cocked" the gun, working the slide as if
11 placing a round in the chamber, and said something to the effect of "You don't think I'll
12 fuckin' do it?!" The victim stated he believed that the Defendant was going to shoot him.
13 He began to back up, raising his hands in a surrendering motion. The victim then
14 observed a witness, and yelled for her to call 911. The Defendant then entered his car
15 and drove off at a high rate of speed. The victim later picked the Defendant out in a line
16 up.

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SELENE M KOEPKE
Deputy County Attorney

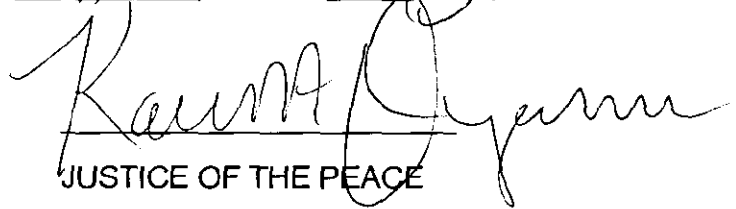
25 SUBSCRIBED AND SWORN TO before me this 5th day of October, 2015.

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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 5th day of October, 2015 at 11⁴⁰ a.m./p.m.


JUSTICE OF THE PEACE