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NOV 04 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-  
KENDRICK T. VAN ACKEREN  
Defendant,

Dept No. 2  
Cause No. CR-2015-1030

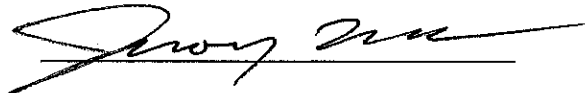
COMPLAINT

JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about the 1st day of November, 2015, in Missoula County, the Defendant committed the offense of COUNT I: CRIMINAL TRESPASS TO PROPERTY, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-6-203, punishable by 6 months MCDF and/or \$500 fine.

The facts constituting the offense are:

COUNT I: On or about the 1st day of November, 2015, the above-named Defendant committed the offense of criminal trespass to property by knowingly entering or remaining unlawfully in an occupied structure, to wit: 200 Pattee Canyon Drive.

DATED this 4th day of November, 2015.



JASON MARKS  
Chief Deputy County Attorney

Subscribed and sworn to before me this \_\_\_\_ day of November, 2015.

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JUSTICE OF THE PEACE

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COMPLAINT 15-2515

MIKE HEBERT, Missoula City Police Dept

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Justice Court

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

4  
5 STATE OF MONTANA,  
6 Plaintiff,

Cause No. *CR-2015-1030*

7 -vs-  
8 KENDRICK T. VAN ACKEREN,  
9 Defendant.

**AFFIDAVIT OF PROBABLE CAUSE**

9 STATE OF MONTANA )  
10 : ss  
11 County of Missoula )

12 JASON MARKS, Chief Deputy County Attorney, Montana, being first duly sworn  
13 upon oath, deposes and says:

14 I have read the official law enforcement reports regarding the investigation of  
15 KENDRICK T. VAN ACKEREN for allegedly committing the offense(s) set forth in the  
16 complaint and based upon the information contained in the reports, if true, believe  
17 probable cause exists to justify charging the above-named defendant as specified in the  
18 accompanying complaint.  
19

20 On or about the 1st day of November, 2015 at 2:51 a.m. 911 dispatch received a  
21 call that there were intruders in the residence at 200 Pattee Canyon Drive in Missoula.  
22 The caller reported that the intruders were in an area of the house than was under  
23 renovation and that she and her family were in another area of the house behind a  
24 locked door but without a viable way to escape. Missoula City Police responded to the  
25 residence and immediately entered. Inside the residence police encountered Joseph  
26 Counts, John Schmaing, Kendrick Van Ackerman, Maclain Tomlinson, and Courtney  
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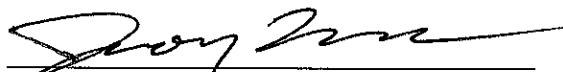
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Justice Court

1 Reep. Tomlinson was in possession of a 24 pack of beer that was determined to have  
2 been taken from the garage.

3  
4 All five individuals apprehended in the house gave statements to law  
5 enforcement. They all agreed on the basic sequence of events. Tomlinson, Counts,  
6 Van Ackerman, and Schmaing had been walking from a house party farther up Pattee  
7 Canyon Dr., where they had been drinking, toward Higgins Ave. after asking Reep to  
8 come pick them up. Reep, who had been home asleep, was driving from the opposite  
9 side of town. At 200 Pattee Canyon Dr. they saw a house that they believed to be  
10 under construction and unoccupied. They described entering and exploring the portion  
11 of the house under renovation. Reep arrived, after they texted her their location, and  
12 was persuaded to enter the house by Counts and Schmaing. Just before police arrived  
13 Tomlinson decided to take the beer that was in the garage. The only property inside the  
14 residence that seemed to have been disturbed was the case of beer. Tomlinson stated  
15 his intention was to take it and share with the group. All five agreed that they did not  
16 have permission to be in the residence.  
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21 JASON MARKS  
22 Chief Deputy County Attorney

23 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 2015.

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26 JUSTICE OF THE PEACE  
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NOV 04 2015  
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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 \_\_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUSTICE OF THE PEACE

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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-  
JOHN SCHMAING  
Defendant,

Dept No. <sup>2</sup>  
Cause No. CR-2015-1031

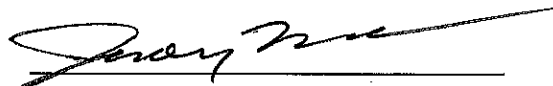
**COMPLAINT**

JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about the 1st day of November, 2015, in Missoula County, the Defendant committed the offense of COUNT I: CRIMINAL TRESPASS TO PROPERTY, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-6-203, punishable by 6 months MCDF and/or \$500 fine.

The facts constituting the offense are:

COUNT I: On or about the 1st day of November, 2015, the above-named Defendant committed the offense of criminal trespass to property by knowingly entering or remaining unlawfully in an occupied structure, to wit: 200 Pattee Canyon Drive.

DATED this 4th day of November, 2015.



JASON MARKS  
Chief Deputy County Attorney

Subscribed and sworn to before me this \_\_\_\_ day of November, 2015.

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JUSTICE OF THE PEACE

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COMPLAINT 15-2516  
MIKE HEBERT, Missoula City Police Dept

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Justice Court

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

4  
5 STATE OF MONTANA,  
6 Plaintiff,

Cause No. *CR-2015-1031*

7 -vs-  
8 JOHN SCHMAING,  
9 Defendant.

**AFFIDAVIT OF PROBABLE CAUSE**

10 STATE OF MONTANA )  
11 : ss  
12 County of Missoula )

13 JASON MARKS, Chief Deputy County Attorney, Montana, being first duly sworn  
14 upon oath, deposes and says:

15 I have read the official law enforcement reports regarding the investigation of JOHN  
16 SCHMAING for allegedly committing the offense(s) set forth in the complaint and based  
17 upon the information contained in the reports, if true, believe probable cause exists to  
18 justify charging the above-named defendant as specified in the accompanying complaint.

19 On or about the 1st day of November, 2015 at 2:51 a.m. 911 dispatch received a  
20 call that there were intruders in the residence at 200 Pattee Canyon Drive in Missoula.

21 The caller reported that the intruders were in an area of the house than was under  
22 renovation and that she and her family were in another area of the house behind a  
23 locked door but without a viable way to escape. Missoula City Police responded to the  
24 residence and immediately entered. Inside the residence police encountered Joseph  
25 Counts, John Schmaing, Kendrick Van Ackerman, Maclain Tomlinson, and Courtney  
26 Reep. Tomlinson was in possession of a 24 pack of beer that was determined to have  
27 been taken from the garage.  
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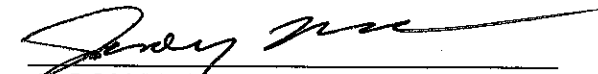


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Justice Court

1 All five individuals apprehended in the house gave statements to law  
2 enforcement. They all agreed on the basic sequence of events. Tomlinson, Counts,  
3 Van Ackerman, and Schmaing had been walking from a house party farther up Pattee  
4 Canyon Dr., where they had been drinking, toward Higgins Ave. after asking Reep to  
5 come pick them up. Reep, who had been home asleep, was driving from the opposite  
6 side of town. At 200 Pattee Canyon Dr. they saw a house that they believed to be  
7 under construction and unoccupied. They described entering and exploring the portion  
8 of the house under renovation. Reep arrived, after they texted her their location, and  
9 was persuaded to enter the house by Counts and Schmaing. Just before police arrived  
10 Tomlinson decided to take the beer that was in the garage. The only property inside the  
11 residence that seemed to have been disturbed was the case of beer. Tomlinson stated  
12 his intention was to take it and share with the group. All five agreed that they did not  
13 have permission to be in the residence.  
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19 JASON MARKS  
20 Chief Deputy County Attorney

21 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 2015.

22 \_\_\_\_\_  
23 JUSTICE OF THE PEACE  
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NOV 04 2015

Justice Court

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 \_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUSTICE OF THE PEACE

\_\_\_\_\_  
JASON MARKS  
Chief Deputy County Attorney

SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 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 \_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_ a.m./p.m.

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JUSTICE OF THE PEACE

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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

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STATE OF MONTANA  
Plaintiff,  
-vs-  
JOSEPH PAUL COUNTS  
Defendant,

Dept No. <sup>2</sup>  
Cause No. CR-2015-1032

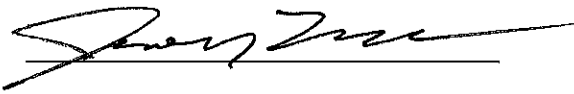
COMPLAINT

JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about the 1st day of November, 2015, in Missoula County, the Defendant committed the offense of COUNT I: CRIMINAL TRESPASS TO PROPERTY, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-6-203, punishable by 6 months MCDP and/or \$500 fine.

The facts constituting the offense are:

COUNT I: On or about the 1st day of November, 2015, the above-named Defendant committed the offense of criminal trespass to property by knowingly entering or remaining unlawfully in an occupied structure, to wit: 200 Pattee Canyon Drive.

DATED this 3rd day of November, 2015.



JASON MARKS  
Chief Deputy County Attorney

Subscribed and sworn to before me this \_\_\_\_ day of November, 2015.

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JUSTICE OF THE PEACE

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COMPLAINT 15-2513

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MIKE HEBERT, Missoula City Police Dept

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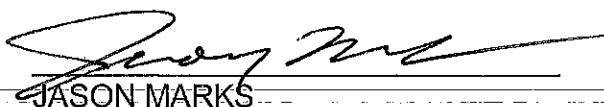
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1 Reep. Tomlinson was in possession of a 24 pack of beer that was determined to have  
2 been taken from the garage.

3 All five individuals apprehended in the house gave statements to law  
4 enforcement. They all agreed on the basic sequence of events. Tomlinson, Counts,  
5 Van Ackerman, and Schmaing had been walking from a house party farther up Pattee  
6 Canyon Dr., where they had been drinking, toward Higgins Ave. after asking Reep to  
7 come pick them up. Reep, who had been home asleep, was driving from the opposite  
8 side of town. At 200 Pattee Canyon Dr. they saw a house that they believed to be  
9 under construction and unoccupied. They described entering and exploring the portion  
10 of the house under renovation. Reep arrived, after they texted her their location, and  
11 was persuaded to enter the house by Counts and Schmaing. Just before police arrived  
12 Tomlinson decided to take the beer that was in the garage. The only property inside the  
13 residence that seemed to have been disturbed was the case of beer. Tomlinson stated  
14 his intention was to take it and share with the group. All five agreed that they did not  
15 have permission to be in the residence.  
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21 JASON MARKS  
22 Chief Deputy County Attorney

23 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 2015.

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26 JUSTICE OF THE PEACE  
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RECEIVED  
NOV 04 2015  
Justice Court

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 \_\_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_\_ a.m./p.m.

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

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5 STATE OF MONTANA  
6 Plaintiff,  
7 -vs-  
8 COURTNEY MACAAL REEP  
9 Defendant,

Dept No. 2  
Cause No. CR-2015-1033

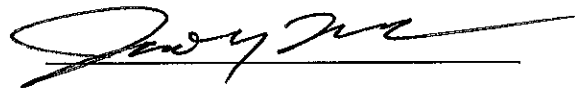
COMPLAINT

10 JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about  
11 the 1st day of November, 2015, in Missoula County, the Defendant committed the offense  
12 of COUNT I: CRIMINAL TRESPASS TO PROPERTY, a Misdemeanor, in violation of  
13 Montana law, namely: Mont. Code Ann. 45-6-203, punishable by 6 months MCDP and/or  
14 \$500 fine.  
15

16 The facts constituting the offense are:

17  
18 COUNT I: On or about the 1st day of November, 2015, the above-named  
19 Defendant committed the offense of criminal trespass to property by knowingly  
20 entering or remaining unlawfully in or upon the premises of 200 Pattee Canyon Drive.

21 DATED this 4th day of November, 2015.

22  
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24 JASON MARKS  
25 Chief Deputy County Attorney

26 Subscribed and sworn to before me this \_\_\_\_ day of November, 2015.

27 \_\_\_\_\_  
28 JUSTICE OF THE PEACE



1 COMPLAINT 15-2514

2 MIKE HEBERT, Missoula City Police Dept

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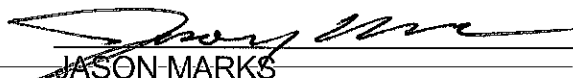
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1 Reep. Tomlinson was in possession of a 24 pack of beer that was determined to have Court  
2 been taken from the garage.

3 All five individuals apprehended in the house gave statements to law  
4 enforcement. They all agreed on the basic sequence of events. Tomlinson, Counts,  
5 Van Ackerman, and Schmaing had been walking from a house party farther up Pattee  
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7 come pick them up. Reep, who had been home asleep, was driving from the opposite  
8 side of town. At 200 Pattee Canyon Dr. they saw a house that they believed to be  
9 under construction and unoccupied. They described entering and exploring the portion  
10 of the house under renovation. Reep arrived, after they texted her their location, and  
11 was persuaded to enter the house by Counts and Schmaing. Just before police arrived  
12 Tomlinson decided to take the beer that was in the garage. The only property inside the  
13 residence that seemed to have been disturbed was the case of beer. Tomlinson stated  
14 his intention was to take it and share with the group. All five agreed that they did not  
15 have permission to be in the residence.  
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21 JASON MARKS  
Chief Deputy County Attorney

22 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 2015.

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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 \_\_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_\_ a.m./p.m.

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JUSTICE OF THE PEACE

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Justice Court

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,  
2 IN AND FOR THE COUNTY OF MISSOULA  
3 BEFORE Karen A. Orzech JUSTICE OF THE PEACE  
4

5 STATE OF MONTANA  
6 Plaintiff,

-vs-

7 MACLAIN C. TOMLINSON  
8 Defendant,

Dept No. 2  
Cause No. CR-2015-1034

COMPLAINT

9  
10 JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about  
11 the 1st day of November, 2015, in Missoula County, the Defendant committed the  
12 offenses of COUNT I: CRIMINAL TRESPASS TO PROPERTY, a Misdemeanor, in  
13 violation of Montana law, namely: Mont. Code Ann. 45-6-203, punishable by 6 months  
14 MCDF and/or \$500 fine; COUNT II: THEFT - 1ST OFFENSE, a Misdemeanor, in violation  
15 of Montana law, namely: Mont. Code Ann. 45-6-301(1)[1st], punishable by 6 months  
16 MCDF and/or \$1,500 fine.  
17  
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19 The facts constituting the offense are:

20 COUNT I: On or about the 1st day of November, 2015, the above-named

21 Defendant committed the offense of criminal trespass to property by knowingly  
22 entering or remaining unlawfully in an occupied structure, to wit: 200 Pattee Canyon  
23 Drive.  
24

25 COUNT II: On or about the 1st day of November, 2015, the above-named  
26 Defendant purposely or knowingly obtained or exerted unauthorized control over  
27 owned by a 24 pack of beer with the purpose of depriving the owner of the property.  
28

DATED this 4th day of November, 2015.





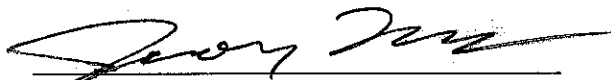
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Justice Court

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21 JASON MARKS

Chief Deputy County Attorney

22 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 2015.  
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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 \_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUSTICE OF THE PEACE