

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-  
JOE RICHARD KRUGER  
Defendant,

Dept No. 1  
Cause No. CR - 2015- 1110

COMPLAINT

BRIAN LOWNEY, Deputy County Attorney, deposes and says that on or about the 27th day of November, 2015, in Missoula County, the Defendant committed the offenses of COUNT I: CRIMINAL ENDANGERMENT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-207, punishable by 10 years MSP and/or \$50,000 fine; COUNT II: 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; COUNT III: PARTNER OR FAMILY MEMBER ASSAULT - 1ST OFFENSE, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-5-206[1st], punishable by not less than 24 hours or more than one year MCDF and/or a fine not less than \$100 or more than \$1000.

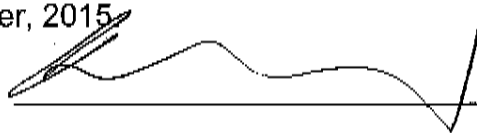
The facts constituting the offense are:

COUNT I: On or about the 27th day of November, 2015, the above-named Defendant knowingly engaged in conduct that created a substantial risk of death or serious bodily injury to another.

1           COUNT II: On or about the 27th day of November, 2015, the above-named  
2 Defendant purposely or knowingly caused reasonable apprehension of serious bodily  
3 injury in Jane Doe, by use of a weapon or what reasonably appeared to be a weapon.  
4

5           COUNT III: On or about the 27th day of November, 2015, the above-named  
6 Defendant purposely or knowingly caused reasonable apprehension of bodily injury in  
7 Jane Doe, a partner.

8           DATED this 27th day of November, 2015.



11           BRIAN LOWNEY  
12           Deputy County Attorney

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

14           \_\_\_\_\_  
15           JUSTICE OF THE PEACE

16           COMPLAINT 15-2712

17           THAISON MANRAKSA, Missoula County Sheriff's Office  
18           ANDREW BEATTY, Missoula County Sheriff's Office  
19           SHAWN WILLIAMS, Missoula County Sheriff's Office  
20           JOHN LEONARD, Missoula County Sheriff's Office

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5   STATE OF MONTANA,  
6                               Plaintiff,  
7                   -vs-  
8   JOE RICHARD KRUGER,  
                              Defendant.

Cause No. CR-2015-1110

**AFFIDAVIT OF PROBABLE CAUSE**

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

12           BRIAN LOWNEY, Deputy County Attorney, Montana, being first duly sworn upon  
13   oath, deposes and says:

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

20           On November 27, 2015, Missoula County Sheriff's Office deputies responded to  
21   a report of a gun being fired near a residence on the 8000 block of Pheasant Drive,  
22   Missoula County, MT. Upon arrival, deputies observed the Defendant standing on the  
23   front porch of the residence, holding a revovler. Deputies ordered the Defendant to  
24   drop the weapon, which he did. The Defendant was then arrested.  
25

26           Deputies contacted Jane Doe, who has been the Defendant's partner for  
27   approximately two and a half years. Doe indicated that the Defendant became angry  
28   with her regarding some household chores that were not complete. In response, the

1 Defendant walked outside the residence with his .44 magnum revolver, which Doe  
2 indicated the Defendant keeps with him at all times. Doe then heard a gunshot. Doe  
3 was scared of what the Defendant might do, so she locked the doors to the home. The  
4 Defendant attempted to enter the home and was upset that Doe had locked him out.  
5 The Defendant yelled at Doe to "open the fucking door" and began counting down  
6 ("Five... four... three... two..."). Doe was unsure of what would happen at the end of  
7 the countdown, but was afraid the Defendant may attempt to enter the residence and  
8 hurt her.  
9

10  
11 Deputies spoke with another resident of the home, Justin Arney, who confirmed  
12 Doe's report to the police. Arney also indicated he was frightened and that he was not  
13 sure what the Defendant's intentions were.  
14

15 Deputies spoke with the Defendant, who admitted to firing the weapon. The  
16 Defendant claimed he did not intend to harm anyone, but could not provide an  
17 explanation for why he did what he did.  
18

19 Deputies observed one empty shell casing in the revolver, along with five live  
20 rounds.  
21

22   
23 BRIAN LOWNEY  
24 Deputy County Attorney

25 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of November, 2015.  
26

27 JUSTICE OF THE PEACE  
28

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