

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

RECEIVED  
JAN 14 2016  
Justice Court

5 STATE OF MONTANA  
6 Plaintiff,  
7 -vs-  
8 KATHY ELAINE LAMB  
Defendant,

Dept No. 2  
Cause No. CR-2016-35

COMPLAINT

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11 KARLA PAINTER, Deputy County Attorney, deposes and says that on or about the  
12 13th day of January, 2016, in Missoula County, the Defendant committed the offenses of  
13 COUNT I: CRIMINAL ENDANGERMENT, a Felony, in violation of Montana law, namely:  
14 Mont. Code Ann. 45-5-207, punishable by 10 years MSP and/or \$50,000 fine; COUNT II:  
15 CRIMINAL ENDANGERMENT, a Felony, in violation of Montana law, namely: Mont. Code  
16 Ann. 45-5-207, punishable by 10 years MSP and/or \$50,000 fine; COUNT III: CRIMINAL  
17 ENDANGERMENT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-  
18 207, punishable by 10 years MSP and/or \$50,000 fine; COUNT IV: FLEEING FROM OR  
19 ELUDING A PEACE OFFICER, a Misdemeanor, in violation of Montana law, namely:  
20 Mont. Code Ann. 61-8-316(1) and (2)(a), punishable by 1 year MCDF and/or \$2,000 fine;  
21  
22 COUNT V: DISORDERLY CONDUCT, a Misdemeanor, in violation of Montana law,  
23  
24 namely: Mont. Code Ann. 45-8-101(2), punishable by 10 days MCDF and/or \$100 fine.

25 The facts constituting the offense are:

26 COUNT I: On or about the 13th day of January, 2016, the above-named  
27 Defendant knowingly engaged in conduct that created a substantial risk of death or  
28

1 serious bodily injury to Melissa Thompson by driving a vehicle toward her forcing  
2 Thompson to jump out of the way to avoid being hit.

3  
4 COUNT II: On or about the 13th day of January, 2016, the above-named  
5 Defendant knowingly engaged in conduct that created a substantial risk of death or  
6 serious bodily injury to Officer Andy Roy by driving a vehicle toward him forcing Roy to  
7 step out of the way to avoid being hit.

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9 COUNT III: On or about the 13th day of January, 2016, the above-named  
10 Defendant knowingly engaged in conduct that created a substantial risk of death or  
11 serious bodily injury to a male in a wheelchair by driving a vehicle toward him and  
12 nearly striking him.

13  
14 COUNT IV: On or about the 13th day of January, 2016, the above-named  
15 Defendant, while operating a motor vehicle, a Ford Taurus, fled from or eluded a  
16 uniformed peace officer, Officer Andy Roy, operating a police vehicle in the lawful  
17 performance of his official duties after Officer Roy gave the Defendant visual and audio  
18 signals directing the Defendant to stop the motor vehicle and the Defendant knowingly  
19 failed to obey such signals by increasing the speed of the motor vehicle.

20  
21 COUNT V: On or about the 13th day of January, 2016, the above-named  
22 Defendant knowingly disturbed the peace by constantly honking her car horn and  
23 screaming in the pre-release parking lot.

24 DATED this 14th day of January, 2016.

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27 KARLA PAINTER  
28 Deputy County Attorney

1 Subscribed and sworn to before me this \_\_\_\_ day of January, 2016.

2  
3 JUSTICE OF THE PEACE

4 COMPLAINT 16-112

5 ANDY ROY, Missoula City Police Dept  
6 PETER WOODS, Missoula City Police Dept  
7 SHERYL ZIEGLER, Missoula County Sheriff's Office  
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4 STATE OF MONTANA,  
5 Plaintiff,

Cause No. CR-2016-35

6 -vs-

**AFFIDAVIT OF PROBABLE CAUSE**

7 KATHY ELAINE LAMB,  
8 Defendant.

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

11  
12 KARLA PAINTER, 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  
15 KATHY ELAINE LAMB for allegedly committing the offense(s) set forth in the complaint  
16 and based upon the information contained in the reports, if true, believe probable cause  
17 exists to justify charging the above-named defendant as specified in the accompanying  
18 complaint.  
19

20 On or about January 13, 2016, at approximately 4 p.m., Officer Andy Roy of the  
21 Missoula Police Department was exiting the sally port at the Missoula County Detention  
22 Facility when Misdemeanor Probation Officer Melissa Thompson frantically ran towards  
23 his car. Thompson pointed to a tan-colored Ford Taurus that was driving towards them  
24 from the pre-release parking area. Thompson reported the driver of the car, a female  
25 later identified as Kathy Lamb, had nearly ran her over and needed to be stopped.  
26

27 At this point Lamb stopped her vehicle approximately 10-15 feet from Officer  
28 Roy's. Officer Roy began walking around the driver's side of his patrol car while

1 signaling to Lamb to turn off her engine. Lamb responded by revving the engine and  
2 traveling towards Officer Roy. He stepped back behind the driver's side of the patrol car  
3 as she drove past. Officer Roy believed Lamb would have struck him if he had not  
4 stopped walking towards her.  
5

6         Officer Roy returned to his patrol car, activated his lights and sirens, and notified  
7 911 he was involved in a pursuit traveling east on Mullan Road. Once Lamb reached  
8 the intersection of Mullan and Broadway, she drove around a vehicle stopped at a red  
9 light and turned right onto Broadway. She continued east and travelled into the left  
10 hand lane at the intersection of Broadway and Russell. Lamb slowed but went through  
11 a red light. Traffic was heavy at the time. At one point Lamb approached a male in a  
12 wheel chair in the bike lane. Officer Roy saw Lamb come within a car-length of hitting  
13 the man before veering to the left and narrowly avoiding him.  
14

15         Lamb continued eastbound on Broadway traveling at a high rate of speed and  
16 entering the center turn lane. Lamb approached the intersection at Broadway and  
17 Orange Street and veered into the left hand turn lane but then turned right at a red light.  
18 At this point the police department ended the pursuit due to the danger it posed to  
19 others downtown. Officer Roy turned off his lights and sirens as he came to the  
20 Broadway and Orange Street intersection. However he later observed Lamb's vehicle  
21 stopped against the west facing door of the KECI building. Officer Roy drove toward the  
22 vehicle and saw Lamb was trying to enter the building. When Lamb saw him she  
23 immediately returned to her car. Officer Roy stopped his patrol car in front of hers while  
24 Officer Pete Woods parked his patrol car directly behind her. The officers removed  
25 Lamb from the vehicle and placed her under arrest.  
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1 While Officer Woods transported Lamb to the Missoula County Detention Facility  
2 she asked "how many people were chasing me? That is hilarious!" and began to laugh.  
3 She then stated, "You guys put my life in danger and that's fucked up." Once they  
4 arrived at the jail, Officer Woods spoke with Lieutenant Sheryl Ziegler whom witnessed  
5 Lamb almost run over Thompson in the parking lot. Lieutenant Ziegler confirmed  
6 Thompson had to run to get out of the way of her Lamb's vehicle.  
7

8 Officer Roy cleared the scene and met with Thompson whom explained she  
9 originally exited her office in the pre-release building because she could hear someone  
10 constantly honking a car horn and screaming. Thompson then walked to toward the jail  
11 to see if she could discern the problem. As she did so she heard Lamb's vehicle quickly  
12 accelerate as it travelled backwards out of the parking spot. Thompson estimated the  
13 vehicle was going approximately 18-20 miles per hour. Thompson stated Lamb was  
14 coming directly toward her forcing her to jump away and land in a snow bank to avoid  
15 being hit. Thompson stated Lamb's vehicle came within about 2 feet of striking her.  
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20 KARLA PAINTER  
21 Deputy County Attorney

22 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of January, 2016.

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24 \_\_\_\_\_  
25 JUSTICE OF THE PEACE  
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