

RECEIVED

JAN 28 2016

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,
7 -vs-
8 JAMES MANUEL ROGERS
9 Defendant,

Dept No. 2
Cause No. CR-2016-86

COMPLAINT

10
11 JENNIFER CLARK, Deputy County Attorney, deposes and says that on or about
12 the 26th day of January, 2016, in Missoula County, the Defendant committed the offenses
13 of COUNT I: AGGRAVATED ASSAULT, a Felony, in violation of Montana law, namely:
14 Mont. Code Ann. 45-5-202, punishable by 20 years MSP and \$50,000 fine; COUNT II:
15 PARTNER OR FAMILY MEMBER ASSAULT - 1ST OFFENSE, a Misdemeanor, in
16 violation of Montana law, namely: Mont. Code Ann. 45-5-206[1st], punishable by not less
17 than 24 hours or more than one year MCDF and/or a fine not less than \$100 or more than
18 \$1000.
19


20 The facts constituting the offense are:

21
22 COUNT I: On or about the 26th day of January, 2016, the above-named
23 Defendant purposely or knowingly, with the use of physical force or contact, caused
24 reasonable apprehension of serious bodily injury or death in another by strangling Jane
25 Doe.

26
27 COUNT II: On or about the 26th day of January, 2016, the above-named
28 Defendant purposely or knowingly caused bodily injury to Jane Doe, a partner, by hitting
her head on a stool and grabbing her arm.

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DATED this 28th day of January, 2016.



JENNIFER CLARK
Deputy County Attorney

Subscribed and sworn to before me this ____ day of January, 2016.

JUSTICE OF THE PEACE

COMPLAINT 16-219

GORDON SCHMILL, Missoula County Sheriff's Office
HEATH HANSON, Missoula County Sheriff's Office
SEAN EVANS, Missoula County Sheriff's Office

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5 STATE OF MONTANA,
6 Plaintiff,

Cause No. CR-2016-86

7 -vs-

AFFIDAVIT OF PROBABLE CAUSE

8 JAMES MANUEL ROGERS,
9 Defendant.

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

13 JENNIFER CLARK, Deputy County Attorney, Montana, being first duly sworn upon
14 oath, deposes and says:

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

20 On January 27, 2016, Deputies Evans and Schmill met Jane Doe at the Missoula
21 City Police Department. She asked if she could speak to them in private. She had a
22 shaky voice, trembling hands and appeared to be on the verge of tears. She stated that
23 James Rogers, a man she had been dating since Halloween 2015, had hit her head on
24 a bar stool and strangled her. Deputies observed a red knot on her forehead and
25 redness on her neck.
26

27 She stated that Rogers became angry with her when she was out of the house
28 for too long. He came up behind her and placed his left arm across her neck and

1 braced it with his right arm over his left wrist. He pushed her down and caused her
2 forehead to hit a bar stool. She stated she thought he would kill her. He previously
3 had told her that he killed two other people. She stated that she was gasping for air and
4 felt like her head would pop off.
5

6 Deputies observed swelling on the right side of her neck and throat. Her neck
7 had red marks on both sides. She stated it was painful to swallow and the entire right
8 side of her throat and around her neck hurt. She had a red abrasion across the outside
9 of her right upper arm and a red mark shaped like a finger on the inside of her right
10 upper arm. She had some scratches just above her elbow. Deputies observed what
11 appeared to be petechiae in her lower lip consistent with strangling.
12

13
14 
15 _____
16 JENNIFER CLARK
17 Deputy County Attorney

18
19 SUBSCRIBED AND SWORN TO before me this ____ day of January, 2016.
20

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22 _____
23 JUSTICE OF THE PEACE
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