

RECEIVED
APR 04 2016
Justice Court

1 MAC BLOOM
2 Deputy County Attorney
3 KIRSTEN H. PABST
4 Missoula County Attorney
5 Missoula County Courthouse
6 Missoula, Montana 59802
7 (406) 258-4737
8 ATTORNEYS FOR PLAINTIFF

9
10 IN THE JUSTICE COURT OF THE STATE OF MONTANA
11 IN AND FOR THE COUNTY OF MISSOULA
12 BEFORE, Karen A. Orzech, JUSTICE OF THE PEACE

13 STATE OF MONTANA,

14 Plaintiff,

15 -VS-

16 MICAH M. BALDWIN,

17 Defendant,

Department No. 2
Cause No. CR-2016-336

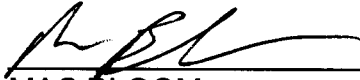
COMPLAINT

18 MAC BLOOM, Deputy County Attorney, deposes and says that on or about the 2nd
19 day of April, 2016, in Missoula County, the Defendant committed the offense of COUNT I:
20 ASSAULT WITH WEAPON, a Felony, in violation of Montana law, namely: Mont. Code
21 Ann. 45-5-213, punishable by 20 years MSP and/or \$50,000 fine.

22 The facts constituting the offense are:

23 COUNT I: On or about the 2nd day of April, 2016, the above-named Defendant
24 purposely or knowingly caused reasonable apprehension of serious bodily injury in
25 Jacob Lohr by use of a weapon or what reasonably appeared to be a weapon when he
26 pointed a handgun at Lohr.
27
28

1 DATED this 4th day of April, 2016.

2 
3 MAC BLOOM
4 Deputy County Attorney

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

6
7 JUSTICE OF THE PEACE

8 COMPLAINT 16-788

9 KATIE R. PETERSEN, Missoula City Police Dept
10 MIKE HEBERT, Missoula City Police Dept
11 BEN SLATER, Missoula City Police Dept
12 DEREK EMERSON, Missoula City Police Dept
13 MEAGAN BILBREY, Missoula City Police Dept
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14 Plaintiff,

15 -VS-

16 MICAH M. BALDWIN,

17 Defendant,

Department No. 2-
Cause No. CR-2016-336

AFFIDAVIT OF PROBABLE CAUSE

18 STATE OF MONTANA)
19 : ss
20 County of Missoula)

21 MAC BLOOM, Deputy County Attorney, Montana, being first duly sworn upon oath,
22 deposes and says:

23 I have read the law enforcement reports regarding the investigation of MICAH M.
24 BALDWIN for allegedly committing the offense(s) set forth in the complaint and based
25 upon the information contained in the reports, if true, believe probable cause exists to
26 justify charging the above-named defendant as specified in the accompanying complaint.

27 On or about the 2nd day of April, 2016, at approximately 8:03 p.m., Sergeant
28 Hebert, Missoula City Police Department, responded to a residence regarding a reported
physical disturbance. Upon arrival, Sergeant Hebert met with Jacob Lohr who stated that

1 he recently returned home from the store with his girlfriend and infant daughter. At that
2 time, he observed a red Ford Explorer parked along a nearby street. The male driver of
3 the Explorer, later identified as Micah Baldwin (Defendant), briefly left the area. Lohr
4 watched him drive the wrong way down a one way and circle back to Lohr's residence.
5 Defendant then exited the Explorer and walked onto Lohr's property.
6

7 Lohr exited his home and met Defendant outside. Defendant pointed at Lohr's
8 girlfriend's car and asked, "Where's John or the person who owns this car?" Defendant
9 mentioned that that car had been following him all day. He also claimed to have run the
10 car's license plate number and learned that it returned to "John." The conversation
11 between Lohr and Defendant began to escalate until it turned physical, with both parties
12 delivering blows.
13

14 At some point, Defendant's car alarm went off and he retreated to his Explorer.
15 Lohr told Defendant that he would shoot him if he returned to his property. Lohr then
16 walked back inside his home. As he was closing the door, Lohr looked outside and
17 observed Defendant retrieve a handgun from the Explorer and point it directly at the
18 doorway of his residence. Lohr stated that he was "terrified" for the safety of his
19 girlfriend and child, and later added that he felt threatened and was afraid for his own
20 safety. Lohr described the gun as "square," and thought it might have been a Glock.
21 Lohr stated that Defendant pointed the gun at him from approximately ten yards away.
22 After Lohr closed the door, Defendant got back inside of his Explorer and drove away.
23

24 Sergeant Hebert spoke with other witnesses—Raurie Birch, Carleigh O'Brien,
25 and Kale Rife—who were at a neighboring residence. Birch observed Defendant park
26 in front of Lohr's residence and she waved at him. Defendant did not waive back and
27
28

1 appeared agitated. As the altercation between Lohr and Defendant escalated, Birch,
2 O'Brien, and Rife went inside and looked out the window. Birch and O'Brien said that
3 they observed Defendant walk over to the Explorer, take out a silver automatic gun, and
4 point it at Lohr's residence.
5

6 Defendant was described by the parties as having a shaved head and a goatee,
7 and was wearing a black hoodie. Lohr mentioned that Defendant had the number
8 "187" tattooed on the back of his head.
9

10 At approximately 10:30 p.m. that evening, Dispatch contacted Sergeant Hebert
11 and advised that a report of suspicious activity had just been made regarding a male
12 driving a red Explorer. Sergeant Hebert and Officer Bilrey responded to the incident
13 location and made contact with Defendant, a male, later identified as Anthony Gonzalo,
14 and a female, later identified as Sara Murray. Sergeant Hebert noticed that Defendant
15 was wearing a black hoodie and had the number "187" tattooed on the back of his head,
16 which was also shaved. Sergeant Hebert did not observe a handgun in Defendant's
17 possession.
18

19 Murray stated that she just arrived in Missoula from Butte and had only been in
20 contact with Defendant for a short time. Gonzalo stated that he purchased the Explorer
21 two days earlier and allowed Defendant to drive it that afternoon. Gonzalo explained
22 that he, Murray, and another male recently picked Defendant up at his "baby-momma's"
23 trailer. Defendant did not have the Explorer at the trailer at that time because he left it
24 at the parties' current location. When they arrived to get the Explorer, Defendant could
25 not find the keys. Gonzalo stated that there might be rifles in the Explorer and
26 explained that he owns a silver competition .22 caliber gun as well as a 1911 frame .22
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1 caliber gun. He stated that he believed these guns were at his residence, but admitted
2 that Defendant could have gained access to them earlier in the day. Gonzalo refused to
3 allow officers to search the Explorer.
4

5 Meanwhile, Defendant appeared very fidgety and was sweating. When asked
6 about the incident with Lohr, Defendant turned away from Sergeant Hebert, put his
7 hands on his head, and refused to answer any questions. Defendant was then arrested
8 and taken to jail. He was uncooperative with staff and had to be put in to a maximum
9 security cell.
10

11 Gonzalo subsequently told Sergeant Hebert that he believed his girlfriend would
12 be able to locate the two .22 caliber guns at their residence. Sergeant Hebert
13 responded to their address and spoke with Lexi Virja, Gonzalo's girlfriend. Virja was not
14 able to find the silver competition .22 caliber gun, but did locate a black pellet gun.
15

16 
17 MAC BLOOM
18 Deputy County Attorney

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

21 _____
22 JUSTICE OF THE PEACE
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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 _____, 2016 at ____ a.m./p.m.

JUSTICE OF THE PEACE