

MAY 15 2016

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.

Cause No. CR-2016-464

STATE OF MONTANA,

Plaintiff,

-VS-

MARK RYAN LUTHLE,

Defendant.

COMPLAINT

Suzy Boylan, being duly sworn, deposes and says: that on or about April 15, 2016 through April 22, 2016, at Missoula County, the above-named Defendant committed the offense of PARTNER OR FAMILY MEMBER ASSAULT, a FELONY, in violation of Montana law, namely: 45-5-206 MCA, punishable by: five (5) years in the Montana State Prison and/or a fine of \$50,000. Pursuant to federal statute, persons convicted of Partner or Family Member Assault are prohibited from possessing a firearm for the period of any probationary sentence.

The facts constituting the offense are:

On or about April 15, 2016 through April 22, 2016, the above-named Defendant purposely or knowingly caused bodily injury to Jane Doe, a family member/partner by throwing hot coffee on her face and/or kicking her, a third or subsequent offense.

Suzy Boylan
Suzy Boylan
Deputy County Attorney

Subscribed and sworn to before me this 15 day of May, 2016.

Wanda A. Smith
JUSTICE OF THE PEACE

COMPLAINT
SEB/

RECEIVED

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Plaintiff,

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MARK RYAN LUTHLE,

Defendant.

**AFFIDAVIT OF
PROBABLE CAUSE**

STATE OF MONTANA)
 : ss
County of Missoula)

Suzy Boylan, Deputy County Attorney of Missoula County, Montana, being first duly sworn upon oath, deposes and says:

I have read the investigative reports regarding the investigation of MARK RYAN LUTHLE for allegedly committing the offense of COUNT I: PARTNER OR FAMILY MEMBER ASSAULT, a THIRD OR SUBSEQUENT OFFENSE, a FELONY, and, based upon the information contained in the reports, believe probable cause exists to charge the above-named defendant as specified in the accompanying Complaint.

On or about May 13, 2016, Jane Doe reported that approximately one month before, on or about April 15 through April 22, 2016, Defendant assaulted her by throwing hot coffee on her face. Defendant and Jane Doe were former partners approximately three to four years before. In April of 2016, Jane Doe was staying at a friend's home and Defendant was there. Defendant threw a cup of hot coffee in her face, causing her to have a red and burning face for the rest of the day. Her brother confirmed he witnessed that event and stepped in between Jane Doe and Defendant to prevent Defendant from hurting his sister further. Later on that same day, Defendant returned and kicked her in the back. He stated he could "take you out with one hand." Jane Doe reported the pain

from the kick hurt her. She ranked the pain as a 10 on a scale from one to 10. She then left the residence where she was staying because she was "petrified" and is now homeless.

Defendant agreed to meet an officer at the Missoula Police Department. He said Jane Doe was "fucking him over" before asking to speak with an attorney.

Police confirmed Defendant has been convicted of PFMA four times. Defendant confirmed he had spent him in prison for a PFMA.


Suzy Boylan
Deputy County Attorney

SUBSCRIBED AND SWORN TO before me this 15 day of May, 2016.


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 15 day of May, 2016 at 1:10 a.m./p.m. (p.m.)


JUSTICE OF THE PEACE