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MAY 18 2015

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 2015-429

STATE OF MONTANA,

Plaintiff,

-vs-

JUSTINE RENEE SMITH,

Defendant.

COMPLAINT

Suzy Boylan, Assistant Chief Deputy Missoula County Attorney, being duly sworn, deposes and says: that on or about May 15, 2015, at Missoula County, the above-named Defendant committed the offenses of COUNT I: AGGRAVATED BURGLARY, a FELONY, in violation of Montana law, namely: 45-6-204(2) MCA, punishable by 40 years in the Montana State Prison and/or a fine of up to \$50,000.00; COUNT II: AGGRAVATED BURGLARY, a FELONY, in violation of Montana law, namely: 45-6-204(2) MCA, punishable by 40 years in the Montana State Prison and/or a fine of up to \$50,000.00; and COUNT III: CRIMINAL MISCHIEF, a MISDEMEANOR, in violation of Montana law, namely: §45-6-101 MCA, punishable by six (6) months in the Missoula County Jail and a fine of \$500.00.

The facts constituting the offenses are:

COUNT I: On or about May 15, 2015, the above named Defendant, knowingly entered or remained unlawfully in an occupied structure, located at 2223 S. 14<sup>th</sup> West, and purposely or knowingly committed an offense within that structure, DISORDERLY CONDUCT and/or ASSAULT, and, in effecting entry or in the course of committing the offense or in immediate flight thereafter, she purposely, knowingly, or negligently inflicted

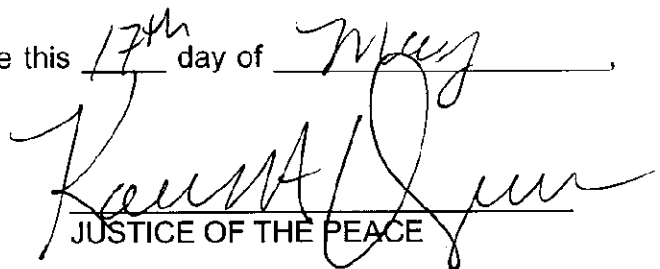
or attempted to inflict bodily injury upon Alex Crisamore and/or Isaiah Malinak, by hitting them with her fist.

COUNT II: On or about May 15, 2015, the above named Defendant, knowingly entered or remained unlawfully in an occupied structure, located at 2223 S. 14<sup>th</sup> West, and purposely or knowingly committed an offense within that structure, DISORDERLY CONDCUT and/or ASSAULT, and, in effecting entry or in the course of committing the offense or in immediate flight thereafter, he purposely, knowingly, or negligently inflicted or attempted to inflict bodily injury upon Alex Crisamore, by hitting him.

COUNT III: On or about May 15, 2015, the above-named defendant purposely or knowingly injured, damaged or destroyed a gate and front porch, property of Darrellyn Crisamore, without consent, causing damage of less than \$500.00.

  
Suzy Boylan  
Assistant Chief Deputy County Attorney

Subscribed and sworn to before me this 17<sup>th</sup> day of May,  
2015.

  
JUSTICE OF THE PEACE

COMPLAINT/weekend

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BEFORE Karen A. Orzech, JUSTICE OF THE PEACE.

Cause No. CR-2015-429

STATE OF MONTANA,

Plaintiff,

-vs-

JUSTINE RENEE SMITH,

Defendant.

AFFIDAVIT OF  
PROBABLE CAUSE

STATE OF MONTANA       )  
                                  : ss  
County of Missoula       )

Suzy Boylan, Assistant Chief 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 JUSTINE RENEE SMITH for allegedly committing the offenses of COUNT I: AGGRAVATED BURGLARY, a FELONY; COUNT II: AGGRAVATED BURGLARY, a FELONY; and COUNT III: CRIMINAL MISCHIEF, a MISDEMEANOR, and, based upon the information contained in the reports, attached hereto, believe probable cause exists to charge the above-named defendant as specified in the accompanying Complaint.

On or about May 15, 2015, officers responded to 2223 S. 14<sup>th</sup> West for a report of disorderly conduct. They spoke first to Alex Crisamore, who had blood on his arms and mouth and a cut on his neck. Alex reported that the above-named Defendant entered the residence and asked for his mother, Darrellyn Crisamore, who was not home at the time. Alex told Defendant to leave, after which she became very hostile and called Alex a liar. Alex put his arms around Defendant in an attempt to escort her out and prevent a fight. Defendant then punched Crisamore in the mouth. Defendant then kneed him in the groin

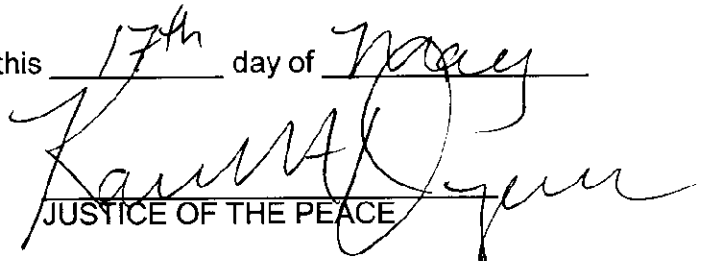
and elbowed him, causing pain. Alex was repeatedly telling Defendant to leave. Defendant left but came back almost immediately, saying she left her car keys in the house. After locking the door, Alex went to get her keys. Defendant then broke the front gate and started to kick the front door. She kicked the door four or five times and broke the door frame, which sent the door flying open. Alex reported he tried to block to the door to prevent her entry. Defendant was able to enter and continued to hit Alex. Alex threw her keys outside and told her to leave.

Isaiah Malinek was also present. He had a cut and a bump on his head. He reported that Defendant entered the residence and was being very disrespectful to Alex. Isaiah told Defendant to leave. She stated she would not leave. Alex grabbed Defendant in an attempt to get her to leave. Smith became violent and hit Isaiah with her fist. He also reported that Defendant came back to the residence after leaving and kicked the door in, where she again became violent with Alex. Alex threw Defendant's car keys outside. Defendant retrieved them and left in her vehicle.

Shortly thereafter, Defendant was arrested for DUI, measuring a .2 BAC. Defendant is currently out on conditions of release for a pending case, in which she is charged with Endangering the Welfare of a Child, a felony.

  
Suzy Boylan  
Assistant Chief Deputy County Attorney

SUBSCRIBED AND SWORN TO before me this 17<sup>th</sup> day of May, 2015.

  
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 17<sup>th</sup> day of May, 2006 at 4:19 a.m./p.m.

  
JUSTICE OF THE PEACE