

RECEIVED

MAY 20 2015

Justice Court

IN THE JUSTICE COURT OF THE STATE OF MONTANA,
IN AND FOR THE COUNTY OF MISSOULA
BEFORE Karon A. Orzech, JUSTICE OF THE PEACE

COPY

Dept No. ²
Cause No. CA-2015-494

STATE OF MONTANA
Plaintiff,

-vs-
ANTHONY DOUGLAS BESSETTE
Defendant,

COMPLAINT

D. JAMES MCCUBBIN, Deputy County Attorney, deposes and says that on or about the 19th day of May, 2015, in Missoula County, the Defendant committed the offenses of COUNT I: CRIMINAL POSSESSION OF DANGEROUS DRUGS WITH INTENT TO DISTRIBUTE - ANY DRUG OTHER THAN AN OPIATE (METHAMPHETAMINE), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-103(3), punishable by 20 years MSP and/or \$50,000 fine; COUNT II: CRIMINAL POSSESSION OF DANGEROUS DRUGS/OPIATE (HEROIN), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-102(4), punishable by not less than 2 years or more than 5 years MSP and a \$50,000 fine; COUNT III: CRIMINAL POSSESSION OF DANGEROUS DRUGS - MARIJUANA (LESS THAN 60 GRAMS), 1ST OFFENSE, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-9-102(2)[1st], punishable by 6 months MCDP and a fine of not less than \$100 or more than \$500.

The facts constituting the offense are:

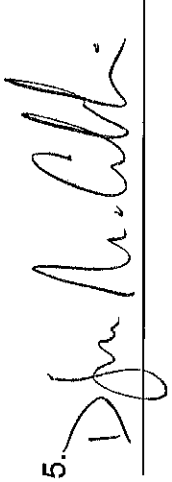
COUNT I: On or about the 19th day of May, 2015, the above-named Defendant knowingly possessed METHAMPHETAMINE, a Schedule II dangerous drug, as defined in 50-32-101, with intent to distribute.

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1 COUNT II: On or about the 19th day of May, 2015, the above-named Defendant
2 knowingly possessed an opiate, a dangerous drug, as defined in 50-32-101(19), to wit:
3 HEROIN.
4

5 COUNT III: On or about the 19th day of May, 2015, the above-named Defendant
6 knowingly had in his possession a dangerous drug, to wit: marijuana weighing 60 grams
7 or less.

8 DATED this 20th day of May, 2015.



10 D. JAMES MCCUBBIN
11 Deputy County Attorney

12
13 Subscribed and sworn to before me this ____ day of May, 2015.

14 _____
15 JUSTICE OF THE PEACE

16 COMPLAINT 15-1081

17 MARK BLOOD, Missoula City Police Dept
18 GARTH CRAIGEN, Missoula City Police Dept
19 CARRIE HEGENBARTH, Probation & Parole

RECEIVED

MAY 20 2015

Justice Court

IN THE JUSTICE COURT OF THE STATE OF MONTANA,
IN AND FOR THE COUNTY OF MISSOULA

Karen A. Orzech

BEFORE

CR-2015-444

Cause No.

AFFIDAVIT OF PROBABLE CAUSE

STATE OF MONTANA,
Plaintiff,

-vs-
ANTHONY DOUGLAS BESSETTE,
Defendant.

STATE OF MONTANA) : ss
County of Missoula)

D. JAMES MCCUBBIN, Deputy County Attorney, Montana, being first duly sworn

upon oath, deposes and says:

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

On or about the 19th day of May, 2015, the above-named Defendant was arrested in Missoula, Montana, upon two outstanding felony arrest warrants. While changing into jail clothing, Defendant was observed attempting to remove a small black pouch from his shorts. The pouch was opened to determine if it contained any contraband prohibited within the jail. Within the pouch were six small baggies of white crystal substance consistent with the appearance of methamphetamine which provided a presumptive positive NIK test for methamphetamine, a small baggie with substance

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1 consistent with the appearance of heroin that NIK tested presumptively positive for
2 heroin, and 2 separately packaged baggies of marijuana.

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5 D. JAMES MCCUBBIN
6 Deputy County Attorney

7 SUBSCRIBED AND SWORN TO before me this ____ day of May, 2015.
8

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10 JUSTICE OF THE PEACE

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12 ORDER

13
14 Upon reading the foregoing Affidavit, the Court finds that there is probable cause to
15 believe the above-named Defendant committed the crimes charged.

16
17 DATED this ____ day of _____, 2015 at ____ a.m./p.m.
18

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20 JUSTICE OF THE PEACE
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2015-1414

IN THE JUSTICE COURT OF THE STATE OF MONTANA **RECEIVED**
IN AND FOR THE COUNTY OF MISSOULA MAY 14 2015
BEFORE Karen A. Orzech, JUSTICE OF THE PEACE **Justice Court**

Cause No. CR-2015-423

STATE OF MONTANA,

Plaintiff,

-VS-

ARREST WARRANT

ANTHONY DOUGLAS BESSETTE,

Defendant.

The State of Montana to any Peace Officer of this State:

Complaint, upon oath, having been this day made before me by D.

JAMES MCCUBBIN, Deputy County Attorney for Missoula County, that the
crime of COUNT I: CRIMINAL POSSESSION OF DANGEROUS DRUGS
WITH INTENT TO DISTRIBUTE - ANY DRUG OTHER THAN AN OPIATE,
a Felony; COUNT II: CRIMINAL POSSESSION OF DRUG

PARAPHERNALIA, a Misdemeanor, has been committed and accusing
ANTHONY DOUGLAS BESSETTE, thereof:

You are therefore ordered, forthwith, to arrest the above-named
Defendant and bring him/her before this Court or in the case of my absence or
inability to act, before the nearest and most accessible Justice Court in this County,

WARRANT CANCELLED
JUSTICE COURT

RECEIVED

MAY 20 2015

BENCH WARRANT

DEPARTMENT 2

MISSOULA COUNTY, MT

in custody

MAY 14 2015

M.C.S.O.

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or if the arrest is made in another county, before a Judge of the County without unnecessary delay. This warrant may be served day or night.

The Defendant is to be admitted to bail in the sum of \$ 10,000.

DATED this 14th day of May, 2015.

JUSTICE OF THE PEACE

I arrested the above-named Defendant by virtue of this warrant on the _____ day of _____, at _____.

TITLE

RECEIVED
MAY 14 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

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Dept No. CR-2015-423
Cause No.

STATE OF MONTANA
Plaintiff,
-vs-
ANTHONY DOUGLAS BESSETTE
Defendant,

COMPLAINT

D. JAMES MCCUBBIN, Deputy County Attorney, deposes and says that on or about the 29th day of March, 2015, in Missoula County, the Defendant committed the offenses of COUNT I: CRIMINAL POSSESSION OF DANGEROUS DRUGS WITH INTENT TO DISTRIBUTE - ANY DRUG OTHER THAN AN OPIATE (METHAMPHETAMINE), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-103(3), punishable by 20 years MSP and/or \$50,000 fine; COUNT II: CRIMINAL POSSESSION OF DRUG PARAPHERNALIA, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-10-103, punishable by 6 months MCDF and/or \$500 fine.

The facts constituting the offense are:

COUNT I: On or about the 29th day of March, 2015, the above-named

Defendant knowingly possessed a dangerous drug, as defined in 50-32-101 (METHAMPHETAMINE), with intent to distribute.

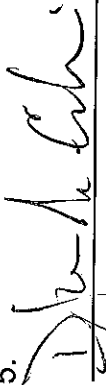
COUNT II: On or about the 29th day of March, 2015, the above-named

Defendant knowingly (used or) possessed with intent to use drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or

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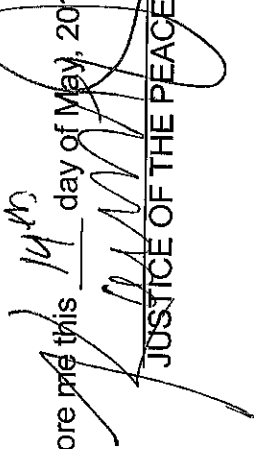
1 otherwise introduce into the human body a dangerous drug, to wit: small zip-top
2 baggies, syringe, folded metal foil.
3

4 DATED this 13th day of May, 2015.

5 

6 D. JAMES MCCUBBIN
7 Deputy County Attorney

8 Subscribed and sworn to before me this 14th day of May, 2015.

9 
10 JUSTICE OF THE PEACE

11 COMPLAINT 15-1004

12 MATT STONESIFER, Missoula City Police Dept
13 KASEY WILLIAMS, Missoula City Police Dept
14 J.P. JONES, Missoula City Police Dept
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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. CA-2015-423

STATE OF MONTANA,
Plaintiff,

-vs-
ANTHONY DOUGLAS BESSETTE,
Defendant.

STATE OF MONTANA)
County of Missoula) : ss

AFFIDAVIT OF PROBABLE CAUSE

D. JAMES MCCUBBIN, Deputy County Attorney, Montana, being first duly sworn upon oath, deposes and says:

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

On or about the 29th day of March, 2015, the Defendant was observed by Missoula Police riding a bicycle after dark with no lights in the vicinity of Scott Street and West Broadway, in Missoula, Montana. The Defendant was contacted by Officer Jones near the entrance to the Poverello Center. Officer Jones identified Defendant and arrested Defendant upon an outstanding arrest warrant.

Defendant was searched incident to arrest. On Defendant's person were located two plastic baggies containing a white crystal substance consistent with the appearance of methamphetamine and which both NIK tested presumptively positive for

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1 methamphetamine; and numerous small zip-top baggies, a syringe, and folded metal
2 foil. The two baggies methamphetamine weighed 3.3 grams and 0.9 grams. Based on
3 his training and experience, Detective Stonesifer is aware that 1/8 oz (about 3.5 grams)
4 of methamphetamine is a common quantity purchased for the purpose of resale as
5 gram or half gram quantities, and that the presence of this quantity of
6 methamphetamine together with packaging materials (small zip-lock baggies) indicates
7 possession with intent to sell the methamphetamine.
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12 D. JAMES MCCUBBIN
13 Deputy County Attorney

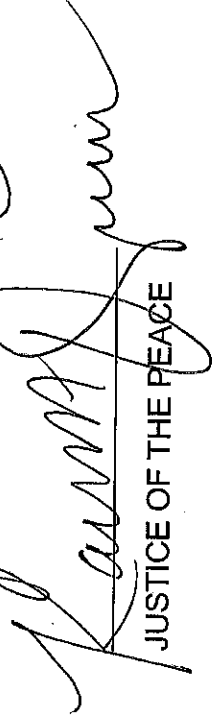
14 SUBSCRIBED AND SWORN TO before me this 14th day of May, 2015.

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16 JUSTICE OF THE PEACE
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18 ORDER

19
20 Upon reading the foregoing Affidavit, the Court finds that there is probable cause to
21 believe the above-named Defendant committed the crimes charged.

22 DATED this 14th day of May, 2015 at 2:16 a.m. (p.m.)
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25 JUSTICE OF THE PEACE
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2015-1413

RECEIVED

MAY 14 2015

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-2015-422

STATE OF MONTANA,

Plaintiff,

-VS-

ARREST WARRANT

ANTHONY DOUGLAS BESSETTE,

Defendant.

The State of Montana to any Peace Officer of this State:

Complaint, upon oath, having been this day made before me by D.

JAMES MCCUBBIN, Deputy County Attorney for Missoula County, that the
crime of COUNT I: CRIMINAL POSSESSION OF DANGEROUS

DRUGS/OPIATE, a Felony; COUNT II: CRIMINAL POSSESSION OF

DANGEROUS DRUGS - NOT OTHERWISE PROVIDED FOR, a Felony;

COUNT III: CRIMINAL POSSESSION OF DRUG PARAPHERNALIA, a

Misdemeanor, has been committed and accusing ANTHONY DOUGLAS

BESSETTE, thereof:

WARRANT CANCELLED
JUSTICE COURT

MAY 20 2015

RECEIVED

DEPARTMENT 2
MISSOULA COUNTY, MT

MAY 14 2015

BENCH WARRANT

in custody

M.C.S.O.

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1 You are therefore ordered, forthwith, to arrest the above-named
2 Defendant and bring him/her before this Court or in the case of my absence or
3 inability to act, before the nearest and most accessible Judge in this County,
4 or if the arrest is made in another county, before a Judge of the County without
5 unnecessary delay. This warrant may be served day or night.

6 The Defendant is to be admitted to bail in the sum of \$ 20,000.

7 DATED this 14th day of May, 2015.

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11 
12 JUSTICE OF THE PEACE

13 I arrested the above-named Defendant by virtue of this warrant on the
14 _____ day of _____, at _____.

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17 _____
18 TITLE

RECEIVED

MAY 14 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

STATE OF MONTANA

Plaintiff,

-vs-

ANTHONY DOUGLAS BESSETTE

Defendant,

Dept No. 2
Cause No. CR-2015-422

COMPLAINT

D. JAMES MCCUBBIN, Deputy County Attorney, deposes and says that on or about the 20th day of February, 2015, in Missoula County, the Defendant committed the offenses of COUNT I: CRIMINAL POSSESSION OF DANGEROUS DRUGS/OPIATE (HEROIN), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-102(4), punishable by not less than 2 years or more than 5 years MSP and a \$50,000 fine;

COUNT II: CRIMINAL POSSESSION OF DANGEROUS DRUGS - NOT OTHERWISE PROVIDED FOR (METHAMPHETAMINE), a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-9-102(6), punishable by 5 years MSP and/or \$50,000 fine; COUNT III: CRIMINAL POSSESSION OF DRUG PARAPHERNALIA, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-10-103, punishable by 6 months MCDF and/or \$500 fine.

The facts constituting the offense are:


COUNT I: On or about the 20th day of February, 2015, the above-named Defendant knowingly possessed an opiate, a dangerous drug, as defined in 50-32-101(19), to wit: HEROIN.

COUNT II: On or about the 20th day of February, 2015, the above-named Defendant knowingly possessed METHAMPHETAMINE, a Schedule II dangerous drug.

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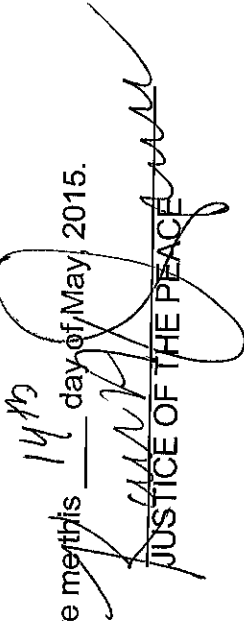
1 COUNT III: On or about the 20th day of February, 2015, the above-named
2 Defendant knowingly (used or) possessed with intent to use drug paraphernalia to plant,
3 propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process,
4 prepare, test, analyze, pack, harvest, manufacture, compound, convert, produce, process,
5 prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or
6 otherwise introduce into the human body a dangerous drug, to wit: syringes, end piece
7 of spoon, digital scale.

8 DATED this ^{14th} 13th day of May, 2015.

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10 D. JAMES MCCUBBIN
11 Deputy County Attorney

12 Subscribed and sworn to before me this ^{14th} day of May, 2015.

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14 JUSTICE OF THE PEACE
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16 COMPLAINT 15-802

17 NATHAN MATTIX, Missoula City Police Dept
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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-2015-422

STATE OF MONTANA,
Plaintiff,

-vs-
ANTHONY DOUGLAS BESSETTE,
Defendant.

STATE OF MONTANA)
County of Missoula) : ss

AFFIDAVIT OF PROBABLE CAUSE

D. JAMES MCCUBBIN, Deputy County Attorney, Montana, being first duly sworn upon oath, deposes and says:

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

On or about the 20th day of February, 2015, Missoula Police responded to 927 Stephens, Missoula, Montana, for a report of a 24 year old male who was unconscious. The complainant told dispatch the individual was in the tub and admitted law enforcement to the residence.

Defendant Anthony Bessette was located inside the bathroom. Anthony Bessette appeared to be confused, his speech was slurred, and he was hard to understand. Anthony was nude in the bathtub with little to no water in the tub. Under a piece of clothing on the bathroom floor, Officer Mattix saw a plastic syringe with an

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1 orange cap lying on the bathroom floor. Underneath a plastic infant bathtub, Officer
2 Mattix saw a black case with the zipper unzipped. From where he was standing, Officer
3 Mattix could see a purple Crown Royal bag with more plastic syringes coming from the
4 Crown Royal bag. There was also a brown box of some sort along observed with
5 another black bag inside the black case. Based on his training and experience with drug
6 users and drug equipment, Officer Mattix recognized the black case to be what is
7 commonly referred to as a "fix kit." Officer Mattix seized the fix kit and the plastic
8 needle from the bathroom floor and logged them into evidence.
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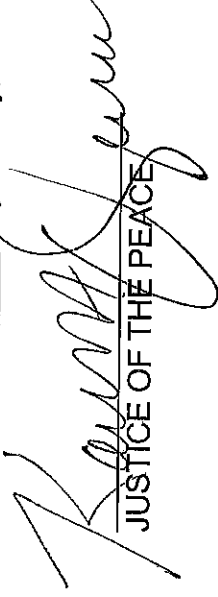
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11 A search warrant was granted by Fourth Judicial District Judge Townsend on
12 February 27, 2015, allowing a search of the fix kit. The search was conducted on
13 March 3, 2015 and located the following items within the fix kit: There was a small black
14 case inside the fix kit. Three plastic baggies were found within the black case. One bag
15 had a small piece of dark colored substance consistent with the appearance of heroin,
16 and which subsequently NIK tested presumptively positive for heroin. Two baggies
17 contained white crystallized substances consistent with the appearance of
18 methamphetamine, and which subsequently NIK tested presumptively positive for
19 methamphetamine. The officer also found syringes, the end piece of spoon, and a
20 digital scale.
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D. JAMES MCCUBBIN
Deputy County Attorney

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SUBSCRIBED AND SWORN TO before me this 14th 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 14th day of May, 2015 at 2:13 a.m./p.m.


JUSTICE OF THE PEACE