

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-

EMMANUEL F GOMEZ
Defendant,

Dept. No. 2
Cause No. CR-15-1192

AMENDED COMPLAINT

KIRSTEN H. PABST, Missoula County Attorney, deposes and says that on or about the 21st day of December, 2015, in Missoula County, the Defendant committed the offense of COUNT I: DELIBERATE HOMICIDE, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-102[1], punishable by life imprisonment or not less than 10 or more than 100 years MSP; and on or about the 16th day of December, 2015, in Missoula County, the Defendant committed the offense of COUNT II: PARTNER OR FAMILY MEMBER ASSAULT - 1ST OFFENSE, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-5-206[1st], punishable by not less than 24 hours or more than one year MCDF and/or a fine not less than \$100 or more than \$1000.

The facts constituting the offense are:

COUNT I: On or about the 21st day of December, 2015, the above-named Defendant purposely or knowingly caused the death of Charlie Wyrick a human being.

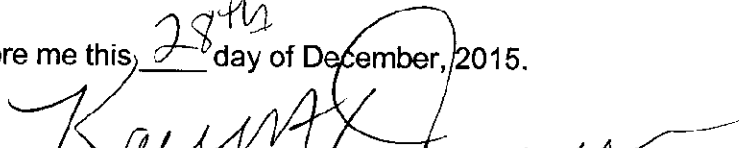
COUNT II: On or about the 16th day of December, 2015, the above-named Defendant purposely or knowingly caused bodily injury to Charlie Wyrick, a partner.

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DATED this 28th day of December, 2015.


KIRSTEN H. PABST
Missoula County Attorney

Subscribed and sworn to before me this 28th day of December, 2015.


JUSTICE OF THE PEACE

COMPLAINT 15-2984
Det. Stacy Lear

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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STATE OF MONTANA,
Plaintiff,

Cause No. CR-15-1192

-vs-
EMMANUEL F GOMEZ,
Defendant.

AFFIDAVIT OF PROBABLE CAUSE

STATE OF MONTANA)
 : ss
County of Missoula)

KIRSTEN H. PABST, Missoula County Attorney, Montana, being first duly sworn
upon oath, deposes and says:

I have read the official law enforcement reports regarding the investigation of
EMMANUEL F GOMEZ for allegedly committing the offenses 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 December 24, 2015, the Missoula City Police Department received a request
for a welfare check on 26 year old Charlie Wyrick. An officer met with one of Charlie's
co-workers and the co-worker's mother. The co-worker stated he worked with Charlie
at Pattee Creek Market, in Missoula. On December 16, 2015 Charlie told the co-worker
she had been assaulted by her boyfriend Emmanuel Gomez. The co-worker reported
that he had personally observed Charlie, on multiple occasions, to come to work with
bruising and other injuries. On that same day, Charlie's manager transported Charlie to
Community Medical Center, where she was treated for bruised ribs and bruising on the

1 right side of her neck. She also presented with a ligature mark around her neck. She
2 informed the nurse that her boyfriend beat her up and she did not wish to report it at that
3 time. Her brother reportedly picked her up from the hospital when she was discharged.
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5 On Saturday, December 19, 2015, at work, Charlie handed a hand-written note
6 to the same co-worker who made the report of her disappearance. The note stated that
7 if Charlie went missing, the co-worker should contact law enforcement and request they
8 search her house. That same day, Charlie told the co-worker that Gomez told her he
9 was going to kill her if she "pissed him off" any more. Charlie was scheduled to work on
10 December 21, 22, 23 and 24. She did not show up for any of these shifts, nor did she
11 call to report her absence.
12

13 Charlie's co-worker attempted to contact Charlie several times. She did not
14 respond. On December 24, 2015, Charlie's co-worker and her co-worker's mother went
15 to Charlie's home on the 200 block of Whitaker in Missoula County. Her co-worker's
16 mother went to the door and spoke with Gomez. Gomez stated Charlie had left with her
17 brother and was never coming back.
18

19 Missoula Police contacted both of Charlie's brothers. One brother had not
20 spoken with her since the day he picked her up from Community Medical Center. The
21 other brother stated the last time he saw Charlie was on the evening of Sunday,
22 December 20, 2015. Charlie came to his house with a black duffel bag full of her
23 belongings. She told him that she was leaving Gomez. She told him that she still
24 needed to return to the residence on Whitaker to get the rest of her belongings. She
25 stayed the night with her brother, but when he woke up in the morning, Charlie was not
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1 there. She had left her cell phone at his home. Missoula Police did a welfare check at
2 the home on Whitaker and were unable to locate Charlie.

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4 Missoula Police spoke with one of Gomez and Charlie's roommates. The
5 roommate was sleeping on the morning of December 21, 2015 and at some point
6 between 9 and 11 am, the roommate heard screaming. The roommate's room is
7 directly below Gomez's room. The roommate stated he had heard Charlie and Gomez
8 fight in the past. He stated when he heard the fighting, he would hear loud thuds. He
9 said this scream was unlike anything he had heard from Charlie. He and his girlfriend
10 got out of bed and got dressed. They went up to Gomez's room to confront Gomez.
11 When the roommate got to Gomez's room, no one answered the door. The roommate's
12 girlfriend called him into the common area where the roommate saw the GMC Yukon
13 belonging to Gomez "peel" out of the driveway. The roommate's girlfriend stated it
14 looked like Gomez was holding a person down in the back seat. The roommate
15 observed fresh blood on the front steps and blood in the snow right beside where the
16 door of the Yukon was in the driveway. Missoula Police recovered the blood on the
17 front steps.
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21 Missoula Police located Gomez. Gomez did not bring up Charlie at that time. It
22 was not until Detective Stacy Lear stated that she was trying to locate Charlie that
23 Gomez stated he had "texted" Charlie and she left his residence on foot after she got
24 mad at him. He did not state when Charlie left. Gomez presented with a large bulge
25 and bruising on his right hand. He stated he had broken his hand a month ago when
26 Charlie "dropped the hood on it."
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1 Missoula Police spoke with a close friend of Charlie. Several months ago,
2 Charlie texted this friend and told her that she, Charlie, was terrified of Gomez. She
3 stated he would take her to the woods and threaten to kill her. Charlie was so afraid
4 that she went to stay with this friend in Helena for a week. When the friend was away
5 for the weekend, Gomez came and got Charlie and took her back to Missoula. Charlie
6 told this friend that Gomez would not let Charlie leave the house, he would stalk her by
7 following her.
8

9
10 Missoula Police spoke with another close friend of Charlie. She last saw Charlie
11 on December 8, 2015. At that time, Charlie told her friend that if she ever went missing,
12 people should look in the Pattee Canyon area. Charlie stated that Gomez takes her to
13 Pattee Canyon and beats her there.
14

15 Missoula Police applied for and received a search warrant to search the address
16 at Whitaker. Inside the garage they located a GMC Yukon, registered to Gomez
17 Gomez. Inside the Yukon, police located blood on the center console. The blood
18 looked as if it flowed down to the back seat. In the back seat, where the blood would
19 have continued to flow, part of the carpet on the flooring had been cut out. The car
20 looked as if it had been recently scrubbed.
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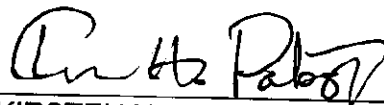
22 Police also found cleaning supplies inside Gomez's house. Towels used to clean
23 were located in Gomez's bathroom. In a vehicle registered to Gomez they found a
24 receipt for cleaning supplies. The cleaning supplies were purchased on December 22,
25 2015.
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27 Missoula police applied for a warrant to search Gomez's cell phone. They found
28 web history from December 22, 2015, including articles on homicides in Missoula,

1 Montana DOJ missing persons, and U-Haul reservations. Missoula police also received
2 GPS coordinates for locations of the cellphone dating back to Monday, December 21st
3 at 5pm. Gomez's cell phone was in the area of a tower in Pattee Canyon at
4 approximately 5:00 pm on Monday, December 21, 2015, which was the last day anyone
5 heard from Charlie.
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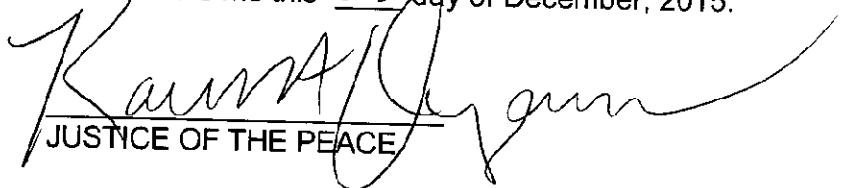
7 Missoula police, Missoula County Sheriff's Department, The United States Forest
8 Service and Missoula County Search and Rescue searched Pattee Canyon along the
9 Deer Creek drainage on December 27, 2015. At 11:00, Charlie Wyrick was located by
10 the team. She was deceased. It appeared that she had been pushed off the edge of
11 the road and landed about 50 feet off of the road. There was significant blood in the
12 snow at the roadside and under her body.
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14 The investigation continues.
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18 KIRSTEN H. PABST
19 Missoula County Attorney

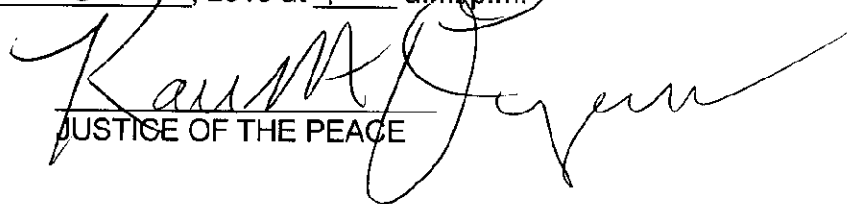
20 SUBSCRIBED AND SWORN TO before me this 28th day of December, 2015.

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23 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 28th day of Dec., 2015 at 12⁴⁶ a.m./p.m.


JUSTICE OF THE PEACE

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