

1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE Marie A Andersen, JUSTICE OF THE PEACE

4
5 STATE OF MONTANA
6 Plaintiff,
7 -vs-
8 TIMBER FOREST SHARRARD
Defendant,

Dept No. 1
Cause No. CR-2016-104

COMPLAINT

9
10 ANDREW W. PAUL, Deputy County Attorney, deposes and says that on or about
11 the 30th day of January, 2016, in Missoula County, the Defendant committed the offenses
12 of:
13

14 **COUNT I:** ESCAPE, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-
15 7-306(3)(b), punishable by 10 years MSP;

16 **COUNT II:** THEFT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-6-
17 301(1)[8], punishable by a fine of not more than \$50,000.00 and not more than 10 years
18 MSP;

19 **COUNT III:** CRIMINAL MISCHIEF, a Felony, in violation of Montana law, namely: Mont.
20 Code Ann. 45-6-101(1)[2], punishable by 10 years MSP and a \$50,000 fine.
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22 The facts constituting the offense are:

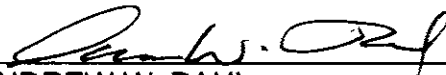
23 **COUNT I:** On or about the 30th day of January, 2016, the above-named Defendant
24 knowingly or purposely eluded official detention by leaving the Pre-Release Center
25 without permission. The Defendant escaped after having been convicted of a felony.
26

27 **COUNT II:** On or about the 30th day of January, 2016, the above-named Defendant
28 purposely or knowingly obtained or exerted unauthorized control over a 2001 Ford F-

1 350 pickup truck owned by Minuteman Aviation with the purpose of depriving the owner
2 of the property. The value of the property exceeds \$1,500.00.

3 **COUNT III:** On or about the 30th day of January, 2016, the above-named Defendant
4 committed the offense of criminal mischief by knowingly or purposely damaging or
5 destroying a swing arm vehicle access gate, the property of the Missoula Airport,
6 without consent.
7

8 DATED this 1st day of February, 2016.

9
10 
11 ANDREW W. PAUL
12 Deputy County Attorney

13 Subscribed and sworn to before me this ____ day of February, 2016.

14 _____
15 JUSTICE OF THE PEACE

16 COMPLAINT 16-267

17 JOSHUA VOLINKATY, Missoula County Sheriff's Office
18 ZACHARY SARGENT, Missoula County Sheriff's Office
19 BOB OTTE, Missoula Airport Police
20 JOSHUA JOHNSTON, Missoula County Sheriff's Office
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1 IN THE JUSTICE COURT OF THE STATE OF MONTANA,
2 IN AND FOR THE COUNTY OF MISSOULA
3 BEFORE Marie A Andersen, JUSTICE OF THE PEACE

4 STATE OF MONTANA,
5 Plaintiff,

Cause No. *CR-2016-104*

6 -vs-
7 TIMBER FOREST SHARRARD,
8 Defendant.

AFFIDAVIT OF PROBABLE CAUSE

9 STATE OF MONTANA)
10 : ss
11 County of Missoula)

12 ANDREW W. PAUL, Deputy County Attorney, Montana, being first duly sworn upon
13 oath, deposes and says:

14 I have read the official law enforcement reports regarding the investigation of
15 TIMBER FOREST SHARRARD for allegedly committing the offense(s) set forth in the
16 complaint and based upon the information contained in the reports, if true, believe
17 probable cause exists to justify charging the above-named defendant as specified in the
18 accompanying complaint.
19

20 On or about the 30th day of January, 2016, at 0050 hours, Missoula Airport
21 Authority Officer Bob Otte observed a white pickup parked on the airport's de-icing ramp
22 inside the airport operations area. Otte identified the truck as a Ford F-350 belonging to
23 Minuteman Aviation. Otte drove his patrol car up to the truck, head on, and signaled
24 with his hand for the driver to stop. (The driver was later identified as Timber Forest
25 Sharrard (Defendant).) The Defendant failed to stop and proceeded past Otte's car.
26


27 Otte turned around and followed Defendant. Defendant increased speed in an
28 attempt to get away from Otte. Defendant drove the truck at speeds of up to 60 mph

1 within the airport area of operations. Eventually, Defendant drove down an access road
2 and rammed the airport's swing arm vehicle access gate 15A. The collision caused the
3 truck to spin out and stop in a snow-filled ditch at the edge of the roadway. Otte
4 observed a male dressed in a hoody and dark pants exit the truck and run.
5

6 Missoula County Sheriff's Deputies, MHP and Airport Police set up a perimeter
7 around the area. Missoula City Police Officer Tim Harrington and K9 Halo were able to
8 track the Defendant and eventually located him hiding in some bushes at about 0230
9 hours. Officer discovered that the Defendant had reported earlier in the night as an
10 escapee from the Missoula Pre-Release Center. Defendant had been convicted of
11 Felony Theft.
12

13 Missoula County Sheriff's Deputy Zach Sargent transported Defendant to the
14 Missoula County Detention Facility. At the jail, Defendant was advised of his rights and
15 he agreed to speak with Sargent. Defendant said he had gone outside with the excuse
16 he was going to smoke a cigarette. Defendant grabbed his bicycle and rode to
17 Walmart, despite the fact that he knew he was not supposed to be there. Defendant
18 purchased a BB gun that looked like a Sig Sauer 1911 handgun. The Defendant then
19 walked to a bar and had a couple of drinks. He then walked to the airport. Defendant
20 climbed over the airport security fence and found a truck with the keys in the center
21 console. Defendant drove the truck around the airport, looking for a way out of the
22 fence. Defendant said he planned to leave the State and eventually leave the country.
23 Defendant said he had been driving around for several hours before he was contacted
24 by Airport Police. Once the police gave chase, Defendant realized there was no way
25 out of the airport area, so he accelerated towards a gate and smashed through it.
26
27
28

1 When he hit the gate, the truck spun out of control and stopped in a ditch. Defendant
2 ran up the hill and hid. Defendant waited for a while and then took off running again.
3 He hid among some bushes, where officers eventually located him.
4

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7 
8 ANDREW W. PAUL
9 Deputy County Attorney

10 SUBSCRIBED AND SWORN TO before me this ____ day of February, 2016.

11
12 _____
13 JUSTICE OF THE PEACE

14
15 ORDER

16
17 Upon reading the foregoing Affidavit, the Court finds that there is probable cause to
18 believe the above-named Defendant committed the crimes charged.

19 DATED this ____ day of _____, 2016 at ____ a.m./p.m.

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21 _____
22 JUSTICE OF THE PEACE
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