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APR 18 2016

Justice Court

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IN THE JUSTICE COURT OF RECORD
CITY OF HELENA, LEWIS AND CLARK COUNTY, MONTANA
Before MICHAEL SWINGLEY, Justice of the Peace

STATE OF MONTANA,)	
	Plaintiff.) Cause No. CR-2016- 236
- vs -)) LC160676
))
)) WARRANT OF ARREST
TIMOTHY CRAIG HAITHCOX,)) (SHUTTLE STATES)
))
	Defendant.)

A sworn Complaint has been filed in Justice Court charging the above-named defendant with the offenses of **COUNT I – AGGRAVATED KIDNAPPING**, a felony, in violation of Mont. Code Ann. § 45-5-303(1)(b);

COUNT II – AGGRAVATED ASSAULT, a felony, in violation of Mont. Code Ann. § 45-5-202(1);

COUNT III – SEXUAL ASSAULT, a felony, in violation of Mont. Code Ann. §§ 45-5-502(1) and (3); and

COUNT IV - TAMPERING WITH OR FABRICATING PHYSICAL EVIDENCE, in violation of Mont. Code Ann. § 45-7-207(1).

All alleged to have occurred in Lewis and Clark County, Montana, between on or about April 11, 2016, and on or about April 12, 2016.

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You are, therefore, commanded forthwith to arrest the defendant, and bring her before this Court or the nearest or most accessible court for an initial appearance, that he may give bail to answer the Complaint.

Upon defendant's posting of bond, defendant is ordered to appear in the Justice Court of Lewis and Clark County, Courthouse, 228 Broadway, Helena, Montana, 59601 on the first Monday following defendant's release on bond at 8:30 A.M., or sooner. Failure to do so may result in the forfeiture of defendant's bond and suspension of the defendant's driving privileges.

DATED at Helena, Montana, this 12th day of April, 2016.


DISTRICT COURT JUDGE

BOND FOR THE DEFENDANT, TIMOTHY CRAIG HAITHCOX, IS SET AT \$ 500,000
NIGHTTIME SERVICE AND SERVICE AT RESIDENCE APPROVED YES NO

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APR 18 2016

Justice Court

FILED

APR 25 2016

LEWIS & CLARK
JUSTICE OF THE PEACE
LEWIS & CLARK COUNTY, MT

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IN THE JUSTICE COURT OF RECORD
CITY OF HELENA, LEWIS AND CLARK COUNTY, MONTANA
Before MICHAEL SWINGLEY, Justice of the Peace

STATE OF MONTANA,

Plaintiff.

Cause No. CR-2016-236
LC160676

- vs -

AMENDED COMPLAINT

TIMOTHY CRAIG HAITHCOX,

Defendant.

STATE OF MONTANA)

County of Lewis & Clark)

Lewis and Clark County Sheriff's Office Detective Dan O'Malley appeared before the undersigned this date, and being first duly sworn according to law, complains and says:

That the above-named defendant, is accused by this Amended Complaint of the following offenses:

COUNT I - AGGRAVATED KIDNAPPING, a felony, in violation of Mont. Code Ann. § 45-5-303(1)(b);

COUNT II - AGGRAVATED ASSAULT, a felony, in violation of Mont. Code Ann. § 45-5-202(1);



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COUNT IV

Between on or about April 11, 2016, and on or about April 12, 2016, in Lewis and Clark County, state of Montana, the above-named defendant committed the offense of **TAMPERING WITH OR FABRICATING PHYSICAL EVIDENCE**, a felony, in that the defendant, believing that an official proceeding or investigation was about to be instituted, purposely or knowingly altered, destroyed, concealed or removed any thing; to wit; a clump of A.H.'s hair, in order to impair its verity or availability in the investigation, in violation of Mont. Code Ann. § 45-7-206(1)(a).

Complainant, therefore, prays that an arrest warrant be issued for the above-named defendant and that he be dealt with according to law.

Complainant

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

Michael C. Swingley
JUSTICE OF THE PEACE

Bond for defendant is set at \$ 500,000

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MELISSA BROCH
Deputy County Attorney
Lewis and Clark County
Courthouse - 228 Broadway
Helena, MT 59601
Telephone: (406) 447-8221

Attorney for State of Montana

FILED

APR 15 2016

LIVE FORBISH
CLERK
JUSTICE OF THE PEACE
LEWIS & CLARK COUNTY, MT

IN THE JUSTICE COURT OF RECORD
CITY OF HELENA, LEWIS AND CLARK COUNTY, MONTANA
Before MICHAEL SWINGLEY, Justice of the Peace

STATE OF MONTANA,

Plaintiff.

Cause No. CR-2016-
LC160676

- vs -

TIMOTHY CRAIG HAITHCOX,

Defendant.

**AMENDED AFFIDAVIT
OF PROBABLE CAUSE**

STATE OF MONTANA)

: ss.

County of Lewis and Clark)

Lewis and Clark County Sheriff's Office Detective Dan O'Malley affirms that probable cause exists to support filing the charge of **COUNT I - AGGRAVATED KIDNAPPING**, a felony, in violation of Mont. Code Ann. § 45-5-303(1)(b); **COUNT II - AGGRAVATED ASSAULT**, a felony, in violation of Mont. Code Ann. § 45-5-202(1); **COUNT III - SEXUAL ASSAULT**, a felony, in violation of Mont. Code Ann. §§ 45-5-502(1) and (3); and **TAMPERING WITH OR FABRICATING PHYSICAL EVIDENCE**, in violation of Mont. Code Ann. § 45-7-207(1), alleged to have occurred in Lewis and Clark County, Montana, between on or about April 11, 2016, and on or about April 12, 2016, against the above-named defendant based upon the reports of the Lewis and Clark County Sheriff's Office as follows:

COPY

1 On April 12, 2016, at approximately 5:25 p.m., personnel from St. Peter's Hospital
2 Emergency Room called Lewis and Clark County Sheriff's Dispatch to report a female, A.H.,
3 was brought to the hospital with serious injuries related to an incident involving Timothy Craig
4 Haithcox. Detectives learned that at the end of January 2016, A.H. met Haithcox via the
5 internet and invited him to come to Montana to live with her in her residence in East Helena,
6 Montana. On April 11, 2016, Haithcox had lived with A.H. for approximately two and one half
7 months.
8

9 A.H. told detectives that Haithcox came home drunk at approximately 10:00 p.m. on
10 April 11, 2016. According to A.H., Haithcox terrorized her for the next four hours until he
11 forced her to go to bed with him at approximately 2:00 a.m. on April 12, 2016. Haithcox
12 refused to let A.H. leave her residence and took her phone to prevent her from calling 911.
13

14 At one point, A.H. was sitting in her recliner while Haithcox was holding a pen.
15 Haithcox asked "You know what it is like to die from a pen? Your're about to find out hoc ass
16 bitch." Haithcox kept getting in A.H.'s face threatening to kill her, to burn the house down with
17 her in it, mess up her face. Haithcox threatened A.H. with a glass vase and told her "I'm going
18 to fuck you up bitch." Haithcox took knife from a kitchen drawer and walked around with it
19 threatening A.H. A.H. yelled at Haithcox to stop. A.H. told detectives Haithcox threatened to
20 kill her at least thirty times. In the bathroom, Haithcox hit A.H. in the head several times with
21 a plastic water bottle and pushed her into the bathtub two or three times. Haithcox smashed
22 A.H.'s head against the bathroom wall several times.
23

24 In the bedroom, when A.H. was lying on the bed, Haithcox urinated on her then spit on
25 her face. Haithcox grabbed both A.H.'s legs and pulled her off the bed. A.H. said that when

1 she tried to get up, Haithcox kicked her in the rectum then kicked her in the vaginal area. A.H.
2 said she lost control of her bladder twice.

3 A.H. told detectives "I thought I would never see my children or my grandchildren
4 again." Haithcox took A.H.'s cellphone from her then threw at her several times. A.H. said
5 Haithcox slammed her head against a cabinet leaving a significant gash on the back of her
6 head. A.H. said when she left her residence there was a large clump of hair stuck to the cabinet
7 where Haithcox slammed her head. A.H. was able to photograph the clump of hair with her
8 cell phone prior to leaving the residence.

9
10 On April 12, 2016, A.H. was able to contact her son and alert him to her situation. With
11 her son's assistance, A.H. was able to escape her residence in East Helena and ultimately was
12 transported to the emergency room at St. Peter's Hospital via ambulance. Nursing staff
13 observed, documented and photographed extensive bruising in A.H.'s rectal and vaginal areas.

14
15 On April 12, 2016, detectives obtained an arrest warrant for Haithcox and search
16 warrants to search A.H.'s residence both for Haithcox and for evidence of the alleged offenses.
17 When officers entered the residence, Haithcox had packed up all his belongings and left the
18 residence. Detective O'Malley noted that the clump of hair was no longer adhered to the
19 cabinet nor did it appear to be located in the vicinity of the cabinet.

20
21 Detective O'Malley began trying to locate Haithcox. Detective O'Malley learned that
22 Haithcox had traveled to Missoula, Montana. With the assistance of local law enforcement in
23 Missoula, Detective O'Malley was able to locate Haithcox who was arrested by Missoula
24 police officers.

25 Haithcox has no known ties to Montana and an extensive felony arrest record.

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Further Affiant sayeth naught.

NAME

SUBSCRIBED AND SWORN to before me this 5 day of April, 2016.

Michael G. Swingley
JUSTICE OF THE PEACE