

1 JASON MARKS
2 Chief Deputy County Attorney
3 KIRSTEN H. PABST
4 Missoula County Attorney
5 Missoula County Courthouse
6 Missoula, Montana 59802
7 (406) 258-4737
8 ATTORNEYS FOR PLAINTIFF

9
10 IN THE JUSTICE COURT OF THE STATE OF MONTANA
11 IN AND FOR THE COUNTY OF MISSOULA
12 BEFORE, Marie A Andersen, JUSTICE OF THE PEACE

13 STATE OF MONTANA,

14 Plaintiff,

15 -VS-

16 JEREMIAH R. KENDALL,

17 Defendant,

Department No. '
Cause No.

CR-2016-514

COMPLAINT

18 BRIAN LOWNEY, Deputy County Attorney, deposes and says that on or about the
19 1st day of June, 2016, in Missoula County, the Defendant committed the offenses of
20 COUNT I: PARTNER OR FAMILY MEMBER ASSAULT - 3RD OR SUBSEQUENT
21 OFFENSE, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-
22 206[3rd+], punishable by not less than 30 days or more than 5 years MSP and/or a fine
23 not less than \$500 or more than \$50,000; COUNT II: INTIMIDATION - PHYSICAL HARM
24 OR CONFINEMENT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-
25 5-203, punishable by 10 years MSP and/or \$50,000 fine; COUNT III: CRIMINAL
26 MISCHIEF, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 45-6-
27 101(1)[1], punishable by 6 months MCDF and/or \$1,500 fine.

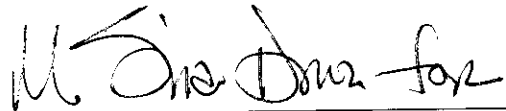
28 The facts constituting the offense are:

1 COUNT I: On or about the 1st day of June, 2016, the above-named Defendant
2 purposely or knowingly caused bodily injury to Jane Doe, a partner/family member.

3 COUNT II: On or about the 1st day of June, 2016, the above-named Defendant
4 with the purpose to cause Jane Doe to perform or omit the performance of an act, the
5 Defendant communicated to Jane Doe under circumstances which would reasonably
6 tend to produce a fear that the act would be carried out, a threat to perform without
7 lawful authority the infliction of physical harm on victim.
8

9 COUNT III: On or about the 1st day of June, 2016, the above-named Defendant
10 committed the offense of criminal mischief by knowingly or purposely injuring,
11 damaging, or destroying an iPad, the property of Jane Doe, without consent.
12

13 DATED this 3rd day of June, 2016.

14 

15 BRIAN LOWNEY
16 Deputy County Attorney
17

18 Subscribed and sworn to before me this ____ day of June, 2016.
19

20 JUSTICE OF THE PEACE
21

22 COMPLAINT 16-1321

23 SCOTT PASTIAN, Missoula City Police Dept
24 CHRIS KANEFF, Missoula City Police Dept
25 JAMIE MERIFIELD, Missoula City Police Dept
26 J. ERIC WEBER, Missoula City Police Dept
27
28

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13 STATE OF MONTANA,

14 Plaintiff,

15 -VS-

16 JEREMIAH R. KENDALL,

17 Defendant,

Department No. 1

Cause No.

CR. 2014-514

AFFIDAVIT OF PROBABLE CAUSE

18 STATE OF MONTANA)
19 : ss
20 County of Missoula)

M. Shaun Donovan

Brian Lowney, Deputy County Attorney, Montana, being first duly sworn upon oath,

deposes and says:

21 I have read the official law enforcement reports regarding the investigation of
22 JEREMIAH R. KENDALL for allegedly committing the offense(s) set forth in the complaint
23 and based upon the information contained in the reports, if true, believe probable cause
24 exists to justify charging the above-named defendant as specified in the accompanying
25 complaint.
26

27 On June 2, 2016, officers were called to the report of an assault on the 100 block
28 of Expressway Drive, Missoula County, MT. Upon arrival, officers contacted Jane Doe,

1 who told them that the night prior, the Defendant had assaulted her in her motel room.
2 Doe indicated that she and the Defendant got into an argument on the night of June 1,
3 2016, and that Doe left for several hours. When Doe returned, the lights in the room
4 were off. The Defendant was sitting in the corner of the room holding a gun.
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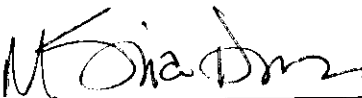
6 The Defendant then put down the gun, grabbed Doe and threw her to the ground.
7 Doe indicated that the Defendant struck her, put her in a "choke hold" and elbowed her
8 in the ribs. During the assault, which Doe estimated lasted for approximately 10
9 minutes, the Defendant told Doe that he would kill her if she reported the assault to
10 anyone. During the assault, the Defendant also damaged Doe's iPad.
11

12 After the assault ended, Doe spent the night in the room. The next morning, she
13 went to the front desk, where staff noticed her injuries and called police.
14

15 Officers observed a fresh blue bruise under Doe's right eye, a cut on the lower
16 right side of her chin, fresh scratches on Doe's collar bone and bruises on Doe's arms.
17

18 The Defendant was interviewed and denied causing Doe's injuries, but admitted
19 to damaging Doe's iPad and possessing a gun.
20

21 The Defendant has at least two prior convictions for Partner Family-Member
22 Assault, in violation of Mont. Code Ann. 45-5-206.
23

24 

25 ~~BRIAN LOWNEY~~
26 Deputy County Attorney
27

28 SUBSCRIBED AND SWORN TO before me this ____ day of June, 2016.

JUSTICE OF THE PEACE

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

JUSTICE OF THE PEACE