

RECEIVED
JUN 02 2017
Justice Court

JASON MARKS
Chief Deputy County Attorney
KIRSTEN H. PABST
Missoula County Attorney
Missoula County Courthouse
Missoula, Montana 59802
(406) 258-4737
ATTORNEYS FOR PLAINTIFF

IN THE JUSTICE COURT OF THE STATE OF MONTANA
IN AND FOR THE COUNTY OF MISSOULA
BEFORE, Landee N. Holloway, JUSTICE OF THE PEACE

STATE OF MONTANA,

Plaintiff,

-VS-

Justin Hudspeth Tomlinson,

Defendant,

Department No. 2
Cause No. CR-2017-632

COMPLAINT

JASON MARKS, Chief Deputy County Attorney, deposes and says that on or about the 26th day of May, 2017, in Missoula County, the Defendant committed the offenses of
COUNT I: EXPLOITATION OF OLDER PERSON, INCAPACITATED PERSON, OR PERSON WITH DEVELOPMENTAL DISABILITY, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-6-333, punishable by 10 years MSP and/or \$10,000 fine;
COUNT II: FORGERY, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-6-325(4), punishable by 20 years MSP and/or \$50,000 fine.

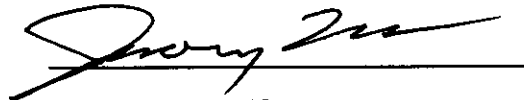
The facts constituting the offense are:

COUNT I: On or about the 26th day of May, 2017, the above-named Defendant purposely or knowingly obtained or used or attempted to obtain or use an older person's funds with the intent to temporarily or permanently deprive the older person of the use,

1 benefit, or possession of funds, assets, or property. Defendant stood in a position of
2 trust or confidence with the older person who is his mother.

3
4 COUNT II: On or about the 26th day of May, 2017, the above-named Defendant
5 when, with purpose to defraud, knowingly and without authority altered checks in a
6 manner that they purported to have been signed by his mother. The forgery was
7 committed as part of a common scheme. The value of the property, labor or services
8 obtained or attempted to be obtained exceeds \$1,500.

9
10 DATED this 2nd day of June, 2017.

11 

12 JASON MARKS
13 Chief Deputy County Attorney

14 Subscribed and sworn to before me this ^{2nd} day of June, 2017.

15 
16 JUSTICE OF THE PEACE

17 COMPLAINT 17-1442

18 GLENVILLE KEDIE, Missoula County Sheriff's Office
19
20
21
22
23
24
25
26
27
28

RECEIVED

JUN 02 2017

Justice Court

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

7 IN THE JUSTICE COURT OF THE STATE OF MONTANA
 8 IN AND FOR THE COUNTY OF MISSOULA
 BEFORE, Landee N. Holloway, JUSTICE OF THE PEACE

10 STATE OF MONTANA,
 11 Plaintiff,
 12
 13 -vs-
 14 Justin Hudspeth Tomlinson,
 15 Defendant,

Department No. 2
 Cause No. CR-2017-632
AFFIDAVIT OF PROBABLE CAUSE

16 STATE OF MONTANA)
 17 : ss
 18 County of Missoula)

19 JASON MARKS, Chief Deputy County Attorney, Montana, being first duly sworn
 20 upon oath, deposes and says:

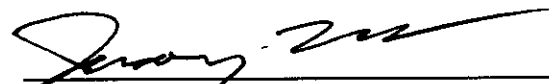
21 I have read the official law enforcement reports regarding the investigation of Justin
 22 Hudspeth Tomlinson for allegedly committing the offense(s) set forth in the complaint and
 23 based upon the information contained in the reports, if true, believe probable cause exists
 24 to justify charging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

27 Beginning in December of 2016, Justin Tomlinson began presenting checks in
 28 Missoula written on his 76 year old mother's bank accounts with himself as the payee.

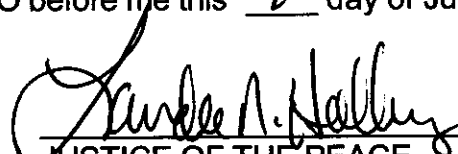
1 The checks purported to have been signed by his mother. Bank records showed 19
2 checks of this type with a total amount of \$9,265. Records show Tomlinson either
3 received cash or had the checks deposited into his own bank account.
4

5 U.S. Bank officials became suspicious and compared signatures from the checks
6 to the signature on file for Tomlinson's mother. The signatures on the checks did not
7 match the one on file. Bank officials and Adult Protective Services contacted
8 Tomlinson's mother who denied having written the checks.
9

10 On June 2, 2017, Detective Kedia and a worker from Adult Protective Services
11 went to the residence Tomlinson shares with his mother in Missoula. After inquiring
12 about Tomlinson's whereabouts they found him hiding in a closet. He gave a brief
13 statement saying that he had permission from his mother to sign her name on the
14 checks. His mother was interviewed separately and denied that she had given him
15 permission to write the checks.
16

17 
18 JASON MARKS
19 Chief Deputy County Attorney

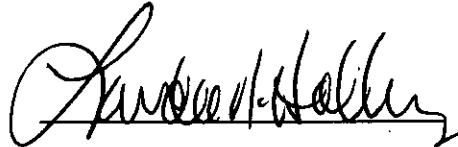
20 SUBSCRIBED AND SWORN TO before me this 2nd day of June, 2017.

21 
22 JUSTICE OF THE PEACE
23
24
25
26
27
28

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 7th day of June, 2017 at 4:15 a.m./p.m.



JUSTICE OF THE PEACE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28