

RECEIVED  
JUL 27 2017  
Justice Court

1 BRIAN LOWNEY  
2 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 IN THE JUSTICE COURT OF THE STATE OF MONTANA  
10 IN AND FOR THE COUNTY OF MISSOULA  
11 BEFORE, Lance N. Hollenbeck, JUSTICE OF THE PEACE

12 STATE OF MONTANA,

13 Plaintiff,

14 -VS-

15 SHANE PELLETIER,

16 Defendant,

Department No. 2  
Cause No. CR-2017-838

**COMPLAINT**

17 BRIAN LOWNEY, Deputy County Attorney, deposes and says that on or about the  
18 7th day of July, 2017, in Missoula County, the Defendant committed the offense of  
19 COUNT I: SEXUAL INTERCOURSE WITHOUT CONSENT, a Felony, in violation of  
20 Montana law, namely: Mont. Code Ann. 45-5-503, punishable by not less than 2-4 years or  
21 more than 100 years or life MSP and \$50,000 fine.  
22

23 The facts constituting the offense are:

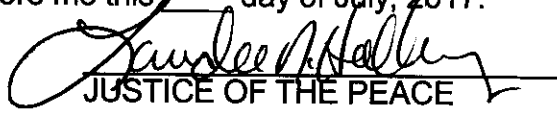
24 COUNT I: On or about the 7th day of July, 2017, the above-named Defendant  
25 knowingly had sexual intercourse with Jane Doe without consent.  
26

27 DATED this 27th day of July, 2017.

28   
BRIAN LOWNEY

Deputy County Attorney

Subscribed and sworn to before me this 27 day of July, 2017.

  
JUSTICE OF THE PEACE

COMPLAINT 17-2026

CONNIE BRUECKNER, Missoula City Police Dept

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9  
10 IN THE JUSTICE COURT OF THE STATE OF MONTANA  
11 IN AND FOR THE COUNTY OF MISSOULA  
12 BEFORE, Landee N. Holloway, JUSTICE OF THE PEACE

13 STATE OF MONTANA,  
14  
15 Plaintiff,  
16  
17 -vs-  
18 SHANE PELLETIER,  
19 Defendant,

20 Department No. 2  
21 Cause No. CR-2017-838  
22 AFFIDAVIT OF PROBABLE CAUSE

23 STATE OF MONTANA )  
24 : ss  
25 County of Missoula )

26 BRIAN LOWNEY, Deputy County Attorney, Montana, being first duly sworn upon  
27 oath, deposes and says:

28 I have read the official law enforcement reports regarding the investigation of  
SHANE PELLETIER for allegedly committing the offense(s) 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 July 7, 2017, Jane Doe reported to Missoula Police Department officers that  
she was sexually assaulted by an unknown male earlier that morning. Doe reported

1 that she was drinking with friends on the night of July 6, 2017 in the downtown Missoula  
2 area. Doe indicated that she must have left the group in the early morning hours of July  
3 7, 2017, because the next thing she remembers is waking up in an unknown male's  
4 apartment while the male was sexually assaulting her.  
5

6 Doe indicated that she woke up on two separate occasions during the rape.  
7 During the first time Doe woke up, the male was on top of her penetrating her vagina  
8 with his penis. Doe reported she did not know the male, nor did she know where she  
9 was. Doe indicated that it was dark outside at this time. Doe then passed out again.  
10

11 During the second time Doe woke up, the male was again on top of her penetrating her  
12 vagina with his penis. Doe indicated she believed it was a few hours later, since it was  
13 now light outside.

14 Doe indicated that upon waking up the second time, she told the male she did not  
15 know who he was and to stop doing what he was doing. Doe indicated that the male  
16 told her his name was "Shane", but did not provide a last name. Doe got up and  
17 attempted to leave, but realized her pants were wet and her shirt was covered with  
18 vomit. The male told Doe during this time that he had found Doe passed out in the Main  
19 Street Parking Garage stairwell and that he'd brought Doe home to his apartment. Doe  
20 indicated that they left the apartment after it was light out, which was located near the  
21 intersection of Main Street and Ryman Street.  
22

23 Doe described the male as between 5'7" and 5'10", with short brown curly hair  
24 and blue eyes. Doe indicated the male was "chubby" with a "beer gut" and that he was  
25 very hairy.  
26  
27  
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1 Based on Doe's description of the location of the apartment, officers believed the  
2 location of the assault to be the Howard Apartments, located at 147 Main Street,  
3 Missoula County, MT. Officers determined that the Defendant that lived in the Howard  
4 Apartments.  
5

6 On July 25, 2017, Doe viewed a 6 person photo lineup of several subjects of  
7 similar appearance, one of which was the Defendant. When asked if any of the  
8 photographs depicted the male that had assaulted her, Doe picked the photo of Shane  
9 Thomas Pelletier and identified him as the male that had assaulted her.  
10

11 Doe was examined by a Sexual Assault Nurse Examiner, who noted numerous  
12 bruises on Doe's body, as well as genital tenderness and signs of genital injury.  
13

14 Law enforcements' attempts to locate Defendant have been unsuccessful. It is  
15 known to law enforcement that Defendant is set to vacate his apartment, located at 147  
16 Main Street, by Friday, July 28, 2017.  
17

18   
BRIAN LOWNEY  
Deputy County Attorney

19  
20 SUBSCRIBED AND SWORN TO before me this 27 day of July, 2017.

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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 27 day of July, 2017 at 10:17 a.m./p.m.



JUSTICE OF THE PEACE

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