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7 MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

8 STATE OF MONTANA,
9 Plaintiff,

10 -vs-

11 CARESSA HARDY,
Defendant,

INFORMATION

Dept. No. 3
Cause No. DC-17-481

MOTION AND AFFIDAVIT FOR
LEAVE TO FILE **AMENDED**

12
13 STATE OF MONTANA)
14 :ss
County of Missoula)

15 BRIAN LOWNEY, Deputy County Attorney of Missoula County, Montana, being
16 first duly sworn, moves the Court for leave to file an Information charging the above-
17 named Defendant with allegedly committing the offense(s) in Missoula County of:

18 COUNT I: DELIBERATE HOMICIDE, a Felony, in violation of Montana law, namely:
19 Mont. Code Ann. 45-5-102[1];
20

21 COUNT II: DELIBERATE HOMICIDE, a Felony, in violation of Montana law, namely:
22 Mont. Code Ann. 45-5-102[1].

MOTION AND AFFIDAVIT FOR LEAVE TO FILE **AMENDED** INFORMATION

1 COUNT III: SOLICITATION TO COMMIT DELIBERATE HOMICIDE, a Felony, in violation
2 of Montana law, namely: Mont. Code Ann. § 45-4-101 and Mont. Code Ann. 45-5-102[1].

3 COUNT IV: SOLICITATION TO COMMIT DELIBERATE HOMICIDE, a Felony, in violation
4 of Montana law, namely: Mont. Code Ann. § 45-4-101 and Mont. Code Ann. 45-5-102[1].

5 The Motion is based upon the following facts which have been obtained from
6 reports of the law enforcement officers which, if true, I believe, constitute sufficient
7 probable cause to justify the filing of the charges. The facts from those reports are as
8 follows:

9
10 **INTRODUCTION**

11 On July 10, 2016, shortly after midnight, a woman [Witness A] walked into the
12 police station in another town and reported that she witnessed a double-homicide in
13 2013. Witness A was scared and trembling, stating she feared for her life and the lives
14 of her family because the Defendant, with whom she had a long-term relationship and
15 several children, threatened to kill her if she ever talked about the killings.

16 She said that the defendant shot and killed two men—Thomas Korjack and Robert
17 Orozco—who lived with her and the Defendant in Frenchtown, Montana and that his
18 motive for killing them was money. The witness provided her name and contact
19 information and additional details about the homicides to local officers in the town where
20 she had relocated, who forwarded the report to the Missoula County Sheriff's
21 Department. The case was assigned to Detective Jared Cochran, who has been
22 assisted by Detective Glenville Kedic and Detective Kenneth White.

18 **THE INVESTIGATION**

19 On December 9, 2016, Missoula County Sheriff's detectives interviewed Witness
20 A, who fully identified herself and has maintained consistent contact with officers.
21 Witness A said that she met Defendant in California approximately 20 years ago.
22 Witness A described how she had met Defendant. She said that she had been in a
relationship with another person and had been arguing with him driving down the road at

1 that time. Witness A said her ex kicked her out of the vehicle and that Defendant had
2 stopped and offered her a ride and their relationship developed after. Witness A said
3 that she was with Defendant for 11-12 years and has three children with him. Witness A
4 said that the two oldest children were removed by the state of California while living
5 there. Witness A said that their youngest, a 9 year-old girl named Child A, currently
6 resides with Defendant and she has had no contact with Child A since the killings.
7 Witness A could not remember Child A's birthday, but remembered that she was born in
8 Gillette, Wyoming in the month of March. Witness A described Child A as slightly
9 developmentally delayed and not very verbal.

10 Witness A described Defendant as having a personality like David Koresh. She
11 described him as charming, said he was a leader, eccentric, controlling and hates the
12 government. Witness A said that when she was with him he was a very hard core
13 Christian and he read the Bible a lot. Witness A said that Defendant was both verbally
14 and physically abusive to her in their relationship.

15 Witness A referred to victim Thomas Korjack as both "doc" and "dad". Witness A
16 said that she first met Korjack through Defendant in Gillette, Wyoming and that Korjack
17 had been like a father to her. Witness A said that Korjack loved her and Child A and had
18 provided employment and financial support to her, Defendant and victim Robert Orozco.
19 Witness A said that Korjack worked for an oil company that she thought was "Sinclair"
20 and also as a real estate broker doing home inspections in Wyoming.

21 Witness A said that Korjack had essentially adopted her and that she now
22 referred to him as her father although they were not related by blood. Witness A said
that Korjack also loved Child A and treated her like his own grandchild. Witness A said
the Korjack took care of them as if they were family.

Witness A said that she and Defendant moved from California to Gillette,
Wyoming and then from Gillette to Casper. Witness A said that from Casper, she moved
back to Gillette and then to New Castle and then back to Casper before moving to
Frenchtown, Montana. Witness A said that she left Defendant while they were living in
Casper the first time. She said that Defendant began to dress as a woman and changed
his name incorporating her last name as his. Witness A said that Defendant also
mimicked her dress to include her hair style and color which she said made her feel
uncomfortable. Witness A said that she thought it was even more than just looking like
her. Witness A said that she thought Defendant actually wanted to be her.

1 Witness A said that after she left Defendant and moved, she met a male named
2 Keith Parks who she said she became engaged to marry. Witness A said that while she
3 was with Parks, she would return to visit Child A who stayed living with Defendant.
4 Witness A said that during one of the visits she met victim Robert Orozco at Defendant's
5 home. Witness A thought that Orozco was delivering a table or something. Witness A
6 said that she immediately fell in love with Orozco and left Parks.

7 Witness A said that before she met Parks, she was in an open relationship with
8 Defendant. Witness A said that after she met Parks and subsequently Orozco, she
9 never was romantically involved with Defendant again. Witness A said that Defendant
10 and Orozco were friends and that there was not any tension in their relationship over
11 jealousy.

12 Witness A said that they all had been living together in Casper for quite a while
13 before they moved to Frenchtown. Witness A said that they moved because Korjack
14 bought the home there. Witness A said that Korjack was looking for a place to retire.
15 Witness A said that Korjack, Defendant and herself looked all over for a home before
16 finding the one in Frenchtown. Witness A said that she believed the location in
17 Frenchtown was picked because of the mountains and trees. Witness A said that
18 Korjack wanted her and Defendant to remain living together because of Child A and that
19 he wanted to provide a home for them to do that.

20 When shown numerous pictures of residences in the area of Pond Road to
21 Witness A and she picked out and positively identified the address of 19500 Pond Road
22 as the address that Korjack eventually purchased and where they lived together in
Montana. Witness A said that the current pictures of the residence's appearance had
changed since she last lived there several years ago. Witness A stated that it was more
fortified looking and that it appeared that Defendant had added features to enhance the
privacy.

 Witness A said that Korjack employed Defendant, Orozco and herself and that he
was their sole source of income. Witness A said that Korjack would pay Orozco \$100.00
an hour to help him do home inspections. Witness A said that after doing the
inspections, Korjack would hire Defendant to do any construction or improvement work
that needed to be done. Witness A said that even after moving to Montana they traveled
back to Wyoming to work as frequently as once a week. Witness A said that Korjack
kept a mobile home in Casper where they stayed when they were there. Witness A said
that Korjack had purchased the mobile home and that they had all lived there before

1 Montana. Witness A said that she and Orozco lived there for a period as well. Witness
A could not remember the address of the home.

2
3 Witness A said that she has a son with Orozco, herein referred to as Infant A.
4 Witness A told officer that Infant A was currently four years old and currently lives with
her. Witness A said that Infant A is the only child she has with Orozco and was born at
Community Hospital in Missoula.

5 Witness A said that Orozco's family was from Idaho. Witness A said that
6 Orozco's mother was Linda and that he had a daughter named Jewel. Witness A said
that Susie was Jewel's mother and thought she was Orozco's ex-wife. Witness A
7 thought that Orozco also had several other children because he was getting child
support notices from Arizona and Idaho. Witness A wasn't exactly sure how many
8 children Orozco had. Witness A stated that she and Orozco went to Pocatello every
several months or as often as they could to visit Jewel.

9
10 Witness A said that Korjack had two sons and an ex-wife whom she'd never met.
11 Witness A said that Korjack was estranged from his family and that she had tried to get
Korjack to get back in touch with them.

12 Witness A said that she believed that when Korjack purchased the property on
13 Pond Road, he had it put in both her name and Defendant's names. Witness A however,
could not remember signing any legal paperwork to that effect but knew that Defendant
14 had all the paperwork for the property.

15 Witness A said that Korjack also had a large safe in the basement of the 19500
16 Pond Road home. Witness A said that Korjack kept large amounts of cash and other
valuables such as gold, silver, coins and diamonds in that safe. Witness A specifically
17 described some diamonds that she said Korjack had purchased for her. Witness A said
that they were multiple colored and she said that they had traveled somewhere near
18 Canada to get them. Witness A said that for a while, Korjack was going to numerous
banks and taking large amounts of cash money out of the banks and putting it in the
safe. Witness A said that she remembered traveling to down near South Dakota, near
19 Canada and into Washington State to get money out of the banks. Witness A said that
20 she wasn't sure why Korjack was removing all the cash except he told her that if anything
ever happened to her he wanted to make sure that she was secure and that she had the
21 house.

22 Witness A said that Korjack paid for all the utilities and everything else in the

1 home. Witness A said that she and Orozco would pay him back or work in lieu of the
2 money, but Korjack covered everything. Witness A also said that leading up to the time
3 of the killings, Defendant didn't travel with them and stayed in Montana at the home with
Child A. Witness A believed that Defendant home-schooled Child A.

4 Witness A said that in the period leading up to the killings, there became tension
5 between Korjack and Defendant. Witness A said that Defendant started having a
6 relationship with a man and that he had brought the man into the home to stay over.
7 Witness A said that although Korjack accepted that Defendant was transgender, he had
8 a moral issue with Defendant having the open relationship with the male in the home. As
a result, Korjack's financial support of Defendant started to wane. Korjack stopped
giving Defendant money for gas, shopping and travel. Witness A said that the bickering
and arguments started to happen more frequently.

9 Witness A said that Korjack also started asking where Defendant had the deed to
10 the 19500 Pond Road address. Witness A said that she thought that Defendant began
11 to panic and thought that Korjack was going to kick him out of the house, though Witness
12 A didn't think those were Korjack's intentions. Witness A said that Korjack told
13 Defendant that he was going to move out. Witness A said that Korjack planned on
14 looking for another place in Rapid City. She explained that they needed a place to stay
while they were away doing inspections and that hotels were started to cost too much
money. Witness A said that the bickering got worse in the day or two before the
homicides. Witness A said that she thinks that Defendant thought that they were all
going to leave and move out.

15 Witness A said that on the day Korjack and Orozco were killed they had all gotten
16 up, had breakfast together and were still in their pajamas. Witness A thought it was mid-
17 morning or around noon. Witness A said that she and Orozco had gone to their room
18 which she said was in the basement of the home. Witness A said that she and Orozco
19 and Infant A were sitting on the bed. Witness A said that Korjack was standing just
20 inside the bedroom door and that the three of them were looking through a phone book
21 and making several calls on their cell phone trying to find another property to obtain in
Rapid City. They were discussing what furniture they would need to move, how much it
would cost and trying to locate a moving van. Witness A said that Korjack also was
discussing with Orozco the deed to the house and how to go about getting it changed
from Defendant's name to their names.

22 Witness A said that Defendant was standing outside of the room listening to what

1 they were discussing. Witness A said that Defendant was dressed in a pink or white
2 bath robe. Witness A said that Defendant walked into the doorway and started to ask
3 what they were doing and told them that he felt that they were being secretive; doing
4 something behind his back. Witness A said that Korjack and Defendant started to yell at
one another. Witness A said that Defendant said something to the effect of 'do you want
war?'

5 Witness A said that Defendant had a gun in his bathrobe and that he pulled it out
6 and shot Korjack to death where he stood. Witness A said that Defendant turned the
7 gun on Orozco and shot him also. Witness A said that Defendant shot a lot and that
8 bullets struck everywhere in the room. Witness A said that she saw the muzzle flashes,
that it was smoky and smelt weird. She remembered a window above the bed that was
shattered due to a bullet. Witness A said that she grabbed Infant A and cowered in a
corner.

9 Witness A said that after the shooting stop she pleaded for her and Infant A's
10 lives. Witness A said she begged Defendant not to hurt the children because she knew
11 that Child A was upstairs at the time. Witness A said that Defendant started to yell at her
12 calling her a whore and a bitch and said, "It's all because of you." Witness A said that
13 Defendant began kicking her in the legs and the stomach and continued to say some
14 'crazy stuff.' Witness A said that as she continued to beg Defendant not to hurt them his
disposition changed suddenly, as if he snapped out of something. Witness A said that
he told her that he would never hurt the children and told her to get a few things and go
upstairs.

15 Witness A said that Korjack was lying on the floor of the basement and blood was
16 seeping out of him. She said that he had turned blue and had urinated on himself.
17 Witness A said that Korjack wasn't moving and that he didn't say anything and he wasn't
making any noise either. Witness A believed that Korjack was wearing blue pajamas.
Witness A said that there was blood on the TV and around where Korjack was.

18 Witness A said that Orozco never lost his color and she never saw any visible
19 wounds on him. Witness A said that Orozco wasn't moving and she couldn't remember if
20 his eyes were closed or open. She said that even the next day Orozco was in the same
21 position and hadn't moved. Witness A said that she never was able to check on Korjack
or Orozco because Defendant wouldn't let her. Witness A said that she gathered a few
items like Infant A's diapers and Defendant followed her upstairs, still holding the gun.

1 Witness A said that Defendant kept her in the house for several weeks or months
2 after that and always had a gun with him. Witness A said that he'd sleep with a gun and
3 walk around the house with a gun in his pocket. Witness A said that he changed the
4 locks around so he could lock the doors from the inside and that he screwed or nailed
5 the windows closed to prevent her from escaping. Witness A said that immediately after
6 the killings he drug his bed from his bedroom to the living room where he was keeping
7 her. Witness A said that she slept on the couch.

8 Witness A said that Defendant put a live round on her pillow that she believed
9 was meant to intimidate her. Defendant took away her phone, Orozco's phone, Korjack's
10 phone and all of her means of communication. Defendant told her not to go back
11 downstairs.

12 Witness A said that the next day Defendant allowed her back downstairs to get
13 some of her things. Witness A said that she had her and Infant A's things in dresser
14 drawers in her room. Witness A said that she removed the drawers with the clothing and
15 such, taking whole drawers upstairs. Witness A said that Korjack and Orozco were in
16 very similar positions as the day before.

17 Witness A said that very soon after she retrieved her things, Defendant began
18 gutting and burning everything in the room, including their bed, the carpet, the curtains.
19 Witness A said that she couldn't see the burn pile but could see smoke that lasted for
20 several days. Witness A also remembered seeing the springs to her bed in burn pile
21 later on. Witness A said that the next time that she was in the room there was nothing in
22 it. Witness A did not know what happened to the bodies of Korjack or Orozco.

 Witness A said that Defendant immediately attempted to get into the safe. While
upstairs she heard banging and electric tools that she believed that Defendant was using
to gain access to the safe. Witness A said that the next time she was downstairs she
also saw the safe which she said appeared to be open.

 Witness A said that she was in the house for maybe a month. Witness A wasn't
exactly sure of the date but thought that it was in the spring. Witness A said that it was
after Valentine's Day. Witness A also remembered that Defendant had carpeting put in
the house around this time also.

 Witness A said that she continued to plead with Defendant to let her leave and
not kill her. During her pleadings, she promised Defendant that if he let her go she
would never tell anyone. Witness A said that after an unknown period of time, she finally

1 was allowed to leave with a mutual friend named Lawrence who lived somewhere near
2 Kalispell. Defendant had invited Lawrence to the house and they were all hanging out.
3 Witness A said that she convinced Lawrence to take her and Infant A with him and he
4 did. Defendant and Child A remained at the residence.

5 Witness A said that she stayed with Lawrence for several months. Witness A said
6 that living with Lawrence wasn't working out so Lawrence took her back to 19500 Pond
7 Road. Witness A said that when she returned she was relieved to find Defendant's
8 sister, Rhonda, was there visiting. Witness A said that she wrote a note to Rhonda and
9 slipped it to her disclosing that Defendant had killed Korjack and Orozco. Witness A
10 said that Rhonda didn't believe her. Witness A said that Rhonda went to Defendant with
11 the note. Witness A said that Defendant told Witness A that she needed to stop making
12 stuff up and that he could put her in a mental institution for saying stuff like that.
13 Witness A said that she personally burnt the note that she had written to Rhonda.

14 Witness A said that she'd met a friend named Carla through Lawrence. Witness
15 A said that Carla lived out of town and they had been communicating via phone and
16 email about Witness A visiting Carla. Within a few days of Rhonda telling Defendant
17 about her disclosure she left the area again and hasn't been back.

18 After she left, Witness A said that about a year went by without talking to
19 Defendant. One day Defendant called and Witness A's current partner answered the
20 phone and handed it to her. Witness A said that the conversation was weird. Witness A
21 said that she has talked to Defendant approximately five times since she left. Witness A
22 said that after the first call she tried several times to talk to Child A but hasn't been able
to.

Witness A said that Defendant was extremely anti-government and paranoid that
everyone was out to get him and has become worse. Witness A said that Defendant had
been watching anti-government videos and is the kind of person that would want to be
prepared for the apocalypse and that he would store food and such, possibly building a
bunker.

Witness A explained her delay in reporting the homicides saying she was scared
of Defendant and was scared he might find out if she reported it and kill her. Witness A
said that she came forward when she did because "something in my heart just said that it
was time."

Witness A also recalled that Defendant had taken her with him when they took a

1 load of items of Korjack and Orozco's to the dump. Witness A said that they took the
2 items there in a white Ford truck. She said that there were boxes of stuff, clothing and a
3 carpet. Witness A also recalled that Korjack had recently purchased a green Jeep from
4 a dealership in Missoula.

5 **CORROBORATIONS & MOTIVE**

6 Detectives conducted an exhaustive investigation, which included having several
7 Investigative Subpoenas and Search Warrants issued to obtain documentary and
8 forensic evidence. Facts they learned through the investigation have corroborated
9 Witness A's account of the homicides and include in part:

10 Pond Road residence. The residence at 19500 Pond Road, where Defendant lives with
11 Child A, has been in Defendant's name since 2012. The property is a 1998 double wide
12 mobile home on a basement totaling approximately 4,104 square feet and covers 10.17
13 acres. 4. Until late March, 2013, residents included Defendant, Witness A, Korjack,
14 Orozco and both children. Investigative efforts have been unable to locate Thomas
15 Korjack or Robert Orozco or to verify any current physical addresses for either victim
16 since March 2013.

17 Korjack and Defendant's banking and spending patterns.

18 Det. Cochran and Det. Kedia analyzed Thomas Korjack's bank accounts
19 subpoenaed in this case, and determined that Thomas Korjack withdrew large amounts
20 of cash leading up to the void in banking activity beginning after March 2013. All activity
21 except pre-arranged automatic transfers, dormancy fees or interest payments stopped
22 after March 2013. Det. Kedia was able to identify a substantial amount of money
(cumulatively in excess of approximately \$200,000.00) still located in bank accounts
owned by Thomas Korjack.

Witness A, who reported the homicides, told Det. Cochran that leading up to the
homicides, Thomas Korjack was conducting a lot of banking and was keeping large
amounts of cash, precious metals and valuables in a safe that was in the basement of
19500 Pond Road. Within days of the killings, Defendant broke into the safe.

Det. Cochran and Det. Kedia analyzed the banking records and determined that
Defendant started to make large cash deposits following Thomas Korjack's void in

1 banking activity. Defendant's spending patterns since the date of Korjack and Orozco's
2 disappearance show multiple purchases from an anti-government, anti-law enforcement
3 website, as well as multiple purchases of ammunition, ballistic armor, surveillance
4 cameras, and night vision equipment. Additionally, in the months following the
5 disappearances, Defendant is known to have rented various pieces of heavy earth-
moving equipment, and analysis of Google Earth timeline images of the property at
19500 Pond Road show that various additional structures have been built on the
property since the date of the disappearances.

6 Defendant's credit report shows many delinquent bills which have been sent to
7 collection, including medicals bills, child support, and automotive bills. Defendant does
not apparently have any open lines of credit.

8 Korjack's post office box used by Defendant.

9 Det. Cochran located a Post Office Box where mail addressed to Thomas Korjack
10 and Robert Orozco has been delivered. Det. Cochran was able to observe Defendant
collecting mail from the box. No other persons were observed collecting mail. Through
11 mail delivered to this location, Det. Cochran identified bank accounts currently held by
Thomas Korjack at First Security Bank, Treasure State Bank, and Wells Fargo Bank.

12 On July 25, 2016, a First Security Bank debit card and a first-class flat of ordered
13 checks from First Security Bank were delivered to the P.O. Box, addressed to Thomas
Korjack. On August 20, 2016, Defendant personally picked up these items and others
14 from the box.

15 On August 29, 2016, two checks were written on accounts held by Thomas
16 Korjack to the US Postal Service. The checks were payment for the PO Box renewal.
One check was from First Security Bank and the second check was on a Trails West
17 Bank checking account; both checks were typed and not handwritten. It appeared that an
actual typewriter was utilized, given the font and a spelling accident/type-over on the
18 First Security Check. The checks were for ½ payment of the annual \$70.00 USPS PO
Box fee. Both purportedly bear Korjack's signature. The signatures appear identical, and
19 appear to be stamped or reproduced in some similar fashion.

20 Neither victim has submitted a change of address from the address at Pond Road.

21
22 Korjack's Glacier/Community/First Security Bank account & Korjack's passport and

1 Defendant on video at Walmart.

2 On August 2, 2016, Detective Cochran subpoenaed Thomas Korjack's First
3 Security Bank account information. Bank records did not indicate there had been any
4 use of the account by Thomas Korjack since its inception on March 25, 2013.
5 Additionally, in March of 2014 the bank started to assess a monthly dormant account fee
6 to the account. As of the last statement obtained under subpoena, this account shows a
7 standing balance in excess of \$3,000.00.

8 On September 29, 2016, Russell Hughes, Vice President of Operations at First
9 Security Bank, contacted Det. Cochran and indicated that there had been recent activity
10 on Thomas Korjack's account which Det. Cochran had previously subpoenaed.

11 On October 5, 2016, Det. Cochran subpoenaed Thomas Korjack's most current
12 First Security Bank records and located a string of debit card transactions on the
13 account, for purchases made at local merchants, including Missoula Walmart. Det.
14 Cochran also discovered that numerous checks were being written against Thomas
15 Korjack's Trails West Bank checking account; the checks were deposited into Korjack's
16 First Security Bank account. Per Det. Cochran's investigation, these checks appear to be
17 to cover the debit card purchases made against that account. All the checks and
18 accompanying deposit slips were typed in a similar font as the checks to the U.S. Post
19 Office, and the signatures on the checks appear very similar if not identical. The
20 signatures are so similar that it is unlikely they were not stamped or reproduced in a
21 similar fashion.

22 Det. Cochran contacted Missoula Walmart and obtained surveillance footage of
the person using Thomas Korjack's First Security Bank debit card in that store. Det.
Cochran was able to personally identify Defendant as the person using the debit card;
Defendant was also having a vehicle serviced in the Walmart tire center at the time
some of the purchases were made.

On October 18, 2016, First Security Bank VP of Operations Russell Hughes
deactivated Thomas Korjack's debit card and left a phone message at the number listed
on the bank account, requesting that Thomas Korjack come in to the bank and update
his account information and identification. On October 20, 2016, a male (not Thomas
Korjack) came to the drive up teller window and provided the actual original passport of
Thomas Korjack. The male told the teller that he was doing banking for his "uncle" and
indicated that the information provided needed to be forwarded to Russell Hughes.

1 Russell Hughes said that the teller made a copy of the passport and returned the actual
2 passport to the male. There was no surveillance video at the drive-up window selected
3 by the male.

3 Korjack's Treasure State Bank account.

4 On August 24, 2016, Det. Cochran subpoenaed Thomas Korjack's bank records
5 from Treasure State Bank. Bank records did not reveal any activity on the account since
6 March of 2013. On March 26, 2013, Thomas Korjack obtained a cashier's check against
7 this account in the amount of \$123,000.00 and according to bank records, this cashier's
8 check has never been deposited or cashed and is still outstanding as of September 9,
9 2016.

8 Korjack's Trail West Bank account and the Jeep Compass in Defendant's possession

9 Thomas Korjack had a 2012 Jeep Compass registered to him in Montana in 2012;
10 the Chrysler Group LLC Dealer Invoice associated to the Jeep describes the factory
11 color as "Rescue Green Metallic". From time of purchase until early March 2013, Korjack
12 made payments on the vehicle via manually scheduled internet transfers from his Wells
13 Fargo account. After the March 2013 payment, the account went delinquent. However,
14 there was one additional back-payment made in June 2013; this payment was made
15 using a check drawn against Korjack's Trail West Bank account. This check is typed in
16 an identical type-face to the previously noted checks which were later deposited into
17 Korjack's First Security Bank account. The check bears a signature which exactly
18 matches Korjack's signature from a Treasure State Bank deposit slip dated March 19,
19 2013; this signature also appears to have been replicated and applied with a stamp of
20 some type, though it differs from the identical signatures on the aforementioned checks
21 later deposited into Korjack's First Security Bank account.

17 The vehicle's registration expired in 2013, and investigative efforts failed to locate
18 the vehicle registered in any state to any person thereafter. Det. Cochran obtained a
19 Montana District Court investigative subpoena for TD Auto Finance, the company
20 through whom Thomas Korjack had financed the purchase of the Jeep. TD Auto Finance
21 records indicate that Korjack became delinquent on his monthly payments after early
22 March 2013, and that after the one make-up payment received in June 2013, all the
lienholder's subsequent efforts to locate the vehicle, contact Korjack, obtain payment, or
secure repossession were unsuccessful.

22 On May 27, 2017, while responding to the residence at 19500 Pond Road

1 regarding a separate unrelated call for service from Defendant, Missoula County
2 Sheriff's Deputy Forest Merrill observed a green Jeep parked next to a freestanding
3 garage to the northeast of the main residence. Neither the building nor the Jeep was
4 visible from Pond Road. The Jeep did not have license plates and the vehicle
5 identification number (VIN) on the dash was covered. Deputy Merrill photographed the
6 Jeep. Cochran and Kedia observed that the Jeep is consistent in every way with the
7 body features and style of a 2012 Jeep Compass. They also observed that the color of
8 the Jeep photographed by Deputy Merrill appears to be identical to known samples of
9 the factory "Rescue Green Metallic" color. Defendant told Deputy Merrill that the Jeep
10 belonged to his "uncle", the same terminology used by the unknown male who presented
11 Korjack's passport at First Security Bank.

8 Korjack's Wells Fargo accounts & AAA Mountain West Insurance account

9 Det. Cochran and Det. Kedia analyzed Thomas Korjack's Wells Fargo Bank
10 records and located a bank card purchase to AAA Insurance, utilizing a bank card that
11 had not been previously used on the account to pay for purchases. The payment to AAA
12 was one of three abnormal purchases and the last activities on the account before the
13 account went inactive. Reviewing records obtained from AAA, the purchase occurred on
14 March 29, 2013 and was payment for an auto insurance policy in the name of Caressa
15 Hardy.

13 Korjack's American Express account

14 Korjack regularly used this card for travel, business and household expenditures
15 and paid off the balance monthly, with no notable breaks or delinquencies un usage prior
16 to March 2013. However, after that time, the past purchases made on the card were
17 both on March 29, 2013 at Costco. After that, the past due amount carried forward and
18 there was no additional activity on the card after that date, either charges or payments.
19 The account continues to accumulate delinquent finance charges.

18 Korjack's phone patterns

19 Det. Sgt. White analyzed Thomas Korjack's phone records serviced by Ymax
20 Communication Corporation, Magic Jack LP. Sgt. White located phones calls to and
21 from Thomas Korjack's number and a number identified as belonging to Defendant
22 leading up to the March 2016 time period. Sgt. White determined that after March 26,
2013 no additional calls were made between the numbers. Additionally, all outgoing calls
from Thomas Korjack's number ceased to date. The only activity on the account was

1 incoming calls; the majority of the incoming calls have been identified as belonging to
2 creditors.

3 Korjack's professional licenses.

4 The Delaware Board of Architects and Association of Professional Engineers had
5 records that Korjack had applied for an engineer's license in Delaware by submitting an
6 application. According to their records, Korjack had not completed the process so they
7 closed out the application on July 22, 2013.

8 According to the Wyoming Board of Registration for Licenses and Certifications,
9 Korjack held an engineer's license beginning December 8, 2003 and it was last renewed
10 October 5, 2011. The license expired December 31, 2013 after not being renewed.

11 According to the Montana Secretary of State's Office, Korjack's filed for a
12 corporation called Kory's Consulting on July 1, 2011 and the corporation filing was not
13 renewed and it expired on July 1, 2016.

14 Orozco's family.

15 Detective Cochran contacted Robert Orozco's mother. Robert Orozco's mother
16 reported having no contact with Robert Orozco for approximately three years.
17 Investigators contacted Robert Orozco's father who also reported not having any contact
18 with Robert Orozco for several years, even though he had previously been in contact
19 with Robert Orozco approximately every month prior to the void in contact.

20 Orozco's financial patterns, Credit reports and CSED.

21 According to Orozco's credit report, he had several delinquent account to include
22 utilities, medical bills and child support and no open lines of credit. Neither Montana nor
Arizona Child Support was ever able to make contact with him.

Victims' lack of travel and no contact with law enforcement.

Neither victim has had any criminal arrests or law enforcement contacts since
2013. Det. Cochran and Det. Kedie analyzed Thomas Korjack's credit card statements.
After March of 2013, Thomas Korjack did not make any further purchases, and the
current balances went unpaid and began to accrue finance charges. Additionally, in
analyzing Thomas Korjack's bank and credit card purchase history, investigators noted
the absence of any expenditures or spending behavior that would be indicative of

1 domestic or foreign travel outside of his normal activity.

2 According to Canadian authorities, neither victim had traveled across the border
3 into Canada.

4 Federal agencies.

5 Federal agencies including the IRS and Social Security Administration reported
6 that neither victim filed tax returns in 2014 and 2015 and neither victim receives any
7 social security benefit even though Korjack qualifies by virtue of his age.

8 **SEARCH OF RESIDENCE & PROPERTY**

9 On July 31, detectives began executing a search warrant of Defendant's residence and
10 property and took Defendant into custody. During that search, detectives further
11 corroborated Witness A's account. They located:

- 12 • Child A who was present and taken into protective care
- 13 • Large burn piles
- 14 • A typewriter
- 15 • A signature stamp purportedly bearing the signature of Korjack
- 16 • The remains of bedsprings from one or more mattresses in one of the burn piles
- 17 • Korjack's Jeep, which had been moved and concealed in the back of the property
- 18 • Multiple firearms, including handguns and semi-automatic weapons
- 19 • Windows screwed and/or nailed shut so that they could not be opened
- 20 • New flooring, windows and drywall in the room where the victims were killed
- 21 • A receipt for a new window to fit the one that was shot out
- 22 • Beneath the new drywall, an intact bullet lodged in the cement wall directly behind where the victims were shot
- Reinforced doors with the locks reversed in almost every room
- A safe similar to the one described by Witness A which had been cut open.

20 **SOLICITATION (COUNTS III & IV)**

21 Defendant was arrested on July 31, 2017. Since Defendant's arrest on that date,
22 Defendant has been housed at the Missoula County Detention Facility. Through the
course of discovery in this case, Defendant has received information that identifies

1 Witness A as the witness who reported Defendant's crimes to law enforcement.

2 In October of 2017, law enforcement began to receive information from other
3 Missoula County Detention Facility inmates that Defendant was discussing the crimes for
4 which Defendant is charged. Law enforcement spoke with inmate Anton Orth, who
5 indicated that he became Defendant's cell mate beginning in mid-December. Orth
6 reported that Defendant blamed his incarceration on Witness A and stated that "I should
7 not have let her go." Orth indicated he believed Witness A to be an ex-girlfriend of
8 Defendant's and that Defendant commonly referred to Witness A as a "harlot." Orth
9 indicated that on September 18, 2017, he overheard Defendant talking to another inmate
10 with the last name of Jameson. Defendant offered to kill Jameson's girlfriend if Jameson
11 would kill Defendant's girlfriend.

12 On October 2, 2017, Defendant told Orth that Defendant was convinced that
13 without a witness, gun and body that Defendant "will walk". Defendant indicated his
14 believe that if Witness A could disappear, Defendant could go free.

15 On October 16, 2017, Orth noticed that Defendant was unusually angry with
16 Witness A, saying "I shouldna let her go! I should have done her too." Orth understood
17 this to mean that Defendant should have killed Witness A during the time Defendant
18 committed the other homicides. Orth indicated on this date, Defendant told Orth that
19 Defendant knew Witness A's current address and place of work. Orth indicated that
20 Defendant told him "Do you know how easy it would be for you to go and find [Witness
21 A] and make sure she doesn't testify?" Orth indicated that the Defendant offered to pay
22 him to accomplish that goal, but that Defendant later indicated such offer was a joke.

On October 23, 2017, Orth indicated he witnessed a conversation between
Defendant and another inmate, John Braunreiter. In that conversation, Defendant was
discussing payment to Braunreiter in order to kill Witness A. Orth indicated that the
Defendant offered to pay Braunreiter a total of \$20,000 to kill Witness A, and that
Braunreiter indicated he would want half the money up front and half afterwards.
Defendant indicated that Defendant's sister Rhonda could arrange for payment to
Braunreiter, and that the killing would be easy as Braunreiter could simply show up at
Witness A's work to effect the killing.

Law enforcement spoke to inmate Braunreiter. Braunreiter confirmed that
Defendant spoke with him about killing Witness A, saying that Defendant approached
him and asked if Braunreiter would "go after [Witness A] for [Defendant]." Defendant

1 told Braunreiter that Witness A “needed to go away”. Braunreiter asked Defendant for
2 \$10,000 up front and \$10,000 after, but said he needed to think about Defendant’s
3 proposal. Braunreiter indicated he did not intend to kill Witness A, but wanted to take
4 Defendant’s money and bond out of custody.

5 Defendant discussed with Braunreiter how Defendant would pay him. Defendant
6 indicated Defendant had assets to liquidate and that Defendant could get money to one
7 of Defendant’s sisters. Braunreiter asked how he might be able to locate Witness A
8 once he was released, and Defendant indicated Defendant’s belief about where Witness
9 A worked and in what city. Braunreiter confirmed that during some of these
10 conversations, Orth was in the cell in a position to overhear Defendant and Braunreiter’s
11 conversations.

12 Law enforcement spoke with inmate Bryan Palmer. Palmer indicated that he was
13 moved into Defendant’s pod in the detention facility on October 27, 2017. Palmer
14 indicated that prior to his arrival, he did not know Defendant and that Defendant was
15 housed in a cell with another inmate. Upon arrival, Palmer indicated that Defendant
16 approached him to discuss Defendant’s case. Defendant blamed his incarceration on
17 Witness A and referred to Witness A as an ex-girlfriend.

18 Palmer indicated that on October 28, 2017, Defendant offered him \$10,000 to kill
19 Witness A. Palmer indicated that Defendant believed Defendant’s attorney could find
20 out the location of Witness A, and that when Palmer was released, Palmer could visit
21 Defendant to obtain that information. Defendant gave Palmer information on where
22 Defendant believed Witness A was living. Defendant indicated that as soon as
Defendant got confirmation that Witness A was dead, Defendant would arrange to pay
Palmer through Defendant’s attorney. Defendant discussed Defendant’s assets with
Palmer in what Palmer understood as an attempt to show Palmer that Defendant was
serious and could pay him for the killing. Defendant told Palmer that Defendant did not
care how Palmer killed Witness A, but that Defendant preferred Palmer shoot Witness A
in the head to make sure there was no chance of Witness A surviving. Defendant also
indicated Defendant’s preference that Witness A’s body was “unrecognizable” even if it
meant Palmer had to shoot Witness A multiple times so that there was no way Witness A
could testify against Defendant. Palmer indicated to law enforcement that “[Defendant]
means this. [Defendant]’s a hundred percent serious. I never thought [Defendant] was
joking at all. [Defendant] wants [Witness A] dead. [Defendant] said [Witness A]’s the
whole reason why [Defendant]’s being charged for the double homicide.”

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Bail was set by this Court at \$2,000,000 and has not been posted.

DATED this _____ day of March, 2018.

BRIAN LOWNEY
Deputy County Attorney

SUBSCRIBED AND SWORN TO before me this _____ day of March, 2018.

(SEAL)

NOTARY PUBLIC FOR STATE OF MONTANA

1 DISTRICT COURT JUDGE
Missoula County Courthouse
2 Missoula, Montana 59802

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6 MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

7 STATE OF MONTANA,
Plaintiff,
8 -vs-
9 CARESSA HARDY aka Glenn Dibley,
Defendant,

Dept. No. 3
Cause No. DC-17-481

ORDER ON AMENDED INFORMATION

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Upon reading the foregoing Affidavit and Motion for Leave to File **Amended** Information and it appearing that there is probable cause that the Defendant above-named committed the crimes charged,

IT IS HEREBY ORDERED that leave be granted to the Missoula County Attorney to file the **Amended** Information as prayed for.

Bail shall remain in the sum of \$2,000,000. The conditions imposed in the Court's August 24, 2017 *Order* remain in effect, unless and until otherwise changed by further Court order.

DATED this _____ day of _____ 2017.

DISTRICT COURT JUDGE

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PARTY INFORMATION SHEET