

JENNIFER S. CLARK
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

STATE OF MONTANA,

Plaintiff,

-VS-

PATRICIA GAY GOODELL,
Defendant,

Department No.
Cause No.
MANS No. - 3201L1903938

COMPLAINT

JENNIFER S. CLARK, Deputy County Attorney, deposes and says that on or about the 28th day of December, 2019, in Missoula County, the Defendant committed the offenses of COUNT I: CRIMINAL ENDANGERMENT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-207, punishable by 10 years MSP and/or \$50,000 fine; COUNT II: DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS - 1ST OFFENSE, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 61-8-401(1)(a)[1st], punishable by not less than 24 hours or more than 6 months MCDF and \$600-\$1,000 fine.

The facts constituting the offense are:

COUNT I: On or about the 28th day of December, 2019, the above-named Defendant knowingly engaged in conduct that created a substantial risk of death or

1 serious bodily injury to pedestrians outside Charlie B's by driving her vehicle in a
2 reckless manner, causing her to lose control and roll it onto the sidewalk near 428 N.
3 Higgins Street, Missoula, Montana.

4
5 COUNT II: On or about the 28th day of December, 2019, the above-named
6 Defendant committed the offense of driving or being in actual physical control of a
7 vehicle upon a way of this state open to the public, N. Higgins Street, Missoula,
8 Montana, while under the influence of alcohol and/or drugs.

9
10 DATED this 30th day of December, 2019.

11 /s/Jennifer Clark

12 JENNIFER S. CLARK
13 Deputy County Attorney
14

15 COMPLAINT 19-3777

16 NATHAN MATTIX, Missoula City Police Dept
17 KENNETH SMITH, Missoula City Police Dept
18 45-5-207 ~ Criminal Endangerment
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**AFFIDAVIT OF PROBABLE
CAUSE**

STATE OF MONTANA)
 : ss
County of Missoula)

JENNIFER S. CLARK, Deputy County Attorney, Montana, being first duly sworn
upon oath, deposes and says:

I have read the official law enforcement reports regarding the investigation of
Patricia Gay Goodell for allegedly committing the offenses of COUNT I: CRIMINAL
ENDANGERMENT, a Felony, in violation of Montana law, namely: Mont. Code Ann. 45-5-
207; COUNT II: DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS - 1ST
OFFENSE, a Misdemeanor, in violation of Montana law, namely: Mont. Code Ann. 61-8-
401(1)(a)[1st].

1 Based upon the following facts which have been obtained from reports of the law
2 enforcement officer which, if true, constitute sufficient probable cause to justify the filing of
3 the charges. The facts from those reports are as follows:
4

5 On December 28, 2019, around 5:17 p.m., Missoula City Police Officers responded
6 to a one-vehicle rollover at 428 N. Higgins Avenue, Missoula, Montana, near the entrance
7 to Charlie B's bar. The vehicle had rolled onto its driver's side and came to a stop on the
8 east sidewalk facing east. It appeared the vehicle had been traveling northbound, hit a
9 parking barrier, hit a bicycle stand on the east side of the road and then turned over.
10

11 A large group of people had gathered around the vehicle. The female was
12 identified as Patricia Goodell. She was being assisted out of the driver's seat through the
13 passenger door by two males. One male was holding the vehicle steady while the other
14 male was lifting Goodell from the vehicle. Goodell was repeatedly stating, "What the fuck,"
15 but appeared uninjured.
16

17 Officer Smith immediately noted a strong smell of alcohol emanating from Goodell's
18 breath. She appeared unsteady and Officer Smith had to assist her several times to
19 prevent her from falling over. Goodell attempted to walk away from officer Smith and
20 appeared as though she wished to quickly separate herself from law enforcement. Goodell
21 was repeatedly using profanities, stating she didn't know "what the fuck" had happened.
22 Officer Smith noted her eyes were heavily bloodshot and glossy and she had a dazed
23 expression.
24

25 Officer Ferris asked her for her driver's license. Goodell had difficulty removing her
26 license from her wallet. Goodell's movements were slow, deliberate, and clumsy.
27 Furthermore, when Goodell would focus on her wallet, she seemed to lose her balance.
28

Officer Ferris asked Goodell if she had been drinking, to which she replied "of course." Goodell initially did not seem to remember where she had been, but eventually stated she had been at Charlie B's drinking tequila and was heading home. When asked what had caused the accident, Goodell stated she had no idea but blamed her vehicle. Goodell refused to provide a breath sample.

Crash Investigator Fuge spoke to witnesses and learned there possibly had been people on the sidewalk in front of where Goodell had crashed. Witnesses saw Goodell "fish tail" several times after traveling too quickly before hitting a cement parking barrier and rolling her vehicle.

The bartender at Charlie B's stated that Goodell had drank several shots of tequila prior to the accident. Furthermore, the bartender had followed Goodell to her to Jimmy John's and told Goodell she needed to call a cab. Goodell said she's been doing this for 40 years and communicated she was ok. The bartender had to return to the bar and left Goodell unattended.

DATED this 30th day of December, 2019.

_____/s/Jennifer Clark_____
JENNIFER S. CLARK
Deputy County Attorney

SUBSCRIBED AND SWORN TO before me, a Justice of the Peace, in and for the
State of Montana, County of Missoula.

Electronically Signed By:
Hon. Judge Alex Beal
Mon, Dec 30 2019 11:52:43 AM

Department No.
Missoula County Justice Court
Missoula County Courthouse
200 W. Broadway
Missoula MT 59802
(406) 258-3474

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IN AND FOR THE COUNTY OF MISSOULA

STATE OF MONTANA,

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ORDER OF PROBABLE CAUSE

Upon reading the Affidavit of Probable Cause filed by the State, the Court finds that there is probable cause to believe the above-named Defendant committed the crimes charged.

DATED this _____ day of _____, 20____ at _____ A.M./P.M.

JUSTICE OF THE PEACE