

D. JAMES MCCUBBIN
Deputy County Attorney
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Missoula County Courthouse
Missoula, Montana 59802
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ATTORNEYS FOR PLAINTIFF

IN THE JUSTICE COURT OF RECORD OF MISSOULA COUNTY,
STATE OF MONTANA

STATE OF MONTANA, Plaintiff, -vs- LOGAN COLD, Defendant.	Dept. Cause No. MANS No. 3201K2000652 AFFIDAVIT OF PROBABLE CAUSE
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STATE OF MONTANA)
 : ss
County of Missoula)

D. JAMES MCCUBBIN, Deputy County Attorney, Montana, being first
duly sworn upon oath, deposes and says:

I have read the law enforcement reports regarding the investigation of
Logan Cold for allegedly committing the offense of:

COUNT I: CRIMINAL POSSESSION OF DANGEROUS DRUGS (ALL
OTHER DRUGS), a felony, in violation of § 45-9-102(3), MCA.

I believe that the facts as set forth in the law enforcement reports, if true, constitute sufficient probable cause to justify the filing of the charges.

Those facts are as follows:

On November 17, 2020, Missoula Police Officer Guay was on routine patrol. Officer Guay observed a vehicle in the Montana Lil's casino parking lot at 3333 N Reserve, Missoula, Montana, which he knew to be associated with LOGAN COLD. Officer Guay was aware that COLD was on felony probation. Officer Guay conducted a routine building check of the casino to see if COLD was inside. Dispatch confirmed COLD was on felony probation before the officer entered the building. From training and experience Officer Guay was aware that felony probationers are not allowed in bars or casinos at any time.

Officer Guay located COLD inside the casino. As he approached COLD, Officer Guay, who was in uniform, introduced himself and asked if COLD knew why he was being contacted. COLD instantly informed the officer that he was aware he was on probation and he was not allowed to be within the casino.

Officer Geissel observed apparent drug paraphernalia in plain view in COLD's car, including a broken piece of a methamphetamine smoking pipe, a marijuana smoking bong, and several small, "Ziplock" style bags. Officer

Geissel called and spoke to Probation Officer Cabanas, who requested officers search COLD's vehicle and if additional contraband was located, to search COLD. The officers searched the car and located numerous items of drug paraphernalia.

The officers then conducted a search of COLD's person. Officer Guay located a small green zip-lock style baggie in COLD's pocket, which contained a white crystal-like substance consistent with methamphetamine.

COLD was advised of his Miranda rights by Officer Geissel. Officer Geissel then asked COLD about the substance Officer Guay located in his pocket. COLD stated he believed the substance was methamphetamine. He claimed his companion had located it laying on the ground in the parking lot.

COLD was placed under arrest and transported to the detention facility. Detention staff conducted a routine inventory search of COLD's person. Officer Geissel observed that the floor in the area of the search was clear. Officer Geissel then observed a clear zip-lock style baggie on the floor next to COLD's foot when he was removing his left shoe. The baggie contained a white crystal-like substance, consistent with methamphetamine.

The suspected methamphetamine in the baggies was subsequently scanned with a TruNarc device, which returned presumptively positive for methamphetamine.

DATED this 18th day of November, 2020.

/s/ D. James McCubbin

D. JAMES MCCUBBIN
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
On Behalf Of:
Hon. Judge Landee N. Holloway
Wed, Nov 18 2020 10:59 AM