

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF FOSTER

SOUTHEAST JUDICIAL DISTRICT

State of North Dakota,
Plaintiff,

-vs-

Shannon Joseph Brandt,
Defendant.

Case No. 16-2022-CR-00 102

AFFIDAVIT IN SUPPORT OF
PROBABLE CAUSE

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF FOSTER)

[¶ 1] COMES NOW, Jeramie Quam, being first duly sworn, deposes and states to the Court as follows:

- a. That your affiant is a Special Agent employed by the North Dakota Bureau of Criminal Investigation, Hillsboro, North Dakota.
- b. On September 18, 2022, State Radio received a 911 call. During the 911 call Shannon Brandt told State Radio that Shannon Brandt hit a man with his vehicle and requested an ambulance. C.E. was later identified as being the individual who was struck by Shannon Brandt.
- c. During the 911 call the dispatcher asked Shannon Brandt routine questions regarding the location of the incident and condition of the individual that he struck. While Shannon Brandt was on the phone with State Radio Shannon Brandt made comments regarding the incident being intentional and not an accident. Some of these statements were to the dispatcher were "I just wanna ask you a question, am I going to go to prison?". The dispatcher asked Shannon Brandt "he wouldn't let your vehicle go then what happened"; Shannon Brandt stated "yes I I just tried to take off en, he he

wasn't going to let me go, I I hit him I didn't mean to and and he's subdued I was scared to death but he's subdued, he can't do anything to me now so, so this is why I'm calling you. I mean I I almost oh god, I almost just runaway but I thought jeez obviously if it was a total accident I wouldn't be scared but I know it was more than that'.

- d. Shannon Brandt informed State Radio that C. E. made phone calls to other people and Shannon Brandt was worried these people were on their way to the scene of the incident. Shannon Brandt also said C.E. wouldn't let him leave and made a phone call to someone saying something to effect of your going to have to come here and handle him. During the investigation C. E's phone was forensically downloaded. On September 18th, 2022, from the hours of 2:00 am to 2:42 am C.E. only received and placed calls to his mother Sheri Ellingson and father Cole Ellingson.
- e. Prior to Law Enforcement arriving on scene Shannon Brandt left the area of the incident and went home to his residence in Glenfield, ND. North Dakota Highway Patrol Sgt. Andrew Cashin and Foster Co. Sheriffs Dept. Sgt. Nathan Kruse went to Glenfield and contacted Shannon Brandt at his residence. Shannon Brandt was visibly intoxicated and told Sgt. Cashin that he hit C.E. Shannon Brandt was arrested and transported to Stutsman Co. Correctional facility.
- f. During the Highway Patrol's accident investigation there were no acceleration marks or skid marks in the gravel alley where C.E. was found.
- g. On September 19, 2022, an autopsy of C.E. was conducted at the University of North Dakota Forensic Pathology Center by Doctor Kevin Maley. After the autopsy was completed Doctor Maley informed S/A Jeremie Quam that

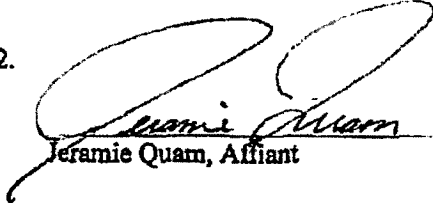
the nature and manner of injuries that C.E. received indicate that C. E. was on the ground when he received those injuries. Dr. Maley indicated this means the injuries weren't caused from being struck by Shannon Brandt's vehicle and were caused by being ran over.

- h. During the processing of Shannon Brandt's Ford Explorer S/A Jeramie Quam found that there was little to no damage to the front of Shannon Brandt's Ford Explorer. The only damage observed were five small cracks in the drivers side grill.
- i. S/A Kelly Wimer and S/A Jeramie Quam interviewed Sheri Ellingson and Cole Ellingson, who are the parents to C.E. Sheri Ellingson said she received a phone call from C.E. on September 18, 2022 at 2:27 am. During the phone call C.E. told his mother that Shannon Brandt asked who C.E.'s parents were. C.E. said he told Shannon Brandt and Shannon Brandt said he knew who they were. C.E. asked if Sheri Ellingson knew Shannon Brandt.
- j. September 18, 2022 at 2:34 C.E. called Sheri Ellingson. During this call Sheri Ellingson recalled C.E. telling her that maybe he should call his cousins or posse. Sheri Ellingson said at that point she didn't know if C.E. was feeling threated. Sheri Ellingson told C.E. that he didn't need to do that and that she was on her way to pick up C.E.
- k. September 18, 2022 at 2:41 Sheri Ellingson and Cole Ellingson both had missed calls from C.E.
- l. September 18, 2022 at 2:42 Sheri Ellingson received a call from C.E. During this call C.E. told his mother something to the effect of they are after me or he is after me. Sheri Ellingson said the phone call dropped and that was last

time she spoke with C.E. There were no other incoming or outgoing calls after this.

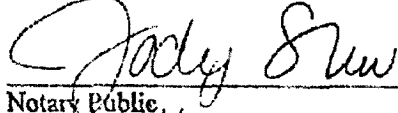
[¶ 2] Further your affiant sayeth not.

[¶ 3] Dated this 29th day of September 2022.


Jeramie Quam, Affiant

STATE OF NORTH DAKOTA)
) ss.
COUNTY OF Trail)

Subscribed and sworn to before me this 29th day of September 2022.


Notary Public
Trail County, North Dakota

JODY SCHILL
Notary Public
State of North Dakota
My Commission Expires Feb. 18, 2024