

Narrative

Case/Incident #: 1900869

Reporting Deputy: Landon Leavitt SO90

Subject/Reference to Case type: [REDACTED] Aggravated DV

Date & Time: 2/9/2019 20:59 hours

Location: [REDACTED]

Assisting Officers:

Deputy Ward

MCPD Officer Burraston

MCPD Officer Pratt

Synopsis:

I responded to a call of a welfare check due to a phone call received by MCPD Officer Pratt. While I attempted to perform the welfare check, I was advised the parties in question were at the emergency room of Moab Regional Hospital. After arriving and performing an initial investigation, I placed the male party under arrest for domestic violence aggravated assault, domestic violence in the presence of a child, and domestic violence unlawful detention.

Narrative:

Attempting Welfare Check:

On 2/9/2019 at approximately 21:00 hours, dispatch advised MCPD Officer Burraston and myself of a welfare check which was needed. The reporting party was MCPD Officer Pratt who had received a phone call from a female who Officer Pratt identified as [REDACTED]. Officer Pratt advised on the phone call, there was a lot of yelling about going to a hospital. Officer Pratt reported he could also hear a male voice on the line. Officer Pratt advised Officer Burraston that [REDACTED] lived at [REDACTED]. Officer Burraston and I arrived at the address in an attempt to make contact with [REDACTED]. We were unable to make contact with anyone at the address. At this time, dispatch informed me [REDACTED] was currently at the emergency room of Moab Regional Hospital.

Arrival at the Hospital:

Upon arriving to MRH, I spoke with one of the ER staff. The staff member advised me when [REDACTED] had arrived, the vehicle had dropped her off at the door and then left to park. Once [REDACTED] entered, she advised the staff she did not want the male party in the vehicle to be allowed in with her and that she had been assaulted.

Initial Interview with [REDACTED]

Officer Burraston and I arrived to MRH and conducted an investigation. I met with [REDACTED]. I observed a large lump approximately three inches tall, measuring from the top of the forehead to the base of her right eye, two inches wide and one inch deep, slightly above her right eye. I observed the area of [REDACTED] right eye to be a dark red and purple color just below the eye brow. The skin just above the eye lid was swollen over the eye lid causing the right eye to be partially obstructed. There was also a scrape with fresh blood on the bump above [REDACTED] right eye. I also observed a large bump on [REDACTED] left cheek. I found a third large bump on [REDACTED] left forehead near [REDACTED] hairline. On the third bump, I observed a scrape and fresh blood.

I asked [REDACTED] to explain to me what had happened earlier in the night. [REDACTED] stated she had been in the laundry room of her house when the male, later identified as [REDACTED] punched her in the stomach. [REDACTED] stated she had gone into the garage which did not have a light on. [REDACTED] stated [REDACTED] punched her in the face. [REDACTED] said she was then struck in the face by an "object" which she was unable to identify. [REDACTED] stated she had lost consciousness due to the blow. In her statement form, [REDACTED] stated she was also struck in the arm by the object. [REDACTED] advised me [REDACTED] had moved her to the couch in the living room and attempted to give her ice for her injury. [REDACTED] stated [REDACTED] had left her side in order to get ice. [REDACTED] ran out of the house in an attempt to leave. [REDACTED] said [REDACTED] forcibly removed her from the vehicle and took her back into the house. Once in the house, [REDACTED] called a neighbor, [REDACTED] to come and retrieve a baby monitor so [REDACTED] could watch over [REDACTED] 2 year old son. [REDACTED] said she again attempted to leave by entering her vehicle. [REDACTED] again prevented [REDACTED] from leaving. [REDACTED] arrived while [REDACTED] was preventing [REDACTED] from leaving. [REDACTED] stated she had given [REDACTED] a "look" in an attempt to let [REDACTED] know what had happened. [REDACTED] stated [REDACTED] drove the both of them to MRH. While driving, [REDACTED] repeatedly told [REDACTED] she had "fallen into the ice chest" and "had a concussion". [REDACTED] also stated [REDACTED] had consumed more alcohol than she had and that her "memories would be wrong". I asked [REDACTED] how much she had had to drink. [REDACTED] stated she had one shot of whiskey in a mixed drink.

During one of [REDACTED] attempts to leave, she had called Officer Pratt in an attempt to notify someone of what had happened. [REDACTED] stated Officer Pratt was in her recent call history on her phone and was easy to call in the moment. [REDACTED] stated once they arrived to the ER, she had talked [REDACTED] into dropping her off at the door while he parked. Once she walked in, [REDACTED] advised the ER staff she did not want [REDACTED] in the room with her and that she had been assaulted. The ER staff then allowed [REDACTED] to a room and asked [REDACTED] to stay in the waiting room.

I asked [REDACTED] what she thought [REDACTED] had used to hit her. [REDACTED] stated she did not know, but she thought it was wooden because she had "pulled a splinter" from above her eye. [REDACTED] stated her and [REDACTED] had previously been in a relationship which resulted in the 2 year old son. [REDACTED] stated her and [REDACTED] had been separated but living in the same house to take care of the child. [REDACTED] stated she had recently attempted to start seeing other people which had resulted in arguments between her and [REDACTED] said she was afraid if [REDACTED] found she had spoken with us he would "kill her". When asked if [REDACTED] had threatened her before, [REDACTED] stated he had told her he was going to "kill her". [REDACTED] stated [REDACTED] had owned multiple rifles and was scared for her safety and for the safety of the three dogs which were pets in the home. I took photos of the injuries. [REDACTED] signed a medical release waiver giving permission for her medical records. [REDACTED] was given the option of a no contact form. [REDACTED] agreed and initialed all three conditions refusing any contact from [REDACTED]

Initial Contact with [REDACTED]

I was notified the male who had drove [REDACTED] to the hospital was in the waiting room of the ER. The male identified himself as [REDACTED] by giving his name and information on a voluntary statement form. I began interviewing [REDACTED] about what had happened in the night. [REDACTED] stated he and [REDACTED] currently lived together and had a child together. [REDACTED] stated earlier in the night, he had been in the house while [REDACTED] was in the garage. [REDACTED] originally stated [REDACTED] had gone to the garage to "hang out". [REDACTED] then said he had heard a loud "thump" and heard [REDACTED] cry out. [REDACTED] stated [REDACTED] had come in through the garage as he went to her. [REDACTED] stated [REDACTED] had lost consciousness prior to coming into the house from the garage. [REDACTED] said he walked [REDACTED] to the couch and examined [REDACTED] advised he attempted to give ice and ibuprofen to [REDACTED]. When doing so, [REDACTED] ran out the front door of the house and attempted to leave by driving a white Prius with a Utah license plate of [REDACTED]. [REDACTED] stated he chased after [REDACTED] and prevented her from driving away. [REDACTED] attempted to contact a neighbor, [REDACTED] to

take care of their child, a 2 year old juvenile who was in the home. [REDACTED] stated he was able to have [REDACTED] sit in the front passenger seat of the vehicle, and he then drove the vehicle to MRH. Once at MRH, the parties were separated.

While interviewing [REDACTED] I observed a fresh cut on [REDACTED]'s right hand and a cut which appeared scabbed over on [REDACTED]'s left hand. [REDACTED] admitted he was predominately right handed. I observed there to be a significant size difference between [REDACTED] and [REDACTED]. [REDACTED] appeared to be approximately 6'05" and approximately 220 pounds. [REDACTED] appeared to be approximately 5'09" and approximately 100 pounds. I continued to interview [REDACTED] to determine what had happened. [REDACTED] stated [REDACTED] told him she had tripped and fallen in the garage, and hit her head on a chest freezer in the garage. [REDACTED] stated the garage was "cluttered", and he also stated the light was off in the garage when [REDACTED] had come in from the garage. [REDACTED] stated he believed [REDACTED] had lost consciousness at some point and had a concussion.

Interview of [REDACTED]:

While I remained at the hospital, Officer Burraston went to [REDACTED] to interview the neighbor [REDACTED]. [REDACTED] advised Officer Burraston she had received a phone call from [REDACTED] stating [REDACTED] had fallen, and needed to go to the hospital. [REDACTED] asked [REDACTED] to come and retrieve a baby monitor which she could to watch the 2 year old juvenile. [REDACTED] state as she arrived, she observed [REDACTED] in the driver seat of the vehicle, and [REDACTED] attempting to talk to [REDACTED]. [REDACTED] stated [REDACTED] had exited the vehicle, and had a very fearful look on her face. [REDACTED] said [REDACTED] walked to her, gave her a hug, and entered the front passenger seat of the vehicle. [REDACTED] told me she retrieved the baby monitor and left the home.

Listening to Recording:

Officer Pratt had supplied a recording of the phone call received by [REDACTED]. In the recording, a female's voice, which I recognized to be the voice of [REDACTED] and a male's voice, which I recognized as [REDACTED], were heard. [REDACTED] had repeatedly stated she needed to go to the hospital. [REDACTED] was heard stating he wanted to call an ambulance. In response to this, [REDACTED] was heard stating she needed to go to the hospital. [REDACTED] stated he would take [REDACTED] to the hospital.

Follow Up Interview of [REDACTED]:

After Officer Burraston interviewed [REDACTED] he arrived back to MRH where I met him outside. While speaking with Officer Burraston, I observed [REDACTED] to be outside of the hospital speaking to somebody on his cell phone. I re-entered the hospital to speak with [REDACTED]. When I entered [REDACTED] room, I observed her to also be on her cell phone, and she stated she had been on the phone with [REDACTED]. [REDACTED] stated [REDACTED] had been texting her while at MRH. I asked [REDACTED] to show me the texts. I observed a text from [REDACTED] asking [REDACTED] if she remembered falling into the freezer.

Arrest of [REDACTED]:

After interviewing both parties, I placed [REDACTED] under arrest. I advised [REDACTED] of his rights which he stated he understood. I asked [REDACTED] if he would be willing to answer my questions which he stated he would. I advised [REDACTED] his story did not make sense to me. I advised him of the multiple injuries to [REDACTED] face, and told him due to the location and number of injuries, I did not believe she had tripped and hit her head on the freezer. I explained I did not believe this because of the location and number of the injuries to [REDACTED]. I asked [REDACTED] to describe further how they left the house. [REDACTED] stated while he attempted to call a neighbor, [REDACTED] had run out of the house and got into the driver seat of the white Prius. [REDACTED] stated he got into the front passenger seat of the vehicle,

and repeatedly turned the car off. [REDACTED] said he slid over to the driver seat of the vehicle forcing [REDACTED] out of the car. [REDACTED] stated he exited the vehicle and "bear hugged" [REDACTED] and took her into the house. [REDACTED] stated [REDACTED] again attempted to leave the house by driving the vehicle. [REDACTED] stated he again had stopped [REDACTED] from leaving when the neighbor, [REDACTED], arrived. [REDACTED] stated he was able to talk [REDACTED] into exiting the driver seat of the vehicle, and enter the front passenger seat of the vehicle so they could drive to the hospital.

Search of the Home:

After [REDACTED] had been transported to the Grand County Jail, I again contacted [REDACTED]. [REDACTED] stated she had been released from the hospital and had just arrived home. I asked [REDACTED] if I could come by the home and see the area where the incident had occurred. [REDACTED] consented and I arrived at the home. [REDACTED] allowed me into the home and showed me where the incident happened. I observed a clear area immediately by the chest freezer in the garage. I asked [REDACTED] where her child was. [REDACTED] showed me the room where the child had been sleeping which was approximately 5-8 yards away from the garage. [REDACTED] stated the child had been in the room when the incident occurred.

Conclusion:

Based on my training and experience, the injuries sustained by [REDACTED] appeared to be from multiple strikes to the head and face. This is due to the injuries occurring on both sides of [REDACTED] face and multiple injuries on the left side of [REDACTED] face. The injuries were received with enough force to cause [REDACTED] to lose consciousness and sustain obstruction of her right eye due to the swelling of the eye. During the incident, both [REDACTED] and [REDACTED] stated the 2 year old son was in the home and in his room sleeping. The room was found to be approximately 5-8 yards away from where the incident took place.

Based on my training and experience, it also appeared as though [REDACTED] was attempting to maintain physical control of [REDACTED] in attempts to hinder the discovery or reporting of the assault which had taken place. This was demonstrated by [REDACTED] stating they "could ice and rest and be ok", even after discovering [REDACTED] had lost consciousness. [REDACTED] also exhibited an attempt to hinder [REDACTED] ability to receive medical attention by forcibly removing [REDACTED] from the vehicle and preventing her from driving to the hospital. [REDACTED] stated he had prevented [REDACTED] from leaving the home twice. On the recording provided by Officer Pratt, [REDACTED] was heard stating she wanted to go to the hospital and [REDACTED] was heard stating he wanted to call an ambulance. This appeared to be an attempt to not allow [REDACTED] to be physically separated from him at the expense of medical care. Once at the hospital and separated, [REDACTED] continually sent texts contacting [REDACTED].

End of Report

Landon Leavitt SO90

Responsible LEO:

Approved by: