

32, helena

JUSTICE COURT/MUNICIPAL COURT/DISTRICT COURT

STATE OF MONTANA

* DR No: HP141614

vs.

Jerromie Preston Riley

* AFFIDAVIT AND ORDER

* RE: PROBABLE CAUSE

Defendant.

Time of arrest: 0340 hrs

Date of arrest: 04/03/2014

STATE OF MONTANA)

: ss.

County of Lewis and)

Clark

The undersigned, being duly sworn, states as follows:

That, I, Officer J. Van Dyke #712 am the Officer who arrested the Defendant, Jerromie Preston Riley, for the charge(s):

- 1) Felony -Criminal distribution of dangerous drugs MCA 45-9-101.
- 2) Felony- Criminal possession of dangerous drugs MCA 45-9-102.
- 3) Felony- Criminal possession of dangerous drugs MCA 45-9-102.
- 4) Criminal possession of drug paraphernalia MCA 45-10-103.
- 5) Fail to have vehicle equipped with 1 or 2 tail lamps as required MCA 61-9-204(1).
- 6) Probation violation.

That I believe that there is probable cause to charge said Defendant with said charges because:

- On 04/03/2014 at approximately 0314 hours, I, Officer J. Van Dyke #712 was on routine patrol. I was traveling south on Montana Ave, stopped for a red light at Lyndale Ave.
- I witnessed a vehicle traveling east on Lyndale Ave from Montana Ave, with no tail lamps illuminated at night as required. The vehicle in question was a black 2006 Volkswagon Jetta bearing Montana license plate 5-52748A. I initiated a traffic stop with the vehicle at Lyndale and Cooke St, using my overhead emergency lights. The vehicle came to a stop.

- I contacted the driver and sole occupant of the vehicle who I identified as the defendant by his Montana driver's license. The defendant stated he was on probation for drug charges.
- As I spoke with the defendant I noticed a small clear plastic tube between his legs. I asked the defendant what the tube was, and he attempted to cover it up by moving his right leg over it as he sat. I told the defendant if the tube contained any drugs to hand it over, and he grabbed the tube and handed it to me. The tube contained a wrapped up baggy and green leafy residue inside. The defendant stated he was given the tube by a friend to throw away, and believed it contained marijuana at one time.
- On call probation was contacted, confirmed the defendant was on probation, and requested a search of the vehicle.
- The defendant stepped from the vehicle during the search. Officer Barton conducted a pat search of the defendant's person for any weapons, and located a silver smoking pipe, commonly used for smoking marijuana in the defendant's right pocket. The pipe had green leafy residue inside the pipe, which later tested presumptive positive for marijuana.
- Inside the trunk of the vehicle, under a blanket, I located a silver makeup bag and a small black bag. The silver bag contained a digital scale with white residue and a green leafy residue on it.
- The black bag contained three hypodermic needles, three small plastic bags with a white powdery substance inside, as well as a small blue container with two morphine pills inside (Identified pills by markings and numbers using Pill Finder). The white powder later tested presumptive positive for methamphetamine, and had a gross weight of 6oz.
- On call probation advised they would like the defendant placed on a probation hold and placed under arrest.
- Once on the booking floor another clear small plastic bag was located in the defendants left pants pocket by jail staff. The bag contained a small amount of a white powdery substance.
- Based on the above facts, the defendant was placed under arrest for the above listed charges.

ATTESTED TO: by Officer J. Van Dyke #712, this 3rd day of April, 2014.

Officer Signature

Van Dyke # 712

ON THIS _____ DAY OF _____, 20____
THIS COMPLAINT WAS PRESENTED TO ME AND THE OFFICER,