

ELECTRONICALLY FILED

2025 Dec 22 AM 8:06

THE EIGHTEENTH JUDICIAL DISTRICT
DISTRICT COURT, SEDGWICK COUNTY, KANSAS

CLERK OF THE SEDGWICK COUNTY DISTRICT COURT
CASE NUMBER: SG-2025-CR-002432
PII COMPLIANT

State of Kansas

vs.

Daniel Martin

)
)
)
)
)
)

Case Number: SG-2025-CR-002432

Redacted Affidavit

AFFIDAVIT

STATE OF KANSAS)
)
SEDGWICK COUNTY)

ss:

DANIEL P. MARTIN
W/M; DOB: XX/XX/1991
SSN: XXX-XX-4656
LEO: 25C226736
KADR: 3087A2505866,
3087A2505874

I, Kevin C. Kurtz #2278 of lawful age, being first duly sworn on oath, depose and state:

Your Affiant is a Police Detective with the Wichita Police Department (WPD). In that capacity, Affiant was assigned to assist in the follow-up investigation of WPD case number 25C226736. The incident occurred on December 8, 2025, in Wichita, Sedgwick County, Kansas. During this investigation, Affiant learned the following information:

On Monday, December 8, 2025, officers were dispatched to [REDACTED] S Topeka [REDACTED], Wichita, Sedgwick County, Kansas, for a child not breathing. Officer Javier arrived and saw that four-year-old [REDACTED] was not breathing and started chest compressions. Wichita Fire personnel arrived and took over; they did not see any obstruction in [REDACTED] airway. Officers saw multiple bruises on [REDACTED] body. [REDACTED] was transported to a hospital and pronounced deceased at 1617 hours on December 8, 2025, by Dr. Mark Rogers at Via Christi St Francis. Upon examination of [REDACTED] body, he had many small circular bruises on his body, including clusters of bruising on his abdomen, shoulders, legs, face, head, neck, and penis, and larger bruises on his back; [REDACTED] had a laceration on the top of his head, and bruising evident on the back of his head. [REDACTED] had deep purple bruising on his left ear.

Officers learned that the residents of the home include [REDACTED], her three children, Z.A.B., A.B.-G., and [REDACTED], her current boyfriend Daniel P. Martin, and occasionally their friend, Lonell J. Martin will stay over. Daniel later reported he moved into the residence in July of 2025 but was uncertain of the exact date. Det. Owen and your Affiant walked through the residence. A bottle of Dayquil was on the top of a bookcase on the first floor in the living room. There was a set of sheets in the washing machine that were still wet. A possible bloody stain was near the sink in the bathroom on the main floor. On the second floor, there was a room with a bunk bed. There was no bedding on the bottom bed. There was possible vomit on the south side of the mattress cover and a spot on the carpet below that area.

Officer Smith contacted Lonell J. Martin who said he was there all day but does not live there. He said they were going to clean up the apartment, but the mop was not usable, so Lonell went

to buy a mop. He left on foot. [REDACTED] and Daniel P. Martin remained in the apartment together. He estimated that he left 20-45 minutes prior to the time he was talking to Officer Smith. He called [REDACTED] and she said that [REDACTED] wasn't breathing. He said he called [REDACTED] 17 minutes prior; real time was 1540 hours when he was making this statement. Lonell said he ran back to the apartment, and he saw EMS was on scene. Lonell said that [REDACTED] is autistic. They were monitoring him last night because he was throwing up.

Your Affiant and Det. Owen conducted a follow-up interview with Lonell and learned the following. Lonell told your Affiant that he has been staying at [REDACTED] S Topeka [REDACTED], off and on for the last few months as [REDACTED] gives him a ride to donate plasma. Lonell said he had seen [REDACTED] and Daniel both spank [REDACTED] when he misbehaves but he said the punishment always fits. Lonell has never seen anyone lose their cool and hit any of the children. Lonell said [REDACTED] had been sick with a stomach bug for a few weeks, and they were all making sure he was getting fluids. Lonell decided to help clean the apartment today but noticed the mop was old and the apartment needed a new one and since he had money, he left from donating plasma earlier that day, went to Dollar General at Pawnee and Broadway to get a new one. Lonell was shown a single photo of [REDACTED]'s face from the hospital, and he said he did not notice the black eyes, or bruises on his face when he left to get the mop and did not see [REDACTED] when he came back because EMS had taken [REDACTED] to the hospital.

Officer Ortiz #2755 spoke with [REDACTED] mother, [REDACTED], who said that [REDACTED] was sick yesterday. She gave him fluids, including Sprite and water. She left the house to get her mom [REDACTED]. While she was out, Daniel P. Martin called her and said that [REDACTED] wasn't breathing. She told him to call the cops, and she rushed home. She thought it was the flu and didn't know why he was sick. She said that the bruise on [REDACTED] face was from falling off a chair. She said the bruises to his body were him falling down the stairs. She said she took him to the hospital recently for that. She gave him Dayquil today. She said there was Delta 8 in the home but no other drugs in the house.

Detectives Broddle and Chrisman spoke with [REDACTED] at Wichita's City Hall, and she advised that [REDACTED] had fallen a few times going up and down the stairs and knew that he had fallen climbing up to his top bunk of his bunkbeds and hurt his genitals. [REDACTED] knew of a few bruises to [REDACTED] face and body and believed most of the injuries were from him falling. [REDACTED] advised that she had spanked [REDACTED] before, but nothing had been severe. When [REDACTED] was asked about any injury, she explained it was from an accident.

Officer K. Thomas #2949 spoke with Daniel P. Martin briefly. He said that [REDACTED] was sick for a week and throwing up. He said [REDACTED] was sitting in a stool and started to throw up. Daniel

grabbed a bucket and a bottle. [REDACTED] slumped forward. Daniel grabbed [REDACTED] from falling, felt for a pulse. He called [REDACTED] and she said to call the cops. He made spontaneous statements while en route to City Hall and said that a dog jumped over a gate. Daniel said, "I know that Helios, the big white boxer, jumps on people." Daniel said that is what caused the big bruise on [REDACTED]'s face was from. Daniel said he was not aware of [REDACTED] taking [REDACTED] to the hospital.

Daniel P. Martin was transported to the 6th floor to be interviewed by your Affiant and Det. Owen. During the interview, Daniel stated he used his black cell phone with a cracked screen to call [REDACTED] and then to call 911 for help after [REDACTED] stopped breathing. Daniel advised that he does Wi-Fi calling with his phone.

Daniel told your Affiant that he woke up around 1000 hours on December 8, 2025, and was home with [REDACTED], [REDACTED], Lonell and Z.A.B., and A.B-G had left for school. Lonell and [REDACTED] returned a short time later and he left with [REDACTED] to get some food, he believed around 1430 hours. [REDACTED] left to pick her mother up from work, but he was not sure of the time of day. [REDACTED] threw up again Daniel said he began to clean up, using nearly a full container of Clorox wipes. Lonell told Daniel he was going to go buy a new mop to help clean up. Daniel said he sat [REDACTED] up when he looked like he would vomit again but went limp and slumped forward.

When your Affiant advised that [REDACTED] had died, Daniel said he just thought [REDACTED] had coughed himself to sleep, but he did not change his tone in which he was talking. Daniel said he's been helping [REDACTED] pop his neck, because [REDACTED] had been trying to pop his own neck after watching him (Daniel) pop his own neck. Daniel stated he would place one hand on [REDACTED] shoulder and then use the other hand on [REDACTED]'s head and use a quick motion he learned from a chiropractor to pop the neck. Daniel said he believes that he blacked out at one point after Lonell left or as Lonell was walking out the front door. Daniel said he remembered using the back of his right hand to make a "knuckle strike" to [REDACTED]'s neck. Daniel said the next thing he remembered was [REDACTED]'s eyes looking glazed over and his head slumping over. Daniel said he gave [REDACTED] a big hug after that, but he did not respond so then he knew he slapped [REDACTED] and shook him pretty hard. He said when [REDACTED] did not wake up, he laid [REDACTED] on his sleeping cot and listened for any breathing sounds but did not hear any.

Daniel said he called [REDACTED], and she told him to call 911. Daniel said Sedgwick County 911 ran him through CPR and when he went to breathe into [REDACTED]'s mouth as the air exited his body, he heard a crackling sound and believed that [REDACTED]'s throat/windpipe had been damaged. Daniel said he did CPR until help arrived. Daniel said he did not mean to do anything to be mean. Daniel said that

after he struck [REDACTED] he believed there was "Shock Trauma" and remembered the term from different training he has been through.

Daniel said that he and [REDACTED] smoke weed but keep it away from the kids, but they are currently out, so he did not smoke any marijuana today or drink any alcohol. Daniel said Lonell has a tobacco bong in the house but keeps it away from where the children can access it.

[REDACTED] the grandmother of [REDACTED], advised Det. Broddle that she has seen additional bruises develop over the past few weeks on [REDACTED] [REDACTED] sustained injuries that caused him to stop breathing and his heart to stop beating in the residence at [REDACTED] S Topeka [REDACTED]. The injuries were unable to be explained by [REDACTED] and Daniel who are the primary caregivers for [REDACTED]. [REDACTED] died from his injuries on December 8, 2025. On December 9, 2025, Dr. Harley Schainost conducted an autopsy on [REDACTED] and found the manner of death to be a homicide and the cause of death to be repeat blunt abdominal trauma. Dr. Schainost told your Affiant that she could not say how many times [REDACTED] was hit in the abdominal area or how long ago the original injury had occurred, but the injury was trying to heal and then was reinjured at least once. This injury caused [REDACTED] to have internal bleeding and 550ml of free blood collected out of his abdomen.

Your Affiant and Det. Boatright did a follow up interview with Daniel, he was shown the cause of death as being repeat blunt force trauma to the abdomen. Daniel said he knows that [REDACTED] started to complain about his stomach pain a few days after Thanksgiving when he snuck food and got some left-over Thanksgiving turkey. Daniel said that [REDACTED] would sneak food and then would be punished by having to sit in the corner.

Your Affiant explained the nature of the trauma and how it would've happened and asked Daniel if he could remember a time this happened. He said a week or so ago he and [REDACTED] were walking one of the dogs in the complex to use the bathroom and Tiuri stumbled, and Daniel said that he hit him in the stomach area and pushed him away. Daniel said this might have been a hard hit as [REDACTED] doubled over in pain and he pulled [REDACTED]'s body upright.

Daniel said another situation occurred approximately four days ago when [REDACTED] was five steps from the bottom of the staircase in the home and jumped at him. Daniel said he put his knee up out of reaction and [REDACTED]'s abdomen hit his knee, but he also reached his arms around him to catch him. Daniel did not think this would have caused any injury to [REDACTED]. Your Affiant asked if [REDACTED] sends him messages about [REDACTED] getting injured and he said she does, and he will send her messages on SnapChat when he is watching [REDACTED] and he is injured.

Your Affiant asked Daniel to explain how [REDACTED]'s penis suffered an injury, and he said he did not know and still believed it was from the bunkbeds. Your Affiant explained that Dr. Schainost believes this was an injury from pinching and she has seen this injury before with frustrated parents during potty training. Daniel said he remembered an incident a few days ago where he got [REDACTED] on the toilet to go to the bathroom and [REDACTED] started to pee all over him, and he grabbed his penis and then pushed it back into the toilet. Daniel said he might have grabbed [REDACTED]'s penis too hard and hurt him but did not remember [REDACTED] crying out in pain. Daniel said that it was not an intentional act to hurt [REDACTED]. Daniel said that [REDACTED] was in the bathroom when this happened and knew about it.

Daniel was asked by Det. Boatright about any other times that [REDACTED] might have been hurt, and Daniel recalled a situation a week ago where [REDACTED] was complaining about pain and he said that he would show him pain. Daniel said he hit [REDACTED] in the stomach and may have over done it as [REDACTED] doubled over in pain.

Detectives Chrisman and Broddle reinterviewed [REDACTED] on December 9, 2025, and she said that she remembered the incident when Daniel hit [REDACTED] and that Daniel made sure that [REDACTED] got some medicine for pain and gave him a bath to try and comfort him. [REDACTED] also told Detectives that she talked to Daniel about not being so rough.

Det. Boatright asked Daniel about hitting [REDACTED] on December 8, 2025, and what caused him to die. Daniel admitted that he lost his cool and was frustrated with everything between vomiting and caring for the house and he knew he blacked out. Daniel said he knew he hit [REDACTED] in the throat area but could have hit [REDACTED] in the stomach area as well, but he could not remember because he blacked out. Daniel said he and [REDACTED] had discussed how he needs to be more gentle with [REDACTED] and he said he is working on controlled breathing to help with the situations. Daniel said he was sad about [REDACTED] passing and that he did not mean to hurt him.

Your Affiant was able to obtain security video from the Dollar General at 2424 S. Broadway of Lonell walking into the business at 1519 hours on December 8, 2025, per their camera footage. Lonell left the business at 1525 hours per their camera footage and can be seen carrying the mop and a plastic bag. Lonell showed your Affiant his call log in which he called [REDACTED] at 1521 hours, and she told him to get back to the apartment because [REDACTED] was not breathing. Google Maps shows it is a ten (10) minute walk from the apartment at [REDACTED] S. Topeka [REDACTED] to the Dollar General at 2424 S. Pawnee. Daniel called 911 at 1521 hours. Based on the video footage and Lonell's recount of the events and the Google map walk time, Daniel was alone with [REDACTED] for approximately fourteen (14) minutes.

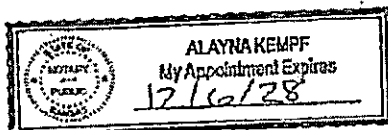
Your Affiant listened to Daniel's phone calls from the Sedgwick County Jail. In the first call to [REDACTED], it appears that Daniel is talking to [REDACTED] father, [REDACTED]. Daniel told [REDACTED] two (2) minutes into the call that he took "responsibility." [REDACTED] asked Daniel what happened, and Daniel replied, "We were rough housing, and I smacked his stomach pretty hard and didn't mean to and that's where the bruising came from." [REDACTED] asked if he was puking, and Daniel replied with "Mmmhmm." [REDACTED] replied, "What the hell were you thinking Daniel?" At five (5) minutes into the call [REDACTED] asked, "You hit him in the stomach then what happened?" Daniel replied, "That was the day before yesterday I was trying to get him to burp, we were playing, and I hit him too hard. The other day when you all got there (meaning the day of the homicide) he was barfing. I tried to press on his stomach to get him to barf more, I slapped his face a little to bring him back to consciousness, I panicked I called [REDACTED] and then I called the cops." At fourteen (14) minutes into the call, Tyne got on the phone. [REDACTED] asked Daniel what happened, and Daniel said, "I accounted for one of those times it happened, and I told you about it." [REDACTED] replied, "Yeah you told me about you elbowing him last weekend." [REDACTED] said that does not explain multiple injuries. Daniel said, "I have black outs, and I think I blacked out, I can't recount some time." The call is disconnected as it reached the time limit.

Daniel called [REDACTED] back at phone number [REDACTED]. Daniel said he is concerned about how [REDACTED] is handling this. At two (2) minutes into the call [REDACTED] recounted Daniel massaging [REDACTED]'s stomach on Sunday (December 7, 2025) while she was at a photo shoot. Daniel said he was trying to get the fecal matter or barf out of him. At three (3) minutes and thirteen (13) seconds into the call Daniel says, "I blacked out, and I punched him in the stomach. I tried to save him."

FURTHER AFFIANT SAITH NOT.

Kevin C. Kurtz #2278
Kevin C. Kurtz #2278, AFFIANT

SUBSCRIBE AND SWORN to before me on this 11 day of December, 2025



Alayna Kempf
NOTARY PUBLIC

ckw