

ORIGINAL COURT
COPY

-2015-36629 287

IN THE MUNICIPAL COURT OF THE CITY OF MISSOULA

CITY OF MISSOULA, STATE OF MONTANA

STATE OF MONTANA
Plaintiff,

vs.

Fazliddin Sharipov
Defendant

) AFFIDAVIT OF PROBABLE
) CAUSE
)
)

) AND
) ORDER TO HOLD OR RELEASE
)
)
)

COURT CLERK

FILED BY:

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MUNICIPAL COURT
FILED

STATE OF MONTANA
County of Missoula : ss
City of Missoula

The undersigned, being duly sworn, states as follows:

That Officer Brueckner arrested Fazliddin Sharipov, the above named Defendant, for the offense(s) of Sexual Assault in violation of 45-5-502 M.C.A., at 11:30am hours, on the 10th day of September 2015, at Missoula Police Department, Missoula, Montana, on a warrantless arrest;

That I, Officer Brueckner, believe that there is probable cause to hold said Defendant for the above stated offense(s) based on the following facts:

- 1) [REDACTED] reported to the Missoula Police Department that somewhere between the late hours of August 27, 2015, and the early hours of August 28, 2015, she was sexually assaulted by Fazliddin Sharipov at his residence located at the [REDACTED] Street in Missoula County.
- 2) [REDACTED] stated she met Sharipov earlier in the day on August 27, 2015. [REDACTED] volunteers at the University of Montana International Center and she was giving a tour of the University. Sharipov was on the tour. The tour ended at about 10:30 am and Sharipov asked [REDACTED] to be his friend on Facebook.
- 3) At around 10:00 pm on August 27, 2015, Sharipov and [REDACTED] communicated over Facebook. Sharipov and [REDACTED] discussed meeting after [REDACTED] gets off of work. Sharipov provides [REDACTED] with his address and tells her he will wait

for her at his apartment. [redacted] called Sharipov to let him know she was on her way around 11:45 pm.

4) When [redacted] arrived at the apartment, she noticed it was a rental for international students. [redacted] went to Sharipov's room, which is downstairs from the main entrance. [redacted] and Sharipov sat on Sharipov's bed and talked for a while. At one point, Sharipov put his arm around [redacted] and asked her if she was afraid of him. She recalled being surprised by this and told him she was not afraid.

6) After about 30 minutes, Sharipov moved his chair in front of [redacted] and put his hands on her legs. He then leaned over and kissed her on the mouth. He began running his hands up and down her legs while he kissed her. [redacted] felt okay with the kiss at first.

7) Sharipov then began putting his hands up [redacted]'s shirt. [redacted] pulled her shirt back down. She told Sharipov, "I don't want to do this...I don't want to take it that far." Sharipov pulled [redacted] into a standing position by her arms. He pulled her shirt off and unsnapped her bra. She did not physically resist him at this point. She was not sure how he would have responded to the resistance. She felt surprised by his actions, however.

8) Sharipov then tried to pull down [redacted] pants. She moved his hand away. He then pulled her over to an air mattress. [redacted] was on her back with Sharipov over her. He unzipped her pants and put his fingers inside her vagina. [redacted] was in shock. She stated she kept saying "No, please don't." She tried to push Sharipov off of her. However, it was not until she said no or stop seven or eight times, that Sharipov got up.

9) [redacted] told Sharipov she was uncomfortable and stated she wanted to know him better before going that far. He asked her why and stated, "That's not relevant to sex. It doesn't matter."

10) [redacted] held her shirt and wanted to put it on, but Sharipov took it from her and put it down. When she stood up to put her shirt on, Sharipov stood up in front of her and tried to put his erect penis down her pants. Throughout the evening Sharipov stated multiple times, "Just let me fuck you." [redacted] rushed to put her clothes on and left.

11) At 1:15 am Sharipov sent [redacted] a message that read, "Don't come to my place anymore. Before I tell you. Ok..."

Dated this 10 day of September 2015 at the hour of 16:42.

[Signature]
Affiant

SUBSCRIBED AND SWORN TO before me this 10th day of September 2015.

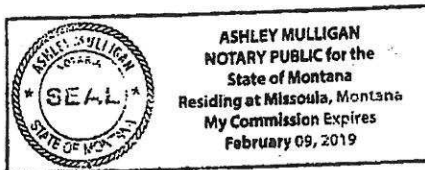
JUDGE or seal

[Signature]
NOTARY PUBLIC for the State of Montana

Printed name of NOTARY

Residing at

My Commission expires



This affidavit was reviewed by Judge _____ on
the _____ day of _____ 20 __, at the hour of
_____.M., (by telephone/fax).

Initialed by _____
Title _____