

DEFENDANT: Micael S. Bizuneh
DOB: 10/17/1988 AGE: 33
ADDRESS:
Homeless
Middlebury, VT 05753

ARRAIGNMENT DATE: February 7, 2022
SA CASE ID.: 22-1874
ASSIGNED (D)SA: Rory Thibault ERN:
POLICE DEPT.: Montpelier Police Department
INVESTIGATING OFFICER: Officer Victor Hinojosa
VICTIM ADVOCATE: Holly Leach
INCIDENT NO.: 22MP000757

STATE OF VERMONT

SUPERIOR COURT
WASHINGTON UNIT

STATE OF VERMONT

v.

MICAEL S. BIZUNEH

CRIMINAL DIVISION

DOCKET NO. 22-CR-_____

INFORMATION BY STATE'S ATTORNEY

By the authority of the State of Vermont, the State's Attorney for Washington County, upon the oath of office charges:

COUNT 1 OF 4

CHARGE CODE: 13V1024A4 | CODE ID: 135 | OFFENSE CLASS: F

CHARGE NAME: ASSAULT-AGG/PREVENT LE OFFICER DUTIES

Micael S. Bizuneh, in the County of Washington, at Montpelier, on or about February 4, 2022, with intent to prevent a law enforcement officer from performing a lawful duty, caused physical injury to any person, in violation of 13 V.S.A. § 1024(a)(4).

Penalty: Imprisoned not more than 5 years or fined not more than \$5,000.00 or both.

COUNT 2 OF 4

CHARGE CODE: 13V1026AA1 | CODE ID: 168 | OFFENSE CLASS: M

CHARGE NAME: AGGRAVATED DISORDERLY CONDUCT- FIGHTING ETC

Micael S. Bizuneh, in the County of Washington, at Montpelier, on or about February 4, 2022, engaged in a course of conduct directed as a specific person with the intent to cause the person inconvenience or annoyance, or to disturb the persons' peace, quiet, or right of privacy and engaged in fighting or violent, tumultuous or threatening behavior, in violation of 13 V.S.A. § 1026a(a)(1).

Penalty: Imprisoned not more than 180 days or fined not more than \$2,000.00 or both.

COUNT 3 OF 4

CHARGE CODE: 13V1026A1 | CODE ID: 158 | OFFENSE CLASS: M

CHARGE NAME: DISORDERLY CONDUCT- FIGHT ETC

Micael S. Bizuneh, in the County of Washington, at Montpelier, on or about February 4, 2022, with intent to cause public inconvenience, or annoyance or recklessly creating a risk thereof, engaged in fighting or in violent, tumultuous or threatening behavior, in violation of 13 V.S.A. § 1026(a)(1).

Penalty: Imprisoned not more than 60 days or fined not more than \$500.00 or both.

COUNT 4 OF 4

CHARGE CODE: 13V3701C | CODE ID: 637 | OFFENSE CLASS: M

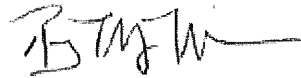
CHARGE NAME: UNLAWFUL MISCHIEF \$250 OR LESS

Micael S. Bizuneh, in the County of Washington, at Montpelier, on or about February 4, 2022, having no right to do so or any reasonable ground to believe that he had such a right, intentionally did damage to property of any value not exceeding \$250.00, in violation of 13 V.S.A. § 3701(c).

Penalty: Imprisoned not more than 6 months or fined not more than \$500.00 or both.

Against the peace and dignity of the State.

DATED: February 7, 2022



State's Attorney (Deputy)

Referral(s) if applicable: No Diversion Referral - Crime of Violence

This information has been presented to me and I have found probable cause.

DATED: 2/7/2022



Superior Court Judge



22MP000757
Affidavit
Montpelier Police Department

State of Vermont
Washington County ss.

Now comes Officer Victor Hinojosa, affiant, being duly sworn and on oath, deposes and states he has probable cause to believe Micael S. Bizuneh (DOB: 10/17/1988), has committed the offense of Aggravated Assault, in violation of Title 13 V.S.A. 1024(a)(4), Assault On A Law Enforcement Officer, in violation of Title 13 V.S.A. 1028 (A)(1), Resisting Arrest, in violation of Title 13 V.S.A. 3017, and Aggravated Disorderly Conduct, in violation of Title 13 V.S.A. 1026a.

Based on the following facts:

1. I am a Level-II law enforcement officer certified by the Vermont Criminal Justice Training Council in 2019. I am currently employed as a Patrol Officer for the Montpelier Police Department.
2. The facts in this affidavit come from my personal observations, and my training and experience. This affidavit is intended to show merely that there is sufficient probable cause for the offenses listed and does not set forth all of my knowledge about this matter.
3. On February 4th, 2022, at approximately 1143 hours, the Montpelier Police Department received several 911 calls from concerned citizens, and a walk-up complaint, regarding an individual vandalizing vehicles and throwing rocks at citizens on Barre Street, Montpelier, VT, in the county of Washington. The individual was described as wearing a dark green jacket and a black N95 mask.
4. At approximately 1146 hours, I observed a male matching the description from dispatch, wearing a green jacket and a black mask that looked like an N95 mask. The male was standing in the road outside of 128 Barre Street. During this incident, I recognized the male as Micael S. Bizuneh (DOB: 10/17/1988), who is known to me from previous law enforcement encounters.
5. When I pulled up to the scene, Bizuneh was standing in the eastbound lane of traffic. There was a sidewalk that was clear of snow on the east side of Barre Street at the time of this incident. When Bizuneh noticed me, he picked up a handful of snow and started to create a snowball. As Bizuneh did this, he walked further into the eastbound lane and toward the driver side of my fully-marked police cruiser. At this time, I put my cruiser in reverse and tried to create distance between Bizuneh and I. Bizuneh began lunging toward the driver side of my cruiser as I was reversing. I had to stop reversing as there were vehicles blocking me from behind. I stopped my cruiser, and Bizuneh threw the snowball at the driver's side mirror of my cruiser.

6. I cracked my window slightly and told him, "Hey, back up! Can you back away from my cruiser and get out of the road? Can you back away from my cruiser and get out of the road? You're in the road. You're standing in the road. I just want you to get on the sidewalk." After a few moments, Bizuneh walked over and laid in the snow pile between the eastbound lane and sidewalk on Barre Street. Bizuneh then quickly stood up and kicked the front passenger side panel and tire of my cruiser three times with his right foot. Bizuneh tried to get in the passenger seat of my cruiser by pulling on the front passenger side door handle; however, it was locked.
7. I again attempted to create distance between Bizuneh and myself by driving forward, and Bizuneh held onto the passenger side of my cruiser, yelling unintelligibly as I drove eastbound. I turned around approximately 50ft down the road and faced my cruiser westbound. Bizuneh laid in the eastbound lane, and I waited until backup arrived on-scene to approach Bizuneh. At approximately 1149 hours, Detective Corporal Diane Mathews and Detective Sergeant Wade Cochran of the Montpelier Police Department arrived on scene. Det. Cpl. Mathews and I exited our marked cruisers and approached Bizuneh to speak with him.
8. Det Cpl. Mathews told Bizuneh, "Hey buddy, I got to talk to you because you're in the road, so I want to make sure you're okay, man." As soon as Det. Cpl. Mathews finished her sentence Bizuneh stood up and quickly lunged at Det. Cpl. Mathews, striking her with his closed right fist. Pictured below is a screenshot from my dash camera video showing the moment when Bizuneh punched Det. Cpl. Mathews.

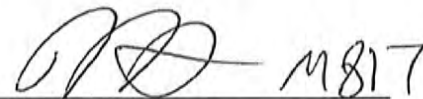


9. I immediately tackled Bizuneh and yelled, "Get on the ground!" Det. Sgt. Cochran and Det. Cpl. Mathews assisted me in trying to take Bizuneh into custody. While we attempted to take Bizuneh into custody, he physically resisted our attempts by pulling away from us, kicking us, and not giving us his hands to place them in handcuffs. I ordered Bizuneh to "Stop!" several times as we attempted to take him into custody. When we were able to physically restrain Bizuneh, I placed him in handcuffs behind his back and double locked them.
10. Det. Cpl. Mathews transported Bizuneh to the Montpelier Police Department for processing and holding. Once in holding, Detective Chris Quesnel of the Montpelier Police Department re-cuffed Bizuneh behind his back. Detective Quesnel checked the handcuffs for proper fit and double locked them.
11. My involvement during this incident was captured on the in-car video system.
12. Bizuneh was issued a citation to Vermont Superior Court – Washington Criminal Division on February 7th, 2022, at 1230 hours to answer the charges. Fingerprints and photographs were not taken. I respectfully request the court order Bizuneh provide fingerprints and photographs to the Montpelier Police Department upon conviction.

Subscribed and sworn to before me on
this 4 day of February 2022.



Notary Public

 M817

Affiant
2-4-2022

Date



22MP000757
Supplemental Affidavit
Montpelier Police Department

State of Vermont
Washington County ss.

Now comes Officer Victor Hinojosa, affiant, being duly sworn and on oath, deposes and states the following facts:

1. I am a Level-II law enforcement officer certified by the Vermont Criminal Justice Training Council in 2019. I am currently employed as a Patrol Officer for the Montpelier Police Department.
2. The facts in this affidavit come from my personal observations, and my training and experience. This affidavit is intended to show merely that there is sufficient probable cause for the offenses listed and does not set forth all of my knowledge about this matter.
3. Pursuant to 20 V.S.A. 2358(b)(2)(iv), in this circumstance, I responded to this incident, and it was determined to be outside the scope of my certification. Accordingly, my involvement in this matter was subject to the supervision of SGT. Wade Cochran and my charging affidavit subject to the approval of SGT. Wade Cochran, an officer certified to respond and assume law enforcement authority over the incident.
4. In addition to Aggravated Assault, Assault on a Law Enforcement Officer, Resisting Arrest, and Aggravated Disorderly Conduct, I believe the defendant has committed the offenses of Violating Conditions of Release x5 in violation of Title 13 V.S.A. 7559(E), Unlawful Mischief in violation of Title 13 V.S.A. 3701(B), and Disorderly Conduct x2 in violation of Title 13 V.S.A. 1026.
5. On February 4th, 2022, at approximately 1143 hours, The Montpelier Police Department (MPD) received several direct calls and 911 calls stemming from this same incident. I have summarized the calls below and included any sworn written statements provided by the callers. To note, the calls came in at virtually the same time, and 1143 hours is an approximate time. All the calls MPD received were recorded and are being sent as part of discovery.
6. Jamie Cushman (DOB: 5/5/1977) called the MPD reporting while she was driving on Barre Street, in the City of Montpelier, in the County of Washington, she observed a male bending vehicle's wiper blades in half. Cushman described the male as having a dark complexion, wearing a dark green jacket, and wearing a black N95 mask, Cushman later provided the following sworn written statement:

AFFIDAVIT

State of Vermont
Washington
County S.S.



Address: 47 Perry Road
Barre VT 05841
Phone (H): 802-272-5901
Phone (W): 802-728-7179
Date of Birth: 05/05/1972

I, Amie Cushman, hereby swear under penalty of perjury (NMT 15 years, NMT \$10,000.00), that I have personal knowledge of the following fact and that this statement is true to the best of my information and belief.

On Friday February 4 I was in Montpelier traveling in my vehicle on Barre Street (away from Main Street) at approximately 430 AM when I witnessed the following: A younger man approximately 25-35 years of age, stature approximately 5'6", wearing a very bulky dark green winter type jacket, black face mask in shape resembling K&N95, and hat (no recall of color). Skin appeared darker, eyes also darker. I witnessed this individual approach a vehicle on the left side of the road (small SUV of the type like a Subaru Forester/Honda CRV) said vehicle had wipers in upraised position. Individual placed his body close to the upraised wiper arms, took the wiper blade in his hands and proceeded to bend it as if to break in half. Individual then proceeded to other side of vehicle and repeated same process. Individual looked at me as I drove by and my first impulse, to say something, was quelled as from the menacing intentful manner in which this individual looked back at me made me concerned for my vehicle/person if I spoke with him. As I proceeded from here down the street I did note other vehicles that had their wiper blades up and bent, it seemed this was particular to those that had been left with the wiper arm raised. I noted at least two vehicles like this in addition to the one I witnessed being vandalized between the approximate area of Barre Street from Munroe County Avenue to Charles Street, particularly on the left side of the street as I drove away from Montpelier on Barre Street. I pulled over to the left after the bridge where Barre Street/River Street intersect and called 911 to report the incident. I am here today of my own free will completing this statement of events.

Subscribed and sworn before me on
This 5 day of February, 2022

[Signature]
Notary Public
A16221706

[Signature]
Affiant
02/05/2022
Date

7. Marion M. Drew (DOB: 7/21/1938) called the MPD reporting a male, later identified as Bizuneh, kicked her door and then threw her trash can around her porch, causing her to become afraid, so she called the police for help. Drew stated she witnessed the same male that caused the disturbance at her residence punch a female officer in the street. Drew lives at 119 Barre Street Apt #1, Montpelier, VT. It is to note, Drew is an elderly female, 83 years of age, who lives alone and is wheelchair-bound. Drew later provided the following sworn written statement:

State of Vermont, Washington County S.S.



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 119 Barre St, Apt 1, MONTPELIER VT Date of Birth: 7/21/1938
Home Phone: (802) 793-3036 Cell Phone: _____
(Print Name Below) Work Phone: _____

I, Marion Martin Drew hereby swear under penalty of perjury
(not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the
following fact(s) and that this statement is true to the best of my information and belief:

Re: Incident on Barre St., Friday February 4, 2022

I was in my living room and sometimes between 11:00 AM and 12 PM there was a ruckus on my porch. I started into the kitchen and realized that someone was trying to get into my door. When he tried to get in my door but couldn't, he started throwing my trash can around. He was yelling and screaming and completely out of control so I called MPD.

He was slender and not very tall. I did not recognize him as someone in the neighborhood. He had on a jacket, I believe it was blue.

As he was walking up the street a police car drove up.

He tried to get on a snow bank but slid down onto the street. Someone got out of the police car and approached him and he socked her in the head (might have been a woman or a male). She got back in the car and the man proceeded.

Subscribed and sworn before me on

This 5th day of February, 20 22

[Signature] MB17
(Notary Public)

Marion M. Drew
(affiant)
2/05/2022
(date)



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 119 BARRE ST APT 1 Date of Birth: 7/21/1938
Home Phone: (802) 793-3030 MONTPELIER VT Cell Phone: —
(Print Name Below) Work Phone: —

I, MARION MARTIN DREW hereby swear under penalty of perjury
(not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the
following fact(s) and that this statement is true to the best of my information and belief:

PROCEEDED TO STAND ON THE WALK BEHIND THE WINDOW
OF THE BACK DOOR AND THE BACK-ALLEY.

The two police men in the car got out of the car and
he laid down in the street. A 3rd police man
arrived and they were able to restrain him.
They had a hard time as he was totally out of control
they finally restrained him and put him in the
back of their car.

Subscribed and sworn before me on
This 5th day of February, 2022

[Signature] MB17
(Notary Public)

Marion M Drew
(affiant)
2/05/2022
(date)

8. When I met with Drew she stated the trash can was still laying on the porch from when Bizuneh had thrown it around. Below is the photograph I took of the trash can laying on Drew's front porch.



9. Matthew L. Hall (DOB: 4/21/1993) called the MPD reporting a male, later identified as Bizuneh, threw a chunk of ice at his driver-side window while Hall was driving on Barre Street. I attempted to reach Hall for a sworn written statement and was unsuccessful.

10. Saravanakumar Marisamy (DOB: 4/26/1987), resident of 99 Barre Street Apt #1, called the MPD reporting a male, later identified as Bizunch, kicked his door and threw snow and ice at his wife. Marisamy provided the following sworn written statement:

State of Vermont, Washington County S.S.



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 99 Barre Street Apt 1, Montpelier, VT 05602 Date of Birth: 04/26/1987

Home Phone: 802 322 3550 Cell Phone: 802 377 0957

(Print Name Below)

Work Phone:

I, Saravanakumar Marisamy (SARAN) hereby swear under penalty of perjury (not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the following fact(s) and that this statement is true to the best of my information and belief:

Day of Incident: 02/04/2022, Friday

On 4th Feb, around 11:30 am I saw a stranger in front of my apartment throwing snow blocks on cars which were passing on either sides of the road. He was standing on the road (not the pedestrian pathway). In few minutes he fell off the road side in front of my apartment besides huge snow. He was there for few minutes, my wife and my kid (3 year old son) were about to get out for a walk. I warned them of a person lying down near the road and asked them to be cautious. When we opened the door, he heard the sound and came running towards us. We immediately locked the doors (the glass door in the front and the wooden main door). He came close, kicked the door around 5 times and left. At 11:40 am I called the police at 911 and informed them the situation. He was walking towards Barre St, the police came and arrested him. I received a call back at 12:01 pm informing me that he was drunks and needs mental treatment.

Subscribed and sworn before me on

This 5th day of February 2022

[Signature] MB17
(Notary Public)

[Signature]
(affiant)

02/05/2022
(date)

11. Sathyapraya Pazhanisamy (DOB: 5/10/1990) is Marisamy's wife and lives at 99 Barre Street Apt #1. To note, Pazhanisamy was five months pregnant during this incident. Pazhanisamy provided the following sworn written statement for this case:

State of Vermont, Washington County S.S.



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 99 Barre Street, Apt 1, Montpelier, VT Date of Birth: 05/10/1990

Home Phone: 802-377-0957 Cell Phone: 802-322-3550

(Print Name Below)

Work Phone: —

I, Sathyapraya Pazhanisamy hereby swear under penalty of perjury (not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the following fact(s) and that this statement is true to the best of my information and belief:

Day of Incident: 02/04/2022, Friday

On 4th Feb 2022, I was about to get out for a walk with my son (3 years old) from my apartment. Through the windows, my husband had already seen a stranger walking on the roads, throwing snow blocks on cars which passed on either side of the street and he felt off in front of my apartment and asked us to be cautious. While we opened the door he heard the sound of the door being opened and came running towards us. We immediately locked the door. He came close and started to kick the glass door. My husband called the police at 911 and informed the situation. The police came to the spot in few minutes, while he was still running around two feet from our apartment, the police arrested him.

I am 31 years old with a 3 years old son. I am currently pregnant for 5 months and expecting a baby in June 2022.

Subscribed and sworn before me on

This 5th day of February, 2022

[Signature] MBI7

(Notary Public)

[Signature]

(affiant)

02/05/2022

(date)

12. Leslie Blomberg (DOB: 7/17/1961) called the MPD reporting a male, later identified as Bizuneh, kicked his car while they were on Barre Street. I attempted to reach Blomberg for a sworn written statement and was unsuccessful.
13. During this incident, Detective Corporal Diane Mathews was injured because Bizuneh used his closed right fist to punch the left side of her head above and behind her left ear. Cpl. Mathews tried to dodge the punch. However, Bizuneh's fist still struck her head. I could hear Bizuneh's fist make contact with Cpl. Mathews head. After she got punched, I asked Cpl. Mathews to write a report on her injuries and involvement in this case. Cpl. Mathews police report is below, documenting her pain level as a 3 on a scale from 1-10.

"Dispatch advised of a black male, wearing a green coat bending windshield wipers on Barre Street. Dispatch took a walk in complaint of the same male kicking the complainants car and throwing rocks.

Officer Hinojosa responded and advised he located the male who was kicking his cruiser and attempting to enter it. Sgt Cochran and I arrived on scene. The male, later identified as Micael Bizuneh, was in the fetal position on the snow covered roadway. Officer Hinojosa was approaching from the opposite direction as walked toward Mizuneh. I attempted to verbally engage him and he said he didn't want to talk to me. Mizuneh sat up, then abruptly stood up and said something to the effect of he wanted to fight me. Mizuneh threw a closed fist, right hand haymaker punch at my face. I turned right and the punch connected with the left side of my head above and behind my left ear. Officer Hinojosa ran forward and brought Mizuneh to the ground in a turning motion. Sgt Cochran assisted Officer Hinojosa and I restrain Mizuneh as Officer Hinojosa and Sgt Cochran handcuffed him and double locked the cuffs. We non-compliant escorted/carried Mizuneh to my cruiser and we buckled him in. I transported Mizuneh to MPD. At MPD, ankle cuffs, a spit hood (actively spitting) and a helmet were placed on him.

I provided a first report of injury to Sgt Cochran. On a pain scale 1-10, with 10 being the most pain I ever felt, my pain felt was about a 3. I did not seek immediate medical care. A few hours after the incident, I noted soreness to the left side of my neck, and some minor swelling and tenderness in the area of my scalp, above and behind my left ear.

On 2/5/22, I experienced a dull headache and mild pain in the left side of my neck.

It should be noted, I responded by phone to an email from Wanda Berte. She agreed to provide a sworn written statement with regard to the incident she witnessed, as referred to in her email. Statement form emailed to Berte."

14. On February 4th, 2022, Wanda Berte (DOB: 11/16/1968) sent the following email to the MPD and provided the following sworn written statement on February 5th, 2022, stating she was a witness to this incident, and it looked like Bizuneh punched Cpl. Mathews "hard".

I just wanted to commend the officers on their restraint dealing with that violent person. I watched it all from my office window. I hope the female officer who got punched in the face is okay. That looked like a hard hit.

Wanda Berte
Fothergill Segale & Valley, CPAs
143 Barre Street
Montpelier, VT 05602

State of Vermont, Washington County, S.S.



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 8103 US Route 2, Plainfield VT 05667 Date of Birth: 11-16-68

Home Phone: 802-279-4491 (cell) Cell Phone: _____

(Print Name Below)

Work Phone: 802-223-4241

I, Wanda L. Berte hereby swear under penalty of perjury

(not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the following fact(s) and that this statement is true to the best of my information and belief:

On Friday 2/1/21 I was in my office. I work for Fothergill, Segale & Valley, 143 Barre St, Montpelier. I noticed this man walking back and forth on the road. He was waving his arms around and yelling. I couldn't hear what he was saying. He seemed very agitated. About 10 minutes after I first noticed him I was at the computer in my office (it is at front of building by front windows). I saw a Montpelier cruiser pull up. The cruiser was trying to keep the man out of the road. The agitated fellow kept jumping in and out of the snowbanks and in the road. The roads were terrible after the big storm and he supposed the guy didn't get hit before this. The cruiser had its lights flashing. The guy jumped out of snowbank and started kicking headlights of cruiser and then was banging on the windshield and front passenger side window. The cruiser pulled forward and turned around so he was facing towards downtown Montpelier. At this time another cruiser arrived and the two officers from each vehicle approached the man. The man became more irate and lunged and swung at the female officer. I looked like a pretty hard hit. Both officers got the man to the ground but he was fighting pretty hard. A third person (man) came over and helped hold the man down so they could get the

Subscribed and sworn before me on

This 5th day of February, 2021.

Ernie Titton
(Notary Public)

Wanda L. Berte
(affiant)
2/5/21
(date)



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 8103 US Route 2, Plainfield VT Date of Birth: 11-16-68

Home Phone: _____ Cell Phone: 802-279-7447

(Print Name Below)

Work Phone: 802-223-6261

I, Wanda L. Berté hereby swear under penalty of perjury

(not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the following fact(s) and that this statement is true to the best of my information and belief:

man in handcuffs. They then put the man in the back of
the female officer's cruiser. I saw the male officer speaking
to the guy who helped them then he got in his cruiser and
left.

Subscribed and sworn before me on

This 8th day of February, 2021

Erin Tilton

(Notary Public)

Wanda L. Berté

(affiant)

2/5/22

(date)

Page 2 of 2

15. On February 4th, 2022, at approximately 1942 hours, John A. Jose (DOB: 11/6/1962) called the MPD to report the same suspect (Bizuneh) from this incident had bent his windshield wiper on his vehicle, causing damage to the vehicle and requiring him to replace the wiper. Jose reported he had to pay for a replacement wiper and is still trying to get me an invoice for the amount. On February 5th, 2022, Jose provided the following sworn written statement:

State of Vermont, Washington County S.S.



MONTPELIER POLICE DEPARTMENT AFFIDAVIT

Address: 137 Bare St., Apt 2, Montpelier, VT 05602 Date of Birth: 11/6/62
Home Phone: _____ Cell Phone: 570-445-0173
(Print Name Below) Work Phone: 802-461-9246

I, John Jose hereby swear under penalty of perjury
(not more than 15 years imprisonment, not more than \$10,000 fine), that I have personal knowledge of the
following fact(s) and that this statement is true to the best of my information and belief:

Refer to the attached.

Subscribed and sworn before me on

This 5th day of February, 2022

[Signature]
(Notary Public)

(affiant)

2/5/2022

(date)

Page 1 of 2

Date: 2.5.2022

From: John Jose

Address: 137 Barre St, Apt 2, Montpelier, VT 05602

Re: Addendum to MPD Affidavit of 2.5.2022

Friday, February 4, 2022, I went out at ~ 5:30 p.m. to my vehicle, which was parked on the even-numbered address side of the road, in the vicinity of 118 Barre Street. I went to my vehicle to clear it off and dig it out from the snow that had fallen that day. I had left both windshield wipers of my car up, off the windshield, in anticipation of the snow event that was forecasted.


While I was clearing snow off the windshield and hood of my car, I found that the right front passenger-side metal wiper arm was bent back at a 180-degree angle, and the removable wiper blade refill was missing. At first, I thought I might have somehow caused this damage, clearing snow off my car. But when I took a break from digging my car out, I pulled up Montpelier FPF and saw a post from the MPD describing an incident that occurred that day involving an individual bending windshield wipers on cars parked on Barre St. It was then that I realized what had happened to the windshield wiper on my car.

I will also note, I work at 137 Barre Street for Central VT Solid Waste Management District. My office is on the ground floor and my office windows look out on the front porch of Another Way (AW) and the driveway that leads down to their building. Because of the location of my office and the view I have out my office windows (and the fact that I rent the top floor apartment of this same building at 137 Barre St), I am accustomed to seeing people coming and going from AW and recognize many of them as familiar faces.

As I briefly discussed with the MPD officer who visited with me at my car this morning, at some point in my workday on 2.4.2022, I looked out my window and noticed an African American male in the driveway, in front of AW. I believe he had stepped out of AW to talk on his cell phone. My outward impression watching him was that he appeared somewhat agitated or anxious as he talked on his phone. I returned to my work and did not think much of it, other than he did not appear to be a person I had seen before at AW. As best as I can recall, I believe he had on a brown or green jacket, but I'm not certain about this. He was of medium build and height and possibly in his 30s.

I've replaced the windshield wiper blade, and I'm hoping the wiper blade are will work, now that I've tried to bend it back into place.

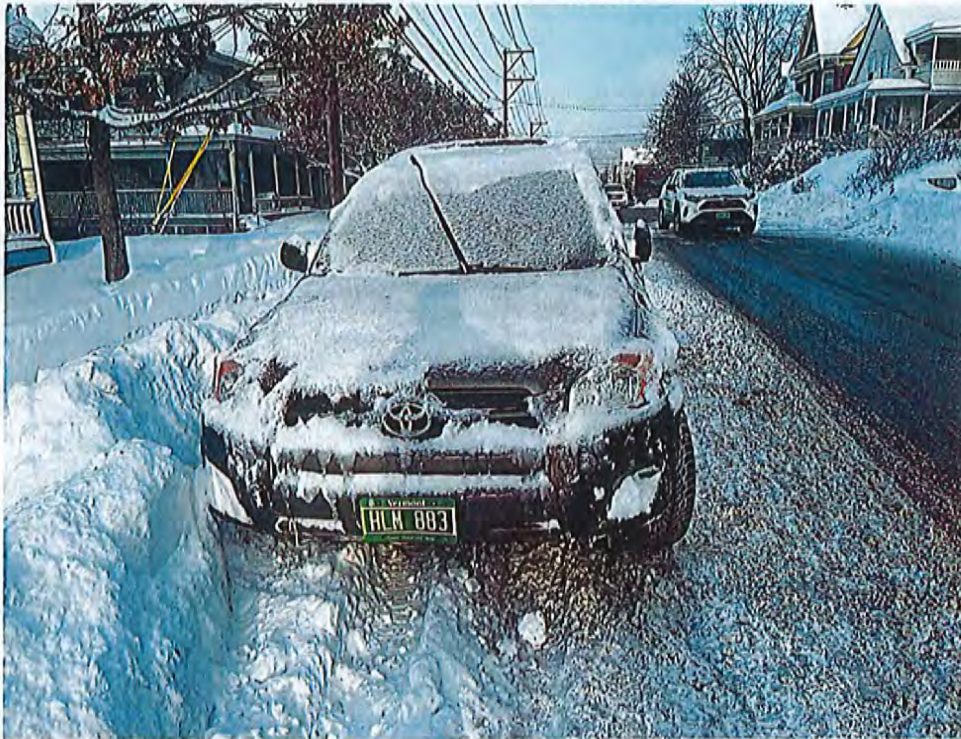
John Jose



2/5/2022

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16. When I met with Jose on February 5th, 2022, he showed me his vehicle and the wiper blades. Below are the two photographs I took of Jose vehicle with damages to the passenger side wiper blade, including it being bent, and the blade missing.



17. On November 1st, 2021, Bizuneh accepted service and signed for court-ordered conditions of release, ordered by the Honorable Judge Michael R. Kainen, docket No. 21-CR-09372, which states:

31. You shall not engage in any criminal behavior

18. On October 14th, 2021, Bizuneh accepted service and signed for court-ordered conditions of release, ordered by the Honorable Judge Michael R. Kainen, docket No. 21-CR-08837, which states:

31. You shall not engage in any criminal behavior

19. On October 14th, 2021, Bizuneh accepted service and signed for court-ordered conditions of release, ordered by the Honorable Judge Michael R. Kainen, docket No. 21-CR-08839, which states:

31. You shall not engage in any criminal behavior

20. On October 14th, 2021, Bizuneh accepted service and signed for court-ordered conditions of release, ordered by the Honorable Judge Michael R. Kainen, docket No. 21-CR-08844, which states:

31. You shall not engage in any criminal behavior

21. A copy of the aforementioned court-ordered conditions of release is included with this case.

22. Bizuneh was issued a citation to Vermont Superior Court – Washington Criminal Division on February 7th, 2022, at 1230 hours to answer the charges. Fingerprints and photographs were not taken during processing; I respectfully request the court order Bizuneh to provide them to the Montpelier Police Department upon conviction.

Subscribed and sworn to before me on
this 6 day of February, 2022.



Notary Public

 MB17

Affiant
2-6-2022

Date