

DISTRICT COURT OF NEOSHO COUNTY, KANSAS

ARREST/DETENTION PROBABLE CAUSE AFFIDAVIT

Sheriff Greg Taylor

Being first duly sworn on oath, says:

The following offense(s) has been committed:

KSA: 21-5903 Perjury

NO. 1

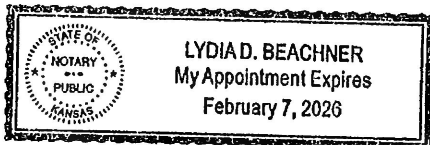
Neosho
County in Kansas

The following person or persons are alleged to have committed said offense(s):

Linus A. Thuston; [REDACTED]

This affidavit is based on the following facts:

SEE ATTACHED AFFIDAVIT.



[Signature]
Affiant

Subscribed and sworn to before me on Dec 16 2024

At 1300 p.m.

[Signature]
Judge
Notary

Arrest/Detention Probable Cause Determination

The court determines from the above affidavit under oath that
There is probable cause to believe that the offense(s) of :

has been committed by the person named in the above affidavit,
and probable cause for the arrest and detention of said person(s).

Signed on _____, at _____, m.

Judge

1. Set forth various charges possible under that facts as presently known
2. Name of person or persons who are alleged to have committed the offense(s)
3. State facts and circumstances specifically, in detail, and when and how the information was acquired - by observation, informant, etc., and if by informant or other hearsay, describe how reliability verified - previous proven reliability, Corroboration by other physical observation, etc.). Additional facts brought out orally before the judge should be inserted before signature.

Neosho County Sheriff's Office

Case # 2024-488

07/01/2024

Probable Cause Affidavit

On 07/01/2024, R/O (Reporting Officer) Neosho County Sheriff Greg Taylor was present in the Neosho County District Courtroom during the testimony being given for preliminary hearings on two Neosho County cases: State of Kansas vs. [REDACTED] and State of Kansas vs. [REDACTED]. This included the sworn testimony given in the case by Neosho County Attorney Linus Thuston.

On 07/01/2024, at approx. 19:07, R/O received a phone call from Neosho County Deputy Brett Baker. Deputy Baker is primarily assigned to court security, and was also present at the courtroom, in and out during the afternoon long hearing. The phone call had dropped and R/O immediately, at approx. 19:07 called Deputy Baker back. Deputy Baker reported that he had just got off the phone with [REDACTED] (R/O is familiar with [REDACTED] who had been the target of a multi-agency drug investigation involving a wiretap, several years prior, [REDACTED]. In that case [REDACTED] had been shot by the KBI SRT team. Upon R/O's arrival at the scene, R/O walked [REDACTED] out to the highway to get medical treatment from EMS. [REDACTED]

Deputy Baker stated that [REDACTED] was very upset. Deputy Baker said that [REDACTED] was requesting to speak to R/O. [REDACTED] had told Deputy Baker that he had received a phone call from Linus Thuston. He said Linus was "fake" crying on the phone" apologizing for having used his name in court. According to Deputy Baker, [REDACTED] was told by Thuston that he had been named as a confidential informant who had gone to Thuston's residence to give Thuston information. [REDACTED] was adamant that he had never been an informant or had gone to Thuston's residence. Allegedly Thuston had told [REDACTED] that he would make a public statement on Facebook that [REDACTED] was not an informant and would also contact the prosecutor and tell the truth. [REDACTED] had told Deputy Baker [REDACTED]

[REDACTED]. Deputy Baker said he advised [REDACTED] to call R/O at the office tomorrow.

On 07/02/2024, at approx. 13:52, R/O received a phone call at the office from [REDACTED]. [REDACTED] sounded very agitated and concerned during the phone call. He began by asking R/O what R/O's relationship was with the prosecutor from the proceeding yesterday, and who [REDACTED]. He wanted to know if R/O was associated with the prosecutor and kept referring to [REDACTED] and [REDACTED]. R/O started to answer that the prosecutor was male, but [REDACTED] interrupted and said that [REDACTED]

[REDACTED] R/O told Dwayne [REDACTED] Brett (Deputy Brett Baker) had called the night before, but R/O had not had time to try to contact [REDACTED] about this yet. He stated that he had [REDACTED] cleaned up his life, and now be called a snitch. [REDACTED] said, [REDACTED]

[REDACTED] wanted to know who had asked Linus this question, the judge or the prosecutor. R/O explained the prosecutor [REDACTED]

[REDACTED] R/O explained there were a lot of questions asked. [REDACTED] said they asked Linus the [REDACTED] [REDACTED] said that his name the [REDACTED] name got thrown out there, he said [REDACTED]

He said he has never cooperated with law enforcement. He continued to say that the only time he has ever cooperated with law enforcement was when [REDACTED] He went and told "them" that. R/O clarified that was to the Chanute PD and not to Linus. He explained the circumstances of when he met with [REDACTED] about the arson that [REDACTED] He said that was the only time in his entire life that he has cooperated with law enforcement. [REDACTED]

He said his kids are now at risk and he wants the state to put protection on him from these people he snitched on. He said it's crazy and didn't know how to feel about it. R/O explained that if [REDACTED]

R/O confirmed that [REDACTED] had never been an informant for Linus. [REDACTED] said "no, I've never been an informant for anybody".

[REDACTED] said so this is where all of this gets weird and proceeds to tell [REDACTED] [REDACTED] said he has only spoken to Linus twice and that was about [REDACTED] He said that Linus told him he made a mistake and that he told Linus, [REDACTED]

The phone call between R/O and [REDACTED] would break up slightly and he would be a little hard to understand. He asked if he and his family are at risk now because of this. R/O told [REDACTED] that fortunately there were not many people in the courtroom, but there was a newspaper reporter there. [REDACTED] said something about redacting what is in the paperwork. He then continued that Linus [REDACTED]

[REDACTED] was agitated and the phone call was breaking up. R/O understood him say that the last thing he was going to allow to happen was for [REDACTED] prosecutor to go out on his name. He said he has got his life together, and the call broke up again, [REDACTED] R/O agreed that R/O had not heard anything negative (criminal) about [REDACTED] since the [REDACTED]

[REDACTED] said that that Linus told him yesterday that he was trying to get ahold of him before the Sheriff's Office did. R/O confirmed that Linus told [REDACTED] that he was contacting him before the Sheriff's Office did after the testimony. R/O asked if Linus had asked [REDACTED] to tell the Sheriff's Office anything about his testimony. [REDACTED] said no that Linus thinks that he and [REDACTED]

[illegible]

On 07/02/2024 at approx. 15:50, [REDACTED] called R/O again wanting to know if R/O had called [REDACTED] yet. R/O advised that R/O had left a message but had not yet spoken to [REDACTED] R/O confirmed [REDACTED] phone number with [REDACTED], it was the same number.

[REDACTED]

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and that the prosecutor asked him if anyone else. And that Linus said "yeah, [REDACTED] had come over to his house before and provided information".

[REDACTED] then said that it was settled that [REDACTED] hadn't gone to Linus' house but had met up with him somewhere else, and not his office, but that [REDACTED] was with Linus at the time. When [REDACTED] was talking about [REDACTED]

[REDACTED] said that Linus told [REDACTED] that he would call the prosecutor and let him know. R/O asked [REDACTED] about [REDACTED] stating there were two other informants that Linus had disclosed. [REDACTED] said "oh, yeah, there was another name" but then changed that and asked if was a name that [REDACTED] disclosed. R/O clarified that no, names of informants that Linus disclosed. [REDACTED] claimed that he did not recall that. [REDACTED] said there was a named dropped but can't remember.

R/O confirmed that Linus is going to call the prosecutor. [REDACTED] said yes, Linus is going to call and say "hey look apparently I was wrong, I thought he had been at my house and provided information". [REDACTED] said but it wasn't actually wrong because [REDACTED] did speak to Linus about [REDACTED]. [REDACTED] said that was all there was to it.

R/O explained that R/O was in the courtroom during the testimony. R/O stated that R/O was aware that [REDACTED] had also been [REDACTED] confirmed that. R/O asked about a case involving [REDACTED] that had some sort of [REDACTED] or plea deal after this case was filed, because of some sort of problem with a search warrant. R/O asked if that was what accurate.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

On 07/02/2024, at approx. 16:37, R/O called [REDACTED] and told him that R/O did call [REDACTED] asked if [REDACTED] confirmed the call. R/O said everything but Linus identifying two other informants. [REDACTED] said he was getting a phone call from the Allen County Hospital and asked if he could speak to R/O again later. R/O agreed to speak to him again tomorrow.

[REDACTED]

On 07/03/2024 at approx. 14:00, R/O spoke to [REDACTED] again. [REDACTED] said he thought Linus

[REDACTED]

informant or mixed up when [REDACTED] had gone to his office to complain about [REDACTED]
Dwayne said [REDACTED] made excuses for [REDACTED], and that [REDACTED] [REDACTED]

[REDACTED]

[REDACTED] before the Sheriff's Office could. He again said he has never been to Linus' residence.

[REDACTED] was still upset and didn't believe that Linus as [REDACTED]

[REDACTED]

On 07/03/2024 at approx. 15:00, R/O received a phone call from [REDACTED] said
that he had spoken to [REDACTED] said he had also received a phone call from Linus Thuston on
Monday. [REDACTED]

[REDACTED]

On 07/09/2024, R/O received a copy of the transcript of Linus Thuston's testimony. R/O
began reviewing the transcript for potential issues of perjury.

The questions that led to [REDACTED] being named by Linus Thuston as an informant is on
page 26, with Line 17 -18; "One of the [REDACTED] has met me at my house and given information.
[REDACTED] has been somebody who had met me at my house and given information."

[REDACTED]



R/O checked the jail records management system for any records on [REDACTED] aka [REDACTED]. R/O found the Judge's notes from [REDACTED] referencing Neosho County [REDACTED]

[REDACTED] This case would align with Mr. Thuston's answer on Pg. 42. Lines 6-11. R/O also pulled the 48 Hr. Probable Cause Affidavit on the case. It was written by Chanute Police Department Detective [REDACTED]. The arrest date was [REDACTED]. The address listed for [REDACTED]

R/O pulled the case complaint information, from the Kansas District Court Public Portal. The date on all counts listed is [REDACTED]. The witnesses listed in the case are as follows: [REDACTED]

On 07/22/2024, R/O contacted [REDACTED] and asked if he had been an informant to Linus Thuston in regard to [REDACTED]. He said he has known Linus for around 30 years and does not care for Linus. He said he has never been an informant for Linus.

On 07/23/2024, at approx. 10:52, [REDACTED] called back in. He said the more he had thought about it, the more upset he was. He asked R/O what exactly Mr. Thuston had said in court. R/O read the above portion of the transcript where [REDACTED] name was used. R/O purposely left out [REDACTED]

█████ name and just said there was another name without revealing whose name it was. █████ said R/O exactly whose name it is, and then said █████ said, "he's my son-in-law". █████ said he knew exactly where this was coming from. He said a 1 ½ years ago on Easter Day, they were having a cookout with family in the front yard of █████ house. █████ said that Linus has family or something in the area, because he came walking up into the middle of █████ family event and started talking about █████ █████ said he told Linus he didn't know anything about █████ and didn't want involved. █████ said that █████ told him the same thing. █████ said that █████ had done time in prison several years ago, changed his life around and didn't want associated with anything. █████ R/O, █████ contact information. R/O verified that this interaction was █████ (This would have been nearly two years after the arrest of █████ in this case was made.)

On 07/23/2024, at approx. 13:32, R/O called █████ R/O asked █████ if he was ever a Confidential Informant for Linus Thuston. He replied of course not. He went on to say that he doesn't care for him. He relayed the same story about █████ He said that Linus has a kid or someone who lives a block north of him. He said that Linus had walked up into their Easter celebration. He said that he has never cared for Linus and that █████ He said that Linus wanted him to testify for him about the traffic at █████ said he told Linus that he doesn't know anything about it and that █████, was not his guy and that █████ █████ said he was pretty upset with Linus and █████ had to tell Linus to leave him alone. Linus threatened to subpoena him. █████ business. Linus eventually walked off. R/O asked if he had ever given any information to Linus about █████ at all. █████ said No. █████ He said that's a past life for him, and he doesn't pay attention. He again confirmed that he had never shared any concerns or information about █████ to Linus Thuston. He said he is pissed that Linus put his name out there as being an informant. R/O asked if he had ever been to Mr. Thuston's house. He said no, he doesn't even know where Linus lives. █████

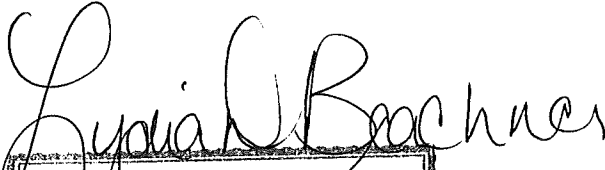
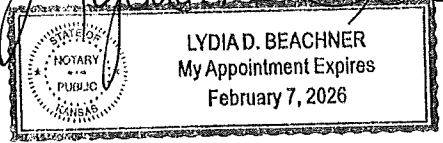
On 07/24/2024, R/O received another call from █████ He advised he had tried to █████ said the worst thing Linus did was try to call █████ said then he got the call. █████ R/O told him that R/O was reporting the perjury part. █████ wanted to know what he could do about the situation. R/O advised that R/O has already contacted the prosecutor. █████ is adamant that he wants something written publicly that he was never an informant for Linus Thuston. █████

On 07/24/2024, R/O spoke with CPD Detective █████ R/O asked about the informants in the █████ case. R/O asked about █████ and █████ said he did not know who those people were and that they are not the informants in that case. █████ said that Linus did provide the informant in the case but that █████ Linus provided █████

This affiant swears the above information is true and correct to the best of this affiant's knowledge.



Sheriff Greg Taylor - Affiant
Neosho County Sheriff's Office



12-16-24
@1306