

# CITY OF BOZEMAN - NOTICE TO APPEAR AND COMPLAINT

ISSUED BY: Bozeman Police      CALL #: CFS25-036001      CITATION #: 012230577

**STATE OF MONTANA/CITY OF BOZEMAN** } vs  
 You are hereby given notice to appear in the following court:

**Justice (406 582-2191)**

YOU MUST APPEAR IN THE ABOVE COURT BETWEEN  
**3/12/25 and 3/26/25**

to answer the charge.  
 Justice: 515 S. 16<sup>th</sup> Ave.      Municipal: 901 N Rouse Ave.  
 MON/WED/FRI at 8am      MON/WED/THURS at 8am  
 Visit [www.seneducity.com](http://www.seneducity.com) to schedule an appearance.  
 Justice: /scheduling/cfca11H      Municipal: /scheduling/BMC9L2

Personal Appearance Required: Yes  
 Bring a Parent or Guardian: No

**FAILURE TO APPEAR IN COURT OR PAY ASSESSED FINES/COSTS OR RESTITUTION MAY RESULT IN THE SUSPENSION OF YOUR DRIVER'S LICENSE OR PRIVILEGE TO DRIVE. FAILURE TO APPEAR ON A MUNICIPAL INFRACTION CITATION OR PAY THE PENALTY MAY RESULT IN A JUDGMENT ENTERED AGAINST YOU. SEE BELOW FOR FURTHER EXPLANATION.**

Pecuniary Loss: No  
 B/A Test / Result: No/  
 Reason for Stop: WEAPON DISTURBANCE  
 Construction Zone: No  
 School Zone: No  
 Haz. Materials: No  
 CDL Holder: No  
 Commercial Vehicle: No  
 Radar#: 54  
 Posted/Cited Speed: /

I hereby swear and declare under penalty of perjury that the foregoing is true and correct, and further, that I personally served the same upon the above named Defendant.

*Patrick MacKinnon*

Police Officer / Authorized Officer  
 Officer: 107 - MacKinnon, Patrick  
 Date: 3/12/25

DEFENDANT <b>BACKMAN, ROBERT LYNN</b>						Vehicle License No	
STREET <b>856 ROGERS WAY</b>						License State	Expiration
CITY <b>BOZEMAN</b>		STATE <b>MT</b>	ZIP <b>59718</b>			Vehicle Make	
SEX <b>Male</b>	WT <b>200</b>	HT <b>5' 9"</b>	HAIR <b>Brown</b>	EYES <b>Blue</b>	DOB <b>1/19/70</b>	Vehicle Model	
DL # or ID # and Expiration <b>MT 0108319704119</b>			Phone No.			Vehicle Color	Vehicle Year
THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING: Montana Code: 45-5-213 - Assault With Weapon on 03/12/25 16:58 (FELONY) BY PURPOSELY OR KNOWINGLY OR NEGLIGENTLY:						Vehicle Type	Commercial Vehicle
							No

DESCRIPTION	SEE APC	DOCKET #: JK-2025-1021 chp1
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NAMELY AT (LOCATION): 856 ROGERS WAY

**JUSTICE COURT GALLATIN**  
 COUNTY MONTANA 3/25/25 8:35

**INSTRUCTIONS: READ CAREFULLY**

If "Notice to appear and Complaint" is at the top of this page, you have been charged with the criminal offense described above. This notice is to advise you of certain rights you have regarding this charge.

If "Notice of Municipal Infraction" is at the top of this page, you have been cited for a municipal or "civil" infraction of Bozeman Municipal Code which is punishable by a penalty, but not imprisonment, and in some instances, an Order of Compliance/Abatement requiring you to address the underlying code violation. Municipal infractions are not criminal charges and you cannot be sentenced to jail time for a civil infraction.

IF "PERSONAL APPEARANCE REQUIRED" IS INDICATED, IT IS MANDATORY YOU APPEAR BEFORE THE JUDGE BETWEEN THE DATES SPECIFIED ABOVE FOR THE COURT YOU ARE BEING NOTIFIED TO APPEAR IN.

IF "PERSONAL APPEARANCE REQUIRED" IS NOT INDICATED, you have three options for handling this citation:

- 1) You may choose to appear before the Judge in the named Court as described above.
- 2) You may go to the front counter of the named Court between 9:00am and 4:00pm, Monday through Friday, to post bond. You can also call the appropriate Court to post a bond by credit card.
- 3) If the citation indicates "Municipal" Court and "Pecuniary Loss" indicates "no", you can go to [www.bozeman.net](http://www.bozeman.net), then click the "Municipal Court" under "Government" to post a bond online.

**IF YOU WERE ARRESTED ON THIS CHARGE:** You must appear before the Judge, even if you posted bond to be released from custody. If you fail to appear before the Judge, the bond you paid may be forfeited. Under Montana law, the forfeiture of bail for a traffic offense goes on your traffic record as a "conviction" for the offense with which you have been charged. Be advised: Failure to appear may result in a warrant being issued for your arrest.

**IF YOU ARE UNDER 18:** You are required to appear before the Judge, with a parent or guardian, regardless of the charge. You may not pay online or at the front counter.

**YOU HAVE THE RIGHT TO APPEAR BEFORE THE COURT AND PLEAD NOT GUILTY TO THIS CHARGE.** You have the right to employ an attorney to assist you. If the matter is one where you could be placed in jail upon conviction and if you are indigent, you have the right to have the Judge appoint an attorney to represent you. You have the right to a jury trial or a trial before the Judge (bench trial) and the right to have witnesses subpoenaed to testify on your behalf. You have the right to post bail to be set by the Court until final disposition of this matter.

# CITY OF BOZEMAN- NOTICE TO APPEAR AND COMPLAINT

ISSUED BY: Bozeman Police      CALL #: CFS25-036001      CITATION #: 012230580

STATE OF MONTANA/CITY OF BOZEMAN ) vs  
 You are hereby given notice to appear in the following court:

**Justice (406 582-2191)**

**YOU MUST APPEAR IN THE ABOVE COURT BETWEEN  
 3/12/25 and 3/26/25**

to answer the charge.

Justice Municipal  
 515 S. 16<sup>th</sup> Ave 901 N House Ave  
 MON/WED/FRI at 8am MON/WED/THURS at 8am

Visit [www.schedbozcity.com](http://www.schedbozcity.com) to schedule an appearance.  
 Justice scheduling/CCMUN Municipal scheduling/BMG9L2

Personal Appearance Required: Yes  
 Bring a Parent or Guardian: No

**FAILURE TO APPEAR IN COURT OR PAY ASSESSED FINES/COSTS OR RESTITUTION MAY RESULT IN THE SUSPENSION OF YOUR DRIVER'S LICENSE OR PRIVILEGE TO DRIVE. FAILURE TO APPEAR ON A MUNICIPAL INFRACTION CITATION OR PAY THE PENALTY MAY RESULT IN A JUDGMENT ENTERED AGAINST YOU. SEE BELOW FOR FURTHER EXPLANATION.**

Pecuniary Loss: No  
 B/A Test / Result: No/  
 Reason for Stop: WEAPON DISTURBANCE  
 Construction Zone: No  
 School Zone: No  
 Haz. Materials: No  
 CDL Holder: No  
 Commercial Vehicle: No  
 Radar#: 54  
 Posted/Cited Speed: /

I hereby swear and declare under penalty of perjury that the foregoing is true and correct, and further, that I personally served the same upon the above named Defendant.

*Patrick MacKinnon*

Police Officer / Authorized Officer  
 Officer: 107 - MacKinnon, Patrick  
 Date: 3/13/25

DEFENDANT <b>BACKMAN, ROBERT LYNN</b>						Vehicle License No <b>665125B</b>	
STREET <b>856 ROGERS WAY</b>						License State <b>MT</b>	Expiration
CITY <b>BOZEMAN</b>		STATE <b>MT</b>		ZIP <b>59718</b>		Vehicle Make <b>HONDA (HOND)</b>	
SEX <b>Male</b>	WT <b>200</b>	HT <b>5' 9"</b>	HAIR <b>Brown</b>	EYES <b>Blue</b>	DOB <b>1/19/70</b>	Vehicle Model <b>ACCORD</b>	
DL # or ID # and Expiration <b>MT 0108319704119</b>			Phone #		Vehicle Color <b>Black</b>		Vehicle Year <b>1999</b>
THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING: Montana Code: 45-5-213 - Assault With Weapon on 03/12/25 16:58 (FELONY) BY PURPOSELY OR KNOWINGLY OR NEGLIGENTLY:						Vehicle Type	Commercial Vehicle

DESCRIPTION	SEE APC
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DOCKET #: TK-2025-1021 chyd

NAMELY AT (LOCATION): 856 ROGERS WAY

JUSTICE COURT GALLATIN  
 COUNTY MAR 19 25 AM 8:35

**INSTRUCTIONS: READ CAREFULLY**

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# CITY OF BOZEMAN- NOTICE TO APPEAR AND COMPLAINT

ISSUED BY: Bozeman Police    CALL #: CFS25-036001    CITATION #: 012Z30581

STATE OF MONTANA/CITY OF BOZEMAN } vs  
 You are hereby given notice to appear in the following court:

**Justice (406 582-2191)**

**YOU MUST APPEAR IN THE ABOVE COURT BETWEEN  
 3/12/25 and 3/26/25**

to answer the charge.

Justice 515 S. 16 <sup>th</sup> Ave MON/WED/FR at 8am	Municipal 901 N Rouse Ave MON/WED/THURS at 8am
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Visit [www.schedulicity.com](http://www.schedulicity.com) to schedule an appearance.  
 Justice /scheduling/GCIMHH    Municipal /scheduling/BMC9L2

Personal Appearance Required: Yes  
 Bring a Parent or Guardian: No

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Pecuniary Loss: No  
 B/A Test / Result: No/  
 Reason for Stop: WEAPON DISTURBANCE  
 Construction Zone: No  
 School Zone: No  
 Haz. Materials: No  
 CDL Holder: No  
 Commercial Vehicle: No  
 Radar#: S4  
 Posted/Cited Speed: /

I hereby swear and declare under penalty of perjury that the foregoing is true and correct, and further, that I personally served the same upon the above named Defendant.

*Patrick MacKinnon*

Police Officer / Authorized Officer  
 Officer: 107 - MacKinnon, Patrick  
 Date: 3/13/25

DEFENDANT BACKMAN, ROBERT LYNN						Vehicle License No 665125B	
STREET 856 ROGERS WAY						License State MT	Expiration
CITY BOZEMAN		STATE MT		ZIP 59718		Vehicle Make HONDA (HOND)	
SEX Male	WT 200	HT 5' 9"	HAIR Brown	EYES Blue	DOB 1/19/70	Vehicle Model ACCORD	
D/L # or ID # and Expiration MT 0108319704119				Phone #		Vehicle Color Black	Vehicle Year 1999
						Vehicle Type	Commercial Vehicle No

**THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING:  
 Montana Code: 45-5-213 - Assault With Weapon on 03/12/25  
 16:58 (FELONY) BY PURPOSELY OR KNOWINGLY OR NEGLIGENTLY:**

SEE APC

DESCRIPTION

**NAMELY AT (LOCATION): 856 ROGERS WAY**

JUSTICE COURT GALLATIN  
 COUNTY MAR 13 25 AM 8:35

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DOCKET #: JK-2025-1021 chg 3



IN THE JUSTICE COURT OF THE COUNTY OF GALLATIN,  
IN AND FOR THE STATE OF MONTANA

\*\*\*\*\*

THE STATE OF MONTANA  
Plaintiff,

Cause No. \_\_\_\_\_

v.

AFFIDAVIT OF PROBABLE CAUSE

BACKMAN, ROBERT LYNN

STATE OF MONTANA        )  
  :SS  
County of Gallatin        )

COMES NOW Officer MacKinnon and being first duly sworn upon oath,  
deposes and says:

1. Your affiant is a(n) Officer with the Bozeman Police Department in Gallatin County, Montana.
2. On 3/12/25 your affiant arrested the above-named defendant and charged the defendant with the crimes of:
  - 45-5-213 - Assault With Weapon
  - 45-5-213 - Assault With Weapon
  - 45-5-213 - Assault With Weapon
  - 45-5-213 - Assault With Weapon

3. The crime(s) occurred on 3/12/25.

4. The place of the crime was at LILY DR, Bozeman, Montana.

5. The facts relied upon to make the arrest and charge(s) are as follows:

On March 12, 2025, at approximately 1658 hours, I was assigned to a weapon disturbance occurring in the area of Lily Drive. The reporting party (RP) stated she was driving on Lily Drive when she observed a male pointing a rifle out of his vehicles window.

While I was responding to the area I called the RP. I later identified the RP as K.H. I asked K.H. what she observed and she stated she saw a male driving throughout various streets pointing a rifle at cars and people. K.H. stated the male pointed the rifle at her and her daughter. K.H. described the makeshift firearm as an "assault rifle". I asked K.H. how she felt when Robert pointed the rifle at her and she said terrified. K.H. also stated Robert pointed the rifle at her 15 year old daughter. K.H. explained to me that her daughter was frozen in fear when this happened.

Later I contacted K.H. again, and asked her what she thought Robert was going to do when he was

pointing the makeshift firearm out the window. K.H. thought Robert was going to shoot her, causing her to accelerate in her vehicle to get out of his way. K.H. also stated she witnessed Robert point the makeshift firearm at another vehicle and she thought Robert was going to shoot the person inside that vehicle. K.H. gave me consent to speak with her 15 year old daughter who she identified as T.H. and she told me she was in the passenger seat of K.H.'s vehicle when she also observed Robert pointing the makeshift firearm around. T.H. explained to me that she felt nervous, in shock, and scared when Robert pointed the makeshift firearm at her and K.H. T.H. said it looked like Robert was "looking for more things to point it at" while he was slowly driving through the neighborhood.

I am aware Officer Salo arrived on scene first, and found the suspect vehicle parked at 856 Rogers Way. Officer Salo observed a male in his garage with something similar to a rifle.

I arrived on scene with Officer's Nyquist and Taylor and I am aware Officer Nyquist was in contact with the suspect's wife. The suspect's wife was identified by Officer Nyquist as Tisha Backman. I am aware the suspect was identified as Robert Backman. Due to the report of Robert possibly having a firearm, I deployed my department issued rifle and kept it on my person. Officer Nyquist was able to receive pictures of the makeshift firearm from Tisha. After reviewing the pictures, the object Robert made replicated an AR-15 style rifle.

As Officer Nyquist was speaking with T.B., a neighbor approached Officer Derrick and I to ask what was going on. This neighbor was curious if we were here for her "crazy neighbor who has a gun". Officer Derrick began speaking with this neighbor while I was present. I am aware this neighbor was identified as Traci Mcgough. Mcgough stated she returned home when she observed Robert in his driveway with what appeared to be a firearm. Mcgough advised us that she knows Robert is not mentally stable and she was fearful of him causing her to remain in her vehicle until Robert shut his garage. Robert did not do anything to Mcgough with the makeshift firearm during this incident.

From the statement I gathered from K.H. I established probable cause to arrest Robert for Assault with a Weapon.

Robert exited his residence, and an arrest team was formed. Robert complied with commands and was taken into custody without incident. I was made aware by Officer Taylor that he gathered the following from Roberts son, Benjamin: "Ben told me he arrived home around noon after working in the morning and noted his dad, Robert, was home, but Ben said Robert does not work due to his mental illness and is always home. Ben said later in the day, when police arrived and were staged outside, he noticed our presence and thought perhaps there was a danger in the neighborhood so he went to the garage to close the garage door and secure the house. In the garage he encountered his dad, who was sitting in a chair on the weapon. Ben said he thought nothing of it and went back inside the house to lock the front and back door. He then returned to the garage and saw his dad holding the weapon, which he immediately took from his father and moved to the living room. Ben said he cut the various components of the makeshift weapon apart, as they were adhered with duct tape, because he thought officers would shoot Robert if he exited the house with the weapon and pointed it at us. I asked if Robert said anything about the incident or what was going on, and Ben replied that at one point after he took the weapon from his dad, Robert entered the home from the garage and said he was pointing the weapon at people.

I asked Ben general questions about Robert's disposition in general and he said he is not medicated and very difficult to live with, as he is generally agitated and directs his frustrations and anger at his family.

Ben described this as, "Domestic stuff," but when I asked if he was the victim of anything or needed to report something, he said his dad tests the limits of the law and has not been arrested or charged for anything but the situation in the home is very stressful. I asked if Robert had done anything like this before and Ben said, "He likes to get a rise out of people," and causes trouble and initiates encounters regularly."

I transported Robert to the Gallatin County Detention Center (GCDC). Once at the GCDC, I read Robert his rights per Miranda and he agreed he understood his rights. I asked Robert if he had any weapons in his vehicle while he was driving around today and he advised me that he didn't. Robert explained to me that he made a makeshift gun using an ice scraper, flashlight, and laser. Robert stated he was driving around and admitted pointing this makeshift gun at cars, people, and other objects. While I was speaking with Robert I observed he was likely in some sort of manic state. Robert would answer my questions then go on tangents about people trying to find and kill him. Robert explained that he was practicing "tactical shooting" while he was driving around and pretending to "pull the trigger" on his makeshift firearm by pulling back on the feathers attached to the ice scraper. Robert also said he was doing "target practice" with the makeshift firearm.

I cited Robert for Assault with a Weapon and booked him into the GCDC. Robert was held without bond.

I returned to the Bozeman Public Safety Center and began calling various reporting parties who witnessed Robert's behavior throughout the day.

I spoke with D.D. and he reported Robert driving around pointing the makeshift firearm out the window of his vehicle at approximately 1639 hours. D.D. stated he was at the stoplight at Frontage Rd and Springhill Rd when he observed Robert pointing the makeshift firearm at passing cars. D.D. told me he is familiar with firearms and didn't know if Robert was holding a real firearm. D.D. explained to me that he was frightened enough that he reversed his vehicle at the stop light to create distance from Robert and have an escape route in case Robert tried to point the makeshift firearm at him or shoot him. This indicted that D.D. was in fear of Robert causing him to make this maneuver with his vehicle.

I spoke with S.M. who called in to report Robert's behavior at approximately 1424 hours. S.M. said he turned off of Springhill Rd onto Frontage Rd when he observed something fall out of the vehicle in front of him. The vehicle in front of him then came to an abrupt stop in the middle of the road and Robert exited the vehicle. Robert then picked up what fell out of his vehicle which was the makeshift firearm. S.M. described the makeshift firearm as a "toy gun". S.M. then observed Robert begin driving "erratically" with the makeshift firearm pointed out the window at passing vehicles. S.M. stated at one point Robert drove onto the wrong side of the road into oncoming traffic. S.M. explained Robert's behavior as if he was preparing for a "drive by shooting".

From the statements I gathered, I have probable cause to charge Robert with four counts of Assault with a Weapon. Robert purposely and knowingly designed an object that resembled a firearm, and caused reasonable apprehension to K.H., T.H., and D.D. Robert also caused K.H. to be fearful for the driver's safety who was in front of her, when she observed Robert pointing the makeshift firearm at the other vehicle.

Robert was cited for the three additional counts of Assault with a Weapon and remained at the GCDC on no bond.

Dated 03/13/25

I declare under penalty of perjury that the foregoing is true and correct:

*Robert A. Hartman*

Signature of Affiant

**ORDER**

Upon reading the foregoing Affidavit, the Court finds that there is probable cause to believe that the above - named defendant committed the crime(s) charged.

DATED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUSTICE OF THE PEACE/CITY JUDGE

**ORDER**

Upon reading the foregoing Affidavit:

\_\_\_\_\_ IT IS HEREBY ORDERED THAT probable cause is found to charge the above-named defendant with the following charge(s):

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ IT IS HEREBY ORDERED THAT probable cause is not found to charge the above-named defendant with the following charge(s):

\_\_\_\_\_  
\_\_\_\_\_

DATED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ a.m./p.m.

\_\_\_\_\_  
JUSTICE OF THE PEACE