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Attorneys for the State

**IN THE JUSTICE COURT, IN AND FOR THE COUNTY OF CASCADE
CITY OF GREAT FALLS, STATE OF MONTANA
BEFORE THE HONORABLE JUSTICE OF THE PEACE**

STATE OF MONTANA,)	
Plaintiff,)	No.
-vs-)	
JOHNNY KOMEOTIS,)	INITIAL COMPLAINT,
Defendant.)	AFFIDAVIT IN SUPPORT, AND
)	MOTION TO DETERMINE
)	PROBABLE CAUSE AND SET
)	BOND
)	Citation No.052 C17255 and 052 C17254
)	
)	

The State of Montana, by and through the Cascade County Attorney, pursuant to M.C.A. §§ 46-11-101(1), 46-11-401(1), 46-1-202(6), and 46-11-401(3), hereby files this complaint against the above-named Defendant in the above-captioned Justice Court for purposes of M.C.A. § 46-10-105(1), pending filing of an Information and Affidavit in District Court pursuant to M.C.A. §§ 46-11-101(3), 46-11-201, and 46-11-203. This complaint consists of this pleading and the attached law enforcement citation form(s) and probable cause affidavit(s) which by this reference are hereby incorporated herein as if set forth in their entirety.

The State further moves the Court for a finding of probable cause and to set bail in

this matter pursuant to M.C.A. §§ 46-9-109 and 46-9-301. This Defendant has been charged with the following offenses:

COUNT I: TAMPERING WITH OR FABRICATING PHYSICAL EVIDENCE, a Felony, in violation of M.C.A. § 45-7-207(1)(a). A person convicted of this offense shall be punished by imprisonment for not more than ten (10) years or by a fine of not more than \$50,000.00, or both.

COUNT II: RESISTING ARREST, a Misdemeanor, in violation of M.C.A. § 45-7-301(1)(a). A person convicted of Resisting Arrest shall be fined an amount not to exceed \$500 or be imprisoned in the county jail for any term not to exceed 6 months, or both.

STATE OF MONTANA)
 : ss.
County of Cascade)

AFFIDAVIT IN SUPPORT

As outlined in the attached probable cause affidavit, on December 17, 2019 around 10:00 AM GFPD Detectives were preparing to serve a search warrant on a residence in Great Falls related to a robbery and triple homicide earlier that morning. They spoke to Johnny Komeotis at the residence and told him he needed to leave because they were going to search the residence as soon as a search warrant was signed by a Judge. Komeotis was confrontational and yelled profanities at the officers but eventually stepped out of the apartment and walked about 15 feet away.

Komeotis then took out his cell phone and began recording the officers and the residence. Sgt Mitchell advised Komeotis they were going to seize his cell phone as evidence due to his recording and he yelled that they would not be taking his phone. Komeotis then broke the phone in half with his hands.

Officers went to place him into custody for destroying evidence in the

investigation and he resisted by pulling away from officers. He then used physical force to try and avoid being handcuffed. Eventually the officers were able to gain control of his hands and place him in custody.

Komeotis has a lengthy criminal history consisting of mainly misdemeanors including partner assaults, disorderly conducts and drug related charges. He also has a felony conviction for robbery and criminal mischief in 2002.

For the foregoing reasons, the State respectfully requests bond in the amount of \$1,000 based on the nature of the offense and his criminal history.

DATED this 18th Day of December, 2019.

JOSHUA A. RACKI
Cascade County Attorney

Deputy County Attorney

SUBSCRIBED AND SWORN TO before me on the 18th day of December, 2019.

(NOTARY SEAL)

Notary Public for the State of Montana,
Residing at Great Falls, Cascade County,
Montana.
My commission expires _____

cc: County Attorney/Racki

ORDER

Upon examining the foregoing Motion and Affidavit,

IT IS THE FINDING OF THIS COURT:

_____ that probable cause exists to charge the Defendant as stated above;

OR,

_____ that probable cause does not exist to charge the Defendant as stated above.

DATED this _____ day of December, 2019.

DISTRICT COURT JUDGE