

FELONY A

STATE OF INDIANA
COUNTY OF ALLEN } SS:

IN THE ALL

CAUSE NO. _____

FWPD Control # 22F029942

STATE OF INDIANA
VS.

Hector F. Lopez-Martinez }

AFFIDAVIT FOR PROBABLE CAUSE

1. The undersigned swears and affirms, under the penalties for perjury, that he has good cause to believe that:
On or about the 26th day of March, 2022
in the County of Allen and in the State of Indiana said Defendant did knowingly commit the crime(s) of Attempted Murder, Aggravated Battery (Level 3), Carrying a Handgun Without a License (Previous Conviction Level 5), Criminal Recklessness W/Deadly Weapon (2 counts Level 6).
2. The Defendant, Hector Fernando Lopez-Martinez, is described as being: Hispanic, Male, 10/5/90
3. The Affiant, Detective Matthew Cline FWPD1785, is an officer of the Fort Wayne Police Department. The Affiant believes and has good cause to believe that the said Defendant committed the aforesaid offense(s). The Affiant bases his belief on the fact that on Saturday, March 26, 2022, at approximately 0040hrs a 911 call came in stating that a male Hispanic was covered in blood at ~~Redacted~~, Coliseum Inn motel, ~~Redacted~~. Initial Officers made the scene and spoke to brothers of the victim. The victim of the shooting being ~~Redacted~~, Male/Hispanic, DOB ~~Redacted~~. The brothers whom the initial Officers spoke with are ~~Witness 1~~ Male/Hispanic, DOB ~~Redacted~~ and ~~Witness 2~~, Male/Hispanic, DOB ~~Redacted~~. The brothers had witnessed the shooting and identified the shooter as their brother-in-law, the Defendant. They advised that the Defendant left after the shooting in a Gray Nissan Frontier. The affiant viewed Video from Coliseum Inn. The video shows a male Hispanic in his late 20's/early 30's leaving the hotel room ~~Redacted~~ shortly after the shooting. The suspect leaving the room is seen holding a gun and seen entering a Gray Nissan pick-up truck, leaving towards Coliseum Blvd. Information on the suspect and suspect vehicle was aired over the police channels for units to look for. Officers also learned that the suspect may be living on Pittsburgh St.
4. Shortly after that information was aired Officer Anthony Krock (1976F) drove past a closed car repair/ auto lot business located at the intersection of Wayne Trace and S. Anthony Blvd. Ofc. Krock noticed a white Chevrolet Camaro leaving the closed business. Ofc. Krock also noticed a dark colored Nissan Frontier on the lot, with the head lights still on. Ofc. Krock awaited for other units to arrive and followed the occupied white Camaro, conducting a traffic stop at the intersection of New Haven Ave and Lombard Ave. Ofc. Krock and other officers, who assisted in the traffic stop, located the Defendant in the passenger seat. The defendant had blood on his hands and clothes. The driver of the white Camaro was ~~Witness 3~~, Female/Hispanic, DOB ~~Redacted~~. Officer D. Bush (1827F) stayed with the unoccupied Nissan Frontier, a gun was observed in plain view inside the Nissan Frontier.
5. Officers learned that ~~Witness 3~~, who is in a relationship with the Defendant, had been asleep at ~~Redacted~~ when the Defendant arrived with blood on his hands. ~~Witness 3~~ advised that the Defendant entered the residence and woke her up. He was covered in blood and stated "We have to go", and "Things turned ugly". ~~Witness 3~~ stated the two left the residence of ~~Redacted~~. ~~Witness 3~~ driving the Camaro followed the Defendant, who was driving the Nissan Frontier. ~~Witness 3~~ stated that she followed the Defendant until he pulled into the parking lot of the auto shop at the intersection of Wayne Trace and S. Anthony Blvd. ~~Witness 3~~ stated that the Defendant left the Nissan Frontier and entered the Camaro. ~~Witness 3~~ stated she left the lot and was eventually stopped by Officers.
6. The Affiant conducted a follow up interview with ~~Witness 2~~ by using Officer J. Mestre as a translator. ~~Witness 2~~ stated that he, the Defendant, ~~Victim~~, and ~~Witness 1~~ were together in ~~Redacted~~ at the Coliseum Inn. ~~Witness 2~~ stated that the Defendant and ~~Victim~~ began arguing over a woman. ~~Witness 2~~ stated that The Defendant produced a semi-automatic handgun during the argument and fired several rounds in to a bed that he was sitting on. ~~Witness 2~~ stated that he was fearful so he left the room and walked down the street. ~~Witness 2~~ stated that he received a phone call from ~~Witness 1~~ about 10-15 minutes later saying that the Defendant shot Isai. ~~Witness 2~~ stated that he walked back to the hotel and the police were on scene when he arrived.

FILED
MAR 28 2022
CLERK OF SUPERIOR COURT
FORT WAYNE, INDIANA

7. The Affiant conducted a follow up interview with Witness 1 by using Officer J. Mestre as a translator. Witness 1 stated that he, the Defendant, Victim, and Witness 2 were together in Redacted at the Coliseum Inn. Witness 1 stated that Victim and the Defendant had an argument over a female. Witness 1 stated that the Defendant had a gun during the argument and became upset and fired several rounds in to a bed in the room. Witness 1 stated that the argument continued for several minutes until Victim tried to get the gun from the Defendant. Witness 1 stated that the defendant pushed Victim away from him, and while standing several feet away pulled the handgun from his waistband, pointed it at Victim and shot him several times. Witness 1 stated that the defendant fled the scene in his Nissan Frontier.

The Affiant conducted a follow up interview with Witness 3 using Officer J. Mestre as a translator. Witness 3 stated that she was at the defendant's house, which is Redacted. Witness 3 stated that she wanted the Defendant to come home but he told her that he was at a hotel with his brothers. Witness 3 stated that while sleeping the Defendant arrived with blood on his hands and clothing and it looked like he was crying. Witness 3 confirmed the events that she told officers earlier in the investigation.

The Affiant interviewed the Defendant. During a recorded interview the Defendant stated that Victim was recently released from prison because he shot at him about 2 years ago. The defendant stated that he happened to run in to Victim at a liquor store and that he decided to hang out with him. The Defendant stated that once they were back at the motel room Victim started to accuse him of sleeping with his wife several years ago, and would not drop it. The Defendant that they drove to a liquor store and admitted to shooting off rounds from the driver's seat as they drove. The Defendant stated that once back at the motel room the accusations continued from Victim. The Defendant stated that Victim "Got in his face" so he pulled his gun out and shot him. The Defendant admitted that no one in the room, including Victim, ever threatened him. The Affiant specifically asked the Defendant if he shot in to the bed prior to shooting Victim, and he continually denied doing so.

A search warrant was obtained for Redacted. During the search CSI Al Garriott noted that there were holes in the mattress that were consistent with gunshots. CSI Garriott advised the Affiant that he recovered 6 9mm shell casings.

Asai was transported to PRMC, where Dr. Pittenger determined that his condition was life-threatening. Asai sustained at least 1 gunshot wound to the head.

On 7/7/21 the Defendant was convicted of Carrying a Handgun Without a License under Cause Number 02D06-2106-CM-001977.

Matthew Cline 1785
Affiant, Det. Matthew Cline FWPD1785

STATE OF INDIANA
COUNTY OF ALLEN } SS:

Subscribed and sworn to before me in and for said County and State this

26th

day of March

, 20

My Term/Commission Expires:

09-19-2026

[Signature]
Deputy Prosecutor/Notary Public

ORDER

Defendant appears in person. Review of probable cause held. The Court now finds probable cause does exist for arrest of Defendant. On motion of the State, cause continued for seventy-two (72) hours, excluding intervening Saturdays, Sundays, and legal holidays, for Formal Charges. Bail fixed in the sum of \$ _____.

ORDER

Hearing on issue of probable cause held. State of Indiana, by Prosecuting Attorney Karen E. Richards, files Affidavit for probable cause, which is examined by the Court. Court finds probable cause does exist for arrest of Defendant, and orders Clerk to issue a warrant for arrest of Defendant for the crime(s) of

3-26-22, 20

[Signature]
Judge, Allen Circuit/Superior Court

NO Bond - risk of safety
Slight risk