

EIGHTEENTH JUDICIAL DISTRICT

COUNTY OF ARAPAHOE

18CR 3238

DETERMINATION OF PROBABLE CAUSE TO DETAIN

DATE FILED: October 23, 2018 207

(Completed by arresting authority)

Arrestee **KELLY, CHAD PATRICK**
Address **2656 DAVID DR**
NIAGARA FALLS, NY 14304

Filed
OCT 23 2018

CLERK OF THE DISTRICT COURT
COUNTY OF ARAPAHOE, COLORADO

DOB **3/26/1994**
SS# (DET#) **[REDACTED]**
Date of Arrest **10/23/2018**
Time of Arrest **0152** am pm

Arresting agency **Englewood Police Department**
Arrested for **FIRST DEGREE CRIMINAL TRESPASS 18-4-502**

Phone **303-761-7410**
CRS
CRS

The above person is ordered to report to court as directed by the appropriate law enforcement authorities per the following information:

Date **10/23/2018** Time **0930 A.M.**
Court Location **Arapahoe County District Court**
7325 S. Potomac St, Centennial, CO 80112

(Completed by judge)

Probable Cause Determination

On this date, the court has reviewed the relevant information pertaining to the arrest of the above individual and has determined:

- Probable cause to believe that this person has committed a crime does exist and there is reason to detain said person pending posting of bond or further court proceedings.
- Probable cause to believe that this person has committed a crime has not been shown and the person is ordered released pending further court proceedings and must appear before the court as directed above.

BY THE COURT:

Judge

Division

Date

Time

- Original: Court File
- Copy 1: Arrestee copy
- Copy 2: Detention Authority copy
- Copy 3: District Attorney copy

ACFORM 647

OCT 23 2018

AK 18084 @G421

STATE OF COLORADO
EIGHTEENTH JUDICIAL DISTRICT
COUNTY OF ARAPAHOE

Court Case No. _____

STATEMENT IN SUPPORT OF WARRANTLESS ARREST

KELLY, CHAD PATRICK

Suspect (Last, First, Middle)

Englewood P.D.

Arresting Agency

303-761-7410

Phone

3/26/1994

D.O.B.

10/23/2018

Date of Arrest

18-11464

Agency Case No.

0152

Time of Arrest

am pm

1. **FIRST DEGREE CRIMINAL**

18-4-502

F

\$2,500

TRESPASS

Statute No./Ordinance No.

Class

Bond

Charge(s):

Charge

2.

Charge

Statute No./Ordinance No.

Class

Bond

HOULNE #1805, a peace officer with the **Englewood Police** Department states that there exists probable cause for the warrantless arrest of the above named suspect for the charges stated above. The officer further states that the facts below are based on personal knowledge and/or interviews with witnesses and fellow peace officers and/or review of official law enforcement reports.

1. The crime(s) alleged occurred on **October 23, 2018**, at **3203 S LINCOLN ST**, City of **Englewood**, County of **Arapahoe**, State of Colorado.
2. The suspect was arrested at **0152** am/pm on the **23rd** day of **October, 2018**.
3. The facts in support of the probable cause for the warrantless arrest of the above named suspect are as follows:

On 10-23-2018 at approximately 0116 hours, Your Affiant was dispatched to 3203 S Lincoln St in the City of Englewood, County of Arapahoe and State of Colorado reference a criminal trespass. Englewood PD dispatch advised that the reporting party had hit an unknown suspect with a stick after finding that suspect inside his residence.

Upon arrival Your Affiant contacted TORRES, MARCO (DOB 05-13-1983) and LOZANO, NANCY (DOB 04-29-1993). Nancy was holding their young child identified as [REDACTED]. Your affiant learned that Nancy was seated on the couch just inside the front door while holding [REDACTED] when an unknown male entered the residence uninvited and sat down on the couch next to her mumbling incoherently.

Nancy called for Marco who confronted the male in the living room and hit him with a stick in the upper back as he kicked the male out of the residence. The stick was later identified by Your Affiant as an aluminum vacuum tube with plastic ends, about two to three feet in length. Marco advised the doors to his residence were locked, although Your Affiant found no signs of forced entry. Marco showed Your Affiant security video of the front of his house which identifies the male as a white male wearing dark pants, a white long sleeve shirt with a brown vest and a red scarf around his neck. The males clothing appears disheveled and he has a tattoo on his chest.

Englewood PD officers in the area located a male matching that description in front of the Gothic Theatre located at 3263 S Broadway in the City of Englewood, County of Arapahoe and State of Colorado. The male was detained without incident and verbally identified himself to officers as KELLY, CHAD (DOB 03-26-1994). Chad was also recognized by officers on scene as being Chad Kelly.


Your Affiant transported Marco to the Gothic Theatre and conducted a Field Show-Up. Marco circled that Chad was the individual who entered his home without permission and advised he was 100% sure. Your Affiant also identified Chad as wearing the same clothing as seen in Marco's security video.

Your Affiant confirmed that Marco wished to pursue criminal charges against Chad. Chad was taken into custody and transported to the Englewood Police Department. Englewood PD officers did not observe any injury or markings on Chads back as a result of being struck with the vacuum tube.

Reports and additional pages stapled to this statement are incorporated into the statement.

Executed on the 23rd day of October, 2018 at 2:23 am/pm.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.



Arresting Officer Signature

- Original: Court File
- Copy 1: Arrestee copy
- Copy 2: Detention Facility copy
- Copy 3: District Attorney copy

Arresting Agency Supervisor's Initials

