IN THE NORTH VALLEY JUSTICE COURT COURT

STATE OF ARIZONA, COUNTY OF MARICOPA

****FINAL****

RELEASE QUESTIONNAIRE

Notice: Unless a specific Form IV is sealed or ordered redacted by the Court, all Form IVs are public records of the Court or Clerk at the time they are provided to the Court and will be released in their entirety upon request.

DEFENDANT'S NAME TYRUS WENDELL ELLIS, JUNIOR DOB [redacted] BOOKING NO. T435358

ALIAS(ES) CASE NO. PF2018107747001

A. GENERAL INFORMATION

Charges
1 Cts. 13-1104A MURDER 2ND DEGREE F1
1 Cts. 13-1814A1 THEFT-MEANS OF TRANSPORTATION F3
1 Cts. 13-1602A1 CRIMINAL DAMAGE-DEFACE M1

Pursuant to A.R.S. §41-1750 ten-print fingerprints were taken of the arrested person? ☒ Yes ☐ No
If yes, PCN =

Pursuant to A.R.S. §13-610 one or more of the above charges requires the arresting agency to secure a DNA sample from the arrested person? ☒ Yes ☐ No

If yes, does the defendant have a valid DNA sample on file with AZDPS? ☐ Yes ☒ No

If no, Arresting Agency has taken required sample? ☐ Yes ☒ No

Offense Location: [redacted]
Offense Date: 2018-02-11
Arrest Location: 17605 N 56 AVE
Date: 2018-02-11 Time: 14:00

B. PROBABLE CAUSE STATEMENT

1. Please summarize and include the facts which establish probable cause for the arrest:
See Addendum (Page 4)

C. OTHER INFORMATION (Check if applicable)

1. ☐ Defendant is presently on probation, parole or any other form of release involving other charges or convictions:
Explain:

2. List any prior:
Arrests?

Convictions?

F.T.A.'s?

3. Is there any indication the defendant is:
☐ An Alcoholic? ☐ An Addict?
☐ Mentally disturbed? ☐ Physically Ill?

4. ☒ Defendant is currently employed
With whom COCACOLA

How long: 6 months

5. Where does the defendant currently reside? [redacted]
With whom PARENTS (VICITMS)
How long: 11 years _____ months _____ days

6. What facts indicate the defendant will flee if released?
Explain: SERIOUS NATURE OF DV CHARGES(MURDER), LIVES WITH VICTIMS, DEFENDANT STATED HE HAS TO RUN AWAY TO CALIFORNIA DUE TO THIS

7. What facts does the state have to oppose an unsecured release? Explain:SERIOUS NATURE OF DV CHARGES(MURDER), LIVES WITH VICTIMS, DEFENDANT STATED HE HAS TO RUN AWAY TO CALIFORNIA DUE TO THIS

D. CIRCUMSTANCES OF THE OFFENSE(Check if applicable)

1. ☒ Firearm or other weapon was used
Type: STOLEN VEHICLE DEFENDANT WAS DRIVING WAS USED

☒ Someone was injured by the defendant

☒ Medical attention was necessary
Nature of injuries: N/A

2. ☐ Someone was threatened by the defendant
Nature and extent of threats:

3. Did the offense involve a child victim? ☐ Yes ☒ No
If yes, was DCS notified? ☐ Yes ☒ No

4. If property offense, value of property taken or damaged:
$10,000

☒ Property was recovered

5. Name(s) of co-defendant(s):

E. CRIMES OF VIOLENCE

1. Relationship of defendant to victim: STEP SON AND SON OF BOTH VICTIM'S

☒ Victim(s) and defendant reside together

2. How was the situation brought to the attention of the police?
☒ Victim ☒ Third Party ☐ Officer observed

3. ☒ There are previous incidents involving these same parties
Explain: 4 DV CASES RANGING FROM 2009 TO 2015

4. Is defendant currently the subject of:
☐ An order of protection ☐ Any other court order

☐ Injunction against harassment

Explain:

F. DOMESTIC VIOLENCE ISSUES (Check if applicable)

Defendant's actions

☐ Threats of homicide/suicide/bodily harm

☐ Control/ownership/jealousy issues

☒ Prior history of DV

☒ Frequency/intensity of DV increasing

☐ Access to or use of weapons

☐ Violence against children/animals

☐ Multiple violations of court orders

☒ Crime occurs in public

☐ Kidnapping

☐ Depression

☐ Stalking behavior

G. CIRCUMSTANCES OF THE ARREST (Check if applicable)

1. Did the defendant attempt to:

☒ Avoid arrest ☐ Resist arrest ☐ Self Surrender

Explain: See Addendum (Page 4)

N/A

2. ☐ Defendant was armed when arrested
Type:

3. ☒ Evidence of the offense was found in the defendant's possession
Explain: DEFENDANT HAD THE VICITM'S (FATHER) CELL PHONE WITH HIM PRIOR TO RUNNING FROM OFFICERS

4. Was the defendant under the influence of alcohol or drugs at the time of the offense?
☒ Yes ☐ No ☐ Unk

H. DRUG OFFENSES

1. If the defendant is considered to be a drug dealer, please state the supporting facts:

2. What quantities and types of illegal drugs are directly involved in the offense?

☐ Drug field test completed

☐ Defendant admission of drug type
Approximate monetary value: $

3. Was any money seized?

☐ Yes ☐ No
Amount: $

I. ADDITIONAL INFORMATION

1. Military Service:

Has the defendant served in the military services of the United States? ☐ Yes ☒ No ☐ Unknown

If yes, currenlty on active duty? ☐ Yes ☐ No

Branches Served In: ____ ____ ____
(**AF** - Air Force **AR** - Army **CG** - Coast Guard **MC** - Marine Corp **MM** - Merchant Marines **NG** - National Guard **NV** - Navy **RS** - Reserves)

2. Is the defendant homeless?
☐ Yes ☒ No ☐ Unknown

3. Do you need the court to provide an interpreter to help communicate and to understand what is being said?
☐ Yes ☒ No

If so, what language:

If a fugitive arrest, a Form IVA must also be completed

I certify that the information presented is true to the best of my knowledge.

M. LOWE/12419	AZ0071300/623-930-3173	2018-02-11
ARRESTING OFFICER/SERIAL NUMBER	ARREST AGENCY/DUTY PHONE NUMBER	DATE
18021716/AZ0071300	/	/
DEPARTMENTAL REPORT NO.	DEPARTMENTAL REPORT NO.	DEPARTMENTAL REPORT NO.

ADDENDUM

B1. Probable Cause Statement

ON 02/09/2018 AT ABOUT 1300 HOURS THE DEFENDANT'S FATHER WAS ATTEMPTING TO GO TO WORK. THE FATHER VICTIM WAS ALLOWED TO USE A DODGE RAM TRUCK BELONGING TO ANOTHER SON OF HIS DUE TO HIS VEHICLE NOT WORKING. THE DEFENDANT TOLD HIS STEP FATHER VICTIM HE WANTED TO TAKE THE DODGE RAM WHICH BELONGED TO HIS BROTHER BUT WAS TOLD NO DUE TO THE FATHER VICTIM NEEDING TO GO TO WORK AND THE OWNER OF THE TRUCK NOT ALLOWING (WHICH THE DEFENDANT HAS BEEN TOLD HE WAS NOT ALLOWED) THE DEFENDANT TO USE HIS TRUCK TO HIS POTENTIAL TO USE ILLICIT DRUGS. THE DEFENDANT BECAME UPSET AND PUNCHED HIS STEP FATHER VICTIM IN THE FACE 3 TO 4 TIMES AND THEN TAKING THE KEYS TOT HE DODGE RAM. THE DEFENDANT SAT IN THE DRIVER'S SEAT AND STARTED THE TRUCK. THE FATHER VICTIM GRABBED THE STEERING WHEEL AND TOLD THE DEFENDANT TO NOT TAKE THE TRUCK. THE DEFENDANT STARTED TO DRIVE THE TRUCK AT A HIGH RATE OF SPEED AND DRIVING THROUGH THE FRONT YARDS OF RESIDENCES ALONG [redacted] THE DEFENDANT WAS SWERVING THE TRUCK FROM ONE SIDE FO THE ROAD TOT HE OTHER AND DRIVING AT A HIGH RATE OF SPEED. THE VICTIM WAS BEING DRAGGED BY THE DEFENDANT DRIVING THE TRUCK. AS THE DEFENDANT TURNED SOUTHBOUND ONTO 56TH AVENUE THE FATHER VICTIM WAS THROWN FROM THE TRUCK AND POTENTIALLY RUN OVER BY THE TRUCK. THE FATHER VICTIM SUFFERED SEVERE INJURIES TO INCLUDE INTERNAL BLEEDING AND BROKEN BONES. THE FATHER VICTIM DIED AS A RESULT OF THE INJURIES. THE DODGE RAM WAS LATER LOCATED ABANDONDED ON THE ROADWAY DUE TO THE ENGINE BREAKING DOWN. THE DEFENDANT WAS LATER KNOWN TO BE IN A HOTEL ROOM. THE DEFENDANT'S BROTHER CONTACTED THE DEFENDANT AND TOLD HIM THEIR FATHER WAS KILLED DUE TOT HE INJURIES HE OBTAINED FROM THIS INCIDENT. THE DEFENDANT THEN FLED THE HOTEL AND NOT HEARD FROM. THIS INCIDENT WAS WITNESSED BY TWO PERSONS WHO GAVE OFFICERS AN ACCOUNT OF WHAT TOOK PLACE. THE FATHER VICTIM WAS ABLE TO PROVIDE A STATEMENT OF WHAT TOOK PLACE PRIOR TO LOOSING HIS LIFE DUE TO THE INJURIES. ON 02/09/2018 AT ABOUT 1115 HOURS THE DEFENDANT SHOWED UP AT THE RESIDENCE OF HIS PARENTS WHICH HE ALSO RESIDES AT. THE POLICE WERE CALLED TO CONTACT AND TAKE THE DEFENDANT INTO CUSTODY FROM INCIDENT ON 02/09. ONCE THE DEFENDANT KNEW POLICE WERE CALLED HE BARICADED HIMSELF IN THE MASTER BEDROOM, BLOCKING THE DOOR WITH FURNITURE FROM THE ROOM. THE DEFENDANT THEN BROKE THE CIEING IN THE BATHROOM CAUSING DAMAGE AND CRAWLED TO ANOTHER AREA OF THE HOUSE. THE DEFENDANT THEN BROKE THE CIELING AGAIN,CAUSING MORE DAMAGE TO THE RESIDENCE. THE DEFENDANT THEN LEFT THE HOUSE AND ATTEMPTED TO FLEE FROM OFFICERS. OFFICERS WERE LATER ABLE TO TAKE DEFENDANT INTO CUSTODY WHEN HE WAS FOUND ON THE ROOF OF A RESIDENCE IN THE NEIGHBORHOOD. THE DEFENDANT REQUESTED A LAWYER AND DID NOT SPEAK TO OFFICERS ABOUT EITHER INCIDENTS. NO BOND IS BEING REQUESTED DUE TOT HE SEVERE NATURE OF THE CHARGES AND THE DOMESTIC VIOLENCE RELTIONSHIP BETWEEN THE DEFENDANT AND THE VICTIMS. THE DEFENDANT ALSO MADE A STATEMENT THAT HE NEEDS TO FLEE TO CALIFORNIA DUE TO THE INCIDENT ON 02/09/18. THE DEFENDANT HAS FLED FROM OFFICERS AND THE SCENE OF THE CRIME ON 02/09/18.

G1. Avoid Arrest Description

DEFENDANT FLED IN STOLEN TRUCK ON DATE OF MURDER AND FLED ON FOOT FROM OFFICERS ON DATE OF ARREST

SUPERIOR COURT OF ARIZONA FOR

Maricopa County

Final Release Order and Order Regarding Counsel

State of Arizona
1 Cnt MURDER 2ND DEGR F1
1 Cnt CRIMINAL DAMAGE M1
1 Cnt THEFT-MEANS OF F3

CaseNumber: **PF2018107747001**

vs.

Booking#: **T435358**

Tyrus Wendell Ellis

It is hereby ordered that **Tyrus Wendell Ellis shall be released** as indicated and must comply with ALL release conditions.

NEXT HEARINGS

Status Conference February 15, 2018 at 08:30 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3D **Docket: RCCT2**

Preliminary Hearing February 21, 2018 at 08:45 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3D **Docket: RCCT2**

WARNING: If the defendant appears at the next hearing without a lawyer, the hearing may still proceed as scheduled.

RELEASE TYPE

Bailable As a Matter of Right

The defendant has been found to be bailable as a matter of right. IT IS HEREBY ORDERED that the defendant must comply with all release conditions and shall be released from custody in this Cause Number as follows:

Cash Only Appearance Bond

The defendant will deposit with the Clerk of the above Court the total sum, in cash, of **$500,000.00**, which includes all applicable surcharges.

RELEASE CONDITIONS

1. You are not to return to the scene of the alleged crime.
2. You are not to initiate contact with the alleged victim or victims.
3. You are not to have any physical contact with any alleged victim.
4. You are not to initiate contact with the alleged complainant or witness.
5. You are not to initiate contact with the arresting officers.
6. You are not to possess any weapons.
7. You are not to possess any drugs without a valid prescription.
8. You are not to possess or consume any alcohol.
9. You are not to drive a motor vehicle without a valid driver's license.
10. You must continue to provide the court with proof of your local address.
11. You must find an alternative residence and provide proof of that residence within hours to Pretrial Services Agency.
12. You must obey all of the terms, conditions and requirements of any Order of Protection issued, or to be issued, and served upon you.
13. You must obey all of the terms, conditions and requirements of any Order Against Harassment issued, or to be issued, and served upon you.
14. You must submit to DNA testing at the police department that arrested you within five (5) days of release from custody You must bring proof of your DNA Testing to your next hearing. If you do not submit to testing your release will be revoked.

SUPERIOR COURT OF ARIZONA FOR

Maricopa County

Final Release Order and Order Regarding Counsel

Case#: **PF2018107747001**
Booking#: **T435358**

You must appear at all court proceedings in this case or your release conditions can be revoked, a warrant will be issued and proceedings may go forward in your absence. You must maintain contact with your attorney. If convicted, you will be required to appear for Sentencing. If you fail to appear, you may lose your right to a direct appeal. In addition, failure to appear at a future court proceeding may result in a waiver of any claim that you were not informed of a plea offer made in your case by the State. **a**.You will appear to answer and submit to all further orders and processes of the court having jurisdiction of the case. **b**.You will refrain from committing any criminal offenses. **c**.You will diligently prosecute any appeal. **d**.You will not leave the state without permission of the court. If you violate any conditions of this release order, the court may order the bond and any security deposited in connection therewith forfeited to the State of Arizona. In addition, the court may issue a warrant for your arrest upon learning of your violation of any conditions of your release. After a hearing, if the court finds that you have not complied with the conditions of release, it may modify the conditions or revoke your release altogether.

If you are released on a felony charge, and the court finds the proof evident or the presumption great that you committed a felony during the period of release, the court must revoke your release. You may also be subject to an additional criminal charge, and upon conviction you could be punished by imprisonment in addition to the punishment which would otherwise be imposable for the crime committed during the period of release. Upon finding that you violated conditions of release, the court may also find you in contempt of court and sentence you to a term of imprisonment, a fine, or both.

ATTORNEY APPOINTMENT

The Court finds you to be indigent and orders an attorney to provide you representation.
You must contact the Office of the Maricopa County Public Defender at **620 W. Jackson Street, Suite 4015, Phoenix, AZ 85003. 602-506-7711**

ACKNOWLEDGEMENT BY DEFENDANT

I have received a copy of this form. I understand the standard conditions, all other conditions, and the consequences of violating this release order. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change my place of residence.

Date 2/11/2018 11:00:00 PM

Address: [redacted]

City, State, Zip: GLENDALE, AZ, 85308

[redacted]

Signature: [redacted]

Michelle Carson
Judge / Commissioner

Tyrus Wendell Ellis
Defendant