

IN THE MOON VALLEY JP (NORTHWEST PHX) 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 DAVID MATTHEW MILLIGAN DOB [REDACTED] BOOKING NO. T340215  
ALIAS(ES) \_\_\_\_\_ CASE NO. PF2017106837001

**A. GENERAL INFORMATION**

Charges  
1 Cts. 28-1383A1 AGG DUI-LIC SUSP/REV FOR DUI F4  
1 Cts. 13-1204A AGGRAVATED ASSAULT F6  
1 Cts. 28-622.01 UNLAW FLIGHT FROM LAW ENF VEH F5

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: SB I-17 MILEPOST 231.5  
Offense Date: 2017-02-10  
Arrest Location: SB INTERSTATE 17 MILEPOST 212  
Date: 2017-02-10 Time: 19:22

**B. PROBABLE CAUSE STATEMENT**

1. Please summarize and include the facts which establish probable cause for the arrest:  
See Addendum (Page 3)

**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 N/A

How long: 0 years 0 months 0 days

5. Where does the defendant currently reside? [REDACTED]  
[REDACTED] MESA, AZ 85212-1526

With whom HOMELESS

How long: \_\_\_\_\_ years \_\_\_\_\_ months \_\_\_\_\_ days

6. What facts indicate the defendant will flee if released?  
Explain:

7. What facts does the state have to oppose an unsecured release? Explain:

**D. CIRCUMSTANCES OF THE OFFENSE(Check if applicable)**

1.  Firearm or other weapon was used  
Type: N/A

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:  
\$7000

Property was recovered

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

**E. CRIMES OF VIOLENCE**

- 1. Relationship of defendant to victim:
  - 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. Is defendant currently the subject of:
  - An order of protection  Any other court order
  - Injunction against harassment
 Explain:

- 3.  Evidence of the offense was found in the defendant's possession  
Explain:
- 4. Was the defendant under the influence of alcohol or drugs at the time of the offense?  
 Yes  No  Unk

**F. DOMESTIC VIOLENCE ISSUES (Check if applicable)**

Defendant's actions

- Threats of homicide/suicide/bodily harm
- Control/ownership/jealousy issues  Crime occurs in public
- Prior history of DV  Kidnapping
- Frequency/intensity of DV increasing  Depression
- Access to or use of weapons  Stalking behavior
- Violence against children/animals
- Multiple violations of court orders

- Drug field test completed
- Defendant admission of drug type  
Approximate monetary value: \$
- 3. Was any money seized?

Yes  No

Amount: \$

**G. CIRCUMSTANCES OF THE ARREST (Check if applicable)**

- 1. Did the defendant attempt to:
  - Avoid arrest  Resist arrest  Self Surrender

Explain: FLED FROM LAW ENFORCEMENT

ASSAULTED LAW ENFORCEMENT OFFICER

- 2.  Defendant was armed when arrested  
Type:

**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?

**I. ADDITIONAL INFORMATION**

- 1. Military Service:
  - Has the defendant served in the military services of the United States?  Yes  No  Unknown
  - If yes, currently 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.		
<u>JERMAINE EVANS/6047</u> ARRESTING OFFICER/SERIAL NUMBER	<u>AZ0079900/602-223-2531</u> ARREST AGENCY/DUTY PHONE NUMBER	<u>2017-02-10</u> DATE
<u>2017007568/AZ0079900</u> DEPARTMENTAL REPORT NO.	/	/
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ADDENDUM**B1. Probable Cause Statement**

ON FEBRUARY 10, 2017, AT APPROXIMATELY 1905 HOURS, I RESPONDED TO PURSUIT OF A STOLEN VEHICLE TRAVELING SOUTHBOUND ON I-17 NEAR MILE POST 231.5. TROOPER ANAYA, WHO WAS OUT ON AN UNRELATED COLLISION ADVISED HE OBSERVED A WHITE MALE (DAVID MILLIGAN) ON FOOT WITH A CANINE WALKING TOWARDS THE COLLISION. TROOPER ANAYA STATED MILLIGAN GOT INTO A WHITE CHEVROLET TAHOE BELONGING TO SOMEONE AT THE COLLISION. HE ATTEMPTED TO APPROACH THE MILLIGAN WHO SPED OFF IN THE TAHOE. TROOPER ANAYA FOLLOWED HIM IN HIS MARKED PATROL UNIT AND ATTEMPTED A STOP. MILLIGAN REFUSED A PURSUIT WAS CALLED. PRIOR TO THE THEFT OF THE VEHICLE, WITNESSES STATED MILLIGAN DROVE HIS OWN VEHICLE WRONG WAY ON I-17 AND RAN OFF THE ROAD DISABLING IT. TROOPER ANAYA AND OTHER TROOPERS PURSUED MILLIGAN FOR APPROXIMATELY 20 MILES REACHING SPEEDS IN EXCESS OF 85MPH. SPIKE STRIPS WERE DEPLOYED BUT WERE INEFFECTIVE. MILLIGAN THEN PULLED THE VEHICLE OVER TO THE LEFT EMERGENCY LANE NEAR MILE POST 212 AND FLED ON FOOT WITH HIS CANINE. TROOPER ANAYA ATTEMPTED TO UTILIZE THE TASER BUT IT WAS INEFFECTIVE. MILLIGAN JUMPED THE CENTER MEDIAN AND RAN ACROSS ALL LANES OF TRAFFIC. TROOPER ANAYA WAS ABLE TO CATCH UP TO MILLIGAN WHO WOULD NOT COMPLY WITH VERBAL COMMANDS. A PHYSICAL FIGHT ENSUED BETWEEN THE TWO. TROOPER GALVAN ARRIVED ON SCENE AND OBSERVED MILLIGAN STRIKING TROOPER ANAYA MULTIPLE TIMES IN THE FACE WITH A CLOSED FIST. VERBAL COMMANDS WERE GIVEN AGAIN TO MILLIGAN TO STOP RESISTING BUT HE CONTINUED TO FIGHT WITH OFFICERS. A TASER WAS UTILIZED AGAIN IN AN ATTEMPT TO GAIN CONTROL OF MILLIGAN BUT HAD NO EFFECT. TROOPERS WERE EVENTUALLY ABLE TO GAIN CONTROL OF MILLIGAN AND GET HIM INTO CUSTODY. PHOENIX FIRE ARRIVED ON SCENE TO CHECK OUT MILLIGAN, WHO WAS MEDICALLY CLEARED. HE WAS THEN TRANSPORTED TO METRO BOOKING TO BEPROCESSED. TROOPER MUNOZ ASKED MILLIGAN IF HE WOULD CONSENT TO A BLOOD DRAW AND HE STATED NO. TROOPER WRIGHT WAS CALLED TO THE SCENE DUE TO THE POSSIBILITY OF MILLIGAN BEING UNDER THE INFLUENCE OF AN ILLEGAL DRUG. TROOPER WRIGHT IS CERTIFIED IN HGN, ARIDE, AND DRE. SHE IS ALSO A HGN/ARIDE AND DRE INSTRUCTOR. TROOPER WRIGHT READ MILLIGAN HIS MIRANDA RIGHTS AT 2140 HOURS AND HE ADVISED HE WOULD SPEAK WITH HER. MILLIGAN ADMITTED TO SMOKING MARIJUANA PRIOR TO THE INCIDENT. HE ALSO ADMITTED TO DRIVING WRONG WAY ON THE I-17 AND TAKING THE TAHOE. MILLIGAN ADVISED HE KNEW IT WASN'T HIS VEHICLE BUT WANTED TO GET BACK TO HIS FAMILY. TROOPER WRIGHT QUESTIONED HIM ABOUT HIS COLLISION WITH HIS OWN VEHICLE AND HE STATED HE WAS TRYING TO KILL HIMSELF BY DRIVING INTO THE RIVER. MILLIGAN STATED HE KNEW TROOPERS WERE BEHIND HIM BECAUSE HE SAW THE FLASHING LIGHTS AND HEARD THE SIRENS. WHEN QUESTIONED WHY HE DIDN'T STOP HE STATED GOD TOLD HIM TO KEEP GOING AND THAT THE POLICE WERE DEMONIC. TROOPER WRIGHT QUESTIONED MILLIGAN ABOUT ACTIVELY RESISTING THE OFFICERS AND HE ADMITTED TO STRIKING THE TROOPER BECAUSE HE DID NOT WANT TO GO WITH US. MILLIGAN WOULD NOT CONSENT TO FIELD SOBRIETY TESTS BUT DID LET TROOPER WRIGHT CONDUCT SEVERAL EYE TEST. SHE OBSERVED SIX OUT OF SIX CLUES DURING HGN. MILLIGAN APPEARED TO BE DAZED DURING THE INTERVIEW, HAVE A BLANK STARE AND BE ON THE NOD. THERE WERE SEVERAL TIMES TROOPER WRIGHT HAD TO SAY HIS NAME IN AN ATTEMPT TO GET HIM OUT OF A TRANCE. BASED ON HER TRAINING AND EXPERIENCE, PLUS SPEAKING TO OFFICERS THAT WERE ON THE SCENE AT THE TIME OF INCIDENT TROOPER WRIGHT BELIEVES MILLIGAN WAS UNDER THE INFLUENCE OF CANNABIS AND POSSIBLY A CNS DEPRESSANT AT THE TIME OF THE INCIDENT. DUE TO THE TIME DIFFERENCE FROM THE ACTUAL INCIDENT TO THE TIME SHE WAS CALLED OUT NO APPARENT SIGNS OF CANNABIS WERE ABLE TO BE DETECTED. TROOPER WRIGHT READ ADMIN PER SE TO MILLIGAN WHO ADVISED HE WOULD CONSENT TO A BLOOD TEST. DUE TO THE FACT HE HAD PREVIOUSLY STATED NO A WARRANT WAS REQUESTED TO GET BLOOD FROM MILLIGAN. THE WARRANT WAS GRANTED AND TWO GRAY TOP TUBES WERE DRAWN OF MILLIGAN'S BLOOD AT 0053 HOURS. SUSPECT MILLIGAN WAS TRANSPORTED AND BOOKED INTO THE MCSO 4TH AVENUE JAIL WITHOUT INCIDENT.