

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 MARKUS WADE MILLER DOB [REDACTED] BOOKING NO. [REDACTED]
ALIAS(ES) _____ CASE NO. [REDACTED]

A. GENERAL INFORMATION

Charges
1 Cts. 13-1104A2 MURDER 2ND DEG-KNOWING F1
1 Cts. 13-1204 AGGRAVATED ASSAULT F2

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:
Offense Date: 2017-08-19
Arrest Location [REDACTED]
Date: 2017-08-20 Time: 07:10

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

How long:

5. Where does the defendant currently reside? [REDACTED]
with whom [REDACTED]

How long: _____ years _____ months _____ days

6. What facts indicate the defendant will flee if released?
Explain: SERIOUS FELONY DEF IS HOMELESS

7. What facts does the state have to oppose an unsecured release? Explain: SERIOUS FELONY DEF IS HOMELESS

D. CIRCUMSTANCES OF THE OFFENSE(Check if applicable)

1. Firearm or other weapon was used
Type: SEMI AUTO HANDGUN

Someone was injured by the defendant

Medical attention was necessary
Nature of injuries: VICTIM IS DEAD

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:

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:

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

G. CIRCUMSTANCES OF THE ARREST (Check if applicable)

1. Did the defendant attempt to:

Avoid arrest Resist arrest Self Surrender

Explain: FLED THE SCENE

2. Defendant was armed when arrested

Type:

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

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, 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.

ARRESTING OFFICER/SERIAL NUMBER

ARREST AGENCY/DUTY PHONE NUMBER

2017-08-20
DATE

201700001456197/AZ0072300
DEPARTMENTAL REPORT NO.

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ADDENDUM**B1. Probable Cause Statement**

ON 08/19/17 AT APPROXIMATELY 2034 HOURS, PHOENIX POLICE OFFICERS RESPONDED TO A CALL OF A FIGHT AT [REDACTED] WHILE OFFICERS WERE ENROUTE TO THE CALL THE 911 CALLER ADVISED DISPATCH THAT SHOTS WERE NOW BEING FIRED. OFFICERS ARRIVED ON SCENE AND SECURED THE AREA UPON MAKING ENTRY INTO APARTMENT [REDACTED] OFFICERS LOCATED THE VICTIM, LATER IDENTIFIED AS TERRANCE HODGE, WITH A GUNSHOT WOUND LEANING AGAINST A WALL IN THE APARTMENT AND UNRESPONSIVE. THE FIRE DEPARTMENT ARRIVED ON SCENE AND PRONOUNCED TERRANCE DECEASED. OFFICERS LOCATED TWO CASINGS IN THE PARKING LOT BELOW APARTMENT 3099. ALONG WITH TERRANCES BODY IN THE APARTMENT WAS HIS GIRLFRIEND [REDACTED] WAS INTERVIEWED AND TOLD INVESTIGATORS THAT SHE WAS STAYING WITH TERRANCE RIGHT NOW AND ON THE MORNING OF THE INCIDENT SHE LEFT TO A DENTIST APPOINTMENT [REDACTED] WHEN [REDACTED] LEFT ONLY TERRANCE AND HER TWO CHILDREN [REDACTED] AND [REDACTED] WERE IN THE APARTMENT [REDACTED] DID NOT RETURN UNTIL LATER IN THE AFTERNOON AT [REDACTED] APPROXIMATELY 1730 HOURS. WHEN SHE ARRIVED [REDACTED] SAW HER OTHER DAUGHTER [REDACTED] WAS NOW IN THE APARTMENT [REDACTED] SAID THAT TERRANCE AND MARKUS MILLER, [REDACTED] BOYFRIEND, WENT TO THE STORE. MARKUS AND TERRANCE RETURNED FROM THE STORE AROUND 1822 HOURS. WHEN THEY ARRIVED BACK TERRANCE, [REDACTED] AND MARKUS WENT OUT ON THE PATIO AND [REDACTED] COULD HEAR THEM TALKING ABOUT 3500 AND A LAWYER, BUT SHE WAS NOT SURE WHAT SPECIFICALLY THEY WERE SAYING. ALL THREE CAME IN A SHORT TIME LATER AND MARKUS AND [REDACTED] STARTED TO ARGUE ABOUT A LIGHTER. MARKUS CALLED [REDACTED] A BITCH AND THIS UPSET TERRANCE SO HE ASKED MARKUS TO GO TO THE BEDROOM SO THEY COULD TALK. WHILE MARKUS AND TERRANCE WERE IN THE BEDROOM [REDACTED] NEVER HEARD ARGUING. A SHORT TIME LATER MARKUS AND TERRANCE EXITED THE BEDROOM [REDACTED] WHEN THEY DID [REDACTED] AND MARKUS AGAIN STARTED TO ARGUE ABOUT A LIGHTER AND MARKUS STATED THAT HE DID NOT KNOW WHERE THE FUCKING LIGHTER WAS LOCATED. TERRANCE AGAIN BECAME UPSET AND TOLD MARKUS THAT WAS HIS 3RD VIOLATION AND TERRANCE GRABBED HIM AROUND THE ELBOW AND BEGAN TO ESCORT HIM OUT OF THE APARTMENT [REDACTED] AND [REDACTED] STAYED INSIDE. AFTER MARKUS AND TERRANCE WERE OUTSIDE FOR A FEW MINUTES [REDACTED] HEARD A LOUD BUMP AND ASKED [REDACTED] IF SHE HEARD IT. [REDACTED] SAID NO AND THEN FOLLOWED [REDACTED] OUT OF THE APARTMENT. WHEN [REDACTED] WENT OUTSIDE SHE SAW MARKUS AT THE BOTTOM OF THE STAIRS LAYING DOWN AND FOLDED IN HALF AS IF HE HAD FALLEN OR BEEN PUSHED DOWN THE STAIRS. TERRANCE WAS YELLING AT MARKUS TELLING HIM TO LEAVE AND NOT COME BACK. MARKUS GOT UP AND WALKED TO HIS CAR WHERE HE RETURNED WITH A FIREARM AND SHOT AT TERRANCE TWO TIMES. [REDACTED] HEARD TERRANCE MAKE A STRANGE NOISE AND HE RAN INTO THE APARTMENT. TERRANCE SAT DOWN ON THE FLOOR AND SAID THAT MARKUS HAD SHOT HIM THEN PASSED OUT AND NEVER REGAINED CONSCIOUS. [REDACTED] SAID THAT MARKUS WAS ONLY WEARING PANTS WHEN HE LEFT THE APARTMENT WITH TERRANCE AND HE WAS NOT WEARING ANY SHOES AS WELL. TWO OTHER WITNESSES, [REDACTED] AND [REDACTED] ALSO SAW PARTS OF THE INCIDENT AS THEY LIVE NEARBY. [REDACTED] WAS SITTING OUT ON THE STAIRS OF HER APARTMENT WHICH WAS JUST NORTH OF 3099. [REDACTED] SAW A BLACK MALE WITH NO SHIRT OR SHOES ON, RUN FROM THE APARTMENT BUILDING WITH UNIT 3099 IN IT, INTO THE PARKING LOT TOWARDS A CAR. THE MALE WAS AT THE CAR FOR A FEW MINUTES AND THEN BEGAN TO WALK BACK TOWARDS UNIT 3099 WITH A GUN IN HIS HAND. AS THE MAN WAS WALKING BACK HE RAISED THE GUN AND FIRED TWO ROUNDS FROM THE GUN TOWARDS TERRANCE. AFTER THE SHOTS WERE FIRED MARKUS AND A FEMALE RAN TO THE CAR AND LEFT EASTBOUND THROUGH THE PARKING LOT. AFTER THE SHOTS WERE FIRED [REDACTED] WENT BACK INTO HER APARTMENT. [REDACTED] LIVED IN THE SAME BUILDING AS TERRANCE BUT ON THE FIRST FLOOR. [REDACTED] WAS FIRST ALERTED TO SOMETHING WHEN SHE COULD HEAR A LOUD COMMOTION OUT ON THE STAIRS NEAR HER FRONT DOOR. [REDACTED] CRACKED THE DOOR OPEN AND SAW THAT A BLACK MALE WITH NO SHOES OR SHIRT WAS LYING FACE DOWN ON THE STAIRS WITH HIS HEAD TOWARDS THE BOTTOM OF THE STAIRS AND HIS FEET TOWARDS THE TOP. TERRANCE WAS STANDING OVER THE TOP OF THE MALE WITH ONE FOOT ON TOP OF HIM. WHEN [REDACTED] OPENED THE FRONT DOOR TO LOOK OUT TERRANCE LOOKED OVER AT HER AND APOLOGIZED FOR THE COMMOTION AND LET THE MALE UP. THE UNKNOWN MALE GOT UP AND RAN TO THE PARKING LOT AND TERRANCE FOLLOWED AFTER HIM. [REDACTED] SAID THAT THE TWO CHASED EACH OTHER AROUND SOME CARS IN THE PARKING LOT AND WERE YELLING AT EACH OTHER. EVENTUALLY THE UNKNOWN MALE WALKED OFF SOUTH THROUGH THE PARKING LOT AND TERRANCE STAYED IN THE NORTH END OF THE PARKING LOT. THE UNKNOWN MALE THEN RE-

ADDENDUM (cont'd)

TURNED FROM THE PARKING LOT WALKING TOWARDS TERRANCE WITH A GUN. THE UNKNOWN MALE FIRED TWO ROUND AT TERRANCE. WHEN THE TWO ROUNDS WERE FIRED STOPPED WATCHING AND WENT TO HIDE IN THE BATHROOM. DURING THE INVESTIGATION SURVEILLANCE WAS ESTABLISHED AT THE SCENE OF THE CRIME, [REDACTED]. AT APPROXIMATELY 0700 HOURS [REDACTED] RETURNED TO APARTMENT [REDACTED] AT WHICH TIME SHE WAS TAKEN INTO CUSTODY FOR AN OUTSTANDING WARRANT. [REDACTED] WAS COOPERATIVE WITH INVESTIGATORS AND ADVISED DETECTIVES THAT MARKUS WAS AT A LIGHT RAIL STATION NEAR 19TH AVENUE AND BUTLER. DETECTIVES WENT TO THAT LOCATION WHERE THEY LOCATED MARKUS ON THE LIGHT RAIL PLATFORM. MARKUS WAS TAKEN INTO CUSTODY WITHOUT INCIDENT REFERENCE COURT ORDER 2017008425. BOTH MARKUS AND [REDACTED] WERE TRANSPORTED TO POLICE HEADQUARTERS AND INTERVIEWED. [REDACTED] TOLD ME THE FOLLOWING, [REDACTED] IN APARTMENT [REDACTED] WITH HER BOYFRIEND, MARKUS MILLER. THEY WERE OVER TO BORROW MONEY FROM TERRANCE SO THEY COULD RENT A ROOM AT A LOCAL MOTEL. WHILE AT APARTMENT MARKUS AND TERRANCE DECIDED TO GO TO THE STORE AND GET SOME ALCOHOL. TERRANCE AND AND MARKUS HAD BEEN DRINKING THROUGHOUT THE AFTERNOON WHILE THEY WERE TOGETHER. THEN IN THE EVENING [REDACTED] WAS OUT ON THE BALCONY SMOKING WHEN TERRANCE AND MARKUS BEGAN TO WALK DOWN THE STAIRS TO THE BOTTOM FLOOR OF THE APARTMENT COMPLEX. SOON AFTER THEY LEFT [REDACTED] HEARD SEVERAL LOUD THUMPS AND RAN TO SEE WHAT WAS HAPPENING. WHEN [REDACTED] GOT OUT TO THE FRONT OF THE APARTMENT SHE SAW MARKUS LYING ON THE BOTTOM STAIRS WITH HIS HEAD PINNED UNDER THE RAILING AND [REDACTED] TERRANCE WAS STANDING A FEW STEPS ABOVE HIM YELLING AT MARKUS NOW YOU KNOW WHO I AM. [REDACTED] WENT DOWN TO TRY AND FIGURE OUT WHAT HAPPENED BUT NO ONE WOULD ANSWER HER. [REDACTED] PULLED MARKUS OUT FROM THE RAILING AND GOT HIM TO HIS FEET. WHEN MARKUS GOT UP TERRANCE AND MARKUS STARTED TO FIGHT EACH OTHER AGAIN. [REDACTED] STEPPED IN BETWEEN THEM TO TRY AND BREAK UP THE FIGHT AND WAS HIT IN THE JAW. SOON AFTER [REDACTED] WAS HIT THE FIGHT BROKE UP AND [REDACTED] AND MARKUS BEGAN TO WALK AWAY SOUTH THROUGH THE PARKING LOT WHILE TERRANCE BEGAN TO WALK UP TO HIS 3RD FLOOR APARTMENT. AS THEY APPROACHED THE SOUTH END OF THE APARTMENT COMPLEX MARKUS TOLD [REDACTED] FUCK THIS AND GRABBED HER BACKPACK AND PULLED OUT A HANDGUN THAT IS KEPT IN THE BACK PACK. MARKUS THEN BEGAN TO WALK TOWARDS TERRANCES APARTMENT AND WHILE TERRANCE WAS ON THE 3RD FLOOR MARKUS FIRED TWO SHOTS [REDACTED]