

IN THE UNIVERSITY LAKES JP (TMP EAST) 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 XIAOYUAN ZHANG DOB [REDACTED] BOOKING NO. T306004  
ALIAS(ES) \_\_\_\_\_ CASE NO. PF2016146236001

**A. GENERAL INFORMATION**

Charges  
6 Cts. 13-3019A1 UNLAWFUL VIEW/TAPE/RECORD PERS 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: 100 E GAMMAGE PKWY TEMPE AZ 85281  
Offense Date: 2016-09-26  
Arrest Location: 100 E GAMMAGE PKWY TEMPE AZ 85281  
Date: 2016-09-26 Time: 21:58

**B. PROBABLE CAUSE STATEMENT**

1. Please summarize and include the facts which establish probable cause for the arrest:  
ON 09/26/2016 AT APPROXIMATELY 2127 HOURS OFFICERS RESPONDED TO 100 E GAMMAGE PKWY IN REFERENCE TO A MALE SUBJECT POSSIBLY TAKING VIDEOS OF FEMALES IN THE RESTROOM. UPON ARRIVAL OFFICERS CONTACTED XIAOYUAN ZHANG WHO TOLD OFFICERS HE HAD TAKEN VIDEO OF THE FEMALES WHEN USING THE RESTROOM AND HAD DELETED THEM. HE GAVE OFFICER JONES (542) CONSENT TO SEARCH THE PHONE AND ALSO PROVIDED THE SECURITY CODE FOR ACCESS.

OFFICER JONES INTERVIEWED THE VICTIMS WHO TOLD HER THEY HAD BEEN USING THE WOMEN'S RESTROOM AND A MALE SUBJECT HAD BEEN INSIDE TAKING VIDEO AND PHOTOGRAPHS. THEY TOLD OFFICER JONES THEY WATCHED ZHANG COME OUT OF THE RESTROOM AND HAD DETAINED HIM UNTIL OFFICERS COULD ARRIVE. THEY ALSO TOOK HIS PHONE FROM HIM SO HE COULD NOT DELETE ANYTHING FROM IT. THE VICTIMS WERE ABLE TO IDENTIFY WHO WAS IN THE VIDEOS BY WATCHING THEM. ALL OF THE VICTIMS WERE ISSUED VICTIM'S RIGHTS FORMS.

OFFICER DAVIS (513) SPOKE WITH ZHANG DURING A BRIEF INTERVIEW. HE WAS READ MIRANDA WARNINGS PRIOR TO THE INTERVIEW. ZHANG TOLD OFFICER DAVIS HE HAD GONE INTO THE BUILDING TO USE THE RESTROOM, BUT COULD NOT FIND THE MEN'S ROOM. HE DECIDED TO USE THE WOMEN'S INSTEAD. WHILE SITTING IN THE STALL HE USED HIS PHONE TO TAKE VIDEO AND PHOTOGRAPHS OF THE FEMALES WHILE THEY WERE SUING THE RESTROOM. THE INTERVIEW WAS SHORT BECAUSE OF A LANGUAGE BARRIER.

OFFICER WANG (568) SPOKE TO ZHANG AT ASU POLICE TEMPE STATION IN MORE DETAIL. HE TOLD OFFICER WANG HE WAS SITTING IN THE CENTER STALL WHEN THE FEMALES CAME IN TO USE THE RESTROOM. HE SAID HE HAD A "DIRTY MIND" AND THAT IS WHY HE TOOK THE VIDEO.

**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: N/A

2. List any prior:  
Arrests? N/A

Convictions? N/A

F.T.A.'s? N/A

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?

With whom

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

6. What facts indicate the defendant will flee if released?  
Explain: DEFENDANT IS A CHINESE NATIONAL AND HAS NO FAMILY TIES TO AZ

7. What facts does the state have to oppose an unsecured release? Explain: DEFENDANT HAS A HISTORY OF TAKING PHOTOS AND VIDEO UNDER FEMALES SKIRTS. HE IS ASLO A CHINESE NATIONAL

**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: N/A

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:  
N/A

Property was recovered

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

DEFENDANT'S NAME XIAOYUAN ZHANG

DOB



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A SEARCH WARRANT FOR THE CELL PHONE WAS GRANTED AND EVIDENCE WAS OBTAINED.