

IN THE ARROWHEAD JP (PEORIA/LK PLSNT) COURT
STATE OF ARIZONA, COUNTY OF MARICOPA

PAGE 1 OF 3

****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 KARL JAMES LEPAK DOB [REDACTED] BOOKING NO. T361506
ALIAS(ES) _____ CASE NO. PF2017120004001

A. GENERAL INFORMATION

Charges

1 Cts. 13-1204B AGG ASLT DV-IMPEDE BREATHING F4
2 Cts. 13-1204A2 AGG ASLT-DEADLY WPN/DANG INST F3

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: 2017-04-30
Arrest Location: [REDACTED]
Date: 2017-04-30 Time: 13:52

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 SELF EMPLOYED

How long: 15 years

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

With whom VICTIM

How long: 11 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: 9MM HANDGUN AND METAL WATER BOTTLE

- ☒ Someone was injured by the defendant

- ☒ Medical attention was necessary

Nature of injuries: VICTIM WAS TRANSPORTED BY HELICOPTER TO HOSPITAL TO BE TREATED FOR INJURIES

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 VIOLENCE1. Relationship of defendant to victim: SPOUSE☒ Victim(s) and defendant reside together

2. How was the situation brought to the attention of the police?

☐ Victim ☐ Third Party ☐ Officer observed3. ☒ There are previous incidents involving these same partiesExplain: NUMEROUS INCIDENTS INVOLVING MCSO

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:

N/A2. ☐ 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 ☐ UnknownIf 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.

BARNETT/1622
ARRESTING OFFICER/SERIAL NUMBERAZ0070000/602-876-8947
ARREST AGENCY/DUTY PHONE NUMBER2017-04-30
DATE17012949/AZ0070000
DEPARTMENTAL REPORT NO./
DEPARTMENTAL REPORT NO./
DEPARTMENTAL REPORT NO.

ADDENDUM**B1. Probable Cause Statement**

ON 04/30/2017 AT APPROXIMATELY 1226 HOURS, MARICOPA COUNTY SHERIFF'S OFFICE COMMUNICATIONS RECEIVED A 9-1-1 CALL FROM KARL JAMES LEPAK STATING HE ACCIDENTALLY SHOT HIS WIFE, [REDACTED]. [REDACTED] WAS SHOT IN THE CHEST DURING AN ARGUMENT WHICH WAS OCCURRING AT THEIR RESIDENCE LOCATED AT [REDACTED]. [REDACTED] WAS SUBSEQUENTLY TRANSPORTED BY HELICOPTER TO JOHN C. LINCOLN HOSPITAL WITH A LIFE-THREATENING INJURY DESCRIBED AS A GUNSHOT ENTRY WOUND TO THE RIGHT SIDE OF HER CHEST AND EXIT WOUND FROM HER BACK, THROUGH THE SHOULDER BLADE. COMMUNICATIONS DISPATCHER NOTED IN THE CALL THAT A FEMALE COULD BE HEARD STATING, "MY HUSBAND SHOT ME." DURING THE CALL TO 9-1-1, KARL STATED AGAIN, "I ACCIDENTALLY SHOT HER." DURING THE INITIAL INVESTIGATION, I LEARNED KARL AND [REDACTED] WERE INVOLVED IN A PHYSICAL DOMESTIC VIOLENCE DISPUTE WHICH BEGAN SOMETIME IN THE EARLY MORNING HOURS OF 04-30-17. DURING THAT INCIDENT, [REDACTED] ALLEGED SHE WAS STRUCK MULTIPLE TIMES IN THE HEAD WITH A METAL WATER BOTTLE. ON 04-30-17, I RESPONDED TO THE LISTED ADDRESS IN REFERENCE TO [REDACTED] BEING SHOT IN THE CHEST BY KARL WITH A 9MM SEMI-AUTOMATIC HANDGUN. DETECTIVE D. BEAVER 1499 RESPONDED TO THE HOSPITAL WHERE MEDICAL PERSONNEL ADVISED HIM [REDACTED] HAD A GUNSHOT WOUND TO HER UPPER RIGHT BREAST, LACERATIONS TO HER HEAD, AND IT APPEARED SHE HAD BEEN CHOKED DUE TO REDNESS AROUND HER THROAT. DURING MIRANDIZED INTERVIEW WITH KARL, HE TOLD ME [REDACTED] HIT AT HIM WITH THE METAL WATER BOTTLE WITH APPROXIMATELY 4-5 GLANCING BLOWS TO THE ARMS. KARL NEVER SAID HE WAS HIT IN A VITAL AREA. KARL STATES HE WAS HIT 4-5 TIMES BEFORE HE "SNAPPED." ACCORDING TO KARL, HE TOOK [REDACTED] TO THE GROUND WHERE HE STRADDLED HER BACK WHILE SHE WAS ON HER STOMACH. KARL STATED HE WAS TIRED OF HER CUSSING AT HIM. ACCORDING TO HIM SHE YELLS, CUSSES AT HIM AND CALLS HIM NAMES WHEN SHE IS DRUNK. WHEN KARL "SNAPPED" HE GRABBED THE METAL WATER BOTTLE AND INTENTIONALLY HIT HER IN THE BACK OF THE HEAD BECAUSE "HER FACE WAS BEAUTIFUL." KARL ADMITTED TO HITTING HER WITH METAL WATER BOTTLE. KARL STATED HE PUT HIS ARM AROUND [REDACTED] NECK WITH THE INTENTION OF CHOKING HER TILL SHE PASSED OUT BECAUSE SHE WOULD NOT STOP YELLING AT HIM. AFTER HE HAD HIT HER WITH THE BOTTLE TILL SHE WAS BLOODY AND ATTEMPTED TO CHOKE HER TO UNCONSCIOUSNESS, HE ATTEMPTED TO CLEAN THE BLOOD WITH HYDROGEN PEROXIDE AND CARPET CLEANER. THAT NIGHT, [REDACTED] IN THE BED AND KARL SLEPT ON THE COUCH. KARL TOLD ME [REDACTED] GOT UP DURING THE MORNING AND WASHED THE METAL WATER BOTTLE BEFORE GOING BACK TO BED. WHEN KARL AWOKE, HE WENT TO THE BEDROOM AND LIED ON THE BED WITH [REDACTED]. HE WAS LAYING ON HIS RIGHT SIDE AND SHE ON HER LEFT; FACING EACH OTHER. KARL TOLD ME THAT HE WAS STROKING HER HEAD WHEN HIS HAND FELT A GUN ON THE SIDE OF THE PILLOW. WHEN HE GRABBED THE GUN, KARL WAS SHOCKED. HE TOLD ME [REDACTED] BECAME AGITATED. KARL TOLD ME [REDACTED] SAID, "GIVE ME THAT!" AS KARL PULLED THE GUN AWAY FROM [REDACTED], KARL PULLED THE TRIGGER. WHEN THE GUN WENT OFF, IT HIT [REDACTED] IN THE RIGHT BREAST. KARL AND [REDACTED] HAVE BEEN MARRIED APPROXIMATELY 6 YEARS AND HAVE 2 CHILDREN TOGETHER.