

IN THE AGUA FRIA JP (TOLLESON) 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 ROBERT WELLS DOB [REDACTED] BOOKING NO. T431745
ALIAS(ES) _____ CASE NO. PF2018105003001

A. GENERAL INFORMATION

Charges
1 Cts. 13-1104A1 MURDER 2ND DEG-INTENTIONAL F1
1 Cts. 13-1104 Att. MURDER 2ND DEGREE F2
1 Cts. 13-1507 BURGLARY 2ND DEGREE 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:
Offense Date: 2018-01-28
Arrest Location: [REDACTED]
Date: 2018-01-28 Time: 13:57

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

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: HOMICIDE, ATTEMPT HOMICIDE

D. CIRCUMSTANCES OF THE OFFENSE(Check if applicable)

1. Firearm or other weapon was used
Type: SEMIAUTOMATIC HANDGUN

Someone was injured by the defendant

Medical attention was necessary

Nature of injuries: 14 YEAR OLD VICTIM KILLED

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:

- 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?

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: DISPOSED OF GUN

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>[REDACTED]</u> ARRESTING OFFICER/SERIAL NUMBER	<u>[REDACTED]</u> ARREST AGENCY/DUTY PHONE NUMBER	<u>2018-01-28</u> DATE
<u>201800000168198/AZ0072300</u> DEPARTMENTAL REPORT NO.	<u>201800000168662/AZ0072300</u> DEPARTMENTAL REPORT NO.	<u>/</u> DEPARTMENTAL REPORT NO.

ADDENDUM**B1. Probable Cause Statement**

ON 01/28/18, PHOENIX POLICE OFFICERS RESPONDED TO THE AREA OF [REDACTED] PHOENIX, FOR A SHOOTING CALL. WHILE OFFICERS WERE RESPONDING TO THE SCENE, WITNESSES ON THE SCENE PROVIDED A DESCRIPTION OF THE VEHICLE INVOLVED IN THE SHOOTING. AS THE RESPONDING OFFICERS ARRIVED ON SCENE, WITNESSES THERE REPORTED THE SUSPECT VEHICLE CAME BACK AND JUST LEFT, OFFICERS FOUND A 14 YEAR OLD VICTIM LYING ON THE GROUND WITH APPARENT GUNSHOT WOUNDS. THE VICTIM WAS PRONOUNCED DECEASED AT THE SCENE. A SECOND, 15 YEAR OLD VICTIM, WAS AT THE SCENE WITH MULTIPLE GUNSHOT WOUNDS. OFFICERS OBSERVED A VEHICLE MATCHING THE SUSPECT VEHICLE DESCRIPTION EXITING THE IMMEDIATE AREA. WHEN THE OFFICERS ATTEMPTED TO STOP THE VEHICLE, THE VEHICLE FAILED TO PULL OVER AND A VEHICLE PURSUIT WAS INITIATED. DURING THE PURSUIT OFFICERS OBSERVED A HANDGUN THROWN ONTO THE ROAD FROM THE INTERIOR OF THE FLEEING VEHICLE. EVENTUALLY THE VEHICLE ENTERED A FIELD, LOCATED AT APPROXIMATELY [REDACTED] A FELONY STOP WAS CONDUCTED AND ROBERT WELLS AND THREE OTHER SUBJECTS WERE TAKEN INTO CUSTODY. THE VEHICLE MR. WELLS WAS A PASSENGER IN WAS FOUND TO BE STOLEN AFTER A RECORDS CHECK WAS DONE. THE VEHICLE WAS APPARENTLY STOLEN FROM THE LISTED LOCATION OF THE HOME BURGLARY. MR. WELLS WAS INTERVIEWED BY HOMICIDE DETECTIVES AND HE ADMITTED DURING A DRUG TRANSACTION, TWO MALES WHO LOOKED 16 YEARS OLD, ROBBER HIM AND HIS PARTNER AT GUN POINT, TAKING HIS WALLET AND DRUGS. DURING THE ROBBERY, ROBERT WAS ABLE TO PULL HIS GUN OUT AND SHOOT BOTH MALES, DROPPING THE ONE WITH THE GUN, AND SHOOTING THE OTHER AS HE ATTEMPTED TO RUN AWAY. MR. WELLS AND HIS PARTNER GOT INTO THE LISTED VEHICLE AND FLED THE SCENE BUT LATER RETURNED BACK TO THE SCENE TO GET HIS WALLET AND IDENTIFICATION. MR. WELLS ALSO ADMITTED TO BEING A LOOKOUT DURING A HOME BURGLARY, WHICH HE SAID OCCURRED ON THE SAME DAY, BEFORE THE SHOOTING. THERE WERE ITEMS RECOVERED FROM THE STOLEN VEHICLE THAT MATCHED THE ITEMS REPORTED STOLEN BY THE VICTIMS FROM LISTED BURGLARIZED HOME. ONE OF THE OTHER OCCUPANTS OF THE SUSPECT VEHICLE, IDENTIFIED MR. WELLS AS THE PERSON WHO SHOT BOTH OF THE MALE VICTIMS DURING THE ROBBERY. THE SURVIVING VICTIM WAS INTERVIEWED BY HOMICIDE DETECTIVES, AND HE ADMITTED THAT HIS FRIEND WAS KILLED DURING THE ROBBERY OF A DRUG DEALER. THERE WAS A HANDGUN AND BAGGIES OF POSSIBLE DRUGS FOUND NEAR THE VICTIM. BASED ON THE FACTS AND CIRCUMSTANCES THERE IS PROBABLE CAUSE TO BELIEVE ROBERT WELLS COMMITTED ONE COUNT OF SECOND DEGREE MURDER, ONE COUNT OF ATTEMPT SECOND DEGREE MURDER, AND ONE COUNT OF BURGLARY IN THE SECOND DEGREE.