

IN THE ENCANTO JP (PHX CENTRAL) 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 JOSHUA LEONARD DOB [REDACTED] BOOKING NO [REDACTED]
ALIAS(ES) _____ CASE NO. PF2018113993001

A. GENERAL INFORMATION

Charges
1 Cts. 13-1105A1 MURDER 1ST DEG-PREMEDITATED F1

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: 2018-03-18
Arrest Location: [REDACTED]
Date: 2018-03-18 Time: 09:02

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: TRIED TO FLEE STATE

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: BOLT CUTTERS AND SCREW DR

Someone was injured by the defendant

Medical attention was necessary

Nature of injuries: 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:

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: TRYING TO FLEE STATE

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

AZ0072300/602-262-6657
ARREST AGENCY/DUTY PHONE NUMBER

2018-03-18
DATE

201800000461638/AZ0072300
DEPARTMENTAL REPORT NO.

DEPARTMENTAL REPORT NO.

DEPARTMENTAL REPORT NO.

ADDENDUM**B1. Probable Cause Statement**

ON MARCH 18, 2018 I WAS CONTACTED BY [REDACTED] AND INSTRUCTED TO RESPOND TO AN HOMICIDE THAT OCCURRED AT [REDACTED]. UPON MY ARRIVAL SERGEANT HUMBLE PROVIDED ME WITH A BRIEFING WITH THE INFORMATION KNOWN TO HIM AT THAT TIME. THE FOLLOWING WAS LEARNED DURING THE BRIEFING AND THE ONGOING INVESTIGATION ON MARCH 15, 2018 THE VICTIM, GILBERT ALLARD WAS FOUND BY HIS FRIEND [REDACTED] INSIDE OF THE LIVING ROOM OF HIS APARTMENT WITH OBVIOUS TRAUMA TO HIS PERSON. [REDACTED] REQUESTED THE ASSISTANCE OF A NEIGHBOR IN AN ATTEMPT TO RENDER AID TO GILBERT WHO EVENTUALLY CONTACTED THE POLICE AND FIRE DEPARTMENTS. THE FIRE DEPARTMENT ARRIVED ON SCENE FIRST AND PRONOUNCED GILBERT DECEASED ON SCENE AT 0706 HOURS. OFFICERS CONDUCTED THE INITIAL INVESTIGATION AND OBSERVED GILBERT HAD OBVIOUS TRAUMA TO HIS PERSON AND THERE WAS BLOOD ON THE GROUND AND ON THE WALLS. [REDACTED] SAID HE AND THE VICTIM ON MARCH 15, 2018. [REDACTED], A WOMAN NAMED [REDACTED], AND GILBERT LEFT THE APARTMENT COMPLEX AND WENT TO TACO BELL AND WALMART. [REDACTED] MET UP WITH HER BOYFRIEND [REDACTED] AND [REDACTED] AND GILBERT SEPARATED AT THE WALMART. GILBERT TOLD [REDACTED] TO GO TO HIS APARTMENT AND HE WOULD RETURN LATER IN THE DAY. AT APPROXIMATELY 1900 HOURS, GILBERT DID NOT RETURN AND [REDACTED] LEFT THE APARTMENT. [REDACTED] TURNED TO THE APARTMENT AT 2300 HOURS AND OBSERVED THE LIGHTS TO BE ON AND THE BLINDS MOVING. GILBERT TOLD HE HAD COMPANY OVER AND TOLD HIM TO COME BACK IN THE MORNING. AT APPROXIMATELY 0615 HOURS [REDACTED] RETURNED TO THE APARTMENT KNOCKED ON THE DOOR AND WHEN HE RECEIVED NO RESPONSE AT THE DOOR HE OPENED THE UNLOCKED DOOR. HE OBSERVED SOMEONE LYING ON THE GROUND IN THE LIVING ROOM WITH A YELLOW BLANKET COVERING THEIR BODY BUT WALKED PAST THEM. [REDACTED] WALKED JUST OUTSIDE OF THE APARTMENT AND ASKED PEOPLE IN THE COMPLEX TO HELP HIM LOOKING FOR [REDACTED]. LATER [REDACTED] LEARNED GILBERT WAS THE PERSON LYING UNDER BLANKET AND HE WAS NOT CONSCIOUS. A SEARCH WARRANT WAS ISSUED FOR GILBERTS APARTMENT AND A SCENE INVESTIGATION WAS CONDUCTED. DURING THE SCENE INVESTIGATION, INVESTIGATORS LEARNED GILBERT SUSTAINED BLUNT FORCE TRAUMA TO HIS PERSON. INVESTIGATORS ALSO LOCATED A PAIR OF BOLT CUTTERS WRAPPED IN A WHITE TUBE SOCK WITH BLOOD ON IT. THE INJURIES

OBSERVED ON GILBERT WERE CONSISTENT WITH BEING HIT WITH A PAIR OF BOLT CUTTERS. ON MARCH 17, 2018 DETECTIVE WINTER ATTENDED GILBERTS POST MORTEM EXAMINATION AND LEARNED THE CAUSE OF HIS DEATH WAS BLUNT FORCE TRAUMA AND THE MANNER OF HIS DEATH WAS HOMICIDE. ON MARCH 18, 2018 [REDACTED] CONTACTED THE POLICE AND TOLD THEM HER BOYFRIEND JOSHUA LEONARD KILLED GILBERT INSIDE OF HIS APARTMENT WITH A PAIR OF BOLT CUTTERS AND STABBED THE VICTIM SEVERAL TIMES IN THE HEAD AFTER HE FELL TO THE GROUND WHILE THEY WERE INSIDE GILBERTS APARTMENT WITH HIM. [REDACTED] TOLD OFFICERS JOSHUA WAS AT THE GRAYHOUND BUS STATION AND WAS ATTEMPTING TO FLEE PHOENIX. OFFICERS CONTACTED JOSHUA AT THE GRAYHOUND BUS STATION WITH SEVERAL BAGS ATTEMPTING TO PURCHASE A TICKET AT THE WINDOW. JOSHUA ADMITTED TO [REDACTED] HE USED GLOVES TO HOLD THE BOLT CUTTERS AND STABBED GILBERT WITH A SCREWDRIVER. JOSHUA CHANGED HIS CLOTHING AND LEFT HIS PANTS AT THE RESIDENCE WITH GILBERTS BLOOD ON THEM. [REDACTED] WAS INTERVIEWED AT PHOENIX POLICE DEPARTMENT HEADQUARTERS AND INVESTIGATORS LEARNED SHE OBSERVED JOSHUA STRIKE GILBERT IN THE BACK AND HEAD WITH A PAIR OF BOLT CUTTERS CAUSING HIM TO FALL TO THE GROUND. ONCE GILBERT FELL TO THE GROUND, AND WHILE HE WAS STILL BREATHING, JOSHUA OBTAINED A SCREW DRIVER FROM THE KITCHEN AND STABBED GILBERT MULTIPLE TIMES UNTIL HE KNEW HE WAS DECEASED. JOSHUA WAS ARRESTED AND ADVISED OF HIS MIRANDA WARNINGS. AT FIRST JOSHUA ADMITTED TO KNOWING THE VICTIM AND BEING AT HIS RESIDENCE THURSDAY NIGHT. HE LATER CONFESSED TO STRIKING GILBERT WITH A PAIR OF BOLT CUTTERS BECAUSE [REDACTED] TOLD HIM TO DO SO DUE TO GILBERT BEING A CHILD MOLESTER. JOSHUA CONTINUED TO STAY ONCE GILBERT WAS ON THE GROUND HE STOPPED HITTING HIM WITH THE BOLT CUTTERS HE FOUND IN THE APARTMENT, RETRIEVED A SCREW DRIVER FROM THE KITCHEN COUNTER AND REPEATEDLY STABBED GILBERT UNTIL HE KNEW HE WAS DECEASED. AFTER KILLING GILBERT JOSHUA AND [REDACTED] EXITED THE APARTMENT AND WALKED TO NEARBY STORES TO PURCHASE CIGARETTES.