

IN THE WEST MESA JP 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 MARTIN CHARLEY LARNEY, II

DOB [REDACTED] BOOKING NO. T458385

ALIAS(ES)

CASE NO. PF2018123591001

A. GENERAL INFORMATION

Charges

1 Cts. 13-1104A2 MURDER 2ND DEG-KNOWING 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: 2018-05-13

Arrest Location: [REDACTED]

Date: 2018-05-13 Time: 17:00

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 III?

4.  Defendant is currently employed

With whom

How long:

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

MESA, AZ 85210

With whom

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

6. What facts indicate the defendant will flee if released?

Explain: HAS FAMILY IN CALIFORNIA THAT HE COULD FLEE TO

7. What facts does the state have to oppose an unsecured release? Explain: MADE STATEMENTS ABOUT WANTING TO HURT

HIMSELF AFTER MAKING ADMISSIONS TO THE OFFENSE

D. CIRCUMSTANCES OF THE OFFENSE(Check if applicable)

1.  Firearm or other weapon was used

Type: HANDGUN

Someone was injured by the defendant

Medical attention was necessary

Nature of injuries: VICTIM DIED FROM 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 VIOLENCE

1. Relationship of defendant to victim:

[X] Victim(s) and defendant reside together

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

[ ] Victim [X] Third Party [ ] Officer observed

3. [X] There are previous incidents involving these same parties

Explain: DEF STATED THERE WERE PREVIOUS UNREPORTED DV INCIDENTS WHERE HE WAS THE SUSPECT

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
[X] 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:

[X] Avoid arrest [ ] Resist arrest [ ] Self Surrender

Explain: INITIALLY LIED ABOUT INVOLVMENT

N/A

2. [ ] Defendant was armed when arrested

Type:

3. [X] Evidence of the offense was found in the defendant's possession

Explain: HANDGUN WAS FOUND IN HIS RESIDENCE

4. Was the defendant under the influence of alcohol or drugs at the time of the offense?

[ ] Yes [ ] No [X] 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 [X] 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 [X] No [ ] Unknown

3. Do you need the court to provide an interpreter to help communicate and to understand what is being said?

[ ] Yes [X] 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.

RAYBURN/14211 ARRESTING OFFICER/SERIAL NUMBER

AZ0071700/480-644-2211 ARREST AGENCY/DUTY PHONE NUMBER

2018-05-13 DATE

20181330218/AZ0071700 DEPARTMENTAL REPORT NO.

/ DEPARTMENTAL REPORT NO.

/ DEPARTMENTAL REPORT NO.

ADDENDUM**B1. Probable Cause Statement**

ON THE LISTED DATED AND TIME MESA PD UNITS RECEIVED A REPORT OF A SHOOTING AT [REDACTED] IN MESA. OFFICERS ARRIVED ON SCENE AND FOUND THE VICTIM WITH AN APPARENT GUNSHOT WOUND TO HER LEFT EYE. SHE WAS TRANSPORTED TO THE HOSPITAL WHERE SHE WAS PRONOUNCED DECEASED. OFFICERS CONTACTED TWO MALE SUBJECTS IN THE APARTMENT. ONE WAS IDENTIFIED AS A BROTHER OF THE DEFENDANT AND WITNESS TO THE INCIDENT. HE STATED HE HEARD A LOUD NOISE AND THE DEFENDANT YELLING THE VICTIM'S NAME. THE WITNESS RAN INTO THE ROOM AND FOUND THE DEFENDANT SITTING NEXT TO THE VICTIM HOLDING HER HEAD WHERE SHE WAS INJURED. THE WITNESS SAW A HANDGUN LYING ON A COUCH IN THE ROOM. THE WITNESS CALLED 911 AND REMOVED THE HANDGUN, SECURING IT IN ANOTHER BEDROOM. THE WITNESS CONFIRMED THE GUN BELONGED TO THE DEFENDANT AND HAS SEEN HIM LOAD AND UNLOAD IT AS WELL AS PULL THE TRIGGER WITHOUT FIRING A LIVE ROUND. THE OTHER MALE SUBJECT IN THE APARTMENT WAS IDENTIFIED AS THE DEFENDANT MARTIN LARNEY. UNDER MIRANDA MARTIN CONFIRMED HE LIVED IN THE APARTMENT WITH HIS BROTHER. HE STATED THE VICTIM WAS HIS GIRLFRIEND WHO STAYS THE NIGHT WITH HIM OFTEN. SHE WAS IN THE ROOM THE NIGHT BEFORE AND STAYED THE NIGHT. THE DEFENDANT ADMITTED TO OWNING A HANDGUN WHICH HE PURCHASED ABOUT A MONTH PRIOR. THE DEFENDANT STATED HE BOUGHT IT FOR PROTECTION AND WAS CONCERNED PEOPLE WERE FOLLOWING HIM. HE SAID HE HEARD A NOISE OUTSIDE THE NIGHT PRIOR AND LOADED THE GUN WHICH CHAMBERED A LIVE ROUND. THE DEFENDANT SAID HE AND THE VICTIM WENT TO SLEEP AND HE LEFT THE UNSECURED GUN ON THE COUCH IN HIS BEDROOM. THEY AWOKE THE NEXT MORNING AND WHILE THE VICTIM WAS GETTING DRESSED SITTING ON THE FLOOR, HE PROCEEDED TO THROW THE GUN ACROSS THE COUCH TO ANOTHER CUSHION. THE DEFENDANT GAVE SEVERAL DIFFERENT ACCOUNTS OF WHAT FOLLOWED BUT INITIALLY STATED AS HE THREW THE GUN IT WENT OFF BY ITSELF, SHOOTING THE VICTIM. HE THEN CHANGED HIS STORY AND SAID HE WAS SITTING IN FRONT OF THE VICTIM ON THE COUCH, PICKED UP THE HANDGUN, AND WAS ATTEMPTING TO UNLOAD AND CLEAR A LIVE ROUND FROM THE GUN WHEN IT FIRED AND STRUCK THE VICTIM. THE DEFENDANT'S FINAL ACCOUNT WAS THAT HE WAS JEALOUS AND UPSET AT THE VICTIM FOR WHAT SHE WAS WEARING AND WAS EXPRESSING TO HER WHEN HE PICKED UP THE GUN AND STARTED WAVING IT AROUND, ULTIMATELY POINTING IT AT HER WHILE HIS FINGER WAS ON THE TRIGGER. THE DEFENDANT THEN ADMITTED HE THOUGHT ABOUT SHOOTING THE VICTIM AS THE GUN WENT OFF STRIKING HER. THE DEFENDANT ADMITTED HE HAS WAVED AND POINTED THE GUN AT THE VICTIM IN THE PAST SEVERAL TIMES WHILE IT WAS LOADED. HE ALSO ADMITTED HE THOUGHT ABOUT SHOOTING THE VICTIM IN THE PAST. A SEARCH WARRANT FOR THE INCIDENT ADDRESS WAS EXECUTED AND A HANDGUN WAS LOCATED WHICH MATCHED A FIRED CARTRIDGE CASING FOUND NEAR WHERE THE VICTIM'S BODY WAS DISCOVERED. BASED ON THE EVIDENCE AT THE SCENE AND THE DEFENDANT'S ADMISSIONS THAT HE THOUGHT ABOUT SHOOTING THE VICTIM AS THE GUN WENT OFF, I PLACED HIM UNDER ARREST AND BOOKED HIM INTO THE HOLDING FACILITY ON THE LISTED CHARGE.