

AFFIDAVIT IN SUPPORT OF ARREST WARRANT

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THE PEOPLE OF THE STATE OF COLORADO

vs.

<u>Jon Carlo Hart</u> Defendant	<u>8/18/1982</u> DOB	<u>[REDACTED]</u> SSN	<u>Male</u> Sex	<u>Asian</u> Race
<u>5'09"</u> Height	<u>200</u> Weight	<u>Black</u> Hair	<u>Brown</u> Eyes	<u>[REDACTED]</u> License #

Last Known Address: [REDACTED], Akron, Colorado

CHARGE(S):

- 1) Sexual assault on a child/ position of trust and pattern of abuse C.R.S. 18-3-405.3(2)(b) Class 3 Felony
- 2) Sexual assault on a child by one in a position of trust C.R.S. 18-3-405.3 (1) Class 4 Felony
- 3) 1st Degree Official Misconduct C.R.S. 18-8-404 (1)(c) Class 2 Misdemeanor

Michael Jones, being first duly sworn states:

That he is employed as an Investigator for the 13th Judicial District Attorney's Office, and that:

In early August of 2018, I, Investigator Michael Jones, was informed by former District Attorney Investigator Jessica Schlagel that she was investigating a possible child sex assault involving a Washington County Sheriff's Deputy. On 9/14/18, Inv. Schlagel resigned from the District Attorney's Office, and I became the primary investigator on the case. I knew that Inv. Schlagel had applied for search warrants for the aforementioned case. I knew from conversations with Inv. Schlagel that the initial investigation started because [REDACTED] told her Probation Officer, Kristen Thompson, that she had a sexual relationship with a Washington County Deputy. Kristen told Undersheriff Robbie Furrow of the incident. Undersheriff Furrow then contacted Inv. Schlagel. Inv. Schlagel wrote the following in affidavits in support of search warrants:

On 08/21/2108 at approximately 9:00 am I received a call from Washington County Undersheriff Robbie Furrow. He asked me to assist in a case involving a Deputy Jon Hart (08/18/1982) and allegations of a sexual relationship he has had with a female explorer, [REDACTED] that started when she was 16 years old.

I met with [REDACTED] on 08/21/2018 at 11:00 am at the District Attorney's Office, 110 N. Riverview Rd, Sterling, CO, 80751. [REDACTED] asked me if I knew Jon Hart. When I told her that I did not she said that he was a Deputy in Akron, CO and she used to be an explorer with the Washington County Sheriff's Office. [REDACTED] said when Jon first came to the Sheriff's Office they became close. [REDACTED] thought she became an explorer when she was 14 years old. [REDACTED] then said it was embarrassing to talk about.

[REDACTED] said she met Jon while in the explorers because he helped with the explorer's and training since he was in the army and could train them on tactical stuff. I asked when it changed from Jon training her on tactical stuff to something more.

[REDACTED] said on day she was going to get in a fight with a 28 year old female, when she was 15 years old, but decided to leave because the cops were being called. [REDACTED] said the people kept following her and her cousin [REDACTED] so she called Jon Hart to come get them. [REDACTED] said Jon picked her up but did not pick [REDACTED] up. [REDACTED] said that Jon took her out driving on a county road and that was when it all started happening.

I asked what she meant by it started and [REDACTED] said they were just talking, nothing happened until after she turned 16. [REDACTED] said during this car ride Jon was asking her if they did anything if she would tell anybody. [REDACTED] told him she wouldn't. [REDACTED] said Jon is a pretty good looking guy. I asked her why Jon didn't want anyone to know about them and she said because she was 16, 15 at the time they talked, he was married and he's a cop.

I asked when it progressed. [REDACTED] said Jon would pick her up every now and then. [REDACTED] said when she was 16 her mom was in Florida on vacation so she could leave whenever she wanted. [REDACTED] said that is when everything else happened, when I asked her what that meant, [REDACTED] said they had "sexual activities or whatever you want to call them".

I asked [REDACTED] to clarify that when her mom went to Florida that was the first time she and Jon had sex and [REDACTED] said yes. [REDACTED] clarified that sex meant penis in vagina. [REDACTED] said Jon wasn't working that night so he picked her up in his personal vehicle, a blue minivan, and took her somewhere in the country and they had sex. I told [REDACTED] that I believed someone told me that was the first time she ever had sex and [REDACTED] said yes she was a virgin before that night. I asked her if she knew the date since losing your virginity is a memorable occasions and she said it was September 13, 2016. I asked if Jon knew that she was a virgin before it happened and she said yes.

I asked if Jon ever hung out at her house and she said no. I asked if she hung out at his house and [REDACTED] said yes, she used to babysit his kids, [REDACTED] I asked if they ever had sex at Jon's house and [REDACTED] said "yeah, I guess, yeah." When I asked if that was a yes, she said yes. I asked [REDACTED] if what she and Jon had was a relationship and she said "kind of, I guess", when I asked what she would call it she said she didn't know. I asked if they were just "hooking up" and she said "pretty much". I asked if they would text and say I love you, or if he said he would leave his wife for her and [REDACTED] said no.

I asked when the last time was that she had sex with Jon was and [REDACTED] thought it was in November or December of 2017. I asked how many times she and Jon had sex and she was unable to say, she did say that towards the beginning it was every day. I asked if it was always

when Jon was off duty or if it happened while he was on duty. [REDACTED] said she would wait up until the early morning hours for him to get off of work so they could meet up.

I asked if any of their sexual encounters were in Jon's patrol vehicle and [REDACTED] said yes. She thought it was just once in his patrol pickup. [REDACTED] said when she was an explorer Jon would take them home and "there was always some weird stuff going on there". [REDACTED] said that Jon would drive out into the country to take [REDACTED] another explorer, home first and then take her home. [REDACTED] said she lived just down the street from Jon in the town of Akron.

[REDACTED] said Jon has had three different patrol vehicles. A Dodge Charger, a Chevy, and another Dodge. [REDACTED] said that they "hooked up" in the Chevy, she said it was a pickup and it was in the front seat. [REDACTED] said that Jon was in his uniform. I asked if he was worried about anyone seeing or catching them in the act and she said they were "way out in the middle of nowhere". [REDACTED] was unsure where he would take her exactly, sometimes it was the same place and sometimes different. She said he would drive both north and south of Akron.

[REDACTED] said that was the only time they did anything when he was on duty. [REDACTED] clarified and said he would pick her up when he was working and they would drive around, like a ride along. [REDACTED] said that happened a few times but he seemed afraid someone would see them alone in his patrol vehicle. I asked if explorers usually did a ride along and [REDACTED] said "yeah, but not at 12 at night". [REDACTED] said for a ride along you had to fill out paperwork and get it approved through the Undersheriff for each ride along.

[REDACTED] said she didn't want to get Jon in trouble but she wonders who else he could be doing this to and he is a cop. [REDACTED] said if Jon was around he lets her get away with a lot of things.

I asked [REDACTED] if there were ever any talks between her and Jon about waiting until she was a certain age or if it just happened. [REDACTED] said every time she was around Jon he would ask her if they could have sex and she said one day she finally said yes.

I asked if there were feelings involved and if there was ever jealousy when he went home and spent time with his wife. [REDACTED] said no that mostly she was concerned because Sarah works out like Jon does and [REDACTED] said she "always feared that if Sarah Hart found out I would get my ass kicked".

I asked if there was ever a reason to think that Sarah Hart knew anything. [REDACTED] said she thought that was why she quit watching their kids was because Sarah thought something.

[REDACTED] then said that Jon did the same thing with [REDACTED] [REDACTED] thought [REDACTED] talked to the Sheriff's Office about what was happening with her and Jon. [REDACTED] said that she, Deputy Danner, and Jon had a three way call where Dep. Danner told Jon the story she heard about him and [REDACTED] and he denied it. [REDACTED] said that she knew this call happened on December 16, 2017 because an hour later she wrecked her car with her friend [REDACTED] in the car.

I asked about the three way phone call that they did with Dep. Danner and Jon on December 16, 2017. [REDACTED] said she called Dep. Danner that night and told her what she heard about Jon and [REDACTED] and Dep. Danner said they should call Jon. Dep. Danner said that she didn't think it could be happening because Jon had his wife. [REDACTED] said she just thought that Dep. Danner didn't know what happened between her and Jon. I asked why she asked about [REDACTED] if

she was curious, and [REDACTED] said yes because she and [REDACTED] did not get along. I asked how she heard about [REDACTED] and Jon and [REDACTED] said it was the talk at the gas station.

I asked [REDACTED] if anyone else knew about the "hook up" or relationship between her and Jon. [REDACTED] said no, she didn't tell anyone and Jon told her that if anyone found out about this they would be in trouble. [REDACTED] then said that she didn't think that she would be in trouble but that he would even though he said "we" would be in trouble. I asked if he said why "they" would be in trouble and she said no, but that she knew it was because she was too young for them to have a sexual relationship.

[REDACTED] said that Jon knew that her probation officer put a warrant out for her current boyfriend, [REDACTED] [REDACTED] said Jon was calling her and then went to her house at 3:00am and said "let's go for a ride" and was "trying to get her to do stuff". [REDACTED] told him she couldn't and then told me that [REDACTED] would kill him. [REDACTED] said she has told [REDACTED] things that has happened in the past. When I asked if [REDACTED] knew about her relationship with Jon, [REDACTED] said yes, but nothing has happened since she got with [REDACTED] [REDACTED] said she has been with [REDACTED] for 8 months, they got together in January 2018.

I asked about Jon picking her up at 3:00 am. [REDACTED] said it was just the other day, maybe Friday. [REDACTED] was able to look on her phone and showed that it was August 19, 2018.

I asked about her relationship with Jon since she was dating [REDACTED] [REDACTED] said they didn't have sex, but they still talked every now and then. I asked if they talked by phone or text message and [REDACTED] said that Jon "trips out" about text messages and tells her to delete their texts so no one finds out. He would remind her and asked to see her phone to make sure she deleted the text messages.

I asked [REDACTED] about a comment she made earlier where she said that Jon saved her a few times from going to juvie. [REDACTED] said when she wrecked her car she did not call 911, she called Dep. Danner and she wasn't even on duty. [REDACTED] said it was freezing that night and Dep. Danner let them sit in her car until Jon Hart got there. [REDACTED] said that Jon wasn't going to do anything but he knew that other cops were coming out there, so they had to do something, but Jon wasn't going to charge her with careless driving or driving without her driver's license. [REDACTED] said that "they" Jon and Dep. Danner talked state patrol into charging her with driving with a restriction of her learners permit and no proof of insurance.

[REDACTED] said another time she was drunk, really intoxicated and a whole group of people were fighting. [REDACTED] said she told Dep. Danner that they were fighting and she needed help. [REDACTED] said "they" show up when she was beating this kid up and she doesn't really know what happened after that. [REDACTED] said she tried to drive her car home several times and they wouldn't let her so she ended up riding home with Jon Hart.

I told [REDACTED] one of the things I was told was that Jon bought alcohol and cigarettes for her. [REDACTED] said Jon gave her alcohol he had at his house, he gave it to her and her friend [REDACTED] [REDACTED] said that Jon put it in the trash can and they went and got it out. [REDACTED] said she didn't know what kind it was but that it was whiskey. I asked why Jon gave them alcohol and [REDACTED] said they asked him too. I asked if he told them he would buy them alcohol and she said he told them he would buy it and then told them that he had some at his house already and would just give it to them.

I asked if there was any time during their "hook up" or relationship that she felt forced into anything. [REDACTED] said at first she thought about him being a cop and carrying a gun. She said her biggest fear is getting shot. I asked if he ever threatened her and she said no. I asked if she felt like she had to do anything when he brought it up because of the gun on his hip and [REDACTED] said no. [REDACTED] said thoughts went through her head "well if I don't do this, what if this happens". I asked if she submitted to having sex with Jon because of these thoughts. [REDACTED] said she did it "because it was Jon Hart, I thought I was cool, but according to everyone else it's not that cool".

I asked if Jon ever spoke to [REDACTED] about anything he was doing with anyone else. [REDACTED] said no, but it was weird he was always talking to the girls, the teenagers. [REDACTED] said Jon would stop at the park, give the girls crap, and then leave.

[REDACTED] said Jon is a cool guy and she doesn't want to get him in trouble. [REDACTED] said she didn't want to testify against him and then said something about going on the run so she wouldn't have to.

[REDACTED] said when she and Jon talked and texted they would do it through their normal phone numbers and not through other apps. She said she talked to him mostly through his personal phone and rarely through his work phone unless he was contacting her about explorer meetings.

I asked if they talked about their relationship via text messages and she said "not really". [REDACTED] said that he would text her to see if she was still going to his house at 1:00 in the morning. [REDACTED] said that sometimes he would drive her insane because she wouldn't want to meet him at 2:00 in the morning. She said he was persistent and would ask if she could just sneak out.

I asked where Jon's wife Sarah was when she was meeting with Jon at 1:00 in the morning. [REDACTED] said that Sarah was inside the house in bed. [REDACTED] said they would go into the garage and it was scary in there. [REDACTED] said she always had the fear that Sarah was going to come out there. I asked if they were having sex in the garage and she said, sometimes, yes. When I asked where they would have sex in the garage [REDACTED] said there was a couch in there, there was old furniture. [REDACTED] said it wasn't there anymore. I asked how often Jon would have her come over in the middle of the night and [REDACTED] said it was often.

I asked if [REDACTED] knew of any other relationships that Jon had. [REDACTED] said that Jon took [REDACTED] out on a date. [REDACTED] said that [REDACTED] and [REDACTED] brother [REDACTED] have a child together. [REDACTED] told [REDACTED] about going out with Jon and [REDACTED] told [REDACTED]

I asked if [REDACTED] talked about her relationship with Jon to anyone. She said she talked to her friend [REDACTED] and her cousin [REDACTED]

[REDACTED] said that Jon told her that if anyone asked her about what they were doing to tell them she didn't know what the fuck they were talking about.

I ended my conversation with [REDACTED] on that date.

On 08/23/2018 at 8:15 am I met with [REDACTED] at the Washington County Sheriff's Office to clarify a few things that were mentioned in reports from [REDACTED] Probation Officer Kristen Thompson I received on 08/22/2018. I asked [REDACTED] about a security system that she mentioned.

█████ said her sister was gone and she, her boyfriend, and a few friends were at her sister's house. █████ said that Jon called her and told her he could hack into her sister's security system. When █████ told him he couldn't he said that he could and that she had just walked up the stairs, which is where █████ said one of the cameras were. Jon then told her he could tell her what she was watching on t.v. and when I asked if he did she said yes, and they were watching the emoji movie. When I asked if there was any way he could have seen that any other way or if she thought he did hack the security system █████ said she didn't know but that he had driven by the house a couple of times before that.

I asked about the statement from her probation officer that said █████ was pregnant since that was not brought up earlier. █████ said that she is pregnant and is due next month. █████ said that she told █████ that she was waiting for the baby to come out to see if it was darker skinned or if it looks like its dad, but she had not heard from anyone that it was Jon's baby.

I asked about █████ contacting Jon when she and her boyfriend █████ had a fight. █████ said that her boyfriend used meth, which is why he was in Platte valley youth corrections. █████ said that she was talking to Jon about it. █████ met █████ on county road BB and they were sitting there talking, they saw headlights and took off so that a farmer wouldn't think they were broken down. █████ said it was Jon Hart that showed up and he followed them for 15 minutes on dirt roads. Jon called her and asked her where she was and she told him he should know since he was following her.

I asked if Jon called to ask where she was frequently and █████ said it was weird because Jon told her he could track people with their cell phone numbers. █████ said that she felt like that was totally true because he would just show up to places she was at.

I asked █████ if when she and Jon had sex if he used a condom. █████ said yes but did not know how he disposed of them. I asked if █████ was on birth control, she said she wasn't, but that Jon asked once or twice if she was.

I asked if Jon knew how old she was since she was part of the explorer program. █████ said he did because she had the cops called on her on her 16th birthday. I asked if there was any way that he thought she was older and █████ said that Jon knew how old she was.

On 08/23/2018 at 10:00am I met with Jon Hart at the Washington County Sheriff's Office. The beginning of the interview with Jon I asked him to tell me about issues he's had since being employed with the Sheriff's office. He stated he has had approximately 5 allegations of inappropriate relationships since he began his employment in 2016. Jon stated that he was talked to by his supervisors and nothing ever came from them.

Jon talked about an allegation where a female party claimed that she slept with Jon and he offered to give her drugs. Jon said the female was a girlfriend to jail Deputy Mike Warner. Jon said a friend of his approached the female on his own to ask about the allegations and the female told him it wasn't true.

Jon then said there was allegations that he gave alcohol to a juvenile. I asked who the juvenile was and he said █████ "the local troublemaker". Jon said the crazy part about that one was "after I cited him, well I didn't cite him, Taylor cited him he got mad". Jon said that █████ could have alleged that he gave him alcohol anytime but right after he was cited was when Jon

heard about it. Jon said they caught [REDACTED] with drugs and alcohol and after that [REDACTED] was saying that Jon was giving him drugs and alcohol. When I asked why [REDACTED] would allege he gave him alcohol when Jon wasn't the one that cited him, he then stated that it may have been him that cited him, he didn't know. I asked him how he knew [REDACTED] was making these allegations and Jon said he thought that Sheriff Stivers spoke to him about it, but he's not really clear.

Jon said that he was approached by Undersheriff Furrow about a girl that said she slept with Jon. I asked what her name was and Jon said he did not know, but that Undersheriff Furrow would know who she was. Jon was told that he slept with her and offered to give her drugs. Jon said he denied it and was told by Undersheriff Furrow to explain what happened and Jon told him about the contact. Jon then said that she did go to his house, not inside his house, because she wanted car seats. Jon said he was called to her location because of a possible child neglect. No one was cited on this call.

Jon interrupted himself and said that [REDACTED] was another girl that alleged he had slept with. Jon said he was pulled into Undersheriff Furrow's office and was told by Sheriff Stivers and Undersheriff Furrow that she called the sheriff's office and said "I had sex with Jon". Jon said that was all he heard about it. I asked if he knew who [REDACTED] was and Jon said he did. He knew her from previous contacts and she is related to [REDACTED]

I asked Jon why he thought she [REDACTED] would call in and tell his bosses that he has had sex with her. I then asked why he thought all the others called in saying he had sex with them and gave them drugs. I asked what he thought they were gaining by it or if he thought it was retaliatory because it didn't make sense that all these women would call in and accuse him of this. Jon said that was what Undersheriff Furrow told him too. I explained that in our line of work if something didn't make sense then it probably wasn't true, and Jon said "correct".

Jon said he has been a patrol Deputy for the Washington County Sheriff's Office since June 2016, but he started working at the Sheriff's office in November 2015. He started in November 2015 and was put through the POST academy before starting patrol in 2016.

I told Jon he has been on patrol for 2 years and he has had a lot of allegations of sexual impropriety in that short time. Jon said yes and there was probably more if you talked to people in this town, probably way more than he has even heard of.

Jon said he heard another rumor. When he goes and does bar checks he is now having sex with the bar owner.

Jon said that when [REDACTED] rode in his car during fair, or when she was an explorer, someone must have seen her with him and said he was having sex with her. I asked what the bar owners name was and Jon struggled with it. He said he knew her name, but couldn't think of it.

Jon then said another rumor was about him and the 12 year old that is pregnant, he then clarified and said she looks 12 but is actually 18.

I asked if these were people that he communicate with outside of work. Jon said some of them no, some of them maybe. I asked who he had spoken to outside of work. Jon asked if I meant people

that made allegations and I said yes or others he may have communicated outside of work that was friendship or more than friendship.

Jon said the only one he could think of was [REDACTED] he had her number and she had his. Jon said whenever anything goes wrong she calls him, he then said that her boyfriend just got arrested so she called him. Jon then said that he calls her when there is mischievous activity that he thinks is by kids he calls her and asks her what she knows about it. Jon said most of the time she is upfront. I asked if there were other people he called while he was on patrol to ask about things and he said yes, his deputy friends. I asked if [REDACTED] was the only one he called that wasn't a deputy and Jon said no.

Jon then said that Johansen was the last name of the bar owner. I asked if he talked to her. Jon said maybe once a year. He then said at first they talked for a while after he did his first bar check because she had questions. I asked if this was someone that he talked to outside of work and Jon said he would have to say yes, but not on a daily basis. I asked if it was a number he had in his personal phone and when he said yes, I asked if he could look to see what her first name was. He pulled up Johansen in his personal phone.

I asked him to tell me about [REDACTED] Jon said that [REDACTED] was an explorer and he and Dep. Danner would talk to her. Jon said even now she calls like when her boyfriend got arrested. Jon said he told her that he needed to get rid of her boyfriend and her friends that she has been hanging around. Jon said that [REDACTED] was there when [REDACTED] Dep. Taylor thing happened.

Jon said [REDACTED] would call Dep. Danner and him and said she would even call at 4 in the morning. I asked if he thought that was an inappropriate type of relationship and Jon said he could see how it could be. I asked if there was anything more than explorer/deputy friendship between [REDACTED] and he said no.

I explained that I spoke with [REDACTED] about their relationship earlier. That she told me about having to erase text messages and that if anyone asked her about anything to keep her mouth shut and not tell anyone. Jon said "ok". I told him there were things that we needed to talk about and get around and Jon said "ok".

While talking with Jon he seemed to be unable to tell me peoples name and seemed to have a hard time remembering. I explained that it was concerning to me since in our line of work we tended to remember names, dates of birth, license plate numbers and so on. I told him that he didn't seem to have a good grasp on names and that I hoped it wasn't because he was trying to be dishonest with me. He told me that he wasn't.

I asked if [REDACTED] ever babysat his kids and Jon said she had once and then not anymore. I asked why and Jon said Sarah didn't like her. Sarah said she had a bad feeling about her. I asked when [REDACTED] watched her kids and Jon said a long time ago. Jon said she only watched his kids once for 4-5 hours.

I explained to him that I wanted to talk about his relationship with [REDACTED]. I also explained that I wanted to let him know going in that even though text messages were deleted it didn't mean they were gone forever. I also explained that Viaero Wireless kept text message content for a year. Jon said that I could search his phone. I told him that I would be keeping it after our interview to

get a warrant for it. Jon then said that I wouldn't need a warrant and he would give me permission to look through it.

I asked Jon about taking [REDACTED] home from explorer meetings. Jon said he would take him [REDACTED] and [REDACTED]. When I asked about taking [REDACTED] home first when he lived out in the country Jon said he did sometimes, when I asked if it was all the time Jon said he didn't remember. I asked why when one of the first things we are taught is to not put ourselves in a position to be alone with the opposite sex while we are working and we give our mileage to dispatch when transporting the opposite sex to avoid any allegations. Jon agreed and I asked why he would do the opposite. Jon said he sees now that it was an issue and he wasn't thinking. I asked why he wouldn't drop [REDACTED] off in town first since it was closer and asked if they would hang out or park and talk after dropping off [REDACTED]. Jon said no. Jon said he was trying to think of a time that he took [REDACTED] home and if there was a reason he would have taken him home first and he isn't sure.

I asked if he and [REDACTED] ever talked about having a sexual relationship and Jon said no. Jon said they would talk about her going to conventions for the explorers and they would talk about her life. Jon said they talked a lot about cop stuff. When I reminded him that she would call him when she had problems with her boyfriend and that they had a different relationship than just deputy and explorer Jon said yes. When I asked if at any time they talked about having a sexual relationship or going further Jon again said no.

I told Jon there were allegations of him and [REDACTED] having sex in his blue van on the side of a county road. Jon's answer was that he hasn't had that van in almost 2 years.

I told Jon that the last time there was allegations of them having sex was the end of 2017 in either October, November, or December and the first time would have been in September of 2016. Jon's response was "ok, December of what?" when I explained of 2017 he again said "ok".

I told him that it sounded like there wasn't a lot of contact after December but that he picked her up last week. Jon sat silent for a while and then said no, that if it was last week he would have video footage of that from his home. Jon said he didn't pick her up but they talked about it on the phone.

I asked if there were times that he would call [REDACTED] at 1:00am and ask her to come to his house and they would have sex in his garage and Jon said no.

I asked Jon if he would be willing to do a polygraph and he said yes.

I asked if there was anyone else that he was having a sexual relationship with that we should be aware of and he said no.

I asked about [REDACTED]. I asked why he thought there were stories going around about him being with [REDACTED]. Jon said he didn't know but that he gave her dad a D.U.I. I asked if Dep. Danner called him and told him about the rumors with [REDACTED] and Jon said yes that it was during a crash. Jon said it was November 2016 and it was a crash by the ponds. Jon said [REDACTED] crashed her car and as soon as he heard it was [REDACTED] he had State Patrol take over the crash because [REDACTED] was an explorer. I asked if there was a conversation with Dep. Danner about not charging [REDACTED] or trying to minimize the impact it had on [REDACTED] and Jon said they may have, he's not sure.

I asked him about [REDACTED] and asked if he ever dated a [REDACTED] Jon said no.

I asked if there was ever a time that he was employed with the Washington County Sheriff's Office that he had sex while on duty or in uniform and Jon said no. I asked if he had sex in his work vehicle and he said no.

I explained my concerns that there were a lot of allegations in a short time and it seems weird that the entire world would conspire against him.

I asked if there was anything on his phone or [REDACTED] phone that he would be concerned about and Jon said no. I asked if there was anything on his work phone that I should be aware of and he said no. I asked if [REDACTED] called his work phone or personal phone and Jon said both but she rarely called his work phone. I asked why that was since she was an explorer and that was how their relationship began. Jon said he didn't know. I told him he would have had to have given her his personal number and he said yes but he didn't know why she didn't contact him on his work number.

I asked Jon for his phone and what kind it was. He told me that it was a Galaxy S8, IMEI# 358331083223781. I asked him if there was a passcode for the phone and he said it was [REDACTED]. I asked him to put it into airplane mode and he did before handing the phone to me.

I spoke to Undersheriff Robbie Furrow and gave me an iPhone, IMEI# 355433079932806, in a black case that is used by Jon Hart while he is working for the Washington County Sheriff's Office. The pass code for this phone is [REDACTED].

I am requesting search warrants for the two cellphones Jon Hart could have used during the time frame alleged by [REDACTED] that they had a sexual relationship.

I am also requesting a search warrant for [REDACTED] cell phone records from Viaero to include calls and text message content for [REDACTED] since her current cell phone is new and would not have text messages and call going back to June 2016.

This is where Inv. Schlagel's affidavit ends and mine resumes.

Of note, an explorer program is a nationally used community outreach program in which law enforcement officers mentor teenaged children who have an interest in becoming law enforcement officers. Typically, the officers meet with the explorers on a weekly basis and show them typical law enforcement duties.

On 8/23/18, I watched on CCTV as Jon underwent a polygraph examination administered by Colorado Bureau of Investigation Agent Kellon Hassenstab. Agent Hassenstab later prepared a report regarding the polygraph. I added that report to the case file. During Jon's polygraph examination he denied ever having any sexual contact with [REDACTED]. Agent Hassenstab determined, in his expert opinion, that Jon's psychophysiological responses supported a conclusion of deception indicated.

On 10/1/18, I served Viaero Wireless representative Tamera Berbee with the search warrant that Inv. Schlagel had been granted by Chief District Court Judge Michael Singer.

On 10/3/18, I received several e-mails from Tamera including Microsoft Excel spreadsheets of SMS records, call record details, subscriber information, data use records, etc. via e-mail. I added all of that information to the case file.

On 10/4/18, I went to the Brush Police Department and collected the phones seized from Jon as well as a hard drive that had the forensic analysis of the phones on it from Detective Dave Hosier. A copy of Det. Hosier's supplemental report was also on the hard drive. Det. Hosier provided me with a property receipt for the phones. The phones were received by his agency on 9/11/18. I maintained possession of the phones until I place them into secure evidence at the Sterling District Attorney's Office later that day.

On 10/9/18, I prepared search warrant inventory and returns for the phone records and the forensic analysis of the two seized cell phones. I filed those documents with the court on 10/9/18, served Viaero Wireless with their copy on 10/9/18, and served Jon Hart with his copy on 10/17/18.

I later conducted a review of the forensic analysis of Jon's cell phones. I did not find anything that I deemed to be of evidentiary value on his work phone (the iPhone). However, on his personal phone (the Samsung) I noted that [REDACTED] phone number was saved under the name, "Exporter." I also noted that there was only a single text message from "Exporter" on the phone which said, "Hey dude why is the under sheriff contacting me?" I also noted that no sent messages to "Exporter" were saved onto the phone.

I then reviewed the SMS records supplied to me by Tamera. The spreadsheet was not organized in a way that was conducive to an investigation. I made a working copy of the spreadsheet and maintained the original. I replaced [REDACTED] phone number with [REDACTED] name and I did the same for Jon. I then deleted many of the columns that I found to be unnecessary. I was left with a spreadsheet that read (from left column to right column) from, to, date/ time, then message content. I sorted the messages by date (the oldest messages first).

On the spreadsheet, from 10/2/16 to 8/23/18, I observed 3829 texts between Jon and [REDACTED]. I read through all of the texts and highlighted the texts (in my working copy) that I felt were of evidentiary value. The following screen shots are of the highlighted texts on my working copy of the text message records. Again, one should note that the messages in the "A" column are messages sent from, and the messages in the "B" column are messages sent to. It should also be noted that the following screen shots are only a small fraction of the messages that I found of evidentiary value; however, the entirety of the messages were placed into the case file as well as my working copy.

Microsoft Excel - Hart records working copy - Excel

File Home Insert Page Layout Formulas Data Review View Help Tell me what you want to do

Clipboard: Cut, Copy, Paste, Format Painter

Font: Calibri, 11, Bold, Italic, Underline, Text Color, Background Color, Paragraph Spacing, Merge & Center

Alignment: Left, Center, Right, Indent, Decrease Indent, Increase Indent

Number: General, Currency, Accounting, Percentage, Decimals, Thousands Separator, Comma Separator, Text, Fraction, Scientific, Date, Time, Custom Number Format

Styles: Conditional Formatting, Table, Cell Styles

	A	B	C
119	Jon	[REDACTED]	10/7/2016 22:07 Hey 1
	[REDACTED]	Jon	10/7/2016 22:08 Hey 11 trex is on his way over to my house this happens every fucking time
121	Jon	[REDACTED]	10/7/2016 22:10 Oh...
122	Jon	[REDACTED]	10/7/2016 22:10 So no hanging out
	[REDACTED]	Jon	10/7/2016 22:11 It shouldn't take too long. He doesn't have a phone or I'd call him and tell him never mi
124	Jon	[REDACTED]	10/7/2016 22:12 Ok.
125	Jon	[REDACTED]	10/7/2016 22:13 On the next one... code ok
126	Jon	[REDACTED]	10/7/2016 22:13 Remember I'll text back with code
	[REDACTED]	Jon	10/7/2016 22:14 Okay 1
	[REDACTED]	Jon	10/7/2016 23:02 Hey 1
	[REDACTED]	Jon	10/8/2016 18:02 Hey 1
130	Jon	[REDACTED]	10/8/2016 21:09 Hey bb...

Microsoft Excel - Hart records working copy - Excel

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Styles: Conditional Formatting, Table, Cell Styles

	A	B	C
181	Jon	[REDACTED]	10/15/2016 17:13 Lol. Call me
182	Jon	[REDACTED]	10/15/2016 23:11 Hey 1
	[REDACTED]	Jon	10/15/2016 23:12 Hey 1
184	Jon	[REDACTED]	10/15/2016 23:12 Lol what are you doing
	[REDACTED]	Jon	10/15/2016 23:13 Still playing fucking video games with t rex
186	Jon	[REDACTED]	10/15/2016 23:14 Oh
187	Jon	[REDACTED]	10/15/2016 23:15 So will you make it tonight
	[REDACTED]	Jon	10/15/2016 23:17 Idk if he's ever going to go fucking home
189	Jon	[REDACTED]	10/15/2016 23:21 Lol
190	Jon	[REDACTED]	10/15/2016 23:22 Well let me know when he does
	[REDACTED]	Jon	10/15/2016 23:24 Okay
	[REDACTED]	Jon	10/15/2016 23:24 ����
192	[REDACTED]	[REDACTED]	10/15/2016 23:25 He's still there lol

Hand records working copy - Excel

File Home Insert Page Layout Formulas Data Review View Help Tell me what you want to do

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A276 f Hallie

	A	B	C
257	Jon		10/17/2016 23:34 I m sorry to hear that
258	Jon		10/17/2016 23:34 Just a few more minutes lol
259	Jon		10/17/2016 23:35 She'll go to bed
		Jon	10/17/2016 23:36 Yeah I hope lol my whole body hurts from whacking my head then falling down my siste
261	Jon		10/17/2016 23:36 Will a hug help
		Jon	10/17/2016 23:37 Yeah if I can ever leave to get one
263	Jon		10/17/2016 23:38 Lol I wish you had a back door
264	Jon		10/17/2016 23:39 When you make you make it.. Ill make you feel better
		Jon	10/17/2016 23:39 Okay I'll try I feel bad cause I m always ditching you
265	Jon		10/17/2016 23:40 We can do this.. I left the back unlocked
267	Jon		10/17/2016 23:40 Just go into the garage lol
		Jon	10/17/2016 23:42 Well I can't leave with my mom awake and ever time I try to wait for her to go to bed its

Hand records working copy - Excel

File Home Insert Page Layout Formulas Data Review View Help Tell me what you want to do

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Calibri 11 A A Wrap Text Merge & Center \$ % Conditional Formatting Table Styles

A296 f Jon

	A	B	C
277	Jon		10/17/2016 23:52 Lol then just a bit longer ᓭ�
278	Jon		10/17/2016 23:55 So besides hurting yourself.. how was the rest of your day
		Jon	10/17/2016 23:58 Gpod I guess we just drove around all day
280	Jon		10/17/2016 23:59 Lol I saw that
281	Jon		10/18/2016 0:04 Did you have fun
282	Jon		10/18/2016 0:06 Are you singing happy birthday lol
		Jon	10/18/2016 0:08 No im not singing happy birthday to that duche lol and it wasn't all that fun lol it was me
284	Jon		10/18/2016 0:09 Lol come over
285	Jon		10/18/2016 0:14 Are they going to bed
286	Jon		10/18/2016 0:20 Did you fall asleep?
		Jon	10/18/2016 0:23 No I was making a new Xbox live account
		Jon	10/18/2016 0:23 Lol and no they didnt go to bed yet

Microsoft Excel - Hart records working copy - Excel

File Home Insert Page Layout Formulas Data Review View Help Tell me what you want to do

Clipboard Font Alignment Number Styles

A392 Jon

	A	B	C
		Jon	10/18/2016 22:51 Yeah then my mom is gonna be like oh what's going on
374	Jon		10/18/2016 22:52 Just school stuff lol
375	Jon		10/18/2016 22:53 Lol and your mom is still up?
		Jon	10/18/2016 22:54 Yeah i always go to bed first lol unless i'm out and about at bed time
377	Jon		10/18/2016 22:57 Lol... I really want to see you
		Jon	10/18/2016 22:58 Oh I really want to see you to i don't want you to think i don't
379	Jon		10/18/2016 22:59 Can't pick you up
		Jon	10/18/2016 23:01 I have to think of something to tell my mom
381	Jon		10/18/2016 23:04 Ok
		Jon	10/18/2016 23:04 Well i can't leave school certew is 11 and shes being a bit of a jerk
383	Jon		10/18/2016 23:05 Oh...
385		Jon	10/18/2016 23:07 I'm sorry really like I feel like a jerk

Microsoft Excel - Hart records working copy - Excel

File Home Insert Page Layout Formulas Data Review View Help Tell me what you want to do

Clipboard Font Alignment Number Styles

A430 Hallie

	A	B	C
411	Jon		10/19/2016 17:37 What do you think about
		Jon	10/19/2016 17:40 About how hot you looked lol and about how you said it looked like i got hit by a train lol
413	Jon		10/19/2016 17:41 Do you miss me
		Jon	10/19/2016 17:42 Yes i do I wish I could have seen you longer this morning
415	Jon		10/19/2016 17:47 Why don't you ever stop by anymore
		Jon	10/19/2016 17:50 Idk
		Jon	10/19/2016 17:52 Because i'm a jerk
418	Jon		10/19/2016 17:52 Yes you do
419	Jon		10/19/2016 17:54 Can you see me tonight
420	Jon		10/19/2016 17:54 Or soon
		Jon	10/19/2016 17:54 I have to go to school tomorrow or you'll be at my house again
422	Jon		10/19/2016 17:56 Come in right now

I saw a plethora of text messages from Jon to [REDACTED] and vice versa asking for her to come to his backyard or garage. I also observed texts where they talked about Jon coming over to [REDACTED] house. I saw at least one message where Jon asked [REDACTED] if she was deleting her text messages. I also noted text messages where the parties referenced "cruising." I found it odd that the phrase, "Hey 1" appeared 56 times in their texts. I also noted that the letters, "BB" would be sent by itself.

Of note, I believe from my training and experience that the messages which begin with "&#" followed by a string of numbers are how emojis appear in cell phone records.

In a later interview with [REDACTED], on 10/17/18 at approximately 1416 hours, [REDACTED] said that she and Jon would communicate in code over text. She also said that the phrase, "BB" referenced County Road BB (south of Akron) which is where Jon took her virginity on 9/13/16. She also said that the phrase, "Hey 1" or a simple dot would indicate that one party wanted to meet with the other to have sex. I also noted multiple texts where [REDACTED] complimented Jon's physical appearance (she spoke about how hot he looked) and how Jon drove her crazy.

At approximately 0955 hours, on 10/17/18, Chief Investigator Jeff Huston and I met with Jon at the Town Hall in Akron, Colorado (245 Main Avenue). I had contacted Jon on the phone the day before and requested the meeting to which Jon agreed. Inv. Huston, Jon, and I sat in a conference room in the back of the Town Hall.

Inv. Huston and I sat opposite to Jon. Jon had two closed doors to his back (including the door that we entered the room from which was unlocked). Inv. Huston and I interviewed Jon. Inv. Huston and I were in plain clothes but had our police badges on chains around our necks. Inv. Huston and I were also armed with sidearms that remained in our respective holsters throughout the entirety of the interview. The interview lasted for approximately two hours and fifty-two minutes. I spent time building rapport with Jon while speaking about our military careers.

Jon then showed me a short text messaging thread with an unknown party that later identified themselves as [REDACTED]. The messaging thread was dated 10/1/18. Jon said that he did not know [REDACTED] to use the number which had texted him. The unknown party apologized to Jon and said that they did not want anyone in trouble. I photographed the messaging thread and added it to the case file. Jon then stated the following (paraphrased):

- **His phone number is [REDACTED]**
- **He's had the phone number for a very long time (about four years)**
- **He is the only person who uses the phone**
- (In reference to the allegation that [REDACTED] lost her virginity in his blue van) he got rid of that van in June of 2017
- He began working as a patrol deputy in Washington county in June of 2016
- He became an explorer advisor at around the same time
- [REDACTED] was later kicked out of the explorers in the late part of 2016 or early 2017
- He and [REDACTED] were very good friends while she was in the explorers and they spoke often
- [REDACTED] has harassed his family after the allegation was made by placing sticks in front of his patrol vehicle
- His wife, Sarahann Hart, reported the incident to law enforcement, but nothing was done about
- His neighbor, who he only knows as Nancy, (who lives one house to the north of him) saw [REDACTED] put he sticks in front of his car
- [REDACTED] also has "ding-dong-ditched" his house in the past
- [REDACTED] had only come over to his house to babysit
- He originally believed that [REDACTED] had only babysat for him once, but Sarahann had told him that it was actually a few times
- He would not stay at the house with [REDACTED] while she was babysitting, but he would obviously be there to give his two children to [REDACTED]
- [REDACTED] would only babysit during the day (evening time around 1700 hours), and never night time

- [REDACTED] never came over to his house at night
- He woke up Sarahann almost every night he got home from work due to the fact that he needed to take his duty equipment off
- He did not think that [REDACTED] had a crush on him, but other people may have viewed it like that
- [REDACTED] never told him that he was hot, but even if she did he would take it as a joke and brush it off
- [REDACTED] may have told him, at some point, that she drove him crazy, but he thought that she meant it was due to law enforcement action that he had taken
- He never thought that [REDACTED] came onto him, but another person may have viewed it that way
- He tried to be a positive influence in [REDACTED] life because [REDACTED] comes from an unstable family

At approximately one hour into the interview Jon became upset, stood up, and nearly began crying. Inv. Huston and I both told him that he was more than welcome to go talk a walk to clear his head. Inv. Huston clarified that Jon was meeting us voluntarily, that he could stop the interview at any time. Inv. Huston then asked Jon if he felt like he was under arrest or was forced to answer our questions. Jon said he did not feel like he was under arrest and he knew that he did not have to talk to us. Jon then said the following (paraphrased):

- He did not know why [REDACTED] was making this allegation, but it could be because she was mad at him because he used to yell at her for doing “
- stupid stuff”
- He also theorized that maybe [REDACTED] friends had a grudge against him

I then told Jon that we had obtained messaging records between he and [REDACTED] for about two years. I opened my laptop as Inv. Huston asked him what he thought would be in the records. Jon said that he does not know and could not remember. I began confronting Jon about specific instances that were mentioned in the text messages. He said that he never remembered inviting [REDACTED] over at night even though I had just read the text messages that he sent her requesting that she come over at around 2300 hours.

He said that there was only a single time that he met with [REDACTED] at night, and it is because she needed someone to talk to. However, he said that he met her at the corner of the street near her house. He was unable to explain why a phone call would not have sufficed. He was also unable to remember what the conversation was about. Jon also denied using any kind of code with [REDACTED] (such as Hey 1).

Jon continued to adamantly deny ever having any type of sexual interaction with [REDACTED] but he was still unable to explain why he would have texted her at such late hours requesting that she come over to his garage.

Inv. Huston and I told Jon multiple times that we thought [REDACTED] initiated sexual interaction with him, and in during a moment of weakness he made a bad choice. Jon would nod his head nearly every time Inv. Huston and I would detail that narrative, but then verbally deny any sexual contact.

Towards the end of the interview Inv. Huston asked Jon if he had a mental disability, a learning impairment, or memory problems that would keep him from remembering those messages. He said that he did not but that he did have a traumatic brain injury, but that his TBI did not effect his memory.

Jon then left the room, and Inv. Huston and I left shortly thereafter.

██████████ and I then spoke with ██████████ at the Washington County Sheriff's Office at approximately 1416 hours. She said the following (paraphrased):

- She became an explorer when she was 15
- She almost got into a fight one night (Summer of 2015)
- She called Jon who showed up and gave her a ride home, but not her friend who was with her ██████████
- While on the ride to her house Jon asked her if they were to do anything if she would tell anyone
- She told him that she would not tell anyone
- The first time her and Jon had sexual contact was on 9/13/16
- She knew the date because it was the day she lost her virginity
- Jon had picked her up in a blue Dodge van, and they drove off into the county
- It was late at night on that day (possibly midnight)
- She was able to leave her house because her mom was in Florida
- Jon drove pretty far south of Akron on County Road BB, which is where they had sex
- Jon brought up the idea of them having sex, and she was "for it"
- They had sex in the back of Jon's van with the seats laid down
- When she said sex, she meant penis in vagina
- After they had sex Jon took her home
- They kissed while they had sex, but they had kissed before
- The first time they kissed was a few months prior to her losing her virginity
- They had made out before while driving around in the county
- It was a regular event for Jon to pick her up and drive around with her
- They had sex while Jon was on duty a few times
- Jon would pick her up in his patrol car (usually around 0100 hours)
- They had sex in two different patrol cars a Dodge Charger and a Chevrolet pickup
- They had sex in the front passenger seat of the Chevy patrol vehicle in January of 2018
- She was on top of Jon during that time
- Jon has a circumcised penis
- Jon has a large tattoo of a cross on his back that says, "Sarahann"
- She had seen Jon with his shirt off at the swimming pool
- She had previously had sex at Jon's house
- The first time was before she went to school (about 0530 in the morning)
- They had sex in his bed multiple times
- They had sex in his bedroom
- Jon has a bed, two white dressers, two walk-in closets, a photograph of a tree with Jon and Sarahann's initials carved into it, and a mirror above one of the dressers (directly in front of the bed)
- She drew a picture of the layout of Jon's bedroom

- The last time she had sex with Jon was in April or June of 2018
- It occurred in his garage
- There is a couch in Jon's garage
- The couch in the garage is tan with a floral pattern
- There is other old furniture in the garage
- A white van (not the blue van) is parked directly behind the couch
- She drew the layout of the garage
- Jon always wore condoms when they had sex
- Jon would retrieve the condoms from his patrol car or already have them in his possession
- Jon also had condoms stored in a green duffel bag in the corner of the garage
- She and Jon would also have sex when Jon took her home from explorers
- Jon would drop another explorer, [REDACTED] off on County Road ZZ before returning back to town with [REDACTED]
- While returning to town sometimes she and Jon would stop and have sex
- He and [REDACTED] lived two blocks away from each other in Akron
- Jon would drive his patrol car during these times
- The patrol car he drove during these times (after explorers) was the Dodge Charger
- They would have sex in the front passenger seat
- She never went on an officially sanctioned ride-along with Jon, but Jon would pick her up while working anyway
- Jon wears solid colored briefs
- Jon used to buy her cigarettes frequently (before she was 18)
- She didn't think that Jon smokes
- She and Jon only would have sex (never performed oral sex, masturbation, etc.)
- Normally, when she had sex in Jon's garage, she would show up, take her clothes off, Jon would tell her to take his clothes off which she would, then they would have sex
- Sometimes Jon was on top of her when they had sex on the couch in the garage
- They would kiss during sex sometimes
- Jon would not say much during sex
- Jon never bit or scratched her, and she never bit or scratched Jon during sex
- Jon would never force sex upon her
- Jon was nice to her and cut her numerous breaks
- Jon is a pretty cool guy, but he is pretty immature
- Jon had told her when he bought her cigarettes that if she ever got him in trouble that she would get in trouble too
- She had told [REDACTED] (unknown last name) about her and Jon's relationship prior to the allegation being made
- She told [REDACTED] about their relationship after the allegation was made
- She had also disclosed this incident to her therapist [REDACTED]
- She told [REDACTED] because Jon had parked next to [REDACTED] in the court parking lot, and [REDACTED] did not know why he was there
- She would rather go to jail than testify against Jon, but she does not think that Jon should be able to be a cop anymore because he has shown that he cannot be trusted
- Jon has not upset her, and she does not want him to get in anymore trouble

- She thinks Jon would deny their relationship, because Jon told her that if she was ever asked about it to say that she did not know anything about it

I obtained a consent form from [REDACTED] to be able to speak with [REDACTED] about this incident. I thanked [REDACTED] for her time, and we departed from the interview room.

On 10/18/18, at approximately 0900 hours, I met with Logan County Sheriff's Deputy Kyle Taylor in my office. I had asked Dep. Taylor to meet with me the night before. As soon as he walked into my office he asked me if this was about Washington County. I activated my digital voice recorder and I told Dep. Taylor that it was in reference to Washington County. I asked him what he thought was going on in Washington County. Of note, Dep. Taylor was a Washington County Patrol Deputy (during the same time that Jon was a Washington County Deputy) prior to working for Logan County.

Dep. Taylor immediately said that he thought Deputy Jon Hart got caught with nude photographs of underage girls. He said that he learned that from the rumor mill. Dep. Taylor said that he didn't think he had any first-hand knowledge of Jon's actions. However, he did recall an incident in which he and Jon caught [REDACTED] out after curfew. [REDACTED] had been consuming alcohol. Dep. Taylor said that he took [REDACTED] to the Sheriff's Office, cited him, and released him to a guardian. He said that Jon simply gave [REDACTED] a ride home which he found odd, because he would normally take juveniles to the Sheriff's Office before releasing them an adult or make an adult come to the scene before releasing a juvenile. Dep. Taylor couldn't remember whether or not he confronted Jon about the incident, or what Jon's response may have been. Dep. Taylor and I spoke further about Jon. The interview lasted approximately 20 minutes.

At 1005 hours, I spoke with Richard "Rick" Brown [REDACTED] on the phone. Rick said that he knew [REDACTED]. I asked Rick if [REDACTED] had mentioned something that was going on between her and law enforcement officer. Rick said that [REDACTED] told him about a Deputy in Akron who had constantly asked her to go on rides in the car late at night a few years ago and that bothered her.

Rick could not remember the Deputy's name. I asked him if Jon Hart sounded familiar, and he said that Jon was the person [REDACTED] was talking about. Rick said that [REDACTED] seemed really sad and troubled when she talked to him about this incident. She is usually a really happy kid, and he has never seen [REDACTED] that sad before. [REDACTED] also told Rick that she did not want this to happen to anyone else but declined to go talk to anyone else about it when he offered to take her to talk to someone.

Rick said that this conversation happened during the summer of 2018 (middle of July or middle of August). Rick said that this conversation happened while he was with [REDACTED] and his son, [REDACTED] at the Akron pond. Rick mentioned that his wife, Rebeka Mierson [REDACTED] was close with [REDACTED] and may have additional knowledge about the situation. I thanked Rick for his time and disconnected from the call. I recorded Rick and I's conversation and added it to the case file.

I then spoke with Secorra Lemire [REDACTED] on the phone at approximately 1025 hours. Secorra is the biological mother of [REDACTED]. Secorra indicated that she knew [REDACTED] and [REDACTED] had talked to her about an inappropriate relationship between [REDACTED] and a law enforcement officer. [REDACTED] had told her that he (assumedly Jon) had come by [REDACTED] house late at night, and that majority of their relationship happened before [REDACTED] and [REDACTED] got together (approximately 9 months to 1 year ago).

She never asked [REDACTED] if she and Jon had sex, because she did not want to know. However, based upon her conversations with [REDACTED] she felt that their relationship was sexual. [REDACTED] told Seccora that Jon was good looking, well liked, made her feel special, and made [REDACTED] feel like that she was the only one. [REDACTED] also said that she had babysat his kids.

She remembered about two months ago that Jon was parked next to she and [REDACTED] at the Washington County Courthouse. [REDACTED] became so visibly upset that she was shaking and asked Seccora why Jon was there multiple times. [REDACTED] was worried that Jon knew that [REDACTED] had made a report to law enforcement, and Seccora had to tell her that the situation was not [REDACTED] fault. I thanked Seccora for her time and disconnected from the call. I added the recording of our conversation to the case file.

At 1623 hours, I met with Rebeka at the Logan County Jail where she was in custody. I recorded our conversation on my digital voice recorder. The recording was added to the case file. I introduced myself, explained that she may be a witness to something, and advised her of her Miranda warning which she said she understood and waived. The interview lasted approximately seven minutes.

Rebeka said that she knew [REDACTED] and [REDACTED] was her son (sic), [REDACTED] girlfriend. I asked if [REDACTED] had ever talked to her about an inappropriate relationship with a law enforcement officer. Rebeka said that [REDACTED] had told she and Rick about a law enforcement officer who would go to [REDACTED] house (a couple of years ago) and try to get her to go on ride alongs late at night. Rebeka was unable to remember the Deputy's name but said that she had met him once. She initially described the Deputy as tall with blonde hair and blue eyes. I asked if she was sure about he blonde hair and she said that it may have been brown, but she could not really remember because it had been a long time since she saw him.

I began naming off Washington County Sheriff's Deputies, and as soon as I said Jon Hart Rebeka repeated his name and told me that he was the Deputy [REDACTED] had spoke to her about. Rebeka said [REDACTED] had this conversation with her about two months ago at the Travel Lodge in Sterling. The conversation initially began with [REDACTED] asking Rebeka if a cop had ever tried to take Rebeka on ride alongs late at night while she was younger. Rebeka said that [REDACTED] then told her about Jon. Rebeka described [REDACTED] demeanor as upset and scared about the situation. Rebeka mentioned that Rick was present for part of the conversation. I thanked Rebeka for her time and departed.

On 10/19/18, at approximately 1118 hours, I received a phone call from residential therapist Marilu Montoya from Turning Point Center for Youth and Family Development. I had previously left her a message requesting to speak with [REDACTED] who is one of her clients. Marilu advised that she was with [REDACTED] and passed him the phone. I began recording the phone call.

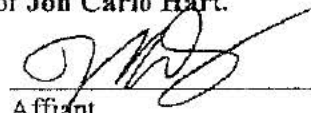
I asked [REDACTED] if he knew [REDACTED]. He said that [REDACTED] was his girlfriend. I asked if he knew about an inappropriate relationship between [REDACTED] and a law enforcement officer. He said that he did. He said that Jon Hart was the law enforcement officer and that [REDACTED] told him that she and Jon had had sex once or twice. He said that [REDACTED] told him this because he and [REDACTED] were talking about their previous relationships.

[REDACTED] said the name Jon Hart, but then stopped. [REDACTED] had to question her further to get her to say that she and Jon had previously had sex. This conversation occurred when she and [REDACTED] first got

together (January of 2018). [REDACTED] did not specify when these instances occurred. He could not remember where he and [REDACTED] were during the conversation. [REDACTED] demeanor was normal during this conversation.

I thanked [REDACTED] for his time, briefly spoke with Marilu, then disconnected from the call. The recording of this phone call was added to the case file.

Due to the facts set forth herein, Affiant feels that this court has jurisdiction in this matter and respectfully requests that a warrant be issued for the arrest of **Jon Carlo Hart**.



Affiant

Subscribed and sworn to before me this 19th day of October 2018.



District Court Judge

IN THE DISTRICT COURT
COUNTY OF WASHINGTON
STATE OF COLORADO

Case Number 18CR25
DATE FILED: October 22, 2018
CASE NUMBER: 2018CR25

ORDER FOR ARREST WARRANT, ORDER SETTING BAIL

THE PEOPLE OF THE STATE OF COLORADO

vs.

<u>Jon Carlo Hart</u> Defendant	<u>8/18/1982</u> DOB	<u>[REDACTED]</u> SSN	<u>Male</u> Sex	<u>Asian</u> Race
<u>5'09"</u> Height	<u>200</u> Weight	<u>Black</u> Hair	<u>Brown</u> Eyes	<u>[REDACTED]</u> License #

Last Known Address: 465 Adams Avenue, Akron, Colorado

CHARGE(S):

- 1) Sexual assault on a child/ position of trust and pattern of abuse C.R.S. 18-3-405.3(2)(b) Class 3 Felony
- 2) Sexual assault on a child by one in a position of trust C.R.S. 18-3-405.3 (1) Class 4 Felony
- 3) 1st Degree Official Misconduct C.R.S. 18-8-404 (1)(c) Class 2 Misdemeanor

13th District Attorney's Office Investigator **Michael Jones** presents an Affidavit in Support of Arrest Warrant, and requests an Order setting bail in the amount of _____, and Order for Issuance of Arrest Warrant for the Defendant.

IT IS HEREBY ORDERED:

1. Bail is set in the amount of \$ No bond (cash) (surety) or (real property).
2. A warrant is hereby issued for the arrest of the defendant.

Dated this 19th day of October 2018.

BY THE COURT;



District Court Judge