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ATTORNEYS FOR PLAINTIFF

IN THE JUSTICE COURT OF RECORD OF MISSOULA COUNTY,  
STATE OF MONTANA

STATE OF MONTANA,  Plaintiff,  -VS-  GREGG ANDREW HANCOCK,  Defendant.	Dept.  Cause No.  <b>AFFIDAVIT OF PROBABLE CAUSE</b>
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STATE OF MONTANA            )  
  : ss  
County of Missoula            )

ANDREW JENKS, Deputy County Attorney, Missoula County,  
Montana, being first duly sworn upon oath, deposes and says:

I have read the law enforcement reports regarding the investigation of  
GREGG ANDREW HANCOCK for allegedly committing the offense of:

COUNT I: VEHICULAR HOMICIDE WHILE UNDER INFLUENCE, a  
felony, in violation of § 45-5-106, MCA.

I believe that the facts as set forth in the law enforcement reports, if true, constitute sufficient probable cause to justify the filing of the charges.

Those facts are as follows:

On April 5, 2023, law enforcement officers from the Missoula County Sheriff's Office and Montana Highway Patrol were dispatched to Snowbowl in Missoula County, Montana, for a report of a vehicle versus pedestrian crash. Emergency responders also arrived on scene. Dispatch advised that the suspect vehicle was spinning circles in the parking lot, struck a pedestrian, and pinned the pedestrian between two vehicles.

Montana Highway Patrol Trooper Van Note and Missoula County Sheriff's Deputy Diemer arrived in the Snowbowl parking lot. Trooper Van Note observed a group of people performing CPR on a male near a Nissan pickup. Trooper Van Note, along with other medical personnel, attempt life-saving measures on the male, to no avail.

When EMT arrived, Trooper Van Note looked around and observed a person on the ground near a truck in a grey coat crying. The person was identified as the suspect driver who was driving a green GMC Sonoma. The GMC Sonoma was registered to the above-named Defendant. The victim, John Doe, was determined to be pinned to a truck registered to John Doe. EMT determined John Doe had passed away.

Trooper Van Note began taking pictures. The male who had been crying kept saying he had killed his friend. Trooper Van Note finished taking pictures and observed the male walking towards Trooper Van Note's patrol vehicle.

The male identified himself as the above-named Defendant and explained he had been drinking. He was having fun in the parking lot by spinning circles. Defendant saw his friend and decided to mess with him by driving towards him. When Defendant applied the brakes, the vehicle slid into John Doe pinning him to the back of the other pickup. Defendant advised he had drunk a few beers.

Trooper Van Note informed the Defendant he was going to be investigated for DUI. Defendant performed the standardized field sobriety tests. Defendant's results indicated four out of six clues for impairment on the HGN, six out of eight clues for impairment on the Walk and Turn, and three out of four clues for impairment on the One Leg Stand.

Trooper Van Note read the Defendant the PAST advisory. Defendant refused to take a preliminary breath test. Trooper Van Note then arrested the Defendant.

Trooper Van Note requested and was granted a search warrant for the Defendant's blood. Defendant was transported to St. Patrick's Hospital where a blood draw was conducted.

Deputy Diemer was able to gather information from several other eyewitnesses on scene at Snowbowl, many of which included the group of people with the Defendant and John Doe. Based on the stories, Deputy Diemer was able to determine that Defendant, John Doe, and many other group members were drinking alcohol after skiing. Deputy Diemer observed beer cans scattered around the scene. The smell of alcohol permeated from the group. Defendant was doing doughnuts in his truck and drove at John Doe. Defendant was unable to stop the truck and it rammed into John Doe, which eventually caused John Doe's death.

DATED this 7th day of April, 2023.

/s/ Andrew Jenks  
ANDREW JENKS  
Deputy County Attorney

SUBSCRIBED AND SWORN TO before me, a Justice of the Peace, in and for the State of Montana, County of Missoula.

Electronically Signed By:  
Hon. Judge Landee Holloway  
Fri, Apr 07 2023 12:37:35 PM