

-FILED-

October 12, 2021
Missoula County
Justice Court of Record

STATE OF MONTANA
By: Eda Gillmore
CR-610-2021-0004568
Holloway, Landee N.

MEGHANN PADDOCK
Deputy County Attorney
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ATTORNEYS FOR PLAINTIFF

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

<p>STATE OF MONTANA, Plaintiff, -vs- GRANT MITCHELL DEAKIN, Defendant.</p>	<p>Dept. Cause No. AFFIDAVIT OF PROBABLE CAUSE</p>
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STATE OF MONTANA)
 : ss
County of Missoula)

MEGHANN PADDOCK, Deputy County Attorney, Montana, being first
duly sworn upon oath, deposes and says:

I have read the law enforcement reports regarding the investigation of
Grant Mitchell Deakin for allegedly committing the offenses of:

COUNT I: ATTEMPTED DELIBERATE HOMICIDE, a felony, in
violation of § 45-5-102[1], MCA and 45-4-103, MCA; and

COUNT II: CRIMINAL MISCHIEF, a felony, in violation of § 45-6-101(1)[2], 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 October 8, 2021, Ravalli County dispatch received a report that two neighbors had been involved in an altercation on Upper Woodchuck in Florence, Montana, between Redrock and Buckboard Roads. Both parties were reported to have left the scene. The reporting party was requested to call by the victim, Shawn Harwood. It was reported that Defendant Grant Deakin had "shot up" the truck Harwood was driving. The reported location of the altercation was determined to be in Missoula County. Missoula County Sheriff's Deputies were dispatched to respond. While they were responding, David Menager contacted dispatch and reported that Shawn Harwood had been driving his (Menager's) truck, which Defendant had shot at while Shawn was driving it.

Missoula County Sheriff's Corporal Koppes and Sergeant Sargent located a white F150 pickup truck with multiple bullet holes, a shattered rear window, and both of the driver's side tires were flat. As they were observing

the truck, Menager and Harwood drove up in another vehicle. Menager reported that Harwood is his friend, and he had loaned his truck to Harwood.

Harwood reported that he had been at Menager's house on Red Rock Trail and was driving Menager's truck back to Harwood's home on Upper Woodchuck Rd. Somewhere near the intersection of Upper Woodchuck and Buckboard he noticed Defendant Grant Deakin coming down Upper Woodchuck in his gray/black Chevrolet pickup. Harwood reported that he has helped Deakin in the past but they had a falling out in which Deakin accused him of stealing a gun. Defendant flagged Harwood down, so Harwood stopped. Defendant showed him a camera and said that he had Harwood on video at his house stealing bear skins. Harwood denied having any involvement with missing bear skins and told Defendant he had not even been on Defendant's property. Defendant did not believe him. Harwood told Defendant he was leaving and did not want to talk anymore. Defendant said something to the effect of "the fuck you are" and pulled a handgun from the seat next to him and began firing it at the truck Harwood was driving.

Harwood described Defendant shooting at the tires and driver's side of the truck. Harwood put the truck into gear and accelerated away. As he drove off he noticed the tires were going flat and the engine was smoking. Harwood does not have cell service at his house and knew he needed to call Law

Enforcement so he turned around to try to get back to Menager's house. As he got back down the road he saw Defendant had turned around and was coming back up Woodchuck. Defendant parked his truck in the roadway blocking Harwood's path. Harwood yelled at Defendant to get out of the way but he refused. Defendant pointed the gun directly at Harwood's head and pulled the trigger. The gun did not go off, and Defendant tried to rack the slide. Defendant put that gun down and grabbed another with which he began shooting the truck Harwood was driving again. Defendant was shooting at the truck's engine again and the tires. Defendant emptied the magazine of that pistol and grabbed another gun.

Harwood described the third gun as a revolver with a coke can taped to the barrel like a suppressor. Defendant resumed shooting at the truck then pointed the gun at Harwood's head again. Harwood ducked down behind the dash and was able to maneuver the truck to the side of the hill and got around Defendant. Defendant then shot out the rear window of the truck. Harwood drove the truck to Redrock road where the truck died, then he got out and ran the rest of the way to Menager's house. Harwood reported that during this shooting, Defendant told him he was not welcome "in the Woodchuck" anymore.

Sgt. Sargent observed the truck and believed the round impacted the rear glass directly behind where Harwood's head would have been if he hadn't ducked. About 200 yards from the intersection of Redrock and Woodchuck Sgt. Sargent located several .45 caliber casings were located along with a hubcap similar to the ones on Menager's truck.

Cpl. Koppes made six attempts to contact Defendant by phone between 7:45 and 9:25 pm. On each occasion the phone rang to voicemail and Cpl. Koppes left a message requesting Defendant call him back. Cpl. Koppes and Captain Burt responded to Defendant's residence on High Mountain Drive and flew a drone over the property. Defendant's pickup truck was in the driveway. On a subsequent drone flight at about 10:25pm a person came out of the residence and fired between 5-10 gunshots. Cpl. Koppes believes Defendant was shooting at the drone. The Defendant was then observed (by drone) moving in and out of the house for the next 10-20 minutes.

At 11:30 pm Cpl. Koppes saw a flashlight moving towards him from the direction of Defendant's home. As the light drew within 100 yards, Cpl. Koppes and other deputies called out the "Grant," which Defendant acknowledged. Defendant was directed to disarm himself and come slowly to Cpl. Koppes. Defendant was compliant and was taken into custody without

further incident. An empty handgun holster was removed from Defendant's hip during the search incident to arrest. Defendant was advised he was under arrest. Defendant said he did not know why he had been arrested but admitted shooting at a drone over his property.

DATED this 10th day of October, 2021.

/s/ Meghann Paddock
MEGHANN PADDOCK
Deputy County Attorney

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

Judith A. Kelly
10/10/21 @ 5:05 PM