



DenverDA

Mitchell R. Morrissey, District Attorney - Second Judicial District
201 W. Colfax Avenue, Dept. 801, Denver, CO 80202

Bus. Phone: 720-913-9000
Fax: 720-913-9035



DENVER POLICE DEPARTMENT

Gerald R. Whitman, Chief of Police

JOINT NEWS RELEASE

March 5, 2009

Contact: Lynn Kimbrough, 720-913-9025 or Sonny Jackson, 720-913-6534

TWO NEW CASES FILED AGAINST SUSPECTED SERIAL RAPIST

Denver District Attorney Mitch Morrissey has formally charged a man in two more cases of sexual assault dating back to 1993 and 1995, the result of work by Denver's Cold Case Project.

Byron Gay (dob: 03-05-65) is charged with two counts of *kidnapping* (F2) and two counts of *first-degree sexual assault* (F3) in the 1993 burglary/sexual assault of a woman, and is also charged with four counts of *aggravated first-degree sexual assault* (F2) and one count of *third-degree sexual assault* (F4) in the 1995 burglary/sexual assault of another woman. Both victims were home alone and were sleeping when they were attacked.

Gay has already been charged with first-degree sexual assault in a separate case from 1995.

He remains in custody in the Denver County Jail and is scheduled to appear in Denver County Court, room 12T, on March 9, 2009 to be formally advised of the new charges.

-30-

The Cold Case DNA Project is an ongoing collaborative effort involving Denver Police detectives, the Denver Police Department Crime Lab and the Denver District Attorney's Office with grant funding through the National Institute of Justice.

The filing of a criminal charge is merely a formal accusation that an individual(s) committed a crime(s) under Colorado laws. A defendant is presumed innocent until and unless proven guilty. *See Colo. RPC 3.6*