

County/District Court
City and County of Denver, Colorado

THE PEOPLE OF THE STATE OF COLORADO

Case # 18-441024



**AFFIDAVIT AND APPLICATION FOR ARREST WARRANT
AND THE ARREST WARRANT FOR THE PERSON(S) OF:**

**Angelo Swimmer, date of birth; 08/02/1977, a White male, 6' tall weighing 205 pounds with brown hair and brown eyes, Colorado ID # [REDACTED] for the crime of:
18-3-402(1)(b); Sexual Assault, victim incapable, a Class 4 felony (Domestic Violence).**

I, Detective Shane Webster, 87007, the Affiant, state under oath that the facts known to the Affiant which establish probable cause to believe that a criminal offense was committed, and that the offense was committed by the above named person(s), are the following:

On July 1, 2018 Officer Black was dispatched on a sexual assault. [REDACTED] reported that she had been out at a birthday party with a group of friends and at the end of the evening she and Angelo Swimmer, with whom she [REDACTED] went to his house at 3128 W. 18th Avenue in the City and County of Denver. She said that he removed her clothes, told her that he owned her and wanted to marry her and had sex with her in spite of her getting sick from being intoxicated. She said that she was able to get away from him and went to Denny's at 1605 Federal where she called a friend and he came to her there. She agreed to go to DHMC for an exam to be done.

On July 2, 2018 this case was assigned to Detective Webster for follow up investigation. Ms. [REDACTED] was interviewed by Detective Webster and she said that she had started to study Jiu Jitsu about a year ago. She said that Angelo Swimmer is the instructor and they eventually began dating and being intimate with each other. She said that there was a point that they had been arguing and she "took a break" from the relationship. She said they had not been together for a time before the night of the incident. She said that they had gone to a party for one of the students at the school and at the end of the party there were several of them who planned to go out for the evening. They had been drinking at the party before they went out. She said that they had gone to a liquor store and then they went to Angelo's friend's house. Angelo and his friend stayed there and she and some others went to Club Vinyl. She continued drinking there and at the end of the evening she called Angelo and admitted that she had a sexual conversation with him in which she was planning to go to his house and have sex with him.

She said she went to the house and they were making out, but they were also arguing because he was saying that he "owned" her and wanted to marry her. She said that she should not have gone to the house because she had been thinking about a possible future with him and she was planning on breaking up with him. She said they were both very drunk and she did not remember taking her clothes off, but he was on top of her and she was struggling and telling him that she needed to urinate and that she was getting sick. She said she went to the restroom and after urinating she began to vomit and he was trying to continue having sex with her there. She said she did not want to and she had some spots she did not remember, but she did remember him helping her to get up the stairs to the bedroom and then being on top of her. She said she was eventually able to get him off of her and to get her dress on. She fled the apartment and was running down Federal. She said she went to the Denny's and then called her friend, who came to her and told her that she could call the police or he would take care of it. She said that at this point she did not want to move forward with criminal charges because they were both drinking and she had gone to his place with the intent of having sex. Ms. [REDACTED] was told that Detective Webster would give her some time to process what had happened and would check with her in about a week.

AFFIDAVIT AND APPLICATION FOR ARREST WARRANT

ARREST WARRANT

To all Sberiffs, Peace Officers and Police Officers with the said State:

You are hereby commanded to take the person of the defendant and bring him without unnecessary delay before a Judge of the County Court to be dealt with according to law.

Bail fixed at \$ ADVISEMENT

[Signature]
Signature of Judge

Date 8/30/18

AMORE
Printed name of Judge

I HEREBY CERTIFY that I exocuted the above warrant on (date) 09/03/18 by taking **Angelo Swimmer**, date of birth; **08/02/1977** into custody and placing said person in the JDC Jail for safekeeping until further order of the court.

[Signature]
Signature of Arresting Officer