

County/District Court

THE PEOPLE OF THE STATE OF COLORADO

City and County of Denver, Colorado

Offense Case No. 2020-749889



**SEALED AFFIDAVIT AND APPLICATION FOR AN ARREST
WARRANT FOR THE PERSON OF:**

Joshua HAMM, DOB: 4/19/1982, a Black male, approximately 6'00" and 245 pounds, with brown eyes and black hair.

For the crimes of:

- CRS 18-3-102(1)(b), First Degree Murder, a class 1 felony,
- CRS 18-4-303(1) (a), Aggravated Robbery, a class 3 felony,
- CRS 18-4-202, First Degree Burglary, a class 3 felony and
- CRS, 18-12-108, Possession of a Weapon by a Previous Offender, a class 5 felony.

I, Detective Daniel Andrews 96015 of the Denver Police Homicide Unit, 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, are the following:

Monday, December 28, 2020

Your Affiant is presenting the following information in a way that he believes is most clear, but is not necessarily in chronological fashion in terms of how the information was obtained.

At 11:21 a.m., [REDACTED] called Denver 911 from his home at [REDACTED] Monaco Parkway. He was in the company of [REDACTED], [REDACTED]. He reported that someone was attacking his neighbor at [REDACTED] Monaco Parkway. Suspect #1, who is herein after referred to as Joshua Hamm, DOB: 04/19/1982, was described as a black male in his 30's wearing a grey stocking cap and a black jacket.

Suspect #2 was described as an unknown male wearing an orange hard hat and yellow safety vest, and is hereinafter referred to as "B."

Suspect #3 was also described as also wearing a safety vest, and has been tentatively identified as Larry Hamm, DOB: 12/22/1973. The [REDACTED] reported that one of the men in the vests was armed with a gun, and that one of them was waiting in a black vehicle on the north side of the house.

Numerous Denver Police Officers responded to the call including Corporal Jeff Jenkins, Officers Lisa Garcia, Celia Munoz, John Repjar and Crystal Thomas.

Officers Garcia and Munoz arrived and saw a black Honda hatchback parked on E. 10th Ave., next to [REDACTED] Monaco Parkway. Someone in a safety vest was in the driver's seat. The vehicle took off east bound as Joshua and Larry exited the house. Officers Garcia and Munoz let the black car go and followed Joshua into the 900 block of Magnolia, where he was arrested without incident.

AFFIDAVIT AND APPLICATION FOR A SEALED ARREST WARRANT

Officers Repjar and Thomas saw the party believed to be Larry fleeing the victim's home, [REDACTED] Monaco Parkway, armed with a handgun. Larry attempted a carjacking at gunpoint, at which time Officers fired on him. Larry fled on foot again and was eventually spotted by Corporal Jenkins carjacking another vehicle. Additional shots were fired and Larry was hit.

[REDACTED], also called 911 to say that she was in [REDACTED] Monaco Parkway and had been shot. She was rushed to Denver Health Medical Center to receive lifesaving care. A man believed to be [REDACTED], the resident of [REDACTED] Monaco, Mark Outman, DOB: 11/12/1956, was pronounced deceased on scene at 11:55 a.m., by Dr. Lawless.

Larry was also rushed to DHMC where Dr. Lawless pronounced him deceased at 12:01 p.m.

Numerous Officers, Investigators and Criminalist responded to the crime scenes and at this time are still investigating and documenting the scenes. Numerous witness statements have been obtained, and additional witnesses have been identified but not yet interviewed.

[REDACTED] provided a digitally recorded interview to Detective Dan Tregembo at DPD HQ. She stated that she was so concerned watching the events unfold that she armed herself, went outside, and fired a shot into the ground in hopes of scaring the suspects off.

Officer Jayme Larson accompanied [REDACTED] to Denver Health where she remains as a result of a gunshot wound to the head. [REDACTED] was able to provide a statement during which she said that the same person who shot [REDACTED] also shot her, both of them with the same handgun, and that the suspects were in the home as part of a robbery.

Once at DPD HQ Joshua's appearance was documented, his clothing collected, and body sampled for gunshot residue. At approximately 2:50 p.m. Your Affiant and his partner, Aurora Police Homicide Detective Jamie Krieger took Joshua into an interview room and started the digital recorder. Almost immediately Joshua stated that [REDACTED]

Your Affiant was working on this affidavit, and coordinating the on-going investigation from his desk, which is near the holding cell. [REDACTED]

[REDACTED] Your Affiant reminded him that he'd tried to obtain his statement earlier, but he requested an attorney. Joshua reiterated that he wanted to speak with Your Affiant, without counsel present, at that time.

Consequently, Your Affiant, and Detective Krieger, conducted a video recorded interview with Joshua, beginning at 5:22 p.m., after he acknowledged and waived his Miranda rights. In summary, Joshua stated:

[REDACTED]

AFFIDAVIT AND APPLICATION FOR A SEALED ARREST WARRANT

Therefore, your Affiant respectfully requests Your Honor issue a SEALED arrest warrant for Joshua Hamm, for the crimes of:

- CRS 18-3-102(1)(b), First Degree Murder, a class 1 felony,
- CRS 18-4-303(1) (a), Aggravated Robbery, a class 3 felony,
- CRS 18-4-202, First Degree Burglary, a class 3 felony and
- CRS, 18-12-108, Possession of a Weapon by a Previous Offender, a class 5 felony.

Additionally, pursuant to §16-3-304(2), Crim. P., Rule 41 and 24-72-305 of the Colorado Revised Statutes, the Affiant listed herein **requests the court to seal this affidavit and warrant** from public release of the information herein contained due to the media coverage of this case that may ensue if details were made public given the sensational nature of these crimes, to assure that this case is not compromised, so that witnesses mentioned in this affidavit can be protected from any type of retaliation, and so that this investigation can continue.

I affirm this information to be true and correct, /s/ Detective Daniel Andrews, 96015.

Subscribed under oath before me on _____

 Date Time

 Judge or Notary Public

My commission expires: _____

ARREST WARRANT

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

You are hereby commanded to take Joshua Hamm, DOB: 04/19/1982, into custody and bring him without unnecessary delay before a Judge of the County Court to be dealt with according to law.

Bail fixed at \$ _____

 Signature of Judge

Date _____

 Printed name of Judge

I HEREBY CERTIFY that I executed the above warrant on (date) _____ by taking

 _____ (name of person arrested) into custody and placing said person in the
 _____ Jail for safekeeping until further order of the court.

 Signature of Arresting Officer

AFFIDAVIT AND APPLICATION FOR A SEALED ARREST WARRANT