

**AFFIDAVIT AND APPLICATION FOR ARREST WARRANT AND
TO SEAL THE AFFIDAVIT FOR THE PERSON OF:**

County/District Court
City and County of Denver, Colorado/ THE PEOPLE OF THE STATE OF COLORADO

Case Number: 2021-472686
Date of Offense: August 17, 2021
Location of Offense: 2743 W. Alameda Ave., 5305 E. Colfax Ave., 1526 N. Lafayette St., 1555 N. Stuart St.
Defendant: SAMUEL FUSSELL 10/22/2002

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

WHEREAS the Denver Police Department Criminal Investigations Division is investigating the above-referenced suspect for the crime of C.R.S. 18-4-202 First Degree Burglary F3; C.R.S. 18-4-302 Aggravated Robbery F3; C.R.S. 18-4-409 Aggravated Motor Vehicle Theft F3; C.R.S. 18-4-203 Second Degree Burglary F4; C.R.S. 18-3-202 Assault in the first degree F2; C.R.S. 18-3-206 Menacing F3; C.R.S. Assault in the first degree – attempt F3; C.R.S. 18-3-102 Murder in the first degree (1)(b) F1.

AND WHEREAS the Court has examined the attached affidavit and has satisfied itself that there is probable cause to believe that the offenses of C.R.S. 18-4-202 First Degree Burglary F3; C.R.S. 18-4-302 Aggravated Robbery F3; C.R.S. 18-4-409 Aggravated Motor Vehicle Theft F3; C.R.S. 18-4-203 Second Degree Burglary F4; C.R.S. 18-3-202 Assault in the first degree F2; C.R.S. 18-3-206 Menacing F3; C.R.S. Assault in the first degree – attempt F3; C.R.S. 18-3-102 Murder in the first degree(1)(b) F1., has been committed by SAMUEL FUSSELL 10/22/2002

AND WHEREAS the Affiant, Denver Police Homicide Detective Daniel Tregembo, 05041, has requested an ARREST WARRANT and a SEALED AFFIDAVIT be issued for SAMUEL FUSSELL 10/22/2002, so this investigation can continue and so that the witnesses mentioned in this warrant can be protected from any type of early reprisals.

Pursuant to Rule 41 of the Colorado Revised Statutes, the Affiant listed herein has requested and received approval to have this Affidavit sealed from public release of the information herein contained due to the media coverage of this case, to assure that this case is not compromised, that witnesses mentioned in this warrant can be protected from any type of early reprisals, so that this investigation can continue.

You are hereby commanded to take the person of the defendant and bring him without unnecessary delay before a Judge of the County or District Court.

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

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County/District Court

THE PEOPLE OF THE STATE OF COLORADO

City and County of Denver, Colorado



Case # 2021-472686

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

SAMUEL FUSSELL 10/22/2002 a White male, 5'08" 155 lbs., blond hair, blue eyes

For C.R.S. 18-4-202 First Degree Burglary F3; C.R.S. 18-4-302 Aggravated Robbery F3; C.R.S. 18-4-409 Aggravated Motor Vehicle Theft F3; C.R.S. 18-4-203 Second Degree Burglary F4; C.R.S. 18-3-202 Assault in the first degree F2; C.R.S. 18-3-206 Menacing F3; C.R.S. Assault in the first degree – attempt F3; C.R.S. 18-3-102 Murder in the first degree(1)(b) F1

I, Detective Daniel Tregembo, 05041, 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:

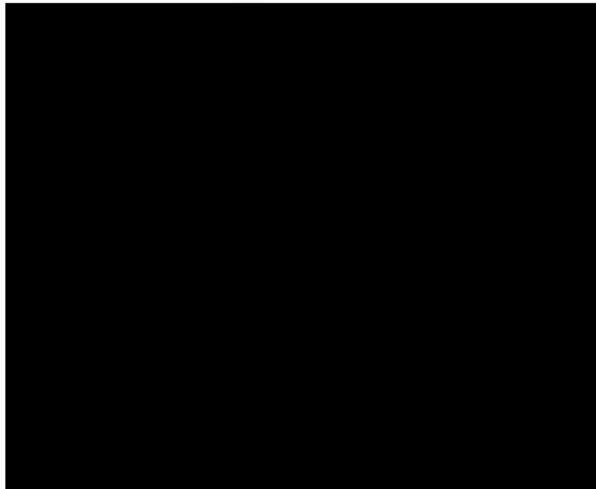
On Tuesday, August 17, 2021, at 11:28 p.m., the Shot Spotter system registered several gunshots at 1540 Raleigh St. Citizens in the area called 911 to report hearing numerous gunshots fired in the area as well. A 911 call was received from the Yeshiva Toras Chaim School at 1555 Stuart St. which is one block west of Raleigh, reporting that someone had been shot.

Denver Police and Paramedics responded. A student of the school, 18 year old Shmuel Silverberg, was suffering from numerous gunshot wounds and he was rushed to Denver Health Medical Center by ambulance, but unfortunately he could not be saved. Dr. Aaron Eberhardt pronounced him deceased at 11:57 p.m.

On Wednesday, August 18, 2021, shortly after midnight, Your Affiant was notified of this homicide and assigned as the primary investigator. Your Affiant's partner, Detective Dan Andrews, was also called out and assigned as the secondary. Det. Andrews responded to the scene, which was processed in the coming hours with the assistance of the Denver Crime Scene Unit. Spent cartridge casings were located in front of the school, 1500 Stuart, and in the back of the school where young Shmuel went down.

Fortunately, the school was equipped with a quality video surveillance system. One of the DPD's forensic imaging specialists, Mike Bush, responded and began immediately downloading the relevant footage. In brief summary, Det. Andrews observed two vehicles; one dark sedan and one maroon SUV, each occupied by at least two parties-probably men. The occupants of at least one of the vehicles fired shots at Shmuel when he was in front of the school, on Stuart, and then both vehicles chased him as he literally ran for his life around the back of the school where he was eventually shot. At least two of the parties were armed with handguns at the time Shmuel was shot.

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At 7:30 a.m. Your Affiant attended a briefing with numerous other Major Crimes Investigators regarding several crimes throughout the Denver Metro Area in the preceding couple of days. The crimes discussed included the following:

- Carjacking: August 15, 2021 at 4:16 a.m., 15296 E. Hampden Ave.
- Attempted Auto Theft/Felony Menacing: August 17, 2021 at 9:59 p.m., 2743 W. Alameda Ave.
- Carjacking: August 17, 2021 at 10:51 p.m., 5305 E. Colfax Ave.
- Robbery/Aggravated Assault: August 17, 2021 at 11:08 p.m., 1526 Lafayette St.
- Homicide: August 17, 2021 at 11:36 p.m., 1555 N. Stuart St.
- Burglary/Auto Theft: August 18, 2021 at 12:27 p.m., 1075 S. Union St.

August 15 Carjacking:

Your Affiant learned the following from a case synopsis provided by Aurora PD Detective Haden JONSGAARD which read in part:

On August 15, 2021 at 0419 hours, Officer M. Ripley (318287) was dispatched to a shooting call at 7/11, 15296 E Hampden Ave, Aurora, Arapahoe County, CO.

Dispatch advised a subject walked to the location and stated he had been shot in the chest. A customer at the store called police. Several units arrived to the scene before Officer Ripley did. They aired that three male black suspects left the scene westbound following the shooting. They began searching the area.

Officer Ripley arrived at about the same time as the ambulance and obtained the victim's information. The victim verbally identified himself as [REDACTED] and advised his identification was out of Maine. [REDACTED] information was later confirmed using NCIC. The paramedics then advised they were loading [REDACTED] up and transporting him emergent to [REDACTED]

[REDACTED] had a gunshot wound to his [REDACTED] Officer Ripley followed the ambulance to the hospital. Sgt. VanDyk (CR51) met Officer Ripley at the hospital and was advised of the situation. Officer Ripley was unable to initially obtain a statement from [REDACTED] due to him being treated for his serious injuries.

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After [REDACTED] received treatment and scans, he was able to provide Officer Ripley with a full statement. [REDACTED] told Officer Ripley the following: he was parked seated in the driver's seat of his [REDACTED] Toyota Camry in the parking lot of Power House Gym, 15270 E Hampden Ave, near the recycling bins. He estimated he arrived at the location around 0300 hours. Sean advised he is homeless and sleeps in his car at the location.

[REDACTED] had his driver's side door open and was seated in his Camry when a car parked two spaces down from his on the passenger side. He believes the car was possibly an older model Honda Accord.

Three males got out of the vehicle and approached his Camry.

[REDACTED] advised suspect #1 fired one shot into the air after approaching his door. Suspects 1 & 2 told him to get out of his car, give them his keys, and give them his stuff. [REDACTED] got out and gave them the keys to his vehicle and his [REDACTED] iPhone 11.

One of the suspect's immediately threw the phone on the ground. [REDACTED] began running away from the suspects toward the 7/11 at 15296 E Hampden Ave. to get help. He advised he heard five or six more shots fired as he was running. He was struck twice by the gun fire. [REDACTED] advised he only saw suspect #1 with a gun and believes only one gun was used. [REDACTED] stated he did not see where the suspects went after he was shot. He also did not know if the suspect's took his Camry.

[REDACTED] stated the incident only lasted about 10 seconds, which caused him to have trouble remembering all the details. [REDACTED] advised his Camry was registered to him and his mother. [REDACTED] He did not know the tag number but advised both CO tags were on the Camry. He also advised there were distinct custom frames around both of the tags with a "carbon" look that would stand out. There was nothing else distinct about the Camry.

Officer Ripley relayed the information to officers that were still on the scene. Scene officers initially believed a blue 2012 Toyota Corolla bearing CO tag [REDACTED] was related to the call. That vehicle was on the scene but did not belong to the victim. [REDACTED] advised he did not believe that vehicle was not associated with this incident. Officer Ripley was able to locate [REDACTED] vehicle information in NCIC (2020 Toyota Camry blue, CO tag [REDACTED]). The Camry showed to be registered to both [REDACTED] and [REDACTED]. Scene officers advised [REDACTED] Camry was not on the scene. They located spent casings and [REDACTED] iPhone 11 on the ground in the parking lot behind Dry Dock Brewing, 15120 E Hampden Ave. 7/11, Dry Dock, and Power House Gym all share a large, connected parking lot. Officer Ripley advised dispatch to update the location of occurrence to Dry Dock Brewing.

Officer Keith Neumann arrived in the area and Officer's stated that the victim was going to be transported to the hospital. They advised this incident might have happened in the shopping center parking lot. Officer Neumann drove his vehicle over to the parking lot and started to walk the parking lot to see if he could find any evidence of a shooting. Officer Neumann located 8 spent shell casings behind Dry Dock Brewing Company located at 15120 E Hampden Ave.

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Officer Neumann also noticed there was a broken cell phone where the spent shell casings were found.

On 08/17/2021, Detective Haden Jonsgaard #314117, assigned to the Gang and Robbery Unit responded to 15132 E. Hampden Ave., Unit A, which is [REDACTED] facility. Detective Jonsgaard spoke to [REDACTED] of [REDACTED] facility identified as [REDACTED]. [REDACTED] advised she had exterior cameras which faced to the east of her business and likely would have captured this incident on video.

Detective Jonsgaard received camera footage which depicted this shooting. On 08/15/2021 at approximately 0415 hours, [REDACTED] can be clearly seen on video standing outside of his blue Toyota Camry. At approximately 0415 hours, a white in color, four door sedan enters the parking lot and comes to a stop near [REDACTED] Toyota Camry. Two occupants exit the vehicle and appear to be pointing a gun at him. A third occupant exits the vehicle from the driver's side of the white sedan [REDACTED] is then accosted by the three individuals. It appears as though there are possible muzzle flashes coming from the area of the three suspects and [REDACTED]. It appears as though [REDACTED] phone is taken from him and thrown on the ground intentionally by the suspects. [REDACTED] can then be seen running from the suspects, south bound through the parking lot. One of the suspects walks as [REDACTED] is running and can be seen firing a handgun repeatedly at [REDACTED]. [REDACTED] can be seen falling on the ground and then getting back up and running away. The three suspects then separate. Two suspects enter [REDACTED] Toyota Camry while one gets back into the white sedan and leave.

August 17 Felony Menacing:

Your Affiant learned the following from a Dispatch Incident Detail Report and General Offense Report under Denver Police Case Number 21-472568.

On August 17, 2021 at 9:59 p.m. the Denver Combined Communications Center received a call reporting an alarm at 2743 W. Alameda Ave., Del Norte Auto Sales. Officers responded and observed a broken window on the business and two males standing in the lot, [REDACTED] and [REDACTED]. The following is taken verbatim from a report written by Corporal Chris JOHNSON 05153:

[REDACTED] and [REDACTED] stated that they were in the area when they heard glass breaking. When they went to investigate to noise, they observed five Hispanic males attempting to gain entry through the broken window on the west side of the business. [REDACTED] and [REDACTED] scared off the suspects and observed them enter a dark colored sedan. [REDACTED] and [REDACTED] stated that one of the suspects was observed holding a black handgun with an extended magazine. [REDACTED] and [REDACTED] stated that the suspect did not point the firearm at them, but that he was holding it in his hand pointed at the ground. [REDACTED] stated that he made note of the license plate of the suspect vehicle as CO LIC [REDACTED]. Because [REDACTED] did not have anything to write it on, [REDACTED] wrote the license plate on the dust on the window of a vehicle parked in the dealership's lot. [REDACTED] and [REDACTED] stated that they were both fixated on the firearm and could not give a better suspect description other than five Hispanic males and that one was wearing a red mask. However, [REDACTED] and [REDACTED] stated that they would be able to recognize both

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parties. [REDACTED] and [REDACTED] refused to give a written statement but stated that they could be called for any further questions.

A short time later, an employee, later identified as [REDACTED] arrived on scene. [REDACTED] confirmed that nothing was missing from inside of the business. [REDACTED] also advised that he did not have access to security cameras, but that [REDACTED] could be contacted during business hours to retrieve any security footage. [REDACTED] was given the case report number.

After clearing the suspect vehicle, I discovered that it was reported to be taken in an armed carjacking out of Aurora on 08/15/2021 (OCA/21-31354). I requested the vehicle information and suspect description to be aired city wide via radio from dispatch.

August 17 Carjacking:

Your Affiant learned the following from a Dispatch Incident Detail Report and General Offense Report under Denver Police Case Number 21-472631.

On August 17, 2021 at 10:51 p.m. the Denver Combined Communications Center received a 911 call reporting a robbery. The caller reported that his vehicle was taken at gunpoint and fled northbound on N. Grape St. Your Affiant learned the following from a statement completed by Officer Andrew NICCUM 17051.

On 081721 at approximately 2251 hours while working car 262C with Ofc Bova 17069 I was dispatched to 5305 E Colfax Ave in response to a Carjacking in Progress. Upon arrival after searching the area I contacted the Victim [REDACTED] who informed me that he was left his car parked in front of the WingStop at the listed location. It was left running and he went inside to get his food. Upon his exit from the store to the parking lot he could see the Unknown Suspect was inside of his vehicle. [REDACTED] ran up to the car door and the Suspect pulled out a black Semi Auto handgun covered in a black bandanna. The suspect then pointed it at [REDACTED]

[REDACTED] began backing up and a person he could not see that was in a black Honda Civic yelled at [REDACTED] "whats up Blood?" [REDACTED] then took off running behind the location. The 2 vehicles left the area going NB on Glencoe St. [REDACTED] told me that the Unknown Suspect was a Hispanic male approximately 17 yrs old. He was around 5'10 and Med build. He stated he only was focusing on the gun and the bandanna and was afraid for his life. He stated that he got a good look at the suspect but his face was covered with some cloth object.

The vehicle taken was [REDACTED] Honda CRV bearing Co Tag [REDACTED]. The vehicle is valued at approximately \$20,000.00. The area of the parking lot was checked for Cameras. No stores where the vehicle was parked had cameras. There was a Camera overlooking the back door of GB Fish and Chips. which may have caught something. But when I inspected it, it looked to be pointing more at the door then out into the parking lot.

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I was contacted by Dist 6 that 2 vehicles matching my possible suspect vehicle description was seen during a shooting in D6. The related CAD# 21-472650.

August 17 Robbery/Aggravated Assault:

Your Affiant learned the following from a Dispatch Incident Detail Report and General Offense Report under Denver Police Case Number 21-472650.

On August 17, 2021 at 11:05 p.m. the Denver Combined Communications Center received a 911 phone call reporting a shooting at 1526 N. Lafayette St. The caller reported hearing gunshots and someone yell, "Someone shot me". The witness saw a maroon SUV fleeing at a high rate of speed towards E. Colfax Ave. Your Affiant learned the following from a statement completed by Officer Christopher MARONEY 20036

On 08/17/2021, at approximately 2305 hours, while working Car 662S, I responded to a shooting located in the North side parking lot of 1526 N Lafayette St. Upon my arrival, I contacted the victim [REDACTED] who was laying on the ground from an apparent gunshot wound [REDACTED]. Paramedics were already on scene and loading [REDACTED] onto a stretcher. I then stepped into the back of ambulance 58, with EMT Baker, and [REDACTED]. I asked [REDACTED] questions about the incident on the way to [REDACTED] as I rode in the back of the ambulance. [REDACTED] stated that he was taking a walk near his home when he was approached by four to five males that ran up behind him in the parking lot located at 1526 N Lafayette St. The suspects then demanded that [REDACTED] hand them his keys to his vehicle and his wallet. The suspects then began to pull at [REDACTED] pants, ripping them off and demanded that [REDACTED] get on the ground, [REDACTED] then proceeded to lay on the ground. [REDACTED] stated at this time, at least three of the suspects began [REDACTED] (number of times unknown), and possibly struck him with fists as well. [REDACTED] attempted to get onto his feet when one of the suspects who was armed with a handgun fired a round, striking [REDACTED] in the [REDACTED]. [REDACTED] stated that he was unsure if any of the suspects were able to take any of his possessions. [REDACTED] stated that he had his vape pen, zippo lighter, a set of house keys and cell phone on his person during this incident. [REDACTED] was able to describe the suspects as all males, athletic build, all wearing hoodies, wearing masks and approximately mid 20s to early 30s. He was not able to describe the suspect's clothing [REDACTED] was unsure of the race of the suspects, but he stated that if he had to guess, two of the suspects were possibly Hispanic, and one was possibly black male. [REDACTED] also stated that aside from the suspect who shot him, another suspect was armed with a handgun as well, but did not open fire. When asked if he could describe the handguns, [REDACTED] was only able to stated that one had an extended magazine.

A witness [REDACTED] was walking by as the incident occurred, hearing the gunshot go off. [REDACTED] told the suspects that police were on the way when one of the suspects who was wearing a red hoodie pointed a handgun at [REDACTED] id behind a vehicle but was able to see that two of the other subjects were wearing black hoodies [REDACTED] was able to see the suspects enter into a red sedan and brown SUV that were parked in the 1500 Blk N Humboldt St / N Lafayette St alley which then traveled NB.

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August 17 Homicide:

In summary:

On August 17, 2021 the Denver Combined Communications Center received multiple 911 calls reporting a shooting at 1555 N. Stuart St.

Your Affiant learned the following as assigned primary detective on the case.

On August 17, 2021 at approximately 11:36 p.m. the male victim, Shmuel SILVERBERG, was walking in the area of his school, Yeshiva Toras Chaim (YTC), 1555 N. Stuart St. The suspects, in two vehicles (later observed on video surveillance to be a maroon Honda CRV and dark colored sedan) fired several shots at the victim near N. Stuart St. and W. Canejos St. The victim fled on foot, northbound and westbound around the back side of the school. The suspects drove both vehicles into the school parking lot, chasing the victim. Two male suspects were described as 1) in a red sweatshirt and face covered by mask; 2) in a black sweatshirt and face covered by mask. The suspects shot at the victim as they were chasing him. He ran to the vestibule to his school and the suspects began to physically assault the victim. The [REDACTED] approached the vestibule and one of the suspects pointed a gun at [REDACTED] and shot at him. The suspects then shot the victim numerous times and he was pronounced deceased after being treated at the hospital. The suspects then fled the scene in both vehicles.

August 18 Burglary/Auto Theft:

Your Affiant learned from Lakewood PD Case Number LK21030501, the following (specifically a statement from Lakewood PD Agent Crystal CLEMENT #6369 (not verbatim)):

On 08/18/2021 at approximately 0028 hours, I was dispatched to Complete Auto Repair, 1075 S. Union Blvd, Lakewood, CO, reference a burglary. Dispatch advised that the [REDACTED] reported 3 males inside the business. [REDACTED] was unable to see any of their faces as all three males were wearing face masks and hats. [REDACTED] was not on scene and was watching via video. It was unknown if the suspects were still on scene or fled on foot or by vehicle.

Upon arrival, Agents found the south facing glass door shattered. Agents cleared the building and found no suspects inside.

[REDACTED] arrived on scene shortly after to assess the damage, provide an inventory of items taken and to provide Agents with video camera footage.

[REDACTED] informed several items were taken including possibly three sets of keys were taken from one of the drawers that contained work order authorizations. After viewing camera footage, a [REDACTED] Toyota RAV4 bearing CO [REDACTED] was seen being driven off the lot by one of the suspects.

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Viewing the video footage via [REDACTED] phone, at 12:22:35am, a dark colored sedan bearing [REDACTED] pulls into the lot from southwest entrance and parks on the west side of the building. Three males exit the vehicle and begin prying, pulling, and kicking on the west door leading into a garage bay. Unsuccessful in their attempts, the three suspects walk to the south entrance. From the camera at the south entrance, I was able to view in color, suspect clothing descriptions. The first suspect in view is an unknown race male, wearing a **red hoodie**, jeans, and white shoes. The second male is white, possibly Hispanic, wearing a **black hoodie** with "Champion" logo across the front, black pants, and black shoes. The third male is white, possibly Hispanic wearing a black ball cap with white lettering or a logo on the front, black t-shirt, black pants, and black shoes. All three males had face masks and were wearing black gloves. The two males wearing the hoodies appeared to be of average height and thin build. The male in the black t- shirt appeared to be of average height and medium build.

At 12:27:05am, the suspects begin walking out of the building through the broken glass door.

Several cars are parked in the lot and as the suspect walks north through the east lot, the amber lights of the previously mentioned Toyota RAV4, turn on and off, indicating he used a key fob to unlock it. The male then gets in the Toyota RAV4 and casually drives off, last seen south on S. Union Blvd. At the same time the dark sedan they had arrived in is seen casually driving south out of the west lot and turning east on W. Mississippi Ave.

Both vehicles are seen leaving at approximately 12:27:45am

Regarding the dark sedan the suspects were seen arriving in [REDACTED], that vehicle was found to be stolen/involved in an armed carjacking out of Aurora resulting in the victim being shot.

Over the course of this day the investigation into this senseless homicide and associated crimes has progressed quickly thanks in part to expedited search warrants which were served for electronic data. That data revealed that two phone numbers were identified as being at the Robbery/Aggravated Assault at 5305 E. Colfax, and at the 1555 Stuart St. homicide at the time the crimes occurred.

One of those devices was geolocated to [REDACTED] in Denver, while the other was geolocated to [REDACTED] Sheridan, CO. Once those devices were located the homes were placed under surveillance by undercover officers. While that was going on, investigators were continuing to work on identifying the suspects involved in these crimes.

[REDACTED] was researched and Noah Loepp, DOB: 01/07/2002, was found to have that address on his driver's license. Noah was found to have a [REDACTED] shortly before 6:00 p.m. on Tuesday, August 17, 2021, [REDACTED]. Additionally, his physical description generally fits the description of at least one of the parties captured on surveillance video.

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Englewood PD Detective Christian Contos, who's investigating a carjacking that's not detailed above, but is believed to linked to this series of crimes, sent a Facebook profile in the name of [REDACTED] and stated that the pictured person was believed to be involved in their crime, and therefore potentially in Denver's crimes. Det. Andrews researched the Facebook profile, but couldn't identify the party, but did notice he was wearing a [REDACTED]. Det. Andrews contacted the [REDACTED] and sent her a [REDACTED]. She stated that the pictured party was Isaiah Freeman, DOB: 02/23/2003, [REDACTED]. She also volunteered that Isaiah is known to be close friends with Noah, who she also knew to [REDACTED].

At 6:39 p.m. two parties came out of the house on Umatilla carrying a bag or box which was put into the trunk of a Toyota sedan, which arrived shortly beforehand. Believing that one of those parties was involved in at least one of these crimes, Denver's SWAT team moved in to detain all parties in the vehicle. That vehicle is being held pending the issuance of a warrant. One of the men in the Toyota, which was not stolen, was Isaiah and another was Seth LaRhode, DOB: 06/01/2000.

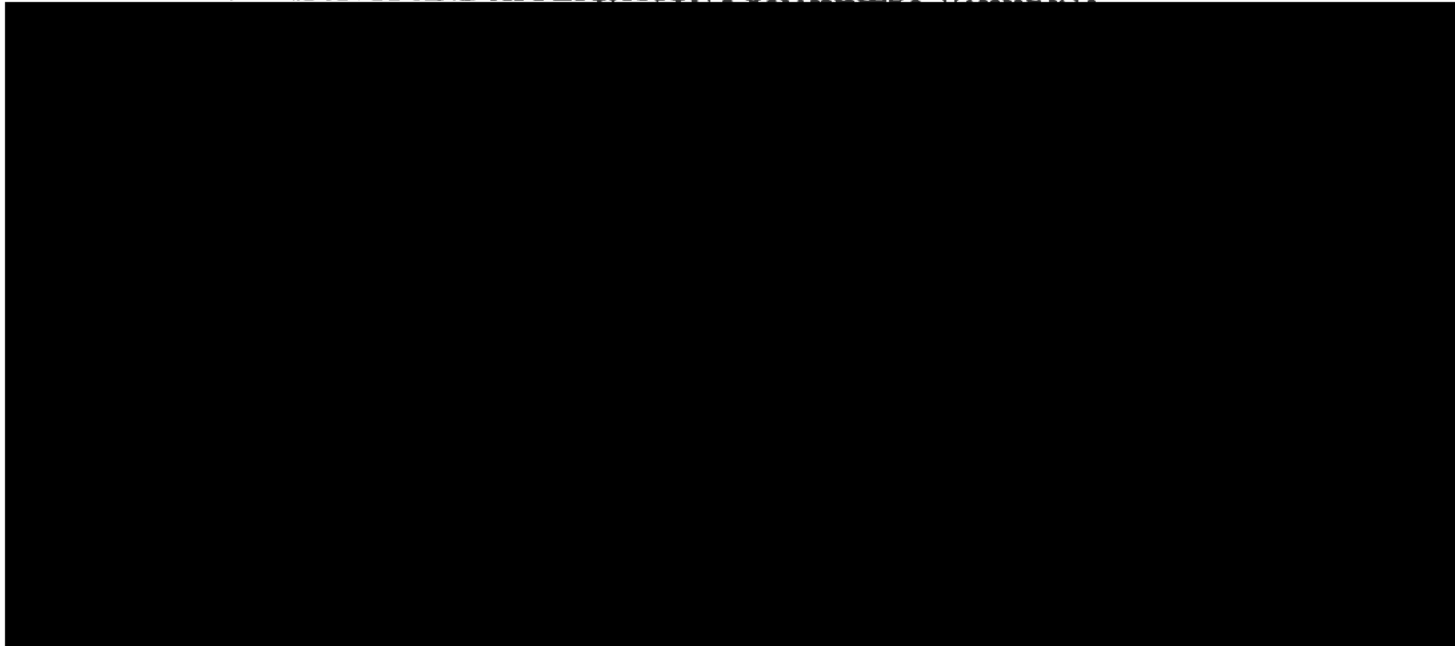
The house at [REDACTED] was secured and Noah was taken into custody on his warrant, without incident. Isaiah was arrested on his warrant and transported to DPD HQ where he was interviewed. Seth, who's not wanted, was also transported to DPD and participated in a video interview.

[REDACTED] was also secured and several parties came out, including Aden Sides, DOB: 05/22/2003. Aden, like Noah and Isaiah, is wanted for [REDACTED]. His appearance generally fits that of one of the parties involved in last night's homicides, potentially the party who fires shots into Shmuel.

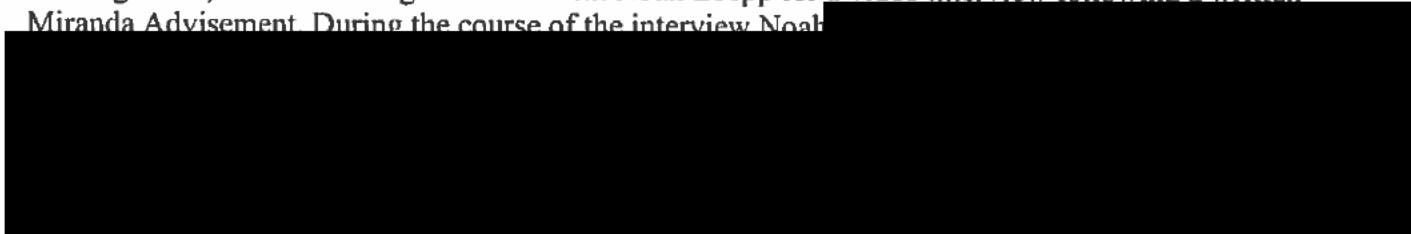
Detective TREGEMBO conducted a digitally recorded interview with Seth, after he acknowledged and waived his Miranda rights. The following is a brief synopsis:

[REDACTED]

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On August 18, 2021 Det. Tregembo met with Noah Loepp for a video interview following a written Miranda Advisement. During the course of the interview Noah



During a search of [redacted] per a search warrant, a Taurus 9mm handgun was recovered. This house is the location from which Aden Sides was arrested.

Based on these facts, your Affiant is respectfully requesting an **ARREST WARRANT** and to **SEAL the AFFIDAVIT** pursuant to **Rule 41** of the Colorado Revised Statutes, to have this Affidavit sealed from public release of the information herein contained, due to the media coverage of this case to assure that this case is not compromised and that the witnesses mentioned in this warrant can be protected from any type of early reprisals; for arrest of **SAMUEL FUSSELL 10/22/2002** for the offense(s) **C.R.S. 18-4-202 First Degree Burglary F3; C.R.S. 18-4-302 Aggravated Robbery F3; C.R.S. 18-4-409 Aggravated Motor Vehicle Theft F3; C.R.S. 18-4-203 Second Degree Burglary F4; C.R.S. 18-3-202 Assault in the first degree F2; C.R.S. 18-3-206 Menacing F3; C.R.S. Assault in the first degree – attempt F3; C.R.S. 18-3-102 Murder in the first degree (1)(b) F1**, so that this investigation can continue.

I affirm this information to be true and correct

Signature of Affiant

Subscribed under oath before me on

Date

Time

AFFIDAVIT AND APPLICATION FOR ARREST WARRANT

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 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 \$ _____

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