

GO # 20-50999

AB # 2020-3592

DEFENDANT			
Last Name KELLY	First Name Dershan	Middle	DOB 9/9/94
Armed with			
Location of Arrest Idalia and Mexico		Arrest Date 1/23/20	Arrest Time 2:56 pm

OFFICER MAKING STATEMENT			
Last Name Lopez	First Name Aaron	Middle	Serial No. 95062

COMPLETE THIS SECTION FOR ORIGINAL PROBABLE CAUSE STATEMENTS AND ALL AFFIDAVITS FOR ARREST WARRANT
 I am a police officer for the City and County of Denver, Colorado, and have knowledge regarding the arrest/incident of the above named party for the below listed offense, which offense occurred on or about the date of 10/13/19 at 2:15 am pm at or near the location of 67 Xavier Street in the City and County of Denver, State of Colorado.

VIOLATION(S)	DESCRIPTION
18-3-102	Murder in the Frist Degree

Statement of Probable Cause Affidavit for Arrest Warrant

On January 23, 2020 at approximately 1113 hours Officer Price #15002 was dispatched to cover the ambulance on a medical call at 5021 N Troy Street which is located in the City and County of Denver. Upon arrival, he observed a female party later identified as [REDACTED], being consoled in the front yard by a neighbor. Officer Price then observed the victim, a deceased female, lying in the yard on the ground to the left of the driveway next to an overturned trash can. The victim was identified as Marnee Kelly-Mills 06/26/2002, a black female, wearing a multi-colored sweater, blue jeans with a white belt. Mills was observed with what appeared to be sharp force injuries to her neck and had been pronounced deceased. Officer Price then learned that [REDACTED] had returned home and discovered Mills in the trash can. The victim was found in the trash can, inside a duffle bag which was inside another trash bag. [REDACTED] removed the victim from the bag and discovered it was her daughter.

While the officer was speaking with [REDACTED] she uttered that she believed [REDACTED] did this and identified him as Dershan Kelly 09/09/1994. The officers then checked the inside of the residence to ensure there were no other parties injured and then secured the perimeter of the location as a crime scene. [REDACTED] was transported to Denver Police Headquarters where Detective Lopez conducted an audio and video recorded interview with her.

[REDACTED] advised she received a phone call from Marnee's school which notified her Marnee had missed class today, when [REDACTED] arrived home she began looking for Marnee, but she was unable to locate her. [REDACTED] advised when she arrived home she was unable to find Marnee or her son who she identified as Dershan Kelly. [REDACTED] advised that Dershan has mental health issues and that he should be taking medication. [REDACTED] advised she searched the entire house for Marnee and she did not see anything out of place in the house. [REDACTED] made several phone calls to family members, Marnee and to Dershan, but neither Dershan or Marnee answered the phone. As [REDACTED] continued to look for Marnee she noticed there was a stain in the drive way, the trash cans had been moved and that the hose had recently been used. When [REDACTED] looked in the trash can she observed a white trash bag which had trash items inside. [REDACTED] explained she saw soda cans and junk food wrappers in the white bag which she identified as being from Dershan's room. Directly under this trash bag [REDACTED]

found a black trash bag which contained a black duffel bag. [REDACTED] unzipped the duffel bag and when she reached in the bag she found [REDACTED], Marnee deceased inside the bag.

[REDACTED] advised that Dershan and Marnee would often argue and that Dershan recently threatened to kill his sister. [REDACTED] advised that Marnee was afraid of Dershan and wanted her to kick him out of the house. [REDACTED] explained to Marnee she could not abandoned [REDACTED] because she was afraid something bad would happen to him. [REDACTED] had been present in the past when Dershan was violent towards Marnee.

[REDACTED] advised she left for work sometime around 11:30 pm the previous night (Wednesday), she worked all night and had not heard from [REDACTED] during the night. [REDACTED] advised when she left the house for work the only two people at the house were Dershan and Marnee. [REDACTED] advised she suspected Dershan was the person who killed [REDACTED].

Detective McGrail was assigned as the secondary detective on this case and therefore responded to the scene. While at the scene he met with [REDACTED] from the location. Detective McGrail was able to view [REDACTED] doorbell video which showed a male who appeared to be Dershan dragging a black bag to the trash can and putting the bag, which was later found to contain the body of the deceased, into the trash can. [REDACTED] advised she was certain the person on the video was the male who lived at the residence.

Detective Lopez was able to review the footage which showed the item being placed in the trash. Based on the video the bag was very heavy as the suspect struggled to drag the bag and to get the bag into the trash can. The video appeared to be motion activated and started with the male just outside the front door of the location, moving towards the trash can with the bag. The video also later showed the male standing inside the door of the residence prior to him leaving the location.

Dershan was arrested in the area of Chambers and Mexico and was then brought to Denver Police Headquarters. Dershan advised he was home alone with Marnee the previous night when his mother went to work and that during the night he did not hear anyone fighting or arguing. Dershan advised when he woke up in the morning his mother was not home, and he could hear water running upstairs. Dershan did not see Marnee at the house, but he assumed she was home because the water was running. Dershan had no idea what time he woke up or when he left the house that morning. Dershan showed no emotion when he was confronted about Marnee being deceased and about the video which showed him putting her body in the trash can. Dershan then ended the interview and said several times he wanted to go home.

Dershan was then photographed and his clothing was collected. When Dershan's clothing was collected Detective Lopez observed suspected blood on top of his left big toe. Dershan was then transported to the DDDC.

[Handwritten signature] *95002*

I affirm this information to be true and correct

Signature of Affiant

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:

ADULT—You are hereby commanded to arrest the defendant named above and bring them without unnecessary delay before a Judge of the County Court to be dealt with according to law.

JUVENILE—You are hereby commanded to arrest the defendant named above, summons into court, process and release said defendant to appear before the 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 _____