



GENERAL OFFENSE HARDCOPY
ELECTRONIC SUBMISSION
(HOMICIDE - FAMILY)

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

Offense Case No. 18-659543



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

John Affourtit, dob: 04/01/1985, a white male, 5'8" in height, 190 pounds in weight, with brown hair, and hazel eyes, with a last known address of [redacted] South Dahlia Street, Unit [redacted] Denver, Colorado. Affourtit is assigned Colorado Personal Identification Number [redacted] Social Security Number [redacted] Colorado State Identification Number [redacted] and [redacted]

CRS 18-3-102(1)(f): Murder in the First Degree, Child under 12, Position of Trust, a Class 1 Felony

I, Homicide Unit, Detective Adam M. Golden, 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:

Initial Investigation:

On Tuesday, September 25, 2018, at approximately 3:50 p.m., the Denver Emergency Communications Center received a 911 call from [redacted] dob: [redacted] [redacted] related she discovered [redacted] three-year-old [redacted] [redacted] dob: 09/21/2015, hereafter referred to as the victim, was not breathing at [redacted] South Dahlia Street, Apartment [redacted]. Emergency services were dispatched to the location. The victim was later pronounced deceased at 4:28 p.m. by Denver Health Doctor [redacted] (via ambulance #28). Denver Police Department officers contacted [redacted] and [redacted] John Affourtit, dob: 04/01/1985. [redacted] and Affourtit advised the victim was recently sick and vomiting.

Follow-Up Investigation:

On Tuesday, September 25, 2018, at 4:15 p.m., Your Affiant, Detective Adam Golden, 06157, was notified of the aforementioned incident. Your Affiant was assigned as the primary investigator regarding this incident and contacted the DPD officers on scene. Your Affiant requested the officers on scene to ask if [redacted] and Affourtit would be willing to respond to DPD Headquarters for formal interviews. Your Affiant later learned [redacted] and Affourtit agreed to cooperate with the investigation and were transported to DPD Headquarters. Detective Michael Martinez, 82029, was requested to respond to the scene.

At 5:15 p.m., Your Affiant obtained written consent to search [redacted] South Dahlia Street, Apartment [redacted] from both [redacted] and Affourtit. [redacted] informed Your Affiant the victim recently fell in the bathtub and had a cut on each eye. Your Affiant provided this information to Detective Martinez. Detective Martinez and Denver Office of the Medical Examiner (DOME), Coroner Investigator (CI) Harris Neil and DOME CI Peri Beaulieu arrived and conducted a preliminary examination. CI Neil and CI Beaulieu indicated the injuries observed on the victim were not consistent with a fall in the bathtub. All personnel exited the apartment and it was secured for the application of a Search Warrant.

John Affourtit Video Interview:

On Tuesday, September 25, 2018, at 5:47 p.m., Your Affiant conducted a video recorded interview with John Affourtit. Through the course of the interview, Affourtit stated he has been in a relationship with [redacted] for almost two years. [redacted] and [redacted] (victim) moved in with him in the beginning of August 2018. Affourtit stated [redacted] was a full-time worker for Safeway. Affourtit is currently unemployed and would watch the



**GENERAL OFFENSE HARDCOPY
ELECTRONIC SUBMISSION
(HOMICIDE - FAMILY)**

Page 2

AFFIDAVIT AND APPLICATION FOR ARREST WARRANT

victim while [REDACTED] would work. Affourtit also had partial custody of his three-year-old daughter ([REDACTED] is not the biological mother to Affourtit's daughter).

According to Affourtit, approximately one week ago, Affourtit was giving the victim a bath. Affourtit stated the victim fell in the bathtub which caused a cut to each of his eyes and a "knot" on the right side of his head. Your Affiant later found this statement suspicious. Eye lids are not a common place of injury during a fall. Your Affiant clarified with Affourtit, that during the past week, Affourtit and [REDACTED] were the only two adults caring for the victim. Affourtit stated on Thursday or Friday, the victim became sick and was lethargic. On Monday evening, Affourtit fed the victim chili. The victim started to spit up the chili and some of the spit up landed on Affourtit's face. Affourtit was angry and removed the victim's clothes. [REDACTED] became angry because she thought he was being too rough with the victim. The fight escalated, [REDACTED] broke an iPad, and [REDACTED] left the apartment with the victim and drove to her mother's house. [REDACTED] returned later in the evening without the victim. On September 25, 2018, early in the morning, [REDACTED] received a phone call from her mother indicating the victim was crying. [REDACTED] picked up the victim from her mother's house and returned to the apartment. Affourtit added he believed the victim had pain in his elbow. The victim was put down to go to sleep.

At approximately 5:00 a.m., [REDACTED] was getting ready for work and requested Affourtit check on the victim. Affourtit watched a television episode and then checked on the victim. Affourtit discovered the victim was covered in vomit. Affourtit cleaned the victim, gave him a bath, and put him back down to sleep. Approximately an hour later, Affourtit checked on the victim again and discovered he was covered in vomit again. Affourtit cleaned the victim again and put him back to sleep. Affourtit fell asleep and was awakened by [REDACTED] at approximately 3:30 p.m. Affourtit and [REDACTED] then discovered the victim was deceased.

[REDACTED] Video Interview:

On Tuesday, September 25, 2018, at 7:08 p.m., Your Affiant conducted a video recorded interview with the [REDACTED]. Through the course of the interview, [REDACTED] also claimed the victim had fallen in the bathtub. [REDACTED] believed this incident occurred about two weeks ago. [REDACTED] claimed she had been talking to Affourtit on the phone when the incident occurred. [REDACTED] admitted that she and Affourtit got into an argument last night, but it was over something Affourtit said to ex-wife. [REDACTED] related Affourtit slammed the iPad against the wall and shattered the screen. [REDACTED] related when she left the apartment this morning to go to work, she asked Affourtit to check on the victim. [REDACTED] related Affourtit called her at work this morning, around 8:30 am, and told her the victim was vomiting and that he was going to give him a bath. [REDACTED] related she came home around 4:00 p.m. [REDACTED] related she went to check on the victim and found him lifeless. [REDACTED] said she called 911 and performed CPR. When [REDACTED] was asked about the victim having a sore arm, [REDACTED] related the victim had complained of a sore arm while she was putting him into his car seat. [REDACTED] also related she had been giving the victim small doses of Tylenol since last Friday. [REDACTED] confirmed for the last two months, Affourtit would watch the victim while she went to work.

[REDACTED] Video interview:

On Tuesday, September 25, 2018, at approximately 9:25 p.m., [REDACTED] [REDACTED] 08/07/1970, was brought to Denver Police Department Headquarters and interviewed by Your Affiant. [REDACTED] related that several weeks ago [REDACTED] suspected Affourtit of abusing the victim. [REDACTED] related that [REDACTED] wanted to get "nanny cams" to watch Affourtit. [REDACTED] stated when the victim arrived at her residence on Monday evening, she observed several injuries to include cuts on his eyes and "bumps" on his head.

Victim Postmortem Examination:

On Wednesday, September 26, 2018, at 8:30 a.m. Your Affiant attended the postmortem examination of the victim, [REDACTED] dob: 09/21/2015, at the Denver Office of the Medical Examiner located at 500 North Quivas Street. The examination was performed by Doctor Krista Timm and Doctor Shauna Kumar. Your



**GENERAL OFFENSE HARDCOPY
ELECTRONIC SUBMISSION
(HOMICIDE - FAMILY)**

Page 3

AFFIDAVIT AND APPLICATION FOR ARREST WARRANT

Affiant personally observed multiple injuries on the victim that were consistent with force and not accidental. The following injuries were observed:

- Lacerations on the left and right eyelids (Your Affiant noted this is a recessed area of the body that would not be injured by a fall).
- Possible lacerations underneath the victim's left and right side of his chin (Your Affiant noted this is a recessed area of the body that would not be injured by a fall).
- Doctor Timm indicated there was trauma to the victim's right shoulder and it was possible the shoulder was dislocated.
- The victim's frenulum was torn (indicative of assault).
- Injuries were also observed to the victim's inner left leg (not consistent with falling), top of the right foot, left hand, and right ear.
- Doctor Timm advised the initial examination indicated the victim suffered force trauma to his head and abdomen.

On Wednesday September 26, 2018, at 3:05 p.m., Your Affiant contacted Doctor Timm to obtain additional information related to the autopsy. Your Affiant learned the victim suffered an infection in the abdomen as a result of the injury to the victim's small intestine. Doctor Timm described this injury as fatal trauma. Doctor Timm added common symptoms associated with injury and subsequent infection are pain, nausea, vomiting, and a lack of appetite. Doctor Timm added based on the information available to her at this time, the manner of death is homicide.

Summary:

Your Affiant is respectfully requesting an Arrest Warrant be issued for John Affourtit, dob: 04/01/1985, for CRS 18-3-102(1)(f): Murder in the First Degree, Child under 12, Position of Trust, a Class 1 Felony based on the following reasons:

- On Tuesday, September 25, 2018, at approximately 3:50 p.m., the victim, three-year-old [REDACTED] [REDACTED] dob: 09/21/2015, was found deceased at [REDACTED] South Dahlia Street, Apartment [REDACTED] [REDACTED]
- Your Affiant conducted a video recorded interview with John Affourtit. Through the course of the interview, Affourtit stated last week the victim fell in the bathtub which caused the lacerations to the victim's left and right eye. Your Affiant personally observed the victim's injuries and noted this is a recessed area on the victim's body that would not be injured from a fall. Additionally, Your Affiant observed several injuries on the victim that would be consistent with force and not accidental.
- Through the course of the interview, Affourtit stated he would care for the victim while [REDACTED] (the [REDACTED] was at work.
- Your Affiant conducted a video recorded interview with [REDACTED] Through the course of the interview, [REDACTED] confirmed Affourtit would care for the victim while she was at work. [REDACTED] also stated she was at work and talking on the phone with Affourtit when the victim allegedly fell in the bathtub.
- Your Affiant confirmed with Forensic Pathologist, Doctor Krista Timm, the victim suffered from fatal trauma to his abdomen. Based on the information available to Doctor Timm at this time, the victim's manner of death is homicide.



DENVER POLICE DEPARTMENT

OPEN

GENERAL OFFENSE HARDCOPY

ELECTRONIC SUBMISSION

(HOMICIDE - FAMILY)

Page 4

AFFIDAVIT AND APPLICATION FOR ARREST WARRANT

I affirm this information to be true and correct

[Signature] 06157
Signature of Affiant

Subscribed under oath before me on

9/26/18 4:30pm

Date Time

[Signature]
Judge or Notary Public

My commission expires: _____