

STATE OF COLORADO)
COUNTY OF WELD) ss.

AFFIDAVIT WC11-5555

In support of a request for the issuance of a warrant for the arrest of Draton Philip Mares DOB 10-31-1988, (hereinafter referred to as "Defendant"), the undersigned affiant, being first duly sworn upon oath deposes and says:

That affiant has knowledge of the following facts from which there is probable cause to believe that the offense Murder in the First Degree (F1) and Aggravated Motor Vehicle Theft in the Second Degree (F6) hereinafter described was committed by the defendant as charged in the attached instrument on or about the 4th day of November, 2011, in the County of Weld, State of Colorado, to-wit:

Your affiant is a peace officer for the Weld County Sheriff's Office and has gained the following information by reading the reports of fellow officers, the statements of the victim and witnesses, and through personal investigation.

On 11-04-2011 at about 4:24 p.m. the Weld County Sheriff's Office responded to a report of a death investigation at the location of 7196 Weld County Road 11, City of Longmont (unincorporated), County of Weld, State of Colorado. The reporting party, Yvette Reyes, stated she had arrived at the residence where she and her boyfriend, Thomas Bashline, lived and found Bashline deceased.

Upon arrival of the law enforcement, paramedics, and firefighters, Thomas Bashline was found in the bedroom naked, face down on the bed, with a large amount of blood coming from his head and being absorbed into the bedding. It was determined that he was deceased. There was no immediate indication of what caused the blood. Deputy Chad Walser observed that Bashline had been moved to the floor at the north side of the bed by first responders. His head was north and legs were south touching the bed. Under his left leg, there was a sock and was heavily stained with what appeared to be blood. There did not appear to be any other red staining around his legs. Bashline did have a round deformity on the right side of his cheek. There was also a deformity behind his left ear. The left side of the Bashline's face did not have any red staining; however, the right side of his face did have some red staining. After Bashline was removed, the sock that was underneath his left leg was collected. Found on that sock was what appeared to be a spent projectile from a firearm. No firearms were located in the vicinity of Bashline.

On 11-05-2011 an autopsy was done on Bashline's body at McKee Medical Center by Doctor Burson, a forensic pathologist with the Weld County Coroner's Office. Doctor Burson determined that the cause of death was a gunshot wound to the head and the manner of death was homicide. There were no other indications on Bashline's body of any kind of struggle or violence and no indication of any defensive wounds.

Yvette Reyes said that when she arrived home that Bashline's vehicle was not parked at the house. It is a 1999 Chevrolet S10 pickup, blue in color, VIN 1GCCS1949XK176773 bearing

Colorado license plate 927MWP. The Kelly Blue Book states that the value of Bashline's vehicle is approximately \$2500.00. A BOLO (Be On the Lookout) was teletyped notifying law enforcement that the vehicle was missing from a homicide scene. It was aired Colorado statewide to law enforcement. The BOLO was sent out on 11-04-2011 at 6:51 p.m. Weld County Sheriff's Office was contacted by the Boulder Police Department who advised that they had a call a short time earlier involving the 1999 Chevrolet S10 pickup. It had been parked in the area of 28th and Pennsylvania in Boulder and was blocking a driveway. The Boulder Police had already responded and towed the vehicle at about 6:10 p.m. Weld County Sheriff's Office retrieved the 1999 Chevrolet S10 pickup and towed it to the Weld County Impound in Lucerne, Colorado.

On 11-05-2011 a search warrant was executed on Bashline's house and on the 1999 Chevrolet S10 pickup. A laptop computer was seized during the search of the house for later examination. Evidentiary items that were collected from the deceased's Chevy S10 pickup included a backpack in the passenger seat of the pickup that contained a box of .45 caliber ammunition, several computer type wires, and a decal for a Colorado license plate. Underneath the backpack was an Ithaca, model 1911 .45 caliber handgun. The decal was the year decal for the year 2012 with the unique identifier of C005868. A query of that number showed that the decal was issued to the Colorado license plate 345SJV that is registered to a 2002 Subaru owed by Justin Christoffersen at the address of 1035 Adams Circle #D105 in Boulder, Colorado. Christoffersen's address is less than ½ a mile away from the location where the 1999 Chevrolet S10 pickup was found.

Additionally, within the pickup was a receipt for fuel at the Safeway store in Firestone which is located at 8134 County Road 13, Firestone, Colorado and is approximately 1.8 miles from Bashline's residence. This receipt indicates that \$25 was prepaid for fuel with a \$50 bill on 11-04-2011 at 3:54 p.m.

Video was obtained from Safeway for that transaction. A younger white male (est. early 20's) is seen coming into the store to pay for fuel and then coming back in and purchasing a package of cigarettes. The male is wearing a black hooded sweatshirt up over his head when paying for the fuel and the hood is not on his head when he comes back in for the cigarettes.

Follow up investigation with the Boulder Police Department regarding Justin Christoffersen found that he reported a burglary to them on 11-01-2011. He told officers that he was gone from his home that day and when he returned at about 11:30 p.m. he discovered his front door unlocked and items missing from his home. Those items included a backpack containing a laptop computer. Other missing items included an Ithaca model 1911 .45 caliber handgun and his license plate tabs. Boulder Police investigated and processed this scene. Latent fingerprint and palm print processing was included in this scene processing. The Boulder Police Department case number is 11-14316.

On 11-07-2011 the Boulder Police Department entered latent prints from the processing of Christoffersen's burglary into a database (AFIS-Automated Fingerprint Identification System) and found the latent prints to belong to the Defendant. The latent prints from the scene were

compared to inked fingerprint cards of the Defendant by Boulder Police Department criminalist Shelli Friesen, who found the latent prints to be a match.

On 11-01-2011 the Defendant was a work release inmate in the Boulder County Jail and failed to return to work release. On 11-04-2011 at 5:30 p.m. he was arrested at Silver Mine Subs at 1100 28th Street in Boulder when he came to pick up his paycheck. He was booked into the Boulder County Jail. The Silver Mine Subs is located within a block or two of the location where the 1999 Chevrolet S10 pickup was located in Boulder, Colorado.

On 11-07-2011 after discovering the connection between the Defendant and the burglary of Christoffersen's residence and the connection to Bashline's Chevrolet S10 pickup, the Defendant's jail property was viewed. Within his jail property bag, which is a blue hanging bag, were a pair of blue pants, a black coat, black shoes, a cell phone, keys on a key ring labeled "S10," a black wallet, and brown belt were found. The bag is labeled with the identifier U037, the name Draton Philip Mares, the jail identification number for the Defendant of P-112802, and the booking number for the Defendant's current incarceration of 11-4508. The black shoes are further described as a pair of black Roper boots size 10 ½.

Yvette Reyes told Detectives Fred Walker and Terie Rinne on 11-06-2011 that she could not find Bashline's new black Roper boots in the house. Detective Rinne checked other pairs of Bashline's shoes at the house for size and found his other shoes to be a size 10 ½. Additionally, Bashline's cell phone and keys to the Chevy S10 pickup have not been located.

On 11-8-2011 Detective Fred Walker and Deputy Pete Wagoner confirmed and verified that the keys collected from a search warrant executed on the Defendant's jail property, labeled "S10" did unlock/lock the doors of the S10 and did operate the ignition of the S10 truck belonging to Bashline.

A booking photograph of the Defendant was compared with the video footage from the Firestone Safeway and the male who arrived in Bashline's pickup, and purchased fuel and cigarettes. The person in the video footage and the booking photograph of the Defendant are consistent with each other, as is the clothing worn by the person in the video footage with the clothing that the Defendant had in his jail belongings.

Daren Ford in the Northeast Regional Crime Lab began processing the laptop computer that was seized from Bashline's home office. Daren Ford initially determined that the Defendant's name appeared 63 times on Bashline's computer, apparently in email correspondence.

On 11-9-2011 Detective Robbie Korgan-Reed with the Weld County Sheriff's Office and Detective Kurtis Foster with the Boulder Police Department met with the Defendant for an interview. The Defendant was read the Miranda advisement, and given the Miranda advisement form to read. The Defendant waived his right to counsel and to remain silent prior to the interview and questioning. During their conversation, the Defendant referred to Bashline as "Tommy".

During the interview the Defendant admitted to taking the pistol from the residence of Justin Christoffersen and placing the pistol in his back pack. The Defendant stated that he had the pistol with him when he met with "Tommy" at the residence located at 7196 Weld County Road 11, City of Longmont (unincorporated), county of Weld, State of Colorado. The Defendant stated that he had been acquainted with "Tommy" since approximately May, 2010 and had been in an occasional sexual relationship with him. The Defendant stated that on 11/04/2011, he and "Tommy" communicated via cell phone text and arranged to meet in Longmont, and then both of them returned to "Tommy's" residence in "Tommy's" truck.

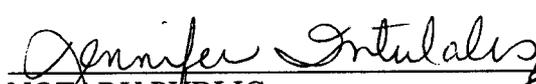
The Defendant further described the events that occurred at "Tommy's" residence leading up to "Tommy's" death. He said that "Tommy" had changed since they last met. The Defendant stated that "Tommy" was demanding, disrespectful and verbally abusive. The Defendant stated that this made him angry and he thought to himself – how dare this Mother Fucker talk to me like that. The Defendant stated he thought to himself that he would take the gun from the backpack on the bed and shoot him. The Defendant stated that he then told "Tommy" to lie on the bed and that he would give him a back rub, because "Tommy" had been telling him to do so. The Defendant reported that while he was giving "Tommy" a back rub, "Tommy" stated to him "you give better back rubs than my girl". The Defendant described how he blind folded "Tommy" with socks, took a pillow and placed it over the head of "Tommy" and shot "Tommy" in the back of the head while he lay face down on the bed. The Defendant also described his efforts to clean up the residence after the shooting, including pouring Windex on "Tommy's" back, flushing evidence down the toilet and concealing the pillowcase from the pillow he had shot through in a closet. The Defendant stated that he took "Tommy's" truck, stopped at the Safeway to refuel it and parked in Boulder to get his paycheck from Silver Mine Subs. The Defendant stated he was arrested for his work release violation at Silver Mine Subs.

At this time a warrant is requested for the arrest of Draton Philip Mares DOB 10-31-1988 on the charge of Murder in the First Degree (F1) and Aggravated Motor Vehicle Theft in the Second Degree (F6).

Defendant Draton Philip Mares DOB 10-31-1988 is described as a white male 6 feet tall and about 185 pounds, brown hair and brown eyes; issued a Colorado Identification Card [REDACTED] and Social Security Number [REDACTED]. The Defendant is currently incarcerated in the Boulder County Jail, 3200 Airport Road, Boulder, Colorado 80301.


AFFIANT

Subscribed and sworn to before me this 15th day of November, 2011.


NOTARY PUBLIC

My Commission expires:



MY COMM. EXP. 03-21-2015