

County Court, City and County of Denver, Colorado Lindsey-Flanigan Courthouse, Room 160 520 W. Colfax Ave. Denver, CO 80204	
Plaintiff: The People of the State of Colorado Defendant: MATTHEW L MELENDEZ	Filed in the County Court City & County of Denver, Colorado AUG 15 2013
Mitchell R. Morrissey, Reg. No. 13784 District Attorney, Second Judicial District By the undersigned Deputy District Attorney 201 West Colfax Ave., Dept. 801 Denver, CO 80202 Phone Number: 720-913-9000 Fax Number: 720-913-9035	CLERK OF COURT ▲ COURT USE ONLY ▲ Case Number: 13CR03856 Div.: Criminal Ctrn: <u>SD</u>
COMPLAINT AND INFORMATION	

TWO CHARGES:

- COUNT 1: SEXUAL ASSAULT ON A CHILD BY ONE IN A POSITION OF TRUST, C.R.S 18-3-405.3(1),(2)(a) (F3) {04046}**
COUNT 2: SEXUAL ASSAULT ON A CHILD, C.R.S 18-3-405(1) (F4) {04041}

FAMILY VIOLENCE UNIT

Bond set at: \$ 5000 Judge: *John H. ...* Date: AUG 15 2013
 Signature

Mitchell R. Morrissey, District Attorney for the Second Judicial District, of the State of Colorado, in the name and by the authority of the People of the State of Colorado, informs the court of the following offenses committed, or triable, in the county of Denver:

COUNT 1: SEXUAL ASSAULT ON A CHILD BY ONE IN A POSITION OF TRUST
(F3)

Between and including approximately May 1, 2013 and June 11, 2013, MATTHEW L MELENDEZ unlawfully, feloniously, and knowingly subjected [REDACTED] not his spouse, to sexual contact and the victim was less than fifteen years of age, and the defendant was in a position of trust with respect to the victim; in violation of section 18-3-405.3(1),(2)(a), C.R.S.

COUNT 2: SEXUAL ASSAULT ON A CHILD (F4)

Between and including approximately May 1, 2013 and June 11, 2013, MATTHEW L MELENDEZ unlawfully, feloniously, and knowingly subjected [REDACTED], not his spouse, to sexual contact and the victim was less than fifteen years of age and the defendant was at least four years older than the victim; in violation of section 18-3-405(1), C.R.S.

All offenses against the peace and dignity of the People of the State of Colorado.



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

**Matthew Lee Melendez, DOB 08-31-1981, White, Male, 6'01 Height, 375 Weight, Hazel Eyes,
Brown Hair, FBI #691028LD2, Colorado State ID#1258360**

Sex Assault on Child (POT) 18-3-405.3 Class 3 Felony

I, Detective Curtis M. Johnson #97037, 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 July 13, 2103 Officer Marsha Jones #04092 responded to [REDACTED] on a sex assault to a child. Officer Jones contacted the complainant, [REDACTED] (6-70) who stated that her son, [REDACTED] (10-03) had told her that he had been assaulted by the Para-Professional at Valdez Elementary School, "Mr. Matt." [REDACTED] stated she had reported a sex assault last year involving her son and Mr. Matt to the police and that the case had been dropped and that her son was forced by the principal of Valdez Elementary School to apologize to Mr. Matt for lying. [REDACTED] stated that her son had been in Mr. Matt's class back in the 3rd grade but that the last year, while her son was in 4th grade they apparently did not have any contact until May of 2013, when [REDACTED] was moved into Mr. Matt's 5th grade class. [REDACTED] stated that she was unaware of any issues until yesterday when she began talking to [REDACTED] about going back to school. [REDACTED] stated that [REDACTED] told her that Mr. Matt had touched him in a sexual way. Mr. Matt "[REDACTED]'s "peepee" (penis) by [REDACTED]. Mr. Matt then placed [REDACTED]'s "peepee" (penis) [REDACTED] [REDACTED] stated that [REDACTED] told her this happened at least three times last year while [REDACTED] was "off trust." [REDACTED] stated that this was when [REDACTED] was in trouble and not allowed to go to recess with the other children.

July 12, 2013 Your Affiant Detective Johnson was assigned the follow up investigation for case number 2013-295244, Sex Assault on Child (POT).

July 12, 2013 Your Affiant Detective Johnson responded to Denver Children's Advocacy Center and observed the forensic interview of the listed victim [REDACTED]. During the interview [REDACTED] disclosed the last time something happened was the end of the school year (June, 2013) at Valdez Elementary (2525 W 29th Avenue), in the back hallway area (central staircase) while the other children were playing at recess. [REDACTED] stated Mr. Matt touched his private for about 6 minutes, 10 times that day by putting his hand down his jeans, under his underwear touching his penis, and had his other hand in the side of him. [REDACTED] said as soon as Mr. Matt finished he let him go, and he took off running outside.

AFFIDAVIT AND APPLICATION FOR ARREST WARRANT

July 12, 2013 Your Affiant Detective Johnson confirmed the identification of the listed suspect Matthew Lee Melendez, DOB 08-31-1981.

Based on the above stated information Your Affiant Detective Johnson respectfully request that this probable cause arrest warrant for the suspect Matthew Lee Melendez, DOB 08-31-1981 be approved, so the this investigation can be continued.

I affirm this information to be true and correct

[Signature] 8/2/13
Signature of Affiant

Subscribed under oath before me on

8/2/13 8:56 Am
Date Time

[Signature]
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 \$ 50,000

[Signature]
Signature of Judge

Date 8/2/13

BREESE
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