



SPRINGFIELD POLICE DEPARTMENT



PROBABLE CAUSE STATEMENT

Date: 01/02/2012 Case #: 12-101

I, ALBERTO ESTRADA, knowing that false statements on this form are punishable by law state as follows:

1. I have probable cause to believe that NICHOLAS B IBARRA, Male/Hispanic, DOB: 12/09/1979, SSN: 525-67-4077, committed one or more criminal offenses.
2. The following crime(s) happened on 2012/01/01 - 2012/01/01 at 4431 W HUCKLEBERRY ST, SPRINGFIELD, GREENE MO USA in Springfield, Greene County, Missouri.
3. The facts supporting this belief are as follows:

On 01-02-2012, I conducted an unlawful use of a weapon investigation that had occurred the previous day (01-01-2012) at 4431 W. Huckleberry, Springfield, Greene County, Missouri. According to the initial police report Nicholas Ibarra was at home when his wife, KMI (W/F, DOB 02-06-1981) arrived at the residence. Ibarra and KMI were involved in an argument. KMI told Ibarra she was going to leave when he retrieved a handgun from the living room coffee table. Ibarra inserted the magazine in the handgun and pulled the slide back cycling a round into the gun's chamber. KMI asked Ibarra if he was going to shoot her and he stated, "No, I'm going to kill myself." Ibarra raised the gun barrel up to his temple then placed the gun's barrel in his mouth. KMI went to get personal items from the laundry room when Ibarra pointed the gun at her then back at him. KMI told Ibarra she would call 911 if he didn't put the gun away and he stated, "Then you are going to die." KMI attempted to persuade Ibarra to put the gun away when he stated, "One of us is going to die today, I need to contemplate who it is going to be." Ibarra demanded KMI give him her cell phone and she refused to do so. Ibarra threatened KMI and gave her to a count of three to turn over the phone or he would shoot her in the foot. At the end of the three count, Ibarra approached KMI in the bathroom, and pointed the gun at her feet. Ibarra then exited the bathroom, unloaded the gun and placed it on a nightstand. KMI got the gun then walked back into the bathroom, shut the door, and called 911.

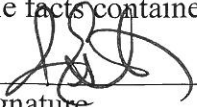
Officer Jason Shuck located a Glock model 19 handgun on the bathroom floor. Officer Jeremiah Lockett located an unfired 9mm Luger bullet on the floor to the left of the front door and a second unfired bullet under the Christmas tree in the living room.

KMI showed Officer Lockett a text message she had received earlier from Ibarra. The text message stated, "I never thght I would be in a world where I seriously contmlate making 10 bullets 8. But I also never thght u would do this either."

Officer Lockett spoke with Ibarra who advised he was involved in an argument with KMI and denied having or pointing the gun at KMI. Ibarra was arrested and booked into the Greene County Jail.

During a post-Mairanda interview, Ibarra admitted to having the firearm but denied pointing at or threatening KMI with it. Ibarra said he was “mad” and admitted to sending KMI the text message.

The facts contained above are true.



Signature

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DSN

Investigator

Title