



Teller County Sheriff's Office

Deputy Report for Incident 17-24854

Nature: Assault
Location: NC

Address: 28124 Highway 67
Divide CO 80814

Offense Codes:

Received By: Ivey, Lisa

How Received: 9

Agency: TCSO

Responding Officers:

Responsible Officers: Toomey, Brandon

Disposition: CAA 08/05/17

When Reported: 15:22:00 08/05/17

Occurred Between: 15:00:00 08/05/17 and 15:22:00 08/05/17

Assigned To:

Detail:

Date Assigned: **/**/**

Status:

Status Date: **/**/**

Due Date: **/**/**

Complainant: 48017

Last: NINE ONE ONE

First:

Mid:

DOB: **/**/**

Dr Lic:

Address:

Race: **Sex:**

Phone: () -

City: , CO

Alert Codes:

Offense Codes

Reported:

Observed:

Circumstances

Responding Officers:

Unit :

Toomey, Brandon

Peppley, Joseph

Responsible Officer: Toomey, Brandon

Agency: TCSO

Received By: Ivey, Lisa

Last Radio Log: **.**.**. **/**/**

How Received: 9 911 Line

Clearance:

When Reported: 15:22:00 08/05/17

Disposition: CAA **Date:** 08/05/17

Judicial Status:

Occurred between: 15:00:00 08/05/17

Misc Entry:

and: 15:22:00 08/05/17

Modus Operandi:

Description :

Method :

Involvements

Date	Type	Description	
08/05/17	Name	NINE ONE ONE,	Complainant
08/05/17	Name	Armstrong, Robert E	Suspect
08/05/17	Name	Walker, Matthew Paul	Victim

08/07/17

Narrative

TELLER COUNTY SHERIFF'S OFFICE - MAIN REPORT

DEPUTY: J. Peppley

CASE NO: 17-24854

OFFENSE: Assault in the second degree; C.R.S. 18-3-203(1)(i), Class 4 Felony (F4)

CASE SUMMARY:

On Saturday, August 05, 2017, at approximately 1528 hours, I, Deputy J. Peppley of the Teller County Sheriff's Office was dispatched to 28124 North Highway 67 in Woodland Park, Colorado on the report of an assault. The reporting party, Matthew Paul Walker, date of birth May 05, 1981, stated his landlord, Robert E. Armstrong, date of birth November 08, 1944, had grabbed his throat and choked him.

CASE STATUS:

Case closed, one adult male arrested.

TELLER COUNTY SHERIFF'S OFFICE - NARRATIVE

DEPUTY: J. Peppley

CASE NO: 17-24854

OFFENSE: Assault in the second degree; C.R.S. 18-3-203(1)(i), Class 4 Felony (F4)

SCENE DESCRIPTION:

At approximately 1539 hours I arrived at 28124 North Highway 67 in Woodland Park, Colorado, along with Teller County Sheriff's Office Deputy B. Toomey. I noticed a white male with a shaved head wearing a grey zip up jacket and sunglasses. We approached the man, later identified as Matthew Paul Walker, date of birth May 05, 1981, who appeared agitated. I noticed a white house to my left, and a smaller brown cabin style house to my right.

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VICTIM INTERVIEW:

I asked Mr. Walker to tell me what happened. Mr. Walker informed me his landlord, later identified as Robert E. Armstrong, date of birth November 08, 1944, was having a party in which only one other person came, along with himself. Mr. Walker went on to tell me at one point the other guest decided to leave. Mr. Walker explained once the other person left, Mr. Armstrong started yelling at him blaming him for the other person leaving. Mr. Walker informed me, after some yelling between the two of them, Mr. Armstrong reached up and grabbed him by the throat, further describing he could not breathe momentarily. I looked at Mr. Walker's throat and saw red marks on his neck, visibly noticing the outline of what appeared to be a thumb on one side of the throat and fingers on the other side of the throat. I asked Mr. Walker if he knew where his landlord was, commented he thought he would probably still be around the front of the house. Mr. Walker began to yell something directed at Mr. Armstrong. I told Mr. Walker to stop with comments like that. I further informed Mr. Walker if he saw Mr. Armstrong at all while we were there to keep his comments to himself.




SUSPECT INTERVIEW:

I walked around to the front of Mr. Armstrong's residence. Mr. Armstrong was not outside. I noticed a man wearing a tan polo type shirt pacing inside the house behind a sliding glass door. Deputy Toomey asked the man to come outside so we could talk to him. I asked Mr. Armstrong what had happened. Mr. Armstrong described he has a party every year. This year a man came to the party driving a Porsche Cayenne. Mr. Armstrong re-emphasized this a number of times during our conversation that his guest was driving an "Porsche Cayenne." Mr. Armstrong went on to describe his party was going fine until Mr. Walker "drove his guest away." I asked Mr. Armstrong what he meant by "drove his guest away." Mr. Armstrong expressed Mr. Walker tried to intimidate his friend, but could not seem to give me a clear answer. Mr. Armstrong continue to repeat a number of times throughout the conversation that Mr. Walker "drove his friend away." It appeared to me Mr. Armstrong was having trouble describing what had happened. I asked Mr. Armstrong if he had been drinking alcohol at his party. He replied "probably one beer." Mr. Armstrong went on to tell me, this was a very important friend Mr. Walker had driven away. This friend apparently was a potential business partner, which was why he drove a Porsche Cayenne, and which was why he got so upset after Mr. Walker "drove him away." I asked Mr. Armstrong if any physical altercation occurred during the argument. Mr. Armstrong seemed to think for a moment the explained at one point Mr. Walker "got in my face, so I pushed him away." I asked Mr. Armstrong to describe how he pushed him away. Mr. Armstrong attempted to put his hand on my upper chest to show me where he pushed. Mr. Walker. I asked Mr. Walker to show me on his own chest, he put his hand on his upper chest, near the upper sternum and clavicle area. As our conversation Mr. Armstrong continued, Mr. Armstrong continued to close the gap between us, and had to be warned to keep his distance between two separate times. I placed Mr. Armstrong under arrest, informing him he was under arrest for assault. I placed handcuffs on Mr. Armstrong's wrists, checked them for proper fit, and double locked them. We went back into Mr. Armstrong's residence as he wanted to take off his slippers and put on his



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shoes, and also turn off his computer and stove. We went back outside. I escorted Mr. Armstrong to my patrol vehicle, advising him if Mr. Walker was around the house, not to say anything, or even look at him. Once we arrived at my patrol vehicle, I placed Mr. Armstrong in the back seat, securing the seat belt around him. While this was happening I heard Mr. Walker yelling something directed at Mr. Armstrong. I informed Mr. Walker if he continued yelling at Mr. Armstrong, he would be going to jail too. 

At that point, approximately 1555 hours, Deputy Toomey and I re-approached Mr. Walker to inform him of the situation. Deputy Toomey took photos of Mr. Walker's neck. I noticed the marks had faded somewhat, but were still noticeable. Deputy Toomey remained at the residence as Mr. Walker filled out a written statement. I transported Mr. Armstrong to the Teller County Jail where he was booked on charges of Second Degree Assault.

WITNESS INTERVIEW:

No witnesses.

CHARGES:

Assault in the second degree; C.R.S. 18-3-203(1)(i), Class 4 Felony (F4)

EVIDENCE/PROPERTY:

Mr. Walker's written statement entered into evidence. Photos of Mr. Walker's neck taken by Deputy Toomey entered into evidence.

INVESTIGATIVE NOTES:

On Sunday, August 06, 2017 at approximately 0800 hours as I began to review paperwork for this case, I noticed on the Affidavit of Probable Cause I had listed the wrong C.R.S. code at the beginning of the Affidavit. The correct charge should have been "C.R.S. 18-3-203(1)(i), ASSAULT IN THE SECOND DEGREE, CLASS 4 FELONY (F4)." I incorrectly wrote "C.R.S. 18-3-204(1)(B), ASSAULT IN THE SECOND DEGREE, CLASS 4 FELONY (F4)." The charges were listed correctly throughout the rest of the Affidavit.

CASE STATUS:

Case closed, one male arrested.

Report approved on August 6, 2017 by Corporal Stoll, C.

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Name Involvements:

Victim : 111569

Last: Walker

DOB: 05/25/81

Race: W **Sex:** M

First: Matthew

Dr Lic: 151900509

Phone: (214)592-7446

Mid: Paul

Address: 28124 North Highway 24

City: Woodland Park, CO 80863

Complainant : 48017

Last: NINE ONE ONE

DOB: **/**/**

Race: **Sex:**

First:

Dr Lic:

Phone: () -

Mid:

Address:

City: , CO

Suspect : 68913

Last: Armstrong

DOB: 11/08/44

Race: W **Sex:** M

First: Robert

Dr Lic: 070100796

Phone: (719)337-2733
Cell

Mid: E

Address: 28124 North Highway 67

City: Woodland Park, CO 80863