



COMBINED COURTS, MESA COUNTY, STATE OF COLORADO

CASE NUMBER 22M364

Grand Junction Police Department Incident 2022-00006078

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DATE FILED: February 9, 2022 2:32 PM  
CASE NUMBER: 2022M364

# **AFFIDAVIT IN SUPPORT OF ARREST WARRANT**

IN THE MATTER OF:

The People of The State of Colorado

V.

Tina Peters, [REDACTED]

and in support of the Application for Arrest Warrant, Officer Vaughn Soderquist, hereinafter referred to as "Affiant", presents the following Affidavit in support of Arrest Warrant and asserts the following:

1. That the Affiant is of lawful age and is a duly sworn law enforcement officer currently employed by the Grand Junction Police Department (GJPD) and was so at all times relevant to the facts contained herein. All of the information herein contained was compiled by the Affiant in the course of a criminal investigation, including speaking with fellow law enforcement officers and named citizens. All locations referred to are in the County of Mesa, State of Colorado, unless specifically noted otherwise.
2. On 02/08/2022 at approximately 1043 hours dispatch advised investigators with the Mesa County District Attorney's (DA) Office were requesting assistance for someone obstructing their investigation at Main Street Bagels, 559 Main Street, City of Grand Junction, County of Mesa, State of Colorado. I was in a marked patrol vehicle in full uniform. As I was leaving the Police Department, Sgt Church advised me that DA Investigator Cannon was serving a search warrant for the DA's Office. The DA's case number was later found to be 2022-32. Other officers and I arrived on scene at approximately 1047 hours. I was not aware of nor told who was involved or who the search warrant was being served on.
3. As I was approaching the front door, I observed DA Investigators Heil, Struwe, and Cannon in a heated discussion with a group of people seated and standing near the front table inside the business. As I stepped inside, I heard DA Investigator Cannon advise he had probable cause to charge a female with whom he was in contact with Tampering With Physical Evidence, a felony.
4. DA Investigators continued to try and locate an iPad and were speaking with a male, [REDACTED] asking if he had the iPad. DA Investigator Heil was

focused on [REDACTED] as he was preventing access to the table by the DA Investigators. The iPad DA Investigators were trying to seize for the search warrant was being passed around between patrons who were seated at the table. I addressed [REDACTED] and asked him to put his cup of coffee down and turn around. As I approached [REDACTED] the female suspect stepped between me and [REDACTED] obstructing my access to him. As she was facing towards [REDACTED] the female suspect pulled [REDACTED] in front of her, so she was between [REDACTED] and me.

5. I took the female suspect by her left bicep and tried to move her to her right where Sgt Church and Officer Tafoya were located so I could access [REDACTED]. The female suspect then began actively resisting and was placed in handcuffs for obstructing officers. As she was being placed in handcuffs, Officer Tafoya repeatedly told her to not resist. As I was attempting to double lock the handcuffs, Officer Tafoya was attempting to get a car key/fob out of the suspect's right hand. At this point the suspect attempted to kick back with her right leg to strike Officer Tafoya. She missed Officer Tafoya's body but did contact Officer Tafoya's Taser and magazine pouch which were located on Officer Tafoya's belt. I told the suspect "Do not kick! Do you understand!?" Sgt Church also asked the suspect to "please relax" which she yelled "No!"

6. As the suspect was causing a disturbance inside, she was escorted outside the front door to try and deescalate the situation. She continued to try and pull away from Officer Tafoya and myself and was repeatedly told to stand up and stop pulling away from officers. An unidentified female who was recording this interaction was asked to step back while the suspect was being searched. The suspect had the female step forward and tried to whisper something in this female's ear. The female was advised again she needed to step back from us.

7. As the female was not stepping away from the suspect, who was not calming down, she was escorted across Main Street to where my patrol car was located. She continued to actively resist and was just going limp and attempted to crumple to the sidewalk. I advised her she was under arrest and she needed to stand up and walk. I placed her in an escort position and continued walking her to my marked patrol car. She continued to yell and scream at officers that we were hurting her. I again told the suspect she needed to stand up and walk. As we got to the patrol car the suspect again yelled to let her go, I again advised her she was under arrest. When she asked why, I advised her she was under arrest for Obstruction.

8. As Officer Tafoya attempted to search the suspect's pockets, she continued to pull away and yell to get out of her pants. Officer Tafoya advised the suspect she was conducting a search. Once Officer Tafoya completed her search, I asked her to sit in

the back of my patrol vehicle. Once inside the patrol vehicle and out of view of the multiple people recording this interaction on cell phones, the suspect calmed down immediately. As I was attempting to buckle her, she asked if I knew what I was doing and then she stated I was assisting a Merrick Garland (unk spelling). She continued talking about something pertaining to the election as I closed the patrol car door, but this was indiscernible as she was almost whispering once in the car.

9. Once the internal scene inside the business was stabilized, Sgt. Church arrived at my patrol vehicle where he spoke to DA Investigators to determine the best course of action, given there was probable cause to make an arrest for obstruction at this point. DA Investigators informed GJPD Officers that the subject they had detained was Tina Peters [REDACTED] and they had potential charges related to Tampering With Physical Evidence and Obstruction they wished to pursue. Since there was no need to duplicate charges of obstruction, DA Investigators asked Peters not be charged separately by GJPD officers and the DA's Office would consider charges separately. I was asked to open the door and allow Ms. Peters to exit, at which time I removed the handcuffs and released her from custody.

10. DA Investigator Struwe completed an Inventory of Property Taken During Search to indicate a Silver iPad (serial [REDACTED]) in white case had been seized. Once DA Investigator Struwe completed his paperwork he requested I stand with him at the patrol car door while he tried to explain the paperwork to Peters.

11. DA Investigator Struwe introduced himself, and Peters started stating that she wished he would investigate issues with election fraud. As DA Investigator Struwe started to explain he was taking the iPad due to the search warrant Peters denied the iPad being hers. DA Investigator Struwe offered to have Peters read the search warrant and started to hold it for her to read. At the DA's Investigators request Peters was released without charges at that time. Peters was provided with a copy of the search warrant and the Inventory of Property Taken During Search sheet.

12. As soon as Peters was out of the car and removed from handcuffs, she ignored DA Investigator Struwe and had a female take photos of her wrists as she was complaining that she was injured. Peters was offered an ambulance to check her wrists and she refused. Peters continued to deny the iPad was hers and claimed it belonged to a Tammy Bailey (unk DOB or spelling) but refused to provide further information to DA Investigator Struwe. Peters then walked away from our location.

13. Following discussions with the DA's office GJPD officers learned the DA's Office would be exercising their discretion not to file felony charges in this case. We are therefore requesting a warrant be issued for Obstruction of a Peace Officer. Thus,

there is probable cause Tina Peters [REDACTED] did unlawfully and knowingly by use of physical interference did obstruct officers acting under color of their authority. A warrant is being requested for Tina Peters [REDACTED] for Obstructing a Peace Officer 18-8-104(1)(a).

14. That the Defendant is identified based upon Grand Junction Police Department records as follows: Tina Peters, [REDACTED] WHITE / FEMALE, 5'06" tall, 125 pounds BLONDE hair BLUE eyes, [REDACTED]

15. That based upon the above information, the Affiant has probable cause to believe the following:

- That the Defendant, on 02/08/2022 in Mesa County, Colorado, committed Obstructing a Peace Officer, in violation of CRS 18-8-104(1)(a) M2.

16. That your Affiant respectfully requests the issuance of a warrant for the arrest of TINA PETERS [REDACTED] for the above-named offenses.

  
 Officer Vaughn Soderquist  
 Grand Junction Police Department  
 555 Ute Ave  
 Grand Junction, CO 81501

STATE OF COLORADO )  
 )  
 COUNTY OF MESA ) ss.

The foregoing was subscribed and sworn to before me this 9<sup>th</sup> day of February 2022 by Officer Vaughn Soderquist.

  
 NOTARY

03-15-2023  
 My Commission expires

