Mesa County Sheriff's Office

Sheriff Stan Hilkey

Twitter: SheriffMesaColo

HEATHER S. BENJAMIN

Information & Communication Manager/PIO Direct Phone: (970) 244-3929 Cell Phone: (970) 986-0950 Heather.Benjamin@mesacounty.us

January 24, 2013 FOR IMMEDIATE RELEASE



TWO ARRESTED FOR CHILD ABUSE Mom and her boyfriend suspects

Mesa County, Colorado— On January 13, 2013, deputies and investigators were summonsed to a local hospital to investigate a suspected child abuse involving a 4-year-old, male victim. That child remains in the hospital at this time.

On January 22, 2013, Jessie Martinez, 30, of Grand Junction, was booked into the Mesa County Detention Facility by parole on violation(s) unrelated to the child abuse investigation. Today, Martinez and Ashleigh Wallace, 28, of Grand Junction, were charged with the following, related to the child abuse investigation.

- Martinez: 2 counts of Felony Child Abuse, class 3 felony and Child Abuse, class 2 misdemeanor.
- Wallace: Felony Child Abuse, class 3 felony and False Reporting to Authorities, class 3 misdemeanor.

Both warrants are attached to this news release, with (on file) booking photos. To request the photos in jpeg format, email the PIO.

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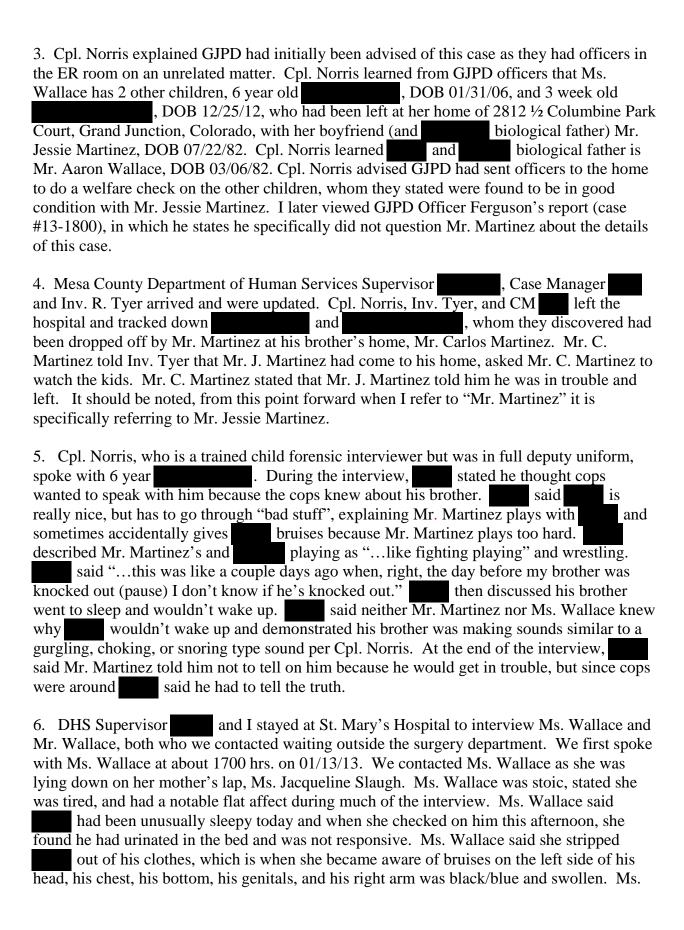
COMBINED COURT, MESA COUNTY, COLORADO

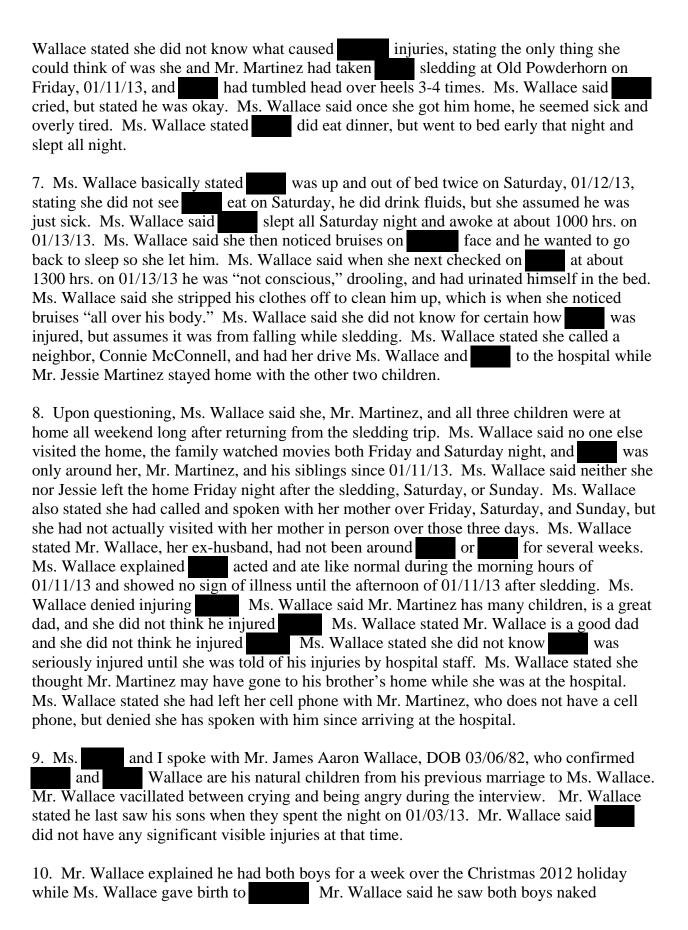
Criminal Action No. 2013 CR	
AFFIDAVIT IN SUPPORT OF ARREST WARRANT FOR ASHLEIGH RENEE	
WALLACE, DOB 03/13/1984, WHITE ADULT FEMALE, 5'09" TALL, 200 POUNDS	S,
BLUE EYES, BROWN HAIR, SOCIAL SECURITY	
PEOPLE OF THE STATE OF COLORADO	
V.S.	
MS. ASHLEIGH RENEE WALLACE, DOB 03/13/1984	
DEFENDANT	

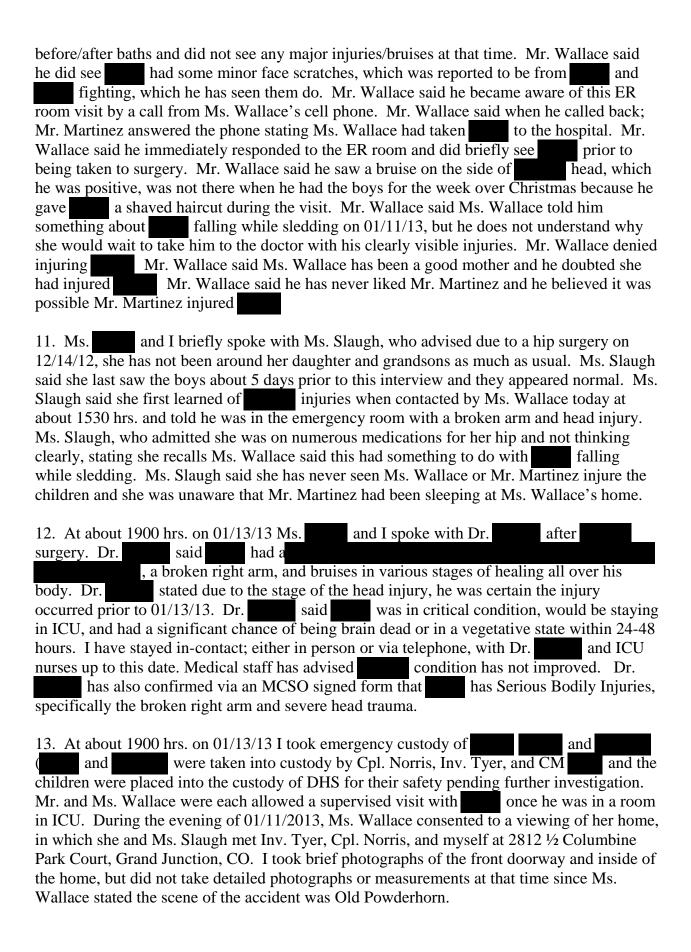
COMES NOW, *INVESTIGATOR LISSAH NORCROSS*, being of lawful age and first duly sworn upon oath, states and alleges in support of an arrest warrant for the above-named Defendant as follows:

1. Your affiant is a duly employed law enforcement officer with the Mesa County Sheriff's Office, Grand Junction, Colorado at all times relevant to this affidavit. The information contained in this affidavit was compiled by your affiant in the course of an official criminal investigation by speaking to fellow law enforcement officers, citizen informants, personal observations, and reviewing official law enforcement reports. All locations referred to are in Mesa County, Colorado unless specifically noted otherwise.

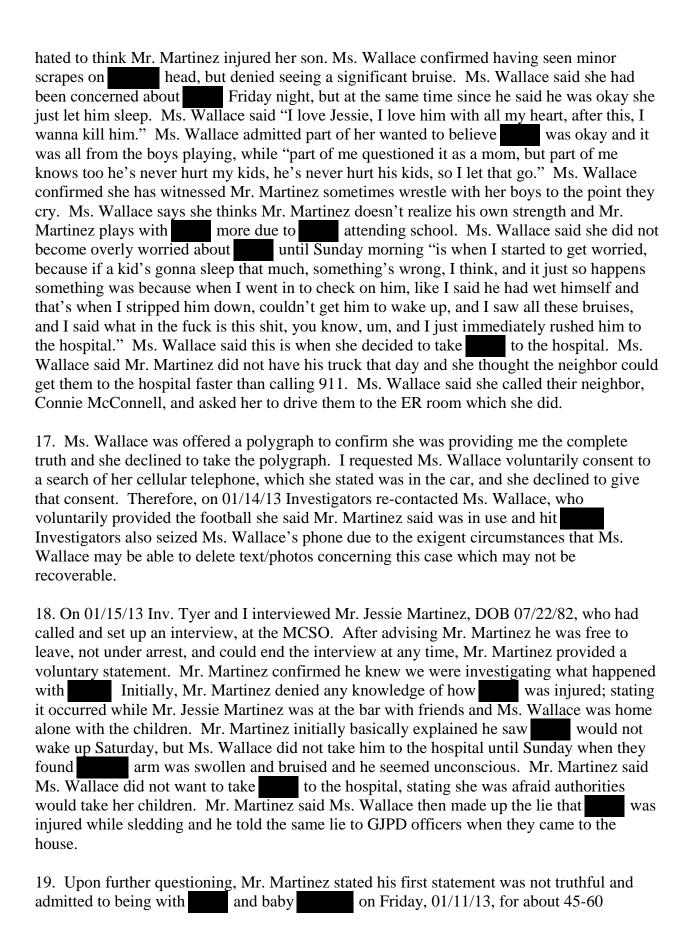
2. At about 1600 hrs. on 01/13/13 I was contacted by Sgt. M. Lewis and assigned to respond
to St. Mary's Hospital Emergency Room concerning a 4 year old child who had been brought
into the ER room by his mother with severe head injury, Mesa County Sheriff's Office Case
#13-1133. Upon arrival I met with MCSO Cpl. Norris, who advised the child was
DOB 02/12/08, and he had been brought in by his biological mother, Ms. Ashleigh
Wallace, DOB 03/18/84. Cpl. Norris relayed Ms. Wallace had told ER Dr. that she
and her boyfriend, Mr. Jessie Martinez, later determined DOB 07/22/82, had taken
sledding on Friday, 01/11/13, during which he had crashed and tumbled. According to Ms.
Wallace, had been extra sleepy since then and was found non-responsive this
afternoon so she had brought him to the ER for care. Cpl. Norris said Dr. said he
found had a serious brain injury, a broken right arm, and bruising in different stages of
healing on his back, torso, and genitals. Cpl. Norris stated Dr. stated the injuries did
not match the information given by the mother and he felt it could be non-accidental trauma.
Cpl. Norris advised had been quickly taken to surgery with Pediatric Trauma Surgeon
Dr. and Neurologist Dr.

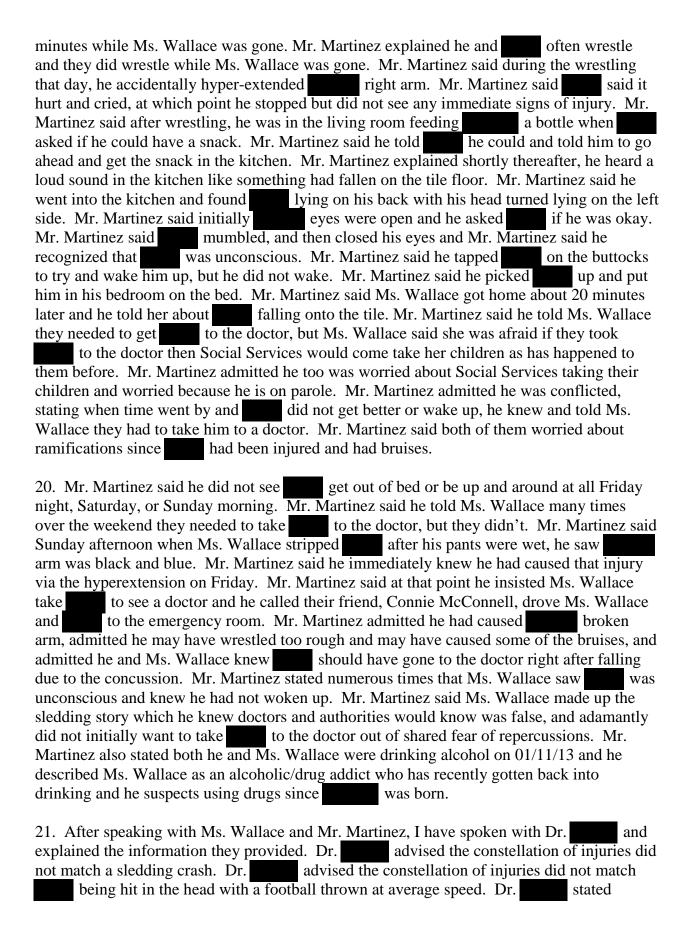


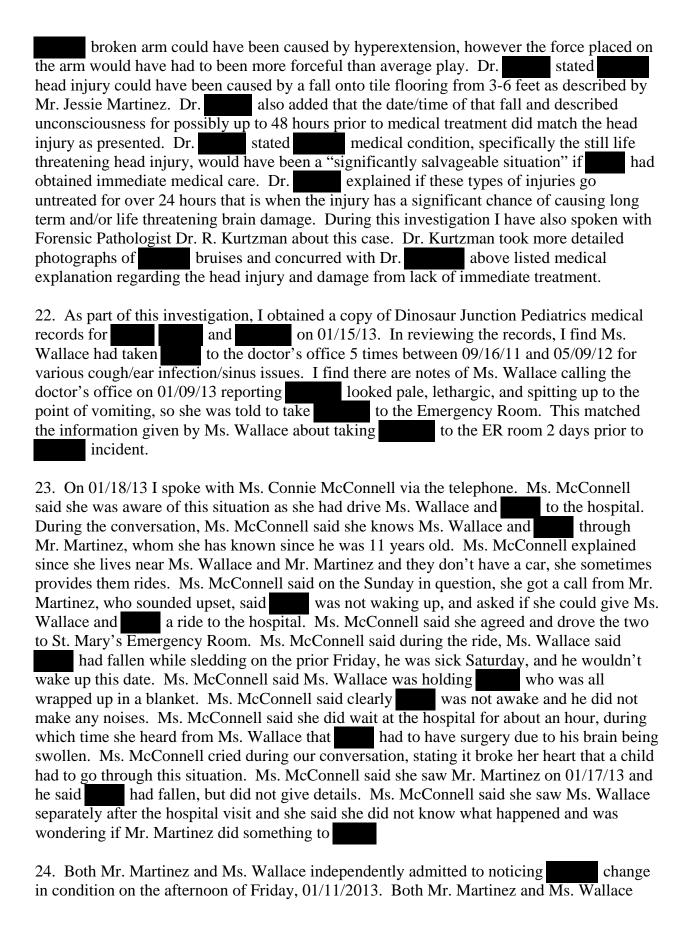




- 14. Initially Cpl. Norris and Inv. Tyer were unable to locate Mr. Jessie Martinez for questioning. At about 1930 hrs. on 01/13/13 Mr. Martinez called from an unidentified phone number and agreed to respond to MCSO for an interview; however he failed to show up on that date. Ms. Wallace consented to a search of her home on 01/13/13, during which Inv. Tyer and I viewed the home and I took initial photographs. I did see bedding with what appeared to be a wet spot and dry urine-smelling pajama pants.
- 15. On 01/14/13 Ms. Wallace came to the MCSO per my request for a second interview. I noted Ms. Wallace was again somber during our conversation. Immediately at the start of our conversation, Ms. Wallace stated she had not nor would she ever injure her children, but stated she had not told me the truth about the situation during our first interview. Ms. Wallace explained during this second interview that the group had not gone sledding on injuries. Ms. Wallace said she had left 01/11/13 and sledding had nothing to do with with Mr. Martinez at her home for about 30-45 minutes while and at school at about 1500 hrs. on 01/11/13. Ms. Wallace said her mother came, picked her up, allowed her to borrow some money, and they went to the store. Ms. Wallace said she left her cell phone at home with Mr. Martinez. Ms. Wallace said Mr. Martinez called her mother's phone while they were out and said he had accidentally hit with a football. Ms. Wallace said she thought Mr. Martinez said had been hit in the head. Ms. Wallace was already sleeping in bed and Mr. Martinez said said when she returned home, had cried, but seemed okay and had said he wanted to take a nap. Ms. Wallace said she briefly looked at and did not see any bruises. Ms. Wallace stated dinner Friday night as she said previously, but she stated she woke him up Friday night and asked if he was okay and said yes and went back to sleep. Ms. Wallace said Mr. Martinez went out to the bar on Friday night, during which time she really looked at and saw some bruises on his face. Ms. Wallace said she called, via her cell phone, to Mr. Martinez's brother and told Mr. Martinez she was upset because he was out at the bar and because of the bruises. Ms. Wallace confirmed she did not see the facial bruises on prior to Friday afternoon. Ms. Wallace said Mr. Martinez briefly returned home, most of which they argued about him being out at the bar. Ms. Wallace basically said Mr. Martinez denied knowing how got the bruises, suggesting they were from rough housing. Ms. Wallace said Mr. Martinez walked back to the bar and was out till 0200 hrs. on 01/12/13. Ms. Wallace said she let sleep all night and did not wake him again. Ms. Wallace said she woke up when Mr. Martinez got home and he went straight to bed.
- 16. Ms. Wallace said her previously mentioned Saturday/Sunday events were the same. Ms. Wallace still stated was up out of bed a couple of time, used the restroom, and drank on Saturday as previously described. Ms. Wallace said they were both home all day on 01/12/13 and 01/13/13 with the children and no one else was at the home. Ms. Wallace stated she has left her boys alone with Mr. Martinez about 3 times since she moved into the home on about 11/01/12, including the time on 01/11/13. Ms. Wallace said she has seen Mr. Martinez wrestle too rough with her sons and she has had to tell him to not be so rough with the boys because sometimes they cry. Ms. Wallace denied knowing Mr. Martinez's current location, denied having any contact with him since responding to the hospital, and stated she







failed to seek medical care for until Sunday, 01/13/2013. The delay in seeking medical care for substantially impacted medical condition causing serious bodily injury.		
25. Ms. Ashleigh Renee Wallace, DOB 03/13/1984, is further described by Colorado Driver's License #00-297-1198 and MCSO records as an Adult White Female, 5'09" tall, 200 pounds, blue eyes, brown hair, Social Security # Ms. Wallace's last reported home address was the location of incident, 2812 ½ Columbine Park Court, Grand Junction, Colorado. As of 011413 Ms. Wallace reported she is now staying at her mother's home, 443 ½ S. Placer Court, Grand Junction, Colorado.	;	
BASED ON THE FOREGOING, there is probable cause to believe that ON/BETWEEN 01/11/2013 AND 01/13/2013 in the County of Mesa and State of Colorado, <i>MS</i> . <i>ASHLEIGH RENEE WALLACE</i> , <i>DOB 03/13/1984</i> , committed the crimes of <i>FELONY CHILD ABUSE</i> (<i>LACK OF MEDICAL CARE FOR HEAD</i>), in violation of CRS 18-6-401(7)(III), a class 3 <i>FELONY</i> , and <i>FALSE REPORTING TO AUTHORITIES</i> , in violation of CRS 18-8-111, a class 3 <i>MISDEMEANOR</i> . It is therefore respectfully requested that a warrant be issued for the arrest of said defendant.		
Investigator Lissah Norcross		
The foregoing was subscribed and sworn to before me on thisday of		
Notary		
Expires		

STATE OF COLORADO
County of Mesa

PEOPLE V. MS. ASHLEIGH RENEE WAR	LLACE, DOB 03/13	3/1984		
Criminal Action No. 2013 CR				
STATE OF COLORADO County of Mesa				
The People of the State of Colorado, to any pe	eace officer:			
GREETING:				
Whereas a peace officer has this day made conundersigned Judge and relating facts sufficient of <i>FELONY CHILD ABUSE</i> (<i>LACK OF MICRS 18-6-401(7)(III)</i> , a class 3 <i>FELONY</i> , at <i>AUTHORITIES</i> , in violation of CRS 18-8-11 by <i>MS. ASHLEIGH RENEE WALLACE</i> , Descriptions	t to establish probable to establish probabl	ole cause that the offenses OR HEAD), in violation of TING TO		
WE THEREFORE COMMAND YOU forthw WALLACE, DOB 03/13/1984, and to take his nearest Judge of a court of record to be dealt was a superior of the court	n/her without unnec	cessary delay before the		
Given under my hand and seal, this day	/ of	, 2013.		
Bail is set at \$				
	COURT JUDG	GE .		

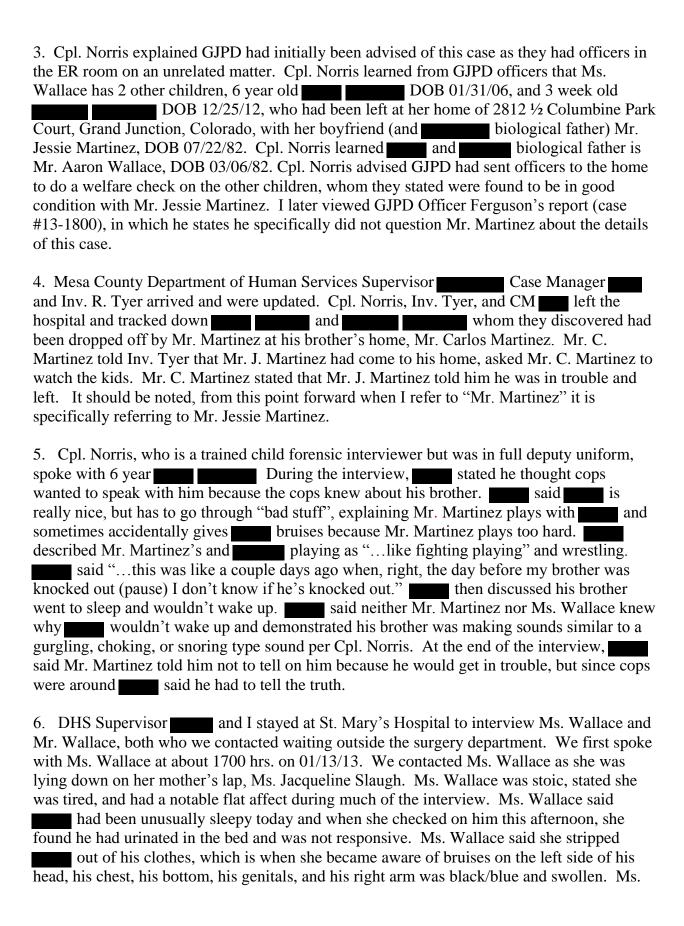


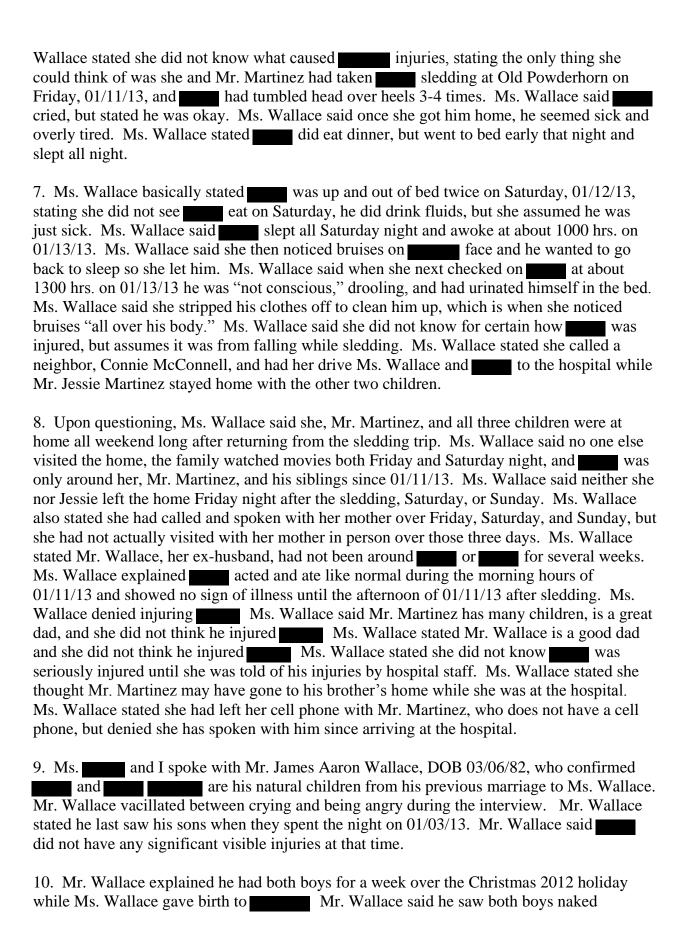
COMBINED COURT, MESA COUNTY, COLORADO

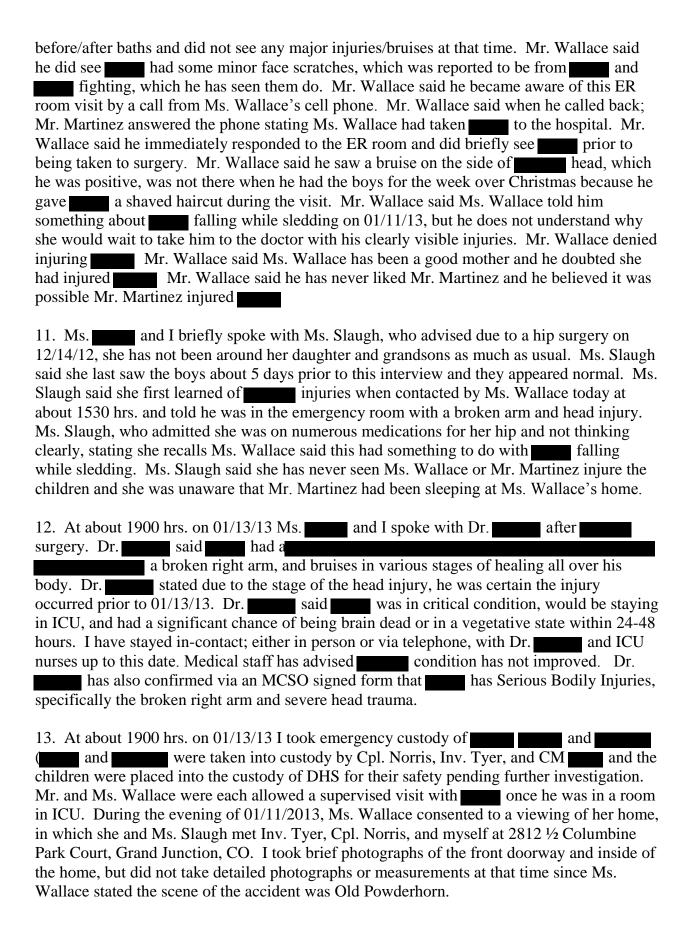
Criminal Action No. 2013 CR				
AFFIDAVIT IN SUPPORT OF ARREST WARRANT FOR MR. JESSIE ANGELO				
MARTINEZ, DOB 07/22/1982, HISPANIC ADULT MALE, 5'08" TALL, 170 POUNDS,				
BROWN EYES, BLACK HAIR, SOCIAL SECURITY #				
PEOPLE OF THE STATE OF COLORADO				
V.S.				
MR. JESSIE ANGELO MARTINEZ, DOB 07/22/1982				
DEFENDANT				

COMES NOW, *INVESTIGATOR LISSAH NORCROSS*, being of lawful age and first duly sworn upon oath, states and alleges in support of an arrest warrant for the above-named Defendant as follows:

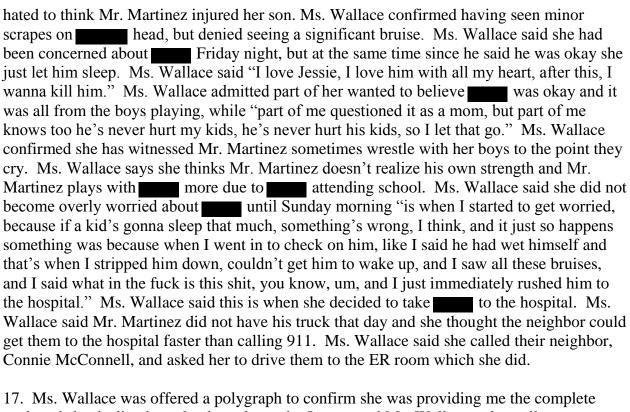
- 1. Your affiant is a duly employed law enforcement officer with the Mesa County Sheriff's Office, Grand Junction, Colorado at all times relevant to this affidavit. The information contained in this affidavit was compiled by your affiant in the course of an official criminal investigation by speaking to fellow law enforcement officers, citizen informants, personal observations, and reviewing official law enforcement reports. All locations referred to are in Mesa County, Colorado unless specifically noted otherwise.
- 2. At about 1600 hrs. on 01/13/13 I was contacted by Sgt. M. Lewis and assigned to respond to St. Mary's Hospital Emergency Room concerning a 4 year old child who had been brought into the ER room by his mother with severe head injury, Mesa County Sheriff's Office Case #13-1133. Upon arrival I met with MCSO Cpl. Norris, who advised the child was DOB 02/12/08, and he had been brought in by his biological mother, Ms. Ashleigh Wallace, DOB 03/18/84. Cpl. Norris relayed Ms. Wallace had told ER Dr. that she and her boyfriend, Mr. Jessie Martinez, later determined DOB 07/22/82, had taken sledding on Friday, 01/11/13, during which he had crashed and tumbled. According to Ms. Wallace, had been extra sleepy since then and was found non-responsive this afternoon so she had brought him to the ER for care. Cpl. Norris said Dr. said he found had a serious brain injury, a broken right arm, and bruising in different stages of healing on his back, torso, and genitals. Cpl. Norris stated Dr. stated the injuries did not match the information given by the mother and he felt it could be non-accidental trauma. Cpl. Norris advised had been quickly taken to surgery with Pediatric Trauma Surgeon Dr. and Neurologist Dr.







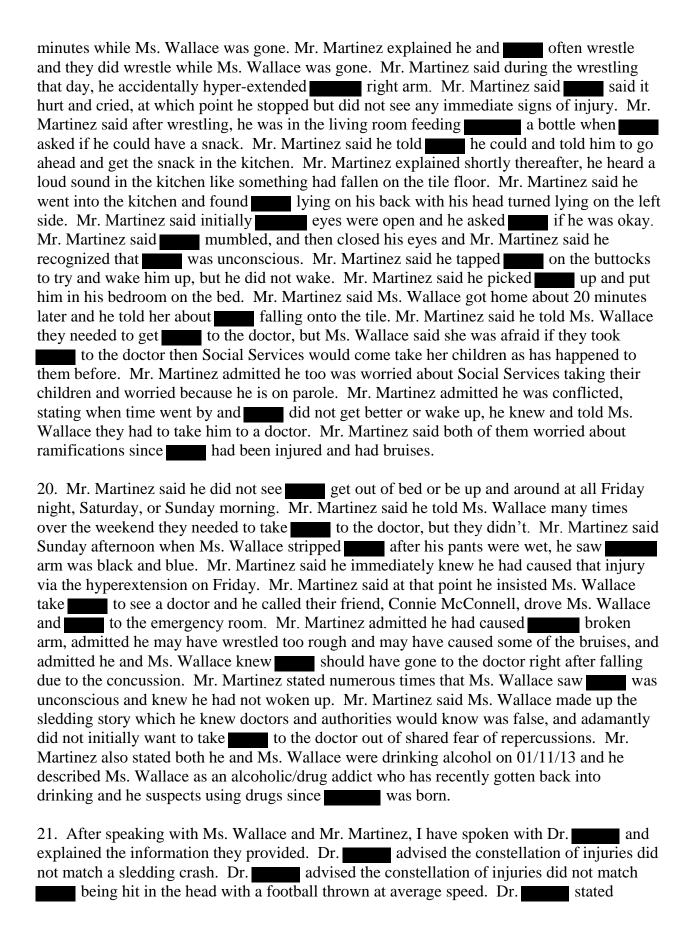
- 14. Initially Cpl. Norris and Inv. Tyer were unable to locate Mr. Jessie Martinez for questioning. At about 1930 hrs. on 01/13/13 Mr. Martinez called from an unidentified phone number and agreed to respond to MCSO for an interview; however he failed to show up on that date. Ms. Wallace consented to a search of her home on 01/13/13, during which Inv. Tyer and I viewed the home and I took initial photographs. I did see bedding with what appeared to be a wet spot and dry urine-smelling pajama pants.
- 15. On 01/14/13 Ms. Wallace came to the MCSO per my request for a second interview. I noted Ms. Wallace was again somber during our conversation. Immediately at the start of our conversation, Ms. Wallace stated she had not nor would she ever injure her children, but stated she had not told me the truth about the situation during our first interview. Ms. Wallace explained during this second interview that the group had not gone sledding on 01/11/13 and sledding had nothing to do with injuries. Ms. Wallace said she had left with Mr. Martinez at her home for about 30-45 minutes while at school at about 1500 hrs. on 01/11/13. Ms. Wallace said her mother came, picked her up, allowed her to borrow some money, and they went to the store. Ms. Wallace said she left her cell phone at home with Mr. Martinez. Ms. Wallace said Mr. Martinez called her mother's phone while they were out and said he had accidentally hit with a football. Ms. Wallace said she thought Mr. Martinez said had been hit in the head. Ms. Wallace said when she returned home, was already sleeping in bed and Mr. Martinez said had cried, but seemed okay and had said he wanted to take a nap. Ms. Wallace said she briefly looked at and did not see any bruises. Ms. Wallace stated dinner Friday night as she said previously, but she stated she woke him up Friday night and asked if he was okay and said yes and went back to sleep. Ms. Wallace said Mr. Martinez went out to the bar on Friday night, during which time she really looked at and saw some bruises on his face. Ms. Wallace said she called, via her cell phone, to Mr. Martinez's brother and told Mr. Martinez she was upset because he was out at the bar and because of the bruises. Ms. Wallace confirmed she did not see the facial bruises on prior to Friday afternoon. Ms. Wallace said Mr. Martinez briefly returned home, most of which they argued about him being out at the bar. Ms. Wallace basically said Mr. Martinez denied knowing how got the bruises, suggesting they were from and rough housing. Ms. Wallace said Mr. Martinez walked back to the bar and was out till 0200 hrs. on 01/12/13. Ms. Wallace said she let sleep all night and did not wake him again. Ms. Wallace said she woke up when Mr. Martinez got home and he went straight to bed.
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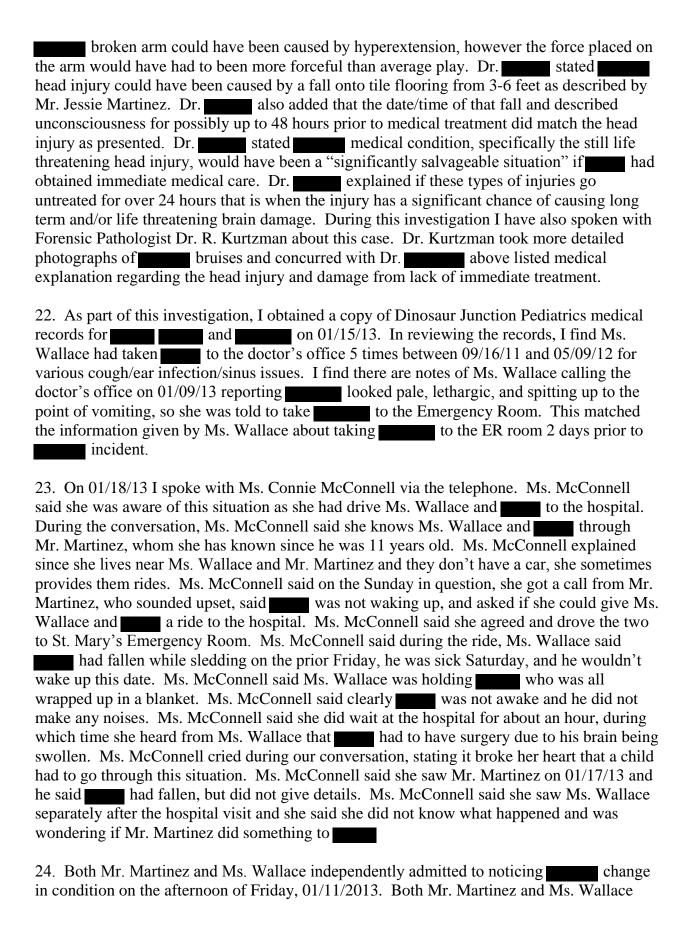


17. Ms. Wallace was offered a polygraph to confirm she was providing me the complete truth and she declined to take the polygraph. I requested Ms. Wallace voluntarily consent to a search of her cellular telephone, which she stated was in the car, and she declined to give that consent. Therefore, on 01/14/13 Investigators re-contacted Ms. Wallace, who voluntarily provided the football she said Mr. Martinez said was in use and hit Investigators also seized Ms. Wallace's phone due to the exigent circumstances that Ms. Wallace may be able to delete text/photos concerning this case which may not be recoverable.

18. On 01/15/13 Inv. Tyer and I interviewed Mr. Jessie Martinez, DOB 07/22/82, who had called and set up an interview, at the MCSO. After advising Mr. Martinez he was free to leave, not under arrest, and could end the interview at any time, Mr. Martinez provided a voluntary statement. Mr. Martinez confirmed he knew we were investigating what happened with Initially, Mr. Martinez denied any knowledge of how was injured; stating it occurred while Mr. Jessie Martinez was at the bar with friends and Ms. Wallace was home alone with the children. Mr. Martinez initially basically explained he saw would not wake up Saturday, but Ms. Wallace did not take him to the hospital until Sunday when they found arm was swollen and bruised and he seemed unconscious. Mr. Martinez said Ms. Wallace did not want to take to the hospital, stating she was afraid authorities would take her children. Mr. Martinez said Ms. Wallace then made up the lie that was injured while sledding and he told the same lie to GJPD officers when they came to the house.

19. Upon further question	oning, Mr. Martinez s	stated his first stat	ement was not	truthful and
admitted to being with	and baby	on Friday, 01/	11/13, for abou	ıt 45-60





failed to seek medical care for until a medical care for substantially impact bodily injury.	Sunday, 01/13/2013. The delay in seeking ted medical condition causing serious
License #98-065-0181 and MCSO records brown eyes, brown or black hair, Social Se reported address was 585 Dike Road in Gra advised Mr. Martinez had been arrested by	22/1982, is further described on Colorado Driver's as a Hispanic Adult Male, 5'08" tall, 170 pounds, curity # Mr. Martinez's last and Junction, however on 01/22/2013 I was his parole officer for parole violations unrelated rrently located at the Mesa County Detention
01/11/2013 AND 01/13/2013 in the County ANGELO MARTINEZ, DOB 07/22/1982, FELONY CHILD ABUSE (BROKEN AR HEAD), in violation of CRS 18-6-401(7)(I MISDEMEANOR CHILD ABUSE (BOD	orobable cause to believe that ON/BETWEEN by of Mesa and State of Colorado, MR. JESSIE committed the crimes of TWO COUNTS OF MAND LACK OF MEDICAL CARE FOR (II), class 3 FELONIES, and ONE COUNT Y BRUISES), in violation of CRS 18-6-t is therefore respectfully requested that a warrant
	Investigator Lissah Norcross
The foregoing was subscribed and sworn to 2013 by <u>Investigator Lissah Norcross</u> .	before me on thisday of,
	Notary
	Expires

PEOPLE V. MR. JESSIE ANGELO MARTINEZ, DOB 07/22/1982 Criminal Action No. 2013 CR STATE OF COLORADO **County of Mesa** The People of the State of Colorado, to any peace officer: **GREETING:** Whereas a peace officer has this day made complaint on affidavit sworn to before the undersigned Judge and relating facts sufficient to establish probable cause that the offenses of TWO COUNTS OF FELONY CHILD ABUSE (BROKEN ARM AND LACK OF MEDICAL CARE FOR HEAD), in violation of CRS 18-6-401(7)(III), class 3 FELONIES, and ONE COUNT MISDEMEANOR CHILD ABUSE (BODY BRUISES), in violation of CRS 18-6-401(7)(VI), a class 2 MISDEMEANOR were committed by MR. JESSIE ANGELO MARTINEZ, DOB 07/22/1982. WE THEREFORE COMMAND YOU forthwith to arrest MR. JESSIE ANGELO MARTINEZ, DOB 07/22/1982, and to take him/her without unnecessary delay before the nearest Judge of a court of record to be dealt with according to law. Given under my hand and seal, this _____ day of _____, 2013. Bail is set at \$

COURT JUDGE