

STATE OF NEW MEXICO
COUNTY OF SANTA FE
CITY OF SANTA FE
MAGISTRATE COURT



Vs.

No. M-44-FR-2017-00319

SFPD Case #:17-004618

Matthew Rodriguez

Address: [REDACTED]
Santa Fe, NM 87505

[REDACTED]

Height: 5'05"
Hair: Brown
Eyes: Hazel
Weight: 215 lbs.
[REDACTED]

Defendant

(AMENDED)

CRIMINAL COMPLAINT

COUNT I

MURDER (OPEN COUNT), in that on or about the 25th day of March, 2017, in Santa Fe County, New Mexico, the above-named Defendant did kill, Mitchell Daniel, a human being without lawful justification or excuse by any of the means with which death may be caused, and did so in a willful, deliberate and premeditated manner, contrary to NMSA 1978, Section 30-2-1A(1).

COUNT II

TAMPERING WITH EVIDENCE, in that on or about the 25th day of March, 2017, in Santa Fe County, New Mexico, the above-named Defendant did destroy, hide, change, place or fabricate physical evidence, to wit: a knife, with the intent to prevent the apprehension, prosecution or conviction of himself or another, or throw suspicion of the commission of the crime of Murder upon another, contrary to NMSA 1978, Section 30-22-5.

STATEMENT OF PROBABLE CAUSE

On Saturday, March 25, 20017 at approximately 3:12 p.m. Santa Fe County Regional Communications Center received one of three 911 emergency calls reporting a man down at the address of [REDACTED] Fifth Street # 5 Santa Fe, New Mexico. A subsequent 911 emergency call received by dispatchers informed them that a male individual was bleeding and had been shot or stabbed. Responding officers arrived on scene as did the Santa Fe City Fire Department paramedics who discovered the male lying on the ground in front of the door at apartment # 5. Paramedics transported the male individual to Christus St. Vincent Regional Medical Hospital. The male was later identified as Mitchell Daniel. At the scene responding officers met with four other male individuals' one being a Mr. Matthew Rodriguez. Matthew Rodriguez along with the three other male individuals were to be transported to Santa Fe Police Department headquarters. Matthew Rodriguez was place in the back transport seat of a marked police unit. Once in the back seat of the police unit Matthew Rodriguez began punching himself on his face. Officers placed his hands behind his back and placed handcuffs on his wrists to prevent him from striking himself on his face. Once the handcuffs were placed on his wrists Matthew Rodriguez began to strike his head against the protective barrier which surrounds the rear seat of the police unit. Instead of transporting Matthew Rodriguez to Santa Fe Police Headquarters Matthew Rodriguez was transported to Christus St. Vincent Hospital for treatment of a possible head wound.

While in the emergency room at the hospital being treated by the attending physician and nursing staff Matthew Rodriguez made a statement "how's the fuck I stabbed doing"? and "I called 911 about the stabbing; I didn't realize that I did it". These statements were heard by attending physician and nursing staff.

Affiant learned the victim Mitchell had died of his injuries. He had sustained numerous stab wounds, two of which were at the center of his chest.

Matthew Rodriguez was later transported to Santa Fe Police Department Headquarters. Affiant spoke with a male who had also been transported to Santa Fe Police Headquarters, identified as Gary Brown. Mr. Brown is an acquaintance of Matthew Rodriguez. Mr. Brown was interviewed and stated to Affiant he was one of the persons who had made one of the 911 emergency calls. Mr. Brown was at the apartment with Matthew Rodriguez approximately one hour prior to making the 911 emergency call. Mr. Brown stated Matthew Rodriguez suddenly told him "you need to leave", and "fucking neighbor". Mr. Brown told Affiant Matthew Rodriguez is schizophrenic and hears voices in his head. Mr. Brown told Affiant this was not unusual to him because Matthew Rodriguez on other occasions had told him "you need to leave" for no reason at all. Mr. Brown said he gathered his belongings and left Matthew Rodriguez's apartment. Once outside Mr. Brown said he heard someone yelling to call 911. Mr. Brown said

he went to apartment # 5 and observed a male lying on the ground and noticed he was bleeding. Mr. Brown called 911. Mr. Brown also told Affiant that Matthew Rodriguez always carries a kitchen knife with him.

While at Santa Fe Police Headquarters Santa Fe Police Officer Roberto Rodriguez walked to the holding cell where Matthew Rodriguez was being kept and asked Matthew Rodriguez if he wanted a cup of water. Matthew Rodriguez responded "the person that I stabbed, what's going on with him"?

Matthew Rodriguez was later interviewed. His rights as per Miranda were given to him and he agreed to give a statement. In this statement Matthew Rodriguez admitted to stabbing Mitchell Daniel. Matthew Rodriguez stated he did not mean to kill him, saying "I was just angry at the voices in my head".

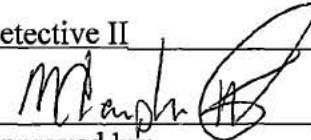
Matthew Rodriguez described the knife he used to stab Mitchell Daniel as a steak knife, with a black handle and silver in color 9" blade. Matthew Rodriguez stated he threw this knife in the kitchen sink after the stabbing. Matthew Rodriguez stated he stabbed Mitchell Daniel inside Mitchell Daniel's van which Mitchell Daniel had been living out of and parked in the driveway of 1713 Fifth Street.

I SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE A FALSE STATEMENT IN A CRIMINAL COMPLAINT.



Detective Tony Trujillo, Complainant

Detective II



Approved by:

Det. Sgt.

Title