	Un			tes Dis on Not			r t Rev.1/201	19)					
Location Code A51	1	on Numb /1009T	- i	fficer Name Roper, Chr	stian		Offi 23	icer No. 31	STATEMENT OF PROBABLE CAUSE (For issuance of an arrest warrant or summons)				
YOU ARE CHARGED WITH THE FOLLO						WING	VIOL	ATION	I state that on officer in the	04	/06/2024 while ex	ercising my o	duties as a law enforcement
Date and Time of			1	Charged 36 CFR 2	CFR	Usc	ST	ATE CODE	Pursuant to 16	115C 4	51. I state that on	April 6, 2024	while exercising my duties as a
04/06/2024 Place of Offense Blue Grade)								Law Enforceme Enforcement O	ent Of Officer	ficer in the District of	of Arizona I, U on uniformed	JSDA Forest Service Law I patrol in a marked patrol
Offense Descrip 36 CFR 261	tion: Fac				L	н	AZMAT		parked off of Fe Motor Vehicle I windows were and/or being se	orest I Use M either et up i	lap. The vehicle wa tinted or covered, on a defensive positi	ng a non-sys as backed in giving the app on. Betweer	rrolet Tahoe (AZ: tem road in violation of the between two trees, and all the pearance of the vehicle hiding n the tint on the rear windows ndows, it was nearly impossible
DEFENDA	NT IN	FORM	ΙΑΤΙΟ	DN Ph	one:				for me to see in	nto the	e vehicle, but any p	otential occu	pants would be able to observe
Last Name VIGIL	Last Name First Name					M.I. J			my movements outside the vehicle without me knowing. Given this set up, I observed the vehicle from all sides from a distance, then returned to my patrol vehicle. I turned on my red/blue emergency lights, honked the airhorn several times, and I utilized my patrol vehicle's public address system to identify myself as the police and three times I ordered the driver of the Tahoe to exit the vehicle.				
Street Address				 ,	,		1		After several announcements and orders to exit the vehicle, I saw no movement of the vehicle or within the vehicle. I approached the vehicle and stated "I just gave				
^{City} Flagstaff						Date of Birth (mm/dd/yyyy) I 961			you commands to come out of the vehicle. Come on out." A male's voice (later identified by AZ DL as Patrick VIGIL Jr) responded by saying "why?" I informed him that he was in violation of the law, and VIGIL responded "No." Now that I identified that someone was actually in the vehicle, given their ability to observe me but I could not see them, and their passive and verbal resistance to my commands, I requested backup officers to respond and assist me. After about two more minutes of waiting, a male emerged from the driver's door of the vehicle (where a canister of bear spray				y saying "why?" I informed him ded "No." Now that I identified
Drivers License	Drivers License No CDL D.L. State Social Security No.												
X Adult Juv	enile S	ex 🗙 M	F	_{Hair} Brown	Eyes Brow		eight * 8"	Weight 170	and a Leatherman was later located) and he started walking towards me. I dreat Taser and ordered VIGIL into a kneeling handcuffing position. VIGIL complied placed him into handcuffs, checked him for weapons, and then detained him in back of my patrol vehicle.				position. VIGIL complied, I
									I performed a protective sweep of the suspect vehicle to ensure there were no other occupants inside. While performing this sweep, I noticed the distinct odor of marijuana emanating from the vehicle. Prior to performing a search of the vehicle for				
Tag No.	State Year Make/Model PASS Color AZ 2001 CHEVROLET/Tahoe BLUE					E	marijuana, I asked VIGIL if he had any drugs, weapons, or anything else that could harm me. He only stated that he had marijuana.						
APPEA	APPEARANCE IS REQUIRED APPEARANCE IS OPTIQUAL							۱L	The foregoing statement is based upon:				
A X If Box A is See instru		you must a	appear in c	ourt B				/ the total it appear in court.					
Forfeiture Amount								Amount	I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my				
PAY THIS		ΤΔ ΤΙ			\$ 30.0	0 Processing Fee Total Collateral Due			knowledge. Executed on:				0.0 -
www.cvb.u				→					Executed on:		04/06/2024 Date (mm/dd/yyyy)		C Repa-
				COURT					— –				- ··· · · · · ·
(If no court appearance date is shown, you will be notified of your appearance date by mail.) Court Address Date (mm/dd/yyyy)								N Prob	adle C			uance of a warrant. Digitally signed by	
123 N. San Francisco St, Flagstaff, Arizona						Time (hh:mm) 09:00		Executed on:		Camille Bibles	2 D	Camille D Bibles Date: 2024.04.07 19:30:18 -07'00' U.S. Magistrate Judge	
My signature signifi appear for the hear						ot an admiss	ion of guilt				<i>⊿a</i> te (mm/dd/yyyy)		○.จ. พagistiate Juuge
X Defendant Signal	ture				-10				HAZMAT = Hazardous material involved in incident; PASS = 9 or more passenger vehicle; CDL = Commercial drivers license; CMV = Commercial vehicle involved in incident				
				Officer's Copy (P	nk)				<u> </u>	0	······································		

24-04092-MJ-01-PCT-CDB



CASE NUMBER

FORESTACoconino National Forest8	DDRESS 375 State Route 179, PO Box 20429, Sedona, AZ 86341
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I state that on April 6, 2024 while exercising my duties as a Law Enforcement Officer in the District of Arizona I, USDA Forest Service Law Enforcement Officer (LEO) Roper, was on uniformed patrol in a marked patrol vehicle within the jurisdiction of the Coconino National Forest.

After several announcements and orders to exit the vehicle, I saw no movement of the vehicle or within the vehicle. I approached the vehicle and stated "I just gave you commands to come out of the vehicle. Come on out." A male's voice (later identified by AZ DL as Patrick VIGIL Jr) responded by saying "why?" I informed him that he was in violation of the law, and VIGIL responded "No." Now that I identified that someone was actually in the vehicle, given their ability to observe me but I could not see them, and their passive and verbal resistance to my commands, I requested backup officers to respond and assist me. After about two more minutes of waiting, a male emerged from the driver's door of the vehicle (where a canister of bear spray and a Leatherman was later located) and he started walking towards me. I drew my Taser and ordered VIGIL into a kneeling handcuffing position. VIGIL complied, I placed him into handcuffs, checked him for weapons, and then detained him in the back of my patrol vehicle.

I performed a protective sweep of the suspect vehicle to ensure there were no other occupants inside. While performing this sweep, I noticed the distinct odor of marijuana emanating from the vehicle. Prior to performing a search of the vehicle for marijuana, I asked VIGIL if he had any drugs, weapons, or anything else that could harm me. He only stated that he had marijuana. Upon searching the vehicle I located the bear spray and Leatherman inside the driver's door pocket, two pistols (one loaded) in the rear of the SUV where VIGIL had been laying, a machete just inside the right rear door/also next to where VIGIL had been laying, and other miscellaneous pocket knives.

I asked VIGIL if he reached for or possessed the guns while I was making announcements to him. VIGIL told me that he didn't, but that if he felt like he was in danger, or if he didn't know who I was, then he would have [handled his firearms].

Approximately 45 minutes later, I concluded my vehicle search and I notified VIGIL that he was under arrest and that I would have to impound his vehicle for safe keeping. VIGIL expressed his displeasure with this, and eventually stated "this is what makes me want to kill..." I later asked VIGIL to clarify what he meant by that statement. VIGIL replied something to the effect of "what else can I do to stop you from, to stop you from, from..." I asked "So that is accurate then? It makes you want to kill me." VIGIL replied "Yeah. So." VIGIL claimed not to have "murderous intent," but when I explained that he just described intent to murder me, he replied something to the effect of "You gotta understand how I'm feeling right now... I wish it was like, just, self-defense. That's what I could have said all along, ya know." I asked VIGIL if he could go back in time, would he like to shoot me and then call it self-defense. VIGIL said no, because he is too slow, elaborating by saying "there is the quick and the dead. I am good as dead." VIGIL clarified that mentally, that is where he was at though.





CASE NUMBER FDVI009T

Being concerned for the safety of our civilian forest service employees who also make compliance contacts, as well as of the general recreating public, I felt that the only safe option was to take VIGIL into custody. I felt that, based on his own statements, VIGIL posed a risk of harming anyone who came into or near his campsite and that he felt like he could act quicker than in a fight.

I arrested VIGIL for a violation of 36 CFR 261.3 (a), Threatening, resisting, intimidating, or interfering with any forest officer engaged in or on account of the performance of his official duties in the protection, improvement, or administration of the National Forest System. VIGIL was also charged with residing on National Forest System lands (FDV1009U) and violating the regulations of the Coconino National Forest's motor vehicle use map (VN # FDV1009V). VIGIL was issued a warning for possession of marijuana, and 13.88 grams of marijuana was seized from his vehicle.

The foregoing is based upon:

- X My personal observations.
- ____ My personal investigation.
- ____ Information supplied to me from a fellow officer's observations.
- ____ Other (explained above).

I declare under penalty of perjury that the information which I have set forth above and on the face of the Violation Notice is true and correct to the best of my knowledge.

Executed on April 6, 2024

Law Enforcement Officer C. Roper

Probable Cause has been stated for the issuance of a summons or a warrant for the arrest of the violator named or identified herein.

Bibles

(Date)

(United States Magistrate-Judge)

Date: 2024.04.07

19:30:56 -07'00'

			District Notice		1/2019)				
Location Code A51	Code Violation Number Officer Name Officer No. FDV1009U Roper, Christian 2331				STATEMENT OF PROBABLE CAUSE (For issuance of an arrest warrant or summons)				
						I state that on 04/06/2024 while exercising my duties as a law enforcement			
YOU ARI		O WITH	THE FOLLO	WING VIO	DLATION	officer in the	Distr	rict of AZ	
Date and Time of 0 04/06/2024 1	1	Offense Cha FED 36	arged CFR CFR 261.10B	Usc [STATE CODE		USC 551: I state that on April 6, 2 ant Officer in the District of Arizona	024 while exercising my duties as a a I, USDA Forest Service Law	
Place of Offense Blue Grade F							fficer (LEO) Roper, was on unifor ne jurisdiction of the Coconino Na		
	ion: Factual Basis 10B - TAKINC			HAZM	AT	At approximately 1820 hours I observed a blue Chevrolet Tahoe parked off of Forest Road (FR) 689, along a non-system road in violation of the Motor Vehicle Use Map. The vehicle was backed in between two trees and all the windows were either tinted or covered, giving the appearance of the vehicle hiding and/or being set up in a defensive position. Given this appearance, I observed the vehicle from all sides from a distance, then returned to my patrol vehicle to make			
DEFENDA		ATION	Phone: 1 · -			announcement	s on the public address system.	After several announcements and	
Last Name VIGIL			irst Name M.I. PATRICK J			orders to exit the vehicle, I saw no movement of the vehicle or within the vehicle. I reapproached the vehicle and announced myself, a male (later identified by AZ DL as Patrick VIGIL Jr) answered, and then I again ordered him out of the vehicle. I requested backup officers since VIGIL had barricaded himself in his vehicle, and several minutes later VIGIL came out and I was able to safely detain him.			
Or Address		I			· · · · · · · · · · · · · · · · · · ·		s detained and searched, I placed		
· ·								about being homeless, living in his ad VIGIL his Miranda rights, which	
			Zip Code Date of Birth (mm/dd/yyyy) 86001 '1961			he waived. VIGIL went on to tell me the following: VIGIL is currently homeless, and he had been living in a car since the end of October, 2022 			
Drivers License No. CDL D.L. State Social Security No.						 VIGIL stated that the address on his license was a hotel in Camp Verde. He stated that his current address is his car because that is where he lives, but he uses the hotel address because the authorities require him to have an address. 			
X Adult Juvenile Sex X M F Brown Brown				Height n 5'8"	170	 VIGIL stated that he has PO boxes in Flagstaff and Anthem that he also uses. VIGIL stated that he alternates between living in Flagstaff and the Verde Valley. He has a parking lot in Flagstaff that he frequents, but when the snow came, he moved down to this location one day prior to our contact. VIGIL stated that the purpose of his stay on National Forest was to find a place to park where he would not get in trouble and where he could be away from 			
VEHICLE	VIN:				СМУ	everyone else.	·		
Tag No	Tag No State Year Make/Model PASS Color AZ 2001 CHEVROLET/Tahoe BLUE						In a subsequent search of the vehicle, I observed that the rear seats were folded down and the vehicle was set up in a manner consistent with residential use. This included having all the windows covered, having a sleeping bag and mattress spread		
APPEAR	RANCE IS REQUIRED		APPE	ARANCE IS OPT	IONAL	The foregoing	statement is based upon:		
					st pay the total yment appear in court.				
					ure Amount	I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.			
			\$ 30.00	\$ 30.00 Processing Fee Total Collateral Due			04/06/2024	C. Report	
www.cvb.u	scourts.gov		URT DATE	/ orall			Date (mm/dd/yyyy)	Officer's Signature	
(If no c			will be notified of your	appearance date l	oy mail.)	Prob	able cause has been stated for the	e issuance of a warrant.	
Court Address				Date (mm/dd	/уууу)		Camille D	Digitally signed by Camille	
123 N. San Francisco St, Flagstaff, Arizona 86001 Time (hh:mm					n)	Executed on:	Bibles	D Bibles Date: 2024.04.07 19:31:42 -07'00'	
09:00							Date (mm/dd/yyyy)	U.S. Magistrate Judge	
			violation notice. It is no ed or in lieu of appeara						
X Defendant SignatureOfficer's Copy (Pink)							rdous material involved in incident; PA: ial drivers license; CMV = 0	SS = 9 or more passenger vehicle; Commercial vehicle involved in incident	

.



CASE NUMBER

FOREST	ADDRESS
Coconino National Forest	8375 State Route 179, PO Box 20429, Sedona, AZ 86341

I state that on April 6, 2024 while exercising my duties as a Law Enforcement Officer in the District of Arizona I, USDA Forest Service Law Enforcement Officer (LEO) Roper, was on uniformed patrol in a marked patrol vehicle within the jurisdiction of the Coconino National Forest.

At approximately 1820 hours I observed a blue Chevrolet Tahoe (AZ ______, parked off of Forest Road (FR) 689, along a non-system road in violation of the Motor Vehicle Use Map. The vehicle was backed in between two trees and all the windows were either tinted or covered, giving the appearance of the vehicle hiding and/or being set up in a defensive position. Given this appearance, I observed the vehicle from all sides from a distance, then returned to my patrol vehicle to make announcements on the public address system. After several announcements and orders to exit the vehicle, I saw no movement of the vehicle or within the vehicle. I reapproached the vehicle and announced myself, a male (later identified by AZ DL as Patrick VIGIL Jr) answered, and then I again ordered him out of the vehicle. I requested backup officers since VIGIL had barricaded himself in his vehicle, and several minutes later VIGIL came out and I was able to safely detain him.

Once VIGIL was detained and searched, I placed him in the back of my patrol vehicle. He made several unsolicited statements about being homeless, living in his car, and just looking for a place to stay. I then read VIGIL his Miranda rights, which he waived. VIGIL went on to tell me the following:

- VIGIL is currently homeless, and he had been living in a car since the end of October, 2022
- VIGIL stated that the address on his license was a hotel in Camp Verde. He stated that his current address is his car because that is where he lives, but he uses the hotel address because the authorities require him to have an address.
- VIGIL stated that he has PO boxes in Flagstaff and Anthem that he also uses.
- VIGIL stated that he alternates between living in Flagstaff and the Verde Valley. He has a parking lot in Flagstaff that he frequents, but when the snow came, he moved down to this location one day prior to our contact.
- VIGIL stated that the purpose of his stay on National Forest was to find a place to park where he would not get in trouble and where he could be away from everyone else.

In a subsequent search of the vehicle, I observed that the rear seats were folded down and the vehicle was set up in a manner consistent with residential use. This included having all the windows covered, having a sleeping bag and mattress spread out in the back, having large amounts of food and clothes stored around his bedding area, and carrying important documents and property with him in the vehicle. I also found weapons near most doors of the vehicle, including two pistols (one loaded), a machete, pocket knives, and bear spray.

I arrested VIGIL for a violation of 36 CFR 261.10 (b), constructing, reconstructing, improving, occupying, maintaining, using a residence on National Forest System lands without authorization. VIGIL was also charged with violating the regulations of the Coconino National Forest's motor vehicle use map (VN # FDVI009V) and threatening/intimidating a Forest Officer (VN # FDVI009T). VIGIL was also issued a warning for possession of marijuana, and 13.88 grams of marijuana was seized from his vehicle.

The foregoing is based upon:



CASE NUMBER

X My personal observations. X My personal investigation.

X My personal investigation.

Information supplied to me from a fellow officer's observations.

Other (explained above).

I declare under penalty of perjury that the information which I have set forth above and on the face of the Violation Notice is true and correct to the best of my knowledge.

Executed on April 6, 2024

Law Enforcement Officer C. Roper

Probable Cause has been stated for the issuance of a summons or a warrant for the arrest of the violator named or identified herein.

(Date)

Digitally signed by Camille Digitally signed by Camille D Bibles Date: 2024.04.07 19:32:46 -07'00'

(United States Magistrate-Judge)

ι			s District Notice		1/2019)					
1	olation Number DV1009V		^r Name er, Christian		Officer No. 2331	STATEMENT OF PROBABLE CAUSE (For issuance of an arrest warrant or summons)				
						I state that on	*	my duties as a law enforcement		
YOU ARE C		NITH .	THE FOLLO	WING VI	OLATION	officer in the	Dist	rict of <u>AZ</u>		
Date and Time of Offer 04/06/2024 18:2		ense Cha ED 36 (CFR 261.13	USC [STATE CODE		USC 551: I state that on April 6, 2 ant Officer in the District of Arizona	024 while exercising my duties as a a I, USDA Forest Service Law		
Place of Offense Blue Grade Rd							fficer (LEO) Roper, was on unifor ne jurisdiction of the Coconino Na			
Offense Description: 36 CFR 261.13				hazn NA	IAT	parked off of a system road is Use Map (MVL into a small dra	IM).] The Tahoe was at the end of inage between two trees. I have	orest Road (FR) 689. [A non- nino National Forest's Motor Vehicle of a turn around, and it was backed		
DEFENDANT	INFORMA		Phone:			resource impac	ts and possibly extending the illeg	gał road further.		
Last Name VIGIL	Last Name First Name VIGIL PATRICK				M.I. J	This portion of Forest Route 689 is identified as a camping corridor, which means that vehicle use is allowed within 300 lateral feet of the roadway for the purpose of camping. According to an estimate measured on Google Earth, the suspect's vehicle was approximately 316 feet away from the closest portion of FR 689.				
Street Address		1				I attempted to contact the occupant of the vehicle (later identified by AZ DL as Patrick VIGIL) for this violation, but all the windows were covered and no one came out of the vehicle when I announced myself several times. Eventually VIGIL				
Flagstaff					(mm/dd/yyyy) 1	answered me but told me "no" when I asked him to get out of the vehicle. I requested backup officers since VIGIL had barricaded himself in his vehicle, and eventually VIGIL came out and I was able to safely detain him. In a subsequent				
Drivers License No. CDL D.L. State Social Sec						search of the vehicle I found weapons near most doors of the vehicle, including two pistols (one loaded), a machete, pocket knives, and bear spray. VIGIL readily admitted to me that he had been living in his vehicle for 2 years and that he was just				
X Adult Juvenile Sex X M F Brown Brown				I arrested VIGIL for a violation of 36 CFR 261.13, driving off roadways by the Motor Vehicle Use Map. VIGIL was also charged with residing Forest System lands (FDVI009U) and threatening/intimidating a Fores FDVI009T). VIGIL was issued a warning for possession of marijuana, grams of marijuana was seized from his vehicle				b, driving off roadways established charged with residing on National g/intimidating a Forest Officer (VN #		
VEHICLE	VIN:				сму					
	ag No. State Year Make/Model PASS L Color AZ 2001 CHEVROLET/Tahoe BLUE									
APPEARANC	CE IS REQUIRED		APPE	ARANCE IS OPT	IONAL	i ne foregoing s	statement is based upon:			
A X If Box A is check See instructions			st pay the total syment appear in court	-						
					ture Amount ssing Fee	I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.				
PAY THIS AMOUNT AT				Collateral Due	Executed on:	04/06/2024	C Repar			
		JR CC	OURT DATE			1	Date (mm/dd/yyyy)	Officer's Signature		
(If no court a			will be notified of your a	appearance date	by mail.)	Proba	able cause has been stated for the	e issuance of a warrant.		
Court Address 123 N. San Fran	ncisco St, Fla	gstaff,	Arizona	Date (mm/de	ј/уууу)		Camille D	Digitally signed by Camille D Bibles		
86001 Time (hh:mm) 09:00						Executed on:	Date (mm/dd/yyyy)	Date: 2024.04.07 19:33:31 -07'00' U.S. Magistrate Judge		
My signature signifies the appear for the hearing at				t an admission o		-	(
X Defendant Signature			s Copy (Pink)			HAZMAT = Haza CDL = Commerci	rdous material involved in incident; PA: al drivers license; CMV = C	SS = 9 or more passenger vehicle; Commercial vehicle involved in incident		