

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF LATAH

THE STATE OF IDAHO, ) CASE NO. \_\_\_\_\_  
 )  
Plaintiff, ) UNIFORM CITATION NO.  
 )  
V. ) AFFIDAVIT OF KURTIS HALL  
 ) SUPPORTING INITIAL DETERMINATION  
 ) OF PROBABLE CAUSE PURSUANT TO  
David J. Meister, Defendant ) C. R. 5 (C)

Your AFFIANT, being first sworn, deposes and says:

1. Your Affiant is a duly qualified peace officer serving the Latah County Sheriff
2. The above defendant has been arrested for the crime of: Murder.\ IDAHO CODE (18-400 1)

without a warrant on 08-29-2002. Your Affiant requests that a Judge determine whether there is probable cause to believe the offense has been committed and that the defendant has committed it.

The facts upon which the Affiant relied in believing there is probable cause are:

That Tonya Lynn Hart was murdered at about 2220 hours on 12-11-2001 in the residence she shared with Jesse Jay Linderman, 2250 Hwy 95 N. ~18, just north of Moscow, Idaho. Investigation revealed that Hart had been shot twice, once in the face and once in the chest, with a 9mm-caliber firearm. Ballistic examination by the Idaho State Police Forensic Laboratory followed, and I was told by Chester Park, a criminalist for ISP, that the bullets were almost certainly fired from a Hi-Point 9mm firearm. The bullets and fired casings found at the scene and recovered from the victim's body were consistent with Ultramax brand remanufactured ammunition, according to Ultramax representatives contacted by me;

That Jesse Linderman, Hart's boyfriend, was employed by Pizza Pipeline Inc. as a manager at their Moscow store, verified by employment records from Pizza Pipeline Inc., and that Linderman goes by the nickname "Shorty," verified in numerous conversations with his co-workers and associates;

That Victor C. (Chris) Storhok contacted the Latah County Sheriffs Office on about 12-13-2001 and told officers that he had been driving north on US Highway 95 not far south of the crime scene at about 2200 hours on 12-11-2001, and had observed an individual walking north on Highway 95 on the east side of the highway. Storhok said the individual was wearing a gold or yellow plaid shirt, possibly with short sleeves.

That I was contacted on about 12-13-2001 by Linda H. Hardesty, who told me she had been driving north on Highway 95 not far south of the crime scene on

12-11-2001 at about 2200 hours. Hardesty told me she had seen an individual walking north on the east side of the highway, and the individual was wearing a gold or tan large-pattern plaid short-sleeve shirt over what appeared to be a long-sleeve hooded sweatshirt, and baggy dark pants.

That on 03-28-2002, I spoke with Michael Paul Garrison, a former employee of Pizza Pipeline's Moscow store (verified by records). Garrison told me he had sold a Hi-Point 9mm handgun on 12-07-2001 to David Joseph Meister, who was also employed by Pizza Pipeline (employment also verified). Garrison told me Meister had commented before the sale that he wanted the gun to "cap (street term for shoot) someone in the face and run off." Garrison also told me that Meister paid more than twice the value of the gun, in cash, and when told this, Meister commented that he was "still making money on this deal" and someone had given him a lot of money to obtain the gun. Garrison also told me he gave Meister a box of Ultramax brand remanufactured 9mm ammunition about four days after the sale of the gun;

That I asked Garrison what kind of clothing Meister wore, and Garrison told me Meister wore Osiris skateboard shoes;

That I was told on the night of the homicide by Kathryn Wilde, the neighbor who reported the crime, that fresh shoe prints found in the snow at the scene and leading over a nearby hill had not been there earlier in the day. Shoe prints exhibiting the, same or a similar pattern were observed leading into the trailer park at the scene from Highway 95, and were also observed south of the scene on the east side of Highway 95;

That the shoe prints at the scene and on the hill east of the scene were photographed by Idaho State Police detectives, compared with known samples and files of footwear prints, and appear to have been made by Osiris ODS skateboard shoes;

That during subsequent contact with Meister, he admitted to having the gun in question during a one-party consent call between Garrison and Meister.

That further contact with Meister led to his statement that his place of residence at the time of Hart's murder was 422 North Washington Street in Moscow.

That ISPI Detective Ed Westbrook interviewed David Meister on 08-29-2002 at the Moscow Police Department. I monitored the interview from the MPD detectives' office. During the interview, Meister told Westbrook that Jesse "Shorty" Linderman had hired Meister to kill Tonya Hart. Meister told Westbrook that Linderman had approached him approximately two months before the killing and offered to pay him \$1000 for killing Hart, and an extra \$100 if the killing took place before Christmas 2001. Meister told Westbrook that Linderman paid him \$500 cash shortly before the murder. Meister told Westbrook he had met with Linderman at Linderman's residence, 2250 Highway 95 N. Space #8, to look at the layout of the residence and talk about how the killing would be done. Meister told Westbrook that Linderman had told him to shoot Hart once in the head and once in the chest.

Meister told Westbrook that he had purchased a 9mm Hi-Point handgun from Michael Garrison and obtained ammunition from Garrison also. Meister told Westbrook that he went to Pizza Pipeline on 12-11-2001 to meet with Linderman concerning the murder.

On 05-14-2002, I had interviewed Rijel L. Glasebrook at the Latah County Sheriffs Office. Glasebrook was an employee at the Pizza Pipeline in Moscow and told me she had been working on the night of 12-11-2001. Glasebrook told me Linderman was working that night, and David Meister had been "in and out" of the store that night.

Meister told Westbrook he, Meister, had left his residence at 422 North Washington at about 2200 hours on 12-11-2001, walked to Hart and Linderman's residence, and checked the front door, then walked to the back door. Meister told Westbrook he knocked on the door and heard Hart ask who was there. Meister

told Westbrook he had said "Joe." Meister told Westbrook Hart had opened the door, and Meister shot her once in the face and once in the chest, then ran east over a hill to Polk Street.

Meister told Westbrook he walked from there to his residence at 422 North Washington by a roundabout route. Meister told Westbrook he had disposed of the gun in a residential garbage can on his way home that night, had disposed of some of his clothing in a field adjacent to Polk Street on his way home that night, and had disposed of his hat and the 9mm ammunition in a dumpster behind his house after arriving home. Meister told Westbrook he had discarded the shoes he wore within a few days following the homicide. Meister told Westbrook he had not received the rest of the money owed to him by Linderman for Hart's killing.

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Affiant/Police Officer

SUBSCRIBED AND SWORN to before me this  
30<sup>th</sup> day of August, 2002.

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Notary Public  
Residing at \_\_\_\_\_  
Commission expires \_\_\_\_\_