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IN THE THIRD DISTRICT COURT

IN AND FOR THE COUNTY OF SALT LAKE, STATE OF UTAH

THE STATE OF UTAH,

Plaintiff,

vs.

RODRIGO ANDRES MONROY,
DOB: 12/16/1989,
13713 S Daggerwing Way
Riverton, UT 84096
OTN#: 64951353
SO#: 436434
SID#/BCI#:
Booking#: 22042735

Defendant.

Screened by: HOMICIDE UNIT
Assigned to: SHANE COHEN
VINCE MEISTER

INFORMATION

BAIL: NO BAIL WARRANT

WARRANT/RELEASE: IN JAIL PRD
10/31/2022

Case No.
DA Case No. 22.010786

The undersigned, Detective M. CROOK - Sandy City Police Department, Agency Case No. SY2022-55647, upon a written declaration states on information and belief that the defendant, RODRIGO ANDRES MONROY, committed the crimes of:

COUNT 1

MURDER, 76-5-203(3), a First Degree Felony, as follows: That on or about October 26, 2022 at 10640 S. Holiday Park Drive, the defendant, intentionally or knowingly caused the death of another; or intending to cause serious bodily injury to another, committed an act clearly dangerous to human life that caused the death of another; or acting under circumstances evidencing a depraved indifference to human life, knowingly engaged in conduct which created a grave risk of death to another and thereby caused the death of another; or engaged in the commission, attempted commission, or immediate flight from the commission or attempted commission of Discharge of a Firearm, or was a party to the Discharge of a Firearm; and a person other than a party as defined in

Utah Code Section 76-2-202 was killed in the course of the commission, attempted commission, or immediate flight from the commission or attempted commission of Discharge of a Firearm; and the actor acted with the intent required as an element of the Discharge of a Firearm.

THIS INFORMATION IS BASED ON EVIDENCE OBTAINED FROM THE FOLLOWING WITNESSES:

D. Glick, C. Thoman, C. Thomas, J. Kilgore, E. Alexander, J. Olsen, C. Moren, M. Crook, D. Worthington, T. Bradley, D. Fish, J. Javier Oliva, L. Kelso, Dr. Lohmann.

DECLARATION OF PROBABLE CAUSE:

On October 26, 2022 in the area of 106 West 10600 South in Salt Lake County, Utah, RODRIGO MONROY shot and killed Christopher Mortensen. According to David Fish, a passenger in Mortensen's truck, Mortensen was shot by MONROY as Mortensen was backing away and standing approximately 1-2 feet away from MONROY's truck in a defensive posture. Prior to the shooting, MONROY had pulled in front of Mortensen's vehicle and abruptly slammed on his brakes, which caused Mortensen, who was hauling a large trailer with his truck, to hit his brakes to avoid an accident. Following an exchange of verbal hostilities and hand gestures, both Mortensen and MONROY exited at the 10600 South Exit. Mortensen stopped in front of a Maverik and MONROY parked behind Mortensen's trailer. Mortensen exited his truck and walked back to MONROY's truck. Mortensen hit his hand against the driver's side window/door area of MONROY's truck and MONROY pulled a handgun on Mortensen. Mortensen attempted to disarm MONROY, but was unsuccessful. As MONROY pulled the gun away, Mortensen backed up with his hands visible and said, "No." MONROY pulled the trigger of his handgun at Mortensen and shot Mortensen one time in the chest.

Post-Miranda, MONROY admitted that he had pulled in front of Mortensen, had brake checked Mortensen, argued with Mortensen and then voluntarily followed Mortensen off the interstate and pulled his truck up behind Mortensen's truck and trailer to confront Mortensen. He told police that he knew Mortensen was not armed when he shot him. MONROY said Mortensen had hit MONROY's truck prior to MONROY pulling out his handgun and pointing it at Mortensen, while telling Mortensen to get away. MONROY admitted that Mortensen had tried to disarm MONROY and that MONROY had pulled the gun away. At first, MONROY told police that Mortensen had grabbed the barrel of the handgun and turned it and the gun just fired while Mortensen still had his hand on the handgun. MONROY later changed his statement during the interview and admitted that he did not shoot Mortensen until after he had regained control of the handgun.

On October 27, 2022, Dr. Justin Lohmann performed an autopsy of Mortensen and preliminarily determined Mortensen had been shot once through the heart and the bullet had exited through the back. Doctor Larsen preliminarily found the cause of death to be a gunshot wound to the heart and the manner of death to be homicide. Doctor Lohmann did not find any indications of stippling on Mortensen's hands, chest or other body parts during the autopsy.

REQUEST FOR NO BAIL HOLD:

Pursuant to Utah Code 77-20-1(2), the State requests that Defendant be held without bail until further notice in this matter on the following grounds:

The Defendant is charged with a felony and there is substantial evidence supporting the charge and clear and convincing evidence that the defendant would constitute a substantial danger to any other individual or to the community, or is likely to flee the jurisdiction of the court, if released on bail:

The Defendant intentionally pulled in front of the victim's vehicle, abruptly break checked the vehicle and proceeded to obstruct the victim's ability to drive while repeatedly getting in front of the victim's vehicle each time the victim attempted to change lanes. The Defendant then chose to follow the victim off the interstate, take his handgun out of its holster and point it at the victim in response to the victim's use of non-deadly force to confront the Defendant about his driving and actions that were likely to cause a wreck. The victim then chose to shoot the victim after the victim had disengaged and was backing away from the vehicle. Given the Defendant's willingness to escalate the mutual altercation to deadly force and the fact that the Defendant is now charged with murder, there is clear and convincing evidence that the Defendant poses substantial danger to the community or is likely to flee the jurisdiction of the court, if released on bail. Consequently, the State requests the Court hold the Defendant on a no bail warrant until at least such time as a pretrial release recommendation report can be completed and a formal detention hearing can occur.

Pursuant to Utah Code Annotated § 78B-18a-106 (2018) I declare under criminal penalty of the State of Utah that the foregoing is true and correct to the best of my belief and knowledge.

Executed on: 4th day of November, 2022
/s/ M. Crook
Declarant

Authorized for presentment and filing

SIM GILL, District Attorney

/s/ Shane Cohen
Deputy District Attorney
4th day of November, 2022
SC / SG / DA Case No. 22.010786

OTHER PENDING CASES FOR THE DEFENDANT

Court	Court Case #	Trial Judge	DAO #	Charge