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IN THE THIRD DISTRICT COURT, SALT LAKE DEPARTMENT
IN AND FOR THE COUNTY OF SALT LAKE, STATE OF UTAH

THE STATE OF UTAH

Plaintiff,

vs.

JOSE FRANCISCO ROBLES-PRIETO

DOB: 10/03/1977

620 S Cheyenne St

Salt Lake City, UT 84104

OTN#: 68199512

SO#: 375948

SID#/BCI#: 3001820

Booking#: 25008809

Defendant.

JIMENEZ, ERIC

DOB: 11/18/1987

JIMENEZ, JOEY FREDERICK

DOB: 05/26/1983

SMITH, HOLLY

DOB: 07/18/1992

Co-Defendant(s)

Screened by: SAMUEL COMI
Assigned to: TO BE ASSIGNED

INFORMATION

DAO # 25.003382

BAIL: NO BAIL WARRANT

WARRANT/RELEASE: **IN JAIL - PRD**
02/26/2025

Case No.

Co-Defendant DAO# 25.003389

Co-Defendant DAO# 25.003387

Co-Defendant DAO# 25.003377

The undersigned Law Enforcement Officer AMY OLSEN - Salt Lake City Police Department, Agency Case No. 25-41362, upon a written declaration states on information and belief that the defendant, JOSE FRANCISCO ROBLES-PRIETO, committed the crime(s) of:

COUNT 1

CHILD KIDNAPPING, 76-5-301.1, a First Degree Felony, as follows: That on or about February 21, 2025 in Salt Lake County, the defendant did intentionally or knowingly, without authority of law, and by any means and in any manner, seized, confined detained, or transported a child without the consent of the child's parent or guardian, or the consent of a person acting in loco parentis.

COUNT 2

OBSTRUCTION OF JUSTICE - CAPITAL/FIRST DEGREE FELONY CONDUCT, 76-8-306(2)+(3A), a Second Degree Felony, as follows: That on or about February 21, 2025 in Salt Lake County, the defendant did with intent to hinder, delay, or prevent the investigation, apprehension, prosecution, conviction, or punishment of any person regarding conduct that constitutes an offense that would be a capital felony or first degree felony:

- (a) provide any person with a weapon;
 - (b) prevent by force, intimidation, or deception, any person from performing any act that might aid in the discovery, apprehension, prosecution, conviction, or punishment of any person;
 - (c) alter, destroy, conceal, or remove any item or other thing;
 - (d) make, present, or use any item or thing known by the actor to be false;
 - (e) harbor or conceal a person;
 - (f) provide a person with transportation, disguise, or other means of avoiding discovery or apprehension;
 - (g) warn any person of impending discovery or apprehension;
 - (h) warn any person of an order authorizing the interception of wire communications or of a pending application for an order authorizing the interception of wire communications;
 - (i) conceal information that was not privileged and that concerned the offense, after a judge or magistrate had ordered the actor to provide the information; or
 - (j) provide false information regarding a suspect, a witness, the conduct constituting an offense, or any other material aspect of the investigation; and
- (3)(a) is a second degree felony if the conduct that constitutes an offense would be a capital felony or first degree felony.

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

Lukas Lockwood, Bradley Gardner, Anthony Keirnes, Eric Henry, Amanda Capps, Taylor Bateman, Gabriel Adams, Brett Tait, Cody Aoki, Elizabeth L Bennett, Hunter Williams, Kierra Olschewski, Michael Melycher, Michael Lervold, Landon Gates, Evan Raye, Miles Lelevier, Dallan Starr, Brianne Holt, Andrew Sylleloglou, Cayden Torgerson, Erik Stevens, Alan Greenwood, Kaileigh Archer, Amy Olsen, Holly Angelina Smith, Allison Nicole Plant, Jasmine Isabella Lucero, Joey Fredrick Jimenez, Eric Matthew Jimenez, Adam Jimenez, Karl Dustin Gore, Pebble Marie Collins, N.C., D.D. and J.J.

DECLARATION OF PROBABLE CAUSE:

The statement of Detective Olsen of the Salt Lake City Police Department that on or about February 21, 2025, she investigated a child abduction in Salt Lake County. DCFS Case Worker, D.D. reported a hearing was held on February 21, 2025, in Third District Juvenile Court under Court case number 1248815, regarding one-year-old J.J. and her mother, defendant HOLLY SMITH. During the hearing, the Judge ordered J.J. into State custody. D.D. said following the Court ruling, SMITH fled the courthouse with J.J. D.D. said she responded to SMITH's last known residence with a Court order to take custody of J.J.; however, she received no response from the home and could not locate the child. D.D. said she contacted N.C., whose residence was listed on the safety plan in place. N.C. said that SMITH was observed getting into a vehicle earlier that morning with defendants JOEY JIMENEZ and ERIC JIMENEZ. N.C. provided text messages between herself and J. JIMENEZ. In the messages, J. JIMENEZ asked N.C. for money so he could get E. JIMENEZ, SMITH, and J.J. a room to hide out at. N.C. notified him of police involvement and encouraged him to surrender the baby.

Officer Torgerson of the Salt Lake City Police Department reported that they responded with DCFS worker D.D. to SMITH's last known address. It was reported that SMITH became upset with the Court's decision to remove the child and left. SMITH returned to her residence and then absconded with J.J. Officer Torgerson spoke with E. JIMENEZ, who reported that he had not seen SMITH or J.J. and had nothing to say. E. JIMENEZ was taken into custody for obstructing the investigation.

Officer Torgerson then spoke with J. JIMENEZ, who stated he transported SMITH and J.J. to another location near 1300 South at the Jordan River Trail. J. JIMENEZ provided access to his phone, which showed multiple text messages and phone calls about where to hide SMITH and J.J. J. JIMENEZ was taken into custody for impeding the investigation into the whereabouts of SMITH and J.J. After J. JIMENEZ was placed in handcuffs, he told Officer Torgerson that he dropped off SMITH and J.J. near 1700 South and the Jordan River Trail. J. JIMENEZ provided a phone number for SMITH, and Officer Olschewski activated an exigency ping.

While Officers Olschewski and Torgerson were on scene, they received information from Officer Aoki regarding the biological father, defendant JOSE FRANCISCO ROBLES-PRIETO.

Officer Henry spoke with D.G. and A.P., who reported that ROBLES-PRIETO lives in one of their trailers, and they are his landlord. D.G. stated he was with ROBLES-PRIETO when the Amber alert was issued, and he was given a ride to the area of 1700 S and the Jordan River Trail. While Officers Henry and Aoki were waiting on D.G. and A.P. to check a residence they own, D.G. reported to Officer Aoki that they could see ROBLES-PRIETO and SMITH walking east on 1300 S from Redwood Road and SMITH had a blanket over her head.

Officer Lelevier was conducting searches for SMITH and J.J. when information was received that SMITH was observed walking north on Redwood Road wrapped in a white blanket. While driving north on Redwood Road, Officer Lelevier observed two individuals. One was wrapped in a white blanket, and the other was pushing a shopping cart. The male and female were contacted. The male was identified as ROBLES-PRIETO, and the female identified herself as Emily Marie Sullivan.

Sullivan reported she was from Denver, CO. Officer Lelevier conducted a records search on SMITH's tattoos, which would allow her to be positively identified, and the search revealed SMITH had a tattoo of "SF" on her left hand and a faded tattoo on her left wrist. Officer Lelevier again contacted Sullivan and ordered her to show her hands. An "SF" tattoo and a faded tattoo were observed on her left hand, and Sullivan was determined to be SMITH. Officer Lelevier spoke with ROBLES-PRIETO and asked what the female's name was, but he failed to identify her, stating that he "barely knew her" and didn't know her name.

Officer Lelevier then contacted SMITH and placed her in handcuffs. SMITH then told officers, "She's right there, she's in there," while nodding toward the shopping cart. She then stated, "I did not kidnap my daughter. I never kidnapped her." Officer Rodriguez removed the blankets from the cart and located J.J., who was pale and appeared to be cold.

Officer Bennett observed J.J. to be wearing a thin T-shirt and pants; she was soaked in urine, her hair was knotted and matted, and she smelt like cigarettes and "burnt heroin." J.J. was also observed to have dirt on her feet, hands, face, arms, and abdomen, and she was not wearing a diaper. It was also noted that the outside temperature was 24-26 degrees. J.J. had an apparent bruise on her right leg and redness on her stomach.

Detectives Silva and Olsen interviewed ROBLES-PRIETO. Post-Miranda, he reported that J.J. is his daughter, and earlier that day, he was in the area of 1700 S when he observed SMITH in a tent cutting a white shirt to make a diaper for J.J, though he did not see J.J. at this time. ROBLES-PRIETO said later that same day, he was made aware of the Amber alert by D.G., who drove him back to the area where SMITH was last seen. ROBLES-PRIETO said he located SMITH and, this time, saw J.J. ROBLES-PRIETO said SMITH told him about being at Court earlier that day and said "they were sending (J.J.) away. SMITH told him that she fled the courthouse, picked up J.J. from a friend, and then did not return home. ROBLES-PRIETO said he invited SMITH and J.J. to stay with him "until they figured out their next steps," then placed J.J. in a shopping cart as they made their way back to his home. ROBLES-PRIETO said while on their way, police found them. When police asked him if he knew SMITH, he lied and said he did not know her. ROBLES-PRIETO stated SMITH identified herself with a name he did not recognize. He then told Officers that J.J. was inside the shopping cart. ROBLES-PRIETO confirmed he received the Amber alert on his phone and that he knew it was an emergency that indicated a child had been abducted. ROBLES-PRIETO also said that he did not attempt to notify police that he knew where SMITH and J.J. were.

Detectives Tait and Olsen spoke with J. JIMENEZ. Post-Miranda he stated he picked SMITH up and drove her to her scheduled court hearing. SMITH did not want to go; however, he encouraged her to do the right thing. SMITH asked him to watch J.J. while she was at Court, to which he agreed. JIMENEZ said he gave SMITH his cell phone so she could call after the hearing. JIMENEZ said later that day, he received a call from his sister, N.C., who told him that SMITH "just took off from court." SMITH called and spoke to E. JIMENEZ, who requested JIMENEZ take him to pick up SMITH at North Temple, which was the location she gave E. JIMENEZ. JIMENEZ said he responded to the area and picked up SMITH. She asked to be driven to 800 South and 900 West, which he did.

JIMENEZ said SMITH got out of the truck and went into the store. When she returned, she asked JIMENEZ to take her to 1700 South, which he did. JIMENEZ said when they arrived, SMITH got out of the car, grabbed J.J., and left. JIMENEZ said when he returned home, there was a police presence, and he was informed of the kidnapping. JIMENEZ said after he dropped them off, he didn't know where she went and was unsure of her whereabouts.

Detectives Tait and Olsen spoke with SMITH. They attempted to read SMITH her Miranda rights and SMITH interrupted them, stating "I know, I know because I abducted my child..." "Yes, I fucking didn't wanna surrender them to her, but literally and legally they never fucking gave me any type of verbal fucking order to fucking surrender her because I left the court..." "I'm sure they probably would've if I would've stayed in there, said I had to surrender my child." When Detective Olsen asked SMITH to listen to her so she could explain her rights, SMITH responded, "I don't want to fucking listen to your Miranda rights bullshit. I don't care."

SMITH then told Detective Olsen to read her rights but said she didn't care because they would use the information provided to prosecute her. SMITH then said she "never abducted her child but fleeing criminal persecution or just, maybe I did that..." "I'm not proud of fucking pushing my daughter down the street in a shopping cart to get to point A to point B because I had to hide after court all day long because I knew they were gonna fucking pull some bullshit and try to put an Amber alert out."

REQUEST FOR ISSUANCE OF A NO BAIL WARRANT:

Pursuant to Utah Code 77-20-201(1) 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 in this matter, knowing an amber alert went out for victim, attempted to conceal the victim and take her to his residence.

The defendant, by his own admission, lied to the police and made no efforts to contact the police when he became aware of the victim's whereabouts. The defendant is charged in this matter with first- and second-degree felonies in this matter for his role in the abduction of the victim and his failure to report the victim's whereabouts. The defendant has ties to Mexico and should be considered a flight risk if released. As such, the State requests the defendant be held in custody without bail.

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: 26th day of February, 2025

/s/ AMY OLSEN
Declarant

Subscribed and sworn to before me this 26th day of February, 2025

Authorized for presentment and filing

SIM GILL, District Attorney

/s/ Samuel Comi
Deputy District Attorney
26th day of February, 2025
SC / NH / DAO # 25.003382

OTHER PENDING CASES FOR THE DEFENDANT

Court	Court Case #	Trial Judge	DAO #	Charge
Third District Court, SALT LAKE DEPARTMENT	251902450	Parker, Paul B	25.003377	Count 1 76-5-301.1 CHILD KIDNAPPING (First Degree Felony) Count 3 76-8-507(2A)+(3A) PROVIDING PEACE OFFICER FALSE... (Class C Misdemeanor) Count 2 76-5-109(2)+(3A) CHILD ABUSE - INTENTIONALLY O... (Class A Misdemeanor)
Third District Court, SALT LAKE DEPARTMENT	231911207	Parker, Paul B	23.021224	No active charges
Third District Court, SALT LAKE DEPARTMENT	221910470	Parker, Paul B	22.009694	No active charges