

IN THE IOWA DISTRICT COURT FOR BUTLER COUNTY

STATE OF IOWA

Case No. 09 - 002523

v.

FECR008807

COMPLAINT AND AFFIDAVIT

Defendant: Mark Daryl Becker
Address: 21306 270th Street
City / State: Parkersburg, Iowa 50665
S.S.#:
D.O.B.: 06 / 03 / 1985

Iowa Code Section 804.1
I. R. Cr. P. 2, 35, 36

FILED
2009 JUN 24 PM 12:40
CLERK OF DISTRICT COURT
BUTLER COUNTY, IOWA

Count:

The Defendant is accused of the crime of **ELUDING PURSUING LAW ENFORCEMENT VEHICLE WHILE PARTICIPATING IN A PUBLIC OFFENSE THAT IS A FELONY (CLASS D FELONY)** in violation of §§ 321.279 (3a) Iowa Code in that the Defendant on or about the 20th day of JUNE, 2009, at **HIGHWAY 57 / HIGHWAY 14 / BUSWELL STREET** in **BUTLER** County, did

WILLFULLY FAIL TO BRING A MOTOR VEHICLE TO A STOP OR OTHERWISE ELUDES A MARKED OFFICIAL LAW ENFORCEMENT VEHICLE DRIVEN BY A UNIFORMED PEAC OFFICER AFTER GIVING VISUAL AND AUDIBLE SIGNAL, AND IN DOING SO EXCEEDED THE SPEED LIMIT BY TWENTY-FIVE MILES PER HOUR WHILE PARTICIPATING IN A PUBLIC OFFENSE THAT IS A FELONY.

Chief Chris Luhring
Chief Chris Luhring - Parkersburg Police Dept.
608 Hwy 57 Box 489; Parkersburg, Iowa 50665

Complainant / Address

AFFIDAVIT

STATE OF IOWA, COUNTY OF BUTLER, ss:

I, **CHIEF CHRIS LUHRING**, the undersigned, being duly sworn, state that the following facts known by me, or told to me by other reliable persons, form the basis for my belief that the Defendant committed this crime.

On June 20th, 2009, at or about 9:15 pm, I heard radio traffic from officers from Butler County and surrounding counties and jurisdictions about a eluding in progress coming to the vicinity of Parkersburg. The driver of the vehicle, the above defendant, Mark Becker, was reported by Cedar Falls Police to have broken windows out of a Cedar Falls residence with a baseball bat and he also drove into the garage door at the same residence causing damage in excess of \$1000.00. Cedar Falls Police made contact with Mr. Becker near the residence when this pursuit started. I observed the eluding vehicle on Highway 57 westbound coming into the City of Parkersburg at about the same time. I proceeded to pursue the vehicle in an attempt to stop the vehicle with my marked official law enforcement vehicle driven by a uniformed peace officer while utilizing visual and audible signals to stop. Mr. Becker failed to stop his vehicle and exercised an extreme disregard for the safety of others by driving in excess of sixty miles per hour in a thirty-five mile and hour zone and running a stop sign at a dangerous intersection at the intersection of Buswell Street and Highway 14 in the City of Parkersburg. Mr. Becker continued northbound from the City of Parkersburg with multiple law enforcement vehicles engaged in the pursuit in excess of 100 miles per hour. The pursuit ended approximately six miles north of Parkersburg when Mr. Becker struck a deer with his car when traveling in excess of 90 miles per hour. He was then transported to the Butler County Jail in Allison.

Chief Chris Luhring
Chief Chris Luhring - Parkersburg Police Dept

Complainant / Name

Subscribed and sworn to before me by the person signing this complaint and affidavit on this 21 day of June, 2009.

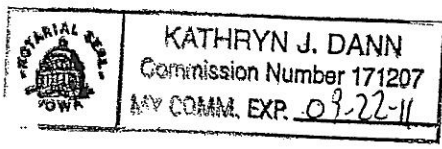
Kathryn Dann
~~Magistrate / Notary Public / Deputy Clerk~~

___ Complaint and affidavit filed this ___ day of ___, 2009, and probable cause found that the Defendant committed the offense charged.

Warrant to be issued by the Clerk. Bail is set at \$ 10,000.00 cash only

___ Citation issued.

[Signature]
Magistrate



IN THE IOWA DISTRICT COURT FOR BUTLER COUNTY

STATE OF IOWA

Case No. 09 - 002523

v.

COMPLAINT AND AFFIDAVIT

Defendant: Mark Daryl Becker
Address: 21306 270th Street
City / State: Parkersburg, Iowa 50665
S.S.#:
D.O.B.: 06 / 03 / 1985

Iowa Code Section 804.1
I. R. Cr. P. 2, 35, 36

Count:

The Defendant is accused of the crime of **RECKLESS DRIVING (SIMPLE MISDEMEANOR)** in violation of §§ 321.277 Iowa Code in that the Defendant on or about the 20th day of JUNE, 2009, at **HIGHWAY 57 / HIGHWAY 14 / BUSWELL STREET** in **BUTLER** County, did

DRIVE HIS VEHICLE IN SUCH MANNER TO INDICATE EITHER A WILLFUL OR WANTON DISREGARD FOR THE SAFETY OF PERSONS OR PROPERTY.

Chris Luhring
Chief Chris Luhring - Parkersburg Police Dept.
608 Hwy 57 Box 489; Parkersburg, Iowa 50665

Complainant / Address

AFFIDAVIT

STATE OF IOWA, COUNTY OF BUTLER, ss:

I, **CHIEF CHRIS LUHRING**, the undersigned, being duly sworn, state that the following facts known by me, or told to me by other reliable persons, form the basis for my belief that the Defendant committed this crime.

On June 20th, 2009, at or about 9:15 pm, I heard radio traffic from officers from Butler County and surrounding counties and jurisdictions about a eluding in progress coming to the vicinity of Parkersburg. The driver of the vehicle, the above defendant, Mark Becker, was reported by Cedar Falls Police to have broken windows out of a Cedar Falls residence with a baseball bat and he also drove into the garage door at the same residence causing damage in excess of \$1000.00. Cedar Falls Police made contact with Mr. Becker near the residence when this pursuit started. I observed the eluding vehicle on Highway 57 westbound coming into the City of Parkersburg at about the same time. I proceeded to pursue the vehicle in an attempt to stop the vehicle with my marked official law enforcement vehicle driven by a uniformed peace officer while utilizing visual and audible signals to stop. Mr. Becker failed to stop his vehicle and exercised an extreme disregard for the safety of others by driving in excess of sixty miles per hour in a thirty-five mile and hour zone and running a stop sign at a dangerous intersection at the intersection of Buswell Street and Highway 14 in the City of Parkersburg. Mr. Becker continued northbound from the City of Parkersburg with multiple law enforcement vehicles engaged in the pursuit in excess of 100 miles per hour. The pursuit ended approximately six miles north of Parkersburg when Mr. Becker struck a deer with his car when traveling in excess of 90 miles per hour. He was then transported to the Butler County Jail in Allison.

Chief Chris Luhring
Chief Chris Luhring - Parkersburg Police Dept
Complainant / Name

Subscribed and sworn to before me by the person signing this complaint and affidavit on this 21 day of June, 2009.

Kathryn Dann

~~Magistrate / Notary Public / Deputy Clerk~~

Complaint and affidavit filed this 24th day of June, 2009, and probable cause found that the Defendant committed the offense charged.

Warrant to be issued by the Clerk. Bail is set at \$ _____.

Citation issued.

[Signature]
Magistrate



KATHRYN J. DANN
Commission Number 171207
NY COMM. EXP. 09-22-11