

ORIGINAL SIGNED COPY-COURT; ADDITIONAL COPIES- DEFENDANT AND ADMINISTRATOR'S COPY
STATE OF NEW MEXICO
-VS-

ARTICLE 2
INITIATION OF PROCEEDINGS
STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE METROPOLITAN COURT

FILED IN
METROPOLITAN COURT
McDonald
2022 SEP 24 PM 5:18

Name: Ward, Marc
Address: [REDACTED]
D.O.B. [REDACTED]
S.S.N. [REDACTED]
Charge(s): Murder

Arrest Date: 2022-09-24
INVESTIGATIONS
Driver Lic. #: NM [REDACTED]
Arrest #: [REDACTED]
Docket #: HER2022-4669
Date Filed: [REDACTED]

Affiant – Officer/Detective C. Coleman Man #: 5927

CRIMINAL COMPLAINT - ARREST WARRANT AFFIDAVIT

The undersigned, under penalty of perjury, complains and says that on or about the 23rd Day of September, 2022, In the County of Bernalillo, State of New Mexico, the above-named defendant(s) Did (here state the essential facts):

Initial Police Response

On September 23, 2022, at approximately 2250 hours, Albuquerque Police Department officers were dispatched to Calvary Chapel, located at 4001 Osuna Rd NE, in reference to a suspicious person/vehicle call. The caller, later identified as Calvary Chapel Security Director Vincent H [REDACTED], advised he had located a security officer on the property, Daniel Bourne, deceased. Vincent advised Daniel sustained injuries to his head and suspected Daniel was struck by an automobile due to Daniel having what appeared to be “drag marks” on his body.

Officers arrived on scene at which time they located tire tracks, including tire tracks jumping a nearby curb, and a broken radio on the north side of the parking lot of Calvary Church. Next to the tire tracks officers located a blood trail that led to an arroyo directly north of the parking lot where they located Daniel and Vincent. Vincent was attempting to render aid to Daniel. Rescue personnel arrived on scene shortly thereafter and, after attempting to render aid to Daniel, determined Daniel was beyond all life-saving measures and was deceased.

Upon a walkthrough of the scene, a 9mm casing was located next to the blood trail that led to the arroyo where Daniel was located. Furthermore, I observed Daniel had a significant amount of trauma to his head.

Information Received From Vincent H [REDACTED]

During interviews with officers and detectives on scene Vincent provided the following information. David was employed as a security officer at Calvary Chapel and was scheduled to work from 1530-2130 hours on September 23, 2022.

At approximately 2116 hours, Daniel posted a photograph in a work GroupMe thread of a blue Ford F-150, with New Mexico license plate 150 [REDACTED] affixed to it, along with the message “Checking veh west 16” (Note: GroupMe is an application used primarily to send photo, video and text messages.) Vincent clarified “west 16” referred to the west side of the 16th row of parking spaces located farthest north in the parking lot. Shortly thereafter Daniel sent another message in the same GroupMe thread of what appeared to be the passenger side of the same truck along with the text “Pulled away and stopped.”

Vincent became concerned after receiving no additional messages from Daniel at which time he traveled to Calvary Chapel where he located the aforementioned blood trail originating from Daniel's last known location and followed it to where he located Daniel deceased in the arroyo.

Vincent further advised Daniel carried a Smith and Wesson 9mm pistol, pepper spray, and handcuffs on a belt he wore when he worked. Daniel was not wearing this belt when he was located and none of these items were found in his possession.

Vincent advised there were security cameras located on the property, however, none were positioned in such a way to capture footage of the area where Daniel had been struck by the vehicle. I viewed footage from cameras located on the eastern exterior wall of the church at which time I observed:

- At approximately 2027 hours, what appears to be a blue Ford F-150 pickup truck enters the church's eastern parking lot and travels north through the parking lot until it exits the frame of the camera.
- At approximately 2114 hours, approximately two minutes prior to Daniel posting the first photograph of the blue Ford F-150 bearing NM license plate 150[REDACTED], Daniel can be seen walking north through the parking lot until he exits the frame of the camera.
- At approximately 2121 hours, approximately 4 minutes after Daniel's last message in the group chat, the blue Ford F-150 can be seen traveling at what appears to be a high rate of speed southbound through the parking lot until it exits the frame of the camera.

Ford F-150 With NM License Plate

I determined the Ford F-150 bearing NM license plate 150[REDACTED] is registered to [REDACTED] W[REDACTED], at the address [REDACTED]. Detectives traveled to this address at which time they observed the vehicle parked in the driveway of the residence. A search warrant for this property was petitioned for and granted.

Interviews with Marc Ward's Family Members

On the morning of September 24, 2022, the search warrant at [REDACTED] was executed with assistance from tactical officers who utilized a public address system to direct the occupants of the home to exit. At this time [REDACTED] Ward, [REDACTED]'s son E[REDACTED] Ward, and [REDACTED]'s wife L[REDACTED] Ward exited the property and were detained.

[REDACTED] Ward:

I conducted an interview with E[REDACTED] after advising him of his Miranda rights at which time he acknowledged he understood and advised the following. E[REDACTED] currently lives in Texas and had returned to temporarily stay with his parents approximately one month prior. E[REDACTED] returned to assist his father in recovery from a triple bypass surgery he had undergone approximately two weeks ago. E[REDACTED] indicated he owns a black 2020 Volkswagens Jetta which is his primary means of conveyance. E[REDACTED] advised his brother, Marc Ward, owns a Honda Civic which he has not been driving for the past two to three weeks due to mechanical issues. Since this time Marc has been driving [REDACTED]'s blue Ford F-150 as his primary means of transportation. Since [REDACTED]'s surgery, he has been unable to drive and has been driven around by [REDACTED] in her Ford Explorer.

The previous day E[REDACTED] had left the home during the afternoon to run errands and visit his grandmother in preparation for his return trip to Texas scheduled for September 25, 2022. E[REDACTED] recalled Marc leaving to go to the gym in [REDACTED]'s Ford F-150. Marc returned at which time he cleaned up and went out sometime around 1630-1700 hours. E[REDACTED] advised Marc typically goes out on Friday nights to Twin Peaks, Ojos Locos, or the downtown Albuquerque area. E[REDACTED] indicated he had gone to bed earlier, but believed Marc returned home at approximately

0100 hours that morning. E[REDACTED] recalled Marc initially did not plan on staying out late because he was supposed to see his children this morning.

[REDACTED] Ward

I conducted an interview with K[REDACTED] after advising him of his Miranda rights at which time he acknowledged he understood and advised the following. [REDACTED] had triple bypass heart surgery on September 8, 2022, and has been recovering since. [REDACTED] lives at [REDACTED] with [REDACTED] and M[REDACTED], and E[REDACTED] has been staying there since before his surgery. K[REDACTED] is unable to lift, push, or pull anything greater than ten pounds due to his current heart-condition.

The previous day, K[REDACTED] was driven to an 1100 rehabilitation appointment by L[REDACTED] in her Ford Explorer. As they returned at approximately 1230 hours, they passed by Marc on a road near their residence, while he was driving [REDACTED]'s blue Ford F-150 to the gym. Marc returned sometime around 1400-1430 hours. [REDACTED] and [REDACTED] left the home again briefly that day to pick up takeout, with L[REDACTED] once again driving [REDACTED] in her Ford Explorer. [REDACTED] recalled E[REDACTED] mostly "sticking around the previous day," but did recall him making a trip to the store and to visit [REDACTED]'s mother-in-law in the afternoon.

Sometime around 1730-1800 hours, Marc left the house to go out which he often does on Friday nights. K[REDACTED] believed Marc was likely driving his truck when he left because Marc's vehicle had not been working properly. [REDACTED] has not driven his truck any distance from his home since sometime in August, 2022.

K[REDACTED] further advised there was no previous damage to his truck that he was aware of aside from a pushed-in rear bumper. However, this morning, when he left his home and was contacted by officers he observed a "big scratch" on the driver's door of the vehicle he had never seen prior.

[REDACTED] Ward

Detective Curtis Hoffman conducted an interview with L[REDACTED] after advising her of her Miranda rights at which time she acknowledged she understood and advised the following. L[REDACTED] had driven [REDACTED] to an 1100 rehabilitation appointment, returning at sometime around 1200-1230 hours. L[REDACTED] advised she left home to go to work at approximately 1340 hours and left the office to return home at around 1730 hours. Upon returning home she saw [REDACTED] and E[REDACTED] were home, but Marc had left while she was gone. L[REDACTED] left the home once more briefly to pick up takeout food with [REDACTED] and upon returning home spent the evening watching Netflix with [REDACTED] and E[REDACTED]. L[REDACTED] assisted K[REDACTED] in getting upstairs to bed at around 2130 hours and went back downstairs to spend time with E[REDACTED] for approximately a half-hour until he went to bed.

At approximately 0030 hours Marc returned home in [REDACTED]'s Ford F-150. L[REDACTED] said hello to Marc, but he did not respond. Marc then went to his room and closed the door.

Search Warrant [REDACTED]

Upon executing the search warrant at [REDACTED], detectives made the following observations regarding the blue Ford F-150 bearing NM license plate 150[REDACTED] parked in the driveway of the residence:

- A dent and paint defects on the driver's door that appeared to be consistent with a bullet being deflected off of the surface.
- Cracks on the driver-side headlight that appeared to have human skin and hair wedged between them.
- A dark-colored, dried liquid on the empty front license plate slot.
- Unknown, light-colored fibers stuck to the front bumper.
- A gouged front passenger-side tire and bent rim consistent with the wheel striking a curb.

This vehicle was sealed and towed to the APD Crime Lab pending the execution of a search warrant. Detectives also located and collected a white muscle shirt and blue jeans in the hamper of Marc's room which appeared to be stained with blood.

Detective Edward Smith made contact with a resident of [REDACTED] upon observing security cameras affixed to the exterior of her home. The resident permitted Det. Smith to view this surveillance footage at which time he observed a blue Ford F-150 traveling southbound on [REDACTED] prior to pulling into the driveway of [REDACTED] at 0029 hours. At this time a man appears to exit the vehicle, however due to the low lighting conditions Det. Smith was unable to definitively determine who this individual is, but it is noteworthy that this is the precise time [REDACTED] advised that Marc had returned home.

Interview With Marc Ward

While on scene at [REDACTED], an Albuquerque Police Department negotiator made contact with Marc and determined he had left the residence to get breakfast prior to the arrival of officers. The negotiator spoke with Marc and convinced him to return to his residence. Marc arrived shortly thereafter at which time he was contacted by officers and advised he would be detained and transported to the Main Police Station for an interview. At this time Marc removed a set of keys, including a key to a Ford vehicle, from his left front pocket and advised they were his father's keys. Marc provided these keys to Sergeant Amanda Wild and requested the keys be returned to his father.

Marc was detained in handcuffs and transported to the Main Police Station. I advised Marc of his Miranda rights at which time he acknowledged he understood and advised the following. I asked Marc to describe his day from the previous afternoon until he received the phone call from the police negotiator. Marc began to discuss the call with the negotiator before continuing to recount the events in reverse chronological order. While describing the events, Marc indicated that he had gone to bed between 0000 and 0100 hours. Marc also stated he had eaten dinner at Ojos Locos at approximately 1700 hours that evening before abruptly indicating he wished to have an attorney present at which time the interview was terminated.

TLFR2022-4669

Contrary to Section(s) 30-02-01

NMSA 1978.

I SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ABOVE ARE TRUE TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE A FALSE STATEMENT IN A CRIMINAL COMPLAINT.

Marie Ward

JUDGE

9/24/22

DATE

DDA Greer Staley

September 24, 2022

ASSISTANT DISTRICT ATTORNEY

DATE

Conor Coleman

Conor Coleman

AFFIANT

09/24/2022

DATE

5927

MAN NO.

220074522

APD CAD INCIDENT OR CASE #

This complaint may not be filed without the prior payment of a filing fee, unless approved by the District Attorney or a law enforcement officer authorized to serve an Arrest or Search Warrant. Approval of the District Attorney or a law enforcement officer is not other wise required.

CF001
METROPOLITAN COURT RULE 7-201

Approved: Supreme Court, October 1, 1974; amended effective September 1, 1990; April 1, 1991; November 1, 1991.
☐ - Court ☐ - Defendant ☐ - Attorney ☐ - District Attorney