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COUNSEL FOR STATE

MONTANA TWELFTH JUDICIAL DISTRICT COURT, HILL COUNTY

STATE OF MONTANA, Plaintiff, v. EDMUND DAVIS, Defendant.	Cause No. DC-21-2023-____ <i>The Honorable Kaydee Snipes-Ruiz</i> INFORMATION
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Daniel M. Guzynski, Assistant Attorney General and Special Deputy Hill County Attorney, alleges that the above-named Defendant, EDMUND DAVIS, has committed the following offenses in Hill County, Montana:

Count I: SEXUAL ABUSE OF CHILDREN, a felony, as specified in Mont. Code Ann. § 45-5-625(1)(e):

On or about July 26, 2023, the Defendant committed the offense of Sexual Abuse of Children by knowingly **POSSESSING**, by electronic communication images of a child or children 12 years of age or younger engaged in sexual conduct actual or simulated.

Because the victim was 12 years of age or younger and the offender was 18 years of age or older at the time of the offense this offense this offense is punishable by the provisions of Mont.

Code Ann. § 45 5-625(4)(a) by a term of imprisonment of not less than a hundred (100) years. The first twenty-five (25) years shall not be suspended or deferred, and the Defendant shall be ineligible for parole consideration for the first twenty-five (25) years. The Defendant may also be fined in an amount not exceeding \$50,000.00.

Count II: SEXUAL ABUSE OF CHILDREN, a felony, as specified in Mont. Code Ann. § 45-5-625(1)(e):

On or about July 26, 2023, the Defendant committed the offense of Sexual Abuse of Children by knowingly **POSSESSING**, by electronic communication images of a child or children under the age 16 years engaged in sexual conduct actual or simulated.

Because the victim is the under the age of 16 years this offense is punishable by the provisions of Mont. Code Ann. § 45 5-625(2)(b) by a term of imprisonment for life or for a term of not more than a hundred (100) years and not less than four (4) years and fine not to exceed \$10,000.00.

Witnesses now known to the State are as follows:

1. Department of Criminal Investigation, Agent Brian Cassidy;
2. Glendale, Arizona Detective Sydney Sutter;
3. All witnesses listed in discovery; and
4. All witnesses needed for foundation, impeachment and/or rebuttal.

Dated this 17th day of October, 2023.



DANIEL GUZYNSKI
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for Hill County. Montana

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MONTANA TWELFTH JUDICIAL DISTRICT COURT, HILL COUNTY

<p>STATE OF MONTANA,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>EDMUND DAVIS,</p> <p style="text-align: center;">Defendant.</p>	<p>Cause No. DC-21-2023-___</p> <p><i>The Honorable Kaydee Snipes-Ruiz</i></p> <p>MOTION FOR LEAVE TO FILE AN INFORMATION AND AFFIDAVIT IN SUPPORT</p>
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STATE OF MONTANA)
 : ss.
 County of Lewis and Clark)

Daniel M. Guzynski, an Assistant Attorney General for the state of Montana, moves the Court for leave to file an Information and, after first being duly sworn upon oath, alleges, based on information and belief that Defendant, EDMUND DAVIS has committed the offenses of:

Count I: SEXUAL ABUSE OF CHILDREN, a felony, as specified in Mont. Code Ann. § 45-5-625(1)(e):

Count II: SEXUAL ABUSE OF CHILDREN, a felony, as specified in Mont. Code Ann. § 45-5-625(1)(e).

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It is the State's belief that the following facts provide probable cause that the Defendant, EDMUND DAVIS, committed the alleged offenses:

Montana Department of Justice, Division of Criminal Investigation Agent Brian Cassidy has probable cause to believe that the offense(s) of Sexual Abuse of Children, in violation of Montana Code Annotated § 45-5-625), have been committed based on the following facts:

1. Agent Cassidy learned from Detective Sydney Sutter, a detective with Glendale Police Department (Glendale PD) in Arizona, that a 14-year-old child went missing in Glendale, Arizona and recently was located as an adult in Havre, Montana. Detective Sutter reported to Agent Cassidy that Alicia, the missing girl, was living with an adult male by the name of Edmund Davis. Subsequent investigation and warrants processed through Arizona lead to Child Sexual Abuse Material being found on Edmund's phone, which is identified as a Black and Dark Blue Moto G Cellphone which was seized from a search warrant completed in Havre, MT.

2. A brief of that investigation conducted by the Glendale PD is below, as Agent Cassidy understands it.

Fourteen-year-old Alicia Navarro went missing on September 15th, 2019, between approximately 0200 and 0600 hours. Alicia is a high function autistic child, who was enrolled in school in Phoenix Arizona, but resided in Glendale Arizona. Multiple agencies joined the investigation, but no leads were able to come to fruition on the whereabouts of Alicia.

On Sunday July 23rd, 2023, a female came into the Havre Police Department at 520 4th Street Havre Montana, and stated she is Alicia Navarro and wished to be taken off the missing person's list. The officers at the Havre Police Department contacted the Glendale Police Department to verify the status of the missing person's status and informed the local FBI office who responded to lend resources.

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Alicia would go on to properly identify herself by providing information that only Alicia Navarro would know, as well as having the same physical characteristics that Alicia Navarro was known to have, such as birthmarks. While at the Havre Police Department, it was learned that Alicia wanted to be removed from the missing person's list as she wanted to begin her life as an adult.

On 07/26/2023 a search warrant was executed on an apartment in which Alicia Navarro and Edmund Davis were residing in. Edmund had been seen in the presence of Alicia before she went to the Havre PD and was later identified as Alicia's boyfriend. Upon making contact at the door, Alicia stated no one was present at the apartment but her, though Officers observed Edmund in the Kitchen behind Alicia. Edmund was seen throwing a cellphone into the trash and placing items on top of said phone.

Officers finished executing the warrant, seizing three cellphones, including the one from the trashcan in the kitchen, one HP laptop computer, and one Xbox one. These items were transported back to the Glendale police department.

It should be noted that Glendale PD learned more information concerning Alicia's disappearance in 2019 during the execution of the residence warrant in Havre, and in follow-up interviews with people close to the involved parties. This led them to believe that further information could be gathered about how Alicia came to be living in Havre, MT.

Warrants were obtained for the information located in the electronic devices to further the investigation into Alicia's disappearance in 2019 on August 9th, 2023. During the search of these devices, it was learned that the device that was placed in the trash can most likely belonged to Edmund. This was due to the fact he logged into many of his accounts on the device, and he was designated user/owner on the device. Glendale detectives also located **child sexual abuse materials** (CSAM). CSAM is defined by the National Center of Missing Exploited children as imagery or videos that depict sexual abuse and exploitation of children. Not only do these images and videos document victims' exploitation and abuse, but when these files are shared across the internet, child victims suffer re-victimization each time the image of their sexual abuse is viewed.

Glendale notes that there were over 80 images located on the device determined to be Edmund's device. Per their protocols, they selected ten images from those found and brought them to receive a sexual maturity rating at the Phoenix Children's Hospital. Of the ten images provided, nine were rated. Seven of those nine were rated as children under the age of thirteen, and the other two were rated as children under the age of five.

3. Agent Cassidy was contacted concerning the images found on Davis's phone. Agent Cassidy requested the electronics that appeared to be used by Edmond Davis be transferred to the DCI Computer Forensics Unit in Helena, Montana. That was identified to be a Black Moto G Cellphone, the same phone that was attempted to be concealed in the trash can, and a laptop that appeared to be shared and used by Edmund and Alicia.

4. The following devices seized from the Defendant's residence were transferred to Agent Cassidy's possession.

- Black and Dark Blue Moto G Cellphone (Bearing an IMEI of 351394596596173)
- Red HP Laptop Model 15-dw1081wm (Bearing Serial # CND1033W8N)

5. Agent Cassidy obtained a search warrant to allow him to conduct a search of the above stated devices for Child Sexual Abuse Materials and data pertaining to the access, acquiring, possession and possible dissemination of said material, as defined by MCA.

6. Agent Cassidy conducted a forensic examination of the above referenced cell phone and Laptop. Cassidy found the Moto G device, in which the CSAM images were located, was in fact logged into "Eddy Davis", Google account, Facebook Account, and had a Gmail email address using his name within it.

7. Cassidy began looking at the images stored on the device, immediately taking note of photo album named "Jimmynude03" noting that it is of a known CSAM series. In this series a young male child is in various states of nudity, exposing his genitals, and pouring what appears to be whipped cream on his body. Cassidy saw that these twenty pictures were extracted from a zip file downloaded from a file hosting service where CSAM can be obtained.

8. Other images found on the device were found in cache or thumbnail format. A cache is a part of the browser or a local folder on your phone that stores some of the material about the websites you visit, making them load faster when you return to them. So, the cached images and files show a user's past activity, even if that activity was attempted to be hidden or obscured by other means. Some of the images Cassidy notes as evidentiary are as follows:

- Still Image- an apparent prepubescent female, laying on her back wearing a pentagram leather bondage harness. What appears to be an adult male is having anal intercourse with the child.
- Still Image- an apparent prepubescent female, laying on her back, giving manual stimulation to an adult male's penis above her. The image is captioned "dad daughter" and is stamped with a known CSAM hosting UR.
- Still Image- an apparent young boy, naked and straddling what appears to an adult male. The male is holding is exposed penis near/against the boy's buttocks. The image is captioned "boys" and is stamped with the same known CSAM hosting URL noted above.
- Still Image- an apparent prepubescent female, naked and who appears to be in distress. An adult male is holding her head within his hands

while standing naked in front of her. This places the child's face in line with the male's erect penis.

9. Cassidy notes the presence of other images of infants and toddlers. Cassidy also notes that both male and female children are present in the imagery discovered. There were also a multitude of pictures found that are computer generated or animated content showing apparent children being sexualized.

10. At this time Agent Cassidy is requesting an arrest warrant for Edmund Davis, DOB: 11/26/86, for the crime of Sexual Abuse of Children, as stated in Montana Code Annotated § 45-5-625, as Davis knowingly possessed CSAM imagery on his phone, in which a child is engaged in sexual conduct, actual or simulated.

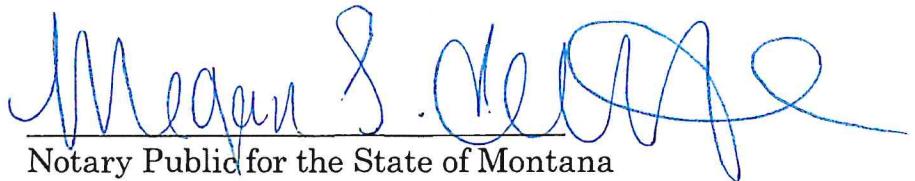
Accordingly, the affiant moves the Court for leave to file the requested Information.

DATED this 16th day of October 2023.



DANIEL M. GUZYNSKI
Assistant Attorney General
Special Deputy Hill County
Attorney

SUBSCRIBED AND SWORN to before me this 16th day of October, 2023.



Notary Public for the State of Montana
Megan L. Schneckloth

