

August 15, 2006

The Honorable Roxanne Bailin
District Court Judge

Dear Judge Bailin:

The People, through District Attorney Mary T. Lacy, hereby request that this Court order the warrant and supporting affidavit, and all other associated documents submitted to this Court in connection with this arrest warrant, including this letter, be sealed for 90 days or until further order of this Court, except for use in any extradition proceedings to bring the suspect to this jurisdiction. The People request that the Court order its staff and that of the Court Clerk to deny access to any and all of these documents for the pendency of the investigation or until the matter can be reviewed after charges are filed, pursuant to §24-72-305(5), C.R.S. and §24-72-204(2)(a)(I), C.R.S. The reasons for this request are stated below.

1. There is an ongoing murder investigation initiated by the Boulder Police Department and now pursued by the District Attorney for the Twentieth Judicial District into the homicide of JONBENET RAMSEY. The date of this homicide was between December 25, 1996 and December 26, 1996. No arrest has yet been made. The public and the press throughout this country and throughout the world have shown substantial interest in this investigation.

2. The District Attorney has submitted herewith an affidavit in support of an arrest warrant in this investigation. This was done as part of a lengthy and complicated cooperative effort of a number of law enforcement agencies in this country and abroad.

3. The suspect has not yet been taken into custody and is in a foreign country. It is highly likely he would flee and go into hiding if he were to learn that the authorities know his identity, whereabouts, and other information in these documents.

4. The affidavit, warrant, and other documents submitted to this Court in connection with the various search warrants issued to date contain specific information from the investigatory records of various law enforcement agencies, including the Boulder Police Department, the Boulder County District Attorney, and the Boulder County Coroner, about the homicide of JonBenet Ramsey. Some of that information has not been disclosed to anyone outside law enforcement.

5. The investigation to date has resulted in the identification of the suspect and his location, but substantial further investigation will be necessary.

6. Premature disclosure of these documents at this sensitive point in this new stage of this lengthy investigation would be likely to be detrimental to the effort to execute this warrant, apprehend the suspect, and to return the suspect to this jurisdiction. Likewise, premature disclosure of the information contained in these documents during the pendency of the investigation that will follow taking this suspect into custody could compromise those ongoing efforts, including impacting witness statements to law enforcement and otherwise jeopardize the ability of law

enforcement authorities to collect, interpret, and evaluate information and could impede further investigation and conviction of the killer.

7. Disclosure of the information within these records would be contrary to, and would do substantial injury to, the public interest involved in this ongoing investigation.


8. Pursuant to 24-72-305(5), C.R.S. (with regard to criminal justice records), the custodian of criminal justice records may allow inspection of such records except "on the ground that disclosure would be contrary to the public interest, and unless otherwise provided by law, the custodian may deny access to the records of investigations conducted by or of intelligence information or security procedures of any sheriff, district attorney, or police department or any criminal justice investigatory files compiled for any other law enforcement purpose."

9. The District Attorney, as custodian of the records of her office, has determined that disclosure of their records of this investigation, including disclosure of those portions of those records contained in the affidavit, warrant, and other documents submitted to this Court in connection with the various search warrants issued to date, would be contrary to the public interest and have determined to deny access to their records for the pendency of this investigation.

10. It is in the public interest that access to the records and files compiled by the law enforcement agencies involved in this investigation be denied during the pendency of the investigation, including those records and files which have been provided this Court in connection with the warrants which have been requested and approved.

Wherefore, the People respectfully request the Court seal the warrant, affidavit, and other documents submitted to this Court in connection with the arrest warrant issued today, including this request, except for use in any extradition proceedings to return the suspect to this jurisdiction, and that the Court order its staff and that of the Court Clerk to deny access to any and all of these documents for the pendency of the investigation or until the matter can be reviewed after charges are filed.

Respectfully,


Peter Maguire

Assistant District Attorney

IT IS SO ORDERED.

DONE this 15th day of August, 2006



JUDGE

RADO
JULDER

Walk-Through Authorized
DA _____

_____ COURT, BOULDER COUNTY, COLORADO

Action Number _____

WARRANT FOR ARREST UPON AFFIDAVIT

BEFORE THE HONORABLE ROYANNE BAILIN

The People of the State of Colorado,
To: Any person authorized by law to execute arrest warrants.

You are hereby commanded to arrest the person of: **John Mark Karr**

DOB:	12-11-64	HAIR:	Brown
HEIGHT:	5'07"	EYES:	Blue
WEIGHT:	140	RACE/SEX:	Male
DL #:	_____	SSN:	_____
ALIAS:	DAXIS	ALIAS D.O.B.:	_____

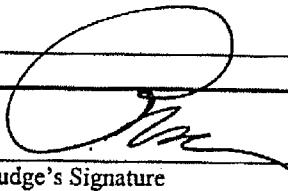
And take the person above-named without unnecessary delay before the nearest judge of the Court of Record; to be advised that the person is being held for the alleged commission of the following crime(s), to-wit: In violation of C.R.S., 1973 revised:

Charge #	CRS #	Charge	Classification
1	18-3-102 (a)	First Degree Murder – After Deliberation	F 1
2	18-3-102 (b)	First Degree Murder – Felony Murder	F 1
3	18-3-301 (1) (a) (2)	First Degree Kidnapping	F 1
4	18-3-302 (3) (a)	Second Degree Kidnapping	F2
5.	18-3-405 (1) (2) and (3) (a)	Sexual Assault on a Child	F3 ER

That this warrant for arrest is issued upon affidavit sworn to and affirmed before this court and relating facts sufficient to establish probable cause that the above-named offense has been committed and probable cause that the person named in this warrant committed that offense.

BAIL IS SET AT \$ no bond WITH CONDITION(S) _____

DATE: 8/15/06



Judge's Signature

Agency Case Report # 96DA21871
Officer Name Thomas A. Bennett
Agency Boulder District Attorney's Office

RETURN OF SERVICE

I hereby certify that I have duly executed this warrant on this _____ day of _____, 20____.

by _____ as I am herein commanded.

SHERIFF FEES:

Service \$	_____
Mileage \$	_____
Return \$	_____
Total \$	_____

By: _____
Deputy

STATE OF COLORADO
COUNTY OF BOULDER COUNTY

IN THE DISTRICT COURT
BOULDER COUNTY, COLORADO

AFFIDAVIT FOR ARREST WARRANT

Your, affiant, Thomas A. Bennett, a duly sworn commissioned investigator for the Boulder County District Attorney's Office, County of Boulder, State of Colorado, deposes and says:

Your affiant, Chief Investigator Thomas A. Bennett of the Boulder County District Attorney's office has been so employed for a total of two (2) years. Prior to employment through the Boulder County District Attorney's Office, your affiant was employed through the City of Arvada Police Department for 28 years. During employment through the Arvada Police Department, your affiant was assigned to the Criminal Investigations Bureau (CIB) for 20 years. Your affiant was assigned to the Crimes Against Persons Unit of the CIB for 15 years and routinely investigated death investigations, including homicides, suicides, accidental deaths and natural deaths. Additionally, your affiant was assigned the investigation of Aggravated Robberies, Sexual Assaults and Felony Assaults. Your affiant has received specialized training regarding death investigation, which was sponsored through the Federal Bureau of Investigation (FBI) and other governmental agencies. Your affiant has received other specialized training pertaining to Crime Scene Investigation, Fingerprint Classification, Interview and Interrogation in addition to numerous other schools. Your affiant is a member of the Colorado Homicide Investigators Association and the Colorado Association of Robbery Investigators. Your affiant is a member of the Rocky Mountain Division of the International Association for Identification, which is an association composed of forensic specialists and other investigators who routinely provide assistance to law enforcement agencies in identifying perpetrators of crimes, as well as identifying deceased victims to which no visible means of identification are available. Your affiant is certified through the Colorado Peace Officers Standards and Training as an instructor in criminal investigations.

Your affiant requests an Arrest Warrant be issued based on the following:

On 12/26/96, at 5:57 AM, a 911 telephone call was received at the Boulder Police Department, address 1805 33rd Street, Boulder, Boulder County, Colorado. The caller identified herself as Patricia Ann Ramsey, DOB/ 12-29-56. Patricia, or "Patsy" as she is known by her family and friends, reported her daughter -JonBenet Ramsey DOB/08-06-90 (age 6 at the time of the incident) had been kidnapped from the Ramsey residence located at 755 15th Street, City of Boulder, Boulder County, Colorado. Ms. Ramsey added a handwritten ransom note had been left in the house. The kidnappers demanded \$118,000.00. The kidnappers indicated in the note that they would call back at 10:00 AM with further instructions.

Boulder Police Department Crime Report P96-21871 addresses the investigation.

Boulder Police Officer Rick French was the first officer to arrive at the scene and made contact with the parents of the victim, identified as John Bennett Ramsey DOB/12-07-43 and his wife Patricia Ramsey. The parents related that the previous evening, this being Christmas day 12/25/96, they along with JonBenet Ramsey age 6 and JonBenet's brother identified as Burke Hamilton Ramsey DOB/01-27-87 (age 9) had attended a Christmas party at a friends house and had returned to the Ramsey home at approximately 10:00 PM. JonBenet was asleep in the family vehicle upon arrival at the Ramsey residence. John Ramsey carried JonBenet from the family vehicle to the second floor bedroom she occupied in the home. JonBenet was last seen in her bed asleep at approximately 10:00 PM on 12/25/96. John Ramsey, his wife Patsy Ramsey and their son Burke also retired at approximately 10:30 PM. John and Patsy Ramsey retired to their upper level master bedroom. Burke retired to his own bedroom.

The Ramsey family had previously prepared for a trip to Charlevoix, Michigan the next morning (December 26, 1996) using a small private airplane.

Patsy Ramsey stated she awoke shortly after 5:30 AM the morning of 12/26/96 and was going to prepare for the trip to Charlevoix, Michigan. Patsy Ramsey checked the bedroom of JonBenet and noticed her daughter was not in her bed. Patsy descended a spiral staircase leading from the second floor to the first floor and found a 3-page handwritten note on the stairs. Ms. Ramsey briefly reviewed the note and determined that it was a note demanding ransom. Patsy Ramsey told her husband John Ramsey of the discovery of the note. Patsy and John Ramsey checked their daughter's room and discovered JonBenet was missing from her bedroom. Patsy Ramsey called 911 and reported the kidnapping to the Boulder, Colorado Police Department.

Officer Rick French arrived and conducted a preliminary examination of the Ramsey residence and was unable to locate JonBenet Ramsey in the home. Officer French requested assistance at the scene by way of his police radio.

Other Boulder Police Officers including Detective Linda Arndt responded to the scene. The scene was initially treated as a kidnapping. Telephone surveillance was initiated pending the anticipated telephone call from the kidnappers at 10:00 AM. The phone call was not received at the Ramsey home. At approximately 1:00 PM on the same date of 12-26-96, Detective Arndt asked John Ramsey and a friend of Mr. Ramsey, identified as Fleet White DOB/05-19-49 to search the home again.

John Ramsey and Fleet White entered the basement of the residence. John Ramsey found his daughter on the floor in a windowless storeroom. JonBenet Ramsey was partially covered with a blanket and had duct tape on her mouth. Ligatures were on her wrists and a garrote type device was around her throat. John Ramsey related that he removed the

duct tape from his daughter's mouth and one of the ligatures from her wrists and then picked her up and brought her upstairs. A red colored ink marking was noted on the palm of her left hand. Mr. Ramsey was instructed by Detective Arndt to lay his daughter on the floor of the hallway near the front door of the residence. A short time later JonBenet's body was moved from the hallway to the living room. JonBenet Ramsey was deceased and it appeared as though she had been murdered.

On 12-27-96 Dr. John Meyers, the coroner for the Boulder Coroner's Office, conducted an autopsy. The external examination of JonBenet Ramsey revealed she was attired in white colored sweatshirt or similar apparel and white colored sweat pants with an elastic waistband. Under the sweatpants, JonBenet wore white colored underwear bearing the lettering of "WEDNESDAY" on the elastic waistband. Suspected bloodstains were evident on the underwear. A bracelet was noted on JonBenet's right wrist. Inscribed on one side of the bracelet was the name "JonBenet" on the opposite side the date of "12-25-96" was inscribed. JonBenet's blonde hair was fixed in two (2) ponytails, affixed with either a cloth hair tie and/or blue elastic bands. Detectives with the Boulder Police Department, attending the autopsy, seized numerous items of evidence, including the aforementioned items of clothing, bracelet, rope ligatures and the garrote type device containing various knots. The handwritten ransom note was placed into evidence. These evidentiary items were later submitted to the Colorado Bureau of Investigation for analysis

The cause of death of JonBenet Ramsey as determined by Dr. Meyers was asphyxia by strangulation associated with craniocerebral injuries. Also there was evidence of trauma and bleeding to the vaginal area. The manner of death was Homicide.

On 12-30-96, the bloodstains obtained from the panties of JonBenet were submitted to the Colorado Bureau of Investigation for testing. The lab results indicated that the major component of blood was attributed to JonBenet Ramsey. A secondary minor component was also found.

A large number of witness were interviewed including all Ramsey family members, close friends of the Ramsey family, business associates of Mr. Ramsey coupled with a Neighborhood Investigation. Numerous items of evidence were collected and submitted to the Colorado Bureau of Investigation Crime Laboratory for forensic analysis. However, the case remained unsolved.

Criminalist Greg LaBerge of the Denver Police Laboratory conducted tests on the bloodstains found in the panties of JonBenet. The results indicated that the minor secondary source of DNA contained a male fraction.

On 01-07-04 the minor secondary source of DNA found in the bloodspots of the panties was submitted to the Combined DNA Index System (CODIS) Database to be compared with existing and future samples submitted.

