

MAY 09 2022

9:27 AM

J. Hochstetler, Deputy

Ewing Redmond Samuel

ADC # 387774

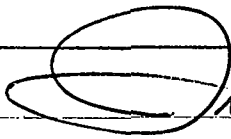
ASPC - TUCSON - WINCHESTER

10002 South Wilmet Road

P.O. Box 24401

Tucson, Arizona 85734

In Propra Persona



IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

STATE OF ARIZONA,

Plaintiff

vs.

EWING REDMOND SAMUELS,

Defendant

Case No. CR-2016-113647-001

MOTION FOR JUDICIAL NOTICE

(Ariz. R. Evid. R. 201)

DEATH INVESTIGATION OF

ROYCE EMMETT WALKER

Pursuant to Ariz. R. Evid. R. 201, Defendant, Ewing Redmond Samuel, In Propra Persona, respectfully request that this Court "must take judicial notice" of adjudicative facts - DEATH INVESTIGATION OF ROYCE EMMETT WALKER. Defendant is entitled to be heard on the propriety of taking judicial notice and the nature of the fact to be noticed. These adjudicative facts are not subject to reasonable dispute because it can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned. (Exhibit 01)

RESPECTFULLY SUBMITTED on this 22nd day of April, 2022.

Carlos Jose Lopez

NOTARY PUBLIC

Ernie Redmund Samuels

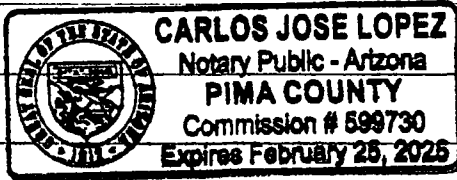
ERNE REDMUND SAMUELS

04/22/2022

DATE

April 22, 2022

DATE



CERTIFICATE OF SERVICE

STATE OF ARIZONA)

) ss

COUNTY OF PIMA)

I, EWING REDMOND SAMUELS, hereby certify that he is the Defendant in the above cause, and that on the 22nd day of April, 2022, he caused to be delivered the following:

MOTION FOR JUDICIAL NOTICE (Ariz. R. Evid. R. 201)

DEATH INVESTIGATION OF ROYCE EMMETT WALKER

That an original and one copy of the foregoing were delivered to:

Clerk of the Court, Superior Court of Maricopa County
201 West Jefferson Street, Phoenix, Arizona 85003

And one copy of the foregoing was delivered and mailed to:

Maricopa County Attorney's Office
301 West Jefferson Street, Phoenix, Arizona 85003

RESPECTFULLY SUBMITTED on this 22nd day of April, 2022.



EWING REDMOND SAMUELS

Superior Court of Maricopa County

Case No. 02-2014-113647-001

EXHIBIT - 01

PHOENIX POLICE DEPARTMENT REPORT

ORIGINAL

PAGE NUMBER: 1

DR NUMBER: 2015 00956969

REPORT DATE: 20150521 TIME: 1000

TYPE OF REPORT: DEATH INVESTIGATION

OFFENSE: 901H

LOCATION: [REDACTED]

BEAT: 0623 GRID: CH25

DATE/TIME OF OCCURRENCE: THU 052115 0450

REPORTING OFFICER[S]: TYLER KIPPER

8151 UNIT: C34

PREMISES: APARTMENT

OCCUPIED: YES

OFFENSE INVOLVED: BIAS - NONE (NO BIAS)

PARTY-CREW: NO

PHOTOGRAPHS TAKEN: YES BY: A5442

REPORT STATUS AT PRESENT: PENDING

**** VICTIM INFORMATION ****

VICTIM -01:

NAME: WALKER, ROYCE EMMETT [**DECEASED**]
AKA:

SPEAKING: ENGLISH

RACE: B SEX: M AGE: 42 DOB: [REDACTED] HT: 600 WT: 300
HAIR: BLK EYES: BRO SSN: [REDACTED]

VICTIM OF:

ALL OTHER OFFENSES - COMPLETED

HOME: [REDACTED] [REDACTED] APT/SUITE: [REDACTED]
PHOENIX AZ ZIP CODE: 85021

VICTIM DECLINES NOTIFICATION

**** WITNESS INFORMATION ****

WITNESS -01:

NAME: CURD, JAMIL
AKA:

SPEAKING: ENGLISH

RACE: B SEX: M AGE: 23 DOB: [REDACTED] HT: 506 WT: 160
HAIR: BLK EYES: BRO SSN: 000000000

HOME: [REDACTED] [REDACTED] APT/SUITE: [REDACTED]
PHOENIX AZ ZIP CODE: [REDACTED]

MORE PHONE: CELLULAR: [REDACTED]

2015 00956969

PUBLIC RECORDS
Released pursuant to
A.R.S. 39-121, Et. Seq
To:

Continued.

PHOENIX POLICE DEPARTMENT REPORT

ORIGINAL

PAGE NUMBER: 2

DR NUMBER: 2015 00956969

**** NEXT OF KIN INFORMATION ****

NEXT OF KIN -01:

NAME: WALKER, BETTY
AKA:

SPRAKING: ENGLISH

RACE: B SEX: F AGE: 67 DOB: [REDACTED] HT: 000 WT: 000
HOME: [REDACTED] APT/SUITE: [REDACTED]
OH ZIP CODE: [REDACTED]
MORE PHONE: CELLULAR: [REDACTED]

**** NARRATIVE ****

SERIAL NUMBER: 8151

=====
CALL INFORMATION:
=====

DATE: 05/21/15
LOCATION: [REDACTED]
RECEIVED: 0450 HOURS
DISPATCHED: 0453 HOURS
ARRIVED: 0455 HOURS
CALL TYPE: DEATH INVESTIGATION

=====
POLICE PERSONNEL
=====

PATROL-

OFFICER SILJANDER #8902
-FIRST UNIT ON SCENE

HOMICIDE DETECTIVES-

SERGEANT LUMLEY #5097
-INVESTIGATIVE SUPERVISOR

DETECTIVE KIPPER #8151
-CASE AGENT
-INTERVIEW JAMIL CURD

2015 00956969

Continued.

PHOENIX POLICE DEPARTMENT REPORT

ORIGINAL

PAGE NUMBER: 3

DR NUMBER: 2015 00956969.

DETECTIVE ROE #3962
-SCENE ASSIST

CRIME LAB

CRIME SCENE SPECIALIST ELLETT #A5442
-SCENE PHOTOGRAPHS

PHOENIX FIRE

INCIDENT # 15-172097

ENGINE 960

"B" SHIFT

RECEIVE TIME: 0438

DISPATCH TIME: 0438

ARRIVE TIME: 0442

MEDICAL EXAMINER

CASE # 15-3432

SEAL # 0000075

INVESTIGATOR YOUNG #57

INVESTIGATOR FERRIS #16

DOCTOR EUTENIER

** MORE NARRATIVE CONTINUED ON NEXT PAGE.

PHOENIX POLICE DEPARTMENT REPORT

ORIGINAL

PAGE NUMBER: 4

DR NUMBER: 2015 00956969

**** NARRATIVE ****

ON 05/21/15 AT APPROXIMATELY 0450 HOURS, ROYCE EMMETT WAS PRONOUNCED DECEASED BY THE PHOENIX FIRE DEPARTMENT AT [REDACTED]. ROYCE HAD BEEN USING COPIOUS AMOUNTS OF DRUGS THE PREVIOUS NIGHT AND DID NOT WAKE UP IN THE MORNING.

ON 05/21/15 AT APPROXIMATELY 0545 HOURS I WAS CONTACTED BY SERGEANT LUMLEY #5097. HE ASKED ME TO RESPOND TO THE SCENE OF A DEATH INVESTIGATION AT [REDACTED]. I ARRIVED ON SCENE AT APPROXIMATELY 0700 HOURS. ONCE ON SCENE I ATTENDED AN INCIDENT BRIEFING GIVEN BY OFFICER SILJANDER #8902. DURING THE BRIEFING I LEARNED THE FOLLOWING.

ROYCE LIVES IN APARTMENT [REDACTED] WITH HIS ROOMMATE JAMIL CURD. JAMIL AND ROYCE HAD BEEN USING DRUGS ALL DAY ON 05/20/15. JAMIL AND ROYCE WENT TO SLEEP AROUND 0200 HOURS, ON 05/21/15. JAMIL WOKE UP AROUND 0430 HOURS, AND DID NOT HEAR ROYCE SNORING AND WENT TO CHECK ON HIM. JAMIL WAS UNABLE TO WAKE ROYCE UP AND CALLED 911. THE FIRE DEPARTMENT ARRIVED ON SCENE AND PRONOUNCED ROYCE DECEASED AT 0450 HOURS THEN CALLED THE POLICE.

AFTER THE BRIEFING I WAS TASKED AS THE CASE AGENT AND SCENE INVESTIGATOR.

I SPOKE WITH JAMIL CURD THE INTERVIEW WAS RECORDED AND UPLOADED ONTO THE SERVER. THE FOLLOWING IS A SUMMARY OF WHAT JAMIL TOLD ME.

ROYCE AND JAMIL HAD BEEN SMOKING METH ALL DAY ON 05/20/15. JAMIL SAID THEY WERE IN THEIR APARTMENT WHILE USING THE DRUGS. THEN IN THE AFTERNOON THEY SWITCHED FROM USING METH TO CRACK COCAINE. THEY CONTINUED TO SMOKE CRACK UNTIL LATE IN THE EVENING. AFTER RUNNING OUT OF CRACK THEY SWITCHED TO SMOKING WEED AND DRINKING ALCOHOL. AROUND 0200 HOURS, ROYCE DECIDED TO START USING PERCOCET BUT INSTEAD OF SWALLOWING IT HE CRUSHED IT AND SNORTED THE PERCOCET. AT APPROXIMATELY 0230 HOURS, JAMIL WENT TO HIS ROOM AND ATTEMPTED TO FALL ASLEEP BUT COULDN'T. AROUND 0330 HOURS, JAMIL GOT UP AND WENT TO GET A BEER OUT OF THE FRIDGE. AT THIS TIME JAMIL COULD HEAR ROYCE SNORING WHICH WAS COMMON AND WENT BACK INTO HIS ROOM. AT 0430 HOURS, JAMIL GOT UP AGAIN TO GET SOME BEER BUT DID NOT HEAR ROYCE SNORING. HE WENT TO CHECK ON ROYCE AND COULD NOT GET HIM TO WAKE UP. ROYCE CALLED 911 AND THEY ADVISED HIM TO PUT ROYCE ON THE FLOOR AND START CPR WHICH HE DID. THE FIRE DEPARTMENT ARRIVED ON SCENE AND PRONOUNCED ROYCE DECEASED.

JAMIL FOUND ROYCE LYING ON HIS EXTRA THICK AIR MATTRESS ON HIS STOMACH WITH HIS HEAD FACING DOWN INTO THE MATTRESS.

I CONTACTED THE CRIME SCENE RESPONSE UNIT FOR ASSISTANCE. CRIME SCENE SPECIALIST ELLETT #A5442 RESPONDED TO THE SCENE. CSS ELLETT TOOK OVERALL PHOTOGRAPHS OF THE SCENE AND PHOTOS OF ROYCE.

THE RESIDENCE OF [REDACTED] IS A TWO STORY MULTI-BUILDING APARTMENT COMPLEX. UNIT [REDACTED] WAS LOCATED IN THE EAST BUILDING JUST SOUTH OF THE LEASING OFFICE. THE FRONT DOOR FACED TO THE NORTH AND WAS ON THE SECOND FLOOR. IT WAS A TWO BEDROOM ONE BATH UNIT, WITH A LIVING ROOM AND

2015 00956969

Continued.

PHOENIX POLICE DEPARTMENT REPORT

ORIGINAL

PAGE NUMBER: 5

DR NUMBER: 2015 00956969

KITCHEN. THE APARTMENT WAS IN A CLEAN CONDITION HOWEVER THE FLOORS WERE DIRTY. ROYCE WAS FOUND LYING ON THE FLOOR IN THE NORTH EAST BEDROOM. HE WAS WEARING GRAY GYM SHORTS AND NO SHIRT. HE WAS ON HIS BACK WITH HIS HEAD TO THE NORTH AND HIS FEET TOWARD THE SOUTH. HE HAD NO SIGNS OF TRAUMA TO HIS BODY.

THERE WERE SEVERAL PRESCRIPTION BOTTLES FOUND ON A SMALL TABLE IN HIS BEDROOM. THE LABELS WERE WORN AND I WAS UNABLE TO READ WHAT THE MEDICATIONS WERE. ON THE KITCHEN COUNTER WERE TWO OTHER PRESCRIPTIONS ONE OF THE PRESCRIPTIONS WAS OXYCODONE. ACCORDING TO THE LABEL THE PRESCRIPTION WAS FILLED ON 05/19/15 AND THERE WERE NO PILLS IN THE BOTTLE. THE OTHER WAS FOR ERGOCALCIFEROL. BOTH WERE FILLED OUT FOR ROYCE WALKER

THE SOUTHEAST BEDROOM WAS THE ROOM THAT JAMIL SLEPT IN AND THERE WERE NO ITEMS OF EVIDENCE OR INTEREST FOUND IN THE ROOM. NO DRUGS OR DRUG PARAPHERNALIA WAS FOUND IN THE RESIDENCE.

JAMIL WAS FOUND LYING ON THE LIVING ROOM FLOOR AND WAS MOVED TO THAT LOCATION BY THE FIRE DEPARTMENT. HE WAS ORIGINALLY LYING ON THE FLOOR OF HIS BEDROOM ON THE NORTH SIDE OF THE BED. THERE WERE NO SIGNS OF TRAUMA TO HIS BODY.

THE MEDICAL EXAMINERS OFFICE WAS CONTACTED AND RESPONDED TO THE SCENE. INVESTIGATOR YOUNG #57 ARRIVED ON SCENE. HE PROVIDED ME WITH THEIR CASE NUMBER, 15-3432, AND THE SEAL USED TO SEAL THE BODY BAG, #0000075

I SECURED FROM THE SCENE AT APPROXIMATELY 0900 HOURS. THE APARTMENT WAS TURNED BACK OVER TO JAMIL.

VICTIM RECEIVED RIGHTS INFORMATION: NO

MAIL-IN SUPPLEMENT:

INVOICES:

DR ENTERED BY : 8151 DR FINALIZED BY : 8151

END OF REPORT

DR NO: 2015 00956969