

## **PROBABLE CAUSE:**

I, Houston Police Detective A.J. Carroll (PR #150605), am assigned to Family Violence Division, Houston Police Department (HPD). I have reviewed a report of a male with a date of birth of July 4, 1980, committed the offense of AGC 29, 2020, in Harris County, Texas.

## **I BASE MY BELIEF ON THE FOLLOWING FACTS:**

I read and reviewed HPD Case #561185-20, which was written by HPD Officer Gutierrez stated that on April 29, 2020, he was dispatched to a Cutting Board. Montrail Jones, hereafter complainant. Officer Gutierrez stated that the complainant also stated that two Hispanic males exited the vehicle. The complainant also stated that two Hispanic males exited the vehicle. One of the vehicle occupants, a second occupant exited the vehicle and

The complainant later stated in a recorded interview that on the day of the incident, he was on Wayside Dr while operating his hover board. The complainant was on the sidewalk and there were vehicles parked on the side of the road. The complainant stated that a vehicle drove toward the sidewalk and get out of the way. The complainant did not know who the driver was and came at him again. The complainant exchanged words with the driver. The driver got out of the vehicle and began to fight with the complainant. The driver swung it at the complainant, but he missed. The complainant was able to get away. The suspect began fighting on the ground because the suspect was trying to get away. The driver got out of the vehicle and entered the fight also. The driver punched the complainant in the face, causing pain and a deep wound that bled profusely. Both of these injuries were treated with the help of a third person who had been in the vehicle during the fight.

A witness to the incident, Ivan Jandres, was nearby and took several photos of the area. In the photos, buildings visible in the photos, the incident took place at 6700 Avenue ... the City of Houston and Harris County, TX. The photos show two Hisp

Mark Cruz. After the assault, Kara Segundo, who is the ex-wife of Mark Cruz, told that complainant that the other man was Mark Cruz's nephew Christopher Cruz.

Officer Sanchez sent me a surveillance video of this incident. The video shows two suspects get out of a white SUV the SUV photographed by Witness Jandres. The vehicle features, such as colors, shape, size, etc. appear to be the same. The rear bumper is also missing from the vehicle in the video. This indicates that both the video and witness photos are of the same vehicle. The two suspects shown in the video appear to be wearing the same clothes as they did in this incident as well. Mark Cruz, with a date of birth of July 4, 1980, hereafter defendant, was charged with "Aggravated Assault – Deadly Weapon Possession" cause #1675583 for this incident.

On 11/03/2020, the complainant was shown a photo lineup containing a recent mugshot of the defendant along with several other photos with similar features. The photo lineup was presented in a double-blind manner by a detective who did not know the identity of the defendant or his position in the lineup. The complainant selected the photo of the defendant, stating that he was very similar to the man who stabbed him. The complainant wants to pursue charges for this incident.

I know, based on my training and experience as a police officer, that both a baseball bat and a knife are capable of causing injury or death when used as weapons, as they were in this incident.

**AGAINST THE PEACE AND DIGNITY OF THE STATE.**

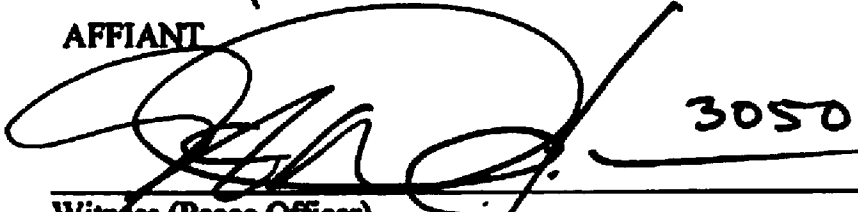
Signed and sworn by me on November 05, 2020

Duly attested by me on November 05, 2020



AFFIANT

ASSISTANT DISTRICT ATTORNEY  
OF HARRIS COUNTY, TEXAS  
Bar No. 2409829



3050

Witness (Peace Officer)

J.A. DeLaTorre  
Witness Printed name & Badge or Payroll number

**COMPLAINT**