

DISTRICT COURT BOULDER COUNTY, COLORADO 1777 Sixth Street Boulder, CO 80302	DATE FILED: April 21, 2021 4:52 PM
PEOPLE OF THE STATE OF COLORADO v. AHMAD AL ALIWI ALISSA Defendant	COURT USE ONLY
Michael T. Dougherty, District Attorney Adam Kendall, Chief Trial Deputy District Attorney 1777 Sixth Street Boulder, CO 80302 Phone Number: (303)441-3700 FAX Number: (303)441-4703 E-mail: akendall@bouldercounty.org Atty. Reg. #38905	Case No. 21CR497 Div:13
Motion to Amend Criminal Complaint and Information (P-003)	

On March 24, 2021 the People filed the original Criminal Complaint and Information against Ahmad Al Aliwi (the “Defendant”). Upon further consideration and investigation, the People are now moving to amend the Complaint and Information, specifically by amending certain current pending counts and adding several additional counts, as detailed below.

Colo. R. Crim. P. 7(e) permits the amendment of a complaint or information as to form or substance at any time prior to trial. Whether to permit an amendment is left to the sound discretion of the trial court. *See People v. Butler*, 224 P.3d 380 (Colo. App. 2009); *see also People v. Wright*, 678 P.2d 1072 (Colo. App. 1984). However, reviewing courts have favored a liberal application of Rule 7(e). *See Cervantes v. People*, 715 P.2d 783 (Colo. 1986); *see also People v. Al-Yousif*, 206 P.3d 824 (Colo. App. 2006).

Defendant is not prejudiced by the amended and added counts proposed by the People in this motion as the evidence supporting the counts is contained in the discovery already provided to Defendant in the above captioned case. The factual basis for the added charges originates from the

same incident and events previously disclosed to Defendant in discovery. Additionally, this case is in its infancy. The Court has yet to schedule a preliminary hearing in this matter.

The People move to amend Count 1 through Count 9, and Count 11 (Count 10 remains unchanged, edits to counts 1 through 11 are **in bold**), and further move to add Count 12 through Count 54, to read as follows:

COUNT 1-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Neven Stanisic**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 2-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Kevin Mahoney**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 3-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Tralona Bartkowiak**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 4-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Rikki Olds**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 5-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Denny Stong**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 6-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Lynn Murray**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 7-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Teri Leiker**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 8-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Jody Waters**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 9-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself, caused the death of **Suzanne Fountain**; in violation of section 18-3-102(1)(a), C.R.S.

COUNT 10-MURDER IN THE FIRST DEGREE (F1)

On or about March 22, 2021, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself caused the death of Officer Eric Talley. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a) and 18-3-107, C.R.S.

COUNT 11-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE (F2)

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of **Patrick Kruse**; in violation of sections **18-3-102(1)(a) and 18-2-101, C.R.S.**

COUNT 12-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE (F2)

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Patrick Kruse; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

COUNT 13-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE (F2)

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Angela Peacock; in violation of sections 18-3-102(1)(a) and 18-2-101, C.R.S.

**COUNT 14-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Angela Peacock; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

**COUNT 15-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of James Graham; in violation of sections 18-3-102(1)(a) and 18-2-101, C.R.S.

**COUNT 16-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of James Graham; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

**COUNT 17-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Kelly Rae Dorr; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

**COUNT 18-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Sarah Moonshadow; in violation of sections 18-3-102(1)(a) and 18-2-101, C.R.S.

**COUNT 19-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Sarah Moonshadow; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

**COUNT 20-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Nick Edwards; in violation of sections 18-3-102(1)(a) and 18-2-101, C.R.S.

**COUNT 21-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Nick Edwards; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

**COUNT 22-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Christopher Tatum; in violation of sections 18-3-102(1)(a) and 18-2-101, C.R.S.

**COUNT 23-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Christopher Tatum; in violation of section 18-3-102(1)(d) and 18-2-101, C.R.S.

**COUNT 24-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (first law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Bryan Capobianco. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 25-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (first law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Pam Gignac. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 26-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Richard Steidell. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 27-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Richard

Steidell. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 28-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Bryan Plyter. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 29-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Bryan Plyter. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 30-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Alexander Kicera. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 31-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Alexander Kicera. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 32-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Jenny Schmeits. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 33-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Jenny Schmeits. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 34-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer D.J. (Richard) Smith. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 35-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer D.J. (Richard) Smith. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 36-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Bryan Capobianco. Further, the victim was a peace officer engaged in

the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 37-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Bryan Capobianco. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 38-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Brandon Braun. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 39-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Brandon Braun. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 40-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully, feloniously, after deliberation, and with the intent to cause the death of a person other than himself attempted to cause the death of Officer Michael West. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 41-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Officer Michael West. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 42-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Deputy Jeffrey Brunkow. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

**COUNT 43-CRIMINAL ATTEMPT TO COMMIT MURDER IN THE FIRST DEGREE
(F2) (second law enforcement entry into King Soopers)**

On or about March 22, 2021, by engaging in conduct constituting a substantial step toward the commission of murder in the first degree, Ahmad Al Aliwi Alissa unlawfully and feloniously, under circumstances evidencing an attitude of universal malice manifesting extreme indifference to the value of human life generally, knowingly engaged in conduct which created a grave risk of death to a person other than himself, and thereby attempted to cause the death of Ranger Samuel Kilburn. Further, the victim was a peace officer engaged in the performance of his duties; in violation of sections 18-3-102(1)(a), 18-3-107, and 18-2-101, C.R.S.

COUNT 44-ASSAULT IN THE FIRST DEGREE (F3)

Ahmad Al Aliwi Alissa, under circumstances manifesting extreme indifference to the value of human life, unlawfully, feloniously, and knowingly engaged in conduct which created a grave risk of death to another, and thereby caused serious bodily injury to Elan Shakti; in violation of section 18-3-202(1)(c), C.R.S.

COUNT 45-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 46-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 47-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 48-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 49-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 50-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 51-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 52-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 53-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

COUNT 54-LARGE CAPACITY MAGAZINE PROHIBITED – DURING CRIME (F6)

Ahmad Al Aliwi Alissa unlawfully sold, transferred or possessed a large capacity magazine. Further, the Defendant possessed the large capacity magazine during the commission of a felony or a crime of violence, namely: Murder in the First Degree and Criminal Attempt to Commit Murder in the First Degree, in violation of 18-12-302(1)(a),(c) C.R.S.

WHEREFORE, the People respectfully request that the Criminal Complaint and Information filed in the above captioned case be amended to reflect the charging as detailed above.

Respectfully submitted,

MICHAEL T. DOUGHERTY
DISTRICT ATTORNEY

By:
s/Adam D. Kendall
Adam D. Kendall
April 21, 2021

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing served via the Colorado e-filing system on April 21, 2021, and addressed as follows:

Kathryn Herold
Daniel King
Sam Dunn
Office of the Colorado State Public Defender – Boulder
2555 55th Street Suite. D-200
Boulder, CO 80301

s/Adam D. Kendall
Adam D. Kendall