

IN THE  
2ND DISTRICT COURT - FARMINGTON  
COUNTY OF DAVIS, STATE OF UTAH

State of Utah  vs.  OSCAR CUEVAS-LANDA Date of Birth: 11/27/2001	<h2 style="margin: 0;">Affidavit of Probable Cause</h2>
Arrestee	

On 08/16/2020 22:00 the defendant was arrested for the offense(s) of:

#	Offense Date	Offense Description	Statute	Gov Code	Severity	DV
1	08/16/2020	MURDER	76-5-203	UT	F1	No
2	08/16/2020	AGGRAVATED ASSAULT RESULTING IN SERIOUS BODILY INJURY	76-5-103(3)(A)	UT	F2	No

I believe there is probable cause to charge the defendant with these charges because:

On Sunday, August 16th, 2020 at approximately 2150 hours emergency dispatch received calls regarding a body in traffic at approximately mile marker 321 on I-15 NB. Several witnesses had reported seeing a vehicle driving erratically in traffic and almost impacting the median. A short time later witnesses stated a person or what appeared to be a body came out of the vehicle on the driver side. The vehicle then continued for some distance continuing to drive erratically before it came to a stop. A short time later Davis County made contact with an individual in the area of State Street and Main in Farmington. The individual had no shirt and only one shoe. The subject stated the he was being robbed and so he had run. The Deputy observed the individual had blood on his hand, forearm and pants. The suspect was detained until the circumstances could be established. The Deputies asked if the individual had any weapons on him, he stated a knife. When asked where it was he stated it was in the car. While the Deputy was attempting to establish what was happening the suspect spoke with Farmington PD. The suspect stated he was going to West Valley and she was staring at him so he stabbed her. The suspect also stated that he had been using either acid or LSD and smoking marijuana. I responded to the scene where I observed a deceased female in lane one of the freeway. The female had suffered extensive injuries. A preliminary inspection by the medical examiner showed the presence of two wounds on the victim that were consistent with stab wounds.

After being advised of his Miranda the subject spoke about the incident stating that he had stabbed the victim multiple times, unbuckled her seat belt, reached over and opened the door and then pushed the victim out the driver side door. At the conclusion of the interview and during the collection of evidence the subject repeatedly mentioned killing the victim.

I believe these to be additional condition(s) for continued detention:

The current offense is a felony. The court finds substantial evidence to support the charge, and finds by clear and convincing evidence that ? would constitute a substantial danger to any another individual or to the community, or is likely to flee the jurisdiction of the court if released on bail.

Based on the current evidence the suspect got a ride with a person they did not know. During that journey the suspect stated that the victim looked at him funny, so he stabbed the victim several times and then pushed the victim (driver) from a vehicle moving at freeway speeds. Given the circumstances of this homicide the suspect appears to represent a substantial risk to the community.

Officer Name: DAVE HULL	Badge ID: 396
I am a sworn officer with: UTDPS0100 - SBI	
Arresting agency case number: 032001417	Associated citation number:

I declare under penalty of perjury and under the laws of the State of Utah that the foregoing is true and correct.  
/s/ DAVE HULL

SUBMISSION IDENTIFICATION INFORMATION

Booking agency: DAVIS COUNTY SO	Booking agency ORI: UT0060000	
Booking agency case number: 202003176	SID: 3057477	OTN: 55574552
Booking UserID: laughteb	Booking date/time: 08/17/2020 04:35	Submission ID: 1117581 (Version 1)