

IN THE DISTRICT COURT, IN AND FOR OKLAHOMA COUNTY, STATE OF OKLAHOMA

State of Oklahoma

PLAINTIFF,

VS.

WALTER D MURDOCK

DEFENDANT.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

INFORMATION

AUG 01 2008

PATRICIA PRESLEY, COURT CLERK

by

DEPUTY

Black

CF-2008-4350

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA, COMES NOW
DAVID W. PRATER THE DULY ELECTED, QUALIFIED AND ACTING DISTRICT ATTORNEY IN
AND FOR OKLAHOMA COUNTY, DISTRICT NO. 7, STATE OF OKLAHOMA, AND ON HIS OFFICIAL OATH INFORMS THE
DISTRICT COURT THAT

- COUNT 1: ON OR ABOUT THE 28TH DAY OF JUNE, 2008, A.D., THE CRIME OF SEXUAL BATTERY WAS
FELONIOUSLY COMMITTED IN OKLAHOMA COUNTY, OKLAHOMA, BY WALTER D. MURDOCK,
WHO KNOWINGLY AND INTENTIONALLY BIT AND GRABBED THE BODY OR PRIVATE PARTS
OF K.S., IN A LEWD AND LASCIVIOUS MANNER AND IN A MANNER CALCULATED TO AROUSE
AND EXCITE SEXUAL INTERESTS AND WITHOUT THE CONSENT OF K.S., TO-WIT: BY WALTER
D. MURDOCK BITING THE BREAST AND GRABBING THE GENITAL AREA OF K.S., CONTRARY
TO THE PROVISIONS OF SECTION 1123(B) OF TITLE 21 OF THE OKLAHOMA STATUTES, AND
AGAINST THE PEACE AND DIGNITY OF THE STATE OF OKLAHOMA;
- COUNT 2: ON OR ABOUT THE 28TH DAY OF JUNE, 2008, A.D., THE CRIME OF SEXUAL BATTERY WAS
FELONIOUSLY COMMITTED IN OKLAHOMA COUNTY, OKLAHOMA, BY WALTER D. MURDOCK,
WHO KNOWINGLY AND INTENTIONALLY BIT THE BODY OR PRIVATE PARTS OF K.S., IN A
LEWD AND LASCIVIOUS MANNER AND IN A MANNER CALCULATED TO AROUSE AND EXCITE
SEXUAL INTERESTS AND WITHOUT THE CONSENT OF K.S., TO-WIT: BY WALTER D.
MURDOCK BITING THE NECK OF K.S., CONTRARY TO THE PROVISIONS OF SECTION 1123(B) OF
TITLE 21 OF THE OKLAHOMA STATUTES, AND AGAINST THE PEACE AND DIGNITY OF THE
STATE OF OKLAHOMA.

DAVID W. PRATER

DISTRICT ATTORNEY, DISTRICT NO. 7
OKLAHOMA COUNTY, OKLAHOMA

BY

ASSISTANT DISTRICT ATTORNEY

MN

In the District Court of Oklahoma }
State of Oklahoma }
vs. }

**AFFIDAVIT OF
PROBABLE CAUSE**

Murdock, Walter Danny

White / Male, Gray hair/ Blue eyes, 6-01/ 255 lbs.
DOB: 12-27-1945
SSN: [REDACTED]

Home Address: [REDACTED]

State of Oklahoma }
County of Oklahoma } SS. 21-1123.B Sexual Battery 2 counts

Your affiant, Detective Daniel Sheehan, being first duly sworn upon oath, depose and state as follows:

I have been a police officer employed by the City of Oklahoma City, Oklahoma since 1992. I am currently a Detective assigned to the Sex Crimes Unit and have been since May 2003. On 06-30-08, I was assigned to conduct a follow-up investigation into the arrest of Defendant Murdock for an incident that occurred on 06-28-08 at 1 Remington Place in Oklahoma City, Oklahoma County. The arrest and complaint was documented under OCPD Crime Incident Report # 08-054118.

After reviewing the Crime Incident Report, I conducted a follow-up investigation, which included interviewing the victim and involved witnesses or persons. During the course of the investigation, Victim stated the following information:

On 06-28-08, Victim, a 36-year old female, went to Remington Park for a party on the suite level. The party was held in suite #6. Victim went to the party with a friend, Witness Austin, and arrived at the party between 1800-1830 hours. There were an estimated 15-20 people at the party. The host of the party, Defendant Dan Murdock, was the owner of the suite and present during the party. Victim met Defendant Murdock during the course of the evening.

Between 2030 and 2100 hours, Victim went to the restroom, which was located down the hall from suite #6. Victim stated Defendant Murdock was standing at the door of the suite and began to talk to her. Victim stated Defendant Murdock said to her, "Let me show you suite #3. I also own that to." Victim walked with Defendant down the hall to suite #3.

Affidavit of Probable Cause
Murdock, Walter Danny

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Upon Defendant and Victim entering suite #3, Victim observed two (2) other men inside. Both unknown men left the suite, leaving Victim and Defendant Murdock alone in the suite. At that time, Defendant Murdock turned to Victim and grabbed her by her left arm.

Defendant Murdock then grabbed the top of Victim's strapless blouse, above her left breast and pulled it down below her breasts. Victim's left breast was exposed to the Defendant. Defendant Murdock put his mouth on victim's breast, around the areola and nipple, and bit her on her breast (Count #1). Victim stated she felt pain from Defendant's bite.

At approximately the same time that Defendant was biting victim's breast, he reached down and grabbed victim's genital area with his free hand, on the outside of her clothing. Victim stated she moved away from Defendant before he could get his hand down the front of her pants. She advised she pushed away from Defendant Murdock and said, "I gotta go." Victim backed away from Defendant, but he moved to position himself between her and the suite exit. Defendant had his back to the closed suite door.

Victim stated she told Defendant "No." Defendant Murdock said to her, "You're not like all the other girls? You're a tease." Victim tried to walk around Defendant to his left. Defendant Murdock grabbed the back of her hair with his hand and pulled Victim towards him.

Defendant Murdock bit Victim on the back of her neck (Count #2). Victim advised she felt pain from her neck when he bit her. Defendant's bite did not draw blood. Defendant Murdock let go of Victim after biting her neck. She then ran out of the suite and into the hallway. Victim proceeded to the restroom.

At 2132 hours, Oklahoma City Police Officers were called to Remington Park on a disturbance related to guests of the party. Officials of Remington Park who were at the scene attempting to determine the cause of the disturbance questioned victim. Victim reported the sexual assault to Remington Park security officials and the responding Oklahoma City Police Officers.

Victim positively identified Defendant Murdock as the subject who bit her on the neck and breast. Defendant was arrested on one (1) count of Sexual Battery the night of the incident, and booked into the Oklahoma County Jail.

A female officer, under the direction of the OCPD Crime Scene Investigations Unit (CSI), obtained wet swabs of the bite marks on victim's breast and neck during the preliminary investigation. Those items of forensic evidence were packaged and submitted to the OCPD Property Management Unit Serology Drop by the CSI Investigator.

Affidavit of Probable Cause
Murdock, Walter Danny

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During the course of your affiant's investigation, OCPD Forensic Chemist Kyla Marshall conducted analysis of the forensic evidence. A DNA Profile was obtained as a result of the analysis. Your affiant obtained a DNA reference sample from Defendant Murdock and submitted it to the Forensic Lab for comparison with the obtained DNA profile. The results showed the DNA profile of Defendant Murdock was consistent with the male component of the DNA profile mixture obtained from the wet swabs taken from victim's breast and neck.

Upon completion of this investigation, your affiant believes the above named defendant, **Walter Danny Murdock**, is in violation of Oklahoma Statute Title 21, Section 1123.B, having committed the crime of Sexual Battery (2 counts), and respectfully requests an arrest warrant be issued in Defendant's name.

Det. Daniel Sheehan #0990
AFFIANT

Subscribed and sworn to before me this 1st day of August,
2008.

My Commission Expires:

March 24, 2010
Commission 255

[Signature]
NOTARY PUBLIC

IN THE DISTRICT COURT OF OKLAHOMA (OKLAHOMA CITY) COUNTY
STATE OF OKLAHOMA
CRIMINAL COVER SHEET

CASE INFORMATION

ASSIGNED JUDGE: _____

CF _____

State of Oklahoma

CM _____

VS.

PREVIOUS CASE NUMBER: _____

PREVIOUS JUDGE: _____

MURDOCK, WALTER D

DEFENDANT INFORMATION

LAST NAME: **MURDOCK**

FIRST NAME: **WALTER**

MIDDLE NAME: **D**

ADDRESS: **3800 70TH**

CITY: **OKLAHOMA CITY**

STATE: **Oklahoma**

ZIP: **73116**

ADDRESS TYPE: ___ H ___ W ___ O

TELEPHONE:

DATE OF BIRTH: **12/27/45**

DRIVERS LICENSE NUMBER:

DRIVERS LICENSE STATE:

RACE: **White**

GENDER: **Male**

LANGUAGE/DIALECT:

ADDITIONAL DEFENDANTS: **No**

TOTAL NUMBER OF DEFENDANTS: **1**

ATTORNEY INFORMATION

(IF LICENSED IN OKLAHOMA, FILL IN ADDRESS INFORMATION ONLY IF IT IS NEW SINCE THEY WERE REGISTERED WITH THE OKLAHOMA BAR ASSOCIATION.) (ATTACH ADDITIONAL COVER SHEETS FOR ADDITIONAL ATTORNEYS.)

LAST NAME: **PRATER**

FIRST NAME: **DAVID**

MIDDLE NAME: **W.**

BAR NUMBER:

TELEPHONE: **(405) 713-1600**

E-MAIL:

OFFENSES

<u>COUNT(S)</u>	<u>OFFENSES CHARGED</u>	<u>O.S. CITATIONS</u>	<u>NCIC CODE</u>
1	SEXUAL BATTERY	210001123B	
2	SEXUAL BATTERY	210001123B	

DATE: _____ SIGNATURE OF (ASSISTANT) DISTRICT ATTORNEY _____

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