

State of Kansas

vs.

Isabel D Martin

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Case Number: 2021-CR-000580-FE

REDACTED AFFIDAVIT

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2021 Apr 06 AM 11:32
CLERK OF THE SEDGWICK COUNTY DISTRICT COURT
CASE NUMBER: 2021-CR-000580-FE
A F F I D A V I T

STATE OF KANSAS)
) ss
SEDGWICK COUNTY)

NOAH J. MARTIN
W/M; DOB: XX/XX/2002
SSN: XXX-XX-████
LEO CASE # 21C000006
21C017382
KADR # 3087F2193134

ISABEL D. MARTIN
W/F; DOB: XX/XX/2000
SSN: XXX-XX-████
LEO CASE # 21C000006
21C017382
KADR # 3087F2195727

I, Jeffrey M. McVay #2152, of lawful age and being first duly sworn on oath, depose and state:

Your Affiant is a Detective with the Wichita Police Department and in that capacity was assigned the investigation of Wichita Police Department Case **21C000006** and **21C017382**. The incidents occurred on or about **January 1, 2021** in Wichita, Sedgwick County, Kansas. After reading the reports of officers involved with the case, your Affiant has learned the following information:

On January 1, 2021 at approximately 12:03 a.m., members of the Wichita Police Department, (WPD), were dispatched to the call of a shooting in the █████ block of S. Ida. First responders located a Hispanic male with what appeared to be a gunshot wound to the left side of his mouth. The victim was on his back and on the sidewalk in front of █████ S. Ida. The gunshot wound appeared to be of a small caliber. The Hispanic male was only wearing a tank-top style undershirt, boxers and socks. The Hispanic male was pronounced deceased by medical personnel at 12:16 a.m.

Members of the Wichita Police Department contacted the residence near █████ S. Ida. The residence had security cameras affixed to the exterior of the home. J.B.W., (49, W/M) allowed WPD to review the video footage. At approximately 11:07 p.m. on 12/31/20, the surveillance footage captured two individuals carrying a body down the sidewalk in front of the residence. One of the individuals was wearing lighter colored clothing and holding the arms of the deceased. The other individual was wearing dark colored clothing and was holding the legs of the deceased.

WPD checked the sidewalk as well as the immediate area and located droplets of blood on the sidewalk. Droplets of blood were located on the sidewalk in the █████ block of S. Ida, the █████ block of E. Bayley, and the █████ block of S. Laura. In a trash receptacle set out for pick-up and along the path of the blood droplets, were articles of men's clothing that appeared to have blood on them. WPD contacted B.E.W., Jr. (53, B/M) who provided WPD authorization to collect the bloody clothing from

the trash receptacle. Additionally, B.E.W. Jr. told WPD that they did not place the articles of clothing in the trash receptacle, nor were those items in the trash when they placed trash in the receptacle earlier in the day.

The blood droplets were followed from the sidewalk to a concrete driveway in the backyard of [REDACTED] S. Laura. The concrete driveway in the backyard of [REDACTED] S. Laura was adjacent to an unattached garage in the backyard of [REDACTED] S. Laura. The backyard of [REDACTED] S. Laura was enclosed with a chain-link fence. Members of the Wichita Police Department observed video surveillance cameras on the residence of [REDACTED] S. Laura as well as on the unattached garage in the backyard of [REDACTED] S. Laura. WPD attempted to make contact with the residents of [REDACTED] S. Laura, however no one answered the door. From previous police reports, WPD knew that those living at the residence of [REDACTED] S. Laura were involved in criminal activity and associated with the criminal street gang, Latin Kings. With no answer at the door, a search warrant was obtained for the premises of [REDACTED] S. Laura in order to process the blood and secure the video surveillance footage.

Before forcing entry into the residence, WPD knocked and announced their presence but no one answered the door. During the execution of the search warrant, K.J.W., (16, B/M) and **Noah J. Martin, (18, W/M)** were located inside the home. Both K.J.W. and Noah J. Martin are documented members of the criminal street gang, Latin Kings. K.J.W. did not live at the residence and it was learned that he was an active runaway. K.J.W. was taken into custody as a child in need of care. K.J.W. was wearing a light brown/yellow plaid flannel shirt and light brown pants.

During a post-Miranda interview, K.J.W. advised that he had been at [REDACTED] S. Laura since about 4:00 p.m. on 12/31/20, with Noah J. Martin. No one else was at the residence with them, nor did they leave the residence. K.J.W. advised that no one came over to the residence while he and Noah J. Martin were there. K.J.W. advised that the two of them stayed in the residence until contacted by WPD during the execution of the search warrant.

Noah J. Martin, who resided at [REDACTED] S. Laura, provided a statement to Det. R. Schomaker and Det. K. McKenna. A non-custodial interview was conducted in a detective car parked outside the Laura address, with Noah J. Martin in the front passenger seat. Noah J. Martin advised that sometime between 6:00 p.m. and 7:00 p.m. on 12/31/20 that he went to a New Year's Eve Party at an unknown address, with his family. Noah J. Martin reported that at an unknown time but prior to midnight, he left the party by himself and went back to his residence on S. Laura. After being at the residence by himself for about an hour, K.J.W. came over. Noah J. Martin reported that he and K.J.W. were the only two in the residence and they remained in the residence, doing nothing. Noah J. Martin stated that at an unknown time, he went to bed and never heard the police knocking at the front door off his home.

Noah J. Martin advised that he had no knowledge about the shooting and did not know the person who was shot. Noah J. Martin had no explanation for blood being in the backyard of the fenced property where he lives. Noah J. Martin advised that he did not want to speak to the police anymore and got out of the car and left on foot.

K.J.W. was transported to the Wichita Children's Home, (WCH), for the runaway status. Once at WCH, Officer Jensen noticed that there were spots of blood on the right pant leg of K.J.W. K.J.W. was transported to Police Investigations for an interview with detectives. K.J.W. invoked his Miranda rights with detectives and did not provide further details concerning the homicide investigation. K.J.W. refused to provide law enforcement with a sample of his DNA. K.J.W.'s clothing was seized and submitted to the Sedgwick County Regional Forensic Science Center, (SCRFSC), for analysis. A search warrant was obtained for K.J.W.'s known standards.

The WPD Latent Print Section identified the deceased Hispanic male as **Gabriel Campos-Torres, (21, W/M)**. Det. Tiede and Det. Heimerman contacted G [REDACTED] C [REDACTED] (44, W/M), (the father of the deceased), and made death notifications. During the interview, Mr. C [REDACTED] provided to law enforcement his son's cellular phone number, 316-[REDACTED].

During the search of the premise located at [REDACTED] S. Laura, a .22 caliber AR-style rifle was located in Noah J. Martin's bedroom, under his bed. The firearm was a black in color Mossberg model 715T .22 caliber semi-automatic firearm with serial number EPH4207379. A separate incident report was generated to document the discovery of the firearm, WPD 21C000715. Several .22 caliber casings were located inside the home. Multiple pieces of criminal street gang paraphernalia were located in Noah J. Martin's bedroom. WPD was unable to locate a DVR recording system inside the home for the exterior cameras. The surveillance system cameras attached to the exterior of the structure were inspected and determined to be fake surveillance cameras. A tissue with blood on it was located in the kitchen. A yellow and brown in color sweater was found in the residence with blood on it.

During a search of the unattached garage, additional .22 caliber casings were located. The unattached garage was painted with gang graffiti on the walls and ceiling. There was a couch in the garage. There appeared to be blood on the arm of the couch. Wedged between the seat cushion of the couch and the armrest was a cellular phone. Det. Tiede dialed the cellular phone number associated with Gabriel Campos-Torres and the phone rang. There was a tissue on the ground, near the couch, that appeared to have blood on it.

Upon finding the firearm and other items of evidentiary value, law enforcement searched for Noah J. Martin and located him in the neighborhood. Noah J. Martin was taken into custody and transported to Police Investigations for a post-Miranda interview. Noah J. Martin invoked his rights and did not provide a statement. Noah J. Martin refused to voluntarily provide law enforcement with a DNA sample. A search warrant was obtained for the known standards of Noah J. Martin.

The body of Gabriel Campos-Torres was transported to the SCRFSC for examination. Dr. Kipper conducted the autopsy and discovered that the wound to the decedent's mouth that was thought to be a gunshot wound was instead a full thickness lateral laceration to the left side of the mouth. Gabriel Campos-Torres was found to not have a gunshot injury. The cause of death was ruled to be blunt force injuries of the torso. Dr. Kipper notated in the preliminary findings that not only was there a lateral laceration to the left side of the mouth, but contusions to the right side of the face and chin,

multiple contusions and lacerations inside the lower lip, and abrasions and contusions of the extremities. Dr. Kipper found blunt force injuries to the torso, including abrasions, contusions and a severe laceration of the liver. Approximately 1700 ml of blood was in the peritoneal cavity, (internal bleeding). Dr. Kipper ruled the manner of death as pending.

Items of evidentiary value in the homicide investigation were submitted to the RFSC for DNA analysis. The fingernails of Gabriel Campos-Torres were examined. The DNA profile of Gabriel Campos-Torres was present in the analysis, as were two additional profiles. The two additional profiles belonged to K.J.W. and Noah J. Martin. The brown pants with bloodstains that K.J.W. was wearing during his arrest were examined. The major contributor in the bloodstain was Gabriel Campos-Torres, with a minor contributor that is unknown. The yellow and blue shirt that was located inside the residence of [REDACTED] S. Laura was examined and the blood on the front of the garment was consistent with the DNA profile of Gabriel Campos-Torres with an unknown minor profile present, of no comparative value. The interior collar of the garment was swabbed and three profiles were obtained, with the major contributor being K.J.W. The two minor profiles that are present are unknown.

Your Affiant obtained a search warrant for the Facebook records of Gabriel Campos Torres. Upon inspection of the records, your Affiant learned that there was a Facebook communication from Gabriel Campos Torres to the Facebook Account, user name "[REDACTED]", (Facebook: [REDACTED]), at 08:16 PM on December 31, 2020 – approximately two hours fifty-one minutes, (2hrs 51 min) before surveillance video captures two individuals carrying the body of Gabriel Campos Torres down the sidewalk. Gabriel Campos Torres' message to "[REDACTED]" was, "where you at."

Additionally, during the inspection of the Facebook Records of Gabriel Campos Torres, your Affiant learned that there were Facebook communications from the Facebook Account, user name "[REDACTED]", (Facebook: [REDACTED]), to Gabriel Campos Torres. The records documented an unanswered Facebook Messenger Voice Call by "[REDACTED]", at 11:08 PM on 12/31/2020 to Gabriel Campos Torres – approximately one minute after surveillance video captures two individuals carrying the body of Gabriel Campos Torres down the sidewalk. The next Facebook message sent from "[REDACTED]" to Gabriel Campos Torres is approximately five minutes later, with "[REDACTED]" texting, "Where did yall go".

Your Affiant obtained a search warrant for the Facebook records of "[REDACTED]". Your Affiant inspected the Facebook records and identified the account holder of the Facebook account "[REDACTED]" as **Noah J. Martin, (W/M; DOB: XX/XX/2002)**. Your Affiant obtained a search warrant for the Facebook records of "[REDACTED]". Your Affiant inspected the Facebook records and identified the account holder of the Facebook account "[REDACTED]" as **Isabel Martin, (W/F; DOB: XX/XX/2000)**. Isabel Martin is the sister of Noah Martin.

During the examination of Isabel Martin's Facebook records, your Affiant located a Facebook Messenger thread between Isabel Martin and Gabriel Campos-Torres. On 12/27/21, Gabriel Campos-

Torres asks Isabel Martin where the parties are going to be at on New Year's Eve. Isabel Martin tells Gabriel Campos-Torres, "U can come kicket wid us". Gabriel Campos-Torres replies, "with the Kings", making reference to both Noah and Isabel Martin's affiliation with the criminal street gang Latin Kings / Latin Queens. During their conversation, Isabel Martin discloses that her "man" is "a King", and that he will be with them as well. Gabriel Campos-Torres tells Isabel Martin, "hell yea. It would be adr. If yall accept me there with a 12."

The significance of the statement made by Gabriel Campos-Torres referencing "ADR" is that it is an abbreviation for "amor de rey", a commonly associated phrase with Latin Kings, meaning "love of the king", in Spanish. Typically, this phrase is used at the beginning and end of conversations between Latin King Members to affirm their commitment to the criminal street gang. Gabriel Campos-Torres is asking if the Latin Kings would accept him as a member of the criminal street gang. Isabel Martin continues the conversation and inquires why Gabriel Campos-Torres wants to be a Latin King, texting, "So what makes u wanna be a LKS".

Isabel Martin goes on to instruct Gabriel Campos-Torres to contact her boyfriend, "[REDACTED]", because Gabriel Campos-Torres has to speak to the male members of the gang – for only they can make that decision. Isabel Martin tells Gabriel Campos-Torres in a Facebook Messenger text, "Get at them not me", and "Because homie I dnt control the male put ons vk", and "Its up to the dudes not me". Gabriel Campos-Torres then contacts [REDACTED] and sends Isabel Martin screen shots of his conversation with [REDACTED]. [REDACTED] tells Gabriel Campos-Torres that they are getting together on the 31st, and "Hell yeah homie we finka kik it on the 31st. Start representing and start koming aroundk". The spelling of words is significant in the response to Gabriel Campos-Torres. It is common for Latin King Members to add the letter "K" in the spelling of words - as a way to emphasize the letter "K" – which represents "King".

On 12/31/20 at 3:46 p.m., Gabriel Campos-Torres sends a Facebook Messenger text to Isabel Martin, asking her, "whatsupp.. shit gonna go down tonite.?" Isabel Martin responds to Gabriel Campos-Torres, telling him that they are going to come and pick him up and bring him over to the house. Gabriel Campos-Torres provides Isabel Martin with his address. On 12/31/20 at 4:40 p.m., Isabel Martin communicates to Gabriel Campos-Torres that she is outside his house in a maroon colored Impala, with two others, whom she identifies in the text message as "[REDACTED]" and "[REDACTED]". Gabriel Campos-Torres responds, "ADR.!"

Your Affiant searched the street-names "[REDACTED]" and "[REDACTED]" in a WPD database. Your Affiant learned that K.J.W. goes by the street name "[REDACTED]" and that J.D.A., (16, W/M) goes by the street name "[REDACTED]". Both "[REDACTED]" aka K.J.W. and "[REDACTED]" aka J.D.A. are documented members of the criminal street gang Latin Kings.

During the examination of Isabel Martin's Facebook records, your Affiant located a Facebook Messenger thread between Isabel Martin and her brother, Noah J. Martin. On 12/28/20 at 01:59 a.m., Isabel Martin texts Noah J. Martin, "Gotta new recruit". Noah J. Martin asks his sister who and she responds, "Gabriel". In another text thread between Isabel Martin and Noah J. Martin, Isabel Martin

boasts to her brother about other females in the gang that she has recruited.

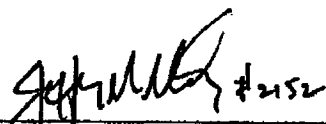
On 12/31/20 at 4:55 p.m., Isabel Martin sends a text message to Noah J. Martin, stating, "I got it I just SKooped the new recruit". Noah J. Martin replies, "Bet let me talk to grande and then real quick".

Your Affiant knows through training and experience as a law enforcement officer conducting gang-related investigations, that for a recruit to be accepted into a criminal street gang, the "recruit" must be initiated. Typical initiations include but are not limited to the recruit being instructed to commit a person's crime, the recruit submitting to a sexual assault, and/or the recruit submitting to a physical assault. Your Affiant knows that the location of [REDACTED] S. Laura has been the location for physical assaults of criminal street gang recruits, commonly referred to as a "jump-in". Members of the Wichita Police Department and while working in an undercover capacity, conducted surveillance on a Latin King "jump-in" that occurred at [REDACTED] S. Laura, the same month of the homicide.

The arrested party, Noah J. Martin, is a documented criminal street gang member as defined in K.S.A. 21-6313. The arrested party meets State guidelines for a criminal street gang member, and was documented in the WPD database on January 1, 2021 as a member of the People / Latin Kings criminal street gang.

The arrested party, Isabel D. Martin, is a documented criminal street gang member as defined in K.S.A. 21-6313. The arrested party meets State guidelines for a criminal street gang member, and was documented in the WPD database on January 1, 2021 as a member of the People / Latin Queens criminal street gang.

FURTHER AFFIANT SAITH NOT.


Jeffrey M. McVay #2152, AFFIANT

SUBSCRIBED AND SWORN to before me on this 5th day of April, 2021.


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