

IN THE  
7TH DISTRICT COURT - MOAB  
COUNTY OF GRAND, STATE OF UTAH

State of Utah

vs.

TU NGO

Date of Birth: 07/15/2002

Arrestee

Affidavit of Probable Cause

On 10/14/2021 09:10 the defendant was arrested for the offense(s) of:

	Offense Date	Offense Description	Statute	Gov Code	Severity	DV
1	10/13/2021	CRIMINAL TRESPASS ENTER / REMAIN- PERSON OR UNMANNED AIRCRAFT	76-6-206(2)(A)	UT	MA	No
2	10/13/2021	CRIMINAL TRESPASS UPON SCHOOL PROPERTY	53G-8-603	UT	MB	No

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

On 10-13-21 at 1818 hours, I responded to the report of a criminal trespass. Upon arrival, I spoke with the mother of the victims who told me an individual, identified as Tu Ngo, had followed the victims home from school and wanted the Tu trespass from her house. The mother also told me she has had interactions with Tu because of her employment and had a meeting with him earlier that day. Her professional interactions with Tu related to two other calls involving law enforcement officers in the last 4 days leading up to this event.

When I spoke to the youngest victim, V1, I was told they walk home with their older sibling, V2, and met up at the middle school like they did everyday. On 10-13-21, the oldest sibling showed up with Tu following them. As they walked, Tu asked the V1 random questions that did not flow to the conversation ranging from video game play to how V1's day was. As they walked, V2 told V1 they did not know who Tu was and did not know his name. After they arrived at their home, V2 told Tu he was not welcomed into the house and he needed to leave. Tu started asking for water to which V1 went inside and provided him a cup of water outside the house. When he finished his cup of water, V2 again told Tu to leave and they went to walk into their home. As the door closed, Tu walked in the front door behind both victims and sat on their couch. As he remained inside the house, V2 continued telling Tu he was not welcomed and he needed to leave their house. Frightened to upset Tu, the victims did not press the issue of Tu not leaving as he requested food from the victims. They provided him with snacks and asked him name. He pointed at his wrist and showed a name tag from a recent hospital stay and told them Tu. V2 then contacted their father to assist with removing Tu from the house and warned Tu their father was on the way. It was at this time Tu got off the couch and walked out the door.

I located V2 at work who said Tu had originally walked into their last class of the day about half way through claiming he was 15 years old and needed a job. As he followed them home with V1, Tu told V2 he too was walking home so V2 did not think anything of his following them. When they arrived at V2's home, Tu told them he knew their mother who had a professional relationship with and their mother had approved his entry, staying and living in the home with the victims. V2 told him he needed to leave multiple times but Tu did not leave. When he entered the house, he walked around into the kitchen, grabbed a knife and stared at it until he put it back away. When V2 contacted their father, Tu finally left. His duration of stay was estimated around 45 minutes. When I had contacted V2 at work, they told me Tu had just left their place of employment asking for a job and after being told to leave, he was reluctant to vacate the premises.

On 10-10-21 law enforcement was contacted regarding Tu. Officers were able to get Tu a hotel room for the night and notified the following day Tu's mother had come to take responsibility for him.

I was notified of another law enforcement interaction with Tu on 10-12-21 where he was at a school unlawfully

and asked to leave. When law enforcement arrived, he was taken to the hospital and checked in for a mental evaluation.

On 10-14-21 Grand County School District had requested additional patrols regarding Tu's recent behaviors and locations of interactions on school grounds. At 0910 hours while on patrol near Moab Regional Hospital, Officer Malone saw Tu and while approaching him, was alerted by the hospital front desk clerk pointing at Tu. Officer Malone detained Tu, read him his Miranda Rights and he and Sergeant Risenhoover attempted to question Tu. When asked about his entry into the victim's house on 10-13-21 and why he continually went to the school, knowing he wasn't a student there, Tu could not answer and said he did not know what they were talking about. Officer Malone transported him to Grand County Jail.

Officer Name: DANIEL ROBBINS	Badge ID: 2T9
I am a sworn officer with: UT0100100 - MOAB PD	
Arresting agency case number: 2021-001425	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/ DANIEL ROBBINS

#### SUBMISSION IDENTIFICATION INFORMATION

Booking agency: GRAND CO SO	Booking agency ORI: UT0100000	
Booking agency case number: 0020515	SID:	OTN:
Booking UserID: ccookb	Booking date/time: 10/14/2021 09:15	Submission ID: 1534841 (Version 1)