

IN THE MAGISTRATE COURT OF MCDOWELL COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA

MICHAEL K. FERGUSON

Defendant

Address: 5271 BARON CRAWFORD RD. HARTWELL, WV. 24815

- Obstructing
- Disorderly Conduct
- Assault on Trooper
- Battery on Trooper

Case No. \_\_\_\_\_

- Misdemeanor
- Felony

Date of Birth: 02-22-46 Driver's license #: \_\_\_\_\_ Last four digits of SS #: 8076

**CRIMINAL COMPLAINT**

I, the undersigned complainant, upon my oath or affirmation, state the following is true and correct to the best of my knowledge and belief. On or about 04-18-15 in MCDOWELL County, West Virginia, in violation of W.Va. Code (cite specific section, subsection, and/or subdivision as applicable) SEE ATTACHED the defendant did (state statutory language of offense) SEE ATTACHED

further state that this complaint is based on the following facts: ON THE ABOVE STATED DATE, THE DEFENDANT INTERFERED AND OBSTRUCTED THIS TROOPER FROM CONDUCTING HIS DUTY, BEING TO RESOLVE AND INVESTIGATE A LARGE ALTERCATION INVOLVING APPROXIMATELY 50 SUBJECTS. HE DEFENDANT MADE VERBAL THREATS AND ATTEMPTED TO VERBALLY INCITE THE LARGE CROWD OF PERSONS INVOLVED TO DISOBEY THIS TROOPERS COMMANDS IN REFERENCE OFFICER SAFETY. THE DEFENDANT CURSED AND CONTINUED TO CURSE AND SCREAM OBSCENITIES IN THE ROADWAY BEING BARON-CRAWFORD RD IN HARTWELL, MCDOWELL CO. WV. ONCE PLACED INSIDE THIS TROOPER'S CRUISER, THE DEFENDANT BEGAN KICKING THIS TROOPERS MOUNTED RADIOS AND WINDOWS. CONT.....

The defendant is/has:

- The victim's spouse or ex-spouse
- A parent or guardian of the victim
- A child in common with the victim
- Living with the victim or had lived with the victim
- A person who may be classified as a spouse, parent or guardian to the victim
- None of the above connections to the victim

Continued on attached?  yes  no

Complainant (who appears before magistrate): \_\_\_\_\_

Name: R. COBURN

Address: 50 VIRGINIA AVE. WELCH, WV

Title of Title Party: STATE TROOPER

Complainant Signature: \_\_\_\_\_

*sworn by Lt S Mc on 4-18-15 at 10:15 AM*

On this complaint, sworn or affirmed before me and signed this date by complainant in my presence, the item(s) checked below apply:

- Probable cause found
- Summons issued
- Warrant issued
- Warrantless arrest
- No probable cause found

Magistrate Signature: \_\_\_\_\_

Date: 04/13/15

IN THE MAGISTRATE COURT OF MCDOWELL COUNTY, WEST VIRGINIA

Out-of-County Warrant: \_\_\_\_\_  
State of West Virginia \_\_\_\_\_ Case No.: \_\_\_\_\_  
v. \_\_\_\_\_

Michael K. Ferguson aka Michael C. Ferguson \_\_\_\_\_

Defendant (Full Name)  Misdemeanor /  Felony

XXX-XX-8076 02/22/1946

Social Security Number Date of Birth

**JAIL COMMITMENT ORDER**

WV Code: Cash Bond [§ 62-1C-12], P.R. [§ 62-1C-1a and 4], 10% Cash Bond [Trial Ct. Rule 31.01], Surety Company [§ 62-1C-4]

The Court hereby ORDERS commitment of the defendant to the custody of the county/regional jail for the following charges: 1) Disorderly Conduct, 2) Obstructing an Officer

Until \$500.00 bail is posted.  Cash  Recognizance: ( Personal  Property [Real Estate]  10% Cash Bond and 90% \_\_\_\_\_  Surety Company/Bail Bondsperson).

To await Court action. Hearing date: \_\_\_\_\_

For a period of \_\_\_\_\_, as sentenced upon conviction.

Release Date and Time: \_\_\_\_\_ at \_\_\_\_\_  a.m./ p.m.  No Credit for time served.

To self-report to \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_  a.m. /  p.m.

Other (specify): \_\_\_\_\_

(Date) (Time) Magistrate's Signature

Received and executed by

Officer Taking Custody / Jail Officer (Date) (Time)

**JAIL RELEASE ORDER**

The Court hereby ORDERS release of the defendant from the custody of the county/regional jail for the following reason:

Bail has been posted. Hearing date: When notified

Charge(s) has/have been dismissed as to Case No.(s). \_\_\_\_\_

The defendant has discharged the sentence imposed by the Court.

To be released to \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_  a.m. /  p.m.

Other (specify): \_\_\_\_\_

04/18/2015 11:02 AM \_\_\_\_\_  
(Date) (Time) Magistrate's Signature

Received and executed by

Dani Paul 4-18-15 11:02 am  
Jail Officer (Date) (Time)

IN THE MAGISTRATE COURT OF MCDOWELL COUNTY, WEST VIRGINIA

Out-of-County Warrant: \_\_\_\_\_

State of West Virginia \_\_\_\_\_

Case No.: \_\_\_\_\_

v. \_\_\_\_\_

Michael A. Ferguson aka Michael O. Ferguson \_\_\_\_\_

Defendant (Full Name) \_\_\_\_\_

Misdemeanor /  Felony

XXX-XX-9938

04/16/1992

Social Security Number \_\_\_\_\_

Date of Birth \_\_\_\_\_

**JAIL COMMITMENT ORDER**

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To self-report to \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_  a.m. /  p.m.

Other (specify): \_\_\_\_\_

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Time)

\_\_\_\_\_  
Magistrate's Signature

Received and executed by \_\_\_\_\_

\_\_\_\_\_  
Officer Taking Custody / Jail Officer

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Time)

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Other (specify): \_\_\_\_\_

04/18/2015

11:00 A.M.

[Signature]  
Magistrate's Signature

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Time)

Received and executed by \_\_\_\_\_

[Signature]  
Jail Officer

4-18-2015  
(Date)

11:00 am  
(Time)