

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

STATE OF OKLAHOMA, )  
)  
Plaintiff, )  
)  
vs. )  
)  
)  
Ulrich, Jack )  
Defendant (s) )

CM -  
2017-3183

Case No. 2017-06456

AFFIDAVIT

STATE OF OKLAHOMA )  
) ss.  
COUNTY OF TULSA )

The undersigned, of lawful age, being first duly sworn, upon oath deposes and states as follows:

1. He is a duly sworn Investigator with the Tulsa County Sheriffs Office.
2. He has read certain investigative reports and statements of witnesses regarding the above named Defendant (s) and, from these statements and reports it appears as follows:
3. That on 07 04 2017 at 1125 hours Deputy Ingwersen was assigned a robbery in progress at the fireworks stand located at 615 South 65th West Avenue. Dispatch updated with information of shots fired and a green pickup fled the scene driving to the north on 65th West Avenue. Dispatch also notified that someone from the scene had jumped in to the back of the pickup truck. While in route, he was flagged down at approximately 6000 West Edison. The man on scene said he saw a white male run into the woods to the northeast of his location. Dispatch was relayed this information and notified Osage County of a white male wearing blue pants and a white shirt who ran in to the woods. At 1134 hours he received an update regarding a green truck stopped on the side of the road at approximately 6300 West Edison. Upon arriving to the scene, he discovered a green Dodge Dakota Sport on the side of the road. When he approached the vehicle, he discovered a white male slumped over in the passenger seat. Deputy Osman and Deputy Johnson removed the male from vehicle and laid him on the ground on his back. Deputy Johnson started CPR. Deputy Johnson continued CPR until Tulsa Fire personnel came on scene at 1145 hours and took over. While this was happening, Deputy Osman began to establish the crime scene and Deputy Ingwersen began to gather witnesses. Deputies then held the scene until detectives arrived.
4. That the scene at the fireworks stand, located at 615 South 65th West Avenue, was secured by Deputy Boyd, Deputy Humphrey, and Deputy Yerton. See Deputy Boyd's and Deputy Humphrey's supplementals for descriptions of the scene at the fireworks stand, witness statements, and the disposition of that scene.
5. Keli Morgan [DOB 08-20-1970] stated on 07 04 2017 at approximately 1130 hours she was driving west on Edison. Keli stated she came around a curve and noticed a blue truck in the road with the engine smoking and a flat tire on the driver's side of the truck. Keli stated she also noticed a young man in the passenger seat and the window shot out. Keli stated as soon as she noticed, she called 911.

OVER

Keli stated that while she was on the phone, a man in a red truck pulled up, Nathan Buckingham [DOB 06-13-1979], and Keli asked Nathan to check on the man in the truck. Keli stated Nathan confirmed to her that the man in the truck had been shot. Keli stated she also remembers a red car, possibly a Charger, speeding past her when she was coming from 57th West Avenue to Edison.

6. Nathan Buckingham [DOB 06-13-1979] stated on 07 04 2017 he arrived at 6500 West Edison to drop his mortgage in a mailbox. Nathan stated he noticed a green Dodge Dakota with a flat tire and drivers side door open. Nathan stated he noticed a man hunched over from the passenger side to the drivers side. Nathan stated he called 911 and was advised that officers were in route.

7. John Waresback [DOB 10-03-1944] stated on 07 04 2017 at approximately 1130 hours he saw 2 cars, a turquoise pickup, and a newer model red car. John stated he heard them coming on Edison at approximately 1130 hours. John stated he saw the pickup pull over and he noticed it had a flat tire. John stated when the pickup pulled over, the red car pulled up behind it. John stated he saw 2 young men get out of the red car and one person jumped out of the pickup. John stated the people appeared to be in a hurry as they removed what appeared to be a large box of fireworks from the truck and attempt to load it into the red car. John stated the red car fled from the scene in a hurry. John also sent a picture he took of the red car to Deputy Osman.

8. Terry Morgan [DOB 06-21-1970] stated on 07 04 2017 at approximately 1150 hours his wife, Keli Morgan, called him and told him someone was shot. Terry stated he began to head towards Keli. Terry stated when he got to 57th West Avenue he saw a white male jump out of the woods and enter a black 4 door Mazda that was driven by a female. Terry stated the male was about 5'10", white, was bald, wearing blue jeans and white shoes, and was carrying a white shirt. Terry stated he googled the logo he saw on the car and that is how he came to believe the car to be a Mazda, possibly a Mazda 3.

9. Joseph Perry [DOB 09-07-1947] stated on 07 04 2017 he saw a green pickup headed east on Edison. Joseph stated that shortly after it passed his driveway at 6330 West Edison he heard a bang. Joseph stated that approximately 3 minutes after he heard the bang, he saw the same green pickup drive by his house headed west on Edison with a flat tire.

10. At the scene where the body was found, there was a green Dodge Dakota on the west side of the road at 6300 W Edison facing south. The driver's side door of the truck was open, and the driver's side rear tire was flat. Inside the truck was a white male slumped over with his head near the gear shifter. There was a bullet hole in the A-pillar on the driver's side of the truck. There was also a bullet hole in the passenger side window and that window was shattered.

11. Deputy Osman and Deputy Johnson removed the male from the vehicle and placed him on the ground, on his back. Deputy Johnson began CPR. Deputy Osman placed a HALO chest seal over the wound on his right chest. Deputy Johnson continued CPR until Tulsa Fire arrived on scene at 1145 hours and took over.

12. Tulsa Fire personnel that arrived were E-13-A, Jack Wright, Jarred Henderson, and Stephen Kendrick. SQ-2-A personnel were Bryan Beal and Jayme Goad. E-2-A personnel were R. Revels, T. Potts, F. Owens, and C. Field.

13. EMSA unit 117 personnel Mark Grant and Heath Marshall arrived on the scene at 1155.

14. Tulsa Fire personnel called time of death at 1150 hours.

15. The body is in the custody of the Medical Examiner's Office.

**OVER**

16. The personal effects are in the custody of the Medical Examiner's Office.

17. Detective Todd Jeffrey had a 2013 red Dodge Avenger [OK tag CE1599] towed from the scene at 615 South 65th West by Allied Towing with a no touch hold for detectives.

18. That on 7/4/17 at approximately 1500 hours Johnny Mize Sr. was interviewed by Detective Huss and Detective Coatney. This interview was audio/video recorded. Mize Sr. was read Miranda Warning and agreed to speak without any attorney present by signing a Tulsa County Sheriff's Office Notification of Rights Waiver form. During this interview Mize Sr. stated the following: That two men came in a green truck to his firework stand and stole a \$600 dollar box of fireworks. That he heard a commotion and as he was running towards the stand from a nearby porch he saw a flash come from the individuals green truck. That his son keeps a gun on the floor of the firework stand. That his son fired at the truck. That both he and his son, Johnny Mize JR, attempted to climb in the bed of the truck. That the green truck left at a high rate of speed throwing him out of the bed. That his son was able to stay in the bed of the pickup truck. That he then went and got into his other son's, Michael Mize, red Dodge Avenger and tried to follow the green truck. That he was able to locate the green truck and his son near 6500 W. Edison. That when he found the green truck it was traveling southbound on 65th W. Avenue and his son, Johnny Mize Jr. was driving. That he had to flag down his son. That Mize Jr. stopped the truck and they loaded the fireworks into the Dodge Avenger and returned back to the firework stand at 615 S. 65th W. Avenue.

19. That on 7/4/17 at approximately 1515 hours Johnny Mize Jr. was interviewed by Detective Huss and Detective Coatney. This interview was audio/video recorded. Mize Sr. was read Miranda Warning and agreed to speak with Detectives by signing a Tulsa County Sheriff's Office Notification of Rights Waiver form. Also present during this interview was the attorney for Johnny Mize Jr., Kevin Adams. During this interview Mize Jr. stated the following: That two men came in a green truck to his firework stand and stole a \$600 dollar box of fireworks. Mize Jr. stated that he jumped over the counter of the firework stand with his gun. Mize Jr. stated he then pointed the gun at the men in an attempt to "scare" them. That he heard a "pop" and thought we was shot at. Mize Jr. stated he fired his gun. Mize Jr. stated he was not sure what he hit because he did not aim at anything particular. Mize Jr. stated he then jumped into the bed of the pickup. Mize Jr. stated that the truck took off at a high rate of speed. Mize Jr. stated the vehicle traveled north on 65th West Avenue. The vehicle was swerving and "fish tailing" in an attempt to removed him from the bed of the truck. Mize Jr. stated he reached over the bed of the truck and shot out the driver's side rear tire. Mize Jr. stated the truck came to a stop and the driver exited the vehicle. Mize Jr. stated that the driver was yelling but he could not understand what he was saying. Mize Jr. stated he could not clearly remember what happened at that point because he may have "blacked out".

20. Both Johnny Mize Sr. and Johnny Mize Jr. were released after being questioned.

21. That on 07 05 2017 myself and Detective Huss carried out a search warrant on the Dodge Dakota truck bearing Oklahoma tag number CK1730 (vehicle towed from the crime scene), with completed search warrant of said vehicle. This vehicle was located at Allied Towing, located at 1011 North Lewis Place. Photographs were taken of this vehicle and entered into evidence. In the search of this vehicle swabs were taken of the steering wheel and gear shift in an attempt to gather any touch DNA evidence. The rear driver's side tire was removed and placed in the bed of the same truck. The removed wheel had an apparent bullet hole in the wheel. The drivers side window of the truck was shattered by what appears to be a gunshot. The windshield near the bottom drivers side of the vehicle had a bullet hole, in which the bullet was recovered in between the drivers side door and the door frame.

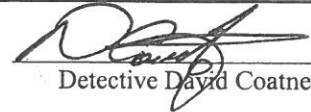
OVER

22. That on 07 05 2017 myself and Detective Huss carried out a search warrant on the Red Dodge Avenger bearing Oklahoma tag number CE1599, with completed search warrant of said vehicle. This vehicle was located at Allied Towing, located at 1011 North Lewis Place. Photographs were taken of this vehicle and entered into evidence. In the search of this vehicle a Winchester Luger 9mm bullet was recovered from the rear driver's seat floorboard, which was entered into property as evidence. That this bullet matches the description of the bullets found in the magazine of the gun belonging to Mize Junior.

23. **Suspect Information: Ulrich, Jack Race: W Sex: M DOB: 8/13/89 (28) Hgt: 5'5 Wgt: 160 Hair: BRN Eyes: HAZ SSN: 446-98-2865 ADD: LKA 701 N. Birch Sand Springs, OK 74063**

24. That the above mentioned crime occurred in the County of Tulsa, State of Oklahoma.

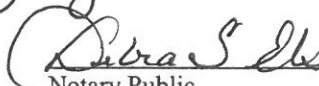
WHEREFORE, affiant prays the Honorable Court to issue a warrant for the arrest of the within named Defendant (s), that he/she/they may be brought before a magistrate and held to answer for the offense(s) of:

  
Detective David Coatney

AFFIANT

Subscribed and sworn to before me this 6 day of July, 2017.

My commission expires 6-25-18

  
Notary Public



FINDING OF PROBABLE CAUSE

On this \_\_\_ day of \_\_\_\_\_, 2017 the above styled and numbered cause came on for hearing before me, the undersigned Judge of the District Court of Tulsa County, Oklahoma, upon the affidavit of **Detective David Coatney** requesting that a warrant of arrest be issued for the within named Defendant(s), that he/she/they might be arrested and held to answer for the offense(s) of:

Based upon said Affidavit I am satisfied and do hereby find that the offense(s) of:

has/been committed and that there is probable cause to believe the within named Defendant(s) has/have committed said offense(s) and that a warrant of arrest should be issued.

Dated this \_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
JUDGE OF THE DISTRICT COURT



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

STATE OF OKLAHOMA, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
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 )  
 Mize Junior, Johnny )  
 Defendant (s) )

CF-2017-3891

Case No. 2017-06456

AFFIDAVIT

STATE OF OKLAHOMA )  
 ) ss.  
 COUNTY OF TULSA )

The undersigned, of lawful age, being first duly sworn, upon oath deposes and states as follows:

1. He is a duly sworn Investigator with the Tulsa County Sheriffs Office.
2. He has read certain investigative reports and statements of witnesses regarding the above named Defendant (s) and, from these statements and reports it appears as follows:
3. That on 07 04 2017 at 1125 hours Deputy Ingwersen was assigned a robbery in progress at the fireworks stand located at 615 South 65th West Avenue. Dispatch updated with information of shots fired and a green pickup fled the scene driving to the north on 65th West Avenue. Dispatch also notified that someone from the scene had jumped in to the back of the pickup truck. While in route, he was flagged down at approximately 6000 West Edison. The man on scene said he saw a white male run into the woods to the northeast of his location. Dispatch was relayed this information and notified Osage County of a white male wearing blue pants and a white shirt who ran in to the woods. At 1134 hours he received an update regarding a green truck stopped on the side of the road at approximately 6300 West Edison. Upon arriving to the scene, he discovered a green Dodge Dakota Sport on the side of the road. When he approached the vehicle, he discovered a white male slumped over in the passenger seat. Deputy Osman and Deputy Johnson removed the male from vehicle and laid him on the ground on his back. Deputy Johnson started CPR. Deputy Johnson continued CPR until Tulsa Fire personnel came on scene at 1145 hours and took over. While this was happening, Deputy Osman began to establish the crime scene and Deputy Ingwersen began to gather witnesses. Deputies then held the scene until detectives arrived.
4. That the scene at the fireworks stand, located at 615 South 65th West Avenue, was secured by Deputy Boyd, Deputy Humphrey, and Deputy Yerton. See Deputy Boyd's and Deputy Humphrey's supplementals for descriptions of the scene at the fireworks stand, witness statements, and the disposition of that scene.
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OVER

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23. **Suspect Information: Mize Jr., Johnny Race: W Sex: M DOB: 06 03 1985 Hgt: 601 Wgt: 185 Hair: Blonde Eyes: HAZ SSN: 451 77 2688 ADD: 615 South 65<sup>th</sup> West Avenue, Tulsa OK 74127**

24. That the above mentioned crime occurred in the County of Tulsa, State of Oklahoma.

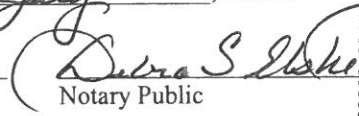
WHEREFORE, affiant prays the Honorable Court to issue a warrant for the arrest of the within named Defendant (s), that he/she/they may be brought before a magistrate and held to answer for the offense(s) of:

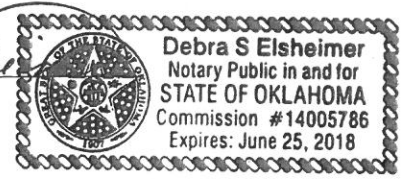
  
Detective David Coatney

AFFIANT

Subscribed and sworn to before me this 6 day of July, 2017.

My commission expires 6-25-18

  
Notary Public



FINDING OF PROBABLE CAUSE

On this \_\_\_ day of \_\_\_\_\_, 2017 the above styled and numbered cause came on for hearing before me, the undersigned Judge of the District Court of Tulsa County, Oklahoma, upon the affidavit of **Detective David Coatney** requesting that a warrant of arrest be issued for the within named Defendant(s), that he/she/they might be arrested and held to answer for the offense(s) of:

Based upon said Affidavit I am satisfied and do hereby find that the offense(s) of:

has/been committed and that there is probable cause to believe the within named Defendant(s) has/have committed said offense(s) and that a warrant of arrest should be issued.

Dated this \_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
JUDGE OF THE DISTRICT COURT