

STATE OF INDIANA)
COUNTY OF DUBOIS) SS: IN THE DUBOIS CIRCUIT COURT
CAUSE NO. 19C01-_____-_____-_____

STATE OF INDIANA VS.

(Name) Liam KS Kibby
(Address) [REDACTED]
(Address) [REDACTED]
(DOB) [REDACTED]
(SSN) (REDACTED)
(OLN) [REDACTED]

AFFIDAVIT FOR PROBABLE CAUSE

I Aaron Schmitt, an officer with the Jasper Police Department being first duly sworn upon his oath, states under the penalties of perjury, that he/she believes and has good cause to believe that on or about the 29th day of August, 2022 at and in the County of Dubois, State of Indiana, the above named person committed the crime(s) of Rape Lvl 1, Strangulation Lvl 6, Criminal Confinement Lvl 6, Sexual Battery Lvl 6 in violation of I.C. 35-42-4-1, 35-42-2-9, 35-42-3-3, 35-42-4-8 and the affiant's beliefs are based on the following information, facts and circumstances, to-wit:

On August 29, 2022 at approximately 05:05 PM Victim 1 came to the Jasper Police Department to report that she had been sexually assaulted around 11:00 AM. I brought V1 to an interview room and she began to tell me what had occurred.

V1 advised that while she was on a walk she began to receive snapchat messages from Liam Kibby. V1 advised that she was friends with Mr. Kibby in high school. V1 advised that Mr. Kibby asked her to come over to help him with something. V1 advised that she went to Mr. Kibby's house, [REDACTED], just before 11:00 AM.

V1 advised that she and Mr. Kibby had a sexual relationship in the past with the last sexual relation being in January of 2022 or December of 2021. V1 advised that while they were in the backyard Mr. Kibby began to stick his hands in her pants and began sticking his fingers in her vagina. V1 advised that she told Mr. Kibby "no" and started screaming "get off of me" and he grabbed her face and started kissing her. V1 advised that Mr. Kibby then began to cry and apologized, saying that he didn't mean to do that and that he has a lot going on. V1 advised that she then started walking back towards her vehicle but Mr. Kibby asked her to come inside to talk. V1 advised that they went inside and Mr. Kibby wanted to watch a movie. V1 advised that she was sitting in a chair and Mr. Kibby asked her to come join him on the couch so she did.

V1 advised that while they were on the couch Mr. Kibby began to choke her with his hand on her throat and was holding her down. V1 advised that she felt like Mr. Kibby was preventing her from leaving the room. V1 also advised that she could not breathe while Mr. Kibby was squeezing her throat. V1 advised that when this occurred her pants were on and Mr. Kibby's were off. V1 advised that Mr. Kibby grabs her breast and then began to put his finger in her vagina.

V1 advised that this encounter lasted for 7-8 minutes. V1 advised that Mr. Kibby was trying to put his penis into

her vagina but doesn't believe that it went inside. V1 advised that Mr. Kibby's dogs began to bark and Mr. Kibby stopped to go see why they were barking. V1 advised that she was then able to leave. V1 advised that while she was in the basement she began to record an audio recording on her phone and it captured some of the assault. In the recording you can hear V1 saying no and stop it multiple times over some muffled noises. You can also hear someone "shushing"

I then drove to [REDACTED] and met with Mr. Kibby. I advised Mr. Kibby that I needed to speak with him regarding an investigation. I placed Mr. Kibby in handcuffs and transported him to the Jasper Police Department. I brought Mr. Kibby to an interview room and read to Mr. Kibby the JPD Advice of Rights form. Mr. Kibby advised that he understood his rights and agreed to speak with me. When asked about what Mr. Kibby did today he advised that his friend V1 came over. Mr. Kibby advised that he and his girlfriend were in an argument so he made a new snapchat profile and began messaging V1 and asked her to come over to help him work on a chicken coop. Mr. Kibby advised that V1 came over, helped him with the chickens and then they went inside to watch a movie. Mr. Kibby advised that V1 started talking about her boyfriend and he began to feel uncomfortable so he asked her to leave. I told Mr. Kibby what V1 was alleging happened, Mr. Kibby sighed and said "I don't know why I'm lying to you". Mr. Kibby then told me that his girlfriend asked him to get a second partner so he asked V1 to come over. Mr. Kibby said that "everything was pretty much consensual until the basement and she told me to stop so I did". Mr. Kibby advised that V1 then left. Mr. Kibby advised that while they were in the basement he was kissing and "fondling her breast region" and then V1 said "stop". I told Mr. Kibby that he was not telling me the whole truth. I began to play the recording V1 had recorded. Mr. Kibby advised that the person shushing V1 in the recording was him. Mr. Kibby went on to say that he and V1 were on the couch and they began to kiss and he fondled her breast but V1 said no, then Mr. Kibby grabbed her by the throat area and kissed her. Mr. Kibby said that he then wiggled down between V1's legs and began to kiss the inside of her thighs and attempted to put his finger into her vagina through the leg holes of her shorts. Mr. Kibby advised that he touched the outside part of her vagina but did not penetrate it. Mr. Kibby said that she said no again so he stopped.

I affirm, under the penalties of perjury as specified by I.C. 35-44.1-2-1, that the foregoing representations are true.



Affiant