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<p>IN THE EIGHTH JUDICIAL DISTRICT COURT</p> <p>IN AND FOR THE COUNTY OF DAGGETT STATE OF UTAH</p>	
<p>STATE OF UTAH</p> <p style="text-align: right;">Plaintiff,</p> <p>vs.</p> <p>JOSHUA J. COX, DOB 4/27/1990</p> <p style="text-align: right;">Defendant.</p>	<p style="text-align: center;">INFORMATION (Service: Summons)</p> <p style="text-align: center;">Case No. 171800004</p> <p style="text-align: center;">Judge:</p>

The undersigned, T. Dimick, UTAH DEPARTMENT OF CORRECTIONS, Agency Case No. 17-45665-AA, upon a written declaration states on information and belief that the defendant either directly or as a party to the offense, committed the crimes of:

COUNT 1

AGGRAVATED ASSAULT, Utah Code Ann. § 76-5-103, Third Degree Felony as follows: That on or about August 27, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly, intentionally or recklessly attempted with unlawful force or violence, to do bodily injury to, or committed with unlawful force or violence an act that caused bodily injury, or created a substantial risk of bodily injury to the person of John Doe 1 by using a dangerous weapon, to wit: a Taser, upon John Doe 1.

COUNT 2

AGGRAVATED ASSAULT, Utah Code Ann. § 76-5-103, a Third Degree Felony as follows: That on or about August 27, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly, intentionally or recklessly attempted with unlawful force or violence, to do bodily injury to, or committed with unlawful force or violence an act that caused bodily injury, or created a substantial risk of bodily injury, to the person of John Doe 6 by using a dangerous weapon, to wit: a Taser upon John Doe 6.

COUNT 3

AGGRAVATED ASSAULT, Utah Code Ann. § 76-5-103, a Third Degree Felony as follows: That on or about August 27, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly, intentionally or recklessly attempted with unlawful force or violence, to do bodily injury to, or committed with unlawful force or violence an act that caused bodily injury, or created a substantial risk of bodily injury, to the person of John Doe 7 by using a dangerous weapon, to wit: a Taser, upon John Doe 7.

COUNT 4

AGGRAVATED ASSAULT, Utah Code Ann. § 76-5-103, a Third Degree Felony as follows: That on or about August 27, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly, intentionally or recklessly attempted with unlawful force or violence, to do bodily injury to, or committed with unlawful force or violence an act that caused bodily injury, or created a substantial risk of bodily injury, to the person of John Doe 5 by using a dangerous weapon, to wit: a Taser, upon John Doe 5.

COUNT 5

AGGRAVATED ASSAULT, Utah Code Ann. § 76-5-103, a Third Degree Felony as follows: That on or about August 27, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly, intentionally or recklessly attempted with unlawful force or violence, to do bodily injury to, or committed with unlawful force or violence an act that caused bodily injury, or created a substantial risk of bodily injury to the person of a John Doe 2 by using a dangerous weapon, to wit: a Taser, upon John Doe 2.

COUNT 6

TRANSPORTING A DANGEROUS WEAPON INTO THE SECURE AREA OF A CORRECTIONAL FACILITY, Utah Code Ann. § 76-8-311.1(6)(a) a Third Degree Felony as follows: That on or about August 27, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly or intentionally transport into a secure area of the Daggett County jail a dangerous weapon, to wit: a Taser.

COUNT 7

AGGRAVATED ASSAULT, Utah Code Ann. §§ 76-5-103 and 76-6-202, a Third Degree Felony as follows: On or between May, 2015 to March, 2016, in Daggett County, State of Utah, the defendant JOSHUA J. COX, did knowingly, intentionally or recklessly solicit, request, command, encourage, or intentionally aid John Doe 3 to knowingly, intentionally or recklessly threaten, accompanied by a show of immediate force or violence, to do bodily to another, John Doe 8, which threat included the use of a dangerous weapon, to wit: a Taser, or other means likely to produce death or serious bodily injury, in said show of force or violence.

COUNT 8

AGGRAVATED ASSAULT, Utah Code Ann. § 76-5-103, a Third Degree Felony as follows: That on or about October 17, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly, intentionally or recklessly attempted with unlawful force or violence, to do bodily injury to, or committed with unlawful force or violence an act that caused bodily injury, or created a substantial risk of bodily injury, to the person of John Doe 4 by using a dangerous weapon, to wit: a Taser, upon John Doe 4.

COUNT 9

TRANSPORTING A DANGEROUS WEAPON INTO THE SECURE AREA OF A CORRECTIONAL FACILITY, Utah Code Ann. § 76-8-311.1(6)(a) a Third Degree Felony as follows: That on or about October 17, 2016, in Daggett County, State of Utah, the defendant, JOSHUA J. COX, did knowingly or intentionally transport into a secure area of the Daggett County jail a dangerous weapon, to wit: a Taser.

COUNT 10

THEFT, Utah Code Ann. §§ 76-6-404 and 76-6-412(1)(c) a Class A Misdemeanor as follows: On or between January 25, 2016 and February, 2017 in the counties of Cache and Daggett, State of Utah, the defendant, JOSHUA J. COX, did obtain and exercise unauthorized control of certain property belonging to Smithfield City Police Department, to wit: a Taser, having a value in excess of \$500 but less than \$1,500.00 with the intent to deprive them thereof.

COUNT 11

RECKLESS ENDANGERMENT, Utah Code Ann. § 76-5-112 a Class A Misdemeanor as follows: On or between December 2016 to February 2017 in the County of Daggett, State of Utah, the defendant, JOSHUA J. COX did under circumstances not amount to felony, recklessly engage in conduct that created a substantial risk of death or serious injury to another person to wit: by bringing uncertified police K9s into the Daggett County Jail and exposing inmates John Does 2 and 4 to them under uncontrolled circumstances.

THIS INFORMATION IS BASED ON EVIDENCE OBTAINED FROM THE FOLLOWING WITNESSES: Investigator T. Dimick, J. Savage, John Does 1-8, Jane Does 1-2, A. Gonzalez, T. Larson, R. Toledo, and L. Walker.

DECLARATION OF PROBABLE CAUSE:

Your declarant, T. Dimick with the Department of Corrections, based on information in Report Number 17-45665-AA and interviews of witnesses, states as follows:

For Counts 1-5: I interviewed the defendant and witnesses herein who confirmed that on August 27, 2016, inside an area in the secure perimeter of the garage area of the Daggett County Jail defendant used his personal Taser in drive stun mode on witnesses John Does 1, 2, 5, 6 and 7. The witnesses were originally promised a case of soda if they could endure the tasing for five seconds. Some of the witnesses stated they were tased more than once. I retrieved the Taser from defendant and confirmed the date of August 27, 2016 by a review of the Taser discharge log records of activity.

For Count 6: The defendant brought a Taser, a dangerous weapon, into the secured garage area of the Daggett County Jail in violation of jail policy.

For Count 7: On or between May 2015 and March 2016, at the Daggett County Jail the defendant checked out a Taser from the jail controller and gave it to John Doe 3, for the purpose of threatening John Doe 8, who was surprised and feared for his own safety by the Taser being discharged in the drive stun mode in his direction, causing him to jump back and strike his head on the control room glass pane. Said John Doe 3 remains an unindicted co-conspirator. Defendant encouraged, requested and intentionally aided in this assault and included the use of a deadly weapon, to wit a Taser, as above set forth.

For Count 8: On or about October 17, 2016, in the woodworking shop of the Daggett County Jail located within the secure perimeter of the jail, the defendant used a Taser as an "initiation" to the work crew and which was required by defendant in order for John Doe 4 to keep his outside work privileges. John Doe 4 acknowledged that the event happened against his will. This incident was witnessed by John Doe 2. I confirmed the date by of October 17, 2016 by a review of the Taser discharge log records of activity.

For Count 9: On or about October 17, 2016, the defendant brought a personal Taser inside the secure fenced perimeter and the secure area of the jail where the jail inmates are housed and work inside the jail facility itself in violation of jail policy.

For Count 10: I determined that the X26 Taser I retrieved from defendant was the property of Smithfield Police Department, which defendant took with him upon resigning on or

about January 25, 2016. The defendant did not have permission or authority to keep said Taser in his possession. Smithfield Police paid over \$800.00 for the Taser. There is no evidence that defendant intended to return the Taser to the Smithfield Police Department or that the misappropriation was in any manner temporary.

For Count 11: On or between December 2016 to February 2017 the defendant brought uncertified police K9s into Daggett County Jail and ordered John Doe 2 and/or John Doe 4 to hold dog training apparatus so he could teach uncertified K9s basic obedience training. John Does 2 and 4 were intentionally exposed to the K9s when not on a leash and John Does 2 and 4 were bitten. The defendant is not a certified K9 officer and therefore put the safety of John Does 2 and 4 at risk of serious bodily injury.

Pursuant to Utah Code Ann. § 78B-5-705 (2008)
I declare under criminal penalty of the State of Utah that the foregoing is true and correct to the best of my belief and knowledge.

Executed on: May 5th, 2017

/s/ T. Dimick

T. DIMICK

Declarant

Authorized for presentment and filing:
SEAN D. REYES, Attorney General

/s/ Steven A. Wuthrich

STEVEN A. WUTHRICH

Assistant Attorney General

Dated this 5th day of May, 2017