

IN THE MAGISTRATE COURT OF Cabell COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA

v.

Defendant: **DICK, Andy (AKA Andrew R. Dick)**

CASE NO. 10F-93

Address: [REDACTED]

MISDEMEANOR

FELONY

Social Security #: [REDACTED]

Date of Birth: 12/21/1965

Driver's License #: [REDACTED]

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 1/23/2010 in Cabell County West Virginia, in violation of W.Va. Code (cite specific section and/or subsection) 61-8B-7 **Sexual Abuse in the first degree** the defendant did:

a) A person is guilty of sexual abuse in the first degree when:

(1) Such person subjects another person to sexual contact without their consent, and the lack of consent results from forcible compulsion

(b) Any person who violates the provisions of this section shall be guilty of a felony, and, upon conviction thereof, shall be imprisoned in a state correctional facility not less than one year nor more than five years, or fined not more than ten thousand dollars and imprisoned in a state correctional facility not less than one year nor more than five years.

I further state that this complaint is based on the following facts:

While inside "Rum Runners" at 819 3rd Avenue in Huntington, Cabell Co., the victim, Justin [REDACTED], was speaking with the defendant. When the defendant (unexpectedly and without invitation) grabbed the victim's crotch, repeatedly groping then kissing him. The incident was witnessed by the victim's girlfriend, Wendy [REDACTED].

Continued on attached sheet? yes no

Complainant (who appears before magistrate):

Paul Matovich #418

Name

HUNTINGTON POLICE DEPT

675 10TH STREET

Address

696-4470

Telephone

POLICE OFFICER

Title

Paul Matovich

Complaint Signature

1/23/2010

Date

[Signature] #32

1-23-2010

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

[Signature]
Magistrate Signature

1/23/2010
Date