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STATE OF NEW MEXICO

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VALENCIA COUNTY

VCSO # VCSO24003217
STN# 32-00000-24-0803
NO. M-59-FR-2024-00599
-JC5

VS.

Name: Rodriguez, Thomas, Defendant
Address: 116 B La Ladera RD Los Lunas NM 87031
DOB: [REDACTED] 1977
SOC: [REDACTED]
DL#: N [REDACTED]

Los Lunas:
Belen:

CRIMINAL COMPLAINT

CRIME: Aggravated Assault (Deadly Weapon), Negligent use of a Deadly
Weapon(Discharged)

The undersigned, under penalty of perjury complains and says that on or about the 29 day of September, 2024 in the County of Valencia, State of New Mexico, the above named defendant(s) did *(here state the essential facts)*;

On 09/29/2024 at approximately 1942 hours central dispatch received a call for service regarding a disturbance at 116 La Ladera. Upon arrival Deputies made contact with Michael Gabaldon who was on Easement leading to 116 La Ladera space B. Michael had a handgun in his hand at which point deputies began giving commands for him to put the weapon down. Michael complied with deputies and informed them that Thomas Rodriguez, who was now located inside the residence at 116 La Ladera Space B, had drove at him attempting to hit him with a vehicle. Thomas missed striking Michael with his vehicle at which point Thomas discharged a firearm out of the vehicle's window before driving to his residence.

Deputies attempted to make contact with Thomas with negative results. Deputies made contact with Carol Ann Cyrus, who is the residence owner and Thomas' mother. Deputies advised Carol of the allegations made by Michael and advised her to suggest to her that she leave the residence to avoid continuing to be at risk. Carol and Christopher Rodriguez, Thomas's brother, left the residence as there has been a pattern of Thomas shooting from his RV which is located on the same property just east of the main home.

Deputies then began to make call outs in an attempt to make contact with Thomas as deputies could hear him inside the residence. Due to the likely hood of a confrontation with Thomas, after several minutes of call outs and no response from Thomas Deputies departed the residence with no contact being made.

Later in the evening Deputies were called back to 116 La Ladera Space A for a disturbance. The reporting party, later identified as Patricia Gabaldon stated Thomas had pointed a fire arm at her and husband in a threatening manner. Patricia then stated her husband walked outside the home due to Thomas shooting at their residence.

Deputies on scene began to make call outs in an attempt to get Thomas to come out of the residence. Los Lunas Police Officers, who were on scene assisting observed Thomas running into the main residence located at 116 La Ladera Road Space B.

Valencia County Sheriff's Office personnel and assisting local law enforcement agencies set up a perimeter and continued call outs. Thomas Rodriguez continued to barricade and not follow orders.

I later made contact with Carol Cyrus who stated she heard gun shots coming from the back of her residence. Carol assumed it was Thomas. She then observed Thomas rushed inside her residence Carol further stated that Thomas told her to stay in the house as they were not real cops. Carol then walked outside and made contact with deputies. She was then taken to her sister's house for safety.

After several hours of surrounding the home Thomas exited the residence and surrendered without incident.

Contrary to section(s) 30-03-02, 30-07-04 NMSA 1978

I SWEAR AND AFFIRM UNDER PENALTY OF PERJURY THAT THE FACTS SET FORTH ARE TRUE AND TO THE BEST OF MY INFORMATION AND BELIEF. I UNDERSTAND THAT IT IS A CRIMINAL OFFENSE SUBJECT TO THE PENALTY OF IMPRISONMENT TO MAKE A FALSE STATEMENT IN A CRIMINAL COMPLAINT.

If Probable Cause Determination Required:
Probable Cause Found _____; Not Found _____
(If not found, complaint dismissed &
Defendant released)
Date: _____
Judge: _____


Complainant: Edgar Erives #4626
Title (If any): Detective

Approved: As to form only

Assistant District Attorney