

THP-1 (8/04)

TEXAS DEPARTMENT OF PUBLIC SAFETY
TEXAS HIGHWAY PATROL DIVISION
OFFENSE REPORT

TRAFFIC
 CRIMINAL
SCHOOL NOTIFICATION
REQUIRED (ART. 15.27 CCP)

REPORT DATE: 01/13/09

FILE TITLE

1. Joshua Stephen Durcho
2. 807 N. Choctaw
3. El Reno, OK 73036
4. W/M
- 5.

SID # DL # None
ID # OK C999429386 DOB 2/21/1983
OTHER:

INVESTIGATING OFFICER:

TYPED NAME: Trooper JK Mathews ID-NR: 10854

SIGNATURE: *JK Mathews*

REGION/DISTRICT/SGT. AREA: 6A03

APPROVING SUPERVISOR:

TYPED NAME: Sgt. Chris Frost ID-NR: 10821

SIGNATURE: _____

RPT-RE: Fugitive-City of El Reno Canadian County-Oklahoma (Capital Murder X 5) Warrant # CF-2009-20

COMPLETE IF TRAFFIC OFFENSE AND CHEMICAL TEST IS OFFERED:

TEST OFFERED: BREATH ___ BLOOD ___ URINE ___ NONE ___ TEST GIVEN: BREATH ___ BLOOD ___ URINE ___ REFUSED ___ NONE ___
TEST RESULT: 1) ___ 2) ___ DIC-23 SUBMITTED: YES ___ NO ___ OPERATOR ID# _____

DEFENDANT(S)	OFFENSE(S)	COUNTY	DATE/TIME
Joshua Stephen Durcho	Fugitive City of El Reno Canadian County Oklahoma Capital Murder X 5 Warrant # CF-2009-20	↑ Hamilton TX 36 mp 408	↑ 1/13/09 Approximately 8:25 PM

Synopsis:

On 1/13/09, at approximately 8:10 PM, I, Trooper JK Mathews, was dispatched to a traffic crash in Comanche County. I was traveling westbound on TX 36 about 8:25 PM and observed a vehicle traveling eastbound. The vehicle crossed over the westbound lane and exited the highway. The vehicle's front end struck the embankment of the ditch. The vehicle slowed and then drove back onto TX 36 still traveling eastbound. I activated the camera and observed the vehicle crossing over the center stripe and fog line. I radioed Hamilton County and then activated the emergency lights. The vehicle continued eastbound before exiting the roadway to the south. The vehicle struck a guardrail and spun 180 degrees. The vehicle traveled backwards and struck a cedar tree. The vehicle then spun facing southbound between two trees. I advised Hamilton County of the crash and exited the patrol car. A registration check revealed the vehicle was reported stolen and was in connected with a capital murder. After being removed from the vehicle by emergency personnel, the driver was identified as Joshua Stephen Durcho. Durcho was placed under arrest and transported to the Hamilton General Hospital. Durcho was treated and released. Durcho was booked into the Hamilton County Jail for the warrant.

Details:

1. On January 13th, 2009, at approximately 8:10 PM, I, Trooper JK Mathews, was dispatched to a traffic crash in Comanche County. I began to travel westbound on TX 36. I was approximately 1 1/2 miles west of

THP-1 Continuation (8/04)

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- Hamilton. There was a pickup directly in front of me traveling at a slow speed. I passed the vehicle and observed another vehicle traveling eastbound.
2. The vehicle traveling east crossed over the westbound lane and exited the roadway to the north. The vehicle's frontend struck the ditch embankment. I turned around and observed through the dust that the vehicle was entering back onto the highway. The vehicle continued eastbound. I radioed Hamilton County and activated the emergency lights. The vehicle continued eastbound crossing over the center stripe and fog line.
 3. The vehicle then exited the highway to the north. The vehicle's frontend struck a guardrail and spun 180 degrees. The vehicle continued eastbound backward before striking a cedar tree. The vehicle spun to the south and came to rest between two trees.
 4. I radioed that the vehicle had crashed and gave my location. I exited the patrol car and approached the vehicle on the passenger side. I observed one white male in the vehicle. I asked if he was the only person in the vehicle and the driver answered yes. I asked the driver his name and he responded I don't know. I asked the driver where he was from and he responded, "Where am I?" I told the driver to remain still and copied the registration down on my hand.
 5. Deputy Cody Lee arrived on scene and I asked him to call for rescue personnel. I looked back towards the driver and observed the vehicle smoking. I then asked Deputy Lee to also call for a fire truck. The driver then turned the engine off.
 6. A few minutes later rescue personnel arrived on scene. They began to stabilize his neck and remove him from the vehicle. Deputy David Serrato arrived and radioed Hamilton County with the registration from the vehicle.
 7. The driver was placed on a gurney and at the same time Hamilton County called stating the vehicle was stolen. Hamilton County also stated that it was in connection with a Homicide in Oklahoma.
 8. The driver's wallet was handed to me by the EMS personnel. I then identified the driver as, Joshua Stephen Durcho by his Oklahoma ID Card. I believed that Durcho was the Homicide suspect. I then secured him in handcuffs.
 9. I requested a driver's license check through DPS Communications. I received a radio confirmation that Durcho was the wanted person for the Homicide. I asked Deputy Lee to ride in the ambulance and for Deputy David Serrato to follow them to the Hospital.
 10. I ^{radioed} radioed Sgt. Chris Frost and advised him of the arrest. I then heard via the radio there was another traffic crash in Hamilton. I called Trooper Steven Schwartz and asked him to go to the hospital for extra security.
 11. I completed the crash report and began the inventory of the vehicle. Sgt. Frost then called and told me to stop the inventory. Sgt. Frost then told me to secure the vehicle at the Hamilton County Sheriff Office. I instructed Murphy's Wrecker Service to load the vehicle. I followed the vehicle to the Sheriff's office and

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secured it in the sally port.

12. I went to the hospital. Trooper Schwartz was in the ER and had secured Durcho's clothing and possessions. Durcho was being evaluated and treated for his injuries.
13. After several hours Durcho was released from the hospital. Trooper Schwartz and myself escorted Durcho to the patrol car. We transported Durcho to the Hamilton Sheriff Office. Durcho was booked into the Hamilton County Jail on the outstanding warrant.

Witnesses:**Name & Address:**

Trooper JK Matthews

Will Testify To:

The traffic crash and warrant confirmation

Description and Custody of Evidence:**Description:**

1 video tape
Copy of warrant

Disposition:

Released to the Texas Department PIO
Attached to case report

Victims:**Name & Address:**

Summer Rust age 25
Evynn Garas age 3
Teagin Rust age 4
Autmn Rust age 6
Kirsten age 7
All of El Reno, OK

Vehicles:**Description:**

1989 Ford Thunderbird OK LP # WRQ590

Disposition:

Secured at the Hamilton County Sheriff Office