



throat to keep him from yelling out. Mr. Parker said Mr. Mason also told him the victim had raised up and asked him why he was doing it.

Mr. Parker said Mr. Mason told him he was wearing a black hoody with silver colored rings at the time of the murder. Mr. Parker could not give me a description of the knife used in the murder, but stated Mr. Mason had told him he had purchased the knife a few weeks prior to the murder. Mr. Parker also stated another girl named Emily Sanders came over to their home and saw the finger. Mr. Parker said Ms. Sanders had also heard Mr. Mason talking about the incident.

On 11/10/09 Your Affiant interviewed the Defendant, Emily Sanders, and Connor Mason about the information received from Mr. Parker. The Defendant, Ms. Sanders, and Mr. Mason all denied the incident had occurred.

On 12/11/09, at approximately 1010 hours Your Affiant began interviewing Thomas Gens at the Edmond Police Department. Mr. Gens lived at 3621 Wynn Dr. #22 from late September 2009 to the middle of November 2009. Mr. Gens said he shared the apartment with Connor Mason, Eric Giffey, and the Defendant (Nikolas Kerr).

Mr. Gens told me about an incident that occurred around the time of Mr. Morgan's murder. Mr. Gens said he was at his apartment (3621 Wynn Dr. #22) with Connor Mason, Mr. Giffey, the Defendant, and another friend named Daniel North. Mr. Gens said Mr. Mason and Mr. North left the apartment for about an hour. Mr. Gens said Mr. Mason was very excited and happy when he returned to the apartment about an hour later. Mr. Gens said Mr. Mason showed him a black and gray colored watch that did not have a band attached to it. Mr. Gens said he followed Mr. Mason into their bedroom and that was where Mr. Mason pulled out of his pocket a clear glove similar to the ones used by food service handlers. Mr. Gens said Mr. Mason let him look inside the glove, which contained what he believed to be a human finger. Mr. Gens said the finger was very dirty and noticed dirt under the fingernail. Mr. Gens said the finger appeared to be real. Mr. Gens said the finger and the glove appeared to be stained with what looked like blood.

Mr. Gens said he followed Mr. Mason into their bathroom and heard him say he had blood on his face. Mr. Gens said Mr. Mason began telling him what he had done. Mr. Gens said Mr. Mason told him Mr. North had parked his vehicle near their previous home located at 15 S. Walnut in Edmond. Mr. Gens said Mr. Mason said Mr. North waited in the car while he went and killed a homeless guy by hitting him with a hammer and stabbing him with a knife. Mr. Gens said approximately 30 minutes after Mr. Mason and Mr. North returned to the apartment, Mr. Mason asked him if he and the Defendant could borrow his vehicle to drive back to the scene to retrieve a flashlight he had dropped. Mr. Gens described the flashlight as a black LED style flashlight.

Mr. Gens said he remembered driving Mr. Mason over to the Defendant's dad's home a few days after the murder. Mr. Gens said Mr. Mason told him he had given the victim's finger to the Defendant and she threw it away.

Your Affiant interviewed Mr. North on 12/11/09 at the Edmond Police Department. Mr. North confirmed the information given by Mr. Gens relating to giving Mr. Mason a ride to his previous apartment located at 15 S. Walnut in Edmond to get some clothing items. Mr. North said prior to them leaving the Defendant's apartment he saw Mr. Mason grab a

clear plastic mask with red lips and blue/purple eyes. Mr. North said when they arrived at Mr. Mason's old residence, Mr. Mason exited the vehicle and was gone for what seemed a very long time. Mr. North said when Mr. Mason returned to his vehicle he was wearing the mask. Mr. North said Mr. Mason showed him a watch without a band and told him he was ready to go. Mr. North said Mr. Mason was not carrying any clothing items when he returned to the vehicle.

Your Affiant also interviewed Nikolas Kerr at the Edmond Police Department on 12/11/09. During the interview, Mr. Kerr admitted hearing Mr. Mason talking about how he had murdered a homeless man. Mr. Kerr said the conversation took place shortly after Mr. Mason and Mr. North returned to the apartment from the crime scene. Mr. Kerr said he did not initially believe Mr. Mason had actually killed a homeless man, but the more Mr. Mason talked about the incident the more believable it became. Mr. Kerr admitted to driving Mr. Mason back to the murder scene to help him look for a flashlight he had apparently left behind. Mr. Kerr said Mr. Mason was silent and breathing hard while traveling back to the scene. Mr. Kerr said he parked their vehicle on the street just west of the crime scene and Mr. Mason exited the vehicle. Mr. Kerr said Mr. Mason walked down the alley to look for the flashlight and was gone for approximately 20 minutes. Mr. Kerr said Mr. Mason was walking back to the vehicle when he decided to exit the vehicle to help him look for the flashlight. Mr. Kerr said Mr. Mason did pull back a tarp exposing Mr. Morgan's body. Mr. Kerr said he could tell Mr. Morgan was dead because of the large cuts in his neck. Mr. Kerr said he was not sure if Mr. Mason ever found his flashlight.

On 12/12/09, at approximately 0040 hours I met with the Defendant at the Edmond Police Department. I informed the Defendant I had placed Mr. Mason under arrest for Murder earlier in the evening. I read the Defendant her Miranda Rights and she stated, "no" when asked to consent to questioning. The Defendant was later placed under arrest and later transported to the Oklahoma County Jail.

I believe that based on the above facts and circumstances that sufficient probable cause does exist for filing the criminal charge of Accessory to Murder after the Fact. This crime did occur in Oklahoma County.

AFFIANT



SUBSCRIBED AND SWORN TO BEFORE ME THIS 12th DAY OF December 2009.

  
NOTARY PUBLIC  


MY COMMISSION EXPIRES: 12/12/12

# 00020290

STATE OF OKLAHOMA )  
 ) SS:  
OKLAHOMA COUNTY )

-----THIS COURT HAVING CONDUCTED A PROBABLE CAUSE DETERMINATION  
FOR THE SUBJECT'S ARREST WITHOUT A WARRANT FINDS:-----



PROBABLE CAUSE FOR THE SUBJECT'S ARREST DOES EXIST  
AND DID AT THE TIME OF THE ARREST.



PROBABLE CAUSE DID NOT EXIST FOR THE SUBJECT'S  
ARREST AND THE SUBJECT IS ORDERED RELEASED  
IMMEDIATELY.

--- DONE THIS 13<sup>th</sup> DAY OF December 9 AT 11:15 O'CLOCK PM / AM ---

  
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JUDGE OF THE DISTRICT COURT OF OKLAHOMA COUNTY  
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