

(DISTRICT) (COUNTY) COURT, EL PASO COUNTY COLORADO Court Address: 270 South Tejon Street Colorado Springs, Colorado 80903		
The People of the State of Colorado, Plaintiff V. SINGLER, Kimberlee, DOB: 07/27/1988, AGE: 35, SSN: Defendant		▲ COURT USE ONLY ▲ DATE FILED December 26, 2023 Case/File Number: 23CR5656
Agency: Colorado Springs Police Department	Agency Number: 23-46877	Division: Criminal Ctrm:
<b>ATTACHMENT "A"</b>		

The following Affidavit is submitted to the Court to document the probable cause in support of a request for the issuance of an Arrest Warrant for **SINGLER, Kimberlee, DOB: 07/27/1988, AGE: 35, SSN:**

This offense is fully documented in Colorado Springs Police Department Report 23-46877 detailing the offense(s) of:

**§18-3-102(1)(A), MURDER IN THE FIRST DEGREE, CLASS ONE FELONY (F1) (2 COUNTS)**

**§18-3-102(1)(F), MURDER IN THE FIRST DEGREE, CLASS ONE FELONY (F1) (2 COUNTS)**

**§18-2-101, CRIMINAL ATTEMPT - MURDER IN THE FIRST DEGREE (18-3-102(1)(A)), CLASS TWO FELONY (F2)**

**§18-2-101, CRIMINAL ATTEMPT - MURDER IN THE FIRST DEGREE (18-3-102(1)(F)), CLASS TWO FELONY (F2)**

**§18-6-401(7)(A)(I), CHILD ABUSE, CLASS TWO FELONY (F2) (2 COUNTS)**

**§18-6-401(7)(A)(III), CHILD ABUSE, CLASS THREE FELONY (F3)**

**§18-3-202, ASSAULT IN THE FIRST DEGREE, CLASS THREE FELONY (F3)**

With the victim(s) identified as:

**DOB: 04/29/2014, AGE: 9, GENDER: FEMALE RACE: WHITE**

**DOB: 07/08/2016, AGE: 7, GENDER: MALE RACE: WHITE**

**DOB: 04/01/2012, AGE: 11, GENDER: FEMALE RACE: WHITE**

Your Affiant, Detective Rebecca Joines, 4314, a Police Officer for the Colorado Springs Police Department and so employed for over 11 years and now currently assigned to the Homicide Unit, state under oath that I have personal knowledge of the following facts, which are fully documented in CSPD Case Report 23 -46877:

On December 19, 2023, at approximately 12:29 AM the Colorado Springs Police Department (CSPD) Communications Center received a 911 call from a female, later identified as Kimberlee Singler, DOB: 07/27/1988, stating someone came to her apartment and attacked her and . Her address was identified as . Officers were dispatched to a burglary in progress and upon arrival they found two deceased children, identified as , DOB: 07/08/2016 (Age 7) and , DOB: 04/29/2014 (Age 9). An additional 11-year-old (identified as , DOB: 04/01/2012, age 11) was transported to Children's Hospital and Kimberlee Singler was transported to Penrose Main Hospital with injuries.

and were found in the bedroom lying in bed together. had an apparent slash wound to her throat while it was unclear if had been shot or stabbed. Officers observed a gun (determined to be a .22 caliber semi-automatic handgun) on the floor outside the bedroom closet that was covered in blood. Officers observed live rounds on the closet floor and, during scene processing, three (3) spent cartridge cases were located in the bedroom/closet. The handgun was later collected and when examined, it was observed the magazine and the live rounds in the magazine had blood on them, indicating to Your Affiant the suspect loaded the firearm after they already had blood on their hands.

Supervisor Initials / IBM: *KRD/2029*

The scene is a first-floor apartment with a single bedroom. Responding officers did not observe any signs of forced entry into the apartment. There are two entry doors into the apartment, one being the main entry door on the west facing wall and a patio door on the north facing wall. Both entry doors provided direct access into the living room area of the apartment. The patio door was closed, and the blinds were closed as well but there was blood on the carpet leading to the patio door and on the interior doorknob itself. There were footprints in the snow outside of the apartment near the patio door, but it was unknown if these were recent.

provided a brief statement to officers prior to being transported to the hospital. She said she was sleeping on the sofa bed in the living room area at the time of the attack. told officers that this happened a few hours ago and that a male came in the side door of their apartment. said possibly came over for a Christmas gift exchange and officers did see opened Christmas presents inside the residence. No further information was obtained from at this time.

Kimberlee said , later identified as , DOB: 09/08/1960, left town yesterday and was to return that day (the scene is reported as apartment). Kimberlee initially reported the attack possibly happened at 11:00 AM on December 18, 2023, although it did appear that Kimberlee was not fully coherent. Kimberlee did not identify a potential suspect at that time. It was reported she later told a nurse at Penrose Main Hospital it was who did this.

Officers located premise history at the residence that had apparent DV nexuses to them. On November 17, 2023, there was a call for service regarding threats made by (identified as , DOB: 12/23/1985, in which he threatened to kill the kids. The notes in that call screen stated Kimberlee informed officers the incident she wanted to talk about occurred in 2022 in Larimer County. Kimberlee showed officers printed pages of call logs and text messages which had provided to the courts. Officers noted they did not observe evidence to support a stalking had occurred. There have also been domestic violence related protection orders and harassment calls for services as well between Kimberlee and

Due to the nature of the initial investigation, members of the CSPD Homicide Unit were assigned to this case to further the investigation.

Your Affiant located a domestic violence report from September 8, 2023, during which Kimberlee reported pulled a knife on her during a at the address. told officers he walked up to Kimberlee's door and she came outside with some gifts to him from . stated this was weird because normally, the children come outside without Kimberlee, and he never sees Kimberlee during their exchanges. stated Kimberlee was "acting weird" and shaking during their interaction.

stated Kimberlee handed him a picture, drawn by one of the children, of a bag of leaves and something plastic that was wrapped in a paper towel. stated he grabbed the item in the paper towel and discovered it was a small paring knife with a 2-inch curved blade and a yellow handle. stated when he grabbed it Kimberlee stated, "oh my god what are you doing" and went back inside. stated he dropped the knife and left the area. stated he immediately thought that Kimberlee was trying to frame him because she isn't doing well with the battle.

Your Affiant looked into the and proceedings (documented under Larimer County Court Docket Number ) and saw the arrangement was altered in November of 2023 and was awarded additional time. The court notes stated were supposed to be transferred to on December 16, 2023 through December 31, 2023.

On December 19, 2023, at approximately 9:04 AM, Your Affiant responded to home in Greeley, CO and informed him of the deaths of and was not previously aware of what occurred in Colorado Springs with and explained he had been working from approximately 11:30 PM on December 17, 2023, to approximately 2:00 PM on December 18, 2023, after which he returned home. Your Affiant was able to confirm with employer that he had clocked in to work on December 17, 2023, at 11:28 PM and clocked out at 1:26 PM on December 18, 2023. Your Affiant was further informed drove a truck route in Thornton, CO during that time. Your Affiant was provided with records from

which showed GPS tracked route. These records confirmed that was driving in the area north of Denver at the time Kimberlee reported the attack occurred in Colorado Springs.

Your Affiant asked about the arrangement and he explained he tried to have picked up by on Saturday, December 16, 2023, but Kimberlee did not respond to his lawyer's request until Saturday morning and Kimberlee did not agree to give to . Kimberlee told lawyer she was out of town and wouldn't be back until Wednesday night. lawyer filed a motion with the Larimer County Court to enforce the time on Sunday morning (December 17, 2023) and on Monday morning (December 18, 2023) they were notified by the court that Magistrate Esser issued an order for Kimberlee to bring the children to court on Wednesday (December 20, 2023) to exchange or to exchange the children prior to that date. The court notes stated a voicemail was left for Kimberlee regarding this order on December 18, 2023.

Your Affiant was able to observe that order and saw it stated, "If Petitioner fails to exchange the children prior to this court appearance, fails to bring the children to court, or fails to appear for court, the Court will entertain further argument regarding more drastic measures, such as issuing a warrant instructing law enforcement to take physical custody of the children."

and expressed concern that Kimberlee was involved in the deaths of but could not provide any specific reason why or describe any threats she had made, outside of Kimberlee telling him he would never see during an earlier custody dispute in the summer of 2023.

After Kimberlee was released from the hospital, Detective A. Gardner, 5166 conducted an interview with her at the Police Operations Center. It was noted Kimberlee sustained cuts to both of her wrists and both sides of her neck. It did not appear that Kimberlee had defensive wounds.

During the interview with Kimberlee on December 19, 2023, Kimberlee said she suspected was the one behind all of this, as she suspected he sent someone on his behalf. Kimberlee talked about her relationship with and she said he always tries to frame her, there is never physical evidence to tie to him, that is trying to get her arrested and the kids taken away from her. Kimberlee told Detective Gardner that previously told her of a vision he had where he killed her and the kids. In this vision described shooting and but he did not describe what happened to Kimberlee or . Kimberlee said she felt had tried to kill her when they were and only explained would leave the doors unlocked and people would show up at the house and sit out front.

Kimberlee expressed that and his attorney are playing games with her and waited for her to be evicted so they could complain to the courts that she was moving to make it difficult for to see the kids. Kimberlee gave some historical context to court hearings regarding of their . She said admitted in court to the dream he had of killing the family and of other concerning behaviors she would bring forward, but the court found credible and her not credible. Kimberlee questioned who else would have the motivation to do this besides .

Kimberlee talked about a recent arranged were sent to get the kids on December 16, 2023. Kimberlee said she was confused and it made her look bad as she did not take the kids even after having been contacted by police. Kimberlee said was supposed to have the kids for two weeks ending December 31, 2023. Kimberlee told Detective Gardner she knew would file something and try to take from her. When asked if anything had been filed Kimberlee said she did not know as she did not look. Kimberlee talked about her checking the status of court motions in the case through an on-line e-file system with the Larimer County Courts.

Kimberlee talked about what happened and said she woke up feeling weird and woozy and wondered if someone came in "and did something the night before". Kimberlee described and as sleeping in late and acting drowsy as well. She said she forgot to lock the patio door, so the patio door had been unlocked from December 17, 2023. On December 18, 2023, at approximately 11:00 AM, she was in between the living area and the only bedroom in the condo when someone entered through the patio door. Kimberlee believed that person must have attacked first and, as she was going to the bedroom, the suspect grabbed her upper arms from

behind and spun her around. Kimberlee could see the suspect as a dark figure but could not provide a further detailed description. Kimberlee assumed the suspect was a man because of the strength and height of the person but had no additional details regarding the suspect.

Kimberlee discussed having a medical condition that causes her to faint or lose consciousness frequently and, after the suspect grabbed her, she fainted. When Kimberlee regained consciousness, she was on the sofa bed in the living room and saw that [redacted] was next to her on the sofa bed and had sustained injuries. Kimberlee got up and locked the patio door, after which she went to the bedroom and found [redacted] and [redacted] dead on the bed. Kimberlee reported she covered them both with a blanket and, when she saw [redacted], she thought she looked uncomfortable even though she knew she was dead, so Kimberlee put a pillow under [redacted] head.

Kimberlee said at that point she was very weak and faint, so she had to go lay down back on the sofa bed next to [redacted]. Kimberlee stated she was able to get water for [redacted] throughout the day to keep her comfortable, but she did not have the energy to look for her cell phone. Kimberlee said she was also too weak to get a neighbor and further was worried the suspect was waiting for them outside. Kimberlee said she was waiting for [redacted] to return home, but [redacted] never returned. Kimberlee said just before calling 911, her phone randomly started playing music, which alerted her to its location, and she was able to find her phone and call police. Another statement made by Kimberlee during the interview was that she felt the suspect injured her and cut her wrists to make it look like a murder suicide if she were to have died.

After the interview with Kimberlee was completed, she was released pending further investigation.

While Detective Gardner was conducting an interview with Kimberlee, and while the scene investigation was being conducted, Detective J. Gasper, 3337 was assigned to respond to Children's Hospital (located at 4090 Briargate Parkway) to determine the medical status of [redacted] and to determine if she could provide any suspect information or description of the assault / homicides that occurred. [redacted] was in surgery initially; however, once surgery was complete, she was moved to the Pediatric Intensive Care Unit (PICU) for recovery. [redacted] was able to provide Detective Gasper with a description of what she recalled about the incident.

[redacted] stated that she was watching YouTube on the TV in the living room while sitting on the couch. She said [redacted] (Kimberlee Singler) had the side (patio) door open. She said she thought the door was open to let some air into the residence. [redacted] stated, "And then the person came in and cut me with a knife on my neck. And I was the first one and that's kind of all I remember." Detective Gasper asked if she remembered what the person looked like. She said it was, "Just a man" and added that she had never seen that person before. [redacted] stated she didn't believe she would be able to recognize the man if she saw him again.

[redacted] explained the door that was open led to an enclosed patio and it was the patio door that was open. She explained at the time the incident occurred, her [redacted], her [redacted], and [redacted] (Kimberlee) were all home. She said they live with [redacted] who was not home and that she was with [redacted] on the couch and that Kimberlee was in the only bedroom in the residence at the time of the attack.

In order to attempt to establish a timeline as to when the attack occurred, Detective Gasper asked [redacted] about what time of day the man entered her residence. [redacted] stated it was still bright outside and it was going into the afternoon hours. She said that if she had to guess at time, she believed the incident occurred between 1100 AM - 1:00 PM.

Detective Gasper commented that it was dark out when the police were notified of the incident. [redacted] explained that Kimberlee couldn't find her phone. She described herself as laying in the apartment and was in pain and she encouraged [redacted] to try to find her phone to call for help. [redacted] stated that Kimberlee was helping her get water while she was unable to find her phone. [redacted] also stated that she tried to go to sleep but she was awake for a while. She said she got some naps in during this time frame; however, but she was kind of awake.

[redacted] added during the time frame she was in the apartment after the attack, Kimberlee stayed with her and was trying to make sure that she was okay. Kimberlee would go check on her [redacted], but she rested with [redacted] just to make sure she was okay. [redacted] said they were resting in the living room on the couch. Detective

Gaspar inquired about whether there was any discussion about leaving the residence to try to find help. stated that she encouraged Kimberlee to try to go outside and ask for someone's help.

stated the reason that Kimberlee was eventually able to find her phone was because loud Christmas music started playing from the phone, which allowed for Kimberlee locate the phone and call police.

While at the hospital, Detective Gaspar contacted who was the physician responsible for care.

Detective N. Black, 5400 and Crime Scene Investigator (CSI) A. Hartman 6850 conducted the scene investigation while interviews and additional follow-up activities described above were ongoing. There were several notable items of evidentiary value that were observed / collected during the scene investigation:

In the kitchen trash, the following items of evidence were located:

- a. Empty prescription bottle—prescribed to Kimberlee Singler
  - i. Filled at King Soopers (6030 Stetson Hills Boulevard)
  - ii. Rx
  - iii. 25 MG Tablets
  - iv. Qty: 60; Take one to two tablets by mouth every evening as needed
  - v. Manufacturer:
    1. Description of tablets: Round, white, markings:
  - vi. Dispensed: 11/30/2023, Written: 11/30/2023
  - vii. No refills
- b. Unisom
  - i. Two empty boxes for Unisom SleepTabs 80 count tablets
  - ii. Two empty bottle of Unisom SleepTabs 80 count tablets
- c. Advil LiquiGels
  - i. One empty box for Advil LiquiGels 200mg 160 count tablets
    1. This bottle was observed in luggage in the bedroom near other over the counter products
- d. Ripped up court documents from a November 17, 2023, court hearing related to Larimer County Court case number

Furthermore, and were located on the bed within the sole bedroom of the apartment. was laying on his back, facing up towards the ceiling, on the right side of the bed (as viewed standing at the foot of the bed). His right arm extended downward toward his torso and his right hand was resting on his stomach. was to left and was laying on her right side, facing left. was observed to have significant injuries to her throat. After the El Paso County Coroner's Office responded to the scene, was moved. Investigators located a round white pill underneath body. The pill had markings and on it.

Also located in the bedroom, to the right of the bed (as viewed standing at the foot of the bed), between the closet and the bed, a .22 caliber semi-automatic firearm was located. The firearm was on the floor just outside of the closet. There was apparent blood located on the exterior of the firearm. When investigators ejected the magazine from the firearm, it was noted that there was apparent blood on the magazine and the ammunition contained within the magazine. This finding is consistent with the suspect handling the firearm after at least one victim had been severely injured, based on the quantity of blood located on the firearm. Investigators could not determine if or had been shot while the scene investigation was ongoing.

As investigators continued with the scene investigation, it was noted that there was no cast-off blood stains or blood spatter on the walls, furniture, or any other location within the apartment. This finding is consistent with a suspect causing severe lacerations to multiple victims' necks while those victims would be unable to defend themselves for some reason at the time of the attack.

On the living room floor, near a mattress with pink bed coverings in the middle of the room, a knife was located. The knife had a black handle and silver blade. There was apparent blood located in multiple areas of the knife, including the blade and handle.

Investigators examined the patio area previously described by . Investigators noted there was no disturbance in the dust/dirt on any railing of patio or on the ground around patio. There were no obvious footwear impressions in the snow outside the area leading directly to the patio. Additionally, there was no blood evidence found on the patio and the patio furniture (which was positioned just below the railing) was neat and orderly.

Additionally, there was no blood evidence located in the front porch area or on the walkway leading to the front entrance to the apartment.

On December 20, 2023, of the El Paso County Coroner's Office conducted the autopsies for and . It was determined that sustained a gunshot wound to the top and center of her forehead. This injury was not visible until her hairline was cleared and examined in detail. It was noted that stippling was present. Your Affiant advises the court based on training and experience that stippling is only present when a gunshot is fired within a relatively close range of fire. An exit wound was located in the middle of the back of head. also sustained severe lacerations to the front of her neck.

The manner of death was determined to be homicide.

Upon examining , noted a gunshot wound to the left side of his forehead. This injury was not visible until his hairline was cleared and examined in detail. An exit wound was located behind right ear and a projectile was recovered from right index finger. also had a superficial laceration to the right side of his neck.

The manner of death was determined to be homicide.

It was noted that neither nor had identifiable defensive wounds. The evidence on scene and observations at autopsy lead investigators to believe that had to have been moved after having been shot. It appeared that right hand was likely underneath his head at the time of the shooting, based on the fact that a projectile was located in his right index finger.

Later in the day on December 20, 2023, , after having been released from the hospital, participated in a forensic interview regarding events from the evening of Sunday, December 17, 2023, through the time when officers arrived during the early morning hours of Tuesday, December 19, 2023. The forensic interview was completed by Investigative Specialist (IS) J. McKnight, 6567 at the Police Operations Center.

It should be noted that investigators did not observe to have visible defensive wounds during their interactions with her prior to, during, or after this interview.

In addition to the above statement made during her previous interview with Detective Gasper, stated that she saw "a man" standing on the exterior of the apartment prior to the attack. She stated that she saw "a man" climb over the balcony on the exterior of the apartment and "break in" to the apartment via the patio door. She described that this was the same person who attacked her and caused her injury. She said Kimberlee, , and were also "cut." again described how Christmas music played on Kimberlee's phone, which allowed them to find the phone and call for help.

recalled that when police arrived on scene, they told her to be careful because there was a knife laying on the floor nearby. described the knife as a kitchen knife, but she was unable to provide a description of it. said said the knife felt "rigid" as she was being cut by it. She said she didn't know if the knife was "his" or if he got it from the kitchen. didn't see the man go into the kitchen prior to the attack. stated she thought she fainted after she was attacked.

When further describing the 'naps' she took after being attacked, stated that she only really remembered the last time she woke up. She described being scared and stated she was in pain. said she tried not to look around because she was scared. She recalled seeing Kimberlee and remembered she (Kimberlee) was also injured.

said Kimberlee did not talk to her about what happened during the incident and Kimberlee was trying to comfort her

When discussing Kimberlee's actions, said she didn't really see Kimberlee looking for the phone. She described Kimberlee had cuts and was in a lot of pain. She said Kimberlee couldn't really look for the phone because she was in pain. said Kimberlee would occasionally stand up to look for the phone but couldn't further describe attempts to locate the phone.

IS McKnight inquired as to whether weapons are kept in the residence. stated she didn't think so, unless had something that she didn't know about. She speculated as to the possibility of Kimberlee having a gun but said she really didn't know. stated she didn't recall hearing any gunshots during the incident. further stated she didn't learn that and were deceased until she was at the hospital.

When asked to better describe the scene, stated the window coverings on the patio door were open. The blinds were fairly straight but were pointed downward slightly. She described the window coverings covered the length of the window. Your affiant advises the Court that the living room blinds, the patio door blinds, and the bedroom blinds in the apartment were all in a fully closed position when officers first arrived on scene. In addition, there was no blood observed on the strings of any the blinds which would indicate the blinds had been in a closed position prior to the stabbing occurring.

During the forensic interview, described an impromptu Christmas party the evening of Sunday, December 17, 2023. She said she thought her might come and pick them up, which is why she believed they celebrated Christmas early. She said Kimberlee was acting a little different that day because they were celebrating Christmas early. stated that Kimberlee wasn't telling them everything and she stated that it was a 'complicated situation' with her

described that Kimberlee gave her, , and medicine that same night, which they had never taken before. said they did have a cough, which is why Kimberlee gave them the medicine. said the medicine gave them tasted "disgusting" and "yucky." She further described the medication as having a "powdery" feel. She said that and had to take "extra medicine" because she had been feeling better. said they also took cough syrup at Kimberlee's direction.

stated gave them milk and water to help them drink the medicine, and continuously apologized for them having to drink it. also stated she experienced an upset stomach after drinking the medicine and said she felt tired but acknowledged it was normal for her to feel tired that time of night. It should be noted that did test positive for the flu while she was at Children's Hospital.

IS McKnight asked where Kimberlee got the medicine from. She said she believed that Kimberlee might have got the medicine from King Soopers because that is where she got all of the medicine.

was asked to describe how gave her the medicine, and she told IS McKnight that gave it to her in a mug with tan colored exterior and blue colored interior which might read "You are and you are crazy". Based on statements, photographs taken at the scene were reviewed and a mug was observed which matched the wording provided by however, the mug was white in color. A mug with a tan colored exterior and blue colored interior with the phrase "Better late than ugly" was also observed in the photographs. Both mugs, in some way, were described by was unable to describe the mugs used by

described that she missed school due to being sick the Monday-Thursday prior to the attack. She explained that she had a stuffy / runny nose and a cough. She said that while she was sick, Kimberlee didn't give her the "powdery" medicine. This was a new medication that was given to her.

, who after the initial investigation began had been placed in protective custody of the El Paso County Department of Human Services (DHS), was further placed with a foster family after the interview was completed.

Later in the evening on December 20, 2023, Detective Gardner conducted another interview with Kimberlee. Detective Gasper conducted an interview with [redacted] simultaneously. Kimberlee made the following statements to Detective Gardner during this interview:

Kimberlee mentioned she was in between the living room and bedroom when she heard [redacted] and [redacted] talking and she was grabbed which caused her to nearly have a heart attack. She said she was spun around, and everything was a blur. She said she remembered 'dark' as if they were wearing dark clothing. She said her mouth was covered before she blacked out. Kimberlee said she woke up on the bed by [redacted] and was afraid [redacted] had died. After realizing [redacted] was alive she asked [redacted] how she was doing. After checking [redacted] out Kimberlee said she got up, was feeling woozy, but went to check on [redacted] and [redacted] in [redacted] room where they were last seen. Kimberlee said she saw [redacted] on the bed and a gun on the floor, so she checked on the kids. Kimberlee said she saw 'bullets' in [redacted] forehead and she felt [redacted] head, and she described [redacted] as having a big bump on the left side of his head, so it seemed like he had been shot too. Regarding other injuries she saw on [redacted] Kimberlee said their necks had also been slashed.

Kimberlee talked about covering [redacted] and [redacted] up with a blanket because she did not know what to do and it was a horrible sight. After returning to the living room Kimberlee noticed the door (patio door) was slightly ajar so she got up and closed and locked the door before laying down. Kimberlee did acknowledge nobody else was in the apartment when she woke up. Kimberlee again mentioned she did not have the strength to look for her phone and figured [redacted] would be home in the afternoon and [redacted] could call 911. When asked why she did not go and seek help from neighbors Kimberlee said she was so weak and did not have the strength to go wandering around.

Kimberlee reiterated she was able to find her phone after it started playing music and she was able to call 911. Kimberlee did mention she saw the knife on the bed after she woke up and she eventually grabbed a hold of the knife and placed it on the floor. Kimberlee did not recognize the knife as being one from their kitchen. Regarding medications she gave [redacted] when they were recently sick Kimberlee said she gave a liquid form of children's Tylenol to [redacted] and [redacted] and all three kids got cough syrup. Kimberlee mentioned she recently got a prescription for a sleeping pill as she had been suffering from insomnia. Kimberlee said she tried the sleeping pill once, but it also made her feel groggy, so she did not keep using it.

Kimberlee denied having any concerns with [redacted] even though [redacted] knew the location of the gun inside the apartment. Kimberlee thought this was done by whoever was watching her in October 2022.

[redacted] made the following statements to Detective Gasper during their interview:

Detective Gasper asked [redacted] to describe what had occurred in the 24-72 hours prior to the incident. [redacted] explained that there was a planned [redacted] exchange between Kimberlee and [redacted] on December 16, 2023 (Saturday). [redacted] went on to explain that [redacted] arrived at the CSPD Stetson Hills Substation to take [redacted] of the children for [redacted]. Kimberlee did not allow [redacted] to take [redacted] of the kids because the kids were supposed to be exchanged between "parties" per the [redacted] agreement. Kimberlee considered [redacted] to be one of the "parties" and did not consider [redacted] to be a "party" authorized to take [redacted] of the kids therefore, Kimberlee did not relinquish [redacted] of the children at that time.

[redacted] lawyer became involved in this particular incident, and it was determined that the [redacted] exchange would take place on December 21, 2023 (Thursday). [redacted] explained that [redacted] wanted [redacted] of the kids and there was an ongoing [redacted] battle between Kimberlee and [redacted]. She went on to explain several incidents where [redacted] displayed concerning behavior with the kids. During this conversation, she explained that Kimberlee has not been able to afford an attorney and has been handling all of the custody issues on her own.

[redacted] explained that judges in Fort Collins/Greeley have repeatedly not listened to Kimberlee's claims about perceived concerning behaviors regarding [redacted], despite evidence Kimberlee has provided to the courts. [redacted] explained that according to statements made by the kids and by Kimberlee, [redacted] is not a protective parent and provides little structure for the kids. She explained that Kimberlee provides protection and structure the kids need. Despite Kimberlee's efforts to restrict [redacted] time, the courts repeatedly ruled that there was no

evidence and would give his time back and extra time was awarded for the time missed while court proceedings took place.

went on to explain several instances in which there were allegations of menacing with a knife, guns in the car with children, and issues regarding child support and spousal support payments after Kimberlee and got . She explained that Kimberlee accused of threatening her with a knife, but no arrest was made. She said that Kimberlee knew to have many guns and he would keep them in the car with the children, which was perceived to be unsafe.

explained that there was an incident that occurred last year in which Kimberlee left the state with the kids and drove to Utah. Kimberlee reported that someone was watching her at her residence and, when she left, people were following her to Utah. She explained that Kimberlee did what she felt like she needed to do in order to keep the children safe.

Detective Gasper and discussed whether or not Kimberlee has ever sought mental health assistance to help her deal with the stress caused by . She said no. stated that Kimberlee has not been diagnosed with any mental health conditions. She said that Kimberlee has a thyroid condition that is hereditary and the only medication that Kimberlee takes is to treat the thyroid condition. stated she did not know Kimberlee to have any issues sleeping, nor was she aware of Kimberlee taking any sleep aids to deal with issues sleeping.

stated she was aware that and sustained gunshot wounds to the head. She said she couldn't help but think that was somehow behind this; that he hired somebody to do this. Detective Gasper inquired as to how knew the and sustained gunshot wounds to the head. She said Kimberlee told her that the kids have gunshot wounds, and that Kimberlee was aware of the gunshot wounds because she found the kids. As a reminder, investigators on scene were unable to observe any gunshot wounds to either or and the presence of any gunshot wounds was not determined until the autopsies were completed.

advised Detective Gasper there was a firearm in the house, which was registered to . She explained that the firearm was given to her youngest , who currently lives in Korea. According to , purchased the firearm and gave it to for self-protection purposes. stated that the firearm was kept in a box in the closet and that the firearm was never loaded; however, she believed that there was ammunition kept in a smaller box in a different location within the closet. said she assumed that the firearm was located where she last put it. further explained she hadn't physically seen the gun in the past year.

said the only people who would know where the firearm was kept was herself, , and Kimberlee. She explained that her residence is relatively small, as is her bedroom closet. She alluded to the fact that there are limited spaces for the firearm could be stored.

She also stated that she couldn't imagine Kimberlee being able to do something like this. said Kimberlee really loved and protected the kids. asked Detective Gasper what saw and Detective Gasper told her that he couldn't provide her with specifics as to statement. Detective Gasper advised that was alive and did see some things during the incident. No specifics were provided regarding statements.

stated that she was not home at the time of the incident. She explained that on December 17, 2023 (Sunday), she was with a friend and intended on spending one night at her friend's residence after they were going to go Christmas shopping that day. While she was away from home on December 18, 2023 (Monday), she reached out to Kimberlee several times and was unable to reach her. She said Kimberlee has a bad habit of not returning messages. stated that she sent Kimberlee a message later in the evening on December 18, 2023, and advised her she would be home early the following morning (December 19, 2023, Tuesday). This message was sent to Kimberlee because was watching a movie with her friend, it got late, and she decided to spend a second night at her friend's residence.

Regarding the kids being ill, stated that she, along with the kids, had been sick on and off since the week of Thanksgiving. She said the kids got sick twice during this time frame. advised that had a cough for an extended period of time. She said Kimberlee had also been sick during this time frame. said Kimberlee took the kids to an urgent care a couple of times when they had the flu. The children were prescribed antibiotics to treat

the illness and suppress the symptoms they were experiencing. could not recall which doctor Kimberlee took the children to.

According to , in the days leading up to the incident, had a cough and had a runny nose. She said the illness symptoms did not appear to be too serious. She described that the symptoms she observed were symptoms of the common cold.

Detective Gasper showed photographs of a Unisom box that was located in the trash at her residence during the scene investigation. advised that the medication did not belong to her, and she could not explain where it came from. stated she was unaware if Kimberlee was taking sleep medication or not and had no knowledge of the Unisom being in her residence.

Detective Gasper also showed a digital photograph of the knife located at the scene. examined the photographs and stated she did not recognize the knife located at the scene. She pointed out differences between the knife (which had blood on it) and knives she had in the silverware drawer. She indicated she did not believe the knife that appeared to be used during this incident came from her residence.

stated that she knew that Kimberlee had knives of her own that were Cutco brand, which were kept in her detached garage (garage #18), which is located near her residence. She advised that Kimberlee's knives were being stored in a box in garage #18. consented to a search of the garage, which was later completed by Your Affiant and the knives were sealed in storage boxes. stated she asked Kimberlee if she recognized the knife located at the scene and Kimberlee said no.

Detective Gasper then showed digital photographs of the firearm located at the scene. She identified this as being the same firearm that she kept in her closet. She described the firearm as being a "Beretta." She also identified the firearm's magazine, which was depicted in a separate photograph.

told Detective Gasper that Kimberlee also stated that she thought she would be coming home on Monday afternoon. reiterated that she felt like something could possibly had been wrong when Kimberlee did not respond to her messages on December 18, 2023.

recalled Kimberlee told her (after the incident) that the firearm kept in their apartment was used to shoot the children. asked Kimberlee how anyone would've known where the firearm was. Kimberlee's response was, "Somebody must've been watching me." said it was "far-fetched" that somebody would have been watching Kimberlee if she manipulated the firearm. also questioned why Kimberlee would want to look at the firearm to begin with.

During a break in the interview with , Detective Gasper collaborated with Detective Gardner and other members of the investigative team. Detective Gardner was also taking a break from his interview with Kimberlee. It was determined that and Kimberlee would be placed into a recorded interview room together while investigators continued to complete follow-up on the case. Investigators monitored the interaction between and Kimberlee via live video feed. The following statements were heard by investigators:

told Kimberlee it was only the two of them and Kimberlee) who knew where the gun was located. Kimberlee said someone had been watching her. told Kimberlee nobody would be watching inside the house. then questioned who would be watching inside the house from the outside. Kimberlee responded by saying a "creeper who was planning on killing someone." Kimberlee said that is what murders do; they sit and watch people. Kimberlee further described people as being creepy and having sneaky ways.

During further questioning by , Kimberlee said she had taken the gun down in November as she was going to bring it in to show an officer. acknowledged this did not make sense and talked about the probability of that (someone outside watching through a window) is so unlikely. Kimberlee said they could have been using binoculars. asked Kimberlee how many times she would go into the closet and look at the gun and Kimberlee said it was just the one time. commented that the person would have to be there at the right time, to which Kimberlee said they would have had to been consistently watching her.

asked Kimberlee if she had been taking sleeping pills. Kimberlee said yes, as she had not been sleeping. told Kimberlee she was so secretive about what she does, but Kimberlee denied this. Kimberlee mentioned her sleeping patterns were off, so she had tried some sleeping pills. asked if Kimberlee had taken them all and Kimberlee said she had taken one whole bottle. said she was really upset and she appeared to be referencing what this investigation is about. Kimberlee responded by saying she was too but said she really wanted to leave because it was taking a long time.

told Kimberlee that knew who attacked her. Kimberlee questioned that knew and further said that was interesting. Kimberlee looked at after this was mentioned, but never asked who said attacked her. , referring to , said "poor child." and Kimberlee responded by saying, "yeah."

While talking about arrangements and who would make decisions about burials, Kimberlee said she had but then commented that 'they' (presumably and his attorney) technically filed their order on the same day (December 18). Kimberlee said she did not know if they said he would get of them until the hearing or if she was just giving the kids to him until the December 31<sup>st</sup>, as it was his time.

Detective Gardner entered the interview room with Kimberlee and . Detective Gardner mentioned that, based on interviews and physical evidence at the scene, there were things that did not add up. As a result, DHS would not allow supervised visits with .

Detective Gardner talked about how there were very few people who knew where the gun was kept, who had access to it, who would know that the door was unlocked but not open. Kimberlee replied, "Umm-hmm." Kimberlee was told that between what told investigators, what she (Kimberlee) has said and what the scene shows, it did not make sense.

Kimberlee was asked if there was any way if she had hurt and herself. Kimberlee said no. Regarding evidence, Kimberlee said she did not know and thought they (the suspect) probably were wearing gloves. Kimberlee was told by Detective Gardner that he had to look at the evidence he had, and he cannot discount evidence that we don't find. Detective Gardner continued by telling Kimberlee she had said it was probably really well planned, and she previously said it was crazy and she did not know how someone else knew where the gun was unless that person was watching. Detective Gardner mentioned that she said she did not know if it was possible for just one person to watch her. Detective Gardner told Kimberlee this did not sound reasonable to her, and she is . Detective Gardner mentioned that previously, she did not talk about the knife. But today she said she picked it up and moved it.

As the conversation continued, Kimberlee was asked if she had anything else she wanted to say. Kimberlee said she hoped Detective Gardner can find what he can find. She further said this is why she had told Detective Gardner that since he always turned things around on her, she assumed he would try to make it look like she did it.

As Detective Gardner was talking about the direction the investigation was pointing him, Kimberlee said he just keeps doing things and getting away with it. She asked if it came to looking like she did it, what could she do?

Kimberlee was told that she has provided lots of examples of what has done, being manipulative, spinning things, and has a lawyer who does the same thing. Detective Gardner told Kimberlee this (referring to the investigation) was not time, it was not not seeing the kids for 5 months, it was the shooting of two of kids in the head and slashing their throats. Kimberlee replied, "Yeah." Detective Gardner asked Kimberlee how those things can logically be compared. Kimberlee responded by saying that aside for the fact that has always been abusive and a liar, he has told her in the past that he has fantasized about killing them, and he had talked to demons and would be okay if something bad happened. Kimberlee said has made strange, creepy comments and that she felt he was capable of doing anything.

Ultimately , after hearing the line of questioning and statements made by Detective Gardner, said she thought Kimberlee needed an attorney. The interview concluded a few moments later.

On December 21, 2023 Your Affiant conducted a follow-up interview with [redacted] at the Police Operations Center. During that interview, Your Affiant asked [redacted] about a conversation he had with a [redacted], identified as [redacted] which Your Affiant had been told about by [redacted] employer. [redacted] said a few months prior, he and [redacted] had been talking about [redacted] and [redacted] mentioned [redacted] should watch the movie "Throw Momma from the Train" but didn't say anything further about it at that time. [redacted] stated he later asked [redacted] what the movie was called and when he was told the name he tried to watch it but didn't like it. Your Affiant is aware part of the plot of the movie is that two people will commit a murder for each other so neither is suspected when someone close to them is killed.

[redacted] explained sometime after that, [redacted] was drunk and came over to [redacted] house, where he asked him what he thought of the movie. [redacted] said [redacted] further made statements that they should do that for each other, but [redacted] kept changing the subject. [redacted] said he never asked [redacted] to do anything for him and never gave him Kimberlee's address or any information about her. Afterwards, [redacted] told another [redacted] he did not want [redacted] hanging out with their group anymore because of what [redacted] suggested. That [redacted] was [redacted] informed his employer of that information after learning of the murder of [redacted] which was then relayed to Your Affiant.

Your Affiant also asked [redacted] about the dream he had that had been mentioned by Kimberlee. [redacted] stated in either 2016 or 2017 he was at a hotel and had a nightmare that a "dark demoned figure" approached him in the hotel room and told him to kill the [redacted] and Kimberlee. [redacted] said it was a nightmare, but it felt so real that he was disturbed by it. [redacted] said he and Kimberlee were still [redacted] at the time and he thought he could talk to her about it, and he told her he would never do that. [redacted] stated Kimberlee has used it against him ever since. Your Affiant asked [redacted] if he remembered exactly what the figure said in the nightmare and he stated, "You're going to kill [redacted] or "I want you to kill [redacted] and [redacted]"

During that interview, [redacted] agreed to have his cell phone data downloaded. [redacted] advised Your Affiant he was into criminal law type stuff, and she would see in his phone a couple of months ago where he was binge watching criminal cases that had happened, including family loss and murderers who thought they'd get away with it type stuff. [redacted] said he watched those videos on YouTube, and they had millions of views by people, but he just wanted to make Your Affiant aware of it on his phone.

Your Affiant contacted [redacted] regarding the statements previously made to [redacted] said he was intoxicated when he was at [redacted] and denied making the statements described by [redacted] records showed [redacted] clocked out of work on December 18, 2023, at 9:34 AM at their business, [redacted] Your Affiant asked [redacted] where he went after work on that day and he said he went home.

Since the time of the initial investigation, investigators worked collaboratively with the CSPD Metro Crime Lab (MCL) and the Colorado Bureau of Investigation (CBI) to expedite DNA processing on items of evidence that were DNA relevant to this investigation. One of these items was the knife located at the scene. On December 21, 2023, the MCL provided a report to investigators, which stated the knife had been processed for DNA and several conclusions had been made. The following conclusions were made by MCL: DNA was located on handle, both on the right and left sides. The DNA testing confirmed the presence of blood. There was a mixture of two contributors. The major DNA profile was determined to match the DNA profile of Kimberlee Singler.

On December 23, 2023, the CBI report concerning the DNA testing on the handgun was provided to investigators. Of note, DNA from [redacted] and Kimberlee were found in various locations on the handgun. Kimberlee Singler's and [redacted] DNA was found inside the magazine well. Based on the investigation to this point only [redacted] and Kimberlee Singler knew the presence of the handgun and its location within the bedroom closet. [redacted] was not home on December 18, 2023, when the attack occurred. Therefore, it can logically be deduced that Kimberlee was the individual manipulating the handgun which caused her and [redacted] blood to get into the magazine well.

On December 25, 2023, Sergeant K. Dabb, 2029 was contacted by the [redacted] for [redacted] told Sergeant Dabb that [redacted] told her [redacted] the truth about what happened and that she [redacted]

lied to everyone before. When asked what [redacted] said happened, the [redacted] reported [redacted] said [redacted] did it and told her [redacted] to lie about it.

On December 26, 2023, a second forensic interview with [redacted] was conducted at the Police Operations Center. During this forensic interview [redacted] told IS McKnight on December 18, 2023 she was on the couch with her [redacted] and [redacted] was in the bedroom. [redacted] stated she heard some banging or popping and thought maybe [redacted] was popping balloons. [redacted] said [redacted] came out of the bedroom, told her and [redacted] to close their eyes and guided [redacted] and [redacted] into the bedroom. [redacted] said she thought she heard some growling, which she thought might be a raccoon in the house. [redacted] said on thinking about it that might have been her own fear and she didn't hear anything from her [redacted] and [redacted] or [redacted].

[redacted] said [redacted] then came to her and told her to close her eyes and look up, after which she cut [redacted] on the left side of her neck. [redacted] said when she was peeking her eyes open she saw [redacted] had a small gun on the couch beside her. [redacted] stated she didn't know where [redacted] got the gun from and she had never seen the gun before. She described it as a black handgun. [redacted] said [redacted] then cut her on the other side of her neck, which hurt more than the left side. [redacted] said [redacted] closed the blinds in the living room at some point and she thought [redacted] closed them before she first cut

[redacted] described multiple breaks in between where [redacted] would cut her again and would tell her to go to sleep and would also say she might have to cut [redacted] again. [redacted] also talked about [redacted] telling her God was telling her to do this and maybe talked about [redacted] taking them away.

[redacted] said at some point she saw [redacted] with the knife and [redacted] begged her not to cut her but [redacted] told her she knew, she was sorry, and to stay still. [redacted] mentioned sometimes willingly looking up so [redacted] could cut her neck to get it over with but then would ask her to stop because it hurt. She said she also apologized to [redacted] because she thought she was being a baby and she thought [redacted] needed to cut her because something was probably going on that was really wrong and she was just making [redacted] life more difficult.

[redacted] stated [redacted] told her she (Kimberlee) would cut herself and at some point she heard [redacted] breathing heavily and some sounds and thought [redacted] was cutting herself. [redacted] said at some point she saw [redacted] and saw dried blood on her neck. [redacted] mentioned sometime close to when [redacted] called 911, [redacted] told her if the cops come to tell them a man came into the apartment and cut her and she [redacted] was the first one to get cut. [redacted] mentioned she had been feeling awful about the lie.

[redacted] said at some point after [redacted] told her she was done cutting [redacted] she asked [redacted] to call 911 and [redacted] told her she couldn't find her phone. [redacted] thought it was hours from the time she asked [redacted] to call to when she actually called 911. [redacted] talked about the Christmas music playing from [redacted] phone and said that was when [redacted] found her phone and said she could call 911.

[redacted] also talked about "the adventure" which went on for about a month sometime in 2022. [redacted] said [redacted] took them from their house and drove them for hours before telling them they were going to stay in a hotel. [redacted] stated [redacted] told them they were being chased by demons and people who were doing witchcraft. She said [redacted] told them not to tell anyone she had said that because she would sound crazy.

Your Affiant would note on December 24, 2023 a Missing Persons report was taken for Kimberlee Singler. Kimberlee's [redacted] reported she had last spoken to her on December 23, 2023 at approximately 7:30 PM and later received a text message that Kimberlee was going to see a movie. When [redacted] woke up on December 24, 2023 she saw Kimberlee's vehicle was not in the parking lot of the hotel they were staying and she was unable to locate Kimberlee. [redacted] told officers the last time she went missing she was found in St. George, UT and Kimberlee had recently spoken about wanting to live in Florida. Officers checked Kimberlee's hotel room and found all of Kimberlee's items had been removed. At the time of this Affidavit Your Affiant has not been able to confirm where Kimberlee Singler is located.

Based on the information listed in this Affidavit Your Affiant believes Kimberlee is a danger to child, [redacted] possibly also to [redacted], and is also a risk of fleeing the jurisdiction. Because of that Your Affiant is requesting an elevated bond of \$10,000,000.

Your Affiant would respectfully request that probable cause be found that **SINGLER, Kimberlee, DOB: 07/27/1988 SSN:** did, within the City of Colorado Springs, County of El Paso, State of Colorado, commit in violation of the Colorado Revised Statutes 1973 as amended, the offense(s) of **§18-3-102(1)(A), MURDER IN THE FIRST DEGREE, CLASS ONE FELONY (F1) (2 COUNTS); §18-3-102(1)(F), MURDER IN THE FIRST DEGREE, CLASS ONE FELONY (F1) (2 COUNTS); §18-2-101, CRIMINAL ATTEMPT - MURDER IN THE FIRST DEGREE (18-3-102(1)(A)), CLASS TWO FELONY (F2); §18-2-101, CRIMINAL ATTEMPT - MURDER IN THE FIRST DEGREE (18-3-102(1)(F)), CLASS TWO FELONY (F2); §18-6-401(7)(A)(I), CHILD ABUSE, CLASS TWO FELONY (F2) (2 COUNTS); §18-6-401(7)(A)(III), CHILD ABUSE, CLASS THREE FELONY (F3); §18-3-202, ASSAULT IN THE FIRST DEGREE, CLASS THREE FELONY (F3).**

Related Cases: NONE

Affiant: Rebecca Joines 4314  
*R Joines 4314*

Employed By: Colorado Springs Police Department

Position: Detective

This affidavit was sworn and subscribed before me this day Tuesday, December 26, 2023.

Magistrate / Judge: *S. D. ...*