

STATE OF INDIANA
MARION COUNTY, ss:

IN THE MARION SUPERIOR
COURT
CRIMINAL DIVISION

STATE OF INDIANA)

Cause No: 49G01

vs.)

INFORMATION

COUNT I

MURDER

I.C. 35-42-1-1(1)

A FELONY

Tyler Newby W/Male
DOB 8/3/1990

On this date, the undersigned Deputy Prosecuting Attorney of the Nineteenth Judicial Circuit, being duly sworn on his/her oath (or having affirmed), says that in Marion County, Indiana

COUNT I

On or about May 31, 2020, Tyler Newby did knowingly kill another human being, to-wit: Dorian Murrell;

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

June 4, 2020
Date

RYAN MEARS
Marion County Prosecutor
19th Judicial Circuit

/s/Kristin A.
Orr _____
Deputy Prosecuting Attorney

State's Witnesses:
LARRY JAMES CRACIUNOIU
DAVID FRANK MILLER
LOTTIE CHERELL PATRICK
CHRISTIAN L SCHLOEGEL
ELI MCALLISTER
JONATHAN HACKETT
Dr. John Cavanaugh
A.E.
A.J.

**AFFIDAVIT
FOR PROBABLE CAUSE
STATE OF INDIANA, COUNTY OF MARION, SS:**

Detective Lottie Patrick of the Indianapolis Metropolitan Police Department swears or affirms that she believes and has cause to believe from her investigation, the following facts and attending circumstances are true:

On Sunday May 31, 2020, Indianapolis Metropolitan Police Department (IMPD) Officers were dispatched to the intersection of North Pennsylvania Street and East Market Street on the report of a person shot. Officers arrive and located a male, later identified as Dorian Murrell, suffering from a gunshot wound. Dorian Murrell was transported to Eskenazi Hospital where he was pronounced deceased at 02:21 hours, by Dr. Stenton. Homicide was requested and Detectives Lottie Patrick and Larry Craciunoiu responded to the scene. Detective David Miller responded to the hospital.

A short time later, Marion County Sherriff's Office Reserve Deputy – Christian Schloegel was approached by a white male who identified himself as Tyler Newby. Tyler stated to Deputy Schloegel, "I don't know who I need to tell, but I just shot somebody." Tyler stated the incident happened "somewhere near the circle." Tyler then provided Deputy Schloegel with the handgun he used during the shooting. Tyler along with his friend A.E. were transported to the City County Building to provide a taped statement.

I relocated to the hospital and spoke with A.J. who is the half-brother of Dorian Murrell. A.J. explained he, Mr. Murrell, and some other people were standing around talking. A.J. stated the whole thing happened very quickly. A.J. stated Mr. Murrell was in an altercation with a white male. A.E. said Mr. Murrell had the male on the ground and then the male shot him. A.J. stated there was no physical altercation that occurred nor does he recall any verbal argument between Mr. Murrell and the other male. A.J. said he heard only one shot and everyone took off running including Mr. Murrell. A.J. said Mr. Murrell collapsed in the street and that's when he knew Mr. Murrell had been shot. A.J. stated Mr. Murrell did not have a weapon and no punches were thrown. A.J. explained the police were "right there" and yelled to Mr. Murrell, "get up, 5-0 is coming." A.J. said he yelled, "stop fighting the police are coming." It should be noted, there were Law Enforcement Officers on Monument Circle and by the Intersections of E. Market Street/Pennsylvania Street.

I relocated to the homicide office and took a recorded statement from Tyler Newby and A. E. after separately reading both them their Miranda Rights, which they both waived.

It was learned that:

A. E. stated he and Tyler Newby thought things had calmed down so they came downtown to see what all had happened. A.E. explained he wasn't paying attention and was just, "shooting the shit with my friend." A.E. stated he picked up an orange/red gas

canister that had been discharged. A.E. stated a group of about ten people approached him. A.E. said the individuals who approached them were not yelling anything at them and only asked what he found. A.E. said he told them, "Don't worry about it." A.E. said about three to four males walked towards him and kind of pushed him a little bit, but no one hit him. A.E. stated he looked over and saw Mr. Newby on the ground with a black male standing over him. A.E. stated there was no verbal altercation between Mr. Newby and Mr. Murrell and the whole interaction lasted about 45 seconds. A.E. stated he heard a loud bang and people started running. A.E. stated he saw the black male (Mr. Murrell) grab his stomach, run off, then fall. A.E. stated the only weapon he saw was the gun in Mr. Newby's hand and that no one else had a weapon. A.E. said he threw the canister down and took off running.

A.E. stated Mr. Newby called him after the shooting and asked where he (A.E.) was. A.E. explained he and Mr. Newby met back up and Mr. Newby asked him what to do. A.E. stated he told Mr. Newby he needed to turn himself in. A.E. stated they went to the first officer they saw and Mr. Newby told the Deputy he had shot someone.

Tyler Newby's statement was very similar. Mr. Newby explained A.E. found a red canister of gas that had been discharged. They were walking by a group of black males that asked them what they found. Mr. Newby stated the group asked them to see the canister and then flocked around them. Mr. Newby said A.E. didn't want to show the group what he had. Mr. Newby said he felt a hand on his back and then he was shoved from behind and fell to the ground. Mr. Newby stated he rolled over and others were around him, but only one black male was leaning/standing over him. Mr. Newby said he was afraid the male was going to start punching him. Mr. Newby stated the male did not say anything to him nor did he strike him. Mr. Newby stated he pulled his gun out and shot the male one time. Mr. Newby stated, "It all happened so fast, it was just reaction." Mr. Newby said everyone ran off. Mr. Newby stated he met back up with A.E. and they told the first Deputy they saw.

Crime Scene Specialist Amanda Smet responded to the scene to document and collect evidence. A search warrant was requested and granted. Clothing from Mr. Newby was collected. Photographs were also taken of Mr. Newby. There were no visible injuries on Mr. Newby nor was there any complaint of pain. The gun, Glock 26 Gen5 9mm, Serial number ADKC726, and other evidence was recovered by Crime Scene Specialist.

I attended the autopsy of Dorian Murrell performed by Dr. John Cavanaugh. Mr. Murrell had a gunshot wound to his heart. Dr. Cavanaugh determined the cause of Mr. Murrell's death is gunshot wound and the manner is homicide. There were no other injuries observed on Mr. Murrell's body other than the gunshot wound.

I swear (affirm), under penalty of perjury as specified by IC 35-44.1-2-1, that the foregoing representations are true. The above incident occurred in Marion County Indianapolis, IN.

/s/ Lottie Patrick
Law Enforcement Officer

June 03, 2020