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IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS

THE STATE OF ARKANSAS

PLAINTIFF

VS.

Case No. CR-2013-

649-I

KEVIN CONWAY DUCK

DEFENDANT

INFORMATION

INFORMATION FOR:

Murder in the First Degree
Class Y Felony
10 - 40 years ADC or Life

CODE NO: 5-10-102

I, STEVE OLIVER, Prosecuting Attorney within and for the Eighteenth Judicial District of the State of Arkansas, of which Garland County is a part, in the name and by the authority of the State of Arkansas, on oath, accuse the defendant **KEVIN CONWAY DUCK (W/M DOB: 07-30-83)** of the crime of **Murder in the First Degree**, committed as follows, to-wit: The said defendant on or about **December 21, 2011**, in Garland County, Arkansas, did unlawfully, feloniously, and with the purpose to cause the death of another person, he causes the death of another person, to-wit: the Defendant caused the death of **Dawna Natzke**, against the peace and dignity of the State of Arkansas.

STATE OF ARKANSAS
OFFICE OF THE PROSECUTING ATTORNEY
18TH JUDICIAL DISTRICT EAST

BY: Steve Olin
PROSECUTING ATTORNEY OR
DEPUTY PROSECUTING ATTORNEY

Filed this 25th day of November, 2013.

JEANNIE PIKE, CIRCUIT CLERK
BY: Barry Cantel
DEPUTY

Endorsed Witnesses: **Michael V. Wright, GCSO, 525 Ouachita Avenue,
Hot Springs, Arkansas.**

AFFIDAVIT FOR WARRANT OF ARREST

Date: 11-25-13

Kevin Conway Duck
Defendant's name

07-30-83
DOB

White
Race

Male
Sex

LKA: 234 LA HIGHWAY 167
MAURICE, LA 70555
Address

UNKNOWN
Telephone

Pursuant to Rule 7.1 of the Arkansas Rules of Criminal Procedure. The undersigned affiant(s) being duly sworn, deposes and says that he has reason to believe that the above-named person has committed the offense of **Murder in the First Degree**, a Class Y Felony, in violation of Ark. Stats. Ann. Section(s) **5-10-102**; on or about the **21st** day of **December, 2011**, by unlawfully (state statutory language)

5-10-102- Murder in the first degree.

(a) A person commits murder in the first degree if:

(1) Acting alone or with one (1) or more other persons:

(A) The person commits or attempts to commit a felony; and

(B) In the course of and in the furtherance of the felony or in immediate flight from the felony, the person or an accomplice causes the death of any person under circumstances manifesting extreme indifference to the value of human life;

(2) With a purpose of causing the death of another person, he causes the death of another person; or

(3) He knowingly causes the death of a person fourteen (14) years of age or younger at the time the murder was committed.

(b) It is an affirmative defense to any prosecution under subdivision (a)(1) of this section for an offense in which the defendant was not the only participant that the defendant:

(1) Did not commit the homicidal act or in any way solicit, command, induce, procure, counsel, or aid its commission; and

(2) Was not armed with a deadly weapon; and

(3) Reasonably believed that no other participant was armed with a deadly weapon; and

(4) Reasonably believed that no other participant intended to engage in conduct which could result in death or serious physical injury.

(c) Murder in the first degree is a Class Y felony.

in Garland County, Arkansas, against the peace and dignity of the State of Arkansas.

FACTS CONSTITUTING PROBABLE CAUSE

On December 21, 2011, Kevin Duck, Dawna Natzke and Doris Smith, Dawna's mother, attended a Christmas party at the home of Sandra and Scott Randall at #8 Montanado Circle in Hot Springs Village, Arkansas. Patty Hathaway, a friend of Dawna, stated she saw Kevin and Dawna leave the party at approximately 11:00 p.m. and she saw Kevin forcibly push Dawna out the door. They left the party without telling anyone good-bye and left Doris Smith without a ride to her car. Also, Dawna's purse was left behind. After leaving the party with Kevin Duck, Dawna Natzke was never seen alive again.

On the evening of December 22, 2011, at 6:15 p.m., Kevin Duck went to the Hot Springs Village Police Department and related first to dispatcher Melanie Scarcella that Dawna Natzke was missing. Kevin Duck then spoke to Sergeant Ralph Ornelas. Kevin Duck related to Sgt. Ornelas that he, Dawna, and Dawna's mother attended a party on the evening of December 21, 2011. He said he and Dawna left at approximately 10:00 p.m. and drove to Dawna's house. He stated he went to bed and Dawna left to go back to the party. He then states he got up on the morning of December 22, 2011, at 7:30 a.m. and neither Dawna nor her vehicle were at the house.

The dispatcher then contacted local hospitals and local law enforcement to determine if contact had been made with Natzke. Those calls met with negative results.

Sgt. Ornelas then advised Duck nothing more could be done and if the agency heard from Natzke, Duck would be notified.

For the next 12 hours the Hot Springs Village Police Department dispatch continued to call Natzke's cell phone. Those calls went straight to voice mail. Local roads were checked by the Hot Springs Village Police as well as checking with Natzke's residence, family and friends. All met with negative results.

On Friday, December 23, 2011, Dawna Natzke failed to report for work at the Hot Springs Village Police Department. Upon her failure to appear for work, Sgt. Thomas Hickox proceeded to contact the AT&T Law Enforcement Exigent Circumstances Hot Line to obtain Natzke's cellular telephone records.

At this point, a missing person's case was opened on Dawna Natzke and an investigation into her disappearance began by the Hot Springs Village Police Department.

The Garland County Sheriff's Department assumed this investigation on December 31, 2011.

After reconstructing the events of the evening of the party, Investigator Mike Wright was later able to determine the following:

Dawna Natzke worked as a dispatcher at the Hot Springs Village Police Department. She left work at 6:00 p.m. on Wednesday, December 21, 2011, and was not scheduled to report back to work until Friday, December 23, 2011. According to Dawna's mother, Doris Smith, her daughter and Kevin Duck met her in the Village at the Property Owners' Association building on DeSoto Boulevard at approximately 6:30 p.m. Kevin and Dawna were in Dawna's car, a green Ford station wagon that Kevin was driving.

Witnesses state that Dawna, Kevin and Doris arrived at Scott and Sandra Randall's home around 7:00 p.m.

As previously explained, Dawna and Kevin left the party at approximately 11:00 p.m. Since she had been left behind, Doris Smith was taken to her car around 1:00 a.m. by Annette Liles. The next morning, the Randalls located Dawna's purse that she had left in their house the previous evening. Several people interviewed that had attended the party observed Dawna drinking Miller Lite beer and stated that she had between 3 to 7 beers during the time she was at the party.

Irene Orr, who lives beside the Randalls, stated that close to 11:00 p.m. on Wednesday, December 21, 2011, she heard screaming from the front of No. 8 Montanado Circle, the Randall residence. She heard a car leaving that was screeching tires, "burning rubber," and it left tire marks all the way down the road. This time coincides with the time frame Kevin Duck and Dawna Natzke walked out the front door of the Randall house.

Mrs. Smith received a call from Kevin Duck at 6:40 p.m. on Thursday, December 22, 2011. Kevin tells Mrs. Smith, "Dawna dropped me off at home and she went back to the party to get you." It was later determined that Dawna never returned to the party.

Katie Moosebroker, a friend of Kevin Duck, stated that on Thursday, December 22, 2011, she received a phone call from Kevin Duck's phone at 12:14 a.m. She placed her phone on silent. The next morning when she woke up, she saw that he had called her several times after the original call.

Cheryl Ansell, resides at No. 3 Rota Lane, Hot Springs Village, located across the cul-de-sac from the Natzke house at No. 11 Rota Lane. Ms. Ansell's husband Jim worked with Dawna Natzke as a dispatcher at the Hot Springs Village Police Department. Ms. Ansell was outside on the morning of December 22, 2011, between the hours of 5:30 and 5:40 a.m. She stated that she noticed Dawna's car, a small pale green station wagon, parked in the carport of Dawna's residence. She also noticed the doors of the vehicle were closed but the inside dome light was on. She added that when she was leaving to take her husband to work at around 5:50 a.m., that Dawna's car was gone.

Dawna Natzke's son Brandon, who was living with his mother, stated that when he awoke at 5:45 a.m. to 6:00 a.m. on December 22, 2011, he saw the interior light on

in his mother's car. He went back to bed and later awoke at 10:00 a.m. His mother's car was gone. He assumed that she had gone to work and was unaware that she had taken the day off.

Nicholas Sarver stated that he saw Dawna Natzke's car leaving through the Hot Springs Village gate the morning of December 22, 2011, between 7:45 and 8:00 a.m. He observed the vehicle travel north on State Highway 7 as it left the Village gate.

Kevin Duck worked at Lester's Quality Auto Service. According to his boss, Lester Woodson, Kevin would arrive at work at 8:00 a.m. every day. On Thursday, December 22, 2011, Kevin arrived at work around 10:10 a.m. He had called at approximately 8:30 a.m. saying he would be late because he was looking for Dawna. When questioned by Mr. Woodson, Kevin stated he had been looking for Dawna and said nothing more. Lester Woodson noticed a lack of interest in Kevin in the disappearance of Dawna Natzke and Kevin never asked for time off to search for her. Kevin worked full days on Friday, December 23, Saturday, December 24, Monday, December 26, and Tuesday, December 27.

On Thursday morning, December 22, 2011, Patty Hathaway sent Dawna a text message saying that she did not like what she saw the night before and did not like Kevin pushing Dawna. At 9:37 a.m. Ms. Hathaway received a text from Dawna's cell phone (501-226-9038) stating, "He did not push me. I fell and he caught me. I had taken a pain pill and was tour up." Ms. Hathaway did not believe this text was from Dawna because this was not in Dawna's style of texting, e.g., she did not use these kinds of words, did not use periods in her sentences, and would have called her instead of texting.

Dawna Natzke's cell phone has never been recovered.

On Thursday, December 22, 2011, at approximately 11:00 a.m. Joey Bryan, an employee of the United States Forest Service, found an older model Ford station wagon that had been burned completely. The vehicle was situated off Highway 298 and Forest Road 31740, known as Harley Lane. This road is in an area outside Hot Springs Village and in North Garland County. Officer Bryan noticed flames in the engine area of the car and smoke coming from the dashboard. There were no occupants in the vehicle.

On or about December 24, 2011, it was determined that the burned vehicle was Dawna Natzke's car that was driven to the party the evening of December 21, 2011.

On December 31, 2011, a group of the community organized a search party in an attempt to locate Natzke. On that date, the searchers found the body of Dawna Natzke. The body was located on Main Haul Road in Garland County outside Hot Springs Village. The Garland County Sheriff's Office was notified. Items of evidence were later collected by the Garland County Sheriff's Office. The remains were sent to the Arkansas State Crime Laboratory's Medical Examiner's Office for identification of the body and for autopsy.

Identification of the body was made through comparison of fingerprints with known fingerprints on file. The body was of missing person Dawna Natzke.

The autopsy was performed on January 3, 2012, by Charles Kokes, M.D., and it was determined that Dawna Natzke's cause of death was blunt force trauma and drowning. The manner of death was classified as a homicide.

The toxicology report on Dawna Natzke's heart blood reflected a blood alcohol level of 0.07g%. According to Dr. Kokes, it is likely that most or all of this represents antemortem alcohol consumption given the relatively good preservation of tissues not affected by animal activity, and it is unlikely that most or all of this alcohol was produced in the body after death. Based on this, the Medical Examiner concluded that the victim's BAC of .07% indicates the victim died within 3 to 4 hours of leaving the party she attended.

Terri Threadgill, investigator with the Garland County Sheriff's Office, submitted the cell phone tower and call records belonging to Kevin Duck to William Shute of the F.B.I. in Washington, D.C. Mr. Shute triangulated Kevin Duck's cell phone records, which will reflect the date and time of a call, the tower the call hit, all incoming, outgoing and text messages (originating and destination numbers) and approximate location of the cell phone at the time of the call.

Nicholas Sarver saw Dawna's little green Ford Escort leaving the Hot Springs Village gate the morning of December 22, 2011. According to triangulation records, at 7:46 a.m. Kevin's cell phone records indicate a call was made from the Hot Springs Village gate area.

Kevin's cell phone records reflect that on December 22, 2011, numerous calls were made from the Highway 7 & 298 junction area. The records reflect that at 8:34 a.m. a call was made that originated within 6/10ths of a mile from where Dawna's body was ultimately found.

At 9:02 a.m. a call was made from Kevin's phone that originated 6/10ths of a mile from the location where Dawna's car was found burning.

The records reflect that at 9:21 a.m. Kevin's phone received a call that indicated he was back at the Hot Springs Village gate area.


initials

I swear that the allegations contained herein are the truth, the whole truth, and nothing but the truth.

[Signature]
Affiant's Signature

Affiant's Signature/Witness

Michael V. Wright
Print Name

Print Name

525 Ouachita Av
Address

Address

501-622-3640
Telephone Number

Telephone Number

Subscribed and sworn to before me this 25th day of November.

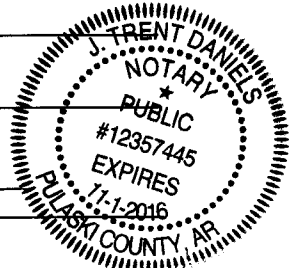
District Court Clerk
or
Circuit Court Clerk

By: _____
Deputy Clerk

By: _____
Deputy Clerk

My Commission Expires:

[Signature]
Notary Public



I hereby find that this sworn affidavit demonstrates reasonable and probable cause for the issuance of a warrant of arrest for the above named individual for the above stated offense(s).

Date: 11/25/2013

[Signature]
Circuit Judge
18th Judicial Circuit East

District Court Judge
Hot Springs District Court, Hot Springs