

STATE OF INDIANA  
MARION COUNTY, ss:

IN THE MARION SUPERIOR COURT  
CRIMINAL DIVISION

THE STATE OF INDIANA

vs.

Mark Leonard  
W/M DOB: 03/02/1969  
CAUSE NO. 49G031303FA020360  
(AS TO COUNT(S) I)

) INFORMATION  
) COUNT I  
) CONSPIRACY TO COMMIT MURDER,  
) CLASS A FELONY I.C. 35-41-5-2  
I.C. 35-42-1-1

On this date, Det. Sgt. Jeffrey Wager came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

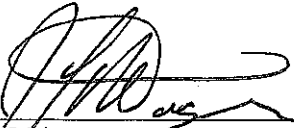
COUNT I

Mark Leonard, on or about between March 1, 2013 and March 14, 2013, did, with intent to commit the felony of Murder, agree with another person, to wit: RS and/or ATF UC, to commit said felony of Murder, which is to knowingly kill another person, to wit: MD, and, further, Mark Leonard performed the following overt act in furtherance of the agreement, that is: initiated contact with RS concerning having MD, a witness against him, killed and/or drew a map to MD's residence for the purpose of having MD killed and/or promised to pay \$15,000 for the murder of MD and/or contacted ATF UC who was represented to Mark Leonard as someone who would commit the murder for hire and gave ATF UC information on MD including specifics on how he

(Leonard) wanted the murder committed and agreeing to pay ATF UC \$20,000 once the murder was completed;


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

I swear or affirm under penalty of perjury as specified by I.C. 35-44-2-1 that the foregoing representations are true.

  
\_\_\_\_\_  
Affiant

3/27/2013  
Date

**TERRY R. CURRY**  
Marion County Prosecutor  
19th Judicial Circuit

  
\_\_\_\_\_  
Deputy Prosecuting Attorney

State's Witnesses:  
Det. Sgt. Jeff Wager, IMPD, W2470  
Off. Steve Crooke, IMPD, C4193  
Dep. Cory Grogg, MCSD, 27614  
ATF UC  
RS

# AFFIDAVIT FOR PROBABLE CAUSE

STATE OF INDIANA, COUNTY OF MARION, SS:

Detective Sgt Jeffrey L. Wager swears (affirms) that:

On Monday March 4, 2013 I was contacted by Sgt. Cory Grogg of the Special Investigations/ Gang & Intelligence Unit of the Marion County Sheriff's Department that a murder for hire plan had been reported as having been formulated by Mark Leonard against a witness in the Indianapolis Southside explosion case.

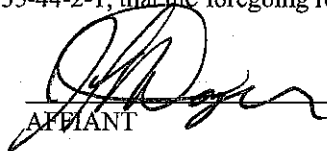
On Thursday March 7, 2013 I met with a Bureau of Alcohol, Tobacco, Firearms and Explosive Special Agent, who is known to me, and hereafter referred to as ATF UC. I requested ATF UC's assistance in determining if Mark Leonard was in fact attempting to hire someone to murder a witness in Homicide Investigation DP120158803 which occurred at 8355 Fieldfare Way on November 10, 2012. ATF Task Force Officer (TFO) Sgt Steve Crooke was also asked to assist in the investigation.

On Friday March 8, 2013 TFO Sgt Steve Crooke and I interviewed the cooperating source, who is known to me, and hereafter referred to as RS and learned the following:

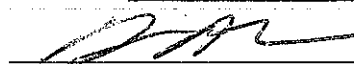
RS and Mark Leonard were both housed in cell block 4D of the Marion County Jail and Mark Leonard began telling RS details about the explosion at his house on November 10, 2012. Mark Leonard told RS that the witness known to law enforcement and referred to as MD had informed on him in the investigation and Leonard needed to prevent MD from testifying. Leonard advised RS that if MD was killed Leonard would have to be released shortly after MD's death. During RS's and Leonard's time in the block together, Leonard developed a belief that RS was a member of the Mars Hills Charity Riders, a local south side Motorcycle Club. Because Mark Leonard believed RS to be a member of that gang, Leonard asked RS if RS might be able to arrange for the death of MD by another gang member. RS advised that he might be able to help and then RS and Leonard worked out some details, including a map with directions to MD's house and a payment of \$15,000 to be paid upon Mark Leonard's release from jail. Leonard drew the map and signed a document confirming the payment of the \$15,000. TFO Crooke and I asked RS to talk with Mark Leonard and determine if Leonard really wished to proceed with hiring someone to kill the witness. We also advised RS that if Leonard did wish to proceed with the murder for hire to have Mark Leonard call "Jay" (referring to ATF UC) at a specific number. RS was sent back into the block.

On Wednesday March 13, 2013, at approximately 3:17 PM, ATF UC received a call from Mark Leonard. The call originated from the Marion County Jail and Leonard identified himself as "Mark."

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

  
AFFIANT

DATED: March 27, 2013

  
DEPUTY PROSECUTING ATTORNEY  
NINETEENTH JUDICIAL CIRCUIT

\_\_\_\_\_  
JUDGE

**Affidavit for Probable Cause**

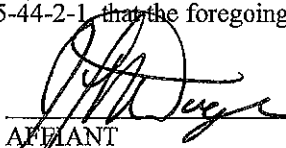
**From:** Detective Sgt Jeffrey L. Wager

After greeting each other, ATF UC and Mark Leonard agreed it was difficult to discuss things on the phone. ATF UC told Leonard he had done this type of stuff (murder for hire) before and told Leonard he received a map with directions. ATF UC asked Leonard if he drew the map with directions, and Leonard replied, "Yeah, I drew it." ATF UC told Leonard that he had gone there, but was confused on which house it was. Mark Leonard then gave ATF UC verbal directions to MD's residence (who Leonard confirmed and identified as the intended murder victim). After giving directions, Leonard described the house and MD. He advised MD to be a "home body" with no friends, saying "there won't be nobody showing up or nothing." Leonard continued saying the best time would be the evening and advised there wouldn't be kids, other people, or dogs. He described MD's neighbor and advised going to the back door would be best. Leonard told ATF UC that MD does not have any guns.

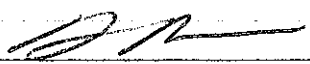
ATF UC explained that he needed to have something upfront and asked if Leonard had talked to anybody else about this. Leonard advised he doesn't even use the phone in jail, saying "This is the first time I've been on the telephone in three months." Leonard explained MD is "running his mouth." Leonard advised that when he got out of jail, he would be able to take care of ATF UC in a couple of days (payment for murder). ATF UC continued to discuss getting some payment before the murder, and Leonard continued to say that he didn't trust anyone and all of his stuff was "in impound." Mark Leonard told ATF UC that his house "was exploded" and that it's been all over the national news. ATF UC continued to discuss payment and Leonard advised he doesn't trust anybody right now, saying "See this is the stuff I didn't want to talk about on the phone cause they'll going to pick up on this, but um there's just no way it can be done like that, I can't talk to people right now." Leonard stated "Their phones are bugged."

Leonard told ATF UC that he (Leonard) wished he could show ATF UC his probable cause and began to describe how MD is "blabbing like a motherfucker." ATF UC told Leonard he was going to go and scout out the location again and asked Leonard how soon he wanted "this thing done." Leonard replied, "Yesterday." Mark Leonard told ATF UC it was hard to understand and he knows ATF UC wants to "scout it out again," but on a scale of one to ten on how easy it will be, it will be a ten, it's that easy, cause there's nobody around there you know." ATF UC then asked, "Do you want me to send a message or anything like that", to which Leonard replied "nope" agreeing that it should be quick and quiet. ATF UC asked if Leonard wanted MD to suffer and Leonard replied, "No...that takes too much time." ATF UC told Leonard he would bring him a souvenir if he wanted, and Leonard replied by laughing and saying, "Yeah I don't need it, reading in the paper will be enough." ATF UC told Leonard he was going to check out MD's house that night. ATF UC told Leonard to call him back the following day but he should consider it done. ATF UC told Leonard that if he wasn't sure about it (murder) it wasn't a problem, and Leonard replied, "On I'm sure, that will get me out of here dude." Once again, ATF UC told Leonard he wished he had somebody out of jail that ATF UC could talk to in order to check him out. Mark Leonard advised there wasn't saying, "That would be like playing Russian roulette and I

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

  
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AFFIANT

DATED: March 27, 2013

  
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DEPUTY PROSECUTING ATTORNEY  
NINETEENTH JUDICIAL CIRCUIT

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JUDGE

**Affidavit for Probable Cause**

**From:** Detective Sgt Jeffrey L. Wager

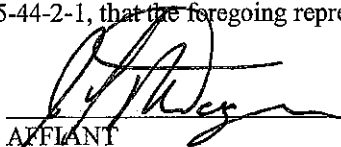
wouldn't want to do that, not with you or me you know." Leonard explained that the less people that knew about this (murder) the better. Leonard ended the call with ATF UC at approximately 3:30 PM.

On Thursday March 14, 2013, at approximately 2:57 PM, ATF UC received another call from Mark Leonard. The call originated from the Marion County Jail and Mark Leonard identified himself as "Mark." After greeting each other, ATF UC confirmed with Leonard that he had identified MD's residence the previous night. Leonard then talked about a Harley Davidson motorcycle that he previously had and wanted to give to ATF UC for payment for the murder, and stated, "I'll take care of you the other way, it ain't no big deal." Leonard advised he was thinking about how he wanted to do it (murder of MD), and stated "I want to make it look like a suicide." He added, "Yeah, because if, see this way, it will get me out of jail pretty much instantly, if you have him call 911 from like his cell phone." Mark Leonard then explained before MD is murdered he wanted ATF UC to force MD to call 911 and that he (Leonard) had written down three sentences that would get him (Leonard) out of jail. Leonard then read ATF UC what he wanted MD to tell the 911 operator. Specifically Mark Leonard stated, "I want him to say, I did not mean to frame Mark and Moncie for their own house in Richmond Hills." Leonard emphasized that if those sentences were said "they'll have me out of here within a couple of days I bet." Leonard and ATF UC went over what Leonard wanted MD to say several times.

Leonard then asked ATF UC if he had a "throw away" (firearm), which ATF UC affirmed. Leonard told ATF UC he would need one ("throw away") stating, "Just make sure the gun is either missing all the other bullets or just missing one, because he's going to have one shot to the head." When ATF UC asked if MD would be willing to do what ATF UC said, Leonard suggested ATF UC threaten MD by saying he (UC) had someone at MD's parent's house. LEONARD stated, "Well I got somebody at your mom and dad's house and I knew where they had lived anyway, so you're going to do this, or we're going to start there." Leonard and ATF UC continued to talk about the details of planning to murder MD. Later in the conversation, while confirming Leonard was going to pay him \$15,000 for the murder of MD, Mark Leonard stated, "No, because you're doing it this way that I want you to, I'm going to, I'm going to give you an extra five." After ATF UC acknowledged the extra \$5000, Leonard replied, "Yeah dude, cause this is going to make a big difference right here, and it's a little bit tougher to get done so, you know."

Leonard and ATF UC continued the conversation with ATF UC advising Leonard of the seriousness of this job and his expectation of getting paid whether or not Leonard gets out of jail. Leonard continued to promise payment and was confident he would be released once MD was murdered. Leonard stated, "I mean he's making an admission on 911." The conversation continued with Leonard asking if ATF UC knew how to put the gun in MD's hand to make sure he had residue on it (hand) and look like a suicide. ATF UC explained how he would make it look like a suicide stating, "I'm gonna put it (gun) right there with his hand up there to his head on the side." And, "I'm gonna, I'm gonna put it in his hand, and then I'm gonna pull the trigger with his hand on it."

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

  
AFFIANT

DATED: March 27, 2013

  
DEPUTY PROSECUTING ATTORNEY  
NINETEENTH JUDICIAL CIRCUIT

\_\_\_\_\_  
JUDGE

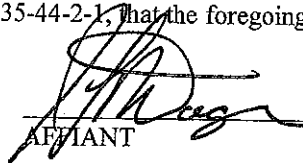
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**From:** Detective Sgt Jeffrey L. Wager


After further conversation, ATF UC told Leonard that he was going to go out tonight and that "It might be done tonight, it's going to be done in the next couple of days." On several occasions ATF UC asked Leonard whether he was ready for it to happen, which Leonard affirmed. ATF UC explained that once they hung up the call he (Leonard) should consider it (murder) done. ATF UC directed Leonard to call him once he was out of jail, and told him to be watching the news. The call between Mark Leonard and ATF UC ended at approximately 3:10 PM.

All the above occurred in Marion County, State of Indiana.

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

  
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AFFIRANT

DATED: March 27, 2013

  
\_\_\_\_\_  
DEPUTY PROSECUTING ATTORNEY  
NINETEENTH JUDICIAL CIRCUIT

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JUDGE