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PRESS RELEASE – Arrest of Amy Gipe

September 16, 2015



Rule 3.8 of the Pennsylvania Rules of Professional Conduct outline the “Special Responsibilities of a Prosecutor” as it pertains to extrajudicial (outside of court proceedings) statements that have a substantial likelihood of heightening public condemnation of the accused. With care and attention to that rule, please be advised of the following and necessarily-limited information:

Today, Amy Gipe was taken into custody and a criminal complaint was filed charging her with Criminal Homicide (Accomplice), Solicitation to Commit Murder, Conspiracy to Commit Murder, and Hindering Apprehension.

Specifically, Amy Gipe was charged as an accomplice and co-conspirator with Kevin Rouner, who has already been charged with First Degree Murder for the death of Amy Gipe's husband, David Gipe, on July 18, 2013.

PRESS RELEASE – Arrest of Amy Gipe
September 16, 2015

After Kevin Rouner was charged with First Degree Murder, the investigation surrounding Amy Gipe's role in the murder continued until today. The lengthy Affidavit of Probable Cause exhaustively demonstrates the detail of Amy Gipe's criminal involvement in her husband's murder. The affidavit shows her prior knowledge and awareness and encouragement of the murder, as well as the subsequent measures she took to cover up what had actually happened when interviewed by Detectives from the Chambersburg Police Department.

The complaint was filed at the office of Magisterial District Judge Glenn Manns, and no bail was set after the Defendant was preliminarily arraigned.

The date for Defendant Gipe's preliminary hearing has been scheduled for September 29, 2015 at 8:15 A.M.

David Gipe's surviving family members have been advised of the above and support the prosecution of Amy Gipe. Law enforcement sincerely thanks them for their continued patience with the prosecution of Kevin Rouner and simultaneous investigation of Amy Gipe to date.

The District Attorney's Office commends the stalwart effort of the Chambersburg Police Department, and its Criminal Investigation Division in particular, in its steadfast commitment to seeking justice.

**NOTE: The defendant is accused of the above offense, and readers are reminded that all Defendants are presumed innocent unless and until proven guilty.*

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: Franklin



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

Magisterial District Number: 39-2-01
MDJ: Hon. Glenn K. Manns
Address: 218 North Second Street
Chambersburg, PA 17201
Telephone: (717)263-5808

DEFENDANT:

(NAME and ADDRESS):

Amy L Gipe
First Name Middle Name Last Name Gen.
1561 Pin Oak Dr Chambersburg, PA 17201

NCIC Extradition Code Type

1-Felony Full 2-Felony Ltd. 3-Felony Surrounding States 4-Felony No Ext. 5-Felony Pend. 6-Felony Pend. Extradition A-Misdemeanor Full B-Misdemeanor Limited C-Misdemeanor Surrounding States D-Misdemeanor No Extradition E-Misdemeanor Pending F-Misdemeanor Pending Extradition Distance: Request Lab Services? YES NO

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-527-15 Date Filed 9/16/15 OTN/LiveScan Number T 702876-6 Complaint/Incident Number C2013-08048 SID Request Lab Services? YES NO GENDER Male Female DOB 11/08/1970 POB Add'l DOB First Name Middle Name Last Name Gen. Co-Defendant(s)

RACE White Asian Black Native American Unknown ETHNICITY Hispanic Non-Hispanic

HAIR COLOR GRY (Gray) RED (Red/Aubn.) SDY (Sandy) BLU (Blue) PLE (Purple) BRO (Brown) BLK (Black) ONG (Orange) WHI (White) XXX (Unk./Bald) GRN (Green) PNK (Pink) BLN (Blonde / Strawberry)

EYE COLOR BLK (Black) BLU (Blue) BRO (Brown) GRN (Green) GRY (Gray) HAZ (Hazel) MAR (Maroon) PNK (Pink) MUL (Multicolored) XXX (Unknown)

Driver License State PA License Number 22302259 Expires: 11/09/2015 WEIGHT (lbs.) 120 DNA YES NO DNA Location MNU Number

FBI Number Defendant Fingerprinted YES NO Fingerprints Classification: 5 2

DEFENDANT VEHICLE INFORMATION

Plate # EBD2695 State PA Hazmat Registration Sticker (MM/YY) Comm'l Veh. Ind. School Veh. Oth. NCIC Veh. Code Reg. same as Def. VIN Year Make Model Style Color

Office of the attorney for the Commonwealth Approved Disapproved because:

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

(Date)

I, Det Todd L Baker (Name of the Affiant)

178 (PSP/PMOETC -Assigned Affiant ID Number & Badge #)

of Chambersburg Police Department (Identify Department or Agency Represented and Political Subdivision)

PA0280100 (Police Agency ORI Number)

do hereby state: (check appropriate box)

- 1. I accuse the above named defendant who lives at the address set forth above I accuse the defendant whose name is unknown to me but who is described as

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at [401] 354 W. KING ST. CHAMBERSBURG, PA (Subdivision Code) (Place-Political Subdivision)

in Franklin County [028] on or about 07/18/2013 @ approximately 2300 Hrs (County Code)



POLICE CRIMINAL COMPLAINT

Docket Number: CR-527-15	Date Filed: 9/16/15	OTN/LiveScan Number: T 702876-6	Complaint/Incident Number: C2013-08048
Defendant Name	First: Amy	Middle: L	Last: Gipe

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input checked="" type="checkbox"/> Lead?	1	2502	A	of the	TITLE 18	1	F1	0901	011
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): 2502. Murder.

(a) Murder of the first degree.-A Criminal Homicide constitutes murder of the first degree when it is committed by an intentional killing.

Acts of the accused associated with this Offense: The Defendant and/or accomplice, did intentionally kill David W. Gipe. David W. Gipe was killed by being shot with a shotgun.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input checked="" type="checkbox"/> Conspiracy 18 903
-------------------------------------------	-------------------------------------------	------------------------------------------------	-------------------------------------------------------

<input type="checkbox"/> Lead?	2	2502	A	of the	TITLE 18	1	F1	0901	011
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): (18 903) Criminal Conspiracy to Commit: - (2502) Murder.

(a) Murder of the first degree.-A Criminal Homicide constitutes murder of the first degree when it is committed by an intentional killing.

Acts of the accused associated with this Offense: The Defendant did conspire with another to kill David W. Gipe with a shotgun.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input checked="" type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	3	2502	A	of the	TITLE 18	1	F1	0901	011
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): (902) Solicitation to Commit:- 2502. Murder.

(a) Murder of the first degree.-A Criminal Homicide constitutes murder of the first degree when it is committed by an intentional killing.

Acts of the accused associated with this Offense: The Defendant did solicit another to commit the Murder of David W. Gipe.



POLICE CRIMINAL COMPLAINT

Docket Number: CR-527-15	Date Filed: 9/16/15	OTN/LiveScan Number T 702876-6	Complaint/Incident Number C2013-08048
Defendant Name	First: Amy	Middle: L	Last: Gipe

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA Code §§ 213.1 - 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>	4	5105	(A) 5	of the	TITLE 18	1	F3	4802	260
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): 5105. Hindering apprehension or prosecution.
(a) Offense defined.--A person commits an offense if, with intent to hinder the apprehension, prosecution, conviction or punishment of another for crime or violation of the terms of probation, parole, intermediate punishment or Accelerated Rehabilitative Disposition, she: 5)provides false information to a law enforcement officer.

Acts of the accused associated with this Offense: The Defendant did provide false information during the investigation of the Murder of David W. Gipe, by not revealing information pertaining to a suspect.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-527-15</i>	Date Filed: <i>9/16/15</i>	OTN/LiveScan Number <i>T 702876-6</i>	Complaint/Incident Number C2013-08048
Defendant Name: Amy	First: Amy	Middle: L	Last: Gipe

AFFIDAVIT of PROBABLE CAUSE

I, Detective Todd L. Baker of the Chambersburg Borough Police Department, believe the following to be true and sufficient probable cause to charge Amy L. GIPE with 1 ct of Criminal Homicide/Murder (F1), 1 ct of Criminal Conspiracy to Commit Criminal Homicide/Murder (F1), 1 ct of Solicitation to Commit Criminal Homicide/Murder (F1) and 1 ct of Hindering Apprehension or Prosecution (F3). I have been a police officer for the past 18 years and have been assigned to the Chambersburg Police Department's Criminal Investigation Division for the past 5 years. I have been directly involved in the investigation of serious crimes against persons to include Criminal Homicide, Aggravated Assault, and other crimes against persons and property.

On July 18th, 2013 at 2316hrs CPD units were dispatched to a reported Hit and Run Pedestrian accident in front of 354 W. King St. in the Borough of Chambersburg. Upon arrival the deceased body of David W. Gipe was found lying face down in a pool of blood along the eastbound lane; it was not immediately evident what type of injuries Mr. Gipe had suffered. Witnesses reported observing a dark colored SUV fleeing the area westbound on W. King St. immediately after hearing a loud bang that may have possibly been a gunshot. The Department's Major Accident Investigation Team was alerted and requested to respond to the scene. During the initial investigation, CPD Officers and members of the Franklin County Coroner's Office noted the absence of evidence that would be consistent with a vehicle accident and suspected that the incident was a homicide; CPD Detectives were summoned to the scene. Arriving at the scene at approximately 2350hrs Detective Frisby and Detective Baker, along with members of the Franklin County Coroner's Office, began photographing and documenting the scene. As the victim's body was moved and examined, it was then evident that Mr. Gipe had suffered a gunshot wound to his right shoulder.

While at the scene Detective Frisby spoke with the victim's wife, Amy GIPE, and informed her that her husband had been shot with a firearm and not struck by a vehicle. He asked GIPE if she was aware of what her husband's activities were leading up to the incident. She stated that he left to work second shift at Manitowoc in the afternoon and was returning home after work. GIPE advised that she was not aware of any issues or problems her husband had with anyone that would want to harm him. She stated that her husband always carried a handgun and should have had it with him at the time of this incident. The weapon was later found by a family member inside a kitchen cabinet where Mr. Gipe had been known to keep it in the past. Amy GIPE agreed to speak with Detectives further concerning her husband at the Chambersburg Police Department.

While at the scene, neighbors approached several Patrol Officers and expressed concerns that Amy GIPE was possibly involved in an extramarital affair with a male subject who often visited the 354 W. King St. residence in the afternoon and evening, after Mr. Gipe left for work. They advised that the unknown male had been at the residence every evening that week leading up to the incident. The male was described being very similar in appearance to Mr. Gipe, heavysset, with long hair pulled back into a ponytail; he had been observed operating a silver Pontiac and a blue Dodge Durango when visiting the residence.

On July 19th, 2013 at approximately 0330hrs Amy GIPE appeared at CPD to speak with Detective Frisby and Detective Baker. During the interview she stated that she was lying in bed watching television, waiting on her husband to return from work when she heard a loud bang in front of her residence, followed by the sound of a vehicle driving away. GIPE said she didn't think much about it until she heard screams and someone banging on her front door. She described the previous day as being a normal day. After her husband left for work a subject she identified as Bill Cardwell, a family friend came by the residence. She described her relationship with Cardwell as being platonic, reiterating that he was a close friend of the family and was the second person she called after this incident. GIPE stated that Cardwell often visited the residence, shared common interests with her husband and was one of his closest friends; it was not unusual for him to visit when Mr. Gipe was not at home. When GIPE was advised that Mr. Gipe had been shot at close range in what appeared to be a targeted attack, she stated that she couldn't think of a reason or suspect anyone of wanting to harm her husband. Both Detectives noted that GIPE wasn't upset during the conversation and her demeanor did not appear appropriate considering the circumstances. The brief interview was ended at approximately 0415hrs, with GIPE agreeing to come back to the Department later that date for a more thorough interview.

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On July 19th 2013 at approximately 0800 Hrs. Detective Frisby and Detective Baker interviewed William CARDWELL at CPD. During that interview CARDWELL described himself as being a good friend of both David and Amy GIPE. When advised that neighbors reported seeing him at the residence when David Gipe was not at home and the belief that he and Amy were involved in an extra-marital affair; CARDWELL stated that didn't surprise him. He said that he and Amy had been involved in an intimate relationship for the past ten years, adding that they last had sexual relations a month prior to the interview. When asked if Amy GIPE could somehow be involved in David Gipe's death he advised "I would hope not" and described how Amy GIPE wanted to get away from her husband but was fearful of him. CARDWELL was asked if he received any phone calls from GIPE since her husband's death, he advised that when he checked his phone that morning he had two (2) voicemail messages from her. In the first message left at 2343hrs on July 18th, 2013 GIPE states, "Bill, its Amy, can you come to the house? Dave's been shot, I need you to come here." In the second message left at 2357hrs. Gipe states, "Bill, its Amy, I need you to come over to my house, something's happened to Dave and they have a bunch of people here. I don't think that he made it. Can you please come over? Bye." It was noted that the time of each message was prior to the Investigators on scene determining that David Gipe had actually suffered a gunshot wound and prior to Det. Frisby notifying GIPE that her husband had been a victim of a gunshot.

On July 19th, 2013 at approximately 1430hrs Detective Frisby and Detective Mummert began to conduct a neighborhood canvas of the residences in the area of 354 W. King St. During the investigation the unknown W/M that had been observed frequenting the Gipe residence in the absence of Mr. Gipe was described as being very similar in appearance to Mr. Gipe. He was possibly in his forties (40's), 5'9", heavy build, with long dark hair pulled back into a ponytail to the middle of his back; he always wore glasses and a bandanna on his head. He had been observed operating a silver Pontiac Grand Prix sedan and occasionally a dark blue 4 door Dodge Durango. It was noted that the description of the unknown W/M did not fit that of William CARDWELL, nor did CARDWELL own or operate the described vehicles. A neighbor reported that he heard the gunshot and observed a dark colored SUV driving westward in the eastbound lane with its lights off. The vehicle fled the area at a high rate of speed continuing westward on W. King St and through the intersections of Garber St and Glen St without stopping. The vehicle was last seen heading toward Grandview Ave. Another witness reported that while sitting on her front porch on Garber St, north of the W. King St intersection, she heard what she thought was a gunshot in the area of the 300blk of W. King St. Within seconds of hearing the shot, she observed a dark colored SUV with its lights off traveling westward at a high rate of speed through the W. King St and Garber St intersection. The vehicle was heading toward Grandview Ave.

While the neighborhood canvas was being conducted, Det. Baker obtained and forwarded a Court Order to Verizon Wireless requesting the disclosure of records concerning Amy GIPE'S Verizon cellular phone.

At approximately 1530hrs Detective Frisby began to attempt to reach Amy GIPE by phone, but received no response. While meeting with Franklin County Coroner Jeff Conner it was learned that GIPE had been answering calls from him throughout the afternoon. At approximately 1600hrs Det. Frisby utilized Mr. Conner's cell phone to call GIPE and successfully made contact with her. She advised that she would not be able to respond to CPD due to her mental state and the need to make final arrangements for her husband. GIPE said that she would be available to speak with Investigators on Monday July 22nd, 2013. During the conversation Detective Frisby asked GIPE about the unknown male subject that had been described as routinely visiting the residence, GIPE answered, "That's Bill, I told you about him". Detective Frisby proceeded to advise GIPE that based on the male's physical description and the description of his vehicles he wasn't 'Bill'; GIPE replied "That's Kevin, he's just a friend". When asked to clarify his name GIPE again stated "Kevin". When Detective Frisby asked her Kevin's last name, she questioned why he needed to know, reiterating that he was just a friend. Detective Frisby explained to GIPE that we needed to speak to everyone with ties to the residence, and that included 'Kevin'. GIPE advised that his name was Kevin ROUNER.

Information concerning Kevin ROUNER was subsequently obtained through Penn DOT; PA OLN 23924165, DOB 05/25/1976 and residing at 180 Old State Rd, Gardners, PA. ROUNER's PA Driver's photo matched the description provided by neighbors of the W/M who operated the silver Gran Prix and dark blue Durango.

On July 20th, 2013 at approximately 0930hrs Det Frisby and Det Mummert made contact with Kevin ROUNER at 180 Old State Rd, Gardners, PA. Vehicles observed parked in the driveway included a silver 2000 Pontiac Gran Prix sedan bearing PA-HSE4521 and a dark blue four door Dodge Durango bearing PA-HRX4561, it was also noted that the Durango displayed a white personalized tag on the front bumper. On initial contact with ROUNER he was asked if he knew why the police wished to speak to him about, he stated that he had suspicions and had heard rumors of something happening in Chambersburg a couple nights ago. During the conversation ROUNER admitted to knowing Amy GIPE and her daughters, as well as visiting the 354 W. King St. residence during the evening hours on weekdays, while David GIPE was at work. When asked what he had heard about the incident in Chambersburg ROUNER related that a friend of his, who resides in Chambersburg, told him about a fatal hit and run accident that had occurred on W. King St. He said that he

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thought to himself at the time, "that's where Amy lives; I hope it wasn't her husband." When ROUNER was advised that Amy's husband had been shot in front of the residence; he immediately stated, "But I don't even own a gun!" ROUNER advised that he was last in Chambersburg on Wednesday July 17th, 2013 during the evening hours, visiting Amy GIPE and her daughter Breanna at the 354 W. King St residence. He advised that he was serving as a talent manager for Breanna. Asked where he was during the evening hours of Thursday July 18th he advised that he was at his residence taking care of his father and spending time with his nephew.

When asked if he had spoken with or texted Amy GIPE that evening he said that he had received a text from her thanking him for stopping by the previous evening. He said that they texted back and forth about their days and how things were going from approximately 2130 until 2230hrs. ROUNER stated that Amy had not called or texted him, informing him that her husband had been killed. He said that he had received a text from her at approximately 1630hrs on July 19th, 2013 in which she stated that the police were all through her house and that they were asking about him. ROUNER said that he texted her back asking why, but she did not respond. ROUNER didn't believe that it was odd that she had not mentioned David GIPE'S death. When asked if he could show us the text messages he had described, ROUNER advised that he does not save text messages and deletes them from his phone. ROUNER provided his cellular number as 717-386-4722.

ROUNER advised that the Dodge Durango belonged to his father and that he (ROUNER) rarely if ever drove the vehicle. He did not recall ever driving the vehicle to Chambersburg. He stated that he owned and operated the silver Pontiac Gran Prix. ROUNER advised that he had never visited the Gipe residence while David Gipe was at home and had never met him. He explained that Amy GIPE and her daughters told him that it would not be good if her husband found him visiting the residence. ROUNER stated that he has known Amy GIPE for approximately eight (8) months, having met her while serving as a "Talent Manager" for her daughters. He initially denied having any type of sexual relationship with Amy GIPE, but later admitted that they were attracted to each other and had engaged in a single sexual encounter just prior to Christmas 2012. He explained that he broke off the sexual relationship because Amy told him that she could not leave her husband and he needed someone that was going to be able to be there for him. He said that Amy wouldn't be able to leave her husband for three (3) more years, until her daughter Breanna was out of High School. ROUNER stated that he and Amy remained friends and he continued to assist her daughters.

On July 22nd, 2013 at 0800hrs an autopsy was performed by Forensic Pathologist Dr. Samuel Land. He determined that David Gipe's death was caused by a gunshot wound to the right shoulder and that the manner of his death was a Homicide. Lead fragments were collected from Mr. Gipe's body and returned to CPD. The fragments were later analyzed by the PSP Ballistic Laboratory in Harrisburg and found to be consistent with a 12ga shotgun slug.

On July 22nd, 2013 1130hrs Det. Mummert made contact with ROUNER'S friend in Chambersburg concerning the phone conversation ROUNER described having with him. The subject confirmed that he spoke with ROUNER by telephone on Saturday July 20th, 2013 at 1130hrs, but denied making any comment to ROUNER concerning an incident on W. King St. He said that ROUNER actually asked him if he had heard about the death in Chambersburg. It is noted that ROUNER would have placed this call moments after meeting with Detectives Frisby and Mummert.

During the course of the investigation between July 22nd and 25th, 2013 multiple sources of surveillance video were identified in which a dark colored SUV, consistent with a dark blue Dodge Durango were obtained. The videos showed the SUV traveling in the direction of the crime scene prior to the shooting and fleeing the area moments after the Homicide.

On July 22nd, 2013 a Court Order was sought requesting the disclosure of records concerning Kevin ROUNERS Sprint cellular phone number of 717-386-4722. Franklin County Common Pleas Court President Judge Douglas Herman authorized and issued the Court Order that date. At 1630hrs that date the Court Order was forwarded to Sprint Wireless.

On July 23rd, 2013 Amy GIPE appeared for an interview with Det. Frisby and Det. Baker. GIPE began by advising the Detectives that she had taken Ambien the night she first spoke with them and was concerned with what she had told them, because she didn't remember the interview. During the interview GIPE recounted the day's activities leading up to the Homicide. She described the day as being normal, discussed CARDWELL visiting the residence and cooking supper for her and her daughter that evening and stated that she went to bed that evening at 2245hrs. She recounted looking at her clock at 2310hrs and hearing a firecracker in front of her residence shortly thereafter, followed by a neighbor coming to her front door and telling her "your husband is on the ground". GIPE described going to her husband's side and observing a large pool of blood as she rubbed his back. She was advised that her husband was specifically targeted, that his murder wasn't a random act; that the killer knew when he would be arriving home from work and where he parked. When asked if she could think of anyone that could possibly want to kill her husband Gipe described her husband as being very loud, jealous and a racist; stating that he could be an "asshole" but at other times would be loving and caring.

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During the interview GIPE discussed her relationship with Kevin ROUNER. She stated that she had been introduced to ROUNER by her oldest daughter and that he was assisting her daughters with their modeling and singing. He would occasionally come to the residence to discuss such matters with her daughter's in her presence. GIPE stated that she believed that ROUNER had feelings for her and had actually acted on those feelings one time, but denied any type of ongoing romantic relationship with him. She said that ROUNER had a medical condition or was taking medication that prevented him from following through "so it wasn't gonna happen". She stated that ROUNER had contacted her over the weekend and told her that the police had spoken to him about the investigation.

On July 23rd, 2013 CPD received the requested records concerning Amy GIPE'S cell phone. The records revealed over one hundred text messages between Amy GIPE (496-1564) and Kevin ROUNER (386-4722) between July 17th and the 19th. GIPE'S Verizon Wireless phone records with text content revealed that both GIPE and ROUNER were involved in a sexual relationship and had talked about spending their lives together, to include marriage and having a baby.

On Wednesday July 17th, 2013 at 2253hrs GIPE told ROUNER that "hes been giving me shit bout not turning porch lite on. So cant keep doing it much longer". ROUNER responded with, "OK babe. R u in bed". Later in the same conversation ROUNER tells GIPE, "I know tonight was not the night. Dad wanted to give us 1 more day together even at the park" "Dad just text me and said let tomorrow bring the passion between us". When GIPE questioned what that meant ROUNER replied "He means he wants us to get together tomorrow b4 all hell breaks loose. What do you say"? During a subsequent interview with ROUNER on August 18th, 2014 in the presence of his attorney ROUNER said that he was referring to himself in the third person as "Dad" in text messages he had with GIPE.

On Thursday July 18th, 2013, the date of the Homicide, texts between GIPE and ROUNER began at 0757hrs and continue throughout that day, concerning their sexual desire for each other and their desire to spend their lives together. At 1041hrs that date ROUNER asks GIPE if he would be able to call her when 'he' leaves; she responds by texting "Yes". The text messages continue into the early afternoon when ROUNER asks GIPE at 1306hrs if he can call her, she replies that he can call the house; David Gipe would have departed the residence for work at MANTIWOC that afternoon. Text messages between them that afternoon continue to discuss their sexual desire for each other; at 1457hrs that date GIPE tells ROUNER "that as romantic as he is writing to her, she wanted a fairytale proposal with her ring". ROUNER replied that he already had "that planned out".

Phone records indicated that GIPE and ROUNER were engaged in an hour long phone conversation that evening at approximately 2145hrs; the call began with ROUNER in the area of Mount Holly Springs, PA and ended when he arrived in Chambersburg. Following the phone conversation, they exchanged fifteen (15) text messages between each other beginning at 2240hrs and ending at 2314hrs.

These text messages included ROUNER telling GIPE at 2259hrs that he loved her; she replied with, "I love you" "please make a baby with me". He tells GIPE not to worry, that he is with her forever, would always try to take of her and would be faithful. Gipe responds by asking if he promised and if she left herself go with him would she be disappointed. Their final texts that date consisted of GIPE saying at 2312hrs "I want you" and ROUNER replying at 2314hrs "I need you".

The 911 call reporting the shooting was received at 2316hrs that date.

The text messages between them resume during the early morning hours of Friday July 19th, 2013; shortly after Amy GIPE completed speaking to Det. Frisby and Det. Baker at the Chambersburg Police Department. At 0423hrs GIPE texts ROUNER "Going 2 moms", he responds immediately with "OK". Several minutes later at 0427hrs ROUNER texted GIPE "U k"; she replied at 0511hrs with "No. It was awful. He went with me holding him." ROUNER responded immediately with "OMG (Oh my God) no". At 0516hrs GIPE texted ROUNER with "There was so much blood. I just held him and talked to until he quit breathing". He replied by text "No omg no."

At 1455hrs that afternoon GIPE texted ROUNER with "Holding up", he asked "are you?" At 1626hrs GIPE texted "No. Detective is asking me about you. The house is covered with news media and the neighbors are talking." Rouner responded with "What about me?" The 1626hr text occurred shortly after Det. Frisby's phone conversation with GIPE concerning the identity of ROUNER.

On July 25th, 2013 at 1800hrs Kevin ROUNER was interviewed at the Chambersburg Police Department. During the interview he denied that he was in Chambersburg on July 18th, 2013 and further denied any knowledge of or involvement in the crime. He stated that he was at home that evening and had only left briefly to drive to the Sheetz Store in Mt. Holly Springs to purchase cigarettes. ROUNER stated that he last drove his father's Dodge Durango to Chambersburg six (6) weeks prior to the interview. He later advised that he had driven the Durango to Chambersburg when he visited Amy and Breanna GIPE on Wednesday July 17th, 2013. ROUNER said that he and Amy GIPE had

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engaged in a onetime sexual relationship that he chose to end. They remained friends and continued to have contact because he was serving as a "talent manager" for her daughters. When confronted with information placing him in the area of the homicide on the date and time of its occurrence, ROUNER became extremely agitated and requested to leave Department, terminating the interview at approximately 1940hrs.

Just prior to ROUNER being interviewed that date Amy GIPE sent a text message at 1922hrs inquiring, "OK how did it go today?". ROUNER didn't respond to the text until after he terminated the interview when he replied, "Give me a little bit getting my lawyer" at 2025hrs.

On July 25th 2013, at approximately 1940hrs. contact was made with Amy GIPE. She agreed to come to the Chambersburg Police Department to speak with Det. Frisby, later arriving with her mother and daughter at approximately 2025hrs.

At 2032hrs Det. Frisby and Det. Baker began the interview by advising GIPE that we suspected that Kevin ROUNER was responsible for killing her husband and that we needed to know everything she could tell us about their relationship. GIPE proceeded to describe their association as solely involving him assisting her daughter's as a talent agent. When asked if she could think of any reason ROUNER would have wanted to kill her husband she stated that she didn't believe he would have any reason. Although GIPE stated that she was "on alert" concerning ROUNER because she had met him through her oldest daughter and was aware of his ties to her ex-husbands side of the family. GIPE was asked how far her relationship had gone with ROUNER and she replied, "we had sex" "well not really, we attempted to have sex". She stated that they took her youngest daughter to Ohio for An America's Got Talent contest. While there ROUNER initiated a sexual encounter with her. GIPE stated that he had a medical condition that prevent him from getting an erection "so it didn't happen" and she stated that was the only time they attempted to engage in such a relationship. GIPE stated that although she could sense ROUNER wanted to have a sexual relationship with her, she wasn't interested and didn't allow it to happen. She said that they continued to associate and communicate by phone and text solely concerning the assistance he was providing to her daughters.

GIPE stated that on the date of the homicide she only spoke with ROUNER one time and described a phone call sometime after 1400hrs. When asked if he had contact with her this date, she said that she received a text between 1630 and 1700hrs asking how she was doing. She stated that she was not aware that he was to be interviewed that date at the Department, but was aware that he was coming in sometime that week. As the interview progressed GIPE stated that ROUNER had made it clear to her that he didn't like her husband and that she was aware of his feelings for her. Asked again about her conversation and or texts with ROUNER on the day of the homicide, GIPE said that it really wasn't anything extensive. When told that he talked to her after 4:30 or even 10 that night GIPE said, "No, no, I don't remember" and proceeded to say that they spoke at lunch time and she told him not to come down that day. She later stated that he may have text her later that day about coming down after work. She told him no and believed that he may have been "pissed off" because he knew Bill Cardwell was coming over. She further stated that she didn't call or text ROUNER about what had happened to her husband, believing that he heard about it from her oldest daughter or the news.

Later in that interview GIPE said that ROUNER had spoken to her in the past about how he could treat her better than Dave (David Gipe) and would often question her why she was still with him. While discussing a possible motive ROUNER would have to kill her husband, GIPE said that it was her fault, describing how people tell her that she leads people on and that she is just "naïve". She denied that that she may have led him on by texting something "provocative" to him and she stated that she had "never" texted him in a sexual manner. GIPE said that he probably believed he could "have her", but "he was not her type". She eventually added that her youngest daughter had told her that ROUNER hated her husband and Bill Cardwell and had remarked they would be better off if Dave was out of the picture. GIPE said, "why is it everyone else can see it" as she reiterated that she was naïve and didn't see things other people did.

During the course of the investigation a search warrant was obtained and executed at ROUNER's residence located at 180 Old State Rd, Gardners, PA and the Dodge Durango was seized. The vehicle interior was subsequently analyzed for the presence of gunshot residue (GSR). Samples collected from the vehicle were examined at the RJ Lee Laboratory; and particles of GSR were identified as being present inside the vehicle.

Additionally information was developed that ROUNER had borrowed a 12ga pump shotgun from his cousin approximately 6 weeks prior to the homicide to go skeet shooting and never returned the weapon. When the cousin made inquiries about the shotgun, ROUNER advised that it had been taken or stolen from his vehicle.

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On August 1st, 2013 ROUNER was charged with Murder. He surrendered himself to the Jacksonville Sheriff's Office, Jacksonville, FL on August 3rd, 2013, after fleeing the area.

On August 18th, 2014 ROUNER agreed to speak with Detectives at the Chambersburg Police Department in the presence of his attorney. During that interview ROUNER admitted to being in Chambersburg and in the area at the time of the homicide. He stated that he was parked along W. King St within sight of the Gipe residence, texting with Amy GIPE. He advised that she was sitting on the front porch of the residence at the time. He admitted to driving past the residence in the Dodge Durango with his headlights off because he was in the area, David Gipe was returning home and he didn't want to be seen. He denied shooting David Gipe or having a shotgun at the time, claiming that he heard the gunshot after he left the area. He maintained that he believed that Amy GIPE or someone associated with her had stolen his cousin's shotgun from his vehicle sometime prior to the homicide. Although ROUNER admitted that he and Amy GIPE had indeed been involved in extramarital affair, he adamantly denied any knowledge or involvement in the homicide. ROUNER alleged that Amy GIPE had set him up to appear to be responsible.

I, Det Todd L Baker, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.



(Signature of Affiant)

Sworn to me and subscribed before me this 16TH day of SEPTEMBER 2015
Date , Magisterial District Judge

My commission expires first Monday of January, 2018.

