

IN THE DISTRICT COURT OF FULTON COUNTY, ARKANSAS
FOR THE SIXTEENTH JUDICIAL CIRCUIT

State of Arkansas,

Plaintiff,

VS.

Case No. CR-24-541

Dave Campbell,

Defendant.

DEFENDANT'S NOTICE OF OBJECTION

COMES NOW DEFENDANT, Dave Campbell, appearing pro se and objecting to being charged with "causing physical injury to another person" when the Information against Defendant clearly evidences, beyond any doubt, there are no injuries alleged.

1. On P. 2 of Mammoth Spring Police Department Incident Report, for Victim 1, under "*Injury Type*," the Information states, "*None.*" For "*Injury Description*" the item is blank. **(See Defendant's Attachment, P. 5)**

2. On P. 2 of Mammoth Spring Police Department Incident Report, for Victim 2, under "*Injury Type*," the Information states, "*None.*" For "*Injury Description*" the item is blank. **(See Defendant's Attachment, P. 5)**

3. On P. 3 of Mammoth Spring Police Department Incident Report, for Victim 3, under "*Injury Type*," the Information states, "*None.*" For "*Injury Description*" the item is blank. **(See Defendant's Attachment, P. 6)**

4. Defendant objects to the foregoing fraud, which irreparable harmed

Defendant.

WHEREFORE, Defendant prays this case is immediately dismissed with prejudiced. Defendant requests any and all other proper relief to which Defendant may be entitled.

Respectfully Submitted,

Dave Campbell, pro se
440 Main Street
Mammoth Spring, Arkansas, 72554-8800
Blues24Seven@ymail.com
(870) 907-0572

Certificate of Service

I certify I hand delivered the foregoing items to Prosecutor Drew Smith's office located at 368 E. Main St., Batesville, AR 72501, on the **20th day of May, 2025** while seeking to conduct a good-faith conference with Mr. Smith before filing a Motion to Compel pertaining to Defendant's ignored discovery request.

Dave Campbell, pro se

AFFIDAVIT OF PROBABLE CAUSE FOR ARREST

In The Matter of: DAVE CAMPBELL

W/M AGE: 68

Re: Request for Magistrates Determination for Probable Cause for Warrant of Arrest for the Defendant on the following charges:

5-13-203. Battery in the third degree x3

(a) A person commits battery in the third degree if:

(1) With the purpose of causing physical injury to another person, the person causes physical injury to any person;

5-71-207. Disorderly conduct

(a) A person commits the offense of disorderly conduct if, with the purpose to cause public inconvenience, annoyance, or alarm or recklessly creating a risk of public inconvenience, annoyance, or alarm, he or she:

(1) Engages in fighting or in violent, threatening, or tumultuous behavior

THE UNDERSIGNED, BEING DULY SWORN, FOR HIS AFFIDAVIT FOR PROBABLE CAUSE FOR ARREST, DEPOSES AND SAYS:

On 7/19/2024 at approximately 1:00 PM, I Assistant Chief John Barnett conducted an interview with Gary Dunn, Randy Dunn, and Brenda Dunn. During this interview Mr. Gary stated that on 7/16/2024 at approximately 9:26 AM, he along with his wife Mrs. Brenda and brother Mr. Randy came into City Hall to show a warranty deed of the house that their mother Ms. Betty Dunn currently resides in at 435 Bethel Ave in Mammoth Spring, AR. After showing the deed they informed City Hall that they were going to put up no trespassing signs on their property as soon as they left. They also told City Hall to inform the Police Department that they might be needed because of some neighbors to the property a Mr. Dave and Dawn Campbell being in a property dispute over the house at 435 Bethel Ave in Mammoth Spring AR. At approximately 9:46 AM as Mr. Gary was heading into his mother's "Ms. Betty's" home he noticed Mrs. Campbell was walking toward Ms. Betty's home, she quickly turned around and ran to her residence. Mr. Gary said that he seen Mr. Campbell become visibly irate

practically running up to their property with Mrs. Campbell right behind him. As the Campbell's made it onto their property Mr. Gary asked if Mr. Campbell had a weapon, they both stated they did while placing their hands on their waste line indicating they were carrying firearms. Mr. Gary then told them that they needed to leave the property they both refused, instead Mr. Campbell started calling Mr. Gary and Mr. Rany idiots, constantly insulting them and their intelligence. During this time Mr. Gary noticed his mother being visibly upset, as he tried to make his way to Ms. Betty to check on her, Mr. Campbell stepped in front of him to block his path. Mr. Gary then tried to step around Mr. Campbell, Mr. Campbell chest bumped Mr. Gary and stated loudly "You pushed me"! Then Mr. Campbell hit Mr. Gary with his left closed fist in Mr. Gary's stomach, Mr. Campbell then vigorously pushed Mr. Gary to the ground with both hands. Mrs. Campbell then screamed at Mr. Campbell stop and calm down. Mr. Campbell immediately turned his aggression toward Mr. Randy, Mr. Gary's brother, Mr. Campbell pushed Mr. Randy then yelled you pushed me, then pushed Mr. Randy even harder causing him to stumble and he would've fell if he didn't hit his back on the pole that holds the carport up. Then Mr. Campbell turned back towards Mr. Gary and Mrs. Brenda, Mr. Gary's wife, got out of their vehicle, went to Mr. Campbell and while shaking her finger in his face said stop pushing my husband around. Mr. Campbell then said nobody shakes their finger in my face, so Mrs. Brenda shook it again in his face, Mr. Campbell then kneed Mrs. Brenda in the middle of her lower stomach, Mrs. Benda then immediately after being kneed said may God bless you. Mr. Campbell replied God is with me! After being kneed in the stomach Mrs. Brenda got back in her vehicle, went to City Hall, and asked for help. By the time she arrived back at the scene Officer Hunter Crawford was on scene. Due to the above stated facts, I Assistant Chief John Barnett of the Mammoth Spring Police Department am charging Mr. Dave Campbell with 3 counts of Battery in the 3rd Degree and 1 count of Disorderly Conduct. End of Statement.

Mr. J. [Signature] MS7
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 22nd DAY OF July, 2024.

Barbara Gann
JUDGE, NOTARY PUBLIC OR CLERK

My Commission Expires: Aug 23, 2033

BARBARA GANN
NOTARY PUBLIC - ARKANSAS
SHARP COUNTY
Commission # 12725096
My Commission Expires Aug. 23, 2033

Approved 7-22-2024
DeWayne Chamber DPA

FINDING OF PROBABLE CAUSE FOR ARREST

I hereby find that the foregoing sworn Affidavit demonstrates reasonable and probable cause for the issuance of a warrant of arrest for the defendant for the charges listed in the attached Information and that the defendant should be arrested and bound over for trial.

[Signature]
JUDGE

Dated and signed this 22nd day of July, 2024.

Incident # 24-00025

Mammoth Spring Police Department

Report Date 07/19/24

Page 1 of 3

Incident Report

Report Time 3:48 PM

| | | | | |
|--------------------|---------------------|-------|--------------------|-------------------|
| Status Active | Exception Clearance | Date | Reporting Officer | ORI/Agency |
| | Not Applicable | | MS-5 Barnett, John | AR0250200 |
| | Assigned Officer | | Entered By | Approving Officer |
| | | Admin | | |
| Assisting Officers | | | | |

| | |
|--|----------------|
| Complainant | |
| Name City Of Mammoth Spring | Contact Name |
| Business Address 160 N First ST, Mammoth Spring, AR 72554 | Business Phone |

| | |
|--|------|
| Offenses | |
| Incident Location 435 Bethel AVE Mammoth Spring, AR 72554 | Zone |

| | | | |
|--------------------------------------|---------------|------------------------------------|---------------|
| Earliest Possible Date 07/16/2024 | Time 09:20 | Latest Possible Date 07/19/2024 | Time 15:48 |
|--------------------------------------|---------------|------------------------------------|---------------|

| # | Statute/Code | Description | Fel/Misd | Att/Comp | Loc | Bias | Wpn | CATypes |
|---|--------------|---|----------|-----------|-----|------|-----|---------|
| 1 | 5-13-203A(2) | BATTERY - 3RD DEGREE / RECKLESSLY CAUSES INJURY | Misd | Completed | 25 | 88 | 99 | |
| 2 | 5-71-207A(1) | DISORDERLY CONDUCT / FIGHTING OR VIOLENT, THREATENING OR TUMULTUOUS BEHAV | Misd | Completed | 25 | 88 | 99 | |

| | | |
|----|------------------------|--------------|
| MO | Method Of Entry n/a | # Prems 0 |
|----|------------------------|--------------|

| | | | | | |
|----------------|--|---|--|--|--|
| Location Types | 13 Hwy/Road/Alley 14 Hotel/Motel 15 Jail/Prison 16 Lake/Waterway 17 Liquor Store 18 Parking Lot/Garage 19 Rental Storage 20 Residence/Home 21 Restaurant 22 Service/Gas Station 23 Specialty Store 24 Unknown/Other | 37 Abandoned/Condemned Structure 38 Amusement Park 39 Arena/Stadium/Fair grounds/Coliseum 40 ATM Separate from Bank 41 Auto Dealership 42 Camp/Campground 43 Daycare Facility 44 Dock/Wharf/Freight/Modal Terminal 45 Farm Facility 46 Gambling 47 Facility/Casino/Race Track | 48 Industrial Site 49 Military Installation 50 Park/Playground 51 Rest Area 52 School - 53 College/University 54 School - 55 Elementary/Secondary 56 Shelter - 57 Mission/Homeless 58 Shopping Mall 59 Tribal Lands 60 Community Center 61 Cyberspace | Bias Motivation Codes ANTI- 11 White 12 Black or African American 13 American Indian or Alaska Native 14 Asian 15 Multi-races, Group 16 Native Hawaiian or Other Pacific Islander 17 Jewish 18 Catholic 19 Protestant 20 Islamic (Muslim) 21 Other Religion 22 Multi-religious group 23 Atheist/Agnostic 24 Arab 25 Hispanic or Latino 26 Not Hispanic or Latino 27 Gay (male) 28 Lesbian 29 Fire/Inflammatory Device 30 Drugs/Narc./Sleeping Pills 31 Asphyxiation 32 Personal Weapons 33 Poison 34 Explosives | 43 Lesbian, Gay, Bisexual, or Transgender, Mixed Group (LGBT) 44 Heterosexual 45 Bisexual 46 Phys Disability 47 Mental Disability 48 Male 49 Female 50 Transgender 51 Gender Non-Conforming 52 None 53 Unknown |
|----------------|--|---|--|--|--|

| | | |
|----------------------------|---|--|
| Suspected Of Using None | Criminal Activity Types B Buying/Receiving C Cultivating/Manuf/Publishing P Possessing/Concealing O Operating/Promoting/Assisting D Distributing/Selling T Transport/Import/Transmit E Exploiting Children U Using/Consuming A Simple/Gross Neglect I Intentional Abuse & Torment F Organized Abuse S Sexual Animal Abuse | Weapon Type(s) 11 Firearm (Auto) 12 Handgun (Auto) 13 Rifle (Auto) 14 Shotgun (Auto) 15 Other Firearm 20 Knife/Cutting Instr 30 Blunt Object 35 Motor Vehicle 40 Personal Weapons 50 Poison 60 Explosives 65 Fire/Inflammatory Device 70 Drugs/Narc./Sleeping Pills 85 Asphyxiation 90 Other 95 Unknown 99 None |
|----------------------------|---|--|

Incident # 24-00025

Mammoth Spring Police Department

Report Date 07/19/24

Page 2 of 3

Incident Report

Report Time 3:48 PM

| | | | | | | | | |
|---|----------------------------------|---|-----------------------------|---------------------------|-----------------------------------|-------------|-----------|----------------------------|
| Victim #1 | | Event #s Related 1,2 | | | | | | |
| SSN/ID/TIN | Title Mr | Name Dunn, Gary Lee | | | DOB 07/05/1956 | Age 68 | Sex M | Resident Status Unknown |
| Race White | Ethnicity Not Hispanic/Latino | | DL (#, ST) t98011684, MO | | Email | | | |
| Home Phone | | Work Phone | | Other Phone | Personal Cell | | Work Cell | |
| US Citizen Yes | Legal Alien | Doc Type | | Immig Doc # | | Nationality | | |
| Home Address 10117 Co Rd 6550 ,West Plains, MO 65775 | | | | | Employer | | | |
| Work Address | | | | | Occupation | | | |
| Victim Type Individual | Injury Type None | Aggravated Assault/Homicide Circumstances None | | | Relationship To Suspect #1 N/A | | | |
| Justifiable Homicide Circumstances None | | | | Taken to: (Hospital Name) | | | | |
| Injury Description | | | | | | | | |

| | | | | | | | | |
|---|----------------------------------|---|------------------------------|---------------------------|-----------------------------------|-------------|-----------|----------------------------|
| Victim #2 | | Event #s Related 1,2 | | | | | | |
| SSN/ID/TIN | Title Ms | Name Dunn, Brenda E | | | DOB 05/24/1954 | Age 70 | Sex F | Resident Status Unknown |
| Race White | Ethnicity Not Hispanic/Latino | | DL (#, ST) t980629850, MO | | Email | | | |
| Home Phone | | Work Phone | | Other Phone | Personal Cell | | Work Cell | |
| US Citizen Yes | Legal Alien | Doc Type | | Immig Doc # | | Nationality | | |
| Home Address 10117 Co Rd 6550 ,West Plains, MO 65775 | | | | | Employer | | | |
| Work Address | | | | | Occupation | | | |
| Victim Type Individual | Injury Type None | Aggravated Assault/Homicide Circumstances None | | | Relationship To Suspect #1 N/A | | | |
| Justifiable Homicide Circumstances None | | | | Taken to: (Hospital Name) | | | | |
| Injury Description | | | | | | | | |

Incident # 24-00025

Mammoth Spring Police Department

Report Date 07/19/24

Page 3 of 3

Incident Report

Report Time 3:48 PM

| | | | |
|---|----------------------------------|---|-----------------------------------|
| Victim #3 | | Event #s Related 1,2 | |
| SSN/ID/TIN | Title Mr | Name Dunn, Randall Dale | DOB 03/24/1958 |
| Race White | Ethnicity Not Hispanic/Latino | DL (#, ST) 924163571, AR | Age 66 |
| Home Phone | Work Phone | Other Phone | Sex M |
| US Citizen Yes | Legal Alien | Doc Type | Resident Status Unknown |
| Home Address 207 E Church ST, Franklin, AR 72512 | | Immig Doc # | Nationality |
| Work Address | | Employer | |
| Victim Type Individual | Injury Type None | Aggravated Assault/Homicide Circumstances None | Relationship To Suspect #1 N/A |
| Justifiable Homicide Circumstances None | | Taken to: (Hospital Name) | |
| Injury Description | | | |

| | | | |
|---|----------------------------------|-------------------------------|----------------------------|
| Suspect #1 | | | |
| SSN/ID/TIN | Title Mr | Name Campbell, Dave | DOB 09/30/1955 |
| Race White | Ethnicity Not Hispanic/Latino | DL (#, ST) 944021099, AR | Age 68 |
| Home Phone | Work Phone | Other Phone | Sex M |
| US Citizen Yes | Legal Alien | Doc Type | Resident Status Unknown |
| Home Address 440 Main ST, Mammoth Spring, AR 72554 | | Immig Doc # | Nationality |
| Work Address | | Employer | |
| Height | Weight | Eyes | Build |
| | | AKA | |

Narrative & Statements

Narrative - Barnett, John - 7/19/2024 4:00:51 PM (Initial)

see attached statement