

STATE OF MAINE
SAGADAHOC, ss.

SUPERIOR COURT
CRIMINAL ACTION
DOCKET NO. CR-23-

STATE OF MAINE

V.

ROBERT MCCLURE

PROBABLE CAUSE AFFIDAVIT
IN SUPPORT OF ARREST
(M.R.U.Crim.P. 4A(b)(2))

AFFIDAVIT IN SUPPORT OF PROBABLE CAUSE

I, Detective Erin James, being duly sworn, do depose and swear the following: I am a law enforcement officer with the Maine State Police and have served as such for approximately 11 years.

Based on the following reliable facts, circumstances and information from my own personal knowledge or relayed to me by other law enforcement personnel involved in the investigation, I have probable cause to believe and do believe that ROBERT MCCLURE (DOB 11/29/51) did commit the crime of Intentional or Knowing or Depraved Indifference Murder in violation of Title 17-A M.R.S. § 201 (1)(A) & (B).

My Basis for Probable Cause is as Follows:

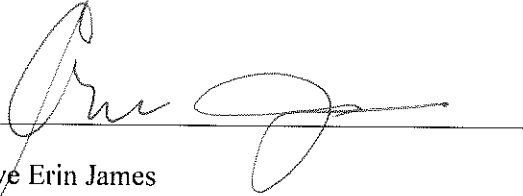
1. At 9:30 AM on Tuesday, November 21, 2023, the Topsham Police Department received a 911 emergency call that a female had been stabbed at her apartment located at 29 Elm Street. The female's apartment was #101 and located within the River Landing Apartment complex.
2. Topsham police officers arrived on scene and located the 911 caller, David Marquis (DOB 11/13/62) holding a cloth and applying pressure to the neck of the victim, Christine MILLER (DOB 01/09/59). Officers stated MILLER did not have a pulse and no one else was in the apartment.
3. Topsham PD Officer Bowers stated he saw injuries to the right side of MILLER's neck and facial area. Topsham EMS/Rescue arrived on scene and confirmed MILLER was deceased.
4. Topsham PD Officer Bowers stated David Marquis works at the apartment complex. Officer Bowers stated David said he heard screaming coming from MILLER's apartment. When David got to the door of MILLER's apartment, he observed Robert MCCLURE (DOB 11/29/51) leaving the apartment with a knife in his hand.
5. According to David Marquis, MCCLURE is a resident at the apartment complex and lives in apartment 310.
6. Topsham PD Detective Everstone also reported Federico Veguilla Guterrez (DOB 10/08/54) who resides in apartment 107 had also seen MCCLURE in the hallway with a knife.
7. Topsham PD Officer Bowers stated entry was made into MCCLURE's apartment. Responding officers were concerned MCCLURE could be suicidal or could have someone else in his apartment. MCCLURE was found alone in his apartment and compliant. MCCLURE was detained and removed

from his apartment. While Officer Bowers was assisting, he stated he saw a knife in the kitchen sink with reddish/brown stains on it.

8. Detective Everstone noted while MCCLURE was detained he mentioned witches and demons residing at the apartment complex. Detective Everstone also noted reddish/brown stains on MCCLURE's jacket.
9. Detective Mattson and I conducted an interview with the property manager, Lynn Creamer (DOB 07/31/64), and she noted several tenants of the complex had written complaints on MCCLURE due to him making statements of witches living at complex and threatening to burn the building down.
10. Lynn Creamer stated MCCLURE and MILLER were involved together, and that MILLER was trying to help him. Lynn believed MILLER was trying to get him help through his psychiatrist.
11. Detective Mattson and I conducted an interview with Kathleen Vigue (DOB 05/10/58). Kathleen also resides at the apartment complex. Kathleen stated MCCLURE and MILLER were married in the eyes of God and wore wedding rings. She stated they were not officially married as to not affect their benefits. Kathleen also said they were basically living together in MCCLURE's apartment.
12. Detective Mattson and I conducted an interview with MCCLURE at the Topsham police department. MCCLURE was given his Miranda warnings and agreed to speak with us. MCCLURE did not know initially know why we were there to speak with him, and he also did not know what day it was. MCCLURE did know Thanksgiving was coming up this week and did refer to the current president as Bill Biden. MCCLURE was also able to tell us he was born in California and completed the 12th grade.
13. MCCLURE then told us "I did stab that lady today". He went on to tell us he was hearing voices to kill her. MCCLURE told us the voices told him MILLER was a witch and she needed to die, and he was the only one who could do it.
14. MCCLURE did state MILLER would cook him food and said they were in a relationship. He was concerned that she may be trying to poison him. MCCLURE said he went down to MILLER's apartment with the intention on killing her. MCCLURE said he would feel bad if she wasn't a witch and then stated he wouldn't feel bad as "something about this woman was evil".
15. I attend the autopsy on Wednesday, November 23, 2023. I observed multiple stab wounds to MILLER on her hands, arms, upper torso, neck, face, head, and shoulders. Deputy Chief Medical Examiner Dr. Liam Funte performed the autopsy and determined the manner of death was a homicide and the cause of death was sharp force injuries.
16. Based upon the above facts, I have probable cause to believe that ROBERT MCCLURE (DOB 11/29/51), has committed the crime of Intentional or Knowing or Depraved Indifference Murder, 17-A M.R.S § 201(1)(A) & (B).

I, Detective Erin James, hereby swear under oath that the information set forth in this affidavit is true and correct to the best of my knowledge, information, and belief, and that I make this oath under pains and penalties of perjury.

Date at Bath Maine this 27th day of November 2023.


Affiant: 

Detective Erin James

STATE OF MAINE
COUNTY OF SAGADAHOC, SS.

Personally, appeared the above-named affiant, Detective Erin James, and made oath that the statement contained herein are true to the best of her knowledge and belief.

Date: November 27, 2023

Before Me 
Judge/Justice/Clerk Unified Criminal Docket
Asst.