

**United States District Court**

**DISTRICT OF COLORADO**

**UNITED STATES OF AMERICA**

v.

**TAMERA JO FREEMAN**

(Name and Address of Defendant)

**CRIMINAL COMPLAINT**

**CASE NUMBER: 07-mj-01156-CBS**

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about July 16, 2007, in Denver County, in the State and District of Colorado defendant did, (Track Statutory Language of Offense)

See Attachment A, attached hereto and herein incorporated by reference

in violation of Title 49 United States Code, Section 46504 and Title 18 United States Code, Section 113(a)(5). I further state that I am a Special Agent with the Federal Bureau of Investigation and that this complaint is based on the following facts:


See Affidavit attached hereto and herein incorporated by reference

Continued on the attached sheet and made a part hereof:  Yes  No

  
Signature of Complainant - SA Scott D. Eicher, FBI

Sworn to before me, and subscribed in my presence

7/17/07 4:15pm at Denver, Colorado  
Date City and State

Craig B. Shaffer, United States Magistrate Judge  
Name and Title of Judicial Officer   
Signature of Judicial Officer

ATTACHMENT A-CRIMINAL COMPLAINT

COUNT 1

Interference with Flight Crew  
49 U.S.C. §46504

On or about July 16, 2007, the defendant, TAMERA JO FREEMAN, within the State and District of Colorado and on Frontier Airlines Flight 108, an aircraft within the special aircraft jurisdiction of the United States, did unlawfully and knowingly assault and intimidate Flight Attendant Amy Fleming, a flight crew member, and did thereby interfere and attempt to interfere with the performance of the duties of the attendant and did lessen and attempt to lessen the ability of the attendant to perform those duties.

All in violation of Title 49, United States Code, Section 46504.

COUNT 2

Assault  
18 U.S.C. §113 (a) (5)

On or about July 16, 2007, the defendant, TAMERA JO FREEMAN, within the State and District of Colorado and on Frontier Airlines Flight 108, an aircraft within the special aircraft jurisdiction of the United States, did unlawfully and knowingly assault by striking and beating individuals who had not attained the age of 16 years.

All in violation of Title 18, United States Code, Section 113 (a) (5).

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Special Agent Scott D. Eicher, upon being duly sworn, declare and attest that the following is true based upon my personal knowledge:

1. I am a Special Agent (SA) with the Federal Bureau of Investigation and have been so employed for the last 10 years. Prior to joining the FBI, I was a Police Officer and Detective for 12 years with the Norfolk, Virginia Police Department. I am currently assigned to work violent crimes, including bank robberies, on the Rocky Mountain Safe Streets Task Force (RMSSTF). I am providing this affidavit in support of an arrest warrant for Tamera Jo Freeman for violation of Title 49, United States Code, Section 46504, Interference with Flight Crew Members, and Title 18, United States Code, Section 113 (a)(5), Assault within the special maritime and territorial jurisdiction of the United States.

2. On July 16, 2007, I was contacted regarding a disturbance on Frontier Airlines commercial passenger flight 108, which was arriving at Denver International Airport (DIA) Denver, Colorado from San Francisco, California. During the flight, the defendant, Tamera Jo Freeman, date of birth November 29, 1968, created a disturbance which caused the Captain to notify Denver Police to meet the plane upon arrival at the Denver airport terminal.

3. The Denver Police Department immediately responded to the plane when it arrived at DIA and removed Tamera Freeman and her children, ages 2 and 4, from the

plane. Additional law enforcement agents and I responded to DIA and interviewed the flight attendants, pilots and several passengers. Interviews of the witnesses and the victim flight attendant, Amy Fleming, revealed the following:

- Tamera Freeman appeared intoxicated and violent towards her children before she boarded the flight in San Francisco;
- During the flight, Freeman was observed by several passengers drinking additional alcohol and becoming verbally and physically abusive to her children;
- The passengers sitting near Freeman went to the flight attendants about this problem. When Flight Attendant (FA) Amy Fleming approached Freeman regarding her actions, Freeman became verbally abusive towards FA Fleming, demanding that FA Fleming mind her own business and provide her another alcoholic beverage;
- When denied further alcohol, Freeman threw a drink on the ground at FA Fleming. At one point, Freeman followed FA Fleming into a common area and began yelling and pointing her finger at FA Fleming. These actions by Freeman threatened FA Fleming to the point that FA Fleming moved into a defensive stance. FA Fleming talked Freeman into returning to her seat;
- FA Fleming, because of Freeman's actions towards her and Freeman's children, requested that a corrections officer who was a passenger on the plane assist by sitting near Freeman;
- FA Fleming also obtained restraining tape and had to physically stand near Freeman to prevent her from causing more problems on the flight or further assaulting her children;
- Freeman's actions prevented FA Fleming from performing her other duties as a flight attendant, which she then had to assign to other flight attendants.

4. I reviewed several statements provided by passengers seated near Freeman and her children. They provided the following information regarding Freeman's assaults on the children:

- Amy Grant observed Freeman hitting her children repeatedly and yelling

profanities at her children and at the flight attendants. She observed Freeman swing with an opened hand down at the children and heard the children crying after being struck;

-Carolyn DeRyder observed Freeman slapping her daughter on the legs 4 to 5 times, as well as yelling profanities at the children and the flight attendants. Deryder also observed Freeman drinking alcohol and throwing a drink on the floor at the flight attendants's feet;

-In the San Francisco airport prior to the departure of the flight, Katie Shanahan observed Freeman drop her son on his back and head on the ground when he did not want to go to the bathroom with her. Freeman left her son on the ground crying for several minutes;

-Dianne Delverstoni was the passenger who first approached the flight attendants regarding Freeman's assaultive behavior toward the children. She observed Freeman hitting her son several times "over and over", using profanity to the flight attendant, and throwing a drink;

-Maria Aldeguer observed Freeman drinking alcohol on the flight, cursing and screaming at her children, and hitting the children with open fists on their shoulders and knees;

-Carrie Storin, who was sitting in front of Freeman on the flight, heard Freeman hitting her children "the entire flight", to the point where the children were trying to hide in a corner and on the floor;

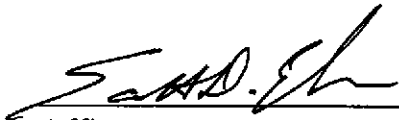
-David Shipman stated that he observed Freeman hit her children with a closed fist during the flight.

5. On July 16, 2007, after Freeman and her children were removed from the flight, I interviewed Freeman. I advised Freeman of her Miranda rights and that she was under arrest. She signed a form waving her right to counsel. During the interview, Freeman stated that she had slapped her children during the flight, because they were fighting over the window shade and had spilled Freeman's drink. Freeman stated that she only slapped

her daughter's legs after she spilled the drink. Freeman admitted to drinking several alcoholic beverages on the flight. She stated that she had thrown napkins on the floor but denied throwing a drink on the floor, claiming instead that she had set the drink down in the aisle. Freeman made the statement that she "lost it" on the plane.

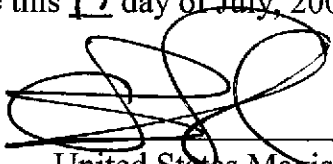
6. Freeman's children were identified as Serena Raquel Freedom, date of birth March 3, 2003, age 4, and Kealoha Kupono Lokahi Freedom, age 2.

7. Based upon the above information, I believe that Tamera Jo Freeman violated Title 49, United States Code, Section 46504, Interference with Flight Crew and Title 18, United States Code, Section 113 (a)(5), Assault within the special maritime and territorial jurisdiction of the United States. Freeman's actions interfered with the flight crew, specifically FA Fleming, in the performance of her duties. FA Fleming reported that she felt intimidated by Freeman's actions to such a degree that she took a defensive stance and had to stand by Freeman during the flight to prevent her from further disrupting the flight or assaulting her children.



Affiant  
Scott Eicher, SA FBI

Subscribed to and sworn to before me this 12<sup>th</sup> day of July, 2007.

  
United States Magistrate Judge