

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CRIMINAL DIVISION

COMPLAINT

DCTN: _____
Lockup No: _____
Case No: _____

District of Columbia ss:

Defendant's Name: Ingmar Guandique 527533 01061605
(First) (MI) (Last) (PDID) (CCNO)

Address: 1424 SOMERSET PLACE, N.W., WASHINGTON DC

INGMAR GUANDIQUE, within the District of Columbia, on or about May 1, 2001, in perpetrating and attempting to perpetrate the crime of First Degree Sexual Abuse, killed Chandra Levy by inflicting injuries from which Chandra Levy died on or about May 1, 2001. (First Degree Murder - Felony Murder, in violation of 22 D.C. Code, Section 2101 (2001 ed.))

Co-Defendants:

Det. Todd Williams

Affiant's Name

Subscribed and sworn to before me this 3 day of March, 2009

Ronald P. Wetherill

(Judge) (Deputy Clerk)

WARRANT

To The United States Marshal or any other authorized federal officer or the Chief of Police of the District of Columbia:

WHEREAS the foregoing complaint and affidavit supporting the allegations thereof have been submitted, and there appearing probable cause and reasonable grounds for the issuance of an arrest warrant for Ingmar Guandique

YOU ARE THEREFORE COMMANDED TO BRING THE DEFENDANT BEFORE SAID COURT OR OTHER PERSON ENUMERATED IN 18 U.S.C. 3041 forthwith to answer said charge.

Issued March 3, 2009

Ronald P. Wetherill

Judge - Superior Court of the District of Columbia

Rule 105:

Judge

Sex: Male DOB: 08/21/1981 CCN: 01061605 PMID: 527533

Papering Officer: Badge No.:

OFFICER MUST EXECUTE RETURN

Officer's Name: Date / Time:

AUSA Signature: Fel. I AFTC Fel. II

Superior Court of the District of Columbia
CRIMINAL DIVISION

AFFIDAVIT IN SUPPORT OF AN ARREST WARRANT

USW NO.:

| | | | | | | | | | |
|--|------------|------------------|--------------|----------------------|-------|-------------------|-----------------|--|------------------|
| DEFENDANT'S NAME: GUANDIQUE, INGMAR | | | | NICKNAME: CHUCKIE | | ALIASES: | | CCN: 01-061605 | PDID: 527-533 |
| SEX: M | RACE: H | DOB: 08-21-81 | HGT: 5'7" | WGT: 130 | EYES: | HAIR: Dark | COMPL: Light | SCARS, MARKS, TATOOS MS/Devil on head/Female on chest/Chuckie Various others | |
| DEFENDANT'S HOME ADDRESS: 1424 Somerset Place, #A-3, NW, Washington, DC | | | | | | TELEPHONE NUMBER: | | | |
| DEFENDANT'S BUSINESS ADDRESS: | | | | | | TELEPHONE NUMBER: | | | |

| | | | | | |
|--|--|--|--|-----------------------------|--|
| COMPLAINANT'S NAME: Levy, Chandra | | | TELEPHONE NUMBER: | | |
| LOCATION OF OFFENSE: Rock Creek Park, Western Ridge Trail, NW, Washington, DC | | | DATE OF OFFENSE: On/About May 1, 2001 | TIME OF OFFENSE: Unknown | |

CAUTION AND MEDICAL CONDITIONS (CMC)
Select a valid CMC code below for wanted person when using the caution indicator.

| | |
|---|--|
| <p><input type="checkbox"/> 00 = Armed and Dangerous</p> <p><input type="checkbox"/> 05 = Violent Tendencies</p> <p><input type="checkbox"/> 10 = Martial Arts Expert</p> <p><input type="checkbox"/> 15 = Explosive Expertise</p> <p><input type="checkbox"/> 20 = Known to abuse drugs</p> <p><input type="checkbox"/> 25 = Escape Risk</p> <p><input type="checkbox"/> 30 = Sexually Violent Predator</p> <p><input type="checkbox"/> 50 = Heart Condition</p> | <p><input type="checkbox"/> 55 = Alcoholic</p> <p><input type="checkbox"/> 60 = Allergies</p> <p><input type="checkbox"/> 65 = Epilepsy</p> <p><input type="checkbox"/> 70 = Suicidal</p> <p><input type="checkbox"/> 80 = Medication Required</p> <p><input type="checkbox"/> 85 = Hemophiliac</p> <p><input type="checkbox"/> 90 = Diabetic</p> <p><input type="checkbox"/> 01 = Other</p> |
|---|--|

GIVE BRIEF DESCRIPTION OF WHAT HAPPENED:

On or about April 30, 2001, at approximately 7:30 p.m., a witness (hereafter W1) saw a young Caucasian female, known to W1 as Chandra Levy, at the Washington Sports Club, located at 1211 Connecticut Avenue, N.W., Washington, D.C. According to W1, Ms. Levy was, at that time and place, canceling her membership to the gym in light of her imminent plans to return to California. W1 described Ms. Levy as physically healthy and emotionally upbeat during their conversation. W1 saw news coverage of Chandra Levy's disappearance along with her photograph and identified Levy as the same person who cancelled her gym membership on April 30.

On May 6, 2001, Robert Levy, father of Chandra Levy, contacted the Metropolitan Police Department and reported his daughter missing, after he made numerous attempts to contact his daughter with no response.

Thereafter, on Thursday, May 10, 2001, members of the Metropolitan Police Department executed a search warrant upon Chandra Levy's Dupont Circle apartment located at 1260 21st Street, N.W., #315, Washington, D.C., and recovered a number of items, including Ms. Levy's laptop computer. Special Agent Jane Dembrowski, with the Federal Bureau of Investigation, traced the internet history contained within the computer's hard-drive. Agent Dembrowski ascertained that sometime during the morning hours of May 1, 2001, an individual logged on Ms. Levy's computer and queried websites relating to Rock Creek Park (referred to also as "the Park") and conducted a "Mapquest" search for 3545 Williamsburg Lane, Northwest, Washington, D.C., which is the location of the Klinge Mansion in the Park. The Klinge Mansion is situated near the series of connected trails that includes the Western Ridge Trail. According to Agent Dembrowski, the last verifiable activity on the computer was time-stamped at 12:25 p.m. on May 1, 2001. From that point forward, no outgoing activity could be detected on Ms. Levy's computer, her home telephone line, or her cellular telephone, which was also recovered in her apartment. Upon information and belief, Ms. Levy left her apartment, destined for the Western Ridge Trail in the Park, sometime during the early afternoon hours of May 1, 2001, never to be heard from again.

W1 MDC 21

On or about May 1, 2001, at approximately 2:00 p.m., a witness (hereafter W2), who is a young Caucasian female, was walking alone on the Western Ridge Trail in the Park. W2 believes that she entered the Park at Porter Street, N.W., in the vicinity of Pierce Mill. As W2 reached an isolated and wooded part of the trail, slightly east of the Klinge Mansion, she noticed a lone Hispanic male, walking in the woods, parallel to W2's route. According to W2, the Hispanic male just appeared, suddenly, to her right. W2, feeling uncomfortable, slowed down, hoping that the Hispanic male would simply pass by her. As W2 watched, the Hispanic male walked ahead through the woods, joined another trail, and disappeared around the corner. W2, more at ease but still cautious, decided to take a detour, leaving the trail the Hispanic male had taken. W2 veered off and began climbing a steep incline, walking deeper into the woods. Within a minute, W2 again sensed someone in the woods. W2 turned and saw that the Hispanic male had somehow circled around and was now directly behind her on the hillside in the woods. As W2 watched, the Hispanic male came toward her and closed the distance to within ten feet. At that point, W2 panicked. W2 ran off the path and down the hill, jumping over logs and through the woods, until she reached a road outside of the Park. Once she felt safe, W2 turned around to locate the Hispanic male, who was no longer in sight.

That night, W2 told another witness (hereafter W3) about what happened in the Park. Neither W2 nor W3 thought to report the incident to the police. Shortly thereafter, W2 left the country and did not think anything more about the events in question until May 2002. At that time, W2 was out of the country, but saw a newspaper article that contained a photograph of Ingmar Guandique. Upon seeing the photograph, W2 immediately thought that the photograph of Guandique looked like the man who followed her in the Park a year earlier. Then, in May 2003, while back in the United States, W2 saw a television broadcast about the Levy case that included a picture of Guandique and that also asked for anyone with information to contact the police. Once again, upon seeing Guandique's picture, W2 immediately thought that he looked just like the man who followed her in the Park back in 2001. To the best of her ability, W2 now believes the date of the incident in the Park occurred hours before a dinner with W3. By referring to its day planner from 2001, W3 believes the day in question to be May 1, 2001, which would place defendant Ingmar Guandique in the Park on the Western Ridge Trail, shortly before Chandra Levy disappeared.

Another witness (hereafter W4), who knows Ingmar Guandique, was interviewed and said that W4 saw Guandique around the time that Levy disappeared in 2001 with a fat lip and scratches on the side of his face and neck. Guandique told W4 that he received the injuries to his face and neck from his girlfriend during an argument.

Another witness (hereafter W5), who was the girlfriend of Ingmar Guandique at the time of Chandra Levy's disappearance, was located and interviewed. W5 said that there were occasions during the relationship with Guandique where the two argued and also occasions where Guandique hit her, grabbed her by the throat, and bit her on the breast. W5 said that at no time during any of the arguments or fights did W5 ever strike Guandique or cause any injuries to his face or neck.

Two weeks after the events described by W2 and the disappearance of Chandra Levy, another female jogger was attacked in the Park. On or about May 14, 2001, at approximately 6:45 p.m., a witness (hereafter W6), who is a young Caucasian female, was jogging alone on the Western Ridge Trail in the Park. W6 remembers that, like W2, she entered the Park at Porter Street, NW, in the vicinity of Pierce Mill. Unlike W2, however, W6 was wearing a walkman with headphones and listening to music. As W6 reached the parking lot in Grove 2, she noticed and made a mental note of a lone Hispanic male, who was sitting on a curb, watching her as she jogged by. W6 continued jogging along the trail, entering an isolated and wooded area, abutting a ravine, and slightly northwest of the Klinge Mansion. For reasons that she cannot explain, W6 looked behind her and saw what she originally thought was another jogger, a male, following her at some distance. Feeling uncomfortable, W6 began to periodically check behind her as she ran. She noticed that the male jogger appeared to be running "splits," i.e., he was both speeding up behind her and then slowing down as W6 slowed her pace. As W6 ran up an incline, she

slowed even more, hoping the male jogger would simply pass by. Suddenly, and without warning, W6 was tackled from behind, and grabbed, in a choke hold, around her neck. As W6 struggled, she turned and recognized that her attacker, the male jogger, was the lone Hispanic male from the parking lot at Grove 2, and that he had a knife. At that point, W6 started screaming for help. Still holding the knife to her throat, the Hispanic male told W6 to be quiet and pushed her to the ground, knocking off her Walkman in the process. W6 realized that no one could hear her screams, and she tried to stay calm. Using a technique she learned in self-defense class, W6 reached up and dug her fingernails into the Hispanic male's soft pallet. At that point, her attacker bit her finger, and then, ran off.

W6 reported the attack to the United States Park Police, who returned to the scene of the attack and recovered her Walkman where it had fallen on the trail. On September 17, 2001, W6 was shown a photo array consisting of nine, similar looking, Hispanic males. W6 selected the photograph of Ingmar Guandique, PDID 527-533, as the person who followed her into the woods and attacked her at knifepoint. W6 later said of this attack, "I do not doubt for a minute that he purposefully stalked me as a hunter tracks his prey. I know in my gut, that given the chance, he would not hesitate to repeat his crime on some other woman and it scares me to think what would happen if she was not prepared with some sort of self defense."

Two months to the day after Chandra Levy's disappearance, and less than six weeks after the attack upon W6, Ingmar Guandique struck again. On July 1, 2001, at approximately 7:30 p.m., a witness (hereafter W7) was jogging on the Western Ridge Trail in the Park. Like W2 and W6, W7 entered the Park in the vicinity of Pierce Mill and was wearing a Walkman with headphones. As W7 reached the picnic area in Grove 6, she made a mental note of a lone Hispanic male, who was sitting on a park bench, watching her as she jogged by. W7 continued jogging along the trail, entering an isolated and wooded area of the Park, which abutted a ravine. Suddenly, and without warning, W7 was tackled from behind and grabbed, in a choke hold, around her neck. As W7 struggled, she recognized her attacker as the lone Hispanic male from the Grove 6 picnic area and saw that he had a knife. As W7 tried to scream, the Hispanic male covered her mouth with his hand and held the knife to her throat, telling her to be quiet. At that point, despite a significant size differential, the Hispanic male threw W7 to the ground and down into the ravine, where he lay next to her with the knife still at her neck. Realizing that no one could hear her screams, W7 stopped struggling to regain her wits. In return, Guandique relaxed his grip. W7 then renewed her struggle and broke free, running up the incline to Beach Drive, where she was able to flag down assistance.

W7 reported the attack to the United States Park Police. Approximately forty five minutes later, Ingmar Guandique was stopped at the corner of Joyce Road and 16th Streets, Northwest, with wet leaves and other debris on his legs and shoes. In a subsequent "show-up" identification procedure, W7 positively identified Ingmar Guandique, PDID 527-533, as the man who attacked her. Her Walkman, which W7 had been wearing at the time of her attack, was recovered some five to six feet from the road at the top of the ravine. W7 later described her assailant as "extremely strong, and with his hand cutting off my air and the knife at my throat, I didn't feel I could struggle for very long....He was a bold and practiced attacker, not deterred by the physical size and strength of his target....He waited until he thought I was fatigued from jogging up a hill, and purposefully selected a secluded spot right next to a deep ravine. I fear for other women who may appear to be more vulnerable than I did."

At the time of his arrest on July 1, 2001, Guandique was questioned, through an interpreter, by members of the United States Park Police and initially denied any involvement in the attacks upon W6 and W7. When confronted with the fact that he had been stopped in the area and positively identified by W7, Guandique latched onto the idea, as suggested by one of the officers, that his contact with W7 was accidental. At that point Guandique claimed that, while he was jogging in the Park, he stopped to massage a muscle cramp in his leg. At that time, he claimed, a woman, W7, ran into him, causing them to become entangled and fall from the jogging trail into a ravine. According to Guandique, when he attempted to help W7, she began to scream, apparently thinking that his bracelet was a knife.

With respect to W6, and again after initial denials, Guandique gave an equally far-fetched account. According to Guandique, about two months before the attack upon W7, he was jogging behind a woman, who was running on a horse trail south of the police station. Guandique claimed that when the woman, W6, looked back over her shoulder, she accidentally stumbled and fell down. When he came to her aid, she started screaming, which caused him to run away. In both incidents, Guandique denied possessing a knife.

On July 19, 2001, Guandique was interviewed by the Court Services and Offender Supervision Agency, in preparation for sentencing in an unrelated burglary case. At that time, and contrary to his earlier denials, Guandique now admitted assaulting or attempting to assault a number of women in the park, but contended that the attacks were actually attempted robberies; even though nothing of value had been taken, nor was any attempt made to take anything from the victims. Guandique had this to say: "I admit that I assaulted the victim, but I did not have a knife on me. I pushed her into the ravine, so no one would see the robbery. I was coming from Silver Spring, Maryland on foot. I have walked from Silver Spring on several occasions. I tried to rob another lady near Rock Creek Park in May, about 15 days after the first arrest. But she was too close to the street where there were cars passing by, so I was unsuccessful. I have tried to commit robbery 3 times in the U.S. While in El Salvador, about five months prior to immigrating to the U.S. (around October/November 2000), I also tried to rob a 17 - 18 year old guy. I tried to take his cap, but I ran when someone came to his aid. During the most recent incident, I tried to take what appeared to be a bracelet and her walkman, but I was unsuccessful. She was coming one direction, and I from the other. I noticed that no one was nearby, so when she got close to me, I pushed her into that ravine. I feel bad about what I did. I am repentant for what I did. I do not know if she was hurt. When I'm about to commit an offense, I tell myself to go ahead and do it, but afterwards, I feel bad about it. I feel good when I see someone alone and carrying something of value on their person because it makes it easy for me to take it from them. Then it crosses my mind after doing it so many times I will eventually get caught. Sometimes, I cannot control myself when I see someone alone in a secluded area with something of value..." Upon information and belief, none of the victims were carrying wallets, purses, or other obvious items of value. To the extent any of the victims were wearing Walkman radios or rings, Guandique never, by word or gesture, demonstrated any interest in taking these items. Indeed, nothing was taken from any of the known victims.

On September 28, 2001, Guandique pleaded guilty to the attacks on W6 and W7. Specifically, he pleaded guilty to two counts of assault with intent to rob and was sentenced on February 8, 2002, to 10 years' confinement on each count, with the sentences running concurrent with one another.

During the early morning hours of May 22, 2002, more than a year after the disappearance of Chandra Levy, a witness (hereafter W8) was walking his dog along a foot path, which is part of the Western Ridge Trail of the Park. Near Grove 17, W8's dog stumbled across what appeared to be a skull, partially buried in the leaves and underbrush, in a ravine off to the left of the trail. W8 marked the site and went for assistance. Sergeant Bosak of the United States Park Police returned to the scene with W8 and verified that the skull was, in fact, human. Through dental records, the human skull recovered from the ravine was subsequently identified as Chandra Levy's remains.

In the days that followed, an extensive search was conducted of the area. The scene itself is in an isolated and heavily wooded area of the Park, which drops sharply from a narrow trail, into a ravine. The trail is part of a network of trails including the Western Ridge Trail, which leads from Pierce Mill, along Rock Creek, to the Nature Center, which is a short distance to the north. Items of evidence, including a broken pair of sunglasses, a Walkman radio, and headphones were strewn from the trail, down a steep hill, and deep into the woods. The majority of items, including woman's running clothes and a number of bones, subsequently identified as those of Chandra Levy, were discovered in one location, about 180 feet from the trail. The laces of the running shoes were untied. A sports bra, t-shirt and tights, all believed to be Ms. Levy's, were turned inside out. The tights were found knotted into restraints in each leg portion.

