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FILED  
JUN 01 2015  
JILL E. WHELCHER  
WHITMAN COUNTY CLERK

05/31/15  
03:11

Whitman County Sheriff's Office  
Main Booking Table:

Page: 147  
1

Booking Number: 72720

15 7 00082 3

Active

Inmate & 308515  
Lst: LUDEN

Fst: ERIK  
Adr= 960 NE C St; 6  
Cty: PULLMAN

Mid: CLIFFORD  
ST: WA Zip: 99163

Assigned Housing: JAIL-EITH-SPHD-236 -0002  
Current Location: JAIL-EITH-SPHD-236 -0002  
Belong: Y Temp: N

Cash Account Balance: 0.00  
Arrests this Booking: 1

Holds: Cleared  
Property: Returned  
Offenses this Booking: 1

Comments: UF MURDER 1 //PR61//

Offense #	Description	Incident	Bond Amount	BfFRO	DSP	DSP	Date
142982	MURDER 1ST DEGREE	15-P05186	NONE	B			/ /
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INVOLVEMENTS:

Type	Record #	Date	Description	Relationship
LW	15-P05186	05/30/15	Domestic Disput	*Arrest/Offense
NM	308515	05/30/15	LUDEN, ERIK CLIFFORD	*Confined

Offenses Information:

Offense #	Incident	Statute	Statute Description
1	BbFfRO \$	Dsp	Off Offense Description
142982	15-P05186	9A.32.030	MURDER 1ST DEGREE
0.00		/ /	HOMI Homicide

**COPY**

**Supplement**

PCBK RVWD: *[Signature]* OFC: J. Scott Kirk / jsk CASE#: 15-P05186 DATE: 05/30/15

----- Pullman Police Department - PC Booking Sheet -----  
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AFFIDAVIT OF PROBABLE CAUSE  
AND  
WHITMAN COUNTY SHERIFF'S DEPARTMENT  
CORRECTIONAL FACILITY BOOKING SHEET

Arresting Agency PULLMAN PD Case 15-P05186 Date 05/30/15 Time 2311

CHARGE(S) RCW(S)

1. 9A.32.030(1)(b), Murder first degree

PERSON ARRESTED: Luden, Erik C

Address: 960 NE C St; 6 Pullman, WA 99163

*[Redacted]* HGT- 5'08" EYES- Blue  
SEX- Male WGT- 180 PRINTED- YES  
RACE- White HAIR- Brown PHOTO- YES

DEMEANOR: Cooperative

WEAPONS INVOLVED: Yes, blunt force object

MENTAL/MEDICAL CONDITION:

1. Has Arrestee complained of injury/medical or mental problems? Yes
2. Does Arrestee have any indications of physical or mental problems?  
Yes
3. Does Arrestee appear to be under the influence of intoxicants?  
No

If yes in the above, describe

Erik was transported to Pullman Regional Hospital via ambulance where he received medical care. Erik was released from the hospital with instructions for a "boxer fracture" to his right hand, laceration, and suture care. (See attached instructions provided by PRH.)

4. Has Arrestee been given a BAC Test? No
5. Has Arrestee received Medical/Mental Eval or Treatment? Yes  
If yes, name and title of provider: Pullman Regional Hospital  
Location, date and time of evaluation/treatment: 05/30/15 approx. 1700 hours.

Arrestee fit for incarceration? Yes

Scott Patrick, a Police Officer for Pullman Police, did advise Erik Luden that he was under arrest for Murder, first degree at the Pullman Police Department on 05/30/15 under the following circumstances:

SUMMARY OF PROBABLE CAUSE:

On 05/30/15 at about 1647 hours, Whitcom dispatch received a '911' call from the phone number [REDACTED]. The dispatcher asked the caller what is the address of the emergency. A male, who later identified himself as Erik Luden provides his address to the dispatcher, 960 NE C St; 6 and then the line disconnects. The dispatcher calls the number back, contacts Erik, and asks what is the emergency. Erik tells the dispatcher, "My father attacked me with a knife, he's out". The dispatcher asks Erik where his father is now. Erik states he's on the floor. The dispatcher asks him if his father attacked him or if he (Erik) attacked his father.

Erik tells the dispatcher his father attacked him. Erik says that he was attacked and tells the dispatcher, "I responded". The dispatcher asks Erik what he did to him. Erik states, "I hit him with a pot in the head, a kitchen pot." The dispatcher asks, "You hit him with a pot?" and Erik replies that he hit him with a kitchen pot after he attacked him with a knife.

Erik can be heard on the 911 recording breathing heavily and tells the dispatcher he is 'scared' and needs an ambulance. The dispatcher asks Erik if his father is breathing. Eventually Erik tells the dispatcher his father is not breathing. The dispatcher gives Erik instructions to perform CPR. It is difficult to confirm by listening to the call whether or not Erik is actually performing CPR from the 911 recording.

(Erik's father was later identified as Virgil C. Luden, a 58-year-old male.)

Pullman Officers Don Heroff, Shane Emerson, Steven Perez, Chris Engle, Joshua Bray, and Wade Winegardner responded to the scene. Officer Emerson was the first officer at apartment 6. The following statement is from Officer Emerson's initial report:

"I arrived on scene with Officers Herroff, Engle, Perez, Winegardner, and Bray. I went to 36 and knocked on the door advising "Police Department!", opening the door and making entry. I observed a male subject, later identified as E. Luden, standing over a motionless male lying on the ground, later identified as Virgil C. Luden [REDACTED].

Officer Perez detained E. Luden and escorted him out of the apartment, as I checked for a pulse, feeling nothing. His head was tilted back and I started chest compressions. As I was doing chest compressions, I thought V. Luden may be breathing, though it appeared that there may be something blocking his airway. I repeated chest compressions, until Officer Bray, who is a trained EMT took over. There was blood over much of V. Luden's person.

I stood with Officer Bray, being the only two left in the apartment. I observed a steel pot lying next to V. Luden's head, as well as a kitchen butter knife lying next to his left hand. I moved the pot out of the way with my foot, photographing it first, so that it would not get in ~~the~~ way of Officer Bray or medics. Pullman Medics Wehrung, Jarosch and Keeton arrived on scene, taking over CPR. I began photographing the scene. 00

I observed blood splatter transfer on the upper north wall of the apartment, as well as blood splatter over much of the floor. Officer Bray started a crime scene entry and exit log, documenting the medics who were on scene and leaving. As I was photographing V. Luden's body, I observed a small laceration to his lower left eye, as as one to his upper right eye. I had Medic Wehrung pick up the butter knife with a gloved hand and placed it in to a black unused latex glove, provided by Officer Bray. I sat the knife on the floor next to the pot.

Medics asked if they could call the time off death, as V. Luden was completely unresponsive. I advised Whitcom the time of death was 1702 hours. Medic Keeton advised he was unable to intubate V. Luden due to airway blockage. He noted how dark the coloration on V. Luden's neck was, which may be indicative of someone being choked.

Medics cleared the scene. Officer Winegardner asked me to go with E. Luden to Pullman Regional Hospital. He advised me E. Luden had chosen to remain silent.

I went to E. Luden's location where a wound on his arm was bandaged, and he was in handcuffs. I escorted him to a Pullman Ambulance, advising him again of his full Miranda rights, that I was audio and video recording, and stated the time and date.

E. Luden was placed on a stretcher in an ambulance and I handcuffed him to it, with an arm cuffed to either side. I observed his right hand was extremely swollen, as though it may be broken. He was transported to Pullman regional Hospital, where he was removed from the stretcher and placed on a bed. I handcuffed his left arm to the bed. Officer Gordon was on scene with me. I had Pullman ER staff remove E. Luden's shoes, shorts and wallet and placed them in a biohazard bag as evidence. I was also provided E. Luden's shirt by Medic Tadema, who said it was cut off by Medic Nuttman. I placed it in to a biohazard bag as evidence as well. Medic Nuttman advised me, that he made sure not to cut through any evidentiary marking.

I placed both biohazard bags in to a singular unused bag. I placed it in the back of vehicle #16, locking all doors. I later cleared the scene and placed it in to Pullman Police Evidence locker #10 at approximately 1837 hours."

I reviewed the photographs Officer Emerson had taken at the scene and confirmed seeing a silver colored pot lying next to Virgil's head as Officer Emerson described. I also observed an image of a silver colored butter knife covered in blood lying on the floor near Virgil.

Detective Todd Dow spoke with the tenant of apartment 5, the apartment next door to 6, who identified herself as Kelli C. Cook, a 22-year-old female. Kelli stated she knew Erik as the only tenant of apartment 6 and Erik had lived there for about a year. Kelli told Detective Dow that around 4pm today Erik knocked on her door and asked her if she wanted to look at his cutlery to see if she wanted to keep it. Kelli stated Erik told her he was moving and figured if she wanted any it would save him some trips with boxes. Kelli said she declined Erik's offer.

Kelli told Detective Dow that at around 4:30pm she heard a single loud 'thump', like a hammer on the floor. Kelli said she heard some separate tapping from Erik's apartment right after the loud hammer "thump". Kelli told Detective Dow she did not hear any arguing from the apartment and did not know anyone was with Erik. Kelli specifically mentioned normally she was able to hear even when a faucet was turned on inside Erik's apartment.

Although Erik requested his right to an attorney and was not interviewed by law enforcement, he sustained broken bones in his right hand along with what was described by a Pullman Regional Hospital nurse as having three "self-inflicted" lacerations to his left fore-arm. Two of the lacerations were described as being "hesitation" marks, while the third was deeper and required sutures.

The injuries to Erik appear to coincide with having been in a physical altercation. Additional forensic analysis of the scene and Virgil's body will be necessary to further detail injuries sustained and the cause of death.

I certify and declare under penalty of perjury under the laws of the State of Washington, that the foregoing is true and correct.

Dated this 30th day of MAY, 2015, in Pullman, Washington.


  
Detective J. Scott Kirk

05/30/15

Reviewed By



Requests for extraordinary bond or conditions of pretrial release; special information regarding the Arrestee should accompany this form with supporting documentation for the PA and Court.

 The initial appearance of the crime scene and evidence in plain view indicates this was a crime of rage and extreme emotion. Although additional investigation will be required, it also appears Erik inflicted injuries upon himself. Given the relationship of the victim to defendant, and the self inflicted injuries, I believe the Court should not release Erik Luden as he should be considered a danger to himself and the community.