

**IN THE IOWA DISTRICT COURT IN AND FOR
HARRISON COUNTY**

This Complaint and Affidavit is to be:

- Filed with Court Clerk (cc: CA)
 Submitted to County Attorney
 Filed with JCO - Defendant is a Juvenile

Agency Case Number: **2020029252**

Arrest Date: **12/18/2020**

THE STATE OF IOWA

VS.

OFFENDER

| | | | | | | | |
|-------------------------------------|--------------------------|---------------------------------|--------------------------|----------------------------------|--|--------------------|--------------------------|
| Last ERLBACHER | | First KRISTOFER | | Middle ALLAN | | Suffix | |
| Address 1920 ROCKDALE AVE | | | | City WOODBINE | | State IA | Zip Code 51579 |
| DL# [REDACTED] | State IA | DL Class 0 | DL Endorsements | | DL Restrictions | | |
| Date of Birth 12/15/1992 | | Gender MALE | Race WHITE - W | | Ethnicity NOT OF HISPANIC ORIGIN - N | | |
| Height 5' 08" | Weight 160 LBS | Eye Color HAZEL - HAZ | | Hair Color BROWN - BRO | | | |

VEHICLE

| | | | | | | |
|------------------------------------|---------------------------------|-----------------------|---------------------------|---------------------|---------------------|----------|
| Year 2001 | Make CHEVROLET - CHEV | | Model SILVERADO | | Color GRY | |
| VIN [REDACTED] | | CDL Req? NO | Pass End Req? | HazMat End Req? | Style TRK | |
| Plate/Registration # [REDACTED] | | | State IA | Year 2020 | US DOT Number | ICC/MC # |

OFFENSE

| | | | | | | | | |
|---|------------------------------------|---|---|--|--|-------|------------------|------|
| State <input checked="" type="checkbox"/> | County <input type="checkbox"/> | Local <input type="checkbox"/> | Code Section 707.2(1)(A) | Crime Description MURDER IN THE 1ST DEGREE | | Speed | in | Zone |
| Class FELA | | Serious P.I. <input type="checkbox"/> | Fatal Accident <input type="checkbox"/> | Civil Damage Assessment <input type="checkbox"/> | Other <input type="checkbox"/> | | | |
| Location Type 13 - HIGHWAY/ROAD/ALLEY | | | | | | | | |
| Literal Description STATE 183/1ST ST | | | | | | | | |
| Address | | | | City | | State | Zip Code | |
| Is Date and Time of Incident Known? YES | | Incident Date or Low Range 12/17/2020 | | Upper Date Range | Incident Time or Low Range 22:10 | | Upper Time Range | |

STATUS OF OFFENDER/JUVENILE

| | | | |
|--|--|---|---|
| <input checked="" type="checkbox"/> TAKEN INTO CUSTODY | CUSTODY 1 - JAILED | | <input type="checkbox"/> SUMMONS TO APPEAR (Citation Issued) |
| <input type="checkbox"/> WARRANT REQUESTED | <input type="checkbox"/> NO CONTACT ORDER REQUESTED | <input type="checkbox"/> RELEASED TO PARENT/GUARDIAN | |

NARRATIVE

Narrative of Offense Committed
 On or about the above stated date and time, the Defendant did having malice aforethought, willfully, deliberately, and with premeditation kill Caleb Scott Solberg.

VICTIM INFORMATION (Optionally displayed, especially if NCO is requested)

| | | | | | | | |
|--|--|-----------------------|--|-------------------------|--|--------------------|---------------------|
| Last SOLBERG | | First CALEB | | Middle SCOTT | | Suffix | |
| Business/Organization/State/County/Municipality Name | | | | | | | |
| Address 34358 260TH ST | | | | City MOORHEAD | | State IA | Zip 51558 |

AFFIDAVIT

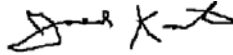
STATE OF IOWA, HARRISON COUNTY

I, the undersigned, being duly sworn, state that all facts contained in this Complaint and Affidavit, known by me or told to me by other reliable persons form the basis for my belief that the defendant committed his crime

State all facts and persons relied upon supporting elements of alleged crime

Summary.

On 12/17/20 Kristofer Erbacher and Caleb Solberg were involved in a physical altercation. This altercation took place in Moorhead, Iowa. (Monona County) Afterward, Kristofer Erlbacher, accompanied by a friend, Shaun Johnson, traveled to Dave's Old Home Cafe located in Pisgah, IA. (Harrison County) During this time Kristofer Erlbacher contacted Craig Pryor by phone. Craig Pryor is a half brother to Caleb Soberg. It was during this conversation that Kristofer Erlbacher informed Craig Pryor about the physical altercation. A second call was made to Craig Pryor shortly after the first again from Kristofer Erlbacher. It was during this call when Kristofer Erbacher threatened the life of Caleb Solberg and Craig Pryor. Eventually Craig Pryor did drive to Pisgah, IA. Once there, Craig Pryor parked near Dave's Old Home Cafe. Shaun Johnson met with Craig Pryor immediately. Shaun Johnson warned Craig Pryor of Kristofer Erlbacher. Kristofer Erbacher was located inside the cafe. A short time later Caleb Solberg arrived and spoke with Craig Pryor who was still outside of the establishment. A short physical altercation between Caleb Soberg and Shaun Johnson occurred. Once the altercation was complete, Kristofer Erlbacher exited the bar. Kristofer Erlbacher wa ked to his vehicle parked nearby. Moments later a vehicle being operated by Kristofer Erbacher exited an alley way and struck the vehicle being occupied by Craig Pryor. After being struck Craig Pryor exited his vehicle to assess damages. It was at this point that Kristofer Erlbacher struck the vehicle of Craig Pryor's again, this time with greater speed. Craig Pryor was struck by his own vehicle after the impact. Kristofer Erbacher then left the area in his vehicle. Craig Pryor took the opportunity to pull into an alley way to better protect himself. Craig Pryor could audibly hear the engine of Kristofer Erlbacher's racing around town. He could also audibly hear property damage being caused by Kristofer Erlbacher's reckless driving. At one point Craig Pryor witnessed Kristofer Erbacher drive by the alley way with heavy damage to the front of his vehicle. Eventually Craig Pryor left the area in an attempt to return to his residence. As Craig Pryor left the area he noticed Caleb Solberg and Shaun Johnson standing near an SUV that was parked near the entrance to Dave's Old Home Cafe. After Craig Pryor left the area, Kristofer Erlbacher returned in his vehicle to the front of Dave's Old Home Cafe. It was at this point that Kristofer Erlbacher struck Caleb Soberg with his vehicle multiple times. This caused fatal injuries to Caleb Solberg. Kristofer Erbacher continued to drive by the body of Caleb Solberg hindering anyone from providing aid. Kristofer Erbacher then phoned Craig Pryor to advise him that he had killed his brother and asked him to return. Eventually Kristofer Erlbacher did leave the area in his vehicle. Soon thereafter Kristofer Erlbacher experienced mechanical issues with his vehicle and it was rendered disabled. Kristofer Erbacher did contact his father Mark Erbacher for assistance. Mark Erlbacher arrived and transported Kristofer Erbacher back to the scene where he was taken into custody by Deputies with the Harrison County Sheriff's Office.





KASTNER, JARED 1170

Signature of Complainant or Officer, Officer Name & Number

GENERAL PROBABLE CAUSE

| | | |
|---|-------------------------|-----------------------------|
| Defendant Implicated 04 - CAUSED PROPERTY DAMAGE, 05 - OPERATING MOTOR VEHICLE, 06 - POSSESSED ALCOHOLIC BEVERAGES/CONTAINERS, 07 - IDENTIFIED BY WITNESSES, 14 - OTHER PHYSICAL EVIDENCE | | |
| Operating Motor Vehicle in County Harrison - 43 | Other Physical Evidence | Attempted To Inflict Injury |

STATE OF IOWA, HARRISON COUNTY

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|  | Subscribed and sworn to before me by the person(s) signing the Complaint and Affidavit(s) on 12/18/2020 | |
| | Notary Name BRANDON DOIEL | Signature of Verifying Party  |
| | Commission Number 781828 | <input type="checkbox"/> Peace Officer <input checked="" type="checkbox"/> Notary <input type="checkbox"/> Prosecuting Attorney |
| | My Commission Expires 12/19/2022 | |