

(DISTRICT) (COUNTY) COURT, EL PASO COUNTY COLORADO Court Address: 270 South Tejon Street Colorado Springs, Colorado 80903		DATE FILED: February 18, 2022
The People of the State of Colorado, Plaintiff		▲ COURT USE ONLY ▲
v. Anthony Lee Fruzia, DOB: 11/06/1972, AGE: 49, SSN: _____, Defendant		Case/File Number: <i>22CR1050</i>
Agency: Colorado Springs Police Department	Agency Number: 22-5714	Division: Criminal Crm:
<b>ATTACHMENT "A"</b>		

The following Affidavit is submitted to the Court to document the probable cause in support of a request for the issuance of an Arrest Warrant for **Anthony Lee Fruzia, DOB: 11/06/1972, AGE: 49, SSN:**

This offense is fully documented in Colorado Springs Police Department Report 22-5714 detailing the offense(s) of:

**§8-3-405.3(2)(A), SEXUAL ASSAULT ON A CHILD BY ONE IN A POSITION OF TRUST, CLASS THREE FELONY (F3)**

With the victim(s) identified as:

**, DOB: 03/12/2007, AGE: 14, GENDER: MALE RACE: WHITE**

Your Affiant, Detective Brittany Martin/5973 is currently assigned to the Crimes Against Children/Special Victim's Unit, with the Colorado Springs Police Department and has 4 years of law enforcement experience. Your Affiant is responsible for conducting felony investigations involving the abuse, sexual abuse, neglect and homicide of children. The information contained in this Affidavit was compiled by your Affiant during the course of an official criminal investigation, by speaking with fellow law enforcement officers, by speaking with witnesses, by reviewing official law enforcement reports and by your Affiant's own observations. The facts contained within this Affidavit are fully documented in an official CSPD case report identified as 2022-0005714. It should be noted all locations of occurrences are located within the City of Colorado Springs, County of El Paso and State of Colorado. Your Affiant has personal knowledge of the following facts:

On February 11<sup>th</sup>, 2022, Your Affiant was assigned a sexual assault on a child case. The victim, DOB: 03/12/2007 was sexually assaulted by Anthony Fruzia DOB: 11/04/1972 at the Antlers Hotel located at 4 South Cascade Avenue on December 30<sup>th</sup>, 2021, into December 31<sup>st</sup>, 2021.

was forensically interviewed on February 18<sup>th</sup>, 2022, at Safe Passage located at 2335 Robinson Street. disclosed that Anthony was to and would see Anthony approximately once a year when Anthony visited from

On December 30<sup>th</sup>, 2022, Anthony was staying at the Antlers Hotel and was given permission to stay with Anthony by DOB: 09/06/1962. trusted Anthony to watch and allow to stay with Anthony for a night.

stated he and Anthony watched TV until it was bedtime. decided to sleep on the couch inside the room, but Anthony asked to sleep in the bed with him. Anthony then asked to see penis and began to perform oral sex on Anthony and then laid down and Anthony inserted his penis into anus. stated Anthony had anal sex with him until he ejaculated. After Anthony was finished, he then masturbated with his hand.

stated he took a shower after this and went back to bed. stated Anthony woke up again in the night and began humping until he again inserted his penis into anus.

was then brought back home by Anthony, and had not seen Anthony since. was shown a driver license photo of Anthony and identified this photo as being Anthony.

completed a recorded phone call with Your Affiant present with Anthony. asked Anthony why he wanted to have sex with Anthony stated at the time he felt wanted to try sexual things with him. Anthony stated each time they did something knew he felt was ok with it. Anthony also stated, "and because I like you, I know I'm not supposed to because I am older, but I really like you".

Anthony stated he was really "flattered" that was allowing him to do anything with asked Anthony if he enjoyed his time. Anthony stated yes, "especially at the hotel". Anthony stated he was worried about criminal ramifications of this and knew he would go to jail if the police knew what happened. Anthony went on to state "I do love and care for you very much, that way and as a friend, I treated you more like as a friend at the time, umm, for the sex thing, umm stuff". stated in the moment he was ok but after he felt traumatized. Anthony stated he hadn't had sex with anyone for 10 years and he felt it was a very long time. Anthony thought it was "nice" that allowed him to have sex with him.

also asked Anthony what his sexual preferences were. Anthony stated he preferred 13 years old through 20 years old, "but there are some occasional people that are younger" but he wasn't into "little kids". Anthony also stated, "I like them teenage-ry" and explained that was on the younger preference for him. Anthony stated his hormones took over and he wasn't able to say no. Anthony again stated, he didn't want to go to jail and he did not want to be a registered sex offender.

Your Affiant would respectfully request that probable cause be found that **Anthony Lee Fruzia, DOB: 11/06/1972 SSN:** did, within the City of Colorado Springs, County of El Paso, State of Colorado, commit in violation of the Colorado Revised Statutes 1973 as amended, the offense(s) of **§8-3-405.3(2)(A), SEXUAL ASSAULT ON A CHILD BY ONE IN A POSITION OF TRUST, CLASS THREE FELONY (F3).**

Related Cases: NONE

Affiant:   
B. Martin 5973

Employed By: Colorado Springs Police Department  
Position: Detective

This affidavit was sworn and subscribed before me this day Friday, February 18, 2022.  
Magistrate / Judge: 