



**OFFICE OF THE PROSECUTING ATTORNEY  
ERIC M. HOFFMAN, PROSECUTOR  
46TH JUDICIAL CIRCUIT  
DELAWARE COUNTY, INDIANA**

3100 S. TILLOTSON AVE., SUITE 270  
MUNCIE, IN 47302-6548

TELEPHONE 765-747-7801  
FAX: 765-747-7830

**FOR IMMEDIATE RELEASE**

From: Eric M. Hoffman, Prosecuting Attorney  
prosecutor@co.delaware.in.us  
Date: July 23, 2024

**JURY CONVICTS HABITUAL OFFENDER OF  
BATTERY BY MEANS OF A DEADLY WEAPON**

*Muncie Indiana* – Today a Delaware County jury deliberated for approximately an hour before convicting Charles F. Harris (DOB 10/31/1964) of Battery by Means of a Deadly Weapon, a Level 5 Felony as a lesser included offense of Attempted Murder, a Level 1 Felony. The evidence at trial demonstrated that Harris repeatedly stabbed his victim with an ice pick. A copy of the Affidavit of Probable Cause For Arrest that was originally filed with the case is attached. The Honorable John M. Feick, Judge of the Delaware Circuit Court No. 4 set sentencing for August 21, 2024 at 9:00 AM. Pursuant to Indiana law a Level 5 Felony is punishable by 1 – 6 years in prison and up to a \$10,000 fine. After the verdict was returned, Harris admitted that under Indiana law he is an habitual offender in that he has at least two (2) prior felony convictions: Carrying a Handgun Without a License, a Class C Felony and Stalking, a Level 5 Felony. The Habitual Offender sentencing enhancement will add an additional 6 – 20 years to the total sentence.



Charles F. Harris

After the verdict was returned, Delaware County Prosecuting Attorney Eric Hoffman said “Yet another repeat offender convicted of a felony offense. We must stop the revolving door of the criminal justice system. The State will be seeking an enhanced sentence at the sentencing hearing. I am proud of Chief Deputy Prosecutor Zach Craig, Deputy Prosecutor Adrian Perez, and Prosecutor’s Investigator LeAnna Smith for their hard work and dedication in this case.”

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AFFIDAVIT OF PROBABLE CAUSE FOR ARREST WITHOUT WARRANT

COMES NOW, Jacob Wood, a police officer of the Muncie Police Department, and being first duly sworn upon oath, deposes and says that the following described person was arrested, without Warrant, upon the charge(s) and circumstances hereinafter stated, and makes this affidavit for the purpose of establishing probable cause for said arrest.

NAME OF ARRESTEE: Charles Harris

D.O.B.: 10/31/1964

ADDRESS OF ARRESTEE: 901 1/2 S. Macedonia Ave. Apt#2 Muncie, IN 47302

DATE OF ARREST: 11/24/2022 TIME OF ARREST: 1534

CHARGE 1; Attempted Murder – Level 1

CHARGE 2

The basis and reasons why this officer believes that said Arrestee committed the aforesaid offense (s) are as follows: On Thursday, 11/24/2022, I, Detective Jacob Wood, assisted in investigating a stabbing that occurred at 832 S .Madison St. on 11/24/22 at approximately 2pm. I interviewed the victim David Mitchell 11/09/64 about the incident. David advised he drove to Charles's residence at 901 1/2 S. Macedonia Ave to pick up his wife's cousin Tina Williams. David stated he could hear Charles yelling and cursing from inside who then came outside in his underwear continuing to yell at David about "rushing" Tina. David said the verbal dispute continued for about "5 seconds" until he said "fuck you" and walked to his vehicle where Tina got in and they left for his house at 823 S. Madison St.

David advised Charles pulls up at his house on Madison approximately 5 minutes later, gets out of his car and asks for Tina who then walks outside to the sidewalk where Charles is. David said Charles then grabs Tina by her arm saying "come on were leaving". David said he told Charles Tina didn't have to go anywhere with him, that he wasn't going to stand by and let him do this and then Charles became even more angry. He told me Charles had his hands in his hoodie pockets which he later discovered concealed the Philips screwdriver Charles used to stab him with. David said Charles was now in his yard and that he told Charles he needed to get off of his property or he would call the cops.

David said he remained on his porch and that Charles walked towards him, up his stairs and tackled him around his waist. David said this is when Charles took his hands out of his pocket and began

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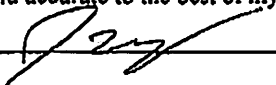
IN THE DELAWARE COUNTY COURTS  
  
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stabbing him with the Philips screwdriver on his back and side of his torso. David said since he had higher ground, he pushed forwards falling with Charles to the ground where Charles continued his stabbing him on his face and head near his left eye and temple. David told me he was able to pin Charles's arm to the ground and that his wife or someone else there grabbed the weapon from his hand and threw it aside.

David has several injuries on his body. Two stab wounds on his torso and two stab wounds on his head, all of which he said were from this screwdriver used by Charles during the attack. Charles was later located at 904 S. Wolfe St. where he was taken into custody at approximately 3:34pm and was later transported to Delaware County Jail.

I affirm under penalty of perjury that the foregoing is true and accurate to the best of my information and belief.

/s/ OFFICER: *Jacob Wood, MPD #1706*



DATE: 11/25/2022

JUDICIAL DETERMINATION

The undersigned, being a Judicial officer of Delaware County, and having reviewed the foregoing affidavit, now determines that probable cause existed for the arrest of said arrestee, and now fixes bond in the penal sum of \$ 50,000 cash or surety. No contact with David Mitchell

DATED: 11/25/2022

SIGNED: *J. R. [Signature]* M.C.

CHARGES TO BE FILED BY: 12/5/2022 lpm

AFFIDAVIT OF PROBABLE CAUSE FOR ARREST WITHOUT WARRANT

Double bond based on prior felonies \$100,000