

## COMPLAINT

Defendant(s)
1. Cato, Ryan (M 34)

Detail	Screening Charges
<b>Charge Type</b> Felony <b>ADA</b> Nicole Blumberg <b>Deponent/address</b> Police Officer Christian Balbi, Shield 5762 of the 32nd Precinct Detective Squad <b>Occurrence Date, Time</b> 3/5/2021 , 15:00:00 <b>Occurrence Location</b> At the times and places described below, NEW YORK	PL 125.25(1)            Murder in the Second Degree (1 count) PL 125.25(4)            Murder in the Second Degree (1 count) PL 260.10(1)           Endangering the Welfare of a Child (1 count)

Language	
<b>Statutory Language</b>	the defendant, with intent to cause the death of another person, caused the death of such person; the defendant, under circumstances evincing a depraved indifference to human life, and being at least eighteen years old, recklessly engaged in conduct which created a grave risk of serious physical injury and death to another person less than eleven years old, and thereby caused the death of such person; the defendant knowingly acted in a manner likely to be injurious to the physical, mental, and moral welfare of a child less than seventeen years old;
<b>Complaint Language</b>	<p>I am informed by Police Officer Sean Tyrrell of PSA 6 that on March 6, 2021, at about 2:23 PM, he responded to ___ West 131st Street, apartment ___, in response to a 911 call for an assault. I am informed by PO Tyrrell that upon arriving at the location PO Tyrrell observed a child, later identified as Ayden Wolfe (DOB 12/02/10) lying naked on the floor of the apartment and being treated by FDNY EMTs. I am further informed by PO Tyrrell that defendant identified himself as the child’s step-father, _____, as the child’s mother, and that defendant, Ms. _____, and the child are the only ones who live in that apartment.</p> <p>PO Tyrrell further informed me that the child was transported to Harlem Hospital where he was pronounced dead by emergency room pediatrician Dr. Cara</p>

Taubman on March 6, 2021, at 4:20 PM.

I am informed by Detective Christopher French of the Manhattan North Homicide Squad that he spoke to a person known to the District Attorney's Office, who on March 5, 2021, at about 3:00 PM, heard banging and thuds against the wall and a man yelling inside of \_\_\_\_ West 131st Street, apartment \_\_\_\_\_. I am further informed by Detective French that the person stated that the male voice was yelling, "DO YOU WANT ME TO BEAT YOUR ASS TOO?" The female voice was saying "STOP." The person also heard a soft voice moaning in pain. Detective French told me he was further told by the person that the yelling and banging lasted about forty minutes.

I am further informed by Detective French that the same person told him that on March 6, 2021, at about 11:45 AM the person again heard banging and thuds coming from apartment \_\_\_\_\_. and heard the same male voice yelling "YOU THOUGHT YESTERDAY WAS SOMETHING? YOU THINK THIS S████ IS A GAME?" The person told Detective French that the person again heard the faint moaning.

On the afternoon of March 6, 2021, I observed that defendant had recent swelling to his right hand.

I am informed by Dr. Sarah Thomas of the Office of Chief Medical Examiner that on March 7, 2021, she performed an autopsy on Ayden Wolfe. Dr. Thomas ruled the cause of death to be battered child syndrome. Dr. Thomas observed that the child's body was covered from head to toe with bruises and abrasions--on both arms and hands, both legs and feet, head and face, neck, and torso. Dr. Thomas also stated that the child had multiple broken ribs and a lacerated spleen, lacerated liver, lacerated kidney, and lacerated renal vein. resulting in hemorrhaging to the soft tissue. Dr. Thomas further stated that the fatal injuries appear to be recent.

The defendant is over eighteen years old.