



King County

Regional Animal Services of King County
Records and Licensing Services Division
Department of Executive Services
206-296-PETS (7387)
pets@kingcounty.gov

May 19, 2014

Janee Westberg



Transmitted via email and certified mail

Dear Ms. Westberg:

The purpose of this letter is to notify you that I am proposing your termination of employment with King County for falsification of Regional Animal Services Documents (RASKC), theft of RASKC funds, improper use of county owned equipment and dishonesty in an investigation. Specifically you over reported labor hours on at least two occasions, used King County owned property for personal use on three occasions and were admittedly dishonest during the investigation of the afore mentioned allegations. This discipline is based on the following findings of fact:

On September 26, 2013 you reported worked hours from 09:30 to 19:00. GPS showed your last call ended at 13:29 at which point you drove to your home at [REDACTED] and arrived at 18:00 and then in a Regional Animal Services vehicle, on to 34184 SE 327th Place, Ravensdale, WA 98051 which you indicated in interview on September 26, 2014 were taking care of personal business.

On January 17, 2014 you reported worked hours from 07:30 to 18:30. In your Chameleon Detailed Log and handwritten log you wrote you performed RASKC work, specifically a welfare check of Sheep on Vashon Island from 12:54 to 13:53, the GPS does not show you driving by that location at all that day. Instead, it shows your RASKC truck parked at Lisabeula Park from 12:24 to 13:53. On that same day, your Chameleon Detailed Log and handwritten log sheet shows you continued to work on Vashon Island until 17:18 at which point you drove home. GPS shows you leaving Vashon Island at 15:22 and driving home [REDACTED] arriving at 16:44. You then drove the RASKC vehicle to 34184 SE 327th Place, Ravensdale, WA where you stated in interview on September 26, 2014 were taking care of personal business.

On July 31, 2014 you drove a RASKC vehicle from 34184 SE 327th Place, Ravensdale, WA to your home at [REDACTED] at 00:11 am during non-working hours. You did not indicate in Chameleon or on any timesheet time worked during this time.

On September 26, 2014 in interview with the Senior Human Resource Analyst when asked to clarify your personal relationship with the reporting party in two cases in this investigation you stated "I'm sorry I lied." Apologizing for misrepresenting your relationship in interviews on both August 28, 2014 and September 4, 2014.

The proposed discipline is based on the King County Ethics Policy KC 3.04.020.

3.04.020 Just and equitable treatment.

A. Use of Public Property. No county employee shall request, use or permit the use of county-owned vehicles, equipment, materials or other property or the expenditure of county funds for personal convenience or profit. Use or expenditure is to be restricted to such services as are available to the public generally or for such employee in the conduct of official business. However, de minimis personal use of county-owned property by county employees may be authorized by policies of the executive, council or other elected county officials.

Your *Loudermill* meeting is scheduled for Tuesday October 21th at 3:00 pm in the Records and Licensing Services Division Conference Room located in room 411 of the King County Administration Building at 500 Fourth Avenue, Seattle, WA 98108.

Alternatively, you may submit a written response to my office by 4:30 PM on Monday, October 20, 2014. If you opt not to attend the meeting or submit a written response to me by the deadlines set forth above, a final decision will be made based on the information I currently have.

You have the right to seek assistance through the County's Employee Assistance Program (EAP). The EAP is a service to all employees and their families. Assessments, brief counseling, and referrals for personal concerns such as family issues, relationship problems, alcohol and drug problems, emotional problems affecting work life, and a wide variety of other problems are all part of the services. EAP personnel may be reached at 206-684-2103.

If you have any questions please contact me at (206) 205-6306.

Sincerely,

A handwritten signature in black ink that reads "Gene E. Mueller, DVM, MPH". The signature is written in a cursive style.

Gene E. Mueller, DVM, MPH
Manager

cc: Norm Alberg, Director, Records and Licensing Services
Bob Railton, Office of Labor Relations
Brittany Hagen Crosser, Senior Human Resource Analyst, Department of Executive Services
Michael Cronin, President, Animal Control Officers Guild
Personnel File

From: [Hagen Crosser, Brittany](#)
To: [Railton, Bob](#); [Slonecker, Susan](#); [Abernethy, Shawn](#)
Cc: [Coleman, Ian](#)
Subject: Westberg Investigation Report
Date: Tuesday, October 14, 2014 5:21:00 PM
Attachments: [Investigation Report Westberg.docx](#)

Good Afternoon All,

I think most have weighted in. I believe we are going to move forward with a Loudermill unless anyone has edits, comments or would like to meet again?

Thanks,

Brittany Hagen Crosser, PHR
Senior Human Resource Analyst
Department of Executive Services
Ph: 206-296-5172
Fax: 206-205-0715

GOLD BAR REPORTER

King County Washington, maliciously prosecuting hundreds of innocent citizens

 May 27, 2016 by [goldbarreporter](#)  3 Comments

Those of you who know me know that I value the First Amendment as the greatest gift Thomas Jefferson brought back with him from Europe – more valuable than a Bar license. Once we lose sight of the only difference between the rest of the World and America-free speech – we are no better.

From my past articles, my readers can assume that I blame the Washington State Bar Association (WSBA), because instead of regulating unethical lawyers who steal money from their clients, as evidenced by convicted frauder and attorneys Geoffrey Gibbs, Lin O'Dell (who was actually caught accepting bribes from former Snohomish County political appointee John Pennington and his convicted bank frauding wife Crystal Hill Berg Pennington – convicted of bank fraud in 2005 using an alias of Berg) Linda Eide (who destroyed evidence in my case, Allan Hall and Bob Grundstein's cases), the WSBA is nothing more than a racketeering association making criminals out of non-criminals and us reporters must do everything in our power to expose the cockroaches where they hide. Unfortunately for the taxpayers, they hid all too often inside government agencies.

About six months ago, I met a few like-minded open government supporters who have been investigating what I refer to as the “King County animal abuse scam.”

This story took me over six months of sifting through mounds of public emails before I felt comfortable enough to publish it. King County has refused comment as did Brady cop Jenee Westberg (former King County animal control officer fired for fraud).

If Washington State is ever to become a place where companies and honest people want to live, both King County Prosecutor Dan Satterberg and Snohomish County Prosecutor Mark Roe must go.



King County elected prosecutor Dan Satterberg – What *IS* he doing?

Why is Dan Satterberg prosecuting innocent people for animal abuse then failing to prosecute those having sex with animals?

Neither King County Prosecutor Dan Satterberg nor Snohomish County Prosecutor Mark Roe have prosecuted one single case of having sex with animals.



Marketing face of movie "ZOO – WE AREN'T WHO WE APPEAR TO BE"

Yes that question is basically shocking isn't it? Did anyone even know Washington State has serious problem with people having sex with animals?

It is not something new in our human society. Certainly distasteful to many, enough so, that the man who died having sex with a horse at a well-known animal sex brothel in Enumclaw in July of 2005, spurred a very quick independent legislative action to *further* the unanimous legislation Satterberg and Susan Michaels (Pasado's Safe Haven) worked so hard to get into law the year before. So the Satterberg and Michael 2005 animal cruelty law morphed into the 2006 anti- bestiality legislation real quick.

With the inception of his 2005 lobbying, Dan Satterberg and his animal rights extremist friends at Pasado's Safe Haven, Susan Michaels (and company), had just spent 11 years together, as a team, getting animal cruelty into a prosecutable class C felony under a legal term called "*criminal negligence*."

Satterberg did all this as Norm Maleng's chief of staff, (a government attorney) two years before Norm Maleng died suddenly of a heart attack while in his seventh term of office in May of 2007.

Satterberg would then assume Maleng's position of elected prosecutor through appointment by the King County Council until there could be a special election in November of 2007. He subsequently was elected to the remaining three years of Maleng's term. He then ran for the position in 2010 and won.

Dan Satterberg now, as the elected prosecutor for King County, could easily be in one of the most powerful positions in the State of Washington if not the highest position among municipal mountains in the nation. He certainly has the power to decide the fate of virtually any warm body in King County.

With a cache of some 210 attorneys protecting the ass-ets of King County and running a \$7.2 billion dollar taxpayer funded judicial system representing over 72% of the county budget; it has to be tempting to not let it all go to your head... or to your tail... depending on what one might glean from the research exposed here.

The bigger question arises then – at what point would one consider actually employing a prosecutor's special duties to protect the public from criminals – and – when does it begin to blur when protecting the criminal? This then becomes a constitutional issue. And let's not forget the question of who is the real criminal – the prosecutor or the defendant they accuse?

This is a troubling conundrum playing out all over our nation.

In King County it appears to play out with Mr. Satterberg making the claim that he played an active role in lobbying for stiffer laws to protect animals from abuse making animal cruelty for "any person *with criminal neglect* who starves and dehydrates an animal a class C felony. (He rarely mentions the "*with criminal neglect*" part in the same sentence though the law is written that way).

What is "*with criminal neglect*" anyway? It is a legal term. It is a standardized legal term – but – in Washington State it is defined by RCW 9A.08.010 with a few additional embellishments (underlined). <http://app.leg.wa.gov/rcw/default.aspx?cite=9A.08.010>:

RCW 9A.08.010(1)(d):

“CRIMINAL NEGLIGENCE. *A person is criminally negligent or acts with criminal negligence when he or she fails to be aware of a substantial risk that a wrongful act may occur and his or her failure to be aware of such substantial risk constitutes a gross deviation from the standard of care that a reasonable person would exercise in the same situation.*”

This RCW is just legal blasphemy. It is also a 1975 constitutional violation written right into the legislation of the State of Washington.

There is a legal adage, “*You don’t know what you don’t know.*” No one person can know what they don’t know. It is a fact of life. Every human on the planet is plagued by this.

It is appalling it has not been corrected by now. It is further appalling that an elected official, an attorney no-less, who is tasked with protecting the public, surely knowing the standardized legal adage above, would employ it.

But then how would prosecutors have a reason for their existence if they were not able to make criminals out of ordinary honest taxpaying citizens who don’t know what they don’t know?

While Mr. Satterberg was Chief of Staff for former seven (7)-term prosecutor Norm Maleng, on March 10, 2005, Satterberg testified to the Washington State Senate Law and Justice committee to make starvation and dehydration with criminal neglect a class C felony. Now the constitutional violation is built right into another law (once removed – definition is in another law).

Maleng died suddenly two years later and Satterberg took the throne.

According to press at the time, <http://www.seattlepi.com/local/article/Legislation-makes-animal-neglect-a-felony-1171992.php> Satterberg actively joined forces with the infamous Pasado’s Safe Haven director Susan Michaels (and her self-appointed “Snohomish County Humane Investigator” husband Mark Steinway). Pasado’s is a well-known animal rights extremist backed group located in Monroe, WA. Their team together successfully lobbied to get this legislation into law.

<http://lawfilesext.leg.wa.gov/biennium/2005-06/Pdf/Bill%20Reports/Senate/5352.SBR.pdf>

In 2005 Pasado’s had not yet been charged for misuse of donated monies fraud in 2010 by the Attorney General but they were certainly involved at the time in implementing the fraud they eventually got caught for.

This isn't the first time Susan Michaels, Pasado's and Dan Satterberg worked together. The former version of the animal cruelty law was lobbied by the two of them in 1994 making their relationship definably long-term. (*Note – Pasado's are desperately trying to re-color their tarnished history currently. But corrupt is what corrupt does – one can never overcome acts of dishonesty.*)

Here is the detail according to public records:

The record shows when Satterberg was some 28 years old (and a fresh deputy prosecutor) he lobbied as representative of the King County Prosecutor's office with (the future to-be-caught fraud artist from Pasado's) Susan Michaels at his side in 1994 on house bill 1652.

This was the bill that was labeled Pasado's Law as a result of the donkey named Pasado who was brutally beaten to death in 1992.

This is also when the "*criminal negligence*" language first got traction at Satterberg's hand. There was no outcry at the time because animal abuse cases were few under Norm Maleng (3 – 4 a year). No one noticed.

The "Satterberg" bill of 1994 was then enhanced in 2005 while Susan Michaels was misrepresenting Pasado's money purposes that they would later be charged for by the AG in 2010.

The bill was testified to by Satterberg (he had been promoted to chief of staff by then), Susan Michaels, her husband Mark Steinway (Pasado's) and other animal rights extremists who have succinct conflicts of interest to the bill. It was then neatly passed unanimously into RCW 16.52.205 and put into law in May of 2005.

In Satterberg's March 10, 2005 testimony – standing with him was:

- Dana Bridges a veterinarian known since to capitalize her services on animal abuse cases,
- Matthew Rusnak, WA Federation of Animal Control Officers a group whose existence depends on animal prosecutions,
- Glen Bui, American Canine Foundation (formerly Washington Animal Foundation) another lobbyist specifically formed to stop canine abuse.

Satterberg had really stepped it up. The 2005, legislative reports note it was all about the "*with criminal negligent starvation and dehydration*" clause while also making that a class C felony.

March 10, 2005, Satterberg and his animal rights friends at Pasado's testified in front of the Senate Law and Justice Committee that starvation and dehydration with *criminal negligence* should be in the legislation and therefore it should be made a class C felony so that "prosecutors and police can give it more attention."

The legislative record states they all argued For:

"People that, with criminal negligence, starve or suffocate an animal worthy of serious attention and, in the criminal system, the way to get attention is to elevate a crime from the misdemeanor category to the felony category. By making it a felony, the prosecutors and police can give it more attention. This bill is the next step in modernizing our animal cruelty statute. It is disheartening to see starvation and dehydration cases that aren't dealt with seriously by the authorities and these people often repeat these offenses."

*(Well so far, **NONE** of the 23 falsified animal cruelty cases were repeat offenders nor were they guilty of the allegations.)*

And so it was, with that little legal undefined clause combined with the "*criminal negligence*" definition that then King County Chief of Staff Dan Satterberg (and his animal rights extremist terrorists "buddies") enabled himself to prosecute and persecute innocent taxpaying citizens on his watch *instead* of going after animal sex brothels (an underground practice that has apparently gotten completely out of hand).

And Satterberg got in the saddle and whipped that horse within moments of Maleng's death May 24, 2007 spiking the animal cruelty prosecution numbers from 3-4 a year to 12 in 2007 – a triple/quadruple jump from each year for the six (6) years prior. It would appear that Norm Maleng's presence had kept the numbers down and Satterberg wasn't wasting any time changing it.

Hanging out with fraud artists and domestic terrorists– Shades of Animal Rights Extremists (ARE) Terrorists as defined by Homeland security – the ends justify the means.

After a 16-month investigation by the Washington State Attorney General, Rob McKenna's office in 2010, Pasado's charged with a summons for misrepresentation of their use of donated funds (fraud).

The AG's October 28, 2010 summons alleged four causes of action under numerous statutes of consumer protection.

Among them was that Pasado's "misrepresented (fraud) specific uses or purposes for donated funds from approximately September 1, 2005 through approximately December 1, 2009." They also misrepresented their disaster relief qualification and roles. This would have been around the time of Hurricane Katrina debacle. There were many complaints about how Pasado's didn't act during disasters while keeping FEMA monies.

https://www.sos.wa.gov/_assets/charities/SummonsComplaintPacket20101102.pdf

The political appointee to FEMA Region X in 2005 was disgraced/terminated former director of Snohomish County, John E. Pennington. Pennington assisted Pasado's Safe Haven with stealing taxpayer FEMA monies.

Pasado's Safe Haven ended their attempts at defense by agreeing to a Consent Decree that ordered Pasado's into mandatory audits and a \$70,000 fine for misuse of funds (fraud).

This was specifically aimed at Satterberg's animal rights lobbyist buddy, Pasado's founder and director *Susan Michaels*. Susan Michaels was barred from serving on the Pasado's board or working in executive management.

https://www.sos.wa.gov/_assets/charities/ConsentDecree2010-11-05.pdf

The Herald April 11, 2011:

<http://www.heraldnet.com/article/20110411/BLOG48/704119864>

The Herald Oct. 29, 2010:

<http://www.heraldnet.com/article/20101029/NEWS01/710309957>

One thing is certain; a leopard doesn't change its spots. Susan Michaels, a former KING TV reporter, was apparently in the throes of Pasado's misrepresentations to the public consumer while at the same time lobbying right next to Dan Satterberg to "enhance" the law she and he would directly benefit from.

It appears with Pasado's the *end justifies the means* consistently even now. Laws are for everyone else not them and it appears that Satterberg is making sure his old lobbying buddies are never charged for their crimes against humanity. He is, after all, in the position to make that so.

Pasado minions continually thumb their nose at the law as if they know they will never be prosecuted for their actions. And it looks like they have good reason to be arrogant and free in their lawlessness.

Once in Pasado's crosshairs there is little that can be done to disentangle oneself of any ARE campaign be it over-the-top misrepresentations of animal abuse on innocent people, shouting profanities at their prey, using money donated to help disaster victims diverted to build a resident mansion on their property or their self-appointed animal cruelty investigator Kim Koon openly admitting breaking and entering to videotape Chihuahuas and calling that "evidence."

Breaking and entering is Class B felony (worse than a Class C felony). Pasado's Kim Koon openly did this in the King County prosecution in order to stimulate a seizure of appx. 100 Chihuahuas and other breeds- \$2,500/a dog – from the well-known AKC breeders and judges James and Margie Hamilton.

That's a cash value of about a quarter million that King County doesn't seem to have any accounting for except for an email where King County Deputy Prosecutor Gretchen Holmgren was trying to give \$15,000 to another "nonprofit" for "helping" them distribute the dogs after the seizure.

Apparently the recipient failed to mention to Holmgren she wasn't on the board anymore while two members of the board told Holmgren they would be content with \$10,000. (Margie Hamilton was ordered to pay \$35,000 in restitution later reduced to \$22,000. King County has been unable to produce any records of this payment).

In the Hamilton case, one of the Regional Animal Services of King County Animal Control Officers, Shelby Russell took one of the poor, abused, starved, "emaciated" Hamilton Chihuahuas to a four-day dog show the day after the seizure. No one talks about that.

James Hamilton died three weeks into their arraignment but King County didn't have anything to do with that or so the court documents claim.

Surprise! That wasn't the end of it... oops.

But just after the end of that 2005 legislative session and Satterberg had just put the animal cruelty legislation all nicely put to bed, the Enumclaw man Kenneth Pinyan managed to get killed having sex with a horse. This exposed an animal sex brothel trade and a practice that had largely – successfully – been kept underground away from us regular folk.

Apparently it is big money business. Primarily it is mini horses. Some are just regular mini horses. Some are very high end Arabian-like mini horses bred for sale for those boutique-types in an affluent demographic. Some prefer goats, sheep and pit bulls.

The demographic is primarily the affluent who can afford it as the experience demands 5 figures; ownership and/or pimping (quite like drug use). All of which, the last time I checked, are criminal acts.

Neither Satterberg nor Michaels brought animal prostitution up during their lobbying and thus no one had considered it a problem in the earlier “Satterberg” legislation in 2005.

Pinyan’s death was certainly an event that exposed a compelling argument for animal cruelty. Gosh, not only do we have the child sex trade, we now have the animal sex trade – all are prostitution and predatory on those who have no voice.

In the *next* legislative session in 2006, Senator Pam Roach came in like a winter storm alert with SB 6417 and added “anti-bestiality” legislation to RCW 16.52.205 banning bestiality in Washington State. Roach’s bill was voted through unanimously then added to RCW 16.52.205 in June of 2006.

The bill passed unanimously. There does not appear to be any record of anyone testifying on this second round involving bestiality.

Satterberg didn’t show up. His buddy Susan Michaels didn’t show up. Her husband Mark Steinway did not show up but then they are divorced now. Not even the self-anointed Pasado animal cruelty “investigator” Kim Koon showed up. Aren’t they all about saving all those animals from cruelty? Not rape?

With Pam Roach’s unintentional help, the former “Satterberg” legislation then became the “anti-bestiality” law that Senator Pam Roach introduced in 2006.

One thing is certain. Satterberg couldn’t have missed the bestiality legislation.

So the bigger question is –

Why is Satterberg promoting and prosecuting innocent people with an unconstitutional law and NOT prosecuting those in the animal sex prostitution business?

Well the answer to that must be that they all draw the line when calling *THAT* kind of “*loving*” – “animal cruelty.”

Satterberg doesn’t change his spots either. What the records show –

Just as Satterberg used the Susan Michaels of Pasado’s entourage, he continues this behavior to use Pasado’s minions in his phony prosecutions for animal cruelty against innocent people.

Consistently employed by King County – without any apparent procurement required (procedures put in law to keep just this very thing from happening), are service providers without any required RFQ (requests for qualifications) calls. They are Pasado's minions while engaged in many conflicts of interest.

At the head of list – has been veterinarian Hannah Mueller Evergreen and Jenny Edwards of Hope for Horses (HFH – now replaced by Jamie Taft/Bonnie Hammond of Save a Forgotten Equine).

Satterberg then brings up the rear (forgive the pun) with, it appears, any Brady cop he can find as witness to the fabricated crime. (Brady cops are officers who cannot be trusted to tell the truth under oath).

Satterberg's office consistently fails to disclose to the innocent people he is prosecuting, that these witnesses have a criminal history and no credibility as required by law (and special duties of a prosecutor) to guarantee the constitutional rights of the defendant.

How the Pinyan death affected the legislators

When Kenneth Pinyan died in July of 2005 having sex with a horse at a well-known animal sex brothel in Enumclaw, it was two months after Satterberg and Pasado's got SB 5253 neatly put in place. The shocking event served as a stark realization to legislators that animal sex abuse problems needed to be addressed more explicitly. There was no stopping this damage.

Then curiously came the movie about Pinyan. One wouldn't really know it without watching it but it was an advocacy argument for sex with animals from the "handler's" (the male *madam*) point of view. It is likened to being in the closet like homosexuality was in the 1950's. It feels like a marketed "justification" that having sex with animals *really isn't so bad*.

In fact, the film producers magically managed to have the actual – (the very same) "handler" (pimp) who was running the Enumclaw animal sex brothel where Pinyan died – to help narrate the documentary about mid production. (I guess he couldn't be prosecuted for animal cruelty – or so they said – or maybe the King County Prosecutor's Office just didn't *want* to prosecute him and draw anymore attention to Satterberg's overt protection of the animal sex prostitution trade. After all Satterberg hadn't shown any interest it).

In the movie, sex with animals was depicted as just an expression of "loving" an animal the same way as one would "love" their human lovers. *AND* that the animals liked it. They were *born* to like it.

The movie was professionally produced and went to Sundance where it won some unknown awards in the face of nearly 100% abject recoil by the press. A personal favorite was Danny Westneat's "*The spawn of horse sex*" article.

Through the production of the documentary "ZOO" Pam Roach was clearly given credit for the entire legislation. Nothing was mentioned about the starvation and dehydration with *criminal negligence* that Dan Satterberg led the charge on over the previous 13 years.

Whether intentional or not, this film served as a passive marketing device that cloaked Satterberg's involvement with the animal cruelty with "*criminal negligence*" and spotlighted Pam Roach with the animal cruelty/bestiality legislation. It appears to be an attempt to quell the public's natural recoil. He could then control the message any way he pleased later – and he does.

And curiously, Satterberg's favorite animal cruelty witnesses, veterinarian Hannah Mueller Evergreen and Jenny Edwards from Hope for Horses were both featured in this film. They must have thought they both would gain more business for it – except the public didn't really see it that way.

The film also minimized the idea that the gathering of men who were involved in this were "*johns*" and depicted the groups as just a bunch of guys getting together like for a sports event. This is far from the case. This is a business model and a version of the prostitution trade using animals. It is that simple.

It is doubtful if Satterberg would want the world to know that his prosecutions all employ animal rights extremist terrorists (and/or other associated individuals to them) who were involved in a documentary that advocated having sex with animals. (Mainly Hannah Mueller Evergreen and Jenny Edwards of Hope for Horses – (who was later replaced by Jamie Taft/Bonnie Hammond of Save a Forgotten Equine)).

And although Satterberg mentions his involvement with lobbying for stricter animal abuse laws occasionally, he keeps his *zero record* on prosecuting bestiality invisible and even this message under the radar while the *animal abuse* talking point is the fourth prong of his campaign goals.

One has to really look for it – study the legislative notes – to find his true involvement with the animal rights extremist group, Pasado's (who were committing fraud at the time, even then, with their claims to aid animal victims of the disasters like Hurricane Katrina).

How did the film happen?

When in 2007 Charles Mudede https://en.wikipedia.org/wiki/Charles_Mudede an associate editor of the weekly “The Stranger” suddenly came up with the idea to produce an animal sex advocacy film based on Pinyan’s death having sex with a horse at the animal sex brothel, the timing was surely serendipitous.

Given the messages within the film to soften the view of sex with animals to the public to “loving” the animal, the movie served to make Pam Roach the poster child of the bestiality animal cruelty legislation thus concealing Satterberg’s involvement in the base animal cruelty unconstitutional legislation he drove previously.

They called the movie “ZOO” and coined another name for bestiality – “zoophile.” Then they took the film to Sundance – which anyone can do with \$150 entry fee.

Much of the abject recoil in the press reviews was suppressed. It actually won some awards though not well received by the public. Let’s just say it wasn’t a best seller except to a very specialized demographic. [https://en.wikipedia.org/wiki/Zoo_\(film\)](https://en.wikipedia.org/wiki/Zoo_(film))

The movie documented that the 2005 death and the subsequent 2006 bestiality legislation was fueled with daily commentaries by pundits Bill O’Reily and Rush Limbaugh fueling a media circus until it was passed unanimously in both the senate and the house. No one dared to vote against it and no one did. [And it would pay to remember that O’Reily and Limbaugh don’t do anything like that for free.]

Satterberg has consistently used his lobbying on animal cruelty legislation as a campaign platform but his position on bestiality message is under the radar and remains blurred.

He also consistently leaves out, or rather “distances,” his well documented long-term relationship with the defrocked Susan Michaels former director of Pasado’s Safe Haven while clearly they have been a team since at least 1994 – 22 years.

Susan Michaels was the founder and director of the “rescue” Pasado’s Safe Haven that would be charged in 2010 by the Attorney General’s office for fraud and misuse of donated funds. No amount of recapitulation of that event located on Pasado’s website is going to change the fact that as a nonprofit, they fraudulently misdirected funds for their personal use.

Our “watershed moment” came when we got phone records that showed Snohomish County Emergency Director John Pennington (now terminated) pedophile who is responsible for 43 people dying in the Oso mudslide due to his spectacular incompetence – that moment exposed that Pennington, Jenny Edwards (Hope for Horses) and Charles Mudede (Editor for the Stranger) had each other on speed dial. At least in August of 2015 they did and THAT is an interesting connection to Snohomish County and their band of unlawful prosecutions and illegal horse rustling following in Satterberg’s footsteps.

This all suggests that the film about Pinyan’s demise (as being an accidental unplanned event) was to serve as damage control for so as to not get people in the public too upset that there is a thriving market of animal sex brothels going on right under their noses – some within a 1,000 feet of some of their children’s schools.

More of Satterberg’s concealed position on bestiality:

In his political “issues” <https://dansatterberg.com/issues/animal-abuse> curiously Satterberg goes on to state:

“I took a leadership role in successfully lobbying the State Legislature to pass laws making animal cruelty a felony, punishable by up to five years in prison. In 2005 I also support legislation that made it a crime to dehydrate or starve an animal to death.”

That is only part of what he did. He fails to mention the part about “*with criminal negligence,*” (nor his lack of prosecuting animal sex prostitution).

The actual language of the RCW states:

RCW 16.52.205 – [http://apps.leg.wa.gov/rcw/default.aspx?cite=16.52.205\(2\)](http://apps.leg.wa.gov/rcw/default.aspx?cite=16.52.205(2))

“(2) A person is guilty of animal cruelty in the first degree when, except as authorized by law, he or she, with criminal negligence, starves, dehydrates, or suffocates an animal and as a result causes: (a) Substantial and unjustifiable physical pain that extends for a period sufficient to cause considerable suffering; or (b) death.”

RCW 9A.08.010(1)(d)

“Criminal Negligence” (from above) <http://app.leg.wa.gov/rcw/default.aspx?cite=9A.08.010>

“(d) CRIMINAL NEGLIGENCE. A person is criminally negligent or acts with criminal negligence when he or she fails to be aware of a substantial risk that a wrongful act may occur and his or her failure to be aware of such substantial risk constitutes a gross deviation from the standard of care that a reasonable person would exercise in the same situation.”

Apparently Satterberg should have added to that claim, “I intend to persecute innocent good honest taxpaying citizens with no criminal record INSTEAD of pursuing the prosecutions of the people running the prostitutions involving animal sex brothels in the area.”

The numbers tell the tale, there is only one prosecution for animal sex in the entire state (that we could find) and it failed. And it wasn't Satterberg's case. He has zero.

What is that saying? It would certainly appear he is protecting the animal sex trade.

What has happened since?

According to this 2005 article Satterberg's watershed moment came with a Bellevue case through the crime scene photos. <http://www.seattlepi.com/local/article/Legislation-makes-animal-neglect-a-felony-1171992.php> But obviously it was much-much earlier.

“Satterberg said King County prosecutors try about 10 animal-cruelty cases a year.”

[Court records reveal that at that time, the King County Prosecutor's office was consistently trying 3 – 4 cases a year.]

Satterberg also states that “Neglect cases are not expected to add an unmanageable burden.”

In hindsight, since Satterberg took the reins to replace Norm Maleng after Maleng's untimely and sudden death May 4, 2007, the King County Prosecutor's Office has accumulated well over 130 cases between 2007 and 2013.

That is triple/quadruple what Maleng prosecuted and an astronomical spike in prosecutions for animal cruelty.

Of those cases reviewed, it appears at least 23 cases were fraudulently prosecuted against completely innocent people with no criminal history using fabricated evidence. [They were all, property owners.]

In addition, those cases were rife (nearly exclusively) with corrupted State experts from Satterberg's lobbying efforts, and the law enforcement who testify are undisclosed criminals themselves. (Brady officers, someone who can't be trusted to tell the truth under oath).

Hannah Mueller and Jenny Edwards led that charge.

Satterberg has one of his chiefs, Dan Clark in charge of the “Brady Committee” where – apparently – Mr. Clark suppresses criminal employees from getting on the Brady list along with the assistance of his former personal assistant Ann Westberg, mother to the infamous Brady Officer, RASKC Animal Control Officer Jenee Westberg the career criminal herself.



Westberg photo from public records passed out in the back of a police car during her 19-count drug arrest.

What is Satterberg's motivation here? Empire building? Having an excuse to employ more people? Justify his existence? Cover up incompetence of what it would take to go after the epidemic of real criminals who are sexually abusing animals? Drugs? Money? Protecting the practice of bestiality in WA State? More money?

One thing it isn't – is advocacy for animal well-being.

We may never know the whole answer to that question but facts are facts. The numbers don't lie. Just these 23 cases alone have cost King County many millions of tax dollars, it has cost those wrongly accused their reputations, their livelihoods, in some cases, their lives. And these cases only serve as a diversionary cloak from the real thriving criminal money-making problem – having sex with animals instead of people.

In contrast to those non-criminals Satterberg has chosen to prosecute, State witnesses employed in these cases are individuals with criminal backgrounds, corrupted veterinarians and “rescues” who are gouging, embezzling and committing perjuries en masse and undisclosed “Brady Officers (those who cannot be trusted to tell the truth under oath).” They are providing falsified evidence and perjury for the appearance of an easy win through cheating. The “fix is in” or so they say.

Only those vulnerable with NO criminal record who own property are chosen for prosecution.

Egregiously altered transcripts appear when a defendant has the audacity to seek justice in a higher court. A leopard doesn't change his spots... er... rather a snake doesn't stop slithering.

This campaign is an animal rights extremist's dream and keeps all the animal sex violations out of view through obfuscation.

There are definitively 23 innocent people in King County that Satterberg has wrongfully made criminals of who were law abiding, taxpaying citizens before him with no criminal history. These are people who believed in the justice of the judicial system who do no longer.

Many people have reached out to Satterberg begging him to correct and vacate these cases. This would include the wrongfully accused, their lawyers and other elected officials. He is certainly aware of it yet he has refused to do anything. It would appear he has painted himself into the proverbial corner when he could have done the right thing years ago.

But if he is protecting a massive deviate sex prostitution organization with lots of revenue, why would he care? He has the power to prosecute whoever he wants.

This is what Dan Satterberg is REALLY doing besides:

1. funding his friends at Pasados,
2. protecting Hannah Mueller Evergreen (whose credentials at the Dept. of Health Licensing leaves me to believe she should be investigated for fraud),
3. protecting Jenny Edwards (whose self-dealing with King County Animal Control leaves me to believe she's running quite the little racket getting people charged with animal abuse and them collecting taxpayers money from government agencies to care for the animal bilking for hundreds of thousands),
4. protecting Ms. Michaels at Pasado's using taxpayer's monies through the animal abuse scam to grab headlines news a hell of a lot of public and private donations between her and Save a Forgotten Equine's Jamie Taft and Bonnie Hammond.

Snohomish County Prosecutor Mark Roe is playing the same animal abuse scam. More on those two cockroaches soon.



Snohomish County's terminated political appointee, John E. Pennington, claims to have a log book of high ranking political officials, including judges, lawyers, and politicians writing down their "feelings" inside a log book after having sex with animals at Echo Lake. For now, I'm going to hold off publishing their names but Pennington's little extortion scheme is coming to end. And if anyone is wondering, there are copies.

Share this:

FILED

KING COUNTY, WASHINGTON

MAY 09 2013

SUPERIOR COURT CLERK
BY ELIZABETH WILLOUGHBY
DEPUTY

MAY -8 AM 11:49
COURT

COPY TO COURT OF APPEALS MAY 10 2013

SUPERIOR COURT OF WASHINGTON
FOR KING COUNTY

STATE OF WASHINGTON,
Plaintiff,

Case No.: 12-1-00543-1 KNT

vs.

COA No. 69968-7
ORDER AUTHORIZING APPEAL IN
FORMA PAUPERIS APPOINTMENT OF
COUNSEL AND PREPARATION OF
RECORD

JASON EDWARD MARKLEY,
Defendant.

CLERKS ACTION REQUIRED

THIS MATTER having come on before the undersigned judge of the above-entitled court upon motion of defendant, and the court having considered the affidavit in support of the motion, and being fully advised, now, there fore, the court HERBY FINDS AS FACT:

1. That the defendant is unable by reason of poverty to pay for any of the expenses of appellate review.
 2. That the defendant cannot contribute anything toward the costs of appellate review.
- In accordance with these findings IT IS HEREBY ORDERED:

1. That the filing fee is waived
2. That the statement of facts shall be prepared at public expense and shall contain the verbatim report of the following proceedings, and any others deemed necessary by appellate counsel, all of which are necessary for review of assignments of error:

(x) Pre-Trial Hearing(s)

Date(s): 10/24/12
Judge: Mary Roberts
Date(s): 12/05/12

ORDER AUTHORIZING INDIGENT APPEAL
COA NO. 69968-7 - 1



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Judge: Cheryl Carey
Date(s): 12/05/2012 – 12/13/2012

- Trial
- Including voir dire
- Including opening statements
- Hearing on Post trial
- Sentencing Hearing

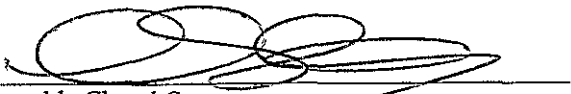
Date(s): 01/08/2013
Judge: Cheryl Carey
Date(s):
Judge:

Probation Revocation Hearing

Other: Any other costs deemed necessary for defense.
Such as:
Depositions, experts,
Subpoenas and any other
Relevant information to the
Trial and Appeal.

1. That a copy of the above record shall be provided to defendant's counsel and the prosecuting attorney for their joint use pursuant to RAP 9.5(e).
2. That the preparation of the Clerk's papers shall be at public expense.
3. That the costs of reproduction of appellant's briefs shall be at public expense.
4. That trial counsel is granted request to withdraw as counsel is granted and new counsel is appointed to represent defendant on appeal and should be determined by the Clerk of the Court of Appeals, in accordance with the contracts issued by the Office for the Administrator of the Courts.
5. That counsel on appeal or their representative is authorized to remove the clerk's file from the clerk's office for 72 hours during business days for the purpose of reproducing the clerk's papers and designating the record on appeal.

DONE IN OPEN COURT this 8th day of May, 2013.



Honorable Cheryl Carey
King County Superior Court Judge

Please send all correspondence to p.o. box 8892 kent wa 98042

HON. CHERYL B. CAREY

FILED

KING COUNTY, WASHINGTON

APR 22 2013

COPY

APR 22 2013
SUPERIOR COURT CLERK
BY STEPHANIE WALTON
DEPUTY

COPY TO COURT OF APPEALS

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff

v

Jason Edward Markley,

Defendant.

NO. 12-1-00543-1 KNT
Court of Appeals NO. 69968-7

ORDER FORWARDING DEFENDANT'S
MOTION TO THE COURT OF APPEALS

Clerk's Action Required

The above-entitled Court received a document entitled Motion for Order of Indigency – Criminal Appeal at Public Expense and Appointing an Attorney on April 15, 2013. Mr. Markley's trial attorney has withdrawn, therefore we are forwarding the document to the Court of Appeals. This court hereby,

ORDERS that this document shall be forwarded to the Court of Appeals.

DATED this 19th day of April, 2013.



JUDGE CHERYL B. CAREY

ORDER TRANSFERRING DEFENDANT'S
MOTION TO THE COURT OF APPEALS

JUDGE CHERYL B. CAREY
NORM MALENG REGIONAL JUSTICE CENTER
401 FOURTH AVENUE
KENT, WA 98032
(206) 296-9120



1 Copy of order mailed on this date to:

2 Jason Edward Markley
3 29341 140th Ave SE
4 Auburn, WA 98092
5 *Defendant Pro Se*

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ORDER TRANSFERRING DEFENDANT'S
MOTION TO THE COURT OF APPEALS

JUDGE CHERYL S. CAREY
NORM MALENG REGIONAL JUSTICE CENTER
401 FOURTH AVENUE
KENT, WA 98032
(206) 296-9120

051750

PHOTOCOPY

Judge Carey

2013 APR 15 PM 1:58

13 APR 15 PM 2:01

KING COUNTY
SUPERIOR COURT CLERK,
KENT, WA

SC. C. DT

**SUPERIOR COURT OF WASHINGTON
FOR KING COUNTY**

STATE OF WASHINGTON,
Plaintiff,

Case No.: 12-1-00543-1 KNT

vs.

COA No. 69968-7

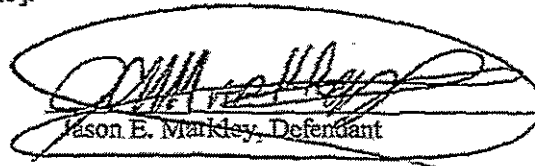
JASON EDWARD MARKLEY,
Defendant.

Motion For Order Of Indigency - Criminal
Appeal At Public Expense And Appointing An
Attorney

Jason Edward Markley, defendant, filed a timely notice of appeal in the above referenced criminal case, and moved the court for an Order of Indigency authorizing the expenditure of public funds to prosecute the appeal wholly at public expense.

The following certificate is made in support of this motion.

Dated this [15th] of [April], [2013].


Jason E. Markley, Defendant

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CERTIFICATE

I, Jason Edward Markley, certify as follows:

1. That I am the defendant and I wish to appeal the judgment that was entered in the above-entitled cause.
2. That I own:
 - () a. No real property.
 - (x) b. Real property valued at \$213,000 with an outstanding mortgage of \$229,000.
3. (x) a. No personal property of value other than my personal effects.
() b. Personal property (automobile, money, inmate accounts, motors, tools, etc.) valued at \$ _____
4. That I have the following income:
 - (x) a. No income from any source.
 - () b. Income from employment, disability payments, SSI, insurance annuities, stocks, bonds, interests, etc., in the amount of \$ _____ on an average monthly basis. I received \$ _____ after taxes over the past year.
5. That I have:
 - (x) a. Undischarged debts in the amount of \$ 30,000.00.
 - () b. No debts.
6. That I am without other means to prosecute said appeal and desire that public funds be expended for that purpose.
7. That I can contribute the following amount toward the expense of review: \$00.00.
8. I ask the court to provide the following at public expense: all filing fees, attorney fees, preparation, reproduction and distribution of briefs, transcripts, preparation of verbatim report of proceedings, preparation of the Clerk's papers.
9. I certify that I will report any change in my financial status to the court.
10. I certify that review is being sought in good faith. I designate the following parts of the record which are necessary for review.
11. That the statement of facts shall be prepared at public expense and shall contain a verbatim report of the following proceedings, all of which are necessary for review of assignments of error. I designate the following parts of the record which are necessary for review:

(x) Pre-trial hearings	Date(s): October 24, 2012
	Judge: Honorable Mary Roberts
	Court Reporter(s) _____
	Date(s): December 5, 2012
	Judge(s): Honorable Cheryl Carey

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Court Reporter(s) _____

(x) Trial Date(s): December 5-13, 2012

Judge(s) Honorable Cheryl Carey

Court Reporter(s) _____

() Post-trial hearings Date(s): _____

Judge(s): _____

Court Reporter(s) _____

(x) Sentencing hearing(s) Date(s): January 8th, 2013

Judge(s) Honorable Cheryl Carey

Court reporter(s) _____

() Probation

revocation hearings Date(s): _____

Judge(s) _____

Court Reporter(s) _____

(x) Other Any other costs deemed necessary for defense. Such as: Depositions, Subpoenas, experts, and any other information relevant to the Trial and the Appeal.

IT IS FUTHER ORDERED that the trial counsel is allowed to withdraw as counsel effective upon the appointment of new counsel by the Office of Public Defense (OPD) and /or by the Clerk of Division I, Court of Appeals. Payment for expense of this appointment is authorized under contract with the Office of the Administrator for the Courts.

I, Jason Edward Markley, certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

15 APR 2013

 KENT, WA

Date Signature of Defendant: Jason Edward Markley

RCW 9A.08.010**General requirements of culpability.**

(1) Kinds of Culpability Defined.

(a) INTENT. A person acts with intent or intentionally when he or she acts with the objective or purpose to accomplish a result which constitutes a crime.

(b) KNOWLEDGE. A person knows or acts knowingly or with knowledge when:

(i) he or she is aware of a fact, facts, or circumstances or result described by a statute defining an offense; or

(ii) he or she has information which would lead a reasonable person in the same situation to believe that facts exist which facts are described by a statute defining an offense.

(c) RECKLESSNESS. A person is reckless or acts recklessly when he or she knows of and disregards a substantial risk that a wrongful act may occur and his or her disregard of such substantial risk is a gross deviation from conduct that a reasonable person would exercise in the same situation.

(d) CRIMINAL NEGLIGENCE. A person is criminally negligent or acts with criminal negligence when he or she fails to be aware of a substantial risk that a wrongful act may occur and his or her failure to be aware of such substantial risk constitutes a gross deviation from the standard of care that a reasonable person would exercise in the same situation.

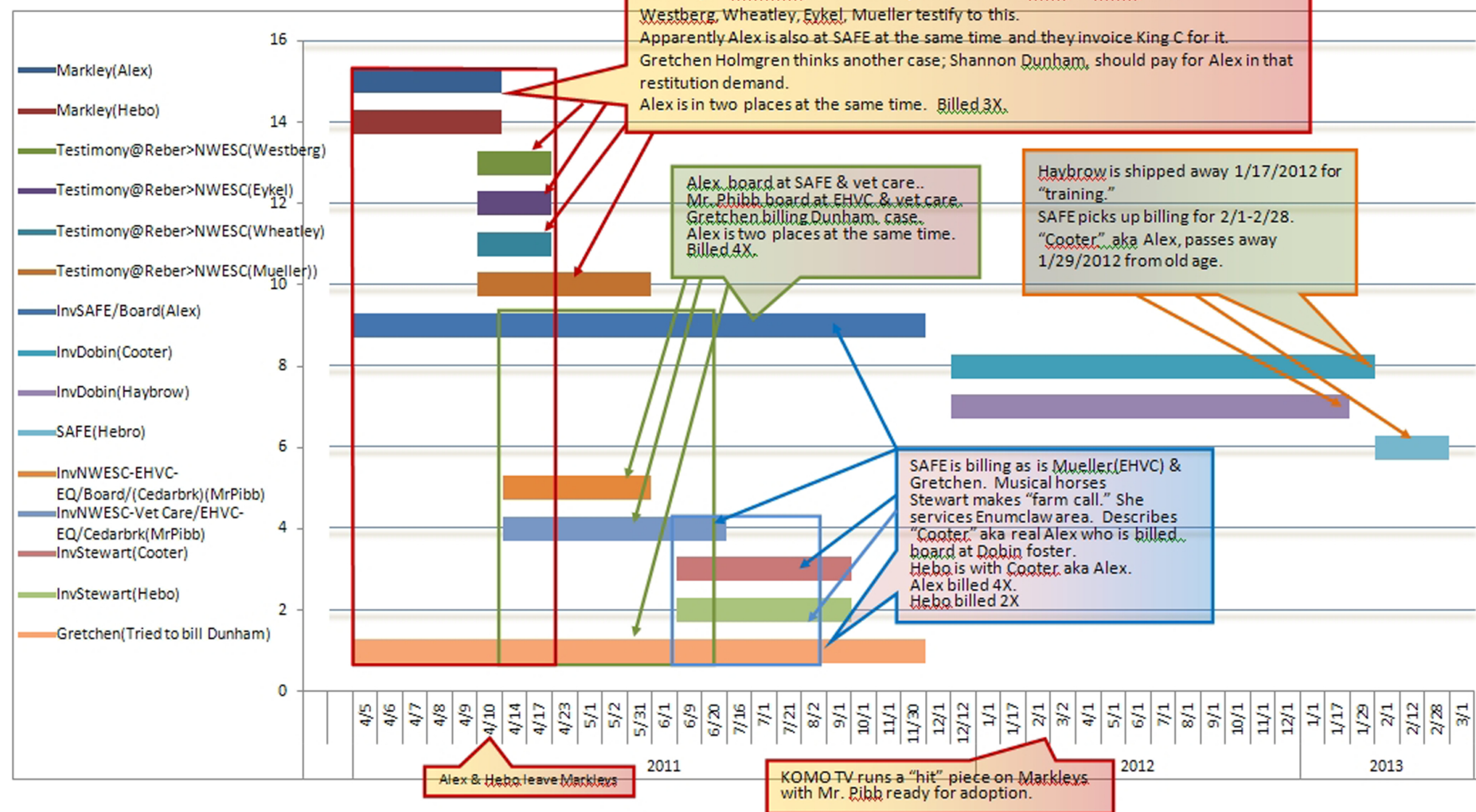
(2) Substitutes for Criminal Negligence, Recklessness, and Knowledge. When a statute provides that criminal negligence suffices to establish an element of an offense, such element also is established if a person acts intentionally, knowingly, or recklessly. When recklessness suffices to establish an element, such element also is established if a person acts intentionally or knowingly. When acting knowingly suffices to establish an element, such element also is established if a person acts intentionally.

(3) Culpability as Determinant of Grade of Offense. When the grade or degree of an offense depends on whether the offense is committed intentionally, knowingly, recklessly, or with criminal negligence, its grade or degree shall be the lowest for which the determinative kind of culpability is established with respect to any material element of the offense.

(4) Requirement of Wilfulness Satisfied by Acting Knowingly. A requirement that an offense be committed wilfully is satisfied if a person acts knowingly with respect to the material elements of the offense, unless a purpose to impose further requirements plainly appears.

[2009 c 549 § 1002; 1975 1st ex.s. c 260 § 9A.08.010.]

THE INCREDIBLE MAGICAL HORSES



INVOICE

Case Numbers 11-2216 and 11-3033

RASKC
21616 64th Ave S.
Kent, WA 98032

Description of Care:

- Periodic worming and hoof trims
- Morning and evening feeding
 - ✓ Orchard grass and alfalfa hay, beet pellets (soaked), grain and supplements
- Daytime pasturing, blanketed; provided shelter
- Routine grooming and insect control
- Annual vaccinations including WNV
- Frequent treats

CASE NO. 11-2216:

*Billing Period: February 12- December 11 at \$450/month = \$4500

Less \$250 for decreased food needs during summer pasturing = \$4,250

CASE NO. 11-3033:

*Billing Period: February 12- December 11 at \$450/month = \$4500

Less \$250 for decreased food needs during summer pasturing = \$4,250

~~Balance: \$8,500~~

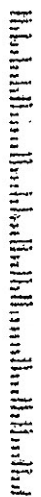
~~TOTAL BALANCE: \$8,500~~

Payable to: Ben Dobin ~~\$4,250~~
Gera Dobin ~~\$4,250~~ #8,500
16103 SE 352nd Street
Auburn, WA 98092
Tel. No. (253) 939-5819

Dobin
16103 SE 352nd ST.
Auburn, WA 98092

RASKE
21616 64th Ave S.
Kent, WA 98032

98032130418



POSTNET
POSTAL SERVICE



USA FIRST CLASS FOREVER

INVOICE
Case Numbers 11-2216 and 11-3033

RASKC
21616 64th Ave S.
Kent, WA 98032

Description of Care:

- Morning and Evening Feedings:
 - Orchard Grass Hay, Grain and Alfalfa Pellets (soaked)
- Daytime Pasture Let-out and Placed Under Shelter at Night
- Routine Grooming, Worming and Insect Control
- Frequent Treats

CASE NO. 11-2216 Haybro left to be trained on January 17

Billing Period: December 12 – January 17
37 days x \$15/day = \$555.00

CASE NO. 11-3033 Cooter passed away the morning of January 29th

Billing Period: December 12 – January 29
49 days x \$15/day = \$735.00

Balance: \$1,290

Past Due: \$8,500

TOTAL BALANCE: \$9,790

Payable to: Ben and/or Gera Dobin
16103 SE 352nd Street
Auburn, WA 98092

Tel. No. (253) 939-5819

PR1146830
PO
REC
Debbi 6.3955

RECEIVED

FEB 11 2013

KING COUNTY ANIMAL CONTROL

INVOICE

Case Numbers 11-2216 and 11-3033

RASKC
21616 64th Ave S.
Kent, WA 98032

Description of Care:

- Periodic worming and hoof trims
- Morning and evening feeding
 - ✓ Orchard grass and alfalfa hay, beet pellets (soaked), grain and supplements
- Daytime pasturing, blanketed, provided shelter
- Routine grooming and insect control
- Annual vaccinations including WNV
- Frequent treats

CASE NO. 11-2216:

*Billing Period: February 12- December 11 at \$450/month = \$4500

Less \$250 for decreased food needs during summer pasturing = \$4,250

CASE NO. 11-3033:

*Billing Period: February 12- December 11 at \$450/month = \$4500

Less \$250 for decreased food needs during summer pasturing = \$4,250

Balance: \$8,500

TOTAL BALANCE: \$8,500.00

Payable to: Ben Dobin \$4,250
Gera Dobin \$4,250
16103 SE 352nd Street
Auburn, WA 98092
Tel. No. (253) 939-5819

PR 1146830
PO
REC

Rebbi 6-3955

RECEIVED

DEC 24 2012

KING COUNTY ANIMAL CONTROL

Thomas case
11-2216

Unknown owner case
11-3033

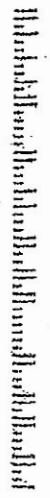
Dobin Residence
1603 SE 352nd St
Auburn, WA 98092

RASKC
21616 64th Ave S
Kent, WA 98032

SEATTLE WA 98101
08 FEB 2013 PM 3 L



95032130115





Finance and Business Operations Division
 Procurement and Contracts Services Section
 Department of Executive Services

CNK-ES-0340 206-263-9400 Ph
 3rd Floor 206-296-7676 Fax
 401 5th Avenue TTY Relay: 771
 SEATTLE, WA 98104 www.kingcounty.gov

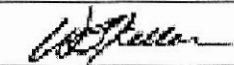
CONTRACTOR:
 SAVE A FORGOTTEN EQUINE
 12236 OLD FRONTIER RD NW

SILVERDALE, WA 98383
 United States
 Fax: ()

BILL TO:
 KC DES FBOD ACCOUNTS PAYABLES
 401 5TH AVE, CNK-ES-0320
 SEATTLE, WA 98104

SHIP TO:
 SEE NOTE - NON TAX
 SEE NOTE FOR SHIP TO INSTRUCTION

Purchase Order		
PURCHASE ORDER NO. 5549872	REVISION 0	PAGE 1 of 2
THIS PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, PACKING LISTS, CARTONS AND CORRESPONDENCES RELATED TO THIS ORDER		
CREATION DATE 28-FEB-2013	BUYER LINDA MCKINLY	
DATE OF REVISION	BUYER	

CONTRACTOR#	PAYMENT TERMS	FREIGHT TERMS	FOB	SHIP VIA	CONFIRM TO			
8024	NET30DAYS	Paid	DESTINATION, FREIGHT PAID	Best Way	Telephone: ()			
LN	PARTNUMBER/DESCRIPTION	DELIVERY DATE	QTY	UOM	T	TAX	UNITPRICE	EXTENDED
1	Field - Invoice RASKC02-01, Case A12-001438, Hebro A059175, boarding and training from 2/1/13 to 2/28/13, received on 2-1-13 The PO line reference to the agreement: 5413129 <u>SUPPLIER ITEM#</u> <u>NOTE TO SUPPLIER:</u> <u>DELIVER TO:</u> Debbi Linebarger debbi.linebarger@kingcounty.gov	DELIVER BY: 27-FEB-2013 <u>SHIP TO:</u> SHIP To Address at top of page	1	Lot	N		750	750.00
							SUB TOTAL	750.00
							TAX	0.00
							TOTAL	750.00
SEE REVERSE SIDE FOR ADDITIONAL TERMS AND CONDITIONS. THIS ORDER IS SUBJECT TO ALL TERMS AND CONDITIONS ON THE FRONT AND BACK HEREOF.						 Authorized Signature		



Carousel Mobile Veterinary Services

Heather Stewart, VMD

PO Box 363

Black Diamond, WA 98010

(253) 217-3210 • (253) 217-8014

FAX: (360) 886-2632

info@carouselvets.com • www.carouselvets.com

Patient History Report

Owner: Cherish Thomas

Animal: Alex

From 4/9/2011 to 7/26/2012

Page 1 of 2

Account #: 1016

Owner: Cherish Thomas

Address: 29341 140th Ave SE
Auburn, WA 98092

Phone: (425)652-9677

Animal: Alex

Species: Equine

Breed: Quarter Horse

Color: SORREL

Gender: Gelding

Birthdate: 4/9/1986

Age: 26 years 3 months 24 days

Weight: 750.00

Date	Doctor	Description	Weight
04/09/2011	Dr. Heather Stewart	<p>Farm Call; Animal Control came out yesterday and was concerned with the condition of this horse. Owners have had him since January some time when they bought him and Hebo for \$500 off of craigslist. Were told to feed local hay, 2 bales per week, for both horses. They have tried various feeds (alfalfa pellets, teff pellets, beet pulp). He stopped drinking lately, but seems to be better now. Has a full set of shoes that a farrier put on a few months ago. Hooves look nice but aren't very long for being that old. Suspect they were trimmed too short initially but also he doesn't have the nutrition to grow healthy hooves. Examination - equine; horse is emaciated, BCS 1.5/9, but bright-eyed. Weight tape gapped over withers so <750lb. Eating grass happily, took treats well, doesn't like the stemmy hay. Pasture has been eaten down to nothing, typical of over-grazed winter pasture in western Wa. Mucous membranes are pink and moist, heart and lungs normal, good gut sounds. Has some rain rot on his topline, but not too bad, no lice, just from being outside without a turnout sheet. He's too thin to be without cover in this weather, no way to regulate his temperature. Has all of his teeth I can see, look fairly level but very short, squeaky. At least late 20s in age. Some sharp edges, but not enough to limit food intake drastically.</p> <p>Sample collection level 2</p> <p>Equine Screen - PCL04; recommend checking for underlying medical condition (liver disease, kidney disease, absorption issue), although I suspect he has been fed too few calories and just</p>	0



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Patient History Report

Owner: Cherish Thomas
Animal: Alex
From 4/9/2011 **to** 7/26/2012
Page 2 of 2

needs a better diet. Just local hay and what little grass is available is not sufficient for an older horse that was apparently already underweight when he got here, especially in the winter.

Fecal float; not really a float... just checking for sand. Only a small amount of dirt seen, so not likely a big concern. Owner reportedly dewormed him about 10 days ago, not sure what product. Would suggest deworming with a full-spectrum product like Zimectrin Gold just to be sure, save the money of a full parasite check.

Misc.; This horse should be eating 4-5lb of a senior feed like LMF primetime or Equine Senior 2-3 times daily. Can add alfalfa hay pellets that are easy to chew and absorb. Soaking the mixture improves water intake and allows him to eat it without having to chew much. His hay should be alfalfa or orchard/alfalfa mix, and he should have as much as he will eat, probably 20lb per day. He needs to have a place to lie down under cover and a waterproof turnout blanket/sheet so that he doesn't have to burn calories staying warm.

STATEMENT



Carousel Mobile Veterinary Services

Heather Stewart, VMD

PO Box 363

Black Diamond, WA 98010

(253)217-3210 • (253)217-8014

FAX: (360)886-2632

info@carouselv.com • www.carouselv.com

King County Animal Control

21615 64th Avenue S

Kent, WA 98032

ACCOUNT #	DATE
121	5/31/2011

TOTAL AMOUNT DUE
\$458.44

Previous Balance →

PAYMENT AMOUNT
\$ _____
Payment method: _____
We accept VISA, MC, Discover and American Express credit cards
Card #: _____
CVV: _____ Exp Date: _____
Signature: _____

PLEASE DETACH AND RETURN WITH YOUR PAYMENT

DATE	PATIENT	DESCRIPTION	QTY	CHARGES	PAYMENTS	BALANCE
Previous Balance:						\$458.44

5/24/2011

~~Credit Card Payment, paid by Sandy Birse~~

~~\$505.88~~

Tinkham Rd mare

Farm call; share with sandy birse	0.50	\$25.00
Annual Exam - equine; Her weight is good; nice skin and coat. Eyes clear and bright, very nice lady. heart and lungs normal. Abdominal sounds normal. Has decreased range of motion in both carpi, right worse than left, right won't straighten completely so she does have a Gr 2/5 lameness on that right front. Also sensitive to hoof testers on left front and right rear, she has soft hooves all around and some mild thrush. Her back is sore lumbar, sacral and at dock.. not sure if she has had this back pain previously or if she just hurt herself kicking at the geldings that follow her around. I think the lameness right front probably doesn't bother her much at a walk/trot but will never be sound.	1.00	\$45.00
Eastern/Western/Tetanus Vaccination	1.00	\$17.50
West Nile vaccine - annual	1.00	\$32.00
Sedation - equine	1.00	\$38.54

10-5197

STATEMENT-continued

DATE	PATIENT	DESCRIPTION	QTY	CHARGES	PAYMENTS	BALANCE
		Float Teeth, standard; 106 a bit longer than the rest with small hook and typical buccal edges. 206 small hook as well but not longer than the rest. 411 tall but not sharp and did level out with others. 311 OK. typical lingual lower edges all around. No loose teeth. has a slight actual smile to her incisors so I took down 101 and 201 a bit and smoothed the rough edges of all lower incisors, especially 303. small hook 103 smoothed out as well. she has a callus on the right tip of her tongue from biting it so maybe this will help. Her teeth don't look too bad at all, though... she may not even be 15 from her teeth, but her arthritis and grey hairs suggest maybe she is in her late teens.	1.00	\$120.00		
		Misc.; I would step down from the equine senior to a regular grain like Omolene 100. she doesn't need the large volume of grain anymore, just need to make sure she gets enough vitamins/minerals and hoof supplement.	1.00	\$0.00		
	Tinkham Rd. Gelding	Annual Exam - equine - additional; Such a nice guy! Heart and lungs normal. eyes clear. Normal abdominal sounds. still underweight but has put on some since last i saw him... weight tapes suggest 20lb increase but it seems more like 50lb. He has a grass belly but still lack of muscle in his back/rump. Continue with the equine senior for him, no less than 7lb total per day, in addition to the beet pulp and/or alfalfa pellets mush since he can't get much out of his forage.	1.00	\$39.00		
		Eastern/Western/Tetanus Vaccination	1.00	\$17.50		
		West Nile vaccine - annual	1.00	\$32.00		
		Sedation - equine	1.00	\$39.34		
		Float Teeth, standard; 106 very long, no other 100s at all except for small fragments that you can see in the gumline. 206 long and slightly loose, although not quite enough to remove manually. No other 200s except for fragments at the gumline. 106 longer than 206 but smoothed both down to the same height as 308-310 and 408-410. Those are the only lowers still present and they are all stable. He's going to need to stay on the equine senior because he doesn't get much from his roughage at all. I still suspect he is upper 20s at least from his incisors, that are all lowslung and narrow. smoothed down his lower incisors almost to the gumline to try to get those molars to at least touch the gums so he can chew a bit.	1.00	\$120.00		

STATEMENT-continued

DATE	PATIENT	DESCRIPTION	QTY	CHARGES	PAYMENTS	BALANCE
------	---------	-------------	-----	---------	----------	---------

Discounts; didn't have that many teeth to deal with

-\$20.00

Total for 5/24/2011: \$0.00

TOTAL AMOUNT DUE:

\$458.44

Carousel Mobile Veterinary Services (253)217-3210

APPROVED TO PAY - RASKC

- 4701 - ADMIN
- 4707 - Field Control
- 4714 - Shelter
- 4715 - Vet Clinic

JUN 16 2011
[Signature]

Signature

Special Instructions:

Previous Balance	ACCOUNT #121 INFORMATION				Total Amount Due
\$458.44	30-59 Days Past Due	60-89 Days Past Due	90-119 Days Past Due	120+ Days Past Due	\$458.44
\$458.44	\$0.00	\$0.00	\$0.00	\$0.00	

Thank You for Your Patronage.



CLIENT RECEIPT

COPY

Carousel Mobile Veterinary Services
 Heather Stewart, VMD
 PO Box 363
 Black Diamond, WA 98010
 (253) 217-3210 • (253) 217-8014
 FAX: (360) 886-2632

info@carouselvets.com • www.carouselvets.com

Account #121

Page 1

8/4/2011

King County Animal Control
 21615 64th Avenue S
 Kent, WA 98032

Balance forward: \$258.60

Date	Op #	Doctor	Qty	Description	Amount
Cooter (#2799) Species: Equine Breed: Quarter Horse Sex: Gelding Chip #: [blank] Color: BAY Weight: 0 Age: 28 years 1 month 25 days					
07/21/11	1	1	1.00	Farm call	\$50.00
			1.00	Sedation - equine; he was tough to sedate, so he's not just an old nag at all. Looks much better today from when I saw him last time, has put on weight, is moving around better.	\$52.40
			1.00	Float Teeth, standard; Has long 106 and 206, sloping forward, ~1in longer than 107/207. 311 and 411 are tall to match, ramped up. Had to use manual float to start them but then Powerfloat. His teeth are narrow in places. 306 and 406 are very short, at gumline, but still there. I wasn't able to make them perfectly even, but this will help A LOT. Recommend floating again in 6 months to get them a bit more even... This will make it much easier for him to get calories from his hay, etc.	\$120.00

Hebo (#2696) Species: Equine Breed: Paso Fino Sex: Gelding Chip #: [blank] Color: BLACK Weight: 700 Age: 14 years 3 months 26 days					
07/17/11	1			APPROVED TO PAY RISK	(\$258.60)

- 4701 - ADMIN
- 4707 - Field Control
- 4714 - Shelter
- 4715 - Vet Clinic

Sub-Total: \$222.40
 Tax: \$0.00
 Total: \$222.40
 Payments: (\$258.60)

AUG 15 2011

822.40

Signature

Ending balance: \$222.40

Special Instructions:

OUTSTANDING PROCEDURES

Patient	Code	Description	Date Due
Cooter	5710	dental exam	7/19/2012
Hebo	6118	Tetanus vaccine	6/7/2012
Tinchar Rd mare	AE01	Annual Exam	5/22/2012

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THANK YOU

8/4/2011 10:27:37 AM

KING COUNTY ANIMAL CONTROL



CLIENT RECEIPT

Carousel Mobile Veterinary Services
Heather Stewart, VMD
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 FAX: (360) 886-2632

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Account #121

Page 1

6/13/2011

King County Animal Control
 21615 64th Avenue S
 Kent, WA 98032

Balance forward: \$458.44

Date	Op #	Doctor	Qty	Description	Amount
Cooter (#2799) Species: Equine Breed: Quarter Horse Sex: Gelding Chip #: Color: BAY Weight: 0 Age: 28 years 3 days					
06/09/11	1	1	1.00	Exam - brief; This older gelding has been here for a few weeks and is extremely friendly. He has some significant degenerative changes in both carpi with decreased range of motion (~70 degrees instead of 180) but he walks around fine and even trots, has full extension so he can bear weight, which is good. He's underweight ~50-100lb. He appears to have all of his teeth, but there is a significant ramp effect with long 106/206 so that's affecting his ability to chew properly. Also makes aging him difficult, but I suspect he is in his upper 20s.	\$37.00
Hebo (#2696) Species: Equine Breed: Paso Fino Sex: Gelding Chip #: Color: BLACK Weight: 700 Age: 14 years 2 months 4 days					
06/09/11	1	1	1.00	Phenylbutazone Paste 12g	\$18.00
			1.00	Farm call	\$50.00
			1.00	Examination - equine; brief. He's in excellent condition and was very patient. Appears to have scraped his face on one of the painted fenceposts because he has a triangular flap under his left eye that is ~2in. also some abrasions at the medial canthus and above the eye, but the cornea itself is unharmed.	\$37.00
			1.00	Sedation - equine	\$29.58
			10.00	Surgery per minute; cleaned the wound, flushed with chlorhexidine solution, picked out pieces of hair and paint. No need to suture. Sutured with simple interrupted pattern and Vicryl Plus.. Closed nicely, don't suspect he'll have much of a scar. Covered with triple antibiotic ointment and a small pressure bandage to help it attach without swelling.	\$68.00
			6.00	Phenylbutazone Inj. 20%	\$11.02
			1.00	Tetanus Toxoid	\$8.00

11-3033

A 11-2216

King County Animal Control
21615 64th Avenue S
Kent, WA 98032

Balance forward: \$258.60

OUTSTANDING PROCEDURES (continued)

Patient	Code	Description	Date Due
	5102	Eastern/Western/Tetanus Vaccination	5/22/2012
	5710	dental exam	5/22/2012
	51wnva	West Nile vaccine - annual	5/22/2012
Tinkham Rd. Gelding	5879	Annual Exam	5/22/2012
	5102	Eastern/Western/Tetanus Vaccination	5/22/2012
	5710	dental exam	5/22/2012
	51wnva	West Nile vaccine - annual	5/22/2012

Thank you for your patronage and support, we appreciate it. Please make checks payable to Carousel Vet. We also accept most major credit cards.



CLIENT RECEIPT

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King County Records
 and Licensing Services
 AUG 16 2011
Received

Account #121

Page 1

King County Records
 and Licensing Services

8/4/2011

King County Animal Control
 21615 64th Avenue S
 Kent, WA 98032

AUG 16 2011
Received

Balance forward: \$258.60

Date	Op #	Doctor	Qty	Description	Amount
Cooter (#2799) Species: Equine Breed: Quarter Horse Sex: Gelding Chip #: _____ Color: BAY Weight: 0 Age: 28 years 1 month 25 days					
07/21/11	1	1	1.00	Farm call	\$50.00
			1.00	Sedation - equine; he was tough to sedate, so he's not just an old nag at all. Looks much better today from when I saw him last time, has put on weight, is moving around better.	\$52.40
			1.00	Float Teeth, standard; Has long 106 and 206, sloping forward, ~1in longer than 107/207. 311 and 411 are tall to match, ramped up. Had to use manual float to start them but then Powerfloat. His teeth are narrow in places. 306 and 406 are very short, at gumline, but still there. I wasn't able to make them perfectly even, but this will help A LOT. Recommend floating again in 6 months to get them a bit more even... This will make it much easier for him to get calories from his hay, etc.	\$120.00

Hebo (#2696) Species: Equine Breed: Paso Fino Sex: Gelding Chip #: _____ Color: BLACK Weight: 700 Age: 14 years 3 months 26 days					
07/17/11	1			APPROVED TO PAY RISK	(\$258.60)

- 4701 - ADMIN
- 4707 - Field Control
- 4714 - Shelter
- 4715 - Vet Clinic

Sub-Total: \$222.40
 Tax: \$0.00
 Total: \$222.40
 Payments: (\$258.60)

AUG 15 2011
 (Signature) \$222.40

Signature
 Special Instructions:

Ending balance: \$222.40

OUTSTANDING PROCEDURES

Patient	Code	Description	Date Due
Cooter	5710	dental exam	7/19/2012
Hebo	6118	Tetanus vaccine	6/7/2012
Tinkham Rd mare	AE01	Annual Exam	5/22/2012

RECEIVED

AUG 08 2011

THANK YOU

8/4/2011 10:27:37 AM

KING COUNTY ANIMAL CONTROL



CLIENT RECEIPT

COPY

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 Heather Stewart, VMD
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Account #121

Page 1

8/4/2011

King County Animal Control
 21615 64th Avenue S
 Kent, WA 98032

Balance forward: \$258.60

Date	Op #	Doctor	Qty	Description	Amount
Cooter (#2799) Species: Equine Breed: Quarter Horse Sex: Gelding Chip #: _____ Color: BAY Weight: 0 Age: 28 years 1 month 25 days					
07/21/11	1	1	1.00	Farm call	\$50.00
			1.00	Sedation - equine; he was tough to sedate, so he's not just an old nag at all. Looks much better today from when I saw him last time, has put on weight, is moving around better.	\$52.40
			1.00	Float Teeth, standard; Has long 106 and 206, sloping forward, ~1in longer than 107/207. 311 and 411 are tall to match, ramped up. Had to use manual float to start them but then Powerfloat. His teeth are narrow in places. 306 and 406 are very short, at gumline, but still there. I wasn't able to make them perfectly even, but this will help A LOT. Recommend floating again in 6 months to get them a bit more even... This will make it much easier for him to get calories from his hay, etc.	\$120.00

Hebo (#2696) Species: Equine Breed: Paso Fino Sex: Gelding Chip #: _____ Color: BLACK Weight: 700 Age: 14 years 3 months 26 days					
07/17/11	1			APPROVED TO PAY PASKG Client Payment # 21001	(\$258.60)

- 4701 - ADMIN
- 4707 - Field Control
- 4714 - Shelter
- 4715 - Vet Clinic

Sub-Total: \$222.40
 Tax: \$0.00
 Total: \$222.40
 Payments: (\$258.60)

Heb AUG 15 2011 **\$222.40**

Signature
 Special Instructions:

Ending balance: \$222.40

OUTSTANDING PROCEDURES

Patient	Code	Description	Date Due
Cooter	5710	dental exam	7/19/2012
Hebo	6118	Tetanus vaccine	6/7/2012
Tinkham Rd mare	AE01	Annual Exam	5/22/2012

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AUG 08 2011

THANK YOU

8/4/2011 10:27:37 AM

KING COUNTY ANIMAL CONTROL

STATEMENT



Carousel Mobile Veterinary Services
Heather Stewart, VMD
PO Box 363
Black Diamond, WA 98010
(253)217-3210 • (253)217-8014
FAX: (360)886-2632
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King County Animal Control
21615 64th Avenue S
Kent, WA 98032

RECEIVED

SEP 01 2011

KING COUNTY ANIMAL CONTROL
 PLEASE DETACH AND RETURN WITH YOUR PAYMENT

ACCOUNT #	DATE
121	8/31/2011

TOTAL AMOUNT DUE
\$222.40

PAYMENT AMOUNT
\$ _____
Payment method: _____
We accept VISA, MC, Discover and American Express credit cards
Card #: _____
CVV: _____ Exp Date: _____
Signature: _____

DATE	PATIENT	DESCRIPTION	QTY	CHARGES	PAYMENTS	BALANCE
Previous Balance:						\$258.60

7/17/2011

Hebo

Check Payment #0794901

-\$258.60

Total for 7/17/2011: -\$258.60

7/21/2011

Cooter

Farm call

1.00

\$50.00

Sedation - equine; he was tough to sedate, so he's not just an old nag at all. Looks much better today from when I saw him last time, has put on weight, is moving around better.

1.00

\$52.40

Float Teeth, standard; Has long 106 and 206, sloping forward, ~1in longer than 107/207. 311 and 411 are tall to match, ramped up. Had to use manual float to start them but then Powerfloat. His teeth are narrow in places. 306 and 406 are very short, at gumline, but still there. I wasn't able to make them perfectly even, but this will help A LOT. Recommend floating again in 6 months to get them a bit more even... This will make it much easier for him to get calories from his hay, etc.

1.00

\$120.00

Total for 7/21/2011: \$222.40

Looks like this has been paid see attached

5-1-12

DL
✓ only system
paid \$222.40

TOTAL AMOUNT DUE:

Carousel Mobile Veterinary Services (253)217-3210

Previous Balance	ACCOUNT #121 INFORMATION				Total Amount Due
\$258.60					\$222.40
Current Balance	30-59 Days Past Due	60-89 Days Past Due	90-119 Days Past Due	120+ Days Past Due	
\$222.40	\$0.00	\$0.00	\$0.00	\$0.00	

Thank You for Your Patronage.

Rust

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848 Date: 4/29/11
12236 Old Frontier Rd NW Invoice # 008
Silverdale WA 98383
Bonnie Hammond 360-692-3611

Customer: **Regional Animal Services of King County** Re: Bud & Brandy case
Address: 21615 64th Avenue South Woodinville WA
Kent WA 98032-1301

120309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding			
2/27/11-2/28/11	February Boarding (2 days)	\$10 per day	20.00
2/27/2011	Veterinary - Emergency farm call, exam, bloodwork		131.25
3/1/11 - 3/31/11	March Boarding (one month)	\$300 per mo	300.00
3/20/2011	Veterinary - Fecal float, bloodwork		56.00
3/27/2011	Veterinary - Strongid deworming paste		15.00
4/1/11 - 4/30/11	April Boarding (one month)	\$300 per mo	300.00
4/21/2011	Veterinary - Dental float, vaccinations, sheath		188.00

Brandy - 30+ year old chestnut mare

2/27/11-2/28/11	February Boarding (2 days)	\$10 per day	20.00
2/27/2011	Veterinary - Emergency farm call, exam, bloodwork		131.25
3/1/11 - 3/31/11	March Boarding (one month)	\$300 per mo	300.00
3/20/2011	Veterinary - Fecal float		21.00
3/27/2011	Veterinary - Strongid deworming paste		15.00
3/29/2011	Veterinary - SMZs		11.41
3/29/2011	Veterinary - Equine IV Bute, Molar Extraction, Exam		70.00
4/1/11 - 4/30/11	April Boarding (one month)	\$300 per mo	300.00
4/21/2011	Veterinary - Dental float, vaccinations		140.00

Alex - chestnut gelding

4/5/11-4/30/11	April Boarding (25 days)	\$10 per day	250.00
----------------	--------------------------	--------------	--------

2 Mini Horses - chestnut mare & colt

4/5/11-4/30/11	April Boarding (25 days)	\$10 per day	250.00
----------------	--------------------------	--------------	--------

MAR 8 AM 10:42

Reg. 1018208
order # 5418140
Rept # 314998

Total Due as of 4/30/11 \$2,367.66

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848
 12236 Old Frontier Rd NW
 Silverdale WA 98383
 Bonnie Hammond 360-692-3611

Date: 4/29/11
 Invoice # 008

Customer: **Regional Animal Services of King County**
 Address: 21615 64th Avenue South
 Kent WA 98032-1301

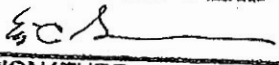
Re: Bud & Brandy case
 Woodinville WA

Date(s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding		A-11-1612	
2/27/11-2/28/11	February Boarding (2 days)	\$10 per day	20.00
2/27/11	Veterinary - Emergency farm call, exam, bloodwork		131.25
3/1/11 - 3/31/11	March Boarding (one month)	\$300 per mo	300.00
3/20/11	Veterinary - Fecal float, bloodwork		56.00
3/27/11	Veterinary - Strongid deworming paste		15.00
4/1/11 - 4/30/11	April Boarding (one month)	\$300 per mo	300.00
4/21/11	Veterinary - Dental float, vaccinations, sheath		188.00

Date(s)	Item	Unit Charge	Total
Brandy - 30+ year old chestnut mare		A-11-1612	
2/27/11-2/28/11	February Boarding (2 days)	\$10 per day	20.00
2/27/11	Veterinary - Emergency farm call, exam, bloodwork		131.25
3/1/11 - 3/31/11	March Boarding (one month)	\$300 per mo	300.00
3/20/11	Veterinary - Fecal float		21.00
3/27/11	Veterinary - Strongid deworming paste		15.00
3/29/11	Veterinary - SMZs		11.41
3/29/11	Veterinary - Equine IV Bute, Molar Extraction, Exam		70.00
4/1/11 - 4/30/11	April Boarding (one month)	\$300 per mo	300.00
4/21/11	Veterinary - Dental float, vaccinations		140.00

Date(s)	Item	Unit Charge	Total
Alex - chestnut gelding		A-11-2216	
4/5/11-4/30/11	April Boarding (25 days)	\$10 per day	250.00

Date(s)	Item	Unit Charge	Total
2 Mini Horses - chestnut mare & colt		A-11-2404	
4/5/11-4/30/11	April Boarding (25 days)	\$10 per day	250.00

APPROVED TO PAY	
 SIGNATURE	5/16/11 DATE
LOW ORG #	4707
SPECIAL INSTRUCTIONS	

Total Due as of 4/30/11 **\$2,367.66**
 Please make check payable to "SAFE"

RUSH

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848 Date: 5/31/11
 12236 Old Frontier Rd NW Invoice # 009
 Silverdale WA 98383
 Bonnie Hammond 360-692-3611

Customer: **Regional Animal Services of King County**
 Address: 21615 64th Avenue South
 Kent WA 98032-1301

120309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
5/1/11 -5/31/11	May Boarding (one month)	\$300 per mo	300.00
	Farrier	\$ 50.00	\$ 50.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
5/1/11 -5/31/11	May Boarding (one month)	\$300 per mo	300.00
	Farrier	\$50.00	50.00

Alex - chestnut gelding Case # 11-2216			
5/1/11 -5/31/11	May Boarding (one month)	\$300 per mo	300.00
	Farrier	\$55	55.00
	Vet care (float, sheath)	\$ 141.75	141.75

Snippette & Shawn - 2 chestnut Mini Horses Case # 11-2404			
5/1/11 -5/31/11	May Boarding (one month)	\$300 per mo	300.00
	Farrier \$35 each x 2	\$70.00	70.00
	Vet care (Estrone Sulfate, fecal)	\$ 89.60	89.60

Total Due 5/31/11	\$1,656.35
Previous balance - PAST DUE	\$2,367.66
Total Due	\$ 4,024.01

Please make check payable to "SAFE"

MAR 8 AM 10:42

Boarding(\$300 per month or \$10 per day) Includes Hay, Pelleted Feed, Wound Treatment, Supplements, Grooming, Handling, Stall Cleaning, Pasture Cleaning, Turnout/Exercise and Blanketing

Req 1018208
 order 5418140
 Rept 314999

Rush

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848 Date: 6/30/11
12236 Old Frontier Rd NW Invoice # 010
Silverdale WA 98383
Bonnie Hammond 360-692-3611

Customer: Regional Animal Services of King County
Address: 21615 64th Avenue South
Kent WA 98032-1301

120309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
6/1/11 -6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Farrier	\$40.00	\$40.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
6/1/11 -6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Farrier	\$40.00	40.00

Alex - chestnut gelding Case # 11-2216			
6/1/11 -6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Vet care (exam, WNV and F/R vx) June 28th	\$83	83.00
	Vet care(deworming, ophthalmic, exam) June 1st	\$ 141.00	141.00

Snippet & Shawn - 2 chestnut Mini Horses Case # 11-2404			
6/1/11 -6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Vet care (exam) June 28th	\$25.00	25.00
	Vet care (float, sedation, exam one horse) June 2nd	\$ 168.00	168.00

Recy 1018208
order # 5418140
Rcpt 315004

Total Due 6/30/11 \$1,697.00
Previous balance - PAST DUE \$4,024.01
Total Due \$ 5,721.01
Please make check payable to "SAFE"

MAR 8 AM 10:42

Boarding(\$300 per month or \$10 per day) Includes Hay, Pelleted Feed, Wound Treatment, Supplements, Grooming, Handling, Stall Cleaning, Pasture Cleaning, Turnout/Exercise and Blanketing

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848
 12236 Old Frontier Rd NW
 Silverdale WA 98383
 Bonnie Hammond 360-692-3611

Date: 6/30/11
 Invoice # 010

Customer: **Regional Animal Services of King County**
 Address: 21615 64th Avenue South
 Kent WA 98032-1301

King County Records
 and Licensing Services

AUG 2 2011

Received

Date(s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
6/1/11 - 6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Farrier	\$40.00	\$40.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
6/1/11 - 6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Farrier	\$40.00	40.00

Alex - chestnut gelding Case #11-2216			
6/1/11 - 6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Vet care (exam, WNV and F/R vx) June 28th	\$83	83.00
	Vet care (deworming, opthalmic, exam) June 1st	\$ 141.00	141.00

Snippette & Shawn - 2 chestnut Mini Horses Case # 11-2404			
6/1/11 - 6/30/11	June Boarding (one month)	\$300 per mo	300.00
	Vet care (exam) June 28th	\$25.00	25.00
	Vet care (float, sedation, exam one horse) June 2nd	\$ 168.00	168.00

Total Due 6/30/11

\$1,697.00

Please make check payable to "SAFE"

Boarding (\$300 per month or \$10 per day) Includes Hay, Pelleted Feed, Wound Treatment, Supplements, Grooming, Handling, Stall Cleaning, Pasture Cleaning, Turnout/Exercise and Blanketing

APPROVED TO PAY - RASKC

- 4701 - ADMIN 4707 - Field Control
 4714 - Shelter 4715 - Vet Clinic

AUG 18 2011

Signature

Special Instructions:

RUSH

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848 Date: 7/31/11
 12236 Old Frontier Rd NW Invoice # 011
 Silverdale WA 98383
 Bonnie Hammond 360-692-3611

Customer: **Regional Animal Services of King County**
 Address: 21615 64th Avenue South
 Kent WA 98032-1301

12 0309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00

Alex - chestnut gelding Case # 11-2216			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00
	Vet care (recheck, tetanus vx) July 13th	\$40	40.00
	Farrrier	\$ 35.00	35.00

Snippet & Shawn - 2 chestnut Mini Horses Case # 11-2404			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00
	Vet care (farm call, exam, vx)	\$89.60	89.60
	Farrrier Care (2 x \$35)	\$70.00	70.00
	Vet care (float, sedation, exam, vx one horse)	\$ 180.60	180.60
	Vet Care (Shawn scope procedure)	\$191.90	191.90

Reg. 1018208
 order# 5418140
 Rept 315000

Total Due 7/31/11
 Previous balance - PAST DUE
 Total Due
 Please make check payable to "SAFE"

\$1,807.10
 \$5,721.01
 \$ 7,528.11

MAR 8 AM 10:42

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848
 12236 Old Frontier Rd NW
 Silverdale WA 98383
 Bonnie Hammond 360-692-3611

Date: 7/31/11
 Invoice # 011

King County Records
 and Licensing Services

Customer: **Regional Animal Services of King County**
 Address: 21615 64th Avenue South
 Kent WA 98032-1301

AUG 22 2011

Received

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00

Date (s)	Item	Unit Charge	Total
Brandy - 30+ year old chestnut mare Case #10-1612			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00

Date (s)	Item	Unit Charge	Total
Alex - chestnut gelding Case #11-2216			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00
	Vet care (recheck, tetanus vx) July 13th	\$40	40.00
	Farrier	\$ 35.00	35.00

Date (s)	Item	Unit Charge	Total
Snippet & Shawn - 2 chestnut Mini Horses Case #11-2404			
7/1/11-7/31/11	July Boarding (one month)	\$300 per mo	300.00
	Vet care (farm call, exam, vx)	\$89.60	89.60
	Farrier Care (2 x \$35)	\$70.00	70.00
	Vet care (float, sedation, exam, vx one horse)	\$ 180.60	180.60
	Vet Care (Shawn scope procedure)	\$191.90	191.90

Total Due 7/31/11

\$1,807.10

Please make check payable to "SAFE"

Boarding (\$300 per month or \$10 per day) Includes Hay, Pelleted Feed, Wound Treatment, Supplements, Grooming, Handling, Stall Cleaning, Pasture Cleaning, Transport, Advice and Scheduling

APPROVED TO PAY RISK

4701 - ADMIN 4707 - Field Control
 4714 - Shelter 4715 - Vet Clinic

AUG 18 2011

Signature

Special Instructions:

Rush

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848
12236 Old Frontier Rd NW
Silverdale WA 98383
Bonnie Hammond 360-692-3611

Date: 8/30/11
Invoice # 012

Customer: **Regional Animal Services of King County**
Address: 21615 64th Avenue South
Kent WA 98032-1301

120309-003-01

Date(s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
8/1/11-8/30/11	August Boarding (one month)	\$300 per mo	300.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
8/1/11-8/30/11	August Boarding (one month)	\$300 per mo	300.00

Alex - chestnut gelding Case # 11-2216			
8/1/11-8/30/11	August Boarding (one month)	\$300 per mo	300.00

Snippet & Shawn - 2 chestnut Mini Horses Case # 11-2404			
8/1/11-8/30/11	August Boarding (one month)	\$300 per mo	300.00
	Vet care (Shawn)	\$96.89	
	Vet care (Shawn)	\$296.60	

Req. 1018208
order 5418140
Rept 315001

Total Due 8/30/11	\$1,200.00
Previous balance - PAST DUE	\$7,528.11
Total Due	\$ 8,728.11

Please make check payable to "SAFE"

MAR 8 AM 10:42

Please make check payable to "SAFE"

Boarding(\$300 per month or \$10 per day) Includes Hay, Pelleted Feed, Wound Treatment, Supplements, Grooming, Handling, Stall Cleaning, Pasture Cleaning, Turnout/Exercise and Blanketing

Rush

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848
12236 Old Frontier Rd NW
Silverdale WA 98383
Bonnie Hammond 360-692-3611

Date: 9/30/11
Invoice # 013

Customer: **Regional Animal Services of King County**
Address: 21615 64th Avenue South
Kent WA 98032-1301

120309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
9/1/11-9/30/11	September Boarding (one month)	\$300 per mo	300.00
	Dewormer	12.05	12.05
	Farrier	\$25.00	\$25.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
9/1/11-9/30/11	September Boarding (one month)	\$300 per mo	300.00
	Dewormer	12.05	12.05
	Farrier	\$25.00	25.00

Alex - chestnut gelding Case # 11-2216			
9/1/11-9/30/11	September Boarding (one month)	\$300 per mo	300.00

Snippette & Shawn - 2 chestnut Mini Horses Case # 11-2404			
9/1/11-9/30/11	September Boarding (one month)	\$300 per mo	300.00
	Vet care (Shawn)	\$64.00	64.00
	Vet Care (Snippette)	\$218.00	218.00
	Farrier (2 @ \$35)	\$ 70.00	70.00

Reg. 6018208
order 5418140
Rept 315605

Total Due 9/30/11	\$1,626.10
Previous balance - PAST DUE	\$8,728.11
Total Due	\$ 10,354.21

Please make check payable to "SAFE"

MAR 8 AM 10:42

RUSH

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848 Date: 10/31/11
 12236 Old Frontier Rd NW Invoice # 014
 Silverdale WA 98383
 Bonnie Hammond 360-692-3611

Customer: **Regional Animal Services of King County**
 Address: 21615 64th Avenue South
 Kent WA 98032-1301

120309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
10/1/11-10/31/11	October Boarding (one month)	\$300 per mo	300.00
	Dewormer		14.25
	Farrier		\$30.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
10/1/11-10/31/11	October Boarding (one month)	\$300 per mo	300.00
	Dewormer		14.25
	Farrier		30.00

Stallion			
10/1/11-10/31/11	October Boarding 4 days	\$300 per mo	40.00
	Vet care (exam, euthanasia)		304.00
	Renderer		375.00

Snippet & Shawn - 2 chestnut Mini Horses Case # 11-2404			
10/1/11-10/31/11	October Boarding (one month)	\$300 per mo	300.00
	Farrier Shawn		35.00
	Farrier Snippet		35.00

Reg. 1018208
 order # 5418140
 Rept 315002

Total Due 10/31/11	\$1,777.50
Previous balance - PAST DUE	\$10,354.21
Total Due	\$ 12,131.71

Please make check payable to "SAFE" MAR 8 AM 10:42

Rush

INVOICE

Remit to: Save A Forgotten Equine (SAFE) - Vendor #902848
12236 Old Frontier Rd NW
Silverdale WA 98383
Bonnie Hammond 360-692-3611

Date: 11/30/11
Invoice # 015

Customer: **Regional Animal Services of King County**
Address: 21615 64th Avenue South
Kent WA 98032-1301

120309-003-01

Date (s)	Item	Unit Charge	Total
Bud - 30+ year old chestnut gelding Case #10-1612			
11/1/11-11/30/11	November Boarding (one month)	\$300 per mo	300.00

Brandy - 30+ year old chestnut mare Case # 10-1612			
11/1/11-11/30/11	November Boarding (one month)	\$300 per mo	300.00

11/1/11-11/30/11		\$300 per mo	

Snippet & Shawn - 2 chestnut Mini Horses Case # 11-2404			
11/1/11-11/30/11	November Boarding (one month)	\$300 per mo	300.00

Recy. 1018208
order# 5418140
Recpt ~~BUA998~~
315003

Total Due 11/30/11	\$900.00
Previous balance - PAST DUE	\$12,131.71
Total Due	\$ 13,031.71

Please make check payable to "SAFE"

MAR 8 AM 10:42

Boarding(\$300 per month or \$10 per day) Includes Hay, Pelleted Feed, Wound Treatment, Supplements, Grooming, Handling, Stall Cleaning, Pasture Cleaning, Turnout/Exercise and Blanketing



↪ Play audio of whole hearing.

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

STATE OF WASHINGTON,)	
)	
Plaintiff,)	
)	
vs.	)	No. 12-1-00543-1 KNT
)	
JASON MARKLEY,	)	Appeal No. 69968-7-I
)	
Defendant.)	

PRETRIAL PROCEEDINGS
OCTOBER 24, 2012

APPEARANCES:

For the State:	GRETCHEN HOLMGREN Deputy Prosecuting Attorney
For Defendant Markley:	KEVIN TARVIN Attorney at Law
For Defendant Thomas:	EUGENE PICULELL Attorney at Law
BEFORE:	THE HONORABLE MARY ROBERTS
PREPARED BY:	R.V. WILSON Wilson Transcription Services (425) 391-4218

I N D E X

WITNESSES: DIRECT CROSS REDIRECT RECROSS

(None Offered)

* * *

EXHIBITS FOR IDENTIFICATION MARKED RECEIVED

(None Offered)

--o0o--

P R O C E E D I N G S

OCTOBER 24, 2012

1
2
3
4 MS. HOLMGREN: Your Honor, this is the State of
5 Washington versus Jason Markley and Cherish Thomas,
6 Cause No. 12-C-^{/S}00543-1 with Mr. Markley and 12-C-005423
7 KNT ^{/designation} with Ms. Thomas. Both are present out of custody
8 represented by counsel and this is a defense motion for
9 continuance of the trial date and we do have a
10 discovery issue to address as well.

11 MR. TARVIN: Good afternoon, your Honor. Kevin
12 Tarvin here on behalf of Mr. Markley. I asked Mr.
13 Piculell to stand next to me ^{/because I} in case I had a question
14 about some aspect of this motion.

15 ^{/uh} This comes on as ^{/uh /uh} primarily my motion based upon
16 ^{uh} information which I discovered which led me to be
17 significantly concerned about the way in which
18 discovery has been conducted in this case.

19 ^{uh} We were assigned out yesterday. There was an
20 affidavit filed, but while in the midst of that ^{uh - uh}
21 interaction I saw ^{out - uh} the primary witness that's involved
22 in this case ^{uh} outside the courtroom and ^{uh} was struck by a ^{uh} ^{uh}
23 couple of things but I'd like to come back to that in
24 just a moment.

25 ^{WHAT} The history procedurally is that a Notice of

1 Appearance and Request for Discovery were submitted to
2 the prosecuting attorney requesting a ^{/uh} record of all
3 convictions of witnesses that they intended to call at
4 trial. Additionally, there is a request ^{/uh} in my Notice
5 of Appearance and Request for Discovery for a -- or ^{/any} in
6 ~~the~~ records of criminal history that their witnesses --
7 or that the State's witnesses might have.

8 ~~UM~~ I ^{/uh} have a tendency to take at face value the
9 information I received from the prosecuting attorney.
10 I did not receive ^{/uh} any responsive information back from
11 the prosecutor relative to that ^{/uh} request. When ^{/uh-uh} we were
12 getting close to the day of trial a few days before
13 trial in fact ^{/uh} I contacted the prosecuting attorney ^{/uh} via
14 e-mail and asked specifically in that e-mail ^{/uh} if she
15 could confirm for me whether there was any criminal
16 history ^{/uh} with any of her witnesses including police
17 officers or law enforcement officers.

18 I very soon after received a response back from the
19 prosecutor indicating that there is no criminal history
20 with -- the words that were used, no criminal history
21 ^{/uh} with any of her witnesses, including police officers or
22 law enforcement, and that ^{/uh-uh} none of these individuals or
23 officers were on any kind of a Brady list as she
24 indicated.

25 When ^{/uh} ^{/uh} we were in court yesterday, I saw this officer

Time elapse

3:11

KLO TIME STAMP

1 and she looked extraordinarily different than /uh than
2 photograph that I have of her which I /presum -
3 /uh time that I obtained /uh it it was /uh going to be a fairly
4 accurate photograph of what she looked like. /uh When I
5 saw her in court /uh yesterday, /uh the difference /uh was
6 /uh extraordinary, and I /uh say this with some hesitation, /uh but
7 her appearance struck me as -- having done this stuff
8 for 22 years now -- as having the appearance of /uh drug
9 use or drug consumption.

10 And it caused me on my own, independent of /uh
11 involvement of Mr. Piculell or the prosecuting
12 attorney, /uh to see if there was anything I could find or
13 discover relative to this particular person /uh who is
14 again the primary officer involved in this case, in
15 fact, the only real investigating officer involved in
16 this case.

17 /uh-I I was able to find on a court website /uh that there were
18 numbers associated with her name and then /uh and /uh I was able to /uh *one*
19 call /uh *one* the court and find that /uh this officer had been
20 arrested for a theft charge in /uh '06 which was dismissed.
21 And I am probably going out on a limb here, but I'm
22 guessing, it was probably dismissed as a result of a
23 compromise /and ~~as~~ a misdemeanor. It remains to be seen to
24 what extent that's true. /uh I would like to obtain that
25 information from the court and from the prosecutor of

1 the City of Kent.

2 Subsequent to that, in 2008 there was a cause number
3 which ^{/uh} is a King County cause number prosecuted by the
4 King County Prosecutor's Office ^{/uh} which ^{/uh} disclosed a
5 certification supported probable cause which indicated
6 that this officer was stopped for some form of traffic
7 violation. She was found to have been recently
8 consuming ^{/uh} marijuana. The officer obtained a pipe from
9 her, arrested her, and incident to arrest searched her
10 purse, found four separate bottles all containing
11 narcotics, none under her name, and one in fact ^{/uh} was ^{/uh}
12 from a vet and was apparently another form of narcotic.
13 Keep in mind this is an Animal Control officer that
14 we're talking about with a prescription from a vet but
15 not made out to her.

16 ^{/um} During the course of the interactions the officer
17 had with her there were incidences which he clearly
18 identified were ^{/uh} or alluded to the fact that ^{/they} there
19 was a dishonest communication, the fact that she was in
20 possession of items that ^{/ah} were -- because they were not
21 in her name one would surmise that they were ^{/either} stolen or
22 that she ^{/ had been} was in possession of stolen property or
23 potentially had stolen them herself. ^{/um} It is something
24 that definitely needs to be investigated under 608.
25 Incidences that are ^{/uh} relevant to determination ^{/s} of

Time elapse
651

1 honesty or credibility or ^{/uh}veracity are relevant under
2 that rule.

3 ^{/uh}My only option under ^{/uh}case law is to ask for a
4 continuance at this point in time so that I can
5 properly investigate this information. ^{/It's uh}The reason
6 we're here today at this time was -- and I'll take
7 credit for it -- is the fact that I relied upon the
8 prosecutor's office to provide information and they did
9 not do that. In fact, in a subsequent conversation
10 that I had with the prosecuting attorney, when I ^{/uh}
11 indicated to her that I had discovered this information
12 she maintained her position that she had ^{/uh}no obligation
13 to provide this information to me. I disagreed with
14 that. ^{/uh}I now know ^{/uh}some about these two cases, would
15 like to find out all that I can find out about these
16 two cases ^{/and uh}because I think it would be very helpful,
17 useful, beneficial ^{/uh}in the defense of my client's case.

18 THE COURT: And how much time are you asking for?

19 MR. TARVIN: ^{/I -um -it's} Assuming that people are cooperative --
20 in fact, I submitted a Supplemental Request for
21 Discovery to the prosecuting attorney asking that they
22 provide to me a copy of that police report which was
23 prosecuted by their office and ^{/uh}the prosecutor told me
24 that she didn't have it any longer ^{/uh}and ^{/causing}caused me some
25 concern about -- ^{/cause}she said they destroy the files 90

1 days after a case is resolved, and so I think the
2 prosecutor could probably call over and get it
3 immediately. I think that ^{/uh} it would probably take some
4 time if I make my own independent public records
5 request of the ^{/uh} of the ^{uh} -- I can't remember if it was the
6 Sheriff's Department or ^{/uh}

7 MS. HOLMGREN: It's Black Diamond Police Department.

8 THE COURT: Black Diamond?

9 MS. HOLMGREN: Black Diamond.

10 MR. TARVIN: So whatever the turnaround is for that
11 and then investigating her. I would suggest
12 ^{approx -} approximately three weeks would be a good turnaround
13 ^{/uh} period of time.

14 THE COURT: Mr. Piculell, before I hear from Ms.
15 Holmgren.

16 MR. PICULELL: ^{/uh} Thank you, your Honor. And Gene
17 Piculell, appearing for Ms. Thomas who is present.

18 We do concur in the motion to continue. I explained
19 the issues to my client. She agrees to ^{/uh} waive speedy to
20 accommodate the request. The only thing I think that's
21 missing from Mr. Tarvin's ^{/uh} presentation is the court's
22 review of the certification in that case. We have that
23 right here. We can hand that forward, but it does
24 indicate that she was in possession of ^{/uh} oxy. She pled
25 on ^{/uh} an expedited.

1 It is -- I'm not sure that it's appropriate for this
 2 hearing, but the prosecutor's obligations concerning us
 3 having the information now I think the only thing we're
 4 asking the court to rule on ^{/um} is the continuance, ^{/uh} not the
 5 issues surrounding the nondisclosure where there's I
 6 think some factual dispute and some contradictory ^{/uh}
 7 positions from the prosecutor's office concerning that,
 8 but we are asking the court to approve the continuance ^{/um}
 9 with a waiver of speedy from ^{/uh} Ms. Thomas.

This claim is untrue.
 The cases were not
 dismissed.

10 2006-SHOPLIFTING/Bribery
 Westberg pled guilty
 was given an "Offer
 to Compromise"
 11 misdemeanor" while to
 original felony was
 reduced to a misdemeanor.
 12 The original felony
 charges were dismissed.
 13 This means she paid
 K-Mart back, was banned
 14 from the store and
 she remains on ¹⁵ probation
 for 12 months.

THE COURT: Ms. Holmgren.

MS. HOLMGREN: Thank you, your Honor. ^{um} The State
 does object to the continuance. The State is ready to
 proceed for trial. We were ready when we were assigned
 to trial yesterday afternoon. It's a brief trial, ^{um} only
 a few witnesses. ^{This case is} Omnibus was completed some time ago.
 I believe it was in August.

16 2008-19-count VUSCA(drug)
 arrest. Charged ¹⁷ with
 felony.
 18 Westberg entered to a
 guilty plea, 12 mo
 deferred ¹⁹
 sentence, conditional
 of no priors 20
 or existing
 crimes during ²¹ that time,
 the VUSCA was
 reduced to ²²
 "attempted VUSCA"
 a gross misdemeanor.
 23 Westberg, her atty and
 KCKPA Maggie ²⁴
 Nave concealed a 3rd
 misdeamenor, ²⁵ the KMart
 event, 5 Loudermills and
 some 43 other police events
 from the court to achieve this result.

And, your Honor, it's the State's position that
 these are nondiscoverable issues. Both of these cases
^{um} I can pass forward the printout of the criminal
 history. Both of these cases have been dismissed I
 was unaware of them until last night. I don't have any
 more details. I have contacted our office downtown in
 Seattle where the expedited cases are handled. I was
 informed that when cases are resolved -- this was a
 deferred disposition that was dismissed -- that the

This is untrue also.\

1 cases are destroyed. We do not have these ^{/um} documents in
2 our possession.

3 I have been handed a Supplemental Request for
4 Discovery. I don't know if it's been filed with the
5 court ^{/um} from Mr. Tarvin.

6 And in regards to prior criminal history, the State,
7 based on 4.7, we're only required to turn over
8 convictions, and when I had made that representation to
9 Mr. Tarvin, I was too casual with my language and said
10 criminal history. My interpretation of that based on
11 the rule is criminal convictions. And the State stands
12 by the fact that ^{/criminals} there are no criminal convictions with
13 the State's witnesses and that this case should ^{/per} proceed
14 to trial. I don't see how any of these cases are
15 relevant. I received no briefing, no additional
16 information regarding how this would be introduced at
17 trial or at motion, so the State would like to proceed
18 to trial and ^{/uh this} have the court at least rule on certain
19 aspects of this discovery request.

^{/Mr. PICULELL:}

20 ~~MR. TARVIN:~~ And, your Honor, if I could have short
21 rebuttal to that. ^{/I-} I think the prosecutor is just
22 completely misplaced in terms of her assessment there.
23 ^{/uh} State v. Kronnick (phonetic) is controlling. It's not
24 for her -- it's not for her to decide whether or not
25 this is ^{/uh} potentially ^{/uh} information which could be

1 admissible in court.

2 I recently argued a case before the Court of
 3 Appeals, State v. Kronnick which is controlling on that
 4 issue which ^{/uh} indicates that additionally the case -- I
 5 reviewed the matter ^{uhhh} this morning. The case is not
 6 dismissed. It is a conviction. ^{/uh} She received a
 7 deferred sentence. The law enforcement officer
 8 received a deferred sentence and by my review of the
 9 information, it has not been vacated yet. Under RCW
 10 3.66.067, it is a conviction. The prosecutor made an ^{/intent}
 11 intentional decision apparently not to disclose that or
 12 not to include that on the Brady list, but I ^{/I} think
 13 that's a separate issue.

14 The issue is here there's new information. It could
 15 potentially lead to ^{/uh} relevant information that is ^{/uh}
 16 designed to ^{/uh} attack her credibility or ^{/or} shed doubt on her
 17 credibility. So I think we do need a continuance ^{for} ~~on~~
 18 that basis.

19 THE COURT: ^{/um} I'm not going to rule on whether there
 20 was ^{/uh} I'm not going to rule ^{/with} with regard to whether
 21 there was ^{/um} something inappropriate about the response ^{/um}
 22 from Ms. Holmgren to your discovery requests at this
 23 point in time without more information. ^{/um} Ms. Holmgren
 24 ~~Ms. Holmgren~~ and I'm going to grant the motion to
 25 continue in order to give the defense the opportunity

1 /to look at this in more detail and form any arguments
2 you might have and also give Ms. Holmgren an
3 opportunity to respond to any of those arguments.

4 Ms. Holmgren, what in particular did you want me to
5 consider ruling on with regard to the Supplemental
6 Discovery Request, recognizing we're not going to have
7 a long hearing today?

8 MS. HOLMGREN: Yes, I understand, your Honor. /Um
9 Specifically, No. 3.) No. 3 and 3 deal with criminal
10 convictions and then criminal history. /um The State
11 acknowledges that we are responsible to hand over any
12 information about criminal convictions. /um I would argue
13 in terms of criminal history whether or not it's arrest
14 or dismissed cases that we do not have an obligation to
15 turn over that information.


16 THE COURT: Do you think that's true when a specific
17 request is made as opposed to if a request isn't made?

18 MS. HOLMGREN: I would say then each individual
19 request has to come before the court to be addressed in
20 terms of whether or not -- it's my understanding that
21 both of these cases are dismissed. We are going to
22 look into that further. I don't have a lot of
23 information to go on, /um /in but that's kind of a blanket
24 request for all witnesses for arrests, for everything.
25 /actually I I don't believe that there is anything further, but I

1 would ask the court to rule that that is not
2 discoverable.

3 THE COURT: So with regard to -- you are not
4 objecting to turn over everything you can find with
5 regard to the particular individual?

6 MS. HOLMGREN: Right. And strangely enough,
7 everything we have right now at this time is everything
8 that has been filed in the court. Everything else has
9 been destroyed. We don't have a physical file. None
10 of that remains. And everything that we have I believe
11 defense counsel already has.

12 THE COURT: You might be able just to take some
13 steps to assist ^{/uh} the defense in getting some of the --
14  for instance, the police report which ^{/it} makes ^{/sense} to me
15 that you might not have possession of anymore. It
16 probably exists somewhere and you might be able to take
17 steps to assist in the defense getting that more
18 quickly.

19 MS. HOLMGREN: I would if the court orders me to do
20 so.

21 THE COURT: ^{/uh} So you're asking me to limit the
22 discovery to anything with regard only to this
23 individual witness, correct?

24 MS. HOLMGREN: Correct. ^{/Right}

25 THE COURT: Okay. And that seems reasonable to me,

1 Counsel.

2 MR. TARVIN: The one thing I would indicate, your
3 Honor, is that ^{/um, /ver} it's an odd thing about this police
4 report is that everyone is identified only by last
5 name. There are no first names. /uh we had to dig...

6 THE COURT: Which police report?

7 MR. TARVIN: The one that ^{/uh it it} the discovery in this
8 present ^{/[inaudible]} case. ^{and there uh um} And there are individuals, one in
9 particular, whose name ^{/you know} -- like I said, on the limited
10 access that I have to the court's website where it
11 lists a bunch of cause numbers and you need to know the
12 middle name on people with fairly common names, you
13 know, otherwise, you can't get anything that's ^{/uh} specific
14 -- ^{/uh} there is an officer whose name is -- David Morris

15 [interrupting] THE COURT: So you're really off-base now. What are
16 we talking about now?

17 MR. TARVIN: ^{/I'm-I'm -} I'm talking about additional requests
18 beyond what the prosecutor -- ^{/what the} the prosecutor is trying
19 to limit things. There's a Sergeant David Morris.
20 There's a hundred criminal cases that come up with that
21 guy, ^{/an not..} not with that guy, with that name, and I would ^{/uh}
22 like to -- ^{/ know the whole [inaudible]} ^{/and uh}

23 [interrupting] THE COURT: Do you have any reason to think there's
24 any criminal history with regard to him?

25 MR. TARVIN: There wasn't with anyone in this case

1 at one point in time, your Honor. I don't know for
 2 sure. There's a lot of ^{/people} cases with a guy named David
 3 Morris, ^{/uh but uh} but I would ask that the prosecutor provide the
 4 full names of the individuals that are indicated in
 5 their police report rather than just the last name.

6 MR. PICULELL: And, your Honor, this is not a huge
 7 ^{/ask} task. *They CAN or could they do it?*
 8 They can run an NCIC3 very quickly.

8 THE COURT: I know. Okay. Everything you have with
 9 regard to the individual whose name I don't think I've
 10 heard yet -- Westberg -- it is Westberg.

11 MS. HOLMGREN: Yes.

12 THE COURT: Everything you have with regard to
 13 Westberg and please make your best efforts to assist
 14 the defense in getting the information from the police
 15 department. I'm not going to order you to do it. } I'm
 16 going to order you to make your best efforts to make
 17 this go ^{/uh} more smoothly.

18 ^{/uh} With regard to the other names in the police report,
 19 ^{/uh} Can you provide the full names?

20 MS. HOLMGREN: I have copied our witness list. I
 21 don't have middle names for many of our witnesses. If
 22 they have specific requests ...

23 THE COURT: Okay. Good, good. And other than that,
 24 ^{/um} it's reasonable to limit it there. And what date did
 25 you choose for trial date, three weeks from now?

PICULELL: Yep I can...

1 COURT: The 14th of November?

2 ~~(DISCUSSION OFF THE RECORD RE SCHEDULING.)~~

3 THE COURT: November 15th.

4 (PROCEEDINGS ADJOURNED.)

5 --oOo--

TARVIN: If I can have just a moment just to uh um

6 COURT: um hum

7 TARVIN: From my perspective if we could roll that just one day your Honor
8 15th of November?

9 COURT: 15th is fine.

10 PICULELL: I was going to say the same thing.

11 TARVIN: Great. Thank you.

12 COURT: 15th is fine. Work for you Ms. Holmgren?

13 HOLMGREN: Yes your honor.

14 COURT: OK

15 HOLMGREN: And I can fill that out off the record.

16 COURT:OK

17 TARVIN: Thank you.

18 PICULELL: Thank you.

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C E R T I F I C A T E

STATE OF WASHINGTON)
)
COUNTY OF KING)

I hereby declare under penalty of perjury that the foregoing transcript of proceedings was prepared by me from electronic recordings of the proceedings, monitored by me and reduced to typewriting to the best of my ability;

That the transcript is, to the best of my ability, a full, true and correct record of the proceedings, including the testimony of witnesses, questions and answers, and all objections, motions and exceptions of counsel made and taken at the time of the proceedings;.

That I am neither attorney for, nor a relative or employee of any of the parties to the actions; further, that I am not a relative or employee of any attorney or counsel employed by the parties hereto, nor financially interested in its outcome.

(Date)

R.V. WILSON

Mr. Hudson in an email just this week:

“It is impossible to make a generalization about hay quality anywhere that would have any relevance to a specific hay bale.

Hay quality is driven by dozens of factors, including grass stand species composition, plant stage of growth at harvest, environmental conditions leading up to harvest, soil quality and soil nutrient availability, amount of fertilizer applied and application timing, weather conditions at the time of harvest and in the subsequent curing period, hay storage conditions, length of time between harvest and feeding -- the list could go on and on.

Any forage specialist will say that the only way to accurately and fairly evaluate the relative feed value of a given load of hay or bale of hay is to submit a sample for testing through a forage analysis laboratory. This usually costs \$20-50 per sample.

While Eastern Washington is known for producing high quality hay consistently because of the increased portion of the growing season with favorable conditions for curing hay, there is certainly plenty of high quality hay produced in Western Washington that is successfully fed to livestock, including horses.

Making generalizations about hay-growing regions of the state and applying that to a given situation without forage test data, and without any other relevant supporting information, would be an error.

Matching hay quality to an individual animal's nutritional needs is a different question. Not every animal requires top quality hay.

In particular, older animals have different nutritional needs and feeding challenges that have to be addressed which may have little to do with hay quality.” – Comment by Tipton Hudson. MNS

"Mr. Pibb"



This is not Alex.

"Alex"



This is Alex.

"Mr. Pibb"



This whorl is counterclockwise.

"Alex"



This whorl is clockwise.

***"Whorls" are like a fingerprint for a horse.
These two photos are not the same horse.***

Date: September 24, 2014

To: Gene Mueller/Norm Alberg

From: Brittany Hagen Crosser

Re: Westberg Investigation Report

I. Introduction:

I was asked to investigate a suspicious night call occurring on August 22, 2014 where the call came to the Officer's personal cell phone rather than through dispatch to determine if there time theft had occurred. In the course of my investigation it became clear that the Officer had been to the location of that night call several other times where there was no business reason for the officer to have been present. I was then asked to investigate six other days when the reporting officer was at the same GPS location of 34184 SE 327th Place, Ravensdale, WA 98051, home of Rian Dore, during her regular work shift.

II. Investigative process:

I interviewed:

- Tim Anderson, Animal Control Lead Sergeant, RALS
- Jenee Westberg, Animal Control Officer, RALS
- Todger Koerker, Journey Application Developer, KCIT

I reviewed:

- Email from Sergeant Chelsea Eykel to Lead Sergeant Tim Anderson on Saturday, August 23rd, 2014 and an email from Lead Sergeant Anderson to himself on Saturday August 23, 2014.
- Text transcripts from Lead Sergeant Anderson to Rian Dore (34184 SE 327th Place, Ravensdale, WA 98051) the reporting party on case numbers A12-001708-01 (April 13, 2012) and A14-005008 (September 23, 2013) regarding his comments on case A14-005008.
- Chameleon Records for case number A12-001708, the first call which allegedly came to responding Officer Westberg's personal cell phone rather than through dispatch on April 13, 2012 to Mr. Dore's residence at 34184 SE 327th Place, Ravensdale, WA 98051.
- Chameleon records for case number A14-005008, the second call which allegedly came to responding Officer Westberg's personal cell phone rather than through dispatch on August 23, 2014 to Mr. Dore's address at 34184 SE 327th Place, Ravensdale, WA 98051.
- GPS records provided by Journey Application Developer Todger Koerker via email on September 2, 2014 showing Officer Westberg within 50 feet of the GPS location for Mr. Dore's address 34184 SE 327th Place, Ravensdale, WA 98051 six additional times during business hours; September 26, 2013, January 17, 2014, May 4, 2014, June 14, 2014, July 24, 2014 and July 31, 2014.
- GPS Field Activity; a trace for Officer Westberg on September 26, 2013, January 17, 2014, May 4, 2014, June 16, 2014, July 24, 2014 and July 31, 2014.

- Chameleon Detailed Log, case detail notes and handwritten daily logs for Officer Westberg on: September 26, 2013, January 17, 2014, May 4, 2014, June 16, 2014, July 24, 2014 and July 31, 2014 days which GPS shows Officer Westberg at Mr. Dore's residence 34184 SE 327th Pl, Ravensdale, WA 98051 during her regular work shift.
- Cell Phone records for Officer Westberg on September 26, 2013, January 17, 2014, May 4, 2014, June 16, 2014, July 24, 2014 and July 31, 2014.
- ERMS records for January 17, 2014 provided by ERMS Coordinator Debbie Linebarger.

Ravensdale is a remote area of King County which is not densely populated. I drove out to the location 34184 SE 327th Pl, Ravensdale, WA 98051 to get a better understanding of the area distance between the regular thoroughfare or highway that one might be traveling during the regular course of business and Mr. Dore's residence.

In addition to my initial interview with Officer Westberg about the night call, I interviewed her a second time and asked her about the six additional times that the GPS showed her at Mr. Dore's residence and a third time to ask in detail questions about the six additional times. At the time of the second interview, I reviewed an Excel Spreadsheet which Ms. Westberg alleged was her personal cell phone call log although there no such indication on the spreadsheet.

III. Facts:

A-G.

In the initial and second interview with Officer Westberg on August 28, 2014 and September 4, 2014 when asked about her personal relationship with Mr. Dore, Officer Westberg stated that Mr. Dore was "someone that she knows. It's an acquaintance." She states she "doesn't socialize with him." She characterizes their relationship as "if he calls me with an animal emergency." Officer Westberg goes on to say that she "might have seen him when her boyfriend's band played" and "I saw him at the high school reunion." When asked about when she might see him more than that she states "I don't hang out with him and call him all the time, but of course if I run into him, I would say "hi"."

She acknowledges she did two calls there on 04/14/2012 or 08/22/14. She agrees that they came through her personal cell phone. When asked about the six times she was at 34184 SE 327th Pl, Ravensdale, WA 98051 during work hours when there were no active calls to this address, Officer Westberg stated she would only be near there if she was doing work in the general area and it was her lunch hour. In interview she stated that the houses out there are "spread out" and that Mr. Dore has "probably 10 acres". She describes that you "can't see a house from his house." She states "has taken her lunch out there and sat at the top of his property." Going on to say, "She goes to take a walk through the woods at lunch." She also states that there have been times that she ended her shift in the general area and so she would park the truck somewhere out there, not necessarily there, but at a friend's."

In interview on September 26, 2014, Officer Westberg mentions that she has a medical condition which "explains why she has a difficult time remembering to write down the time."

She explains that “she knows she’s supposed to do it (write down the time) every time she stops, but sometimes she has a hard time remembering to do it.

In the third interview with Officer Westberg on September 26, 2014, she changes her story regarding her relationship to Mr. Dore. She states she often takes care of Mr. Dore’s dogs and will stay at his house, but she doesn’t see him because he “leaves a key under the mat.” She also mentions that sometimes she will use Mr. Dore’s bathroom, but he’s not home. When it’s pointed out that she also originally stated that she only spoke with him regarding animal emergencies, she states now that “she does talk to him.” She goes on to say she felt she was honest in the initial interview by stating that she “hasn’t seen him.” When asked if she is using semantics to mislead the investigator she states she’s “sorry she lied” in the first and second interviews.

The GPS clearly shows her parked in the driveway with multiple GPS pings that location for each of the six above mentioned times indicating the GPS points are accurate. Interview with KCIT regarding the accuracy of GPS proves the locations used here are correct to 50 feet. From my tour of the area, the house is located approximately five miles down a gravel road and is not conveniently located to a local thoroughfare.

After three interviews it’s clear Officer Westberg’s story has changed throughout and therefore credibility is certainly in question.

A. August 22, 2014

A14-005008- Chameleon Detailed Log states Officer Westberg responded to a bat call at Mr. Dore’s residence 34184 SE 327th Pl, Ravensdale, WA from 1:25-2:45. She was allowed to report late to work the following day because of the night call. Officer Westberg’s case notes state “loose bat in house r/p was scratched in face. Health department wants bat tested for rabies.”

Sergeant Chelsea Eykel relays via email to Lead Sergeant Anderson that she called Westberg on August 23, 2014 to ask her where the bat was located so they could test the bat for rabies since the she (Westberg) and Mr. Dore reported that he (Dore) had been scratched by the bat. Sergeant Eykel reports that she asked Westberg if it was a “true exposure” and Westberg stated “yes Rian had been scratched, and that he had called the Health Department and was starting the Rabies Protocol per their direction.”

Sergeant Tim Anderson in interview relays that he contacted both the Animal Control Dispatch and the Public Health department and neither Dispatch or the Public Health Department had received a call from Mr. Dore or on August 22, 2014 or at any time after. Dispatch or the Public Health Department had no contact with Office Westberg on August 22, 2014 or at any time after.

In interview Officer Westberg relays that she was awakened by call on her personal cell phone from Mr. Dore on August 22, 2014, but can’t recall the exact time. She characterizes him as “freaking out” because he had bats in his home and one of the bats scratched him on the face.

She relays that she directed Mr. Dore to “call the Public Health department first” then to “call dispatch.” She states they ended the call and he called back again shortly after. He relayed to her that “the Public Health Department needed the bat and he didn’t know how to catch it.” She then drove in her work vehicle to his home. She states she doesn’t recall the exact address, but offered to check Chameleon records for me. She states “he and his dogs met her in the driveway and they walked up to the house.” She relays “He’s kind of a panic person so he was freaking out.” She characterizes the home as a “log cabin” like “one open room.” But later states it has a “loft.” Westberg states when she got there, there were “three bats in the house.” She thinks there were three, but she “initially saw two bats, one in the kitchen” and “one on the stairs by the stairwell.” She goes on to describe Dore’s and her efforts to catch the bats using a hat and a small net. She relays finally they gave up and were unable to catch the bats. She surmises it may be because Dore forgot to close a window in an upstairs room

When asked what Public Health had said, Westberg replied “Public Health said that if the bat had caused the scratch, they would want to test the bat for rabies and that Animal Control would help him catch the bat and transport it to Public Health.”

Westberg states she observed a “small scratch” on Mr. Dore’s left cheek right under the eye. She relays Mr. Dore told her “he was brushing the bat away from his face.” She did not take pictures of the injury. She goes on to relay that she told Mr. Dore he “needed to go to the doctor and do whatever was recommended because they did that with people who hadn’t even been touched by the bat.” At the time of the interview she was unsure if he had done so. When asked about the credibility of the reporting party she replied “why would he lie?”

Westberg also relayed to Dore that she thought he might have a nest of bats and he should call critter control because Dore reported to her that “when he’s outside, he sees hundreds of them up on the rim flying.”

Ms. Westberg is given an opportunity to share her cell phone call log to validate the call had come in in the middle of the night on August 22nd, 2014. In reply she states “I’m not showing you my phone.” She then states she will “get you a printout of the call” meaning from her cell phone record. She is given the opportunity to do so at that time, but states she is “locked out” of her Verizon account but will “provide the records tomorrow.” To the date of this report none have been provided.

Lead Sergeant Anderson attempted to contact Mr. Dore for an interview on numerous occasions. Mr. Dore declined to be interviewed. Although they never spoke on the phone, they text back and forth over multiple days, text log follows.

8/28/14

15:01 Sgt Anderson: “Calling from King County following up on a call you made.”

15:04 Mr. Dore: “it’s got out they get in all the time....sleeping.”

8/29/14

Sgt Anderson tried calling multiple times with no answer or call back.

9/2/14

17:23 Sgt Anderson: "Hi Rian, I'm just following up with you regarding your bat call. Public Health is concerned about your exposure and asking me to follow up. Do you have time to meet this week or talk by phone?"

17:40 Mr. Dore "I can talk by phone I kinda though I got scratched but I was drinking that night on my bros birthday and had like 3 or 4 in the house it probably was my dog lol but my gf and roommate wanted he out I was probably over exaggerating I doubt the bat scratched me THEY JUST CREEP ME OUT AND WAS HOPING IF I CALLED THEY WOULD ASSEMBE A TEAM AND REMOVE THEM IMMEDIATELY BUT THAT WASN'T THE CASE I probably got them out I need an exterminator to get them out of my awning ASAP THANK U HEADING TO WORK AND TOMORROW GOING TO THE GAME !!! Go hawks !!! ☺

9/10/14

12:26 Sgt Anderson: "Hey Rian – Public Health is concerned still about rabies exposure since the bats were in your house. Do you have some time to meet up tomorrow? I can come out your way if you name a spot and time."

15:08 Mr. Dore "I'm fine get them out of my roof for free and than sure but this is ridiculous they have been in the house since 2007 LOL ! Looking for a job making \$25 bucks an hour ... Let me know if u know of one thank you have a nice day I have firewood to stack. I don't have rabies I guarantee that ... Wow"

When interviewed for the third time on September 26, 2014, Officer Westberg then admitted that she and Mr. Dore have a personal relationship. She states that she apologizes for being dishonest with me in our first interview with regard to her relationship with Mr. Dore. Stating "I did not see what my relationship had to do with the call."

The facts show that there was clearly no call to Public Health regarding a bat concern. There is dishonesty on someone's part in that Public Health "wanted the bat." It isn't immediately clear who that person would be since the credibility of both is compromised by their inconsistent statements. Officer Westberg's credibility is further compromised when in her third interview she admits to being untruthful. Whether Westberg received a call from Dore on that night is also uncertain without verifiable phone records to show the call occurred.

B. April 13, 2012

A12-001708- Chameleon case notes state "received a call from dore that his dog was being attacked by a stray dog. Dore had finally got his jrt back inside to safety but the other dog was still trying to get in."

C. September 26, 2013

Officer Westberg's reported hours were from 9:30 to 19:00

Case Number A13-005555

The Chameleon detailed log states Officer Westberg	The hand typed log states she worked A13-0555 from 13:29	The GPS shows officer Westberg arriving at 28013
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arrived at 28013 SE 224 th St, Maple Valley, WA 98038 and worked the case until 18:56.	to 18:30 and was at her residence at 19:00.	SE 224 th St, Maple Valley, WA 98038 at 13:29 and leaving at 16:54. She then drives to her home and arrives at 18:00 and leaves again at 18:14 and drives to Mr. Dore's address 34184 SE 327 th Pl, Ravensdale, WA 98051 and arrives at 18:51, the GPS goes off at that location at 18:58.
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In her third interview, Officer Westberg stated she stopped off at her home to use the restroom and was actually staying at Mr. Dore's residence because she was watching his dogs. After mapping the distance from the location in Maple Valley to Officer Westberg's home and then to Mr. Dore's home, Officer Westberg's home is not on the way to Mr. Dore's.

The facts show that Officer Westberg actually stopped working at 16:54 and went to her home and then to Mr. Dore's residence rather than working until 19:00. Officer Westberg was not on-call that night and therefore had no business reason to have the King County truck at Mr. Dore's after she was already at her own home which is between Mr. Dore's and Regional Animal Services.

D. January 17, 2014

Officer Westberg's reported hours were from 07:30 to 18:30.

The Hand written log for Officer Westberg states from 07:30 to 10:29 she worked at the Kent shelter. GPS Field Activity Route Trace shows Westberg leaving the Kent Shelter at 10:55 and driving to Vashon Island.

The Hand Written Log states from 12:18 to 13:00 Westberg took lunch (states the "partial lunch was approved by SR27" meaning Sergeant Shelby Russell.) The GPS Field Activity Route Trace shows she arrives at Lisabeula Park on Vashon Island at 12:24 and stays until 13:53.

Case Number A13-07367

Chameleon Detailed Log states Westberg worked this case from 13:33 to 13:52.	Hand Written Log states she worked this case from 13:33 to 13:51. In the report for A13-007367 Westberg writes that at 13:49 she "went by" to verify health of sheep.	The GPS Field Activity Route Trace shows she arrives at Lisabeula Park on Vashon Island at 12:24 and stays until 13:53. GPS does not show Westberg driving by the address for A13-007367 on any point during this day.
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Case Number A14-00296

Chameleon Detailed Log states Westberg worked this case from 14:10 to 15:01. In the report for A-14-000296 Westberg indicates that arrived at 11400 Westside Highway and spoke to parties in person.	Hand Written Log states she worked this case from 14:10 to 15:01.	GPS shows Westberg was at this location from 14:31 to 14:40. ERMS Records indicate photos and files were loaded to this case on 1/18/2014.
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Case Number A13-007847

Chameleon Detailed Log states she worked this case from 16:30-17:33.	Hand Written Log states does not make mention of this case, it states she was “on west side highway placing emails and pictures in erms” from 16:28-17:18.	GPS shows Westberg driving to the ferry dock and arriving at 15:22. At 15:26 the GPS shows the ferry departing to Seattle. At 16:44 Westberg arrives at her home and leaves again at 16:55. Westberg then drives to Mr. Dore’s residence 34184 SE 327 th Place, Ravensdale, WA 98051 arriving at 18:06 and remains there until 18:35 when the computer turns off at that location. ERMS records do not indicate any records filed by Westberg on 1/17/14.
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Finally the Hand Written Log states she arrived at her residence at 18:30 and remained on standby for night call. The GPS reflects at 18:30 Westberg was at the address in Ravensdale more than an hour away.

In interview on September 26, 2014, with regard to A13-07367 Officer Westberg states she “definitely drove by the sheep, it probably wasn’t the exact time.” She states she was “probably working on the computer.”

In that same interview with regard to A13-007847 she states “just because the log sheet says that doesn’t mean that I was parked there.” This is direct conflict with the statement written on the log sheet “parked on the side of Westside Highway.”

Also in interview on September 26, 2014 with regard to leaving Vashon early, she states she probably wrote down the wrong time and was on the phone working a case. She states that her animals were kept out near Ravensdale during that month and that she was ending her shift at Mr. Dore’s house. Review of Officer Westberg’s phone records show she made a call to 206-296-3311 (KCSO) at 14:13 lasting 1 minute and a call to 253-202-9297 lasting 2 minutes. Those

were the only calls made or that came to Officer Westberg's cell phone in the afternoon/evening of January 17, 2014. Neither number corresponds to calls she indicated working on that day.

The facts show that Officer Westberg took an hour and a half lunch at Lisabeula Park rather than working case A13-007367. Evidence further indicates she didn't work case A13-007367 on this date as she stated in her detailed/handwritten log. Additionally, the evidence shows she finished working on Vashon at 15:22, traveled to her home and then to a Mr. Dore's residence rather than working until 18:30. Officer Westberg was not on-call that night and therefore had no business reason to have the King County truck at Mr. Dore's after she was already at her own home which is between Mr. Dore's and Regional Animal Services.

E. May 4, 2014

Officer Westberg's reported hours were from 07:30 to 18:30.

Case Number A-14-002052

<p>The Chameleon Detailed Report shows she arrived at 34718 Headworks Road, Ravensdale, WA 98010 at 17:04 and worked until 17:49.</p>	<p>The Handwritten Log for Officer Westberg states she arrived at 34718 Headworks Road, Ravensdale, WA 98010 at 17:18 and worked until 17:48. It states she took the "remainder of her lunch" at 18:00.</p>	<p>GPS shows she arrived at 34718 Headworks Road, Ravensdale, WA 98010 at 17:10 and left at 17:18 she then drives to 34184 SE 327th Pl, Ravensdale, WA 98051 and arrives at 17:28. The GPS goes off at that location at 18:52.</p>
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In interview on September 26, 2014 Officer Westberg recalls the day and then states "she didn't have uhm a lunch so I was probably taking a lunch, putting notes in the computer, doing paperwork, recaps, etc."

The facts show that Officer Westberg stopped working at 17:18 and drove to Mr. Dore's residence rather than working until 18:30. It should be considered that thirty minutes of this time would have been lunch although not taken at an appropriate time.

F. June 14, 2014

Officer Westberg's reported hours were from 07:30 to 18:30.

For this day, the Chameleon Case notes are not easily interpreted.

Case Number A14-002052-The Chameleon Detailed report shows Officer Westberg was at 34718 Headworks Road Ravensdale, WA 98010 from 13:53 to 16:27. The notes also indicate that she made a call for case number A14-003055. The case notes indicate she had a "lengthy call" with the r/p (Reporting Party.) It also states that she drove by 27607 SE 231st, Maple Valley, WA 98038 but did not find the "chained dog" from 17:10 to 18:18. The Handwritten log states she worked at 34718 Headworks Road, Ravensdale, WA 98010 from 13:43 to 16:22, but also

that she had “lunch by the river” from 14:00 to 14:31. It also states she did the cancelled call regarding the chained dog from 16:22 to 16:23.

GPS shows she drove to Mr. Dore’s residence 34184 SE 327th PI Ravensdale, WA 98051 and arrived at 14:04 and left at 14:37. She then drove to her home and arrived there at 15:25. She leaves home at 16:30 and drives to 27607 SE 231st St Maple Valley and arrives there at 16:49. It’s notable that Officer Westberg’s home was not on her way and that she was at this exact location (27607 SE 231st St Maple Valley) at 13:41 earlier that day. She then drives around and then leaves the area at 17:29 and goes back home arriving at 17:45. The GPS goes off from that location at 17:57.

In interview on September 26, 2014 Officer Westberg relays; She may have gone to Mr. Dore’s house to use the restroom while working at Headworks. She states she wouldn’t drive out to Ravensdale just to eat lunch; she “would pull over somewhere where she was near and have lunch there.” She also states that “it looks like I was on phone calls from 14:51-16:42” then she “ran to her house to go pee.”

Cell phone records show Officer Westberg called her voicemail at 14:47 for 1 minute, then the reporting party in A14-003055-01 at 14:50 for 22 minutes, then again at 16:50 for 5 minutes.

The facts show that Officer Westberg for a period of four and a half hours was possibly engaged in responding to random calls, but her time is not accurately accounted for. She was definitely not on the telephone during the times stated in Chameleon, Log sheets and in interview.

G. July 24, 2014

Officer Westberg’s reported hours were 10:00 to 18:35 because of the late start for a call out the previous night.

<p>The Chameleon Detailed log states Officer Westberg worked: A14-004146 from 14:28-14:49 A14-004224 from 16:19-16:28 A14-004146 from 16:57-17:33 A14-004224 from 17:50-18:32</p>	<p>The Handwritten Log states she worked 4146 from 14:28-14:44 then took lunch from 15:04-15:54 and 4224 from 16:19-16:28. Then works call 4146 with no start time, but ending 17:33, she states from 17:55-18:30 she was at the Covington Library.</p>	<p>The GPS Shows Officer Westberg leaves A14-004146 at 14:45 drives to Mr. Dore’s residence 34184 SE 327th PI, Ravensdale, WA 98051 and arrives at 14:57. At this point the GPS goes off and comes back on at 16:17 at a distance of 7 miles and an estimated 13 minutes away from the Dore residence in a parking lot. She stays in the parking lot until 17:35 at which point she drives home and arrives there at 17:45. The GPS goes off at that location.</p>
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In interview on September 26, 2014 Officer Westberg states she “doesn’t care what the IT guys say.” She wasn’t at Mr. Dore’s house, she may have been one street away, but there are “definitely trees between the road that she was on and his home.” Then she states “well, there’s shrubbery.” She’s now not sure how big the trees might be. She maintains she had computer issues.

The facts show that Officer Westberg was not at the Covington Library, she was at her home from 17:45 rather than working until 18:30. Regarding the “computer issues” considering that GPS would typically kick the user off due to the cell tower being full and then in a period of minutes allow the user to log back, it’s suspicious that the service would not be available for 2 hours. It is also suspicious the GPS coincidentally shut off at Mr. Dore’s residence and then came back on a very short distance away. Additionally, it would be Regional Animal Services’ expectation that Officer Westberg would have been responding to calls during this time, but there is no evidence to show that was the case.

H. July 31, 2014

Officer Westberg reported hours were 07:30 to 18:40

<p>The Chameleon Detailed Log states Officer Westberg worked: A14-004406 at 24828 45th Way Issaquah, WA 98029 from 9:19-9:28 It is not apparent from the detailed log what Officer Westberg is doing between 14:05 and 16:07. A14-004142 in Enumclaw from 16:07-16:18 (although there are not detailed case notes for this day) A14-003756 from 17:43-18:34</p>	<p>The Handwritten Log states from 12:40 to 12:52 she worked case 4406, and then 13:54-14:04 case 4093. It states she had lunch from 14:07 to 15:07, and then had “computer issues until 16:07 so couldn’t put myself back in service.” Then from 16:07-16:18 she worked case 4142. It’s not apparent what Officer Westberg did from 16:18-18:30.</p>	<p>The GPS for this day begins at Mr. Dore’s residence 34184 SE 327th Pl, Ravensdale, WA 98051 at 00:11. It then travels from that location and goes off at 00:029 a few miles away. The GPS comes back on at 09:45 at Officer Westberg’s home. She leaves her home at 10:19 and drives around the neighborhood and sits in an empty area until 12:00 when she drives to Issaquah. She drives around Issaquah and then leaves without stopping. She then returns to Mr. Dore’s residence 34184 SE 327th Pl, Ravensdale, WA 98051 and arrives at 14:14, the GPS goes off at that location at 14:15 and then comes back on at 16:00; 7.7 miles and approximately 14 minutes away She then drives to the vicinity of case 4142, approximately 5 minutes away and departs at 16:17 the GPS</p>
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		then goes off at 16:28 in that same area.
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In interview on September 26, 2014, Officer Westberg states she believes a call came in at or around midnight and she was at Mr. Dore's house taking care of his dogs because he was out of town and the call got cancelled so she just went home instead of going back to Mr. Dore's.

She maintains she was having computer issues. She states that the computer doesn't always reboot right away, but may take a few times. She believes the amount of time is reasonable.

The facts show Officer Westberg used her work vehicle during non-work hours to drive from Mr. Dore's house to her home. There is no indication of a need for her to drive based on either time she reported or anything in the Chameleon system. With regard to the second coincidence of the GPS going off for 2 hours at Mr. Dore's residence and then came back on a very short distance away even more suspicious. As above, GPS would typically kick the user off due to the cell tower being full and then in a period of minutes allow the user to log back in; it's suspicious that the service would not be available for 2 hours. Additionally, it would be Regional Animal Services' expectation that Officer Westberg would have been responding to calls during this time, but there is no evidence to show that was the case.

IV. Conclusion

Officer Westberg falsified log sheets and time records in order to collect income she was not entitled to on:

- September 26, 2013
- January 17, 2014
- May 4, 2014
- July 24, 2014

Officer Westberg used a county vehicle for personal use on September 26, 2013, and January 17, 2014 and July 31, 2014.

Officer Westberg was admittedly dishonest during the course of this investigation.

It's unlikely that the night call on August 22, 2014 took place as the Officer reported.

From: [Hagen Crossover, Brittany](#)
To: [Slonecker, Susan](#)
Cc: [Abernethy, Shawn](#)
Subject: Westberg Loudermill
Date: Wednesday, October 22, 2014 1:47:00 PM
Attachments: [Westberg Loudermill 10-16-14.docx](#)

Please review.

Thank you,

Brittany Hagen Crossover, PHR
Senior Human Resource Analyst
Department of Executive Services
Ph: 206-296-5172
Fax: 206-205-0715

Date: September 24, 2014

To: Gene Mueller/Norm Alberg

From: Brittany Hagen Crosser

Re: Westberg Investigation Report

I. Introduction:

I was asked to investigate a suspicious night call occurring on August 22, 2014 where the call came to the Officer's personal cell phone rather than through dispatch to determine if there time theft had occurred. In the course of my investigation it became clear that the Officer had been to the location of that night call several other times where there was no business reason for the officer to have been present. I was then asked to investigate six other days when the reporting officer was at the same GPS location of 34184 SE 327th Place, Ravensdale, WA 98051, home of Rian Dore, during her regular work shift.

II. Investigative process:

I interviewed:

- Tim Anderson, Animal Control Lead Sergeant, RALS
- Jenee Westberg, Animal Control Officer, RALS
- Todger Koerker, Journey Application Developer, KCIT

I reviewed:

- Email from Sergeant Chelsea Eykel to Lead Sergeant Tim Anderson on Saturday, August 23rd, 2014 and an email from Lead Sergeant Anderson to himself on Saturday August 23, 2014.
- Text transcripts from Lead Sergeant Anderson to Rian Dore (34184 SE 327th Place, Ravensdale, WA 98051) the reporting party on case numbers A12-001708-01 (April 13, 2012) and A14-005008 (September 23, 2013) regarding his comments on case A14-005008.
- Chameleon Records for case number A12-001708, the first call which allegedly came to responding Officer Westberg's personal cell phone rather than through dispatch on April 13, 2012 to Mr. Dore's residence at 34184 SE 327th Place, Ravensdale, WA 98051.
- Chameleon records for case number A14-005008, the second call which allegedly came to responding Officer Westberg's personal cell phone rather than through dispatch on August 23, 2014 to Mr. Dore's address at 34184 SE 327th Place, Ravensdale, WA 98051.
- GPS records provided by Journey Application Developer Todger Koerker via email on September 2, 2014 showing Officer Westberg within 50 feet of the GPS location for Mr. Dore's address 34184 SE 327th Place, Ravensdale, WA 98051 six additional times during business hours; September 26, 2013, January 17, 2014, May 4, 2014, June 14, 2014, July 24, 2014 and July 31, 2014.
- GPS Field Activity; a trace for Officer Westberg on September 26, 2013, January 17, 2014, May 4, 2014, June 16, 2014, July 24, 2014 and July 31, 2014.

- Chameleon Detailed Log, case detail notes and handwritten daily logs for Officer Westberg on: September 26, 2013, January 17, 2014, May 4, 2014, June 16, 2014, July 24, 2014 and July 31, 2014 days which GPS shows Officer Westberg at Mr. Dore's residence 34184 SE 327th Pl, Ravensdale, WA 98051 during her regular work shift.
- Cell Phone records for Officer Westberg on September 26, 2013, January 17, 2014, May 4, 2014, June 16, 2014, July 24, 2014 and July 31, 2014.
- ERMS records for January 17, 2014 provided by ERMS Coordinator Debbie Linebarger.

Ravensdale is a remote area of King County which is not densely populated. I drove out to the location 34184 SE 327th Pl, Ravensdale, WA 98051 to get a better understanding of the area distance between the regular thoroughfare or highway that one might be traveling during the regular course of business and Mr. Dore's residence.

In addition to my initial interview with Officer Westberg about the night call, I interviewed her a second time and asked her about the six additional times that the GPS showed her at Mr. Dore's residence and a third time to ask in detail questions about the six additional times. At the time of the second interview, I reviewed an Excel Spreadsheet which Ms. Westberg alleged was her personal cell phone call log although there no such indication on the spreadsheet.

III. Facts:

A-G.

In the initial and second interview with Officer Westberg on August 28, 2014 and September 4, 2014 when asked about her personal relationship with Mr. Dore, Officer Westberg stated that Mr. Dore was "someone that she knows. It's an acquaintance." She states she "doesn't socialize with him." She characterizes their relationship as "if he calls me with an animal emergency." Officer Westberg goes on to say that she "might have seen him when her boyfriend's band played" and "I saw him at the high school reunion." When asked about when she might see him more than that she states "I don't hang out with him and call him all the time, but of course if I run into him, I would say "hi"."

She acknowledges she did two calls there on 04/14/2012 or 08/22/14. She agrees that they came through her personal cell phone. When asked about the six times she was at 34184 SE 327th Pl, Ravensdale, WA 98051 during work hours when there were no active calls to this address, Officer Westberg stated she would only be near there if she was doing work in the general area and it was her lunch hour. In interview she stated that the houses out there are "spread out" and that Mr. Dore has "probably 10 acres". She describes that you "can't see a house from his house." She states "has taken her lunch out there and sat at the top of his property." Going on to say, "She goes to take a walk through the woods at lunch." She also states that there have been times that she ended her shift in the general area and so she would park the truck somewhere out there, not necessarily there, but at a friend's."

In interview on September 26, 2014, Officer Westberg mentions that she has a medical condition which "explains why she has a difficult time remembering to write down the time."

She explains that “she knows she’s supposed to do it (write down the time) every time she stops, but sometimes she has a hard time remembering to do it.

In the third interview with Officer Westberg on September 26, 2014, she changes her story regarding her relationship to Mr. Dore. She states she often takes care of Mr. Dore’s dogs and will stay at his house, but she doesn’t see him because he “leaves a key under the mat.” She also mentions that sometimes she will use Mr. Dore’s bathroom, but he’s not home. When it’s pointed out that she also originally stated that she only spoke with him regarding animal emergencies, she states now that “she does talk to him.” She goes on to say she felt she was honest in the initial interview by stating that she “hasn’t seen him.” When asked if she is using semantics to mislead the investigator she states she’s “sorry she lied” in the first and second interviews.

The GPS clearly shows her parked in the driveway with multiple GPS pings that location for each of the six above mentioned times indicating the GPS points are accurate. Interview with KCIT regarding the accuracy of GPS proves the locations used here are correct to 50 feet. From my tour of the area, the house is located approximately five miles down a gravel road and is not conveniently located to a local thoroughfare.

After three interviews it’s clear Officer Westberg’s story has changed throughout and therefore credibility is certainly in question.

A. August 22, 2014

A14-005008- Chameleon Detailed Log states Officer Westberg responded to a bat call at Mr. Dore’s residence 34184 SE 327th Pl, Ravensdale, WA from 1:25-2:45. She was allowed to report late to work the following day because of the night call. Officer Westberg’s case notes state “loose bat in house r/p was scratched in face. Health department wants bat tested for rabies.”

Sergeant Chelsea Eykel relays via email to Lead Sergeant Anderson that she called Westberg on August 23, 2014 to ask her where the bat was located so they could test the bat for rabies since the she (Westberg) and Mr. Dore reported that he (Dore) had been scratched by the bat. Sergeant Eykel reports that she asked Westberg if it was a “true exposure” and Westberg stated “yes Rian had been scratched, and that he had called the Health Department and was starting the Rabies Protocol per their direction.”

Sergeant Tim Anderson in interview relays that he contacted both the Animal Control Dispatch and the Public Health department and neither Dispatch or the Public Health Department had received a call from Mr. Dore or on August 22, 2014 or at any time after. Dispatch or the Public Health Department had no contact with Office Westberg on August 22, 2014 or at any time after.

In interview Officer Westberg relays that she was awakened by call on her personal cell phone from Mr. Dore on August 22, 2014, but can’t recall the exact time. She characterizes him as “freaking out” because he had bats in his home and one of the bats scratched him on the face.

She relays that she directed Mr. Dore to “call the Public Health department first” then to “call dispatch.” She states they ended the call and he called back again shortly after. He relayed to her that “the Public Health Department needed the bat and he didn’t know how to catch it.” She then drove in her work vehicle to his home. She states she doesn’t recall the exact address, but offered to check Chameleon records for me. She states “he and his dogs met her in the driveway and they walked up to the house.” She relays “He’s kind of a panic person so he was freaking out.” She characterizes the home as a “log cabin” like “one open room.” But later states it has a “loft.” Westberg states when she got there, there were “three bats in the house.” She thinks there were three, but she “initially saw two bats, one in the kitchen” and “one on the stairs by the stairwell.” She goes on to describe Dore’s and her efforts to catch the bats using a hat and a small net. She relays finally they gave up and were unable to catch the bats. She surmises it may be because Dore forgot to close a window in an upstairs room

When asked what Public Health had said, Westberg replied “Public Health said that if the bat had caused the scratch, they would want to test the bat for rabies and that Animal Control would help him catch the bat and transport it to Public Health.”

Westberg states she observed a “small scratch” on Mr. Dore’s left cheek right under the eye. She relays Mr. Dore told her “he was brushing the bat away from his face.” She did not take pictures of the injury. She goes on to relay that she told Mr. Dore he “needed to go to the doctor and do whatever was recommended because they did that with people who hadn’t even been touched by the bat.” At the time of the interview she was unsure if he had done so. When asked about the credibility of the reporting party she replied “why would he lie?”

Westberg also relayed to Dore that she thought he might have a nest of bats and he should call critter control because Dore reported to her that “when he’s outside, he sees hundreds of them up on the rim flying.”

Ms. Westberg is given an opportunity to share her cell phone call log to validate the call had come in in the middle of the night on August 22nd, 2014. In reply she states “I’m not showing you my phone.” She then states she will “get you a printout of the call” meaning from her cell phone record. She is given the opportunity to do so at that time, but states she is “locked out” of her Verizon account but will “provide the records tomorrow.” To the date of this report none have been provided.

Lead Sergeant Anderson attempted to contact Mr. Dore for an interview on numerous occasions. Mr. Dore declined to be interviewed. Although they never spoke on the phone, they text back and forth over multiple days, text log follows.

8/28/14

15:01 Sgt Anderson: “Calling from King County following up on a call you made.”

15:04 Mr. Dore: “it’s got out they get in all the time....sleeping.”

8/29/14

Sgt Anderson tried calling multiple times with no answer or call back.

9/2/14

17:23 Sgt Anderson: "Hi Rian, I'm just following up with you regarding your bat call. Public Health is concerned about your exposure and asking me to follow up. Do you have time to meet this week or talk by phone?"

17:40 Mr. Dore "I can talk by phone I kinda though I got scratched but I was drinking that night on my bros birthday and had like 3 or 4 in the house it probably was my dog lol but my gf and roommate wanted he out I was probably over exaggerating I doubt the bat scratched me THEY JUST CREEP ME OUT AND WAS HOPING IF I CALLED THEY WOULD ASSEMBE A TEAM AND REMOVE THEM IMMEDIATELY BUT THAT WASN'T THE CASE I probably got them out I need an exterminator to get them out of my awning ASAP THANK U HEADING TO WORK AND TOMORROW GOING TO THE GAME !!! Go hawks !!! ☺

9/10/14

12:26 Sgt Anderson: "Hey Rian – Public Health is concerned still about rabies exposure since the bats were in your house. Do you have some time to meet up tomorrow? I can come out your way if you name a spot and time."

15:08 Mr. Dore "I'm fine get them out of my roof for free and than sure but this is ridiculous they have been in the house since 2007 LOL ! Looking for a job making \$25 bucks an hour ... Let me know if u know of one thank you have a nice day I have firewood to stack. I don't have rabies I guarantee that ... Wow"

When interviewed for the third time on September 26, 2014, Officer Westberg then admitted that she and Mr. Dore have a personal relationship. She states that she apologizes for being dishonest with me in our first interview with regard to her relationship with Mr. Dore. Stating "I did not see what my relationship had to do with the call."

The facts show that there was clearly no call to Public Health regarding a bat concern. There is dishonesty on someone's part in that Public Health "wanted the bat." It isn't immediately clear who that person would be since the credibility of both is compromised by their inconsistent statements. Officer Westberg's credibility is further compromised when in her third interview she admits to being untruthful. Whether Westberg received a call from Dore on that night is also uncertain without verifiable phone records to show the call occurred.

B. April 13, 2012

A12-001708- Chameleon case notes state "received a call from dore that his dog was being attacked by a stray dog. Dore had finally got his jrt back inside to safety but the other dog was still trying to get in."

C. September 26, 2013

Officer Westberg's reported hours were from 9:30 to 19:00

Case Number A13-005555

The Chameleon detailed log states Officer Westberg	The hand typed log states she worked A13-0555 from 13:29	The GPS shows officer Westberg arriving at 28013
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arrived at 28013 SE 224 th St, Maple Valley, WA 98038 and worked the case until 18:56.	to 18:30 and was at her residence at 19:00.	SE 224 th St, Maple Valley, WA 98038 at 13:29 and leaving at 16:54. She then drives to her home and arrives at 18:00 and leaves again at 18:14 and drives to Mr. Dore's address 34184 SE 327 th Pl, Ravensdale, WA 98051 and arrives at 18:51, the GPS goes off at that location at 18:58.
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In her third interview, Officer Westberg stated she stopped off at her home to use the restroom and was actually staying at Mr. Dore's residence because she was watching his dogs. After mapping the distance from the location in Maple Valley to Officer Westberg's home and then to Mr. Dore's home, Officer Westberg's home is not on the way to Mr. Dore's.

The facts show that Officer Westberg actually stopped working at 16:54 and went to her home and then to Mr. Dore's residence rather than working until 19:00. Officer Westberg was not on-call that night and therefore had no business reason to have the King County truck at Mr. Dore's after she was already at her own home which is between Mr. Dore's and Regional Animal Services.

D. January 17, 2014

Officer Westberg's reported hours were from 07:30 to 18:30.

The Hand written log for Officer Westberg states from 07:30 to 10:29 she worked at the Kent shelter. GPS Field Activity Route Trace shows Westberg leaving the Kent Shelter at 10:55 and driving to Vashon Island.

The Hand Written Log states from 12:18 to 13:00 Westberg took lunch (states the "partial lunch was approved by SR27" meaning Sergeant Shelby Russell.) The GPS Field Activity Route Trace shows she arrives at Lisabeula Park on Vashon Island at 12:24 and stays until 13:53.

Case Number A13-07367

Chameleon Detailed Log states Westberg worked this case from 13:33 to 13:52.	Hand Written Log states she worked this case from 13:33 to 13:51. In the report for A13-007367 Westberg writes that at 13:49 she "went by" to verify health of sheep.	The GPS Field Activity Route Trace shows she arrives at Lisabeula Park on Vashon Island at 12:24 and stays until 13:53. GPS does not show Westberg driving by the address for A13-007367 on any point during this day.
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Case Number A14-00296

Chameleon Detailed Log states Westberg worked this case from 14:10 to 15:01. In the report for A-14-000296 Westberg indicates that arrived at 11400 Westside Highway and spoke to parties in person.	Hand Written Log states she worked this case from 14:10 to 15:01.	GPS shows Westberg was at this location from 14:31 to 14:40. ERMS Records indicate photos and files were loaded to this case on 1/18/2014.
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Case Number A13-007847

Chameleon Detailed Log states she worked this case from 16:30-17:33.	Hand Written Log states does not make mention of this case, it states she was “on west side highway placing emails and pictures in erms” from 16:28-17:18.	GPS shows Westberg driving to the ferry dock and arriving at 15:22. At 15:26 the GPS shows the ferry departing to Seattle. At 16:44 Westberg arrives at her home and leaves again at 16:55. Westberg then drives to Mr. Dore’s residence 34184 SE 327 th Place, Ravensdale, WA 98051 arriving at 18:06 and remains there until 18:35 when the computer turns off at that location. ERMS records do not indicate any records filed by Westberg on 1/17/14.
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Finally the Hand Written Log states she arrived at her residence at 18:30 and remained on standby for night call. The GPS reflects at 18:30 Westberg was at the address in Ravensdale more than an hour away.

In interview on September 26, 2014, with regard to A13-07367 Officer Westberg states she “definitely drove by the sheep, it probably wasn’t the exact time.” She states she was “probably working on the computer.”

In that same interview with regard to A13-007847 she states “just because the log sheet says that doesn’t mean that I was parked there.” This is direct conflict with the statement written on the log sheet “parked on the side of Westside Highway.”

Also in interview on September 26, 2014 with regard to leaving Vashon early, she states she probably wrote down the wrong time and was on the phone working a case. She states that her animals were kept out near Ravensdale during that month and that she was ending her shift at Mr. Dore’s house. Review of Officer Westberg’s phone records show she made a call to 206-296-3311 (KCSO) at 14:13 lasting 1 minute and a call to 253-202-9297 lasting 2 minutes. Those

were the only calls made or that came to Officer Westberg's cell phone in the afternoon/evening of January 17, 2014. Neither number corresponds to calls she indicated working on that day.

The facts show that Officer Westberg took an hour and a half lunch at Lisabeula Park rather than working case A13-007367. Evidence further indicates she didn't work case A13-007367 on this date as she stated in her detailed/handwritten log. Additionally, the evidence shows she finished working on Vashon at 15:22, traveled to her home and then to a Mr. Dore's residence rather than working until 18:30. Officer Westberg was not on-call that night and therefore had no business reason to have the King County truck at Mr. Dore's after she was already at her own home which is between Mr. Dore's and Regional Animal Services.

E. May 4, 2014

Officer Westberg's reported hours were from 07:30 to 18:30.

Case Number A-14-002052

The Chameleon Detailed Report shows she arrived at 34718 Headworks Road, Ravensdale, WA 98010 at 17:04 and worked until 17:49.	The Handwritten Log for Officer Westberg states she arrived at 34718 Headworks Road, Ravensdale, WA 98010 at 17:18 and worked until 17:48. It states she took the "remainder of her lunch" at 18:00.	GPS shows she arrived at 34718 Headworks Road, Ravensdale, WA 98010 at 17:10 and left at 17:18 she then drives to 34184 SE 327 th Pl, Ravensdale, WA 98051 and arrives at 17:28. The GPS goes off at that location at 18:52.
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In interview on September 26, 2014 Officer Westberg recalls the day and then states "she didn't have uhm a lunch so I was probably taking a lunch, putting notes in the computer, doing paperwork, recaps, etc."

The facts show that Officer Westberg stopped working at 17:18 and drove to Mr. Dore's residence rather than working until 18:30. It should be considered that thirty minutes of this time would have been lunch although not taken at an appropriate time.

F. June 14, 2014

Officer Westberg's reported hours were from 07:30 to 18:30.

For this day, the Chameleon Case notes are not easily interpreted.

Case Number A14-002052-The Chameleon Detailed report shows Officer Westberg was at 34718 Headworks Road Ravensdale, WA 98010 from 13:53 to 16:27. The notes also indicate that she made a call for case number A14-003055. The case notes indicate she had a "lengthy call" with the r/p (Reporting Party.) It also states that she drove by 27607 SE 231st, Maple Valley, WA 98038 but did not find the "chained dog" from 17:10 to 18:18. The Handwritten log states she worked at 34718 Headworks Road, Ravensdale, WA 98010 from 13:43 to 16:22, but also

that she had “lunch by the river” from 14:00 to 14:31. It also states she did the cancelled call regarding the chained dog from 16:22 to 16:23.

GPS shows she drove to Mr. Dore’s residence 34184 SE 327th PI Ravensdale, WA 98051 and arrived at 14:04 and left at 14:37. She then drove to her home and arrived there at 15:25. She leaves home at 16:30 and drives to 27607 SE 231st St Maple Valley and arrives there at 16:49. It’s notable that Officer Westberg’s home was not on her way and that she was at this exact location (27607 SE 231st St Maple Valley) at 13:41 earlier that day. She then drives around and then leaves the area at 17:29 and goes back home arriving at 17:45. The GPS goes off from that location at 17:57.

In interview on September 26, 2014 Officer Westberg relays; She may have gone to Mr. Dore’s house to use the restroom while working at Headworks. She states she wouldn’t drive out to Ravensdale just to eat lunch; she “would pull over somewhere where she was near and have lunch there.” She also states that “it looks like I was on phone calls from 14:51-16:42” then she “ran to her house to go pee.”

Cell phone records show Officer Westberg called her voicemail at 14:47 for 1 minute, then the reporting party in A14-003055-01 at 14:50 for 22 minutes, then again at 16:50 for 5 minutes.

The facts show that Officer Westberg for a period of four and a half hours was possibly engaged in responding to random calls, but her time is not accurately accounted for. She was definitely not on the telephone during the times stated in Chameleon, Log sheets and in interview.

G. July 24, 2014

Officer Westberg’s reported hours were 10:00 to 18:35 because of the late start for a call out the previous night.

<p>The Chameleon Detailed log states Officer Westberg worked: A14-004146 from 14:28-14:49 A14-004224 from 16:19-16:28 A14-004146 from 16:57-17:33 A14-004224 from 17:50-18:32</p>	<p>The Handwritten Log states she worked 4146 from 14:28-14:44 then took lunch from 15:04-15:54 and 4224 from 16:19-16:28. Then works call 4146 with no start time, but ending 17:33, she states from 17:55-18:30 she was at the Covington Library.</p>	<p>The GPS Shows Officer Westberg leaves A14-004146 at 14:45 drives to Mr. Dore’s residence 34184 SE 327th PI, Ravensdale, WA 98051 and arrives at 14:57. At this point the GPS goes off and comes back on at 16:17 at a distance of 7 miles and an estimated 13 minutes away from the Dore residence in a parking lot. She stays in the parking lot until 17:35 at which point she drives home and arrives there at 17:45. The GPS goes off at that location.</p>
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In interview on September 26, 2014 Officer Westberg states she “doesn’t care what the IT guys say.” She wasn’t at Mr. Dore’s house, she may have been one street away, but there are “definitely trees between the road that she was on and his home.” Then she states “well, there’s shrubbery.” She’s now not sure how big the trees might be. She maintains she had computer issues.

The facts show that Officer Westberg was not at the Covington Library, she was at her home from 17:45 rather than working until 18:30. Regarding the “computer issues” considering that GPS would typically kick the user off due to the cell tower being full and then in a period of minutes allow the user to log back, it’s suspicious that the service would not be available for 2 hours. It is also suspicious the GPS coincidentally shut off at Mr. Dore’s residence and then came back on a very short distance away. Additionally, it would be Regional Animal Services’ expectation that Officer Westberg would have been responding to calls during this time, but there is no evidence to show that was the case.

H. July 31, 2014

Officer Westberg reported hours were 07:30 to 18:40

<p>The Chameleon Detailed Log states Officer Westberg worked: A14-004406 at 24828 45th Way Issaquah, WA 98029 from 9:19-9:28 It is not apparent from the detailed log what Officer Westberg is doing between 14:05 and 16:07. A14-004142 in Enumclaw from 16:07-16:18 (although there are not detailed case notes for this day) A14-003756 from 17:43-18:34</p>	<p>The Handwritten Log states from 12:40 to 12:52 she worked case 4406, and then 13:54-14:04 case 4093. It states she had lunch from 14:07 to 15:07, and then had “computer issues until 16:07 so couldn’t put myself back in service.” Then from 16:07-16:18 she worked case 4142. It’s not apparent what Officer Westberg did from 16:18-18:30.</p>	<p>The GPS for this day begins at Mr. Dore’s residence 34184 SE 327th Pl, Ravensdale, WA 98051 at 00:11. It then travels from that location and goes off at 00:029 a few miles away. The GPS comes back on at 09:45 at Officer Westberg’s home. She leaves her home at 10:19 and drives around the neighborhood and sits in an empty area until 12:00 when she drives to Issaquah. She drives around Issaquah and then leaves without stopping. She then returns to Mr. Dore’s residence 34184 SE 327th Pl, Ravensdale, WA 98051 and arrives at 14:14, the GPS goes off at that location at 14:15 and then comes back on at 16:00; 7.7 miles and approximately 14 minutes away She then drives to the vicinity of case 4142, approximately 5 minutes away and departs at 16:17 the GPS</p>
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		then goes off at 16:28 in that same area.
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In interview on September 26, 2014, Officer Westberg states she believes a call came in at or around midnight and she was at Mr. Dore's house taking care of his dogs because he was out of town and the call got cancelled so she just went home instead of going back to Mr. Dore's.

She maintains she was having computer issues. She states that the computer doesn't always reboot right away, but may take a few times. She believes the amount of time is reasonable.

The facts show Officer Westberg used her work vehicle during non-work hours to drive from Mr. Dore's house to her home. There is no indication of a need for her to drive based on either time she reported or anything in the Chameleon system. With regard to the second coincidence of the GPS going off for 2 hours at Mr. Dore's residence and then came back on a very short distance away even more suspicious. As above, GPS would typically kick the user off due to the cell tower being full and then in a period of minutes allow the user to log back in; it's suspicious that the service would not be available for 2 hours. Additionally, it would be Regional Animal Services' expectation that Officer Westberg would have been responding to calls during this time, but there is no evidence to show that was the case.

IV. Conclusion

Officer Westberg falsified log sheets and time records in order to collect income she was not entitled to on:

- September 26, 2013
- January 17, 2014
- May 4, 2014
- July 24, 2014

Officer Westberg used a county vehicle for personal use on September 26, 2013, and January 17, 2014 and July 31, 2014.

Officer Westberg was admittedly dishonest during the course of this investigation.

It's unlikely that the night call on August 22, 2014 took place as the Officer reported.

From: [Hagen Crossover, Brittany](#)
To: [Slonecker, Susan](#)
Cc: [Abernethy, Shawn](#)
Subject: Westberg Loudermill
Date: Wednesday, October 22, 2014 1:47:00 PM
Attachments: [Westberg Loudermill 10-16-14.docx](#)

Please review.

Thank you,

Brittany Hagen Crossover, PHR
Senior Human Resource Analyst
Department of Executive Services
Ph: 206-296-5172
Fax: 206-205-0715

From: "Williams, Kelli" <Kelli.Williams@kingcounty.gov>
Date: June 7, 2016 at 4:36:13 PM PDT
To: XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
Subject: RE: GPS and other matters adendum

Dear XXXXXXX –

As you know, you have requested GPS data three times. Your questions below are about the data we provided for your second and third requests, in which you requested a copy of all GPS data. In an effort to assist you with understanding our responses, we have prepared the explanation below.

[More like 5-6 times - the first CD one was blank.]

For your request dated September 24, 2015 (request No. ISS-10239-V3X0K7), Joel Wade prepared the productions, which came from two sources of data.

[Asked for Todger from the beginning and they have not been responsive to Todger Koerker until today.]

First, based on directions from Todger Koerker, Mr. Wade copied the GPS data that is stored on a RASKC server.

[Attempts to make it sounds like Todger who did the work it but it was Joel Wade.]

The data stored on the server cover the period from the beginning of late 2010, when the GPS system was installed, through March 2015, when RASKC transitioned to a new vendor. Second, for the period of time following the transition to the new vendor, Mr. Wade obtained from Tim Anderson a copy of data that Mr. Anderson obtained from the new vendor. We closed this request on October 29, 2015.

[Asked to exclude RASKC Tim Anderson because of the conflict of interest from the mix early on]

For your request dated February 3, 2016 (request No. ISS-13577-Y3Q9L3), Mr. Wade again prepared the productions. Like he did previously, he copied the GPS data from the RASKC server, again consistent with Mr. Koerker's directions.

[Again sounds like Todger but isn't – misleading]

Additionally, he obtained a copy of data directly from the new vendor without involving Mr. Anderson. We closed this request on March 4, 2016.

You asked why there are no data for Mike Cronin, Aaron Wheatley, and Steve Nickelson on April 8, 2011, and no data for Mr. Wheatley and Mr. Nickelson on April 9 and 10, 2011.

[These employee were GPS “pinged” filing “activity reports” out in the field. “Activity reports” are held in a separate data file that apparently was not obfuscated. There is no data file for them in their own directory included on those GPS files where they filed “activity reports” on those dates – out in the field. Note –Have personnel files on Cronin. He has been disciplined numerous time for failing to use his GPS several times, he doesn't like being tracked so refuses to turn on his computer.]

First, the fact that an employee was working on a certain day does not mean there will be GPS data for that employee. Our records indicate that Mr. Wheatley was working at the shelter those days, as opposed to in the field. This could explain why there are no GPS data for him.

[There was GPS on him 4/8 and 4/9 and he wasn't in the shelter.]

[Wheatley is not listed as working on April 8, 2011 while there is an “activity report” under his name while out in the field at 5:41PM.

[Wheatley is not listed as working on April 9, 2011 while there is an “activity report” under his name while out in the field at 2:31PM

[Wheatley is not listed as working on April 10, 2011. There is no “activity report but he testified in court he was in the field assisting Westberg “walk” Alex and Hebo from the Markley/Thomas property to Reber Ranch on April 10, 2011]

[GPS data shows Westberg end ping at Reber Ranch at 6:44PM. She files two “activity reports” on Markley/Thomas at 8:00AM and at 1:35PM while she is nowhere near there on her GPS enabled computer.

Second, the dates you are asking about are early in the period of implementation of the GPS tracking system. RASKC installed the system in October 2010, but there was a learning curve during implementation. A number of things had to work correctly for GPS data to appear for an employee, including proper configuration of the laptop computer and good cell coverage areas. Based on our experience during the early implementation of the system, we do not expect there to be GPS data for every employee who was working in the field. We know, for example, that Mr. Nickelson experienced problems during the implementation of system. Similarly, if there are not data for Mr. Cronin, the same reasons could apply.

[And we know from Mike Cronin's personnel files he was reprimanded repeatedly for not turning on his computer because he didn't like to be tracked.]

[There is no other indication of an anomaly at the time]

Third, April 9 and 10, 2011, were a Saturday and Sunday. Core field service hours in 2011 were Monday to Friday, with weekend service provided upon special request. Officer Nickelson was the only officer normally assigned to work weekends in the field in order to fulfill requests in only three cities (Shoreline, Lake Forest Park and Kenmore), excluding officers on standby for emergency call out.

[It is clear Wheatley, Cronin and Wheatley were working that weekend. Why was Westberg the only one shown on duty if Nickelson was primary on weekends?]

Fourth, we have reviewed the GPS data for the period of time you are questioning. There are no gaps in the sequence of ID numbers, which indicates that data were not deleted.

[Deposing Troger Korker may answer that question.]

The County's responsibility under the Public Records Act is to conduct a reasonable search for responsive records. The County has done this for the GPS records you requested.

Finally, we will not provide a certified letter signed by Mr. Koerker. It is not our practice to have an employee sign a certified letter for a requestor. Nor do we consider a requestor's preferences when we assign duties to our employees.

We have provided this information to you in order to be of assistance. We consider our response to your September 24, 2015, request to have been closed since October 29, 2015, and our response to your February 3, 2016, request to have been closed since March 4, 2016. This letter concludes our correspondence to you about these closed requests.

Kind regards, Kelli

Kelli Williams | Director
King County Office of Civil Rights & Open Government
Civil Rights | Ethics | Public Records Act Program | Boards & Commissions
Office: 206.263.9753 | e-mail: kelli.williams@kingcounty.gov



June 1, 2013

RE: Markley and Thomas cases

On the Record Reporters is an audio/video production company that specializes in capturing court proceedings, depositions and other commercial production as well as audio, video and transcript forensic analysis. We are available as expert witness for an hourly fee. We utilized public records in our analysis.

We have been engaged to analyze for accuracy two versions of official court audio of the same court trial, obtained one year apart from the Regional Justice Center Superior Court Clerk's Office. Then to compare the court audio to the transcription used for the Court of Appeals for commiserate further accuracy.

The analysis was done on various sample days of two cases tried simultaneously in December of 2012 – Markley #12-1-00543-1 and Thomas # 2-1-00542-3. We were also asked to analyze an Omnibus hearing of the same cases numbers dated October 24th, 2012.

For ease of viewing, audio has been hyperlinked to the corrected transcript.

In the spirit of cost-efficiency, we have prepared ample samples from various days that we felt demonstrated the accuracy of the record.

Please see the following for the analysis followed by our certification of the analyst.

Our invoice is attached.

Thank you,

On the Record Reporters



Invoice Markley/Thomas
 Bill to:

June 1, 2016

King County Office of Public Defense
 Re: Informa Pauperis for the defense of Jason Edward Markley

Hourly Rate:	\$175.00		
Hours placed:	602	Subtotal:	\$105,350.00
	Terms:	15 net 30	\$85,547.50
		Full amount due after 30 days @ 12% per diem	\$105,350.00

Synopsis of alterations done on the court records

RE: Transcript and audio court records of

Jason Markley #12-1-00543-1 and

Cherish Thomas #12-1-00642-3

simultaneous trials.

Conclusion

After an arduous, in-depth study (over many months) of these trial transcripts and two audios, it is unequivocal that both sets of audio sourced from the King County Clerk's office and the transcripts produced by RJ Williams have been profoundly tampered with.

Virtually every alteration benefited only one side of this action – that of the prosecution.

The tampering clearly attempted to clean up trial errors and conceal over reaches by the both the prosecution and the bench. It took testimony and altered it from what was spoken to give an entirely different meaning and to conceal inconsistencies in State witnesses.

Therefore we could not, under any circumstances, endorse any of the audios nor the transcript as being an accurate depiction of the trial.

It is our opinion that the tampering has been so egregious that an unaltered trial record can no longer exist. If one does exist, it would be a problematic legal question as to how it could be suddenly re-introduced with any credibly.

In addition, it is clear that the Court of Appeals never saw an unaltered record of this trial. The reasoning for our conclusions are as follows:



I. Electronic record alterations - Background and Observations

- 1) There were two court audio versions examined of this trial.
- 2) The first audio version was obtained in February 2013 directly from the King County Court Clerk at the Regional Justice Center two months after trial. We were present to accept the audio directly from the clerk.
- 3) The second audio version was obtained a year later in 2014 by appellate counsel Casey Grannis allegedly directly from the same source as the first – the King County Court Clerk - in preparation for the Court of Appeals.

- a) Under examination it soon became apparent that the audio version had already been altered. The “edit cuts” can be visually seen on the audio track **(see graphic below)* as well as through comparing the tracks from the first version with the court transcripts.
 - b) In the first audio version, (February 2013) there is less audio “editing” compared to the second audio version obtained a year later.
 - c) Both electronic audio records of this trial have been egregiously altered and modified. As a result, it is our opinion that ***there is no existence of an unaltered audio record of the trial.***
- 4) All transcriptions have been transcribed – from audio - by one transcriptionist who apparently only had access to altered audio after trial and/or she altered the audio “on the fly” at the same time as the transcripts were altered.
 - 5) All transcriptions have been altered most strikingly during portions of the trial where there appeared to be inconsistent testimonies, with intent to change the trial record through perjuries, illegal court proceedings and concealing exhibits.
 - 6) There was a consistent misspelling of the names of State witnesses that would conceal their identities from public records search word searches thus it would hide exculpatory evidence.
 - 7) Words were changed in the transcription from audio that appeared to be an effort to hide “tag” words from searches.
 - 8) Transcripts and audio were changed from the words spoken. Negatives were changed to positives and vice versa. Words were added and/or omitted. Entire sentences were fabricated on the transcripts that are not present on the audio. It is obvious it was done to cover-up inconsistencies and perjuries in the State’s witness’s testimonies since the corrections served to correct inconsistencies in the original testimonies from page to page.
 - 9) The alterations are so egregious that correcting all transcriptions in whole is onerous thus we took swaths of samples for demonstrative purposes since if parts are altered it taints the entire record as unreliable.
 - 10) Entire sections of the trial were omitted on the transcripts that appear on the audio.
 - 11) It is certain the transcription and the subsequent “alterations” were done after the trial.
 - 12) The alterations had to have been performed by someone with familiarity with the trial, in harmony with the prosecution and with knowledge of the legal issues germane to the case since virtually all alterations benefited only the prosecution.
 - 13) It appears the audio altering was in process at the time of acquisition of the first version as the second audio demonstrated audio artifacts from “trims” that were not present on the first version.

Discussion - Once the audio is altered, there is no way to determine how much audio is missing.

Thus there is no bona fide record of this trial.

Since these alterations were done prior to the Court of Appeals, there was no unaltered record for review depriving defendants of their constitutional right to appeal.

Both altered audio and the further altered transcriptions were sent to the Court of Appeals.

Though there are sample excerpts here, a peripheral check shows that all the transcripts were altered.

Provided here are excerpt samples. Correcting as much as possible was onerous because the “edits” were so profuse. Since there are abundant pieces of audio missing, there is no point in correcting all of the trial as the original record would no longer exist.

If one portion is altered, it demonstratively shows the transcription and audio is no longer credibility.

Audio tampering - Forensic audio experts universally report the most common court audio tampering are often found at the beginnings and the ends of the recording day. Other “edits”/“cuts” within are often designed to change affirmative responses to a negative, vice versa and numbers (amounts/dates) or to remove entire comments that would hurt the tamperer’s side in a case. We see all of these techniques employed here.

When entire swaths are removed, sometimes there are “artifacts” left over from the “trim” or the beginning of the cut and the end of cut where the audio is then married together to make it appear as if what was cut was never said. When these “cuts” are made, it is impossible to retrieve the erased media. Although in some of the cuts in this audio tamper, there were some “artifacts” left behind due to sloppy “editing.” When married back together, in the case of an FTP recording, often the time code will be altered or it will appear that a party is non-responsive. We see both here. Seeing a time code “cut” is, by design, to capture tampering. And it was seen here.

The audio alterations are fairly easy to discern. In this case, since there are two different versions of exactly the same audio, simply putting the first version audio on a track over the second version audio track reveals a “cut” quickly as the moment there is a cut, an audio echo is produced. The echo indicates that there is a cut and it has thrown - what should have been an exact in-sync audio - out-of-sync.

In the transcripts of the two cases, there are copious “edits” throughout the transcripts that change the entire record into an event that didn’t happen. Once familiar with the cases it becomes clear as to the intent.

Notes are included here in order to facilitate the viewer’s understanding of the significance of the tampering.



- II. **The Brady significance of the Oct. 24, 2012 hearing** – This event would impact up to 23 cases.
 - A. **The manipulations of the October 24, 2012 Omnibus hearing** –
Issues addressed during hearing:

- 1) According to the content of the audio and transcription, this hearing was significant because King County Deputy Prosecutor Gretchen Holmgren was initially exposed of withholding exculpatory evidence - on the record - in front of Judge Mary Roberts resulting in a Brady violation for failure to disclose RASKC ACO Jenee Westberg's criminal history.
- 2) It was additionally more significant that Holmgren failed to disclose because it was the King County Prosecutor's Office who prosecuted Westberg's two of three of her criminal prosecutions.
- 3) Judge Mary Roberts did not sanction Ms. Holmgren. So though she has an obligation to disclose, she was not held accountable.
- 4) The lack of disclosure regarding these Brady violations has been present in at least 17 other active falsified prosecutions at that time.

Sources:

- 1) The initial Oct. 24, 2012 audio sourced directly from the King County Superior Clerk. When initially requested the clerk's office claimed it had been "misplaced" in the Clerk's record. A room by room search had to be employed by the court clerk to find it even though the hearing took place in the regular Omnibus Room in RJC – GA. It took over a week for the court clerk to locate it after two CDs were purchased that did not have it. It was listened to in whole (we get the whole day). It was finally handled through management though acquisition was delayed substantially.
- 2) A year later when appellate counsel Casey Grannis of Nielsen, Broman & Koch secured his own audio sourced from the King County Clerk's Office to the COA – It was discovered that the CD with the Oct. 24, 2012 audio file that went to the COA did not play.

There was no indication from the COA that they noticed that the audio did not play. It was presented to the Court of Appeals in this condition. Since the failed Brady disclosure was a significant part of this case (and the other 21 cases), it was important event that the COA did not notice or hear the audio. The original audio DOES play and is included here. The Court of Appeals did not have the full record. It was part of Markley's Statement of Additional Grounds (SAG) and the COA failed to address it.

The Oct. 24, 2012 Omnibus hearing was significant because it documented the exposure of a prosecutorial Brady violation - on the record - that exposed the level of manipulation in over 23 falsified cases of animal cruelty prosecuted by the King County Prosecutor's Office.

The October 24th, 2012 audio that *does play* was sourced directly from the King County Clerk's office. The links are here: (The Oct. 24, 2012 transcript has been corrected to the audio).

See audio: [121024MarkleyOmnibusFrmKKC.wma](#)

See transcript: [121024OmnibusMaryRobertsBrady-Corrcted.pdf](#)

Tampering present:

There was clearly tampering on Oct. 24, 2012 transcript of significance though, in comparison to the other excerpts selected below, those edits were not as profuse.

The largest issues with Oct. 24, 2012 were:

- a) Is the significance of the Brady violation and
- b) The audio was concealed from the COA.
- c) The Oct. 24, 2012 Omnibus Brady violation exposed the Brady issues in 17 other active cases.

List of tampering on Oct. 24, 2012.

The audio's time code is skewed. This indicates there are swaths of the audio missing. In comparing then the skewed audio to the transcripts the significant "edits" identified are as follows:

- 1) P10Ln 20 – Mixed up Piculell with Tarvin.
- 2) P14Ln14 – Omitted "Dave Morris" when it was clearly spoken in the audio. This type of obfuscation of identifying names is very widespread in all transcripts reviewed. It is a deliberate misspelling of the person's name to conceal the individual from a word search used by public disclosure officers and investigators.
- 3) P16Ln2 – There was no "off the record discussion" "(DISCUSSION OFF THE RECORD RE SCHEDULING.)" It was "Scheduling" but obfuscating this discussion, since there were no other documents scheduling in the docket for the next hearing suggesting this as a deliberate act to obstruct any investigation by interested parties from attending the trial who were experiencing the same bad behaviors in their cases.
- 4) P16Ln4 – There was no "(PROCEEDINGS ADJOURNED.)" This appeared to be an attempt to disguise the next date so that no one would know when to attend.).

Further items of note regarding this Omnibus hearing. –

In reviewing the court records, the October 24, 2012 Markley/Thomas Omnibus hearing is the first moment that the King County Prosecutor's Brady Violations were publicly exposed and on the record. There are at least 23 Superior Court cases of falsified animal cruelty prosecutions against innocent community members in King County.



II. Trial transcript alterations. –

Included here are two excerpts from two days. These are alterations done to the official court transcripts in the Markley and Thomas cases.

Because there were so many "edits, both to the audio and the transcripts, to correct them all in whole is onerous.

The abundant examples included are stark demonstration of how and why it was done. It appears that whoever it was responsible may have listened to the audio while “editing” both the audio and the hard paper transcriptions at the same time.

Whoever this was had to be familiar with the case AND the trial AND the laws that were broken as the alterations were a blatant attempt to conceal problematic acts during the trial in favor of the prosecution.

A. [Dec. 11, 2012 Transcript corrected to audio – 22 pages total](#)

[Dec. 11, 2012 Transcript \(full\) \(not all corrected\)](#)

This excerpt contains omitted audio portions that we re-transcribed in red totaling 6 pages that were completely omitted. Hyperlinks will play the audio.

- 4 (of 7) pages of morning session – includes omitted 4 pages of audio that has been re-constituted in red that contain orange arrows marking the audio “edits/cuts” to visually demonstrate where and how often there are “edit/cuts” in the audio.
- 16 pages were corrected in the afternoon transcript session – including the remaining omitted 3 (of 7) pages of re-constituted in red at end that contain orange arrows marking the audio edits/cuts to visually demonstrate where how often there are “edit/cuts” in the audio.

Note – There were countless audio edits throughout these transcripts. The orange arrows were only employed here as a visual example.

[Dec. 11, 2012 Audio – Morning 6 pages](#) – of which contain re-constituted/omitted 4 of 7 pages on transcription.

The beginning and end of the day were completely obfuscated from the Dec. 11, 2012 transcripts.

This example is “corrected” to audio through page 4 (6 pages). The corrections pick up again on page 86 in the afternoon session.

[Dec. 11, 2012 Audio afternoon](#) - corrected to audio transcript 16 pages.

[Dec. 11, 2012 Audio afternoon](#) - reconstituted/omitted stand alone 3 pages (at end).

- 1) Since the first audio version was already cut/edited there is no way to know exactly how much is missing.
- 2) In studying the audio, it becomes clear why the audio was omitted on the transcripts.
- 3) At no time were there court instructions present on the audio to go off the record although the transcripts erroneously state there were. (A device to conceal alterations).
- 4) There are approximately 5 minutes missing from this date on the second audio version secured a year later by Mr. Casey Grannis for the COA representation compared the first audio version.

- 5) The COA never heard these missing pieces that still appear on the initial first version audio obtained a year earlier.

The corrected transcript “edits” are in the omitted pages 3, 3A, 3B, and 3C, pages 86 – 92, then the remaining omitted 3 pages at page 168 - 170 of the afternoon corrected transcript of December 11, 2012.

On this day there is an average of 1.73 “edits” per line of 25 page pleading paper in 22 pages of correction.

The afternoon correction was the testimony of veterinarian Heather Stewart who was then recanting her morning testimony that Westberg was present at the Markley/Thomas property the next day, a claim that Westberg denied but Markley and Thomas were crystal clear about.

The GPS data studied shows Westberg turned off her GPS enabled computer during this time and then later in the day, she filed an “activity report” that GPS “pinged” her near but not on, the Markley/Thomas property.

Those “edits” would change the court actual record are as follows:

- 1) There are 6 pages of obfuscated transcript from this day, 4 in the morning and 3 in the afternoon.
- 2) Page 3Ln 2 – Omitted “All rise King County Court is in session with the Honorable Cheryl Carey presiding.”
- 3) Page 3Ln 3 – The audio says nothing about whether the jury is in the room (missing audio) yet the transcription states the jury was not present. (Transcription was done from audio after trial)
- 4) Page 3Ln6 – Carey enthusiastically announces on the record that *“I just took a big swig of cough syrup...”* This is allegedly before the jury in the room and seems to be a “script” she is using throughout the trial. She seems disproportionately euphoric.
- 5) Page 3Ln11 – Rewrote Tarvin’s words.
- 6) Page 3Ln 17 – There is no court direction on audio of discussion off the records as transcription erroneously states.
- 7) Page 3Ln 18 – Is a partial missing three pages of discussion. In the second audio version this whole section/discussion is missing. There can be no way of knowing how much was erased.
- 8) Page 3, 3A, 3B, 3C, are reconstituted from the first audio version.
- 9) Page 3C – Line 19 - Carey announces on the record again that she *“I just took a big swig of cough syrup...”* This is after the jury is in the room and seems to be a “script” she is using throughout the trial. She seems disproportionately euphoric.

It has been determined that the first audio version was already altered at the time of acquisition. In this section a visual example was placed of the transcript with orange arrows where those cuts are located in the reconstituted pages 3, 3A, 3B, and 3C from

the first audio version. There were some “*artifacts*” left behind as the audio “*trim*” was not “*clean*.” Otherwise the rest of the detected audio edits are simply noted.

It appears this was an effort to protect Judge Carey from public exposure of impairment as she was disproportionately euphoric during the entire trial. She was very focused on her “*cough syrup*” during trial throughout.

- 10) Page 3A Line 23[Which was not transcribed] - Carey was mimicking Holmgren comments with the exact same inflections while making decisions that even a lay person can see is in error.

In what was reconstituted, Carey is overtly pandering to Holmgren as if she is unsure of what Holmgren wants her to do and seems to be seeking direction. Even the defense counsels seem to be uneasy with her behavior.

Carey seems unable to make even minute decisions on her own and is struggling on unimportant details as if she has never had a trial before.

It appears between the first audio version and the second audio version, that there was a decision made to erase the whole section after an attempt at altering in the first version.

- 11) It is interesting to note that during the entire trial, *there does not seem to be one instance of audio demonstrating that Judge Carey left due to coughing.*

Rest of morning we did not correct.

Afternoon was veterinarian Heather Stewart’s testimony. Pages 86 – 92 were corrected to audio. Stewart had testified that Westberg was present on the second day in the morning session. She was now recanting.

- 1) Page 86 omitted short conversation where Carey says “*Got my stuff.*” Again referencing her “*cough syrup.*”
- 2) Page 87Ln2 – Content on transcript was changed to a question when it was an affirmation of the events testified to in the morning session. – It obfuscated the redirect attack.
- 3) Page 87Ln5 – Transcript omitted “*cause I think... and.*” Makes Stewart sound more confident when she was actually struggling.
- 4) Page 87Ln6 – Transcripts omitted “*but.*” Makes Stewart sound more confident.
- 5) Page 87Ln 14-16 – Prejudicial editing to conceal Stewart’s nervous behavior.
- 6) Page 87Ln22 – Transcript omitted “*kidney failure.*” This comment shows Stewart’s incompetence as kidney failure is typically not a *chronic* condition related to absorbing food. It is typically an acute condition pending death. She is also talking about things that were not an issue with this case E.G., there was no colic, there was no kidney failure, and there was not starvation.
- 7) Page 88Ln19 – Omitted “*defendants*” and replaced it with “*tenants*” which makes the defendants sound less stable and obscures that they are property owners.

- 8) Page 89Ln25 – Changes “*food*” to “*good.*” Avoids a word search for “*food*” and finding reference that Markley fed alfalfa – highest protein hay while they are being prosecuted for feeding local hay of no nutritional value.
- 9) Page 90Ln3 – Transcript omits Stewart’s stutter where she was unsure of what she said earlier.
- 10) Page91Ln20 – Again omitted nervousness and inappropriate response to the seriousness of the questioning.
- 11) Page92Ln1 – More prejudicial editing to conceal Stewart’s nervous tittering and lack of confidence.
- 12) Page 92Ln11 – More prejudicial editing to conceal Stewart’s nervous tittering.
- 13) Page92Ln18 – Transcript omitted reference to “Markley and the Thomas” making Stewart’s response sound more global rather than specific to the cases.
- 14) Page 93Ln19 – Misstates it was the court talking when it was Holmgren.
- 15) Page 94Ln6 – Objection was not heard. Carey summarily overruled it – COURT ERROR.
- 16) Page 94Ln7 - Objection was not heard. Carey summarily overruled it – COURT ERROR.
- 17) Page94Ln 11 - Objection was not heard. Carey summarily overruled it – COURT ERROR.
- 18) Page94Ln 17 – Piculell tries to recover the inappropriate overrule and “*Just a question based on that*” was omitting in the transcript in an attempt to obscure it while he was referencing the self-serving cross Holmgren got away with due to Carey’s COURT ERRORS.
- 19) Page95Ln11 – Carey can be heard slurring her words in audio.

End of correction in that section –

Here the excerpt goes to reconstituted audio omitted from transcripts. 3 of the 7 pages Dec 11, 2012 168 - 172. Like the earlier omitted section, the first audio version had already been tampered with. The cuts were egregious and sloppily done as if the person did it in a hurry. There were an abundant amount of “artifacts” that were left behind here. The “cuts” are marked with orange arrows in the reconstituted transcript.

- 20) Page 168Ln1- Omitted “All rise for the jury.”
- 21) Page168Ln2 – No court direction that discussion was off the record as transcripts erroneously states.
- 22) Page168Ln3 – There was no adjournment on audio. This “adjournment” notation appears to be placed in transcript to obscure discussion that occurred after that point that was obfuscated.
- 23) Page168Ln7-Ln14 0 There appeared to be a discussion about something that was cut out in the audio with defense counsel Tarvin. Numerous “artifacts” were left behind.

24) Page168Ln15 – The next transcript discussion was completely obfuscated from the second audio version. We reconstituted it from the first audio version. It was a stunning and again a clear demonstration of Judge Carey’s impairment during this trial.

Holmgren introduces the idea of having the State’s \$5,500 veterinarian “expert” Hannah Mueller aka Evergreen *“is a single mom and has a daughter. And she had indicated to me that she would like to have her daughter present in the courtroom?”* Holmgren goes on to say, *“Um – I gave her (Mueller) information in regards to our (RJC) child care. She didn’t believe that was an option. Um we’re going to take some steps to minimize the disruption? Is the court is comfortable – as long as there is no disruption - in having her here and held?”*

Without hesitating to the ramifications of the appearance of fairness to the judicial process, Carey first asks *“How old is she?”*

Holmgren then states, *“Um – I do think she’s three.”*

Carey then declares, *“If there’s no disruption. I-I certainly don’t see a [Pages 168-169] problem. The court is open to the public and that includes three-year-olds.”* Carey then even makes a joke. *“Um - So long there’s not going to be an issue and the three-year doesn’t plan on testifying.”*

Piculell is the first to recover enough to respond and object due to the appearance of lending sympathy, a three-year-old is going to be disruptive and the lack of professionalism.

Carey responds trying to sound like she is trying to find a solution by suggesting to Holmgren that she use tax dollars to employ her own paralegal to babysit *“Isn’t there a paralegal or something in your office that might be able tah...”*

Holmgren responds that *“there is.”*

Between Holmgren and Carey they come up with asking if Mueller might be comfortable having the child sit outside the courtroom door with the window so the child is in her visual range.

Carey then interrupts Holmgren who sounds like she is making excuses for Mueller as being *“female.”*

Carey then says, *“Well you talk with her. If-If I’m hearing you say there will be a grown up with the child as well they can sit in the back and there would be no way that any of the jurors would [Pages 169-170] know that the child was witness’s child.”*

Page 170Ln 3-4 - There is then another flurry of audio “edits” presumably to conceal the defense counsels disbelief at the conversation that is taking place in this courtroom (first audio version). The second audio version was completely wiped.

Page 170Ln4-12 - Carey then makes a comment that her bailiff “*Kelly’s great with kids too.*” As if she was considering employing her own bailiff to babysit during Mueller’s testimony on the stand.

Note:

Carey seems to again be pandering seeking Holmgren’s approval. In doing so, she appears to be completely irrational and/or impaired.

Although not a technically a “Brady” issue, the emotional stability of the State’s expert witness would certainly be exculpatory.

**B. December 12, 2012 transcripts - missing portions on transcription -
Dec. 12, 2012 audio**

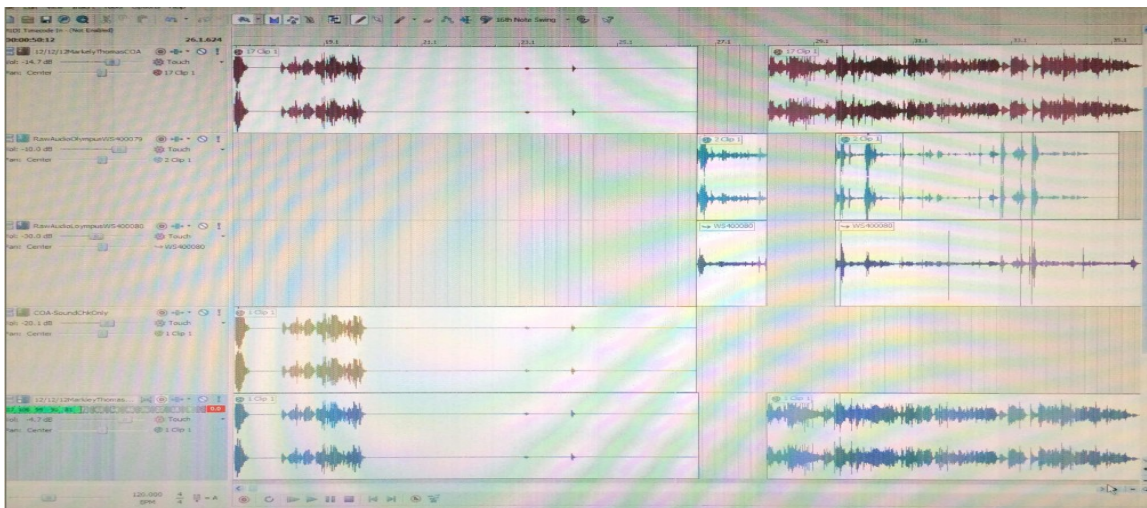
Dec. 12, 2012 transcript was corrected from Page 1 - 63. There were 118 “edits” of significance that change the events as they happened. There are numerous “cuts” in the audio.

There are continuing and troubling behavior issues by the court during this day. She appears to be impaired. She interrupts, she is overtly attentive as if she is attempting to cover her impairment as demonstrated by her continual overabundance of untimely interrupting responses “uh huh” “uh huh” inappropriately. Her independent attempts to establish that the “after” horse that was objected to at not appearing to be the same horse as “Alex” was notable.

We examined the digital shot found in the exhibit room that was the “glamour” shot discussed here. The custody of evidence had been breached. It had visited *Photoshop CS3 for MAC*. Without any special metadata software it was obvious.

- 1) This transcript was extensively corrected through page 63. The correcting was only stopped there because there were so much tampering and “edits” that it made this task over onerous.
- 2) There are notes in the margin for informational purposes.
- 3) There were some on-the-fly “edits” done on the first audio version that are noted (no arrows).
- 4) By the time of the second audio version was obtained, the “edits” were quite freely applied. It appeared there was direction in the edits to prepare for the COA suggesting that the “fix” was already in and there was an expectation that these two cases would go to the Court of Appeals.
- 5) The comparisons of the two audio versions reveal the audio “cuts.”

- 6) The audio “cuts” are marked in the transcripts with orange arrows.
- 7) On this day of trial there were two sections that were completely omitted by the second audio version when compared to the earlier version.
- 8) These omitted sections were also omitted on the transcripts for the COA.
- 9) The first omitted 4-page section was at the beginning at page 3 and reconstituted back into the transcripts as “Page 3A, 3B, 3C, and 3D.”
- 10) The second omission was reconstituted back in under Page 160 – page 174 at the end. They have been transcribed and reconstituted on the transcripts and marked as such.
- 11) We made an effort to patch the missing sections back in order to achieve a more complete audio record. This exercise revealed is what revealed that the first audio was also altered. **(See image below).*



- 12) There is a 3-second artifact left on a portion of the first audio version that does not appear on the second COA audio version.
- 13) The time stamp from the FTR Player was tampered with.
- 14) It appears unknown amounts of audio are missing in both audio versions.
- 15) There is an audio break in both the first audio version and second audio version. There is no way to determine how much is missing.
- 16) The “edits” were primarily concealing what is now known through our public records searches, were many perjuries. The remaining transcript was clearly a “re-write” of what actually happened in the courtroom.
- 17) Repeatedly there were words and sentences that were added that were not spoken.
 - a) RASKC ACO Wheatley’s testimony. There were changes that made Wheatley’s experience seem more tenured while he clearly stated in the audio earlier he had only been with RASKC for about a month with little background. This was later changed to 5 years on the transcripts. It appears this was a State strategy to conceal defense exploration on Wheatley and Westberg.

- b) Page 28 there was a fictional statement inserted/added to the transcript that would cover for ACO Eykel's later perjury on page 34 when she stated she made a claim that she actually did not make.
- c) Page 33 there were multiple audio "cuts" making the transcription nonsensical. The transcript states it was "off the record" but the audio record does not reflect this.
- d) The log sheet was important because there does not appear to be any evidence that anyone at Reber Ranch or RASKC fed the horses allegedly kept there for the entire week while the allegations in this case are that Markley and Thomas starved him. Public records show at the time of care of Markley and Thomas's horses:
- There was no invoicing for these horses' care or feed purchased from Reber Ranch in an extensive Public Records production later.
 - Gene Dobbin (foster) submitted two years worth (two years late) of foster care (\$8,500) for "Cooter" and "Hebo" suggesting an attempt to avoid that billing's capture in a Public Records search.
 - Veterinarian Heather Stewart billed for care of these two horses and the description on her billing described both "Alex" ("Cooter") and "Hebo."
 - Washington State Animal Rescue Team invoiced (also late like Dobbins) for hauling of two horses.
 - There was only one case available at this time that this invoicing evidence could have been for – Markley and Thomas.
- e) If the two horses were in fact at Dobbin's foster care, that would explain the dodge n weave answers seen in the transcript by all the RASKC employees who testified including the "Brady Officer" Jenee Westberg.
- f) RASKC also claimed "Alex" was too weak to walk yet Westberg and Wheatley allegedly walked the two horses 1.5 miles to Reber Ranch from the Markley/Thomas's property.
- g) Invoicing obtained through public records show that Markley and Thomas's horses, "Hebo" and "Alex" appear to have actually been transported by WSART to foster care at Gene Dobbins while another horse, "Mr. Pibb" was substituted (bait'n switched) for "Alex." "Mr. Pibb" has been well documented by [KOMO TV](#) Denise Whitaker in her hit pieces she did on Markley and Thomas. (there are more on cases at this YouTube Channel).
- h) Dobbin's billing to King County for two years of care (\$8,500) a year later was paid for apparently without question.
- i) Interestingly, the description of "Alex" on Heather Stewart's invoices contained information that Markley and Thomas never gave her suggesting that the original purchase of Hebo - where "Alex" was a last minute surprise "bonus" - was a "set up" from the time of the purchase. (Markley and Thomas only had the two horses for a few months).

- j) There are at least seven different billings for “Alex” aka “Mr. Pibb” for the same time periods and services from various service providers and numerous other cases.
- k) None were from Reber Ranch where “Alex” allegedly was boarded for a week.
- l) It has since been determined there are at least two entirely different horses through unequivocal identification processes yet King County was being billed under the same animal.
- m) King County Deputy Prosecutor Gretchen Holmgren attempted to collect eight months worth of well horse care for “Alex” and another case’s “Bud” and “Brandy” in a completely unrelated case - Shannon Dunham - in the form of restitution.
- n) Save a Forgotten equine uses Dunham mini horses currently for promotional purposes. King County already paid all the invoices Holmgren presented for the double hit restitution.
- o) There is no evidence produced by King County that that in any cases where there was restitution, that any restitution we know was paid, was applied back to RASKC who is the statute defined “victim.” This suggests a kickback scheme.

The list of significant “edits” on December 12, 2012 are as follows”

- 1) Page 3Ln5-6 – The entire discussion was re-written.
- 2) Page 3Ln 7-12 – This was a discussion around the phony photo Save a Forgotten Equine had submitted as evidence of the “after” horse that was not “Alex.”
- 3) Page 3Ln20-22 – Omitted “*photo that*” is not present in the audio. The audio jumps here and it appears words have been cut out. These edits are clearly about concealing the fact that this photo had visited Photoshop.
Note that KOMO TV documented that this was not the same horse “Alex.”
- 4) Page4Ln4 – Omitted Holmgren’s entire sentence.
- 5) Page4Ln4-5 – Omitted comments between Markley and Court’s caustic reply.
- 6) Page4Ln8-9 – Transcript substituted a completely different sentence. Fabricated was “*After it was moved from Dr. McKenna’s*” from actual “*Um I don’t know the exact date after it was moved to um, Dr. Hannah’s um care.*” This also obscured Mueller’s name from a name search.
- 7) Page4Ln8-9 – Transcript added nonresponsive answer for “*I don’t know the exact date after it was moved from um Dr. Hannah’s um care.* Again obscuring Hannah’s name from a word search.
- 8) Page4Ln 13 – Transcript omitted “*as an update how he’s doing*”
- 9) Page4Ln20 – Tarvin states present time. Transcript states past tense that the photo is unfairly prejudicial.
- 10) Page4Ln10-19 - Shows Carey’s lack of engagement in the discussion.
- 11) Page5Ln7-8 – Edits - changes the intent.

- 12) Page5 – Whole page audio demonstrates overt disproportionate attention by Judge Carey left undocumented by the transcripts.
- 13) Page5Ln25 – Omitted “*I apologize I just checked*”
- 14) Page6Ln3- Substituted the word “*objection*” with “*rejection*”. Serves to keep “objection” from a word search and changes meaning.
- 15) Page6Ln8 – Substituted “*it’s achieved (sic)*” for omitted “*tongue and cheek.*”
- 16) Page6Ln10-11 – Omitted “*advocacy group*” that is quite clear on audio for “[*INAUDIBLE*]”
- 17) Page6Ln12 – Transcript omits “*SAFE*” acronym for Save a Forgotten Equine.
- 18) Page6 – Carey throughout is disproportionately continually and overtly overriding conversation as if she is paying attention.
- 19) Page7Ln 13-18 – Carey is establishing the phony photo is “*Alex*” on the record when it isn’t.
- 20) Page7Ln19 – Transcript added “*After being*” (was not spoken)
- 21) Page7Ln21 – Left out entire section, “*by not what they’re charged with*”
- 22) Page7Ln22 – Misstated code reference. Should be “*404.3*”
- 23) Page8Ln 1 – Omitted subject word “*Henneke,*” Evades word search.
- 24) Page 8Ln2 – Omits “*of the two DVM’s*”
- 25) Page 8Ln5 – Omits again reference to SAFE as “*the advocacy group*” to “[*INAUDIBLE*]” another technique to erase. Does not want SAFE or Mueller described as an “*advocacy group.*”
- 26) Page8Ln11 – COURT ERROR- Custody of Evidence – photograph – is critical. That is why there is a legal standard for it.
- 27) Page9Ln1 – Changes “*as to*” to “*that adds to*” changing meaning of sentence.
- 28) Page9Ln6-8 – Transcripts omitted Holmgren’s responses.
- 29) Page9Ln14 – Transcripts omitted “*what will she be...*”
- 30) Page9Ln17 – Carey establishes Alex is a quarterhorse while SAFE says on their website “*Mr. Pibb*” is a Morgan and KOMO TV is displaying Mr. Pibb, a dyed-jobbed Arab of a different color as is the “*after*” horse glamour shot than the original “*Alex*” who is a sorrel.
- 31) Page9Ln20-22 – This comment by Holmgren was completely re-written and left out important information in doing so.
- 32) Page10Ln4 – Transcripts omitted “*to go someplace else.*” Changes meaning.
- 33) Page10Ln9-12 – Using Westberg who Holmgren failed to disclose as a “*Brady Officer.*”
- 34) Page10Ln18-21 – Carey is again establishing photo “*after*” horse is “*Alex.*”
- 35) Page10Ln23-25 – Photographs used visited “*Photoshop CS3 for MAC*” before trial. Is in metadata of digital image in exhibit room.
- 36) Page11Ln1-16 – COURT ERROR – Carey completely ignores Custody of Evidence standard.
- 37) Page11Ln 17 – Transcript omitted entire sentence “*Thank you for the court’s consideration. Thank you*”
- 38) Page11Ln21 – Omitted “*All rise for the jury.*”
- 39) Page11Ln25 – Omitted “*Thank you your honor.*”

Why did Wheatley misrepresent his length of employment??

40) Page12Ln2 – Omitted swearing.

41) Page12Ln14 – Wheatley clearly states in the audio that he was with King County “a little over a month.” He committed perjury.

After trial the transcription was corrected to “**a little over five years**” (he went to work for RASKC in 2007). **So this misrepresentation would not be caught later because it was corrected on the transcript. It was not corrected on the audio. This was never cured.**

The transcript does not represent the proceedings as they occurred in fact.

At that moment, the significance of this lie served to suppress the defense from questioning Wheatley about his presence at the Markley and Thomas property with Jenee Westberg on Sunday April 10, 2011 (as well as the two days before) when Wheatley and Westberg allegedly walked “Alex” and “Hebo” to Reber Ranch together. (When it appears that “Mr. Pibb” was switched for “Alex”).

The King County GPS data documents the following:

Friday April 8, 2011

Listed as working:

Tom Harris

David Morris

Shelby Russell

Jenee Westberg

David Yoshizumi

Not listed as working but show GPS activity reports:

Mike Cronin

Aaron Wheatley

Steve Nickelson

8:08AM – Westberg’s GPS-enabled-computer is turned on at Kent shelter. It wanders around the parking lot as if it were having a cigarette for 13 minutes before going in building.

10:26AM – Westberg’s GPS-enabled-computer leaves Kent shelter.

10:46AM – Westberg’s GPS-enabled-computer arrives at Reber Ranch.

10:56AM – Westberg’s GPS-enabled-computer leaves Reber Ranch north.

11:09AM – Westberg’s GPS-enabled-computer arrives at Westberg’s home in Renton.

11:26PM – [Morris’s GPS “pings” an activity report at 13229 242nd AVE SE, Issaquah, WA](#)

12:15AM – Westberg’s GPS-enabled-computer leaves her home in Renton.

12:52PM – Westberg’s GPS-enabled-computer arrives at vacant Fire Station parking lot near Darryl and Gina Lindsey’s property.

12:52PM – [Westberg’s GPS-enabled-computer “pings” an activity report “Executing Search Warrant with KC Major Crimes and Dm11” at Darryl and Gina Lindsey 30511 SE 358 ST, Enumclaw, WA another victim of phony charges \(was dismissed due to unlawful collection of evidence\).](#)

1:03PM – [Morris GPS “pings” an activity report at 30511 SE 358 ST, Enumclaw, WA.](#)

1:36PM – Westberg’s GPS-enabled-computer leaves vacant Fire Station parking lot.

Turns off GPS
for 1.5 hr

- 1:38PM – *Morris goes off the GPS work clock.*
- 1:40PM – Westberg’s GPS-enabled-computer arrives outside Daryl and Gina Lindsey’s property.
- 1:40PM – *Harris goes off the GPS work clock.*
- 1:42PM – Last “ping” for hour and half. (Westberg GPS-enabled-computer turned off)
- 2:57PM – Westberg’s GPS-enable-computer arrives at vacant Fire Station parking lot.
- 3:11PM – *Nickelson GPS “pings” an activity report at 5719 Carnation Duvall Rd NE, Carnation, WA (Jared and Lindsay Lofstrom).*
- 3:27PM – Westberg’s GPS-enable-computer leaves vacant Fire Station parking lot.
- 3:28PM – *Shelby Russell GPS “pings” an activity report at 13802 Military Rd S, Tukwila, WA. Richard Hazen DVM hospital (quit claimed to Barbara Bader 2015.*

Detours

- 3:38PM – Westberg’s GPS-enable-computer leaves main highway 700 feet north to 27660 SE Green River Gorge Rd, Black Diamond, WA. (Michael D Tedford sold 09/20/2013)
- 3:44PM – *Mike Cronin GPS “pings” an activity report 702 feet south of Kent Shelter on road.*
- 3:45PM – *Steve Nickelson GPS “pings” an activity report at 27661 NE Ames Lake Rd, Redmond, WA.*

Break 7min

- 3:51PM – Westberg’s GPS-enable-computer pulls over on side of road at 24290-24302 Roberts DR., Black Diamond, WA for 7 minutes.
- 3:58PM – Westberg’s GPS-enable-computer leaves side of road at 24290-24302 Roberts DR., Black Diamond, WA.

Falsifies
KCAC Report

- 4.00PM – *Westberg GPS “pings” an activity apparently while driving. Does report at 20633 SE Auburn-Black Diamond Rd, Auburn, WA (Daniel Caldera). “Horses tied without access to food or water for long periods of time” 0.6 miles prior to driving by Caldera property at that address suggesting that she had the report done in advance (phony report) and that she was the reporting party. (She made a false report). She does not go into property and there is no view from any of the locations her computer was pinged on from main road.*

Break 5min

- 4:01PM – Westberg’s GPS-enable-computer then pulls over on side of road at 21610-21654 SE Auburn-Black Diamond Rd, Auburn, WA for 5 minutes (appears to be remote location .6 miles east from Caldera property).
- 4:06PM – Westberg’s GPS-enable-computer leaves side of road at 21610-21654 SE Auburn-Black Diamond Rd, Auburn, WA.

Break 19min

- 4:08PM – Westberg’s GPS-enable-computer appears to move back and forth in a small area at a King Co. DOT Serves Division No. 4, 20827 Auburn-Black Diamond Rd, Auburn, WA for 6 minutes (appears to be remote location).



Break 10min

Pulling into 34020 204th AVE SE, Auburn WA going back to KCDOT location for 19 minutes. No view of Caldera property.

- 4:27PM – Westberg’s GPS-enable-computer leaves KCDOT(Caldera)location.
- 4:35PM – Westberg’s GPS-enable-computer pulls over on side of road at 17124-17146 SE 304th PL, Auburn, WA for 10 minutes (appears to be remote road location).
- 4:36PM – *Russell goes off the clock.*
- 4:45PM – Westberg’s GPS-enable-computer leaves side of road at 17124-17146 SE 304th PL, Auburn, WA.
- 4:56PM – *Westberg GPS “pings” an activity report prior to reaching Markley/Thomas property (falsifying report) apparently while driving on Markley/Thomas easement to their property.*
- 4:58PM – Westberg’s GPS-enable-computer arrives at the Markley/Thomas property for 56 minutes.
- 5:41PM – *Wheatley files a GPS “pinged” activity report located at 3516 S 249th PL, Kent – 23 minutes from Westberg’s location at Reber Ranch at the same time about the same time as when Westberg insisted that Thomas get in her AC truck and go to Reber Ranch to get a bale of hay after refusing to examine the 4 bales of hay already on their property. Wheatley’s location is 9.6 miles and 23 minutes drive from Westberg’s 5:58PM location at Reber Ranch.*
- 5:54PM – Westberg’s GPS-enable-computer leaves Markley/Thomas property.
- 5:58PM – Westberg’s GPS-enable-computer arrives at Reber Ranch.
- 6:02PM – Now parked at Reber Ranch, Westberg’s GPS-enable-computer is turned off 21 minutes after Wheatley’s last known GPS “ping” 23 minutes away from her.
- 8:25PM – Miraculously Westberg’s GPS-enabled-computer is turned back on at her residence at 19662 140th Ave SE, Renton, WA, 7.8 miles and 17 minutes drive from Reber Ranch. This is particularly curious since Westberg is still located at Markley/Thomas property terrorizing the family.
Given that ACO Aaron Wheatley’s work GPS is serendipitously MIA, and he was just 23 minutes away on his GPS “pinged” activity report, it suggest that Wheatley exchanged his GPS-enabled-computer with Westberg’s GPS-enabled-computer while Westberg and Thomas were at Reber Ranch. It would seem this “show” was intentional. It was intended to make it appear that six (6) innocent witnesses who gave consistent testimony would be dismissed because Westberg’s GPS-enabled-computer was turned on at her home at the same time.
Clearly Westberg had a co-conspirator and given the data so far, it would appear to be RASKC ACO Aaron Wheatley.

Westberg does not turn her computer off again until 9:09AM the next day when she has been at the Kent shelter since 8:01AM for an hour.

Saturday April 9, 2011 – Westberg is only one listed on GPS work roster.

Listed as working:

Jenee Westberg

Not listed as working but show GPS activity reports:

Aaron Wheatley

Steve Nickelson

9:09AM – Westberg’s GPS-enabled-computer is turned off her at the Kent shelter.

Markley and Thomas claim Westberg was on their property during this time with veterinarian Heather Stewart.

Heather Stewart first stated Westberg was with her in her morning session during trial then recanted in her afternoon session.

12:58PM – Westberg’s GPS-enabled-computer is turns back on.

1:06PM – Westberg’s GPS-enabled-computer leaves the Kent shelter.

1:30PM – Westberg’s GPS-enabled-computer arrives at 36304 21st Ct S, Federal Way, WA

1:34PM – Westberg’s GPS-enabled-computer *“pings” an activity report at that location about chickens and Rooster.*

1:38PM – Westberg’s GPS-enabled-computer departs 8 minutes later.

1:46PM – Westberg’s GPS-enabled-computer appears to pull into a power line right-of-way about 140 feet east of a roundabout on Peasley Canyon Rd S, Auburn, WA [47.303527, -122.271239 (13:46)]

1:47PM – Westberg’s GPS-enabled-computer appears to pull out from the powerline right-of-way about 3,116 feet east back onto Peasley Canyon Rd. S.

1:50PM – Westberg’s GPS-enabled-computer approaches Mountain View Cemetery 2040 Mountain View Dr SW, Auburn, WA where it appears to slowly drive around for 3 minutes then park in the remote back area for 36 minutes.

2:26PM – Westberg’s GPS-enabled-computer departs from the cemetery.

2:31PM – *Wheatley GPS “pings” an activity report at 14005 43rd Ave S, Tukwila, WA.*

2:44PM – Westberg’s GPS-enabled-computer is 2,500 feet from *Wheatley’s* GPS-enabled-computer location at 2:31PPM.

2:46PM – Westberg’s GPS-enabled-computer appears to be driving for 6 minutes in several circles around 3390 S 112th St, Tukwila, WA. – 3802-3808 S 130th ST, Tukwila, WA.

2:52PM – Westberg’s GPS-enabled-computer appears to depart this area.

2:49PM – Westberg’s GPS-enabled-computer appears to arrives at 10840 Myers WA S, Seattle, WA

2:59PM – Westberg’s GPS-enabled-computer *“pings” an activity report at 10840 Meyers Way S. Seattle. WA.*

3:20PM – Westberg’s GPS-enabled-computer is at this location when she has turned off her computer for the rest of the day.

5:57PM – *Westberg GPS “pings” an activity report located at Markley/Thomas property when she testified she was not on the property that day.*

Sunday April 10, 2011 – Westberg is the only one listed on GPS work roster

Listed as working:

Jenee Westberg

Not listed as working but show GPS activity reports:

Aaron Wheatley - [Page 17Ln1-18 - Perjury](#)

Steve Nickelson

Westberg’s GPS-enabled-computer only “pings” at Reber Ranch this day while Wheatley testifies they both “walked” Alex and Hebo to Reber from the Markley/Thomas property. Dec.12, 2012-Page 17Ln1-18.

All claim a RASKC truck was left in front of the Markley/Thomas property while Westberg and Wheatley allegedly “walked” “Alex” and “Hebo” to Reber Ranch. This prevented Markley/Thomas from coming with them or driving to watch.

Wheatley testified that he assisted Westberg walk the Markley/Thomas horses “Alex” and “Hebo” to Reber Ranch where they were alleged to have been kept for the next week (that there is no documentation of feeding).

King County has yet to produce any invoices from Reber Ranch for such a stay.

However there is an invoice for the care of “Cooter” and “Hebo” at Gene Dobbins foster care for two years worth of care. “Alex” and “Hebo” were the only horses taken at that time and “Cooter” fits aka “Alex’s description.

Dec.12, 2012-Page 18Ln1-18 Wheatley testifies he was on Markley/Thomas property with Westberg to walk the horses. [Yet no GPS data]

King County cannot produce any GPS evidence he was there.

Rescue Save a Forgotten Equine with Bonnie Hammond and Jamie Taft would do a KOMO special “hit” piece claiming that Mr. Pibb is the “after” horse who was originally “Alex.” It is not possible as the two horse’s whorls(cowlicks) are opposite to each other.

8:00AM – *Westberg GPS “pings” an activity report at Markley/Thomas property.*

Though it appears that Westberg’s GPS-enabled-computer locator is not on until 1:11PM.

1:11PM – Westberg’s GPS-enabled-computer is turned on at the Kent Shelter.

- 1:27PM – Westberg’s GPS-enabled-computer moves its location 51 feet south.
- 1:31PM – Westberg’s GPS-enabled-computer moves its location at 3.45 mph north and west appx. 200 feet onto a utility road into a wooded area behind the Kent shelter for 19 minutes.
- 1:35PM – *Westberg GPS “pings” another activity report located at Markley/Thomas property. [Suggests she left her computer with someone else in the woods, and she used someone else’s computer to log on at that location to file the report]*
- 1:50PM – Westberg’s GPS-enabled-computer moves 50 feet southwest into a more wooded area from the road where it appears she moves in 10 foot increments northwest for 8 minutes.
- 1:58PM – Westberg’s GPS-enabled-computer has moved 20 feet where it then lurks around for another 55 minutes in the woods before emerging back on to the utility road at 2:53PM.
- 2:53PM – It appears Westberg’s GPS-enabled-computer goes back to the utility road for 2 minutes then goes back into the woods south 20 feet where the GPS-enabled-computer lurks around further for another hour and 43 minutes. It is as if it has a mind of its own, legs and a mind.
- 4:36PM – Westberg’s GPS-enabled-computer leaves wooded utility road at 3.80 mph– total time GPS-enabled-computer spent there = 3 hours 5 minutes.
- 4:38PM –GPS-enabled-computer parked south area of Kent shelter.
- 4:58PM – Westberg’s GPS-enabled-computer leaves Kent shelter going north.
- 5:01PM – Westberg’s GPS-enabled-computer arrives at strip mall.
- 5:03PM – Westberg’s GPS-enabled-computer leaves strip mall south.
- 5:19PM – Westberg arrives at Reber Ranch where she parks in a remote area south behind barns west of dumpster 30 feet. (Length of time from Kent shelter to Reber = 16 minutes).
- 6:44PM – Westberg’s GPS-enabled-computer last ping at Reber Ranch.
Westberg’s GPS-enabled-computer never location pings on Markley/Thomas’s property the entire day.

Page 17Ln1-18 *Westberg and Wheatley both testified that they left Westberg’s AC truck at Markley/Thomas’a property while they walked “Alex” and “Hebo” to Reber Ranch. Yet there is no GPS record of this.*

Markley and Thomas both claim the truck was left so that it blocked their ability to exit their property while Westberg and Wheatley were gone.

GPS-enabled-computer data shows Wheatley was not working on Sunday while Westberg’s GPS shows she parked her truck at Reber Ranch while her truck does not appear to ever be on Markley’s property.

Wheatley's GPS data is MIA.

Both Wheatley and Westberg claim under oath they parked the AC truck at Markley/Thomas's and walked "Alex" and "Hebo" to Reber Ranch that Sunday.

The GPS provided by King County also conceals Wheatley's earlier involvement Friday with Westberg while she terrorized the family for 5 hours the evening of Friday April 8, 2011. His presence also has been obfuscated his work location GPS on Saturday and Sunday when he testified he was there.

Wheatley's Friday April 8, 2011 GPS data was omitted from the GPS work log. However, he filed a report within an hour, with a location not far from Westberg and that did appear through a GPS "ping." Because Wheatley was close and Westberg's GPS did not ping her on Markley's property after 6:44PM, it suggests she switched her GPS-enabled-computer with Wheatley's so she could come back to terrorize Markley family further into the night.

This would serve as incentive to obfuscate Wheatley's location GPS data so it would appear Westberg was not at the property the length of time Markley and Thomas claimed.

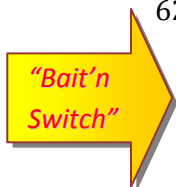
Heather Stewart also committed to same perjury on Saturday April 9, 2011. She first stated Westberg was there with her and after the trial lunch she recanted. GPS for that date pings Westberg at Markley's for over an hour April 9, 2011 between 9:09AM to 12:58PM when Markley/Thomas (and Heather Stewart originally claimed).

When King County later produced the GPS data for those dates (4 times), Wheatley's GPS data was omitted from all three days, April 8, 9, 10 yet Wheatley testified he was there and on duty on Sunday.

Wheatley would have every reason to remain invisible since he participated in the background of the now documented bait'n switch horse theft.

- 42) Page12Ln25 – This sidebar was likely a complaint about Wheatley's perjury. Judge Carey does not define the sidebar on the record.
- 43) Page12Ln25 – There is an obvious audio cut here as well.
- 44) Page13Ln1 – (SIDEBAR DISCUSSION OFF THE RECORD) appears to be an audio "cut" here. The court does not put the topic on the record.
- 45) Page13Ln2 – Transcript omits "Wheatley" – conceals from name search.
- 46) Page13Ln4 – Completely re-wrote Wheatley's sentence concealing the identity of his past employment. (This was to conceal his length of employment with RASKC).
- 47) Page13Ln8-11 – Completely re-wrote sentences to make it appear more official.

- 48) Page13Ln14 – The Animal Control Academy is basically a few hours.
- 49) Page14Ln5 – Changed “*an adjusted one*” to “*one right here*” referencing his badges changing the meaning of the sentence.
- 50) Page14Ln8 – Omitted “*King County Animal Control*” with “[INAUDIBLE]” Conceals from word searching.
- 51) Page14Ln11-13 – Completely re-wrote the response to make Wheatley sound more mature.
- 52) Page14Ln16-17 - Completely re-wrote the response to make Wheatley sound more mature.
- 53) Page14Ln24-25 – Omitted “*what do you carry with you on your uniform*”
- 54) Page15Ln1 – Omitted “*utility*” with “[INAUDIBLE].” This is important because defendants all claim that Westberg had a gun that gained her access to their property.
- 55) Page15Ln5 – When asked if he carried a weapon, there is no audible answer on the audio. Transcription added “*No.*”
- 56) Page15Ln5-7 – When asked if he was authorized to carry any weapons, there was a long pause and he qualified it as, “*not in King County, no.*”
- 57) Page15Ln1-12 – Editing to make Wheatley sound older than 16.
- 58) Page15Ln19 – Added “*I found out that*” to make Wheatley sound more mature.
- 59) Page16Ln23 – Holmgren asked Wheatley what his job was on April 9, 2011 (Saturday).
- 60) Page 17Ln1-18 – [When asked to describe April 9th, Wheatley describes what happened on Sunday April 10th, 2011 instead – possible audio cut.](#)
- 61) Page17Ln1 – Transcript corrected Wheatley’s lack of grammar skills.
- 62) Page17Ln1-13 – Wheatley actually is referencing a “*foster.*” Public record Invoices found later show there was a Gene Dobbins who fostered “*Hebo*” and “*Cooter*” (the real “*Alex*”) for the next two years while King County paid for another horse “*Mr. Phib*” at Hannah Mueller Evergreen’s facility Northwest Equine Stewardship Center. Veterinarian Heather Stewart did numerous farm calls at the Dobbin’s *location and was paid also. It is a certainty that “Cooter” was, in fact, the real “Alex”* as there were no other horses released/seized during that time period. Curiously, with over 30,000 documents that King County has now supplied, there is no invoice for the care of “*Alex*” and “*Hebo*” from Reber Ranch.
- 63) Page18Ln10 – Omitted “*of course*” as Wheatley is now acting like he is a horse expert.
- 64) Page18Ln13 – Omitted “*King County*” again concealing it with “[INAUDIBLE].”
- 65) Page18Ln18 – Added response of “*No.*”
- 66) Page19Ln1 – Transcript omitted “*mall*” and replaced it with “*farm.*” (Since it is clear this was where the **bait’n switch** occurred, this was likely a faux pas on Wheatley’s part as Reber looks a bit like a “*mall.*”
- 67) Page20Ln25 – Transcript omitted “*to court.*” Changes meaning.
- 68) Page21Ln2 – Transcripts omitted and re-wrote sentence and put in a weaker first person.
- 69) Page21Ln7 – No response can be heard. Transcription added “*Okay.*”
- 70) Page21Ln8 – Transcript omitted sentence in Tarvin’s response



- 71) Page21Ln9 – Holmgren’s responses were re-written.
- 72) Page21Ln12 – Transcripts omitted Tarvin’s “Thank you.”
- 73) Page21Ln18 – Transcripts omitted swearing.
- 74) Page21Ln20 – Transcripts omitted “Thank you your honor.”
- 75) Page21Ln22 – Transcripts omitted “and last name.”
- 76) Page21Ln4 – Transcripts omitted “uh care and dealing of” the shelter and fabricated “care of the animals” in the shelter.
- 77) Page23Ln6 – Transcripts omitted “assistants” and substituted “a system.”
- 78) Page23Ln7 - Transcripts omitted “capacity in what we do” substituted “[INAUDIBLE] case.”
- 79) Page24Ln4 – Judicial misconduct
- 80) Page24Ln13 – Transcripts omitted “plan.”
- 81) Page24Ln14 –Transcripts added “older” for “old.” One is an adjective and one is a noun.
- 82) Page24Ln16 – Judicial misconduct with “Overruled.” Even a novice could see this.
- 83) Page24Ln17 – Judicial misconduct with “Overruled.”
- 84) Page24Ln18 – Transcripts omitted “dental” substituted “medical” conceals dental from word search as allegations of Mueller’s bilking every horse on the county for dental issues whether they needed them or not was being exposed at the time.
- 85) Page25Ln13 – Transcripts omitted “it becomes like an option”.
- 86) Page26Ln1 – Transcripts omitted defense counsel’s proper court protocol “Your honor”
- 87) Page26Ln2 – Transcripts changed tense from “to make” to “is making.”
- 88) Page26Ln3 – Transcripts omitted “horse” leaving “subject” empty any object.
- 89) Page26Ln7 – Transcripts omitted “specifics you managed” making comment open rather than specific.
- 90) Page26Ln8 – Transcripts omitted “veterinary hospital.” Again leaving the “equine” without a description.
- 91) Page26Ln12 – Transcripts changed “roll” to “rode” concealing inside “speak” that was actually spoken.
- 92) Page26Ln21-22 – Fabricated words for an inaudible section that don’t resemble what could not be heard.
- 93) Page27Ln1-7 – Discussion on colic which is not part of these cases.
- 94) Page27Ln8 – Piculell objects on relevance.
- 95) Page27Ln10 – Judicial misconduct *overrules*.
- 96) Page28Ln21-22 – **Fabricated an entire sentence to cover for the conflicting statement Eykel claims on page 34 Ln21-22. Omitted “him to eat” and fabricated “other officers to follow that were also assisting with feeding him.”**
Eykel never uttered this. It was fabricated.
What was on audio was “I drew up a feeding plan for him to eat.”
This change created the perception of other witnesses when initially she didn’t state there were other officers.

It also makes her comments more consistent with her (Eykel's) comments on Page 34Ln6-7 she when contrarily states, *"That was a written feeding plan that was provided and left at the stable for the other officers."*

The problem is Eykel didn't say this.

- 97) Page30Ln7 – Transcripts omitted *"animals"* with *"[INAUDIBLE]"* so the descriptive word *"fragile"* is the only word left.
- 98) Page31Ln18-21 – Another objection over relevance and Carey allows it. Judicial misconduct.
- 99) Page32Ln7 – Fabricated *"from them."*
- 100) Page33Ln18 – Transcripts omitted *"nothing further your honor"* substituting *"no further questions."*
- 101) Page33Ln20-22 - Tarvin is misidentified as Piculell.
- 102) Page33Ln 20-22 - An entire swath of conversation was cut out that can be heard on the audio. The cuts on the audio are obvious:
"May we have few minutes with Mr. Piculell I want to this well (Court: Pardon) recess I want a 5 minute... [audio is cut here] requites [audio cut] I mean..."
There is no court direction that states *"(DISCUSSION OFF THE RECORD)."* Nor was there a 5 minute recess present in the time code.
- 103) Page34Ln2 – Changed answer from *"Don't know"* to *"I did not write a report at the time."* Changed a non-responsive answer to an affirmative answer.
- 104) Page34Ln6-7 – **Now Eykel states the inconsistent statement that necessitated the fabricated transcript change on page 28Ln21-22.**
- 105) Page34Ln22 – It appears that Piculell is nonresponsive to his own question suggesting a section of audio is missing here as well.
- 106) Page34Ln24 - Holmgren objects *"misstating the evidence"* which Piculell was not doing as per Pg 28Ln22 (and probably not later either as it appears there is audio missing just before Holmgren's objection).
- 107) Page35Ln2 – Now Eykel restates the lie she made moments earlier that Piculell had just caught her at from page 28 (and whatever was missing from the audio) when Holmgren interrupted with her objections.
- 108) Page35Ln1 – **There is no court response to Holmgren's objection. There appears to be an audio cut here.**
- 109) Page 38Lin 15-23 – Holmgren diverts topic with objection. There is only one veterinarian who does this service for the county – Hannah Mueller aka Evergreen. This was intentional to avoid having Mueller on the record with a conflict of interest as an expert.
- 110) Page40Ln15 – In public records request productions that included *"P-Card"* invoices, there were no invoices or payments of feed around these dates that Eykel describes.
- 111) Page41Ln23 – Omitted *"measuring some rainy day estimate of"* fabricated *"measured him and estimated"*
- 112) Page43Ln21 – Transcripts omitted month *"April"* and substituted *"people."*

- 113) Page44Ln16 – Fabricated words “to me at the time.”
- 114) Page44Ln21 – Transcripts oaded “Ma’am”
- 115) Page44Ln24 – Transcripts omitted “So when in this stage?”
- 116) Page45Ln18 – Transcripts omitted Q & A
- 117) Page46Ln3 – Transcripts omitted “take”
- 118) Page46Ln23 – Transcripts re-wrote sentence. Omitted “then that’s the”
- 119) Page47Ln14-15 – Time code lapse = audio “cut.” Appears to be 35 seconds missing.
- 120) Page48Ln1 – Time code missing = audio “cut.” Appears to be 48 seconds missing.
- 121) Page48Ln7-10 – Fabricated response “It was at Reber Ranch.” Omitted was “Exactly.”
Note - It appears that someone doesn’t want Eykel on the record stating the horses were at Reber Ranch suggesting that the horses were NOT ever at Reber Ranch.
- 122) Page48Ln9 – Transcripts omitted “from the ranch”
- 123) Page48Ln13-20 – Eykel obscures the location from Hannah Mueller to “an equine rescue group” which could be anyone.
- 124) Page48Ln13-21 - Eykel then diverts the billing question into a different topic - which King County doesn’t house large animals - suggesting she knows where the money really is.
- 125) Page49Ln9 – Transcripts omitted “All rise for the jury.”
- 126) Page50Ln11-12 – Carey attempts to suppress negative comments about Westberg.
- 127) Page50Ln17-22 – Editing to conceal Westberg’s employment dishonesty from the transcripts while Holmgren intentionally keeps it out of the record.
- 128) Page50Ln17-22 – Transcripts omitted “claimed to have been working and hadn’t” -
Concealing Westberg’s lack of credibility from the transcript that Tarvin was attempting to get into the record.
- 129) Page50Ln1 – 25 – While Tarvin is trying to get exculpatory evidence about Westberg’s employment credibility on the record, Carey is suppressing the conversation from the record and the properly made complaint he made as well as concealing the employment records (Loudermills) Tarvin is trying to get into the record.
Note – It is curious that Westberg’s felonious criminal career – exposed in Omnibus Oct. 24, 2012 in front of Judge Mary Roberts (who also was well aware of it as she suppressed evidence in the Lindsey case 5 months earlier) – was discussed in pretrial but never brought up during trial. One might think the court would be amiable to getting something in about Westberg’s obvious lack of credibility. (Westberg was fired for falsifying her AC records in late 2014).
- 130) Page52Ln19-22 – There is an audio cut here and can be seen in the time code.
- 131) Page52Ln20 – Apparent audio cut 18 minutes missing - Transcripts omitted Tarvin: “Your honor” cut here... “All rise – court is at Recess.”
Tape is not on for 18 minutes.
- 132) Page52Ln21 – Changed “May we bring in the jurors?” to “Are we ready to bring in the jurors?”
- 133) Page 52Ln22 – Carey is noticeably euphoric coming back from break

- 134) Page52Ln23 – Transcripts omitted “*Uh huh?*” and fabricated “*Certainly.*”
- 135)
- 136) Page53Ln1 – Transcripts omitted “*her concluding remark*” was substituted with “[*INAUDIBLE.*”
- 137) Page53Ln5 – Carey is suppressing exculpatory information through interruption and mislabeling the exhibit as “*pretrial.*”
- 138) Page53Ln21 – Mixed up voices.
- 139) Page54Ln11 – Transcripts omitted “*at the present time.*”
- 140) Page54Ln18 – Transcripts omitted clerk’s admission “*You know I didn’t show it to counsel.*” Setting up a fraudulent exhibit number on the transcript.
- 141) Page 55Ln6-7 – Carey is pandering to Holmgren again.
- 142) Page55Ln16-25 – Carey is making an argument about the exhibit and states she hasn’t looked at it and says: “*if the Court of Appeals wants to look at it, they think that my ruling was inappropriate then they can review that and they’ve heard I think both arguments an can do something with it. So I’ll allow it to be filed.*”
- Carey has basically knows the outcome and she is only half way through the second day of a 5 day trial – **A compelling argument could be made here that Carey already knows what the outcome is and she is admitting the “fix” was already in.**
- 143) Page56Ln16 – Transcripts omitted “*All rise for the jury.*”
- 144) Page56Ln25 – Transcripts omitted “*Sgt Eykel*” Keeping her name from a word search.
- 145) Page57Ln8 – Transcripts omitted “*what terms*”
- 146) Page57Ln13 – Transcripts omitted “*and*” fabricated “*it’s been*”
- 147) Page57Ln19 – Transcripts omitted beginning of Piculell’s objection.
- 148) Page57Ln25 – Transcripts omitted Piculell’s objection “*I object.*”
- 149) Page58Ln1 – Transcripts omitted entire objection that Holmgren is inappropriately putting facts not in evidence and “*I don’t know what she’s comparing this to.*”
- 150) Page58Ln3 – Carey overrules. Transcript omitted “*at least*” and replaces it with “*I believe.*”
- 151) Page59Ln15 – Transcripts omitted another reference to the feeding plan. Omitted “*into being tacked onto the wall.*” And called it “[*INAUDIBLE.*” instead.
- 152) Page60Ln13 – Eykel has used the Henneke scale for 30 years and she doesn’t know that it was designed to evaluate if a mare is of good weight to breed.
- 153) Page60Ln18 – Transcripts omitted “*in a speculative way.*”
- 154) Page62Ln13-14 – Transcripts omits Mueller’s swearing.
- 155) Page62Ln21 – Transcripts omits “*Evergreen.*” Concealing Mueller aka Evergreen from word search.
- 156) Page63Ln1-12 – Mueller omits 18 months/1-110 credit hours spent at WSU and the fact that she submitted counterfeit and incomplete transcripts in order illegally become licensed in Washington State. Those same 18 months are omitted in the counterfeit transcripts she submitted to the state for her licensing.

- 157) Page63Ln12-18 – Mueller does not own the facility. It is owned by Rick Stewart who had been sanctioned by Snohomish county for improper business use and lack of proper solid waste disposal where Mueller and another woman illegally occupy 5th wheels on the property as their residences.
- 158) Page 63Ln23-25 - Mueller ONLY sees horses that are seized by Animal Control where she repeatedly bills for the same services while offering an discount. She apparently has virtually no “real” practice outside being a “service provider” for the counties she is bilking.



IV. **Other issues and standards to a fair judicial standard pertaining to official court records –**

- 1) From audio to transcripts there are anywhere from 30% to 100% alterations. The standard of error is 1% error rate as defined by the Washington State Statute guidelines for court reporters. This standard is undoubtedly not being met.
- 2) Without exception, the alterations in this case not only change the record as it occurred but they marginalize the defense and strengthen the prosecution.
- 3) The above omissions and tampering – and the obvious reasoning behind the audio (and transcriptions) alterations are a troubling series of electronic anomalies of audio altercations and mutated transcriptions of a court record that can hardly be represented as an accurate record of the events of the Markley and Thomas’s trial case.

This record has been shamelessly mutilated to favor the prosecution’s completely falsified prosecution as has been demonstrated through the Public Records Act productions the blatant perjuries with the parties who created it, the embezzlements (now documented) and the bait’n switched additional “after” animals who are being paid for under the guise of these two cases along with the elderly gelding who was secured at a “foster” out of sight while all were being billed for at the same time during their care.

Dunham case - Disturbingly, King County Deputy Prosecutor Gretchen Holmgren additionally attempted to collect restitution for eight months worth of care of the Markley and Thomas’s elderly horse “Alex” and Another cases’s two elderly horses “Bud” and “Brandy” in a completely unrelated case in addition to Dunham’s two mini horses and a goat.

Lindsey case - The CrR 3.6 Findings of Facts and Conclusions of Law that CrR 3.6 that is mandated to be filed by Judge Mary Roberts in the Darryl and Gina Lindsey case (#11-C-05776-0) regarding Robert’s order to suppress Westberg’s evidence as “unlawfully” collected – those findings continue to be MIA.

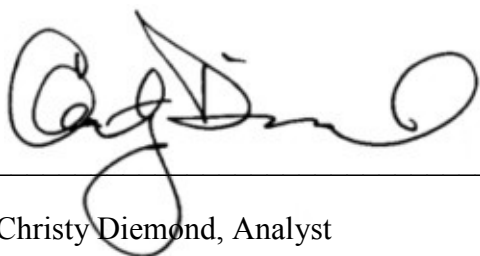
These findings were never produced while there were at least 15 active animal cruelty cases at the time of Westberg's convictions. Her undisclosed Brady issues (criminal career that never rose to the level of Loudermills) four unrelated employment Loudermills and some 41 other police records involving Westberg against innocent people.

The secret investigation into Westberg's VUCSA conviction never resulted in a Brady designation, nor was it disclosed to any of the innocent people Westberg has preyed upon. King County clearly knew and concealed in every case.

- a. The missing 5 minutes reveal a portion of discussion about the legal ramifications **(This was another day)** of having a simultaneous trial and it's fairness to the defendants as husband and wife. In the second audio and on the transcript it no longer appears. The COA never heard it or saw it.
 - b. Since both versions were tampered with in this section, there is no way to determine how much is missing from either version.
 - c. It is apparent someone went to a lot of effort to be sure the COA never heard this discussion as it is a legal constitutional weakness in a fair judicial process that Judge Cheryl Carey should have interfered with.
 - d. Wheatley lied about his length of employment to suppress the defense from bring forward what he did that weekend, his and Westberg's history and the transcripts were corrected after the fact (but the audio was not).
 - e. The FTR Player time stamp confirms this finding of electronic tampering as part of the security built in to the FTR player/recorder that is there to identify if tampering took place. This security feature would be very difficult to overcome by a would-be tamper-er who is not privy to the interworkings of the FTP player.
 - f. The last 30 seconds of the day is missing from the transcription and the second COA audio version.
 - g. In these 30 seconds, was a discussion where one of the defense attorneys discloses that several jurors attempted to engage him in conversation outside the courtroom regarding their concerns that the trial was "fixed."
 - h. Judge Carey's response was nonsensical and nonresponsive suggesting more conversation is missing from the audio than what appears on both versions. The audio cuts can be both visually seen and heard on the audio track.
 - i. The transcription doesn't reflect the conversation it at all.
 - j. It does not appear Judge Carey acted to cure the juror's lapses.
 - k. It is clear those jurors remained on the jury.
 - l. It is not possible to determine how much of that discussion was missing from either audio version.
 - m. There was more missing from the second COA version than the first version.
- End report detail.

I hereby declare that I am over the age of 18, and under penalty of perjury that the foregoing analysis, reports, public records and corrections of the transcripts and audio as transcribed by RJ Wilson, as per the dates scribed, and given to the Court of Appeals, Div. I, Seattle, for the cases scribed, was prepared by me from two court audio versions obtained one year apart from the Regional Justice Center Superior Court Clerk's Office and compared to transcriptions prepared and sworn by RJ Wilson that were sent to the Court of Appeals Div. I, for review in the scribed case. Each correction accurately states what was said as compared to the audio to the best of my ability.

I do swear this 1st day of June, 2016.



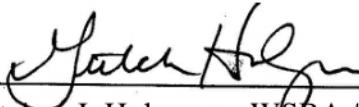
Christy Diamond, Analyst

On the Record Reporters
14241 NE Woodinville Duvall Rd #154
Woodinville, WA 98072
206.351.8859

1 That the defendant MARGARET ANN HAMILTON in King County, Washington,
2 during a period of time intervening between October 6, 2010 through October 6, 2011, did own
3 an animal, to-wit: a Chihuahua, housed at 1325 Southwest 120 Street, Burien, and did
4 knowingly, recklessly, or with criminal negligence fail to provide that animal with necessary
5 food, water, shelter, rest, sanitation, ventilation, space, or medical attention and the animal
6 suffered unnecessary or unjustifiable physical pain as a result of the failure;

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Contrary to RCW 16.52.207 and 16.52.011, and against the peace and dignity of the State
of Washington.

DANIEL T. SATTERBERG
Prosecuting Attorney

By: 
Gretchen J. Holmgren, WSBA #37862
Deputy Prosecuting Attorney

1
2 CAUSE NO. 12-1-02188-7 KNT.

3 PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
4 CONDITIONS OF RELEASE

5 The State incorporates the Certification for Determination of Probable Cause written by
6 Detective Pavlovich of the King County Sheriff's Office regarding incident number 11-222818,
7 written and signed under penalty of perjury on March 29, 2012.

8 REQUEST FOR BAIL

9 Pursuant to CrR 2.2(b)(2)(i), the State requests that the Court issue a summons directing
10 the defendant to appear in court.

11 As of May 1, 2012 the defendant has no known criminal history.

12 As a condition of release, the State requests the defendant be ordered to have no dogs in
13 her care or possession until the resolution of this case.

14 Signed this 3rd day of May, 2012.

15 
16 Gretchen J. Holmgren WSBA #37862

CAUSE NO.

RJC

CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE

That John K. Pavlovich is a(n) Detective with the King County Sheriff's Office and has reviewed the investigation conducted in the King County Sheriff's case number(s) 11-222818;

There is probable cause to believe that Margaret A. Hamilton 05-10-1942 committed the crime(s) of Animal Cruelty 1st Degree per RCW 16.52.205 and Animal Cruelty 2nd Degree per RCW 16.52.207. .

This belief is predicated on the following facts and circumstances:

In the middle of September, 2011, an anonymous person contacted "Pasado Safe Haven" (an organization dedicated to animal welfare) to report what they believed to be an on-going incident of animal abuse/cruelty. The reporting party (RP) told Pasado representatives that they had recently been at a home located at 1325 S 120th St in Burien King County WA. The RP reported the following; the homeowner is a Mike Stober who is approx. 70 years old, he has brother-in-law named James Hamilton and James has a wife named Margi Hamilton. The RP wrote that Stober was housing a large amount of dogs in the basement of his home, said dogs belonging to the Hamilton's, and that the dogs were malnourished, filthy, kept in the dark and in otherwise poor health. The RP further wrote that Stober was aware of the dog's condition but does not agree with what is going on in his basement. The RP also reported that the Stober family has been in the dog business for years. And that James Hamilton comes for 30 minutes to an hour each day to tend to the dogs.

Kim Koon is a member of Pasado, and after receiving this information she conducted her own research and found many sources of public information from the internet, showing that the Hamilton's are or were extensively involved with local chapters of AKC; James is allegedly a president of a local AKC Rottweiler Club and Margi is an AKC show judge.

Koon obtained information that showed James and Margi have a home at 5901 189th Ave SE in Unincorporated King County.

On September 27th, 2011, went to the Burien address, 1325 SW 120th Street and, acting on her own initiative, illegally entered the residence through an unlocked back door. At that time Koon was with Tiffany Norling, another member of Pasado, and they found multiple dogs being housed in the basement, individually kept in small animal carriers. They shot a video recording of several of the dogs. Koon and Norling did this without the knowledge or permission of Law Enforcement or the homeowner, Michael Stober.

1 According to Koon, all the windows of the home were covered with paper and there was no
2 light in the basement. There were approximately 30 to 40 small dogs, stacked in filthy crates.
3 Most of the dogs had no food or water in the crates and many displayed what they described as
4 "neurotic behavior", such as circling repeatedly in the small crates. Some looked sick, and
5 appeared to have respiratory distress and/or eye disease. They reported the presence of feces and
6 urine in many of the crates as well as the empty food and water dishes.

7 On September 30th, 2011, two Pasado Safe Haven staff, Tiffany Norling and Lindsey Soffes
8 went to the Hamilton residence in Issaquah and observed what they described a rundown home
9 with empty kennels in the side yard, a strong odor of feces, the windows of the residence were
10 covered and that they could hear multiple dogs barking from inside the residence.

11 After discovering this information, Koon documented her actions in an e-mail and sent this to
12 King County Sheriff's Office Sgt. Nancy Spadoni. Sgt. Spadoni is a recognized animal cruelty
13 investigator; Koon knows Spadoni from past contacts in other animal cruelty investigations and
14 thus sent this information to her.

15 On October 4th 2011, Sgt. Spadoni forwarded the information to King County Sheriff's Office
16 Sergeants Henry McLauchlan and Tony McNabb. Sgt. McLauchlan then contacted Burien
17 Animal Control Officer Michael Snyder and requested that he begin an investigation into the
18 reported abuse at the Stober home as it is within Snyder's jurisdiction.

19 On October 4th Officer Snyder went to Stober's address, 1325 SW 120th Street in Burien.
20 Snyder contacted Mr. Stober, who was out in the yard. After introducing himself to Stober as a
21 Burien Animal Control Officer, Snyder told him he was there to check on his kennels and his kennel
22 license, which was due for renewal. Stober told Snyder that he had a commercial kennel license for
23 many years, dating back to the 1980's or earlier, and that had been "grandfathered" in with King
24 County as the kennel ordinance had changed since his original application. Stober also informed
25 Officer Snyder that the County (Health Department) would be out on Tuesday October 11th, to do
an inspection for his upcoming license renewal. Stober further stated he was once an AKC breeder
and that he currently had 4 Chihuahuas that live indoors. Snyder could see empty pet crates in the
garage. Stober and his supervisor Debra George requested to view the basement and property
several times; Stober refused and ultimately asked them to leave his property.

On 10-06-11 King County Animal Control Sgt David Morris viewed the video that had been
obtained by Pasado and stated the following:

Certification for Determination
of Probable Cause

Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

1 "I, David A. Morris, a Sergeant with Regional Animal Services of King County (RASKC) reviewed
2 a video at KCSO Major Crimes Unit on October 6, 2011 at about 0830 at their officer in the Kent
3 Regional Justice Center. The video was submitted to KCSO as part of a complaint alleging animal
4 cruelty on October 5, 2011. The video, of reasonable quality, was allegedly taken by Pasado Safe
5 Haven staff members who entered the property at 1325 SW 120 St Burien.

6 The video showed close up images of about 20 airline kennels each housing small a breed dog;
7 Chihuahua, Pekingese, Papillion or other indistinguishable breed. The kennels were stacked on
8 each other two and in some cases three high. The kennels that I saw on the video had metal mesh
9 doors fouled with a buildup of animal hair, dirt and filth.

10 The video zoomed in on many of the kennels revealing feces in many of them. It also showed that
11 most of the food and water bowls in each kennel were empty of food and empty or nearly empty of
12 water.

13 Most of the dog recorded appeared uninterested in the presence of the Pasado staff.

14 Several of the dogs appeared to have runny eyes. Some had grossly overgrown toenails.

15 I could not tell by looking at the video if the dogs were dehydrated or thin beneath their long hair
16 coats. Assessment of their health could not be made by viewing the video.

17 The background of the video was dark indicating to me that there was no light or source of
18 illumination. Also, there was no background noise.

19 The dogs shown in this video seem to have been warehoused in this manner intentionally. I am
20 concerned that inadequate feeding and watering which could lead to starvation and dehydration.
21 The unsanitary kenneling of many of the dogs shown and the dark, dank living conditions is
22 unhealthy for the dogs. The dirty kennels indicate a certain level of neglect. Failure to provide
23 food, water, sanitary living conditions, and space can cause the animal's unnecessary pain.

24 I have been an Animal Control Officer for King County for 27+ years. I have been a Sergeant since
25 1991 and the Lead Animal Cruelty Investigator for the last 4 years. I also was an instructor at the
Animal Control Officer Academy, WCJTC for six years."

Certification for Determination
of Probable Cause

Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

1 The circumstances of how Pasado obtained the video and admissibility issues were discussed
2 with the King County Prosecutors Office, prior to using this information as part of the basis for
3 application for a search warrant for the Stober home.

4 On October 6th, based upon the anonymous RP information, the observations of Kim Koon
5 and Tiffany Norling, and the video recording, a Search Warrant for the Stober residence was
6 obtained by King County Sheriff Detective David Keller. He obtained the warrant through
7 Southwest District Court (#BUR0217S11) and the warrant was executed at 1815 hours that night

8 During the search the resident, 74 year old Theodore Michael Stober was home and in his
9 basement with his long time friend, 72 year old James Hamilton. They appeared to be in the
10 process of moving some of the dogs from crates into a dog run. In the basement Detectives and
11 Animal Control Officers located a total of 38 dogs, mostly of the Chihuahua breed. All were
12 being housed in small "airline travel" crates measuring approx. 24" X 12" (some of the dogs had
13 just been let out into a "run" for exercise).

14 "Triage" was performed at the scene to assess the current medical condition of each animal
15 and to determine if they required immediate care. At least 13 of the dogs were found to need
16 urgent medical treatment and were transported to the South Seattle Veterinary Clinic, in Burien,
17 that night.

18 The remainders of the dogs were assessed at the scene and the following conditions were
19 documented:

- 20 --feces and/or urine were found in every crate
- 21 --only three crates contained a towel for bedding
- 22 --all dogs with the exception of two had feces matted hair.
- 23 --the dental condition of all dogs was documented to be severe, with some dogs actually missing
24 teeth and lower jaw bones either decomposing or completely gone.

25 The majority of the dogs had either no food or water; several had a significant amount of
feces and urine in their individual crates, indicating neglect. All of the dogs had significant
issues with their teeth, feet and nails based on the neglect and the unsanitary living conditions.
The dogs that were not taken to the veterinary hospital that night were removed to foster
locations because of the unsanitary conditions.

1 All parties involved in the search of the basement at the Stober home noted and documented
2 the overpowering stench of urine, feces, decay and dirt. It was so bad that protective face masks
3 were necessary; several detectives and RASKC Officers reported that they were ill for several
4 days after the service of the warrant.

5 The initial assessment of the dogs from the Stober residence was video recorded to document
6 the very poor living conditions. All of the crates that the dogs were being housed in were filthy
7 and it was evident they had not been moved in an extended period of time. Summarized as
8 follows:

9 **Dogs from the Stober home:**

- 10 1. 38 dogs total removed
- 11 2. During triage all dogs were ranked 1 thru 3, with 1=critical, 2=serious and 3=fair
12 condition. 33 were ranked either #1 or #2
- 13 3. 13 dogs were euthanized that night by Doctor Goraya at South Seattle Veterinary
14 Clinic. He stated that all dogs euthanized were suffering from long term
15 (estimated by him to be a period of several months) neglect. All euthanized dogs
16 demonstrated evidence of being malnourished and "emaciated". All demonstrated
17 a lack of proper exercise, all had matted fur covered with feces and/or urine. All
18 euthanized dogs had heart murmurs so severe that he did not have the option of
19 sedating the animals to provide any care. All euthanized dogs had advanced
20 periodontal disease, with several missing teeth or having lower jaw bones
21 partially rotted or rotted to the point they fell off. All appeared to be in pain and
22 were suffering and the extent of their medical issues was such that he could not
23 effectively treat them and euthanization was the only possible alternative.
- 24 4. Per Officer Michael Snyders report, all dogs showed signs of neglect from lack of
25 nutrition, dehydration and horrible living conditions.

1 Detectives Keller, Pavlovich and Yanez interviewed both Stober and Hamilton. In an audio
2 recorded, Post Miranda statement Stober admitted and/or provided the following information:

- 3 1. Initially stated that he has raised Chihuahua's for several years, keeps his kennel license
4 in the event he will start to breed again or his sister from CA may want to do the same.
- 5 2. Tells Detectives that he keeps 5 dogs in his home and that James Hamilton is responsible
6 for the rest.
- 7 3. States that Hamilton's are keeping "many old dogs", but instead of keeping them alive
8 they should let nature take its course (pages 9-10)
- 9 4. States that James Hamilton comes over every day to his house, but is vague or won't
10 admit how many dogs Hamilton has in the basement. States that Hamilton gets angry at
11 him if he interferes (page 12)
- 12 5. States that James Hamilton can come and go as he pleases from the house, using the back
13 or garage entrance (page 20).
- 14 6. States that James Hamilton pays him \$500 per month to house his dogs at Stober's
15 residence (page 25).
- 16 7. States that Margie Hamilton rarely comes to his house because of night vision problems
17 (page 42).
- 18 8. Finally admits to Detective Keller that all of the dogs found in his basement belong to
19 Hamilton, none to him (pages 45-48).
- 20 9. Stated that Margie Hamilton came to the house to care for the dogs when James was in
21 the hospital.
- 22 10. States that James could come to his house almost daily to care for the dogs (page 52)
- 23 11. States that Margi and Jim "won't put anything down", even dogs with health problems.
24 They try to place dogs in other homes, but they are "too fussy" (page 56).
- 25

1 In an audio recorded, Post Miranda interview James Hamilton admitted or gave the following
2 information:

- 3 1. Stated he has kept a "large quantity" of dogs at the Stober house for about 5 years.
- 4 2. Admits to there being 35-40 dogs currently in the basement, that he cares for (page 5)
- 5 3. States that the dogs in the basement are a combination of old bred dogs and rescue
6 animals. (page 6)
- 7 4. States that he comes to the house daily to care for the dogs, but that Stober will
8 sometimes assist by feeding and watering(page 7)
- 9 5. States that none of the dogs at the Stober house are being bred (Page 10)
- 10 6. 50 percent of the dogs at the Stober home are old show dogs, remainder are old
11 breeding stock (page 11)
- 12 7. States he has had most of the dogs for their lives (page 11)
- 13 8. States he feeds, waters and exercises the dogs daily, with exercise time approx. 30
14 minutes. "Occasionally my wife will do it, and Michael will on occasion" (page 11-
15 12)
- 16 9. States he pays Stober 1K per month to house the dogs in his basement (page 16).
17 This is for food, kennel licensing fees and assistance in caring for the dogs.
- 18 10. States that all the dogs were collected over the years, and he has a "problem" parting
19 with them (page 18)
- 20 11. States again he has been using the Stober basement for about 5 years, and started
21 with about the same # of dogs as were found today (page 20)
- 22 12. Caring for the dogs is a "hobby" and not a business (page 28)
- 23 13. Changes and launders the dogs bedding every other day (page 29)
- 24 14. Hamilton initially lied, stating that there are only 5 dogs and 2 puppies at his home in
25 Issaquah (page 15).
15. He later admits that there are "25-30" dogs at his Issaquah home (page 31)
16. Throughout the remainder of the interview, James Hamilton is confronted about the
bad physical condition of the dogs, and the poor living conditions (dirty crates,
bedding, smell etc). He maintains that he comes over daily to feed, water and
exercise the dogs. He does admit that it is a hard task to accomplish each day.

21 Based on the statements of Stober and Hamilton, an addendum to the original Search
22 Warrant was sought and obtained on October 6th, 2011, granting authority to search the Hamilton
23 residence in Issaquah for additional evidence of Animal Cruelty.

24
25
Certification for Determination
of Probable Cause

Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

1 The warrant was served at approx. 2310 hours on October 6th. Margi Hamilton was present
2 and James Hamilton had come with Detectives from the Stober residence in Burien. The
3 Hamilton home displayed physical signs of classic "hoarding"; debris, clothes and household
4 items were stacked from floor to ceiling in every room in the house, and in the main bedroom
5 clutter was everywhere, with pathways only wide enough to move in and out. The second
6 bathroom was full of clothes and medicines and other items, to the extent that it could not be
7 used and had essentially become a closet.

8
9 There were a total of 62 dogs located in the home, mainly Chihuahua's with a few Japanese
10 "chins". Almost all were stored in individual carriers in the living room, many of which were
11 not clean. Many were covered in an inch of accumulated dust, dirt and dog hair.

12
13 4 of the dogs were located in a van in the garage; Margi Hamilton had hidden them there prior
14 to our arrival because she planned on showing them at a dog show in Enumclaw over the
15 upcoming weekend and feared that we would be taking them.

16
17 All dogs were examined briefly on scene, their general physical condition and the condition
18 of the individual carriers documented and they were individually identified as best as possible
19 with Margi's assistance.

20
21 Throughout the time at the home, Margi Hamilton continued to maintain that she could
22 properly care for the dogs; several times she referred to the fact that it was James responsibility
23 to take care of the other dogs at the Stober house, and had he been doing his job better we (the
24 police) would never have ended up here at the Issaquah home.

25
26 Margi stated that all of the dogs had been either raised or purchased by them for breeding or
27 potential showing at some time, and that she kept all after their effective breeding or show life
28 was over. She stated that over the years she had been able to place "a few dogs" at other homes.

29
30 Of the 62 dogs recovered from the Hamilton home, 12 required immediate vet care. One of
31 these dogs, designated by RACSKC as "dog 64" at the scene and identified by Margi Hamilton
32 as "Foster", was euthanized on the following afternoon due to congestive heart failure, coupled
33 with periodontal disease.

1 The 11 remaining dogs were examined at the Aerowood Animal Hospital in Bellevue and
2 their condition upon arrival was documented. 9 of the 11 had periodontal disease to some extent,
3 with many having extreme tartar and calculus build-up or no teeth. Many had heart murmurs or
4 COPD, general muscle deterioration (lack of exercise), feces matted hair, long nails, were
5 underweight and had various stages of dental disease. One of the dogs was pregnant at the
6 advanced and unsafe age of 8 years old. Per Veterinary Dr. Susan Min, this dog, identified as
7 "Beauty", had the worst case of periodontal disease she had seen in practice, so much so that
8 three of this dogs teeth fell out during an attempted cleaning.

9
10 As of October 7th, 2011 all dogs seized from the Stober and Hamilton residences have been in
11 the care of either Burien Animal Control, RASKC and/or various foster families; the surviving
12 dogs were groomed and medically treated. None have been returned to either Stober or the
13 Hamilton's.

14
15 On October 27th, 2011 James Hamilton was found deceased in his home by his wife Margi,
16 when she returned from an out of town judging. His death was from natural causes.

17
18 The follow-up investigation, primarily interviews with all three suspect individuals, indicates
19 that James Hamilton and Margi Hamilton were the owners of all of the dogs mentioned in this
20 summary. James was mainly responsible for caring for the dogs at the Stober residence in
21 Burien and had been housing them there for several years, with the permission and knowledge
22 of Stober (it appears Hamilton was paying a rent fee, either \$500 or \$1000).

23
24 Margi Hamilton was primarily responsible for the care of the dogs at their home in Issaquah.

25
26 The dogs recovered from the Stober residence were in overall poor health and in poor to
27 horrible living conditions; the dogs in the Hamilton home were living in poor, but slightly better
28 conditions than those at the Stober residence, and their overall health was somewhat better, but
29 far from as it should have been.

30
31 13 dogs from the Stober residence were euthanized for reasons that would likely amount to
32 sufficient PC for charge(s) Animal Cruelty 1st Degree.

33
34 1 dog from the Hamilton residence was euthanized for COPD. The remaining dogs, from
35 both the Stober and Hamilton residences, were living in poor conditions that rise to the level of
36 Animal Cruelty 2nd Degree.

1 Hoarding is likely a factor in what was occurring as the Hamilton's were clearly unable to
2 part with dogs that they had collected over the years, even after the dogs were past a show or
breeding age.

3 Under penalty of perjury under the laws of the State of Washington,
4 I certify that the foregoing is true and correct. Signed and dated
By me this 29th day of March, 2012, at Kent, Washington.

5
6 DET. J.K. PAPANOVICH 71196
7 *J.K.P.*
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Certification for Determination
of Probable Cause

Prosecuting Attorney
W 554 King County Courthouse
Seattle, Washington 98104-2312
(206) 296-9000

SUPERFORM

CCN/JCN NUMBER	B/A NUMBER	PCN NUMBER
AGENCY: <input type="checkbox"/> UNINCORPORATED KING COUNTY		1 1 - 2 2 2 8 1 8
<input checked="" type="checkbox"/> CITY OF Burien	CASE NUMBER	FILE NUMBER
<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	COURT King County Superior	

DATE OF ARREST/TIME	BOOKING DATE/TIME	ARREST LOCATION
NAME (LAST, FIRST, MIDDLE/JR., SR.) HAMILTON, MARGARET ANN		ALIAS, NICKNAMES
IDENTITY IN DOUBT? No	DOB 05/10/1942	SEX RACE HGT WGT EYES HAIR SKIN TONE F W 5'2" 120 BLU BLN No
SCARS, MARKS, TATOOS, DEFORMITIES		ARMED/DANGEROUS No
LAST KNOWN ADDRESS 5901 189 AV SE, ISSAQUAH, WA 98027	CITY STATE ZIP	RESIDENCE PHONE 425/747-7557
OCCUPATION RETIRED	EMPLOYER, SCHOOL (ADDRESS, SHOP/UNION NUMBER)	BUSINESS PHONE CITIZENSHIP
DRIVER'S LICENSE NUMBER	STATE AFIS #	FBI # STATE ID #
VEHICLE LICENSE #	STATE YEAR MAKE MODEL	VEHICLE LOCATION TOW COMPANY
PERSON TO CONTACT IN CASE OF EMERGENCY	RELATIONSHIP	ADDRESS CITY STATE PHONE
1) OFFENSE <input type="checkbox"/> DV Animal Cruelty 1st Degree	RCW/ORD # RCW 16.52.205	COURT/CAU # CITATION #
2) OFFENSE <input type="checkbox"/> DV Animal Cruelty 2nd Degree	RCW/ORD # RCW 16.52.207	COURT/CAU # CITATION #
3) OFFENSE <input type="checkbox"/> DV	RCW/ORD #	COURT/CAU # CITATION #
4) OFFENSE <input type="checkbox"/> DV	RCW/ORD #	COURT/CAU # CITATION #
DATE TIME OF VIOLATION	CRIMINAL TRAFFIC CITE ATTACHED? No	ACCOMPLICES
LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL		
LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> IF YES DESCRIBE (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL#)		
TOTAL CASH OF ARRESTEE	WAS CASH TAKEN INTO EVIDENCE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT	SIGNATURE OF JAIL STAFF RECEIVING ITEMS/SERIAL #
ARRESTING OFFICER/SERIAL #	TRANSPORTING OFFICER/SERIAL #	SUPERVISOR SIGNATURE/SERIAL #
SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #) Pavlovich, John K / 01352	CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME/SERIAL #/PHONE) Pavlovich, John K / 01352 (206) 205-7887	

MISDEMEANOR BOOKINGS: Complete to this line. FELONY BOOKINGS: Complete both sides.
OBJECTION TO RELEASE (MISDEMEANOR OR FELON IS ON REVERSE SIDE.)

C O U L T R E	SUPERIOR COURT <input type="checkbox"/> IN CUSTODY	COURT CAUSE (STAMP OR WRITE)
	FILING INFO. <input type="checkbox"/> AT LARGE <input type="checkbox"/> OUT ON BOND	12-1-02188-7 KNT
W E A R T R A N D I T I N E F O	COURT/DIST CT.NO.	DIST CT. BOND \$
	WARRANT DATE	OFF CODE OFFENSE
POLICE AGENCY ISSUING		COURT
PERSON APPROVING EXTRADITION		WARRANT RELEASED TO SERIAL UNIT DATE TIME
SEAKING-LOCAL ONLY WACIC-STATE WIDE <input type="checkbox"/>		NCIC-WILL EXTRADITE FROM ID. OR ONLY <input type="checkbox"/>
CCN# 1902915		NCIC WILL EXTRADITE FROM OR, ID, MT, WY, CA, NV, UT, CO, AZ, NM, HI, AK <input type="checkbox"/>
WAC#	DOE	DOC
NIC#	TOE	TOC
	OP#	OP#

From: Satterberg, Dan [mailto:Dan.Satterberg@kingcounty.gov]
Sent: Wednesday, September 16, 2015 1:17 PM
To: Wright, Kevin; Lee, Carla; Manion, Leesa
Subject: FW: Laurie Hart Case 13-1-10914-6

Can we discuss today?

Thanks,

DAN SATTERBERG
King County Prosecuting Attorney
516 Third Avenue, W400
Seattle, WA 98104
(206) 477-1200

From: Hannah Mueller DVM [mailto:drhannah@cedarbrookvet.com]
Sent: Wednesday, September 16, 2015 1:16 PM
To: Satterberg, Dan
Cc: kim@nwesc.org
Subject: Laurie Hart Case 13-1-10914-6

Dear Mr. Satterberg,

It has come to our attention that you have been actively involved with the Laurie Hart case, and are aggressively pursuing a civil forfeiture of the horses in this case. For all of this, we want to express our profound gratitude to you for your clear commitment to the protection of these horses. We recognize the difficult position you must have been put in to have to dismiss the criminal case.

We do also have concerns about how the case has been handled in the past. We are well aware of the fact that Ms. Balin has had a history of making significant errors and using poor judgment in the civil case pertaining to Ms. Hart. By expressing our concerns we hope that greater attention will be brought into this pending civil forfeiture. Some of the issues we have been privy to have been:

- Failure to seek forfeiture at the early onset of this case in 2013
- Failure to identify appropriate recipients of the Hart horses. Nancy Balin informed us that the horses would be given to: 1) Gari Pierce, Laurie Hart's "longtime live in boyfriend" (as stated by Detective Cynthia Sampson of the King County Sheriff's Office in the April, 22nd, 2013 case Certification for Determination), and 2) Becky Lee, a witness for the defense (Laurie Hart) - to which, upon our notification of these relationships to Laurie Hart, Nancy Balin acknowledged that both recipients were not acceptable, despite her original request for us to release the horses to these people
- Inappropriate / unprofessional statements and communications regarding animal rescuers, and staff caring for the Hart case horses

Additionally, we hope you will promise us that decisions made will allow for follow through actions to occur to protect all of the Hart case horses. We continue to be committed to these horses, and are prepared to help you on this matter in any way you deem fit.

Thank you so much for your time. We look forward to hearing back from you.
And again, we deeply appreciate all that you have done for the horses and this case thus far.

All the best,

Dr. Hannah Mueller, DVM, Cedarbrook Veterinary Care
Kim Sgro, Executive Director, Northwest Equine Stewardship Center

Dr. Hannah Mueller



(360) 794-9255

9812 215th Avenue SE

Snohomish, WA 98290

www.cedarbrookvet.com

Parcel Viewer 2.0

KCGIS Center

You're in KCGIS Center > Property Research > Parcel Viewer 2.0

by: Address Search Find Intersection Zoom to Advanced tools Base

Search results

Selected parcel(s)

New selection Add to selection Selected parcels: 17

Parcel number	Address
X 0321059005	13645 SE 208TH ST 90042
X 0321059109	20851 140TH AVE SE
X 0321059171	13615 SE 208TH ST 90042
X 0321059170	N/A
X 0321059046	29115 140TH AVE SE
X 0321059087	29203 140TH AVE SE
X 0321059076	29317 140TH AVE SE
X 0321059106	N/A
X 0321059009	N/A
X 0321059027	29333 140TH AVE SE
X 0321059031	29341 140TH AVE SE
X 0321059110	140TH AVE SE 90092
X 0321059154	29427 140TH AVE SE 90092
X 0321059061	13636 SE 297TH ST 90092
X 0321059007	29326 132ND AVE SE 90092
X 0321059074	29308 132ND AVE SE 90092

2009 Soloman
2 parcels
phony
animal abuse
prosecution

Now Schneider
Construction
in title.

2009
foreclosures
3 parcels
Suspected
Straw borrowers

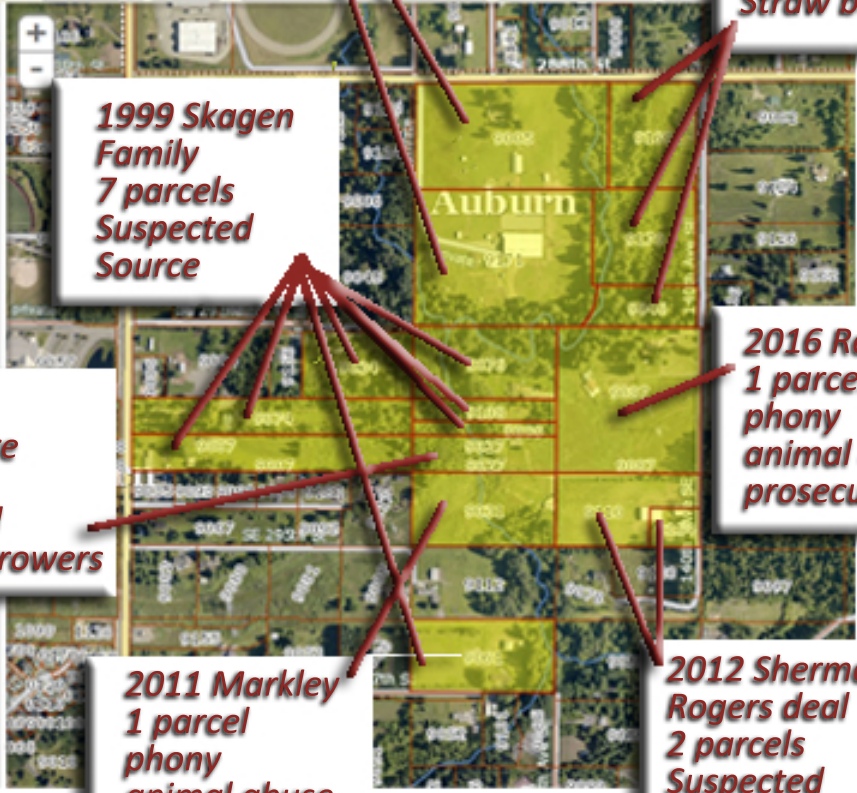
1999 Skagen
Family
7 parcels
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2011 Fish
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1 parcels
Suspected
Straw borrowers

2016 Rameriz
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2011 Markley
1 parcel
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animal abuse
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2012 Sherman
Rogers deal
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Suspected
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STATE OF WASHINGTON
SNOHOMISH COUNTY SUPERIOR COURT

STATE OF WASHINGTON,	NO.
Plaintiff,	
v.	
PASADO'S SAFE HAVEN, a Washington Non-Profit Corporation,	COMPLAINT FOR INJUNCTIVE AND OTHER RELIEF UNDER THE CONSUMER PROTECTION ACT AND CHARITABLE SOLICITATIONS ACT
Defendant.	

The Plaintiff, State of Washington, by and through its attorneys Robert M. McKenna, Attorney General, and Shannon E. Smith, Assistant Attorney General, brings this action against the Defendant named below. The State alleges the following on information and belief:

I. PLAINTIFF

- 1.1 The Plaintiff is the State of Washington.
- 1.2 The Attorney General is authorized to commence this action pursuant to RCW 19.09.340, RCW 19.86.080, and RCW 19.86.140.

II. DEFENDANT

- 2.1 Defendant Pasado's Safe Haven ("Defendant" or "PSH"), is a Washington non-profit corporation. Defendant is located in Monroe, Washington and conducts business in Snohomish and other counties.
- 2.2 PSH is a charitable organization that solicits and collects charitable contributions from the general public.

COPY

1 6.2 During the period beginning on or about December 1, 2008, and ending about
2 March 16, 2009, PSH failed to timely renew its registration with the Secretary of State, allowing a
3 lapse in registration status. As a consequence, PSH solicited and collected charitable
4 contributions from the general public in the state of Washington without being properly registered
5 as a charitable organization with the Secretary of State.

6 6.3 The conduct described in paragraphs 6.1 through 6.2 violates the Charitable
7 Solicitations Act, specifically RCW 19.09.065; 19.09.100(15), (16), (18). Pursuant to
8 RCW 19.09.340, violations of the Charitable Solicitations Act are per se violations of the
9 Consumer Protection Act, RCW 19.86.

10 6.4 Notwithstanding RCW 19.09.340, the conduct described in paragraphs 6.1 through
11 6.2 violates RCW 19.86.020 of the Consumer Protection Act.

12 **VII. SECOND CAUSE OF ACTION**
13 **(Misrepresenting Specific Uses or Purposes for Donated Funds)**

14 7.1 Plaintiff realleges Paragraphs 1.1 through 6.4.

15 7.2 From approximately September 2005 through approximately December 1, 2009,
16 PSH failed to maintain properly segregated accounts for donated funds to assure their use was
17 restricted to the purpose represented in charitable solicitations. For example, PSH solicited
18 charitable contributions to assist with animal rescue in response to specific natural disasters or
19 other events, to build rehabilitation or shelter facilities, to provide an implied level of care for
20 animals at its facility, and for the care of specific animals. However, PSH did not apply, or did
21 not timely apply, all donated funds to the specific uses or purposes set forth in the solicitations.

22 7.3 The conduct described in paragraphs 7.1 through 7.2 violates RCW 19.09.100(12)
23 as currently and previously enacted. Pursuant to RCW 19.09.340, violations of the Charitable
24 Solicitations Act are per se violations of the Consumer Protection Act, RCW 19.86.

25 7.4 Notwithstanding RCW 19.09.340, the conduct described in paragraphs 7.1 through
26 7.2 violates RCW 19.86.020 of the Consumer Protection Act.

1
2 **VIII. THIRD CAUSE OF ACTION**
3 **(Misrepresenting Disaster Relief Qualifications and Role)**

4 8.1 Plaintiff realleges Paragraphs 1.1 through 7.4.

5 8.2 From approximately September 1, 2005, through approximately December 1,
6 2009, PSH misrepresented either directly or by implication in charitable solicitations that PSH
7 and its employees or volunteers were qualified to provided disaster relief assistance or
8 misrepresented its role in disaster relief responses.

9 8.3 The conduct described in paragraphs 8.1 through 8.2 violates
10 RCW 19.09.100(12) as currently and previously enacted. Pursuant to RCW 19.09.340,
11 violations of the Charitable Solicitations Act are per se violations of the Consumer Protection
12 Act, RCW 19.86.

13 8.4 Notwithstanding RCW 19.09.340, the conduct described in paragraphs 8.1
14 through 8.2 violates RCW 19.86.020 of the Consumer Protection Act.

15 **IX. FOURTH CAUSE OF ACTION**
16 **(Failure to Exercise Adequate Control Over PSH Finances)**

17 9.1 Plaintiff realleges Paragraphs 1.1 through 8.4.

18 9.2 From approximately September 1, 2005 through approximately December 1,
19 2009, PSH failed to exercise adequate controls over its finances derived from charitable
20 contributions, which permitted PSH charitable assets to be used temporarily for the benefit of
21 individuals, including but not limited to: allowing executive management and other staff to
22 use PSH credit cards for personal use with the expectation that the individual would reimburse
23 PSH; and allowing a member of PSH's executive management to purchase real estate with
24 PSH funds, and hold title to the real estate in her own name for months before deeding the
25 property to PSH.

26 9.3 The conduct alleged in paragraph 9.2 violates RCW 19.86.020 of the Consumer
Protection Act.

1 X. PRAYER FOR RELIEF

2 WHEREFORE, Plaintiff, State of Washington, prays for relief as follows:

3 10.1 That the Court adjudge and decree that the Defendant has engaged in the
4 conduct complained of herein.

5 10.2 That the Court adjudge and decree that the conduct complained of constitutes
6 unfair or deceptive acts and practices and unfair methods of competition contrary to the public
7 interest and is unlawful in violation of the Consumer Protection Act, RCW 19.86.

8 10.3 That the Court adjudge and decree that the conduct complained of violates the
9 Charitable Solicitations Act, RCW 19.09, and therefore violates the Consumer Protection Act,
10 per se.

11 10.4 That the Court issue a permanent injunction enjoining and restraining the
12 Defendant, and its representatives, successors, assigns, officers, agents, servants, employees,
13 and all other persons acting or claiming to act for, on behalf of, or in active concert or
14 participation with the Defendant, from continuing or engaging in the unlawful conduct
15 complained of herein.

16 10.5 That the Court assess civil penalties, pursuant to RCW 19.86.140, of up to two
17 thousand dollars (\$2,000) per violation against the Defendant for each and every violation of
18 RCW 19.86.020 caused by the conduct complained of herein.

19 10.6 That the Court make such orders pursuant to RCW 19.86.080 as it deems
20 appropriate to provide for restitution to consumers of money or property acquired by the
21 Defendant as a result of the conduct complained of herein.

22
23 //

24 //

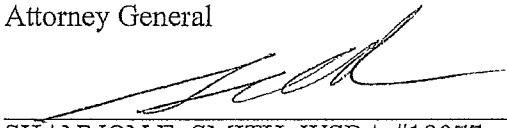
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10.7 That the Court make such orders pursuant to RCW 19.86.080 to provide that the plaintiff, State of Washington, have and recover from the Defendant the costs of this action, including reasonable attorneys' fees.

For such other relief as the Court may deem just and proper.

DATED this 20 day of October, 2010.

ROBERT M. MCKENNA
Attorney General


SHANNON E. SMITH, WSBA #19077
Assistant Attorney General
Attorneys for Plaintiff
State of Washington

FILED

NOV 05 2010

SONYA KRASKI
COUNTY CLERK
SNOHOMISH CO. WASH.

STATE OF WASHINGTON
SNOHOMISH COUNTY SUPERIOR COURT

STATE OF WASHINGTON,
Plaintiff,

NO. 10 2 09124 4

CONSENT DECREE

v.

PASADO'S SAFE HAVEN, a
Washington non-profit corporation,

Defendant.

I. JUDGMENT SUMMARY

1.1	Judgment Creditor:	State of Washington
1.2	Judgment Debtor:	Pasado's Safe Haven
1.3	Principal Judgment Amount:	
	Costs and Attorneys' Fees :	\$70,000
1.4	Total Judgment:	\$70,000
1.5	Attorney for Judgment Creditor:	Shannon E. Smith Assistant Attorney General
1.6	Attorney for Judgment Debtor:	John F. Jenkel Forsberg & Umlauf, P.S.

Plaintiff, State of Washington, commenced this action pursuant to the Charitable Solicitations Act, RCW 19.09 and the Consumer Protection Act, RCW 19.86;

COPY

1 Defendant, Pasado's Safe Haven, was served with a Summons and Complaint or waived
2 service;

3 Plaintiff appears by and through its attorneys, Robert M. McKenna, Attorney General, and
4 Shannon E. Smith, Assistant Attorney General;

5 Defendant appears by and through its attorneys, John F. Jenkel and Forsberg & Umlauf,
6 P.S.;

7 Plaintiff and Defendant agree on a basis for the settlement of the matters alleged in the
8 Complaint and to the entry of this Consent Decree against Defendant without the need for trial or
9 adjudication of any issue of law or fact. Defendant specifically and categorically denies all
10 allegations of wrongdoing;

11 Plaintiff and Defendant agree that this Consent Decree does not constitute evidence or an
12 admission regarding the existence or non-existence of any issue, fact, or violation of any law
13 alleged by Plaintiff;

14 Defendant recognizes and states that this Consent Decree is entered into voluntarily and
15 that no promises or threats have been made by the Attorney General's Office or any member,
16 officer, agent, or representative thereof to induce Defendant to enter into this Consent Decree,
17 except as provided herein;

18 Defendant waives any right it may have to appeal from this Consent Decree;

19 Defendant further agrees that it will not oppose the entry of this Consent Decree on the
20 grounds the Consent Decree fails to comply with Rule 65(d) of the Rules of Civil Procedure, and
21 hereby waives any objections based thereon;

22 The parties agree that this Court shall retain jurisdiction of this action for the purpose of
23 implementing and enforcing the terms and conditions of the Consent Decree and for all other
24 purposes; and

25 The Court finds no just reason for delay.
26

1 NOW, THEREFORE, it is hereby ORDERED, ADJUDGED, AND DECREED as
2 follows:

3 **II. GENERAL**

4 2.1 Jurisdiction. This Court has jurisdiction over the subject matter of this action and
5 over the parties. Plaintiff's Complaint in this matter states claims upon which relief may be
6 granted under the provisions of the Charitable Solicitations Act, RCW 19.09 and the Consumer
7 Protection Act, RCW 19.86.

8 2.2 Defendant. For purposes of this Consent Decree, the term "Defendant" where
9 not otherwise specified shall mean Pasado's Safe Haven ("PSH").

10 **III. INJUNCTIONS**

11 3.1 Application of Injunctions. The injunctive provisions of this Consent Decree shall
12 apply to Defendant and Defendant's successors, assigns, officers, agents, servants, employees,
13 representatives, and all other persons or entities in active concert or participation with Defendant.

14 3.2 Notice. Within five (5) business days of entry of this Decree, Defendant shall
15 inform and give actual notice of this Consent Decree to all Board Members; and to those
16 employees and volunteers who are charged with performing any act or task required herein.

17 3.3 Injunctions. Defendant and its successors, assigns, transferees, officers, agents,
18 servants, employees, representatives, and all other persons or entities in active concert or
19 participation with Defendant are hereby permanently enjoined and restrained from directly or
20 indirectly engaging in the following acts or practices:

21 3.3.1 In soliciting charitable contributions, PSH (or any organization or entity
22 soliciting on its behalf) shall not misrepresent to donors or prospective donors directly or by
23 implication that the contributions will be applied to a particular purpose or use, or used for the
24 benefit of a specific animal(s), unless all of the donated funds are kept segregated in separate
25 accounts to be put to the represented purpose or use, and used for the benefit of the specific
26

1 animal(s). This includes solicitations for sponsorship, care, or adoption of specific animals.
2 Nothing in this provision shall be construed to prohibit PSH from applying a reasonable
3 portion of donated funds to administrative services, or to apply excess proceeds to another
4 similar use where notice of the right to apply funds to another similar use is properly given;

5 3.3.2 In soliciting charitable contributions, PSH (or any organization or entity
6 soliciting on its behalf) shall not misrepresent to donors or potential donors directly or by
7 implication that contributions will be used in response to a specified event (e.g. natural
8 disaster, rescue operation, etc.) unless all of the donated funds are kept segregated in separate
9 accounts to be used in response to the event and used in response to the event. Nothing in this
10 provision shall be construed to prohibit PSH from applying a reasonable portion of donated
11 funds to administrative services, or to apply excess proceeds to another similar use where
12 notice of the right to apply funds to another similar use is properly given;

13 3.3.3 In soliciting charitable contributions, PSH (or any organization or entity
14 soliciting on its behalf) shall not misrepresent to donors or potential donors directly or by
15 implication the nature or extent of PSH's response to a natural disaster or other event, or the
16 qualifications or expertise of PSH and its staff or volunteers to participate in disaster relief or
17 other response efforts.

18 3.3.4 In soliciting charitable contributions, PSH (or any organization or entity
19 soliciting on its behalf) shall not misrepresent to donors or potential donors directly or by
20 implication that it will use donated funds to provide care for animals at its sanctuary unless
21 PSH devotes the donated funds to provide adequate staff and resources (including contractors
22 and third parties) to provide the level of care represented;

23 3.3.5 If PSH solicits charitable contributions for capital projects (e.g. barns,
24 habitats, etc.) or the purchase of real estate, PSH must have a Board-approved plan for
25
26

1 developing the project or purchasing the real estate and shall use its best efforts to expend the
2 funds for the intended purposes within a reasonable period of time;

3 3.3.6 Pasado's Safe Haven shall not solicit charitable donations unless it is
4 currently registered as a charitable organization with the Washington Secretary of State;

5 3.3.7 Pasado's Safe Haven shall implement adequate financial controls
6 including but not limited to prohibiting staff members or other individuals from using Pasado's
7 Safe Haven's financial resources for personal use, including but not limited to credit card
8 accounts or bank accounts, even if the use is temporary and the staff member reimburses or
9 intends to reimburse Pasado's Safe Haven;

10 3.3.8 No less than every third year of operation Pasado's Safe Haven shall
11 obtain a financial audit by a certified public accountant and the accountant shall provide a copy
12 of the audit to Pasado's Safe Haven and, upon the request of the Attorney General's Office, to
13 the Attorney General's Office (Attn: Shannon E. Smith, Assistant Attorney General, 800 5th
14 Ave., Ste. 2000, Seattle, WA 98104-3188);

15 3.3.9 Pasado's Safe Haven shall not appoint Susan Michaels to the Board of
16 Directors nor will it employ her in any executive management position within the organization;

17 3.3.10 PSH shall provide governance training to all Board members within one
18 year of the date of this decree and not less than every third year hereafter, by contracting with a
19 qualified nonprofit support organization as mutually agreed upon by PSH and the State, within
20 90 days of the entry of this Consent Decree, or as soon thereafter as practicable upon mutual
21 agreement of the parties. PSH shall provide such mutually agreeable governance training to
22 each new member of the Board of Directors within one year of the member's appointment of
23 the board;

24 3.3.11 In addition to the training set forth in paragraph 3.3.10, PSH shall
25 provide governance training to its Chief Executive Officer (CEO) and to its Chief Operations
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1 Officer (COO) by requiring the CEO and the COO to attend the Cascade Nonprofit Executive
2 Leadership Institute, or a comparable nonprofit executive management training course as
3 mutually agreed upon by PSH and the State. The CEO and the COO shall attend the training
4 within 12 months of the entry of this Consent Decree, or as soon thereafter as practicable upon
5 mutual agreement of the parties. PSH shall provide such mutually agreeable nonprofit
6 executive training course to each new CEO or COO within one year of hiring.

7 IV. ATTORNEY COSTS AND FEES

8 4.1 Pursuant to RCW 19.86.080, Plaintiff shall recover and Defendant shall pay the
9 costs and reasonable attorneys' fees incurred by Plaintiff in pursuing this matter in the amount of
10 seventy thousand dollars (\$70,000).

11 4.2 Payment owing under this provision shall be in the form of a valid check paid to
12 the order of the "Attorney General—State of Washington" and shall be due and owing within
13 thirty (30) days of the entry of the Consent Decree. Payment shall be sent to the Office of the
14 Attorney General, Attention: Cynthia Lockridge, Administrative Office Manager, 800 Fifth
15 Avenue, Suite 2000, Seattle, Washington 98104-3188.

16 V. ENFORCEMENT

17 5.1 Violation of any of the injunctions contained in this Consent Decree shall subject
18 Defendant to a civil penalty of up to \$25,000 per violation pursuant to RCW 19.86.140.

19 5.2 In any action to enforce the terms of this Decree, the Plaintiff may seek additional
20 remedies, including but not limited to restitution, injunctive relief, civil penalties, in addition to
21 any other remedies permitted by law. The prevailing party may request recovery of costs and
22 attorneys' fees to the extent provided by law.

23 5.3 This Consent Decree is entered pursuant to RCW 19.86.080. Jurisdiction is
24 retained for the purpose of enabling any party to this Consent Decree with or without the prior
25 consent of the other party to apply to the Court at any time for enforcement of compliance with
26

1 this Consent Decree, to punish violations thereof, or to modify, clarify, or declare rights under
2 this Consent Decree. Defendant may, after three years from the date of issuance of this document,
3 petition this Court for a release from or modification of any requirement herein. Such a petition
4 will not subject the Defendant to liability for attorney fees absent a showing of bad faith.
5 Provided further, if any provision of this Consent Decree directly conflicts with, or makes it
6 impossible to comply with, a provision of any subsequent order lawfully issued by another
7 court of competent jurisdiction, either party may petition this Court, with notice and
8 opportunity to be heard afforded to the opposing party, for modification of the Consent Decree;
9 each party shall bear its own costs in any proceeding to determine whether there is a conflict or
10 impossibility between the Consent Decree and any subsequent order.

11 5.4 Representatives of the Office of the Attorney General are permitted to access,
12 inspect, and/or copy all business records or documents under control of Defendant in order to
13 monitor compliance with this Consent Decree after (10) business days' written notice to
14 Defendant, provided that the inspection and copying shall be done in such a way as to avoid
15 disruption of Defendant's business activities. Failure to comply with this section will be
16 considered a violation of the terms of this Consent Decree.

17 5.5 Representatives of the Office of the Attorney General are permitted to question, in
18 person or by written interrogatory, any officer, director, agent, employee, or volunteer of
19 Defendant in order to monitor compliance with this Consent Decree after 10 business days'
20 written notice to Defendant, provided that the questioning shall be done in such a way as to avoid
21 disruption of Defendant's business activities. Failure to comply with this section will be
22 considered a violation of the terms of this Consent Decree.

23 5.6 Nothing in this Consent Decree shall be construed as to limit or bar any other
24 governmental entity or consumer from pursuing other available remedies against Defendant.
25
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King County Superior Court Animal Abuse cases 2000 to present

Case Number	00-1-03796-8 KNT	Case Title	STATE OF WASHINGTON VS RAMIREZ, MIGUEL A	
File Date	5/5/2000			
Resolution Date	06/29/2000	Resolution	GP	Guilty Plea
ATD 1	FLORA, MARK EDWARD			
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	LUTZ, JAMES FREDERICK			
DEF 1	RAMIREZ, MIGUEL A			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	01-1-00161-9 KNT	Case Title	STATE OF WASHINGTON VS ROBINSON, CHARLES HUBERT	
File Date	1/11/2001			
Resolution Date	05/21/2001	Resolution	GP	Guilty Plea
ATD 1	HARDY, PATRICK CHARLES			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	ROBINSON, CHARLES HUBERT			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	01-1-00483-9 SEA	Case Title	STATE OF WASHINGTON VS YATES, FRED TOWNSEND JR	
File Date	1/19/2001			
Resolution Date	04/20/2001	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	PAULSEN, ANITA CHRISTINE			
ATD 1	RUZUMNA, DAVID			
PLA 1	STATE OF WASHINGTON			
DEF 1	YATES, FRED TOWNSEND JR			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	01-1-07517-5 SEA	Case Title	STATE OF WASHINGTON VS EVERTS, PATRICK RYAN	
File Date	9/10/2001			
Resolution Date	12/13/2001	Resolution	GP	Guilty Plea
DEF 1	EVERTS, PATRICK RYAN			
ATD 1	HAMMERSTAD, DAVID			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	01-1-10382-9 KNT	Case Title	STATE OF WASHINGTON VS PATTERSON, GEORGE COLEMAN III	
File Date	12/14/2001			
Resolution Date	05/20/2002	Resolution	GP	Guilty Plea
WTD 1	KIM, R. DAEWOO			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	MACNICHOLS, JEFFREY PATRICK			
DEF 1	PATTERSON, GEORGE COLEMAN III			
WTD 2	REDFORD, DEBRA SUZANNE			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	02-1-02025-5 SEA	Case Title	STATE OF WASHINGTON VS ARNTSEN, REGGY MICHAEL AKA	
File Date	2/13/2002			
Resolution Date	03/13/2002	Resolution	GP	Guilty Plea
DEF 1	ARNTSEN, REGGY MICHAEL			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	KYSAR, ANNE			
WTD 2	PAULSEN, ANITA CHRISTINE			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	02-1-06653-1 SEA	Case Title	STATE OF WASHINGTON VS MOORE, TIMOTHY JAY JR	
File Date	7/10/2002			
Resolution Date	02/28/2003	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	MEYER, DAVID EDWARD			
DEF 1	MOORE, TIMOTHY JAY JR			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	02-1-07487-8 SEA	Case Title	STATE OF WASHINGTON VS LEESON, RIKKI JOHN	
File Date	8/23/2002			
Resolution Date	03/21/2003	Resolution	DSM	Dismissal
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	LANGSTON, VAN CURTIS			
DEF 1	LEESON, RIKKI JOHN			
PLA 1	STATE OF WASHINGTON			
ATD 1	STODDARD, MICHAEL JAMES			
WPA 1	VAN NOCKEN, VICTORIA J			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	03-1-00156-9 KNT	Case Title	STATE OF WASHINGTON VS WHITEEAGLE, ALBERT B JR	
File Date	1/17/2003			
Resolution Date	07/16/2003	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY			
MAT 1	NELSON, MARLA			
WTD 1	NEWCOMB, JONATHAN DAVID			
PLA 1	STATE OF WASHINGTON			
DEF 1	WHITEEAGLE, ALBERT B JR			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	03-1-06238-0 SEA	Case Title	STATE OF WASHINGTON VS NESTEBY, STEPHEN MICHAEL	
File Date	5/2/2003			
Resolution Date	07/22/2003	Resolution	GP	Guilty Plea

WTD 1	FOEDISCH, VICTORIA			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	LUYOMBYA, JUNI MIREMBE			
WTD 2	MORRIS, DARON GEORGE			
DEF 1	NESTEBY, STEPHEN MICHAEL			
PLA 1	STATE OF WASHINGTON			

	RCW			
	16.52.205			ANIMAL CRUELTY IN FIRST DEGREE

Case Number	03-1-08048-5 SEA	Case Title	STATE OF WASHINGTON VS FEDERICO, ARTURO AKA	
File Date	8/13/2003			
Resolution Date	12/01/2003	Resolution	GP	Guilty Plea

ATD 1	CUNNINGHAM, D'ADRE BETH			
DEF 1	FEDERICO, ARTURO			
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 3	MURRAY, KRISTEN V			
WTD 2	PRESTIA, WILLIAM J			
PLA 1	STATE OF WASHINGTON			
WTD 1	TUCKER, CHRISHENDRA			

	RCW			
	16.52.205			ANIMAL CRUELTY IN FIRST DEGREE

Case Number	03-1-09487-7 SEA	Case Title	STATE OF WASHINGTON VS HOULE, RYAN HUNTER	
File Date	11/18/2003			
Resolution Date	01/05/2004	Resolution	GP	Guilty Plea

ATD 1	ELLERBY, CAROL J.			
DEF 1	HOULE, RYAN HUNTER			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
WTD 1	ZORICH, JACKLYNN A			

	RCW			
	16.52.205			ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	04-1-05703-1 KNT	Case Title	STATE OF WASHINGTON VS ANDERSON, ARTHUR	
File Date	8/10/2004			
Resolution Date	03/14/2005	Resolution	GP	Guilty Plea

DEF 1	ANDERSON, ARTHUR A
DPA 1	KING COUNTY, PROSECUTING ATTY
WTD 1	MORRIS, MICHAEL S
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
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Case Number	04-1-08845-0 KNT	Case Title	STATE OF WASHINGTON VS WILLIAMS, IAN SHELBY	
File Date	10/28/2004			
Resolution Date	01/27/2005	Resolution	STCL	Statistical Closure

DPA 1	KING COUNTY, PROSECUTING ATTY
ATD 1	MERYHEW, BRAD ALLEN
PLA 1	STATE OF WASHINGTON
DEF 1	WILLIAMS, IAN SHELBY

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
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Case Number	05-1-01397-1 KNT	Case Title	STATE OF WASHINGTON VS MARTINEZ, CINDY IRENE	
File Date	1/11/2005			
Resolution Date	04/04/2005	Resolution	GP	Guilty Plea

WTD 1	GIFFIN, HOLLI
DPA 1	KING COUNTY, PROSECUTING ATTY
DEF 1	MARTINEZ, CINDY IRENE
ATD 1	MORRIS, MICHAEL S
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
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King County Superior Court Animal Abuse cases 2000 to present

Case Number	05-1-04150-8 SEA	Case Title	STATE OF WASHINGTON VS WALLACE, STEPHEN FRANKLIN	
File Date	2/3/2005			
Resolution Date	06/16/2008	Resolution	GP	Guilty Plea
WTD 1	CARTER-ELDRED, SCOTT			
WTD 2	HAMLIN, SPENCER DANZ			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
DEF 1	WALLACE, STEPHEN FRANKLIN			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	05-1-10421-6 SEA	Case Title	STATE OF WASHINGTON VS NAITOKO, SIONE TAKIVAHA JR	
File Date	9/13/2005			
Resolution Date	01/11/2006	Resolution	GP	Guilty Plea
WTD 2	CARTER-ELDRED, SCOTT			
WTD 3	DE FELICE, MIKE E.			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	NAITOKO, SIONE T			
ATD 1	PRESTIA, WILLIAM J			
PLA 1	STATE OF WASHINGTON			
WTD 1	WOLNEY, MARY CATHERINE			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	06-1-02215-3 KNT	Case Title	STATE OF WASHINGTON VS MCCAFFERTY, JOHN FORREST	
File Date	1/25/2006			
Resolution Date	04/03/2006	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	MCCABE, KEVIN P			
DEF 1	MCCAFFERTY, JOHN FORREST			
ATD 3	SAEDA, SCOTT T.			
PLA 1	STATE OF WASHINGTON			
ATD 2	VALERIO, PAT J			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	06-1-07943-1 KNT	Case Title	STATE OF WASHINGTON VS SADOWSKI, HENRY A	
File Date	8/10/2006			
Resolution Date	10/16/2006	Resolution	GP	Guilty Plea
ATD 1	HAMMERSTAD, DAVID			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	SADOWSKI, HENRY A			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	06-1-07944-9 KNT	Case Title	STATE OF WASHINGTON VS BRUNDIGE, THOMAS ANTHONY	
File Date	8/10/2006			
Resolution Date	10/02/2006	Resolution	GP	Guilty Plea
DEF 1	BRUNDIGE, THOMAS ANTHONY			
ATD 1	GILLESPIE, SEAN P			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	06-1-12391-0 KNT	Case Title	STATE OF WASHINGTON VS SNARSKI, PAUL JOHN	
File Date	12/13/2006			
Resolution Date	04/11/2007	Resolution	GP	Guilty Plea
ATD 1	BOEHL, KURT EDWARD			
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	MAHONY, ANN MARIE			
WTD 2	SCHMIDT, SCOTT JARED			
DEF 1	SNARSKI, PAUL JOHN			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	07-1-00823-0 KNT	Case Title	STATE OF WASHINGTON VS PEREZ-GUZMAN, JULIO CESAR	
File Date	1/24/2007			
Resolution Date	04/24/2007	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	PEREZ-GUZMAN, JULIO CESAR			
PLA 1	STATE OF WASHINGTON			
ATD 1	ZALESKI, ALICE MARY			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	07-1-01835-9 SEA	Case Title	STATE OF WASHINGTON VS BILLUPS, PHILLIP DENNIS AKA	
File Date	2/7/2007			
Resolution Date	09/04/2007	Resolution	CVJV	Convicted By Jury (Effective 01/01/1984)
DEF 1	BILLUPS, PHILLIP DENNIS			
WTD 1	CRUZ, JENNIFER ANNE			
DPA 2	KING COUNTY, PROSECUTING ATTY			
WPA 1	MCENTEE, ADRIENNE			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
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		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	07-1-02651-3 SEA	Case Title	STATE OF WASHINGTON VS UNDERWOOD, KATHLEEN MARIE	
File Date	2/21/2007			
Resolution Date	04/11/2007	Resolution	GP	Guilty Plea
ATD 1	CONLAN, TERESA LYNN			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
DEF 1	UNDERWOOD, KATHLEEN MARIE			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	07-1-03605-5 SEA	Case Title	STATE OF WASHINGTON VS AMADO-CATTANEO, ROBERTO	
File Date	4/4/2007			
Resolution Date	04/30/2007	Resolution	GP	Guilty Plea
DEF 1	AMADO-CATTANEO, ROBERTO			
ATD 1	EJARQUE, RAYMOND W.			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	07-1-03975-5 SEA	Case Title	STATE OF WASHINGTON VS SOLVIE, BRIAN ADAM	
File Date	4/6/2007			
Resolution Date	04/30/2007	Resolution	GP	Guilty Plea
WTD 1	HOLT, DOUGLAS CHRISTOPHER			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	LANGLEY, MARK LONSDALE			
DEF 1	SOLVIE, BRIAN ADAM			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	07-1-09592-2 KNT	Case Title	STATE OF WASHINGTON VS BUZUNOV, ALEKSEY A	
File Date	6/14/2007			
Resolution Date	09/21/2007	Resolution	DSM	Dismissal
DEF 1	BUZUNOV, ALEKSEY A			
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	RANDOLPH, JOHN E JR			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	07-1-09593-1 KNT	Case Title	STATE OF WASHINGTON VS ZUBIK, VITALIY V	
File Date	6/14/2007			
Resolution Date	09/20/2007	Resolution	GP	Guilty Plea
WTD 1	ELLERBY, CAROL J.			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	MCGARRY, TIMOTHY SCOTT			
PLA 1	STATE OF WASHINGTON			
DEF 1	ZUBIK, VITALIY VLADIMIROVICH			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	07-1-09594-9 KNT	Case Title	STATE OF WASHINGTON VS RASHCHUK, ALIAKSANDR S	
File Date	6/14/2007			
Resolution Date	09/21/2007	Resolution	GP	Guilty Plea
WTD 1	ARALICA, EDWIN LEE			
WTD 2	BAKER, WILLIAM R			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	RASHCHUK, ALIAKSANDR S			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	07-1-08151-4 SEA	Case Title	STATE OF WASHINGTON VS TONA, KLEON	
File Date	11/5/2007			
Resolution Date	02/05/2008	Resolution	GP	Guilty Plea
ATD 1	FLEET, ZACHARY LYNCH			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
DEF 1	TONA, KLEON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	07-1-11058-1 KNT	Case Title	STATE OF WASHINGTON VS NEWTON, JOHN ROBERT	
File Date	11/5/2007			
Resolution Date	12/02/2008	Resolution	DSM	Dismissal
ATD 1	HAMMERSTAD, DAVID			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	NEWTON, JOHN ROBERT			
PLA 1	STATE OF WASHINGTON			
WTD 1	WALLACE, KATHERINE J			
		RCW		
		16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	

Case Number	07-1-11067-1 KNT	Case Title	STATE OF WASHINGTON VS LINDSEY, DARRYL C	
File Date	11/5/2007			
Resolution Date	03/19/2008	Resolution	GP	Guilty Plea
WTD 1	CARTER-ELDRED, SCOTT			
ATD 1	ELLERBY, CAROL J.			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	LINDSEY, DARRYL COLLIER			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	
		16.52.207(2)(A)	ANIMAL CRUELTY-2 FAILURE TO PROVIDE	

Case Number	07-1-07976-5 SEA	Case Title	STATE OF WASHINGTON VS ABUDA, ANTHONY ABENDANO	
File Date	12/17/2007			
Resolution Date	01/29/2008	Resolution	GP	Guilty Plea
DEF 1	ABUDA, ANTHONY ABENDANO			
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	MACDONALD, STACEY LEE			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	

King County Superior Court Animal Abuse cases 2000 to present

Case Number	07-1-08709-1 SEA	Case Title	STATE OF WASHINGTON VS SCHMALTZ, TODD CHARLES	
File Date	12/27/2007			
Resolution Date	04/08/2008	Resolution	GP	Guilty Plea
ATD 1				
WTD 1	FLORA, MARK EDWARD			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 2	MALAT, JILL AMIE			
DEF 1	SCHMALTZ, TODD CHARLES			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING
Case Number	08-1-00179-9 KNT	Case Title	STATE OF WASHINGTON VS HERNANDEZ FLORES, JUAN MANUEL	
File Date	1/18/2008			
Resolution Date	05/07/2008	Resolution	GP	Guilty Plea
ATD 1				
WTD 1	ADAMS, JOHN STEVEN			
DEF 1	HERNANDEZ FLORES, JUAN MANUEL			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	08-1-00245-1 KNT	Case Title	STATE OF WASHINGTON VS DECEAULT, MARC WILLIAM	
File Date	1/25/2008			
Resolution Date	04/06/2009	Resolution	CVCT	Convicted By Court
DEF 1	DECEAULT, MARC WILLIAM			
WTD 1	HILL, GORDON BRENNAN			
WTD 2	JARVIS, ZACHARY WALKER			
DPA 1	KING COUNTY, PROSECUTING ATTY			
MAT 1	SPRAGUE, KATHRYN M			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	08-1-00259-1 KNT	Case Title	STATE OF WASHINGTON VS DIAZ, ANDRES	
File Date	1/30/2008			
Resolution Date	07/10/2008	Resolution	GP	Guilty Plea
DEF 1	DIAZ, ANDRES			
WTD 1	HILL, GORDON BRENNAN			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
	RCW			
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		

Case Number	08-1-00331-7 KNT	Case Title	STATE OF WASHINGTON VS RIDER, JAKE DEAN AKA	
File Date	2/5/2008			
Resolution Date	07/17/2009	Resolution	CVJV	Convicted By Jury (Effective 01/01/1984)
ATD 1				
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	PARKER, AMY K			
DEF 1	RIDER, JAKE DEAN			
PLA 1	STATE OF WASHINGTON			
	RCW			
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
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	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	08-1-01409-2 SEA	Case Title	STATE OF WASHINGTON VS WALKER, KATHY LENE	
File Date	2/12/2008			
Resolution Date	03/03/2009	Resolution	CVJV	Convicted By Jury (Effective 01/01/1984)

WTD 1	GOLDSMITH, BENJAMIN LOUIS
DPA 1	KING COUNTY, PROSECUTING ATTY
PLA 1	STATE OF WASHINGTON
DEF 1	WALKER, KATHY LENE

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

Case Number	08-1-00998-6 SEA	Case Title	STATE OF WASHINGTON VS SANTOS, CLARENCE CELES	
File Date	2/26/2008			
Resolution Date	04/15/2008	Resolution	GP	Guilty Plea

DPA 1	KING COUNTY, PROSECUTING ATTY
DEF 1	SANTOS, CLARENCE CELES
WTD 1	SHAW, KRIS S
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

Case Number	08-1-02408-0 SEA	Case Title	STATE OF WASHINGTON VS ELLEDGE, JEAN MARIE	
File Date	2/27/2008			
Resolution Date	08/28/2008	Resolution	GP	Guilty Plea

DEF 1	ELLEDGE, JEAN MARIE
DPA 1	KING COUNTY, PROSECUTING ATTY
WTD 2	MCKEE, MAUREEN A
WTD 1	REKHI, HEATHER A
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	08-1-02922-7 KNT	Case Title	STATE OF WASHINGTON VS PERRY, MICHAEL J C
File Date	3/19/2008		
Resolution Date	01/08/2010	Resolution	GP Guilty Plea

ATD 1	BROWNE, JOHN HENRY
DPA 1	KING COUNTY, PROSECUTING ATTY
WTD 1	MAHONEY, PHILIP
DEF 1	PERRY, MICHAEL J C
ATD 2	SCANLAN, EMMA C
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING

Case Number	08-1-03127-2 KNT	Case Title	STATE OF WASHINGTON VS COX, DARREN ADAR
File Date	4/8/2008		
Resolution Date	06/09/2008	Resolution	GP Guilty Plea

DEF 1	COX, DARREN ADAR
DPA 1	KING COUNTY, PROSECUTING ATTY
ATD 1	LAWRY, JULIE ANN
WTD 1	SMYTHE, MARK C.
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

Case Number	08-1-04267-3 KNT	Case Title	STATE OF WASHINGTON VS SOLOMON, DEAN MARIE AKA
File Date	4/16/2008		
Resolution Date	11/06/2008	Resolution	GP Guilty Plea

DPA 1	KING COUNTY, PROSECUTING ATTY
ATD 1	PROTHERO, MARK WAYNE
DEF 1	SOLOMON, DEAN MARIE
PLA 1	STATE OF WASHINGTON

RCW

16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING
16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING

King County Superior Court Animal Abuse cases 2000 to present

Case Number	08-1-07223-8 KNT	Case Title	STATE OF WASHINGTON VS REDKA, VLADIMIR V AKA	
File Date	7/28/2008			
Resolution Date	05/26/2009	Resolution	CVJV	Convicted By Jury (Effective 01/01/1984)

WTD 1	COOGAN, TIMOTHY PATRICK
DPA 1	KING COUNTY, PROSECUTING ATTY
DEF 1	REDKA, VLADIMIR V
PLA 1	STATE OF WASHINGTON
ATD 1	STENCHEVER, MARC R.

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

Case Number	08-1-09456-8 KNT	Case Title	STATE OF WASHINGTON VS LEAHY, DENISE JEAN	
File Date	8/7/2008			
Resolution Date	10/30/2008	Resolution	GP	Guilty Plea

ATD 1	CAMPBELL, THOMAS ALEXANDER
DPA 1	KING COUNTY, PROSECUTING ATTY
DEF 1	LEAHY, DENISE JEAN
PLA 1	STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
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Case Number	09-1-02119-4 KNT	Case Title	STATE OF WASHINGTON VS SYKES, ZAKEEA DIANNE	
File Date	1/15/2009			
Resolution Date	09/13/2010	Resolution	GP	Guilty Plea

WTD 1	DHILLON, KULJINDER KAUR
DPA 1	KING COUNTY, PROSECUTING ATTY
WTD 3	LEDERER, REBECCA
WTD 2	REDFORD, DEBRA SUZANNE
PLA 1	STATE OF WASHINGTON
DEF 1	SYKES, ZAKEEA DIANNE

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.207(2)(C)	ANIMAL CRUELTY-2 ABANDON BODILY HRM

King County Superior Court Animal Abuse cases 2000 to present

Case Number	09-1-02183-6 KNT	Case Title	STATE OF WASHINGTON VS GILGE, MICHAEL PAUL	
File Date	1/22/2009			
Resolution Date	01/01/1800	Resolution		
ATD 1				
DEF 1	GILGE, MICHAEL PAUL			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
<hr/>				
Case Number	09-1-02477-1 KNT	Case Title	STATE OF WASHINGTON VS BERRY, JAMES PATRICK	
File Date	2/25/2009			
Resolution Date	12/21/2010	Resolution	GP	Guilty Plea
DEF 1	BERRY, JAMES PATRICK			
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	PELKA, DANIEL W			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
<hr/>				
Case Number	09-1-03904-2 SEA	Case Title	STATE OF WASHINGTON VS CLARK, TRACY ALLEN	
File Date	4/22/2009			
Resolution Date	06/29/2009	Resolution	GP	Guilty Plea
ATD 1				
DEF 1	CLARK, TRACY ALLEN			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
WTD 1	SUTTON, AIMEE MARIE			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	09-1-04160-8 SEA	Case Title	STATE OF WASHINGTON VS PAPPAS, NICHOL ANN	
File Date	5/18/2009			
Resolution Date	06/09/2010	Resolution	GPJT	Guilty Plea After Jury Trial Commencement
ATD 1				
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 4	LENNOX, LINDSAY J			
WTD 2	O, DAVID			
DEF 1	PAPPAS, NICHOL ANN			
PLA 1	STATE OF WASHINGTON			
WTD 3	STODDARD, MICHAEL JAMES			
WTD 1	THOMAS, LEONA ANNE			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	09-1-04527-1 SEA	Case Title	STATE OF WASHINGTON VS HEDIN, TERRANCE LEE	
File Date	6/23/2009			
Resolution Date	08/12/2010	Resolution	DSM	Dismissal
ATD 1	BROWNE, JOHN HENRY			
DEF 1	HEDIN, TERRANCE LEE			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	09-1-04528-0 SEA	Case Title	STATE OF WASHINGTON VS HEDIN, TRAVIS LEE	
File Date	6/23/2009			
Resolution Date	03/12/2010	Resolution	AQJV	Acquitted By Jury (Effective 01/01/1984)
ATD 1	BROWNE, JOHN HENRY			
DEF 1	HEDIN, TRAVIS LEE			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	09-1-05465-3 KNT	Case Title	STATE OF WASHINGTON VS DEWALD, SHIRLEY ANNE	
File Date	7/29/2009			
Resolution Date	12/01/2009	Resolution	GP	Guilty Plea
DEF 1	DEWALD, SHIRLEY ANNE			
WTD 1	HILL, GORDON BRENNAN			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.207(2)(C)		ANIMAL CRUELTY-2 ABANDON BODILY HRM

Case Number	09-1-05246-4 SEA	Case Title	STATE OF WASHINGTON VS HUEBNER, ROBERT ANTHONY	
File Date	8/19/2009			
Resolution Date	10/01/2009	Resolution	DSM	Dismissal
ATD 1				
WTD 1	EWERS, JOHN W			
DEF 1	HUEBNER, ROBERT ANTHONY			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	09-1-06912-0 SEA	Case Title	STATE OF WASHINGTON VS SIJERA, GUILLERMO S	
File Date	10/16/2009			
Resolution Date	05/04/2010	Resolution	DSM	Dismissal
ATD 1				
WTD 2	JOHNSON, DILLON R			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	SIJERA, GUILLERMO S			
PLA 1	STATE OF WASHINGTON			
WTD 1	THOMAS, LEONA ANNE			
		RCW		
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING

King County Superior Court Animal Abuse cases 2000 to present

Case Number	09-1-06701-1 KNT	Case Title	STATE OF WASHINGTON VS ROCKWELL, TROY DON	
File Date	11/10/2009			
Resolution Date	02/08/2010	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY			
WTD 1	REDFORD, DEBRA SUZANNE			
DEF 1	ROCKWELL, TROY DON			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	09-1-07961-3 KNT	Case Title	STATE OF WASHINGTON VS MURILLO FLORES, LAZARO	
File Date	12/31/2009			
Resolution Date	07/30/2010	Resolution	DSM	Dismissal
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	MURILLO FLORES, LAZARO			
PLA 1	STATE OF WASHINGTON			
ATD 1	WILLIAMS, JEFFREY SCOTT			
		RCW		
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING

Case Number	09-1-07962-1 KNT	Case Title	STATE OF WASHINGTON VS CASTRO, WILLIE MANUEL	
File Date	12/31/2009			
Resolution Date	04/19/2010	Resolution	GP	Guilty Plea
ATD 1				
DEF 1	CASTRO, WILLIE MANUEL			
WTD 1	HALL, KEITH ROBERT			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING

King County Superior Court Animal Abuse cases 2000 to present

Case Number	09-1-07963-0 KNT	Case Title	STATE OF WASHINGTON VS MONTIEL FLORES, ANTONIO	
File Date	12/31/2009			
Resolution Date	04/26/2010	Resolution	GP	Guilty Plea
WTD 1	EGAN, JAMES			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	MONTIEL FLORES, ANTONIO			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING

Case Number	09-1-07964-8 KNT	Case Title	STATE OF WASHINGTON VS RAMAC, GODOFREDO JUNIO	
File Date	12/31/2009			
Resolution Date	05/03/2010	Resolution	GP	Guilty Plea
WTD 2	EWERS, JOHN W			
WTD 1	JARVIS, ZACHARY WALKER			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	RAMAC, GODOFREDO JUNIO			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING

Case Number	10-1-00846-9 KNT	Case Title	STATE OF WASHINGTON VS NEWMAN, TYLER EDWARD	
File Date	2/17/2010			
Resolution Date	07/16/2010	Resolution	GP	Guilty Plea
ATD 1	CODD, W. TRACY			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	NEWMAN, TYLER EDWARD			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	10-1-02292-5 SEA	Case Title	STATE OF WASHINGTON VS FRAZIER, KIRK DOUGLAS	
File Date	2/26/2010			
Resolution Date	11/09/2010	Resolution	CVJV	Convicted By Jury (Effective 01/01/1984)
DEF 1	FRAZIER, KIRK DOUGLAS			
ATD 1	HARMELL, KENNETH B			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
WTD 1	THOMAS, LEONA ANNE			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	10-1-01026-9 KNT	Case Title	STATE OF WASHINGTON VS THOMAS, KAREN ELIZABETH	
File Date	3/2/2010			
Resolution Date	06/03/2010	Resolution	GP	Guilty Plea
ATD 1	KELLY, MICHAEL JOHN			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
DEF 1	THOMAS, KAREN ELIZABETH			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING

Case Number	10-1-02839-7 KNT	Case Title	STATE OF WASHINGTON VS ESPINOZA, PHILLIP GREGORY	
File Date	4/7/2010			
Resolution Date	01/04/2011	Resolution	GP	Guilty Plea
WTD 2	BEATTIE, BRIAN F			
WTD 1	EDMISTON, ROBERTA MARIE			
DEF 1	ESPINOZA, PHILLIP GREGORY			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	10-1-03598-9 SEA	Case Title	STATE OF WASHINGTON VS PHAN, HOA KIEN	
File Date	5/14/2010			
Resolution Date	05/16/2011	Resolution	DSM	Dismissal
ATD 1				
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	PHAN, HOA KIEN			
PLA 1	STATE OF WASHINGTON			
WTD 1	YOUNG, LEI K			
		RCW		
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
Case Number	10-1-05895-4 KNT	Case Title	STATE OF WASHINGTON VS HARPER, THOMAS LOUIS JR	
File Date	7/8/2010			
Resolution Date	08/03/2010	Resolution	GP	Guilty Plea
WTD 1	ARALICA, EDWIN LEE			
DEF 1	HARPER, THOMAS LOUIS JR			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING
Case Number	10-1-08606-1 KNT	Case Title	STATE OF WASHINGTON VS JOHNSON, ANDRE OBRIAN	
File Date	9/29/2010			
Resolution Date	01/24/2011	Resolution	GP	Guilty Plea
WTD 1	ELLIOTT, CATHERINE C			
ATD 1	HEIMAN, RON S.			
DEF 1	JOHNSON, ANDRE OBRIAN			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	10-1-08668-1 KNT	Case Title	STATE OF WASHINGTON VS GAGE, STORMY JAMES	
File Date	10/6/2010			
Resolution Date	12/06/2010	Resolution	GP	Guilty Plea
DEF 1	GAGE, STORMY JAMES			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	PARROTTA, SANDRO			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	10-1-08688-5 KNT	Case Title	STATE OF WASHINGTON VS HOK, KYDEY	
File Date	10/8/2010			
Resolution Date	03/02/2011	Resolution	GP	Guilty Plea
ATD 1	BENJAMIN, EPHRAIM WILLIAM			
WTD 1	DIZON, MELONI L			
DEF 1	HOK, KYDEY			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	11-1-05776-0 KNT	Case Title	STATE OF WASHINGTON VS LINDSEY, DARRYL COLLIER	
File Date	5/24/2011			
Resolution Date	05/16/2012	Resolution	DSM	Dismissal
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	LINDSEY, DARRYL COLLIER			
ATD 1	SEAWELL, DAVID			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	11-1-05777-8 KNT	Case Title	STATE OF WASHINGTON VS ALLEN-LINDSEY, GINA ELIZABETH	
File Date	5/24/2011			
Resolution Date	05/16/2012	Resolution	DSM	Dismissal

DEF 1 ALLEN-LINDSEY, GINA ELIZABETH
 WTD 1 ARALICA, EDWIN LEE
 DPA 1 KING COUNTY, PROSECUTING ATTY
 PLA 1 STATE OF WASHINGTON

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

Case Number	11-1-06177-5 SEA	Case Title	STATE OF WASHINGTON VS DIAMOND, CHRISTY R AKA	
File Date	6/10/2011			
Resolution Date	10/10/2012	Resolution	CVJV	Oct 09, 2012 Convicted By Jury (Effective 01/01/1984)

WTD 4 DECKMAN, EMILY ANN
 DEF 1 **DIAMOND, CHRISTY R**
 WTD 2 FREER, VICTORIA ANN
 ATD 1 **JARED, JEFF** = mishandled photo expert after contact with Dave Roberson=inadequate counsel
 DPA 1 **KING COUNTY, PROSECUTING ATTY** =Margaret Nave=friends with Gretchen Holmgren
 WTD 3 PALMER, HAL L JR Withheld Westberg arrest records, other Brady violations, tampered photo evidence.
 WTD 5 **PANG, MATTHEW A**
 WTD 6 **ROBERSON, DAVID WAYNE** =inadequate Counsel charges, withheld photo evidence from client, other Brady violations
 PLA 1 STATE OF WASHINGTON
 WTD 1 WARDEN, ALISON JEAN PC KCS Sgt Robin Cleary under KCS Sgt Dave A Morris direction.
 RASKC=Jenee Amber Westberg under Dave Morris editing

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
16.52.205	ANIMAL CRUELTY IN FIRST DEGREE

Hope for Horses director emailed KCS Sgt Bonnie Soule on personal computer to Diamond residence outside her jurisdiction. HFH and Save a Forgotten Equine volunteers filed falsified Adult Protection Services complaint under the guise of Mother's church.

Case Number	11-1-06084-1 KNT	Case Title	STATE OF WASHINGTON VS MACEY, KYLE ERNEST	
File Date	6/29/2011			
Resolution Date	08/09/2012	Resolution	GP	Guilty Plea

WTD 3 BOWLES, AMY R
 WTD 1 ELLIOTT, CATHERINE C
 DPA 1 KING COUNTY, PROSECUTING ATTY
 DEF 1 MACEY, KYLE ERNEST
 PLA 1 STATE OF WASHINGTON
 WTD 2 TRICKEY, LOIS DIGHTMAN

RCW

16.52.205	ANIMAL CRUELTY IN FIRST DEGREE
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King County Superior Court Animal Abuse cases 2000 to present

Case Number	11-1-07087-1 SEA	Case Title	STATE OF WASHINGTON VS LUNDT, OLIVER JAMES	
File Date	7/25/2011			
Resolution Date	08/31/2011	Resolution	GP	Guilty Plea
ATD 1	ANDERSON, CHLOE R			
ATD 2	GOTCHY, LAUREN MARIKO			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	LUNDT, OLIVER JAMES			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING
Case Number	11-1-06770-6 KNT	Case Title	STATE OF WASHINGTON VS QUINTANILLA, OSCAR A AKA	
File Date	8/1/2011			
Resolution Date	06/01/2012	Resolution	CVJV	Convicted By Jury (Effective 01/01/1984)
ATD 1	JOHNSON, TIM RAY			
DPA 1	KING COUNTY, PROSECUTING ATTY			
DEF 1	QUINTANILLA, OSCAR A			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
Case Number	11-1-07347-1 SEA	Case Title	STATE OF WASHINGTON VS THOMPSON, ANTHONY LEE	
File Date	8/8/2011			
Resolution Date	01/07/2013	Resolution	GP	Guilty Plea
WTD 1	EWERS, JOHN W			
WTD 2	HURLEY, KATHERINE ELIZABETH			
DPA 1	KING COUNTY, PROSECUTING ATTY			
ATD 1	LAROSE, SHEILA MORRISON			
PLA 1	STATE OF WASHINGTON			
DEF 1	THOMPSON, ANTHONY LEE			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING
		16.52.117(1)		ANIMAL EXHIBITION FIGHTING

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	11-1-10721-0 KNT	Case Title	STATE OF WASHINGTON VS DUNHAM, SHANNON L	
File Date	11/10/2011			
Resolution Date	06/19/2012	Resolution	GP	Guilty Plea
ATD 1	Jeff Williams			Vet=Erin Kennedy DVM - NW Equine Vet-Maple Valley
DEF 1	DUNHAM, SHANNON L			Vet Rothschild DVM-NW Equine Vet -Maple Valley
DPA 1	KING COUNTY, PROSECUTING ATTY			Vet- Heather Stewart -CarouselMobile Vet
PLA 1	STATE OF WASHINGTON =Gretchen Holmgren #37862			
		RCW	PC KCS Det Christina Bartlett-KCS Sgt Pavlovich-RASKC Westberg	
			KCS Sgt Pavlovich	
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	11-1-10716-3 KNT	Case Title	STATE OF WASHINGTON VS FAISON, NICHOLAS ROBERT	
File Date	11/14/2011			
Resolution Date	01/01/1800	Resolution		
ATD 1				
DEF 1	FAISON, NICHOLAS ROBERT			
DPA 1	KING COUNTY, PROSECUTING ATTY=Jennifer Lyn Miller #31600			
PLA 1	STATE OF WASHINGTON			
		RCW	PC KCS Det James Belford	
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Case Number	11-1-08466-0 SEA	Case Title	STATE OF WASHINGTON VS HAU CABALLERO, MARTIN	
File Date	12/19/2011			
Resolution Date	06/18/2012	Resolution	GP	Guilty Plea
WTD 2	DECKMAN, EMILY ANN			
WTD 3	FLORA, MARK EDWARD			
DEF 1	HAU CABALLERO, MARTIN			
WTD 1	JOURDAN, ROBERT EUGENE			
DPA 1	KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren # 37862			
PLA 1	STATE OF WASHINGTON			
		RCW	PC=Dave Morris	
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	12-1-00431-1 KNT	Case Title	STATE OF WASHINGTON VS SIGUENZA, STEVEN	
File Date	1/5/2012			
Resolution Date	05/24/2012	Resolution	GP	Guilty Plea
DPA 1	KING COUNTY, PROSECUTING ATTY=Leah Taguba #37024			
ATD 1	SCHMIDT, SCOTT JARED			
DEF 1	SIGUENZA, STEVEN			
PLA 1	STATE OF WASHINGTON			
	RCW	PC=FedWyPD Det Annette Scholl - had		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING		
Case Number	12-1-00542-3 KNT	Case Title	STATE OF WASHINGTON VS THOMAS, CHERISH S AKA	
File Date	1/27/2012			
Resolution Date	01/17/2013	Resolution	DSM	Dismissal
DPA 1	KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren # 37862			
WTD 1	KOVAC, JAMES W.	Vet = Hannah Evergreen-Mueller		
ATD 1	PICULELL, EUGENE EDWARD	Vet = Heather Stewart-CarouselMobileVet		
PLA 1	STATE OF WASHINGTON			
DEF 1	THOMAS, CHERISH S			
	RCW	PC=KCS Sgt David A Morris RASKC= Jenee Westberg		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
Husband & Wife Photos tampered, Metadata shows "Adobe PhotoShop CS4 Macintosh." Appears there are 4 different horses from before to after. Family photos do not depict condition of before horse in evidence. Westberg allegedly threaten them with gun to gain access to property was having Meth meltdown. Defense attorneys did not show clients CD with digital photos=have credibility issues.				
Case Number	12-1-00543-1 KNT	Case Title	STATE OF WASHINGTON VS MARKLEY, JASON EDWARD	
File Date	1/27/2012			
Resolution Date	12/13/2012	Resolution	CVCT	Convicted By Court
DPA 1	KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren # 37862			
WTD 1	KOVAC, JAMES W.	Vet = Hannah Evergreen-Mueller		
DEF 1	MARKLEY, JASON EDWARD	Vet = Heather Stewart-CarouselMobileVe		
PLA 1	STATE OF WASHINGTON			
ATD 1	TARVIN, KEVIN DON			
	RCW	PC=KCS Sgt David A Morris RASKC= Jenee Westberg		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	12-1-00660-8 KNT	Case Title	STATE OF WASHINGTON VS CRAVEN, ZACHARY DAMIEN	
File Date	2/9/2012			
Resolution Date	12/04/2012	Resolution	GP	Guilty Plea
DEF 1	CRAVEN, ZACHARY DAMIEN			
DPA 1	KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren # 37862			
ATD 1	LUTHRA, ANURADHA JANET			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING

Case Number	12-1-01111-3 SEA	Case Title	STATE OF WASHINGTON VS BUTCHER, KELLY WATSON	
File Date	2/10/2012			
Resolution Date	05/29/2012	Resolution	GP	Guilty Plea
DEF 1	BUTCHER, KELLY WATSON			
WTD 1	CHURCH, CHERILYN GAYLE			
DPA 1	KING COUNTY, PROSECUTING ATTY= Alexandra Voorhees #31915			
WTD 2	ROBERSON, DAVID WAYNE			
PLA 1	STATE OF WASHINGTON			
		RCW	PC SPD Det Michell Barker	
		16.52.207(1)		ANIMAL CRUELTY-2 UNNEC SUFFERING

Case Number	12-1-00722-1 KNT	Case Title	STATE OF WASHINGTON VS HARDING, TAMMY LEE AKA	
File Date	2/17/2012			
Resolution Date	01/01/1800	Resolution		
DEF 1	HARDING, TAMMY LEE			
ATD 1	HOLMES, JUANITA E.			
DPA 1	KING COUNTY, PROSECUTING ATTY = Gretchen Holmgren #37862			
PLA 1	STATE OF WASHINGTON			
		RCW		
		16.52.205		ANIMAL CRUELTY IN FIRST DEGREE

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	12-1-00723-0 KNT	Case Title	STATE OF WASHINGTON VS FANT, FRANCOIS DE'MOUNE	
File Date	2/17/2012			
Resolution Date	01/01/1800	Resolution		
DEF 1	FANT, FRANCOIS DE'MOUNE -Tammy Lee Harding			
ATD 1	KEMP, TERI ROGERS			
DPA 1	KING COUNTY, PROSECUTING ATTY=Gretchen Holmgren #37862			
PLA 1	STATE OF WASHINGTON			
	RCW	PC-FedWy PD Annette Scholl - FedWy AC Eatchel		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		

Case Number	12-1-02068-6 KNT	Case Title	STATE OF WASHINGTON VS ADAMS, DELL LESTER Has family. 4? kids. Allegedly starved one of 4 horses.	
File Date	4/19/2012			
Resolution Date	10/16/2012	Resolution	GP	Guilty Plea
DEF 1	ADAMS, DELL LESTER			
DPA 1	KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren #37862			
WTD 1	LEE, MARK S.	Vet=Northwest Equine Veterinary Assoc - Kent		
PLA 1	STATE OF WASHINGTON	Erin Kennedy DVM -> Has come up in other cases.		
ATD 1	WAGONFELD, ARIELLA LIRITE	Vet = Hannah Evergreen-Mueller?		
	RCW			
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
HUSBAND & WIFE like = Thomas & Markley				

Case Number	12-1-02069-4 KNT	Case Title	STATE OF WASHINGTON VS JACKSON, SUE M AKA	
File Date	4/19/2012			
Resolution Date	10/16/2012	Resolution	GP	Guilty Plea
ATD 1	GIFFIN, HOLLI	Vet=Northwest Equine Veterinary Assoc - Kent		
DEF 1	JACKSON, SUE M	Erin Kennedy DVM -> Has come up in other cases.		
DPA 1	KING COUNTY, PROSECUTING ATTY=Gretchen Holmgren #37862-WesleyBruam#41342or7 Can't find him			
WTD 1	LEE, MARK S.			
PLA 1	STATE OF WASHINGTON			Judge=Mala Hayle
		PC=KCS Sgt John K. Palovich trained by Dave Morris.		
	RCW			RASKC=Westberg
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE		
GH knew about Westberg's arrest records at this time through the Markley and Thomas cases. Does not appear GH disclosed.				

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number 12-1-02162-3 KNT **Case Title** STATE OF WASHINGTON VS HENNO, JON MICHAEL
File Date 5/3/2012
Resolution Date 11/21/2012 **Resolution** GP Guilty Plea
 ATD 1 DHILLON, KULJINDER KAUR Vet= Dr. Roger Hancock DVM=>Pilchuck
 DEF 1 HENNO, JON MICHAEL
 DPA 1 KING COUNTY, PROSECUTING ATTY=Gretchen Holmgren #37862 & Rich Anderson #25115
 PLA 1 STATE OF WASHINGTON
RCW PC = KCS Sgt David Morris - RASKC= Jenee Westberg
 16.52.205 ANIMAL CRUELTY IN FIRST DEGREE
 16.52.205 ANIMAL CRUELTY IN FIRST DEGREE

Case Number 12-1-02188-7 KNT **Case Title** STATE OF WASHINGTON VS HAMILTON, MARGARET ANN
File Date 5/3/2012
Resolution Date 06/05/2012 **Resolution** GP Guilty Plea
 ATD 1 Dave Morris reviewed illegal video and pursued this case..
 DEF 1 HAMILTON, MARGARET ANN=Long term Chihuahua judge = Husband died during case. He was
 DPA 1 KING COUNTY, PROSECUTING ATTY=Gretchen Holmgren #37862
 PLA 1 STATE OF WASHINGTON
 Who took the illegal video **RCW** PC= KCS Sgt. John K Pavlovich w/ review by KCS Sgt Dave Morris
 Kim Koon=PSH Humane Investigator 16.52.207(2)(A) ANIMAL CRUELTY-2 FAILURE TO PROVIDE
 Tiffany Norling=PSH Animal Cruelty Investigation Team Member, 16.52.207(2)(A) ANIMAL CRUELTY-2 FAILURE TO PROVIDE
 Animal Legal Defense Fund (org teaching how to prosecute animal abuse) Margaret got to keep 10 dogs and paid \$35,000 in restitution after losing her husband both in their mid 70's
 and ASPCA.

Case Number 12-1-02261-1 KNT **Case Title** STATE OF WASHINGTON VS COLE, STEVEN WILLIAM
File Date 5/14/2012
Resolution Date 09/13/2012 **Resolution** GP Guilty Plea
 DEF 1 COLE, STEVEN WILLIAM
 DPA 1 KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren #37862
 ATD 1 SOSA, CARLOS MANUEL III
 PLA 1 STATE OF WASHINGTON
RCW PC=KCS Sgt. Dave A. Morris Judge= Regina S. Cahan
 16.52.205 ANIMAL CRUELTY IN FIRST DEGREE
 16.52.205 ANIMAL CRUELTY IN FIRST DEGREE

King County Superior Court Animal Abuse cases 2000 to present

Case Number	12-1-03290-1 SEA	Case Title	STATE OF WASHINGTON VS DEL-TORO, ANTHONY GARRETT	
File Date	5/23/2012			
Resolution Date	06/28/2012	Resolution	GP	Guilty Plea
DEF 1	DEL-TORO, ANTHONY GARRETT			
WTD 1	HAMPTON, BRADLEY PAUL			
DPA 1	KING COUNTY, PROSECUTING ATTY			
PLA 1	STATE OF WASHINGTON			
		RCW	PC=SPD David W.Duty #4002-ACP B. Homeier - Judge Kimberley Prochnau	
		16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING	
Case Number	12-1-02375-8 KNT	Case Title	STATE OF WASHINGTON VS DEJONG, DAVID ALLEN	
File Date	5/29/2012		Dog dies in car allegedly by heat. Temp max 70F left dog at 2PM dog died by 5PM.	
Resolution Date	01/08/2013	Resolution	GP	Guilty Plea
DEF 1	DEJONG, DAVID ALLEN Admitted to alcohol treatment - entered treatment - case died.			
ATD 1	HARMELL, KENNETH B			
DPA 1	KING COUNTY, PROSECUTING ATTY =Gretchen Holmgren ->Kelsey Schlman #41684			
PLA 1	STATE OF WASHINGTON			
		RCW	KCS Sgt. David A. Morris	
		16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	
		16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING	
Case Number	12-1-03977-8 SEA	Case Title	STATE OF WASHINGTON VS CHENG, HEYENG	
File Date	6/12/2012			
Resolution Date	01/01/1800	Resolution		
DEF 1	CHENG, HEYENG			
DPA 1	KING COUNTY, PROSECUTING ATTY Rebecca Mara Vasquez #30322			
ATD 1	LINDELL, ERIC WILLIAM			
PLA 1	STATE OF WASHINGTON			
		RCW	PC=Michell Bank SPD Detective	
		16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	

Note: A Resolution Date of "1/1/1800" Indicates that the Case was Unresolved as of the Report Date

King County Superior Court Animal Abuse cases 2000 to present

Case Number	12-1-04831-9 SEA	Case Title	STATE OF WASHINGTON VS DAWSON, JACOB A
File Date	9/17/2012		Beating dog
Resolution Date	01/01/1800	Resolution	
DEF 1	DAWSON, JACOB A		
ATD 1	JOHNSON, DILLON R		
DPA 1	KING COUNTY, PROSECUTING ATTY Benjamin Carr #40778		
PLA 1	STATE OF WASHINGTON		
	RCW	PC Ann Graves - C344 Enforcement SEA SPD Hurst #12-350998	
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	

Case Number	12-1-05661-3 SEA	Case Title	STATE OF WASHINGTON VS JOHNSON, MICHAEL EUGENE
File Date	10/17/2012		Violence on Bus
Resolution Date	01/01/1800	Resolution	
WTD 1	DURAN, MIGUEL MARIA		
ATD 1	JOHNSON, DILLON R		
DEF 1	JOHNSON, MICHAEL EUGENE		
DPA 1	KING COUNTY, PROSECUTING ATTY Benjamin Carr #40778		
PLA 1	STATE OF WASHINGTON		
	RCW	PC= Kimberly Corbry RPD	
	16.52.207(1)	ANIMAL CRUELTY-2 UNNEC SUFFERING	

Case Number	12-1-05668-1 SEA	Case Title	STATE OF WASHINGTON VS HEYES, MICHAEL CRAIG
File Date	10/18/2012		Drug Use= Slashed Pup's throat
Resolution Date	01/01/1800	Resolution	
DEF 1	HEYES, MICHAEL CRAIG		
DPA 1	KING COUNTY, PROSECUTING ATTY Benjamin Carr #40778		
ATD 1	LEDERER, REBECCA		
PLA 1	STATE OF WASHINGTON		
	RCW	PC=K. Corbergy RPD 10/18/12= Judge Helen Halpert	
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	

King County Superior Court Animal Abuse cases 2000 to present

Case Number	12-1-06504-3 KNT	Case Title	STATE OF WASHINGTON VS KADUSHIN, GABRIELLE R
File Date	11/6/2012		Starved a pit bull
Resolution Date	01/01/1800	Resolution	Vet= Dr. Ben Heldebrandt (RASKC Vet)
DEF 1	KADUSHIN, GABRIELLE ROSE		
DPA 1	KING COUNTY, PROSECUTING ATTY Gretchen J. Holmgren		
ATD 1	PARROTTA, SANDRO	PC by Tim Anderson 10/29/12 Worked for Pierce Co. AC before.	
PLA 1	STATE OF WASHINGTON	Involved in numerous high profile seizures there that have	
		RCW	questionable prosecutions over the past 5 years.
	16.52.205	ANIMAL CRUELTY IN FIRST DEGREE	



King County

Records and Licensing Services Division

Department of Executive Services
King County Administration Building
500 Fourth Avenue, Room 411
Seattle, WA 98104-2337

206-296-3185 Fax 206-296-4029
TTY Relay: 711

MEMORANDUM

April 12, 2012

Transmitted via Method of transmission:
electronic mail, hand delivery/US mail

TO: Chelsea Eykel, Animal Control Sergeant
[REDACTED]

RE: *Loudermill* Notice – Recommendation for Suspension for Sixteen Day (160 Hours) Without Pay

Dear Ms. Eykel:

This is a notice that I propose that you be suspended for 16 days (160 Hours) from your position as Animal Control Sergeant (Position # 01005791) with the Department of Executive Services/Records and Licensing Services Division. My recommendation is based upon sustained findings for neglect of duty related to not following a Regional Animal Services King County (RASKC) policy, management directive and to comply with established work procedures. Neglect of duty is justifiable causes for discipline specifically authorized by K.C.C. 3.12.270.

Employment History

On October 1, 2007, you were hired as an Animal Control Officer at Records and Licensing Services, Regional Animal Services. The responsibilities of an Animal Control Officer fall into one of two assignment areas: direct operation and maintenance of the animal control shelter or enforcement of animal control ordinances in the field. Incumbents in the class are assigned to work at the shelter (day or night shift) caring for animals and maintaining the shelter; or in the field picking up stray or dead animals and responding to service requests from police departments, citizens and agencies. This class is distinguished from the Animal Control Sergeant in that incumbents in the Animal Control Sergeant classification supervise and schedule the work of assigned staff. *To read more detail classification specification, you may be able to find it on the KC job website.*

On June 17, 2010, you were promoted to an Animal Control Sergeant through a competitive recruitment process. Your King County classification specification Animal Control Sergeant is a full supervisory-level classification that includes responsibility for the operation of the animal control shelter or field operation on an assigned shift. The specification also states incumbents must be sensitive to potential community reaction to activities at the shelter or in the field. *This classification*

includes skills necessary under this classification such as knowledge of supervision, public relations, shelter and field policies and procedures, as well as management skills.

A supervisor is someone who is responsible for the work of multiple subordinates and who sets performance expectations and standards; independently makes decisions in assigning, checking, and approving work. *To view more details regarding this classification specification you may be able to find it on the KC job website.*

Factual Basis for this Proposal

Specifically, on Monday, October 10, 2011, twenty-three malamute mixes were impounded from an abandoned house near Duvall. NOAH, a local animal organization, was able to take twenty of the dogs immediately. The three remaining dogs were taken to the Crossroads shelter after you informed field officers the Kent shelter was full due to a parvo quarantine.

As you are aware, when Animal Control Sergeants overlap on schedules, it is the responsibility of the sergeant ending their shift to inform the sergeant coming on shift about any issues and concerns they should be aware of that may impact the care and treatment of animals at RASKC. On October 12, 2011 (Wednesday), you failed to communicate either in writing and/or verbally crucial information on your overlap day. This day was your opportunity to discuss the transfer of responsibilities to Sergeant Dyr Dahl, and specifically to inform her that there were dogs being housed at the Crossroads shelter that would need to be attended to with care.

On October 16, 2011, Sgt. Dyr Dahl was made aware by someone other than you that there were three malamute mixes housed at the Crossroads shelter. You are very aware of the importance of this communication to transfer responsibilities from one part of the week to the next. You had the opportunity during the supervisors' retreat to update Sgt. Dyr Dahl, to ensure she had the information she needed to do her job. Because she was not aware of this, the three dogs went without care October 14th, 15th and until mid-afternoon on October 16th.

Your failure to communicate with your co-worker that three dogs were housed at Crossroads shelter on your overlap day was a breach of your responsibilities. In this organization, it is important that supervisors fully embrace their role in the organization and become leaders.

Proposed Discipline

The Director, or designee, will make the final decision concerning my proposal that you be suspended for sixteen days (160 hours). You are entitled to a *Loudermill* meeting with Norm Alberg, RALS Interim Division Director. The purpose of a *Loudermill* meeting is to give you an opportunity to provide the Director, or designee, with any information you feel will assist him in rendering a decision regarding the suspension recommendation. The information presented may be verbal or written and will be considered by the director before he makes his final disciplinary decision. The meeting is purely optional on your part. Please check the appropriate box on the attached *Loudermill* Meeting Option Form to indicate whether you would like a meeting.

A representative from Human Resources and a management representative from Records and Licensing Services may also be present. Your Animal Control Officers Guild representative may attend and present information on your behalf. Outside legal counsel is not permitted. Please check the appropriate box on the attached *Loudermill* Meeting Option Form to indicate whether you would like an ACOG representative to attend the meeting.

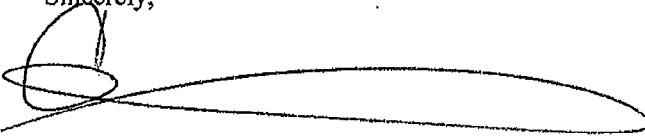
If you do not wish to have a *Loudermill* meeting, you may present written materials for the director's consideration. Please check the appropriate box on the *Loudermill* Meeting Option Form attached to indicate whether you would like to present written materials.

You have the right to seek assistance through the county's Employee Assistance Program (EAP). The EAP is a service to all employees. Assessments, brief counseling, and referrals for personal concerns such as family issues, relationship problems, alcohol and drug problems, emotional problems affecting work life, and a wide variety of other problems are all part of the services. EAP personnel may be reached at 206-684-2103 or 206-263-4572.

In conclusion, it is my expectation of both shelter sergeants that you communicate with each other and with the veterinary staff any relevant matters that may affect operations. As an animal control agency, this especially includes anything that has the potential to negatively affect the welfare of the animals in our care. With the exception of this occurrence, you have been consistently thorough when communicating relevant items to the other shelter sergeant, veterinary staff and myself. However, this failure to communicate was not acceptable for an animal control sergeant.

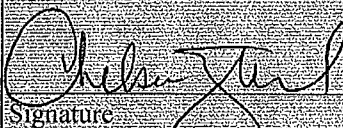
Please return a signed copy of this letter and the *Loudermill* Meeting Option Form in the attached self-addressed stamped envelope no later than 5 days after your receipt of this letter

Sincerely,



Glynis Frederiksen
Interim Regional Animal Services Manager
Records and Licensing Services

Attachment: *Loudermill* Meeting Option Form.

I have received the original and one copy of this letter, and the <i>Loudermill</i> Meeting Option Form (advising me of my <i>Loudermill</i> rights and options) on this date. My signature does not signify an acknowledgment of guilt or acceptance of the recommended action.	
 Signature	4/2/12 Date

cc: Syd Vinnedge, ACOG Representative
Norm Alberg, Interim Director RALS
Rob Sprague, Labor Negotiator
Megan Pedersen, Labor Negotiator
Martha Driver, Interim HR SDM I
Animal Control Officers Guild
Personnel File

LOUDERMILL MEETING OPTION FORM

This form is an attachment to the letter addressed to you, Chelsea Eykel, regarding "*Loudermill* Opportunity – Recommendation for 16-day (160 hours) Suspension, dated April 12, 2012.

You have a right to an opportunity for a meeting regarding this proposed discipline before a final decision is rendered. This is called a "*Loudermill*" meeting. The purpose of the *Loudermill* is to provide you an opportunity to offer any additional information that should be considered prior to making a final decision on the proposed disciplinary action. Please check your desired option below:

I wish to have a *Loudermill* meeting.

Yes No

If you answered *Yes* to the question above, and you are represented by a union, please check the following:

I wish to have union representation at the *Loudermill* meeting.

Yes No N/A

I do not wish to have a *Loudermill* meeting but am inclosing written materials which I would like the Director to consider in making his decision.

Inclosing written materials

Return this page to Sean Cockbain, Confidential Secretary via facsimile 206-205-0715 within 5 calendar days of the date that this letter was post-marked or hand-delivered.

If you opt for a *Loudermill* meeting, Sean Cockbain, Confidential Secretary will immediately begin the process to schedule the meeting and will contact all necessary parties. It is your responsibility to contact your union representative.

If you do not opt for a *Loudermill* meeting, or if you do not return this form within 5 days calendar days of the date that this letter was postmarked or hand-delivered, you will waive your right to respond to this matter and the director or designee will issue his decision based on the current available information.



12 - C - 00542 - 3 KNT
CERTIFICATION OF DETERMINATION OF PROBABLE CAUSE

I, David A. Morris, a Sergeant with Regional Animal Services of King County (RASKC), have reviewed the investigation of RASKC case 11-002216 and believe that Cherish Thomas and Jason Markley committed the crime of Animal Cruelty (RCW 16.52.205) when they failed to provide adequate care and food to their 25 year old Brown and White, Quarter Horse, Gelding named Alex from about December 25, 2010 to April 8, 2011 and as a result it suffered from symptoms of starvation.

This belief is predicated on the following facts and circumstances:

On April 1, 2011 Ryan Stover, 29333 140th Ave SE, Auburn 98092 contacted RASKC Call Center to request a welfare check of a very thin horse in the pasture located at 29341 140Ave SE, Auburn; the residence of Thomas and Marley.

On April 8, 2011 Animal Control Officer (ACO) Westberg arrived at the Thomas/Markley residence and saw the subject horse in the yard. ACO Westberg could easily see each vertebra along the length of the spine. The horse was in poor body condition; the ribs and hips were very prominent with very little stored body fat and very poor muscle tone. A second horse; a 14 year old Black and White, Gelding, Pasofino named Hebro was in moderately fleshy condition.

ACO Westberg made contact with Thomas and Markley and discussed the condition of the horses. Thomas and Markley said they had never owned horses before. So when their children asked if they could get a horse, it sounded like a good idea. Shortly after Christmas 2010 they answered an ad on Craigslist and bought Hebro because he was cute. Alex, older and thinner, came along in a package deal.

According to Markley, when farrier, Eric Adams, came to shoe the horses in February 2011, he called Alex emaciated and suggested feeding him beet pulp. When the beet pulp gave him diarrhea, they discontinued it. When hay became too expensive, Markley opted for cheaper, lower quality hay.

ACO Westberg determined Alex's body condition to be poor according to the Henneke Body Condition Scoring System. ACO Westberg determined that Alex needed to be assessed by a veterinarian. Thomas and Markley had never had the horses examined by an equine veterinarian so ACO Westberg called upon Dr Heather Stewart, DVM to examine the horse.

On April 9, 2011 Dr Stewart examined Alex. She found a mild case of Rain Rot, an irritating fungal infection of the skin, on his back, but could not find any pathologic or dental cause for his emaciated body condition. Dr Stewart scored Alex 2.5/9 and concluded that there was no underlying medical cause for his condition and suspected that he simply needed a better diet and more calories.

Markley decided to surrender both horses to RASKC. RASKC turned both horses over to rescue groups where they continued to improve.


Alex was rehabbed under the supervision of Dr Hannah Evergreen, DVM. Alex, renamed Mr. Pibb, was extraordinarily infested with internal parasites and had not had dental care for long period of time. These conditions coupled with his age and low nutritional feed caused his severe state of starvation.

Thomas and Markley were obviously not prepared for horse ownership. Neither had previous experience with horses and bought Alex and Hebro on a whim. They acted negligently when they allowed Alex's already thin body condition to worsen, did not consult with a veterinarian during the four to five months

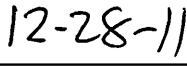
they owned the horses and opted for less expensive but less nutritional hay for the horses. Their negligence in providing for Alex during the winter and spring led to rain rot and starvation.

In rehab, once his basic dental and parasite control needs were met, Alex rebounded well with a diet of high quality food.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me on this 28th day of December 2011 in the city of Kent, WA.



David A. Morris, Sgt, RASKC



Date



King County
Records and Licensing Services Division

Department of Executive Services
King County Administration Building
560 Fourth Avenue, Room 611
Seattle, WA 98104-2337
206-296-3185 Fax 206-296-4029
TTY Relay: 711

MEMORANDUM

April 24, 2012

Transmitted via Method of transmission:
electronic mail, hand delivery/US mail

TO: David Morris, Animal Control Officer



RE: *Loudermill* Notice -- Recommendation for Suspension for Five Day (40 Hours) Without Pay

Dear Mr. Morris:

This is a notice that I propose that you be suspended for 5 days (40 Hours) from your position as Animal Control Officer (Position # 01004796) with the Department of Executive Services/Records and Licensing Services Division. My recommendation is based upon sustained findings for neglect of duty related to not following a Regional Animal Services King County (RASKC) policy, management directive and to comply with established work procedures. Neglect of duty is justifiable causes for discipline specifically authorized by K.C.C. 3.12.270.

Factual Basis for this Proposal

Specifically, on Monday, October 10, 2011, (twenty-three) malamute mixes were impounded from an abandoned house near Duvall. NOAH, a local animal organization, was able to take twenty of the dogs immediately. The three remaining dogs were taken to the Crossroads shelter after Sergeant Eykel informed field officers the Kent shelter was full due to a parvo quarantine. The Crossroads shelter is used for holding animals for a few hours pending transfer to another shelter, no animals have been assigned to Crossroads overnight.

When Animal Control Officers/Sergeants overlap on schedules, it is the responsibility of the officer ending their shift to inform the officer coming on shift about any issues and concerns they should be aware of that may impact the care and treatment of animals at RASKC. On December 9, 2011, an investigation report was completed regarding a Malamute Seizure on October 10, 2011. Per the investigation report, Officer Yoshizumi's statement indicated he had informed you that same day before starting his days off that someone would need to be assigned to care for the dogs at Crossroads on Friday, Saturday and Sunday. Officer Yoshizumi also stated you told him you would let Sgt. Dyrdahl know; however you failed to do so. That same day on the 10th of October, you attended an all-day supervisors' retreat along with Sgts Dyrdahl and Eykel. During this retreat the three of you discussed some of the details of the case. Sgt. Dyrdahl was not present during the portion of the

Handwritten notes:
- AT TC
- OCT 10 2011
- A line with an arrow pointing to the word "you" in the second paragraph.

conversation when the subject of the dogs housed at Crossroads was discussed. Not until October 16th was Sgt. Dyrdahl made aware of these dogs housed at the Crossroads shelter. You failed to communicate that someone would need to care for the dogs in Officer Yoshizumi's absence. Because Sgt. Dyrdahl was not aware of the three dogs at Crossroads, they went without care October 14th, 15th and until mid-afternoon on October 16th. This was unacceptable.

It is my expectation of sergeants and officers that you communicate with each other and with the veterinary staff any relevant matters that may affect operations. It goes without saying, that as an animal control agency, this especially includes anything that has the potential to negatively affect the welfare of the animals in our care. This was a highly unusual situation, in that the Crossroads shelter was not regularly used. Even though the cruelty sergeant is not normally responsible for arranging care for shelter animals, you indicated you would notify Sgt Dyrdahl and then failed to do so.

On October 16, 2011, Sgt. Dyrdahl was made aware by someone other than you that there were three malamute mixes housed at the Crossroads shelter. You had the opportunity during the supervisors' retreat to update Sgt. Dyrdahl, to ensure she had the information she needed to do her job. Because she was not aware of this, the three dogs went without care October 14th, 15th and until mid-afternoon on October 16th. Your failure to communicate with your co-worker that three dogs were housed at Crossroads shelter after you indicated you would communicate this information is unacceptable.

Proposed Discipline

The Director, or designee, will make the final decision concerning my proposal that you be suspended for five days (40 hours). You are entitled to a *Loudernill* meeting with Norm Alberg, RALS Interim Division Director. The purpose of a *Loudernill* meeting is to give you an opportunity to provide the Director, or designee, with any information you feel will assist him in rendering a decision regarding the suspension recommendation. The information presented may be verbal or written and will be considered by the director before he makes his final disciplinary decision. The meeting is purely optional on your part. Please check the appropriate box on the attached *Loudernill Meeting Option Form* to indicate whether you would like a meeting.

A representative from Human Resources and a management representative from Records and Licensing Services may also be present. Your Animal Control Officers Guild representative may attend and present information on your behalf. Outside legal counsel is not permitted. Please check the appropriate box on the attached *Loudernill Meeting Option Form* to indicate whether you would like an ACOG representative to attend the meeting.

If you do not wish to have a *Loudernill* meeting, you may present written materials for the director's consideration. Please check the appropriate box on the *Loudernill Meeting Option Form* attached to indicate whether you would like to present written materials.

You have the right to seek assistance through the County's Employee Assistance Program (EAP). The EAP is a service to all employees. Assessments, brief counseling, and referrals for personal concerns such as family issues, relationship problems, alcohol and drug problems, emotional problems affecting work life, and a wide variety of other problems are all part of the services. EAP personnel may be reached at 206-684-2103 or 206-263-4572.

In conclusion, it is my expectation of officers that you communicate with other employees any relevant matters that may affect operations. As an animal control agency, this especially includes anything that

David Morris
Recommended Five-Day (60 hours)
Loudermill Notice
3 | Page

has the potential to negatively affect the welfare of the animals in our care. Failure to communicate was not acceptable for an animal control officer.


Please return a signed copy of this letter and the *Loudermill Meeting Option Form* in the attached self-addressed stamped envelope no later than 5 days after your receipt of this letter

Sincerely,



Glynis Frederiksen
Interim Regional Animal Services Manager
Records and Licensing Services

Attachment: *Loudermill Meeting Option Form*.

I have received the original and one copy of this letter, and the <i>Loudermill Meeting Option Form</i> (advising me of my <i>Loudermill</i> rights and options) on this date. My signature does not signify an acknowledgment of guilt or acceptance of the recommended action.	
	4-24-12
Signature	Date

cc: Syd Vinnege, ACOG Representative
Norm Alberg, Interim Director RALS
Rob Sprague, Labor Negotiator
Megan Pedersen, Labor Negotiator
Martha Driver, Interim HR SDM I
Animal Control Officers Guild
Personnel File



King County

Records and Licensing Services Division

Department of Executive Services
King County Administration Building
500 Fourth Avenue, Room 411
Seattle, WA 98104-2337
206-296-1540 Fax 206-296-4029
TTY Relay: 711

HAND DELIVERED BY KEN NAKATSU ON DATE

August 9, 2010

TO: David Morris, Animal Control Sergeant

FM: Ken Nakatsu, Manager of Regional Animal Services

RE: Proposed Discipline -- Five Day/40 Hour Suspension Notice of Discipline

This is to inform you of my decision to suspend you for five (5) workdays (40 hours) for neglect of duty. The reasons for this discipline were detailed in my June 11, 2010 proposed discipline letter.

On June 22, 2010 you exercised your right to respond to the proposed discipline in a *Loudermill* meeting. In attendance at this meeting were you, Animal Control Officer Guild Attorney Syd Vinnedge, Human Resources Manager Melinda Dickie, and me. The purpose of the meeting was to give you an opportunity to share any additional information or mitigating circumstances for me to consider before making a final decision regarding the proposed discipline.

I thoroughly reviewed and considered the information that you provided. You stated that there have been other highly public cases where it was determined there was owner irresponsibility that did not require an outside investigator look into the matter when there was not a formal complaint issued. Additionally you stated that follow-up is not done on abatement, confinement, removal, or bite issues and no one is investigated and written up. I appreciate how you presented your position in an organized and articulate manner; however, I cannot dismiss the fact that you neglected your duties as the lead animal cruelty Animal Control Sergeant by not following up as you stated in your report and not directing any Animal Control Officers to follow up on the conditions of the animals on the Thomas property.

After careful consideration of the information you and Mr. Vinnedge shared in the meeting, I am proceeding with my original proposal to suspend you for 5 workdays (40 hours) without pay. At your earliest convenience, please schedule to meet with me so we may determine when you will serve out your suspension.

Please be advised that repeated incidents of the nature described in your *Loudermill* letter will not be tolerated. Any repeated incidents will be subject to appropriate disciplinary action up to

August 9, 2010

Page 2 of 2

and including termination. You are advised that you may grieve this action through the grievance procedures provided in your Collective Bargaining Agreement. By copy of this letter, the Animal Control Officers's Guild is being advised of this action.

King County has a generous benefits package, which includes the Employee Assistance Program (EAP). EAP is available to all King County employees for help resolving work-related problems. EAP may be reached at (206) 263-4752 or (206) 684-2103 from 7:30 a.m. to 4:30 p.m. Monday through Friday. The Making Life Easier Program (MLEP) is also available to benefit-eligible County employees for help resolving personal life problems. MLEP may be accessed twenty-four hours per day, seven days a week at 1-888-874-7290, toll free. More information about these programs is also available at www.kingcounty.gov/employees/eap.

Please feel to contact me at (206) 205-6306 if you have any questions.

Sincerely,



Ken Nakatsu
Manager of Regional Animal Services

cc: Rob Sprague, Labor Negotiator, Department of Executive Services (DES), Office of Labor Relations
Gretchen Herbison, Human Resources Service Delivery Manager II, Department of Executive Services (DES), Director's Office
Lorraine Patterson, Interim Division Manager, DES / Records and Licensing Services Division (RALS)
Melinda Dickie, Human Resources Manager, DES /RALS
Syd Vinnege, Animal Control Officers Guild (ACOG) Attorney
Shelby Russell, ACOG President



King County Executive
Tim Hill
Department of Executive Administration
Lauraine D. Brekke, Director
January 29, 1986

VH-MORRIS
KING COUNTY
FEB 6 1986
PERSONNEL OFFICE

David Morris
[REDACTED]

Dear Mr. Morris:

On January 27, 1986, your regularly scheduled day on duty, you were assigned to the Eastside Shelter. During your tour of duty on this date you were to complete the shelter tasks. One of those tasks was that of adopting animals.

It has been found that you adopted two animals prematurely. One, a male Husky gray and white in color, was impounded as a stray on January 23, 1986. The first day this animal was available to be adopted was January 28, 1986. The second dog, a male Bull Dog white and brown in color, was impounded as a stray on January 25, 1986. The first day this animal was available to be adopted was January 30, 1986. This resulted in one dog being adopted one day early and another dog being adopted three days early.

As an animal control officer for over two years and working both the shelter and field assignments you realize the possible ramifications of these two errors as we discussed on the phone on January 28, 1986.


So that there is no misunderstanding, remember that the holding period for stray animals is three full days excluding the day of impound and any day that the shelter is closed. Five days for animals impounded on Mercer Island.

Please consider this letter a warning for your failure to hold these stray animals the required length of time. Should this type of error occur in the future further disciplinary action may be taken.

As this letter constitutes disciplinary action I would like to advise you that if you feel that this discrepancy in your work performance is due to or related to the use of alcohol, addictive drugs or a mental health problem you may contact the Employee Assistance Program for assistance. All inquiries are confidential.

Under the collective bargaining agreement between King County and Teamsters, Local 174, you have a right to an investigation of the information contained herein. By copy of this letter the Union is being advised of this action.

Sincerely,


Bob Graves, Supervisor
King County Animal Control

cc: Bill Gerard, Manager, Animal Control Section
Albert G. Ross, Manager, King County Personnel
Vic Jablonski, Teamsters Local 174

Explain incident

Officer - did you have ID on you?
Did you show them your ACO
badge?

What changed w/?
How courts resolved?

Aware of County's Chemical
Dependence + Impairment
Policy?

↳ ever seen / m receipt of it?
copies of Acknowledgment of
§C. § 3

Do you stand that although
you did not violate a specific code
or rule related to animal safety,
placed animal @ risk by having
in automobile while driving impaired?
ACO - demonstrate appropriate
protection + treatment of
animals in your custody?

Black \diamond a contract city w/ AC?
↓ stand ACC, you must be able
to maintain positive, professional
collegial working relation w/ law
enforcement in order to be effective
w/ your duties

Did you attend a
your attorney
you absence \searrow see in

Black & charged

Dismissed - lack of discovery 3/19/08

attempted

USCA charge (5/20/08)

↳ Plead guilty \mathbb{A}

Terms of condition - pay my fines,
unsupervised probation for a year

GAP

2/4/08
2:03 pm

Spoke w/ Amy from the Black
Diamond Police Dept 1253631-1012

Requested info re: the incident
w/ Julie Mustang on Jan 24/25
+ to get copy of report/info on charges
Amy advised that she can't
turn in a report b/c it has
already been forwarded to
Seattle District Ct. which is
being expedited tomorrow
w/ a charge of 1 count VUSCA
Once she is officially charged,
can request a copy of the
Police report.

plead guilty

Out - terms of condition

↳ paying fines

Unsupervised probation

for a year

any accumulation

sentence compliance review

Final Review Hearing

↳ May 20, 2008

^{not} UC Control Substance
Act

Black Diamond Marijuana

3608867784

injection

↳ dismissed

Plead guilty

Cit - terms of condition

↳ paying fines

Unsupervised probation

for a year

any conviction

sentence compliance review

Final Review Hearing



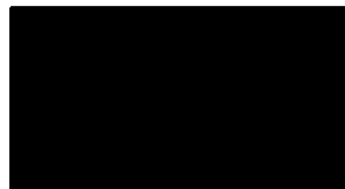
May 20, 2008

^{Control}

Control substance

Act

Black & Municipal



3608867784

injection

↳ dismissed

I prescribed injectable

↳ do syringes + leave
w/ Sgt → vet techs

↓
No reason for ACO to have

Sgt may get controlled drugs to
target + trap to tranquilize
animal

doxycyclone (kernel caught) - leave on counter
weigh animal + measure

{ not schedules as schedule II/IV }

Cockbain, Sean

From: Dickie, Melinda
Sent: Wednesday, July 23, 2008 10:21 AM
To: Cockbain, Sean
Subject: Fw: Drugs in inventory

Can you print this out for me - thanks

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: Christensen, Marilyn
To: Dickie, Melinda
Cc: Brown, Tom
Sent: Wed Jul 23 08:39:59 2008
Subject: Drugs in inventory

Products currently carried in the clinic:

Ketaset
Buprenorphine
Diazepam
Telazol
Torbugesic
Metacam
Acepromazine
Atropine
Bupivacaine
Xylazine
Dopram
Rimadyl
Previcox

Flagyl/metronidazole
Panacur
pyrantal
Marquis paste
Albon
Cestex
Tresederm
Benadryl
Cough tabs
Mirazapine
Ivermectin
Droncit
Reglan
Milbemite
Vit K/Vit B

Isoflourance
Dexamethazone
DepoMedrol
L-lysine
Epinephrine
Oxytocin
Ciproheptadin
Synotic drops--nasal decongestant
Nutrical

*occass
depend on
animals treating on
vets
by sat - have pref's
Pain med. protocol*

*(outside of cages)
antibiotic - meds
pill packet - extra yung
to do it*

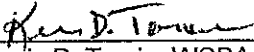
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KING COUNTY SUPERIOR COURT
STATE OF WASHINGTON

STATE OF WASHINGTON,)	NO. 12-C-00543-1 KNT
)	
Plaintiff,)	
	)	CERTIFICATE OF MAILING
v.)	
)	
JASON E. MARKLEY,)	
)	
Defendant.)	

CERTIFICATE

I certify that I mailed a copy of the foregoing Subpoena Duces Tecum to Gene Mueller, Manager Regional Animal Service, Kent Animal Shelter, at 21615 – 64th Ave. S, Kent, WA 98032, postage prepaid, on October 25, 2012.



Kevin D. Tarvin WSBA #20072
Attorney for Defendant Jason E. Markley

Kevin D. Tarvin
Attorney at Law
10900 NE 8th Street, Suite 1115
Bellevue, WA 98004
425-467-6734



Search

Policies and Public Rules

Public Rules

Executive Orders

Executive Policies

Master List of Executive Policies

Functional Code Number Classification

About/Contact Us

Site map

King County Prohibited Drug Use and Alcohol Misuse Education and Testing Program

Document Code No.: PER 15-2-1 (AEP)
Department/Issuing Agency: Drug and Alcohol Program
Effective Date: October 25, 1995
Approved: /s/ Gary Locke
Type of Action: Supersedes PER 15-2 (AEP)

1.0 SUBJECT TITLE: King County Prohibited Drug Use and Alcohol Misuse Education and Testing Program

2.0 PURPOSE:

2.1 To establish the King County Program for Prohibited Drug Use and Alcohol Misuse Education and Testing Program Policy. This policy ensures King County compliance with the Omnibus Transportation Act of 1991.

3.0 ORGANIZATIONS AFFECTED:

Applicable to all Executive Departments and the Department of Metropolitan Services

4.0 REFERENCES:

- 4.1 Omnibus Transportation Act of 1991
- 4.2 49 CFR Parts 40, 382, 653 and 654
- 4.3 U.S. Drug Free Workplace Act of 1988

5.0 DEFINITIONS:

Included in Appendix 9.1

6.0 POLICIES:

6.1 King County is committed to maintaining a drug-free workplace to promote both the quality of its services and the safety of its employees, its customers and the public. Every King County employee or employee of a transit contractor who holds a position which could be defined as safety-sensitive is subject to regulations issued pursuant to the Omnibus Transportation Employee Testing Act of 1991; and, each employee, in accordance with this Act and under King County authority shall follow policies as defined in Appendix 9.1.

6.2 Questions about this Prohibited Drug Use and Alcohol Misuse Policy, King County's Employee Assistance Programs and/or the attached Prohibited Drug Use and Alcohol Misuse Education and Testing Program should be addressed to Lori Jones, Program Administrator for the King County Drug and Alcohol Program at 622-1871.

7.0 PROCEDURES:

N/A

8.0 RESPONSIBILITIES:

8.1 The Program Administrator for the King County Drug and Alcohol Program is responsible for ensuring that a Prohibited Drug Use and Alcohol Misuse Education and Testing Program Policy for covered employees is written in the King County Council Ordinance format.

9.0 APPENDICES:

9.1 Prohibited Drug Use and Alcohol Misuse Education and Testing Program
(Amended: 12/9/96)

9.2. Safety Sensitive Positions (Amended: 12/9/96)

APPENDIX 9.1:

Prohibited Drug Use And Alcohol Misuse Education And Testing Program

Section I - POLICY STATEMENT

(A) King County is committed to maintaining a drug-free workplace to promote both the quality of its services and the safety of its employees, its customers and the public. Every King County employee or employee of a transit contractor who holds a position which would be defined as safety-sensitive (covered employee) is subject to regulations issued pursuant to the Omnibus Transportation Employee Testing Act of 1991 (the Act); and each covered employee, in accordance with the Act, is:

(1) prohibited from using, possessing, selling, purchasing, manufacturing, distributing, or transferring alcoholic beverages (except off-duty use at public events, e.g., Kingdome) or controlled substances or other performance-impairing substances while on duty or on King County property; and

(2) is prohibited from being present on King County property (except off-duty alcohol use at public events, e.g., the Kingdome), reporting to work or performing work while that employee is under the influence of alcohol or has any controlled substance or other performance-impairing substance in his/her system; and,

(3) is prohibited from the consumption of alcohol within four (4) hours of the employee's scheduled time to report for work, or within eight (8) hours following an accident or until the employee takes a post-accident alcohol and/or drug test, whichever occurs first; and,

(4) is required to submit to an alcohol and/or drug test when directed by King County; and, prohibited from tampering or attempting to tamper with such alcohol and/or drug test; and,

(5) is required to notify his/her supervisor, within five (5) calendar days of any conviction, that he/she has been convicted of a drug crime occurring in the workplace; and

(B) Each covered employee, under King County's own authority:

(1) is responsible for informing his/her physician when being prescribed medication(s) that he/she is covered under the terms of this policy. The employee shall use medically authorized drugs or over the counter medications in a manner which will not impair on the job performance.

(2) shall promptly report to his/her supervisor whenever he/she observes or has knowledge of another employee who poses a hazard to the safety and welfare of others.

(C) In accordance with the Omnibus Transportation Employee Testing Act of 1991 and the regulations issued pursuant to this Act:

(1) It is King County policy that every covered King County employee comply with the Prohibited Drug and Alcohol Misuse Education and Testing Program which details King County's program.

(2) Employees must understand that strict compliance with King County's Alcohol and Drug Misuse Policy and Education and Testing Program is a condition of employment with King County.

(3) Under King County's own authority, violations will result in discipline in accordance with Section XII.

Section II - COVERED EMPLOYEES

As required by the regulations issued pursuant to the Omnibus Employee Testing Act of 1991, King County must conduct drug and alcohol testing for all covered employees. Covered employees are those employees who occupy positions which perform a "safety-sensitive" function and applicants for a safety-sensitive position. "Safety-sensitive" functions are defined as:

- (1) operating revenue service vehicles, including operation when the vehicle is not in revenue service;
- (2) operating nonrevenue service vehicles when operation of such vehicles requires the driver to hold a Commercial Driver's License (CDL);
- (3) controlling the dispatch or movement of a revenue service vehicle;
- (4) maintaining a revenue service vehicle or equipment used in revenue service; or
- (5) carrying a firearm for transit security purposes.

A list of all covered positions/classifications, by King County Department, is attached as Appendix 9.2. In addition, all employees of independent contractors who perform services for King County Department of Metropolitan Services in positions which are safety-sensitive as outlined above will also be subject to the testing requirements outlined in this program.

Section III - EDUCATION

Every covered King County employee will receive a copy of King County's Prohibited Drug Use and Alcohol Misuse Policy and this Prohibited Drug and Alcohol Misuse Education and Testing Program. Transit employees will receive a minimum of sixty (60) minutes of training regarding the Prohibited Drug Use and Alcohol Misuse Education and Testing Program and the effects of prohibited drug use and alcohol misuse. Detailed information on alcohol misuse will be provided, specifically referencing the effects of alcohol misuse which impacts an individual's biological, emotional, psycho-social well being. The effects of misuse can be seen in an individual's work performance, attitude and social interaction.

All King County supervisory personnel who are designated to determine whether reasonable suspicion exists to require a covered employee to undergo alcohol and/or drug testing will also receive a minimum of one-hundred and twenty (120) minutes of training on the physical, behavioral, speech, and performance indicators of probable prohibited drug use and alcohol misuse.

Section IV - SUBSTANCES TESTED

(A) Alcohol

Employees subject to alcohol testing will have a sample of their breath tested for the presence of the intoxicating agent in beverage alcohol, ethyl alcohol or other low molecular weight alcohols including methyl or isopropyl alcohol. King County, under its own authority, considers a breath alcohol level of .02 or greater a positive test.

Any refusal to submit to an alcohol test, and all positive alcohol tests, will be reported

immediately by the testing facility to the King County Drug and Alcohol Program Administrator as required by law.

(B) Drugs

Employees subject to drug testing will have a sample of their urine tested for the presence of five (5) drugs, as follows:

- (1) Marijuana
- (2) Cocaine
- (3) Opiates
- (4) Amphetamines
- (5) Phencyclidine

All drug tests will be reported by the testing laboratory to a medical review officer (MRO) who will evaluate the results. After evaluation and interpretation, all verified positive test results will be reported by the MRO to the employee and the King County Drug and Alcohol Program Administrator. Any refusal to submit to a drug test, will be immediately reported by the collection site to the King County Drug and Alcohol Program Administrator.

With respect to verified positive drug tests, employees will be notified by the MRO that they have seventy-two (72) hours following this notification in which they can request, at their own expense, that a split urine specimen be tested by another Department of Health and Human Services (DHHS) certified testing laboratory. However, in the event that the split sample test is negative, the employee will be reimbursed for the test.

Failure to request testing of the split specimen within seventy-two (72) hours of being notified of a positive test by the MRO will result in the test results from the original specimen being accepted as the final test results.

Section V - TYPES OF TESTING

The following tests will be required of all covered employees in accordance with King County alcohol and drug testing procedures:

- (1) Pre-employment tests
- (2) Post-accident tests
- (3) Random tests
- (4) Reasonable suspicion tests
- (5) Return to duty/Follow-up tests

The King County alcohol and drug testing procedures will incorporate all requirements outlined in the federal regulations to ensure employee confidentiality, the integrity of the testing process, safeguard the validity of the test results, and ensure that test results are attributed to the correct covered employee.

Section VI - PRE-EMPLOYMENT TESTS

(A) The following persons will be subject to pre-employment testing in accordance with King County alcohol and drug testing procedures:

- (1) Applicants selected for hire into one of the covered positions listed in Section II.
- (2) Current King County employees selected for assignment into one of the

covered positions listed in Section II, if not previously employed in one of these positions, and if the assignment is intended to be for thirty (30) or more consecutive days.

(B) Individuals identified in Section VI.A will be informed that they are subject to pre-employment drug testing at the time they apply for a covered position. Such persons, once a job offer is made will have urine sample collected and tested for evidence of the substances listed in Section IV.B. For individuals noted in Section VI.A.1 and .2, tests may be conducted as part of a routine pre-employment physical examination. The time, date and location of the physical examination and drug test will be announced in advance of the test. Individuals applying for positions which do not require a routine pre-employment physical examination will be notified, in advance, of the time, date and location of the drug test only.

(C) Disqualification from King County Employment

(1) Applicants for initial hire will be disqualified from King County employment if they:

(a) fail to appear for the physical examination and urine collection on the designated day unless excused by King County for good and verifiable cause;

(b) refuse to provide a urine sample;

(c) attempt to alter, taint, or otherwise provide a false sample;
or

(d) test positive for the presence of one of the substances listed in Section IV.B.

(e) refuse to consent under Federal Highway Administration (FHWA) to allow King County to obtain the driver's previous employers' information on positive controlled substances and/or alcohol test results and refusal to be tested within the previous two (2) years; or

(f) have been tested positive or have refused to be tested when required by a previous employer within the last (2) years and have not successfully completed required recommendations of a substance abuse professional.

(2) Current employees subject to pre-employment testing will be disqualified from the position they are seeking if they commit one of the acts listed in 1.a - 1.f of Section VI.C.1 above. Current employees subject to pre-employment testing will also be subject to discipline in accordance with Section XII if they commit one of the acts listed in 1.c and 1.d in Section VI.C.1 above.

(3) Persons who are disqualified from the position that required the pre-employment test shall be disqualified from applying for any covered King County position for a period of six (6) months. Applications from such persons will thereafter only be accepted if accompanied by a current, written statement from a licensed substance abuse professional verifying that the applicant is not then an abuser of alcohol and/or active user of drugs.

Section VII - POST-ACCIDENT TESTS

All employees in covered positions as identified in Section II will be subject to post-accident alcohol and drug testing in accordance with King County alcohol and drug testing procedures.

(A) A King County safety officer, supervisor or other qualified person shall be responsible for making a determination as to whether a post-accident drug and alcohol test is required at the time any covered employee is involved in an accident. An

"accident" requiring an alcohol and drug test is any accident where:

(1) a fatality has occurred;

(2) a non-fatal accident involving a diesel or trolley bus, automobile, van or commercial motor vehicle that requires the driver to carry a commercial driver's license (CDL) has occurred in which:

(a) injuries were sustained requiring the injured person to immediately receive medical attention away from the scene or any vehicle involved in the accident is disabled and towed away unless it is determined, using the best information available at the time of the decision, that the covered employee's performance can be completely discounted as a contributing factor to the accident.

OR

(3) a non-fatal accident involving a non-transit commercial motor vehicle that requires the driver to carry a commercial driver's license (CDL) has occurred in which

(a) injuries were sustained requiring the injured person to immediately receive medical attention away from the scene or any vehicle involved in the accident is disabled and towed away

AND

(b) the employee operating the vehicle has received a citation from a state or local law enforcement official;

OR

(4) a non-fatal accident involving the waterfront streetcar has occurred in which:

(a) injuries were sustained which required the injured person to immediately receive medical attention away from the scene;

OR

(b) the waterfront streetcar is removed from revenue service.

(B) King County will also test any covered employee whose performance could have contributed to the accident.

(C) An employee required to submit to post-accident drug and alcohol testing must be tested as soon as possible. Drug tests must be conducted within thirty-two (32) hours following the accident; alcohol tests must be conducted within eight (8) hours of the accident. A covered employee who is required to submit to a reasonable suspicion alcohol and drug test under Section IX need not be required to also submit to a separate post-accident drug and alcohol test under this Section.

(D) An employee required to submit to a post-accident drug and alcohol test, will be transported by King County to the collection site and will be required to sign a consent form. The employee must provide a urine and breath sample unless it is determined by medical personnel present that the employee is medically unable to provide the required samples. Following the test, the employee will be relieved of duty with pay pending King County's receipt of the results of the tests from the MRO.

(E) It is King County's policy that employees who are required to submit to a post-accident drug and alcohol test will be subject to discipline in accordance with Section XII if they:

- (1) refuse to sign a consent form or refuse to provide a breath and/or urine sample;
- (2) attempt to alter, taint, or otherwise provide a false sample; or
- (3) test positive for the presence of one or more of the substances listed in Section IV.

Section VIII - RANDOM TESTS

(A) King County will maintain a listing of the names of all employees in the covered positions listed in Section II. During each calendar year, alcohol and/or drug tests will be administered to these employees on a random-selection basis in accordance with the federal alcohol and drug testing regulations and King County's alcohol and drug testing program.

(B) Employees subject to random drug and alcohol testing will be required to sign a consent form at the time of testing/collection.

(C) Employees selected for random alcohol and/or drug tests will be provided with transportation and will report to the collection site where they will be required to provide a breath and/or urine sample.

(D) It is King County policy that employees will be subject to discipline in accordance with Section XII if they:

- (1) do not appear and complete a random drug and/or alcohol test within two (2) hours following notification to appear for such tests, refuse to sign a consent form or refuse to provide a breath and/or urine sample;
- (2) attempt to alter, taint, or otherwise provide a false sample; or
- (3) test positive for the presence of one or more of the substances listed in Section IV.

Section IX - REASONABLE SUSPICION TEST

(A) All employees in the covered positions listed in Section II may be required to submit to a reasonable suspicion alcohol and/or drug test.

(B) Employees who are reasonably suspected by a supervisor of violating King County's Prohibited Drug Use and Alcohol Misuse Policy will be required to submit to an alcohol and/or drug test in accordance with King County alcohol and drug testing procedures. A trained supervisor who makes a determination that a test is required will be required to complete a form indicating the grounds for his/her suspicion. The determination must be based on specific, contemporaneous, articulable observations concerning the appearance, behavior, speech, or body odor of the employee.

(C) An employee who is required to submit to an alcohol and/or drug test under this Section must sign a consent form.

(D) Employees will be transported by King County to the collection site and will be required to provide a breath and/or urine sample. Following completion of the test, employees will be transported home and relieved of duty with pay pending King County's receipt of the results of the test from the MRO.

(E) It is King County's policy that employees will be subject to discipline in accordance with Section XII if they:

- (1) refuse to sign a consent form or refuse to provide a urine and/or breath sample;
- (2) attempt to alter, taint, or otherwise provide a false sample; or
- (3) test positive for the presence of one or more of the substances listed in

Section IV.

Section X - RETURN TO WORK TESTING

Employees who have been disciplined in accordance with Section XII as a result of their first positive test indicating the presence of one or more of the substances listed in Section IV will be required, prior to returning to work, to take a return to duty alcohol and/or drug test with a verified negative result in accordance with King County alcohol and drug testing procedures.

Section XI - FOLLOW-UP TESTING

Current employees who have been disciplined in accordance with Section XII as a result of a positive alcohol and/or drug test required under Section V, except for random alcohol tests with a level of .02-.039 whose initial test was greater than the confirmation test, upon return to work shall be subject to a minimum of six (6) unannounced drug and/or alcohol follow up tests during the first twelve (12) months following the employee's return to work, and further testing as recommended by the substance abuse professional up to a maximum of sixty (60) months. In addition, employees who have been disciplined in accordance with Section XII will also be subject to the testing requirements of Section V.

Section XII - CONSEQUENCES

Current employees who have a confirmed positive drug or alcohol test will be removed from duty and the employee will be provided with information from King County's employee assistance program (EAP) regarding alcohol and/or substance abuse and the names, addresses and telephone numbers of substance abuse professionals and counseling and treatment programs.

(A) Termination

It is King County's policy that current employees will be terminated if the employee:

- (1) uses, possesses, sells, purchases, manufactures, distributes, or transfers alcoholic beverages (except off-duty use at public events, e.g., Kingdome) or controlled substances or other performance-impairing substances while on duty or on King County property; or
- (2) consumes alcohol within four (4) hours of the employee's scheduled time to report for work, or within eight (8) hours following an accident or until the employee takes a post-accident alcohol and/or drug test, whichever occurs first; or
- (3) refuses to submit to an alcohol and/or drug test when directed by King County; or, tampers or attempts to tamper with an alcohol and/or drug test; or
- (4) does not notify his/her supervisor, within five (5) calendar days of any conviction, that he/she has been convicted of a drug crime occurring in the workplace; or
- (5) tests positive and was involved in an accident resulting in death, serious injury or extensive property damage; or
- (6) tests positive and is also being terminated for other misconduct which could independently result in their discharge; or
- (7) tests positive and has not completed their initial probationary period following hire into their first King County position;
- (8) does not appear and complete a random or follow-up drug and/or alcohol test within two (2) hours following notification to appear for such tests, refuses to sign a consent form or refuses to provide a breath and/or urine sample;

(9) has a second confirmed positive drug or alcohol test, except random alcohol tests with a level of .02-.039 where the initial test was greater than the confirmation test;

(10) has a third confirmed positive random alcohol test with a level of .02-.039, where the initial test was greater than the confirmation test.

(B) Consequences for a Positive Drug or Alcohol Test

(1) Conditional Retention

It is King County's policy that current employees, who have a verified positive drug or alcohol test and are not subject to the terms under Section XII.A, will be offered conditional retention of employment if the employee:

(a) submits to an evaluation by a substance abuse professional approved by King County's EAP;

(b) signs a conditional retention of employment agreement;

(c) is determined by a substance abuse professional to require assistance in resolving problems associated with drug abuse and/or alcohol misuse. The employee must agree to attend a King County approved treatment program and sign a monitoring agreement with King County's EAP to ensure successful completion of the treatment program specified by the substance abuse professional; and

(d) prior to returning to work, is subject to a return to duty drug and/or alcohol test. Follow up tests are required if recommended by the substance abuse professional.

The employee who is conditionally retained must fully comply with the conditions of retention of employment, including successful completion of the treatment program specified by the substance abuse professional.

(2) Discipline for a Positive Drug or Alcohol Test

Current employees who have a confirmed positive drug or alcohol test will be removed from duty and disciplined as follows:

(a) Consequences for a Positive Drug or Alcohol Test (Except for Random Alcohol Tests of .02-.039 where the initial test was greater than the confirmation test)

(1) Employees with their first confirmed positive drug or alcohol test, except random alcohol tests with a level of .02-.039 where the initial test was greater than the confirmation test, will be suspended for one (1) week without pay.

(b) Consequences for a Random Alcohol Level of .02-.039 (where the initial test was greater than the confirmation test)

(1) Employees who have their first confirmed positive random alcohol test with a level of .02-.039, where the initial test was greater than the confirmation test, will be removed from duty for two (2) days without pay.

(2) Current employees who have their second confirmed positive random alcohol test with a level of .02-.039, where the initial test was greater than the confirmation test, will be suspended for one (1) week without pay.

(3) Employees who have a confirmed positive alcohol test with a level of .02-.039 where the initial test was less than the confirmation test will be disciplined in accordance with Section XII.B.2.a.(1).

Section XIII - CONFIDENTIALITY

All testing will be conducted in accordance with the federal regulations to ensure test results are accurate and reliable. Further, King County will carry out this policy in a manner which respects the dignity and confidentiality of those involved.

King County takes seriously its commitment to provide safe conditions to the public and its employees. Recognizing this commitment, King County maintains employee assistance programs which can provide access to professional services in an effort to aid any employee who has an alcohol or chemical dependency problem. All employees who suspect they may have alcohol or substance abuse problems are encouraged to utilize employee assistance program resources before the problem affects their employment status. Participation in this program is voluntary and confidential.

Questions about King County's prohibited drug use and alcohol misuse education and testing program and/or King County's employee assistance programs should be addressed to Lori Jones, Drug and Alcohol Program Administrator.

Section XIV - MODIFICATIONS

The Program Administrator is authorized and directed to promulgate such modifications, amendments and revisions to the King County Drug and Alcohol Program as he/she deems necessary after a review process and concurrence by the affected departments to carry out the provisions of regulations issued pursuant to the Omnibus Transportation Employee Testing Act of 1991 and to enact such additional policies and procedures as may be necessary to insure King County's compliance with state and federal law affecting drug and alcohol matters. Nothing herein is intended to waive a union's legal right to bargain over modifications, amendments and revisions to the extent that they are mandatory subjects of bargaining.

Section XV - EFFECTS OF ALCOHOL

For information regarding the effects of alcohol refer to King County Drug and Alcohol Program Handbook (Fall 1996), Page 83 - Alcohol Fact Sheet. In addition, if an alcohol problem is suspected, please contact King County Employee Assistance Program or refer to the handbook, Page 102 - Where to Get Help.

APPENDIX 9.2:

Safety Sensitive Positions

A. Department of Transportation

Fleet Administration

Assistant equipment supervisor
Garage service attendant
Heavy duty mechanic
Truck driver

Operations Division

Base dispatcher/planner
Communications coordinator
Service supervisor
Supervisor-in-training
Transit instructor
Transit operator
Transit operator trainee
Tunnel controller
Van service operator

Roads Division

Equipment operator
Truck driver

Traffic Engineering

Sign installer
Signal technician

Transit Safety

Safety officer
Supervisor, transit safety

Transit Security

Metro police agent

Vehicle Maintenance Division

Waterfront streetcar conductor

Power and Facilities Division

Cable splicer
Chief, power distribution
Chief, radio maintenance
Crew chief, electrical
Crew chief, line
Electrician constructor
Equipment operator
Fire detection specialist
Grounds specialist
Line worker, helper
Line worker, materials
Line worker, utilities
Maintenance constructor
Radio equipment specialist
Utility laborer

Chief, electronics
Chief, machine shop
Chief, vehicle maintenance
Electronics technician
Electronics technician, lead
Equipment dispatch
Equipment service worker
Equipment service worker, lead
Driver, transit stores
Machinist, maintenance
Machinist, maintenance, lead
Metal constructor
Mechanic
Mechanic, apprentice
Mechanic, lead
Sheetmetal worker
Sheetmetal worker, lead
Trainer, mechanical maintenance
Utility Service Worker II
Vehicle damage estimator

B. Department of Natural Resources*

Solid Waste Division

Auto machinist
Auto service attendant
Equipment operator
Solid waste supervisor
Truck driver
Welder

C. Department of Parks & Recreation*

Parks Division

Equipment coordinator
Equipment Operator
Mechanic
Truck driver
Utility worker

D. Department of Public Health*

North Rehabilitation Facility

Special detention attendant
Special detention supervisor
Van driver

E. Department of Construction and Facilities Management*

Facilities A Airport

Maintenance worker

F. Wastewater Treatment Division*

Employees who are required to operate vehicles which require the possession of a commercial driver's license (CDL). Specific employees subject to testing will be identified by WCD management and notified of the testing requirements.

* Employees identified in the covered classifications are subject only if they operate vehicles which require the possession of a commercial driver's license (CDL).

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King County Administrative Policies and Procedures

Executive Orders, Policies & Procedures

Title: Chemical Dependence and Impairment Policy

Document Code No.: PER 15-1 (AEP)

Department/Issuing Agency: Executive Administration - Personnel

Effective Date: May 7, 1990

Approved: /s/ Tim Hill

Type of Action: New

1.0 SUBJECT TITLE: Chemical Dependence and Impairment Policy

2.0 PURPOSE:

2.1 King County recognizes the importance of a safe, healthy, and drug-free work environment. Further, King County desires to encourage and assist employees suffering from chemical dependency in their efforts to participate in treatment and recovery programs. This policy is implemented to assist in keeping the workplace free of employees whose job performance is impaired by the abuse of drugs and/or alcohol.

3.0 ORGANIZATIONS AFFECTED:

All Executive departments, offices and agencies.

4.0 REFERENCES:

4.1 King County Code, Chapter 3.12, Personnel System, Section 270, Disciplinary Action.

4.2 King County Administrative Guidelines for the Career Service, Section 40 - Discipline, Separation and Appeals.

4.3 King County Executive Order, FES 8-1 (AEP) - Policy Restricting Alcohol Consumption on County Property.

4.4 United States Drug-Free Workplace Act of 1988.

4.5 Revised Code of Washington, 69.50.101 and 70.96A.020(I).

5.0 DEFINITIONS:

5.1 "Alcoholic beverage" means beer, wine, liquor, or any beverage containing beer, wine, or liquor.

5.2 "Alcoholism" means a disease characterized by a dependency on alcoholic beverages, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic function [ref. RCW 70.96A.020(2)].

5.3 "Chemical dependency" means alcoholism or drug addiction, or dependence on alcohol and one or more other psychoactive chemicals [ref. RCW 70.96A.020(4)].

5.4 "Controlled substance" means any substance whose dissemination is controlled by regulation or statute, including, but not limited to, narcotics, depressants, stimulants, hallucinogens, and cannabis (marijuana) (ref. RCW 69.50.101 - Definitions).

5.5 "Drug addiction" means a disease characterized by a dependency on psychoactive chemicals, loss of control over the amount and circumstances of use, symptoms of tolerance, physiological or psychological withdrawal, or both, if use is reduced or discontinued, and impairment of health or disruption of social or economic functioning [ref. RCW 70.96A.020(9)].

5.6 "Impaired" means a condition which may limit an employee's ability to perform his or her job duties or which poses a threat to the safety of the employee or others.

5.7 "Liquor" means alcohol, spirits, wine and beer, or any other substance as defined in RCW 66.04.010(15).

5.8 "Proper medical authorization" means a prescription or other written approval from a licensed medical practitioner/physician or dentist for the use of a drug in the course of medical treatment, and which contains the name of the substance, and the period of authorization (also applies to refills of prescribed drugs).

6.0 POLICIES:

6.1 It shall be the policy of King County that the following activities are strictly prohibited:

6.1.1 Reporting to work under the influence of liquor or under the influence of controlled substances without proper medical authorization;

6.1.2 The use, manufacture, possession, or transfer of controlled substances without proper medical authorization in any amount or in any manner on County premises or in County vehicles at any time, whether or not performing County business, except as required in the performance of normally assigned duties;

6.1.3 Operation of equipment or County vehicles when an employee's ability to do so has been impaired;

6.1.4 The use in any way of County property or the employee's position with King County to make or traffic liquor or controlled substances;

6.1.5 Any other unlawful use, possession, or trafficking of liquor or controlled substances in a manner that is detrimental to King County.

6.2 Any employee who is convicted of a criminal violation occurring in the work place involving a controlled substance must notify his or her immediate supervisor within five days of the conviction. The supervisor will immediately inform the respective department director and the Personnel Manager. If the employee performs duties associated with the provisions of a contract or grant received directly from a federal agency, including block grants or entitlement grants, the department director is required to notify the appropriate federal agency of the conviction within ten days of the employee's notification.

6.3 King County affirms the right of its employees to privacy and to be free from unreasonable inquiry and investigation into off-duty conduct and activities. However, disciplinary action against an employee for off-duty conduct may be taken if such conduct impairs the employee's on-the-job performance or conflicts with his or her responsibility as a King County employee to maintain the public faith and trust.

6.4 It shall be the responsibility of an employee who observes or has knowledge of another employee in a condition which impairs his or her ability to perform job duties and poses a hazard to the safety and welfare of others to promptly report the incident to his or her immediate supervisor.

6.5 The responsibility to improve substandard job performance or to correct unacceptable work behavior caused by a chemical dependency rests with the individual employee. Failure to correct unsatisfactory job performance or behavior may result in appropriate disciplinary action up to and including dismissal.

6.6 Any treatment for chemical dependency by a licensed/state certified treatment program is subject to normal medical leave policy. Leave without pay may be granted to those employees who have insufficient sick or annual leave accrued.

6.7 Employees who are concerned about their alcohol and/or drug use are strongly encouraged to voluntarily seek assistance.

6.8 No employee shall be subject to disciplinary action or other adverse action, overtly or covertly, solely as a result of a request by the employee for chemical dependency screening or treatment. An employee's promotional opportunities will not be jeopardized by utilization of treatment services.

6.9 Confidentiality is an essential element of chemical dependency treatment. Any employee violating this confidentiality will be subject to disciplinary action.

6.10 The confidential nature of the medical records of employees with chemical dependency problems will be preserved in accordance with federal and state regulations governing the disclosure of alcoholism and drug addiction records (ref. 42 CFR, Part 2).

6.11 Managers, supervisors, union, and other employee representatives play a key role

in the implementation of a chemical dependency and impairment policy. To facilitate their understanding and management of performance problems resulting from chemical dependencies, education and training will be made available.

6.12 Prevention of chemical dependencies among employees will be addressed through ongoing educational and drug awareness programs available to all County employees.

6.13 Any employee who violates any aspect of this policy will be subject to disciplinary action for insubordinate behavior, up to and including termination. When the County has reason to believe the employee is violating this policy, the employee may be suspended immediately pending investigation. Any employee convicted of a felony involving the use of liquor, or the use, possession or sale of controlled substances, while on duty on or off County property, will be subject to disciplinary action, including immediate dismissal.

6.14 Application of the provisions of this policy to union represented employees will be subject to collective bargaining.

7.0 PROCEDURES:

Disciplinary actions required under the terms of this policy shall be taken in accordance with Section 40 of The Administrative Guidelines for the Career Service as authorized by K.C.C.3.12, or if an employee being disciplined is a member of a union represented bargaining unit, by the terms of the applicable collective bargaining agreement.

8.0 RESPONSIBILITIES:

8.1 Employees are responsible for:

8.1.1 Improving substandard work performance and correcting unacceptable work behavior caused by chemical dependency.

8.1.2 Reporting to their immediate supervisor observations or knowledge of other employees whose ability to perform job duties safely is impaired.

8.1.3 Observing all other provisions of this policy.

8.2 Supervisors are responsible for:

8.2.1 Taking appropriate disciplinary action when an employee has violated any of the terms of this policy.

8.2.2 Approving a medical leave of absence as necessary for an employee who has been or is being admitted to a licensed/ state certified treatment program.

8.2.3 Observing all other provisions of this policy.

8.3 The Personnel Division is responsible for:

8.3.1 Providing necessary consultation and advice to County agencies in determining appropriate disciplinary action when a provision of this policy has been

violated.

9.0 APPENDICES:

None

Updated: September 25, 2001

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Department of Executive Services

King County Administration Building
500 Fourth Avenue, Room 553
Seattle, WA 98104-2337

206-296-1540
206-296-0108 Fax
711 TTY Relay

ACKNOWLEDGEMENT FORM

This is to acknowledge that I have received the following:

- King County Records, Elections and Licensing Services Division Employee Handbook
- Nondiscrimination and Anti-Harassment Executive Policy (PER 22-3-3 – AEP)
- Summary of the King County code of Ethics
- Chemical Dependence and Impairment Policy (PER 15-1 – AEP)
- Domestic Violence in the Workplace (PER 18-5 – AEP)

Printed Name:

JENEE WESTBERG

Signature:

Jeneé Westberg

Date:

6-2-05

Department:

Executive Services

Division:

Records, Elections and Licensing Services

Section:

Return to Division Payroll via your supervisor/section manager.



King County

Department of Executive Services
Records, Elections and Licensing Services Division

Animal Services and Programs Section

21615 - 64th Ave. S
Kent, WA 98032
(206) 296-PETS FAX (206) 205-8043

ACKNOWLEDGEMENT FORM

This is to acknowledge that I have received the following:

King County Records, Elections and Licensing Services Division Employee Handbook

Nondiscrimination and Anti-Harassment Executive Policy (PER 22-3-3 - AEP)

Summary of King County Code of Ethics

Chemical Dependence and Impairment Policy (PER 15-1 - AEP)

Animal Services and Programs Policies and Procedures:

- Animal Shelter Operations
- Adoptions
- Euthanasia
- Defensive Tools
- Animal Control Field Operations

Printed Name:

Jeneé Westburg

Signature:

Jeneé Westburg

Date:

8/18/05

Department:

Executive Services

Division:

Records, Elections and Licensing Services

Section:

Animal Services

February 29, 2008

TO: Investigation File

FM: Melinda Dickie

Subject: Janae Westburg - January 25, 2008 off duty incident

I met with Sergeant Steve Couvion on February 28, 2008 at the Kent Animal Shelter at approximately 2:00 p.m. to discuss with him his involvement with the Janae Westburg arrest incident on January 25, 2008.

JC: I was on call January 24, 2008. At approximately 11:35 p.m., I received a call from a 911 dispatch advising me that they had an individual by the name of Janae Westburg who was claiming to be a KC ACO. I acknowledged that was correct and they told me that a Black Diamond police officer would soon be calling me.

I immediately received a call from a Sergeant Huff with the Black Diamond Police Department asking me if Janae Westburg worked for KC and I said yes. They informed me they had pulled her over for a traffic violation and she had an ACO badge but no photo ID. They advised me they were going to have to impound her vehicle but there was a dog and would I respond to the call and I said yes.

I arrived at Roberts Road and Hwy 168 at approximately 12:05 a.m. on January 25, 2008. Sergeant Huff advised me that they had pulled over Janae because of expired tabs and when they approached the vehicle, there was a heavy smell of marijuana and that Jane had admitted to smoking it and that they had found some pills. They were discussing whether they were going to arrest her on the spot and they had called in to impound the vehicle. The police advised that Janae was very polite and cooperative, answering their questions with no incident.

Janae had asked if I would please take her dog home rather to the shelter but I advised her that I needed to follow policy. I took her dog and loaded it into my truck. After I had finished, Sergeant Huff approached me and said they would be filing charges but would like to release Janae to me and I said okay and I took her and the dog back to her house which was close by.

Janae was not on duty and she was not scheduled to work the next day. Driving her back to her house, she expressed her embarrassment over and how she had been depressed and I advised her to go see EAP. Next business day I advised Al of the incident and at his directive, she has been placed to work in the kennels until the matter is resolved.

Janae Westburg
February 29, 2008
Page 2 of 2

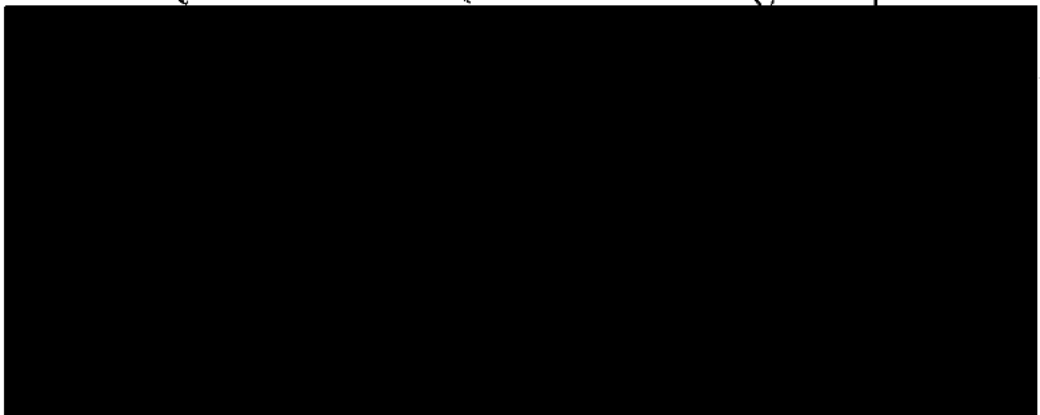
SC: Janae is a field officer and I am her supervisor. She lives and works in the southend. Black Diamond is a contract city with us for animal services. I had never met the police on duty and I do not believe Janae knew her either. I have not had concerns of her ever coming to work under the influence. I have been trained through my experience with the Seattle of City animal services of reasonable suspicion.

I am not certain how it all came about of her being an ACO. Perhaps when they had probable cause they went through her belongings and find the badge then, I do not know.

About 2 – 3 weeks ago, Janae did ask me whether I had heard anything from the Black Diamond police department and I said no. She had not heard anything too.

2/29/08
130 pm

Spoke w/ Susie Stonecker re:



Dickie, Melinda

From: Stockdale, Mark
To: Dickie, Melinda
Cc:
Subject: RE: Confidential
Attachments:

Sent: Wed 3/5/2008 9:39 AM

call me. [REDACTED] 205-6782

-----Original Message-----

From: Dickie, Melinda
Sent: Wednesday, March 05, 2008 9:05 AM
To: Stockdale, Mark
Subject: Re: Confidential

[REDACTED]

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: Stockdale, Mark
To: Dickie, Melinda
Sent: Wed Mar 05 08:53:57 2008
Subject: RE: Confidential

Melinda:

[REDACTED]

--Mark

-----Original Message-----

From: Dickie, Melinda
Sent: Tuesday, March 04, 2008 3:40 PM
To: Stockdale, Mark
Subject: Confidential

[REDACTED]

Sent from my BlackBerry Wireless Handheld

Dickie, Melinda

From: Stockdale, Mark
To: Dickie, Melinda
Cc: Slonecker, Susan
Subject: RE: Confidential
Attachments:

Sent: Wed 3/5/2008 9:28 AM


Melinda:



--Mark

-----Original Message-----

From: Dickie, Melinda
Sent: Wednesday, March 05, 2008 9:05 AM
To: Stockdale, Mark
Subject: Re: Confidential



Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: Stockdale, Mark
To: Dickie, Melinda
Sent: Wed Mar 05 08:53:57 2008
Subject: RE: Confidential

Melinda:



--Mark

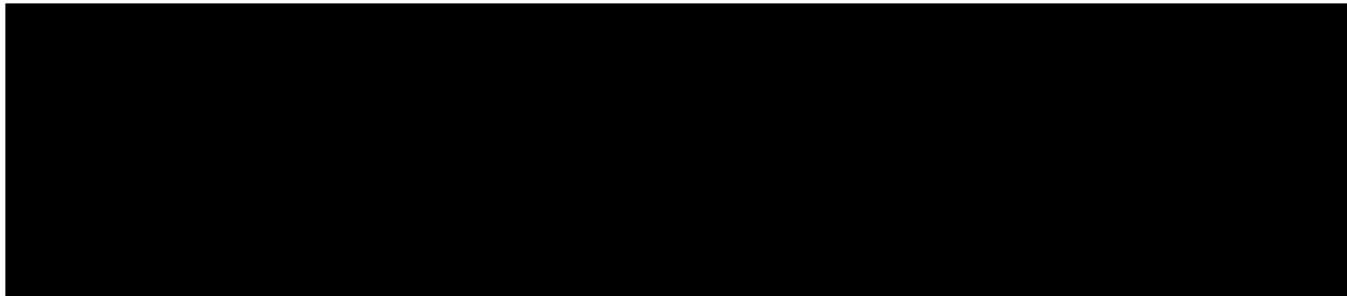
-----Original Message-----

From: Dickie, Melinda

Sent: Tuesday, March 04, 2008 3:40 PM

To: Stockdale, Mark

Subject: Confidential



Sent from my BlackBerry Wireless Handheld

RECEIVED

MAR 05 2008

King County District Court
West Division

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King County District Court
Seattle Division

THE STATE OF WASHINGTON,

Plaintiff,

v.

JENEE AMBER WESTBERG,

Defendant.

No. 58SD0211 SEA

MOTION, FINDING OF PROBABLE
CAUSE AND ORDER DIRECTING
ISSUANCE OF SUMMONS OR
WARRANT

The plaintiff, having informed the court that it is filing herein a Complaint charging the defendant with the crime of **Violation of the Uniform Controlled Substances Act**, now moves the court pursuant to CrR 2.2(a) for a determination of probable cause and

directing the issuance of a summons.

directing the issuance of a warrant for the arrest of defendant.

fixing the bail of the defendant in the amount of _____,
cash or approved surety bond.

directing the release of the defendant, after booking, on his or
her personal recognizance and promise to appear for arraignment at
the scheduled time and date.

DANIEL T. SATTERBERG
Prosecuting Attorney

By: *Mary H. Barbosa* *CANDI PORT 25791 FOR*
Mary H. Barbosa, WSBA #28187
Senior Deputy Prosecuting Attorney

MOTION, FINDING OF PROBABLE CAUSE AND
ORDER DIRECTING ISSUANCE OF SUMMONS OR
WARRANT - 1

Daniel T. Satterberg, Prosecuting Attorney
District Court, West Division
W554 King County Courthouse, 516 Third Ave
Seattle, Washington 98104
(206) 296-9540, FAX (206) 296-2901



King County

Records, Elections and Licensing Services Division

Department of Executive Services
King County Administration Building
500 Fourth Avenue, Room 553
Seattle, WA 98104-2337
206.296.1540 Fax 206.296.0108
TTY Relay: 711

FAX TRANSMITTAL

Date _____

Number of pages (including cover sheet) _____

TO:

Phone _____

Fax _____

FROM:

Phone _____

Fax Phone 206-296-0108

REMARKS: Urgent For your review Reply ASAP Please Comment

Large empty rectangular area for entering remarks.

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MAR 05 2008
King County District Court
West Division

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King County District Court
Seattle Division

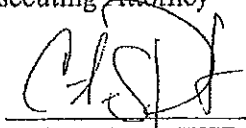
THE STATE OF WASHINGTON,)
)
) Plaintiff,)
) v.) No. 58SD0211 SEA
))
 JENEE AMBER WESTBERG,) COMPLAINT
))
))
))
))
) Defendant.)

I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse JENEE AMBER WESTBERG of the crime of **Violation of the Uniform Controlled Substances Act**, committed as follows:

That the defendant JENEE AMBER WESTBERG in King County, Washington, on or about January 24, 2008, unlawfully and feloniously did possess Hydrocodone, a controlled substance and narcotic drug;

Contrary to RCW.69.50.4013, and against the peace and dignity of the State of Washington.

DANIEL T. SATTERBERG
Prosecuting Attorney

By:  CINOI PORT 25791 FOR
Mary H. Barbosa, WSBA #28187
Senior Deputy Prosecuting Attorney

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MAR 05 2008

King County District Court
West Division

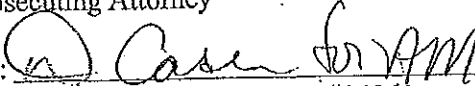
King County District Court
Seattle Division

THE STATE OF WASHINGTON,)	
)	
v.	)	No. 58SD0204 SEA
)	
BRITTNIE MORGAN REED,)	
	)	MOTION; FINDING OF PROBABLE
	)	CAUSE AND ORDER DIRECTING
	)	ISSUANCE OF SUMMONS OR
Defendant.	)	WARRANT

The plaintiff, having informed the court that it is filing herein a Complaint charging the defendant with the crime of **Forgery** now moves the court pursuant to CrR 2.2(a) for a determination of probable cause and

- directing the issuance of a summons.
- directing the issuance of a warrant for the arrest of defendant.
- fixing the bail of the defendant in the amount of _____, cash or approved surety bond.
- directing the release of the defendant, after booking, on his or her personal recognizance and promise to appear for arraignment at the scheduled time and date.

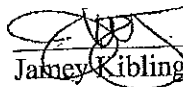
DANIEL T. SATTERBERG
Prosecuting Attorney

By: 
Adrienne D. McEntee, WSBA #34061
Deputy Prosecuting Attorney

MOTION, FINDING OF PROBABLE CAUSE AND
ORDER DIRECTING ISSUANCE OF SUMMONS
OR WARRANT - 1

Daniel T. Satterberg, Prosecuting Attorney
COMPLEX PROSECUTIONS AND INVESTIGATIONS DIVISION
500 Fourth Avenue, Room 840
Seattle, WA 98104-2337
(206) 296-9010 FAX (206) 296-9009

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me this 15th day of February, 2008, at Black Diamond, King County, Washington.



Jamey Kiblinger, Assistant Police Chief
Black Diamond Police Department

2/15/2008
Date

Certification for Determination of Probable Cause

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CAUSE NO. 58SD0211 SEA

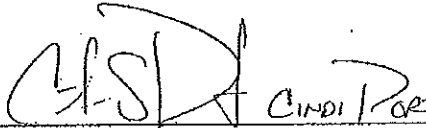
PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
CONDITIONS OF RELEASE

The Certification for Determination of Probable Cause prepared by Assistant Police Chief Jamey Kiblinger of the Black Diamond Police Department regarding defendant Jenee A. Westberg is incorporated by reference.

REQUEST FOR BAIL

The defendant appears eligible for expedited filing into District Court. The State requests that the court issue a summons directing the defendant to appear for court. The State is not aware of any criminal history for this defendant.

Signed this 28 day of FEB, 2008.


CINDI PORT 25791 FOR
Mary H. Barbosa, WSBA #28187

STATE OF WASHINGTON
COUNTY OF KING
CITY OF _____

SUMMONS / SUBPOENA / NOTICE

King County District Court
State of Washington
Seattle Division
518 3rd Avenue
E-327 King County Courthouse
Seattle, WA 98104
(206) 296-3565

Case Assigned To:
SPEARMAN, MARIANE C
Judge:

Courtroom: SEA Room E-312

VS. WESTBERG, JENEE AMBER

DEFENDANT'S NAME	CITATION NO.	CITATION DATE	NOTICE DATE	VIOLATION(S)
WESTBERG, JENEE AMBER	58SD00211 KPA	01/24/2008	03/06/2008	CONT SUBS NO PRESCRIPTION-FE

IN THE NAME OF THE STATE OF WASHINGTON, YOU ARE HEREBY SUMMONED AND
REQUIRED TO APPEAR AT THIS COURT ON THE DATE AND TIME BELOW.
ACCOMMODATIONS ARE AVAILABLE TO PEOPLE WITH DISABILITIES UPON REQUEST.

DATE 03/21/2008 AT 08:45 AM FOR CC:

WESTBERG, JENEE AMBER
32830 SE 309TH ST
RAVENSDALE WA 98051

ARRAIGNMENT Officer: _____
 TRIAL Defense Atty: _____
 SENTENCING Bondsman: _____
 HEARING _____

FAILURE TO OBEY THIS SUMMONS MAY RESULT IN THE ISSUANCE OF A WARRANT
FOR YOUR ARREST.

DEFENDANT'S COPY

CLERK OF THE COURT / JUDGE / COMMISSIONER / CLERK



KCDCF #35/98
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RECEIVED
08 MAR 18 PM 4:10
KING COUNTY
DISTRICT COURT
SEATTLE DIVISION

DISTRICT COURT, KING COUNTY

SEATTLE DIVISION

IN AND FOR THE STATE OF WASHINGTON

STATE OF WASHINGTON,	) Case No. 58SD00211
)
Plaintiffs,)
)
vs.	) NOTICE OF APPEARANCE, WAIVER OF
	) ARRAIGNMENT, DEMAND FOR JURY
JENEE AMBER WESTBERG,	) TRIAL, DEMAND FOR DISCOVERY,
	) BILL OF PARTICULARS and OMNIBUS
Defendants.	) APPLICATION
)
)
)
)
)

TO: Clerk of the Above-entitled Court; and
TO: City Prosecuting Attorney:

PLEASE TAKE NOTICE that the below-named attorney hereby enters his appearance on behalf of the DEFENDANT. THE DEFENDANT HEREBY ENTERS A PLEA OF NOT GUILTY, WAIVES ARRAIGNMENT AND DEMANDS A JURY TRIAL.

ORIGINAL

RHODES & MERYHEW, LLP
600 1st Avenue, Suite 410
Seattle, WA 98104
(206)264-1590
Fax (206)264-1593

1 **FURTHER, PLEASE TAKE NOTICE** that, pursuant to the authority
2 of CrRLJ 4.7, CrRLJ 4.7, CrRLJ 6.13(c) (2), King County District
3 Court Rules CT-10 and 11, ER 705, RCW 10.58.010, 10.37.050, it
4 seq., 46.61.502, .504 and .506, 42.17.260, the Fourth, Fifth,
5 Sixth and Fourteenth Amendments to the United States
6 Constitution, and Article 1, Sections 3, 7, 29, and 30, and the
7 Tenth Amendment to the Washington State Constitution;

8 **THE DEFENDANT HEREBY MAKES THE FOLLOWING DEMANDS, MOTIONS,**
9 **AND REQUESTS FOR DISCOVERY IN THE MATTER(S) PENDING UNDER THIS**
10 **cause number:**

11 A written Bill of Particulars, including a description
12 of all facts upon which the prosecution intends to rely to
13 support the charge pending against the defendant, and a
14 statement of the specific statute under which the defendant is
15 charged;

16 Copies of any and all police or investigative reports
17 and statement of claimed experts made in connection with this
18 particular case, including results of physical or mental
19 examinations and scientific test, experiments, or comparisons
20 made in connection with the defendant's arrest;

21 The names and addresses of any and all persons whom
22 the plaintiff intends to call as witnesses at the hearing or
23 trial, together with any and all written or recorded statements,
24 and the substance of any oral statements of such witnesses,
25 together with a summary of the expected testimony of any witness
26 the plaintiff intends to call if the substance of the expected
27 testimony is not contained in the materials otherwise provided;

28 Copies of any and all forms read to or signed by the
defendant containing information regarding his rights under
CrRLJ 3.1 and/or RCW 46.61.506 and 46.20.308, including
information regarding the claimed basis for the arrest of the
defendant and allegedly rise to the mandatory provisions of RCW
46.20.308;

 Copies of any written or recorded statements and the
substance of any oral statement made by the Defendant, and take
notice that the Defendant hereby demands a hearing pursuant to
CrRLJ 3.5 if the prosecution intends to offer any such
statements in its case in chief;

 A list of, copies of, and access to any books, papers,

1 documents, photographs, or tangible objects which the
Prosecuting Attorney intends to use in the hearing or trial;

2 Any record or prior criminal conviction known to the
Prosecuting Attorney of the defendant;

3 Any material or information within the Prosecutor's
4 knowledge which tends to negate the defendant's guilt as to the
offense charged;

5 That the Officer involved in this citation and also
6 the technician that certified the radar and timing instruments
involved in this matter be present at the Contested Hearing for
7 the above-captioned case.

8 Any expert witness whom the Prosecuting Attorney will
or may call at the hearing or trial, the subject of their
9 testimony, and any reports they have submitted to the
Prosecuting Attorney;

10 A copy of any tape recording of radio or telephone
11 communications made over or through the '911' system and
relating to the identity, investigation, detention, arrest and
12 booking or charging of the defendant;

13 Timely inspection and an opportunity to photograph
14 both the breath analysis instrument and the location of the
instrument used to test a sample of the defendant's breath
15 herein;

16 A copy of the permit issued by the state Toxicologist
to the operator who administered any tests of the defendant's
17 breath, blood, urine, or other bodily substance, the effective
dates of that permit, together with a description of the
18 training taken by that operator which qualified him/her for
certification, along with the dates and places that training was
19 completed;

20 A copy of the most current record of the breath
testing device's maintenance and certification records,
21 including repairs, replacement of parts, unscheduled maintenance
and reports of any malfunctions or difficulties entered into the
22 records and station logs by any person whomsoever in the history
of the instrument's use, including but not limited to, the
23 following:

24
25 Inventory Records(s);

26 Preliminary Evaluation(s);

27 Certification(s);

28 Evaluation/Certification procedure(s)

- 3 -

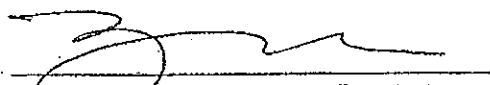
RHODES & MERYHEW, LLP
600 1st Avenue, Suite 410
Seattle, WA 98104
(206)264-1590
Fax (206)264-1593

1- (including WSP-CL-221);
2 Repair Form(s) (including WSP-CL-223);
3 Telephone complaint forms;
4 Calibration Checks and Printouts;
5 Supervisory Control Tests and Printouts;
6 Disparity Tests;
7 A copy of the results of all breath tests performed
8 on the instrument used to test the defendant's breath in this
9 case;
10 A copy of the results of all tests performed on the
11 simulator solution ('external batch') actually used in the test
12 of the defendant's breath before and after the date of the test
13 administered in this case together with copies of all such
14 simulator solution test results from all machines in which that
15 solution batch number has been used;
16 Preservation and access to a sample, for analysis, of
17 the solution known as the external standard, reference standard,
18 or simulator solution which was actually used in the
19 administration of the breath test to the defendant herein;
20 Copies of all administrative staff manuals, memoranda
21 or instructions to staff of the State Toxicologist, Washington
22 state Patrol, and/or prosecuting authority relating to the
23 testing of blood, breath, or urine for the determination of the
24 alcohol content thereof;
25 Copies of all technical manuals, training manuals,
26 operator manuals, and maintenance manuals and any other written
27 materials relating to the prosecution of WUI cases and
28 administration of blood or breath alcohol tests;
The production of any expert witness or other witness
who has submitted a written report pursuant to CrRLJ 6.13 is
hereby demanded at hearing or trial along with a copy of his or
her certification permit, together with the effective dates
thereof, together with all information requested in paragraph 37
above;
Demands trial within the time period required by
CrRLJ 3.3, objects to any trial date not so set and moves the
court for an order setting a speedy trial date;
Defendant further objects to the failure of the
prosecution to properly verify the complaint herein, objects to
the untimely filing of same and moves to dismiss all charges
ending herein.

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YOU ARE FURTHER NOTIFIED that the failure to comply with these requests will result in the Defendant moving for appropriate relief at time of hearing or trial.

DATED this 13th day of March, 2008



Brad Meryhew, WSBA# 26797
Attorney for Defendant

KING COUNTY DISTRICT COURT
West Division, Seattle Courthouse

Filed at Seattle Courthouse
MAR 21 2008

STATE OF WASHINGTON COUNTY OF KING/CITY OF		NO: <u>585D0211 CPA</u>
VS.	Plaintiff	STATEMENT OF DEFENDANT'S RIGHTS AT ARRAIGNMENT
<u>Westberg, Jewee</u>	Defendant	CHARGES: _____ DATE OF VIOLATION: _____

I am charged with a criminal offense that carries a possible jail sentence. I understand that I have the following rights:

1. I am presumed innocent of any charge until the charge is proven beyond a reasonable doubt;
2. I have the right to a speedy trial. If I am held in jail before trial I must be brought to trial within 60 days after the date of my arraignment. If I am released from jail before trial I must be brought to trial within 90 days after the date of my arraignment;
3. I have a constitutional right to a jury trial unless I specifically give up that right by signing a jury trial waiver;
4. I have the right to see, hear and question all witnesses who testify against me;
5. I have the right to call witnesses on my behalf. I may have the Court subpoena witnesses to appear and testify at no prior expense to me;
6. I have the right to testify on my own behalf. I also have the right to remain silent and not give testimony or present any evidence in my defense. My silence cannot be used against me;
7. I have the right to be represented by an attorney of my own choosing at all proceedings. If, after I am screened, it is determined that I cannot afford an attorney, one will be appointed for me. Even though I do not have an attorney at arraignment I do not waive my right to an attorney at any later proceeding;
8. If I feel I cannot have a fair trial because of the bias or prejudice of a particular judge, I have the right to ask for a different judge within 10 days of actual notice of assignment to that judge. I am only entitled to one change of judge;
9. I have the right of appeal from any judgment of Guilty entered by this Court. To begin the appeal I must file a written Notice of Appeal in this Court within 30 days of the judgment;
10. If I plead Guilty, I give up or waive all of the rights listed above except the right of representation by an attorney.
11. If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

I have read the above rights and understand them.

Jewee Westberg
Defendant's Signature
32830 SE 309 ST
Street Address
Ravensdale, Wa. 98051
City, State, Zip Code

3-21-08
Date
206 380-2191
Home Telephone Number
206 351-3981
Work Telephone Number

MS
JUDGE Mariane C Spearman

KING COUNTY DISTRICT COURT
West Division-Seattle Courthouse
STATE OF WASHINGTON

RECEIVED

MAR 21 2008

JUDGE
MARIANE SPEARMAN

CITY OF
State of Washington

Plaintiff,

No. JB500211 SEA

vs.

Westberg, Jewee

Defendant,

AFFIDAVIT OF PREJUDICE

I. MOTION

1.1 I, Jewee Westberg, move the court for an order for change of judge.

1.2 I believe that a fair and impartial trial in this case cannot be had before

Judge Chow

II. CERTIFICATION

I certify under perjury under the law of the State of Washington that the foregoing statements in the motion are true and correct. (RCW 9A.72.085).

Dated at 3/21/08, Washington on

Jewee Westberg
signature
DEFENDANT
Name and Title

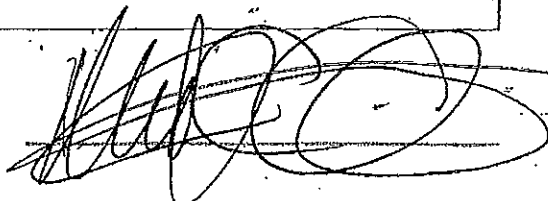
III. ORDER

The motion is:

Granted

Denied because:

Date:



SEATTLE DIVISION

Filed at Seattle Courthouse

STATE OF WASHINGTON,
COUNTY OF KING,
CITY OF _____

Plaintiff,

Westberg, J.
Defendant.

No. _____

MAR 21 2008
5850211

ADDITIONAL CONDITIONS OF
RELEASE PENDING
 TRIAL SENTENCING PRE TRIAL

COPY TO: _____

The Court has found probable cause.

IT IS HEREBY ORDERED THAT THE DEFENDANT SHALL APPEAR ON:

4-21-08 at 10:15 a.m. E312
(date) (time) (a.m./p.m.) (court)

THE FOLLOWING ADDITIONAL CONDITIONS OF RELEASE ARE ORDERED AND IMPOSED ON THE DEFENDANT IN THE ABOVE-ENTITLED CASE:

- Do not drive without a valid license and insurance.
- Do not drive any vehicle without a functioning interlock device (to be installed within 15 days of today's date). Proof of installation must be provided to the Court at the next hearing.
 A copy of the standing ignition interlock order is attached.
- Do not consume alcohol, controlled substances, or non-prescribed medications.
- Attend at least _____ self-help groups (e.g. AA/NA) per week. (Provide proof to the Court at each hearing). [If the defendant files an alcohol/drug evaluation from a state-certified agency stating that the defendant has No Significant Problem (NSP) with alcohol/drugs, this condition is thereafter waived.]
- Within _____ days enroll in and comply with SP1 SP2 treatment program. (Provide proof to the Court of enrollment and attendance at each hearing).
- Within _____ days enroll in and comply with Relapse Prevention treatment. (Provide proof to the Court at each hearing).
- Within _____ days be evaluated at a state-approved alcohol treatment agency and immediately enroll in and comply with any recommended treatment program. (Provide proof to the Court at each hearing).
- Do not possess any firearms or dangerous weapons. If you currently have any of these items in your possession, they must be turned over to the police department or person approved by the Court, _____, for safekeeping.
- Other: _____

Dated this 21st day of MARCH, 2008

Judge [Signature]

I have read the above conditions of release and agree to follow these conditions. I understand that violation may lead to the forfeiture of any bond posted and the issuance of a warrant for my arrest.

[Signature]
Defendant

58SD0211

WITNESS SHEET

STATE OF WASHINGTON

v.

JENEE AMBER WESTBERG

Address: 32830 Southeast 309th Street, Ravensdale, WA 98051

Victim:

Judge:

Charge: Violation of the Uniform Controlled Substances Act

Deputy: Mary H. Barbosa

Bond: Summons

Police Agency and Case Number: Black Diamond Police Department
08-59

RECEIVED
MAR 05 2008
King County District Court
West Division

EXPEDITED CASE: No witnesses to be subpoenaed; case will be filed direct in Superior Court unless there is disposition by plea to reduced charge.

585D0211

RECEIVED

MAR 05 2008

King County District Court
Criminal Division

**BLACK DIAMOND POLICE DEPARTMENT
CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE**

That my name is Jamey Kiblinger and that I am a commissioned Assistant Police Chief for the City of Black Diamond Police Department, and that I have reviewed the investigation conducted in Black Diamond Police case number 08-00059 and;

That there is probable cause to believe that Jenee A. Westberg committed the crimes of Violation of the Uniform Controlled Substance Act (2 counts), Possession of a Legend Drug and Possession of Drug Paraphernalia and;

That this belief is based upon the following facts and circumstances: On January 24th 2008, at approximately 2241 hours, Sergeant Heather Dunn of the Black Diamond Police Department made a lawful traffic stop on a vehicle in which Westberg was the driver at the intersection of Roberts Drive and 3rd Avenue, Black Diamond, King County, Washington. During the initial contact with Westberg, Sergeant Dunn noticed a strong odor of marijuana coming from inside the vehicle. Westberg advised she had recently purchased the vehicle and was on her way home after riding her horse. During investigation into the suspected odor and prior to arrest, Westberg handed officers a glass smoking pipe which she advised she had just used to smoke the marijuana and still contained a partially burnt "bowl" of marijuana. Subsequently Westberg was arrested for investigation of possession of marijuana and read her Miranda warning, which she stated she understood and agreed to speak to officers. Incident to arrest, Sergeant Dunn searched Westberg's purse that was located on the passenger seat inside the vehicle. Inside the purse four prescription bottles were located, none of which were prescribed to Westberg. The bottles descriptions and contents, which were later verified by Sergeant Dunn through phone contact with Poison Control, are described as the following; 1) Prescription bottle with partially torn label containing 17 pills, listed to contain Hydrocodone (a Schedule II drug). 2) Prescription bottle prescribed to Sarah Woodruff containing 1 pill, listed to contain Propoxyphene, a generic type of Darvocet (a Schedule IV drug). 3) Prescription bottle distributed from Wilderness Vet Clinic with 7.5 unknown pills. 4) Prescription bottle with removed label containing 6 pills of Ibuprofen 800 (a Legend Drug). Westberg advised Sergeant Dunn that Woodruff had given her the Propoxyphene and that she was taking all of the drugs due to an injury while at work.

Westberg was in possession of Hydrocodone without a valid prescription, a violation of RCW 69.50.4013 (1), a schedule II controlled substance as defined in RCW 69.50.206 (b) (x) and also was in possession without a valid prescription of Propoxyphene, a violation of RCW 69.50.4013 (1), a schedule IV controlled substance as defined in RCW 69.50.210 (a) (2), both Class C Felonies. Furthermore, Westberg possessed without a prescription, Ibuprofen 800 a non scheduled Legend Drug, a violation of RCW 69.41.030 and possessed drug paraphernalia to ingest a controlled substance (marijuana), a violation of RCW 69.50.4121, both Misdemeanors.

KING COUNTY DISTRICT COURT
West Division-Seattle Courthouse
STATE OF WASHINGTON

RECEIVED

APR 21 2008

JUDGE
MARIANE SPEARMAN

STATE OF WASHINGTON

No. 58500211 SEA
Waiver of Time for Trial and Setting

Plaintiff,

vs.

Jemie Westley

Defendant,

- Pre-Trial
- Motion Hearing
- Jury Readiness

(Clerk's action required)

I am aware that I have the right to a trial within 60 days of the commencement date if I am in jail on this case, or 90 days of the commencement date if I am not in jail on this case. I wish to give up this right and I agree that the new commencement date is 4/21/08
 I understand that the expiration date is 7/21/08

Next court date is 5/20/08 Time: 8:45 am
#E312

Signed 4/21/08 [Signature]
 Judge Mariane Spearman

[Signature] 38201
 Deputy Prosecutor WSBA No.

I have explained this waiver to my client. I am satisfied that s/he understands it and is voluntarily waiving his/her right as set forth above.

[Signature] 31088 [Signature]
 Attorney for Defendant WSBA No. Defendant

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

_____ Date _____ King County, Washington

Interpreter Waiver of Time for Trial (effective 1 September 2003)

— off-record —

SUPERFORM

CCN/JCN NUMBER	B/A NUMBER	PCN NUMBER
AGENCY: <input type="checkbox"/> UNINCORPORATED KING COUNTY <input checked="" type="checkbox"/> CITY OF BLACK DIAMOND		08-00059 CASE NUMBER
		_____ FILE NUMBER

DATE OF ARREST/TIME 01/24/08 2241hours	BOOKING DATE/TIME	ARREST LOCATION Roberts DR and 3 rd AVE, Black Diamond WA
NAME (LAST, FIRST, MIDDLE/JR., SR., 1 st , 2 nd) Westberg, Jenee Amber		ALIAS, NICKNAMES
IDENTITY IN DOUBT? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	DOB 01/30/76	SEX F
RACE W	HGT 5-03	WGT 128
EYES Brn	HAIR Brn	SKIN TONE fair
SCARS, MARKS, TATTOOS, DEFORMITIES		ARMED/DANGEROUS YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
LAST KNOWN ADDRESS 32830 SE 309 th ST, Ravensdale WA 98051		CITY STATE ZIP RESIDENCE PHONE 360 886-1645
BUSINESS PHONE 206 380-2191		CITIZENSHIP US
OCCUPATION King County Animal Control	EMPLOYER, SCHOOL (ADDRESS, SHOP/UNION NUMBER)	SOCIAL SECURITY NUMBER
DRIVER'S LICENSE # WESTBJA245BT	STATE WA	AFIS #
FBI #	STATE ID #	
VEHICLE LICENSE #	STATE	YEAR
MAKE	MODEL	VEHICLE LOCATION
PERSON TO BE CONTACTED IN CASE OF EMERGENCY		RELATIONSHIP
ADDRESS		CITY STATE PHONE
1) OFFENSE <input type="checkbox"/> DV VUCSA Possession (2 counts)	RCW/ORD# RCW 69.50.4013	COURT/CAU#
2) OFFENSE <input type="checkbox"/> DV	RCW/ORD#	COURT/CAU#
3) OFFENSE <input type="checkbox"/> DV	RCW/ORD#	COURT/CAU#
4) OFFENSE <input type="checkbox"/> DV	RCW/ORD#	COURT/CAU#
ANY OTHER/ADDITIONAL CHARGES Poss of Legend Drug/Paraphernalia	CRIMINAL TRAFFIC CITATION ATTACHED? YES <input type="checkbox"/> NO <input type="checkbox"/>	ACCOMPLICES
LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL		
LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE YES <input type="checkbox"/> NO <input type="checkbox"/> IF YES DESCRIBE: (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #) King County District Court		
TOTAL CASH OF ARRESTEE \$ 0	WAS CASH TAKEN INTO EVIDENCE? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> AMOUNT: \$	SIGNATURE OF JAIL STAFF RECEIVING ITEMS/SERIAL # MAR 05 2008
ARRESTING OFFICER/SERIAL # Sgt. H. Dunn #1506	TRANSPORTING OFFICER/SERIAL #	SUPERVISOR SIGNATURE/SERIAL #
SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #) <i>H. Dunn 1506</i>		CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME/SERIAL #/PHONE) Sgt. Heather Dunn (253) 631-1012
MISDEMEANOR BOOKINGS: Complete to this line. FELONY BOOKINGS: Complete both sides. OBJECTION TO RELEASE (MISDEMEANOR OR FELONY) IS ON REVERSE SIDE.		
COURTY	SUPERIOR COURT <input type="checkbox"/>	IN CUSTODY
FILE	FILING INFO. <input type="checkbox"/>	AT LARGE
WARRANT	<input type="checkbox"/>	OUT ON BOND
INFO / EXTRADITE	COURT/DIST.	DIST. CT.
	CT.NO.	BOND \$
	WARRANT DATE	OFF CODE OFFENSE
	AMOUNT OF BAIL	FELONY <input type="checkbox"/> BENCH <input type="checkbox"/>
		MISD <input type="checkbox"/> ARREST <input type="checkbox"/>
	POLICE AGENCY ISSUING	COURT
	WARRANT RELEASED TO: SERIAL UNIT DATE TIME	
	PERSON APPROVING EXTRADITION	SEAKING-LOCAL ONLY WACIC-STATE WIDE <input type="checkbox"/>
		NCIC-WILL EXTRADITE FROM ID & OR ONLY <input checked="" type="checkbox"/>
		NCIC-WILL EXTRADITE FROM OR, ID, MT, WY, CA, NV, UT, CO, AZ, NM, HI, AK <input type="checkbox"/>
	CCN# _____	DOE _____
	WAC# _____	TOE _____
	NIC# _____	OP# _____
		C L E A R A N C E

16.4. Cause for Disciplinary Action

A career service employee may be disciplined by the appointing authority for any of the following causes, or for any other justifiable cause:

- 1. Dishonesty, including but not limited to dishonesty in securing appointment*
- 2. Incompetence*
- 3. Inefficiency*
- 4. Unauthorized absence, including patterns of continual tardiness*
- 5. Neglect of duty*
- 6. Insubordination*
- 7. Consumption of or being under the influence of alcohol or other drugs while on duty*
- 8. Conviction of a crime*
- 9. Disorderly conduct while on duty*
- 10. Negligent, reckless or knowing damage to or waste of public property*
- 11. Violation of any of the provisions of applicable federal or state law relating to political activities*
- 12. Negligent, reckless or knowing violation of any of the provisions of the personnel guidelines*
- 13. Violation of any lawful order, directive, or policy of a superior, including but not limited to the Executive, department directors and division [directors], or a violation of the Employee Code of Ethics.*

(KCC 3.12.270 A)

16.5. Written Notice

A. In any disciplinary action against a career service employee, pertinent information will be reduced to written form by the appointing authority and a copy provided to the employee and to the [Human Resources Director]. The written notice shall state the following:

- 1. The reason for discipline*
- 2. The facts supporting the discipline*
- 3. The form of discipline to be imposed*
- 4. The effective date of the discipline*

Standard

- ddd lvl of

accountability

contract w/

Black 

delay



Virginia Kirk



RECEIVED

MAY 20 2008

JUDGE
MARIANE SPEARMAN

STATE OF WASHINGTON

King County District Court
West Division, Seattle Courthouse

No. 58SD0211

Plaintiff

Statement of Defendant on Plea of
Guilty

Jewee Westberg vs. Westberg
Defendant.

Count 1: Attempted Murder

Count 2: _____

Count 3: _____

1. My true name is Jewee Westberg

2. My age is 32

3. I went through the 12th grade.

4. ~~I Have Been Informed and Fully Understand that:~~

(a) I have the right to representation by a lawyer and that if I cannot afford to pay for a lawyer, one will be provided at no expense to me.

(b) I am charged with: Attempted Murder

The elements are: Taking a substantial step towards prom-
ise of a certain murder.

5. ~~I Understand That I Have the Following Important Rights, and I Give Them All Up by Pleading Guilty:~~

(a) The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed;

(b) The right to remain silent before and during trial, and the right to refuse to testify against myself;

- (c) The right at trial to hear and question the witnesses who testify against me;
- (d) The right at trial to testify and to have witnesses testify for me. These witnesses can be made to appear at no expense to me;
- (e) I am presumed innocent unless the charge is proven beyond a reasonable doubt or I enter a plea of guilty;
- (f) The right to appeal a finding of guilt after a trial.

6. **In Considering the Consequences of my Guilty Plea, I Understand That:**

- (a) The crime with which I am charged carries a maximum sentence of 365 days in jail and a \$ 5000 fine.
- (b) The prosecuting authority will make the following recommendation to the judge:
4900
365/360 5000/5000 @ fine, [scribble], Local Reg Fund 1000
No Criminal law violations / [scribble]
- (c) The judge does not have to follow anyone's recommendation as to sentence. The judge can give me any sentence up to the maximum authorized by law no matter what the prosecuting authority or anyone else recommends.
- (d) The judge may place me on probation for up to five years if I am sentenced under RCW 46.61.5055 or up to two years for all other offenses and impose conditions of probation. If the court orders me to appear at a hearing regarding my compliance with probation and I fail to attend the hearing, the term of probation will be tolled until I appear before the court on the record.
- (e) The judge may require me to pay costs, fees and assessments authorized by law. The judge may also order me to make restitution to any victims who lost money or property as a result of crimes I committed. The maximum amount of restitution is double the amount of the loss of all victims or double the amount of my gain.
- (f) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

*Defendant asks
365/360
@
Defendant understands the
1 year
not agreed*

Notification Relating to Specific Crimes. If any of the Following Paragraphs Apply, the Box Should Be Checked and the Paragraph Initialed by the Defendant.

- (g) The crime of _____ has a mandatory minimum sentence of _____ days in jail and \$ _____ fine plus costs and assessments. The law does not allow any reduction of this sentence.
- (h) If this crime involves a sexual offense, prostitution, or a drug offense associated with hypodermic needles, I will be required to undergo testing for the human immunodeficiency (AIDS) virus.
- (i) This plea of guilty will result in suspension or revocation of my driving license or privilege by the Department of Licensing for a period of _____. This period may not include suspension or revocation based on other matters.

- (j) I understand that I may not possess, own, or have under my control any firearm unless my right to do so is restored by a court of record and that I must immediately surrender any concealed pistol license. RCW 9.41.040.
- (k) If this crime involves a drug offense, my eligibility for state and federal education benefits will be affected. 20 U.S.C. § 1091(r).
- (l) If this case involves driving while under the influence of alcohol and/or being in actual physical control of a vehicle while under the influence of alcohol and/or drugs, I have been informed and understand that I will be subject to
- the penalties described in the "DUI" Attachment.
OR
- these penalties: The mandatory minimum sentence of _____ days in jail, _____ days of electronic home monitoring and \$ _____ monetary penalty. I may also be required to drive only motor vehicles equipped with an ignition interlock device as imposed by the Department of Licensing and/or the court. My driving privilege will be suspended or revoked by the Department of Licensing for the period of time stated in paragraph 6(i). In lieu of the minimum jail term, the judge may order me to serve _____ days in electronic home monitoring. If I do not have a dwelling, telephone service, or any other necessity to operate electronic home monitoring; if I live out of state; or if the judge determines I would violate the terms of electronic home monitoring, the judge may waive electronic home monitoring and impose an alternative sentence which may include additional jail time, work crew or work camp.
- (m) I understand that if this crime involves sexual misconduct with a minor in the second degree, communication with a minor for immoral purposes, or attempt, solicitation or conspiracy to commit a sex offense, or a kidnapping offense involving a minor, as defined in RCW 9A.44.130, I will be required to register with the county sheriff as described in the "Offender Registration" Attachment.
- (n) If this crime involves stalking, harassment or communication with a minor for immoral purposes, I will be required to have a biological sample collected for purposes of DNA identification analysis. RCW 43.43.754.
- (o) **Travel Restrictions:** I understand that I will be required to contact my probation officer, the probation director or designee, or the court if there is no probation department, to request permission to travel or transfer to another state if I am placed on probation for one year or more and this crime involves: (i) an offense in which a person has incurred direct or threatened physical or psychological harm; (ii) an offense that involves the use or possession of a firearm; (iii) a second or subsequent misdemeanor offense of driving while impaired by drugs or alcohol; (iv) a sexual offense that requires the offender to register as a sex offender in the sending state. I understand that I will be required to pay an application fee with my travel or transfer request.

7. I plead guilty to the crime(s) of Attorney Misconduct as charged in the complaint(s) or citation(s) and notice. I have received a copy of that complaint or citation and notice.

8. I make this plea freely and voluntarily.

9. No one has threatened harm of any kind to me or to any other person to cause me to make this plea.
10. No person has made promises of any kind to cause me to enter this plea except as set forth in this statement.
11. The judge has asked me to state in my own words what I did that makes me guilty of this crime. This is my statement:
On or about June 29, 2008 in King County, I took a substantial
step towards proving a schedule I narcotic to wit Hydrocodone.
 Instead of making a statement, I agree that the court may review the police reports and/or a statement of probable cause supplied by the prosecution to establish a factual basis for the plea.
12. My lawyer has explained to me, and we have fully discussed, all of the above paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on Plea of Guilty." I have no further questions to ask the judge.

Date: 5/20/08

Jamie W. [Signature]
 Defendant

I have read and discussed this statement with the defendant and believe that the defendant is competent and fully understands the statement.

[Signature]
 Prosecuting Authority
M. [Signature] Korit 38301
 Type or Print Name WSBA No.

[Signature]
 Defendant's Lawyer
[Signature] 31029
 Type or Print Name WSBA No.

The foregoing statement was signed by the defendant in open court in the presence of the defendant's lawyer and the undersigned judge. The defendant asserted that (check the appropriate box):

- (a) The defendant had previously read; or
 (b) The defendant's lawyer had previously read to him or her; or
 (c) An interpreter had previously read to the defendant the entire statement above and that the defendant understood it in full.

I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. Defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged.

Dated: 5/20/08

[Signature]
 Judge

King County District Court, State of Washington, West Division
Seattle Courthouse

STATE OF WASHINGTON; COUNTY OF KING
CITY OF

Plaintiff,

No. 58SD0211

ORDER OF JUDGMENT & SENTENCE FOR THE
CRIME(S) OF:

vs.

1) Attempted VUCSA

Westberg, Jenee Amber Defendant. 2)

DOV before 7/27/03 Year of Violation 2002 2003 2004 2005 2006 2007 2008

The Defendant pled guilty, or pled not guilty, and the verdict of the jury was guilty, or the finding of the court was guilty; therefore, the defendant is ADJUDGED guilty and sentenced as follows:

Sentence is deferred for a period of 12 months for Count(s) _____ on the following conditions:

The Court sentences the defendant to:

Count 1) _____ days of jail and suspend _____ days; and \$ 250 fine and suspend \$ 0 ;

Count 2) _____ days of jail and suspend _____ days; and \$ 0 fine and suspend \$ 0 ;

This crime involves stalking, harassment or communication with a minor for immoral purposes. The defendant shall have a biological sample collected for purposes of DNA identification analysis.

FINE

Defendant Shall pay to the Clerk of this Court:

Pay a Fine of..\$ 250 Assessments..\$ 262.5 Warrant Fee \$ _____

Sentence Compliance Fee (6months/\$120, 12 months/\$240, 24 months/\$480)..\$ 240

Criminal Conviction/Filing Fee..\$ 43.00

Pay fine within 30 days to: KCDC 516 3rd Ave, Rm 340, Seattle, Wa 98104 or contact Signal Management for payment arrangements. Failure to keep this agreement will result in the Court imposing an additional penalty. If this account becomes delinquent, it will be referred to a collection agency for collection enforcement.

Total...\$ 795.5

CONDITIONS

No criminal violations of the law No alcohol related infractions.

Other:

I have read the rights, conditions and warnings.

DONE IN OPEN COURT

Jimi Westbrook
Defendant Signature

MS
Mariane Spearman, Judge

1/30/1976 1-30-1976
Date of Birth

Prosecuting Attorney Bar #

32830 SE 309 ST #
RAVENSDALE WA 98051

Defendant Address and Telephone Number
206 380-2191

Defense Attorney Bar #

King County District Court, State of Washington, West Division
Seattle Courthouse

STATE OF WASHINGTON; COUNTY OF KING
CITY OF

No. 58SD0211

Plaintiff,

ORDER OF JUDGMENT & SENTENCE FOR THE

CRIME(S) OF:

1) Attempted VUCSA

vs.

Westberg, Jenee Amber Defendant. 2)

DOV before 7/27/03 Year of Violation 2002 2003 2004 2005 2006 2007 2008

The Defendant pled guilty, or pled not guilty, and the verdict of the jury was guilty, or the finding of the court was guilty; therefore, the defendant is ADJUDGED guilty and sentenced as follows:

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 The Court sentences the defendant to:

Count 1) _____ days of jail and suspend _____ days; and \$ 250 fine and suspend \$ 0 ;
Count 2) _____ days of jail and suspend _____ days; and \$ 0 fine and suspend \$ 0 ;

This crime involves stalking, harassment or communication with a minor for immoral purposes. The defendant shall have a biological sample collected for purposes of DNA identification analysis.

FINE

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Pay a Fine of..\$ 250 Assessments..\$ 262.5 Warrant Fee \$ _____
 Sentence Compliance Fee (6months/\$120, 12 months/\$240, 24 months/\$480)..\$ 240
 Criminal Conviction/Filing Fee..\$ 43.00

Pay fine within 30 days to: KCDC 516 3rd Ave, Rm 340, Seattle, Wa 98104 or contact Signal Management for payment arrangements. Failure to keep this agreement will result in the Court imposing an additional penalty. If this account becomes delinquent, it will be referred to a collection agency for collection enforcement.

Total...\$ 795.5

CONDITIONS

No criminal violations of the law No alcohol related infractions.
 Other:

[Empty rectangular box for additional conditions]

I have read the rights, conditions and warnings.

DONE IN OPEN COURT

Jimi Westbrook
Defendant Signature

MS

Mariane Spearman, Judge

1/30/1976

1-30-1976

Date of Birth

Prosecuting Attorney

Bar #

32830 SE 309 ST
RAVENSDALE WA 98051

Defendant Address and Telephone Number

206 380-2191

Defense Attorney

Bar #

SUSPECT NAME: Westberg, Jenee Amber

08-00059
CASE NUMBER

STATEMENT OF PROBABLE CAUSE: NON-VUCSA FELONY

CONCISELY SET FORTH FACTS SHOWING PROBABLE CAUSE FOR EACH ELEMENT OF THE OFFENSE AND THAT THE SUSPECT COMMITTED THE OFFENSE. IF NOT PROVIDED, THE SUSPECT WILL BE AUTOMATICALLY RELEASED. INDICATE ANY WEAPON INVOLVED. (DRUG CRIME CERTIFICATE BELOW)

NON
DRUG
CRIME
PROBABLE
CAUSE

ON AT , WITHIN THE CITY OF BLACK DIAMOND, COUNTY OF KING, STATE OF WASHINGTON, THE FOLLOWING DID OCCUR:

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

REQUEST 72-HOUR RUSH FILE?	
YES <input type="checkbox"/>	NO <input type="checkbox"/>
ANTICIPATED FILING DATE	

DATE AND PLACE

SIGNATURE/AGENCY _____

DRUG CRIME CERTIFICATE

Part I: On 01/24/08 the suspect Jenee A. Westberg DELIVERED POSSESSED WITH INTENT TO DELIVER/MANUFACTURE POSSESSED what the undersigned officer H. Dunn based on training and experience, believes to be (approximate quantity and type of controlled substance) Hydrocodone/Darvocet. Approximate street value of the controlled substance is (value of drug) \$1000.00.

DRUG
CRIME
CERTIFICATE

Part II: FACTS INDICATING THE SUSPECT DELIVERED POSSESSED WITH INTENT TO DELIVER/MANUFACTURE or POSSESSED THE CONTROLLED SUBSTANCE:

On 01/24/08 at 2241 hours within the City of Black Diamond, County of King, State of Washington, Westberg was stopped for a vehicle tab violation. Upon contact the vehicle emitted an overwhelming odor of marijuana. Westberg advised she had just smoke marijuana 20-minutes prior and handed officers a marijuana pipe. Westberg was placed into custody for investigation of possession of marijuana and read her Miranda rights which she stated she understood. Search of the vehicle incident to arrest, officers located Rx bottles containing Hydrocodone, Darvocet, unknown pills and Legend drugs, none of which were prescribed to Westberg or labeled as belonging to her.

My source of information about this crime (e.g., myself, other person with firsthand knowledge) myself

Other Facts:

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

Date and Place: 01/25/08 Black Diamond

Signature/Agency *H. Dunn Black Diamond PD*

REQUEST 72-HOUR RUSH FILE? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	SODA ZONE YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	DRUG FREE ZONE? Exact location is required: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
ANTICIPATED FILING DATE	LAB WORK REQUESTED? (Date/Type) WSP lab to verify pill contents	

OBJECT
TO
RELEASE

LAW ENFORCEMENT OBJECT TO RELEASE? YES NO . IF YES, EXPLAIN WHY SAFETY OF INDIVIDUAL OR PUBLIC WILL BE THREATENED IF SUSPECT IS RELEASED ON BAIL OR RECOGNIZANCE (CONSIDER HISTORY OF VIOLENCE, MENTAL ILLNESS, DRUG DEPENDENCY, DRUG DEALING, DOCUMENTED GANG MEMBER, FAILURE TO APPEAR, LACK OF TIES TO COMMUNITY). INCLUDE FARR GUIDELINES. DESCRIBE TYPE OF WEAPON. BE SPECIFIC.

TIES TO COMMUNITY (MARITAL STATUS, TIME IN COUNTY, ETC.)

CONVICTION RECORD:

SUBJECT ARMED/DANGEROUS SUSPECT IDENTITY IN QUESTION WARRANT(S) FOR FTA
 HISTORY OF FTA'S (LIST)

DP
A

PRELIMINARY APPEARANCE DATE	JUDGE	BAIL AMOUNT \$
RETURN DATE	CONDITIONS	P.R. Y/N
		RETURNED Y/N
		EXCUSED Y/N

08 Tue Jun 17, 2008

DD1000PU

00311 End of Docket

D1174W Case is closed

DD1000PU 06/17/08 15:39:05

DD1000MU Case Docket Update (CDK)

BLACK DIAMOND MUNI KLV

Case: BD0027234 BDP IT Csh:

Pty: _____ StID: _____

Name: _____ NmCd: _____

Name: WESTBERG, JENEE AMBER

Clk Sts:

OPEN ALCOHOLIC CONTAINER

OP MOT VEH W/OUT INS

Note:

Case: BD0027234 BDP IT Infraction Traffic

Print: N (Y/N)

S	02	12	2008	Notice Issued for MIT Y on 03/19/2008 01:00 PM	SAN
S	02	26	2008	ATY 1 RHODES, ROBERT DUNN IV Added as Participant	SAN
				ATY REQUEST DISCOVERY FAXED TO PROS ON THIS DAY	SAN
S	03	19	2008	Charge 1 Dismissed : Defense Motion	KLV
S				Case Heard Before Judge PLATTER, T ANTHONY	KLV
S				Charge 2 Dismissed W/O Prejudice : Defense Motion	KLV
S				Case Heard Before Judge PLATTER, T ANTHONY	KLV
S				Charge 1 Dismissed W/O Prejudice : Defense Motion	KLV
				LACK OF DISCOVERY PROVIDED	KLV
S				Case Disposition of CL Entered	KLV
S				MIT Y: Held	CAR

D0030I Beginning of docket

DD1000PU

06/17/08 15:39:10

DD1000MU Case Docket Update (CDK)

BLACK DIAMOND MUNI

KLW

Case: BD0027234 BDP IT Csh:

Pty: _____ StID: _____

Name: _____

NmCd: _____

Name: WESTBERG, JENEE AMBER

Cln Sts:

OPEN ALCOHOLIC CONTAINER

OP MOT VEH W/OUT INS

Note:

Case: BD0027234 BDP IT Infraction Traffic

Print: N (Y/N)

S	01	28	2008	Case Filed on 01/28/2008	SAN
S	01	29	2008	DEF 1 WESTBERG, JENEE AMBER Added as Participant	SAN
S				OFF 1 DUNN, HEATHER Added as Participant	SAN
S				JTR fee included in the bail amount	SAN
S	02	12	2008	MIT Y Set for 03/19/2008 01:00 PM	SAN
S				in Room 1 with Judge TAP	SAN



King County

Records and Licensing Services Division

Department of Executive Services

King County Administration Building
500 Fourth Avenue, Room 411
Seattle, WA 98104-2337

206-296-1540
206-296-4029 Fax
711 TTY Relay

June 20, 2008

TO: King County District Court Clerk

FM: Melinda Dickie, Human Resources Service Delivery Manager *Melinda Dickie*
King County Department of Executive Services
Records and Licensing Services Division

RE: Public Disclosure Request for No. 58SD0211

I am requesting all documents, to include but not limited to the Black Diamond police report, documents provided by defendant and/or her attorney, emails, etc., related to case No. 58SD0211 (State of Washington. County of King vs. Westberg, Jenee Amber, that resulted in a deferred sentence on May 20, 2008 with the defendant having to pay associated court fees and fines for the crime of attempted VUCSA.

Should you have any questions regarding this public disclosure request, I may be reached at (206) 296-1584. When you have obtained all the associated requested documents, please contact me at the above number or email at Melinda.Dickie@kingcounty.gov and I can come to the Seattle Court House to pick up the items.

Thank you for your immediate attention and assistance in this matter.

LAW OFFICES OF
RHODES & MERYHEW

600 1st Avenue, Suite 401
Seattle, WA 98104
(206)264-1590
Fax (206)264-1593

FAX COVER SHEET

To: Ms. Dickey
Fax Number: 206-296-4029
Date: June 20, 2008

From: Danica Wetland
Number of pages including cover: 1
Regarding: Subject

Dear Ms. Dickey,

Attached hereto is the evaluation on Ms. Westberg. If you need anything further, please contact this office.

Sincerely yours,


Danica Wetland



Completed Application

YOU MAY PRINT THIS SCREEN FOR YOUR RECORDS

The following search result is based on the license number entered.

Should you have any questions regarding this result, please contact Customer Service at 360 902-3900, Monday to Friday, 8 a.m.-5 p.m. PST.

Date and Time of Inquiry:

06/05/2008 13:30:43:22 (Pacific Time Zone)

Transaction Number:

2840008

Personal Information:

License/Permit/Identification Card Number:



License Expiration:

2011

Valid License, Permits, and Endorsements:

Driver License	Yes
Instruction Permit	No
Motorcycle Endorsement	No
Trike-Sidecar Endorsement	No
Motorcycle, Trike-Sidecar Endorsement	No
Motorcycle Permit	No
Commercial Driver License	No
Commercial Driver License Permit	No
Identification Card	No

A valid license is one that is not expired, suspended, revoked, cancelled or denied.

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RHODES & MERYHEW

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King County

**Records, Elections and
Licensing Services Division**

Department of Executive Services

King County Administration Building
500 Fourth Avenue, Room 553
Seattle, WA 98104-2337

206-296-1540
206-296-0108 Fax
711 TTY Relay

ACKNOWLEDGEMENT FORM

This is to acknowledge that I have received the following:

- King County Records, Elections and Licensing Services Division Employee Handbook
- Nondiscrimination and Anti-Harassment Executive Policy (PER 22-3-3 – AEP)
- Summary of the King County code of Ethics
- Chemical Dependence and Impairment Policy (PER 15-1 – AEP)
- Domestic Violence in the Workplace (PER 18-5 – AEP)

Printed Name:

JENEE WESTBERG

Signature:

Jenee Westberg

Date:

6-2-05

Department:

Executive Services

Division:

Records, Elections and Licensing Services

Section:

Return to Division Payroll via your supervisor/section manager.



King County

Department of Executive Services
Records, Elections and Licensing Services Division

Animal Services and Programs Section

21615 - 64th Ave. S
Kent, WA 98032
(206) 296-PETS FAX (206) 205-8043

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King County Records, Elections and Licensing Services Division Employee Handbook

Nondiscrimination and Anti-Harassment Executive Policy (PER 22-3-3 - AEP)

Summary of King County Code of Ethics

Chemical Dependence and Impairment Policy (PER 15-1 - AEP)

Animal Services and Programs Policies and Procedures:

- Animal Shelter Operations
- Adoptions
- Euthanasia
- Defensive Tools
- Animal Control Field Operations

Printed Name:

Jeneé Westberg

Signature:

Jeneé Westberg

Date:

8/18/05

Department:

Executive Services

Division:

Records, Elections and Licensing Services

Section:

Animal Services

LAW OFFICES OF
RHODES & MERYHEW

600 1st Avenue, Suite 401
Seattle, WA 98104
(206)264-1590
Fax (206)264-1593

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From: Danica Wetland
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Attached hereto is the evaluation on Ms. Westberg. If you need anything further, please contact this office.

Sincerely yours,


Danica Wetland

Dickie, Melinda

From: Dickie, Melinda
Sent: Saturday, March 08, 2008 8:36 AM
To: Westberg, Jenee
Subject: Meeting Summary
Importance: High

Jenee,

Attached is my summary notes from our meeting on Thursday. I am asking for you to please review and provide any clarifications or additions. Please do not delete anything in the report but rather type into the document your comments.

I have emailed Sgt. Diel & Couvion to provide you release time from your kennel assignments to work on this.

Thank you for your immediate attention and assistance into this matter.

Melinda

Date: March 6, 2008
Location: Kent Animal Shelter
Attendees: Jenee Westberg (JW) and Melinda Dickie (MD)
Subject: Meeting Summary – Investigative Interview
Page 1

I informed JW that I was under the direction of Anne Brusklund, Acting Deputy Director of RALS, to look into concerns she had brought to management's attention on Friday, February 29, 2008 to her immediate supervisor, John Diel, on regarding an incident that had recently occurred Officer Jennifer Breshears (JB). I advised JW that I would be reporting my findings back to management who would then take appropriate action if warranted.

I advised JW that I would try to maintain what she shared with me as confidential, other than reporting back to management; however should there be a grievance and/or if an outside agency was to get involved, i.e. OCR, EEOC, or if there was a public disclosure request or law suit, my notes may have to be turned over at which time she would be advised.

Furthermore, it was shared with JW that she too needs to keep the discussion confidential, and if there was a reason to discuss it with someone, it needed to be someone who had a business need-to-know, i.e. a Guild representative and/or management. JW stated she understood.

Additionally, I advised JW that JB has been put on notice of the investigation and if as a result of bringing her complaint forward, she felt she was being retaliated against by JB or someone on his behalf, she needed to report it immediately to management and they would look into the incident.

JW stated she has been doing animal control officer work for King County since approximately 2000/2001. She has worked in the shelter for 6 years and in September 2007, started working as a field. Currently JW is temporarily working back in the shelter with the dogs. JW stated she has had extensive dog behavior training from past experiences as a vet tech, working at kennels, on her own time, and whatever King County has been able to provide. She noted that she takes a lot of training on her own time and expense.

MD: Discuss the incident that caused your concern.

First of all, I want to state the JB is very efficient and organized and can keep things very clean and orderly, and is a great self-motivator. She can motivate others to get things done but I think it is more so by intimidation because she will scream/yell at others. She has been here for a long time and has seniority of the others at the shelter. Though she is not classified as a "lead", she views herself in this role and when she tells us something to do and we don't do it, she yells and screams. It seems management has empowered her to assume that role.

On February 28, 2008, towards the very end of her shift, JB gave me a screening/evaluation list. The procedure is that before any dog can be signed off

Date: March 6, 2008
Location: Kent Animal Shelter
Attendees: Jenee Westberg (JW) and Melinda Dickie (MD)
Subject: Meeting Summary – Investigative Interview
Page 2

JW: by the Sergeant to be euthanized, 2 people are to monitor the animal to see if they observe the same behavior. These screening lists and animals are evaluated on a daily basis. I asked JB if she wanted to go through those lists for a couple of dogs that were in question that could be adoptable. JB told me to go ahead and sign her name on the evaluation list it was no big deal, and she left. I did not do what she asked for me to do. I told my supervisor, Sgt. Diel about this incident and he said to write up a report and submit it to him.

Another incident of concern I have is we had 2 jack russell terriers and I told Officer Nicholson not to euthanize them. This occurred a while back when Kelley Rossman was acting Sergeant – maybe last summer sometime. Nicholson had called me saying that the dogs has been scheduled to be euthanize because there had been an incident where the dogs had been placed near a cat area and it was found that the cat had hair off of it. This could very well have happened however the cat was not hurt.

When I got to the shelter, I separated each of the dogs and observed them with the cat. The one terrier paused on the cat but when I recalled it, the dog immediately came back to me and did not have any desire to go back to the cat. The other dog has nothing to do with the cat and just came and licked me and wanted to play. You can ask Kelley Rossman about emails she has from the Humane Society where they said that JB that the dogs had tried killing the cats. The information about my observation with the 2 dogs was left out of the report. The dogs were scheduled to be rescued and Officer Nicholson hid the dogs out back because they were scheduled to be euthanized. People thought I had stolen the dogs because when she went out to the kennel, they were gone. Sgt. Diel is aware of this incident.

Amy Sencenbaugh (AS) told me that JB told her to do a similar thing where she wanted AS to sign her name even though AS did not watch an entire assessment of the evaluation. The paperwork stated AS did watch the entire assessment. AS told me she didn't watch the entire assessment and she felt strong-armed by JB to do it.

Another incident involved a german shepherd. On February 15, 2007, I arrived around 7:30 a.m. and Bobbie Soper came to me concerned because there was a german shepherd that was being argued to be out down. Apparently during the night, the german shepherd got out of its kennel. When JB came into the room, the dog barked at her so she grabbed a broom and chased it back into the kennel. If you can chase an animal back into its kennel, the animal is not aggressive, it was only guarding its area, and for german shepherds, that is what they were originally bred for.

Date: March 6, 2008
Location: Kent Animal Shelter
Attendees: Jenee Westberg (JW) and Melinda Dickie (MD)
Subject: Meeting Summary – Investigative Interview
Page 3

JW: So when I arrive, Bobbie Soper asked for me to evaluate the german shepherd. Since the 15th was my Monday, I had to get things together so I did not evaluate the dog at that very minute. Later, Chelsea Eykel came to me advocating for this same animal. I think Chelsea went into the office at the time JB was meeting with Sgt. Diel to sign off on the euthanasia paperwork, so when Chelsea saw that, she ran and got me. So I got a leash and took the dog to the unload bay and hid so JB couldn't see me in order that I evaluate its behavior and found its kennel behavior to be appropriate.

JB saw me with the dog and grabbed the leash out of my hand and questioned me on what I was doing and told me that the dog had been signed off. I felt intimidated and threatened by her when she grabbed the leash out of my hand. She grabbed the dog and called for the other officer to go do the euthanasia. When conducting euthanasia, you need to have 2 people present. The other person assigned to euthanasia that day was Bobbie Soper.

I immediately went to Sgt. Diel and told him how Chelsea and Bobbie had advocated for the dog and I observed it and did not see any reason why it could not be rescued. Sgt. Diel said then why didn't they come and tell me and I told him they're afraid to because of what JB will do. Sgt. Diel stopped the euthanasia. I grabbed Chelsea and Bobbie out of the room and JB came out and said to the 3 of us when this dog kills someone, I'll put your 3 names on the report. Kurt Meachum, who has training on observing dog aggression, even observed the dog and said it was rescuable. Later that day, Chelsea overheard a conversation Kurt was having with JB and she lied and said that she never wanted this dog euthanized. I guess she was trying to save face. I also know that Officer Cleveland and Officer Williams documented that they had never observed any vicious behavior with the german shepherd. The dog is at the Crossroad Shelters up for adoption.

Other incident that occurred was on February 29, 2008 and involved another german shepherd. It seems she has a thing against shepherds and pit bulls. The night before, 2008 two german shepherds were brought in. I had separated the 2 dogs overnight into to be observed and it ended up they needed to be on the list to be euthanized the next day. On February 29, 2008, JB and I were assigned to be partners that day on scheduled euthanasia.

When we were in the euthanasia room, we had done a couple of dogs. Before we can euthanized an animal, we have to scan them to see if they have a chip and if they do, we need to make sure it matches up with the paperwork to make sure we have the right animal. When you first turn on the scanner, you press down the button and it makes it beep. As you are scanning the dog you hold the

Date: March 6, 2008
Location: Kent Animal Shelter
Attendees: Jenee Westberg (JW) and Melinda Dickie (MD)
Subject: Meeting Summary – Investigative Interview
Page 4

JW: button down and if you find a chip on the dog it will make a different beeping noise. If no noise, then there is not a chip and you release the button at which time there is a beep noise to let you know the scanner is off. When scanning an animal, you have to do it real slow because the hip will migrate throughout the animal's body so you don't want to rush through it and miss any part.

We had scanned 2 -3 dogs then one of the german shepherds was scheduled. I viewed JB as she was scanning the dog and I heard the first beep and then I heard another beep – the one to indicate the scanner is off. I looked at the screen and it said "no ID found". I viewed the screen while she was scanning and she released the button and acted as if she was still was scanning. I was concerned with this meaning the scanner was not acting properly. The dog was put down and immediately afterwards, before the next dog, I ran to Chelsea and Bonnie and asked for them to go scan the dog we had just euthanized that was now in the barrel and that I would explain later. Chelsea did scan the dog and found no chip.

With the next german shepherd, JB did the same exact thing as with the previous shepherd, with the 1 beep / 1 beep, acting as if she was scanning. I did not see the screen this time. I scanned the dog later in the barrel and found no chip. I know it would be my word against hers but I am concerned of procedures not being followed. In between the 2 german shepherds being euthanized, there was a dog that on its paperwork stated there was a microchip. I said lets scan and make sure the scanner is working to make sure it was the right dog and appropriate paperwork. She scanned it and it was correct.

MD: How are the scanners tested for accuracy / working order?

JW: The scanner is run on regular batteries and when they run out, you put new ones in. There is no recharger. I had an incident once out in the field where I used a scanner on a stray and didn't pick up any info yet when we brought the dog in and ran it again, the scanner picked it up so I knew my batteries must be changed and did so, and it worked fine afterwards.

Another incident occurred around February 22, 2008. Shelby Russell had brought in a german shepherd and its 9 new born puppies from a night call. The dogs had been placed in a roller cage to help contain the dog and her puppies. My priority was to get in a larger cage so Chelsea and I took the roller cage to the west side. It was about 7:30 a.m. and at this time JB was cleaning the west side and said that she wanted to complete the cleaning procedures there before putting the dog and her pups in an available run so we left the roller cage against the wall and she would put them in after she completed that run.

Date: March 6, 2008
Location: Kent Animal Shelter
Attendees: Jenee Westberg (JW) and Melinda Dickie (MD)
Subject: Meeting Summary – Investigative Interview
Page 5

JW: Around 12:30 p.m., I heard a puppy wimper/squick so I went and checked on the dog and the 9 puppies and they were still in the roller cage against the wall. JB was at lunch. I found Chelsea and we set up a kennel for them. When JB returned from lunch, she appeared to be agitated and started yelling "Who put these dogs away?" I told her I did and she said asked where did I put them and I said "DQ 6".

When Chelsea and I had set up the kennel we put towels in the kennel and hung blankets around the cages so the dog with her 9 puppies would not be stressed. JB put the animals in an airline crate that we use.

On February 29, 2008, a week since the dog and her 9 puppies have been here at the shelter, they had become more mobile and JB said we need to set up better for them so Bonnie and I set up a heavy duty x-pen. We ended up working 40 minutes of OT setting up this pen and made it stable and if it did fall, it would fall into the kennel door and not on any of the animals.

JB comes in the next morning and was upset that the x-pen had been set up and said that it had fallen down. There was no way the pen could have fallen down. JB took it out. While I was at lunch, one of the puppies ended up calling out of the kennel and ended up in DJ's pen, and he had killed it. The puppy was dead on DJ's mat. JB said by removing the airplane crate, it was my fault that the puppy had crawled out. Together Bonnie and I constructed that very sturdy cage that it would not have been possible for the puppies to get out.

Bobbie also told me that JB told her that when the dog was nursing her 9 puppies, she would tie the dog down in the morning. There was no need to tie down the dog while she was nursing,

When Sumre was acting sergeant, I was asked to put a cat in isolation because it had a respiratory condition so I put it in the ISO and the cat was tagged with its paperwork. JB asked me why I was putting the cat in the ISO because she had just cleaned it. The next day, Lori Mason asked me where was the cat. The cat had apparently been put back into the Chameleon system and then was euthanized. I asked Sumre to pull the cat up on the system, so see who was the last person working on the cat. The computer read it had abandoned at the shelter, it had a URI, was not getting any better. There was no proof of the tag, or the other paperwork that it had when I put it in the kennel. I suspect JB booked the cat differently and then had it euthanized.

MD: Are you aware of other situations or has other employees brought concerns to your attention?

Date: March 6, 2008
Location: Kent Animal Shelter
Attendees: Jenee Westberg (JW) and Melinda Dickie (MD)
Subject: Meeting Summary – Investigative Interview
Page 6

JW: On March 3, 2008, Amy Sencenbaugh told me that JB said "I heard people asked to write me up." And AS told JB that she asked people to do it. AS told me that she threw herself in the fire for me. AS told me an hour after she told JB that, she had money missing from her locker. Lockers for females are in the women's bathroom and unless you put a lock on them, there are no locks. My car was broken down here and after hearing that I had it towed because I am afraid as to what JB will do. Stories of how vindictive she is. Lori Mason had cat poop smeared on the roof of her car and Rebecca Cleveland saw JB in the process of throwing a cat against the wall and then her keys were missing from her locker and then later re-appeared and she later found cat pee put in her car.

Officer Nicholson told me he is afraid of JB because she is vindictive. He use to be her partner and saw things she did that upset him very much.

I was a temp in 2000 and the day I was submitting my application for a permanent job, JB had it. There was a pit puppy that could had been rescued and Sgt. Covioun had not seen all the paperwork and signed off on it to be euthanized. I walked into the euthanasia room and JB had blown one vein on this puppy and was working on the other leg and Sgt. Couvioun directed me to hold down the puppy so she could finish the procedure because he thought she had already had it in the dog's system. I have been intimidated by her and I knew she had my hire paperwork and so I didn't want her not to turn it in so I didn't say anything about the dog.

I wasn't hired at the point. JB and Nicholson went to the academy through the County and I went on my own. Sgt. Morris told me I should apply for the permanent position so I did. JB didn't like me and I feel she had something to do with me not getting hired.

MD: Other individuals who may have information?

JW: Lori Mason – she told me that when JB used to work with the cats, there would always be reports of how cat reports would say bite, hiss, scratch. Now since JB is working on the dog side, the reports say the dogs bite, charge, etc. JB bided for the shelters in September 2007 and got the dogs when I went into the field at this time.

Amy Sencenbaugh, Kelley Rossman, Steve Nicholson.

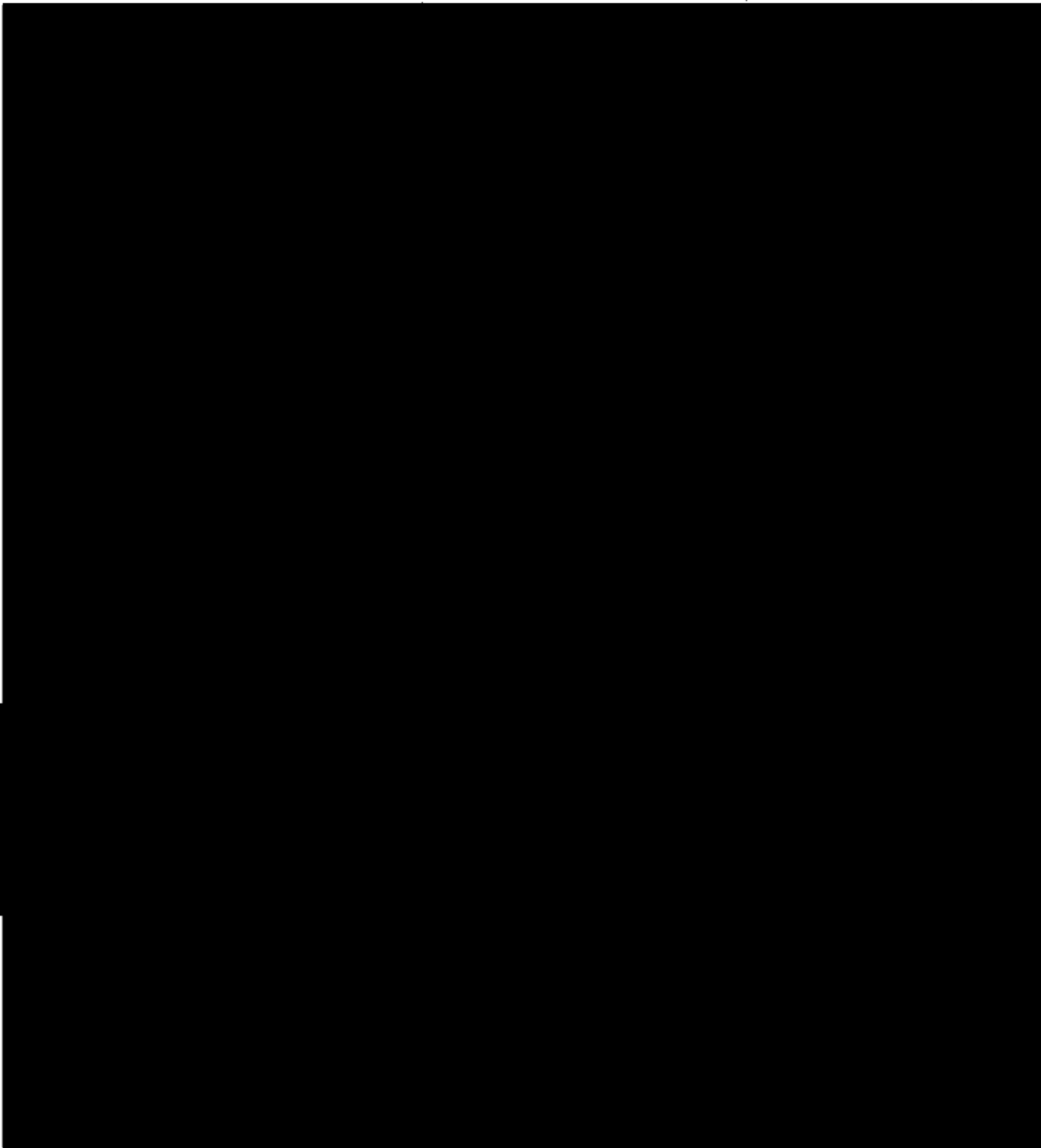
Individuals are afraid to come forward. They/we feel that management won't do anything because it can not be proven as well as afraid what she will do because of her vindictiveness and intimidation.

4/2

3/5/08
11:56 am

Phone discussion w/
Mark Stockdale + Melinda Dickie

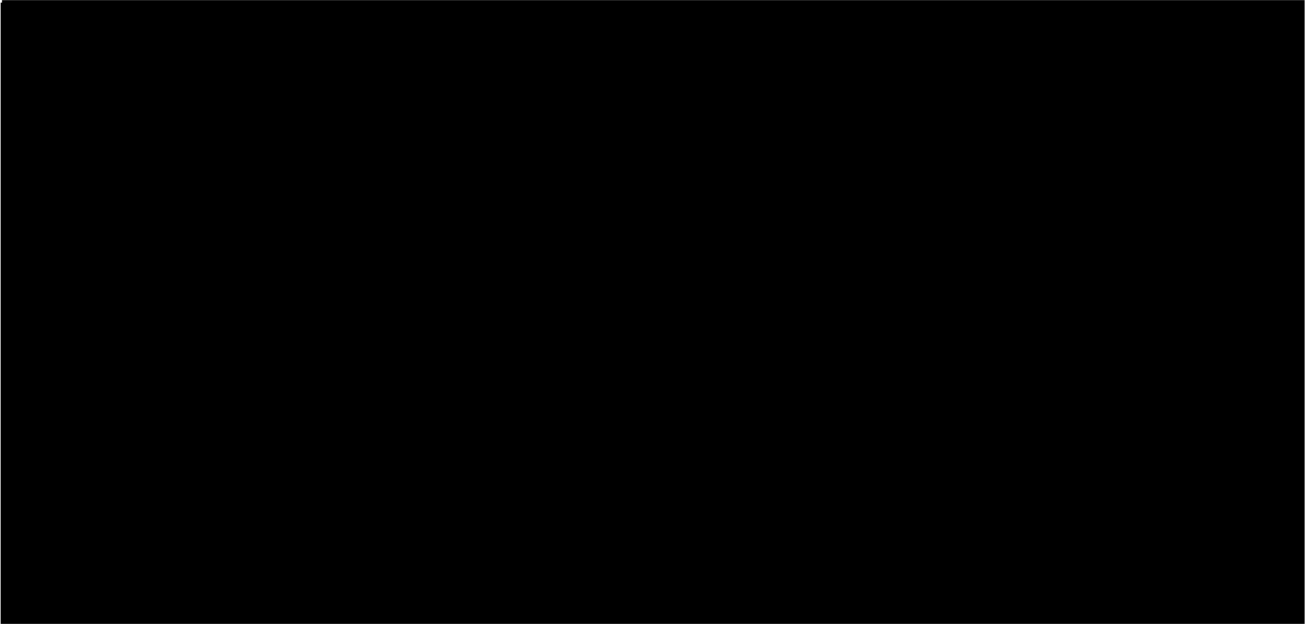
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2/2

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MS



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Laura Bayne registered on 6/15/07 she will return to Kent @ class.

Dams, Al

From: Wakefield, Jane
Sent: Monday, July 30, 2007 10:41 AM
To: Dams, Al
Subject: FW: June 19 class

see Code 4's e-mail below regarding Jenee not attending the class. She was scheduled to come to work after the class. She did report for work in the evening, I remember it was after 5:30, maybe close to 6pm. The class was scheduled for 8 am to 4:30 pm in Puyallup. I asked her how the class was and she answered it was okay.
 Thanks, Jane

From: Code 4 [mailto:information@code4.org]
Sent: Monday, July 30, 2007 10:28 AM
To: Wakefield, Jane
Subject: re: June 19 class

Hello Jane,

On 6/11/2007 we received a pre registration for Jene'e Westberg to attend 06/19/2007 Stress Management for Women in Puyallup, Washington. Prior to the class starting we have a registration table at the head of the class room where we register every one attending the course for invoice and certification purposes. According to the roster Jene'e Westberg was not marked down as attending this course. We also provide a certificate to every one that has attended any of our courses and I have Jene'e Westberg's certificate here in the class folder as not picked up. Thank you for your interest in Code 4 and have a great day.

Geno
 Code 4

Return-Path: <jane.wakefield@metrokc.gov>
 Received: from fkey04.metrokc.gov [146.129.189.18] by maila4.webcontrolcenter.com with SMTP;
 Mon, 30 Jul 2007 09:56:13 -0700
 Received: from mkey04.kc.kingcounty.lcl ([146.129.189.14]) by fkey04.metrokc.gov with Microsoft SMTPSVC
 (6.0.3790.3959);
 Mon, 30 Jul 2007 09:34:07 -0700
 X-MimeOLE: Produced By Microsoft Exchange V6.5
 Content-class: urn:content-classes:message
 MIME-Version: 1.0
 Content-Type: multipart/alternative;
 boundary="-----_NextPart_001_01C7D2C7.730AA0EF"
 Subject: June 19 class
 Date: Mon, 30 Jul 2007 09:34:06 -0700
 Message-ID: <E949A0DCB9F89F4F894CD9D90DF76A9102AF7E55@mkey04.kc.kingcounty.lcl>
 X-MS-Has-Attach:
 X-MS-TNEF-Correlator:
 Thread-Topic: June 19 class
 Thread-Index: AcfSx3LEzHztMDlpQdOGYqFwKOD1XA==
 From: "Wakefield, Jane" <Jane.Wakefield@METROKC.GOV>
 To: <Geno@Code4.org>
 X-OriginalArrivalTime: 30 Jul 2007 16:34:07.0698 (UTC) FILETIME=[733BEB20:01C7D2C7]
 X-SmarterMail-Spam: SpamAssassin 0 [raw: 0], SPF_None

We registered Jenee Westberg for your June 19, 2007 Stress Management for Women class. You advised me by telephone that you do not show her attending the class. Would you please e-mail me the steps you have in place to determine who attends the classes and what you have regarding Jenee Westberg. Thank you, Jane Wakefield 206-296-3945

11/15/07
3pm

Al Dams
Melinda Dickie

AD Jenee Westburg

↳ Supposed to go to training
several months ago

↳ training was in the a.m. +
JW was to come to work
in ~~the~~ afterwards which she did

Sgt. Wakefield never got a bill for
the training + called the vendor
and they said they have no
record that she did

When I spoke to JW about
incident, she said she did
attend the training + would
provide the documentation

To
Do:

AD will follow up w/ JW
week of 11/26/07 for verification

Dickie, Melinda

From: Dickie, Melinda
Sent: Wednesday, April 09, 2008 6:16 AM
To: Westberg, Jeneé
Cc: Dams, Al
Subject: RE: Training Verification Document
Importance: High

Jenee,

This is a follow-up to my March 18th email to you (see below). I have checked with Al in regards to whether he has received your training verification and he has gone through his office and does not have a copy. At this time you need to provide Al another copy of the verification of the training you attended last fall 2007 pertaining to the Stress in the Workplace for Women workshop you attended. You need to provide this copy to Al in person no later than April 17th. If Al does not receive a copy of the training verification, he will have no other choice but to conclude that there has been misconduct on your part and will have to proceed with corrective action.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

From: Dickie, Melinda
Sent: Tuesday, March 18, 2008 7:27 AM
To: Westberg, Jenee
Subject: Training Verification Document

Jenee,

This is a follow-up to our meeting on 3/6/08. At that time I advised you that you were being put on notice for misconduct as it pertained to a training you had attended in the Fall of 2007. In particular, I shared with you the concern management had given they had requested on several times from you verification of this training and had not received anything from you. During our meeting, you stated that you had placed the documentation verifying your attendance at this training on two separate occasion on Al Dam's desk. I requested from you at our meeting to provide me a copy of that document you gave to Al. I have asked Al as well to go through his files to see if he has this documentation. I am planning to be out at the shelter on Monday, March 24 in the late afternoon at which time we can meet so you may turn over that copy to me.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

Dickie, Melinda

From: Dickie, Melinda
Sent: Friday, May 02, 2008 6:43 AM
To: Westberg, Jenee
Cc: Dams, Al
Subject: RE: Training Verification Document
Importance: High

Tracking: **Recipient** **Read**
 Dams, Al Read: 5/2/2008 9:11 AM
 Westberg, Jenee

Jenee,

I checked with Al on April 8 and he stated that he has gone through his files and have not found the paperwork you stated that you left on 2 occasions on his desk as it pertained to the *Stress in the Workplace for Women* training you attended last fall. To give you the benefit of the doubt, we will give you until next Wednesday, May 8 to submit a copy of the training verification to Al. After that date, if he is not in receipt of the verification, he will have no other choice but to conclude that there has been misconduct on your part and will have to proceed with corrective action.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

From: Dickie, Melinda
Sent: Wednesday, April 09, 2008 6:16 AM
To: Westberg, Jenee
Cc: Dams, Al
Subject: RE: Training Verification Document
Importance: High

Jenee,

This is a follow-up to my March 18th email to you (see below). I have checked with Al in regards to whether he has received your training verification and and he has gone through his office and does not have a copy. At this time you need to provide Al another copy of the verification of the training you attended last fall 2007 pertaining to the Stress in the Workplace for Women workshop you attended. You need to provide this copy to Al in person no later than April 17th. If Al does not receive a copy of the training verification, he will have no other choice but to conclude that there has been misconduct on your part and will have to proceed with corrective action.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

From: Dickie, Melinda
Sent: Tuesday, March 18, 2008 7:27 AM
To: Westberg, Jenee
Subject: Training Verification Document

Jenee,

This is a follow-up to our meeting on 3/6/08. At that time I advised you that you were being put on notice for misconduct as it pertained to a training you had attended in the Fall of 2007. In particular, I shared with you the concern management had given they had requested on several times from you verification of this training and had not received anything from you. During our meeting, you stated that you had placed the documentation verifying your attendance at this training on two separate occasion on Al Dam's desk . I requested from you at our meeting to provide me a copy of that document you gave to Al. I have asked Al as well to go through his files to see if he has this documentation. I am planning to be out at the shelter on Monday, March 24 in the late afternoon at which time we can meet so you may turn over that copy to me.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

Dickie, Melinda

From: Dickie, Melinda
Sent: Tuesday, March 18, 2008 7:27 AM
To: Westberg, Jenee
Subject: Training Verification Document

Tracking: **Recipient** **Read**
 Westberg, Jenee
 Dams, Al Read: 3/18/2008 5:39 PM

Jenee,

This is a follow-up to our meeting on 3/6/08. At that time I advised you that you were being put on notice for misconduct as it pertained to a training you had attended in the Fall of 2007. In particular, I shared with you the concern management had given they had requested on several times from you verification of this training and had not received anything from you. During our meeting, you stated that you had placed the documentation verifying your attendance at this training on two separate occasion on Al Dam's desk. I requested from you at our meeting to provide me a copy of that document you gave to Al. I have asked Al as well to go through his files to see if he has this documentation. I am planning to be out at the shelter on Monday, March 24 in the late afternoon at which time we can meet so you may turn over that copy to me.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

Dickie, Melinda

From: Dams, Al
Sent: Tuesday, April 08, 2008 6:22 PM
To: Dickie, Melinda
Subject: RE: Jenee Westberg - Verification of training

I did not find it

Al Dams
Acting Manager
King County Animal Care and Control
21615 64th Ave. S
Kent, WA 98032
MS: KAS-ES-0100
PH: 206-205-6306
FX: 206-205-8043

My email address is changing to al.dams@kingcounty.gov. Please make a note in your address book.

From: Dickie, Melinda
Sent: Thursday, April 03, 2008 6:51 AM
To: Dams, Al
Subject: Jenee Westberg - Verification of training
Importance: High

Have you had an opportunity to go thru your files to see if Jenee did indeed provide you with verification of the training she submitted to you?

Dickie, Melinda

From: Dickie, Melinda
Sent: Wednesday, April 09, 2008 6:16 AM
To: Westberg, Jenee
Cc: Dams, Al
Subject: RE: Training Verification Document
Importance: High

Jenee,

This is a follow-up to my March 18th email to you (see below). I have checked with Al in regards to whether he has received your training verification and he has gone through his office and does not have a copy. At this time you need to provide Al another copy of the verification of the training you attended last fall 2007 pertaining to the Stress in the Workplace for Women workshop you attended. You need to provide this copy to Al in person no later than April 17th. If Al does not receive a copy of the training verification, he will have no other choice but to conclude that there has been misconduct on your part and will have to proceed with corrective action.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

From: Dickie, Melinda
Sent: Tuesday, March 18, 2008 7:27 AM
To: Westberg, Jenee
Subject: Training Verification Document

Jenee,

This is a follow-up to our meeting on 3/6/08. At that time I advised you that you were being put on notice for misconduct as it pertained to a training you had attended in the Fall of 2007. In particular, I shared with you the concern management had given they had requested on several times from you verification of this training and had not received anything from you. During our meeting, you stated that you had placed the documentation verifying your attendance at this training on two separate occasion on Al Dam's desk. I requested from you at our meeting to provide me a copy of that document you gave to Al. I have asked Al as well to go through his files to see if he has this documentation. I am planning to be out at the shelter on Monday, March 24 in the late afternoon at which time we can meet so you may turn over that copy to me.

Should you have any questions, please feel free to email or call me at 296-1584.

Thank you for your immediate attention and assistance in this matter.

Melinda

Dickie, Melinda

From: Westberg, Jenee
To: Dickie, Melinda
Sent: Sunday, June 15, 2008 7:57 AM
Subject: Read: RE: Training Verification Document

Your message

To: Westberg, Jenee
Cc: Dams, Al
Subject: RE: Training Verification Document
Sent: 5/2/2008 6:43 AM

was read on 6/15/2008 7:57 AM.

Dickie, Melinda

From: McGill, Lori
Sent: Friday, June 20, 2008 10:04 AM
To: Dickie, Melinda
Subject: RE: Jenee Westberg

She had no time off on 6/19/07, she did take .25 SL and .75 comp time on 6/20/07.
She was paid for an 11 hour day on the 19th.

From: Dickie, Melinda
Sent: Friday, June 20, 2008 9:54 AM
To: McGill, Lori
Subject: Jenee Westberg
Importance: Low

Can you pull me up the time records for Jenee on June 19, **2007**. Did she request any time off on this day? how many hours was she paid for working?, etc. I need this info before 11 a.m. today - thanks!

Dickie, Melinda

From: Code 4 [information@code4.org]
Sent: Thursday, July 17, 2008 10:20 AM
To: Dickie, Melinda
Subject: re: FW: Attached Image

Hello Melinda,

Thank you for your interest in Code 4. Yes we have the certificate for the 6/19/07 Stress Management for Women course that was held in Puyallup, Washington. At this time I do not have anything that shows me she attended the course and I checked with the accounting department and no charge was issued to your agency for this person. If there is anything I am not seeing please feel free to contact me and we will make sense of it. Once again thank you for your interest in Code 4 and have a great day.

Geno Sieg

Code 4 Public Safety Education Assoc., Inc.
Voice (541) 245-0703
Fax: (541)732-1829
Email: Information@Code4.org
Web: www.Code4.org

Return-Path: <melinda.dickie@kingcounty.gov>
Received: from fkey04.kingcounty.gov [146.129.189.18] by maila4.webcontrolcenter.com with SMTP;
Wed, 16 Jul 2008 10:30:45 -0700
Received: from MKey01.kc.kingcounty.lcl ([146.129.189.11]) by fkey04.metrokc.gov with Microsoft SMTPSVC
(6.0.3790.3959);
Wed, 16 Jul 2008 10:08:44 -0700
x-mimeole: Produced By Microsoft Exchange V6.5
Content-class: urn:content-classes:message
MIME-Version: 1.0
Content-Type: multipart/mixed;
boundary="----=_NextPart_001_01C8E766.9A98AE54"
Subject: FW: Attached Image
Date: Wed, 16 Jul 2008 10:08:44 -0700
Message-ID: <A2095AD1A028DA40A1E327994B0C8AD1040D638D@mkey01.kc.kingcounty.lcl>
X-MS-Has-Attach: yes
X-MS-TNEF-Correlator:
Thread-Topic: Attached Image
Thread-Index: AcjnYt5kvZuVt4Z6Tz6xEo3HIwOngwAABQ0w
From: "Dickie, Melinda" <Melinda.Dickie@kingcounty.gov>
To: <information@code4.org>
X-OriginalArrivalTime: 16 Jul 2008 17:08:44.0990 (UTC) FILETIME=[9ACD85E0:01C8E766]
X-SmarterMail-Spam: SpamAssassin 0 [raw: 0], SPF_Pass

A year ago (July 30, 2007 - see attachment), we received an email from you stating that an employee of ours, Jenee Westberg, did not sign in for the 6/19/2007 Stress Management for Women in Puyallup, Washington and that you still had her certificate in the class folder. I am writing today to confirm that you still have the certificate and that it was not mailed out to Ms. Westberg after your July 30, 2007 email communication. Would you please be able to confirm.

8/5/2008

Thank you for your immediate attention and assistance in this matter.

3 Melinda Dickie
Human Resources Manager

From: elections@metrokc.gov [mailto:elections@metrokc.gov]

Sent: Wednesday, July 16, 2008 9:45 AM

To: Dickie, Melinda

Subject: Attached Image

Dickie, Melinda

From: Code 4 [information@code4.org]
Sent: Tuesday, August 05, 2008 9:04 AM
To: Dickie, Melinda
Subject: RE: FW: Attached Image

Hello Melinda,

The Stress Management for Women course was held in Puyallup Washington at the Best Western Park Plaza Hotel on June 19, 2007 and the start to end time was 8:00am to 4:30pm.

Geno Sieg
Code 4 Public Safety Education Assoc., Inc.
Voice (541) 245-0703
Fax: (541)732-1829
Email: Information@Code4.org
Web: www.Code4.org

Return-Path: <melinda.dickie@kingcounty.gov>
Received: from fkey02.kingcounty.gov [146.129.189.16] by maila4.webcontrolcenter.com with SMTP;
Tue, 5 Aug 2008 07:59:44 -0700
Received: from MKey01.kc.kingcounty.lcl ([146.129.189.11]) by fkey02.metrokc.gov with Microsoft SMTPSVC
(6.0.3790.3959);
Tue, 5 Aug 2008 07:59:15 -0700
x-mimeole: Produced By Microsoft Exchange V6.5
Content-class: urn:content-classes:message
MIME-Version: 1.0
Content-Type: multipart/alternative;
boundary="----=_NextPart_001_01C8F70B.D4676BC5"
Subject: RE: FW: Attached Image
Date: Tue, 5 Aug 2008 07:59:16 -0700
Message-ID: <A2095AD1A028DA40A1E327994B0C8AD1040D64FE@mkey01.kc.kingcounty.lcl>
In-Reply-To: <8b8f00f5443f4b90b60155d8280cb9dd@maila4.webcontrolcenter.com>
X-MS-Has-Attach:
X-MS-TNEF-Correlator:
Thread-Topic: FW: Attached Image
Thread-Index: AcjoMXU4MbZwE953RDOK6hQpokDDDAO2jZxw
References: <8b8f00f5443f4b90b60155d8280cb9dd@maila4.webcontrolcenter.com>
From: "Dickie, Melinda" <Melinda.Dickie@kingcounty.gov>
To: <information@code4.org>
X-OriginalArrivalTime: 05 Aug 2008 14:59:15.0969 (UTC) FILETIME=[D45DFF10:01C8F70B]
X-SmarterMail-Spam: SpamAssassin 6.6 [raw: 3.3], SPF_None

Geno,

For the 6/19/07 Stress Management for Women course in Puyallup, WA, what was the start/end time for that course?

Thanks- Melinda

10/30/2008

From: Code 4 [mailto:information@code4.org]
Sent: Thursday, July 17, 2008 10:20 AM
To: Dickie, Melinda
Subject: re: FW: Attached Image

Hello Melinda,

Thank you for your interest in Code 4. Yes we have the certificate for the 6/19/07 Stress Management for Women course that was held in Puyallup, Washington. At this time I do not have anything that shows me she attended the course and I checked with the accounting department and no charge was issued to your agency for this person. If there is anything I am not seeing please feel free to contact me and we will make sense of it. Once again thank you for your interest in Code 4 and have a great day.

Geno Sieg

Code 4 Public Safety Education Assoc., Inc.
Voice (541) 245-0703
Fax: (541)732-1829
Email: Information@Code4.org
Web: www.Code4.org

Return-Path: <melinda.dickie@kingcounty.gov>
Received: from fkey04.kingcounty.gov [146.129.189.18] by maila4.webcontrolcenter.com with SMTP;
Wed, 16 Jul 2008 10:30:45 -0700
Received: from MKey01.kc.kingcounty.lcl ([146.129.189.11]) by fkey04.metrokc.gov with Microsoft SMTPSVC
(6.0.3790.3959);
Wed, 16 Jul 2008 10:08:44 -0700
x-mimeole: Produced By Microsoft Exchange V6.5
Content-class: urn:content-classes:message
MIME-Version: 1.0
Content-Type: multipart/mixed;
boundary="----_=_NextPart_001_01C8E766.9A98AE54"
Subject: FW: Attached Image
Date: Wed, 16 Jul 2008 10:08:44 -0700
Message-ID: <A2095AD1A028DA40A1E327994B0C8AD1040D638D@mkey01.kc.kingcounty.lcl>
X-MS-Has-Attach: yes
X-MS-TNEF-Correlator:
Thread-Topic: Attached Image
Thread-Index: AcjnYt5kvZuVt4Z6Tz6xEo3HIwOngwAABQ0w
From: "Dickie, Melinda" <Melinda.Dickie@kingcounty.gov>
To: <information@code4.org>
X-OriginalArrivalTime: 16 Jul 2008 17:08:44.0990 (UTC) FILETIME=[9ACD85E0:01C8E766]
X-SmarterMail-Spam: SpamAssassin 0 [raw: 0], SPF_Pass

A year ago (July 30, 2007 - see attachment), we received an email from you stating that an employee of ours, Jenee Westberg, did not sign in for the 6/19/2007 Stress Management for Women in Puyallup, Washington and that you still had her certificate in the class folder. I am writing today to confirm that you still have the certificate and that it was not mailed out to Ms. Westberg after your July 30, 2007 email communication. Would you please be able to confirm.

Thank you for your immediate attention and assistance in this matter.

10/30/2008

Melinda Dickie
Human Resources Manager

From: elections@metrokc.gov [mailto:elections@metrokc.gov]
Sent: Wednesday, July 16, 2008 9:45 AM
To: Dickie, Melinda
Subject: Attached Image

Dickie, Melinda

From: Code 4 [information@code4.org]
Sent: Thursday, September 25, 2008 11:15 AM
To: Dickie, Melinda
Subject: RE: FW: Attached Image

Melinda,

Geno is out of the office until Monday. I will attempt to answer your questions regarding our registration process; it is conceivable that someone might not sign the registration sheet if they came in late. The registration sheet is out on the table for about an hour after the class begins. We do not necessarily make an announcement for late comers to sign in, although, we have two drawings during the class where we give away t-shirts and a ticket you receive when you come in is required. She would have perhaps known that she didn't have the ticket that others had. If she would have asked about the ticket we would have known she didn't sign in.

About two thirds of the way through the course we put the certificates out and let them come up and pick them up. The certificates are in alphabetical order and we let them go through the file and pick theirs out. Consequently, since we have no proof she went to the class we did not bill your agency for her attendance.

We have an integrity issue on our end to uphold. We cannot pass out certificates without proof of attendance. Is there some way she could prove her attendance by stating what the course was about or does she have any handouts from the course? Is there someone else from your agency that went and can concur that she was there? Please feel free to call me if you have any other questions.

Thank you,

Rhonda Lingafelter

Code 4 Public Safety Education Assoc., Inc.
Voice (541) 245-0703
Fax: (541)732-1829
Email: Information@Code4.org
Web: www.Code4.org

Return-Path: <melinda.dickie@kingcounty.gov>
Received: from fkey02.kingcounty.gov [146.129.189.16] by maila4.webcontrolcenter.com with SMTP;
Wed, 24 Sep 2008 08:33:17 -0700
Received: from MKey01.kc.kingcounty.lcl ([146.129.189.11]) by fkey02.metrokc.gov with Microsoft SMTPSVC
(6.0.3790.3959);
Wed, 24 Sep 2008 08:11:14 -0700
X-MimeOLE: Produced By Microsoft Exchange V6.5
Content-class: urn:content-classes:message
MIME-Version: 1.0
Content-Type: multipart/mixed;
boundary="----_=_NextPart_001_01C91E57.C8D1629D"
Subject: RE: FW: Attached Image
Date: Wed, 24 Sep 2008 08:11:13 -0700
Message-ID: <A2095AD1A028DA40A1E327994B0C8AD1040D6858@mkey01.kc.kingcounty.lcl>

10/30/2008

In-Reply-To: <8b8f00f5443f4b90b60155d8280cb9dd@maila4.webcontrolcenter.com>
X-MS-Has-Attach: yes
X-MS-TNEF-Correlator:
Thread-Topic: FW: Attached Image
Thread-Index: AcjoMXU4MbZwE953RDOK6hQpokDDDA2JV93A
References: <8b8f00f5443f4b90b60155d8280cb9dd@maila4.webcontrolcenter.com>
From: "Dickie, Melinda" <Melinda.Dickie@kingcounty.gov>
To: <information@code4.org>
X-OriginalArrivalTime: 24 Sep 2008 15:11:14.0554 (UTC) FILETIME=[C954DDA0:01C91E57]
X-SmarterMail-Spam: SpamAssassin 6.6 [raw: 3.3], SPF_None

Geno,

I am following up once more on this request re: Jenee Westberg not attending the 6/19/07 Stress Management for Women course that was held in Puyallup, Washington. Would you please explain how your registration / sign-in work the day of the training. Additionally, with the registration, if one were to arrive late to the training, is the registration table still set up throughout the day, closed down at certain point, announcements made throughout the course that if they have not signed in to go to the table, etc. And for clarification, if someone were to arrive late, did not sign in, they would not receive their certificate of completion, correct? In what circumstances would you mail the participant their certificate of completion?

Thank you for your immediate attention and assistance in this matter.

Melinda Dickie

Human Resources Manager

From: Code 4 [mailto:information@code4.org]
Sent: Thursday, July 17, 2008 10:20 AM
To: Dickie, Melinda
Subject: re: FW: Attached Image

Hello Melinda,

Thank you for your interest in Code 4. Yes we have the certificate for the 6/19/07 Stress Management for Women course that was held in Puyallup, Washington. At this time I do not have anything that shows me she attended the course and I checked with the accounting department and no charge was issued to your agency for this person. If there is anything I am not seeing please feel free to contact me

10/30/2008

and we will make sense of it. Once again thank you for your interest in Code 4 and have a great day.

Geno Sieg

Code 4 Public Safety Education Assoc., Inc.

Voice (541) 245-0703

Fax: (541)732-1829

Email: Information@Code4.org

Web: www.Code4.org

Return-Path: <melinda.dickie@kingcounty.gov>

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Wed, 16 Jul 2008 10:30:45 -0700

Received: from MKey01.kc.kingcounty.lcl ([146.129.189.11]) by fkey04.metrokc.gov with Microsoft SMTPSVC (6.0.3790.3959);

Wed, 16 Jul 2008 10:08:44 -0700

x-mimeole: Produced By Microsoft Exchange V6.5

Content-class: urn:content-classes:message

MIME-Version: 1.0

Content-Type: multipart/mixed;

boundary="----_=_NextPart_001_01C8E766.9A98AE54"

Subject: FW: Attached Image

Date: Wed, 16 Jul 2008 10:08:44 -0700

Message-ID: <A2095AD1A028DA40A1E327994B0C8AD1040D638D@mkey01.kc.kingcounty.lcl>

X-MS-Has-Attach: yes

X-MS-TNEF-Correlator:

Thread-Topic: Attached Image

Thread-Index: AcjnYt5kvZuVt4Z6Tz6xEo3HIwOngwAABQ0w

From: "Dickie, Melinda" <Melinda.Dickie@kingcounty.gov>

To: <information@code4.org>

X-OriginalArrivalTime: 16 Jul 2008 17:08:44.0990 (UTC) FILETIME=[9ACD85E0:01C8E766]

X-SmarterMail-Spam: SpamAssassin 0 [raw: 0], SPF_Pass

A year ago (July 30, 2007 - see attachment), we received an email from you stating that an employee of ours, Jenee Westberg, did not sign in for the 6/19/2007 Stress Management for Women in Puyallup, Washington and that you still had her certificate in the class folder. I am writing today to confirm that you still have the certificate and that it was not mailed out to Ms. Westberg after your July 30, 2007 email communication. Would you please be able to confirm.

Thank you for your immediate attention and assistance in this matter.

Melinda Dickie

Human Resources Manager

10/30/2008

From: elections@metrokc.gov [mailto:elections@metrokc.gov]
Sent: Wednesday, July 16, 2008 9:45 AM
To: Dickie, Melinda
Subject: Attached Image



King County

Records and Licensing Services Division

Department of Executive Services

King County Administration Building

500 Fourth Avenue, Room 411

Seattle, WA 98104-2337

206-296-1540 Fax 206-296-4029

TTY Relay: 711

HAND DELIVERED BY TOM BROWN ON SEPTEMBER 26, 2008

September 26, 2008

Jenee Westberg

RE: Proposed Discipline – Four (4) Day Suspension

Dear Ms. Westberg:

The purpose of this memorandum is to inform you that I am proposing suspending you for four (4) workdays without pay for theft of county time and dishonesty during the course of an investigation. These actions are subject to discipline in accordance with Section 16 of the King County Personnel Guidelines. The basis for this proposal follows.

On June 19, 2007, you were registered to attend a *Stress Management for Women* training in Puyallup sponsored by Code 4 Public Safety Education Association, Inc. On July 30, 2007, Sergeant Jane Wakefield contacted the vendor inquiring when an invoice would be sent to King County in order to process the payment. At that time, the representative from Code 4 advised Sergeant Wakefield that though they had received your pre-registration on June 11, 2007, you were not marked down as attending the course. Code 4 stated that had you attended the course, you would have received a certificate at the end of the day; however, they were still in possession of your certificate at the time Sergeant Wakefield had made her inquiry.

On March 6, 2008, you met with Melinda Dickie, Human Resources Manager, at which time you stated that Al Dams, former Acting Animal Services Manager had requested a copy of the certificate sometime late summer and again in the early fall of 2007. You stated you had put a copy of the certificate in Mr. Dams' office on two occasions. You told Ms. Dickie that the training was a half day morning seminar on June 19, 2007 and after the training, you returned to work in the afternoon to complete your shift. During your meeting with Ms. Dickie, she requested that you please provide her a copy of the certificate. You told Ms. Dickie you would provide her a copy; however, you were uncertain as to where the copy would be due to various moves you have had in the last year and that your belongings are stored at several locations.

Jenee Westerberg
September 26, 2008
Page 2 of 3

Subsequent to this initial request by Ms. Dickie, she emailed you on three (3) separate occasions requesting for the documentation. To date, you have not provided a copy of the certificate.

On June 20, 2008, you met with Ms. Dickie for a second time regarding this matter. Also present at this meeting was the Animal Control Officer Guild's attorney, Syd Vinnedge. During this meeting, you admitted to Ms. Dickie that on the day of the training, you arrived late as well as left early because you did not feel well. You stated that you went home for a while, and then reported to work in the afternoon. You told Ms. Dickie that you did not call into your superiors to advise them you had arrived to the training late, left the training early due to illness, and went home for a while prior to reporting to work. You claimed on your timesheet and were paid for eleven (11) hours worked for June 19, 2007.

When Ms. Dickie asked at what point during the training you received your certificate, you told her you did not pick up the certificate but rather it had been mailed to you. When Ms. Dickie asked you to explain how you could have received the certificate when Code 4 told Sergeant Wakefield on July 30, 2007 they were still in receipt of the application, you had no response.

Since your last meeting with Ms. Dickie, she contacted Code 4 on July 17, 2008 to verify one more time of your attendance at the June 19, 2007 training and was told by the vendor representative that they are still in receipt of the certificate for that course and that their accounting department did not charge the agency for your attendance. The vendor advised Ms. Dickie that they are not able to pass out certificates without proof of attendance.

Based on the above, there is no evidence to suggest you did attend the training given that the vendor is still in receipt of your certificate. I find your claim that you received the certificate in the mail not to be credible given the vendor's policy that certificates can not be distributed without proof of attendance. Further, since you did not receive a certificate, your assertion that you had provided a copy to Mr. Dams on two occasions is without merit. Honesty is a critical element of the employer-employee trust relationship. You were dishonest and you have significantly and adversely affected this relationship.

Furthermore, by your own admission, you stated that you did not work your entire shift and did not report so to your superiors; however, payroll records show that you claimed and were paid for eleven (11) hours worked. Knowingly reporting for hours worked when indeed you had not, is not only dishonest, but also constitutes theft of County time.

Therefore, I am proposing to suspend you for four (4) days without pay for dishonesty and theft of County time. This action is being taken in accordance with Section 16.4 of the King County Personnel Guidelines. You have the right to respond to the proposed discipline (known as a "Loudermill" meeting), or provide additional information you believe is relevant to the issue. At the Loudermill meeting you should come prepared to provide any additional information you feel will assist in rendering my final decision. You may have assistance from your Guild representative in preparing and/or presenting your response. If you wish to take advantage of

Jenee Westerberg
September 26, 2008
Page 3 of 3

this opportunity, I have scheduled a meeting for Tuesday, October 21, 2008 at 1:00 p.m. in the Animal Services Manager office. Alternatively, you may submit a written response to my office by close of business October 20, 2008. If you opt not to attend a meeting or submit a written response to me by the deadlines set forth above, a final decision will be made by October 21, 2008 based on information I currently have.

If you believe that your most recent actions are a result of personal, behavior or medical conditions, I would encourage you to contact the King County Employee Assistance Program (EAP) at (206) 263-4752. Cooperation with the EAP will not preclude progressive disciplinary action should you not meet the above expectations and directives.

Sincerely,



Carolyn Ableman
Division Director

cc: Bob Railton, Acting HR Service Delivery Manager, Dept. of Executive Services (DES)
Melinda Dickie, Human Resources Manager, DES, RALS
Tom Brown, Acting Assistant Animal Services Manager, DES, RALS
Rob Sprague, Labor Negotiator, Des, Human Resources Division
John Diel, Guild President, Animal Control Officers Guild

Dickie, Melinda

From: Cockbain, Sean on behalf of Ableman, Carolyn
Sent: Tuesday, October 14, 2008 12:48 PM
To: Westberg, Jenee
Cc: Dickie, Melinda; Diel, John; Sprague, Rob
Subject: Loudermill Meeting-Change of time

Jenee,

This is to advise you that I am changing the time of your scheduled Loudermill meeting for next Tuesday, October 21, 2008. Originally, I had scheduled to meet with you at 1:00 p.m.; however, given that I will already be out at the shelter in the morning for the staff meeting, I am changing our time to immediately follow the staff meeting, and will meet with you beginning at 10 a.m.

As mentioned in my proposed discipline letter to you dated on September 26, 2008, you have the right to respond to the proposed discipline, or provide additional information you believe is relevant to the issue. At the Loudermill meeting you should come prepared to provide any additional information you feel will assist in rendering my final decision. You may have assistance from your Guild representative in preparing and/or presenting your response. Should you decide not to attend the Loudermill meeting in person on October 21, 2008 at 10 a.m., alternatively, you may submit a written response to my office by close of business October 20, 2008. If you opt not to attend the meeting or submit a written response to me by the deadlines set forth above, a final decision will be made by October 22, 2008 based on information I currently have.

Sincerely,

Carolyn Ableman

10/21/08
10¹⁵am

Caryn Aleman
Gene Westberg

RDickie

WDERMU @ Shelter

JW nothing to add
Request to split b/tune pay pds
Declined guild representation



King County

Records and Licensing Services Division

Department of Executive Services
King County Administration Building
500 Fourth Avenue, Room 411
Seattle, WA 98104-2337
206-296-1540 Fax 206-296-4029
TTY Relay: 711

October 30, 2008

TO: Jenee Westberg, Animal Control Officer

FM: Carolyn Ableman, Division Director

RE: Notice of Discipline

The purpose of this letter is to inform you of my decision regarding the proposal to suspend you from work for four (4) days / forty (40) hours without pay. On October 21, 2008, a Loudermill meeting was held to discuss the proposed action as detailed in the September 26, 2008 proposed discipline letter.

During our meeting, you stated that you chose not have any union representation present. Additionally, you stated that you had no additional information you believed was relevant to the issue. Because you did not present any evidence to suggest you did attend the training on June 19, 2007, I have no other recourse than to uphold the decision to suspend you from work for four (4) days / forty (40) hours without pay. You will need to discuss with Tom Brown, Acting Assistant Manager, when you will serve this suspension. The suspension must occur no later than January 15, 2009. Please be advised that repeated incidents of the nature described in your Loudermill letter will not be tolerated and will be subject to appropriate disciplinary action up to and including termination.

You are advised that you may grieve this action through the grievance procedures provided in your Collective Bargaining Agreement. By copy of this letter, your union is being advised of this action.

If you believe that your most recent actions are a result of personal, behavior or medical conditions, I would encourage you to contact the King County Employee Assistance Program (EAP) at (206) 263-4752. Cooperation with the EAP will not preclude progressive disciplinary action should you not meet the above expectations and directives.

Please contact Mr. Brown at (206) 205-6306 if you have any questions.

October 30, 2008

Page 2 of 2

cc: Rob Sprague, Labor Negotiator, Department of Executive Services (DES), Human Resources Division
Bob Railton, Human Resource Manager, Department of Executive Services (DES), Director's Office
Wendy Keller, Acting Manager, DES / Records and Licensing Services Division (RALS)
Tom Brown, Acting Assistant Manager, DES /RALS
Melinda Dickie, Human Resources Manager, DES /RALS
Animal Control Officers Guild
Personnel File