

ORIGINAL

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COURT OF APPEALS
DIVISION II

Kitsap Superior Court

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Case # 13-1-00087-1

STATE OF WASHINGTON

BY ~~In The~~ Court Of Appeals For The State
DEPUTY
Of Washington
Division Two

In Re The Personal Restraint Of
Allixzander D. Harris,
Petitioner

Personal Restraint Petition With Legal
Argument And Authorities

By: Allixzander D. Harris
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Status of Petitioner / Procedural History I.

1
2 Alexander D. Harris Doc. # 324111 seeks relief from
3 the judgement and sentence imposed in Kitsap County,
4 Case # 13-1-00087-1.

5
6 He is currently incarcerated at Coyote
7 Ridge Corrections Center serving the sentence
8 he was sentenced to of 486 months.

9
10 A pro-se petitioners submissions are held "to less
11 stringent standards than formal pleadings drafted by
12 lawyers." Hughes v. Rowe 449 U.S. 5, 10, 101 S.Ct.
13 173, 66 L.E. 2d 163 (1980) (Quoting Haines v.
14 Kerner, 404 U.S. 519, 520, 92 S.Ct. 594, 30 L.E.
15 2d 652 (1972). Thus, a court must "read
16 the pleadings of a pro-se plaintiff liberally and
17 interpret them to raise the strongest arguments
18 they suggest", McPherson v. Coombe, 174 F.3d
19 276, 280 (2d Cir. 1999). (internal quotations
20 and citations omitted). Nonetheless, a pro-se
21 petitioner is not exempt from compliance with relevant
22 rules of procedural substantive law. Traguth v.
23 Zuck, 710 F.2d 90, 95 (2nd Cir. 1983).

24
25 Also: (See: Erickson v. Pardus)

26 "A document filed pro se is "to be liberally construed,"
27 Estelle, 429 U.S. at 106, 97 S.Ct. 285, 50 L.Ed. 2d 251,
28 and "a pro se complaint, however inartfully pleaded, must be
29 held to less stringent standards than formal pleadings drafted
30 by lawyers," *ibid.* (internal quotation marks omitted), Cf.
31 Fed. Rule Civ. Proc. 8 (f) ("All pleadings shall be so construed
32 as to do substantial justice.")

33

34

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Statement of the Case II.

1
2 Alexander D. Harris, was charged with 1 count
3 of Promoting Commercial sexual abuse of a minor,
4 1 count of Human Trafficking in the second degree,
5 and 1 count of Rape 2nd, on (1/23/13).
6 Then arraigned in the superior court on (1/29/13).

7
8 (see: R.P. 1/29/13 pg. 4, line 4-8) ▶

9
10 Harris is now as a pro-se litigant for the first time on
11 appeal raising these issues under Rap 2, 5 (a) because
12 his trial counsel Eric Valley, ineffectively failed to
13 raise them at a 3/6 suppression hearing, and also
14 failing to raise them for record.

15
16 Before the defendants arrest on (12/31/12 Sgt.
17 Endicott of the Bremerton Police Department A.K.A.
18 (B.P.D.) and Sgt. Randy Plumb of the (B.P.D.)
19 Special Operations Group A.K.A. (S.O.G.) made a prior
20 agreement that when Harris was located Sgt. Endi-

21 cott was to contact Sgt. Plumb right away to inquire
22 if Harris was in possession of any specific evi-
23 dentary items for this case that Sgt. Plumb
24 was investigating.
25 (see: R.P. 8/25/16 pg. 1183, line 5-9, 1185, line 6) ▶

26 On December 31st 2012 the vehicle the defendant was
27 arrested out of was parked off of Oyster bay Rd.
28 (see: ex 16 Officer Meadors Arrest Report) ▶

29
30 This is when officer Inklebarger drove by
31 spotting the vehicle, which is when he decided -

32
33
34
35 Pg. 2 of 46 Personal Restraint Petition of Harris
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11 to set up and wait for Harris to drive off.

8 He called officer Meador to that area to stand by for a suspended driver identified as Allixzander D. Harris.

5 (See: ex 13 7/11/14 E-mail) ▶

7 Officer Meador then pulled Harris over subsequent to him being called to the area to stand by. Meador then arrested Harris immediately after pulling him over because without prompting Harris told Meador that he was DWLS³, SO Meador arrested him and placed Harris straight in the back of the cop car, then ran and finished the license and vehicle checks directly after that.

15 after that. (See: ex 16 Officer Meadors Arrest Report) ▶
17
18 Right after this Sgt. Endicott who was on the scene called Sgt. Plumb as was agreed earlier that day and was directed to ask Harris for permission to search the vehicle, Sgt. Plumb wanted Sgt. Endicott to search the vehicle specifically for evidentiary items related to the promotion of Position case that he was investigating.

25 was investigating. (See: ex 31 Vehicle Search Warrant Pg. 13, line 14-29) ▶
27
28 The consent was allegedly obtained then Sgt. Endicott started searching for those items in the vehicle and after he found them he called Sgt. Plumb back and was directed to impound the vehicle in reference to the case # B1A-01A534 along with adding felony charges to the arrest when Harris was booked.

34 booked.
35 (See: ex 31 Vehicle Search Warrant Pg. 13, line 17-29) ▶
36

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1 Officer Meador then turned custody of Harris over
2 to Inklebarger for transportation and booking.
3 ◀(See: ex 16 Officer Meadors Arrest Report)▶

4
5 There was nothing taken from the vehicle at that
6 time but it was taped up and secured into the
7 (B.P.D.) storage garage until the execution of the
8 Search Warrant.
9 ◀(See: ex 16 Officer Meadors Arrest Report)▶

10
11 Harris was then booked into the Kitsap
12 County Jail.
13 ◀(See: ex 16 officer Meadors Arrest Report)▶

14
15 On 1/2/13 the search warrant for the vehicle was
16 applied for.
17 ◀(See: ex 31 Vehicle Search Warrant Pg. 13, line 14 - Pg. 15, line 2)▶

18
19 The search warrant was executed on 1/2/13 and again
20 on 1/3/13, the evidence was then numbered and placed
21 into the (B.P.D.'s) evidence storage.
22 ◀(See: ex 20 Sgt. Plumbs 1/10/13 Report)▶

23
24 The information was filed on 1/23/13 in the
25 Superior court, and Harris was arraigned on the 29th
26 of January.
27 ◀(See: R.P. 1/29/13 Pg. 4, line 4-8)▶

28
29 On 6/16/14 the information was amended charging
30 Harris with 6 counts of Promoting Commercial sexual
31 abuse of a minor, 1 tampering with a witness, 1 Rape
32 in the second degree, 1 Human Trafficking in the second,
33 1 promoting prostitution in the second, and 1 viewing
34 depictions of a minor engaged in Sexually Explicit
35 conduct in the second degree.

36
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1 Months after this amended information Eric Valley the
2 trial counsel for Harris filed for and also briefed a
3 3:6 suppression hearing based upon a Pretextual
4 Traffic Stop that was set for 7/11/14.

5 ◀ (see: R.P. 7/11/14 Pg. 2, line 9-11) ▶

6

7 Counsel then withdrew this motion refusing to
8 continue with it after allegedly talking to the
9 officer who initiated Harris's arrest named
10 Inklebarger.

11 ◀ (see: R.P. 7/11/14 Pg. 2, line 9-Pg. 5, line 20) ▶

12

13 The second information was filed on 8/11/14
14 where the prosecution dismissed some charges,
15 like the Rape⁰² and the Human Trafficking⁰².

16 ◀ (see: R.P. 8/11/14) ▶

17

18

19 Shortly after that Harris went to trial on 8/12/14,
20 the unconstitutionally obtained evidence was used
21 in the trial and Harris was found guilty.

22 ◀ (see: R.P. 9/26/14) ▶

23

24 The viewing depositions charge was dropped on 9/12/14
25 ◀ (see: R.P. 9/12/14) ▶

26

27 Harris was sentenced to 486 months on 9/26/14
28 and then sent to prison a little while after this
29 event where he currently waits to appeal his
30 case while serving his sentence that he was
31 given.

32 ◀ (see: R.P. 9/26/14 Pg. 1966-Pg. 21-9) ▶

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Grounds for Relief III.

1
2 1.) Trial counsel Eric Valley was ineffective when he failed /
3 refused to move for suppression of unconstitutionally
4 obtained evidence subsequently gathered through a
5 Pretextual Traffic Stop, then failing to object to
6 the evidence found through it being used at trial,
7 and failing to move for a (suppression hearing) on
8 all issues raised herein.

9
10 2.) Trial counsel was ineffective when he failed /
11 refused to move for suppression of evidence due
12 to a (Pretextual Traffic Stop.)

13
14 3.) Trial counsel was ineffective when he failed /
15 refused to move for suppression of evidence
16 due to a (Prolonged Detention.)

17
18 4.) Trial counsel was ineffective when he failed
19 / refused to move for suppression of evidence
20 due to an (Invalid and Exploited Consent.)

21
22 5.) Trial counsel was ineffective when he failed /
23 refused to move for suppression of evidence
24 due to a (Initial Illegal Research.)

25
26 6.) Trial counsel was ineffective when he failed /
27 refused to move for suppression of evidence
28 due to a (Tainted Probable Cause.)

29
30 7.) Trial counsel was ineffective when he failed /
31 refused to move for suppression of evidence
32 due to an (Illegal Car Search and Seizure.)

33
34
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1 8.) Multiple errors that together amount
2 to cumulative error which denied the
3 defendant a fair trial.
4
5

6 Under both the federal and state constitutions,
7 due process requires that the state prove every
8 element of a crime beyond a reasonable doubt.

9 U.S. Const. amend. XIV; Wash. Const. Art. I, §
10 3; In re Winship, 397 U.S. 358) ▶

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Argument IV.

Ground 1. Trial counsel was ineffective for failing/refusing to move for suppression of evidence that was unconstitutionally obtained and subsequently gathered and would have been granted.

8 All criminal defendants have the constitutional right to the effective assistance of counsel. U.S. Const. amend. VI, XIV: const. Art. I, § 2a; state v. Grier, 171 Wn. 2d 17, 32, 246 P.3d 1260 (2011); State v. A.N.J., 168 Wn. 2d 91, 96-97, 225 P.3d 956 (2010). Counsel's critical role in the adversarial system protects defendant's fundamental right to a fair trial. Strickland v. Washington, 466 U.S. 668, 684, 85, 104 S. Ct. 2052, 80 L. Ed. 2d 674, reh'g denied, 467 U.S. 1267, 104 S. Ct. 3562, 82 L. Ed. 2d 864 (1984); United v. Cronin, 466 U.S. 648, 656, 104 S. Ct. 2039, 80 L. Ed. 2d 257 (1984). "The very premise of our adversary system of criminal justice is that partisan advocacy on both sides of a case will best promote the ultimate objective that the guilty be convicted and the innocent go free." Herring v. New York, 422 U.S. 853, 862, 95 S. Ct. 2550, 45 L. Ed. 2d 593 (1975). The right to counsel therefore necessary and includes the right to effective assistance of counsel. Kimmelman v. Morrison, 477 U.S. 365, 377, 106 S. Ct. 2574, 91 L. Ed. 2d 305 (1986); A.N.J., 168 Wn. 2d at 98.

30
31 When reviewing a claim that trial counsel was not effective, appellate courts utilize a two-part test announced in Strickland. State v. Thomas, 109 Wn. 2d 222, 225-26, 743 P.2d 816 (1987).
35 Under Strickland, the appellate court must -
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38

1 determine (1) was the attorneys performance below objective
2 standards of reasonable representation, and if so, (2)
3 did counsels deficient performance prejudice the defendant,
4 Strickland, 466 U.S. at 687-88; Thomas, 109 Wn.
5 2d at 226.

6

7 In reviewing the first prong of the Strickland
8 test, the appellate courts presume that defense
9 counsel was not deficient, but this presumption
10 is rebutted if there is no legitimate explanation
11 for counsels performance. Strickland, 466

12 U.S. at 689-90; State v. Reichenbach, 153 Wn.
13 2d 126, 130, 101 P.3d 80 (2004), reconsideration
14 denied (Jan. 18, 2005). An attorneys ignorance
15 of a point of law that is fundamental to his case
16 combined with his failure to perform basic research
17 on that point is a quintessential example of un-
18 reasonable performance under Strickland.

19 Hinton v. Alabama, 134 S.Ct. 1081, 1089, 188 L.Ed.
20 2d 1 (2014), where an attorney unreasonable fails

21 to research or apply relevant statutes without any
22 tactical purpose, that attorneys performance is
23 constitutionally deficient. In Re Yung-Cheng

24 Tsai, 183 Wn. 2d 91, 102, 351 P.3d 138, 144
25 (2015). Appellate courts find prejudice under
26 the second prong if the defendant demonstrates⁶⁶

27 Counsels errors were so serious as to deprive the
28 defendant of a fair trial.⁶⁵ Id., at 687.

29 Ineffective Assistance of Counsel is a mixed
30 question of law and fact reviewed de novo.

31 Strickland, 466 U.S. at 698.

32

33

34 (Prong 1. Ineffective Assistance of Counsel)

35 Counsels failure / refusal to continue and or =

36

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1 move for suppression of unconstitutionally obtained
2 evidence derived from a Pretextual Traffic Stop could
3 not have been a strategic decision. The
4 unconstitutionally obtained evidence must be supp-
5 ressed under Washington state and United state
6 constitutional laws. It simply cannot be
7 a reasonable strategy to not suppress unconstitution-
8 ally obtained evidence thus it appears that the
9 trial counsel's failure/refusal to suppress was
10 based upon his ignorance of the Washington
11 state laws on Pretextual Traffic stops.

12
13 Fact 1. On July 14th, 2014 counsel for
14 defendant Eric Valley failed/refused to move for
15 suppression of unconstitutionally obtained evidence
16 subsequently gathered through a Pretextual Traffic
17 Stop for the illegitimate reasons of;

18
19 A). Failing to research, understand, and correctly
20 apply the Washington State Constitutional standards
21 and or laws on Pretextual Traffic Stops.

22
23 B). He then an Hr or so before the scheduled
24 3.6 suppression hearing on 7/11/14 had allegedly
25 spoken to the initiating officer of Harris's arrest
26 on 12/31/12 named Inklebarger and was told by
27 Inklebarger that he himself knew the vehicle
28 plates were expired and that he had reason to be
29 interested in the vehicle.

30 ◀(See: R.P. 7/11/14 Pg. 2, line 16 - Pg. 5, line 15)▶

31
32 So Valley believed he knew what the courts
33 ruling would have been, and that the court would
34 also find the witness officer Inklebarger
35 credible as he did which is why he withdrew/
36

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1. refused to continue and or move for the suppression

2 hearing based on his own belief about pretextual

3 Traffic stops and that all there was to be needed

4 in making the "Traffic stop" legal was a

5 reasonable suspicion of a Traffic Infraction.

6 (See; R.P. 7/11/14 Pg. 2, line 16 - Pg. 5, line 15) ▶

7

8 C). Along with these reasons Eric Valley clearly

9 does not understand the Washington state

10 pretextual Traffic stop laws which is even more

11 apparent. In the argument of Valley's 3.6 brief that

12 was never heard.

13 ▶ (See; ex 46 7/11/14 Suppression Hearing brief) ▶

14

15 These were not trial tactics nor reasonable

16 strategies, there also was a complete violation of

17 the adversarial system/process, and there is no

18 way, shape, or form that this scenario could have

19 been an effective performance of counsel's assistance.

20 There is no legitimate explanation for

21 these actions.

22

23 It is not reasonable in failing to suppress un-

24 constitutionally obtained evidence nor to base legal

25 decisions on a states witness. AKA adversary

26 and their out of court statements in a blink

27 of an eye without researching and applying the

28 correct laws) or statutes.

29

30 (Wrong 2. Ineffective Assistance of Counsel)

31 Counsel's performance or in this case, lack

32 of performance did indeed prejudice the defen-

33 dant, Sense the 3.6 suppression hear-

34 ing did not take place there was not a

35 sufficient record of the pretextual Traffic-

36

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1 Stop nor the triggering effects that lead to the
2 defendants convictions.

3 Most of the evidence could not have been raised
4 on direct appeal because the errors must be manifest
5 under State v. McFarland which were not on the
6 record.

7 This P.R.P. is the only way to appeal
8 these issues under: Ineffective Assistance of counsel
9 claim(s) but prejudice must be shown.

10 In this P.R.P. the prejudice will be
11 shown through multiple triggering effects that are
12 also ineffective assistance/issues in their own individuality.

13 (See; Pg. 6-7 of 46 P.R.P. of Harris) ▶

14
15
16 Where an Ineffective Assistance of counsel claim is
17 raised on direct appeal, review in court will not
18 consider matters outside the trial record/court
19 (See; State v. McFarland at pg. 335) ▶ Rap 2.5(a)

20
21 The P.R.P. is the only way to raise issues under
22 an Ineffective Assistance of Counsel claim but the
23 prejudice must be shown.

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Ground 2.
EFFECT 1.

[Pretextual Traffic Stop]

(State v. Ladson 1999) - Holding: Pretextual Traffic
Stops are made without "Authority of law", and
thus are prohibited under state Constitution.

Ladson at (Headnote [20])

Stop or arrest as pretext or ruse, in general

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1 When determining whether a given traffic stop is
2 pretextual, and thus in violation of state constitution,
3 court should consider the totality of the circumstances,
4 including both the (subjective intent) of the officer as
5 well as the (objective reasonableness) of the officers
6 behavior; disapproving *State v. Chaplin*, 75 Wash.
7 App. 460, 879 P.2d 300. West's RCWA Const. Art.
8 1, § 7.

9
10 (Subjective): 1. Based on an individual's perceptions,
11 feelings, or intentions, as opposed to externally
12 verifiable phenomena < The subjective theory of
13 contract - that the parties must have an actual
14 meeting of the minds - is not favored by most
15 courts >. 2. Personal; individual < subjective
16 judgements about popular music > Cf. objective.
17 (Black's law 10th Edition (2014) pg. 1652.)

18
19 (Objective): 1. of, relating to, or based on
20 externally verifiable phenomena, as opposed to an
21 individual's perceptions, feelings, or intentions <
22 the objective facts >. 2. Without bias or prejudice
23 ; disinterested < because her son was involved,
24 she felt she could not be objective >. 3. Exist-
25 ing outside the mind as something real, not
26 only as an idea < objective reality >. Cf.
27 subjective, (Black's law 10th Edition (2014) Pg.
28 1241.)

[Pretextual Traffic Stop]

30
31 Sections Showing Subjective Intent.

- 32
33 - Effect 1. Pretextual Traffic Stop Pg. 12 - 46
34 - Prior Agreement Pg. 14 - 46
35 - Hidden Report Pg. 18 - 46

36
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Sections Showing Objective Reasonableness

Effect 2. Prolonged Detention Pg. 24-46

Effect 3. Invalid and Exploited Consent Pg. 29-46

Effect 4. Initial Illegal Search Pg. 33-46

A Pretextual Traffic Stop is where police justify a traffic stop in order to make a search of the person or vehicle or to interrogate the person, with the hope of recovering evidence of a more serious crime for which they did not have the reasonable suspicion necessary to support the stop.

◀ (See: State v. Rakosky 79 Wn. App. 229) ▶

[Prong 1. Subjective Intent]

[Prior Agreement]; On December 31st, 2012 Sgt. Endicott of the (B.P.D.) Bremerton Police Department, and Sgt. Plumb of (S.O.G.) special operations Group of the (B.P.D.) made an agreement that when Alexander D. Harris was located Sgt. Endicott was to immediately contact Sgt. Plumb to see if Harris was in possession of any evidentiary items for this case that Sgt. Plumb at that time was investigating.

That agreement occurred right before the car Harris was arrested out of was spotted.

◀ (See: R.P. 8/25/14 Pg. 1183, line 2-17) ▶

Sgt. Endicott was the shift sgt on 12/31/12

◀ (see: R.P. 8/25/14 Pg. 1184, line 8-11) ▶

Due to this prior agreement/Information put out-

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1 at an earlier date the vehicle Harris was "known"
2 to drive and was arrested out of on 12/31/12
3 happened to be noticed by officer Inklebarger
4 because he knew Sgt. Plumb of the (B.P.D. / S.O.G.)
5 was looking for Harris to see if he was in
6 possession of evidentiary items for this case.
7 ◀(See: ex 13 E-mail of 7/11/14) ▶

8
9 Fact 1. There were no traffic infractions,
10 police calls, nor any warrants that officer
11 Inklebarger was responding to.

12
13 Fact 2. Officer Inklebarger was not
14 investigating any crime, criminal activities, or reasonable
15 articulable suspicions when he noticed the vehicle
16 Harris was known to drive.

17
18 Fact 3. The vehicle was legally parked off
19 of and Roads at the bay vista
20 low income housing in a private parking space.

21
22 ◀(See: ex 13 7/11/14 E-mail for facts 1-2) ▶

23
24 ◀(See: ex 14 West Bremerton Map for fact 3) ▶

25
26 As stated through these previous facts the vehicle
27 was parked and not violating any statutes or laws so
28 the only reason officer Inklebarger could have noticed
29 the vehicle "Harris" was "known" to drive was because
30 Inklebarger knew that (S.O.G.) mainly Sgt. Plumb
31 wanted to contact Harris to see if he was in
32 possession of any specific evidentiary items relating
33 to this case and he knew what the vehicle
34 looked like.

35 ◀(See: State v. Ladson, Headnote [17]) ▶

36
37 Pg. 15 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 Officer Inklebarger knew firsthand that S.O.G./ Sgt. -
2 Plumb was looking for Harris but knew he did not
3 have Authority of law nor an exception to the
4 warrant requirement to invade Harris's privacy or
5 private affairs at the time he noticed the vehicle
6 and sense he allegedly already knew that the
7 vehicles plates were expired he decided to set
8 up and wait for Harris to commit a Traffic
9 Infraction in order to justify a Traffic Stop
10 to further Plumb's Investigation of this case
11 as is shown through the officers objective
12 reasonableness and the search warrant for
13 the vehicle.

14 ◀(See: State v. Ladson, Headnote [12] and [15])▶

15
16 As will be proven through this P.R.P., the objective
17 reasonableness of the officers actions will be high -
18 lighted and shown that the reason this stop was
19 effectuated was to search and seize or allow
20 Harris to be searched and seized relating to the
21 investigation of this case that Sgt. Plumb of the
22 (B.P.D.) (S.O.G.) unit was investigating.

23 This stop was not to effectuate a traffic stop
24 nor to enforce the traffic safety laws/rule's and
25 the police let Harris drive off.

26
27 This is when officer Inklebarger called officer
28 Meador out of his routine patrol duties to stand
29 by for an expired vehicle with a possible suspended
30 driver specifically identified as Allixzander D. Harris.

31 ◀(See: ex 16 Officer Meadors Arrest Report)▶

32
33 Which is when both officers set up for Harris to
34 drive off and pull him over for a T.I.
35 ◀(See: ex 13 7/11/14 E-mail, also: Officer Meadors Arrest Report)▶

36
37 Pg. 16 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 (Subsequent): 1. (Of an action, event, etc.) occurring later; coming after something else.

2 Officer Meador would not have been there to pull Harris over had officer Inklebarger not have called him to that area to stand by for a vacated parked vehicle.

3 There was no one in that vehicle at the time officer Inklebarger called officer Meador over, this is shown through the 7/11/14 e-mail when Inklebarger stated that he believes he saw Harris get into the driving seat as it took off.

4 Officer Inklebarger would not have pulled Harris over had he not known Sgt. Plumb of the (B.P.D.'s) (S.O.G.) unit wanted to contact him because the vehicle would not have been noticed sense it was not committing any crime, or violating any traffic regulations when or while it was parked.

5 further had Harris been driving by and Inklebarger then noticed him on the vehicle associated with him like the arrest report that left out Inklebargers report makes it seem like then this situation would be legal and justified but as the 7/11/14 e-mail being the only report Inklebarger had the car was parked and Inklebarger had to wait and observe an infraction which is the essence of this pretextual traffic stop.

Hidden Report

2 Officer Inklebarger only report of how he came
3 into contact with Harris which lead up to his
4 arrest was nowhere to be found in the arrest
5 report nor anywhere else in Harris's discovery.
6
7 This indicates and implies an effort by all
8 law enforcement personnel involved including the
9 prosecution to cover up these important facts and
10 to make the Traffic Stop look legitimate and also
11 justified.

12 Lucrily officer Inklebarger responded to an
13 E-mail sent to him by the prosecutor Coren on
14 7/10/14, the day before the 3.6 suppression
15 hearing was set for.
16 (see: ex 13 7/11/14 E-mail) ▶

17 The E-mail was then sent by the prosecuting
18 attorney Coren directly to Eric Valley on 7/11/14
19 (the day of the hearing), at 11:59 A.M. right
20 before the hearing.
21 (see: ex 13 7/11/14 E-mail) ▶

22 Her E-mail was of a conversation between
23 her and officer Inklebarger the initiating officer
24 of the Traffic Stop. This described his encounter
25 with Harris when he came into contact with him
26 which was in officer Inklebarger's response back to
27 Coren telling him that she would need both him
28 and officer Meador the next day for the 3.6
29 suppression hearing.

30 The fact that Eric Valley had this E-mail which
31 Pg. 18 of 16 Personal Restraint Petition of Harris
32 Mitsap Superior Court case # 13-1-00087-1
33

1 provided the facts about the Pretextual Traffic Stop
2 and yet still did not use them in a 3.6 suppression
3 hearing is ineffectively obvious.

4

5 Harris continuously asked both the prosecution and
6 the Judge for missing reports / discovery (specifically
7 the arrest report from officer Inklebarger) and
8 was told by the prosecution that they gave the
9 defense everything they had and that there was
10 no other reports.

11 ◀(see: R.P. 2/14/14 Pg.13, line 8 - Pg.19, line 19) ▶

12

13 The judge Sally Olsen ordered these missing
14 reports to be found and produced by the next
15 status hearing on 2/28/14, and that if they were
16 not produced by then, the defense would need to
17 put in a motion.

18 ◀(see: R.P. 2/14/14 Pg.21, line 5 - Pg.24, line 19) ▶

19

20 On february 20th, 2014 counsel for defendant
21 James A. Schoenberger stated he would be moving
22 for withdrawl at the 2/28/14 status hearing
23 which is when the missing reports were due.

24 ◀(see: ex 94A 2/20/14 E-mail) ▶

25

26 On february 28th the prosecuting attorney
27 talebi allegedly was ill and the status hearing
28 was continued untill 3/2/14.

29 ◀(see: ex 94B E-mail 2/28/14) ▶

30

31 On the next hearing which was suppose to be
32 for a status on the missing reports (specifically the
33 arrest reports) was turned into a hearing for the
34 withdrawl of the attorney schoenberger and when
35 Harris brought up the missing reports Judge

36

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1 Sally Olsen the same Judge that made the court
2 order refused to speak about it.
3 ◀(see: R.P. 3/28/14 Pg. 6, line 14-24) ▶

4
5 Then there was a new attorney appointed
6 who needed more time to go through the
7 discovery to see himself if there were any
8 missing reports.
9
10 ◀(See: R.P. 3/28/14) ▶

11 The missing reports situation got put off and did
12 not get solved until Harris asked his 4th and new
13 attorney Eric Valley to move for a 3.6 suppression
14 hearing based upon a Pretextual Traffic Stop
15 which is when the 7/11/14 E-mail was sent
16 to Eric Valley by the prosecutor Coreen and
17 the truth of what initiated Harris's arrest
18 came out.

19
20 When this E-mail came out and Harris's
21 attorney Eric Valley got ahold of its contents
22 he withdrew the 3.6 motion and refused to
23 move for suppression of the unconstitutionally
24 obtained evidence, because valley claims that
25 he spoke to officer Inklebanger the initiating
26 officer of Harris's arrest right before the
27 7/11/14 hearing and why he also had the
28 prosecution dismiss the officers that were
29 allegedly there and ready to testify.

30 ◀(See: R.P. 7/11/14 Pg. 1, line 1 - Pg. 5, line 19) ▶

31
32 This is also when the prosecutor Coreen E-
33 mailed Eric Valley officer Inklebangers
34 response.

35 ◀(See: ex 13 7/11/14 E-mail) ▶

36
37 Pg. 20 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 These occurrences are very tricky and very
2 obvious in the fact that officer Inklebarger's
3 arrest report was being hidden.

4 Relation To Ladson Case

5
6
7 The circumstances of this case and how the
8 officers handled the "Traffic Stop" are different
9 from the standardized police procedure of traffic
10 stop operations, but are very much related to
11 the (Ladson) case that held Pretextual Traffic
12 Stops are made without Authority of Law and
13 are therefore prohibited Under WA, Const Art,
14 1997.

15
16 Ladson Case (1) On the day in question
17 (Richard Fogle) attracted the attention of
18 officers (Mack) and (Ziesmer) as he drove by.
19 ◀(See: State v. Ladson at 345-348)▶

20
21 Harris case (1) On the day in question the vehicle
22 Harris drove attracted the attention of officer
23 Inklebarger as the officer drove by.
24 ◀(See; ex 13 7/11/14 E-mail)▶

25
26 Ladson case (2) Fogle and his passenger
27 Thomas Ladson are both African-American.
28 Although the officers had never seen Ladson
29 before, they recognized Fogle from an
30 unsubstantiated rumor that Fogle was involved
31 with drugs.
32 ◀(See: State v. Ladson at 345-348)▶

33
34 Harris case (2) Harris was not in the parked
35 vehicle when officer Inklebarger recognized -

36
37 Pg. 21 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 the vehicle because of prior information about Harris being sought for by Sgt. Plumb of (B.P.D.) (S.O.G.) Unit.

2 (See: ex 13 7/11/14 E-mail) ▶

3 Laddson case (3) The trial court found officer

4 Mack's suspicions about Fogles' reputed drug dealing was his motivation in finding a legal reason to

5 initiate the stop of Fogles' vehicle. (See: State v. Laddson at 345-348) ▶

6 Harris case (3) There was no hearing on this

7 subject because Harris's attorney withdrew / refused to have a 3.6 suppression hearing on

8 the pretextual Traffic Stop so there could not be a ruling.

9 Laddson case (4) The officers failed the fogle

10 vehicle looking for a legal justification to stop the vehicle. They shadowed the vehicle while

11 it refueled at a local filling station and then finally pulled fogle over several blocks later on

12 the grounds that fogles license plate tabs had expired five days earlier. (The officers do not

13 deny the stop was pretextual). (See: State v. Laddson at 345-348) ▶

14 Harris case (4) Officer Inklebarger drove by the

15 vehicle and ran the plates so he knew for sure that the plates were expired. He then called

16 another officer named Meador out of his patrol duties to stand by for a expired vehicle who

17 possibly had a suspended driver identified as Harris behind the wheel (see: ex 13 7/11/14 E-mail)

18 The other officer Meador followed the Harris -

19 Pg. 22 of 46 Personal Restraint Petition of Harris

20 Kitap Superior Court case # 13-1-00087-1

1 vehicle as it drove off and finally pulled it over
 2 several blocks later on the grounds that the
 3 vehicles license plates had expired a few days
 4 earlier. (see: ex 19 license plate expiration date)
 5 (There was no court proceeding on this
 6 subject).
 7 (See: ex 16 Officer Meadors Arrest Report) ▶
 8
 9 Ladson (5) The police then discovered Fojles
 10 drivers license was suspended and arrested him
 11 on the spot. After securing Fojle in hand-
 12 cuffs in the cop car, the police conducted a full
 13 search of the car incident to Fojles arrest.
 14 Then they turned their attention to the
 15 passenger, Thomas Ladson. They ordered Ladson
 16 to exit the vehicle, patted him down, and
 17 required him to stand against the car while they
 18 searched its interior. The police searched
 19 Ladson's jacket which was in the passengers seat
 20 and found a small handgun. Ladson was
 21 placed under arrest and searched. On Ladson's
 22 person and in his jacket pocket the police found
 23 several baggies of marijuana and some \$600
 24 in cash.
 25 (See: State v. Ladson at. 345-348) ▶
 26
 27 Harris (5) Officer Meador then discovered Harris
 28 was suspended when Harris without prompting
 29 told Meador his license was suspended and
 30 Harris was arrested on the spot and placed
 31 in the cop car.
 32 (See: ex 16 Officer Meadors Arrest Report) ▶
 33 (See: ex 31 Vehicle Search Warrant Pg. 13/line 29- Pg. 14/line 4) ▶
 34
 35
 36
 37 Pg. 23 of 46 Personal Restraint Petition of Harris
 38 Mitsop Superior Court case # 13-1-00087-1

The second part of this pretextual Traffic Stop is the objective reasonableness of the officers behavior. (See: State v. Ladson headnote [20])

After Harris was set up by the initiating officer of the arrest Inklebarger and the arresting officer Meador, Harris was subsequently pulled over for a traffic infraction. Harris immediately and without prompting told officer Meador that he was suspended in the 3rd degree.

Harris was then arrested and then placed in the back of the cop car after being handcuffed. (See: ex 16 Officer Meadors Arrest Report)

Sense Harris was both (1) Arrested and placed in the back of the cop car where he could not destroy evidence nor access a weapon to threaten officer safety (See: State v. Snapp at 189-191) and (2) officer Meador had finished the license and vehicle checks right after Harris was arrested and placed in the back of the cop car (See: ex 16 Officer Meadors Arrest Report)

(3) Meador had no reason to believe that the vehicle contained evidence of the crime of expired tabs nor DWLS03. (See: State v. Afana, 169 Wash. 2d 169, 176, 233 P.3d 879 (2010))

This detention should have ended (See: State v. Cartrell 70 Wn. App. 340, June 17, 1993)

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Prong 2. Objective Reasonableness.

Prolonged Detention

Ground 3. Effect 2.

1 As state v. Brigham states there is no constitutional
2 stop watch on traffic stops but through this cases
3 circumstances and the facts of this traffic stops
4 detention should have ended directly after the checks
5 were finished if not right when Harris devulded
6 his driving status because that was the least
7 intrusive means.
8 (See; state v. brigam, 382.F.3d 500. Headnote [I])
9
10 Though the status and license checks did dispell
11 and verify both officer Intlebargers & Meadors
12 only alleged suspicions of expired tabs and
13 suspended license. these officers still decided to
14 prolong or allow a prolonging of this detention.
15
16 Under state v. Brigham 382.F.3d 500 (August 19, 2014)
17 A traffic detention may last as long as is reasonably
18 necessary to effectuate the purpose of the stop,
19 including the resolution of reasonable suspicion,
20 supported by articulable facts within the officers
21 professional judgement, that emerges during the stop.
22 (See; state v. Brigham-headnote [a])
23
24 And see; RCW 10.31.100, as now or hereafter
25 amended. The detention arising from an arrest
26 under this section may not be for a period of
27 time longer than is reasonably necessary to issue
28 and serve a citation and notice [subject to
29 certain exceptions].
30 (See; RCW 10.31.100)
31
32 There was no reasonable or new articulable suspicion that
33 emerged during the stop that would have allowed
34 the officers to lawfull extend it, In fact the only
35 suspicions or better stated in this case "reasons -
36
37 Pg. 25 of 46 Personal Restraint Petition of Harris
38 Kitap Superior Court case # 13-1-00087-1

1 that the officers did unlawfully prolong the traffic stop
2 happen to be the actual and true reason for the
3 traffic stop in the first place which was to further
4 Sgt. Plumb's investigation of this case.
5 That reason was not newly discovered because
6 it was already being investigated by Sgt. Plumb and
7 was known by all officers on the force sense prior
8 information was put out at an earlier date along
9 with it being previously agreed upon by Sgt. Plumb
10 and Sgt. Endicott that once Harris was contacted,
11 the (B.P.D.) officers were to get a hold of Sgt.
12 Plumb right away so Plumb could inquire if Harris
13 was in possession of any evidentiary items for this
14 case now, that was being investigated by Sgt. Plumb
15 then.
16 (see: R.P. 8/25/14 Pg. 1183; line 2-17) ▽
17
18 [Under W.A. Prac 2803 Traffic stops and violations]
19 If the driver is taken into custody it is possible
20 that the police may impound the automobile and conduct
21 an inventory search of the vehicle. A custodial
22 arrest for a minor traffic violation is unjustified,
23 unwarranted, and impermissible if the defendant
24 is willing to sign a written promise to appear in
25 court on the charges a subsequent search of the
26 vehicle is therefore improper.
27
28 The police did not even ask Harris to sign a
29 promise to appear, or even bring it up, they just exten-
30 ded the traffic stops detention and moved straight
31 on to securing the chance to obtain evidentiary items
32 or allow for these items to be sought for.
33 (see: ex 16 Officer Meadors Arrest Report) ▽
34 (see: ex 31 Vehicle Search Warrant Pg. 13, line 29 - Pg. 14, line 4) ▽
35
36
37 Pg. 26 of 46 Personal Restraint Petition of Harris
38 Kitson Superior Court case # 13-1-00087-1

1 These facts show that the investigation of Sgt. Plumbs, was
2 inherently unreasonable. to stop Harris for at that specific
3 time and or the officer's clearly failed to follow
4 legitimate police procedure's because the officer(s) had
5 to use a pretext in order to pull Harris over and
6 further Sgt. Plumbs investigation instead of directly
7 investigating or contacting Harris for it.
8

9 [State v. Ladson headnote [15] Arrest]

10 Reasonableness; reason or founded suspicion, etc.
11 Provision of state Constitution prohibiting the invasion of
12 private affairs or the home without Authority of law
13 forbids use of pretext as a justification for a
14 warrantless search or seizure; provision requires
15 Court to look beyond the formal justification for the
16 stop to the actual one, and in case of pretext,
17 actual reason for the stop is inherently unreasonable,
18 otherwise the use of pretext would be unnecessary.
19 West's RCWA Const. Art. I § 7.
20

21 This prolonged detention is what sheds light on these
22 officers behaviors which were obviously not
23 reasonable, these officers unlawfully prolonged this
24 detention when it could have, and should have
25 ended. after the correct police questioning and
26 for sure the license and vehicle checks were
27 completed.
28

29 The overall effect being shown here is that
30 the police unlawfully extended this Traffic stop and
31 that unlawfull extention allowed Sgt. Endicott to
32 procure an alleged consent to search the vehicle
33 right then and there without a warrant.
34

35 This was an orchestrated and concerted action
36

37 Pg. 27 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 from the officers Meador, Inklebarger, Sgt. Plumb, Sgt.
2 Endicott, and the rest of the officers who knew
3 about this situation and were involved, This is
4 a violation of state and U.S. Constitution.
5

6 After the police extended/prolonged the detention
7 past the lawful time Sgt. Endicott who was on the
8 scene was told to ask Harris for permission /
9 consent to search the vehicle after Sgt. Endicott
10 called Sgt. Plumb as was previously agreed and
11 was directed to be done in the prior agreement
12 ◀(see: ex 31 Vehicle Search Warrant Pg. 13, line 17-28) ▶

13
14 Harris was then transferred over to officer
15 Inklebargers custody for transport to the County Jail,
16 (Notice the words transferred over and not arrested
17 which is relevant to the fact that Harris was arrested
18 by officer Meador when Harris divulged his driving
19 status (see: ex 16 Officer Meadors Arrest Report) ▶

20 Then Sgt. Endicott was directed to impound
21 the vehicle in reference to (# B12-012534) which
22 is the OCA # of Sgt. Plumb's Investigation;
23 ◀(see: ex 20 1/10/13 follow up Report) ▶ and it
24 was not in reference to the traffic stop which has
25 a OCA # of B12-012602.

26 ◀(see: ex 16 Officer Meadors Arrest Report) ▶

27
28 [Arrest Warrant Contrasted to the Vehicle Search Warrant]

29 In Officer Meadors arrest report it states that the
30 vehicle was impounded and secured into police evidence
31 storage garage per Sgt. Endicott's direction.

32 ◀(see: ex 16 Officer Meadors Arrest Report) ▶

33
34 The arrest report does not state that Sgt. Endicott
35 was directed to impound the vehicle by Sgt. Plumb
36

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38 Kitsap Superior Court case # 13-1-00087-1

1 like it does on the Vehicle Search Warrant.

2 ◀(See: ex 31 Vehicle Search Warrant Pg.13, line 29 - Pg.14, line 4) ▶

3

4 This contrast between these two reports will show that
5 there are inconsistencies in the arrest report while also
6 going towards the weight of the argument in regards
7 to the Prolonged Detention Effect # 2 on pg. 24
8 via the timing of what happened during the arrest
9 and the facts to back it up that were omitted from
10 the arrest report, but are obviously on the Vehicle
11 Search warrant like the arrest report saying
12 that Sgt. Endicott told meador to impound the
13 vehicle but left out that Sgt. Plumb told Sgt.
14 Endicott to impound the vehicle himself.

15 ◀(See: ex 31 Vehicle Search Warrant Pg. 13, line 29 - Pg. 14, line 4) ▶

16 ◀(See: ex 16 Officer Meadors Arrest Report) ▶

17

18

19

20

Ground 4.
EFFECT 3.

Invalid and Exploited Consent

21

22

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24

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38

22 Sense the consent was obtained after the
23 detention was legally suppose to have ended, that
24 consent is invalid.

25 In state v. Jensen 44 Wash. app. 485, 489, 723.
26 P.2d 443. 107 wash. 2d 1012 (1986) - Even if
27 consent is given voluntarily and is binding, a prior
28 illegal search or arrest may taint the consent and
29 render it invalid; in other words the police may
30 not exploit the prior illegal detention.

31 ◀(See: state v. Cantrell 1993) ▶

33 Mr. Harris does not dispute that he gave consent
34 to Sgt. Endicott, though under duress at the time,
35 but Harris does maintain that he said Sgt. Endicott.

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1 could only have that consent if he got it from
2 the owner first named Janet Baker which was
3 not done. There was no consent form
4 signed nor offered for a matter of fact but
5 yet Sgt. Endicott searched the vehicle regardless
6 and now claims Harris gave uncontested consent.
7 (See: ex 31 Vehicle Search Warrant Pg. 13, line 14-29) ▶
8

9 Harris anticipates that this court would agree
10 with the officers upon the uncontested consent issue
11 so he relies on the fact that this invalid consent
12 was exploited from an illegally prolonged detention
13 to invalidate it and suppress the subsequent
14 fruits that were gathered from it and used at
15 Harris's trial which prejudiced him.
16

17 Under 3 F. 3d 124 U.S. V. Chavez-Villarreal (1993)
18 there is a two pronged inquiry that the admissibility
19 of the challenged evidence turns to.

20 The first prong focuses on coercion, the
21 second on causal connection with the constitution-
22 al violation. (Even though voluntarily given, consent
23 does not remove the taint of an illegal detention if
24 it is the product of that detention and not an
25 independent act of free will.
26

27 Fact (1) After the detention was legally suppose to
28 have ended, and Harris was already in the back of
29 the cop car arrested, Sgt. Endicott used that
30 time to ask Harris for consent to search the
31 vehicle regarding Sgt. Plumbs investigation as
32 was agreed between the two Sgts.

33 (See: ex 31 Vehicle Search Warrant Pg. 13, line 14-29) ▶
34

35 Fact (2) When Harris allegedly gave Sgt. —
36

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1 Endicott "uncontested consent", it could have reminded
2 the taint of the prior illegal detention if it was
3 (both) voluntary, and an act of free will.
4 (See: U.S. v. Anzorria 487 Fed appx 155 (2012))
5
6 The consent that was allegedly received was
7 not an independent act of free will, nor was it
8 voluntary.

9
10 The officers did purposefully use the
11 period of illegal detention to procure a consent
12 from the defendant which shows that this consent
13 was a product of that illegal detention and in fact
14 was directly connected by a causal chain with
15 no intervening circumstances in between to attenuate
16 it, the invalid consent was obtained within 5
17 minutes after the illegal detention, and Harris was
18 already arrested.

19 Sgt. Endicott himself asked Harris for consent
20 right after Harris was arrested for DWLS³ proving
21 that it was not an independent act of free will
22 - In U.S. v. Anzorria 2012 5th cir
23 Anzorria admitted that his consent to search was
24 voluntary.
25 Anzorria also was told that
26 he was free to leave accompanied by his license
27 and registration.

28 (Voluntarily) Intentionally, without coercion.
29 (Black's Law 10th Edition (2014)) Pg. -
30 1806.

31
32 In fact even if it was voluntarily given, in this
33 case we could rely on prong (1) of the two
34 pronged inquiry in (U.S. v. Chavez-Villareal) that
35 focuses on coercion because Sgt. Endicott exploited
36
37 Pg. 31 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 this traffic stops illegally prolonged detention was
2 disguised as a search for something related to
3 the traffic stop but actually was for Sgt.
4 Plumbs investigation, meaning that Harris could
5 not have intentionally consented to something
6 unknown or false because that would not be
7 voluntarily given.
8

9 In this case the defendant was already
10 arrested and the license and vehicle checks, along
11 with the suspicions were already verified and
12 dispelled to where the detention should have
13 lawfully ended but the officers exploited that
14 detention to gain a consent, though that consent
15 was invalid because it was exploited from
16 that illegal detention, and was a product of
17 it but not an act of free will. nor was it
18 voluntarily given.
19

20 Washington does not recognize the inevitable
21 discovery doctrine.
22
23
24
25
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36

Ground 5.
 effect 4.
 Initial Illegal Search

After Harris was arrested Sgt. Endicott contacted Sgt. Plumb who advised Sgt. Endicott to ask Harris for permission to search the vehicle they believed to be Harris' and to specifically look for a red backpack with a laptop in it, and a cell phone.
 (See: ex 31 Vehicle Search Warrant Pg. 13, line 14-29) ▶

After the detention was exploited and the invalid consent was obtained Sgt. Endicott started searching the vehicle and found those items Sgt. Plumb was looking for.
 (See: ex 31 Vehicle Search Warrant Pg. 13, line 14-29) ▶

This search was illegal because the consent that was gained is invalid due to it being obtained through an illegally prolonged detention.

The state bares the burden of proving that the warrantless search fits within one of these closely guarded exceptions. Id. The police may not use an exception as pretext for an evidentiary search State v. Ladson, 138 Wn. 2d 343, 356, 979 P.2d 833 (1999) (See: 165 Wn. 2d 511 State v. Smith, May 15, 2008) ▶

The police did not take anything out of the car at the time Sgt. Endicott searched it.
 (See: ex 31 Vehicle Search Warrant Pg. 13, line 29-Pg. 14, line 4) ▶

What Sgt. Endicott found in that search motivated

to 33 of 46 Personal Restraint Petition of Harris
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1 Sgt. Plumb to impound the vehicle in order to obtain
2 a search warrant.

3 ◀(see: ex 31 Vehicle Search Warrant Pg. 13, line 29 - Pg. 14, line 4)▶
4

5 As in Murray v. U.S., 487 U.S. 533 (1988) says
6 (The ultimate question is whether the search
7 pursuant to warrant was in fact a genuinely independent
8 source of the information and tangible evidence
9 at issue. This would not have been the case if
10 the agents' decision to seek the warrant was
11 prompted by what they had seen during the initial
12 entry or if the information obtained during that
13 entry was presented to the magistrate and
14 affected his decision to issue the warrant.

15 ◀(see: Murray v. U.S., 487 U.S. 533 (1988) at Pgs. 2535
16 - 2536.)▶
17

18 The police used this information from the
19 initial search that motivated the search warrant
20 to gain probable cause for the search warrant.
21

22 The police pulled Harris over allegedly only for
23 expired tabs so there could be nothing else
24 that motivated the impounding of that vehicle
25 in order to secure a search warrant.
26 accept for what was saw during that initial
27 search of the vehicle, which also actually
28 furthers the strength of Harris's Pretext argument
29 because there was a prior agreement to look
30 for these items before Harris was set up for
31 a traffic infraction that hadn't occurred until
32 after the police tailed/watched for Harris to
33 commit this violation not for enforcement of
34 safety laws but to further Sgt. Plumb's investigation
35 and obtain evidence for that investigation.
36

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38 Kitsap Superior Court case # 13-1-00087 -

1 On January 2, 2013, two days after Harris's arrest on 12/31/12, Sgt. Plumb applied for and was approved for a search warrant on the vehicle that Harris was pulled over in. (see; ex 31 Vehicle Search Warrant Pg. 1) ▶

2 The probable cause on the search warrant affidavit includes the information of what Sgt. Endicott seen in the initial search which was not independent of the illegal search (see; ex 31 Vehicle Search Warrant Pg. 13, line 14 - Pg. 14, line 4) ▶

3 The fourth amendment does not require the suppression of evidence initially discovered during police officers illegal entry of private premises, if that evidence is also discovered during a later search pursuant to a valid warrant that is wholly independent of the initial illegal entry. (see; Murray v. U.S., 487 U.S. 533 (1988) at Pg. 2533-2536.) ▶

4 Sense that information was gained during the initial illegal search it cannot be used in the search warrant application.

5 Once you take the information out of the search warrants probable cause affidavit there is no probable cause to search the vehicle sense there would be no nexus that would make a reasonable person believe there was evidence of this crime to be found or kept in this

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1	Ground 6
2	Effect 5
3	Tainted Probable Cause

1 Vehicle, (1.) Relating to Sgt. Plumbs investigation
2 that started on 12/28/12, Harris did not live in
3 the vehicle he lived at his house in Bremerton
4 so there would be no reason to store evidence
5 of any crime in the vehicle period.

6
7 (2.) To much time had elapsed inbetween
8 the alleged crime and initial search of the vehicle
9 when the car was taped up and put into the
10 storage garage on 12/31/12 to not have had
11 intervening circumstances like people, incidents, or
12 other circumstances that would destroy any
13 credible nexus or facts that would have a
14 reasonable person believe evidence of this crime
15 were stored or kept in this vehicle.

16
17 (3.) (A) The only search warrant that could
18 have been sought for should have only been for
19 the crime of either expired tabs and or DWLS⁰³
20 which would not be reasonable because there is
21 no evidence of those crimes that could not be found
22 by running license or vehicle checks.

23 (B) Even under the 4th amendment, an
24 investigative detention is permissible only if (1) the
25 officers action was justified at its inception, and
26 (2) it was reasonably related in scope to the cir-
27 cumstances which justified the interference in the
28 first place. (U.S.C.A. Const. Amend 4)

29
30 [1] The 4th amendment requires that a search warrant
31 issue only upon probable cause for purposes of review,
32 probable cause to search exists when the application
33 for a search warrant contains facts and circum-
34 stances from which a reasonable person could infer
35 that criminal activitie is probly occurring, and that

36
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1 evidence of such activity will probably be found at the
2 place to be searched when the search occurs.
3 - Terry v. Ohio) In other words probable cause to search
4 requires (1) "a nexus between criminal activity
5 and the item to be seized," and (2) a nexus
6 between the item to be seized and the
7 place to be searched."

8 [a] The second nexus is the one at issue
9 here. It cannot be met merely by showing
10 that a drug dealer lives at a particular
11 residence and that drug dealers commonly
12 cache drugs where they live. It can be
13 met by showing not only that a drug dealer
14 lives at a particular residence and that drug
15 dealers commonly cache drugs where they live,
16 but also "additional facts" from which to
17 reasonably infer that [111 Wn. App. 500] this drug
18 dealer probably keeps drugs at his or her residence
19 (see: State v. McGovern 111 Wn. app. 495 at 499-500) ▽

20
21 Without this prior information the search
22 warrant does not in itself allege any other facts
23 that point to, or would even come close to the
24 vehicle having any evidence for Sgt. Plumbs
25 investigation in it.

26 (see: ex 31 Vehicle Search Warrant) ▽

27
28 Franks v. Delaware, 438 U.S. 154, 98 S.Ct. 2674, 57 L.Ed.
29 2d 667 (1978) - A similar analysis applies when info
30 obtained through an unconstitutional search is included
31 in an affidavit of probable cause. The illegally
32 obtained info may not be used to support the
33 warrant, and the court must view the warrant
34 without the illegally obtained info and determine
35 whether the remaining facts in the affidavit are

36
37 Pg. 37 of 46 Personal Restraint Petition of Harris
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1 sufficient to establish probable cause to support the search warrant. Then, if the probable cause is lacking, the warrant is invalidated and evidence seized pursuant to the warrant must be excluded. State v. Eisfeldt, 163 Wn.2d 628, 640, 185 P.3d 580 (2008); State v. Ross, 141 Wn.2d 304, 311-15, 4 P.3d 130 (2000).

2 (See, Franks v. Delaware, 438 U.S. 154, 98 S.Ct. 8674, 57 L.Ed.2d 667 (1978).)

3 In Franks v. Delaware they site state v. Cord

4 when the question arose of whether probable cause existed to believe the knife used in the assault was in defendant's car, independent of his illegally obtained statement. That warrant affidavit stated: (1) The victim was stabbed twice as a result of his contact with the defendant; (2) After the stabbing, defendant returned to his car, where he remained until his arrest; (3) No knife was found on defendant's person at the time of his arrest; (4) defendant had been in possession of a knife earlier that day. From the foregoing info, a reasonable person could conclude that the knife which with defendant stabbed the victim probably could be found in defendant's car. Therefore the probable cause requirement for the issuance of a warrant was satisfied.

5 (See: Franks v. Delaware 438 U.S. 154) ▶

6 which makes the search warrant invalid and the fruits that were derivative from it must be excluded.

7 Derivative evidence will be excluded unless it

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1 was not obtained by exploitation of the initial illegality or by means sufficiently distinguishable to be purged of the primary taint. (see: State v. Le 103 Wn. App. 354 at 361) ▽

Ground 7
Effect 6

[Illegal Car Search and Seizure]

10 The car Harris was arrested out of was searched on 1/3/13 and 1/3/13 under the authority of a tainted search warrant.

11-15 The evidence that was found in the vehicle subsequently to the tainted search warrant was numbered and placed into the Bremerton Police Department's storage garage. (see: ex 20 and 21) ▽

16-21 This search of the vehicle should not have happened due to the unconstitutional, illegal, unlawful, pretextual, prolonged, and tainted triggering effects that lead up to it after the attorney Eric Valley ineffectively failed/ refused to move for suppression of the illegally obtained evidence.

22-32 The fruits of this search lead to other evidence and witnesses which together lead to the defendants convictions that would not have been found otherwise.

1
2 Ground 8

[Cumulative Error.]

3
4 The multiple triggering effects in this P.R.P.
5 more than likely will constitute grounds for a
6 new trial or other relief individually but under
7 the cumulative error doctrine they together
8 most assuredly require a new trial.

9 (See: State v. Clark, 187 Wn.2d 641) ▶

10
11 The cumulative error doctrine applies where
12 a combination of trial errors denied an accused
13 a fair trial. An accused petitioning for relief
14 has the burden of showing that accumulated
15 prejudice from multiple trial errors resulted in
16 substantial prejudice that denied defendant of
17 fair trial.

18 (See: In Re Pers. Restraint of Lui 2017 Wash, Lexis 639
19 L. Cumulative Error 39, 40 ¶ 76) ▶

20
21 The errors are shown by EFFECTS that
22 are numbered ground 1 Through 7, these
23 errors amounted to a cumulative issue and also
24 denied the defendant a fair trial.

1 Prejudice And The Fruits
2 That Came With It

3
4 These are the fruits of the illegal search
5 and seizure, and how they were found.
6 They are lettered from A through F.

7
8 [3] Exclusionary rule reaches not only primary
9 evidence obtained as direct result of illegal search
10 or seizure but also evidence later discovered
11 and found to be derivative of illegality or
12 fruit of the poisonous tree, and the rule
13 extends as well to the indirect as to the
14 direct products of unconstitutional conduct.

15 There is no constitutional right to destroy
16 evidence and thus valid search is not tainted
17 by prior illegality or theory that but for
18 the illegality defendants would have had the
19 opportunity to remove or destroy evidence.

20 (See: Segura v. U.S., 468 U.S. 796, 814 (1984) at [3])
21 We conclude the citizens of Washington have
22 held, and are entitled to hold, a constitutionally protected
23 interest against warrantless traffic stops or seizures
24 on a mere pretext to dispense with the warrant
25 when the true reason for the seizure is not exempt
26 from the warrant requirement. We therefore hold
27 pretextual traffic stops violate article I, section 7,
28 because they are seizures absent the authority of
29 law which a warrant would bring. Const. art.

30 I. 57.
31 (See: State v. Ladson, 138 Wash. 2d 343 (1999) at 358)
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1
2 [Fruit (A).]

3
4 [Greyson Charles Brantley]

5 - He testified in the case, identified the defendant,
6 and confessed to his involvement.

7 (See: R.P. 8/25/16 Pg. 124, line 12 - Pg. 1255, line 8.)

8
9 (1) This witness was found only through the
10 defendant's cell phone text conversations that
11 provided a telephone number that the detectives
12 tracked to the witness himself, then got him
13 to testify about the encounter with the defendant
14 and the victim K.H.

15 (See: ex 49 Probable Cause of Greyson Brantley Pgs 1
16 2nd paragraph - Pg. 11, 3rd paragraph)

17
18 Fruit (B).

19 [Scott Surma]

20 - He testified in this case, identified the
21 defendant, confessed to his involvement, and
22 corroborated other witnesses and victims stories
23 or evidence in the case.

24
25
26 (1) This witness was identified only through
27 the defendant's cell phone text conversations
28 that provided a number and an address that
29 the detectives researched and tracked down
30 the witness then got him to testify on his
31 encounter with the victim S.D.

32 (see: ex 63 Supplemental report 03/12/13 Pg. 10, par
33 agraph 6)

34
35 (2) Surma's address that was investigated was

36
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1 was provided in subsequent messages that
2 were not shown in the supplemental report.
3 (See, ex 7a Harris text messages Pg. 69 of 255 -
4 Pg. 5 / specifically text 971 under form client) &
5

6 **Fruit C**

7
8 **[Eric Hopper]**
9 - His probation officer testified that Eric's
10 name was Eric Hopper, identified Hopper in a
11 photo provided by the prosecution, and verified
12 Hoppers address.

13
14 (1) This witness / the probation officer named
15 Justin Tuttle was only identified through the D.O.C.
16 because Eric Hopper was identified the through
17 a string of text messages in the defendants cell.
18 phone relaying Hoppers address and number that
19 was then in the public information database which
20 brought Hoppers name and birthdate up at
21 residing at that address and then running his
22 criminal history. Then the detectives further
23 investigated using this information to find
24 Justin Tuttle and subsequently have him testify
25 in this case.

26 (See, ex 84 Supplemental Report 3/27/13 Pg. 1, para
27 graph 4 - Pg. 5, last line) &
28

29 **Fruit D**

30
31 **[Photo Montage Identifications]**
32 - These photos in the montages that were
33 shown to the victims K.H. and S.D. so that the
34 customers could be identified were only found
35 and utilized by the detectives after they —

36
37 Pg. 43 of Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 investigated cell phone numbers and addresses that tracked them down through further investigation tactics.

4 (see: ex 91 Supplemental Report 4/25/13 Pg. 1 Wilson / Scott Surma) S.D.'s Montage.)
5 (see: ex 84 Supplemental Report 3/27/13 Pg. 1 Eric Hopper / Gregson Brantley) K.H.'s Montage)
6 (see: ex 84 Supplemental Report 3/27/13 Pg. 5, 4th Paragraph Eric Hopper) K.H.'s Montage)

Fruit E.

13 Text messages from the defendant's phone
14 - All the text messages and the products of those messages that were used in the trial to include but not limited to,

17
18 (1) Text messages from the phone,
19 (2) Texts in the jury exhibits,
20 (3) Any argument that arose from the texts between defendants, counsel's, judges, and or prosecutors. that were derivative from any thing that was in the vehicle and was only found by that vehicle's search,
24 (4) Any refreshing of the memory by looking at or talking about texts, addresses, or photos that came from the phone,
27 (5) Along with any cooperation, time and or date verification, statements, or testimony, to include but not limited to, words, phrases, and pictures.

Fruit F.

34 All items from the search and seizure

35
36
37
38 P. 44 of 46 Personal Restraint Petition of Harris Kitap Superior Court Case # 13-1-00087-1

1 that were in the car.]

2 - Everything from the vehicle that was
3 found and used or not used.

4 (see: ex 20 Supplemental Report 1/10/13) ▽

5
6 Noone knew who the johns were, and the
7 only way they were found and utilized was
8 through the defendants cell phone.

9
10 Had counsel moved for suppression
11 of the illegally obtained evidence the motion
12 would have succeeded.

13 14 V. Request for Relief

15
16 If the petition is not frivolous and can be
17 determined solely on the record, the chief judge
18 will refer the petition to a panel of judges for
19 determination on the merits. If the petition
20 cannot be determined solely on the record, the
21 chief judge will transfer the petition to a
22 superior court for a determination on the
23 merits or for a reference hearing. The
24 chief judge may enter other orders necessary
25 to obtain a prompt determination of the
26 petition on the merits.

27 (Rap 16.11)

28
29 Harris's petition is not frivolous. Therefore
30 it must be determined on the merits. As
31 Harris has argued above, there could be no
32 reasonable strategy for failing to suppress
33 illegally obtained evidence through a 3.6 suppression
34 hearing that would have been granted under —

35
36
37 Pg. 45 of 46 Personal Restraint Petition of Harris
38 Kitsap Superior Court case # 13-1-00087-1

1 constitutional law. Thus the convictions should be
2 reversed and remanded for a new trial with new
3 directions to hold a suppression hearing regarding
4 illegally obtained evidence, or reverse and
5 remand for new trial with all directly and
6 indirectly illegally obtained evidence suppressed.
7 (Rap 16.4 (2) (3))

V I . O A T H .

8 I declare under penalty of perjury under
9 the laws of the state of Washington that
10 the foregoing is true and correct to the best
11 of my knowledge.

12 Dated this 26th day of
13 October / 2017

14 Respectfully Submitted

~~Alexander D. Harris~~

Signature
Alexander D. Harris

print

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Exhibits

(94)Pg.

except Pg. 94: Has (A) and (B) Pg.^s

(Numbered in the left bottom corner)

CASE#: 13-1-00087-1 JUDGMENT# NO JUDGE ID:
 TITLE: STATE OF WASHINGTON VS HARRIS, ALLIXZANDER DEVELL
 FILED: 01/23/2013 APPEAL FROM LOWER COURT? NO

RESOLUTION: DATE:
 COMPLETION: DATE:
 CASE STATUS: ACT DATE: 01/23/2013 ACTIVE
 ARCHIVED:
 CONSOLIDT: 13-1-00223-8 13-1-00383-8
 NOTE1: COLSOLIDATED WITH 13-1-00383-8
 NOTE2: *PREASSIGNED TO JUDGE SALLY OLSEN, DEPT. 8

----- PARTIES -----

CONN.	LAST NAME, FIRST MI TITLE	LITIGANTS	ARRAIGNED
PLA01	STATE OF WASHINGTON		
DEF01	HARRIS, ALLIXZANDER DEVELL AKA PARK		
AKA	PARK, ALLIXZANDER		
AKA	PARK, ALLIXANDER DEVELL		
PRA01	HAUGE, RUSSELL DUANE		
BAR#	13866		
WTD01	KIBBE, CRAIG GORDON	WITHDRAWN	01/29/2013
BAR#	31692		
WTD02	LANE, CHARLES WILLIAM IV	WITHDRAWN	06/07/2013
BAR#	25022		
WTD03	SCHOENBERGER, JAMES A JR	APPOINTED	08/01/2013
BAR#	33603		
ATD04	VALLEY, ERIC	APPOINTED	03/28/2014
BAR#	21184		

----- SENTENCE INFORMATION -----

DEF01 HARRIS, ALLIXZANDER DEVELL AKA

DEF. RESOLUTION CODE: DATE:
 TRIAL JUDGE:

SENTENCE DATE : SENTENCED BY
 SENTENCING DEFERRED : NO APPEALED TO : DATE APPEALED :

PRISON SERVED.....
 PRISON SUSPENDED..... FINE.....\$
 JAIL SERVED..... RESTITUTION.....\$
 JAIL SUSPENDED..... COURT COSTS.....\$
 PROB/COMM. SUPERVISION..... ATTORNEY FEES.....\$
 DUE DATE : PAID : NO

----- CHARGE INFORMATION -----

DEF01 HARRIS, ALLIXZANDER DEVELL AKA

RS CNT	RCW/CODE	CHARGE DESCRIPTION	DV INFO/VIOL.	RESULT
			---DATE---	---DATE---
----- ORIGINAL INFORMATION			01/23/2013	

----- CHARGE INFORMATION -----

DEF01 HARRIS, ALLIXZANDER DEVELL AKA

RS	CNT	RCW/CODE	CHARGE DESCRIPTION	DV	INFO/VIOL.	RESULT
					---DATE---	---DATE---
1		9A.44.050	RAPE-SECOND DEGREE	N	12/26/2012	
2		9A.40.100(2)(A)	TRAFFICKING-2	N	12/23/2012	
		-----	FIRST AMENDED INFORMATION		06/16/2014	
1		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	11/15/2012	
		9.94A.535(2)(C)	EXC SENTENCE-MULT CURR OFFENSES			
		9.94A.535(3)(G)	EXC SENTENCE-SEX ABUSE MINOR			
		9.94A.535(3)(T)	EXC SENTENCE-RECENT INCARCERATIO			
2		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	11/15/2012	
		9.94A.535(2)(C)	EXC SENTENCE-MULT CURR OFFENSES			
		9.94A.535(3)(G)	EXC SENTENCE-SEX ABUSE MINOR			
		9.94A.535(3)(T)	EXC SENTENCE-RECENT INCARCERATIO			
3		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	12/01/2011	
4		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	12/09/2012	
		9.94A.535(3)(G)	EXC SENTENCE-SEX ABUSE MINOR			
		9.94A.535	EXCEPTIONAL SENTENCE GUIDELINES			
5		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	12/09/2012	
		9.94A.535(3)(G)	EXC SENTENCE-SEX ABUSE MINOR			
		9.94A.535	EXCEPTIONAL SENTENCE GUIDELINES			
6		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	12/15/2012	
		9.94A.535(3)(G)	EXC SENTENCE-SEX ABUSE MINOR			
		9.94A.535	EXCEPTIONAL SENTENCE GUIDELINES			
7		9.68A.101	COMMERCIAL SEX ABUSE MINOR PROMO	N	12/15/2012	
		9.94A.535(3)(G)	EXC SENTENCE-SEX ABUSE MINOR			
		9.94A.535	EXCEPTIONAL SENTENCE GUIDELINES			
8		9A.72.120	TAMPERING WITH A WITNESS	N	01/15/2013	
9		9A.44.050	RAPE-SECOND DEGREE	N	12/26/2012	
10		9A.40.100(2)(A)	TRAFFICKING-2	N	12/23/2012	
11		9A.88.080	PROMOTE PROSTITUTION 2ND DEGREE	N	12/23/2012	
12		9.68A.075(2)	VIEW DEPICT MINOR-SEX CNDCT-2	N	11/15/2012	
901		NOTEPCN	737670619			

----- APPEARANCE DOCKET -----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
1	01/23/2013	INFO	INFORMATION	
2	01/23/2013	MTCM	MOTION TO COMPEL EVIDENCE	
3	01/23/2013	NTMTDK	NOTE FOR MOTION DOCKET	01-29-2013T1
		ACTION	MOTION TO COMPEL EVIDENCE	
4	01/29/2013	ARRAIGN	INITIAL ARRAIGNMENT	
		JDGO2	JUDGE LEILA MILLS, DEPT 2	
		CTRO5	COURT REPORTER ANDREA RAMIREZ	
			FORMAL CHARGING & ENTRY OF PLEA	
5	01/29/2013	OR	ORDER FOR DEFENDANT TO PROVIDE EVIDENCE	
6	01/29/2013	AKAR	ACKNWLDGMT OF ADVICE OF RIGHTS	
7	01/29/2013	OAPAT	ORDER APPOINTING ATTORNEY	
		ATDO1	KIBBE, CRAIG GORDON	
	01/29/2013	ORSOH	ORDER SETTING OMNIBUS HEARING	02-26-2013T1

-----APPEARANCE DOCKET-----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
		ACTION	OMNIBUS	
	01/29/2013	ORSTD	ORDER SETTING TRIAL DATE 03-18-2013 @ 9:00AM	
8	01/29/2013	ORPRL JDG02	ORDER FOR PRETRIAL RELEASE \$500,000 JUDGE LEILA MILLS, DEPT 2	
9	01/29/2013	ORSXP JDG02	ORDER FOR SEXUAL ASSAULT PROTECTION (LP 01/28/1985)/BPD JUDGE LEILA MILLS, DEPT 2	
10	01/29/2013	ORSXP JDG02	ORDER FOR SEXUAL ASSAULT PROTECTION (SD 07/07/1995)/BPD JUDGE LEILA MILLS, DEPT 2	
11	02/26/2013	MTHRG JDG07 CTR08	MOTION HEARING JUDGE JENNIFER A. FORBES, DEPT 7 COURT REPORTER JAMI HETZEL MOTION TO CONTINUE OMNI/TRIAL GRANTED	
12	02/26/2013	ORSOH ACTION	ORDER SETTING OMNIBUS HEARING JAF OMNIBUS	04-17-201301
	02/26/2013	ORSTD	ORDER SETTING TRIAL DATE JAF MAY 13, 2013 @ 9 AM	
13	04/17/2013	MT	MOTION FOR CONNSOLIDATION OF DEFENDANTS FOR TRIAL	
14	04/17/2013	MT	MOTION RQUESTING DEFENSE COUNSEL WITH WITHDRAW	
15	04/17/2013	MTHRG JDG07 CTR08	MOTION HEARING JUDGE JENNIFER A. FORBES, DEPT 7 COURT REPORTER JAMI HETZEL MOT FOR CONSOLIDATION OF DEFT'S CONT'D/OMNI & TRIAL CONTINUED	
16	04/17/2013	ORST ACTION	ORDER SETTING JAF MOTION TO CONSOLIDATE @ 9 AM (SPEC SET) 1 HOUR	04-29-2013
	04/17/2013	ORSOH	ORDER SETTING OMNIBUS HEARING JAF OMNIBUS/ATTORNEY STATUS @ 1:30 PM	04-29-2013
	04/17/2013	ORSTD	ORDER SETTING TRIAL DATE JAF JUNE 10, 2013 @ 9 AM	
17	04/29/2013	MTHRG JDG04 CTR04	MOTION HEARING JUDGE STEVEN DIXON, DEPT 4 COURT REPORTER NICKIE DRURY COURT DENIES MOT TO SUB COUNSEL/MOT TO CONSOLIDATE CASES GRANTED	
18	04/29/2013	ORSOH ACTION	ORDER SETTING OMNIBUS HEARING SBD OMNIBUS	05-15-201301
19	04/29/2013	OR	ORDER CONSOLIDATING DEFENDANTS FOR TRIAL	
20	05/02/2013	JDG04 ORP	JUDGE STEVEN DIXON, DEPT 4 ORDER OF PREASSIGNMENT JUDGE SALLY OLSEN, DEPT. 8	
	05/02/2013	JDG03	JUDGE ANNA M. LAURIE, DEPT 3	
21	05/15/2013	EXWACT MTHRG JDG08 CTR08	EX-PARTE ACTION WITH ORDER MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER JAMI HETZEL	

-----APPEARANCE DOCKET-----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
22	05/15/2013	ORSOH ACTION ACTION	MOTION TO WITHDRAW/SUBSTITUTE COUNSEL DENIED, OMNI/STATUS CONT'D ORDER SETTING OMNIBUS HEARING SFO OMNIBUS/ATTORNEY STATUS AKA PARK	05-23-2013VM
23	05/17/2013	CRRSP	CORRESPONDENCE FROM LAW CLERK	
24	05/17/2013	DCLR	DECLARATION OF ALLIXZANDER HARRIS	
24	05/23/2013	MTHRG JDG06 CTRO4	MOTION HEARING JUDGE KEVIN D. HULL, DEPT 6 COURT REPORTER NICKIE DRURY MOT FOR NEW CNSEL DNIED/OMNI CONT'D	
25	05/23/2013	ORSOH ACTION	ORDER SETTING OMNIBUS HEARING KDH OMNIBUS @ 9 AM (SPEC SET) DEPT #8	05-28-2013
26	05/23/2013	NT	NOTICE OF INTENT TO OFFER BUSINESS RECORD	
27	05/24/2013	ORST ACTION JDG08	ORDER SETTING (AMENDED) OMNIBUS @ 1:30 P.M./SPEC SET JUDGE SALLY F. OLSEN, DEPT 8	05-30-2013
28	05/24/2013	STLW	STATE'S LIST OF WITNESSES	
29	05/30/2013	MTHRG JDG08	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 OMNIBUS/MOTIONS CONTINUED	
30	05/30/2013	CTRO7 ORST	COURT REPORTER JAMIE BOOKER ORDER SETTING SPECIAL SET 9AM DEPT 8	06-06-2013
31	06/07/2013	MTHRG JDG08	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 TRIAL COTNINUED/COUNSEL SUB'D	
32	06/07/2013	CTRO8 ORST ACTION	COURT REPORTER JAMI HETZEL ORDER SETTING ATTORNEY STATUS/OMNIBUS	06-21-2013SO
32	06/07/2013	ORSTD	ORDER SETTING TRIAL DATE 7/29/13 @9AM	
33	06/07/2013	RTS	RETURN OF SERVICE	
34	06/21/2013	MTHRG JDG08 CTRO8	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER JAMI HETZEL OMNI/STATUS/TRIAL CONT'D	
35	06/21/2013	ORST ACTION	ORDER SETTING SFO STATUS: TRIAL	09-20-2013SO
35	06/21/2013	ORSTD	ORDER SETTING TRIAL DATE SFO NOVEMBER 12, 2013 @ 9 AM (DEPT 8)	
36	07/25/2013	NTARD ATD02	NOT OF APPEAR AND REQ FOR DISCOVERY LANE, CHARLES WILLIAM IV	
37	07/25/2013	MTAF	MOTION AND AFFIDAVIT/DECLARATION TO WITHDRAW	
38	07/25/2013	NTMTDK ACTION	NOTE FOR MOTION DOCKET MOTION TO WITHDRAW AS COUNSEL	08-01-2013VM
39	08/01/2013	ORWA JDG08 WTD02	ORDER FOR WITHDRWL OF ATTORNEY JUDGE SALLY F. OLSEN, DEPT 8 LANE, CHARLES WILLIAM IV	
40	08/01/2013	MTHRG JDG08	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8	

-----APPEARANCE DOCKET-----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
			COUNSEL SUB'D	
41	08/01/2013	CTRO8 OAPAT ATDO3	COURT REPORTER JAMI HETZEL ORDER APPOINTING ATTORNEY SCHOENBERGER, JAMES A JR	
	08/01/2013	ORST ACTION	ORDER SETTING ATTORNEY STATUS	08-23-2013SO
42	08/23/2013	MTHRG JDGO8 CTR	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 VISITING COURT REPORTER KATHY TODD DEF COUNSEL FTA/MATTER LEFT ON FOR 9/20/13/DEF COUNSEL REQUIRED TO BE PRESENT	
43	09/20/2013	MTHRG JDGO8	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 OMNIBUS/STATUS SET	
44	09/20/2013	CTRO8 ORST ACTION	COURT REPORTER JAMI HETZEL ORDER SETTING SFO OMNIBUS	10-04-2013SO
		ACTION	MT TO ALLOW ACCESS TO LIBRARY	
		ACTION	REVIEW CORRESPONDENCE FILED	
45	09/30/2013	CRRSP	CORRESPONDENCE FROM DEFENDANT	
46	10/04/2013	OMNHRG JDGO8	OMNIBUS HEARING JUDGE SALLY F. OLSEN, DEPT 8 OMNI, PROTECTIVE ORDER (DVD) & ORDER SETTING STATUS HRG SIGNED	
		CTRO7	COURT REPORTER JAMIE BOOKER	
47	10/04/2013	OR	OMNIBUS ORDER	
48	10/04/2013	ORST ACTION	ORDER SETTING / SPECIAL SET STATUS @ 9:00 A.M. DEPT. 8	11-04-2013
49	10/04/2013	STP	STIPULATION AND PROTECTION ORDER FOR IMAGE AND AUDIO EVIDENCE VIA DVD RECORDING	
		JDGO8	JUDGE SALLY F. OLSEN, DEPT 8	
50	10/15/2013	STLW	STATE'S LIST OF WITNESSES/2ND AMENDED	
51	11/04/2013	MTHRG JDGO8	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 TRIAL CONTD, STATUS SET, ORD SIGNED	
		CTRO4	COURT REPORTER NICKIE DRURY	
52	11/04/2013	ORST ACTION	ORDER SETTING SFO STATUS RE: TRIAL ON 01-14-2014	12-13-2013SO
	11/04/2013	ORSTD	ORDER SETTING TRIAL DATE @ 9:00 AM	01-14-2014
53	11/12/2013	CRRSP	CORRESPONDENCE FROM DEFENDANT COPY EMAIL TO ATTY SCHOENBERGER EMAIL COPY TO PROSECUTOR	
54	12/13/2013	STAHRG JDGO8 CTRO8	STATUS CONFERENCE / HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER JAMI HETZEL STATUS CONT'D	
55	12/13/2013	ORST ACTION	ORDER SETTING SFO STATUS: DISCOVERY/TRIAL/SEVERANCE @ 9 AM (SPEC SET) ONE HOUR	01-06-2014

-----APPEARANCE DOCKET-----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
56	12/13/2013	AFSR	AFFIDAVIT/DCLR/CERT OF SERVICE	
57	12/20/2013	STLW	STATE'S LIST OF WITNESSES	
58	01/02/2014	MT	MOTION FOR SEVERANCE OF COUNTS I AND II	
59	01/06/2014	MTHRG JDG08	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 ORDER SIGNED AS PRESENTED	
60	01/06/2014	CTR07 ORST ACTION	COURT REPORTER JAMIE BOOKER ORDER SETTING / SPECIAL SET MOTION TO SEVER @ 9:00 A.M. MORN OF TRIAL, DEPT. 8	01-14-2014
61	01/08/2014	MMATH	MEMORANDUM OF AUTHORITIES RE: OPPOSITION TO DEFENSE MOTION TO SEVER COUNTS	
62	01/14/2014	MTHRG JDG08	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 MOTION TO SEVER DENIED/MOTION TO CONTINUE GRANTED	
63	01/14/2014	CTR08 ORST ACTION	COURT REPORTER JAMI HETZEL ORDER SETTING SFO STATUS	02-28-2014SO
64	01/14/2014	ORSTD	ORDER SETTING TRIAL DATE (MARCH 31, 2014 @9:00AM)	
64	02/21/2014	NTMTDK ACTION ACTION ACTION	NOTE FOR MOTION DOCKET DEFENSE ATTORNEY'S MOTION FOR WITHDRAWAL SPECIAL SET @ 1:30 PM DEPT. 8	02-28-2014
65	02/28/2014	HSTKIC	HEARING STRICKEN: IN COURT OTHER	
65A	03/10/2014	CRRSP	CORRESPONDENCE (DEF TO COURT)	
66	03/14/2014	CRRSP	CORRESPONDENCE (LAW CLERK TO DEFENDANT'S ATTORNEY)	
67	03/14/2014	CRRSP	CORRESPONDENCE (DEF TO COURT)	
67	03/24/2014	MT	MOTION FOR WITHDRAWAL	
68	03/24/2014	NTMTDK ACTION	NOTE FOR MOTION DOCKET MOTION TO WITHDRAWAL	03-28-2014SO
69	03/28/2014	MTHRG JDG08	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 COUNSEL WITHDRAWN/SHELTON ATTY APPT'D/SPECIAL SET 4/3/14 9/SO	
70	03/28/2014	CTR05 OAPAT WTD03 ATD04	COURT REPORTER ANDREA RAMIREZ ORDER APPOINTING ATTORNEY SCHOENBERGER, JAMES A JR VALLEY, ERIC	
	03/28/2014	ORST ACTION	ORDER SETTING/SPECIAL SET STATUS RE ATTY @ 9:00 A.M. DEPT 8	04-03-2014
	03/28/2014	ORSKTD JDG08	ORDER STRIKING TRIAL DATE JUDGE SALLY F. OLSEN, DEPT 8	
71	04/03/2014	STAHRG JDG08	STATUS CONFERENCE / HEARING JUDGE SALLY F. OLSEN, DEPT 8 ORDER SIGNED AS PRESENTED	
72	04/03/2014	CTR08 ORST ACTION	COURT REPORTER JAMI HETZEL ORDER SETTING / SPECIAL SET STATUS RE TRIAL @ 9:00 A.M.	04-07-2014

-----APPEARANCE DOCKET-----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
73	04/07/2014	ACTION STAHRG JDG08	DEPT. 8 STATUS CONFERENCE / HEARING JUDGE SALLY F. OLSEN, DEPT 8 ORDER SIGNED AS PRESENTED	
74	04/07/2014	CTRO8 ORST	COURT REPORTER JAMI HETZEL ORDER SETTING STATUS ER: TRIAL & MOTIONS @ 9:00AM SPECIAL SET	04-14-2014
	04/07/2014	ORSTD	ORDER SETTING TRIAL DATE 05-14-2014 @ 9:00AM	
75	04/14/2014	STAHRG JDG08 CTRO1	STATUS CONFERENCE / HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER CARISA GROSSMAN COURT SETS STATUS HEARING	
76	04/14/2014	ORST	ORDER SETTING SFO TRIAL STATUS/SPECIAL SET 1:30 PM	05-05-2014
77	05/05/2014	MTHRG JDG08 CTRO5	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER ANDREA RAMIREZ TRIAL CONTINUANCE/GRANTED	
78	05/05/2014	ORST ACTION	ORDER SETTING STATUS RE: TRIAL	06-13-2014SO
	05/05/2014	ORSTD	ORDER SETTING TRIAL DATE SFO AUGUST 11, 2014 @ 9 AM/3 WEEKS	
79	05/05/2014	STLW	STATE'S LIST OF WITNESSES/5TH AMENDED	
80	06/13/2014	STAHRG JDG08 CTRO8	STATUS CONFERENCE / HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER JAMI HETZEL MR. VALLEY ORDERED TO APPEAR HEARING CONTINUED 1 HOUR	
81	06/13/2014	STAHRG JDG08 CTRO8	STATUS CONFERENCE / HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER JAMI HETZEL 3.6 MOTION & PROTECTIVE ORDER MOTION FILED; HEARING SET; TRIAL REMAINS	
82	06/13/2014	ORST ACTION ACTION	ORDER SETTING SFO 3.6 & PROTECTIVE ORDER MTNS *SPECIAL SET @ 2:30 /DEPT 8*	07-11-2014
83	06/13/2014	MT	MOTION FOR PROTECTIVE ORDER AND	
	06/13/2014	CR	CERTIFICATE IN SUPPORT	
84	06/13/2014	MMATH	MEMORANDUM OF AUTHORITIES IN SUPPORT OF MOTION	
85	06/13/2014	MT	MOTION (DEFENDANT'S 3.6)	
	06/13/2014	DCLR	DECLARATION IN SUPPORT AND MEMORANDUM OF AUTHORITY	
86	06/16/2014	AMINF	AMENDED INFORMATION / FIRST	
87	06/18/2014	STLW	STATE'S LIST OF WITNESSES/5TH AMENDED	
88	06/25/2014	STLW	STATE'S LIST OF WITNESSES/6TH AMENDED	
89	07/03/2014	MTDSM	MOTION TO DISMISS AND	
	07/03/2014	RSP	RESPONSE TO PLAINTIFF'S MOTION	

-----APPEARANCE DOCKET-----

SUB#	DATE	CODE/ CONN	DESCRIPTION/NAME	SECONDARY
90	07/07/2014	MMATH	FOR PROTECTION ORDER (DEFENDANT'S) MEMORANDUM OF AUTHORITIES RE:	
91	07/11/2014	MTHRG JDGO8 CTRO4	RESPONSE TO DEFENDANT'S 3.6 MOTION MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER NICKIE DRURY PROTECTIVE ORDER (WITNESSES)GRANTED	
92	07/11/2014	ORST ACTION	ORDER SETTING SFO PRESENTATION OF ORDERS	07-25-2014SO
93	07/11/2014	MMATH	MEMORANDUM OF AUTHORITIES RE RESPONSE TO DEFENSE MOTION TO DISMISS FOR DISCOVERY VIOLATION/ STATE'S	
94	07/25/2014	MTL	MOTION IN LIMINE TO ADMIT EXPERT WITNESS TESTIMONY (PLAINTIFF'S)	
95	07/25/2014	STP JDGO8	STIPULATION AND PROTECTION ORDER FOR IMAGE AND AUDIO EVIDENCE VIA DVD RECORDING JUDGE SALLY F. OLSEN, DEPT 8	
96	07/25/2014	NT	NOTICE OF INTENT TO OFFER EVIDENCE POTENTIALLY SUBJECT TO ER 404(B) (PLAINTIFF'S)	
97	07/25/2014	NT	NOTICE OF INTENT TO INTRODUCE STATEMENTS OF CO-CONSPIRATORS AT TRIAL PURSUANT TO ER 801 (PLAINTIFF'S)	
98	07/25/2014	STP	STIPULATION AND PROTECTION ORDER FOR PSYCHOSEXUAL EVALUATIONS FOR WITNESSES	
99	07/25/2014	JDGO8 MT	JUDGE SALLY F. OLSEN, DEPT 8 MOTION FOR SEVERANCE OF COUNTS/ DEFENDANT'S SECOND	
100	07/25/2014	MTHRG JDGO8 CTRO8	MOTION HEARING JUDGE SALLY F. OLSEN, DEPT 8 COURT REPORTER JAMI HETZEL ORDERS SIGNED AS PRESENTED; TRIAL DATE REMAINS	
101	07/29/2014	STLW	STATE'S LIST OF WITNESSES/7TH AMENDED	
102	08/05/2014	STLW	STATE'S LIST OF WITNESSES/8TH AMENDED	
103	08/06/2014	NOTE	STATE'S ER 404(B) OFFER OF PROOF	
104	08/06/2014	MTAF	MOTION AND AFFIDAVIT/DECLARATION TO ADMIT 404(B) EVIDENCE	
105	08/06/2014	MMATH	MEMORANDUM OF AUTHORITIES RE: STATEMENTS OF CO-CONSPIRATORS PER ER 801	
106	08/07/2014	CRRSP	CORRESPONDENCE (LAW CLERK TO DEFENDANT'S COUNSEL); AND	
	08/07/2014	MTAF	MOTION AND AFFIDAVIT/DECLARATION IN SUPPORT OF DEFENDANT'S MOTION 3.5 & 3.6 HEARING	

=====
=====END=====

Top Doc 1/1/14

14-9-01269-7

RECEIVED AND FILED
IN OPEN COURT
SEP 26 2014
DAVID W. PETERSON
KITSAP COUNTY CLERK

IN THE KITSAP COUNTY SUPERIOR COURT

STATE OF WASHINGTON,)	No. 13-1-00087-1
)	
Plaintiff,)	JUDGMENT AND SENTENCE
)	
v.)	
)	
ALLIXZANDER DEVELL HARRIS,)	
Age: 24; DOB: 03/14/1990,)	
)	
Defendant.)	

A sentencing hearing was held in which the Defendant, the Defendant's attorney, and the Deputy Prosecuting Attorney were present. The Court now makes the following findings, judgment and sentence.

The Defendant was found guilty, by plea jury verdict bench trial trial upon stipulated facts, of the following-

2.1 CURRENT OFFENSE(S) <i>Asterisk (*) denotes same criminal conduct (RCW 9.94A.525).</i>	RCW	Date(s) of Crime from to		The Special Allegations* listed below were pled and proved
I Sex-Promoting Commercial Sexual Abuse of a Minor	9.68A.101	11/15/2012	12/08/2012	
I Special Allegation-Aggravating Circumstance-Multiple Current Offenses; Some Unpunished	9.94A.535.2C			
I Special Allegation-Aggravating Circumstance-Victimization of Homeless Youth	9.94A.535.3J			x
I Special Allegation-Aggravating Circumstance-Rapid Recidivism	9.94A.535.3T			x
II Sex-Promoting Commercial Sexual Abuse of a Minor	9.68A.101	11/15/2012	12/08/2012	

JUDGMENT AND SENTENCE; Page 1
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II	Special Allegation-Aggravating Circumstance-Multiple Current Offenses; Some Unpunished	9.94A.535.2C			
II	Special Allegation-Aggravating Circumstance-Victimization of Homeless Youth	9.94A.535.3J			x
II	Special Allegation-Aggravating Circumstance-Rapid Recidivism	9.94A.535.3T			x
III	Sex-Promoting Commercial Sexual Abuse of a Minor	9.68A.101	12/09/2012	12/09/2012	
III	Special Allegation-Aggravating Circumstance-Victimization of Homeless Youth	9.94A.535.3J			x
IV	Sex-Promoting Commercial Sexual Abuse of a Minor	9.68A.101	12/09/2012	12/11/2012	
IV	Special Allegation-Aggravating Circumstance-Victimization of Homeless Youth	9.94A.535.3J			x
V	Sex-Promoting Commercial Sexual Abuse of a Minor	9.68A.101	12/15/2012	12/15/2012	
V	Special Allegation-Aggravating Circumstance-Victimization of Homeless Youth	9.94A.535.3J			x
VI	Sex-Promoting Commercial Sexual Abuse of a Minor	9.68A.101	12/15/2012	12/15/2012	
VI	Special Allegation-Aggravating Circumstance-Victimization of Homeless Youth	9.94A.535.3J			x
VII	Tampering With a Witness	9A.72.120	01/15/2013	01/31/2013	
VII I	Promoting Prostitution in the Second Degree	9A.88.080	12/23/2012	12/26/2012	

2.2 CRIMINAL HISTORY (RCW 9.94A.525) <i>Asterisk (*) denotes prior convictions that were same criminal conduct.</i>	Date of Crime	Date of Sentence	Sentencing Court	Juv (x)
VNCO	12/14/11	3/8/12	Kitsap County	
VUCSA	5/28/09	4/14/11	Kitsap County	
Escape 2	2/5/08	10/17/08	Kitsap County	
Assault 3	9/15/07	10/17/08	Kitsap County	

JUDGMENT AND SENTENCE; Page 2
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10-94

2.2 CRIMINAL HISTORY (RCW 9.94A.525) <i>Asterisk (*) denotes prior convictions that were same criminal conduct.</i>	Date of Crime	Date of Sentence	Sentencing Court	Juv (x)
Taking motor vehicle w/ out permission	3/18/06	3/20/06	Kitsap County	X
Threats to Bomb	10/19/04	12/13/14	Kitsap County	X

2.3 SENTENCING DATA									
Count	Offender Score	Seriousness Level	Standard Range	Days (x)	Mo. (x)	Special Allegations Type* Mo.		Total Standard Range (Mo.)	Maximum Term
I.	22	XII	240-318	-	X				Life
II.	22	XII	240-318	-	X				Life
III.	22	XII	240-318	-	X				Life
IV.	22	XII	240-318	-	X				Life
V.	22	XII	240-318	-	X				Life
VI.	22	XII	240-318	-	X				Life
VII	12	III	51-60	-	X				5 years
VIII	12	III	51-60	-	X				5 years

Defendant committed a current offense while on community placement (adds one point to score). RCW 9.94A.525.

*SPECIAL ALLEGATION KEY (RCWs)- F=Firearm (9.94A.533), DW=Deadly Weapon (9.94A.602,533); DV=Domestic Violence (10.99.020); SZ=School Zone (69.50.435,533); SM=Sexual Motivation (9.94A.835 and/or 9.94A.533); VH=Vehicular Homicide Prior DUI (46.61.520,5055); CF=drug crime at Corrections Facility (9.94A.533); JP=Juvenile Present at manufacture (9.94A.533,605); P=Predatory (9.94A.836); <15=Victim Under 15 (9.94A.837); DD=Victim is developmentally disabled, mentally disordered, or a frail elder or vulnerable adult (9.94A.838, 9A.44.010); CSG=Criminal Street Gang Involving a Minor (9.94A.833); AE=Endangerment While Attempting to Elude (9.94A.834).

CONFINEMENT/STATUS

- 4.5-SSOSA-SPECIAL SEXUAL OFFENDER SENTENCING ALTERNATIVE. RCW 9.94A.670. The Defendant is a sex offender and is sentenced under SSOSA. The execution of the sentence of confinement is suspended and the Defendant is placed on community custody.
- CHEMICAL DEPENDENCY-The Court finds the Defendant has a chemical dependency that contributed to the offense(s).
- 2.4-EXCEPTIONAL SENTENCE-Substantial and compelling reasons exist justifying a sentence above below the standard range, within the standard range for Count __ but served consecutively to Count(s) __, or warranting exceptional conditions of supervision for Count(s) ____.
The Prosecutor did did not recommend a similar sentence. The exceptional sentence was stipulated by the Prosecutor and the Defendant. Findings of Fact and Conclusions of Law entered in support of the exceptional sentence are incorporated by reference.
- 4.5-PERSISTENT OFFENDER-The Defendant is a Persistent Offender and is sentenced to life without the possibility of early release. RCW 9.94A.570.

COURT'S SENTENCE:					
<i>Sentences over 12 months will be served with the Department of Corrections. Sentences 12 months or less will be served in the Kitsap County Jail, unless otherwise indicated.</i>					
COUNT I	486	<input type="checkbox"/> Days	<input checked="" type="checkbox"/> Mo.	COUNT II	486 <input type="checkbox"/> Days <input checked="" type="checkbox"/> Mo.
COUNT III	486	<input type="checkbox"/> Days	<input checked="" type="checkbox"/> Mo.	COUNT IV	486 <input type="checkbox"/> Days <input checked="" type="checkbox"/> Mo.
COUNT V	486	<input type="checkbox"/> Days	<input checked="" type="checkbox"/> Mo.	COUNT VI	486 <input type="checkbox"/> Days <input checked="" type="checkbox"/> Mo.

JUDGMENT AND SENTENCE; Page 3

[Form revised January 29, 2010]



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months

COUNT VII 60 Days Mo. COUNT VIII 60 Days with Days Suspended for Years

COUNT 12 months + 1 day COUNT 12 months + 1 day COUNT 12 months + 1 day

CONFINEMENT UNDER RCW 9.94A.507- The Defendant is sentenced to the following term of confinement in the custody of the DOC:
COUNT Minimum Term: Months
Maximum Term: 10 years from today's date for the remainder of Defendant's life
COUNT Minimum Term: Months
Maximum Term: 10 years from today's date for the remainder of Defendant's life
COUNT Minimum Term: Months
Maximum Term: 10 years from today's date for the remainder of Defendant's life
The Indeterminate Sentencing Review Board may increase the minimum term of confinement.

SSOSA Sentence for Count(s) : Months to be served, with the remainder of the sentence terms suspended for duration of the SSOSA program. RCW 9.94A.670(5).

IF MULTIPLE COUNTS-Total confinement ordered: 986 Days Months Max. Term:
COUNTS TO BE SERVED- Concurrent Consecutive Counts served consecutive; the remainder served concurrent. Firearm and Deadly Weapon enhancements served consecutive; the remainder concurrent. Sexual Motivation enhancements served consecutive; the remainder concurrent. VUCSA enhancements served consecutive concurrent; the remainder consecutive.

4.4- CONFINEMENT ONE YEAR OR LESS-Defendant shall serve a term of confinement as follows:
 JAIL ALTERNATIVES/PARTIAL CONFINEMENT. RCW 9.94A.030(31). If the defendant is found eligible, the confinement ordered may be converted to-Work Release, RCW 9.94A.731 (Note: the Kitsap County Jail has the discretion to have the Defendant complete work release at the Kitsap County Jail or Peninsula Work Release), Home Detention, RCW 9.94A.731, .190, or Supervised Community Service or Work Crew, RCW 9.94A.725 at the discretion of the Kitsap County Jail.
 STRAIGHT TIME. The confinement ordered shall be served in the Kitsap County Jail, or if applicable under RCW 9.94A.190(3) or RCW 9.94A.712 in the Department of Corrections.

4.5- CONFINEMENT OVER ONE YEAR-Defendant is sentenced to the above term of total confinement in the custody of the Department of Corrections.
 OTHER SENTENCES-This sentence shall be served consecutive concurrent to sentence(s) ordered in cause number(s)

CREDIT FOR TIME SERVED. RCW 9.94A.505. Defendant shall receive credit for time served prior to sentencing solely for this cause number as computed by the jail unless specifically set forth- days.
 4.3- NO CONTACT ORDER-Defendant shall abide by the terms of any no contact order issued as part of this Judgment and Sentence.

SUPERVISION

4.6- COMMUNITY CUSTODY. RCW 9.94A.505, .701, .702, .704, .706. Defendant shall be supervised for the longest time period checked in the table below. Defendant shall report to DOC in person no later than 72 hours after release from custody and shall comply with all conditions stated in this Judgment and Sentence, including those checked in the SUPERVISION SCHEDULE, and other conditions imposed by the court or DOC during community custody (and supervised probation if ordered).



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12-94

Harris

Eric Valley

From: "Coreen E. Schnepf" <CSchnepf@co.kitsap.wa.us>
To: <evalley@hctc.com>
Sent: Friday, July 11, 2014 11:59 AM
Subject: FW: tomorrow
FYI

From: Jeffrey Inklebarger [mailto:Jeffrey.Inklebarger@ci.bremerton.wa.us]
Sent: Thursday, July 10, 2014 7:22 PM
To: Coreen E. Schnepf
Subject: RE: tomorrow

I checked history and I dealt with him or something involving him a few days earlier. I knew SOG was looking for him and knew the vehicle he was driving. I saw the vehicle at the old Dunes Motel a few days prior but not Harris. We also knew the vehicle was expired because I drove by and ran the license. We set up for it to leave and I believe I saw him get into the driver's seat when it left. It went Officer Meador's direction and he conducted the stop. We all new SOG was looking for him because they put the information out at an earlier date.

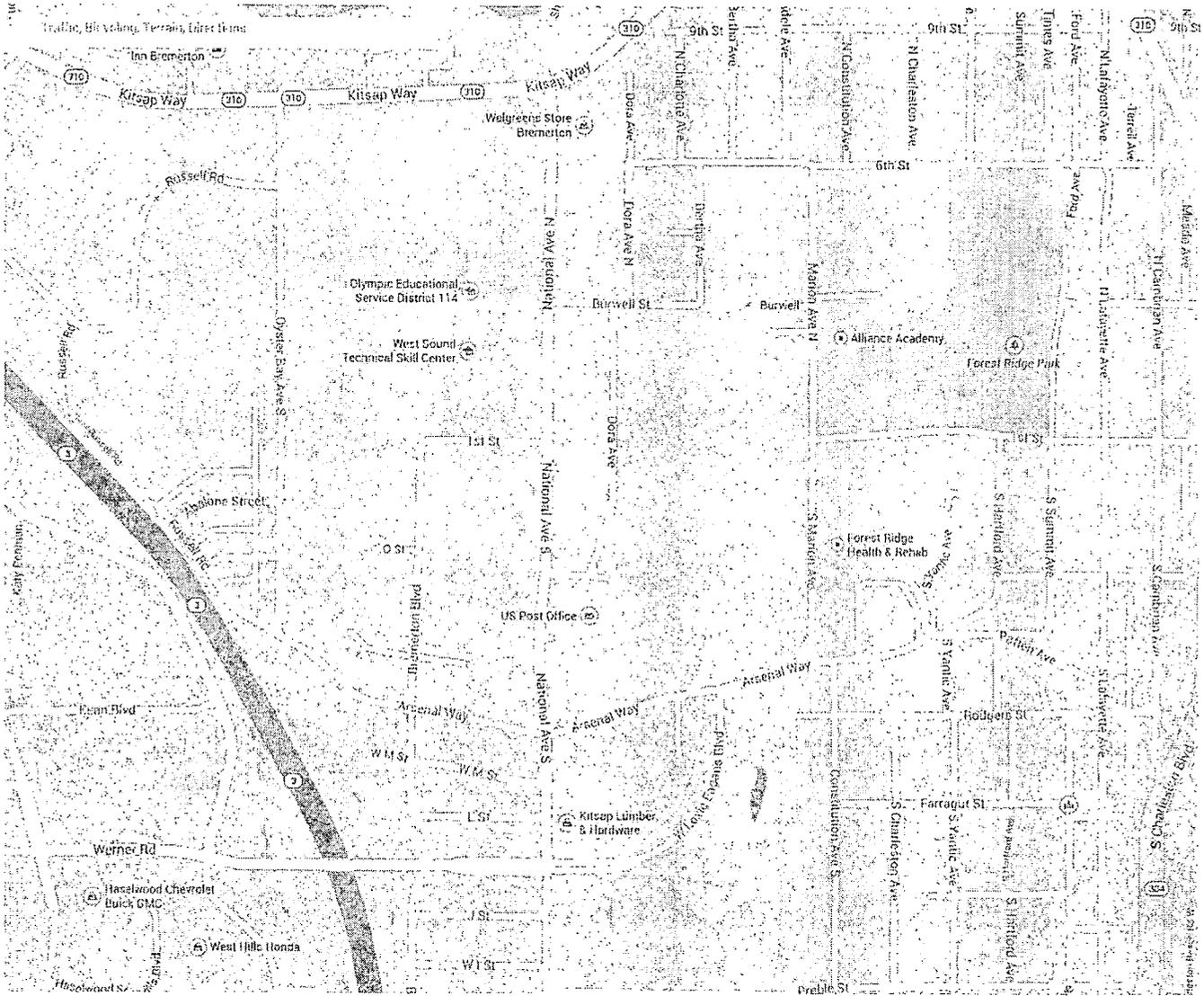
Thanks,
Jeff

From: Coreen E. Schnepf [mailto:CSchnepf@co.kitsap.wa.us]
Sent: Thursday, July 10, 2014 3:13 PM
To: Jonathan Meador; Jeffrey Inklebarger
Cc: Randy Plumb
Subject: tomorrow

There is a 3.6 hearing tomorrow at 2:30pm. I will need both of you for that hearing. Please let me know if this is a problem. Thanks,
Coreen

13-94

7/14/2014



14-94

INCIDENT DATA

Agency Name **Bremerton Police Dept**
ORI **WA0180100**

INCIDENT / INVESTIGATION REPORT
ARREST / CITATION MADE

OCA: **B12-012602**
Date / Time Reported
MO Dec 31, 2012 19:04

#1	Crime Incident DWLS/R 3	CJA: 07633 Local Statute: 46.20.342.C	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
#2	Crime Incident FAIL TO TRANSFER TITLE W/IN 15 DAYS	UCR: Local Statute: 46.12.101.6	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
#3	Crime Incident	UCR: Local Statute:	<input type="checkbox"/> Att <input type="checkbox"/> Com

Occ From **12/31/2012 19:04**
Occ To **12/31/2012 19:04**
Dispatched
Arrived
Cleared

Location of Incident **Abalone St / S Oyster Bay Ave, Bremerton, WA** Premise Type **Highway/Road/Alley** Offense Tract

MO

How Attacked or Committed
Weapon / Tools Forcible Entry Yes No N/A

VICTIM

Victims **0** Type Injury Residency Status

Victim/Business Name (Last, First, Middle) Victim of Crime # Age / DOB Race Sex
VII Relationship to Offenders

Home Address Home Phone Cell Phone
Employer Name/Address Business Phone

VYR Make Model Style Color Lic/Lis VIN

OFFENDER

Offender(s) Suspected of Using
 Drugs N/A
 Alcohol
 Computer

Offender 1 ARI Age: 22 Race: B Sex: M	Offender 2 Age: Race: Sex:	Offender 3 Age: Race: Sex:	Primary Offender Resident Status <input checked="" type="checkbox"/> Resident <input type="checkbox"/> Non-Resident <input type="checkbox"/> Unknown
Offender 4 Age: Race: Sex:	Offender 5 Age: Race: Sex:	Offender 6 Age: Race: Sex:	

SUSPECT

Name (Last, First, Middle) **Harris, Alexander D** Home Address **1106 Pleasant Ave Apt. 3, Bremerton, WA**
AR Also Known As **Real Name: Park, Allixzander Devell -...** Home Phone **(360) 377-2012** Cell Phone

Occupation Business Address Business Phone
U/E

DOB. / Age Race Sex Hgt Wgt Build Hair Color **Black** Eye Color **Brown**
3/14/1990 22 B M 5'10 198 Hair Style Hair Length Glasses

Scars, Marks, Tattoos, or other distinguishing features (i.e. limp, foreign accent, voice characteristics)

Hat Shirt/Blouse Coat/Suit Socks
Jacket Tie/Scarf Pants/Dress/Skirt Shoes

Was Suspect Armed? Type of Weapon Direction of Travel Mode of Travel

VYR Make Model Style/Doors Color Lic/Lis VIN

Suspect Hate / Bias Motivated: Yes No Type:

WITNESS

Name (Last, First, Middle) D.O.B. Age Race Sex
Home Address Home Phone Cell Phone
Employer Business Phone

Officer: (446) MEADOR,...	SUPERVISOR: WPE	INFO: ONLY: 1	F/UP: DET. INFO	F/UP: LINE	PROSECUTOR: JMC		
-------------------------------------	---------------------------	-------------------------	---------------------------	------------	---------------------------	--	--

15-94

ADDITIONAL FELONY CHARGES.

[Handwritten signature]

Incident / Investigation Report

Bremerton Police Dept

OCA: B12-012602

O T H E R S I N V O L V E D	CODES: DE-Deceased, DR-Driver, MN-Mentioned, MP-Missing Person, OT-Other, OW-Owner, PA-Passenger, PT-Parent/Guardian, RA-Runaway, RO-Registered Owner, RP-Reporting Party, VI-Victim					
	Code	Name (Last, First, Middle)	Victim of Crime #	Age / DOB	Race	Sex
	Home Address			Home Phone	Cell Phone	
	Employer Name/Address			Business Phone		
	Code	Name (Last, First, Middle)	Victim of Crime #	Age / DOB	Race	Sex
N A R R A T I V E	Home Address					
	Home Address			Home Phone	Cell Phone	
	Employer Name/Address			Business Phone		

On 12/31/12 I was called by Officer Inklebarger to the area of Arsenal Way and Oyster Bay to stand by for a vehicle had had expired tabs and a suspended driver possibly behind the wheel. The driver was identified as Allixzander Harris.

The description of the vehicle was a blue Chevy Geo Metro, Wa# ACK8054.

At approx. 1921hrs, I observed the vehicle pass by me turning EB onto Arsenal Way. I had my headlights on however couldn't see through the tinted windows of the vehicle as it passed by me to see who the driver was. I turned around and followed the vehicle until I found a safe place to stop it.

As we approached Arsenal Way and Loxie Eagan's I activated my emergency lights and stopped the vehicle. Other units arrived on scene.

I contacted the driver and explained the reason for the stop. I asked the driver for his driver's license, registration and insurance. The driver told me without prompting that he was suspended 3rd degree.

I had the driver exit the vehicle where he was detained. The driver identified himself as Allixzander Harris. The driver was run via Cencom, he came back DWLS 3rd degree for unpaid tickets.

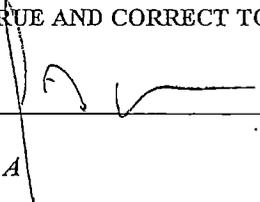
During the contact I found out that the vehicle was sold in October of 2012 and hadn't been registered in the new owner's name. Harris stated that he hadn't gotten around to registering the vehicle yet. This was confirmed through DOL.

Disposition: Officer Inklebarger took custody of Harris and transported to the Kitsap County Jail and booked him for DWLS 3rd degree, Bail \$5000. Refer charges for fail to transfer title over 45 days.

The vehicle was impounded and secured into evidence per Sgt Endicott's direction. Reference case #B12-012534.

16-94

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.



446

12/31/12

(Signature, Date)

(446) MEADOR, JONATHAN A
KITSAP COUNTY, WA

Quantity	Description / License Plate	Vehicle Make	Model
1	1994 BLU / ACK8054, WA	GEO	TRACKER
VIN	Notes		Entered
			<input type="checkbox"/> WACIC (entry date and time)
Insured	Estimated Value		Cleared
<input type="checkbox"/>	\$0.00		<input type="checkbox"/> WACIC (entry date and time)
			Status
			OTHER (NOT IBR...)
			Status date
			12/31/2012

18-94

MADEACK8054

LIC: ACK8054 EXP-DT: 12032012 ISSUE-DT: 122010 YR/MK: 1994/GEO
P/USE: GPAS DEPR: 1 TAX: VYR/VCDE: 1993 007195. SERIES: GEOMETRO MOD: XE BT: 2H
SCALE: 01621 GWT: 000000 MG: 00 GWT-EXP: 00000000 GVWR: TL: 1033715203
DRJ: CO/AG: 23 12 XFERDT: 12032010 SPCL LIC: VIN: 2C1MS2467R6720371

REMARKS: REGISTERED OWNER:
TAB# IS 6513972 12 BAKER, JANET L
PREV TAB X777847 11 1952 PIONEER LN SE
VEHICLE REPORTED SOLD PORT ORCHARD WA 983662920
DESTROYED BY 1138 0213
CENTENNIAL PLATE
COLOR:
BLUE

LEGAL OWNER:
SAME AS REGISTERED OWNER ABOVE

CUR ODOMETER PREV REGIS OWNER OPT MAIL ADDRESS
E A 0000010

CURR VIN: 2C1MS2467R6720371 TITLE #: 1033715203 SOT/DATE: WA 12/03/2010
PREV VIN: 2C1MS2467R6720371 TITLE #: 9933427001 SOT/DATE: WA 06/05/2005
DATE: 06/25/2014 TIME: 09:51

PLATE: ACK8054 VEHICLE BRANDS
JURIS DESCRIPTION INCIDENT DATE SOURCE



I hereby certify that a copy
of this record is on file in the
Department of Licensing
of the State of Washington.

Bill Johnson
Assistant Director of Records
Blaine, Washington, Washington

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Investigator: (413) PLUMB, RANDY

Date / Time: 1/10/2013 17:02

Thursday

Supplement Type: FOLLOW UP

Race: Sex: DOB: Age:
Employer:

Home Phone:

SEARCH WARRANT ON ALLIXZANDER PARK'S VEHICLE (1/2/13 & 1/3/13)

On January 2nd, 2013, I applied for and received a search warrant for the vehicle (A blue and black, 1994 Geo Metro, bearing Washington license: ACK8054). The search warrant was approved by Kitsap County Superior Court Judge Leila Mills. After receiving approval on this search warrant, it was filed with the Kitsap County Clerk's Office under number 20130001.

On January 2nd, 2013, at approximately 1527 hours, Detective Garland and I went to the Bremerton Police Department's property and evidence division's storage garage, where the above listed vehicle had been stored pending the application and service of the search warrant. Prior to serving the search warrant, I photographed the exterior of the vehicle and noted the evidence tape from when the vehicle was brought to the police department was still intact and each seam was unbroken (doors, hood and trunk). This indicated to me that nobody had entered this vehicle since it was placed there by Officer Meador.

After photographing the vehicle, I opened the rear hatchback of the car and located what appeared to be victim [redacted] blue, Bass (brand name), backpack sitting in plain view. The victim had provided Detective Garland and I with a description of this backpack and indicated the backpack might contain her dirty underwear containing semen evidence from Andre Herron and Allixzander Park, from the incident that occurred on the night of December 26th, 2012. She described her underwear as being large in size and blue, pink, and black in color, with leopard print and black lace. At that point, since I believed this backpack contained evidence of the crime of 2nd degree Rape, I stopped the search of the car at that point and Detective Garland re-sealed the vehicle with BPD evidence tape.

On January 3rd, 2013, I applied for and received a search warrant expansion on this vehicle to include evidence for the crime of 2nd Degree Rape. Kitsap County Superior Court Judge Leila Mills heard the probable cause and granted the search warrant expansion. Court Reporter Andrea Ramirez assisted with the transcription of the application. The search warrant was filed with the Kitsap County Clerk's Office under number 20130002.

On January 3rd, 2013, at approximately 0930 hours, Detective Garland and I reconvened at the evidence storage garage and confirmed the evidence tape he had placed on the vehicle the prior day was still intact. I opened the vehicle and began photographing the contents of the vehicle. I again opened the rear hatchback of the vehicle and removed the blue, Bass, backpack and opened it. Upon opening the backpack, I found clothing and other miscellaneous property that appeared to belong to Allixzander Park. Included in this clothing was a Seahawks baseball cap, with a flat brim, that was consistent with one he is wearing on photographs I found on his Facebook page. I located no property that appeared to belong to [redacted]. I took the blue, Bass, backpack as evidence (Item #SW 14) in case [redacted] is able to identify it as belonging to her.

I then removed the red backpack (Item #SW1) that was located in the back section of the vehicle. Inside this backpack I located the following items: a black, Toshiba backpack (serial #4A155439W) (Item #SW6), a black USB cable (Item #SW5), a 4GB, Sony, thumb drive (digital storage device) (Item #SW4);

Handwritten notes: #413, Page: 11/10/13, to ReComes, TRK

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

miscellaneous paperwork (Item #SW2) and a handwritten note (Item #SW3) (The handwritten note appears to be notes on or instructions on creating a prostitution related advertisement on TNA board. "TNA board" is a website that is commonly used by individuals involved in the sex trafficking trade for posting prostitution related advertisements similar to the ones on backpage.com. This note reads, "Donation specify", "TNA", "Redbook", "Navy discount", "pics with face covered", "envelopes etc.", "mind over matter", "\$150 HH of my time", "to good to be true"); and a Fuji digital camera (no media card) (Item #SW7).

Affixed to the dashboard, I located a Garmin - Nuvi, GPS device (Item #SW9). On the dashboard of the vehicle I located an LG, touchscreen, cellular telephone (Item #SW8). In the back of the vehicle, Detective Garland located a notebook, homework, and handwritten documents that appear to belong to [REDACTED] (Item #SW12). Also in the back of the car, Detective Garland located evidence of dominion and control over the vehicle in Allixzander Park's name (Item #SW13). In glove-box of the vehicle I located a prescription bottle of [REDACTED] (56 pills) with the name "[REDACTED]" on the prescription (Item #SW10). Additionally, I located what appeared to be a counterfeit \$100 bill in the glove-box (Item #SW11). Also in the glove-box I located several condoms (I photographed these items and left them in the vehicle). We concluded our search at 1140 hours.

After removing all of these items of evidence, Detective Garland logged the items into the evidence system and I packaged and sealed the evidence with evidence tape. At the conclusion of processing the evidence, Detective Garland and I placed all evidence items into an evidence storage locker.

I placed certified copies of the two search warrants, copies of the BPD property reports (Item #SW1 - SW14), a copy of the Inventory and Return for Property Taken Under Search Warrant and a copy of the Receipt for Property Taken inside the vehicle. I took photographs of these documents sitting on front seats. I then contacted Bremerton Towing and impounded the vehicle.

Investigation continuing.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

Randy Plumb # 413 1/10/13

(Signature, Date)
(413) PLUMB, RANDY
KITSAP COUNTY, WA

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Bremerton Police Department
PROPERTY SHEET



Case Number: **12-012534**

 2007051598		<u>Item#</u> 1	<u>Item Type</u> Vehicle	<u>Description</u> VEHICLE		
<u>Collected on</u> 12/31/2012	<u>Collected by</u> MEADOR, JONATHAN		<u>Collected at</u> - Loxie and Arsenal Way			
<u>Owner</u> Harris, Allixzander			<u>Owner's address</u> ,			<u>Owner DOB</u> 03/14/1990
<u>Make and model</u> Chev - GEO		<u>Color</u> BLUE/BLACK	<u>Serial #</u> 2C1MS2467R67 20371	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007052744		<u>Item#</u> HDN/	<u>Item Type</u> Saliva sample	<u>Description</u> saliva swabs from Andre Herron (left and right)		
<u>Collected on</u> 03/15/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - from Andre Herron			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007051954		<u>Item#</u> P dat	<u>Item Type</u> CD/DVD recordings	<u>Description</u> cd containing data from Allixzander Park's cell phone		
<u>Collected on</u> 01/24/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - BPD			
<u>Owner</u> City of Bremerton,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007052918		<u>Item#</u> BP-TC	<u>Item Type</u> CD/DVD recordings	<u>Description</u> cd containing information from Backpage.com reference Trista Chisholm		
<u>Collected on</u> 03/28/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - backpage.com			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007051951		<u>Item#</u> CAR	<u>Item Type</u> CD/DVD recordings	<u>Description</u> cd containing photos of vehicle search warrant		
<u>Collected on</u> 01/24/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - BPD			
<u>Owner</u> City of Bremerton,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	

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Bremerton Police Department
PROPERTY SHEET



Case Number: 12-012534

		<u>Item#</u> CD1	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing photos of Allix Park's vehicle search warrant		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> CD2	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing data extracted from Allix Park's cell phone		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> CD3	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing data extracted from Andre Williams' cell phone		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> CD4	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing data extracted from Trista Chisholm's cell phone		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> CD5	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing data from 6 Facebook Accounts		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	

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Bremerton Police Department
PROPERTY SHEET



Case Number: 12-012534

		<u>Item#</u> CD6	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing records from Backpage.com		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> CD7	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD containing Sprint cell phone records for Andre Williams' phone		
<u>Collected on</u> 02/20/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> -			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> CDG1	<u>Item Type</u> CD/DVD recordings	<u>Description</u> CD (Interview)		
<u>Collected on</u> 02/08/2013	<u>Collected by</u> GRAY, CRYSTAL - 424		<u>Collected at</u> 1025 Burwell - 1025 Burwell			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> DR-1	<u>Item Type</u> Biological sample	<u>Description</u> 1 S.A.N.E kit		
<u>Collected on</u> 12/28/2012	<u>Collected by</u> ROGERS, DONNELL -		<u>Collected at</u> 2520 Cherry Ave - HMH Sane exam room			
<u>Owner</u> BPD evidence,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> GB1	<u>Item Type</u> CD/DVD recordings	<u>Description</u> DVD disk containing recorded interview of Greyson Brantley		
<u>Collected on</u> 03/28/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - NCIS			
<u>Owner</u> BPD,			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	

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Bremerton Police Department
PROPERTY SHEET



Case Number: 12-012534

		Item# L2	Item Type Saliva sample	Description DNA swab from left side of inner mouth		
Collected on 02/01/2013	Collected by ELTON, AARON - 452		Collected at Kitsap County Jail - interview room			
Owner BPD,			Owner's address		Owner DOB	
Make and model -		Color	Serial #	Caliber	Drug Type: Weight:	
		Item# LP1	Item Type CD/DVD recordings	Description 1 DVD of interview with XXXXXXXXXXXXXXXXXXXX		
Collected on 01/24/2013	Collected by PLUMB, RANDY - 413		Collected at - BPD			
Owner City of Bremerton,			Owner's address		Owner DOB	
Make and model -		Color	Serial #	Caliber	Drug Type: Weight:	
		Item# P1	Item Type Paper Documents	Description One Pur-Wraps sterile cotton tipped applicators package (lot #2245 exp. 2014/06)		
Collected on 02/01/2013	Collected by ELTON, AARON - 452		Collected at Kitsap County Jail - interview room			
Owner bpd,			Owner's address		Owner DOB	
Make and model -		Color	Serial #	Caliber	Drug Type: Weight:	
		Item# R1	Item Type Saliva sample	Description swab from right side of inner mouth		
Collected on 02/01/2013	Collected by ELTON, AARON - 452		Collected at Kitsap County Jail - interview room			
Owner BPD,			Owner's address		Owner DOB	
Make and model -		Color	Serial #	Caliber	Drug Type: Weight:	
		Item# RDP1	Item Type CD/DVD recordings	Description CD containing a recording of an interview with Trista Chisholm		
Collected on 03/13/2013	Collected by PLUMB, RANDY - 413		Collected at -			
Owner BPD,			Owner's address		Owner DOB	
Make and model -		Color	Serial #	Caliber	Drug Type: Weight:	

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Bremerton Police Department
PROPERTY SHEET



Case Number: 12-012534

 2007052919	<u>Item#</u> R-TC	<u>Item Type</u> CD/DVD recordings	<u>Description</u> cd containing recorded interview of Trista Chisholm on 3-21-13		
<u>Collected on</u> 03/28/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - Kitsap Co. SO		
<u>Owner</u> BPD,		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>
 2007051616	<u>Item#</u> SW1	<u>Item Type</u> Backpack/Duffel/Suit case	<u>Description</u> Red nylon backpack with black airjordan		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St - From vehicle ack8054		
<u>Owner</u> Park, Allix		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> Air Jordan -		<u>Color</u> Red	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>
 2007051625	<u>Item#</u> SW10	<u>Item Type</u> Drugs	<u>Description</u> RX bottle of Trazodone, Patricia Vigil		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -		
<u>Owner</u> Park, Allix		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type: Rx Pills</u> <u>Weight: 56 Unit</u>
 2007051626	<u>Item#</u> SW11	<u>Item Type</u> Money	<u>Description</u> suspected counterfeit \$100 bill HH73516716A		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -		
<u>Owner</u> Park, Allix		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>
 2007051627	<u>Item#</u> SW12	<u>Item Type</u> Paper Documents	<u>Description</u> Notebook and homework in the name of XXXXXXXXXX		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -		
<u>Owner</u> Park, Allix		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>

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Bremerton Police Department
PROPERTY SHEET



Case Number: 12-012534

 2007051628		<u>Item#</u> SW13	<u>Item Type</u> Paper Documents	<u>Description</u> D and C for Allix Park from back of car.		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007051629		<u>Item#</u> SW14	<u>Item Type</u> Backpack/Duffel/Suit case	<u>Description</u> Empty Blue Bass backpack from trunk		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> PLUMB, RANDY - 413			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> Bass -		<u>Color</u> Blue	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007051617		<u>Item#</u> SW2	<u>Item Type</u> Paper Documents	<u>Description</u> D and C paperwork for park from backpack		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007051878		<u>Item#</u> SW2-1	<u>Item Type</u> Cellular Phones	<u>Description</u> Black, LG cell phone (360-551-5350)		
<u>Collected on</u> 01/17/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 22385 Sunridge Way NE, Poulsbo, WA. - Living room			
<u>Owner</u> Williams, Andre			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> LG - LGL45C		<u>Color</u>	<u>Serial #</u> 201CYVU02669 91	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007051618		<u>Item#</u> SW3	<u>Item Type</u> Paper Documents	<u>Description</u> "TNA" note from SW1		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	

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Bremerton Police Department
PROPERTY SHEET



Case Number: 12-012534

		<u>Item#</u> SW4	<u>Item Type</u> Electronics	<u>Description</u> Sony 4 GB Thumb Drive from SW1		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> sony -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> SW5	<u>Item Type</u> Electronics	<u>Description</u> Black jump cord from phone to USB		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> -		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> SW6	<u>Item Type</u> Computer equipment	<u>Description</u> Toshiba laptop and power cord from SW1		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> Toshiba -		<u>Color</u>	<u>Serial #</u> 4A155439W	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> SW7	<u>Item Type</u> Camera	<u>Description</u> Fuji Finepix Digital camera with no card		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> Fuji - S7000		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
		<u>Item#</u> SW8	<u>Item Type</u> Cellular Phones	<u>Description</u> LG phone from dash board of vehicle.		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> LG -		<u>Color</u>	<u>Serial #</u> 20BCYRN13046 2	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	

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Bremerton Police Department
PROPERTY SHEET



Case Number: **12-012534**

 2007051624		<u>Item#</u> SW9	<u>Item Type</u> Electronics	<u>Description</u> GPS from dash with power cord		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -			
<u>Owner</u> Park, Allix			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> Garmin - Nuvi		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	
 2007052117		<u>Item#</u> TC-1	<u>Item Type</u> Cellular Phones	<u>Description</u> Boostmobile ZTE cell phone (smart-phone), black in color		
<u>Collected on</u> 02/05/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> - from Trista Chisholm's person			
<u>Owner</u> Chisholm, Trista			<u>Owner's address</u> ,			<u>Owner DOB</u>
<u>Make and model</u> Boost Mobile - ZTE N860 03 22		<u>Color</u>	<u>Serial #</u> 320720833259	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>	

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Bremerton Police Department
PROPERTY SHEET



Case Number: **12-012534**

 2007051621	<u>Item#</u> SW6	<u>Item Type</u> Computer equipment	<u>Description</u> Toshiba laptop and power cord from SW1		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -		
<u>Owner</u> Park, Allix		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> Toshiba -		<u>Color</u>	<u>Serial #</u> 4A155439W	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>
 2007051624	<u>Item#</u> SW9	<u>Item Type</u> Electronics	<u>Description</u> GPS from dash with power cord		
<u>Collected on</u> 01/03/2013	<u>Collected by</u> PLUMB, RANDY - 413		<u>Collected at</u> 1025 Burwell St -		
<u>Owner</u> Park, Allix		<u>Owner's address</u>		<u>Owner DOB</u>	
<u>Make and model</u> Garmin - Nuvi		<u>Color</u>	<u>Serial #</u>	<u>Caliber</u>	<u>Drug Type:</u> <u>Weight:</u>

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IN THE KITSAP COUNTY SUPERIOR COURT

STATE OF WASHINGTON,

Plaintiff,

v.

A primer black and blue, 1994, Geo Metro, bearing Washington license: ACK8054, VIN: 2C1MS2467R6720371, registered to Janet L. Baker, 1952 Pioneer Lane SE, Port Orchard, Washington. This vehicle is currently being stored in a secure Bremerton Police Department Facility, as item #1, under Bremerton PD case #B12-012534

Defendant.

No. 2013 0001

COMPLAINT FOR SEARCH WARRANT FOR FRUITS / INSTRUMENTALITIES AND / OR EVIDENCE OF THE CRIME OF R.C.W. 9A.88.080 Promoting Prostitution in the Second Degree and R.C.W. 9A.88.030 Prostitution

RECEIVED AND FILED

JAN - 2 2013

DAVID W. PETERSON KITSAP COUNTY CLERK

I, DETECTIVE SERGEANT RANDY D. PLUMB, being first duly sworn upon oath, depose and say-

I am a duly appointed, qualified, and acting Detective Sergeant for the Bremerton Police Department, and am charged with responsibility for the investigation of criminal activity occurring within the City of Bremerton and the County of Kitsap. I have probable cause to believe, and do, in fact, believe, that in violation of the laws of the State of Washington with respect to R.C.W. 9A.88.080 Promoting Prostitution in the Second Degree, evidence and/or fruits and/or instrumentalities of said offense(s) are presently being kept, stored, or possessed, and can be located and seized, in the above-described vehicle. My belief being based upon information acquired through personal interviews with witnesses and other law enforcement officers, review of reports and personal observations, said information being as further described herein-

Detective Sergeant Randy D. Plumb, being first duly sworn on oath, deposes and says: That I am a commissioned police officer with the City of Bremerton Police



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1 Department, and presently hold the rank of Detective Sergeant. I am currently assigned
2 as the unit supervisor of the Bremerton Police Department Special Operations Group
3 (SOG). I have been employed with the City of Bremerton Police Department since
4 October 4th, 1999. I have been assigned to the Special Operations Group since March of
5 2001.

6
7 Preceding my employment with the City of Bremerton, I was employed with the
8 City of Port Orchard Police Department from August of 1994 to October of 1999. While
9 working for the Port Orchard Police Department, I was assigned to patrol from October
10 of 1994 to May of 1997. From May of 1997 to October of 1999, I was also a
11 commissioned deputy sheriff in the County of Kitsap, State of Washington, and assigned
12 to the multi-jurisdictional narcotics task force, referred to as the West Sound Narcotics
13 Enforcement Team (WestNET).

14 During my law enforcement career, I have participated in multiple narcotics
15 investigations, which have resulted in arrests, and seizures of various controlled
16 substances, which consisted of Marijuana, Powder, and Rock / Crack Cocaine,
17 Methamphetamine, and Black Tar Heroin and methylenedioxy-methamphetamine
18 (MDMA or Ecstasy). In these investigations, I have become familiar with the methods of
19 packaging controlled substances, values of controlled substances, terms associated with
20 the manufacture, distribution, and use of these controlled substances. I have been an
21 affiant on well over 125 narcotics related search warrants and I have participated in the
22 execution of over 500 narcotics related search warrants. The majority of these resulted in
23 arrests, and the discovery of various illegal narcotics (i.e. Marijuana, Cocaine,
24 Methamphetamine and Heroin and MDMA), as well as items related to the use,
25 packaging, distribution, and manufacturing of these illegal substances.

26
27 I have attended 14 weeks of basic law enforcement training at the Washington
28 State Criminal Justice Training Center (WSCJTC) in Burien, where I received instruction
29 about drug identification, trafficking, and drug paraphernalia for my duties as a line
30 police officer.
31

COMPLAINT FOR SEARCH WARRANT; Page 2



Russell D. Hauge, Prosecuting Attorney
Adult Criminal and Administrative Divisions
614 Division Street, MS-35
Port Orchard, WA 98366-4681
(360) 337-7174; Fax (360) 337-4949

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1 In February of 1997, I attended a 24 hour class on highway drug interdiction, of
2 both commercial and private vehicles, presented by the U.S. Drug Enforcement
3 Administration and the El Paso Intelligence Center. This class included information on
4 techniques used by law enforcement officers to detect the illegal transport of drugs and
5 currency.

6 In July of 1997, I attended a 24 hour marijuana spotting / eradication course. This
7 course included instruction on marijuana, marijuana identification and spotting marijuana
8 from the air.

9 In December of 1997, I attended an 80 hour, basic drug enforcement class,
10 presented by the Drug Enforcement Administration.

11 In November of 1998, I attended 20 hours of training in search warrant service
12 and raid planning through WSCJTC.

13 In July of 2001, I received 40 hours of Clandestine Laboratory Investigation
14 training as mandated by the Washington Administrative Code for law enforcement
15 personnel who collect evidence at clandestine laboratories. This course included training
16 on the various methods, chemicals, and hardware associated with the manufacture of
17 methamphetamine. During this course we actually manufactured methamphetamine,
18 giving us a first-hand knowledge of the process.

19 In September of 2001, I attended 80 hours of training in undercover operations of
20 which the majority of the class was based upon narcotics investigation. The class was
21 taught by Seattle Police Department and administered through the Washington State
22 Criminal Justice Training Commission.

23 In April of 2004, I received 16 hours of training on High Risk Entries through
24 HSS International.

25 In March of 2005, I attended a 24 hour course on the Criminal Investigations of
26 Street Crimes. This training included interview techniques for both witnesses and
27 suspects.

28 During my tenure as a narcotics detective with both WestNET and SOG, I
29
30
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1 attended numerous training lectures and seminars through the Western States Information
2 Network (WSIN), the California Narcotics Officers Association (CNOA) and the
3 Washington State Narcotics Investigator's Association (WSNIA). The course topics in
4 these training seminars covered instruction on Informant Management, Search and
5 Seizure issues, Money Laundering, Asset Forfeiture, Highway Drug Interdiction,
6 Controlled Buy and Buy-Bust operations, Reverse Sting Operations, Clandestine Drug
7 Labs, Intelligence Gathering, Knock and Talks, Undercover Officer Survival, Warrant
8 Planning and High Risk Entries, Marijuana Investigations, Rave and Club Drugs, Outlaw
9 Motorcycle Gangs, Drug Identification and Pharmacology of Drugs.
10

11
12 This affidavit is made in support of an application for search warrant for the vehicle
13 described as:

14
15 A primer black and blue, 1994, Geo Metro, bearing Washington license: ACK8054, VIN:
16 2C1MS2467R6720371, registered to Janet L. Baker, 1952 Pioneer Lane SE, Port
17 Orchard, Washington. This vehicle is currently being stored in a secure Bremerton
18 Police Department Facility, as item #1, under Bremerton PD case #B12-012534
19

20
21 Probable cause to request this warrant is based upon the following information:

22
23 On December 28th, 2012, at approximately 1743 hours, Bremerton Police Officer
24 Garrity (#445) was dispatched to a sexual assault that had occurred over the previous few
25 days. Officer Garrity responded to the Harrison Hospital (Silverdale, WA.) to meet with
26 the victim. Upon Officer Garrity's arrival, he contacted the victim, identified as ~~_____~~
27 ~~_____~~, in the emergency room.

28 ~~_____~~ told Officer Garrity that she met up with her boyfriend, Andre Herron
29 (AKA: Williams) on Sunday, December 23rd, 2012, who gave her a ride to Allixzander
30 Park's house, located in Bremerton, Washington. Once there, ~~_____~~ stated she had
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1 consensual sexual intercourse, in the car, with Andre Herron.

2 On Monday, December 24th, 2012, ██████ agreed to advertise for prostitution
3 related activities on a website called "Backpage" (located at www.backpage.com,
4 specifically in the "escort" section). This website (backpage.com), and others such as
5 www.TNABoard.com, www.MadamFox.com and www.Sexy.com, are commonly used
6 by people involved in the commercial sex trade. Backpage.com is a website similar to
7 Craigslist.com, wherein individuals can post, sell, trade, advertise, etc. The prostitution
8 related advertisements can be found under the "Adult" category and the subcategory
9 "Escorts". The advertisements that ██████ was in were created by Andre Herron's
10 friend, Allixzander Park. The contact phone number listed on these advertisements was
11 Allixzander Park's cell phone number of (360) 471-2687. These advertisements also
12 included photographs of ██████.

13
14 After created the posts, ██████ said she met with two customers; one in Port
15 Townsend, Washington and the other in Port Orchard, Washington. ██████ told Andre
16 Herron and Allixzander Park that she wanted to go home for Christmas.

17 On Wednesday, December 26th, 2012, ██████ said she went to Tacoma,
18 Washington with Herron. She told Officer Garrity that they took the ferry that leaves
19 about 1400 hours to Seattle, and then took a bus to Tacoma. Once there, they met with
20 Allixzander Park at the Tacoma Mall. Park was there with a friend who was unknown to
21 ██████. They left the Tacoma Mall and went to a Motel 6 located at 1811 S. 74th Street,
22 Tacoma, WA., and that they stayed in room 110.

23
24 That evening at the Motel 6, at approximately 2100-2200 hours, Herron, Park, and
25 the unknown friend, were all smoking what ██████ thought was marijuana. She said she
26 had a couple of puffs and started to "feel funny" and added that she thought she became
27 "high". When ██████ asked them if it was regular marijuana, they told her "my bad" and
28 told her at that time the substance was "Spice". ██████ told Officer Garrity that she was
29 very disoriented and dizzy after smoking the substance.
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1 ██████████ told Officer Garrity that she was on the bed and was "making out" with
2 Herron when Alex was "all up on me". Herron told Park he could do "whatever he
3 wanted to" to ██████████. Park told ██████████ that she, "better get used to it", and then forced
4 her to have sex. Officer Garrity asked ██████████: if she had sex with both Park and Herron
5 and she indicated she did. ██████████ continued on and explained she was sleeping next to
6 Herron with Park sleeping at the foot of the bed. Park pulled her off of the bed and onto
7 the floor. Park started having anal sex with her and forcing his fingers down her throat.
8 ██████████ told Park to stop and that it was hurting her. After that, ██████████ said she "blacked
9 out".

10
11 On Thursday, December 27th, 2012, she returned to Bremerton with Herron and
12 Park. Apparently during this time, Park and Herron were making drug deliveries, selling
13 marijuana. ██████████ told Officer Garrity that when she tried to talk to them, Park yelled at
14 her asking her why she was talking.

15 That night, December 27th, 2012, they checked into and stayed at the Dunes Motel
16 in Bremerton, Room 113. This room was rented by Allixzander Park. During this stay,
17 in addition to ██████████, Allixzander Park, Andre Herron, a subject identified as Demario
18 Jones and an unknown male were also in the room. Sometime during that night, ██████████
19 was in the bathroom, taking a shower. During that time, Herron came into the room and
20 they started kissing. Soon after, Park and Jones entered. ██████████ said Herron left the
21 room, leaving Park and Jones in the bathroom with her. The lights were turned off and
22 Park told ██████████ that she "didn't matter" and proceeded to have anal sex with her, while
23 Jones forced her to have oral sex with him. Jones told her, "Choke on there."

24 ██████████ said she took another shower and when she went to sleep it was around
25 0200 hours. ██████████ said they kept trying to take her phone from her, so she couldn't call
26 anyone. She said she woke up around 0900 hours on December 28th, 2012 and went to
27 the bathroom with Herron. While in the bathroom with Herron, Jones entered the
28 bathroom and forced her to have sex with him.
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1 At approximately 1200 hours, [REDACTED] was able convince Park and Herron that
2 she needed to meet someone at the Starbucks on Kitsap Way in Bremerton. Park and
3 Herron transported [REDACTED] to the Starbucks and dropped her off. Once there, [REDACTED]
4 was able to contact a female friend who came and picked her up.

5 At the conclusion of the interview with Officer Garrity, he asked her to clarify
6 that the sex with Andre Herron was consensual, but the sex with Allixzander Park and
7 Demario Jones was not consensual and she indicated in the affirmative. [REDACTED] also
8 confirmed that the fourth, unidentified individual never had sexual contact with her.

9 [REDACTED] was ultimately transported to Harrison Medical Center (Bremerton)
10 where she went through a sexual assault examination (SANE exam).

11 After the SANE exam, Detective Garland and I met with [REDACTED] and her friend,
12 [REDACTED], at Harrison Hospital. Detective Garland and I walked with [REDACTED] and
13 the SANE nurse from the exam room to a waiting room on the other end of the hospital.
14 As [REDACTED] walked it was clear she was in pain from the assault and walked substantially
15 slower than the three presumably from the pain. Detective Garland and I invited [REDACTED]
16 and [REDACTED] to the Bremerton Police Department for a more thorough and detailed interview.

17 At approximately 2355 hours, on December 28th, 2012, Detective Garland and I
18 began a video and audiotaped interview of victim [REDACTED]. Detective Garland
19 asked [REDACTED] to explain to us what had occurred starting from as far back as she thought
20 it was relevant to what occurred. For about the next forty minutes of the interview,
21 [REDACTED] recounted the same events that are outlined in her statement to Officer Garrity.
22 At the completion of her telling us this information, Detective Garland and I together
23 asked specific, clarifying details of the events of the past week.

24 She explained that she originally met Andre Herron approximately a week-and-a-
25 half to two-weeks ago on a website called "Tagged" (A website designed for people to
26 meet new friends). [REDACTED] told us that prior to meeting Andre Herron, she had been in
27 Seattle, Washington working prostitution activities for a guy she met that said she could
28 make a lot of money doing that. [REDACTED] told us she later told Andre Herron about her
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1 past prostitution related activities. [REDACTED] described first meeting with Herron and
2 indicated she had sex with him in a car. [REDACTED] went on to explain the consensual sexual
3 intercourse in the car with Herron actually occurred in the early morning hours of
4 December 24th, 2012.

5 Later in the morning they drove around and spent time in the car and ultimately
6 ended up (at approximately 1100 hours) at the Dunes Motel in Bremerton on December
7 24th, 2012, specifically room #322. Park rented this room. Staying at the room on this
8 night was [REDACTED] Park, Herron and the unknown friend. [REDACTED] told us Park was trying
9 to take photos of [REDACTED] for the backpage advertisements, but then she told him she had
10 pictures he could use on her cell phone. [REDACTED] unsuccessfully attempted to upload
11 photographs of herself to her e-mail so that she could send the photo's to Park's laptop
12 computer to be used in the backpage advertisements. Since that didn't work, Park
13 connected her phone, using a USB cord, right to his laptop computer and transferred her
14 photos to his computer. [REDACTED] said she didn't like it when he did this because she had
15 other pictures on her phone that she didn't want on his computer. She told him that she
16 didn't want him to do that, but Park wouldn't let her on his computer. When asked to
17 describe Park's laptop, she stated it was black in color, unknown make or model and that
18 he always stored it in a red backpack.
19

20 [REDACTED] said Park initially used Andre Herron's cell phone number on the
21 backpage ad. [REDACTED] said one of the pictures of her showed her wrapped up only in a
22 towel. [REDACTED] provided the phone number of 551-5350 and indicated that belonged to
23 Andre Herron. (I checked www.backpage.com for this phone number and found an
24 advertisement on December 24th, 2012, that contains two photographs of what appears to
25 be [REDACTED] one of which shows her wearing only a white towel. This advertisement
26 listed the contact phone number of (360) 551-5350, which is clearly Andre Herron's
27 phone number. The post ID number for this advertisement is: 11408192. This post was
28 for the Seattle / Bremerton area.) [REDACTED] said she never saw what the final advertisement
29 looked like and added that they wouldn't let her see it. Detective Garland asked [REDACTED]
30
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1 if she knew what the pricing was on the advertisements and she stated, "\$300 for an hour
2 and then \$150 for a half hour." [redacted] indicated Herron and Park came up with that
3 pricing and never asked her input on that.

4 When asked about where the money went after she received it from a "date" she
5 said she was told to give all of the money to Herron. She said they didn't really talk
6 about it much after that because they told her they would be taking care of paying for the
7 (motel) rooms with that money.

8
9 After the advertisement was posted, [redacted] said she went on two "out-calls"
10 where she was driven by Park and Herron to and from. The first out-call was in Port
11 Townsend, Washington and the second was in Port Orchard, Washington. [redacted] said
12 Andre Herron drove Allixzander Park's blue Geo to the Port Townsend out-call, where
13 she had sexual intercourse with a "John" (A "John" is a common term for a customer of a
14 prostitute.) for \$200. [redacted] said she gave the entire \$200 to Andre Herron.

15 On the way back to Bremerton they received a call from a person (A "John") in
16 Port Orchard who didn't feel comfortable coming to their motel room at the Dunes, so
17 they went to his house in Port Orchard. The subject told her he only had \$80 and some
18 marijuana, so [redacted] said Herron told her that this subject "could have twenty minutes."
19 [redacted] met with this subject in his front yard because his family was inside the house.
20 [redacted] said she performed oral sex on this subject for \$80 and about an eighth of an
21 ounce of marijuana. She indicated the marijuana was given to her in a pill bottle.
22 [redacted] said she gave the \$80 and the marijuana to Herron.

23
24 [redacted] said they returned to the Dunes around 3 o'clock in the morning and she
25 took a shower and told them (Andre Herron and Allixzander Park) that she wanted to go
26 home. She said she felt like they were too high all of the time and she didn't really want
27 to be with them anymore. The following day, [redacted] was dropped off at the 7-11
28 parking lot (at Wheaton and Sylvan Way) and ultimately went to another friend's house
29 near the 7-11 and then spent that next day at her parent's house.
30
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1 On Wednesday, December 26th, 2012, ██████████ said she took the bus to the
2 Silverdale transfer station and Andre Herron met her there. Once they were together,
3 they attempted to get a hold of Park by telephone, but his phone was out of minutes.
4 ██████████ and Herron went to Park's house, in Bremerton, but Park was not home. From
5 there, they walked to the Bremerton ferry terminal and took a ferry to Seattle. Once in
6 Seattle, they took a bus to Tacoma, specifically the Tacoma Mall and then to the Motel 6
7 near the mall. They met with Park at the Motel 6, where Park rented a room (room
8 #110).
9

10 Once they were settled in at the Motel 6, Park posted another advertisement on
11 backpage, using his phone number as the contact phone number. (It should be noted that
12 I did some research on the backpage website, from December 26th, 2012, and found an
13 advertisement for ██████████ with Allixzander Park's cell phone number, 360-471-2687, as
14 the contact number. The post ID number for this advertisement is: 11428165. This post
15 was for the Tacoma area.) ██████████ said Park created this advertisement using his laptop
16 computer, while in the room at the Motel 6.
17

18 After the advertisement was posted, people began calling Park's phone which
19 ██████████ said she answered. She said one guy called who was concerned about meeting
20 her at her hotel room so she asked Park and Herrson what she should do. Park and
21 Herron told her to just go meet the guy. She said she ultimately met the guy behind the
22 LA Fitness, near the motel. She described the guy's vehicle as a white pickup and
23 indicated the guy was very "jumpy". ██████████ said she wouldn't get into the guy's truck
24 without first seeing the money and the guy wouldn't show her the money and just wanted
25 her to get into his truck. ██████████ basically refused to do anything until she had the money
26 in her pocket. ██████████ added that she was "told to do that." ██████████ said the guy asked
27 about her already having a room and she said she did, but that she needed to call and tell
28 her friend to leave. ██████████ said she called Herron and Park and asked them to leave,
29 because she was going to bring the customer to the room. ██████████ said she did get into
30 the guy's truck who gave her a ride over to the motel, but the guy saw a police car in the
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1 area and got scared, so he left. She added that the guy had drugs on him and that he was
2 actually trying to "recruit" her. She said she thought this because he asked her a lot of
3 questions. ██████ said she never actually got any money from him, so she returned to
4 the motel room. Soon after Park and Herron returned to the room at different times and
5 when they found out she didn't get any money, they were both upset with her.

6 That night, after smoking what they told her was marijuana, she began to feel
7 funny and was on the bed, lying on her stomach. While in this position, she felt two
8 bodies (both Park and Herron) get on top of her and ultimately Park had anal sex with
9 ██████. Apparently during this time Park made the comment that ██████ "needed to
10 learn to be more open." After this she went into the bathroom where she performed oral
11 sex on both men until both of them ejaculated. ██████ said she was uncomfortable about
12 this entire situation, but sort of went along with everything. ██████ said that during the
13 oral sex on Park, it began to hurt due to the size of his penis and she told him that she
14 couldn't do it anymore. To this comment Park stated, "You need to learn how to do
15 this."
16

17 After this incident, ██████ Park and Herron fell asleep on the bed. ██████ said
18 that the next thing she knew she woke up on the floor at the foot of the bed. She said that
19 was when "she came to." Park was choking her by the throat and then put a few of his
20 fingers down her throat and simultaneously told her that she needed to learn not to choke,
21 even if it hurts. Also during this time, Park was performing anal sex on ██████. She
22 said she was lying on her left side and that Park was lying behind her during this time.
23 ██████ said Park made intimidating comments during this time to ██████ and that he
24 ejaculated inside of her. She said she blacked-out due to Park choking her and the next
25 thing she knew, she was still on the floor, but almost to the bathroom. Apparently Herron
26 slept through all of this, despite her moaning and making noises during this portion of the
27 incident. ██████ also recalled saying, "Stop, you're hurting me" and Park responded that
28 saying she needed to keep going, even when it hurt.
29
30
31



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1 [REDACTED] said she felt like Park was doing this as sort of a form of punishment for
2 not being successful with the date that met her behind the LA Fitness early that evening.

3 [REDACTED] said she went to the bathroom and closed the door and when she came
4 out, Park was asleep. [REDACTED] said she curled up into a ball and went to sleep. The
5 following morning (December 27th, 2012) they checked out at approximately 11 o'clock
6 or noon, drove around for a while in Park's car, and returned to Bremerton and checked
7 into the Dunes Motel (room #113) later that day. Later that night Park forced [REDACTED] to
8 smoke an unknown substance from a rolled up "blunt" that made her "feel weird." She
9 said the substance didn't taste like marijuana because it had a more metallic taste. Park
10 told her the substance was marijuana.
11

12 [REDACTED] said she went into the shower and Herron came in and started "making
13 out" with her, which ultimately led to consensual sexual intercourse. A short time later,
14 Demario Jones came into the hotel room and then Jones and Park came into the bathroom
15 with [REDACTED] and Herron. At that point, [REDACTED] was giving oral sex to Herron, while one
16 of the other two were "behind" her. Since the lights were off, she didn't know which one
17 (Park or Jones) was behind her performing anal sex on her.
18

19 At some point Friday morning, Park made [REDACTED] perform oral sex on him, while
20 Herron performed anal sex on [REDACTED]. When Park and Herron were done with [REDACTED],
21 she went into the bathroom and Jones came in, turned her around and performed vaginal
22 sex on her, but did not ejaculate inside of her. During the intercourse with Jones, [REDACTED]
23 convinced him that she needed to go to the bathroom.

24 Detective Garland asked [REDACTED] if at any point on Friday morning she ever told
25 any of the three subjects, or gave them any indication, that wasn't what she wanted or
26 that she wasn't willing or if she tried to push people away or tried to tell them "no" at any
27 point. [REDACTED] said she told all three of them (Park, Herron and Jones) that she "didn't
28 want to be in there", that "it hurts" and that she "wanted them to stop." [REDACTED] said she
29 remembered saying those exact words to them.
30

31 Later that morning she convinced Herron and Park that she was going to meet



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1 someone at the Starbucks on Kitsap Way, so they dropped her off there. Once there,
2 [REDACTED] called her friend, [REDACTED] who came and picked her up and transported her
3 to the hospital for the SANE exam.

4 We asked [REDACTED] if she left behind any belongings in the Dunes Motel room and
5 she indicated she left her blue, Bass, backpack containing some of her personal
6 belongings. Included in these personal items should have been a pair of her underwear.
7 [REDACTED] described the underwear as being large in size and blue, pink and black, with
8 leopard print and black lace. She indicated that underwear more than likely contain
9 evidence (more than likely semen) from both Park and Herron.
10

11 [REDACTED] allowed me to look at her cell phone and I observed text messages
12 between her phone and both Park and Herron's cell phone. I took digital photographs of
13 these text messages.

14 On December 31st, 2012, Detective Garland and I made contact at the Dunes
15 Motel and confirmed that Allixzander Park rented room #322 on 12-24-12 and room
16 #113 on 12-27-12 and 12-28-12, just as victim [REDACTED] described.

17 On December 31st, 2012, at approximately 1921 hours, Bremerton Police Officers
18 located Allixzander Park, driving his blue Geo, bearing Washington license: ACK8054,
19 in the area of Arsenal Way and Loxie Eagans Boulevard in Bremerton. Park's driver's
20 status is suspended in the third degree. Park was arrested for DWLS 3rd degree and
21 Sergeant Endicott contacted me by telephone. I asked Sergeant Endicott to ask Park for
22 permission to search his car and specifically asked him to look for any cell phones, a red
23 backpack and laptop computers. Sergeant Endicott called me back a few minutes later
24 and told me Park gave him permission to look in the car and when he did, he observed a
25 cellular phone on the dashboard of the car and a red backpack in the backseat area.
26 Sergeant Endicott looked into the backpack and observed a laptop computer and a digital
27 camera.
28

29 I requested they book Park into the Kitsap County Jail for Second Degree Rape
30 and set his bail at \$100,000. I also asked Sergeant Endicott to impound Park's Geo car to
31



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1 the Bremerton Police Department's evidence storage garage, pending the application of a
2 search warrant. Officer Meador took care of impounding the car to the police
3 department's evidence storage garage.
4

5 Therefore, I request authority to search for and seize the following items:
6

- 7
- 8 1. Any books, records books, research products and materials, including
9 formulas, tapes, film, photographs, data, calendars, receipts, notes, ledgers,
10 telephone and address books, telephone records, bills, and any documents
11 relating to co-conspirators, computer disks or records, and other papers
12 relating to prostitution or promoting prostitution;
 - 13 2. All monies, proceeds, and negotiable instruments that relate to prostitution
14 and promoting prostitution;
 - 15 3. Any papers and/or items showing evidence of occupancy, residency, and
16 ownership, or dominion and control of vehicle described;
 - 17 4. A red backpack containing a laptop computer and/or other electronic
18 equipment;
 - 19 5. Electronic equipment: such as pagers, cellular telephones, answering
20 machines, video and/or audio recording devices, scanners, computers, laptop
21 computers, internal and external hard drives, thumb drives, electronic personal
22 data storage devices of any kind, and/or any other electronic devices that may
23 be used to record and/or store information about prostitution and promoting
24 prostitution, including immediate and future forensic examination(s) of said
25 items to search for images, video, contacts, conspirator phone
26 numbers/addresses, incoming and outgoing text messages, incoming and
27 outgoing phone calls, email messages, ledgers, web-site information
28 including, but not limited to, advertisement information from
29 www.backpage.com, financial transaction information, electronic documents,
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or any other stored information relating to prostitution and promoting prostitution.

Randy Plumb # 413

DETECTIVE SERGEANT RANDY D. PLUMB
Bremerton Police Department

SUBSCRIBED AND SWORN to before me this 2 day of January

2013

[Handwritten Signature]

JUDGE

LEILA MILLS

RECEIVING OF COMPLAINT AND ISSUANCE
OF SEARCH WARRANT APPROVED



45-94

Harris
file copy

KITSAP COUNTY SUPERIOR COURT

STATE OF WASHINGTON,

No. 13-1-087-1

Plaintiff,

DEFENDANT'S 3.6 MOTION,
DECLARATION IN SUPPORT AND
MEMORANDUM OF AUTHORITY

v.

ALLIXZANDER D. HARRIS,

Defendant

Defendant hereby moves pursuant to CrR 3.6 that the Court hold a hearing to determine whether any evidence that plaintiff obtained during or as a result of the search of a car that defendant was driving when law enforcement conducted a traffic stop and eventually arrested defendant is admissible. *Search, and*

Defendant will argue that there was no legitimate or lawful articulable suspicion to justify the stop, that therefore stop was without lawful authority and that therefore any evidence that plaintiff gathered subsequent to the stop was inadmissible.

Defendant discusses the facts, grounds and legal authority in the following Declaration and Memorandum Of Legal Authority.


Eric S. Valley
WSBA No. 21184
Attorney For Defendant

DECLARATION IN SUPPORT OF 3.6 MOTION

Testimony at a hearing would elicit evidence that an Officer Inkelbarger radioed dispatch to state that defendant – not an unknown subject, but specifically the defendant – had passed his location driving in a certain automobile with a suspended driver's license and that dispatch relayed

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1 this information to other officers who actually made the traffic stop that led to defendant's arrest
2 and the seizure of the challenged evidence.

3 Testimony would also elicit that it would have been impossible for Officer Inkelbarger to tie
4 defendant in any way to the vehicle in question ~~(that in fact the officers who seized defendant via the~~
5 ~~traffic stop did so on suspicion of the crimes that plaintiff has charged him with in this case and that~~
6 ~~the traffic stop itself was a pretext. They were informed to impound the car due to this case~~
7 ~~in defiance~~

8 _____ Dated under penalty of perjury pursuant to the laws of this State this June 12th, 2014, at
9 Shelton, Washington.

10
11 
12 _____
13 Eric Valley
14 WSBA No. 21184
15 Attorney For Defendant

16 MEMORANDUM OF AUTHORITY

17 A traffic stop no matter how brief is a seizure of a person and requires an articulable
18 suspicion that the seized person has committed an infraction in order for the seizure to be lawful.
19 See *Delaware v. Prouse*, 440 U.S. 648, 653, 99 S. Ct. 1391, 59 L. Ed. 2d 660 (1979). See also *State v.*
20 *Ladson*, 138 Wn. 2d 343 (1999). A seizure occurs the moment when a law enforcement agent
21 activates emergency lights or otherwise orders a person to stop or pull over. See, e.g., *State v. Rankin*,
22 151 Wn. 2d 689 (2004). See also *State v. Ladson, supra*, 138 Wn. 2d 343 and *State v. Larson*, 93 Wn.2d
23 638, 640 (1980).

24 To be lawful, a seizure must be lawful at its inception and reasonable in its scope. *State v.*
Shelby, 94 Wn. App. 254 (1999). *State v. Henry*, 80 Wn. App. 544, 549-50 (1995). The purpose of our
state constitutional provisions protecting us in our private affairs is to guard against "unreasonable
search and seizure, made without probable cause." *State v. Ladson, supra*, 138 Wn. 2d 343 at 351,
citing *State v. Fields*, 85 Wn. 2d 126, 130 (1975). There is no good faith exception to this state
constitutional requirement; the United States Supreme Court has established a "good faith
exception" to the exclusionary rule in circumstances where police have not engaged in misconduct
but for a similarly long period, consistent with the principle that our state Constitution is more
protective against intrusions into our private affairs than the federal Constitution, our state courts

State v. Harris
Kitsap County Superior Court
Case No. 13-1-087-1
Defendant's 3.6 Motion, Declaration In Support And Memorandum Of Authority
Page 2 of 3

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1 have refused to recognize or to adopt a good faith exception to the exclusionary rule; as a result, in
2 cases like this one in which there is no legitimate articulable suspicion that a suspect has committed
3 a crime or infraction our courts do exclude the evidence. See, e.g., *State v. McCormick*, 152 Wn. App.
4 536 (2009) (citing *State v. White*, 97 Wn.2d 92, 109-10 (1982)).

5 As such, the initial stop was invalid and any evidence that the officer gathered following it is
6 inadmissible. See, e.g., *State v. Kennedy*, 107 Wn. 2d 1 (1986).

7 3. Conclusion

8 It seems appropriate that the Court hold a hearing to determine whether either the initial
9 stop was lawful; if it was not then any evidence that the officer gathered subsequently is
10 inadmissible.

11 On the facts and legal authority that he has discussed above, defendant moves that the Court
12 hold such a hearing and exclude all evidence from and dismiss this case.

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Eric S. Valley
WSBA No. 21184
Attorney For Defendant

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CERTIFICATE OF PROBABLE CAUSE

SUSPECT NAME: Greyson Charles Brantley - DOB: 09/27/1969

COURT: Superior District Juvenile Bremerton Municipal

CRIME: Commercial Sexual Abuse of a Minor

LOCATION OF CRIME: City of Bremerton / County of Kitsap / State of Washington

DATE OF CRIME: December 14th, 2012 – December 15th, 2012

PROBABLE CAUSE

Since December 28th, 2012, the Bremerton Police Department has been conducting a Rape, Human Trafficking and Promoting Commercial Sexual Abuse of a Minor investigation. Detectives with the Bremerton Police Department have identified and interviewed one adult female victim of Rape and Trafficking (_____) and identified and interviewed two juvenile victims of Promoting Commercial Sexual Abuse of a Minor (_____) and (_____).

After conducting two of these interviews (Interview with _____ and _____), Bremerton Police Detectives arrested suspects Allixzander Park (Harris), Andre Williams (Herron) and Trista Chisholm. Park is currently incarcerated at the Kitsap County Jail, charged with 2nd Degree Rape, 2nd Degree Trafficking and Promoting Commercial Sexual Abuse of a Minor. His bail is set at \$500,000. Andre Williams (Herron) is also incarcerated at the Kitsap County Jail, charged with 2nd Degree Trafficking. Williams' bail on the Trafficking charge is \$250,000. Chisholm is incarcerated at the Kitsap County Jail, charged with Promoting Commercial Sexual Abuse of a Child and her bail is set at \$50,000.

During Allixzander Park's arrest on December 31st, 2012, Bremerton Police Officers conducted a consensual search of Park's vehicle and observed a cellular telephone on the vehicle's dashboard and also observed a laptop computer, in a red backpack, in the car. Park's car was impounded to the Bremerton Police Department's property and evidence garage, pending the application and execution of a search warrant. I applied for and received a search warrant for the vehicle on January 2nd, 2013 and began executing the

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct		
Signature: 	Print Name: Detective Sergeant Randy Plumb	# 413

Date: April 11, 2013	Place: City of Bremerton	Agency: Bremerton PD
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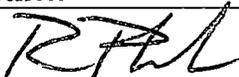
49-94

warrant, but had to stop soon into the search because I found possible evidence of another crime (Rape 2). On January 3rd, 2013, I applied for and received an expansion to the search warrant and completed the search of the vehicle on January 3rd, 2013. During the service of these warrants, I located a black, Toshiba, laptop computer, with serial number: 4A155439W. This laptop was placed into the BPD evidence system under item #SW6, case #: B12-012534.

During this investigation, it was determined Allixzander Park, Andre Williams, Trista Chisholm and possibly other individuals, were training, coordinating, directing, and/or profiting from the victim's involvement in prostitution related activities in and around Jefferson, Kitsap, Pierce, Thurston and King Counties. The suspects in this case rented motel rooms in both Kitsap and Pierce Counties to facilitate prostitution related activities with these victims. Additionally, there is evidence that some of the suspects transported these victims to various locations within Kitsap, Jefferson, Pierce, King and Thurston Counties for purposes of prostitution and there is also evidence the suspects used their cellular telephones to communicate with customers for prostitution activities. Furthermore, there is evidence that Allixzander Park utilized his laptop computer to create prostitution advertisements on Backpage.com to advertise prostitution with at least one of the juvenile victims and the one adult victim we have identified to date.

Bremerton Police Detective Gray conducted recorded interviews with victim, [REDACTED] on 12/28/2012 and 1/10/2013. [REDACTED] indicated she met Allixzander Park approximately one year prior. A couple of weeks later they became intimately involved with each other and had sexual intercourse. Allixzander Park knew [REDACTED] age because when they were getting together with some of his cousins, Park told [REDACTED] that if anyone asks her for her age, she was to tell them she was 18.

After [REDACTED] and Allixzander Park had sexual intercourse, he told her that they needed to make money fast and asked her if she would prostitute. [REDACTED] agreed and while working with Park, she had sexual encounters, eight to ten times, for money. She added that those occurred in Bremerton, Tacoma and one time in Yelm, Washington. [REDACTED] described details of the incident with the suspect from Yelm, Washington. [REDACTED] indicated both she and her "sister" (not her real sister, but that is what she refers to her as) prostituted for Allixzander Park. [REDACTED] "sister" was identified as 16 year old, [REDACTED]

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Allixzander Park organized a meeting with a "real prostitute", who was doing some work out of the Dunes Motel, wherein this prostitute would basically train the two girls on what to do and how to do it. This real prostitute referred one of her customers to the two girls and set them up in a room together at the Dunes Motel, located at 3400 11th Street, Bremerton, Washington. Park told [REDACTED] that he met this prostitute while he was at the Burger King, next to the Dunes Motel. [REDACTED] stated the woman made it sound like a glamorous thing. [REDACTED] didn't know her name but said she is sure she still stays at the Dunes Motel. She said she stays on the top floor, possibly room #319. [REDACTED] described the woman as being very skinny with long, brown, hair and that she believed she was a heroin user. She was wearing underwear, a bra and fishnet stockings and there was pornography playing on the television when they entered her room. [REDACTED] advised she thought the female was about 28 years of age. She also said it looked like she used drugs and added that she had a lot of callers. [REDACTED] stated she had people in and out of her room and that they were mostly guys. Some she could tell were friends, some were her drug dealers and a lot of them were her clients. I recognized the description of this individual and believed the subject was an individual who posts to Backpage.com and TNAboard.com, who goes by the name of "Heaven". I have since identified this individual as Trista D. Chisholm, DOB: 08/02/1984. [REDACTED] was shown a 6-person photo montage, including a photo of Chisholm (AKA: "Heaven"), and [REDACTED] positively identified her as the prostitute from the Dunes Motel.

[REDACTED] advised after she and [REDACTED] showered, the female told them what they would need to do. The female said to them, "Do you want to make your first call?" and [REDACTED] said, "Yes". [REDACTED] asked how much and [REDACTED] said, "Yeah, okay." Chisholm said, "It will be fifty bucks for each of you, for one-half hour, no sex; it will be oral." [REDACTED] stated [REDACTED] had sex with the man anyway. [REDACTED] doesn't think [REDACTED] thought about it until afterwards and realized she had sex too. [REDACTED] advised the female said, "This guy is really old, but he is really nice and he just likes oral sex." [REDACTED] advised the guy showed up and gave them each their \$50.00, plus a marijuana pipe and some marijuana. [REDACTED] was asked if it took place in the female's room. She said no, the female had another room. [REDACTED] said the female pointed them to another room and as they were walking up, a black guy walked out of the room. [REDACTED] stated she doesn't know his name. [REDACTED] stated they went into the room with the man and the female called when a half-hour was up. [REDACTED] said she performed

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct		
Signature: <i>RPL</i>	Print Name: Detective Sergeant Randy Plumb	# 413

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oral sex on the male, while [REDACTED] engaged in vaginal sex with the man. [REDACTED] was asked when this occurred and she stated in late-November (2012). During an interview of [REDACTED] on February 8th, 2013, she confirmed the details of the events at the Dunes Motel with [REDACTED], but said both her and [REDACTED] performed oral sex on the man. Additionally, [REDACTED] said they got a marijuana pipe, some marijuana and only \$50 total to split between the two. [REDACTED] also picked Trista Chisholm (The Dunes Motel Prostitute) out of a six-person photo montage.

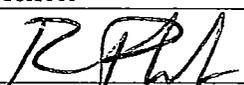
It should also be noted that during my research of data extracted from Allixzander Park's cellular telephone, pursuant to a search warrant, I located Chisholm's phone number (360-328-0338) stored in Park's lists of contacts as "Cashass".

During a recent check of Backpage.com, I located an advertisement posted by Chisholm on January 4th, 2013. The ad depicts Chisholm scantily clad in various sensual poses. The title of the ad says, "Set the Tone for 2013 in Heaven! - 28" The body of the advertisement reads, "Hey stud, looking for a playmate, cause you've found the purr-fect little slice of Heaven to satisfy your every need. (And I do mean little, in every way) *wink* Even though sometimes things get hard, I'm sure I can squeeze you in if you're willing to work it with me;-) Call or text me and give Heaven a try...you wont regret it;-) 360/328-0338"

Additionally, I located multiple advertisements on TNAboard.com, listing the same phone number and name ("Heaven"). One of the ads was posted on February 2nd, 2013. All of these advertisements on TNAboard.com also depict Chisholm nude and/or scantily clad and in various sensual poses. Also, all of the advertisements show a menu of sex acts she was willing to do and several she was unwilling to perform. The prices associated with these advertisements varied but were generally for one-half-hour, one-hour and overnight rates.

On February 5th, 2013, Chisholm was arrested in Tacoma, Washington and during a post-Miranda interview, confessed to her involvement.

On February 6th, 2013, I applied for and received a search warrant for Trista Chisholm's phone (Item #TC-1). Kitsap County Superior Court Judge Anna Laurie read and approved the search warrant. The warrant was filed with the Kitsap County Clerk's office under number 20130068.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct		
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On February 6th, 2013, at approximately 1222 hours I checked out the above listed cell phone under evidence item number TC-1 and transported it to the Bremerton Police Department's Special Operations Group office. Data, including phone contacts, text-messages, call-logs, photographs and video were extracted from the phone with the use of a forensic cell phone examination device known as the Cellebrite. This data was extracted pursuant to the search warrant authorized by Superior Court Judge Anna Laurie.

Upon further examination of this data, I located photographs on the phone which were exactly the same as the ones I viewed of Chisholm on both the Backpage.com website, as well as TNABoard.com. Additionally, I located two phone numbers associated with the name "Tommy" on Chisholm's list of contacts. The first contact was listed as "Tommy", with the phone number: (509) 781-4539. The second was listed as "Glass Tommy", with the phone number (360) 830-7544. There were no phone log information, nor text messages between Chisholm and "Tommy", but there were text messages between Chisholm and "Glass Tommy".

"Glass Tommy" was ultimately identified and contacted as he met with undercover detectives, thinking he was meeting with another prostitute. "Glass Tommy" was identified as Stephen M. Wilson, DOB: 05/21/1948. Wilson confessed to having vaginal sex with [REDACTED] and that [REDACTED] performed oral sex on him. Wilson also stated he provided \$50 to each of the girls, along with some marijuana and marijuana pipes. Wilson has since been charged by the Kitsap County Prosecutor's Office with Commercial Sexual Abuse of a Minor.

On February 26th, 2013, during a search of the text messages on Allixzander Park's cell phone, I located an individual listed in Park's phone under the name "Tom Client" with the phone number (360) 259-6873. The text message conversation took place on 12/09/2012.

I had recalled information from [REDACTED] during Detective Gray's Interview of her where she told us about an "outcall" she went on in Yelm, Washington. [REDACTED] told Detective Gray that it was way out in the woods and there was a trailer, a shed and a truck. She also indicated the male was in his 40's, short, had brown hair and mentioned something about having two daughters (possibly twins) who were around 6 years of age. [REDACTED] said this occurred maybe a week or two before she got arrested. [REDACTED] told Detective Gray she thought the arrangements were for \$300 for one hour. She also indicated it was for "straight sex with the guy; no oral."

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct		
Signature: <i>RPL</i>	Print Name: Detective Sergeant Randy Plumb	# 413

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"Tom Client" has been identified as Scott Surma. Scott Surma has since been interviewed and also confessed to his involvement in the incident. Surma has been charged by the Thurston County Prosecutor's Office with Commercial Sexual Abuse of a Minor.

During a continued search of the text messages on Allixzander Park's cell phone, I located an individual listed in Park's phone under the name "Acura" with the phone number (601) 946-8353. There was a string of text messages from Park's phone to this phone number discussing a sex act and negotiating of a price. At one point in the text conversation, "Acura" said, "Hey ;) if you are in Bremerton and bbbj/cim I'd love to meet up :)" I know "bbbj" means (bare back blow job or in other words, oral sex without a condom) and "cim" means "come in mouth". According to the text message conversation, I believe the price they settled on for this sex act was \$160. Most of the text message conversation took place on 12/14/2012 and 12/15/2012. I also believe this meeting occurred on December 15th, 2012 and that it involved ~~_____~~.

The following is the text message conversation between Park's phone and "Acura's" phone:

16019468353 * Acura 14/12/12 06:55:52 Read Inbox Phone Incoming "Hey ;) if you are in Bremerton and bbbj/cim I'd love to meet up :)"

16019468353 * Acura 14/12/12 06:56:14 Sent Sent Phone Outgoing "When"

16019468353 * Acura 14/12/12 06:57:57 Read Inbox Phone Incoming "Hey :) later today ... Prob around 6"

16019468353 * Acura 14/12/12 09:53:56 Sent Sent Phone Outgoing "Yes"

16019468353 * Acura 14/12/12 09:57:59 Read Inbox Phone Incoming "K :) are you close to PSNS ?"

16019468353 * Acura 14/12/12 09:58:27 Sent Sent Phone Outgoing "Very close"

16019468353 * Acura 14/12/12 09:59:33 Read Inbox Phone Incoming "Cool :)"

16019468353 * Acura 14/12/12 10:00:08 Sent Sent Phone Outgoing "Can i intrest u n a hour or two"

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct		
Signature: 	Print Name: Detective Sergeant Randy Plumb	# 413

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16019468353 * Acura 14/12/12 10:03:30 Read Inbox Phone Incoming "Hey ... Idk I gotta budget ... Lol ;)"

16019468353 * Acura 14/12/12 10:21:29 Sent Sent Phone Outgoing "Like"

16019468353 * Acura 14/12/12 12:15:58 Read Inbox Phone Incoming "?"

16019468353 * Acura 14/12/12 12:47:14 Sent Sent Phone Outgoing "How much u got"

16019468353 * Acura 15/12/12 12:27:02 Read Inbox Phone Incoming "Hey :) I'm still thinking about giving the bbbj/cim thing a try today if you are up to it ;)"

16019468353 * Acura 15/12/12 12:41:51 Sent Sent Phone Outgoing "Lets do it"

16019468353 * Acura 15/12/12 12:54:59 Read Inbox Phone Incoming "Awesome :) whee r u located ?"

16019468353 * Acura 15/12/12 13:07:52 Sent Sent Phone Outgoing "Bremetton but I"

16019468353 * Acura 15/12/12 13:08:17 Sent Sent Phone Outgoing "Bremerton but I'm fixing my car brakes"

16019468353 * Acura 15/12/12 13:09:19 Read Inbox Phone Incoming "Lol ... K ... What would a good time ?"

16019468353 * Acura 15/12/12 13:10:15 Sent Sent Phone Outgoing "How muck"

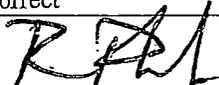
16019468353 * Acura 15/12/12 13:10:35 Sent Sent Phone Outgoing "Much"

16019468353 * Acura 15/12/12 13:11:38 Read Inbox Phone Incoming "Lol ... U tell me ;)"

16019468353 * Acura 15/12/12 13:32:58 Sent Sent Phone Outgoing "300 For a hour and i will pleasure u so well"

16019468353 * Acura 15/12/12 15:04:01 Read Inbox Phone Incoming "Bummer :(can't go that high just yet Next.week 4 sure :)"

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct

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16019468353 * Acura 15/12/12 16:15:07 Sent Sent Phone Outgoing "What do u have baby"

16019468353 * Acura 15/12/12 16:22:30 Read Inbox Phone Incoming "I only have about 160 that I can spend ... Lol"

16019468353 * Acura 15/12/12 16:24:13 Sent Sent Phone Outgoing "Ok lets do it babe"

16019468353 * Acura 15/12/12 16:25:43 Read Inbox Phone Incoming "Where are you located ? :)"

16019468353 * Acura 15/12/12 17:20:18 Read Inbox Phone Incoming "Just let me know when and where ..."

16019468353 * Acura 15/12/12 17:21:32 Sent Sent Phone Outgoing "Bremertpn tonight"

16019468353 * Acura 15/12/12 17:22:43 Read Inbox Phone Incoming "Lol ok What time r u thinking ?"

16019468353 * Acura 15/12/12 17:38:31 Sent Sent Phone Outgoing "8 Work"

16019468353 * Acura 15/12/12 17:43:59 Sent Sent Phone Outgoing "Hello"

16019468353 * Acura 15/12/12 17:50:25 Read Inbox Phone Incoming "K What part of Brem are u in ?"

16019468353 * Acura 15/12/12 17:51:00 Sent Sent Phone Outgoing "Westside by the high school"

16019468353 * Acura 15/12/12 17:51:34 Read Inbox Phone Incoming "K :)"

16019468353 * Acura 15/12/12 19:20:11 Sent Sent Phone Outgoing "See u need to answer ur phone"

16019468353 * Acura 15/12/12 19:23:32 Read Inbox Phone Incoming "Hey ... Sry Was in the shower"

16019468353 * Acura 15/12/12 19:40:37 Sent Sent Phone Outgoing "Are we still meeting ul"

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16019468353 * Acura 15/12/12 19:40:40 Sent Sent Phone Outgoing "Up"

16019468353 * Acura 15/12/12 19:42:34 Read Inbox Phone Incoming "Hey ;) I'm walking off of the ship now ... I can call u back in 10 min"

16019468353 * Acura 15/12/12 19:43:02 Sent Sent Phone Outgoing "Ok"

16019468353 * Acura 15/12/12 19:57:40 Read Inbox Phone Incoming "Yes ;) where am I going ?"

16019468353 * Acura 15/12/12 20:00:37 Sent Sent Phone Outgoing "Brem high school"

16019468353 * Acura 15/12/12 20:02:48 Read Inbox Phone Incoming "Okay I'm headed that way"

16019468353 * Acura 15/12/12 20:12:21 Read Inbox Phone Incoming "Ok ... Lol ... I parked in the lot...0"

16019468353 * Acura 27/12/12 15:12:50 Sent Sent Phone Outgoing "Aye what's up"

16019468353 * Acura 27/12/12 15:54:00 Read Inbox Phone Incoming "Hey ;) who this be ;)"

16019468353 * Acura 27/12/12 15:54:47 Sent Sent Phone Outgoing "The girl from the dunes"

16019468353 * Acura 27/12/12 15:55:42 Read Inbox Phone Incoming "Lol ... How r u ?"

16019468353 * Acura 28/12/12 10:55:12 Sent Sent Phone Outgoing "Fine can you pleas come see my cuzzin she nreds help and she at yhe dunes dor however much u got"

During Detective Gray's interview of ~~_____~~, she mentioned the "third time she prostituted." She said the arrangement was a half an hour for \$160.00 and she met a white male in his 40's who was in the Navy and had a missing tooth. She said she met him at Bremerton High School. She said Allix Park had come up with a story that he was her brother and they needed a ride to Port Orchard to get money for the hotel. ~~_____~~ stated they actually had two calls that Park had arranged at the same

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time, so Park decided he would have this Navy guy, who had a gray car, take them to the client's house in Port Orchard where she would prostitute and then they would come back to Bremerton. Park told [REDACTED] they would use this Navy guy for a ride to the other client's house in Port Orchard. [REDACTED] was asked where the house was and she stated it was by the Kentucky Fried Chicken in Port Orchard. When they arrived, the guy was not there. [REDACTED] stated the guy never did show up. Park told the Navy guy that the guy owed them money in Port Orchard and they needed a ride to get the hotel in Bremerton where she would prostitute with him (Navy guy). [REDACTED] advised since the guy in Port Orchard never showed up, they drove back to the Dunes Motel where Park rented a room on the second floor. [REDACTED] was not sure of the room number. [REDACTED] advised Park left and she and the Navy guy only talked. [REDACTED] said they did not have sex of any type even though that was the arrangement Park had made.

In running this phone number through a public information data-base, I identified a possible suspect of Greyson Charles Brantley, DOB: 09/27/1969. According to DOL, Brantley listed his address as: USS Brittin, Bremerton, WA. Also during a check through DOL I found Brantley has two vehicles registered to him. The first is a gray, 2005, Acura TL, 4 door, bearing Washington license: AAB7024 and the second is a silver, 2002, Infinity, I35, 4 door, bearing Washington license: AHM2490. This information is consistent with the customer's contact name in Park's phone as "Acura" and the information in the string of text messages about him just "walking off the ship" and being near "PSNS". Brantley's age is also consistent with [REDACTED] description of the subject.

I contacted Special Agent Steve St. John of the Naval Criminal Investigative Service (NCIS) and provided him with the suspect's name and date of birth. Special Agent St. John told me a day or two later that this subject (Brantley) is a Merchant Marine assigned to the USS Britton.

On March 21st, 2013, Special Agent St. John contacted Brantley and arranged to have him meet him at Special Agent St. John's office at PSNS at 1200 hours. Brantley arrived at the NCIS office at approximately 1145 hours.

At approximately 1202 hours, Brantley was escorted into an interview room at the NCIS office and we all sat down. I introduced myself and Special Agent St. John to Brantley and advised him that we always record the interviews and obtained his acknowledgment and permission to record the interview. Brantley agreed to the recorded interview. I

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explained to Brantley that he was not under arrest and began to explain to him what we were investigating and how his name came up in the investigation. I explained to him that during the course of a human trafficking investigation, involving a couple of gals who were prostituting and some guys who were "pimping them out", we interviewed many people involved in the case and also went through phone records and text message records. I explained to him that we have been identifying and speaking with various individuals who may have had contact with those gals. I told Brantley that his name came up during the investigation as being someone who may have been involved in it.

I further explained to Brantley that this involved a guy and a gal, specifically a black male, who he met with over by the Bremerton High School, in mid-December. Brantley shook his head in the affirmative, as if to acknowledge that he remembered that incident. I told Brantley that I had a "string of text messages" from his phone that might be able to refresh his memory. I explained to Brantley that it was pretty important that he help me because I pretty much had all of my facts straight, according to the gal and the guy, and wanted to see if the information they gave me was "in line" with what happened.

It should be noted that during our conversation, I could see Brantley was missing a tooth.

I asked Brantley if he knew about Backpage and he said, "A little bit, ya." I asked him if he has gone to Backpage and he said, "Ya, I've been there before." I asked him if he ever saw any gals from Backpage and he said, "To be honest with you I actually contemplated it. I actually did meet these two people, but nothing happened. I kind of chickened out; something I couldn't do." I asked her if he remembered what she looked like and he said, "Not really." I asked him if he might remember if I showed him a picture and he said, "Maybe, I'm not sure." While I was looking for the pictures, Special Agent Steve St. John asked him, "Do you remember if it was a white girl or black girl" and Brantley said, "I think it was a black girl." Brantley continued on and said, "I actually gave them a ride to their grandmother's house in Port Orchard." I showed Brantley a picture of ~~XXXXXXXXXX~~ (from her Facebook page) as well as two photos of her from Allixzander Park's phone that she had identified as being her. Brantley was unable to be sure if that was the girl or not. I asked Brantley if he remembered the advertisement from Backpage and showed him an advertisement with ~~XXXXXXXXXX~~ from that date range. I asked him if the ad looked something like that and he said, "Probably." I showed him the picture of ~~XXXXXXXXXX~~ again and asked him if she looked similar to that and he agreed and said she looked similar.

I asked him if he engaged in text messaging with her and he said he did. I asked him if he remembered what he said and he said, "I couldn't even begin to tell you." I showed

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him the string of text messages from that night and specifically pointed to the phone number listed on there (601-946-8353) and asked him if that was his phone number. Brantley read the number and indicated that it was his phone number. I also pointed out that they had his phone number stored in their phone as "Acura" probably because he drove an Acura. I asked him if he drove his Acura that night and he indicated that he did. I pointed to the section of text where he (Brantley) texted, "Hey ;) if you are in Bremerton and bbbj/cim I'd love to meet up :)" I asked Brantley what that meant and he said, "I was thinking about getting a blow-job." I asked Brantley if they talked about prices and he said, "I don't remember, I have no idea." I showed Brantley more of the text messages and said that I thought I remembered them asking for an outrageous amount like \$300. Brantley said, "I don't know; it was something I was contemplating doing, but I never did." I told Brantley that we would talk more about that later and I pointed out to Brantley that he later texted that all he had to spend was \$160. Brantley responded with, "Probably." I found the actual text message where Brantley told them he only had \$160 and asked him if he remembered that and he said, "I remember talking about that, ya."

I pointed out to Brantley that this text message conversation occurred on December 14th and 15th and asked him if that was when he remembered it occurring. Brantley agreed that it occurred around that time.

Brantley confirmed that he was residing on the ship (USS Britton) at the time of this incident. The USS Britton was and is currently docked at PSNS. I asked Brantley if he remembered where he met them and he said, "Somewhere close to the high school, but kind of down a back street." Brantley added that he wasn't familiar with that area. I asked Brantley who was there and she said, "The lady and I think it was her brother; she said it was her brother, but I don't know if it was her brother or not, so." I asked him how they found each other once he got over to that area and he said she walked up to his car. I asked him if the girl introduced someone to him as her brother and indicated she did. I asked Brantley what the guy looked like and he said, "Twenties maybe, kinda, not clean-cut, but not gangsterish-looking, I don't know how to explain it, but I can't remember exactly what he looks like."

I asked him how the initial conversation with the girl went and he said she wanted him to drive down the street and pick up her brother. He said once the guy got into the car, they wanted a ride over to their grandmother's house. Brantley said he gave them a ride to a residence in Port Orchard. I asked him specifically where in Port Orchard and if it was near any businesses or restaurants and he said, "KFC".

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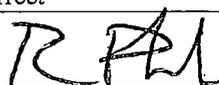
Brantley said he just drove around in a circle after dropping the girl off and the guy just waited in the car with him. Apparently the guy told him he didn't really get along with his grandmother and that's why only the girl went to the house. Brantley thought the girl was in there from about 15 to 20 minutes, to possibly a half-hour. Brantley said they pretty much just talked small-talk in the car during this time. Brantley said they went maybe a mile away from the house during this time and drove around. At some point Brantley picked the girl back up. I asked Brantley where they went after that and he said, "They wanted to go get a hotel room, so I took them... I can't remember the name of that place." I asked him if it was the Dunes and he said, "That sounds right." Brantley remembered that Burger King was next to the motel.

I asked Brantley who rented the room and he said, "They did." He said they all went into the room and they were talking about calling up their friends and having a party or something. Brantley said at some point, the guy left when the girl was supposed to "do the whole blow-job thing" and added that "it did not happen." Brantley said the guy was gone for about 45 minutes. Brantley said, "I was feeling guilty, I was like...I can't do this." He said he was "feeling bad for the two kids not having any parents and whatever was going on with their grandma."

Brantley said he gave the guy some information on joining the Merchant Marines and then he left. I asked him about the money and he said, "Actually, I just left them with my 160 bucks...here ya go...maybe that'll help you out and then I left." Brantley said the whole thing freaked him out and that he was too nervous.

I confirmed with Brantley that there was no sexual act for the money and he said, "Nothing at all." I asked him if there was anything close to it and asked him specifically if they kissed and he hesitated for a second and said, "No...nope...we just laid there and talked for a while." I asked him if she got undressed and he said, "Ya, she did...she started to get undressed and then I said, I can't do this...and then we talked for a little while and then she talked about traveling and then I talked about being on the ship again...talked to her about seeing the world and then that was it." I asked Brantley if he got undressed and he said, "Me? Uh no..not completely." I asked him what he had on and he said, "I took off my shirt and had my blue jeans on...getting ready to take those off and that was it."

I asked Brantley if they told him their ages and he said, "I think she was 20 and he was 22." I showed Brantley a photo-montage form and a 6-person photo-montage including a photograph of Allixzander Park. While Brantley was looking at the BPD montage form, he said, "Do I need to get a lawyer?" I explained to Brantley that he wasn't under arrest

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and explained to him the form and the montage he was being shown was about "Allix." Brantley said, "Should I, or?" I explained to Brantley that we were in the investigative stages of the case and we were gathering facts. I said once we were complete with all of that we would send all reports to the prosecutor's office and that they would make the charging decisions. I explained to Brantley that was totally his right and that it was completely up to him.

Brantley continued reading the form and said, "This isn't saying I'm guilty, right?" I explained to Brantley that the form was merely explaining to him what we were about to do with the pictures in the montage. Brantley said, "This whole thing just kind of freaks me out." Brantley looked at the montage and said it was between #1 and #6, but couldn't say for sure (Allixzander Park's photo was #6).

I asked Brantley if he still had that same phone that was listed in the text messages and he said he did. Brantley said he has had that phone for the past eight or ten years.

I asked Brantley how old he thought the girl was and he said, "Twenty? I don't know, how old was she?" I said, "sixteen" and he said, "Oh See...but, I didn't do anything wrong so..." I said, "That part of it never came up?" and Brantley said, "No...actually...in the conversation? Nah...not really." I asked him what he meant by "Not really" and he said, "I'm just trying to remember...did we talk about it at all? Are we gonna have sex? Are we not gonna have sex? I don't think so...Actually, no it didn't come up, I don't believe...nope." Brantley shook his head in the negative and looked at me.

I told Brantley I would call him if I thought of any more questions for him. Brantley was thanked for his time and the interview ended at approximately 1223 hours.

On March 22nd, 2013, Detective Garland and I met up with ~~_____~~ for purposes of showing her a photo-montage regarding Greyson Brantley.

Prior to showing ~~_____~~ the montages, I provided her with a Bremerton PD photo-montage form. ~~_____~~ read the form. When she was done, I showed her the montage including Greyson Brantley's photo and immediately and without hesitation she pointed to his photo which was in the number 4 spot. I also had ~~_____~~ circle Brantley's picture and place her initials by his photo.

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together with some of his cousins, Park told [redacted] that if anyone asks her for her age, she was to tell them she was 18.

After [redacted] and Allixzander Park had sexual intercourse, he told her that they needed to make money fast and asked her if she would prostitute. [redacted] agreed and while working with Park, she had sexual encounters, eight to ten times, for money. She added that those occurred in Bremerton, Tacoma and one time in Yelm, Washington. [redacted] indicated both she and her "sister" (not her real sister, but that is what she refers to her as) prostituted for Allixzander Park. [redacted] "sister" was identified as [redacted].

Allixzander Park organized a meeting with a "real prostitute", who was doing some work out of the Dunes Motel, wherein this prostitute would basically train the two girls on what to do and how to do it. This real prostitute referred one of her customers to the two girls and set them up in a room together at the Dunes Motel, located at 3400 11th Street, Bremerton, Washington. Park told [redacted] that he met this prostitute while he was at the Burger King, next to the Dunes Motel. [redacted] stated the woman made it sound like a glamorous thing. [redacted] didn't know her name but said she is sure she still stays at the Dunes Motel. She said she stays on the top floor, possibly room #319. [redacted] described the woman as being very skinny with long, brown, hair and that she believed she was a heroin user. She was wearing underwear, a bra and fishnet stockings and there was pornography playing on the television when they entered her room. [redacted] advised she thought the female was about 28 years of age. She also said it looked like she used drugs and added that she had a lot of callers. [redacted] stated she had people in and out of her room and that they were mostly guys. Some she could tell were friends, some were her drug dealers and a lot of them were her clients. I recognized the description of this individual and believed the subject was an individual who posts to Backpage.com and TNAbord.com, who goes by the name of "Heaven". I have since identified this individual as Trista D. Chisholm, DOB: 08/02/1984. [redacted] was shown a 6-person photo montage, including a photo of Chisholm (AKA: "Heaven"), and [redacted] positively identified her as the prostitute from the Dunes Motel.

[redacted] advised after she and [redacted] showered, the female told them what they would need to do. The female said to them, "Do you want to make your first call?" and [redacted] said, "Yes". [redacted] asked how much and [redacted] said, "Yeah, okay." Chisholm said, "It will be fifty bucks for each of you, for one-half hour, no sex; it will be oral." [redacted] stated [redacted] had sex with the man anyway. [redacted] doesn't think [redacted] thought about it until afterwards and realized she had sex too. [redacted] advised the female said, "This guy is really old, but he is really nice and he just likes oral sex." [redacted] advised the guy showed up and gave them each their \$50.00, plus a marijuana pipe and some marijuana. [redacted] was asked if it took place in the female's room. She said no, the female had another room. [redacted] said the female pointed them to another room and as they were walking up, a black guy walked out of the room. [redacted] stated she doesn't know his name. [redacted] stated they went into the room with the man and the female called when a half-hour was up. [redacted] said she performed oral sex on the male, while [redacted] engaged in vaginal sex with the man. [redacted] was asked when this occurred and she stated in late-November (2012). During an interview of [redacted] on February 8th, 2013, she confirmed the details of the events at the Dunes Motel with [redacted] but said both her and [redacted] performed oral sex on the man. Additionally, [redacted] said they got a marijuana pipe, some marijuana and only \$50 total to split between the two. [redacted] also picked Trista Chisholm (The Dunes Motel Prostitute) out of a six-person photo montage.

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It should also be noted that during my research of data extracted from Allixzander Park's cellular telephone, pursuant to a search warrant, I located Chisholm's phone number (360-328-0338) stored in Park's lists of contacts as "Cashass".

During a recent check of Backpage.com, I located an advertisement posted by Chisholm on January 4th, 2013. The ad depicts Chisholm scantily clad in various sensual poses. The title of the ad says, "Set the Tone for 2013 in Heaven! - 28" The body of the advertisement reads, "Hey stud, looking for a playmate, cause you've found the purr-fect little slice of Heaven to satisfy your every need. (And I do mean little, in every way) *wink* Even though sometimes things get hard, I'm sure I can squeeze you in if you're willing to work it with me;-) Call or text me and give Heaven a try...you wont regret it;-) 360/328-0338"

Additionally, I located multiple advertisements on TNABoard.com, listing the same phone number and name ("Heaven"). One of the ads was posted on February 2nd, 2013. All of these advertisements on TNABoard.com also depict Chisholm nude and/or scantily clad and in various sensual poses. Also, all of the advertisements show a menu of sex acts she was willing to do and several she was unwilling to perform. The prices associated with these advertisements varied but were generally for one-half-hour, one-hour and overnight rates.

On February 5th, 2013, utilizing an undercover phone number and posing as a customer (also known as a "John"), I contacted Chisholm, via text-messaging, at (360) 328-0338, and inquired if she was available. Chisholm agreed to meet me and told me she was at the Crossland Economy Studios, located at 8801 South Hosmer Street, in Tacoma, Wa. Chisholm asked me what I was looking for and what length of time. I texted Chisholm that I wanted a "blow-job" (oral sex) and thirty minutes, asked her how much and if she could do a car date. Chisholm responded, "if you come fown, best I can do is 40 instead of 60" and added that a car date would be fine. (I believe Chisholm meant "down", not "fown", but I am not totally certain.) Chisholm understood I was coming from Bremerton, so she told me to contact her when I got in the area of the motel.

After making these arrangements, Detectives Mike Davis and Rodney Harker agreed to assist with contacting and arresting Chisholm. The plan was for me to make contact with Chisholm by text messaging upon my arrival in the area. Once contact was made and Chisholm came out to my car, she would be arrested.

At approximately 1639 hours, I parked behind the motel, at Chisholm's request and she walked out of her motel room and got into the passenger seat of my car. (I had provided Chisholm with a description of my car, prior to my arrival.) Once she was in my car, I identified myself as a police officer and showed her my Bremerton Police badge and identification. Detectives Davis and Harker pulled up next to my car and made contact with Chisholm on the passenger side of my car. Detective Davis placed hand restraints on Chisholm and I advised her that she was under arrest. Chisholm stated, "Please don't arrest me I didn't even agree to anything." I explained to Chisholm that this involved a lot more than just prostitution and that I wanted to further talk with her about it and work with her, but that I wanted to get out of the area of the motel first.

Detective Harker got into my car (backseat) and together we drove approximately one-half-mile away to a parking lot of a vacant business along S. Hosmer Street. Detective Rodney Harker was present in my car during the interview and participated in the interview with Chisholm.

At approximately 1645 hours, I advised Chisholm of her Miranda rights, directly from my department issued rights card. I asked Chisholm if she understood her rights and had any questions about her rights. Chisholm stated, "I understand my rights and don't have any questions about them." I explained to Chisholm about the situation in which she was being arrested and said it had to do with a black male named, Allix. With a confused look on her face, Chisholm said something like, "Allix? I only met him like two times." I assured Chisholm that I was aware of that, but that we wanted to talk to her specifically about those meetings with

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Allix.

I also explained to Chisholm that the focus of this investigation was on Allix and that he got her wrapped up in this situation. I told Chisholm that we received information from not only Allix, but also the girls that were with him. I told Chisholm that it was extremely important that she be truthful and forthcoming about the information she had and that although the police do not charge people with crimes, we could provide the prosecutor's office with a charging recommendation. I made it perfectly clear that I could not make her any promises about her charges. I gave her my word, that I would have a conversation with the prosecutor's office about it, but that it depended on her honesty.

Chisholm told Detective Harker and me that she was prostituting to pay for her motel room, pay for her drug habit, and help put food in her stomach. Chisholm admitted to abusing marijuana, heroin, methamphetamine and pills.

Chisholm told me that he met Allix through her "wife" named "Cindy". Apparently "Cindy" is friends with Allix and brought him over to her room at the Dunes Motel one day. According to Chisholm, "Cindy" told her that Allix had two girls who were "in a bad spot and needed some help" and were "desperate for money." Chisholm said she agreed to give them "a few tips." I asked Chisholm what she meant by that and she said, "How not to get beat up and raped." I asked Chisholm to be more specific about that and she said, "If they have a bad feeling about the situation, to walk away" and "always have someone to watch their back, or someone to call in case they went missing or something." I asked Chisholm if there was any other instruction and she said she told them to go onto Backpage.com and "check the going rates."

Chisholm went on to explain that a couple of days later, Allix showed up at her room with the two girls. Chisholm said she gave the above listed advice to the girls and a friend of hers named "Tommy" came by and she asked "Tommy" if she could help the girls out. "Tommy" agreed and she sent them down to room #321, where another friend of hers was staying. (Apparently this friend was not there at the time.) I asked Chisholm what they did in the room and she said she didn't know and didn't ask. Detective Rodney Harker asked Chisholm what she thought they might have done with "Tommy" and she said, "He probably wanted a blow job." I asked Chisholm if she got anything out of the deal and she said she thought "Tommy" gave her a couple of "Hydos" for her stomach. I asked her what "Hydos" were and she said, "Hydrocodone" (pain pills).

Chisholm told us "Tommy" used to be a regular customer of hers and that every time he comes around he "gives me a few bucks." Chisholm said "Tommy" is an older white male, in his 50's, has medium length, gray hair and drives a blue van. She also said "Tommy" lives about an hour north of Bremerton. Chisholm was adamant that she didn't know "Tommy's" last name.

I asked Chisholm to describe the two females and she said the first one was heavy set, with dark hair and added that she was dark skinned. I asked Chisholm if the second girl was black, or white or Native American and she said she couldn't really remember but added, "I want to say she was white." Detective Harker asked her if she ever heard either of their names and she said, "I want to say, " We asked her which one was "" and she said, the dark skinned, heavier one was . Detective Harker asked Chisholm if she knew their ages and she indicated she didn't really know, but thought looked kind of young. I asked Chisholm to describe Allix and she said he was a short, stalky, black male.

I asked Chisholm if she accessed Backpage.com and TNABoard.com from her smart phone she had in her possession when she was arrested. Chisholm indicated she did, as she did not have a computer. I asked her if she had Allix's phone number stored in her phone and she said she didn't know for sure. I asked her if she had "Tommy's" phone number stored in her phone and she didn't know that either and basically added, "it could be."

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During a consensual search of Chisholm's purse, I located two unused condoms, a vibrator and a bottle of lubrication. I photographed the items and ultimately left the property with the Kitsap County Jail staff. I took Chisholm's phone for evidence and placed it into the evidence system at the Bremerton Police Department.

Detective Harker and I transported Chisholm to the Kitsap County Jail. Once there she was booked into the Kitsap County Jail for Promoting Commercial Sexual Abuse of a Minor, with bail set at \$50,000.

On February 6th, 2013, I applied for and received a search warrant for Trista Chisholm's phone (Item #TC-1). Kitsap County Superior Court Judge Anna Laurie read and approved the search warrant. The warrant was filed with the Kitsap County Clerk's office under number 20130068.

On February 6th, 2013, at approximately 1222 hours I checked out the above listed cell phone under evidence item number TC-1 and transported it to the Bremerton Police Department's Special Operations Group office. Data, including phone contacts, text-messages, call-logs, photographs and video were extracted from the phone with the use of a forensic cell phone examination device known as the Cellebrite. This data was extracted pursuant to the search warrant authorized by Superior Court Judge Anna Laurie.

Upon further examination of this data, I located photographs on the phone which were exactly the same as the ones I viewed of Chisholm on both the Backpage.com website, as well as TNABoard.com. Additionally, I located two phone numbers associated with the name "Tommy" on Chisholm's list of contacts. The first contact was listed as "Tommy", with the phone number: (509) 781-4539. The second was listed as "Glass Tommy", with the phone number (360) 830-7544. There were no phone log information, nor text messages between Chisholm and "Tommy", but there were text messages between Chisholm and "Glass Tommy".

The text conversation between Chisholm and "Glass Tommy" is outlined as follows:

1/13/13-1358 hours: (Outbox) from Chisholm to Glass Tommy: "I need help. Please?"

1/13/13-1955 hours: (Inbox) from Glass Tommy to Chisholm: "How can I help. Tom."

1/13/13-1959 hours: (Inbox) from Glass Tommy to Chisholm: "I will be out of range til morning"

1/14/13-0058 hours: (Outbox) from Chisholm to Glass Tommy: "Need rent \$and UN pain"

1/14/13-1005 hours: (Inbox) from Glass Tommy to Chisholm: "Migu not get your way vil tues morn. Happy to share UN pain with you."

1/14/13-1504 hours: (Inbox) from Glass Tommy to Chisholm: "Hi I will bring you some V about 11 tomorrow if that works for you. I wont be able to stay."

1/14/13-1505 hours: (Outbox) from Chisholm to Glass Tommy: "That would b great. Thank u."

1/14/13-1508 hours: (Inbox) from Glass Tommy to Chisholm: "My pleasure"

1/15/13-1226 hours: (Outbox) from Chisholm to Glass Tommy: "U still in town"

1/15/13-1226 hours: (Outbox) from Chisholm to Glass Tommy: "T'm so sorry"

1/15/13-1237 hours: (Inbox) from Glass Tommy to Chisholm: "I am going to visit isabela"

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1/15/13-1241 hours: (Outbox) from Chisholm to Glass Tommy: "I know. Was gonna come say hi. Still got those for me? Or my pipe?"

1/15/13-1457 hours: (Outbox) from Chisholm to Glass Tommy: "Why did u take off? Thought we were gonna smoke a bowl?"

1/15/13-1459 hours: (Inbox) from Glass Tommy to Chisholm: "I just had head back"

1/15/13-1500 hours: (Inbox) from Glass Tommy to Chisholm: "Enjoy it."

1/24/13-1305 hours: (Inbox) from Glass Tommy to Chisholm: "Hi I wonder if I came by could corey run a quick errand for me. Tom"

1/24/13-1535 hours: (Outbox) from Chisholm to Glass Tommy: "Just woke up"

I believe "Glass Tommy" is the "Tommy" Chisholm referred to during the interview. Chisholm indicated "Tommy" was her regular customer (for prostitution) who she lined up with and . Chisholm told me "Tommy" brought her "Hydros" (hydrocodone) pills in the past for pain. It appears from the listed conversation between Chisholm and "Glass Tommy" that he indicated he would bring Chisholm "V" (I believe he is referring to Vicodin pills) and that he would help her "UN pain".

"Glass Tommy's" phone number (360-830-7544) was run through ILEADS (Kitsap County Sheriff's Office / Bremerton Police Department records database), two public records databases known as "TLO" and "Clear", and another law enforcement only database and I found no record for subscriber information.

During a check of this phone number through Phonevalidator.com it appeared the phone was serviced through T-Mobile. My investigatory plan involved obtaining a search warrant for subscriber records associated with telephone number (360) 830-7544. I believe the subscriber information would assist me in fully identifying "Glass Tommy" and furthering this investigation.

On February 19th, 2013, I applied for and received a search warrant for subscriber information associated with "Glass Tommy's" phone number. This search warrant was read and approved by Kitsap County Superior Court Judge Steven Dixon. The warrant was filed with the Kitsap County Clerk's Office under number 20130082.

Within about a week of serving T-mobile with this search warrant, I received a response back indicating the subscriber of that phone was: Tom Locker, DOB: 05/01/1958. I conducted an exhaustive search for any information regarding Tom Locker from both Clallam and Jefferson County. I was unable to fully identify this suspect. Based upon Chisholm's description of where "Tommy" was lived, I suspected he was from the Port Townsend, Washington area.

On February 26th, 2013, utilizing a pre-paid cell phone and posing as a 23-year-old, blonde female named "Gabby" I contacted the suspect at (360) 830-7544 via text-messaging. (The suspect was later identified as Stephen M. Wilson, DOB: 05/21/1948.) I informed Wilson that I was a friend of "Heaven's" and wondered if he wanted to hang out sometime. Wilson responded that he was intrigued with my message and was interested in meeting with me. Early on in the conversation Wilson tried calling my phone, but I did not answer. I sent him a text message that indicated I was only able to text on my phone. Wilson asked a variety of questions involving Heaven and her whereabouts and also if I advertised on either Backpage or TNA board. I told Wilson I also heard Heaven had been arrested, but didn't know the details. I also told Wilson that I

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had advertised on Backpage a long time ago. Wilson wanted to know what an hour of my time would cost and I told him \$150. Wilson also offered to bring a digital camera and an iPhone and said he would help take some pictures of me for purposes of putting an advertisement up on either TNA Board or Backpage. Wilson seemed to prefer TNA Board. During the text conversation, Wilson asked if I was "420 friendly" (meaning if I enjoyed smoking marijuana) and said, "I blow pipes". (When Wilson said this, his nickname on Trista Chisholm's phone made sense: "Glass Tommy"). I told him I was, but that I really liked pills. Wilson responded with, "Oh you are a trader, I like that." After that, Wilson texted, "Are you any kind of law enforcement person?" to which I responded, "Oh fuck no. I'm trusting you aren't either. I trust Heaven."

At some point during our conversation, Wilson asked me if I had any pictures of myself. I told Wilson that I did, but that I had limited access to a computer, so it might take me some time to get those to him. I asked Wilson if he had an e-mail address I could send the pictures to and he provided me with the address of blazern4@yahoo.com. I created a fictitious e-mail address of gabbydesire1986@yahoo.com for purposes of sending Wilson photos. I went to a Backpage location in Texas and found three photographs of an individual who appeared to be consistent with the individual I described to him. I saved those images to my computer and then e-mailed them to him. He replied that he liked the photos and sent me three photos of his glass-blowing and leather box-making work. The photos appeared to be marijuana smoking pipes, a methamphetamine smoking pipe and several leather boxes that he apparently made. (I have attached copies of these photos to this report.)

On February 28th, 2013, at approximately 1316 hours, I received a text message from Wilson that said, "I am wee bit suspicious. I heard Heaven may have been arrested and tin (sp?) you pop up on my phone. We need to talk like with voices."

On February 28th, 2013, I made arrangements with Kitsap County Deputy Brittany Gray to pose as "Gabby" and call Wilson from another phone. Prior to the phone call, I briefed Deputy Gray on the investigation and we went over details of my conversation with Wilson on the text messaging. Posing as "Gabby" Deputy Gray called Wilson and engaged him in conversation, which seemed to help ease his mind in meeting with me.

Over the course of the next few days, I communicated with Wilson about meeting up with him. Arrangements were made for him to meet me at the Midway Inn, located at 2909 Wheaton Way, Bremerton, WA.

On March 4th, 2013, Wilson agreed to meet me at the Midway Inn at 0930 hours. Detectives Heffernan, Rauback and I set up surveillance of this location and watched for him to arrive. At approximately 0920 hours, I observed a brown, 1986 VW van, bearing Washington license: 674 YLE traveling southbound on Wheaton Way toward the Midway Inn. The vehicle slowed down and turned into the north entrance to the Midway Inn parking lot, drove to the south side and parked. The vehicle remained there for about a minute and then pulled out the south side exit and continued southbound on Wheaton Way. I was parked across the street, in the Albertson's parking lot during this time and could see the older white male occupant looking all around as he drove through this area, as if he was looking for surveillance of some kind. The driver appeared to be either 50 or 60 years of age and had gray hair and a gray beard. This is consistent with the description of our suspect that we have been given by Trista Chisholm ("Heaven"), ~~_____~~ and ~~_____~~.

I relayed this information to the other detectives and Detective Heffernan was able to get behind the vehicle as it traveled southbound on Wheaton Way to the left turn lane at Sheridan Road. Detective Heffernan ran the license plate of the vehicle through Cencom (out dispatch center) and the vehicle came back to a brown, VW van, registered to Stephen M. Wilson, out of Port Townsend, Washington. The van was followed into the Albertson's parking lot and within moments I received a text message from Wilson asking me if I could meet him in the Albertson's parking lot. I moved my vehicle over to the former Albertson's Express (a small

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convenient store, located to the south of the main Albertson's grocery store). I responded to Wilson saying that I was at the convenience store picking up some cigarettes. Wilson was seen getting out of his vehicle and walking through the parking lot, by Detective Rauback, looking at his cell phone, as if he was texting or reading a text message. Within moments, Wilson returned to his vehicle and drove over to the convenience store where I was located. This final action by Wilson solidified in my mind that he was in fact the suspect I was looking for.

Once Wilson parked in front of this store, Detectives Rauback, Heffernan and I approached his vehicle. Just as we did, Wilson exited the van. I explained to Wilson that we were Bremerton Police Officers and that he was being detained. Wilson immediately wanted to know what was going on and indicated something about not doing anything wrong. I explained to Wilson that this went far beyond him meeting up with "Gabby". I explained to Wilson that I was the "Gabby" that had been communicating with him. I told Wilson that I was going to detain him in hand restraints for our safety and placed a set of hand restraints on him, checking them for proper fit and tightness.

I told Wilson I was going to escort him over to my car, where I would explain things in more detail with him and ask him a few questions. Wilson was cooperative. Upon arrival at my car, I told Wilson that I was willing to work with him, but that all I was really looking for was some truthful and honest responses to my questions.

Wilson was placed into the front passenger seat of my vehicle and I got into the driver's seat. Detective Heffernan got into the back, passenger seat, directly behind Wilson. Detective Heffernan remained in the vehicle with us during this entire interview. I explained to Wilson that I have been investigating an individual by the name of Allix who had been prostituting a couple of girls. I told Wilson these two girls were brought to "Heaven", who he was familiar with, for purposes of helping them learn a few things. I told Wilson our primary focus of the investigation was on Allix, but that "Heaven" had already been arrested. I explained to Wilson that "Heaven" had already provided a bunch of truthful information about the incident to me. Additionally, I explained to Wilson that since he was detained in hand restraints, I needed to advise him of his Miranda rights. At approximately 0936 hours, I read Wilson his Miranda rights, directly from a department issued rights card. Wilson stated he understood his rights and had no questions about his rights.

I first asked Wilson if he remembered the incident I had explained to him that took place at the Dunes Motel involving "Heaven" and the two girls and he indicated he did. I asked him when he thought this occurred maybe in the fall or in November. I asked Wilson if he knew "Heaven's" real name and he indicated he did not. I asked Wilson how many times he had seen "Heaven" and he indicated he had seen her approximately four times. He said he met her with another woman one time and paid the female she was with for the services. He said he met with "Heaven" two more times after that and engaged in sex for a fee. Wilson said the last time he dealt with "Heaven" was when he was introduced to the two girls.

I asked Wilson to tell me about the incident at the Dunes Motel involving "Heaven" and the two girls. Wilson said he went to "Heaven's" room, which was located on what he thought was the third floor where he was introduced to the two girls. He said once they were introduced, they went to another room on what he thought was the top floor. I asked Wilson to describe where these rooms were and he said it was in the corner of the motel, near the back. Wilson said just as they were arriving to this room, a black male exited the room. Wilson didn't know who this black male was. I asked Wilson what happened once they were inside the room and he said something like, "I gave them their money and we played around for a while." I asked Wilson to explain specifically what they did and he said, "We took off our clothes and started touching each other."

I asked him how much he gave the girls and he indicated he thought it was \$50 each. I asked Wilson if he engaged in sex with the girls and he said, "Yes." I asked him if he had vaginal sex with either of them and

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he said he had vaginal sex with the black female and the native female performed oral sex on him. I asked him if he had vaginal sex with the native female and he said he did not, she only performed oral sex on him. Wilson remembered the native girl's name was "" and that she had given him a phone number before he left. Wilson said he tried calling that number a while later, but the number wasn't any good, or he couldn't get a hold of anyone, so he deleted the number from his phone. Wilson couldn't remember the black female's name.

It was about this time that Wilson said he thought what he had done "seemed harmless", but asked me if they were underage. I told Wilson at that time that, yes, the girls were underage. Wilson repeatedly said he was sorry and that he had no idea they were underage. I asked Wilson what he talked to the girls about while he was with them and he said he couldn't remember any specific conversation. I asked him if he took any pictures of the girls and he indicated he did not. I asked him if he showed them either the Backpage or TNA board website or showed them how to use those sites and he indicated he did not.

I asked Wilson if he gave the girls anything besides the \$50 each and he said he might have given them each some glass. I asked Wilson if he gave them anything more than the money and the "glass" and he said he didn't think so. I explained that I knew what else he had given to them and asked him what you put in glass. Wilson said, "Marijuana." I asked him if it was possible that he provided them with marijuana and he indicated it was possible. I asked Wilson how much he gave them and he said, "If I did it would have been an 1/8th or less. I asked Wilson if each of them got a marijuana pipe and he indicated they did.

I asked Wilson what "Heaven" got out of the deal and he said he might have given her \$25, but he couldn't remember for sure. I asked him what else he might have given "Heaven" or what she always asks him for and he said, "She always wants drugs from me." Wilson indicated he may have given her ("Heaven") some Vicodin and thought it might be 10 or 15 pills (from his own prescription).

During my conversation Wilson wanted to know whether or not he was going to jail because he had to take his wife to the airport the next day. He said she was visiting their grand-daughter in Washington D.C. Wilson identified his wife as Christine D. Wilson, DOB: 09/08/1951.

Near the end of our conversation, Wilson stated, "Your questions make me think I did more than I should have, but I don't think I did anything really that wrong." Wilson asked me again if he was going to be taken to jail or released and what kind of charge he was facing. I told Wilson that we didn't charge people with crimes, we simply collected the facts and presented those facts in police reports to the prosecutor's office and they made those charging decisions. I told Wilson I appreciated his honesty and told him that I would tell the prosecutor's office that he was extremely honest, but that I could not promise him anything about his charges. I told Wilson I wasn't opposed to releasing him having him summonsed to court at a later date and Wilson said something like, "I am not a flight risk and I would come to court when I was told to."

I asked Wilson if he had ever been arrested and he stated he was arrested in 1968 or 1969 for possession of marijuana, but never been arrested besides that time.

Prior to concluding my conversation with Wilson I asked him if he would be willing to go over all that we talked about on a recording. Wilson said he wasn't opposed to that but wondered if he should talk to a lawyer before doing that. I explained to Wilson the value in recording the conversation so that it was his own words versus me writing down what he said. I reminded him there was two detectives who heard him respond to the questions. Wilson said something like, "If it means that I am released then I will do whatever you want." Since Wilson was initially hesitant to provide me with a taped statement and his willingness to provide this hinged on whether or not I released him, I elected to not tape-record any conversation.

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Prior to releasing Wilson, I showed him a Bremerton Police Department photo montage form and 6-person photo line-up with Trista Chisholm's picture on it (photo number 6). After reading the form and looking at the montage, Wilson pointed to photo number 6 (Chisholm) and said, "Well, that's "Heaven". I asked Wilson to circle number 6 and put his initials by it and then sign and date the form. He did so. Detective Heffernan removed Wilson's hand restraints, so that he could sign the form.

I asked Wilson if there was anything illegal in the vehicle and he indicated there was not. I asked him if he had a digital camera and iPad in the van and he said there was. I asked him if there were any questionable things on those items and he said there was not and that I was free to look through it all.

Detective Heffernan and I searched the van, but located no illegal contraband or evidence of any kind. I asked Wilson to look through the phone he had in his possession when he was detained (he referred to this phone as his "play phone") and he provided consent to do so. In the contact list of this phone, I observed several female's names and phone numbers. Most of the females in this phone were females he met from Backpage or TNA Board.

Wilson provided me with his home address of 1106 51st Street, Port Townsend, Washington and a personal cell phone number of (360) 774-6927.

Wilson was released but told that he could be charged at a later time. I told him I would call him if I had any additional information for him in regards to his charges.

On February 26th, 2013, during a search of the text messages on Allixzander Park's cell phone, I located an individual listed in Park's phone under the name "Tom Client" with the phone number (360) 259-6873. The text message conversation took place on 12/09/2012.

The text conversation is as follows:

908 +13602596873 * Tom Client 09/12/12 19:12:05 (GMT-8) Read Inbox Phone Incoming: "R u busy tonight"

909 +13602596873 * Tom Client 09/12/12 19:12:47 (GMT-8) Sent Sent Phone Outgoing: "Nope I'm free"

910 +13602596873 * Tom Client 09/12/12 19:13:19 (GMT-8) Read Inbox Phone Incoming: "Do u do outcall"

912 +13602596873 * Tom Client 09/12/12 19:13:47 (GMT-8) Sent Sent Phone Outgoing: "Where ? And what is your donation ?"

920 +13602596873 * Tom Client 09/12/12 19:17:15 (GMT-8) Read Inbox Phone Incoming: "Yelm and 200"

922 +13602596873 * Tom Client 09/12/12 19:17:49 (GMT-8) Sent Sent Phone Outgoing: "That will get you 45 minutes ."

923 +13602596873 * Tom Client 09/12/12 19:17:51 (GMT-8) Read Inbox Phone Incoming: "Do you have any better pics"

924 +13602596873 * Tom Client 09/12/12 19:18:12 (GMT-8) Sent Sent Phone Outgoing: "Nope just the ones on my add"

927 +13602596873 * Tom Client 09/12/12 19:18:40 (GMT-8) Read Inbox Phone Incoming: "Hmm how

										that .o.gurils wanna fuxk u
966	+13602596873	* Tom Client	09/12/12 19:59:53 (GMT-8)		Sent	Sent	Phone	Outgoing		I need a address
967	+12068059756	N/A	09/12/12 20:00:52 (GMT-8)		Sent	Sent	Phone	Outgoing		150 A half hour and 300 for the full but i can work with you hun so call me
968	+12539614903	N/A	09/12/12 20:00:54 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		U feel better little girl
969	+12539614903	N/A	09/12/12 20:01:03 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		Bye
970	+12539614903	N/A	09/12/12 20:01:27 (GMT-8)		Sent	Sent	Phone	Outgoing		Only if u gave me some dick
971	+13602596873	* Tom Client	09/12/12 20:02:32 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		13831 148 th ave se Yelm 98597 my driveway is across the street from brandie ct.
972	+13602596873	* Tom Client	09/12/12 20:05:49 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		When will u b on the way
973	+13602596873	* Tom Client	09/12/12 20:09:48 (GMT-8)		Sent	Sent	Phone	Outgoing		Already drivein hun
974	+13602596873	* Tom Client	09/12/12 20:12:00 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		Cool
975	+13602596873	* Tom Client	09/12/12 20:12:29 (GMT-8)		Sent	Sent	Phone	Outgoing		Ur sure about this
976	+13608019554	* Cyndie	09/12/12 20:13:39 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		So yall are the ones who robbed my house I hope you like stealin from kids and dead babies
977	+13602596873	* Tom Client	09/12/12 20:15:17 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		Yes I am r u
978	+13602596873	* Tom Client	09/12/12 20:19:27 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		Where r u now
979	+13608657279	* Baby	09/12/12 20:24:43 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		(1/2) Shows how much you care: Whatever, I'm done. The grass may not be so much better on the other side. But, maybe ill find happiness somewhere within myself
980	+13608657279	* Baby	09/12/12 20:24:44 (GMT-8)	+12085978924	Read	Inbox	Phone	Incoming		(2/2) . For myself.
981	+13602596873	* Tom Client	09/12/12 20:25:45 (GMT-8)		Sent	Sent	Phone	Outgoing		The highway no recepcion be there soon
982	3608019554	* Cyndie	09/12/12 20:26:30 (GMT-8)		Sent	Sent	Phone	Outgoing		Ur trippin no we didn't and there is no we its me

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on the way"

973 +13602596873 * Tom Client 09/12/12 20:09:48 (GMT-8) Sent Sent Phone Outgoing: "Already drive in hun"

974 +13602596873 * Tom Client 09/12/12 20:12:00 (GMT-8) Read Inbox Phone Incoming: "Cool"

975 +13602596873 * Tom Client 09/12/12 20:12:29 (GMT-8) Sent Sent Phone Outgoing: "Ur sure about.this"

977 +13602596873 * Tom Client 09/12/12 20:15:17 (GMT-8) Read Inbox Phone Incoming: "Yes I am r u"

978 +13602596873 * Tom Client 09/12/12 20:19:27 (GMT-8) Read Inbox Phone Incoming: "Where r u now"

981 +13602596873 * Tom Client 09/12/12 20:25:45 (GMT-8) Sent Sent Phone Outgoing: "The highway no recepion be there soon"

983 +13602596873 * Tom Client 09/12/12 20:27:02 (GMT-8) Read Inbox Phone Incoming: "Ok"

984 +13602596873 * Tom Client 09/12/12 20:51:24 (GMT-8) Read Inbox Phone Incoming: "R u ok"

985 +13602596873 * Tom Client 09/12/12 21:06:29 (GMT-8) Read Inbox Phone Incoming: "Do u have condoms"

I had recalled information from [redacted] during Detective Gray's Interview of her where she told us about an "outcall" she went on in Yelm, Washington. [redacted] told Detective Gray that it was way out in the woods and there was a trailer, a shed and a truck. She also indicated the male was in his 40's, short, had brown hair and mentioned something about having two daughters (possibly twins) who were around 6 years of age. [redacted] said this occurred maybe a week or two before she got arrested. [redacted] told Detective Gray she thought the arrangements were for \$300 for one hour. She also indicated it was for "straight sex with the guy; no oral."

I checked the backpage advertisement from December 9th, 2012, involving [redacted] and found the following message on the advertisement: "I am very smart sexy crafty and ready for anything call me and find out for yourself also im dtf and anything eles. Come get down with me." This was particularly interesting to me because during the above listed text conversation, "Tom Client" asked what "dtf" meant and the response to the question was, "Down To Fuck."

During my research of the address located at 13831 148th Avenue SE, Yelm, Washington, I was able to identify two individuals: A white male, Scott Thomas Surma, DOB: 03/23/1967; and a female, Dana Kim Hanson, DOB: 02/23/1972. This information was obtained from a public information database known as TLO.

I also located information about a plumbing business (Top Notch Plumbing) being located at the above listed address in Yelm.

During this research, I found no connection between Scott Surma and phone number (360) 259-6873.

During an inquiry of the last name of "Surma" in Yelm, Washington through the Washington State Department of Licensing, I located vehicles registered to both Scott Surma and Dana K. Surma, at the above

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listed address. After finding this information, I searched for Dana Hanson and Dana Surma on a social networking site known as Facebook. I located a Facebook page belonging to Dana Hanson and the photo appeared to be a wedding photo, and because of the name change, I suspected Dana Hanson might be divorced from Scott. During a further check of TLO, I located a possible phone number for Dana Hanson of (253) 221-1034.

I called Dana Hanson at (253) 221-1034 on, or about, February 26th, 2013, and left her a message because there was no answer. I believe the voicemail did say her name. At approximately 1655 hours I received a call back from Hanson and explained to her a little bit of my investigation and asked her about the address located at 13831 148th Avenue SE, Yelm, Washington. Hanson told me her ex-husband, Scott Surma lives at that address. I asked Hanson if she had children in common with Surma and she indicated she did. She said they had two girls (11 and 13 years of age). Hanson said Surma has a girlfriend, who also has two younger girls, but that none of them live with him. Hanson said she and Surma have a parenting plan and that she has custody of the kids, but that he sees them on weekends.

Hanson told me she thought this was all interesting because her cousin "Brad" worked for Surma for a long time and told her "some pretty nasty things about Scott." I asked her what she meant by that and she said Brad told her that he was into getting prostitutes off of craigslist. Hanson also told me that she was married to Surma for 10 years and about 6 months prior to the end of their marriage they were in Las Vegas together. She said while they were there, he wanted to get a prostitute. I didn't question Hanson any further about this and she didn't volunteer information, she just left it at that. I was a bit worried she might be uncomfortable talking about it so I didn't ask any additional follow-up questions.

Hanson asked me if this involved underage girls and I told her it did. Hanson was immediately concerned over the welfare of her children and that fact that there was plans for her kids to go visit him that next weekend. I asked Hanson if she would be willing to make up an excuse as to why she couldn't bring the kids over and she indicated she could do that.

Hanson also told me she thought it was interesting because either the day or the day before I called her, she was at her kid's soccer game and Surma showed up to watch the game with a 13 year old girl. I asked Hanson who this girl was and she said she knew her first name was "~~_____~~". Hanson indicated Surma was friends with "~~_____~~" parents (Kelly and Jan). I asked Hanson to research this a bit more and try to find out "~~_____~~" last name and she indicated she would. (Hanson called me back a day or two later and told me ~~_____~~ last name was ~~_____~~)

I provided Hanson with the number of (360) 259-6873 and asked her if she was familiar with that phone number. Hanson said, "That's Scott's personal cell phone number."

On March 8th, 2013, Detective Garland (BPD - General Investigations Division) and I went to 13831 148th Avenue SE, Yelm, Washington to contact Scott Surma. Detective Garland and I attempted contact with Surma in the late morning hours of March 7th, 2013, however he was not home. (It should be noted that both Detective Garland and I were wearing plain clothes, with our police badge and duty weapon concealed by our jackets. It should also be noted that at no time did we tell Surma that he was being detained or arrested. In fact, near the end of the interview, Surma asked if he was under arrest and I told him that he was not under arrest. Surma was in his own home during the entire interview and his movements within the home were never restricted. During our interview Surma went to the restroom and at one point he went into the other room to get his phone.)

Upon our arrival at the residence, at approximately 0740 hours, we approached the front door to Surma's residence and knocked. Surma opened the door and I identified myself as a detective with the Bremerton

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have been \$200 and he said it could have been \$200.

Surma said the only thing the girl brought in was her purse. Surma told us he didn't see the car that dropped her off. I asked Surma where in his house this all occurred and he said it occurred in the living room. I asked him if everything occurred in the living room or if they eventually moved up to his bedroom and he said, "We may have moved up there."

Surma said after they were done they hung out in the living room and "BS`ed" and had to wait about two hours for her ride to come get her. Surma said the girl was upset and he just wanted to go to bed because it was late.

I asked Surma how old he thought the girl was and he said, "18". I asked him if she seemed 18 or if she seemed very mature and he said, "She seemed very mature." Detective Garland asked him if she showed him ID and he stated, "I don't believe so." I asked him if he asked to see her ID and he said, "I don't believe I did." Surma asked us if the girl was underage or something and I told him she was.

About this time, Surma asked us if he was under arrest. I advised Surma that he was no under arrest and that we were still conducting our investigation. I explained to Surma that we (the police) did not make charging decisions and that we would complete our investigation, route police reports to the appropriate prosecuting attorney's office (in this case, the Thurston County Prosecutor's Office) and they would make charging decisions. I explained to Surma the prosecutor would decide which charge, if any, and would more than likely summons him to court if they did decide to charge him. I told Surma that I appreciated his truthful responses to our questions.

Surma made the comment that he was done with all of this and said, "I was just trying to re-live my youth I fucked up this time." Surma mentioned that it was actually a news article that "turned him on to backpage".

I asked Surma if he had any kids and he said he had an 11 year old and a 13 year old that lived with his ex-wife.

At the conclusion of the interview, we thanked Surma for his time and honesty and we all shook hands. Detective Garland and I departed the residence.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

Randy Plumb # 413

03/12/13

(Signature, Date)
(413) PLUMB, RANDY
KITSAP COUNTY, WA

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16019468353 * Acura 15/12/12 12:41:51 Sent Sent Phone Outgoing "Lets do it"

16019468353 * Acura 15/12/12 12:54:59 Read Inbox Phone Incoming "Awesome :) whee r u located ?"

16019468353 * Acura 15/12/12 13:07:52 Sent Sent Phone Outgoing "Bremetton but I"

16019468353 * Acura 15/12/12 13:08:17 Sent Sent Phone Outgoing "Bremerton but I'm fixing my car brakes"

16019468353 * Acura 15/12/12 13:09:19 Read Inbox Phone Incoming "Lol ... K ... What would a good time ?"

16019468353 * Acura 15/12/12 13:10:15 Sent Sent Phone Outgoing "How muck"

16019468353 * Acura 15/12/12 13:10:35 Sent Sent Phone Outgoing "Much"

16019468353 * Acura 15/12/12 13:11:38 Read Inbox Phone Incoming "Lol ... U tell me ;)"

16019468353 * Acura 15/12/12 13:32:58 Sent Sent Phone Outgoing "300 For a hour and i will pleasure u so well"

16019468353 * Acura 15/12/12 15:04:01 Read Inbox Phone Incoming "Bummer :(can't go that high just yet Next.week 4 sure :)"

16019468353 * Acura 15/12/12 16:15:07 Sent Sent Phone Outgoing "What do u have baby"

16019468353 * Acura 15/12/12 16:22:30 Read Inbox Phone Incoming "I only have about 160 that I can spend ... Lol"

16019468353 * Acura 15/12/12 16:24:13 Sent Sent Phone Outgoing "Ok lets do it babe"

16019468353 * Acura 15/12/12 16:25:43 Read Inbox Phone Incoming "Where are you located ? :)"

16019468353 * Acura 15/12/12 17:20:18 Read Inbox Phone Incoming "Just let me know when and where ..."

16019468353 * Acura 15/12/12 17:21:32 Sent Sent Phone Outgoing "Bremertpn tonight"

16019468353 * Acura 15/12/12 17:22:43 Read Inbox Phone Incoming "Lol ok What time r u thinking ?"

16019468353 * Acura 15/12/12 17:38:31 Sent Sent Phone Outgoing "8 Work"

16019468353 * Acura 15/12/12 17:43:59 Sent Sent Phone Outgoing "Hello"

16019468353 * Acura 15/12/12 17:50:25 Read Inbox Phone Incoming "K What part of Brem are u in ?"

16019468353 * Acura 15/12/12 17:51:00 Sent Sent Phone Outgoing "Westside by the high school"

16019468353 * Acura 15/12/12 17:51:34 Read Inbox Phone Incoming "K :)"

16019468353 * Acura 15/12/12 19:20:11 Sent Sent Phone Outgoing "See u need to answer ur phone"

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16019468353 * Acura 15/12/12 19:23:32 Read Inbox Phone Incoming "Hey ... Sry Was in the shower"

16019468353 * Acura 15/12/12 19:40:37 Sent Sent Phone Outgoing "Are we still meeting ul"

16019468353 * Acura 15/12/12 19:40:40 Sent Sent Phone Outgoing "Up"

16019468353 * Acura 15/12/12 19:42:34 Read Inbox Phone Incoming "Hey ;) I'm walking off of the ship now ... I can call u back in 10 min"

16019468353 * Acura 15/12/12 19:43:02 Sent Sent Phone Outgoing "Ok"

16019468353 * Acura 15/12/12 19:57:40 Read Inbox Phone Incoming "Yes ;) where am I going ?"

16019468353 * Acura 15/12/12 20:00:37 Sent Sent Phone Outgoing "Brem high school"

16019468353 * Acura 15/12/12 20:02:48 Read Inbox Phone Incoming "Okay I'm headed that way"

16019468353 * Acura 15/12/12 20:12:21 Read Inbox Phone Incoming "Ok ... Lol ... I parked in the lot...0"

16019468353 * Acura 27/12/12 15:12:50 Sent Sent Phone Outgoing "Aye what's up"

16019468353 * Acura 27/12/12 15:54:00 Read Inbox Phone Incoming "Hey ;) who this be ;)"

16019468353 * Acura 27/12/12 15:54:47 Sent Sent Phone Outgoing "The girl from the dunes"

16019468353 * Acura 27/12/12 15:55:42 Read Inbox Phone Incoming "Lol ... How r u ?"

16019468353 * Acura 28/12/12 10:55:12 Sent Sent Phone Outgoing "Fine can you pleas come see my cuzzin she nreds help and she at yhe dunes dor however much u got"

During Detective Gray's interview of [REDACTED] she mentioned the "third time she prostituted." She said the arrangement was a half an hour for \$160.00 and she met a white male in his 40's who was in the Navy and had a missing tooth. She said she met him at Bremerton High School. She said Allix Park had come up with a story that he was her brother and they needed a ride to Port Orchard to get money for the hotel. [REDACTED] stated they actually had two calls that Park had arranged at the same time, so Park decided he would have this Navy guy, who had a gray car, take them to the client's house in Port Orchard where she would prostitute and then they would come back to Bremerton. Park told [REDACTED] they would use this Navy guy for a ride to the other client's house in Port Orchard. [REDACTED] was asked where the house was and she stated it was by the Kentucky Fried Chicken in Port Orchard. When they arrived, the guy was not there. [REDACTED] stated the guy never did show up. Park told the Navy guy that the guy owed them money in Port Orchard and they needed a ride to get the hotel in Bremerton where she would prostitute with him (Navy guy). [REDACTED] advised since the guy in Port Orchard never showed up, they drove back to the Dunes Motel where Park rented a room on the second floor. [REDACTED] was not sure of the room number. [REDACTED] advised Park left and she and the Navy guy only talked. [REDACTED] said they did not have sex of any type even though that was the arrangement Park had made.

In running this phone number through a public information data-base, I identified a possible suspect of Greyson Charles Brantley, DOB: 09/27/1969. According to DOL, Brantley listed his address as: USS

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Brittin, Bremerton, WA. Also during a check through DOL I found Brantley has two vehicles registered to him. The first is a gray, 2005, Acura TL, 4 door, bearing Washington license: AAB7024 and the second is a silver, 2002, Infinity, I35, 4 door, bearing Washington license: AHM2490. This information is consistent with the customer's contact name in Park's phone as "Acura" and the information in the string of text messages about him just "walking off the ship" and being near "PSNS". Brantley's age is also consistent with [REDACTED] description of the subject.

I contacted Special Agent Steve St. John of the Naval Criminal Investigative Service (NCIS) and provided him with the suspect's name and date of birth. Special Agent St. John told me a day or two later that this subject (Brantley) is a Merchant Marine assigned to the USS Britton.

On March 21st, 2013, Special Agent St. John contacted Brantley and arranged to have him meet him at Special Agent St. John's office at PSNS at 1200 hours. Brantley arrived at the NCIS office at approximately 1145 hours.

At approximately 1202 hours, Brantley was escorted into an interview room at the NCIS office and we all sat down. I introduced myself and Special Agent St. John to Brantley and advised him that we always record the interviews and obtained his acknowledgment and permission to record the interview. Brantley agreed to the recorded interview. I explained to Brantley that he was not under arrest and began to explain to him what we were investigating and how his name came up in the investigation. I explained to him that during the course of a human trafficking investigation, involving a couple of gals who were prostituting and some guys who were "pimping them out", we interviewed many people involved in the case and also went through phone records and text message records. I explained to him that we have been identifying and speaking with various individuals who may have had contact with those gals. I told Brantley that his name came up during the investigation as being someone who may have been involved in it.

I further explained to Brantley that this involved a guy and a gal, specifically a black male, who he met with over by the Bremerton High School, in mid-December. Brantley shook his head in the affirmative, as if to acknowledge that he remembered that incident. I told Brantley that I had a "string of text messages" from his phone that might be able to refresh his memory. I explained to Brantley that it was pretty important that he help me because I pretty much had all of my facts straight, according to the gal and the guy, and wanted to see if the information they gave me was "in line" with what happened.

It should be noted that during our conversation, I could see Brantley was missing a tooth.

I asked Brantley if he knew about Backpage and he said, "A little bit, ya." I asked him if he has gone to Backpage and he said, "Ya, I've been there before." I asked him if he ever saw any gals from Backpage and he said, "To be honest with you I actually contemplated it. I actually did meet these two people, but nothing happened. I kind of chickened out; something I couldn't do." I asked her if he remembered what she looked like and he said, "Not really." I asked him if he might remember if I showed him a picture and he said, "Maybe, I'm not sure." While I was looking for the pictures, Special Agent Steve St. John asked him, "Do you remember if it was a white girl or black girl" and Brantley said, "I think it was a black girl." Brantley continued on and said, "I actually gave them a ride to their grandmother's house in Port Orchard." I showed Brantley a picture of [REDACTED] (from her Facebook page) as well as two photos of her from Allixzander Park's phone that she had identified as being her. Brantley was unable to be sure if that was the girl or not. I asked Brantley if he remembered the advertisement from Backpage and showed him an advertisement with [REDACTED] from that date range. I asked him if the ad looked something like that and he said, "Probably." I showed him the picture of [REDACTED] again and asked him if she looked similar to that and he agreed and said she looked similar.

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I asked him if he engaged in text messaging with her and he said he did. I asked him if he remembered what he said and he said, "I couldn't even begin to tell you." I showed him the string of text messages from that night and specifically pointed to the phone number listed on there (601-946-8353) and asked him if that was his phone number. Brantley read the number and indicated that it was his phone number. I also pointed out that they had his phone number stored in their phone as "Acura" probably because he drove an Acura. I asked him if he drove his Acura that night and he indicated that he did. I pointed to the section of text where he (Brantley) texted, "Hey ;) if you are in Bremerton and bbbj/cim I'd love to meet up :)" I asked Brantley what that meant and he said, "I was thinking about getting a blow-job." I asked Brantley if they talked about prices and he said, "I don't remember, I have no idea." I showed Brantley more of the text messages and said that I thought I remembered them asking for an outrageous amount like \$300. Brantley said, "I don't know; it was something I was contemplating doing, but I never did." I told Brantley that we would talk more about that later and I pointed out to Brantley that he later texted that all he had to spend was \$160. Brantley responded with, "Probably." I found the actual text message where Brantley told them he only had \$160 and asked him if he remembered that and he said, "I remember talking about that, ya."

I pointed out to Brantley that this text message conversation occurred on December 14th and 15th and asked him if that was when he remembered it occurring. Brantley agreed that it occurred around that time.

Brantley confirmed that he was residing on the ship (USS Britton) at the time of this incident. The USS Britton was and is currently docked at PSNS. I asked Brantley if he remembered where he met them and he said, "Somewhere close to the high school, but kind of down a back street." Brantley added that he wasn't familiar with that area. I asked Brantley who was there and she said, "The lady and I think it was her brother; she said it was her brother, but I don't know if it was her brother or not, so." I asked him how they found each other once he got over to that area and he said she walked up to his car. I asked him if the girl introduced someone to him as her brother and indicated she did. I asked Brantley what the guy looked like and he said, "Twenties maybe, kinda, not clean-cut, but not gangsterish-looking, I don't know how to explain it, but I can't remember exactly what he looks like."

I asked him how the initial conversation with the girl went and he said she wanted him to drive down the street and pick up her brother. He said once the guy got into the car, they wanted a ride over to their grandmother's house. Brantley said he gave them a ride to a residence in Port Orchard. I asked him specifically where in Port Orchard and if it was near any businesses or restaurants and he said, "KFC".

Brantley said he just drove around in a circle after dropping the girl off and the guy just waited in the car with him. Apparently the guy told him he didn't really get along with his grandmother and that's why only the girl went to the house. Brantley thought the girl was in there from about 15 to 20 minutes, to possibly a half-hour. Brantley said they pretty much just talked small-talk in the car during this time. Brantley said they went maybe a mile away from the house during this time and drove around. At some point Brantley picked the girl back up. I asked Brantley where they went after that and he said, "They wanted to go get a hotel room, so I took them I can't remember the name of that place." I asked him if it was the Dunes and he said, "That sounds right." Brantley remembered that Burger King was next to the motel.

I asked Brantley who rented the room and he said, "They did." He said they all went into the room and they were talking about calling up their friends and having a party or something. Brantley said at some point, the guy left when the girl was supposed to "do the whole blow-job thing" and added that "it did not happen." Brantley said the guy was gone for about 45 minutes. Brantley said, "I was feeling guilty, I was like I can't do this." He said he was "feeling bad for the two kids not having any parents and whatever was going on with their grandma."

Brantley said he gave the guy some information on joining the Merchant Marines and then he left. I asked

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him about the money and he said, "Actually, I just left them with my 160 bucks here ya gomybe that'll help you out and then I left." Brantley said the whole thing freaked him out and that he was too nervous.

I confirmed with Brantley that there was no sexual act for the money and he said, "Nothing at all." I asked him if there was anything close to it and asked him specifically if they kissed and he hesitated for a second and said, "Nonopewe just laid there and talked for a while." I asked him if she got undressed and he said, "Ya, she didshe started to get undressed and then I said, I can't do thisand then we talked for a little while and then she talked about traveling and then I talked about being on the ship againtalked to her about seeing the world and then that was it." I asked Brantley if he got undressed and he said, "Me? Uh no..not completely." I asked him what he had on and he said, "I took off my shirt and had my blue jeans ongetting ready to take those off and that was it."

I asked Brantley if they told him their ages and he said, "I think she was 20 and he was 22." I showed Brantley a photo-montage form and a 6-person photo-montage including a photograph of Allixzander Park. While Brantley was looking at the BPD montage form, he said, "Do I need to get a lawyer?" I explained to Brantley that he wasn't under arrest and explained to him the form and the montage he was being shown was about "Allix." Brantley said, "Should I, or?" I explained to Brantley that we were in the investigative stages of the case and we were gathering facts. I said once we were complete with all of that we would send all reports to the prosecutor's office and that they would make the charging decisions. I explained to Brantley that was totally his right and that it was completely up to him.

Brantley continued reading the form and said, "This isn't saying I'm guilty, right?" I explained to Brantley that the form was merely explaining to him what we were about to do with the pictures in the montage. Brantley said, "This whole thing just kind of freaks me out." Brantley looked at the montage and said it was between #1 and #6, but couldn't say for sure (Allixzander Park's photo was #6).

I asked Brantley if he still had that same phone that was listed in the text messages and he said he did. Brantley said he has had that phone for the past eight or ten years.

I asked Brantley how old he thought the girl was and he said, "Twenty? I don't know, how old was she?" I said, "sixteen" and he said, "Oh Seebut, I didn't do anything wrong so" I said, "That part of it never came up?" and Brantley said, "Noactuallyin the conversation? Nahnot really." I asked him what he meant by "Not really" and he said, "I'm just trying to rememberdid we talk about it at all? Are we gonna have sex? Are we not gonna have sex? I don't think soActually, no it didn't come up, I don't believe.nope." Brantley shook his head in the negative and looked at me.

I told Brantley I would call him if I thought of any more questions for him. Brantley was thanked for his time and the interview ended at approximately 1223 hours.

I will place a copy of the DVD recorded interview with Brantley into the BPD evidence system under this case number.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

RP # 413 03/25/13
(Signature, Date)

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Investigator: (413) PLUMB, RANDY

Date / Time: 3/27/2013 12:48

Wednesday

Supplement Type: SUPPLEMENTAL REPORT

Race: Sex: DOB: Age:
Employer:

Home Phone:

During the interview of [redacted] she described an "out-call" to the Ballard area of Seattle where both Allixzander Park and Demario Jones escorted her to and from. She indicated they took bus #40 to the call. During this occasion, [redacted] was provided with Park's phone to utilize during the call and told her to maintain contact with them on Demario Jones' cell phone. [redacted] advised the arrangement was for one hour. [redacted] met the white male at his residence. The male told [redacted] he had a girlfriend, but they have an open relationship. [redacted] advised the client paid \$250. [redacted] stated DeMario Jones and Allixzander Park waited down the street and that she had Park's phone while she was in the residence. [redacted] was asked what sexual acts she performed with this man. And she stated "oral sex". [redacted] was asked what happened after that and she stated she met back up with Jones and Park and then they came back to Bremerton.

Demario Jones was arrested on March 16th, 2013. During a post Miranda interview with Jones, he admitted to traveling with Park and [redacted] to the Ballard (area of Seattle, Wa.) for an "out-call". He said [redacted] went to the guy's house, while he and Park went to a Caf near the house and waited. I asked him if he took bus number 40 to that call and he said he did. He said he didn't remember which bus number, but he knew they took a bus to get there. I asked Jones what [redacted] did with the money from that incident and he said she gave it to Park.

Additionally, Jones disclosed that he received text messages from Park's phone, which was in the possession of either [redacted] or [redacted] while they were on a call. In one specific text message (from the Ballard "out-call") he recalled [redacted] texting him to tell Allix that she got the money.

In searching records associated with Allixzander Park's cell phone, I located a string of text messages between Park's phone and a customer's phone on December 14th and December 15th, 2012. The phone number for the customer is: (206) 588-5677 and it was listed in Park's phone as "Money". In the string of text messages, the customer relays his address: 2237 NW 62nd Street, Apartment 4, Seattle, Washington. The customer also texts them that they need to take bus #40 from the Ferry terminal to get to his house.

The following is the string of text messages between this customer and Park's cell phone:

12065885677 * Money 14/12/12 10:15:15 Read Inbox Phone Incoming "Alright. Might today work?"

12065885677 * Money 14/12/12 10:21:45 Sent Sent Phone Outgoing "Yes"

12065885677 * Money 14/12/12 10:22:52 Read Inbox Phone Incoming "I also want no latex and no pulling out. Can you do that?"

12065885677 * Money 14/12/12 10:32:03 Read Inbox Phone Incoming "Because if you can, I'm working from home today and would enjoying seeing you."

Handwritten notes: #413, Page: 12/13, RB

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12065885677 * Money 14/12/12 10:41:25 Sent Sent Phone Outgoing "Yes what address"

12065885677 * Money 14/12/12 10:41:41 Sent Sent Phone Outgoing "And how long hunny"

12065885677 * Money 14/12/12 10:42:15 Read Inbox Phone Incoming "An hour. 2237 NW 62nd ST APT 4, 98107"

12065885677 * Money 14/12/12 10:42:58 Sent Sent Phone Outgoing "Tacoma or washington and that's 300 but sense u see.nice two fifty"

12065885677 * Money 14/12/12 10:43:18 Sent Sent Phone Outgoing "I mean tacoma or seattle"

12065885677 * Money 14/12/12 10:43:58 Read Inbox Phone Incoming "Seattle. 98107 was a zip code."

12065885677 * Money 14/12/12 10:46:00 Sent Sent Phone Outgoing "Ok well I'm on my way give me a little bit is that ok and when i get out there u will be waiting right"

12065885677 * Money 14/12/12 10:46:51 Read Inbox Phone Incoming "I will be. An ETA would be nice so I can go out for a bit if I want to. :-)"

12065885677 * Money 14/12/12 10:47:23 Sent Sent Phone Outgoing "One hour"

12065885677 * Money 14/12/12 10:49:20 Read Inbox Phone Incoming "OK. :-) Thanks! I look forward to seeing you."

12065885677 * Money 14/12/12 10:50:57 Sent Sent Phone Outgoing "Ok"

12065885677 * Money 14/12/12 12:54:12 Read Inbox Phone Incoming "Still coming?"

12065885677 * Money 14/12/12 15:31:53 Read Inbox Phone Incoming "Well, it's definitely too late now if you're coming by ferry and I have to meet you. So lets try for some other time."

12065885677 * Money 14/12/12 15:33:44 Sent Sent Phone Outgoing "Can we do this tonight or tomorrow please i really need the money because i have billz to pay ill be there where ever u are tonight for sure or tomorrow morning"

12065885677 * Money 14/12/12 15:35:51 Read Inbox Phone Incoming "Tomorrow morning may work."

12065885677 * Money 14/12/12 15:37:11 Sent Sent Phone Outgoing "Can i call u and talk because my homegirl said she will take me right now for sure the rides here in front of me"

12065885677 * Money 15/12/12 08:13:23 Sent Sent Phone Outgoing "Id on my way u ready"

12065885677 * Money 15/12/12 09:35:17 Read Inbox Phone Incoming "I'm ready now, mostly. I said not before 10."

12065885677 * Money 15/12/12 09:54:47 Sent Sent Phone Outgoing "O ok I'm geting on the nextferry baby are u sure.u will meet me and i had thought u said befor or at ten"

12065885677 * Money 15/12/12 09:59:58 Sent Sent Phone Outgoing "Hello"

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

12065885677 * Money 15/12/12 10:00:42 Read Inbox Phone Incoming "Yes. I'm sure. But if you are delayed somehow until after 2pm I will not be able to."

12065885677 * Money 15/12/12 10:02:01 Read Inbox Phone Incoming "So, sometime between now and 2pm."

12065885677 * Money 15/12/12 10:04:26 Sent Sent Phone Outgoing "Guarenteed daddy"

12065885677 * Money 15/12/12 10:21:00 Sent Sent Phone Outgoing "So that is cool right"

12065885677 * Money 15/12/12 10:26:48 Sent Sent Phone Outgoing "Hello"

12065885677 * Money 15/12/12 10:51:29 Read Inbox Phone Incoming "Yes, it's good. Sorry, got distracted."

12065885677 * Money 15/12/12 10:51:59 Read Inbox Phone Incoming "I'm sitting at a local coffee shop, within 10 minutes walking distance of my apartment."

12065885677 * Money 15/12/12 10:58:05 Sent Sent Phone Outgoing "Well the next ferry is twelev twenty like i.said i was.up waitin for u sense seven so its still for the.hour.rate ill be therr in seattle at 120 than to u soon after"

12065885677 * Money 15/12/12 10:59:35 Read Inbox Phone Incoming "If I don't respond in 5 minutes to any of your texts will you be giving up and going back and blaming me for it?"

12065885677 * Money 15/12/12 11:00:27 Read Inbox Phone Incoming "I promise that I will be at my apartment until 2pm. If you don't show up before then, I'll be gone."

12065885677 * Money 15/12/12 11:01:04 Sent Sent Phone Outgoing "No i will on my life be in seattle at one twenty for sure that's why.i have been texting so much so i can forsure know"

12065885677 * Money 15/12/12 11:02:30 Read Inbox Phone Incoming "OK. The bus to catch to my place from the ferry is the 40. It leaves from 3rd Ave, which is about 4-5 blocks east of the ferry terminal."

12065885677 * Money 15/12/12 11:03:07 Sent Sent Phone Outgoing "Thank u"

12065885677 * Money 15/12/12 12:44:29 Sent Sent Phone Outgoing "Alnost to seattle"

12065885677 * Money 15/12/12 12:44:59 Read Inbox Phone Incoming "Yay!"

12065885677 * Money 15/12/12 14:28:26 Read Inbox Phone Incoming "I think you just passed me. I'll be up at that stop in about 3 minutes."

12065885677 * Money 15/12/12 14:42:36 Sent Sent Phone Outgoing "I'm here"

12065885677 * Money 15/12/12 14:44:25 Read Inbox Phone Incoming "I'm waiting outside my apartment building"

12065885677 * Money 15/12/12 16:21:18 Sent Sent Phone Outgoing "How much did u give me"

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

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12065885677 * Money 15/12/12 19:39:15 Read Inbox Phone Incoming "Should've been 250."
12065885677 * Money 26/12/12 19:04:41 Read Inbox Phone Incoming "Hello there. Are you still working?"
12065885677 * Money 26/12/12 19:51:21 Sent Sent Phone Outgoing "Yes"
12065885677 * Money 26/12/12 19:52:23 Read Inbox Phone Incoming "I forgot to write down the name you used, though I remember many of the details of our conversation. :-) I'm bad at names. What name do you use?"
12065885677 * Money 26/12/12 19:53:09 Sent Sent Phone Outgoing "Lovely she`s 19"
12065885677 * Money 26/12/12 19:53:55 Read Inbox Phone Incoming "I remembered that too. :-)"
12065885677 * Money 26/12/12 19:55:42 Read Inbox Phone Incoming "I take it this isn't her."
12065885677 * Money 26/12/12 19:56:14 Sent Sent Phone Outgoing "Yes this is"
12065885677 * Money 26/12/12 19:57:30 Sent Sent Phone Outgoing "How long do u want to hang out for?"
12065885677 * Money 26/12/12 19:57:52 Read Inbox Phone Incoming "I was thinking an hour again."
12065885677 * Money 26/12/12 19:58:27 Sent Sent Phone Outgoing "I'm in tacoma."
12065885677 * Money 26/12/12 20:00:31 Sent Sent Phone Outgoing "Want to come see me?"
12065885677 * Money 26/12/12 20:01:19 Read Inbox Phone Incoming "In Bremerton? Where in Bremerton? I don't drive."
12065885677 * Money 26/12/12 20:02:30 Sent Sent Phone Outgoing "I can come to u \$350hr"
12065885677 * Money 26/12/12 20:05:20 Read Inbox Phone Incoming "It's gone up. Sorry, that's _way_ more than I'm willing to spend again."
12065885677 * Money 26/12/12 20:06:45 Read Inbox Phone Incoming "I'm the guy from Ballard who you took the 40 to see."
12065885677 * Money 26/12/12 20:13:51 Sent Sent Phone Outgoing "Wdy mean?"
12065885677 * Money 26/12/12 21:49:19 Sent Sent Phone Outgoing "Do you mean the 250"
12065885677 * Money 26/12/12 22:01:02 Read Inbox Phone Incoming "No, just reminding you who I am. Not for any particular venal reason."
12065885677 * Money 26/12/12 22:04:23 Sent Sent Phone Outgoing "Well csn you see me for 250"

During a check of a public information database, I found an individual by the name of Eric Matthew Hopper, DOB: 07/30/1971, residing at 2237 NW 62nd Street, Apartment 4, Seattle, WA. In running Hopper's criminal history, it appears he is an out-of-state convicted sex offender (most likely convicted in the State of Minnesota).

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

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On March 22nd, 2013, at approximately 0900 hours, Detective Garland and I went to 2237 NW 62nd Street, Apartment #4, Seattle, WA. I knocked on the door and it was answered by a white female who claimed to be Hopper's roommate. This female invited us to come in and both Detective Garland and I entered the living room area of the apartment. The female went and got Hopper out presumably out of bed and a minute or two later, he walked into the living room. I identified myself as a detective with the Bremerton Police Department and began to explain to him about the case we have been investigating. I then explained how his name came up in the investigation and told him we had a few questions for him about that. It was explained to Hopper that the case involved an individual who was prostituting some girls and during the course of the investigation we have been contacting and talking with customers who had contact with those girls and that was how we came up with his information.

Hopper stated something like, "Everything I have read always told me not to talk to the police; so I don't want to say anything." Both Detective Garland and I explained to Hopper that by not talking to us he was giving up his opportunity to explain his side of the story. Hopper asked if this case involved underage girls and I told him that it did. Detective Garland specifically pointed out that by talking to us he could explain to us the things he knew or did not know, like the age of the girl. Hopper was clearly concerned about talking to us about this case because his understanding of the law was that it didn't matter whether or not he knew the person's age.

As we were leaving both Detective Garland and I provided Hopper with our business cards and we left.

Later that afternoon (March 22nd, 2013), Detective Garland and I met up with [redacted] and provided her with a Bremerton Police Department photo-montage form and a 6 person photo-montage including a photo of Eric Hopper. Without hesitation, [redacted] pointed to and identified Eric Hopper's photo. We had [redacted] circle his picture and put her initials next to his photo. [redacted] signed the photo-montage form and both Detective Garland and I signed the form as witnesses. Additionally, [redacted] was shown two other photo montages of "customers" in this case and she was able to positively identify those suspects as well. The montages were divided up into three separate montages and we identified them (labeled them) with "A", "B", and "C". The montage associated with Eric Hopper was labeled "B".

On March 27th, 2013, I spoke with Eric Hopper's supervising DOC officer, Justin Tuttle and asked him how long Hopper has been living at the residence (2237 NW 62nd Street, Apartment #4, Seattle, WA) and Tuttle indicated he has been there since about 2007.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

Randy Plumb #413

03/27/13

(Signature, Date)
(413) PLUMB, RANDY
KITSAP COUNTY, WA

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Investigator: (413) PLUMB, RANDY

Date / Time: 3/27/2013 17:49

Wednesday

Supplement Type: SUPPLEMENTAL REPORT

Race: Sex: DOB: Age: Employer:

Home Phone:

On March 22nd, 2013, Detective Garland and I met up with [redacted] for purposes of showing her three sets of photo-montages regarding Stephen Wilson, Greyson Brantley and Eric Hopper. Each montage was given a letter designator. The montage that included a photo of Stephen Wilson was labeled "A"; the montage that included a photo of Eric Hopper was labeled "B"; and the montage that included the photo of Greyson Brantley was labeled "C".

Prior to showing [redacted] the montages, I provided her with a Bremerton PD photo-montage form (See attached). [redacted] read the form and when she was done, I showed her each of the montages individually. I showed her the montage including the photo of Stephen Wilson and she immediately and without any hesitation whatsoever, pointed to Stephen Wilson's photo (which was in the number 1 spot). [redacted] identified Wilson as being the customer at the Dunes Motel. I had [redacted] circle Wilson's picture and place her initials by his photo.

I then showed [redacted] the montage including Greyson Brantley's photo and immediately and without hesitation she pointed to his photo which was in the number 4 spot. I also had [redacted] circle Brantley's picture and place her initials by his photo. [redacted] remembered Brantley from driving around with him and finally ending up at the Dunes Motel with him.

Finally, I showed [redacted] the montage including Eric Hopper's photo. Again, without any hesitation, she immediately pointed to Eric Hopper's photo. I asked her if she remembered him from the "Ballard" out-call and she confirmed that she did. I asked her to circle Hopper's photo and place her initials next to his photo.

[redacted] signed the photo-montage form and both Detective Garland and I also signed the form as witnesses.

See the attached montages and BPD montage form for further information.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

Randy Plumb #413

03/27/13

(Signature, Date) (413) PLUMB, RANDY KITSAP COUNTY, WA

Randy Plumb #413 03/27/13

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On January 22nd, 2013, I applied for and received a search warrant for cellular telephone records associated with Allixzander Park's cell phone (360-471-2687) (Phone Company: AT&T). The warrant was read and approved by Kitsap County Superior Court Judge Jay Roof and filed with the Kitsap County Clerk's Office under #20130034. I served the search warrant on AT&T on numerous occasions and to numerous different fax numbers. To date, I have still received no response back from AT&T.

On January 22nd, 2013, I applied for and received a search warrant for records from Facebook.com associated with Allixzander Park, Andre Herron, [REDACTED], [REDACTED] and Demario Jones. The search warrant was read and approved by Kitsap County Superior Court Judge Jay Roof and filed with the Kitsap County Clerk's Office under #20130031. I served the search warrant on Facebook.com on January 22nd, 2013 and received a response back from Facebook on February 1st, 2013. The data was downloaded from Facebook.com and ultimately placed on a cd which was placed into the evidence system at the Bremerton Police Department under item #CD5.

On February 6th, 2013, I applied for a search warrant for records from Backpage.com associated with advertisements involving Trista Chisholm. The search warrant was read and approved by Kitsap County Superior Court Judge Anna Laurie and filed with the Kitsap County Clerk's Office under #20130067. I served the search warrant on Backpage.com on February 6th, 2013 (via e-mail) and received a response back from Backpage.com (via e-mail) on February 8th, 2013 at approximately 1135 hours. The records associated with search warrant that I received from Backpage.com were placed onto an evidence cd and ultimately placed into the evidence system at the Bremerton Police Department under item #BP-TC.

On February 6th, 2013, I applied for and received a search warrant for Trista Chisholm's cell phone (evidence item #TC-1). The warrant was read and approved by Kitsap County Superior Court Judge Anna Laurie and filed with the Kitsap County Clerk's Office under #20130068. On February 6th, 2013, I checked the item out of evidence. On February 6th, 2013, I connected the phone to our Cellebrite machine for purposes of extracting data from the phone. I returned the cellular phone to evidence on February 7th, 2013. The data extracted from this phone was placed on an evidence cd and ultimately placed into the evidence system at the Bremerton Police Department under item #CD4.

On February 19th, 2013, I applied for and received a search warrant for subscriber information associated with "Glass Tommy" (who was later identified as Stephen Wilson). The phone number involved was: 360-830-7544 and that phone number was serviced through T-Mobile. The warrant was read and approved by Kitsap County Superior Court Judge Steven Dixon and filed with the Kitsap County Clerk's Office under #20130082. I served the search warrant on T-Mobile on February 19th, 2013 and received a response back from them on February 26th, 2013.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

Randy Plumb # 413 03/28/13

(Signature, Date)
(413) PLUMB, RANDY

90-94

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Investigator: (413) PLUMB, RANDY

Date / Time: 4/25/2013 09:29

Thursday

Supplement Type: SUPPLEMENTAL REPORT

Race: Sex: DOB: Age:

Employer:

Home Phone:

On April 19th, 2013, at approximately 1255 hours, Detective Gray (BPD General Investigations) and Deputy Chief Sanchez (Suquamish Police) went to victim [redacted] residence in Little Boston (Kingston, Washington) for purposes of showing her two photo montages. One of the photo montages (a total of 6 photographs) included a photograph of suspect Stephen Wilson (who was in the #1 position). The other montages included a photograph of suspect Scott Surma (in the number #5 position). Assistant Chief Sanchez was also there to interview [redacted] on an unrelated matter.

Upon arrival, we sat down with [redacted] in her living room and Deputy Chief Sanchez obtained permission from [redacted] to audio record the interview.

Once the recording began, I provided [redacted] with a Bremerton Police Department photo-montage form. [redacted] read and signed the form. I then presented her with a 6-person photo montage including a photograph of Stephen Wilson. Initially, [redacted] couldn't really recognize any one of the individuals, but when asked which one looked most familiar, [redacted] pointed to photograph number 1 (Stephen Wilson) and said she thought he looked the most familiar, but he couldn't be positive. I made a notation of this information on the form and documented the time at approximately 1304 hours.

I then presented [redacted] with a second Bremerton Police Department photo-montage form. [redacted] signed this form and I then presented her with the second 6-person photo montage, including a photo of Scott Surma. I informed [redacted] that this one involved the incident in Yelm. [redacted] looked at all of the photos and then pointed to photo number 5 (Scott Surma). I asked her to circle this photo and place her initials by it.

Deputy Chief Sanchez then interviewed [redacted] regarding a Suquamish Police Department investigation and we cleared.

I have attached a copy of both photo montages to this report.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

Randy Plumb # 413 4/25/13

(Signature, Date)
(413) PLUMB, RANDY
KITSAP COUNTY, WA

Randy # 413 4/25/13

SUPPLEMENTAL REPORT

Bremerton Police Dept

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On February 6th, 2013, I applied for and received a search warrant for Trista Chisholm's cell phone (evidence item #TC-1). The warrant was read and approved by Kitsap County Superior Court Judge Anna Laurie and filed with the Kitsap County Clerk's Office under #20130068. On February 6th, 2013, I checked the item out of evidence. On February 6th, 2013, I connected the phone to our Cellebrite machine for purposes of extracting data from the phone. I returned the cellular phone to evidence on February 7th, 2013. The data extracted from this phone was placed on an evidence cd and ultimately placed into the evidence system at the Bremerton Police Department under item #CD4.

On February 6th, 2013, I checked the item out of evidence. On February 6th, 2013, I connected the phone to our Cellebrite machine for purposes of extracting data from the phone. I returned the cellular phone to evidence on February 7th, 2013. The data extracted from this phone was placed on an evidence cd and ultimately placed into the evidence system at the Bremerton Police Department under item #CD4. I served the search warrant on T-Mobile on February 19th, 2013 and received a response back from them on February 26th, 2013.

On February 19th, 2013, I applied for and received a search warrant for subscriber information associated with "Glass Tommy" (who was later identified as Stephen Wilson). The phone number involved was: 360-830-7544 and that phone number was serviced through T-Mobile. The warrant was read and approved by Kitsap County Superior Court Judge Steven Dixon and filed with the Kitsap County Clerk's Office under #20130082.

On January 8th, 2013, I went to the Bremerton Police Department's Property and Evidence Division and signed for and took custody of Allixzander Park's laptop computer (Item #SW6). After taking custody of the computer, I transported it to the FBI's Innocence Lost Task Force. Once there, I turned the laptop over to the custody of Special Agent Jeffrey Stetler. The purpose of this transfer of custody was for the FBI's computer forensic technicians to process the computer. The FBI technicians were able to make a mirror image of the computer's hard drive and integrate it into a system that divided it up into various categories. These categories could be searched and "bookmarked" for ease in finding later and/or to be copied to an evidence disk (DVD). I provided Special Agent Stetler with a copy of the search warrant that authorized

SUPPLEMENTAL REPORT

Bremerton Police Dept

OCA B12012534

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the forensic analysis of this computer. (The search warrant for Allixzander Park's vehicle that also included the forensic analysis of his cell phone and computer.)

Once the contents of Park's computer had been loaded into the FBI's system, I went to Special Agent Stetler's office on three different occasions and was granted access to this system for purposes of viewing the contents of Park's laptop computer. Those three occasions were: 2/12/13, 2/19/13 and 2/28/13. During the search of the computer contents I located photographs of [redacted], [redacted] and [redacted]. The photographs of [redacted] and [redacted] were consistent with the Backpage ads that I located during this investigation.

During the search of the computer contents I observed a few images of what appeared to be naked children, under the age of eighteen, engaged in sexually explicit conduct. One of the images that I observed was that of a very young looking female, with her breasts exposed, who appeared to be holding a man's erect penis. The female's head was at the male's waist level. This female appeared to be adolescent in age as it did not appear her breasts were fully developed. After finding these images and consulting with Deputy Prosecuting Attorney Farshad Talebi, it was suggested that I apply for a search warrant expansion to include evidence of the crime of R.C.W. 9A. 68A. 070: Possession of Depictions of Minor Engaged in Sexually Explicit Conduct. On February 19th, 2013, I applied for and received a search warrant for Allixzander Park's computer for the crime of Possession of Depictions of Minors Engaged in Sexually Explicit Conduct. The warrant was read and approved by Kitsap County Superior Court Judge Steven Dixon. The warrant was filed with the Kitsap County Clerk's Office under number 20130083.

On February 19th, 2013, I executed the search warrant on Park's computer for child pornography. On February 28th, 2013, I continued a search of the computer contents for child porn and other evidence related to Promoting Prostitution. During the searches on February 19th, 2013 and February 28th, 2013, I bookmarked images that appeared to be child pornography. Other information related to internet searches and website visits related to prostitution activity was also bookmarked as well (Backpage.com and TNAboard.com information).

At the completion of my review of the contents of the computer, the FBI technicians created two evidence disks (DVDs) containing the bookmarked evidence. I took custody of these disks, made a copy for the prosecutor's office and a working copy for me and placed the original disks into evidence.

The computer was later turned over to the custody of Det. Garland at the BPD office. Detective Garland returned the computer to the BPD evidence system. (See Detective Garland's supplemental report documenting this.)

A disk containing the suspected child pornography images was turned over General Investigations Division Detective John Bogen for purposes of submission to the National Center For Missing and Exploited Children.

I CERTIFY OR DECLARE 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, INFORMATION AND BELIEF.

93-94

Law Office of
JAMES A. SCHOENBERGER

February 20, 2014

Allixzander Devell Park Harris
Kitsap County Sherriff's Office Jail
614 Division Street, MS-33
Port Orchard, WA 98366-4614

Re: State v Alixxander (Park) Harris 13-1-00087-1

Dear Mr. Harris:

I will be moving to withdrawal on your case at the status conference hearing on February 28th 2014.

Very Truly yours,



James A. Schoenberger

February 28, 2014

Allixzander Devell (Park) Harris
Kitsap County Sherriff's Office Jail
614 Division Street, MS-33
Port Orchard, WA 98366-4614

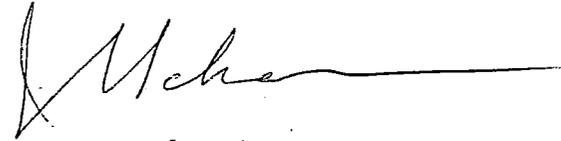
Re: State v Harris 13-1-00087-1

Dear Mr. Harris:

Due to DPA Talebi's illness, the hearings in your case have been continued to
March 21st at 1:30.

I am enclosing the redacted discovery you requested.

Very Truly yours,



James A. Schoenberger

encl

STATEMENT OF FINANCES

FILED
COURT OF AP
DIVISION
2017 OCT 30 AM
STATE OF WASHI
BY
DEPUTY

1. Allixzander D. Harris, certify that I cannot afford to pay the \$250 filing fee normally required to file a P.R.P.

1. I request that the filing fee be waived and that I be allowed to file My Personal Restraint Petition without prepayment of the filing fee.

2. My request in this matter is brought in good faith.

3. I am am not employed. My salary or wages amount to \$ 0 per month. My employer is (Name and address):

4. I do do not have any checking or savings accounts in any financial institutions. The total amount of funds I have in any such accounts of any type is \$ \$17.00.

5. In the past 12 months, I did did not receive any interest, dividends, rental payments, or other money. The total amount of such money I received was \$ 0. The total amount of cash I have other than otherwise indicated above is \$.

6. I own or have an interest in the following real estate, stocks, bonds, notes, and other property (list any property of a present value of more than \$50, its current value and the amount, if any, currently owed against said property):

<u>Item</u>	<u>Value</u>	<u>Amount Owed</u>
(for example: an automobile, make, model, and year; the present value, \$3,000.00; still owe \$500.00).		
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

7. I am am not married. My spouse is is not employed. His or her salary or wages amount to \$ per month. He or she owns the following property not already described above:

8. These following persons depend on me for support (list name, relationship to you, and address for each person):

I have two children under the age of 18 but due to incarceration I cannot support them or see them.

9. I owe the following bills (list name and address of creditors and any amount currently owed):

none

[IF APPLICABLE - Petitioner incarcerated in a correctional facility-COMplete #10]

10. I have a spendable balance of \$ 0 in my prison or institutional account as of the date of this financial statement.

I declare under the penalty of perjury (pursuant to the laws of the State of Washington) that I have read this financial statement, know its contents, and I believe all of the information and statements contained therein to be true.

Dated this 26 day of OCTOBER, 2017.

Allixzander D. Harris
PETITIONER

Allixzander D. Harris