

Case # 315801

**Statement of Additional Grounds
for Review**

**State of Washington
v.
Jose Mendez, Jr.**

*Additional comments
for review*

Case # 315801

FILED

Throughout the Union Gap Police Department Incident Report and the Officer Report for Incident 12U005917 there are some inconsistencies and discrepancies that should be brought to the attention of whom it may concern. The facts of the case that will be mentioned are in regards to the responsible officer's approach to the vehicle, the suspect/driver fleeing from the vehicle and the responsible officer's CAD Call comments. The reason for this is being brought to your attention is that one cannot be certain that Mr. Jose Mendez was the driver of the vehicle on the night that this incident occurred, nor that he was the only person in the vehicle.

JAN 21 2014
COURT OF APPEALS
DIVISION III
STATE OF WASHINGTON

The first point being highlighted can be found in the narrative of the Officer Report for Incident 12U005197, received on 10/15/12 in which Sgt. M. McNearney refers to himself from a first person perspective. He makes the following statement regarding his approach to the vehicle. "I approached the drivers side door. I could see the driver was a Hispanic male and he was wearing a reddish colored shirt and had short hair. As I was approaching the vehicle I saw the brake lights come on and heard the engine race. I saw the back up lights come on and then go off as if the vehicle was being put into gear. The vehicle then accelerated sbound away from me and the traffic stop." This statement can be found on page three of five of the Officer Report for Incident 12U005197. Where as in the second narrative received regarding the incident, which is written from a third person perspective referring to Sgt M. McNearney, some of the facts mentioned differentiate and are not included in his approach to the vehicle. This copy of the incident report was received on 01/24/13 through attorney Jeff Swan. The second statement is as follows. "He approached the driver side of the vehicle and could see a Hispanic male wearing a reddish colored shirt was driving. The driver suddenly put the car into gear and accelerated away, spinning it tires." This statement can be found approximately one third down page three of thirteen of the Union Gap Police Department Incident Report. One could assume that the statements differentiate because it would be very difficult for any person to be close enough to identify the driver and be able to notice the back up/brake lights of the vehicle, especially late in the evening.

The next point being brought to attention encompasses both the first and second narratives of the incident reports as well as a law supplemental narrative provided by Panattoni, J. Sgt. M. McNearney declares that he seen the suspect/driver get out of the driver door, run around the front of the vehicle and run through a yard. In the first incident report written by Sgt. M. McNearney the statement referring to the suspect/driver getting out of the vehicle is as follows. "When I turned onto Stewart I saw the driver getting out of the driver door and run around the front of the vehicle. I saw him run nbound through a yard mid block. I notified dispatch that he was running and began chasing after him on foot." This statement can be found one third of the way down page four of five of the Officer Report for Incident 12U005197. In the second incident report of Sgt. M McNearney, written from a third person perspective, the statement referring to the suspect/driver is as follows. "When Sgt. McNearney turned behind the vehicle he saw it had stopped in the road and saw the driver running from the driver door. The driver ran around the front of the vehicle and nbound into a yard of the 1000 blk of Stewart." This statement can be found on the end of page three of thirteen and the beginning of page four of thirteen of the Union Gap Police Department Incident Report. As opposed to the Law Supplemental Narrative provided by Panattoni, J which states that the suspect/driver ran through an alley after getting out of the vehicle. The statement given by officer Panattoni, J in regards to the suspect/driver removing themselves from the vehicle is as follows. "The driver then turned W/B on Stewart Avenue, where he ran from the vehicle. Sgt. McNearney advised he was running N/B through the alley, so I continued N/B in an attempt to contain him." This statement can be found on page ten of thirteen of the Union Gap Police Department Incident Report.

Further evidence of discrepancy can be found on page eleven of thirteen of the Union Gap Police Department Incident Report in the CAD Call info/comments of Sgt. M McNearney. Prior to the CAD Call comment mentioned below all of Sgt. M McNearneys' CAD Call comments were referring to the actions of the driver. In a comment logged at 20:29:38 10/10/12 he makes the following comment, "N/B AT 10TH CROSSING NOB HILL..GOIN N/B THROUGH ALLEY." Also, Sgt. M

McNearney failed to give a description of the suspect through any of the CAD Call comments. Yet in his narrative of the Officer Incident Report he describes the driver almost immediately upon approaching the vehicle during the traffic stop but fails to pass this information on to the other pursuing officers. This can be seen on the same page as the other CAD Call comments.

Jose Mendez

Additional grounds for Review

At 20:26:09 pm, responding officer (McNearny), radioed in "that he arrived on scene of a traffic stop. He never at that time of 20:26:09, radioed in a vehicle description, or license plate number.

On page 6 of 13, plate number was radioed in at 22:22:09, by a different responding officer (Panattoni). This is a time frame of almost exactly 2 hours later? Why so much time? Standard officer protocol, would be to report vehicle description and license plate immediately to dispatch, when initiating a vehicle stop. Not 2 hours later.

First responding officer (McNearny), DID NOT report a vehicle license plate until 23:42:13. Approximately 3 hours later. Why?

P.D.

Also May be Review, that Mr. McNearny testimonial on stand that the view to the car is very difficult to his narrative report, his statement on stand states he walked out away from the car and could not see the driver's side of the car. He saw through the driver side door window, to be his narrative report states he saw the driver side door - I could see a hand in the driver side door window. let me know how you get the facts. Thank you very much. You are my

12-3828



UNION GAP POLICE DEPARTMENT

UGPD CASE #: 12U005197

SUSPECT INFORMATION REQUEST						
Officer & Badge #:	SGT. M. MCNEARNEY #434		ARREST DATE:	10/10/12	RAP SHEET?	YES
Unit:	Patrol		TIME OF ARREST:	20:30	PRINTS & PHOTO?	
Phone #	[REDACTED]		BOOKING DATE:	10/10/12	JUV. FELONY? (U-23):	NO
Approving Officer			BOOKING TIME:		Juveniles Included?	NO
Detective Assigned			LOCAL NUMBER:		In Custody?	YES
			SID NUMBER:	WA13596797	Statement Taken?	NO
			FBI NUMBER:	871315EA6	Adult Felony Record?	YES

SUSPECT / DEFENDANT:		Last Mendez		First Jose		Middle		
SEX MALE	RACE Hispanic	DOB 122367	AGE 44	HEIGHT 507	WEIGHT 160	HAIR BLACK	EYES brown	SKIN TONE LT BROWN
STATE OR PROVINCE OF BIRTH CA		OTHER IDENTIFYING CHARACTERISTICS (SCARS, MARKS, TATTOOS, ETC.)						
MARRITAL STATUS: CHILDREN:		LIVING WITH	DRIVERS LICENSE # MENDEJ*332R3	STATE WA	EXPIRES	SOCIAL SECURITY # 564-17-7752		
Known Address: 101 Ranchette Ln Selah, WA 98942				Work Address:				
Home Phone	Wk. Phone	Probation?	Probation Officer	P.O. Phone #	Time In County	Own Real Property?	Occupation:	
VEH LICENSE # ADY7519	STATE WA	EXP 3/13	VEH. VIN # 1GND513S5324001	YEAR 2003	MAKE CHEVROLET	MODEL TRAILBLAZER	STYLE SUV	COLOR GRAY
CRIMINAL RECORD/CONVICTIONS: Fel NCO violation/Mal Misch 2/VUCSA X 5/Eluding/Fall return from work release/ 19 Gross Misd								

DATE OF OFFENSE: 10/10/12	LOCATIONS: 2200 S 4th Ave Union Gap, WA 98903
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CHARGES REQUESTED:	
Eluding - RCW 46.61.024(1)	VUCSA - Possess Cocaine RCW 69.50.4013(2)
VUCSA - Possess Heroin RCW 69.50.4013(2)	Felony DUI - RCW 46.61.502(6)
DWLS 1 - RCW 46.20.342(1)(a)	Resisting Arrest - 9A.76.040
Obstructing - RCW 9A.76.020	Hit & Run Unattended - RCW 46.52.010
Hit & Run Attended - RCW 46.52.020	Drive without Ignition interlock RCW 46.20.740

LIST OF EVIDENCE SEIZED INCLUDED?	DATE OF REQUEST: 10/10/12	CODEFENDANT(S)? NO
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Names & DOB's of Co-Defendants:

NAME OF WITNESSES / VICTIMS	DOB	ADDRESS	HOME PHONE	WORK PHONE
V-State of Washington				
V-Pacific Power				
W-Sgt Monty McNearney		1800 Rainier Pl UGPD		[REDACTED]
W-Ofc Joel Panattoni		1800 Rainier Pl UGPD		
W-Ofc Shawn James		1800 Rainier Pl UGPD		

UGPD CASE #: 12U005197

SUSPECT INFORMATION REQUEST Page 1 of 4
by Officer **SGT. M. MCNEARNEY #434**

CHECK ALL THAT APPLY:

UNIFORM WASHINGTON STATE

CASE / EVIDENCE NUMBER

124005197

TOW / IMPOUND AND INVENTORY RECORD

- NON-IMPOUND / TOW
- AAA or OTHER ROADSIDE ASSISTANCE
- EVIDENCE
- SEIZED UNDER RCW 69.50 505
- IMPOUND ONLY
- DUMPC IMPOUND WITH 12 HOUR HOLD
- DWLS IMPOUND WITH _____ DAY HOLD
- INFORMATIONAL COPY GIVEN TO SUSPENDED DRIVER
- REGISTERED OWNER MAY REDEEM _____

CHECK INDICATES DRIVER IS DWLSR AND IS NOT THE REGISTERED OWNER. REGISTERED OWNER / LEGAL OWNER OR AGENT OF THE OWNER MAY REDEEM AT THE END OF THE IMPOUND HOLD.

CHECK INDICATES THE DRIVER IS DWLS AND IS THE REGISTERED OWNER. DRIVER WILL NEED A SEPARATE RELEASE FORM FROM THE COURT OR THE AGENCY ORDERING THE IMPOUND.

VIN: 1GND5135532400134

LICENSE ADY7519	STATE WA	YEAR 03	MAKE Chev	MODEL Trailblaze
MILEAGE <input type="checkbox"/> Report of Sale <input type="checkbox"/> Digital		STYLE SUV	COLOR Tan	

DRIVER		TOWING FIRM		REGISTERED OWNER	
NAME (LAST, FIRST, MI) Jose Mendez		NAME (LAST, FIRST, MI) Rivers Patricia		NAME (LAST, FIRST, MI) Sam	
STREET ADDRESS		STREET ADDRESS		STREET ADDRESS	
CITY, STATE, ZIP CODE		CITY, STATE, ZIP CODE		CITY, STATE, ZIP CODE	
PHONE	DOB	PHONE	PHONE		

AUTHORIZATION AND CERTIFICATION

ON THIS DATE OF 10/10/12 AT 2:54 (24 HOUR) PURSUANT TO RCW 46 55 085 / 113 AND HAVING PERSONALLY INVENTORIED THE ITEMS IN THE DESCRIBED VEHICLE, I HEREBY AUTHORIZE Elite Towing (TOWING FIRM) TO REMOVE THIS VEHICLE FROM 1000 BIK Street

I CERTIFY THAT I HAVE RECEIVED THE ABOVE VEHICLE AND ITS CONTENTS LISTED BELOW.
TOW DRIVER'S SIGNATURE [Signature] DOL TOW TRUCK NO 5904-02 DATE 10/12/12

EQUIPMENT	VEHICLE DAMAGE (DRIVER'S SIDE)	EVIDENCE (PASSENGER'S SIDE)
<input type="checkbox"/> GLOVE BOX LOCKED <input type="checkbox"/> KEYS [] <input type="checkbox"/> AUTO STEREO <input type="checkbox"/> AUDIO TAPES / CD'S [] <input type="checkbox"/> CB RADIO <input type="checkbox"/> RADAR DETECTOR <input type="checkbox"/> TRUNK LOCKED <input type="checkbox"/> SPARE TIRE <input type="checkbox"/> JACK <input type="checkbox"/> CHAINS <input type="checkbox"/> OTHER _____	<input type="checkbox"/> FRONT <input type="checkbox"/> R FRONT <input type="checkbox"/> R SIDE <input type="checkbox"/> R REAR <input type="checkbox"/> L FRONT <input type="checkbox"/> L SIDE <input type="checkbox"/> L REAR <input type="checkbox"/> REAR <input type="checkbox"/> TOP <input type="checkbox"/> UNDERCARRIAGE <input type="checkbox"/> OTHER _____	

INVENTORY EVIDENCE	NARRATIVE OR DIAGRAM
<p><u>Per Elite Search Warrant</u></p>	<p><u>Impounded from 2nd drug visible inside</u></p>

I CERTIFY (DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREMENTIONED IS TRUE AND CORRECT (RCW 9A.72 085)

OFFICER'S SIGNATURE X [Signature] Yakima COUNTY, WA BADGE NO 434

DRIVER'S SIGNATURE CERTIFIES RECEIPT OF TOW/IMPOUND REPORT AND INFORMATION FOR DRIVERS TO REDEEM IMPOUNDED VEHICLE

DRIVER'S SIGNATURE X _____

Yakima County District / Municipal Court
State of Washington

**REQUEST FOR A DETERMINATION OF
PROBABLE CAUSE AND FINDINGS**

In the Superior Court of the State of Washington
In and for the County of Yakima
Statement of Arresting Officer and Preliminary
Finding of Probable Cause

Superior Court Probable Cause:

The above named individual was arrested for the listed charges based upon the above facts and circumstances. I certify (or declare) under the penalty of perjury under the laws of the State of Washington that the attached report is true and correct.

Signed in **Union Gap, WA** **10/10/12** Officer's Signature & Badge # *M. McNearney*
SGT. M. MCNEARNEY #434

District / Municipal Court Probable Cause Cont.:

1. The undersigned certifies under penalty of perjury under the laws of The State of Washington that the following is true and correct:
2. I contacted Judge _____ by telephone this date at _____ HRS and under oath recited the above facts in support of my request that the court find probable cause to believe that the Defendant committed the above offense(s) and to detain the Defendant in lieu of bail or other conditions of release. Judge _____ made the following findings:
3. Probable Cause to believe the offense(s) was/were committed;
 No Probable Cause to believe the offense(s) was/were committed and ordered the Defendant's immediate release.
4. The Judge authorized me to make record of the above finding, attach this document to my official report and file the same with the court on or before the next judicial day along with the original complaint / citation.
Dated this Wednesday, October 10, 2
5. The foregoing report truly and accurately reflects the testimony given to me by the arresting officer and the finding of the court.

Signed in **Union Gap, WA** **10/10/12** Officer's/Judge's Signature _____
SGT. M. MCNEARNEY #434

<input checked="" type="checkbox"/> Suspect information . Report Law Enforcement Position on Release.	Subject has 10 felony convictions including a prior eluding and five prior VUCSA convictions. Request moderate bail.
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2ND
NARRATIVE

10/10/12 approx 2026 hrs in the State of Washington, Yakima County, in the 2200 blk of S 4th Ave in the City of Union Gap, Jose Mendez 122367 is accused of attempting to elude, felony DUI, possession of cocaine, possession of heroin, possession of marijuana, driving on a suspended license in the first degree, driving without Ignition Interlock when required, hit and run (two counts), obstructing and resisting arrest.

No. I
Sgt McNearney was on duty in the city of Union Gap and was in full departmental uniform in a Union Gap police car with emergency lights and siren. Sgt McNearney was wbound on Walla Walla approaching S 5th Ave when Washington license ADY7519 pulled out in front of him and made a left turn. This vehicle was stopped at a stop sign and was required to yield to Sgt McNearney. Sgt McNearney had to brake heavily to avoid a collision. Sgt McNearney stopped the vehicle in the 2200 blk of S 4th Ave.

STATES - He

Sgt McNearney had activated the emergency lighting on his patrol car. He approached the driver side of the vehicle and could see a Hispanic male wearing a reddish colored shirt was driving. The driver suddenly put the vehicle into gear and accelerated away/spinning its tires.

STATES ^{HE} WHY NOT, I
if HE WROTE H

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Sgt McNearney advised SunComm dispatch of the pursuit and activated his siren. The vehicle went to Valley Mall Blvd and turned wbound, failing to stop at a posted stop sign. It then turned nbound on to S 5th Ave and continued through the posted stop signs at Walla Walla and Whitman without stopping. The vehicle was traveling at approx 50 mph in a posted 25

mph residential zone. The driver then turned ebound onto Whatcom St to S 3rd Ave. An unidentified vehicle turned wbound onto Whatcom from S 3rd Ave and had to pull off the roadway to avoid being hit. The driver braked heavily and lost control and struck a power pole on the southwest corner of 3rd and Whatcom. This lightly damaged the pole but caused well over \$1000.00 damage to the suspect vehicle. The driver then continued through the posted stop sign and nbound onto S 3rd Ave. Sgt McNearney continued after the vehicle with his lights and siren activated. The vehicle continued nbound and through a red light at Washington Ave traveling at approx 30 mph. There were vehicles both east and west on Washington. These vehicles had to brake heavily to avoid a collision. The vehicle continued nbound to Mead Ave at approx 60 mph and slowed somewhat but continued through another red light at approx 30 mph. The suspect vehicle had to swerve to the left to avoid a collision. The vehicle then approached Nob Hill and slowed down and then turned wbound onto Prasch almost striking cars parked along the roadway. The vehicle continued wbound on Prasch running three stop signs while traveling at approx 35 mph. When the vehicle reached S 10th Ave it turned nbound failing to stop at a posted stop sign. It struck a sbound car driven by Dirk Spencer and continued nbound. It did not stop to check on Spencer's condition or exchange information. The vehicle continued nbound across Nob Hill and went through a red light at approx 25 mph. It then made a quick left turn onto Stewart. When Sgt McNearney turned behind the vehicle he saw it had stopped in the road and saw the driver running from the driver door. The driver ran around the front of the vehicle and nbound into

a yard in the 1000 blk of Stewart. Sgt McNearney began chasing the subject on foot and took him into custody a short distance away. When Sgt McNearney was taking the subject into custody he was actively trying to get away from Sgt McNearney and turned toward him in a fighting stance as if to fight him. On the ground just outside the driver door was a bag of white powder that tested positive for cocaine. In a bush where the driver had tried to hide Sgt McNearney found a bag that tested positive for heroin. Just inside the door to the vehicle was a bag of green vegetable matter that was recognized to be marijuana. The driver was identified as Jose Mendez 122367. A check of DOL showed him to be DWLS 1st degree with an ignition interlock requirement. A criminal history check showed four prior DUI convictions within the last 10 years.

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

Signed in Union Gap, WA

10/10/12

Officer's Signature & Badge #

[Signature]
SGT. M. MCNEARNEY #434

This statement says nothing about the officer hitting suspect Jose Mendez repeatedly in the head and face.

Neither statement even mentions anything about there being two people in the car...

which
~~WA~~

Was this narrative written by Reporting officer James. 0448? If so why did he not sign it?

lie that why

Jose Mendez cannot be taken in to custody twice nor turn around to get into a fighting stance if he is already into custody. If he is already in custody then he would already be handcuffed with would not allow him to get into a fighting stance

10/15/12
15:57

Union Gap Police Department
LAW Incident Table:

Page: 235
1

Incident
Incident Number: 12U005197 Nature: TRAFFIC STOP
Case Number: Photo: PHO
*Address= 2200 S 4TH AVE
*City: Union Gap *State: WA *ZIP: 98903
Area: U1 UGPD AREA 1 Contact: McNearney M

Complainant
Numbr: 13144
Last: CITY OF UNION GAP Fst: Mid:
DOB: / / SSN: - - Adr= 102 W AHTANUM RD
Race: Sx: Tel: [REDACTED] Cty: Union Gap ST: WA ZIP: 98903

Details
*Offense Codes: TOFF AEVA CSPM CSPC CSSO & Reported: TOFF Observed: AEVA
Circumstances: LT13
*Rspndg Officers: Adams T Boyle S Gocha C &
*Rspnsbl Officer: McNearney M *Agency: UGPD CAD Call ID: 363227
Received By: Davis D Last RadLog: 00:06:14 10/11/12 CMPLT
How Received: O Officer Report *Clearance: RTF Report to Follow
When Reported: 20:26:06 10/10/12 *Disposition: CAM Disp Date: 10/11/12
*Occurrd between: 20:26:03 10/10/12 Judicial Sts:
*and: 20:33:00 10/10/12 Misc Entry:
MO:

Narrative
*Narrative: (See below)
Supplement: (See below) (See below) &

CAD CALL ID # 363227

INVOLVEMENTS:	Type	Record #	Date	Description	Relationship
	NM	4193	10/10/12	SPENCER, DIRK SCOT JR	VICTIM
	NM	13144	10/10/12	CITY OF UNION GAP,	*Complainant
	NM	17270	10/10/12	MENDEZ, JOSE JR	ARRESTED
	VH	4664	10/10/12	SIL 2003 CHEV TRLBLA WA	VEHICLE
	CA	363965	10/11/12	19:16 10/11/12 ACCIDENT HITRUN	RELATED INCIDENT
	CA	363227	10/10/12	20:26 10/10/12 TRAFFIC STOP	*Initiating Call
	PR	52940	10/12/12	CD \$0	EVIDENCE
	PR	52831	10/11/12	Marijuana \$0	EVIDENCE
	PR	52832	10/11/12	Envelope \$0	EVIDENCE
	PR	52833	10/11/12	Phone Apple I-phone \$250	EVIDENCE
	PR	52770	10/10/12	GRN Money \$131.23	SEIZED
	PR	52771	10/10/12	Identification \$0	SAFEKEEPING
	PR	52772	10/10/12	WHI Cocaine \$0	EVIDENCE
	PR	52773	10/10/12	Drug \$0	EVIDENCE

Image codes for Incident:

Seq Code	Image Codes
1 PHO	Id Description Photograph

LAW Incident Offenses Detail:

Seq Code	Offense Codes	Amount
1	TOFF Traffic Incident	0.00
2	AEVA Eluding	0.00
3	CSPM Cont Subst, Poss Marijuana	0.00
4	CSPC Cont Subst, Poss Cocaine	0.00
5	CSSO Cont Subst, Sale/Manu Other	0.00
6	DWSR Driving Suspended/Revoked	0.00
7	RIPO Resisting/Interfering w/Police	0.00
8	OBST Obstructing Justice	0.00

LAW Incident Circumstances:

Seq Code	Contributing Circumstances	Comments
1	LT13 Highway, Road, Alley	

LAW Incident Responders Detail

Seq	Name	Unit
1	Adams T	YK94
2	Boyle S	YT13S
3	Gocha C	YC5
4	Grant S	YC1
X 5	James S	U448
Y 6	McNearney M	U434
X 7	Panattoni J	U462

Main Radio Log Table:

Time/Date	Typ	Unit	Code	Zone	Agnc Description
00:06:14 10/11/12	1	U434x	CMPLT	U1	UGPD (MDC) Completed call incid#=12
23:42:30 10/10/12	1	U434x	VHREG	U1	UGPD MDC: pl=ADY7519 st=WA
23:42:29 10/10/12	1	U434x	VHINQ	U1	UGPD MDC: pl=ADY7519 st=WA
23:42:19 10/10/12	1	U434x	VHREG	U1	UGPD MDC: pl=ADY519 st=WA
23:42:18 10/10/12	1	U434x	VHINQ	U1	UGPD MDC: pl=ADY519 st=WA
23:32:47 10/10/12	1	U434x	LOCTN	U1	UGPD Unit Location: ugpd
22:54:47 10/10/12	1	U462	CMPLT	U1	UGPD incid#=12U005197 Completed Cal
22:24:51 10/10/12	1	U462	DLINQ	U1	UGPD MDC: name=FIGUEROA, FERNANDO J
22:24:50 10/10/12	1	U462	NMINQ	U1	UGPD MDC: name=FIGUEROA, FERNANDO J
22:22:10 10/10/12	1	U462x	VHREG	U1	UGPD MDC: pl=ADY7519 st=WA
22:22:09 10/10/12	1	U462x	VHINQ	U1	UGPD MDC: pl=ADY7519 st=WA
22:21:46 10/10/12	1	U462	DLINQ	U1	UGPD MDC: name=MENDEZ, JOSE
22:21:45 10/10/12	1	U462	NMINQ	U1	UGPD MDC: name=MENDEZ, JOSE
22:07:28 10/10/12	1	U448	CMPLT	U1	UGPD (MDC) Completed call incid#=12

PANATTONI

James
448

Adam
YK94

radio log

Time/Date	Typ	Unit	Code	Zone	Agnc	Description
21:55:41	1	U462	DLINQ	U1	UGPD	MDC: name=FIGUEROA, FERNANDO J
21:55:40	1	U462	NMINQ	U1	UGPD	MDC: name=FIGUEROA, FERNANDO J
21:39:43	1	U434X	DLINQ	U1	UGPD	MDC: name=MENDEZ, JOSE dob=12/
21:39:42	1	U434X	NMINQ	U1	UGPD	MDC: name=MENDEZ, JOSE dob=12/
21:38:05	1	YT13S	CMPLT	U1	YKPD	Completed Call call=6061
21:24:38	1	U434X	LOCTN	U1	UGPD	Unit Location: ENR UGPD W/EVID
20:54:42	1	U448	LOCTN	U1	UGPD	Unit Location: CJ ASST 462
20:54:34	1	U462	LOCTN	U1	UGPD	Unit Location: CJ W/1
20:51:13	1	U448	LOCTN	U1	UGPD	Unit Location: ENR CJ ASST 462
20:48:16	1	U462	LOCTN	U1	UGPD	Unit Location: ENRT CO JAIL
20:43:54	1	U462	NMINQ	U1	UGPD	MDC: name=MENDEZ, JOSE dob=12/
20:43:53	1	U462	DLINQ	U1	UGPD	MDC: name=MENDEZ, JOSE dob=12/
20:43:04	1	U462	DLINQ	U1	UGPD	MDC: name=MENDEZ, JOSE
20:43:03	1	U462	NMINQ	U1	UGPD	MDC: name=MENDEZ, JOSE
20:40:48	1	YC1	CMPLT	U1	YKPD	(MDC) Completed call incid#= c
20:40:05	1	U434X	DLINQ	U1	UGPD	MDC: name=MENDEZ, JOSE JR dob=
20:40:04	1	U434X	NMINQ	U1	UGPD	MDC: name=MENDEZ, JOSE JR dob=
20:37:45	1	A YK94	CMPLT	U1	YKPD	Completed Call call=6061
20:34:58	1	YC5	CMPLT	U1	YKPD	(MDC) Completed call incid#= c
20:31:31	1	YT13S	ARRVD	U1	YKPD	c=6061
20:30:39	1	U462	LOCTN	U1	UGPD	Unit Location: 11TH/BAKER
20:29:57	1	YK94	ARRVD	U1	YKPD	c=6061
20:29:22	1	YC1	ARRVD	U1	YKPD	c=6061
20:29:22	1	YC5	ARRVD	U1	YKPD	c=6061
20:29:08	1	J U448	ARRVD	U1	UGPD	c=6061
20:27:39	1	U462	ARRVD	U1	UGPD	Arrived on Scene call=6061
20:26:09	1	U434X	ARRVD	U1	UGPD	Traffic stop call=6061

Narrative:

Union Gap Police Department Incident Report

CASE#: 12U005197
DATE: Wed Oct 10 22:54:28 PDT 2012
INCIDENT: ELUDING/VUCSA/ETC

SYNOPSIS: 10/10/12 Jose Mendez was arrested for Eluding/VUCSA, DWLS and other charges for fleeing from police in the 2200 blk of S 4th Ave. He was booked into the Yakima County Jail. Evidence tagged A15966-A15968.

NARRATIVE: 10/10/12 approx 2026 hrs I was on patrol wbound on Walla Walla from 4th Ave. As I was approaching 5th Ave there was a SUV stopped sbound at Walla Walla at 5th Ave. As I got near the intersection the vehicle suddenly pulled out in front of me and made a left turn. I had to stop to avoid colliding with the vehicle.

I turned and stopped the vehicle in the 2200 blk of S 4th Ave. The vehicle stopped and when I activated my emergency lights. I had my spotlight on the rear of the vehicle and driver side.

I approached the driver side door. I could see the driver was a Hispanic male and he was wearing a reddish colored shirt and had short hair. As I was approaching the vehicle I saw the brake lights come on and heard the engine race. I saw the back up lights come on and then go off as if the vehicle was

X being put into gear. The vehicle then accelerated sbound away from me and the traffic stop.

I returned to my patrol car and began to pursue the vehicle. I advised SunComm of my situation.

The vehicle continued sbound to Valley Mall Blvd and then turned wbound without stopping at the posted stop sign. I activated my siren and continued after the vehicle. I saw it turn nbound onto S 5th Ave and got behind the vehicle. It accelerated to approx 30-35 mph and went through a stop sign at Walla Walla. It continued to accelerate to approx 50 mph as it continued through a four way stop at Whitman St. It continued nbound to Whatcom and turned ebound.

I got behind the vehicle as it was ebound on Whatcom St. I saw a SUV turn wbound onto Whatcom St from S 3rd Ave. This vehicle had to quickly pull off the road to avoid colliding with the suspect vehicle. The suspect braked heavily and slid on the roadway striking a power pole on the southwest corner of 3rd and Whatcom. The driver continued through a posted stop sign and turned nbound onto S 3rd Ave without stopping.

I got behind the vehicle nbound on 3rd Ave. The driver accelerated to around 30 mph as it approached a red light on Washington Ave. The vehicle continued through the intersection without stopping. There were multiple vehicles in the intersection that had to brake heavily to avoid a collision. The vehicle continued nbound on 3rd Ave accelerating to approx 50 mph. As it approached the intersection with Mead Ave it had a red light. It slowed to approx 30 mph but continued through the intersection without stopping. The suspect vehicle had to swerve to the left while other vehicles in the intersection had to brake to avoid a collision.

The vehicle continued nbound with the driver pulling into the sbound lane of travel. When it reached Prasch Ave it turned wbound and almost struck two vehicles that were parked along the roadway. The driver then accelerated to approx 50 mph wbound on Prasch and went through three stop signs without stopping. There did not appear to be any traffic on this side street at the time. I had dropped behind the vehicle as I had to clear the intersections. I saw it turn nbound onto S 10th Ave.

When the suspect made the right turn I saw a smaller car sbound stop in the roadway. The driver of this car later contacted police to indicate that the suspect had struck his car, causing damage, and then continued nbound without stopping.

I saw the vehicle nbound on 10th Ave go through a red light at Nob Hill Blvd. The vehicle was traveling at approx 25 mph when it went through the intersection. I saw it turn wbound onto Stewart.

When I turned onto Stewart I saw the driver getting out of the driver door and run around the front of the vehicle. I saw him run nbound through a yard mid block. I notified dispatch that he was running and began chasing after him on foot.

I ran around the house of the yard I saw the suspect run into. I heard the sound of bushes rustling and saw the suspect attempting to hide. I had drawn my duty weapon and had it at the ready. I ordered the suspect out of the bushes and onto the ground. He came out of the bushes and began running wbound. I saw

he did not have anything in his hands and holstered my weapon and began chasing him again. He ran into the roadway and fell down. He then ran sbound and fell again. When he was trying to get up I attempted to kick his leg out from under him and trip him to the ground. This did not work and he turned toward me and squared up as if to fight. It appeared he was going to try and hit me and I reacted by hitting him in the left side of his head with my right fist. He fell to the ground but was still swinging his arms toward me. He was in a sitting position and wrapped his arms around me. I gave him two palm strikes to the side of his head while telling him to quit fighting. He went onto his back but was still trying to get away from me and I gave him a knee strike. The male stopped swinging his arms toward me and just covered his head. I did not deliver any more strikes at this time and grabbed his right wrist. I straightened his arm out and told him to roll onto his stomach. He did as I ordered and I placed him into cuffs.

While with the suspect I could smell the odor of intoxicants coming from him. He was also unsteady on his feet when walking.

Ofc Panattoni arrived on scene and assisted in the search of the driver. He was identified by a Washington ID card as Jose Mendez. He began saying that the "devil" was chasing him and that is why he was running. Ofc Panattoni placed Mendez into the back of his patrol car.

Ofc James had arrived on scene. He called me to the driver door and on the ground. I saw a plastic bag with white powder on the ground that I recognized as suspect cocaine. I seized this and secured it into my patrol car. *Mc took*

I traced the steps of the suspect. I checked the bush where I first saw him hiding. In the bush I found a plastic bag that had a brown black substance that I recognized as black tar heroin. It was on top of leaves that had fallen off the bush. I seized this as well and secured it into my patrol car.

Ofc Panattoni and Ofc James took Mendez to the county jail.

The suspect vehicle smelled hot and was still running. I opened the door and reached inside to turn it off. I saw there was a plastic bag of green vegetable substance on the floorboard that I recognized as suspect marijuana. I took a picture of this and left it where it was so I could apply for a search warrant.

Elite Towing responded to the scene and impounded the vehicle. I followed it to their lot and then placed evidence tape over the doors and initialed it.

I returned to my PD to process evidence. I weighed the suspect cocaine and heroin at 1.69 and 7.38 grams respectively. I tested them using the appropriate test kits with positive results for both. I then packaged them both and reweighed them at 3.05 and 8.93 grams respectively. I tagged them and placed them into evidence under tag number A15967 and A15968 respectively.

A check of DOL via MDT showed that Mendez was DWLS 1st degree with an ignition interlock. A criminal history check showed he has four prior DUI convictions within ten years.

I completed a SIR for Mendez and faxed it to the Yakima County Jail.

I will be applying for a search warrant for the suspect vehicle.

Coban: Yes _____ No x

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, City of Union Gap is true and correct, and I am entering my authorized user ID and password to authenticate it.

Reporting Officer: Sgt Monty McNearney

Law Supplemental Narrative:

Supplemental Narratives

Seq Name	Date	Narrative
1 Panattoni J	22:34:20 10/10/12	

On 10-10-12 at approx. 2026 hours, I responded to assist Sgt. M. McNearney with a vehicle pursuit. He stated that the vehicle had been failing to yield, and was N/B on S. 3rd Avenue from the 1900 block. I responded from the 900 block of W. Washington Avenue. While I was traveling E/B on W. Washington Avenue, I observed the defendant's vehicle (WALIC:ADY7519) travel N/B on S. 3rd Avenue, crossing Washington Avenue. After it was safe to proceed through the intersection, I turned N/B and was the second police vehicle in the pursuit.

I observed the traffic light at S. 3rd Avenue and W. Mead Avenue to be red for North/South traffic, and observed the defendant vehicle travel N/B through the intersection at a high rate of speed. The speed was approx. 55 miles per hour. The vehicle continued N/B, and I observed it swerve into the oncoming lane, nearly striking the curb North of Mead Avenue. The driver then turned W/B onto Prash Avenue. He continued W/B, failing to stop at the stop signs at all the intersections between S. 3rd Avenue and S. 10th Avenue at approx. 50 miles per hour. The driver then turned N/B on S. 10th Avenue. The driver continued N/B through W. Nob Hill, failing to stop for the red light. The driver then turned W/B on Stewart Avenue, where he ran from the vehicle. Sgt. McNearney advised he was running N/B through the alley, so I continued N/B in an attempt to contain him.

After approx. one minute, I observed Sgt. McNearney at 11th Avenue and Stewart with the suspect. I assisted in searching the suspect, identified as Jose Mendez Jr. (DOB:12-23-67). I secured him in the back seat of my patrol car. I observed Mendez kicking at the metal bars covering the window of my patrol car. He was screaming "The devil's gonna get me!" repeatedly.

I transported Mendez to the Yakima County Jail for DUI. I could smell the strong odor of alcohol on Mendez. He refused the breath test, and was booked on an SIR of several charges.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, is true and correct, and I am entering my authorized user ID and password to authenticate it.

Date, Time; Wed Oct 10 22:51:39 PDT 2012

Reporting Officer: J. Panattoni #462

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
2 McNearney M	00:06:14 10/11/12	
CAD Call info/comments		

* 20:27:04 10/10/2012 - Davis D
W/B.VM..N/B S 5TH AV..FOR FAIL TO YEILD...N/B TO WHATCOM 55 MPH...CH
CLEARED..E/B WHATCOM TO 3RD AV..
20:27:21 10/10/2012 - Davis D
HIT A POLE..NOW N/B..
20:28:00 10/10/2012 - Davis D
SIGNALING TO GO W/B ON MEAD, BUT WENT N/B..
20:29:01 10/10/2012 - Garcia S
15S ADV YPD CAN SPIKE
20:29:08 10/10/2012 - Davis D
W/B ON PRASCH..H/M DRIVER POSS..W/B THRU 50 MPH..CORNELL THUR STOP...LT TRAF..AT
10TH AV..
20:29:38 10/10/2012 - Davis D
N/B AT 10TH CROSSING NOB HILL..GOING N/B THRU ALLEY.]
20:30:08 10/10/2012 - Davis D
SUBJ NOW ON FOOT..
20:30:41 10/10/2012 - Davis D
462 AT 11TH AV/BAKER..
20:31:18 10/10/2012 - Davis D
1 DETAINED AT S 11TH AV/STEWART..
20:33:59 10/10/2012 - Davis D
CH 1 RE-OPENED PER SGT BOYLE..
20:36:15 10/10/2012 - Blomberg W
* 833 4583 - DIRK SPENCER - VIC OF HIT & RUN @ 10TH & PRASCH / WHT 84 FORD
ESCORT
20:46:02 10/10/2012 - Garcia S
ELITE TOWING ENRT
21:36:26 10/10/2012 - Blomberg W
** 833 4583 - DIRK CALLING BACK - REQ OFCR ETA - HAS TO LEAVE TO PICK UP
SOMEONE FROM WORK BUT WILL BE BACK IN 5 MIN TO THIS LOCATION
21:59:53 10/10/2012 - Hansen W
**RP IS AT THIS LOC NOW

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
3 James S	20:53:31 10/11/12	

NARRATIVE: ON 10-10-12 AT APPROX 2026 HRS I HEARD SGT MCNEARNEY CALL OUT WITH
TRAFFIC STOP AND ADVISED THE VEHICLE WAS FAILING TO YIELD. HE THEN ADVISED
DISPATCH HE WAS IN PURSUIT OF THE VEHICLE.

I WAS RESPONDING FROM ACROSS TOWN AND HEARD OFFICER PANATTONI WAS ONLY A COUPLE
OF BLOCKS FROM SGT MCNEARNEY. THE PURSUIT CONTINUED UP INTO YAKIMA WHERE THE
SUSPECT RAN FROM THE VEHICLE IN THE AREA OF S. 11TH AVE AND STEWART. HE WAS
TAKEN INTO CUSTODY AFTER A SHORT FOOT CHASE.

SGT MCNEARNEY ADVISED ME THAT HE COULD SMELL INTOXICANTS COMING FROM THE SUSPECT
AND ONE OF HIS CHARGES WERE FOR DUI. OFFICER PANATTONI SECURED THE SUSPECT IN
THE BACK OF HIS PATROL CAR. HE WAS ID'D AS JOSE MENDEZ JR 12-23-67.

I PHOTOGRAPHED THE SUSPECT VEHICLE AND OBSERVED A SMALL CLEAR PLASTIC BAGGY
CONTAINING A WHITE POWDER IN THE CORNER OF THE BAGGY. I RECOGNIZED THIS FROM MY

TRAINING AND EXPERIENCE TO BE SUSPECT COCAINE. SGT MCNEARNEY ADVISED HE HAD ALSO LOCATED A BAGGY CONTAINING SUSPECT HEROIN. SGT MCNEARNEY GATHERED UP THE EVIDENCE AND I FOLLOWED OFFICER PANATTONI TO PROCESS MENDEZ FOR DUI.

AT THE COUNTY JAIL I ASKED IF MEND HAD BEEN DRINKING TONIGHT, HE SAID YES. I ASKED HIM HOW MUCH HE HAD AND WHEN WAS HIS LAST DRINK; MENDEZ SAID HE HAD A FEW AND THAT HIS LAST DRINK WAS AWHILE AGO. I ASKED WHERE HE HAD BEEN DRINKING THIS EVENING AND HE SAID NEVER MIND. MENDEZ'S EYES APPEARED BLOOD SHOT, DROOPY, AND WATERY. HE HAD A VERY STRONG ODOR OF INTOXICANTS AS HE TALKED TO ME AND HIS FACE WAS FLUSHED. HE WAS ARGUMENTATIVE WITH MOOD SWINGS. HIS COORDINATION APPEARED POOR WHEN HE WALKED FROM THE PATROL CAR TO THE BAC MACHINE.

I ASKED JOSE IF HE WOULD BE WILLING TO SUBMIT TO A FIELD SOBRIETY TEST, HE SAID NO.

I READ MENDEZ HIS MIRANDA WARNINGS FROM THE DUI PACKET AND ASKED IF HE UNDERSTOOD THEM, MENDEZ SAID YES. I ASKED MENDEZ IF HE WOULD BE WILLING TO TALK TO ME, HE SAID YES. I ASKED HIM SIGN ALL APPROPRIATE LINES INDICATING HE UNDERSTOOD, HE REFUSED. I READ MENDEZ HIS IMPLIED CONSENT WARNING FOR BREATH AND ASKED IF HE UNDERSTOOD THEM, HE SAID YES, BUT I WAS NOT DRIVING AND REFUSED TO SIGN.

THE OBSERVATION TIME BEGAN AT 2105 HRS AT WHICH TIME I CHECKED MENDEZ'S MOUTH AND VERIFIED THERE WAS NOTHING WITH IN IT. I CHECKED THE 4 BAC PROTOCOLS ON THE BAC INSTRUMENT. I ALSO CHECKED THE BAC THERMOMETER, WHICH SHOWED A READING OF 34 DEGREES C. I KEPT MENDEZ UNDER OBSERVATION THE ENTIRE TIME UNTIL HE REFUSED TO GIVE A SAMPLE AND AT NO TIME DID HE BURP, OR BELCH. THE BAC TEST WAS ADMINISTERED AND THE RESULT WAS A REFUSAL. THE RESULTS OF THE TEST WERE FAXED TO DOL BY ME. A DOL CHECK VIA MY MDT SHOWED HIS DRIVING STATUS AS DWLS/R 1ST DEGREE.

MENDEZ WAS BOOKED INTO THE YAKIMA COUNTY JAIL FOR DUI, DWLS/R 1ST, ELUDING, VCSA AND OTHER CHARGES.

ON 10-11-12 AT APPROX 1615 HRS I ASSISTED SGT MCNEARNEY ON A SEARCH WARRANT FOR MENDEZ'S VEHICLE. SGT MCNEARNEY HAD OBSERVED SUSPECT MARIJUANA INSIDE THE VEHICLE AT TIME OF IMPOUND. I DEPLOYED MY NARCOTICS K-9 DAISY TO DO AN EXTERIOR AND INTERIOR SNIFF OF THE VEHICLE. K-9 DAISY IS TRAINED TO ALERT TO THE PRESENCE OF THE ODOR OF NARCOTICS.

K-9 DAISY SHOWED NO ALERTS ON THE EXTERIOR SNIFF OF THE VEHICLE. ON THE INTERIOR SNIFF OF THE VEHICLE K-9 SHOWED A POSITIVE ALERT TO THE CLEAR BAGGY ON THE DRIVERS SIDE FLOOR BOARD, THE BAGGY CONTAINED GREEN VEGETABLE MATTER. SGT MCNEARNEY TOOK CUSTODY OF THE BAGGY. K-9 DAISY SHOWED NOT OTHER ALERTS INSIDE THE VEHICLE.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, is true and correct, and I am entering my authorized user ID and password to authenticate it.

Date, Time;Thu Oct 11 20:59:48 PDT 2012

Reporting Officer:S. JAMES 0448

Law Supplemental Narrative:

Supplemental Narratives

Seq Name Date Narrative
4 McNearney M 22:52:08 10/11/12
Union Gap Police Department Supplemental Report

CASE#: 12U005197
DATE: Thu Oct 11 22:52:27 PDT 2012
INCIDENT: ELUDING/VUCSA

NARRATIVE: 10/11/12 approx 1530 hrs I contacted the on call District Court Judge, Judge Federspiel, in reference to this case. I had typed up a telephonic search warrant. SunComm had put me in contact with Judge Federspiel on recorded line.

Judge Federspiel swore me in and I read him the affidavit for search warrant and the search warrant itself. Judge Federspiel authorized the telephonic search warrant.

I went to Elite Towing and served the search warrant with the assistance of Ofc James and his K-9 partner, Daisy.

I found a plastic bag with suspect marijuana on the driver side floor area. This is the same bag I had seen when turning the vehicle off. I also seized an Apple I phone that was on the driver floor board area and two envelopes that had the name of Jose Mendez Jr on them. I did notice there were numerous air fresheners in the vehicle.

I secured these items and transported them to my PD. I tested the bag of suspect marijuana and it tested positive. It weighed just under four grams as found. I tagged the marijuana, phone and envelopes into evidence.

Coban: Yes _____ No _____ x _____

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, City of Union Gap is true and correct, and I am entering my authorized user ID and password to authenticate it.

Reporting Officer: Sgt Monty McNearney

Before I present the following evidence I would like for you to know that the reason I asked for my medical records was to see if there was any evidence of the police hitting me repeatedly in the head. Instead what I found was evidence to support my defense.

Request Report - OPEN

Printed: 1/28/2013 11:02:28AM

Request Number: 290959 Submitted: 1/26/13 6:39 am
Inmate Number: 017270 Type: MEDICAL
Inmate Name: MENDEZ, JOSE Sub Type: MEDICAL REQUEST
Location: YDOC-MJ ANNEX E ANNEX E

Stamp	Username	Note Prefix	Note
1/26/2013 6:39:26AM		ORIGINAL REQUEST:	MAY I PLEASE GET A MEDICAL RECORD OF ALL THE MOUTH OF 10/10/12 FROM 10/10/12 TO THE END OF THAT MOUNT ONLY PLEASE I NEED IT ASAP IF CAN BE DONE IF NOT MAY YOU PLEASE LET ME KNOW WHAT I MUST DO TO GET A COPY THANK YOU VERY MUCH
1/26/2013 9:20:21AM	rdriesen	GROUP ASSIGNED CHANGED TO	LEGAL RECORDS REQUEST/ARCHIVES
1/28/2013 8:41:51AM	ktrevino	RESPONSE:	Yes, medical records are charged a \$.15 cents per page copying fee. I can check with medical to see how many pages we are looking at and let you know the price for the copies. Thank you Trevino
1/28/2013 11:01:43AM	ktrevino	RESPONSE:	Mr. Mendez, You have 6 pages of medical records for the time period of 10/10/12 to the end of October 2012. I can provide you these medical records this once without charge because of the few amount of records. If you are wanting copies or duplicate records you will be subject to the copying fee. The records will be provided today. Thank you Trevino

AC

CONMED, Inc. Intake Health Screening	Site: Yakima County Department of Corrections	Agency Transferred From: UGPD
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Inmate Name (Last, First, MI): Mendez, Jose JR	Completing Corrections Officer/Corporal: Harris	S#: 47
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Inmate #: R- 17270	Booking #: 125-6840	Date of Birth: 12-23-67
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Date of pre-booking: 10-10-12	Time of pre-booking:	BAC Level: 0.087 @ 2130
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C.O.: ASK THE FOLLOWING QUESTIONS		Yes	No	C.O.: OBSERVE THE FOLLOWING		Yes	No
Do you have any medical problems, illnesses or injuries?			<input checked="" type="checkbox"/>	Can the prisoner stand/walk under their own power?		<input checked="" type="checkbox"/>	
Do you have any mental health problems?			<input checked="" type="checkbox"/>	Signs/indicators of alcohol toxicity?			<input checked="" type="checkbox"/>
Are you thinking about harming yourself or others?			<input checked="" type="checkbox"/>	Signs of illness, injury, open sores, bleeding or disfiguration?			<input checked="" type="checkbox"/>
Have you attempted suicide in the past year?			<input checked="" type="checkbox"/>	Inappropriate behavior or acting out?			<input checked="" type="checkbox"/>

MEDICAL STAFF TO COMPLETE THE FOLLOWING INFORMATION

Blood Pressure: 108/60	Pulse: 102	Medications: Ø meds per I/M	- 160
O2: 98	Temperature: 97.7		- 517

MEDICAL	Yes	No	Comment
Diabetes		<input checked="" type="checkbox"/>	
Seizures		<input checked="" type="checkbox"/>	
Pregnancy: Current/ Recent		NA	
Recent illness		<input checked="" type="checkbox"/>	
Chronic cough		<input checked="" type="checkbox"/>	
Coughing up blood		<input checked="" type="checkbox"/>	
Weight loss		<input checked="" type="checkbox"/>	
Fever / Night sweats		<input checked="" type="checkbox"/>	
Allergies		<input checked="" type="checkbox"/>	onions / ASP
Hepatitis		<input checked="" type="checkbox"/>	
Heart problems		<input checked="" type="checkbox"/>	
Hypertension		<input checked="" type="checkbox"/>	
Dental problems		<input checked="" type="checkbox"/>	
Other medical concerns		<input checked="" type="checkbox"/>	involved in car accident clo (LF) rib pain

CHEMICAL DEPENDENCY	Yes	No	Comment
Alcohol consumed	<input checked="" type="checkbox"/>		Last use: How much: 2 Beer.
Drug Use		<input checked="" type="checkbox"/>	Last use: Type: How much:
Experienced withdrawal		<input checked="" type="checkbox"/>	What symptoms: When:

MENTAL HEALTH	Yes	No	Comment
Past mental illness		<input checked="" type="checkbox"/>	
Current mental illness		<input checked="" type="checkbox"/>	
History of suicide attempts		<input checked="" type="checkbox"/>	How: When:
Current suicide thoughts		<input checked="" type="checkbox"/>	
Medication		<input checked="" type="checkbox"/>	

APPEARANCE	Yes	No	Comment	BEHAVIORS	Yes	No	Comment
Sweating		<input checked="" type="checkbox"/>		Disorderly		<input checked="" type="checkbox"/>	
Tremors		<input checked="" type="checkbox"/>		Appropriate		<input checked="" type="checkbox"/>	
Anxious		<input checked="" type="checkbox"/>		Insensible		<input checked="" type="checkbox"/>	
Disheveled		<input checked="" type="checkbox"/>		Lethargic		<input checked="" type="checkbox"/>	
Rash		<input checked="" type="checkbox"/>		Persistent cough		<input checked="" type="checkbox"/>	
Signs of IV drug use		<input checked="" type="checkbox"/>		Body deformities		<input checked="" type="checkbox"/>	

DISPOSITION

<input checked="" type="checkbox"/> General Population	<input type="checkbox"/> General Population w/Referral To:	<input type="checkbox"/> Seclusion	<input type="checkbox"/> Emergency Referral
Medical Staff Member: R. Mendez	Title: CPN	Date: 10-11-12	Time: 0519-
I authorize Yakima County Department of Corrections/Conmed Healthcare Management Inc. to send, receive and request medical records.		Prisoner signature: Jose Mendez	Date:

[Handwritten signature]

10-36

Conmed Healthcare Management, Inc.
Interdisciplinary Progress Notes

Inmate Name (Last, First, MI):

Mending, Jose Jr

Facility:

YCDOC

DOB:

12-23-67

SSN:

125-06840

17270

Date	Time	Notes (SOAP Format)
10/11/12	0700	<p>S/O: I/M was booked in last night pt. Clo (L) side Rib pain - d/t car accident. A. unable to recall how he was injured. I/M states he was drinking beer but does not expect to w/d. A/P: ✓ MD clinic for flu - R. Mendez</p>
10/11/12		<p>H/O MVA last night Clo pain on (L) lower chest @ seat belt site</p> <p>O/E Chest: CRT Thorax: Tend @ seat belt area Heart: Rm</p> <p>A/E: Confusion</p> <p>PI - Ib W ←</p> <p>doctor's Shakti signature</p>

CONMED Healthcare Management, Inc.
Physician's Orders

Inmate Name (Last, First, MI):

Mendez Jose

Diagnosis:

Housing Unit:

Inmate ID No:

125-04729

Allergies:

NKA

Order		Orders	Transcriber
Date	Time		
<i>8/10/12</i>	<i>0200</i>	<i>MO chart ✓ — AMA — W 5/2/12</i>	Initials:
<i>10/11/12</i>	<i>104142 1518 CW</i>	<i>✓ Ibuprofen 200mg # 3 TID 7dy</i>	Title: <i>JONIA</i>
		Clinician: <i>J</i> Title:	Date:
		Unless otherwise indicated, above medication order(s) may be utilized for release medications	
<i>12/3/12</i>	<i>12-3-12 0902 CW</i>	<i>✓ No work today</i>	Initials:
		Clinician: <i>J</i> Title:	Date:
		Unless otherwise indicated, above medication order(s) may be utilized for release medications	
<i>12/11/12</i>	<i>2:30</i>	<i>✓ Naproxen 500mg BID x 30 days</i>	Initials:
<i>12-11-12 1521 CW</i>		<i>✓ Mycogest cream BID x 30 days</i>	Title:
		Clinician: Title:	Date:
		Unless otherwise indicated, above medication order(s) may be utilized for release medications	
<i>12-26-12</i>	<i>0900</i>	<i>AMA NOTED</i>	Initials:
		Clinician: Title:	Date:
		Unless otherwise indicated, above medication order(s) may be utilized for release medications	

C-728a (Rev. 09/15/10)

1-8-13

✓ Mycogest cream BID x 90 days

NI.

J. Mendez
12/11/12

