

WHEN RECORDED RETURN TO:

Thomas J. Foley, P.C.
Attorney at Law
1419 Broadway
P.O. Box 609
Vancouver, WA 98663
(360) 696-8990

DOCUMENT TITLE(S)

SKAMANIA COUNTY CLAIM FOR DAMAGE FORM
CHAZMON J. WARNES

REFERENCE NUMBER(S) of Documents assigned or released:

☐ Additional numbers on page _____ of document.

GRANTOR(S):

☐ Additional names on page _____ of document.

GRANTEE(S):

☐ Additional names on page _____ of document.

LEGAL DESCRIPTION (Abbreviated: i.e. Lot, Block, Plat or Section, Township, Range, Quarter):

☐ Complete legal on page _____ of document.

TAX PARCEL NUMBER(S):

☐ Additional parcel numbers on page _____ of document.

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information.



SKAMANIA COUNTY CLAIM FOR DAMAGE FORM

CLAIMANT: <u>THIS CLAIM MUST BE FILED WITH THE</u> SKAMANIA COUNTY CLERK OF THE BOARD Skamania County Auditor's Office Skamania County Courthouse 240 North West Vancouver Avenue, Room 27 Stevenson, WA 98648	<u>FOR OFFICE USE ONLY:</u> CLAIM NO. _____ DATE FILED: _____ COPIES TO: _____ ATTACHMENTS: YES(#___) NO
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1. **Name (including spouse if married): (Please Print)**
Chazmon J. Warnes
2. 14909 NE 7th Way Vancouver WA 98684
Address **(360)** **City** **State** **Zip**
3. **HM Phone:** 896-1318 **WK Phone:** _____ **MSSG Phone:** _____
4. **Date and time of incident:** On or about 9/8/2007 1630 HOURS
5. **Location of incident:**
Naked Falls, Skamania County, Washington
Dougan Falls Corridor
6. **Describe in narrative form and in detail exactly how the incident occurred:**
Deputies Arnett and Warren, while investigating an alleged
misdemeanor, unnecessarily deployed a taser in a situation
they knew or should have known would cause injury. See
disciplinary files for the Deputies, as well as training
manuals, police reports, taser log and witness statements.
(Attached).
7. **What is the amount of damages claimed arising out of the following circumstances**
(Include estimates and bills, if available): General Damages - \$500,000.00.
Medicals through 11/7/08 - \$16,183.00. Additional medicals to
be supplemented.

8. Please list name and address of any and all witnesses or persons involved:
(Please Print)

Michael Erwin, Gabriel Erwin, Nicholas Foster, Michael Curtis,
Donna Warnes, Kent Warnes, Brett Robison, Deputy McKay,
Mary Zibilich and others listed in police reports.

9. Describe the damages or injuries you sustained as a result of the incident: _____
Compression fracture of thoracic vertebra, head hematoma,
injury to left foot, laceration to back of neck, pain in
back, abrasions.

10. Was incident investigated by a police officer? Sheriff ☒ State Patrol _____
City _____

11. If a vehicle was involved in the incident, describe: Make _____
Model _____ Year _____ State _____ License No. _____
Insurance Company _____ Policy Number _____

12. Describe what you did after the incident occurred: Went to hospital via
ambulance.

13. Describe the conversations you had, if any, with County personnel during or after
the incident occurred. Claimant notified on site personnel of his
injuries but disputes Deputies accounts as to other
statements.

14. How did you identify the County as the party responsible for your damage?
See Police Reports.

I certify under penalty of perjury under the laws of the State of Washington that the
information contained in this claim is true and correct.

DATED THIS 1st DAY OF December, 2008

Kent Warnes
Kent Warnes
Father of Chazmon Warnes

Chazmon J. Warnes
Claimant's Signature
CHAZON J. WARNES

File Name: Commiss/Risk Mang/Claims/Claim For Damages

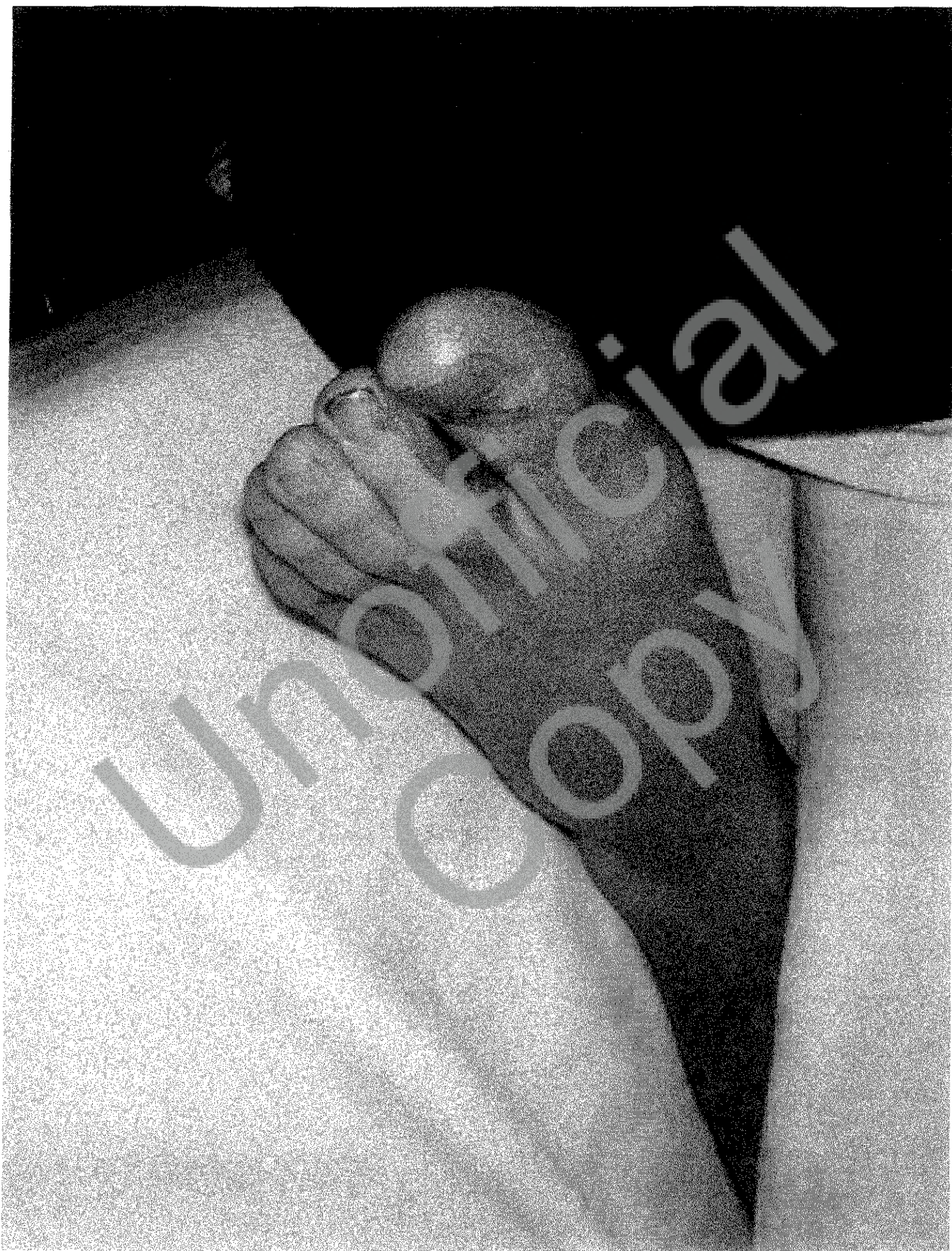
NOTE: Personal property (car, etc.) damages are to be accompanied by 2 estimates for repair costs. The Skamania County Risk Manager will investigate this claim. The decision to honor this claim will be based upon that investigation. Making a false report or providing false evidence is a crime and punishable by fine and/or imprisonment. Additional pages may be attached if needed to answer the questions.

Claim #	Service Dates	Paid Dt	Provider #	Provider Name	OAP	DX 1	DX 2	Submted Amt	Claim Pmt Amt	Patnt Liab Amt
	9/08/07	11/10/07		LEGACY HEALTH SYSTEM		873.0	305.00	3,531.90	2,157.46	50.00
	9/08/07	9/29/07		VANCOUVER RADIOLOGISTS PC		959.09	784.2	272.00	144.91	0.00
	9/08/07	9/29/07		VANCOUVER RADIOLOGISTS PC		959.7	729.5	24.00	12.60	0.00
	9/08/07	10/20/07		MD,DO,CLINIC ITSPROXY	X	780.09	920	816.00	530.41	0.00
	9/08/07	4/30/08		SKAMANIA CO AMB SERV		959.01	959.7	1,580.46	1,530.46	50.00
	9/12/07	9/29/07		FAMILY PHYSICIANS GROUP INC PS		959.01	845.00	260.10	205.86	15.00
	9/18/07	9/29/07		FAMILY PHYSICIANS GROUP INC PS		463	845.00	207.92	136.92	15.00
	9/20/07	10/31/07		ADVANCED MEDICAL IMAGING		733.13	724.1	1,378.80	735.42	0.00
	9/24/07	10/06/07		ADVANCED MEDICAL IMAGING		805.2	724.1	704.70	378.32	0.00
	9/27/07	10/06/07		MATTHEW J GAMBEE		805.2	845.10	453.51	388.69	15.00
	9/28/07	11/03/07		VANCOUVER RADIOLOGISTS PC		825.25	825.24	663.00	325.40	0.00
	10/02/07	10/06/07		JAY L CRARY		845.10		227.43	180.31	15.00
	10/17/07	11/17/07		MD,DO,CLINIC ITSPROXY	X	805.00	805.2	216.00	148.20	15.00
	10/17/07	11/17/07		MD,DO,CLINIC ITSPROXY	X	805.2		50.00	38.26	0.00
	10/17/07	11/30/07		ITSPROXY, GENERAL/ACUTE CARE	X	805.00	805.2	529.00	99.15	0.00
	11/28/07	1/05/08		MD,DO,CLINIC ITSPROXY	X	805.00	805.2	88.00	50.03	15.00
	11/28/07	1/19/08		MD,DO,CLINIC ITSPROXY	X	805.2		50.00	38.26	0.00
	11/28/07	1/19/08		ITSPROXY, GENERAL/ACUTE CARE	X	805.00		529.00	99.15	0.00
	12/13/07	2/09/08		MD,DO,CLINIC ITSPROXY	X	805.2	724.1	294.00	203.03	15.00
	12/14/07	12/22/07		JAY L CRARY		845.10		170.63	128.19	15.00
	1/14/08	2/09/08		ITSPROXY, GENERAL/ACUTE CARE	X	805.8		439.00	220.47	100.00
	2/05/08	3/15/08		ITSPROXY, GENERAL/ACUTE CARE	X	805.8		176.00	128.48	0.00
	2/11/08	3/08/08		STEPHEN E PLISKA		923.20		204.00	140.93	15.00
	2/20/08	4/11/08		ITSPROXY, GENERAL/ACUTE CARE	X	805.8		176.00	128.48	0.00
	3/04/08	3/15/08		MD,DO,CLINIC ITSPROXY	X	784.0		145.00	90.83	15.00
	3/11/08	3/29/08		ITSPROXY, GENERAL/ACUTE CARE	X	784.0		1,321.00	1,061.74	0.00
	3/11/08	4/19/08		MD,DO,CLINIC ITSPROXY	X	784.0		175.00	128.78	0.00
	3/12/08	5/24/08		MARK J BLESSLEY		847.0	847.1	22.00	16.00	0.00
	3/12/08	4/26/08		MARK J BLESSLEY		847.0	847.1	155.00	74.00	15.00
	3/24/08	4/26/08		MARK J BLESSLEY		847.0	847.1	50.00	13.00	15.00
	3/24/08	4/26/08		MARK J BLESSLEY		847.0	847.1	22.00	16.00	0.00
	4/10/08	4/26/08		MD,DO,CLINIC ITSPROXY	X	724.1		145.00	90.83	15.00
	4/10/08	4/30/08		ITSPROXY, GENERAL/ACUTE CARE	X	724.1		270.00	56.88	0.00
	4/10/08	5/10/08		MD,DO,CLINIC ITSPROXY	X	805.2	724.1	26.00	19.13	0.00
	6/06/08	6/14/08		JAY L CRARY		845.10	167.4	191.06	132.73	15.00
	10/01/08	10/18/08		MARK J BLESSLEY		739.1	739.2	60.00	20.00	15.00
	10/01/08	10/18/08		MARK J BLESSLEY		739.1	739.2	30.00	16.00	0.00
	10/02/08	10/18/08		MD,DO,CLINIC ITSPROXY	X	724.1		145.00	95.04	15.00
	10/02/08	10/25/08		ITSPROXY, GENERAL/ACUTE CARE	X	154.17	733.00	270.00	56.88	0.00
	10/02/08	10/31/08		MD,DO,CLINIC ITSPROXY	X	805.2	724.1	26.00	19.65	0.00
	10/08/08	10/18/08		MD,DO,CLINIC ITSPROXY	X	805.2		88.00	52.47	15.00
Totals:					41 claims			16,182.51	10,109.35	455.00



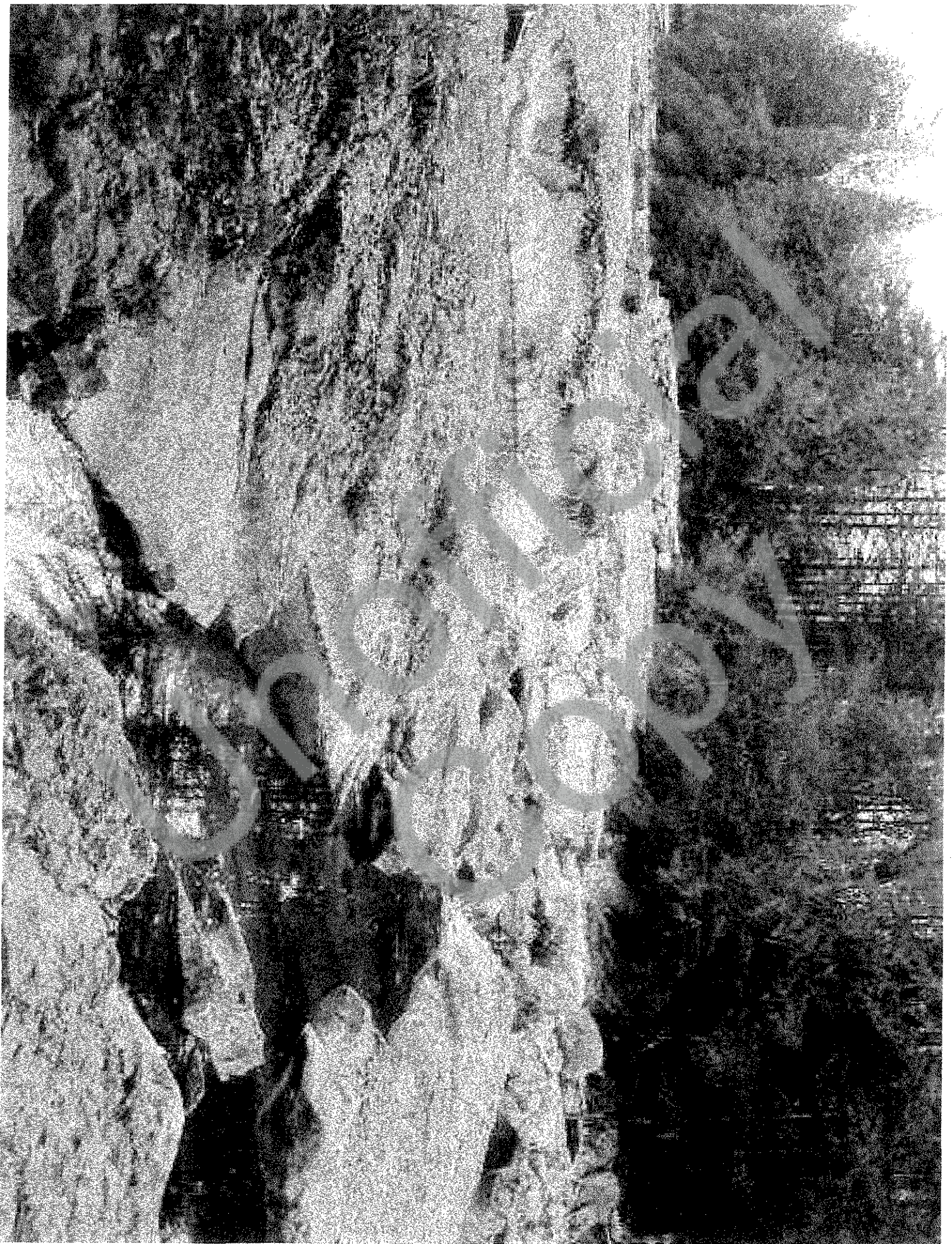






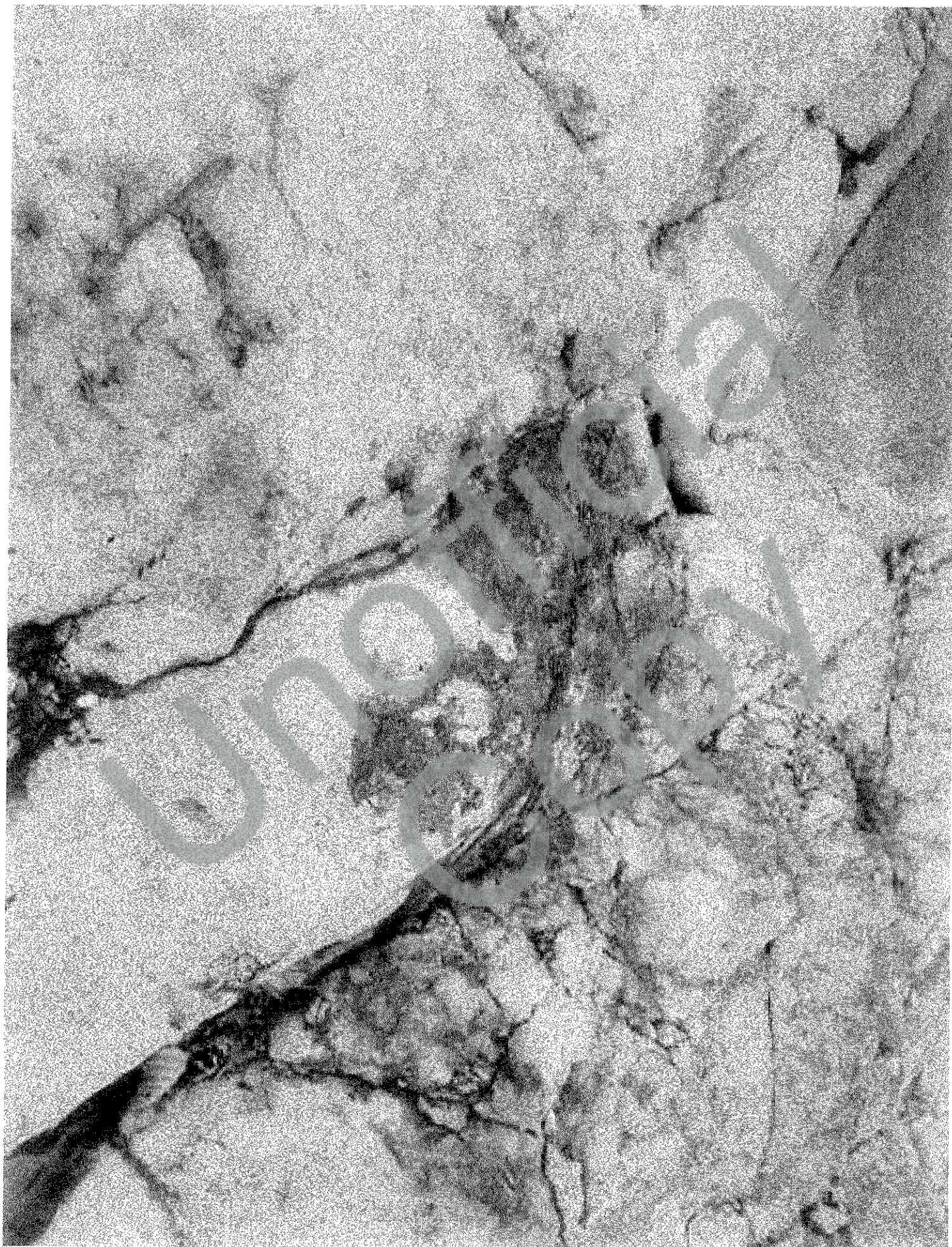


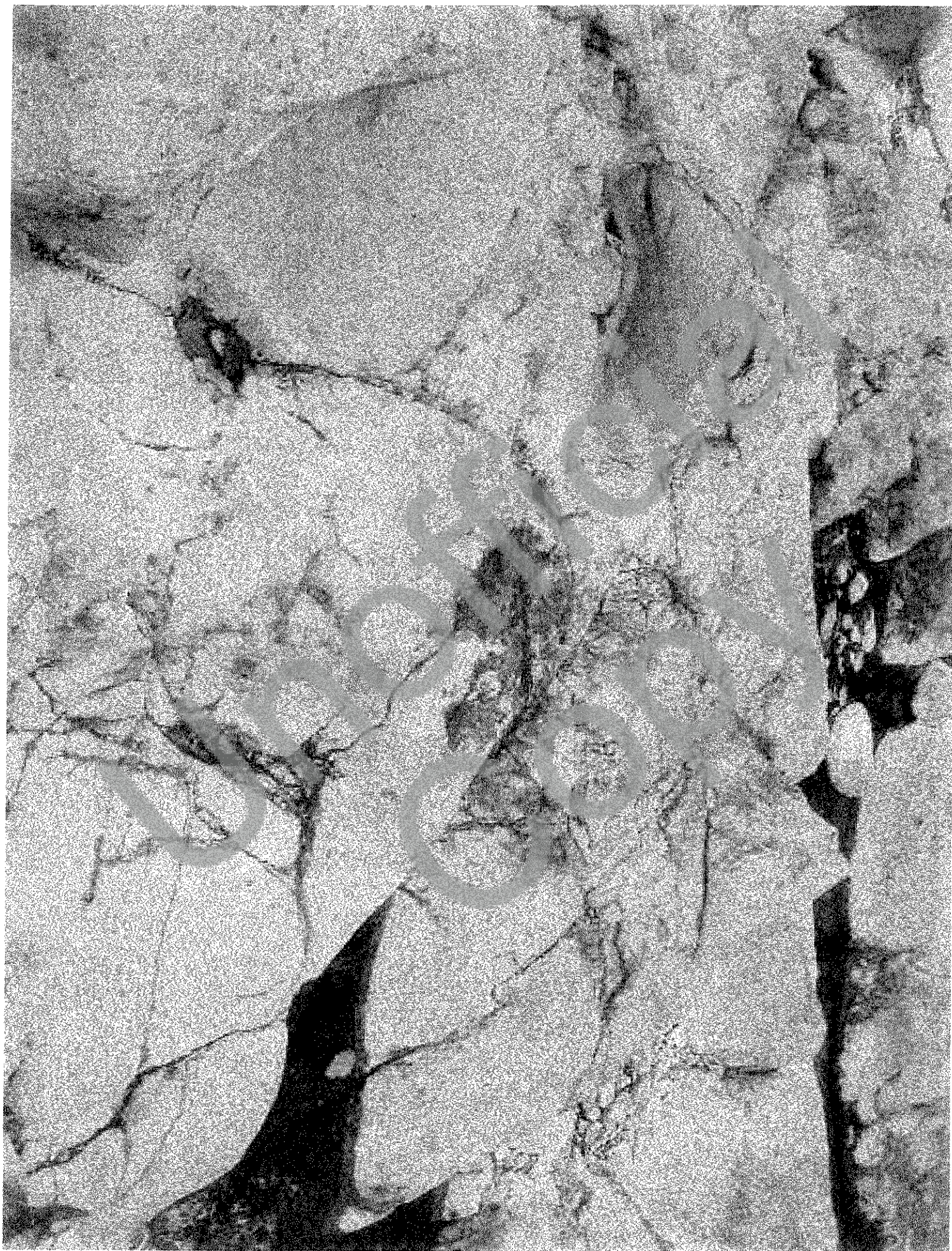












Skamania County EMS

Medical Incident Report

Telephone: 509.427.5065

Fax: 509.427.2767

CALL INFORMATION									
DATE	UNIT	LOCATION OF CALL				ZIP CODE			
9/8/07	M71	NAKED FALLS WASHUGAL				98671			
DISPATCHED BY 911		YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	NUMBER OF PATIENTS 1 OF 1		TRAUMA BAND #			
PATIENT INFORMATION									
PATIENT'S NAME: LAST		FIRST		MI	DATE OF BIRTH		AGE	SEX	
LAWRENCE		CHAZ		J			17	M	
MAILING/PHYSICAL ADDRESS				CITY	STATE	ZIP CODE	TELEPHONE		
14909 NE 7TH WAY				VANCOUVER	WA	98684	360-896-1318		
SOCIAL SECURITY #		WEIGHT kg		RESPONSIBLE PARTY / RELATIONSHIP			PT PHYSICIAN		
				DONNA-MOTHER - PHONE W/911					
SUBJECTIVE									
PMHx		NONE						ALLERGIES	
MEDICATIONS		NONE						NKA	
911 PAGE RESPOND C3 FOR A 17 y/o ♂ WHO WAS TAZERED BY POLICE AND FELL ON ROCKS. REPORTEDLY PT WAS IN AN ALTERCATION W/DEPUTY, BROKE FREE AND RAN AND WAS TAZED IN THE BACK STRIKING HIS HEAD ON ROCKS. BOTH PT AND DEPUTIES DENIED LOSS OF CONSCIOUSNESS. PT w/ HEADACHE AND (L) FOOT PAIN. PT HAS CONSUMED AN UNKNOWN AMOUNT OF BEER AND DENIES DRUG USE.									
OBJECTIVE									
SKIN	COOL DRY PINK, MENTAL AGITATED/VERBALLY AGGRESSIVE								
HEAD	LAC/HEMATOMA (R) SIDE OF HEAD, BLOODY NOSE								
NECK	DENIES PAIN, RESPONDERS REPORT LACERATION TO BACK OF NECK								
CHEST	MINOR ABRASIONS, CERCLS, EKG - NSR								
ABDOMEN	NON-TENDER								
PELVIS	STABLE								
BACK	PAIN TO UPPER BACK FROM TAZER PRONGS (REMOVED BY SCSO)								
LIMBS	SWELLING/DEFORMITY TO (R) FOOT, MINOR ABRASIONS OTHER LIMBS								
NEURO	INTACT BEFORE & AFTER IMMOBILIZATION								
TIME	RESP	PULSE	BP	LOC	PUPILS	SPO2	ETCO2	BO/TEMP	EKG
SCENE		80	130/1 P	CAOX3		%			
1819	16	89	118/66	GCS 15	PERLA	100%			NSR
1829		78	139/79			%			
1846		97	123/66			%			
1849		82	125/79			%			
1859		88	125/66			%			
1806		89	143/74			%			
			1			%			
			1			%			
			1			%			
			1			%			
ASSESSMENT									
HEAD & FOOT INJURY				PLANEVALUATION		OXYGEN BY FIRST RESP,			
FULL IMMOBILIZATION, EXTRICATE IN STOKES BASKET W/ROPE SYSTEM, IV LOCK ON SCENE, O2 DCD AND REPLACED IN AMB 10 L/NRB, TRANSPORT, INAPSINE 0.625mg FOR NAUSEA, SUPPORTIVE CARE									
PT DELIVERED TO SALMON CRK #28 IN STABLE CONDITION									
DISPATCH	RESPONDING	ARRIVE	TRANSPORT	ARRIVE HOSP	CLEAR HOSP	IN SERVICE	DISPOSITION/DESTINATION		
1632	1632	1705	1806	1915	1930	1957	C1-SALMON CRK		
CREW MEMBER 1 SIGNATURE		CERT	EMS#	CREW MEMBER 2 SIGNATURE		CERT	EMS#		
[Signature]			788	[Signature]			780		
CREW MEMBER 3 SIGNATURE		CERT	EMS#	OTHER RESPONDERS		CASE NUMBER		SIDE 2 USED	
						702, 796		07-07229	
								YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	

SIDE 1

SEP 10 2007

Skamania County EMS Billing Sheet

Location of Call
Naked Falls

Nature of Call
Taser / Fall

Date	9/8/07
Time of Page	1632
Responding	1632
Arrive on Scene	1705
To Hospital	1806
Arrive Hospital	1915
Clear Hospital	1930
In Service	1957

Notes

To Hospital	Mileage Leaving Scene
1806	69457
Arrive Hospital	Mileage Arrived Hospital
1915	69496
Clear Hospital	
1930	
In Service	
1957	

Insurer	Policy Number
Medicare	
Medicaid	
L & I	
Kaiser	
Other:	
Other:	
Auto:	
Private Pay	

Check List	
Signature	DID NOT OBTAIN
Insurance	
Face Sheet	LSC TO FAX
Supplies	-
Procedures	✓
Mileage	✓

CM Completing Checklist	
#: 788	Initials: DR

Skamania County EMS Rescue Report

1703

Date	Type of Call	Incident #	
9-8-09	Fall at Naked Falls		
Location			
DNR 2000 Rd Naked			
Paged	Responding	Arrived	Inservice
16:52	17:03	17:44	18:12

Description Of Incident

Actions Taken
Backboard, & Stokes up trail to M-71
M-71 Transported to Sammamish CREEK.

Equipment Used
1 ORANGE Rope, & Some Gear out of Blue Rope Pack.

First Rescue Unit #

R71

Crewmembers

Trevor Olson

Second Rescue Unit #

Crewmembers

POV Response

D. Pierson 702

Other Agencies

FD#41 Silver Star Search & Rescue

Crewmember Completing Report

Trevor Olson



SKAMANIA COUNTY EMERGENCY MEDICAL SERVICES

253 S.W. FIRST • P.O. BOX 338
STEVENSON, WA 98648
(509) 427-4233
TAX ID 91-0892067

PATIENT NAME: CHAZ J. LAWRENCE

INSURANCE:

DONNA LAWRENCE
14909 NE 7TH WAY
VANCOUVER, WA 98684

CALLER: Police/Fire/911
FROM: NAKED FALLS
TO: LEGACY SALMON CREEK

REASON(S) 959.01
FOR 959.7
TRANSPORT

DESCRIPTION OF CHARGE		QUANTITY	UNIT PRICE	AMOUNT
ALS1	A0427	1.0	1159.26	1159.26
MILEAGE ONE WAY	A0425	39.0	10.80	421.20
COLLECTION CHARGE		1.0	50.00	50.00
Total Charges				1630.46

DESCRIPTION OF PAYMENT	RECEIPT	PAYMENT DATE	AMOUNT
Total Credits			0.00
			\$1630.46

PLEASE PAY THIS AMOUNT

DETACH ALONG PERFORATION ABOVE AND RETURN STUB WITH YOUR PAYMENT

1630.46

PATIENT NAME: LAWRENCE, CHAZ J
PATIENT NUMBER:

CALL NUMBER:
BILLING DATE:

AMOUNT DUE \$
AMOUNT \$
ENCLOSED

SKAMANIA COUNTY EMERGENCY MEDICAL SERVICES

253 S.W. FIRST • P.O. BOX 338 • STEVENSON, WA 98648

>>>>>> PATIENT INFORMATION <<<<<<<

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Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Patient: WARNES, CHAZ J

Location: SC ED

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Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**
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Legacy Salmon Creek Hospital

2211 NE 139TH ST

VANCOUVER, WA 98686

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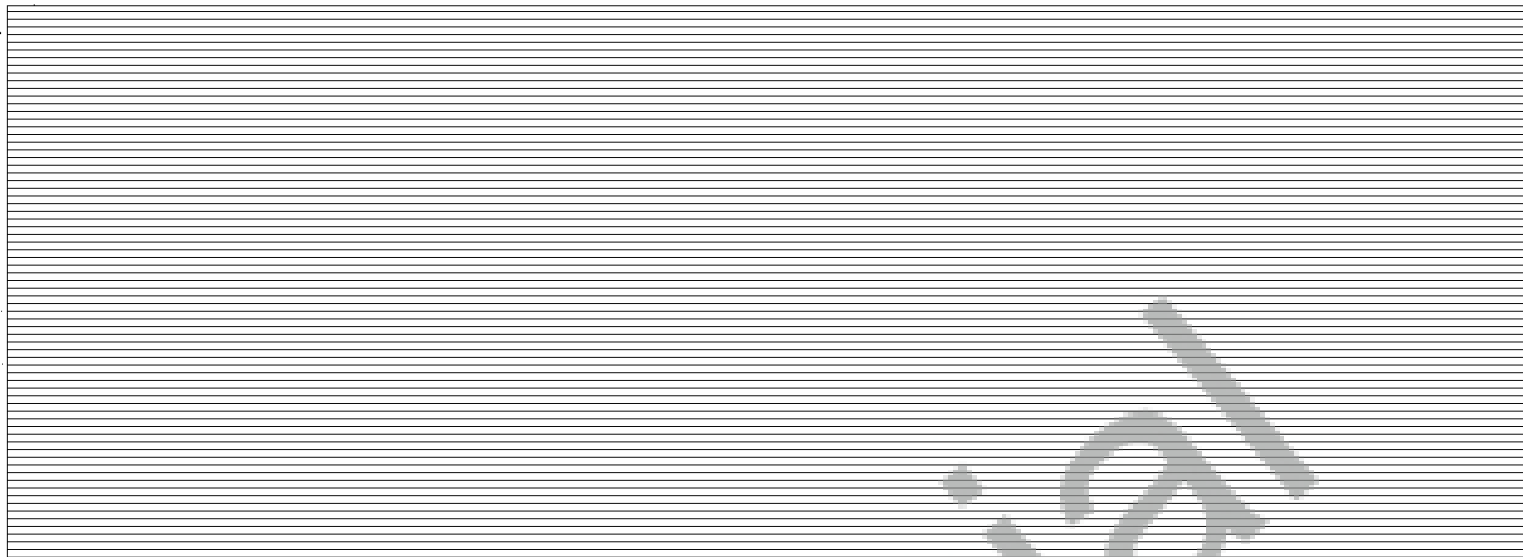
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MRN: 950043-48-69

Facility: LSCH



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2211 NE 139TH ST
VANCOUVER, WA 98666

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Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
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Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 23 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 24 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
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All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 25 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 26 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, ~Abnormal, #=Footnote, c=corrected, @=Interpretive Data

All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 27 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**
Page 28 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
Copy

ALT/SOFT

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**
Page 29 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 30 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Patient:

WARNES, CHAZ J

Location: SC ED

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=interpretive data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**
Page 31 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 32 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER WA 98686

Unofficial
Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**

Page 33 of 34

Legacy Salmon Creek Hospital
2211 NE 139TH ST
VANCOUVER, WA 98686

Unofficial Copy

Legend: L=Low, H=High, C=Critical, *=Abnormal, #=Footnote, c=corrected, @=Interpretive Data
All tests performed at Legacy Salmon Creek Hospital unless otherwise specified.

Print Date/Time: 2/28/2008 3:31:32 PM

Patient Name: **WARNES, CHAZ J**
Page 34 of 34

TChart

WARNES, CHAZ J - 950043-48-69

TChart

Physican Clinical Report
Legacy Salmon Creek Hospital - Emergency Services
2211 NE 139th Street, Vancouver, WA 98686 360-487-1400
09/08/2007 19:17

Patient: WARNES, CHAZ J

Unofficial
Copy

Printed by: Fritz, Lori
Printed on: 10/4/2007 7:34

Page 1 of 6
(Continued)

TChart

WARNES, CHAZ J - 950043-48-69

Unofficial
Copy

TChart

WARNES, CHAZ J - 950043-48-69

Unofficial
Copy

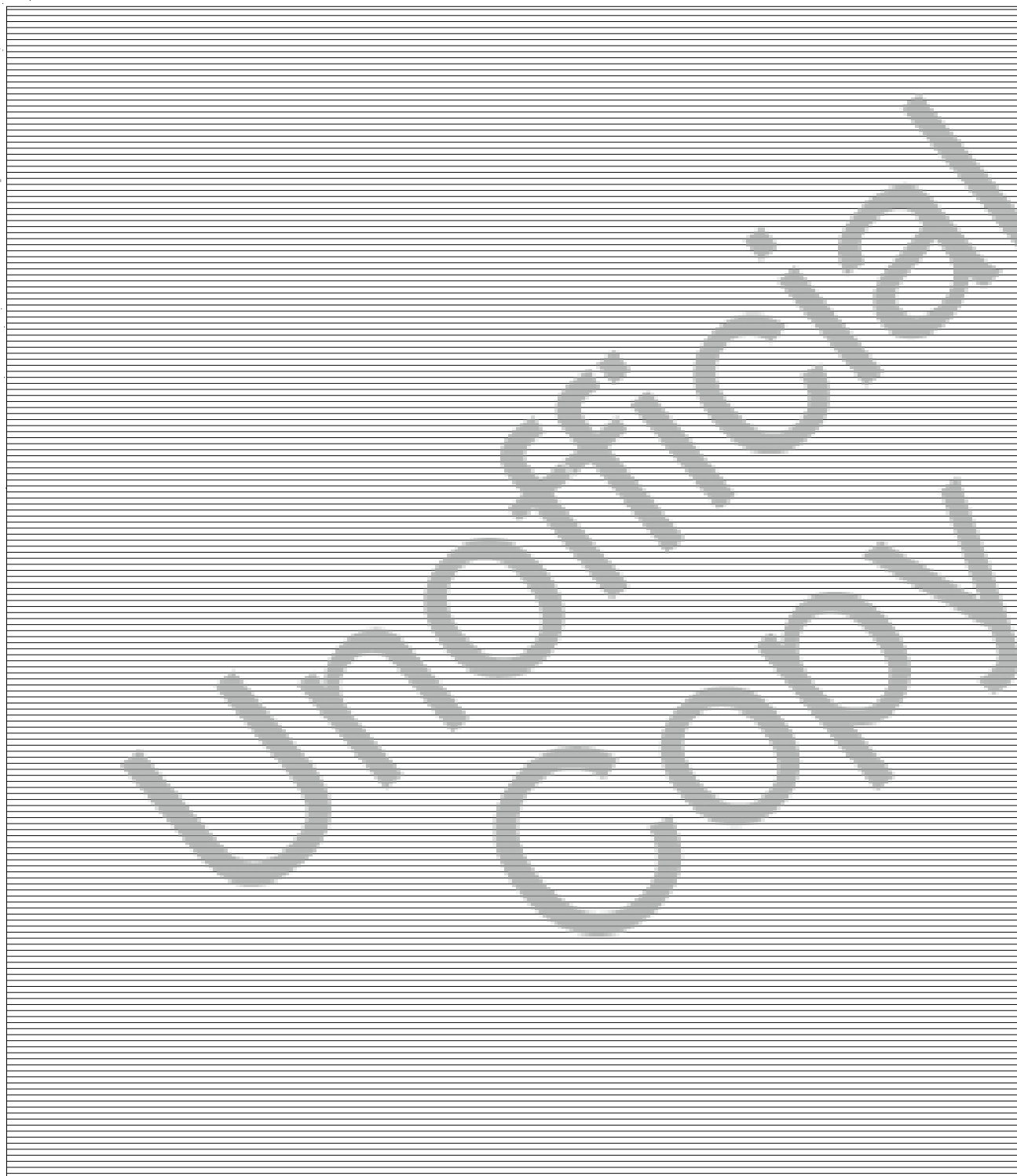
TChart

WARNES, CHAZ J - 950043-48-69

Unofficial
Copy

TChart

WARNES, CHAZ J - 950043-48-69



Printed by: Fritz, Lori
Printed on: 10/4/2007 7:34

Page 5 of 6
(Continued)

TChart

WARNES, CHAZ J - 950043-48-69

Unofficial
Copy



SALMON CREEK HOSPITAL
PO BOX 4037
PORTLAND OR 97208-4037

STATEMENT OF ACCOUNT

Patient Name CHAZ J WARNES

Statement Date 10/30/2007
Dates of Service 9/08/2007 THROUGH 9/08/2007
Primary Insurance PREMERA BLUE CROSS EH GS MH SC
Secondary Insurance
Type of Service EMERGENCY

1 oz - 1568 - 1579

DONNA WARNES
14909 NE 7TH WAY
VANCOUVER WA 98684-8126

|||||

Please Call

PREMERA BLUE CROSS EH GS MH SC
(800) 345-6784

DATE	DESCRIPTION	AMOUNT
9/08/2007	EMERGENCY SERVICES	
	Original Balance	3531.90
	Previous Balance	3531.90
	AMOUNT BILLED TO INSURANCE	\$3531.90

**THANK YOU FOR CHOOSING
LEGACY HEALTH SYSTEM**

Please return lower portion with your payment

IMPORTANT NOTICE

PLEASE CALL YOUR INSURANCE DIRECTLY. NO INSURANCE PAYMENT HAS
BEEN RECEIVED. ONLY THEY CAN ANSWER QUESTIONS ABOUT THEIR
OUTSTANDING PAYMENT. THANK YOU.

PATIENT NAME
CHAZ J WARNES

ACCOUNT BALANCE
3531.90

AMOUNT PAID

PLEASE MAKE CHECK PAYABLE TO LEGACY HEALTH SYSTEM.

For credit card payment:



Card Holder Name: _____

Credit Account No.: _____ Exp Date: _____

Authorized Signature X: _____ Amount: _____



SALMON CREEK HOSPITAL
PO BOX 2630
PORTLAND OR 97208-2630

|||||

0060000014311062400003531908

INCIDENT REPORT

SKAMANIA COUNTY SHERIFF, STEVENSON, WA.

PO Box 790, Stevenson, Wash. 98648 509-427-9490

Case Number	Page
07-07229	1
Associated Case No.	

Location	Location Cd	Clear Code
DNR 2000 Road milepost 2 (naked falls)	9	

DATE & TIME REPORTED	DATE & TIME OCCURRED	DOM VIOL?	FORCE?	DRUGS?	ALCOHOL?
9-8-2007 1630	9-8-2007 1630	N	Y	N	Y
1 Offenses (Call Type)		3			
66.44.270.2A Minor in possession		9A.76.040 Resisting Arrest			
2		4			
SKD 8.60.030.1 Alcohol in safety corridor					

SYNOPSIS

Contacted subject at naked falls. Subject was in possession and consuming alcohol. As I contacted the subject he tried to hide the alcohol and lie about drinking. When I attempted to place him in handcuffs he resisted.

PERSONS		C-Complainant	V-Victim	P-Parent/G	D-Deceased	M-Missing	I-Involved	
		W-Witness	S-Suspect	B-Booked	F-Firm	O-Owner		
CODE	Last, First, Middle					DOB	Sex	Race
S	Warnes, Chazmon J						M	W
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #		State
1,2,3	BRN	BLUE	5'6"	120				WA
Home Address/Mailing Address			City		State	Zip		
14909 NE 7TH WAY			VANCOUVER		WA	98684		
Home Phone		Work Phone		Employer Name and Address				

Miscellaneous:

CODE	Last, First, Middle					DOB	Sex	Race
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #		State
Home Address/Mailing Address			City		State	Zip		
Home Phone		Work Phone		Employer Name and Address				

Miscellaneous:

Reporting Officer / # 53		Assisting Officer(s)		Approval	
Signature <i>[Signature]</i>		ARNETT #57		9-14-07	
Distribution			Attached Supplements		
Records	Ska PA	JO	DEM	Names	Photos
Stev PA	NB PD	NB PA		Property	Videotape
Other--				Statements	Audiotape
					Vehicles
					Photocopies

Narrative Report

Skamania County Sheriff's Office

POB 790

Stevenson, WA 98648

Case # 07-07229

Below List:	Injuries to involved, including exam Evidence / Probable Cause Insurance Information	Charges Requested Case Summary Narrative
--------------------	--	--

Evidence / Probable Cause:

1. Observation of subject consuming alcohol in Dougan Falls Recreation Safety Corridor
2. Photograph of beer bottle
3. Observation of subject resisting and attempting to flee

Charges Requested:

1. 66.44.270.2A Minor in possession/consumption of alcohol
2. SKD 8.60.030.1 Possession/consumption of alcohol in Dougan Falls Safety Corridor
3. 9A.76.040 Resisting arrest

Case Summary:

On 9-8-2007 at 1630 hours I was on patrol near milepost 2 on the DNR 2000 road, the area is commonly known as naked falls. Deputy Arnett and I observed a group of males sitting at the river. One of the males appeared to be consuming alcohol. I contacted the male that was drinking alcohol. He tried to hide the fact that he had been drinking. The male then pulled away from me twice, resisting arrest. As the subject tried to flee Deputy Arnett utilized his Taser to subdue the subject.

Narrative:

On September 8, 2007 at 1630 hours I was on patrol near milepost 2 on the DNR 2000 road. There were several cars parked in the parking area near the location commonly know as Naked Falls. Deputy Arnett and I stepped out of our patrol vehicle to check on activity on the river. We were in the area to enforce the Dougan Falls Safety Corridor and Skamania County Ordinances stating that there was no alcohol allowed in the area. The area is well posted along the Washougal River Road and Dougan Falls stating the prohibited activities in the safety corridor.

Deputy Arnett was looking down toward the river with binoculars. I was standing at the road edge when I observed four males sitting on the rocks near the river. I told deputy Arnett it appeared one of the subjects was drinking a beer. He looked with his binoculars and agreed with what I had seen. He also stated it appeared the males were minors. I began to walk down the steep embankment towards the river. I continued to watch the subjects. As I got to the river and stepped out of the trees I observed the suspect male, later identified as Chazmon Warnes attempt to hide a bottle off to his left side.

I approached the group of four males to see how many of them had been drinking. I also wanted to obtain identification to verify the ages of the subjects. I could not tell if they where twenty-one or not. The group was still seated on the rocks. As I got to within talking distance of the group I openly asked the group if any of them had been drinking. Mr. Warnes looked away and the others looked at each other. I then asked again if they had been drinking. I was looking directly at Mr.

Warnes when I asked the question. He said he had not been drinking. He began to quickly look around the area and was quickly moving his hands. He continued to look to his left side. I took out my handcuffs with my left hand, then reached over with my right hand to grab Mr. Warnes' right arm. As I did this he stated "O.K. I was drinking" then jumped up. At that time I lost control of his right arm. I told Mr. Warnes to place his hands behind his back as I again reached for his right hand. At this point I heard what I believed was deputy Arnett removing his Taser from its holster. Deputy Arnett told Mr. Warnes to calm down or he would be Tased. I again reached for Mr. Warnes hand. My back was to Deputy Arnett but I could notice the red dot from the laser of his Taser pointed at the back of Mr. Warnes. I again reached down and grabbed Mr. Warnes arm near his hand. When I did that he quickly pulled away. As he pulled away I was trying to follow his right arm, this exposed my right side. Due to the uneven ground and rocky surface this left me vulnerable for an attack. Once I no longer had any physical control of Mr. Warnes I said "Tase him". I then turned back toward the subject to see if he was still next to me. The subject appeared to be fleeing. I began to run back towards the way I had approached the group. After a few steps I heard the Taser discharge and noticed the subject fall on the rocks about fifteen feet down river. He had apparently jumped from the rock area where they were sitting, across a five to six foot gap in the rocks where there was water running between. I immediately went around to the subject. As I did I called my dispatch center to advise them the Taser had been deployed and I requested medical assistance for Mr. Warnes.

As I approached Mr. Warnes I noticed he was in obvious pain. He was lying face down on the rocks. I noticed blood coming from the area of his head. I went over to Mr. Warnes and advised him we had medics on the way to check him out. Once I was sure that he did not have anything in his hands. I used a couple of t-shirts on his head to slow the bleeding. After two to three minutes the bleeding appeared to slow. I kept the shirts on his head. Mr Warnes was apologetic but said, "I can't get in trouble". I asked him why, he then stated he had just got out of a Juvenile Detention Facility. I went up to the patrol car to obtain a first aid kit. When I returned Mr. Warnes was lying back on the rocks. Deputy Arnett had removed the Taser probes from Mr. Warnes back. I applied alcohol to the area and placed bandages over the puncture areas. I also tended to several cuts on his feet. He still had the shirt on his head. I checked his head several times to make sure he was not bleeding again. The bleeding had stopped and the blood was drying on his face. Several times throughout the medical treatment of Mr. Warnes he asked us to help him out and please not call his parole officer or make a report on the incident. Where Mr. Warnes had been seated there was a 40oz bottle of beer (Old English 800) the bottle was half empty. Mr Warnes stated he had several swigs from the bottle. His friends did not appear to be drinking.

Deputy McKay arrived. Medics also arrived shortly after and treated Mr. Warnes for his injuries. He has transported to Legacy Salmon Creek for an evaluation.

I certify or declare under penalty of perjury under the laws of the state of Washington that the foregoing and the accompanying reports/copies of documents and the information contained therein are true, correct, and accurate.

Supplemental Report

Skamania County Sheriff's Office

POB 790

Stevenson, Wash. 98648

Case #07-07229

Below List:	Type of Incident Date of Supplemental Report Date Of Original	Suspect Distribution Charges Requested/Filed	NARRATIVE Reporting Officer
-------------	---	--	--------------------------------

TYPE OF INCIDENT:

Use of force

DATE OF SUPPLEMENTAL:

09-08-2007

DATE OF ORIGINAL:

09-08-2007

SUSPECT:

Chazmon Warnes

DISTRIBUTION:

Records PA's Office

CHARGES REQUESTED:

Minor in possession RCW 66.44.270.2A

Dougan falls safety violation 8.60.030.1

Resisting arrest 9a.76.040

EVIDENCE/PROBABLE CAUSE:

Use of force form

Taser usage report for Taser # X00-123788

NARRATIVE:

On 09-08-2007 at approximately 1630 hours I was standing atop the DNR 2000 Road approximate milepc 2.0. I was looking through my binoculars at a group of males. I observed 1 male with a 40oz bottle of beer in his hands. I advised Deputy Warren that we should go down and make contact. Drinking alcohol is a violation of the Dougan falls safety corridor-. I advised Deputy Warren that we should make our way down the hill very quietly had suspected that some of them might be MIP. We approached the males and asked them if they had been drinking today. All of them said NO, at that point I could see the male in the middle try to hide the bottle. Deputy Warren went over to the male in the middle that had been holding the 40oz bottle. Deputy Warren was going to place him handcuffs till we were able to verify his name and date of birth. He was later identified as Chaz Warnes 02-01-1990. Chaz was with three other male subjects that appeared to be under the age of 21. Deputy Warren approached Chaz and he jumped up and confronted Deputy Warren in a squared off stance. Deputy Warren tried to grab Chaz

Reporting Officer Signature / Date Arnett 7/13/07Badge Number 57

Approving Officer Signature / Date _____

Badge Number _____

hand to place him into handcuffs. Chaz tried to pull away from Deputy Warren. I drew my department issued Taser and told Chaz to calm down or I would taze him. Deputy Warren attempted again to go around Chaz from behind to get a hold of his hands. Chaz drew back swung around and tried to resist Deputy Warren from attempting to place him into handcuffs. Chaz took off running, that's when Deputy Warren yelled at me to taze him. Chaz jumped across the rocks landed hard on his feet. I already had my department issued Taser out. I drew on Chaz as he landed and fired striking him in the back with both darts. I immediately ran over to his location to make sure he was ok. Chaz had hit the ground pretty hard and was bleeding from his head. Deputy Warren and I called for medical to respond to our location code three. Chaz attempted to get up and I told him to lay still medical was on the way. Chaz asked me if I could help him. He told me he was scared he did not want to go back to jail. Chaz told me he had just got out of jail and didn't want me to call his probation officer. I had Chaz roll to his back so I could remove the darts. Deputy Warren and I held shirts to the head wound till medical arrived. Medical arrived on the scene several minutes later and were able to stabilize Chaz for transportation to Legacy Salmon Creek hospital.

END OF REPORT

DEPUTY LYLE ARNETT #57

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this report is true and correct (RCW 9A.72.085):

Reporting Officer Signature / Date _____

Badge Number _____

Approving Officer Signature / Date _____

Badge Number _____

Persons Supplemental Report

SKAMANIA COUNTY SHERIFF, STEVENSON, WA.

Box 790, Stevenson, Wash. 98648 509-427-9490

Case Number
07-07229
PERSONS
C-Complainant
V-Victim
P-Parent/G
D-Deceased
M-Missing
I-Involved
W-Witness
S-Suspect
B-Booked
F-Firm
O-Owner

CODE W	Last, First, Middle Ewrin, Michael D						DOB <div style="border: 1px solid black; height: 15px; width: 100%;"></div>	Sex M	Race W
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State	
Home Address/Mailing Address 4516 NW 18th Ave						City Camas	State WA	Zip 98607	
Miscellaneous:									
Home Phone (360)833-9671			Work Phone			Employer			
CODE W	Last, First, Middle Ewrin, Gabriel T						DOB <div style="border: 1px solid black; height: 15px; width: 100%;"></div>	Sex M	Race W
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State	
Home Address 4516 NW 18th Ave						City Camas	State WA	Zip 98607	
Miscellaneous:									
Home Phone (360)833-9671			Work Phone			Employer			
CODE W	Last, First, Middle Foster, Nicholas S						DOB <div style="border: 1px solid black; height: 15px; width: 100%;"></div>	Sex M	Race H
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State	
Home Address 14212 NE 9th Street						City Vancouver	State WA	Zip 98684	
Miscellaneous:									
Home Phone (360)882-0049			Work Phone			Employer			
CODE P/G	Last, First, Middle Warnes, Kent						DOB <div style="border: 1px solid black; height: 15px; width: 100%;"></div>	Sex M	Race
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State	
Home Address/Mailing Address						City	State	Zip	
Miscellaneous: Father contacted									
Home Phone (360)896-1318			Work Phone (360)606-6821 cell			Employer			
Officer Deputy T. McKay #21									

09/09/07
09:49Skamania County Sheriff's Department
CALL DETAIL REPORT929
Page: 1

Call Number: C07007286

Nature: Medical
 Reported: 16:31:28 09/08/07
 Rcvd By: Gildersleeve, J How Rcvd: R
 Occ Btwn: 16:31:28 09/08/07 and 16:31:28 09/08/07
 Type: 1
 Priority: 1

Address: DNR 2000; Washougal
 City: Washougal

Alarm:

COMPLAINANT/CONTACT

Complainant: Arnett, Lyle J Name#: 205249
 Race: W Sex: M
 Address: 200 Vancouver Ave NW, Stevenson
 Home Phone: (360)571-9081 Work Phone: (360)798-9578 cell

Contact:
 Address: DNR 2000 Rd Naked Falls
 Phone: () -

RADIO LOG

Dispatcher	Time/Date	Unit	Code	Zone	Agnc	Description
Gilderslee	16:31:44 09/08/07	M71	ENRT	PTA0	SCAS	Enroute to a call call=311
Gilderslee	16:33:06 09/08/07	53	ARRV	PTA0	SCSO	incid#=07-07229 Arrived on scene call=311
Gilderslee	16:33:06 09/08/07	57	ARRV	PTA0	SCSO	incid#=07-07229 Arrived on scene call=311
Gilderslee	16:33:17 09/08/07	21	ENRT	PTA0	SCSO	incid#=07-07229 Enroute to a call call=311
Gilderslee	16:33:51 09/08/07	53	DLIN	PTA0	SCSO	last=warrens first=chaz mid=j* dob=
Gilderslee	16:37:36 09/08/07	FD4	ENRT	PTA0		incid#=07-07229 Enroute to a call call=311
Gilderslee	16:40:39 09/08/07	53	DLIN	PTA0	SCSO	last=warnes first=chaz mid=j* dob=
Doherty, N	16:45:44 09/08/07	21	97	PTA0	SCSO	arrived w 53 57, call=311
Gilderslee	16:46:05 09/08/07	21	ARRV	PTA0	SCSO	incid#=07-07229 Arrived on scene call=311
Gilderslee	16:49:49 09/08/07	21	00	PTA0	SCSO	gonna need ropes
Gilderslee	16:53:59 09/08/07	FD4	ARRV	PTA0		incid#=07-07229 Arrived on scene call=311
Gilderslee	17:00:14 09/08/07	M71	00	PTA0	SCAS	page for WR SAR
Doherty, N	17:05:04 09/08/07	M71	97	PTA0	SCAS	on scene, call=311
Gilderslee	17:09:18 09/08/07	M71	00	PTA0	SCAS	request WR SAR
Gilderslee	17:38:33 09/08/07	53	CMPL	PTA0	SCSO	incid#=07-07229 enrt to the SO call=311
Gilderslee	17:38:33 09/08/07	57	CMPL	PTA0	SCSO	incid#=07-07229 enrt to the SO call=311
Gilderslee	17:55:36 09/08/07	21	00	PTA0	SCSO	status on sw

09/09/07
09:49Skamania County Sheriff's Department
CALL DETAIL REPORT929
Page: 2

Gilderslee 18:05:40 09/08/07 M71 ONAI PTA0 SCAS incid#=07-07229 trp 1 code 1
Salmon Creek call=311
Gilderslee 18:12:25 09/08/07 FD4 CMPL PTA0 incid#=07-07229 in serv
returning call=311
Gilderslee 18:23:26 09/08/07 21 CMPL PTA0 SCSO incid#=07-07229 Completed
call call=311
Minnis, S 19:35:41 09/08/07 M71 ONAI PTA0 SCAS incid#=07-07229 Clear Salmon
Creek Legacy call=311
Gilderslee 19:56:40 09/08/07 M71 CMPL PTA0 SCAS incid#=07-07229 in serv west
co line call=311

COMMENTS

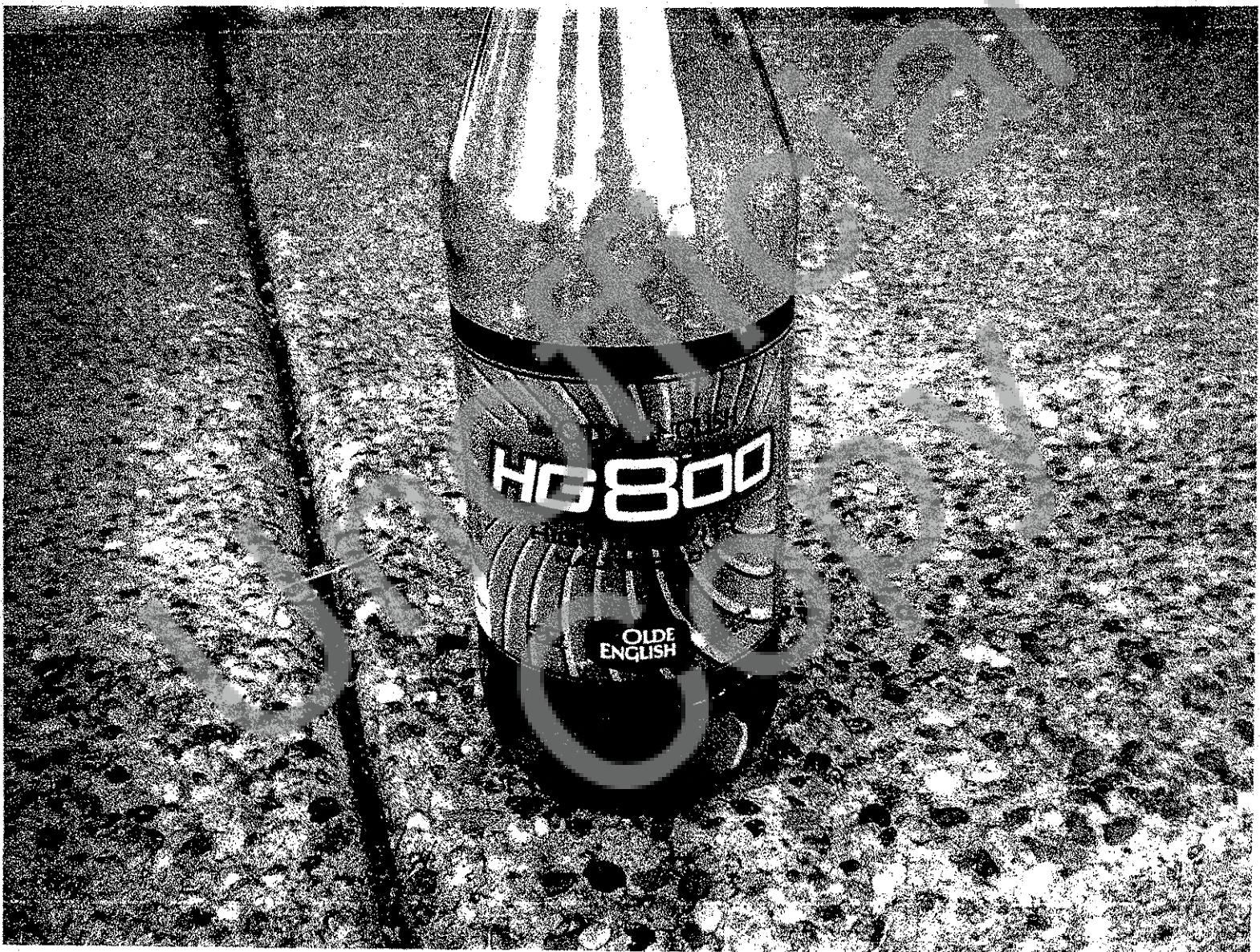
RP advised they have tazed a subject and he fell when trying to flee and hit his head. Requesting EMS for a head wound. M71 enrt 21 enrt FD4 paged 21 advising will need ropes rescue, EMS all page DEM # 07-2975 M71 request WR SAR as well 61 advising to call for Silverstar due to limited response Subject out and being trp to Salmon Creek code 1. 21 advises to close the mission # at 1930 Donna & Kent (mom & dad) HM 360-896-1318, cell 360-606-6821

UNIT HISTORY

Unit	Time/Date	Code
21	16:33:17 09/08/07	ENRT
21	16:45:44 09/08/07	97
21	16:46:05 09/08/07	ARRV
21	16:49:49 09/08/07	00
21	17:55:36 09/08/07	00
21	18:23:26 09/08/07	CMPL
53	16:33:06 09/08/07	ARRV
53	16:33:51 09/08/07	DLIN
53	16:40:39 09/08/07	DLIN
53	17:38:33 09/08/07	CMPL
57	16:33:06 09/08/07	ARRV
57	17:38:33 09/08/07	CMPL
FD4	16:37:36 09/08/07	ENRT
FD4	16:53:59 09/08/07	ARRV
FD4	18:12:25 09/08/07	CMPL
M71	16:31:44 09/08/07	ENRT
M71	17:00:14 09/08/07	00
M71	17:05:04 09/08/07	97
M71	17:09:18 09/08/07	00
M71	18:05:40 09/08/07	ONAI
M71	19:35:41 09/08/07	ONAI
M71	19:56:40 09/08/07	CMPL

RESPONDING OFFICERS

Unit	Officer
21	Mckay, Ty
53	Warren, T
57	57
FD4	FD4
M71	M71





IN THE SUPERIOR COURT OF THE
STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SKAMANIA
JUVENILE DIVISION

STATE OF WASHINGTON,
Petitioner,
vs.
Chapman Warner
Respondent.

NO. 07-8-0049-0

PLEA AGREEMENT

On plea to:

Resisting

The State of Washington and the respondent enter into this PLEA AGREEMENT which is accepted only by a guilty plea. This agreement may be withdrawn at any time prior to acceptance of the guilty plea. The PLEA AGREEMENT is indicated above and as follows:

- ☒ The State agrees to file no further charges. (Douglas Falls Violation)
☒ The State agrees to dismiss count(s) I - MIP.
☒ AGREED CRIMINAL HISTORY.

(Per Matrix)

SENTENCING RECOMMENDATION

The State will recommend the following:

- ☒ The State will recommend (0 days of detention time) (a commitment of _____ weeks).

[] _____ days to be served immediately.

- ☒ The State will recommend 6 months of community supervision.

- ☒ The State will recommend 8 hours of community service.

[] The State will recommend a fine of \$_____.

- ☒ The respondent shall pay a Victim Penalty Assessment

PLEA AGREEMENT

(VPA) of \$ 75.

- ☐ The respondent shall pay a DNA testing fee of \$_____.
- ☐ The respondent shall pay restitution in the amount of \$_____.
- ☐ The State will consider recommending the Special Sex Offender Disposition Alternative after review of the evaluation of the respondent by an approved therapist.
- ☐ The charged offense requires a mandatory period of suspension of the respondent's Operators License.

☒ DISPOSITION CONDITIONS

- ☐ That the respondent remain on good behavior and commit no further violations of the law;
- ☐ That the respondent have no contact with anyone on adult or juvenile Court imposed supervision;
- ☐ That the respondent pay all legal and financial obligations;
- ☐ That the respondent be prohibited from the ownership, possession and/or control of any firearm;
- ☒ That the respondent be prohibited from the possession, control and/or consumption of any controlled substance and/or alcohol;
- ☐ That the respondent be subject to random urinalyses to monitor compliance with condition; and
- ☒ That the respondent comply with any other condition as imposed by the Court and/or Juvenile Department.
- ☐ Other: _____

The respondent understands that if additional criminal convictions are found or if the respondent commits any new crimes or violates the conditions of release pending sentencing, or fails to appear for sentencing, the State is released from the

obligations of this agreement.

This offer shall remain open until the first date set for Fact Finding.

DATED 10-25-07


LANCE D FITZJARRALD, WSBA#31783
DEPUTY PROSECUTING ATTORNEY



DAVID S. BROWN
SHERIFF

OFFICE OF THE SKAMANIA COUNTY
SHERIFF

PO Box 790
200 Vancouver Ave.
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scso@co.skamania.wa.us

Dave Cox
Undersheriff

Pat Bond
Chief Criminal Deputy

Marlea McKenzie
Chief Civil Deputy

David Waymire
Jail Superintendent

October 1, 2007

Reserve Deputy Tony Warren
Skamania County Sheriff's Office
Stevenson, WA 98648

Notice of Disciplinary Action: Documented Verbal Reprimand

Reserve Deputy Warren,

On September 8, 2007, you and Reserve Deputy Arnett were involved in an incident at Naked Falls, off the DNR 2000 Road. The investigation of this incident resulted in a finding of no policy violations for your actions. The investigation did show you and Deputy Arnett failed to adequately assess the situation and environment prior to utilizing the Taser to subdue a fleeing misdemeanor violator. As part of your training, you are taught to consider not only the surroundings, but also the possibility of injury to the subject if the Taser is deployed. The Taser is an "electro-muscular disruption device that disrupts the body's ability to communicate messages from the brain to the muscles, causing temporary motor skills dysfunction to a subject (Section 7.2.3). In this case, the subject appeared to be jumping through the air, over a body of water, onto an uneven rock surface. By disrupting his motor skill functions during this process, the likelihood of injury to the subject should have been predicted. Although you did not fire the Taser, you instructed Deputy Arnett to "Tase him", which indicates you felt the use of the Taser appropriate given the totality of the circumstances.

After evaluating the incident and speaking with you, I believe you were acting diligently to enforce the Dougan Falls Ordinance and made a lapse in judgment regarding the environment. Therefore, this documented verbal reprimand will serve as a reminder to carefully consider the totality of the circumstances when utilizing department issued weapons.

The policy and procedures for this Office serve as a guideline for the seen and sometimes-unforeseen circumstances we encounter as law enforcement officers. It is a working document that may not cover everything, nor should it. Common sense must play a part in our day-to-day activities and is essential in our profession.

I am confident that in the event you find yourself in a similar situation in the future, you will evaluate the environment, offense, and possible results of your actions when deciding the appropriate actions to take.

This is the first documented incident of this nature that I am aware of.

I acknowledge receipt of this letter _____
Signature and date

Brett Robison
Patrol Sergeant

Unofficial
Copy



DAVID S. BROWN
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Marlea McKenzie
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David Waymire
Jail Superintendent

October 1, 2007

Reserve Deputy Lyle Arnett
Skamania County Sheriff's Office
Stevenson, WA 98648

Notice of Disciplinary Action: Documented Verbal Reprimand

Reserve Deputy Arnett,

On September 8, 2007, you and Reserve Deputy Warren were involved in an incident at Naked Falls, off the DNR 2000 Road. The investigation of this incident resulted in a finding of no policy violations for your actions. The investigation did show you and Deputy Warren failed to adequately assess the situation and environment prior to utilizing the Taser to subdue a fleeing misdemeanor violator. As part of your training, you are taught to consider not only the surroundings, but also the possibility of injury to the subject if the Taser is deployed. The Taser is an "electro-muscular disruption device that disrupts the body's ability to communicate messages from the brain to the muscles, causing temporary motor skills dysfunction to a subject (Section 7.2.3). In this case, the subject appeared to be jumping through the air, over a body of water, onto an uneven rock surface. By disrupting his motor skill functions during this process, the likelihood of injury to the subject should have been predicted.

After evaluating the incident and speaking with you, I believe you were acting diligently to enforce the Dougan Falls Ordinance and made a lapse in judgment regarding the environment. Therefore, this documented verbal reprimand will serve as a reminder to carefully consider the totality of the circumstances when utilizing department issued weapons.

The policy and procedures for this Office serve as a guideline for the seen and sometimes-unforeseen circumstances we encounter as law enforcement officers. It is a working document that may not cover everything, nor should it. Common sense must play a part in our day-to-day activities and is essential in our profession.

I am confident that in the event you find yourself in a similar situation in the future, you will evaluate the environment, offense, and possible results of your actions when deciding the appropriate actions to take.

This is the first documented incident of this nature that I am aware of.

I acknowledge receipt of this letter _____

Signature and date

Brett Robison
Patrol Sergeant

Unofficial
Copy

Proposed Re-Training Plan

October 1, 2007

In response to the incident at Naked Falls on 09/08/07, this re-training plan will seek to address identified areas relevant to this incident that will help Reserve Deputies Tony Warren and Lyle Arnett to refine their skills and improve their performance. The proposed training and/or counseling shall consist of:

1. Additional training in environmental considerations when utilizing the Taser.
2. Additional training in defensive tactics regarding "Control before cuffing" and proper methods for gaining control of subjects for arrest. This aspect should be addressed in the next defensive tactics training scheduled in November. Depending on performance in that training, additional one-on-one training may be necessary.
3. Additional time riding with full-time deputies to gain exposure to a wider variety of situations where judgment and consideration of the totality of the circumstances will be utilized.

7.2.3 Electronic Devices

Taser: An electro-muscular disruption device that disrupts the body's ability to communicate messages from the brain to the muscles, causing temporary motor skills dysfunction to a subject.

It is the policy of the Sheriff of Skamania County to authorize the use of the Taser as a use of force option. The Taser falls into the same level as that of Chemical Agents.

The Taser may be used when a subject is displaying active, aggressive or aggravated aggressive resistance to an Officer/Deputy attempting to conduct legal enforcement activities.

Training and Certification:

A certified Taser instructor will be the only authorized person(s) to instruct on the use of the Taser. Deputies authorized to use a Taser must successfully complete an initial certification-training course, to include written and practical tests. Once certified, Deputies must attend annual recertification.

Equipment Care and Handling:

The Taser will be inspected for damage and cleanliness, and batteries and cartridges replaced when required, by the Deputy. The battery display will be checked on the CID at the beginning of each shift. A spark test will be conducted once a shift cycle and annotated in the Deputies log book (a use of force report is not required for a spark test). A battery reading of 20% or less will require the DPM/battery pack be changed. The DPM/battery pack will NOT be removed from the Taser except when the reading is at or below 20% or to conduct a data download (to be completed by a supervisor). The Taser will never be stored more than 48 hours without the DPM/battery pack attached. Tasers must be stored and secured in a climate-controlled area, not in a vehicle.

Uniformed Deputies will carry the Taser in an approved issued holster. The holster will be carried on the duty belt, on the opposite side of the duty firearm, cross draw position is optional.

The on-duty supervisor will be notified and a use of force report will be completed if the Taser is deployed. The report will be reviewed by the on-duty supervisor to ensure it was utilized in accordance with the office use of force policy.

Present the Taser to a supervisor for data download prior to the end of the shift if a reported use of force incident occurs.

Probe Removal:

EMS personnel will be requested to respond to remove the probes from the subject in which it was deployed. If EMS is not available, the probes can be removed by the Deputy. The site of the probes entry will be cleaned with provided antiseptic wipes, and then covered with provided bandage. Ensure the effected area is photographed prior to bandaging, if possible.

If the probes are deployed in a sensitive area such as the head, neck, or genitalia or if the Deputy feels it is beyond his capability to remove the probes, summon EMS immediately.

Probes removed from a persons skin will be treated as a biohazard. The used/spent cartridge will be placed in evidence/property.

INCIDENT REPORT

SKAMANIA COUNTY SHERIFF, STEVENSON, WA.

PO Box 790, Stevenson, Wash. 98648 509-427-9490

Case Number	Page
07-07229	1
Associated Case No.	

Location DNR 2000 Road milepost 2 (naked falls)				Location Cd 9	Clear Code
DATE & TIME REPORTED 9-8-2007 1630	DATE & TIME OCCURRED 9-8-2007 1630	DOM VIOL? N	FORCE? Y	DRUGS? N	ALCOHOL? Y
1 Offenses (Call Type) 66.44.270.2A Minor in possession		3 9A.76.040 Resisting Arrest			
2 SKD 8.60.030.1 Alcohol in safety corridor		4			

SYNOPSIS

Contacted subject at naked falls. Subject was in possession and consuming alcohol. As I contacted the subject he tried to hide the alcohol and lie about drinking. When I attempted to place him in handcuffs he resisted.

PERSONS		C-Complainant W-Witness	V-Victim S-Suspect	P-Parent/G B-Booked	D-Deceased F-Firm	M-Missing O-Owner	Involved
CODE S	Last, First, Middle Warnes, Chazmon J					DOB	Sex M
Offense 1,2,3	Hair BRN	Eye BLUE	hgt 5'6"	wgt 120	soc	Driver Lic #	Race W
Home Address/Mailing Address 14909 NE 7TH WAY					City VANCOUVER	State WA	Zip 98684
Home Phone		Work Phone		Employer Name and Address			

Miscellaneous:

CODE	Last, First, Middle					DOB	Sex	Race
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #	State	
Home Address/Mailing Address					City	State	Zip	
Home Phone		Work Phone		Employer Name and Address				

Miscellaneous:

Reporting Officer / # 53	Assisting Officer(s) ARNETT #57	Approval 9-14-07
Signature <i>[Signature]</i>		
Distribution Records <input checked="" type="checkbox"/> Ska PA <input checked="" type="checkbox"/> JO <input checked="" type="checkbox"/> DEM Stev PA <input checked="" type="checkbox"/> NB PD <input checked="" type="checkbox"/> NB PA Other--		
Attached Supplements Names <input checked="" type="checkbox"/> Photos <input checked="" type="checkbox"/> Vehicles Property <input checked="" type="checkbox"/> Videotape <input checked="" type="checkbox"/> Photocopies Statements <input checked="" type="checkbox"/> Audiotape		

Narrative Report

Skamania County Sheriff's Office

POB 790

Stevenson, WA 98648

Case # 07-07229

Below List:	Injuries to involved, including exam Evidence / Probable Cause Insurance Information	Charges Requested Case Summary Narrative
--------------------	--	--

Evidence / Probable Cause:

1. Observation of subject consuming alcohol in Dougan Falls Recreation Safety Corridor
2. Photograph of beer bottle
3. Observation of subject resisting and attempting to flee

Charges Requested:

1. 66.44.270.2A Minor in possession/consumption of alcohol
2. SKD 8.60.030.1 Possession/consumption of alcohol in Dougan Falls Safety Corridor
3. 9A.76.040 Resisting arrest

Case Summary:

On 9-8-2007 at 1630 hours I was on patrol near milepost 2 on the DNR 2000 road, the area is commonly known as naked falls. Deputy Arnett and I observed a group of males sitting at the river. One of the males appeared to be consuming alcohol. I contacted the male that was drinking alcohol. He tried to hide the fact that he had been drinking. The male then pulled away from me twice, resisting arrest. As the subject tried to flee Deputy Arnett utilized his Taser to subdue the subject.

Narrative:

On September 8, 2007 at 1630 hours I was on patrol near milepost 2 on the DNR 2000 road. There were several cars parked in the parking area near the location commonly know as Naked Falls. Deputy Arnett and I stepped out of our patrol vehicle to check on activity on the river. We were in the area to enforce the Dougan Falls Safety Corridor and Skamania County Ordinances stating that there was no alcohol allowed in the area. The area is well posted along the Washougal River Road and Dougan Falls stating the prohibited activities in the safety corridor.

Deputy Arnett was looking down toward the river with binoculars. I was standing at the road edge when I observed four males sitting on the rocks near the river. I told deputy Arnett it appeared one of the subjects was drinking a beer. He looked with his binoculars and agreed with what I had seen. He also stated it appeared the males were minors. I began to walk down the steep embankment towards the river. I continued to watch the subjects. As I got to the river and stepped out of the trees I observed the suspect male, later identified as Chazmon Warnes attempt to hide a bottle off to his left side.

I approached the group of four males to see how many of them had been drinking. I also wanted to obtain identification to verify the ages of the subjects. I could not tell if they where twenty-one or not. The group was still seated on the rocks. As I got to within talking distance of the group I openly asked the group if any of them had been drinking. Mr. Warnes looked away and the others looked at each other. I then asked again if they had been drinking. I was looking directly at Mr.

Warnes when I asked the question. He said he had not been drinking. He began to quickly look around the area and was quickly moving his hands. He continued to look to his left side. I took out my handcuffs with my left hand, then reached over with my right hand to grab Mr. Warnes' right arm. As I did this he stated "O.K. I was drinking" then jumped up. At that time I lost control of his right arm. I told Mr. Warnes to place his hands behind his back as I again reached for his right hand. At this point I heard what I believed was deputy Arnett removing his Taser from its holster. Deputy Arnett told Mr. Warnes to calm down or he would be Tased. I again reached for Mr. Warnes hand. My back was to Deputy Arnett but I could notice the red dot from the laser of his Taser pointed at the back of Mr. Warnes. I again reached down and grabbed Mr. Warnes arm near his hand. When I did that he quickly pulled away. As he pulled away I was trying to follow his right arm, this exposed my right side. Due to the uneven ground and rocky surface this left me vulnerable for an attack. Once I no longer had any physical control of Mr. Warnes I said "Tase him". I then turned back toward the subject to see if he was still next to me. The subject appeared to be fleeing. I began to run back towards the way I had approached the group. After a few steps I heard the Taser discharge and noticed the subject fall on the rocks about fifteen feet down river. He had apparently jumped from the rock area where they were sitting, across a five to six foot gap in the rocks where there was water running between. I immediately went around to the subject. As I did I called my dispatch center to advise them the Taser had been deployed and I requested medical assistance for Mr. Warnes.

As I approached Mr. Warnes I noticed he was in obvious pain. He was lying face down on the rocks. I noticed blood coming from the area of his head. I went over to Mr. Warnes and advised him we had medics on the way to check him out. Once I was sure that he did not have anything in his hands. I used a couple of t-shirts on his head to slow the bleeding. After two to three minutes the bleeding appeared to slow. I kept the shirts on his head. Mr Warnes was apologetic but said, "I can't get in trouble". I asked him why, he then stated he had just got out of a Juvenile Detention Facility. I went up to the patrol car to obtain a first aid kit. When I returned Mr. Warnes was lying back on the rocks. Deputy Arnett had removed the Taser probes from Mr. Warnes back. I applied alcohol to the area and placed bandages over the puncture areas. I also tended to several cuts on his feet. He still had the shirt on his head. I checked his head several times to make sure he was not bleeding again. The bleeding had stopped and the blood was drying on his face. Several times throughout the medical treatment of Mr. Warnes he asked us to help him out and please not call his parole officer or make a report on the incident. Where Mr. Warnes had been seated there was a 40oz bottle of beer (Old English 800) the bottle was half empty. Mr Warnes stated he had several swigs from the bottle. His friends did not appear to be drinking.

Deputy McKay arrived. Medics also arrived shortly after and treated Mr. Warnes for his injuries. He has transported to Legacy Salmon Creek for an evaluation.

I certify or declare under penalty of perjury under the laws of the state of Washington that the foregoing and the accompanying reports/copies of documents and the information contained therein are true, correct, and accurate.

Narrative Report

Skamania County Sheriff's Office

POB 790

Stevenson, WA 98648

Case # 07-07229

Below List:	Injuries to involved, including exam Evidence / Probable Cause Insurance Information	Charges Requested Case Summary Narrative
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Narrative:

On September 8, 2007 at 1630 hours I was on patrol near milepost 2 on the DNR 2000 road. There were several cars parked in the parking area near the location commonly know as Naked Falls. Deputy Arnett and I stepped out of our patrol vehicle to check on activity on the river. We where in the area to enforce the Dougan Falls Safety Corridor and Skamania County Ordinances stating that there was no alcohol allowed in the area. The area is well posted along the Washougal River Road and Dougan Falls stating the prohibited activities in the safety corridor.

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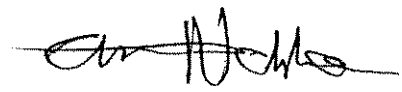
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As I approached Mr. Warnes I noticed he was in obvious pain. He was laying face down on the rocks. I noticed blood coming from the area of his head. I went over to Mr. Warnes and advised him we had medics on the way to check him out. Once I was sure that he did not have anything in his hands. I used a couple of t-shirts on his head to slow the bleeding. After two to three minutes the bleeding appeared to slow. I kept the shirts on his head. Mr Warnes was apologetic but said, "I can't get in trouble". I asked him why, he then stated he had just got out of a Juvenile Detention Facility. I went up to the patrol car to obtain a first aid kit. When I returned Mr. Warnes was lying back on the rocks. Deputy Arnett had removed the taser probes from Mr. Warnes back. I applied alocohol to the area and placed bandages over the puncture areas. I also tended to several cuts on his feet. He still had the shirt on his head. I checked his head several times to make sure he was not bleeding again. The bleeding had stopped and the blood was drying on his face. Several times throughout the medical treatment of Mr. Warnes he asked us to help him out and please not call his parole officer or make a report on the incident.

Deputy McKay then arrived. Medics also arrived shortly after and treated Mr. Warnes for his injuries. He has transported to Legacy Salmon Creek for an evaluation.

I certify or declare under penalty of perjury under the laws of the state of Washington that the foregoing and the accompanying reports/copies of documents and the information contained therein are true, correct, and accurate.

 #53
9-8-07 2100







DAVID S. BROWN
SHERIFF

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Dave Cox
Undersheriff

Pat Bond
Chief Criminal Deputy

Marlea McKenzie
Chief Civil Deputy

David Waymire
Jail Superintendent

To: Chief Pat Bond
From: Sgt. Brett Robison
Date: September 12, 2007
Re: Reserve Deputy Lyle Arnett
Reserve Deputy Tony Warren

Chief Bond,

This investigation began when I was informed Reserve Deputies Arnett and Warren were involved in a use of force incident at Naked Falls, off the DNR 2000 Road at approximately MP 2 on September 8, 2007 at 1630 hours. I received their written reports, use of force forms, and a criminal history of the victim involved, Chazmon WARNES. I reviewed the reports and determined the following facts to be an overview of the incident:

Reserve Deputies Arnett and Warren stopped their patrol vehicle on the DNR 2000 Road at the area commonly known as Naked Falls. They got out and observed the people down on the rocks by the river. Deputy Warren noticed a group of 4 younger looking males on the rocks. He believed he saw an alcohol container by one of the males. He told Reserve Deputy Arnett about his observations. Reserve Arnett used his binoculars to observe the group more closely and observed one of the males holding a 40-ounce bottle of beer in his hands. The two deputies went down to contact the group. As they were approaching, the male with the beer bottle moved the bottle and tried to conceal it from view. The area where this incident occurred is within the Dougan Falls Safety Corridor. All possession of alcohol in this area is prohibited. Any violation is a misdemeanor under Skamania County Ordinance 8.60.030. In addition, Reserve Arnett thought the males appeared to be under the age of 21, which would make possession of alcohol a violation of RCW 66.44.270.2, a misdemeanor.

Deputy Warren asked the group if any of them had been drinking. Three of the group stated they had not been drinking. The subject seen holding the 40-ounce beer bottle, later identified as Chazmon WARNES, did not respond. Deputy Warren said WARNES was "quickly looking around the area and was quickly moving his hands". Deputy Warren pulled out his handcuffs and grabbed WARNES' arm with his free hand. WARNES stated, "O.K. I was drinking", jumped up and pulled away from Deputy

Warren's grasp. Deputy Arnett was standing behind Deputy Warren and observed the incident. As things escalated, Deputy Arnett drew his Taser, pointed it at WARNES, and told him to calm down or he would be "Tased". Deputy Warren reached for WARNES' arm again and WARNES spun away from his grasp. Deputy Warren believed WARNES "wanted to fight". Deputy Warren told Deputy Arnett to "Tase him". WARNES attempted to jump across a 4-5 foot section of water onto some rocks. Sometime during that jump, Deputy Arnett fired his Taser, with both probes striking WARNES on his back. WARNES fell to the rocks and struck his head, resulting in a laceration to his scalp. Deputies Warren and Arnett told the three remaining males to remain where they were and walked around the water to where WARNES was lying face down on the rocks, bleeding. The deputies requested a towel or shirt from the three boys and applied direct pressure to the laceration. Deputy Warren radioed dispatch and requested medical assistance be sent Code 3.

Deputy Ty McKay responded to the incident. Fire District 4 personnel arrived and provided medical treatment. A Search and Rescue ropes team was utilized to get the stretcher back up the steep trail to the DNR 2000 Road. WARNES was transported from the scene by ambulance.

Telephone interview with Michael Curtis 09/10/07:

On 09/10/07 at approximately 1426, I spoke with Michael Curtis on the phone. His name was given to me by Deputy McKay as an on-scene witness. I advised Curtis the phone call was being recorded and asked him if that was acceptable. He said it was. I asked Curtis to describe the incident at Dougan Falls. Curtis told me he took his 15-year old nephew up to Naked Falls this last weekend. While they were there, he observed a group of kids at the river. Curtis said he saw an alcohol bottle by one of the kids, but did not see him drink from it. Curtis saw two deputies come down the trail and contact the kids. One of the deputies walked up to the kid by the bottle and told him to "stand up. You're under arrest". The deputy reached down to grab the kid. The kid stood up. Curtis said the kid looked scared and tried to run. Curtis heard one deputy yell, "Tase him", then saw the kid jump over a gap in the river. The second deputy Tased the kid in mid-air as he was jumping over the water. The kid went limp and landed on his head and face on the rocks. Curtis said there was blood everywhere. Curtis said he didn't think the officers should have Tased the kid as he had "nowhere to run". Curtis is a Captain in the U.S. Army and is stationed at Fort Hood, Texas. He is currently visiting family in this area.

Telephone interview with Michael Erwin 09/10/07:

On 09/10/07 at approximately 1508, I spoke with Michael Erwin on the phone. Michael was one of the group of 4 younger males at the river with WARNES. I asked Michael to tell me what happened at Naked Falls. Michael said he and WARNES had been jumping off the cliff into the swimming hole at Naked Falls. They got out of the water and sat down with their friends on the rocks. Michael said WARNES got a 40-ounce beer from someone and had taken 2-3 drinks from the bottle. Two deputies walked up and asked the group if they had been drinking alcohol. Michael said the group said, "No", except for WARNES. The deputies walked up to WARNES and told him he was going to jail. One of the deputies tried to grab WARNES' arm, but WARNES pulled away. Michael said he heard the other deputy warn WARNES he would be Tased.

WARNES got scared and jumped off a "ledge" that was 4-5 feet tall. In mid-jump, the deputy "shot him with the Taser". Michael could see WARNES' arms straighten behind his back and watched his legs go limp. WARNES landed on the rocks and struck his face. Michael said the deputies told him to, "sit the fuck down or you're going to get Tased too". Michael could see WARNES on the rocks and described his whole face as being covered with blood. The two deputies asked the group for some shirts and held them against WARNES' head to stop the blood. Later, Deputy "Ty" showed up at the same time as the medics. I asked Michael if he knew where the Taser probes struck WARNES. Michael said WARNES had three marks on his back: one on his neck, one between his shoulders, and one on his lower back. I asked Michael if he had seen the signs at the trailhead or along the road indicating the Dougan Falls Safety Corridor. He said he had not.

Telephone interview with Gabriel Erwin on 09/10/07:

After I finished talking with Michael, I asked if his brother Gabriel was home. Michael said he was and gave the phone to Gabriel. He was present at the river with Michael and WARNES. I explained to Gabriel the phone call was being recorded and asked him if that was acceptable. Gabriel said it was fine. I asked Gabriel to describe what happened at Naked Falls. He told me he was at the falls with his brother and two other friends, WARNES, and "Nicko" (Nicholas Foster). Mike and WARNES had just gotten out of the water and sat down. WARNES was given a beer by some guy and took 3-4 drinks from the bottle. Gabriel saw two deputies walk up behind WARNES and one of them grabbed WARNES by the arm. The deputy told WARNES he was going to jail. WARNES pulled away from the deputy and jumped off a rock over the river. In mid-air, one of the deputies "Tased" WARNES. Gabriel said he could see WARNES' arms stiffen up and go straight behind his back. WARNES fell on the rocks and hit his face. One of the officers said, "Sit down mother fucker or you're getting it too". I asked Gabriel if that was what the officer said or if it was Gabriel's words. Gabriel said, "Those were his exact words." Gabriel said one of the deputies also told a lady to "Shut up or going to jail". Gabriel describes the entire event as "unnecessary". Gabriel told me he thought officers could only use Tasers when they were threatened with a gun or a knife.

Recorded statement of Reserve Deputy Lyle Arnett 09/11/07:

On 09/11/07 at approximately 1835, I met with Reserve Deputy Lyle Arnett at the Sheriff's Office. I went through the Skamania County Sheriff's Office Employee Rights and Responsibilities form with Deputy Arnett. He signed that he understood and was willing to have the interview recorded. I explained to Deputy Arnett the purpose of the interview and asked him to tell me what happened at Naked Falls on 09/08/07. Deputy Arnett said he and Deputy Warren were working patrol in the Dougan Falls Safety Corridor. They pulled up at approximately MP 2 on the DNR 2000 Road to look for criminal violations. Deputy Arnett was using some binoculars and spotted a group of four young men down on the rocks. One of the young men had an open 40-ounce bottle of Old English 800 beer and was drinking from it. Deputy Arnett and Deputy Warren decided to go down and make contact with the group, as there is no alcohol allowed in the Dougan Falls area. Deputy Arnett and Deputy Warren decided Deputy Warren would handle the contact, while Deputy Arnett provided cover.

As they approached the group, Deputy Arnett saw the young man with the beer move the beer out of sight. Both deputies asked the group if anyone had been drinking. The group said they had not. Deputy Warren approached the young man with the beer, later identified as Chazmon WARNES. As Deputy Warren asked WARNES again if he had been drinking, WARNES jumped up. Deputy Arnett described WARNES as being obviously nervous. He could not hear everything Deputy Warren was saying to WARNES, as he was approximately 8-10 feet behind Deputy Warren. Deputy Warren had his set of handcuffs out and attempted to handcuff WARNES. Deputy Arnett said that is how Deputy Warren handles things. He said, "That is Deputy Warren's thing. If there's going to be an issue, he'll get them in handcuffs real quick so there isn't gonna be an issue."

As WARNES pulled away from Deputy Warren, Deputy Arnett drew his Taser and pointed it at WARNES. He advised WARNES to calm down or he was going to Tase him. Deputy Warren walked around behind WARNES and attempted to handcuff him. WARNES pulled away from Deputy Warren and started to run away. Deputy Arnett said he did not fire his Taser during Deputy Warren's contact, as he was afraid he might hit Deputy Warren. Once WARNES pulled away, Deputy Warren said, "Tase him". WARNES ran over to a rock at the edge of small pond of water, approximately 5-6 feet across. Deputy Arnett said he had to run forward to get closer to WARNES. WARNES jumped across the water towards the rocks on the other side. Deputy Arnett fired his Taser while WARNES was jumping across the water, as he was near the end of the jump. Both Taser probes struck WARNES in the back, causing him to fall hard on the rocks on the other side. Deputy Arnett said, "I had the shot. I took it. I hit him. He went down pretty hard. He went down on his side and he didn't move." Deputy Arnett told the other three young men in the group to stay where they were and not to move. Deputy Arnett and Deputy Warren ran around the pond of water and used some t-shirts from the group to apply direct pressure to WARNES' lacerated scalp. WARNES kept asking Deputy Arnett if he could help him. Deputy Arnett asked him how he could help him. WARNES told him he just got out of jail and didn't want to go back to jail. He wasn't supposed to be out there drinking. He asked Deputy Arnett to not report this to his probation officer. Deputy Arnett said he removed both barbs from WARNES' back; one between his shoulders, and the other near his kidney.

I asked Deputy Arnett where he thought WARNES was going to run. Deputy Arnett said, "Sergeant, it really happened so fast I don't know where he would really be running to, other than away from us to get away." I asked Deputy Arnett what charges WARNES was being arrested for when Deputy Warren went to handcuff him. Deputy Arnett said they already had the Dougan Falls violation, which was a misdemeanor, and they believed MIP, which was another misdemeanor. Deputy Arnett said he and Deputy Warren treat adults and juveniles the same way during initial contacts, and even arrests, until they determine identification and age. Once they know the person is a juvenile, they either call parents for alcohol violations, or cite and release if they are over 18.

I asked Deputy Arnett if he had received Taser training from our agency. He said he had, in January of this year. I asked Deputy Arnett who conducted the training. He stated Deputy Helton provided the training. I asked if Deputy Helton talked about where and when a Taser should be utilized. Deputy Arnett accurately described where the Taser fell within the Use of Force continuum. I asked Deputy Arnett if Deputy Helton talked

about any environmental considerations when using a Taser, such as locations where you shouldn't use a Taser. Deputy Arnett said he was taught not to use the Taser if someone was standing at the top of some stairs, next to a river, on a cliff, or other such places where the person might fall and get really hurt. I asked Deputy Arnett if he considered the external factors, such as the environment, before he used the Taser. Deputy Arnett said, "Sergeant, to a point I did. When I first drew the Taser on the suspect, I gave him the verbal warning. I figured most times I've given verbal warnings, most people will comply. I didn't expect him to run. Honestly, I just figured he'd be compliant. I knew we were down on the riverbed area with some jagged rocks, but I knew we were several, maybe 20-30, feet away from any rushing water. I did take it into consideration a little bit, but it happened so fast, maybe I didn't calculate the best." I asked Deputy Arnett if he felt he did the right thing at the time, without consideration for everything that has happened since the incident. Deputy Arnett said, "At that time, I honestly thought I was doing the right thing. Obviously I didn't expect Chazmon to actually get hurt in the way he got hurt. I figured it would be a simple Tasing. He'd go down and we'd basically take him into custody."

I asked Deputy Arnett how he would treat a similar situation in the future. He said, "I've thought about that several times. It would probably not be the best area to deploy the Taser. Just for the fear that the jagged rocks, some of them are up kind of high, some are low. The terrain is unstable, the water around us, not that we were real close to it. Probably not the best place to Tase somebody. If I had the chance to do it again, I probably would not take the shot." Deputy Arnett concluded the interview by stating his concern for WARNES following the incident. He said he did what he could for him on scene and even called the hospital later that night to check on his status. He spoke with the doctor and everything seemed to be O.K.

Recorded statement of Reserve Deputy Tony Warren 09/11/07:

On 09/11/07 at approximately 1930, I met with Reserve Deputy Tony Warren at the Sheriff's Office. I went through the Skamania County Sheriff's Office Employee Rights and Responsibilities form with Deputy Warren. He signed that he understood and was willing to have the interview recorded. I explained to Deputy Warren the purpose of the interview and asked him to tell me what happened at Naked Falls on 09/08/07. Deputy Warren told me he and Deputy Arnett were working together in the Dougan Falls Corridor. They stopped at Naked Falls and were looking at the groups of people down on the rocks. Deputy Warren spotted a group of 4 young men sitting on the rocks. He asked Deputy Arnett to look at the group with his binoculars. Deputy Warren said he thought one of the young men was drinking alcohol from a large bottle, like a 40 ounce beer bottle. Deputy Arnett looked through his binoculars and confirmed the young man was drinking a beer.

They went down to contact the group. Deputy Warren said he kept a visual observation of the group as he went down the trail. As soon as the two deputies became visible, the young man, later found to be Chaz WARNES, hid the bottle off to his side. Deputy Warren walked up to the group and asked them how they were doing. They said they were fine. Deputy Warren asked the group if they had anything to drink today. The group said they had not been drinking, all except for WARNES. He was looking around and acting kind of fidgety. Deputy Warren asked WARNES again if he had been drinking

alcohol that day. WARNES did not verbally respond, but shook his head, indicating he had not been drinking. Deputy Warren told him he had already seen him drinking a beer. WARNES was still acting fidgety and looking around. Deputy Warren walked up to him and said, "Hey, if you want to play games, go ahead and put your hands behind your back. We'll just go straight to jail." WARNES responded by rapidly jumping up, with his back towards Deputy Warren. During this jump, WARNES back pushed against Deputy Warren. Deputy Warren tried to take control of WARNES by grabbing hold of his right arm. He tried to put WARNES' arm behind his back in a handcuffing position. Deputy Warren already had his handcuffs out in one hand before starting this process. While Deputy Warren was doing this, he heard the "plastic on plastic" sound from Deputy Arnett that he thought was the Taser coming out. A moment later, he saw the red laser dot from the Taser on WARNES's shoulder. Deputy Arnett also told WARNES to settle down or he was going to be Tased.

WARNES struggled against Deputy Warren and kept trying to "jump around and pull his arm out" of Deputy Warren's grasp. Deputy Warren lost control of WARNES arm and WARNES pulled away. As Deputy Warren lost the arm, he said, "Tase him" to Deputy Arnett. Deputy Warren lost sight of WARNES as he ran away. Deputy Warren got up and ran around behind Deputy Arnett to cut off Warnes access to the trail. As he went behind Deputy Arnett, he heard the Taser deploy. Deputy Warren said he did not see the Taser fire. He looked around and saw WARNES lying on the rocks. Deputy Warren said he immediately notified dispatch by radio a Taser had been discharged and requested an ambulance. Deputy Warren ran to WARNES and checked him to make sure he did not have any weapons. Deputy Warren and Deputy Arnett both rendered medical assistance to WARNES by using t-shirts from the group to apply direct pressure to the scalp wound.

I asked Deputy Warren about his initial approach to WARNES. I asked him what he thought WARNES was doing when he was looking around, acting furtively. Deputy Warren said he thought WARNES was trying to hide something. There was a towel next to WARNES' side and Deputy Warren didn't know if he was just trying to hide the beer, or if there was a weapon under the towel. I asked Deputy Warren where he grabbed WARNES. Deputy Warren said he grabbed him by his upper arm, indicating the tricep region. As WARNES jumped up, he said, "OK, I was drinking" and pulled away from Deputy Warren. Deputy Warren said he reached for WARNES' right hand to do a "wristy twisty" move to get WARNES handcuffed. I asked Deputy Warren what he was arresting WARNES for. Deputy Warren said, "Right or wrong, anytime I go down and contact people and they want to start acting quirky, or they want to lie, or they have furtive movements, and I know they're in violation of the Dougan Falls Safety Corridor, I place them in handcuffs until the situation gets sorted out, or they go to jail....For my safety and for everyone else's, they get cuffed." I asked Deputy Warren how many times he had done that this summer. He said, "About half a dozen times in the last 2-3 weeks." Deputy Warren said he is more apt to handcuff the person if there are more than one or two people being contacted. I asked Deputy Warren what charge he was arresting WARNES for. Deputy Warren said he was arresting WARNES for violation of the Dougan Falls ordinance involving alcohol consumption.

I asked Deputy Warren if he received his Taser training with this agency. He said he did in 2005. I asked Deputy Warren if during his Taser training, he was instructed to

evaluate the environment. Deputy Warren said he knows he should not use the Taser on someone who is standing on the top of the building, at the edge of a cliff, or up a tree. I asked him why he should not use the Taser in those circumstances. Deputy Warren said because they will fall and get hurt. I asked Deputy Warren where he thought WARNES was running to when he ran away. Deputy Warren said, "He can run down river, to the road, he can hitch a ride and be gone. In an area like that, with all of the people, he'd have no problems getting out of there." I asked Deputy Warren how the other people on the rocks reacted to this incident. Deputy Warren said the group with WARNES was cooperative and not any problem. Later, when they had a chance to talk to WARNES' friends, they asked why WARNES ran away. The group said, "That's just the way he is. He's like that." Another group of about 5 people approached and asked what was going on, but they never got any closer than 35-50 yards away. Deputy Arnett told the lady in the group that if she wasn't part of it, she should just stay away. The lady and the group stayed away.

I asked Deputy Warren if there was anything else he wanted to add. Deputy Warren said when he was giving medical attention to WARNES, he kept asking Deputy Warren not to report this incident to his probation officer because he just got out of juvenile detention and was not supposed to be drinking.

Exhibits

1. Recorded telephone statement of Michael Curtis
2. Recorded telephone statement of Michael Erwin
3. Recorded telephone statement of Gabriel Erwin
4. Recorded statement of Reserve Deputy Tony Warren
5. Recorded statement of Reserve Deputy Lyle Arnett
6. Recorded statement of Deputy Ty McKay
7. Recordings of all law enforcement radio traffic relating to this incident
8. Written complaint from Mary Zibilich
9. Taser download information for Taser serial # X00-123788
10. Training records for Reserve Deputy Tony Warren
11. Training records for Reserve Deputy Lyle Arnett
12. Copies of signed Skamania County Employee Rights and Responsibilities forms
13. Copy of Dougan Falls Safety Corridor Ordinance 2005-03
14. Copy of Section 10 of the Policy Manual – Reserve Deputy Policy
15. Copy of Section 5.8 of the Policy Manual – Community Relations
16. Copy of Section 7.2.3 of the Policy Manual – Electronic Devices
17. Copy of Section 5.6 of the Policy Manual – Use of force
18. Copy of Section 4.2 of the Policy Manual – Code of Conduct

Applicable Policies:

Section 4.2: All employees must: refrain from profanity and respect other employees' rights – be courteous and polite. We recognize that in extreme situations profanity can be part of an escalation of force, and as such, its careful use can be allowed in certain circumstances.

Section 5.6: Use of Force: You may use only the minimum amount of force necessary to affect the desired lawful objective. These are the steps in a carefully orchestrated escalation of force: Presence, Verbal, Escort Compliance, Chemical Sprays/Taser, Pain Compliance, Impact Weapons, Deadly Force. Conditions may justify your entering this escalation at any level.

Section 5.8: Community Relations: Deputies act in public, under circumstance that could cause misunderstanding and/or misinterpretation of law enforcement activities. Witnesses and participants are influenced by their preconceptions and biases when they evaluate police action. This can lead to incidents that cause resentment of all police action, no matter how legitimate. If the public understands and appreciates the nature of the police task, they can better judge whether deputies are serving the community. As part of the process of the deputy/public communication, the public needs information about the nature of the deputy role in order to develop an understanding. Public acceptance of activities that are an essential part of routine deputy duties will then be understood.

Section 7.2.3: Electronic Devices: It is the policy of the Sheriff of Skamania County to authorize the use of the Taser as a use of force option. The Taser falls into the same level as that of Chemical Agents.

Conclusions

Based on the above information and investigation of this incident, I believe Reserve Deputies Lyle Arnett and Tony Warren acted within office' policy and procedures. They utilized the Taser after employing all of the preliminary use of force options, including presence, verbal, and escort compliance. Their use of profanity can be justified as "An escalation of force, and as such, its careful use can be allowed in certain circumstances." The deputies were working in a remote location, under stressful circumstances, trying to maintain control of a group of suspected violators while at the same time dealing with the injured person and inquisitive bystanders.

While I do not find there were any direct policy violations, I do believe the two reserve deputies failed to adequately assess the situation and their environment prior to utilizing the Taser to subdue a fleeing misdemeanor violator. As part of their training, they are taught to consider not only their surroundings, but also the possibility of injury to the subject if the Taser is deployed. The Taser is an "electro-muscular disruption device that disrupts the body's ability to communicate messages from the brain to the muscles, causing temporary motor skills dysfunction to a subject (Section 7.2.3). In this case, the subject appeared to be jumping through the air, over a body of water, onto an uneven rock surface. By disrupting his motor skill functions during this process, the likelihood of injury to the subject should have been predicted.

I would recommend counseling for both reserves, additional training in environmental considerations when utilizing the Taser, and more experience riding with other deputies. In addition, I would like to see Deputy Warren receive additional training in how to properly control a subject prior to attempting handcuffing.

Regards,



Brett Robison

Sergeant

Skamania County

Unofficial
Copy

INCIDENT REPORT

SKAMANIA COUNTY SHERIFF, STEVENSON, WA.

PO Box 790, Stevenson, Wash. 98648 509-427-9490

Case Number	Page
07-07229	1
Associated Case No.	


Location					Location Cd	Clear Code
DNR 2000 Road milepost 2 (naked falls)					9	
DATE & TIME REPORTED	DATE & TIME OCCURRED	DOM VIOL?	FORCE?	DRUGS?	ALCOHOL?	
9-8-2007 1630	9-8-2007 1630	N	Y	N	Y	
1 Offenses (Call Type)		3				
66.44.270.2A Minor in possession		9A.76.040 Resisting Arrest				
2		4				
SKD 8.60.030.1 Alcohol in safety corridor						

SYNOPSIS

Contacted subject at naked falls. Subject was in possession and consuming alcohol. As I contacted the subject he tried to hide the alcohol and lie about drinking. When I attempted to place him in handcuffs he resisted.

PERSONS									
C-Complainant W-Witness		V-Victim S-Suspect		P-Parent/G B-Booked		D-Deceased F-Firm		M-Missing O-Owner	
CODE	Last, First, Middle					DOB	Sex	Race	
S	Warnes, Chazmon J						M	W	
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #		State	
1,2,3	BRN	BLUE	5'6"	120				WA	
Home Address/Mailing Address					City	State	Zip		
14909 NE 7TH WAY					VANCOUVER	WA	98684		

Home Phone	Work Phone	Employer Name and Address						
Miscellaneous:								
CODE	Last, First, Middle					DOB	Sex	Race
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #		State
Home Address/Mailing Address					City	State	Zip	
Home Phone					Work Phone	Employer Name and Address		
Miscellaneous:								

Reporting Officer / # 53		Assisting Officer(s)	Approval
Signature 			
Distribution		Attached Supplements	
<input checked="" type="checkbox"/> Records	<input checked="" type="checkbox"/> Ska PA	<input checked="" type="checkbox"/> JO	<input checked="" type="checkbox"/> DEM
<input type="checkbox"/> Stev PA	<input type="checkbox"/> NB PD	<input type="checkbox"/> NB PA	
<input type="checkbox"/> Other--	<input type="checkbox"/> Names <input type="checkbox"/> Property <input type="checkbox"/> Statements		
<input checked="" type="checkbox"/> Photos <input type="checkbox"/> Videotape <input type="checkbox"/> Audiotape			<input type="checkbox"/> Vehicles <input type="checkbox"/> Photocopies

SKAMANIA COUNTY SHERIFF'S OFFICE

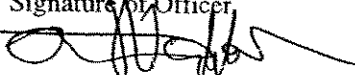
USE OF FORCE FORM

1. Officer/# 53 WARDEN		2. Date and Time 9-8-07		3. Related Case Number	
4. Defendant's Name CHAZMON J WARNE		5. Defendant's Address 14909 NE 7th WAY VANCOUVER WA 98684		6. Sex M	7. Race W
				8. DOB _____	9. HGT/WGT 5'6" 120
10. Medical Treatment Given <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No LEGACY SALMON CREEK Name of Hospital or Doctor:				11. Location of Incident NARED FALLS DMR 2000 MP 2	
12. Witness Name		Witness Address		Witness Phone	
13. Witness Name		Witness Address		Witness Phone	
14. Force Used By Officer Firearm Type _____ Caliber _____ Serial # _____ Dept Issue _____ Personal _____ ASP Baton <input type="checkbox"/> Pepper Spray/OC <input type="checkbox"/> Taser <input checked="" type="checkbox"/> Serial # _____ # of Taser Applications 1 Other Weapon _____ Type _____ Physical Force Used? Yes <input type="checkbox"/> No <input type="checkbox"/>					
15. NARRATIVE: Write a complete description of the incident including: Number of rounds expended from Firearms, approximate number of 1 second bursts from OC/Pepper Spray, number of defensive and/or offensive moves with the ASP Baton including sequence of moves, and number of Taser applications and duration of each application. Include all facts, circumstances and reasons for using force.					

ON 9-8-07 WHILE INVESTIGATING AN ALCOHOL OFFENSE IN THE DOUGAN FALLS SAFETY CORRIDOR THE LISTED SUBJECT WAS RESISTING ARREST. I TRIED TWICE TO SUBDUCE THE SUBJECT, HE REFUSED VERBAL COMMANDS, THEN ATTEMPTED TO FLEE, DEPUTY ARNETO UTILIZED HIS TASER TO STOP THE SUBJECT.

16. Describe the Effect of the force used on the defendant:

SUBJECT FELL TO GROUND CAUSING SOME INJURIES

Distribution:	Signature of Officer 	Approving Supervisor
---------------	--	----------------------

Supplemental Report

Skamania County Sheriff's Office

POB 790

Stevenson, Wash. 98648

Case #07-07229

Below List:	Type of Incident Date of Supplemental Report Date Of Original	Suspect Distribution Charges Requested/Filed	NARRATIVE Reporting Officer
-------------	---	--	--------------------------------

TYPE OF INCIDENT:

Use of force

DATE OF SUPPLEMENTAL:

09-08-2007

DATE OF ORIGINAL:

09-08-2007

SUSPECT:

Chazmon Warnes

DISTRIBUTION:

Records PA's Office

CHARGES REQUESTED:

Minor in possession RCW 66.44.270.2A

Dougan falls safety violation 8.60.030.1

Resisting arrest 9a.76.040

EVIDENCE/PROBABLE CAUSE:

Use of force form

Taser usage report for taser # X00-123788

NARRATIVE:

On 09-08-2007 at approximately 1630 hours I was standing atop the DNR 2000 Road approximate mile 2.0. I was looking through my binoculars at a group of males. I observed 1 male with a 40oz bottle of beer in his hands. I advised Deputy Warren that we should go down and make contact. Drinking alcohol is a violation of Dougan falls safety corridor. I advised Deputy Warren that we should make our way down the hill very quiet as I had suspected that some of them might be MIP. We approached the males and asked them if they had been drinking today. All of them said NO, at that point I could see the male in the middle try to hide the bottle. Deputy Warren went over to the male in the middle that had been holding the 40oz bottle. Deputy Warren was going to place his handcuffs till we were able to verify his name and date of birth. He was later identified as Chaz Warnes. Chaz was with three other male subjects that appeared to be under the age of 21. Deputy Warren approached Chaz and jumped up and confronted Deputy Warren in a squared off stance. Deputy Warren tried to grab Chaz

Reporting Officer Signature / Date [Signature] 9-8-07Badge Number #57

Approving Officer Signature / Date _____

Badge Number _____

hand to place him into handcuffs. Chaz tried to pull away from Deputy Warren. I drew my department issued taser and told Chaz to calm down or I would taze him. Deputy Warren attempted again to go around Chaz from behind to get a hold of his hands. Chaz drew back swung around and tried to resist Deputy Warren from attempting to place him into handcuffs. Chaz took off running, that's when Deputy Warren yelled at me to taze him. Chaz jumped across the rocks landed hard on his feet. I already had my department issued taser out. I drew on Chaz as he landed and fired striking him in the back with both darts. I immediately ran over to his location to make sure he was okay. Chaz had hit the ground pretty hard and was bleeding from his head. Deputy Warren and I called for medical to respond to our location code three. Chaz attempted to get up and I told him to lay still medical was on the way. Chaz asked me if I could help him. He told me he was scared he did not want to go back to jail. Chaz told me he had just got out of jail and didn't want me to call his probation officer. I had Chaz roll to his back so I could reload the darts. Deputy Warren and I held shirts to the head wound till medical arrived. Medical arrived on the scene several minutes later and were able to stabilize Chaz for transportation to Legacy Salmon Creek hospital.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that this report is true and correct (RCW 9A.72.085):

Reporting Officer Signature / Date _____

Badge Number _____

Approving Officer Signature / Date _____

Badge Number _____

09/10/07
09:46

Skamania County Sheriff's Department
State Link Messages:

919
Page: 1

Unread Msg(s)2

Arrival: 09:45:54 09/10/07 Msg subj: QW

Message Text:

WWCIC3 SKC15.QW.WA0300015.NAM/WARNES, CHAZMON
JACOB.DOB/19900209.SEX/M.INV/INV

NO EXACT MATCH ON NAM+DOB/NAM+OCA

----- RECORD NUMBER 1 OF 1 -----

	NAM/WARNES, CHAZMON T	
	HGT/507 WGT/130 HAI/BLN EYE/BLU	

*** POSSIBLE CRIMINAL HISTORY RECORD ***
*** DO NOT ARREST ON THIS INFORMATION ***
CONVICTED FELON

=====

Unofficial Copy

09/10/07
10:46Skamania County Sheriff's Department
State Link Messages:919
Page: 1

Unread Msg(s)1

Arrival: 09:45:55 09/10/07 Msg subj: D

Message Text:
(See below)

Message Text:

DOLDB3 SKC15.D ..WA0300015.OLN/WARNECJ107CZ

WARNES, CHAZMON JACOB
R/14909 NE 7TH WAY
R/VANCOUVEREYE/BLU;HGT/5-06;WGT/120
WA 98684

RESTRICTIONS:

PDL:ISS/02-23-06 EXP/02-09-11 DUI/PC 00 VH 00 CDL:STATUS: NONE
STATUS: DWLS/R 2ND RECK 00 VA 00
INTRM LIC STATUS UNTIL 020908 DWLS/R 1ST:00 DWLS/R 2ND:00 DWLS/R 3RD:00

PDL RECORD -REV ACTDTE: 10-01-06 REAS:MINOR POS/ALCOL

RELDTE: 10-01-08

IL RESTR:NONE

NO KNOWN SCARS, MARKS, TATTOOS, AND AMPUTATIONS

CONVICTION AND/OR ADVERSE FINDING SUMMARY

	DISPOSITION DATE
1 FELONY(S) ASSAULT-2 ATTEMPT	07/16/2007
1 GROSS MISDEMEANOR(S) MINOR POSSESS, CONSUM, ACQ LIQUOR	07/16/2007
0 MISDEMEANOR(S)	
0 CLASSIFICATION(S) UNKNOWN	

NO KNOWN SEX/KIDNAPPING OFFENDER REGISTRATIONS

NO KNOWN APPLICANT DETAILS

CRIMINAL HISTORY INFORMATION

THE ARRESTS LISTED MAY HAVE BEEN BASED ON PROBABLE CAUSE AT THE TIME OF ARREST OR ON A WARRANT. PROBABLE CAUSE ARRESTS MAY OR MAY NOT RESULT IN THE FILING OF CHARGES. CONTACT THE ARRESTING AGENCY FOR INFORMATION ON THE FORMAL CHARGES AND/OR DISPOSITIONS.

ARREST 1

DATE OF ARREST: 04/22/2007

NAME USED: WARNES, CHAZMON T
CONTRIBUTING AGENCY: WA0060300 VANCOUVER POLICE SERVICES
LOCAL ID: J812636 PCN: 697331611

ARREST OFFENSES

0741800 MINOR POSSESS, CONSUM, ACQ
LIQUOR
RCW: 66.44.270(2)
GROSS MISDEMEANOR
ORIGINATING AGENCY: WA0060300
VANCOUVER POLICE SERVICES
DISPO RESPONSIBILITY: WA006015J
DATE OF OFFENSE: 04/22/2007
JUVENILE

0113400 ASSAULT-4
RCW: 9A.36.041(2)
GROSS MISDEMEANOR
ORIGINATING AGENCY: WA0060300
VANCOUVER POLICE SERVICES
DISPO RESPONSIBILITY: WA006015J
DATE OF OFFENSE: 04/22/2007
JUVENILE

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA006015J CLARK COUNTY SUPERIOR
COURT
COURT CASE NO: 07800003911

STATUS: GUILTY
A102200 ASSAULT-2
RCW: 9A.36.021(2)(A)
ATTEMPT
WEAPON
CLASS C FELONY
STATUS DATE: 07/16/2007

SENTENCE: SENT. DESC.:
12 MOS COMM SUPERVISION; 45
DS DET; 36 HRS COMM SRVC;
\$100. VA; REST-TBS; WORK
RELEASE IS AUTHORIZED - SEE
DISPO ORD; FINE: 100.00 VA.

292400 ROBBERY-2

RCW: 9A.56.210(2)
CLASS B FELONY
ORIGINATING AGENCY: WA0060300
VANCOUVER POLICE SERVICES
DISPO RESPONSIBILITY: WA006015J
DATE OF OFFENSE: 04/22/2007
JUVENILE

RESTITUTION: T.B.S;

STATUS: GUILTY
0741800 MINOR POSSESS, CONSUM,
ACQ LIQUOR
RCW: 66.44.270(2)
GROSS MISDEMEANOR
STATUS DATE: 07/16/2007

=====

NO KNOWN DEPARTMENT OF CORRECTIONS INFORMATION

=====

GLOSSARY

CONTRIBUTING AGENCY: A LOCAL SHERIFF'S OFFICE, POLICE DEPARTMENT, JAIL OR
CORRECTIONAL FACILITY THAT SUBMITS FINGERPRINT CARDS TO THE
SECTION.

CONTRIBUTOR OR RESPONSIBLE AGENCY: THE AGENCY THAT SUBMITTED THE
INFORMATION OR, PRIOR TO OCTOBER 1999, PRESUMED TO BE THE
DISPOSITION REPORTER.

CONVICTION AND/OR ADVERSE FINDING SUMMARY: THE NUMBER AND TYPE OF CONVICTIONS
AND/OR ADVERSE FINDINGS PERTAINING TO AN INDIVIDUAL. DETAILS ARE
INCLUDED UNDER CRIMINAL HISTORY INFORMATION.

CUSTODY STATUS INFORMATION: CURRENT CUSTODY STATUS INFORMATION PROVIDED ONLINE
BY THE STATE DEPARTMENT OF CORRECTIONS.

DISPOSITION RESPONSIBILITY: AN INDICATION OF THE PROSECUTOR, COURT, OR LAW
ENFORCEMENT AGENCY WHICH MAY BE RESPONSIBLE FOR REPORTING THE
DISPOSITION.

A SAMPLE: DNA SAMPLE AND TYPE, CONTACT WSP CRIME LABORATORY, CODIS,
AT (206) 262-6020 IF OTHER CONTACT INFORMATION NOT AVAILABLE

DLO: DNA LOCATION

DOC NUMBER: WASHINGTON STATE DEPARTMENT OF CORRECTIONS NUMBER.

LOCAL ID: LOCAL IDENTIFICATION NUMBER USED BY CONTRIBUTING AGENCY.

NOT RECEIVED: DISPOSITION OF ARREST OFFENSES THAT HAVE NOT BEEN SUBMITTED TO
THE WASHINGTON STATE PATROL IDENTIFICATION SECTION.

OIN: OTHER IDENTIFYING NUMBER. A TRACKING NUMBER ASSIGNED BY THE
CONTRIBUTING OR ORIGINATING AGENCY.

ORIGINATING AGENCY: THE ORIGINAL LAW ENFORCEMENT AGENCY HANDLING THE CASE,
WHICH MAY BE DIFFERENT FROM THE CONTRIBUTING AGENCY.

PCN: PROCESS CONTROL NUMBER USED BY CRIMINAL JUSTICE AGENCIES TO LINK
ARRESTS TO DISPOSITIONS.

RCW: REVISED CODE OF WASHINGTON; STATUTE REFERRING TO ARREST OFFENSE OR
THE CHARGE.

SEARCH PARAMETERS: REFERENCE INFORMATION USED BY SECTION STAFF.

SID NUMBER: UNIQUE STATE IDENTIFICATION SECTION RECORD NUMBER.

END OF RECORD

09/10/07
9:48

Skamania County Sheriff's Department
State Link Messages:

919
Page: 1

Unread Msg(s) 1

Arrival: 09:48:01 09/10/07 Msg subj: PA

Message Text:
(See below)

Message Text:

WWCIC3 SKC15.PAGE 1
QR.WA0300015.FBI/269430RC4.PUR/C..ATN/CCD P BOND, #3

ATN/CCD P BOND, #3

WASHINGTON STATE CRIMINAL HISTORY RECORD FOR SID/[REDACTED]
WASHINGTON STATE PATROL
IDENTIFICATION AND CRIMINAL HISTORY SECTION
P.O. BOX 42633
OLYMPIA, WASHINGTON 98504-2633

NOTICE

THE FOLLOWING TRANSCRIPT OF RECORD IS FURNISHED FOR OFFICIAL USE ONLY.
SECONDARY DISSEMINATION OF THIS CRIMINAL HISTORY RECORD INFORMATION IS
PROHIBITED UNLESS IN COMPLIANCE WITH THE WASHINGTON STATE CRIMINAL RECORDS
PRIVACY ACT, CHAPTER 10.97 RCW.

POSITIVE IDENTIFICATION CAN ONLY BE BASED UPON FINGERPRINT COMPARISON. BECAUSE
ADDITIONS OR DELETIONS MAY BE MADE AT ANY TIME, A NEW COPY SHOULD BE REQUESTED
FOR SUBSEQUENT USE. WHEN EXPLANATION OF A CHARGE OR DISPOSITION IS NEEDED,
COMMUNICATE DIRECTLY WITH THE AGENCY THAT SUPPLIED THE INFORMATION TO THE
WASHINGTON STATE PATROL.

SID NUMBER	NAME
[REDACTED]	WARNES, CHAZMON T

PERSON INFORMATION

SEX	RACE	HEIGHT	WEIGHT	EYES	HAIR	PLACE OF BIRTH	CITIZENSHIP
M	W	507	130	BLU	BLN	WA	US

NAMES USED

DNA TAKEN: N DNA TYPED: N

INCIDENT REPORT

SKAMANIA COUNTY SHERIFF, STEVENSON, WA.

PO Box 790, Stevenson, Wash. 98648 509-427-9490

Case Number	Page
07-07229	1
Associated Case No.	

Location				Location Cd	Clear Code
DNR 2000 Road MP 1.75 (Naked Falls Area)				9	CJE
DATE & TIME REPORTED	DATE & TIME OCCURRED	DOM VIOL?	FORCE?	DRUGS?	ALCOHOL?
09/08/07 1631	09/08/07 1631	N	Y	N	Y
1 Offenses (Call Type)		3			
Medical - Taser Depolyment w/ injury					
2		4			

SYNOPSIS

While on patrol I overheard Reserve Deputy Arnett request medical aid for a subject who had been involved with a taser deployment. I arrived to assist with aid and extraction

PERSONS

PERSONS	C-Complainant W-Witness	V-Victim S-Suspect	P-Parent/G B-Booked	D-Deceased F-Firm	M-Missing O-Owner	I-Involved	
CODE	Last, First, Middle				DOB	Sex	Race
V	Warnes, Chazmon Jacob					M	W
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #	State
	BRO	BLU	5'6"	120lbs	5		WA
Home Address/Mailing Address				City	State	Zip	
14909 NE 7th Way				Vancouver	WA	98684	
Home Phone (360)896-1318		Work Phone		Employer Name and Address			

Miscellaneous:

CODE	Last, First, Middle				DOB	Sex	Race
W	Curtis, Michael J					M	W
Offense	Hair	Eye	hgt	wgt	soc	Driver Lic #	State
Home Address/Mailing Address				City	State	Zip	
HHC III Corps S-4				Ft. Hood	TX	76546	
Home Phone (254)213-8041		Work Phone		Employer Name and Address			
				US Army Ft Hood Texas			

Miscellaneous:

Reporting Officer / #		Assisting Officer(s)		Approval
Deputy I. McKay #21				
Signature				
Distribution		Attached Supplements		
Records	Ska PA	JO	DEM	
Stev PA	NB PD	NB PA		
Other--				
		Names	Photos	Vehicles
		Property	Videotape	Photocopies
		Statements	Audiotape	

Persons Supplemental Report

SKAMANIA COUNTY SHERIFF, STEVENSON, WA.

Box 790, Stevenson, Wash. 98648 509-427-9490

Case Number
07-07229
PERSONS

C-Complainant

V-Victim

P-Parent/G

D-Deceased

M-Missing

I-Involved

W-Witness

S-Suspect

B-Booked

F-Firm

O-Owner

CODE W	Last, First, Middle Ewrin, Michael D					DOB <div style="border: 1px solid black; height: 1.2em; width: 100%;"></div>	Sex M	Race W
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State
Home Address/Mailing Address 4516 NW 18th Ave					City Camas	State WA	Zip 98607	

Miscellaneous:

 Home Phone
(360)833-9671

Work Phone

Employer

CODE W	Last, First, Middle Ewrin, Gabriel T					DOB <div style="border: 1px solid black; height: 1.2em; width: 100%;"></div>	Sex M	Race W
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State
Home Address 4516 NW 18th Ave					City Camas	State WA	Zip 98607	

Miscellaneous:

 Home Phone
(360)833-9671

Work Phone

Employer

CODE W	Last, First, Middle Foster, Nicholas S					DOB <div style="border: 1px solid black; height: 1.2em; width: 100%;"></div>	Sex M	Race H
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State
Home Address 14212 NE 9th Street					City Vancouver	State WA	Zip 98684	

Miscellaneous:

 Home Phone
(360)882-0049

Work Phone

Employer

CODE P/G	Last, First, Middle Warnes, Kent					DOB <div style="border: 1px solid black; height: 1.2em; width: 100%;"></div>	Sex M	Race
Offense	Hair	Eye	Hgt	Wgt	Soc	Driver Lic #		State
Home Address/Mailing Address					City	State	Zip	

Miscellaneous: Father contacted

 Home Phone
(360)896-1318

Work Phone

(360)606-6821 cell

Employer

Officer

Deputy T. McKay #21

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9:49Skamania County Sheriff's Department
CALL DETAIL REPORT929
Page: 1

Call Number: C07007286

Nature: Medical
 Reported: 16:31:28 09/08/07
 Rcvd By: Gildersleeve, J
 Occ Btwn: 16:31:28 09/08/07 and 16:31:28 09/08/07
 Type: 1
 Priority: 1

Address: DNR 2000; Washougal
 City: Washougal

Alarm:

COMPLAINANT/CONTACT

Complainant: Arnett, Lytle J Name#: 205249
 Race: W Sex: M
 Address: 200 Vancouver Ave NW, Stevenson
 Home Phone: (360)571-9081 Work Phone: (360)798-9578 cell

Contact:
 Address: DNR 2000 Rd Naked Falls
 Phone: () -

DIO LOG

Dispatcher	Time/Date	Unit	Code	Zone	Agnc	Description
Gilderslee	16:31:44 09/08/07	M71	ENRT	PTA0	SCAS	Enroute to a call call=311
Gilderslee	16:33:06 09/08/07	53	ARRV	PTA0	SCSO	incid#=07-07229 Arrived on scene call=311
Gilderslee	16:33:06 09/08/07	57	ARRV	PTA0	SCSO	incid#=07-07229 Arrived on scene call=311
Gilderslee	16:33:17 09/08/07	21	ENRT	PTA0	SCSO	incid#=07-07229 Enroute to a call call=311
Gilderslee	16:33:51 09/08/07	53	DLIN	PTA0	SCSO	last=warrens first=chaz mid=j* dob=
Gilderslee	16:37:36 09/08/07	FD4	ENRT	PTA0		incid#=07-07229 Enroute to a call call=311
Gilderslee	16:40:39 09/08/07	53	DLIN	PTA0	SCSO	last=warnes first=chaz mid=j* dob=
Doherty, N	16:45:44 09/08/07	21	97	PTA0	SCSO	arrived w 53 57, call=311
Gilderslee	16:46:05 09/08/07	21	ARRV	PTA0	SCSO	incid#=07-07229 Arrived on scene call=311
Gilderslee	16:49:49 09/08/07	21	00	PTA0	SCSO	gonna need ropes
Gilderslee	16:53:59 09/08/07	FD4	ARRV	PTA0		incid#=07-07229 Arrived on scene call=311
Gilderslee	17:00:14 09/08/07	M71	00	PTA0	SCAS	page for WR SAR
Doherty, N	17:05:04 09/08/07	M71	97	PTA0	SCAS	on scene, call=311
Gilderslee	17:09:18 09/08/07	M71	00	PTA0	SCAS	request WR SAR
Gilderslee	17:38:33 09/08/07	53	CMPL	PTA0	SCSO	incid#=07-07229 enrt to the SO call=311
Gilderslee	17:38:33 09/08/07	57	CMPL	PTA0	SCSO	incid#=07-07229 enrt to the SO call=311
Gilderslee	17:55:36 09/08/07	21	00	PTA0	SCSO	status on sw

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CALL DETAIL REPORT929
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Gilderslee 18:05:40 09/08/07 M71 ONAI PTAO SCAS incid#=07-07229 trp 1 code 1
Salmon Creek call=311
Gilderslee 18:12:25 09/08/07 FD4 CMPL PTAO incid#=07-07229 in serv
returning call=311
Gilderslee 18:23:26 09/08/07 21 CMPL PTAO SCSO incid#=07-07229 Completed
call call=311
Minnis, S 19:35:41 09/08/07 M71 ONAI PTAO SCAS incid#=07-07229 Clear Salmon
Creek Legacy call=311
Gilderslee 19:56:40 09/08/07 M71 CMPL PTAO SCAS incid#=07-07229 in serv west
co line call=311

COMMENTS

RP advised they have tazed a subject and he fell when trying to flee and hit his head. Requesting EMS for a head wound. M71 enrt 21 enrt FD4 paged 21 advising will need ropes rescue, EMS all page DEM # 07-2975 M71 request WR SAR as well 61 advising to call for Silverstar due to limited response Subject out and being trp to Salmon Creek code 1. 21 advises to close the mission # at 1930 Donna & Kent (mom & dad) HM 360-896-1318, cell 360-606-6821

UNIT HISTORY

Unit	Time/Date	Code
21	16:33:17 09/08/07	ENRT
	16:45:44 09/08/07	97
21	16:46:05 09/08/07	ARRV
21	16:49:49 09/08/07	00
21	17:55:36 09/08/07	00
21	18:23:26 09/08/07	CMPL
53	16:33:06 09/08/07	ARRV
53	16:33:51 09/08/07	DLIN
53	16:40:39 09/08/07	DLIN
53	17:38:33 09/08/07	CMPL
57	16:33:06 09/08/07	ARRV
57	17:38:33 09/08/07	CMPL
FD4	16:37:36 09/08/07	ENRT
FD4	16:53:59 09/08/07	ARRV
FD4	18:12:25 09/08/07	CMPL
M71	16:31:44 09/08/07	ENRT
M71	17:00:14 09/08/07	00
M71	17:05:04 09/08/07	97
M71	17:09:18 09/08/07	00
M71	18:05:40 09/08/07	ONAI
M71	19:35:41 09/08/07	ONAI
M71	19:56:40 09/08/07	CMPL

RESPONDING OFFICERS

Unit	Officer
21	Mckay, Ty
	Warren, T
	57
FD4	FD4
M71	M71

09/09/07
9:49Skamania County Sheriff's Department
CALL DETAIL REPORT929
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INVOLVEMENTS

Type	Record#	Date	Description	Relationship
NM	205249	09/08/07	Arnett Lyle J 200 Vancouver	Complainant
LW	07-07229	09/08/07	Medical 07-07229 DNR 2000;	Initiating Call

Unofficial
Copy

SKAMANIA COUNTY SHERIFF'S OFFICE

USE OF FORCE FORM

1. Officer/# <u>57</u>		2. Date and Time <u>9-8-2007</u>		3. Related Case Number <u>07-07229</u>		
4. Defendant's Name <u>WARNES, CHAZMON</u>	5. Defendant's Address <u>14909 NE 7th Way, 98164</u>		6. Sex <u>M</u>	7. Race <u>W</u>	8. DOB <u></u>	9. HGT/WGT <u>5'06" 120 LBS</u>
10. Medical Treatment Given <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				11. Location of Incident <u>DNR 2000 Rd NAKED Falls</u>		
Name of Hospital or Doctor: <u>SALMON CREEK</u>						
12. Witness Name		Witness Address		Witness Phone		
13. Witness Name		Witness Address		Witness Phone		
14. Force Used By Officer Firearm Type _____ Caliber _____ Serial # _____ Dept Issue _____ Personal _____ ASP Baton _____ Pepper Spray/OC _____ Taser <input checked="" type="checkbox"/> Serial # <u>X00-123788</u> # of Taser Applications <u>1</u> Other Weapon _____ Type _____ Physical Force Used? Yes _____ No _____						
15. NARRATIVE: Write a complete description of the incident including: Number of rounds expended from Firearms, approximate number of 1 second bursts from OC/Pepper Spray, number of defensive and/or offensive moves with the ASP Baton including sequence of moves, and number of Taser applications and duration of each application. Include all facts, circumstances and reasons for using force.						

See Attached ReportLt Arnett #57

16. Describe the Effect of the force used on the defendant:

Distribution:	Signature of Officer <u>[Signature]</u> #57	Approving Supervisor
---------------	--	----------------------



TASER

INTERNATIONAL®

7860 E. McClain Dr., Suite 2 * Scottsdale, AZ 85260 * USA * 480-991-0797 * Fax 480-991-0791

www.TASER.com

VERSION 12

TASER® X26 Certification Test

PRINT LEGIBLY AND CLEARLY PLEASE!

Name: LYLE J ARNETT

Dept. / Company: SKAMANIA COUNTY SHERIFF
LYLE@CO.SKAMANIA.WA.US

Rank: DEPUTY

Email: LYLE-ARNETT@HOTMAIL.COM

Phone: 1509-427-9490

Fax: 1509-427-4369

Address: 200 VANCOUVER AVE. P.O. BOX 790
STEVENSON, WA. 98648

Training Date: 1-19-07 Location: SKAMANIA COUNTY SHERIFF'S OFFICE

1. When deploying probes, the TASER should generally be aimed at:
 - A. Face
 - ☒ B. Center of body mass
 - C. The throat
 - D. The head
2. When the safety switch is in the up (ARMED) position on the TASER X26, the CID will display a two-digit number. What does this number indicate:
 - ☒ A. Remaining battery life percentage
 - B. The current date
 - C. The system temperature
 - D. The expiration date of the warranty
3. The maximum range of the TASER X26 with regular (not XP) cartridges is.
 - A. 8 feet.
 - B. 13 feet.
 - ☒ C. 21 feet.
 - D. 25 feet.
4. After deploying the TASER X26 upon the "threat."
 - A. Immediately turn the unit off.
 - B. Be prepared to deliver additional cycles if necessary.
 - C. Use the unit as a drive stun if the probes miss the threat or reload the TASER.
 - ☒ D. Both B and C.
5. The TASER X26 dataport records the most recent number of firing times/date of use?
 - A. 100
 - B. 200
 - C. 500
 - ☒ D. 1,500+

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:39Skamania County Sheriff's Department
Completed Training Summary Report, by Employee1040
Page: 1

Date	Subject/Location	Hours	PC?
Arnett, Lyle	SSN: - -		
01/19/07	Standardized Field Sobriety Testing	24.00	Y
02/06/07	First Aid/CPR/BBP/HazMat	10.00	
	Skamania County EMS		
03/14/07	Firearms Qualifications	4.00	
	Skamania County Sheriff's Office		
Total Training Hours: 38.00			

Total Training Hours, All Employees: 38.00

Report Includes:

All training completion dates between `01/01/70` and `09/10/07`
 All training codes
 All post credits
 All agencies
 All divisions
 All assignments
 All cities
 All employee numbers matching `1112`
 All shifts
 1 stations
 1 departments

*** End of Report /tmp/rptUVMaUa-rppectsr.r1 ***

09/10/07
:38Skamania County Sheriff's Department
Completed Training Summary Report, by Employee1040
Page: 1

Date	Subject/Location	Hours	PC?
Warren, Anthony			
05/13/04	Pistol Qualifications - Day Stevenson Range	4.00	Y
12/15/04	Legal&DV Update/Vests/Ice Rescue Skamania County Sheriff's Office	4.50	
04/11/05	Taser X26 Certification Skamania County Sheriff's Office	4.00	Y
04/20/05	Commercial Truck Enforcement Skamania County Sheriff's Office	4.00	
05/26/05	Pistol/Shotgun/AR-15 Quals Stevenson Range	2.00	
04/06/06	Firearms Qualifications Skamania County Range	4.00	
05/03/06	Mock Scenes / Search & Rescue Skamania County Sheriff's Office	4.00	
02/06/07	First Aid/CPR/BBP/HazMat Skamania County EMS	10.00	
03/23/07	Firearms Qualifications Skamania County Range	4.00	
Total Training Hours:		40.50	

 Total Training Hours, All Employees: 40.50

Report Includes:

All training completion dates between `01/01/70` and `09/10/07`
 All training codes
 All post credits
 All agencies
 All divisions
 All assignments
 All cities
 All employee numbers matching ` 1095`
 All shifts
 All stations
 All departments

 *** End of Report /tmp/rptUVMaUa-rppectsr.r1 ***

SECTION FOUR

OBLIGATIONS

All employees must:

possess a valid Washington Driver's license.

obey the law.

assist other deputies.

be punctual in reporting attendance to calls, reporting for duty, and in any other circumstances where a particular time is specified.

remain at your assignment until properly relieved or dismissed by competent authority.

become acquainted with events that have taken place since the end of your last tour of duty.

refer to written directives in circumstances when you do not understand the specific aspects of an official duty.

resolve citizens' complaints professionally and without delay.

conduct yourself in a professional manner on and off duty.

give name and rank upon request of a citizen or another member of the Department except while on an approved Special Assignment.

refrain from excessive use of alcohol while off duty and in public view.

avoid debts which could compromise your integrity.

refrain from profanity and respect other employees' rights - be courteous and polite. We recognize that in extreme situations profanity can be part of an escalation of force, and as such, its careful use can be allowed in certain circumstances.

refrain from speech that suggests racism, sexism, or intolerance about any group. This includes jokes, even in the private areas of the Office.

SKAMANIA COUNTY SHERIFF'S OFFICE

RESERVE DEPUTY POLICY10.2.001 PURPOSE:

To establish guidelines for conduct and duties of Reserve Deputies, and to establish guidelines for their use by the Office.

10.2.010 CONDUCT:

Conduct of Reserve Deputies of this Office shall be governed by the policies and procedures set forth in the Policy and Procedures manual of the Skamania County Sheriff's Office for regular service employees.

10.2.020 APPEARANCE:

All Reserve Deputies shall follow the same Uniform and Grooming standards as a regular deputy.

10.2.030 QUALIFICATIONS:

Candidates for Reserve Deputies shall submit a written application for employment, designed by the Department.

Candidates shall be subject to a thorough and complete background investigation.

Candidates shall undergo a polygraph examination.

Candidates shall have an oral interview with the Sheriff and other Office members that the Sheriff deems necessary.

Candidates must be 21 years of age, and a resident of Skamania County. Exceptions to this rule is at the discretion of the Sheriff.

Candidates shall take a written entry examination.

Candidates shall have a valid driver's license, with a 'clean' driving record.

Candidates shall have no history of any illicit drug use, no marihuana use in the last three years, or abuse of prescription drugs or alcohol.

Candidates will have a High School Diploma or GED.

10.2.040 TRAINING:

Candidates for Reserve Deputy, having passed all entry tests, shall undertake a minimum of 211 hours of Law Enforcement training. 170 hours shall be from a Washington State Accredited Reserve Academy.

Equivalent training from other Law Enforcement Academies will be submitted to the Washington State Criminal Justice Training Commission to be reviewed for possible Reserve Certification.

Training shall be done on the Candidate's own time, and at the Candidate's own expense. Class tuition paid by Office.

APPENDIX SIX

RESERVE HANDBOOK

After completion the initial training, each Reserve shall complete a minimum of 16 hours of training in the Dispatch and Jail functions. This can be accomplished by working two eight hour shifts in the Dispatch and Jail area.

Each Reserve shall also complete 25 hours of training in the Policy and Procedures of the Skamania County Sheriff's Office, operation of Radio and Emergency Equipment in Skamania County Patrol Vehicles, and report writing.

Each Reserve Deputy shall receive a minimum of four hours training in the use of Electronic Speed Monitoring Devices before they may use this equipment.

Each Reserve Deputy shall attend inservice training classes as scheduled by the Reserve Coordinator, or attend other Law Enforcement training that is considered equivalent. A minimum of 40 hours per year continuing education will be required.

Each Reserve Deputy shall qualify with their Service Weapon twice per year on a course prescribed by the Office Firearms Training Officer.

10.2.045 PROBATION:

Prior to being issued a uniform, each Reserve Deputy will work with a Regular Deputy for a minimum of 40 hours. At the end of this time, the Reserve's performance shall be evaluated by the Reserve Liaison Deputies. The evaluation shall be reviewed by the Sheriff's Office Administrators.

After completing 80 hours of ride-along hours with a Regular Deputy, a Reserve may, upon evaluation, be eligible to work a two Reserve Deputy unit.

Evaluation to be performed by the Reserve Liaison Deputies, and the evaluation shall be reviewed by the Sheriff's Office Administrators.

10.2.50 DUTIES:

The Reserve Deputy shall accompany Regular Deputies on patrol. They shall be subject to the direction of the Regular Deputy. However, the Reserve Deputy will be able to take enforcement action, investigate minor crimes, and write reports.

The Reserve Deputy shall work a minimum of 204 hours per year, which is an average of 17 hours per month, with a Regular Deputy.

On special details such as:

- A) Parades
- B) High School Ball Games
- C) Fairground Events
- D) Prisoner Transports, Prisoner Security, Outside the jail complex (ie, hospitals)
- E) Crime Scene Security
- F) Emphasis Patrols
- G) Shift Coverage, due to vacation/illness
- H) Search and Rescue assistance, such as road patrol, Base Camp Operations as designated by the on scene coordinator
- I) Vacation House Checks
- J) Courtroom Security

On some details this would be one or two Reserves working together for these events, functioning as a Regular unit handling calls, or other matters related to their specific detail.

7.2.3 Electronic Devices

Taser: An electro-muscular disruption device that disrupts the body's ability to communicate messages from the brain to the muscles, causing temporary motor skills dysfunction to a subject.

It is the policy of the Sheriff of Skamania County to authorize the use of the Taser as a use of force option. The Taser falls into the same level as that of Chemical Agents.

The Taser may be used when a subject is displaying active, aggressive or aggravated aggressive resistance to an Officer/Deputy attempting to conduct legal enforcement activities.

Training and Certification:

A certified Taser instructor will be the only authorized person(s) to instruct on the use of the Taser. Deputies authorized to use a Taser must successfully complete an initial certification-training course, to include written and practical tests. Once certified, Deputies must attend annual recertification.

Equipment Care and Handling:

The Taser will be inspected for damage and cleanliness, and batteries and cartridges replaced when required, by the Deputy. The battery display will be checked on the CID at the beginning of each shift. A spark test will be conducted once a shift cycle and annotated in the Deputies log book (a use of force report is not required for a spark test). A battery reading of 20% or less will require the DPM/battery pack be changed. The DPM/battery pack will NOT be removed from the Taser except when the reading is at or below 20% or to conduct a data download (to be completed by a supervisor). The Taser will never be stored more than 48 hours without the DPM/battery pack attached. Tasers must be stored and secured in a climate-controlled area, not in a vehicle.

Uniformed Deputies will carry the Taser in an approved issued holster. The holster will be carried on the duty belt, on the opposite side of the duty firearm, cross draw position is optional.

The on-duty supervisor will be notified and a use of force report will be completed if the Taser is deployed. The report will be reviewed by the on-duty supervisor to ensure it was utilized in accordance with the office use of force policy.

Present the Taser to a supervisor for data download prior to the end of the shift if a reported use of force incident occurs.

Probe Removal:

EMS personnel will be requested to respond to remove the probes from the subject in which it was deployed. If EMS is not available, the probes can be removed by the Deputy. The site of the probes entry will be cleaned with provided antiseptic wipes, and then covered with provided bandage. Ensure the effected area is photographed prior to bandaging, if possible.

If the probes are deployed in a sensitive area such as the head, neck, or genitalia or if the Deputy feels it is beyond his capability to remove the probes, summon EMS immediately.

Probes removed from a persons skin will be treated as a biohazard. The used/spent cartridge will be placed in evidence/property.

SECTION FIVE

ROUTINE PATROL

defendant's copy of a criminal citation

warrant (or copy), or

a warrant-less arrest booking form.

Do not post bail for any prisoner, except members of your immediate family, without the consent of a supervisor. If you discover that a prisoner is someone with whom you have a social, filial, or intimate relationship, notify your supervisor immediately. See also the Code of Conduct, 4.2.

Do not, in the course of your official duties, recommend any particular bail-bondsman or attorney to any person

5.6 USE OF FORCE**1.2-A**

You may use only the minimum amount of force necessary to affect the desired lawful objective.

These are the steps in a carefully orchestrated escalation of force.

Presence

Verbal

Escort Compliance

Chemical sprays / taser

Pain Compliance (counter-joint and hair holds)

Impact Weapons

Deadly force

Conditions may justify your entering this escalation at any level.

You must promptly submit a written report on any use of force from Chemical Spray upward.

SECTION FIVE

ROUTINE PATROL

You must impound a vehicle at an arrest/accident scene when the driver is arrested or incapacitated AND the vehicle is not legally parked AND there is no other legal or acceptable driver present. If the vehicle is legally parked, the driver must sign a Hold Harmless Agreement.

Inventory the contents of the vehicle and note if you removed any contents.

Not Incident to Arrest

You may impound a vehicle that is obstructing traffic. A driver may request a tow from a particular company, or you may ask dispatch to send you one from the list. We use the ACCESS/WACIC impound vehicle computer file to track impounded vehicles. Entries and modifications will be made by dispatchers before they go off shift.

5.8 MISCELLANEOUS PATROL DUTIES

COMMUNITY RELATIONS

Deputies act in public, under circumstances that could cause misunderstanding and/or misinterpretation of law enforcement activities. Witnesses and participants are influenced by their preconceptions and biases when they evaluate police action. This can lead to incidents that cause resentment of all police action; no matter how legitimate. If the public understands and appreciates the nature of the police task, they can better judge whether deputies are serving the community. As part of the process of the deputy/public communication, the public needs information about the nature of the deputy role in order to develop an understanding. Public acceptance of activities that are an essential part of routine deputy duties will then be understood.

5.9 INCIDENT REPORTING

Deputy

The decision about which incidents are officially reported is the responding deputy's.

7201 - 7 - 800

ORDINANCE 2005-03

(AN ORDINANCE CREATING CHAPTER 8.60 OF THE SKAMANIA COUNTY CODE THAT CREATES THE DOUGAN FALLS RECREATION SAFETY CORRIDOR AND SETTING REGULATIONS FOR SAID CORRIDOR,

WHEREAS, Dougan Falls Recreation Area of Skamania County receives considerable use from the public; and

WHEREAS, residents live adjacent to the Dougan Falls Recreation Area and are impacted by the use of the area; and

WHEREAS, regulations governing the Recreation Area could improve the safety and enjoyments of users and residents of the Recreation Area; and

WHEREAS, the Skamania County Board of Commissioners, has determined that the safety of the citizens and emergency responders of Skamania County as well as visitors to Skamania County would best be served by the creation of a Dougan Falls Recreation Safety Corridor and adoption of such regulations;

NOW, THEREFORE, BE IT ORDAINED BY THE SKAMANIA COUNTY BOARD OF COMMISSIONERS THAT:

8.60.010 Creation of Dougan Falls Recreation Safety Corridor. In the interest of public safety and in order to create a safe recreational opportunity, the "Dougan Falls Recreation Safety Corridor" is created.

8.60.020 Boundaries. The boundaries of the Dougan Falls Recreation Safety Corridor includes 1000 feet on either side from the centerline of the Washougal River beginning at Milepost 15.45 on the Washougal River Road continuing north to Milepost 15.75 on the Washougal River Road (Washougal River Fish Hatchery) AND beginning again at the southern end of the Dougan Falls Bridge and extending north by northeast to the area commonly known as the "Three Corner Rock" Trailhead, inclusive of the Washington Department of Natural Resources (DNR) 2000 Road.

8.60.030 Prohibited Activities. Notwithstanding conduct that is already prohibited by local ordinance, rule, or state statute, the following activities are expressly prohibited within this safety corridor:

1. Use and/or Possession of Alcoholic Beverages
2. Discharge of Firearms
3. Use of fireworks
4. Any activity including, stopping or standing, from one hour after sunset to one hour before sunrise. (Day Use Only)
5. Camping (except within the designated DNR campground)
6. Campfires (except in DNR approved fire pits within the DNR campground)

8.60.040 Fires Allowed. Other fires are permitted within the safety corridor only with a local fire department or DNR permit, upon privately owned property by the property owner, and must comply with all regulations attached thereto.

8.60.050 Penalty. Any violation of this chapter is a misdemeanor and the punishment shall be as provided by Chapter 1.16.020 of the Skamania County Code.

8.60.060 Preservation of Private Property Rights. Nothing in this ordinance shall abridge the rights of a private property landowner in the legitimate use of their property within the safety corridor except as to the discharge of firearms.

8.60.070 Discharge of Firearms by Law Enforcement Officers. Discharge of firearms shall not apply to law enforcement officers in the performance of their official duty.

8.60.80 Severability Clause. If any provision of this regulation or its application to any person or circumstance is declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of the remainder of the regulation or its application.

BE IT FURTHER RESOLVED that this ordinance shall be effective on May 15, 2005.

REVIEWED this 14th day of April 2005 and set for public hearing on the 2nd day of May 2005 at 7:00 p.m. at the American Legion Cape Horn Post 122, 10221 Washougal River Road, Washougal, WA.

**BOARD OF COMMISSIONERS
SKAMANIA COUNTY, WASHINGTON**

**Skamania County Sheriff's Office
Employee Rights and Responsibilities-Subject Employee**

Employee Interviewed: Tony Warren

You are going to be interviewed as part of an official investigation by the Skamania County Sheriff's Office. You are ordered to answer all questions related to this investigation that are asked of you. If you refuse to answer questions related to this investigation that are asked of you, you may be subject to discipline up to and including termination.

You are entitled to all the rights and privileges of the laws and Constitution of Washington State and the Constitution of the United States. You also have the specific rights listed below:

- A. Employees who are members of a recognized bargaining unit may have a Union/Guild Representative present.
- B. You may provide witnesses and evidence in your own behalf.
- C. You may record any and all portions of the interview. If you agree to having the interview recorded, you may be furnished a copy of the recording, upon written request.
- D. Failure to cooperate with the investigation could subject you to disciplinary action.
- E. You may appeal a sustained finding under applicable Civil Service Rules, or under the appropriate grievance procedure.

Garrity Advisement

1. You are hereby ordered to answer all questions asked of you. If you refuse to answer any questions, you may receive disciplinary action up to and including termination.
2. You will be asked questions which are specifically, directly, and narrowly related to your official duties or your fitness for duty.
3. The answers to the questions will not be used against you in a criminal proceeding.

I have read the foregoing and understand what I have read. I agree to be interviewed at this time.

Signed: [Signature] ☒ YES ☐ NO Date: 9-11-07

This interview is being tape recorded with my knowledge and consent

Signed: [Signature] ☒ YES ☐ NO Date: 9-11-07
Witnessed: [Signature] Date: 9-11-07

**Skamania County Sheriff's Office
Employee Rights and Responsibilities-Subject Employee**

Employee Interviewed: Lyle Arnett

You are going to be interviewed as part of an official investigation by the Skamania County Sheriff's Office. You are ordered to answer all questions related to this investigation that are asked of you. If you refuse to answer questions related to this investigation that are asked of you, you may be subject to discipline up to and including termination.

You are entitled to all the rights and privileges of the laws and Constitution of Washington State and the Constitution of the United States. You also have the specific rights listed below:

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- B. You may provide witnesses and evidence in your own behalf.
- C. You may record any and all portions of the interview. If you agree to having the interview recorded, you may be furnished a copy of the recording, upon written request.
- D. Failure to cooperate with the investigation could subject you to disciplinary action.
- E. You may appeal a sustained finding under applicable Civil Service Rules, or under the appropriate grievance procedure.

Garrity Advisement

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2. You will be asked questions which are specifically, directly, and narrowly related to your official duties or your fitness for duty.
3. The answers to the questions will not be used against you in a criminal proceeding.

I have read the foregoing and understand what I have read. I agree to be interviewed at this time.

☒ YES

☐ NO

Signed: _____

Date: 9-11-2007

This interview is being tape recorded with my knowledge and consent

☒ YES

☐ NO

Signed: _____

Date: 9-11-2007

Witnessed: _____

Date: 9-11-2007



TASER Information		Downloaded By	
Serial #	<i>X00-123788</i>	Name	<i>Monty Buettner</i>
Model #	<i>X26</i>	Dept	<i>Sheriff</i>
X26 Software Version	<i>20</i>	Rank	<i>Sgt</i>
Dataport CD Version	<i>15.6</i>	Windows Version	<i>Microsoft® Windows NT(TM) Service Pack 2</i>
Record Date Range	<i>All Data</i>	Report Generated	<i>09/10/07 12:50:24 (local)</i>
Computer Time Zone	<i>Pacific Standard Time</i>		
Using Daylight Savings Time	<i>Yes</i>		

Recorded Firing Data

Seq	GMT Time	Local Time	Duration	Temp	Battery
0001	04/14/05 21:20:31	04/14/05 14:20:31	Old Time		
0002	04/14/05 21:20:31	04/14/05 14:20:31	New Time		
0003	04/14/05 21:21:03	04/14/05 14:21:03	5	26	99
0004	04/14/05 21:21:09	04/14/05 14:21:09	5	26	99
0005	04/14/05 21:21:15	04/14/05 14:21:15	5	26	99
0006	05/17/05 17:39:09	05/17/05 10:39:09	1	22	99
0007	05/25/05 20:37:36	05/25/05 13:37:36	5	30	99
0008	06/11/05 00:53:44	06/10/05 17:53:44	5	24	99
0009	06/14/05 20:56:49	06/14/05 13:56:49	5	28	99
0010	06/14/05 20:57:04	06/14/05 13:57:04	5	29	99
0011	06/14/05 20:57:18	06/14/05 13:57:18	5	29	99
0012	06/14/05 20:58:42	06/14/05 13:58:42	5	30	99
0013	07/14/05 00:15:26	07/13/05 17:15:26	5	25	99
0014	08/04/05 20:16:35	08/04/05 13:16:35	5	25	99

Seq	GMT Time	Local Time	Duration	Temp	Battery
0015	08/14/05 00:01:25	08/13/05 17:01:25	5	29	99
0016	01/08/00 00:57:40	01/07/00 16:57:40	5	29	99
0017	04/28/00 01:29:09	04/27/00 18:29:09	5	23	99
0018	05/07/00 02:47:21	05/06/00 19:47:21	5	22	99
0019	05/08/00 00:59:30	05/07/00 17:59:30	5	23	99
0020	06/10/00 02:33:35	06/09/00 19:33:35	5	22	99
0021	07/01/00 05:38:39	06/30/00 22:38:39	5	23	99
0022	07/02/00 21:11:47	07/02/00 14:11:47	5	26	99
0023	11/01/00 02:50:20	10/31/00 19:50:20	Old Time		
0024	06/28/06 00:22:53	06/27/06 17:22:53	New Time		
0025	06/28/06 00:29:45	06/27/06 17:29:45	5	31	99
0026	06/30/06 08:18:33	06/30/06 01:18:33	1	26	99
0027	06/30/06 08:19:28	06/30/06 01:19:28	4	26	99
0028	06/30/06 08:19:50	06/30/06 01:19:50	4	26	99
0029	06/30/06 08:21:01	06/30/06 01:21:01	1	26	99
0030	07/01/06 04:02:49	06/30/06 21:02:49	5	27	99
0031	07/06/06 03:48:17	07/05/06 20:48:17	2	24	99
0032	07/07/06 10:06:39	07/07/06 03:06:39	3	23	99
0033	07/10/06 03:33:23	07/09/06 20:33:23	3	25	99
0034	07/14/06 23:00:10	07/14/06 16:00:10	2	25	99
0035	07/14/06 23:02:17	07/14/06 16:02:17	3	26	99
0036	07/14/06 23:05:12	07/14/06 16:05:12	3	28	99
0037	07/14/06 23:09:14	07/14/06 16:09:14	2	29	99
0038	07/14/06 23:50:44	07/14/06 16:50:44	1	25	99
0039	07/16/06 17:32:36	07/16/06 10:32:36	3	22	99
0040	07/23/06 17:48:21	07/23/06 10:48:21	5	30	99
0041	01/01/07 20:07:08	01/01/07 12:07:08	3	24	99
0042	01/20/07 02:23:28	01/19/07 18:23:28	5	25	99
0043	01/20/07 02:23:41	01/19/07 18:23:41	5	26	99

Seq	GMT Time	Local Time	Duration	Temp	Battery
0044	01/20/07 05:11:55	01/19/07 21:11:55	5	22	99
0045	01/20/07 05:46:17	01/19/07 21:46:17	5	24	99
0046	01/20/07 05:51:38	01/19/07 21:51:38	3	24	99
0047	01/20/07 05:51:46	01/19/07 21:51:46	5	25	99
0048	01/20/07 05:52:04	01/19/07 21:52:04	5	25	99
0049	01/20/07 05:52:25	01/19/07 21:52:25	5	26	99
0050	01/20/07 06:08:22	01/19/07 22:08:22	5	27	99
0051	05/13/07 16:16:19	05/13/07 09:16:19	5	21	99
0052	05/13/07 18:46:41	05/13/07 11:46:41	5	22	99
0053	06/19/07 02:44:08	06/18/07 19:44:08	5	19	99
0054	06/19/07 02:44:27	06/18/07 19:44:27	5	20	0
0055	06/19/07 02:44:51	06/18/07 19:44:51	5	22	0
0056	07/04/07 20:00:24	07/04/07 13:00:24	5	29	0
0057	07/13/07 18:04:10	07/13/07 11:04:10	4	25	0
0058	07/27/07 16:43:00	07/27/07 09:43:00	4	22	0
0059	08/16/07 20:27:40	08/16/07 13:27:40	1	26	99
0060	09/02/07 19:43:06	09/02/07 12:43:06	3	23	99
0061	09/08/07 23:18:19	09/08/07 16:18:19	5	28	99

End of Report.

Brett Robison

From: Ty McKay
Sent: 09/10/2007 9:38 AM
To: Brett Robison
Subject: Internal Investigation for Reserves 07-07229

Sgt. Robison,

There was a tasing incident this weekend involving the reserves. I understand Chief Bond is assigning you to the investigation. I have several witnesses. Here is the list of folks I have:

Erwin, Michael D [REDACTED]
4516 NW 18th Ave
Camas, WA 98607
(360)833-9671

Erwin, Gabriel T [REDACTED]
4516 NW 18th Ave
Camas, WA 98607
(360)833-9671

Foster, Nicholas S [REDACTED]
14212 NE 9th St
Vancouver, WA 98684
(360)882-0049

Curtis, Michael J [REDACTED]
29715 NE 17th St
Washougal, WA 98671

(254)213-8041 This guy is a Captian in the Army and will be leaving for Ft Hood, TX on Weds. I tried to meet with him yesterday to get a written statement but was unable to due to calls. He is staying at his parents house until then.

Subject who was tased:
Warnes, Chazon J [REDACTED]

his parents are:
Kent and Donna Warnes
hm. (360)896-1318
cell. (360)606-6821

I spoke with them the night of the incident and gave them Pat Bond's number and stated it would be looked at.

Thanks,

Ty

09/10/2007

Monte Buettner

From: 188344.190982 [188344.190982@vux.bos.netsolhost.com]
Sent: 09/09/2007 2:18 PM
To: Monte Buettner
Subject: [BULK] Web Page Feedback

Importance: Low

 MessageType: Complaint
 Subject: Employee
 Subject_Other:
 Case_Number: 06-
 Deputy: Unknown
 Quick_Service:
 Time_to_arrive:
 Deputy_courteous: No
 Deputy_neat: Yes
 Deputy_identified_self: Yes
 Did_not_but_should_have:
 Deputy_speak_clearly: No
 Deputy_seem_knowledgeable:
 Deputy_ask_relevant_questions:
 Were_you_kept_informed:
 Satisfied_with_the_service_provided: No
 Username: Mary Zibilich
 UserEmail: maryzibilich@gmail.com
 UserTel: 503.756.2515
 UserFAX:
 Contact_Requested?:
 Remote_Name: 71.36.104.126
 Remote_User:
 HTTP_User_Agent: Mozilla/5.0 (Macintosh; U; Intel Mac OS X; en)
 AppleWebKit/522.11.1 (KHTML, like Gecko) Version/3.0.3 Safari/522.12.1

Comments:

Yesterday, Sept. 8, 2007, I was on the Washougal River approximately 1-2 miles upstream from the Duggan Falls at an area that has a small waterfall and several large pools of water. A group of four of us arrived at the watering hole at approximately 3:30 pm. Between the time of 4pm and 4:30pm my group observed two Deputy Sheriff's hovering over a young man (estimate 16-20 years old) who was injured. We were told by some closer to the scene that the Deputies approached a group of young men drinking alcohol and that one of the boys tried to run away. As he took flight the Deputies administered a taser while the young man was jumping over a rock. The young man fell face forward and face planted into the rock was bleeding profusely from the head. Three members of my group went closer to ask how the young man was doing and were promptly told to leave or they would face the same treatment. Deputy Arnette was threatening and extremely aggressive to my friends. I admit that I did no!

I did not see the interaction between the Deputies and the young men only the aftermath of the injured person. The river terrain is extremely rocky, uneven and difficult to navigate a clear path through. To administer a taser in a situation such as that seems to me to be use of excessive force. To send electric shocks to someone mid-air who's over water and surrounded by boulders is extremely dangerous. It seems to me that there is a time and a place for such force and given the nature of the location that not only was the use of the taser inappropriate it created a larger hazard. I am deeply concerned for the injured young man. To witness his injuries and to be threatened by the Deputies that we would receive similar treatment is even more disturbing. I don't have the name of the other Deputy present. The only name we were given was Deputy Arnette.

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THOMAS J. FOLEY, P.C.

ATTORNEY AT LAW

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Skamania County Auditor

P.O. Box 790

Stevenson, WA 98648