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To: Attorney for Defendant **(replace with defense attorney name)**
From: Eric J. Richey, Chief Criminal Deputy Prosecutor
RE: Potential Impeachment Disclosure Determination re Everson Officer Anders Fiksdal
Case #:

On the May 11, 2015, this office made a determination that certain information, if heard by a reasonable person (such as a judge or juror), could lead that person to conclude that Everson Officer Anders Fiksdal, when employed by the Washington State Patrol, failed to send police reports or notice to DOL regarding a DUI arrest that happened on October 2, 2010.

The facts that could lead to this conclusion are as follows: On October 2, 2010, while Anders Fiksdal was employed as a trooper with the Washington State Patrol, he completed a BAC test at 0115 hours using citation number C0845276. The test results were above the .08 legal limit which is the presumptive level for being under the influence of intoxicants. The citation and reports were not sent to the prosecutor's office for filing a criminal charge which is part of protocol. Notice that the BAC test was above .08 was not sent to DOL as is required under RCW 46.20.308. The Whatcom County Prosecutor's Office contacted Trooper Fiksdal several times attempting to locate the citation and police reports. Trooper Fiksdal responded by saying that he was not comfortable issuing the citation and that he still had it in his possession. The citation and reports were never sent to the prosecutor's office. We have reason to believe that the DUI suspect from October 2, 2010 was the son of a Whatcom County Corrections Officer. The date of birth used on the BAC log matches a correction officer's son's date of birth and a citizen witness confirms that a correction officer's son was arrested for DUI that night. The Washington State Patrol did not conduct an investigation because trooper Fiksdal resigned.

This memorandum has been generated to provide the defense notice of this potential impeachment issue.