

*Cities Insurance Association of Washington*

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July 30, 2012

Judy Esser, Mayor  
City of Mattawa  
521 East Government Road  
Mattawa, WA 99349

Re: Chief Steve Jensen Investigation

Dear Ms. Mayor:

Please consider this the conclusion of my investigation related to concerns raised against your Chief of Police, Steve Jensen in regard to his management of the Department's evidence preservation system. In this letter I will provide some background information, a brief synopsis of my investigation, and conclusions that can be made based on the factual information obtained.

**A. The Investigation.**

During my investigation, I conducted interviews with current and former members of the Mattawa Police Department, Grant County Sheriff's Office, Moses Lake Police Department, and the Grant County Gang Task Force. I also conducted a search and accounting of items believed to be evidence of crimes stored in areas outside the Mattawa Police Department's Property Room, as well as reviewed numerous reports, records, policies and procedures.

**B. Summary of Allegations.**

Mayor Esser alleged that Chief Jensen has failed to meet the standards expected of him, regarding a number of his duties. Some of these duties include specifically, his responsibility as the Custodian of the Department's evidence accounting and preservation system, and generally his administration and efficient operation of the Department.

**C. Findings.**

On June 11, 2012, I spoke with the City of Mattawa Mayor, Judy Esser regarding her concerns about Chief Jensen. [REDACTED]

Administered By:



**000366**

[REDACTED]

Mayor Esser was also concerned with what appeared to be evidence lying about, unsecured in the Police Department. She advised she has repeatedly talked with Chief Jensen about her concerns, but nothing seems to have changed. She said he has continued to fail in her expectations. Mayor Esser requested I meet with her and then investigate her concerns.

On the morning of July 2, 2012, I met with Mayor Esser at her residence. During this meeting, Mayor Esser went into more detail regarding the overall operations of the Police Department. [REDACTED]

Mayor Esser advised that she has talked with Chief Jensen about her expectations. She said overall, these expectations can be combined into one major area of concern, his ability to perform the duties of Chief of Police. She said she expects Chief Jensen to be an administrator, as well as a patrol officer. She said she feels Chief Jensen does a good job as a patrol officer, but is terrible as an administrator.

In addition to talking about her expectations of Chief Jensen, Mayor Esser went into a great detail explaining concerns she has with Chief Jensen's management of the Police Department. Of these concerns, the area that tended to rise to the top was the potential mismanagement of the Department's evidence preservation system. While discussing this issue, I advised the Mayor that I have personally witnessed items labeled as evidence lying on the floor in the Police Department. I explained that I conducted two polygraph examinations last February in the Police Department's patrol room and had to physically move items labeled as evidence to make room for the examination.

During our conversation, we decided I would return to Mattawa on the morning of July 10, 2012 and meet with Chief Jensen. After leaving the Mayor's house, I met with Mattawa Police Officer, Tony Valdivia at the Police Department. While at the Police Department, I again witnessed the same items labeled as evidence in the same location on the floor as before. I also was able to witness a large amount of paperwork piled high on the table containing "pigeon holes" or mailboxes, as well as a desk area in the patrol room. Officer Valdivia advised



that these piles of documents belonged to Chief Jensen. When asked why the piles were out in the open, I was told there was no room on his office desk. Officer Valdivia advised that a large number of the items on the mail table included requests for records from insurance companies. Later, I briefly inspected these and noticed postmarks dating back more than six months. I was later told that there was time sensitive correspondence in this pile dating back at least two years.

While talking with Officer Valdivia, I was also able to learn that the temporary evidence storage lockers in the patrol room were full and that the officers never used this area to secure their evidence. Officer Valdivia advised he uses a lockable two-drawer file cabinet beneath his work station to secure evidence, while Officer Ingersoll uses the shelves above his work station.

While visiting with Officer Valdivia, he advised he is responsible for his own evidence until the case is adjudicated. He said he maintains custody of it unless it is sent to the lab for testing. He said he secures all of his evidence in the two-drawer lockable file cabinet under his desk area. When asked where he would secure a long firearm or other item too large for the cabinet, Officer Valdivia said, "I guess I'd store it in my trunk."

Officer Valdivia advised me that Officer Ingersoll uses the shelves above his work station. He pointed out a black plastic pistol case and said he believed it and the pistol inside it were evidence. He said until recently there were two other firearms stored on this shelf, but they have since been returned to their owners. Everything on these shelves was unsecured. Officer Valdivia also pointed out several other items of evidence lying on the floor, in the corners, and under the work areas. When asked why none of this was secured, he advised it was not his evidence and Chief Jensen had not processed it.

Officer Valdivia told me when he obtains items of evidence, he packages it and labels it the manner he was taught in the County's Reserve Academy and the State's Criminal Justice Training Commission (CJTC) Academy. He said he has been involved in law enforcement since May 2002 and has never received any other evidence training other than what he received in the Academies.

Because Chief Jensen has an office, and there were piles of documents in a work station in the patrol room that Officer Valdivia said belonged to the Chief, I was concerned about what might be in Chief Jensen's office that prevented him from using it. Officer Valdivia said he has only seen inside this office a couple times since coming to work for the Department. He said he did not have a key. Mayor Esser had earlier said she thought she had a key to this office, but she did not. The City's Clerk, [REDACTED] was able to find the spare key in the Clerk's Office.

After locating the key to Chief Jensen's office, Officer Valdivia and I opened the door. Immediately upon opening the door, I observed items of evidence lying on the floor and in the corners. Some of these items of evidence were long firearms and packages with Washington State Patrol Crime Lab labels. On Chief Jensen's desk were literally piles of paperwork in no particular order. There was absolutely no open work area on this full-sized desk.

As I continued my conversation with Officer Valdivia he advised there were other issues within the Department besides the evidence concerns. He said he and former Officer Joe Chiprez have had concerns with Officer Ingersoll since Officer Ingersoll was hired. He said at one point Officer Ingersoll was investigated by the Moses Lake Police Department after an allegation of assault. He said there have been other serious issues that were reported to Chief Jensen about Officer Ingersoll that were never investigated. He said one of these, which is documented in the Grant County Courts, involved Officer Ingersoll lying in a DUI police report. Officer Valdivia was also very concerned with the perception and reputation Chief Jensen has created for the Mattawa Police Department. He said the County Sheriff Deputies are reluctant to get involved in any Mattawa Police case because Chief Jensen does not follow through on commitments, or participate and/or appreciate the assistance. He said Chief Jensen also seems to have the mindset of "Why should we help the County," yet the County is almost always willing to assist them. Ultimately, Officer Valdivia said he believes some of the issues with Chief Jensen are that he lacks diligence and initiative.

[REDACTED]

[REDACTED]

On the morning of July 5, 2012, I met with Chief Deputy Ryan Rectenwald at the Grant County Sheriff's Office. Chief Deputy Rectenwald described his personal perception of Chief Jensen as someone who is "disgruntled," who refuses to communicate, cooperate, or respond to requests for information or assistance. He advised that the Sheriff's Office and his deputies have concerns when working with the Mattawa Police Department. He said there was a recent incident in which shots were fired in both the County and the City. He said while investigating the County portion, he suggested the Detective contact the Mattawa



Police Department and obtain the bullet casings from their case and compare the two. Chief Deputy Rectenwald advised that the City's evidence could not be located. (As a note, these bullet casings were later found by Officer Valdivia and I in Chief Jensen's work station drawer in the patrol room.)

[REDACTED]

[REDACTED] We determined that I would meet with Chief Jensen shortly after his meeting with the Mayor on the morning of July 10, 2012. I would then obtain a statement from Chief Jensen.

[REDACTED]

[REDACTED] During this interview, we discussed his management of the Department's Property Room and evidence, as well as the conversations he has had with Mayor Esser and her expectations of him.

During our conversation, which was electronically recorded, (transcript is attached to this report) Chief Jensen advised that he is the "Custodian" and responsible for the Department's evidence preservation system. Almost immediately Chief Jensen advised that the evidence system is not up to an acceptable standard. He said he has never attended and never applied to go to the CJTC's 40 hour course on evidence management. He said nobody at the Mattawa Police Department has been to this school. Chief Jensen advised that he believes it would be too difficult for him to get away for 40 hours. He said, at the most, he or his officers are able to get to a two or three day school at any one time.

While talking about training, Chief Jensen advised that he and his officers are able to meet the minimum 24 hour training required by the State of Washington every year. He said he documents this training and certifies this to the CJTC. (As a note, Officer Valdivia later advised that the officers and Chief Jensen do get a minimum 24 hours of training per year as required by the State and that this training is not local) Chief Jensen advised that he does not usually know when the County or other agencies are providing training. He said his agency is not invited. I asked if the topic ever came up at any of the monthly Sheriff and Chief's meetings and he said he did not know, because he does not go to them. He said it has been approximately six months since he has been to one of these meetings. He said he feels his time is better spent in the City of Mattawa rather than elsewhere in the county. As a side note, I contacted the CJTC to request copies of the certifications that Chief Jensen is required to submit every year stating that he and his officers have received the 24 hours of training. I received a note back stating that the CJTC does not have any such records.

When asked about the process used when evidence is collected, Chief Jensen said when the officers obtain the evidence they tag it and fill out an evidence form. He said as soon as the evidence is given to him, he secures it. When asked what the officers do with their evidence prior to giving it to him, he said they maintain their own evidence until the case is done in the courts. He advised that the officers have places where they store this evidence in an effort to help protect it. He also advised the Police Department has no storage file or safe for rifles and shotguns. He said the officers generally hold onto these items until he is able to take possession of them.

Chief Jensen said when it comes to the collection and processing of drugs, the officers maintain possession of these drugs until they are sent to a lab or some type of technician who can test the material. He said he hopes that every officer will weigh this evidence and he said they have a scale in the Department, but it is not a certified scale. He said his concern with weighing the evidence, is having to answer questions regarding a possible difference in weight should the crime lab come up with a different weight. He said he would rather have the crime lab weigh it and process it and then send it back to him. When asked what he does with the items that come back from the crime lab, Chief Jensen said he leaves them in their packaging and does not open them or inspect them to ensure he got the correct evidence back. He said he does not open these items in an effort to help preserve the integrity of the evidence.

Chief Jensen advised that the Police Department's Property Room was most likely audited approximately four years ago by the State Auditor. He said he was not aware of any findings. When asked where in the Police Department evidence is stored, Chief Jensen said evidence is stored in the Department's Property Room, the temporary storage cabinets in the patrol office, in his office, and in the patrol room. When asked if there was evidence in any of the file



cabinets in the patrol room, he said there possibly could be. When asked why evidence would be lying about the Police Department, Chief Jensen said, in most cases, until an officer gives the evidence to him, he does not process it.

Chief Jensen advised that the department has no refrigerator for any type of evidence that may need to be kept refrigerated. He said he believed that the department's most recent sex crime evidence was sent to Franklin County. He said at one time, a number of years ago, he believes they used the refrigerator at the City Park if they needed to protect this type of evidence, but no longer do that.

Chief Jensen advised that he has not destroyed any evidence or converted any evidence since he has been the Chief of Police. He said from what he could remember, there may have been a few incidences in the past when he witnessed the previous chief flushing drugs down the toilet or trading property items for law enforcement equipment at the Old World Trading store in Ephrata. He said he believed there was always a paper trail attached to these items.

Chief Jensen advised that he does not properly process the Department's evidence. He said he does not document, catalog, or store the evidence the way he should. He said the Department's Property Room was burglarized in 2008 and since then has found it difficult to take on the project of organizing it. Chief Jensen also advised that he has not asked for help, even though the Mayor has been telling him to organize it for a long time.

When asked who has access to the different areas where evidence might be stored, Chief Jensen told me that he was the only person with keys to the Property Room. He said as far as he knows he is the only one with a key to his office and the temporary evidence lockers in the patrol room. He said as far as the patrol office goes, almost anybody has access to it, but it is locked and alarmed when an officer is not at City Hall. Chief Jensen also advised that he is the only person with the combination to the lockable file cabinet and keys to the CD box sitting on top of the other file cabinet in the patrol room.

Chief Jensen advised that at one point prior to the 2008 break-in, he and his officers used a triplicate form for evidence processing. He said they no longer use the triplicate form. He advised the form they use now is just a copy of the triplicate form. He said, ideally, the officer would fill out the form and attach it to the evidence and then give it to him. He said that does not always happen. A copy of this single page evidence tracking form is attached to this report. Chief Jensen advised he does not use a tracking system for the Department's evidence.

Chief Jensen said he has never seized any property civilly. He said he believes, in the twenty years he has been a police officer for Mattawa, he has

only seen former Royal City Chief Mike Powell make one seizure and said there was possibly a second one, but he could not remember. He advised his agency does not engage in undercover drug operations and his officers do not have access to any "buy" money. He said they have not engaged in this practice since the 1990's.

It should be noted that during our search for evidence, Officer Valdivia and I located an empty clear evidence bag labeled "\$218 plus \$40 marked money" along with the receipt for this money to the South County Drug Task Force. This receipt and empty evidence bag were dated in 1998 and were located in the upper left hand drawer of the Chief's office desk. The South County Drug Task Force was a legitimate organization that was later incorporated into the County's INET Drug Unit.



Following my conversation with Chief Jensen, he provided me with the keys to the Departments Property Room, his office, the temporary lockers, and his patrol car. Chief Jensen also gave me the combination to the locking file cabinet in the patrol room and the locked CD storage file.

At approximately 10:10 am I transported Chief Jensen to his residence where he gave me two Police Department laptop computers along with their user names and passwords. At Approximately 10:25 am I left Chief Jensen's house and returned to the Police Department, where I met and obtained a recorded statement from Officer Valdivia. A transcript of this conversation is attached to this report.



Officer Valdivia advised that he began his law enforcement career as a reserve deputy for Grant County in May 2002. He said he went to work for the Mattawa Police Department in 2004, and then to the Othello Police Department for about four months in 2007. He said after leaving the Othello Police Department, he immediately returned to Mattawa where he has been ever since.

Officer Valdivia told me when he processes drug evidence, he generally weighs and field tests the substance and then labels it as evidence. He said he then secures it in his locked file cabinet in the patrol room and eventually fills out the Washington State Patrol Crime Lab request form and submits it for testing. He said if the evidence is suspected marijuana he transports it to Ephrata for testing. He said when he is done with the evidence, he fills out the evidence form and gives it to the Chief, who takes care of it from there. When asked what Officer Valdivia would do if he had a rifle or shotgun as evidence, he said after labeling it, he would probably place it on the shelf above the desks. He said that is the way they have done it as long as he has worked for the Mattawa Police Department. He said they have maintained their evidence the same way, even before the 2008 break-in.

Officer Valdivia advised since he started working for the Mattawa Police Department, there has possibly been one occasion where he witnessed the destroying of evidence. He said they flushed some drugs down the toilet and is not sure if any paperwork was completed showing this destruction. As mentioned above, he advised the only training regarding evidence he has received was from the CJTC and Grant County. He advised he maintains control and custody of his own evidence until the case is adjudicated or sent to the crime lab. When asked what he does with the evidence that is returned from the crime lab, Officer Valdivia said "nothing." He said this evidence is sent back to the Chief who is the Custodian and who is responsible for it after that. I asked if he ever took possession of it again and opened it to verify it was the same evidence that he sent. Officer Valdivia told me that it would be the Chief's responsibility to verify this evidence. He also advised that the Department does not have a refrigerator for perishable evidence.

I asked Officer Valdivia about the minimum training of 24 hours per year that he is required to have. Officer Valdivia told me that he, Officer Ingersoll, and the Chief all receive at least, if not more than the 24 hours per year of official training. He said that he attended a rape investigation school in Vancouver last year and he believed it was more than 24 hours.

Following my conversation with Officer Valdivia, he and I began our search for evidence scattered throughout the Police Department. The items located and general description of these items, are documented on the attached spreadsheet. Several photographs are also attached showing the general location of these items.



We began our search by going through Chief Jensen's patrol car. This was done in an effort to secure any weapon or items of value, as well as to determine whether or not any items of evidence were being stored in his vehicle. The attached spreadsheet shows the items located in Chief Jensen's patrol vehicle. After removing these items from his vehicle and placing them in the Police Department, Officer Valdivia transferred Chief Jensen's patrol car to the City's shop area where it was secured inside the fence.

After returning to the Police Department, Officer Valdivia and I began our search for more evidence. We attempted to conduct this search in a somewhat systematic order by starting with Officer Valdivia's file cabinet, then moving in a counterclockwise direction around the room to the combination file cabinet, the Chief's patrol room work space, the area above Officer Ingersoll's work space, the patrol room floor and corner, the temporary evidence lockers, then finally the Chief's office. The items recovered and their location, are listed on the attached spreadsheet. All items were temporarily left in their location, with the exception of the evidence located in Chief Jensen's patrol car. These items were secured in his office.

While looking for additional evidence in Chief Jensen's desk, several identification cards were located in the desk's pencil drawer. These items were not collected. Additionally, it should be noted that amongst the piles of paper, on both the Chief's desk and his work space in the patrol room, more items of evidence were later found after Officer Valdivia and I concluded our search. These items were located as the Police Clerk was reviewing and processing the documents at his work station and later, when Officer Valdivia and I were storing the evidence items in the Department's Property Room.

While conducting the search for evidence throughout the Police Department, Officer Valdivia and I entered the Department's Property Room. It was obvious that Chief Jensen had no organization for the location or storage of this evidence. It appeared as if the items of evidence were simply placed on the floor or on a shelf, wherever convenient. We made no attempt to organize or inventory the Property Room.

In observing the chaos in the Property Room and considering the large amount of unsecured evidence already located in other areas throughout the Police Department and in Chief Jensen's patrol car, I believed it best to leave any further searching and/or inventorying to whomever the City obtains to organize and complete the evidence audit.

After concluding our search for evidence, I drafted the attached spreadsheet to more easily show the reader the significant amount of improperly secured evidence. While reviewing this list of evidence, I noticed that there were a number of firearms with no identifying markings other than their serial numbers. These items were not labeled as evidence, including, a sawed off shotgun



recovered from the driver's side floorboard of Chief Jensen's patrol vehicle. I also noticed that no money was found. Because this seemed odd, I called Chief Jensen and questioned him about this. He advised he and his officers have not seized any money from suspects since they gave up the South County Drug Task Force. He said he could not recall the last time any money was recovered and brought to the Police Department.

While talking about the firearms located in his patrol vehicle, Chief Jensen said the sawed off shotgun lying on the driver's side floorboard belonged to a person by the name of "Joe Isom(?)." He said the reason he had the shotgun was because the Prosecutor's Office had asked him to test fire the weapon to see if it worked. He said they were possibly going to file charges if the weapon was operable, but the suspect took a plea agreement making any test fire irrelevant.

Of all the other firearms located in his patrol vehicle, Chief Jensen advised he was unsure who they belonged to without looking at them. He was also unable to tell me who owned any of the other unidentified or unmarked firearms located. In one case, he thought it was possible the firearm was a Department handgun, but again was unsure. In another, he thought it was possible the handgun belonged to particular suspect, but could not say for sure.

On July 19, 2012, I contacted former Mattawa Police Officer Joe Chiprez at his residence in Benton City. Officer Chiprez is currently employed as a patrol officer for the City of Sunnyside. While the vast majority of our conversation related to Officer Chiprez's impression and interactions with Officer Ingersoll, he did confirm the evidence procedures used by Officer Valdivia and Officer Ingersoll. He said he had no idea what the proper evidence procedures should have been until he came to work for the Sunnyside Police Department.

My conversation with Officer Chiprez was electronically recorded and a transcript is attached to this report.

Over the course of this investigation, I have been in contact with Mayor Esser. [REDACTED]

She indicated to me that Chief Jensen admitted to her that he was way behind in processing evidence and paperwork, and that he knew it.

Also in one of these conversations, Mayor Esser advised that Chief Jensen stated he was concerned that I questioned him about not finding any money. He apparently wanted to make sure the Mayor told me that she too, was not aware of the officers seizing any money.

During this investigation, I also contacted the CJTC regarding the Mattawa Police Department's training under WAC 139.05.300. The CJTC found no records signed by Chief Jensen.

#### **D. Conclusions.**

Based on the interviews, conversations, and documents reviewed; and, my experience as an investigator for Canfield, as well as a former investigator for a criminal justice agency, who has conducted numerous investigations including school, workplace, or employment related investigations; and, after thoroughly reviewing the evidence obtained during this investigation, the following factual observations can be made:

The cover sheet of the Mattawa Police Department's Standard Operating Procedures (SOP) identifies Chief Jensen as its most recent Department authority, dated "01/01/07."

Page 2 of the SOP states, "It will be the responsibility of every employee to have knowledge of, and abide by all policies, procedures and regulations contained in this manual."

Page 27 of the Department's SOP states, "The Chief is the chief executive of the department, and is responsible for the general direction, administration, financial management, and efficient operation of the Police Department."

Chief Jensen admitted to receiving counsel and direction from the Mayor, "not daily, but almost daily" regarding her expectations. He admitted his failures in maintaining the evidence system and other assorted paperwork and duties.

Chapter 24, which includes pages 105 through 114 of the Department's SOP, is the agency's "Collection and Preservation of Evidence" procedures. As mentioned, Chief Jensen advised that it is his duty to ensure this SOP is followed.

Chief Jensen admitted that he, as the Chief of Police, is the Custodian of the Department's evidence and property. With this responsibility comes the duty to record and secure all evidence seized "in every instance." I found unsecured evidence in Chief Jensen's patrol car, on the floor of the patrol room, in the corner of the patrol room, in the Chief's patrol room desk, under the work spaces in the patrol room, and in the Chief's Office. Some items found outside the Property Room, were secured in some fashion. (Locked combination file cabinet and temporary evidence lockers.) A large number of these unsecured items had absolutely no identifying markings as to what case number it belonged to, or who the owner or suspect may be.



While this was not a true evidence audit, where evidence items were compared to case files, there was no information obtained that suggested items were missing. However, within the scope of my investigation, it was not possible to determine whether all items of evidence collected at the crime scenes were accounted for.

Washington State WAC requires every "peace officer certified under RCW 43.101.095" to complete a minimum of twenty-four hours of in-service training per year. There is no requirement for the City of Mattawa to report this in-service training to the CJTC. The WAC advises that the training may be developed and provided by the employer or other training resources and, that all records for training required for this rule must be maintained by the employing agency. The CJTC only maintains records of successfully completed CJTC registered courses.

With this said, the CJTC has "no records signed by Chief Jensen regarding Mattawa PD's compliance with the in-service training mandate. Also, no locally maintained training records were reviewed during this investigation.

The above is a summary of information I gathered in interviews, conversations, and documents reviewed during the course of this investigation. I understand this information is intended to be utilized by the City of Mattawa to decide its course of action.

If you have any questions or comments, please feel free to contact me.

Respectfully,



Alan J. Key  
Investigator

Attachments:      Transcript of Chief Jensen's statement  
                         Copy of Evidence tracking form  
                         Transcript of Officer Valdivia's statement  
                         Photographs  
                         Evidence Spreadsheet  
                         Transcript of Officer Chiprez's statement  
                         Selected pages from the Department's SOP

TAPE RECORDED INTERVIEW  
Mattawa Police Department  
Event #35688  
Conducted by Alan Key  
of Canfield  
Representing NPIP

Person Interviewed: Steve Jensen  
Employer: City of Mattawa, Chief of Police  
Date of Birth: \*  
Address: \*  
Phone #: \*  
Location of Interview: \*  
Present at Interview: \*  
Date: 7-10-12  
Time: 8:55 am

KEY Steve, you told me you'd be willing to talk with me about this matter that I am investigating, is that correct?

JENSEN Yes.

KEY And has anybody threatened you or made any promises to you in connection with our conversation?

JENSEN Nope.

KEY And do you see the recorder and give your permission to have this recorded?

JENSEN Yes I do.

KEY Excellent. So how long have you been here?

JENSEN Just shy of 20 years.

KEY And your anniversary day you said was...

JENSEN November 2<sup>nd</sup>.

KEY '92?

JENSEN '92.



KEY And you started out here? Or did you work in law enforcement before here?

JENSEN I went to the sheriff's department reserves in 19, I think I graduated in '89 and was with them for the years prior to being here.

KEY As a reserve?

JENSEN As a reserve.

KEY Then you got hired here?

JENSEN Hired here November of '92.

KEY As a patrol officer?

JENSEN Right.

KEY And how long were you patrol? I know at one time you were a sergeant, too.

JENSEN I think I was put in as sergeant in '95, where I stayed until I think 2005.

KEY Were you, when you switched from sergeant then you went to the chief position, or was there an interim chief position at all?

JENSEN There was an interim chief for awhile.

KEY For how long?

JENSEN Honestly I don't even remember.

KEY Okay. Interim and then an appointment.

JENSEN Right.

KEY Um let's talk about training a little bit. Over the period of the 20 years any idea how many hours of training?

JENSEN I don't. Um, ...

KEY Have you been to a mid level supervision training?

JENSEN No. I went to first level management under the sergeant position. That's the only one I've ever been to.

KEY Is that the only administration training you've had?

JENSEN It is.

KEY And then that was when Randy was the chief, right?

JENSEN Uh-huh, right.

KEY What about uh evidence preservation or, I mean not preservation, but evidence management?

JENSEN No.

KEY Never been to a class on that?

JENSEN Nothing.

KEY Okay. The concerns regarding, let's talk about the evidence first. In your role as chief, do you designate or are you the custodian of the evidence?

JENSEN You know basically I'm custodian because nobody else has had any training either.

KEY Have you put in for training?

JENSEN They only have one class a year and it seems time wise it's just about impossible to get to. The second problem is we fluctuate officers so much that I need to have somebody that's committed to be here before I can put them into it.

KEY What about for you?

JENSEN I haven't ever applied for it, no.



KEY Okay.

JENSEN I believe there's one big class a year that I've seen advertised. Sometimes they're local, sometimes they're not. Being able to leave and get away from here for an extended 40 hour class is challenging enough.

KEY Well talking about training um, I know that there's a mandate where officers, certificated officers have to receive 24 hours a year minimum.

JENSEN Yeah.

KEY Do your officers get that?

JENSEN They do. And that's, we've been able to get.

KEY How do they do that?

JENSEN Well most of them are going through 2-3 days classes here and there. Some of them are 40 hour classes where (inaudible) accident investigations or interrogations classes. But through the years yeah, we haven't had a problem. I mean we've been able to get the minimum 24. Usually they're getting 30-40 hours.

KEY And is that something that you certify to the state?

JENSEN Yeah.

KEY Okay. And do you get that minimum?

JENSEN Yes.

KEY Okay.

JENSEN I'm trying to think of what classes I've been to. This year I haven't been to any yet.

KEY Do you know, are those classes generally, are they CJT type classes?

JENSEN Um, I'm trying to think. Yeah the one, I went to one last year but they didn't ever get certifications on yet. But I'm not sure, I thought that was CJTC, but I don't even remember if they had rosters. It was like a three day administration class over in Kirkland. But I don't know if that one actually, that was one I think when I left I was surprised because they didn't ask us to jot down social security numbers, anything like that, which is kind of a normal.

KEY Right.

JENSEN To go to the training classes so they can document that.

KEY Cause I think the training commission actually keeps a transcript for each officer.

JENSEN Yeah. Generally they've got everything there.

KEY What about stuff that you do here locally? Or do you do any locally, the sheriff's office sponsor something or Moses Lake PD?

JENSEN We don't get a lot. We don't actually even get most of the invites. We get some out of Spokane. Generally even the local county stuff I have no idea when it's even going on.

KEY Do they not discuss that at the sheriff and police chief meetings?

JENSEN You know I haven't been to one of those for quite some time to be honest with you.

KEY How come?

JENSEN Um, well number one, I used to go to them quite frequently. But again, you end up spending three or four hours at those meetings, which have some benefits. But usually with the low (sp) pidally call loads that go on here there's nobody else to cover it. I would be forced to get one of my guys to cover, which is an inconvenience to them even if they say it is or isn't. They still seem to be set



back at it because they have to adjust their schedules. County's always basically said that they have, or would be willing to provide coverage down here. I know under (sp) Trujillo's. I can't say that about Tom (inaudible) about it. I'm sure that they would be willing to. But with that being said, there's hardly anybody down here at all anyways, so that makes me feel like I'm leaving my people or my community hanging out if I go spend three hours up there, four hours.

KEY When was the last one you went to?

JENSEN Probably six months ago.

KEY Okay. Let's get back to the evidence stuff here. Um, what's the process used for processing evidence right now?

JENSEN Um, well the process is they are going to, if they get evidence they're supposed to tag it with an evidence form and get that to me so that I can get it locked up.

KEY Is that the way it happens?

JENSEN Um I haven't seen it, no. I mean to be honest with you, no, it's not. Most of the time they're tucking it away somewhere. I'll have the officers send off their stuff to get it analyzed and then when it returns have that stuff brought in to me so that I can get my hands on it.

KEY So let's say I'm an officer and I seize a firearm, a rifle tonight. And I tag it, label it, then what do I do with it?

JENSEN Well I don't have any storage files for rifles. The storage files I have are those small ones right there, and of course you can't fit anything in that. So that becomes a problem, what they do with that. Largely they're going to hang on to it until they give it to me, so it's at least in their possession.

KEY And then once they give it to you what do you do with it?

JENSEN Well then I'll take it and store it in the evidence.

KEY You mentioned these storage lockers here. Is that something, I noticed every one of them's locked.

JENSEN Yeah. Well that's cause they've got stuff in them. Some of the stuff's going to have labels on it and some of it's not. And that's the screwy thing.

KEY So if I, say I seize a baggie of marijuana or a pot pipe tonight, where do I put that?

JENSEN Well the officer's going to send it off to get tested and he's responsible for that at this point in time. They'll run it up to Ephrata, run it up to the local department to get tested instead of sending it off to a crime lab. And that's where we try to keep track of that. (Inaudible) keep track of it. But hopefully, if Officer Valdivia has a dope arrest he'll keep the marijuana until he runs it up to the evidence, up to Ephrata or Quincy, depends on who's got the tech available to do that.

KEY So is it Officer Valdivia's responsibility then to weigh it and then fill out all the paperwork so that there's a chain of custody for that?

JENSEN Well it should be. I mean every officer's supposed to weigh it. As far as them delivering it to me and weighing it, certified scales are non-existent. I personally, I guess over the years have told myself that scale weights on a lot of that stuff is a double edged blade because you get, you know, depending on what you weigh it and what it's weighed at the crime lab seems to be different. Then you got to, then those questions do arise and make you wonder what's going on with it. Whether it's just because of drying or not. If those weights are different, like I said, we've got some triple beam scales from decades ago. They're not necessarily 100% accurate, nor are they ever checked. So I would rather have a tech weigh them than us.



KEY Okay. You mentioned that if an officer were to send something off to the crime lab and it comes back um, what do you do with it then?

JENSEN Well usually I'll get it and tuck it away back in the evidence room. Uh I usually have to wait a day or two to get the letterheads back from the crime lab saying what it is. And there's times I won't know what the hell it is until I get that letter back.

KEY And then do you open it up and inspect it?

JENSEN No.

KEY Make sure that you got the right evidence back?

JENSEN No, I leave it in the box and attach the stuff to it. I don't want to break the seals on them.

KEY But what if you got a King County case by mistake?

JENSEN Well if it's, it's going to be labeled in the same stuff we sent it over there, and the envelope is going to come the day after is going to be addressed and the number's on it.

KEY Doesn't the crime lab repackage it into something when they mail it?

JENSEN Um I don't, not necessarily. Sometimes they do. I'm trying to think. I think one of the rifles that Valdivia just sent off, I think came back in the same thing we sent it off with. I'd have to go look at the packaging on it I guess. I mean it's possible I could get something from some other city I guess. But as far as opening them, I don't want to open something that's already been sealed from a crime lab until it gets to court. Because I don't want to have it screwed with in any way shape or form.

KEY So you want to preserve the integrity of it.

JENSEN Yeah. I mean if it's in an envelope that's sealed I guess, that way it's got the evidence stuff in the inside that's already in the evidence bags. But again, that stuff's not necessarily going (inaudible) all the labels on it, either.

KEY Does your SLP have, it's got a policy in there on evidence and the proper way to process it and collect it?

JENSEN (Inaudible) it does.

KEY I read through part of your SLP and I thought there was a section on it.

JENSEN I don't, probably (inaudible).

KEY It was in the very back I thought.

JENSEN If you want, it doesn't have an index in it.

KEY From memory, it might have been 18? No, no, Chapter 20 maybe. 26? Does it go that high?

JENSEN No it doesn't go to 26. Oh it does, 27. (inaudible)

KEY It was just before that I think.

JENSEN Communications.

KEY Before that.

JENSEN (Inaudible)

KEY While you're looking through there, have you ever had anything audited before?

JENSEN We have. We've had several audits since I've been here.

KEY By who?

JENSEN The state.

KEY The state patrol or state auditor?



JENSEN State auditor.

KEY Okay. Any findings?

JENSEN We've never had any problems with it.

KEY When was the last time?

JENSEN Two years ago. Actually I don't think they did, they were here two years ago but they did not do the PD.

KEY So when was the last time that they did the...

JENSEN So it would have been four years ago then.

KEY Okay. You found the evidence part then?

JENSEN Yeah, it's 24.

KEY As you look through that um, it looks like it's pretty detailed to me. The um, where, I guess where in the department is evidence stored?

JENSEN Um well we have an evidence locker that's in the back, that's what was broken into.

KEY Is that this right here?

JENSEN No, it's in the back.

KEY Okay. Where else?

JENSEN Well we've got those storage cabinets right there.

KEY Okay.

JENSEN And I've got some in my office right there that comes back from the crime lab.

KEY Okay. What about in here? We've got stuff there.

JENSEN This stuff, yeah. There's some (inaudible) right there, I have no idea what they go to. Um Officer Valdivia just took whatever this is the other night.

I don't know what that is. A gas can? Some crap, I have no idea what that is.

KEY Okay. A case number on it.

JENSEN Well yeah. On paper, which doesn't do me much good because that's going to disappear.

KEY Right. Um, what about, I know one of the things that the mayor told me about was that there were three guns in this cabinet right here that John had. There's one there now.

JENSEN I think it's still there, yeah. Yeah. And until I get it I don't know what it is, nor do I, yeah, I probably should be chastised and every time I turn around make sure that they get stuff gone.

KEY Okay. What about um patrol cars? Is there evidence stored in patrol cars?

JENSEN Um it shouldn't be stored I guess. I don't know if they've got any in their cars that they're trying to get up to the crime lab.

KEY Any in yours?

JENSEN Honestly I don't know. I'd have to look through it. Um (inaudible).

KEY What about uh, what about like blood (inaudible) stuff or rape kits or anything that requires refrigeration. Do you have a refrigerator?

JENSEN We have no refrigerator.

KEY So what do you do with that stuff?

JENSEN Um, the last one I think we had I sent them down to a different agency and try to get them to hold onto it. I think the last one I had Franklin County do, where they stored the evidence until the case was completed. But we don't have one. We had a refrigerator down at the city park that we used years and years ago. That's bad news, something we can't do. Never been chewed on for it, but it's



just something we can't do. But as far as having a refrigerator, we don't have one. Never have.

KEY Okay. What about disposing of any type of evidence? Do you dispose of any? And if so, how do you record it, process it?

JENSEN We haven't disposed of any for a long time, no. But when we do, just make sure we had a couple officers that were there. Well, usually it would be the chief and myself that would dispose of it, which is consistent of flushing it. As far as what that was, I'm trying to think of any other disposing. Anything else I think we take up, not dispose of, but trade off for police equipment for (inaudible) world trading.

KEY Okay. And is there a paperwork trail?

JENSEN Yeah. Well those forms would be signed off as far as disposal or trading. Any time we took stuff up there we signed off on it.

KEY When was the last time something like that happened?

JENSEN Its been years ago.

KEY You said the chief and I, so it was before you were chief.

JENSEN Yeah, I haven't taken stuff up there for a long time.

KEY And then um what type of forms or tracking system do you have to track the evidence?

JENSEN Everything's on paper trail. Just the standard evidence forms listing what it is you know, in triplicate I think, on them attached to the item in the case files. I guess that's where my big concern is, is (inaudible) after we got broke into I (inaudible) tossed and thrown everywhere. Half the crap's not attached anymore.

KEY So let's go back to if I seize, let's say I recover a pistol tonight at a crime or something and it's evidence. And I label it, I fill out this form that's in triplicate and then um if I put it in one of these lockers, if one of these lockers is available. Then what do you do with it?

JENSEN Um right now or five years ago?

KEY Right now.

JENSEN Right now it'd probably just stay there for a while, until it was adjudicated.

KEY You don't take that gun out and process that form and file the form somewhere?

JENSEN Well yeah, that was the whole theory before, and I haven't done that. Like I said, I've got a mess. Before, with all the other audits I had, this is something that I took over because when I got here it was such a stinkin mess. It was just, I mean it's worse by far than it was now. Because it would just be piled everywhere because we didn't have anything. So I actually got that squared away for years and had the audits go by fine for years. Now with everything else on top of it, I can't keep on top of it. But prior to that they were formed, the letters were all put together, copies were all attached to the items, the case files were all put away, we kept a log. We documented what shelf, which section of the shelf it sat on. We never had a problem as far as state auditors or locating anything.

KEY But that hasn't been done in a while?

JENSEN No. No, ever since that '08 it was just trashed. And trying to sort through every piece of paper on the floor and sort out what's, where it was.

KEY That's when the evidence locker was burglarized, '08?

JENSEN Yeah, in '08. I don't remember what month.



KEY And who investigated that?

JENSEN We did.

KEY Have you ever asked for help from anybody?  
County or another agency?

JENSEN As far as?

KEY To kind of get your arms around this monster?

JENSEN No. Um, I don't see county down here hardly at all. I can go up and talk to administrators and visit with them all I want. I don't see them, they're not down here.

KEY And I'm not talking the deputy, I'm talking somebody like Tracy that's their evidence technician.

JENSEN Um no I haven't. Um, I've thought about, I know Moses Lake had somebody go through theirs a few years ago. I mean that's something that since the mayor's been on me about this trying to figure out how to get a tech to come in and try to regroup everything. Cause I've got a huge amount of disposal that could go on. I'm just, don't want to dispose shit because I don't want to ever have anybody look at it and say well, this is gone, where's it at?

KEY Right.

JENSEN Um, it kind of was put together back in the late 90's and early 2000's even, it was squared away.

KEY So you're worried that somebody will look at it and start questioning you.

JENSEN Yeah. And like I said, it's a shitty system, I have no doubt. But there's nothing that disappears. That stuff just doesn't go on. As far as keeping track of it, it's always, try to keep it simple so I don't have junk lying around. I just don't have the space to keep shit. I don't like, I mean a lot of the stuff that is important, most departments will have

anything that they picked up as evidence it all goes back into a room somewhere and somebody else has to worry about it. Here I'm the one that has to worry about it. I don't want stupid little evidence items here.

KEY So besides this room, your office, the vault or locker, these lockers or cabinets, where else might evidence be?

JENSEN That should be it.

KEY There's no outside storage somewhere?

JENSEN No.

KEY Okay.

JENSEN Well I guess with that, the only thing we would have would be at the shop when we have something that's too bulky to put here.

KEY Is there anything over there right now?

JENSEN No. Well I'm thinking cars. On occasion somebody will bring in stupid bicycles or something.

KEY Right.

JENSEN That's stuff that we don't have space for here.

KEY Okay. Who has access to the vault?

JENSEN I do.

KEY Just you?

JENSEN Just me.

KEY What about your office?

JENSEN Um I, you know as far as I know I'm the only one who has access to that. I think the mayor, I think she's got a key to it but she's not going to be in here.



KEY Okay. What about this office? Just anybody (inaudible).

JENSEN Yeah. I mean this is pretty much specific to law enforcement.

KEY Right. What about these lockers?

JENSEN I'm the only one who's got a key to those.

KEY What about file cabinets? Is there any evidence stored in any of these?

JENSEN Um I don't know if there'd be evidence. There might be like green cards, or identification cards or shit like that you know. Um, I'm trying to think what would be in them. Like checks maybe.

KEY Okay. Case files? Is that what these are?

JENSEN Yeah, case files.

KEY Okay. I see the dates on them.

JENSEN Well those just got all sorts of shit in them. I don't even know what's in there. That hasn't been opened up for years.

KEY Is it locked?

JENSEN It's combo'd, yeah. Well I guess if the file cabinets aren't locked an officer can break in file cabinets before, which just fires me up.

KEY Who has the combination to this?

JENSEN Um I do.

KEY What is that combination?

JENSEN I'll have (inaudible).

KEY Okay.

JENSEN I haven't gotten in that file cabinet forever.

KEY Oh okay. Um what about, so going back to that triplicate form, it has been used for how long?

JENSEN Since (inaudible). I honestly can't say the last time I've had an officer turn in something that actually, that's even labeled.

KEY Okay. What about civil seizures? Have you done any type of civil seizures on evidence, money, property?

JENSEN Um I don't think we, there may be only like two that I can even remember. I think Mike Powell did one from Royal City. He administered one back in the early 2000's. I think there was a car way back in mid 90's that there was a civil seizure on. That's, honestly I think that's the only couple I think I can even recall.

KEY But you don't recall doing any as the chief?

JENSEN No.

KEY Okay. What about weapons? When these weapons are seized is there any way to disable them or um secure them for safety like...

JENSEN Zip ties?

KEY Yeah something like that through there?

JENSEN There's, yeah. We've got some cable lockers lying around here. I mean the officers, the one that needs to disable them if they can, I mean it's always something that they're required, should be doing. Do I sit there and hold their hand and do it for them? No. Sometimes I don't know what it is or where it is that they put it.

KEY You said that uh, that the mayor has been after you to clean up the system.

JENSEN Yeah she's asked me for the last year to try and get everything squared away.



KEY And so why haven't you?

JENSEN Um I don't know. It seems like it takes time to go in there and pull everything out and get it squared away. With that being said, you can't do it during business hours because then there's everybody coming and going. It honestly needs to be something that's completely started, emptied and started over from scratch to try to sort it back out.

KEY It's huge.

JENSEN Yeah, basically. I mean in my opinion, yeah. It's something that needs to be completely gone through and.

KEY Okay. What about, do you do any drug operations where you find money that you have available?

JENSEN No.

KEY You rely on (sp) inet to help you with that?

JENSEN Um anything presumably, as far as I'm concerned, anything we do of that sizeable nature I just assume have somebody else do it. Because for me doing it years ago, it requires too much time. We don't have the equipment to do it. We always just use our personal vehicles. I don't have anybody here that's got that kind of training or experience to do any of that. So we haven't done that since the early 90's. Inet's who we refer everything to.

KEY So there's no buy money laying around or anything?

JENSEN No. That was cleaned, oh crap, back in the 90's I think. We used to have (inaudible) fund that we utilized for that back in the 90's.

KEY (Inaudible) impress?

JENSEN That's what the attorney called it, was an impress fund. Which was a revolving amount of funds, I think it was like, I don't remember if it was \$1,000

we'd keep in there or not. But that was completed and done away with way back in the 90's just because we quit doing it. We had a big, I think under Bill (sp) Weister there was a problem with us and Royal City doing narcotics purchases because they were interfering with the trafficking of inet. Um, but yet we still sit down and have huge meetings and discuss what we were doing and nothing was ever interfering. But when we started to make arrests it started to cause some issues so we were told to no longer do that.

KEY Okay. So how often do you meet with the mayor? I know when I visited with her she told me that she's expressed concerns to you repeatedly about um management of the police department. Whether it's hiring somebody, whether it's paperwork, whether it's correspondence, whether it's the evidence. So how often do you meet with her or have you met with her? When did she start bringing all this stuff up?

JENSEN Like I say, it's been about a year ago. She was chewing on me to get this done. I usually meet with her daily, I mean she'll call or ask me to come by and visit. Daily may be too much, but yet sometimes it's several times a day.

KEY Any type of formal meetings? Where she sits down with you and says hey, this is my expectation, this is what I want to get done, I want to see this by this date.

JENSEN Honestly I don't know if I would consider any of them formal. That I honestly don't know. I don't recall having anything set in stone in a business atmosphere of, this has to be done or that has to be done. She's asked, I mean she's said several times that this needs to be done.

KEY Does she evaluate you?

JENSEN Yeah.

KEY Is it in writing?



JENSEN Yeah.

KEY And how are those evaluations over the years?

JENSEN I...

KEY Most recent evaluation.

JENSEN I think they're fine. I don't usually get chewed on too bad.

KEY I would hope so. Has she made any recommendations or encouraged you to do certain things?

JENSEN Well there's always an area on there wanting to see more hiring done, more training done. I think honestly on the eval's that's probably kind of a standard end sentence, or couple sentences asking or would like to see this, this and this done.

KEY You mentioned hiring. I know that I talked with you two months ago about background checks. And when I visited with the mayor she said that there are two openings right now and that you have a current list. How come it's taken so long to get bodies in here?

JENSEN Um well the polygraph was done on the #1 applicant, which he passed. And then I got him scheduled in for his psychological evaluation, which he passed. Well he didn't necessarily pass. He completed that last week, week and a half ago. Um, anyway I don't know. Should I be more efficient on getting them in here? Maybe. It's also, I don't know how to get out and do a lot of the footwork to go out and chase these guys down to make it go any quicker. Um, the city clerk keeps the list on hand there. So the information I get is largely on them when I get it from their agency. Or civil services is a volunteer organization, they meet every once in a while as needed. Um, I need to get the #2 applicant, get his poly and psych set up. The laterals, we don't have a whole lot of interest in laterals. Those

scare the crap out of me to be honest with you because every lateral I seem to get has got a ton of luggage on them.

KEY And you wonder why they want to come to Mattawa as a lateral.

JENSEN Well and I get chewed on for that. But if you're in Mattawa as a lateral then you've exhausted your resources everywhere else in my opinion.

KEY Right. I agree. That's the perception, yeah.

JENSEN I mean this isn't the most beautiful place to raise your kids and have your wife happy. So I don't see people just popping in here to improve themselves unfortunately.

KEY I always said if I was single this is where I'd want to live cause I really like it down here and you're close enough to Tri-Cities.

JENSEN But even single you're within a small department. I mean you're (inaudible) with the on call levels that you have. The time that you have to be in service or be responsible, or even to help the other people that are working here. I was single here for a long time and it's not very fun because there's nothing to do. Your social life's gone. And if you go town, generally you're not going to town on weekends when everybody else is, you're going to town on Monday and Tuesday nights and the night life's not that exciting.

KEY I'm not a very exciting guy.

JENSEN But 30 years ago you may have.

KEY Yeah, that's true. What um, one of the concerns that the mayor mentioned to me is that she feels that you're reluctant in answering calls and responding back to calls, whether it's from the prosecutor's office, whether it's responding for, not calls for service. But just like when the prosecutor's office calls and says, I need this, this and this. She feels like she fields some

complaints every once in a while. Is there any merit to any of that?

JENSEN I don't know what she'd be talking about on that. um...

KEY What about correspondence?

JENSEN Correspondence with?

KEY Well I know that there's a pile of stuff sitting out here and a lot of it looks like it's insurance requests.

JENSEN Some of those aren't even ours. A lot of those may be Grant County's.

KEY Do you process them and send them on?

JENSEN They do. Yeah, they do, those go. There's some of them that may not have been completed yet. Some of them are out of the agencies, some of them I just haven't gone through all of them. I guess some (inaudible) city hall would open those up and take the checks and cash them, deposit them into their account. And then when I look at the report form, if it's not our report, it kind of torks me out because then we have to go ahead and reimburse that because it's not ours.

KEY And then you reimburse out of the city funds, which is a time thing.

JENSEN Well it's a waste of time.

KEY Right. Okay. Now there was an issue regarding the Department of Justice and the profiling. Not profiling, but a concern there may be discrimination. Was that Mattawa?

JENSEN Uh-huh.

KEY And there was a report that was filed and you guys actually jumped through a bunch of hoops.

JENSEN And still are.



KEY

Like what?

JENSEN

Well do you want everything from the beginning to the end? Because my census on it isn't a whole lot different than the department of justice's.

KEY

Reader's Digest version.

JENSEN

[REDACTED]

KEY

[REDACTED]

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JENSEN

Okay. Now (sp) Ingersals, is it Ingersal?

Ingersal.

He's on admin leave right now because of an allegation his soon to be ex-wife filed against him.

Right.



KEY Um, how long has he been here?

JENSEN Three years?

KEY Okay. And he was a lateral.

JENSEN He was a lateral, entry level lateral. He had (inaudible) King County.

KEY Okay. And if I remember right he didn't pass his probation at King County.

JENSEN Didn't pass his probation. His FTO stated fine, he just had a problem keeping up on reports.

KEY And so you hired him. And then it got to the point where his probation was about up. Were you getting pressure from the mayor and the city attorney to not hire him?


JENSEN No.

KEY No?

JENSEN No.

KEY Was there some talk about that?

JENSEN There's always been concerns about some of his behavior. He's been on admin leave once before, which was investigated by Moses Lake PD that was unfounded. Um, I've got officers that can't stand him, which he has some characters that are hard to really like I guess.

KEY 

JENSEN

[REDACTED] But I think he had some weird behaviors that were concerning, yes.

KEY

Now the investigation on that is being done by (sp) Moxy?

JENSEN

Yeah. I talked to one of the lower valley guys, one of the detectives down there and they referred me to Moxy and said this guy has done a couple.

KEY

Who is it?

JENSEN

Um Mark Lewis.

KEY

And any idea where he's at on his, the status of that?

JENSEN

He's supposed to be interviewing the female, Ingersal's wife, today.

KEY

Okay. So it's still ongoing.

JENSEN

It's still ongoing. Honestly the only thing on is to find out if she's going to pursue any kind of, any of the allegations in her declarations.

KEY

Right. As I understand it's like domestic violence stuff, which that could come back and haunt him career wise.

JENSEN

Yeah, it can. So if she's willing to proceed forward with that, then by all means that's where it's going to go. If she's not willing to proceed I don't have a lot (inaudible) in it.

KEY

Right.

JENSEN

Cause it's all based on her allegations, and she's never filed any complaints.

KEY

They live here in the city or in the county?

JENSEN County.

KEY And has she ever talked with you about her concerns with John?

JENSEN Huh-uh, no.

KEY Um I know, a little personal here, you and your wife are separated and you're going through a divorce and she works at the high school. And so does your girlfriend, is it Sandra? What's her name?

JENSEN (Inaudible).

KEY (sp) Langdon.

JENSEN Uh-huh.

KEY She works at the high school, too. One of the concerns that the mayor had when I visited with her is that she seems to think you spend a lot of time at the high school. During the day how often do you suppose you're up there?

JENSEN I'll say the same thing that I tell her, is two years ago or ten years ago, I spent twice as much time there as I do now. Um, and that's becoming a very short topic with me because I beat it in and I've explained it as much as I can. I go up there to answer or deal with administrator's calls of complaints, student problems, um I'm up there very rarely. And I don't ever go up there on personal business. Just because of that whole problem and concern, I have to deal with threat assessment meetings. There's all their training that goes on up there, as far as evacuations, emergency drills, those are all parts of boards that I'm up there on.

KEY Do they not have an SRO?

JENSEN They had an SRO.

KEY Larry.



JENSEN And he's never there.

KEY Okay.

JENSEN And he is not called by them because he doesn't answer his radio, doesn't answer his phone. He's no longer there because they've been fit to be tied with him. With that being said, my mayor has requested me several times over the years to get my butt at that school and spend more time at the school because it has such a huge impact on our community. Now, the gal that I am seeing does in fact coordinate all of these safety and emergency concerns of the 2500 people at the school facility. Which does require me to interact with her on a significant basis. They are all meetings of staff. I do not have one on ones, I do not go up and hang out and have lunch. I do not park my car behind the school to go in and interact in any way, shape or form.

KEY Okay.

JENSEN You can tell that's become a sensitive issue.

KEY No, I understand.

JENSEN It fires me up because I do not spend anytime up there other than what is asked of me by them. And with that being said, the school does rely on Mattawa PD. It is within the city boundaries, at least part of the school is. And half of the kids that attend there reside in the city, which require me to be there.

KEY Okay. Moving on. And that's why I kind of approached it, because I knew it was going to be a touchy, tender subject.

JENSEN Well it's one of those that, I think two years ago I would be told to get my butt up at the school and spend more time there.

KEY Right.

JENSEN Right now, because of the intricacies of a small town, I've got council members that work at the school that may see my car up there and think, oh he's up there screwing around.

KEY Right.

JENSEN That's what I told my boss. You need to tell them to stick their head in the damn room and find out what I'm doing because I'm tired of the accusations.

KEY Right.

JENSEN Um, there's enough dirty laundry on everybody here, they don't need to be concerned about what I'm doing. By all means, call me up right then and there. Have the balls, pick up the phone and say, what are you doing? As it is now, I'm supposed to check in with the mayor every time I go to the school and tell her what I'm doing. Um, so that's challenging in its own.

KEY Right.

JENSEN And then on the other end, when I call she'll, "Oh, that's part of your duties, go do that, don't worry about it." Okay. So two days later I'll be at the school on another detail, "What were you doing up there?" There's absolutely zero...

KEY So she's told you you have to call her every time you go to the school?

JENSEN If I go to the school I'm supposed to call. And then when I call she says, "Well that's part of your duties, you don't have to tell me that." So it's back and forth on that.

KEY And so when it says, when you think it's part of your duties you just go up there and do it and then she gets a call.

JENSEN One of the council members or something will say something. Or somebody, which is all kept secret stuff and I don't care (inaudible).

KEY Um, in your conversations with her has she told you she wants you to spend more time doing admin stuff? Rather than patrolling?

JENSEN Yes.

KEY And...

JENSEN She would like to see me in the office basically all day long to get that done.

KEY Okay. And that's just not feasible?

JENSEN Well in all honesty, no. I do go out and patrol for a little while then come in here and do, start on papers and then I immediately get called out for something else. I mean that does become challenging, yes.

KEY And the other thing she mentioned is grants. She said she's been after you to apply for grants, look for grants, apply for them, try and get more money, more dollars. Has she mentioned that?

JENSEN Well she's talked about us needing grants, wanting more grants. Most of the grant writing is done I think maybe in Peterson with somebody we paid to do grants last year. Most of that's gone through grant writers to try to do that nature of thing.

KEY Okay. So she doesn't rely on you to take the time to write those grants.

JENSEN No.

KEY Okay.

JENSEN No, most of those grants are done, you know we get some of them emailed in, but no, usually it's an outside entity that's even applying for them.

KEY What about reserves? Do you have any reserves?

JENSEN We have zero reserves.



KEY Why is that?

JENSEN Um, well, I guess you can go whichever way you want. You sit there and say we don't advertise or require or ask anybody to be here. Number two, the years that we've gone out and beat the bush nobody can complete the training because it's too time consuming. Number three, we have very few people that are capable of packing a fire arm legally. So population wise, those that have expressed some interest in reserves here over the years can't go to the classes for six months through harvest.

KEY Yeah.

JENSEN Um, there's not a huge amount of interest in it down here.

KEY Okay. And then what about delegating authority? Um, I know that you mentioned right off the bat that you don't, you need people that are going to stay here before you send them off to some kind of training to where it's going, like this evidence stuff. You'd feel more comfortable if you knew somebody was going to stick around. What about like the correspondence, so it doesn't pile up like that? I know you mentioned that if the clerk's out front open it, they automatically cash a check. But what about training them to take care of it and to be able to look and see, is this a Mattawa case? Is it a county case? Have you done any of that? Have you delegated any of that stuff?

JENSEN No.

KEY And why?

JENSEN I don't know. I hate delegation. Honestly it's kind of one of those things, yeah. There's a lot of areas that could be delegated. I could get one of the gals up there on board with some of it. I could get her plugged into (sp) Spielman so she could actually do some of that stuff. However, they're usually so busy up there that they have

complained quite frequently that they're being utilized too much, we're using their time too much.

KEY I didn't know you were on Speilman down here.

JENSEN Yeah.

KEY Does Speilman have a record keeping system where you can process evidence?

JENSEN It does. I've never gotten involved with it but I know it does have it there.

KEY Then how come you haven't used it?

JENSEN I'd have to sit down and go through it and try to sort out with somebody else on how to utilize it.

KEY Okay. I remember that from the sheriff's office.

JENSEN Yeah, there's tons of stuff on there honestly. And that's one of the things that Speilman, I wish that they would actually do is go out there and show you what the heck is available on there. Cause the only time you ever, even on patrol you'll find stuff from other guys screwing around on it, or their wives are on dispatch, oh you can find that easy. This is the screen you go to. Um, there's so much stuff that's available on Speilman, it's just realizing what's there and how to make it work.

KEY Right. But do you use it for your reports and stuff like that?

JENSEN Yeah. We do all that.

KEY And what about for uh record keeping, as far as CR's?

JENSEN Um well yeah that's where all the reports are.

KEY So they're generated, the CR's are generated by Mac?

JENSEN By Mac or by ourselves.

KEY Okay and then who updates those at the end of every day? Or is each officer responsible for doing that?

JENSEN Well they'll forward them to me to go through them and check off on them.

KEY Okay. And do you review those?

JENSEN Yeah, I do.

KEY Okay.

JENSEN And then I just go through, I mean citations and stuff, a lot of the other reports are just information reports or whatnot.

KEY Okay. What about, when we're talking about report manager, I know that there are some reports that are time sensitive and maybe even tickets, infractions and citations are time sensitive, they have to get to the court within a certain period of time. Have there been any cases that you're aware of that have been dismissed because paperwork hasn't got from here to the county in a timely manner?

JENSEN You know they had a big thing with discovery issues where tickets had to be there within 48 hours or whatever it is. No, I've not, I'm not aware of any of those.

KEY So when you do get that paperwork, that's something that's processed pretty quickly?

JENSEN Well no, not terribly. Sometimes we might have one ticket a week. There's two reports right here that need to go up. One of them is a, this is a (inaudible) call that he had and the other one, this is a ticket that he wrote that hasn't gone up yet, cell phone use while driving. But it's been returned to him because it also refers in the report that the driver was suspended, but there's no



criminal site in it for suspended. So it's like, well (inaudible).

KEY So that's something you'd review during the week?

JENSEN Those two I've reviewed. The one I returned to him because there's no criminal citation for the suspended (inaudible). Are you asking for charges of suspension?

KEY Right.

JENSEN Or are you just writing a cell phone and everything else is, I don't know. It's referred to as suspended but there's nothing that says I'm asking the courts to charge him with suspended. Or usually what would be done is you would issue a criminal citation for the suspended, then mail that through the courts. So that I don't know. The other ones are an arrest they had the other day. Somebody was harassing a neighbor's dog. The officer goes over to the house to contact the person who was harassing their dog and ends up getting into a physical altercation with him and getting hauled in for a mental health evaluation. Um, I mean he's charged with assault (inaudible) and resisting I think, which to me is a big cluster.

KEY I can't think of anything else to ask you. Anything else you want to add?

JENSEN No.

KEY Okay. Let me turn this thing off at uh 9:55.

I, Lisa Holterhoff, do hereby certify the foregoing statement was transcribed by me from a tape recording. The foregoing pages are true and correct based on my ability to hear and understand the recording. I further certify that I have no interest in the matter.



Lisa Holterhoff

# MATTAWA POLICE DEPARTMENT

## EVIDENCE FORM

PROPERTY NUMBER

LOCKER NUMBER

☐ EVIDENCE

☐ PROPERTY

SUBMITTED BY (Name)

Personnel No.

DATE-TIME

HRS

CASE NUMBER

INCIDENT

LAB PROCESSING

REQUEST

No Request

Fingerprints

Other

REMARKS

☐ ORIGINAL

☐ ADDITIONAL

The described property has been received in the Mattawa Police Department property room by:

SIGNATURE

PERSONNEL NO.

DATE 19

TIME

LOCATION

ENTRY

CHAIN OF CUSTODY

RELEASE/RECEIPT

ITEMS

ITEM

DATE

TAKEN BY

TO

ITEM

DATE

TAKEN BY

TO

RELEASE ☐

RECEIPT ☐

Release OK'd by:

Name

Personnel No.

RELEASE TO:

Address:

I HEREBY ACKNOWLEDGE RECEIPT FROM THE MATTAWA POLICE DEPARTMENT OF ITEMS LISTED BELOW.

Person Receiving Property

Representing

Date of Receipt

Time

Person Releasing Property

Representing

Date of Release

Location of Release/Receipt

ITEM NO.

Description of property - one article per line - use follow-up for added articles

White Copy-Property File Yellow Copy-Case File Pink Copy-Attach to Item

IDEA RECONSTRUCTIONS - FORTAL CITY, PA 484-2444 (1800) 516-8244

TAPE RECORDED INTERVIEW

\*\*\*CONFIDENTIAL ATTORNEY WORK PRODUCT DO NOT DISSEMINATE\*\*\*

Mattawa Police Department  
Event #35688  
Conducted by Alan Key  
of Canfield  
Representing NPIP

Person Interviewed: Tony Valdivia  
Employer: Mattawa Police Department, Officer  
Date of Birth: \*  
Address: \*  
Phone #: \*  
Location of Interview: \*  
Present at Interview: \*  
Date: 7-10-12  
Time: 10:51 am

KEY Tony, you told me you'd be willing to talk with me about this matter that I am investigating, is that correct?

VALDIVIA Yes.

KEY And has anybody threatened you or made any promises to you in connection with our conversation?

VALDIVIA No.

KEY And do you see the recorder and give your permission to have this recorded?

VALDIVIA Yes.

KEY Excellent. How long have you been here at Mattawa?

VALDIVIA Uh since January of 2008.

KEY And before that you went to Othello, right?

VALDIVIA For 4 ½ months, yes.

KEY And before that you were here.

VALDIVIA Yes. From 2004-2007.



KEY All as a patrol officer?

VALDIVIA Yes.

KEY And at some point you went to the reserve academy, for the sheriff's office? Is that how you get put into law enforcement?

VALDIVIA Yes.

KEY Okay. When was that?

VALDIVIA Uh I graduated in May of 2002 and I believe the start date was right around September of 2001.

KEY Right. I (inaudible), I don't know if you remember that. Okay. Um, okay great. So my biggest concern here is the evidence. Tell me, if you go out and you see some marijuana this afternoon and maybe some paraphernalia to go with it, what do you do with that?

VALDIVIA Um I bag it into evidence bags. Let me back up. I uh weigh it, test it, field test it and then bag it into evidence bags. And then I usually secure it, either in this locked file cabinet here in the office or I keep it in the patrol car. The patrol car is not optimal. This cabinet here is optimal. That way I can take it up, get it up to Ephrata for testing with the Ephrata PD.

KEY I noticed you've got the temporary storage locker, evidence storage locker here in the officer's room with padlocks on it. Why don't you use that?

VALDIVIA I don't have access to it. I don't...

KEY How long has that been here?

VALDIVIA Um after the break in. I don't, I want to say that was April of 2008 they, the chief moved those into this office. But I don't remember the month.

KEY Okay. And what's the purpose of that locker?

VALDIVIA I do not know.

KEY What's the ideal purpose of it?

VALDIVIA Temporary evidence holding.

KEY But you don't use it.

VALDIVIA No.

KEY What about paperwork? What type of paperwork do you fill out to track this evidence?

VALDIVIA Uh going back to the marijuana, I note it in my report. I have to get a supplemental done and then I note it in the main report. Also have to uh use, I use a WSP evidence form, and that's what Ephrata uses.

KEY And that's for the testing?

VALDIVIA Yes.

KEY An evidence testing lab request? Is that what they are?

VALDIVIA Yeah.

KEY Okay.

VALDIVIA Yeah. The uh, if the evidence is going to go straight into our storage system we've got a form for that. And that needs to be filled out and then it's given to the chief along with that item or items. And he takes care of it.

KEY So in the case of a fire arm, it may not go to the lab. Do you need to get that?

VALDIVIA Mattawa Police Department.

KEY I paused it when Tony answered the phone. It's 11:03 and we were kind of going over some laundry here on evidence. And I hate to rehash this.

VALDIVIA That's okay, let's do it.

KEY We talked about the form that you use. You handed me a copy of a Mattawa Police Department evidence form. We talked about how you fill it out, how you describe the evidence in the description of property. But nothing in the chain of custody area.

VALDIVIA No.

KEY Okay. And then this goes with the evidence and you never see a copy of this again.

VALDIVIA That's correct.

KEY Okay. And uh I asked you about disposal of evidence. You said, or destruction of evidence. You said that it's rear, maybe one or two times over the years where you've um, where it's been marijuana or drugs that you've wrapped in paper towels and flushed it down the toilet. And that the only training you've had regarding evidence is what you received at the academy. Right?

VALDIVIA Right.

KEY And then the last thing I asked, well one of the last things I asked was um who has access to your file cabinet and you said it was just you.

VALDIVIA Uh-huh.

KEY And who has access to the chief's office. You said it's just him.

VALDIVIA Right.

KEY And same with the vault.

VALDIVIA Right.

KEY And that you are in possession of your evidence until the case is adjudicated.

VALDIVIA Pretty much, yeah.



KEY Okay. So getting to the drugs, marijuana in particular. I asked you, or you said you weigh it. And I asked with what scale and you showed me the triple beam scale up there, or is that a double beam? Eh, it's a scale.

VALDIVIA Yeah.

KEY And you don't think it's certified.

VALDIVIA No, it's not.

KEY Okay. And then I asked you what the process is once you weigh it and take it to Ephrata Police Department if there's any sign off on the chain of custody. And that's kind of where we were at.

VALDIVIA Yes. And we use the WSP lab request form. And also on the uh, the evidence bag that the marijuana is in, that's signed off as well. From Mattawa PD, me, to Ephrata PD, the person accepting it.

KEY Okay. And then you leave it there until it's tested and then you get it back.

VALDIVIA More or less, yes.

KEY And when you get it back do you take it and weigh it again?

VALDIVIA No.

KEY When you send something to the state crime lab do you do that or is that something that the chief does?

VALDIVIA That's me.

KEY Okay. If you send something to the state crime lab, does it come back to you? Or who does it come back to?

VALDIVIA More often than not I'm not notified that it's come back. It's, I believe the chief takes care of that.

KEY Do you ever get it back?

VALDIVIA I can't say.

KEY Okay.

VALDIVIA I believe so.

KEY So you send in to the state lab and it comes back to the chief. And where I was getting with that is whether or not those items are inspected to make sure that the stuff you sent is what you got back.

VALDIVIA Oh.

KEY Do you know?

VALDIVIA Don't have a clue.

KEY Okay. What about when you seize a weapon? Is there any measures taken to try and secure that weapon or make it safe? Put a zip tie through the action or anything like that? I can pause this again.

VALDIVIA Let me call you right back.

KEY Sorry about that.

VALDIVIA No, not at all.

KEY Okay. We didn't pause it. I was asking about safety of firearms.

VALDIVIA Uh safety of firearms, no. We don't have zip ties. Uh in order to render it safe for a WSP testing I have to go get, purchase zip ties and then get the item secured in the box and down the barrel, zip ties in the barrel and such. So there are no surprises for WSP lab personnel.

KEY Right. They get a little nervous.

VALDIVIA Absolutely.

KEY	Okay.
VALDIVIA	A packing slip is on the outside of the box so they know what they're going to see when they open it up.
KEY	What do you do with any type of evidence that has to be refrigerated. Do you have a refrigerator?
VALDIVIA	No we don't.
KEY	What do you use or what do you do? Is there a need for it?
VALDIVIA	There probably is, but we, in the years that I've been here I don't know if we've needed to refrigerate anything. I know I've had viles of blood that uh, but usually we're able to get those off to the lab as soon as possible. We just don't hesitate. I don't hesitate. Get it out of here.
KEY	Okay. What about other training? Um you know every year every certified police officer in the state has to receive a minimum 24 hours training.
VALDIVIA	Right.
KEY	Do you receive that?
VALDIVIA	Yes.
KEY	Okay. What, give me an example or tell me what training you received during last year.
VALDIVIA	Uh last year it was rape investigation and it was over in Vancouver. It was sponsored by Vancouver PD.
KEY	How long was that?
VALDIVIA	I think I met the 24 hour on that one. I believe.
KEY	So it was at least 24 hours?
VALDIVIA	Yeah.



KEY Okay. What about John (sp) Ingersal? Does he get training, too?

VALDIVIA I believe so.

KEY Okay. What about the chief?

VALDIVIA I couldn't say. I know he went to x number of hours of training last summer. But prior to that I don't know if he has gone to any training.

KEY Okay. And I don't know if he's gone to any training this year yet or not. I'm just curious, because that's one of the big sticklers right now with the certification process, is that minimum 24 hours of training. So I wanted to make sure you're getting that. Okay. No questions about that?

VALDIVIA No.

KEY Okay. So I think as far as I'm concerned I don't have any other questions to ask you right now.

VALDIVIA Okay.

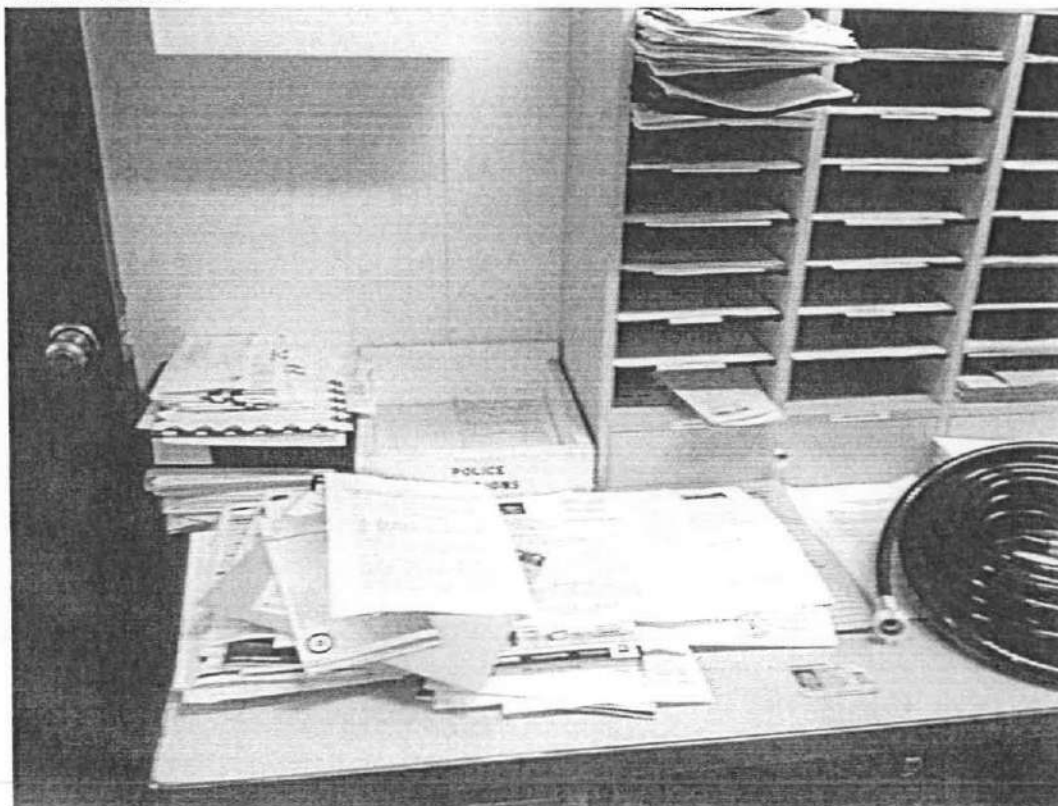
KEY Let me go ahead and turn this thing off then at 11:11.

I, Lisa Holterhoff, do hereby certify the foregoing statement was transcribed by me from a tape recording. The foregoing pages are true and correct based on my ability to hear and understand the recording. I further certify that I have no interest in the matter.

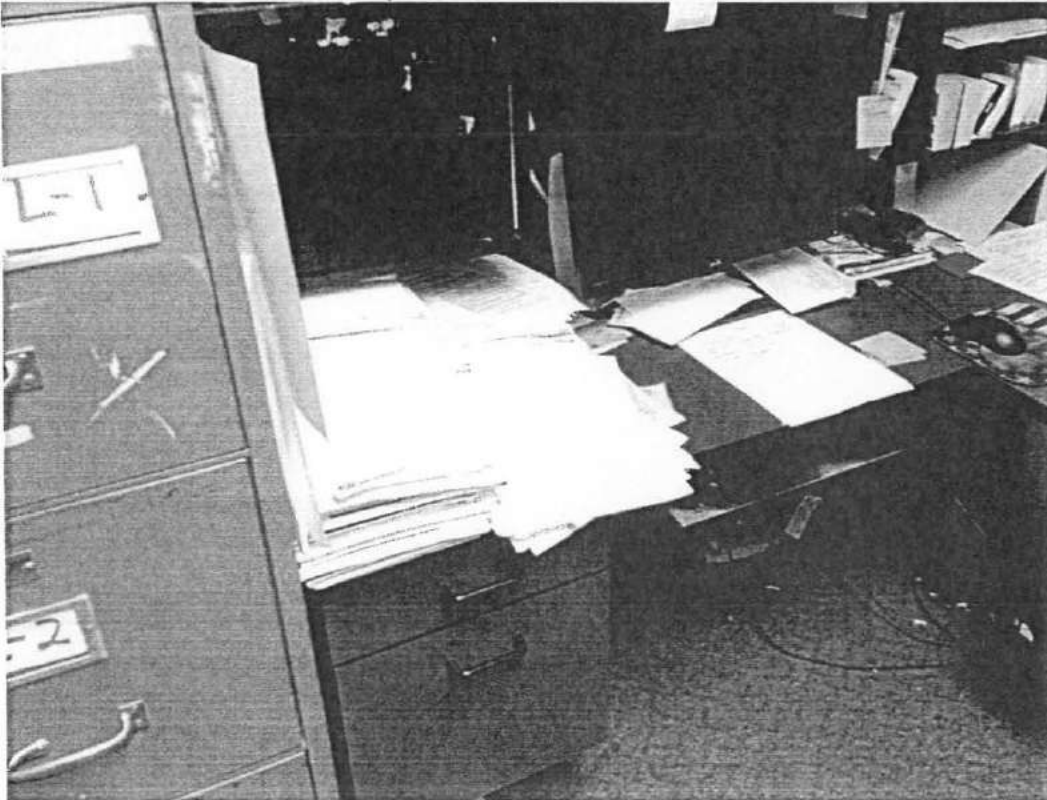


Lisa Holterhoff

Mail desk



Chief's work area in patrol room

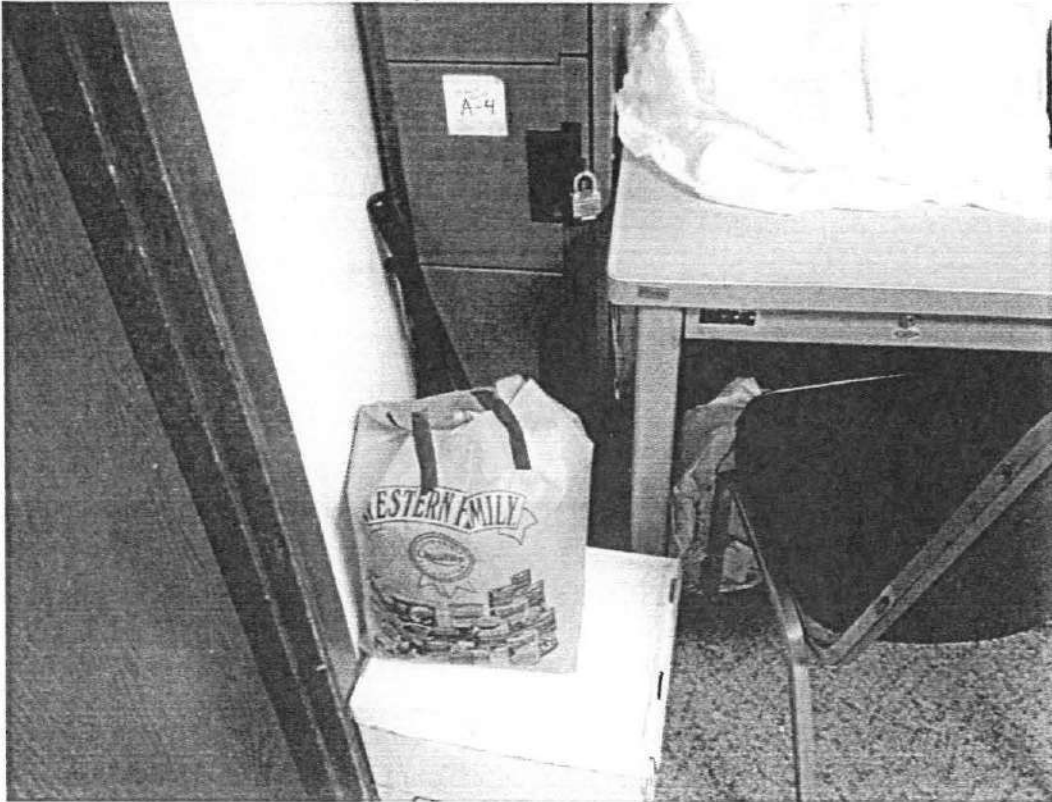


Officer Valdivia's work area in patrol room





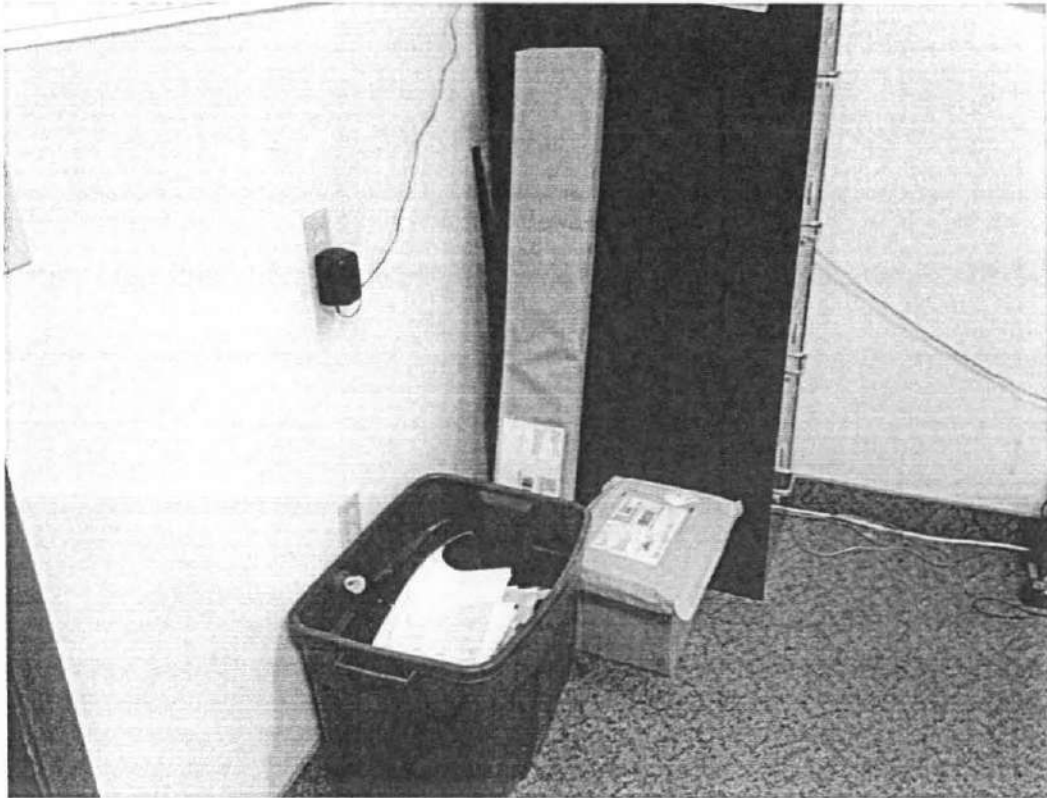
Evidence in corner of patrol room



Chief's Office



Chief's office



Chief's desk in his office



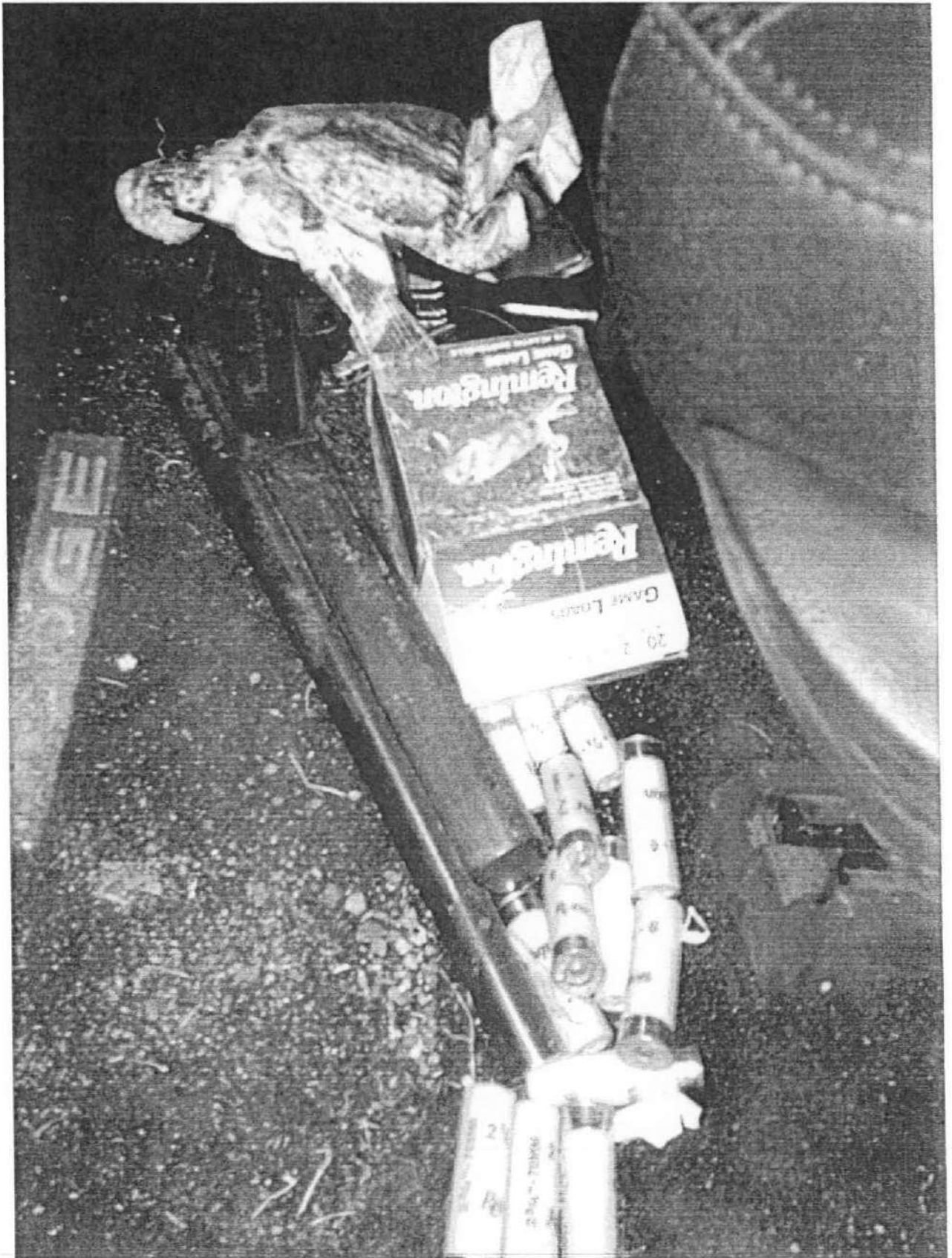


Evidence in corner of Chief's office

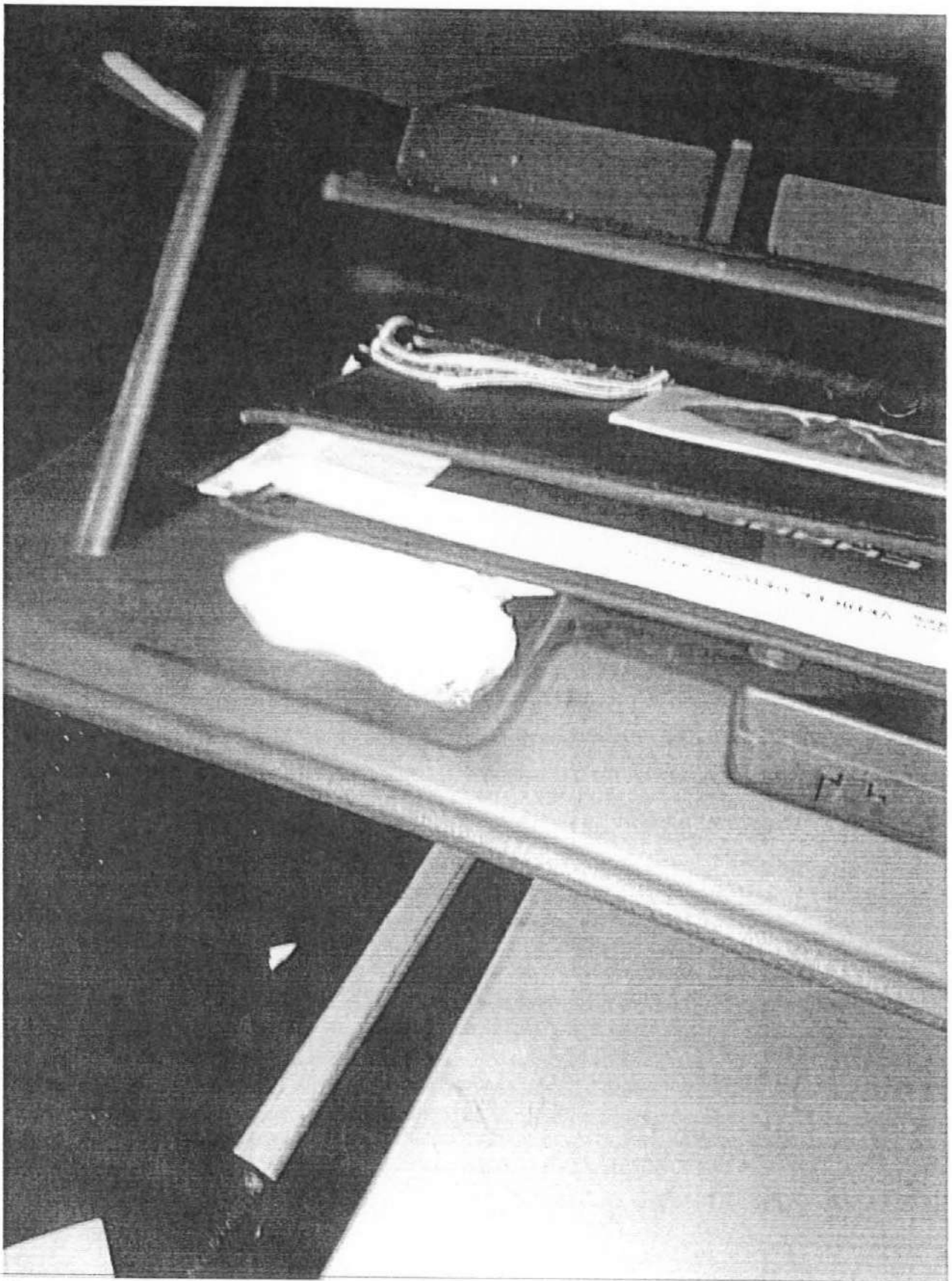


Sawed off shotgun on driver's floorboard of Chief's patrol car



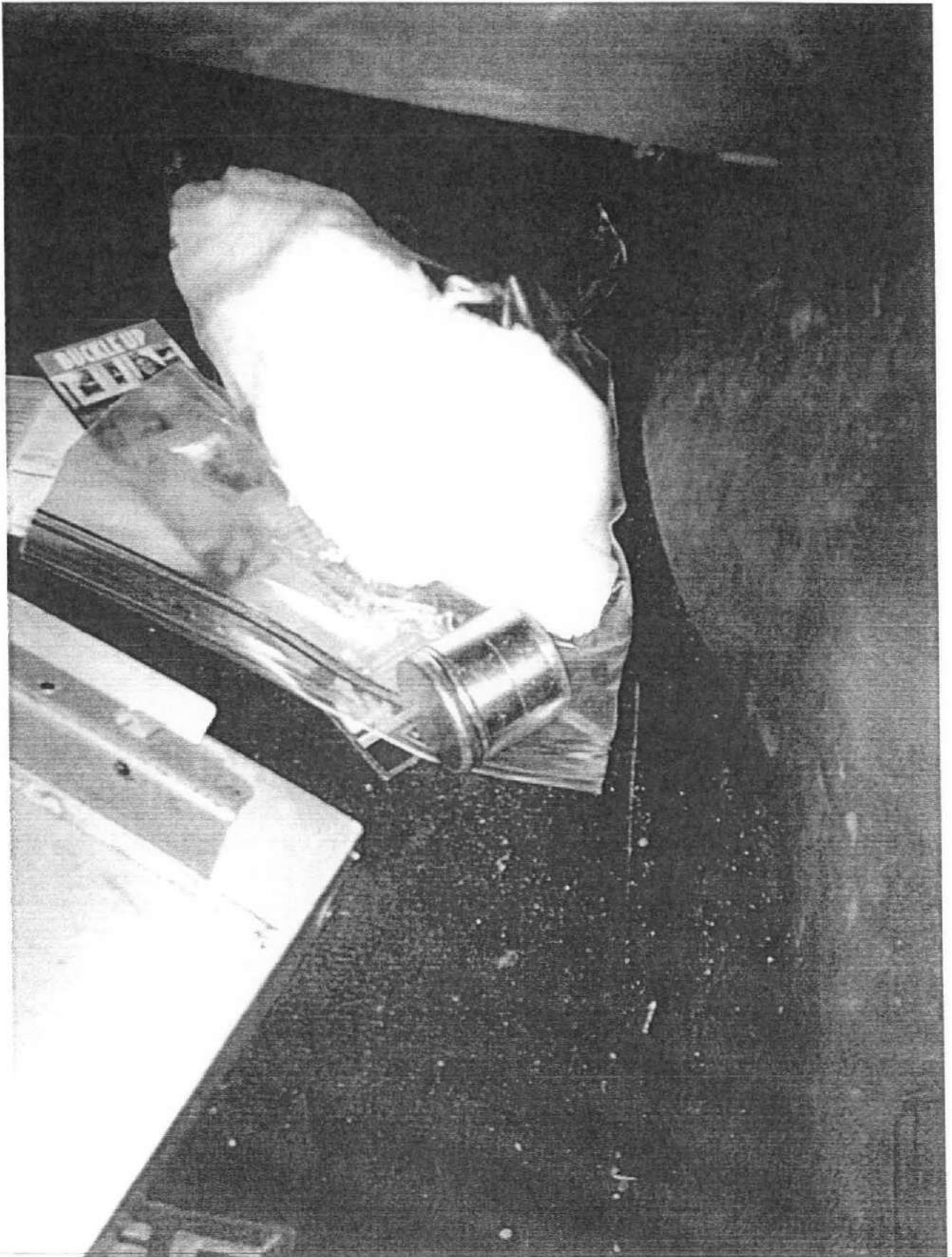


Unknown crystalline substance in Chief's patrol car glove box

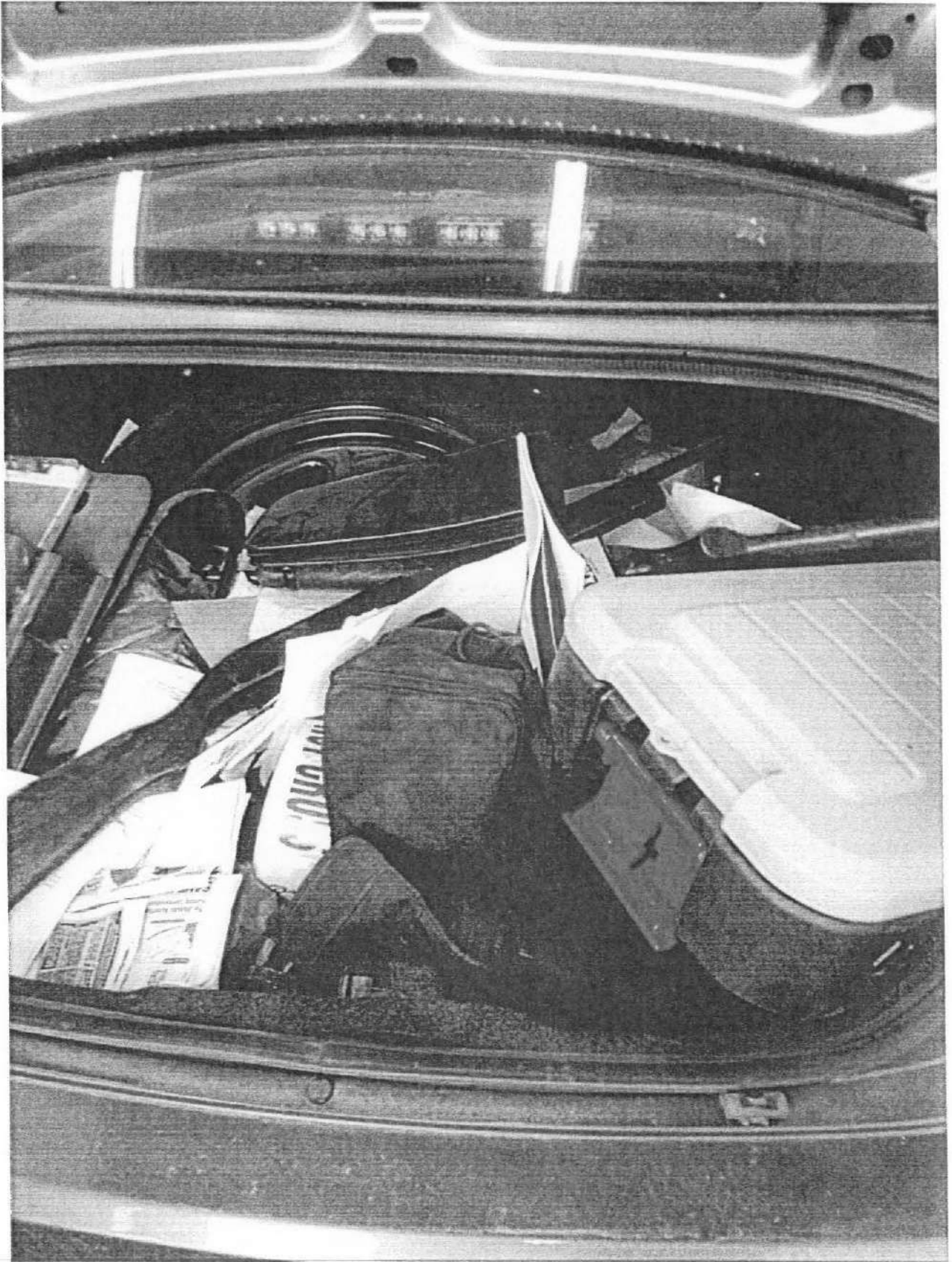


Passenger floorboard of Chief's patrol car





Trunk of Chief's patrol car



Bag from trunk of Chief's patrol car containing evidence



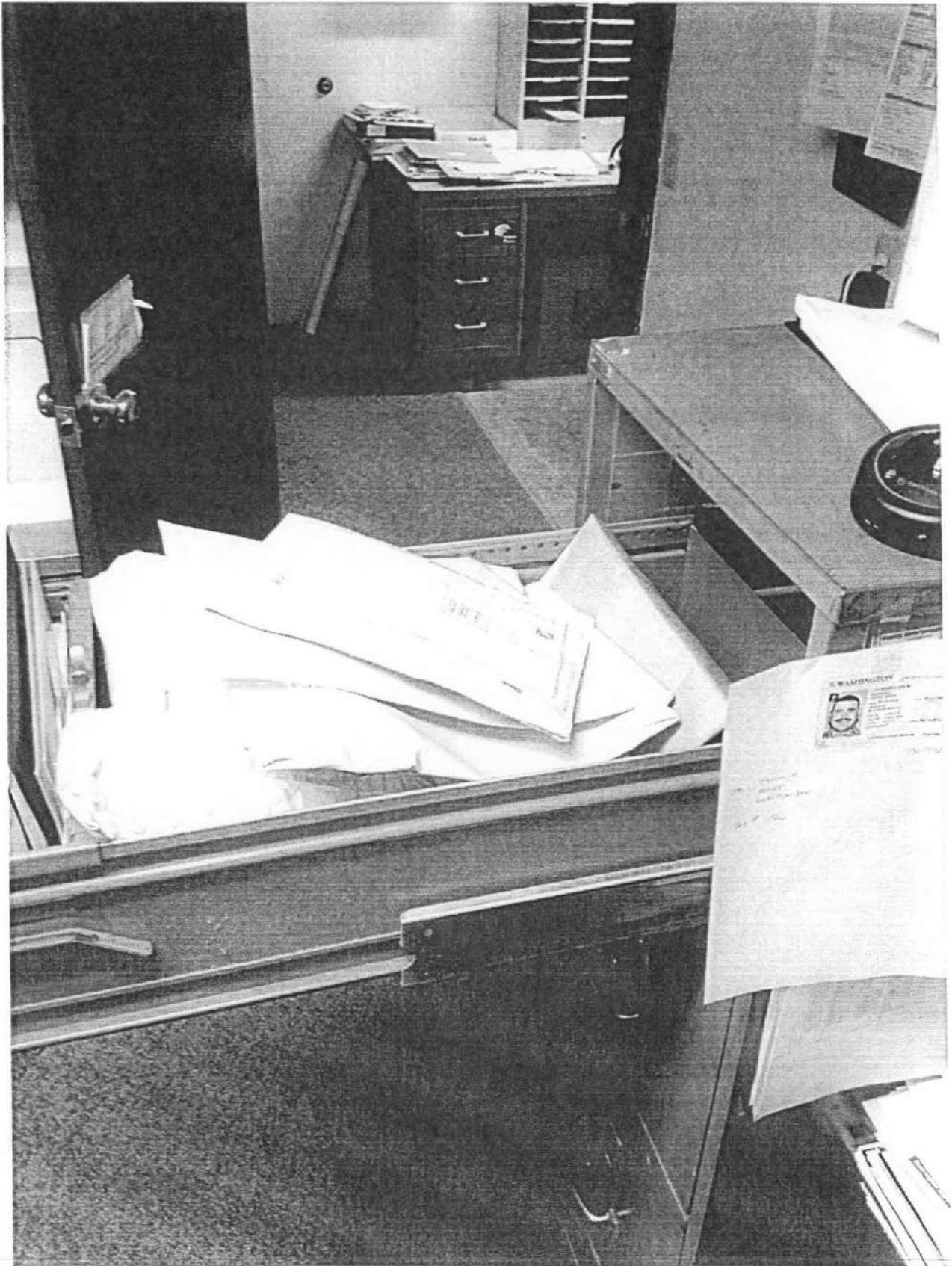


Items removed from Chief's patrol car



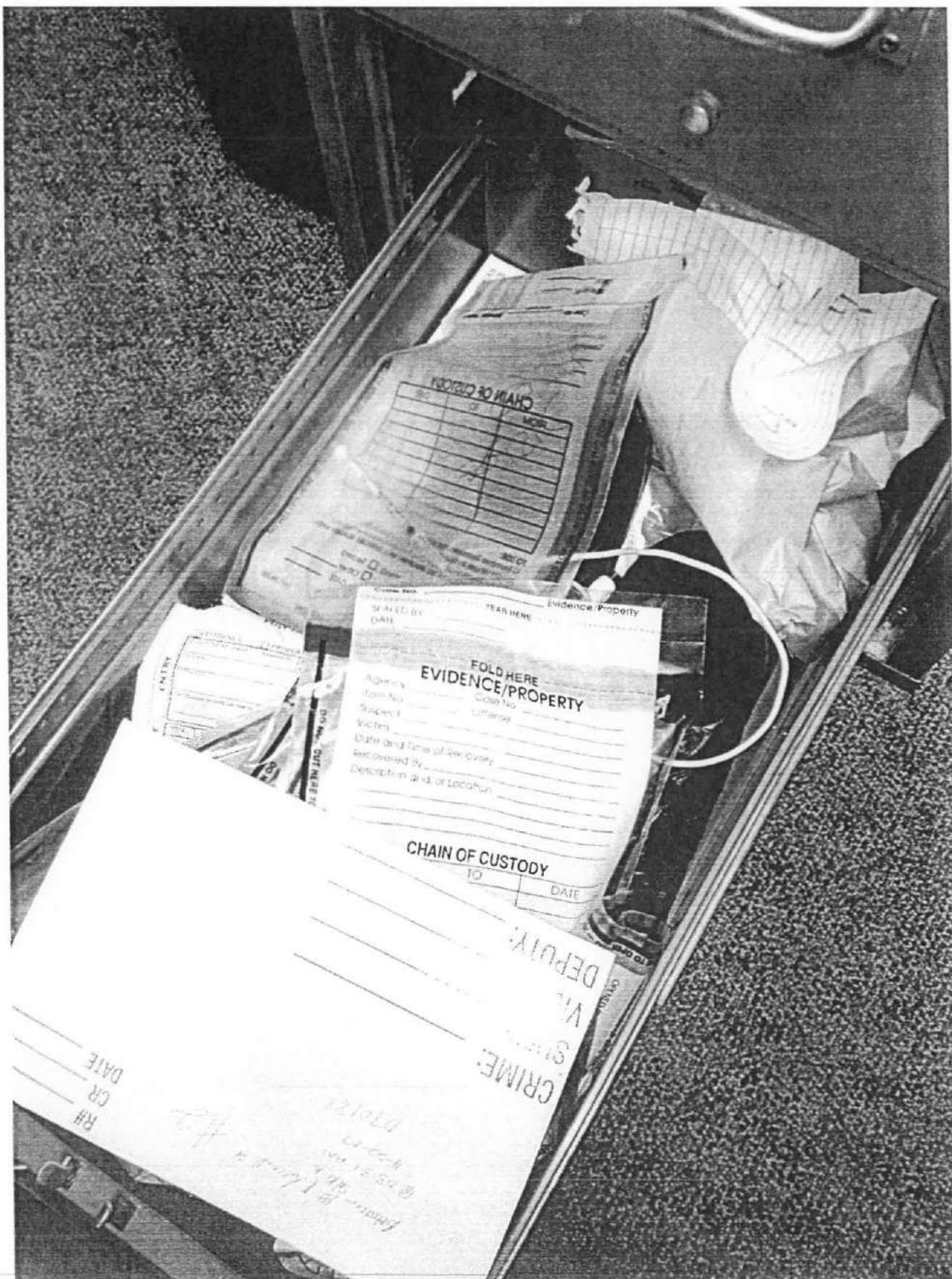


Evidence items in top drawer of combination file cabinet



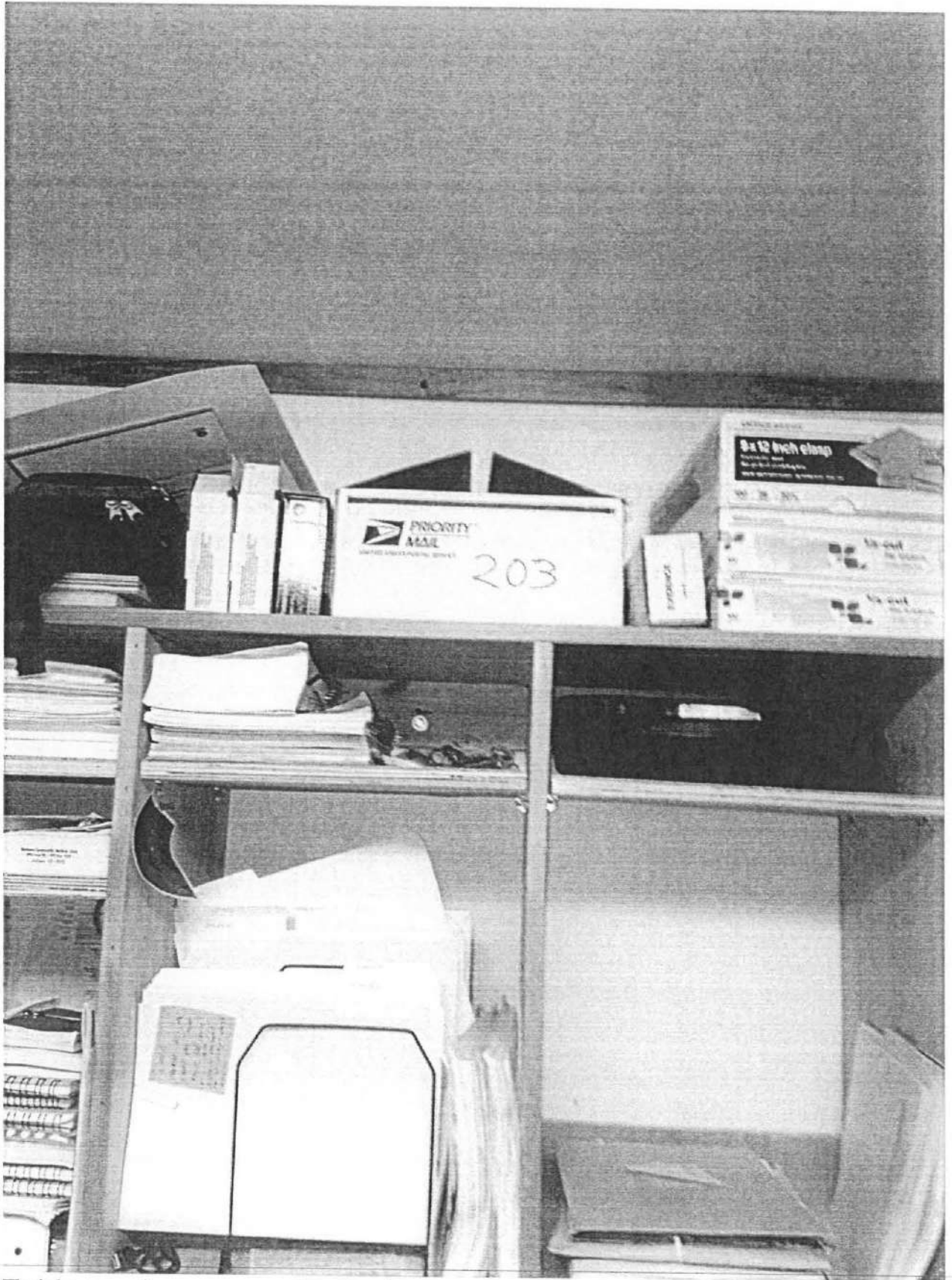
Evidence items in bottom drawer of combination file cabinet





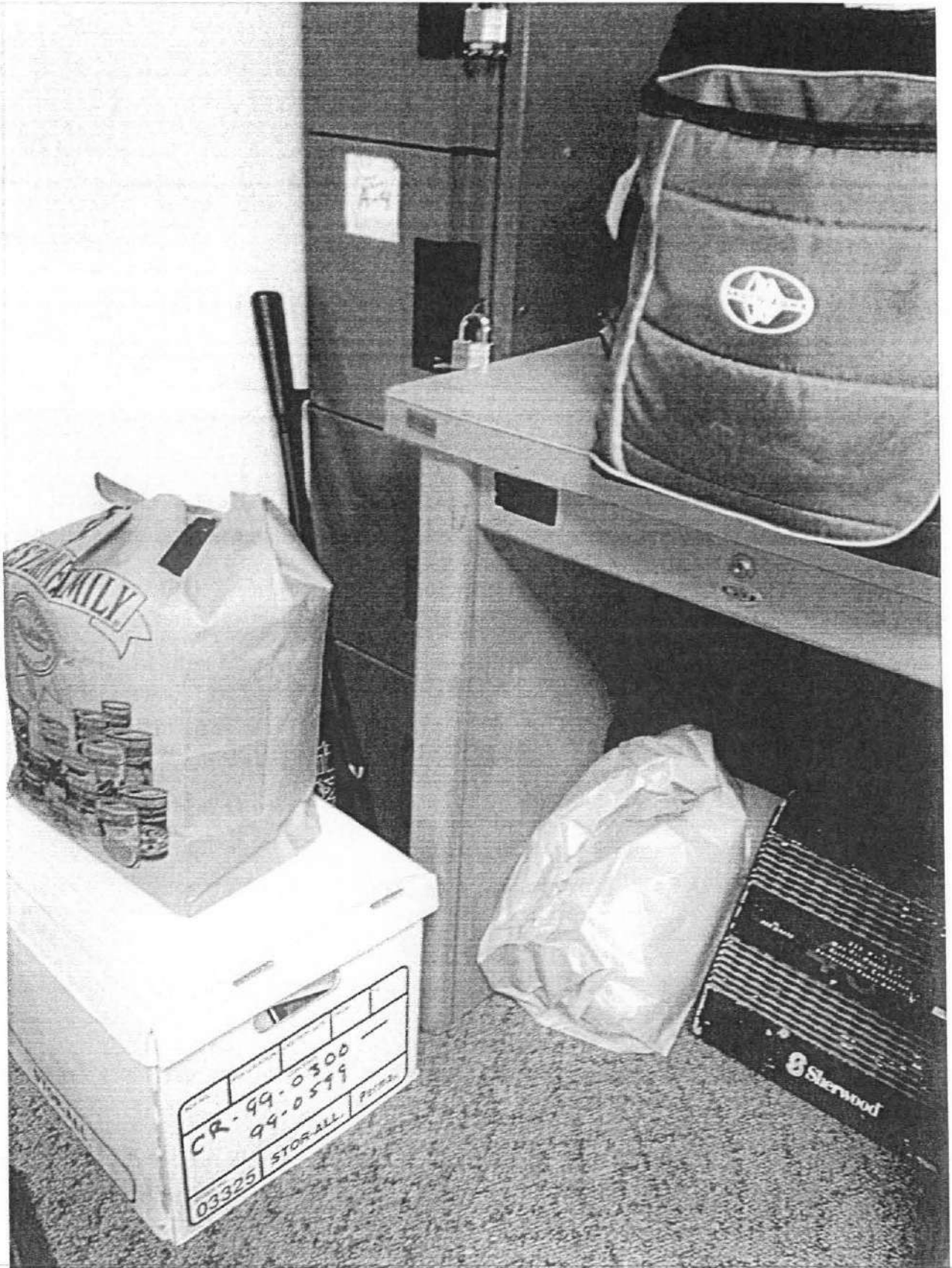
Shelving above Officer Ingersoll's work space





Evidence in corner of patrol room





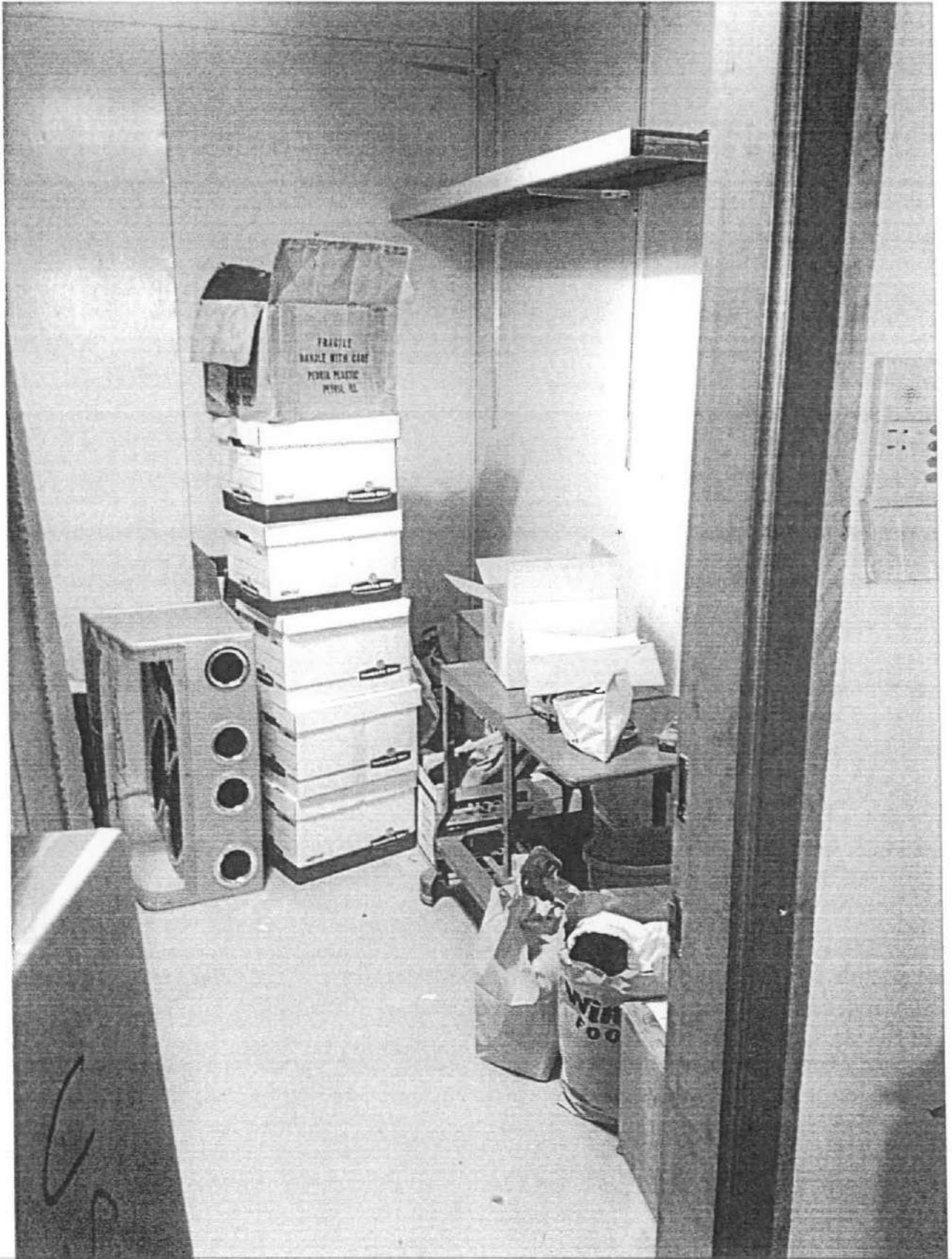
Chief's office desk drawer





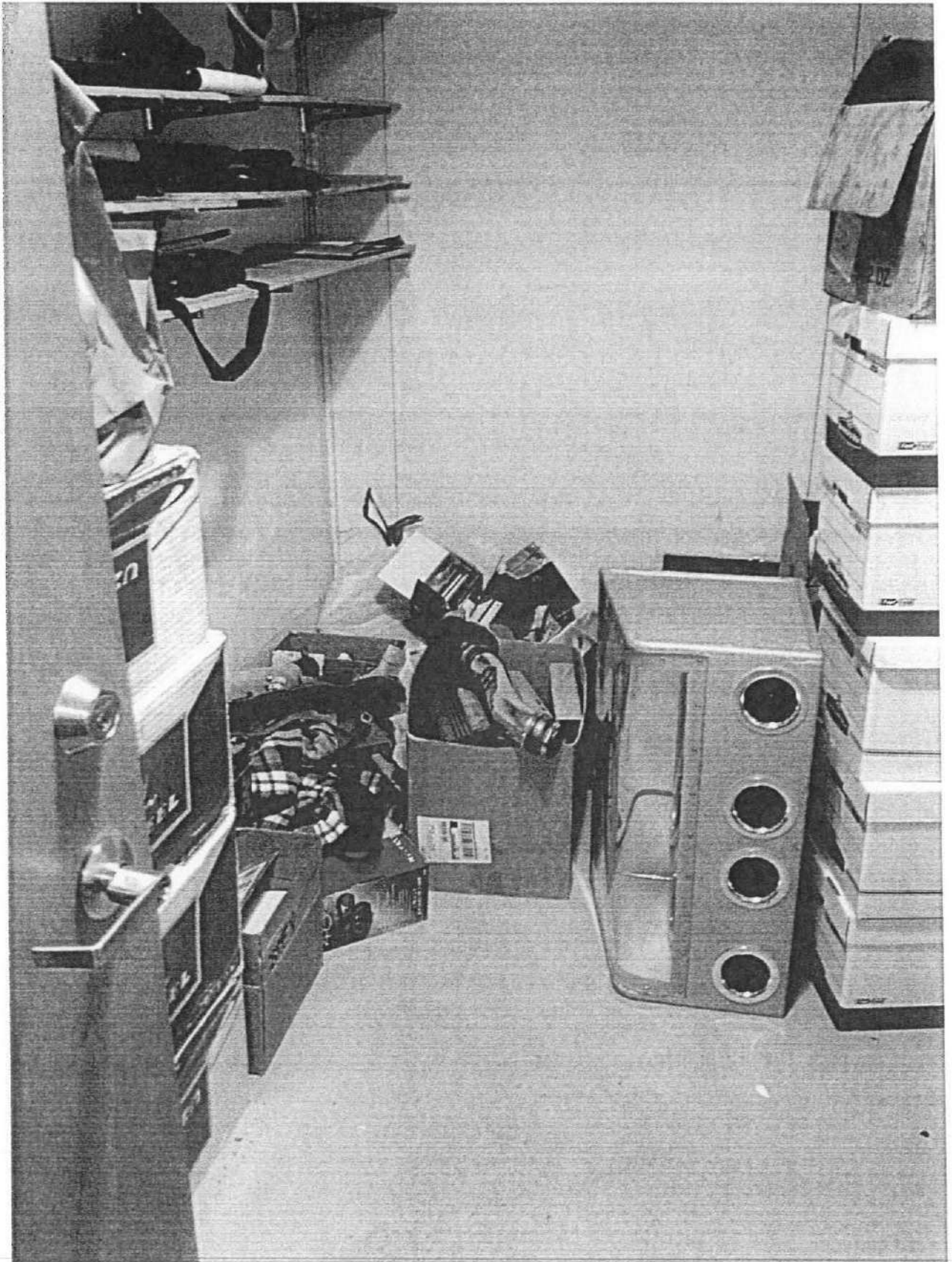
Property room





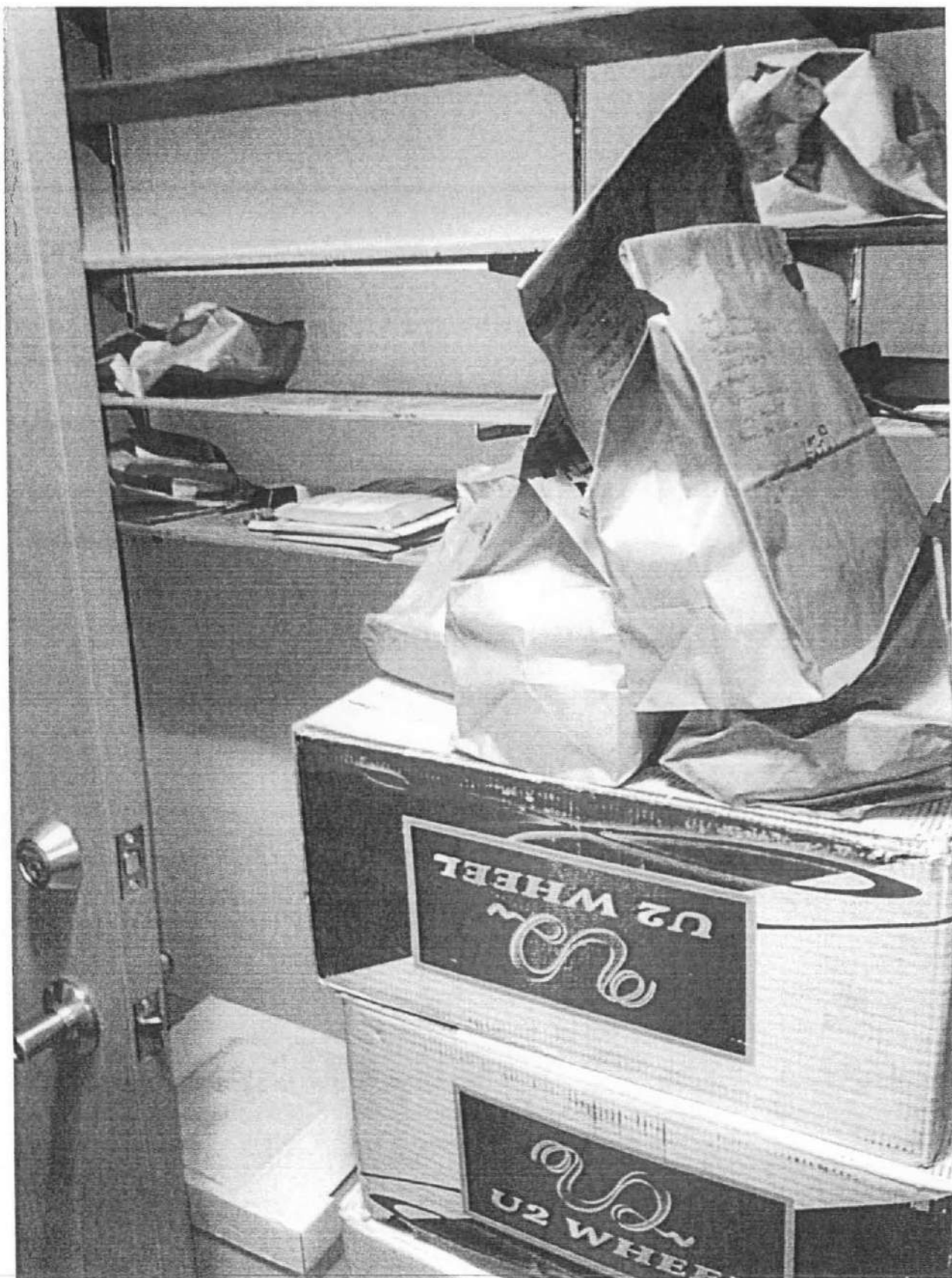
Property room





Property room







CR No.	EVIDENCE ITEM	LOCATION	CONCERN / PROBLEM
<b>CHIEF'S PATROL CAR</b>			
None	Saw'd off 20 GA shotgun	Driver's floorboard	Unmarked
None	MJ Mill w/ GVM	Passenger floorboard	Unmarked / Possible drugs
None	Baggie of White crystal substance	Glove box	Unmarked / Possible drugs
12GS03179	CD w/ Grant Co. Sheriff CR #	Between front seats	Co. CR / Not secured in Evidence Rm.
11MA0850	Sears Mod. 200 - 20GA shotgun s/n 61856	Trunk	Not secured in Evidence Rm.
11MA0850	Ruger 1022 - 22 Cal rifle s/n 115763	Trunk	Not secured in Evidence Rm.
None	Blk case w/ Springfield .45ACP s/n US699738	Trunk	Unmarked and Not secured in Evid. Rm.
None	Large Plastic bag containing:	Trunk	
	Bag marked pants and underwear from hospital / 11/20/05 / [REDACTED]		No CR and Not secured in Evid. Rm.
	Sexual assault kit		unmarked and seals broken
	Evidence envelope		unmarked and seals broken
	Bag marked bra from hospital / 11/20/05 / [REDACTED]		No CR and Not secured in Evid. Rm.
	Bag marked tampon / 11/20/05 / [REDACTED]		No CR and Not secured in Evid. Rm.
	2 vials of blood / 11/20/05 / [REDACTED]		No CR and Not secured in Evid. Rm.
	1 unmarked empty bottle		No CR and Not secured in Evid. Rm.
	Bag marked Top / 11/20/05 / [REDACTED]		No CR and Not secured in Evid. Rm.
	Bag marked Urine & Blood / 11/20/05 / [REDACTED]		No CR and Not secured in Evid. Rm.
	Empty (poss. Used) evidence envelope		No CR and Not secured in Evid. Rm.
	Sealed - unmarked Sexual assault kit		Unmarked and No CR and Not secured
None	Black bag in trunk containing:		
	Hi-Standard .22 revolver s/n 1745252 W-104		No CR and Not secured in Evid. Rm.
	Taurus .22 revolver s/n MG51860		No CR and Not secured in Evid. Rm.
<b>OFFICER'S ROOM</b>		<b>Valdivia's File Cabinet</b>	
12MA0392	Hi-Point 9mm pistol and mag. s/n 235924		Not secured in Evidence Rm.
12MS0368	Box containing (3) S&B 9x19 - 11 shell casings		Not secured in Evidence Rm.
12MA0392	(8) 9mm bullets		Not secured in Evidence Rm.
12MA0360	(3) Clr Evid. Bags containing necklaces		Not secured in Evidence Rm.
11MA0777	Clr Evid. Bag with can of spray paint		Not secured in Evidence Rm.
10MA0969	Bag containing Shotgun shells		Not secured in Evidence Rm.
10MA0975	Bag containing Shotgun shells		Not secured in Evidence Rm.
08MA0427	Bro bag w/ jewelry and cont. substance		Not secured in Evidence Rm.

10MA 1015 Sealed box with report showing  
FM007 - Modello Beer bottle  
FM007-01 - CD with photos of FM007  
FM016 - (8) latent lifts  
FM017 - CD with 24 photos of latents  
FM017-01 - Unknown  
10MA0969 Bro Man. Envel. With DNA swab

Not secured in Evidence Rm.

Not secured in Evidence Rm.

# OFFICER'S ROOM

None Envel. from WSP Crime lab 1205-002013  
None Sealed Sam. Hosp. Bro. Man. Envel. With film  
None Sam. Hosp. envel. With [REDACTED]  
None Envel. from WSP Crime lab 1205-1771  
None Envel from WSP Crime lab 1205-0011772  
06-0537 Clr Evid. Bag w/ 22 grams GVM in ziplock bag  
None Bro Man. Env. Blue eclipse tin(?) 206-000473  
06-0484 Open bag w/ 8 grams White powder  
07-0322 Open Bro envel. w/ 7 grams White powder  
05-0133 Clr Bag w/ S&W 357 Mod. 19-3 s/n G1273549  
05-0638 Bro bag w/ Boxer shorts "Assault 3rd"  
98-A02704 Clr Bag w/ Glock .45 cal s/n AZK633US  
05-0124 Clr Bag w/ Jennings 22 pist. w/ mag s/n690992  
98-A02704 Mag. w/ ammo  
04-0492 Bro Man. Env. w/ cryst. type cocaine &  
wht bro powder in plastic tube  
None Clr evid. Bag w/ wht powder  
None Clr evid. Bag w/ film can. And para. Pipe  
05-0133 Evidence form  
98-A02704 Mattawa PD evidence form for Pist. & mag  
None Open Man. Envl. w/ Early Bird Orch. Checks  
None Open Man. Envl. w/ Early Bird Orch. Checks  
None Manilla file with Misc. photos

# Top Drawer of Combination File cab.

No CR & Not secured in Evidence Rm.  
No CR & Not secured in Evidence Rm.  
No CR & Not secured in Evidence Rm.  
No CR & Not secured in Evidence Rm.  
No CR & Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
No CR and Not secured in Evidence Rm.  
Opened and not secured in Evid. Rm.  
Opened and not secured in Evid. Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
No CR & Not secured in Evidence Rm.  
No CR and Unmarked & not in Evid.Rm.  
Not attached to evidence  
Not attached to evidence  
No CR and Not secured in Evidence Rm.  
No CR and Not secured in Evidence Rm.  
No CR and Not secured in Evidence Rm.

000444

### OFFICER'S ROOM

94-0347 Ruger P85 9mm w/ holster & 2 loaded mags  
94-0401 Charter Arms 357 s/n 792547 w/ blk case  
07-0188 Bro Man. Envl. w/ 2 rounds of .45 ammo  
None .22 Mod. RG14 pistol w/ Blk holster  
05-0509 Clr Evid. Bag with switchblade knife  
None Davis Inds. .22 DM22 deringer s/n 553656  
06-0064 Clr Evid. Bag with blue flashlight  
None Clr Evid. Bag w/ shotgun shells  
None Clr Evid. Bag w/ White Powder in baggie  
05-0512 Clr Evid. Bag w/ GVM Seeds  
95-0314 H&R .22 Cal. Mod. 929 s/n AD49899  
95-0404 Clr Evid. Bag w/ syringe  
97-0007 Bag containing Blk Nike tennis shoes  
Kenwood sterio CDV M020  
96-0322 Clr zip lock baggie with film container  
None Bro bag marked "Needles"

### OFFICER'S ROOM

12MA0170 Clr Evid. Bag w/ (6) 9mm PMC casings

### OFFICER'S ROOM

None Bro Paper bag with base of broken bottle  
None Empty bro paper bag  
None Pumpmaster PC77 .177 pellet air gun  
None Unmarked spring assisted knife  
None Bro bag w/ rubber glove and shotgun wad  
10MA0832 Clr evid bag containing bag w/ 5 380 auto bullets & another bag w/ Marob. Cig  
10MA0601 Clr evid bag containing (5) 9-19 spent shell casings  
10MA854 Clr evid bag w/ glass pipe  
09MA0789 Clr evid bag w/ spent casing  
None Clr evid bag w/ GVM

### Bottom drawer of Combination File cab

Not secured in Evidence Rm.  
Not secured In Evidence Rm.  
Not secured in Evidence Rm.  
No CR and Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
No CR and Not secured In Evidence Rm.  
Not secured in Evidence Rm.  
No CR and Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.  
Not secured in Evidence Rm.

### CHIEF'S DESK

Not secured in Evidence Rm.

### ABOVE JOHN INGERSOL'S DESK

USPS box marked "203" In open / unsecur location / Unmarked  
USPS box marked "203" Unmarked in same box  
USPS box marked "203" Unmarked in same box  
USPS box marked "203" Unmarked in same box  
USPS box marked "203" Unmarked in same box  
In same box / in open / unsecured  
In same box / in open / unsecured  
In same box / in open / unsecured  
In same box / in open / unsecured  
Unmarked

000445



09MA0789 Clr evid bag w/ 2 lead fragments & 1 casing  
 11MA0334 bag containing 2 glass pipes  
 11MA0424 Sealed bro bag w/ unknown contents  
 09MA0705 Clr evid bag w/ lead bullets  
 None Long knife with white handle and sheath  
 None "Dew rag" wrapped around pruning knife  
 None Damaged Blackberry phone w/ parts  
 None Bullet wrapped in pink paper  
 None homemade nunchucks  
 None Multi-tool  
 None Swiss army knife  
 None Blk stereo faceplate  
 None Jensen CD player  
 None Blk case w/ Hi-Point 9mm pistol s/n P1555021

USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 USPS box marked "203"  
 Blk nylon bag with "Jeep" logo  
 Blk nylon bag with "Jeep" logo  
 Blk nylon bag with "Jeep" logo  
 Blk nylon bag with "Jeep" logo  
 In Black plastic pistol case

Fell out of open / labeled bro bag  
 In same box / in open / unsecured  
 Unmarked in same box  
 In same box / in open / unsecured  
 Unmarked in same box  
 Unmarked in same box  
 Unmarked in same box  
 Unmarked in same box  
 Unmarked in same box  
 Unmarked  
 Unmarked  
 Unmarked  
 Unmarked  
 Unmarked

**OFFICER'S ROOM**

11MA0818 Sealed Bro paper bag  
 11MA0818 1/2 of Blue pruning shear handle  
 11MA0248 Blk "Hammer" baseball bat  
 None Bro paper bag containg misc. items  
 None Sherwood Amp  
 None Blk knit full face stocking hat  
 08MA003 Unopened box from WSP Crime lab

**FLOOR**

SE corner near Temp. evid locker  
 Leaning against Temp. evid locker  
 Leaning against Temp. evid locker  
 Under SE desk  
 Under SE desk  
 Under SE desk  
 Under SE desk

unmarked / in open / unsecured  
 Unable to read markings / unsecured  
 In open / unsecured  
 unmarked / in open / unsecured  
 unmarked / in open / unsecured  
 unmarked / in open / unsecured  
 ummarked / in open / unsecured

**TEMPORARY EVIDENCE LOCKER IN OFFICER'S ROOM**

None Sealed bro man. Hospital envelope  
 None CD  
 None Bro bag labeled pink bra  
 None Bro bag labeled gray top  
 None Bro bag labeled jeans  
 None Pair of blk Ephrata High School shorts  
 None Pair of wht tennis shoes  
 10MA0310 Clr evid bag w/ shotgun shells  
 None Bro bag w/ GVM

wht plastic bag in bottom locker  
 wht plastic bag in bottom locker  
 wht plastic bag in bottom locker  
 wht plastic bag in bottom locker  
 wht plastic bag in bottom locker  
 wht plastic bag in bottom locker  
 wht plastic bag in bottom locker  
 Bro bag in 2nd from bott. Locker  
 Bro bag in 2nd from bott. Locker

Unmarked / unsecured / no lock  
 Unmarked / unsecured / no lock  
 Unmarked / unsecured / no lock  
 Unmarked / unsecured / no lock  
 Unmarked / unsecured / no lock  
 Unmarked / unsecured / no lock  
 Unmarked / unsecured / no lock  
 Unsecured / no lock  
 Unmarked / unsecured / no lock

None	Clr evid bag w/ brass knuckles	Bro bag in 2nd from bott. Locker	Unmarked / unsecured / no lock
10MA0310	Clr evid bag w/ 22 cal bullets	Bro bag in 2nd from bott. Locker	Unsecured / no lock
10MA0310	Clr evid bag w/ 9mm bullets	Bro bag in 2nd from bott. Locker	Unsecured / no lock
None	Shoulder holster	Bro bag in 2nd from bott. Locker	Unmarked / unsecured / no lock
None	2 - 9mm loaded magazines	2nd from bottom locker	Unmarked / unsecured / no lock
None	1 box of 9mm bullets	2nd from bottom locker	Unmarked / unsecured / no lock
None	1 box of .357 bullets	2nd from bottom locker	Unmarked / unsecured / no lock
None	1 empty pistol magazine	2nd from bottom locker	Unmarked / unsecured / no lock
None	loose shotgun shells	2nd from bottom locker	Unmarked / unsecured / no lock
None	Flashlight	2nd from bottom locker	Unmarked / unsecured / no lock
None	7mm Rifle bullet	2nd from bottom locker	Unmarked / unsecured / no lock

**3rd locker from bottom was locked and empty w/ exception of blank evidence forms**

10MA0316	Clr evid bag w/ empty shotgun shells	4th from bottom locker "A-3"	
10MA0916 / 0917	Clr evid bag w/ 3 PMC S&W bullets	4th from bottom locker "A-3"	
10MA0916 / 0917	Hi-Point JCP40 - scratched off s/n	4th from bottom locker "A-3"	
10MA0916	Clr evid bag w/ bullet	4th from bottom locker "A-3"	
10MA0916	Clr evid bag w/ 40 cal bullet casing	4th from bottom locker "A-3"	
10MA0928	Clr evid bag w/ approx 23 gms GVM	4th from bottom locker "A-3"	
10MA0607	Clr evid bag w/ empty 45 cal casings	5th from bottom locker "A-2"	
None	Clr evid bag w/ Colt .38 w/ leath. Holster	Top temp. locker "A-1"	Unmarked / s/n 74343
08MA970	Clr evid bag w/ kitchen knife	Top temp. locker "A-1"	
None	Unopened bro WSP Crime lab envelope	Top temp. locker "A-1"	Unmarked
08MA708	Clr evid bag w/ "Fusion" digital scale	Top temp. locker "A-1"	
08MA719	1 empty and 1 unfired 20 GA shotgun shells	Top temp. locker "A-1"	
08MA496	Clr evid bag w/ approx 2.4 gms GVM	Top temp. locker "A-1"	
08MA437	Clr evid bag w/ approx 1.2 gms GVM	Top temp. locker "A-1"	
None	Browning 9mm pistol s/n 215RN10662	Top temp. locker "A-1"	Unmarked / unpackaged

**CHIEF'S OFFICE**

None	Bro Man. Envel from WSP Crime lab	On floor NW corner	Unmarked / Poss pistol re: 10MA0115
None	Bro box from WSP Crime lab	On floor NW corner	Unmarked / Poss other items 10MA0115
None	Bro paper wrapped from WSP Crime lab	On floor NW corner	Unmarked
11MA0214	Blk Savage Mod 64 .22 rifle s/n 0747321	On floor NW corner	Leaning against file cabinet
None	Bro box from WSP Crime lab	On floor in front of Chief's desk	Unmarked

000447

11MA0458	Ruger 1022 .22 rifle w/ ban clip s/n 25254530	On floor in front of Chief's desk	Lying on pile of items
11MA0604	Llama 380 pist. w/ mag and holster s/n 383027	On floor in front of Chief's desk	unpackaged
None	Knife	On floor in front of Chief's desk	Unmarked
None	Bro box from WSP Crime lab	On floor in front of Chief's desk	Unmarked
None	Bro envelope from WSP Crime lab	On Chief's desk	Unmarked
None	Silver baseball bat	Behind door	Unmarked
None	Orange plastic bag with misc. clothes	Behind door	Only marked as [REDACTED] 1/1/08"
None	Bro bag w/ misc. clothing and knife	Behind door	Unmarked
None	Sealed sexual assault kit	top file drawer behind door	No CR / Name [REDACTED] 5/23/07
None	Blk Stevens sawed off Shotgun unk. s/n	top file drawer behind door	Unmarked
None	Henry Pardner 410 shotgun s/n NL249739	top file drawer behind door	Unmarked
None	Hi-Point 9mm assault rifle s/n A15278	Bottom file drawer behind door	Unmarked
None	Bro envelope from WSP Crime lab	Top right desk drawer	Unmarked
None	S/W 357 revolver s/n ACS1155	Top right desk drawer	Unmarked
None	S/W 33 special Mod. 37 s/n 604922	Top right desk drawer	Unmarked
05-0452	Clr evid bag w/ 5 baggies of GVM	Top right desk drawer	Unmarked
07-0119	Clr evid bag w/ GVM and smoking device	Top right desk drawer	
05-0221	Clr evid bag w/ GVM	Top left desk drawer	
05-0245	Clr evid bag w/ bowl from bong	Top left desk drawer	
05-0270	Clr evid bag w/ approx. 8.9 gms GVM	Top left desk drawer	
05-0225	Clr evid bag w/ approx. 3 gms GVM	Top left desk drawer	
05-0198	Clr evid bag w/ GVM and Maroboro cigarette	Top left desk drawer	
05-0177	Clr evid bag w/ approx. .7 gms GVM	Top left desk drawer	
95-040	Empty Clr evid bag and prop receipt saying: \$213 w/ \$40 marked from Randy Blackburn to South End Drug Task Force	Top left desk drawer	



TAPE RECORDED INTERVIEW

Mattawa Police Department

Event #35688

Conducted by Alan Key

of Canfield

Representing NPIP

Person Interviewed: Joe Chiprez  
Employer: Sunnyside Police Department,  
Former Mattawa Police Officer  
Date of Birth: \*  
Address: \*  
Phone #: \*  
Location of Interview: \*  
Present at Interview: \*  
Date: 7-17-12  
Time: 12:08 pm

KEY Joe, you told me you'd be willing to talk with me about this matter that I am investigating, is that correct?

CHIPREZ Yes.

KEY And has anybody threatened you or made any promises to you in connection with our conversation?

CHIPREZ No.

KEY And do you see the recorder and give your permission to have this recorded?

CHIPREZ I do.

KEY Excellent. So we started talking, you told me that you left Mattawa how long ago?

CHIPREZ Officially I stopped working in Mattawa at the end of April of 2011. I don't remember the date exactly.

KEY And you went straight to work for Sunnyside?

CHIPREZ For Sunnyside, yeah. I took a couple days off in between, but that's about it.

KEY Okay. And you said that you left on your own free will because of stuff that was going on between Steve Jensen and John (sp) Ingersal.

CHIPREZ Right.

KEY And uh then you started talking about John Ingersal committing a crime. Tell me about that.

CHIPREZ I uh, I don't remember the day exactly now, I'd have to have the paperwork in front of me, but there was a day when I was on patrol, Officer Valdivia and I were working patrol and John was completely off duty. We had a couple of uh Hispanic males come running up to us, I had just gotten done with a traffic stop and Tony had just pulled up and was roadside with me. There was a couple Hispanic guys come running up and they just looked scared. They had an obvious look of fear in their eyes and they were shaking and nervous and jittery. They uh started telling me that they just got robbed and the (inaudible) they got robbed and they got robbed. I managed to get them calmed down and start talking to me. They told me they were down at the gas station. I was able to gather that it was Ken's Corner down on Government Road. They said they had just bought a beer and they went outside and the guy, they said a white guy came up to them and started asking them for their wallets. And of course they weren't, they said they weren't just going to give them their wallets simply because he asked them. So they were saying (inaudible). So the guy eventually flashed a badge. They said he didn't speak Spanish. They said the only thing he kept saying to them was (sp) cartera, which means wallet. So of course, not knowing who he was, they didn't want to give him their wallets. They said he was dressed in regular clothes, they said he was driving a little car. And they said then he started, he showed them a gun and he started pointing at his gun. Well they obviously felt threatened by that and not understanding what

was going on they just, finally they kind of I guess gathered that they offered their ID's. They said they didn't think he was a police officer because he didn't look like any police officer they'd seen before. And so they figured just in case, they kind of hesitantly offered their ID's. So they said they pulled out their ID's from their wallets and the guy still continued to ask them for their wallets. He wouldn't take their ID's. Eventually he reached out and he grabbed the wallet from one guy, from one of the two guys, and they, I'm trying to (inaudible).

KEY

No, you're okay. Go ahead.

CHIPREZ

They said, the two guys, he took the wallet from one of the guys and he said that you know, the other guy said he just, it just didn't feel right to him. He said, I know what police officers look like and this guy was not a police officer. He said, so I reached out to grab the wallet and the guy, he said the guy jerked back, jerked the wallet away and just reached back and punched me right in the chest. Um, and uh I of course took this report and I started looking into it. Well it turns out, it was John Ingersal. John Ingersal was off duty. Tony and I put two and two together and we uh, you know as we're going through this talking to these two gentleman Tony says, "Wait a minute, I saw John Ingersal and he was in his little dark colored car." The gentleman also said, the two Hispanic males also said that there was another guy that was with this guy that took their wallet. Um so Tony told me that as he was leaving the PD John came running in. And we had just gotten a call of shots fired over by the school, it was actually a (inaudible) call if I remember correctly, over by the school. So Tony was running out the door and he said he saw John running in the door of the PD in plain clothes in his POV and his dad was with him. He said he had a wallet in his hand and he just said, "If anybody asks about a wallet don't worry about it. I'll take care of it later." John was scheduled to come onto work later that night. Um like I said, we put two and two together and basically realized that it was John. I brought



it to the chief's attention immediately being that you know, it wasn't right. These guys genuinely thought they had been robbed. They uh, they didn't, they were just scared and I basically told them, go ahead and go home. I got their contact information, I got their names and stuff and told them to go ahead and go home and we would, somebody would get a hold of them at a later time. I basically told them, I you know, I told them flat out I believe that person was in fact a police officer and that although he was a police officer it still didn't mean that it was okay for him to have done what he did. I told them obviously there was going to be some kind of investigation to figure out whether it was correct of him to go about it the way he did or not. Through my investigation, come to find out that apparently what happened was John went to Ken's Corner, he just happened to show up with his dad to the gas station. He saw these two Hispanic males, who he perceived to be intoxicated, buying beer. He then took it upon himself to, rather than contact the clerk who was the one committing an infraction by selling alcohol to somebody who was already physically intoxicated, or at least visually intoxicated, he decided he was going to talk to the two Hispanic males and go take their beer from them, or their wallets with their ID's, or whatever his thought process was. I don't know, and I'll never know. Again, I brought it to the chief's attention and I was the one who was chastised for it and punished for it. Um, that was 100% typical of any type of information that I relayed to the Chief about John. It was always, it was always, oh well you just have it out for him. You just don't like the guy. I'm sure he's not that bad. And he flat out told me one time that he didn't want to look into it because it would mean one less body for him. So because he would have one less officer on the road, he didn't care to look into anything that John was doing wrong. All the times that I reported things wrong to him about John, I was the one who would get retaliated against. To the point where he made rules and put orders in effect that he knew would affect me directly.

KEY

Like what?

CHIPREZ

Um, he knew that I liked going to my house Desert Air for lunch, for dinner. He made it a rule that nobody was to leave the city limits at all no matter what. He knew that I was always very helpful to the county. The other agencies that come through the area as far as ATF, US Marshalls, Ice, everybody that comes through the area I was always willing to help them out. And so he basically, well he didn't basically, he flat out made it a rule that we would not help out any other agency no matter what unless he was notified and he gave his permission. So anytime there was any kind of agency assist call that required us to go outside of the city limits he would uh, we would have to call him. We would have to get a hold of dispatch, have dispatch call him at home and request permission to go outside the city limits. Obviously it was nine times out of ten denied. There was a big to do with the county because there was a couple of times when there was shots fired calls and he just, no. And I don't know what happened with John or Tony as far as if he let them go, but I know with me every time I asked him if I could leave the city limits he wouldn't allow it.

KEY

Okay. When you were there, let's say you had the process (inaudible). Let's say (inaudible) the pistol, what'd you do with it?

CHIPREZ

We would uh, the hold evidence procedure for the city of Mattawa was a complete joke. And I honestly didn't realize how wrong everything was until I got to Sunnyside and saw how things are supposed to run. Um, as far as with Mattawa, we would basically take it, put it in the bag, you know secure it, put all the information on it. And we would have to usually leave it for him to send or process or examine prior to us being able to anything.

KEY

Where would you leave it?



CHIPREZ Um, anywhere. There was really no designated place to keep them. We pretty much had to come up with our own places to you know, to secure it. I mean you as the individual officer, (inaudible) responsible. And you know, I would have to put it in the trunk of my car, in a drawer where hopefully nobody knew where it was. We pretty much had to take our own steps to ensure the evidence was (inaudible) evidence lockers or anything.

KEY How long were you at Mattawa?

CHIPREZ I was at Mattawa for about 4 ½ years.

KEY Wow.

CHIPREZ (inaudible) a month or two. If I remember correctly I think it was like 4 years, 5 months. (Inaudible).

KEY (Inaudible) down there.

CHIPREZ (Inaudible)

KEY Okay. Uh do you recall an incident where uh John was processing a DUI and the guy refused, or maybe he didn't refuse, maybe he wasn't doing it right or whatever. Can you tell me about that?

CHIPREZ Very vividly I remember that.

KEY Who was that about?

CHIPREZ Um, again, I'd have to kind of sort of explain to almost from the beginning when John first started working for the PD. Obviously he had to do ride alongs and (inaudible) Tony and I. And Tony, right off the bat started telling Steve you know, there's something you know not exactly right about this guy. There's just things, you know just small things here and there that he noticed. Obviously we had to report to the chief. And I first thought you know, Tony's kind of one of those people that doesn't always get along with everybody. And I usually do. I usually give everyone a chance. I always give people the



benefit of the doubt. I actually got into some arguments with Tony, like John's a pretty good guy and stuff. And then after a few weeks of me getting to work directly with John I could see that he just had this pattern of anger. He was just mad, just get bright red, shaking, jump into people's faces, go hands on with people that frankly didn't need it and all kinds of stuff. And these are things that would always get reported. Um obviously nothing ever happened. Steve would never do anything about it. He'd just say, "Oh, he'll get over it. He'll get better." And that was pretty much Steve's answer to anything we brought up to him. Well this particular DUI incident was exactly a perfect example of that. John (inaudible). He perceived, to my understanding he was on a traffic stop and I came up, I don't know the specifics of why he stopped the guy or you know, what he observed. I'm not sure. I know there were several times on traffic stops that I would stop by his traffic stop and he would flat out tell me to leave. Or I would ask him, you know with any other officer you come up, hey, what do you got, bud? Oh, he had a tail light out or he was swerving or anything. And with John, every time I stopped then and would ask him what his traffic stop was he would always, he'd either say, "Oh, nothing, you can go ahead and go." Or he would say, "I don't know, what do you think, broken windshield?" And I was always like what do you mean what do I think? This is your traffic stop. You have to have a reason to stop somebody prior to initiating the traffic stop, not stop them and figure out afterwards what you're stopping them for. So that's exactly what happened with this stop. I pulled up and I said, what do you got? He said, "DUI". I said, "Oh, sweet, why'd you stop him?" "Oh uh, I don't know, I'll see you back at the PD." Alright. So I got the hint and I left. And uh he was back at the PD, Tony and I were both there, we were both working on separate stuff, reports or otherwise, I'm not sure exactly what it was. And we could hear John talking to the guy um and he was getting increasingly angry and raising his voice. And we went out into the BAC room and John you

know again was just bright red, shaking, yelling at the guy, getting in his face. And the guy was sitting in the chair there that we had designated for the BAC room. And I knew the guy, I knew who he was. I was actually friends, I used to be friends when we were kids with his son. And so you know obviously he knew who I was and he looked at me and he says, "Joe." And the guy speaks English. He speaks English, he has an accent but he speaks it fluently. And he says, "Joe, can you help me out here?" He says, "I don't know what he wants. I'm doing everything he's asking me to do." And he asked me in Spanish. He says, "I'm doing everything he's asked me to do and he keeps yelling at me and getting in my face. I don't know why." Well Tony reveals to me that John's getting angry because he stopped this guy for a DUI. He proceeds to tell me that John is making him um take a second test because the results of the first test didn't come out to a .08. So John was angry because he wasn't getting his DUI. And Tony had already tried talking John through it and let him know hey look, just because he's not a .08 doesn't mean you can't get a DUI. You can still process the DUI and leave it up to the judge, the prosecutor's office and stuff and they can figure out if he really was. If you can articulate the driving and everything else, you can still get a DUI for that. So that was, to my understanding that was John's problem. John was angry because John wasn't getting the results that John wanted. Um and I came out you know and I, and the gentleman's asking me to help him out. He said, "I don't know what he wants. You know I speak English, but it might actually be a language barrier, I don't know." He says, "I think I'm understanding everything he's asking me to do, but I'm obviously not because he's angry and getting in my face." And I told him flat out, I apologize. I told him right off the get go, I said, "I apologize because that's not the way we normally behave. That's not the way we all behave." And John instantly, as soon as I started talking to him, John again got in his face and said, "You're not talking to Officer Chiprez, you're fucking talking to me!"



I'm the one who you're dealing with. He's not going to help you out, I don't give a shit if he knows you or not, he's not going to help you out!" And he just went off yelling at the guy. And I told John flat out, I said, "Hey, you need to calm down. He's not asking me to help him get out of it. He's asking me to help him understand what you're saying because he thinks he's doing everything you're asking him to do, but yet you're still angry at him. What is the problem?" He says, "Well he's not fucking blowing, he's fucking around with it" blah, blah. And I said, "John, you and I both know that if he wasn't doing it right the BAC would not have given you a valid sample. You already have one valid ticket. If it doesn't have the reading that you want, it's not his fault." Um, and John just, he looked at me and he said, "Well you stay the fuck out of it. How many DUI's do you have? How many DUI's have you processed?" He says, "I'm pretty sure I've done more than you so (inaudible). I don't want to fucking hear it from you." I was just like, whoa. I said, "John, you are completely out of line. That is not okay. It's not okay for you to be talking to him like that. Me you can talk to like that, that's fine. We'll take care of this later." I said, "But you cannot be talking to people like that. That is not the way we deal with people. It is not his fault that he's not, you're not getting the results you want." And basically it came down, you know he made him take, I want to say, another one or two tests maybe. Actually he ended up making him refuse. And I sat there and I watched for my own sake. You know I didn't want to be standing up for this guy. Again, the BAC's going to give you a valid sample if they're doing it correctly. If they're not, if they're blowing or doing anything other than what they're supposed to be doing it won't give you a valid sample. And so for my own sake you know, I was kind of sticking my neck out for this guy from what I was observing. I sat there and I watched. And I watched him blow into the BAC. And I want to say he did, I want to say he had to blow one more time and the guy did it correctly. And I told John flat out, I said, "Dude, he's doing it correctly." And so he had him blow that second



time and he starts blowing into the hose, into the mouthpiece, and John is again getting in his face and yelling at him, "You're not fucking doing it right." And blah, blah, blah. And then eventually he just grabs it out of his hands and says, "That's it, you're refused!" And I was just, I was in awe.

KEY Did you do a report?

CHIPREZ I ended up writing a narrative for it on my own. Um I don't think I entered in (sp) Stilman. There had been times where I had entered reports in Stilman, supplements under his case numbers, and I later went back and found that they weren't exactly the way I had written them. So obviously somebody had gotten in there and modified them. Whether it was him or not I don't know for a fact. But it just seemed a little odd to me that, I mean there's always some degree of difference as far as what you perceive by any two individuals, by any two officers. There always is. But it just, it was just a pattern. It just seemed to be a pattern with John's and with John's reports.

KEY So what was the guy's name?

CHIPREZ Jose, shoot. No, Santiago, Jose is his son. Santiago (sp) De Gante. He has a second last name, but I don't remember what it is. But Degante, D-E-G-A-N-T-E. Santiago.

KEY Okay. And you said you wrote up a narrative. You know what you did with it?

CHIPREZ I, again I honestly don't remember if it was, I don't, I don't think I entered it into Stilman, but I may have. Um, if it wasn't in Stilman it would have gone on some sort of thumb drive or something, which I'm not sure if I have anymore or not.

KEY Okay.

CHIPREZ It should have been, again, I made the chief aware of it, both Tony and I did. And just like everything else, nothing ever came of it. Um, I did end up

going to, I want to say it was a 3/5 hearing for that case. And I you know, obviously got on the stand and told the judge and everyone else there exactly what I thought and what I heard. Um, I was obviously commended by the judge as far as, they asked me why it was different from what Officer Ingersal's report said and stuff and I told them the truth. I said, "You know what? I don't lie. Not in my personal life, I do my best not to lie. Not in my personal life and definitely not in my career because that is the first thing that's going to kill you as far as a police officer." I said, "I don't lie on my reports. I don't do that because, partially because I don't want to put anybody else in the position, either officer in the position where they have to lie for me." And I said, "I don't appreciate other officers putting me in that position either so I will not lie for another officer. And this is exactly what I saw." And I told them. And the judge commended me. He said, "You know what? I know it's not easy as an officer, it's a pretty tight knit community. Usually you won't get an officer go against another one." And I told him, I said, "Well it's not really, I don't really see it as one officer going against another one because that is not something that a real police officer would do. That is not the way you behave. You don't lie in your reports, it's just not the way it works."

KEY Was that (sp) Theder?

CHIPREZ I believe so.

KEY Okay.

CHIPREZ I believe so. And if I remember correctly the whole case got dropped. It was all dismissed because of it.

KEY Okay. Well I can't think of anything else to ask you. Anything else you think I need to know?

CHIPREZ I have a million examples of things that went wrong there. Like I told you over the phone, Steve Jensen's lack of effort to do anything is what drove me away from that department. John



Ingersal going there, and John, and again, I always look like the bad guy. Because I was the only bilingual officer there people looked, you know Hispanic people came to me and would tell me things and report things. And there were several times when I had parents come to me and tell me, "John's doing inappropriate things with my daughter." "Well how old is your daughter?" "She's fifteen." "So you're telling me that this police officer..." "Yes." "We need to report this." And I'd tell them flat out, "You need to go and you need to report this." And it happened multiple times, Alan. Not just with that, with traffic stops, with everything else. All kinds, just an array of different things that John was doing wrong and people would come to me. And John, again, I was told later that John would harass them. And these people never wanted to go to Steve because they said the same thing. The citizens of Mattawa will tell you flat out, you go talk to people there and they'll tell you flat out they don't like dealing with Steve Jensen because he won't do a damn thing about a damn thing. And that was exactly the way he was with us. I had (inaudible). You know, like I said, I can tell you, go over the entire spectrum of things of what was going on there. I had uniform shirts that had holes, giant freaking holes in them. And I would ask Steve over and over and over again, I came three years with one shirt that had a hole in it this big in the back where my pistol...

KEY

Rubbed against it?

CHIPREZ

Yeah. And my radio and everything would rub against it and there was holes in it. And I would ask Steve for stuff, he wouldn't buy it for me. Nope. And he would, and I actually called him on it. I hounded him forever to get us BDU's and he never did. Well then he went and bought himself a BDU. I said, "Hey, are you testing those out for us, see if we're going to buy them?" He said, "Nope, they're mine." Alright. "Well how come you get them and we don't?" "Cause it's good to be king." And that was his answer to everything. It's good to be king. So he basically, he did what



he wanted because he perceived himself as being the king there.

KEY

Okay. I can't think of anything else to ask.

CHIPREZ

Okay.

KEY

Let me turn this off at 12:36.

I, Lisa Holterhoff, do hereby certify the foregoing statement was transcribed by me from a tape recording. The foregoing pages are true and correct based on my ability to hear and understand the recording. I further certify that I have no interest in the matter.

A handwritten signature in cursive script, appearing to read "Lisa Holterhoff", written over a horizontal line.

Lisa Holterhoff

## Introduction to the Manual

Chief J. J. J. J.  
01/01/07

This manual is an official publication of the Mattawa Police Department. It is issued with the authority of the Chief of Police and contains policies, procedures and regulations for the Mattawa Police Department. These policies, procedures and regulations are established to direct personnel in carrying out their duties and responsibilities. Violations of any of the policies, procedures or regulations contained in this manual will be grounds for disciplinary actions and/or termination from the Mattawa Police Department.

### A. Knowledge of the manual

It will be the responsibility of all employees of the Mattawa Police Department to have knowledge of, and abide by all policies, procedures and regulations contained in this manual.

### B. Issuing the manual

All members of the Mattawa Police Department, upon being issued the manual, will sign and date the attached form indicating that they have received the manual. The employee is then required to read the manual within (30) Thirty days of receiving it. At the end of the (30) Thirty days, the employee will be required to sign an additional form stating that they have read and understood the manual. By signing said form, the Officer must now adhere to the provisions in the manual.

### C. Security of the manual

Members of the Mattawa Police Department are responsible for keeping their policy manuals secure at all times. Any information which could hamper the Departments operation will be kept strictly confidential. Loss of a manual or any part thereof, will be immediately reported to the Chief of Police.

### D. Updating the manual

Employees will be responsible for updating and maintenance of their manual. The updates or changes will be provided to the employees by the Chief of Police. All updated material will be posted in the manual for date of adoption or change and when received. Employees are responsible for familiarizing themselves with the additions or changes to the manual.

### E. Use of the manual

Employees will consult this manual if they have any questions as to their responsibilities or procedures. If after consulting the manual, the employees question is still not resolved, the officer should consult the Chief of Police.

## INTRODUCTION TO THE MANUAL

This manual is an official publication of the Mattawa Police Department. It is issued with the authority of the Chief of Police and contains the policies, procedures and regulations for this department. These policies, procedures, and regulations are established to direct personnel in carrying out their duties and responsibilities. Violations of any of the policies, procedures or regulations contained in this manual will be grounds for disciplinary action.

### A. KNOWLEDGE OF THE MANUAL CONTENTS

It will be the responsibility of every employee to have knowledge of, and abide by all policies, procedures and regulations contained in this manual.

### B. ISSUING THE MANUAL

Every employee, upon being issued the manual will sign a dated form indicating that they have received the manual. The employee is then required to read the manual within thirty days of receiving it. At the end of the thirty days, the employee will be required to sign an additional form indicating that they have read, understood, and will adhere to the provisions of the manual.

### C. SECURITY OF THE MANUAL

Employees will keep their manuals secure. Any information which could hamper the department's operation will be kept strictly confidential. Strict confidentiality is especially important with regard to information on emergency response to criminal activity. Loss of a manual or any of its parts will be immediately reported to a supervisor.

1. Requests for copies of the manual or any of its contents will be referred to the office of the Chief of Police.

### D. MAINTENANCE OF THE MANUAL

Employees will keep their manual in good condition and repair. Broken covers and tattered pages will be replaced. When necessary, replacement parts/pages will be requested.

### E. UPDATING THE MANUAL

Employees will be responsible for maintaining their manual in an up to date manner by making any changes or additions as directed. Upon being issued manual updates, employees will sign a dated form indicating that they have received the updated material. Employees are responsible for familiarizing themselves with all changes and additions to the manual.



## CHAPTER 4.00.00

### COMMAND

#### 4.1 CHIEF EXECUTIVE OFFICER AUTHORITY

- 4.1.1. The Revised Code of Washington (RCW 35A.11.020) gives the town the authority to hire a Chief of Police.
- A. Under this section of the code, authority to hire and fire police officers and employees within the department shall rest solely with the Chief of Police, with the Mayors concurrence.
- 4.1.2. the Chief of Police must necessarily limit the number of people that report directly to him. To insure unity of command, clearly defined lines of authority must be drawn. There exists a structural relationship between each employee and the Chief of Police. Each employee must be aware of his/her relative position in this organization, to whom he/she is immediately responsible, and those people who are responsible to him/her.
- A. Employees will strive at all times to operate within the Chain of Command and to keep their supervisors informed as to their activities.
- 4.1.3. The Chief of Police has the power and authority to discipline members of the department for noncompliance of the rules, regulations, procedures and Lawful orders issued by him or any commanding officer.

#### 4.2 CHAIN OF COMMAND

- 4.2.1. The Chief of Police is appointed by the town Mayor in accordance with the provisions of the **Mattawa Municipal Code**.
- A. The Chief is the chief executive of the department, and is responsible for the general direction, administration, financial management, and efficient operation of the Police Department.
- 4.2.2. The Sergeant is appointed by the Chief in compliance to the Civil Service Rules pertaining to vacancy filling.
- A. During the absence of the Chief of Police the Sergeant shall be responsible for all duties of the Chief.

## CHAPTER 24.00.00

COLLECTION AND PRESERVATION OF EVIDENCE

The responsibility is fixed for the booking and storing of property. Because the individual officer is responsible for the items of property he handles in the course of duty, and because responsibility is a function of command, the following procedure is outlined:

All items taken by, recovered by, or turned over to an officer or employee of the Mattawa Police Department shall be recorded and secured in the evidence/property room. Employees of the department shall in every instance place all property obtained in the course of their official duties, in the Mattawa Police property system prior to going off duty.

Officers shall collect all evidence following the guidelines in the Washington State Patrol Physical Evidence Handbook, which will be provided to all officers.

For control purposes, the evidence officer shall oversee the booking, handling, and temporary storage of property.

A Sergeant is assigned as property control officer and has the responsibility over all property/evidence and property records.

24.1 EVIDENTIAL ITEMS

24.1.1. It is the duty of all employees to care for, control, and correctly process all evidence or property which may come into their possession in the course of their official duties.

A. Employees shall in every instance place all found property. Property for safekeeping, and/or evidence obtained in the course of their official duties, in the Mattawa Police property system before going off duty.

24.1.2. Under no circumstances shall an employee store property in a personal locker or other unauthorized location.

24.1.3. Employees shall prepare a report describing how, when, what, why, and where he/she come into possession of any and all property.

A. The employee shall also complete an evidence/property form.

B. Employees shall bag small items of property using departmental authorized bags.

1. The bags shall be sealed and the seal initialed.

2. A property/evidence label shall be filled out and secured to the bag.
  3. All money and/or drugs shall be packaged separately.
    - a. All money shall be counted and documented, prior to entry into the property room.
    - b. All drugs shall be weighed and documented, prior to entry or exit from the property room.
    - c. All pills, capsules or containers of powders, etc. shall be counted as well as weighed and documented, prior to entry or exit from the property room.
  4. Items of property which are too large to place into bags, shall be placed into property in the same manner as bagged property.
    - a. Items too large to be placed into the property receiving area may be stored elsewhere in a secure area, with prior permission of the Property Control Sergeant or the Chief of Police.
  5. When it is known there is more than one victim/owner of the property, at the time that it is taken in, the items shall be listed on separate property/evidence forms.
    - a. Such items of property are to be bagged and marked in separate containers, with the owners identified on the container as well as the form.
- C. Explosives, gasoline, combustibles, and/or corrosives are not to be placed into the property/evidence room, with the exceptions of fireworks and ammunition.
1. A supervisor shall determine a suitable secure storage location of these items
    - a. Whenever possible, it is suggested gasoline be returned to the owner or disposed of in a safe manner. The containers after being properly ventilated may be placed into the property/evidence room.



24.1.4. Upon completion of the evidence/property form the officer will attach the form to the outside of the "in-put" locker, or attach the form to the property if the item(s) are too large to fit into the locker.

24.1.5. The employee shall place small property items that are tagged and bagged into the receiving locker.

24.1.6. Employees shall deposit large items in the designated receiving area, and that area will be secured and locked.

**24.1.7. DEFINITIONS:**

- A. Evidence; Property which may be related to a crime or which may implicate or clear a person of a criminal charge.
- B. Found Property; Property which is non-evidentiary which, after coming into custody of the department, has been determined to be lost or abandoned.
  - 1. Property which is not known or suspected to be connected with any criminal offense.
- C. This department WILL NOT hold items for safekeeping on behalf of the owner.

**24.1.8. PERISHABLE EVIDENCE:** Officers who have the opportunity to collect perishable evidence will do so according to the prescribed and/or adopted methods.

- A. If an officer does not have the expertise to handle perishable items, a member of this department with the expertise will be consulted as to the proper handling techniques.
  - 1. Review the WSP Evidence Handling Booklet.

24.1.9. When processing evidence, employees will keep that evidence secure and in good condition.

- A. All necessary steps to maintain the Chain of Evidence for all evidence collected shall be complied with.

24.1.10. When checking evidence and property into the property room facilities, officers

will properly mark all items for identification.

- A. They will also complete any and all necessary forms associated with the item being checked into the property system.

24.1.11. A complete description of items will be included on evidence/property forms.

- A. Each item will be counted and listed separately on the form.

24.1.12. **FIREARMS AS EVIDENCE:** All firearms involved, directly or indirectly, in the commission of a crime, must be handled so as to preserve any possible evidence.

- A. All firearms should be treated as if they were loaded.
- B. To insure proper chain of evidence and to eliminate the possibility of accidents, the number of officers handling firearms should be limited.
- C. It is preferred that only the officer responsible for the call, or assigned as evidence officer, handle the weapon.
- D. Weapons will be impounded and tagged in the usual manner on the proper forms.
- E. If a firearm remains loaded for some reason, both the evidence tag and the evidence/property form will be marked as follows; **"DANGER LOADED WEAPON."**

## 24.2 EVIDENCE CONTROLS

24.2.1. Property may be temporarily withdrawn from the property storage area for:

- A. Intra-agency reasons (purposes of identification)
- B. Inter-agency reasons (laboratory examination, court)
  - 1. In the event property is to be withdrawn for inter-agency purposes, the officer shall fill out a property/evidence request form and submit it to The Property Control Officer.
  - 2. The form will be completed with the case number, the name of the person requesting withdrawal of the property, the destination of

the property and the description of the property.

- a. In those special circumstances when property is withdrawn for this department or another department's use for an ongoing investigation, written authority of the Chief of Police is required.

- 3. The evidence/property form shall accompany the property to its destination.
- 4. The person taking delivery of the property from the Property Control Officer shall sign the original evidence/property form before the property is released.
- 5. The Property Control Officer shall place the signed request form in the file containing the original evidence/property form.

24.2.2. Only the officer assigned to investigate a case or an employee authorized by that person is permitted to withdraw property.

24.2.3. The Property Control Officer is required to list the item number, destination, date, time, and sign his name for each item withdrawn, in the chain of custody section of the evidence/property form.

24.2.4. Property that is withdrawn from the property storage area and not kept at its destination, shall be returned to the property system as follows;

- A. When the Property Control Officer is present, the person returning the property shall sign his name in the chain of custody section of the Evidence/property form.
  - 1. The Property Control Officer shall initial for each item returned
  - 2. When the Property Control Officer is off duty or absent, the person returning the property shall place it in the receiving locker.
    - a. A property/evidence request form is to be filled out and placed in the locker containing the property.

#### 24.3 PROCEDURES APPLICABLE TO ALL METHODS OF PROPERTY DISPOSAL

24.3.1. The officer handling the case may authorize the disposal of property when no charges are filed.



- A. If the officer knows the property can be destroyed or returned to an owner, the information shall be noted on the entry section in the area reserved for remarks.

24.3.2. The Prosecuting Attorney in the case may authorize the release, destruction, or disposal of property.

24.3.3. The property may be disposed of upon receipt of the disposition of arrest and/or court action.

24.3.4. When there are two (2) or more defendants in a case, property shall not be disposed of until all defendants trials have been concluded.

24.3.5. Property shall not be disposed of until the period for appeals has closed and all appeals have been concluded. (Rules of the Court, Rule 5.2: 30 days)

24.3.6. The Property Control Officer may authorize disposal at the end of the time period established by law for holding the particular item. (RCW 9A.04.080 limitations of actions)

24.3.7. Options for disposal;

1. Return to owner (RCW 63.32)
2. Return to finder (RCW 63.21)
3. Sale (RCW 63.32) (RCW 9.41)
4. Agency or other public use (RCW 63.32) (RCW 9.41)
5. Destruction (RCW 63.32)

24.3.8. No property item shall be released without the signature of the person receiving the property.

#### 24.4 INVENTORIES AND AUDITS

24.4.1. Whenever a new Property Control Officer is designated, an inventory of property contained in the property room will be completed.

- A. This inventory will ensure that the records are corrected and properly annotated

- B. The inventory will be conducted jointly by the newly designated Property Control Officer and the outgoing Property Control Officer, except
  - 1. When the outgoing Property Control Officer has been removed from those duties for violations of policy and procedure concerning property.
    - a. The Chief of Police shall make the determination as to which officers will conduct the inventory.

24.4.2. The Chief of Police or his designee shall, semi-annually conduct an unannounced audit of the evidence and property function.

- A. The Chief may use assistance from outside the agency when necessary to insure the objectivity of the audit.

24.4.3. Unannounced inspections of the property storage areas are conducted by the State Auditor.

24.4.4. All "high risk" items, i.e., jewelry, money, guns, drugs, will be removed from the evidence room by the Property Control Officer and a direct hand to hand exchange will take place with the officer needing to remove the high risk item.

- A. High risk items will not be placed in the common Evidence Holding Locker.

#### 24.5 SECURITY

24.5.1. The property storage areas of the Mattawa Police Department shall be secured during all non business hours and during business hours when the Property Control Officer is not present.

24.5.2. Entry into the property storage areas shall only be made under the supervision of the Property Control Officer or the Chief of Police.

24.5.3. One complete set of keys to the main property room, evidence processing room, and all temporary storage lockers shall be assigned to the Property Control Officer.

24.5.4. Duplication or possession of the keys that are assigned to the Property Control Officer is prohibited unless authorized by the Chief of Police

24.5.5. Locks to the property storage area shall be changed whenever the Property Control Officer is reassigned.

#### 24.6 CONVERSION, DESTRUCTION OF EVIDENCE/PROPERTY

24.6.1. Employees will not, under any circumstances, convert to their own use loan, or give any item of property or evidence coming into their possession in the course of their official duties. Nor will they destroy any such property or evidence without proper authority.

- A. Any instance of conversion or destruction will be grounds for disciplinary action.

#### 24.7 DUTIES OF THE PROPERTY CONTROL OFFICER

24.7.1. The Sergeant assigned as Property Control Officer shall check the property input lockers daily, and receive the property at his first opportunity into the property/evidence room.

- A. The control officer shall retrieve the property from the lockers, and inspect it to insure that it is bagged and labeled properly.
- B. The evidence form shall be compared to the property to insure that it is completed properly.
- C. The control officer shall then issue the next chronological property number from the master property log book, to the item(s).
  - 1. The property number shall be written in the proper space provided on the evidence form.

24.7.2. The Property Control Officer shall receive the property into the property room by signing his/her name, personnel number, date, time, and location within the room the property is stored at, in the ENTRY section of the evidence/property form.

24.7.3. The Property Control Officer shall fill out the master property log book describing the property, item number, the reporting officer, date taken into custody, case number and property number.

24.7.4. The property control officer shall; also



- A. Separate the original evidence/property form and attach a copy to the item.
- B. File a copy in the file with the case report.
- C. File a copy in chronological order, by year, in the property/evidence room.

24.7.5. All property shall be placed in the appropriate location in the property room.

- A. All found property shall be placed in chronological order in the property room.
- B. All items of drugs, currency or highly valuable property shall be placed in the safe.

24.7.6. After all entry procedures are completed, the Property Control Officer shall enter the property into the department computer system.

#### 24.8 SEIZURES AND FORFEITURES UNDER RCW 69.50.505

24.8.1. It is the policy of the Mattawa Police Department in matters involving seizure and forfeiture of properties under the **Uniform Controlled Substance Act, Chapter 69.50 RCW**; that this department will actively pursue the avenues provided by the law to seize such properties.

24.8.2. When any police officer believes that property is eligible to be seized for forfeiture under this act, the officer will notify his supervisor. The supervisor will contact the Chief of Police, or his designee, who will determine if such seizure for forfeiture will be made.

24.8.3. When a seizure for forfeiture has been made the supervisor in charge shall:

- A. Notify the Chief of Police and secure his signature on the notice of forfeiture.
- B. Within ten (10) days of the seizure of a conveyance (vehicles, aircraft, or vessels) cause to be served, the notice of forfeiture.
- C. Within fifteen (15) days of the seizure of all other property, (not conveyances) shall serve or cause to be served, the notice of forfeiture.
- D. Keep a case file with all information relating to the seizure/forfeiture.

- E. Notify and assist the Prosecuting Attorney with each of the forfeitures.
- F. At the end of forty five (45) days from the notice of forfeiture, cause the seized property to be forfeited.