





**EXHIBITS FOR VICIOUS ANIMAL  
PATCH**

**EXHIBIT A**     **Hearing Officer's Decision  
(City Exhibits A-P)**

**EXHIBIT B**     **Appeal from Mr. Latshaw**

**EXHIBIT C**     **Letter to Mr. Latshaw  
(Setting Date for appeal to Council)**

**EXHIBIT D**     **Letter and Administrative Hearing Transcript  
to Mr. Latshaw**



November 4, 2008

Robert Latshaw  
1243 E 13<sup>th</sup> Street  
Des Moines IA 50316

RE: Administrative Hearing – Declaration of Vicious Dog

Dear Mr. Latshaw:

At your request the City of Des Moines scheduled an Administrative Hearing on October 27, 2008, at 1:00 p.m. regarding the declaration of your American Bulldog, Patch, to be a “vicious dog” by Sergeant Scott Raudabaugh, Chief Humane Officer for the City of Des Moines Animal Control Unit.

Sergeant Raudabaugh entered the following documents into evidence:

- City Exhibit A – Municipal Code Sec 18-41 Definitions (Vicious Dog)
- City Exhibit B – Municipal Code Sec 18-59 Seizure, Impoundment and Disposition of Vicious Dogs
- City Exhibit C – Letter dated October 21, 2008 providing date and time of Administrative Hearing
- City Exhibit D – Letter to Robert Latshaw dated October 20, 2008, declaring his dog, Patch, to be a vicious dog
- City Exhibit E – Document Service dated October 20, 2008
- City Exhibit F – Request from Robert Latshaw for Administrative Hearing for Vicious Dog Declaration
- City Exhibit G – Case Investigation Report, Case #20080028133
- City Exhibit H – Supplemental Report on Case #08-38133, dated October 17, 2008
- City Exhibit I – Supplemental Report on Case #08-38133/08-38135, dated October 17, 2008
- City Exhibit J – Supplemental Report on Case #08-38133 dated October 17, 2008
- City Exhibit K – Animal Incident Investigation Report, Case #08-38133, dated October 17, 2008
- City Exhibit L – Animal Incident Investigation Report, Case #08-22639
- City Exhibit M – Supplemental Report, Case #08-22639, dated July 7, 2008
- City Exhibit N – Animal Incident Investigation Report, Case #08-22639, dated July 8, 2008
- City Exhibit O – Iowa Police Citation and Complaint, Case #283127
- City Exhibit P – Complaint & Probable Cause Statement, Case #08-22639



DIANE RAUH  
CITY CLERK  
CITY HALL-2ND FLOOR  
400 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309-1891  
(515) 283-4209  
FAX (515) 237-1645  
www.dmgov.org

PARKING TICKETS  
PET LICENSES  
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ALL-AMERICAN CITY  
1949, 1976, 1981,  
2003

Robert Latshaw  
November 3, 2008  
Page Two

Sergeant Raudabaugh submitted City Exhibits A through P into evidence and said City Exhibit A, Municipal Code Section 18-41 (1), (2) and (3), apply in this case. Sergeant Raudabaugh said that on October 17, 2008, Robert Latshaw's white and brindle colored American Bulldog, Patch, was running-at-large when it attacked and bit a Police Officer who was attempting to arrest an individual that also resides at 1243 East 13<sup>th</sup> Street. Sergeant Raudabaugh stated that while attempting to make the arrest, the individual told Mr. Latshaw's dog to "bite him" and "get him," which the dog did. Sergeant Raudabaugh said the Police Officer did not sustain any injuries because the dog bit his boots, but he was attacked nonetheless. The dog was impounded and taken to the Animal Shelter.

Sergeant Raudabaugh said that on June 26, 2008, Mr. Latshaw's dog was running-at-large when it attacked and bit another dog being walked by its owner, resulting in an injury to the other dog. Mr. Latshaw's dog was wearing a collar, but it did not display a City pet license or a rabies tag. Subsequently, the dog was impounded for quarantine.

Sergeant Raudabaugh said that because of the two attacks, coupled with the fact Mr. Latshaw's dog snarled, growled and lunged at him while he was observing the dog at Animal Control, he felt it was appropriate to declare the dog to be a "vicious dog." This declaration does not keep Mr. Latshaw from getting the dog back, but it requires him to provide liability insurance and to license the dog as such; along with properly confining and leashing the dog.

Senior Police Officer Stewart Barnes stated he responded to the scene where there were numerous officers because of the chase of the individual and the bite to the Police Officer. Senior Police Officer Barnes said upon his arrival, the dog was being taken into the house by Mr. Latshaw and that Mr. Latshaw was very helpful in getting the dog into the Animal Control truck. Senior Police Officer Barnes said he was concerned about a comment Mr. Latshaw made about the dog not liking people very well, plus the fact Mr. Latshaw had to use his body and his walker to keep his dog from getting outside the house while the Officer was talking to him.

Robert Latshaw attended the Hearing and said he does not think his dog is vicious and that the dog sleeps with him. Mr. Latshaw said his dog was not trying to attack the Police Officer, but instead was trying to pull the Officer off the man being chased. Mr. Latshaw said he did not hear the man give any commands to the dog because he was too busy trying to get the dog back on the porch. Mr. Latshaw said in the first incident, one of the gates was not



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2003

Robert Latshaw  
November 4, 2008  
Page Three

latched and the dog got out. Mr. Latshaw said he did not see a leash on the other dog.

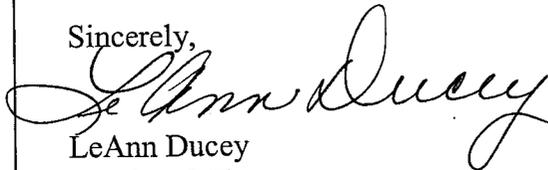
Janet Latshaw, mother of Robert Latshaw, said she doesn't think Patch is vicious because she plays with him. Ms. Latshaw was not there at the time of either incident.

I am upholding Sergeant Raudabaugh's declaration of Robert Latshaw's dog, Patch, to be a "vicious dog." The reasons for this determination are as follows:

- Mr. Latshaw's dog, Patch, is a "vicious" dog as defined by Section 18-41 (1), (2), (3)
- Mr. Latshaw's dog, Patch, has bitten on two separate occasions:  
June 26, 2008, bite to another dog  
October 17, 2008, bite to a Police Officer
- Mr. Latshaw's dog, Patch, was running-at-large at the time of the above-referenced incidents
- Mr. Latshaw failed to control or restrain his dog at the time of the attacks
- Mr. Latshaw did not have a current rabies vaccination or current dog license at the time of the first bite

If you disagree with this decision, you have three (3) days to appeal the decision to the City Council. The appeal must be made in writing to the City Clerk's Office, and state the reason for the appeal. If you have any questions regarding the appeal or compliance procedure, please contact Animal Control at 248-6051.

Sincerely,



LeAnn Ducey  
Hearing Officer

Enclosures

Cc: Diane Rauh, City Clerk  
Police Chief Bradshaw  
Sergeant Scott Raudabaugh



DIANE RAUH  
CITY CLERK  
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CITY  
EXHIBIT

A

**Sec. 18-41. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Chief of police* means the legally designated chief of the police department or a designated representative.

*Director of public health* means the county health center director or a designated representative acting in behalf of the city.

*Dog* means and includes both male and female animals of the canine species.

*Owner* means any person owning, keeping or harboring a dog.

*Vicious dog* means:

- (1) Any dog which has attacked a human being or domestic animal one or more times, without provocation;
- (2) Any dog with a history, tendency or disposition to attack, to cause injury or to otherwise endanger the safety of human beings or domestic animals;
- (3) Any dog that snaps, bites, or manifests a disposition to snap or bite;
- (4) Any dog that has been trained for dog fighting, animal fighting or animal baiting or is owned or kept for such purposes;
- (5) Any dog trained to attack human beings, upon command or spontaneously in response to human activities, except dogs owned by and under the control of the police department, a law enforcement agency of the state or of the United States or a branch of the armed forces of the United States;
- (6) Staffordshire terrier breed of dog;
- (7) The American pit bull terrier breed of dog;
- (8) The American Staffordshire terrier breed of dog; or
- (9) Any dog which has the appearance and characteristics of being predominately of the breeds of Staffordshire terrier, American pit bull terrier, American Staffordshire terrier.

(C42, §§ 114-6, 114-9; O.5385, 5506; C54, § 5-19; O.6002; C62, § 5-19; C75, § 7-13; O.9097; C79, § 7-13; O.9828; C85, § 7-13; O.11,095; C91, § 7-13; O.11,914)

**Cross references:** Definitions generally, § 1-2.

B

**Sec. 18-59. Seizure, impoundment and disposition of vicious dogs.**

(a) The chief humane officer or his or her designee, in his or her discretion or upon receipt of a complaint alleging that a particular dog is a vicious dog as defined in this article, may declare such dog a vicious dog by delivering a written notice of declaration to the owner. The notice shall include a description of the dog and the basis for the declaration of viciousness. The notice shall also set forth that the owner shall be required to license and confine the dog as required by this article. The notice shall be served upon any adult residing at the premises where the animal is located or may be posted on those premises if no adult is present to accept service.

(b) The person owning, keeping, sheltering, or harboring the dog in question may contest the declaration of viciousness by filing a written request with the city clerk within three business days of the receipt of the chief humane officer's declaration. If at this time the owner agrees to confine the dog pursuant to section 18-56 of this chapter and submits to the clerk proof of insurance as described in section 18-44, the dog shall not be impounded pending appeal. Failure to file a request for hearing shall constitute a waiver of any right to contest the declaration of the chief humane officer, and the chief humane officer or his or her designee shall be authorized to seize and impound the dog. A dog so seized shall be impounded for a period of seven days. If, at the end of the impoundment period, the owner has not licensed and shown ability to confine the dog as required by this article the chief humane officer or his or her designee shall cause the dog to be destroyed.

(c) The person owning, keeping, sheltering, or harboring the dog in question shall be given not less than 72 hours' written notice of the time and place of the hearing. The notice shall set forth the description of the dog in question and the basis for the allegation of viciousness. The notice shall also set forth that, if the determination of the chief humane officer is upheld, the owner shall be required to license and confine the dog as required by this article. The notice shall be served in the same manner as the declaration notice.

(d) If, after hearing, the city manager or his or her designee upholds the determination of the chief humane officer that the dog is a vicious dog or is a vicious dog held in violation of this article, as set out in the notice of hearing, the city manager or his or her designee shall order the person owning, sheltering, harboring or keeping the animal to permanently license and confine the dog as required by this article. The order shall immediately be served upon the individual or entity against whom issued in the same manner as the notice of hearing. If the order is not complied with within three days of its issuance, the city manager or his or her designee is authorized to seize and impound the dog. A dog so seized shall be impounded for a period of seven days. If, at the end of the impoundment period, the individual or entity against whom the order of the city manager or his or her designee was issued has not appealed such order to the city council or has not complied with the order, the city manager or his or her designee shall cause the dog to be destroyed.

(e) The order to license and confine a vicious dog issued by the city manager or his or her designee may be appealed to the city council. In order to appeal such order, written notice of appeal must be filed with the city clerk within three days after receipt of the order. Failure to file such written notice of appeal shall constitute a waiver of the right to appeal the order of the city manager or his or her designee.

(f) The notice of appeal shall state the grounds for such appeal and shall be delivered personally or by certified mail to the city clerk. The hearing of such appeal shall be scheduled within 20 days of the receipt of notice of appeal. The hearing may be continued for good cause. After such hearing the city council may affirm or reverse the order of the city manager or his or her designee. Such determination shall be contained in a written decision and shall be filed with the city clerk within three days after the hearing or any continued session thereof. The hearing shall be confined to the record made before the city manager or his or her designee, the arguments of the parties or their representatives, any additional evidence which was not

available at the time of the hearing before the city manager or his or her designee, and any other information the city council deems necessary.

(g) If the city council affirms the action of the city manager or his or her designee, the city council shall order in its written decision that the individual or entity owning, sheltering, harboring, or keeping such vicious dog shall license and confine the dog as required by this article. The decision and order shall immediately be served upon the person against whom rendered in the same manner as the notice set out in subsection (a) of this section. If the original order of the city manager or his or her designee is not appealed and is not complied with within three days or the order of the city council after appeal is not complied with within three days of its issuance, the chief humane officer or his or her designee is authorized to seize and impound such vicious dog. A dog so seized shall be impounded for a period of seven days. If, at the end of the impoundment period, the individual or entity against whom the decision and order of the city manager or his or her designee or the city council was issued has not petitioned the county district court for a review of the order or has not complied with the order, the city manager or his or her designee shall cause the dog to be destroyed in a humane manner.

(h) Failure to comply with an order of the city manager or his or her designee issued pursuant to this section and not appealed or of the city council after appeal is a misdemeanor.

(i) Any dog that is alleged to be vicious and that is under impoundment or quarantine at the animal shelter shall not be released to the owner, but shall continue to be held at the expense of the owner pending the outcome of the hearing. All costs of such impoundment or quarantine shall be paid by the owner if the dog is determined to be vicious. If the dog is not determined to be vicious, the owner shall only pay those costs attributable to initial confinement prior to notice or costs of any required quarantine.

(j) All vicious dogs shall have an identification microchip implant placed under the dogs skin. Prior to the release of a vicious dog from the animal shelter the owner shall pay the fee in the amount set in the schedule of fees adopted by the city council by resolution for the microchip identification procedure. If a contractor microchips a dog pursuant to this section, the contractor shall retain the fee.

(C85, § 7-27.04; O.11,095, 11,401; C91, § 7-27.04; O.13,320, 13,854, 14,462, 14,677)

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2008 - 38133  
2008 - 22639

October 21, 2008

CITY  
EXHIBIT

C

Mr. Robert Latshaw  
1243 E. 13<sup>th</sup> Street  
Des Moines, IA 50316

Re: Administrative Hearing- Vicious Dog

A hearing has been set for **Monday, October 27, 2008** in the City Council Chambers, south end of the second floor, City Hall, 400 Robert D. Ray Drive, at 1:00 P.M.

Parking is available on the streets surrounding City Hall--you will need change to pay the parking meters. Please alert the City Clerk's Office when you arrive.

Pursuant to Section 18-59 of the Municipal Code, (copy enclosed), you will be given an opportunity to be heard at the hearing.

If you have questions in this regard, please call.

Sincerely,



Diane Rauh  
City Clerk

DR/kh

Enclosure

cc: Hearing Officer  
Legal Assistant  
Assistant City Attorney  
Staff Notification  
File



DIANE RAUH  
CITY CLERK  
CITY HALL-2ND FLOOR  
400 ROBERT D. RAY DRIVE  
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1949, 1976, 1981,  
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CITY  
EXHIBIT

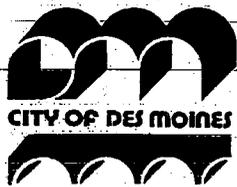
D

October 20, 2008

Mr. Robert Latshaw  
1243 East 13<sup>th</sup> Street  
Des Moines, Iowa

Mr. Latshaw,

On October 17, 2008 your white and brindle colored American Bulldog, named "Patch," was running at-large when it attacked and bit a police officer who was attempting to arrest an individual that also resides at 1243 East 13<sup>th</sup> Street. During the attack the individual resisted arrest and also told your dog to "bite him" and "get him," which your dog did. The police officer did not sustain bite injuries because the dog bit the Police Officer's boots. During the investigation of the incident your dog was impounded and brought to the animal shelter. (2008-38133)



ANIMAL CONTROL  
POLICE DEPARTMENT  
1615 S.E. 14TH STREET  
DES MOINES, IOWA 50320-1010  
(515) 242-2720

ALL-AMERICA CITY 1949, 1976, 1981

On June 26, 2008 your dog, "Patch," was also running at-large when it attacked and bit another dog while being walked by its owner. That bite resulted in injury to the other dog. At that time your dog was wearing a collar but was not displaying a city pet license or a rabies vaccination tag. Subsequently your dog was impounded for quarantine at the animal shelter. (2008-22639)

At the animal shelter I stood by the kennel that your dog, "Patch," is being kept in and your dog growled, showed his teeth and at one point lunged towards the kennel gate.

Because of your dog's behavior it is being declared a "Vicious Dog," as defined by city ordinance 18-41. You may reclaim your dog by properly licensing it as a vicious dog with the City Clerk's Office and properly confining/leashing it as a vicious dog, however, if your dog is found unlicensed as a vicious dog in the City of Des Moines twice it will be destroyed in a humane manner. Also if your dog is found not properly confined/leashed more than twice it will be destroyed in a humane manner.

You may appeal this declaration by filing a written appeal within three (3) business days with the City Clerk's Office in City Hall at 400 Robert D. Ray Drive in Des Moines, Iowa, however, during an appeal your dog will remain in impound at the animal shelter.

**If you do nothing your dog will be destroyed in a humane manner.**

If you have any questions please call me at (515) 248-6052 or the animal shelter at (515) 284-6905 or the City Clerk's Office at (515) 283-4209.

Sincerely,

Sergeant Scott Raudabaugh,  
Chief Humane Officer

cc: City Clerk's Office



E



# Animal Control

## DOCUMENT SERVICE

Case number: 2008 - 38133

ARL number (If known): \_\_\_\_\_

Animal owner's name: ROBERT CATSHAW

Address: 1243 EAST 13TH ST.

Location of service: \_\_\_\_\_

Name of person receiving document (print):

Robert (Bob) Latchaw

Their signature: X Bob Latchaw

Date and time served: 20 OCT 08 1400

Animal Control Officer serving document (print):

M. Bauer

Animal Control Officer's identification number: 7227

Type of document served:  Vicious dog letter  Dangerous

animal letter  Illegal animal letter  Hearing ruling letter

City Council decision letter  Other: \_\_\_\_\_

KF ACU

2008-OCT-21 PM 5:32

TO whom it may concern

on Oct. 17, 2008 the letter I reviewed says my dog was at large. (That's not true) I woke up because my dog was barking at me so loud.

FILED  
NOV 21 PM 3:33  
CITY CLERK  
DES MOINES, IOWA

I took to the kitchen door to let him out. There are 2 doors and they are always locked. This day however only one was locked. Kim must have NOT locked one. I opened the door and Kim was wrestling with an officer in my own yard. I never left my yard. I opened one door and my dog hit the other door. Because he

(1)

Thought his friend was in trouble  
He was a bit biting he was  
Trying ~~someone~~ away from  
pull someone away from his  
friend. He wasn't listening to  
me, so I put my hand through  
a window and out my  
hand. There was a lot of officers  
and finally searched him. Back  
on the bench and finally I took  
him back inside and finally I took  
him. Not ~~one~~ one time did he ever  
leave the yard.

Sincerely  
Bob Letshaw

**CASE INVESTIGATION REPORT**  
DES MOINES, IOWA POLICE DEPARTMENT

Connect to 08-38135

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**ARREST**

DOMESTIC ABUSE  HATE/BIAS  LEO/KA

|   |   |  |  |                                   |  |   |   |  |   |   |  |   |   |  |  |
|---|---|--|--|-----------------------------------|--|---|---|--|---|---|--|---|---|--|--|
| 17. DISTRICT<br><b>2</b>  |   |  | 18. BEAT<br><b>23</b>                    |                                   |  | 19. REP. AREA   |   |  | 1. NAME (LAST, FIRST, MIDDLE)<br><b>Aldrich, Kim Eugene</b>   |   |  | 2. CASE NUMBER<br><b>20080028133</b>  |   |  |  |
| 20. OCCUPATION<br><b>Unknown</b>  |   |  | 21. HOURS OF EMPLOY.<br><b>Unknown</b>   |                                   |  | 22. SOBRIETY<br><b>Unknown</b>  |   |  | 3. ADDRESS<br><b>1261 E 13<sup>th</sup> Street, Des Moines</b>  |   |  | 4. RES. PHONE<br><b>Unknown</b>   |   |  |  |
| 23. DESCRIBE LOCATION OF OFFENSE OR TYPE OF PREMISE<br><b>Street, Yard</b>                            |   |  |  |                                   |  |   |   |  | 7. R/S/A - D.O.B. - ETHNIC<br><b>WM52 01Aug56 H <input type="checkbox"/> NH <input checked="" type="checkbox"/></b>                                     |   |  | 8. LOCATION OF OFFENSE (ADDRESS)<br><b>1261 E 13<sup>th</sup> Street</b>  |   |  |  |
| 24. VEHICLE USED BY SUSPECTS<br><b>257TDT IA 09</b>   |   |  | 9. REPORTING PERSON<br><b>King, Ryan</b> |                                   |  | 10. RES. PHONE<br><b>WM25</b>   |   |  | 5. PLACE OF EMPLOYMENT OR SCHOOL<br><b>Unknown</b>  |   |  | 6. BUS. PHONE<br><b>Unknown</b>   |   |  |  |
| COLOR<br><b>Sil</b>   |   |  | YEAR<br><b>2000</b>                      |                                   |  | MAKE<br><b>Jeep</b>   |   |  | MODEL<br><b>Cherokee</b>  |   |  | BODY<br><b>SUV</b>  |   |  |  |
| IDENTIFYING CHARACTERISTICS OF VEHICLE<br><b>1J4GW48S6YC315948</b>                                    |   |  |  |                                   |  |   |   |  | 11. REPORTING PERSON'S ADDRESS<br><b>DMPD, 25 E 1<sup>st</sup> Street, Des Moines</b>   |   |  | 12. BUS. PHONE<br><b>271-4670</b>   |   |  |  |
| CODE: V-VICTIM (OTHER THAN IN BLOCK #1) AND SHOW SEX RACE, AGE, W-WITNESS; P-PARENT OR GUARDIAN.      |   |  |  |                                   |  |   |   |  | 13. DATE AND TIME OCCURRED<br><b>17Oct08 1526 Hrs</b>   |   |  | 14. DATE AND TIME REPORTED<br><b>17Oct08 1726 Hrs</b>   |   |  |  |
| 25. NAME  |   |  |  |                                   |  |   |   |  | 15. CRIME<br><b>Assault on PO Causing Injury</b>  |   |  | 16. CLASSIFICATION  |   |  |  |
| 26.   |   |  |  |                                   |  |   |   |  | CODE  |   |  | RESIDENCE ADDRESS   |   |  |  |
| 27.   |   |  |  |                                   |  |   |   |  | CITY  |   |  | RES. PHONE  |   |  |  |
| 28. NOTIFICATIONS: INVESTIGATOR'S <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |   |  |  |                                   |  |   |   |  | IDENTIFICATION UNIT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO   |   |  | OFFICER CASE INVEST. PHOTOGRAPHS <input type="checkbox"/> YES <input type="checkbox"/> NO   |   |  |  |
| P & R I O N P J E U R R T I Y E S   | 29. TOOL OR WEAPON USED<br><b>N/A</b>     |  |  | 30. METHOD USED<br><b>N/A</b>     |  |   | 31. POINT OF ENTRY<br><b>N/A</b>                |  |   | 32. VICTIM'S VEHICLE LICENSE NO. STATE/YEAR<br><b>N/A N/A</b> |  |   |   |  |  |
|   | 33. TYPE PROPERTY TAKEN<br><b>ITEM 63</b> |  |  | 34. TOTAL VALUE<br><b>ITEM 63</b> |  |   | 35. LOCATION OF VICTIM'S PROPERTY<br><b>N/A</b> |  |   | 36. DEGREE OF INJURY AND VICTIM'S CONDITION<br><b>N/A</b>     |  |   |   |  |  |
| 37. TYPE OF INJURY AND LOCATION ON BODY<br><b>N/A</b>   |   |  |  |                                   |  |   |   |  | 38. HOSPITAL<br><b>N/A</b>  |   |  | 39. TRANSPORTED BY<br><b>N/A</b>  |   |  |  |
| W D O O R C T U L M E E S N S T S   | 40. COLOR OF DOC.<br><b>N/A</b>           |  |  | 41. TYPE OF DOC.<br><b>N/A</b>    |  |   | 42. DATE OF DOC.<br><b>N/A</b>                  |  |   | 43. DOCUMENT NO.<br><b>N/A</b>                                |  |   | 44. FIRM NAME OF DOCUMENT<br><b>N/A</b>                 |  |  |
|   | 45. NAME AND NO OF BANK<br><b>N/A</b>     |  |  | 46. MADE PAYABLE TO<br><b>N/A</b> |  |   | 47. SIGNATURE ON FACE<br><b>N/A</b>             |  |   | 48. REASON NOT HONORED<br><b>N/A</b>                          |  |   | 49. TYPE OF PROPERTY OR SERVICES OBTAINED<br><b>N/A</b> |  |  |
| 49. TYPE OF PROPERTY OR SERVICES OBTAINED<br><b>N/A</b>   |   |  | 50. AMOUNT OF DOCUMENT<br><b>N/A</b>     |                                   |  | 51. DO YOU HAVE A CURRENT NO CONTACT ORDER?<br>YES <input type="checkbox"/> NO <input type="checkbox"/> |   |  | 52. HAS THE SUSPECT BEEN CHARGED WITH DOMESTIC ASSAULT ON THE VICTIM OR OTHERS IN THE PAST?<br>YES <input type="checkbox"/> NO <input type="checkbox"/> |   |  | 53. NOTICE OF ABUSED PERSON RIGHTS GIVEN? YES <input type="checkbox"/> NO <input type="checkbox"/><br>I REQUEST A NO CONTACT ORDER: |   |  |  |
| DA O B M U E S E T I C  |   |  |  |                                   |  |   |   |  | SIGNATURE OF VICTIM   |   |  |   |   |  |  |

2008 OCT 18 AM 4:32

**15 Assault on Police Officer with Intent to Cause Serious Injury (Use of Aggressive Dog) Attempting to Disarm Police Officer of weapon (Service Weapon) Disarming Police Officer of weapon (OC Spray) Interference w/ Official Acts of Police Officer Causing Injury OMVLUS Fleeing to Elude Police Officer Speeding (35 MPH in 25 MPH Zone) Failure to Obey Traffic Control Device (Right Turn Only sign) Failure to Have Insurance Defective Rear Lamp**

**Officer Ryan King (5043) was operating stationary radar at the 1100 block of East Buchanan Avenue; he was in a police uniform and operating a marked police patrol vehicle. King observed the suspect (Aldrich) traveling east on Buchanan. King locked Aldrich's speed at 35 MPH in a 25 MPH zone. When Aldrich reached East 12<sup>th</sup> and Buchanan, he cut short a left turn to go north on East 12<sup>th</sup>.**

CITY EXHIBIT  
**G**

|   |  |                 |  |  |  |                       |  |                                    |  |   |  |
|---|--|-----------------|--|--|--|-----------------------|--|------------------------------------|--|---|--|
| 54. REPORTING OFFICER<br><b>Ihde, Ben</b> |  | NO. <b>5018</b> |  | 55. STATUS (CHECK ONE) <input type="checkbox"/> SUSPENDED <input type="checkbox"/> OPEN <input type="checkbox"/> EX. CLD. <input checked="" type="checkbox"/> CLOSED |  | 57. REPRODUCED BY NO. |  | 58. REVIEWER<br><i>[Signature]</i> |  | 60. UNIT REFERRED TO:<br><input checked="" type="checkbox"/> CID <input type="checkbox"/> S <input type="checkbox"/> VNCS <input type="checkbox"/> CHIEF <input checked="" type="checkbox"/> IA <input type="checkbox"/> PIO <input type="checkbox"/> CO. ATT. <input type="checkbox"/> OTHER |  |
| 2ND OFFICER                               |  | NO.             |  | 56. SUPERVISOR APPROVING   |  | NO.                   |  | 59. UCR DISPOSITION                |  | <i>[Signature]</i>  |  |

**SUSPECT/PROPERTY INFORMATION**  
DES MOINES, IOWA POLICE DEPARTMENT

61. CASE NUMBER  
**20080038133**

62.

**NOTE SUSPECT PECULIARITIES**

HAIR/STYLE, LENGHT; FACIAL FEATURES; SCARS, MARKS, TATTOOS; BUILD/MUSCULAR, SHORT, TALL THIN, FAT, ETC.

| SUS                       | NAME/ALIAS                | R/S/A  | D.O.B.     | HT.             | WT.                          | HAIR                                   | EYES       |
|---------------------------|---------------------------|--|------------|-----------------|------------------------------|--|------------|
| 1                         | <b>Alrich, Kim Eugene</b> | <b>WM</b>  | <b>Unk</b> | <b>Unk</b>      | <b>Unk</b>                   | <b>Unk</b>                             | <b>Unk</b> |
| ADDRESS<br><b>Unknown</b> |                           | PHONE NO.<br><b>Unknown</b>                                      |            | ARRESTED?       | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |            |
|                           |                           | ETHNIC<br>H <input type="checkbox"/> NH <input type="checkbox"/> |            | WARRANT NEEDED? | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |            |
|                           |                           |  |            | CHARGES FILED?  | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |            |
| 2                         |                           |  |            |                 |                              |  |            |
| ADDRESS                   |                           | PHONE NO.  |            | ARRESTED?       | YES <input type="checkbox"/> | NO <input type="checkbox"/>            |            |
|                           |                           | ETHNIC<br>H <input type="checkbox"/> NH <input type="checkbox"/> |            | WARRANT NEEDED? | YES <input type="checkbox"/> | NO <input type="checkbox"/>            |            |
|                           |                           |  |            | CHARGES FILED?  | YES <input type="checkbox"/> | NO <input type="checkbox"/>            |            |
| 3                         |                           |  |            |                 |                              |  |            |
| ADDRESS                   |                           | PHONE NO.  |            | ARRESTED?       | YES <input type="checkbox"/> | NO <input type="checkbox"/>            |            |
|                           |                           | ETHNIC<br>H <input type="checkbox"/> NH <input type="checkbox"/> |            | WARRANT NEEDED? | YES <input type="checkbox"/> | NO <input type="checkbox"/>            |            |
|                           |                           |  |            | CHARGES FILED?  | YES <input type="checkbox"/> | NO <input type="checkbox"/>            |            |
| 4                         |                           |  |            |                 |                              |  |            |
| ADDRESS                   |                           | PHONE NO.  |            | ARRESTED?       | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |            |
|                           |                           | ETHNIC<br>H <input type="checkbox"/> NH <input type="checkbox"/> |            | WARRANT NEEDED? | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |            |
|                           |                           |  |            | CHARGES FILED?  | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |            |

63.

**PROPERTY DESCRIPTION**

| QTY | ARTICLE | BRAND | MODEL | SERIAL NO. | MISC. DESCRIPTION: COLOR, SIZE, INSCRIPTIONS, CALIBRE, ETC. | VALUE |
|-----|---------|-------|-------|------------|---|-------|
|     |         |       |       |            |   |       |
|     |         |       |       |            |   |       |
|     |         |       |       |            |   |       |
|     |         |       |       |            |   |       |
|     |         |       |       |            |   |       |

64.

**Arrested**

**CASE SCREENING**

- |                          |                          |   |
|--------------------------|--------------------------|---|
| YES                      | NO                       |   |
| <input type="checkbox"/> | <input type="checkbox"/> | 1. DOES THE NATURE OF THE OFFENSE POSE A SERIOUS THREAT OF HARM OR IMJURY TO AN INDIVIDUAL OR TO THE COMMUNITY? (ITEM 15)   |
| <input type="checkbox"/> | <input type="checkbox"/> | 2. WAS THE VICTIM SERIOUSLY INJURED? (ITEM 36)  |
| <input type="checkbox"/> | <input type="checkbox"/> | 3. WAS THERE A WITNESS TO THE OFFENSE? (ITEM 25)  |
| <input type="checkbox"/> | <input type="checkbox"/> | 4. CAN A SUSPECT EITHER BE NAMED, LOCATED, IDENTIFIED, OR AN IDENTIFIABLE DESCRIPTION BE PROVIDED? (ITEM 62)  |
| <input type="checkbox"/> | <input type="checkbox"/> | 5. CAN A SUSPECT VEHICLE EITHER BE IDENTIFIED, OR AN IDENTIFIABLE DESCRIPTION BE PROVIDED? (ITEM 24 OR 32)  |
| <input type="checkbox"/> | <input type="checkbox"/> | 6. IS THERE A REASONABLE EXPECTATION THAT PHYSICAL EVIDENCE CAN BE OBTAINED? (ITEM 28)  |
| <input type="checkbox"/> | <input type="checkbox"/> | 7. WAS IDENTIFIABLE PROPERTY TAKEN? (ITEM 63)   |
| <input type="checkbox"/> | <input type="checkbox"/> | 8. WAS THERE A SUBSTANTIAL LOSS OF PROPERTY? (ITEM 63)  |
| <input type="checkbox"/> | <input type="checkbox"/> | 9. WERE CERTAIN EVENTS OR ACTIONS IN THE OFFENSE DISTINCTIVE OR UNUSUAL AND/OR RELATED TO OTHER OFFENSES? (ITEMS 29, 30 AND 31)   |
| <input type="checkbox"/> | <input type="checkbox"/> | 10. IS THERE REASON TO BELIEVE THAT THE CRIME IS SUCH THAT PUBLIC INTEREST AND SUPPORT OR FUTHER INVESTIGATION MAY PRODUCE MORE INVESTIGATIVE LEADS, AND MAY RESULT IN SOLVING THE CRIME? |
| <input type="checkbox"/> | <input type="checkbox"/> | 11. WAS THE OFFENSE, OTHER THAN DOMESTIC ABUSE, A SIMPLE MISDEMEANOR THAT OCCURRED IN THE OFFICER'S PRESENCE? (ITEM 15)   |

**IF ALL OF THESE ITEMS ARE ANSWERED NO, THE REPORTING OFFICER WILL SUSPEND THE CASE**  
**THE VICTIM WILL BE INFORMED BY THE REPORTING OFFICER THAT THE CASE IS BEING SUSPENDED**  
**AND NO FUTHER ACTION WILL BE TAKEN UNLESS FUTHER LEADS ARE PRODUCED.**

|                                       |                           |                        |  |
|---------------------------------------|---------------------------|------------------------|--|
| REPORTING OFFICER<br><b>Ihde, Ben</b> | IDENT. NO.<br><b>5018</b> | DATE<br><b>17Oct08</b> | <b>SUSPENDED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/></b> |
|---------------------------------------|---------------------------|------------------------|--|

|   |   |   |   |                                   |
|---|---|---|---|-----------------------------------|
| <b>SUPPLEMENTAL REPORT</b><br>Des Moines Iowa Police Department   |   | 1. Complainant, Driver #1, Victim, etc.<br><b>Aldrich, Kim Eugene</b>   | 2. Arrest No.<br>N/A                          | 3. Case No.<br><b>20080028133</b> |
| <input checked="" type="checkbox"/> Form used as Continuation Sheet for Current Report  |   | 4. Date this Report<br><b>17Oct08</b>   | 5. Date Original Occurrence<br><b>17Oct08</b> |                                   |
| <input type="checkbox"/> Form used to Report Follow-up or Supplemental Information  | Officer Case Invest Photos<br><input type="checkbox"/> Yes Taken by:  | 6. Correct offense or Incident Classification Changed <input type="checkbox"/> Yes<br><b>Assault on PO Causing Injury</b> |   |                                   |
| 7. Kind of Report Continued<br><input type="checkbox"/> Follow-up or Supplemental or Prosecution<br><input type="checkbox"/> Traffic Accident | <input type="checkbox"/> Witness Statement<br><input type="checkbox"/> Offense<br><input type="checkbox"/> Arrest | 8. Multiple Clear Up? <input type="checkbox"/> No<br><input type="checkbox"/> Yes (list other case numbers in narrative)  |   |                                   |
| 9. Page No.<br><b>3 of 3 pages</b>  | 10. Traffic Citation No.<br>N/A   | 11. Value of Property Recovered and Type<br>\$  |   |                                   |

ITEM NO

In doing so, he failed to make a right turn in the circle turn-around. Present was a "right turn only" sign. When Aldrich came to a stop at East 12th and Fremont, King noticed that the left (driver's side) brake light was not operable. King activated his emergency lights as they were approaching University Avenue. While at University Avenue, Aldrich waited until just before a Channel 5 News van, traveling east, reached the intersection. Then, Aldrich quickly pulled out in front of the van and fled, traveling east on University Avenue. King chased after Aldrich, using his lights and siren. Aldrich turned north into an alley between East 13th Street and York Street. With King following, Aldrich drove to the right, into a yard to get around vehicles that were stopped in an alley. Aldrich then came to a stop behind 1261 E 13th Street and exited his vehicle. King stopped behind Aldrich's vehicle and chased after him, ordering him to stop. Aldrich attempted to run to the rear entrance of the house but was grabbed by King who brought him down to the ground. While King and Aldrich were struggling, King drew his O.C. spray and sprayed Aldrich in the face. While doing this, a resident at this location let a large dog out of the house who started towards King and Aldrich. While King's attention was drawn towards the dog, Aldrich knocked the O.C. spray out of King's hand and it fell to the ground. Aldrich started for the O.C. spray while King was still struggling with him and attempting to avoid the dog. During this struggle, Aldrich was yelling commands to the dog. Aldrich was yelling "bite him", "help me", and "get him" to the dog. Aldrich was able to grab King's O.C. spray and sprayed King in the face. King and Aldrich continued to struggle and King felt Aldrich use both of his hands to grab King's service weapon. Using both hands, Aldrich was attempting to release the gun from King's holster. King rolled onto his side, with his gun pressed against the ground, to keep from Aldrich getting the gun and still attempting to keep hold of Aldrich. During this struggle, Aldrich punched at King, kicked him, and continued to struggle to free himself from King's hold. During this struggle, the dog was also biting at Officer King. Additional Officers arrived, removed Aldrich from atop Officer King and took Aldrich into custody.

|   |  |                    |   |  |                         |                       |
|---|--|--------------------|---|--|-------------------------|-----------------------|
| 54. REPORTING OFFICER<br><b>lhde, Ben</b> |  | NO.<br><b>5018</b> | 55. STATUS (CHECK ONE)<br><input type="checkbox"/> SUSPENDED <input type="checkbox"/> OPEN <input type="checkbox"/> EX. CLD. <input checked="" type="checkbox"/> CLOSED |  | 13. DATE/TIME TYPED NO. | REPRODUCED NO.        |
| 2ND OFFICER                               |  | NO.                | 56. SUPERVISOR APPROVING  |  | NO.                     | 17. UNIT REFERRED TO: |
|   |  |                    |   |  | 19. REVIEWER            | NO.                   |
|   |  |                    |   |  |                         |                       |

SUPPLEMENTAL REPORT  
Des Moines Iowa Police Department

|  |               |                                |
|--|---------------|--------------------------------|
| 1. Complainant, Driver #1, Victim, or Arrestee<br><b>ALDRICH, KIM EUGENE</b> | 2. Arrest No. | 3. Case No.<br><b>08-38133</b> |
|--|---------------|--------------------------------|

|   |   |   |
|---|---|---|
| <input type="checkbox"/> Form used as Continuation Sheet for Current Report   | 4. Date this Report<br><b>17 OCT 08</b>   | 5. Date Original Occurrence<br><b>17 OCT 08</b>   |
| <input checked="" type="checkbox"/> Form used to Report Follow up Investigation or Supplemental Information                             | Officer Case Invest. Photos Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>                           | 6. Correct offense or Incident Classification Changed <input type="checkbox"/> Yes<br><b>ASSAULT ON PO / INJURY</b> |
| 7. Kind of Report Continued <input type="checkbox"/> Witness Statement <input type="checkbox"/> Offense <input type="checkbox"/> Arrest | 8. Multiple Clear Up? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (list other case numbers in na) | CITY EXHIBIT<br><b>H</b>  |
| 9. Page No.<br><b>1 of 3</b>  | 10. Traffic Citation No.  |   |
| 11. Value of Property Recovered and Type<br><b>\$</b>   |   |   |

INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE

Under narrative, record your activity and all developments in the case including property recovered, names and arrest numbers of any persons arrested, disposition of recovered property and inventory number. Recommend to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.

ITEM NO. AT 1523 HOURS OFFICER KING WENT OUT WITH A CHASE. I WAS FIRST TO FIND OFFICER KING'S CAR IN THE ALLEY BEHIND 1243 E 13TH. I ASKED 4 JUVENILES WHERE THE OFFICER WAS AND THEY WOULD NOT ANSWER ME. I OBSERVED A BLUE LINCOLN NAVIGATOR IN THE ALLEY AND A TAN JEEP GRAND CHEROKEE PULLED INTO THE DRIVEWAY OF 1243 E 13TH. I RAN ALONG THE NORTH SIDE OF THE GARAGE AND A LARGE WHITE DOG CAME AFTER ME. I YELLED AS THE DOG AND DROPPED MY GUN. AS I CAME AROUND THE GARAGE I OBSERVED OFFICER KING AND THE SUSPECT ON THE GROUND ON THE WEST SIDE OF THE GARAGE. I HOLSTERED MY GUN. THE SUSPECT WAS ON TOP OF OFFICER KING WHO WAS LAYING ON THE GROUND. THE SUSPECT WAS HUNCHED OVER OFFICER KING SITTING ON HIS KNEES. I PUT MY HAND ON THE BACK OF THE SUSPECT'S HEAD AND PUSHED HIM OFF TO THE SIDE OF OFFICER KING. AT THAT THE LARGE DOG CHARGED AT ME AGAIN. I DROPPED MY GUN AND OBSERVED A WHITE MALE ON

2008 OCT 18 4:57

|  |   |   |                     |
|--|---|---|---------------------|
| 14. Reporting Officer<br><b>VANDERWALT, J</b><br>No. <b>5084</b> | 15. Status (check one) <input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed <input type="checkbox"/> Suspended <input type="checkbox"/> Open | 13. Date/Time Typed No.                     | Reproduced No.      |
| Second Officer   | Supervisor Approving  | 17. Unit Referred To:<br><b>602, IA, DC</b> | 18. UCR Disposition |
|  |   | 19. Reviewer<br><b>[Signature]</b>          | No.                 |

SUPPLEMENTAL REPORT  
Des Moines Iowa Police Department

|   |  |   |   |
|---|--|---|---|
| 1. Complainant, Driver #1, Victim, of Arrestee<br><b>ALDRICH, KIM EUGENE</b>  |  | 2. Arrest No.   | 3. Case No.<br><b>08-38133</b>                  |
| <input type="checkbox"/> Form used as Continuation Sheet for Current Report   |  | 4. Date this Report<br><b>17 OCT 08</b>   | 5. Date Original Occurrence<br><b>17 OCT 08</b> |
| <input checked="" type="checkbox"/> Form used to Report Follow up Investigation or Supplemental Information               | Officer Case Invest.<br>Photos Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | 6. Correct offense or Incident Classification Changed <input type="checkbox"/> Yes<br><b>ASSAULT ON PD C/INJURY</b>   |   |
| 7. Kind of Report Continued <input type="checkbox"/> Witness Statement  | Taken by   | 8. Multiple Clear Up? <input checked="" type="checkbox"/> No<br><input type="checkbox"/> Yes (list other case numbers in narrative)   |   |
| <input checked="" type="checkbox"/> Follow up or Supplemental or Prosecution<br><input type="checkbox"/> Traffic Accident | <input type="checkbox"/> Offense<br><input type="checkbox"/> Arrest                                | 11. Value of Property Recovered and Type<br><b>\$</b>   |   |
| 9. Page No.<br><b>2 of 3</b>  | 10. Traffic Citation No.   |   |   |
| INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE   |  | Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any. |   |

|                           |  |                         |                     |
|---------------------------|--|-------------------------|---------------------|
| ITEM NO.                  | <p>THE BACK PORCH, I YELLED AT THE MALE TO GET HIS DOG BACK AND HE JUST LOOKED AT ME. I TOLD THE SUSPECT TO PUT HIS HANDS BEHIND HIS BACK AND HE DID NOT COMPLY. THE DOG CONTINUED TO GROWL AND CHARGE MYSELF AND OFFICER KING. I AGAIN YELLED AT THE MALE TO GET HIS DOG BACK AND I BELIEVE HE SAID I CAN'T. AT THIS TIME OFFICER HUFFMAN CAME AROUND THE CORNER AND GOT THE DOG TO BACK UP. OFFICERS DAUSTOVIC AND LLOYD THEN ARRIVED. THIS ENTIRE TIME I WAS HOLDING THE SUSPECT'S HEAD DOWN WITH MY LEFT HAND. THE SUSPECT WAS TOLD SEVERAL TIMES TO PUT HIS HANDS BEHIND HIS BACK AND HE WOULD NOT COMPLY. I HOLSTERED MY GUN AND OFFICER LLOYD AND I GOT ON TOP OF THE SUSPECT. THE SUSPECT WAS LAYING ON HIS STOMACH AND I GRABBED HIS LEFT ARM. OFFICER LLOYD HAD THE SUSPECT'S RIGHT ARM.</p> <p style="text-align: center;">OFFICE USE ONLY</p> <p>THE SUSPECT WAS PLACED IN HANDCUFFS WITHOUT FURTHER INCIDENT.</p> |                         |                     |
| 14. Reporting Officer No. | 15. Status (check one) <input type="checkbox"/> Suspended <input type="checkbox"/> Open<br><input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed   | 13. Date/Time Typed No. | Reproduced No.      |
| <b>VANDERWERT, J</b>      | <b>SDSH</b>  | 17. Unit Referred To:   | 18. UCR Disposition |
| Second Officer No.        | Supervisor Approving No.   | 19. Reviewer No.        |                     |



I

**SUPPLEMENTAL REPORT**  
Des Moines Iowa Police Department

|  |                      |                                  |
|--|----------------------|----------------------------------|
| 1. Complainant, Driver #1, Victim, or Arrestee<br>King, Ofc. Ryan<br>Vanderwert, Ofc. Jaime<br>Adrich, Kim | 2. Arrest No.<br>N/A | 3. Case No.<br>08-38133/08-38135 |
|--|----------------------|----------------------------------|

|  |  |   |
|--|--|---|
| <input type="checkbox"/> Form used as Continuation Sheet for Current Report  | 4. Date this Report<br>10-17-08  | 5. Date Original Occurrence<br>10-17-08                       |
| <input checked="" type="checkbox"/> Form used to Report Followup Investigation or Supplemental Information   | 6. Correct offense or Incident Classification Changed Yes<br>Arrest Incident Report; Injured Officer                     |   |
| 7. Kind of Report Continued <input type="checkbox"/> Witness Statement<br><input type="checkbox"/> Followup or Supplemental or Prosecution <input type="checkbox"/> Offense<br><input type="checkbox"/> Traffic Accident <input type="checkbox"/> Arrest | 8. Multiple Clear Up? <input type="checkbox"/> No<br><input type="checkbox"/> Yes (list other case numbers in narrative) |   |
| 9. Page No.<br>1 of 2  | 10. Traffic Citation No.   | 11. Value of Property Recovered and Type<br>\$ none recovered |

|  |   |
|--|---|
| <b>INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE</b> | Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.   |
| Item No.   | <p>On 10-17-08 at 1531 hours, I was dispatched to 1243 E. 13<sup>th</sup> Street in reference to an arrest incident report and an injured officer. I arrived at 1539 hours.</p> <p>Upon my arrival, I met with multiple officers. I then spoke with Ofc. King who was being treated by medics at this scene. He told me he had tried to stop a silver 2000 Jeep Grand Cherokee, bearing Iowa license 257TDT near 12<sup>th</sup>/University. This vehicle did not stop and gave chase, eventually stopping the alley behind 1243 E. 13<sup>th</sup>. The driver tried to flee towards the house on foot and Ofc. King apprehended the suspect in the back yard of this residence. The suspect fought with Ofc. King during the apprehension and got King's mace. He sprayed the mace on King's face after King had sprayed him.</p> <p>The owner of this house, believed to be Robert Latshaw, had heard the commotion in the back yard and let his American Bulldog, "Patches" out of the house into the fenced back yard. The suspect, who also lives at this residence, ordered the dog to attack King. The dog bit King on the lower leg/ankle area, not penetrating his boot.</p> <p>Ofc. Vanderwert arrived first and assisted Ofc. King in the apprehension of the suspect. She sustained no injury.</p> <p>Ofc. King was taken by ambulance to Iowa Methodist Medical Center where he was treated and released.</p> <p>The suspect, identified as Kim Aldrich, d.o.b. 08-01-56, was taken to Broadlawn's Medical Center where he was also treated and released to police.</p> <p>Using digital photography, I took overall images of this residence, front and back. The suspect's vehicle was still partially in the back driveway of this residence (accessed from the alley) running. Ofc. King's squad car was behind it. Digital images were taken of both vehicles. The vehicle is registered to Robert Latshaw of 1243 E. 13<sup>th</sup>.</p> <p>I took images of the suspect, Kim Aldrich, at the scene before he was transported to Broadlawn's. He had sustained a minor abrasion to the forehead and dirt on his clothes. His face was red from the mace. He was wearing a grey hooded sweatshirt, blue jeans, a t-shirt under the hooded sweatshirts, and western-style boots.</p> <p>I took digital non-scaled images of Ofc. Vanderwert, front and back, showing she sustained only dirt to her uniform pants and no injury.</p> <p>I took digital images of the dog involved in this incident after animal control had the dog contained.</p> |

2008 OCT 19 PM 1:58

|  |  |  |  |                                     |                     |
|--|--|--|--|-------------------------------------|---------------------|
| 14. Reporting Officer<br><i>JM Clemens</i> Sub 6 |  | 15. Status (check one) <input type="checkbox"/> Suspended <input type="checkbox"/> Open<br><input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed |  | 13. Date/Time Typed No.             | Reproduced No.      |
| Second Officer                                   |  | Supervisor Approving<br><i>[Signature]</i>   |  | 17. Unit Referred To:<br><i>ops</i> | 18. UCR Disposition |
|  |  |  |  | 19. Reviewer<br><i>[Signature]</i>  |                     |

**SUPPLEMENTAL REPORT**  
Des Moines Iowa Police Department

|  |                          |  |   |
|--|--------------------------|--|---|
| 1. Complainant, Driver #1, Victim, or Arrestee<br>King, Ofc. Ryan<br>Vanderwert, Ofc. Jaime<br>Adrich, Kim   |                          | 2. Arrest No.<br>N/A   | 3. Case No.<br>08-38133/08-38135        |
| <input type="checkbox"/> Form used as Continuation Sheet for Current Report  |                          | 4. Date this Report<br>10-17-08  | 5. Date Original Occurrence<br>10-17-08 |
| <input checked="" type="checkbox"/> Form used to Report Followup Investigation or Supplemental Information   |                          | 6. Correct offense or Incident Classification Changed <input type="checkbox"/> Yes<br>Arrest Incident Report;<br>Injured Officer |   |
| 7. Kind of Report Continued <input type="checkbox"/> Witness Statement<br><input type="checkbox"/> Followup or Supplemental or Prosecution <input type="checkbox"/> Offense<br><input type="checkbox"/> Traffic Accident <input type="checkbox"/> Arrest |                          | 8. Multiple Clear Up? <input type="checkbox"/> No<br><input type="checkbox"/> Yes (list other case numbers in narrative)         |   |
| 9. Page No.<br>2 of 2  | 10. Traffic Citation No. | 11. Value of Property Recovered and Type<br>\$ none recovered  |   |

After completing the scene at E. 13<sup>th</sup>, I went to Broadlawn's where I again took digital un-scaled images of this suspect. After removed his outer clothing, the only non-visible injury was another abrasion to his outer right knee. The suspect also had red marks on his back but I could not determine if these were from sitting in the same position too long, or from the altercation. Non-scaled images were taken of these also.

After leaving Broadlawn's, I went to Iowa Methodist where I met with Ofc. King. He had been treated and was ready to be released. He had sustained abrasions to both elbows, both knees, and redness to the face from the mace. I also took images of Ofc. King's uniform pants, shirt, and duty belt showing the areas of dirt from the altercation.

No further action was taken. Trip completed at 1703 hours.  
This trip had two assigned case numbers, 08-38133 and 08-38135.

|  |                          |  |                         |                |
|--|--------------------------|--|-------------------------|----------------|
| 14. Reporting Officer<br><i>Wm Clemons</i> No. <i>8116</i> |                          | 15. Status (check one) <input type="checkbox"/> Suspended <input type="checkbox"/> Open<br><input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed | 13. Date/Time Typed No. | Reproduced No. |
| 17. Unit Referred To:                                      | 18. UCR Disposition      |  |                         |                |
| Second Officer No.   | Supervisor Approving No. | 19. Reviewer No.   |                         |                |



5

**SUPPLEMENTAL REPORT**  
Des Moines Iowa Police Department

1. Complainant, Driver #1, Victim, or Arrestee

2. Arrest No.

3. Case No.

**Latshaw, Robert Allen**

**08-38133**

|   |   |   |
|---|---|---|
| <input type="checkbox"/> Form used as Continuation Sheet for Current Report   | 4. Date this Report<br><b>17 October 2008</b>   | 5. Date Original Occurrence<br><b>17 October 2008</b>   |
| <input checked="" type="checkbox"/> Form used to Report Follow-up Investigation or Supplemental Information                                   | 6. Correct offense or Incident Classification Changed <input type="checkbox"/> Yes<br><b>Vehicle Chase/Assault PO/Inj. Ofr</b>          |   |
| 7. Kind of Report Continued<br><input type="checkbox"/> Follow-up or Supplemental or Prosecution<br><input type="checkbox"/> Traffic Accident | <input type="checkbox"/> Witness Statement<br><input checked="" type="checkbox"/> Offense<br><input checked="" type="checkbox"/> Arrest | 8. Multiple Clear Up? <input type="checkbox"/> No<br><input checked="" type="checkbox"/> Yes (list other case numbers in narrative) |
| 9. Page No.<br><b>1 of 1</b>  | 10. Traffic Citation No.<br><b>NA</b>   | 11. Value of Property Recovered and Type<br><b>\$N/A</b>  |

**INSTRUCTIONS FOR FOLLOW-UP OR SUPPLEMENTAL USAGE**

Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.

Item No.  
**03**

Connect case 08-38135

Responded to 1243 E. 13<sup>th</sup> Street on a vehicle chase that had ended at this address. Officers had been involved in a fight with the suspect who had been trying to flee the area. Officer King had been bitten by a dog from this address.

On scene, the suspect had been taken into custody and the dog was found to be inside of the home. The home owner and owner of the dog "Patch" was found to be:

Robert Allen Latshaw  
DOB: 7-24-49  
SSN: 479-62-1903  
PH: 515-266-6497

Mr. Latshaw, who is currently disabled and uses a "wheeled" walker for mobility, stated that he was at home when his dog began barking at the back door. Mr. Latshaw thinking that the dog needed to "go outside", opened the door and let Patch out. The dog ran quickly outside where he encountered officers and the suspect fighting on the ground. The dog then engaged the officers.

Latshaw stated that as soon as he saw the dog and the officers, he began yelling at the dog to come back into the home but it was too late, the dog had engaged the officers. Latshaw stated that he was pounding on the porch window trying to get the dog back into the house but it would not obey. Latshaw stated that he pounded so hard on the window that it broke the glass. A broken window was observed (noted and photographed by Ident).

Latshaw also stated that the suspect, Kim Aldrich (WMA), had been staying at his home for three weeks and that "the dog likes him better than he does me." Latshaw indicated that the dog obeyed the suspect better, but that the dog "wasn't trained".

The dog was impounded for follow-up by Animal Control Officers.

Ident responded to the scene for photos and documentation.

2008 OCT 18 AM 4:34

|  |  |                    |  |                         |   |
|--|--|--------------------|--|-------------------------|---|
| 14. Reporting Officer<br><b>Barnes</b> |  | No.<br><b>4870</b> | 15. Status (check one) <input type="checkbox"/> Suspended <input type="checkbox"/> Open<br><input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed | 13. Date/Time Typed No. | Reproduced No.                              |
| Second Officer                         |  | No.                | Supervisor Approving<br><i>[Signature]</i>   | No.                     | 17. Unit Referred To:<br><b>IA, DC, CSB</b> |
|  |  | No.                | 19. Reviewer<br><i>[Signature]</i>   | 18. UCR Disposition     |   |

Animal Incident Investigation Report  
Des Moines, Iowa Police Department

CITY EXHIBIT

40

10 of 3

K

|  |  |  |  |   |  |  |  |
|--|--|--|--|---|--|--|--|
| 32. District: <u>2</u>   |  | 33. Beat:  |  | 1. Impounded animal AHR/ARL number:   |  | 2. DMPD case number: <u>08-39133</u>   |  |
| <b>Impounded or bite animal</b>  |  |  |  | 3. Victim's name (Last, First M.I.): <u>King, Ryan (Officer)</u><br>(Human victim or society)   |  |  |  |
| 34. Animal type:<br>Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other <input type="checkbox"/>  |  | 4. Race: <u>W M A</u>  |  | 5. Sex: <u>UNK</u>  |  | 6. Age: <u>UNK</u>   |  |
| 35. Animal breed:<br><u>Am. Bulldog</u>  |  | 7. Date of birth:  |  | 8. Ethnicity: <u>H</u> <input type="checkbox"/> <u>NH</u> <input checked="" type="checkbox"/>   |  | 9. Sobriety: <u>Sob.</u> <input checked="" type="checkbox"/> <u>H.B.D.</u> <input type="checkbox"/>  |  |
| 36. Animal color:<br><u>w/brn brindle</u>  |  | 10. Residence address: (City and/or state if not Des Moines or Iowa)<br><u>25 E. 13<sup>th</sup> St</u>  |  |   |  | 11. Residence phone number:  |  |
| 37. Animal fur length:<br>Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other <input type="checkbox"/>                               |  | 12. Business or cellular phone number:<br><u>N/A</u>   |  | 13. Place of employment or school:<br><u>DSM Police Department</u>  |  | 14. Type and location of injury:<br><u>UNK - both feet/Ankles</u>  |  |
| 38. Animal sex:<br>Female <input type="checkbox"/> Spayed <input type="checkbox"/> Male <input checked="" type="checkbox"/> Neutered <input type="checkbox"/> Unknown <input type="checkbox"/> |  | 15. Medical treatment:<br><u>Ambulance</u>   |  | 16. Reporting person's name (Last, First M.I.):<br><u>Police Assist</u>   |  |  |  |
| 39. Microchip:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> (Records Personnel: Enter M/C# as a serial number)  |  | 17. Race:  |  | 18. Sex:  |  | 19. Age:   |  |
| M/C#:  |  | 20. Date of birth:   |  | 21. Ethnicity: <u>H</u> <input type="checkbox"/> <u>NH</u> <input checked="" type="checkbox"/>  |  | 22. Sobriety: <input type="checkbox"/> <u>H.B.D.</u> <input type="checkbox"/>  |  |
| 40. Rabies tag:<br>No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> R/T#: <u>0259</u>   |  | 23. Residence address: (City and/or state if not Des Moines or Iowa)   |  |   |  | 24. Residence phone number:  |  |
| 40A. Date of vaccination:  |  | 40B. Date of vaccination expiration:   |  | 25. Business or cellular phone number:  |  | 26. Location of incident (address):<br><u>1243 E 13<sup>th</sup> St</u>  |  |
| 40C. Veterinarian:   |  | 27. Location type:<br><u>Residential</u>   |  | 28. Date and time incident occurred:<br><u>17 Oct 08 1529</u>   |  | 29. Date and time incident reported:<br><u>17 Oct 08 1529</u>  |  |
| 41. License:<br>No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> Lic#: <u>23422 (2008)</u>  |  | 30. Confinement/quarantine location:<br><u>NORTH</u>   |  |   |  | 31. Classification:<br><u>HOUSEHOLD AT LARGE</u>   |  |
| 42. Other identifiers (Collar, tattoo, etc.):<br><u>choke chain</u>  |  | 43. Impounded or bite animal owner's name (Last, First M.I.):<br><u>Latschew, Robert Allen</u>   |  |   |  | 44. Residence address: (City and/or state if not Des Moines or Iowa)<br><u>1243 E 13<sup>th</sup> St</u>                                   |  |
| 46. Residence phone number:<br><u>266-6497</u>   |  | 47. Place of employment or school:<br><u>N/A</u>   |  | 48. Business or cellular phone number:<br><u>N/A</u>  |  | 49. Animal owner notification:<br>No <input type="checkbox"/> Yes <input checked="" type="checkbox"/>                                      |  |
| 49A. Date and time of notification:<br><u># 28</u>   |  | 49B. Person making notification:<br><u># 73</u>  |  | 49C. Means of notification:<br><u>Personal</u>  |  | 50. Witness' name (Last, first):<br><u>DJ</u>  |  |
| 51. Residence address: (City and/or state if not Des Moines or Iowa)   |  | 52. Daytime or cellular phone number:  |  | 53. Witness' name (Last, First):  |  | 54. Residence address: (City and/or state if not Des Moines or Iowa)   |  |
| 55. Daytime or cellular phone number:  |  | 56. Investigative notifications and/or photographs taken:<br>Detective: No <input type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input type="checkbox"/> Yes <input type="checkbox"/> |  |   |  |  |  |
| <b>Victim animal</b>   |  | 57. Victim animal AHR/ARL number:<br>Impounded: No <input type="checkbox"/> Yes <input type="checkbox"/> AHR/ARL#:   |  | 58. Animal type:<br>Cat <input type="checkbox"/> Dog <input type="checkbox"/> Other <input type="checkbox"/>  |  | 59. Animal breed:  |  |
| 60. Animal color:  |  | 61. Animal fur length:<br>Short <input type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other <input type="checkbox"/>  |  | 62. Animal sex:<br>Female <input type="checkbox"/> Spayed <input type="checkbox"/> Male <input type="checkbox"/> Neutered <input type="checkbox"/> Unknown <input type="checkbox"/> |  | 63. Rabies tag:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#:  |  |
| 64. Microchip:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> M/C#:   |  | 63A. Date of vaccination:  |  | 63B. Date of vaccination expiration:  |  | 65. License:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#:   |  |
| 66. Type and location of injury:   |  | 67. Medical treatment:   |  | 68. Confinement/quarantine location:  |  | 69. Victim animal owner's name (Last, First M.I.):   |  |
| 70. Residence address: (City and/or state if not Des Moines or Iowa)   |  | 71. Residence phone number:  |  | 72. Business or cellular phone number:  |  | 73. Reporting officer:<br><u>T. Bauer 7233</u>   |  |
| 74. Status: <input type="checkbox"/> Open <input checked="" type="checkbox"/> Closed <input type="checkbox"/> Excep. Closed  |  | 75. Copy/copies made by:   |  | 76. Referred to:<br><input checked="" type="checkbox"/> Animal Control  |  | 77. Second officer:<br><u>[Signature]</u>  |  |
| <input type="checkbox"/> Case file <input type="checkbox"/> Suspended <input type="checkbox"/> Unfounded   |  | 78. Supervisor approving report:<br><u>[Signature]</u>   |  | 79. Reviewed by:<br><u>[Signature]</u>  |  | <input type="checkbox"/> Detectives <input type="checkbox"/> PIO<br><input checked="" type="checkbox"/> Chief <input type="checkbox"/> OPS |  |

### Animal Incident Investigation Report

Des Moines, Iowa Police Department

|   |  |  |  |   |  |   |  |  |  |
|---|--|--|--|---|--|---|--|--|--|
| 82. Suspect or offender <u>one</u> (1) name (Last, first Middle): |  |  |  | 83. Arrested:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 84. Warrant needed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 85. Charges filed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  |
|---|--|--|--|---|--|---|--|--|--|

|           |          |          |                    |  |             |             |                 |                |
|-----------|----------|----------|--------------------|--|-------------|-------------|-----------------|----------------|
| 86. Race: | 87. Sex: | 88. Age: | 89. Date of birth: | 90. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/> | 91. Height: | 92. Weight: | 93. Hair color: | 94. Eye color: |
|-----------|----------|----------|--------------------|--|-------------|-------------|-----------------|----------------|

95. Residence address: (City and/or state if not Des Moines or Iowa)

|  |  |             |  |
|--|--|-------------|--|
| 96. Residence or alternate phone number: | 97. Driver license number or social security number: | 97A. State: | 98. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/> |
|--|--|-------------|--|

|                                |                                 |
|--------------------------------|---------------------------------|
| 99. Citation number and crime: | 100. Citation number and crime: |
|--------------------------------|---------------------------------|

|  |  |  |  |  |  |  |  |   |  |
|--|--|--|--|--|--|--|--|---|--|
| 101. Suspect or offender <u>two</u> (2) name (Last, First Middle): |  |  |  | 102. Arrested:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 103. Warrant needed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 104. Charges filed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  |
|--|--|--|--|--|--|--|--|---|--|

|            |           |           |                     |   |              |              |                  |                 |
|------------|-----------|-----------|---------------------|---|--------------|--------------|------------------|-----------------|
| 105. Race: | 106. Sex: | 107. Age: | 108. Date of birth: | 109. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/> | 110. Height: | 111. Weight: | 112. Hair color: | 113. Eye color: |
|------------|-----------|-----------|---------------------|---|--------------|--------------|------------------|-----------------|

114. Residence address: (City and/or state if not Des Moines or Iowa)

|   |   |              |   |
|---|---|--------------|---|
| 115. Residence or alternate phone number: | 116. Driver license number or social security number: | 116A. State: | 117. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/> |
|---|---|--------------|---|

|                                 |                                 |
|---------------------------------|---------------------------------|
| 118. Citation number and crime: | 119. Citation number and crime: |
|---------------------------------|---------------------------------|

120. Narrative:

Called to scene to assist Police Officers. Upon arrival met with several officers who stated Officer King was chasing a man in the alleyway. King and running man get into an altercation while suspect hollered for dog to come outside. Dog got out of house and ran to Officer and began to bite him. Dog bit at King's legs and feet.

I spoke with more Officers on scene who stated dog owner, Latschaw, stated he was in the house, heard the dog barking, thought it wanted outside to use the restroom. Latschaw let the dog out, saw what was going on and then began to bang on the window with the walker to get the dog's attention to get dog off the officer and back in the house. Latschaw broke the window in the process.

Latschaw placed the dog in house when dog got off the Officer and kept dog in house. When I arrived, after I spoke with officers, I spoke briefly with Latschaw. Officers had Latschaw place dog on catchpole and hand pole to me with dog. I took the dog and placed dog on truck. Latschaw gave tags to Police Officer who gave collar and tags to me. Placed dog on my truck, put collar in cab of truck.

Then located Officer King on ambulance and spoke with

**SUPPLEMENTAL REPORT**  
Des Moines Iowa Police Department

|   |                             |                                |
|---|-----------------------------|--------------------------------|
| 1. Complainant, Driver #1, Victim, or Arrestee<br><b>King, Ryan (Officer)</b> | 2. Arrest No.<br><b>N/A</b> | 3. Case No.<br><b>08-39133</b> |
|---|-----------------------------|--------------------------------|

|   |  |  |  |
|---|--|--|--|
| <input checked="" type="checkbox"/> Form used as Continuation Sheet for Current Report  |  | 4. Date this Report<br><b>17 Oct 08</b>  | 5. Date Original Occurrence<br><b>17 Oct 08</b>  |
| <input type="checkbox"/> Form used to Report Follow up Investigation or Supplemental Information  |  | Officer Case Invest.<br>Photos Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>                                     | 6. Correct offense or Incident Classification<br><b>DOG AT - LARGE</b><br>Changed <input type="checkbox"/> Yes |
| 7. Kind of Report Continued<br><input type="checkbox"/> Follow up or Supplemental or Prosecution<br><input type="checkbox"/> Traffic Accident |  | 8. Multiple Clear Up?<br><input checked="" type="checkbox"/> No<br><input type="checkbox"/> Yes (list other case numbers in narrative) |  |
| 9. Page No.<br><b>3 of 3</b>  |  | 10. Traffic Citation No.<br><b>N/A</b>   | 11. Value of Property Recovered and Type<br><b>\$ N/A</b>  |

**INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE**  
Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.

|          |  |
|----------|--|
| ITEM NO. | <p>him briefly. King said dog had been biting his legs and feet but so far had not found any punctures. I advised King that if he found any punctures, broken skin, to call A.C.U. and let us know.</p> <p>Leitch was given card and case number, was advised where dog would be taken and advised to contact the Sgt.</p> <p>Impounded one dog.</p> |
|----------|--|

OFFICE USE ONLY

|  |  |  |  |                                     |  |                     |  |
|--|--|--|--|-------------------------------------|--|---------------------|--|
| 14. Reporting Officer<br><b>F. Bauer 7253</b><br>No. |  | 15. Status (check one) <input type="checkbox"/> Suspended <input type="checkbox"/> Open<br><input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed |  | 13. Date/Time Typed No.             |  | Reproduced No.      |  |
| Second Officer                                       |  | Supervisor Approving<br><i>[Signature]</i>   |  | 17. Unit Referred To:<br><b>ACU</b> |  | 18. UCR Disposition |  |
|  |  |  |  | 19. Reviewer<br><i>[Signature]</i>  |  | No.                 |  |

**Animal Incident Investigation Report**  
Des Moines, Iowa Police Department

2008 JUN 27 AM 10:55

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CITY EXHIBIT

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|  |  |   |  |  |  |  |  |
|--|--|---|--|--|--|--|--|
| 32. District: <u>2</u>   |  | 33. Beat:   |  | 1. Impounded animal AHR/ARL number:  |  | 2. DMPD case number:<br><u>08-22639</u>  |  |
| <b>Impounded or bite animal</b>  |  |   |  | 3. Victim's name (Last, First M.I.):<br>(Human victim or society)  |  |  |  |
| 34. Animal type:<br>Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other <input type="checkbox"/> : <u>"Patch"</u>   |  | 4. Race:  |  | 5. Sex:  |  | 6. Age:  |  |
| 35. Animal breed:<br><u>Am. Bulldog</u>  |  | 7. Date of birth:   |  | 8. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/>  |  | 9. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>  |  |
| 36. Animal color:<br><u>W/W</u>  |  | 10. Residence address:<br>(City and/or state if not Des Moines or Iowa)   |  |  |  |  |  |
| 37. Animal fur length:<br>Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other <input type="checkbox"/>   |  | 11. Residence phone number:   |  | 12. Business or cellular phone number:   |  |  |  |
| 38. Animal sex:<br>Female <input type="checkbox"/> Spayed <input type="checkbox"/> Male <input checked="" type="checkbox"/> Neutered <input type="checkbox"/> Unknown <input type="checkbox"/>   |  | 13. Place of employment or school:  |  |  |  |  |  |
| 39. Microchip:<br>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> (Records Personnel: Enter M/C# as a serial number)   |  | 14. Type and location of injury:  |  |  |  |  |  |
| MIC#: <u>UNK</u>   |  | 15. Medical treatment:<br><u>A</u>  |  |  |  |  |  |
| 40. Rabies tag:<br>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> RT#:  |  | 16. Reporting person's name (Last, First M.I.):<br><u>Eich, Mary</u>  |  | 17. Race:<br><u>W P</u>  |  | 18. Sex:<br><u>A</u>   |  |
| 40A. Date of vaccination:  |  | 19. Age:<br><u>UNK</u>  |  | 20. Date of birth:   |  | 21. Ethnicity:<br>H <input type="checkbox"/> NH <input checked="" type="checkbox"/>  |  |
| 40B. Date of vaccination expiration:   |  | 22. Sobriety:<br>Sob. <input checked="" type="checkbox"/> H.B.D. <input type="checkbox"/>   |  | 23. Residence address:<br>(City and/or state if not Des Moines or Iowa)<br><u>1231 E 13</u>  |  |  |  |
| 40C. Veterinarian:<br><u>UNK</u>   |  | 24. Residence phone number:<br><u>N/A</u>   |  | 25. Business or cellular phone number:<br><u>309-219-6269</u>  |  |  |  |
| 41. License:<br>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Lic#: <u>UNK</u>   |  | 26. Location of incident (address):<br><u>1243 E 13th St</u>  |  |  |  |  |  |
| 42. Other identifiers (Collar, tattoo, etc.):<br><u>Purple leash</u>   |  | 27. Location type:<br><u>Presidential</u>   |  | 28. Date and time incident occurred:<br><u>26 June 08 2030</u>   |  | 29. Date and time incident reported:<br><u>26 June 08 2054</u>   |  |
| 43. Confinement/quarantine location:<br><u>ISO# 1</u>  |  | 30. Crime/incident type:<br><u>Animal Bite: Dog</u>   |  |  |  | 31. Classification:  |  |
| 44. Impounded or bite animal owner's name (Last, First M.I.):<br><u>Latschaw, Bob</u>  |  |   |  | 45. Residence address:<br>(City and/or state if not Des Moines or Iowa)<br><u>1243 E 13</u>  |  |  |  |
| 46. Residence phone number:<br><u>562-6497</u>   |  | 47. Place of employment or school:<br><u>N/A</u>  |  | 48. Business or cellular phone number:<br><u>N/A</u>   |  |  |  |
| 49. Animal owner notification:<br>No <input type="checkbox"/> Yes <input type="checkbox"/>   |  | 49A. Date and time of notification:<br><u>#29</u>   |  | 49B. Person making notification:<br><u># 73177</u>   |  | 49C. Means of notification:<br><u>Personal</u>   |  |
| 50. Witness' name (Last, first):<br><u>Dale, Jessa</u>   |  | 51. Residence address:<br>(City and/or state if not Des Moines or Iowa)<br><u>1518 34th St</u>  |  | 52. Daytime or cellular phone number:<br><u>633-9304</u>   |  |  |  |
| 53. Witness' name (Last, First):<br><u>N/A</u>   |  | 54. Residence address:<br>(City and/or state if not Des Moines or Iowa)   |  | 55. Daytime or cellular phone number:  |  |  |  |
| 56. Investigative notifications and/or photographs taken:<br>Detective: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> |  |   |  |  |  |  |  |
| <b>Victim animal</b>   |  | 57. Victim animal AHR/ARL number:<br>Impounded: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> AHR/ARL#:   |  |  |  | 58. Animal type:<br>Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other <input type="checkbox"/>  |  |
| 59. Animal breed:<br><u>Terrier/Catahula Peesy</u>   |  | 60. Animal color:<br><u>brindle</u>   |  | 61. Animal fur length:<br>Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other <input type="checkbox"/> |  |  |  |
| 62. Animal sex:<br>Female <input type="checkbox"/> Spayed <input type="checkbox"/> Male <input type="checkbox"/> Neutered <input type="checkbox"/> Unknown <input type="checkbox"/>  |  | 63. Rabies tag:<br>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> RT#:   |  |  |  |  |  |
| 64. Microchip:<br>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> M/C#:  |  | 63A. Date of vaccination:   |  | 63B. Date of vaccination expiration:   |  |  |  |
| 65. License:<br>No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Lic#:  |  | 63C. Veterinarian:  |  |  |  |  |  |
| 66. Type and location of injury:<br><u>fracture to @hind hip</u>   |  |   |  | 67. Medical treatment:<br><u>None</u>  |  |  |  |
| 68. Confinement/quarantine location:<br><u>ISO# 3</u>  |  | 69. Victim animal owner's name (Last, First M.I.):<br><u>Eich, Mary</u>   |  |  |  |  |  |
| 70. Residence address:<br>(City and/or state if not Des Moines or Iowa)<br><u>1231 E 13th St</u>   |  |   |  | 71. Residence phone number:<br><u>309-219-6269</u>   |  | 72. Business or cellular phone number:<br><u>N/A</u>   |  |
| 73. Reporting officer:<br><u>T. Baw</u> I.D. No. <u>7233</u>   |  | 74. Status: <input checked="" type="checkbox"/> Open <input type="checkbox"/> Closed <input type="checkbox"/> Excep. Closed<br><input type="checkbox"/> Case file <input type="checkbox"/> Suspended <input type="checkbox"/> Unfounded |  | 75. Copy/copies made by:   |  | 76. Referred to:<br><input checked="" type="checkbox"/> Animal Control<br><input type="checkbox"/> Detectives <input type="checkbox"/> PIO<br><input type="checkbox"/> Chief <input type="checkbox"/> OPS<br><input type="checkbox"/> Other: |  |
| 77. Second officer:<br><u>T. Blanchard</u> I.D. No. <u>7232</u>  |  | 78. Supervisor approving report:<br><u>[Signature]</u> I.D. No. <u>987</u>  |  | 79. Reviewed by:<br><u>[Signature]</u>   |  |  |  |

### Animal Incident Investigation Report

Des Moines, Iowa Police Department

|   |  |  |  |  |   |  |   |  |  |  |
|---|--|--|--|--|---|--|---|--|--|--|
| 82. Suspect or offender <u>one</u> (1) name (Last, first Middle): |  |  |  |  | 83. Arrested:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 84. Warrant needed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 85. Charges filed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  |
|---|--|--|--|--|---|--|---|--|--|--|

|           |          |          |                    |  |             |             |                 |                |
|-----------|----------|----------|--------------------|--|-------------|-------------|-----------------|----------------|
| 86. Race: | 87. Sex: | 88. Age: | 89. Date of birth: | 90. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/> | 91. Height: | 92. Weight: | 93. Hair color: | 94. Eye color: |
|-----------|----------|----------|--------------------|--|-------------|-------------|-----------------|----------------|

95. Residence address: (City and/or state if not Des Moines or Iowa)

|  |  |             |  |
|--|--|-------------|--|
| 96. Residence or alternate phone number: | 97. Driver license number or social security number: | 97A. State: | 98. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/> |
|--|--|-------------|--|

|                                |                                 |
|--------------------------------|---------------------------------|
| 99. Citation number and crime: | 100. Citation number and crime: |
|--------------------------------|---------------------------------|

|  |  |  |  |  |  |  |  |  |   |  |
|--|--|--|--|--|--|--|--|--|---|--|
| 101. Suspect or offender <u>two</u> (2) name (Last, first Middle): |  |  |  |  | 102. Arrested:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 103. Warrant needed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  | 104. Charges filed:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> |  |
|--|--|--|--|--|--|--|--|--|---|--|

|            |           |           |                     |   |              |              |                  |                 |
|------------|-----------|-----------|---------------------|---|--------------|--------------|------------------|-----------------|
| 105. Race: | 106. Sex: | 107. Age: | 108. Date of birth: | 109. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/> | 110. Height: | 111. Weight: | 112. Hair color: | 113. Eye color: |
|------------|-----------|-----------|---------------------|---|--------------|--------------|------------------|-----------------|

114. Residence address: (City and/or state if not Des Moines or Iowa)

|   |   |              |   |
|---|---|--------------|---|
| 115. Residence or alternate phone number: | 116. Driver license number or social security number: | 116A. State: | 117. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/> |
|---|---|--------------|---|

|                                 |                                 |
|---------------------------------|---------------------------------|
| 118. Citation number and crime: | 119. Citation number and crime: |
|---------------------------------|---------------------------------|

120. Narrative:

Spoke to victim dog owner Eich who said her daughter was walking her dog pet 1243 E13 when their dog came out and bit her dog. Eich's dog is not current on rabies vac. It was explained card and case number given to Eich, dog impounded for qt. Then went to 1243 and first spoke to woman who said dog owner wasn't home and she was visiting. I explained problem and she let me speak to home owner. Owner, Bob Latchman, said there was no dog owner; dog owner left dog and dog was abandon at house so he assumed responsibility. I explained it and gave card, since dog is not current dog was impounded for qt.



2008 JUL -8 PM 8:56  
**Animal Incident Investigation Report**  
 Des Moines, Iowa Police Department

*\* SUPP CIR \**

CITY EXHIBIT

40

N

|   |  |  |  |  |  |  |  |
|---|--|--|--|--|--|--|--|
| 32. District: <u>2</u>  |  | 33. Beat: <u>23</u>  |  | 1. Impounded animal AHR/ARL number:  |  | 2. DMPD case number:<br><u>08-22639</u>  |  |
| <b>Impounded or bite animal</b>   |  |  |  | 3. Victim's name (Last, First M.I.):<br><u>SOCIETY</u> (Human victim or society)   |  |  |  |
| 34. Animal type:<br>Cat <input type="checkbox"/> Dog <input type="checkbox"/> Other <input type="checkbox"/>  |  | 4. Race:   |  | 5. Sex:  |  | 6. Age:  |  |
| 35. Animal breed:   |  | 7. Date of birth:  |  | 8. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/>  |  | 9. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>  |  |
| 36. Animal color:   |  | 10. Residence address:<br>(City and/or state if not Des Moines or Iowa)  |  | 11. Residence phone number:  |  | 12. Business or cellular phone number:   |  |
| 37. Animal fur length:<br>Short <input type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other <input type="checkbox"/>                               |  | 13. Place of employment or school:   |  | 14. Type and location of injury:   |  | 15. Medical treatment:   |  |
| 38. Animal sex:<br>Female <input type="checkbox"/> Spayed <input type="checkbox"/> Male <input type="checkbox"/> Neutered <input type="checkbox"/> Unknown <input type="checkbox"/> |  | 16. Reporting person's name (Last, First M.I.):<br><u>N</u>  |  | 17. Race:  |  | 18. Sex:   |  |
| 39. Microchip:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> (Records Personnel: Enter M/C# as a serial number)<br><br>M/C#:  |  | 19. Age:   |  | 20. Date of birth:   |  | 21. Ethnicity:<br>H <input type="checkbox"/> NH <input type="checkbox"/>   |  |
| 40. Rabies tag:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#:   |  | 22. Sobriety:<br>Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>   |  | 23. Residence address:<br>(City and/or state if not Des Moines or Iowa)  |  | 24. Residence phone number:  |  |
| 40A. Date of vaccination:   |  | 40B. Date of vaccination expiration:   |  | 25. Business or cellular phone number:   |  | 26. Location of incident (address):<br><u>1243 E 13th St</u>   |  |
| 40C. Veterinarian:  |  | 27. Location type:<br><u>RESIDENTIAL</u>   |  | 28. Date and time incident occurred:<br><u>26 JUNE 08 2030</u>   |  | 29. Date and time incident reported:<br><u>26 JUNE 08 2254</u>   |  |
| 41. License:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#:  |  | 30. Crime/incident type:<br><u>ANIMAL BITE / DOG.</u>  |  | 31. Classification:  |  | 42. Other identifiers (Collar, tattoo, etc.):  |  |
| 43. Confinement/quarantine location:  |  |  |  | 44. Impounded or bite animal owner's name (Last, First M.I.):  |  |  |  |
| 45. Residence address:<br>(City and/or state if not Des Moines or Iowa)   |  | 46. Residence phone number:  |  | 47. Place of employment or school:   |  | 48. Business or cellular phone number:   |  |
| 49. Animal owner notification:<br>No <input type="checkbox"/> Yes <input type="checkbox"/>  |  | 49A. Date and time of notification:  |  | 49B. Person making notification:   |  | 49C. Means of notification:  |  |
| 50. Witness' name (Last, first):  |  | 51. Residence address:<br>(City and/or state if not Des Moines or Iowa)  |  | 52. Daytime or cellular phone number:  |  | 53. Witness' name (Last, First):   |  |
| 54. Residence address:<br>(City and/or state if not Des Moines or Iowa)   |  | 55. Daytime or cellular phone number:  |  | 56. Investigative notifications and/or photographs taken:<br>Detective: No <input type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input type="checkbox"/> Yes <input type="checkbox"/> |  |  |  |
| 57. Victim animal AHR/ARL number:<br>Impounded: No <input type="checkbox"/> Yes <input type="checkbox"/> AHR/ARL#:  |  | 58. Animal type:<br>Cat <input type="checkbox"/> Dog <input type="checkbox"/> Other <input type="checkbox"/>   |  | 59. Animal breed:  |  |  |  |
| 60. Animal color:   |  | 61. Animal fur length:<br>Short <input type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other <input type="checkbox"/>  |  | 62. Animal sex:<br>Female <input type="checkbox"/> Spayed <input type="checkbox"/> Male <input type="checkbox"/> Neutered <input type="checkbox"/> Unknown <input type="checkbox"/>  |  |  |  |
| 63. Rabies tag:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#:   |  | 64. Microchip:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> M/C#:   |  | 63A. Date of vaccination:  |  | 63B. Date of vaccination expiration:   |  |
| 65. License:<br>No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#:  |  | 63C. Veterinarian:   |  | 66. Type and location of injury:   |  |  |  |
| 67. Medical treatment:  |  | 68. Confinement/quarantine location:   |  |  |  | 69. Victim animal owner's name (Last, First M.I.):   |  |
| 70. Residence address:<br>(City and/or state if not Des Moines or Iowa)   |  | 71. Residence phone number:  |  | 72. Business or cellular phone number:   |  |  |  |
| 73. Reporting officer:<br><u>Suzanne Stroger</u> I.D. No. <u>7219</u>   |  | 74. Status: <input type="checkbox"/> Open <input checked="" type="checkbox"/> Closed <input type="checkbox"/> Excep. Closed<br><input type="checkbox"/> Case file <input type="checkbox"/> Suspended <input checked="" type="checkbox"/> Unfounded |  | 75. Copy/copies made by:   |  | 76. Referred to:<br><input checked="" type="checkbox"/> Animal Control<br><input type="checkbox"/> Detectives <input type="checkbox"/> PIO<br><input type="checkbox"/> Chief <input type="checkbox"/> OPS<br><input type="checkbox"/> Other: _____ |  |
| 77. Second officer:   |  | 78. Supervisor approving report:<br><u>[Signature]</u> I.D. No. <u>[Number]</u>  |  | 79. Reviewed by:<br><u>[Signature]</u>   |  |  |  |

Animal Incident Investigation Report  
Des Moines, Iowa Police Department

Pf. DMPD case number: 08-22639

1. Suspect or offender one (1) name (Last, first Middle): LATSCHAW, ROBERT ALLEN  
83. Arrested: No  Yes  84. Warrant needed: No  Yes  85. Charges filed: No  Yes

86. Race: W 87. Sex: M 88. Age: 39 89. Date of birth: 7-24-49 90. Ethnicity: H  N  91. Height: 10" 92. Weight: UNK 93. Hair color: BRO 94. Eye color: BRO

95. Residence address: 1243 E 13TH ST. (City and/or state if not Des Moines or Iowa)

96. Residence or alternate phone number: 266-6497 97. Driver license number or social security number: 784445259 97A. State: IA 98. Sobriety: Sob.  H.B.D.

99. Citation number and crime: 08# 283127-1855-DOG AT LARGE 100. Citation number and crime:

101. Suspect or offender two (2) name (Last, First Middle): 102. Arrested: No  Yes  103. Warrant needed: No  Yes  104. Charges filed: No  Yes

105. Race: 106. Sex: 107. Age: 108. Date of birth: 109. Ethnicity: H  N  110. Height: 111. Weight: 112. Hair color: 113. Eye color:

114. Residence address: (City and/or state if not Des Moines or Iowa)

115. Residence or alternate phone number: 116. Driver license number or social security number: 116A. State: 117. Sobriety: Sob.  H.B.D.

118. Citation number and crime: 119. Citation number and crime:

120. Narrative: BITE DOG OWNER WAS CITED FOR HIS DOG RUNNING LOOSE AND BEING INVOLVED IN THIS BITE. OWNER CITED WHEN HE CLAIMED DOG FROM IMPOUND.

7/8 - OWNER'S FRIEND, JEFF SPIRDE, CAME IN WITH OWNER TO ASSIST HIM GETTING THE DOG. WHEN I ASKED WHO'S DOG IT WAS JEFF SAID "BOB'S."

SGT. RANDA BAUMAN

IOWA POLICE CITATION AND COMPLAINT  
Law Enforcement Agency

STATE OF IOWA   
COUNTY OF POLK   
COUNTY OF WARREN

№ PC 283127

CITY OF DES MOINES Docket No. \_\_\_\_\_  
IN THE COURT AT  POLK COUNTY COURTHOUSE, 5TH & MULBERRY, DES MOINES, IOWA 50309  
 WARREN COUNTY COURTHOUSE, 115 NORTH HOWARD, INDIANOLA, IOWA 50125

THE STATE OF IOWA Agency Case No. 08-22639  
 CITY OF DES MOINES (IA0770300) A MUNICIPALITY, PLAINTIFF v.

NAME: LATSHAW, ROBERT ALLEN  
Defendant Last First Middle

ADDRESS: 1243 E 13TH ST  
Street

CITY: DES MOINES STATE: IOWA

BIRTH DATE: 7/24/49 Sex M Race W  
Mo. Day Yr.

Ht. 70" Wt. 142 Eyes BRO Hair BRO

The Defendant is accused of the crime of DOG AT LARGE

in violation of: \_\_\_\_\_, Iowa Code, 2018-55, Local Ordinance,

for that on or about 6/26/08  a.m. 8:30  
Mo. Day Yr.  p.m.

Defendant did: OWN AN AMERICAN BULLDOG  
RUNNING LOOSE, INVOLVED IN  
A BITE AT 1243 E 13TH.  
IA DL# 784Y45259

DATE: 7/8/08 Susan R. Stipes 7219  
Mo. Day Yr. Officer's Signature LD. No.

REPORT TO THE ABOVE NAMED COURT AND SAID PLACE.  
08.07.08  a.m.  p.m. 9:15  
Mo. Day Yr.

I PROMISE TO APPEAR IN SAID COURT AT SAID TIME AND PLACE  
Signature Defendant

I swear that the foregoing citation is true and correct.  
Susan R. Stipes 7219  
Officer's Signature

Subscribed and sworn to before me by SUSAN R. STIPES 7219  
Mo. Day Yr.

Signature (Seal of Office) Judge Magistrate Clerk District Court

Failure to appear. Any person who willfully fails to appear in court as specified by the citation shall be guilty of a simple misdemeanor and upon conviction shall be punished by a fine of not more than one hundred dollars or by imprisonment in the County jail not exceeding thirty days.

COURT

2008 JUL - 8 PM 8:48

08-22639



IN THE IOWA DISTRICT COURT FOR POLK COUNTY  
COMPLAINT AND PROBABLE CAUSE STATEMENT

CITY EXHIBIT

P

CITY OF DES MOINES

COURT CASE NO. \_\_\_\_\_

VS.

DMPD. CASE NO. 2008-22639

ROBERT ALLEN LATSHAW  
(DEFENDANT)

IA0770300

SOC. SEC. NO. IA DL# 78444/5259

1243 E 13th St.  
(ADDRESS)

DATE OF BIRTH 7/24/49

DES MOINES, IA  
(CITY & STATE)

DESCRIPTION W M 70" UNK  
RACE SEX HGT WGT

BRO BRO  
EYES HAIR MARKS

THE DEFENDANT IS ACCUSED OF THE CRIME(S) OF: DOG AT LARGE

AT: 1243 E 13th St., Des Moines, Iowa  
(ADDRESS OR LOCATION)

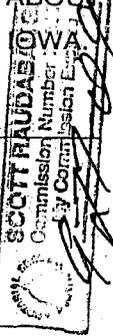
IN VIOLATION OF SECTION(S): 18-55

OF THE MUNICIPAL CODE OF THE CITY OF DES MOINES, 2008 COMMITTED ON OR ABOUT  
THE 26 DAY OF JUNE, 2008 IN THE CITY OF DES MOINES, POLK COUNTY,

SIGNED AND SWORN TO ON THIS 11th DAY OF JULY, 2008

Shawn R. Stropes 7219  
FILING COMPLAINANT

[Signature]  
(NOTARY PUBLIC / ASSOCIATE JUDGE OR MAGISTRATE)



- THE DEFENDANT WAS:
- CAUGHT IN THE ACT
  - IDENTIFIED BY PRINTS
  - NAMED BY WITNESSES
  - HAD PROPERTY ASSOCIATED WITH CRIME
  - ARRESTED FOLLOWING INVESTIGATION
  - WEAPON INVOLVED CRIME

BASIS OF PROBABLE CAUSE

- IDENTIFIED IN PERSON
- CONFESSED TO CRIME
- ACCUSED BY CO-DEFENDANT
- VICTIM INJURED
- IDENTIFIED BY PHOTO
- ARRESTED AT SCENE
- OTHER (SPECIFY BELOW)
- PROPERTY / MONEY TAKEN

VALUE OF PROPERTY TAKEN \$ \_\_\_\_\_ DAMAGE EST. VALUE \$ \_\_\_\_\_

OTHER FACTS IMPORTANT TO PROBABLE CAUSE AND BAIL: LATSHAW WAS CITED FOR HIS DOG BEING LOOSE AT HIS RESIDENCE AND BEING INVOLVED IN THIS BITE.

Shawn R. Stropes 7219  
SIGNATURE OF ARRESTING OFFICER NO. \_\_\_\_\_

7.8.08  
(DATE OF ARREST)

DATED: 7.8.08

WITNESS INFORMATION

| NAME                | ADDRESS     | HM PHONE        | WK PHONE        |
|---------------------|-------------|-----------------|-----------------|
| <u>BAUER, T.</u>    | <u>7233</u> | <u>DMPD ACU</u> | <u>248 6054</u> |
| <u>BLANCHARD, T</u> | <u>7232</u> | <u>DMPD ACU</u> | <u>248 6054</u> |
| <u>STROPES, S</u>   | <u>7219</u> | <u>DMPD ACU</u> | <u>248 6054</u> |

BOND AMOUNT \$ \_\_\_\_\_ CASH ONLY ( ) CASH OR SURETY ( )

OTHER CONDITIONS IMPOSED WITH BAIL: \_\_\_\_\_

(JUDGE, ASSOCIATE JUDGE OR MAGISTRATE)



To The city clerk  
office

I would like to Register  
another appeal on behalf  
of my dog patch.  
If I can I want to Request  
a Jury Trial.

Under The vicious Dog  
Law It states That you are  
Disabled and The Dog  
assist you in any way, The  
Dog cannot be labeled  
as vicious. patch has  
been beside me, so I won't  
Fall out of Bed, He also  
walks beside me and helps  
me from falling.

It also states That a dog  
on his own property cannot  
be charged as A Dog at

In all the Exhibits that  
they gave you there are many  
lies the they stated,  
It's really wrong that  
the donor one should have  
to suffer from the truth

Sincerely

Robert Latschaw  
and Pete h

CITY CLERK  
DES MOINES, IOWA

2008 NOV -7 PM 2:03

FILED



November 7, 2008

Robert Latshaw  
1243 E. 13<sup>th</sup> Street  
Des Moines, IA 50316

RE: Appeal of Vicious Animal Declaration

This is to acknowledge your appeal of the Hearing Officer's decision regarding declaration of Patch as a "vicious animal."

Your hearing before the City Council has been scheduled for Monday, November 24, 2008. The meeting starts at 4:30 p.m. **Failure to appear at the scheduled hearing will be deemed as a waiver of your rights to a hearing.** Parking is available on the streets surrounding City Hall. A copy of the Administrative Hearing transcript will be sent under separate cover.

If you have any questions regarding this matter, please contact me at 283-4209.

Sincerely,



Diane Rauh  
City Clerk

DR:kh

cc: Hearing Officer  
Legal  
Assistant City Attorney  
Sgt Raudabaugh



DIANE RAUH  
CITY CLERK  
CITY HALL-2<sup>ND</sup> FLOOR  
400 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309-1891  
(515) 283-4209  
FAX (515) 237-1645  
www.dmgov.org

PARKING TICKETS  
PET LICENSES  
BUSINESS LICENSES

ALL-AMERICAN CITY  
1949, 1976, 1981,  
2003



November 13, 2008

Robert Latshaw  
1243 E. 13<sup>th</sup> Street  
Des Moines, IA 50316



RE: Administrative Hearing Transcript

Per the letter sent to you on November 7, 2008, enclosed is a copy of the administrative hearing transcript that was held on October 27, 2008 at 1:00 p.m.

If you have any questions regarding this matter, please contact me at 283-4209.

Sincerely,

A handwritten signature in cursive script that reads 'Diane Rauh'.

Diane Rauh  
City Clerk

DR:kh  
Enc.

cc: Hearing Officer  
Assistant City Attorney  
Sgt. Raudabaugh

DIANE RAUH  
CITY CLERK  
CITY HALL-2ND FLOOR  
400 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309-1891  
(515) 283-4209  
FAX (515) 237-1645  
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PARKING TICKETS  
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BUSINESS LICENSES

ALL-AMERICAN CITY  
1949, 1976, 1981,  
2003

ADMINISTRATIVE HEARING TRANSCRIPT

October 27, 2008

City v. Latshaw

Vicious Dog

HEARING OFFICER LEANN DUCEY: Good afternoon. My name is LeAnn Ducey and I am an Administrative Hearing Officer. It is 1:00 p.m. on October 27, 2008 and we are conducting an administrative hearing on a vicious dog declaration. The appellant is Robert Latshaw. When I call you to give testimony today please come up to the podium, speak into the microphone and state your full name and address for the record. You will then be sworn in. This is an informal hearing and to that matter the hearing is now open. Would the representative from the City please come forward, identify yourself and present any information you have pertaining to this hearing.

SERGEANT SCOTT RAUDABAUGH: My name is Scott Raudabaugh. I'm a sergeant with the Des Moines, Iowa, Police Department. I'm assigned to the animal control unit as the supervisor and in that capacity serve as the Chief Humane Officer for the City of Des Moines.

HEARING OFFICER LEANN DUCEY: Please raise your right hand. Do you Sergeant Scott Raudabaugh, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

SERGEANT SCOTT RAUDABAUGH: Yes.

HEARING OFFICER LEANN DUCEY: Go ahead.

SERGEANT SCOTT RAUDABAUGH: I'd like to start out by submitting some documents for the record.

HEARING OFFICER LEANN DUCEY: Okay. I'll mark these as City Exhibit starting with A.

SERGEANT SCOTT RAUDABAUGH: I'd like to just kinda briefly go through them and explain just the highlights of these documents if I could please.

HEARING OFFICER LEANN DUCEY: Okay.

SERGEANT SCOTT RAUDABAUGH: The first one is City ordinance 18-41 which defines a vicious dog and I'm going to elaborate on three of these that I think apply in this case. Any dog which has attacked a human being or domestic animal one or more times, without provocation. Any dog with a history, tendency or disposition to attack, to cause injury or to otherwise endanger the safety of human beings or domestic animals. Any dog that snaps, bites, or manifests a disposition to snap or bite. There are some other provisions of the City ordinance but they don't necessarily apply in this case.

HEARING OFFICER LEANN DUCEY: Okay.

SERGEANT SCOTT RAUDABAUGH: Also, City ordinance 18-59 talks about seizure impoundment and disposition of vicious animals, or vicious dogs, I'm sorry. Uh, if you uphold the vicious dog declaration some of these provisions apply to the disposition and so forth. Uh, behind that is a letter from the City Clerk's Office notifying Mr. Latshaw of this hearing today. And then copies of his letters of appeal to the City Clerk's office. Behind that is a, a vicious dog declaration letter that, that I wrote and signed and was eventually delivered on Mr. Latshaw's property, to him actually. Then behind that is a copy of police report 2008-28133 and it's relevant to, there's quite a few various documents in there that describe the first incident that I'm going to speak about. And then behind that are copies of Des Moines police case 2008-22639.

HEARING OFFICER LEANN DUCEY: Okay.

SERGEANT SCOTT RAUDABAUGH: And I'll make reference to that as well. On October 17, 2008 Mr. Latshaw's white and brindle colored American bull dog named Patch was running at large when it attacked and bit a police officer who was attempting to arrest an individual that also resides at the same residence as Mr. Latshaw at 1243 East 13<sup>th</sup> Street. While the police officer was attempting to arrest the individual the dog attacked, the dog attacked the police officer and bit his boots. During that attack the individual that was being arrested told the dog to "bite him" and "get him" which the dog did. The police officer did not sustain any injuries because the dog was biting his boots, but the dog was attacking him nonetheless. Subsequently the dog was impounded and brought to the animal shelter. I believe Mr. Latshaw, uhm, has raised a question about whether the dog was running at large. Senior police officer Stewart Barnes is also here in attendance and later I'll have him step forward and, and a describe where the, the scuffle took place in relation to Mr. Latshaw's property and so forth so we can get a better perspective on whether the dog was running at large or not. On June 26, 2008, the same dog Patch was also running at large when it attacked and bit another dog that was being walked by its owner. That bite resulted in injury to the other dog. At that time Patch, Mr. Latshaw's dog, was, was wearing a collar but was not displaying a City pet license or a rabies vaccination tag and subsequently the dog was impounded for quarantine. Because of the fact that the dog attacked a, it happened to be a police officer, but it could have been anyone, the dog attacked a police officer. The person that the police officer was, was trying to arrest told the dog to attack the police officer and the dog did, coupled with the fact that on June 26<sup>th</sup> the dog was running at large attacked another dog that was being walked, uh, because of those two facts and the fact that I went back to kind of evaluate and observe the dog and it stood in its kennel and growled and snarled and when I put my hand near the kennel gate, it lunged at the gate. Because of all of those circumstances I thought it was appropriate to a declare the dog to be a vicious dog which does not keep Mr. Latshaw from getting the dog back but it makes him, it requires him to require liability insurance should the dog bite anyone else in the future and there, there are medical expenses that would be incurred because of that possible future attack. And also it requires him to license the dog as such which requires maintaining that insurance. And last but not least it requires that he properly confine and leash the dog. And that confining and leashing of a vicious dog requires a special kennel or securing the dog in a residence or on a leash held by an adult. Uh, it's not my goal to take the dog away from Mr. Latshaw, only to make sure that there are no future victims is essentially what I'm trying to do.

HEARING OFFICER LEANN DUCEY: Okay. Thank you.

SERGEANT SCOTT RAUDABAUGH: Thank you. I'll leave this copy up here for anyone to look at during the proceeding.

HEARING OFFICER LEANN DUCEY: Did you have another witness that you wanted to speak before I have....

SERGEANT SCOTT RAUDABAUGH: Yes. I'd like to have Senior Police Officer Stewart Barnes step forward.

HEARING OFFICER LEANN DUCEY: Okay.

SERGEANT SCOTT RAUDABAUGH: He was at the scene of the incident and, and can maybe elaborate and give us a good picture, a little clearer picture on, like I say, where the bite incident involving the police officer occurred in relation to Mr. Latshaw's property and then any comments that he was familiar with at the scene.

HEARING OFFICER LEANN DUCEY: Okay. Thank you. Please state your name.

SENIOR POLICE OFFICER STEWART BARNES: Stewart Barnes. "S-t-e-w-a-r-t B-a-r-n-e-s."

HEARING OFFICER LEANN DUCEY Okay.

SENIOR POLICE OFFICER STEWART BARNES: Obviously I'm with the Des Moines Police Department.

HEARING OFFICER LEANN DUCEY: Please raise your right hand. Do you Senior Police Officer Stewart Barnes, swear or affirm the testimony you are about give is the truth, the whole truth and nothing but the truth?

SENIOR POLICE OFFICER STEWART BARNES: I do.

HEARING OFFICER LEANN DUCEY: Okay. Go ahead and tell me why you're here today.

SENIOR POLICE OFFICER STEWART BARNES: I am currently assigned to 3<sup>rd</sup> watch patrol which is 1:00 in the afternoon until 11:00 in the evening. Uh, I have two different functions within my squad. I am a beat cop and I'm also the sergeant's understudy. Uh, what that entails is when my sergeant is not present I am in command of my squad. I have a squad of anywhere from 5 to 8 people at any given time. On the day in question when the, Mr. Latshaw's dog was involved in the incident with a senior police officer Ryan King I did respond to the scene. There were numerous officers there, uh, because of the subsequent chase of the individual which was being arrested and then the dog itself. Uhm, on my arrival the dog was being taken into the house by Mr. Latshaw. I met again with him at his front door, uh, regarding the inquiry to begin with the dog. Mr. Latshaw was very compliant. Did everything that he could to assist us in getting information and for that I'm very grateful. Uhm, when he met me at the door, uh, he positioned himself,

uh, and he walks with the assistance of a walker. He positioned himself in the walker in front of the door and purposely barricaded himself in front of the dog which was behind him. A couple of the, what I'm gonna call generic comments, uh, Mr. Latshaw made about the dog not liking people, uhm, because of the incident that happened in the back him being a little agitated, uhm, were obviously of a concern to us. At that time we did not know Mr. King's injury, officer King's injuries. I informed Mr. Latshaw that we were going to be impounding the dog. We had called for the assistance of an animal control officer. Uhm, when they arrived we used the assistance of, I'm going to call it a pole cane or a leash cane, to take the dog from the house. Uh, while there was some distance between the dog and myself it was very obvious that the dog's attention was focused at me which gives me concern, uhm, that it has, uhm, probably a devotion to the household membership, but might hold other people leery and the aggressive nature of the dog. Uhm, again Mr. Latshaw assisted us in getting the pole cane around the dog's neck so that we could remove it from the house. Uhm, once the dog was removed I briefly spoke with Mr. Latshaw. He indicated to me that the person which had been arrested had lived with him for a short amount of time but that the dog actually liked that person better than himself and obeyed that person better than himself, uh, which might explain some of the commands that the arrestee had issued in the back yard. Uhm, his, Mr. Latshaw's concern at that time was what would happen to the dog, whether he would be able to get the dog back. We informed him that he would be able to have a hearing and we're here today to do that. But based on the unknown extent of injuries to Officer King at the time the dog would be impounded for safety reasons. The dog itself upon my arrival was in a confined back yard, although running. Mr. Latshaw had been on an enclosed exterior entrance, a porch if you will, during the initial incident with the dog, the arrestee and the officer. He had been, Mr. Latshaw had been pounding on the window with such force to try to get the dog to come back to the house that Mr. Latshaw himself broke the window. The comments from the other officer as to the aggressiveness of the dog happened prior to my arrival, uh, but it was obvious from the dog, from my viewing the dog when I arrived leaving the officer and going back in the house, that it did obey or at least knew some sort of command structure. Uhm, from, from that end again I would tell you that Mr. Latshaw did everything he could to assist us in our investigation, but the dog was taken from the home.

HEARING OFFICER LEANN DUCEY: Can you tell me if the, the, you refer to the dog being in the back yard, but is it a fenced back yard?

SENIOR POLICE OFFICER STEWART BARNES: It is a fenced back yard that has, if I recall, a back opening gate into the alley area. It has a, a, one if not two gates that open into the front yard area. Uhm, I cannot tell you prior to my arrival if any or all of those were open or shut. Uhm, I got there about toward the tail end of the actual incident itself.

HEARING OFFICER LEANN DUCEY: Okay.

SENIOR POLICE OFFICER STEWART BARNES: Uh, my dealing with Mr. Latshaw and the dog, quite frankly, were more so because other officers were dealing with the arrestee and Officer King.

HEARING OFFICER LEANN DUCEY: Okay. Alright. Thank you very much. Mr. Latshaw.

SERGEANT SCOTT RAUDABAUGH: Do you need a chair to sit down sir?

ROBERT LATSHAW: Yes okay. Thank you.

HEARING OFFICER LEANN DUCEY: I need you to state your name and address please.

ROBERT A. LATSHAW: Robert A. Latshaw, 1243 East 13<sup>th</sup> Street, Des Moines, Iowa.

HEARING OFFICER LEANN DUCEY: Okay. Please raise your right hand. Do you Robert A. Latshaw, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

ROBERT A. LATSHAW: Yes I do.

HEARING OFFICER LEANN DUCEY: Okay. Can you please tell me why you're here today?

ROBERT A. LATSHAW: I just don't think my dog's vicious. I mean he sleeps with me all the time and I probably sleep 20 hours a day and he, like if I fall he catches me and stuff like that.

HEARING OFFICER LEANN DUCEY: Okay.

ROBERT A. LATSHAW: And they say the dog was at large, never out of the gate. He's always inside of his fence. And that first incident it says the dog he bit was with his owner. There was no leash on it and there was no owner. There were two little kids chasing the dog that he bit, the first dog. And I'm not sure of the date on that.

HEARING OFFICER LEANN DUCEY: I think they said June 26<sup>th</sup>. I'll have to read the report on that for sure.

ROBERT A. LATSHAW: But I told them he wasn't trying to bite the officer, he was trying to pull him off of the officer.

HEARING OFFICER LEANN DUCEY: Now you're talking about this most recent incident, correct?

ROBERT A. LATSHAW: Yeah. I mean he wasn't trying to attack him, he was just trying to pull him off his friend because he likes him better than me because he can run and play with him when I couldn't, I think.

HEARING OFFICER LEANN DUCEY: Okay. So you're saying that the, the officer that was attacked by your dog, the, okay, the dog was....

ROBERT A. LATSHAW: Trying to pull him off his friend. Not trying to attack the officer.

HEARING OFFICER LEANN DUCEY: Okay, one of the, a police officer had a hold of this person that was being picked up and your dog was trying to get the officer away from....

ROBERT A. LATSHAW: His friend.

HEARING OFFICER LEANN DUCEY: Okay.

ROBERT A. LATSHAW: See, I didn't hear him say anything, ya know, any commands or nothing like that. But I'm not saying he didn't. I just didn't hear any of that stuff. I was too busy screaming trying to get the dog back on the porch. Cause I didn't have my water with me and I, normally if I open the back door there's two locks and I unlock the one and the second one the kid must have had unlocked and the dog just hit the door and took off. He couldn't any other time cause I always have two doors locked.

HEARING OFFICER LEANN DUCEY: Okay. So where did the incident happen in June? Was it in the back or where did it happen?

ROBERT A. LATSHAW: That was the first one?

HEARING OFFICER LEANN DUCEY: Yes, in June.

ROBERT A. LATSHAW: I didn't have my gate shut in front of my driveway and it did run out on the parking. My dog did.

HEARING OFFICER LEANN DUCEY: Okay.

ROBERT A. LATSHAW: So it happened right in front of my house in the parking.

HEARING OFFICER LEANN DUCEY: Okay.

ROBERT A. LATSHAW: And then I started shutting that driveway gate all the time and then, I mean, I got two gates, one in front, one in back.

HEARING OFFICER LEANN DUCEY: Is it two separate fenced areas? One your front yard is fenced with one and your back yard is fenced with one?

ROBERT A. LATSHAW: No. There's a gate on both of them. I always let him out the back anymore cause I can't catch him if he takes off.

HEARING OFFICER LEANN DUCEY: And he has done that before?

ROBERT A. LATSHAW: He tried to. I mean, he don't want to come back, but he can't take off cause he's inside the fence.

HEARING OFFICER LEANN DUCEY: Right, right. Do you have any other information to provide me with today?

ROBERT A. LATSHAW: Just, my mom wanted to say something I think. I don't know.

HEARING OFFICER LEANN DUCEY: Okay. That's fine.

ROBERT A. LATSHAW: Probably won't do any good, but.

HEARING OFFICER LEANN DUCEY: Did you see, did you see the second incident, this last incident?

ROBERT A. LATSHAW: Well you see the dog got out when I was on the back porch and I'm yelling for him to come back and he wouldn't come back so I saw the whole incident until the dog came back and I put him in the house.

HEARING OFFICER LEANN DUCEY: At what point did the dog...

ROBERT A. LATSHAW: He went running, I'm sorry.

HEARING OFFICER LEANN DUCEY: I'm trying to get in my mind, okay, the series of events that happened. Did the police come to the house to, to arrest this person, or...

ROBERT A. LATSHAW: No, I just heard my dog barking and I was sleeping and I opened the back kitchen door to see what he was barking at and he hit the other door that is usually locked.

HEARING OFFICER LEANN DUCEY: Okay.

ROBERT A. LATSHAW: And took off out there and then....

HEARING OFFICER LEANN DUCEY: Okay. I think I understand.

ROBERT A. LATSHAW: I stood on the back porch trying to get him to come back, but I couldn't make him come back.

HEARING OFFICER LEANN DUCEY: Okay. Alright.

ROBERT A. LATSHAW: Okay. Thanks.

HEARING OFFICER LEANN DUCEY: Thank you. Did someone else want to speak today? You can come on up and all I need is your name and address and you can tell me what you know.

JANET LATSHAW: It's Janet Latshaw.

HEARING OFFICER LEANN DUCEY: Okay. Janet, did you say?

JANET LATSHAW: Yes.

HEARING OFFICER LEANN DUCEY: "L-a-t-s-h-a-w?"

JANET LATSHAW: Right.

HEARING OFFICER LEANN DUCEY: Okay. And what is your address please?

JANET LATSHAW: 3916 65<sup>th</sup>.

HEARING OFFICER LEANN DUCEY: I, you need to speak just a little bit louder please.

JANET LATSHAW: 3916 65<sup>th</sup>, Urbandale.

HEARING OFFICER LEANN DUCEY: Okay. And you are Robert's mother correct?

JANET LATSHAW: Right.

HEARING OFFICER LEANN DUCEY: Okay. Tell me what you're here to tell me today.

JANET LATSHAW: Well, I just wanted, I don't think that Patch is vicious because every time I come he runs and gets a toy so, ya know, he wants me to play with him. And, uh, ya know, I just don't feel like he's vicious.

HEARING OFFICER LEANN DUCEY: Okay. Were you there at this, at either of the incidents?

JANET LATSHAW: No.

HEARING OFFICER LEANN DUCEY: Alright. Thank you.

JANET LATSHAW: Alright, thanks.

HEARING OFFICER LEANN DUCEY: Yes sir. Just state your name so if we transcribe this.

SENIOR POLICE OFFICER STEWART BARNES: It's Officer Stewart Barnes.

HEARING OFFICER LEANN DUCEY: Okay.

SENIOR POLICE OFFICER STEWART BARNES: Just as a matter of clarity so, you made a comment about getting a picture of kinda what happened that day. Senior Police Officer Ryan King was working for our traffic unit. Uh, attempted to initiate a traffic stop on a gentleman driving a vehicle, uhm, that ran, initiated a car chase with officer King.

HEARING OFFICER LEANN DUCEY: Oh, okay.

SENIOR POLICE OFFICER STEWART BARNES: Uh, they came through an alley to the rear of Mr. Latshaw's property. A gentleman exited his vehicle, ran into the back yard where he was taken to the ground by Senior Police Officer King. I think it's at that point that Mr. Latshaw hears his dog barking and, uhm, how it gets out from there, whether he let him out or came through the door I guess is an issue, but,

40

HEARING OFFICER LEANN DUCEY: Okay.

SENIOR POLICE OFFICER STEWART BARNES: That's how the events unfolded and at some point the dog comes outside.

HEARING OFFICER LEANN DUCEY: Yeah, I'm not really too concerned with, except that I was just trying to picture how, how that happened so.

SENIOR POLICE OFFICER STEWART BARNES: Okay.

HEARING OFFICER LEANN DUCEY: That helps. Thank you.

SENIOR POLICE OFFICER STEWART BARNES: You bet.

HEARING OFFICER LEANN DUCEY: Does anyone else have anything to present today? Okay. I have a lot of items to review and want to listen to the testimony today. I take these very, very seriously. I do not take them lightly so I like to be well informed before I make any kind of a ruling so, uh, I will try to get a ruling out by Thursday. If not, it will be the first of next week, but I want to, like I said, review everything very thoroughly and then I will, uh, do a written ruling which Sergeant Raudabaugh or someone from his department will hand deliver to you. And that ruling, uh, will be my final administrative decision. Should you disagree with the decision you do have the right to appeal this decision to the City Council and you would be provided with information on how to do that. So thank you everyone. I hope you don't have a parking ticket. Thank you very much.

I, Renae Lampkin, certify that I transcribed the minutes of the October 27, 2008 Administrative Hearing pertaining to a vicious dog owned by Robert Latshaw.

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Renae Lampkin