

**BLACK DIAMOND POLICE DEPARTMENT
CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE**

That my name is Jamey Kiblinger and that I am a commissioned Assistant Police Chief for the City of Black Diamond Police Department, and that I have reviewed the investigation conducted in Black Diamond Police case number 08-00059 and;


That there is probable cause to believe that Jenee A. Westberg committed the crimes of Violation of the Uniform Controlled Substance Act (2 counts), Possession of a Legend Drug and Possession of Drug Paraphernalia and;

That this belief is based upon the following facts and circumstances: On January 24th 2008, at approximately 2241 hours, Sergeant Heather Dunn of the Black Diamond Police Department made a lawful traffic stop on a vehicle in which Westberg was the driver at the intersection of Roberts Drive and 3rd Avenue, Black Diamond, King County, Washington. During the initial contact with Westberg, Sergeant Dunn noticed a strong odor of marijuana coming from inside the vehicle. Westberg advised she had recently purchased the vehicle and was on her way home after riding her horse. During investigation into the suspected odor and prior to arrest, Westberg handed officers a glass smoking pipe which she advised she had just used to smoke the marijuana and still contained a partially burnt "bowl" of marijuana. Subsequently Westberg was arrested for investigation of possession of marijuana and read her Miranda warning, which she stated she understood and agreed to speak to officers. Incident to arrest, Sergeant Dunn searched Westberg's purse that was located on the passenger seat inside the vehicle. Inside the purse four prescription bottles were located, none of which were prescribed to Westberg. The bottles descriptions and contents, which were later verified by Sergeant Dunn through phone contact with Poison Control, are described as the following; 1) Prescription bottle with partially torn label containing 17 pills, listed to contain Hydrocodone (a Schedule II drug). 2) Prescription bottle prescribed to Sarah Woodruff containing 1 pill, listed to contain Propoxyphene, a generic type of Darvocet (a Schedule IV drug). 3) Prescription bottle distributed from Wilderness Vet Clinic with 7.5 unknown pills. 4) Prescription bottle with removed label containing 6 pills of Ibuprofen 800 (a Legend Drug). Westberg advised Sergeant Dunn that Woodruff had given her the Propoxyphene and that she was taking all of the drugs due to an injury while at work.

Westberg was in possession of Hydrocodone without a valid prescription, a violation of RCW 69.50.4013 (1), a schedule II controlled substance as defined in RCW 69.50.206 (b) (x) and also was in possession without a valid prescription of Propoxyphene, a violation of RCW 69.50.4013 (1), a schedule IV controlled substance as defined in RCW 69.50.210 (a) (2), both Class C Felonies. Furthermore, Westberg possessed without a prescription, Ibuprofen 800 a non scheduled Legend Drug, a violation of RCW 69.41.030 and possessed drug paraphernalia to ingest a controlled substance (marijuana), a violation of RCW 69.50.4121, both Misdemeanors.

2/15/08
KCPD

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me this 15th day of February, 2008, at Black Diamond, King County, Washington.



Jamey Kiblinger, Assistant Police Chief
Black Diamond Police Department

2/15/2008
Date

Certification for Determination of Probable Cause

*** TX REPORT ***

TRANSMISSION OK

| | | |
|----------------|------------------|-------------|
| TX/RX NO | 1171 | |
| CONNECTION TEL | | 12062057475 |
| SUBADDRESS | | |
| CONNECTION ID | Pros Atty Office | |
| ST. TIME | 08/21 03:04 | |
| USAGE T | 00'44 | |
| PGS. SENT | 2 | |
| RESULT | OK | |



BLACK DIAMOND POLICE DEPARTMENT

25510 Lawson Street POB 309
Black Diamond, WA 98010
(253) 631-1012 FAX (360) 886-2901

FAX Transmittal

Date: 8-21-08 Time: 12:00

To: KEPO

Organization: Filing Unit

Phone Number: _____

FAX Number: 206-205-7475

From: Dibbie

Subject: Lab Results

This Transmission Contains 2 Pages Including This Cover Sheet

Please forward to our case previously submitted. Thanks!

AGENCY CASE NUMBER (E)
 08-00059

WASHINGTON STATE PATROL - CRIME LABORATORY SYSTEM
 REQUEST FOR LABORATORY EXAMINATION

WSP LABORATORY NUMBER

NOTE: SEE REVERSE SIDE OF FORM FOR CRIME LABORATORY LOCATIONS & INSTRUCTIONS FOR USING FORM

HAS OTHER EVIDENCE IN THIS CASE BEEN PREVIOUSLY SUBMITTED TO ANY WSP CRIME LAB? YES NO
 OFFENSE ~~WAWS~~ VUCSA
 DATE OF OFFENSE 1-24-08

SUSPECT(S) - LAST, FIRST, MI - DOB: Westberg, Jenee A 1-30-76
 VICTIM(S) - LAST, FIRST, MI - DOB: State of WA
(USE THIS SPACE FOR ELIMINATION PRINTS)

EXAMINATION REQUESTED BY: RUSH COURT DATE:
 NAME (TYPE OR PRINT) Heather Dunn RANK / POSITION Sgt. SIGNATURE H. Dunn DATE 1-25-08

AGENCY Black Diamond PD PDB 809 STREET ADDRESS Black Diamond CITY WA STATE ZIP CODE 94010 PHONE 253 631 1012

| ITEM # | ITEM DESCRIPTION | EXAM CODE | SPECIAL INSTRUCTIONS |
|--------|--|-----------|----------------------|
| HD1 | Rx bottle 17 pills ^{SUSP} Hydrocodone | CON | |
| HD2 | Rx bottle 1 pill susp Darvocet | CON | |
| HD3 | Rx bottle 7.5 pills (2 types) unknown | CON | |
| HD4 | Rx bottle 6 pills ^{SUSP} Ibuprofen 800-legend | CON | |
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FOR LAB USE ONLY

SUBMITTED BY: PRINT NAME DATE / TIME SIGNATURE
 SUBMITTAL METHOD: IN PERSON UPS US CERT MAIL US REG MAIL
 RECEIVED BY: PRINT NAME DATE / TIME SIGNATURE

FOR LAB USE ONLY

TOTAL PARTIAL TRANSFER TO: VIA: DATE/TIME
 RELEASED BY: RECEIVED BY: DATE/TIME
 RELEASED TO: PRINT NAME DATE / TIME SIGNATURE
 RELEASE METHOD: IN PERSON UPS US CERT MAIL US REG MAIL

CHRISTINE O. GREGOIRE
Governor



JOHN R. BATISTE
Chief

STATE OF WASHINGTON
WASHINGTON STATE PATROL

2203 Airport Way South, Suite 250 • Seattle, Washington 98134-2045 • (206) 262-6020 • www.wsp.wa.gov

CRIME LABORATORY REPORT

Agency: Black Diamond Police Department
Agency Rep: Sergeant Heather Dunn
Subject: Suspect - WESTBERG, JENEE A.

Laboratory Number: 108-000815
Agency Case Number: 0800059
Request Number: 0001

The following evidence was received:

Four sealed plastic bags (Items HD1, HD2, HD3, and HD4). Items HD2, HD3, and HD4 were not analyzed.


HD1 contained a plastic bottle holding 17 white, oblong tablets with "M357" imprints. One of these tablets was analyzed and found to contain dihydrocodeinone (a Schedule III preparation of hydrocodone).

TEST CERTIFICATION

The undersigned certifies under penalty of perjury that:

1. I performed the test on the (substance) (object) in question;
2. The person from whom I received the (substance) (object) in question is
Property & Evidence Custodian Victor El Koury;
3. The document on which this certificate appears or to which it is attached is a true and complete copy of my official report; and
4. Such document is a report of the results of a test which report and test were made by the undersigned who has the following qualifications and experience;

BA Chemistry 1990; MS Chemistry 1992; Forensic Scientist since 1998


Cynthia L. Graff, Forensic Scientist
Seattle Crime Laboratory
2203 Airport Way South, Suite 250
Seattle, WA 98134
(206)262-6020

8-18-08
Date



PAGE 02

RPT: PD05-02

POLICE DEPARTMENT DEFENDANT DISPOSITIONS FOR MAY 2008

DEPT: BLACK DIAMOND PD
UNIT: BLKDIA

DEFENDANT: PARKMAN, WISHREE CHARLES DOB: 03/27/1987 POL CASE #: 07399 CAUSE #: 01/104698
UNIT: BLKDIA DETECTIVE: GORAL

CCN: 1843894 REFERRAL: 2070830801 VENUE: KENT
SENTENCE DATE: 05/16/2008 SENTENCE CONDITION - TYPE: CONFINEMENT UNIT: DA AMOUNT: 0000030
CHARGE: COUNT 001 DESCRIPTION: ROSS HEROIN 1.11 DISPOSITION: SURETY AREA CHG CODE: 57346

DEFENDANT: WESTBERG, JENEE AMBER DOB: 01/30/1976 POL CASE #: 0899 CAUSE #: 58SD0211
UNIT: BLKDIA DETECTIVE: SGT. H. DUNN

CCN: 1892516 REFERRAL: 2070830801 VENUE: SENECA
SENTENCE DATE: 05/20/2008 SENTENCE CONDITION - TYPE: PROBATION UNIT: MO AMOUNT: 0000030
CHARGE: COUNT 001 DESCRIPTION: ATT:POS HEROIN 1.11 DISPOSITION: GUILTY PLEA CHG CODE: 15346

INFRACTION **TRAFFIC** **NON-TRAFFIC** **BD 0027234**

IN THE DISTRICT MUNICIPAL COURT OF BLACK DIAMOND WASHINGTON

STATE OF WASHINGTON, PLAINT # VS. NAMED DEFENDANT **08-00059**

COUNTY OF KING

CITY/TOWN OF BLACK DIAMOND

LEA ORI #: WA071500 COURT ORI #: WA07131J

THE UNDERSIGNED CERTIFIES AND SAYS THAT IN THE STATE OF WASHINGTON

DRIVER'S LICENSE NO. [REDACTED] STATE **WA** EXPIRES **1/11** PHOTO I.D. WATCHED YES NO

NAME LAST **Westberg** FIRST **Jenee** MIDDLE **Amber** GDL YES NO

ADDRESS **32830 SE 307th ST** IF NEW ADDRESS PASSENGER

Ravensdale WA 98051 EMPLOYER **Animal Control** OCCASION

DATE OF BIRTH **1-30-76** RACE **W** SEX **F** HEIGHT **5-03** WEIGHT **128** HAIR **BRN** EYES **BRN**

RESIDENTIAL PHONE NO. **206-380-2191** CELL PHONE NO. **360-886-1645** WORK PHONE NO. ()

VIOLATION DATE **1-24-08** TIME **2239** INTERPRETER NEEDED

ON OR ABOUT **1-24-08** 24 HOUR **2239** LANE: ()

AT LOCATION **Sunny Ln + Roberts DR Black Diamond/King** CITY/COUNTY OF **Black Diamond/King**

DID OPERATE THE FOLLOWING VEHICLE/MOTOR VEHICLE ON A PUBLIC HIGHWAY AND

VEHICLE LICENSE NO. **778LSP** STATE **WA** EXPIRES **1/08** VEH. YR. **84** MAKE **Honda** MODEL **TRX** STYLE **2DR** COLOR **Silver**

TRAILER AT LICENSE SK. () STATE EXPIRES () TR. YR. ()

OWNER/COMPANY IF OTHER THAN DRIVER **Laura K Philpot**

ADDRESS **21621 SE 255th PL Maple Valley WA 98038**

ACCIDENT NI R I F COMMERCIAL YES NO HAZARD YES NO EXEMPT FLYING FIRE

VEHICLE NO R.V. OTHER

DID THEN AND THERE COMMIT EACH OF THE FOLLOWING OFFENSES

#1 VIOLATION/STATUTE CODE **RCW 46.61.519** VEHICLE SPEED **124** IN A **ZONE** SMO FACE AIRCRAFT

Open Alcohol Container in Vehicle

#2 VIOLATION/STATUTE CODE **RCW 46.30.020** **550**

No Valid Vehicle Insurance

#3 VIOLATION/STATUTE CODE ()

RELATED # () DATE ISS. ED ()

PRIVACY U.S. \$ **174.00** **674.00**

Served on Violator

Sent to Court for Mailing

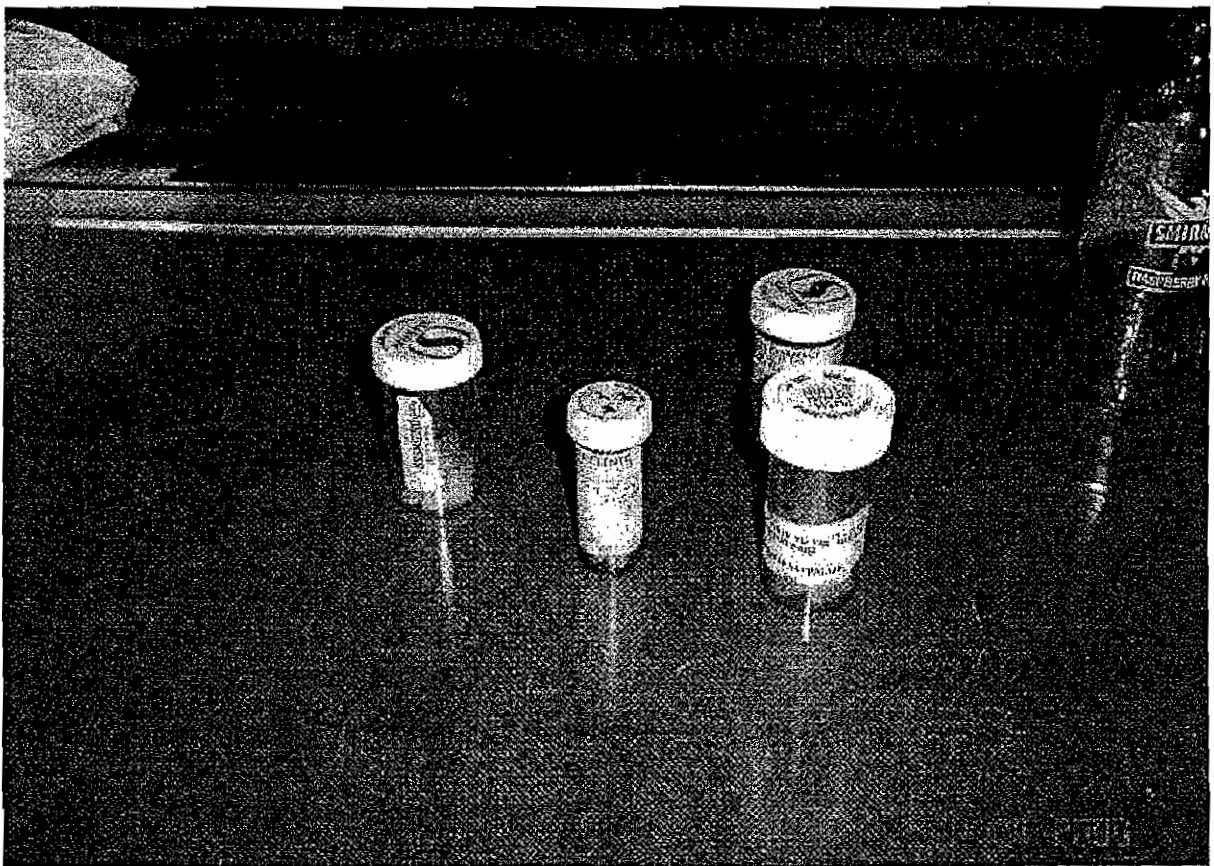
Referred to Prosecutor

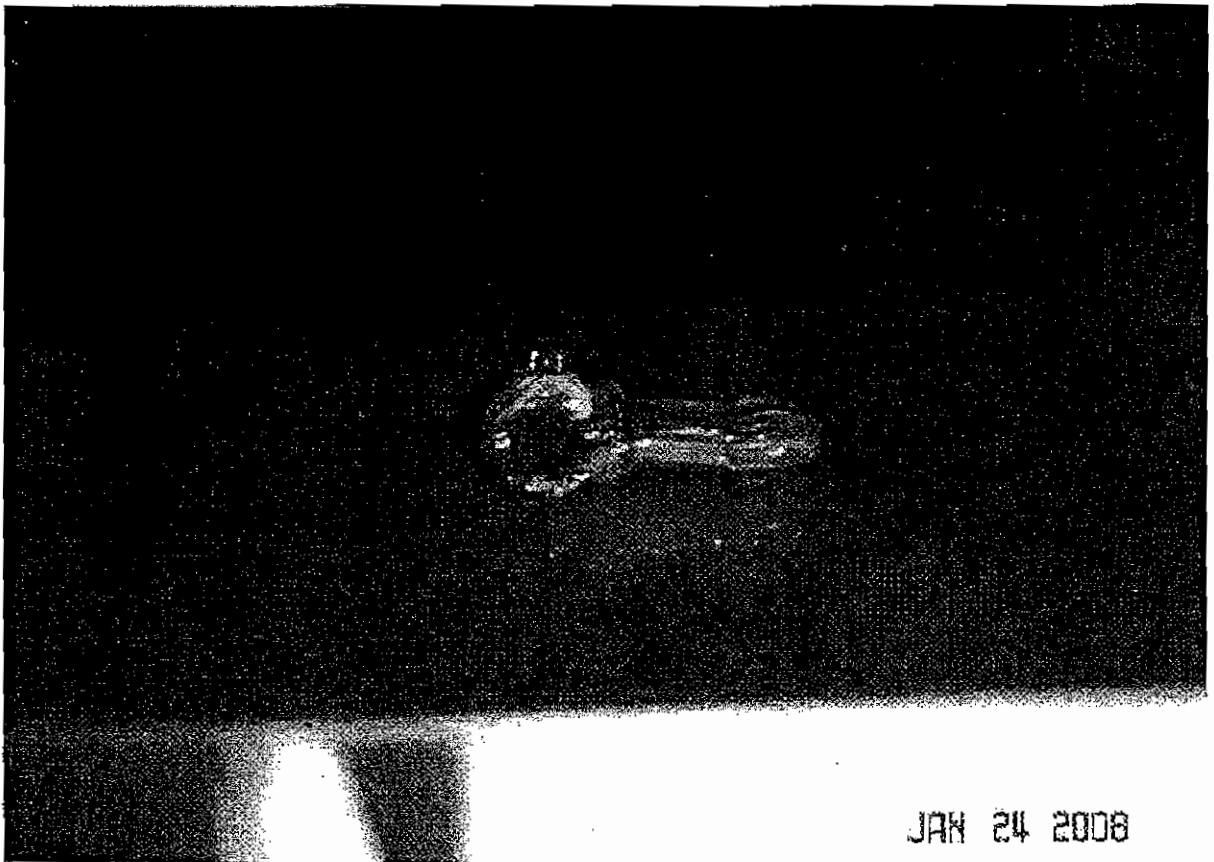
OFFICER **Dunn** RESIDER **1506**

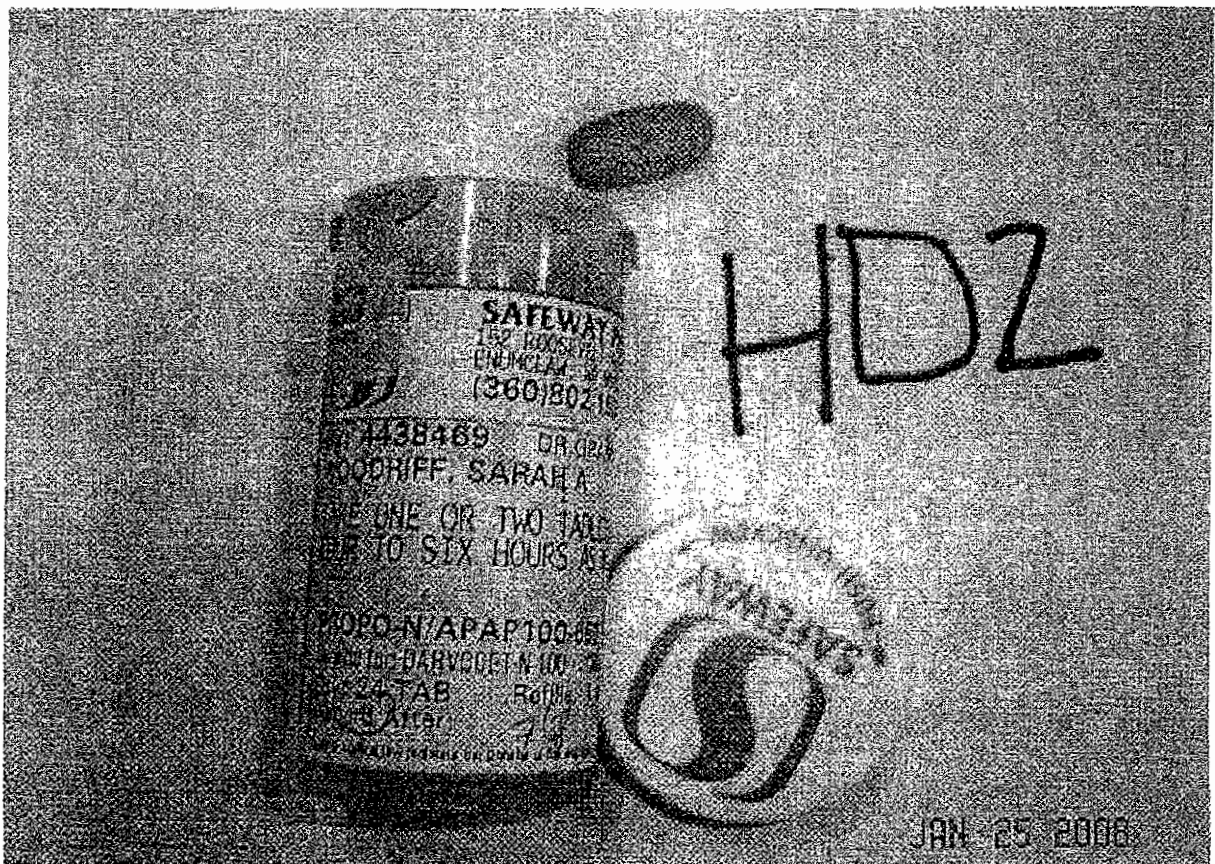
INFRACTION

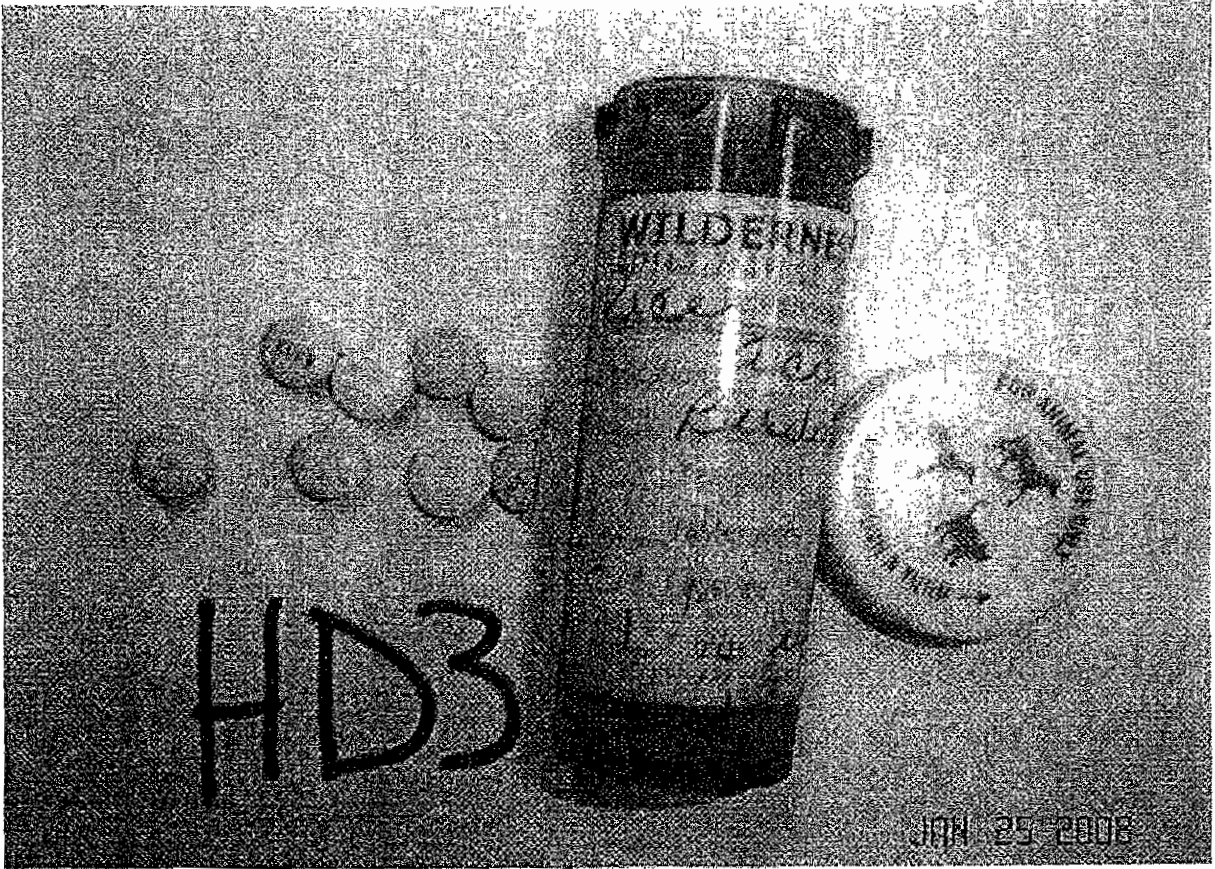
| INF | RESPONSE | DISPOSITION | PENALTY | SUSPENDED | SUB-TOTAL | ADJUDICATORY DATE |
|-----|----------|-------------|---------|-----------|-------------|-------------------|
| 1 | C NC | D NC D P DP | \$ | \$ | \$ | 01/01/08 |
| 2 | D NC | D NC D P DP | \$ | \$ | \$ | |
| 3 | C NC | C NC U P DP | \$ | \$ | \$ | |
| | | | | | TOTAL COSTS | |

BD0027234









INCIDENT REPORT CONTINUED

| | | | | | | | | | | | |
|---|--|--|--|--|----------------------------------|---|---|-----------------------------|-------------------|-----------------|------|
| AGENCY: Black Diamond Police Department | | | | Incident Classification: VUCSA | | | | Report No.: 08-00059 | | | |
| Vehicles | | | | | | | | | | | |
| Code | Stolen Stored Evidence | Impound Abandoned Seized | Victim Suspect Held | Recovered | License No. | License State | License Year | License Type | VIN/IDV | | |
| V-1 | | | | | 778LSP | WA | 01/2008 | Passenger Car | Jhmab522xec009030 | | |
| Year | Make | Model | Body Style | Color | Special Features/Description | | | | | | |
| 1984 | Honda | Pro | 2 Door | Silver/Alum | Nothing of value left in vehicle | | | | | | |
| Registered Owner Name: Philpot, Laura K | | | | | | | | | Home Phone | | Ext. |
| Vehicle Disposition | | Registered Owner's Address, City, State, ZIP | | | | | | | Value \$ | | |
| <input type="checkbox"/> Left at Scene <input type="checkbox"/> Driven Away <input checked="" type="checkbox"/> Towed | | 21621 SE 255th PL, Maple Valley, WA 98038 | | | | | | | | | |
| Locked | Keys in Vehicle | Delinquent Payment | Victim Consent | Driveable | Estimated Damage | Damage | | Shade II | | Damaged Area | |
| <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No | | <input type="checkbox"/> Window <input type="checkbox"/> Top | <input type="checkbox"/> Interior <input type="checkbox"/> Underseat | | | | |
| Tow Company | | | | Hold Requested By: | | | | Hold For | | | |
| Released Info | Date | Time | Release No. | Releasing Authority | | | Compl. Received | Date | Time | Operator's Name | |

Narrative

I am commissioned by the City of Black Diamond to enforce the laws of the State of Washington and the City of Black Diamond. This investigation occurred within the City Limits of Black Diamond, Washington on the times and dates listed below.

On 01/24/08 at approx. 2241 hours, I was on routine patrol at Sunny LN and Roberts DR. A silver colored Honda, WA State plate number 778LSP passed me and I ran the plate number for routine stolen. The return showed the vehicle tabs to be expired 01/20/08. I caught up to the vehicle and initiated a traffic stop at Roberts DR and 3rd AVE.

I made contact with the female driver of the vehicle. I immediately saw a King County badge sitting on her lap. I advised the driver why I stopped her and asked for her license, registration and vehicle insurance. As I was speaking with the driver, later identified as Jenee A. Westberg (DOB: 01/30/76), I could smell an overwhelming odor of marijuana coming from inside the vehicle. Westberg advised me that she had recently purchased the vehicle and was on her way home after riding her horse. I asked Westberg who she worked for and she stated she worked for King County Animal Control. She later advised me she did not have any vehicle insurance. I returned to my vehicle and asked for Narcotics K9 handler, Officer Chatterson, to respond to my location.

Upon Officer Chatterson's arrival, we both recontacted Westberg and spoke with her. Officer Chatterson asked Westberg if there was any marijuana in the vehicle and advised her we could smell the odor of marijuana coming from her vehicle. Westberg advised us that her dog (that was in the vehicle at the time) had just rolled in dead salmon along the river and that was the odor we were smelling. From my training and experience, I positively recognized the odor coming from the vehicle as marijuana. We advised Westberg that we were very sure the odor was not dead salmon and asked Westberg when the last time was that she smoked marijuana. Westberg denied smoking any marijuana and then stated she had just come from a house where others were smoking marijuana. Officer Chatterson advised Westberg that the odor was too strong and that it smelled as if she had smoked the marijuana in her vehicle. Westberg denied smoking any marijuana until I advised her

CONTINUED NEXT PAGE

| | | |
|--|---|---------------------------------|
| AGENCY: Black Diamond Police Department | Incident Classification VUCSA | Incident No. 08-00059 |
|--|---|---------------------------------|

that I wanted her to step out of the vehicle. Westberg then stated she had smoked "a few hits" of marijuana at her parents house approx. 20 minutes prior. She then handed Officer Chatterson a glass smoking pipe from her coat pocket which she stated she had just smoked her marijuana out of. The pipe still contained a partially burnt "bowl" of marijuana (HD5). I asked Westberg to step out of the vehicle, which she did, and advised her she was under arrest for investigation of possession of marijuana. I searched Westberg and placed her in the rear of my patrol vehicle. I asked Westberg if she would be willing to do voluntary field sobriety tests and she stated she would not. I asked Westberg if she had been recently arrested for anything and she stated she had been arrested for shoplifting. Westberg repeatedly asked if I would just let her drive home because she was the on-call animal control officer for the evening. After telling her that it was probably not a good idea that she was the on-call officer because she had just smoked marijuana, Westberg advised that she had lied and was not supposed to be to work until the next morning. Officer Chatterson read Westberg her Miranda warnings from a printed card, which she stated she understood and agreed to speak with us. Westberg advised there was no more marijuana in the vehicle and that we might find a plastic baggie that contained marijuana residue inside the vehicle.

Officer Chatterson applied K9 Sabre to the interior/exterior of the vehicle and found no illegal substances. Officer Chatterson did locate two open 12 oz. bottles of Smirnoff alcohol that still had moisture in the bottom of the bottles. Search of Westberg's purse, I located 4 prescription bottles, none of which showed to be prescribed to Westberg. One of the prescription bottles had the label torn off other than the lower left hand corner which indicated the pills in the bottle were hydrocodone. There were 17 pills in the bottle (HD1). A second prescription bottle filled at Safeway indicated that the pills were a generic type of Darvocet and prescribed to Sarah A. Woodriff. There was one pill in the bottle (HD2). I asked Westberg who Woodriff was and she stated that Woodriff was a dog and the pills were prescribed to that dog. I confronted Westberg that Safeway does not fill prescriptions for animals and that she was lying to me. She then told me she was sorry and that her friend, Sarah Woodriff, had left the pills at her house and she was returning them to her. She then later changed her story again and stated Woodriff had given her the pills after Woodriff gave birth to a child. A third prescription bottle located in Westberg's purse was from Wilderness Vet Clinic in Maple Valley. The bottle label advised it contained Ace 25mg, which I later learned was not a controlled substance. The bottle contained two types of pills, both yellow in color. One type of pill was labeled 4333 (5.5 pills located) and the second type of pill was labeled 02/20 (2 pills located) (HD3). A fourth prescription bottle found in Westberg's purse contained 6 pills. The bottle label had been removed and the pills were labeled IBU 800 (HD4). Westberg advised me that she had been injured at work by lifting a heavy dog and missed a day of work due to that injury. She stated that was why she was taking the medications.

Westberg requested I contact her Sergeant from King County Animal Control, Sgt. Steve Couvion. She requested Sgt. Couvion come to the scene to take possession of her dog. I contacted Sgt. Couvion and advised him of my contact with Westberg. He stated he was the on-call officer for the evening and would come to the scene.

Upon Sgt. Couvion's arrival, he took custody of Westberg's dog from the vehicle. I advised him that Westberg was in custody for felony VUCSA. I advised that she would not be booked into jail but that the charges would be forwarded to the King County Prosecutor's Office. I advised Sgt. Couvion

CONTINUED NEXT PAGE

INCIDENT REPORT CONTINUED

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|--|---|---------------------------------|
| AGENCY: <i>Black Diamond Police Department</i> | Incident Classification <i>VUCSA</i> | Incident No. <i>08-00059</i> |
|--|---|---------------------------------|

that this was not a professional courtesy and that cases such as these are often handled this way. Sgt. Couvion advised that he agreed and stated Westberg should be processed the same as any other subject.

At approx. 0018 hours, I cited Westberg for Open Container and No Valid Vehicle Insurance (BD0027234). I advised her charges of VUCSA, would be forwarded to the King County Prosecutor's Office and she was released to Sgt. Couvion. Her vehicle was impounded with Royal Towing of Black Diamond.

It should be noted that charges of DUI will not be forwarded due to insufficient evidence that being under the influence of marijuana affected her ability to drive.

All evidence items were transported to the Black Diamond police station and processed into evidence. The pills located in Westberg's purse will be sent to the WSP crime lab to confirm their content.

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct

A. Dunn 1506 *1-25-08 Black Diamond*
Signature of Officer Date/Place Signed

END OF INCIDENT REPORT

Black Diamond Police Department

PROPERTY/EVIDENCE REPORT

PAGE 1 INCIDENT NO. 08-00059

| | | |
|--------------------|---|--------------------|
| DATE 01/25/2008 | INCIDENT CLASSIFICATION VUCSA | DIVISION Patrol |
| CRIME DATE | INCIDENT LOCATION Sunny LN and Roberts DR, Black Diamond, WA 98010 | KEY CASE NUMBER |

| | |
|--|--------------------------|
| REPORTING OFFICER Dunn, Heather M | ID 1506 |
| ASSIGNED DETECTIVE | DETECTIVE'S STATION/UNIT |
| PERSON SUBMITTING (OTHER THAN DEPARTMENT) | OUTSIDE AGENCY CASE NO. |
| ADDRESS | PHONE |
| HAS OTHER EVIDENCE BEEN PREVIOUSLY SUBMITTED ON THIS CASE? | LAB SERVICE? Yes |

| EVIDENCE INFORMATION SECTION | | | |
|------------------------------|----------------------------------|--|------------------------------|
| ITEM # | LAB SERVICE? | ITEM DESCRIPTION | QUANTITY |
| HD1 | Yes | Rx bottle 17 pills | |
| MAKE Hydrocodone | MODEL | CALIBER | VALUE |
| ID/SERIAL NUMBER | EVIDENCE TYPE Found Narcotics | FILE CONTROL # | PLACE BAR CODE LABEL HERE |
| PROP. AFFILIATION Suspect | NAME Westberg, Jenee Amber | SEARCH WARRANT? FINDER WISHES TO CLAIM? | |

| | | | |
|------------------------------|----------------------------------|--|------------------------------|
| ITEM # | LAB SERVICE? | ITEM DESCRIPTION | QUANTITY |
| HD2 | Yes | Rx bottle 1 pill | |
| MAKE Darvocet | MODEL | CALIBER | VALUE |
| ID/SERIAL NUMBER | EVIDENCE TYPE Found Narcotics | FILE CONTROL # | PLACE BAR CODE LABEL HERE |
| PROP. AFFILIATION Suspect | NAME Westberg, Jenee Amber | SEARCH WARRANT? FINDER WISHES TO CLAIM? | |

| | | | |
|------------------------------|----------------------------------|--|------------------------------|
| ITEM # | LAB SERVICE? | ITEM DESCRIPTION | QUANTITY |
| HD3 | Yes | Rx Bottle 7.5 pills (2 types) | |
| MAKE unknown | MODEL | CALIBER | VALUE |
| ID/SERIAL NUMBER | EVIDENCE TYPE Found Narcotics | FILE CONTROL # | PLACE BAR CODE LABEL HERE |
| PROP. AFFILIATION Suspect | NAME Westberg, Jenee Amber | SEARCH WARRANT? FINDER WISHES TO CLAIM? | |

| | | | |
|------------------------------|----------------------------------|--|------------------------------|
| ITEM # | LAB SERVICE? | ITEM DESCRIPTION | QUANTITY |
| HD4 | No | Rx bottle 6 pills | |
| MAKE Ibuprofen 800 | MODEL | CALIBER | VALUE |
| ID/SERIAL NUMBER | EVIDENCE TYPE Found Narcotics | FILE CONTROL # | PLACE BAR CODE LABEL HERE |
| PROP. AFFILIATION Suspect | NAME Westberg, Jenee Amber | SEARCH WARRANT? FINDER WISHES TO CLAIM? | |

| | | | |
|------------------------------|----------------------------------|--|------------------------------|
| ITEM # | LAB SERVICE? | ITEM DESCRIPTION | QUANTITY |
| HD5 | No | Glass Smoking Pipe | |
| MAKE | MODEL | CALIBER | VALUE |
| ID/SERIAL NUMBER | EVIDENCE TYPE Found Narcotics | FILE CONTROL # | PLACE BAR CODE LABEL HERE |
| PROP. AFFILIATION Suspect | NAME Westberg, Jenee Amber | SEARCH WARRANT? FINDER WISHES TO CLAIM? | |

Black Diamond Police Department

PAGE
2

INCIDENT NO.
08-00059

ANALYSIS (Lab. use only)

| ANALYSIS TYPE | PERSON ASSIGNED | ITEMS | DATE ASSIGNED | DATE COMPLETED | REGULAR TIME | OVERTIME | ADDITIONAL PROCESS |
|---------------|-----------------|-------|---------------|----------------|--------------|----------|--------------------|
| | | | | | | | |
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NARRATIVE

HD1 Rx bottle 17 pills suspected Hydrocodone located in purse
HD2 Rx bottle 1 pill suspected Darvocet located in purse
HD3 Rx bottle 7.5 pills unknown content located in purse
HD4 Rx bottle 6 pills suspected Ibuprofen 800 (Legend drug) located in purse
HD5 Glass smoking pipe located in suspect coat pocket

END OF REPORT

PROPERTY EVIDENCE FORM

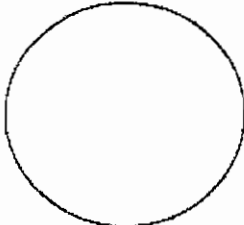


Black Diamond Police Department

Motor Vehicle Report

25510 Lawson Street, POB 309
Black Diamond, WA 98010
Business (253) 631-1012 FAX (360) 886-2901

| | | | | |
|---|---|---|---|---|
| Date: 01/24/08 | Dispatch/On View Time: 2241 | BDD Case #: | Time Arrived: | Time Cleared: |
| Report Classification | <input type="checkbox"/> Vehicle Theft <input type="checkbox"/> Vehicle Theft & Recovery | <input type="checkbox"/> Vehicle Recovery Only <input type="checkbox"/> Theft of Two License Plates Only | <input checked="" type="checkbox"/> Impound <input type="checkbox"/> Impound Waiver <input type="checkbox"/> See Back | |
| Offense Classification (DUI, DWLS, etc.): VUCSA / Poss of Paraphernalia | | | | |
| LOCATION: Roberts Dr. & Sunny Ln | | | | |
| Vehicle Information | | | | |
| License Number: 778LSP | ST WA | Exp: 01/20/08 | VIN: JHMAB52A8E00903A | |
| Year: 84 | MKE: Honda | MOD: Prelude | Style: 2 Door | Color 1: Silver Color 2: Silver |
| Registered Owner: Philpat, Laura K | Address: 21621 SE 255 PL | | City: Maple Valley | ST WA ZIP 98038 |
| Driver: Westberg, Jenee A | Address: 28518 21st Ave SE | | City: Kent | ST WA ZIP 98042 |
| Home Phone: () - () - () | (ext) | Work Phone: () - () - () | (ext) | |
| Legal Owner: <input type="checkbox"/> same | Address: | | City: | ST ZIP |
| Home Phone: () - () - () | (ext) | Work Phone: () - () - () | (ext) | |
| Special Identifying Characteristics (Damage, Wheels, Custom Items, etc.): | | | | |
| Vehicle Theft Information | | | | |
| Location: | City: | | ST: | ZIP: |
| <input type="checkbox"/> same | | | | |
| Check Applicable Box | <input type="checkbox"/> Garage | <input type="checkbox"/> Carport | <input type="checkbox"/> Driveway | <input type="checkbox"/> Street |
| | <input type="checkbox"/> Alley | <input type="checkbox"/> Repair Facility | <input type="checkbox"/> Parking Lot | <input type="checkbox"/> Other (Indicate in report) |
| Person Reporting Theft: | Address: | | City: | ST ZIP |
| Home Phone: () - () - () | (ext) | Work Phone: () - () - () | (ext) | |
| Check Applicable Box | | | | |
| <input type="checkbox"/> Divorce or Separation in Progress | <input type="checkbox"/> Payments Overdue | <input type="checkbox"/> Doors Locked | <input type="checkbox"/> Keys in Car | <input type="checkbox"/> Engine Running |
| <input type="checkbox"/> Ignition Locked | | | | |
| Sobriety of Reporting Person | <input type="checkbox"/> Has not been drinking | <input type="checkbox"/> HBD (Has been drinking) | <input type="checkbox"/> Intoxicated | <input type="checkbox"/> Unknown |
| <input type="checkbox"/> Other (Indicate in report) | | | | |
| Insurance Company: | Agent: | | Phone: () - () - () | |
| Owner/Agent Affidavit of Theft | | | | |
| I, THE UNDERSIGNED, HEREBY DECLARE THIS TO BE A TRUE AND CORRECT REPORT. I DID NOT GIVE ANYONE PERMISSION TO TAKE OR USE THE DESCRIBED VEHICLE. I AM THE OWNER OR PERSON WHO WAS LEGALLY IN POSSESSION OF THE DESCRIBED VEHICLE AND I WILL TESTIFY IN COURT, UNDER OATH TO THE FACTS HEREIN. I UNDERSTAND THAT I MAY BE CHARGED WITH VIOLATION OF RCW 9A.06.00, "OBSTRUCTION JUSTICE" BY FILING A FALSE REPORT. IF I REGAIN POSSESSION OF THIS VEHICLE, I UNDERSTAND THAT I MUST NOTIFY THE POLICE DEPARTMENT IMMEDIATELY OF THE RECOVERY. I ALSO UNDERSTAND THAT I MAY BE CHARGED WITH VIOLATION OF 46.52.110 AND ALSO HELD LIABLE FOR ANY EXPENSES RESULTING FROM MY FAILURE TO NOTIFY THE POLICE DEPARTMENT. | | | | |
| Date: | Time: | Signature of Reporting Person X | | |
| Recovery, Impound, Waiver or Release Information | | | | |
| Location: | City: | | ST: | ZIP: |
| <input type="checkbox"/> same | | | | |
| Condition of Recovery: | <input type="checkbox"/> Same as when Stolen | <input type="checkbox"/> Total Loss | <input type="checkbox"/> Other - See Narrative | |
| Vehicle Missing/Stripped of: | <input type="checkbox"/> License Plates | <input type="checkbox"/> VIN Plate | <input type="checkbox"/> Transmission | <input type="checkbox"/> Engine |
| | <input type="checkbox"/> Punched Ignition | <input type="checkbox"/> Keys | <input type="checkbox"/> Hot Wired | <input type="checkbox"/> Coasted/Pushed |
| How Started: | <input type="checkbox"/> Punched Ignition | <input type="checkbox"/> Keys | <input type="checkbox"/> Hot Wired | <input type="checkbox"/> Coasted/Pushed |
| <input type="checkbox"/> Hold | Reason for Hold | <input type="checkbox"/> DWLS | <input type="checkbox"/> DUI | <input type="checkbox"/> Other: |
| | | | # of Days on Hold | <input type="checkbox"/> Safe Keeping Only |
| Impound Inventory - Narrative | | | | |
| Nothing of value in vehicle | | | | |
| | | | | |
| Tow Company: | Towed From / To: | | City: | Tow Operator's Signature: |
| NAME: Royal Towing | FROM: Roberts Dr. / 3rd Ave | Black Diamond | | Black Diamond |
| ADD: Black Diamond | TO: Royal Towing | Black Diamond | | |
| OFFICER SIGNATURE: | SERIAL: 1504 | UNIT: K970 | DATE: 01-24-08 | |



SUPERFORM

| | | |
|--|------------|-------------------------|
| CONJCN NUMBER | B/A NUMBER | PCN NUMBER |
| AGENCY: <input type="checkbox"/> UNINCORPORATED KING COUNTY <input checked="" type="checkbox"/> CITY OF BLACK DIAMOND | | 08-00059 CASE NUMBER |
| | | FILE NUMBER |

| | | | |
|---|---|---|--|
| DATE OF ARREST/TIME 01/24/08 2241hours | BOOKING DATE/TIME | ARREST LOCATION Roberts DR and 3 rd AVE, Black Diamond WA | |
| NAME (LAST, FIRST, MIDDLE/JR., SR., 1 st , 2 nd) Westberg, Jenee Amber | | ALIAS, NICKNAMES | |
| IDENTITY IN DOUBT? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | DOB 01/30/76 | SEX F | RACE W |
| | HGT 5-03 | WGT 128 | EYES Bm |
| | HAIR Bm | SKIN TONE fair | |
| SCARS, MARKS, TATTOOS, DEFORMITIES | | | ARMED/DANGEROUS YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> |
| LAST KNOWN ADDRESS 32830 SE 309 th ST, Ravensdale WA 98051 | | CITY | STATE |
| ZIP# | | RESIDENCE PHONE 360 886-1645 | BUSINESS PHONE 206 380-2191 |
| CITIZENSHIP US | | SOCIAL SECURITY NUMBER | |
| OCCUPATION King County Animal Control | | EMPLOYER, SCHOOL (ADDRESS, SHOP/UNION NUMBER) | |
| DRIVER'S LICENSE # | STATE WA | AFIS # | FBI # |
| | STATE ID # | | |
| VEHICLE LICENSE # | STATE | YEAR | MAKE |
| | MODEL | VEHICLE LOCATION | |
| TOW COMPANY | | | |
| PERSON TO BE CONTACTED IN CASE OF EMERGENCY | | RELATIONSHIP | ADDRESS |
| CITY | | STATE | PHONE |
| 1) OFFENSE <input type="checkbox"/> DV VUCSA Possession (2 counts) | RCWORD# RCW 69.50.4013 | COURT/CAU# | CITATION # |
| 2) OFFENSE <input type="checkbox"/> DV | RCWORD# | COURT/CAU# | CITATION # |
| 3) OFFENSE <input type="checkbox"/> DV | RCWORD# | COURT/CAU# | CITATION # |
| 4) OFFENSE <input type="checkbox"/> DV | RCWORD# | COURT/CAU# | CITATION # |
| ANY OTHER ADDITIONAL CHARGES Poss of Legend Drug/Paraphernalia | | CRIMINAL TRAFFIC CITATION ATTACHED? YES <input type="checkbox"/> NO <input type="checkbox"/> | ACCOMPLICES |
| LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL | | | |
| LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE YES <input type="checkbox"/> NO <input type="checkbox"/> IF YES DESCRIBE: (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #) | | | |
| TOTAL CASH OF ARRESTEE \$ 0 | WAS CASH TAKEN INTO EVIDENCE? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> AMOUNT: \$ | | SIGNATURE OF JAIL STAFF RECEIVING ITEMS/SERIAL # |
| ARRESTING OFFICER/SERIAL # Sgt. H. Dunn #1506 | TRANSPORTING OFFICER/SERIAL # | | SUPERVISOR SIGNATURE/SERIAL # |
| SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #) <i>H. Dunn 1506</i> | | CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME/SERIAL #/PHONE) Sgt. Heather Dunn (253) 631-1012 | |
| MISDEMEANOR BOOKINGS: Complete to this line. FELONY BOOKINGS: Complete both sides. OBJECTION TO RELEASE (MISDEMEANOR OR FELONY) IS ON REVERSE SIDE. | | | |
| COUNT FILE | SUPERIOR COURT <input type="checkbox"/> | IN CUSTODY | COURT CAUSE (STAMP OR WRITE) |
| | FILING INFO. <input type="checkbox"/> | AT LARGE | |
| | <input type="checkbox"/> | OUT ON BOND | |
| COURT/DIST. | DIST. CT. | SUP. CT. DATE | WARRANT NUMBER |
| CT. NO. | BOND # | | |
| WARRANT DATE | OFF CODE OFFENSE | AMOUNT OF BAIL \$ | FELONY <input type="checkbox"/> BENCH <input type="checkbox"/> |
| | | | MISD <input type="checkbox"/> ARREST <input type="checkbox"/> |
| POLICE AGENCY ISSUING | COURT | WARRANT RELEASED TO: SERIAL UNIT DATE TIME | |
| PERSON APPROVING EXTRADITION | SEAKING-LOCAL ONLY WACIO-STATE WIDE <input type="checkbox"/> | NCIC-WILL EXTRADITE FROM ID & OR ONLY <input type="checkbox"/> | NCIC-WILL EXTRADITE FROM OR, ID, MT, WY, CA, NV, UT, CO, AZ, NM, HI, AK <input type="checkbox"/> |
| | | | NCIC-WILL EXTRADITE FROM ALL 50 STATES <input type="checkbox"/> |
| CCNR _____ | DOE _____ | CLEARANCE | DOC _____ |
| WAC# _____ | TOE _____ | | TOC _____ |
| NICK# _____ | OP# _____ | | OP# _____ |

RCW 69.50.4013

Possession of controlled substance — Penalty.

(1) It is unlawful for any person to possess a controlled substance unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his or her professional practice, or except as otherwise authorized by this chapter.

(2) Except as provided in RCW 69.50.4014, any person who violates this section is guilty of a class C felony punishable under chapter 9A.20 RCW.

[2003 c 53 § 334.]

Notes:

Intent — Effective date — 2003 c 53: See notes following RCW 2.48.180.

RCW 69.50.206
Schedule II.

(a) The drugs and other substances listed in this section, by whatever official name, common or usual name, chemical name, or brand name designated, are included in Schedule II.

(b) Substances. (Vegetable origin or chemical synthesis.) Unless specifically excepted, any of the following substances, except those listed in other schedules, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by combination of extraction and chemical synthesis:

(1) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate, excluding apomorphine, dextrorphan, nalbuphine, nalmefene, naloxone, and naltrexone, and their respective salts, but including the following:

- (i) Raw opium;
- (ii) Opium extracts;
- (iii) Opium fluid;
- (iv) Powdered opium;
- (v) Granulated opium;
- (vi) Tincture of opium;
- (vii) Codeine;
- (viii) Ethylmorphine;
- (ix) Etorphine hydrochloride;
- (x) Hydrocodone;
- (xi) Hydromorphone;
- (xii) Metopon;
- (xiii) Morphine;
- (xiv) Oxycodone;
- (xv) Oxymorphone; and
- (xvi) Thebaine.

(2) Any salt, compound, isomer, derivative, or preparation thereof that is chemically equivalent or identical with any of the substances referred to in subsection (b)(1) of this section, but not including the lequinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves and any salt, compound, derivative, or preparation of coca leaves including cocaine and ecgonine, and their salts, isomers, derivatives, and salts of isomers and derivatives, and any salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(5) Methylbenzoyllecgonine (cocaine — its salts, optical isomers, and salts of optical isomers).

(6) Concentrate of poppy straw (The crude extract of poppy straw in either liquid, solid, or powder form which contains the phenanthrene alkaloids of the opium poppy.)

(c) Opiates. Unless specifically excepted or unless in another schedule, any of the following synthetic opiates, including its isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation, dextrorphan and levopropoxyphene excepted:

- (1) Alfentanil;
- (2) Alphaprodine;
- (3) Anileridine;
- (4) Bezltramide;
- (5) Bulk dextropropoxyphene (nondosage forms);
- (6) Carfentanil;
- (7) Dihydrocodeine;
- (8) Diphenoxylate;
- (9) Fentanyl;
- (10) Isomethadone;
- (11) Levomethorphan;
- (12) Levorphanol;
- (13) Metazocine;
- (14) Methadone;
- (15) Methadone—intermediate, 4-cyano-2-dimethylamino-4, 4-diphenyl butane;
- (16) Moramide—intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid;
- (17) Pethidine (meperidine);
- (18) Pethidine—intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine;
- (19) Pethidine—intermediate-B, ethyl-4-phenylpiperidine-4-carboxylate;
- (20) Pethidine—intermediate-C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
- (21) Phenazocine;
- (22) Piminodins;
- (23) Racemethorphan;
- (24) Racemorphan;
- (25) Sufentanil.

(d) **Stimulants.** Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

- (1) Amphetamine, its salts, optical isomers, and salts of its optical isomers;
- (2) Methamphetamine, its salts, isomers, and salts of its isomers;
- (3) Phenmetrazine and its salts;
- (4) Methylphenidate.

(e) **Depressants.** Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a depressant effect on the central nervous

system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) Amobarbital;
- (2) Glutethimide;
- (3) Pentobarbital;
- (4) Phencyclidine;
- (5) Secobarbital.
- (f) Hallucinogenic substances.

(1) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a United States Food and Drug Administration approved drug product. (Some other names for dronabinol [8aR-trans]-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-3-pentyl-6H-dibenzo[b,d]pyran-1-ol, or (-)-delta-9-(trans)-tetrahydrocannabinol.)

(2) Nabilone; Some trade or other names are (±)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,8-dimethyl-9H-dibenzo[b,d]pyran-9-one.

(g) Immediate precursors. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine:

(i) Phenylacetone: Some trade or other names phenyl-2-propanone, P2P, benzyl methyl ketone, methyl benzyl ketone.

(2) Immediate precursors to phencyclidine (PCP):

(i) 1-phenylcyclohexylamine;

(ii) 1-piperidinocyclohexanecarbonitrile (PCC).

The controlled substances in this section may be rescheduled or deleted as provided for in RCW 69.50.201.

[1993 c 187 § 6; 1986 c 124 § 4; 1980 c 136 § 2; 1971 ex.s. c 308 § 89.50.206.]

Notes:

State board of pharmacy may change schedules of controlled substances: RCW 69.50.201.

RCW 69.50.210
Schedule IV.

Unless specifically excepted by state or federal law or regulation or more specifically included in another schedule, the following controlled substances are listed in Schedule IV:

(a) Any material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

- (1) Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.
- (2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1,2-diphenyl-3-methyl-2-propionoxybutane).

(b) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any quantity of the following substances having a depressant effect on the central nervous system, including their salts, isomers, and salts of isomers whenever the existence of those salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) Alprazolam;
- (2) Barbitol;
- (3) Bromazepam;
- (4) Camazepam;
- (5) Chloral betaine;
- (6) Chloral hydrate;
- (7) Chlordiazepoxide;
- (8) Clonazepam;
- (9) Clonazepam;
- (10) Clorazepate;
- (11) Clotiazepam;
- (12) Cloxazolam;
- (13) Delorazepam;
- (14) Diazepam;
- (15) Estazolam;
- (16) Ethchlorvynol;
- (17) Ethinamate;
- (18) Ethyl loflazepate;
- (19) Fludiazepam;
- (20) Flunitrazepam;
- (21) Flurazepam;
- (22) Halazepam;
- (23) Haloxazolam;
- (24) Ketazolam;

- (25) Loprazolam;
- (26) Lorazepam;
- (27) Lormetazepam;
- (28) Mebutamate;
- (29) Medazepam;
- (30) Meprobamate;
- (31) Methohexital;
- (32) Methylphenobarbital (mephobarbital);
- (33) Midazolam;
- (34) Nimetazepam;
- (35) Nitrazepam;
- (36) Nordiazepam;
- (37) Oxazepam;
- (38) Oxazolam;
- (39) Paraldehyde;
- (40) Petrichloral;
- (41) Phenobarbital;
- (42) Pinazepam;
- (43) Prazeepam;
- (44) Quazepam;
- (45) Temazepam;
- (46) Tetrazepam;
- (47) Triazolam.

(c) Any material, compound, mixture, or preparation containing any quantity of the following substance, including its salts, isomers, and salts of such isomers, whenever the existence of such salts, isomers, and salts of isomers is possible: Fenfluramine.

(d) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system, including their salts, isomers, and salts of isomers:

- (1) Cathine((+)norpseudoephedrine);
- (2) Diethylpropion;
- (3) Fencamfamin;
- (4) Fenproporex;
- (5) Mazindol;

- (6) Mefenorex;
- (7) Pemoline (including organometallic complexes and chelates thereof);
- (8) Phentermine;
- (9) Pipradrol;
- (10) SPA ((-)-1-dimethylamino-1, 2-dephenylethane).

(e) Other substances. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any quantity of the following substance, including its salts:

- (1) Pentazocine.

The state board of pharmacy may except by rule any compound, mixture, or preparation containing any depressant substance listed in subsection (b) of this section from the application of all or any part of this chapter if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances having a depressant effect on the central nervous system.

The controlled substances listed in this section may be rescheduled or deleted as provided for in RCW 69.50.201.

[1993 c 187 § 10; 1986 c 124 § 6; 1981 c 147 § 2; 1980 c 138 § 4; 1971 ex.s. c 308 § 69.50.210.]

Notes:

State board of pharmacy may change schedules of controlled substances: RCW 69.50.201.

RCW 69.41.030**Sale, delivery, or possession of legend drug without prescription or order prohibited — Exceptions — Penalty.**

(1) It shall be unlawful for any person to sell, deliver, or possess any legend drug except upon the order or prescription of a physician under chapter 18.71 RCW, an osteopathic physician and surgeon under chapter 18.57 RCW, an optometrist licensed under chapter 18.53 RCW who is certified by the optometry board under RCW 18.53.010, a dentist under chapter 18.32 RCW, a podiatric physician and surgeon under chapter 18.22 RCW, a veterinarian under chapter 18.92 RCW, a commissioned medical or dental officer in the United States armed forces or public health service in the discharge of his or her official duties, a duly licensed physician or dentist employed by the veterans administration in the discharge of his or her official duties, a registered nurse or advanced registered nurse practitioner under chapter 18.79 RCW when authorized by the nursing care quality assurance commission, an osteopathic physician assistant under chapter 18.57A RCW when authorized by the board of osteopathic medicine and surgery, a physician assistant under chapter 18.71A RCW when authorized by the medical quality assurance commission, a physician licensed to practice medicine and surgery or a physician licensed to practice osteopathic medicine and surgery, a dentist licensed to practice dentistry, a podiatric physician and surgeon licensed to practice podiatric medicine and surgery, or a veterinarian licensed to practice veterinary medicine, in any province of Canada which shares a common border with the state of Washington or in any state of the United States: PROVIDED, HOWEVER, That the above provisions shall not apply to sale, delivery, or possession by drug wholesalers or drug manufacturers, or their agents or employees, or to any practitioner acting within the scope of his or her license, or to a common or contract carrier or warehouseman, or any employee thereof, whose possession of any legend drug is in the usual course of business or employment: PROVIDED FURTHER, That nothing in this chapter or chapter 18.64 RCW shall prevent a family planning clinic that is under contract with the department of social and health services from selling, delivering, possessing, and dispensing commercially prepackaged oral contraceptives prescribed by authorized, licensed health care practitioners.

(2)(a) A violation of this section involving the sale, delivery, or possession with intent to sell or deliver is a class B felony punishable according to chapter 9A.20 RCW.

(b) A violation of this section involving possession is a misdemeanor.

[2003 c 142 § 3; 2003 c 53 § 323; 1996 c 178 § 17; 1994 sp.s. c 9 § 737; 1991 c 30 § 1; 1990 c 219 § 2; 1987 c 144 § 1; 1981 c 120 § 1; 1979 ex.s. c 139 § 2; 1977 c 69 § 1; 1973 1st ex.s. c 188 § 3.]

Notes:

Reviser's note: This section was amended by 2003 c 53 § 323 and by 2003 c 142 § 3, each without reference to the other. Both amendments are incorporated in the publication of this section under RCW 1.12.025(2). For rule of construction, see RCW 1.12.025(1).

Severability -- 2003 c 142: See note following RCW 18.53.010.

Intent -- Effective date -- 2003 c 53: See notes following RCW 2.48.180.

Effective date -- 1996 c 178: See note following RCW 18.35.110.

Severability -- Headings and captions not law -- Effective date -- 1994 sp.s. c 9: See RCW 18.79.900 through 18.79.902.

Finding -- 1990 c 219: "The legislature finds that Washington citizens in the border areas of this state are prohibited from having prescriptions from out-of-state dentists and veterinarians filled at their in-state pharmacies, and that it is in the public interest to remove this barrier for the state's citizens." [1990 c 219 § 1.]

RCW 69.50.412

Prohibited acts: E — Penalties.

(1) It is unlawful for any person to use drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance. Any person who violates this subsection is guilty of a misdemeanor.

(2) It is unlawful for any person to deliver, possess with intent to deliver, or manufacture with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance. Any person who violates this subsection is guilty of a misdemeanor.

(3) Any person eighteen years of age or over who violates subsection (2) of this section by delivering drug paraphernalia to a person under eighteen years of age who is at least three years his junior is guilty of a gross misdemeanor.

(4) It is unlawful for any person to place in any newspaper, magazine, handbill, or other publication any advertisement, knowing, or under circumstances where one reasonably should know, that the purpose of the advertisement, in whole or in part, is to promote the sale of objects designed or intended for use as drug paraphernalia. Any person who violates this subsection is guilty of a misdemeanor.

(5) It is lawful for any person over the age of eighteen to possess sterile hypodermic syringes and needles for the purpose of reducing bloodborne diseases.

[2002 c 213 § 1; 1981 c 48 § 2.]

Notes:

Severability — 1981 c 48: See note following RCW 69.50.102.

01/25/08 00:14:02 FROM ACCESS - TERMINAL ID: DOLDB FOR UNIT: ??????
D ..WA01715B5.OLN/WESTBJA245BT
SOC/573-43-8040 01-25-08 RESTRICTIONS:
WESTBERG, JENEE AMBER DOB/01-30-1976 FEMALE COR LENS
R/28518 210TH AVE SE EYE/BRN;HGT/5-03;WGT/128
R/KENT WA 98042
PDL:ISS/01-20-06 EXP/01-30-11 DUI/PC 00 VEH 00 CDL:STATUS: NONE
STATUS: CLEAR RD/DUI 00 VA 00
DWLS/R 1ST:00 DWLS/R 2ND:00 DWLS/R 3RD:00
DONOR: Y

01/25/08 00:34:25 FROM ACCESS - TERMINAL ID: DOLDB FOR UNIT: ??????
L..WA01715B5.LIC/778LSP
VIN/JHMAB522XEC009030
.VYR/1984.VMA/HONDA.VMO/PRE2D
EXP DATE/01-20-2008
PHILPOT, LAURA K PIC NAME1 PHILPLK259C8
21621 SE 255TH PL VEHICLE SOLD 12/11/2007
MAPLE VALLEY, WA, 98038 TAB# IS R662971 08
LEGAL OWNER SAME AS ABOVE PREV TAB B905738 07
TITLE/ 10-28-2006 0630104902 PLATE ISSUE DATE/ 11-2000
FIRST COLOR IS SILVER
SECOND COLOR IS NO COLOR

Incident History for:#BP08000355 CN:

Entered 01/24/08 22:41:08 BY 6B2 /BP1506
Dispatched 01/24/08 22:41:08 BY 6B2 /BP1506
Enroute 01/24/08 22:41:08
Onscene 01/24/08 22:41:08
Closed 01/25/08 00:18:42

Initial Type:TSTOP TG: Initial Alarm Level:
Final Type:TRFC (TRAFFIC COMPLAINT) Pri:4Dispo:C Alarm Lev:
Police BP9811 Fire VF9811 Grp:B1Beat: Lt/Lg:0000000000/0000000000
Police Rms: Fire Rms: Medic Rms: KC1990
Loc:MAPLE VLY BLK DIAM RD SE/ROBERTS DR ,F4 <31200,000> (V)
Name: Addr: Phone:

22:41:08 BP1506 6B2 ONVIEW ,NO MORE INFORMATION
22:41:08 6B2 *OUTONS 6B2 @778LSP #BP1506 DUNN, HEATHER
,NO MORE INFORMATION
22:44:41 ***** REMINQ 6B2 WANT,6B2,,,,,WESTBERG,JENEE,A,01201976
,,,,,ENEEA01201976
22:46:07 REMINQ 6B2 WANT,6B2,,,,,WESTBERG,JENEE,A,01301976
,,,,,ENEEA01301976
22:48:23 VC5427 PD40 CHANGE LOC: SR169/ROBERTS DR
--> MAPLE VLY BLK DIAM RD SE/ROBERTS DR
,F4
CON:
22:49:02 PD40 OK 6B2
22:54:59 PD40 ASSTOS K970 [MAPLE VLY BLK DIAM RD SE/ROBERTS DR ,F4
] #BP1504 CHATTERSON,KRIS &"SABRE"(D
23:00:43 PD40 ASSTER 3B7 [MAPLE VLY BLK DIAM RD SE/ROBERTS DR ,F4
] #BP1514 WEINREICH, ERIC
23:04:32 BP1514 3B7 *ONSCNE 3B7
23:13:21 VC7215 PD40 OK 6B2 , ONE IN C***
23:13:23 PD40 OK K970
23:13:23 PD40 OK 3B7
23:13:23 PD40 OK 6B2
23:20:46 PD40 MISC 6B2 , KCAC SGT STEVE COUVION (SP?). IN CUSTO
DY SUBJ IS AC
23:20:55 PD40 MISC 6B2 , 253 261-0610
23:21:17 PD40 CHANGE TYP: TSTOP
---> TRFC
23:23:18 PD40 MISC 6B2 , KCPD SUPERV NOTIFIED, WILL HAVE HIM CA
LL
23:23:22 PD40 OK K970
23:23:22 PD40 OK 3B7
23:23:22 PD40 OK 6B2
23:51:11 PD40 TOWROT 3B7 TOW,ROYAL,BLA,ROYAL TOW,169
23:51:17 PD40 REMINQ K970 778LSP...
23:51:57 VC5244 PD37 CALLBK 3B7 , ROYAL TOW ENRT
23:52:14 VC7215 PD40 CONTCT 3B7

| Time | Code | OR | UDZ | Text |
|----------|-------------|---------|------|---|
| 23:54:45 | | | | |
| 23:57:42 | ***** | REMINQ | K970 | WANT, K970,,,,,, PHILPOT, LAURA, K, 01301976 ,,,,, AURAK01301976 |
| 23:58:51 | | REMINQ | K970 | WANT, K970,,,,,, WESTBERG, JENEE, A, 0130197 6,,,,, NEEA01301976 |
| 00:01:10 | VC5427 PD40 | MISC | 3B7 | ,TOW OS |
| 00:06:40 | BP1514 3B7 | *REMINQ | 3B7 | 016TLM... |
| 00:11:33 | 3B7 | CLEAR | 3B7 | |
| 00:18:20 | BP1504 K970 | CLEAR | K970 | |
| 00:18:42 | BP1506 6B2 | CLEAR | 6B2 | D/C |
| 00:19:42 | 6B2 | CLOSE | 6B2 | D/C |

WWCIC TIME: 1605 DATE: 012908 TO: BDI PX

WAD171500

ENTERED EVI LIC/778LSP VIN/JHMAB522XEC00903G

WAC/08V0014025 OCA/5469

01/29/2008 AT 16/06

WVIC TIME: 1606 DATE: 012908 TC: BDIPX
**** WVIC ADVISORY MESSAGE ****
RECEIVED NIB IMPOUND ENTRY FROM NIBTS:
VIN/JHMAB522XEC009030
FIL/I0802906778
SUCCESSFULLY MATCHED NIB ENTRY WITH:MKE/EVI WAC/08VC014025
ENTERED BY YOUR DEPARTMENT.
**** END WVIC ADVISORY ****



King County

Steve Couvion

Field Supervisor

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Department of Executive Services

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