

FILED
2019 OCT 23 10:39 AM
KING COUNTY
SUPERIOR COURT CLERK
E-FILED
CASE #: 19-1-07293-4 KNT

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

THE STATE OF WASHINGTON,)	
)	
)	No. 19-1-07293-4 KNT
v.)	
)	
TIMOTHY RYAN TIMMONS,)	INFORMATION
)	
)	
Defendant.)	
)	
)	

I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse TIMOTHY RYAN TIMMONS of the following crime[s]: **Theft Of Motor Vehicle**, committed as follows:

Count 1 Theft Of Motor Vehicle

That the defendant TIMOTHY RYAN TIMMONS in King County, Washington, on or about October 20, 2019, with intent to deprive another of a motor vehicle, did wrongfully obtain such property, a Toyota , belonging to Brian [REDACTED];

Contrary to RCW 9A.56.065 and 9A.56.020(1), and against the peace and dignity of the State of Washington.

DANIEL T. SATTERBERG
Prosecuting Attorney

By:



Mylla S. Dawson, WSBA #54243
Deputy Prosecuting Attorney

CAUSE NO. 19-1-07293-4 KNT

PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
CONDITIONS OF RELEASE

The State incorporates by reference the Certification for Determination of Probable Cause prepared by Officer Eric Mattson of the Auburn Police Department for case number 19-12318.

The State requests bail set in the amount of \$2,500.00 pursuant to CrR 2.2(b)(2)(i) and (iii) because the defendant is unlikely to respond to a summons, and is likely interfere with the administration of justice and commit new offenses. At first appearance, the Court set bail at \$2,500, and the State would request that bail remain set in that amount.

The defendant's behavior of running from police in this case so that he is unwilling to take responsibility for his actions, and he is a flight risk. He is unlikely to respond to a summons.

The defendant is likely to interfere with the administration of justice by committing new crimes if he is released. **The defendant was arrested on October 18, 2019 for Assault in the Third Degree (19-1-07294-2 KNT)**, and he was in court for first appearance on that case on the same day. In that case, the State requested bail to be set at \$10,000, but the Court released the defendant on his personal recognizance. It was only two days later that the defendant was arrested on the present case for stealing Brian [REDACTED] Toyota. The defendant will likely commit additional crimes if he is released on this case, as evidenced by his unwillingness to have law abiding behavior when released on his Assault in the Third Degree case.

The State requests that the defendant have no contact with the victim, Brian [REDACTED].

The defendant has a prior conviction for Assault in the Second Degree- Deadly Weapon (2017).

Signed and dated by me this 22nd day of October, 2019.



Mylla S. Dawson, WSBA #54243

Deputy Prosecuting Attorney


King County

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Certification for Determination of Probable Cause

That *Eric Mattson 7082* is a *Detective* with the *Auburn Police Department* and is familiar with the investigation conducted in *Auburn Police Department 19-12318*. There is probable cause to believe that *TIMMONS, TIMOTHY RYAN, 10/15/1997* committed the crime(s) of:

- *Theft Of Motor Vehicle (Taking), in Auburn*

County of King, in the State of Washington.

This belief is predicated on the following facts and circumstances:

The following was excerpted from Officer Cordova's report:

"On October 20, 2019 I was working as a uniformed police officer and driving a fully marked patrol vehicle for the Auburn Police Department. At approximately 0903 hours I was dispatched to [REDACTED] in the city of Auburn, King County, WA for report of a theft of an automobile. Dispatch advised it was reported a white 1997 Toyota Tacoma with a white canopy had just been stolen. I was further advised the vehicle was stolen while the owner had it warming up. The Toyota was last seen traveling westbound on [REDACTED] SE from the above address.

Upon arrival I contacted the reporting party to inquire about the incident, he was identified as Brian [REDACTED]. Brian informed me his Toyota had been stolen from his driveway while it was warming up. Brian did not have the license plate for his vehicle at the time but we were able to obtain that information, [REDACTED]. Brian said he was preparing to leave and started his vehicle but realized he had forgotten something inside of his residence. Brian quickly returned to his house to retrieve the item and when he returned to his vehicle he noticed an unknown male subject entering his Toyota. That subject was later identified as Timothy Timmons. Brian said he had seen Timothy near his residence just prior to the theft. Brian approached his Toyota just as Timothy had closed the driver's door and locked it.

Brian stood at the driver's door and watched as Timothy locked the driver's door and backed out of the driveway. Brian was unable to open the door prior to Timothy locking it. Brian was able to get a clear and unobstructed view of Timothy as he was face to face with him at the driver's door. Brian's windows were not tinted and there was nothing else impeding his view. Brian described Timothy as a white male in his 20s, about 5'09" with a thin build, dark hair, a mustache, and wearing a black hooded sweatshirt and gray sweatpants.

After exiting the driveway Timothy traveled westbound on [REDACTED] in Brian's Toyota. Brian did not see which direction the Toyota traveled after leaving the residence as he ran inside to call 911. Officers Blake and Doll also responded to the call and checked the area for the stolen Toyota but were unable to locate it. I completed an Auburn Police Department motor vehicle form for Brian's stolen Toyota and he signed it, acknowledging nobody had permission to take, borrow or other possess his vehicle. I returned to the police department and provided Auburn Records with a copy of the motor vehicle form and they entered the Toyota into WACIC/NCIC as stolen.

Officers Blake and Doll were dispatched to another call but I continued to check the area for the Toyota. As I was performing the area check Dispatch advised Brian had located his vehicle and it was traveling southbound near 2800 M ST SE. Dispatch continued to update the Toyota's direction of travel, as Brian and his brother were following it. Brian's brother was identified as Shawn [REDACTED].

Shawn had been notified by Brian via text that his truck had just been stolen. As Shawn was driving into town he noticed his brother's Toyota parked in a church's parking lot at 1320 Auburn Way S and there was an unknown male standing next to it, Timothy. Shawn pulled into the parking lot and parked near the Toyota but did not confront Timothy. Timothy noticed Shawn and put his hands and arms up as to ask what he wanted. Shawn did not respond to Timothy but called Brian to let him know he had found his truck. Timothy entered the truck and drove off.

The Toyota had turned west onto 29th ST SE from M ST SE then turned south on A ST SE. When the Toyota reached 41st ST SE it initially turned west but quickly turned around and went east on 41st ST SE. Brian advised the Toyota was traveling at speeds of approximately 80mph. I traveled to their area and as I came to a stop at the intersection of A ST


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Certification for Determination of Probable Cause

SE and 41st ST SE I was flagged down by Brian. Brian was also stopped at the red signal at that intersection and informed me through the window that his Toyota was last seen traveling eastbound on 41st ST SE.

I turned left onto eastbound 41st ST SE in hopes of locating the Toyota. I knew that 41st ST SE was blocked off by a gate near the 400 block and traffic in that direction usually traveled north on D ST SE from 41st. I turned onto D ST SE and as I did I immediately noticed a white pickup with a white canopy turning on westbound 37th ST SE. I advised Dispatch of my observation and attempted to catch up. By the time I reached 37th ST SE the vehicle was turning onto northbound A ST SE. I continued to follow in an effort to catch up. When I turned onto northbound A ST SE I could see the Toyota was quite a ways in front of me and I noticed there was a white Jeep that appeared to be following the Toyota as well, it was advised the white Jeep belonged to Brian's brother Shawn. I continued to monitor the Toyota as I attempted to catch up.

Sergeant Adams advised over the air he had located the Toyota near 1100 A ST SE and it was still traveling northbound, at a high rate of speed. Sgt. Adams turned around and attempted to catch up to the Toyota but it was driving too fast and recklessly. The Toyota was obviously exceeding the speed limit and also drove into oncoming traffic. Sgt. Adams monitored the Toyota from a distance and advised of its direction of travel. Sgt. Adams saw the Toyota turn eastbound onto Cross St SE and approach Auburn Way S. When the Toyota reached Auburn Way S the traffic signal was red. The Toyota did not stop but ran the red signal instead and traveled northbound on Auburn Way S. The Toyota continued northbound on Auburn Way S where officers lost visual of the vehicle around the 600 block.

Numerous officers stayed in the area and continued to look for the vehicle but we were unable to locate it. I returned to the police department and checked traffic cameras in an effort to locate the Toyota but I was unable to obtain any useful information. A short time later Dispatch advised Brian and Shawn had located the Toyota once again but this time it was unoccupied. The vehicle had been parked behind a business at 1072 Auburn Way N. I arrived along with Ofc. Blake and checked the vehicle. The vehicle was unoccupied and the keys were still missing.

I noticed there was an adult male standing nearby on 10th ST NE and decided to speak with him to see if he had seen anyone exit the Toyota. While I was speaking with that individual I noticed a subject a few blocks away walking westbound on 10th ST SE. That subject fit the description as provided by Brian of the subject responsible for the theft. The subject was wearing a black hooded sweatshirt, pulled up over his head, and dark colored pants. When the subject, Timothy, looked up and noticed me he immediately turned around and began walking the opposite direction on 10th ST NE, eastbound. Timothy then turned right and began walking south on I ST NE, picking up his pace as he did.

I yelled for Ofc. Blake who was near his patrol vehicle and the Toyota and asked him to attempt to locate Timothy on I ST NE. Ofc. Blake drove to I ST NE and noticed Timothy was running southbound. Ofc. Blake drove south on I ST NE but was unable to contact Timothy as he had ran into a nearby apartment complex on the west side of the street. Ofc. Blake attempted to locate Timothy but was unsuccessful. Numerous officers were in the area looking for Timothy and remained in the area as a K9 was requested.

Kent PD K9 Officer Goforth arrived a short time later to perform a track for Timothy, who we believed was the suspect responsible for the theft of the Toyota. I assisted Ofc. Goforth in the track but we were unable to locate him. The track started in the 800 block of I ST NE and took us to the Fred Meyer parking lot located at 801 Auburn Way N, which was about five blocks west of our starting point.

Ofc. McNabb and I entered the business, along with Sergeant Feero who was working extra duty at the business, in an effort to locate the subject but he was not found. Ofc. Goforth and I began to head back to our patrol vehicles. As we exited the business' parking lot I noticed a male with a black hooded sweatshirt and gray pants jogging westbound on the opposite side of the street. Ofc. Goforth and I were on the south side of 9th ST NE and the subject was on the north side. The subject had come from the area of Auburn Way S. I later reviewed the traffic cameras and it showed Timothy had crossed Auburn Way S and had come from the area where we had been looking for him.

I notified Ofc. Goforth of my discovery and we both shouted for the subject to stop. I yelled for the subject to stop and directed him to me. The subject stopped jogging and looked at us but did not comply with my orders to come to my location. Ofc. Goforth ordered the subject to stop and stay where he stood. Instead, the subject turned around and

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began running away, heading northbound into the business complex at 901 Auburn Way N. Ofc. Gorforth, his K9 and I pursued the subject on foot and he was ultimately captured after a K9 application.

I took Timothy into custody by placing him into handcuffs, which I checked for fit and double locked, and advised him he was under arrest. Numerous officers arrived at my location to assist, including Officer McNabb. I escorted Timothy to Ofc. McNabb's patrol vehicle where I advised him of his Miranda Warnings via my department issued. When I asked Timothy if he understood he replied, "yes." I searched Timothy incident to arrest and located a few documents, which included his King County Court conditional release paperwork for two counts of Assault 3rd Degree from assaulting two Auburn Police Officers on Friday 10-18-19.

I did not locate Brian's keys on Timothy but I asked him about them post Miranda. I told Timothy I would really like to get the owner of the truck his keys back and asked Timothy what he had done with them. Timothy stated he had thrown them in a bush. I asked Timothy what bush and he said he wasn't sure, adding he did not know the area very well. Timothy then stated he didn't know if the keys belonged to the owner. I rephrased and asked Timothy what he had done with the keys for the Toyota and he stated he no longer wished to talk. We checked the area for Brian's keys but we were unable to locate them.

Ofc. Blake was still with Brian and Shawn at the location of the Toyota. Ofc. Blake transported both Brian and Shawn to my location for a field show-up. As soon as Ofc. Blake pulled up to my location where Timothy was being held, both Brian and Shawn confirmed Timothy was the suspect. Brian said Timothy was the same person he saw stealing his Toyota and Shawn said that Timothy was the same person he saw getting into Brian's Toyota and subsequently driving away. I then advised Timothy he was under arrest for Theft of a Motor Vehicle.

I had requested aid for Timothy since there was a K9 application and Fire arrived a short time later to medically evaluate him. Timothy was cleared by Fire but Ofc. McNabb, accompanied by Officer Powell, still transported him to the Auburn Hospital for further treatment. Ofc. McNabb was actually forced to take Timothy to Highline Hospital instead due to unforeseen circumstances at the Auburn Hospital. Timothy received medical treatment at Highline Hospital and was cleared for incarceration. Ofc. McNabb then transported Timothy to SCORE Jail where he was booked for Theft of a Motor Vehicle."

Based on this investigation, I found there was probable cause to arrest Timothy Timmons for violating RCW 9a.56.065 Theft of Motor Vehicle.

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 22 day of *October, 2019*, at *AUBURN, KING, WA*, Washington.

[illegible]

This printout is from the King County Electronic Log of Detective Investigations (eLODI) system, where the above officer signed and transmitted this referral as permitted by GR 30 and LGR 30.

AGENCY: Auburn PD	WA0170100	CASE NUMBER 19-12318	FILE NUMBER	PCN NUMBER	SUPERFORM
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ARREST INFORMATION		
DATE & TIME OF VIOLATION 10/20/2019 8:55 AM	CRIMINAL TRAFFIC CITATION ATTACHED? <input type="checkbox"/> YES <input type="checkbox"/> NO	ACCOMPLICES
DATE OF ARREST/TIME 10/20/2019 8:55 AM	ARREST LOCATION 800 AUBURN WY N AUBURN, WA 98002	

SUSPECT INFORMATION		
NAME (LAST, FIRST, MIDDLE/JR, SR, 1st, 2nd) TIMMONS, TIMOTHY RYAN	DOB 10/15/1997	ALIAS, NICKNAMES
ARMED/DANGEROUS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	IDENTITY IN DOUBT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	CITIZENSHIP N/A
PHYSICAL DETAILS		
SEX M	HEIGHT 508	WEIGHT 140
SKIN TONE FAR	RACE W	EYE BRO
HAIR BRO	SCARS, MARKS, TATTOOS, DEFORMITIES	
IDENTIFICATION DETAILS		
CCN 1966813	PRIOR BA # 219027207	AFIS # 02153333
FBI #	STATE ID #	DRIVER'S LICENSE #
STATE	SSN	
RESIDENCE		
LAST KNOWN ADDRESS 00000 HOMELESS ST AUBURN, WA 98001		
EMPLOYMENT / SCHOOL EMPLOYER, SCHOOL (ADDRESS, SHOP/UNION NUMBER)		
RESIDENCE PHONE		
BUSINESS PHONE		OCCUPATION
EMERGENCY CONTACT		
PERSON TO BE CONTACTED IN CASE OF EMERGENCY		RELATIONSHIP
Address		PHONE

CHARGE INFORMATION			
OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE F - THEFT OF MOTOR VEHICLE	RCW / ORD# 9A.56.065	COURT / CAUSE # SUPERIOR /	CITATION #
OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE	RCW / ORD#	COURT / CAUSE #	CITATION #

WARRANT / OTHER			
WARRANT DATE	WARRANT NUMBER	OFFENSE	AMOUNT OF BAIL
ORIGINATING POLICE AGENCY		ISSUING AGENCY	WARRANT RELEASED TO: (SERIAL # / UNIT / DATE / TIME)

PROPERTY INFORMATION	
LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL	
LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #)	
LIST ITEMS ENTERED INTO SAFEKEEPING	
TOTAL CASH OF ARRESTEE \$0.00	WAS CASH TAKEN INTO EVIDENCE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO AMOUNT: \$0.00
SIGNATURE OF JAIL STAFF RECEIVING ITEMS / SERIAL #	

OFFICER INFORMATION		
ARRESTING OFFICER / SERIAL # CORDOVA, F 9683	TRANSPORTING OFFICER / SERIAL # MCNABB, M 6950	SUPERVISOR SIGNATURE / SERIAL #
SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #) Mattson, Eric		CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME/SERIAL#/PHONE)

COURT FILE		
SUPERIOR COURT FILING INFO	<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE <input type="checkbox"/> OUT ON BOND	COURT CAUSE (STAMP OR WRITE)
COURT/DIST. CT.NO.	DIST. CT. BOND \$	SUP. CT. DATE

EXTRADITE			
PERSON APPROVING EXTRADITION	SEAKING-LOCAL ONLY WACIC-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 FROM ALL 50 STATES <input type="checkbox"/>			
CCN	DOE	DOC	
WAC	TOE	TOC	
NCIC	OP	OP	

PROBABLE CAUSE INFORMATION
STATEMENT OF PROBABLE CAUSE: NON-VUCSA
CONCISELY SET FORTH FACTS SHOWING PROBABLE CAUSE FOR EACH ELEMENT OF THE OFFENSE AND THAT THE SUSPECT COMMITTED THE OFFENSE. IF NOT PROVIDED, THE SUSPECT WILL BE AUTOMATICALLY RELEASED. INDICATE ANY WEAPONS INVOLVED. (DRUG CRIME CERTIFICATE BELOW.)