

SPOKANE POLICE/SHERIFF UNIFORM INCIDENT REPORT

24001 (2/99)

AGENCY NAME Spokane P.D.		() OFCR SAFETY () OFCR ASSAULT	RESP	ASGN 1	EVIDENCE NUMBER				INCIDENT NUMBER 040120450							
TYPE OF REPORT (<input checked="" type="checkbox"/>) PERSONS (<input checked="" type="checkbox"/>) PROPERTY (<input type="checkbox"/>) INFORMATION		(<input type="checkbox"/>) VEHICLE (<input checked="" type="checkbox"/>) ARREST (<input type="checkbox"/>) PHONE REPORT	(<input type="checkbox"/>) JUVENILE (<input type="checkbox"/>) CHILD ABUSE (<input type="checkbox"/>) DOMESTIC VIOLENCE	(<input type="checkbox"/>) HATE/BIAS (<input type="checkbox"/>) ARSON-LOSS \$ (<input type="checkbox"/>) OTHER:				(<input type="checkbox"/>) COMPUTER USED (<input type="checkbox"/>) DRUG RELATED (<input type="checkbox"/>) ALCOHOL RELATED								
INCIDENT CLASSIFICATION CITY THEFT		OFFENSE CODES		A C	A C	A C	A C	A C								
ADDRESS/LOCATION OF INCIDENT 1616 W. NORTHWEST BL.		PREMISE TYPE/NAME NON-RESIDENTIAL				# OF UNITS ENTERED 2	CODE	GEO CODES								
REPORTED ON		OCCURRED ON OR FROM				OCCURRED TO										
MONTH 04	DAY 16	YEAR 2004	TIME 0647	DOW FRI	MONTH 04	DAY 16	YEAR 2004	TIME 0630	DOW FRI	MONTH 04	DAY 16	YEAR 2004	TIME 0730	DOW FRI		
ADD'L (<input type="checkbox"/>) PERSONS ON (<input type="checkbox"/>) VEHICLES (<input type="checkbox"/>) COLLISION RPT.		CODES: V - VICTIM W - WITNESS O - OTHERS		B - VICT. BUSINESS C - COMPLAINANT G - PARENT/GUARDIAN		D - DECEASED R - REG OWNER		LANDLORD NOTIFICATION Y N NAME								
PERSONS / BUSINESSES	NO. B	NON-DISC.	NAME (LAST, FIRST, MIDDLE) SAFeway			AFFILIATION			RACE	ETH	SEX	D.O.B/AGE	HGT	WGT	HAIR	EYES
									3	3						
	STREET ADDRESS 1616 W. NORTHWEST BLVD.		APT.#	CITY SPokane						STATE WA	ZIP 99205	RES STATUS F P NO U				
	RESIDENCE PHONE _____		BUSINESS PHONE 327-4974	EMPLOYMENT/OCCUPATION/SCHOOL GROCERY STORE			HATE/BIAS CODE		TYPE VICTIM B	TYPE INJURY	VICTIM OF OFNS.# OFNDR.A	RELATIONSHIP CODE				
	NO. W1	NON-	NAME (LAST, FIRST, MIDDLE) FAIRCLOTH, JOY E.			AFFILIATION			RACE	ETH	SEX	D.O.B/AGE	HGT	WGT	HAIR	EYES
									W	N	F	012559				
	STREET ADDRESS 1616 W. NORTHWEST BLVD.		APT.#	CITY SPokane						STATE WA	ZIP 99205	RES STATUS F P NO U				
	RESIDENCE PHONE _____		BUSINESS PHONE 327-4974	EMPLOYMENT/OCCUPATION/SCHOOL SAFeway EMPLOYEE			HATE/BIAS CODE		TYPE VICTIM 9	TYPE INJURY 5	VICTIM OF OFNS.# OFNDR.A	RELATIONSHIP CODE 7				
	NUMBER OF SUSPECTS/ARRESTED PERSONS IN THIS INCIDENT: 1		SUSPECT CODES A - ARREST R - RUNAWAY		S - SUSPECT M - MISSING		I - INSTITUTIONAL (MENTAL/DETOX)		X - OTHER							
SUSPECT SUBJECT	NO. A1	NAME (LAST, FIRST, MIDDLE) BERG, ROY A.			RACE	ETH	SEX	D.O.B.	AGE	HGT	WGT	HAIR	EYES			
					W	N	M	091968	35	600	200	BRN	BRN			
SUSPECT SUBJECT	ALIAS NAME(S)			IDENTIFIERS												
SUSPECT SUBJECT	STREET ADDRESS 8728 N. KENSINGTON			APT.#	CITY SPokane			STATE WA	ZIP 99208	RES. STATUS F P NO U	RESIDENCE PHONE 464-0056					
SUSPECT SUBJECT	EMPLOYMENT/OCCUPATION/SCHOOL SELF-EMPLOYED			BUSINESS PHONE 995-2374		SOC. SEC. NUMBER			DRIVERS LIC./ID CARD NO.		STATE					
SUSPECT SUBJECT	IBR ARREST OFFENSE NO.		BOOKED WHERE NO		BOOKING #		CHARGES 1. M F		CITATION/WARRANT#/AGENCY CITY THEFT (B34656)		BAIL					
SUSPECT SUBJECT	ARREST DATE 04/16/04		LOCATION OF ARREST 1616 W. NORTHWEST BLVD				CHARGES 2. M F									
SUSPECT SUBJECT	AFFILIATION		ON VIEW ARREST	CITED () Y N	STATEMENT (<input checked="" type="checkbox"/> ORAL (<input type="checkbox"/> WRITTEN)	CHARGES (<input checked="" type="checkbox"/> ADMITTED (<input checked="" type="checkbox"/> DENIED)	ARRESTEE ARMED WITH			PCN/IDENTIFICATION NUMBER			MULTI CLEAR (<input type="checkbox"/>)			
SUSPECT SUBJECT	JUV.PARENT/ GDN. NOTIFIED Y N		NAME/RELATIONSHIP OF PERSON NOTIFIED					DATE/TIME NOTIFIED			NOTIFIED BY		DISPOSITION OF JUVENILE			
VEHICLE	CODES:		(<input type="checkbox"/>) STOLEN # (<input type="checkbox"/>) RECOVERED # (<input type="checkbox"/>) EVIDENCE	(<input type="checkbox"/>) LOCATED (<input type="checkbox"/>) TOWED (<input type="checkbox"/>) ABANDONING	(<input type="checkbox"/>) SEIZED (<input type="checkbox"/>) OTHER	(<input type="checkbox"/>) DAMAGED/VANDALIZED (<input type="checkbox"/>) OTHER	(<input type="checkbox"/>) VICTIMS VEH. (<input type="checkbox"/>) SUSPECTS VEH.	() HOLD - FOR:								
VEHICLE	NO.	LICENSE NUMBER		STATE	VIN/HULL NO.			YEAR	MAKE		MODEL			STYLE		
VEHICLE	COLOR		SPECIAL FEATURES/DESCRIPTION					VALUES	DRIVER IS; (<input type="checkbox"/> R/O (<input type="checkbox"/> PERSON #)		REGISTERED OWNERS NAME					
VEHICLE	VEHICLE DISPOSITION (<input type="checkbox"/>) LEFT AT SCENE (<input type="checkbox"/>) DRIVEN AWAY (<input type="checkbox"/>) TOWED			TOW COMPANY/ADDRESS/PHONE					STATE TOW NO.		REGISTERED OWNERS ADDRESS					
VEHICLE	LOCKED Y N	KEYS IN VEHICLE Y N	DELINQ. PAYMENT Y N	VICTIM CONSENT Y N	THEFT INS. Y N	DRIVE- ABLE Y N	DAMAGE TO VEHICLE Y N	SPECIFY DAMAGE BY SHADING DAMAGED AREA (<input type="checkbox"/> TOP (<input type="checkbox"/> UNDERSIDE)	7 8	5 6	3 4	1 2	►	DAMAGE EST. \$		
SIGNATURE	MAKING FALSE REPORTS TO PUBLIC OFFICERS: (1) A PERSON COMMITS THE CRIME OF MAKING A FALSE REPORT IF HE/SHE WILLFULLY MAKES ANY UNTRUE, MISLEADING OR EXAGGERATED STATEMENT IN ANY REPORT TO A POLICE OR FIRE DEPT. (2) MAKING A FALSE REPORT IS A MISDEMEANOR, IF PROPERTY CRIME: I DID NOT GIVE ANYONE PERMISSION TO ENTER MY PREMISES AND/OR TAKE/REMOVE MY PROPERTY/VEHICLE. IF FOUND PROPERTY, I HAVE BEEN ADVISED OF CHAPTER 63 OF THE R.C.W. AND () I DO () DO NOT WISH TO CLAIM THE PROPERTY IF THE TRUE OWNER CANNOT BE FOUND.															
SIGNATURE	() RELEASED PROPERTY TO _____ () I HAVE READ, UNDERSTAND AND AGREE TO THE ABOVE () I ACCEPT LIABILITY FOR TOWING AND STORAGE () THE NAMED JUVENILE IS PRESENTLY A RUNAWAY () THE NAMED PERSON IS PRESENTLY MISSING															
SIGNATURE	SIGNATURE OF PERSON							DATE								
STATUS	OFFICER NAME/NUMBER A. AMES #637			AREA 3484	OFFICER NAME/NUMBER				AREA	APPROVED BY L-22	BOOKING APPROVED BY		ASSIGNED			
STATUS	IBR CLEARANCE () ARR/A () ARR/J			ADMIN CLEARANCE () WARRANT () SUSPENDED	DISTRIBUTION () CA () PA				() CPS () DSHS	() JUV () MH	() HD () DET () PAT	OTHER:		DATA ENTRY		

PROPERTY / NARRATIVE REPORT

Rev. 7/97

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TYPE OF ACTION:	1 - STOLEN 2 - LOST 3 - DESTROYED/DAMAGED/VANDALIZED	4 - COUNTERFEIT/FORGED 5 - BURNED 6 - INVESTIGATIVE INFO.	7- UNKNOWN _____ 8 - NONE _____ 9 - RECOVERED BY VICTIM	INCIDENT NUMBER 040 120 450	
PROPERTY DESCRIPTION for DESC CODE blocks					
01 AIRCRAFT 02 ALCOHOL 03 AUTOMOBILE 04 BICYCLES 05 BUSES 06 CLOTHING/FURS 07 COMPUTER HARDWARE/SOFTWARE 08 CONSUMABLE GOODS 09 CREDIT/DEBIT CARDS 10 DRUGS/NARCOTICS 11 DRUGS/NARCOTICS EQUIPMENT/PARAPH. 12 FARM EQUIPMENT 13 FIREARMS 14 GAMBLING EQUIPMENT	15 HEAVY CONSTRUCTION/INDUSTRIAL EQUIPMENT 16 JEWELRY/PRECIOUS METALS 17 HOUSEHOLD GOODS 18 LIVESTOCK 19 MERCHANTISE 20 MONEY 21 NEGOTIABLE INSTRUMENTS 22 NON-NEGOTIABLE INSTRUMENTS 23 OFFICE - TYPE EQUIPMENT 24 OTHER MOTOR VEHICLES 25 PURSES/HANDBAGS/WALLETS 26 RADIOS/TELEVISIONS/VISUAL 27 RECORDINGS - AUDIO/VISUAL 28 RECREATIONAL VEHICLES	29 STRUCTURES - SINGLE DWELLINGS 30 STRUCTURES - OTHER DWELLINGS 31 STRUCTURES - OTHER COMMERCIAL /BUSINESS 32 STRUCTURES - INDUST./MFG. 33 STRUCTURES - PUBLIC/COMMUNITY 34 STRUCTURES - STORAGE 35 STRUCTURES - OTHER 36 TOOLS - POWER/HAND 37 TRUCKS 38 VEHICLE PARTS/ACCESSORIES 39 WATERCRAFT 88 PENDING INVENTORY 98 RESERVED FOR SPECIAL USE 99 OTHER (INCLUDES INTANGIBLES)			
No.	ITEM		SERIAL/OAN	BRAND NAME	MODEL/CALIBER
Action #	DESC. CODE	DESCRIPTION (IF WEAPON, INDICATE BARREL LENGTH, ACTION, FINISH)		MISC.	VALUE \$
No.	ITEM		SERIAL/OAN	BRAND NAME	MODEL/CALIBER
Action #	DESC. CODE	DESCRIPTION (IF WEAPON, INDICATE BARREL LENGTH, ACTION, FINISH)		MISC.	VALUE \$
No.	ITEM		SERIAL/OAN	BRAND NAME	MODEL/CALIBER
Action #	DESC. CODE	DESCRIPTION (IF WEAPON, INDICATE BARREL LENGTH, ACTION, FINISH)		MISC.	VALUE \$
No.	ITEM		SERIAL/OAN	BRAND NAME	MODEL/CALIBER
Action #	DESC. CODE	DESCRIPTION (IF WEAPON, INDICATE BARREL LENGTH, ACTION, FINISH)		MISC.	VALUE \$
<i>SEE ADDITIONAL</i>					

SPOKANE POLICE/SHERIFF ADDITIONAL REPORT

DATE: 04/17/04	TIME: 0527	CHARGE/INCIDENT: City Theft	PAGE: 3 / 4	INCIDENT NUMBER: 040120450
COMPLAINANT: (LAST, FIRST M.)			RACE:	SEX:
			DOB:	EMP./SCHOOL:
STREET ADDRESS:		CITY:	STATE:	ZIP:
ARREST: (LAST, FIRST M.) Berg, Roy A.		DOB: 091968	LOCATION OF INCIDENT: 1616 W. Northwest Blvd.	
			DATE: 04/16/04	

On 04/16/04 around 0649 hours Ofc. B. Yinger and I were dispatched to the Safeway grocery store at 1616 W. Northwest Blvd. reference an in custody shoplifter. Upon our arrival on scene we contacted the store security officer "Jamie," who stated he had observed the W/M subject put a box of Safeway brand cough syrup in his jacket pocket. Jamie said he watched the W/M subject then take another box of the cough syrup, and a candy item up to the cash register, and pay for the 2 items in his hand.

Jamie advised us the W/M subject then walked out of the store, and he contacted the W/M. Jamie stated that he identified himself as store security, and he then asked the W/M subject to come back into the store. Jamie informed us the W/M started giving him flack, and was refusing to wait at the store for the Police. Jamie told us the W/M then slightly pushed him trying to get over towards his car, which was parked in the parking lot.

Jamie said the W/M subject finally became cooperative, and agreed to walk inside the store and into the security office. I contacted the W/M, who was identified as Roy A. Berg (091968). Ofc. Yinger briefly interviewed a clerk from the grocery store, a Judy E. Faircloth (012559). Faircloth had not witnessed the theft, but did witness Berg slightly pushing Jamie. Ofc. Yinger asked Jamie if he wanted to press charges against Berg for assault and he said "no." Jamie just wanted to pursue the charge for theft.

I ran Berg through dispatch who informed me Berg had no criminal history at all. I read Berg his Constitutional Rights, which advised understanding and agreed to waive in order to answer my questions. Berg admitted that he had "accidentally" taken the cough syrup, placed it in his jacket pocket, and then walked out of the store without paying for it. Berg stated he was holding his keys in one hand, and also on his cellular phone when he came into the store.

Berg said he was going to run in and grab the cough syrup, and he also wanted the candy item. Berg told me he didn't have enough "hands" to carry both boxes of the cough syrup, so he placed one in his pocket. Berg stated he "just forgot" that the box was in his pocket, when he went up to the check out counter, and paid for the other box of cough syrup and the candy. I asked Berg why he had caused such a problem with Jamie when being approached.

Berg admitted he was acting in the wrong manner, and apologized to me. Berg continued to state that he had just made a mistake. Since Ofc. Yinger was talking to Jamie, I had him advise Jamie of Berg's statement and non-existent criminal history. I wanted to confirm that they still wanted to pursue the City Theft charge against Berg. I heard Jamie tell Ofc. Yinger that they still wanted to press the Theft charge.

OFFICER NAME: A. Ames	NUMBER: 637	AREA: B484	OFFICER NAME:	NUMBER:	AREA:	APPROVED BY:
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A. Ames #637

SPOKANE POLICE/SHERIFF ADDITIONAL REPORT

DATE: 04/17/04	TIME: 0527	CHARGE/INCIDENT: City Theft	PAGE: <i>4 / 4</i>	INCIDENT NUMBER: 040120450
COMPLAINANT: (LAST, FIRST M.)			RACE:	SEX:
STREET ADDRESS:			CITY:	STATE: ZIP: RES. PHONE: BUS. PHONE:
ARREST: (LAST, FIRST M.) Berg, Roy A.		DOB: 091968	LOCATION OF INCIDENT: 1616 W. Northwest Blvd.	DATE: 04/16/04

I advised Berg he was under arrest for City Theft, and informed him that Jamie could have pressed charges against him for the assault. Berg was cited / released for City Theft (B34656), and was advised he was trespass from the Safeway. Berg refused to sign the trespass warning from the Safeway, that Jamie wanted him to sign. I had dispatch enter a 1-year PIN on the location, trespassing Berg from the location.

We cleared the location, and I later discovered Ofc. Yinger had not obtained all of Jamie's information at the time we were on scene. I attempted further calls to the Safeway, and Securitas security (Jamie's employer), however was not able to contact anyone or obtain Jamie name / DOB. Either of the two businesses can be contacted (Monday through Friday) to obtain that information at a later date.

A. Ames # 637

OFFICER NAME: A. Ames	NUMBER: 637	AREA: B484	OFFICER NAME:	NUMBER:	AREA:	APPROVED BY:
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CRIMINAL

TRAFFIC

NON-TRAFFIC

B 34656

IN THE DISTRICT
 STATE OF WASHINGTON
 COUNTY OF SPOKANE
 CITY/TOWN OF SPOKANE
 L.E.A. ORI #: WA0320400

MUNICIPAL COURT OF
 PLAINTIFF VS. NAMED DEFENDANT
 DISTRICT COURT OF SPOKANE
 SPOKANE, WA WA032013J

WASHINGTON
 CITY OF SPOKANE
 MUNICIPAL DEPT. WA032051J
 CITY OF DEER PARK
 MUNICIPAL COURT WA032021J

COURT ORI #: 040120450

THE UNDERSIGNED CERTIFIES AND SAYS THAT IN THE STATE OF WASHINGTON

DRIVER'S LICENSE NO.	STATE	EXPIRES	DOB (MM/YY)	
43G	WA	09/06		24

NAME: LAST	FIRST	MIDDLE	
BERG	ROY	A.	

ADDRESS	8728 N. KENSINGTON	<input type="checkbox"/> IF NEW ADDRESS
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CITY	STATE	ZIP CODE	EMPLOYER
SPOKANE	WA	99208	SELF-EMPLOYED

RACE	SEX	DATE OF BIRTH	HEIGHT	WEIGHT	EYES	HAIR	RESIDENTIAL PHONE NO.
W	M	09/1968	600	200	BAMBR	() 464-0056	

VIOLATION DATE	MONTH	DAY	YEAR	TIME	<input type="checkbox"/> INTERPRETER
ON OR ABOUT	04	16	2004	24 HOUR 0649	LANG:

AT LOCATION	M.P.	CITY/COUNTY OF	SPOKANE
1616 W. NORTHWEST BLVD.			

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

VEHICLE LICENSE NO.	STATE	EXPIRES	VEH.YR.	MAKE	MODEL	STYLE	COLOR
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TRAILER #1 LICENSE NO.	STATE	EXPIRES	TR. YR.	TRAILER #2 LICENSE NO.	STATE	EXPIRES	TR. YR.
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OWNER/COMPANY IF OTHER THAN DRIVER	ADDRESS	CITY	STATE	ZIP CODE
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ACCIDENT NO NR R I F	BAC READING	COMMERCIAL VEHICLE	<input type="checkbox"/> YES NO	HAZARD PLACARD	<input type="checkbox"/> YES NO	EXEMPT VEHICLE	<input type="checkbox"/> FARM R.V.	<input type="checkbox"/> FIRE OTHER
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DID THEN AND THERE COMMIT EACH OF THE FOLLOWING OFFENSES

1. VIOLATION/STATUTE CODE 10.05.100	<input type="checkbox"/> DV	CITY THEFT
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2. VIOLATION/STATUTE CODE	<input type="checkbox"/> DV
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APPEARANCE DATE	MO.	DAY	YEAR	TIME AM PM	MANDATORY <input checked="" type="checkbox"/>	BAIL U.S. FUNDS \$ MAN
					RELATED #	DATE ISSUED 04/16/04

WITHOUT ADMITTING HAVING COMMITTED EACH OF THE ABOVE OFFENSE(S), I PROMISE TO RESPOND AS DIRECTED ON THIS NOTICE.	I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT I HAVE ISSUED THIS ON THE DATE AND AT THE LOCATION ABOVE, THAT I HAVE PROBABLE CAUSE TO BELIEVE THE ABOVE NAMED PERSON COMMITTED THE ABOVE OFFENSE(S), AND MY REPORT WRITTEN ON THE BACK OF THIS DOCUMENT IS TRUE AND CORRECT.
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X / JAMES	OFFICER A. James * 637
DEFENDANT'S SIGNATURE	OFFICER D. YINGER * 698

COMPLAINT / CITATION							
CRG	PLEA	CNG	FINDINGS	FINE	SUSPENDED	SUB-TOTAL	FIND/JUDG DATE
1	G NG		G NG D BF	\$	\$	\$	ABS. MLD TO OLY
2	G NG		G NG D BF	\$	\$	\$	TO SERVE
				OTHER COSTS \$			WITH DAYS SUSP.
RECOMMENDED NONEXTENSION OF SUSPENSION				LICENSE SUR-RENDER DATE			TOTAL COSTS \$
							CREDIT/TIME SVd

WASHINGTON UNIFORM COURT DOCKET - COURT COPY

November 2002

B 34656

OFFICER REPORT

SEE

REPORT

I HEREBY INCORPORATE REPORT #040120450 A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

TRAFFIC			WEATHER				STREET				LIGHT				
LT	MED	HV	CL	RN	FG	SN	D	W	I	S	D	DWN	DSK	DK	
WITNESS NAME (LAST, FIRST, M.I.)												PHONE			
ADDRESS												CITY	STATE	ZIP	
WITNESS NAME (LAST, FIRST, M.I.)												PHONE			
ADDRESS												CITY	STATE	ZIP	
INCIDENT NUMBER			RELATED CITATION/INFRACTION NUMBERS										OFFICER NO.		
<u>040120450</u>			<u> </u>										<u>A. Ames #637</u>		