

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Richard Riess Lincoln St. Carson, CA 90745 TELEPHONE NO.: 310- FAX NO. (Optional): E-MAIL ADDRESS (Optional): richardriess@gmail.com ATTORNEY FOR (Name): Richard Riess		FOR COURT USE ONLY CASE NUMBER: TD035397											
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 200 W. Compton Blvd. MAILING ADDRESS: 200 W. Compton Blvd. CITY AND ZIP CODE: Compton, CA 90220 BRANCH NAME: South Central District													
PETITIONER/PLAINTIFF: Richard Riess RESPONDENT/DEFENDANT: Desiree Capuano													
<table border="0"> <tr> <td><input type="checkbox"/> ORDER TO SHOW CAUSE</td> <td><input checked="" type="checkbox"/> MODIFICATION</td> <td><input type="checkbox"/> Injunctive Order</td> </tr> <tr> <td><input type="checkbox"/> Child Custody</td> <td><input checked="" type="checkbox"/> Visitation</td> <td><input type="checkbox"/> Other (specify):</td> </tr> <tr> <td><input type="checkbox"/> Child Support</td> <td><input type="checkbox"/> Spousal Support</td> <td>Ex Parte</td> </tr> <tr> <td><input type="checkbox"/> Attorney Fees and Costs</td> <td></td> <td></td> </tr> </table>			<input type="checkbox"/> ORDER TO SHOW CAUSE	<input checked="" type="checkbox"/> MODIFICATION	<input type="checkbox"/> Injunctive Order	<input type="checkbox"/> Child Custody	<input checked="" type="checkbox"/> Visitation	<input type="checkbox"/> Other (specify):	<input type="checkbox"/> Child Support	<input type="checkbox"/> Spousal Support	Ex Parte	<input type="checkbox"/> Attorney Fees and Costs	
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1. TO (name): Desiree Capuano
2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS TO GIVE ANY LEGAL REASON WHY THE RELIEF SOUGHT IN THE ATTACHED APPLICATION SHOULD NOT BE GRANTED. If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed below.

a. Date:	Time:	<input type="checkbox"/> Dept.:	<input type="checkbox"/> Room:
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b. The address of the court is ☐ same as noted above ☐ other (specify):

c. ☐ The parties are ordered to attend custody mediation services as follows:

3. THE COURT FURTHER ORDERS that a completed *Application for Order and Supporting Declaration* (form FL-310), a **blank Responsive Declaration** (form FL-320), and the following documents be served with this order:

a. (1) ☐ Completed *Income and Expense Declaration* (form FL-150) and a **blank Income and Expense Declaration**
 (2) ☐ Completed *Financial Statement (Simplified)* (form FL-155) and a **blank Financial Statement (Simplified)**
 (3) ☐ Completed *Property Declaration* (form FL-160) and a **blank Property Declaration**
 (4) ☐ Points and authorities
 (5) ☐ Other (specify):

b. ☐ Time for ☐ service ☐ hearing is shortened. Service must be on or before (date):
 Any responsive declaration must be served on or before (date):

c. ☐ You are ordered to comply with the temporary orders attached.

d. ☐ Other (specify):

Date:

JUDICIAL OFFICER

NOTICE: If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent.

You do not have to pay any fee to file declarations in response to this order to show cause (including a completed *Income and Expense Declaration* (form FL-150) or *Financial Statement (Simplified)* (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to www.courtinfo.ca.gov/selfhelp/courtcalendars/.



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8.)

PETITIONER/PLAINTIFF: Richard Riess

CASE NUMBER:

TD035397

RESPONDENT/DEFENDANT: Desiree Capuano

TEMPORARY ORDERS**Attachment to Order to Show Cause (FL-300)**1. ☐ **PROPERTY RESTRAINT**

- a. ☐ Petitioner ☐ Respondent is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.
☐ The other party is to be notified of any proposed extraordinary expenditures and an accounting of such is to be made to the court.
- b. ☐ Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage including life, health, automobile, and disability held for the benefit of the parties or their minor child or children.
- c. ☐ Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.

2. ☐ **PROPERTY CONTROL**

- a. ☐ Petitioner ☐ Respondent is given the exclusive temporary use, possession, and control of the following property the parties own or are buying (*specify*):
- b. ☐ Petitioner ☐ Respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:
- | <u>Debt</u> | <u>Amount of payment</u> | <u>Pay to</u> |
|-------------|--------------------------|---------------|
|-------------|--------------------------|---------------|

3. ☒ **MINOR CHILDREN**

- a. ☒ Petitioner ☐ Respondent will have the temporary physical custody, care, and control of the minor children of the parties, ☐ subject to the other party's rights of visitation as follows:
- b. ☐ Petitioner ☐ Respondent must not remove the minor child or children of the parties
- (1) ☐ from the State of California.
 - (2) ☐ from the following counties (*specify*):
 - (3) ☐ other (*specify*):
- c. ☐ Child abduction prevention orders are attached (see form FL-341(B)).
- d. (1) Jurisdiction: This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code, commencing with § 3400).
(2) Notice and opportunity to be heard: The responding party was given notice and an opportunity to be heard as provided by the laws of the State of California.
(3) Country of habitual residence: The country of habitual residence of the child or children is
☒ the United States of America ☐ other (*specify*):
(4) **Penalties for violating this order: If you violate this order you may be subject to civil or criminal penalties, or both.**

4. ☒ **OTHER ORDERS (*specify*):**

Unsupervised visitation between child and Respondent be suspended until March 20, 2013.

Date:

JUDGE OF THE SUPERIOR COURT

5. **The date of the court hearing is (*insert date when known*):****CLERK'S CERTIFICATE**

[SEAL]

I certify that the foregoing is a true and correct copy of the original on file in my office.

Date:

Clerk, by _____, Deputy

PETITIONER/PLAINTIFF: Richard Riess	CASE NUMBER:
RESPONDENT/DEFENDANT: Desiree Capuano	TD035397

CHILD CUSTODY AND VISITATION APPLICATION ATTACHMENT

- TO ☒ Petition, Response, Application for Order or Responsive Declaration ☐ Other (specify):
☒ To be ordered now and effective until the hearing

1. ☒ **Custody.** Custody of the minor children of the parties is requested as follows:

Child's Name	Date of Birth	Legal Custody to (person who makes decisions about health, education, etc.)	Physical Custody to (person with whom the child lives)
G [redacted] Riess	[redacted]/2000	Richard Riess	Richard Riess

2. ☒ **Visitation.**

- a. ☐ Reasonable right of visitation to the party without physical custody (not appropriate in cases involving domestic violence)
b. ☐ See the attached _____-page document dated (specify date):
c. ☐ The parties will go to mediation at (specify location):
d. ☒ No visitation
e. ☐ Visitation for the ☐ petitioner ☐ respondent will be as follows:

- (1) ☐ **Weekends starting (date):**

(The first weekend of the month is the first weekend with a Saturday.)

☐ 1st ☐ 2nd ☐ 3rd ☐ 4th ☐ 5th weekend of the month
from _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time)

to _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time)

- (a) ☐ The parents will alternate the fifth weekends, with the ☐ petitioner ☐ respondent having the initial fifth weekend, which starts (date):

- (b) ☐ The petitioner will have fifth weekends in ☐ odd ☐ even months.

- (2) ☐ **Alternate weekends starting (date):**

The ☐ petitioner ☐ respondent will have the children with him or her during the period
from _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time)

to _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time)

- (3) ☐ **Weekdays starting (date):**

The ☐ petitioner ☐ respondent will have the children with him or her during the period
from _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time)

to _____ at _____ ☐ a.m. ☐ p.m.
(day of week) (time)

- (4) ☐ **Other (specify days and times as well as any additional restrictions):**

☐ See Attachment 2e(4).

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3. ☐ **Supervised visitation.**

I request that (name): **Desiree Capuano** have supervised visitation with the minor children according to the schedule set out on page 1 and that the visits be supervised by (name):

who is a ☐ professional ☐ nonprofessional supervisor. The supervisor's phone number is (specify):

I request that the costs of supervision be paid as follows: petitioner: percent; respondent: 100 percent.

If item 3 is checked, you must attach a declaration that shows why unsupervised visitation would be bad for your children. The judge is required to consider supervised visitation if one parent is alleging domestic violence and is protected by a restraining order.

4. ☐ **Transportation for visitation and place of exchange.**

- ☐ Transportation **to** the visits will be provided by (name):
- ☐ Transportation **from** the visits will be provided by (name):
- ☐ Drop-off of the children will be at (address):
- ☐ Pick-up of the children will be at (address):
- ☐ The children will be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.
- ☐ During the exchanges, the parent driving the children will wait in the car and the other parent will wait in his or her home while the children go between the car and the home.
- ☐ Other (specify):

5. ☐ **Travel with children.** The ☐ petitioner ☐ respondent ☐ other (name): **must** have written permission from the other parent or a court order to take the children out of

- ☐ the state of California.
- ☐ the following counties (specify):
- ☐ other places (specify):

6. ☐ **Child abduction prevention.** There is a risk that one of the parents will take the children out of California without the other parent's permission. I request the orders set out on attached form FL-312.

7. ☐ **Children's holiday schedule.** I request the holiday and visitation schedule set out on the attached ☐ form FL-341(C) ☐ other (specify):

8. ☐ **Additional custody provisions.** I request the additional orders regarding custody set out on the attached ☐ form FL-341(D) ☐ other (specify):

9. ☐ **Joint legal custody provisions.** I request joint legal custody and want the additional orders set out on the attached ☐ form FL-341(E) ☐ other (specify):

10. ☒ **Other.** I request the following additional orders (specify):

I request that all visitation between Respondent and child be temporarily suspended until the scheduled evaluation and next hearing on March 20, 2013.

PETITIONER/PLAINTIFF: Richard Riess

CASE NUMBER:

TD035397

RESPONDENT/DEFENDANT: Desiree Capuano

APPLICATION FOR ORDER AND SUPPORTING DECLARATION
—THIS IS NOT AN ORDER—☒ Petitioner ☐ Respondent ☐ Claimant requests the following orders:1. ☒ CHILD CUSTODY☒ To be ordered pending the hearinga. Child's name and ageb. Legal custody to (name of person who makes decisions about health, education, etc.)c. Physical custody to (name of person with whom child will live.)

G [redacted] Riess

Richard Riess

Richard Riess

d. ☒ Modify existing order

(1) filed on (date): 12/6/2011

(2) ordering (specify): physical custody to Petitioner, visitation to Respondent

e. ☐ As requested in form ☐ FL-311 ☐ FL-312 ☐ FL-341(C) ☐ FL-341(D) ☐ FL-341(E)2. ☒ CHILD VISITATION☒ To be ordered pending the hearinga. As requested in: (1) ☐ Attachment 2a (2) ☒ Form FL-311 (3) ☐ Other (specify):b. ☒ Modify existing order

(1) filed on (date): 12/6/2011

(2) ordering (specify): physical custody to Petitioner, visitation to Respondent

c. ☐ One or more domestic violence restraining/protective orders are now in effect. (Attach a copy of the orders if you have one.) The orders are from the following court or courts (specify county and state):(1) ☐ Criminal: County/state:
Case No. (if known):(3) ☐ Juvenile: County/state:
Case No. (if known):(2) ☐ Family: County/state:
Case No. (if known):(4) ☐ Other: County/state:
Case No. (if known):3. ☐ CHILD SUPPORT (An earnings assignment order may be issued.)a. Child's name and ageb. Monthly amount requested (if not by guideline)

\$

c. ☐ Modify existing order

(1) filed on (date):

(2) ordering (specify):

4. ☐ SPOUSAL OR PARTNER SUPPORT (An earnings assignment order may be issued.)a. ☐ Amount requested (monthly): \$c. ☐ Modify existing orderb. ☐ Terminate existing order

(1) filed on (date):

(1) filed on (date):

(2) ordering (specify):

(2) ordering (specify):

NOTE: To obtain domestic violence restraining orders, you must use the forms *Request for Order (Domestic Violence Prevention)* (form DV-100), *Temporary Restraining Order (Domestic Violence Prevention)* (form DV-110), and *Notice of Court Hearing (Domestic Violence Prevention)* (form DV-109).

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5. ☐ ATTORNEY FEES AND COSTS a. ☐ Fees: \$ b. ☐ Costs: \$
6. ☐ PROPERTY RESTRAINT ☐ To be ordered pending the hearing
- a. The ☐ petitioner ☐ respondent ☐ claimant is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.
- ☐ The applicant will be notified at least five business days before any proposed extraordinary expenditures, and an accounting of such will be made to the court.
- b. ☐ Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties or their minor children.
- c. ☐ Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.
7. ☐ PROPERTY CONTROL ☐ To be ordered pending the hearing
- a. ☐ The petitioner ☐ respondent is given the exclusive temporary use, possession, and control of the following property that we own or are buying (*specify*):
- b. ☐ The petitioner ☐ respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:
- | <u>Debt</u> | <u>Amount of payment</u> | <u>Pay to</u> |
|-------------|--------------------------|---------------|
| | | |
8. ☒ OTHER RELIEF (*specify*):
All visitation be suspended until the Court ordered evaluation on March 20, 2013.
9. ☐ I request that time for service of the *Order to Show Cause* and accompanying papers be shortened so that these documents may be served no less than (*specify number*): _____ days before the time set for the hearing. I need to have the order shortening time because of the facts specified in item 10 or the attached declaration.
10. ☒ FACTS IN SUPPORT of relief requested and change of circumstances for any modification are (*specify*):
☒ Contained in the attached declaration. (You may use *Attached Declaration* (form MC-031) for this purpose).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 11-27-12

Richard Riess

(TYPE OR PRINT NAME)



(SIGNATURE OF APPLICANT)

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OTHER PARENT:	

6. ☐ PROPERTY RESTRAINT

- a. ☐ I consent to the order requested.
b. ☐ I do not consent to the order requested.
c. ☐ I consent to the following order:

7. ☐ PROPERTY CONTROL

- a. ☐ I consent to the order requested.
b. ☐ I do not consent to the order requested.
c. ☐ I consent to the following order:

8. ☐ OTHER RELIEF

- a. ☐ I consent to the order requested.
b. ☐ I do not consent to the order requested.
c. ☐ I consent to the following order:

9. ☐ SUPPORTING INFORMATION

☐ Contained in the attached declaration. (You may use *Attached Declaration* (form MC-031) for this purpose).

NOTE: To respond to domestic violence restraining orders requested in the *Request for Order (Domestic Violence Prevention)* (form DV-100), you must use the *Answer to Temporary Restraining Order (Domestic Violence Prevention)* (form DV-120).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

Richard Riess
[REDACTED] Lincoln St.
Carson, CA 90745
310-[REDACTED]
Pro Per

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES**

Richard Riess,
Petitioner,

v.

Desiree Capuano,
Respondent.

Case No.: TD 035397

**DECLARATION OF RICHARD RIESS IN
SUPPORT OF REQUEST TO
TEMPORARILY SUSPEND CHILD
VISITATION SCHEDULE**

I, Richard Riess, hereby declare under penalty of perjury that I am the Petitioner in the captioned matter and that all statements made herein are true and correct to the best of my knowledge, and that such statements are based on facts and information made known to me after March 7, 2012. The statements made herein are only those which I believe relate to G [REDACTED] being in immediate and ongoing danger while he is in Desiree's care.

SUMMARY

1. Desiree has knowingly allowed her fiancé, with whom she has been cohabiting, to engage in criminal activities and the use of methamphetamine, in the house while her children are present.
2. Desiree has consistently withheld critical information regarding hers and her fiancé's drug use and involvement in criminal activities from me and from the Court.

3. Desiree has a chronic drug problem and uses marijuana on a daily basis, in the presence of her children, and was unable and unwilling to discontinue her use even while she participated in a drug diversion program in exchange for deferred prosecution of criminal drug charges.
4. Desiree regularly operates a motor vehicle while under the influence of marijuana.
5. Desiree has repeatedly and consistently exercised very poor judgment and has executed decisions which have put her children in serious danger.
6. Desiree has consistently refused to provide for G [REDACTED]'s basic necessities, claiming she did not have the money for it, while continuing to fund hers and her fiancé's drug habits.
7. Although much of the criminal activity occurring around the children was conducted by Kristopher, Desiree knew of it and allowed it to continue.

BACKGROUND

8. I am the biological father of G [REDACTED] Riess.
9. Desiree Capuano is the biological mother of G [REDACTED] Riess.
10. Desiree and I attended mediation on December 6, 2011 and came to an agreement with respect to custody and visitation of G [REDACTED].
11. I have physical custody of G [REDACTED], as agreed upon at mediation.
12. Desiree has visitation with G [REDACTED], at her residence in Peoria, AZ, during the summer, winter and spring school breaks, and alternating long weekends, as agreed upon at mediation.
13. Desiree's visitation periods, in Arizona, range in length from 3 days to 7 weeks in duration. Her next scheduled visitation is for 3 weeks, from December 14, 2012 through January 5, 2013.

14. When I agreed to the current visitation terms I did not know about, or suspect, Desiree's and Kristopher's, ongoing drug use and involvement in criminal activities. Had I known of such I would not have agreed to the current visitation terms.
15. During G [REDACTED]'s visitation periods he is often left in Kristopher's or other unknown persons' care while Desiree is at work or engaging in social activities.
16. Throughout these proceedings I have repeatedly expressed my concerns that Desiree and Kristopher were involved in drug use and criminal activities, which I believed put G [REDACTED] in serious danger while in Desiree's care.
17. From early 2010 through the present, Desiree has been cohabiting with her fiancé Kristopher Lauchner.
18. From November 2011 until the present Desiree and Kristopher have been residing in a house owned by, and rented from, a cousin of Kristopher.
19. It is my belief, based on my extensive experiences with Desiree, and her actions and statements over the past year, that she is a very skilled manipulator and routinely exploits people's pity and compassion to get what she wants from them, and to avoid accepting the responsibilities and consequences of her actions and decisions.
20. I believe, based on her statements to, and demeanor before the Court, that Desiree has been attempting to manipulating the Court throughout these proceedings by falsely representing herself, her intentions, and her relationship with G [REDACTED]. I believe this is supported by her actions over the past year, which belie her statements and presentation before the Court.

DESIREE'S AND KRISTOPHER'S DRUG USE

21. Over the past year I have learned that Desiree and Kristopher were regularly using illegal drugs, including marijuana and methamphetamine, in the home and while Desiree's children were present.
22. On September 27, 2011 (G [REDACTED]'s 11th birthday), while Desiree had G [REDACTED] in Phoenix, Desiree was arrested at her residence for possession of marijuana and possession of drug paraphernalia (Ex. 1). The arresting officers found, amongst other things, a large green bong in the master bedroom vanity; four pipes containing marijuana residue, and a small baggy containing 1.3 grams of marijuana in the night-stand to the right of Desiree's bed (Ex. 1, pp 4-5).
23. The marijuana and related artifacts found in Desiree's home on September 27, 2011 were not in a locked, secure place or out of reach of the children who were in the home (Ex. 1, p 4) and regularly left unsupervised, contrary to Desiree's previous testimony to the Court.
24. On November 1, 2011, Desiree was called to the scene of Kristopher's arrest to pick up G [REDACTED] and her other child from the police (the children were in Kristopher's care, outside the home when he was arrested). Upon her arrival, the police searched her purse and again found marijuana and paraphernalia which they confiscated (Ex. 2, p 8).
25. On November 1, 2011, Desiree falsely stated to the police that she had a permit for the marijuana. Such false statement was in violation of A.R.S. § 36-2816(E) and constitutes grounds for revocation of Desiree's medical marijuana card pursuant to A.R.S. § 36-2815(D).
26. On November 4, 2011, Desiree applied for a medical marijuana card in order to be able to continue her drug use without legal consequences. A medical marijuana card was issued to Desiree on November 7, 2011.

27. Desiree's physician recommendation for her medical marijuana card was obtained from an organization named Arizona 420 Evaluations, which is a for-profit business whose sole service is to provide instant medical marijuana recommendations to walk-in customers, not from a physician who had knowledge of Desiree's medical history.
28. Desiree falsely stated on the application for her medical marijuana card that she suffers from severe and chronic pain, resulting from chronic or debilitating fibromyalgia, myalgia, and arthritis (see exhibit 1 of Desiree's Responsive Declaration dated 2/21/12).
29. On March 13, 2012 Desiree agreed to enter the TASC drug diversion program in exchange for deferred prosecution of her criminal drug possession charges (Ex. 3). On September 19, 2012 the charges were dismissed based on her apparent successful completion the drug diversion program.
30. On November 19, 2012 I received an email from Desiree boasting that even while she was in the drug diversion program she "never had to stop" her use of marijuana, and even though she had to submit a urine and hair drug test for Child Protective Services they "still did not test for marijuana due to the fact that [she's] legal". I believe it is Desiree's position that because she has a medical marijuana card her chronic use of marijuana is completely immune from any scrutiny whatsoever, regardless of the danger it may put her children in or the effect it may have on them (Ex. 4).
31. On September 16, 2012 I discovered that Desiree had posted a public message on her Facebook page on November 29, 2010 stating that she had attended an event called "Hug a Pothead Day" (Ex. 5). I believe such public support and promotion of recreational marijuana use negatively affects her children because her postings are published publicly and can be viewed by anyone on the Internet, including her children, their teachers, friends, neighbors, et cetera. I also believe it demonstrates Desiree's affinity to recreational drug use and further proves that her marijuana use is purely recreational, not medicinal.

32. Since returning from his summer visitation G [REDACTED] has stated the following to me:
1. while he was in Arizona with Desiree, her house often smelled like marijuana.
 2. Desiree would often say that she was "going to smoke", then she would go to her bedroom or the garage and close the door. G [REDACTED] said he knew she was smoking marijuana because he could smell it, and because Desiree and Kristopher were indiscrete about smoking cigarettes in front of him, and generally smoked cigarettes freely throughout the house.
 3. he believes Desiree has a drug problem because "she can't even quit using it while she's in the drug program".
 4. he is uncomfortable speaking openly with Desiree because "she freaks out or get's all emotional and starts crying or screaming if you say something she doesn't want to hear". I believe that behavior is the result of Desiree's habitual drug use.
 5. Desiree openly told him about her marijuana use and that "everybody knows" she uses it and she is going to continue using no matter what anyone thinks.
 6. he would sometimes notice a smell like burning plastic in Desiree's house. I believe what G [REDACTED] was smelling was burning methamphetamine.
33. On November 6, 2012 I was contacted by Sgt. Livingston of the Glendale Police Department. He inquired, in part, whether I knew what illness Desiree had claimed to get her medical marijuana card. I told him she had claimed sever and chronic pain due to arthritis. Sgt. Livingston stated he was surprised by that because Desiree seemed very healthy and was very active when the police searched her house and interviewed her.

DESIREE'S AND KRISTOPHER'S CRIMINAL ACTIVITIES

34. Over the past year I have learned, through my own research, that both Desiree and Kristopher were repeatedly involved in a variety of illegal activities, including shoplifting, possession of stolen property, prohibited possession of lethal weapons, and possession of methamphetamine.
35. Prior to my discovery of Desiree's and Kristopher's criminal activities, Desiree repeatedly insisted to me and to the Court that neither herself nor Kristopher had been engaging in illegal activities, that Kristopher's criminal behavior was in the past, and that he was "not that type of person anymore". Even when confronting Desiree about their criminal activities she insisted they had done nothing wrong, and accused me of invading their privacy.
36. The purpose of the police presence at Desiree's home on September 27, 2011 (when she was arrested for possession of marijuana) was to question Kristopher regarding their investigation of him for passing counterfeit currency on numerous occasions.
37. On November 1, 2011 Kristopher was arrest on two counts of forgery and one count of tampering with evidence (Ex. 2). G [REDACTED], and Desiree's other child, were in Kristopher's care at the time, and Kristopher had taken the children with him to a Wal-Mart store while he committed forgery and organized retail theft by using counterfeit currency to pay for items (Ex. 2, p 11).
38. In December 2011 Kristopher was arrested for shoplifting in Peoria, AZ, near his and Desiree's home. This arrest occurred less than six weeks after his arrest for forgery. Kristopher pled guilty to that charge on January 10, 2012 and was sentenced to one year of unsupervised probation which he is currently serving (Ex. 6).
39. G [REDACTED] has told me that while he was in Phoenix with Desiree she told him she and Michael used to have fights that would escalate to physical violence; that he would hit her and she would throw things at him.

40. Desiree concealed all information about hers, Kristopher's and Michael's arrests, convictions, violence and criminal activities from me and from the Court, and it has only been through my own research and efforts that I have been able to discover these facts.
41. On October 3, 2012 I discovered that Kristopher had been arrested on October 2, 2012 on the charges of shoplifting; possession of a lethal weapon by a prohibited person; possession of a dangerous drug; possession of drug paraphernalia; and discharging a firearm within the city limits. In particular, Kristopher had shoplifted a Bushmaster 223 (aka M-16, AR-15) assault rifle from a hunting store in Glendale, AZ.
42. Kristopher then hid the stolen assault rifle in the attic of Desiree's house. The weapon was not locked or in a secure place and children in the home could have come into unsupervised contact with it.
43. Kristopher was subsequently booked into the Maricopa County Jail but issued a bond of \$9,000. At this time Kristopher is still in custody but can be bonded out at any time.
44. Kristopher has numerous family members, including his father who lives in Phoenix, that have the financial resources and the means to post his bond.
45. It is my belief that upon his release from custody Kristopher would continue to reside with Desiree at the same house they have been cohabiting at since November 2011, and which is owned by Kristopher's cousin.
46. Desiree has not filed for a restraining order against Kristopher and he would have the legal right to continue to reside at their residence.
47. On October 4 and 5, 2012 the local Phoenix television news ran a stories on Kristopher's arrest, wherein they showed his mug shots, stated his full name, and showed the front of Desiree's house

on the television. Those stories (including the video broadcasts) have also been posted on the respective news channel's web sites, and are accessible to anyone, including G [REDACTED].

48. When G [REDACTED] saw the news video showing Desiree's house and yard he was embarrassed and deeply troubled by it.
49. In the week of October 15, 2012 I spoke with Sgt. Livingston of the Glendale Police Department, regarding Kristopher's investigation and arrest. Sgt. Livingston provided me the following information:
 1. the Glendale Police, Repeat Offenders Unit, had been investigating and monitoring Kristopher's activities for some time, including watching the house where he lived (i.e. Desiree's house).
 2. on October 2, 2012, while Kristopher was being arrested, the police executed a search warrant on Desiree's home.
 3. while searching the house the police found additional lethal weapons, including swords and daggers, which were in plain view in the living room and were within reach of children, with the aid of a chair or stool.
 4. one of the daggers which was in plain view in the living room bore a Nazi swastika on the handle.
 5. from their investigation the police have determined that Kristopher had been associating with a number of dangerous individuals, including having them at Desiree's house while Desiree's children were present.
 6. the dangerous drug with which Kristopher was caught was crystal methamphetamine;
 7. Kristopher had fired at least one test round from the assault rifle, either in the back yard of Desiree's home, or inside the house.

8. Kristopher possessed a large amount of military style clothing and paraphernalia which he kept in Desiree's home, and seemed to think of himself as a military or law enforcement type, which lead the police to believe Kristopher was serious threat to the safety of the community.
9. they believed Desiree's knowledge of the events was greater than she had stated.
50. On November 6, 2012 I was contacted by Sgt. Livingston, informing me that during the course of interviewing Desiree on October 2, 2012 she did admit to the police that she knew Kristopher was hiding the stolen assault rifle in the house; and that during the execution of the search warrant the police also found a quantity of methamphetamine in the garage of the house.
51. On November 9, 2012 I received a copy of the police reports relating to the investigation and arrest of Kristopher and the execution of the search warrant on Desiree's home (Ex. 7). The reports confirmed the information previously provided by Sgt. Livingston, as well as the following information:
 1. the assault rifle was hidden in the attic above the garage and was not locked or otherwise secured or protected from the children in the home.
 2. the serial number of the assault rifle had been illegally filed off.
 3. five glass smoking pipes with methamphetamine residue were found in the garage, within reach of the children in the home.
 4. a glass water bong, which is typically used in smoking methamphetamine, and containing methamphetamine residue, was found in the garage, within reach of the children in the home.
 5. a small metal case containing approximately 2 grams of methamphetamine was found in the garage, within reach of the children in the home.

6. several syringes were found along with the methamphetamine in the garage, within reach of the children in the home.
7. a spent .223 calibre shell casing was found in the trash next to the house.
8. Kristopher admitted he had discharged the rifle inside the house and had used blankets to muffle the sound.
9. the police had Desiree's home under surveillance from September 25, 2012 through October 2, 2012.
10. Desiree was not at home when the police began the execution of the search warrant.
11. Desiree's other child, S[REDACTED], was at home with two of Desiree's friends who had been living at the house (in G[REDACTED]'s bedroom) since July, 2012 when the police executed the search warrant.
12. S[REDACTED] and Desiree's other friends were required to exit the house while the police executed the search warrant.
13. Desiree stated to the police that she "knew Kristopher was doing bad things", that he had "recently stolen an assault rifle", and that "the rifle was in the house".
14. during her interview Desiree told the police Kristopher leaves the house for long periods of time and she has no idea where he goes or what he does; when Kristopher is home he spends the majority of his time in the garage; that she has no idea what he does in the garage, or what is in the garage; and that she knew Kristopher had used methamphetamine.
15. during his interrogation Kristopher admitted to stealing the assault rifle and hiding it in the house; Kristopher claimed the trigger lock falling off the rifle in the store was a sign from God that he wanted him to steal the rifle; Kristopher stated he stole the rifle so he could protect his family; he stated that he owed people money that he believed people with guns

might come after him; he admitted to firing the rifle in the living room of the house; he admitted to using methamphetamine and bath salts.

16. Kristopher also admitted to having a problem or an "addiction" to stealing things and that he "just couldn't help himself".
 17. another glass pipe, of the type commonly used to smoke methamphetamine, containing residue, was seized from Kristopher's possession at the time of his arrest;
 18. two blankets, containing what appear to be a hole and burns caused by discharging a firearm at very close range, were seized from Desiree's home the day after the execution of the search warrant.
52. Based on her statements to the police Desiree either had no idea about the criminal activities and dangerous drug use going on right in her own home, which raises serious concerns about her ability and interest in providing a safe environment for her children; or she knew about what was transpiring but did nothing to stop it until the police became involved and left her no choice. Either way, she put her children in an incredibly dangerous and possibly life threatening situation to satisfy her selfish desire to be with Kristopher.
53. Although Desiree stated to the police that she never went into the garage and had no idea what Kristopher was doing in the garage or what was in the garage, she has posted numerous photographs on her Facebook page of herself, G [REDACTED] and her other son spending time in the garage (Ex. 8). G [REDACTED] has also told me that while he was there for the summer Desiree would often "hang out" in the garage with Kristopher.
54. Although Desiree maintains that she had no knowledge of Kristopher possessing any firearms, she had copied onto the iPod she gave G [REDACTED], a picture of Kristopher and Desiree's other child

handling a pistol inside the house (Ex. 9). It appears Kristopher was teaching the child to aim and fire the pistol.

55. G [REDACTED] has told me that Kristopher had, one time, shown him the dagger with the swastika on it.
56. When I asked Desiree about the Nazi dagger she admitted that it was mounted on the wall in the living room (Ex. 10). When I asked her why she would even want something like that in her house, namely, on display in the living room, she responded that she didn't. Yet she allowed Kristopher to do so, in plain view of G [REDACTED], who she knew is actively Jewish and therefore adversely affected by such Nazi and Holocaust artifacts. I believe this is an example of Desiree's willingness to put Kristopher, and own desires, before her children.
57. Immediately upon Kristopher's arrest Desiree proceeded to attempt to disassociate herself with him, including contacting his family members and asking that they not help him bond out of jail (Ex. 11). I believe that is nothing more than an attempt to distance herself from any potential legal consequences of hers and Kristopher's illegal activities.
58. Although Desiree maintains that she had no idea that Kristopher was involved in illegal activities, I had confronted her on at least two occasions regarding two separate incidences of Kristopher's illegal activities (Ex. 12). Both times Desiree refused to address the issue of Kristopher's illegal activities but continued to defend him and insist that he was good for G [REDACTED].
59. On January 20, 2012, I filed a request for a restraining order against Kristopher (case no. TS015675), based on his repeated threats, interference, and his extensive violent history. A temporary restraining order was granted, but at the hearing on February 7, 2012 the Court denied the request. Both Kristopher and Desiree appeared for the hearing, in person and submitted supporting documents which were not served on me and which the Court did not provide me the opportunity to review.

60. On October 19, 2012 I was contacted by Dana Markusen of the Maricopa County Child Protective Service regarding an open case on Desiree. On October 26, 2012 I was then contacted by Jennifer Grow of the Maricopa County Child Protective Service. Miss Grow informed me that the "matter is currently open as an investigation". It is my understanding that at this time the investigation is still ongoing.
61. I believe Desiree's cohabiting with men who have a record of violence and criminal activities, while insisting that those same men are not dangerous or harmful, shows that she has, and continues to exercise very poor judgment with respect to the safety of her children and puts her own desires before the safety of her children.
62. I believe Desiree's insistence that Kristopher is not a bad person and that he is not the person he was ten years ago demonstrates her willingness to ignore and conceal facts that may put her children in danger, to satisfy her own selfish desires.
63. Based on Kristopher's extensive history of criminal activity, as well as his recent criminal activity, arrests and convictions, I believe it is very dangerous for G [REDACTED] to be in his presence for any period of time.

REFUSAL TO COOPERATE IN G [REDACTED]'S INTEREST

64. While G [REDACTED] was visiting Desiree over the summer she had at least two friends residing at her home, in G [REDACTED]'s bedroom. When I requested the names of the friends she refused to provide the information. She stated it was none of my business and she didn't have to tell me who lived at her house (Ex. 13). I believe this demonstrates that Desiree considers her friends more significant than her children, and her refusal to inform me of the people living in her home when G [REDACTED] is present demonstrates her lack of willingness to cooperate in the interest of G [REDACTED]'s safety.

65. Desiree has consistently refused to cooperate in discovery and to disclose information which is vital to determining G [REDACTED]'s safety and well-being (Ex. 14) when he is in her care. She has withheld critical information from myself and from the Court which would be required for any responsible parent, and for the Court, to react in Gabriel's best interests and to ensure his safety.

DESIREE'S CHARACTER AND UNRELIABILITY

66. Desiree was scheduled to have a visitation with G [REDACTED] for Memorial Day weekend, 2012. Three weeks prior to that date she told G [REDACTED] that she had already purchased his plane ticket. However, there was no further contact with Desiree until after Memorial Day weekend and the visitation never occurred.
67. Desiree was scheduled to have a visitation with G [REDACTED] for Columbus Day weekend, 2012. Desiree did not contact me or G [REDACTED] regarding her intentions for the visitation and did not exercise her visitation for that weekend.
68. On September 7, 2012 the Court ordered that Desiree be permitted additional visitation with G [REDACTED] in Los Angeles, on the condition that she provide at least two weeks' notice to me. Desiree has not indicated any intention or interest in exercising that additional visitation.
69. Each time I asked Desiree why she did not exercise her visitation she stated she could not afford it. However, she was able to continue funding her drug habits (including renewing her medical marijuana card at a cost of \$150 per year).
70. Since before September 7, 2012 Desiree has not spoken to G [REDACTED].
71. Desiree did not contact G [REDACTED] on, or before, his birthday on September 27, 2012.

72. On September 29, 2012 Gabriel forwarded me an email he had received from Desiree, wherein she stated "I will not call you however as I am not going to call the house phone...and it is of no interest for you to speak to me while you are there."

DESIREE'S MANIPULATION, DECEPTIVE BEHAVIOR, MISREPRESENTATION

73. Due to Desiree frequently and deliberately providing me false information, withholding information about her situation and her intentions, which I believe a reasonable person would need in order to make responsible decisions regarding their children (e.g. hers and Kristopher's drug use and arrests), I cannot possibly know that G [REDACTED] is safe or properly cared for while he is in Desiree's care, or what her true intentions are.
74. In open court, on September 7, 2012, when asked by the Court how her visitation with G [REDACTED] over the summer vacation went, Desiree stated with great emotion and sentiment that it went "wonderfully" and that G [REDACTED] had a "great time". When the Court then entered an order granting Desiree two additional visitations between that date and the winter break visitation, Desiree responded with enthusiastic gratitude. However, since that hearing Desiree has not had any contact with G [REDACTED], and has not even exercised her scheduled visitation (Columbus Day weekend), let alone the additional visitations the Court granted her. I believe this is further evidence of Desiree's false representation and sincere lack of interest in being involved in G [REDACTED]'s life.
75. I believe, based on my experiences with Desiree and her own statements over the past 19 months, that she is very manipulative; will say anything including making very serious, false allegations against others; will freely exploit other people's pity, compassion and sympathy; and will agree to

any terms, to get what she wants. Then, once she has obtained what she wants she will completely disregard any prior agreements and commitments and deny her prior statements and intentions.

CONCLUSION

76. Over the past six months G [REDACTED] has exhibited a growing lack of interest in visiting, maintaining a relationship, and even in communicating with Desiree. Specifically:
1. when she did not call or follow through on her visitation over Memorial Day weekend G [REDACTED] expressed no concern;
 2. since returning from his summer visitation in August, he has not initiated any contact with her; he has expressed to me his disappointment that she is still using drugs; he has expressed his disappointment that she has consistently refused to provide him anything he has requested while he is not in her care, her frequent failure to follow through on her promises to him, her unpredictable and violent mood changes (including sometimes getting angry or crying for no apparent reason), and her retaliatory behavior such as disconnecting the mobile phone she had gotten him because he did not want to visit with her, and having her fiancé send insulting and offensive messages because G [REDACTED] did not think to call her on Mother's Day.
 3. he has not expressed any concern about Desiree not contacting him since before September 7, 2012 and he has not attempted to contact her.
77. I believe Desiree's drug use and involvement in criminal activity, over the past year, prove that she has a serious drug problem which puts G [REDACTED] in danger when he is in her care.
78. I believe Desiree's attempts to conceal the histories of violence of the men that she has recently been in relationships with, proves her willingness to put her personal desires before the safety of

her children and makes it impossible for me and for the Court to be certain of G [REDACTED]'s safety when he is in her care.

79. I believe Kristopher's recent criminal activities, and that he took G [REDACTED] with him while he was engaging in criminal activities proves that G [REDACTED] is in danger when he is in Kristopher's presence and, that Desiree's attempts to portray Kristopher as a good and responsible person show that she has, and will continue to exercise very poor judgment in matters relating to the safety and well-being of her children.
80. I believe, even though Kristopher is currently incarcerated, he can be bonded out of jail at any time and, upon his release, he will return to residing with Desiree at his cousin's house where they have been living since November 2011.

Dated this 25th day of November, 2012.


Richard Riess

Exhibit 1

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-22639

MARIJUANA-POSSESS/USE

Reported 09/27/2011 12:00

Found 09/27/2011 11:45

Occurred 09/27/2011 11:12

Location 20100 N 78th Pl Apt. 1080, Scottsdale, AZ

Original Officer (704) ABERNETHY, C

Original Information

Original Page: 1

Date Added: 09/27/2011

Added By: (704) ABERNETHY, C

Charges

1	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att
	State	MARIJUANA-POSSESS/USE	13-3405A1	35A	<input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input checked="" type="checkbox"/> Drugs <input type="checkbox"/> Computers		APARTMENT COMPLEX		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
		POSSESSING/CONCEALING			3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
2	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att
	State	DRUG PARAPHERNALIA-POSSESS/USE	13-3415A	35B	<input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input checked="" type="checkbox"/> Drugs <input type="checkbox"/> Computers		APARTMENT COMPLEX		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
		POSSESSING/CONCEALING			3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group

Victims

1	Type	Code	Name(Last, First, M)							AKA		
	S	VI	STATE OF ARIZONA									
SSN	DOB	Age	Race	Ethnicity	Sex	Height	Weight	Hair	Eyes	Victim of Crimes		
		00					0			1,2		
License: <input checked="" type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number:			State:		Marital:	Resident:	Citizen:		
Address									Hm ph:			
AZ												
Occupation			Employer Name/Address						Cell ph:			
Govt			/						Wk ph:			
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												

Status: Cleared By Arrest

Victim Rights? ☐ Yes ☒ No

CSS Requested? ☐ Yes ☒ No

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Added By: (704) ABERNETHY, C

Offenders

1	Type I	Code OF	Name(Last, First, M) CAPUANO, DESIREE YVONNE								AKA	
SSN [REDACTED]	DOB [REDACTED]	Age 30	Race W	Ethnicity N	Sex F	Height 504	Weight 115	Hair BLN	Eyes HAZ			
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number: [REDACTED]			State: [REDACTED]		Marital: S		Resident:	Citizen: US	
Address [REDACTED]										Hm ph: [REDACTED]		
Occupation [REDACTED]			Employer Name/Address [REDACTED]									
										Cell ph: [REDACTED]		
										Wk ph: [REDACTED]		
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												

Other Persons Involved

1	Type I	Code IO	Name(Last, First, M) [REDACTED]								AKA	
SSN [REDACTED]	DOB [REDACTED]	Age 37	Race W	Ethnicity N	Sex M	Height 509	Weight 180	Hair BLN	Eyes HAZ			
License: <input checked="" type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number: [REDACTED]			State: [REDACTED]		Marital:		Resident:	Citizen: US	
Address [REDACTED]										Hm ph: [REDACTED]		
Occupation [REDACTED]			Employer Name/Address [REDACTED]									
										Cell ph: [REDACTED]		
										Wk ph: [REDACTED]		
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

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Original Officer (704) ABERNETHY, C

Original Information

Original Page: 3

Date Added: 09/27/2011

Added By: (704) ABERNETHY, C

Property

1	Prop ID 799307	Status IMPOUND	Class 11	NCIC	Make/Model	Serial Number
Owner STATE OF ARIZONA			Owner Applied Number		License / State	Color
Description Wooden Box With Four Pipes						Quantity 1
Gun Type		Caliber	Finish	Grip	Gun Stock	
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sight Type:		
Property Notes:						
2	Prop ID 799308	Status IMPOUND	Class 11	NCIC	Make/Model	Serial Number
Owner STATE OF ARIZONA			Owner Applied Number		License / State	Color Green
Description Green Bong With Residue						Quantity 1
Gun Type		Caliber	Finish	Grip	Gun Stock	
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sight Type:		
Property Notes:						
3	Prop ID 799310	Status SEIZED	Class E	NCIC	Make/Model	Serial Number
Owner STATE OF ARIZONA			Owner Applied Number		License / State	Color Green
Description Green Leafy In Baggy						Quantity 1
Gun Type		Caliber	Finish	Grip	Gun Stock	
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sight Type:		
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Original Officer (704) ABERNETHY, C

Original Information

Original Page: 4

Date Added: 09/27/2011

Added By: (704) ABERNETHY, C

Assisting Officers

(704) ABERNETHY, C

Notes / Narratives

On 9/27/11, at 1200 hours, suspect was in possession of marijuana and paraphernalia at 20100 N. 78th Way #1080.

The following supplement has been entered into the following two Departmental Reports:

11-21751 (COUNTERFEIT, FORGERY)

11-22639 (POSSESSION OF MARIJUANA)

On 9/27/11 at about 1112 hours, I responded, with Officer Ange, to 20100 N. 78th Way #1080, in an attempt to contact [REDACTED] regarding a counterfeit currency case.

Upon arrival, after knocking on the apartment door, we received no answer. Then, while preparing to leave, a white male passed us in the lot (in a car) and asked if we were looking for him. He said his name was [REDACTED]. I told him that we indeed wished to speak with him.

[REDACTED] parked his car and then escorted us to his apartment. He opened the door. I asked him if we could step inside. He allowed us to enter.

Once inside, [REDACTED] spoke to Officer Ange about a counterfeit money case that she was working on. [REDACTED] claimed to have originally received the fake \$100 from a guy, [REDACTED] that he met at a pool hall. He said that he sold his pool cue to the guy for \$300. Once he learned that the money was fake, he found the guy again (the same night that he tried to pass the \$100 bill at Fascinations) again at the pool hall. He gave the guy back the remaining 2 bills and took his cue back. See Officer Ange supplement for further regarding the interview.

During the interview, I asked [REDACTED] if he had any more counterfeit money in the apartment. He said that he did not. After establishing that he shared a bedroom with his fiancée Desiree Capuano ([REDACTED] pointed out his bedroom), I asked him if I could search his bedroom for counterfeit money. He said that I could but he did not know if Desiree would give permission. I again asked if I could search the bedroom. He stated, "absolutely".

I searched the bedroom that [REDACTED] claimed to share with Desiree. I discovered the following:

1. Large green bong - located in the master bath vanity
2. Brown box - located in the night-stand to the right of the bed. In the box were two glass pipes with residue and two stone pipes. Also in the box was a small baggy containing a green leafy substance. The green leafy substance had the color, odor, and

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Original Officer (704) ABERNETHY, C

Original Information

Original Page: 5

Date Added: 09/27/2011

Added By: (704) ABERNETHY, C

Notes / Narratives

consistency of marijuana.

I showed [redacted] the items. I read him his rights under Miranda. he said that he understood. I asked him who the items belonged to. He would not answer. Just then, Desiree, entered the apartment. I showed her the items, she said that they were hers. I read Desiree her rights under Miranda. She said that she understood her rights. I again asked Desiree if the items, including the marijuana and pipes, were hers. She stated that items were indeed hers. She stated that she plans on getting a medical card for the future use. She stated that this was the only illegal thing that she did.

I arrested Desiree for POM and PODP. I handcuffed her to the rear (double locked). I escorted Desiree to my patrol vehicle, where Officer Ange searched her. Officer Ange asked her to sit inside the patrol car which she did. Officer Ange secured Desiree's seatbelt.

I transported Desiree to the D3 Jail for booking. While enroute, Desiree stated that she received the marijuana from a friend at work. Desiree said that her friend at work has a medical marijuana card. Desiree said that she did not pay for the marijuana.

Jail staff later transported Desiree to the D2 Jail to complete the booking.

On 9/27/11 at about 1500 hours, I field tested the above described green leafy substance. I tested it as I was trained by DPS in April 2011. The results: Positive for marijuana. Total weight - 1.3 grams (including baggy). Items were impounded at D4.

I will longform the following charges to the County Prosecutor, regarding Desiree Capuano:

Possession of Marijuana (11-22639)

Possession of Drug Paraphernalia (11-22639)

Please see Officer Ange's supplement.

NFI

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

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Occurred 09/27/2011 11:12

Location 20100 N 78th Pl Apt. 1080, Scottsdale, AZ

Original Officer (704) ABERNETHY, C

Supplement Information

Supplement Page: 1

Date Added: 09/29/2011 06:46:11

Added By: (704) ABERNETHY, C

Supplement Notes

Impound:

On 9/29/11, I impounded the recording of the knock and talk conducted on 9/27/11 at the residence of [REDACTED] and Capauno.

(It should be noted that [REDACTED] requested to call his lawyer just before the arrest of Capauno on 9/27/11.)

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Original Officer (704) ABERNETHY, C

Supplement Information

Supplement Page: 1

Date Added: 09/29/2011 06:48:40

Added By: (704) ABERNETHY, C

Property

1	Prop ID 799623	Status IMPOUND	Class 77	NCIC	Make/Model	Serial Number
Owner STATE OF ARIZONA			Owner Applied Number		License / State	Color
Description Recording Of Knock And Talk						Quantity 1
						UM
						Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
						Sight Type:
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-22639

MARIJUANA-POSSESS/USE

Reported 09/27/2011 12:00

Found 09/27/2011 11:45

Occurred 09/27/2011 11:12

Location 20100 N 78th Pl Apt. 1080, Scottsdale, AZ

Original Officer (704) ABERNETHY, C

Supplement Information

Supplement Page: 2

Date Added: 09/29/2011 06:48:40

Added By: (704) ABERNETHY, C

Supplement Notes

159504 Voucher ID created for this supplement.



SCOTTSDALE POLICE DEPARTMENT

DR#: 11-22639 OFFICER: Abernethy ID#: 704

SUSPECT INFORMATION (Last name, first name, middle initial)	DATE OF BIRTH
Desiree Capuano	

ITEM NO.	DESCRIPTION	MARIJUANA	METH	COCAINE	COCAINE BASE
	Green leafy substance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Chemical and visual tests were used to indicate the presence of the above controlled substances. Each item listed is present in a usable condition.

Certification:

- ☒ I certify that I have successfully completed training from the Arizona Department of Public Safety Crime Laboratory to identify marijuana using the visual appearance of marijuana and a chemical color test.
- ☐ I certify that I have successfully completed training from the Arizona Department of Public Safety Crime Laboratory to identify methamphetamine, cocaine and cocaine base using chemical color tests.

If this matter proceeds to Superior Court, I will be able to testify.

Craig Abernethy 704
Field Tester Signature and Serial Number

Craig Abernethy 704		1500
Scottsdale Police Dept	D4 Station	09/27/2011

Field Tester Name and Serial Number

Location Tested

Date/Time

Scottsdale Police Department
9065 E. Via Linda, Scottsdale, AZ 85258
(480)312-5000

Exhibit 2

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 1

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Charges

1	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
		FORGERY-OFFERS FORGED INSTRUMENT	13-2002A3	250	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
		POSSESSING/CONCEALING			3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
2	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		FORGERY-OFFERS FORGED INSTRUMENT	13-2002A3	999	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
					3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
3	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		FORGERY-OFFERS FORGED INSTRUMENT	13-2002A3	999	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
					3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
4	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
	State	FORGERY-OFFERS FORGED INSTRUMENT	13-2002A3	999	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
					3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group

Status: Cleared By Arrest

Victim Rights? ☒ Yes ☐ No

CSS Requested? ☐ Yes ☒ No

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 2

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Charges

5	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		TAMPER WITH PHYSICAL EVIDENCE-DESTROY/ALTER	13-2809A1	90Z	
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type HIGHWAY/ROAD/ALLEY	Premises Entered	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Weapons 1.
Entry		Exit	Criminal Activity		2.
					3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group

Victims

1	Type B	Code VI	Name(Last, First, M) WALMART 15355						AKA		
SSN		DOB	Age	Race	Ethnicity	Sex	Height	Weight 0	Hair	Eyes	Victim of Crimes 1,2,3,4,5
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number:			State:		Marital:	Resident:	Citizen:	
Address 15355 N NORTHSIGHT BL, SCOTTSDALE, AZ 85260										Hm ph: (480) 348-5505	
Occupation Dept			Employer Name/Address asset Prot /								
Cell ph: (480) 348-5505											
Scars, Marks, Tattoos or Other Distinguishing Features:											
Physical Characteristics:											

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 3

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Offenders

1	Type I	Code OF	Name(Last, First, M) LAUCHNER, KRISTOPHER MICHAEL								AKA	
SSN [REDACTED]	DOB [REDACTED]	Age 31	Race W	Ethnicity N	Sex M	Height 509	Weight 180	Hair BLN	Eyes HAZ			
License: <input checked="" type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number: [REDACTED]			State: [REDACTED]		Marital: U	Resident:	Citizen: US		
Address [REDACTED]										Hm ph: [REDACTED]		
Occupation [REDACTED]			Employer Name/Address [REDACTED]									
										Cell ph: [REDACTED]		
										Wk ph: [REDACTED]		
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												

Other Persons Involved

1	Type I	Code RP	Name(Last, First, M) [REDACTED]								AKA	
SSN [REDACTED]	DOB [REDACTED]	Age 34	Race W	Ethnicity N	Sex F	Height 509	Weight 180	Hair BRO	Eyes HAZ			
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number: [REDACTED]			State: [REDACTED]		Marital: U	Resident: R	Citizen: US		
Address [REDACTED]										Hm ph: [REDACTED]		
Occupation [REDACTED]			Employer Name/Address [REDACTED]									
										Cell ph: [REDACTED]		
										Wk ph: [REDACTED]		
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 4

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Property

1	Prop ID 807315	Status COUNTERFEITED/ FORGED	Class 20	NCIC	Make/Model US / 100.00 BILL	Serial Number		
Owner WALMART 15355		Owner Applied Number		License / State		Color		
Description Counterfiet \$100.00 Bill						Quantity 1	UM	Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock		
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sight Type:				
Property Notes:								
1	Prop ID 807322	Status SEIZED	Class 73	NCIC	Make/Model MEMOREX / CD-R	Serial Number		
Owner WALMART 15355		Owner Applied Number		License / State		Color		
Description Dvd Of Walmart Video						Quantity 1	UM	Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock		
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sight Type:				
Property Notes:								
1	Prop ID 807323	Status SEIZED	Class 57	NCIC	Make/Model	Serial Number		
Owner WALMART 15355		Owner Applied Number		License / State		Color		
Description Walmart Lp Reports And Photos						Quantity 1	UM	Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock		
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sight Type:				
Property Notes:								

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 5

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Property

2	Prop ID 807316	Status COUNTERFEITED/ FORGED	Class 20	NCIC	Make/Model US / 100.00 BILL	Serial Number
Owner WALMART 15355		Owner Applied Number		License / State		Color
Description Counterfeit 100.00 Bill						Quantity 1
Gun Type						UM
Caliber						Value \$1.00
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						
2	Prop ID 824409	Status STOLEN	Class 20	NCIC	Make/Model	Serial Number
Owner WALMART 15355		Owner Applied Number		License / State		Color
Description Money						Quantity 1
Gun Type						UM
Caliber						Value \$1.00
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						
3	Prop ID 807317	Status COUNTERFEITED/ FORGED	Class 20	NCIC	Make/Model US / 100.00 BILL	Serial Number
Owner WALMART 15355		Owner Applied Number		License / State		Color
Description Counterfeit 100.00 Bill						Quantity 1
Gun Type						UM
Caliber						Value \$1.00
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 6

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Property

4	Prop ID 807318	Status COUNTERFEITED/ FORGED	Class 20	NCIC	Make/Model US / 50.00	Serial Number
Owner WALMART 15355		Owner Applied Number		License / State		Color
Description Counterfiet 50.00 Bill						Quantity 1
Gun Type						UM
Caliber						Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						
5	Prop ID 807319	Status COUNTERFEITED/ FORGED	Class 20	NCIC	Make/Model US / 50.00	Serial Number
Owner WALMART 15355		Owner Applied Number		License / State		Color
Description Counterfiet 50.00 Bill						Quantity 1
Gun Type						UM
Caliber						Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						

Assisting Officers

(704) ABERNETHY, C

(718) ANGE, J

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Original Information

Original Page: 7

Date Added: 11/01/2011

Added By: (594) THOMPSON, P

Notes / Narratives

On 11-01-11, 0905 hours, Parker reported an unknown W/M had passed 3, 100 dollar bills and 2, 50 dollar bills at Walmart, all of which were counterfeit.

On 11-01-11, 1120 hours I was operating a fully marked Scottsdale Police vehicle wearing regulation blue uniform. I was dispatched to Walmart, 15355 N. Northsight in reference to a Fraud.

I contacted Parker, Loss Prevention who stated the following: On 10-29-11, 1525 hours a W/M went through a register and purchased a Sony Blu Ray Player for \$98.00 plus tax and paid cash with a \$100.00 and a \$50.00 bill. On 10-30-11, 1843 hours the same W/M went to the same register and purchased a Visio Blu Ray Player for \$108.00 and paid with a \$100.00 and \$50.00 bill. On 10-30-11, 1853 hours the same W/M went to the same register and purchased a Radio for \$40.00 and an I-Phone accessory for \$12.00 and utilized a \$100.00 bill. All the bills were discovered on 11-01-11 when the cash room caught the counterfeit bills. Parker then went through the videos and obtained the videos of the suspect in the store and leaving in a Black in Color large SUV, possibly a Cadillac Escalade. The only description on the W/M was he was wearing khaki long pants, khaki short sleeved shirt and a khaki ball cap.

Parker also has the suspect returning an item at another store which he had paid cash and received a refund. She is attempting to identify the other store return to obtain more information on the suspect. She will let us know if she is successful.

I seized the counterfeit bills and impounded them at D-4 along with the LP Reports and DVD of the suspects actions. The video is very grainy and very difficult to make a positive identification on the suspect.

Victim rights mailed.

SA Killgallon, Secret Service and Sgt Henderson, Financial Crimes were notified.

At 1630 hours, 11-01-11 I was contacted by Officer Koerner who stated the suspect had returned to the store and was arrested. Upon further investigation by Koerner the suspect admitted to passing the counterfeit bills.

No further information or action taken at this time.

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/01/2011 22:46:44

Added By: (870) RIGBERG, M

Supplement Notes

On 11/01/11 at about 1600 hours, I responded to Bell and Hayden to assist Ofc. Koerner #875 with a traffic stop he had made on a possible suspect vehicle related to this case. Upon arrival, I observed Ofc. Koerner and Ofc. Wieger #1346 at the vehicle. Ofc. Wieger was at the driver's side door and Ofc. Koerner was slightly back. After speaking briefly with the officers, I learned there were two small children in the back seat of the car. Based on wanting to minimize the childrens' exposure to the investigation, I asked the driver, identified as Kristopher Lauchner, to exit the vehicle. As he did, I observed several pieces of what appeared to be a torn up piece of currency fall from his lap onto the stair step of the vehicle, his car seat and on the ground. Lauchner agreed to speak with the officers to the rear of the vehicle. I recovered the pieces of currency and looked at them. There were three small pieces of what appeared to be a \$100.00 bill. I turned these over to Ofc. Koerner. Ofc. Koerner interview Lauchner about the currency and the prior allegations of passing counterfeit currency at Wal-Mart. Launcher made several statements of admission to knowingly possessing counterfeit currency, as well as destroying evidence (tearing up the last bill he had) and throwing it out the window.

While on scene, Lauchner's fiancée, Desiree Capuano arrived to pick up her children. Desiree agreed to let us search her purse and vehicle. A search of her purse revealed a small wooden box that, when opened, contained a "one hitter" style of metal pipe. The pipe and box smelled like marijuana. Desiree told me that she had a "permit" for the paraphernalia, but that we could keep it. She did not have the permit with her. I explained to desiree that we would impound the box for destruction and turned it over to Ofc. Wieger. Desiree explained that she has never seen any unusual currency in her home, and did not know anything about what we were investigating.

I then had Desiree take her children from the scene.

See Ofc. Koerner's supplement for further.

Nothing further at this time.

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/01/2011 23:48:06

Added By: (1346) WIEGER, G

Supplement Notes

On 11/1/2011 at approximately 1600 hours, I responded to Hayden and Bell Roads as requested to back Officer Koerner (#875) on a traffic stop related to this case. Upon arrival, I spoke with Officer Koerner, who was seated in his vehicle. Kristopher Lauchner was in his vehicle, along with two young male children. After getting a brief update from Officer Koerner, I walked up to and spoke with Lauchner. Lauchner told me that his fiance was on her way to the stop pick up the children. It was about this time that Sgt. Rigberg (#870) arrived on scene and began speaking with Lauchner.

Sgt. Rigberg asked Lauchner to step out of his vehicle. I had him walk to the rear of his vehicle and sit on a curb. When he was seated, Sgt. Rigberg walked up to us from the driver side of the vehicle with what appeared to be pieces of torn currency in his hands. He stated that when Lauchner exited the vehicle, the pieces of currency fell out onto the step of the vehicle and onto the ground.

While Officer Koerner and Sgt. Rigberg spoke with Lauchner, I briefly spoke with the children, to confirm their welfare. A short time later, Lauchner's fianc, Desiree Capuano, identified by her Arizona driver license, pulled up to the traffic stop. When she exited her vehicle, Sgt. Rigberg spoke briefly with her. He asked if he could search her purse, to which she responded, "Yes." During his search, he located small wooden box that, when opened, contained a "one hitter" style of metal pipe, commonly used to smoke marijuana. When asked, Desiree stated that she had a medical marijuana card, but that she did not have it on her at the time. Sgt. Rigberg explained to Desiree that we would impound the box and pipe for destruction (DR #11-25834). I later transported and impounded the items at District 4 for destruction. Desiree then took the two children and left the scene.

Shortly thereafter, Officer Koerner arrested Lauchner. I completed the Vehicle Inventory Report, and mailed copies to Lauchner and the registered owner of the vehicle. The vehicle was towed from the scene.

NFI

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/02/2011 07:52:42

Added By: (B1119) LORIMER, J

Property

1	Prop ID 807455	Status IMPOUND	Class 20	NCIC	Make/Model U.S / \$20.00 BILL	Serial Number
Owner WALMART 15355		Owner Applied Number		License / State		Color Green / White
Description Counterfiet Bill						Quantity 2
						UM
						Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 2

Date Added: 11/02/2011 07:52:42

Added By: (B1119) LORIMER, J

Supplement Notes

On 11/02/2011 at 0700 hours, I was dispatched to the Walmart store at 15355 Northsight to pick up counterfeit money that was used by the offender related to this case to purchase merchandise.

When I arrived on scene, I met [REDACTED] of Loss Prevention. She gave me two 20 dollar bills that she told me were used by the offender on 11/01/2011 at 1539 hours while checking out at register 4.

The serial numbers on both 20 dollar bills are the same ' [REDACTED] I scanned a copy of the bills and attached them to this report. The actual bills were impounded at District 4 in the mailbox on 11/02/2011 at 0815 hours.

Becky told me she has video of this incident and was transferring it to disk on 11/02/2011. I asked her to advise SPD when it was ready for pick up.

NFI

Lorimer B1119

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/02/2011 08:04:00

Added By: (B1119) LORIMER, J

Property

1	Prop ID 807455	Status IMPOUND	Class 20	NCIC	Make/Model U.S / \$20.00 BILL	Serial Number
Owner WALMART 15355			Owner Applied Number		License / State	Color Green / White
Description Counterfiet Bill						Quantity 2
						UM
						Value \$1.00
Gun Type		Caliber		Finish	Grip	Gun Stock
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

Case Number: 11-25802

THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/02/2011 09:43:02

Added By: (875) KOERNER, T

Property

1	Prop ID 807467	Status IMPOUND	Class 77	NCIC	Make/Model	Serial Number
Owner			Owner Applied Number		License / State	Color Multi-colored
Description 3 Torn Pieces Of A Counterfiet Bill						Quantity 1
Gun Type		Caliber	Finish	Grip	Gun Stock	
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:	Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

Incident / Investigation Report

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THEFT - ORGANIZED RETAIL

Reported 11/01/2011 09:05

Found 11/01/2011 09:05

Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/02/2011 12:34:25

Added By: (875) KOERNER, T

Supplement Notes

On 11/01/2011 at approximately 1555 hours, I was dispatched to the area of 15355 North Northsight (Walmart) reference a suspect contact. Comments said that a male subject had previously passed counterfeit bills at the Walmart and had returned. Comment said the subject was leaving the Walmart in a black colored SUV, displaying Arizona license plate [REDACTED] Further the subject had two young children with him in the vehicle.

The vehicle exited the Walmart traveling northbound on Northsight towards Hayden Road. An unmarked Scottsdale Police Unit, callsign X4, was able to locate the vehicle at the intersection of Northsight and Hayden Road. The vehicle was in the left turn only lane for southbound Hayden Road. The unmarked unit observed the SUV make an unsafe movement proceeding straight through the light instead of completing the left turn as required by the lane. The unmarked unit called out the position of the SUV until I was able to get behind it.

I caught up to the vehicle as it traveled northbound on Northsight at Frank Lloyd Wright (FLW). The vehicle made a left turn to westbound FLW. I was delayed due to traffic, but was able to monitor its travel. The vehicle made several lane changes (I was forced to maneuver through moderate traffic to catch the vehicle) before getting behind it at Greenway-Hayden Loop (GHL).

I initiated a traffic stop on the vehicle, which turned onto northbound GHL from FLW. The vehicle slowed, but did not stop on GHL. It continued to Bell Road where it yielded on Bell Road just east of GHL. I contacted the vehicle's driver, Kristopher Lauchner, who identified himself with an Arizona Driver's license.

Lauchner said he had just come from the Walmart after purchasing computer printer toner. I asked if he routinely goes to the Walmart and he said he had only been to the Walmart one or two times previously.

Due to traffic concerns, I had Lauchner move to a paved parking lot on the south side of Bell (about 8050 East). I conducted routine MVD/Wants/Warrants checks on Lauchner until backup Scottsdale Police Officer G. Wieger #1346 arrived. Additionally, I pulled up a copy of the original report by Scottsdale Police Officer P. Thompson #594. The report said a white male subject made three transactions at the Walmart during which counterfeit \$100 and \$50 bills were presented. Further it said surveillance video of the transactions was available. It said the subject was seen in a black colored SUV.

At that time, I approached the vehicle with Officer Wieger. While we spoke briefly with Lauchner, Scottsdale Police Sergeant M. Rigberg #870 arrived on scene. I contacted Sergeant Rigberg, who made contact with Lauchner. Lauchner was asked to exit his vehicle and he agreed. Lauchner was told to sit on a concrete curb off the left rear of his vehicle.

I was informed by Sergeant Rigberg that 3 torn pieces of what appeared as a \$100 bill were found in the vehicle as Lauchner exited. Those pieces were turned over to me and were impounded as evidence. The pieces were about 1 inches by 3/8 inches in an irregular pattern that was consistent with a subject having been torn them by hand.

I spoke with Lauchner about the original report and his possible involvement. I informed him that Walmart had video of a subject making transactions during which counterfeit bills were used. The subject in those transactions was a white male and that subject was seen driving away in a black colored SUV.

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

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Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 2

Date Added: 11/02/2011 12:34:25

Added By: (875) KOERNER, T

Lauchner initially denied having been at the Walmart in the last week. He, then, changed his story saying he had been a couple purchases and that he had used cash during those transactions.

Since Lauchner was being detained and I was now asking questions that could be incriminating, I read him his Miranda Rights from a standard issue Miranda Warnings card. At about 1640 hours, Lauchner said he understood his rights and agreed to answer questions related to the incident.

Lauchner repeated his statements as documented above.

Lauchner then said that he had gotten the bills about three weeks earlier from a subject named ' [REDACTED] [REDACTED] had bought a pool cue for \$400 dollars and had paid with 2 \$100 bills and 4 \$50 bills. That sale was in a pool hall in Phoenix. Lauchner attempted to get gas a couple days later and was told by an employee that the \$50 bill he was using was "fake." The bill was returned to Lauchner, who attempted to track down [REDACTED] He was unable to find him.

Lauchner said he believed the bills from [REDACTED] were fake when I went to Walmart to buy a DVD player. He handed the clerk a \$100 bill and a \$50 bill. The clerk looked at the bills and accepted them at that time. That transaction made Lauchner uncertain if the bills were real or fake. Lauchner said he only made one other purchase using the bills from Jose.

When asked about the torn pieces of currency, Lauchner stated that he got "nervous" when my patrol vehicle got behind his vehicle. He said he still had one \$100 bill from [REDACTED] He was not certain the bill was good, so he ripped it up, and through it out the window. He said it was while I was passing through traffic catching up to it vehicle (about 8300 East FLW).

At about 1709 hours, I placed Lauchner under arrest. He was handcuffed behind the back using a single finger to test for tightness. He was searched incident to arrest and secured in the backseat of my patrol vehicle.

Lauchner was transported to the Scottsdale Police District 2 jail for processing. He was booked for 3 counts of Forgery (related to the 3 transactions during which counterfeit money was presented) and 1 count of Tampering with Physical Evidence (for ripping up and throwing out most of the \$100 bill on his person). He was released after being processed pending a long form complaint for the above charges.

The post Miranda conversation with Lauchner was recorded and those recordings were impounded as evidence.

NO FURTHER INFORMATION AT THIS TIME.

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Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/03/2011 18:41:48

Added By: (875) KOERNER, T

Vehicles

1	Status	Year 2005	Make INFINITI	Model QX56	Style LL	Color BLK
VIN	License Plate Type PASSENGER VEHICLE	License / State	License Year 2011	Value		
Owner						
Vehicle Notes						

Supplement Notes

Since the original report and arrest, I have spoken with Scottsdale Police Officer J. Ange #718 reference this incident. She advised me that she investigated another incident involving counterfeit money being passed at the Fascinations store at 14747 N. Northsight (see related DR #11-21751). She said her investigation showed Kristopher Lauchner had attempted to pass a counterfeit \$100 bill, but the clerk at the store refused to take the bill. During follow-up investigation, Kristopher told a story about having gotten money from a subject named "Jose" when he sold a pool cue.

It should be noted that the incident date for Officer Ange's report was 09/16/2011. That was significantly prior to the incidents involved with this report. It is very apparent that Kristopher was lying and is more than likely significantly more involved than he has stated during contact with police.

No further information at this time.

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Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/09/2011 18:24:43

Added By: (875) KOERNER, T

Property

1	Prop ID 808960	Status IMPOUND	Class 77	NCIC	Make/Model	Serial Number
Owner			Owner Applied Number		License / State	Color Multi-colored
Description Cd Containing Offender Interview Under M						Quantity 1
						UM
						Value \$1.00
Gun Type		Caliber	Finish		Grip	Gun Stock
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:		Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sight Type:						
Property Notes:						

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Supplement Information

Supplement Page: 2

Date Added: 11/09/2011 18:24:43

Added By: (875) KOERNER, T

Supplement Notes

162375 Voucher ID created for this supplement. Impound of CD CONTAINING OFFENDER INTERVIEW UNDER MIRANDA, NFD

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Agency: SPD

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Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/15/2011 13:35:37

Added By: (704) ABERNETHY, C

Charges

1	Charge Type State	Description THEFT - ORGANIZED RETAIL	Statute 13-1819A1	UCR 23C	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Weapons 1.
Entry		Exit	Criminal Activity		2.
Bias Motivation		Bias Target	Bias Circumstances		3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
1	Charge Type	Description VOIDED/Replaced by: (704) ABERNETHY, C FORGERY-OFFERS FORGED INSTRUMENT	Statute 13-2002A3	UCR 250	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Weapons 1.
Entry		Exit	Criminal Activity POSSESSING/CONCEALING		2.
Bias Motivation		Bias Target	Bias Circumstances		3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
2	Charge Type	Description VOIDED/Replaced by: (704) ABERNETHY, C FORGERY-OFFERS FORGED INSTRUMENT	Statute 13-2002A3	UCR 250	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Weapons 1.
Entry		Exit	Criminal Activity POSSESSING/CONCEALING		2.
Bias Motivation		Bias Target	Bias Circumstances		3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
2	Charge Type	Description VOIDED/Replaced by: (704) ABERNETHY, C FORGERY-OFFERS FORGED INSTRUMENT	Statute 13-2002A3	UCR 999	<input type="checkbox"/> Att <input type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Weapons 1.
Entry		Exit	Criminal Activity		2.
Bias Motivation		Bias Target	Bias Circumstances		3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Supplement Page: 2

Date Added: 11/15/2011 13:35:37

Added By: (704) ABERNETHY, C

Charges

3	Charge Type	Description	Voided/Replaced by: (704) ABERNETHY, C		Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		FORGERY-OFFERS FORGED INSTRUMENT			13-2002A3	999	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons		
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.		
Entry	Exit	Criminal Activity			2.		
					3.		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group		
3	Charge Type	Description			Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		TAMPER WITH PHYSICAL EVIDENCE-DESTROY/ALTER			13-2809A1	90Z	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons		
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		HIGHWAY/ROAD/ALLEY	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.		
Entry	Exit	Criminal Activity			2.		
					3.		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group		
5	Charge Type	Description	Voided/Replaced by: (704) ABERNETHY, C		Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		FORGERY-OFFERS FORGED INSTRUMENT			13-2002A3	999	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons		
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.		
Entry	Exit	Criminal Activity			2.		
					3.		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group		
5	Charge Type	Description	Voided/Replaced by: (704) ABERNETHY, C		Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		TAMPER WITH PHYSICAL EVIDENCE-DESTROY/ALTER			13-2809A1	90Z	
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons		
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		HIGHWAY/ROAD/ALLEY	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.		
Entry	Exit	Criminal Activity			2.		
					3.		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group		

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

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Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 3

Date Added: 11/15/2011 13:35:37

Added By: (704) ABERNETHY, C

Charges

6	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att <input type="checkbox"/> Com
		FORGERY-OFFERS FORGED INSTRUMENT	13-2002A3	999	
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Weapons 1.
Entry		Exit	Criminal Activity		2.
Bias Motivation		Bias Target	Bias Circumstances		3.
					Bias Group

Victims

1	Type B	Code VI	Name(Last, First, M) WALMART 15355								AKA		
SSN		DOB	Age	Race	Ethnicity	Sex	Height	Weight 0	Hair	Eyes	Victim of Crimes 2,3,4,5,6		
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per		Number:		State:		Marital:		Resident:		Citizen:			
Address 15355 N NORTHSIGHT BL, SCOTTSDALE, AZ 85260										Hm ph: (480) 348-5505			
Occupation Dept		Employer Name/Address asset Prot /										Cell ph:	
Wk ph: (480) 348-5505													
Scars, Marks, Tattoos or Other Distinguishing Features:													
Physical Characteristics:													
1	Type B	Code VI	Name(Last, First, M) WALMART 15355								AKA		
SSN		DOB	Age	Race	Ethnicity	Sex	Height	Weight 0	Hair	Eyes	Victim of Crimes 1,2,3,4,5		
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per		Number:		State:		Marital:		Resident:		Citizen:			
Address 15355 N NORTHSIGHT BL, SCOTTSDALE, AZ 85260										Hm ph: (480) 348-5505			
Occupation Dept		Employer Name/Address asset Prot /										Cell ph:	
Wk ph: (480) 348-5505													
Scars, Marks, Tattoos or Other Distinguishing Features:													
Physical Characteristics:													

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 4

Date Added: 11/15/2011 13:35:37

Added By: (704) ABERNETHY, C

Supplement Notes

On 11/15/2011, I added the charge of ORGANIZED RETAIL THEFT.

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

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Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 11/15/2011 13:48:29

Added By: (704) ABERNETHY, C

Charges

3	Charge Type State	Description CRIMINAL SIMULATION	Statute 13-2004A	UCR 999	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Entry		Exit	Criminal Activity		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
3	Charge Type State	Description Voided/Replaced by: (704) ABERNETHY, C TAMPER WITH PHYSICAL EVIDENCE-DESTROY/ALTER	Statute 13-2809A1	UCR 90Z	<input type="checkbox"/> Att <input type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type HIGHWAY/ROAD/ALLEY	Premises Entered <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Entry		Exit	Criminal Activity		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
4	Charge Type State	Description TAMPER WITH PHYSICAL EVIDENCE-DESTROY/ALTER	Statute 13-2809A1	UCR 90Z	<input type="checkbox"/> Att <input type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type HIGHWAY/ROAD/ALLEY	Premises Entered <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Entry		Exit	Criminal Activity		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group
4	Charge Type State	Description Voided/Replaced by: (704) ABERNETHY, C FORGERY-OFFERS FORGED INSTRUMENT	Statute 13-2002A3	UCR 999	<input type="checkbox"/> Att <input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		Location Type DEPARTMENT / DISCOUNT /	Premises Entered <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Forced Entry <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Entry		Exit	Criminal Activity		
Bias Motivation		Bias Target	Bias Circumstances		Bias Group

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Supplement Information

Supplement Page: 2

Date Added: 11/15/2011 13:48:29

Added By: (704) ABERNETHY, C

Charges

7	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att
	State	FORGERY-OFFERS FORGED INSTRUMENT	13-2002A3	999	<input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		DEPARTMENT / DISCOUNT /		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry		Exit	Criminal Activity		2.
					3.
Bias Motivation		Bias Target	Bias Circumstances		Bias Group

Victims

1	Type	Code	Name(Last, First, M) Voided/Replaced by: (704) ABERNETHY, C								AKA	
	B	VI	WALMART 15355									
SSN		DOB	Age	Race	Ethnicity	Sex	Height	Weight	Hair	Eyes	Victim of Crimes	
								0			2,3,4,5,6	
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number:		State:		Marital:		Resident:		Citizen:	
Address										Hm ph: (480) 348-5505		
15355 N NORTHSIGHT BL, SCOTTSDALE, AZ 85260												
Occupation			Employer Name/Address									
Dept			asset Prot /									
										Cell ph:		
										Wk ph: (480) 348-5505		
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												
1	Type	Code	Name(Last, First, M)								AKA	
	B	VI	WALMART 15355									
SSN		DOB	Age	Race	Ethnicity	Sex	Height	Weight	Hair	Eyes	Victim of Crimes	
								0			1,2,3,4,5,6,7	
License: <input type="checkbox"/> DL <input type="checkbox"/> ID <input type="checkbox"/> Per			Number:		State:		Marital:		Resident:		Citizen:	
Address										Hm ph: (480) 348-5505		
15355 N NORTHSIGHT BL, SCOTTSDALE, AZ 85260												
Occupation			Employer Name/Address									
Dept			asset Prot /									
										Cell ph:		
										Wk ph: (480) 348-5505		
Scars, Marks, Tattoos or Other Distinguishing Features:												
Physical Characteristics:												

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

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Supplement Information

Supplement Page: 3

Date Added: 11/15/2011 13:48:29

Added By: (704) ABERNETHY, C

Supplement Notes

On 11/15/11, I added the charge of Criminal Simulation.

☐ Domestic Violence ☐ Child Abuse ☐ Arson ☐ Homicide ☐ Hate Crime ☐ Elderly ☐ Gang Related ☐ Liquor Establishment

Agency: SPD

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Occurred 11/01/2011 09:05

Location 15355 N Northsight Bl, Scottsdale, AZ

Original Officer (594) THOMPSON, P

Supplement Information

Supplement Page: 1

Date Added: 12/08/2011 08:40:24

Added By: (704) ABERNETHY, C

Property

1	Prop ID 814459	Status IMPOUND	Class 77	NCIC	Make/Model	Serial Number
Owner WALMART 15355			Owner Applied Number		License / State	Color
Description Store Video						Quantity 1
Gun Type		Caliber	Finish	Grip	Gun Stock	
Condition:		Gun Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Test Type:	Sight Test: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Sight Type:						
Property Notes:						

JMS internal Booking # 2011012162	Alert/VP VPX		CITY OF SCOTTSDALE ARREST REPORT	DNA previous <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DNA taken <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Fingerprinted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Photo <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
AZAFIS PCN number							

IDENTIFICATION

1 ORI # AZ0072500	2 AGENCY NAME Scottsdale Police Department	3a. ARREST # 2011016027	3b. DR # 11-25802							
5a. LAST, FIRST, MIDDLE NAME LAUCHNER, KRISTOPHER MICHAEL	5b. Citizenship US	5c. Interpreter <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	5d. Language	7 SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	8 RACE <input checked="" type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	9 HGT. 5'09	10 WGT. 180	11 EYE HAZEL	12 HAIR BLN	13 SKIN FAR
15 PLACE OF BIRTH (CITY, COUNTY, STATE) CA	16 SSN [REDACTED]	17 DATE OF BIRTH [REDACTED]	18 AGE 37	19 AFIS ARN [REDACTED]						
20 SID # [REDACTED]	21a. Relative/Emergency Contact	21b. Relationship	21c. Address/Phone	22 DL # [REDACTED]	23 ST [REDACTED]					
24 FBI # [REDACTED]	25 IDENTIFICATION COMMENTS									
26 <input type="checkbox"/> RESIDENT <input checked="" type="checkbox"/> NON-RESIDENT	27 HOME ADDRESS (STREET, CITY, STATE, ZIP) [REDACTED]			28 RESIDENCE PHONE [REDACTED]		29 OCCUPATION (BE SPECIFIC)				
30 EMPLOYER (NAME OF COMPANY/SCHOOL) SELF			31 BUSINESS ADDRESS (STREET, CITY, STATE, ZIP)				32 BUSINESS PHONE			

ARREST

33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) 8050 E BELL RD SCOTTSDALE, AZ 85260				34 DIST/BEAT D4/19		39 ARMED? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	40 DESCRIPTION OF WEAPON				
41 DATE OF ARREST 11/01/2011	42 TIME OF ARREST 17:09		43 DAY OF ARREST <input checked="" type="checkbox"/> S <input type="checkbox"/> M <input checked="" type="checkbox"/> T <input type="checkbox"/> W <input type="checkbox"/> T <input type="checkbox"/> F <input type="checkbox"/> S		44 TYPE ARREST BOOKED						
CHARGE # 1	F/M F	Cnt 1	Charge FORGERY-OFFERS FORGED INSTRUMENT				State/Local 13-2002A3		Citation/Warrant #		
DR # 1125802	Bond 0.00	Release Date 11/01/2011	Violation Date 10/29/2011	Court ORI SUPC	DV N	Prep Offense		Disposition LONG FORM			
CHARGE # 2	F/M F	Cnt 1	Charge FORGERY-OFFERS FORGED INSTRUMENT				State/Local 13-2002A3		Citation/Warrant #		
DR # 1125802	Bond 0.00	Release Date 11/01/2011	Violation Date 10/30/2011	Court ORI SUPC	DV N	Prep Offense		Disposition LONG FORM			
CHARGE # 3	F/M F	Cnt 1	Charge FORGERY-OFFERS FORGED INSTRUMENT				State/Local 13-2002A3		Citation/Warrant #		
DR # 1125802	Bond 0.00	Release Date 11/01/2011	Violation Date 10/30/2011	Court ORI SUPC	DV N	Prep Offense		Disposition LONG FORM			
CHARGE # 4	F/M F	Cnt 1	Charge TAMPER WITH PHYSICAL EVIDENCE-DESTROY/ALTER				State/Local 13-2809A1		Citation/Warrant #		
DR # 1125802	Bond 0.00	Release Date 11/01/2011	Violation Date 11/01/2011	Court ORI SUPC	DV N	Prep Offense		Disposition LONG FORM			
66 ARREST DISPOSITION				68 ACCOMPLICE ARRESTED WITH				DOB:		BOOKING#:	
ALIAS AKA											
Scars, Marks and Tattoos											

Date of Booking:	Booking Time:	Day of Booking:	Cell:	Booking Detention Officer:
11/01/2011	17:42	Tuesday		(B891) BUYCKS, R
Property Locker:				Property Received From:
District 2 Jail Area Locker 20				Lauchner, Kristopher
Property Taken:				
1 Belt, 1 Wallet, 1 Cellular Telephone, 1 Necklace - White, 1 Bracelet - White, 2 Key, 1 Sunglasses, 1 Drivers License, 2 Debit Credit Card				
Date Taken:	Taken By:		Date Returned:	Returned By:
11/01/2011	(B891) BUYCKS, R		11/01/2011	(B718) RUSHING, J
RELEASE INFORMATION				
Date of Release:	Release Time:	Release Notes:		
11/01/2011	19:15			
Release To:	Release Reason:	Release Detention Officer:		
SELF	PENDING LONG FORM	(B718) RUSHING, J		
Related Cases				
ARRESTING OFFICER (Badge#)		TRANSPORTING OFFICER (Badge#)		SUPERVISOR (Badge#)
(875) KOERNER, T		(875) KOERNER, T		(680) HOSTER, B
Booking Notes:				
Majors completed by B747				

Exhibit 3

Exhibit 4

Subject: Re: Request for confirmation
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Mon, 19 Nov 2012 10:10:40 -0700
To: Richard Riess <richardriess@gmail.com>

You don't get it Richard. I was allowed to use marijuana the entire time I was in the TASC program. I never had to stop and I still completed the program successfully and all charges were dropped. Thanks to your call to CPS I had to submit to both a urine and hair drug test and they still did not test for marijuana due to the fact that I'm legal. But nice try.

On Monday, November 19, 2012, Richard Riess wrote:

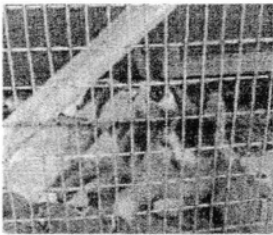
With respect to marijuana use, the question at this point is not whether your use is legal, but rather whether it is potentially harmful to the children. The card allows you to possess and use marijuana but that would not be the court's concern. The Court's concern is whether you have a "problem" with it. It is comparable to alcohol in that sense. Alcohol is legal, but if the parent has a drinking problem then it becomes a child safety issue and the Court can intervene. By accepting the prop 200 deferred prosecution in exchange for taking TASC you admitted to having a drug "problem" (that's what prop 200 is for - to help people with a drug problem who are otherwise not bad people). But upon completion of TASC you returned to using it. That shows that there is a real problem. The fact that you have a card only helps in the criminal aspect - not in the family court matter. In fact, having the card, after admitting that you have a problem is a strike AGAINST you.

As for what I hope to gain - to avoid putting G [REDACTED] in a potentially harmful situation. I don't care if you use drugs, as long as G [REDACTED] is not around them. But, by your own admission, you are continuing to use marijuana and you had no idea that Kristopher was using and keeping meth in the house. That shows that you have no idea what is transpiring in your own home. That the person you are engaged to can be using meth in your own home, under your very nose, and that you have no knowledge of it suggests that you have no control over, or concern for, the environment that you're raising your children in. It seems, once again, you made statements to cover your ass without thinking of the potential consequences of them (your statements to the police) and now they're going to bite you in the ass. Then again, I don't see how you could possibly have said something that would not have bitten you: if you said you knew about the meth and it's use then you would be criminally liable; if you said you didn't know then you would be negligent and not providing a safe environment for your children.

So, I continue to bring up the marijuana use because a) you have implicitly admitted to having a marijuana problem by accepting prop 200; b) after such admission you continue to use it; c) you're technically not eligible for a medical marijuana card because of such admission (a history of drug abuse disqualifies you from receiving the card - clearly DPS isn't aware of it yet).

Exhibit 5

Search for people, places and things



Desiree Capuano

[Friends](#)[Message](#)

Works at Apollo Group, Inc. Studied A.S. Oracle Certified DBA at St. Petersburg College Lives in Phoenix, Arizona In a relationship with Kristopher Lauchner Born on October 1

- Wall
- Info
- Photos (29)
- Friends

In a relationship with



Kristopher Lauchner

Friends (85)



S. Capuano



Donald Tomlin



Mary Sayers
Saint Petersburg



Lori Coble



Tracy Pickell

Kayla Lauchner



Laura Tomlin



Nina Lindsey-Broy



Chris Myers



Michael Capuano

Family



Donald Tomlin
Father



Teresa Hoffman
Mother

Write Post Add Photo / Video

Write



Paul Kendrick

Your voice will make a difference. Sign the petition.



PETITION: Please Help Close down Cancer Is Funny Cause People Die.

Paul has invited you to sign a petition on Causes

I want people to sign this to show our disgust with Facebook in allowing a page which will only cause distress for those people who are already going through a distressing situation

Like · Comment · Share · Sign the petition · September 4 at 6:38am via Causes ·



G. Riess



Come see the new VEVO!
<http://www.vevo.com>

Like · Comment · Share · VEVO Fan Page · August 24 at 8:30pm via VEVO ·



Cheryl Sifford

I guess not, I hope to catch up to you soon. Take care!

Like · Comment · August 15 at 10:06pm ·



Cheryl Sifford

Hey Desi, are you up?

Like · Comment · August 15 at 9:59pm ·

RECENT ACTIVITY

Desiree and Philip Lagasse are now friends. · Add Philip as Friend



Desiree Capuano added a new photo.



Rebecca McKay



Rebecca just answered a question about Desiree!
Desiree has new answers to unlock.

Like · Comment · Share · See what they said · April 25, 2011 at 6:23pm via 21 questions ·



Desiree Capuano went to HUG A POTHEAD DAY <3.

View · Join · November 29, 2010 at 3:47pm



Tracee Johann

I love youuu! :)

Like · Comment · April 10, 2011 at 7:04pm ·



Teresa Hoffman

Call me if you need me to walk you through or you get lost

Like · Comment · March 25, 2011 at 8:01am ·

RECENT ACTIVITY

Desiree is now friends with Cindy Lauchner-Manziona and 5 other people.



Teresa Hoffman

If you reach E GLENROSA ST you've gone about 0.1 miles too far

Like · Comment · March 25, 2011 at 8:01am ·



Teresa Hoffman

Turn RIGHT onto E CAMELBACK RD.E CAMELBACK RD is 0.5 miles past E CHAPARRAL RD
Zoom to this StepAvoid this Step 0.3 mi
10. Turn LEFT onto N 78TH ST.If you reach N PARKWAY AVE you've gone about 0.1 miles too far

Like · Comment · March 25, 2011 at 8:00am ·



Teresa Hoffman

Turn RIGHT onto E MCDONALD DR.If you reach AZ-101-LOOP S you've gone about 0.3 miles too far
Zoom to this StepAvoid this Step 1.2 mi
8. Turn LEFT onto N HAYDEN RD.N HAYDEN RD is 0.2 miles past N 82ND ST
Zoom to this StepAvoid this Step 1.5 mi
9. Turn RIGHT onto E CAMELBACK RD.E CAMELBACK RD is 0.5 miles past E

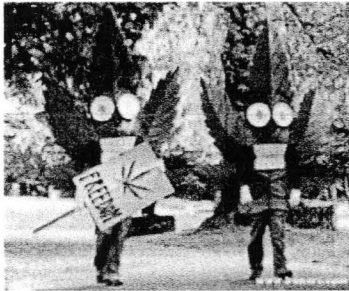
Like · Comment · March 25, 2011 at 8:00am ·



Teresa Hoffman

Merge onto AZ-101-LOOP E via EXIT 15A.Zoom to this StepAvoid this Step 15.4 mi
6. Take the MCDONALD DR exit, EXIT 45.Zoom to this StepAvoid this Step 0.4 mi
7. Turn RIGHT onto E MCDONALD DR.

Search for people, places and things



Going (723)



Maybe (58)



Invited (564)

[Export](#) • [Report](#)**HUG A POTHEAD DAY <3**

Public Event • By Suzie Californiaa

Wednesday, April 20, 2011

12:00am until 3:00am

EVERYWHERE!!!

**Suzie Californiaa**

HOPE EVERYBODY HAD A GREAT 420!!! AND&& ENJOYED GETTING HUGGED TODAY! I KNOW I DID ;]

[Like](#) • [Comment](#) • April 20, 2011 at 4:43pm •**Nick Roldan**

you all can smoke my ball hair

[Like](#) • [Comment](#) • April 20, 2011 at 11:18am •**Wanda Reyes**

happy 420 everyone!!

[Like](#) • [Comment](#) • April 20, 2011 at 6:46am •**Danne Nguyen**

♥ time to get burning

[Like](#) • [Comment](#) • April 20, 2011 at 4:27am •**Ivette Ramirez Alvarado**

♥

[Like](#) • [Comment](#) • April 19, 2011 at 11:47pm •**Roberto Bermudez**

started just now

[Like](#) • [Comment](#) • April 19, 2011 at 9:44pm •

Roberto Bermudez likes this.




Write a comment...

Press Enter to post.

[Chat](#)


Guests

Going (723)




Suzie Californiaa

Add Friend




Desiree Capuano
Works at Apollo Group, Inc.

Add Friend




Teniqua Montgomery

Add Friend




Nathan Lee Bartnick
Central Visual And Performing Arts High School

Add Friend



Brian Wells
Co-founder / Promoter / DJ at Sygma Productions



Melissa Pardo
San Leandro, California

Add Friend

Close

Exhibit 6

Public Access to Court Information - Case Search

Case Information

Case Number:	M-0750-CR-2011001638	Category:	Criminal
Title:	STATE OF ARIZONA VS LAUCHNER	Filing Date:	12/15/2011
Court:	Peoria Municipal	Disposition Date:	1/10/2012
Judge:	None		

KRISTOPHER M LAUCHNER DEFENDANT - D 1				Date of Birth: 07/1974
Citation	Count	Description	Disp. Date	Disposition
C00000000202598	1	SHOPLIFTING-REMOVAL OF GOODS	1/10/2012	GUILTY

Case Activity

Date	Description	Party
1/10/2013	CAL: PROBATION COMPLETION DATE	D 1
11/5/2012	PETITION TO REVOKE PROBATION	D 1
9/10/2012	TELEPHONE CALL	D 1
8/7/2012	TELEPHONE CALL	D 1
4/30/2012	APPEARANCE	D 1
3/8/2012	**IMPORTANT** CASE INFORMATION	D 1
3/7/2012	COLLECTION-TELEPHONE CONTACT	D 1
1/30/2012	APPEARANCE	D 1
1/25/2012	APPEARANCE	D 1
1/10/2012	FUND: PUBLIC SAFETY - SURCH	D 1
1/10/2012	PLEA AGREEMENT RECEIVED	D 1
1/10/2012	FUND: COURT ENHANCEMENT FEE	D 1
1/10/2012	FUND: 2007 SURCHARGES (84%)	D 1
1/10/2012	ARRAIGNMENT	D 1
1/10/2012	CAL: ARRAIGNMENT	
1/10/2012	PROBATION	D 1
1/10/2012	1/T PAYMENT/PAYMENT PLAN	D 1
1/10/2012	FORM: PAYMENT ORDER	D 1
1/10/2012	NOT GUILTY/NOT RESP PLEA	D 1
1/10/2012	FUND: 2011 ADDTNL ASSESSMENT	D 1
1/10/2012	FUND: PUBLIC SAFETY ENH FEE	D 1
1/10/2012	FUND: BASE FINE	D 1
1/10/2012	FUND: TIME PYMT \$20 JCEF	D 1
1/10/2012	FUND:PROBATION ASSESSMENT	D 1
12/15/2011	COMPLAINT FILED-UNIFORM CITATN	D 1

NOTES:

Exhibit 7

CHENDALE POLICE DEPARTMENT
REPORT INVENTORY COVER PAGE
FOR REPORT NO. 12 095153

11/06/2012 10:21

THIS IS AN EDITED COPY

REPORT TYPE	DATE	TIME	OFFICER NO.
OR OFFENSE REPORT	09/26/2012	1652	13140
IS INVESTIGATION SUPPLEMENT	10/03/2012	1054	11807
IS INVESTIGATION SUPPLEMENT	10/04/2012	1008	12419
SU SUPPLEMENTARY	10/04/2012	1242	10862
SU SUPPLEMENTARY	10/04/2012	1406	11372
CL COURT LIAISON SUPPLEMENT	10/04/2012	1445	14779
IS INVESTIGATION SUPPLEMENT	10/09/2012	0737	11807
IS INVESTIGATION SUPPLEMENT	10/09/2012	0902	11807
SU SUPPLEMENTARY	10/10/2012	1603	09545
SU SUPPLEMENTARY	10/11/2012	0806	12203

*** END OF INVENTORY ***

GLENDALE POLICE DEPARTMENT
OFFENSE REPORT

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Report No: 12 095153 Type: OR Date/Time: 09/26/2012 1652 Ofcr#: 13140 MYRMEL,MICHAEL

REPORT TITLE: THEFT

Reporting Officer: MYRMEL,MICHAEL #13140

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Total Property Taken: \$679.99

Recovered: \$0.00

Damaged: \$0.00

Case Status: INVESTIGATION CONTINUED

VICTIM(S) INFORMATION

Victim 1 :

CABLEAS

SUSPECT(S) INFORMATION

Suspect 1 :

LAUCHNER,KRISTOPHER MICHAEL

WITNESS(ES) AND/OR OTHERS INVOLVED

Victim Representative 1 :

BEYE,RONALD EDWARD

SYNOPSIS

ON 9/25/12, AT APPROXIMATELY 1700 HRS, S1 COMMITTED THEFT BY REMOVING THE LISTED FIREARM FROM V1 BUSINESS AT LISTED LOCATION. S1 ALSO COMMITTED REMOVAL OF A THEFT DETECTION DEVICE WHEN HE REMOVED THE TRIGGER LOCK CONTAINING AN ELECTRONIC TAG THAT WOULD SET THE DOOR ALARMS OFF. FIREARM ENTERED INT NCIC/ACIC WITH NIC # [REDACTED] BY 10850

UPON REQUEST RIGHTS REQUESTED.

VICTIM RIGHTS FORM PROVIDED. PROSECUTION DESIRED.

NARRATIVE

OFFENSE REPORT 12-95153

OFFICER M MYRMEL #13140

RTAS//4680 DICTATED 09/26 @ 2238 HRS

THEFT OF FIREARM

ON 9/26/12 AT 1652 HOURS I RESPONDED TO CABELA'S LOCATED AT 9380 W GLENDALE AVE REFERENCE A CALL OF A THEFT OF A FIREARM THAT HAD OCCURRED THE PREVIOUS DAY. UPON MY ARRIVAL I CONTACTED (VR1) RONALD BEYE WHO ADVISED THAT ON 9/25/12 AT APPROXIMATELY 1700 HOURS A MALE SUSPECT HAD COMMITTED THEFT BY REMOVING AN AR15 ASSAULT RIFLE FROM THE CABELA'S AFTER HAVING CONCEALED IT AND OTHER MERCHANDISE WHICH HE PURCHASED.

RONALD STATED THAT AT APPROXIMATELY 2300 HOURS ON 9/25/12 CLEANING STAFF FOR THE CABELA'S HAD BEEN CLEANING THE MALE RESTROOM WHEN THEY LOCATED A MERCHANDISE TAG FOR AN AR15 ASSAULT RIFLE THAT HAD BEEN TUCKED INTO THE SEAT PROTECTION NAPKIN BIN ABOVE ONE OF THE

GLENDALE POLICE DEPARTMENT
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TOILETS IN THE MALE RESTROOM. WHEN THE CLEANING STAFF LOCATED THE MERCHANDISE TAG THEY IMMEDIATELY NOTIFIED A MANAGER WHO IN TURN NOTIFIED RONALD. RONALD STATED THAT HE BEGAN AN INVESTIGATION INTO THE MERCHANDISE TAG AND DETERMINED THAT A FIREARM WAS MISSING. RONALD STATED THAT THE FIREARM WAS A BLACK IN COLOR BUSHMASTER AR15 ASSAULT RIFLE WHICH IS A .223 CALIBER RIFLE THAT CAME WITH A RED DOT BUSHMASTER SCOPE MOUNTED ON IT AND A 30-ROUND MAGAZINE. THE RIFLE WAS WORTH \$679.99 AND THE SERIAL NUMBER FOR THE RIFLE IS [REDACTED]. RONALD SAID THEY IMMEDIATELY STARTED MAKING CONTACTS WITH THEIR CORPORATE LOSS PREVENTION PERSONNEL AS WELL AS THEIR ATF CONTACT PERSON FOR THE STORE TO MAKE NOTIFICATION THAT THE FIREARM WAS MISSING.

RONALD ADVISED THAT ASSET PROTECTION EMPLOYEES CHECKED THE FIREARMS AREA OF THE STORE WHERE THE RIFLE WOULD HAVE BEEN ON DISPLAY FOR SALE AND THEY LOCATED A TRIGGER LOCK THAT HAD BEEN PRIED OPEN AND DISCARDED ON ONE OF THE FIREARM DISPLAY SHELVES WHICH HE ADVISED ALSO CONTAINED AN ELECTRONIC THEFT DETECTION DEVICE THAT WOULD HAVE SET OFF THE DOOR ALARMS HAD THE RIFLE BEEN REMOVED FROM THE STORE WITH THE LOCK STILL ON IT.

RONALD STATED THAT HE BEGAN WORKING ON REVIEWING ALL THE VIDEO SURVEILLANCE FOR THE STORE FOR 9/25/12 WITH HIS ASSET PROTECTION TEAM, AFTER HE HAD BEEN NOTIFIED BY STORE MANAGEMENT WHEN THE CLEANING EMPLOYEES HAD LOCATED THE MERCHANDISE TAG IN THE MENS RESTROOM. RONALD ADVISED THAT HIS ASSET PROTECTION TEAM CONTINUED SORTING THRU VIDEO SURVEILLANCE TODAY, 9/26/12, AS THEY TRIED TO PIECE TOGETHER HOW THE FIREARM WENT MISSING AND WHO COULD HAVE TAKEN THE FIREARM.

RONALD ADVISED THAT AFTER GOING THRU HOURS OF VIDEO SURVEILLANCE THEY LOCATED THE SUSPECT WHO IS DESCRIBED AS A WHITE MALE, CLOSE TO 6' TALL, OVER 200 LBS, WITH BROWN HAIR, WEARING KHAKI IN COLOR CARGO OR TACTICAL STYLE PANTS AND A BLUE PLAID BUTTON UP SHIRT WHICH WAS UNBUTTONED BEING WORN OVER A WHITE T-SHIRT. THE SUSPECT COULD BE SEEN ENTERING THE FIREARMS SECTION OF THE STORE WHERE HE SELECTED THE MISSING ASSAULT RIFLE WHICH HE THEN PLACED IN A SHOPPING CART. THE SUSPECT THEN PROCEEDED OVER TO THE CAMPING SECTION WHERE HE SELECTED A FOLD-UP CAMPING COT IN A CANVASS CARRY BAG AND AFTER PLACING THAT ITEM IN HIS CART THE SUSPECT PROCEEDED TO THE BACK OF THE STORE WHICH IS THE EASTERN END OF THE STORE IN AN AREA WHERE IT IS TOUGH TO DETERMINE WHAT THE SUSPECT IS DOING. RONALD ADVISED THAT IT APPEARED THAT THE SUSPECT PLACED THE RIFLE INTO THE CANVASS BAG WHICH CONTAINED THE FOLD-UP COT AND HE THEN PROCEEDED TO THE CASH REGISTER AREA WHERE HE PURCHASED THE FOLDING COT, USING A CREDIT CARD. AFTER COMPLETING THE PURCHASE OF THE

CENDALE POLICE DEPARTMENT
OFFENSE REPORT

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COT THE SUSPECT THEN PROCEEDED TO THE MENS RESTROOM WHERE THE CLEANING CREW HAD LOCATED THE MERCHANDISE TAG FOR THE FIREARM AND THE SUSPECT REMAINED IN THIS RESTROOM FOR APPROXIMATELY FOUR MINUTES. THE SUSPECT THEN EXITED THE RESTROOM AND WALKED OUT OF THE STORE AND THEN TURNED SOUTHBOUND AND WALKED OUT OF THE VIDEO SURVEILLANCE SYSTEM'S VIEW AND IT COULD NOT BE DETERMINED IF HE ENTERED A VEHICLE.

RONALD STATED THAT BASED ON THE PURCHASE THE SUSPECT MADE THEY ARE ABLE TO PERFORM A RECORDS CHECK OF THE CREDIT CARD TRANSACTIONS AND THEY LOCATED THE SUSPECT'S NAME, (S1) KRISTOPHER LAUCHNER, WITH A MIDDLE INITIAL M. RONALD SUPPLIED ME WITH A COPY OF THE CREDIT CARD PURCHASES FOR KRISTOPHER WHICH SHOWED AN ACCOUNT NUMBER OF 4750560000018390 SHOWING THAT KRISTOPHER HAD A TOTAL OF SIX TRANSACTIONS WITH THIS CREDIT CARD DATING BACK TO 5/14/12 AND CULMINATING HIS PURCHASE ON 9/25/12 OF THE FOLD-UP COT FOR \$44.07. THE TRANSACTION REPORT DID NOT CONTAIN ANY OTHER IDENTIFYING INFORMATION FOR KRISTOPHER AND AT THAT TIME I BEGAN TO PERFORM RECORD CHECKS ON KRISTOPHER'S NAME IN ORDER TO FULLY IDENTIFY HIM.

AFTER PERFORMING SEVERAL RECORD CHECKS IN THE ARIZONA MOTOR VEHICLE DIVISION, I WAS ABLE TO LOCATE KRISTOPHER'S INFORMATION AND AT THE SAME TIME THE ASSET PROTECTION TEAM HAD PERFORMED A RECORDS CHECK ON HIS NAME TO THE ARIZONA DEPARTMENT OF CORRECTIONS WEBSITE AND LOCATED A RECORDS FOR THE SAME SUBJECT I HAD LOCATED IN THE ARIZONA MOTOR VEHICLE DIVISION, ALONG WITH A MATCHING PHOTOGRAPH WHICH APPEARED TO BE THE IDENTICAL PERSON AS THE SUSPECT RONALD HAD SHOWED ME IN THE VIDEO SURVEILLANCE. RONALD WAS ABLE TO GET A CLEAR SHOT IN ONE OF THE ELEVATORS WHEN THE SUSPECT LOOKED UP DIRECTLY INTO THE CAMERA. THE FACE OF THE SUSPECT APPEARED TO BE IDENTICAL TO KRISTOPHER'S DEPARTMENT OF CORRECTIONS PHOTOGRAPH FROM THEIR WEBSITE.

I CONTACTED COMMUNICATIONS AND COMMUNICATIONS SPECIALIST #10850 ENTERED THE STOLEN ASSAULT RIFLE INTO NCIC/ACIC WITH A NIC

[REDACTED]

I CONTACTED A SUPERVISOR AND NOTIFIED THEM OF MY INVESTIGATION AND THEY IN TURN CONTACTED THE ON-CALL INVESTIGATIONS SUPERVISOR AND SUPPLIED THEM WITH THE INFORMATION.

RONALD ADVISED THAT CABELA'S DID DESIRE PROSECUTION IN THIS MATTER AND I SUPPLIED THEM WITH A VICTIM RIGHTS FORM.

RONALD SUPPLIED ME WITH MULTIPLE PRINTOUTS, INCLUDING HIS ASSET PROTECTION REPORT, A DETAILED HISTORY OF KRISTOPHER'S PURCHASES AT

CENDALE POLICE DEPARTMENT
OFFENSE REPORT11/06/2012 10:21
Page 5Report No: 12 095153 Type: OR Date/Time: 09/26/2012 1652 Ofcr#: 13140 MYRMEL,MICHAEL

THE CABELA'S WHICH WERE OUTDOORS GEAR AND GUN-RELATED ITEMS; HOWEVER, NO FIREARMS, AND ALSO OF THE GUN INVENTORY SHEET FOR A STOLEN FIREARM. COPIES OF ALL THESE REPORTS WILL BE INCLUDED WITH THIS REPORT AS SUPPORTING DOCUMENTS. RONALD ALSO STATED THAT THEY HAD FILLED OUT THE APPROPRIATE FORMS COMPLETE WITH THE INFORMATION FROM THIS REPORT WHICH ARE BEING SENT TO THE ALCOHOL, TOBACCO AND FIREARMS IN ACCORDANCE WITH THEIR REPORTING PROCEDURES.

RONALD SUPPLIED ME WITH THE ORIGINAL MERCHANDISE TAG WHICH HAD BEEN LOCATED BY THE CLEANING CREW, AS WELL AS THE TRIGGER LOCK WHICH HAD BEEN REMOVED FROM THE ASSAULT RIFLE, AND BOTH WERE LOGGED INTO PROPERTY LATER AS EVIDENCE. IT SHOULD BE NOTED THE RONALD DID STATE THAT BOTH THE MERCHANDISE AND THE TRIGGER LOCK HAVE BEEN HANDLED BY SEVERAL EMPLOYEES EACH BEFORE HE HAD SUPPLIED ME WITH THEM.

RONALD ALSO SUPPLIED ME WITH A TOTAL OF SIX DISKS WITH THE VIDEO SURVEILLANCE RECORDED ON THEM IN CHRONOLOGICAL ORDER DETAILING THE ENTIRE SERIES OF EVENTS FOR THIS INVESTIGATION. ALL THE DISKS WERE LATER LOGGED INTO PROPERTY AS EVIDENCE.

I LATER MET WITH DETECTIVES AND SUPPLIED THEM WITH ALL THE INFORMATION FOR THIS INVESTIGATION, AND AT THE TIME OF THIS WRITING FOLLOW-UP INVESTIGATION IS BEING CONDUCTED AND ATTEMPTS ARE BEING MADE TO LOCATE KRISTOPHER.

THIS CONCLUDES MY INVOLVEMENT IN THIS MATTER.

Victims Assistance: SUGGEST NO CONTACT

Prints Attempted : NO Prints Obtained : NO C.S.T. N

Supervisor Approving Report : PALOMINO,MICHAEL #6826

CRIMINAL OFFENSE(S)

Offense 1: THEFT/ALL OTHERS OVER \$250

Code: 13-1802.A.1 X

Victim: V1 Suspect: S1

Offense 2: REMOVE THEFT DETECT DEVICE

Code: 13-1816.D

Victim: V1 Suspect: S1

GROUNDALE POLICE DEPARTMENT
OFFENSE REPORT

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Report No: 12 095153 Type: OR Date/Time: 09/26/2012 1652 Ofcr#: 13140 MYRMEL, MICHAEL

STATISTICAL INFORMATION

LOCATION TYPE:

OFFENSE 1 STORE SPECIALTY
OFFENSE 2 STORE SPECIALTY

INSTRUMENT EMPLOYED:

HANDS/FEET

TYPE OF VICTIM(S):

V1 BUSINESS

CASE DECISION REPORT:

- 2 AUDIO OR VIDEO EVIDENCE
- 9 SUSPECT(S) NAMED
- 1 SUSPECT DESCRIPTION
- 3 TRACEABLE PROPERTY TAKEN
- 2 PROPERTY VALUE \$200 - \$999
- 1 REPORTED AFTER 1 HOURS

18 TOTAL

YES REVIEW REGARDLESS OF TOTAL FLAG

SUPPORT DOCUMENTATION:

SECURITY SHOPLIFT (& OTHER) REPORT
VEHICLE REMOVAL REPORT

EVIDENCE / PROPERTY:

Item 1	Quantity: 1	Type: FIREARMS		
Disposition: STOLEN			Value: \$679.99	
Suspected Drug Type:			Units:	
Color:	Make: BUSHMASTER	Model:		Year:
Serial#: [REDACTED]	Size/Caliber:	OAN#:		
NCIC Type: GUN	Recovery Value:	Date:		Dispo:
	Occurrence Date: 09/26/2012	Time: 1604		Grid CD06
Additional Information:				
BLK BUSHMASTER AR-15 RIFLE				

GLENDALE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENT11/06/2012 10:21
Page 7Report No: 12 095153 Type: IS Date/Time: 10/03/2012 1054 Ofcr#: 11807 GOITIA,DAVID**REPORT TITLE: THEFT**

Reporting Officer: GOITIA,DAVID #11807

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Case Status: CLEARED ARREST

WITNESS(ES) AND/OR OTHERS INVOLVED

Victim Representative 1 :

BEYE, RONALD

INVESTIGATOR'S NARRATIVE

NARRATIVE TO BE ENTERED.

NARRATIVE

I AM AN INVESTIGATOR ASSIGNED TO A SQUAD OF DETECTIVES WITH A PRIMARY OBJECTIVE OF IDENTIFYING, INVESTIGATING, AND APPREHENDING REPEAT CRIMINAL OFFENDERS. I DRESS IN PLAIN CLOTHES AND DRIVE AN UNMARKED POLICE VEHICLE. SURVEILLANCE IS A MAJOR PART OF MY JOB ASSIGNMENT. I HAVE RECEIVED TRAINING IN UNDERCOVER OPERATIONS.

AT AROUND 1345 HRS ON TUESDAY, 10/02/12 I TOOK UP A POSITION TO WATCH A RESIDENCE IN PEORIA LOCATED AT [REDACTED] DR. I RELIEVED DET. LOWE. I HEARD DET. LOWE REPORT EARLIER THAT HE HAD OBSERVED S1 KRISTOPHER LAUCHNER AT THIS LOCATION. I HAD LEARNED FROM DET. ZYGMONT THAT PROBABLE CAUSE EXISTED FOR KRISTOPHER'S ARREST. DET. ZYGMONT HAD INFORMED ME THAT THERE WAS EVIDENCE THAT KRISTOPHER HAD STOLEN FROM THE CABELA'S A PRE-OWNED ASSAULT RIFLE.

AT AROUND 1400 HRS THE GARAGE DOOR OPENED AT THE RESIDENCE. A WHITE MALE WHO I LATER IDENTIFIED AS KRISTOPHER EXITED THE GARAGE WITH A SMALL GARBAGE CAN. HE EMPTIED THE SMALL GARBAGE CAN INTO THE LARGE BIN LOCATED ON THE SOUTH SIDE OF THE RESIDENCE. KRISTOPHER WAS WEARING TAN COLORED CARGO PANTS AND A BLACK SHIRT. OVER THE BLACK SHIRT WAS A TAN COLORED SHORT-SLEEVE SHIRT THAT APPEARED TO BE A BUTTON-UP SHIRT. HE WENT BACK INTO THE GARAGE AND APPEARED TO BE MOVING ITEMS AROUND AT THE WEST END OF THE GARAGE. AT ONE POINT HE APPEARED TO PLACE SOMETHING IN THE SMALL OF HIS BACK. IT APPEARED TO BE DARK IN COLOR. I COULD NOT TELL WHAT IT WAS BUT I THOUGHT IT COULD BE A HANDGUN. I ALSO OBSERVED KRISTOPHER PLACE ITEMS INTO A DARK BAG (LOOKED LIKE A GYM BAG) THAT WAS ATTACHED TO THE REAR OF A RED MOTORCYCLE THAT WAS PARKED IN THE GARAGE. KRISTOPHER PUT ON SUNGLASSES AND DARK COLORED GLOVES, AND A FEW MINUTES LATER HE BACKED THE MOTORCYCLE OUT OF THE GARAGE. HE THEN REACHED DOWN, AND

Report No: 12 095153 Type: IS Date/Time: 10/03/2012 1054 Ofcr#: 11807 GOITIA.DAVID

I OBSERVED THE GARAGE DOOR CLOSE. IT APPEARED TO ME THAT HE USED A REMOTE DEVICE TO CLOSE THE GARAGE DOOR. HE THEN LEFT THE AREA WESTBOUND ON THE MOTORCYCLE, AT WHICH TIME I GOT A GOOD LOOK AT HIS FACE AND IDENTIFIED HIM AS KRISTOPHER LAUCHNER. I HAD VIEWED HIS KNOWN PHOTOGRAPH.

I ASSISTED DETECTIVES IN FOLLOWING KRISTOPHER TO THE CABELA'S LOCATED NEAR 93 AV AND GLENDALE. I EXITED MY VEHICLE AND WALKED TOWARD THE FRONT OF THE CABELA'S, AT WHICH TIME I OBSERVED KRISTOPHER LOOKING AT SOME SHIRTS AND CLOTHING ITEMS THAT WERE DISPLAYED FOR SALE JUST OUTSIDE OF THE FRONT ENTRANCE.

THINKING THAT KRISTOPHER MAY HAVE RETURNED TO THE CABELA'S TO STEAL ANOTHER RIFLE, I ENTERED THE STORE AND TOOK UP AN ELEVATED POSITION WHERE I COULD WATCH THE PRE-OWNED RIFLES THAT WERE DISPLAYED FOR SALE ON RACKS WITHIN THE STORE. APPROXIMATELY FIVE TO TEN MINUTES LATER I OBSERVED KRISTOPHER IN THIS AREA. I OBSERVED KRISTOPHER PICK UP TWO LONG GUNS IN THIS AREA. I COULD TELL THAT THE FIRST GUN THAT HE PICKED UP WAS SOME TYPE OF DARK COLORED ASSAULT RIFLE. HE REMOVED THIS ITEM FROM ONE OF THE SMALLER RACKS LOCATED TOWARD THE NORTH OF THIS AREA WHERE PRE-OWNED LONG GUNS ARE DISPLAYED. A FEW MINUTES LATER HE MOVED TO ONE OF THE LONGER RACKS WHICH ARE LOCATED JUST TO THE SOUTH OF THIS AREA WHERE HE HAD HANDLE THE ASSAULT RIFLE. I OBSERVED HIM PICK UP AND HANDLE ANOTHER LONG GUN. A SHORT TIME LATER KRISTOPHER WALKED TO THE REAR (EAST SIDE) OF THE STORE WHERE I LOST SIGHT OF HIM.

ABOUT FIVE TO TEN MINUTES LATER I LEARNED THAT KRISTOPHER HAD EXITED THE STORE AND THAT OTHER DETECTIVES TOOK HIM INTO CUSTODY OUTSIDE.

I CONTACTED DET. CHING. I ASKED DET. CHING TO RESPOND TO THE AREA WHERE PRE-OWNED LONG GUNS ARE DISPLAYED FOR SALE. I ASKED HIM TO MAKE SURE THAT NO CUSTOMERS WERE ALLOWED TO PURCHASE ANY OF THE LONG GUNS UNTIL I HAD A CHANCE TO CONTACT STORE SECURITY. I WANTED TO REVIEW VIDEO TO ATTEMPT TO DETERMINE EXACTLY WHICH LONG GUNS KRISTOPHER HAD HANDLED. ALTHOUGH I HAD OBSERVED KRISTOPHER HANDLING THE GUNS, THERE ARE MULTIPLE GUNS DISPLAYED IN THIS AREA AND I COULDN'T TELL EXACTLY WHICH ONES HE HAD HANDLED.

I RESPONDED TO THE ASSET PROTECTION OFFICE AND CONTACTED RONALD BEYE. RONALD IS THE ASSET PROTECTION MANAGER FOR THE

Report No: 12 095153 Type: IS Date/Time: 10/03/2012 1054 Ofcr#: 11807 GOITIA,DAVID

CABELA'S. DET. ZYGMONT HAD INFORMED RONALD THAT KRISTOPHER HAD RETURNED TO THE STORE. RONALD INFORMED ME THAT HE MANUALLY CONTROLLED STORE CAMERAS TO FOLLOW KRISTOPHER'S MOVEMENT THROUGHOUT THE STORE. I TOLD RONALD THAT I HAD OBSERVED KRISTOPHER HANDLING TWO LONG GUNS IN THE STORE. I ASKED RONALD IF WE COULD REVIEW THE VIDEO TO IDENTITY WHICH LONG GUNS KRISTOPHER HAD HANDLED.

I REVIEWED THE VIDEO WITH RONALD. IN THE AREA OF THE CABELA'S WHERE FIREARMS ARE DISPLAYED FOR SALE, THERE IS A LONG GLASS DISPLAY CASE ON THE NORTH SIDE OF THE STORE WHERE HANDGUNS ARE DISPLAYED. THE DISPLAY CASE RUNS EAST-WEST. TOWARD THE EAST SIDE OF THE CASE, JUST TO THE SOUTH, ARE A FEW SMALL RACKS WHERE LONG GUNS ARE DISPLAYED. THERE ARE ALSO LONGER RACKS IN THIS AREA THAT RUN NORTH-SOUTH. FROM ONE OF THE SMALLER RACKS, KRISTOPHER HAD HANDLED A SMITH AND WESSON .22 LR ASSAULT RIFLE (AR-15 STYLE) DISPLAYING SERIAL NUMBER [REDACTED]. FROM THE LONGER RACK, KRISTOPHER HAD HANDLED A HI-POINT .45 ACP ASSAULT RIFLE DISPLAYING SERIAL NUMBER [REDACTED]. THIS LONG GUN HAS A THICK FOREGRIP THAT IS SIMILAR TO WHAT IS SEEN ON PUMP ACTION SHOTGUNS. THIS WAS VISIBLE IN THE VIDEO THAT I HAD VIEWED. NONE OF THE OTHER LONG GUNS IN THIS AREA HAD THIS TYPE OF THICK FOREGRIP.

IT SHOULD BE NOTED THAT THE VIDEO SHOWED WHICH FIREARMS KRISTOPHER HAD HANDLED. AFTER VIEWING THE VIDEO I RESPONDED TO THE AREA AND INSPECTED THE FIREARMS AND MADE A NOTE OF THE BRAND, CALIBER, AND SERIAL NUMBER. I ALSO PHOTOGRAPHED THE RIFLES.

ALTHOUGH I WAS ABLE TO REVIEW THE VIDEO WITH RONALD, HE WAS UNABLE TO PROVIDE A COPY AT THAT TIME. RONALD AGREED TO TRANSFER THE FOOTAGE TO A DISC AND TO CONTACT ME WHEN THE DISC IS READY FOR PICKUP.

I THEN RESPOND TO KRISTOPHER'S RESIDENCE AT [REDACTED] DR. A SEARCH PURSUANT TO A SEARCH WARRANT WAS ALREADY UNDERWAY. I ASSISTED IN SEARCHING THE RESIDENCE. DET. LOWE SERVED AS FINDER/RETAINER. PLEASE REFER TO DET. LOWE'S REPORT REGARDING RECOVERED ITEMS.

THIS CONCLUDES MY INVOLVEMENT IN THIS MATTER AT THIS TIME.

Supervisor Approving Report : LIVINGSTON,R KENT #8726

GLENDALE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENT

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Report No: 12 095153 Type: IS Date/Time: 10/04/2012 1008 Ofcr#: 12419 LOWE,MATTHEW

REPORT TITLE: THEFT

Reporting Officer: LOWE,MATTHEW #12419

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Case Status: CLEARED ARREST

INVESTIGATOR'S NARRATIVE

NARRATIVE TO BE ENTERED.

NARRATIVE

I AM A DETECTIVE WITH THE GLENDALE POLICE DEPARTMENT. I AM ASSIGNED TO THE REPEAT OFFENDER PROGRAM SQUAD. IN THIS POSITION I WEAR PLAIN CLOTHES AND DRIVE AN UNMARKED POLICE VEHICLE. ONE OF THE MAIN GOALS OF MY SQUAD IS TO TRACK AND APPREHEND REPEAT OR SERIAL CRIMINALS IN VARIOUS CRIMES.

ON 09/26/2012 I RECEIVED INFORMATION FROM DETECTIVE ZYGMONT IN REFERENCE TO AN INVESTIGATION INVOLVING KRISTOPHER LAUCHNER AND A THEFT OF AN AR-15 ASSAULT RIFLE FROM CABELLAS. I CONDUCTED RESEARCH USING POLICE DATA BASES TO LOCATE A POSSIBLE ADDRESS AND ASSOCIATES OR FAMILY OF KRISTOPHER. USING THE INFORMATION IT WAS BELIEVED KRISTOPHER WOULD BE LIVING AT [REDACTED]. I STARTED CONDUCTING SURVEILLANCE AT [REDACTED] WITH OTHER MEMBERS OF MY SQUAD. AS I WAS AT THE RESIDENCE AT ABOUT 1930 HOURS I COULD SEE A RED COLORED HARLEY DAVIDSON BEARING ARIZONA LICENSE PLATE OF [REDACTED]. IT WAS LEARNED THIS LICENSE PLATE COMES BACK TO KRISTOPHER LAUCHNER AT THE ADDRESS ON [REDACTED]. SURVEILLANCE ENDED AT THIS RESIDENCE A SHORT TIME LATER.

SURVEILLANCE AT [REDACTED] CONTINUED AT VARIOUS TIMES THE NEXT FEW DAYS. ON 09/27/2012 AT ABOUT 1700 HOURS A MALE SUBJECT BELIEVED TO BE KRISTOPHER ARRIVED AT [REDACTED] DRIVING THE HARLEY DAVIDSON MOTORCYCLE INTO THE GARAGE. THE MALE SUBJECT OPENED AND CLOSED THE GARAGE DOOR WHILE DETECTIVES WERE AT THE RESIDENCE. A POSITIVE IDENTIFICATION OF THE MALE SUBJECT BEING KRISTOPHER WAS NOT ABLE TO BE MADE AT THAT TIME.

AT ABOUT 0900 HOURS ON 10/02/2012 I STARTED SURVEILLANCE, WATCHING THE RESIDENCE LOCATED AT [REDACTED], PEORIA, ARIZONA. AT ABOUT 1100 HOURS I SAW THE GARAGE DOOR TO THE HOUSE OPEN. FROM THE GARAGE I WAS ABLE TO SEE A WHITE FEMALE WHO I WAS ABLE TO IDENTIFY AS DESIREE CAPUANO FROM A RECENT MOTOR VEHICLE PHOTOGRAPH. I ALSO SAW A WHITE MALE WHO I WAS ABLE TO IDENTIFY AS KRISTOPHER LAUCHNER FROM A RECENT MOTOR VEHICLE PHOTOGRAPH. DESIREE LEFT THE RESIDENCE IN A WHITE FORD FOCUS WHICH WAS REGISTERED TO HER AT THE SAME ADDRESS. KRISTOPHER WAS WEARING A

Report No: 12 095153 Type: IS Date/Time: 10/04/2012 1008 Ofcr#: 12419 LOWE, MATTHEW

BLACK SLEEVELESS T-SHIRT AND OLIVE COLORED TACTICAL STYLE PANTS. I SAW KRISTOPHER MOVING IN AND OUT OF THE RESIDENCE FREELY. IT APPEARED AS IF KRISTOPHER WAS THE ONLY PERSON AT THE RESIDENCE AS NO OTHER PERSONS WERE SEEN. I SAW KRISTOPHER PUTTING A SURVEILLANCE CAMERA ABOVE THE FRONT DOOR WAY. KRISTOPHER WAS WALKING IN AND OUT OF THE FRONT DOOR WHILE DOING THIS.

AT ABOUT 1345 HOURS DETECTIVE GOITIA TOOK MY PLACE AS THE MAIN PERSON WATCHING THE RESIDENCE. I TOOK A POSITION TO FOLLOW KRISTOPHER AWAY FROM THE HOUSE IF HE WERE TO LEAVE. AT THIS TIME DETECTIVE ZYGMONT WAS WRITING A SEARCH WARRANT TO SEARCH THE RESIDENCE FOR THE RIFLE AND OTHER EVIDENCE OF THE CRIME.

SOME TIME AFTER 1400 HOURS DETECTIVE GOITIA ADVISED HE SAW THE GARAGE DOOR OPEN AT THE HOUSE AGAIN. HE ADVISED A SHORT TIME LATER THAT KRISTOPHER WAS LEAVING THE RESIDENCE DRIVING THE RED HARLEY DAVIDSON MOTORCYCLE. SURVEILLANCE FOLLOWED KRISTOPHER TO THE CABELLAS. DETECTIVE GOITIA WENT IN TO THE STORE AND OTHER DETECTIVE SET UP AROUND THE CABELLAS TO TAKE KRISTOPHER INTO CUSTODY. I TOOK A POSITION TO WATCH THE FRONT DOOR. I SAW KRISTOPHER ENTER INTO THE STORE. AFTER SOME TIME HAD PASSED ME SAW KRISTOPHER EXIT THE FRONT DOOR AND WALK TO HIS MOTORCYCLE WHICH WAS PARKED NEAR THE FRONT DOORS. OTHER DETECTIVES TOOK KRISTOPHER INTO CUSTODY.

I THEN RESPONDED TO [REDACTED] TO ASSIST IN THE SEARCH WARRANT AT THE RESIDENCE. OTHER DETECTIVES HAD ALREADY MADE ENTRY INTO THE RESIDENCE WHEN I ARRIVED. I ASSISTED AS THE FINDER AND RETAINER OF THE EVIDENCE LOCATED. I ALSO TOOK ALL THE PHOTOGRAPHS FOR THE SEARCH WARRANT. I TOOK PICTURES OF THE HOUSE PRIOR TO THE SEARCH. ALL ITEMS WHICH WERE LOCATED WERE ALSO PHOTOGRAPHED IN THE PLACE THE ITEMS LOCATED. THE FOLLOWING ITEMS ARE ITEMS WHICH WERE SEIZED AND HAD SHOWN IMPORTANCE TO THE CHARGED CRIMES.

ITEM 4400 - A BROWN BROWNING MODEL RIFLE CASE WHICH HAD A BUSHMASTER CARBINE 15 MODEL 223 CALIBER RIFLE. THIS ITEM WAS LOCATED BY ME IN THE GARAGE ATTIC ACCESS JUST TO THE NORTH OF THE OPENING. WHEN I OPENED THE CASE AND SAW THE RIFLE INSIDE I PUT ON A FRESH CLEAN PAIR OF GLOVES. I THEN REMOVED THE RIFLE TO ENSURE IT WAS UNLOADED AND SAFE. I THEN EXAMINED THE RIFLE FOR THE SERIAL NUMBER AND MAKE AND MODEL. I NOTICED THE RIFLE APPEARED TO BE THE SAME MAKE AND MODEL AS THE RIFLE STOLEN BY KRISTOPHER FROM THE CABELLAS. THE SERIAL NUMBER WAS DEFACED AS IT APPEARED TO BE SANDED DOWN AND THEN PAINTED OVER IN A BLACK PAINT. I DID NOT SEE ANY OTHER SERIAL NUMBER ON THE RIFLE.

Report No: 12 095153 Type: IS Date/Time: 10/04/2012 1008 Ofcr#: 12419 LOWE, MATTHEW

ITEM 4401 - A BROWN CABELLAS BRAND COT IN A CARRY CASE. THIS ITEM WAS ALSO LOCATED BY ME IN THE GARAGE ALONG THE EAST WALL UNDERNEATH THE ATTIC ACCESS. THIS WAS THE SAME MAKE AND MODEL OF THE COT WHICH KRISTOPHER PURCHASED WHEN HE CONCEALED THE BUSHMASTER RIFLE INSIDE.

ITEM 4404 - FIVE GLASS SMOKING PIPES WITH A WHITE RESIDUE CONSISTENT WITH METHAMPHETAMINE. THESE ITEMS WERE LOCATED BY DETECTIVE BICKEL IN THE GARAGE ALONG THE EAST WALL IN A GREEN COLORED CLOTH BAG. THESE PIPES ARE TYPICALLY ONLY USED TO SMOKE METHAMPHETAMINE.

ITEM 4405 - A WHITE CRYSTAL LIKE SUBSTANCE INSIDE A SMALL METAL CASE. THE CRYSTAL LIKE SUBSTANCE WAS CONSISTENT IN THE APPEARANCE AND PACKAGING AS METHAMPHETAMINE. THIS ITEM WAS LOCATED BY DETECTIVE BICKEL IN THE SAME GREEN BAG ALONG THE EAST WALL IN THE GARAGE. THE CRYSTAL LIKE SUBSTANCE FIELD TESTED POSITIVE FOR METHAMPHETAMINE.

ITEM 4407 - A WATER BONG WHICH IS TYPICALLY USED IN SMOKING METHAMPHETAMINE. THIS ITEM WAS LOCATED BY DETECTIVE BICKEL IN THE GARAGE ALONG THE EAST WALL BEHIND A STEREO. THIS ITEM APPEARED TO HAVE A SMALL AMOUNT OF WHITE METHAMPHETAMINE TYPE RESIDUE ON THE PIPE AREA OF THE BONG.

ITEM 4408 - TAN COLORED TACTICAL STYLE PANTS AND A BLUE PLAID BUTTON UP SHIRT. THESE ITEMS WERE LOCATED BY DETECTIVE GOITIA IN THE MASTER BEDROOM CLOSET. THE MASTER BEDROOM WAS LIVED IN BY KRISTOPHER AND HIS GIRLFRIEND DESIREE. THESE ITEMS APPEARED TO BE THE SAME CLOTHING KRISTOPHER WAS WEARING IN THE SURVEILLANCE VIDEO FROM CABELLAS ON THE DATE OF THE THEFT OF THE RIFLE.

ITEM 4414 - A 223 CALIBER SHELL CASING. THIS SHELL CASING WAS LOCATED BY SERGEANT LIVINGSTON IN THE GARBAGE OUTSIDE THE RESIDENCE. THIS SHELL CASING MATCHES THE SAME BULLETS LOCATED IN THE BROWN BROWNING RIFLE CASE (ITEM 4400).

AT ABOUT 1707 HOURS THE SEARCHING OF THE RESIDENCE ENDED. I TOOK ALL ITEMS SEIZED AND SECURED THEM INTO MY VEHICLE. I THEN LEFT THE RESIDENCE AND SECURED ALL ITEMS SEIZED INTO STORAGE AT THE GLENDALE POLICE DEPARTMENT.

ON 10/03/2012 I LOGGED PROPERTY SEIZED INTO THE GLENDALE POLICE DEPARTMENT PROPERTY ROOM. I THEN RETURNED THE SEARCH WARRANT TO THE GLENDALE CITY COURT. A COPY OF THE SEARCH WARRANT WAS LOGGED INTO EVIDENCE AS WELL.

Report No: 12 095153 Type: IS Date/Time: 10/04/2012 1008 Ofcr#: 12419 LOWE,MATTHEW

AT ABOUT 1130 HOURS I WENT BACK TO [REDACTED] [REDACTED] [REDACTED] [REDACTED]. I WENT TO THE RESIDENCE TO LOOK FOR ANY EVIDENCE OF THE RIFE BEING FIRED INSIDE THE HOUSE AS KRISTOPHER SAID HE DID. I SPOKE TO DESIREE AND TOLD HER THAT KRISTOPHER MENTIONED HE HAD SHOT THE RIFLE INSIDE THE RESIDENCE. I TOLD DESIREE I WANTED TO LOOK AROUND TO SEE IF THERE WAS ANY EVIDENCE OF THAT IN THE HOUSE. DESIREE GAVE ME PERMISSION TO ENTER HER HOUSE AND LOOK AROUND. I TOLD DESIREE THAT KRISTOPHER MENTIONED HE USED BLANKETS TO LOWER THE SOUND OF THE RIFLE WHEN FIRED. I ASKED DESIREE IF SHE HAD ANY TOWELS OR BLANKETS WHICH APPEARED TO HAVE SIGNS OF BEING FIRED THROUGH. DESIREE HELPED ME LOOK AT THE HOUSE AND THROUGH ALL BLANKETS AND TOWELS. WE DID NOT FIND ANY SIGNS OF THE RIFLE BEING SHOT INSIDE THE HOUSE.

THIS ENDED MY INVOLVEMENT IN THIS INVESTIGATION.

Supervisor Approving Report : LIVINGSTON,R KENT #8726

GLENDALE POLICE DEPARTMENT
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Page 14Report No: 12 095153 Type: SU Date/Time: 10/04/2012 1242 Ofcr#: 10862 CARMICHAEL,CODY

REPORT TITLE: THEFT

Reporting Officer: CARMICHAEL,CODY #10862

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 — to: 09/26/2012 1652 — Grid: CD06

Associated Report No.(s):

Total Property Taken: \$0.00

Recovered: \$0.00

Damaged: \$0.00

Case Status: CLEARED ARREST

NARRATIVE

C.CARMICHAEL 10862

12-95153

I AM CURRENTLY ASSIGNED TO THE GLENDALE POLICE DEPARTMENT FUGITIVE APPREHENSION SQUAD IN THE SPECIAL INVESTIGATIONS UNIT OF THE GLENDALE POLICE DEPARTMENT. IN THIS ASSIGNMENT I AND OTHER DETECTIVES ARE ROUTINELY ASSIGNED TO ASSIST DETECTIVES IN CASE WORK AND APPREHENDING CRIMINALS SUSPECTS. THIS IS TO INCLUDE BUT NOT LIMITED TO WRITING WARRANTS, CONDUCTING COVERT SURVEILLANCE, INTELLIGENCE DEVELOPMENT, AND MAKING ARRESTS. MY NORMAL EVERYDAY DRESS FOR THIS ASSIGNMENT CONSISTS OF CIVILIAN TYPE CLOTHING. UPON A SITUATION WHERE I AND OTHER DETECTIVES ARE TO MAKE AN ARREST OR CONTACT THE PUBLIC AS POLICE I WEAR A BLACK BALLISTIC VEST THAT DISPLAYS THE WORD "POLICE" IN BOLD WHITE WRITING ON A BLACK BACKGROUND.

ON 10/2/2012 AT APPROXIMATELY 1100 HOURS I WAS CONTACTED BY MY SUPERVISOR AND ADVISED TO RESPOND TO THE AREA OF [REDACTED] TO ASSIST OUR ROP SQUAD. UPON ARRIVAL IN THE AREA I WAS BRIEFED BY THE ROP SQUAD SUPERVISOR SGT. LIVINGSTON THAT THEY WERE CURRENTLY CONDUCTING SURVEILLANCE ON THE LOCATION OF [REDACTED]. HE ALSO ADVISED THEY HAD PROBABLE CAUSE FOR THE ARREST OF KRISTOPHER LAUCHNER FOR SHOPLIFTING A RIFLE FROM CABELAS. I REMAINED IN THE AREA OF HIS RESIDENCE SUPPORTING THE SURVEILLANCE. AT APPROXIMATELY 1440 HOURS KRISTOPHER WAS SEEN IN HIS GARAGE. HE MOUNTED A RED HARLEY DAVIDSON MOTORCYCLE AND LEFT HIS RESIDENCE. I AND OTHER DETECTIVES FROM THE ROP AND FUGITIVE SQUADS CONDUCTED MOBILE SURVEILLANCE. KRISTOPHER TRAVELED TO THE CABELAS STORE AT 9380 W. GLENDALE AVENUE. HE PARKED HIS MOTORCYCLE AT THE FRONT OF THE STORE JUST WEST OF THE LARGE ELK STATUE. HE THEN WANDERED AROUND THE CLOTHES AT THE FRONT AND WENT INSIDE THE STORE.

I AND THREE OTHER DETECTIVES, DETECTIVES BICKEL, HOVATTER AND US MARSHAL NAHORNIAK LOADED INTO ONE UNMARKED VEHICLE AND PLACED OURSELVES IN A POSITION CLOSE TO KRISTOPHER'S PARKED MOTORCYCLE. AT APPROXIMATELY 1450 HOURS WE OBSERVED KRISTOPHER COMING OUT TOWARDS HIS MOTORCYCLE. I AND THE OTHER DETECTIVES EXITED THE VEHICLE AND APPROACHED KRISTOPHER. I POINTED MY RIFLE AT HIM AND ANNOUNCE THAT WE WERE THE POLICE. I ORDERED HIM TO THE GROUND AND HE COMPLIED. THE OTHER DETECTIVES WITHIN THE VEHICLE ALSO PARTICIPATED IN THE ARREST. DETECTIVE HOVATTER WAS HANDS ON

Report No: 12 095153 Type: SU Date/Time: 10/04/2012 1242 Ofcr#: 10862 CARMICHAEL,CODY

ONLY AND DETECTIVE BICKEL AND MARSHAL NAHORNIK ASSISTED WITH RIFLE COVERAGE ON THE SUSPECT. AFTER KRISTOPHER WAS ON THE GROUND HE WAS HANDCUFFED BEHIND HIS BACK BY DETECTIVE HOVATTER AND SEARCHED.

KRISTOPHER WAS TRANSPORTED AND I RETURNED BACK TO THE ADDRESS OF [REDACTED]. [REDACTED] A WARRANT SERVICE PLAN WAS BRIEFED AS THE ROP SQUAD HAD A SEARCH WARRANT FOR THE LOCATION. DURING THIS BRIEF I WAS ASSIGNED THE REAR PERIMETER. AS DETECTIVES APPROACHED I MANNED THE REAR OF THE HOUSE UNTIL I WAS CALLED TO THE FRONT TO ASSIST IN CLEARING THE RESIDENCE. I ASSISTED AS DETECTIVES HOVATTER, BICKEL, ANDERSEN AND MARSHAL NAHORNIK ENTERED AND CLEARED THE RESIDENCE. UPON ENTERING I CLEARED MULTIPLE BEDROOMS FOR ANY PERSONS THAT MAY BE INSIDE.

AFTER THE RESIDENCE WAS CLEARED THE ROP DETECTIVES BEGAN TO SERVE THE SEARCH WARRANT AND SEARCH THE HOUSE. I ASSISTED AND SEARCHED MULTIPLE AREAS. ANY ITEMS OF EVIDENCE FOUND ARE LISTED ON THE PROPERTY SHEET. I LEFT THE RESIDENCE PRIOR TO THE SEARCH WARRANT BEING COMPLETED DUE TO TIME RESTRAINTS.

THIS COMPLETED MY INVOLVEMENT IN THIS MATTER.

Victims Assistance:

Prints Attempted :

Prints Obtained :

C.S.T.

Supervisor Approving Report : OSTIN,MICHAEL #8728

GLENDALE POLICE DEPARTMENT
SUPPLEMENTARY

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Report No: 12 095153 Type: SU Date/Time: 10/04/2012 1406 Ofcr#: 11372 ZYGMONT,WESLEY

REPORT TITLE: THEFT

Reporting Officer: ZYGMONT,WESLEY #11372

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Total Property Taken: \$0.00

Recovered: \$0.00

Damaged: \$0.00

Case Status: CLEARED ARREST

VICTIM(S) INFORMATION

Victim 1 :

CABLEAS

SUSPECT(S) INFORMATION

Suspect 1 :

LAUCHNER,KRISTOPHER MICHAEL

WITNESS(ES) AND/OR OTHERS INVOLVED

Victim Representative 1 :

BEYE,RONALD EDWARD

WITNESS(ES) AND/OR OTHERS INVOLVED

Witness 1 :

MATTHEWS,JULIE

WITNESS(ES) AND/OR OTHERS INVOLVED

Witness 2 :

MATTHEWS,RONALD

WITNESS(ES) AND/OR OTHERS INVOLVED

Witness 3 :

CAPUANO,DESIREE

VEHICLE(S) INVOLVED

Suspect 1 Vehicle:

Color: RED

Year: 1994

Make: HARLEY DAV

Model:

Style: MC

License #: [REDACTED]

State: AZ

Year:

VIN: [REDACTED]

NARRATIVE

SUPPLEMENT REPORT

DETECTIVE WES ZYGMONT #11372

SHOPLIFTING/ MISCONDUCT INVOLVING WEAPONS

12-95153

DURING THE INVESTIGATION FOR THIS CASE I WAS ASSIGNED TO THE GLENDALE POLICE DEPARTMENT REPEAT OFFENDER UNIT AS A PLAIN CLOTHES DETECTIVE.

ON 09/26/2012, I RECEIVED A TELEPHONE CALL FROM OFFICER M MYRMEL #13140 IN REFERENCE TO THIS CASE. OFFICER MYRMEL PROVIDED ME THE FOLLOWING INFORMATION. ON 09/25/2012 A SUBJECT WHO WAS IDENTIFIED BY OFFICER MYRMEL TO BE S1 KRISTOPHER LAUCHNER, REMOVED A

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BUSHMASTER RIFLE FROM A DISPLAY RACK. KRISTOPHER PROCEEDED TO TAKE THE RIFLE TO A DIFFERENT AREA OF THE STORE WHERE HE APPEARED TO CONCEAL THE ITEM IN A CANVAS BAG. THE CANVAS BAG WAS FOR A TREKKER COT WHICH WAS ALSO ON DISPLAY FOR SALE INSIDE THE STORE.

KRISTOPHER PROCEEDED TO PAY FOR THE COT BY USING A CREDIT CARD IN THE NAME KRISTOPHER LAUCHNER. AFTER PURCHASING THE COT KRISTOPHER WALKED DIRECTLY TO THE MEN'S ROOM WHICH IS LOCATED JUST INSIDE THE ENTRY/ EXIT DOOR OF THE CABELAS. AFTER SEVERAL MINUTES KRISTOPHER LEFT THE STORE AND WALKED OUT OF VIEW FROM THE SURVEILLANCE CAMERAS. INITIALLY, THIS INCIDENT WENT UNDETECTED BECAUSE THE LOSS PREVENTION STAFF WAS UNAWARE OF THE THEFT.

ON 09/26/2012 MAINTENANCE STAFF FOR CABELAS WERE CLEANING THE MEN'S ROOM JUST INSIDE THE ENTRY/ EXIT DOORS OF THE STORE. AS THEY WERE CLEANING THE HANDICAPPED STALL OF THE BATHROOM, THEY LOCATED A MERCHANDISE TAG INSIDE THE TOILET SEAT COVER BIN. THE MERCHANDISE TAG WAS FOUND TO BE FOR A BUSHMASTER AR15 RIFLE SERIAL NUMBER [REDACTED]. THE MAINTENANCE STAFF EMPLOYEE CONTACTED LOSS PREVENTION WHO BEGAN TO CONDUCT AN INTERNAL INVESTIGATION INTO THE BUSHMASTER AR15 RIFLE MERCHANDISE TAG THAT WAS CONCEALED IN THE TOILET SEAT COVER BIN. DURING THE INVESTIGATION LOSS PREVENTION STAFF LOCATED KRISTOPHER ON VIDEO SELECTING THE RIFLE FROM THE DISPLAY RACK. KRISTOPHER WAS IDENTIFIED AFTER OFFICER MYRMEL COMPLETED A RECORDS CHECK ON THE NAME LISTED FOR THE CREDIT CARD PURCHASE OF THE COT. KRISTOPHER LAUCHNER WAS IDENTIFIED AS THE PERSON IN THE VIDEO BY OFFICER MYRMEL AND A LOSS PREVENTION EMPLOYEE VR1 RONALD BEYE, WHO VIEWED SURVEILLANCE VIDEO OF THE INCIDENT. ON A LATER DATE I SPOKE TO RONALD WHO CONFIRMED HE HAD LOOKED AT A PHOTOGRAPH OF KRISTOPHER FROM THE DEPARTMENT OF CORRECTIONS. AFTER VIEWING THE PHOTOGRAPH KRISTOPHER RONALD REVIEWED THE IN STORE SURVEILLANCE OF THE INCIDENT. RONALD STATED HE WAS CONFIDENT THE PERSON IN THE VIDEO WAS IN FACT KRISTOPHER.

WITH THE INFORMATION OFFICER MYRMEL PROVIDED TO ME MEMBERS OF MY SQUAD BEGAN TO CONDUCT RECORDS CHECKS ON KRISTOPHER. AS A RESULT I LEARNED KRISTOPHER HAD RECENTLY UPDATED HIS ADDRESS WITH THE DEPARTMENT OF MOTOR VEHICLES TO [REDACTED] IN PEORIA. I ALSO LEARNED KRISTOPHER HAS FOUR PRIOR FELONY CONVICTIONS INCLUDING AGGRAVATED ASSAULT, POSSESSION OF DRUGS, SHOPLIFTING AND THEFT OF MEANS OF TRANSPORTATION RELATED CRIMES.

FOLLOWING MY CONVERSATION WITH OFFICER MYRMEL WE RESPONDED TO [REDACTED] IN AN ATTEMPT TO LOCATE AND ARREST KRISTOPHER. WHEN WE ARRIVED AT THE RESIDENCE DETECTIVE M LOWE #12419 LOCATED A MOTORCYCLE IN THE FRONT YARD OF THE RESIDENCE WHICH WAS LATER DETERMINED TO BE THE LISTED S1 MOTORCYCLE ARIZONA LICENSE PLATE

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██████████. WE CONDUCTED SURVEILLANCE ON THE RESIDENCE FOR APPROXIMATELY ONE HOUR UNTIL APPROXIMATELY 2000 HOURS. DURING THE SURVEILLANCE WE DID NOT LOCATE KRISTOPHER AT THE HOME. THE LISTED S1 MOTORCYCLE WAS FOUND TO BE REGISTERED TO KRISTOPHER WITH AN ADDRESS OF ██████████.

OVER THE NEXT SEVERAL DAYS WE CONDUCTED INTERMITTENT SURVEILLANCE ON THE RESIDENCE. ON 10/02/2012 DETECTIVE LOWE LOCATED KRISTOPHER AT ██████████. AFTER LOCATING KRISTOPHER DETECTIVES WITH MY SQUAD, ALONG WITH THE ASSISTANCE OF THE GLENDALE POLICE DEPARTMENT FUGITIVE UNIT, MAINTAINED SURVEILLANCE AT THE RESIDENCE. DURING THIS TIME I DRAFTED A SEARCH WARRANT TO FOR THE HOME. ON 10/02/2012 I OBTAINED SEARCH WARRANT NUMBER ██████████ FROM THE GLENDALE CITY COURT FOR ██████████ IN PEORIA.

AT APPROXIMATELY 1400 HOURS, I OVER HEARD DETECTIVE GOITIA #11807 ADVISE OVER THE RADIO HE HAD POSITIVELY IDENTIFIED KRISTOPHER WHO WAS STANDING IN THE DRIVEWAY OF THE RESIDENCE. A SHORT TIME LATER KRISTOPHER LEFT THE RESIDENCE ON THE S1 HARLEY DAVIDSON MOTORCYCLE. DETECTIVES FOLLOWED KRISTOPHER TO THE CABELAS LOCATED AT 9380 W GLENDALE AVE. THIS IS THE SAME LOCATION KRISTOPHER PREVIOUSLY STOLE THE BUSHMASTER RIFLE FROM ON 09/25/2012.

AT APPROXIMATELY 1415 HOURS, I ARRIVED INTO THE AREA OF THE CABELAS PARKING LOT. UPON MY ARRIVAL TO THE PARKING LOT I REMAINED IN MY UNMARKED VEHICLE. I MADE TELEPHONE CONTACT WITH VRI RONALD BEYE A LOSS PREVENTION SPECIALIST WITH CABELAS. I RELAYED TO RONALD THAT KRISTOPHER WAS INSIDE THE CABELAS AND I ASKED RONALD TO USE THE STORES INTERNAL SURVEILLANCE SYSTEM TO MONITOR KRISTOPHER INSIDE THE CABELAS. RONALD ADVISED ME HE WOULD LOCATE AND FOLLOW KRISTOPHER BY USING THE SURVEILLANCE SYSTEM. DURING THE TIME KRISTOPHER REMAINED IN THE STORE I RECEIVED SEVERAL TELEPHONE CALLS FROM RONALD ABOUT WHAT KRISTOPHER WAS DOING INSIDE THE STORE. AT ONE POINT RONALD ADVISED ME KRISTOPHER HAD HANDLED TWO ADDITIONAL RIFLES WHICH WERE ON DISPLAY INSIDE THE STORE. THIS ACTIVITY WAS ALSO OBSERVED BY DETECTIVE D GOITIA #11807 WHO WAS ON FOOT INSIDE THE STORE WITH KRISTOPHER. FOR FURTHER DETAILS SEE DETECTIVE GOITIA'S SUPPLEMENT REPORT.

WHILE KRISTOPHER WAS INSIDE THE CABELAS MEMBERS OF THE GLENDALE POLICE DEPARTMENT FUGITIVE UNIT PREPARED TO ARREST KRISTOPHER WHEN HE EXITED THE STORE. AT APPROXIMATELY 1450 HOURS, KRISTOPHER EXITED THE MAIN ENTRANCE OF THE STORE INTO THE PARKING LOT WHERE HIS MOTORCYCLE WAS LOCATED. WHEN KRISTOPHER REACHED HIS MOTORCYCLE HE WAS TAKEN INTO CUSTODY BY THE FUGITIVE UNIT. AS KRISTOPHER WAS BEING TAKEN INTO CUSTODY I WALKED OVER TO THE LOCATION OF THE

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ARREST. FUGITIVE TEAM MEMBERS PROVIDED ME A PLASTIC EVIDENCE BAG WITH PROPERTY ITEMS THEY REMOVED FROM KRISTOPHER'S PERSON FOLLOWING HIS ARREST. THESE ITEMS WILL LATER BE LOGGED AS EVIDENCE/ SAFE KEEPING. KRISTOPHER WAS THEN TRANSPORTED TO THE GLENDALE CITY JAIL TO BE INTERVIEWED FOR THIS CASE.

AT THE CONCLUSION OF KRISTOPHER'S ARREST, I CALLED FOR A TOW TRUCK TO REMOVE KRISTOPHER'S MOTORCYCLE FROM THE PARKING LOT. LOSS PREVENTION SPECIALIST RONALD BEYE REQUESTED THE MOTORCYCLE BE REMOVED FROM THE PROPERTY. I COMPLETED THE REQUIRED TOW FORM FOR THE MOTORCYCLE WHICH WAS TOWED AWAY FROM THE SCENE BY DV TOWING. ONCE THE MOTORCYCLE WAS REMOVED FROM THE PARKING LOT I RESPONDED TO [REDACTED] TO MEET WITH THE DETECTIVES WHO WERE EXECUTING THE SEARCH WARRANT AT THE RESIDENCE.

UPON MY ARRIVAL TO THE RESIDENCE I MET WITH DETECTIVE M LOWE #12419, WHO WAS ASSIGNED AS THE FINDER RETAINER OF EVIDENCE FOR THE SEARCH WARRANT. DETECTIVE LOWE INFORMED ME THEY HAD RECOVERED A BLACK IN COLOR BUSHMASTER AR15 RIFLE FROM THE ATTIC WHICH WAS ACCESSED THROUGH AN OPENING IN THE GARAGE. I LATER LEARNED FROM DETECTIVE LOWE THE BUSHMASTER RIFLE ITEM 4400 DID NOT HAVE A SERIAL NUMBER BECAUSE THE SERIAL NUMBER WAS EITHER REMOVED OR COVERED UP. FOR FURTHER DETAILS SEE DETECTIVE LOWE'S SUPPLEMENT REPORT.

WHILE I WAS INSIDE THE RESIDENCE, I SPOKE TO TWO OCCUPANTS OF THE RESIDENCE W1 JULIE MATTHEWS AND W2 RONALD MATTHEWS. I SPOKE TO JULIE AND RONALD APART FROM EACH OTHER. BOTH OF JULIE AND RONALD'S STATEMENTS WERE SIMILAR, THE FOLLOWING NARRATIVE IS A SUMMARY OF MY CONVERSATION WITH THEM.

JULIE AND RON ADVISED THEY HAVE BEEN LIVING AT [REDACTED] SINCE THE END OF JULY. JULIE STATED THEY HAD MOVED INTO THE HOME SO SHE AND RONALD COULD GET ON THEIR FEET WHILE JULIE WENT THROUGH CHEMOTHERAPY. JULIE SAID THEY WERE ALLOWED TO STAY AT THE HOME BY W3 DESIREE CAPUANO, KRISTOPHER'S GIRL FRIEND. RONALD AND JULIE CONFIRMED THEY BOTH RESIDE IN THE NORTH WEST CORNER BEDROOM OF THE HOME. JULIE RELAYED TO ME THAT ALL OF THE PROPERTY INSIDE THE RESIDENCE BELONGS TO DESIREE OR KRISTOPHER BECAUSE ALL OF HER AND RON'S PERSONAL PROPERTY IS CURRENTLY IN STORAGE.

JULIE AND RONALD TOLD ME THEY PRIMARILY STAY IN THEIR BEDROOM AND THEY ARE UNAWARE OF WHAT KRISTOPHER DOES INSIDE THE HOME. WHEN I ASKED SPECIFICALLY WHO USES THE GARAGE. RON AND JULIE TOLD ME KRISTOPHER SPENDS A LARGE AMOUNT OF TIME IN THE GARAGE. JULIE RELAYED TO ME THAT THE ONLY TIME THEY USE THE GARAGE IS TO CARRY

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GROCERIES INTO THE HOME. I ASKED RONALD AND JULIE IF EITHER OF THEM PLACED A BUSHMASTER RIFLE IN THE ATTIC INSIDE THE GARAGE. RONALD AND JULIE TOLD ME THEY DID NOT PLACE THE FIREARM IN THE GARAGE AND NEITHER OF THEM HAVE ANY FIREARMS. RONALD AND JULIE CONFIRMED THEY HAVE NONE OF THEIR PERSONAL PROPERTY ITEMS STORED IN THE GARAGE. JULIE AND RON EXPRESSED TO ME THAT THEY DID NOT HAVE ANY ILLEGAL ITEMS IN THE RESIDENCE AND THEY WERE NOT AWARE THE ITEMS I WAS ASKING THEM ABOUT EVEN EXISTED IN THE HOME. THIS CONCLUDED MY CONVERSATION WITH RON AND JULIE.

PRIOR TO THE CONCLUSION OF THE SEARCH WARRANT DESIREE ARRIVED HOME FROM WORK. I MET WITH DESIREE AS SHE EXITED HER VEHICLE IN THE DRIVEWAY. AS I MET WITH DESIREE SHE WAS VISIBLY UPSET ABOUT WHAT WAS GOING ON. DESIREE ASKED ME WHAT THIS WAS ALL ABOUT, I EXPLAINED TO HER WE WERE SERVING A SEARCH WARRANT ON THE HOME. AT MY REQUEST DESIREE AGREED TO SPEAK WITH ME IN THE BACK YARD OF THE RESIDENCE AS DETECTIVES CONTINUED TO SEARCH THE RESIDENCE. THE FOLLOWING NARRATIVE IS A SUMMARY OF MY CONVERSATION WITH DESIREE. THE AUDIO RECORDING OF MY INTERVIEW WITH DESIREE, JULIE AND RON WILL BE LOGGED AS EVIDENCE FOR THIS CASE.

DESIREE STATED SHE HAS BEEN DATING KRISTOPHER FOR APPROXIMATELY TWO AND A HALF YEARS. DESIREE SAID SHE KNEW KRISTOPHER WAS DOING BAD THINGS BUT HE WAS LYING TO HER ABOUT IT. DESIREE TOLD ME KRISTOPHER RECENTLY ADMITTED TO HER THAT HE HAD STOLEN A FIREARM, POSSIBLY A BUSHMASTER RIFLE, BUT SHE COULDN'T REMEMBER THE EXACT TYPE OF WEAPON. DESIREE SAID KRISTOPHER DID NOT TELL HER WHERE HE STOLE THE WEAPON FROM OR WHERE IT WAS CURRENTLY LOCATED. DESIREE ASSUMED THE RIFLE WAS AT THE HOUSE SO SHE TOLD KRISTOPHER TO GET RID OF IT. DESIREE TOLD ME WHEN KRISTOPHER TOLD HER ABOUT STEALING THE RIFLE SHE TOLD HIM TO GET RID OF IT. DESIREE STATED KRISTOPHER TOLD HER HE WOULD.

DESIREE TOLD ME KRISTOPHER LEAVES THE HOUSE FOR LONG PERIODS OF TIME DURING THE DAY AND SHE HAS NO IDEA WHERE HE GOES OR WHAT HE DOES. DESIREE CONFIRMED WITH ME THAT SHE SHARES THE SOUTH EAST CORNER BEDROOM WITH KRISTOPHER AND HER SON S█████ RESIDES IN A BEDROOM LOCATED ALONG THE SOUTH EAST SIDE OF THE HOME. I DID NOT SPEAK TO S█████ BECAUSE HE IS A MINOR. DESIREE INFORMED ME WHEN KRISTOPHER IS HOME HE SPENDS THE MAJORITY OF HIS TIME IN THE GARAGE. DESIREE WAS UNABLE TO TELL WHAT KRISTOPHER DOES WHEN HE IS IN THE GARAGE.

WHEN I ASKED DESIREE IF SHE PLACED THE BUSHMASTER RIFLE IN THE GARAGE SHE TOLD ME SHE DID NOT. DESIREE STATED SHE DOES NOT OWN ANY FIREARMS. I ASKED DESIREE IS SHE HAD ANY OTHER ILLEGAL ITEMS

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INSIDE THE GARAGE. DESIREE STATED SHE HAS NO IDEA WHAT WAS IN THE GARAGE BECAUSE KRISTOPHER IS THE ONE WHO USES THE GARAGE NOT HER. DESIREE EXPLAINED TO ME THAT SHE HAS A MEDICAL MARIJUANA CARD FOR MEDICATION PURPOSES AND THE ONLY ITEMS THAT BELONG TO HER WOULD BE ITEMS RELATED TO MARIJUANA. DESIREE TOLD ME SHE DOES NOT USE METHAMPHETAMINE BUT SHE BELIEVED KRISTOPHER HAD USED METHAMPHETAMINE IN THE PAST.

AT THE CONCLUSION OF MY CONVERSATION WITH DESIREE I ASKED HER IF SHE HAD ANY QUESTIONS FOR ME ABOUT THE SEARCH WARRANT. DESIREE STATED SHE DID NOT. I INFORMED DESIREE THAT A COPY OF THE SEARCH WARRANT ALONG WITH THE PROPERTY LIST WOULD BE LEFT INSIDE THE HOME AT THE CONCLUSION OF THE SEARCH WARRANT. THIS CONCLUDED MY CONTACT WITH DESIREE.

AS WE WERE PREPARING TO LEAVE THE RESIDENCE, SERGEANT K LIVINGSTON #8726 WAS IN THE PROCESS OF SEARCHING A LARGE TRASH BIN LOCATED OUTSIDE THE HOME ALONG THE SOUTH SIDE OF THE RESIDENCE. SERGEANT LIVINGSTON INFORMED ME HE HAD LOCATED WHAT APPEARED TO BE A .223 SHELL CASE IN THE TRASH. SERGEANT LIVINGSTON DIRECTED ME TO THE GROUND BESIDE THE TRASH WHERE HE HAD SET THE SHELL CASE. WITHOUT TOUCHING THE ITEM, I INSPECTED THE SHELL CASE. THE SHELL CASE APPEARED TO BE A .223 EXPENDED OR FIRED SHELL CASE. I DID NOT MANIPULATE THE SHELL CASE TO VERIFY THE HEAD STAMP ON THE SHELL CASING. THE ITEMS WERE COLLECTED BY DETECTIVE LOWE. FOR FURTHER DETAILS SEE DETECTIVE LOWE'S SUPPLEMENT REPORT. UPON THE COMPLETION OF THE SEARCH WARRANT, I LEFT THE RESIDENCE.

AT APPROXIMATELY 1800 HOURS I RETURNED TO THE GLENDALE POLICE DEPARTMENT MAIN STATION. I ARRANGED WITH DETECTIVE J MEYERS #13064 TO HAVE KRISTOPHER ESCORTED FROM THE JAIL FACILITY TO AN AUDIO AND VIDEO RECORDED INTERVIEW ROOM LOCATED WITHIN THE MAIN STATION. THE FOLLOWING NARRATIVE IS A SYNOPSIS OF MY CONVERSATION WITH KRISTOPHER. FOR MORE SPECIFIC DETAIL A COPY OF THE INTERVIEW WILL BE LOGGED AS EVIDENCE ITEM 4500 FOR THIS CASE.

AT APPROXIMATELY 1833 HOURS, KRISTOPHER WAS PLACED IN THE INTERVIEW ROOM BY DETECTIVE MEYERS. AT KRISTOPHER'S REQUEST DETECTIVE MEYERS PROVIDED HIM WITH A BOTTLE OF WATER PRIOR TO THE START OF THE INTERVIEW. AT APPROXIMATELY 1839 HOURS I ENTERED INTERVIEW ROOM WITH A COPY OF THE SEARCH WARRANT. I ADVISED KRISTOPHER WE HAD OBTAINED A SEARCH WARRANT FOR HIS DNA. KRISTOPHER RELAYED TO ME HE WAS FAMILIAR WITH THE PROCESS TO COLLECT DNA. KRISTOPHER ALLOWED ME TO COLLECT TWO BUCCAL SWABS FROM THE INSIDE OF HIS MOUTH ALONG HIS CHEEK. I EXPLAINED TO KRISTOPHER THAT I WOULD PLACE A COPY OF THE SEARCH WARRANT IN HIS

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PRISONER PROPERTY. THE TWO BUCCAL SWABS I COLLECTED FROM KRISTOPHER WILL BE LOGGED AS ITEM 4501. FOLLOWING THE COLLECTION OF KRISTOPHER'S DNA, I LEFT THE INTERVIEW ROOM FOR A SHORT PERIOD OF TIME.

AT APPROXIMATELY 1845 HOURS, I RETURNED TO THE INTERVIEW ROOM. I GATHERED KRISTOPHER'S PERSONAL INFORMATION. KRISTOPHER CONFIRMED HE RESIDES AT [REDACTED] IN PEORIA WITH DESIREE AND HER SON S[REDACTED]. KRISTOPHER STATED THE RESIDENCE BELONGS TO HIS COUSIN WHO RESIDES IN PRESCOTT. KRISTOPHER SAID HE CURRENTLY OWNS A TILE AND GROUT CLEANING BUSINESS CALLED VAPOR CLEANING SERVICES. KRISTOPHER TOLD ME HIS BUSINESS HAS BEEN SLOW RECENTLY AND HE IS THE ONLY EMPLOYEE OF THE COMPANY. AS I WAS GATHERING KRISTOPHER'S INFORMATION HE TOLD ME HE DIDN'T UNDERSTAND WHAT WAS GOING ON. KRISTOPHER BEGAN TO DEFLECT THE FOCUS OFF OF HIM TO OTHER CRIMINAL ACTIVITY HE WAS AWARE OF.

AT APPROXIMATELY 1849 HOURS, I READ KRISTOPHER HIS MIRANDA WARNINGS FROM A STANDARD ISSUED MIRANDA WARNINGS CARD. KRISTOPHER RESPONDED "YEAH" TO UNDERSTANDING HIS RIGHTS. AS KRISTOPHER RESPONDED TO ME HE WAS NODDING HIS HEAD UP AND DOWN YES THAT HE UNDERSTOOD ME. I ASKED KRISTOPHER IF HE HAD ANY QUESTIONS ABOUT HIS RIGHTS AND HE TOLD ME NO, HE DID NOT. KRISTOPHER WENT ON TO PROVIDE ME THE FOLLOWING INFORMATION.

WHEN KRISTOPHER AND I FIRST BEGAN TO TALK HE CONTINUED TO TELL ME HE DIDN'T KNOW WHAT THIS WAS ABOUT. KRISTOPHER ASKED ME IF IT WAS ILLEGAL TO TOUCH THE GUNS AT CABELAS. KRISTOPHER TOLD ME HE WAS UNAWARE HE COULD NOT HANDLE THE FIREARMS THAT WERE ON DISPLAY FOR SALE AT CABELAS. KRISTOPHER ADMITTED HE KNOWS HE IS NOT SUPPOSED TO HANDLE FIREARMS, BUT HE DIDN'T THINK LOOKING AT THE ONES ON DISPLAY INSIDE CABELAS WOULD BE AGAINST THE LAW. AT FIRST KRISTOPHER WOULD NOT ADMIT TO STEALING THE RIFLE ON 09/25. KRISTOPHER CONTINUED TO MINIMIZE HIS ACTIONS BY TELLING ME HE DIDN'T THINK IT WAS A CRIME TO HANDLE THE FIREARMS ON DISPLAY.

AT ONE POINT DURING OUR CONVERSATION I CONFRONTED KRISTOPHER WITH THE EVIDENCE WE HAD THAT HE HAD ACTUALLY STOLEN A BUSHMASTER RIFLE FROM THE CABELAS ON 09/25/2012. RELUCTANTLY KRISTOPHER ADMITTED TO ME THAT HE HAD STOLEN THE RIFLE FROM THE CABELAS.

KRISTOPHER STATED HE WENT IN TO THE CABELAS TO LOOK AT THE FIREARMS BECAUSE HE LIKES TO LOOK AT THEM. KRISTOPHER TOLD ME AT ONE POINT HE PICKED UP THE BUSHMASTER RIFLE TO LOOK AT IT. KRISTOPHER SAID AS HE PICKED THE RIFLE UP OFF OF THE DISPLAY RACK THE TRIGGER LOCK FELL OFF THE TRIGGER AREA. KRISTOPHER SAID TO

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HIM, THIS WAS A SIGN FROM GOD TO TAKE THE RIFLE. KRISTOPHER ADMITTED HE TOOK THE RIFLE FROM THE DISPLAY TO A DIFFERENT AREA OF THE STORE. KRISTOPHER PLACED THE RIFLE INTO A COT BAG WHICH WAS ALSO ON DISPLAY INSIDE THE STORE. KRISTOPHER TOLD ME HE USED THE COT BAG TO CONCEAL THE FIREARM WHICH HE CARRIED TO THE CASH REGISTER. KRISTOPHER TOLD ME HE PURCHASED THE COT WITH HIS CREDIT CARD FOR APPROXIMATELY 35.00 DOLLARS. KRISTOPHER WENT ON TO ADMIT THAT HE REMOVED THE RIFLE FROM THE STORE IN THE COT BAG. KRISTOPHER SAID WHEN HE GOT BACK TO HIS RESIDENCE HE PLACED THE RIFLE IN THE ATTIC.

KRISTOPHER TOLD ME HE DECIDED TO STEAL THE RIFLE SO HE COULD PROTECT HIS FAMILY. KRISTOPHER EXPLAINED TO ME HOW HE KNOWS A FEW PEOPLE WHO ARE NOT HAPPY WITH HIM. KRISTOPHER TOLD ME HE OWES SOMEONE MONEY AND ALTHOUGH THAT PERSON DOES NOT KNOW WHERE HE LIVES, HE FEELS HE NEEDS TO BE ABLE TO PROTECT HIMSELF IF THAT PERSON WAS ABLE TO FIND HIM. KRISTOPHER MADE REFERENCE TO HOW HE KNOWS SEVERAL PEOPLE WHO HAVE GUNS AND HE FEELS IT WOULD BE IN HIS BEST INTEREST TO HAVE ONE.

AT ONE POINT I CONFRONTED KRISTOPHER ABOUT THE SPENT SHELL CASE WE LOCATED IN THE TRASH AT HIS RESIDENCE. KRISTOPHER ADMITTED TO ME HE HAD FIRED THE RIFE INSIDE THE RESIDENCE EARLIER IN THE DAY PRIOR TO HIS ARREST. WHEN I ASKED KRISTOPHER SPECIFIC QUESTIONS ABOUT EXACTLY WHERE IN THE RESIDENCE HE FIRED THE WEAPON HE SEEMED RELUCTANT TO TELL ME. KRISTOPHER ADMITTED TO ME THAT HE USED SEVERAL BLANKETS TO COVER THE RIFLE UP AS HE FIRED ONE ROUND FROM THE FIREARM. KRISTOPHER MENTIONED THAT HE POSSIBLY FIRED THE WEAPON IN THE LIVING ROOM. CHRISTOPHER SAID AFTER HE FIRED THE WEAPON HE THREW THE SHELL CASE IN THE TRASH AND PLACED THE RIFLE BACK IN THE ATTIC. KRISTOPHER TOLD ME HE WANTED TO BE SURE THE WEAPON WORKED.

KRISTOPHER ADMITTED TO ME HE IS A PAST METHAMPHETAMINE USER. KRISTOPHER EXPLAINED TO ME HOW RECENTLY, HE HAS STARTED TO USE BATH SALTS AS A REPLACEMENT FOR METHAMPHETAMINE. KRISTOPHER TOLD ME THE METHAMPHETAMINE PIPE WE LOCATE ON HIM AT THE TIME OF HIS ARREST WAS FOR BATH SALTS, NOT METHAMPHETAMINE. IT SHOULD BE NOTED DURING THE SEARCH WARRANT DETECTIVES LOCATED APPROXIMATELY 2 GRAMS OF METHAMPHETAMINE IN THE GARAGE OF KRISTOPHER'S RESIDENCE. ALONG WITH THE METHAMPHETAMINE DETECTIVES LOCATED SEVERAL NEEDLES. THE NEEDLES WERE NOT TAKEN FROM THE HOME BECAUSE THE NEW UNUSED NEEDLES IN THE PACKAGING. DURING MY INTERVIEWS WITH THE OTHER OCCUPANTS OF THE HOME THEY ALL DENIED POSSESSING ANY ITEMS IN THE GARAGE SPECIFICALLY THE METHAMPHETAMINE AND RIFLE.

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KRISTOPHER TOLD ME HE KNEW WHEN HE PLACED THE RIFLE IN HIS ATTIC ON THE DAY HE TOOK IT FROM THE CABELAS HE WAS GOING TO GET CAUGHT. KRISTOPHER EXPLAINED TO ME HOW HE CANT UNDERSTAND WHY HE FALLS APART LIKE THIS WHEN HIS LIFE IS GOING SO WELL. KRISTOPHER TOLD ME HOW HE HAS A PROBLEM OR AN ADDICTION TO STEALING THINGS. KRISTOPHER SAID HE KNOWS WHAT HE DID WAS WRONG, BUT HE JUST COULDN'T HELP HIMSELF, BECAUSE AT THE TIME HE THOUGHT IT WAS MORE IMPORTANT TO HAVE A RIFLE TO PROTECT HIS FAMILY.

AT THE END OF MY CONVERSATION WITH KRISTOPHER HE ASKED ME WHAT HE WAS GOING TO BE CHARGES WITH. I ADVISED KRISTOPHER HE WOULD BE CHARGED WITH ONE COUNT MISCONDUCT INVOLVING WEAPONS FOR EACH TIME HE HANDLED A FIREARM. THIS INCLUDED THE DAY HE STOLE THE RIFLE FROM THE CABELAS, TWO ADDITIONAL COUNTS FROM HANDLING THE TWO FIREARMS ON DISPLAY PRIOR TO HIS ARREST AND AN ADDITIONAL COUNT FOR HAVING POSSESSION OF THE RIFLE IN THE ATTIC OF HIS RESIDENCE. I EXPLAINED TO KRISTOPHER HE WOULD ALSO BE CHARGED WITH SHOPLIFTING RELATED CHARGES FOR STEALING THE FIREARM FROM THE CABELAS.

SEVERAL TIMES DURING MY CONVERSATION WITH KRISTOPHER HE ASKED ME WHAT HE COULD DO TO WORK THIS OUT. KRISTOPHER TOLD ME HE HAS THE MONEY TO PAY CABELAS BACK FOR THE RIFLE. KRISTOPHER TRIED TO DEFLECT THE FOCUS FROM HIS INVOLVEMENT IN CRIMINAL ACTIVITY TO OTHER CRIMINAL ACTIVITY HE IS AWARE OF. THIS CONCLUDED MY CONVERSATION WITH KRISTOPHER. KRISTOPHER WAS ESCORTED BACK TO THE GLENDALE CITY DETENTION FACILITY BY DETECTIVE MEYERS.

KRISTOPHER WAS BOOKED INTO THE GLENDALE CITY JAIL ON FOUR COUNTS OF MISCONDUCT INVOLVING WEAPONS, DISCHARGING A FIREARM WITHIN CITY LIMITS, POSSESSION OF METHAMPHETAMINE AND SHOPLIFTING RELATED CHARGES FOR THE THEFT OF THE RIFLE.

AT APPROXIMATELY 1945 HOURS, I OBTAINED ITEM 4405 FROM A TEMPORARY STORAGE LOCKER TO COMPLETE A FIELD DRUG TEST ON THE SUBSTANCE. AT APPROXIMATELY 1950 HOURS I REMOVED A CLEAR CRYSTALLINE SUBSTANCE FROM INSIDE A SILVER CONTAINER. THE SUBSTANCE WAS PLACED INTO A SMALL PLASTIC BAGGIE TO BE RETAINED AS EVIDENCE. A SMALL PORTION OF THE SUBSTANCE WAS FIELD TESTED POSITIVE TO BE METHAMPHETAMINE. THE METHAMPHETAMINE HAD AN APPROXIMATE WEIGHT OF TWO GRAMS. THE SMALL SILVER CONTAINED AND THE METHAMPHETAMINE I SEPARATED FROM THE CONTAINER WERE SECURED BACK IN THE EVIDENCE ENVELOPE AND PLACED IN THE TEMPORARY STORAGE LOCKER. FOR FURTHER DETAILS SEE DETECTIVE LOWE'S SUPPLEMENT REPORT.

ON 10/04/2012 I OBTAINED KRISTOPHER'S PROPERTY FROM THE TEMPORARY

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STORAGE LOCKER. THESE ITEMS WERE REMOVED FROM KRISTOPHER'S PERSON FOLLOWING HIS ARREST ON 10/02/2012. THE FOLLOWING ITEMS WERE LOGGED AS EVIDENCE FOR THIS CASE BY DETECTIVE LOWE AT MY REQUEST.

ITEM 4502 ONE WHITE APPLE IPHONE: THIS ITEM WAS LOCATED INSIDE OF A BLACK BAG KRISTOPHER WAS CARRYING AT THE TIME OF HIS ARREST. KRISTOPHER STATED THE TELEPHONE BELONGED TO HIM.

ITEM 4503 GLASS PIPE BURNT ON ONE END: THIS ITEM WAS LOCATED IN KRISTOPHER'S POSSESSION AT THE TIME OF HIS ARREST BY THE FUGITIVE UNIT.

ITEM 4504 .223 LASER BORE SIGHT: THIS ITEM WAS LOCATED IN A PLASTIC MERCHANDISE BAG IN KRISTOPHER'S HAND AT THE TIME OF HIS ARREST.

ITEM 4505 CHASE CREDIT CARD NUMBER [REDACTED] LISTED TO THE NAME KRISTOPHER LAUCHNER: THIS ITEM WAS LOCATED INSIDE KRISTOPHER'S WALLET. IT SHOULD BE NOTED THE FIRST FOUR NUMBERS AND THE LAST FOUR NUMBERS ON THE CREDIT CARD MATCH THE CREDIT CARD NUMBER USED FOR THE PURCHASE OF THE COT ON 09/25/2012.

ITEM 4506 PERSONAL PROPERTY ITEMS: THESE ITEMS WILL BE LOGGED AS SAFE KEEPING. ITEM 4506 CONTAINS THE REMAINDER OF KRISTOPHER'S PROPERTY WHICH WILL NOT BE LOGGED AS EVIDENCE.

ITEM 4507 US CURRENCY TOTALING 111.00: THE CURRENCY WAS REMOVED FROM THE INTERIOR PORTION OF KRISTOPHER'S WALLET. THE CURRENCY WILL BE LOGGED FOR SAFE KEEPING.

THE FOLLOWING ITEMS WERE LOGGED AS EVIDENCE ON 10/04/2012.

ITEM 4500 A DVD COPY OF MY INTERVIEW WITH KRISTOPHER.

ITEM 4501 TWO BUCCAL SWABS COLLECTED FROM KRISTOPHER.

ADDITIONALLY, THE AUDIO RECORDING OF MY INTERVIEWS WITH JULIA, RONALD AND DESIREE AT [REDACTED], WERE LOGGED INTO THE GLENDALE POLICE DEPARTMENT DIMS SYSTEM, BY DETECTIVE Z CHING #11404 ON 10/03/2012.

ON 10/04/2012 I SPOKE TO DETECTIVE LOWE WHO INFORMED ME HE HAD SUBMITTED THE BUSHMASTER RIFLE TO THE FORENSIC DIVISION IN AN ATTEMPT TO HAVE THE SERIAL NUMBER RESTORED. AS OF THE DATE OF THIS REPORT DETECTIVE LOWE STATED THE LAST DIGIT OF THE SERIAL NUMBER WAS VISIBLE ON THE RIFLE AND THE DIGIT APPEARED TO BE A SIX. THIS

Report No: 12 095153 Type: SU Date/Time: 10/04/2012 1406 Ofcr#: 11372 ZYGMONT,WESLEY

IS POSSIBLY THE LAST DIGIT OF THE SERIAL NUMBER ON THE RECOVERED RIFLE, WHICH IS CONSISTENT WITH THE STOLEN BUSHMASTER RIFLE. AN ADDITIONAL SUPPLEMENT REPORT WILL BE COMPLETED BY THE FORENSIC UNIT IN THE EVENT A SERIAL NUMBER IS RECOVERED FROM THE FIREARM.

AT THIS TIME THERE IS NO FURTHER INFORMATION FOR THIS REPORT.

Victims Assistance:

Prints Attempted :

Prints Obtained :

C.S.T.

Supervisor Approving Report : LIVINGSTON,R KENT #8726

STATISTICAL INFORMATION**TYPE OF VICTIM(S):**

V1

BUSINESS

Report No: 12 095153 Type: CL Date/Time: 10/04/2012 1445 Ofcr#: 14779 SANKHAGOWIT,ANNA FKA

REPORT TITLE: THEFT

Reporting Officer: SANKHAGOWIT,ANNA FKA LEONARDO #14779

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Total Property Taken:

Recovered:

Damaged:

Case Status: CLEARED ARREST

SUSPECT(S) INFORMATION

Suspect 1 :

LAUCHNER,KRISTOPHER MICHAEL

INVESTIGATOR'S NARRATIVE

CHARGES SUBMITTED TO COUNTY ATTORNEY AS AN IN-JAIL.

NARRATIVE

IN CUSTODY CHARGE/S OF POSS WPN BY PROHIB PERSON X 4, SHOPLIFTING,
DISCHARGE FIREARM IN CITY LIMIT, PODP, Podd AND THEFT ARE BEING SUBMITTED
TO THE COUNTY ATTORNEY FOR REVIEW ON KRISTOPHER LAUCHNER.

DET W ZYGMONT 11372

Victims Assistance:

Prints Attempted :

Prints Obtained :

C.S.T.

Supervisor Approving Report : BLY,LAWRENCE #12863

CASE DECISION REPORT:

18 TOTAL

YES REVIEW REGARDLESS OF TOTAL FLAG

GLENDALE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENT

11/06/2012 10:21

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Report No: 12 095153 Type: IS Date/Time: 10/09/2012 0737 Ofcr#: 11807 GOITIA,DAVID

REPORT TITLE: THEFT

Reporting Officer: GOITIA,DAVID #11807

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Case Status: CLEARED ARREST

WITNESS(ES) AND/OR OTHERS INVOLVED

Victim Representative 1 :

BEYE, RONALD EDWARD

INVESTIGATOR'S NARRATIVE

NARRATIVE TO BE ENTERED.

NARRATIVE

ON 10/03/12 I HAD A TELEPHONE CONVERSATION WITH RONALD BEYE, ASSET PROTECTION MANAGER FOR THE CABELA'S. HE ADVISED OF THE FOLLOWING:

HE HAD CONDUCTED SOME RESEARCH ON OTHER TRANSACTIONS THAT HAD OCCURRED WITH KRISTOPHER LAUCHNER'S CREDIT CARDS. RONALD DISCOVERED THAT ON 09/27/12 KRISTOPHER HAD OBTAINED A BROWN IN COLOR BROWNING HARD CASE FOR A RIFLE. RONALD REPORTED THAT KRISTOPHER MUST HAVE COMPLETED SOME LABEL SWITCH SCHEME TO OBTAIN THE RIFLE CASE. THE BROWNING RIFLE CASE IS VALUED AT \$224.99; HOWEVER, IT RANG UP AS A PILLARED GUN CASE VALUED AT ONLY \$26.99. KRISTOPHER USED ONE OF HIS CREDIT CARDS TO COMPLETE THE PURCHASE. HE OBTAINED THE BROWNING RIFLE CASE WHICH IS VALUED AT \$224.99, BUT HE PAID ONLY \$26.99 FOR IT.

I THOUGHT THAT THIS WAS IMPORTANT BECAUSE I KNEW THAT WHEN KRISTOPHER'S HOUSE WAS SEARCHED ON 10/02/12, THE STOLEN AR-15 RIFLE WAS FOUND INSIDE OF A BROWN IN COLOR BROWNING HARD CASE.

I ASKED RONALD TO PULL THE VIDEO OF KRISTOPHER OBTAINING THE BROWNING HARD CASE ON 09/27/12. I ALSO ASKED RONALD TO PRINT OUT SOME DOCUMENTATION OF THIS TRANSACTION.

ON THE MORNING OF 10/05/12 I SPOKE WITH RONALD OVER THE PHONE. HE TOLD ME THAT THE ITEMS WERE AVAILABLE FOR PICKUP, BUT THAT HE WOULD NOT BE AT WORK ON THAT DAY. HE TOLD ME THAT HE WOULD LEAVE THE ITEMS FOR ME AT THE STORE.

AT AROUND 1645 HRS ON 10/05/12 I RESPONDED TO THE CABELA'S. ON A DESK INSIDE OF THE LOSS PREVENTION OFFICE I LOCATED A LARGE ENVELOPE WITH MY NAME WRITTEN ON IT (DET. DAVID GOITIA). I TOOK POSSESSION OF THE ENVELOPE FROM OFF OF THE DESK.

THE ENVELOPE CONTAINED THE FOLLOWING ITEMS THAT WERE LEFT FOR ME BY RONALD (RONALD'S BUSINESS CARD WAS INSIDE OF THE ENVELOPE):

Report No: 12 095153 Type: IS Date/Time: 10/09/2012 0737 Ofcr#: 11807 GOITIA,DAVID

A DISC WITH VIDEO THAT SHOWS KRISTOPHER LEAVING WITH THE BROWNING CASE ON 09/27/12.

A DISC WITH THE VIDEO FROM 10/02/12 WHEN KRISTOPHER WAS ARRESTED. THIS VIDEO SHOWS KRISTOPHER HANDLING TWO LONG GUNS INSIDE OF THE STORE.

RONALD'S APPREHENSION REPORT.

TWO PACKETS OF STAPLED PAPERS SHOWING KRISTOPHER'S TRANSACTION HISTORY AT THE CABELA'S USING TWO DIFFERENT CREDIT CARDS.

A COPY OF THE PRICE LABEL THAT WAS REMOVED FROM THE STOLEN BUSHMASTER AR-15.

I MAINTAINED CUSTODY OF THESE ITEMS UNTIL 10/09/12 AT WHICH TIME I LOGGED THEM INTO EVIDENCE.

THIS CONCLUDES MY INVOLVEMENT IN THIS MATTER AT THIS TIME.

GLENDALE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENT11/06/2012 10:21
Page 30Report No: 12 095153 Type: IS Date/Time: 10/09/2012 0902 Ofcr#: 11807 GOITIA,DAVID

REPORT TITLE: THEFT

Reporting Officer: GOITIA,DAVID #11807

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Case Status: CLEARED ARREST

INVESTIGATOR'S NARRATIVE

NARRATIVE TO BE ENTERED.

NARRATIVE

ON 10/09/12 DET. ZYGMONT REQUESTED THAT I PHOTOGRAPH TWO BLANKETS THAT HAD BEEN PLACED IN A SECURE AREA AT THE MAIN STATION.

I REMOVED THE BLANKETS, ONE TAN AND ONE BROWN, FROM THE SECURE STORAGE AREA. THEY HAD BEEN PLACED IN A LARGE, CLEAR, PLASTIC BAG. I SPREAD THEM OUT ON THE FLOOR AND WITH MY DEPARTMENT ISSUED DIGITAL CAMERA TOOK PHOTOGRAPHS OF THEM. THE BLANKETS HAD MULTIPLE HOLES IN THEM, PRESUMABLY BULLET HOLES. IN SOME INSTANCES PARTS OF THE BLANKET HAD BEEN MELTED TOGETHER AROUND THE HOLES, AN INDICATION THAT SOMETHING HOT, LIKE A BULLET, HAD PASSED THROUGH THE BLANKETS IN THOSE AREAS.

AFTER TAKING PHOTOGRAPHS I RETURNED THE BLANKETS TO THE PLASTIC BAG. I SECURED THE BLANKETS IN THE BAG AND LOGGED THEM INTO EVIDENCE.

THIS CONCLUDES MY INVOLVEMENT IN THIS MATTER AT THIS TIME.

GLENDALE POLICE DEPARTMENT
SUPPLEMENTARY

11/06/2012 10:21

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Report No: 12 095153 Type: SU Date/Time: 10/10/2012 1603 Ofcr#: 09545 BICKEL,KEVIN

REPORT TITLE: THEFT

Reporting Officer: BICKEL,KEVIN #9545

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 to: 09/26/2012 1652 Grid: CD06

Associated Report No.(s):

Total Property Taken: \$0.00

Recovered: \$0.00

Damaged: \$0.00

Case Status: CLEARED ARREST

NARRATIVE

2012-95153

DETECTIVE K. BICKEL #9545

I AM CURRENTLY ASSIGNED IN THE GLENDALE POLICE DEPARTMENT SPECIAL INVESTIGATIONS FUGITIVE APPREHENSION UNIT. MY PRIMARY DUTIES CONSIST OF WORKING IN A COVERT CAPACITY WEARING PLAIN CLOTHES AND DRIVING UNCOVER VEHICLES TO LOCATE AND ARREST WANTED PERSONS FOR VIOLENT CRIMES OR PERSONS WHO HAVE VALID FELONY ARREST WARRANTS FOR VIOLENT CRIMES.

ON 10-02-2012 AT APPROXIMATELY 1100 HOURS, FELLOW SQUAD DETECTIVES AND I WERE ASSIGNED TO ASSIST THE REPEAT OFFENDER SQUAD IN AN ARREST OF (S1) LAUCHNER. WE WERE BRIEFED THAT THE REPEAT OFFENDER DETECTIVES WERE ACTIVELY INVESTIGATING (S1) LAUCHNER FOR THE THEFT OF AN AR-15 ASSAULT RIFLE FROM THE CABELA'S OUTFITTER STORE. REPEAT OFFENDER DETECTIVES ALONG WITH FUGITIVE SQUAD DETECTIVES WERE TO CONDUCT SURVEILLANCE AT (S1) LAUCHNER'S RESIDENCE [REDACTED], PEORIA. WE WERE TO LOCATE AND SAFELY ARREST (S1) LAUCHNER AS SOON AS POSSIBLE.

FELLOW SQUAD DETECTIVES AND I IMMEDIATELY TOOK UP SURVEILLANCE POSITIONS IN THE NEIGHBORHOOD OF (S1) LAUCHNER'S RESIDENCE. REPEAT OFFENDER DETECTIVES HAD CLOSER SURVEILLANCE POSITIONS TO THE RESIDENCE AND WOULD BE ABLE TO CONFIRM A SIGHTING OF (S1) LAUCHNER.

AT APPROXIMATELY 1400 HOURS, REPEAT OFFENDER DETECTIVES POSITIVELY IDENTIFIED (S1) LAUCHNER WHO EXITED HIS RESIDENCE AND GOT ONTO A RED IN COLOR HARLEY DAVIDSON MOTORCYCLE ARIZONA LICENSE [REDACTED]. (S1) LAUCHNER THEN LEFT THE NEIGHBORHOOD DRIVING WESTBOUND ON PEORIA AVENUE. WE THEN CONDUCTED MOBILE SURVEILLANCE ON (S1) LAUCHNER WHO DROVE DIRECTLY TO THE CABELA'S OUTFITTER STORE AND PARKED IN FRONT OF THE STORE ON THE WALKWAY. (S1) LAUCHNER THEN WALKED INTO THE STORE WHERE REPEAT OFFENDER DETECTIVES CONTINUED SURVEILLANCE INSIDE.

AT THIS TIME AN ARREST PLAN WAS PUT INTO PLACE. DETECTIVE D. HOVATTER #11464, DETECTIVE C. CARMICHAEL #10862, U.S. MARSHALL M. NAHORNIAK #3877 AND I LOADED INTO MY ASSIGNED UNDERCOVER VEHICLE WHICH WAS PURPOSELY PARKED CLOSE TO (S1) LAUCHNER'S MOTORCYCLE. WHEN (S1) LAUCHNER RETURNS TO HIS MOTORCYCLE WE WOULD QUICKLY APPROACH AND ARREST HIM.

Report No: 12 095153 Type: SU Date/Time: 10/10/2012 1603 Ofcr#: 09545 BICKEL,KEVIN

AT APPROXIMATELY 1450 HOURS, (S1) LAUCHNER EXITED THE CABELA'S STORE AND WALKED UP TO HIS MOTORCYCLE. AT THIS TIME WE QUICKLY EXITED OUR VEHICLE AND APPROACHED (S1) LAUCHNER AT GUN POINT. (S1) LAUCHNER WAS VERBALLY ORDERED DOWN TO THE GROUND WHERE HE WAS SECURED INTO HANDCUFFS AND ARRESTED WITHOUT INCIDENT. (S1) LAUCHNER WAS IMMEDIATELY TURNED OVER INTO THE CUSTODY OF REPEAT OFFENDER DETECTIVE'S.

FELLOW FUGITIVE DETECTIVES AND I WERE THEN ASSIGNED TO IMMEDIATELY RETURN BACK TO (S1) LAUCHNER'S RESIDENCE IN ORDER TO SECURE IT PENDING A GRANTED SEARCH WARRANT. UPON OUR ARRIVAL WE APPROACHED THE FRONT DOOR AND KNOCKED ANNOUNCING OURSELVES AS POLICE OFFICERS. SEVERAL MOMENTS LATER A MALE OPENED THE DOOR AT WHICH TIME I ASKED FOR ALL PERSONS INSIDE THE RESIDENCE TO EXIT. THE MALE ESCORTED OUT AN ADULT FEMALE AND A MALE CHILD. ALL CLAIMED THERE WERE NO FURTHER PERSONS INSIDE. WE THEN ENTERED AND SEARCHED THE RESIDENCE FINDING NO FURTHER PERSONS INSIDE. THE RESIDENCE WAS THEN SECURED AWAITING REPEAT OFFENDER DETECTIVES ARRIVAL.

AT APPROXIMATELY 1530 HOURS, REPEAT OFFENDER DETECTIVES ARRIVED AT THE RESIDENCE WITH A GRANTED SEARCH WARRANT. I THEN FURTHER ASSISTED BY SEARCHING AN ASSIGNED LOCATION INSIDE THE RESIDENCE FOR ITEMS OF EVIDENTIARY VALUE. I WAS ASSIGNED TO SEARCH THE VEHICLE GARAGE.

I LOCATED AND RECOVERED THE FOLLOWING ITEMS OF EVIDENTIARY VALUE.

ITEM #4404 FIVE GLASS SMOKING PIPES LOCATED INSIDE GREEN BAG NEXT TO EAST WALL.

ITEM #4405 USABLE QUANTITY OF METHAMPHETAMINE IN METAL CONTAINER IN GREEN BAG NEXT TO EAST WALL.

ITEM #4406 ONE PAIR OF CLEAR HANDLED NUNCHAKU IN GREEN BAG NEXT TO EAST WALL.

ITEM #4407 ONE GLASS WATER BONG ON STAND NEXT TO EAST WALL.

ITEM #4416 ONE METAL CONTAINER WHICH HELD EVIDENTIARY ITEM #4405.

AT APPROXIMATELY 1707 HOURS, THE SCENE WAS RELEASED AND I CONDUCTED NO FURTHER ACTIVITY INTO THIS MATTER.

Victims Assistance:

Prints Attempted :

Prints Obtained :

C.S.T.

Supervisor Approving Report : OSTIN,MICHAEL #8728

Report No: 12 095153 Type: SU Date/Time: 10/11/2012 0806 Ofcr#: 12203 CARTER,GINA (FKA GINA

REPORT TITLE: THEFT

Reporting Officer: CARTER,GINA (FKA GINA TATZ) #12203

Location: 9380 W GLENDALE AVE

Apt/Suite:

Date & Time Occurred from: 09/26/2012 1604 **to:** 09/26/2012 1652 **Grid:** CD06

Associated Report No.(s):

Total Property Taken: \$0.00

Recovered: \$0.00

Damaged: \$0.00

Case Status: CLEARED ARREST

NARRATIVE

GLENDALE POLICE DR#12-095153

REQUEST: EVIDENCE EXAMINATION

DETECTIVE/OFFICER REQUESTING: DETECTIVE M. LOWE NO. 12419

DATE REQUESTED: WEDNESDAY OCTOBER 3RD, 2012

LOCATION: FORENSIC LAB

ITEM NO.4400 BLACK CARBON-15 CAL .223-5.56MM

SUMMARY:

ON WEDNESDAY OCTOBER 3RD, 2012 DETECTIVE M. LOWE REQUESTED ITEM NO. 4400 TO BE PROCESSED FOR DNA EVIDENCE AND SERIAL NUMBER RESTORATION.

I OBTAINED A DNA SWAB FROM THE TRIGGER AND GRIPS AT 0947 HOURS. THE DNA SWAB WAS LATER IMPOUNDED ON TUESDAY OCTOBER 9TH, 2012 INTO THE GLENDALE POLICE PROPERTY DEPARTMENT AS ITEM NO. 500.

AT THIS TIME, DUE TO THE DAMAGED SERIAL NUMBER PLATE LOCATED ON THE SIDE OF THE RIFLE, I BEGAN SERIAL NUMBER RESTORATION. UPON EXAMINING THE SERIAL NUMBER PLATE, IT APPEARED TO BE OF ALUMINUM METAL. I THEN SANDED THE PLATE, REMOVING THE LAYER OF WHAT APPEARED TO BE BLACK PAINT. RESTOR-A-GEL REAGENT RAG2001 ALUMINUM WAS APPLIED TO THE SERIAL NUMBER PLATE AT INTERVALS OVER A SEVERAL DAY IN AN ATTEMPT TO RESTORE THE DAMAGED SERIAL NUMBER ON THE RIFLE. THE NUMBER '7' DID APPEAR IN THE LATTER END OF THE PLATE. IN EFFORTS TO DEVELOP ADDITIONAL NUMBERS THIS NUMBER WAS LOST.

I INFORMED DETECTIVE M. LOWE REGARDING THIS NEW INFORMATION. HE DID STATE THAT THE SERIAL NUMBER CABELA'S SPORTING GOODS HAD ON FILE FOR THIS RIFLE ALSO HAD A NUMBER '7' IN ITS SERIAL NUMBER.

FURTHER ATTEMPTS WERE MADE TO RESTORE THE SERIAL NUMBER BY USING AN ETCHING SOLUTION FOR ALUMINUM. A CLAY DAM WAS BUILT AROUND THE PLATE, A LIQUID SOLUTION FOR ALUMINUM WAS APPLIED THEN ELECTRICALLY CHARGED. NO ADDITIONAL NUMBERS WERE DEVELOPED.

ON TUESDAY OCTOBER 9TH, 2012 THE RIFLE WAS RETURNED TO DETECTIVE M. LOWE.

Report No: 12 095153 Type: SU Date/Time: 10/11/2012 0806 Ofcr#: 12203 CARTER,GINA (FKA GINA

GLC

Victims Assistance:

Prints Attempted :

Prints Obtained :

C.S.T.

Supervisor Approving Report : LOWE,BRUCE #4876

**** END OF REPORT ****

Exhibit 8

RECENT ACTIVITY

Desiree changed her profile picture. · Like · Comment ·

Carrie Davis likes this.



Press Enter to post.



Desiree Capuano was tagged in Kristopher Lauchner's photos.



January 14 at 4:41pm ·



Desiree Capuano added 2 new photos.



January 5 at 9:32pm near Peoria, AZ ·

RECENT ACTIVITY

"I yuv her!!!" on Kristopher Lauchner's photo.



Desiree Capuano added 2 new photos.



January 4 at 7:21pm near Peoria, AZ ·



Desiree Capuano

Desiree started playing Family Feud & Friends iPhone/iPad.
www.ludia.com

Desiree Capuano started playing Family Feud & Friends iPhone/iPad! Join the fun by getting the game for free!

Exhibit 9



Exhibit 10

Subject: Re: Request for confirmation
From: Richard Riess <richardriess@gmail.com>
Date: Sun, 21 Oct 2012 23:37:30 -0700
To: Desiree Capuano <desiree.capuano@gmail.com>

Thank you for the response.

There are a couple of comments, inline, below.

On Sun, 2012-10-21 at 22:28 -0700, Desiree Capuano wrote:

On Thursday, October 18, 2012, Richard Riess wrote:
Desiree:

Good day. I'm sorry to intrude, but I was hoping you might be able to confirm some newly obtained information for me.

- Kristopher had a number of swords and daggers mounted on the walls
(and other places) of your house.

1 sword and 1 dagger that were purchased at the mall. G[REDACTED] helped pick out the sword.

- The swords and daggers were not secured and were reachable by G[REDACTED],
when there was no adult supervision.

They were mounted out of the reach of the children and the children were rarely without supervision.

Given Kristopher's criminal activities over the last year I don't believe he qualifies as responsible adult supervision. While G[REDACTED] was there over the summer you were at work on weekdays and Kristopher usually slept until past noon. So, I would say, G[REDACTED] and S[REDACTED] were regularly in the presence of the weapons without adult supervision. I suppose we can disagree on this point.

According to Sgt Livingston, the sword and dagger could have been reached by the children if they stood on a chair.

- At least one of those daggers bore a Nazi swastika and was in plain
site of the people (namely the children) in the home.

Any markings on the dagger could not be seen due to the location of the wall mounting.

According to G[REDACTED], Kristopher showed him the dagger at one point and G[REDACTED] has told me about the swastika on it. But, I generally don't bring up claims based only on what G[REDACTED] says because they are not admissible. Why would you want something like that in your house,

Exhibit 11

Subject: Re: Lauchner's presence during G [REDACTED]'s visitation
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Tue, 9 Oct 2012 15:13:58 -0700
To: Richard Riess <richardriess@gmail.com>

I've already spoken to everyone he knows to explain what happened. There is no one left that has the money and is willing. He is already aware of this.

On Tuesday, October 9, 2012, Richard Riess wrote:

Well, that's curious. If you don't mind me asking, how can you be so certain?

Richard

On Tue, 2012-10-09 at 13:05 -0700, Desiree Capuano wrote:

> He will not be bonded or be getting out.

>

> On Tuesday, October 9, 2012, Richard Riess wrote:

> Desiree:

>

> I was informed by the court this morning that Lauchner's bond
> was set at
> \$9000. I assume, with such a low bond he will be bonding out
> soon.

>

> May you confirm whether he will continue to reside at your/his
> address
> upon his release? He was living there at the time of his
> arrest so it
> is my understanding that he has tenant rights and may,
> therefore, have
> the right to continue to reside at that address unless you or
> the
> landlord successfully have him evicted.

>

> My interest is as it relates to G [REDACTED]'s visitation periods.

> I don't

> think there is any question or dispute any more whether

> G [REDACTED] being in

> the same home as Kristopher, or left in Kristopher's care, is
> dangerous

> to G [REDACTED]'s well-being or safety.

>

> Thank you,

> Richard

>

>

Exhibit 12

Subject: Re: Legal request

From: Richard Riess <richardriess@gmail.com>

Date: Mon, 20 Feb 2012 18:41:52 -0800

To: Desiree Capuano <desiree.capuano@gmail.com>

Desiree:

Since Kristopher lives in the same house where G[REDACTED] would be spending his visitation time with you, his character and conduct are my concern and I have a legal right to know who will be residing in the home with G[REDACTED] during the time he is in Phoenix. When you're at work or "administering your medical marijuana" G[REDACTED] would be left alone with Kristopher.

Although you did not explicitly state it in your response, I shall take it as being an admission that it was, in fact, the Kristopher Michael Lauchner that lives with you that was arrested by the Scottsdale Police on November 1, 2011 while G[REDACTED] was in your care, and only 5 weeks after you were arrested.

I thank you for your time and cooperation in this matter.

Sincerely,
Richard

On Mon, 2012-02-20 at 17:38 -0700, Desiree Capuano wrote:

Don't you have a warrant for fraud out of lake pleasant and at least two other fraud cases you were charged with? There have been no charges filed against Kris, and why would you be so intent on making him an issue? He was nothing but supportive to G[REDACTED] and non-judgmental of you. Why do you seek out more enemies, don't you get tired of being the jerk everyone hates?

On Monday, February 20, 2012, Richard Riess wrote:

Desiree:

I just received a notice from the Scottsdale Police Department that a Kristopher Michael Lauchner was arrested on 11/01/11 for 3 counts of forgery (ARS 13-2002) and one count of tampering with evidence (ARS 13-2809) at 5:09pm, on East Bell Rd, DR# 11-25802.

Can you confirm whether or not this is the same Kristopher Michael Lauchner that resides in the same domicile as you, and that you insist is a good person, and that you see no problem with having Gabriel

around?

Thank you,
Richard

Subject: Re: Request for confirmation
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Mon, 30 Jul 2012 16:35:34 -0700
To: Richard Riess <richardriess@gmail.com>

I am not doing this with you. I will not go round and round with extensive emails that go nowhere. The best I can tell you is that if you discover something that you think is important, present it to the judge. It will be dealt with then.

On Monday, July 30, 2012, Richard Riess wrote:

I am not able to confirm what you are requesting because it is not true.
I am not working under another false name. The best I can say is submit your report as an exhibit and I can provide my rebuttal at the hearing.

The purpose of my request for you to confirm the information regarding Lauchner's conviction for shoplifting on 1/10/12 is so that the matter will not have to be disputed when we return to court. If you choose not to comment or respond it just means that I will have to provide you a copy of the records that I have (as part of discovery) and provide a copy of those records for the court's review. The goal is to save the court's time.

I'm not trying to be adversarial. I'm just going through the legal process. We, as parties to a case, have a duty to the court, as part of the discovery process, to attempt to determine, ahead of time, which matters are conceded and which are in dispute. So far you have refused to cooperate in the discovery process but I shall continue to comply with the Rules of Court.

Richard

On Mon, 2012-07-30 at 15:35 -0700, Desiree Capuano wrote:

> I have a report that you are working under another false name
> (alias). Can you confirm that?
>

> On Monday, July 30, 2012, Richard Riess wrote:

> Desiree:

>

> Good afternoon. I wonder if you might be kind enough to
> confirm some
> information for me. I have a record of a Kristopher Michael
> Lauchner,
> DOB 7/7/1974, pleading guilty to a shoplifting charge on
> 1/10/2012.
> According to my records the offense occurred on or about
> 12/15/2011 in
> Peoria, AZ.
>

> Can you confirm the accuracy of that information?

>

> Thank you,

> Richard

>

>

Exhibit 13

Subject: Pre-hearing request for confirmation
From: Richard Riess <richardriess@gmail.com>
Date: Mon, 03 Sep 2012 17:27:46 -0700
To: Desiree Capuano <desiree.capuano@gmail.com>

Desiree:

Don't get angry or hostile at the following message. I'm just performing my due diligence in preparation for the hearing on Friday. These are issues that I expect will come up at the hearing and so we're required to make a reasonable attempt to resolve them beforehand.

1. May you please confirm that the following addresses are all of the address you have resided at since you have moved to Phoenix? If I have missed any may you please inform me? May you also provide the dates for which you resided at each address?

4455 E. Paradise Valley Parkway S, #1011, Phoenix, AZ 85032
14602 N. 19th Ave, #157, Phoenix, AZ 85023
20100 N 78th Pl, #1080, Scottsdale, AZ 85255
2713 E. Sylvia St, Phoenix, AZ 85032
9153 N. 84th Dr, Peoria, AZ 85945

2. How many times, since relocating to Phoenix, have you had to change your child's school due to relocating?

3. Do you, or any other party residing in your home, have any arrests other than your arrest on 9-27-11, Kristopher Lauchner's arrests on 11-1-11 and 12-15-11? If so, what are the respective dates and charges?

4. What are the full names and dates of birth of all persons residing in your home? I am entitled to this as long as G[REDACTED] will be staying in your home, and I understand you had some friends staying with you over the summer (to whom you gave G[REDACTED]'s bedroom).

5. What are the terms and duration of Kristopher Lauchner's current probation? Only answer this if Lauchner still resides in the home.

6. What is the current status of your possession of marijuana case and TASC requirement?

7. Do you, or anyone residing in your home, keep any drugs, alcohol or weapons in the home?

8. Are you currently taking any medication (including marijuana and/or painkillers)?

9. To the best of your knowledge are you, or anyone who resides in your home, currently under investigation for any criminal activity?

10. Have you, or anyone residing in your home, every been investigated

Exhibit 14

Subject: Re: Request for confirmation
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Tue, 20 Nov 2012 17:46:43 -0700
To: Richard Riess <richardriess@gmail.com>

None of your business.

On Tuesday, November 20, 2012, Richard Riess wrote:

Desiree:

I was wondering if you could confirm for me, the following:

1. You recently paid the \$150 fee to renew your medical marijuana card.
2. The monthly dollar amount that you spend on marijuana use, including paraphernalia and supplies.
3. The debilitating medical condition(s) which you stated on your medical marijuana card application which qualify you to receive and use medical marijuana.
4. The name of the physician that diagnosed your debilitating medical condition(s) which qualify you for medical marijuana use.
5. The frequency with which you use marijuana (how many times per day).
6. The manner in which you use the marijuana (smoke, ingest, etc.).
7. Where you use marijuana (in your room, living room, etc.).

This information pertains to my petitions for child support and change of visitation.

Thanks,
Richard

Subject: Re: Request for confirmation
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Mon, 30 Jul 2012 15:35:44 -0700
To: Richard Riess <richardriess@gmail.com>

I have a report that you are working under another false name (alias). Can you confirm that?

On Monday, July 30, 2012, Richard Riess wrote:

Desiree:

Good afternoon. I wonder if you might be kind enough to confirm some information for me. I have a record of a Kristopher Michael Lauchner, DOB 7/7/1974, pleading guilty to a shoplifting charge on 1/10/2012. According to my records the offense occurred on or about 12/15/2011 in Peoria, AZ.

Can you confirm the accuracy of that information?

Thank you,
Richard

Subject: Re: G [REDACTED]'s school supplies
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Sun, 8 Jul 2012 01:22:22 -0700
To: Richard Riess <richardriess@gmail.com>

I will not send you a receipt but I will send all of his school things with him.

On Sunday, July 8, 2012, Richard Riess wrote:

Thanks but I already completed the purchase of all of the items on the list. I will forward you a copy of the receipts. The total came to about \$90. Please also forward me a copy of the receipts for the items you purchased and whether you will be forwarding them with him when he returns or keeping them there.

Thank you.

Richard

On Sun, 2012-07-08 at 00:29 -0700, Desiree Capuano wrote:

> G [REDACTED] has all supplies listed above except a thesaurus. If you feel
> the need to get him supplies as well, that is up to you. I will keep
> looking for the last item.

>

> On Friday, June 29, 2012, Richard Riess wrote:

> Desiree:

>

> I received, in the mail, yesterday a letter from Dodson which
> included a
> list of the supplies G [REDACTED] will require upon the start of
> school in
> August. I have copied the list below. I am writing to
> inquire whether
> you intend to pay any portion of those costs. I will forward
> you a copy
> of the receipts once I acquire the items (that is, if you
> actually
> intend to contribute). Specifically, I am requesting you
> contribute at
> least half of the cost (since your income is actually greater
> than
> mine).

>

> - Backpack. Please do not use a tote bag, it will not be
> large enough.
> - General Binder for classroom organization.
> - Class dividers labeled for English, Math, History, Science,
> Elective
> and PE.

Subject: Re: Legal notice
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Thu, 29 Mar 2012 12:42:01 -0700
To: Richard Riess <richardriess@gmail.com>

Only an actually officer of the court can demand or require that I submit anything further to that request. If the judge orders that I provide documentation or specific answers I will comply. Until then you have my response as certified as received through the Compton Courthouse.

On Thursday, March 29, 2012, Richard Riess wrote:

Desiree:

With respect to my prior discovery request wOhich you refused to provide responses or objections to I request that you please either furnish the requested documents and information or, in the alternative, provide your specific, individual objections to each request.

In your response you only provided a single blanket objection to the entire request and no legitimate basis for the objection. In the event you object to any specific request(s) you're required to list each individual request or interrogatory that you're objecting to and the basis for the objection. Also, discovery matters are to be handled between the parties and only a notice of request and response should be filed with the court. In the event you refuse to provide the requested documents and information, and you refuse to provide your individual objections then I will have to notify the court of your refusal to participate in discovery.

If you're unsure of how to proceed or what you're discovery requirements are please refer to the California Code of Civil Procedure or consult a California attorney.

Your prompt attention and cooperation are appreciated.

Thank you,
Richard

P.S. This is a legitimate legal request - I am not harassing you or trying to be difficult. You are claiming that you cannot afford child support due to your expenses and cost of living so I have the right to demand that you provide proof of your claims regarding your financial situation.

Subject: Re: TASC requirements

From: Desiree Capuano <desiree.capuano@gmail.com>

Date: Thu, 22 Mar 2012 12:09:29 -0700

To: Richard Riess <richardriess@gmail.com>

Nope.

On Thursday, March 22, 2012, Richard Riess <richardriess@gmail.com> wrote:

> Desiree:

>

> Can you inform me if your TASC requirement includes random or periodic

> drug testing? If so, that may satisfy my request for drug testing and

> abstinence from consumption while G [REDACTED] is in your care.

>

> Thank you,

> Richard

>

>

Subject: Legal request

From: Desiree Capuano <desiree.capuano@gmail.com>

Date: Mon, 20 Feb 2012 17:38:50 -0700

To: Richard Riess <richardriess@gmail.com>

Don't you have a warrant for fraud out of lake pleasant and at least two other fraud cases you were charged with? There have been no charges filed against Kris, and why would you be so intent on making him an issue? He was nothing but supportive to G [REDACTED] and non-judgmental of you. Why do you seek out more enemies, don't you get tired of being the jerk everyone hates?

On Monday, February 20, 2012, Richard Riess wrote:

Desiree:

I just received a notice from the Scottsdale Police Department that a Kristopher Michael Lauchner was arrested on 11/01/11 for 3 counts of forgery (ARS 13-2002) and one count of tampering with evidence (ARS 13-2809) at 5:09pm, on East Bell Rd, DR# 11-25802.

Can you confirm whether or not this is the same Kristopher Michael Lauchner that resides in the same domicile as you, and that you insist is a good person, and that you see no problem with having G [REDACTED] around?

Thank you,
Richard

Subject: Re: further curiosity
From: Desiree Capuano <Desiree.Capuano@apollogrp.edu>
Date: Tue, 31 Jan 2012 23:12:43 -0700
To: Richard Riess <richardriess@gmail.com>

Richard, you are not my prosecuting attorney. You are the father of my child. That's it. Please limit yourself to items concerning G[REDACTED] and his current needs.

Thank you.

Desiree Capuano
Product Support Owner
602.713.2193
480.455.2086
desiree.capuano@apollogrp.edu

On Jan 31, 2012, at 10:40 PM, "Richard Riess" <richardriess@gmail.com> wrote:

Desiree:

This is only for my own curiosity, not an interrogatory: In order to qualify for a medical marijuana card a person has to be diagnosed with a "debilitating condition" (cancer, glaucoma, MS, HIV/AIDS, hepatitis C, etc). So, I'm curious, what debilitating condition are you claiming?

Thanks,
Richard

On Tue, 2012-01-31 at 14:54 -0700, Desiree Capuano wrote:

This message is private and confidential. If you have received it in error, please notify the sender and remove it from your system.

This message is private and confidential. If you have received it in error, please notify the sender and remove it from your system.

Subject: Re: G [REDACTED]'s medical insurance information
From: Desiree Capuano <desiree.capuano@gmail.com>
Date: Mon, 16 Jan 2012 22:52:56 -0700
To: Richard Riess <richardriess@gmail.com>

You have asked me for this no less than 3 time Richard. I got your request. You cannot have the 1 medical card I have currently as I need it for the rest of the family too. However, I have requested additional medical cards for you and for S [REDACTED]'s father. I will be sending it as soon as I get it so please stop asking.

Thank you.

On Mon, Jan 16, 2012 at 8:45 PM, Richard Riess <richardriess@gmail.com> wrote:

Desiree:

When you have an opportunity, please provide your medical insurance information as it pertains to G [REDACTED] so I may have it on hand for when G [REDACTED] requires it.

Thank you,
Richard

ATTORNEY OR PARTY WITHOUT ATTORNEY OR GOVERNMENTAL AGENCY (under Family Code, §§ 17400, 17406) (Name, state bar number, and address): Richard Riess [REDACTED] Lincoln St Carson, CA 90745 TELEPHONE NO.: 310-[REDACTED] FAX NO.: ATTORNEY FOR (Name): Richard Riess	FOR COURT USE ONLY ORIGINAL FILED DEC 17 2012 LOS ANGELES SUPERIOR COURT
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 200 W. Compton Blvd. MAILING ADDRESS: 200 W. Compton Blvd. CITY AND ZIP CODE: Compton, CA 90220 BRANCH NAME: South Central District	
PETITIONER/PLAINTIFF: Richard Riess RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT:	
PROOF OF SERVICE BY MAIL	
CASE NUMBER: TD035397	

NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).

- I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.
- My residence or business address is:
[REDACTED] Lincoln Street, Carson, CA 90745
- I served a copy of the following documents (*specify*):
Order to Show Cause (FL-300); Temporary Orders (FL-305); Application for Order and Supporting Declaration (FL-310); Child Custody and Visitation Application Attachment (FL-311); blank Responsive Declaration (FL-320); Declaration of Richard Riess in Support of Ex Parte Request to Temporarily Suspend Child Visitation Schedule.

by enclosing them in an envelope AND
 - ☒ **depositing** the sealed envelope with the United States Postal Service with the postage fully prepaid.
 - ☐ **placing** the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
- The envelope was addressed and mailed as follows:
 - Name of person served: **Desiree Capuano**
 - Address: **9153 N. 84th Dr., Peoria, AZ 85345**
 - Date mailed: **12/6/2012**
 - Place of mailing (*city and state*): **Rancho Palos Verdes, CA**
- I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **12/12/12**

Liz M [REDACTED]

(TYPE OR PRINT NAME)

(SIGNATURE OF PERSON COMPLETING THIS FORM)