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SUPERIOR COURT OF WASHINGTON  
COUNTY OF MASON

In re:

LISA MARIE DRACOBLY,

Petitioner,

and

JASON FREDRICK DRACOBLY,

Respondent.

No. 14-2-00621-1

DECLARATION OF PETITIONER  
IN REPLY

I, Lisa Dracobly, am over the age of eighteen years and am the petitioner in this matter. I make this Declaration in reply to the Declaration of Respondent.

It is unfortunate that with all the documented history, including his own words, respondent continues to deny domestic violence or the effect that domestic violence has on his family.

I deny that I in any way misrepresented anything regarding the life insurance policies. I was not aware that the policies were for a total of \$600,000. Nor was I aware that Jason had designated his brother as a beneficiary after himself. If I had known, wouldn't I have designated the children or my mother? As I stated in my petition, in or about November 2012, I found that the other two policies totaled \$600,000.

1 Jason makes almost \$100,000 per year. Throughout most of our marriage, I made less than \$40,000 per  
2 year. Why would Jason have my life insured for \$600,000?

3 Jason states that he has not been anywhere near me since separation. That is absolutely untrue.  
4 Jason and I have contact with each other at exchanges of Danny, which includes several times where Jason  
5 invited me into his house. I now know better than to allow myself to be cornered by Jason and have  
6 therefore, never gone into his house. We recently saw each other at a family event. Our contact has  
7 absolutely not been limited to one time where I dropped some stuff off as represented by respondent.

8 I stand by my statements that he forced me to have sex.

9 Jason states his Journal was a therapeutic way in which he got out his gut feelings. I think it's  
10 good that he got his feelings out. That in no way means that his "gut feelings" don't detail a history of  
11 domestic violence - because they do.

12 Jason now describes his threat to kill Ken Garcy as a "bravado" statement and now states the  
13 statement was made to me and not Mr. Garcy. Jason states that he didn't "really" intend to kill Mr. Garcy.  
14 Jason can use whatever descriptive word he wants to make his threatening to kill Mr. Garcy sound like  
15 something else, but it wasn't anything other than a threat to kill someone.

16 I would just point out that Jason did not deny that he has threatened me for years by telling me that  
17 he knows how to make evidence disappear and he knows where to hide bodies where they'll never be  
18 found, that he's mitigated anything that might come from me disappearing because he's told all our friends  
19 and family that I'm unstable and having an affair so if I disappear no one will think twice.

20 Jason goes on to talk about his "emotional thoughts" that I am now twisting. I have not twisted  
21 anything. The Court has the Journal. They are Jason's statements, not mine.

22 Regarding searching the suitcase, Jason justifies his search because he was taking stuff out of the  
23 car. There was no reason for him to go into my bag. He searched it and then confronted me.

1 Please note that Jason is twice my size. Jason does not deny that he backed me into a corner in the  
2 garage screaming in my face so close I could feel him spitting on me while I shook and cried and tried to  
3 deescalate the situation because I was terrified he would hurt me.

4 Jason states that he took Danny and the car leaving me stranded at the party to “finish up his  
5 [Danny’s] school clothes shopping.” He bought Danny one sweater. Clearly, another blatant  
6 misrepresentation.

7 Regarding Mr. Garcy threatening Jason, this is the first I’ve heard of it. I wasn’t there and cannot  
8 speak to what occurred. I would note that to the best of my recollection, Jason never reported that he was  
9 threatened by Mr. Garcy in any response to the declaration filed in May 2013 until now.

10 I absolutely did not “demand more and more” in exchange for anything. Attached are text  
11 messages sent by Ms. Boothe to my attorney on October 16, 2014 after Ms. Boothe was provided a copy of  
12 my petition and notified of my intent to file it. EXHIBIT A. There were settlement negotiations and I  
13 was hopeful that maybe things would calm down if we could settle. Then, Jason contacted my co-worker,  
14 continued to try to manipulate me through our children and I found out about Jason retaining access to  
15 multiple guns after being assured by his department that his gun would be locked up when he was not on  
16 duty and that if he was on call, he would have to pick his gun up from work less than a mile from his house.

17 Jason requests that any and all firearm restrictions be removed. I absolutely oppose that. The  
18 order was entered after a finding by the Court of clear and convincing evidence that Jason has used,  
19 displayed, or threatened to use a firearm or other dangerous weapon in a felony, or previously committed  
20 any offense making him or her ineligible to possess a firearm under 9.41.040.

21 Jason points to the two assessments that he did however, he fails tell this Court that the Thurston  
22 County found **that the findings were not supported by evidence.**

23 Jason states that I had ample opportunity to complain about domestic violence to law enforcement  
24 on a daily basis since I work for Thurston County Sheriff. I would just refer the Court to the recent text

1 messages which have been used for years to manipulate me and likely many other partners of law  
2 enforcement officers, to keep quiet so their spouse doesn't lose their job and their ability to support their  
3 family. It is absolutely disgusting that Jason dare act as if I am simply being vindictive and abusing him  
4 when nothing could be further from the truth.

5 There is no extortion and to suggest otherwise is only in an effort to distract this Court from the  
6 truth.

7 The request for a domestic violence protection order is out of nothing but my ongoing daily fear of  
8 Jason. I should have sought a DVPO from the beginning but, like most victims, I continued to want to  
9 protect Jason and I was scared of what he would do to me, so I didn't. Despite having a restraining order,  
10 Jason still did what he wanted. Jason violated the restraining order multiple times after it was entered by  
11 going back to the home and taking items or sending others over to take things. These violations were  
12 reported, but as you can see from page one of Jason's response; Jason is a Mason County Sheriff's officer.  
13 Jason states that he only had one complaint for excessive force in the early 90's. I trust that the Court  
14 knows that has nothing to do with what went on behind closed doors in our family. After the violation, I  
15 reported it to the Shelton Police Department who sent their report to the City Prosecutor who declined to  
16 prosecute the clear violation. Attached is the Shelton Police Department's 5/29/13 report. EXHIBIT B.

17 Jason has violated the restraining order, Jason has failed to comply with Court orders and Jason  
18 continues to do what he wants with no regard for the law that he is sworn to uphold; the rules don't apply to  
19 him. It was my hope that as time went on things would calm down, but they haven't; they've escalated.  
20 May 2014 Jason filed a motion to change primary placement of Danny. After I responded, he abandoned  
21 his motion. The next few months were relatively quiet but the closer we get to trial, the more Jason seems  
22 to escalate. Then in September, I had Jason's domestic violence assessments reviewed by an expert, one of  
23 the providers approved by Thurston County, after providing notice in writing to Jason that it was my intent  
24 to do so in May 2014. Jason filed several motions making many unfounded and baseless allegations

1 against not only me, but the expert who reviewed the assessments. Jason never replied to my responses  
2 and appears to have just abandoned those motions too. Each time Jason becomes agitated about something  
3 in Court, Jason manipulates our adult daughter by telling her things to get her to pressure me into doing  
4 what he wants. Jason may not currently harass me himself, but he continues to harass me through third  
5 parties and his attorney. Recently, Jason contacted one of my co-workers to discuss this action. Jason  
6 knows this causes me issues at work which I'm sure is his intent. Then, I found out about the guns and I  
7 knew that it was time to seek protection.

8 I continue to be scared for my life daily. I respectfully request that the court enter a domestic  
9 violence restraining order to protect me.

10 I certify under penalty of perjury under the laws of the State of Washington that the foregoing is  
11 true and correct.

12 Dated this 10<sup>th</sup> day of November, 2014 at Shelton, Washington.

13 

14 Lisa Dracboly, Petitioner

EXHIBIT

A

Good Morning Amy. Jason says if this petition is filed he will lose his job. He says she can have what she wants. can you call me? I will be there before 8:30

Oct 16 6:16am

fore 8:30

Oct 16 6:17am

I just talked to lisa. She said at this point shes not willing to drop it.

Oct 16 6:44am

He will not be able to help Danny Courtney or her without his job. What settlement does she want...

Oct 16 6:47am

Shes been trying to protect his job for 20 yrs. It isn't her first priority anymore.

Oct 16 7:35am

What does she want.. This is her opportunity as I see it. Stop the hate and think what she wants

Oct 16 7:38am

EXHIBIT B



SHELTON POLICE DEPARTMENT  
525 W. Cota ST  
Shelton, WA 98584  
SGT. FIOLA  
OFFICER'S REPORT  
CASE # 13-S04169

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On 052913 at 1849 hrs, I was dispatched to 1305 S. 10<sup>th</sup> ST, Shelton, WA, regarding a court order violation. Dispatch advised that the complainant, Lisa Dracobly was requesting contact regarding her husband potentially violating a recently served ex-parte restraining order. I was vaguely familiar with the case, because I had logged the respondent's firearms into safekeeping at the Shelton Police Department at the request of the Mason County Sheriff's Office, SPD Case#13-S04163.

Pertaining to this order, Lisa Dracobly is the petitioner and her husband, Jason Dracobly is the respondent. This Ex Parte Restraining was issued on 05/29/13 at 0845 hrs, and was served on Jason at 1305 S. 10<sup>th</sup> ST, Shelton, WA, at around 1200 hrs. This fact is not disputed by the petitioner or respondent. This order has a show cause order for Thursday, June 13, 2013 at 0900 hrs at the Thurston County Family and Juvenile Court. In section 4.1, the restraining order states that the respondent is restrained and enjoined from disturbing the peace of the other party. The respondent is also restrained and enjoined from going onto the grounds of or entering the home of the petitioner and protected child: Danny Dracobly. The respondent is also restrained from molesting, assaulting, harassing, or stalking Lisa Dracobly.

I contacted Lisa who stated the following: On 05/29/13 at around 1202 hrs, just after the order had been served Jason attempted to call her on her cell phone, but she did not answer because she was in training. On 05/29/13 at around 1319 hrs, she received a text message from Jason stating, "Danny called. He is upset". Lisa said she replied back in text by saying, "why would he b upset" (1350 hrs). Jason texted back, "He texted and wanted to know y grandma was getting him" (1352 hrs). Lisa states she gets another text from Jason at 1401 hrs, stating, "Found hour walter in safe". Lisa said this was in regards to a pistol they thought they had lost. Lisa stated that she could not confirm the pistol, which is hers, is in the safe because she does not have the code. At 1407 hrs, Lisa text back, "Told him what? Found gun where"? At 1408 hrs, Lisa said Jason text back, "Gun in safe. Told u filed and order that I could not go to school to get him". Lisa responds back at 1419 hrs, "where in the safe". Jason replies back at 1442 hrs, stating, "OK I am out. How do u want to communicate when needed". Lisa did not respond back. Lisa showed me these texts, which are photographed and attached to this case file. Lisa stated that she felt these texts were sent to harass her, that Jason was just trying to hurt her.

Lisa also complained that Jason had been served at 1200 hrs, yet he had been in and out of the house till around 1442 hrs. I asked her how she knew that? Lisa said that she

knew he was served at around noon, but he sent a message at 1442 hrs, stating he was now out of the house. Lisa felt this was in violation of the order, seeing 15-20 minutes is the usual time frame for someone who has been ordered out of the house. I confirmed that in section 4.2 of the order that the respondent shall vacate the family house. Yet, nowhere in the order does it list a time frame for exit from the home. I told Lisa that I was aware the Mason County Sheriff's Office, specifically, Detective Rhoades had come up to her house and removed the firearms with Jason per the court order's request, but that I'd check on times.

Lisa also stated that after Jason had been served the order he also began texting their son Danny. Lisa showed me a copy of the text messages between Jason and Danny. Danny writes Jason asking, "Why is grandma picking me up". Response from Jason, "Because mom filed for divorce this morning". Danny writes, "can u pick me up now please". Jason writes back, "call grandma sue. I can get u because of order", "love u....", "how r u", Danny writes, "Can u com pick me up?", Jason, "where", Danny, "grandmas", Jason "no... I love u so much...." Jason continues to tell his son he cannot call or pick him up because of the order, and that he loves him. Attached is a photograph of this text conversation. Lisa stated that this conversation disturbed the peace in her home, because Danny became very upset with her and he was ignoring her now.

Lisa provided a taped statement. This statement was logged into evidence at the Shelton Police Department. Based on the allegations and the way the order is worded, I did not see a clear violation, but I told her I was going to forward this case file to the CITY PA for review. I provided her with a Mason County DV resource pamphlet.

I had contact with Detective Rhoades of the Mason County Sheriff's Office. He confirmed that Jason had come to the office after he'd been served and provided them with the order to surrender weapons. Detectives Rhoads stated that he and another Detective went back up to the house with Jason and removed the firearms per the order. He will be providing a written report pertaining his actions, which I'll forward to the CITY PA when I receive.

I called and spoke with Jason. He informed me that he had retained an attorney and that if he chose to file a statement he'd make it through his attorney. I told him I did not see a clear violation of the order, but that I'd be sending the case to the CITY PA for review.

Due to the fact the respondent is a commissioned officer at the Mason County Sheriff's Office I contacted their command staff to let them know about the allegations so they could respond appropriately per their policy. Also, prior to starting this investigation I contacted LT. Watson and briefed him on the complaint. I requested guidance regarding if we should investigate or if the case should be sent to another agency. I was directed to investigate the case and forward to the CITY PA.

This case has been sent to the CITY PA for review.

I declare under oath and subject to the penalty of perjury under the laws of the State of Washington that the foregoing facts are true and correct to the best of my knowledge.