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(4)

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR MASON COUNTY
JUVENILE COURT

STATE OF WASHINGTON,)
)
 Plaintiff,) NO. 04 8 00191 4
)
)
 vs.) MOTION AND DECLARATION FOR
) ORDER DETERMINING EXISTENCE
) OF PROBABLE CAUSE AND
) DIRECTING ISSUANCE OF SUMMONS
)
 CASSANDRA RHOADES,)
)
 Defendant.)

I. MOTION

The Deputy Prosecuting Attorney informs the court that an information was filed accusing the juvenile of the crime(s) of **THEFT IN THE THIRD DEGREE**, Count I, and moves the court for an order determining the existence of probable cause and directing the issuance of a summons commanding the juvenile to appear at the specified time and place.

This motion is based on the declaration of probable cause of Officer W Ohlson signed by penalty of perjury attached hereto and incorporated by reference.

Dated 10/7/04

GARY P. BURLESON
Prosecuting Attorney

BY:

Edward P. Lombaro #34591
EDWARD P. LOMBARDO, #34591
Deputy Prosecuting Attorney

OFFICER'S REPORT
CASE #04-3011
SHELTON POLICE DEPARTMENT

On the 31st of March, 2004 at approximately 1625 hours, Dispatch advised of a Theft Complaint at the Shelton Wal Mart store (100 E. Wallace Kneeland Blvd). Wal Mart stated that they had four juvenile females detained in the security office.

Upon arrival, I met with Karri Rebhuhn, who is a Loss Prevention Agent for Wal Mart. Rebhuhn advised me that she had four females in the office, and that they had attempted to steal clothing items.

When I made contact in the Security Office, Danielle D. Dugger (090989), Cassandra C. Rhoades (021588), Sara M. Hartman (030788), and Kala Guillo (090888) were sitting inside of the office.

Rebhuhn provided me with a written statement. In her statement, she indicated that she observed the four females in the ladies wear section of the store. According to Rebhuhn, they selected clothing items and concealed them in a backpack. Other clothing articles were placed into a shopping cart.

After they had selected the clothing, Rebhuhn observed as the four girls went to the toy section of the store. The four of them started removing hangers from the clothing that was in the cart, and then the clothes were concealed into a backpack with the other clothing items.

When the clothing had been concealed, Loss Prevention followed the four girls out of the garden center door.

Once out of the store, Loss Prevention stopped the four girls and detained them for shoplifting. Each of the girls admitted to the theft, and which items were theirs.

According to Rebhuhn's statement, Danielle Dugger admitted to Loss Prevention that she has stolen items from Wal Mart on previous occasions.

WJD
3/31/04

Rebhuhn provided me with documentation showing the total value of the items taken as \$192.56.

I obtained identifying information for each of the juvenile females, and advised them of their Miranda Rights/Juvenile Warnings via my issued card. Each girl stated that she understood her rights. I asked each of them individually if they wanted to provide me with a written statement. Each of the girls stated that they would not give me a written statement.

Rebhuhn made contact with Katherine Wade, who is Sara Hartman's Mother, and Alta Thomesoa, who is Kala Guillo's Mother.

We were unable to make contact with either Rhoades' Mother, Barbara Rhoades, and with Dugger's Mother, Sue Stevens. A short time later they both arrived at the Wal Mart store and I was able to speak with them.

I advised each Mother that their daughters were under arrest for Shoplifting, Theft 3rd Degree.

Wal Mart finished with the Trespass Warnings for Guillo and Hartman, and issued Civil Recovery form information to each Mother. Once the paperwork was completed, the girls were released to their Mothers.

Once I had completed my dealings with Guillo and Hartman, I began the process with Dugger and Rhoades. Both girls live in the same home, but there is no active phone in the home. We attempted to get a hold of another relative, but were unsuccessful.

Due to the inability to contact responsible adults to take custody of Dugger and Rhoades, I transported both girls to the Mason County Juvenile Detention Center and booked them on Theft 3rd Degree charges. I advised the Detention Center staff that I would make contact with the Sheriff's Office and have a Deputy attempt contact at the listed address in order to advise the Mothers that their daughters were in custody and needed to be picked up at the Detention Center.

WD
7/3/04

I advised Dispatch to notify the Sheriff's Office of the information and have them make contact with the Mothers.

*See attached Statement-Karri Rebhuhn

*See attached Trespass Warnings

*See attached Wal Mart Loss Prevention Apprehension report x 4

*See attached Mason County Juvenile Detention Booking forms/Dugger and Rhoades

*COPY TO JUVENILE PROSECUTING ATTORNEY

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.

 215
Signature: OHLSON/215

033104
Date