Mason County Sheriff's Office Booking/Intake Report

Case Number: <u>20-22810</u>				Adult	
1. Methamphetamine Arrest? Yes	☐ No [∑				
2. Was the Subject Decontaminate				. —	
3. If "No" to question 2, was subje				Yes ∐	No 🖂
4. Was the subject armed at the tir	ne of arres クヘー・ヘ	t? Yes ∟ AUS6-7	No ⊠		
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Harding	Brandon		State	J Zia Carla	02/24/94 M
611 E Country Club Drive E	Union		WA	Zip Code 98592	
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Offense Location 611 E Country Club Drive E	Date 12/11/20	Time 0858	Zone	1	e/Time Arrived at Jail 2/11/20 1045
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RCW Offense (2)	Court		Cause Number	Bail	Amount
Unlawful Imprisonment RCW 9A.40.040	Superior		Pending	\$	50000
RCW Offense (3) Felony Harass RCW 9A.46.020	Superior		Cause Number Pending	Bail \$	Amount Cash Bo.
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RCW Offense (6) G.A.44.050 Page 2	Court	_	Cause Number	\$	Amount
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- #5			Yes 📙 No	0	Sharon Fogo
I certify under penalty of perjury under th					e Affidavit of Officer
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Officer Signature	$\geq U_{-}$	Personn	el No. <u>//7-8</u>	Affidavit of Pr 9449978	obable Cause
Printed Name Riss, Walls	P \$1178	at Shelto	on, Washington.		
The forgoing affidavit establishes probab offenses: 1-☐ 2-☐ 3-☐ 4-☐ 5-☐.	le cause suff	icient to deta	ain the above nam	ed arreste	ee on the following
The forgoing affidavit does not establish following offenses: 1-☐ 2-☐ 3-☐ 4-☐ 5-		se sufficient	t to detain the abo	ve named	arrestee on the

I certify the above checked box(es) was (were) authorized by me on this date shown above.

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		ARRESTIN	IG AGENCY AFF	IDAVIT							
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If Yes Explain:											
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Date: [2]11 2010	Officer Sig	nature		_ Agency M	ason Co. Sheriff Off.						

Supervisor _____

MASON COUNTY SHERIFF'S OFFICE DECLARATION OF PROBABLE CAUSE

Case Number: 20-22810

Probable cause exists for the charging and/or arrest and/or detention of the defendant, Brandon J Harding DOB (2-24-94) based on the following fact and circumstances: Brandon did willfully and knowingly violate RCW 9A.44.050 Rape in the second degree, RCW 9A.36.021 Assault in the second degree, RCW 9A.40.040 Unlawful imprisonment, RCW 9.41.040 Unlawful possession of firearms x 2cts and RCW 9A.46.020 (1)(a)(i) Felony Harassment, by threatening to kill Tristina, his wife and mother of their children.

On 12-11-20 around 0858, Radio advised Tristina M Harding DOB (5-21-99) was calling to advise of a disturbance, involving herself and husband (Brandon J Harding DOB 2-24-94), which had happened at their residence, located at 611 E Country Club Drive East, Union within Mason County Washington.

Radio also advised Tristina had escaped the above-listed residence and proceeded to one of the neighbor's houses located at 590 E County Club Drive East. Reportedly Tristina had used the neighbor's phone to call 911, and was advising her and Brandon had gotten into a fight last night. Radio advised Tristina was reporting that Brandon had taped her up all night, kicked her, and placed a bag over her head.

I contacted Tristina at the 590 residence. She appeared distraught and emotional.

Tristina advised that she and Brandon had gotten in a verbal disagreement last night, and that Brandon had left the residence, but then came back around 2200. She advised he had called her lazy and a couple other things that made her mad, and she had responded with a comment about sleeping with another guy.

Tristina advised at some point during the argument Brandon had grabbed a bunch of her belonging, as well as her cell phone and thrown them into the back yard.

Tristina went on to confirm the details about being tied up, kicked, raped, and Brandon placing a bag over her head. Tristina also advised there were two children within the residence and that to her knowledge Brandon was still sleeping. Tristina advised that Brandon did have two firearms within the residence/bedroom. She advised she did not know much about firearms, but advised they were not handguns.

Units then walked from the 590 address to the 611 address, which was across the road. I knocked and announced as Mason County Sheriff's office on the exterior of the house, and called out to Brandon.

I noted Brandon sit up from, what I know now to be the master bed, and look out the window. Brandon proceeded to the front door, and agreed to come outside to talk.

Brandon advised he and Tristina had gotten into a fight, but that he did not want to say anything more. Brandon was detained in handcuffs and I read him his Constitutional Right from my issued Miranda card. Brandon advised he understood his rights, and did not want to provide a statement to Deputies. Brandon was advised he was being detained while law continued to investigate. Brandon was placed in the rear of a patrol car.

Tristina gave Deputies permission to enter the house and advised Deputies could look anywhere we required. Tristina advised the two firearms should be in the

master bedroom closet, and pointed to the right side of the open closet doors. Deputies again asked Tristina if she consented to law searching her house, and advised Tristina that she could resend/restrict her permission at any time. Tristina again advised Deputies had permission to search the house in attempts to locate any evidence of the crimes, and to locate the two firearms she had mentioned.

It should be noted that when Tristina first walked back into the room to point to the closet, she burst into tears at the sight of the room, and exclaimed, "I can't be in here...I don't want to be in here."

Tristina looked really quickly into the closet and advised Brandon must have moved the firearms. Tristina advised she wanted Law to search for, and seize the firearms.

I called Radio via phone and confirmed that Brandon was a convicted felon and not allowed to possess firearms. Radio confirmed that Brandon was not lawfully allowed to possess a firearm.

While continuing our investigation of the master bedroom and taking photos, Deputies noted a camo rifle case in plain view extending from beneath the master bed. Pictures were taken of the case prior to removing the rifle case. Upon removing the rifle case, which was already half unzipped, I noted a Savage Arms 30-06 SN (34948) within the case. I seized the weapon for safe keeping, and due to the fact that Tristina confirmed that the weapon belonged to Brandon. Tristina advised she knew for sure there was another firearm within the house. Deputies later found the second firearm (410 shot gun SN 25608) between the master bedroom mattress and box spring. Both firearms have been placed into an evidence locker within the Sheriff's office in Shelton.

Tristina advised she would provide a recorded statement detailing her accounts of what happened last night and into this morning. During her recorded statement she advised the following: Tristina stated, "He grabbed me by the hair, smashed my head into the ground and then I had a bloody nose."

Tristina then stated the following, "He tied me up....He just grabbed me and duct taped my legs together..put duct taped my arms behind my back and tied me to the bed." I asked Tristina if this was all against her will and she responded with the following, "Yes I was screaming and crying." I asked if there was any part that was consensual and she replied with, "absolutely not..nothing at all."

Trisina went on to state, while she was tied up at the foot of the bed, Brandon had, "gagged me and put a bag over my head, and told me if I'didn't shut the fuck up that he was going to pour beer on my face."

Tristina also advised Brandon had kicked her multiple times while she was at the foot of the bed along her side and legs.

Tristina advised she was having a hard time remembering every detail, but stated, "I mean it went on for hours and hours and hours and hours and hours." Tristina advised she thinks she was initially tied up at the foot of the bed around 2200 and is unsure what time she was moved from the foot of the bed to upon the bed, but thinks it was a couple of hours later.

Tristina explained, while at the foot of the bed, Brandon had done the following, "messing with me down here to..like he was fingering me, putting stuff in me, using a wand on me, and then he eventually moved me up to the bed."

Trisitna advised she was still duct taped when Brandon moved her from the foot

of the bed to the main part of the bed, and subsequently applied chains to her, which were attached to the head board.

Tristina advised Brandon then raped her and stated, "he just put his dick inside of me". She advised Brandon had attempted to stick his penis in her rectum as well, but then had placed it in her vagina. Tristina again advised that none of these actions were consensual and that he did not have permission to place his penis inside of her. Tristina advised she did attempt to push/resist Brandon and had asked him to stop. Tristina advised Brandon also choked her with his hands around her neck and throat, constricting her airway, and that she almost passed out multiple times, and thinks she may have passed out. Tristina advised Brandon choked her like, this four times. Tristina stated, "I might have passed out, I don't know." She advised she is unsure because the memory is all hazy.

Tirstina advised she kept asking Brandon if he was going to kill her because he is a smart guy and would not normally do this. Tristina advised Brandon threatened the following, "He told me he's probably going to kill me tomorrow." Tristina advised she did believe Brandon was going to follow through with his threat because he told her, "I have a boat". She explained she was scared he was going to follow through with his death threat.

Tristina advised she had eventually escaped around 0900 and run to the neighbor's house. She advised she had been able to escape because she had eventually played along with Brandon's advances and told him that he was right to tie her up. She advised she pleaded with him to untie her so they could just move on. She advised she told Brandon that she loved him, and he eventually released the chains from her and began to snuggle her like nothing had happened. Tristina advised she had waited until he was sound asleep and escaped the residence, and called 911.

Upon entry into the master bedroom I noted items strewn about as though there had been a struggle within the room. I was struck by the appearance of what I saw, and it appeared as though the room had been used/set up as a sexual restraining room, with chains and sexual items strewn about and in close vicinity of where Tristina advised she was restrained. I noted what appeared to be a bloody tissue/item on the sink adjacent to the bed. I noted silver duct tape still on the foot post of the bed where Tristina advised she had been tied up. I noted multiple other pieces of duct tape around the floor area of the bed, and a remaining roll of duct tape as well. I noted multiple sex toys and adult items throughout the bedroom. I noted chains wrapped around the headboard area and what appeared to be wrist restraint straps laying at the foot area of the bed. I noted a ball gag at the foot of the bed, and Tristina advised that Brandon had applied it to her mouth.

I noted bruises on Tristina's legs and side where she advised Brandon had kicked her. Tristian also advised her lip felt swollen from her head/face being forced/smashed into the floor.

I noted a boat in the driveway of the residence on a wheeled trailer, and it appeared to be in working condition and would have provided a means for Brandon to carry out his threat to dump her body via boat.

I noted a deflated tire on Tristina's car within the driveway, and when I asked Tristina about it she exclaimed that Brandon had told her he was going to do that so that she could not leave. I took pictures of the vehicle tire and have uploaded them to the case file.

Deputies took multiple pictures of the scene and of Tristina's injuries.

Tristina advised the two kids within the residence were asleep in another room

while the above incidents were happening. The two kid's names were as follows: Leonardo (7yoa) and Joelene(3yoa).

Brandon was placed under arrest and transported to the Mason County Jail for booking.

Tristina is currently at Saint Michael's Hospital, Bremerton obtaining a sexual assault kit for evidence.

Based on the above facts, PC for Rape 2 and Assault 2 exists due to the "(a) By forcible compulsion; (b) When the victim is incapable of consent by reason of being physically helpless", inflicted by Brandon's actions to completely restrict Tristina and forcibly rape her against her will, choking her and restricting her airway to the point where she believes she may have lost consciousness multiple times. Further PC for Felony Harassment due to Brandon's threats to kill her and use his boat to carry out the process of killing Tristina and using the boat to dispose of her body as he had stated to her.

James B McClure DOB (8-1-33) is the resident at 590 address who greeted Tristina at his front door. James provided a recorded statement about Tristina coming to his door and advising she had been assaulted by her husband. I have uploaded his statement to the case file.

To Prosecutor for Charging.

Law Enforcement position on release: Would the safety of an individual or the public be threatened if the suspect is released on bail or recognizance?

Yes [X] No []

Due to his many previous DV Assault tendances and the threats to carry out his threats against Tristina, whom is also in care of the two small children, it is suggested that the release of Brandon could be hazardous to Tristina and public.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing facts and attached arresting agency affidavit are true and correct to the best of my knowledge (RCW 9A.72.085) and I am entering my authorized user ID and password to authenticate it.

Dated: Fri Dec 11 17:26:27 PST 2020

Name/Per#: J. Ogden #1520

Signed in Mason County, Washington by:

Signature of Deputy

__SGT Reed, William P #1178_____

Supervisor

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