

02/09/24
08:49

YAKIMA COUNTY SHERIFF'S OFFICE
LAW INCIDENT TABLE

Page: 707
2

RESERVE BIRDS VEH REPO'D, ALL COUNTY ITEMS INSIDE TURNED OVER TO YSO

On 07/23/93, at 0444 hours, I was detailed to Sunnyside P.D. to pick up items found in a repossessed car. The car belongs to Semi Bird, a YSO reserve. the items found in the car were believed to possibly belong to YSO and/or Semi Bird. Sgt. Charvet from Sunnyside PD thought YSO may want to keep the items for safekeeping. Items include a YSO flotation coat, a loaded 357 magnum revolver w/ holster, handcuffs, YSO office keys and \$.26 change. Items placed into evidence bins for safekeeping.

Copy of this report and Sunnyside's report placed on Lt's desk.

07/23/93, 0515 hours, C Thaxton, #75

LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense code	Arson	Dama
1	LFPR	Lost or Found Property		0.00
2	NC	Not Classified		0.00

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit number	Unit number
1	THAXTON	C	

02/09/24
08:49

YAKIMA COUNTY SHERIFF'S OFFICE
LAW INCIDENT TABLE

Page: 707
1

City : SUNNYSIDE
 Occurred after : 04:44:00 07/23/1993
 Occurred before : 05:55:00 07/23/1993
 When reported : 05:55:00 07/23/1993
 Date disposition declared : 07/23/1993
 Incident number : 93-13813
 Primary incident number :
 Incident nature : FOUND PROPERTY Found Property
 Incident address : SUNNYSIDE RD
 State abbreviation : WA
 ZIP Code : 98944
 Contact or caller : ROBERT CHARVET
 Complainant name number : 19 SUNNYSIDE POLICE DEPARTMENT
 Area location code : 3SUN SUNNYSIDE CITY LIMITS
 Received by : MARTIN D
 How received : T TELEPHONE
 Agency code : YCS YAKIMA COUNTY SHERIFF
 Responsible officer : THAXTON C
 Offense as Taken :
 Offense as Observed :
 Disposition : INA INACTIVE
 Misc. number :
 Geobase address ID :
 Long-term call ID : C93-13813
 Clearance Code :
 Judicial Status :

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
LW	95-20793	10/27/95	THEFT	RELATED INCIDENT
NM	118549		BIRD, MISIPATI SEMI	INVOLVED
NM	19		SUNNYSIDE POLICE DEPARTMENT,	*complainant
VH	24215		1991 ACUR LEGEND WA	INVOLVED/REPOSESSED
CA	C93-13813		<Not on file>	*Initiating Call
PR	56203		BRO REVOLVER SMITH&WESSON 13 1	#1 SRR
PR	56205		BRO HOLSTER SMITH&WESSON 2362	#2 SRR
PR	56206		BRZ KEYS YSO OFFICE \$0	#4 STORED/REL
PR	56209		SIL HANDCUFFS PEERLESS WRIST	#3 STORED/REL
PR	56211		CPR CASH US \$0.26	#5 STORED/REL
PR	56217		ONG COAT FLOTATION/MUSTA MJ621	#6 STORED/REL
PR	56218		CPR AMMUNITION FEDERAL .357 MA	#7 STORED/REL
DS	31600	12/06/23	ERIC ROSANE	TLH

LAW INCIDENT NARRATIVE:

06/28/23
17:16

YAKIMA COUNTY SHERIFF'S OFFICE
LAW INCIDENT TABLE

Page: 4058
1

City : YAKIMA
 Occurred after : 00:00:00 01/01/1994
 Occurred before : 08:23:01 10/27/1995
 When reported : 08:23:01 10/27/1995
 Date disposition declared : 08/30/1996
 Incident number : 95-20793
 Primary incident number :
 Incident nature : THEFT
 Incident address : 128 N 2ND ST #110
 State abbreviation : WA
 ZIP Code : 98901
 Contact or caller :
 Complainant name number : 31144 YAKIMA CO SHERIFF OFFICE
 Area location code : 2YAK YAKIMA CITY LIMITS
 Received by : DAVILA M
 How received : P IN PERSON
 Agency code : YCS YAKIMA COUNTY SHERIFF
 Responsible officer : JOHNSON D
 Offense as Taken :
 Offense as Observed :
 Disposition : CAA CLEARED ADULT ARREST
 Misc. number : SU
 Geobase address ID :
 Long-term call ID :
 Clearance Code : CI CLEARED BY INVESTIGATOR
 Judicial Status :

=====

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
WA	26438	02/21/96	THEFT OF A FIREARM	*Originated by
LW	93-13813	07/23/93	FOUND PROPERTY	RELATED INCIDENT
NM	118549		BIRD, MISIPATI SEMI	SUSPECT/WRNT REQ
NM	167299		KISTLER, CHARLES	WITNESS/BENTON CO SO
NM	167300		SMITH, CURT	WITNESS BENTON CO SO
NM	1917		YAKIMA CO SHERIFF OFFICE,	*Complainant
NM	3150		SUTLIFF, STEPHAN DEWEY	RP
PR	82645		GRN CLOTHES YAKIMA CO SO FULL	STOLEN
PR	56203		BRO REVOLVER SMITH&WESSON 13 1	SRR

LAW INCIDENT NARRATIVE:

06/28/23
17:16

YAKIMA COUNTY SHERIFF'S OFFICE
LAW INCIDENT TABLE

Page: 4058
2

REPORT OFCR SUTLIFF 102795

On 051493 Bird was issued a Smith and Wesson Model 13 Serial # D911923, for use as his duty weapons while a reserve with the Sheriff's Office.

Mr Bird's car was repossessed on 072395 and items in it were put in our property room for safekeeping. SEE CASE 93-13813, COPY ATTACHED. Mr Bird claimed the property on 082793. The pistol was one of the items claimed.

During an audit of firearms in May of 1995 I discovered that Bird still had the weapon. He had been terminated as a reserve but had not turned in the pistol or holster.

In May I tried to find Bird but had no success.

On about October 20 I contacted Lt Charles Kistler of the Benton County Sheriff's Office and asked if he could find Mr bird. He returned my call on 102595 saying his deputy had found Mr Bird.

Deputy Curt Smith located Bird, working at McCuley Chevrolet in Pasco. Smith talked to Bird and told him YSO had not received the property back, specifically the pistol. Bird told Smith that he had left the pistol and two uniforms with his roommate to turn back to YSO for him. Smith told him he needed to get the pistol back to YSO, that it was his responsibility to return it not his roommates.

On 102795 I sent a registered letter to Bird requesting the return of the items that belong to YSO.

Case will be INActive pending the passage of 30 days.
SUTLIFF
jgm

LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense code	Arson	Dama
1	TPOT	Theft, Property, Other		0.00
2	LFPR	Lost or Found Property		0.00

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit number	Unit number
1	SUTLIFF S	114	YAKIMA CO SHERIFF DEPUTY

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1		**:**:* **/**/****

06/28/23
17:16

YAKIMA COUNTY SHERIFF'S OFFICE
LAW INCIDENT TABLE

Page: 4058
3

Detective Supplement Johnson

012596

Deputy Sutliff requested that I review the case and see if I could do any follow up. I called information and obtained the phone number of the suspect. That number is 509-628-0192. I called that number and was advised that if I needed to get ahold of him to call his pager. I left a message on his machine and called the pager which number was 509-543-0213

Det. Dave Johnson

Detective Supplement 012696

I spoke with Bird by phone and he advised that his room mate had left the gun in storage with his mother after he left for Kansas. Bird advised that he could obtain the gun within the next few weeks. I advised him that the returning of the gun is long overdue. I advised him to obtain the gun today and call me and I would make arraignments to contact him and get the gun back. I advised him that this should be done before 1700 hrs today or a warrant request will be submitted.

Det. Dave Johnson

Detective Supplement 020696

I have not been contacted by Semi since we last talked. A warrant request was requested for 1st. Degree Theft of a Firearm.

Det. Dave Johnson

102496 Sheriff Blair recovered the weapon in question and turned it over to me. He picked up the weapon from a Joyce Stoddard who lives in Kennewick. She advised that her son was the room mate of Bird and that while Bird was away her son packed up some items and the weapon was in a box that was packed away. Her son moved to Kansas City and left the box in storage. She move to Seattle and left the box in storage. Bird attempted contact with her but the people who lived in her residence would not give him her phone number in Seattle. When she moved back to the Tri-Cities she removed a number of boxes out of storage and when she was unpacking she found the weapon. She contacted Bird and told him about it and Bird contacted his attorney who called Prosecutor Northcott.

Det. Dave Johnson

2

::** **/**/****

WRNT REQ BIRD, MISIPATI SEMI 110 020696

Case Information

96-1-00324-2 | STATE VS BIRD

Case Number
96-1-00324-2
File Date
02/20/1996

Court
Yakima
Case Type
ADL Criminal Adult

Case Status
Completed/Re-Completed

Party

Plaintiff (Criminal)
STATE OF WASHINGTON, NFN

Active Attorneys ▼
Lead Attorney
NORTHCOTT, BOB
Court Appointed

Defendant (WIP)
BIRD, MISIPATI SEMI

DOB
XX/XX/XXXX

Active Attorneys ▼
Lead Attorney
CURNUTT, WALTER
Court Appointed

Disposition Events

12/02/1996 Disposition ▼

Dismissed

Events and Hearings

02/20/1996 Information ▼

Comment

1: INFORMATION;

02/20/1996 Order for Warrant ▼

Comment

2: ORDER FOR WARRANT;

02/20/1996 Warrant Issued ▼

Comment

WARRANT ISSUED;

09/05/1996 Bail Bond ▼

Comment

3: BAIL BOND (LACEY O'MALLEY) \$2000.00; MFILM:554-0480;

09/09/1996 Initial Arraignment ▼

Comment

INITIAL ARRAIGNMENT; (DAUBER-PROTEM/MA) ARR, W CURNUTT; APTD, STACNF 10-24-96, TD 10-28-96.; REL ON O/R. 96AD 8:5 (WALTERS);

09/09/1996 Trial Clerks Setting ▼

Comment

4: TRIAL CLERK'S SETTING; 10-24-1996TD; 9:00 STATUS CONF;

09/09/1996 Trial Clerks Setting ▼

Comment

5: TRIAL CLERK'S SETTING; 10-28-1996TD; J-12 9:00 THEFT OF F A 2D;

09/09/1996 Order of Arraignment Order Assigning Lawyer ▼

Comment

6: ORD OF ARRAIGN/ORD ASSIGNING LAWYER; ATTY FOR DEFENDANT: CURNUTT, WALTER;

09/09/1996 Order on Personal Recognizance ▼

Comment

7: ORDER ON PERSONAL RECOGNIZANCE; (DAUBER);

10/24/1996 Trial Calendar ▼

Hearing Time

8:00 AM

Comment

9:00 STATUS CONF

10/24/1996 Status Conference / Hearing ▼

Comment

STATUS CONFERENCE / HEARING; (REYNOLDS/TM)STK TD;AGR ORD CONT; G/S;WVR FILED.96AD
9:18(J ANDERSON); (NORTHCOTT/CURNUTT);

10/25/1996 Waiver of Speedy Trial ▼

Comment

8: WAIVER OF SPEEDY TRIAL;

10/25/1996 Order for Continuance of Trial Date ▼

Comment

9: ORD FOR CONTINUANCE OF TRIAL DATE;

10/25/1996 Trial Clerks Setting ▼

Comment

10: TRIAL CLERK'S SETTING; 01-09-1997TD; 9:00 STATUS CONF;

10/25/1996 Trial Clerks Setting ▼

Comment

TRIAL CLERK'S SETTING; 01-13-1997TD; J-12 9:00 THEFT OF F A 2D;

10/28/1996 Trial Calendar ▼

Hearing Time

8:00 AM

Comment

J-12 9:00 THEFT OF F A 2D

12/02/1996 Case Resolution Dismissal Without Trial

12/02/1996 Order of Dismissal ▼

Comment

11: ORDER OF DISMISSAL (GAVIN); MFILM:562-0072;

12/02/1996 Def Res Dismissal by Prosecutor

12/04/1996 Sheriff's Return on Warrant of Arrest ▼

Comment

12: SHERIFF'S RETURN WARRANT OF ARREST;

12/04/1996 Sheriff's Fees Assessed ▼

Comment

SHERIFF'S FEES ASSESSED;

01/09/1997 Trial Calendar ▼

Hearing Time

8:00 AM

Comment

9:00 STATUS CONF

01/13/1997 Trial Calendar ▼

Hearing Time

8:00 AM

Comment

J-12 9:00 THEFT OF F A 2D

CASE#: 96-1-00324-2 CRIM JUDGMENTS NO
 TITLE: STATE VS BIRD
 FILED: 02/20/1996 APPEAL FROM LOWER COURT? NO
 RESOLUTION: DSM DATE: 12/02/1996 DISMISSAL WITHOUT TRIAL
 COMPLETION: JODF DATE: 12/02/1996 JUDGMENT/ORDER/DECREE FILED
 CASE STATUS: CNPL DATE: 12/02/1996 COMPLETED/RE-COMPLETED

RESTORE DATE : 04/15/2009

ARCHIVED: 10/27/2000
 CONSOLIDATED:
 NOTE1: DOB 03-30-61
 NOTE2:

-----PARTIES-----
 CONN LAST NAME, FIRST MI TITLE LITIGANTS ARRAIGNED

PLA01 STATE OF WASHINGTON
 DEF01 BIRD, MISIPATI SEMI 09/09/1996

-----ATTORNEYS-----
 CONN LAST NAME, FIRST MI TITLE LITIGANTS DATE

ATP01 NORTHCOTT, BOB
 ATD01 CURNUTT, WALTER

-----SENTENCE-CHARGE-----
 DEF01 BIRD, MISIPATI SEMI

DEF. RESOLUTION CODE: DSPR DATE: 12/02/1996 DISMISSAL BY PROSECUTOR
 DISP. JUDGE: GAVIN

SENTENCE DATE: SENTENCED BY:
 SENTENCING DEFERRED: NO APPEALED TO: DIVISION III DATE APPEALED:
 PRISON SERVED..... : FINE.....\$
 PRISON SUSPENDED..... : RESTITUTION.....\$
 JAIL SERVED..... : COURT COSTS.....\$
 JAIL SUSPENDED..... : ATTORNEY FEES.....\$
 PROB/CONN. SUPERVISION.....

DUE DATE: PAID:

-----CHARGE INFORMATION-----
 RS CNT RCN/CODE DESCRIPTION INFO/VIOL. RESULT

0 1 9A.56.300 ORIGINAL INFORMATION 02/20/1996
 THEFT OF A FIREARM 05/01/1995

-----APPEARANCE DOCKET-----
 SUB# DATE CD/CONN DESCRIPTION SECONDARY

1 02/20/1996 INFO INFORMATION
 2 02/20/1996 ORW ORDER FOR WARRANT
 02/20/1996 MI WARRANT ISSUED
 3 09/05/1996 BLB BAIL BOND (LACEY O'MALLEY) \$2000.00
 MFILN 554-0480
 09/09/1996 ARRAIGN INITIAL ARRAIGNMENT
 (DAUBER-PROTEN/MA) ARR, W CURNUTT
 APTD, STACNF 10-24-96, TD 10-28-96,
 REL ON O/R. 96AD 8:5 (WALTERS)

CASE#: 96-1-00324-2 CRIM JUDGMENT# NO
 TITLE: STATE VS BIRD

-----APPEARANCE DOCKET-----

SUB#	DATE	CD/CONN	DESCRIPTION	SECONDARY
4	09/09/1996	TRCKST	TRIAL CLERK'S SETTING	10-24-1996TD
		ACTION	9:00 STATUS CONF	
5	09/09/1996	TRCKST	TRIAL CLERK'S SETTING	10-28-1996TD
		ACTION	J-12 9:00 THEFT OF F A 2D	
6	09/09/1996	ORAAL	ORD OF ARRAIGN/ORD ASSIGNING LAWYER	
		ATD01	CURNUTT, WALTER	
7	09/09/1996	ORPR	ORDER ON PERSONAL RECOGNIZANCE	
			(DAUBER)	
	10/24/1996	STAHR0	STATUS CONFERENCE / HEARING	
			(REYNOLDS/TN)STK TD;AGR ORD CONT	
			G/S;WVR FILED.96AD 9:18(J ANDERSON)	
			(NORTHCOTT/CURNUTT)	
8	10/25/1996	WVSPDT	WAIVER OF SPEEDY TRIAL	
9	10/25/1996	ORCTD	ORD FOR CONTINUANCE OF TRIAL DATE	
10	10/25/1996	TRCKST	TRIAL CLERK'S SETTING	01-09-1997TD
		ACTION	9:00 STATUS CONF	
	10/25/1996	TRCKST	TRIAL CLERK'S SETTING	01-13-1997TD
		ACTION	J-12 9:00 THEFT OF F A 2D	
11	12/02/1996	ORDSH	ORDER OF DISMISSAL (GAVIN)	
		MFILM	562-0072	
12	12/04/1996	SHRTWA	SHERIFF'S RETURN WARRANT OF ARREST	
	12/04/1996	CSFA	SHERIFF'S FEES ASSESSED	37.00

-----PROCEEDINGS-----

DATE/TIME	PROCEEDING TYPE LOCATION/OFFICIAL	PROCEEDING STATUS DURATION

-----END COPY CASE-----

NOT APPREHENDED

PLEASE DO NOT
PUBLISH

Prosecuting Attorney

ATW 10 10 10

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF YAKIMA

FILED
FEB 20 1996

STATE OF WASHINGTON,

Plaintiff,

INFORMATION KIM M. EATON, YAKIMA COUNTY CLERK

vs.

NO. 96 1 00324 2

MISIPATI SEMI BIRD,

Defendant.

TO: MISIPATI SEMI BIRD;
ADDRESS: NONE GIVEN

By this Information (Count 1 of 1), the Prosecuting Attorney accuses you of the crime of:

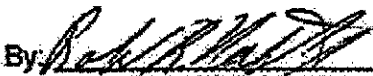
THEFT OF A FIREARM - RCW 9A.56.020(1)/9A.56.300

The maximum penalty is: **CLASS B FELONY**
Not More Than Ten Years and/or \$20,000

In that you, on, or about or during May, 1995, in Yakima County, Washington, did commit a theft of a firearm, to-wit: Smith and Wesson and holster, belonging to The Yakima County Sheriff Department, with intent to deprive The Yakima County Sheriff Department of such property;

JEFFREY C. SULLIVAN
Prosecuting Attorney

DATED: February 16, 1996

By: 
ROBERT R. NORTHCOTT
Deputy Prosecuting Attorney
Washington State Bar No. 6349
Room 329 County Courthouse
Yakima, Washington 98901
(509) 574-1210

DOB:03/30/61; Sex:M; Race:N; Ht:5-10; Wt:220; Hair:BLK; Eyes:BRN;
DOL:BIRD*MS395DT; Agency No.: YSO 95-20793; File No.:A-0224-0296-att/2/16/96

ORIGINAL

h

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR YAKIMA COUNTY

STATE OF WASHINGTON,

Plaintiff,

NO. 96 1 00324 2

vs.

ORDER FOR WARRANT

MISIPATI SEMI BIRD,

Defendant.

THIS CAUSE coming on regularly to be heard in open court, ROBERT R. NORTHCOTT, Deputy Prosecuting Attorney, appearing for and in behalf of the Plaintiff, State of Washington moves the Court for an Order directing the Clerk of said Court to forthwith issue a warrant for the arrest of MISIPATI SEMI BIRD, defendant, charged with the crime of THEFT OF A FIREARM - RCW 9A.56.020(1)/9A.56.300 and said Deputy Prosecuting Attorney further moves the Court to fix the bail of said Defendant, and it appearing to the Court that an information charging the above named defendant with having committed the crime set out above on or about May, 1995, it is hereby

ORDERED, ADJUDGED AND DECREED that the Clerk of the above-entitled Court forthwith issue a warrant addressed to the Sheriff of Yakima County, Washington, directing him to apprehend the above named defendant and bring said defendant before this Court, to be dealt with according to law. The Court finds probable cause for the arrest of the above named defendant, it is further

ORDERED, ADJUDGED AND DECREED that the amount of the bail of the above named defendant be, and here is fixed in the sum of TWO THOUSAND (2,000.00) Dollars.

DONE IN OPEN COURT this 16 day of February, 1996.

J. James Gavin
JUDGE

FILED
FEB 20 1996

RECEIVED, YAKIMA COUNTY CLERK

A-0224-0296-att/2/16/96

2

International Fidelity
Bond Department
24 Commerce Street
Newark, New Jersey 07102

Bail Bond No.

18-361529

POWER OF ATTORNEY WITH THIS NUMBER MUST BE ATTACHED

LACEY O'MALLEY
P.O. Box 2461
Pasco, Washington 99302

FILED
SEP 5 1996

KIM M. EATON, YAKIMA COUNTY CLERK

(For Court Use)

The State of Washington
County of Yakima
City of Yakima

No. 96-1-00324-2

Recognizance

Know All Men By These Presents

That we, Minimati, Semie Bird as Principal
and International Fidelity Insurance Company, a New Jersey Corp., as Surety, are held and firmly
bound into the Superior Court in the penal sum
of Five Thousand and 00/100 Dollars (\$ 5000.00),
for the payment of which well and truly to be made we bind ourselves, and our heirs and each of our
heirs, executors and administrators firmly by these presents.

Signed this 30 day of August, A.D. 1996

Where the conditions of the above obligation are such that if the above bounden
Minimati, Semie Bird shall be and appear
before the Superior Court for the County of Yakima
State of Washington, on the 1st day of October, 1996, at 11:00 A.M.,
to answer to the charge of Chief of Police
and from day to day thereafter as ordered,
and not depart therefrom without permission of said Court, then this obligation is void; otherwise to
remain in full force and effect.

THIS BOND IS VOID IF WRITTEN FOR AN AMOUNT
GREATER THAN THE POWER OF ATTORNEY ATTACHED
HERETO, IF MORE THAN ONE SUCH POWER IS ATTACH-
ED OR IF WRITTEN AFTER THE EXPIRATION DATE
SPECIFIED ON THE ATTACHED POWER OF ATTORNEY.

M. S. B. Principal
By Jyle Breda Attorney-in-Fact
International Fidelity
(a New Jersey Corporation)

Note: This is an Appearance Bond and cannot be considered as a guarantee for failure to provide payments,
back alimony payments, Taxes or Wage Law claims, nor can it be used as a Bond on Appeal.

Approved by me this _____ day of _____, 19____

3

Judge

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR YAKIMA COUNTY

J

STATE OF WASHINGTON

Plaintiff

VS

BIRD, MISIPATI SEMI

NO. 96-1-324-2

Defendant

THE ABOVE-ENTITLED CASE HAS BEEN SCHEDULED ON THE COURT DOCKETS FOR

TRIAL ON MONDAY 10/28/96 9:00 AM
(Day) (Date) (Time)

Non-jury _____ Jury TRIAL 12 No of Days 2

Type of Action THEFT OF E.A.

NON-JURY PRE TRIAL HEARING ON THUR. 10/24/96 9:00 AM
(Day) (Date) (Time) (Length of Time)

Type of Action STATUS CONFERENCE

THIS CASE HAS BEEN PRE-ASSIGNED TO _____

ROBERT NORTHCOTT

Attorney for Plaintiff

WALT CURNUTT

Attorney for Defendant

BN
9/9
10/23
11/7
12/7

Theresa Doty
Superior Court Administrator
(509) 574-2700

COPY RECEIVED BY _____ DATE _____

Mailed 9/10/96 mg

FILED
SEP 09 1996

KIM M. EATON, YAKIMA COUNTY CLERK

4

YAKIMA COUNTY JWS/JSM
PR-FILESUPERCENTRAL.SET

SUPERIOR COURT FOR THE STATE OF WASHINGTON FOR YAKIMA COUNTY
CRIMINAL MINUTES

STATE OF WASHINGTON)
vs.)
MISIRATI SEMI BIRD)
AKA)
NO. 96-1-324-2
CHARGE: TREFT OF FIREARM

DATE September 9, 1996 JUDGE PRO TEM WALTER B. DAUBER CLERK M. ALEXANDER/RP
REPORTER LYNETTE WALTERS INTERPRETER _____
PROSECUTOR HOWARD HANSEN DEFENSE ATTORNEY _____
PROBABLE CAUSE PRELIMINARY ARRAIGNMENT

Probable Cause Order signed _____ by _____ Pros _____
Court found probable cause for arrest & detention re prelim appearance
Counsel appointed WALTER CURNUTT retained _____
Bail \$ _____ - Set; _____ Reduced _____ Maintained. X Released on O/R.
X Orig Info; _____ Amend Info; _____ Memo No Charges; _____ Dismissed; _____ Wvr Extradition.
Arraign set: _____ Stat Conf set: 10-24-96 Trial set: 10-28-96

MOTIONS STATUS CONFERENCE
Bail \$ _____ - Set; _____ Reduced; _____ Maintained. _____ Released on O/R.
Waiver Speedy Trial signed; Continued to _____
Granted; _____ Denied Motion: _____
The Court _____

CONFESSION (3.5) SUPPRESSION (3.6) OMNIBUS
Sworn testimony: _____
Exhibits _____; Found evidence admissible at trial yes no; Statement
admissible yes no. Omnibus questions asked & answered yes No.

PLEA CHANGE OF PLEA
Original Information; _____ Amend Information to _____
ALFORD; NEWTON Plea of Guilty cts _____; _____ Report marked as exhibit
Dismiss cts _____; _____ Statement PSI; Sentence cont to _____.

SENTENCE AMENDED SENTENCE
Jail _____ Institution; _____ Months _____ Days w/credit _____ days; _____ Months
Supervision; _____ Fingerprints; _____ Ord for HIV Test; _____ Ord for DNA Test.

ARRAIGN PLEA/SENTENCE ON MODIFICATION/REVOICATION
Arraign on Sent Cond Viol; Counsel appointed _____
Bail \$ _____; _____ Released on O/R; Hearing set _____; Plea of
Guilty cts _____; Dism cts _____; Found guilty cts _____; Exhibits _____
Sworn testimony: _____ The Court
Modified; _____ Revoked sentence.

criminal (7-93)

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR YAKIMA COUNTY

W

STATE OF WASHINGTON,

vs.

Plaintiff,

MISIRATI Sami BIRD
Defendant.

NO. 96-1-00324-2
ORDER SETTING BAIL/
ORDER REDUCING BAIL/
ORDER RELEASING DEFENDANT
ON OWN RECOGNIZANCE

THIS MATTER having come on for hearing upon the oral motion of the defendant, represented by his/her attorney, _____, the State of Washington being represented by the undersigned Deputy Prosecuting Attorney for Yakima County, Washington, and the court being fully advised,

IT IS HEREBY ORDERED:

maintain reduced

(1) That the defendant's bail is reduced from set at \$ 2,000 to \$ Own Recognizance

- (a) To be posted by a bail bondsman
- (b) Cash deposited with the Clerk of the Court
- (c) Other: OR
- (d) Other conditions of release are set out below.

SEP 9 1996

(2) That the defendant be released from custody without bail and upon his own recognizance, during the pendency of this case, until further order of this court, upon the following special conditions:

KEVIN FATON, YAKIMA COUNTY CLERK

(a) That the defendant shall reside at 104 Melina Court
Richland, WA 99352

and not change address or leave Yakima County, without permission of the Court.

(b) Contact Attorney: WALT CURRANT
phone # 453-3345 upon any release and thereafter make contact as directed.

(c) Have no contact with _____

(d) Do not drink any alcohol or use any drugs without a prescription.

(e) Contact Community Corrections Officer _____ upon any release and thereafter as directed.

(f) Other: Possess no Firearms

DONE IN OPEN COURT this 9 day of Sept, 1996

Presented by:

Walt Carrant
JUDGE

ATTORNEY FOR DEFENDANT
Approved as to form:
Steve Jones
DEPUTY PROSECUTING ATTORNEY

YAKIMA COUNTY - PART 9
FR. FILES SUPERVISOR SET BAIL

W
8

7

CHANGE DOCKET
CASE#: 96-1-00324-2
TITLE: STATE VS BIRD
NOTE1: DOB 03-30-61
NOTE2:

YAKIMA SUPERIOR COURT
JUDGMENT# NO

10-24-96 11:04 2 OF 2
JUDGE ID:

SUB#	DATE	CODE	DESCRIPTION/NAME	STATUS: RWAR	DATE: 09-09-96	SECONDARY MICROFILM
	10-24-96	STAHRG	(DAUBER) STATUS CONFERENCE / HEARING (REYNOLDS/TM)STK TD;AGR ORD CONT G/S;WVR FILED.96AD 9:18 (J ANDERSON) (NORTHCOTT/CURNUTT)			

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Aa

Enter=Process F3=Insert F7=Bwd F8=Fwd PA1=Cancel
B1--SESSION1 R 13 C 2 11:02 10/24/96

FILED
NOV 25 1996
KIM M. EATON, YAKIMA COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF YAKIMA

STATE OF WASHINGTON,

Plaintiff,

v.

MISIPATI SEMI BIRD

Defendant.

NO. 96-1-324-2

WAIVER OF TRIAL TIME LIMITS

PREPARED BY

DATE

SUPERIOR COURT

I, Misipati Semi Bird, a defendant in this case, acknowledges that I have been fully advised by my attorney of the trial time limits of Criminal Rule 3.3, as amended.

I was arraigned on this case on or about 9/19/96

I understand that I have a right to trial within the time noted in Criminal Rule 3.3, as amended, and I give up that right and consent to a trial date of as set by the court

[Signature]
Defendant

APPROVED:

[Signature]
Superior Court Judge

[Signature]
Attorney for Defendant

8

8

RECORDED
OCT 25 1996
KIM M. STOR, YAKIMA COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF YAKIMA

STATE OF WASHINGTON,
Plaintiff,
v.
MISIPATI SEMI OIRD
Defendant.

NO. 96-1-324-2
MOTION AND ORDER FOR
CONTINUANCE OF TRIAL DATE

The (plaintiff) (defendant) moves the court for an order continuing the trial date of the above-entitled cause to a later date. This motion is based upon the files herein, and for the following reason(s): *Time needed to follow up on facts*

Defendant

[Signature]
Attorney for Plaintiff

[Signature]
Defendant

[Signature]
Attorney for Defendant

FINDINGS

[] The defendant has shown good cause for a continuance in that:

[] The prosecuting attorney has shown good cause for a continuance in that:

[] A continuance is required in the due administration of justice and the defendant will not be substantially prejudiced in the presentation of (his) (her) defense.

The defendant (has) (has not) waived the right to a speedy trial.

ORDER

IT IS ORDERED that this case presently set for trial on Oct 25 1996 is continued to 25 set by the Court. The status conference previously set on 25 set by the Court is continued to

DATED: 10/24/96

[Signature]
JUDGE

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR YAKIMA COUNTY

STATE OF WASHINGTON

FILED
OCT 25 1996

KIM M. EATON, YAKIMA COUNTY CLERK

Plaintiff
VS

RESET

BIRD, MISIPATI SEMI

NO. 96-1-324-2

Defendant

THE ABOVE-ENTITLED CASE HAS BEEN SCHEDULED ON THE COURT DOCKETS FOR

TRIAL ON MONDAY 1/13/97 9:00 AM
(Day) (Date) (Time)

Non-jury _____ Jury TRIAL 12 No of Days 2

Type of Action THEFT OF P.A.

NON-JURY PRE TRIAL HEARING ON THUR. 1/9/97 9:00 AM
(Day) (Date) (Time) (Length of Time)

Type of Action STATUS CONFERENCE

THIS CASE HAS BEEN PRE-ASSIGNED TO _____

ROBERT NORTHCOTT
Attorney for Plaintiff

WALT CURNUPT
Attorney for Defendant

Theresa Doty
Superior Court Administrator
(509) 574-2700

COPY RECEIVED BY _____ DATE _____

MAILED 10/25/96

10

YAKIMA COUNTY 4-16 / 1501
FB-FILES/PERCENTRAL-SET

rw

a

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF YAKIMA

STATE OF WASHINGTON,

Plaintiff,

vs.

MISIPATI SEMI BIRD
aka MISIPATI LAVATAI,

Defendant.

NO. 96-1-00324-2

MOTION AND ORDER OF DISMISSAL
WITH/WITHOUT PREJUDICE

COMES now the undersigned Deputy Prosecuting Attorney for Yakima County, Washington, and moves the court for dismissal with/without prejudice of this action for the reason that the undersigned is familiar with the facts and proceedings of this case and said action should be dismissed for the following reasons:

"Request of officer. Weapon recovered. Exculpatory facts supplied. Interests of justice."

DATED this 2 day of December, 1996.

FILED
DEC 02 1996

Robert R. Northcott
ROBERT R. NORTHCOTT
Deputy Prosecuting Attorney
Washington State Bar No. 6349

KIM M. EASON, YAKIMA COUNTY CLERK

ORDER FOR DISMISSAL
WITH/WITHOUT PREJUDICE

THIS MATTER having come on to be heard upon the motion of the above Deputy Prosecuting Attorney for dismissal of the Information, and the court being fully advised in the premises; now therefore

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the above-entitled matter be dismissed with/without prejudice for the reason stated in the above motion. Any bond posted herein is exonerated.

DATED this 2 day of December, 1996.

J. James Finn
JUDGE

MEMO OF DISMISSAL WITH/OUT PREJUDICE
12/2/96/caj

ORIGINAL

ISSUED

u

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF YAKIMA

FEB 20 AM 7:12

STATE OF WASHINGTON,

Plaintiff,

vs.

MISIPATI SEMI BIRD,

Defendant.

NO. 96 1 00324 2

WARRANT OF ARREST

State of Washington, to the Sheriff of Yakima County, or Any Constable, Greeting:

Whereas, an information has this day been filed in the above-entitled court by the Prosecuting Attorney of Yakima County, State of Washington, charging MISIPATI SEMI BIRD with:

THEFT OF A FIREARM - RCW 9A.56.020(1)/9A.56.300

The maximum penalty is: CLASS B FELONY

Not More Than Ten Years and/or \$20,000

In that you, on, about or during May, 1995, in Yakima County, Washington, did commit a theft of a firearm, to-wit: Smith and Wesson and holster, belonging to The Yakima County Sheriff Department, with intent to deprive The Yakima County Sheriff Department of such property;

Whereas, the Honorable F. JAMES GAVIN, Judge of the Superior Court of the State of Washington, in and for Yakima County, has duly made an Order directing that a warrant be issued by the Clerk of the above-entitled Court for the arrest of the said defendant. That said Order is now on file and of record in the Office of the Clerk of said Court, and herein the amount of bail of said defendant is fixed in the sum of TWO THOUSAND (2,000.00) Dollars.

YOU ARE HEREBY AUTHORIZED TO SERVE THIS WARRANT BY TELETYPE.

NOW, THEREFORE, in the name of the State of Washington, you are hereby commanded to forthwith apprehend and arrest the said defendant MISIPATI SEMI BIRD, and bring said defendant before the Superior Court of the State of Washington, in and for Yakima County, to be dealt with according to law.

THE COURT FINDS PROBABLE CAUSE FOR THE ARREST OF THE ABOVE DEFENDANT.

Witness, The Honorable F. JAMES GAVIN, Judge of the said Superior Court, and the seal of said Court, affixed this 20th day of February, 1996.

KIM M. EATON

County Clerk and ex-officio Clerk of the Superior Court of the State of Washington, in and for Yakima County.

By: M. D. E. Heas
Deputy Clerk

RECEIVED
SHERIFF'S OFFICE
YAKIMA COUNTY
FEB 21 1996
3:49 PM

FEB 20 1996
DEC 04 1996

12

KIM M. EATON, TRINIDAD COUNTY CLERK

1 STATE OF WASHINGTON,

2 Plaintiff,

3 vs.

4 MISIPATI SEMI BIRD,

5 Defendant.

NO. 96 1 00324 2

RETURN OF SERVICE

7 State of Washington)

8)ss:
9 County of Yakima)

10 I hereby certify that I have received the within Warrant of Arrest on the ___ day of
11 _____, 199___, and served the same upon the defendant therein named, on the ___ day
12 of _____, 199___, and have said defendant now before the court to be dealt with
13 according to law.

14 Dated this ___ day of _____, 199___.

Ray Blair

16 Sheriff

18 Deputy

21 Service \$ 37-; Mileage \$ _____; TOTAL \$ 37-

22 *This warrant was served*
23 *in Pasco 8/30/96*

RECEIVED
SHERIFF'S OFFICE
YAKIMA COUNTY
Feb 21 3 49 PM '96

It is unlawful to print this form without written consent of home office.

POWER OF ATTORNEY
INTERNATIONAL FIDELITY INSURANCE COMPANY
Bond Department
One Newark Center, 20th Floor, Newark, New Jersey 07102

Power No. **IB- 361529**

THIS POWER OF ATTORNEY NULL AND VOID UNLESS USED BEFORE 12/31/99

KNOW ALL MEN BY THESE PRESENTS, that INTERNATIONAL FIDELITY INSURANCE CORPORATION, a corporation duly organized and existing under the laws of the State of New Jersey has constituted and appointed and does hereby constitute and appoint,

its true and lawful attorney-in-fact, with full power and authority to sign the company's name and affix its corporate seal to, and deliver on its behalf as surety, any and all obligations as herein provided, and the execution of such obligations in pursuance of these presents shall be as binding upon the company as fully and to all intents and purposes as if done by the regularly elected officers of said company at its home office in their own proper person; and the said company hereby ratifies and confirms all and whatsoever its said attorney-in-fact may lawfully do and perform in the premises by virtue of these presents.

THIS POWER OF ATTORNEY IS VOID IF ALTERED OR ERASED, THE OBLIGATION OF THE COMPANY SHALL NOT EXCEED THE SUM OF THREE THOUSAND DOLLARS (\$3,000.00) AND MAY BE EXECUTED FOR RECOGNIZANCE ON CRIMINAL BAIL BONDS ONLY.

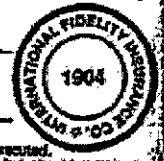
NOT VALID FOR IMMIGRATION BONDS

Bond Amt \$ 1000.00 Case # 96-1-00304-1
Defendant MISIPATI BICU
Appearance Date TOS ON SUP
Court City YAKIMA
Court County YAKIMA State WA
Offense THEFT OF FIREARM
Date Filed 8-20-96
Atty in fact [Signature]

NOTICE
STACKING OF
POWER IS
STRICTLY
PROHIBITED!
No more than one power from this Surety may be used to execute any one bond.

IN WITNESS WHEREOF, said INTERNATIONAL FIDELITY INSURANCE COMPANY, by virtue of authority conferred by its Board of Directors, has caused these presents to be sealed with its corporate seal, signed by the Chairman of the Board and attested by its Secretary, this 20th day of April, 1996.

[Signature]
Peter Komar, Chairman of the Board



- 1. A separate Power of Attorney must be attached to each bond executed.
- 2. Powers of Attorney must not be returned to attorney-in-fact, but should remain a permanent part of court records.
- 3. The authority of such attorney-in-fact is limited to appearance bonds and cannot be exercised to guarantee for failure to provide payments, back attorney payments, fees, or wage law claims.

ENTER SURETY ASSIGNED EXECUTING AGENT CODE # HERE:

**Lacey O'Malley
Bond Co.**

46 P.O. Box 2461
Tri-Cities, WA 99302
(509) 547-4713

Exoneration

The State of Washington
vs Ministerie Anne Bond, defendant in Case No. 96-1-00324-2
Charge: Mist of Firearm in the Superior Court
of Washouak City or Judicial District, County of Wahemna
State of Wash. bail bond of the LACEY O'MALLEY BOND CO. in the amount of
\$ 2000.- was ordered exonerated, the defendant having been

(Please insert disposition of case or continuance date and status of surety bond)

Bond No. 15-361529
Date Posted 11-30-96
Agency Lacey O'Malley - Pasca

Deputy Clerk of said Court