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RE: Document request

M

MedialInquiryProsecutor <MedialInquiryProsecutor@kingcounty.gov>

 Reply | 

Thu 4/18/2019 1:17 PM

To: Jason Rantz; MedialInquiryProsecutor <MedialInquiryProsecutor@kingcounty.gov>

Cc: PAOPublicDisclosure <PAOPublicDisclosure@kingcounty.gov> 

Inbox

You replied on 4/18/2019 2:34 PM.

Jason,

Regarding the case you're asking about, KCSO Case number C19011793, our office declined to file felony assault charges in Superior Court and referred it for filing of misdemeanor charges in our King County District Court.

In this situation, officers determined that the suspect was at risk of hurting herself and others and called an ambulance so she could be involuntarily committed. She also appeared to be under the influence of some substance. The suspect resisted officers moving her from the back of a patrol car to the gurney and kicked one officer involved. The officer reported pain, but was not injured.

Our Felony Filing and Disposition Standards state that we will file assault in the third degree if the assault can best be described as an intentional attack on the officer and the officer has an injury or experiences significant pain as a result of the assault (there are other factors where we will file, but those are not present in this case). We will not file when the assault can be best described as resisting. Here, we did see sufficient evidence that the suspect's actions were best described as an intentional assault due to the kick occurring as she was resisting an involuntary commitment by law enforcement. Certainly, the suspect's mental state did not diminish the pain the officer involved experienced as a result of her actions, but it does affect our ability to prove an intentional assault. The officer also did not report that he was injured in any way, but did say that he felt pain. .

For these reasons, the Assault 3rd Degree charge is being declined by our felony filing unit and will be referred to our District Court Unit to review possible Resisting Arrest, Obstructing a Law Enforcement Officer, and Assault 4th Degree charges.

As a result of the decline, there are no documents in this matter for this case in the Electronic Court Records system. You are welcome to contact our Public Disclosure Records team if you need more information. I've cc'd the team lead, Kristie Johnson, on this email.

Thanks,

Dan Katzer

Media Relations

King County Prosecuting Attorney's Office

W400 King County Courthouse