

BAINBRIDGE IS POLICE DEPT INCIDENT/INVESTIGATION REPORT

(805)
(805)
(805)

Arrest Made/Citation Issued

Supplement Date: **08/25/2019**

ORI: **WA0180700**

Case Number: **I18-001639**

Supplement Information

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Supplement Date 08/25/2019 01:50:30	Supplement Type FOLLOW UP	Supplement Officer (823) NORTON, RYAN
Contact Name		Supervising Officer (805) SIAS, BEN

Supplement Notes

On 08/25/19 I reviewed a Washington State Patrol Crime Laboratory Report regarding the submitted latent prints found in Moriwaki`s apartment. The crime lab found that all identifiable prints belonged to Moriwaki.

END OF FOLLOW UP.

LEADS EXHAUSTED

OFC. R. NORTON 823

I CERTIFY OR DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Approved By: (805) SIAS, BEN

Approved On: 08/25/2019 18:28:07

(Signature, Date) (823) NORTON, RYAN
BAINBRIDGE ISLAND, WA

Officer: (823) NORTON, RYAN	SUPERVISOR:	INFO: ONLY:	F/UP: DET:	F/UP: LINE	PROSECUTOR:		
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STATE OF WASHINGTON
WASHINGTON STATE PATROL

PO Box 42608 • Olympia, WA 98504-2608 • (360) 596-4525 Fax (360) 596-4470 • www.wsp.wa.gov

CRIME LABORATORY REPORT

Agency: Bainbridge Island Police Department
Agency Case Number: I18001639
Agency Rep: Ryan Norton
Victim: MORIWAKI, CLARENCE B.

Laboratory Number: 719-000015
Request Number: 0001

Results and Conclusions

The lift cards contain four impressions suitable for comparison that were marked P-1 though P-4. These impressions are correlated to the respective lifts in the evidence list. Upon further examination, P-4 was voided due to the lack of clear ridge detail.

P-1, P-2, and P-3 were identified as the left ring, right index, and right middle fingers of Clarence Moriwaki (D.O.B. 11/08/55).

Evidence

The following items were received by the examiner in sealed container:

- 110821 (1): Latent print lift card: "Soap dispenser"
- 110821 (2): Latent print lift card: "Soap dispenser" [P-1]
- 110821 (3): Latent print lift card: "Soap dispenser"
- 110821 (4): Latent print lift card: "Soap dispenser"
- 110821 (5): Latent print lift card: "Soap dispenser"
- 110821 (6): Latent print lift card: "Soap dispenser top"
- 110821 (7): Latent print lift card: "Cup"
- 110821 (8): Latent print lift card: "Pill bottle" [P-2, P-3, P-4]
- 110823 (9): Fingerprint exemplars for Clarence Ben Moriwaki

Methods and Observations

The eight submitted lift cards were analyzed by the undersigned for latent prints. P-1 through P-4 were compared to the submitted exemplars.

Remarks

Identification is the opinion of an examiner that there is sufficient quality and quantity of detail in agreement to conclude that two impressions originated from the same source.


Scott Redhead, Forensic Scientist

5-23-19
Date



ThreadId	MessageId	Date (UTC)	Network	Message Type	Sender	Recipients
2914633575	6321798960	6/5/19 18:11	AT&T	Message	12067307888	12067309026
2914633575	6321870669	6/5/19 18:35	AT&T	Message	12067309026	12067307888

Atta	Body
0	"Are there any open investigations dealing with Rynerson or Clarence"
0	"No..."

From: [Christine Brown](#)
To: [Joe Levan](#); [Robbie Sepler](#)
Subject: Public Records Request 19-353 from Richard Lee Rynearson
Date: Tuesday, May 28, 2019 12:49:06 PM
Attachments: [image001.jpg](#)

Attorney-Client Privilege

COBI email



CHRISTINE BROWN, CMC

City Clerk

www.bainbridgewa.gov

facebook.com/citybainbridgeisland/

206.780.8618

Redaction Log

Reason	Page (# of occurrences)	Description
Attorney-Client Privilege	1 (1)	<p>This information has been redacted because it contains attorney-client privileged communication (i.e., request for legal advice) pursuant to RCW 5.60.060(2)(a) and <i>Hangartner v. City of Seattle</i>, 151 Wn.2d 439, 453 (2004) and/or attorney-client work product relevant to a controversy (RCW 42.56.290). The attorney-client privilege is an authorized exemption under the Public Records Act, RCW 42.56.070(1) which provides for the nondisclosure of documents exempted by "other statute."</p> <p>Disclosure would reveal the legal advice sought by the client or the legal advice given by the attorney, or would reveal the attorney's mental impressions, actual legal advice, theories, or opinions.</p>

From: [Robbie Sepler](#)
To: [Kari I. Lester](#)
Cc: [Joe Levan](#)
Subject: PRR 19-353 from Richard Lee Rynearson
Date: Wednesday, May 29, 2019 4:41:02 PM
Attachments: [image003.png](#)

Attorney-Client Privileged Communication

Kari,



Best Regards,



Robbie Sepler
Deputy City Attorney
www.bainbridgewa.gov
(206) 780-8623

Redaction Log

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From: [Kari I. Lester](#)
To: "[Robbie Sepler](#)"
Cc: [Joe Levan](#)
Subject: RE: PRR 19-353 from Richard Lee Rynearson
Date: Wednesday, May 29, 2019 4:55:36 PM
Attachments: [image001.png](#)

Attorney-Client Privilege

[Kari I. Lester](#) | Member

Ogden Murphy Wallace P.L.L.C.
901 Fifth Avenue, Suite 3500 Seattle, WA 98164
phone: 206.447.0410 | Fax 206.447.0215
klester@omwlaw.com | www.omwlaw.com

CONFIDENTIAL COMMUNICATION – This communication constitutes an electronic communication within the meaning of the Electronic Communications Privacy Act, 18 U.S.C. Section 2510, and its disclosure is strictly limited to the recipient intended by the sender. It may contain information that is proprietary, privileged, and/or confidential. If you are not the intended recipient, any disclosure, copying, distribution, or use of any of the contents is STRICTLY PROHIBITED. If you have received this message in error, please notify the sender immediately and destroy the original transmission and all copies.

From: Robbie Sepler <rsepler@bainbridgewa.gov>
Sent: Wednesday, May 29, 2019 4:41 PM
To: Kari I. Lester <klester@omwlaw.com>
Cc: Joe Levan <jlevan@bainbridgewa.gov>
Subject: PRR 19-353 from Richard Lee Rynearson

Attorney-Client Privileged Communication

Kari,

Attorney-Client Privilege

Best Regards,



Robbie Sepler

Deputy City Attorney

www.bainbridgewa.gov

(206) 780-8623

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From: [Kari I. Lester](#)
To: "Robbie Sepler"
Cc: [Joe Levan](#)
Subject: RE: PRR 19-353 from Richard Lee Rynearson
Date: Wednesday, May 29, 2019 4:54:02 PM
Attachments: [image001.png](#)

Thanks Robbie,

Attorney-Client Privilege

[Kari I. Lester](#) | Member

Ogden Murphy Wallace P.L.L.C.
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phone: 206.447.0410 | Fax 206.447.0215
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From: Robbie Sepler <rsepler@bainbridgewa.gov>
Sent: Wednesday, May 29, 2019 4:41 PM
To: Kari I. Lester <klester@omwlaw.com>
Cc: Joe Levan <jlevan@bainbridgewa.gov>
Subject: PRR 19-353 from Richard Lee Rynearson

Attorney-Client Privileged Communication

Kari,

Attorney-Client Privilege

Best Regards,



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Deputy City Attorney
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From: [Robbie Sepler](#)
To: [Kari I. Lester](#)
Cc: [Joe Levan](#)
Subject: RE: PRR 19-353 from Richard Lee Rynearson
Date: Wednesday, May 29, 2019 4:59:15 PM
Attachments: [image003.png](#)
[image001.png](#)

The requestor is Richard Lee Rynearson.

Thanks!



Robbie Sepler
Deputy City Attorney
www.bainbridgewa.gov
(206) 780-8623

From: Kari I. Lester <klester@omwlaw.com>
Sent: Wednesday, May 29, 2019 4:55 PM
To: Robbie Sepler <rsepler@bainbridgewa.gov>
Cc: Joe Levan <jlevan@bainbridgewa.gov>
Subject: RE: PRR 19-353 from Richard Lee Rynearson

Attorney-Client Privilege

[Kari I. Lester](#) | [Member](#)

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Attorney-Client Privileged Communication

Kari,

Attorney-Client Privilege

Best Regards,



Robbie Sepler
Deputy City Attorney
www.bainbridgewa.gov
(206) 780-8623

Redaction Log

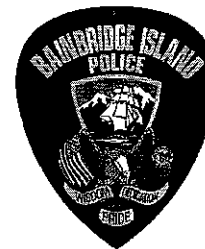
Reason	Page (# of occurrences)	Description
Attorney-Client Privilege	1 (1) 2 (1)	<p>This information has been redacted because it contains attorney-client privileged communication (i.e., request for legal advice) pursuant to RCW 5.60.060(2)(a) and Hangartner v. City of Seattle, 151 Wn.2d 439, 453 (2004) and/or attorney-client work product relevant to a controversy (RCW 42.56.290). The attorney-client privilege is an authorized exemption under the Public Records Act, RCW 42.56.070(1) which provides for the nondisclosure of documents exempted by "other statute."</p> <p>Disclosure would reveal the legal advice sought by the client or the legal advice given by the attorney, or would reveal the attorney's mental impressions, actual legal advice, theories, or opinions.</p>

Bainbridge Island Police Department

Jeffrey Horn, Interim Chief of Police

625 Winslow Way East • Bainbridge Island • WA • 98110

206-842-5211 www.bainbridgewa.gov



April 26, 2019

Clarence Moriwaki
155 Madison Ave N
Bainbridge Island, WA 98110

RE: Public Records Request 19-353 from Richard Lee Ryncarson

Dear Mr. Moriwaki:

The City of Bainbridge Island ("City") has received a request under the state Public Records Act ("PRA"), chapter 42.56 RCW, for the following records:

All documents, photos, emails, texts, videos, data, police reports and other records concerning myself and relating to any complaints or investigations related to me from October 24, 2018 until the present day to include any information that may be related to Houston Wade's claim from earlier this week on the "Emerald City Antifa" Facebook page that I am "wanted for questioning for breaking into someone's home and rearranging everything while they slept and smearing some sort of 'organic material' all over their walls."

The City has released incident report I18-1639 to the requester, but we have not released the associated photographs, although we believe they are public records subject to disclosure, because the photographs have information that could potentially be exempt under the PRA based on privacy. However, it is unclear to the City whether the information is exempt due to the wording of the PRA and the case law interpreting it, and the City is required by the PRA to construe such exemptions narrowly. We can provide a copy of the photographs to you for your review if you don't already have them.

If you have concerns regarding the release of these records, you have the option of seeking to enjoin (i.e., prevent) disclosure of some or all of these records following the procedure provided in RCW 42.56.540 (see below). In order to give you time to consider that option, the City will withhold release of the documents on the basis of third-party notification until 4:00 PM on May 24, 2019. In accordance with the procedures in RCW 42.56.540, if we don't receive a phone call or email from you indicating that you are seeking to enjoin release of the records by the established deadline (4:00 PM on May 24, 2019), the City will release the records to the requester following review for any material that may be exempt from release.

The statutory provision above referenced, RCW 42.56.540 (relating to court protection of public records), states:

The examination of any specific public record may be enjoined if, upon motion and affidavit by an agency or its representative or a person who is named in the record or to whom the record specifically pertains, the superior court for the county in which the movant resides or in which the record is maintained, finds that such examination would clearly not be in the public interest and would substantially and irreparably damage any person, or would substantially and irreparably damage vital governmental functions. An agency has the option of notifying persons named in the record or to whom a record specifically pertains, that release of a record has been requested. However, this option does not exist where the agency is required by law to provide such notice.

If you have any questions, please feel free to contact the City's Deputy City Attorney at (206) 780-8623 or the City's Public Records Officer at (206) 780-8618 (or via email at publicrecords@bainbridgewa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "K. Eisenhood", with a stylized flourish at the end.

Kelly Eisenhood
Senior Police Clerk