

## GUILD INVESTIGATION CHECKLIST

<b>Employee Name:</b>	Jeff Humphrey
<b>Type of Investigation:</b>	<input type="checkbox"/> Formal Complaint <input checked="" type="checkbox"/> Supervisory Complaint
<b>Date:</b>	September 9, 2013

Disciplinary Process	Date	Time Spent
Complaint received from Sgt. Snaza based on information provided from WSP, Chief Seiber issued Admin Leave notice on 9/9/13 and delivered to Humphrey by Sgt's Breen and Snaza.	09/09/13	3hr
Notice to Det. Jeff Humphrey of Internal Investigation	09/10/13	30min
Internal Supervisory Investigation begins by Sgt. Dusty Breen	09/09/13	18hr
Internal Supervisory Investigation submitted by Sgt. Dusty Breen to CCD Gene Seiber for review.	10/03/13	1 hr
Internal Supervisory Investigation returned to _____ for: <input type="checkbox"/> Follow-Up -OR- <input type="checkbox"/> Internal Supervisory Investigation Completed		
72-Hour Notice to Jeff Humphrey of Pre-Disciplinary Hearing by CCD Seiber (waived 72 hours to have hearing on 10/9/13)	10/07/13	30min
Pre-Disciplinary Hearing with Jeff Humphrey and Guild representative Dan Riordan	10/9/13	1 hr
Letter of Recommendation completed by CCD Gene Seiber and submitted to COS	10/16/13	1 hr
Letter of Recommendation completed by _____ and submitted to _____	N/A	N/A
Final resolution completed by <u>COS</u>	<u>10/22/13</u>	<u>6 hrs</u>
Post Discipline Meeting by <u>COS</u> with employee and delivery of final resolution. Advise employee of the following: <input checked="" type="checkbox"/> I have carefully considered the facts and circumstances of this case and sustain the policy violations cited and will hold you accountable for your performance. <input checked="" type="checkbox"/> Go over the DPA, provide employee their Documented Warning, Timed Letter, etc. <input checked="" type="checkbox"/> Consequences for failing to improve performance. <input checked="" type="checkbox"/> Ask employee if they have any questions.	<u>10/22/13</u>	<u>30 min.</u>

\*Note to Guild: Dates are agreed to be accurate unless disputed with Chief of Staff.

Revised 08-07-12



Final resolution e-mailed to Guild President		✓

**Additional Notes:** LCSO was notified of this incident by Jeff Humphrey after he was arrested for DUI on/or about 9/8/13.

**\*Due Dates:**

**Pre-Disciplinary Hearing:** (within 14 days of completion of supervisory investigation)

**Final Resolution:**

**Step I Grievance:** (within 14 days of completion of final resolution)

**Step II Grievance:** (within 14 days of Step I Grievance)

**Step III Grievance:** (within 14 days of Step II Grievance)

**Arbitration:** (within 14 days of Step III Grievance)

**Disciplinary Routing:**

Bureau Chief, Lieutenant/Patrol Commander, Supervisor Conducting Investigation, Guild President, Employee's Supervisor, Employee

## Tracking Sheet - Internal Investigation Timeline

Date/Time	Badge #	Time spent	Action Taken
09/09/13	2D1	1.5 Hours	WSP PDR, Contact with Sgt. Wood, gathering file documents.
09/17/13	2D1	1 Hour	Locating and saving articles as PDF files.
09/18/13	2D1	.5 Hour	Follow-up with WSP PDR
09/19/13	2D1	1 Hour	Report Review
09/23/13	2D1	1 Hour	Interview preparation for Sgt. Wood
09/24/13	2D1	2 Hour	Interview with Sgt Wood and preparation for interview with Humphrey.
09/27/13	2D1	1 Hour	Interview with Det. Humphrey
09/30/13	2D1	5 hours	Transcription by Lisa Arthur
10/02/13	2D1	3 Hours	Final report writing and file completion.
10/03/13	2D1	2 hours	Final report writing and file completion.
10/07/13	2A3	1 hour	Review of file - accepted
10/09/13	2A3	1 hour	Pre Disciplinary Hearing
10/11/13	2A3	2 hours	Memo to file, policy review, past disciplinary actions
10/14/13	2A3	3 hours	Final letter or recommendation to Chief of Staff for suspension
10/16/13	2A3	1 hour	Final letter forwarded to Chief of Staff

## MEMORANDUM

TO: Detective Jeff Humphrey  
FROM: Chief Criminal Deputy Gene Seiber  
DATE: October 7, 2013  
RE: Notice of Pre-Disciplinary Hearing

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This memo is to advise you allegations have been made against you in reference to violations of the Lewis County Sheriff's Office Policy Manual and the Lewis County Sheriff's Office Civil Service Rules. These allegations resulted from an off duty arrest for DUI.

You are alleged to have violated the following policy manual provisions:

- Lewis County Sheriff's Office Mission, Oath of Office and Ethical Values
- LCSO Policy 01.05.050 Egregious Offenses
- LCSO Policy 01.05.060 Affirmatively Promoting a Positive Public Image
- LCSO Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others
- LCSO Policy 01.05.090 Competent Performance
- LCSO Policy 01.05.100 Cooperative, Harmonious, and Respectful Behavior
- LCSO Policy 01.05.110 Efficient, Effective and Safe Performance
- LCSO Policy 01.05.120 Know and Obey Laws and Organizational Directives
- LCSO Policy 01.05.130 Trustworthy, Ethical, and Professional Behavior
- LCSO Policy 01.08.030 (F) General Firearms Specifications/Regulations

In addition, you are alleged to have violated Lewis County Civil Service Rule IX, Section 1, Paragraph A, incompetency, inefficiency to or dereliction of duty.

In accordance with Lewis County Sheriff's Office Policy 01.17.150, Section I, a pre-disciplinary hearing is scheduled for Wednesday, October 9th at 1400 hours, in my office. You may have a Guild representative accompany you to this hearing, if you so desire. The disciplinary file will be made available for your review at least one hour prior to the hearing.

cc: Sheriff Steve Mansfield  
Chief of Staff Steve Walton  
Deputies Guild President, Ken Cheeseman  
File – 2



**LEWIS COUNTY SHERIFF'S OFFICE  
ORDER TO COOPERATE**

Jeffrey Humphrey, you are about to be questioned as part of an on-going and official administrative investigation by the Lewis County Sheriff's Office.

You are a principle (principle, witness) in this case and you are being ordered to cooperate fully and completely.

Once this interview has been concluded, you are ordered to keep all information you know or have provided about this case strictly confidential. Any release or exchange of information by you, or found to have flowed from you, that has the potential of jeopardizing the integrity of this investigation will result in your immediate suspension and termination proceedings will be taken against you. This order does not prohibit you from discussing your representation rights only with a labor representative who is not a principle in this case, or your constitutional rights with an attorney.

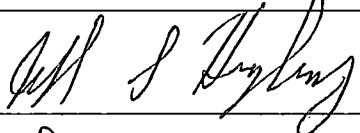
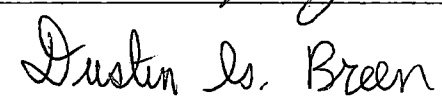
You will be asked specific questions that will relate directly, specifically and narrowly to the performance of your official duties or fitness as an employee of this Office. You are not permitted to refuse to answer all questions asked.

- This is an administrative interview, not criminal, and any responses to questions asked during this interview cannot be used against you in a criminal proceeding.
- All information in this case is confidential, and except as mandated by law, will be released only to proper authorities.
- You are ordered and required to answer all questions fully, truthfully and to the best of your knowledge and ability.
- If you refuse to answer questions specifically directed and narrowly related to the performance of your official duties, you will be subject to agency charges that will result in disciplinary action, up to and including termination.

The allegations to which you are being directed to respond are as follows (attach if necessary):

Your actions on 09/07/13 and 09/08/13, resulting in your arrest for DUI by the Washington State Patrol, as well as possession of an off-duty weapon while under the influence of alcohol.

I acknowledge that I have been informed of the above order and the nature of the allegations.

Member's Signature:		Date:	9/27/13
Interviewer's Signature:		Date:	09/27/13

**USE**

This form is to be completed BEFORE questioning. The original copy will be placed in the original case file and a duplicate copy will be given to the employee.

**LEWIS COUNTY SHERIFF'S OFFICE  
NOTICE OF RIGHT TO REPRESENTATION**

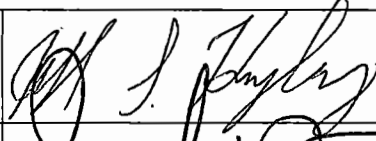
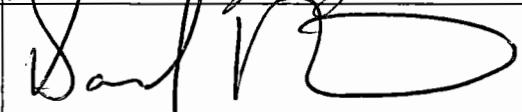
<b>DATE:</b>	09/27/13	<b>CASE NUMBER:</b>	WSP C0935956
<b>INTERVIEWEE:</b>	Jeffrey Humphrey		
<b>INTERVIEWER:</b>	Dustin Breen	<b>POSITION:</b>	Detective Sergeant
<b>NAME OF AGENCY:</b>	Lewis County Sheriff's Office		

Pursuant to your request, the following named person is granted permission to represent you during an administrative interview that has the potential of leading to progressive disciplinary action against you, up to and including termination.

<b>NAME OF REPRESENTATIVE:</b>	Danny Riordan	<b>TITLE:</b>	Vice-President
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You and your representative should understand that this interview is not a "due process" (i.e. Loudermill hearing). The function of a representative is to observe and assist you in clarifying questions presented to you or to present facts that promote your best interests in a non-confrontational, threatening, intimidating or disruptive manner. Your representative will not be permitted to attempt to bargain with the interviewer. Any attempt by you or your representative to impede the interview, create a disruption or become disrespectful will result in the representative being asked to leave. If your representative is a member of this agency, you and the representative will be subject to disciplinary action, up to and including termination, for such behavior.

Should you or your representative wish to make a brief statement on the record regarding the manner in which the interview was conducted, you will be permitted to do so.

<b>Member's Signature:</b>		<b>Date:</b>	9/27/13
<b>Representative's Signature:</b>		<b>Date:</b>	09/27/13

**USE**

Always complete this form when an employee is interviewed concerning an action that could be reasonably expected to result in progressive discipline, up to and including termination. Keep this form with the original case file.

**MEMORANDUM**

TO: Sheriff's Office Personnel  
FROM: Chief of Staff Steve Walton  
DATE: September 12, 2013  
RE: Detective Jeff Humphrey


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Detective Humphrey has been placed on administrative leave until further notice for an off-duty alcohol related incident on September 8<sup>th</sup>.

SW:sg

## MEMORANDUM

TO: Detective Jeff Humphrey

FROM: Chief Criminal Deputy Gene Seiber 

DATE: September 10, 2013

RE: Notice of Formal, Non-Criminal, Type I (Internal) Investigation

This is to inform you in accordance with Lewis County Sheriff's Office Policy (01.17.140), an investigation of a Type I Personnel Complaint has been initiated. The complaint relates to possible policy violation(s). Specifically, it is alleged you violated the following Lewis County Sheriff's Office Policies and/or Lewis County Civil Service Commission rules/regulations:

Potential violations include:

- Lewis County Sheriff's Office Mission Statement
- Lewis County Sheriff's Office Ethical Values
- Lewis County Sheriff's Office Oath of Office
- Lewis County Sheriff's Office Policy 01.05.050 Egregious Offenses
- Lewis County Sheriff's Office Policy 01.05.060 Affirmatively Promoting a Positive Public Image
- Lewis County Sheriff's Office Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others.
- Lewis County Sheriff's Office Policy 01.05.090 Competent Performance
- Lewis County Sheriff's Office Policy 01.05.100 Cooperative, Harmonious, and Respectful Behavior
- Lewis County Sheriff's Office Policy 01.05.120 Know and Obey Laws and Organizational Directives
- Lewis County Sheriff's Office Policy 01.05.130 Trustworthy, Ethical, and Professional Behavior.
- Lewis County Sheriff's Office Policy 01.08.030 General Firearms Specifications/Regulations
- Lewis County Civil Service Rule IX, Section 1, Paragraph A, incompetency, inefficiency to or dereliction of duty.

The above policies/rules/regulations which may have been violated stem from an incident on or about September 8, 2013, during which it is alleged you acted as follows:

You were arrested by the Washington State Patrol on the charge of DUI. Also during the arrest you were found to possess a loaded firearm while under the influence of alcohol.

Initial fact finding has been conducted by a first level supervisor. After review of the fact finding information, command staff has determined further investigation is necessary. The investigation has been assigned to: Detective Sergeant Dusty Breen.

Sergeant Breen will be contacting you soon to schedule an interview. The interview will not be scheduled within 48 hours of your receipt of this notice, (unless that time period is waived in writing by you). This will provide you with an opportunity to consult a Guild representative prior to the interview. You may also have a Guild representative present during the interview.

You are hereby warned, during the interview, or any follow up interview, if you refuse to answer questions, significant discipline, up to and including termination of employment may result.

You are guaranteed any statements and the fruits of those statements will not be used should there be any criminal prosecution associated with this matter.

Should you have questions regarding this process prior to being contacted by the assigned investigator, please feel free to contact me.

cc: Sheriff Steve Mansfield  
Chief of Staff Steve Walton  
Sergeant Rob Snaza  
Guild President Ken Cheeseman  
File - 2



OFFICE OF THE LEWIS COUNTY

# SHERIFF

Steve Mansfield, Sheriff  
"Committed to Make a Difference"

Steven D. Walton, Chief of Staff  
Gene O. Seiber, Chief Criminal Deputy

Stacy A. Brown, Chief Civil Deputy  
Kevin Hanson, Jail Administrator

December 31, 2013

~~Deputy Jeff Humphrey~~  
Operations Bureau

**RE: PERFORMANCE VERIFICATION LETTER**

Dear Deputy Humphrey:

On October 22, 2013, corrective action was taken to address a performance deficiency that, per LCSO Policy 01.39.050, necessitated removal of your 2013 Sheriff's Annual Letter of Confidence. While documentation addressing the deficiency remains in effect, this letter serves to close out your 2013 evaluation period.

With every new year my expectation and anticipation for continuous improvement and commitment to succeed remain constant. You are a valued member of this organization and I look forward to the year ahead.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Mansfield".

Steve Mansfield, Sheriff

cc: Chief of Staff Steve Walton  
Chief Deputy Gene Seiber  
Civil Service Commission  
Deputies Guild President, Ken Cheeseman  
Personnel File (Humphrey, Jeff)  
File - 2

**Lewis County Sheriff's Office Mission Statement**

To make a positive difference for members of our community by seeking and finding ways to affirmatively promote, preserve and deliver a feeling of security, safety and quality service.



OFFICE OF THE LEWIS COUNTY  
**SHERIFF**

Steve Mansfield, Sheriff

*"Committed to Make a Difference"*

Steven D. Walton, Chief of Staff  
Gene O. Seiber, Chief Criminal Deputy

Stacy A. Brown, Chief Civil Deputy  
Kevin Hanson, Jail Administrator

October 22, 2013

Detective Jeff Humphrey  
Operations Bureau

**RE: PLACEHOLDER LETTER – 2013**

Dear Deputy Humphrey:

This Placeholder Letter has been inserted in your personnel file as a result of a performance deficiency that resulted in an Untimed Written Reprimand on October 22, 2013. Per LCSO Policy 01.39.050, this action requires removal of your 2013 Sheriff's Annual Letter of Confidence.

Should your performance remain satisfactory for the remainder of this calendar year, an Employment Verification Letter will replace this letter at year's end.

I very much appreciate your willingness to improve and commitment to succeed in your job as you are a valued member of this organization.

Sincerely,

STEVE MANSFIELD, SHERIFF

A handwritten signature in cursive script, appearing to read "Gene Seiber".

Gene Seiber, Chief Criminal Deputy

cc: Sheriff Steve Mansfield  
Chief of Staff Steve Walton  
Civil Service Commission  
Deputies Guild President, Ken Cheeseman  
Personnel File (Humphrey, Jeff)  
File - 2



OFFICE OF THE LEWIS COUNTY  
**SHERIFF**

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Steven D. Walton, Chief of Staff  
Gene O. Seiber, Chief Criminal Deputy

Stacy A. Brown, Chief Civil Deputy  
Kevin Hanson, Jail Administrator

October 22, 2013

Deputy Jeff Humphrey  
Operations Bureau

Dear Deputy Humphrey:

On October 21, 2013, you were afforded the opportunity to respond in the disciplinary matter regarding policy violations stemming from your recent arrest for Driving Under the Influence (DUI) that occurred in the early morning hours of September 8, 2013. You elected to waive your right to this hearing as you felt you had already been afforded ample opportunity to be heard at the Pre-disciplinary Hearing convened by Chief Seiber on October 9, 2013. Therefore, after reviewing the internal investigative file and giving consideration to the totality of circumstances in this case, I concur with the investigative findings that the Lewis County Sheriff's Office Mission, Oath of Office, Code of Ethics and the following policies were violated:

- LCSO Policy 01.05.050 Egregious Offenses;
- LCSO Policy 01.05.060 Affirmatively Promoting a Positive Public Image;
- LCSO Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others;
- LCSO Policy 01.05.090 Competent Performance;
- LCSO Policy 01.05.100 Cooperative, Harmonious, and Respectful Behavior;
- LCSO Policy 01.05.110 Efficient, Effective and Safe Performance;
- LCSO Policy 01.05.120 Know and Obey Laws and Organizational Directives;
- LCSO Policy 01.05.130 Trustworthy, Ethical, and Professional Behavior;
- LCSO Policy 01.08.030 (F) General Firearms Specifications/Regulations.

In addition, I find the following paragraphs of Civil Service Rule IX, Section 1, were violated:

- Paragraph (A): Incompetence, Inefficiency or Inattention to or Dereliction of Duty; and
- Paragraph (B): ...any other act or omission tending to injure the public service; or any other willful failure on the part of the employee to properly conduct himself...

**Lewis County Sheriff's Office Mission Statement**

*To make a positive difference for members of our community by seeking and finding ways to affirmatively promote, preserve and deliver a feeling of security, safety and quality service.*



The Sheriff's Office cannot and will not tolerate violations such as those sustained in this case. It's easy to understand the commonly held expectation by citizens that those empowered to enforce laws must abide by those very laws themselves. Indeed it is common to hold enforcers of the law to an even higher standard because of such authority. When one of our own fails in this regard, the overall impact is far-reaching and not only severely compromises the public trust we work so hard to acquire and maintain, but also affects our ability to achieve our mission. The Sheriff expects all employees to uphold our ethical values and demonstrate the highest degree of professionalism in the performance of their duties. He further expects employees to conduct themselves responsibly both on and off duty in a manner that does not jeopardize public trust and does not bring discredit to themselves, this Office, or the law enforcement profession. Regrettably, you did not meet that expectation on September 8, 2013.

As a result of these findings, the following discipline will be implemented:

- You will be suspended without pay for 80 hours. The suspension will be coordinated through Chief Seiber and completed no later than November 11, 2013.

Additionally, the following will occur:

- You will be removed as a Detective on the Drug Task Force and assigned as Deputy in the Patrol Division effective November 8.
- You will be party to a Last Chance Agreement establishing conditions for continued employment as a Deputy for the Lewis County Sheriff's Office.

Any non-compliance with the provisions and conditions set forth in the Agreement will result in employment termination.

I wish to impress upon you that the seriousness of these sustained violations are grounds for employment termination. Only by your acknowledgement of wrong-doing, willingness to take responsibility for your actions, motivation to correct the performance, your work history, and willingness to be party to a Last Chance Agreement, did you save yourself from termination of employment. We look forward to you putting this event behind you and your continued professional development as a Deputy for the Lewis County Sheriff's Office.

If you have any questions regarding this matter, contact your Bureau Chief or me for clarification.

Sincerely,

STEVE MANSFIELD, SHERIFF

A handwritten signature in cursive script, appearing to read "S. D. Walton".

S. D. Walton, Chief of Staff

SDW:sg

cc: Sheriff Steve Mansfield  
Chief Gene Seiber  
Deputies Guild President, Ken Cheseman  
Civil Service Commission  
Personnel File (Humphrey, Jeff)  
Accountant  
~~File - 2~~



OFFICE OF THE LEWIS COUNTY  
**SHERIFF**

Steve Mansfield, Sheriff  
*"Committed to Make a Difference"*

Steven D. Walton, Chief of Staff  
Gene O. Seiber, Chief Criminal Deputy

Stacy A. Brown, Chief Civil Deputy  
Kevin Hanson, Jail Administrator

**LAST CHANCE EMPLOYMENT AGREEMENT**

This Agreement is being entered into for the purpose of establishing conditions for the continued employment of Jeff Humphrey as a Deputy with the Lewis County Sheriff's Office. This Agreement will represent the conditions of employment of Deputy Humphrey and shall represent the outcome of disciplinary measures resulting from his actions on September 8, 2013. Acceptance of this Agreement by Deputy Humphrey and the Lewis County Deputies Guild is with the complete understanding by Deputy Humphrey and the Lewis County Deputies Guild that any and all claims, causes of action and/or appeals regarding discipline from the September 8, 2013, incident are hereby waived and released.

In consideration of continued employment, Deputy Jeff Humphrey agrees to execute this Last Chance Agreement and fully comply with each of the obligations outlined herein:

1. He acknowledges and agrees to the sanctions awarded through the disciplinary process in this case, namely the imposition of 80 hours of suspension without pay. The suspension shall be coordinated through his chain of command and completed no later than November 11, 2013.
2. He acknowledges and agrees to meet with Sheriff Mansfield prior to returning to work to restate his commitment to fulfill the Mission and rededicate his upholding of the Oath of Office, Code of Ethics, ideals and ethical values of the Lewis County Sheriff's Office. This meeting will occur on no later than November 8, 2013.
3. He acknowledges and agrees that upon his return to duty from his suspension, he will be assigned to the Patrol Division and will no longer serve as a Detective in the Drug Task Force.
4. He acknowledges and agrees that he will satisfy all requirements and conditions of his deferred prosecution relative to his DUI. Failure to successfully complete prescribed requirements and conditions will automatically be cause for termination.

*Lewis County Sheriff's Office Mission Statement*

*To make a positive difference for members of our community by seeking and finding ways to affirmatively promote, preserve and deliver a feeling of security, safety and quality service.*

5. He acknowledges and agrees that any future alcohol-related incident or sustained policy violations criminal or egregious in nature will automatically be cause for termination.
6. He acknowledges and agrees that he will refrain from making any derogatory statement regarding the terms of this Agreement.
7. Deputy Humphrey acknowledges and agrees that he hereby waives all rights to challenge, and all procedural rights for any disciplinary action (including, but not limited to termination of his employment) that is proposed or taken against him related to the issues of this instant action. The waived rights include, but are not limited to, the rights to (1) appeal to the Civil Service Commission, file a grievance and/or request arbitration under any existing labor agreement, and (2) file any civil action in court.
8. He acknowledges and agrees that this Agreement will remain in effect for a period of five (5) calendar years from the date of its signing or until the date whereupon the court determines Deputy Humphrey has successfully satisfied the provisions of the court order relative to his deferred prosecution, whichever occurs later.
9. Deputy Humphrey acknowledges and agrees that if he complies with each of his obligations under this Agreement to the satisfaction of the Sheriff holding office at the end of the above mentioned time period, this Agreement will lapse.
10. Deputy Humphrey acknowledges and agrees that if he fails to comply with any of his employment obligations under this Agreement, the Sheriff, at any point during the time period, will serve written notice and Deputy Humphrey will be removed from his position and employment with the Sheriff's Office as of an effective date to be determined by the Sheriff. The waiver of rights stated in paragraph 7 above shall be applicable to such removal. One instance of noncompliance with this Agreement will be grounds for removal.

Deputy Humphrey and the Guild waive any rights they may have under the contract to grieve the validity of this Agreement.

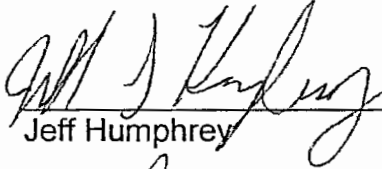
Deputy Humphrey has been directed to review carefully the terms and conditions of this Agreement.

Deputy Humphrey has been advised to seek any and all advice, labor counsel or legal representation he deems appropriate.

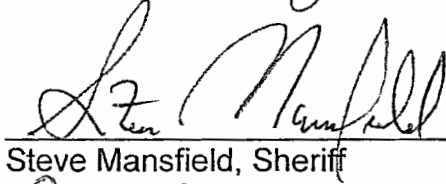
Deputy Humphrey has until 0900, October 23, 2013 to return this Agreement fully signed and dated both by himself and by a representative of his Guild. Should

he or his Guild elect not to do so by that date, it no longer will be open for his and its acceptance.

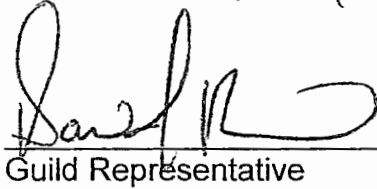
Any failure to comply fully with all of the terms of this Agreement and its instructions will result in termination.

  
\_\_\_\_\_  
Jeff Humphrey

10/21/13  
Date

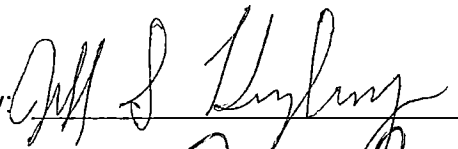
  
\_\_\_\_\_  
Steve Mansfield, Sheriff

10/21/13  
Date


  
\_\_\_\_\_  
Guild Representative

10/21/13  
Date

I hereby waive my right to a Loudermill Hearing. I have been given the opportunity to be heard during the Pre Disciplinary Hearing, and have nothing further to add.

Jeff Humphrey: 

Dated: 10/21/13

Guild Representative: 

Dated: 10/21/13



## MEMO TO FILE

**Date:** October 22, 2013

**From:** Chief of Staff Steve Walton 

**RE:** Loudermill Hearing/Final Disposition ICO Detective Jeff Humphrey

**Hearing Date/Time:** October 21, 2013, 1500 Hours

**\*\*Detective Humphrey waived his right to a Loudermill Hearing.\*\***


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For the record, a phone discussion was held with Guild Attorney Sean Lemoine on the evening of October 18, 2013 over the need to hold a Loudermill Hearing that was scheduled for Monday, October 21. Sean indicated that Jeff felt his story had been fully told during the Pre-disciplinary Hearing with Chief Seiber on October 9, 2013. He felt he had been afforded ample opportunity to be heard and nothing more needed to be stated. I told Sean it was Jeff's decision as to whether he wanted to personally appear at the Loudermill Hearing, provide a written statement in lieu of attending, or to waive the hearing altogether, in which case I would make the decision based upon the information available. This was understood by all parties.

When asked by Sean what I was considering the discipline to be, I responded that given my existing knowledge of the case and that nothing further would be presented, I was going to impose 80 hours suspension without pay and a Last Chance Agreement (LCA). I summarized the provisions of the LCA and our conversation ended as he was going to contact Jeff and explain the details.

(As is the standard in every case, all 7 principles of just cause and all 12 Douglas Factors were considered in reaching the decision on an appropriate sanction in this case. The 80 hours of non-paid suspension resulted in a dollar amount that is approximately midrange in the State's fee schedule for a DUI offense. Given the entire period of the deferred prosecution spans 5 years, the LCA was made to run concurrently with the court side of the house.)

Sean called back a short time later to gain some clarification and to discuss the possibility of debiting Jeff's vacation/comp time accounts to offset some of the non-pay suspension time. I disagreed with the proposal given the totality of this case and provided that were it not for Jeff's strong performance record and this being a first-time alcohol-related offense, we'd be looking at employment termination. I maintained the seriousness of this case warranted the LCA and for the entire 80 hours to be served without pay.



Sean spoke again with Jeff and then called me back to say Jeff and the Guild were agreeable to the terms. Our conversation ended with the understanding that Jeff would come by on Monday, October 21, to sign necessary documents.

On October 21, 2013 at approximately 1100 hours, Detective Humphrey appeared in my office with Chief Seiber to verify he did not desire a hearing. He signed a statement indicating he was waiving his right to a Loudermill Hearing and that he had been afforded the opportunity to be fully heard at his Pre-disciplinary Hearing with Chief Seiber and had nothing further to add.

From the conversation that had occurred with his Guild attorney on the previous Friday evening, he understood a disciplinary sanction of 80 hours suspension without pay would be imposed and he would be party to a LCA.

I asked Jeff to carefully review the LCA. I provided clarification to a question he had about one of the provisions that relates to future violations and due process rights. He indicated he understood the meaning to the provision.

He then signed the LCA.

We talked about the requirements of his deferred prosecution and moving forward. He takes full responsibility for his actions and fully understands the ramifications of failing to comply with the terms of his deferred prosecution and/or the LCA on his future employment with this Office. He is extremely sorry for the embarrassment he has brought to the Office, his co-workers, and the LE profession as a whole. He realizes there will be challenges before him on both personal and professional levels, but he has a positive attitude and wants to get back to work.

The meeting ended around 1130.





# OFFICE OF THE LEWIS COUNTY SHERIFF

Steve Mansfield, Sheriff

*"Committed to Make a Difference"*

Steven D. Walton, Chief of Staff  
Gene O. Seiber, Chief Criminal Deputy

Stacy A. Brown, Chief Civil Deputy  
Kevin Hanson, Jail Administrator

October 18, 2013

Detective Jeff Humphrey  
Operations Bureau

Dear Detective Humphrey:

I have reviewed the investigative file where you were cited by the Washington State Patrol for Driving Under the Influence (DUI) on September 8, 2013, in an off-duty status. After reviewing Chief Seiber's recommendation and discussing this matter with him, I have cause to believe the Lewis County Sheriff's Office Mission, Oath of Office, Ethical Values and the following policies may have been violated:

- LCSO Policy 01.05.050 Egregious Offenses;
- LCSO Policy 01.05.060 Affirmatively Promoting a Positive Public Image;
- LCSO Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others;
- LCSO Policy 01.05.090 Competent Performance;
- LCSO Policy 01.05.100 Cooperative, Harmonious, and Respectful Behavior;
- LCSO Policy 01.05.110 Efficient, Effective and Safe Performance;
- LCSO Policy 01.05.120 Know and Obey Laws and Organizational Directives;
- LCSO Policy 01.05.130 Trustworthy, Ethical, and Professional Behavior;
- LCSO Policy 01.08.030 (F) General Firearms Specifications/Regulations.

Also, I believe you may have violated Lewis County Civil Service Rule IX, Section 1:

- Paragraph (A): Incompetence, Inefficiency or Inattention to or Dereliction of Duty; and
- Paragraph (B): ...any other act or omission tending to injure the public service; or any other willful failure on the part of the employee to properly conduct himself...

Your actions in this incident and the pre-disciplinary hearing findings give me cause to believe disciplinary sanction may be appropriate consistent with Lewis County Sheriff's Office policy and Civil Service rules.

**Lewis County Sheriff's Office Mission Statement**

*To make a positive difference for members of our community by seeking and finding ways to affirmatively promote, preserve and deliver a feeling of security, safety and quality service.*

Prior to making my determination final, I am providing you an opportunity to respond. A Loudermill hearing will be held in my office on Monday, October 21, 2013, at 1500 hours. You have the right to have your Guild representative present, if you appear in person. If you choose not to appear in person, you may provide a written response to me no later than the scheduled time of the hearing. If you choose not to respond, I will make my decision based on the information I have:

If you have any questions regarding this matter, contact your Bureau Chief or me for clarification.

Sincerely,

STEVE MANSFIELD, SHERIFF

A handwritten signature in black ink, appearing to read "S. D. Walton". The signature is fluid and cursive, written over the printed name.

S. D. Walton, Chief of Staff

SDW:sg

cc: Sheriff Steve Mansfield  
Chief Criminal Deputy Gene Seiber  
Deputies Guild President, Ken Cheeseman  
File – 2

## INTER OFFICE MEMORANDUM

TO: Chief of Staff Steve Walton

FROM: Chief Criminal Deputy Gene Seiber *AS*

DATE: October 16, 2013

RE: Policy Violations – Detective Jeff Humphrey

---

### Summary

On September 8, 2013, the Lewis County Sheriff's Office was notified that Detective Jeff Humphrey had been arrested for DUI by the Washington State Patrol. He was off duty and driving his personal vehicle on Labree Road at the time of his arrest. He was armed and had three passengers in his vehicle. He was not booked into the Lewis County Jail and was currently at home awaiting orders from the Sheriff's Administration.

On September 9, Detective Humphrey was placed on administrative leave pending the outcome of an internal investigation. On the same day Detective Sergeant Breen was assigned to conduct the internal investigation.


On September 10, I issued a notice of internal investigation and it was delivered to Detective Humphrey.

On September 27, Detective Sergeant Breen completed his investigation and conducted an interview with Detective Humphrey. Also present at the interview was Guild Representative Dan Riordan. During the interview Detective Humphrey took responsibility for his actions and advised that he was currently seeking treatment.

On October 7, I accepted the final report and issued the notice of pre disciplinary hearing. I then contacted Detective Humphrey and he asked to waive the 72 hour notice so that Dan Riordan could be present at the hearing. The pre disciplinary hearing was set for October 9, 2013 at 1400 hours.

On October 9, at 1400 hours Detective Humphrey and Guild Representative Dan Riordan entered my office and advised that they were ready to proceed with the hearing. The case file was made available prior to the hearing and was returned to me before the hearing started.

I started the taped hearing by explaining the purpose of the hearing and provided a short understanding of the events and circumstances of this case. I asked



Detective Humphrey if I had provided an accurate summary of the case in which he said yes.

I then cited the alleged policy violations connected with this case. He acknowledged he understood the correlation between his performance / actions and alleged violations. I then offered him the opportunity to express whatever he thought was important for me to consider before I made my decision on discipline.

He stated he will need to rebuild relationships and trust with his co-workers and with people outside this office. He stated he has taken steps to seek assistance with his problem and understands the damage he has caused. He asked I take into consideration his past hard work and dedication to the Sheriff's Office.

I then asked several performance related questions. He acknowledged his actions did not support the Mission, did not uphold the Oath of Office and did not abide by the Code of Ethics. He acknowledged his actions adversely affected the organizations business necessity and is committed to take actions necessary to deal with his problem. I asked what I could do to help him. He asked when he returns to work he would like to work nights so he could attend his meetings during the day.

I concluded with a few process questions. He acknowledged he was aware of the existence and content of the cited policies and the consequences for non-compliance. He acknowledged he was given proper notification in writing of the allegations, date and time of hearings, was treated fairly and his due process rights were afforded to him. He further stated I had presented an accurate recount of the facts and circumstances in this case and he had been given opportunity to be heard and present his side of the story.


I concluded the taped portion of the hearing at 1417 hours.

Following the conclusion of the hearing I explained to Detective Humphrey the process that would follow. I also advised him the final discipline will involve some type of suspension, and that would be handled at the Chief of Staff's level.

### **Conclusion**

I find Detective Jeff Humphrey did violate the following Lewis County Sheriff's Office policies and provisions:

- Lewis County Sheriff's Office Mission, Oath of Office and Ethical Values (Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)



The public demands and expects a high level of professionalism, ethical behavior, and service from all employees of this Office. The Code of Ethics, Oath of Office, Mission, Ethical Values, and lawful directives serve as guiding principles in achieving agency goals and meeting acceptable work performance standards. Maintaining these standards on duty and off duty provide the basis for establishing and sustaining public trust.

- LCSO Policy 01.05.050 Egregious Offenses

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)

Egregious offenses are types of behavior that attack the efficiency, effectiveness and safety of the Office and the service we provide. These types of offenses cause the public to lose trust and respect for the Office, employees, or profession and call into question the feeling of safety and security in our community. Egregious offenses attack our mission in the most severe manner and seriously compromise the support needed to fulfill the vision the community has for the Sheriff's Office.

- LCSO Policy 01.05.060 Affirmatively Promoting a Positive Public Image

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)

Employees shall conduct themselves on and off duty, in a manner that does not damage or have the potential of (in the mind of a reasonable person) damaging or bringing the public image, integrity or reputation of the Lewis County Sheriff's Office into discredit or disrepute.

- LCSO Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others


He operated a motor vehicle under the influence of alcohol and endangered the public as well as his passengers by driving under the influence.

Employees shall not commit reckless or negligent acts or behave in such a manner that has the potential for endangering or injuring themselves, another person, or property.

- LCSO Policy 01.05.090 Competent Performance

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)

In a public safety organization where much of the work effort involves citizens' liberties and physical safety, incompetent performance cannot be tolerated. When incompetent performance is discovered, its source must be dealt with effectively and efficiently to minimize the potential for damage or injury. Otherwise, the organization risks incurring severe criticism, civil liability, loss of public trust, damaged reputation, and/or damage to equipment or human injury.

- 
- LCSO Policy 01.05.100 Cooperative, Harmonious, and Respectful Behavior

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole) Relationship is now damaged with the Washington State Patrol by his actions resulting in his arrest. The effective, efficient and safe delivery of public services requires a coordinated effort between all employees and public service agencies.

- LCSO Policy 01.05.110 Efficient, Effective and Safe Performance

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)

He operated a motor vehicle under the influence of alcohol and endangered the public as well as his passengers by driving under the influence. Acting or behaving in such a manner that unnecessarily disrupts the performance of other employees of the workforce.

- LCSO Policy 01.05.120 Know and Obey Laws and Organizational Directives

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)

Employees shall have an operational knowledge of, and comply with federal, state, constitutional, criminal, and civil laws applicable to their position and duty assignments. Employees shall display an affirmative, consistent effort to observe and comply with the directives, rules, policies, procedures, practices and traditions established for the effective, efficient, and safe operations of this Office. This standard applies to policies, procedures and practices that are written as well as those established by past patterns or practices.

- LCSO Policy 01.05.130 Trustworthy, Ethical, and Professional Behavior

(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and profession as a whole)

The public demands and expects a high level of professionalism, ethical behavior, and service from all employees of this Office. The Code of Ethics, Oath of Office, Mission, Ethical Values, and lawful directives serve as guiding principles in achieving agency goals and meeting acceptable work performance standards. Maintaining these standards on duty and off duty provide the basis for establishing and sustaining public trust.

- LCSO Policy 01.08.030 (F) General Firearms Specifications/Regulations  
Detective Humphrey was armed while under the influence of alcohol at the time of his arrest. By policy Deputies shall not be armed while affected by alcohol.

- In addition, you are alleged to have violated Lewis County Civil Service Rule IX, Section 1, Paragraph A, incompetency, inefficiency to or dereliction of duty.



(Criminal conduct, public safety, public trust, media attention and embarrassment to him, this agency and the law enforcement profession as a whole)  
Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and stains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed. He was also armed while under the influence of alcohol.

### **Mitigating Factors**

Detective Humphrey is a 12 year veteran of the Lewis County Sheriff's Office and was just recently recognized for his outstanding work connected to the Big Bottom Bust. I also reviewed our disciplinary files and found that he has only one other disciplinary matter that dated back to 2007. He has sought out treatment and has voluntarily installed an interlock on his private vehicle before being ordered by the court to do so.

### **Recommendation**

Based on the seriousness of Detective Humphrey's actions on the morning of September 8<sup>th</sup> 2013 discipline in this matter is warranted.

The public demands and expects a high level of professionalism, ethical behavior, and service from all employees of this Office. His actions caused the public to lose trust and respect for this Office, our employees, profession and call into question the feeling of safety and security in our community.

His actions damaged our public image, integrity and reputation of the Office which attacks our mission in the most severe manner and seriously compromise the support needed to fulfill the vision the community has for the Sheriff's Office.

I am recommending Detective Humphrey be suspended without pay for a period of eighty (80) hours. Upon return to active duty service he will be reassigned to the Patrol Division as a Deputy Sheriff.

**LEWIS COUNTY SHERIFF'S OFFICE**  
**Operations Bureau Memorandum**



TO: Disciplinary File

FROM: Chief Criminal Deputy Gene Seiber *GS*

DATE: October 11, 2013

SUBJ: Pre-Disciplinary Hearing

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On October 9<sup>th</sup> 2013 at 1400 hours I Chief Criminal Deputy Gene Seiber conducted a pre-disciplinary hearing with Detective Jeff Humphrey. Also present was Guild Vice President Dan Riordan. All parties present agreed to have the hearing taped, and acknowledged their permission during the recording.

At the beginning of the hearing Detective Humphrey was asked if he had voluntarily waived the 72 hour notice to hold the hearing on this date and at this time, he advised yes.

I explained the process and the purpose of the hearing and then provided a short understanding of the events and circumstances of the case. I asked Detective Humphrey if I had provided an accurate summary of the case in which he said yes.

I then cited the alleged policy violations connected with this case. He acknowledged that he understood the correlation between his performance and alleged violations. I then offered him the opportunity to express whatever he thought was important for me to consider before I made my decision on discipline.

Quotes from transcript:

Um, uh, like I explained, um, at the end of my interview with Detective Sergeant Breen, uh, I can expand on that a little bit. I want to relay to not only um, you know, everybody out there that works here at the Sheriff's Office, but also you know, the you guys in the, in the Admin. um, I think you could probably even extent this into other departments in this uh, county that we work closely with and also the Prosecutor's Office, uh, who has to prosecute my cases um, in the future, as that I know that I have to rebuild relationships and trust in everyone that is involved with working with me in the future and I am taking steps and have been taking steps since I was arrested in doing that, I've uh, from the day after I was arrested, I began um, getting help, stopped my current and previous activities that I was um, doing, off duty



and have not indulged myself in any of those since and um, have continued to um, get help for that situation and um, plan on continuing to do that from here on out. Um, I also want to uh, you know, make uh, make it, make it uh, known that you know, even though I have done some damage here, I have also done some really good work here as well and this, even though I know we've taken some steps back here, I want to bring it to the, to the attention that you know, this isn't, this isn't something that we all can't, we can't get past with my hard work and your guys' ability to let me do that.

After his statement I was provided documents that included; Intent to Seek Deferred Prosecution, Treatment Plan, Interlock Lease Agreement and Employer Interlock Exemption. Detective Humphrey stated he had already taken steps not yet been ordered by the court, to show his wiliness to correct his performance and show his commitment to change his life style.

I asked several performance related questions. He acknowledged his actions did not support the Mission, did not uphold the Oath of Office and did not abide by the Code of Ethics. He acknowledged his actions adversely affected the organizations business necessity and is committed to take actions necessary to deal with his problem. I asked what I could do to help him and he advised that when he returns to work he would like to work nights so that he could attend his meetings during the day.

I concluded with a few process questions. He acknowledged he was aware of the existence and content of the cited policies and the consequences for non-compliance. He acknowledged he was given proper notification in writing of the allegations, date and time of hearings, was treated fairly and his due process rights were afforded to him. He further stated that I had presented an accurate recount of the facts and circumstances in this case and he had been given the opportunity to be heard and present his side of the story.

I concluded the taped portion of the hearing at 1417 hours.

I explained to Detective Humphrey the process from this point forward. I explained based on the seriousness of the incident the sanctions would be not handled at my level and he could expect some sort of suspension handed down by the Chief of Staff. He stated that he understood and simply wants to move forward and get back to work.

Following the pre-disciplinary hearing I once again reviewed policy and compared other similar events before making my recommendation to the Chief of Staff on sanctions necessary in this case. After review I sustained each of the stated policies and have attached them under the document header of "Policy Violations".

My letter of recommendation will be forwarded to the Chief of Staff.

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The following policies were found to have been sustained:

- Lewis County Sheriff's Office Mission, Oath of Office and Ethical Values

*Yes – Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole.*

*The public demands and expects a high level of professionalism, ethical behavior, and service from all employees of this Office. The Code of Ethics, Oath of Office, Mission, Ethical Values, and lawful directives serve as guiding principles in achieving agency goals and meeting acceptable work performance standards. Maintaining these standards on duty and off duty provide the basis for establishing and sustaining public trust.*

- LCSO Policy 01.05.050 Egregious Offenses

*Yes – Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole.*

*Egregious offenses are types of behavior that attack the efficiency, effectiveness and safety of the Office and the service we provide. These types of offenses cause the public to lose trust and respect for the Office, employees, or profession and call into question the feeling of safety and security in our community. Egregious offenses attack our mission in the most severe manner and seriously compromise the support needed to fulfill the vision the community has for the Sheriff's Office.*

- LCSO Policy 01.05.060 Affirmatively Promoting a Positive Public Image

*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole.*

*Employees shall conduct themselves on and off duty, in a manner that does not damage or have the potential of (in the mind of a reasonable person) damaging or bringing the public image, integrity or reputation of the Lewis County Sheriff's Office into discredit or disrepute.*

- LCSO Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others

*Yes – He operated a motor vehicle under the influence of alcohol and endangered the public as well as his passengers by driving under the influence.*

*Employees shall not commit reckless or negligent acts or behave in such a manner that has the potential for endangering or injuring themselves, another person, or property.*

- LCSO Policy 01.05.090 Competent Performance

*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole.*

*In a public safety organization where much of the work effort involves citizens' liberties and physical safety, incompetent performance cannot be tolerated. When incompetent performance is discovered, its source must be dealt with effectively and efficiently to minimize the potential for damage or injury. Otherwise, the organization risks incurring severe criticism, civil liability, the loss of public trust, damaged reputation, and/or damage to equipment or human injury.*



- LCSO Policy 01.05.100 Cooperative, Harmonious, and Respectful Behavior  
*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole. Relationship is now damaged with WSP by his actions resulting in his arrest.*

*The effective, efficient and safe delivery of public services requires a coordinated effort between all employees and public service agencies.*

- LCSO Policy 01.05.110 Efficient, Effective and Safe Performance  
*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole. He operated a motor vehicle under the influence of alcohol and endangered the public as well as his passengers by driving under the influence.*

*Acting or behaving in such a manner that unnecessarily disrupts the performance of other employees of the workforce.*

- LCSO Policy 01.05.120 Know and Obey Laws and Organizational Directives  
*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole.*

*Employees shall have an operational knowledge of, and comply with federal, state, constitutional, criminal, and civil laws applicable to their position and duty assignments. Employees shall display an affirmative, consistent effort to observe and comply with the directives, rules, policies, procedures, practices and traditions established for the effective, efficient, and safe operations of this Office. This standard applies to policies, procedures and practices that are written as well as those established by past patterns or practices.*

- LCSO Policy 01.05.130 Trustworthy, Ethical, and Professional Behavior  
*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and profession.*

*The public demands and expects a high level of professionalism, ethical behavior, and service from all employees of this Office. The Code of Ethics, Oath of Office, Mission, Ethical Values, and lawful directives serve as guiding principles in achieving agency goals and meeting acceptable work performance standards. Maintaining these standards on duty and off duty provide the basis for establishing and sustaining public trust.*

- LCSO Policy 01.08.030 (F) General Firearms Specifications/Regulations  
*Yes – was armed while under the influence of alcohol. Officers shall not be armed while affected by alcohol.*

- In addition, you are alleged to have violated Lewis County Civil Service Rule IX, Section 1, Paragraph A, incompetency, inefficiency to or dereliction of duty.  
*Yes - Criminal conduct, public safety, public trust, media attention and embarrassment to him and this agency and the law enforcement profession as a whole.*

*Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and stains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed. He was also armed while under the influence of alcohol.*

PRE-DISCIPLINARY HEARING/J. HUMPHREY/10-09-13

Okay, uh, this is a uh, pre-disciplinary hearing. The time today or the time is 1400 hours, and today's date is October 9<sup>th</sup>, 2013. This is a pre-disciplinary hearing in the case of Detective Jeff Humphrey stemming from recently investiga' investigatory interview wherein the findings now require action at my level. I am Chief Criminal Deputy Gene Seiber. Also present here today is Detective Jeff Humphrey and Guild Vice President Detective Dan Riordan. It is the intent of this hearing to be recorded. I now ask each you, do you understand uh, this and agree with this recording? Uh, Jeff, do you agree?

A. (Jeff) Yes.

Q. And Dan?

A. (Dan) Yes.

Q. And I do too, I also. Uh, for the record, uh, on uh, Monday, October 7<sup>th</sup>, you personally waived the 72 hour notice to hold a hearing today at this time. Is that correct?

A. Yes.

Q. Okay. Uh, you've been through the fact finding phase and internal investigation interview. It is important you understand the purpose of this hearing that includes the following: it allowed management to convey an understanding of the events and circumstances of the case, formally notify you of the alleged violations, provide the correlation, the connection between your off duty actions alleged by, alleged violations, clarifying any no' uh, any issues that are necessary and provide an opportunity for you to respond uh, and give, you know, any information that you want to provide. Now, I want to express my understanding of the events and the circumstances of the case to bring us today, brings us here today. Basically, this file and what the information that, was, was uh, gathered from this. On September 8<sup>th</sup>, 2013, at about 00, uh, 338 hours, so 3:38 in the morning, while off duty and driving your personal vehicle, you were stopped on Labree Road and arrested for DUI by the Washington State Patrol. In your vehicle at the time of the stop were three other people, one of which was your adult son. Uh, your BAC level time of testing was .159 and .143 and that's provided from the information provided or in the, in the, the uh, State Patrol report. On September 27<sup>th</sup>, 2013, you were interviewed by Detective Sergeant Dusty Breen and during the interview, you took responsibility for your actions and advised that you've since sought treatment or help. Uh, did I provide an accurate summary of the case?

A. Yes, you have.

Q. Okay. Anything I need to clarify of what I said or be anything that you saw?

A. No.

Q. Okay and now I will cite the alleged policy violations. These again, were listed in, in the file here. Lewis County Sheriff's Office Mission, Oath of Office and Ethical Values, uh, Lewis County Policy 01.05.050, a Egregious Offenses, LCSO Policy 01.05.060, Affirmatively Promoting a Positive Public Image; LCSO Policy 01.05.070, Committing Unsafe Acts or Endangering Self or Others; Policy 01.05.090, Competent Performance, Policy 01.05.100, Cooperative, Harmonious and Respectful Behavior, Policy 01.05.110, Efficient, Effective and Safe Performance, Policy 01.05.120, Know and Obey All Laws and Organizational Directives and Policy 01.05.130, Trustworthy, Ethical and Professional Behavior and then the last one here is uh, Policy 01.08.030, General Firearms Specification Regulations. Did you understand the correlation between the performance, your performance and the alleged violations?

A. Yes.

Q. Okay. Now, another purpose of this hearing is to allow you a chance to be heard or anything that you'd like to provide. Uh, I will now offer you that opportunity to express whatever you feel is important to me, uh, to consider before any decision is made on discipline. Go ahead, if you want to say anything.

A. Okay. Um, uh, like I explained, um, at the end of my interview with Detective Sergeant Breen, uh, I can expand on that a little bit. I want to relay to not only um, you know, everybody out there that works here at the Sheriff's Office, but also you know, the you guys in the, in the Admin. um, I think you could probably even extent this into other departments in this uh, county that we work closely with and also the Prosecutor's Office, uh, who has to prosecute my cases um, in the future, as that I know that I have to rebuild relationships and trust in everyone that is involved with working with me in the future and I am taking steps and have been taking steps since I was arrested in doing that, I've uh, from the day after I was arrested, I began um, getting help, stopped my current and previous activities that I was um, doing, off duty and have not indulged myself in any of those since and um, have continued to um, get help for that situation and um, plan on continuing to do that from here on out. Um, I also want to uh, you know, make uh, make it, make it uh, known that you know, even though I have done some damage here, I have also done some really good work here as well and this, even though I know we've taken some steps back here, I want to bring it to the, to the attention that you know, this isn't, this isn't something that we all can't, we can't get past with my hard work and your guys' ability to let me do that.

Q. Okay. Yeah, I understand what, what you're saying.

A. Yeah.

Q. Um, you know, it, the incident occurred, now, it's more time for us to figure out what, how we're gonna move forward in the future and uh-

A. -uh huh-

Q. -so I understand what you're saying.

A. Yeah.

Q. I do, okay. Is there anything, Dan, you want to add?

A. (Dan) Actually, uh, let, let's go ahead and just do this portion of uh-

Q. -okay-

A. -we're on tape. Um, Jeff has uh, with his attorney, sought, they intend to seek deferred prosecution um, with that, he has followed the, uh, three criteria right here, which one is uh, have taken a breath and blood test, which he did at the initial arrest; um, he is uh, not previously entered, he hasn't ever been arrested and never entered into a deferred and that he is uh, in uh, showed intent at this time to uh, to get, seek help.

Q. Okay.

A. Um, this other documentation that we have here um, does show his treatment plan. He's already been enrolled, he's been in it since uh, I think that following week. Um, and that, is a copy of that. He's also taken a step forward to um, with this, and uh, he has obtained an interlock for his personal vehicle, um.

A. (Jeff) This is without being ordered from the Court.

A. (Dan) Yeah.

Q. Okay.

A. (Dan) And then um, this is the separate document. Now, this is just a copy, the actual, you do it online, and this is the employee declaration for ignition interlock exemption.

Q. Right.

A. (Dan) Um, this would allow him to uh, work as a law enforcement officer without doing any modifications to a patrol vehicle.

Q. Right.

A. (Dan) Is there anything else, Jeff?

A. (Jeff) Um, yeah. Like I, like I'd um, said, I'm been very proactive about this. I'm trying to stay one step ahead of, of everything. Um, I, almost to the point where I'm guessing of what the court may want me to do. Um, for instance, um, I'm, I believe that uh, when I go in to enter the deferred or the court enters me actually into the deferred which they will not do until you've been in this treatment program for sixty days, uh, which is around uh, November 18<sup>th</sup>, uh, that weekend or that week, um, that they're probably going to, the Judge is gonna make me do a,

a DUI victim's impact panel. I've already scheduled that. I have that tonight, so that way, um, when he orders it, I can show him a piece of paper and say, already done.

Q. Okay.

A. You know and that, I'm trying to think of everything that they might ask me to do so I can already have it done and it'll be provided for them right there. Uh, just like the uh, the uh, ignition interlock, he, he's if he re' uh, requires that, uh, it's already in my car. It's been in there for a month, here you go.

Q. All right.

A. You know, uh, everything I've been trying, I'm trying to stay ahead, so.

Q. Now, uh, and, and that's very good because playing catch up at the other end is always more difficult and it spreads the time out further.

A. Right, right.

Q. Um, so, you know, what you're doing is, is recognized and I'm, I'm glad you're doin' that, uh, I think it's gonna be you know, best for you and for your family and for your family here at the Sheriff's Office, so.

A. Yeah.

A. (Dan) I got one question that, how long is the deferred uh, go for?

A. Basically, the way that, the way the deferred program works is um, it's in, an intensive outpatient for um, 12 weeks, um, that means, I go three times a week uh, two hours each time for 12 weeks, which is uh, you know, three months and then you go, then I go uh, once a week for two hours for fifteen weeks and then it's once a month for 26 months and then obviously, um, I'm on uh, after that, I'm on after the, the 26 months, I would go on what's considered a bench probation, um, which uh, the en' the entire length of probation is five years. So, you're under uh, court probation for five years, for a total of five years.

Q. Okay.

A. But the, the, the uh, treatment program is set up for two years.


Q. Okay.

A. (Dan) Okay.

Q. Um, okay, quite intense program.

A. (Dan) Yes.





A. And it, it's not just the, it's not just the three times a week, they also um, have your, you have to have, go to self-help meetings, um, eight a month as well, so um, basically, it's, it's more than three days a week, it's more like five days a week, so.

Q. Okay.

A. And self-help meetings could be, you know, going to uh, uh, going to an AA meeting, it could be going to uh, church, it could be going to a counselor, um, what' you know, things like that.

Q. Okay.

A. (Dan) The other question I have is for the DOL portion of this. You said that you kind of jumped uh, you're, you're looking in the future and taking care of these things as it goes, um, the ignition interlock um, how long uh, obviously, uh, you've talked to your attorney, how long does that usually uh, last?

A. (Jeff) It, it's, it's my understanding now with the new law that came into effect that the, with doing the intent to go deferred, that puts a, what they call a stay on my license for the entire duration of the deferred which would be the two years, uh, so, my license goes into a um, probationary status, um, for two years and as long as I am doing what is required by the deferred program and don't violate those conditions of the deferred program, then the license stays in that probationary status and does not get suspended. Once the completion of the deferred program is complete, then obviously, the DUI gets dismissed. I go in and the probationary status on the license gets released and it goes back to just your regular license.

A. (Dan) Okay, good.

Q. Okay.

A. That's my understanding. The ignition interlock is my, it's my understanding that once the Ju', the Ju', when I go in around the 18<sup>th</sup>, that the Judge will order an ignition interlock to be in vehicle for a year.

Q. Okay.

A. (Dan) Okay. That's the only questions I had, sir.

Q. Okay. Uh, now, I just have a few uh, performance related questions I'd like to ask you, okay. Um, how did your actions support the Mission, uphold the Oath of Office and show that you abided by the Code of Ethi' Ethics?

A. My actions did not do that on that night.

Q. Okay.

A. Uh, there was some bad decisions made that night, obviously on my part that uh, I, looking back, obviously, um, you know, I um, I, yeah.

Q. Okay. Did your actions that occurred that night, adversely affect this organization's business necessity?

A. Yeah, can you say that again.

Q. Okay, the, did your actions adversely affect, being negative, uh, to this agency's business necessity?

A. Yes.

Q. Okay. Are you committed to take actions necessary to deal with, with uh, this problem?

A. I already am.

Q. Okay.

A. Aggressively.

Q. And what supervisory assistance, if any, do you need from us?

A. Uh, maybe, if anything, just uh, some scheduling stuff so that I can uh, complete uh, you know, make sure that I can get to, to these uh, mandatory uh, classes. Uh, right now, they're from uh, 10 in the morning to noon, Monday, or Tuesday, Wednesday and Thursday.

Q. Okay.

A. Um, so, uh, a night shift uh, would be, would work out perfect, I think.

Q. Okay.

A. Um.

Q. All right. Um, okay, before I conclude this hearing, I have a few process questions. Prior to this incident that brings us here today, were you aware of, of the, uh, aware of the existence and content of the cited policies and the consequences from non-compliance that I listed here today?

A. I've, I've been here for thirteen years. I know that we have a, policies that cover just about everything, um, that has to do with violating the law.

Q. Okay, so, that a yes?

A. Yes.

Q. Okay. During this process, did you uh, receive proper notification in writing of the allegations against you, the date and time of hearings? Were you treated fairly and objectively and were due process rights afforded to you?

A. Yes.

Q. Did I present to you an accurate recount of the facts and circumstances in this case?

A. Yes.

Q. And have you been given the opportunity to be heard and present your side of the story?

A. Yes.

Q. Okay, um, after this is done, um, be a few days to get this all put together, go back and look at this, so that, look at this fairly and determine what the next step is, okay, how discipline is gonna be handled in this matter. So, uh, I'll, once that's a decision is made, I'll get a hold of you.

A. Okay.

Q. And let you know. Um, so, uh, that's what I, all I have for, for today.

A. Okay.

Q. Okay. Uh, I will now end this hearing; the time now is 1417 hours.

Chief Criminal Deputy Gene Seiber  
Lewis County Sheriff's Office  
Chehalis, WA

GS:la  
October 9, 2013

**Intent to Seek Deferred Prosecution**

If you have been arrested for an alcohol/drug related offense involving a motor vehicle, your driving privilege can be suspended, revoked, or denied.

If you intend to seek deferred prosecution from the court, you may use this form to request that we stay (not impose) this action. The stay will be no longer than 150 days after the charges are filed, or two years after the date of the arrest, whichever time period is shorter.

**COPY**

To qualify, you must:

- Have taken a breath/blood test.
- Have not previously entered into an alcohol/drug related deferred prosecution program.
- File an intent to seek deferred prosecution with us.

To file an intent to seek deferred prosecution, complete this form and mail or fax it to:

**Deferred Prosecution  
Department of Licensing  
PO Box 9030  
Olympia, WA 98507-9030  
Fax: (360) 902-3802**

If you qualify for a stay, we will notify you by mail. If you have a valid Washington driver license, we will enclose a temporary driver license.

Once you enter into a deferred prosecution program:

- This arrest will not affect your basic driver license as long as you follow the court's requirements.
- Any commercial driver license will not be protected.

Name (Last, First, Middle initial) HUMPHREY, JEFFREY S			Date of birth 42.56.240(4)
Mailing address 42.56.240(4)			
City 42.56.240(4)	State	ZIP code	(Area code) Daytime telephone number 42.56.240(4)
Driver license number 42.56.240(4)	State WA	Date of arrest 09/08/2013	Date charged 09/09/2013
Representing attorney name (If applicable) DONALD BLAIR			
Attorney mailing address PO BOX 1207			
City CENTRALIA	State WA	ZIP code 98531	(Area code) Telephone number (360) 623-1070

**If you have requested an administrative hearing**

I wish to cancel my scheduled hearing. . . . .  Yes  No  
If you checked "Yes," please fax a copy of this form to the number listed on your hearing notice.

*I intend to seek deferred prosecution as a result of this alcohol/drug related arrest.*

**X** \_\_\_\_\_ 9-12-13  
Signature of driver or representing attorney Date

RCW 10.05; 46.20.308



STATE OF WASHINGTON  
DEPARTMENT OF LICENSING  
P. O. Box 9030, Olympia, WA 98507-9030

September 17, 2013

NOTICE OF STAY

aq

HUMPHREY, JEFFREY SHAUN

42.56.240(4)

2BYB

License #:

42.56.635 DOL

We received notice that you intend to seek deferred prosecution for your arrest on September 8, 2013. We will stay (postpone) the suspension for this arrest until 150 days after the charges are filed in court or two years after the date of your arrest, whichever time period is shorter. This postponement only applies to this arrest. You may still be suspended due to something else on your driving record. Authority: RCW 46.20.308(7)(10); RCW 10.05

If you requested a Department of Licensing hearing you should still attend as scheduled. If you wish to cancel or reschedule a hearing, fax a written request to (360)664-8492.

Enclosed is a temporary license (TL). This license must be carried with you when you drive. It expires at the same time as your regular driver license or the date marked on the TL, whichever comes first.

If your request for deferred prosecution is denied by the court or if you do not plan to request a deferred prosecution, notify us immediately.

For more information call Customer Service at (360) 902-3900, or write to Driver Records, Department of Licensing, P.O. Box 9030, Olympia, WA, 98507-9030. Further information is also available on our website at [www.dol.wa.gov](http://www.dol.wa.gov).

Driver Records

## Employer Declaration for Ignition Interlock Exemption

Use this form if you are required to have an ignition interlock device (IID) installed in all vehicles you drive, your employer requires you to drive a vehicle without an IID, AND you meet eligibility requirements.

### Eligibility and wait period

To be eligible for an employer exemption, you must have an IID installed in your personal vehicle. In addition, there is a wait period during which time you may not drive an employer owned vehicle without an IID. This wait period is a specific number of days (below) from the date your suspension/revocation began as a result of the conviction, or date the IID was installed, whichever is later:

- First alcohol/drug conviction – 30 days
- Second or subsequent alcohol/drug conviction – 365 days

### Exemption

If you meet eligibility and your employer requires you to drive a vehicle without an IID during working hours that is owned, leased, rented, or the temporary responsibility of your employer, you must:

- Complete the employee section of this form
- Have your employer complete and sign the employer section
- Carry a copy of this form when driving for your employer
- Email, fax, or mail this completed form to:

Restricted License  
 Department of Licensing  
 PO Box 9030  
 Olympia, WA 98507  
 Email: [interlock@dol.wa.gov](mailto:interlock@dol.wa.gov)  
 Fax: 360-570-7824

**You may only drive the vehicle(s) during working hours.** Employer vehicles assigned exclusively to you that are used solely for commuting to and from employment are not eligible for an exemption.

Click here to START or CLEAR, then hit the TAB button

### Employee

PRINT OR TYPE Name of applicant <i>(Last, First, Middle initial)</i>		
Washington driver license number	Date of birth	(Area code) Daytime telephone number

### Employer

Name of employer or representative name	Company (Area code) Telephone number	
Company name	UBI number	
Company street address		
City	State	ZIP code

**This employee is required to operate a vehicle during working hours that is owned, leased, rented, or in the temporary care of this company.**

*I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.*

**X** Complete Employee section, print out, and have your employer complete and sign.

Date and place signed	Employer signature
-----------------------	--------------------

**GUARDIAN INTERLOCK RESPONSIBLE DRIVER PROGRAM LEASE AGREEMENT**

**1. LESSOR:** SHERAM ENTERPRISES, INC.  
 d/b/a Guardian Interlock® Systems  
 228 Church Street  
 Marietta, Georgia 30060  
 (770) 499-0499

**LESSEE:** JEFFREY S HUMPHREY

42.56.250(4)

Phone:

Date of Birth: 42.56.250(4)

Driver's License No.: 42.56.635 DOL

State: WA

**2. EQUIPMENT TO BE LEASED.** The following equipment is leased by Lessor and Company to Lessee and comprises a complete Guardian Interlock® ignition interlock system (the "System"):

Model # AMS2000 Serial # 18018 &

**3. VEHICLE INFORMATION.** Lessor will install the System on the following vehicle of Lessee:

Make and Model: MAZDA 626 Year: 1999 License No.: AKD9344 State: WA

Vehicle ID Number: 1YVGF22C1X5895313

Registered Owner: \_\_\_\_\_ Lienholder: \_\_\_\_\_

Note: If the Lessee is not the registered owner of the above vehicle, notarized permission of the registered owner for installation must be attached to this Lease.

**4. TERM OF LEASE.** This Lease shall commence as of October 01 of the year 2013, shall continue for a period of 12 months, and end on October 01 of the year 2014. Lessee will return the System to Lessor at the expiration of the Lease term in good working order and condition, normal wear and tear excepted.

**5. LEASE PAYMENTS.**

(a) Payments. Lessee shall pay to Lessor lease payments of \$75.00 (plus sales tax) on a X monthly or     bi-monthly basis. Payments will be made by such means as are acceptable to Lessor. Lease payments shall be delivered to Lessor at the address set forth above at each scheduled monitoring visit. **Lessee understands that if Lessee fails to pay rent when due the System will render Lessee's vehicle unable to be started until the rent is paid.**

(b) Total Payment Due at Inception. The following amounts shall be paid by Lessee on the commencement date of this Lease:

Installation Charge	<u>\$15.00</u>
First Monthly or Bi-Monthly Payment	<u>\$75.00</u>
Sales Tax	<u>\$6.00</u>
 Total Due	 <u>\$96.00</u>

(c) Total Payments Under Lease. The total of all monthly or bi-monthly payments and other charges to be paid by Lessee under this Lease are as follows:

Installation Fee	<u>\$15.00</u>
Total of All Monthly or Bi-Monthly Monitoring Visit Fees	<u>\$2,757.92</u>
Total of All Lease Payments	<u>\$972.00</u>
De-Installation Fee	<u>\$140.00</u>
Total of All Other Fees and Charges	<u>\$0.00</u>
 Total of All Payments Under Lease	 <u>\$3,884.92</u>

Lessee is responsible to pay all assessments, taxes, charges, and fees, whether municipal, state, or federal, including, but not limited to, sales, use, excise, and property taxes, and penalties and interest thereto, relating to Lessee's use of the System, excluding, however, any taxes measured or based solely on Lessor's net income. Payments made in advance may not be refundable; Lessee will refer to, and be bound by, the Policies and Procedures page with respect to such refunds.

**6. LATE PAYMENTS.** Payment is due in full at each monthly or bi-monthly monitoring service visit. Lessee acknowledges that the Lessor shall not perform service on the System until payment is made. Lessee further acknowledges that if a System monitoring check is not performed as scheduled, the System may prevent the vehicle in which the System is installed from being started. In the event of any late payment or missed appointment, a fee may be charged; Lessee will refer to, and be bound by, the Policies and Procedures page with respect to the conditions under which a late payment fee or missed appointment fee may be charged and the amount of such fee.

DIAN INTERLOCK RESPONSIBLE DRIVER PROGRAM LEASE AGREEMENT

SIGHT AND SOUND AUDIO  
1700 SOUTH GOLD ST ST  
CENTRALIA, WA. 98531  
360-736-0153

ENTERPRISES, INC.  
rdian Interlock® Systems  
h Street  
Georgia 30060  
-0499

LESSEE: JEFFREY S HUMPHREY

42.56.250(4)

Phone:

Date of Birth: 42.56.250(4)

Driver's License No.: 42.56.635 DOL

State: WA

COPY

TERMINAL ID.: 0010540008022906849000  
MERCHANT #: 8022906849

DEBIT  
\*\*\*\*\*4027 EXP:\*/\*\* SWIPED  
DEBIT SALE  
RECORD: 2 INV: 000002  
DATE: Oct 01, 13 TIME: 14:56  
BATCH: 000291  
TRN: 1001215618

AUTH: 160876

APPROVAL 160876

LEASED. The following equipment is leased by Lessor and Company to Lessee and comprises a  
rdian Interlock® ignition interlock system (the "System"):

Serial # 18018 &

CONDITION. Lessor will install the System on the following vehicle of Lessee:

V 626 Year: 1999 License No.: AKD9344 State: WA  
GF22C1X5895313

Lienholder:

SIGNATURE NOT REQUIRED

CUSTOMER COPY

not the registered owner of the above vehicle, notarized permission of the registered owner for installation  
must be attached to this Lease.

4. TERM OF LEASE. This Lease shall commence as of October 01 of the year 2013, shall continue for a period  
of 12 months, and end on October 01 of the year 2014. Lessee will return the System to Lessor at the expiration  
of the Lease term in good working order and condition, normal wear and tear excepted.

5. LEASE PAYMENTS.

(a) Payments. Lessee shall pay to Lessor lease payments of \$75.00 (plus sales tax) on a X monthly or     bi-monthly basis.  
Payments will be made by such means as are acceptable to Lessor. Lease payments shall be delivered to Lessor at the address set  
forth above at each scheduled monitoring visit. **Lessee understands that if Lessee fails to pay rent when due the System will  
render Lessee's vehicle unable to be started until the rent is paid.**

(b) Total Payment Due at Inception. The following amounts shall be paid by Lessee on the commencement date of this Lease:

Installation Charge	<u>\$15.00</u>
First Monthly or Bi-Monthly Payment	<u>\$75.00</u>
Sales Tax	<u>\$6.00</u>
Total Due	<u>\$96.00</u>

(c) Total Payments Under Lease. The total of all monthly or bi-monthly payments and other charges to be paid by Lessee under this  
Lease are as follows:

Installation Fee	<u>\$15.00</u>
Total of All Monthly or Bi-Monthly Monitoring Visit Fees	<u>\$2,757.92</u>
Total of All Lease Payments	<u>\$972.00</u>
De-Installation Fee	<u>\$140.00</u>
Total of All Other Fees and Charges	<u>\$0.00</u>
Total of All Payments Under Lease	<u>\$3,884.92</u>

Lessee is responsible to pay all assessments, taxes, charges, and fees, whether municipal, state, or federal, including, but not limited to, sales, use, excise, and  
property taxes, and penalties and interest thereto, relating to Lessee's use of the System, excluding, however, any taxes measured or based solely on Lessor's net  
income. Payments made in advance may not be refundable; Lessee will refer to, and be bound by, the Policies and Procedures page with respect to such refunds.

6. LATE PAYMENTS. Payment is due in full at each monthly or bi-monthly monitoring service visit. Lessee acknowledges that the Lessor shall not perform  
service on the System until payment is made. Lessee further acknowledges that if a System monitoring check is not performed as scheduled, the System may  
prevent the vehicle in which the System is installed from being started. In the event of any late payment or missed appointment, a fee may be charged; Lessee  
will refer to, and be bound by, the Policies and Procedures page with respect to the conditions under which a late payment fee or missed appointment fee may be  
charged and the amount of such fee.



**MAINTENANCE.** Lessee will schedule and pay for monthly or bi-monthly monitoring appointments at the Guardian Interlock® Service Center at the following location: 1700 S Gold St Ste 3 Central WA 98532 or the designated service location. **LESSEE MUST RETURN FOR MONITORING SERVICE NO LATER THAN THE 04 DAY OF November AND 2013.** The Service Center will monitor and calibrate the System, make necessary repairs or adjustments, and report compliance/non-compliance with the monthly or bi-monthly monitoring schedule to the Lessee and, if the System has been installed pursuant to a court order, the appropriate court. Lessee assumes full responsibility for any loss or damage to the System while in Lessee's possession. Lessee will pay to Lessor the replacement cost of any System that is lost or stolen, and the actual cost of repair or to replace any damaged System, or any other maintenance work on the System that may be required which is not covered by warranty hereunder.

**8. WARRANTIES.** During the term of this Lease, Lessor will repair or replace the System at no charge to the Lessee if it is not functioning properly due to a defect in materials or workmanship. Such replacement shall be done during normal business hours at the location where the System was installed. THIS WARRANTY IS EXCLUSIVE AND THERE ARE NO WARRANTIES WHICH EXTEND BEYOND THE DESCRIPTION HEREIN, EXPRESS OR IMPLIED, INCLUDING ANY WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. LESSOR SHALL IN NO EVENT BE LIABLE FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES. Lessee shall be responsible for and shall pay or reimburse Lessor for any damages to the System caused by unauthorized repairs or tampering. LESSEE EXPRESSLY ACKNOWLEDGES AND AGREES THAT LESSOR SHALL HAVE NO RESPONSIBILITY OR LIABILITY RELATED TO DAMAGE TO LESSEE' VEHICLE RELATED TO INSTALLATION OR REMOVAL OF THE SYSTEM. LESSOR IS NOT RESPONSIBLE FOR INCONVENIENCE OR LOSS OF REVENUE RELATED TO THE USE, NON-USE, OR FAILURE OF THE SYSTEM.

**9. EARLY TERMINATION.**

(a) **By Lessee.** If this Lease was entered into by Lessee in connection with an order of a court, Lessee may terminate this Lease before the end of the Lease term upon presentation of an order from the appropriate court permitting such termination. Otherwise, this Lease is not terminable or cancelable by Lessee. In the event of such termination, an early termination fee may be charged; Lessee will refer to, and be bound by, the Policies and Procedures page with respect to the conditions under which an early termination fee may be charged and the amount of such fee.

(b) **By Lessor and Company.** Lessor and Company may terminate this Lease before the end of the Lease term under the following conditions: (i) failure of Lessee to make the monthly or bi-monthly and all other payments required under this Lease, or (ii) misuse by the Lessee of the System or any equipment comprising the System. In the event of such termination, an early termination fee may be charged; Lessee will refer to, and be bound by, the Policies and Procedures page with respect to the conditions under which an early termination fee may be charged and the amount of such fee. If this Lease was entered into by Lessee in connection with an order of a court, Lessor shall report said termination to such court. Failure to return the vehicle to Lessor for removal of the System and Payment of all sums owed under this Agreement within seven (7) days after termination of the Agreement for any reason shall constitute theft of the System and shall authorize Lessor or Company to take possession of such vehicle and hold it until all monies owed to Lessor have been paid in full. Lessee shall be responsible for all charges related to obtaining, transporting, and storing such vehicle, and for removal of the System from such vehicle; which charges shall include, but shall not be limited to, Lessor's reasonable attorneys' fees. Lessee hereby releases Lessor, Company, and any and all of their directors, officers, members, partners, shareholders, employees, agents, and attorneys, and the successors and assigns of any of them, from any and all liability related to obtaining, transporting, and storing such vehicle.

**10. CREDIT CARD PRE-AUTHORIZATION.** The Undersigned hereby authorizes Sheram Enterprises, Inc. d/b/a Guardian Interlock® Systems (the "Company") to charge the credit card account listed below for all charges relating to the repair and/or replacement of the Guardian Interlock® ignition interlock system (the "System") including any unpaid lease amounts, which was leased to the Undersigned in this document.

**11. NO PURCHASE OPTION.** At the expiration of this Lease, Lessee shall not be entitled to purchase the System leased hereunder.

**12. VARYING TERMS.** No technician or service employee has any authority to vary the terms of this Lease. Lessee may not rely upon, and Lessor or Company will not be bound by, any variations or representations made by any such technician or employee pertaining to this Lease.

**13. OWNERSHIP.** Lessor and Lessee acknowledge and agree that Company is the owner of the System and this Lease.

**14. SUBSTITUTION.** Lessee acknowledges and agrees that should Lessor lose the right to lease the System to Lessee hereunder, Lessee shall, upon request of Company, pay any and all lease payments when due directly to Company or its designee according to the terms hereof at the address shown in Section 1.

IN WITNESS WHEREOF, Lessor, Lessee, and Company have caused this Participant Lease Agreement to be duly executed as of October 01 of the year 2013.

LESSEE:

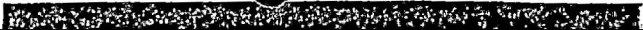
Credit card type: Credit Card  
Credit Card Account: \*\*\*\*\*  
CCV: \*\*\* Exp. Date:    

JEFFREY S HUMPHREY

Signature

LESSOR:

SHERAM ENTERPRISES, INC  
Roy Sheram  
Its: President



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**Lewis County Sheriff's Office**  
**Memorandum**

To: Chief Criminal Deputy Gene Seiber

From: Detective Sergeant Dusty Breen 

Date: 09/30/13

Re: Detective Jeff Humphrey – Type I Personnel Complaint

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On 09/09/13 I, Detective Sergeant Dusty Breen, was assigned to conduct an internal investigation into possible policy violations allegedly committed by Detective Jeff Humphrey. I was aware Detective Humphrey had been placed on paid administrative leave due to these allegations. The investigation stemmed from a criminal incident occurring in Chehalis, Washington on 09/08/13, in which Detective Humphrey had been arrested for Driving Under the Influence of Intoxicants.

On 09/09/13 I contacted Washington State Patrol Sergeant Matt Wood, the arresting officer, to inquire about obtaining a copy of the report through a public disclosure request. He subsequently referred me to a process through their agency web site. I also advised him I would be contacting him in the future to discuss the incident further with him. I then followed the directions on the WSP web site and e-mailed a public records request on 09/09/13, at approximately 1347 hours.

In the afternoon hours of 09/09/13 I was contacted by Administrative Assistant Carrie Breen of the Lewis County Sheriff's Office Corrections Bureau. She advised one of their sergeants, in an effort to be proactive, had burned a video copy to CD of Detective Humphrey entering and exiting the jail BAC room. She advised she had two copies, one to be retained by them, and the other was an extra copy as the video had not been requested by anyone. I advised I would place the second copy with the case file. Upon reviewing the video I found nothing of interest. Detective Humphrey appeared to walk with his usual stride or gait. This video was placed into the investigative file.

As of 09/18/13 I had not received a response via e-mail or mail from the Washington State Patrol in reference to the public disclosure request. I forwarded the original e-mail to them and advised I had not received a response. After a string of e-mails I was sent a PDF file containing the requested documentation at 1619 hours. The PDF file contained a copy of the public disclosure

request, the report narrative of Sergeant Wood, the DUI packet, a supplemental report, breath test documents, a citation copy, a tow/impound form, two photos, and forms in reference to the custody and seizure of a Ruger LCP .380 handgun.

On 09/19/13 I began to review the PDF file I had received. I learned Sergeant Wood had been at a collision scene at the Labree Road overpass over I-5. I was aware there had been a pursuit by their agency which terminated in the collision event. Sergeant Wood's report indicated Labree road was closed for traffic in all directions. He indicated a DOT sign truck had been placed to close westbound traffic on Labree Road. He indicated the truck's electronic reader board alternated between displaying "RAMP CLOSED" and "USE ALTERNATE ROUTE". He also indicated there were three patrol vehicles at the scene with emergency lights illuminated, and one more without emergency lights activated. A tow truck was also blocking lanes of travel with emergency lights activated.

Sergeant Wood's report stated at approximately 0338 hours he was standing outside his vehicle. While doing so he observed a gray Ford F150, bearing license B02291M, traveling westbound on Labree Road. Sergeant Wood stated the vehicle drove past the DOT sign truck and attempted to get the vehicle to stop. He indicated he was wearing a reflective vest, shining his flashlight at the truck, and waving his arms, yet the vehicle continued. He stated he yelled ahead to warn a detective and the vehicle came to stop at the flashing red intersection light.

Sergeant Wood contacted the passenger side of the vehicle observing the driver, later identified as Detective Humphrey, and three additional passengers. He also smelled an overwhelming odor of intoxicants from the vehicle. While speaking to Detective Humphrey he was described as having a far off look, flushed skin, and watery/bloodshot eyes. He also apologized for not seeing the DOT truck. Sergeant Wood contacted Detective Humphrey at the driver's door and directed him to step out. He stated Detective Humphrey stated he was sorry and when he spoke Sergeant Wood could smell the odor of intoxicants on his breath. He stated he asked Detective Humphrey how much he had to drink, but Detective Humphrey only stared forward, not responding. When requested to do so, Detective Humphrey declined to perform voluntary field sobriety tests.

Based on his observations Sergeant Wood placed Detective Humphrey in custody for DUI. Detective Humphrey was handcuffed and given his Miranda advisements, but did not invoke. Detective Humphrey then advised Sergeant Wood he was a detective with our agency and further stated he has been in a similar position and would not be an issue. When asked, Detective Humphrey indicated he had a loaded firearm on his person, a Ruger LCP .380, and this was removed from his front right pocket.

Detective Humphrey was transported to the Lewis County Jail where he was processed for DUI. During the BAC process an attempt to contact two attorneys were made, but neither were available. Detective Humphrey submitted to the BAC and provided two breath samples, but due to the request for an attorney, the DUI packet questions were not asked. Due to a BAC error the

machine could not print the results and Detective Humphrey was subsequently transported to his residence by Sergeant Wood.

According to Sergeant Wood's supplemental report he returned to the BAC machine in the Lewis County Jail with a technician. The BAC printed the results from Detective Humphrey's processing which displayed results of .159 and .143. The report concludes with Sergeant Wood advising the citation will be filed with the Lewis County Prosecutor's Office.

On 09/23/13 Sergeant Wood returned to duty and I was able to schedule an interview with him for the following day. On 09/24/13, at approximately 1010 hours I met with Sergeant Wood in my office. He agreed to provide a recorded interview for our internal investigation purposes. The information provided by Sergeant Wood was consistent with his report, but did yield additional details and clarification. He stated WSP units were at Labree road and it was closed for traffic in all directions. This was due to a pursuit in which the suspect vehicle collided with a guardrail on Labree road at the northeast corner of the overpass.

Sergeant Wood indicated there were total station detectives on scene, and the vehicle was in the process of being removed when Detective Humphrey had driven into the scene. I showed Sergeant Wood an aerial depiction of the overpass and surrounding area from google maps. He agreed this was an accurate depiction except the damaged guardrail which occurred the evening of the incident. I asked about the location of the DOT sign truck facing approaching westbound traffic. Sergeant Wood indicated the aerial image was too close in scale and the truck would have been located in the corner near the map icon.

He further describes the DOT truck being located in the area where Labree road splits from one lane, to two lanes, and then to four lanes. He believed the truck was closer to where the two lanes split on the east side of the collision scene. He indicated during the time he was at the scene Detective Humphrey's vehicle was the only one to actually enter the scene, and several other vehicles approached, turned around, and then left the way they had arrived. Sergeant Wood pointed to a white passenger car in westbound lane one of the aerial image. He indicated his vehicle was parked in the same lane, lane one, approximately a hundred feet east of where this vehicle was located in the image.

Sergeant Wood indicated he observed Detective Humphrey pass the DOT truck and continue towards his location. He stated he was in uniform and wearing a reflective vest, standing near his patrol vehicle. He said he shined his flashlight at Detective Humphrey, was waving his arms to signal to him, and yelled for him to stop, but the vehicle continued in the original westbound direction. He stated he yelled ahead to Detective Ortiz who was in the median by lane four to warn her of the approaching vehicle. This position was depicted on the aerial image with an "X". He stated he had run behind the vehicle trying to get it to stop.

Due to power issues the signal lights at all the intersections were flashing red. He stated as Detective Humphrey approached the signal he slowed and came to a stop at the stop line. This

stop line was circled on the aerial photograph. He stated a tow truck was removing the collision vehicle during this time and was parked parallel to the same stop line. The tow truck was blocking the turn lane and lane one. He stated Detective Humphrey was in one of the lanes closer to the centerline. He stated he believed, although he was speculating, Detective Humphrey did not hear or see his warnings, and merely stopped at the red light. He stated this was based on the manner in which the vehicle slowed and stopped, as well as when he observed the brake lights had come on.

Sergeant Wood stated upon contacting the vehicle on the passenger side, he observed it was occupied by four males. He smelled an odor of intoxicants emanating from the vehicle, and Detective Humphrey had a blank stare and glassy eyes. He apologized when asked about not seeing the DOT truck and the emergency vehicles with their lights activated. He stated he had Detective Humphrey shut off the vehicle and contacted him on the driver's side of the vehicle. He described Detective Humphrey as cooperative and did not recall any stumbling or impairment with his ambulatory skills.

Sergeant Wood indicated when asked if Detective Humphrey would submit to voluntary field sobriety tests he declined. He stated he asked Detective Humphrey how much he had to drink, but he did not respond and only stared ahead. Sergeant Wood stated during this time Trooper Tara Hicks was also on scene and advised him of who Detective Humphrey was and who he was employed by. He stated at one point Detective Humphrey made a comment about having been in his position, and alluded to his law enforcement employment. Sergeant Wood stated this was not made in a manner which he believed to be a request for preferential treatment or in regards to professional courtesy.

He stated based on the totality of his observations he placed Detective Humphrey into custody for DUI. He stated upon doing so he asked if he had a firearm on his person. Detective Humphrey advised he did and Sergeant Wood removed a loaded .380 semi-automatic from his front pants pocket. I asked Sergeant Wood if he located a concealed weapons permit or commission card on Detective Humphrey. He indicated he did not, but stated he recalled his wallet being thick, and he did not look through all the contents within. He also indicated he did not specifically ask about either document.

After taking him into custody Sergeant Wood stated he advised him of his Miranda advisements and then transported him to the Lewis County Jail for BAC processing. He also stated during this time there were command notifications to his command at WSP, as well as the Lewis County Sheriff's Office.

Upon arriving at the BAC facility Detective Humphrey requested to speak with two attorneys, but they were unavailable. He stated he did not ask Detective Humphrey any of the DUI packet questions as he was unable to speak with a requested attorney. He also stated when he advised

Detective Humphrey of this, he had advised it would not have been his intent to answer them anyway.

He said during the process Detective Humphrey was professional and they spoke about his law enforcement career. He indicated it was not to gain influence, only as small talk between the two. He also said Detective Humphrey had mentioned to him not to worry about his situation as he had gotten himself into it, and it had nothing to do with Sergeant Wood or the WSP. He stated at one point Detective Humphrey reached up to scratch his nose and he was watching him due to the 15 minute observation period. Detective Humphrey told him he was not messing with him and said something to the effect if he wanted to interfere he would belch or throw up.

Sergeant Wood did state while giving the first breath sample it took several attempts as Detective Humphrey appeared to be providing short breaths not conducive to obtaining a proper breath sample. He stated once he gave a determined effort he was able to submit both breath samples without issue. Sergeant Wood stated, in his professional experience, the short breaths were consistent with someone who knew the BAC process and was trying to gauge their breath output.

Upon completing the BAC process there was a printer error and no ticket printed. The BAC machine was taken out of service and a technician was able to come at a later time and obtain the breath test document. Due to the lack of breath test document no citation was issued after the BAC test and Detective Humphrey was transported to his residence by Sergeant Wood. He described the drive as uneventful and Detective Humphrey as being cordial. Please refer to Sergeant Wood's statement for further specifics.

During the early afternoon hours of 09/24/13 I contacted Lewis County Deputies' Guild Vice-President Danny Riordan. I was aware Detective Riordan was the guild representative chosen to represent Detective Humphrey. I advised him I was looking at trying to conduct the interview with Detective Humphrey on 09/27/13 at 1500 hours. This time frame would allow me to conduct the interview by the end of the week, yet still maintain the seventy-two hour notice prior to the interview. Detective Riordan contacted me a short time later, prior to 1500, and advised the date and time was acceptable to Detective Humphrey.

On 09/27/13, at approximately 1450 hours, I was contacted in my office by Detectives Riordan and Humphrey. After starting the recorded interview I provided the Notice of Representation form to Detective Humphrey which both he and Detective Riordan signed. I then provided Detective Humphrey with an Order to Cooperate, which both he and I signed. I then went over a brief explanation of how our interview would be conducted and my role in reference to the internal investigation.

I asked Detective Humphrey how well he recalled the evening of 09/07/13, into the morning of 09/18/13. He said his recollection was okay, but he could not recall every detail. He stated he began drinking when he picked up Jim Abbott. He said this drinking occurred at Abbott's residence. He stated he then traveled to Bud Riffe's residence on Bearview Lane for a gathering.

This was the only other place he had consumed alcohol prior to being arrested for DUI. Detective Humphrey stated he was drinking beer and at some point switched to Whiskey. When asked how much he had drank he said he did not know, and added he quit counting when he was twenty-three years of age.

He indicated when he left the Riffe residence he felt buzzed, but felt okay to drive. He stated he was not under the influence of any other controlled substances, or medications which would have exacerbated the effects of alcohol. He stated the three individuals in the vehicle with him were Jim Abbott, Steve Pallas, and his son, Austin Humphrey. Detective Humphrey stated as he approached the Labree Road overpass he did not see the DOT truck, nor did he see or hear Sergeant Wood signaling for him to stop.

He stated he recalled stopping at the traffic signal and being contacted by Sergeant Wood. He stated he heard someone yell "hey" and banging on the passenger side window as he was stopping. He stated he recalled being asked about seeing the reader board truck and he apologized stating he had not. I asked if he identified himself as a detective or deputy and he indicated he did after he was in handcuffs. I asked him what his intent was in doing so and he stated he wanted to let him know why he was armed.

Detective Humphrey indicated he was carrying his Ruger LCP .380 handgun on his person. He stated he did not have a CPL and carried under his commission card. When asked if he had his commission card when contacted, Detective Humphrey stated he believed it was in his wallet. Detective Humphrey indicated he opted not to perform voluntary field sobriety tests or a PBT. I asked if he felt his degree of impairment had changed since when he initially decided to drive. He indicated it had not, but he was concerned about doing the field sobriety tests since he had consumed some alcohol.

Detective Humphrey advised once arrested he was transported to the Lewis County Jail for BAC processing. He said he washed his mouth out as requested due to possible residual chewing tobacco. He stated he asked for two attorneys, but neither was available. He stated due to requesting an attorney the DUI packet questions were not asked of him, which he did not intend to answer anyway. Detective Humphrey indicated he provided both breath samples, and, when asked, advised he did not do anything to interfere with the BAC process. He did relay the same account as Sergeant Wood in reference to the scratching of an area near his nose. He also relayed the same comments about not interfering, and what he would do if he wanted to interfere, as relayed by Sergeant Wood.

In closing I asked him what he could have done to prevent this incident from occurring, to which he replied, "Not getting in a vehicle and driving." I then asked if his actions supported our agency's Mission, Ethical Values, and his Oath of Office, to which he responded, "Absolutely not." I then afforded him an opportunity to provide any additional information. Detective Humphrey explained he is aware his actions negatively impacted the agency. He further



informed me this incident served as a realization of a problem he thought he could manage, but in actuality could not. He stated he has since sought help for this issue. Finally he advised if allowed the opportunity to return he understood he would need to rebuild trust with other employees. Please refer to his statement for additional information.

While preparing the final report for this investigation I added additional aerial views of Labree Road to the investigative file to help depict the lane splits and locations spoken about by Sergeant Wood. Also entered into the investigative file are several news articles, and their comment sections, in regard to the arrest and court proceedings of Detective Humphrey for DUI. These articles and comments illustrate the negative agency impact created by this incident, as well as the perception and thoughts of the public.

During the course of this investigation I did have the opportunity to review Detective Humphrey's personnel file. While doing so I observed he had no current disciplinary letters within his file.

Upon conclusion of my investigation, I have found the following violations did occur:

- Lewis County Sheriff's Office Mission, Oath of Office and Ethical Values. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed
- LCSO Policy 01.05.050, Egregious Offenses. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed
- LCSO Policy 01.05.060, Affirmatively Promoting a Positive Public Image. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. This incident received media attention resulting in a negative impact on how the agency is viewed.

- LCSO Policy 01.05.070 Committing Unsafe Acts or Endangering Self or Others. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This includes the three passengers in his vehicle, as well as other members of the public.
- LCSO Policy 01.05.090, Competent Performance. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed
- LCSO Policy 01.05.100, Cooperative, Harmonious, and Respectful Behavior. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed
- LCSO Policy 01.05.120, Know and Obey Laws and Organizational Objectives. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed
- LCSO Policy 01.05.130, Trustworthy, Ethical, and Professional Behavior. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed

- LCSO Policy 01.08.030 (F), General Firearms Specifications/Regulations. Specifically Detective Humphrey was armed with a Ruger LCP .380 handgun while under the influence of alcohol.
- Lewis County Civil Service Rule IX, Section 1, Paragraph A, incompetency, inefficiency to or dereliction of duty. Specifically Detective Humphrey participated in criminal conduct resulting in his arrest. Detective Humphrey operated a motor vehicle while impaired and risked the safety of both he and others. This behavior erodes the public trust and strains the relationships with other law enforcement agencies. The seriousness of the incident necessitated the need for administrative leave, thus preventing Detective Humphrey from returning to active duty as scheduled. This incident received media attention resulting in a negative impact on how the agency is viewed

I am forwarding my investigative findings via the chain of command in order to determine, and render, appropriate discipline.

STATEMENT OF MATT WOOD/D. BREEN/09-24-13

All right, I started the recorder. This is a uh, taped interview reference internal investigation uh, in regards to Jeff Humphrey being arrested for DUI. My name is Dusty Breen. I'm the Detective Sergeant with the Lewis County Sheriff's Office. Uh, present with me for this interview is Sergeant uh, Matt Wood of the Washington State Patrol and was arresting officer on this incident.

Q. Uh, Sergeant Wood, you understand this is being interviewed or this interview is being tape recorded?

A. Yes, I do.

Q. Is that being done so with your permission?

A. It is.

Q. Okay. And just want to go through uh, a few things, I've, I've received your report from State Patrol and gone through it and just have a few follow up questions for our in' our internal procedures here and as we talk about, before the tape went on, um, this is for our internal process, this will not be related to, to the criminal uh, aspect of this case. So, um, could you just start with a brief synopsis of how you came into contact with, with Deputy Humphrey that night.

A. Um, on the evening of the contact, uh, a Troop, Zach Welch, had been involved in a pursuit that uh, went northbound I-5, and exited to Labree Road, uh, the vehicle he pur' had been pursuing was involved in a collision at the top of the off ramp, uh, a the intersection of, of Labree Road and uh, we had detectives on scene. We were in process of uh, total stationing the collision scene and we were in the process of gettin' the vehicle removed and uh, uh, hooked to the tow truck to take back to our bull pen uh, when uh, a vehicle being driven by Detective Humphreys uh, drove uh, into the collision scene.

Q. Okay. And um, there, there were some vehicles out uh, at the scene, correct, uh, from Department of Transportation that had some sort of messaging on a board. Can you tell me about that?

A. Yes, there was a DOT uh, there were multiple DOT trucks uh, set up at uh, the different points in the intersection to close the roads um, from the direction that uh, Detective Humphreys came from uh, there was one DOT truck parked there with a uh, with its emergency lights going uh, with a uh, a reader board display of saying, something to the effect of uh, ramp closed, used alternate route.

Q. Okay.

A. Uh, something to that effect, but my report has uh, what uh-

Q. -what the exact verbiage is-

A. -what the exact verbiage was.

Q. And you also took photographs and submitted that with your report as well?

A. That is, that is correct.

Q. Okay. And um, so, the just to clarify, the overpass itself was completely closed.

A. Yes, we had DOT units on uh, both sides of Labree Road uh, at, to block the intersection and there was also a, a DOT units at the bottom of the off ramp from northbound I-5 to Labree Road.

Q. Okay.

A. So, so no vehicles were being allowed through the area in any direction.

Q. Okay. And uh, I'm gonna stop right there and I have a uh, aerial uh, photograph of the Labree Road uh, intersection overpass, since it, it's been built. Uh, would you agree, this is a accurate representation of, of what it looks like now?

A. Uh, it would definitely, I would say it'd be accurate prior to that evening.

Q. Okay.

A. It's uh, the guardrail that the fleeing vehicle ran into, oh, it's hard to tell as to the exact date, but it, but it is uh, accurate.

Q. Okay.

A. And, because I know the guardrail that the fleeing vehicle smashed into um, I think it's been replaced now, but, but it was uh, taken out for some time.

Q. Okay. And uh, but uh, besides that guardrail at that, everything else looks consistent?

A. Yes.

Q. Okay. So, um, here we have uh, uh, I'm pointing out the directions here, obviously, this is northbound, this is southbound. Uh, where approximately, if you could actually draw it in, where's the DOT truck located?

A. I actually can't put it on this.

Q. Okay.

A. Because the uh, it's too close in scale.

Q. Okay.

A. The DOT truck would almost be right below the map icon in the upper right hand corner.

Q. Okay.

A. It's uh, so it's on the east side of the collision scene.

Q. Okay, fair enough.

A. Um, where the roadway where Labree Road goes from I believe one lane and then splits out into two lanes and then splits into four lanes.

Q. Okay.

A. The DOT truck was parked at the portion where it was at the two lane split.

Q. Okay. Okay. So, actually prior to, not on the overpass, but prior to, its original loca-

A. -correct.

Q. So, basically, under the map area or in that corner-

A. -about-

Q. -where it says map on-

A. -slightly east of that on the photograph.

Q. Okay, great.

A. So, but, but in that general area right there.

Q. Okay. And um, and that's where it remains uh, while you were there up to the time that uh, Detective Humphrey had driven through, correct?

A. That is correct.

Q. Okay, and-

A. -and, and his vehicle was the only one that you, who uh, didn't turn around for the DOT truck, he was the only one that actually entered the uh, collision scene in the hours that we were there.

Q. Okay. And there were other vehicles that came up, turned around-

A. -multiple other vehicles came up, turned around and went back the way they came from.

Q. Okay, all right, great. So, as he's come in, because he's traveling westbound, correct?

A. That is correct.

Q. Uh, coming towards the overpass, coming off of uh, it'd be Maurin Road, then Labree, um, then across this way. Um, so he passes the DOT truck. Where were you located at during this time?

A. I, my patrol vehicle would be uh, there is a white passenger car in uh, lane one.

Q. Okay.

A. I would be probably, just based upon the scale with, I'm gonna estimate a hundred or so feet east of that location.

Q. Okay.

A. Parked in lane one there.

Q. Okay. So, just off of-

A. -it, it's probably off the corner of the uh-

Q. -okay-

A. -of the uh, picture cause I didn't want to uh, park my patrol car in the uh-

Q. -in-

A. - debris field.

Q. Okay. All right. And where uh, so, uh, basically, we're kind of backin' up here, cause you didn't talk about this part yet or synopsis, but uh, did Hu' Detective Humphrey passes the DOT truck and then you attempt to stop him as well. Is that correct?

A. That's correct.

Q. And can you describe that?

A. Uh, I was uh, by my patrol car and I saw him coming, I had an orange reflective vest on, uh, wearing a, a, standard Washington State Patrol uniform um, as he was uh, approaching me, going by the DOT truck, I begin to shine my flashlight at him and waive my arms.

Q. Okay.

A. Trying to get his attention, and yelled for him to stop um, and then he continued driving past me, uh, in a westbound direction.

Q. Okay. And where did he finally come to stop, if you had to estimate on this?

A. De' he came to, he came to the stop line at the traffic light.

Q. Okay. So, the white line here-

A. -that is correct-

Q. -I'm actually gonna put a circle around that. Am I correctly circling the right area there?

A. That is correct.

Q. Okay.

A. And also just, just east of that location, was the tow truck, it was a flatbed tow truck and it was parked uh, parallel to the stop line, it was parked across the roadway as it was uh, uh, hooking up to the, the, to the wrecked car that was uh, just north of Labree Road.

Q. Okay. So, it was actually parallel to the white line.

A. It was parallel to the white line.

Q. And it was blocking the turn lanes then uh, to go northbound, would that be a, a correct statement?

A. That would be correct, yes, sir.

Q. Okay. And uh, so Detective Humphrey was in one of the uh, the other lanes closer to the center line.

A. That is correct.

Q. Okay, um, and how, was, uh, I believe in your report, you mention that one of the detectives had to assist or, um, in, in trying to stop the vehicle or you at least giving a warning to one of the detectives.

A. I was givin' I was givin' a warning to uh, Detective Ortiz who was standing in the uh, median section.

Q. Okay.



A. Uh, alongside lane four.

Q. Okay.

A. Uh, so at the top of the ramp and that's where she had the total station set up at.

Q. Okay.

A. It was uh, a measurement scene.

Q. Okay. So, she was on the opposite side of travel then, I'll put an X right where you're just pointing out, would that be correct?

A. That is a correct location.

Q. Okay, great. Um, and then uh, what happened from there? He comes to a stop.

A. As, as he went by me, uh, I continued to yell and uh, and began to chase after him on foot, hoping that he would hear me and, and one of the detectives. He came to a, because of the power outage that had been uh, in the area earlier uh, all the traffic lights were on flashing red.

Q. Okay.

A. And uh, so he came to a stop at, at the stop line with the flashing light and that's when I was able to catch up to the vehicle and-

Q. -okay.

A. Yeah.

Q. Do you think now, this, some of this may call for speculation, but do you believe that he had heard your warnings or do you think he stopped for the stoplight or are you sure?

A. I, I believe and it, it's speculation on my part. I believe that he uh, stopped at the stop light just based upon the fact that he had not reacted to my yelling.

Q. Okay.

A. Uh, he had not reacted to my arm waiving, uh, the brake lights didn't come on until uh, appropriate time to stop at the stop line and then stopping at the traffic light.

Q. Okay.

A. So, so, so it'd be my speculation, but I believe it was-

Q. -fair enough based on-

A. -based upon my observations.

Q. Okay. Um, and okay, we talked about that. So, uh, let's go to your contact with him. What, what occurred at that point?

A. Uh, I contacted the vehicle at the passenger side window uh, asked him if he'd seen the DOT truck and, and the police cars, the emergency lights in the road, um, his response like well he was, was sorry, um, there was four occupants in the vehicle, including uh, the detective. Um, and I could smell a uh, a odor of intoxicants within the vehicle. I could see his eyes were uh, uh, glassy and he just had kind of a blank stare on his face.

Q. Okay.

A. So, um, had him turn the motor off and then I went to the driver's side and made contact with him at the driver's side and exit out of the vehicle.

Q. Okay. And when he stepped out of the vehicle, what were his physical actions like?

A. Uh, he was cooperative. Uh, wasn't resistive and uh, we ended up walking back to the uh, uh, back driver's corner of his truck and that's where we uh, where I conducted a, a brief interview with him and eventually placed him under arrest.

Q. Okay and when he was walking back, did he appear impaired or was he slow getting out of the vehicle or do you recall?

A. I don't recall.

Q. Okay. Um, so, you're back here interviewing him, um, you at some point, um, ask him to uh, to perform some voluntary field sobriety tests, is that correct?

A. That is correct.

Q. And what was his response to that?

A. It, I don't recall what his exact words were, but he indicated he wasn't gonna do the, do the test.

Q. Okay, all right, and-

A. -I and I'd also asked him if he'd uh, been drinking alcohol and uh, he didn't answer that question.

Q. Okay.

A. When I asked him if he is, he, he remained silent and didn't-

Q. -okay.

A. (inaudible) any way.

Q. Okay, didn't respond then, didn't try to change the conversation, just didn't respond at all.

A. That's correct.

Q. Okay. Um, and at some point, um, during this, uh, you learn that he is a, a detective with our agency. How did that occur?

A. Uh, he, I initially learned because uh, one of the other troopers who worked the scene uh, Tara Hicks, uh, she recognized him.

Q. Okay.

A. And then whispered to me that he was a uh, detective with the uh, or, or he was with the Sheriff's Office.

Q. Okay. And he at some point made a comment to you too. Is that correct?

A. He made a comment that, that he, something to the effect that he's been in my position before and uh.

Q. Okay.

A. So.

Q. All right. So, nothing over like uh, trying to use his position of authority or, or ask for some sort of a uh, professional courtesy then?

A. Nothing that I construed as, as-

Q. -okay-

A. -meaning that.

Q. Okay. All right. Um, and while you're talking to him uh, a conversation comes up in reference to a firearm. Is that correct?

A. That's correct. After, af' after I find out he's, he's a deputy, I placed him under, I put him in handcuffs, uh, for the DUI, um, I asked him if he had a uh, had his gun with him or had a gun with him and he told me he did.

Q. Okay.

A. And uh, he told me which pocket it was in. I believe it was front right pants pocket and, and I uh, reached in and removed a uh, .380 semi-automatic handgun from his uh, front pants pocket.

Q. Okay. And um, did he have either a commission card or a concealed pistol license with him that you're aware of?

A. Not that I ever found.

Q. Okay. And um, did you go through his wallet to an extent or ju'-

A. -I just briefly flipped through it, um, but I didn't, I didn't pull everything out and go card by card through it.

Q. Okay.

A. My recollection was that uh, the wallet was fairly thick.

Q. Okay.

A. It was mostly, like, goin' through his wallet, I was mostly concerned with finding a driver's license.

Q. Okay. Uh, but you don't remember seeing a commission card or anything of that nature?

A. No, I, I never, I never saw one.

Q. Okay. And was there a uh, uh, a conversation reference to that at all or?

A. I never asked him.

Q. Okay. All right. Um, so, uh, after this interview, um, obviously, you have uh, although he doesn't take the field sobriety tests, there's plenty of indications that he's under the influence of intoxicants, so uh, what happens at that point?

A. Well, like I say, he, I place him under arrest for, for DUI, um, handcuff him, uh, perform the search uh, a quick search of his person. I remove the handgun from him uh and I take him back to my patrol car where he's secured and I read him his rights.

Q. Okay.

A. So.

Q. And uh, then you transport him to the Lewis County Jail for uh, BAC processing, correct?

A. That's correct. Well, in the meantime, I, I did do uh, command notifications.

Q. Okay.

A. I contacted uh, uh, representative from your agency, let him know uh, what was occurring and I contacted my command and let them know also.

Q. Okay. Uh, that's just your standard protocol?

A. Standard protocol.

Q. For officer involved, okay. And uh, so you arrived at the BAC at the jail, um, and uh, from looking at the forms, uh, he at one point requests um, to talk to a couple different attorneys, correct?

A. That is correct.

Q. And but he is unsuccessful in contacting them.

A. That is correct. The first attorney he requested um, didn't have any after hour contact available. Uh, we tried the office, but, but there was no after-hours number. Um, the second attorney we tried uh, was apparently on a golf outing and unable to uh, take a call because a, whoever was at the residence uh, answered the phone and gave me that message and then he decided that uh, he didn't want to try any other attorneys.

Q. Okay.

A. And uh, just told me to, go ahead and proceed.

Q. Okay. And I know the questions that's notated on your, your DUI packet. The questions uh, are not asked because of his request for attorney. Did, did he say he wasn't gonna answer the questions or is that your normal protocol if they say they want to talk to attorney and one's not available uh, uh, wha' did he, was it a specific re' uh, statement on his part, he wasn't gonna answer the questions or was that part of your normal procedures?

A. It, it's part of normal procedure.

Q. Okay.

A. Um, but then when I made the comment to him, I'm not gonna ask you the questions because you have no, not a chance to consult with your attorney, he made the statement, well I wasn't planning on answering anyways.

Q. Okay. Outstanding.

A. So, so I never gave him the opportunity but he indicated if I had, he still would have, just declined.

Q. Okay. And during the observation period and during uh, the administering of the BAC, how was his behavior? Were there any issues during the observation period or?

A. No, hi' him uh, he handled himself very professionally.

Q. Okay.

A. Um, we had brief conversation about his law enforcement career, just casual conversation.

Q. Okay.

A. Um, it was not any intent to gain influence or anything like that.

Q. Okay.

A. It was just, it was just small talk between him and myself. Um, there were a couple instances where he uh, reached up to, to scratch his nose, um, part of my observation period, you got to make sure that he doesn't put anything into his mouth.

Q. Right.

A. And as he brought his hand up, I couldn't, I brought my attention to him and are, definitely brought it to him so that way, he knew I was watching his movements.

Q. Right.

A. And he made the comment that he wasn't messin' with me, that it, if he wanted to mess with the test, he would belch or make himself throw up or some, somethin' to that effect, so.

Q. Okay.

A. So, so, he, he made it clear to me that he was not-

Q. -okay-

A. -intentionally doing anything that would, that would cause-

Q. -okay-

A. -an issue with the test.

Q. Okay. And was there any issue when he decided to provide the breath samples at all?

A. When, when we began the test samples um, it, it took several attempts to provide the first sample.

Q. Okay.

A. Uh, he was short blowing and uh, not providing a valid, enough air flow for the sample.

Q. Okay.

A. So, it took multiple attempts to actually obtain the first breath sample.

Q. Okay.

A. When he began, what I would consider a determined effort to provide the breath sample, he was able to do it without any, any difficulty.

Q. Okay, okay. All right. And uh, so, before, it was just kind a short breath, the not, not the deep blow that the machine needs to register.

A. It, it, it was based upon my professional experience, somebody who was familiar with the process and was trying to gauge his breath output to, to meet the minimums of what the instrument required.

Q. Okay.

A. To get a sample, but not write any more than what was necessary.

Q. Right, okay. And of course, uh, we're all familiar with that because of during re-certification, we have to provide breath, breath samples, there on machines and so forth, so.

A. That is correct.

Q. Okay. Uh, all right and after um, after he provides a breath samples, there's some issues with the uh, the datamaster machine. Is that correct?

A. That is correct. The printer failed to print out the results, um, we eventually was, we were able to uh, uh, later on that morning, get a BAC technician out who replaced the printer. I took the machine out of service so that nobody else uh, uh-

Q. -had any issues-

A. -had any or with the, with the datamaster, you can reprint the last ticket, but once somebody else starts another test, you lose the record of the previous ticket, so we took the

machine out of service so that nobody else could start another process. Um, we had a BAC tech come in, they replaced the printer and was able then to print us off a copy of the uh, the breath test document.

Q. Okay. Um, and then after that, based on not uh, being able to actually get a copy from the BAC, um, at that time, was determined not to take any criminal action that evening as far as issuing a citation at that point or booking him into, in the jail. Is that correct?

A. That is correct.

Q. Okay. And uh, at that point, um, did someone come and pick up Detective Humphrey or did you provide a ride home?

A. I provided a ride to his home.

Q. Okay.

A. And uh, dropped him off there.

Q. Okay and during that ride home, was there anything else that occurred that was event worthy or?

A. No, no, it was very, very cordial.

Q. Okay.

A. Um, noth' nothing to note, nothing to be of any concern.

Q. Okay.

A. Um, one I, and I, and definitely will say that uh, during one time at the BAC uh, during our casual conversation, he, he made the comment that for me not to worry about his situation, that he got himself into this situation and it had nothing to do with, with me or the State Patrol.

Q. Okay.

A. And he was taking uh, he voiced to me that he was taking responsibility for his, his own actions.

Q. Okay.

A. There and not, and not deflecting blame onto anybody else.

Q. Great, okay. And uh, that is the list of questions I had just to kind of go through and rehash our report and then ask a couple other clarification things. Is there anything else I didn't ask that you think might be pertinent uh, to my investigation?



A. Not that I can relay at this time, I, I think I interjected a few of what the pertinent thoughts-

Q. -yeah-

A. -so.

Q. Okay, great. I'll now end this recording, the time is approximately 1034 hours, on the 24<sup>th</sup> of September, 2013.

Detective Sergeant Dusty Breen, #2D1  
Lewis County Sheriff's Office  
Chehalis, WA

DB:la  
September 30, 2013

STATEMENT OF JEFF HUMPHREY/D. BREEN/09-27-13

All right, this is going to be a taped interview with uh, Detective Jeff Humphrey of the Lewis County Sheriff's Office. This is in reference to an internal investigation uh, stemming from the Washington State Patrol case number C0935956. My name is Dusty Breen. I am the Detective Sergeant for the Lewis County Sheriff's Office. Uh, present for this interview is Detective Jeff Humphrey and

A. Hello?

Q. -he is here and is this being recorded with your permission?

A. Yes.

Q. And obviously, you're aware it's being recorded?

A. (no answer)

Q. Uh, and here to serve as his Guild uh, Representative, is Danny Riordan, the Vice President of the Guild and uh, Detective Riordan, you understand this interview is being tape recorded?

A. Yes. (Riordan)

Q. Is that being done so with your permission?

A. Yes. (Riordan)

Q. Okay. So, the first two forms uh, standard, when we go through these, are going to be um, the Notice of Right to Representation that I will have you look at first. And basically, this explains, read through it, that you have the right to have your Guild Representative here uh, which you have one present. So, on this one at the bottom, I just need your signature, once you've read through and then um, Dan's signature on there as well so we can (inaudible) that first (inaudible).

Q. All right, the second form I have here is known as our Lewis County Sheriff's Office Order to Cooperate uh, which is more formerly known uh, as Garrity Rights and this one has a spot for my signature, which I just signed, a spot for yours. I want you to read through these, these rights that you have, uh, the biggest thing I can tell you and you'll read through when you look at it here, is because this is internal investigation, you are being ordered to answer all the questions truthful, but as a caveat on that, it cannot be used in any of the criminal uh, court actions that are going right now, so. It's solely for in house use and any statements you make cannot be used against you in the criminal aspect of it. Does that make sense?

A. Yes.

Q. So, go ahead and read through that, make sure you understand. If uh, Dan, you want to look it over too and there's just a signature spot for Jeff on that one.

(Det. Humphrey reading through document)

Q. Any questions on that?

A. No.

Q. Okay. So, I'm gonna go through a list of questions that I prepared for you to go through um, some might seem kind of obvious, but it's just the way I, I routinely do these, it, it works for me and that way we can answer any questions and make sure it's a fair, complete investigation. Uh, any time I do one of these, I like to start in the beginning by just reminding you my job in this is solely as a finder of facts, I don't make any determination as to discipline (cough) my goal here is just to get all the truth out there, all the, all the aspects of the case and forward it up. Um, part of the reason uh, again, that uh, we're recording is that way, it's in your own words, it's not something that I can misconstrue or take out of context, so, um, you probably understand all that already. I just like to re-hash, when we go through, so. Uh, to start off, uh, how well do you recall the events that took on the evening of September 7<sup>th</sup> and September 8<sup>th</sup>? Uh, so the evening of September 7<sup>th</sup> into the morning of the 8<sup>th</sup>?

A. Um, okay, I guess.

Q. Okay.

A. I mean, uh, not every, you know-

Q. -every detail is not crystal clear, but okay. I like to just start out with that to be fair because if, if I ask you a question and you don't remember, that, that's fine, you don't remember, I just know it, in this type of incident, that possibility exists, so, that first question is to kind of, kind of get that out. Um, where did you began consuming alcohol that evening?

A. Uh, I began consuming alcohol, when I picked up uh, Jim Abbott.

Q. Okay. And was that at his residence then or?

A. Yes.

Q. Okay. Did you consume alcohol anywhere else?

A. Just at the, at the gathering, we went, all went to.

Q. Okay. And where was that at?

A. That was uh, at a residence off of Bearview Lane at uh, Bud Riffe's residence.

Q. Okay, Bearview Lane. Is that the one off Centralia Alpha Road?

A. Yes.

Q. Okay. I know that this is probably a prolonged gathering, but do you recall how much alcohol or, or the type of alcohol you were consuming?

A. Oh, I started with beer as I remember and uh, switched to whiskey at some point during the night.

Q. Okay. And any idea on quantity or?

A. No, I stopped uh, counting at about age 23.

Q. Okay. All right.

A. (laugh)

Q. (laugh) Fair enough. Is that where you left from then, on the way back um, when you ended up at Labree Road?

A. Yes.

Q. Okay. And when you left there um, did you feel uh, that your driving was impaired at that point or that perhaps, you shouldn't be driving?

A. No, I felt uh, buzzed, but I felt like I was okay to drive.

Q. Okay. You felt comfortable?

A. Yes, I felt comfortable.

Q. Okay. Uh, were you under the effect of any other medication or controlled substances that evening that might have exaggerated things?

A. No.

Q. Okay.

A. Just my uh, prescription meds that I've been taking.

Q. Okay. And that's nothing that would effect, non, any of that conflict with alcohol, I guess would be the nice way to answer.

A. (inaudible)

Q. Okay. Answered that one, uh, who was in the vehicle with you, when you left, um, you had three other people, correct?

A. Yes.

Q. And who was, who would that be?

A. That was um, Jim Abbott.

Q. Okay.

A. Uh, Steve Palas.

Q. Okay.

A. And my son, Austin.

Q. Okay. All right, we're gonna skip forward to as you're approachin' Labree Road, uh, did you see the electronic reader board on the DOT truck at all?

A. No, I did not.

Q. Okay. After passing, did, did you see the truck at all, before the reader, do you recall seeing it at all?

A. I-

Q. -where it was located?

A. I don't, I don't recall seeing the truck, no.

Q. Okay. Um, prior to stopping at the signal, um, did you see Sergeant Woods signaling for you to stop?

A. No, I did not.

Q. Okay. Do you recall stopping at the, the signal, when you were contacted?

A. Yes.

Q. Okay and what happened when you're contacted by Sergeant Woods?

A. I remember just prior to being stopped, I heard a, hey, um, and then I heard a bang, bang, bang, on the passenger side window, um, I had put the window down um, and uh, the sergeant was and I'd stopped at the, the red light, um, and Sergeant Woods um, I had never met before, I didn't know that was his name at the time.

Q. Okay.

A. Um, had said uh, something to the effect of, you know, did you not see the road closed uh, big reader board truck down there at the intersection and my response was, sorry, no, I didn't see it.

Q. Okay. Um, did you identify yourself as a detective or deputy?

A. Well, co' not until after I was in handcuffs

Q. Okay.

A. At the back of the truck.

Q. Okay. And when you did that, what was your intent by advising him of that?

A. Just to let him know uh, why I was armed.

Q. Okay. Okay. That was my next question. Were you carrying a firearm?

A. Yes.

Q. Okay. And that was your Ruger LCP?

A. Yes.

Q. Okay. Um, do you have a CPL or do you carry under your commission card?

A. I carry under my commission card.

Q. Okay. And you do not have a CPL, correct?

A. No.

Q. Okay. Um, did you have your commission card with you uh, that, that evening?

A. I believe it's in my wallet, yes.

Q. Okay. All right. Um, did you perform any field sobriety tests or submit to a PBT in the field?

A. No, I did not.

Q. Okay. And did he ask if you were willing to and, and you waived it, is that correct?

A. That's right.

Q. Okay. Uh, and you're eventually arrested for DUI at, at that point, correct?

A. Yeah, he had placed me uh, as soon as he ca' he was at the passenger side window, he asked me uh, as I recall, how much I'd or uh, how much I, if I'd had anything to drink or how much I'd had to drink and I had responded a few. He then came around to my side, to the driver's side of the vehicle. Uh, he asked if I was willing to perform some voluntary field sobriety tests um, I told him that I wasn't and at that time, he asked me to step out of the truck and he placed me in cuffs.

Q. Okay. Um.

A. And then he walked me to the back of, of my truck.

Q. Okay. Uh, and when you opted not to do field sobriety tests, at that point, were you concerned about being impaired driving or were you just concerned cause you had drank something earlier in the evening, but still felt okay? What was your-

A. -uh, well, I, I was concerned that um, that I had drank something earlier and um, you know, I didn't know exactly you know-

Q. -where you-

A. -I was.

Q. Okay. But, but nothing had changed. Earlier, you stated, when you left, you felt comfortable, you didn't-

A. -yeah-

Q. -you didn't yourself, necessarily feel impaired? Did that change at all?

A. No.

Q. Up in the point you were arrested?

A. No.

Q. Okay. Um, what occurred once you were transported to the jail?

A. What, what do you, (inaudible)

Q. Once they transported you to the jail, what happened once you arrived at the jail?

A. Um, once I, once we arrived at the jail, uh, he uh, took me into the BAC room and he asked me to wash my mouth out, um, cause he felt like there was still some residual um, tobacco-

Q. -okay-

A. -left in my mouth. And um, he asked me if I wanted to call an attorney. I told him I did. Um, we attempted to call an attorney and they were not available or there was no answer and uh, I attempted to call a second attorney, there was an answer, however, they were unavailable.

Q. Okay.

A. He asked me if I wanted to make any other calls and at that point, I told him that there was nobody else on the list worth calling.

Q. Okay.

A. (laugh)

Q. (laugh) fair enough. Um, and you didn't uh, due to that reason, he opted not to ask you the questions on the DUI form, correct?

A. I told him that I wouldn't answer them, I wouldn't be answering them anyway.

Q. Okay, all right. Um, and you did provide two breath samples?

A. Yes.

Q. During that time, did you attempt to manipulate the BAC in any way, with breathing or, or anything like that?

A. I did not. There was uh, one point where I had reached up to my mouth, um, cause my mustache was uh, gettin' up in my nose and I saw him look up uh, rather quickly like maybe I was gonna try and mess with him by putting my hands in my mouth.

Q. This was during the observation period.

A. This was during the observation period.

Q. Okay.

A. And I told him that I just had a, a, hair tickling my nose and that actually I, that I knew how the process worked and if uh, I wanted to, you know, try and prolong the process, I would be burp, burping and belching-

Q. -okay-



A. -and regurgitating and stuff and that I wasn't trying to mess with him.

Q. Okay, um, what could have prevented this incident from occurring?

A. Not getting in a vehicle and driving.

Q. Okay. And did your actions support our agency's Mission, Ethical Values and your Oath of Office?

A. Absolutely not.

Q. Uh, that is the prepared list of questions I had to go over um, is there anything else you'd like to say during, during the interview, is there anything I didn't ask you that you think is pertinent or you want to share at this time?

A. Yes.

Q. Okay.

A. Um, I just wanted to, number one, apologize to um, the agency and this office for the um, undue attention that I brought to them, the um, not only position I put myself in, but in the admin. here um, the guys that work the road um, I know that in these type of situations, they don't necessarily put a, a face to these incidents, they put a badge and patrol car and a uniform to these kind of incidents. Um, therefore, I know the, the guys out on the road are I'm sure, having to deal with on every call, um, getting belittled and um, snide remarks and, and things of that nature, all because of me. Um, and um, also want to put on record that um, it's become obviously to me that um, I had an, an issue that maybe I couldn't manage that I thought I could and um, I'm getting uh, help for that and um, I've got, given the uh, opportunity, I've got uh, a lot of uh, trust and uh, and um, things to rebuild with uh, lot of people.

Q. All right. Thank you for that, fair enough. Um, I'll now end this statement. The time is approximately 1516 hours on September 27<sup>th</sup>, 2013.

Detective Sergeant Dusty Breen, #2D1  
Lewis County Sheriff's Office  
Chehalis, WA

DB:la  
September 30, 2013

N ↑



N ↑







Map

Traffic

N ↑

Labree Rd

Labree Rd

Labree Rd

Labree Rd

12

21

21

5

5

12

5

5

5

5





**Washington State Patrol  
REQUEST FOR PUBLIC RECORDS**

TRACKING NUMBER	DATE OF REQUEST
	09/09/03

<b>REQUESTED BY</b>			
Name of Requestor:	Detective Sergeant Dusty Breen / Lewis County Sheriff's Office		
Address:	345 W Main St	PD-13-0500-0691	
City, State, ZIP:	Chehalis, WA. 98532	Phone No.:	(360) 880-2907
E-Mail Address:	Dustin.Breen@lewiscountywa.gov		
Your Relationship to Incident:	Agency is employer of defendant / Internal Investigator		
I prefer to receive these records in the following format:	<input checked="" type="checkbox"/> Electronic (CD/DVD/Scanned Documents)		
	<input type="checkbox"/> Paper Copy (Fifteen cents per page for requests that exceed 20 pages. There is no charge for requests under 20 pages. An invoice will be mailed once the records have been collected. The records will be mailed once full payment is received.)		
	<input type="checkbox"/> View by appointment (No charge for viewing records by appointment).		
<b>RECORDS REQUESTED</b>			
All documents and records associated with the DUI arrest of Humphrey, Jeffrey Shaun (DOB: 42.56.250(4)) by Sergeant Matt Wood (Chehalis Detachment) on 09/08/13. These documents will be used for our agency's internal investigation.			
<b>INCIDENT INFORMATION</b>			
DATE OF INCIDENT	TIME OF INCIDENT	LOCATION (INCLUDE COUNTY)	
09/08/13.		Chehalis/Lewis County	
PARTIES INVOLVED #1		PARTIES INVOLVED #2	
Humphrey, Jeffrey Shaun (DOB: 42.56.250(4))			
INVESTIGATING OFFICER	BADGE NUMBER	CASE NUMBER	ALTERNATE CASE NUMBER
Sergeant Matt Wood		C935956	
RCW 42.56.070(9) prohibits the use of lists of individuals provided by the Washington State Patrol for commercial purposes.  Requested records may be redacted in accordance with Chapter 42.56 RCW or other statutes as applicable.			<b>OFFICE USE ONLY</b>

9-18-13 Emailed 21 pages.



# REPORT OF INVESTIGATION DUI

Case #
Citation # C0935956

Officer's Name: M. Wood Badge No.: 230

Video file name (if applicable): \_\_\_\_\_

Video viewed by officer for this report:  YES  NO

Location Labree Road and I-5, Lewis CO, Wash.	Date 9-8-2013	Time 0338hrs
--------------------------------------------------	------------------	-----------------

Suspect*					
Name Humphrey, Jeffrey S.			DOB 42.56.250(4)	Misc	
Address 42.56.250(4)			Race White	Sex Male	
City 42.56.250(4)	State WA	ZIP 42.56.250(4)	Height 5-11	Weight 235	
Home Phone ( )	Alternate Phone 42.56.250(4)		Eyes Blue	Hair Brown	
License/St 42.56.635 DOL WA			Expiration 9-8-2016		

Vehicle Information*						
License B02291M	State WA	Color Gray	Year 2010	Make Ford	Model F150	Style PU
Registered Owner Same			Comments Impounded to BNH Towing			

### Officer's DUI Narrative

#### Authority, Certification, and Training

I, Sergeant Matthew S. Wood, depose and say that I am an appointed, qualified, and acting law enforcement officer for the Washington State Patrol. I am charged with responsibility for the investigation of criminal activity occurring within the State of Washington. I have been involved in law enforcement since December 2, 2002. I was hired by the Washington State Patrol as a Trooper Cadet and attended the 11<sup>th</sup> Cadet Arming Class at the Washington State Patrol Academy in Shelton, Wash. In October 2003, I returned to the Washington State Patrol Academy and attended the 90<sup>th</sup> Trooper Basic Training Academy. I completed Trooper Basic Training and was commissioned on March 17, 2004. I was assigned to the Field Operation Bureau as a line trooper in the Shelton APA. On February 16, 2013, I was promoted to the rank of Sergeant. I am currently assigned to the Chehalis APA as the supervisor of Detachment 6. Since being commissioned, I have made in excess of 714 arrests for felony and misdemeanor drug violations. I have arrested in excess of 538 drivers for driving under the influence of alcohol, drugs or both. I have assisted in many vehicular assault and vehicular homicide cases involving both drugs and/or alcohol. I am a certified drug recognition expert. I have attended ongoing refresher training in the use of the BAC instrument and the administration of field sobriety tests. I have attended multiple wet labs that included alcohol impaired, drug impaired, and non-impaired individuals.

#### Vehicle in Motion (Initial Observations, Observation of Stop)

On September 8, 2013, I was located at a road closure on Labree Road and I-5. The roadway was closed in all directions for a collision investigation. A DOT sign truck was set to close westbound traffic on Labree Road. The sign truck had its emergency lights activated. The trucks reader board flashed the alternating messages, "RAMP CLOSED", and "USE ALTERNATE ROUTE". There were three WSP patrol vehicles with assorted

\*Use the "Additional Persons and/or Vehicles" ROI, if applicable.





# REPORT OF INVESTIGATION DUI

Case #
Citation # C0935956

Officer's Name: M. Wood

Badge No.: 230

emergency lights activated parked in the roadway. A fourth patrol vehicle without emergency lights was also parked in the roadway. There was a tow truck blocking lanes with its emergency lights activated.

At approximately 0338hrs, I was standing near my patrol vehicle when I observed a gray Ford F150, Wash. registration B02291M, traveling westbound on Labree Road. I observed as the Ford drove past the DOT sign truck. I was wearing an orange reflective vest over my WSP issued uniform for increased visibility. I attempted to signal the Ford to stop by waiving my arms, yelling, and shining my flashlight at it. The truck continued past me. I yelled to warn the detective who was working in a median area ahead of the Ford. I continued to yell and began to chase down the Ford on foot. The Ford came to the flashing red intersection light and stopped. I contacted the vehicle at the passenger side window. Trooper Hicks, 628, arrived shortly behind me.

Personal Contact (Observation of driver, statements, pre-exit, sobriety tests, observation of the exit, odors, general observations such as speech, attitude, clothing, etc.)

I could now see that the Ford was occupied by a male driver and three male passengers. I introduced myself to the occupants. I asked if they saw all of the emergency vehicles and the road closure sign. The driver, later identified as Jeffrey S. Humphrey DOB 42.56.250(4), just said that he was sorry. As I stood at the opened window I could smell a strong odor of intoxicants coming from within the vehicle. I could see that Humphrey's eyes were bloodshot and watery. His skin was flushed. Humphrey had a blank, far off look to his face. I instructed Humphrey to turn off the motor. He slowly complied. I went to the driver's door and instructed him to step out. I escorted him to the rear of his truck. Humphrey told me again that he was sorry. As he spoke, I could smell a medium odor of intoxicants on his exhaled breath. I asked Humphrey how much he had to drink last night. He did not answer but just stared at me. Trooper Hicks then whispered to me that the driver was a Lewis County Deputy.

Pre-Arrest Screening (Field Sobriety Tests, Preliminary Breath Test)

I asked if he would be willing to perform the voluntary field sobriety tests. Humphrey indicated that he was not willing to do them.

Arrest (Handcuffing, Searching, Constitutional Rights)

Based upon the totality of my contact with Humphrey, I was of the opinion that his impairment due to alcohol and/or drugs was obvious. At approximately 0340hrs, I instructed Humphrey to turn around. I placed him into handcuffs and advised him that he was under arrest for DUI. Humphrey then told me that he was a Lewis County Detective. He told me that he had been in my position before and that he would be cool. I read Humphrey his rights from my department issued card. He acknowledged understanding his rights and did not ask to invoke any at this time.

I asked if he had a gun on him. He told me that he did and that it was in his front pant pocket. I removed a Ruger semi automatic, model LCP, .380 caliber pistol from the front right pocket. I removed the magazine and could see that it contained five bullets. There was a bullet in the chamber. I handed the pistol to Trooper Hicks and asked her to secure it. I later took the firearm back from Trooper Hicks. I placed the pistol and ammunition into the WSP evidence system for safe keeping under unique case/property number 13-012942-001, items CE6784 and CE6785.





## REPORT OF INVESTIGATION DUI

Case #
Citation # C0935956

Officer's Name: M. Wood

Badge No.: 230

I asked Humphrey for his driver's license. He told me that it was in his wallet that was in his truck. I escorted Humphrey to my patrol vehicle and secured him in the rear seat. Humphrey had chewing tobacco in his lip. He removed it at my request.

I returned to the Ford and asked the occupants for the registration and Humphrey's wallet. The items were located. I advised the passengers that they would need to find another way to get home. I offered to call someone for them. The men said that they were only going about ½ mile away and that they wanted to walk. The men were released without being identified.

### Administrative Process (BAC and Disposition)

I transported Humphrey to the Lewis County Jail. Humphrey told me that he wanted to speak with an attorney. We attempted a call to Don Blair. The phone number available went to a voice mail. No after hours number was available. We then called David Arcuri. I spoke with a female who told me that he was not available because he was on a golf trip. Humphrey did not want any other attorney called and said for us to just get on with this. At 0448hrs, I checked Humphrey's mouth for foreign objects. I could see that he still had chewing tobacco grit in his teeth. I instructed him to rinse his mouth with water from the sink in the BAC room. At 0449hrs, I checked his mouth a second time. The grit was now gone. I began the observation period. I read Humphrey his rights from the DUI arrest report form. He acknowledged understanding his rights and signed the form. I read Humphrey his waiver of rights from the DUI arrest report form. He indicated that it was a true statement and signed the form. I read Humphrey his implied consent warning for breath from the DUI arrest report form. Humphrey expressed no confusion and signed the form. He indicated that he would now submit to a breath test. Due to Humphrey not being able to contact an attorney as requested, I did not ask the questions from the DUI interview form.

At the completion of the observation period, Humphrey provided two valid breath samples; no breath test document was produced by the instrument though. I was unable to make contact with the breath test instrument technician. I took the instrument out of service and will attempt to obtain a breath test document at a later time.

### Additional Observations and/or Comments

BNH towing was called for the Ford. While conducting the impound inventory, I located a Coors Light beer can in the rear driver's side door panel. The can contained a small amount of foamy liquid that smelled of intoxicants. The vehicle was impounded with a 12-hour-hold placed on it.

I transported Humphrey to his residence where he was released.

Charges are to be filed through Lewis County District Court once the BAC results are available.

WSP command was notified of the arrest. Lewis County Sheriff's Office Commander Steve Aust was also called and notified from the scene.



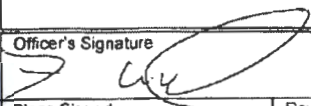


REPORT OF INVESTIGATION  
DUI

Case #
Citation # C0935956

Officer's Name: M. Wood

Badge No.: 230

<i>I certify (or declare) under penalty of perjury under the laws of the State of Washington that this report is true and correct (RCW 9A.72.085):</i>			
Officer's Signature 	Officer's Printed Name M. Wood	Badge # 230	Date Signed 9-8-2013
Place Signed Lewis County, WA	Reviewed by (Signature)**	Reviewed by (Printed Name)**	Badge # Date Signed

\*\*Report is valid without review.



## REPORT OF INVESTIGATION Supplemental Report

Case #
Citation # C0935956

Officer's Name: M. Wood Badge No.: 230

Video file name (if applicable): \_\_\_\_\_

Video viewed by officer for this report:  YES  NO

On August 8, 2013, breath test instrument technician Ruth Cramer responded to the Lewis County Jail to service the BAC instrument's printer. Ms. Cramer advised me that I had not received the breath test document due to a printer drum issue. See the illegible BAC results document. Ms. Cramer was able to replace the printer and produce a legible document. See attached.

The results of the breath test document show that Humphrey provided two valid samples at 0509hrs and 0512hrs. The results of the two breath test samples were .159g/210L and .143g/210L.

A copy of the breath test document, along with a request for DOL hearing form will be mailed to the address provided by Humphrey.

Citation C0935956 will be filed through the Lewis County Prosecutor's Office.

<b><i>I certify (or declare) under penalty of perjury under the laws of the State of Washington that this report is true and correct (RCW 9A.72.085):</i></b>				
Officer's Signature 	Officer's Printed Name M. Wood	Badge # 230	Date Signed 9-9-2013	
Place Signed Lewis CO, Wash.	Reviewed by (Signature)*	Reviewed by (Printed Name)*	Badge #	Date Signed

*\*Report is valid without review.*

WASHINGTON STATE  
**DUI ARREST REPORT**  
**REPORT OF BREATH / BLOOD TEST FOR ALCOHOL OR**  
**REFUSAL TO SUBMIT TO BREATH / BLOOD TEST FOR ALCOHOL AND DRUGS**

SUBJECT'S NAME (LAST, FIRST, MI) <b>HUMPHREY, JEFFREY S</b>		SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	DATE OF BIRTH <b>42.56.250(4)</b>	DATE / TIME OF ARREST <b>9/8/13 0340 HRS</b>
STREET ADDRESS <b>42.56.250(4)</b>		CITY / STATE / ZIP CODE <b>42.56.250(4)</b>		
DRIVER'S LICENSE NUMBER <b>42.56.635 DOL</b>	CDL ENDORSED? (CHECK IF YES) <input type="checkbox"/>	STATE <b>WA</b>	COUNTY OF ARREST <b>LEWIS</b>	CASE / CITATION NUMBER <b>C0935956</b>

Type of Test:  Breath  Blood Note: Sign and date this page only after toxicology report is received.

BAC Readings: 1<sup>st</sup> Sample 0.155 2<sup>nd</sup> Sample 0.143 Refused Test \_\_\_\_\_

The subject was lawfully arrested. At that time, there were reasonable grounds to believe that the arrested person had been driving or was in actual physical control of a motor vehicle within this state while under the influence of intoxicating liquor or drugs, or both, or was under the age of twenty-one years and had been driving or was in actual physical control of a motor vehicle while having an alcohol concentration in violation of RCW 46.61.503.

After receipt of the warnings required by subsection (2) of RCW 46.20.308, a test was administered and the results indicated that the alcohol concentration of the person's breath or blood was 0.08 or more if the person is age twenty-one or over, or was in violation of RCW 46.61.602, 46.61.503, or 46.61.504 if the person is under the age of twenty-one. OR

After receipt of the warnings required by subsection (2) of RCW 46.20.308, the person refused to submit to a test of his/her blood or breath.

Driver's Hearing Request Information was given to the subject.  Valid Washington driver's license/permit punched.

**MAILED 9/9/13**

**Notice of Right to Hearing:** I have been given written notice of my right to a hearing, including the steps required to obtain a hearing, and understand that the notice of suspension, revocation, or denial of license will be mailed to the address of record on file with the Department of Licensing

SIGNATURE OF DRIVER \_\_\_\_\_ DATE \_\_\_\_\_

Complete this box ONLY if the arrested person was driving a commercial motor vehicle as defined in Chapter 46.25 RCW at the time of the incident.

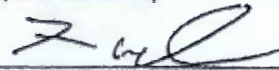
Operating a Vehicle Requiring a Commercial Driver's License BAC Readings 1<sup>st</sup> Reading \_\_\_\_\_ 2<sup>nd</sup> Reading \_\_\_\_\_ Refused Test \_\_\_\_\_

There was probable cause to believe that the arrested person was driving or was in actual physical control of a vehicle requiring a commercial driver's license within this state while having alcohol/drugs in his/her system and that a test of his/her breath and/or blood disclosed an alcohol concentration of 0.04 or more. Chapter 46.25 RCW OR

There was probable cause to believe that the arrested person was driving or was in actual physical control of a vehicle requiring a commercial driver's license within this state while having alcohol/drugs in his/her system. The arrested person was requested to take a breath/blood test and informed of the consequences of refusal and his/her rights under Chapter 46.25 RCW. The arrested person then refused to submit to the requested test.

VEH YEAR	MAKE	MODEL	LICENSE PLATE NUMBER	STATE	HAZARDOUS MATERIAL? <input type="checkbox"/> YES <input type="checkbox"/> NO
----------	------	-------	----------------------	-------	------------------------------------------------------------------------------

I certify (or declare) under penalty of perjury under the laws of the state of Washington that the foregoing and the accompanying reports/copies of documents and the information contained therein are true, correct, and accurate. (RCW 9A.72.085.)

<b>WSP</b> LAW ENFORCEMENT AGENCY	<b>WAWSP0506</b> ORI NO. (9 digits)	 OFFICER'S SIGNATURE	<b>9/9/13</b> DATE SIGNED
<b>850 NW LOUISIANA AVE</b> MAILING ADDRESS		<b>M. WOOD</b> PRINTED NAME OF OFFICER	<b>730</b> BADGE NUMBER
<b>CHEWALIS</b> CITY	<b>WA</b> STATE	<b>98532</b> ZIP	<b>CHEWALIS, LEWIS CO WA</b> PLACE SIGNED (city / county / state)
<b>MAT. WOOD @ WSP. WA. GOV</b> OFFICER'S E-MAIL ADDRESS			<b>(360) 1463-1586</b> CONTACT PHONE NUMBER FOR HEARING (include area code)

OFFICERS: Fax or mail completed report, breath test document, and supplemental reports to:

Department of Licensing  
 Driver Responsibility  
 PO Box 9030  
 Olympia, WA 98507-9030  
 Fax: (360) 570-7026

Number of pages faxed 17

**USE THIS PAGE AS COVER SHEET**



WASHINGTON STATE  
DUI ARREST REPORT

CASE / CITATION NUMBER

CO935956

On the date, time and location of this arrest, I had authority to arrest pursuant to my agency's jurisdiction or RCW 10.93

**CONSTITUTIONAL RIGHTS**

1. YOU HAVE THE RIGHT TO REMAIN SILENT.
2. YOU HAVE THE RIGHT AT THIS TIME TO AN ATTORNEY.
3. ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.
4. IF YOU ARE UNDER THE AGE OF 18, ANYTHING YOU SAY CAN BE USED AGAINST YOU IN A JUVENILE COURT PROSECUTION FOR A JUVENILE OFFENSE AND CAN ALSO BE USED AGAINST YOU IN AN ADULT COURT CRIMINAL PROSECUTION IF THE JUVENILE COURT DECIDES THAT YOU ARE TO BE TRIED AS AN ADULT.
5. YOU HAVE THE RIGHT TO TALK TO AN ATTORNEY BEFORE ANSWERING ANY QUESTIONS.
6. YOU HAVE THE RIGHT TO HAVE AN ATTORNEY PRESENT DURING THE QUESTIONING.
7. IF YOU CANNOT AFFORD AN ATTORNEY, ONE WILL BE APPOINTED FOR YOU WITHOUT COST IF YOU SO DESIRE.
8. YOU CAN EXERCISE THESE RIGHTS AT ANY TIME.
9. DO YOU UNDERSTAND THESE RIGHTS? YES

I HAVE READ OR HAVE HAD READ TO ME THE ABOVE EXPLANATION OF MY CONSTITUTIONAL RIGHTS AND I UNDERSTAND THESE RIGHTS.

SUBJECT'S SIGNATURE

*[Handwritten Signature]*

I UNDERSTAND MY CONSTITUTIONAL RIGHTS. I HAVE DECIDED NOT TO EXERCISE THESE RIGHTS AT THIS TIME. ANY STATEMENTS MADE BY ME ARE MADE FREELY, VOLUNTARILY, AND WITHOUT THREATS OR PROMISES OF ANY KIND.

OFFICER'S SIGNATURE

*[Handwritten Signature]*

SUBJECT'S SIGNATURE

*[Handwritten Signature]*

9/8/13 0454  
DATE / TIME

CHEHALIS COUNTY CO JAIL, WA  
LOCATION(S)

Constitutional rights (Miranda) were read in the field at 0341 hours from the department issued rights card.

ATTORNEY REQUESTED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	ATTORNEY CONTACTED? TIME <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNABLE	ATTORNEY'S NAME DAN BLAIR & DAVID ARCURI	ATTORNEY'S PHONE NO. 623-1070 740-5512
-------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------	----------------------------------------------

EXPLANATION:

REQUESTED DAN BLAIR - NO AFTER HOURS NUMBER - STRAIGHT TO  
VETS MALL. ARCURI NOT AVAILABLE ON GOLF TRIP

WASHINGTON STATE  
DUI ARREST REPORT

CASE / CITATION NUMBER

CO935956

**IMPLIED CONSENT WARNING FOR BREATH**

WARNING! YOU ARE UNDER ARREST FOR:  
(check appropriate box(es))

- RCW 46.61.502 OR RCW 46.61.504: Driving or being in actual physical control of a motor vehicle while under the influence of intoxicating liquor and/or drugs.
- RCW 46.61.503: Being under 21 years of age and driving or being in actual physical control of a motor vehicle after consuming alcohol.
- RCW 46.25.110: Driving a commercial motor vehicle while having alcohol in your system.

FURTHER, YOU ARE NOW BEING ASKED TO SUBMIT TO A TEST OF YOUR BREATH WHICH CONSISTS OF TWO SEPARATE SAMPLES OF YOUR BREATH, TAKEN INDEPENDENTLY, TO DETERMINE ALCOHOL CONCENTRATION.

1. YOU ARE NOW ADVISED THAT YOU HAVE THE RIGHT TO REFUSE THIS BREATH TEST; AND THAT IF YOU REFUSE:
  - (A) YOUR DRIVER'S LICENSE, PERMIT, OR PRIVILEGE TO DRIVE WILL BE REVOKED OR DENIED BY THE DEPARTMENT OF LICENSING FOR AT LEAST ONE YEAR; AND
  - (B) YOUR REFUSAL TO SUBMIT TO THIS TEST MAY BE USED IN A CRIMINAL TRIAL. ✓
2. YOU ARE FURTHER ADVISED THAT IF YOU SUBMIT TO THIS BREATH TEST, AND THE TEST IS ADMINISTERED, YOUR DRIVER'S LICENSE, PERMIT, OR PRIVILEGE TO DRIVE WILL BE SUSPENDED, REVOKED, OR DENIED BY THE DEPARTMENT OF LICENSING FOR AT LEAST NINETY DAYS IF YOU ARE:
  - (A) AGE TWENTY-ONE OR OVER AND THE TEST INDICATES THE ALCOHOL CONCENTRATION OF YOUR BREATH IS 0.08 OR MORE, OR YOU ARE IN VIOLATION OF RCW 46.61.502, DRIVING UNDER THE INFLUENCE, OR RCW 46.61.504, PHYSICAL CONTROL OF A VEHICLE UNDER THE INFLUENCE. ✓
  - OR
  - (B) ~~UNDER AGE TWENTY-ONE AND THE TEST INDICATES THE ALCOHOL CONCENTRATION OF YOUR BREATH IS 0.02 OR MORE, OR YOU ARE IN VIOLATION OF RCW 46.61.502, DRIVING UNDER THE INFLUENCE, OR RCW 46.61.504, PHYSICAL CONTROL OF A VEHICLE UNDER THE INFLUENCE~~
3. IF YOUR DRIVER'S LICENSE, PERMIT, OR PRIVILEGE TO DRIVE IS SUSPENDED, REVOKED, OR DENIED, YOU MAY BE ELIGIBLE TO IMMEDIATELY APPLY FOR AN IGNITION INTERLOCK DRIVER'S LICENSE. ✓
4. YOU HAVE THE RIGHT TO ADDITIONAL TESTS ADMINISTERED BY ANY QUALIFIED PERSON OF YOUR OWN CHOOSING. ✓

FOR THOSE NOT DRIVING A COMMERCIAL MOTOR VEHICLE AT THE TIME OF ARREST: IF YOUR DRIVER'S LICENSE IS SUSPENDED OR REVOKED, YOUR COMMERCIAL DRIVER'S LICENSE, IF ANY, WILL BE DISQUALIFIED.

FOR THOSE DRIVING A COMMERCIAL MOTOR VEHICLE AT THE TIME OF ARREST: IF YOU EITHER (A) REFUSE THIS TEST OR (B) SUBMIT TO THIS TEST AND THE TEST INDICATES AN ALCOHOL CONCENTRATION OF 0.04 OR MORE, YOU WILL BE DISQUALIFIED BY THE DEPARTMENT OF LICENSING FROM DRIVING A COMMERCIAL MOTOR VEHICLE.

I HAVE READ THE ABOVE STATEMENT TO THE SUBJECT

I HAVE READ OR HAVE HAD READ TO ME THE ABOVE STATEMENT(S)

OFFICER'S SIGNATURE

SUBJECT'S SIGNATURE

9/2/13 04:57  
DATE / TIME

CHEHALIS LEWIS CO JAIL, WASH  
LOCATION

WILL YOU NOW SUBMIT TO A BREATH TEST?  YES  NO

Did subject express any confusion regarding the implied consent warnings? If yes, explain below.  YES  NO

<input checked="" type="checkbox"/> At the time of this test(s), I was certified to operate the BAC DATAMASTER, the BAC DATAMASTER CDM, and PBT and possessed a valid permit issued by the State Toxicologist.				
DO YOU HAVE ANY FOREIGN SUBSTANCE IN YOUR MOUTH? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	MOUTH CHECKED? TIME? 0446 <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	2 <sup>ND</sup> MOUTH CHECK? (If Necessary) TIME? 0449 <input type="checkbox"/> YES <input type="checkbox"/> NO	ANY FOREIGN SUBSTANCES FOUND? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO REMOVED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	EXPLAIN: CHEW - RINSED w/ WATER
<input checked="" type="checkbox"/> I observed the subject from the time of the mouth check through the completion of the breath test.				
<input checked="" type="checkbox"/> The subject did not vomit, eat, drink, smoke, or place any foreign substance in his/her mouth during the observation time.				
<input type="checkbox"/> I performed the PBT test in accordance with the State Toxicologist's protocols. (Chapter 448-15 WAC)			PBT READING 12.28 US=0	PBT TIME
<input type="checkbox"/> BOOKED <input type="checkbox"/> RELEASED TO: HOME				
<input checked="" type="checkbox"/> PR'D				



WASHINGTON STATE  
DUI ARREST REPORT  
DUI INTERVIEW

CASE / CITATION NUMBER  
C0935356

1. DO YOU HAVE ANY PHYSICAL IMPAIRMENTS? EXPLAIN: <input type="checkbox"/> YES <input type="checkbox"/> NO		13. ANYTHING MECHANICALLY WRONG WITH THE VEHICLE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
2. DO YOU LIMP? <input type="checkbox"/> YES <input type="checkbox"/> NO		14. HAVE YOU BEEN INJURED OR INVOLVED IN ANY COLLISION(S) IN THE PAST 24 HOURS? <input type="checkbox"/> YES <input type="checkbox"/> NO	
3. ARE YOU SICK / INJURED? EXPLAIN: <input type="checkbox"/> YES <input type="checkbox"/> NO		15. HAVE YOU HAD ANY ALCOHOL TO DRINK SINCE BEING STOPPED / THE COLLISION? <input type="checkbox"/> YES <input type="checkbox"/> NO	
4. UNDER CARE OF A DOCTOR OR DENTIST? <input type="checkbox"/> YES <input type="checkbox"/> NO		15A. WHAT?	15B. HOW MUCH?
5. ARE YOU DIABETIC / EPILEPTIC? <input type="checkbox"/> YES <input type="checkbox"/> NO		16. TIME COLLISION OCCURRED?	
6. DO YOU TAKE INSULIN? <input type="checkbox"/> YES <input type="checkbox"/> NO		17. WHERE WERE YOU GOING BEFORE STOPPED / THE COLLISION?	
7. HAVE YOU TAKEN ANY MEDICINES/DRUGS IN THE PAST 24 HOURS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		18. WITHOUT LOOKING, WHAT TIME DO YOU THINK IT IS? (ACTUAL TIME)	
7A. PRESCRIPTION? <input type="checkbox"/> YES <input type="checkbox"/> NO	19. WHAT STREET / HIGHWAY WERE YOU ON?		20. DIRECTION OF TRAVEL?
7B. NON-PRESCRIPTION? <input type="checkbox"/> YES <input type="checkbox"/> NO	21. STARTED FROM?		22. TIME STARTED?
7C. LAST DOSE?	7D. QUANTITY?	23. DAY OF THE WEEK? <input type="checkbox"/> Mon <input type="checkbox"/> Tues <input type="checkbox"/> Wed <input type="checkbox"/> Thurs <input type="checkbox"/> Fri <input type="checkbox"/> Sat <input type="checkbox"/> Sun	
7E. COCAINE? <input type="checkbox"/> YES <input type="checkbox"/> NO	MARIJUANA? <input type="checkbox"/> YES <input type="checkbox"/> NO	24. WHAT CITY/COUNTY ARE YOU IN NOW?	
8. DO YOU HAVE IMPAIRED VISION? <input type="checkbox"/> YES <input type="checkbox"/> NO		25. WHAT IS THE DATE?	
8A. DO YOU WEAR CORRECTIVE LENSES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		26. HAVE YOU BEEN DRINKING ALCOHOLIC BEVERAGES? <input type="checkbox"/> YES <input type="checkbox"/> NO	
8B. WERE YOU WEARING THEM WHEN YOU WERE STOPPED / BEFORE COLLISION? <input type="checkbox"/> YES <input type="checkbox"/> NO		26A. WHAT HAVE YOU BEEN DRINKING?	
9. WHERE DO YOU WORK?	9A. DID YOU WORK TODAY?	26B. HOW MUCH?	
10. TIME YOU GOT OFF WORK?		26C. WHEN DID YOU START?	
11. HOURS OF SLEEP LAST NIGHT?		27. WHO HAVE YOU BEEN DRINKING WITH?	
12. WERE YOU DRIVING THE VEHICLE? <input type="checkbox"/> YES <input type="checkbox"/> NO		28. WHERE WERE YOU DRINKING?	
13. TIME OF LAST DRINK?		29. TIME OF LAST DRINK?	
30. DO YOU BELIEVE YOUR ABILITY TO DRIVE WAS AFFECTED BY YOUR ALCOHOL AND/OR DRUG USAGE?		30. DO YOU BELIEVE YOUR ABILITY TO DRIVE WAS AFFECTED BY YOUR ALCOHOL AND/OR DRUG USAGE?	

31. HAVE YOU EVER BEEN ARRESTED FOR DUI BEFORE?  YES  NO IF YES, HOW MANY TIMES?  
If drug use indicated, please contact WSP Communications or local DRE after breath test and continue with DUI process.

PRE-ARREST OBSERVATIONS

1. ATTITUDE <input checked="" type="checkbox"/> COOPERATIVE <input type="checkbox"/> MOOD SWINGS <input type="checkbox"/> ARGUMENTATIVE <input type="checkbox"/> CRYING <input type="checkbox"/> LAUGHING <input type="checkbox"/> OTHER.	2. COORDINATION <input type="checkbox"/> GOOD <input checked="" type="checkbox"/> FAIR <input type="checkbox"/> POOR <input type="checkbox"/> FUMBLING FOR DRIVER'S LICENSE <input type="checkbox"/> OTHER.	3. CLOTHES <input checked="" type="checkbox"/> ORDERLY <input type="checkbox"/> SOILED - EXPLAIN <input type="checkbox"/> OTHER: EXPLAIN <input type="checkbox"/> SHOES (Describe)	4. EYES <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> WATERY <input type="checkbox"/> DROOPY <input checked="" type="checkbox"/> BLOODSHOT <input type="checkbox"/> PUPILS DILATED <input type="checkbox"/> PUPILS CONSTRICTED <input type="checkbox"/> OTHER.	5. FACIAL COLOR <input type="checkbox"/> NORMAL <input checked="" type="checkbox"/> FLUSHED <input type="checkbox"/> PALE <input type="checkbox"/> OTHER.	6. ODOR OF INTOXICANTS ON BREATH <input type="checkbox"/> NONE <input type="checkbox"/> FAINT <input checked="" type="checkbox"/> MEDIUM <input type="checkbox"/> STRONG <input type="checkbox"/> OBVIOUS <input type="checkbox"/> OTHER.	7. SPEECH <input type="checkbox"/> GOOD <input checked="" type="checkbox"/> FAIR <input type="checkbox"/> REPETITIVE <input type="checkbox"/> FAST <input type="checkbox"/> SLURRED <input type="checkbox"/> OTHER.
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

8. OFFICER'S OPINION (of subject's impairment due to use of alcohol/drugs) <input type="checkbox"/> SLIGHT <input checked="" type="checkbox"/> OBVIOUS <input type="checkbox"/> EXTREME	9. SUBJECT'S NATIVE LANGUAGE <input checked="" type="checkbox"/> ENGLISH <input type="checkbox"/> OTHER	9A. SUBJECT APPEARED TO UNDERSTAND INSTRUCTIONS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------

9B. INTERPRETER REQUESTED? EXPLAIN BELOW: <input type="checkbox"/> YES <input type="checkbox"/> NO TIME	INTERPRETER PROVIDED
------------------------------------------------------------------------------------------------------------	----------------------

10 PASSENGER(S) INFORMATION  
3 UNIDENIFIED MALE PASSENGERS

**WASHINGTON STATE  
DUI ARREST REPORT  
SOBRIETY TESTS**

CASE / CITATION NUMBER

CO935956

<p align="center"><b>SURFACE</b></p> <input type="checkbox"/> PAVED <input type="checkbox"/> GRAVEL <input type="checkbox"/> DIRT <input type="checkbox"/> GRASS <input type="checkbox"/> OTHER	<p align="center"><b>GRADE</b></p> <input type="checkbox"/> LEVEL <input type="checkbox"/> SLIGHT GRADE <input type="checkbox"/> MODERATE GRADE <input type="checkbox"/> OTHER	<p align="center"><b>LIGHTING</b></p> <input type="checkbox"/> DAYLIGHT <input type="checkbox"/> DARK <input type="checkbox"/> STREET LIGHT <input type="checkbox"/> OTHER
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

**1. HORIZONTAL GAZE NYSTAGMUS (HGN)**

I have been trained in the administration of HGN testing and performed the test in accordance with this training.

<p><b>EQUAL TRACKING</b>    <input type="checkbox"/> YES    <input type="checkbox"/> NO</p> <p><b>EQUAL PUPILS</b>    <input type="checkbox"/> YES    <input type="checkbox"/> NO</p> <p>If Resting Nystagmus is present, please explain.</p>	<p>L    R</p> <p><input type="checkbox"/>    <input type="checkbox"/></p> <p><input type="checkbox"/>    <input type="checkbox"/></p> <p><input type="checkbox"/>    <input type="checkbox"/></p>	<p>Lack of smooth pursuit    <b>VERTICAL NYSTAGMUS</b>    <input type="checkbox"/> YES    <input type="checkbox"/> NO</p> <p>Distinct and sustained nystagmus at max deviation</p> <p>Angle of onset prior to 45 degrees</p>
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

COMMENTS:

**2. WALK AND TURN**

	<input type="checkbox"/> Cannot keep balance <input type="checkbox"/> Starts too soon																		
	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:50%;"></th> <th style="width:25%;">1<sup>st</sup> Nine Steps</th> <th style="width:25%;">2<sup>nd</sup> Nine Steps</th> </tr> </thead> <tbody> <tr><td>Stops Walking</td><td></td><td></td></tr> <tr><td>Miss Heel - Toe</td><td></td><td></td></tr> <tr><td>Steps off line</td><td></td><td></td></tr> <tr><td>Raises arms</td><td></td><td></td></tr> <tr><td>Actual # steps</td><td></td><td></td></tr> </tbody> </table>		1 <sup>st</sup> Nine Steps	2 <sup>nd</sup> Nine Steps	Stops Walking			Miss Heel - Toe			Steps off line			Raises arms			Actual # steps		
	1 <sup>st</sup> Nine Steps	2 <sup>nd</sup> Nine Steps																	
Stops Walking																			
Miss Heel - Toe																			
Steps off line																			
Raises arms																			
Actual # steps																			

DESCRIBE TURN

CANNOT DO TEST (EXPLAIN)

COMMENTS:

**3. ONE LEG STAND**

	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:50%;"></th> <th style="width:25%;">L</th> <th style="width:25%;">R</th> </tr> </thead> <tbody> <tr><td>Sways while balancing</td><td></td><td></td></tr> <tr><td>Uses arms for balance</td><td></td><td></td></tr> <tr><td>Hopping</td><td></td><td></td></tr> <tr><td>Puts foot down</td><td></td><td></td></tr> </tbody> </table>		L	R	Sways while balancing			Uses arms for balance			Hopping			Puts foot down		
	L	R														
Sways while balancing																
Uses arms for balance																
Hopping																
Puts foot down																

COMMENTS:

**SUPPLEMENTAL TESTS**

ABC'S    A    B    C    D    E    F    G    H    I    J    K    L    M    N    O    P    Q    R    S    T    U    V    W    X    Y    Z

<p><b>BALANCE</b></p>	<p><b>NOTES</b></p>	<p><b>FINGER DEXTERITY</b></p>	<p><b>NOTES</b></p>	<p><b>FINGER TO NOSE</b></p> <p align="center"> <input type="radio"/> Right    <input type="checkbox"/> Left  <small>Draw lines from spots touched</small> </p>
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WASHINGTON STATE  
DUI ARREST REPORT  
NARRATIVE

CASE / CITATION NUMBER

CO935956

Vehicle in Motion (Initial Observation, Observation of Stop):

SEE ATTACHED

Personal Contact (Observation of driver, statements, pre-exit, sobriety tests, observation of the exit, odors, general observations such as speech, attitude, clothing, etc.)

Pre-Arrest Screening (Field Sobriety Tests)

Administrative Process (BAC and Disposition)

I certify (declare) under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct. (RCW 9A.72.085.)

  
OFFICER'S SIGNATURE

230  
BADGE NUMBER

M. WOOD  
PRINTED NAME OF OFFICER

WSP  
AGENCY

CHWALIS, LEWIS CO WASH  
PLACE SIGNED (city / county / state)

9/8/13  
DATE SIGNED



WASHINGTON STATE PATROL  
BAC DATAMASTER CDM 140016  
SOFTWARE VERSION 76043-004 (04/28/04)

SEPTEMBER 08, 2013

SIM TEMP 34c +/- .2c: YES

OBSERVATION BEGAN: 04:49

CITATION NUMBER: C0935956

OPERATOR'S NAME (L/F/M):  
WOOD/M/S

SUBJECT'S NAME (L/F/M):  
HUMPHREY/JEFFREY/S

SUBJECT'S DOB: 42.56.250(4)

EXTERNAL STANDARD BATCH #: 13014

--- BREATH ANALYSIS ---

BLANK TEST	.000	05:08
INTERNAL STANDARD	VERIFIED	05:08
SUBJECT SAMPLE	.159	05:09
ELANK TEST	.000	05:10
EXTERNAL STANDARD	.079	05:10
BLANK TEST	.000	05:11
SUBJECT SAMPLE	.143	05:12
BLANK TEST	.000	05:12

ALL RESULTS IN g/210L

OPERATOR 7.30

AGENCY WSP

CRIMINAL  TRAFFIC  NON-TRAFFIC

C 0935956

IN THE  DISTRICT  MUNICIPAL COURT OF CHIHALLS  
 STATE OF WASHINGTON, PLAINTIFF VS. NAMED DEFENDANT  
 COUNTY OF LEWIS  
 CITY/TOWN OF

WASHINGTON

L.E.A. ORI #: WAWSP0506 00

COURT ORI #: WAOZIC13J

THE UNDERSIGNED CERTIFIES AND SAYS THAT IN THE STATE OF WASHINGTON

DRIVER'S LICENSE NO. 42.56.635 DOL		STATE WA	EXPIRES 16	PHOTO I.D. MATCHED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
NAME: LAST HUMPHREY	FIRST JEFFREY	MIDDLE S	CDL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
ADDRESS 42.56.250(4)				<input checked="" type="checkbox"/> IF NEW ADDRESS
CITY 42.56.250(4)	STATE	ZIP CODE 42.56.250(4)	EMPLOYER	LOCATION
DATE OF BIRTH 42.56.250(4)	RACE W	SEX M	HEIGHT 5 11	WEIGHT 235
	EYES BLUE	HAIR BRN		
RESIDENTIAL PHONE NO.	CELL/PAGER NO.	WORK PHONE NO.		
VIOLATION DATE ON OR ABOUT	MONTH 9	DAY 8	YEAR 13	TIME 24 HOUR 0340
				<input type="checkbox"/> INTERPRETER NEEDED LANG:
AT LOCATION LABRE RD & IS		M.P.	CITY/COUNTY OF LEWIS	

DID OPERATE THE FOLLOWING VEHICLE/MOTOR VEHICLE ON A PUBLIC HIGHWAY AND

VEHICLE LICENSE NO. EC2791M	STATE WA	EXPIRES 2/14	VEH. YR. 10	MAKE FORD	MODEL F150	STYLE PU	COLOR CAMP
TRAILER #1 LICENSE NO.	STATE	EXPIRES	TR. YR.	TRAILER #2 LICENSE NO.	STATE	EXPIRES	TR. YR.
OWNER/COMPANY IF OTHER THAN DRIVER SAME							
ADDRESS							
ACCIDENT <input checked="" type="checkbox"/> NO	BAC .155	CMV <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	16+ <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	HAZMAT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	EXEMPT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	SAFER <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	FIRE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
READING 143							

DID THEN AND THERE COMMIT EACH OF THE FOLLOWING OFFENSES

#1 VIOLATION/STATUTE CODE RCW 46.61.502	<input type="checkbox"/> DV
DUI	
#2 VIOLATION/STATUTE CODE RCW	<input type="checkbox"/> DV

MANDATORY COURT APPEARANCE

APPEARANCE DATE	MO.	DY.	YR.	TIME	A.M. P.M.	RELATED #	DATE ISSUED 9/8/13	MSV
<input checked="" type="checkbox"/> Served on Violator <input type="checkbox"/> Sent to Court for Mailing <input checked="" type="checkbox"/> Referred to Prosecutor <input type="checkbox"/> Booked						I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT I HAVE ISSUED THIS ON THE DATE AND AT THE LOCATION ABOVE, THAT I HAVE PROBABLE CAUSE TO BELIEVE THE ABOVE NAMED PERSON COMMITTED THE ABOVE OFFENSE(S). OFFICER: [Signature] 230 9/8/13 OFFICER: [Signature] 230 9/9/13		

COMPLAINT / CITATION

CRG	PLEA	CHG	FINDINGS	FINE	SUSPENDED	SUB-TOTAL	FIND/JUDG DATE
1	G	NG	G NG D	\$	\$	\$	ABS. MLD TO OLY
2	G	NG	G NG D	\$	\$	\$	TO SERVE
OTHER COSTS \$							WITH DAYS SUP.
RECOMMENDED NONEXTENSION OF SUSPENSION <input type="checkbox"/>				LICENSE SUR-RENDER DATE	TOTAL COSTS \$	CREDIT / TIME STD	

C 0935956

WASHINGTON UNIFORM COURT DOCKET - COURT COPY July 2012  
 WASHINGTON UNIFORM COURT DOCKET - DOL COPY July 2012  
 WASHINGTON UNIFORM COURT DOCKET - DEFENDANT COPY July 2012  
 WASHINGTON UNIFORM COURT DOCKET - LEA COPY July 2012  
 WASHINGTON UNIFORM OFFICERS REPORT - COPY July 2012

MADEHILL STATE ALCOHOL  
BAC DATAMASTER CDM 140016  
SOFTWARE VERSION 76043-004 (04/28/04)

SEPTEMBER 08, 2013

SIM TEMP 34c +/- .2c: YES

OBSERVATION BEGAN: 04:49

CITATION NUMBER: C0935956

OPERATOR'S NAME (L/F/M):  
WOOD/M/S

SUBJECT'S NAME (L/F/M):  
HUMPHREY/JEFFREY/S

SUBJECT'S DOB: 42.56.250(4)



--- BREATH ANALYSIS ---

BLANK TEST	.000	05:08
INTERNAL STANDARD	VERIFIED	05:08
SUBJECT SAMPLE	.159	05:09
BLANK TEST	.000	05:10
EXTERNAL STANDARD	.079	05:10
BLANK TEST	.000	05:11
SUBJECT SAMPLE	.143	05:12
BLANK TEST	.000	05:12

ALL RESULTS IN g/210L

OPERATOR \_\_\_\_\_



WASHINGTON STATE PATROL  
BAC DATAMASTER CDM 140016  
SOFTWARE VERSION 76043-004 (04/28/04)

OBSERVATION BEGAN: 04:49

CITATION NUMBER: C0935956

OPERATOR'S NAME (L/F/M):  
WOOD/M/S

SUBJECT'S NAME (L/F/M):  
HUMPHREY/JEFFREY/S

SUBJECT'S DOB: 42.56.250(4)

EXTERNAL STANDARD BATCH #: 13014

--- BREATH ANALYSIS ---

BLANK TEST	.000	05:10
EXTERNAL STANDARD	.079	05:10
BLANK TEST	.000	05:11
SUBJECT SAMPLE	.143	05:12
BLANK TEST	.000	05:12

ALL RESULTS IN g/210L

OPERATOR \_\_\_\_\_

AGENCY \_\_\_\_\_



CHECK ALL THAT APPLY:

- NON-IMPOUND / TOW
- AAA or OTHER ROADSIDE ASSISTANCE
- EVIDENCE
- SEIZED UNDER RCW 69.50.505
- IMPOUND ONLY
- DUI/PC IMPOUND WITH 12 HOUR HOLD
- DWLS IMPOUND WITH \_\_\_\_\_ DAY HOLD
- INFORMATIONAL COPY GIVEN TO SUSPENDED DRIVER
- REGISTERED OWNER MAY REDEEM \_\_\_\_\_

CHECK INDICATES DRIVER IS DWLS/R AND IS NOT THE REGISTERED OWNER. REGISTERED OWNER / LEGAL OWNER OR AGENT OF THE OWNER MAY REDEEM AT THE END OF THE IMPOUND HOLD

CHECK INDICATES THE DRIVER IS DWLS AND IS THE REGISTERED OWNER. DRIVER WILL NEED A SEPARATE RELEASE FORM FROM THE COURT OR THE AGENCY ORDERING THE IMPOUND.

UNIFORM WASHINGTON STATE

TOW / IMPOUND AND INVENTORY RECORD

CASE / EVIDENCE NUMBER

VEHICLE INFORMATION

VIN: 1F17FW1E1V1A1B1Z1B11512

LICENSE Bo2791M	STATE WA	YEAR 2010	MAKE FORD	MODEL F150
<input type="checkbox"/> Report of Sale	MILEAGE <input type="checkbox"/> Digital 43840	STYLE PU	COLOR GRAY	

DRIVER		REGISTERED OWNER		LEGAL OWNER	
NAME (LAST, FIRST, MI) HUMPHREY, JEFFREY S		NAME (LAST, FIRST, MI) HUMPHREY, JEFFREY S		NAME (LAST, FIRST, MI) WSECU	
STREET ADDRESS 42.56.250(4)		STREET ADDRESS 42.56.250(4)		STREET ADDRESS PO Box WSECU	
CITY, STATE, ZIP CODE 42.56.250(4)		CITY, STATE, ZIP CODE 42.56.250(4)		CITY, STATE, ZIP CODE OLYMPIA WA 98507	
PHONE	DOB	PHONE		PHONE	

AUTHORIZATION AND RECEIPT

ON THIS DATE OF 9/8/13 AT 1070-0910 PURSUANT TO RCW 46.55.085 / .113 AND HAVING PERSONALLY INVENTORIED THE ITEMS IN THE DESCRIBED VEHICLE, I HEREBY AUTHORIZE RNH TOWING (TOWING FIRM)

TO REMOVE THIS VEHICLE FROM LEBREE RD + IS

I CERTIFY THAT I HAVE RECEIVED THE ABOVE VEHICLE AND ITS CONTENTS LISTED BELOW.

TOW DRIVER'S SIGNATURE [Signature] DOL TOW TRUCK NO. 5054-5 DATE 9/8/13

EQUIPMENT	DAMAGE	EVIDENCE (DRIVER'S SIDE)	EVIDENCE (PASSENGER'S SIDE)
<input type="checkbox"/> GLOVE BOX LOCKED <input checked="" type="checkbox"/> KEYS (2) <input type="checkbox"/> AUTO STEREO <input checked="" type="checkbox"/> AUDIO TAPES / CD'S (2) <input type="checkbox"/> CB RADIO <input type="checkbox"/> RADAR DETECTOR <input type="checkbox"/> TRUNK LOCKED <input type="checkbox"/> SPARE TIRE <input type="checkbox"/> JACK <input type="checkbox"/> CHAINS <input type="checkbox"/> OTHER _____	<input type="checkbox"/> FRONT <input type="checkbox"/> R FRONT <input type="checkbox"/> R SIDE <input type="checkbox"/> R REAR <input type="checkbox"/> L FRONT <input type="checkbox"/> L SIDE <input type="checkbox"/> L REAR <input type="checkbox"/> REAR <input type="checkbox"/> TOP <input type="checkbox"/> UNDERCARRIAGE <input type="checkbox"/> OTHER _____ No DAMAGE	CLEAN - COUS LIGHTS	

INVENTORY/EVIDENCE	NARRATIVE OR DIAGRAM
1 CCAT,	(List reason(s) for impound.)
	DUI - 12HR HOLD
	VIN VERIFIED


I CERTIFY (DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREMENTIONED IS TRUE AND CORRECT (RCW 9A.72.085).  
 OFFICER'S SIGNATURE [Signature] Lewis Co WA COUNTY, WA BADGE NO. 230

DRIVER'S SIGNATURE CERTIFIES RECEIPT OF TOW/IMPOUND REPORT AND INFORMATION FOR DRIVERS TO REDEEM IMPOUNDED VEHICLE  
 DRIVER'S SIGNATURE X



## WEAPON FORFEITURE REQUEST

*This information should be presented to the prosecutor prior to arraignment or other court proceedings pertaining to this case.*

COURT Lewis CO. District	CITATION NUMBER C0935956	CASE / EVIDENCE NUMBER 13-012942-001	
DEFENDANT (LAST, FIRST, MI) Humphrey, Jeffrey. S	D.O.B. 42.56.250(4)	TODAY'S DATE 9-9-2013	
<b>WEAPON DESCRIPTION</b>			
MAKE Ruger	MODEL LCP	SERIAL NUMBER 375-59286	CALIBER .380
I, TROOPER _____ M. Wood 230 _____ PETITION THE COURT TO ORDER THE FORFEITURE OF THE FIREARM LISTED BELOW IN ACCORDANCE WITH RCW 9.41.098, SECTION _____ E _____. (SEE REVERSE) SEE ATTACHED CASE REPORT FOR DETAILS.			
 TROOPER'S SIGNATURE			9/9/2013 DATE
I, THE UNDERSIGNED JUDGE/COURT COMMISSIONER, ORDER THE WEAPON DESCRIBED ABOVE BE FORFEITED TO THE WASHINGTON STATE PATROL IN ACCORDANCE WITH RCW 9.41.098, SECTION _____.			
DONE IN OPEN COURT THIS _____ DAY OF _____, 20__.			
_____ JUDGE / COURT COMMISSIONER			

**Refer to RCW 9.41.098 attached**



**RCW 9.41.098 Forfeiture of firearms-Disposition-Confiscation.** (1) The superior courts and the courts of limited jurisdiction of the state may order forfeiture of a firearm which is proven to be:

(a) Found concealed on a person not authorized by RCW 9.41.060 or 9.41.070 to carry a concealed pistol: PROVIDED, That it is an absolute defense to forfeiture if the person possessed a valid Washington concealed pistol license within the preceding two years and has not become ineligible for a concealed pistol license in the interim. Before the firearm may be returned, the person must pay the past due renewal fee and the current renewal fee;

(b) Commercially sold to any person without an application as required by RCW 9.41.090;

(c) In the possession of a person prohibited from possessing the firearm under RCW 9.41.040 or 9.41.045;

(d) In the possession or under the control of a person at the time the person committed or was arrested for committing a felony or committing a nonfelony crime in which a firearm was used or displayed;

(e) In the possession of a person who is in any place in which a concealed pistol license is required, and who is under the influence of any drug or under the influence of intoxicating liquor, as defined in chapter 46.61 RCW;

(f) In the possession of a person free on bail or personal recognizance pending trial, appeal, or sentencing for a felony or for a nonfelony crime in which a firearm was used or displayed, except that violations of Title 77 RCW shall not result in forfeiture under this section;

(g) In the possession of a person found to have been mentally incompetent while in possession of a firearm when apprehended or who is thereafter committed pursuant to chapter 10.77 or 71.05 RCW;

(h) Used or displayed by a person in the violation of a proper written order of a court of general jurisdiction; or

(i) Used in the commission of a felony or of a nonfelony crime in which a firearm was used or displayed.

(2) Upon order of forfeiture, the court in its discretion may order destruction of any forfeited firearm. A court may temporarily retain forfeited firearms needed for evidence.

(a) Except as provided in (b), (c), and (d) of this subsection, firearms that are: (i) Judicially forfeited and no longer needed for evidence; or (ii) forfeited due to a failure to make a claim under RCW 63.32.010 or 63.40.010; may be disposed of in any manner determined by the local legislative authority. Any proceeds of an auction or trade may be retained by the legislative authority. This subsection (2)(a) applies only to firearms that come into the possession of the law enforcement agency after June 30, 1993.

By midnight, June 30, 1993, every law enforcement agency shall prepare an inventory, under oath, of every firearm that has been judicially forfeited, has been seized and may be subject to judicial forfeiture, or that has been, or may be, forfeited due to a failure to make a claim under RCW 63.32.010 or 63.40.010.

(b) Except as provided in (c) of this subsection, of the inventoried firearms a law enforcement agency shall destroy illegal firearms, may retain a maximum of ten percent of legal forfeited firearms for agency use, and shall either:

(i) Comply with the provisions for the auction of firearms in RCW 9.41.098 that were in effect immediately preceding May 7, 1993; or

(ii) Trade, auction, or arrange for the auction of, rifles and shotguns. In addition, the law enforcement agency shall either trade, auction, or arrange for the auction of, short firearms, or shall pay a fee of twenty-five dollars to the state treasurer for every short firearm neither auctioned nor traded, to a maximum of fifty thousand dollars. The fees shall be accompanied by an inventory, under oath, of every short firearm listed in the inventory required by (a) of this subsection, that has been neither traded nor auctioned. The state treasurer shall credit the fees to the firearms range account established in RCW 79A.25.210. All trades or auctions of firearms under this subsection shall be to licensed dealers. Proceeds of any auction less costs, including actual costs of storage and sale, shall be forwarded to the firearms range account established in RCW 79A.25.210.

(c) Antique firearms and firearms recognized as curios, relics, and firearms of particular historical significance by the United States treasury department bureau of alcohol, tobacco, and firearms are exempt from destruction and shall be disposed of by auction or trade to licensed dealers.

(d) Firearms in the possession of the Washington state patrol on or after May 7, 1993, that are judicially forfeited and no longer needed for evidence, or forfeited due to a failure to make a claim under RCW 63.35.020, must be disposed of as follows: (i) Firearms illegal for any person to possess must be destroyed; (ii) the Washington state patrol may retain a maximum of ten percent of legal firearms for agency use; and (iii) all other legal firearms must be auctioned or traded to licensed dealers. The Washington state patrol may retain any proceeds of an auction or trade.

(3) The court shall order the firearm returned to the owner upon a showing that there is no probable cause to believe a violation of subsection (1) of this section existed or the firearm was stolen from the owner or the owner neither had knowledge of nor consented to the act or omission involving the firearm which resulted in its forfeiture.

(4) A law enforcement officer of the state or of any county or municipality may confiscate a firearm found to be in the possession of a person under circumstances specified in subsection (1) of this section. After confiscation, the firearm shall not be surrendered except: (a) To the prosecuting attorney for use in subsequent legal proceedings; (b) for disposition according to an order of a court having jurisdiction as provided in subsection (1) of this section; or (c) to the owner if the proceedings are dismissed or as directed in subsection (3) of this section. [2003 c 39 § 5; 1996 c 295 § 10; 1994 sp.s. c 7 § 414; 1993 c 243 § 1; 1989 c 222 § 8; 1988 c 223 § 2. Prior: 1987 c 506 § 91; 1987 c 373 § 7; 1986 c 153 § 1; 1983 c 232 § 6.]







LEFT 2 LANES

RIG

RAMP  
CLOSED

LEFT 2 LANES

RIGHT

USE ALT  
ROUTE



## Dustin Breen

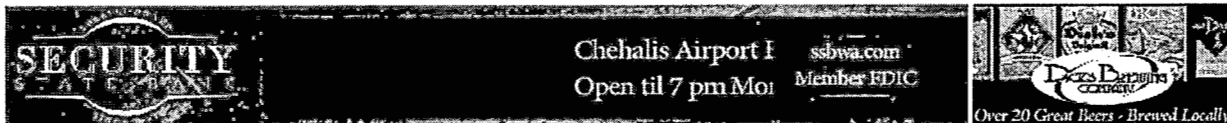
---

**From:** Gail.Behrens@wsp.wa.gov  
**Sent:** Wednesday, September 18, 2013 4:19 PM  
**To:** Dustin Breen  
**Subject:** PD-13-0500-0691 - Records Request  
**Attachments:** SKMBT\_C25313091816160.pdf

I have attached the requested information.

Thanks,  
Gail Behrens  
WSP Public Disclosure District 5  
(360) 449-7909 (50109)

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# Lewis County Deputy Arrested for Suspicion of Drunk Driving

Story Commenting

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Posted: Wednesday, September 11, 2013 3:33 pm | Updated: 4:17 pm, Wed Sep 11, 2013.

By Stephanie Schendelsschendel@chronline.com | 0 comments

An off-duty deputy was arrested early Sunday morning for suspicion of driving under the influence of alcohol.

The deputy, Jeff S. Humphrey, was pulled over by a state trooper while driving on Interstate 5 early Sunday morning, said Trooper Stephen Robley, spokesman for the Washington State Patrol.

In an emailed statement from Lewis County Sheriff Steve Mansfield, released to The Chronicle through the agency's spokeswoman, the sheriff wrote: "Deputy Humphrey will be processed through the Criminal Justice system just like anyone else arrested for the same offense."

"He will also undergo an internal investigation," the statement continued. "Deputy Humphrey is on paid administrative leave at this time."

Humphrey has worked for the sheriff's office for almost 12 years, and is on the agency's drug task force, according to Chief Deputy Stacy Brown, spokeswoman for the sheriff's office.

The 40-year-old Chehalis man was not booked into jail following his Sunday arrest, according to state patrol.

Robley said it is up to the trooper's discretion whether to release or book a person arrested for suspicion of DUI into jail.

Humphrey's vehicle was towed, as required by state law, and Humphrey was later released at his residence, Robley said. The charge of driving under the influence was referred to the Lewis County Prosecutor's Office.

It is unclear whether the arresting trooper knew Humphrey worked for the sheriff's office.

The DUI charge was filed in Lewis County District Court on Monday, and Humphrey will be arraigned on Friday, according to district court.

"A special deputy from another county will be appointed to handle the case," said Lewis County Prosecutor Jonathan Meyer, adding that it will be handled just as any other case would.

The prosecutor declined to comment further.

Driving under the influence is a gross misdemeanor that carries a maximum penalty of one year in jail or a \$5,000 fine.

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Posted in News, Local on Wednesday, September 11, 2013 3:33 pm. Updated: 4:17 pm.

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# Our Views: Even Good People Should Be Held Accountable

Story Commenting

Share Print Font Size:

Posted: Tuesday, September 17, 2013 10:51 am

By The Chronicle | 0 comments

"Good people make bad decisions on occasion."

Those are the words of defense attorney Don Blair, who is representing Lewis County Sheriff's Office deputy Jeff S. Humphrey following his arrest for DUI.

Humphrey was cited for driving under the influence of alcohol after allegedly driving through a crime scene created by another suspected drunken driver Sept. 8. He ignored or missed signs indicating the scene near Labree Road was closed and was arrested by a state trooper a short distance away.

His blood alcohol content registered at .159 and .143, nearly twice the legal limit.

Blair's words on behalf of his client are accurate and worth considering.

Humphrey has worked for the sheriff's office for nearly 12 years, and never before has his name found its way into the newspaper for anything other than exemplary law enforcement work.

Humphrey is a detective on the agency's drug task force, according to the sheriff's office.

On Aug. 13, Humphrey and another deputy received honorary awards from the Lewis County Commission for their parts in a sting dubbed "Operation Big Bottom Bust" in which 11 people were jailed for allegedly trafficking methamphetamine in East Lewis County.

The bust was heralded for its likely positive impact on the East Lewis County drug trade, and Humphrey was rightly acknowledged for his instrumental role.

Now, assuming he is convicted, he should be rightly admonished and punished for committing a crime that he should know to avoid.

Law enforcement officers see firsthand the toll intoxicated drivers have on Washington's roads and highways. Drunken drivers are often responsible for tragedies in which the perpetrator is not the victim.

In the past five years, there have been 910 DUI fatalities in Washington alone, according to Mothers Against Drunk Driving. That includes 156 fatalities in the most recent year data was available. A stunning 34 percent of all traffic deaths in Washington are attributed to drunken driving.

And the fact is, officers such as Humphrey are the ones that arrive on these horrific scenes and see to it that those who are responsible are brought to justice.

Simply put, Humphrey should know better than to risk the lives of others — including three passengers in his own vehicle — by getting behind the wheel after a night of drinking.

Humphrey is currently on paid administrative leave as the sheriff's office conducts an internal investigation into his actions.

Driving under the influence is a gross misdemeanor that carries a maximum penalty of one year in jail or a \$5,000 fine.

The Lewis County Prosecutor's Office has handed the case off to another jurisdiction to assure a fair prosecution of the county employee.

"Good people lapse judgement and hopefully they learn from it," Blair told The Chronicle last week.

Indeed.

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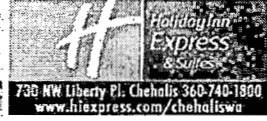
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# Lewis County Deputy Arrested for DUI Pleads Not Guilty

## DUI: Lewis County Drug Detective Jeff S. Humphrey Was Stopped After He Drove Through a Closed Collision Investigation Scene Caused by Another Drunk Driver

Story Commenting

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Posted: Friday, September 13, 2013 4:24 pm | Updated: 5:39 pm, Fri Sep 13, 2013.

By Stephanie Schendelsschendel@chronline.com | 0 comments

The blood alcohol level of the off-duty Lewis County Sheriff's Office deputy arrested last Sunday for suspicion of driving under the influence of alcohol was nearly twice the legal limit at the time of his arrest, according to court documents.

Jeff S. Humphrey, who has worked for the Lewis County Sheriff's Office for nearly 12 years, was arrested Sunday night by a Washington State Patrol trooper. He later consented to a breathalyzer test, providing two blood alcohol content samples of .159 and .143, court documents state.

Humphrey pleaded not guilty to driving under the influence Friday afternoon in Lewis County District Court. The deputy hired Lewis County defense attorney Don Blair to represent him.

"Good people make bad decisions on occasion," Blair told The Chronicle Friday afternoon, later adding, "Good people lapse judgement and hopefully they learn from it."

The deputy was allowed to remain out of custody following the afternoon hearing, but a judge ordered him not to possess or consume alcohol or drugs.

The 40-year-old Chehalis resident was arrested shortly before 4 a.m. Sunday after he drove through a road closure on Labree Road and Interstate 5 in Chehalis, court documents state.

The road had been closed due to a DUI collision in which a 24-year-old Chehalis man, who was allegedly also driving drunk, drove 123 mph down I-5 in an attempt to flee police. The police pursuit ended when the 24-year-old got on a I-5 off ramp and crashed into a guardrail.

Following the collision, there were several signs indicating the road closure, including a large reader board that flashed alternating message of "RAMP CLOSED" and "USE ALTERNATE ROUTE," court documents state. There were also three state patrol vehicles parked in the area.

Humphrey was driving a Ford F-150 on Labree Road and drove past the sign and police vehicles and into the collision crime scene, court documents state. When a state trooper attempted to stop him by waving his arms, yelling and shining a flashlight at the truck, Humphrey continued driving.

The trooper began to pursue the truck, which had stopped for a red light at a nearby intersection, according to court documents.

When Humphrey rolled down his window, the trooper could smell a strong odor of alcohol coming from the vehicle, which was carrying Humphrey and three other passengers, court documents state. The trooper asked if Humphrey had seen the road closure sign and all the emergency vehicles, to which Humphrey responded with, "Sorry."

Humphrey's eyes were also bloodshot and watery, and he had a "blank, far-off look on his face," according to court documents.

Humphrey refused to answer the trooper's question about how much he had to drink that night, and also refused to do a field sobriety test, court documents state. Humphrey was transported to the Lewis County Jail for processing, but he was not booked.

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A State Patrol spokesman said previously that Humphrey was released at his Chehalis residence and was referred for charges. His vehicle was towed, as required by state law.

It is unclear from court documents whether the arresting trooper knew Humphrey worked for the sheriff's office.

Humphrey is currently on paid administrative leave, and will undergo an internal investigation, Sheriff Steve Mansfield wrote in an emailed statement earlier this week.

Humphrey is a detective on the agency's drug task force, according to the sheriff's office.

Blair said he will only handle the criminal proceedings against the deputy, and will not have an effect on the internal investigation.

"The facts will speak for themselves," Blair said. "I know Jeff is a very valued employee, and just like any other company, when good employees have issues, their employers like to see if they can help them out and make them better employees."

On Aug. 13, Humphrey and another deputy received honorary awards from the Lewis County commissioners for their instrumental roles in a sting dubbed "Operation Big Bottom Bust" in which 11 people were jailed for allegedly trafficking methamphetamine in East Lewis County.

It is unclear whether Humphrey will remain on the drug task force if he returns to work.

A prosecutor from a different county will be handling Humphrey's DUI case, Lewis County Prosecutor Jonathan Meyer said previously.

Both the elected prosecutor and sheriff said the case will be handled the same way a citizen's DUI arrest would be.

Driving under the influence is a gross misdemeanor that carries a maximum penalty of one year in jail or a \$5,000 fine.

Humphrey's next court date is set for December.

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Jennie Snaza recommends this.

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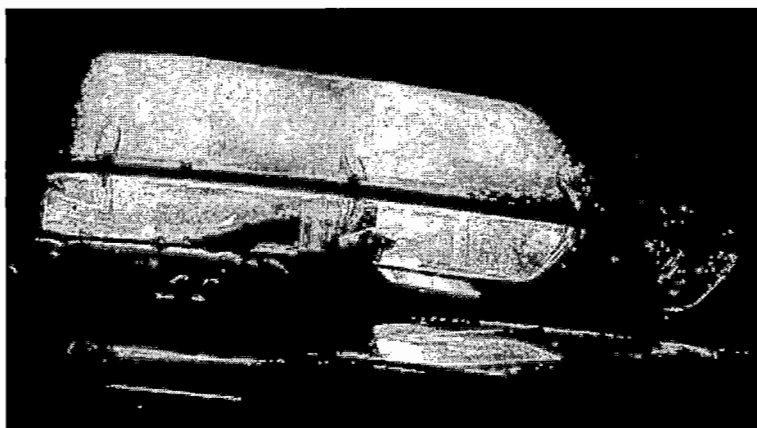
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Updated: 10:01 a.m. Thursday, Sept. 12, 2013 | Posted: 4:14 p.m. Wednesday, Sept. 11, 2013

## Lewis County deputy arrested on DUI charge



By Richard Thompson

**CHEHALIS, Wash.** —Lewis County Sheriff's Deputy Jeff Humphrey was arrested by the Washington State Patrol on Sunday on charges of driving under the influence, according to Lewis County Sheriff Steve Mansfield.

The Washington State Patrol said a trooper was on Interstate 5 in Lewis County at the scene of a collision when Humphrey, who was off-duty, tried to drive into an area of the freeway that was closed because of the crash. The trooper stopped Humphrey from entering the area and then determined he was under the influence.

Humphrey, 40, has been with the Lewis County Sheriff's Office for 11 years.

"Deputy Humphrey will be processed through the criminal justice system just like anyone else arrested for the same offense," Mansfield said.

In addition to the criminal case, Mansfield said Humphrey will also undergo an internal investigation by the Sheriff's Office.

Humphrey is currently on paid administrative leave.



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- Posted by almarubio

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- Posted by Ops at 8:02 p.m. Sep. 11, 2013
- Report Abuse

another cop gets a slap on the wrist



- Posted by fattyforyou at 11:32 p.m. Sep. 11, 2013
- Report Abuse

yep - this is a complete lie and BS —> "Deputy Humphrey will be processed through the criminal justice system just like anyone else arrested for the same offense," Mansfield said. yeah right



- Posted by netacoma2003 at 12:43 a.m. Sep. 12, 2013
- Report Abuse

Ya'll are just 2 beers away (.08) from your very own DUI so don't drink any when you're out for lunch/dinner...our DUI laws are crazy.

If you cause an accident or hurt someone...sure...hang em! Ruin someones life/career because they drank 2 beers....money making scheme for the state.



- Posted by FullerMalarkey at 5:02 p.m. Sep. 13, 2013
- Report Abuse

So, with this frequency of cops getting popped for DUI, how soon before our road side conversations with the noble blue clad warriors begins to take on airs like this:

Jack booted Cop: "Have you been drinking tonight?"

Submissive Citizen: "No.....how about you?"



- Posted by FullerMalarkey at 5:12 p.m. Sep. 13, 2013
- Report Abuse

And of course, this deputy is on paid administrative leave while investigation is dragged out.

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## Lewis County sheriff's deputy on leave after DUI arrest

By KOMO Staff | Published: Sep 11, 2013 at 5:43 PM PDT (2013-09-12T0:43:57Z)

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http://www.komonews.com/news/local/Lewis-County-sheriff-deputy-on-leave-after-DUI-arrest-Random=0.5610603274842524&PartnerID=134721&Cid=223387771

SEATTLE – A Lewis County sheriff's deputy is on paid administrative leave after being arrested for suspicion of driving under the influence over the weekend.

Deputy Jeff Humphrey was driving in the Chehalis area when he was stopped by a Washington State Patrol trooper Sunday morning at about 3 a.m.

The trooper conducted an investigation and arrested Humphrey on suspicion of DUI. He was taken to jail and released later that morning.

Chief Deputy Stacy Brown with the Lewis County Sheriff's Office said Humphrey "will be processed through the criminal justice system just like anyone else arrested for the same offense."

In the meantime, the deputy has been placed on paid administrative leave and will undergo an internal investigation.

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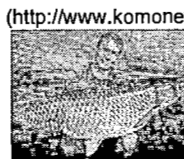
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**scared\_citizen** (<http://account.komonews.com/profile/4159>) 6 days ago  
(<http://account.komonews.com/profile/4159>)  
Cops have problems with alcohol like everyone else. While I understand it, I dont support keeping them in law enforcement. There is no way we want drunks carrying badges and guns and driving really fast. Time for him to find alternative employment.

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**SoTweeie** (<http://account.komonews.com/profile/1909>) 6 days ago  
(<http://account.komonews.com/profile/1909>)  
Good job and thanks to the reporter who followed protocol.

Like Reply

**contraryjim** (<http://account.komonews.com/profile/13176>) 6 days ago  
(<http://account.komonews.com/profile/13176>)  
He like others who have an alcohol problem need counseling and a determination to solve it. Passing them through the so called justice system is a charade.

Like Reply

**The WA Mama** (<http://account.komonews.com/profile/2055>) 6 days ago  
(<http://account.komonews.com/profile/2055>)  
He should not be on paid administrative leave. He knowingly broke the law. He put the lives of others at risk because of his own selfishness. Personally, I think he should be fired. He is a police officer. He took an oath to uphold the law and he thumbed his nose at it.

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RTNavy (http://account.komonews.com/profile/2796) 6 days ago  
(http://account.komonews.com/profile/2796) @The WA Mama (http://account.komonews.com/profile/2055) Hasn't been convicted yet, you can't fire someone for "suspicion", at least in Government and Union managed organizations.

4 (http://account.katu.com/profile/815) (http://account.komonews.com/profile/4159) (http://account.komonews.com/profile/2055) (http://account.komonews.com/profile/1909) Like Reply

SoTweetie (http://account.komonews.com/profile/1909) 6 days ago  
(http://account.komonews.com/profile/1909) @RTNavy (http://account.komonews.com/profile/2796) was getting ready to quote the paid leave thing and realized, innocent until proven guilty. If found guilty he should have to repay the wages!

2 (http://account.komonews.com/profile/4159) (http://account.komonews.com/profile/2055) Like Reply

The WA Mama (http://account.komonews.com/profile/2055) 6 days ago  
(http://account.komonews.com/profile/2055) @SoTweetie (http://account.komonews.com/profile/1909) @RTNavy (http://account.komonews.com/profile/2796) I totally agree with both of you. He is innocent until proven guilty. I guess I got a little ahead of myself.

2 (http://account.katu.com/profile/815) (http://account.komonews.com/profile/4159) Like Reply

scared\_citizen (http://account.komonews.com/profile/4159) 6 days ago  
(http://account.komonews.com/profile/4159) @The WA Mama @SoTweetie @RTNavy Regardless of "innocent till proven guilty", its pretty obvious that if he wasnt driving drunk, the WSP officer would NOT have arrested him for it so I say NO PAID LEAVE if you are an officer who is arrested.

1 (http://account.komonews.com/profile/2055) Like Reply

Lookitsme (http://account.komonews.com/profile/2009) 6 days ago  
(http://account.komonews.com/profile/2009) So...the reply is on a paid vacation...he'll teach him...

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Sissy (http://account.komonews.com/profile/36558) 6 days ago  
(http://account.komonews.com/profile/36558) @Lookitsme (http://account.komonews.com/profile/2009) Great minds think alike!

2 (http://account.komonews.com/profile/4159) (http://account.komonews.com/profile/1909) Like Reply

Sissy (http://account.komonews.com/profile/36558) 6 days ago  
(http://account.komonews.com/profile/36558) It's commendable that the WSP has ethics and treats everyone equally. I'm impressed. What I did not like about this story was that sheriffs department put him on -- PAID -- administrative leave. I guess in Lewis County if you have a badge and drive drunk, you get rewarded with a paid vacation.

4 (http://account.katu.com/profile/815) (http://account.komonews.com/profile/4159) (http://account.komonews.com/profile/1909) (http://account.komonews.com/profile/13176) Like Reply

SwampThing (http://account.komonews.com/profile/2218) 6 days ago  
(http://account.komonews.com/profile/2218) @Sissy (http://account.komonews.com/profile/36558) yeehaw! vacation! he is gonna git DEE-runk!

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It's good to see that justice is being applied evenly. Washington State Patrol is by far the most professional police force in the state. Hopefully the deputy has learned from his mistake.

3 <http://account.komonews.com/profile/4159> Like Reply

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**memory9** (<http://account.katu.com/profile/1086>) 6 days ago  
(<http://account.katu.com/profile/1086>) They used to be a whole lot more professional when they had discretion instead of quotas. The fact is they are not a police force but a traffic unit and to say they are more professional than any other specialized unit in the state might be stretching things. They follow very strict standards and are screened very well but comparing them to a police force is comparing apples to oranges.

1 <http://account.komonews.com/profile/13176> Like Reply



**pensguy76** (<http://account.komonews.com/profile/5224>) 6 days ago  
(<http://account.komonews.com/profile/5224>) @outthereality @outthereality Last time I checked, they are still considered law enforcement. I rode for a 10 hour shift and I didn't see any quotas being filled. Oh, and they have a SWAT Team. Must be for when people don't pay the meters.

Like Reply



**scared\_citizen** (<http://account.komonews.com/profile/4159>) 6 days ago  
(<http://account.komonews.com/profile/4159>) @outthereality @outthereality I agree with your assesment. The WSP is by far the "most professional police force in the state". Unfortunately, with competition like the SPD, KCSD, Renton Police, etc, that isnt the complement that it could be.

Like Reply

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## Sheriff's deputy on paid leave as DUI arrest is investigated

Thursday, September 12, 2013 at 12:42 pm

**By Sharyn L. Decker**  
**Lewis County Sirens news reporter**

CHEHALIS – A Lewis County sheriff's deputy arrested for drunken driving over the weekend while off duty is scheduled to go before a judge tomorrow afternoon.

Jeffrey S. Humphrey has been with the sheriff's office for 11 years. He is on paid administrative leave, according to the sheriff's office.

Humphrey was stopped by a trooper early Sunday morning on Interstate 5 in the Chehalis area, according to the Washington State Patrol. He was pulled over when he attempted to drive through the closed area of a collision scene, state patrol spokesperson Stephen Robley said.

Robley said he believed it occurred about 3 a.m.

"He was arrested for DUI, processed and then released," Robley said. "And the charges were forwarded to the Lewis County prosecutor."

Robley said he didn't have many details, and said he didn't know why the case was referred for a charging decision as opposed to the trooper issuing a citation with a date and time for Humphrey to appear in court.

Robley, who is an agency spokesperson and works patrol in Clark County, said in his work, those decisions and whether to book a person into jail depend on a variety of factors sometimes related to how cooperative an individual is or if they also have a warrant.

Humphrey's vehicle was towed and he was released from the troopers custody at his home, Robley said.

Lewis County Prosecutor Jonathan Meyer said he asked his counterparts in Thurston County to select a special deputy prosecutor to handle the case because of appearances of fairness. The Lewis County Prosecutors Office represents the sheriff's office, he said.

The charge was filed on Monday in Lewis County District Court.

Sheriff Steve Mansfield issued a statement saying his deputy will be processed through the criminal justice system just as anyone else arrested for the same offense would. In addition, an internal investigation will be conducted, according to Mansfield.

Humphrey works on the sheriff's office drug task force.

One of his recent large cases was the so-called Operation Big Bottom Bust in Randle in June in which 10 residents were arrested following a months-long investigation of under cover purchases of methamphetamine.

Humphrey's arraignment is set for 2 p.m. tomorrow before Judge Michael Roewe.

Tags: [By Sharyn L. Decker, news reporter](#)


This entry was posted on Thursday, September 12th, 2013 at 12:42 pm and is filed under [Top story of the day](#). You can follow any responses to this entry through the [RSS 2.0 feed](#). You can [leave a response](#), or [trackback](#) from your own site.

## 27 Responses to "Sheriff's deputy on paid leave as DUI arrest is investigated"

1.  *ROK* says:

[Saturday, September 14, 2013 at 11:47 am](#)

Lewiscountysocietysucks...sounds like you have a lot of knowledge about said drug busts. Explains your obvious hate and disrespect for cops and the judicial system. My guess is that your rant has nothing to do with Humphrey's DUI, but just another avenue to spew your venom towards anyone in law enforcement.

2.  *lewiscountysocietysucks* says:

[Saturday, September 14, 2013 at 2:34 am](#)

Oh ya, Humphrey is part of the Drug task force, and anything DUI, is , considered a drug. So how ironic I find this situation he has found and put himself in. He should NOT be on administrative leave. He is being paid for breaking the LAW. I dont know about the rest of you tax payers, but I do not want to pay for a Drug force, chicken shit, law breaking, corrupt PIGS mistake while they investigate the incident. They do not investigate any other DUI's. Humphrey is not above the LAW, just because he is a corrupt, crooked Cop. and yes he was a big corrupt part of the Big Bottom Bust, and the Merry Xmas Bust, but those that take it to the box will win their cases or will be dismissed for lack of back up evidence, it is all hear say, those 3 big time drug dealers before the Merry Xmas bust were all dismissed cases, and the one arrested in that arrest was arrested at Xmas took it to the box and was found not guilty, and the prosecution and Humphrey was lectured for 15 mins for waisting every ones time for hear say. They are waisting We The Peoples Time, and Money. Take his pay away and treat him like any other law breaker....

3.  *msmommab* says:

[Friday, September 13, 2013 at 8:26 pm](#)


What makes me angry is that thisguy was off duty and was drinking and driving. Now the off duty makes me mad because he is now on administrative leave pending an investigation. Any other people more than likely would not had a job to go back to when working the government ie: county state or federal jobs. Now on the other point of the drinking and driving; this guy is a lewis county deputy sheriff, he enforces laws such as the one he has broken. He is an should held to a higher standard because is an enforcer of the criminal code. In all reality if he isnot punished for his actions like anyone else would be wwho was caught driving while under the influence the officer could never enforce the DUI laws or who anyone ever be able to take him as creditable for any reason.

4.  *ALITTLEBADLUCKFORLCSO* says:


[Friday, September 13, 2013 at 5:38 pm](#)

NWA...ARE YOU HIS WIFE? IF NOT YOU SHOULD STOP MAKING THOSE LAME ASS EXCUSES FOR HIM. YOUR ONLY MAKING HIM LOOK WORSE. KINDA LIKE THE GUY WHO SAID HE WAS WITH SIX IN ABERDEEN THE NIGHT OF THE MURDERS.




5.  *ALITTLEBADLUCKFORLCSO* says:  
Friday, September 13, 2013 at 5:33 pm

Abusybodiesandnosey neighbors.....Really?  
As for Humphrey..how is it acceptable for a cop to put himself into the predicament he is in? I mean...he really fucked up by being drunk and driving, given the fact hes on the task force especially. But on top of it,he is so drunk he blows right into the middle of a closed off collision scene? Cmon  
And then theres the Sheriff saying its going to be handled just like any other persons case would be.  
Whatever...Robley said the case was already handed over to be decided what they are going to charge him with instead of using normal procedure. And this is kind of the same as construction zone enhancements isnt it? Except he blew into a bunch of cops in a closed off collision scene!!!!????? Work it Mansfield...nobodys gonna call you on it.


6.  *Fuller Malarkey* says:  
Friday, September 13, 2013 at 5:15 pm

“Humphrey’s vehicle was towed and he was released from the troopers custody at his home, Robley said.”

Percs that come from being part of the thin blue line. If the impound lot operator charges for the tow or storage, he won’t get another call to tow for months. He’ll have to eat this one.


7.  *nwa* says:  
Friday, September 13, 2013 at 5:10 pm

Does anyone have a clue hear that Officers working drug enforcement details sometimes drink to fit in and get the real dope dealers. Can’t walk into a bar or what ever and say, not drinking, not doing drugs, and expect to do what your paid to do. Thank about it people. The bac reading would be interested to know. YA THINK


8.  *Free Air* says:  
Friday, September 13, 2013 at 4:10 pm

When you think about the hundreds of people that frequent the bars every weekend, how do they get home?  
We only have so many taxis here in LC.


Call, Walk, Anything but Drive!  
I’m all for not destroying a person over a DUI, but I’m also all for not making up excuses. We each are responsible for our actions. If you drink, don’t drive; Period!

9.  *Love\** says:  
Friday, September 13, 2013 at 12:23 pm


While everyone is entitled to freedom of speech, the fact is “human beings” make mistakes! And “human beings” pay the consequences for their mistakes. I know a few people that have been stopped for drinking, not booked, and have gotten a ride home. (And they were not law enforcement )  
Law enforcement are here to protect our community and set an example, but they are also scrutinized ten times over for something alot of ppl probably do on a regular basis.  
When you think about the hundreds of people that frequent the bars every weekend, how do they get home?  
We only have so many taxis here in LC

10.  *Amazed* says:  
Friday, September 13, 2013 at 11:53 am

Driving Drunk is Now Classified as a "Mistake"? So, the next time a drunk driver kills or injures someone, Especially someone close to you...feel bad for the Drunk Driver because remember he just made a Mistake. Just like officer Humphrey.?


- 11.  *busybodiesandnoseyneighbors* says:  
Friday, September 13, 2013 at 10:20 am

So since all you you who have stepped up and talked Sh\*\* about this person, I would guess its would be a fair assumption that NONE OF YOU HAVE EVER MADE A MISTAKE!! You should all be ashamed of your self's! The negative comments you all are making is called BULLYING!! He may have made a dangerous and stupid mistake but it most certainly dose not give YOU all the right to act as if your own S\*\*t dosent stink. Grow The EFF UP. You people are the reason why we have such a Big PROBLEM with our kids bullying each other. Perhaps you should stop and think how you would feel if it were you being belittled and smeared??!!!


- 12.  *LC CITIZEN* says:  
Friday, September 13, 2013 at 1:19 am

I'm glad to read that at least "Free Air" and a couple others have their head on correctly around here! Deputy Humphrey will come out of this a lot worse than any "normal" John Doe getting a DUI. No one else gets their name and occupation smeared all over the evening news and all over the internet in big bold lettering. It'd sure be nice if the media treated the person as an equal as well. Just list the name out with the rest of the DUI's for the weekend and it would probably go pretty much unnoticed. But of course that can't be done.

And yes it does happen where someone who gets a DUI doesn't get booked into jail. It actually happens quite often. Those of you who say not so must know some pretty uncooperative people when it comes to Law Enforcement. He made a mistake or a bad judgment call just like everyone else has in their life. And yes, luckily no one was injured or worse during his mistake. But to use his career against him to crucify him is uncalled for. He'll get the worst end of the deal by far when it's all said and done.


- 13.  *Dominoe* says:  
Thursday, September 12, 2013 at 8:48 pm

Soaper  
I always like what you have to say. Quality rants my friend.

- 14.  *Free Air* says:  
Thursday, September 12, 2013 at 8:41 pm

"Who else gets their car delivered to their house after being arrested for Intoxicated Driving."

Nobody, not even this cop. You missed it.  
The car was towed and impounded as required by DUI law, not taken home.  
He was taken home, not his car.  
A guy I worked with a guy who was very corporative with the trooper, who then gave him a ride home. It happens.

- 15.  *Soaper* says:  
Thursday, September 12, 2013 at 5:38 pm


Call me ignorant, but I would say that is very special treatment. If they are apparently getting treated like anybody else they can sit in jail like anybody else. I don't care if it is a cop or not if they commit a crime they can sit in there with the rest of the criminals. The cops sure are brave when they are throwing people in jail,

but sure turn into cowards when the tables are turned. In my opinion that is a major double standard. Who else gets their car delivered to their house after being arrested for Intoxicated Driving.

Nothing against Humphrey in particular, but he has no business on the drug task force as he appears to have a problem with substances himself and uses poor judgement when under the influence of them. A person with poor judgement is not somebody you want kicking in peoples' doors with loaded automatic weapons in their hand which is what his job entails.

To those who say "the only reason we are hearing about this is because he is a police officer" first of all you are wrong. If somebody was to go through a closed off accident scene where troopers were right in the middle of conducting an investigation (which puts the troopers and any other emergency personal there in serious danger) while drunk I am sure you would be reading about it.

Also, do you ever stop to consider maybe cops should be held to a little bit higher standards than the average joe? Afterall, they make their living by taking peoples freedom away who break the law. They represent the law. To turn around and break the laws they enforce says a lot about how they view themselves and how they view us.

16.  *Free Air* says:  
Thursday, September 12, 2013 at 5:33 pm

"Treated like everyone else,, I think not!!!!"

Boy, I'm in agreement with you there!  
Had it been you or I:

Our names would not have made it to the front page of the Chronicle, Komo news another Seattle News Outlets for a simple non accident DUI.


We would not be in danger of loosing our job.

We would not be in danger of this being a career ending event and having to learn another trade and start all over again.


Our process through the courts would not be followed every step of the way like his is going to be.

It's just like the reserve who got in a motorcycle wreck down by Toledo. Cops are under a plate of glass for all to see 24/7.

As far as not going to jail goes, I've head that on the scanner more than once where they get processed in Morton, then handed over to what must be a friend or family member, so no special treatment there. I'm sure if he were an ass to the Trooper then he would have gone to jail. I'm also guessing he realized how badly he messed up when those lights came on!

17.  *Dominoe* says:  
Thursday, September 12, 2013 at 4:40 pm

Wow the Humphreys are really on a roll... The wife runs a stop sign and smashes a car full of kids and now the husband is out driving drunk. Sounds like it's time to hand over the keys in this family. Also do love how he's on paid leave and he got booked and released... I'm sure it had to do with cooperation and not the fact he's a cop and they didn't want to put him in with all the men he's busted over the years. And God forbid he should have to bail himself out and spend money like everyone else does. Barf.


18.  *BobbyinLC* says:  
Thursday, September 12, 2013 at 4:17 pm

I partially agree that he should be treated no differently than any other DUI suspect with the exception that he is a member of law enforcement. Like it or not these folks need to be held to a higher standard than ordinary citizens. I am not saying he needs to have his constitutional rights denied or be crucified but when someone willingly becomes a police officer they are looked at in a different light.


To be in a position to enforce the laws is an awesome responsibility and then to violate one of those laws, especially putting the public at risk by driving under the influence (allegedly) is a serious violation. The Sheriff's Office probably has a policy about not driving drunk and the policy violation could cost the deputy his job.


We do have to remember that police officers are drawn from the community and are just humans like the rest of us. They are not perfect and can make mistakes. But with that said they need to face the music for their actions as well.

Sad case all around with no winners and luckily no one was injured or killed.


19.  *TomTT* says:  
[Thursday, September 12, 2013 at 4:12 pm](#)

There are two kinds of law: one for rich people and cops, and another one for the rest of us.


20.  *SayIt* says:  
[Thursday, September 12, 2013 at 3:36 pm](#)  
Any relation? <http://www.lewiscountysirens.com/?p=20654>

21.  *ROC* says:  
[Thursday, September 12, 2013 at 2:48 pm](#)


That's exactly right, Meh. There is a reason they wouldn't book him into jail. Besides being a police officer, who probably arrested some of the inmates...he is also a drug enforcement detective, who has been involved in under cover cases. To assume that he wasn't booked into jail just because he's getting "special" treatment is ignorant.

22.  *meh* says:  
[Thursday, September 12, 2013 at 2:41 pm](#)

I would think that it would be safer to NOT have the deputy in jail. Plus, the county already knows just about everything about him, so if he tries to run/evade, they'll be able track him down and throw the book at him.

23.  *secret squirrel* says:  
[Thursday, September 12, 2013 at 2:24 pm](#)

"He'll be processed threw the criminal justice system like everyone else", my ass! He got a personal escort to his door step so he can go to his comfy bed to sleep it off, instead of going to jail!! If it we're me or you, we would be going directly to jail with out a get out of jail free card!!! Treated like everyone else,, I think not!!!!


24.  *observant* says:  
[Thursday, September 12, 2013 at 2:21 pm](#)

Truth be told the only reason you are reading about this is because he is a deputy. If he was anyone else the arrest might have been mentioned in the "and more" section, or not at all.


25.  *ROC* says:

Thursday, September 12, 2013 at 2:12 pm

The reason he is on paid leave is because he has been charged, but not convicted yet. It is an ongoing investigation and this is common procedure. I agree that we don't need to crucify Officer Humphrey, solely based on the fact that he is a police officer. The law is the law, and he doesn't need to receive any harsher punishment or consequences than any other citizen. It's disturbing how many people want to be judge and juror on these media sites. If this were anybody else, an average citizen, who was arrested for a DUI...nobody would even think twice about it.

26.  *Disgusted (The Original)* says:  
Thursday, September 12, 2013 at 2:00 pm

It's only fair this guy get treated like everyone else, which means he doesn't need to be crucified to make a point just because he's a cop. He's human and he made a mistake, just like every other person on the planet. What I don't necessarily agree with is the fact that he is on paid leave.

27.  *lewiscountysocietysucks* says:  
Thursday, September 12, 2013 at 1:42 pm

HATS OFF TO THE OFFICER THAT BUSTED HUMPHREY AND IS OBVIOUSLY NOT IN THE "GOOD OLE FELLAS CLUB" THANK YOU!

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## Lewis County sheriff's deputy pleads not guilty to DUI

Friday, September 13, 2013 at 9:06 pm

**By Sharyn L. Decker**  
**Lewis County Sirens news reporter**

CHEHALIS – A plea of not guilty was entered yesterday for the sheriff's deputy who was arrested for driving under the influence of alcohol in Chehalis over the weekend.

Jeffrey S. Humphrey went before a judge today in Lewis County District Court in Chehalis an hour before the regularly scheduled time with his defense attorney Don Blair and a special deputy prosecutor from Thurston County appointed to handle the case.

Blair filed the plea a day early in writing and today's appearance was to handle Humphrey's conditions of release while his case is pending.

According to charging documents, the 40-year-old Chehalis area resident's breath samples registered at .159 and .143. They were taken at the Lewis County Jail after his arrest early Sunday morning. The legal limit of an alcohol concentration is .08.

Charging documents state Humphrey was stopped by a trooper at an accident scene at the Labree Road offramp of Interstate 5 after he drove past a truck-mounted reader board flashing messages of "Ramp closed" and "Use alternate route".

The high speed collision around 3:45 a.m. was the end result of a police pursuit in which a car driven by an allegedly intoxicated driver crashed into a guard rail and caught fire. A passenger was airlifted with a broken ankle.

Charging documents give the following account of Humphrey's arrest: A Washington State Patrol sergeant wearing a reflective vest attempted to get the attention of Humphrey's westbound gray Ford F150 by waving his arms, yelling and shining his flashlight at the truck. The sergeant chased the truck which eventually stopped and when asked if he saw all the emergency vehicles and road closure sign, Humphrey replied, "sorry."

Humphrey had three un-named passengers with him and the sergeant smelled a strong odor of intoxicants from the window; Humphrey was described with a blank, far off look on his face, his eyes bloodshot and watery.

The Lewis County Sheriff's Office deputy who was off duty refused to do field sobriety tests and would not answer when asked how much he'd had to drink.

Humphrey, an 11 year veteran of the sheriff's office, is on paid administrative leave.



A state patrol spokesperson said earlier this week Humphrey's vehicle was towed and he he was released from the trooper's custody at his home.

Lewis County District Court Judge R.W. Buzzard released Humphrey on his own recognizance today, meaning no bail was necessary.

He was also ordered not to consume any alcohol or non-prescribed controlled substances, but the prohibition against entering taverns or bars printed on the standard court form was crossed out.

Humphrey also signed today a waiver of his time for trial which would be 90 days from arraignment for a person not in custody.

The charges were filed on Monday by Lewis County Deputy Prosecutor Paul Masiello.

Lewis County Prosecutor Jonathan Meyer asked his counterpart in Thurston County to select a special deputy prosecutor to handle the case because of appearances of fairness. The special prosecutor is Chad McClellan.


Driving under the influence is gross misdemeanor punishable by up to 364 days in jail and or a \$5,000 fine.

A pretrial hearing is scheduled for Dec. 18.

Tags: [By Sharyn L. Decker, news reporter](#)


This entry was posted on Friday, September 13th, 2013 at 9:06 pm and is filed under [Top story of the day](#). You can follow any responses to this entry through the [RSS 2.0 feed](#). You can [leave a response](#), or [trackback](#) from your own site.

## 22 Responses to "Lewis County sheriff's deputy pleads not guilty to DUI"


1.  *Guilty Bystander* says:  
[Tuesday, September 17, 2013 at 8:51 am](#)

Somehow, I doubt if any of us had been pulled over, refused a sobriety test and blew .159 and .143 into a breathalyzer, we'd get a ride home from the "arresting" officer.

As Orwell wrote, "All animals are equal, but some animals are more equal than others."


2.  *Dino* says:  
[Monday, September 16, 2013 at 8:48 pm](#)

Aug 6 1982 I got a DUI, took a deferred prosecution, did two years of mind numbing treatment. Didn't drink the whole time, I was called back into court after about 3 years. Scared me silly, thought I hadn't done something the court wanted. Found out I was there to expunge my record! I know Jeff, I would suggest he do the same as I did, I hated it but I have NEVER driven after more than 1 beer since. Jeff is a good man and deserves his chance just as I did when I screwed up.  
BTW anybody know how many druggies he has gotten off the street????? I think that counts for something also.

3.  *Larry Butler Fan* says:  
[Monday, September 16, 2013 at 7:46 pm](#)


"And what difference could that possibly that make?"

It might give him a valid excuse for drinking excessively. A horrible wife can make a good man do some crazy sh\$t.


4.  *Free Air* says:  
Monday, September 16, 2013 at 7:03 pm

You most likely won't find anyone calmer than I, as proof, I'm not even going to bite on your personal attacks.


I just don't like it when folks get that "guilty by association" mentality going. What the deputy did he did on his own and should have no reflection on any other member of his family, or someone with the same last name; period.

5.  *ALITTLEBADLUCKFORLCSO* says:  
Monday, September 16, 2013 at 5:13 pm

Free Air, Im just curious. Calm the hell down, its not like Im going to throw rocks at her or something. Damn, did you catch your spouse in bed with somebody or what? Or are you just like that all the time? Ahhh...your single and really frustrated I bet! Hahaha. So is he her husband or not, cmon!


6.  *joe frankle* says:  
Monday, September 16, 2013 at 4:45 pm

WWAAAAAAAAHHHHH!!!!!! He still getting paid!! GO TELL YOUR MOMMY ya friggin dum\$#!t crybabies. IT'S IN HIS CONTRACT!!!!!! just let that sink in for a hour.....If the county doesn't pay him, GuESS WHat????? He sues the county for breech of contract and gets MORE \$\$\$\$\$\$\$\$\$\$. DUH! so shut your ignorant pansy ass pieholes.....


7.  *Free Air* says:  
Sunday, September 15, 2013 at 6:50 pm

"Is this cop Angie Humphreys husband?? Or related to her somehow?"


I just have to ask:  
And what difference could that possibly that make?

8.  *ALITTLEBADLUCKFORLCSO* says:  
Sunday, September 15, 2013 at 4:20 pm


Is this cop Angie Humphreys husband?? Or related to her somehow?

9.  *Zack* says:  
Sunday, September 15, 2013 at 11:33 am


-Hello- you obviously didn't read my last post. It has nothing to do with him being a cop as far as being on paid administrative leave. It's part of the employee contract. Several state and county employee's also get paid administrative leave. So regardless if you think its right or wrong perhaps you should go to congress to please your case of how you think its BS for this man to be on paid leave.

10.  *Kari oakie* says:  
Sunday, September 15, 2013 at 1:12 am


@ROC Were you still in school, your teacher would mark you down for starting a sentence with a conjunction. 'Or' is used to connect two sentences. 'And' this has all of nothing to do with the article. Thank you, and don't forget to tip your bartender.

- 11.  *ROK* says:  
Saturday, September 14, 2013 at 10:18 pm


@hello...it appears as though you were drunk when you typed your rant, based on your lack of spelling, sentence structure and grammar. Or maybe you are just ignorant?

- 12.  *Statistics hound* says:  
Saturday, September 14, 2013 at 6:24 pm


I am astounded at the number of people who post here who do NOT believe in the due process of the U.S. legal system. It appears most think their first impression and beliefs are the only things required to "make someone be accountable", whatever that actually means.  
Of course I am sure this would not apply if the person were your family, loved one, or close and dear friend. You know, centuries ago, people were burned at the stake, if they survived they were innocent, if not, oh well, must have been guilty. They used water boarding as well, probably not the same way the last administration used it, this was a much earlier administration. However if the person did not drown, they were innocent. If they drown, it was God's retribution for their guilt.

- 13.  *hello* says:  
Saturday, September 14, 2013 at 4:21 pm


Why should he get paid for what he done??? If that be the case let's all drive drunk or what ever and get paid...This is bull s... for real wake up lewis county..Paid leave have a nice vacatiion on the tax payers money..F

- 14.  *BobbyinLC* says:  
Saturday, September 14, 2013 at 4:16 pm

If anyone fully understands the criminal justice system it is an extremely rare case where an arraignment judge accepts a guilty plea. If he did it requires hours of going over each detail since we all have the right to be proven guilty.  
Just because he pled not guilty at his arraignment does not mean he is not trying to sidestep his responsibility.

- 15.  *TomTT* says:  
Saturday, September 14, 2013 at 3:52 pm

Not guilty, occifer (hiccup)

- 16.  *meh* says:  
Saturday, September 14, 2013 at 3:46 pm

Dee, don't you think that it's just a bit terrible of you to announce your opinion to the world that Mr. H has "problem" with alcohol? Is that really your business to spread such info?

And YES it does matter if the man is a sheriff's deputy – he has sworn an oath to uphold the law. A traffic accident is one thing, driving drunk is NOT an accident.

And whether he was drunk or tired or whatever the case, he drove through a restricted area and didn't care, and it's a bit too late to test his blood alcohol level.

Claiming whatever while drunk is typical, but denying responsibility while sober is inexcusable.

If Mr. H is truly innocent, then none of this matters. If he is guilty....

17.  *dee* says:

Saturday, September 14, 2013 at 2:28 pm

I have know this man a very long time. Although he has a big heart he has a "problem" with alcohol and maybe this will be his saving grace. Who gives a rats ass if he is a sheriff. That makes no difference as far as a right to a fair trial! He has the same rights as the junkie who gets busted selling to an under cover agent. HE GETS HIS DAY IN COURT ALSO!!!!!!

He is in a boat load of trouble and he will have to pay his dues also if he is found guilty but unlike most of you being so nasty he will loose his entire life as he knows it. He has children to support, bills to pay, food to buy and so on just like you all do. So until that day comes he should be paid as agreed in his contract.

18.  *bahlsdeep* says:

Saturday, September 14, 2013 at 12:05 pm

Here are some fun facts:

Field Sobriety Tests are voluntary. No one is required to do them nor answer questions when asked by the police during a DUI. The breathalyzer on the side of the road is also voluntary. No one is required to take them. If the police still feel that they have probable cause to arrest someone based on their observations and odors, they can arrest the person.

19.  *Zack* says:

Saturday, September 14, 2013 at 11:40 am

It kills me how people are pissed about the Deputy being on "paid administrative leave". This has nothing to do with him being a cop, its in the bargaining contract. Most state and county employee's have the same contract. Also, its his right to make the plea of his choosing because he's an American citizen. The law still says innocent until proven guilty. Most of the negative comments we see on this website are from cop haters and criminals (go figure).

20.  *meh* says:


Saturday, September 14, 2013 at 10:43 am

Humphrey and everyone else – Be a man and a leader, and accept the responsibility of your poor judgment. When you make a mistake, own up to it and be willing to accept the consequences. We'd have so many fewer problems in this world if everyone was responsible for themselves. He might as well quit if this is how he accepts responsibility – his credibility is forever compromised. IF he really was did all the things as listed on Sirens...

21.  *lewiscountysocietysucks* says:

Saturday, September 14, 2013 at 2:16 am

Paid Administrative leave is Bull S~T.....declining the sobriety test should cause him to lose his license. TREAT HIM LIKE THEY DO ANY ONE ELSE.....DISMISS ALL OF HIS PENDING CASES, because he was probably on Drugs, or at least Drunk.

22.  Ruby says:  
Friday, September 13, 2013 at 10:42 pm

See everyone cops do get into trouble. This comment is directed at all of the conspiracy nuts on this site.

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# Redaction Log

Total Number of Redactions in Document: 44

## Redaction Reasons by Page

Page	Reason	Description	Occurrences
40	42.56.240(4)	Concealed pistol license applications; Mental health info provided on persons buying pistols or applying for concealed pistol licenses	6
41	42.56.240(4)	Concealed pistol license applications; Mental health info provided on persons buying pistols or applying for concealed pistol licenses	1
41	42.56.635 DOL	DOL Records – Records contain information received from the State Dept. of Licensing, disclosure of which is prohibited under RCW 46.12.635 Disclosure of an individual vehicle owner’s name and address, driver’s license number and VIN to third parties is restricted under RCW 46.12.380 and 18 USC § 2721.	1
43	42.56.635 DOL	DOL Records – Records contain information received from the State Dept. of Licensing, disclosure of which is prohibited under RCW 46.12.635 Disclosure of an individual vehicle owner’s name and address, driver’s license number and VIN to third parties is restricted under RCW 46.12.380 and 18 USC § 2721.	1
43	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	2



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44	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	2
44	42.56.635 DOL	DOL Records – Records contain information received from the State Dept. of Licensing, disclosure of which is prohibited under RCW 46.12.635 Disclosure of an individual vehicle owner's name and address, driver's license number and VIN to third parties is restricted under RCW 46.12.380 and 18 USC § 2721.	1
46	70.02.290-Medical	Record contains medical information exempt from disclosure to third parties with the patient's written authorization, citing RCW 70.02.290(1) and in some instances RCW 71.05 may also apply.	1
81	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	2

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82	42.56.635 DOL	DOL Records – Records contain information received from the State Dept. of Licensing, disclosure of which is prohibited under RCW 46.12.635 Disclosure of an individual vehicle owner's name and address, driver's license number and VIN to third parties is restricted under RCW 46.12.380 and 18 USC § 2721.	1
83	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	1

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97	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	4
98	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	1

# Redaction Log

Page	Reason	Description	Occurrences
100	42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	3



# Redaction Log

## Redaction Reasons by Exemption

Reason	Description	Pages (Count)
42.56.240(4)	Concealed pistol license applications; Mental health info provided on persons buying pistols or applying for concealed pistol licenses	40(6) 41(1)
42.56.250(4)	The residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency that are held by any public agency in personnel records, public employment related records, or volunteer rosters, or are included in any mailing list of employees or volunteers of any public agency	43(2) 44(2) 82(5) 81(2) 83(1) 87(3) 93(1) 94(4) 95(1) 96(1) 97(4) 98(1) 100(3)
42.56.635 DOL	DOL Records – Records contain information received from the State Dept. of Licensing, disclosure of which is prohibited under RCW 46.12.635 Disclosure of an individual vehicle owner's name and address, driver's license number and VIN to third parties is restricted under RCW 46.12.380 and 18 USC § 2721.	41(1) 43(1) 44(1) 82(1) 87(1) 94(1)
70.02.290-Medical	Record contains medical information exempt from disclosure to third parties with the patient's written authorization, citing RCW 70.02.290(1) and in some instances RCW 71.05 may also apply.	46(1)