

★ **Roll Call Number**

**Agenda Item Number**

34

March 6, 2006

**Date**

**PUBLIC HEARING ON APPEAL OF  
DANGEROUS DOG DECLARATION**

WHEREAS, Matthew Gaskill, 4145 Oxford Street, owns a dog declared dangerous by Des Moines Chief Humane Officer, Sgt. Scott Raudabaugh; and

WHEREAS, the declaration was upheld by the Administrative Hearing Officer following Mr. Gaskill's appeal of this declaration; and

WHEREAS, Mr. Gaskill requested an opportunity to address the City Council on the declaration; and

WHEREAS, Mr. Gaskill has been provided with the opportunity to address the City Council on the matter of his appeal of the administrative hearing officer; NOW, THEREFORE,

BE IT RESOLVED (Choose one of the two alternatives):

\_\_\_\_\_ Alternative One: That the administrative hearing officer's ruling be upheld.

MOVED BY \_\_\_\_\_ TO UPHOLD DECLARATION.

\_\_\_\_\_ Alternative Two: That the administrative hearing officer's finding be reversed.

MOVED BY \_\_\_\_\_ TO REVERSE DECLARATION.

FORM APPROVED:

*Katharine Massier by Mark Goble*

Katharine Massier  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
City Clerk

To Hearing Officer Leann Ducey,

In regards to case number 06-4404 that involves Matt Gaskills two Pit bull dogs . I would like to appeal the decision to destroy" Dora" the red female, I am sadden by the decision to destroy when in actuality I should be the one punished for the lack of responsibility. So now I <sup>begged</sup> begged for the life of my beloved dog as does my son Tyler and numerous friends and family members. I do have a location that Dora would be ~~than~~ <sup>Relocated to</sup> ties out of the city and also out of Polk County. It provides her enough space for her to enjoy the life she deserves. The gentleman that wants to take Dora in is Tom Fry who is very familiar with Dora, Tom also has a Boxer who is also familiar with Dora. Now I pray that you will give Dora the chance to live her life to the fullest. This I feel would be the most <sup>humane</sup> human solution to horrible mess that has happen to us. I also apologize to the Smith family for what happened to all of them. I also apologize for any other in convinces that I may have caused from my lack of responsibilities.

that is out of

Relocated to  
TOMS #  
556-5967

anybody

Thank you for your time!

Sincerely,

Matt Gas kills

FILED

2006 FEB 21 PM 4:30

CITY CLERK  
DES MOINES, IOWA

February 16, 2006

Matthew Gaskill  
4145 Oxford Street  
Des Moines IA 50313

RE: Administrative Hearing – Declaration of Dangerous Animals

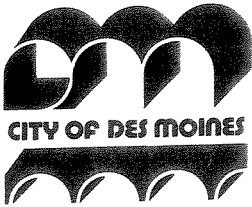
Dear Mr. Gaskill:

The City of Des Moines convened an Administrative Hearing on February 13, 2006 at 11:00 a.m. regarding the declaration of your dogs, (a red female Pit Bull and a brown and white male Pit Bull), to be “dangerous animals.” Sergeant Scott Raudabaugh, Chief Humane Officer for the City of Des Moines Animal Control Unit, made this declaration in a hand-delivered letter dated February 8, 2006 (Exhibit A). You were mailed a letter dated February 8, 2006, stating the date and time of the Administrative Hearing (Exhibit B).

Sergeant Raudabaugh testified that on January 31, 2006, Chris and Melody Smith were walking their three dogs (two dachshunds and a German shepherd) in the 4100 block of Oxford in front of 4145 Oxford. A female Pit Bull confined in a four-foot fence at 4145 Oxford jumped the fence and went after one of the Smiths’ dachshunds. The Smiths’ German shepherd got into a fight with the female Pit Bull. Matthew Gaskill of 4145 Oxford and owner of the two Pit Bulls, opened his door, and a male Pit Bull ran out of the house and got into the fight. The Smiths yelled at Mr. Gaskill to get control of his dogs and Mr. Gaskill said he couldn’t because he was sick. Sergeant Raudabaugh said, according to Mr. Smith, Mr. Smith picked up one of the Pit Bulls and threw it over the fence. Mr. Gaskill told Mr. Smith to keep his hands off his dogs.

Sergeant Raudabaugh said the Smiths then went home and called the Police Department. An Animal Control Officer initiated a report (Exhibit C) and went to the Gaskill residence; but no one answered the door.

On February 1, 2006 an Animal Control Officer went to 4145 Oxford Street, spoke with Mr. Gaskill and removed the two Pit Bull dogs from the residence to place them in quarantine (Exhibit D). In a Supplemental Report dated February 1, 2006, Mrs. Smith states her German shepherd received several punctures to its face, tail and side. She said her husband received several lacerations to both hands (Exhibit E). In an additional Supplemental Report dated February 1, 2006, and as verified by Sergeant Raudabaugh, Mr. Gaskill was unable to provide proof of current rabies or City licenses (Exhibit F). In a Supplemental Report dated February 2, 2006, Mr. Gaskill said he was the one who came to the door during the attack, that he didn’t think the puppy



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(male Pit Bull) had much to do with the attack and waited for one-half hour to see if Animal Control came. He then left his house (Exhibit G).

Sergeant Raudabaugh stated that Dr. Greg Berry, Veterinarian with the Animal Rescue League, evaluated both of the Pit Bulls independently, filled out sheets on each animal, and found them to have predominate characteristics of Pit Bulls (Exhibit H).

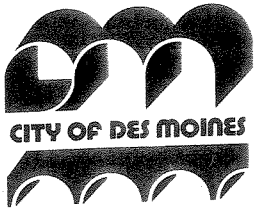
Sergeant Raudabaugh quoted Section 18-196 of the Municipal Code giving definitions of dangerous animals:

"...Dangerous animal means any animal, including a dog, ... that has bitten or clawed a person while running at large and the attack was unprovoked, or any animal that has exhibited vicious propensities in present or past conduct, including such that the animal:

- (1) Has bitten or clawed a person on two separate occasions within a 12-month period;
- (2) Did bite or claw once causing injuries above the shoulders of a person;
- (3) Could not be controlled or restrained by the owner at the time of the attack to prevent the occurrence; or
- (4) Has attacked any domestic animal or fowl on three separate occasions within a 12-month period."

Sergeant Raudabaugh said Mr. Gaskill's dogs meet the criteria of the initial paragraph of this section, along with #3 as stated above, and therefore, should be declared "Dangerous Animals."

Matthew Gaskill testified and said he admits fault for not having proper papers on the dogs. He said he has had pneumonia for the last few months. Mr. Gaskill said the Smiths have four dogs, not three and when he came out of the house, Mr. Smith had the female Pit Bull by the scruff of her neck and he grabbed his dog from Mr. Smith and put it in the house. He said Mr. Smith didn't throw his dog over the fence because the fence is in the backyard and this all happened in the front yard. Mr. Gaskill said he has never had a problem with either of the dogs before and the female dog has never gone over the fence to get at the neighbor's German shepherd. He said he wants his dogs back and if they are returned, he will comply with the rule and can get insurance through State Farm on Fleur Drive.



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Melody Smith then testified that they only have three dogs, two miniature dachshunds and a shepherd mix. She was walking the dachshunds on a splitter leash and her husband was walking the shepherd mix. All of a sudden a brown dog came running out and started attacking the dachshunds. The shepherd mix is very protective of these dogs and attacked the Pit Bull. Mrs. Smith said she started screaming and Mr. Gaskill came out of the house and the other Pit Bull came out at the same time. She was not sure how long it took, but Mr. Gaskill got control of one of the Pit Bulls and her husband helped him get the other Pit Bull. They then told Mr. Gaskill they were going to call 911, and left. Mrs. Smith said she is concerned for the small children who live on the street and said since Mr. Gaskill has not complied previously, that he might not in the future and next time it might be a child.

When I asked Mrs. Smith if she saw the one Pit Bull jump the fence, she said she had seen it behind the fence and then didn't pay much attention as they continued their walk. She said Mr. Gaskill told them both dogs had been outside and he saw Mr. and Mrs. Smith walking down the street with their dogs so he was going to let the dogs in the house. He had one in and the other jumped the fence, so she said it seemed like he thought there might be a problem. She said Mr. Gaskill called for the dogs. She is not sure how he got the first dog, but it went into the house. Her husband picked up the second dog and threw it at Mr. Gaskill.

Chris Smith testified he received a gouge on his left ring finger, and a puncture wound and scrape on the inside of his pinkie finger of the same hand. He said he probably got these wounds from pulling the dog away.

Matthew Gaskill said the male dog turned six months old while in City custody and only wanted to play. He said he got the female dog in the house right away and that this dog has been around children all her life and there have been no problems.

Sergeant Raudabaugh then spoke and said the male puppy developed signs of parvo, an intestinal disease on Saturday. There is no shot to cure parvo, and on Sunday the puppy died. Sergeant Raudabaugh said he spoke to the veterinarian on Monday and was told the puppy could have been given parvo preventive shots that would have significantly lessened the chances of it getting parvo. Younger dogs do not have the physical well being to fight off parvo as well as older dogs. He asked the veterinarian about the timeframe and was told because of the incubation period, the dog probably came into the shelter with the disease. It could have been exposed in a multitude of places. A dog can get parvo if another dog has defecated and has parvo and the first



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dog gets into the defecation while being walked, or the dog with parvo gets into the yard. It could have been exposed at the Animal Rescue League or gotten it any number of ways.

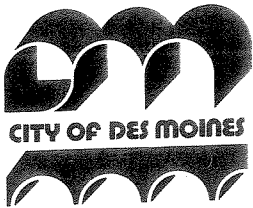
Cherie Bradshaw testified that she was the original owner of Dora, the female Pit Bull. She gave the dog to Matthew Gaskill as she was moving and could not take the dog. She said Dora is gentle and has a kind demeanor. Her daughter used to play with this dog and pull its tail. She said the puppy has never been in contact with another dog other than Dora. Ms. Bradshaw said if the dog is returned to Mr. Gaskill, she will help take care of her.

After hearing all of the testimony and reviewing the information, I have determined you are not a responsible dog owner for the following reasons:

1. Proof of current rabies, as required by Section 18-52, was not provided at the time of the incident or since on either dog.
2. Proof of current City of Des Moines dog licenses for either dog has not been purchased, as required by Section 18-42 of the Municipal Code.
3. You stated at the Hearing that you can get the necessary insurance on the dog(s) through State Farm on Fleur. A check with this insurance company revealed they have had no contact with you and if the dog(s) has been involved in a bite, they would not issue insurance.
4. You failed to have either of your dogs under your physical control at the time of the incident.
5. You failed to comply with the necessary provisions of the City of Des Moines Municipal Code for owning a "vicious" dog(s) (Exhibit D).

Therefore, I am declaring both of your dogs (a red colored female Pit Bull and a tan and white male Pit Bull), to be "dangerous" dogs as defined by the Municipal Code of the City of Des Moines, Iowa Section 18-196(2). As part of this decision, it is my duty to either order the animals destroyed in a humane manner by the Chief Humane Officer, or order the person owning, sheltering, harboring or keeping the animals to remove them from the City or to cause them to be destroyed in a humane manner.

I am ordering the dogs, owned by Matthew Gaskill of 4145 Oxford Street, to be destroyed in a humane manner by the Chief Humane Officer. Although I am aware that the male Pit Bull died between the time of the incident and this



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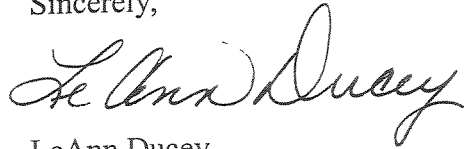
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ruling, because of the circumstances, I am still declaring it to be a "dangerous" animal.

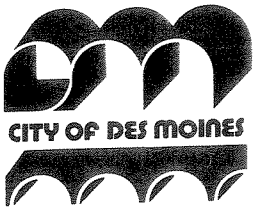
If you do not agree with this decision, you have three (3) days to appeal the decision to the City Council. The appeal must be made in writing to the City Clerk's Office, and state the reason for the appeal. If you have any questions regarding the appeal or compliance procedure, please contact Animal Control at 248-6051.

Sincerely,



LeAnn Ducey  
Hearing Officer

Cc: Diane Rauh, City Clerk  
Su Ann Donovan, Legal  
William McCarthy, Chief of Police  
Sergeant Scott Raudabaugh



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## ADMINISTRATIVE HEARING TRANSCRIPT

February 13, 2006

City v. Gaskill

Dangerous Animal

HEARING OFFICER LEANN DUCEY: Good morning. My name is LeAnn Ducey and I'm an Administrative Hearing Officer. It is 11:00 a.m. on February 13, 2006 and we are conducting an administration hearing on dangerous dog declarations. The appellant is Matthew Gaskill. When I call you to give testimony today please come up to the podium and speak into the microphone. State your full name and address for the record. You will then be sworn in. This is an informal hearing and to that matter the hearing is now open. Would the representative from the City please come forward, identify yourself and present any information you have pertaining to this hearing.

SERGEANT SCOTT RAUDABAUGH: My name is Scott Raudabaugh. I'm a Police Sergeant assigned as the Animal Control Unit Supervisor and by ordinance I'm the Chief Humane Officer for the City of Des Moines.

HEARING OFFICER LEANN DUCEY: Please raise your right hand. Do you Sergeant Scott Raudabaugh, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

SERGEANT SCOTT RAUDABAUGH: Yes.

HEARING OFFICER LEANN DUCEY: Go ahead.

SERGEANT SCOTT RAUDABAUGH: On the 31<sup>st</sup> of January, 2006, the, Mr. Chris Smith and Mrs. Melody Smith were walking their three dogs in the 4100 block of Oxford in front of 4145 Oxford. As they were walking along, a, a female Pitbull dog was confined with a 4 foot high fence in the yard at 4145 Oxford. As the Smiths walked by with their dogs the female Pitbull dog jumped the fence, started to go after one of the Smiths' smaller dogs, a Dachshund and was going to attack it until the German Shepard dog belonging to the Smiths intervened and got into a fight with the female Pitbull dog. At one point, a gentleman that lives at 4145 Oxford, who was identified later as Mr. Matthew Gaskill, opened the door and a second Pitbull dog, a younger male Pitbull dog, ran out of the house and up to where the Smiths were at and also engaged in the fight that the female Pitbull and the German Shepard dog were involved in. The Smiths asked Mr. Gaskill to get, or told him to get control of their, of his dogs, uhm, and his reply was that he couldn't because he was sick. At one point Mr. Smith literally picked up the, one of the Pitbull dogs and threw it over the fence and, uh, according to the Smiths that meant with a, uh, uh, a remark from Mr. Gaskill, including a profanity, to keep their hands off of his dogs despite the fact that they were engaged in a fight with the Smiths' dogs. The Smiths left the area, went home, then an Animal Control Officer was summoned and initiated a report, responded to the Gaskills to check for the dogs for quarantine and, and follow-up investigation. However, at that point nobody responded to the Animal Control



Officer at the Gaskills' residence. During a subsequent follow-up, the dogs were found and impounded for quarantine and Mrs. Smith identified the dogs that we impounded. She identified those as the dogs that were involved in the attack. When the dogs were impounded, they did not, uh, have current 2006 licenses attached, nor did they have current rabies tags attached. I would like to quote the dangerous animal ordinance. A dangerous animal, by City Ordinance 18-196, a "dangerous animal means any animal, including a dog, except for an illegal animal per se, as listed in the definition of illegal animal, that has bitten or clawed a person while running at large and the attack was unprovoked, or any animal that has exhibited vicious propensities in present or past conduct, including such that the animal has bitten or clawed a person on two separate occasions within a 12-month period; did bite or claw once causing injuries above the shoulders of a person; could not be controlled or restrained by the owner at the time of the attack to prevent the occurrence; or has attacked any domestic animal or fowl on three separate occasions within a 12-month period." In this case we certainly meet the criteria of the initial paragraph and also the subsection of (3) could not be controlled or restrained by the owner at the time of the attack to prevent the occurrence. I don't know what the illness was that Mr. Gaskill claimed he had, but even then he didn't have the female Pitbull properly confined or leashed in the front yard, uhm, and then he wasn't able to gain control of it once the attack started. The other Pitbull dog that ran out of the house and enjoined in the fight, uh, Mr. Gaskill didn't, didn't or couldn't control it and once it got involved in the fight he also did not, uhm, restrain or, or come out to do anything about controlling the dog so I think we certainly meet the criteria for dangerous animal. I just need to add that these two dogs have been identified as Pitbull type dogs. I submitted photographs to you and the reports. Dr. Greg Berry, the Animal Rescue League's veterinarian, evaluated the dogs independently of, of what Animal Control does. He independently examined the dogs and evaluated them and found that they do have predominant characteristics of Pitbull type dogs which City ordinance does identify as vicious and there are certain restrictions that have to be met before a person can have those dogs in the City. If a person does meet those, that criteria, they can have these dogs. Some of the criteria is licensing and proper restraint meaning leashes or certain type of confinement such as a kennel or in a house or so forth. In this case, we didn't meet any of those. That's all I have.

HEARING OFFICER LEANN DUCEY: Ok. Does anyone else from the City wish to speak? Ok, Mr. Gaskill. Please state your name and address.

MATTHEW GASKILL: Matt Gaskill, 4145 Oxford Street.

HEARING OFFICER LEANN DUCEY: Ok. Please raise your right hand. Do you Matthew Gaskill, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

MATTHEW GASKILL: Yes I do.

HEARING OFFICER LEANN DUCEY: Ok, go ahead.

MATTHEW GASKILL: Uhm, first off I can state that, know that I've been at fault for, uhm, insurance purposes on the dogs and there was a problem that night with the one going over the fence. Uhm, and to get back to why I couldn't, I've had pneumonia for a number of months. I've been fighting that so I was struggling to get back out to the puppy when he was out there with Mrs. Smith and the dogs, but, uhm, I'd just like to point out a few things in this letter that the Sergeant was reading from. It says that, uh, for number one they had, they've got four dogs and it says three dogs here for some reason. Uhm, and when I opened my door to go out to get the female that was out there, Mr. Smith was standing right, not too far from the porch and he had her up by her scruff of her neck. At that time I grabbed her from him and put her in the house and, uh,

HEARING OFFICER LEANN DUCEY: Which one, was that the female or male?

MATTHEW GASKILL: Yes, that was the female. So I put her right in the house and that's why I don't understand how he says that he threw her back over the fence when the fence is in the back yard anyway and this was all in the front yard where this all took place. The front yard and the street as a matter of fact. I've never had a problem with any of my dogs before, uh, going after anybody or anything for that matter. I don't know what the deal was that night. There is a German Shepard that lives right next door to us and the female and him run back and forth at the fence all the time, but she's never went over the fence after him or nothing. I'm not understanding what the deal was that night, but it did happen and I know that. Uhm, I really don't know what else to say, I just, hopefully there is going to be something done to where I can do something with the dogs to get them back. I've checked into insurance and stuff and whatever else needs to be done, I mean, I'm willing to oblige by all that.

HEARING OFFICER LEANN DUCEY: Have you been able to find insurance for these dogs?

MATTHEW GASKILL: Yeah, there's State Farm on Fleur Drive will insure them for, its \$143 a year a piece, whatever that it doubled up.

HEARING OFFICER LEANN DUCEY: All right, thank you.

MATTHEW GASKILL: Thank you.

HEARING OFFICER LEANN DUCEY: Did anyone else wish to speak today? Ok. Please come up and state your name and address.

MELODY SMITH: My name is Melody Smith. I live at 4105 Oxford Street.

HEARING OFFICER LEANN DUCEY: 4105?

MELODY SMITH: Yes.

HEARING OFFICER LEANN DUCEY: Do you Melody Smith, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

MELODY SMITH: I do.

HEARING OFFICER LEANN DUCEY: Go ahead.

MELODY SMITH: Actually I wanted to clarify a few things. We do not have three, or four dogs. We have three. We have two Miniature Dachshunds and one Shepard mix. I was actually walking the Miniature Dachshunds on a splitter and then my husband was walking our Shepard mix. We were coming down the street facing Mr. Gaskill's house and we turned onto Oxford. Uhm, I was, we were both out in the street because there hadn't been sidewalks and my husband said something to me and I looked up and a brown dog came running out and starting attacking our Miniature Dachshunds. I started screaming for help immediately. Our Shepard mix is very protective of our Dachshunds. He started attacking the Pitbull. My husband was yelling for help. I'm not sure how long it was, it seemed like forever, but Mr. Gaskill came outside. When he came outside he actually let the other dog loose. Uhm, I'm not sure whether his, when he got control of the first one, I know it was quite soon after. My husband was yelling control your dog, control your dog and he said I can't I'm sick. He never left he yard. I'm not sure where I ended up, I was just trying to get away from the dogs because I had my Dachshunds and I couldn't reach down and get them and I was really scared. I ended up right in front of his house, like in the street and my husband was over near his yard trying to get him the other dog because he did not leave his yard. We called 911 immediately which we told him we were going to call the police and the next day when I actually dropped, well, he didn't answer the door for the police. The next day when I dropped our vet bill off because we were advised to take our dog to the vet since he had been bitten and they couldn't, they didn't know whether he had rabies or anything like that. He said I have witnesses and I said well, where were your witnesses when I was out yelling for help and he said well it's funny how no one comes to the door when you are yelling for help, but when the police come with their lights flashing, everyone comes to their door which made me feel that he was there and knew the police were knocking on his door. And I guess the thing that concerns us is we live right on the street and there are children on our street and he was, he seemed unwilling to comply with the police and the laws before this, so if he is given his dogs back, I, I'm scared that he won't comply again and that next time it will be a child or what if I had a baby and I was walking that night? What would have happened then?

HEARING OFFICER LEANN DUCEY: Did you see the, uh, I think it was the female, did you see it jump over the fence or did it...

MELODY SMITH: We say it behind, or in the fenced in yard when we were walking. I didn't really pay much attention to it. I've seen them before when we drive by, ya know, because it's on our street. So honestly at first when the dog was running towards me, I couldn't, I wasn't really paying attention. I thought it was our dog like coming over to play with our Dachshunds. So, I was completely surprised. I, I didn't see it at all, but Mr.

Gaskill did also tell me that both of his dogs had been outside and he saw us walking down the street and he was going to let them in and he had the one in and the other one jumped the fence so it seemed like he knew there might be a problem.

HEARING OFFICER LEANN DUCEY: Ok. Now, did Mr. Gaskill take the one Pitbull from your husband or, I'm not really clear on that? He came out of the house?

MELODY SMITH: I don't know how the first one went back to him. I, I assume it went back to him. I'm not sure. He was calling for it. I mean he certainly was, without leaving his yard, making an effort to get the dogs. Uhm, I was kicking at the dog because it was right at my feet and the Dachshunds were at my feet too and my husband did pick up the dog and throw it towards him because we were scared and I thought, honestly, my Dachshunds were going to be killed. So, I mean, honestly, it's all a blur, but I know, ya know, I have, I know what happened, I just don't know where exactly we ended up when the attack was done or anything.

HEARING OFFICER LEANN DUCEY: Ok. I appreciate it. Thank you.

MELODY SMITH: Thank you.

HEARING OFFICER LEANN DUCEY: Did you wish to, ok, could you come back up? I have more question to ask you then. Now according to a report I read, was your husband bitten?

MELODY SMITH: Yes he was. He had, we had the medical, he had I believe it was....

HEARING OFFICER LEANN DUCEY: You need to be sworn in if you are going to talk. Ok. Why don't you come up and give me your name and address.

CHRIS SMITH: Chris Smith, 4105 Oxford.

HEARING OFFICER LEANN DUCEY: Ok. Please raise your right hand. Do you Chris Smith, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

CHRIS SMITH: Yes it is.

HEARING OFFICER LEANN DUCEY: Ok, go ahead.

CHRIS SMITH: I had on my ring finger a gouge.

HEARING OFFICER LEANN DUCEY: Left hand?

CHRIS SMITH: Yes. Then on my pinky I had a puncture wound and a scrape on the inside finger of my pinky.

HEARING OFFICER LEANN DUCEY: On the same hand?

CHRIS SMITH: Yes. I mean, I don't think the dog bit at me, I think it was scratches from me pulling the dog away. I went to the hospital because I, since we didn't know if the dog had rabies or anything. I went and I got a tetanus shot, another tetanus shot and he put me on a 10-day quarantine just as if the, our dog was.

HEARING OFFICER LEANN DUCEY: Ok, all right. Thank you. Does anyone else wish to...ok, come back up. You don't have to be sworn in again, but just state your name.

MATTHEW GASKILL: Matt Gaskill. That second dog that was involved with this, uhm, he just turned six months old when he's in the City's custody now. So he is just a puppy. He was out there and he was jumping up and down on Mrs. Smith and the other dogs, but he was out there trying to play. The female, she was in the house, right off the bat when I stepped out the door, like I say, when I opened the door, the pup he snuck right out, ya know and that's when he went out and that's when I grabbed the female from Mr. Smith. I put her back in the house and went out and when I got back out there they were in front of the neighbors house on the street right by his pickup truck. Like she said, it happened so quick that it seems like quite a blur, but I would also like to add that, uhm, Dora, she's, she's been around kids throughout her whole life and she is very good with kids and like I said earlier I've never had a problem with her with people or animals or children for that matter. Uhm, like I said, the other one, he's just a puppy, so.

HEARING OFFICER LEANN DUCEY: Did you actually remove the female dog from Mr. Smith's hands or how did you get the female?

MATTHEW GASKILL: When I stepped out the door after the pup ran out, when I stepped out, he was probably maybe 10 feet off my porch and he actually had ahold of the female dog up by the scruff of her neck and that's when I took her from him and got her back in there.

HEARING OFFICER LEANN DUCEY: Ok. All right. Anyone have anything else they wish to say? Ok. Just state your name again.

CHRIS SMITH: Chris Smith. Ok, when I was in the neighbors, cause his house is on the corner and I was in his driveway with his dog. I did not hand it to him, I threw the dog into his yard and that's when he, he didn't take it straight into the house, he kneeled down with it as he was calling his other dog and that's when he said he could not come get his other dog cause he was too sick and he was going to pass out. So I did not step foot in his yard and he didn't take the dog directly into the house.

HEARING OFFICER LEANN DUCEY: Ok. All right. Thank you.

SERGEANT SCOTT RAUDABAUGH: During this follow-up investigation of this incident, there were significant cause to impound both dogs for a variety of violations and

also for quarantine. Both dogs were taken to the animal shelter for quarantine. One of the primary issues there is we do not have current rabies vaccinations on these dogs. The adult dog should have current rabies. The younger dog at six months of age needs to be licensed and that would require a rabies shot and it certainly could have had a preventative rabies shot as well as other preventative health care. Unfortunately, the puppy over the weekend developed signs of Parvo which is a significant intestinal disease. On Saturday the puppy started showing signs of Parvo on Saturday and the way of treating that is, is supporting the dog's well being, fluids and the like. Uh, there is no really shot to cure the puppy of, of Parvo. Once the dog gets it the way to try to get them through it is to support them and hopefully they will make it through it. On Sunday I got a call from the veterinarian staff at the Animal Rescue League's veterinary staff at the Animal Shelter and the puppy's physical condition deteriorated significantly. Uh, the vet looked at the dog, the younger dog, the five or six month old dog and it died of Parvo on Sunday. I talked to the vet this morning to get more information about Parvo. Like I said it is an intestinal disease. Uhm, if a dog six months of age, uh, could have been given preventative Parvo shots that would have lessened his chances of getting Parvo significantly. Uhm, and also a younger dog would not maybe not have the physical well being to fight off Parvo if it gets exposed to Parvo. Uhm, also I asked the veterinarian given the timeframe would the dog, by chance, have got the Parvo in the shelter because there's no way of stopping Parvo from coming into the shelter cause with all the animals that are picked up and he said with the incubation time that the probability is that the dog came into the Animal Shelter with Parvo. It could have got exposed to that a multitude of places if another dog with Parvo would have defecated some place then that puppy might have been exposed to it a multitude of places. But, just for the record, just so we're being forthright with this information, like I say, the puppy developed indications of Parvo. The Animal Rescue League staff gave the animal supportive care, but, and it also, the dog tested positive for Parvo and then it died on Sunday.

HEARING OFFICER LEANN DUCEY: Ok. Ok, just a second. I don't think I have sworn you in yet have I?

CHERIE BRADSHAW: No you haven't.

HEARING OFFICER LEANN DUCEY: Ok, would you please state your name and address.

CHERIE BRADSHAW: My name is Cherie Bradshaw. I'm at 8607 Long Meadow in Johnston.

HEARING OFFICER LEANN DUCEY: Just a second. How do you spell your first name?

CHERIE BRADSHAW: Cherie.

HEARING OFFICER LEANN DUCEY: Bradshaw? "Bradshaw?"

CHERIE BRADSHAW: Yes.

HEARING OFFICER LEANN DUCEY: And your address again.

CHERIE BRADSHAW: 8607 Long Meadow in Johnston.

HEARING OFFICER LEANN DUCEY: Please raise your right hand.

CHERIE BRADSHAW: Ok.

HEARING OFFICER LEANN DUCEY: Do you Cherie Bradshaw, swear or affirm the testimony you are about to give is the truth, the whole truth and nothing but the truth?

CHERIE BRADSHAW: Yes I do.

HEARING OFFICER LEANN DUCEY: Go ahead.

CHERIE BRADSHAW: Uhm, I am the original owner of Dora and, uhm, I had, I had given her to Matt because I was moving and I was not going to be able to take proper care of her. Uhm, he has done an absolute wonderful job, uhm. Uh, Dora's character, uh, her demeanor is so gentle and kind. My daughter used to hang on her, pull her tail, put, ya know, play with her and she's never hurt no one. She never done nothing to not one person. Uhm, for, uh, I don't, like they, I don't know what happened that day or whatever, but Dora is a very gentle dog and what is surprising to me if, if Rider came into this, she's never been, Rider, the six month old, has

HEARING OFFICER LEANN DUCEY: Is that the dog's name? Rider?

CHERIE BRADSHAW: Rider. Has only been in contact with Dora. There's no, there's not ever been any other dog. I mean those two are always together. No dogs come over and visit or anything else unless it's their dog, ya know, unless it came in contact with some kind of fight with their dogs because there's never not been one other dog besides Dora around Rider. And without a doubt then they probably did get it at the Animal Rescue League if, Dora, I mean if Dora's still healthy. Then, I mean, do dogs give each other the Parvo or?

HEARING OFFICER LEANN DUCEY: I think someone from the Animal Rescue League, I don't...

CHERIE BRADSHAW: I mean that's what I would assume so with Dora being healthy, then ya know, Rider shouldn't have had, ya know either way. But it just really upsets me that, I mean, that they are both great dogs. I mean, we were at fault, or he was at fault for not having them licensed and, but like he said, ya know, and I'll help him. We'd be more than willing to do whatever we can do to keep Dora. Uhm, it would be a really sad thing to waste a dog like that. So.

3A

HEARING OFFICER LEANN DUCEY: Ok.

SERGEANT SCOTT RAUDABAUGH: Just to touch on the question about Parvo. The veterinarian, the Animal Rescue League's veterinarian explained that that is how Parvo is spread. Uh, if a dog is, a, defecates or goes to the bathroom, another dog can come along and, and get into that defecation, or that feces and that Parvo disease can get into the digestive and intestinal system of the other dog and that's how it is spread. Uhm, it could occur a multitude of ways. Uhm, if Mr. Gaskill was walking either of the dogs anywhere it can happen or if a stray dog comes into their dog and defecates and that stray dog has Parvo, that's how it can happen. Uhm, or it, coming into the shelter it could have got it. That's the possibilities. All of them are possibilities. Uhm, and, I can't stress it enough, uh, that, that I don't know the veterinary care that the adult dog received, uh, maybe the adult dog had been vaccinated against Parvo. Uhm, that would have helped prevent the adult dog from getting Parvo and getting sick or merely the dog, the older dog's size and ability to, to withstand disease and fight it off would keep it from getting sick. Whereas, a younger dog, uhm, would not be as strong to fight off disease and then certainly if it's not given preventative veterinary care which it should have been, it should've received, would be more susceptible to something like Parvo or distemper, even something as simple as kennel cough.

HEARING OFFICER LEANN DUCEY: Ok. Thank you.

SERGEANT SCOTT RAUDABAUGH: Thank you.

HEARING OFFICER LEANN DUCEY: Did you want to speak? Just state your name.

MATTHEW GASKILL: Matt Gaskill. I do have a veterinary records where the puppy was vaccinated against everything when he was 8 or 9 weeks old, around there. Uhm, unfortunately I do not have that with me today. I was kinda unprepared for this. I didn't know what this entailed today for sure. But I do have, can I ask him a question?

HEARING OFFICER LEANN DUCEY: Sure,

MATTHEW GASKILL: If he was vaccinated, now, uhm, does that not prevent that or does that just include the, drops the chances down of his actually getting the Parvo? Because he had been vaccinated.

SERGEANT SCOTT RAUDABAUGH: Sergeant Raudabaugh. I am certainly not a veterinarian. Uh, but what the veterinarian explained to me it lessens the probability. Nothing is 100% in this world unless, but it gives the puppy a better chance of withstanding disease.

MATTHEW GASKILL: Ok.

SERGEANT SCOTT RAUDABAUGH: Any kind of disease as far as all of the vaccinations that a dog should get. Using my dog as an example, uh, uh, vaccinated



against kennel cough, distemper, Parvo, everything, rabies, everything and that lessens his chance of getting sick. Whether it's exposed at an animal shelter or walking down the street or in my yard.

MATTHEW GASKILL: Ok. that's.

HEARING OFFICER LEANN DUCEY: Just state your name so.

MELODY SMITH: Melody Smith.

HEARING OFFICER LEANN DUCEY: Ok.

MELODY SMITH: Uhm, I want to say I'm sorry that your dog passed away. Uhm, you had mentioned that our dogs were the only ones. Our dogs have been vaccinated from the time they were 8 weeks old so I just wanted to add and we have that records showing it. Uhm, also, I just want to stress one more time, I'm just concerned because he hasn't complied. Uhm, the day after this all happened I did drop off a vet bill at his house and he was very polite to me and I was very polite to him. But he has yet to even contact us about paying it and that concerns me too because it's, I mean, his dog did jump the fence. And if he wouldn't pay that, ya know, we might have to threaten to take him to court on that and if he's not willing to comply with that then what's gonna happen next time? If we didn't live so close, but, it just, I don't know. We've been talking to our neighbors and they all have young kids and it's just scary. I'm sure maybe his dog is perfectly nice, I'm mean I'm not saying that. I can't judge someone else's animal, but it just really worries us.

HEARING OFFICER LEANN DUCEY: Ok, I understand. Does anyone else have anything they want to add today? I'm going to review the information that was provided today and look through everything, listen to the tape again, before I make any decision. Uhm, I will have a written ruling out to you and if you want I will send a copy to you also. Your's will be hand-delivered and that will probably be Thursday or Friday. So, I will make a decision at that point and let you know. That will be my final administrative decision. Should you disagree with the decision you will have three days from the date of the letter, three work days, to appeal the decision to the City Council. And there would be information in the letter stating what you need to do at that point. So I appreciate everyone coming in and I'm sorry that you lost your pup and I will take everything into consideration. Thank you very much.

Man talking (inaudible).

HEARING OFFICER LEANN DUCEY: Uhm, I think that everything needed to be in today that we had so. I have quite a bit of information to go by. Thank you.

February 22, 2006

Matt Gaskills  
4145 Oxford Street  
Des Moines, IA 50313

Re: Dangerous Animal Declaration

This is to acknowledge your written request of February 21, 2006, requesting an appeal before the City Council of the Hearing Officer's decision regarding the declaration of Dora as a "dangerous animal."

Your hearing has been scheduled for the City Council Meeting on March 6, 2006. The meeting starts at 4:30 p.m. I will send you a copy of the Administrative Hearing transcript when it becomes available.

If you have any questions regarding this matter, please contact me at 283-4209.

Sincerely,



Diane Rauh  
City Clerk

DR:kh

Assistant City Attorney  
Su Ann Donovan, Legal Assistant  
Sgt. Scott Raudabaugh - Animal Control  
Chief McCarthy



DIANE RAUH  
CITY CLERK  
CITY HALL - 2<sup>ND</sup> FLOOR  
400 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309 - 1891  
(515) 283-4209  
FAX (515) 237-1645  
www.dmgov.org

PARKING TICKETS  
AND  
DOG LICENSES  
(515) 283-4125

BUSINESS LICENSES  
(515) 283-4233

ALL-AMERICA CITY  
1949, 1976, 1981  
2003

EXHIBIT A

February 8, 2006

Mr. Mathew Gaskill  
4145 Oxford Street  
Des Moines, Iowa 50313

On 31 January 2006 your adult red colored female Pit Bull dog, identified as a "vicious dog" by city ordinance, was confined within a four foot high fenced yard, in violation of city ordinance.

As Mr. Chris Smith and Mrs. Melodie Smith walked by with their dogs, two Dachshund dogs and a German Shepherd dog, your Pit Bull dog jumped the fence and tried to attack one of the Dachshund dogs until the German Shepherd dog fought with your Pit Bull dog.

When you opened your residence door your five-month-old tan and white colored male Pit Bull dog, identified as a "vicious dog" by city ordinance, got out and joined in the fight between the other two dogs, in violation of city ordinance. Mr. Smith's German Shepherd dog sustained injuries.

To stop the fight between the dogs Mr. Smith had to pick up your female Pit Bull dog and throw it back over the fence. Mr. Smith sustained injuries.

In accordance with city ordinance I am declaring your two pit bull dogs to be "dangerous animals" because they are identified as "vicious dogs" by city ordinance and they were not properly confined or leashed and without provocation they attacked another dog and they could not be controlled by you at the time of the attack.

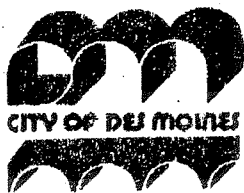
An administrative hearing has been scheduled for 11:00 A.M. on **Monday, February 13, 2006** in the **City Council Chambers** in the **Des Moines City Hall at 400 Robert D. Ray Drive.**

If you have any questions please call me at 248-6051.

Sincerely,

Sergeant Scott Raudabaugh,  
Chief Humane Officer

cc: City Legal Department  
City Clerk's Office



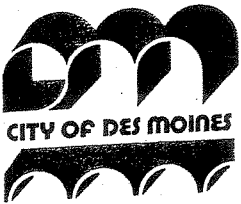
ANIMAL CONTROL  
POLICE DEPARTMENT  
1615 N.W. 14TH STREET  
DES MOINES, IOWA 50320-1010  
(515) 248-7770

ALL-AMERICA CITY 1849, 1878, 1981

February 8, 2006

Matthew Gaskill  
4145 Oxford Street  
Des Moines, IA 50313

Re: Administrative Hearing-Dangerous Animals



DIANE RAUH  
CITY CLERK  
CITY HALL -- 2<sup>ND</sup> FLOOR  
400 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309 --1891  
(515) 283-4209  
FAX (515) 237-1645  
www.dmgov.org

PARKING TICKETS  
AND  
DOG LICENSES  
(515) 283-4125

BUSINESS LICENSES  
(515) 283-4233

ALL-AMERICA CITY  
1949, 1976, 1981  
2003

The City of Des Moines has received timely notice of your request for an administrative hearing. Accordingly, a hearing has been set for **Monday, February 13, 2006**, in the City Council Chambers, south end of the second floor, City Hall, 400 Robert D. Ray Drive, at 11:00 AM at which time you will be provided an opportunity to present evidence.

Parking is available on the streets surrounding City Hall--you will need change to pay the parking meters. Please alert the City Clerk's Office when you arrive.

Pursuant to Section 18-59 of the Municipal Code, (copy enclosed), you will be given an opportunity to be heard at the hearing.

If you have questions in this regard, please call.

Sincerely,

Diane Rauh  
City Clerk

DR/kh

Enclosure

cc: Hearing Officer  
SuAnn Donovan, Legal Assistant  
Assistant City Attorney  
Staff Notification  
File

UTC

Page 1 of 2

### Animal Incident Investigation Report

Des Moines, Iowa Police Department

32. District		33. Beat: 23		1. Impounded animal AHR/ARL number:		2. DMPO case number: 00-4404	
<b>Impounded or bite animal</b>				3. Victim's name (Last, First M.I.): Smith, Chris			
34. Animal type: Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other:		4. Race: W M A	5. Sex: M	6. Age: A	7. Date of birth: unkn	8. Ethnicity: H <input type="checkbox"/> NH <input checked="" type="checkbox"/>	9. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>
35. Animal breed: Pitbulls		10. Residence address: 4105 Oxford				12. Business or cellular phone number:	
36. Animal color: tan or brown		11. Residence phone number: #24		13. Medical treatment: Mercy Hospital			
37. Animal fur length: Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other:		14. Type and location of injury: Several scratches and lacerations to head		15. Place of employment or school: unkn			
38. Animal sex: Male <input type="checkbox"/> Neutered <input type="checkbox"/> Female <input checked="" type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>		16. Reporting person's name (Last, First M.I.): #3		17. Race: W M A			
39. Microchip: No <input type="checkbox"/> Yes <input type="checkbox"/> M/C#: unkn		18. Sex: M		19. Age: A		20. Date of birth: unkn	
Records personnel: Enter the microchip number as a serial number in other property in the Records Management System.				21. Ethnicity: H <input type="checkbox"/> NH <input checked="" type="checkbox"/>		22. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
40. Rabies tag: No <input type="checkbox"/> Yes <input type="checkbox"/> RT#: unkn		40A. Date of vaccination: unkn		40B. Date of vaccination expiration: unkn		23. Residence address: 4105 Oxford	
41. License: No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#: unkn		42. Other identifiers (Collar, tattoo, etc): unkn		24. Residence phone number: 988-9268		26. Location of incident (address): 4145 Oxford	
43. Impounded or bite animal owner's name (Last, First M.I.): Grastul		44. Residence address: 4145 Oxford		25. Date and time reported: 31 Jan 06 2030		27. Location type: Backyard	
45. Residence phone number: unkn		46. Place of employment or school: unkn		28. Date and time occurred: 31 Jan 06 1900		29. Date and time reported: 31 Jan 06 2030	
48. Animal owner notification: No <input type="checkbox"/> Yes <input type="checkbox"/>		48A. Date and time of notification: #28		48B. Person making notification: #32		48C. Means of notification: disp	
49. Witness name (Last, First): Smith, Melodie		50. Residence address: #10		51. Daytime or cellular phone number: #24		54. Daytime or cellular phone number:	
52. Witness name (Last, First):		53. Residence address:		55. Investigative notifications and/or photographs taken: Detective: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/>		56. Victim animal AHR/ARL number: Impounded: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> AHR/ARL#:	
56. Animal breed: Shepherd mix		57. Animal color: brn/bk		58. Animal fur length: Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other:		59. Animal type: Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other:	
60. Rabies tag: No <input type="checkbox"/> Yes <input type="checkbox"/> RT#: 096811 (05)		61. Animal sex: Male <input checked="" type="checkbox"/> Neutered <input type="checkbox"/> Female <input type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>		62. Date of vaccination: 6-27-05		62B. Date of vaccination expiration: 6-27-06	
63. Microchip: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> M/C#: unkn		64. License: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Lic#: none		65. Medical treatment: Fairfield/Noah's Ark		66. Medical treatment: Animal ER Clinic	
65. Type and location of injury: two puncture sto kill scratches belly		67. Victim animal owner's name (Last, First M.I.): #3		68. Residence address (Use city and/or state if not Des Moines or Iowa): #10		69. Residence phone number: unkn	
70. Reporting officer: T. Bauer 7237		71. Status: <input checked="" type="checkbox"/> Open <input type="checkbox"/> Suspended <input type="checkbox"/> Closed <input type="checkbox"/> Exceptionally closed		72. Copy/copies made by:		73. Referred to: <input checked="" type="checkbox"/> Animal Control <input type="checkbox"/> Detectives <input type="checkbox"/> PIO <input type="checkbox"/> Civil <input type="checkbox"/> OPS <input type="checkbox"/> Other	
74. Supervisor approving report: M. Bauer 7222		75. Supervisor approving report: [Signature] 4770		76. Employed by: [Signature]			

Department location: City of Des Moines

2006 FEB -3 AM 1:53

**Animal Incident Investigation Report**  
Des Moines, Iowa Police Department

78. Page: 2 of 4 89. DMPD case number: 06-0904

81. Suspect or offender one (1) name (Last, first Middle): <u>N</u>				82. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>		83. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>		84. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>		
85. Race:	86. Sex:	87. Age:	88. Date of birth:	89. Ethnicity: H <input type="checkbox"/> NHO <input type="checkbox"/>	90. Height:	91. Weight:	92. Hair color:	93. Eye color:		
84. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>										
85. Residence phone number:				95. Driver license number or social security number:			96A. State:		97. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
88. Citation number and crime:					95. Citation number and crime:					
100. Suspect or offender two (2) name (Last, First Middle):				101. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>		102. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>		103. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>		
104. Race:	106. Sex:	100. Age:	107. Date of birth:	108. Ethnicity: H <input type="checkbox"/> NHO <input type="checkbox"/>	109. Height:	110. Weight:	111. Hair color:	112. Eye color:		
113. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>										
114. Residence phone number:				115. Driver license number or social security number:			115A. State:		116. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
117. Citation number and crime:					118. Citation number and crime:					

119. Narrative:  
 Tripped to 4105 Oxford reference an animal bite, upon our arrival we spoke to victim, Chris Smith, who advised that while he and his wife, Melodie were walking their dogs, two dobsounds and a Shepherd mix in front of 4145 Oxford, a pitbull in the yard there jumped over the 4' fence and ran over to them trying to get the dobsounds, the Shepherd mix began fighting with the pitbull, that is when the "guy" from 4145 Oxford came out, letting another pitbull out with him, that immediately joined the fight. Melodie was yelling at the guy telling him to get "his fucking dogs", the guy told he was sick and couldn't come out, Chris was still trying to separate the dogs, when he grabbed ahold of one of the pitbulls, the guy told him to "get his fucking hands off his dog", this continued until the guy just went back inside. When the Smith's returned home they observed several scratches to the abdomen and a couple punctures to their Shepherd mix, and Chris had sustained a couple punctures and several lacerations to his hand. The Smith's Shepherd mix is current on rabies vaccinations and will be home quarantined at 4105 Oxford. Chris was going to go to mercy for treatment and they were taking the dog to the AEC. We then went to 4145 Oxford in an attempt to quarantine the pitbulls, however the house was dark and no one would come to the door, there were 3 vehicles on the drive. A dispatch was left advising the owner to call us upon his return so we could quarantine his dogs. The name on the door knocker said "Gaskill".  
 (July 2005)  
 more follow-up needed to locate bite dogs.

# Animal Incident Investigation Report

Des Moines, Iowa Police Department

UTL

32. District: <u>1</u>		33. Beat: <u>23</u>		1. Impounded animal AHR/ARL number:		2. Dispatch case number: <u>02-4404</u>	
Impounded or bite animal				3. Victim's name (Last, First M.I.): <u>Smith, Chris</u>			
34. Animal type: Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other:		4. Race: <u>W</u> <u>M</u> <u>A</u>		5. Sex: <u>A</u>		7. Date of birth: <u>unk</u>	
35. Animal breed: <u>Pitbull</u>		6. Ethnicity: <u>HO</u> <u>NH</u> <input checked="" type="checkbox"/>		8. Sobriety: <u>Sob.</u> <input checked="" type="checkbox"/> <u>H.B.D.</u> <input type="checkbox"/>		10. Residence address: <u>4105 Oxford</u>	
36. Animal color: <u>tan or brown</u>		11. Residence phone number: <u>#84</u>		12. Business or cellular phone number: <u>unk</u>		13. Place of employment or school: <u>unk</u>	
37. Animal fur length: Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other:		14. Type and location of injury: <u>Several scratches / Bites / Lacerations to Cheek</u>		15. Medical treatment: <u>Mercy Hospital</u>		16. Reporting person's name (Last, First M.I.): <u>#3</u>	
38. Animal sex: Male <input checked="" type="checkbox"/> Neutered <input type="checkbox"/> Female <input type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input checked="" type="checkbox"/>		17. Race: <u>W</u> <u>M</u> <u>A</u>		18. Sex: <u>A</u>		19. Age: <u>unk</u>	
39. Microchip: No <input type="checkbox"/> Yes <input type="checkbox"/> <u>unk</u>		20. Date of birth: <u>unk</u>		21. Ethnicity: <u>HO</u> <u>NH</u> <input checked="" type="checkbox"/>		22. Sobriety: <u>Sob.</u> <input checked="" type="checkbox"/> <u>H.B.D.</u> <input type="checkbox"/>	
M/C#: <u>unk</u> Records personnel: Enter the microchip number as a serial number in either property in the Records Management System.		23. Residence address: <u>4105 Oxford</u>		24. Residence phone number: <u>988-9268</u>		25. Business or cellular phone number: <u>unk</u>	
40. Rabies tag: No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#: <u>unk</u>		26. Location of incident (address): <u>4145 Oxford</u>		27. Location type: <u>Roadway</u>		28. Date and time reported: <u>31 Jan 06 2030</u>	
40A. Date of recognition:		40B. Date of vaccination expiration:		29. Date and time reported: <u>31 Jan 06 2030</u>		30. Crime/incident type: <u>Animal bite</u>	
40C. Veterinarian:		41. License: No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#: <u>unk</u>		31. Classification: <u>Animal bite</u>		42. Other identifiers (Color, tattoo, etc.): <u>unk</u>	
43. Impounded or bite animal: Owner's name (Last, First M.I.): <u>Crashill</u>		44. Residence address: <u>4145 Oxford</u>		45. Residence phone number: <u>unk</u>		46. Place of employment or school: <u>unk</u>	
44. Animal owner notification: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/>		44A. Date and time of notification: <u>#28</u>		44B. Person making notification: <u>#72</u>		44C. Means of notification: <u>dispo</u>	
45. Witness' name (Last, First): <u>Smith, Melodie</u>		50. Residence address: <u>#10</u>		51. Daytime or cellular phone number: <u>#84</u>		52. Daytime or cellular phone number: <u>#84</u>	
46. Witness' name (Last, First): <u>N/A</u>		53. Residence address: <u>#10</u>		54. Daytime or cellular phone number: <u>#84</u>		55. Investigative notification and/or photographs taken: Detective: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/>	
Victim animal		56. Victim animal AHR/ARL number: Impounded: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> AHR/ARL#:		57. Animal type: Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other:		58. Animal breed: <u>Shep. Mix</u>	
59. Animal sex: Male <input checked="" type="checkbox"/> Neutered <input type="checkbox"/> Female <input type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>		60. Animal fur length: Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other:		61. Rabies tag: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> R/T#: <u>096811</u>		62. Date of vaccination: <u>6-27-05</u>	
63. Microchip: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> M/C#: <u>unk</u>		62A. Date of vaccination: <u>6-27-05</u>		62B. Date of vaccination expiration: <u>6-27-06</u>		63. Veterinarian: <u>Noahs Ark</u>	
64. License: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Lic#: <u>unk</u>		65. Type and location of injury: <u>Scratches to belly, punctures to tail</u>		66. Medical treatment: <u>Animal ER Clinic</u>		67. Victim animal owner's name (Last, First M.I.): <u>#3</u>	
65. Type and location of injury: <u>Scratches to belly, punctures to tail</u>		68. Residence address (List city and/or state if not Des Moines or Iowa): <u>#3</u>		69. Residence phone number: <u>#84</u>		70. Place of employment: <u>unk</u>	
72. Reporting officer: <u>T. Bauer</u> <u>7253</u>		73. Status: <input checked="" type="checkbox"/> Open <input type="checkbox"/> Suspended <input type="checkbox"/> Closed <input type="checkbox"/> Exceptionally closed		74. Copy/copies made by:		75. Returned to: <input checked="" type="checkbox"/> Animal Control <input type="checkbox"/> PIO <input type="checkbox"/> Chief <input type="checkbox"/> OPS <input type="checkbox"/> Other	
78. Second officer: <u>M. Bauer</u> <u>7227</u>		77. Supervisor approving report: <u>[Signature]</u> <u>4270</u>		78. Reviewed by: <u>[Signature]</u>		79. Other:	

Confidential location of 4105 Oxford

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75. Page: 4 of 4		<b>Animal Incident Investigation Report</b> Des Moines, Iowa Police Department				80. DMPD case number: 604404			
81. Suspect or offender one (1) name (Last, first Middle):				82. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>		83. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>		84. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>	
85. Race:	86. Sex:	87. Age:	88. Date of birth:	89. Ethnicity: H <input type="checkbox"/> N <input type="checkbox"/>	90. Height:	91. Weight:	92. Hair color:	93. Eye color:	
(List city and/or state if not Des Moines or Iowa)									
94. Residence address:			95. Driver license number or social security number:			96A. State:		97. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
96. Residence phone number:			98. Citation number and crime: A			99. Citation number and crime:			
100. Suspect or offender two (2) name (Last, First Middle):				101. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>		102. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>		103. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>	
104. Race:	105. Sex:	106. Age:	107. Date of birth:	108. Ethnicity: H <input type="checkbox"/> N <input type="checkbox"/>	109. Height:	110. Weight:	111. Hair color:	112. Eye color:	
(List city and/or state if not Des Moines or Iowa)									
113. Residence address:			114. Driver license number or social security number:			115A. State:		116. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
114. Residence phone number:			117. Citation number and crime: A			118. Citation number and crime:			
119. Narrative: See page two of four									



FROM : DMPD ACU

**SUPPLEMENTAL REPORT**  
Des Moines Iowa Police Department

1. Complainant, Driver #1, Victim, or Arrestee <b>Smith, Chris</b>		2. Arrest No. <b>N/A</b>	3. Case No. <b>06-4404</b>
<input type="checkbox"/> Form used as Continuation Sheet for Current Report		4. Date this Report <b>1 February, 2006</b>	5. Date Original Occurrence <b>1 February, 2006</b>
<input type="checkbox"/> Form used to Report Followup Investigation or Supplemental Information		6. Correct offense or Incident Classification <b>Animal Bite</b> Changed <input type="checkbox"/> Yes	
7. Kind of Report Continued <input checked="" type="checkbox"/> Followup or Supplemental or Prosecution <input type="checkbox"/> Traffic Accident		8. Multiple Clear Up? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (list other case numbers in narrative)	
9. Page No. <b>1 of 1</b>		10. Traffic Citation No. <b>N/A</b>	
11. Value of Property Recovered and Type <b>SNA</b>			

**INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE**

Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.

Item No.6 With the assistance of a patrol unit I went to 4145 Oxford Street to locate two Pitbulls involved in a bite to the Smiths.

When we arrived, a WMA answered the door and admitted the two dogs were inside. The actual owner of the dogs is Matthew Gene Gaskill, 4145 Oxford Street, Des Moines, Ia, 08/04/87, SSN 482 02 2759.

Matthew brought the dogs out one at a time and placed them on my truck. He was very cooperative throughout our interaction. He allowed the police officer and myself to walk through the house to look for other Pitbull. There were no other dogs. Gaskill could not provide proof of rabies shots or licenses and admits they are not registered with the city of Des Moines. Additionally, Gaskill stated he got the dog "Dora" from another person and it well may be microchipped already. The previous owner was jailed and his sister got rid of this dog to Gaskill for her brother. He did not know any names except possibly Moyer.

I advised of the length of quarantine, the licensing procedures for Pitbull dogs and that Gaskill should contact Sgt. Raudabaugh before he initiates any of the steps for registering the dog.

MORE FOLLOWUP NEEDED.

14. Reporting Officer <b>Susan R. Strobes</b> No. <b>7219</b>		15. Status (check one) <input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed <input type="checkbox"/> Suspended <input checked="" type="checkbox"/> Open	13. Date/Time Typed No.	Reproduced No.
16. Second Officer No.		17. Unit Referred To: <b>ACU</b>	18. UCR Disposition:	
19. Reviewed <i>[Signature]</i>		No.		

2006 FEB - 9 AM 11:47

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**SUPPLEMENTAL REPORT**  
Des Moines Iowa Police Department

1. Complainant, Driver #1, Victim, or Arrestee <b>Smith, Chris</b>		2. Arrest No. <b>N/A</b>	3. Case No. <b>06-4404</b>
<input type="checkbox"/> Form used as Continuation Sheet for Current Report		4. Date this Report <b>1 February, 2006</b>	5. Date Original Occurrence <b>2 February, 2006</b>
<input checked="" type="checkbox"/> Form used to Report Followup Investigation or Supplemental Information		6. Contact offense or Incident Classification <b>Animal Bite</b> Changed <input type="checkbox"/> Yes	
7. Kind of Report Continued <input checked="" type="checkbox"/> Followup or Supplemental or Prosecution <input type="checkbox"/> Traffic Accident		8. Multiple Clear Up? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (list other case numbers in narrative)	
9. Page No. <b>1 of 1</b>		10. Traffic Citation No. <b>N/A</b>	11. Value of Property Recovered and Type <b>\$N/A</b>

**INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE**

Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.

Item No. 6

Researching the address where the bite occurred, I spoke with Carolyn at the City Clerk's Office who checked and was not able to find any pet licensed for either Tena Gaskill or the address of 4145 Oxford Street.

Carolyn stated that licenses for Pitbull dogs for 2006 would be entered immediately upon purchase and not added to the back-log of licenses they have that have been purchased and need to be entered into the computer.

I also returned a call to the victim's wife, Melody Smith, who was inquiring about information we had gathered regarding the bite dog owners.

Smith states she is positive that the two dogs were from 4145 Oxford because she has seen them in the yard at that address on several other occasions. Approximately two months ago they also had a litter of Pit pups there, too. The one dog was in the fenced yard as they approached the address. When the Pitbull saw them and their dogs it jumped the fence and ran at the dogs she was walking. As she screamed for help, Smith stated a white male "with a lot of tattoos" opened the door of the house and the second bite dog ran out the door past him.

Her dog sustained "several punctures to its face, tail and side". Her husband sustained several lacerations to both hands.

She also stated that when the "owner" of the bite dogs said he was too sick to come outside to get his dogs her husband picked up one of the Pitbulls and threw it into the yard at the man.

**MORE FOLLOWUP NEEDED TO QUARANTINE THE BITE DOGS.**

2006 FEB - 3 AM 11:01

14. Reporting Officer <b>Susan R. Stropes</b> No. <b>7219</b>		15. Status (check one) <input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed <input checked="" type="checkbox"/> Open	13. Date/Time Typed No. <b>ACU</b>	Reproduced No.
17. Unit Referred To:		18. UCR Disposition		
19. Reviewer <b>[Signature]</b>		No.		

SUPPLEMENTAL

1 of 4

Animal Incident Investigation Report  
Des Moines, Iowa Police Department

32. District: <u>2</u>		33. Report #: <u>23</u>		1. Impounded animal AHRJARI number:		2. DMPD case number: <u>06-4404</u>	
<b>Impounded or bite animal</b>				3. Victim's name (Last, First M.I.): <u>SMITH, CHRIS</u> <small>(List human victim or society)</small>			
34. Animal type: Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other: <input type="checkbox"/>		4. Race:		5. Sex:		6. Ethnicity: H <input type="checkbox"/> NH <input type="checkbox"/>	
35. Animal breed: <u>PITBULL</u>		7. Date of birth:		8. Sexually: Sub. <input type="checkbox"/> H.B.D. <input type="checkbox"/>			
36. Animal color: <u>RED</u>		10. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>					
37. Animal fur length: Short <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other: <input type="checkbox"/>		11. Residence phone number:			12. Business or cellular phone number:		
38. Animal sex: Male <input type="checkbox"/> Neutered <input type="checkbox"/> Female <input checked="" type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>		13. Place of employment or school:					
39. Microchip: No <input type="checkbox"/> Yes <input type="checkbox"/> <u>UNK</u>		14. Type and location of injury:					
40. Rabies tag: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> R/T#:		15. Additional treatment:					
40A. Date of vaccination:		40B. Date of vaccination expiration:		16. Reporting person's name (Last, First M.I.):			
40C. Veterinarian:		17. Name:		18. Sex:		19. Age:	
41. Licenses: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Lic#:		20. Date of birth:		21. Ethnicity: H <input type="checkbox"/> NH <input type="checkbox"/>		22. Sexually: Sub. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
42. Other identifiers (Color, tattoo, etc.): <u>CHAIN COLLAR</u>		23. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>					
43. Impounded or bite animal owner's name (Last, First M.I.): <u>GASKILL, MATTHEW GENE</u>		24. Residence phone number:		25. Business or cellular phone number:			
44. Impounded or bite animal owner's address (Last, First M.I.): <u>4145 OXFORD STREET</u>		26. Location of incident address: <u>4100 BLOCK OXFORD STREET</u>					
45. Residence phone number: <u>414-1455</u>		27. Location type: <u>RESIDENCE</u>					
46. Place of employment or school: <u>SELF</u>		28. Date and time occurred: <u>31 JANUARY 2006 1900</u>		29. Date and time reported: <u>31 JAN 06 2030</u>		31. Classification:	
47. Animal owner notification: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/>		48. Person issuing notification: <u>7219</u>		49. Means of notification: <u>PERSONAL</u>			
48. Witness' name (Last, First):		50. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>		51. Daytime or cellular phone number:			
52. Witness' phone (Last, First):		53. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>		54. Daytime or cellular phone number:			
56. Investigative notifications and/or photographs taken: Detective: No <input type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input type="checkbox"/> Yes <input type="checkbox"/>							
<b>Victim animal</b>		57. Impounded or bite animal AHRJARI number: Impounded: No <input type="checkbox"/> Yes <input type="checkbox"/> AHRJARI#:		57. Animal type: Cat <input type="checkbox"/> Dog <input type="checkbox"/> Other: <input type="checkbox"/>		58. Animal breed:	
59. Animal sex: Male <input type="checkbox"/> Neutered <input type="checkbox"/> Female <input type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>		60. Animal color:		59. Animal fur length: Short <input type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other: <input type="checkbox"/>		61. Animal sex: Male <input type="checkbox"/> Neutered <input type="checkbox"/> Female <input type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>	
62. Microchip: No <input type="checkbox"/> Yes <input type="checkbox"/> M/C#:		62. Rabies tag: No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#:		62A. Date of vaccination:		62B. Date of vaccination expiration:	
63. License: No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#:		63. Veterinarian:		65. Type and location of injury:			
64. License: No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#:		65. Medical treatment:		67. Victim animal owner's name (Last, First M.I.):			
65. Type and location of injury:		66. Residence address (List city and/or state if not Des Moines or Iowa):		70. Residence phone number:			
67. Victim animal owner's name (Last, First M.I.):		70. Place of employment:		71. Business or cellular phone number:		73. Status: <input checked="" type="checkbox"/> Open <input type="checkbox"/> Suspended <input type="checkbox"/> Closed <input type="checkbox"/> Exceptionally closed	
74. Reporting officer: <u>[Signature]</u>		75. Supervisor approving report: <u>[Signature]</u>		76. Copy/copies made by:		77. Referred to: <input type="checkbox"/> Animal Control <input type="checkbox"/> Detective <input type="checkbox"/> PIO <input type="checkbox"/> Civil <input type="checkbox"/> OPS <input type="checkbox"/> Other	
76. Second officer: <u>[Signature]</u>		77. Supervisor approving report: <u>[Signature]</u>		78. Approved by: <u>[Signature]</u>			

18. Page: <b>2 of 2</b>		<b>Animal Incident Investigation Report</b> Des Moines, Iowa Police Department			88. DMPD case number: <b>06-4404</b>	
91. Suspect or offender one (1) name (Last, First Middle):				92. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>	93. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>	94. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>
95. Race:	96. Sex:	97. Age:	98. Date of birth:	99. Ethnicity: H <input type="checkbox"/> NH <input type="checkbox"/>	90. Height:	91. Weight:
94. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>						
96. Residence phone number:			95. Driver license number or social security number:		96A. Status:	97. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>
98. Citation number and crime:				99. Citation number and crime:		
100. Suspect or offender two (2) name (Last, First Middle):				101. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>	102. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>	103. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>
104. Race:	105. Sex:	106. Age:	107. Date of birth:	108. Ethnicity: H <input type="checkbox"/> NH <input type="checkbox"/>	109. Height:	110. Weight:
113. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>						
114. Residence phone number:			115. Driver license number or social security number:		116A. Status:	117. Sobriety: Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>
117. Citation number and crime:				118. Citation number and crime:		
118. Narrative:						
<p>PICKED UP THE TWO PITBULL DOGS FROM 4145 OXFORD. NO RABIES SHOTS OR LICENSES WERE PROVIDED FOR EITHER DOG. RED DOG IS MOTHER OF BLUE/WH. BLUE DOG IS 6 MOS OLD AS OF 4 FEB 06 PER OWNER.</p> <p>VICTIM STATES BOTH DOGS WERE INVOLVED IN BITING HIS DOG, BUT THE RED DOG IS THE ONE THAT BIT HIM.</p> <p>GASKILL IS NOT ORIGINAL OWNER OF THE BITCH. MAY HAVE BELONGED TO A MOYER. (THAT WENT TO JAIL)</p>						

SUPPLEMENTAL

3 of 4

Animal Incident Investigation Report  
Des Moines, Iowa Police Department

32. District: <b>2</b>		33. Beat: <b>23</b>		1. Impounded animal AHR/ARL number:		2. DMPD case number: <b>06-4404</b>	
<b>Impounded or bite animal</b>				3. Victim's name (Last, First MI): <b>SMITH, CHRIS</b>		(List human victim or strayer)	
34. Animal type: Cat <input type="checkbox"/> Dog <input checked="" type="checkbox"/> Other: <input type="checkbox"/>		4. Race:		5. Sex:		6. Age:	
35. Animal breed: <b>PITBULL</b>		7. Date of birth:		8. Ethnicity: <input type="checkbox"/> H <input type="checkbox"/> N <input type="checkbox"/> O		9. Sobriety: <input type="checkbox"/> Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
36. Animal color: <b>BLUE/WHITE</b>		10. Residence address: (List city and/or state if not Des Moines or Iowa)					
37. Animal sex length: Short <input type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other: <input type="checkbox"/>		11. Residence phone number:					
38. Animal sex: Male <input checked="" type="checkbox"/> Neutered <input type="checkbox"/> Female <input type="checkbox"/> Spayed <input type="checkbox"/> Unknown <input type="checkbox"/>		12. Business or cellular phone number:					
39. Microchip: No <input type="checkbox"/> Yes <input type="checkbox"/> <b>UNK</b>		13. Place of employment or school:					
M/C#: <b>APPROX 6 MGS</b>		14. Type and location of injury:					
Records personnel: Enter the microchip number as a serial number in other property in the Records Management System.		15. Medical treatment:					
40. Rabies tag: No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#:		16. Reporting person's name (Last, First MI):					
40A. Date of vaccination:		17. Race:		18. Sex:		19. Age:	
40B. Date of vaccination expiration:		20. Date of birth:		21. Ethnicity: <input type="checkbox"/> H <input type="checkbox"/> N <input type="checkbox"/> O		22. Sobriety: <input type="checkbox"/> Sob. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
40C. Veterinarian:		23. Residence address: (List city and/or state if not Des Moines or Iowa)					
41. License: No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Lic#:		24. Residence phone number:		25. Business or cellular phone number:			
42. Other identifiers (Color, tattoo, etc.): <b>CHAIN COLLAR</b>		26. Location of incident (address): <b>4100 BLOCK OXFORD STREET</b>					
43. Impounded or bite animal owner's name (Last, First MI): <b>GASKILL, MATTHEW GENE</b>		27. Location type: <b>RESIDENTIAL</b>					
44. Residence phone number: <b>243-1455</b>		45. Place of employment or school: <b>SELF</b>		28. Date and time occurred: <b>31 JAN 06 1900</b>		29. Date and time reported: <b>31 JAN 06 2030</b>	
46. Animal owner notification: No <input type="checkbox"/> Yes <input checked="" type="checkbox"/>		47. Date and time of notification: <b>1 FEB 06 1605</b>		48. Person making notification: <b>7219</b>		30. Circumstance of notification: <b>PERSONAL</b>	
49. Witness' name (Last, First):		50. Residence address: (List city and/or state if not Des Moines or Iowa)		47. Business or cellular phone number: <b>NA</b>			
50. Witness' name (Last, First):		51. Residence address: (List city and/or state if not Des Moines or Iowa)		48. Hours of notification: <b>PERSONAL</b>			
51. Daytime or cellular phone number:		52. Residence address: (List city and/or state if not Des Moines or Iowa)		51. Daytime or cellular phone number:			
53. Investigative notifications and/or photographs taken: Detective: No <input type="checkbox"/> Yes <input type="checkbox"/> Ident. Technician: No <input type="checkbox"/> Yes <input type="checkbox"/> ACO Supervisor: No <input type="checkbox"/> Yes <input type="checkbox"/> Photographs taken by ACO or PO: No <input type="checkbox"/> Yes <input type="checkbox"/>							
<b>Victim animal</b>		54. Victim animal AHR/ARL number: Impounded: No <input type="checkbox"/> Yes <input type="checkbox"/> AHR/ARL#:		57. Animal type: Cat <input type="checkbox"/> Dog <input type="checkbox"/> Other: <input type="checkbox"/>		58. Animal sex length: Short <input type="checkbox"/> Medium <input type="checkbox"/> Long <input type="checkbox"/> Other: <input type="checkbox"/>	
59. Animal breed:		60. Animal color:		61. Rabies tag: No <input type="checkbox"/> Yes <input type="checkbox"/> R/T#:		62. Date of vaccination:	
63. Microchip: No <input type="checkbox"/> Yes <input type="checkbox"/> M/C#:		64. License: No <input type="checkbox"/> Yes <input type="checkbox"/> Lic#:		65. Date of vaccination expiration:		66. Veterinarian:	
67. Type and location of injury:		66. Medical treatment:					
67. Victim animal owner's name (Last, First MI):		68. Residence address (List city and/or state if not Des Moines or Iowa):					
69. Residence phone number:		70. Place of employment:		71. Business or cellular phone number:			
72. Reporting officer: <b>[Signature]</b>		73. Status: <input checked="" type="checkbox"/> Open <input type="checkbox"/> Suspended <input type="checkbox"/> Closed <input type="checkbox"/> Exceptionally closed		74. Copy/copies made by:		75. Referred to: Animal Control <input checked="" type="checkbox"/>	
76. Second officer: <b>[Signature]</b>		77. Supervisor approving report: <b>[Signature]</b>		78. Reviewed by: <b>[Signature]</b>		79. Delivered <input type="checkbox"/> PIO <input type="checkbox"/> Chief <input type="checkbox"/> OPS <input type="checkbox"/> Other <input type="checkbox"/>	

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79. Page: <u>4</u> of <u>4</u>		<b>Animal Incident Investigation Report</b> Des Moines, Iowa Police Department				80. DMPD case number: <u>06-4404</u>		
81. Suspect or offender one (1) name (Last, first Middle):					82. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>	83. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>	84. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>	
86. Race:	86. Sex:	87. Age:	88. Date of birth:	89. Ethnicity: H <input type="checkbox"/> NH <input type="checkbox"/>	90. Height:	91. Weight:	92. Hair color:	93. Eye color:
94. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>								
96. Residence phone number:			95. Driver license number or social security number:			96A. State:	97. Sobriety: Sub. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
98. Citation number and crime:				99. Citation number and crime:				
100. Suspect or offender two (2) name (Last, First Middle):					101. Arrested: No <input type="checkbox"/> Yes <input type="checkbox"/>	102. Warrant needed: No <input type="checkbox"/> Yes <input type="checkbox"/>	103. Charges filed: No <input type="checkbox"/> Yes <input type="checkbox"/>	
104. Race:	105. Sex:	106. Age:	107. Date of birth:	108. Ethnicity: H <input type="checkbox"/> NH <input type="checkbox"/>	109. Height:	110. Weight:	111. Hair color:	112. Eye color:
113. Residence address: <small>(List city and/or state if not Des Moines or Iowa)</small>								
114. Residence phone number:			115. Driver license number or social security number:			115A. State:	116. Sobriety: Sub. <input type="checkbox"/> H.B.D. <input type="checkbox"/>	
117. Citation number and crime:				118. Citation number and crime:				
119. Narrative:  <u>PD PITS for QT. SEE P. 2</u>								

FROM :DMPD ACU

FAX NO. :5152422854

<b>SUPPLEMENTAL REPORT</b> Des Moines Iowa Police Department		1. Complainant, Driver #1, Victim, or Arrestee Smith, Chris	2. Arrest No. N/A	3. Case No. 06-4404
<input type="checkbox"/> Form used as Continuation Sheet for Current Report		4. Date this Report 2 February, 2006		5. Date Original Occurrence 31 January, 2006
<input checked="" type="checkbox"/> Form used to Report Followup Investigation or Supplemental Information		6. Correct offense or Incident Classification Animal Bite Charged <input type="checkbox"/> Yes		
7. Kind of Report Continued <input checked="" type="checkbox"/> Followup or Supplemental or Prosecution <input type="checkbox"/> Traffic Accident		8. Multiple Clear Up? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes (list other case numbers in narrative)		
9. Page No. 1 of 1		10. Traffic Citation No. N/A	11. Value of Property Recovered and Type \$N/A	
<b>INSTRUCTIONS FOR FOLLOWUP OR SUPPLEMENTAL USAGE</b>		Under narrative, record your activity and all developments in the case subsequent to last report. Describe and record value of any property recovered, names and arrest numbers of any persons arrested. Explain any offense classification change. Clearly show disposition of recovered property and inventory number. Recommend to supervisor case status and to reviewer UCR disposition. Indicate "Item Number Continued" at left, if any.		
Item No 5	When impounding the two Pitbulls from the 4145 Oxford Address, Matthew Gaskill stated he had been the one who came to the door during the attack. I asked why he did not try to get control of the dogs and all he said was he didn't think the puppy had much to do with the "attack". I asked if he had been told that Animal Control had been called why had he not waited until we arrived at his house. Mathew stated he had waited 1/2 hour and then left.			
14. Reporting Officer Susan R Stropes Second Officer		No. 7219	15. Status (check one) <input type="checkbox"/> Ex. Closed <input type="checkbox"/> Closed <input checked="" type="checkbox"/> Open	13. Date/Time Typed No. Reproduced No.
17. Unit Refers To: ACU		18. UCR Disposition:		
19. Reviewer: <i>[Signature]</i>		No.		

2006 FEB -3 AM 10:29

FROM : DMPD ACU

FAX NO. : 5152422854

Feb. 08 2006 05:38PM P2

2006 FEB -3 AM 11:36

Gaskill, Matthew  
ARL # 135869

CITY OF DES MOINES  
ANIMAL CONTROL UNIT

female

DATE: 2-01-06

REFERENCE: ANIMAL HISTORY REPORT # 06-4404

TO WHOM IT MAY CONCERN:

I have examined this dog and found it to have the predominant characteristics of the American Staffordshire Terrier breed. This decision is based on the following physical features of the dog:

- HEAD:  MEDIUM LENGTH
- DEEP TROUGH
- BROAD SKULL
- PROMOUNCED CHEEK MUSCLES
- SHOULDERS:  STRONG
- MUSCULAR
- NECK:  HEAVY
- SLIGHTLY ARCHED
- TAPERS FROM BACK OF SKULL TO SHOULDERS
- MUZZLE:  MEDIUM LENGTH
- JAWS WELL DEFINED
- BLACK NOSE
- TAIL:  LOW SET
- TAPERS TO FINE POINT
- NOT CURLED OVER BACK
- BACK:  FAIRLY SHORT
- SLIGHT SLOPING FROM WITHERS TO RUMP
- COAT:  SHORT
- CLOSE
- GLOSSY
- BODY:  WELL SPRUNG RIBS
- FORELEGS SET RATHER FAR APART
- EYES:  DARK AND ROUND
- LOW DOWN IN SKULL
- SET FAR APART
- LEGS:  STRAIGHT FRONT LEGS
- HINDQUARTERS WELL MUSCLED
- MODERATE SIZE FEET
- SIZE: 19 INCHES AT SHOULDERS
- 46.4 LBS.

COLOR: Reddish tan with white "cross"

COMMENTS: on chest, white on toe tips on

female

*Sign on Benz Dum*

*KF ACU*



2006 FEB -6 PM 5:28

Gaskill, Matthew  
ARL # 135867

*Amended*

CITY OF DES MOINES  
ANIMAL CONTROL UNIT

MALE

DATE: 2-01-06

REFERENCE: ANIMAL HISTORY REPORT # 06-4404

TO WHOM IT MAY CONCERN:

I have examined this dog and found it to have the predominant characteristics of the American Staffordshire Terrier breed. This decision is based on the following physical features of the dog:

HEAD:  MEDIUM LENGTH  
 DEEP TROUGH  
 BROAD SKULL  
 PRONOUNCED CHEEK MUSCLES

SHOULDERS:  STRONG  
 MUSCULAR

NECK:  HEAVY  
 SLIGHTLY ARCHED

MUZZLE:  MEDIUM LENGTH  
 JAWS WELL DEFINED

TAPERS FROM BACK OF SKULL TO SHOULDERS

BLACK NOSE - *brown*

TAIL:  LOW SET  
 TAPERS TO FINE POINT  
 NOT CURLED OVER BACK

BACK:  FAIRLY SHORT  
 SLIGHT SLOPING FROM WITHERS TO RUMP

COAT:  SHORT  
 CLOSE  
 GLOSSY

BODY:  WELL SPRUNG RIBS  
 FORELEGS SET RATHER FAR APART  
 CHEST DEEP AND BROAD

EYES:  DARK AND ROUND  
 LOW DOWN IN SKULL  
 SET FAR APART

LEGS:  STRAIGHT FRONT LEGS  
 HINDQUARTERS WELL MUSCLED  
 MODERATE SIZE FEET

SIZE: 18 INCHES AT SHOULDERS  
48.3 LBS

COLOR: brown w/ thin white stripe  
between eyes to top of muzzle  
COMMENTS: white ventral skin/neck/under  
white socks on front  
white toes on back  
male

*Gregory W. Berg, DVM*

KF  
ACU

3A

Regulations regarding Animals defined as Vicious under City of Des Moines Municipal Code:

Licensing Procedure

1. Provide current rabies certificate.
2. Provide written proof of spaying/neutering, if applicable, to qualify for a reduced fee.
3. Provide certificate of insurance, policy declaration or current homeowner's/renter's policy page, providing personal liability insurance coverage, with a minimum liability amount of \$100,000. If a certificate of insurance or policy is not immediately available, a binder indicating the above coverage may be accepted for up to thirty days.
4. Provide a letter from the applicant's insurance agent, on the agency's letterhead, stating that the insured's vicious dog, by name, is specifically covered by the policy in force. Such letter must be provided annually when the policy is renewed.

Compliance Form

I, \_\_\_\_\_, agree to license my dog,  
Name and Address

\_\_\_\_\_, in accordance with City of Des Moines Municipal Code.  
Name and Breed

In complying with the Ordinance I agree to: (Please read and initial each of the following items)

\_\_\_\_\_ A. Keep my dog in the house at all times unless the dog is securely leashed with a leash no longer than six (6) feet in length and under the actual physical control of a person eighteen (18) years of age or older.

\_\_\_\_\_ B. Keep my dog securely enclosed and locked in a pen or kennel having secure sides and a secure top attached to the sides, or in lieu of a top, walls at least six feet in height and at least six feet taller than any internal structure. All pens or kennels must have a secure bottom, floor or foundation attached to the sides of the pen or the sides of the pen must be embedded in the ground no less than two feet.

\_\_\_\_\_ C. Keep \$100,000 liability coverage protecting against animal bites in effect at all times, and I understand that failure to do so will result in the license being suspended and the animal will be impounded.

1. Name of insurance agency: \_\_\_\_\_

2. Name of agent: \_\_\_\_\_ Agent's Phone: \_\_\_\_\_

\_\_\_\_\_ D. Display the current City license and rabies tag on the dog at all times.

*These requirements are subject to inspection by Des Moines Animal Control Officers.*

\_\_\_\_\_  
Signature Date