

**SNOHOMISH COUNTY PROSECUTOR'S OFFICE**  
**INVESTIGATIVE CHECKLIST**

**CUSTODIAL ASSAULT**

**RCW 9A.36.100(a)(b)(c)**

**ELEMENTS**

The suspect intentionally assaults:

- A. 1. At any juvenile corrections institution or local juvenile detention facility
- a full or part-time staff member or volunteer, OR
  - any educational personnel, OR
  - any personal service provider, OR
  - any vendor or agent thereof
2. Whom the suspect knew to be performing his or her official duties at the time of the assault

OR

- B. 1. At any adult corrections institution or local adult detention facilities:
- a full or part-time staff member or volunteer, OR
  - any educational personnel, OR
  - any personal service provider, OR
  - any vendor or agent thereof
2. Whom the suspect knew to be performing his or her official duties at the time of the assault

OR

- C. 1. A full or part-time community corrections officer
3. Whom the suspect knew to be performing his or her official duties at the time of the assault

OR

- D. 1. Any other full or part-time person employed in a community corrections office
2. Whom the suspect knew to be performing his or her official duties at the time of the assault

OR

- E. 1. Any volunteer assisting a full or part-time corrections officer
2. Whom the suspect knew to be performing his or her official duties at the time of the assault.

**SPECIFIC REQUIREMENTS**

- [ ] 1. If victim must be within a certain class of persons listed above, identify all evidence (verbal admissions by suspect, photographs of the victim, his or her ID, equipment, uniform, vehicle, statements by the victim overheard by other witnesses) which indicate suspect's awareness of the victim's official status.
- [ ] 2. If victim must be within a certain class of persons listed above, document that victim was fully licensed, employed and acting on duty in an official capacity at the time of the assault: copies of license, cards, contracts, etc.

- [ ] 3. Victim's medical record, where applicable, and statements of all medical personnel treating victim, regarding:
  - cause of injuries
  - nature and extent of injuries including severity of pain and suffering
  - records of extended treatment and recuperation
  
- [ ] 4. If alleging 1(a) above, identify the process or mandate suspect was resisting, and insure that there was lawful authorization for such orders. Obtain copies of any summons or order, and identify the court and the cause number when applicable.
  
- [ ] 5. Photographs of injuries (over time, if applicable) and of any damage caused by assault.
  
- [ ] 6. Determine and detail what evidence exists to disprove/prove that the suspect acted with mere negligence ("accident") rather than with intent.
  
- [ ] 7. Determine and detail what evidence exists to prove/disprove suspect's use of drugs/alcohol.