

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

**ORGANIZED RETAIL THEFT, FIRST AND SECOND DEGREE RCW 9A.56.350**

**ELEMENTS**

For the Class C Felony crime:

- 1a. The suspect committed theft of property from a mercantile establishment; AND
- 1b. The suspect acted with an accomplice; AND
- 1c. The property had a fair market value of \$750 or more.

OR

- 2a. The suspect knowingly possessed stolen property; AND
- 2b. The suspect knew the property was stolen from a mercantile establishment;  
AND
- 2c. The property had a fair market value of \$750 or more; AND
- 2d. The suspect acted with an accomplice.

OR

- 3a. The suspect committed theft of property from one or more mercantile establishments; AND
- 3b. The thefts occurred within a period of less than 180 days; AND
- 3c. The thefts had a cumulative fair market value of \$750 or more.

AND, for the Class B felony crime:

- 4. The stolen property had a fair market value of \$5,000 or more.

**SPECIFIC REQUIREMENTS**

- [ ] 1. Provide report on the theft of the property, even if from another agency.
- [ ] 2. If property has been recovered, how did victim identify property as belonging to victim?
- [ ] 3. If stolen property recovered, provide property recovery report, even if

report is from another agency.

- [ ] 4. Report on the recovery of the stolen property should include a description of the condition of the stolen property.
- [ ] 5. Photograph stolen property at location where found, if possible. Photograph recovered property before returning property to owner.
- [ ] 6. If alleging that suspect stole the property, provide fair market value estimate for stolen property at the time the property was stolen. If alleging that suspect possessed the property, provide fair market value estimate for stolen property at the time of possession. Identify expert or valuation service that provided estimate. If property recovered from a pawn broker, have pawn broker estimate fair market value in writing.
- [ ] 7. Suspect's statement, if possible, should include whether suspect admits committing the theft or only possessing the stolen property, whether suspect knew he/she had possession of the property, whether suspect knew the property had been stolen from a mercantile establishment, and whether there were any accomplices.
- [ ] 8. If the suspect is an accomplice, determine and detail what evidence exists to prove/disprove that the suspect knew his/her aid would facilitate the crime.