

SNOHOMISH COUNTY PROSECUTOR'S OFFICE INVESTIGATIVE CHECKLIST

TAKING MOTOR VEHICLE WITHOUT PERMISSION – 2nd DEGREE

RCW 9A.56.075

SPECIFIC CONSIDERATIONS

ELEMENTS

1. The suspect
 - a) intentionally took or drove away a motor vehicle belonging to another, OR
 - b) voluntarily rode in or upon the motor vehicle belonging to another, knowing that the motor vehicle was unlawfully taken,

AND

2. Did so without the permission of the owner or person entitled to possession.

SPECIFIC REQUIREMENTS

- [] 1. Provide initial stolen report, even if report is from another agency.
- [] 2. Victim's statement should describe the last time the motor vehicle was seen by victim; what was inside the vehicle; whether the motor vehicle was locked and whether the keys were in the vehicle; the fact that no one had permission to take/ride in the motor vehicle; and any potential suspects.
- [] 3. Suspect's statement, if possible, should include whether suspect admits taking the motor vehicle or admits only riding in the stolen motor vehicle; whether suspect knew victim; and if suspect claims ownership/permission to use/ride in the vehicle, the basis for that claim.
- [] 4. If suspect provides an innocent explanation for possession of the vehicle, follow up with additional questions to obtain specific information that can be verified as true or proven false. For example, if "Joe" loaned the vehicle to suspect, what is Joe's full name and address, where does Joe live, where was suspect when Joe loaned him the car – can suspect direct you to that location. If suspect's explanation does not jive with condition and contents of vehicle, confront suspect with that.
- [] 5. If sales receipts or other documents are seized from the vehicle, photocopy any that help establish time frame that suspect had control of the vehicle, and note their location in the vehicle.
- [] 6. If stolen vehicle recovered, provide property recovery report, even if report is from another agency.
- [] 7. Photograph motor vehicle at location where found, if possible, as well as the interior of the vehicle to show punched ignition, suspect's belongings in the vehicle, drug paraphernalia in the vehicle, stolen mail in the vehicle, driver's seat adjusted to fit suspect's size, etc. Photograph motor vehicle before returning it to owner.

[] 8. If possible, dust for fingerprints within the vehicle, especially if suspect is claiming he/she was never in the vehicle.