

Pearson, Kimberly S. (DOC)

From: Owens, Marjorie (DOC)
Sent: Thursday, July 16, 2009 4:38 PM
To: Pioli, John C. (DOC)
Cc: Thiem, Houth L. (DOC)
Subject: FW: Clemmons, Maurice (ICOTS Case #91473)
Importance: High

Attachment 1

We did an abscond violation. Arkansas issued a warrant. The offender is being charged with a felony. I'm trying to figure out how to respond to Arkansas.

If I'm reading OMNI correctly, we knew about the felony charges before we submitted the Abscond Violation Report, so we should have submitted a violation report for charged with a felony. Based on this perhaps we should reopen the case.

We submitted an abscond violation report and case closure and an effort was made to locate the offender, so the abscond is appropriate, so perhaps we should refuse to reopen the case.

If we reopen the case, will the offender still be on minimum supervision (only reporting change of address or significant issues) or will he be supervised closer because of his behavior?

Please review this case and talk to CCO Thiem and then give me a call at 360 725 8734. I'll try calling you tomorrow afternoon. Thanks for your help!

From: Barry Garland [mailto:Barry.Garland@arkansas.gov]
Sent: Thursday, July 16, 2009 1:37 PM
To: DOC HQ WA State Compact
Cc: Linda Strong
Subject: Clemmons, Maurice (ICOTS Case #91473)

AR HAS BEEN NOTIFIED THE ABOVE NAMED OFFENDER WAS ARRESTED AND IS BEING HELD ON PENDING LOCAL/STATE CHARGES. AR PAROLE BOARD HAS RECINDED ITS ABSCOND WARRANT #PB-09002513 THAT WAS ISSUED 05/28/2009. PLEASE RE-OPEN THIS CASE AND PLACE THE SUBJECT BACK UNDER SUPERVISION. ONCE THE PENDING CHARGES HAVE BEEN ADJUDICATED PLEASE FORWARD A COPY OF THE SENTENCING AND JUDGEMENT ISSUED BY THE COURT AND AR WILL TAKE APPROPRIATE ACTION.

11/30/2009

Pearson, Kimberly S. (DOC)

From: Owens, Marjorie (DOC)
Sent: Thursday, July 23, 2009 8:00 AM
To: 'linda.strong@arkansas.gov'; 'barry.garland@arkansas.gov'
Subject: FW: Clemmons, Maurice (ICOTS Case #91473)

Attachment 2

Please provide your justification for cancelling the abscond warrant. Cancelling the warrant appears to be in violation of the ICAOS Rules. Please explain why you feel cancelling the warrant is not in violation of the ICAOS Rules?

Washington needs to determine if we are going to pursue this issue. At this point, without clarification justifying your actions, Washington is not going to reopen this case and resume supervision. Hopefully the offender will not get out on bail.

I'm concerned that you have no problem releasing your offender into our community, based on his behavior. I thought ICAOS was all about community safety.

From: Pearson, Kimberly S. (DOC)
Sent: Thursday, July 16, 2009 2:22 PM
To: Owens, Marjorie (DOC)
Subject: FW: Clemmons, Maurice (ICOTS Case #91473)

From: Barry Garland [mailto:Barry.Garland@arkansas.gov]
Sent: Thursday, July 16, 2009 1:37 PM
To: DOC HQ WA State Compact
Cc: Linda Strong
Subject: Clemmons, Maurice (ICOTS Case #91473)

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11/30/2009

Owens, Marjorie (DOC)

Attachment 3

From: Thiem, Houth L. (DOC)
Sent: Friday, August 07, 2009 1:07 PM
To: Owens, Marjorie (DOC)
Cc: Eckstrom, Steven J. (DOC); Ramsdell-Gilkey, Lori M (DOC); Pioli, John C. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

Thanks Ms. Owens. I will get this going with full force. Thanks again.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

From: Owens, Marjorie (DOC)
Sent: Friday, August 07, 2009 12:46 PM
To: Thiem, Houth L. (DOC)
Cc: Eckstrom, Steven J. (DOC); Ramsdell-Gilkey, Lori M (DOC); Pioli, John C. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

I've discussed this with our Attorney Generals Office. The decision is for Washington to reopen the case and resume supervision. Your first step should be to arrest the offender and violate him for his harassing behavior toward [REDACTED]. You also need to submit a violation report for the Felony charges to Arkansas as soon as you can.

If you need assistance let me know. Please also keep me posted on the offender's location and when you get him into custody or is he currently still in Western State for the evaluation?

From: Thiem, Houth L. (DOC)
Sent: Thursday, August 06, 2009 3:36 PM
To: Owens, Marjorie (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

I knew what you meant.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

From: Owens, Marjorie (DOC)
Sent: Thursday, August 06, 2009 3:35 PM
To: Thiem, Houth L. (DOC)
Subject: FW: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

OOPS I meant Arkansas.

From: Owens, Marjorie (DOC)
Sent: Thursday, August 06, 2009 3:34 PM

To: Thiem, Houth L. (DOC)
Cc: Eckstrom, Steven J. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

We asked for guidance on this case from the National Office. They indicated that Georgia should not have quashed their warrant. 1st thing tomorrow I'm contacting Georgia to ask them to reinstate the warrant and sharing the National Officer response with them. Hopefully they will get the warrant reinstated quickly.

I've spoken to Steve Eckstrom and he will ask the local Community Victim Liaison to work with [REDACTED]

From: Thiem, Houth L. (DOC)
Sent: Thursday, August 06, 2009 3:13 PM
To: Owens, Marjorie (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

Administrator Owens,

I know you are working hard on this one. I just want to relay an update to you to keep you informed. I just received a call from Pierce County Sheriff Department Detective Teresa Berg, (253) 798-4214. She is overlooking/handling both cases of the Malicious Mischief and the Child Rape. She is very concerned that Mr. Clemmons continues to make contact with the victims. Right now [REDACTED] has turned around and denied the report made against Mr. Clemmons. She is supporting him instead. But Detective Berg said [REDACTED] and [REDACTED] are very afraid of him, and there was no way that they made up the stories when the incident happened. The charges will move forward. At this point she seems to desperately need help from the DOC to monitor Mr. Clemmons if we can.

I explained to her about the situation of this case and that you are working expeditiously with the IC Commissioner to resolve the issue. Detective Berg also said that it would not be easy if we (the DOC or Pierce County Sheriffs) have to arrest Mr. Clemmons again. She said Mr. Clemmons did not like them. I just want to pass this along to you. Thanks.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

From: Owens, Marjorie (DOC)
Sent: Tuesday, August 04, 2009 3:24 PM
To: Thiem, Houth L. (DOC); Pioli, John C. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

I'm discussing this with our Commissioner. He will contact Arkansas Commissioner to try and resolve this. Do not open the case at this point. Will get back to you as soon as I can.

From: Thiem, Houth L. (DOC)
Sent: Tuesday, August 04, 2009 1:56 PM
To: Owens, Marjorie (DOC); Pioli, John C. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

If we decide to go ahead with the arrest and hearing, I would like to request that Clemmons' case be re-opened so we would have the jurisdiction over him. Thanks.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

From: Thiem, Houth L. (DOC)
Sent: Tuesday, August 04, 2009 1:44 PM
To: Pioli, John C. (DOC)
Cc: Owens, Marjorie (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

The offender is not in custody, and I don't know if he is at the Western State Hospital. The Court gave him until Sept/18 to come up with the evaluation. So, I guess he can go there any day. I think it would be a good idea to detain him and proceed with a hearing. DPA Angelica Mcgaha who handles the Child Rape 2nd case was worried that Clemmons might continue to make contact with the victims.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

From: Pioli, John C. (DOC)
Sent: Tuesday, August 04, 2009 1:39 PM
To: Thiem, Houth L. (DOC)
Cc: Owens, Marjorie (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

is the offender in custody? should we detain and have hearing?

if offender is at Western State, DOC has a staff there Michelle Bonnelycke. We could use her as a contact.

From: Thiem, Houth L. (DOC)
Sent: Tuesday, August 04, 2009 1:35 PM
To: Owens, Marjorie (DOC)
Cc: Pioli, John C. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

I just spoke with both of Pierce County Deputy Prosecuting Attorneys for Case 09-1-02365-6 and 09-1-03166-7. Clemmons showed up for the 7/31/09 hearing for Case 09-1-03166-7 (Child Rape 2nd). Court ordered Clemmons to go to Western State Hospital to obtain a competency evaluation. Court set another hearing date for 9/18/09 for P to come up with the competency evaluation. (Please see my today chrono for more information.)

For Case 09-1-02365-6, a hearing is scheduled for today at 2:45 PM. DPA Hugh Birgenheier said it will be a hearing to raise competency level.

Please let me know if you have any question. Thanks.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

-----Original Message-----

From: Owens, Marjorie (DOC)
 Sent: Tuesday, July 28, 2009 3:54 PM
 To: Thiem, Houth L. (DOC)
 Cc: Pioli, John C. (DOC)
 Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

I just spoke to CCS Pioli. Let's wait to see if the offender shows up for the 7/31/09 Court Hearing. Let me know if he does or doesn't show and we'll dcide what to do then. Thanks!

-----Original Message-----

From: Thiem, Houth L. (DOC)
 Sent: Tuesday, July 28, 2009 10:17 AM
 To: Owens, Marjorie (DOC)
 Subject: FW: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

Administrator Owens,

Could you please advise me what I should do from here? Clemmons is not in the jail anymore. Please read email below for the updates on him. Thank you.

Houth Thiem, CCO2
 NW Offender Minimum Management Unit
 Washington State Department of Corrections
 1516 2nd Ave, Seattle, WA 98101
 Tel (206) 254-4890

-----Original Message-----

From: Glaser, Casey L. (DOC)
 Sent: Tuesday, July 28, 2009 10:12 AM
 To: Pioli, John C. (DOC)
 Cc: Thiem, Houth L. (DOC)
 Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

Looks like he is out and ordered to return to court on 7/31/09 at 9:30 AM for State's Motion To Request An Order For Examination By Western State Hospital (15 day evaluation). I doubt he'll show in which case the court would issue a warrant. I'm new to the court unit so I'm not sure what all you need to do at this point.

-----Original Message-----

From: Pioli, John C. (DOC)
 Sent: Tuesday, July 28, 2009 9:59 AM
 To: Glaser, Casey L. (DOC)

Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

Thank you for the information.

-----Original Message-----

From: Glaser, Casey L. (DOC)
Sent: Tuesday, July 28, 2009 9:59 AM
To: Pioli, John C. (DOC); Thiem, Houth L. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

In reviewing court documents for the child rape charge in Link it appears he may be at Western State for a court ordered competency evaluation.

-----Original Message-----

From: Pioli, John C. (DOC)
Sent: Tuesday, July 28, 2009 9:55 AM
To: Glaser, Casey L. (DOC)
Subject: RE: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

He is here and aware of situation. Thank you

-----Original Message-----

From: Glaser, Casey L. (DOC)
Sent: Tuesday, July 28, 2009 9:32 AM
To: Pioli, John C. (DOC)
Subject: FW: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing

Hi John,

I was going to serve Offender today only to find out he bailed out! Charges for the fugitive warrant were dropped on 7/21 as Arkansas had cancelled their warrant. He was able to bail out as there was no DOC hold. I just left a message for CCO Thiem but wasn't sure if he was in or not. I'm not sure if there are any victims that should be notified. I'm not aware of any active warrants for Offender.

Casey Glaser
Community Corrections Officer
Pierce County Court Unit
Ph: 253 681-2716
Fax: 253 671-4042

-----Original Message-----

From: Ramsdell-Gilkey, Lori M (DOC)
Sent: Thursday, July 23, 2009 5:04 PM
To: Marsh, Dennis C. (DOC); Pioli, John C. (DOC); Thiem, Houth L. (DOC); Taylor, Angelia R. (DOC); Ambrosch, Laura A. (DOC); Ray, Sherry L. (DOC); Glaser, Casey L. (DOC)
Subject: Maurice Clemmons the confusing FOS case who needs a Probable Cause Hearing
Importance: High

OK, I have reviewed this case, read chronos, looked at what is in

ICOTS, and talked to Marjorie Owens at HQ/Interstate.

Here's the major malfunction....besides Kansas canceling their warrant.....if you read the attached Violation Report written 5/20/09, there are 11 violations listed, NONE of which happens to be Failing to Report or Absconding supervision. Abscond "info" was provided in the section below but in my mind that is still not a true allegation. A DWOP was requested for all of the law violations which thereby left NO violations to be addressed, in any kind of hearing, whether it was a full hearing or a Probable Cause hearing.

So, here we are. P is in a local jail with no Arkansas hold and no Washington DOC hold and the offender may or not be able to bail out. We don't want that to happen if we can help it. The only way to get some sort of rein back on this case again is to do the following:

The CCO needs to either amend the original VR and add an allegation of Failing to report to the DOC since _____ or Absconding from supervision with the DOC on or about_____. Print out the amended VR that includes this new allegation and we will hold a PC hearing even though there is no longer a warrant in place. Normally we would not do this but I am willing to work "around" Arkansas on this one. If we find PC, the HO can write, "Recommend return to Arkansas" on their Hearing and Decision Summary and your amended VR along with the H&D Summary can be forwarded to Arkansas and then it is on them if the offender walks.

Let me know if you all understand the strategy here or have any questions.

Lori R-G

Owens, Marjorie (DOC)

Attachment 4

From: Linda Strong [Linda.Strong@arkansas.gov]
Sent: Wednesday, August 05, 2009 11:28 AM
To: Owens, Marjorie (DOC)
Subject: FW: Clemmons, Maurice (ICOTS Case #91473)

The warrant was rescinded. When the pending charges are adjudicated we will reconsider the case.

From: Owens, Marjorie (DOC) [mailto:mowens@DOC1.WA.GOV]
Sent: Thursday, July 23, 2009 10:00 AM
To: Linda Strong; Barry Garland
Subject: FW: Clemmons, Maurice (ICOTS Case #91473)

Please provide your justification for cancelling the abscond warrant. Cancelling the warrant appears to be in violation of the ICAOS Rules. Please explain why you feel cancelling the warrant is not in violation of the ICAOS Rules?

Washington needs to determine if we are going to pursue this issue. At this point, without clarification justifying your actions, Washington is not going to reopen this case and resume supervision. Hopefully the offender will not get out on bail.

I'm concerned that you have no problem releasing your offender into our community, based on his behavior. I thought ICAOS was all about community safety.

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To: Owens, Marjorie (DOC)
Subject: FW: Clemmons, Maurice (ICOTS Case #91473)

From: Barry Garland [mailto:Barry.Garland@arkansas.gov]
Sent: Thursday, July 16, 2009 1:37 PM
To: DOC HQ WA State Compact
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Pearson, Kimberly S. (DOC)

From: Linda Strong [Linda.Strong@arkansas.gov]
Sent: Friday, August 07, 2009 12:43 PM
To: Owens, Marjorie (DOC)
Subject: RE: Maurice Clemmons

Attachment 5

Please let us know when the charges are adjudicated and we will deal with the offender appropriately.

From: Owens, Marjorie (DOC) [mailto:mowens@DOC1.WA.GOV]
Sent: Friday, August 07, 2009 2:38 PM
To: Linda Strong
Subject: Maurice Clemmons

Linda, Washington is going to resume supervision of the offender until the felony charges are adjudicated. We'll reopen the case and get you a violation report for the felony charges.

Pearson, Kimberly S. (DOC)

Attachment 6

From: Weber, Nicholas L. (DOC)
Sent: Thursday, August 20, 2009 7:02 PM
To: Owens, Marjorie (DOC); Thiem, Houth L. (DOC); Poston, Michael A. (DOC); Horn, Christina D. (DOC)
Subject: CLEMMONS arrest

Members of the US Marshal's PNWFAT, including myself, received notification that the warrant for CLEMMONS, Maurice (DOB 02/06/09), had been entered into NCIC late in the day yesterday and we began surveillance on several locations in an attempt to locate CLEMMONS. Today at approximately 4:30PM I observed CLEMMONS leave 774 132nd St S, Tacoma, WA on foot walking his dog Diamond (appears to be a young German Sheppard) on a leash. I coordinated with other members of the Taskforce and Pierce County Patrol Deputies and contacted CLEMMONS near 124th St S. on Park Ave S. CLEMMONS was taken into custody without incident, one of the Pierce County Deputies transported CLEMMONS' dog back to 744 132nd St S. CLEMMONS was booked in the Pierce County Jail on the DOC Escape Warrant.

Thank you all for your help in this matter,

Nicholas Weber
Special Deputy US Marshal
1717 Pacific Ave Rm 1170
Tacoma, WA 98402
Desk- (253)302-8689
Cell- (253)377-0598
FAX- (253)302-8668

11/30/2009