



**FROM THE DESK OF:
SERGEANT JOHN REEVES**

If you have any questions
please call me.

1 - RCW 42.56.240*

is expecting a call to
notify her of the results & wants
to know if Terry will be back at
Mark Morris.

I know they said they didn't want
to talk to Terry, but some
suggestion from Admin. might make
them think otherwise. It might
help resolve the situation if there
is a chance that Terry will return
to the school.

I'll apologize in advance if spell
check didn't catch my errors.

John



Police Department

Memorandum

April 15, 2013

TO: John Reeves, Sergeant
FROM: Captain Deborah Johnson
SUBJECT: Internal Affairs Investigation (14-002)
CC: Captain Huhta, Jim Duscha

On April 15, 2014, Chief Duscha ordered an Internal Affairs Investigation (14-002) regarding the on-duty conduct of Officer Terry Reece. The investigation is the result of information that was received from the Longview School District HR director Chris Fritsch. A fact finding with the principals at Mark Morris High school on 4-15-14, alleged Officer Reece texted inappropriate comments to a 15 year old female student, kept her under surveillance, and asked her out repeatedly. The student did not return to school today because of the officer's behavior.

You are being assigned to conduct the Internal Affairs investigation. Please contact me if you have questions.

A handwritten signature in cursive script that reads "Deborah Johnson".

DEBORAH JOHNSON
Captain

DJ



Police Department

Memorandum

April 15, 2014

TO: Terry Reece, Officer

FROM: Deborah Johnson, Captain

SUBJECT: Notice of Immediate Change of Status to Paid Administrative Leave Until Further Notice

CC: Chief Duscha, Human Resources Department, Personnel File

You are hereby notified that the Longview Police Department, under the authority and direction of Chief Duscha is placing you on paid administrative leave status. This is due to an administrative investigation (14-002) where you were alleged to have asked a 15 year old female student out to lunch repeatedly, texted inappropriate comments and keep her under surveillance. You will remain on paid administrative leave status until the Chief of Police determines the investigations to be concluded and a decision is made regarding the investigative findings.

During the period of paid administrative leave status, you are assigned to your primary residence and will remain at that address during your assigned work hours. Effective immediately, your assigned work hours will be 0630 hours until 1430 hours on each of your assigned work days. Your assignment is Monday through Friday, (Five 8-hour days on followed by two days off). Should you find it necessary to leave your primary residence during your assigned work hours on a regularly assigned work day, you are required to notify Captain Johnson immediately. In the event you are unable to contact Captain Johnson, you are to notify another member of the command staff---Captain Huhta or Chief Duscha in that order.

You are directed not to discuss the investigation with anyone who may be involved in the investigation. Further, you are ordered to remain absent from the Longview Police Department during your administrative leave status, unless


requested to report by the Chief of Police, a Captain or an officer of the Longview Police Guild for purposes of discussing your leave status.

Further, you are directed to have no contact with the Cowlitz County Communications/9-1-1 Center, the Cowlitz County Law Enforcement Records Department or the Longview Police Satellite Office nor any of the employees or personnel of the aforementioned entities. You will make no attempt to access records of any type from the Longview Police Department or the criminal justice system unless in response to a court subpoena or with prior approval of the Chief of Police or a Longview Police Captain. Failure to comply with the terms of this notice may result in discipline, up to and including termination.

During your administrative leave, all police powers are suspended. You are ordered to surrender all LPD badges, LPD identification cards, your department issued handgun and your building keys.

This order is being issued under the authority of Longview Police Chief Jim Duscha.

I have read and understand the above notice and have received a copy for my records.



Terry Reece

Witness: Manfred (date) 4/15/14

Witness: Deborah Johnson (date) 4/15/14

DEBORAH JOHNSON
Captain



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duseha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

April 16, 2014

TO: Captain Johnson

FROM: Sgt. Reeves

SUBJECT: Personnel Complaint IA#14-002

Case Summary:

On 4/15/14, Capt. Johnson was contacted by the Longview School District regarding a complaint against School Resource Officer Terry Reece. The complaint had been lodged by [1 - RCW 42.56.240*] who is the mother of [2 - RCW 7.69A.030...] sophomore at Mark Morris High School. [1 - RCW 42.56...] indicated that Officer Reece had sent inappropriate text messages to [2 - RCW...] repeatedly asked [2 - RCW...] out to lunch, and appeared to be keeping track of [2 - RCW...] without reason. The lunch requests and text messages were reported to have started on April 11th and continued through the 15th, at which time [1 - RCW 42.56.2...] removed [2 - RCW...] from school for the day and contacted the Mark Morris High School administration. This led to Capt. Johnson being contacted. Based on the allegations, Ofc. Reece was placed on administrative leave while this internal investigation was being conducted.

On 4/15/14, Capt. Johnson contacted me and advised I was assigned this internal investigation. Capt. Johnson provided a brief overview of the complaint. Capt. Johnson provided me with copies of photographs showing text messages on [2 - RCW 7.6...] cell phone that were reported to have been sent by Ofc. Reece. Capt. Johnson also provided me with a copy of the memorandum to Ofc. Reece advising him of his administrative leave status. I was also given Ofc. Reece's department issued cell phone as evidence.

On 4/15/14, I interviewed [1 - RCW 42.5...] and [2 - RCW 7.69A.03...] to get details about the complaint. Later in the day I also interviewed [2 - RCW 7...] friend, [2 - RCW 7.69A.030...] to confirm information provided by [2 - RCW...]. On 4/16/14, I interviewed Asst. Principal Tracy Schroeder and viewed surveillance footage from Mark Morris High School. Ofc. Reece's department cell phone was forensically processed by Det. Meadows at my request. A review of the information downloaded during the forensic analysis was consistent with information gathered during interviews, and no other compelling evidence was found. I interviewed Ofc. Reece on the afternoon of 4/16/14. Information from Ofc. Reece was generally consistent with information obtained during the other interviews. Based on information developed during the interviews and the forensic analysis of the cell phone, additional interviews of other students was deemed unnecessary at this time.

This report details information gathered during the investigation and is being submitted for administrative review.



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

Applicable Allegations:

1. Longview Police Department Policy Manual Chapter 3: Conduct, Section 340.3.2 (ab) "Any other on-duty or off-duty conduct which any employee knows or reasonably should know is unbecoming a member of the Department or which is contrary to good order, efficiency or morale, or which tends to reflect unfavorably upon the Department or its members".
2. City of Longview Civil Service Rules (revised February 2012) Chapter 13: Employee Conduct, Disciplinary Action, Appeals; section 13.5.11 "Conduct unbecoming an officer or the service".

Complainant and Witness Interview:

1 - RCW 42.56.240*

2 - RCW 7.69A.030 (4) (7/20/98)

1 - RCW 7.69A.030 (4), Longview

1 - RCW 42.56.240* cell)

2 - RCW 7.69A.030 (4) cell)

On 4/15/14 around 1230 hrs., I contacted [1 - RCW 42.56.240*] and [2 - RCW 7.69A.030] at their residence on [1 - RCW 42.56.240*]. I advised the [2 - RCW 7.69A.030] that I had been assigned to investigate their complaint. I asked [1 - RCW 42.56.240*] and [2 - RCW 7.69A.030] to explain what had happened. [1 - RCW 42.56.240*] explained that she learned over the weekend that [2 - RCW 7.69A.030] had received text messages from Ofc. Reece and that he had asked [2 - RCW 7.69A.030] out to lunch. [1 - RCW 42.56.240*] said [2 - RCW 7.69A.030] received additional text messages from Ofc. Reece on Monday, 4/14, so [1 - RCW 42.56.240*] decided she was going to contact the school administration about the situation. [1 - RCW 42.56.240*] said she contacted Vice Principal Blackmon, and that Principal Suek joined the meeting after [1 - RCW 42.56.240*] had explained the issue to Mr. Blackmon. [1 - RCW 42.56.240*] said she didn't think Ofc. Reece's messages and actions were appropriate or professional. [1 - RCW 42.56.240*] said she was tempted to confront Ofc. Reece herself, but she thought better of it and decided to contact the administrators so they could deal with the situation. On Tuesday morning, [1 - RCW 42.56.240*] said she planned on walking [2 - RCW 7.69A.030] into class if they saw Ofc. Reece's patrol car in the parking lot. [1 - RCW 42.56.240*] said they saw the patrol car and Ofc. Reece standing near the entrance to the school when they arrived. [2 - RCW 7.69A.030] didn't want her mom walking her into the school so [2 - RCW 7.69A.030] entered the school through a different entrance. A short time later [1 - RCW 42.56.240*] said [2 - RCW 7.69A.030] contacted her and advised Ofc. Reece had sent another text message. [1 - RCW 42.56.240*] said [2 - RCW 7.69A.030] was obviously concerned and felt uncomfortable being at the school since Ofc. Reece had continued to send her text messages and asked her to lunch the past couple of days. [1 - RCW 42.56.240*] said she heard about another text being sent she went straight to Principal Suek to express her concern. [1 - RCW 42.56.240*] said she took [2 - RCW 7.69A.030] out of school for the rest of the day and took [2 - RCW 7.69A.030] home.

I asked [2 - RCW 7.69A.030] to explain what had happened. [2 - RCW 7.69A.030] stated that the text messages started on Friday, 4/11. [2 - RCW 7.69A.030] said she received a text message on her phone commenting on her ripped abs. [2 - RCW 7.69A.030] indicated she didn't recognize the phone number the text came from so she responded asking who it was. [2 - RCW 7.69A.030] said she got a response saying it was "[2 - RCW 7.69A.030]". [2 - RCW 7.69A.030] explained that [2 - RCW 7.69A.030] is another student at Mark Morris that likes [2 - RCW 7.69A.030] and pesters her at times. [2 - RCW 7.69A.030] indicated that [2 - RCW 7.69A.030] has some special needs and she avoids [2 - RCW 7.69A.030] and does not socialize with him. [2 - RCW 7.69A.030] said the messages also included an invitation to lunch. [2 - RCW 7.69A.030] said at the time she did not know who was sending the messages, but she was sure it wasn't [2 - RCW 7.69A.030]. A short time later, [2 - RCW 7.69A.030] said she saw Ofc. Reece near the bathrooms in the front hallway. [2 - RCW 7.69A.030] said some other kids had been saying stuff to her in class that made her upset so she had



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

gone to the bathroom because she was crying. [2 - RCW ...] said Ofc. Reece saw her and asked if everything was okay. [2 - RCW ...] said she didn't want to talk about it so she turned away from Ofc. Reece so she didn't start crying again. [2 - RCW ...] said she then walked into the bathroom. [2 - RCW ...] said she got some more text messages telling her to come out of the bathroom and that was when she learned the previous text messages were from Ofc. Reece. [2 - RCW ...] said she exited the bathroom and that Ofc. Reece walked her to class. [2 - RCW ...] said she asked Ofc. Reece how he got her phone number. [2 - RCW ...] said Ofc. Reece began to say her phone number, but that he actually recited her mom's cell number. [2 - RCW 7.6... number is [2 - RCW 7.69A... and [1 - RCW 42.56... is [1 - RCW 42.56... [2 - RCW ...] said she believed Ofc. Reece said he had got her phone number from [1 - RCW 42.5... [2 - RCW ...] thought this was strange because she didn't think her mom would give [2 - RCW 7.6... number.

[1 - RCW 42.5... indicated that she had not given her or [2 - RCW 7... phone number to Ofc. Reece. I asked [1 - RCW 42.5... if she had prior contact with Ofc. Reece. [1 - RCW 42... said she knows Ofc. Reece by seeing him at the school when she drops off or picks up [2 - RCW ...] [1 - RCW 42... said there was one time in the past when she had contact with Ofc. Reece, but it was away from the school. [1 - RCW 42.5... explained that she is a hospice care nurse. [1 - RCW 42.5... said about 4-5 months ago she got a call to go to a residential care facility on 50th Ave. When she arrived she saw Ofc. Reece at the residence. [1 - RCW 42... explained that Ofc. Reece's mother had died. I later learned that it was actually Ofc. Reece's grandmother that had died. I asked [1 - RCW 42... if she would have given her phone number to Ofc. Reece at that time, but she said that did not happen.

[1 - RCW 42... and [2 - RCW ...] said they later learned that Ofc. Reece had got [2 - RCW 7.6... phone number from [2 - RCW 7.6... friend [2 - RCW 7.69A.030... [1 - RCW 42.5... said [2 - RCW ...] had spent the night on Friday night. [1 - RCW 42.5... and [2 - RCW ...] were trying to figure out how Ofc. Reece would have got [2 - RCW 7.6... number so they asked [2 - RCW ...] about it. They said [2 - RCW ...] told them that she had provided the number when Ofc. Reece asked for it. [1 - RCW 42.56... and [2 - RCW ...] said [2 - RCW ...] knows that Ofc. Reece sent [2 - RCW ...] some text messages, but [2 - RCW ...] was not told the content of the messages. [1 - RCW 42.5... said she has talked to [2 - RCW ...] mom and explained the situation. [1 - RCW 42.56... said she has asked [2 - RCW ...] and her mother to not talk about the situation because they don't want kids to give [2 - RCW ...] any grief about the issue.

[2 - RCW ...] went on to say that she received additional text messages from Ofc. Reece around lunch time on Friday and then again on Monday. [2 - RCW ...] indicated some of the messages were an invitation to go to lunch, which she declined.

On Tuesday morning, [2 - RCW ...] said she arrived at school and saw Ofc. Reece standing with some of her friends at the front of the school. [2 - RCW ...] said she did not feel comfortable being around Ofc. Reece because of the messages he had been sending her. [2 - RCW ...] said she took another entrance into the school and went to her locker. As she was walking to the other entrance she said she heard someone whistle, but she does not know if it was Ofc. Reece or not. After going to her locker, [2 - RCW ...] said she went back to the front of the school and stood with a different group of people that were not by Ofc. Reece. [2 - RCW ...] said she received another text from Ofc. Reece asking about lunch again. [2 - RCW ...] said she then called her mom and told her about the additional text.



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duseha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

I asked [2 - RCW ...] if she knew whether or not Ofc. Reece texted other students. [2 - RCW ...] said she had heard Ofc. Reece had texted [2 - RCW 7.69A.030 (4)]. I asked [2 - RCW ...] to explain. [2 - RCW ...] said [2 - RCW ...] had told her about being in a class when [2 - RCW 7.69A.0...] had said she received a text from Ofc. Reece. [2 - RCW ...] said [2 - RCW 7...] told her that [2 - RCW 7.69A.0...] was falling asleep and woke up when her phone buzzed. [2 - RCW 7.69A.0...] supposedly looked at the message and then stated Ofc. Reece had just texted her. [2 - RCW ...] didn't know what the content of the message was.

I asked [2 - RCW ...] what her relationship with Ofc. Reece was. [2 - RCW ...] said she talks to Ofc. Reece when she sees him in the hallways or around the school. [2 - RCW ...] said sometimes she is with a group of her friends and other times she is alone. I asked if Ofc. Reece had ever acted inappropriate with her or said anything she thought was inappropriate. [2 - RCW ...] said that he had not. [2 - RCW ...] said that he does joke with her and the other kids and will pick on them in a joking way. [2 - RCW ...] indicated she had not been offended by this personally in the past and took it to be joking. [2 - RCW ...] said she had never received text messages from Ofc. Reece before Friday, and that she had never previously sent any messages to him. [2 - RCW ...] thought the messages were strange and it made her feel uncomfortable.

[1 - RCW 42.5...] indicated she was concerned by Ofc. Reece's text messages and feels that Ofc. Reece is keeping an eye on [2 - RCW ...]. [1 - RCW 42...] explained that Ofc. Reece lives a couple blocks away from them and that he has told [2 - RCW ...] that she knows where she lives. I asked [2 - RCW ...] to explain. [2 - RCW ...] said sometime during a past conversation it came up that Ofc. Reece lived near her neighborhood. [2 - RCW ...] said she learned that Ofc. Reece had moved into a house where one of [2 - RCW 7.6...] friends had previously lived. Based on information she had heard about Ofc. Reece's house and knowing that her friend had just moved out of a house, [2 - RCW ...] said she figured out where Ofc. Reece lived. As part of one of those conversations it came up that [2 - RCW ...] lived on [2 - RCW 7.69A.03...] in a two story [1 - RCW ...] house. [2 - RCW ...] said Ofc. Reece used to make comments about them living in the same area on Aspen St. [2 - RCW ...] said she would correct him and say she doesn't live on Aspen St. More recently, [2 - RCW ...] said Ofc. Reece made a comment that she lives at [2 - RCW 7.69A.030 (4)] and described the house and the vehicles there. [2 - RCW ...] thought this was kind of strange that he knew the actual address, but she said she has seen Ofc. Reece walking his dog in the area along with his family. I asked [2 - RCW ...] if she had ever seen Ofc. Reece walking by her house specifically, and she said she hadn't. I re-assured [2 - RCW ...] and [1 - RCW 42...] that Ofc. Reece was aware of this investigation and that he had been advised not to contact anyone involved. I also provided [1 - RCW 42.5...] with my business card and cell phone number. I advised [1 - RCW 42.5...] to call me immediately if Ofc. Reece was seen around their residence.

I asked [2 - RCW ...] if she had ever been to Ofc. Reece's house. [2 - RCW ...] stated that she had been there one time. [2 - RCW ...] explained that she and some of her friend's went to his house on New Year's Eve and "ding dong ditched" his house. [2 - RCW 7...] said she and one other girl were the only ones willing to actually go up to the door and knock. [2 - RCW ...] said she never saw anyone come to the door and she doesn't think anyone was home. [2 - RCW ...] said the following week at school Ofc. Reece talked about the kids ding dong ditching his house. [2 - RCW ...] said Ofc. Reece made a comment about knowing she did it because she was caught on surveillance cameras. [2 - RCW ...] said she never did it again after that.



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duseha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

I showed the pictures of the text messages that I had been provided by Capt. Johnson. [2 - RCW ...] and [1 - RCW 42.5...] confirmed the phones in the pictures belonged to them, and that it showed the messages that were exchanged between [2 - RCW ...] and Ofc. Reece. One of the pictures shows a contact info page that is titled "Officer Reece". I asked [2 - RCW ...] about the contact page. [1 - RCW 42.5...] also questioned [2 - RCW ...] because she said when she first saw the texts on [2 - RCW 7....] phone it didn't say Officer Reece. [2 - RCW ...] explained that she had entered the contact as Officer Reece after she showed her mom the texts. [2 - RCW ...] said she wanted to make sure she didn't accidentally delete the message because they were only labeled with the phone number. [2 - RCW ...] said she entered the contact as Officer Reece so she could recognize the message string. [2 - RCW ...] confirmed that she had never exchanged text messages with Ofc. Reece prior to Friday.

I explained to [1 - RCW 42.5...] and [2 - RCW ...] that Ofc. Reece's actions at this point were not criminal, but that I would be looking at potential policy violations. I advised them that I was not making a decision on whether it was right or wrong for Ofc. Reece to have text message contacts with students, but I did indicate I was concerned about the appropriateness regarding the content of some of the messages. I asked [1 - RCW 42.56...] and [2 - RCW ...] what type of resolution they were looking for. [1 - RCW 42.5...] said she had struggled with that because she wasn't trying to get someone in trouble, but she indicated it was Ofc. Reece's actions that created this situation. [1 - RCW 42....] said she is concerned for her daughter's safety and well-being, and feels that Ofc. Reece's actions were not professional and inappropriate. [1 - RCW 42.5...] went on to say that [2 - RCW ...] is uncomfortable being around Ofc. Reece now. [1 - RCW 42.5...] said if Ofc. Reece is allowed to come back to the school that she would request a transfer for [2 - RC...]. [1 - RCW 42.5...] said she doesn't think [2 - RCW ...] should have to feel uncomfortable at school since it was Ofc. Reece that created the situation. I asked [1 - RCW 42....] and [2 - RC...] if after the investigation was complete if they would be interested in sitting down with a school administrator or Longview Police administrator, along with Ofc. Reece, to discuss the matter. Both stated that they were not interested and [2 - RC...] said she did not want to talk to Ofc. Reece at all.

[1 - RCW 42....] advised that they were trying to keep the information about the incident contained. [1 - RCW 42....] said she knows Ofc. Reece is well liked by a lot of students. [1 - RCW 42....] didn't want students to blame [2 - RCW ...] if Ofc. Reece got in trouble. I explained that the only student I planned on talking to at this time was [2 - RCW 7.69A.030...]. [1 - RCW 42....] and [2 - RCW ...] said they thought [2 - RCW 7....] would not go around talking about it if she was told not to.

I ended my contact with [1 - RCW 42.5...] and [2 - RCW ...]. [1 - RCW 42.5...] asked to be contacted with the outcome of the investigation and to be alerted the night before if Ofc. Reece was going to be returning to Mark Morris High School.

Witness Interview:

[2 - RCW 7.69A.030 (4)] (3/4/98)
[2 - RCW 7.69A.030 (4)], Longview

[2 - RCW 7.69A.030 (4)] cell)

On 4/15/14 around 1440 hrs., I interviewed [2 - RCW 7.69A.03....] at the Longview Police Dept. [2 - RCW ...] was accompanied by her mom, [2 - RCW 7.69A.030 (4)]. I confirmed with [2 - RCW ...] that she was aware of text messages



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

being sent from Ofc. Reece to [2-RC...]. I asked [2-RCW...] to tell me what she knew about the situation. [2-RCW...] stated that she was walking in the hallway when she saw Ofc. Reece. She said Ofc. Reece asked her what [2-RCW 7.6...] cell phone number was. [2-RCW...] said Ofc. Reece went on to say that he was going to text [2-RCW...] and play a prank on her. [2-RCW...] said she gave Ofc. Reece [2-RCW 7.6...] number and she saw him send the first text. [2-RCW 7...] said the message said something about [2-RCW 7.6...] abs. [2-RCW...] said she saw that Ofc. Reece got a message back asking who it was. [2-RCW 7...] said she then walked into class and didn't know what other texts were sent. [2-RCW...] said she later talked to [2-RC...] and found out that Ofc. Reece had sent a text saying he was [2-RCW 7.69A.030...]. [2-RCW...] explained that [2-RC...] is another student that likes [2-RCW...]. [2-RCW 7...] indicated she didn't know the exact content of the texts.

I asked [2-RCW...] if she receives texts from Ofc. Reece, and she indicated she did not. I asked if she knew other students that texted with Ofc. Reece. [2-RCW...] said [2-RCW 7.69A.030 (4)] has texted with Ofc. Reece. I asked [2-RCW...] to explain. [2-RCW...] said she was in history class and [2-RCW 7.69A...] was falling asleep. [2-RCW...] said [2-RCW 7.69A.030...] phone went off and woke her up. [2-RCW 7.69A...] looked at the message and then made the comment that Ofc. Reece had texted her. [2-RCW...] said [2-RCW 7.69A.0...] did not comment on what the message was about. [2-RCW...] thought it was strange that Ofc. Reece would be sending texts to her friend and also another girl that she knows.

I asked [2-RCW...] about her relationship with Ofc. Reece. [2-RCW...] advised that she talks to Ofc. Reece when she sees him in the hallways and other locations around the school. [2-RCW...] said Ofc. Reece talks to her and her friends frequently. [2-RCW...] indicated that it was common for Ofc. Reece to laugh and joke around with the students. [2-RCW 7...] said he often picks on her, but she knows that he is joking. [2-RCW...] says she dishes it out to Ofc. Reece as much as he gives it to her. [2-RCW 7...] said she thinks he picks on her because he knows she will pick on him back. I asked [2-RCW 7...] if she had ever seen Ofc. Reece act or say something inappropriate when he is interacting with students. [2-RCW...] said she had never seen or heard Ofc. Reece say or do something inappropriate.

I talked to [2-RCW...] about Ofc. Reece knowing where [2-RCW...] lives. [2-RCW...] said that in the past he was talking to their group of friends and the topic where people lived came up. During the conversation [2-RCW...] said she lived on [2-RCW 7.69A.0...]. [2-RCW...] said Ofc. Reece described the house and new the address. [2-RCW...] said she didn't think much of it. She figured he had seen [2-RCW 7...] parent's cars and recognized the house description that [2-RCW...] had given to put it together that it was [2-RCW 7...] residence. I asked [2-RCW...] if she was involved with the group that had ding dong ditched Ofc. Reece's house on New Year's Eve. [2-RCW...] said she wasn't there.

[2-RCW 7...] did not have any further information relevant to the investigation. I asked [2-RCW...] not to talk other people about the text messages so that it did not cause problems for [2-RCW...] [2-RCW 7...] said she understood, and her mother indicated she had also told [2-RCW...] to not talk to others about the situation. [2-RCW...] indicated she understood.

Witness Interview:

Vice Principal Tracy Schroeder

360-575-7663



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duschka
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

Mark Morris High School

On 4/16/14 around 1000 hrs., I contacted Vice Principal Schroeder at Mark Morris High School. Principal Suek and Vice Principal Blackmon were not available at the time. I asked Vice Principal Schroeder if she was aware of the investigation involving Ofc. Reece. She advised that the other administrators had discussed the situation with her.

I asked Vice Principal Schroeder her opinion regarding Ofc. Reece as the school resource officer. Vice Principal Schroeder said she had worked with Ofc. Reece the past two years and she was very complimentary of the rapport he had built with the students. She stated that there are students that will tell Ofc. Reece things that they won't tell teachers or school administrators. Vice Principal Schroeder said she knows Ofc. Reece will joke around with the students, but she believes it has helped him build positive relationships with the students. I asked if she had observed him acting inappropriately or saying inappropriate things. Vice Principal Schroeder said she had not.

As we discussed the issue with the text messages, Vice Principal Schroeder stated that Ofc. Reece had told her about sending [REDACTED] a text message as a prank and pretending the sender was [REDACTED]. Vice Principal Schroeder said she did not know the content of the messages. I asked her what she thought when Ofc. Reece commented he was pulling the prank. Vice Principal Schroeder said she didn't think too much of it at the time, and believes she made a comment similar to, "oh, you're bad". I interpreted the tone of this comment to be in a joking manner rather than in a tone to indicate someone did something wrong and should be punished.

I asked Vice Principal Schroeder if the administrators had talked about what they thought would be an acceptable resolution. She stated that they hadn't. She commented that it would have to be addressed with Chris Fritsch at the school district administration. She did state that the high school administrators were leaving it up to Longview PD to investigate since Ofc. Reece is a police employee and not a school district employee.

I asked Vice Principal Schroeder if she could show me video surveillance from the school on 4/11/14. I explained that I was interested in seeing video of the front hallway near the bathrooms around 1000 hrs. This coordinated with times on the text messages for when [REDACTED] said she had talked to Ofc. Reece near the bathrooms. Vice Principal Schroeder located the footage. The footage shows [REDACTED] near the bathroom and Ofc. Reece approaches. Ofc. Reece is out of camera view, but it appears [REDACTED] walks to the area where Ofc. Reece is last seen, and then she walks into the bathroom. Ofc. Reece comes back into view and can be seen standing near the lockers across from the bathroom. It appears Ofc. Reece has a phone in his hand. [REDACTED] is seen exiting the restroom and contacting Ofc. Reece again. The two of them then exit the doors on the south end of the hallway. Another camera angles shows them walking along the walkway outside the building and it appears [REDACTED] walks to a classroom. I asked Vice Principal Schroeder if she could download the video onto a CD. Vice Principal Schroeder agreed and provided me with a CD. When I returned to the police department I attempted to view the CD and learned the video was not successfully burned to the CD. I contacted Vice Principal Schroeder and she provided me another CD on 4/17/14 that did contain the requested videos.



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duschka
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

When I ended my contact with Vice Principal Schroeder I gave her a business card and asked that she have Principal Suek and Vice Principal Blackmon call me if they had information they wanted to provide to me. I have not received calls from either of them.

Subject Interview:

Ofc. Terry Reece

On 4/15/14 around 1700 hrs., I contacted Ofc. Reece by telephone. I advised him that I had been assigned the investigation and he said Capt. Johnson had informed him. I said I would normally provide him a letter, but since he was placed on administrative leave I was contacting him by telephone. I told Ofc. Reece I wanted to schedule an interview time. In order to provide 24 hrs. notice as required by contract, I suggested the morning of 4/17. Ofc. Reece indicated he wanted to waive the 24 hr. notice and asked to have the interview on 4/16. We agreed on a time of 1300 hrs. in the small conference room at LPD. Ofc. Reece advised he had been in contact with Ofc. Deisher in regards to Guild representation. Ofc. Reece was eager to have the interview so the investigation could be finished and he could return to work. Ofc. Reece arrived for the interview ahead of the scheduled time. I met him and Ofc. Deisher in the small conference room at 1300 hrs. I gave Ofc. Reece a memorandum advising him of the investigation and his order to cooperate with the investigation. Ofc. Reece signed the memorandum, and he was provided a copy at the end of the interview. Ofc. Reece was asked if he wanted the interview recorded and he declined. Ofc. Deisher was present during the interview as Ofc. Reece's Guild representative.

I advised Ofc. Reece that the investigation was in regards to text messages he had sent to [REDACTED] 2 - RCW 7.69A.030... and his interactions with her. I asked Ofc. Reece to explain his actions. Ofc. Reece began by saying that he tries to have a friendly and joking relationship with the students in order to develop a rapport and gain their trust and respect. Ofc. Reece said he has learned it is easier to develop a rapport with the students by having a smile on his face and being friendly rather than being a "hard ass". Ofc. Reece said he knows when it is time to be serious, but the rest of the time he tries to mingle and joke around with the students. Ofc. Reece said the texts with [REDACTED] 2 - RCW... were meant to be a joke. He said he has had a great rapport with [REDACTED] 2 - RCW... and her friends in the past, and that his actions were simply meant to be funny and a joke.

I asked how the situation started. Ofc. Reece said he couldn't remember if it was Thursday or Friday (4/10 or 4/11) of last week. He said he was standing near the front entrance of the school in the morning like he normally does. Ofc. Reece explains he tries to be at this location in the morning because it is where a large amount of the students congregate and he wants to make sure there are no problems. While observing the students he said he saw [REDACTED] 2 - RCW 7.69A.030... get dropped off and head into school. Ofc. Reece said he noticed that [REDACTED] 2 - RCW... was wearing a top that was exposing her midsection. Ofc. Reece said he contacted [REDACTED] 2 - RCW... and told her that her top was in violation of the school's dress policy. Ofc. Reece said [REDACTED] 2 - RCW... was wearing a sweater and he told her she needed to button up the sweater. Ofc. Reece said [REDACTED] 2 - RCW... responded back by saying he's not a real cop and that he can't do anything about it. He said he



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

replied by saying if it was necessary he would call her mom and have her bring other clothes or take [2 - RCW ...] home. Ofc. Reece said [2 - RCW ...] kept walking and he did not press the issue further. He said he went about his business. Around the bell for second period he said he was talking to [2 - RCW 7.69A.030 ...] in the hallway. Ofc. Reece said he saw [2 - RCW ...] approaching and noticed she still had her midsection exposed in violation of the dress code. Ofc. Reece said [2 - RCW ...] walked into class, but he did not say anything to her. Ofc. Reece was still talking to [2 - RCW ...] and he said he asked her for [2 - RCW 7.6...] phone number. Ofc. Reece said he told [2 - RCW ...] he wanted to pull a prank on [2 - RCW ...]. Ofc. Reece said [2 - RCW 7...] gave him the number and he sent a message to [2 - RCW ...]. I asked what he said in the text. Ofc. Reece said he made some type of comment about her ripped abs and looking good, and asking if she wanted to go to lunch. Ofc. Reece said [2 - RCW ...] sent a message back asking who sent the message. Ofc. Reece said he sent a message back pretending to be [2 - RCW 7.69A.030 ...]. Ofc. Reece indicated he knew [2 - RCW ...] was a student at the school that liked [2 - RCW ...]. Ofc. Reece said he sent a message about his number should be in her contacts, and then he said he had a car. He said he sent her some texts about going to lunch and that he had named off several restaurants that he thought of off the top of his head. Ofc. Reece said he was still joking around and that he did not actually intend to go to lunch with [2 - RCW ...].

I reviewed the copies of the text messages with Ofc. Reece. He indicated they were the messages that he had sent and the replies [2 - RCW ...] had sent. In the text string it looks like there are several messages that are part of one continuous conversation, but Ofc. Reece explained that messages were actually broken up into smaller conversations that occurred during different parts of the day. Ofc. Reece explained that the first several texts and replies from [2 - RCW ...] were around the time he first got [2 - RCW 7.6...] number. The next group of texts was around the time he contacted [2 - RCW ...] near the bathroom in the front hallway. Ofc. Reece said another section of texts was around lunch time and listed several restaurants. Ofc. Reece said he thought it was Monday when he sent [2 - RCW ...] another message. Ofc. Reece said he saw [2 - RCW ...] walking into school in the morning and sent a comment about her shoes. Ofc. Reece said it was in reference to ongoing banter that he has with [2 - RCW ...] and [2 - RCW 7...] about their shoes. Ofc. Reece said he saw her again Tuesday morning standing around waiting for school to start. Ofc. Reece said he saw she had her cell phone in her hand so he sent her a message joking around about going to lunch.

I asked Ofc. Reece to explain the contact and messages with [2 - RCW ...] when she was near the bathroom. Ofc. Reece said he thought he was delivering detention slips when he saw [2 - RCW ...] near the bathroom in the front hallway. Ofc. Reece said he noticed [2 - RCW 7...] eyes were red and watery like she was upset. He said he asked her what was going on and if she wanted to talk about it. He said she told him she was fine and she walked into the bathroom. Ofc. Reece said it clear that she was bothered by something. He said he called to her to come out of the bathroom, but she did not comply. He said he was initially going to walk away, but then he thought about texting her because she had responded to the texts earlier. Ofc. Reece said he sent her a text telling her to come out of the bathroom. He said [2 - RCW ...] came out and he told her that he had sent her the texts pretending to be [2 - RCW 7.69A.030 (4)]. He said they laughed about it. He said [2 - RCW ...] wouldn't tell him what was bothering her so he headed out the building to continue passing out the detention slips. He said he doesn't remember where [2 - RCW ...] went, but believes she walked out the doorway too.



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duseha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

I also asked Ofc. Reece about the invitations to lunch. Ofc. Reece said he was still joking around and sent [2 - RCW...] some texts about going to lunch. He said he listed off several restaurants that he knew the kids went to around the school. Ofc. Reece said he never intended to go to lunch with [2 - RCW...] and that he was just trying to joke around with her. I asked Ofc. Reece if he ever went to lunch with any student, and he said he had not. Ofc. Reece said for the first year he was an RSO he ate lunch alone because he didn't feel comfortable going into the teacher's lounge. He explained that he doesn't take a lunch break until after the students have their lunches. He said the teachers take their lunches the same time the students do so he generally doesn't eat with any of the teachers. However, this year he said he has been eating his lunches with Jamie Allred and Annette Bradshaw. He said both ladies are part of the staff and they take their lunches after the student lunches so it is convenient for the three of them to eat together.

I asked Ofc. Reece if he exchanged text messages with other students. Ofc. Reece said there are a few students that he has given his cell phone number to, and that he has exchanged messages with those kids. Ofc. Reece went on to explain that a few students have proven to be reliable sources of information. In order to facilitate that exchange of information, Ofc. Reece said he gave those students his number. Ofc. Reece listed the students he could remember that were in his contact list: [2 - RCW 7.69A.030 (4)], [2 - RCW 7.69A.03...], (nick name-Ofc. Reece indicated he didn't know what [2 - RCW 7.6...], last name actually was), [2 - RCW 7.69A.0...], (couldn't recall last name), [2 - RCW 7.69A.030 ...], and [2 - RCW 7.69A.03...]. Ofc. Reece said there might be a couple more, but he also said there are some names of prior students that he hadn't taken the time to remove. Ofc. Reece said he thinks there are a couple contacts of students that had been entered by Ofc. Taylor when she was the school resource officer, which Ofc. Reece hadn't bothered with deleting. Ofc. Reece said the most recent students he had added were [2 - RCW 7.69A.030 ...] and [2 - RCW 7.69A....]. Ofc. Reece explained that [2 - RCW 7.69A.0...] tends to get very emotional and she gets picked on by other students a lot. Ofc. Reece said a few days ago he was talking to [2 - RCW 7.69A.0...] and provided his cell number and told her if she was having troubles he could call him. Ofc. Reece said at the time this happened [2 - RCW 7.69A.030...] was standing nearby and said he wanted Ofc. Reece's number too. Ofc. Reece initially said no because [2 - RCW...] used to hang with the "doper" crowd and get into trouble. However, Ofc. Reece said [2 - RCW...] seems to have been staying out of trouble and making better decisions. Ofc. Reece said he decided to give [2 - RCW...] his number because he thought [2 - RCW...] might be a good resource for information regarding the doper crowd. Ofc. Reece said he has exchanged a few texts with these students, but they were short messages and insignificant.

I went back to talking about [2 - RCW...] and asked Ofc. Reece if he knew where she lived. Ofc. Reece replied that he knew she lived on [2 - RCW 7.69A.030 (4)]. I asked how he knew that information. Ofc. Reece said that during casual conversation with [2 - RCW...] and her friends it came up that she lived on [2 - RCW 7.69A.030 (...)]. Ofc. Reece said [2 - RCW...] described it as a [2 - RCW...] two story house. Ofc. Reece said that while taking his dog on regular walks he takes different routes around his neighborhood. Ofc. Reece said sometimes he loops around [2 - RCW 7.69A.030 (4)]. While walking along the street one day he recognized the black Chrysler 300 that he had seen used to pick up and drop off [2 - RCW...] at school. Ofc. Reece said it was parked at a [1 - RCW...] two story house so he put the clues together and figured it was [2 - RCW 7...] house. Ofc. Reece said there's a truck that parks at the house too that's associated with a logging company, but he wasn't sure which company it was. Ofc. Reece said he teases [2 - RCW...] by saying he was walking his dog on Aspen where she



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

lives. Ofc. Reece says [2 - RCW ...] corrects him and says she doesn't live on Aspen. Ofc. Reece said he did not remember what the actual address was for [2 - RCW 7....] house. Ofc. Reece said he has never seen [2 - RCW ...] or anyone else at the house when he has gone by walking his dog. Ofc. Reece indicated that [2 - RCW...] also knows where he lives. Ofc. Reece said [2 - RC...] was friends with the family he bought the house from. Based on some basic descriptions of the house and knowing that her friend had recently moved from the house, [2 - RC...] was able to figure out which house he lived in. Ofc. Reece said he tells the kids he doesn't live there, but he knows the kids know he is lying and that he does really live there. Ofc. Reece said [2 - RCW ...] and some of her friends "ding dong ditched" his house last New Year's Eve. Ofc. Reece said he wasn't home, but when school resumed after the winter break one of the girls told him that they had done it. Ofc. Reece said they went to the wrong house and told them he doesn't have a garage and that his house is yellow. Ofc. Reece said he joked with [2 - RCW ...] and told her he heard they tried to ding dong ditch his house, but that they got the wrong place. Ofc. Reece said he also told them that he had surveillance cameras. As far as he knows, that is the only time the students have ding dong ditches his house. Ofc. Reece said there was a time when his garbage cans were knocked over and he suspected it was [2 - RC...] and her friends. Ofc. Reece said only his garbage cans were knocked over and the rest on the block were left standing. Ofc. Reece said he never talked to [2 - RCW ...] or her friends about it. Ofc. Reece said he figured it was just part of being a school officer and living in town where students will know his house.

I asked Ofc. Reece if he had exchanged or sent text messages to [2 - RCW ...] before Friday. Ofc. Reece said that hadn't. I also asked what he told [2 - RCW...] when she asked how he got her phone number. Ofc. Reece said he didn't remember that coming up in conversation with [2 - RCW ...]. I explained that [2 - RCW...] and her mom had indicated that he had told [2 - RCW...] that he got the number from [2 - RCW 7.6...] mom. Ofc. Reece denied saying that. I said that [2 - RCW ...] indicated she asked how he knew her number and that Ofc. Reece began reciting a phone number. Ofc. Reece indicated he remembered saying that her number was [2 - ...] something, something. Ofc. Reece indicated he didn't recall the rest of the number he said. Ofc. Reece said when he recited the number [2 - RCW 7...] corrected him and said it was [2 - ...] and whatever the rest of her number was. Ofc. Reece said that conversation was later in the day maybe around 5th period. Ofc. Reece said he doesn't recall what [2 - RCW 7....] number actually is now, and that he does not know her mother's number.

I asked Ofc. Reece if he had prior contact with [2 - RCW 7.6...] mother, [1 - RCW 42.56.240*]. Ofc. Reece said sometimes he sees [1 - RCW 42....] dropping off or picking up [2 - RCW ...] at school. Ofc. Reece said that he also had contact with [1 - RCW 42....] one time away from school. Ofc. Reece explained his grandmother was in a care facility on 50th Ave. a few months ago. Ofc. Reece said his grandmother was dying so he called Brett Dundas at the Coroner's Office to get information on what needed to be done when Ofc. Reece's grandmother actually died. Ofc. Reece said Dundas told him to call when it actually happened and that he would help Ofc. Reece through the process. Ofc. Reece said he was at the care facility and his grandmother had died. He called Dundas who advised the Coroner's Office would not be responding, but that someone from Hospice would be. Ofc. Reece said a short time later a nurse showed up. As he was explaining to the nurse that he had talked to the Coroner's Office, Ofc. Reece said he told the nurse that he worked for the police department. Ofc. Reece said the nurse said I know you're the school



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Dusha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

officer at Mark Morris and advised that her daughter was [REDACTED] 1 - RCW 42.56.240*. Ofc. Reece said they made the connection, but that was his only contact with [REDACTED] 1 - RCW 42.56.240*.

I talked to Ofc. Reece about anyone else knowing he had sent the texts to [REDACTED] 2 - RCW... Ofc. Reece indicated [REDACTED] 2 - RCW 7.69A.030... knew since that was who he got [REDACTED] 2 - RCW 7.69... number from and he told her he was going to send her a text to pull a prank. Ofc. Reece said he had also told Vice Principal Schroeder that he had sent [REDACTED] 2 - RCW... a text as a prank. I asked Ofc. Reece to explain. Ofc. Reece said it was either Monday or Tuesday morning when he was standing near the front of the school in the morning. He said Vice Principal Schroeder was standing to the left of him. Ofc. Reece said he saw [REDACTED] 2 - RC... and sent her a text and joking asked if she wanted to go to lunch that day. Ofc. Reece said he told Vice Principal Schroeder that he had pulled a prank on [REDACTED] 2 - RCW... by sending her a text and pretending to be [REDACTED] 2 - RCW 7.69A.030 (4). Ofc. Reece said he didn't show Vice Principal Schroeder the text message, and he didn't recall anything else being said about it.

I explained to Ofc. Reece the concerns of [REDACTED] 1 - RCW 42.56.240* and the uncomfortableness that [REDACTED] 2 - RCW... had expressed. Officer Reece expressed concern and said he was shocked by this whole thing. Ofc. Reece said he would like to have a chance to explain his perspective to [REDACTED] 2 - RCW... and [REDACTED] 1 - RCW 42.5... and to apologize to them for the situation. Ofc. Reece indicated he had no intentions other than joking with [REDACTED] 2 - RC... Ofc. Reece said he thought they got along well and he felt he had a better rapport with [REDACTED] 2 - RCW... and her clique of friends compared to the other students. Ofc. Reece said based on their rapport he thought [REDACTED] 2 - RCW... would see the text messages as a joke. Ofc. Reece reiterated that his sole purpose for the messages was to joke with [REDACTED] 2 - RCW... .

I advised Ofc. Reece that I thought my investigation and report would be completed by Thursday or Friday at the latest. I explained it would be given to the captain and reviewed by the command staff. I told him it would probably be the following week before he heard an outcome. I ended the interview at 1355 hrs. Ofc. Reece remained in the conference room with Ofc. Deisher. Ofc. Deisher advised he would escort Ofc. Reece out of the building when they were done talking.

Overall, the information provided by Ofc. Reece was consistent with information provided by other witnesses. I did note two specific discrepancies. Ofc. Reece indicated he thought he had sent the initial texts on the day that [REDACTED] 2 - RCW... was wearing a shirt that exposed her midsection. However, the past tense verbiage in the text "you looked good the other day" would indicate the exposed midsection had happened on a previous day. Video from the school on 4/11/14 showing [REDACTED] 2 - RCW... in the front hallway does not show her with a bare midsection and would corroborate that she wore the short shirt on a previous day. This is consistent with [REDACTED] 2 - RCW 7... statement that she had worn a short shirt a day or two before the first text was sent. The other inconsistency is in regards to what Ofc. Reece told [REDACTED] 2 - RC... about obtaining her phone number. Ofc. Reece denies telling [REDACTED] 2 - RCW... that he got it from her mother, but [REDACTED] 2 - RCW... says Ofc. Reece did indicate he got it from her mother. Both agree that Ofc. Reece recited a phone number, but Ofc. Reece does not recall the full number he recited. [REDACTED] 2 - RCW... and [REDACTED] 1 - RCW 42.56.240* phone number are only two digits different than each other ([REDACTED] 2 - RC... and [REDACTED] 1 - RC... respectively). Ofc. Reece may have inadvertently said [REDACTED] 1 - RCW 42.56.2... number without knowing the number he recited was actually her number,



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

which could have led [2 - RCW...] to say Ofc. Reece had got the number from her mother. I have no information anyone else was present during the conversation so there is no way to verify which person remembers the details accurately.

Additional Investigation:

On 4/16/14, I provided Ofc. Reece's department cell phone to Det. Meadows in order to have it forensically analyzed. Det. Meadows contacted me a couple hours later and returned the phone along with a CD with the information downloaded from Ofc. Reece's phone. I reviewed the data on the CD. In reviewing the data I noted that the text messages to [2 - RCW...], which were consistent with the photos of the text messages taken of [2 - RCW...] 's phone and provided to me by Capt. Johnson. I noted some additional text messages associated with the names of students that Ofc. Reece had mentioned. The content of those texts were benign. There were a minimal number of texts with students, which was consistent with the information Ofc. Reece had provided.

I located the texts that were sent to [2 - RCW...]. I printed out the report pages detailing the content of the messages along with the date and time they were sent. The first string of messages started at 1008 hrs. on 4/11/14. The texts were exchanged for about 10 minutes. A few minutes later the messages corresponding to the incident near the bathroom occurred. About 30 minutes later the messages about lunch and the name of numerous restaurants occurred. The messages ended around 1101 hrs. and no other messages were sent that day. There are additional messages on 4/14 and 4/15 and around during the 7 o'clock hour, which is consistent with the start of school time frame that Ofc. Reece had indicated during the interview. No other messages to [2 - RCW 7.6...] phone number were found on the phone, which is also consistent with the information provided by [2 - RCW...] and Ofc. Reece.

I also checked the video and picture files on the phone. I located some pictures of Ofc. Reece with students at the school. All of the pictures appear to have been taken with consenting students, and some appear to be selfies that students wanted to take with Ofc. Reece.

Since the analysis of the phone did not lead to the discovery of other text messages containing questionable content with other students, I did not attempt to interview the students that had been texted. I also did not interview other students because of the [2 - RCW 7.6...] desire to not publicize the incident to minimize possible repercussions for [2 - RCW 7.69A.03...] from other students.

Additional attempts to contact Principal Suek and Vice Principal Blackmon were not made. I had left a business card with Vice Principal Schroeder and asked her to have the other administrators contact me if they had additional information they wanted to present. I never received a call requesting contact.

Conclusion:

Based on information collected during this investigation, it is clear that Ofc. Reece sent text messages to [2 - RCW 7.69A.030...] while he was on duty as a school resource officer at Mark Morris High School. The content of the messages included comments about [2 - RCW 7.6...] "ripped abs" and her looking good. The messages also include multiple requests to go to lunch. If examined through the lens of Ofc. Reece's explanation



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duschka
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

of trying to pull a prank on [redacted], the messages could be interpreted as joking and sent in jest. However, if examined through the lens of a fifteen year old female student that sees Ofc. Reece as an authority figure, the interpretation is much different and would likely cause concern for the student as well as any parent. If taken at face value the text messages make comments about a teenager's ripped abs and looking good. This is followed by several requests to go to lunch which are repeatedly denied. Add the fact that the messages were from a police officer sent to a teenage student of the opposite sex creates an image of inappropriateness and unprofessional conduct.

I believe Ofc. Reece was being truthful during his interview, and I also believe Ofc. Reece's intention was to joke and prank with [redacted]. However, Ofc. Reece had a lapse in judgment when he sent the inappropriate text messages and his actions were unprofessional.

Allegation 1: Longview Police Department Policy Manual Chapter 3: Conduct, Section 340.3.2 (ab) "Any other on-duty or off-duty conduct which any employee knows or reasonably should know is unbecoming a member of the Department or which is contrary to good order, efficiency or morale, or which tends to reflect unfavorably upon the Department or its members".

SUSTAINED

Allegation 2: City of Longview Civil Service Rules (revised February 2012) Chapter 13: Employee Conduct, Disciplinary Action, Appeals; section 13.5.11 "Conduct unbecoming an officer or the service".

SUSTAINED

**JOHN REEVES
SERGEANT**



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duschka
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

Attachments:

1. Written statement of 1 - RCW 42.56.240* (4 pages).
2. Photo copies of pictures taken of 2 - RC... and 1 - RCW 42.56.240* cell phones showing the text messages sent between Ofc. Reece and 2 - RCW 7.69A.030... (6 pages). Photos emailed from Vice Principal Blackmon to Captain Johnson and forwarded to Sgt. Reeves.
3. Printout of text messages, related to this investigation, from the forensic analysis of Ofc. Reece's department cell phone (3 pages).
4. Memorandum from Captain Johnson directing me to conduct internal affairs investigation 14-002.
5. Copy of memorandum from Captain Johnson to Ofc. Reece notifying of his placement on administrative leave (2 pages).
6. Memorandum to Ofc. Reece advising him of the internal investigation and ordering him to cooperate with the investigation.
7. CD containing data downloaded from Ofc. Reece's department cell phone.
8. CD containing surveillance video from Mark Morris High School front hallway and south walkway on 4/11/14 around 1000 hrs.

STATEMENT
Longview Police Department
360-442-5800

(PLEASE PRINT CLEARLY)

Full Name: [Redacted] Birthdate: 2/15/80
Last Name First Name Middle Name month / date / year

Home Address: [Redacted] Home Phone: [Redacted]
No. and Street City

Work Address: _____ Work Phone: _____
No. and Street City

The following statement is given to the Longview Police Department to aid an investigation. All facts given are true to the best of my knowledge.

On Friday April 11th I picked up my daughter [Redacted] from school, & as soon as she got in the car she asked me "Mom, why did you give officer Reece my phone #?" I replied "I didn't, what are you talking about." She then showed me the txt msgs she received earlier that day from a # that was not in her contacts. The first txt saying "Hey you looked good the other day with your ripped abs showing, Wanna go to lunch?" She responded "Who's this"; his response - "[Redacted] Duh; I should be in your contacts; where do you want to go; I'm buying" her response "Sorry I don't want to go." He responds "Don't be so rude, I am buying." She responds "This isn't [Redacted]" he replies "Why don't you ^{wanna} go?" her response "because ->

I [Redacted] have read the above statement and I certify and declare it to be true and correct under the penalty of perjury under the laws of the state of Washington.

Dated on 4/16/14 Time 10:00 am

Place given [Redacted]

Signature [Redacted]

Witness _____

I dont." He txts "I have ⁽⁹⁾ a car"; "Dont be so
tempramental young lady"; She says "Who is this?" He
txts "Come out ⁽¹⁰⁾ of the bathroom". (at this time
She was in the bathroom upset because another
boy told her she was rude. It was during class
time.) When she came out of the bathroom
the only person standing there was officer
Reece, which she was surprised. He could tell
she had been crying & asked her why. - She
responded "How ~~are~~ you texting me?" He verbally
told her "Your mom gave me your number." &
he repeated the last 4 digits of my # &
#.

2 - RCW 7.69A.030 (4)

Nothing more was said. - She walked
around the corner to class & he walked with
her saying nothing. While she was in class
she received another txt saying "lets ⁽¹¹⁾ go!" -
"New moon!!!" - She "responds ⁽¹²⁾ No Thankyou!" he
continues to txt her "Nips" - Arby's? Wendi's? 5
guys? Meds?, "Bakers corner has good strips, papa
petes? come on name it." She again says "No
Thankyou!"

When I read all of these I was
shocked & concerned I chose to think about it
thru the weekend before contacting authorities.

Sometime Friday Evening ⁽¹³⁾ programmed the
~~XXXXXXXX~~ phone # into her phone; She also had
her best friend ⁽¹⁴⁾ stay the night.

& she interned us officer Reece asked her
for #, she then gave it to him. I
asked both girls not to talk about this, I
asked ⁽¹⁵⁾ to save all the msgs & Tell

2 - RCW 7.69A.030 (4)

2 - RCW 7.69A.030 (4)

STATEMENT

Longview Police Department
360-442-5800

(PLEASE PRINT CLEARLY)

Full Name: _____ Birthdate: _____
Last Name First Name Middle Name month / date / year

Home Address: _____ Home Phone: _____
No. and Street City

Work Address: _____ Work Phone: _____
No. and Street City

The following statement is given to the Longview Police Department to aid an investigation. All facts given are true to the best of my knowledge.

me if she receives more. Monday 4/14/14

2 - RCW 7.69A.030 (4) rode to school with a friend & at

7:42 am she received another text from the new programmed contact of officer Beece saying

"Have a good day!" - "Nice Shoes". Then another just after 2 - RCW 7.69A.030 (4) lunch started @ 10:53 am

saying "Wait 4 me." She informed me & did not reply back. Just before school

was dismissed I went into the office & reported the inappropriate texts to

Mr. Blackman & Mr. Suet. 2 - RCW 7.69A.030 (4) came into

the office & as well she was a bit nervous & concerned about getting in trouble.

I reassured her we were doing the right thing. On Tues 4/15 At the end of the meeting

I 1 - RCW 42.56.240* _____ have read the above statement and I certify and declare it to be true and correct under the penalty of perjury under the laws of the state of Washington.

Dated on 4/16/14 Time _____

Place given _____

Signature 1 - RCW 42.56.240* _____

Witness _____

Blackman Reassured us this would be handled quietly + swiftly.

on Tues 4/15 I reluctantly took to school. I noticed officer Reece was still there, so I called the school to find out what was going on. I spoke to Mr. Suel he informed me it was going to be dealt with this morning - @ that time that officer Reece was standing with her group of friends as usual ~~at the~~ was standing by herself off to the side + he texted her again "Hey" - "Wanna have lunch today." She did not respond. I informed the principal I was on my way to take out of school. while I was driving sent me another text informing me as she walked away officer Reece said "I guess that's a No." - verbally responded - "It's definitely a No.!!" After we left campus received no more texts from officer Reece.

I have seen officer Reece in passing @ school saying Hi, waving, smiling. I am also a hospice nurse and have had one encounter with him a few months ago when his mother passed away. It was professional + brief. Other than that there has been no contact. + I never gave him permission to ~~call~~ ^{text} my daughter.

2 - RCW 7.69A.030 (4)

2 - RCW 7.69A.030 (4)

1 - RCW 7.69A.030 (4)

1 - RCW 7.6...

2 - RCW 7.69A.030 (4)

2 - RCW 7.69A.030 (4)

2 - RCW 7.69A.030 (4)

2 - RCW 7.69A.030 (4)

STATEMENT

Longview Police Department

360-442-5800

(PLEASE PRINT CLEARLY)

Full Name: _____ Birthdate: _____
Last Name First Name Middle Name month / date / year

Home Address: _____ Home Phone: _____
No. and Street City

Work Address: _____ Work Phone: _____
No. and Street City

The following statement is given to the Longview Police Department to aid an investigation. All facts given are true to the best of my knowledge.

2 - RCW 7.69A.030 (4) recently informed me that officer Reece teases her at school saying "I know where 2 - RCW 7.69A.030 (4) lives, she lives in a big 2 - RCW 7.69A.030 (4) house with a black car parked in a carport on the left of the house, a woods logging truck in the driveway, & a

2 - RCW 7.69A.030 (4) by the front door that says " 2 - RCW 7.69A.030 (4) " This describes my house perfectly. 2 - RCW 7.69A.030 (4) being a Naive 15 year old as she should be, thought this was no big deal, but was annoyed by how often he teased her about it.

The only contact 2 - RCW 7.69A.030 (4) has had outside of school with officer Reece was on New Years Eve last year. Her & a →

I 1 - RCW 42.56.240* have read the above statement and I certify and declare it to be true and correct under the penalty of perjury under the laws of the state of Washington.

Dated on 4/16/14 Time _____

Place given _____

Signature 1 - RCW 42.56.240* _____

Witness _____

Couple friends "Ding dong Ditched" his house
(he lives in the next neighborhood over from my
house.) When she returned to school he
said "I saw you ding dong ditched my
house while I was gone! I have cameras!"
2 - RCW 7.69A.030 (4) + the kids have also joked with him
about forking his yard, but never have.

2 - RCW 7.69A.030 (4) + officer Reece socialize @ school
regularly with her group of friends which is
expected but this whole situation has
crossed the line.

1 - RCW 42.56.240*

Mother of

2 - RCW 7.69A.030 (4)

1 - RCW 42.56.240*

*please see pg 4/41
Addendum

STATEMENT (Continued)

Addendum: to text sent on 4/11/14

When officer Reece impersonated

2 - RCW 7.69A.030 (4)

in the text he knew

that

2 - RCW 7.69A.030 (4)

is a special needs

boy (freshman @ mmHS) that annoys

2 - RCW 7.69A.030 (4)

often by saying inappropriate sexual comments to her. Officer Reece knows this because he has been present when

2 - RCW 7.69A.030 (4)

came up to

2 - RCW 7.69A.030 (4)

in a group

on a few occasions.

* I

1 - RCW 42.56.240*

would like to

be notified immediately when a decision has been made in this case.

1 - RCW 42.56.240*

1 - RCW 42.56.240*

1 - RCW 42.56.240*

I have read the above statement and I certify and declare it to be true and correct under penalty of perjury under the laws of the state of Washington.

Executed/dated on 4/16/14

Place given/executed

Signature

Witness

1 - RCW 42.56.240*

Hey. You looked good the other way with your ripped abs showing. Wanna go to lunch with me.

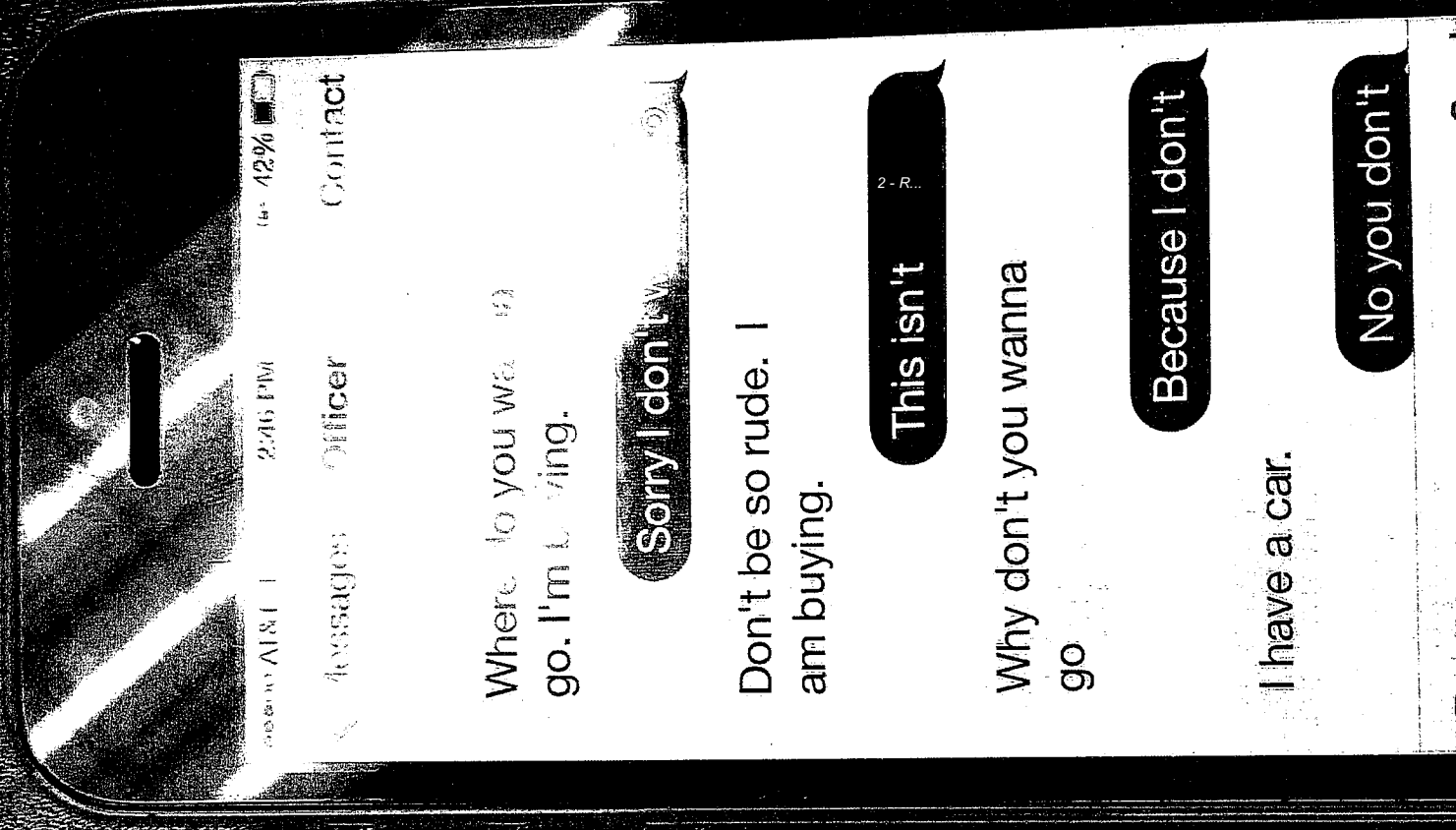
iMessage

Who's this

[Redacted]

Duh I should be in your contacts.

?



AT&T 2:46 PM 42%
Messages Officer Contact

Where do you want to go. I'm buying.

Sorry I don't want to.

Don't be so rude. I am buying.

This isn't

Why don't you wanna go

Because I don't

I have a car.

No you don't

Don't be so
temporarily angry
lady.



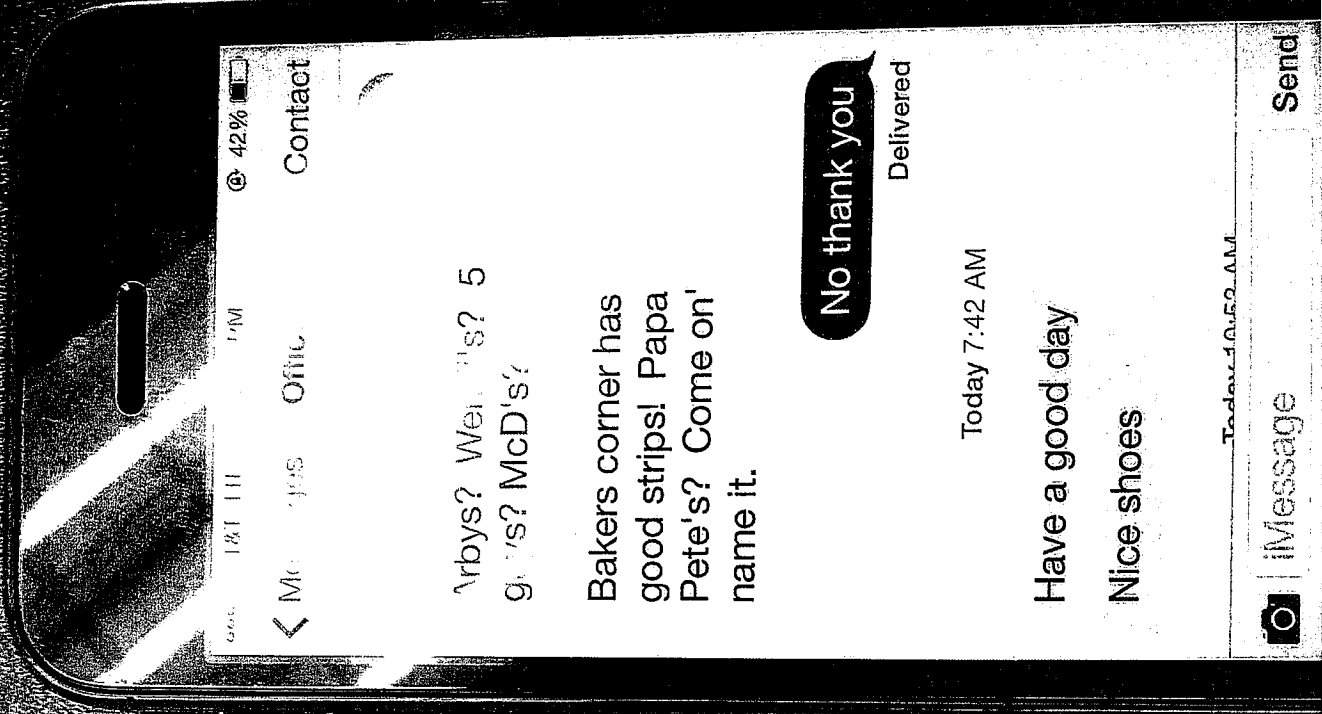
Come out of the
bathroom.

Let's go!!!! New
moon!!!!!!

No thank you

Nips?

Pho ever? Subway?
Pizza Hut?



42% 42%

Contact

Office

Messages

Arbys? Well...s? 5
g...s? McD's?

Bakers corner has
good strips! Papa
Pete's? Come on'
name it.

No thank you

Delivered

Today 7:42 AM

Have a good day

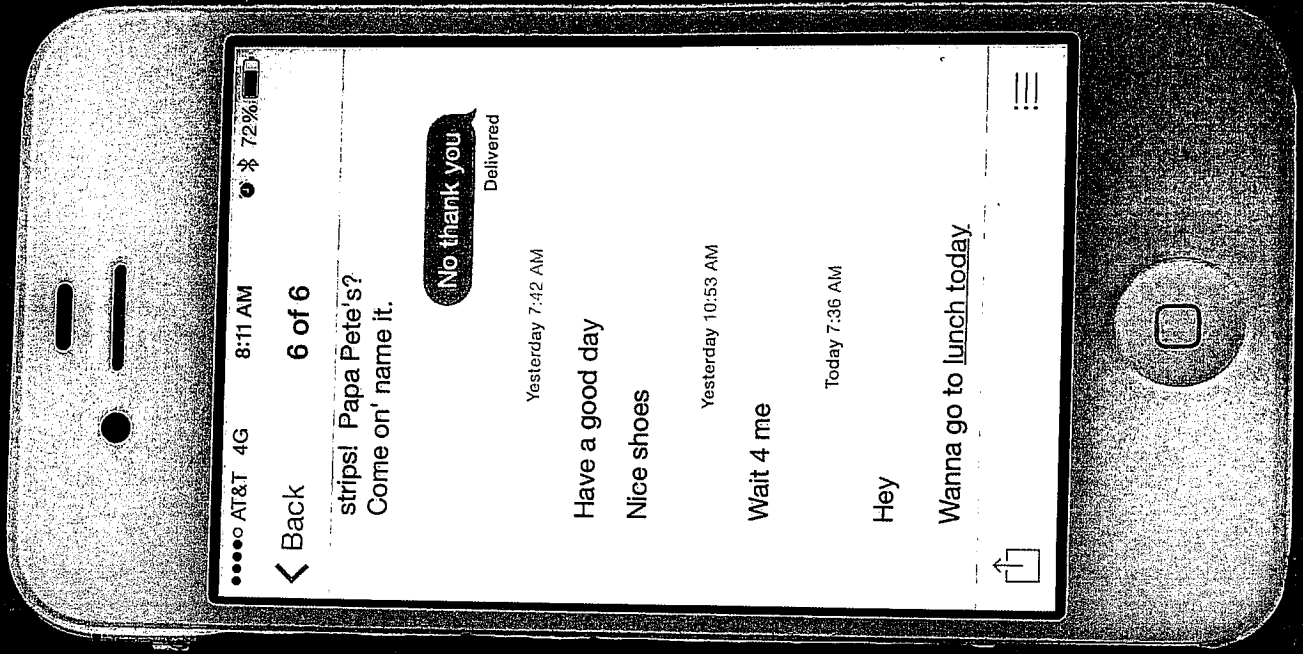
Nice shoes

Today 10:52 AM



iMessage

Send



••••• AT&T 4G 8:11 AM 72%

< Back 6 of 6

strips! Papa Pete's?
Come on' name it.

No thank you

Delivered

Yesterday 7:42 AM

Have a good day

Nice shoes

Yesterday 10:53 AM

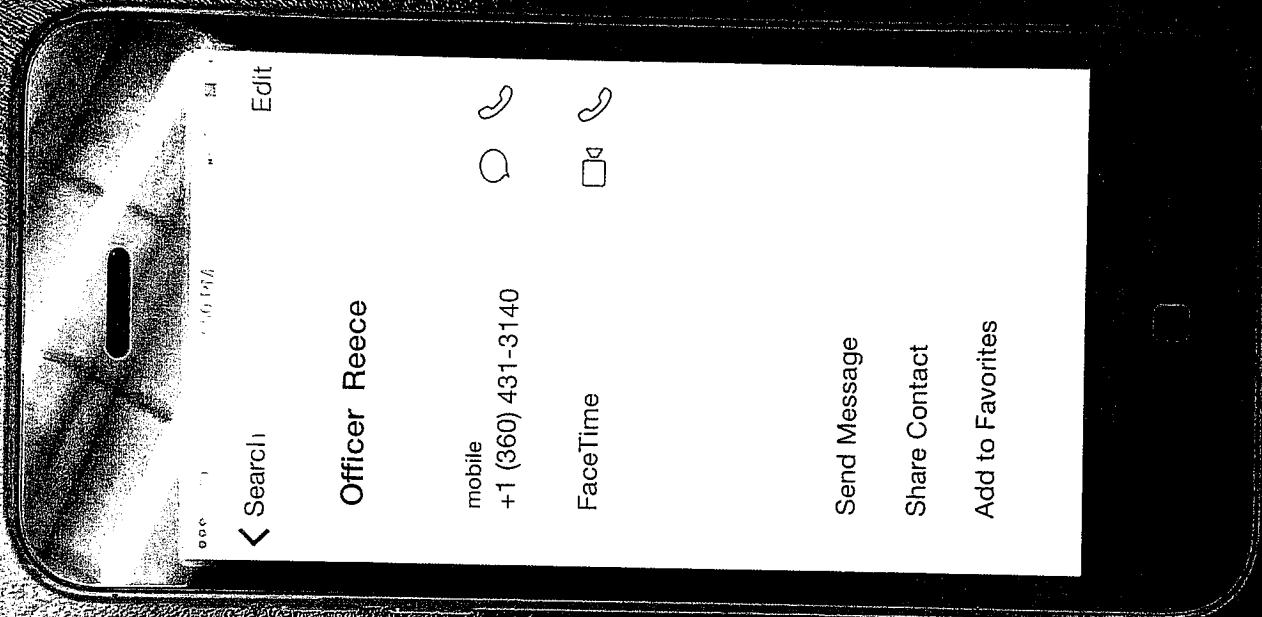
Wait 4 me

Today 7:36 AM

Hey

Wanna go to lunch today





< Search

Edit

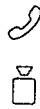
Officer Reece

mobile

+1 (360) 431-3140



FaceTime



Send Message

Share Contact

Add to Favorites

Hey. You looked good the other day with your ripped abs showing Wanna go to lunch with me.	4/11/2014	4/11/2014 10:07:59 AM(UTC-7)
Who's this	4/11/2014	4/11/2014 10:08:16 AM(UTC-7)
?	4/11/2014	4/11/2014 10:08:16 AM(UTC-7)
2 - RCW 7.69A.030... Duh	4/11/2014	4/11/2014 10:09:08 AM(UTC-7)
I should be in your contacts.	4/11/2014	4/11/2014 10:09:51 AM(UTC-7)
Sorry I don't wanna go	4/11/2014	4/11/2014 10:10:24 AM(UTC-7)
This isn't 2 - RCW ...	4/11/2014	4/11/2014 10:10:24 AM(UTC-7)
Where do you wanna go. I'm buying.	4/11/2014	4/11/2014 10:10:58 AM(UTC-7)
Don't be so rude. I am buying.	4/11/2014	4/11/2014 10:11:34 AM(UTC-7)
Why don't you wanna go	4/11/2014	4/11/2014 10:12:37 AM(UTC-7)
Because I don't	4/11/2014	4/11/2014 10:12:55 AM(UTC-7)
I have a car.	4/11/2014	4/11/2014 10:13:10 AM(UTC-7)
No you don't	4/11/2014	4/11/2014 10:18:56 AM(UTC-7)
Don't be so temperamental young lady.	4/11/2014	4/11/2014 10:19:44 AM(UTC-7)
Who is this	4/11/2014	4/11/2014 10:20:14 AM(UTC-7)
Come out of the bathroom.	4/11/2014	4/11/2014 10:22:56 AM(UTC-7)

+ [REDACTED] 2...	?	4/11/2014	4/11/2014 10:08:16 AM(UTC- ⁸);
+ [REDACTED] 2...	Who's this	4/11/2014	4/11/2014 10:08:16 AM(UTC-;
+13604313140	[REDACTED] 2... Duh	4/11/2014	4/11/2014 10:09:08 AM(UTC-;
+13604313140	I should be in your contacts.	4/11/2014	4/11/2014 10:09:51 AM(UTC-;
+ [REDACTED] 2...	Sorry I don't wanna go	4/11/2014	4/11/2014 10:10:24 AM(UTC-;
+ [REDACTED] 2...	This isn't [REDACTED] 2...	4/11/2014	4/11/2014 10:10:24 AM(UTC-;
+13604313140	Where do you wanna go. I'm buying.	4/11/2014	4/11/2014 10:10:58 AM(UTC-;
+13604313140	Don't be so rude. I am buying.	4/11/2014	4/11/2014 10:11:34 AM(UTC-;
+13604313140	Why don't you wanna go	4/11/2014	4/11/2014 10:12:37 AM(UTC-;
+ [REDACTED] 2...	Because I don't	4/11/2014	4/11/2014 10:12:55 AM(UTC-;
+13604313140	I have a car.	4/11/2014	4/11/2014 10:13:10 AM(UTC-;
+ [REDACTED] 2...	No you don't	4/11/2014	4/11/2014 10:18:56 AM(UTC-;
+13604313140	Don't be so temperamental young lady.	4/11/2014	4/11/2014 10:19:44 AM(UTC-;
+ [REDACTED] 2...	Who is this	4/11/2014	4/11/2014 10:20:14 AM(UTC-;
+13604313140	Come out of the bathroom.	4/11/2014	4/11/2014 10:22:56 AM(UTC-;
+13604313140	Let's go!!!! New moon!!!!	4/11/2014	4/11/2014 10:54:32 AM(UTC-;
+ [REDACTED] 2...	No thank you	4/11/2014	4/11/2014 10:55:12 AM(UTC-;
+13604313140	Nips?	4/11/2014	4/11/2014 10:55:33 AM(UTC-;

+13604313140	Pho ever? Subway? Pizza Hut?	4/11/2014	4/11/2014 10:56:09 AM(UTC-7)
+ [REDACTED]	No lol	4/11/2014	4/11/2014 10:56:58 AM(UTC-7)
+13604313140	Arbys? Wendis? 5 guys? McD's?	4/11/2014	4/11/2014 10:58:00 AM(UTC-7)
+13604313140	Bakers corner has good strips! Papa Pete's? Come on! name it.	4/11/2014	4/11/2014 11:00:53 AM(UTC-7)
+ [REDACTED]	No thank you	4/11/2014	4/11/2014 11:01:36 AM(UTC-7)
+13604313140	Have a good day	4/14/2014	4/14/2014 7:42:53 AM(UTC-7)
+13604313140	Nice shoes	4/14/2014	4/14/2014 7:42:59 AM(UTC-7)
+13604313140	Wait 4 me	4/14/2014	4/14/2014 10:53:55 AM(UTC-7)
+13604313140	Hey	4/15/2014	4/15/2014 7:37:33 AM(UTC-7)
+13604313140	Wanna go to lunch today	4/15/2014	4/15/2014 7:38:21 AM(UTC-7)



Police Department

Memorandum

April 15, 2013

TO: John Reeves, Sergeant
FROM: Captain Deborah Johnson
SUBJECT: Internal Affairs Investigation (14-002)
CC: **Captain Huhta, Jim Duscha**

On April 15, 2014, Chief Duscha ordered an Internal Affairs Investigation (14-002) regarding the on-duty conduct of Officer Terry Reece. The investigation is the result of information that was received from the Longview School District HR director Chris Fritsch. A fact finding with the principals at Mark Morris High school on 4-15-14, alleged Officer Reece texted inappropriate comments to a 15 year old female student, kept her under surveillance, and asked her out repeatedly. The student did not return to school today because of the officer's behavior.

You are being assigned to conduct the Internal Affairs investigation. Please contact me if you have questions.

A handwritten signature in cursive script that reads "Deborah Johnson".

DEBORAH JOHNSON
Captain

DJ



Police Department

Memorandum

April 15, 2014

TO: Terry Reece, Officer

FROM: Deborah Johnson, Captain

SUBJECT: Notice of Immediate Change of Status to Paid Administrative Leave Until Further Notice

CC: Chief Duscha, Human Resources Department, Personnel File

You are hereby notified that the Longview Police Department, under the authority and direction of Chief Duscha is placing you on paid administrative leave status. This is due to an administrative investigation (14-002) where you were alleged to have asked a 15 year old female student out to lunch repeatedly, texted inappropriate comments and keep her under surveillance. You will remain on paid administrative leave status until the Chief of Police determines the investigations to be concluded and a decision is made regarding the investigative findings.

During the period of paid administrative leave status, you are assigned to your primary residence and will remain at that address during your assigned work hours. Effective immediately, your assigned work hours will be 0630 hours until 1430 hours on each of your assigned work days. Your assignment is Monday through Friday, (Five 8-hour days on followed by two days off). Should you find it necessary to leave your primary residence during your assigned work hours on a regularly assigned work day, you are required to notify Captain Johnson immediately. In the event you are unable to contact Captain Johnson, you are to notify another member of the command staff---Captain Huhta or Chief Duscha in that order.

You are directed not to discuss the investigation with anyone who may be involved in the investigation. Further, you are ordered to remain absent from the Longview Police Department during your administrative leave status, unless

requested to report by the Chief of Police, a Captain or an officer of the Longview Police Guild for purposes of discussing your leave status.

Further, you are directed to have no contact with the Cowlitz County Communications/9-1-1 Center, the Cowlitz County Law Enforcement Records Department or the Longview Police Satellite Office nor any of the employees or personnel of the aforementioned entities. You will make no attempt to access records of any type from the Longview Police Department or the criminal justice system unless in response to a court subpoena or with prior approval of the Chief of Police or a Longview Police Captain. Failure to comply with the terms of this notice may result in discipline, up to and including termination.

During your administrative leave, all police powers are suspended. You are ordered to surrender all LPD badges, LPD identification cards, your department issued handgun and your building keys.

This order is being issued under the authority of Longview Police Chief Jim Duscha.

I have read and understand the above notice and have received a copy for my records.



Terry Reece

Witness: Manfred (date) 4/15/14

Witness: Deborah Johnson (date) 4/15/14

DEBORAH JOHNSON
Captain



Police Department

Memorandum

DATE: April 16, 2014

TO: Ofc. Terry Reece

FROM: Sergeant John Reeves

SUBJECT: Internal Investigation

On April 14, 2014, Chief Duscha ordered an internal affairs investigation concerning your actions while on duty as a Longview Police Officer. Specifically, the investigation concerns your interactions with students at Mark Morris High School, in particular 2 - RCW 7.69A.030... This memorandum serves as notice that you are the subject of this investigation.

The Longview Police Department Policy Manual section 1020.6 states in part that all employees shall provide complete and truthful responses to questions posed during an internal investigation interview. Failure to fully cooperate by truthfully answering all questions specifically and directly related to the matter under investigation and/or by not providing investigators with all potentially relevant information may result in disciplinary action which may include discharge from the department. The Longview Police Guild Contract section 5.06 titled Officer Bill of Rights states in part that prior to any interview of an officer as part of an internal investigation which could result in suspension, demotion, or termination, the employee concerned shall be notified not less than 24 hours prior to the interview or at such time as written reports are required.

The interview will be on April 16, 2014 at 1:00 pm (or sooner if agreed upon by both parties). You are directed not to discuss the nature of this investigation or any aspect of your involvement with any potential witness or persons involved.

You may choose to have a representative from the Longview Police Guild attend this interview.

You are now being ordered to cooperate fully with this investigation.

Sergeant Reeves

John Reeves

Officer Terry Reece

Terry Reece

DATE: 4-15-14 TIME: 1307



Police Department

Memorandum

April 22, 2014

TO: Jim Duscha, Chief of Police

FROM: Deborah Johnson, Captain

SUBJECT: IA 14-002

CC:

On April 15, 2014, Sgt. Reeves was assigned an internal affairs investigation involving School Resource Officer Terry Reece. The primary allegation was lodged by [1 - RCW 42.56.240*] who is the mother of [2 - RCW 7.69A.030...] a 15 year old student at Mark Morris High School. [1 - RCW 42.56.240*] indicated that Officer Reece had sent inappropriate text messages to [2 - RCW...], repeatedly asked [2 - RCW...] out to lunch, and appeared to be keeping track of [2 - RCW...] without reason. The incidents occurred April 11-15, 2014.

Sergeant Reeves completed the investigation and submitted the report and additional documents to me on April 18, 2014. I reviewed all of the information that was provided to include Sergeant Reeves' investigator's findings. The Longview Police Department has a policy manual that governs numerous aspects of officer conduct in the areas of this allegation. I reviewed these policy sections as part of the review process.

Allegation 1: Longview Police Department Policy Manual Chapter 3: Conduct, Section 340.3.2 (ab) "Any other on-duty or off-duty conduct which any employee knows or reasonably should know is unbecoming a member of the Department or which is contrary to good order, efficiency or morale, or which tends to reflect unfavorably upon the Department or its members".

SUSTAINED

Allegation 2: City of Longview Civil Service Rules (revised February 2012) Chapter 13: Employee Conduct, Disciplinary Action, Appeals; section 13.5.11 "Conduct unbecoming an officer or the service".

SUSTAINED

Based upon the investigation, I concur with the recommended investigative findings provided by Sergeant Reeves. After a review of Officer Reece's personnel file, I am recommending Officer Reece receive a three day suspension for his actions that occurred from April 11-15, 2014 at Mark Morris High School.



DEBORAH JOHNSON
Captain

DJ



Police Department

Memorandum

April 30, 2014

TO: Officer Terry Reece
FROM: Chief Jim Duscha
SUBJECT: Suspension without pay
I.A. 14-002

CC: Officer Tim Deisher (Guild)
H.R. Director Chris Smith

On 4-30-2014 a Loudermill hearing with conducted with Officer Terry Reece regarding discipline for I.A. 14-002. Captain Deborah Johnson and Officer Tim Deisher, (Guild Representative) was also present.

Officer Reece gave his explanation of the incident and offered an apology to the department and the City for his lack judgment and the embarrassment it may have caused the school district and the police department.

We discussed the discipline and it was decided that Officer Reece would receive a three day suspension with the three days, (27 hours) being taken from his compensatory bank. All parties involved were agreeable to this.

JIM DUSCHA

A handwritten signature in black ink, appearing to read "Jim Duscha", written over a circular stamp or seal.

Police Chief

JD



Police Department

Memorandum

4-22-14

TO: Officer Terry Reece

FROM: Chief of Police

**SUBJECT: Notice of Intent to Suspend without pay
I.A. 14-002**

**C.C. Interim H.R. Director Chris Smith
Guild President Tim Deisher**

This memo will serve as written notice of my intent to suspend you without pay from your position as a police officer with the City of Longview for a period of three (3) nine (9) hour shifts to be served as follows: three shifts will be served consecutively at a time to be determined after the Loudermill hearing. The proposed action is based on the following:

I Date and time of incident

The incidents occurred April 11-15, 2014 at Mark Morris High School.

II Applicable Polices Violated

Allegation 1: Longview Police Department Policy Manual Chapter 3: Conduct, Section 340.3.2 (ab) "Any other on-duty or off-duty conduct which any employee knows or reasonably should know is unbecoming a member of the Department or which is contrary to good order, efficiency or morale, or which tends to reflect unfavorably upon the Department or its members".

Allegation 2: City of Longview Civil Service Rules (revised February 2012)
Chapter 13: Employee Conduct, Disciplinary Action, Appeals; section 13.5.11
“Conduct unbecoming an officer or the service”.

III Description of Incident

On April 15, 2014, an allegation was lodged by [1 - RCW 42.56.240*] who is the mother of [2 - RCW 7.69A.03...] a 15 year old student at Mark Morris High School. [1 - RCW 42.56.2...] indicated that you had sent inappropriate text messages to [2 - RCW...], repeatedly asked [2 - RCW...] out to lunch, and appeared to be keeping track of [2 - RCW...] without reason. The incidents occurred April 11-15, 2014 at Mark Morris High School.

During the investigation it was determined that you obtained [2 - RCW 7.6...] cell number by asking her friend for it. You initially “posed” as a special needs student who [2 - RCW...] did not wish contact from and avoids. The special needs student had been inappropriate in the past and so [2 - RCW...] had avoided him. You sent text messages to [2 - RCW...] stated “Hey. You looked good the other day with your ripped abs showing. Wanna go to lunch with me?” During your interview you stated the text messages were meant as a joke. That the situation started when [2 - RCW...] wore a top that exposed her midsection that you told her was in violation of the school’s dress policy. [2 - RCW...] told you that you were not a real cop and that you could not do anything about her dress. You noticed later she had not corrected her attire and opted to obtain her cell number and decided to pull a prank on her by sending the text messages. You state that you were joking and did not intend to go to lunch with [2 - RCW...] and thought because of your rapport with her she would understand the joke.

You repeatedly sent messages from your Longview Police Department issued cell phone to [2 - RCW...] about going to lunch that said “When do you wanna go. I’m buying, don’t be so rude. I am buying. Why don’t you wanna go...” as [2 - RCW...] repeatedly said she did not want to go and no thank you. Even after you made [2 - RCW...] aware you were the person sending her these messages, you continued to ask her to lunch to which she declined which made her obviously concerned and feeling very uncomfortable being at school. [2 - RCW...] actually left school and stayed home after alerting staff of the continued text messages asking her to lunch. [2 - RCW 7.6...] family is concerned about her safety and well-being because of your actions which were not professional and inappropriate.

IV Policy violations and Findings

Allegation 1: Longview Police Department Policy Manual Chapter 3: Conduct, Section 340.3.2 (ab) “Any other on-duty or off-duty conduct which any employee knows or reasonably should know is unbecoming a member of the Department or which is

contrary to good order, efficiency or morale, or which tends to reflect unfavorably upon the Department or its members” **SUSTAINED**

Allegation 2: City of Longview Civil Service Rules (revised February 2012) Chapter 13: Employee Conduct, Disciplinary Action, Appeals; section 13.5.11 “Conduct unbecoming an officer or the service”. **SUSTAINED**

V Conclusion

Based on the the information provided in the internal investigation it is clear the you sent text messages to [2 - RCW 7.69A.030 ...] while you were on duty as a school resource officer at Mark Morris High School. The content of the messages include comments about [2 - RCW 7.6...] “ripped abs” and looking good. The messages also include multiple requests to go to lunch.

You posed as a special needs student that made inappropriate sexual comments to [2 - RCW ...] when you should have been the person protecting and assisting in that situation. You were aware [2 - RCW ...] did not want contact from this student and that he had made unwanted comments to her. Further you sent inappropriate text messages to a 15 year old female student at the school that put her in fear and made her very uncomfortable. This student does not want to attend the school where you work and has stated that she will transfer schools to avoid you. Her family does not believe it is fair that she should have to transfer. Because of her situation she actually left school and stayed at home after the last text message where you asked her to lunch on April 15, 2014.

[2 - RCW 7.6...] family is concerned about her safety and well-being because of your actions which were not professional and inappropriate and have caused [2 - RCW ...] to feel uncomfortable.

Our policy states our officers will conduct themselves in a manner which will reflect favorably on the department. Your actions were in direct conflict with our policies and a severe lapse in judgment.

The totally of the situation has resulted in a finding of sustained and the intent to suspend you for three (3) nine (9) hour shifts. Further you are being removed from the school resource officer position and will return to the regular patrol schedule.

You have the right to respond either verbally or in writing. Your response will be considered before final action is taken. A meeting has been set for Wednesday, April 30, 2014 at 13:00 at the Longview Police Department if you choose to respond verbally. You may be represented at this meeting by a representative from the police guild or an attorney. This pre-discipline meeting (Loudermill) is your opportunity and right to be heard directly. You can discuss the merits of the investigation, the level of penalty or any other relevant factor to the matter at hand.

I acknowledge receipt of the Notice to Suspend.

Terry Reece
Officer Terry Reece 3L36

4-22-14
Date

Debrah Johnson
Served By

4-22-14
Date



P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager

April 23, 2014

1 - RCW 42.56.240* and 2 - RCW 7.69A.030...

2 - RCW 7.69A.030 (4)

Dear 1 - RC... & 2 - RCW 7.69A....

The intent of this letter is to provide you with written notice of the findings regarding the recent internal investigation (14-002) initiated by the Chief of Police on April 15, 2014. The complaint was initiated in response to the on duty behavior of Officer Reece at Mark Morris High School.

The investigation resulted in a sustained finding for a policy violation. Officer Reece will be disciplined as a result of this finding and has been reassigned and will no longer be working as a school officer.

Please contact me directly at 360-442-5890 if you have further questions or concerns.

A handwritten signature in cursive script that reads "Deborah Johnson".

DEBORAH JOHNSON
Captain

To meet the needs of the Longview Police Department, Ofc. Reece has been reassigned to patrol. Ofc. Watts has been assigned to serve as SRO until the end of the year.



Longview named one of the top ten prettiest towns in America by Forbes - March 29, 2012

P.O. Box 128
Longview, WA 98632-7080
www.mylongview.com

April 22, 2014

Susan Baur
Cowlitz County Prosecuting Attorney's Office
312 S.W. 1st Avenue
Kelso, WA 98626

Dear Ms. Baur,

I have received your email request for public disclosure of records dated April 21, 2014, a copy of which is attached.

I anticipate it will take until Friday, May 2, 2014 to gather the requested documents. Once I have gathered the documents, I will be in contact with you.

Please be advised the city charges \$.15 per page for copying of records. If there are a large number of documents then we will request a deposit of 10% in advance. You will be required to pay the copying charges prior to providing the records to you.

Sincerely,

A handwritten signature in cursive script that reads "Deborah Johnson".

DEBORAH JOHNSON
Police Captain

Jim Duscha
Chief of Police

Robert Huhta
Captain

Deborah Johnson
Captain

Mary Chennault
Administrative Manager



COWLITZ COUNTY PROSECUTING ATTORNEY
SUSAN I. BAUR

CHIEF CRIMINAL DEPUTY
JAMES B. SMITH
CHIEF CIVIL DEPUTY
DOUGLAS E. JENSEN

April 21, 2014

Captain Johnson
1351 Hudson Street
Longview, WA 98632

RE: Potential Impeachment Disclosure

I am requesting the information/investigation regarding a current or just completed internal investigation as to Terry Reece, an employee of the Longview Police Department. You may consider this a public records request if you wish. I request this information pursuant to my duties under *Brady v. Maryland*, CrR 4.7(a)(3), and RPC 3.8(d).

Thank you for your help.

Susan I. Baur



COWLITZ COUNTY PROSECUTING ATTORNEY
SUSAN I. BAUR

CHIEF CRIMINAL DEPUTY
JAMES B. SMITH
CHIEF CIVIL DEPUTY
DOUGLAS E. JENSEN

April 21, 2014

Captain Johnson

RE: Potential Impeachment Disclosure

I am requesting the information/investigation regarding a current or just completed internal investigation as to Terry Reece, an employee of the Longview Police Department. You may consider this a public records request if you wish. I request this information pursuant to my duties under *Brady v. Maryland*, CrR 4.7(a)(3), and RPC 3.8(d).

Thank you for your help.

Susan I. Baur

Hall of Justice • 312 S.W. 1st Avenue Kelso, WA 98626
(360) 577-3080 • Fax (360) 414-9121



COWLITZ COUNTY PROSECUTING ATTORNEY
SUSAN I. BAUR

CHIEF CRIMINAL DEPUTY
JAMES B. SMITH
CHIEF CIVIL DEPUTY
DOUGLAS E. JENSEN

TO: Chief Jim Duscha/Captain Deborah Johnson LPD
FROM: Sue Baur, Cowlitz County Prosecuting Attorney
DATE: May 5th, 2014
RE: **Potential Impeachment Disclosure Determination re: Ofc. Terry Reece**

I have completed my review of the Potential Impeachment Disclosure (“PID”) matter relating to Officer Terry Reece. This memo sets forth the information I reviewed, the standard applied, and my conclusions.

Information Reviewed

I received a referral from your Department on May 2nd, 2014. In the course of my evaluation of the PID matter, I reviewed the following documents:

- Investigative report by Det. Sgt. John Reeves LPD
- Suspension order by Chief Jim Duscha LPD

Standard Applied

As you know, prosecutors have two separate requirements for disclosing potential impeachment materials. The first is under the Due Process clause of the U.S. Constitution; the second is under court rule CrR 4.7. Under the Due Process Clause, the disclosed evidence must be “material”; that is, there must be a “a reasonable probability that the suppressed evidence would have produced a different verdict.” *Strickler v. Greene*, 527 U.S. 263, 281, 119 S.Ct. 1936, 144 L.Ed. 2d 286 (1999). In contrast, CrR 4.7 requires disclosure of evidence that “tends to negate defendant’s guilt,” whether or not it is “material” under the Due Process definition.

Because of the volume of cases we manage annually in this office, the Cowlitz County Prosecuting Attorney’s Office has established a protocol for reviewing and issuing a PID Determination in any case where a disclosure may be necessary under either of the above-reference standards, It is pursuant to this protocol that we have reviewed Officer Terry Reece’s matter.

Decision

The investigative findings in this matter did not involve dishonesty, excessive force, or the quality of Officer Reece’s work. Instead, the findings deal with a lack of professionalism and conduct unbecoming an officer in the service of the City of Longview. As such, I do not believe

Hall of Justice • 312 S.W. 1st Avenue Kelso, WA 98626
(360) 577-3080 • Fax (360) 414-9121

these findings rise to the level of impeachment evidence that must be disclosed to the defense under *Brady v. Maryland*, CrR 4.7, and RPC 3.8.

Summary

This matter does not qualify as impeachment material, and disclosure is not required. The materials provided to me by your agency are being returned to you with this letter.

cc: (Ofc. Terry Reece)

Total Number of Redactions: 304

By Exemption:

"Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 61 instances
"Child victim and witnesses" (RCW 7.69A.030 (4)): 243 instances

By Page:

Page 1 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 1 instance
Page 5 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 4 instances
Page 5 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 10 instances
Page 6 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 18 instances
Page 6 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 32 instances
Page 7 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 17 instances
Page 7 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 38 instances
Page 8 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 5 instances
Page 8 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 44 instances
Page 9 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 16 instances
Page 9 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 27 instances
Page 10 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 58 instances
Page 11 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 8 instances
Page 12 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 8 instances
Page 13 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 18 instances

Total Number of Redactions: 207

By Exemption:

"Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 33 instances
"Child victim and witnesses" (RCW 7.69A.030 (4)): 174 instances

By Page:

Page 13 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 13 instances
Page 14 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 26 instances
Page 15 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 3 instances
Page 15 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 23 instances
Page 16 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 7 instances
Page 16 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 21 instances
Page 17 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 10 instances
Page 18 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 2 instances
Page 19 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 1 instance
Page 19 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 2 instances
Page 20 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 5 instances
Page 20 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 3 instances
Page 21 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 5 instances
Page 22 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 2 instances
Page 22 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 3 instances
Page 23 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 5 instances
Page 24 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 2 instances
Page 24 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 7 instances
Page 25 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 2 instances
Page 25 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 3 instances
Page 26 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 5 instances
Page 26 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 5 instances
Page 27 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance
Page 28 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance
Page 33 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 2 instances
Page 34 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 10 instances
Page 35 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 2 instances
Page 39 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance
Page 40 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 2 instances
Page 40 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 4 instances
Page 44 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 2 instances
Page 44 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 16 instances
Page 45 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 6 instances
Page 47 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 2 instances
Page 47 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 3 instances

Redaction Date: Monday, November 07, 2016 4:52:30 PM

Total Number of Redactions: 1

By Exemption:

"Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance

By Page:

Page 6 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance

Redaction Date: Tuesday, November 08, 2016 9:06:17 AM

Total Number of Redactions: 3

By Exemption:

"Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 1 instance
"Child victim and witnesses" (RCW 7.69A.030 (4)): 2 instances

By Page:

Page 14 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance
Page 19 - "Investigative, Law Enforcement, Crime Victims" (RCW 42.56.240*): 1 instance
Page 23 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance

Redaction Date: Tuesday, November 08, 2016 9:51:30 AM

Total Number of Redactions: 3

By Exemption:

"Child victim and witnesses" (RCW 7.69A.030 (4)): 3 instances

By Page:

Page 8 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance

Page 23 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 2 instances

Redaction Date: Wednesday, November 09, 2016 12:01:13 PM

Total Number of Redactions: 1

By Exemption:

"Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance

By Page:

Page 14 - "Child victim and witnesses" (RCW 7.69A.030 (4)): 1 instance