



Yakima Police Department

Incident #: 23Y017962

Reporting Officer: Hayes Amy

Report Time: 06/05/2023 07:42:00

Incident

Incident Nature
ANIMAL PROBLEM

Address
501 S FRONT ST; YAKIMA CO
OP
YAKIMA, Washington 98901

Occurred From

06/05/2023 07:41:50

Occurred To
06/05/2023 07:41:50

Received By
MGMT: Brown, Angela

How Received
Officer Report

Contact

Disposition
Active

Miscellaneous Entry

Disposition Date
06/05/2023

Cleared

Judicial Status

Cleared Date

Clearance
Report to Follow

Cargo Theft Related

Responding Officer(s)

Fowler, Ritchie

Hayes Amy

Offenses

Animal, Cruelty to

Completed?

Method Of Entry

Gambling Motivated?

Premises Entered?

Location Type

Cargo Theft Related?

Statute

Description

Category

ANIMAL PROBLEM

Completed?	Method Of Entry	Gambling Motivated?
Premises Entered?	Location Type	Cargo Theft Related?
Statute	Description	Category

Persons

YAKIMA CO-OP INVOLVED

Address 501 S FRONT ST YAKIMA Washington 98901	Phone (509)457-3333	DOB
Race	Sex	Ethnicity
Height	Weight 0	

MORENO, ELIAS JR CHARGES FORWARDED

Address 317 PERRY ST #1 YAKIMA Washington 98902	Phone (509)833-9250	DOB 01/30/1970
Race H-White/Latin, Hispanic	Sex Male	Ethnicity Hispanic
Height 5'09"	Weight 250	

GREENE, RACHEL A CONTACTED

Address 2█ ADAMS PARK DR ZILLAH Washington 98953	Phone () -	DOB █/1977 1
Race N-White, Non-Hisp	Sex Female	Ethnicity
Height 5'09"	Weight 140	

Narratives

Original Narrative

06/06/2023 07:59:11

Yakima Police Department - Incident Narrative Report

Incident #: 23Y017962

Synopsis: Responded to the Yakima Co-Op for a report of animal neglect.

Intimate Partner DV: Yes[] No[x]

Lethality Score:

Narrative: On May 30, 2023, at approximately 1705 hours, a voicemail was left on the Animal Control hotline about dead or dying chicks at the Yakima Co-Op. RP reported that she was at the business earlier that day and had seen trash cans full of dead chicks. She advised that she had been told the chicks had not been watered over the long holiday weekend.

On June 6, 2023 at approximately 0742 hours, Sgt. R. Fowler and I responded to 501 S Front St; Yakima Co-Op for a reported animal problem. Upon arrival, we made contact with Elias Moreno, Jr (01/30/70) who advised that he was the retail store manager. He said that the General Manager was in her office and took us to speak with her.

We contacted Rachel Greene (██████/77) in her office. They both advised that they knew why we were there. They were aware that a customer had made a complaint about chicks that had died over Memorial Day weekend. Ms. Greene advised that the business closed Saturday, 05/24/23 at 1600 hours and opened again at 0800 hours on Tuesday, 05/30/23. Mr. Moreno said he is usually the employee who comes in over the weekend when the business is closed to make sure the animals have water, but he was out of town that weekend. The business did not make arrangements to have a replacement fill in for Mr. Moreno, as he said this was the first time he had ever taken vacation. Ms. Greene advised that it was an oversight on their part. She advised that they would never do this intentionally, as they have been in the business of selling chicks for 85 years. She said that she was not aware of any other complaints of this nature in the time she has worked for the Co-Op. Ms. Greene said that she had been employed with the Yakima Co-Op since 2015, and had been the General Manager since 2020. Mr. Moreno advised he had been employed since 2020 and the retail store manager since September 2022.

1

Mr. Moreno told us what he observed when he arrived at work on 05/30/23. He said that he saw that the birds were out of water, so he filled their waterers. The birds flocked to the waterer and had gotten themselves wet. He said when this happens, they gather under the heat light and the birds tend to trample each other. The birds were moved to a dry pen to allow them more space under the heat lamps. Mr. Moreno said that while some birds did die, they were able to save a lot of them.

Ms. Greene described the chicks as Cornish Cross birds. While she did not have an exact number of chicks, she estimated the retail loss of the chickens at \$300. Mr. Moreno took Sgt. Fowler and I to the warehouse. There he showed us the process they use for watering the birds and the conditions in which they are housed. He explained that the workers at night fill the waterers before they leave so they are ready to be traded out each morning. He said that he had not yet traded the waterers out from Sunday and we could see that there was still a significant amount of water for the birds. Due to the time of the initial report and the time of our response, we were not able to verify how many chicks had died.

I am forwarding this report to the prosecutor for review.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, City of Yakima is true and correct, and I am entering my authorized user ID and password to authenticate it.

Coban Video: Yes[] No[x]
AXON Video: Yes[] No [x]
Consent to Search: Granted[] Denied[] Search Warrant[]
Evidence Tagged for Prints or DNA: Yes[] No[x]

Reporting Officer: A. Hayes 6668
Date, Time: Tue Jun 06 07:58:48 PDT 2023

Supplemental Narrative **06/05/2023 08:47:50 Fowler, Ritchie**

CAD Call info/comments

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08:18:52 06/05/2023 - Brown A
Nature change from SUSPICIOUS CIRC to ANIMAL PROBLEM

CRIMINAL CITATION - MANDATORY COURT APPEARANCE

APPEARANCE DATE _____ TIME _____
LOCATION: YAKIMA MUNICIPAL COURT
200 SOUTH 3RD STREET
YAKIMA WA 98901
CONTACT: Phone 1: (509)575-3050
Website: www.yakimawa.gov/services/municipal-court

You are charged with the crimes described on this form.
IF YOU DO NOT APPEAR IN COURT THIS MAY RESULT IN A WARRANT FOR YOUR ARREST AND DETENTION IN JAIL.
Also, if "Traffic" is checked you may lose your driver's license/privilege. Traffic citations may go on your driving record.

MANDATORY COURT APPEARANCE INSTRUCTIONS: ONE OF THE FOLLOWING APPLIES TO YOU.

- 1. If there is a date in the appearance date box above, you must appear in court at that date and time.
2. If there is a number in the appearance date box above, you must appear in court within the number of days indicated.
3. If the appearance date box above is blank, the court will notify you in writing when to appear. If you do not receive a notice within 15 days, please contact the court immediately.

When you appear, you will be advised of your constitutional rights and the possible penalties if you are convicted. You also may be asked to enter a plea of NOT GUILTY or GUILTY.

CRIMINAL [] TRAFFIC [] NON-TRAFFIC [x] L.E.A. ORI #: WA0390500 COURT ORI #: WA039071J TCN: CITATION #: 3A0465095 REPORT #: 23Y017962
IN THE [] DISTRICT [x] MUNICIPAL COURT OF YAKIMA MUNICIPAL COURT
[] STATE OF WASHINGTON [] COUNTY OF [x] CITY/TOWN OF YAKIMA . PLAINTIFF VS. NAMED DEFENDANT

THE UNDERSIGNED CERTIFIES AND SAYS THAT IN THE STATE OF WASHINGTON

DRIVER'S LICENSE NO. 1 STATE: WA EXPIRES 01-30-24 PHOTO ID MATCHED [x] YES [] NO NAME: LAST MORENO FIRST ELIAS MIDDLE SFX JR CDL/CLP [] YES [x] NO
ADDRESS [REDACTED] ERY ST #1 [] IF NEW ADDRESS CITY YAKIMA STATE WA ZIP CODE 98902

EMPLOYER YAKIMA CO-OP EMPLOYER LOCATION 501 S FRONT ST, YAKIMA
DATE OF BIRTH 01-30-70 RACE W ETHNICITY H SEX M HEIGHT 5'09" WEIGHT 25 EYES BRO HAIR XXX RESIDENTIAL PHONE NO. CELL/PAGER PHONE NO. WORK PHONE NO. (509)307-6525
VIOLATION DATE ON OR ABOUT 06/06/2023 08:37 INTERPRETER NEEDED [] AT LOCATION S FRONT ST M.P. BLOCK # 501 CITY/COUNTY OF YAKIMA/YAKIMA

DID OPERATE THE FOLLOWING VEHICLE/MOTOR VEHICLE ON A PUBLIC HIGHWAY AND

VEH LIC NO STATE EXPIRES VEH YR MAKE MODEL STYLE COLOR
TR #1 LIC NO STATE EXPIRES TR YR TR #2 LIC NO STATE EXPIRES TR YR
OWNER/COMPANY IF OTHER THAN DRIVER ADDRESS CITY STATE ZIP CODE

ACCIDENT COMMERCIAL VEHICLE [] YES [x] NO 16+ BUS [] YES [x] NO HAZMAT [] YES [x] NO EXEMPT VEHICLE [] FIRE LEA [] BAC [] DUI/PHYS-C # PASS < AGE 16

DID THEN AND THERE COMMIT EACH OF THE FOLLOWING OFFENSES

1. VIOLATION/STATUTE CODE 16.52.207.2A [] D V ANIMAL CRLTY 2 FAIL TO PROVIDE
2. VIOLATION/STATUTE CODE [] D V
3. VIOLATION/STATUTE CODE [] D V
4. VIOLATION/STATUTE CODE [] D V
5. VIOLATION/STATUTE CODE [] D V
RELATED # DATE ISSUED 06-06-23

[] TICKET SERVED ON VIOLATOR [x] TICKET REFERRED TO PROSECUTOR [] BOOKED

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT I HAVE ISSUED THIS ON THE DATE AND AT THE LOCATION ABOVE, AND I HAVE PROBABLE CAUSE TO BELIEVE THE ABOVE NAMED PERSON COMMITTED THE ABOVE OFFENSE(S), AND I AM ENTERING MY AUTHORIZED USER ID AND PASSWORD TO AUTHENTICATE IT.

OFFICER AMY HAYES YAKIMA PD # Y6668
OFFICER #

CITATION # 3A0465095 YPD CN



MORENO, ELIAS 013070

Yakima Police Department

Public Disclosure Request for Information or Review

We released the portions of the report, which are not exempt from disclosure pursuant RCW 42.56.210 and or statutes concerning public information. Portions of the report may be redacted (blacked out) or not copied, in compliance with RCW 42.56.070. You will find a number next to each redaction. This number corresponds to the statutory requirement as noted below.

1. Information revealing the identity of person(s) who file complaints with investigative or law enforcement agencies because disclosure would endanger any person's life, physical safety, or property or because the complainant indicated a desire for nondisclosure at the time the complaint was filed. RCW 42.56.240(2). Record includes information the non-disclosure of which is necessary for the protection of a person's right to privacy. RCW 42.56.230 or 42.56.240
2. Also redacted or withheld are specific investigative records compiled by an investigative or law enforcement agency vested with the responsibility to discipline members of a profession, the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy. RCW 42.56.240(1). Record includes information the non-disclosure of which is essential to effective law enforcement RCW 42.56.240.
3. Records relating to the commission of juvenile offenses are not subject to release pursuant to RCW 13.50.050. RCW 42.56.070(1).
4. Record contains information on a juvenile which is exempt from disclosure under RCW 13.50.100(4) (a) and or (b), and the report may not be released to certain persons without a court order. The names, address, and/or photographs of a living child victim or witness may not be disclosed by any law enforcement agency or prosecutor's office without the permission of the child victim, child witness, parents, or legal guardians to anyone except another law enforcement agency, prosecutor, defense counsel, or private or governmental agency that provides services to the child victim or witness. RCW 7.69A.030 (4); RCW 42.56.070(1).
5. Information and records relating to a Criminal Case are not being released in accordance with the Criminal Records Privacy Act. See RCW 10.97.030(1) and (2); RCW 10.97.080: "No person shall be allowed to retain or mechanically reproduce any non-conviction data." Except for challenge or review.
6. (SSAN) is not releasable, necessary for the protection of a person's right to privacy under RCW 42.56.240. Documents and related materials and scanned images of documents and related materials used to prove identity, age, residential address, social security number, or other personal information required to apply for a driver's license or identicard. RCW 42.56.230. 42USC.405(c)(2)(C)(viii)(1)
7. Washington Drivers License and/or Registered Owner information is protected pursuant RCW 46.12.635.
8. Sound and/or video recordings created by COBAN technology are prohibited from being made available to the public pending the disposition of any criminal or civil litigation arising from the event(s) that were recorded. RCW 9.73.090(1) (c); RCW 42.56.070(1).
9. Other: _____
10. Other: _____

Type of Record	Date of Record	No. Pages	Author	Recipients(s)	Exemption/Privilege
23Y017962	06/05/2023	5	A Hayes		1

Completed by: Mosima Verstrate Date: 7/06/2023 Phone: (509) 576-6312

Approved by: _____ Date: _____