

## MEMORANDUM

**TO:** [REDACTED] Heyburn Police Department  
**FROM:** [REDACTED] Jerome Police Department  
**SUBJECT:** Outside Independent Review - [REDACTED]  
Jerome Police Department External Investigation

~~DATE: May 31, 2023~~

---

### ABSTRACT

On Wednesday, May 31, 2023, you contacted the Jerome Police Department and requested our assistance in conducting an internal investigation on behalf of the Heyburn Police Department regarding a complaint that was filed against an employee of the Heyburn Police Department. I accepted your request and assigned the investigation to the Jerome Police Department's Detective Division.

### Employee Involved

[REDACTED] Heyburn Police Department

### Investigators

[REDACTED] Jerome Police Department  
[REDACTED] Jerome Police Department  
[REDACTED] Jerome Police Department

### ALLEGATIONS:

#### ALLEGATION I: Cruelty to Animals

[REDACTED] violated the Idaho Code 25-3504 - Cruelty to Animals for discharging his department issued weapon killing two (2) dogs running at large on Interstate 84 Eastbound at approximately Mile Post 213.5.

#### ALLEGATION II: Use of Force

[REDACTED] violated the City of Heyburn's Personnel Policy and Heyburn's Police Department Policy regarding Use of Force for discharging his department issued weapon killing two (2) dogs running at large on Interstate 84 Eastbound at approximately Mile Post 213.5.

### INTRODUCTION

Applying an honest and fair fact-finding process that uncovers the truth is important in any investigation, especially when it involves a member of the law enforcement community. Ensuring ethical conduct by its members is an organizational responsibility and key to building and maintaining mutual trust and respect

between law enforcement agencies and the public they serve. Agencies that objectively and thoroughly police themselves, yet are accountable to the public, are stronger than agencies policed from the outside where internal accountability is not always a priority. The investigators, in this case, recognize the tremendous responsibility that was given them in conducting this investigation and the potential consequences it could have on those involved and the community they serve. They have sought to protect the rights of all involved, including the accused officer. The investigative Review into violations of the City of Heyburn Personnel Policy and the Heyburn Police Department Policies and Procedures, as requested by [REDACTED] of the Heyburn Police Department, was conducted and concluded through the investigation at [REDACTED] request.

---

## COMPLAINT

On Saturday, May 27, 2023 [REDACTED] filed a complaint against [REDACTED] of the Heyburn Police Department for Cruelty to Animals in regards to [REDACTED] shooting two dogs running at large on Interstate I-84 near mile marker 213.5. [REDACTED] also posted a video of [REDACTED] and the dogs on Facebook, which created numerous people from all over the world also filing complaints against the [REDACTED] and the Heyburn Police Department. This flooded the department phone lines as well as the Minidoka Dispatch Center. [REDACTED] who claims to be a volunteer for Paws Rescue, Inc. complains that [REDACTED] did not need to shoot the dogs, as she almost had the dogs caught. She believes [REDACTED] had no intention of ever catching the dogs.

## BACKGROUND INFORMATION

[REDACTED] has been employed by the Heyburn Police Department since October 2015, starting out as a Reserve Officer. In October 2016 he became a full time Patrol Officer working his way up to Corporal [REDACTED] has been on Patrol since and his duties are to respond to and investigate Criminal and Traffic complaints and calls. The types of calls and complaints vary, they include: Animal complaints, Traffic collisions, Domestic and Death Investigations to name just a few of the duties.

## INVESTIGATION

On Wednesday, May 31, 2023, [REDACTED] were assigned by Jerome City [REDACTED] to conduct an outside external review of the Interstate 84 incident involving two (2) dogs that occurred involving the Heyburn Police Department on May 27, 2023 per the request of Heyburn City [REDACTED]. The complaint and Facebook post by [REDACTED] was also reviewed.

On Wednesday, May 31, 2023, [REDACTED] spoke with Idaho State Police [REDACTED] in regards to getting calls for service and to learn what Idaho State Police Troopers were on shift on Saturday, May 27, 2023. It was determined Idaho State Police [REDACTED] had checked out of service prior to the incidents time and [REDACTED] was the only Idaho State Police Trooper in the area. [REDACTED] was on a traffic stop and notified his Dispatch of the dogs on I-84 who contacted Minidoka County Dispatch.

On Wednesday, May 31, 2023, [REDACTED] were provided by the Heyburn Police Department an Axon link to body camera audio/video for all three (3) officers [REDACTED] who responded to the I-84 incident.

On Thursday, June 1, 2023, [REDACTED] went to the east and westbound I-84 between mile post 211 and 214 looking for the incident location. The location was determined to be

approximately mile post 213.5 eastbound I-84. While there they conducted a 10-minute traffic observation in which a total of 138 vehicles were counted traveling eastbound. It should be noted that this was a non-holiday weekend traffic rate and was conducted between 13:47 and 13:57 hours on June 1, 2023.

On Thursday, June 1, 2023, [REDACTED] were provided by the Heyburn Police Department a thumb drive containing Patrol Car Audio/Video, Reports, and Minidoka County Dispatch calls for service logs for all three (3) officers [REDACTED] who responded to the I-84 incident.

On Thursday, June 1, 2023, [REDACTED] interviewed [REDACTED] at their residence, [REDACTED] Idaho [REDACTED] are the owners of the two (2) dogs involved in the complaint.

On Thursday, June 1, 2023, [REDACTED] interviewed Heyburn Police Department, [REDACTED] at the Heyburn Police Department. [REDACTED] was on duty and responded to the two (2) dogs on I-84 in the area of mile post 213.5.

On Thursday, June 1, 2023 [REDACTED] interviewed Heyburn Police Department, [REDACTED] at the Heyburn Police Department. [REDACTED] was on duty and responded to the two (2) dogs on I-84 in the area of mile post 213.5.

On Thursday, June 1, 2023 [REDACTED] interviewed Heyburn Police Department [REDACTED] at the Heyburn Police Department. [REDACTED] was on duty and responded to the two (2) dogs on I-84 in the area of mile post 213.5. [REDACTED] is also the officer who dispatched the dogs.

On Tuesday, June 6, 2023, [REDACTED] spoke with [REDACTED] via landline at [REDACTED] [REDACTED] was with his wife when the traffic began to stop due to the dogs.

On Tuesday, June 6, 2023, [REDACTED] spoke with [REDACTED] via landline at [REDACTED] [REDACTED] was a witness to the two (2) dogs on the interstate just prior to incident while he was traveling westbound on I-84.

On Friday, June 9, 2023 [REDACTED] spoke with [REDACTED] via landline at [REDACTED] [REDACTED] name was provided to [REDACTED] by the dogs' owner [REDACTED] [REDACTED] was one of the motorists stopped in traffic on I-84 by the two (2) dogs.

During investigation [REDACTED] attempted several times to contact [REDACTED] who has not responded back to [REDACTED] after requests to call him back were left on her voicemail. [REDACTED] was identified as being a witness to the incident and her name was given to [REDACTED] by [REDACTED] he dogs' owner.

On Thursday, June 15, 2023, [REDACTED] interviewed [REDACTED] at [REDACTED] Idaho [REDACTED] is the complainant, witness, and captured video of the incident on I-84 at approximately mile post 213.5.

On Thursday, June 15, 2023, [REDACTED] spoke via landline with Idaho State Police [REDACTED] [REDACTED] was not on duty at the time of incident or anywhere near the area of the incident.

On Thursday, June 15, 2023, [REDACTED] spoke via landline with Idaho State Police [REDACTED] [REDACTED] was in the area at the time of incident and was the

On Friday, June 16, 2023, [REDACTED] interviewed [REDACTED] via landline at [REDACTED] [REDACTED] was with [REDACTED] during the time of incident.

On Friday, June 16, 2023, [REDACTED] interviewed [REDACTED] via landline at [REDACTED] [REDACTED] name was provided by [REDACTED] as a witness who had possible video of the incident. [REDACTED] spoke with [REDACTED] and he said he was not in Idaho and not a witness to the incident.

---

On Friday, June 16, 2023, [REDACTED] attempted contact with [REDACTED] via email [REDACTED] name was provided by [REDACTED] as a possible witness to the incident [REDACTED] received a notice via email stating, "The email address you entered couldn't be found."

On Friday, June 16, 2023 [REDACTED] attempted contact with [REDACTED] via landline [REDACTED] name was listed on the Minidoka County's dispatch log as requesting contact to file a report stating, "she wants to file a report the officer is crazy he shot the dogs in front of them." [REDACTED] did not respond back to [REDACTED] request for contact left via voicemail.

On Friday, June 16, 2023, [REDACTED] spoke with [REDACTED] unknown last name at time-- refused to give last name) in regards to this case. [REDACTED] called into the Jerome Police Department from [REDACTED] and left a voicemail. An Accurant search for the phone number [REDACTED] revealed the name of [REDACTED] Idaho [REDACTED] called and spoke with [REDACTED] via landline.

On Wednesday, June 21, 2023 [REDACTED] attempted contact with [REDACTED] via email [REDACTED] called and spoke with [REDACTED] sent a written statement via email.

## INTERVIEWS

[REDACTED]

On Thursday, June 1, 2023, [REDACTED] interviewed [REDACTED] [REDACTED] at their residence, [REDACTED] Heyburn, Idaho. [REDACTED] are the owners of the two (2) dogs involved in the complaint. They provided the following information during the interview.

- They advised they have been contacted by news organizations as well as by numerous people, one of which is [REDACTED]
- They advised [REDACTED] used a personal profile picture obtained from [REDACTED] Facebook page with their son and three (3) dogs in the picture. They asked [REDACTED] to remove the photo and [REDACTED] told them no and that their faces need to be observed.
- They advised they found out through [REDACTED] Facebook video that their dogs were involved and killed.

- The advised they knew their dogs were out and loose because [REDACTED] had was watching the dogs while [REDACTED] were out of town in Billings. They further advised [REDACTED] had attended a wedding in Boise.
- They advised the two (2) loose dogs dug under the inside kennel fence and broke out through the outside wooden fence due being terrified by the thunder and lightning. They further advised the Great Pyrenees specifically is terrified from lightning, gunshots, and fireworks. Due to this they advised they usually put him in the garage.
- They advised they have a camera on the northeast corner of the house. While out of town around "5 O'clock" (5 PM) they both got on their camera system to check due to there being thunder every day. At that time all three (3) of their dogs were in the kennel. They further advised they checked around 7 PM and he observed the dogs were gone.
- They advised due to the dogs being gone they called [REDACTED] sister who lives a few miles away to ask her to assist in locating the dogs [REDACTED] sister searched the area for approximately an hour without locating the dogs. Due to not locating the dogs their garage door was left open a few feet to allow the dogs to return home and have shelter.
- [REDACTED] parents returned home from Boise around 10 PM to 10:30 PM and the dogs had not returned home.
- They advised around 11 PM, [REDACTED] had located [REDACTED] post on Facebook about their dogs.
- After seeing [REDACTED] Facebook post, they contacted the Heyburn Police Department to notify the agency that it was their dogs involved. They stated [REDACTED] called them within 10 minutes of calling the police department.
- They advised that they contacted [REDACTED] around 11:30 PM asking her to call them due to them believing it was their dogs [REDACTED] called them right away.
- They advised during the phone call with [REDACTED] she started to say "really pushy things" requesting to give [REDACTED] permission to pick up their dogs so a necropsy could be done on the dogs. They advised [REDACTED] was very pushy about her [REDACTED] being the one to go get their deceased dogs' bodies.
- They advised the white dog (Pyrenees) was actually their adult daughter [REDACTED] dog, but is staying with them due to them having a fenced yard. Due to [REDACTED] posting about the Pyrenees on Facebook, [REDACTED] found the post and contacted her frequently about getting permission to pick up her dog. [REDACTED] also made comments to [REDACTED] about how she wanted to do foot print molds for them. Due to this [REDACTED] informed [REDACTED] they would probably do something nice for the dogs such as a cement headstone in the kennel.
- They advised from this conversation [REDACTED] went to Facebook and made a post about the dogs' owners were going to bury the dogs in concrete to help cover up the incident for the police.
- They advised [REDACTED] to block [REDACTED] and to quit talking to [REDACTED]
- They advised they have never met and do not know [REDACTED]
- They advised while on the original phone call with [REDACTED] informed them an Idaho State Trooper gave her permission to go and rescue the dogs and that the Idaho State Trooper had the traffic stopped on the westbound.
- They advised when comparing what Heyburn Police [REDACTED] had told him of what he was aware of the situation the stories did not match up. They advised they asked him about the Idaho State Police Trooper in the area and learned from him that the Trooper saw a commotion on the eastbound lanes while he was on a traffic stop on the westbound side. The Trooper [REDACTED] requested assistance through his Dispatch to contact Minidoka County

regarding the dogs. Due to this Minidoka County was notified, but was busy on a call so the Heyburn Police Department was requested to assist with the dogs on I-84 .

- They advised just from talking with three (3) of their friends (They grew up in the area and know a lot of people) they had heard the three (3) were in the traffic that was backing up on the interstate almost to the top of the Mile Post 211 Exit. They provided the names for two (2) of their friends and identified them as [REDACTED]
- They advised that through the Facebook post they notified others that they were not involved with and had nothing to do with the Gofundme.com page. They also contacted Gofundme.com to notify them they were not affiliated and did not want anything to do with the gofundme.com posting. They also advised they saw a change.org petition going around as well.
- They advised they have observed the Facebook postings and the things that are being said about them as the dog owners.
- While meeting with them, [REDACTED] showed [REDACTED] the dogs' kennel and fence. [REDACTED] obtained photographs of the kennel and fence. A hole was observed under the kennel fence and wood panels were observed broken on the outer wood fence. They advised the fence was not broken prior to them leaving town. The Pyrenees white fur was observed caught in the broken fence. During this time, they advised one (1) of the dogs a Weimaraner had stayed behind on the property.
- They advised the other dog with the Pyrenees was a Weimaraner and the dogs' names are Boomer (Pyrenees) and Luna (Weimaraner).
- They also advised their neighbor [REDACTED] had video on their [REDACTED] ring doorbell of the dogs at [REDACTED] front door at 5:35 PM and off the property at 5:36 PM.

[REDACTED]  
On Thursday June 1 2023 [REDACTED] interviewed Heyburn Police Department [REDACTED] at the Heyburn Police Department [REDACTED] was on duty and responded to the two (2) dogs on I-84 in the area of mile post 213.5.

- [REDACTED] advised on Saturday, May 27, 2023 he responded to the two (2) dogs on I-84.
- [REDACTED] advised he got on at the mile post 211 on-ramp by Loves Truck Stop to respond to the dogs.
- [REDACTED] advised the traffic as he got on was okay, but as he came up on the 200 West overpass the traffic was starting to slow and/or stop.
- [REDACTED] advised the weather at the time was drizzly with a little bit of on and off rain.
- [REDACTED] heard Idaho State Police Trooper notify his Dispatch via radio that there were some dogs out near the interstate. He further advised he heard [REDACTED] request Minidoka County get Animal Control out there. He advised after a few minutes he finally heard Minidoka County advise them of the dogs.
- [REDACTED] advised he was at the end of his day shift, [REDACTED] was evening/swing shift, and [REDACTED] was night shift.
- [REDACTED] advised [REDACTED] was the initial dispatched responding officer to the dogs with [REDACTED] enroute immediately after checking into service. [REDACTED] advised he responded as well due to it being on the interstate and believing they would need help due to that.
- [REDACTED] advised while responding a semi-truck was slowing down and put its hazard lights on.

- [REDACTED] advised [REDACTED] was ahead of him and he heard him say via radio that they were probably going to have to dispatch the dogs.
  - [REDACTED] advised while passing traffic on the right observed [REDACTED] passing stopped traffic on the median side trying to get around traffic.
  - [REDACTED] advised by this time traffic is slowed down to a stop past 200 West overpass.
  - [REDACTED] estimated 50 to 100 vehicles were stopped by this time and estimated the traffic to be backed up approximately a mile.
  - [REDACTED] advised as he got to the front of the stopped traffic he observed people outside of their vehicles.
- 
- [REDACTED] advised [REDACTED] had to wait for the people to move out of the way to continue traveling to the dogs' location [REDACTED] advised it was about this time is when [REDACTED] had made comment via radio about dispatching the dogs due to the dogs not stopping and running back and forth.
  - [REDACTED] further advised the dogs were running around acting like they were playing, but going down the middle of the interstate and veer off towards the median [REDACTED] advised he thought the dogs were going to get onto the westbound side of the interstate where traffic was not stopped.
  - [REDACTED] advised he observed one (1) vehicle stopped with its hazard lights on and it was the vehicle that generated all the Facebook posts. He identified her as "Mrs. [REDACTED]"
  - [REDACTED] further advised she was in the vehicle when he arrived.
  - [REDACTED] advised there were two (2) guys out of their vehicles in stopped traffic. He further advised one (1) was not associated with her vehicle and the other one (1) was associated with [REDACTED] vehicle.
  - [REDACTED] advised at first, he didn't recognize them, but later did.
  - [REDACTED] was asked if she [REDACTED] was a Heyburn resident [REDACTED] advised she is not, and works at an establishment in Heyburn as a receptionist secretary at [REDACTED]
  - [REDACTED] advised by the time he got around traffic [REDACTED] asked [REDACTED] to block traffic [REDACTED] further advised it was pretty apparent to [REDACTED] that the dogs were not catchable.
  - [REDACTED] advised [REDACTED] gained some distance from the traffic and that is when he dispatched the two (2) dogs.
  - [REDACTED] was asked what the two (2) guys were doing outside their vehicles stopped in traffic. He advised one (1) guy got back into his vehicle (4 or 5 vehicles back from the front of stopped traffic) when [REDACTED] got close to his location [REDACTED] advised the other one (1) that was associated with [REDACTED] was following [REDACTED] waving his arms up and down and got back into the vehicle with [REDACTED]
  - [REDACTED] was asked where the vehicle associated with [REDACTED] was parked. He advised it was parked on the median side.
  - [REDACTED] advised he never talked to anybody.
  - [REDACTED] was asked if there were any other law enforcement vehicles out there prior to their arrival. [REDACTED] advised there were no other officers out there.
  - [REDACTED] was asked if Idaho State Police [REDACTED] was there. He advised [REDACTED] was not there and had only heard him advise via radio the dogs' location [REDACTED] further advised [REDACTED] had called a second time and said they were at approximately 213 or

214 and he requested Dispatch send their animal control (City of Heyburn's on call is city public works).

- [REDACTED] was asked about why Minidoka County didn't respond. [REDACTED] said the first time the dogs were observed they were at the 211 Exit which puts them inside the City of Heyburn jurisdiction. [REDACTED] further advised outside of there is Minidoka County jurisdiction.
- [REDACTED] advised the Minidoka County Animal Control Officer is a City of Rupert employee, but it's a joint powers thing that Heyburn hasn't bought into.
- [REDACTED] advised Minidoka County was assisting the Rupert Police Department on a call for service at the time.
- [REDACTED] advised after the incident the Heyburn Animal Control On-Call arrived to collect the carcasses/dogs. [REDACTED] said at first the dogs were taken to the city sewer by the Animal Control On-Call and later collected per the [REDACTED] request in which they were taken to the Animal Hospital where they were put on ice.
- [REDACTED] was asked if he or the other two (2) officers [REDACTED] know the complainant [REDACTED] personally or through work. [REDACTED] advised he believed [REDACTED] does.
- [REDACTED] was asked if they planned out how to respond to the call to deal with the dogs. [REDACTED] advised no. [REDACTED] further advised [REDACTED] he believed tried calling the dogs, but they were running all over the place.
- [REDACTED] was asked if he fired any weapons. [REDACTED] said no.
- [REDACTED] was asked about the department's protocol, practice, or policy for discharging firearms and animal control. [REDACTED] advised it depends on the situation and if the situation dictates you get animal control in route, and if the situation dictates you have to act on the situation (incident). He further advised if you do dispatch an animal then you call the City On-Call to take care of the carcass.
- [REDACTED] had described to him the situation of, traffic is stopped and the dogs would not get hit unless they ran into the other lanes (westbound). He was then asked what the concern or reason for shooting the dogs at that particular point was [REDACTED] advised as he mentioned already that one of the dogs had gone into the median and there was concern it may do so again with traffic not stopped at highway speeds.
- [REDACTED] was asked if there were any concerns for eastbound lanes [REDACTED] advised the traffic was stopped.
- [REDACTED] advised he only filmed half of the interaction due to forgetting to turn it on and he completed a report on the incident [REDACTED] said he went home around 18:30 and the City On-Call responded approximately five (5) to ten (10) minutes after he left.
- While speaking with [REDACTED] he advised there was not any law enforcement on the westbound side to stop traffic.
- [REDACTED] was asked if there was anything they could have done different or better. [REDACTED] advised in this business you can second guess every call you go on and, on this incident, he has been second guessing and it always rotates back to how the incident took place.

[REDACTED]

On Thursday, June 1, 2023 [REDACTED] interviewed Heyburn Police Department [REDACTED] at the Heyburn Police Department. [REDACTED] was on duty and responded to the two (2) dogs on I-84 in the area of mile post 213.5.

- [REDACTED] advised he was the initial dispatched officer by Minidoka County. He advised that Dispatch notified him there were dogs on the freeway at the 211 [REDACTED] advised he got onto the interstate going westbound which put him behind due to later being informed the dogs were on the eastbound side [REDACTED] further advised he turned around at approximately mile post 210.
- [REDACTED] advised that after turning around he came up to a stack of cars around mile post 212 to "213ish".
- [REDACTED] advised at this time [REDACTED] took the right shoulder and he took the left shoulder (near median) [REDACTED] advised by this time [REDACTED] was ahead of him and [REDACTED] had passed him on the right shoulder [REDACTED] said due to the median side being rough he switched over to the right shoulder to be behind the other two (2) officers.
- [REDACTED] advised he arrived to the location and observed the dogs running in the roadway. [REDACTED] further advised he observed a Jeep with two people standing in the road.
- [REDACTED] advised the dogs were running all over the place and when he arrived he observed them dart towards the westbound lanes and back (eastbound lanes).
- [REDACTED] advised it was at this time that [REDACTED] requested [REDACTED] and him [REDACTED] block the traffic with the patrol cars. [REDACTED] further advised he blocked the inside lane with his patrol car "lights on".
- [REDACTED] advised [REDACTED] pulled ahead approximately 40 yards and angled his patrol car.
- [REDACTED] advised he did not hear the shots, but observed the Weimaraner spin and go to the ground. [REDACTED] further advised he did not see or hear the second shot (Pyrenees).
- [REDACTED] advised he observed [REDACTED] pulled forward to the side of the road and [REDACTED] pulled his patrol car behind [REDACTED] and [REDACTED] car.
- [REDACTED] advised he observed the people in the Jeep were yelling and swearing at [REDACTED] [REDACTED] further advised he observed [REDACTED] giving orders to the occupants of the Jeep to get off the road and to not block the traffic. [REDACTED] advised eventually the occupants of the Jeep moved along.
- [REDACTED] advised he observed [REDACTED] pull the dogs off the side of the roadway.
- [REDACTED] advised by this point traffic started moving and once traffic was "semi normal" moving [REDACTED] left the scene.
- [REDACTED] advised City On-Call arrived ten (10) to fifteen (15) minutes later and picked up the dogs.
- [REDACTED] was asked for clarification about getting turned around at mile post 210 while responding to the dogs. It was clarified after turning around and coming over the 211 overpass you come down near the 212 is when he started hitting some traffic [REDACTED] advised it was near the first overpass bridge (200 West Road Overpass).
- [REDACTED] was asked approximately how far back the traffic was backed up at the time in his opinion. [REDACTED] advised approximately a quarter mile and still continuing to back up.
- [REDACTED] was asked when he got to the front of the traffic, who did it appear had stopped the traffic. [REDACTED] advised the people in the Jeep.

- [REDACTED] was then asked how did it appear they stopped the traffic [REDACTED] advised they had their hazard lights on and they were standing in the road [REDACTED] further advised the vehicle was in the road and they were in the road on the median side.
- [REDACTED] was asked what the people were doing in the road. [REDACTED] advised it appeared they were trying to catch the dogs.
- [REDACTED] was asked how far away the dogs were from them. [REDACTED] advised it appeared to be approximately 60 yards. [REDACTED] further advised the dogs were running over to the westbound lane of travel when he first arrived and appeared to be 10 yards away from the westbound lane of traffic.

---

- [REDACTED] was asked if he was afraid the dogs were going to get hit. [REDACTED] advised "yeah".
- [REDACTED] was asked if he made any attempts to call the dogs. [REDACTED] advised no. [REDACTED] further advised by the time he got positioned he believes [REDACTED] had already made the decision to dispatch the dogs.
- [REDACTED] was asked if there was any other law enforcement on scene [REDACTED] said no. It was further asked to clarify if Minidoka County, Rupert City Police, or Idaho State Police were on scene [REDACTED] advised no to each of these [REDACTED] further advised [REDACTED] with the Idaho State Police he believes is the one that called the dogs in.
- [REDACTED] was asked what [REDACTED] was doing. [REDACTED] advised he believes [REDACTED] was on a traffic stop and he was working boat by passes [REDACTED] advised [REDACTED] did not stop out there at the incident. [REDACTED] further advised when asked, that he does not know of any Trooper who talked to anyone out there.
- [REDACTED] was asked about the people in the Jeep and if he knew them. [REDACTED] advised "the gentleman in the Jeep" he had stopped once before in the City of Heyburn [REDACTED] advised that was the only interaction he has had.
- [REDACTED] was asked when he got there if anybody was blocking the westbound lane of traffic [REDACTED] advised no. [REDACTED] further advised when he first pulled up at the first overpass (possibly 200 West Road Overpass) he observed vehicles with their flashers on at the "west-end of traffic".
- [REDACTED] was asked why he was dispatched to the call [REDACTED] advised he believed Rupert City Police Department had some type of call involving a gun and Minidoka County was wrapped up in that call and "County was busy".
- [REDACTED] was asked if any law enforcement attempted to catch the dogs. [REDACTED] advised he believed [REDACTED] did, but did not see him do it.
- [REDACTED] was asked about the dogs continuing eastbound (straight) no cars going through due to no traffic no harm no foul [REDACTED] advised the issue is with traffic continuing to back up, with the hill at the 211, someone can get rear ended easy.
- [REDACTED] was asked about his concern that they had to shoot the dogs [REDACTED] advised a fear of a car accident due to the backed-up traffic and was in the back of his mind while responding.
- [REDACTED] was asked about the traffic on the interstate on that Saturday (Memorial Day weekend, May 27, 2023) [REDACTED] advised it was "busy".
- [REDACTED] was asked about the weather that day. [REDACTED] advised it was a little bit rainy and the roads were a little bit wet. It should be noted that there appears to be some moisture on the cars observed through the Heyburn Police Department body cameras.

- [REDACTED] advised the weather could have played a little bit in the decision that [REDACTED] made.
- [REDACTED] advised he still believes shooting the dogs was the appropriate decision due to the circumstances even if it were a dry road.
- [REDACTED] was asked what the speed limit was on I-84 [REDACTED] advised 80 mph. He was then asked if people always do the speed limit [REDACTED] advised "that or over".
- [REDACTED] was asked if they have an animal ordinance such as dog at large policy [REDACTED] advised in the City of Heyburn it was pretty similar to the Idaho code where if a dog is out people get a written warning about the dog being out and if occurs again they can cite the owner.
- [REDACTED] was asked if they have a policy on when they can kill an animal and if so is there a policy in place on contacting a supervisor or make the decision on their own [REDACTED] advised he cannot remember exactly, but has been told if they have to put down an animal that had been hit on highway they have to contact a supervisor.
- [REDACTED] was asked if he knew if they had a specific policy on what to do with animals that have not been hit out on the highway [REDACTED] said he was not sure.
- [REDACTED] was asked if he was familiar with these dogs or ever dealt with them before. [REDACTED] advised no.
- [REDACTED] was asked if he knew the dogs' owners or had any contact with the dogs' owners. [REDACTED] advised no.
- [REDACTED] was asked if the dogs had any identification. [REDACTED] advised no.
- [REDACTED] was asked what type of breed were the dogs. [REDACTED] advised a Weimaraner and a Great Pyrenees.
- [REDACTED] was asked what happened to the dogs after the City On-Call picked up the dogs. [REDACTED] advised they were taken to the City water treatment center and left overnight. [REDACTED] further advised the [REDACTED] did something with them the next day.
- [REDACTED] was asked if he had any interactions with the [REDACTED] [REDACTED] advised approximately a half hour after the incident, while at the office (Heyburn Police Department) the female [REDACTED] and the male [REDACTED] came to get their names and badge numbers.
- [REDACTED] was asked if they were still screaming at them. [REDACTED] advised no.
- [REDACTED] was asked if he would do anything different. [REDACTED] advised he doesn't believe he would.
- [REDACTED] further advised if he could go back the one thing he would do is instead of following [REDACTED] patrol car after the dogs were shot, is he would have held traffic a little longer to get the dogs off the roadway so that the people passing by in the cars would not have to see the dogs.
- [REDACTED] was asked if he wrote a report for the day [REDACTED] advised he did not due to discussing it with [REDACTED] and he did not believe it to be necessary at the time.

[REDACTED]

On Thursday, June 1, 2023 [REDACTED] interviewed Heyburn Police Department [REDACTED] at the Heyburn Police Department [REDACTED]

[REDACTED] was on duty and responded to the two (2) dogs on I-84 in the area of mile post 213.5. [REDACTED] is also the officer who dispatched the dogs.

- [REDACTED] was notified at beginning of the interview that speaking with him was from the Jerome Police Department understanding just an outside independent review on incident and was not a criminal review.
- [REDACTED] advised he was on his way into work on Highway 81 near mile post 32 when the call came out from a relay from Idaho State Police [REDACTED] who was on a traffic stop near the 211 [REDACTED] further advised that [REDACTED] advised there were dogs on the interstate eastbound in the eastbound lanes.
- [REDACTED] advised while coming into work there was also Domestic and a Suicidal subject going on in Rupert and Minidoka County assisted [REDACTED] further advised due to this Dispatch sent the City of Heyburn to the dog call. [REDACTED] advised more specifically it was [REDACTED]
- [REDACTED] advised this was at shift change and he checked into service and checked enroute to the dog call on the interstate.
- [REDACTED] advised he was not sure what was going on with the call with the animals on the roadway as every agency that has roadways has these calls.
- [REDACTED] advised he got on at the 211 eastbound and he observed traffic slowed down considerably and then stopped [REDACTED] advised he was stopped behind [REDACTED] further advised and described traffic as doing the slow compressing thing where they are moving at 5 mph near mile post 212.
- [REDACTED] advised he moved to the right shoulder to move to the front of the "pack" to assess what was going on.
- [REDACTED] advised the original call was for dogs out and at that point he did not know if they had a crash, or if there were secondary crashes, or what all was going on.
- [REDACTED] advised after he got closer to mile post 213 or just passed, he observed near where the traffic ended (Front of pack/traffic) people running out to the shoulder on the eastbound side and a Jeep that was pulled off to the shoulder with its hazards and then it moved back into the lane of travel.
- [REDACTED] advised as he got closer one (1) guy was walking on the shoulder. [REDACTED] further advised [REDACTED] honked his horn was trying to wave at him to get him out of the way. [REDACTED] advised the male subject turned back and continued to slowly walk.
- [REDACTED] advised he put his rear emergency lights on and placed his patrol car between both lanes near the center of the roadway.
- [REDACTED] advised he got out of the car and tried calling the dogs and whistled to them.
- [REDACTED] advised there was a lady there who he later found to be [REDACTED] who is also trying to call the dogs as well with a "food bowl or treats or something".
- [REDACTED] advised the dogs continued eastbound so he got back into his car.
- [REDACTED] advised he pulled out after them and he observed the dogs went into the median towards westbound lanes of traffic [REDACTED] further advised by this time he made the decision at this point knowing the traffic is backing up and the vertical geometrics of the 211 being a "blind overpass" he made the decision to dispatch the dogs.
- [REDACTED] advised he instructed [REDACTED] to block lanes of traffic.
- [REDACTED] advised he got out of his car, charged his patrol rifle, and the dogs moved from the median side back towards the eastbound lanes of traffic. [REDACTED] further advised he got back into his patrol car and moved his patrol car again and parked at a slight angle.

- [REDACTED] advised as the dogs came down onto the southside of the interstate at approximately 40 yards he took the first ethical shot he had [REDACTED] further advised he shot twice by shooting each dog once with both shots being immediately effective.
- [REDACTED] advised he did this to prevent the dogs' movement and to get traffic moving to prevent rear-end collisions [REDACTED] further advised he moved his patrol car to the right shoulder of the road.
- [REDACTED] advised by this point [REDACTED] had also moved their patrol vehicles to the shoulder.
- [REDACTED] advised he observed the white dog, the Great Pyrenees appeared to be starting to get back up. [REDACTED] further advised he got out of his patrol car with his patrol rifle with the intent of shooting it again.
- [REDACTED] advised the lanes were now cleared and they were trying to get traffic going.
- [REDACTED] advised [REDACTED] who was filming was stopped partway on shoulder and partway on roadway of fast lane.
- [REDACTED] was asked when he activated his patrol car's emergency lights. [REDACTED] advised he did not activate his forward-facing emergency lights at all so there is only one patrol car video [REDACTED] further advised had he activated the forward-facing patrol car emergency lights it would have activated the second camera that is a zoomed in view.
- [REDACTED] was asked for clarification on distance of traffic backed up due to him mentioning the 212. [REDACTED] advised it was approximately the 213.5 that the incident with dogs occurred, but could have even been to 213.4 due to not measuring.
- [REDACTED] was asked if cars were still pulling up to get backed up in the traffic. [REDACTED] advised there were still cars approaching.
- [REDACTED] was asked who had the traffic stopped when he arrived. [REDACTED] advised people were out of their vehicles so he was not sure who initially stopped traffic. [REDACTED] further advised [REDACTED] was one of the people on the shoulder of the roadway and he is not sure who the other person was who was outside of their vehicle.
- [REDACTED] was asked for clarification if there was any other law enforcement on scene and asked if Minidoka County, Idaho State Police, Rupert Police Department, or Heyburn Police Department [REDACTED] advised there was not.
- [REDACTED] during the interview advised there were three (3) people in total that he observed outside of their vehicles [REDACTED] further advised and identified [REDACTED] as two (2) of the three (3) people who were outside of vehicles. [REDACTED] further clarified that [REDACTED] were in the vehicle (Jeep Compass) together.
- [REDACTED] was asked what [REDACTED] were doing as he arrived to the area of the dogs [REDACTED] advised [REDACTED] was walking down the median pushing the dogs back and forth. [REDACTED] further advised the dogs were being pushed back and forth in traffic between the two of them due to [REDACTED] being on the left driver side of the vehicle.
- [REDACTED] advised [REDACTED] had a food bowl or water dish or something to attempt to try to catch the dogs.
- [REDACTED] was asked for clarification that one was pushing and the other one was trying to catch them. [REDACTED] advised that would be a fair description.
- [REDACTED] was asked about when he gets out of his patrol car and makes a comment to them about if it is their dogs and they say no and he responded to them man I hate to put these

dogs down. The question with that was did they respond back to him especially with the dogs still moving at that point [REDACTED] advised they may have, but its pretty loud out there.

- [REDACTED] further advised him making the comment out loud (hate to shoot the dogs) wasn't meant as a statement to her, but was more of an out loud thought process. He further advised it was the recognition of how dangerous the situation was and it's a really bad place to be in [REDACTED] further advised there is no other law enforcement on scene for traffic control and he is the first to respond and once they stop traffic the responsibility is on "us".
- [REDACTED] was asked about if there was any traffic control on westbound lane. [REDACTED] advised there was one car stopped, but no traffic control set up with traffic still flowing [REDACTED] further advised that vehicles were traveling westbound in the westbound lane at "75 to 80 mph".
- [REDACTED] was asked for clarification about getting back into his car and observing the dogs run down into the median and almost into the westbound lanes of travel. He was asked how far away the dogs were from westbound traffic [REDACTED] advised the Weimaraner was on the black top in what he described as the hammer lane.
- [REDACTED] was asked for clarification on how many times he fired a shot. [REDACTED] again advised one shot at each dog. [REDACTED] further advised he was going to shoot the Great Pyrenees again, but due to the Jeep with occupants [REDACTED] and [REDACTED] pulling up yelling he did not [REDACTED] advised all three (3) were yelling and he was advising them to move along and by this point the Great Pyrenees had expired.
- [REDACTED] advised he pulled the dogs off the roadway so everyone that would drive by would not have to see the dogs and to keep the flow of traffic going.
- [REDACTED] was asked for clarification about what was being said when trying to get them off the road by [REDACTED] as they pulled up near the area [REDACTED] advised just yelling and being pretty vulgar [REDACTED] advised they asked questions about if he shot the dogs.
- [REDACTED] advised there is a bunch of complaints and allegations being said on Facebook and does not know if this is the appropriate place to discredit that, but [REDACTED] advised [REDACTED] made comments to him in the effect of they cannot believe he shot them and that he is a "piece of shit" [REDACTED] further advised the interaction was approximately 30 seconds.
- [REDACTED] was asked if he knew any of the occupants [REDACTED] in the vehicle. [REDACTED] advised at the time he did not recognize her, but he knows [REDACTED]
- [REDACTED] was asked how he knows [REDACTED] advised her soon to be ex-husband [REDACTED] was a Reserve Officer for the Heyburn Police Department. [REDACTED] further advised that a few years back, [REDACTED] had [REDACTED] and that he and his family (Wife and Daughter) would go over to their house to help feed their animals.
- [REDACTED] advised it has been years since he has seen [REDACTED] so he didn't recognize her at first.
- [REDACTED] advised [REDACTED] has had some recent contact with her due to her managing a storage company in Heyburn with issues going on at the storage units.
- [REDACTED] was asked for clarification if he was friends with [REDACTED] ex-husband [REDACTED] advised he knows him, but they are not really close personal friends [REDACTED] further advised he stopped by and had coffee one day talking about the divorce.

- [REDACTED] was asked if he knew [REDACTED] advised he may have dealt with him one time on a traffic stop regarding a fictitious display, since he is pretty distinctive looking.
- [REDACTED] was asked if [REDACTED] is a certified Dog Rescue person [REDACTED] advised not to his knowledge and he didn't know her well enough to say if she is or isn't.
- [REDACTED] was then asked if she has ever been observed bringing dogs to the shelter. [REDACTED] advised no.
- [REDACTED] was asked what the traffic was like on that day, had the traffic not been stopped. [REDACTED] advised it was "pretty busy" and "its premium traffic hours". It was asked in clarification about it and [REDACTED] advised it was steady to heavy flow of traffic. [REDACTED] further advised there is a single lane construction going on in the area too that causes a significant deviation in traffic before and after, traffic tends to congest more than usual.
- [REDACTED] was asked regarding traffic stopped eastbound and no other traffic able to continue eastbound what was his concern with the dogs. [REDACTED] advised it's a two-part answer with the first part being a concern for westbound traffic who is not slowed down traveling "75, 80 to 90 mph" so if the dogs run into the westbound lanes of traffic, even if the vehicle just hits the dog you are going to have a single vehicle accident with the potential for an injury accident [REDACTED] further advised that more likely than not you are going to have somebody swerve and over correct and start having rollovers or multiple vehicle accidents there [REDACTED] advised with concerns about the eastbound traffic lane is the vertical geometrics of the roadway with traffic backing up [REDACTED] further advised safety is always relative and that although he is at very little risk of being struck by a car at the front of the pack. His concerns were not for those in the front of the pack, but for the people at the back of the line and now stopped with traffic approaching them at 80 mph.
- [REDACTED] was asked about when he decided to shoot the dogs was there a consideration for giving more time to try and round the dogs up [REDACTED] advised time with traffic stopped starts a count down with unknown time on the clock with time counting down and the longer they sit there with the unknown amount of time running out that's when accidents start happening as traffic continues to back up [REDACTED] further advised as a description at some point the semi loaded at 86,000 pounds comes up over the overpass and smashes into the back of a minivan.
- [REDACTED] was asked for clarification that his concern was not so much for getting traffic flowing for the sake of traffic flowing, but... in which [REDACTED] poke and advised it's for the sake of not getting somebody killed from a fatality accident especially with somebody coming over that overpass.
- [REDACTED] was asked if during his career he has responded to accidents on the interstate [REDACTED] advised "a bunch".
- [REDACTED] was asked if during his career he has responded to secondary accidents on the interstate. [REDACTED] advised "a bunch".
- [REDACTED] advised he has been on the interstate on things as simple as a slide off and chain reaction accidents have started that you cannot do anything about.
- [REDACTED] was asked and clarified that it is not a presumption that it can happen he has firsthand knowledge that it does and is likely to happen.

- [REDACTED] was asked about the Heyburn Police Department policy on discharging of a duty weapon as far as dispatching animals [REDACTED] advised he does not know fully due to just switching policies, but they are supposed to contact a supervisor first, but preservation of life is first and foremost and most policies read that way.
- [REDACTED] was asked if he could do it over again would he change anything. [REDACTED] advised he wish he could express to us [REDACTED] how much he did not want to shoot those dogs. [REDACTED] further advised he doesn't even hunt and the fall out from all of this to his city, his co-workers, and what it has done to so many people not involved with the amount of hate this has brought out, but the fact is somebody was going to get killed. [REDACTED] further advised it was his job that day to make the hard decisions and he would have to do the same thing again.
- [REDACTED] was asked about the usual response and time for Animal Control/City On-Call. [REDACTED] advised they don't have an actual Animal Control it's a City On-Call that is somebody from Streets Department who hopefully has a truck with a catch pole and kennel in it. [REDACTED] further advised whoever the City On-Call is has to respond to the City Shop and get into the truck and grab whatever tools or items is needed.
- [REDACTED] advised it is rarely less than 30 minutes a lot of times its more than that depending on who the City On-Call is.
- [REDACTED] was asked if they have catch poles for the patrol cars. [REDACTED] advised they do not.
- [REDACTED] was asked if prior to the incident there was ever any animosity towards this. [REDACTED] advised no and they were Facebook friends before all of this. [REDACTED] further advised it was through Facebook and the incident on how [REDACTED] got so much of his personal information that was leaked.
- [REDACTED] was asked whose home addresses were put out there. [REDACTED] said [REDACTED] address was and his address was. [REDACTED] made comment that the gentleman who is a neighbor a few houses down in [REDACTED] was the person who posted the information.
- [REDACTED] was asked about since the incident has he had any contact with [REDACTED] or the dog owners. [REDACTED] advised he has not. He further advised her son. [REDACTED] who is a Deputy for Cassia County messaged him in which [REDACTED] did not respond. [REDACTED] advised on Sunday morning [REDACTED] soon to be ex-husband) called him and told him he was really sorry that [REDACTED] was going through all of this.
- [REDACTED] was asked what the message from [REDACTED] said. [REDACTED] advised it was something along the same lines of I am really sorry you are going through all of this.
- [REDACTED] also advised [REDACTED] had messaged him several times.

[REDACTED]  
 On Tuesday, June 6, 2023 [REDACTED] spoke with [REDACTED] via landline a [REDACTED] was with his wife when the traffic began to stop due to the dogs.

- [REDACTED] advised he observed in the westbound lanes two (2) vehicles pulled over and an individual outside of one of the vehicles attempting to catch the dogs.
- [REDACTED] advised he observed the dogs go from the northside (Westbound) of the interstate through the median to the southside (Eastbound) of the interstate where he could not see them.

- [REDACTED] advised traffic was still creeping along at four (4) to five (5) mph and then the dogs went back into the median into the westbound lane of traffic for a brief time.
  - [REDACTED] advised it was at this time that three (3) Heyburn Police Department vehicles arrived to the scene and that was the last he observed of the dogs.
  - [REDACTED] advised people in the westbound lanes were observed to get back into their vehicles and move along.
  - [REDACTED] advised as he was stuck in the traffic he was watching his rear-view mirror where he said traffic continued to “more and more build up, back to the overpass” (believed to be the 200 West Road Overpass).
- 
- [REDACTED] advised he felt that for his personal safety and the safety of everyone out there the Officers did exactly what they had to do even though it is a “bad deal”.
  - [REDACTED] advised they had to get traffic flowing so that there were not any accidents.
  - [REDACTED] advised, “I commend them”.
  - [REDACTED] clarified he was eastbound in the traffic jam during the phone interview.
  - [REDACTED] clarified he observed westbound traffic stopped, trying to catch the dogs.
  - [REDACTED] was asked if at any time did any of the vehicles swerve to try and miss the dogs and if the dogs were in the westbound lane of travel [REDACTED] advised “yes, yes they were” and that there were vehicles that had to “negotiate them as an obstacle” [REDACTED] further advised he cannot say they swerved, but they definitely had to slow way down because of the pedestrians as well as the dogs in the lanes of traffic and in the median.
  - [REDACTED] advised the dogs “were no stretch of the imagination were trying to be caught” and would not come to the people trying to catch them.
  - [REDACTED] advised the dogs almost looked to him if they were in a “frenzy”.
  - [REDACTED] advised with that being said there were pastures on both sides of the interstate that contained horses. [REDACTED] further advised the horses were stirred up also.
  - [REDACTED] advised he wondered if the dogs had been in the fields and caused the horses to get stirred up.
  - [REDACTED] advised he felt at that time there was a potential for the horses breaking through the fence and making their way onto the interstate as well.
  - [REDACTED] was asked if anyone in the eastbound lanes were stopped trying to catch the dogs [REDACTED] advised he was unable to see due to being too far back in the traffic.
  - [REDACTED] advised the traffic had come to a stand still for a bit that he estimated to be less than five (5) minutes.
  - [REDACTED] advised as the event unfolded one (1) Heyburn Police Department vehicle went down the inside (median/left shoulder) and two (2) Heyburn Police Department vehicles went down the outside (right shoulder).
  - [REDACTED] advised once the officers arrived to the front traffic was not stopped very long. Due to this [REDACTED] advised he believed once they arrived they dispatched the dogs.
  - [REDACTED] advised traffic started moving. [REDACTED] was asked what the officers were doing when they went by [REDACTED] advised he could not see due to being on the inside lane and having a semi-truck to the right side of him.
  - [REDACTED] was asked while being stuck in traffic if he had any fears [REDACTED] advised he constantly checked his rear-view mirror and tapped his brakes to make sure people were seeing he was stopped.
  - [REDACTED] advised he also thought about the overpass at the 211 and the low visibility with traffic backing up.

- [REDACTED] advised he was worried about traffic backing up and people's safety.
- [REDACTED] was asked if the traffic was light, medium, or heavy [REDACTED] advised westbound traffic was light compared to the eastbound lane which was "heavy".
- [REDACTED] was asked how often he drives or observes that stretch of the interstate. [REDACTED] advised he drives it approximately five (5) days a week.
- [REDACTED] was asked on this day (Saturday, May 27, 2023) if the traffic was normal or heavier than normal given the day and time [REDACTED] advised, "Um just a little bit above normal, but pretty average".
- [REDACTED] advised he has observed quite a few accidents at the on and off ramps at the 211 Exit because it is a "pretty tight spot".
- [REDACTED] was asked about the weather that day (Saturday, May 27, 2023) [REDACTED] advised it was clear visibility, comfortable temperature that wasn't hot or cold to him.
- [REDACTED] was further asked about the weather in regards to if it was raining or snowing [REDACTED] advised no rain, no snow, and clear visibility.
- [REDACTED] was asked for clarification on him stating the officers did what they had to do that day. [REDACTED] advised yes, he was concerned about crashes.
- [REDACTED] was asked if he was familiar with the individual [REDACTED] who posted this incident online. [REDACTED] advised he was not and he was disappointed [REDACTED] further advised he does not have social media, but his wife informed him of the post and he was furious that somebody would treat our local, well any law enforcement officer that way.
  - [REDACTED] advised he went to the Heyburn Police Department and let the officers know he supported them.

[REDACTED]

On Tuesday, June 6, 2023, [REDACTED] spoke with [REDACTED] via landline at [REDACTED]. [REDACTED] was a witness to the two (2) dogs on the interstate just prior to incident while he was traveling westbound on I-84.

- [REDACTED] was advised for the reason for the call.
- [REDACTED] advised he was happy to share his version of what he saw.
- [REDACTED] advised he was driving home that evening from Salt Lake westbound towards Twin Falls.
- [REDACTED] advised it was in the Heyburn area maybe 10 miles between the Kimberly exit and he could not tell exactly where it was at closer to the Kimberly exit than the next exit out. (It is unknown if he meant Kimberly or Burley).
- [REDACTED] advised he was driving along at 80 mph it was dusk and the sun wasn't down, and he does not believe he was relying on headlights [REDACTED] further advised there was not a lot of traffic ahead of him, but the eastbound lanes were backed up.
- [REDACTED] advised he remembers this because he wondered what happened and maybe there was an accident or something.
- [REDACTED] advised out of the borrow pit (the median) between the two lanes of the highway, this large white sheep dog looking dog just hops up on the highway trotting right towards him into oncoming traffic.
- [REDACTED] advised there was another dog that was black, thinner, and not as big [REDACTED] further advised he did not know the breed.

- [REDACTED] advised the big white dog was in his lane and the black dog was in the other lane heading eastbound in the westbound lane of traffic.
- [REDACTED] advised they “just commandeered the highway”.
- [REDACTED] advised they popped up close enough in front of him that he had to slam on his brakes and jerk his wheel to avoid them.
- [REDACTED] advised there was a pickup truck behind him as well as a semi.
- [REDACTED] advised he went between the two dogs, but slowed down significantly.
- [REDACTED] advised it was alarming how quickly they popped out in front of him.
- [REDACTED] advised at this point he worried about getting back up to speed with the other vehicles behind him as well as with the dogs on the roadway.
- [REDACTED] advised at this time he observed in his rear-view mirror the pickup and semi swerve to miss the dogs.
- [REDACTED] advised he thought if someone doesn’t do something about the dogs someone is going to get killed out here.
- [REDACTED] advised the next day he read in the paper about the incident and the people being upset.
- [REDACTED] advised he felt the need to call the Heyburn Police Department to let them know they did the right thing because somebody “was going to die”.
- [REDACTED] advised he hoped they tried other methods, but at the end of the day they needed to protect all the people traveling into the sun at dusk.
- [REDACTED] advised the visibility was decreased and hazardous.
- [REDACTED] was asked if he called it in. [REDACTED] advised he did not and he felt irresponsible for not doing so.
- [REDACTED] was asked how the traffic was. [REDACTED] advised it was light to moderate, heavier in the Burley area.
- [REDACTED] was asked about the weather. [REDACTED] advised it was clear.

[REDACTED]

On Friday, June 9, 2023 [REDACTED] spoke with [REDACTED] via landline at [REDACTED]. [REDACTED] name was provided to [REDACTED] by the dogs’ owner [REDACTED]. [REDACTED] was one of the motorists stopped in traffic on I-84 by the two (2) dogs.

- [REDACTED] advised that he was traveling eastbound to the stopped traffic on I-84.
- [REDACTED] advised he was approximately ten (10) to twelve (12) cars back from the front of stopped traffic.
- [REDACTED] advised he looked off the westbound lanes of traffic and observed two (2) dogs, a minivan, and a citizen out of the vehicle trying to catch the dogs, with westbound traffic coming towards them.
- [REDACTED] advised there was a white and black dog and they were just “running around crazy”.
- [REDACTED] advised at this point a vehicle came up over the rise and had to slam on its brakes with other vehicles coming up behind it.
- [REDACTED] advised the guy from the minivan was in the middle of the road when this occurred.
- [REDACTED] advised the dogs were “running everywhere” when two (2) semis came along and he doesn’t know how the dogs got through those two (2) semis. [REDACTED] further advised the semis were locking up their brakes..
- [REDACTED] advised at this time he “figured” the citizen was going to get hit.

- [REDACTED] advised this was a bad spot due to the westbound traffic having a little rise that made it difficult.
  - [REDACTED] advised by this point a police officer passes him on the median side.
  - [REDACTED] advised he sat there for what he estimated to be another eight (8) to ten (10) minutes. [REDACTED] further advised the dogs disappeared and the traffic started moving.
  - [REDACTED] advised it was a “miracle that we didn’t have multiple accidents on the westbound side”.
  - [REDACTED] advised he guesses the two (2) dogs were doing the same thing on the eastbound side that they were doing on the westbound side.
- 
- [REDACTED] advised it was like they were just let out for freedom by “running in circles and having fun.”
  - [REDACTED] advised that was the extent of what he had observed.
  - [REDACTED] advised he could not believe the guy in the minivan, “he was like dude you’re crazy.”
  - [REDACTED] advised he understands that they are someone’s pets, but “multiple people could of, there could have been some fatalities that day.”
  - [REDACTED] was asked about the weather that day [REDACTED] advised if he remembers right it was a nice day and he does not remember rain and that it was just a normal day.
  - [REDACTED] was asked about how far traffic was backed up [REDACTED] advised he guesses he was ten (10) to twelve (12) cars back approximately 150 yards from where the dogs were running.
  - [REDACTED] was asked besides the law enforcement vehicles going passed him was there any other law enforcement vehicles out there. [REDACTED] advised not that he could see.
  - [REDACTED] was asked when the traffic started moving and what he could see [REDACTED] advised did not see anything other than the three (3) officers on the side of the road. [REDACTED] further advised he did not know what they were doing.

[REDACTED]

During investigation, [REDACTED] attempted several times to contact [REDACTED] who has not responded back to [REDACTED] after requests to call him back were left on her voicemail. [REDACTED] was identified as being a witness to the incident and her name was given to [REDACTED] by [REDACTED] the dogs’ owner.

- [REDACTED] did not respond back to [REDACTED] request for contact left via voicemails.

[REDACTED]

On Thursday, June 15, 2023 [REDACTED] Interviewed [REDACTED] at [REDACTED] located a [REDACTED] Heyburn, Idaho [REDACTED] is the complainant, witness, and captured video of the incident on I-84 at approximately mile post 213.5.

- During the interview, [REDACTED] advised that she was on Interstate 84 near mile marker 211 (exit 211) when she stopped to assist a female by the name of [REDACTED] and male subject by the name of [REDACTED]
- [REDACTED] advised they were stopped and trying to catch the two (2) dogs that were on the interstate.
- [REDACTED] advised others had stopped to help as well and that there was light traffic which was slowing as they passed by [REDACTED] further advised traffic started to slow and eventually came to a stop.

- [REDACTED] advised she parked her vehicle on the edge of the eastbound median and had her flashers operating.
  - [REDACTED] advised a few minutes later she observed an Idaho State Police Trooper that was stopped in traffic [REDACTED] further advised she walked up to the Trooper and asked him if it would be ok if she attempted to catch the dogs.
  - [REDACTED] advised the Trooper (later identified as [REDACTED]) advised her that it was.
  - [REDACTED] advised she is a volunteer for Paws Rescue, Inc.
  - [REDACTED] advised as she was about to apprehend one of the two dogs, the Heyburn Police Department arrives on scene (No lights or sirens) and foiled her attempt.
- 
- [REDACTED] advised the dogs took off down the interstate eastbound.
  - [REDACTED] advised at this point [REDACTED] told her he was going to shoot the dogs and stated to her "shouldn't you be at home".
  - [REDACTED] advised a few seconds later, without even an attempt to catch the dogs [REDACTED] shoots and kills the dogs.
  - [REDACTED] advised [REDACTED] fired three (3) rounds, one at the Weimaraner (rifle) and two at the Pyrenees (one rifle, one pistol).
  - [REDACTED] advised when she pulled up to confront [REDACTED] threatened to arrest her if she did not leave the area.
  - [REDACTED] advised the dogs could have been caught, but [REDACTED] had no intention of doing so and instead killed them.
  - [REDACTED] advised she was traveling with a male subject by the name of [REDACTED] who was also attempting to catch the dogs with her.
  - [REDACTED] was asked about a "Go Fund Me" account that [REDACTED] started with the money stated it would be given to the dog owners for the loss of their dogs. [REDACTED] advised the money was never going to the dog owners, but to an unknown organization that would be able to help animals in need of rescue in situations such as this.
  - During the interview [REDACTED] advised that the dog owners were working with Heyburn Police Department to cover up the incident and even threatening her.
  - During the interview [REDACTED] advised she had permission from the Pyrenees owner [REDACTED] to go collect the dog's body, but was shut down by the Heyburn Police [REDACTED].
  - [REDACTED] advised that none of the dog owners cared about what happened to the dogs and even believes the family just dumped the dogs, due to the numerous citations and complaints they have received over the dogs in the past.
  - As the conversation went on during the interview [REDACTED] advised she has distanced herself from the "Go Fund Me" and [REDACTED] since finding out he was a known Registered Sex Offender. [REDACTED] further advised she told [REDACTED] to shut the "Go Fund Me" down. [REDACTED] advised she believed he had, until she looked and found that it was still up and running.

[REDACTED] with Idaho State Police

On Thursday, June 15, 2023, [REDACTED] spoke via landline with [REDACTED]

- While speaking with [REDACTED] he advised he was not working at the time of the incident and that he was not anywhere near the area of the incident.
- [REDACTED] advised he believes the reason his name was mentioned and "thrown in" was due to her calling in to complain the next day when he was working a day shift for the Idaho State

Police. [REDACTED] further advised his Dispatch referred people to call in the next day (Sunday, May 28, 2023) to talk to the supervisor [REDACTED] when they called in the night of the incident (Saturday, May 27, 2023).

- [REDACTED] compared this to other incidents in which citizens will call other agencies in hopes of filing a complaint on officers, but fail to call the agency the officer is actually employed by.

[REDACTED] with Idaho State Police

On Thursday, June 15, 2023, [REDACTED] spoke via landline with [REDACTED] via landline.

- While speaking with [REDACTED] he advised he was in the area of the incident on a traffic stop as he was the one who notified his Dispatch to contact Minidoka County due to the dogs near the interstate.
- [REDACTED] advised the dogs were near the interstate in the median and two (2) vehicles were pulled over near them.
- [REDACTED] advised one (1) "lady" pulled up next to him and made comments about being an animal rescue person. [REDACTED] advised he is not sure who the lady was, but she asked if she could try to catch them. [REDACTED] further advised he told her he didn't care and made a comment about nobody else having any luck catching them.
- [REDACTED] advised after his traffic stop he left the area and was not near the incident when it took place due to Minidoka County Dispatch being advised of the dogs. When speaking with [REDACTED] and confirmation with Idaho State Police call for service logs, it appears [REDACTED] was assigned to [REDACTED] at the time.

On Friday, June 16, 2023, [REDACTED] interviewed [REDACTED] via landline at [REDACTED]. [REDACTED] is a witness and was with [REDACTED] during the time of incident on I-84 at approximately mile post 213.5.

- During the interview [REDACTED] advised that he was on Interstate 84 near mile marker 211 (exit 211) when he stopped with [REDACTED] to assist a female [REDACTED] and male subject [REDACTED].
- [REDACTED] advised they were stopped and trying to catch the two (2) dogs that were on the interstate.
- [REDACTED] advised others had stopped to help as well and that there was light traffic which was slowing as they passed by [REDACTED] further advised traffic started to slow and eventually came to a stop.
- [REDACTED] advised they [REDACTED] parked the vehicle on the edge of the eastbound median and had the flashers on.
- [REDACTED] advised he observed an Idaho State Police Trooper in the area.
- [REDACTED] advised that [REDACTED] approached the Trooper and asked him if it would be ok if she attempted to catch the dogs.
- [REDACTED] advised the Trooper (later identified as [REDACTED]) got out and helped slow the traffic.
- [REDACTED] was asked about [REDACTED] volunteering for Paws (Paws Rescue, Inc.) [REDACTED] advised [REDACTED] is a volunteer for Paws.

- [REDACTED] advised that [REDACTED] was about to apprehend one of the two dogs, when the Heyburn Police Department arrived on scene.
- [REDACTED] advised the dogs took off down the interstate eastbound at this point.
- [REDACTED] advised at this point [REDACTED] stated he was going to shoot the dogs.
- [REDACTED] advised as [REDACTED] arrived he almost hit him [REDACTED] with his [REDACTED] patrol unit.
- [REDACTED] advised without even an attempt to catch the dogs [REDACTED] shoots and kills the dogs.
- [REDACTED] advised [REDACTED] fired three (3) rounds, one at the Weimaraner (rifle) and two at the Pyrenees (one rifle, one pistol).
- [REDACTED] advised the dogs could have been caught, but did not believe [REDACTED] had any intention of catching them.
- [REDACTED] was asked about the "Go Fund Me" account [REDACTED] advised he started it with [REDACTED]
- [REDACTED] was asked about what the "Go Fund Me" money was for. [REDACTED] advised it was for attorney fees and suing the Heyburn Police Department.
- During the interview [REDACTED] advised [REDACTED] was trying to collect the dogs' bodies, but was denied by the Heyburn Police [REDACTED]
- During the interview [REDACTED] advised he shut down the "Go Fund Me" account due to the fear he would get in trouble for stealing.
- During the interview [REDACTED] advised they tried getting the Idaho State Police Troopers name that day by calling in, but they were denied.

[REDACTED]

On Friday, June 16, 2023, [REDACTED] interviewed [REDACTED] via landline at [REDACTED]. [REDACTED] name was provided by [REDACTED] as a witness who had possible video of the incident. [REDACTED] spoke with this [REDACTED] and he said he was not in Idaho and not a witness to the incident.

On Wednesday, June 21, 2023, [REDACTED] attempted contact with [REDACTED] via email [REDACTED]

- On Wednesday, June 21, 2023 at 08:23 PM [REDACTED] email address [REDACTED] responded back to [REDACTED] email stating, "I'll give you a call tomorrow."

On Thursday, June 22, 2023, [REDACTED] spoke with [REDACTED] via landline.

- [REDACTED] advised [REDACTED] that he had a meeting to run to during the brief phone call, but informed [REDACTED] that he wrote a statement after the incident and would provide it via email with the information to [REDACTED]
- [REDACTED] received the email from [REDACTED] and called [REDACTED] to speak with him a little further about.
  - During the phone call [REDACTED] advised that [REDACTED] and him communicated on Facebook.
  - [REDACTED] advised [REDACTED] seemed crazy due to begging for money through Go Fund Me and he blocked her due to repeatedly messaging him.
- Please refer to the email for further details, but from the email the following was learned:
  - [REDACTED] wrote he was the one who called 911 to report the dogs on the interstate.

- [REDACTED] wrote they were driving home on “highway 84” around 6 PM
- [REDACTED] wrote the traffic was extremely light.
- [REDACTED] wrote the “Idaho police of Heyburn City arrived” and because they were “inconvenienced” they decided to shoot and kill exactly what they were called to serve and protect.
- [REDACTED] wrote the decision was made in less than six (6) minutes.
- [REDACTED] wrote he noticed something that should not be on the freeway “: two lost dogs”.
- [REDACTED] wrote he does not know how they got there or how long it had taken them to there, but two things went through his mind “: this is an accident waiting to happen and someone needs to do something”.

---

- [REDACTED] wrote, “knowing there is room for catastrophe here, we pulled off the side of the road and put on our hazards”.
- [REDACTED] wrote he began to slow down and flag cars as nobody could know if the dogs would bolt into the street and people weren’t noticing the dogs as he had.
- [REDACTED] wrote with his hazards on and him waiving people down, the few cars there were immediately beginning to slow down and were able to notice the dogs with ample time.
- [REDACTED] wrote two (2) other people in another car quickly noticed the situation and began to help slow cars.
- [REDACTED] wrote while trying to capture the dogs some slowed down while others passed by to get to their next destination.
- [REDACTED] wrote at this time he believed that nobody had called the police so he called 911 to get police assistance and learned nobody had called.
- [REDACTED] wrote as he was attempting to call it just so happened that a police car passed by on the other side of the freeway.
- [REDACTED] wrote, “Surely they will help”, but they pulled over a vehicle rather than helping so he continued to call 911.
- [REDACTED] wrote he was not from Idaho and when he called 911 it went to his dispatch and they transferred him to the correct dispatch for the area.
- [REDACTED] wrote, “the police officer who had passed the other direction (who still had their lights on) came up behind us. Which I told dispatch about. But the officer just sped past the dogs. I thought that they may be stopping traffic on the other side of the freeway, but they apparently didn’t have the foresight.”
- [REDACTED] wrote it was a number of minutes before any other law enforcement arrived and due to the amount of time thought of calling dispatch again.
- [REDACTED] wrote the dogs were to terrified to listen when people were attempting to help.
- [REDACTED] wrote when the police arrived there were about four (4) cruisers that passed by with their lights on.
- [REDACTED] wrote he got back into his car and almost immediately, “the event turned from concern to absolute horror.”
- [REDACTED] wrote one officer pulled over a “mere” fifteen (15) feet or less from the dogs and “opened fire”.
- [REDACTED] wrote he felt like the citizens who he was sure had other things to do put in more time and effort than the police had.
- [REDACTED] wrote he is not stupid and “I understand that if some wild rabid non-compliant, viscous dog were on the freeway, I can expect the police to EVENTUALLY come to the conclusion that there is nothing that can be done. But EVEN THEN I would expect tasers, leashes, animal control, a net, or literally anything else.”

- [REDACTED] wrote “But a rifle from feet away – pointed INTO traffic nonetheless—is absolutely unconscionable.”
- [REDACTED] wrote “two bullets into traffic was far far more dangerous than the two dogs, or the light traffic coming to a stop.”
- [REDACTED] wrote the officer dragged the “suffering creatures” off the side of the road “with less care than they would discarding yesterday’s trash.”
- [REDACTED] wrote the time frames provided by the Heyburn Police Department of “stopped traffic at 5:57” and “shooting at 6:03”.
- [REDACTED] wrote, “Imagine two lives only being given less than a mere 6 minutes. And then being determined too much of a nuisance to bother with only a half mile away from the next exit.”
- [REDACTED] wrote he believes the officers and the chief should be held responsible to the fullest extent of animal cruelty law.

[REDACTED]

On Friday, June 16, 2023 [REDACTED] attempted contact with [REDACTED] via email [REDACTED] name was provided by [REDACTED] as a possible witness to the incident.

- [REDACTED] received a notice via email stating, “The email address you entered couldn’t be found.”

[REDACTED]

On Friday, June 16, 2023 [REDACTED] attempted contact with [REDACTED] via landline [REDACTED] name was listed on the Minidoka County’s dispatch log as requesting contact to file a report stating, “she wants to file a report the officer is crazy he shot the dogs in front of them.”

- [REDACTED] did not respond back to [REDACTED] request for contact left via voicemail.

[REDACTED] refused to give last name during phone call)

On Friday, June 16, 2023 [REDACTED] spoke with [REDACTED] (unknown last name – refused to give last name at time) in regards to this case [REDACTED] called into the Jerome Police Department from [REDACTED] and left a voicemail. An Accurant search for the phone number [REDACTED] revealed the name of [REDACTED] at [REDACTED] Idaho [REDACTED] called [REDACTED] back and spoke with [REDACTED] via landline.

- [REDACTED] advised during the phone call that he was upset with the way law enforcement handled the dog situation.
- [REDACTED] advised if the officer is not fired he would lose all faith in law enforcement.
- [REDACTED] would not advise if he observed the incident or had information involving the incident.
  - [REDACTED] advised if the officer is not found guilty we would find out if we had information or not.
- [REDACTED] would not provide any further information (such as last name) about himself or the incident.

[REDACTED]

[REDACTED] called into the Idaho State Police Dispatch anonymously (would not give the name), but from the phone number [REDACTED] The information was passed on to Idaho State Police [REDACTED]

██████████ who later forwarded the information to ██████████ who forwarded it to the Jerome Police Department as part of the investigation. The Idaho State Police Dispatch records display the name of: ██████████ An Accurint search conducted by ██████████ found the phone number: ██████████ belongs to ██████████

- Idaho State Police Dispatch notes read,
- “CALL ABOUT HEYBURN PD OFFICER
- VERBATIUM:
  - ‘CALLING ABOUT THE MOTHERFUCKER EXCUSE MY LANGUAGE THAT KILLED THE DOGS ON PURPOSE
  - I HOPE HE FUCKING ROTS IN HELL
  - LAWSUITS GOING AGAINST THAT COCKSUCKER
  - IF HES NOT ON LEAVE, IF HES GETTING PAID
  - THAT MOTHERFUCKER
  - YOU TELL THE ISP, THE NICE GUY
  - THAT MOTHERFUCKER BETTER FUCKING GO HIGH’
- \*\*END OF CALL\*\*
- Due to the highly agitated state, angry, and disturbing comment ██████████ made that did not appear she observed anything personally at the time of incident, the Jerome Police Department did not talk to her as to not agitate the situation with her.

#### INVESTIGATION SUPPORTING DOCUMENTS/INFORMATION

Body Camera video – Heyburn Police Department  
Patrol Car video – Heyburn Police Department  
██████████ - Facebook Posting  
Witness Testimony/Interviews  
Witness Written Statement  
Call for Service Logs  
City of Heyburn Personnel Policy (Idaho Policing Policy 2022)  
City of Heyburn Police Reports  
Emails Associated with Case

#### INVESTIGATIVE FINDINGS

##### ALLEGATION I: Cruelty to Animals - EXONERATED

*Applicable Code and/or Policy*

Idaho State Code 25-3514(6) & (9)

- 25-3514. CHAPTER CONSTRUED NOT TO INTERFERE WITH NORMAL OR LEGAL PRACTICES. No part of this chapter shall be construed as interfering with or allowing interference with:
  - (1) Normal or accepted veterinary practices;
  - (2) The humane slaughter of any animal normally and commonly raised as food, for production of fiber or equines;

- (3) Bona fide experiments or research carried out by professionally recognized private or public research facilities or institutions;
  - (4) The humane destruction of an animal which is diseased or disabled beyond recovery for any useful purpose, or the humane destruction of animals for population control;
  - (5) Normal or accepted practices of animal identification and animal husbandry as established by, but not limited to, guidelines developed and approved by the appropriate national or state commodity organizations;
  - (6) The killing of any animal, by any person at any time, which may be found outside of the owned or rented property of the owner or custodian of such animal and which is found injuring or posing a threat to any person, farm animal or property;
  - ~~(7) The killing of an animal that is vicious by an animal control officer, law enforcement officer or veterinarian;~~
  - (8) The killing or destruction of predatory animals, vermin or other animals or birds which are injuring or posing a threat to farm or privately owned animals or property, when such killing or destruction is conducted in accordance with laws and rules covering such animals;
  - (9) Any other exhibitions, competitions, activities, practices or procedures normally or commonly considered acceptable.
- The practices, procedures and activities described in this section shall not be construed to be cruel nor shall they be defined as cruelty to animals, nor shall any person engaged in these practices, procedures or activities be charged with cruelty to animals.

Heyburn Police Department Policy & Procedures Manual (Idaho Policing Policy 2022)

Use of Force and Weapons – Page 12

- Most encounters with actual or suspected violators can be successfully handled without employing use of physical force, and whenever practicable, you should make use of time, distance and communication to obtain cooperation of a suspect and avoid the use of force.
- If these options are not sufficient to resolve a law enforcement situation, you are authorized to use reasonable force to accomplish a legitimate police purpose. This means that not only should you believe the force was reasonable, but other reasonable officers on scene would also judge the use of force as necessary and the amount of force as reasonable. You should use the minimal amount of force necessary to resolve the situation when practicable, but you are not required to use the least intrusive degree of force if circumstances warrant otherwise.

Heyburn Police Department Policy & Procedures Manual (Idaho Policing Policy 2022)

Firearms – Pages 13-14

- You are authorized to discharge a firearm in the line of duty to protect yourself or others from what you reasonably believe to be an imminent threat of death or serious bodily injury, or to affect the capture (or prevent the escape of) a felony suspect whose freedom is reasonably believed to represent a significant threat of death or serious bodily injury to yourself or others. An imminent threat is one that is not just possible, but real and likely to happen.
- Dangerous or injured animals – If alternative methods are not reasonably available or would likely be ineffective, you may use a firearm to destroy a dangerous animal or one that is so sick or badly injured that its death would relieve it from further suffering.

### *Finding*

**Exonerated:** This investigation found that [REDACTED] did not commit and/or violate acts of Cruelty to Animals - Idaho Code 25-3504 and that [REDACTED] did not violate City of Heyburn Personnel Policy or the Heyburn Police Department Policy & Procedures Manual (Idaho Policing Policy 2022). The investigation found that both dogs escaped through two (2) well-kept fences on the owners' property and through the Idaho Transportation Department fencing along I-84 which is outside of the owned or rented property of the dogs' owner or custodian of such animal which is found injuring or posing a threat to any person, farm animal, or property. [REDACTED] also testified he was going to shoot the Great Pyrenees once more for a total of two shots, but did not due to [REDACTED] interrupting his duties and creating further traffic issues/hazards (e.g. close proximity, yelling, filming, their vehicle stopped partially in lane) causing the dog to expire a short time later from the single shot.

The investigation had not only law enforcement testimony, but citizen (witness) testimony to the traffic backing up on I-84 during the incident with testimony that both dogs were on the roadways. This is known to those in law enforcement that there is a high probability that vehicle accidents can occur due to the stopped traffic along interstates and highways. This was also noted by citizens who were witness to the two (2) dogs running along both the westbound and eastbound lanes of I-84. There was citizen/witness testimony that they feared there would be fatality accidents caused due to the unpredictability of the dogs' actions and due to the unpredictability of the stopped traffic combined with the high rates of speeds (80mph) associated with I-84. One witness testified he believed the horses on both sides of I-84 were being stirred up possibly by both dogs and feared they might bust the fence to get onto I-84 as well. During the interviews with all three (3) Heyburn Police Officers, each stated if they had to do the incident again they would do it the same way due to the risk posed to the citizens traveling on I-84 that day.

### **ALLEGATION II: Use of Force - EXONERATED**

#### *Applicable Policy*

Heyburn Police Department Policy & Procedures Manual (Idaho Policing Policy 2022)

#### Use of Force and Weapons – Page 12

- Most encounters with actual or suspected violators can be successfully handled without employing use of physical force, and whenever practicable, you should make use of time, distance and communication to obtain cooperation of a suspect and avoid the use of force.
- If these options are not sufficient to resolve a law enforcement situation, you are authorized to use reasonable force to accomplish a legitimate police purpose. This means that not only should you believe the force was reasonable, but other reasonable officers on scene would also judge the use of force as necessary and the amount of force as reasonable. You should use the minimal amount of force necessary to resolve the situation when practicable, but you are not required to use the least intrusive degree of force if circumstances warrant otherwise.

Heyburn Police Department Policy & Procedures Manual (Idaho Policing Policy 2022)

#### Firearms – Pages 13-14

- You are authorized to discharge a firearm in the line of duty to protect yourself or others from what you reasonably believe to be an imminent threat of death or serious bodily injury, or to affect the capture (or prevent the escape of) a felony suspect whose freedom is reasonably believed to represent a significant threat of death or serious bodily injury to yourself or others. An imminent threat is one that is not just possible, but real and likely to happen.
- Dangerous or injured animals – If alternative methods are not reasonably available or would likely be ineffective, you may use a firearm to destroy a dangerous animal or one that is so sick or badly injured that its death would relieve it from further suffering.

---

*Finding*

**Exonerated:** This investigation found [REDACTED] did not violate City of Heyburn Personnel Policy or the Heyburn Police Department Policy & Procedures Manual (Idaho Policing Policy 2022). The investigation found through testimony and video review that [REDACTED] fired his police issued patrol rifle twice by shooting the Weimaraner once and the Great Pyrenees once. When [REDACTED] did so it appears from video and his testimony that he did so in a safe manner by angling each of the shots with a safe open field background behind both dogs. (e.g. shooting away from other motorists and away from residences with an open field behind each shot).

The investigation had not only law enforcement testimony, but citizen (witness) testimony to the traffic backing up on I-84 during the incident with testimony that both dogs were on the roadways. This is known to those in law enforcement that there is a high probability that vehicle accidents can occur due to the stopped traffic along interstates and highways. There was citizen/witness testimony that they feared there would be fatality accidents caused due to the unpredictability of the dogs' actions and due to the unpredictability of the stopped traffic combined with the high rates of speeds (80mph) associated with I-84. During the interviews with all three (3) Heyburn Police Officers, each stated if they had to do the incident again they would do it the same way due to the risk posed to the citizens traveling on I-84 that day.

Respectfully submitted,

[REDACTED] [REDACTED]  
[REDACTED] [REDACTED]