

RECEIVED  
JUL 13 2016  
OFFICE OF THE CITY ATTORNEY

**CITY OF SPOKANE ETHICS COMMISSION**  
**ETHICS COMPLAINT FORM**

Please review the City of Spokane's Code of Ethics – Chapter 1.04A SMC – before completing this complaint form. When you have completed this form, submit it to:

City of Spokane Ethics Commission  
Attention: Rebecca Riedinger  
Office of the City Attorney  
5<sup>th</sup> Floor Municipal Building  
W. 808 Spokane Falls Blvd.  
Spokane, WA 99201

or at: rriedinger@spokanecity.org

Pursuant to the City of Spokane's Code of Ethics, I am filing a complaint regarding conduct which I believe constitutes a violation of the City's Code of Ethics.

**Name, position, and department of person(s) I believe to have violated the Code of Ethics:**

Name: Margarett Redd

Position/Title: City Of Spokane Taxes & Licenses Department

**Nature of Code of Ethics violation:**

What specific provision of SMC 1.04A.030 do you believe has been violated?

N. Commission Of Acts Of Moral Turpitude Or Dishonesty

M Aiding others prohibited

Describe in as much detail as possible the alleged Code of Ethics violation conduct. Attach additional sheets of paper, if necessary. Please include all documentation you believe demonstrates a violation. Your description should include the date, location and frequency of the alleged violation.

2016-06

Margarette Reed Of City Of Spokane Tax & License Department Testified under oath at City of Spokane Appeal hearing on Tuesday July 12th 2016

---

In that hearing Margarette Reed testified that she and Michael Roberge of Spokane Police Department completed a notice of infraction on 6/15

---

Testimony by Margarette Reed confirmed by Michael Roberge that a citation was written to Pendleton Enterprises LLC

---

There are no records or copies of this Citation in public records. There is no citation in records in Municipal courts

---

for 6/15 or any date prior to 6/28/16 . There are no records of a Citation being written from Margarette Reed for Pendleton Enterprises

---

Margarette Reed has lied under oath in a City of Spokane Public hearing of writing a citation at a earlier date to justify

---

revised compliance citations written on 6/29/16

---

**Names and positions of the persons who may have witnessed the event:**

Officer Michael Roberge attended the appeals hearing and testified

---

Judge Brian T McGinn hearing examiner presided over the hearing.

---

Chad Patrick of Pendleton Enterprises attended and testified at the hearing.

---

Matthew Folsom City Of Spokane Assistant Attorney submitted the incident report and 6/29 citation as evidence in the hearing.

---

**Evidence or documentation**

Please list any evidence or documentation that would support your allegation of a Code of Ethics violation. Indicate whether you can personally provide that information.

Incident Report 16-215781 written by SPD Officer Michael Roberge

---

Supplemental Report 16-215781 written by SPD Officer Roberge

---

filed copy of "fixed" citation written on 6/29/16 as referenced by supplemental report written on 6/29/16 signed by M Redd

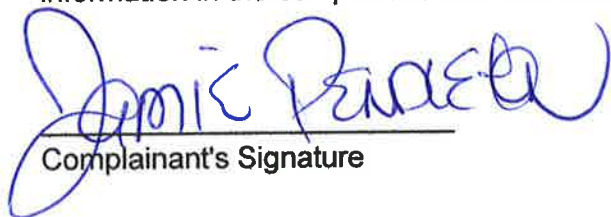
---

Hearing Examiner Notice of Hearing heard on 6/27/16

---

## Complainant Declaration

I declare under penalty of perjury of the laws of the State of Washington that to the best of my knowledge, information, and belief formed after reasonable reflection, the information in the complaint is true and correct.



Complainant's Signature

7-13-2016

Date

Date and Place (e.g. City, State)

7-13-16 Spokane, Wa

Name (please print): Jamie C Pendleton

Address: 15202 E Sprague Ave #1888 Veradale, Wa 99037

Phone Number(s): 208-918-1045

E-Mail Address: jpendleton@spokanedaiquirifactory.com

# INCIDENT REPORT

## Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>16-215781</b>	
INCIDENT TYPE <b>Information</b>		INCIDENT CLASSIFICATION #1 <b>CIVIL INFRACTION</b>		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #2 ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #4 ATTEMPTED <input type="checkbox"/>	
RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)	
REPORTED ON <b>Tue 06/14/2016 10:00</b>		DATE/TIME <b>Wed 06/08/2016 12:00</b>		OCCURRED TO <b>Tue 06/14/2016 10:00</b>	
DISPATCH TIME		ARRIVED TIME		CLEARED TIME	
REPORT DATE <b>06/16/2016</b>		REPORT TIME <b>18:09</b>		EST. TOTAL PROPERTY LOSS	
PRIMARY CHARGE				UCR/NIBRS CODE	
LOCATION OF INCIDENT <b>121 N Wall, Spokane, WA 99201</b>				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS <b>Suspect Named, Witness to Crime</b>					
RELATED INCIDENT NUMBERS				INCIDENT XREF	
ADDITIONAL REPORTING OFFICERS <b>None</b>					
<b>SUSPECTS</b> <small>S-Suspect, V-Victim, I-Individual, A-Arrested Person, UB-Victim - Business, M-Missing, MB-Person Merit Based, RO-Registered Owner, V-Deceased, PS-Passenger, PE-Pedestrian, PC-Pedestrian - Cyclist, O-Other, C-Complainant, IH-Intentional, G-Legal Guardian, D-Driver, W-Witness, CV-Complainant is Victim, CON-Contact, RU-Runaway, OW-Owner of Property</small>					
CODE <b>S-1</b>	NAME LAST FIRST MIDDLE <b>PENDLETON, JAMIE C</b>			SEX <b>M</b>	RACE/ETHNICITY <b>B-Black</b>
DATE OF BIRTH/AGE <b>07/05/1973 42</b>					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/> ADDRESS STREET, CITY, STATE ZIP <b>24805 E Liberty Creek Road, Liberty Lake, WA 99019</b>				RESIDENTIAL STATUS	
PLACE OF EMPLOYMENT/SCHOOL/ ADDRESS				OCCUPATION	
EMPLOYER PHONE					
ADDITIONAL PHONES <b>(509) 589-1045</b>					
CODE <b>S-2</b>	NAME LAST FIRST MIDDLE <b>Thompson, Sabrina</b>			SEX <b>F</b>	RACE/ETHNICITY <b>-</b>
DATE OF BIRTH/AGE <b>06/19/1972 43</b>					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/> ADDRESS STREET, CITY, STATE ZIP <b>1888, Veradale, WA 99037</b>				RESIDENTIAL STATUS	
PLACE OF EMPLOYMENT/SCHOOL/ ADDRESS <b>Pendleton Enterprises</b>				OCCUPATION	
EMPLOYER PHONE					
ADDITIONAL PHONES <b>(Business) (208) 610-5876</b>					
ID NO /NAME OF REPORTING OFFICER <b>#531 - Roberge, Michael</b>				DISTRIBUTION	
APPROVAL <b>#331 - Overhoff, David</b>				DATE/TIME <b>06/17/2016 09:05</b>	

Incident Report #1

06/17/2016 09:12:52:559

# INCIDENT REPORT CONTINUED

## Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION <b>CIVIL INFRACTION</b>				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER <b>16-215781</b>	
CODE <b>S-3</b>	NAME LAST, FIRST, MIDDLE <b>Pendleton, Jamie K</b>				SEX <b>F</b>	RACE/ETHNICITY <b>-</b>	DATE OF BIRTH/AGE <b>01/20/1993 23</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS STREET, CITY, STATE ZIP <b>1888, Veradale, WA 99037</b>				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ ADDRESS <b>Pendleton Enterprises</b>					OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES <b>(Business) (509) 241-3778</b>							
CODE <b>S-4</b>	NAME LAST, FIRST, MIDDLE <b>Pendleton, Jacqueline C</b>				SEX <b>F</b>	RACE/ETHNICITY <b>B-Black</b>	DATE OF BIRTH/AGE <b>07/31/1946 69</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS STREET, CITY, STATE ZIP <b>1888, Veradale, WA 99037</b>				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ ADDRESS <b>Pendleton Enterprises</b>					OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES <b>(Business) (509) 241-3778</b>							
<b>VICTIM/WITNESSES/OTHERS</b> <small>S-Suspect, V-Victim - Individual, A-Arrested Person, VU-Victim - Business, I-In-Witness, M-M Person Mentioned, RO-Registered Owner, V-Deceased, PC-Passenger, PE-Pedestrian, PO-Pedestrian - Cyclist, O-Other, C-Complainant, IN-Institutional, G-Local Guardian, D-Driver, W-Witness, CV-Consistent Victim, CON-Contact, RU-Runaway, OR-Owner of Property</small>							
CODE <b>RO-1</b>	NAME LAST, FIRST, MIDDLE <b>Pendleton Enterprises</b>				SEX <b>-</b>	RACE/ETHNICITY <b>-</b>	DATE OF BIRTH/AGE
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS STREET, CITY STATE ZIP				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
<b>NARRATIVE</b>							

On 06/08/2016 I received an email notification from Washington state liquor and cannabis board investigator Marvin Garrett detailing the following:

FYI

*I was downtown as civilian with my fiancé tonight at about 2130. We walked by the Daiquiri factory and there was a sign that said "now open," in front of the premise. The lights were on, music going and doors open, but no patrons in the premise at all. We walked in and asked the one employee that was there if they were open and he said, "yes we are, but tomorrow night would be there grand opening." While in the premise there was no alcohol on or around the bar area or anywhere we could see. There was a menu that listed all of their Daiquiri's, but at the bottom of the menu it says, "all beverages contain no alcohol." So I'm assuming they are planning on not serving alcohol during their opening because they have no Liquor License. But who knows what their plan is! Here are some photos. If anybody is out working the next few days and has time stop by and check to see if they are serving any Liquor let me know.*

Incident Report #1

CONTINUED ON NEXT PAGE

06/17/2016 09:12:53:837

**INCIDENT REPORT CONTINUED**  
**Spokane Police/Spokane County Sheriff**

Page 3

INCIDENT CLASSIFICATION  
**CIVIL INFRACTION**

ATTEMPTED ☐ INCIDENT NUMBER  
**16-215781**

*Figured this was good info and I know the City of Spokane is not too happy about their reopen.*

*Thanks*

*Officer Garrett Marvin  
Spokane Enforcement  
WA State Liquor and Cannabis Board  
509-309-6381*

Based upon this information I contacted Spokane City Department of Taxes and Licensing, licensing clerk M. Redd and asked that she contact and remind the business owners that they could not be playing loud music without the issuance of an entertainment license. She agreed to do so and stated that she left them a voicemail telling them such.

Downtown neighborhood conditions officer's noted the business open on 06/07/2016 at approximately 1500 hrs. They continually monitored the open business throughout the weekend. The downtown Spokane Daiquiri Factory was noted in bar patrol blogs on both Friday and Saturday evenings 06/10/2016 - 06/11/2016 by Sgt. Meyer. In speaking with Sgt. Meyer on Tuesday morning 06/14/2016 a stated that although the venue was open it was not crowded and that's music was emanating from the club however it was not as problematic during the evenings as some of the other clubs in the downtown core. He did not make any mention of entering the club.

06/14/2016: I was notified by Lt. T. Meidl that on Saturday at approximately 11 AM she noted loud music emanating from inside the downtown Spokane daiquiri factory while she was assigned to work during the Pride Parade through the downtown core.

06/15/2016: Based upon this information I notified Spokane City Department of Taxes and Licensing clerk M. Redd of the violation. I assisted her in completing a notice of infraction for the violation (one count). It should be noted that the daiquiri factory was open and emanating loud music despite the lack of license for the time period of 06/07/2016 until 06/14/2016.

06/15/2016: Based upon the Daiquiri Factory's willful noncompliance with Spokane municipal code, I denied their application for entertainment licensing. I notified the Washington State Liquor and Cannabis Board of this denial and the ongoing violations.

It should be noted, that I was unable to confirm the identity of anyone involved other than Jamie C. Pendleton and the registered business name.

**I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.**

**M. D. Roberge #531**  
**Spokane PD (CEU) N10**

Incident Report #1

**END OF INCIDENT REPORT**

06/17/2016 09 12:53 746

# SUPPLEMENTAL REPORT

**Spokane Police/Spokane County Sheriff**

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER	INCIDENT NUMBER <b>16-215781</b>		
REPORT PURPOSE		REPORTED ON DATE <b>Wed 06/29/2016</b>		TIME <b>10:40</b>	INCIDENT XREF
INCIDENT CLASSIFICATION #1 <b>CIVIL INFRACTION</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE <b>06/29/2016</b>	REPORT TIME <b>10:39</b>	
PRIMARY CHARGE					UCR/NIBRS CODE

## NARRATIVE

On 06/29/2016 I was contacted by Spokane City Prosecutors Office and asked to assist Spokane Taxes and Licenses Clerk M. Redd in fixing an infraction for compliance with the Municipal Court Clerk. The Prosecutor advised that the initial citation would be voided and that separate citations should be issued for each involved party within the Pendleton Enterprises LLC.

I assisted M. Redd in completing these infractions (W047779, W047780, W047781) per the instruction I received.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

M.D. Roberge #531  
Spokane PD N10

ID NO./NAME OF REPORTING OFFICER <b>#531 - Roberge, Michael</b>	DISTRIBUTION
APPROVAL <b>#242 - Torok, Dan</b>	DATE/TIME <b>06/29/2016 11:01</b>

Supplemental Report #1

06/29/2016 11:02:59 143







CHICAGO, ILL. (UPI) - A Chicago man has been charged with the murder of a woman who was killed in a car crash last year.

SP (lab) *M Redd* 2881

16-210781 1004-1180 11 Nov 1964



**HEARING EXAMINER**  
808 W. SPOKANE FALLS BLVD.  
SPOKANE, WASHINGTON 99201-3333  
509.625.6010  
FAX 509.625.6059

**BRIAN T. MCGINN**  
HEARING EXAMINER

June 27, 2016

**Appellant:** Jacqueline Pendleton  
Pendleton Enterprises LLC  
P.O. Box 1888  
Veradale, WA 99037

**Respondent:** Tim Szambelan, Assistant City Attorney  
City of Spokane  
808 W Spokane Falls Blvd.  
Spokane, WA 99201

**RE:** Appeal of the denial of a Entertainment License  
Regarding property located at 121 N. Wall Street, Spokane, WA  
Hearing Examiner File # AP-16-01

**Dear Parties:**

Pursuant to SMC 17G.050.320 (A) this hearing notice is to confirm that a hearing on the above-noted appeal has been scheduled for **10:00 A.M. Tuesday, July 12, 2016**, in the City Council Briefing Center Conference Room located on the Lower Level, Spokane City Hall, 808 West Spokane Falls Boulevard.

If the Appellant wishes to submit additional written prehearing materials (via: email: [hearingexaminer@spokanecity.org](mailto:hearingexaminer@spokanecity.org); fax: 509-625-6059 or postal) to this office please do so by 4:00 p.m., Tuesday, July 5, 2016. The City will have until 4:00 p.m., Monday, July 11, 2016, to reply. Please submit copies to each other as well. If you have any questions regarding procedure, please contact this office.

Respectfully,

Lee Ann Reid  
Office of the City of Spokane Hearing Examiner

c: Michael Roberge, Spokane Police Department  
Crystal Marchand, Accounting

**AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION:** The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. Individuals requesting reasonable accommodations or further information may call, write, or email Christine Cavanaugh at (509) 625-6383, 808 W. Spokane Falls Blvd., Spokane, WA, 99201; or [ccavanaugh@spokanecity.org](mailto:ccavanaugh@spokanecity.org). Persons who are deaf or hard of hearing may contact Ms. Cavanaugh at (509) 625-6383 through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.