

FILED
KING COUNTY, WASHINGTON

APR 04 2019

SUPERIOR COURT CLERK
BY LaTanya Smith
DEPUTY

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

MATTHEW GRABOWSKY

Defendant.

No. 17-1-07782-4 KNT

STATEMENT OF DEFENDANT ON
PLEA OF GUILTY (Nonfelony)
(STTDFG)

1. My true name is MATTHEW JOHN GRABOWSKY

2. My date of birth is June 18, 1991

3. I went through college

4. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT:

(a) I have the right to representation by a lawyer; if I cannot afford to pay for a lawyer, one will be provided at no expense to me. My lawyer's name is TIMOTHY LEARY

(b) I am charged with the crime(s) of Attempted Animal Cruelty in the First Degree

The elements of this (these) crime(s) are set forth in the information 2nd amended information, which is incorporated by reference and which I have reviewed with my lawyer.

1 5. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT I HAVE THE
2 FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY
3 PLEADING GUILTY:

4 (a) The right to a speedy and public trial by an impartial jury in the county where the crime
5 is alleged to have been committed;

6 (b) The right to remain silent before and during trial, and the right to refuse to testify against
7 myself;

8 (c) The right at trial to testify and to hear and question the witnesses who testify against me;

9 (d) The right at trial to have witnesses testify for me. These witnesses can be made to
10 appear at no expense to me;

11 (e) The right to be presumed innocent until the charge is proven beyond a reasonable doubt
12 or I enter a plea of guilty;

13 (f) The right to appeal a determination of guilt after a trial.

14 6. IN CONSIDERING THE CONSEQUENCES OF MY GUILTY PLEA(S), I
15 UNDERSTAND THAT:

16 (a) The crime(s) with which I am charged each carry a maximum sentence(s) of

17 364 (maximum 364) days in jail and a \$ 5000 fine.

18 (b) The crime of _____ has a mandatory minimum sentence
19 of _____. The law does not allow any reduction of this sentence. [If not
20 applicable, this paragraph should be stricken and initialed by the defendant and the judge M34.]

21 (c) The prosecuting attorney will make the following recommendation to the judge: _____

22 364 days suspended on condition: credit for time served, surrender
ownership of the two dogs in the possession of the City of Renton,
reimburse the City of Renton for the boarding costs (\$23,293.00),

1 agree to not own, or have direct contact with dogs for 24 months, sexual
2 denarius evaluation \$500 VPA, and no criminal law violations.
3 no further changes from Benton PD investigation #2017-11549 or 17-C-07102-Y 1CNI

4 ☒ The prosecutor will make the recommendation stated in the Plea Agreement and State's
Sentence Recommendation, which are incorporated by reference.

5 (d) The judge does not have to follow anyone's recommendation as to sentence. The judge
6 can give me any sentence up to the maximum authorized by law no matter what the prosecuting
7 attorney or anyone else recommends.

8 (e) The judge may place me on probation for up to ~~five years if I am sentenced under RCW~~ MS4
9 ~~46.61.5055 or up to~~ two years for all other offenses, and impose conditions of probation.

10 (f) The judge will order me to pay a victim's compensation fund assessment. The judge
11 may order that I pay a fine, attorney fees, and other costs, fees and assessments authorized by law.
12 The judge may also order me to make restitution to any victims who lost money or property as a
13 result of crimes I committed. The maximum amount of restitution is double the amount of the loss
14 to all victims or double the amount of my gain.

15 (g) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a
16 crime under state law is grounds for deportation, exclusion from admission to the United States, or
17 denial of naturalization pursuant to the laws of the United States.

18 (h) If I am convicted of any new crimes before sentencing, or if any additional criminal
19 history is discovered, the prosecuting attorney's recommendations may increase. Even so, I cannot
20 change my mind and my plea of guilty to this charge is binding on me.

21 (i) Government assistance may be suspended during any period of confinement.

1 **NOTIFICATION RELATING TO SPECIFIC CRIMES.**

2 **For any of the Following Paragraphs That Do Not Apply, the Paragraph Should**
3 **be Stricken and Initialed by the Defendant and the Judge.**

4 (j) If this crime involves a sexual offense, prostitution, or a drug offense associated with
5 hypodermic needles, I will be required to undergo testing for the human immunodeficiency virus
6 (HIV). [If not applicable, this paragraph should be stricken and initialed by the defendant and the
7 judge MSG.]

8 (k) This plea of guilty will result in revocation of my privilege to drive by the Department of
9 Licensing. If I have a driver's license, I must now surrender it to the judge. [If not applicable, this
10 paragraph should be stricken and initialed by the defendant and the judge MSG.]

11 (l) This conviction may affect my privilege to obtain a commercial motor vehicle driver's
12 license or result in the loss of any current commercial motor vehicle driver's license. RCW
13 46.25.090. [If not applicable, this paragraph should be stricken and initialed by the defendant and
14 the judge MSG.]

15 (m) If this conviction involves a violation of RCW Chapter 77.15, the Department of Fish
16 and Wildlife may, and in some cases is required to, suspend or revoke my privileges that fall within
17 Fish and Wildlife licensing. [If not applicable, this paragraph should be stricken and initialed by
18 the defendant and the judge MSG.]

19 (n) This crime was committed by one family or household member against another and is
20 assault in the fourth degree, coercion, stalking, reckless endangerment, criminal trespass in the first
21 degree, violation of provisions of a protective order, or harassment (as to harassment, it was
22 committed on or after June 7, 2018). I understand that I am not permitted to possess, own, or have
under my control any firearm unless my right to do so is restored by a court of record and that I

1 must immediately surrender any concealed pistol license. [If not applicable, this paragraph should
2 be stricken and initialed by the defendant and the judge MSG.]

3 (o) This crime involved driving while under the influence of alcohol and/or being in actual
4 physical control of a vehicle while under the influence of alcohol and/or drugs, and I understand
5 that I will be subject to

6 ☐ The penalties described in the "DUI" Attachment.

7 OR

8 ☐ these minimum penalties: The mandatory minimum sentence of _____ days in
9 jail OR _____ days of electronic home monitoring and \$ _____ monetary
10 penalty. I may also be required to drive only motor vehicles equipped with an ignition
11 interlock device as imposed by the Department of Licensing or the court. My driving
12 privilege will be suspended or revoked by the Department of Licensing for a period of
13 _____. The court may waive electronic home monitoring and impose an
14 alternative sentence, which may include additional jail time, work crew or work camp.

15 [If not applicable, this paragraph should be stricken and initialed by the defendant and the
16 judge. MSG.]

17 (p) Count _____ is a violation of an ignition interlock restriction, under RCW 46.20.740 or
18 RCW 46.20.750(1), and occurred on or after September 26, 2015. The sentence for that offense
19 must be served consecutively with any other sentence imposed for violations of either of those
20 statutes and with any sentence imposed under RCW 46.61.502 (DUI), RCW 46.61.504 (physical
21 control under the influence), or RCW 46.61.5055. The sentence for violation of RCW 46.20.750(1)
22 also must be served consecutively with any sentence imposed under RCW 46.61.520(1)(a) or
46.61.522(1)(b) (vehicular homicide/assault while under the influence of alcohol/drugs). [If not

1 applicable, this paragraph should be stricken and initialed by the defendant and the
2 judge. MSG.]

3 (q) This crime involved sexual misconduct with a minor in the second degree, or
4 communication with a minor for immoral purposes, or attempt, solicitation or conspiracy to commit
5 a sex offense, or a kidnapping offense involving a minor, as defined in RCW 9A.44.128. I will be
6 required to register with the county sheriff as described in the "Offender Registration" attachment.

7 [If not applicable, this paragraph should be stricken and initialed by the defendant and the
8 judge MSG.]

9 (r) This crime involved assault 4 with domestic violence pled and proved, assault 4 with
10 sexual motivation, communication with a minor for immoral purposes, custodial sexual misconduct
11 2, failure to register, harassment, patronizing a prostitute, sexual misconduct with a minor 2,
12 stalking, violation of a sexual assault protection order, or any other offense requiring registration
13 under RCW 9A.44.130. I will be required to have a biological sample collected for purposes of
14 DNA identification analysis. RCW 43.43.754. The judge will order me to pay a \$100 DNA fee
15 unless the state has previously collected my DNA as a result of a prior conviction. [If not
16 applicable, this paragraph should be stricken and initialed by the defendant and the

17 judge. MSG.]

18 (s) Because this crime involved a violation of the state drug laws, my eligibility for state
19 and federal education benefits will be affected. 20 U.S.C. § 1091(r). [If not applicable, this
20 paragraph should be stricken and initialed by the defendant and the judge MSG.]

21 (t) If this crime is a violation of RCW 46.61.502 (driving under the influence) and I have
22 Washington State volunteer firefighters vehicle license plates, I must surrender those license plates
at the time this plea is entered. MSG

1 (u) Because I am pleading guilty to patronizing a prostitute, a condition of my sentence will
2 be that I not be subsequently arrested for patronizing a prostitute or commercial sexual abuse of a
3 minor. The court will impose crime-related geographic restrictions on me if feasible. If this is my
4 first offense, the court also will order me to attend a program designed to educate me about the
5 negative costs of prostitution. [If not applicable, this paragraph should be stricken and initialed by
6 the defendant and the judge MSG.]

7 (v) Because this is a crime of domestic violence, I may be ordered to pay a domestic
8 violence assessment of up to \$115. If I am convicted under RCW 26.50.110, for a violation that
9 occurred on or after July 24, 2015, of a domestic violence protection order issued under chapter
10 26.50 RCW, the court will impose a mandatory fine of \$15.00. [If not applicable, this paragraph
11 should be stricken and initialed by the defendant and the judge MSG.]

12 (w) Because the crime to which I am pleading guilty was the result of my arrest for one of
13 the following crimes, the listed fee for the crime of arrest must be imposed by the judge at
14 sentencing. The court may reduce the fine by up to two-thirds only if it finds that I do not have the
15 ability to pay the fee.

16 Trafficking in the first or second degree: \$3000

17 Indecent exposure, prostitution, or a comparable county or municipal crime: \$50

18 Permitting prostitution or a comparable county or municipal crime: \$1500 if the
19 defendant has no prior convictions, deferred sentences, deferred prosecutions,
20 or diversion agreements for this offense; \$2500 if the defendant has one such
21 prior; \$5000 if the defendant has two such priors.

22 Patronizing a prostitute or a comparable county or municipal crime: \$1500 if the
defendant has no prior convictions, deferred sentences, deferred prosecutions,
or diversion agreements for this offense; \$2500 if the defendant has one such
prior; \$5000 if the defendant has two such priors.

Promoting prostitution in the first or second degree, or a comparable county or
municipal crime: \$3000 if the defendant has no prior convictions, deferred
sentences, deferred prosecutions, or diversion agreements for this offense;
\$6000 if the defendant has one such prior; \$10,000 if the defendant has two
such priors.

Commercial sexual abuse of a minor, promoting commercial sexual abuse of a minor, promoting travel for commercial sexual abuse of a minor, or a comparable county or municipal crime: \$5000.

[If not applicable, this paragraph should be stricken and initialed by the defendant and the judge

MSG.]

7. I plead guilty to the crime(s) of

Attempted Animal Cruelty in the First Degree - SM

as charged in the ~~information~~ 2nd amended information, including all charged domestic violence designations. I have received a copy of that information.

8. I make this plea freely and voluntarily.

9. No one has threatened harm of any kind to me or to any other person to cause me to make this plea.

10. No person has made promises of any kind to cause me to enter this plea except as set forth in this statement.

11. The judge has asked me to state briefly in my own words what I did that makes me guilty of this (these) crime(s), including domestic violence relationships, if they apply. This is my statement:

During a time intervening May 1, 2017 and May 31, 2017 I took a substantial step toward the (intentionally) commission of Animal Cruelty in the First Degree, ^{wherein} Kevin Richards delivered a dog to my house and, undressed. I set up a camera to film the dog, Diamond, penetrate me anally. This was for my sexual gratification. This occurred in King County, Washington.

FORM REV 5/21/18

STATEMENT OF DEFENDANT ON PLEA OF GUILTY

(Nonfelony) - 8

1 12. My lawyer has explained to me, and we have fully discussed, all of the above
2 paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on
3 Plea of Guilty." I have no further questions to ask the judge.

4 
5 DEFENDANT

6 I have read and discussed this statement
7 with the defendant and believe that the
8 defendant is competent and fully
9 understands the statement.

10 
11 PROSECUTING ATTORNEY

12 Print Name: A. Burns
13 WSBA# 46544

14 
15 DEFENDANT'S LAWYER

16 Print Name: TIMOTHY LEARY
17 WSBA# 30355

18 The foregoing statement was signed by the defendant in open court in the presence of the
19 defendant's lawyer and the undersigned judge. The defendant asserted that [check appropriate box]:

- 20 [☒] (a) The defendant had previously read; or
21 [☒] (b) The defendant's lawyer had previously read to him or her; or
22 [☐] (c) An interpreter had previously read to the defendant the entire statement above;

and that the defendant understood it in full.

I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. The
defendant understands the charges and the consequences of the plea. There is a factual basis for the
plea. The defendant is guilty as charged.

Dated this 4th day of April, 20 19.


JUDGE

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I am a Washington State court certified interpreter or have been found otherwise qualified by the court to interpret in the _____ language and I am fluent in that language, which the defendant understands. I have interpreted this entire document for the defendant from English into that language. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this _____ day of _____, 20__.

INTERPRETER
Print Name: _____

[If bilingual Spanish form is used.] I am a Washington State court certified interpreter for the Spanish language. I have provided in this form a written Spanish translation of the portions of the form completed in English by the defendant or the defendant's attorney. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this _____ day of _____, 20__.

TRANSLATOR
Print Name: _____

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6 SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

7 THE STATE OF WASHINGTON,)
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Plaintiff,)
v.) No. 17-C-07782-4 KNT
MATTHEW JOHN GRABOWSKY,) ~~SECOND~~
Defendant.) ~~FIRST~~ AMENDED INFORMATION

I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse MATTHEW JOHN GRABOWSKY of the following crime[s], which are based on the same conduct or a series of acts connected together or constituting parts of a common scheme or plan: **Attempted Animal Cruelty in the First Degree** committed as follows:

Count 1 Attempted Animal Cruelty in the First Degree

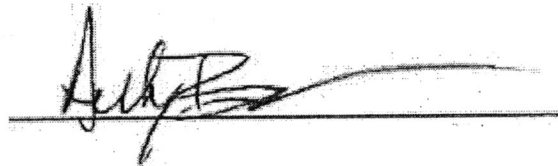
That the defendant MATTHEW JOHN GRABOWSKY in King County, Washington, on or about May 1, 2017, knowingly attempted to engage in sexual conduct or sexual contact with an animal, to wit: a dog; did knowingly attempt to photograph or film, for purposes of sexual gratification, a person engaged in a sexual act or sexual contact with an animal, to wit: a dog, and that KEVIN ALLEN RICHARDS did knowingly attempt to cause, aid, or abet another person, MATTHEW JOHN GRABOWSKY, to engage in sexual contact with an animal, to wit: a dog; for attempt as used in the above charge means that the defendant committed an act which was a substantial step towards the commission of the above described crime with the intent to commit that crime;

Contrary to RCW 9A.28.020 and 16.52.205(3), and against the peace and dignity of the State of Washington.

And further do allege the defendant, MATTHEW JOHN GRABOWSKY, of commission of this crime with sexual motivation, that is: that one of the purposes for which the defendant committed this crime was for the purpose of his sexual gratification, under the authority of RCW 9.94A.835.

DANIEL T. SATTERBERG
Prosecuting Attorney

By:

A handwritten signature in black ink, appearing to read 'Aubony G. Burns', is written over a horizontal line.

Aubony G. Burns, WSBA #46544
Deputy Prosecuting Attorney

1 CAUSE NO: _____
2 CERTIFICATION FOR THE DETERMINATION OF PROBABLE CAUSE
3
4 That C. Tolliver is a Collision Investigator with the Renton
5 Police Department and has reviewed the investigation conducted
6 in Renton Police Department Case Number #2017-11549
7
8 There is probable Cause to believe that Matthew J. Grabowsky,
9 born 06/18/1991, committed the crime of Cruelty to Animals 1st
10 Degree, RCW 16.52.205. This belief is predicated on the
11 following facts and circumstances that occurred within the
12 City Limits of Renton, in the County of King, and in the State
13 of Washington:
14
15
16 On 09/15/2017 at approximately 1155 hours, Renton Police
17 Department Officer C. DesMet was dispatched to assist Animal
18 Control Officer D. McAskill with an animal cruelty case that
19 occurred at 2213 Duvall Ave NE, in the City of Renton, County
20 of King, State of Washington. Upon arrival, AC McAskill
21 informed Officer DesMet that the reporting party, R.S.
born 10/26/93, wanted to file a report of animal cruelty
23 to her canine "Diamond", who is an 8 year old Siberian Husky
24 service dog. R.S. requests non-disclosure for fear of
25 retaliation.
26
27 AC McAskill gave me a synopsis of the call from speaking with
28 R.S. He also advised that a suspect in this case, one of
29 whom is her ex-boyfriend, has had access to her dog in the
30 past. She identified her ex-boyfriend as Kevin A. Richards,

1 DOB 1/16/1993. She also told McAskill that on about May 31,
2 2017, Richards told R.S. he was taking her dog "Diamond" to a
3 rollerblade park. R.S. felt this was a good idea and good
4 exercise for Diamond. On about August 19, 2017, she was
5 contacted by a mutual friend of hers and Kevin and was
6 informed that another mutual friend (Matthew Grabowsky, DOB
7 6/18/1991) was in a video having sexual intercourse with
8 Diamond. R.S. did not actually see the recording until the
9 evening of 09/14/17, at about 1811 hours. She observed a male
10 that she recognized as Grabowsky on a video getting onto his
11 hands and knees, nude, to engage in sexual acts with Diamond.
12 The video shows Grabowsky being mounted by Diamond and anally
13 penetrated by Diamond. R.S. clearly identified Grabowsky
14 from prior knowledge of him and identified Diamond by facial
15 markings and his service dog harness. R.S. also observed
16 property of Grabowsky inside the garage that the act occurred
17 in Grabowsky's residence. R.S. did not give Kevin permission
18 to take Diamond to Grabowsky's house and she did not give
19 Grabowsky permission to knowingly engage in sexual conduct
20 with Diamond. Richards and Grabowsky planned and coordinated
21 the crime against Diamond without her knowledge.

22
23 R.S. currently has a no contact order against Kevin from a
24 domestic assault in Bellevue, WA that occurred on about
25 08/24/17, which stemmed from Richards and Grabowsky attempting
26 to coerce R.S. to have sex with them for money. She
27 declined and was assaulted. Refer to Bellevue PD case #17-
28 45052 for further information. R.S. believes this was to
29 keep her from reporting them (Kevin and Grabowsky) and to make
30 her a less than credible witness if she chose to report them.

1 R.S. further informed Officer DesMet that Grabowsky claims to
2 have sex with dogs to keep from having sex with female
3 children. R.S. emailed Officer DesMet the video showing
4 Grabowsky engaging in sexual conduct with her canine Diamond.
5 Officer DesMet copied the video on a CD-ROM and submitted it
6 with the case file.

7
8 On 10/12/17, I called and spoke with R.S. about this case.
9 She told me that Diamond is a service dog that assists her for
10 her heart problems. She has previously had cardiac arrest in
11 the past and the dog alerts her to dangerous changes in blood
12 pressure.

13
14 She said that Richards has been abusive to her in the past
15 prior to her discovering that Grabowsky was having sex with
16 Diamond. She said starting back in April (2017), Richards was
17 pressuring her to have a threesome with him and Grabowsky but
18 she refused. Ever since then, she said that Grabowsky has
19 been pressuring her to have sex with him because according to
20 him, she has the body of a "15 year-old" and that's what he's
21 attracted to. She went on to tell me, Grabowsky recently
22 adopted two large dogs. He wanted R.S. to bring Diamond over
23 to his house so that both of their dogs could have sex and he
24 could masturbate to it.

25
26 I asked her how she received the video of Grabowsky engaged in
27 a sex act with her dog. She said she received it from a
28 friend. He messaged R.S. saying that he found Diamond in a
29 sex video. The friend described video and later sent it to
30 her. I asked her how she knew that the incident occurred in

1 Grabowsky's garage. She said she recognized the garage from
2 photographs she had seen on Facebook of a party he threw at
3 his house in the past. She told me that she and Kevin Richards
4 broke up June 2017 because of an abusive situation. On
5 09/24/17, she confronted both Richards and Grabowsky at their
6 apartment in Bellevue. Both Kevin and Grabowsky denied it
7 occurred. Grabowsky kept saying someone was trying to frame
8 him. R.S. then showed them a snippet of the video. They
9 started blaming R.S. for the abuse of the dog, telling her
10 that she should've had sex with them. They told her if she
11 had permitted them to have sex with her then they would not
12 have needed to have sex with her dog.

13
14 Grabowsky told R.S. that he was into "this" (having sex with
15 dogs). Grabowsky and Richards then wanted to pay her for sex.
16 When she refused, they threatened to kill her, telling her "if
17 you say anything to anyone about this, you're dead" (Richards
18 said this to R.S.). Richards also made threats about
19 throwing her dog off their balcony. When Grabowsky went to
20 take shower, she and R.S. kept arguing. Richards made
21 threats that the police would take Diamond and euthanize him.
22 She said she was freaking out and upset.

23
24 She also told me that Grabowsky told her that he has other
25 videos of him having sex with other dogs along with Diamond.
26 He also threatened that if he goes down (meaning if he gets
27 arrested) that Kevin would get arrested also because there are
28 videos of him (Kevin) having sex with Diamond.

29

1 R.S. began telling me about information that occurred before
2 the DV Assault. She told me that a mutual friend of theirs
3 witnessed Kevin Richards and her dog Diamond "having sex" when
4 they resided at their old apartment (15566 NE 22nd Pl S-753,
5 Bellevue 98007, the Liv Bel-Red Complex). On an unknown date,
6 the mutual friend was walking past their apartment and he
7 looked into R.S.'s bedroom window and saw Kevin and Diamond
8 engaging in sexual acts.

9
10 When I asked R.S. about Grabowsky, she said that she
11 suspected that he was into being sexual with dogs. She told
12 me about a time when she first got Diamond, he wanted to get a
13 puppy. He explained that he wanted the dog to be about 1-2
14 year-old female and she had to have gone through her first
15 heat cycle. R.S. assumed he was talking about for breeding
16 purposes. But she later heard rumors that he was into having
17 sex with dogs.

18
19 R.S. was able to provide to me the videos she had received
20 from a friend showing Grabowsky performing a sexual act with
21 her dog. I have viewed this video to confirm the contents are
22 what she purported them to be. The videos are of the inside
23 of a garage. Diamond, the dog can be seen in the video,
24 wearing his service harness and walking around the garage.
25 The second video shows the same dog. The footage contains a
26 human male, and shows his face, which R.S. identified as
27 Grabowsky. The male is nude and setting up an angle for the
28 camera. The video shows the same animal, Diamond, and shows
29 Diamond (a male husky type breed of dog) penetrate Grabowsky
30 for an extended period of time (almost a minute).

1 R.S. also was able to provide a screen shot of a video she
2 was sent digitally through an application known as "Telegram"
3 of Richards also being penetrated by Diamond.

4
5 On 10/25/2017, I met with King County Prosecutors and Ms.
6 R.S. at the King County Prosecutor's Office. R.S. detailed
7 the information above, correcting the date that the dog
8 Diamond was taken by Richards as being the week prior in May
9 than the one she originally gave (May 31). She also advised
10 she met Richards at a BBQ in August of 2016. They lived
11 together throughout most of 2017 until the summer. She met
12 Grabowsky in person in Chicago, IL at a "Furry" convention.
13 They were introduced to each other by Richards. Richards and
14 Grabowsky are friends. This is the only time she knows of that
15 the dog would not have left her side. Diamond remains with
16 her at almost all times as he alerts her to life threatening
17 changes in her blood pressure. On that lone occasion in May
18 she allowed Richards to take Diamond because she had not been
19 leaving her home and knew the dog needed exercise. She was
20 able to show us digital conversations that appear to
21 corroborate the domestic violence abuse as well as her
22 friendship with Grabowsky.

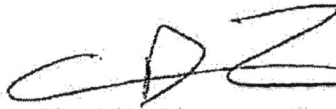
23
24 R.S. also detailed information that she, Richards and
25 Grabowsky were all part of a large group of "Furry"
26 enthusiasts. These are people that dress up as animals and
27 socialize. Some of these people communicate and share media
28 with each other on digital devices such as phones. This is
29 how she was able to receive the video of her dog engaged in
30 sex acts. She identified Grabowsky and Richards by

1 "screenname" as well as others believed to have access to
2 these images of animal cruelty. It is her belief and
3 understanding that there is a group on Telegram app that share
4 videos of themselves engaging in these crimes with each other.
5 Telegram is an app that broadcasts in a manner that can either
6 be live or recorded (one showing a screen in shape of circle,
7 the other live broadcasts). This is how "Wade" would have
8 been able to capture and send to R.S. .

9
10 Grabowsky has further admitted to R.S. that he has sex with
11 dogs and has an attraction for them. He has told her that he
12 has sex with dogs refrain from having sex with underage girls.
13 He has admitted to R.S. to having sex with his own dog,
14 "Shadow". R.S. also heard through the "furry" group of
15 friends that he was getting dogs from Facebook and then
16 disposing of them (killing them) when he is done. When she
17 confronted him about this Grabowsky told her that he gave the
18 animal back to the seller when done.

19
20
21 There is probable cause to charge Matthew J. Grabowsky, born
22 06/18/1991 with Animal Cruelty in the 1st Degree.

23
24 Under penalty of perjury under the laws of the State of
25 Washington, I certify that the forgoing is true and correct.
26 Signed and dated by me this 27 day of November 2017, at Renton,
27 Washington.

28
29 

#10540

Signature/ID

1
2 CAUSE NO. 17-1-07782-4 KNT

3 PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
4 CONDITIONS OF RELEASE

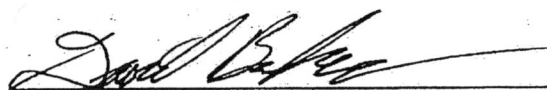
5 The State incorporates by reference the Certification for Determination of Probable Cause
6 prepared by of the Renton Police Department for case number 170011549.

7
8 The name of the R.S. (victim and dog owner) has been redacted from the certification due to the
9 nature of the allegations and fears of retaliation.

10
11 The State requests bail set in the amount of \$100,000.00. The defendant is charged with
12 engaging in sexual conduct with R.S.'s service dog without her knowledge. He is alleged to
13 have admitted to R.S. that he has engaged in substantially more conduct, is sexually attracted to
14 minors, and pressured R.S. to have sex with him. Given the sexual motivation enhancement, the
15 defendant faces a prison range sentence. Although the defendant has no known criminal history,
16 bail is appropriate given the facts of the case. The defendant poses a danger to animals, minors,
17 R.S. (who has already been threatened), and is a flight risk. Search warrants have already been
18 executed and computers seized. Given only the information in the certification, there is reason to
19 believe that evidence of additional crimes is likely to be uncovered, which would give the
20 defendant further incentive to flee.

1
2 The defendant should also be prohibited from having contact with animals and from living in any
3 residence where animals reside.
4

5 Signed and dated by me this 3rd day of November, 2017.
6
7

8 

9 David A. Baker, WSBA #41998
10 Senior Deputy Prosecuting Attorney
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**APPENDIX B TO PLEA AGREEMENT
PROSECUTOR'S UNDERSTANDING OF DEFENDANT'S CRIMINAL HISTORY
(SENTENCING REFORM ACT)**

DEFENDANT: MATTHEW JOHN GRABOUSKY

FBI No: State ID No.: WA28882091 DOC No.:

This criminal history was compiled on: November 6, 2017

- ☐ None known. Recommendations and standard range assumes no prior felony convictions.
- ☐ Criminal history not known and not received at this time. WASIS/NCIC last received on: 11/6/17

Offense	Score	Disposition	Type*
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Comments:

Prepared by: _____
Sidnie D. Sebastian

NON-FELONY PLEA AGREEMENT AND STATE'S RECOMMENDATION

Date of Crime: May 1, 2017 to May 31, 2017

Date: April 4, 2019

Defendant: MATTHEW JOHN GRABOUSKY

Cause No: 17-C-07782-4 KNT

The State of Washington and the defendant enter into this **PLEA AGREEMENT** which is accepted only by a guilty plea. This agreement **may be withdrawn at any time prior to entry of the guilty plea.** The PLEA AGREEMENT is as follows:

☐ This is part of an indivisible agreement that includes cause number(s): _____.

On Plea To: As charged in Count(s) ____ of the ☐ original ☒ ^{SECOND} ~~FIRST~~ amended information.

☒ **With Special Finding(s):** ☐ domestic violence – intimate partner, RCW 9A.36.041(4); ☐ domestic violence (other), RCW 10.99.020; ☒ other sexual motivation; for count(s) ____.

☐ **DISMISS:** Upon disposition of Count(s) ____, the State moves to dismiss Count(s) ____.

☒ **REAL FACTS:** The parties have stipulated that the facts set forth in the certification(s) for determination of probable cause and prosecutor's summary are real and material facts for purposes of this sentencing.

Sentence may not exceed 364 days of confinement (for gross misdemeanor) or 24 months of probation on each count, with the exception of sentences pursuant to RCW 46.61.5055, which may include up to 5 years of probation.

The **STATE RECOMMENDS**, pursuant to RCW chapter 9.95:

☐ Imposition of sentence on Count(s) ____ be **DEFERRED** for a period of ____ months, on the **FOLLOWING CONDITIONS:**

☒ Sentence of 364 days in the King County Jail on Count(s) 1 *concurrent/consecutive*, but execution **SUSPENDED** with a probation termination date of 24 months, on the **FOLLOWING CONDITIONS:**

☒ **SERVE CFTS** days on Count 1 and ____ days on Count ____ in ☐ the King County Jail; ☐ Work/Education Release; ☐ Electronic Home Detention; ☐ King County Community Work Program (Work Crew); ☐ Enhanced CCAP; with credit for all days served solely on this cause. Terms to be served *concurrently/consecutively* with each other. Terms to be served *concurrently/consecutively* with _____. Terms to be consecutive to any other term not referenced on this page.

☒ This is an agreed recommendation.

☒ Defendant agrees he or she has the ability to pay agreed legal financial obligations.

☒ **UNSUPERVISED PROBATION** ☐ **SUPERVISED PROBATION** under the jurisdiction of and subject to standard rules of supervision of the Washington Department of Corrections or King County Probation Department (not available for most crimes).

☒ Have no law violations.

☒ Have **NO CONTACT** WITH:

☒ **CRIME VICTIM(S)** DOGS as a condition of sentence

☐ and pursuant to RCW 10.99 or RCW 26.50.

☐ **MINORS**, except with supervision

☐ Do not possess or use alcohol or non-prescribed drugs.

☒ Obtain ☐ **alcohol/ substance abuse evaluation** ☒ Within 30 days of sentencing or release, whichever is later, obtain a sexual deviancy evaluation. Enroll in all recommended treatment following evaluation, abide by all rules of treatment and successfully complete treatment

UNSUPERVISED PROBATION Defendant agrees to attend any review hearings set during this period and to provide affirmative proof of compliance with sentencing conditions to include copies of any treatment documents to the Court, Prosecutor and Defense Attorney within 6 months, 12 months, and again 20 months from completion of probation. Any party may set review hearings with the court if defendant fails to submit any compliance documentation, fails to comply with treatment, or fails to complete ordered conditions.

☒ **OTHER:** no direct contact/ownership of dogs during the supervision term of 24 months.

☒ **MONETARY CONDITIONS:** court costs, recoupment for appointed counsel, WSP lab fee of \$100, incarceration costs, , and restitution.

☐ \$100 DNA collection fee. (If the crime requires a DNA sample, the fee is mandatory unless the State has previously collected DNA as a result of a prior conviction.)

Victim penalty assessment is mandatory.

☒ **RESTITUTION:** The defendant shall pay restitution in full to the victim(s) on charged counts and

☐ agrees to pay restitution in the specific amount of \$_____.

☒ agrees to pay restitution for boarding of animals 23,293.00.

☐ Complete _____ hours of **COMMUNITY RESTITUTION** ☐ within 6 months of sentencing;
☐ by _____.

The defendant agrees that any attempt to withdraw the defendant's guilty plea(s), or any attempt to appeal or collaterally attack any conviction or agreed sentence under this cause number or any cause number that is part of this indivisible agreement will constitute a breach of this agreement.

The recommendation assumes that prior convictions have been fully disclosed and are set forth in Appendix B. The State's recommendation will increase in severity if additional criminal convictions are found or if the defendant commits any new charged or uncharged crimes, fails to appear for sentencing or violates the conditions of release. If the defendant violates any other provision of this agreement, the State may either recommend a more severe sentence, file additional or greater charges, or re-file charges that were dismissed. The defendant waives any objection to the filing of additional or greater charges based on pre-charging or pre-trial delay, statutes of limitation, mandatory joinder requirements, or double jeopardy.

Maximum on Count(s) 1 is not more than 364 days each and \$5000 fine each.

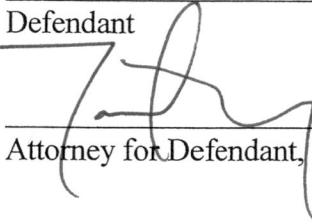
Maximum on Count(s) _____ is not more than 90/364 days each and \$1000/5000 fine each.

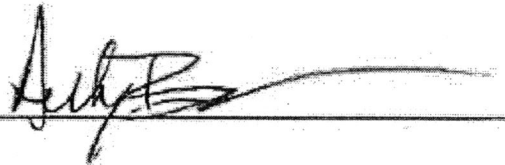
MANDATORY CONSEQUENCES: **HIV test** for any offense specified in RCW 70.24.340; **DNA test** (as required by RCW 43.43.754); **Revocation of right to possess a FIREARM** (RCW 9.41.040) for some domestic violence offenses; **DRIVER'S LICENSE REVOCATION** (RCW 46.20.285; RCW 69.50.420); **OFFENDER REGISTRATION** (RCW 9A.44.130,.140).

Non-Felony Plea agreement (2 pages)

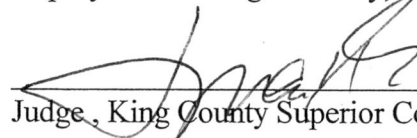


Defendant


Attorney for Defendant, WSBA# 30355



Deputy Prosecuting Attorney, WSBA #46544


Judge, King County Superior Court