

Superior
DISTRICT COURT, STATE OF WASHINGTON, COUNTY OF SPOKANE

FILED
OCT 30 2007

THOMAS R. FALLQUIST
SPOKANE COUNTY CLERK

STATE OF WASHINGTON)
Plaintiff,)

NO. 2007-0123

VS

SEARCH WARRANT -

Hollywood Erotic)
Boutique)
Defendant.)

RETURN, INVENTORY & RECEIPT

1. DATE AND TIME OF EXECUTION OF SEARCH WARRANT:

10-28-07 1310

2. PREMISES AND FILES SEARCHED:

9611 E. Sprague

3. PERSONS PRESENT DURING EXECUTION OF SEARCH WARRANT:

DET. M. BURBIDGE

4. INVENTORY LIST OF INFORMATION SEIZED:

(SEE ATTACHED SEARCH WARRANT PROPERTY SHEET ADDITIONAL)

5. METHOD OF ENTRY:

- NO FORCE -

M. Z
Seizing Officer

COPY OF RECEIPT RECEIVED:

Recipient

CERTIFICATE OF RETURN:

I certify that on this 30 day of Oct., 192007, at
10:40 (AM/PM) the above captioned search warrant and written inventory were
returned to the ~~District~~ ^{*Superior*} Court Judge who signed the search warrant by delivery
to the Spokane County ~~District~~ ^{*Superior*} Court Clerk.

Diane Moran Dep Clerk

Date 10-28-07	Time 1310	SPOKANE POLICE-SHERIFF SEARCH WARRANT PROPERTY SHEET ADDITIONAL	Page	Incident Number
Bin #			of	Property No.
Incident Classification S/W EXTORTION		Property Location Do Not Use		
Location Taken From 9611 E. SQUIRE				
Person Taken From		DOB	Arrested Y N	Prop. Fac. Spec.
Address		City	State	Zip Code Phone
Evidence Referral Numbers		Officer BURBRIDGE	Officer # 709	Dept. 02

Type of Class: **E-Evidence (3) F-Found (5) S-Safekeeping (10) D-Destroyed (7)**

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
	VIDEO TAPE		Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
			Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
			Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
			Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
			Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
			Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Item #	Description (If weapon, indicate barrel length, action, finish)	Quantity	Property Use Only	
			Wt. In	Wt. Out
Class	Brand Name	Model & Caliber	Serial/OAN	

Owner - If Not Above **D.O.B.** Address City /State Zip Code Phone

Returned at scene item #' s:

Signature of person delivering property

Signature of person receiving property

FILED

OCT 30 2007

THOMAS R. FALLQUIST
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF SPOKANE

STATE OF WASHINGTON,)
 Plaintiff,)
 v.)
 Hollywood Erotic Boutique)
 9611 E. Sprague, Spokane, WA)
 Defendant.)

No. 2007-0123

SEARCH WARRANT

TO ANY PEACE OFFICER OF THE STATE OF WASHINGTON:

WHEREAS, Det. Mark Burbridge, has this day signed an affidavit on oath before the undersigned, one of the District Court Judges in and for the County of Spokane, that he believes that a felony has been or is being committed, to wit:

Extortion in the First Degree, and that evidence of said felony is located:

on the premises located at:

Hollywood Erotic Boutique, 9611 E. Sprague, Spokane, WA

upon or in the vehicle(s) described as follows:

on the following person(s):

WHEREAS, the undersigned finds that there is probable cause to believe said facts contained in the affidavit to be true:

THEREFORE, in the name of the State of Washington, you are commanded within 10 days (not to exceed ten [10] days) to:

- enter onto the aforementioned premises
- enter the aforementioned vehicle(s)
- detain the aforementioned person(s)

with the necessary and proper assistance, and diligently search for and seize:

Recorded video surveillance from 0000 hours to 0600 hours on 10/26

and make a return of said warrant promptly, no later than three (3) days from the execution of the Search Warrant to the undersigned Judge, showing all acts and things done thereunder, with a written inventory of any properties taken, and the name of the person(s) in whose possession the same were found, if any, and if no person(s) be found in the possession of said articles, the inventory shall so state.

The peace officer taking property under the warrant shall give to the person from whom or from whose premises the property is taken a copy of the warrant and a receipt for the property taken. If no such person is present, the officer may post a copy of the Search Warrant and Receipt.

The inventory shall be made in the presence of the person from whose possession or premises the property is taken, or in the presence of at least one (1) person other than the seizing officer. This person may be another officer.

10/28/07 12:05 Dee A. Puley
Date/Time Judge, Spokane County Superior Court

The subject of the search may request that a search warrant and accompanying papers not be filed. Unless there is an objection within seven (7) days after the execution of the Search Warrant, the Search Warrant and all accompanying papers will be filed and become available for public inspection.

The State objects to the filing of this Search Warrant and accompanying papers:

() YES

(X) NO

(2) Crime being investigated:

Extortion in the First Degree

(3) Circumstances supporting probable cause:

On 10/26/07 Richard Curtis went to Hollywood Erotic Boutique, located at 9611 E. Sprague, Spokane, WA. Curtis entered the boutique at approximately 12:45 am. While at the boutique, Curtis met Cody M. Castagna. Cody Castagna later accompanied Richard Curtis back to his room at the Davenport Towers Hotel #968. Richard Curtis and Cody Castagna arrived at the hotel at approximately 3:34am.

Richard Curtis and Cody Castagna engaged in mutual sexual activities. At the conclusion of the sexual activities, Richard Curtis fell asleep. It is disputed how Cody Castagna obtained Richard Curtis' wallet, but Cody Castagna did leave the hotel with Richard Curtis' wallet. Later that morning, Cody Castagna called Richard Curtis and offered to return his wallet in exchange for money. Cody Castagna demanded the remainder of the \$1,000 from Richard Curtis. Cody Castagna also threatened to publicly expose Richard Curtis' gay lifestyle to his wife. Richard Curtis said he only had \$200 which Cody Castagna demanded Richard Curtis give to him. Richard Curtis left an envelope at the front desk of the Davenport Towers Hotel containing the \$200 for Cody Castagna. Cody Castagna later re-contacted Richard Curtis by phone and demanded another \$800. Det. Madsen was present when Richard Curtis received this phone call. Det. Madsen listened in to this phone call and heard a male demanding \$800 from Richard Curtis. This male demanded Richard Curtis put the \$800 in an envelope and drop it at a specific location.

Richard Curtis was later interviewed by Det. Madsen. Richard Curtis said he met Cody Castagna at the Hollywood Erotic Boutique earlier that day. Curtis said he gave Cody Castagna \$100 for "gas money" and was insistent the money exchanged was not payment for sex. Richard Curtis was adamant he never agreed to give Cody Castagna any money for sex, especially \$1,000.

Cody Castagna was later interviewed by Det. Madsen and he said he met Richard Curtis at the Hollywood Erotic Boutique. Cody Castagna said Richard Curtis agreed to pay him \$1,000 for sex. Cody Castagna said Richard Curtis purchased two gay XXX films from the hotel system for them to watch in the room. Cody Castagna said once the sexual activities were over, Richard Curtis gave him his wallet to hold for collateral for the remainder of the money. Cody Castagna admitted threatening to publicly expose Richard Curtis' gay lifestyle to his wife unless Richard Curtis provided the disputed money.

Your affiant spoke with Jalene Henneman, who is the clerk that was working at Hollywood Erotic Boutique on 10/26/07 at approximately 12:45 am. Henneman identified Richard Curtis as a customer who had been in the store earlier morning and had met up with a young white male. Henneman told your affiant the store has a recorded video system in the public areas of the store.

WHEREFORE, affiant requests that a Search Warrant issue for the purpose of searching:

PREMISES, described as follows:

Hollywood Erotic Boutique, 9611 E. Sprague, Spokane, WA

VEHICLE(S), described as follows:

PERSON(S), described as follows:

to seize (list property to be named in Search Warrant):

Recorded video surveillance from 0000 hours to 0600 hours on 10/26/07



Affiant Police Officer

SUBSCRIBED AND SWORN TO before me this 28th day of

OCT, 2007.



Judge, Spokane County Superior Court

FILED

OCT 30 2007

THOMAS R. FALLQUIST
SPOKANE COUNTY CLERK

Superior
DISTRICT COURT, STATE OF WASHINGTON, COUNTY OF SPOKANE

STATE OF WASHINGTON)

Plaintiff,)

NO. 2007-0123

SEARCH WARRANT -

vs
Davenport Hotel

RETURN, INVENTORY & RECEIPT

Defendant.)

1. DATE AND TIME OF EXECUTION OF SEARCH WARRANT:

10-29-07 0830

2. PREMISES AND FILES SEARCHED:

Davenport Hotel

3. PERSONS PRESENT DURING EXECUTION OF SEARCH WARRANT:

DET. MARK BURSMORE

4. INVENTORY LIST OF INFORMATION SEIZED:

(SEE ATTACHED SEARCH WARRANT PROPERTY SHEET ADDITIONAL)

5. METHOD OF ENTRY:

- NO FORCE -

And #209
Seizing Officer

COPY OF RECEIPT RECEIVED:

Recipient

CERTIFICATE OF RETURNEE:

I certify that on this 30 day of Oct., 2007, at

10:40 (AM/PM) the above captioned search warrant and written inventory were returned to the *Superior* District Court Judge who signed the search warrant by delivery to the Spokane County *Superior* District Court Clerk.

Riane Moran, Sp. Clerk

Date 10-29-07	Time 0830	SPOKANE POLICE-SHERIFF SEARCH WARRANT PROPERTY SHEET ADDITIONAL		Page	Incident Number	
Bin #				of	Property No.	
Incident Classification S/W				Property Location Do Not Use		
Location Taken From DAVENPORT HOTEL						
Person Taken From			DOB	Arrested Y N	Prop. Fac. Spec.	
Address			City	State	Zip Code	Phone
Evidence Referral Numbers			Officer BURBIDGE	Officer # 709	Dept. 02	
Type of Class: E-Evidence (3) F-Found (5) S-Safekeeping (10) D-Destroyed (7)						
Item #	Description (If weapon, indicate barrel length, action, finish) DOOR ACCESS RECORDS			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Item #	Description (If weapon, indicate barrel length, action, finish) VIDEO			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Item #	Description (If weapon, indicate barrel length, action, finish) RESISTANCE INFO			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Item #	Description (If weapon, indicate barrel length, action, finish) MOVIE REEL RECORDS			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Item #	Description (If weapon, indicate barrel length, action, finish)			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Item #	Description (If weapon, indicate barrel length, action, finish)			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Item #	Description (If weapon, indicate barrel length, action, finish)			Quantity	Property Use Only Wt. In Wt. Out	
Class	Brand Name	Model & Caliber		Serial/OAN		
Owner - If Not Above		D.O.B.	Address	City /State	Zip Code	Phone
Returned at scene item #' s:						
Signature of person delivering property				Signature of person receiving property		

FILED

OCT 30 2007

THOMAS R. FALLQUIST
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF SPOKANE

STATE OF WASHINGTON,)
Plaintiff,)
v.)
Richard L. Curtis, WM, 3/8/59)
Davenport Towers Hotel)
10 S. Post, Spokane, WA)
Defendant.)

No. *2007-0123*

SEARCH WARRANT

TO ANY PEACE OFFICER OF THE STATE OF WASHINGTON:

WHEREAS, Det. Mark Burbridge, has this day signed an affidavit on oath before the undersigned, one of the District Court Judges in and for the County of Spokane, that he believes that a felony has been or is being committed, to wit:

Extortion in the First Degree, and that evidence of said felony is located:

on the premises located at:

Davenport Towers Hotel, 10 S. Post, in the City/County of Spokane, State of Washington.

upon or in the vehicle(s) described as follows:

on the following person(s):

WHEREAS, the undersigned finds that there is probable cause to believe said facts contained in the affidavit to be true:

THEREFORE, in the name of the State of Washington, you are commanded within 10 days (not to exceed ten [10] days) to:

- (x) enter onto the aforementioned premises
- () enter the aforementioned vehicle(s)
- () detain the aforementioned person(s)

with the necessary and proper assistance, and diligently search for and seize:

registry information for Richard Curtis, surveillance video and still photographs from surveillance video from 0130 to 1130 hours on 10/26/07, room access information, purchasing information for room #968 from 10/25/07 through 10/26/07.

and make a return of said warrant promptly, no later than three (3) days from the execution of the Search Warrant to the undersigned Judge, showing all acts and things done thereunder, with a written inventory of any properties taken, and the name of the person(s) in whose possession the same were found, if any, and if no person(s) be found in the possession of said articles, the inventory shall so state.

The peace officer taking property under the warrant shall give to the person from whom or from whose premises the property is taken a copy of the warrant and a receipt for the property taken. If no such person is present, the officer may post a copy of the Search Warrant and Receipt.

The inventory shall be made in the presence of the person from whose possession or premises the property is taken, or in the presence of at least one (1) person other than the seizing officer. This person may be another officer.

10/28/07 12:05 p.m. Deed Q. Puer

Date/Time

Judge, Spokane County Superior Court

The subject of the search may request that a search warrant and accompanying papers not be filed. Unless there is an objection within seven (7) days after the execution of the Search Warrant, the Search Warrant and all accompanying papers will be filed and become available for public inspection.

The State objects to the filing of this Search Warrant and accompanying papers:

() YES

NO

FILED
OCT 30 2007
THOMAS R. FALLQUIST
SPOKANE COUNTY CLERK

SPD NO. 07-808376

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SPOKANE

STATE OF WASHINGTON,)
Plaintiff,)
v.)
Richard L. Curtis, WM, 3/8/59)
Davenport Towers Hotel)
10 S. Post, Spokane, WA)
Defendant.)

No. 2007-0123
AFFIDAVIT FOR SEARCH WARRANT
FOR EVIDENCE OF:

Extortion in the First Degree
(Name of Felony Herein)

Det. Mark Burbridge, being first duly sworn on oath, deposes and says:

(1) Background of affiant:

Affiant has been a police officer with the City of Spokane since 1988. He is a detective currently assigned to the Major Crimes Unit. Affiant has been assigned and promoted to positions within his employment which include, but are not limited to, Special Investigative Unit (narcotics), Undercover Investigations, SWAT Team member and Bomb Squad. He has attended numerous schools and seminars dealing with the investigation of serious crimes, including narcotics manufacturing and trafficking and homicide. He has applied for and been granted search warrants dealing with those crimes.

(2) Crime being investigated:

Extortion in the First Degree

(3) Circumstances supporting probable cause:

On 10/26/07 Richard Curtis went to Hollywood Erotic Boutique, located at 9611 E. Sprague, Spokane, WA. Curtis entered the boutique at approximately 12:45 am. While at the boutique, Curtis met Cody M. Castagna. Cody Castagna later accompanied Richard Curtis back to his room at the Davenport Towers Hotel #968. Richard Curtis and Cody Castagna arrived at the hotel at approximately 3:34am.

Richard Curtis and Cody Castagna engaged in mutual sexual activities. At the conclusion of the sexual activities, Richard Curtis fell asleep. It is disputed how Cody Castagna obtained Richard Curtis' wallet, but Cody Castagna did leave the hotel with Richard Curtis' wallet. Later that morning, Cody Castagna called Richard Curtis and offered to return his wallet in exchange for money. Cody Castagna demanded the remainder of the \$1,000 from Richard Curtis. Cody Castagna also threatened to expose Richard Curtis' gay lifestyle to his wife and the public. Richard Curtis said he only had \$200 which Cody Castagna demanded Richard Curtis give to him. Richard Curtis left an envelope at the front desk of the Davenport Towers Hotel containing the \$200 for Cody Castagna. Cody Castagna later re-contacted Richard Curtis by phone and demanded another \$800. Det. Madsen was present when Richard Curtis received this phone call. Det. Madsen listened in to this phone call and heard a male demanding \$800 from Richard Curtis. This male demanded Richard Curtis put the \$800 in an envelope and drop it at a specific location.

Richard Curtis was later interviewed by Det. Madsen. Richard Curtis said he met Cody Castagna at the Hollywood Erotic Boutique earlier that day. Curtis said he gave Cody Castagna \$100 for "gas money" and was insistent the money exchanged was not payment for sex. Richard Curtis was adamant he never agreed to give Cody Castagna any money for sex, especially \$1,000.

Cody Castagna was later interviewed by Det. Madsen and he said he met Richard Curtis at the Hollywood Erotic Boutique. Cody Castagna said Richard Curtis agreed to pay him \$1,000 for sex. Cody Castagna said Richard Curtis purchased two gay XXX films from the hotel system for them to watch in the room. Cody Castagna said once the sexual activities were over, Richard Curtis gave him his wallet to hold for collateral for the remainder of the money. Cody Castagna admitted threatening to expose Richard Curtis' gay lifestyle to his wife and the public unless Richard Curtis provided the disputed money.

Your affiant contacted the Davenport Towers Hotel security staff. The hotel has an extensive video surveillance system which is recorded. The hotel has a computer system which also records entry times that the individual hotel room doors are opened and the computer system records which movies are purchased by the guests in their hotel rooms.

WHEREFORE, affiant requests that a Search Warrant issue for the purpose of searching:

PREMISES, described as follows:

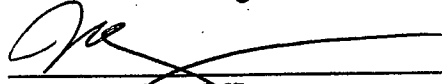
Davenport Towers Hotel, 10 S. Post, in the City and County of Spokane, State of Washington

VEHICLE(S), described as follows:

PERSON(S), described as follows:

to seize (list property to be named in Search Warrant):

registry information for Richard Curtis, surveillance video and still photographs from surveillance video from 0130 to 1130 hours on 10/26/07, room access information, purchasing information for room #968 from 10/25/07 through 10/26/07.



Affiant Police Officer

SUBSCRIBED AND SWORN TO before me this 26th day of

OCTOBER, 2008.



Judge, Spokane County Superior Court