



Grand Traverse County Sheriff

Summary

Print Date/Time: 02/17/2012 14:24
 Login ID: mthorpe
 Case Number: 2012-00000386

Grand Traverse Sheriff Department
 ORI Number: MI2812800

Case

Case Number: 2012-00000386 Location: 7825 E M 113 FIFE LAKE, MI 49633 Reporting Officer ID: 969 - Postal	Incident Type: 5500 Occurred From: 12/23/2011 12:00 Occurred Thru: 01/07/2012 11:17 Disposition: Disposition Date: Reported Date: 01/07/2012 11:17 Saturday
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Offenses

No. Group/ORI	Crime Code	Statute	Description	Counts
1 State	55000	5586	ANIMALS-CRUELTY TO	1

Subjects

Type	No. Name	Address	Phone	Race	Sex	DOB/Age
Suspect	1 Round, Danielle Marie	7825 E M 113 FIFE LAKE, MI 49633	(231)564-3393	White	Female	02/17/1972 39
Suspect	2 Booth, Nikita Ann	7825 E M 113 FIFE LAKE, MI 49633	(231)564-3393	White	Female	12/14/1989 22
Victim	1 Society					
Witness	1 Brown, Michael	2960 ARBUTUS HILL RD East Bay Twp, MI 49696	(231)632-9468	White	Male	02/12/1968 43
Witness	2 Buhyan, Shante, DVM	NORTHERN MICHIGAN EQUINE VETERINARY Kingsley, MI 49649	(231)263-2550	White	Male	
Witness	3 Hill, Courtney Jane	10492 DIEBERT RD SW FIFE LAKE, MI 49633	(231)564-0018	Unknown	Female	08/12/1990 21
Witness	4 Hill, Charles Duane	10492 DIEBERT RD SW FIFE LAKE, MI 49633	(231)886-0367	White	Male	08/26/1961 50
Witness	5 Hubbard, Nancy Jean	1108 WALTON RD KINGSLEY, MI 49649	(231)263-7490	White	Female	07/22/1942 69
Witness	6 Wilson, Cora Margaret	8420 M 186 FIFE LAKE, MI 49633	(231)879-3988	White	Female	04/15/1965 46
Witness	7 Hickey, Edward Joseph	GT ANIMAL CONTROL TRAVERSE CITY, MI 49684	(231)995-6081	White	Male	06/11/1951 60
Witness	8 Meyer, Allen, DVM		(231)775-4104	Unknown	Male	
Witness	9 Molby, Tanya, DVM		(231)499-7900	Unknown	Female	
Witness	10 Middaugh, Holly Lee	10271 SUMMIT CITY KINGSLEY, MI 49649	(231)409-2274	Unknown	Female	04/21/1954 57

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
3549 A	Round, Danielle Marie	328 WASHINGTON ST TRAVERSE CITY, MI 49684	01/10/2012 10:28	Taken into Custody (Warrant)	39

Property



Grand Traverse County Sheriff

Summary

Print Date/Time: 02/17/2012 14:24
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Case Number: 2012-00000386

Grand Traverse Sheriff Department
ORI Number: MI2812800

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
01/21/2012	Evidence - Non-IBR/MICR	Computer Hardware/Software			(2) thumb drives (geek sputd) attached		

Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
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Routing:

COMPLAINT:

Possible animal neglect/abuse.

DATE & TIME:

Incident date from 12/23/11, from 12:00 thru 1/07/12, at 11:17.

VENUE:

7825 East M-113, Fife Lake, MI. This incident occurred in Fife Lake Township, within Grand Traverse County.

INFORMATION:

On the above listed date I was dispatched to 8420 M-186 in Fife Lake. Central Dispatch advised the reporting party wanted to file a formal complaint regarding possible animal neglect/abuse.

I was greeted at the above listed residence by homeowner CORA WILSON. WILSON indicated that her neighbor directly adjacent her property by the name of DANIELLE ROUND, has been neglecting her horses and possibly starving them to death.

WILSON pointed to the neighboring property, to which I observed two horses lying on their side amongst five other horses that were standing up. WILSON indicated she has contacted GT County Animal Control, PETA, and the Humane Society regarding her neighbor's possible animal neglect/abuse in the past. She indicated she has documented photographs and emails of those contacts.

OBSERVATIONS:

I used my binoculars to enhance my vision to inspect the horses lying on the ground. It appeared both horses were alive and appeared to be trying to get up off of the ground. The horses did not look in healthy condition.

The other five horses standing from a distance appeared to be in fair condition.

ADDITIONAL INFORMATION:

WILSON indicated that the horses just got the one bale of hay yesterday. She added the last time the horses received any hay was on Sunday, 1/01/12, around 12:00 p.m. She reported it was one small bale and that the horses consumed that bale within a day and a half.

She reported the previous time the horses got food was on 12/23/2011 around 12:00 noon. She indicated that the horses periodically go days and weeks without any food.

WILSON stated that the horses are out in the inclement weather conditions and rarely in the barn. She indicated if they are in the barn they are left in the barn for days on end.

WILSON reported contacting Animal Control Officer ED HICKEY, who investigated complaints in the past. She does not know the status of those complaints. She added there is at least seven to eight horses buried on ROUND'S property. She stated that it is unusual that a horse owner buries a horse every winter.

WILSON also added that she observes the horses foundering using their hooves on the ground to search for food. She indicated this is called ferret/paving down to the ground, looking for any food to consume.

I requested WILSON complete a written statement and provide any documented photographs she took in the past of the horses. See attached copy of written witness statements, emails, and copy of photographs.

ACTION TAKEN:

I contacted Central Dispatch via police radio, requesting Animal Control's assistance to DANIELLE ROUND'S residence. The two horses that appeared to be unable to stand up continued attempting to stand, flopping back to the ground and kicking their legs. Central Dispatch advised Animal Control does not work weekends and they have no on-call personnel. I requested Central Dispatch contact someone of authority regarding the possible rescue of these horses if needed; possibly Cherryland Humane Society or Animal Rescue groups locally.

While observing the animals and speaking to central dispatch, I observed a white female and child male running from ROUND's home out to the pasture. The white female was carrying a blanket and the juvenile male was carrying a green bucket.

I responded to the above listed residence and was met outside the barn by homeowner DANIELLE ROUND. ROUND identified herself and indicated that she is the owner of the horses. I advised her as to the nature of my visit.

DANIELLE ROUND started yelling at me, saying, "The horses have food and water and are fine!" I advised her that I observed two horses lying on the ground and appeared to be struggling to stand up. ROUND reported that she was aware of them and they were fine.

She alleges CORA WILSON, her neighbor, possibly poisoned her horses and possibly struck one of them in the head with a shovel in the past. She indicated that she and WILSON were friends several years ago, but had a falling out. While speaking to

ROUND outside her barn, she stated, "Come on in and look around. You'll see that they have food, water and new bale of hay that was dropped off yesterday." She stated loudly, "That fucking bitch next door called you didn't she?"

I advised her that I did receive a call from the neighbor about the condition of her horses. ROUND started crying, indicating that her horses are fine and she is worried about two of them possibly being ill. I followed her out to the pasture to where the two horses were lying down.

OBSERVATIONS OF DOWNED HORSES:

I observed what appeared to be two young black horses lying on the ground next to a bale of hay. The horses appeared to be very thin and lethargic. The one horse appeared to have been laying on the snow a period of time, due to motions in the ice and sand from the hooves, as though trying to stand up. There was blood on the snow, and on portions of the hoof areas on the front of the horses' feet. The horse's tongue was also lying outside it's mouth and appeared to have several clumps of hair missing throughout the body. The ribs of the horse were clearly visible.

The second horse was also black in color and appeared to be unhealthy and possibly underfed. The horse's ribs were also showing and it was unable to stand up.

While observing the horses, ROUND ordered her son AVERY into the home to get additional blankets for the downed horses. A closer inspection of the other horses appeared that they were possibly underfed and thin.

ADDITIONAL INFORMATION:

I advised ROUND that I was extremely concerned for the horses' welfare and health and that I would be conducting an investigation into the condition of the horses. She indicated, "I wish you fucking would, because I know my fucking bitch neighbor did something to them." I stated to ROUND I felt the other horses looked unhealthy. She stated, "They're fine, don't worry about them."

I informed her I would be conducting an investigation and requested her assistance. She stated she would assist me in anyway she could to find out why the horses were down.

PHOTOGRAPHS:

I took photographs of the two downed horses and the five other horses in ROUND'S pasture. I also took pictures of the pasture, barn, and horses' hooves that were down. The downed horses' hooves appeared to be bleeding.

ADDITIONAL ACTION TAKEN:

Based on my observations, I advised and requested Central Dispatch notify an on-duty vet to come out and check on the two animals that were down. ROUND agreed that a vet should be called, but stated she would call one.

She indicated that she called Dr. SHANTE BUHYAN and that he was on his way. ROUND started crying, covering the horses and bringing hay over to them from the bale.

It should be noted that the photographs where the horses were in hay only occurred after ROUND and her son brought hay to the horses. The initial photographs will reveal that the horses were lying on plain snow and ice while I interviewed the WILSON next door.

PAO CONTACT:

Based on my observations of the animals, I advised ROUND that I would be contacting the PAO reference this case. I also advised her that I would be looking into her allegations against her neighbor, but that we needed a vet to immediately treat the animals that were down.

ROUND indicated she is most certain that the horses will have to be put down due to their condition. ROUND indicated the doctor would be enroute soon and make that determination.

I contacted on-call prosecuting attorney JAMES PAPPAS and briefed him reference the above mentioned complaint. He requested a report be forwarded to his office Monday morning.

CONTACT WITH ROUND'S BROTHER, MICHAEL BROWN:

BROWN identified himself as the brother to DANIELLE ROUND. He indicated that his sister has in fact had problems with the neighbor in the past. He reported he does not have any information additional information that could help me with my investigation regarding how the horses ended up in the condition that they are, but stated he would contact me if he had any further questions.

MEDICAL TREATMENT:

DR. SHANTE BUHYAN arrived on scene. I introduced myself to him and requested his assistance. DR. BUHYAN appeared to be upset as to the condition of all the horses.

DR. BUHYAN inspected and treated both the downed horses. He reported that the horses were starving and that both animals needed to be put down. BUHYAN expressed disgust for the animals' treatment and condition. BUHYAN advised ROUND as to his diagnosis. ROUND stated arguing with him, saying she knows horses and there is something else wrong with them.

DR. BUHYAN euthanized both downed horses. He also indicated he has put other animals down at ROUND's residence in the past. I spoke to DR. BUHYAN privately outside his vehicle. I asked his professional medical opinion about how the animals came into the condition they are in. He indicated the horses were dying of starvation and were malnourished, and not properly cared for. I requested he complete a written statement regarding his diagnosis.

See attached copy of written statement completed by Dr. BUHYAN, DVM, regarding the conditions of ROUND's horses.

ANIMAL RESCUE:

I convinced DANIELLE MARIE ROUND to house the remaining five horses out to Animal Rescue and to her friend COURTNEY HILL, who was present. She indicated she did not want to lose her horses, but agreed to give up the horses to Animal Rescue and her friend COURTNEY HILL.

ADDITIONAL ACTION TAKEN:

Central Dispatch and DR. BUHYAN contacted NANCY HUBBARD of Kingsley, MI. NANCY HUBBARD is currently on the board for the Animal Rescue Association and agreed to take three of the horses off of the ROUND property. She responded with her husband to the above listed venue.

HUBBARD took custody of three horses belonging to ROUND without incident. I spoke privately to HUBBARD. She indicated she was sickened by the condition of the horses and that they were all starving. She indicated the animals appeared not to be cared for and that the shoes/hooves need to be cleaned up and checked. She indicated she does not know how the animals will do, but indicated a doctor by the name of TANJA MOLBY of Equestrian Veterinary Services in Suttons Bay, will be down Monday morning with several veterinary students to ascertain the health and condition of the three horses she took for placement.

COURTNEY HILL agreed to take the other two horses to Kalkaska. HILL indicated that her father is CHARLES HILL, the Animal Control Officer in Kalkaska County. I spoke to OFFICER HILL via cell telephone, to which he agreed to take the horses from ROUND temporarily. He indicated his reluctance in returning the animals to her, due to a past history of abuse he feels she has done to her horses.

I advised HILL that I would be contacting him Monday morning regarding the PAO's decision in this matter.

I waited until all five horses were loaded onto the trailers. All horses left the property without incident.

I advised DANIELLE ROUND that I would be conducting my investigation and reporting my results directly to the PAO. She indicated she would cooperate fully in this investigation if there was anything further I needed to just call her.

SPONTANEOUS COMMENTS BY DANIELLE ROUND:

As I was sitting in my patrol vehicle, DANIELLE ROUND spontaneously yelled the comment, "I will kill that fucking bitch next door. You just watch. I'll go over there and kill that fucking bitch."

It was clear that ROUND was upset as to the nature of this complaint. I advised her not to do anything, or call, or harm her neighbor in anyway. She indicated she was sorry that she said those things because she is angry. I advised her that she needed to be careful what she said and did from this point on.

ROUND agreed and walked away from my departmental vehicle without incident.

CONTINUED INTERVIEW WITH CORA WILSON:

On 1/08/12, at approximately 14:25, I met with CORA WILSON at her residence. She completed her written statement and provided me with photographs of the horses' condition on ROUND'S property over the past few years. She also provided emails between herself and PETA, Animal Control Grand Traverse County and the Humane Society.

I asked WILSON if it was true that she and ROUND were friends in the past. She stated they were, but that ROUND got into drugs and she wanted no part of that. WILSON also indicated that she houses horses and has never seen horses in such terrible condition as ROUND'S.

I asked WILSON if she was ever visited or interviewed by law enforcement regarding the possible poisoning or injuring of ROUND'S horses. She indicated that she has never met with a police officer or been interviewed regarding those allegations. She did recall that ROUND made allegations on Facebook several months ago and even provided a picture of a horse with a forehead injury. WILSON stated ROUND blamed her on Facebook for the horse's injury.

I asked WILSON specifically if she injured or hurt any of the animals belonging to ROUND. She stated, "No way, I never would hurt any animal." I asked WILSON if she comes up with any additional information that could help me with my investigation to contact me as soon as possible. She agreed.

See attached copy of written witness statement, emails, and WILSON'S photographs provided on CD.

ADDITIONAL PHOTOGRAPHS:

I left the residence of CORA WILSON and proceeded to DANIELLE ROUND'S residence. I spoke to DANIELLE ROUND and requested permission from her to photograph the interior and exterior of her barn. She indicated that was okay. I also advised her I would be photographing the bale of hay, along with the horses. She indicated that was fine.

I informed ROUND that I would be contacting her as soon as possible when I hear from the PAO tomorrow morning.

ROUND ANIMAL BARN:

On 1/8/2012 at approximately 13:30, I requested from DANIELLE ROUND permission to go back into her barn and photograph the barn, the bales of hay and the horses left in the field over night. She gave me permission. See attached copy of attached photographs taken on 1/08/12. I took several photographs of the interior of the barn and exterior as well. The two deceased horses were still lying in the field unattended.

CONTENT OF PHOTOGRAPHS TAKEN ON 1/8/2012:

I took photographs of the ground inside the barn, noticing that horse feces was everywhere on the barn floor.

There was no hay or food supplements observable inside the barn. I counted a total of eight stalls, along with possibly four or five additional stalls at the end of the barn area. All stalls were empty.

The only hay was the recent bale that was dropped off two days prior to this complaint date. DR. BUYHAN reported the previous day, while treating the animals, that the hay they were eating had some mold on it.

I also photographed the green bucket that was used to transport water to the horses. I photographed the water well of the horses, to which was frozen solid. There was a cracked corner of the ice that appeared fresh water may have been used or accessed. It should be noted there were freezing temperatures the previous night. See attached copy of photographs.

PRIOR LAW ENFORCEMENT CONTACTS:

It should be noted that Animal Control Officer ED HICKEY reported issuing several citations over the years to DANIELLE ROUND. I investigated ROUND's allegations reference her neighbor possibly poisoning the horses. I found no evidence to date that the horses were poisoned, tampered with, or assaulted by CORA WILSON. The only previous law enforcement contact is report 128-6060-11, see attached copy of report.

CRIME VICTIM'S RIGHTS:

I supplied and explained the Crime Victim's Rights form to CORA WILSON. WILSON indicated she understood her rights and would contact me if she had any further questions. I advised WILSON as to the nature of the verbal threat made by ROUND. She indicated she may obtain a PPO against ROUND.

CCH/NCIC/LEIN:

See attached copy of criminal case history on DANIELLE MARIE ROUND.

DISPOSITION:

TOT PAO attention JAMES PAPPAS for review regarding possible charges of animal neglect/abuse on DANIELLE MARIE ROUND.

STATUS:

Open, pending PAO review and follow up if needed.

Submitted, DEPUTY POSTAL/969 on 1/08/12 @ 15:10

PP/hjm 1/09/12 @ 05:30

cc: CAPT, DB, PAO

COMPLAINT:

Animal Cruelty

SUSPECTS:

NIKITA ANN BOOTH, W/F, DOB 12/14/89
DANIELLE MARIE ROUND, W/F, DOB 02/17/72

VICTIM:

Society

ADDITIONAL INFORMATION:

On 01/10/12 at approximately 08:00, I contacted DANIELLE MARIE ROUND reference the Prosecuting Attorney's Office authorizing a warrant for her arrest. I made arrangements with ROUND to meet me at the Governmental Center at approximately 09:00. ROUND reported that she currently has an arraignment in front of MAGISTRATE TAMMI RODGERS for driving with a suspended license. I informed her that we could meet at the Courthouse and handle her suspension as well as the arraignment on the new charge.

She agreed.

ARREST:

I arrested DANIELLE MARIE ROUND on 01/10/12 at approximately 10:28. I arrested her at the Governmental Center in JUDGE PHILLIPS District Court courtroom. JUDGE PHILLIPS handled the arraignment reference this case #120832SM1.

JUDGE PHILLIPS released ROUND on a personal recognizance with conditional bond. See attached copy of conditional bond requirements for DANIELLE MARIE ROUND.

DANIELLE ROUND followed me to the Grand Traverse County Jail where she was booked and photographed reference the above listed complaint. She was released without incident.

INTERVIEW WITH NIKITA ANN BOOTH:

This interview took place on 01/10/12 at approximately 11:15 in the conference room of the second floor of Circuit Court in Traverse City, MI.

I advised BOOTH that she was not under arrest nor was she in any kind of custody. I advised her that she did not have to answer my questions and that she was free to leave at the interview any time she wanted to.

I requested she tell the truth about her knowledge regarding her horses' and her mother's horses' medical condition.

BOOTH indicated that she currently resides with her mother at the above listed venue. She indicated on 12/25/12 at midnight, she and her boyfriend left for Florida. She indicated that she returned on the day after the two horses had to be euthanized at their residence. She indicated that three of the horses were hers. She indicated that her horses names are OOPS-8 years old, LILBIT-23 years old, and ELMER-11 years old.

She indicated that the condition of the horses is fine and she has been involved in the rescue project regarding abandoned or neglected horses. She reported that at one time, she recalled that one of the horses had a laceration to their forehead. BOOTH indicated that she blamed the neighbor, WILSON, for the incident involving the horse's injury. I asked her if she had any evidence or information that could help me with that to which she stated she did not only that she suspected she was the person who injured the animal.

She also added that they do not get along with their neighbor and feel their neighbor may have poisoned the two horses that were sick. I asked BOOTH if she pays rent at the home her mother lives in. She indicated that she does pay rent to her mother. Again, she reiterated the specific names of the three horses that were housed to a rescue and that the last time she was here was Christmas night. She stated that she left Michigan to Florida with her boyfriend, ALEXANDER SIPES (phonetic).

She indicated that she was gone for two weeks and recalled two round large bales of hay being delivered by her friend, JUSTIN CHEVALIA (phonetic). She recalled that there has always been food available for the horses and her horses are in good shape.

I asked her who the other horses belonged to. She indicated that the two horses that were euthanized were named INDY-19 years old and REBEL-2 years old. She indicated those horses belonged to her mother, DANA ROUND.

She also indicated that two other horses at the residence by the names of WHIP IT-11 years old and JAZZY-8 years old are also in custody of her mother regarding housing. BOOTH indicated that she feels the removal of the horses was uncalled for and inappropriate and indicated she called DR. MEYER, DVM out of Cadillac to extract the kidney, liver and stomach content regarding testing.

She indicated that that DR. MEYER, DVM came up and Cadillac and performed this test and gave them the organs. She indicated that MEYER directed them to send the organs themselves to the Michigan State University Diagnostic Center for testing. She provided me with the diagnostic center form filled out by DR. MEYER.

See attached copy of Diagnostic Center for Population Animal Health. Notes indicate animal is lethargic and found lying by round bale in pasture, tongue was out, couldn't get her up, Vet put her to sleep, no previous illness in the past 10 years of ownership, possible poisoning from suspect. There is a section at the bottom of the page that indicates kidney and stomach content only being submitted for holding.

DR. MEYER to date has not been contacted.

BOOTH also provided me with 9 written statements from friends who claim to have fed the horses while she was gone to Florida during Christmas. See attached copies of original written statements provided by NIKITA BOOTH.

I specifically asked BOOTH being that she admitted the three horses belonged to her, if she is responsible for the current health status of those horses. She indicated that she is and that the horses are fine. She knows more about her horses than DR. SHANTE BUHYAN. She indicated that she does not agree with SHANTE BUHYAN'S professional opinion and stated the horses were fine and being fed.

I asked BOOTH if there was any other information she could provide me that could help me with my investigation. She stated that she would obtain the diagnostic results and forward them to me for follow-up.

End interview.

ADDITIONAL INFORMATION:

I was contacted on 01/15/12 via telephone by Kalkaska Animal Control OFFICER CHUCK HILL. HILL indicated that he made contact with one of the horses, by the name of ELMER, in and housed in the horse rescue. He indicated that the person's name is JULIE K. MUCKENTHALER. He indicated she was the primary owner of the horses and could provide a statement regarding the previous condition of the horse in October 2008 as well as a photograph of the horse in healthy condition.

EMAIL FROM JULIE K. MUCKENTHALER:

Kalkaska County Animal Control officer provided me with an email he received from JULIE K. MUCKENTHALER.

Said email indicates, "To whom it may concern I sold Comets Rocket CRJ (Elmer) to Dana Round and Nikita Booth in October of 2008. Elmer was in excellent health condition.

The next time I saw Elmer was in July of 2009 at the NBHA show in Gaylord, Michigan. When I got to the show numerous people came to tell me how bad Elmer looked, at first I

didn't even recognize him due to his condition. When I finally saw him I was very upset. Elmer was very skinny "ribs and hipbones sticking out."

Nikita and I even spoke about his physical condition and looks. Nikita even got mad at me for this.

Do to so many complaints and because Elmer's condition District Director Tim Droptiny advised Nikita not to bring Elmer to any more NBHA functions until his health condition improved.

Please feel free to contact me with any further questions.

Thank you"

(Typed from dictation of Deputy.)

See attached copy of email and photograph of ELMER at the NBHA Hale, MI, show dated 07/21/07.

GRAND TRAVERSE ANIMAL CONTROL CONTACT:

I contacted OFFICER ED HICKEY at the Animal Control Center on Keystone Rd. HICKEY indicated he has numerous citations issued to both NIKITA BOOTH and DANA ROUND for animal violations. He indicated he would provide those citations to me to be forwarded to the Prosecuting Attorney's office.

HICKEY also provided me a scale regarding measuring the health of a horse. The scale is attached to the report and states Condition Scoring System in Horses. See attached copy.

ADDITIONAL INFORMATION:

Reporting party, CORA WILSON, contacted me indicating she had a 24 hour surveillance security camera installed in her home awhile ago. She indicated she has DVD surveillance of the horse pasture running 24 hours, 7 days a week throughout the past two to three weeks. She indicated that the video will show the amount of hay that was dropped off for the horses as well as the number of days the horses were confined to the barn.

See attached copy of DVD surveillance images.

ADDITIONAL PHOTOGRAPHS:

See attached copy of photographs of ROUND'S property regarding the horse carcasses still lying on the ground in the open. Said photographs were taken on 01/10/12 at approximately 15:00.

On 01/17/12 at approximately 08:00 while at CORA WILSON'S residence collecting evidence, I observed the carcasses still lying in the ROUND pasture. I advised Kalkaska County Animal Control OFFICER CHUCK HILL during an interview that the carcasses were still there. HILL indicated he would be contacting the Michigan Agricultural Society informing them of this potential violation.

CCH, NCIC, LEIN:

See attached copy of criminal case history on NIKITA ANN BOOTH.

FORFEITURE REQUEST:

I completed a Forfeiture Request regarding the animals and forwarded it to the Prosecuting Attorney's Office for disposition.

ADDITIONAL INFORMATION:

Due to the media coverage and support services for Rescue North, the horses are being nursed back to health based on public donations. Horse North representative NANCY HUBBARD indicated they are very pleased with the outcome and support of the community to nurse the horses back together.

I was contacted by JULIE K. MUCKENTHALER who reported that she was the previous owner of ELMER. She provided me with a photograph of ELMER in healthy shape when she had him. She provided Animal Control OFFICER CHUCK HILL with an email statement regarding her disgust of ELMER'S current condition. She offered her services to the Prosecuting Attorney regarding contact with NIKITA BOOTH and DANIELLE ROUND. She reported concern several months/years ago regarding ELMER'S declining health and physique.

She stated she would be more than happy to provide a statement as to her contacts with BOOTH and ROUND. See attached copy of email and photograph of ELMER.

DISPOSITION:

Open, pending further investigation. TOT PAO requesting a charge of Animal Neglect/Abuse on NIKITA ANN BOOTH. Awaiting DR. TANYA MOLBY'S report and medical bills provided by DR. SHANTE BUHYAN, Horse North, for animal housing and treatment and DR. TANYA MOLBY, medical animal doctor.

STATUS:

MI2812800 GRAND TRAVERSE SHERIFF'S OFFICE
FILE CLASS: 55000
SUPPLEMENT #1 BY POSTAL ON 01/17/2012

128-386-12
PAGE 6

Open/pending review.

Submitted by, DEPUTY POSTAL/969 on 01/17/2012 @ 11:56

PP/pkn on 01/18/2012 @ 22:46

Cc: CAPT, DB, PAO

COMPLAINT:

Animal neglect/abuse.

SUSPECTS:

DANIELLE MARIE ROUND, W/F
NIKITA ANN BOOTH, W/F

ADDITIONAL INFORMATION:

On 1/21/12, at approximately 09:00, reporting party CORA WILSON provided me with several email posts from suspect NIKITA BOOTH. See attached copy of email postings dated 1/08/12, at 11:40 near Green Cove Springs, FL. The emails report NIKITA BOOTH having a conversation with several persons.

Reporting party WILSON also supplied me with two thumb drives of real time surveillance video over the past several weeks/months of the horses owned by NIKITA BOOTH and DANIELLE ROUND. She indicated the round the clock surveillance video shows the amount of times the horses have been fed and kept in from inclement weather. DETECTIVE SERGEANT BARSHEFF will be burning these thumb drives to a DVD for viewing.

FORFEITURE:

I will be submitting a forfeiture form to the PAO reference the horses that are currently housed at Rescue Missions.

DISPOSITION:

Open, pending further investigation. Awaiting DR. TANYA MOLBY'S medical report regarding the condition of the animals she treated. Also awaiting written statement from Kalkaska County Animal Control OFFICER CHUCK HILL.

STATUS:

Open, pending review.

Submitted, DEPUTY POSTAL/969 on 1/21/12 @ 14:13

PP/hjm 1/23/12 @ 01:53

cc: CAPT, DB, PAO, 969

TYPE OF COMPLAINT:

Animal cruelty.

SUSPECTS:

DANIELLE MARIE ROUND
NIKITA ANN BOOTH

VICTIM:

SOCIETY

ASSISTANCE REQUESTED:

I was approached by CAPTAIN FEWLESS at about 16:00 on 2/01/12, after he had just finished a phone conversation with Prosecutor SCHNEIDER. The prosecutor needed help from the Sheriff's Department in reference to the animal cruelty complaint DEPUTY POSTAL initiated.

I was told that DANIELLE ROUND was arrested for charges stemming from the investigation, but her daughter NIKITA BOOTH was not. Two horses that belonged to ROUND were euthanized during the initial investigation, while five others were voluntarily surrendered by ROUND and taken elsewhere. The five horses were removed from the ROUND property and were currently under the care of others.

Prosecutor SCHNEIDER told FEWLESS he might take steps to find new owners for the five horses, but had not yet started the process. He wanted the horses to remain with the people who were currently caring for them and did not want ROUND or BOOTH to get them unless he decided otherwise. In short, FEWLESS wanted me to call the people who had the horses to let them know what the PAO wished. SCHNEIDER did not want us to speak with either ROUND or BOOTH and also said law enforcement should issue trespass warnings to the women if they tried to retrieve the horses and began to argue with the people who were caring for them.

CONTACT NANCY HUBBARD:

I determined that NANCY HUBBARD removed three horses from ROUND'S property when POSTAL was there. I called HUBBARD, who works for a voluntary non-profit horse rescue, and she confirmed that she removed three horses during the initial investigation. She said one horse was a male named ELMER, another was a female named LITTLE BIT and the third was a male named OOPS. However, she did not currently have them because they were taken to another lady's house. That lady was

identified as HOLLY MIDDAUGH, who also works for the horse rescue organization. MIDDAUGH lives on Summit City Road in GT County.

I told HUBBARD what the Prosecutor said, and she understood. She also advised that BOOTH had left multiple messages within the last few days indicating she wanted to get the horses back as soon as possible because she was not charged with anything. BOOTH claimed all three horses belonged to her. HUBBARD spoke with BOOTH on one occasion and told her she was hesitant to return the horses because she really did not know if the PAO felt it was okay. She also told BOOTH money was owed for boarding fees and said BOOTH was willing to pay more than \$4,000 owed to date. HUBBARD promised to get back with BOOTH after she had a chance to speak with SCHNEIDER, but said she did not have any luck when she tried to make contact with him. She never spoke with BOOTH again and was grateful that I called.

HUBBARD felt that neither BOOTH nor ROUND really knew where the three horses were. She was fairly confident they had no idea MIDDAUGH was caring for them. I told HUBBARD that I would speak with MIDDAUGH as soon as possible to let her know what SCHNEIDER wanted. I also told HUBBARD that I would suggest to MIDDAUGH she call the Sheriff's Department if the women came to her home looking for the horses and caused a problem during the process. Law enforcement would issue a trespass warning if that happened.

ATTEMPT CONTACT WITH HOLLY MIDDAUGH:

I tried to call MIDDAUGH, but had no luck. I did not leave a message because I did not want to confuse her. Instead, I called HUBBARD again, told her what happened, and she promised to call MIDDAUGH herself. She was confident she would make contact with MIDDAUGH and said she would tell MIDDAUGH everything we discussed. Again, HUBBARD was certain the three horses were still at MIDDAUGH'S house.

CONTACT WITH CHARLES HILL:

I also determined two horses were taken to the CHARLES HILL residence in Kalkaska County. HILL is actually the Animal Control Officer in Kalkaska County and I talked to him on the phone. He confirmed that he still had two horses that belonged to ROUND. One was a female named JAZZY and the other was a male named WHIPPET. I explained everything to HILL, and he totally understood. He was going to call law enforcement in Kalkaska County if the women came to his house and tried to get the horses. He knew trespass warnings could be delivered. HILL was also reluctant to return the horses not only because he knew ROUND was charged criminally, but also because she owed him money for boarding fees. He said the women knew he had the horses, and claimed BOOTH called him a few days before. She wanted the horses, but HILL did not want to return them because he did not know if it was okay with SCHNEIDER. He told BOOTH that he would try to call SCHNEIDER and get back with her, but HILL could

not reach the prosecutor when he called. HILL never called BOOTH back and was grateful I spoke with him.

ADDITIONAL INFORMATION:

Both HUBBARD and HILL had a few questions which I really could not answer. They wondered how long it might take the Prosecutor to make a decision in reference to the horses and I suggested they call SCHNEIDER as soon as possible to stay on the same page. I told HUBBARD to tell MIDDAUGH the same thing. HUBBARD and HILL also asked what they should do if the women kept inquiring about the horses. I suggested they simply tell them what I said and that they needed to call SCHNEIDER if they had any questions.

I communicated with FEWLESS to let him know what I did, and he promised to tell SCHNEIDER on the following morning. I also put information on the patrol log to make other officers aware of the situation, especially in case ROUND and/or BOOTH went to the MIDDAUGH residence and caused problems. I told everyone that (per the PAO) law enforcement could order the women to leave without the horses and issue a trespass warning.

STATUS:

Refer to original.

Submitted, SERGEANT DROGOWSKI/920 on 2/02/12 @ 03:13

JD/hjm 2/02/12 @ 03:13

cc: CAPT, DB, PAO- SCHNEIDER, 969

COMPLAINT: Animal Neglect/Abuse

SUSPECTS: DANIELLE MARIE ROUND, W/F, DOB 02/17/72

VICTIM: Society

PAO DISPOSITION:

On 1/23/2012, I received a PAO charging form from Grand Traverse County Prosecuting Attorney, AL SCHNEIDER. SCHNEIDER declined charges on NIKITA ANN BOOTH for animal abuse/neglect.

PAO COMMENTS:

“There is insufficient evidence to establish the elements of a crime committed by the accused.”

ADDITIONAL INFORMATION:

See attached copy of written witness statement completed by NANCY J. HUBBARD of Horse North Rescue.

VETERINARY REPORT:

See attached copy of veterinary report completed by DVM TONJA C. MOLBY of Equine Veterinary Services of Leelanau Co.

Said report outlines the condition of the horses that are at Horses North after medical examination by Dr. MOLBY.

See attached copy of report and current DVM bill.

Said bill was provided by Dr. TANJA MOLBY from Equine Veterinary Services of Leelanau, totaling \$289 for the treatment of the alleged abused horses.

ANIMAL WELFARE EXPENSES:

CHUCK HILL of the Kalkaska County Animal Control Center reported that as of January 30, 2012, the storage, food, hauling, transportation, and daily charge for the two horses in his custody has totaled \$2,400.

As of 1/23/2012, Horse North Rescue reported that the expenses regarding the three horses, to include storage, food, veterinary bill, transportation charge and carrier bill,

MI2812800 GRAND TRAVERSE SHERIFF'S DEPT.

FILE CLASS: 55000

128-386-12

SUPPLEMENT #4 BY POSTAL ON 1/30/2012

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have totaled \$936.50. There is a \$9 daily storage fee per horse which totals \$27/day as of 1/23/2012.

NANCY HUBBARD is the contact person regarding this amount.

The medical expenses reference the euthanasia of the horses at the ROUND farm were given by Dr. BUHYAN. The cost of euthanizing the two horses was \$310.

SURVEILLANCE VIDEO SUPPLIED BY CORA WILSON:

See attached copy of five DVDs reference continuous surveillance of neighbor DANIELLE ROUNDS' barn and horse field. WILSON reported the surveillance video will show that the horses had been starved over a one month period of time, see attached copy of DVD supplied by Det. Sgt. CHRIS BARSHEFF.

DISPOSITION:

TOT PAO – Attn: AL SCHNEIDER for review.

STATUS:

Open, pending review.

Submitted by Deputy POSTAL/969, GTSO on 1/30/2012 @ 11:32

PP/djl, 2/16/2012 @ 15:18

cc: CAPT, DB, PAO – Attn: AL SCHNEIDER