

JUSTICE OF THE PEACE COURT 16, STATE OF DELAWARE, ANIMAL WELFARE COMPLAINT

COURT ADDRESS

CIVIL ACTION NO

OP16-16-005823

414 Federal Street Rm. 173

Dover, DE 19901

Please list plaintiffs and defendants. Add additional party names and addresses on form CF01AP.

PLAINTIFF

vs.

DEFENDANT

1) Name Delaware Animal Services

1) Name Kevaughn Taylor

Officer Jonathan Kaiser

Address Office of Animal Welfare - Caravel Building

Address [redacted] Edwards Street

1901 N. Dupont Highway, New Castle, DE 19720

Georgetown, DE 19947

System ID#

System ID#

Phone 302-382-0227

Phone [redacted]

Plaintiff's Attorney or Agent, if any:

Defendant's Attorney or Agent, if any:

Address

Address

System ID# (bar#)

System ID# (bar#)

Phone

Phone

Check One

Individual

Corporation or other Artificial entity (See Supreme Court Rule 57)

Alternate Address Physical Mailing Rental

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JUSTICES OF THE PEACE COURT NO. 16

ANIMAL WELFARE COMPLAINT

1. Concise Statement of Facts: Name, description, and alleged dangerous conduct of each dog. Use additional sheet(s) as necessary.

On Sunday, September 18, 2016 - I, Jonathan Kaiser, an Officer with the Office of Animal Welfare, while working On Call, at approximately 0815 I was notified of an incident that had occurred where a dog killed a neighbors' dog. The RP, Brett, a dispatcher from SussCom reported the incident. At that time I immediately contacted the RP via telephone to obtain additional information regarding the incident. The RP informed me that the incident took place at [redacted] Edward Street, Georgetown, DE 19947 and Georgetown Police Officers were on scene at the residence. At that time I immediately made my way to the residence.

At approximately 0900 hours, I arrived on scene and was able to speak with Ofc Callaway and Ofc Perry, both with Georgetown Police Department. The officers then provided me with owner information for both dogs. The attacking dogs' owner, Kevaughn Taylor - S1, resides at [redacted] Edward Street, Georgetown, DE 19947. The owner of the dog that was attacked, [redacted] - W1, resides at [redacted] Edward Street, Georgetown, DE 19947. The officers informed me that they have had several complaints regarding S1's dog, and it has been an ongoing issue in that area. The officers then informed me that the incident occurred when S1 had his dogs outside on his property, not contained, tethered or on a leash. W1 also had his dog outside on his property as well, not contained or on a leash. S1's dog immediately spotted W1's dog, left his property and ran after her. W1's dog began to run away from the dog in the direction of the side door of W1's residence. S1's dog then grabbed her by her neck and began to carry her around in his mouth as the dog continued to get away from the dog. At that time S1's dog returned to his property with the dog still in his mouth, S1 intervened and was able to remove the dog from his dogs mouth. The injured dog was immediately taken to Savannah Animal Hospital in Lewes, DE where she was treated for her injuries, but eventually pronounced dead.

At that time I spoke to S1 in regards to the incident, at first he admitted, in front of Georgetown Police Officers, that his dog left his property once he saw W1's dog, but then changed his story once he realized he was receiving acitation for Dog at Large. I then requested current proof of rabies vaccination for the attacking dog. S1 was able to provide proof of current rabies vaccination which were administered by Pet Valu/VIP Pet Care and expire on November 20, 2016. While at the residence I was able to see S1's dog, which is described as a female Pit Bull mix, name Mocha. The appeared to be very aggressive, and was very healthy.

At that time I conducted additional research regarding S1 and his dog. Through my research, it was determined that S1 had a history of Dog at Large issues. I was also able to reference previous cases which include Case #: AW16-5792 where S1's dog attacked another dog and AW16-7603 where S1's dogs were running loose in the neighborhood, charging after people. At that time I issued S1 a citation for dog at large to S1.

I then went and spoke to W1, who also confirmed how the incident occurred. W1 stated that it has been an ongoing issue and S1 does nothing to fix the problem. At that time I requested current proof of rabies vaccination for W1's dog, which was described as a female Toy Poodle mix, name Daisey. W1 was able to provide proof of current rabies vaccinations which were administered by Brandywine Valley SPCA and expire on May 2, 2017. At that time, I contacted Captain Phillip Cane and informed him of the situation. I received approval from Captain Phillip Cane to seize S1's dog for dangerous dog. Therefore, I had S1 load the dog in my vehicle and informed him on the dangerous dog procedure. I left both individuals my contact information, then left the residence with the dog and made my way to All Aboard Kennels.