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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

THE STATE OF WASHINGTON,)
Plaintiff,)
v.) No. 24-1-00824-8 SEA
)
BRENDAN TYLER BODEY,) INFORMATION
)
Defendant.)
)

I, Leesa Manion, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse BRENDAN TYLER BODEY of the following crime[s]: **Murder In The Second Degree**, committed as follows:

Count 1 Murder In The Second Degree

That the defendant BRENDAN TYLER BODEY in King County, Washington, on or about March 10, 2023, with intent to cause the death of another person, did cause the death of JC, a human being, who died on or about March 9, 2019;

Contrary to RCW 9A.32.050(1)(a), and against the peace and dignity of the State of Washington.

LEESA MANION (she/her)
Prosecuting Attorney

By:
Emily Petersen, WSBA #36664
Senior Deputy Prosecuting Attorney

INFORMATION - 1

Leesa Manion (she/her)
Prosecuting Attorney
W554 King County Courthouse
516 Third Avenue
Seattle, WA 98104-2385
(206) 477-3742 FAX (206) 205-6104

1
2 CAUSE NO. 24-1-00824-8 SEA
3
4

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

5 The State incorporates by reference the Certification for Determination of Probable Cause
6 prepared by Chief Brian Lynch of the Snoqualmie Police Department for case number **19N-0833**.
7
8

9 I, Emily Petersen, Senior Deputy Prosecuting Attorney, declare that I have reviewed the
10 Certification, Discovery, and Defendant's criminal history; I further declare that: While this case
11 was submitted to the King County Prosecutor's Office in March of 2023, the Prosecutor's Office
12 requested that additional interviews be completed before a filing decision was made. Chief
13 Lynch and others from the Snoqualmie Police Department conducted addition witness interviews
14 out of state, which were in addition to the investigation that is described in the Certification for
15 Determination of Probable Cause.
16

17 Under penalty of perjury of the laws of the State of Washington, I, Emily Petersen, Senior
18 Deputy Prosecuting Attorney, certify that the foregoing is true and correct. Signed and dated by
19 me this 5th day of March, 2024 at Seattle Washington.
20



21 Emily Petersen, WSBA# 36664
22 Senior Deputy Prosecuting Attorney
23

24 The State requests bail set in the amount of **\$500,000.00**. The defendant previously
25 appeared in King County District Court for a first appearance hearing in March 2023. The
26 defendant appeared before District Court Judge Robertson. At that time Judge Robertson set bail
27 in the amount of \$100,000.00. The State respectfully disagrees that \$100,000.00 is an appropriate
28 bail amount for a person who killed an innocent baby. The State believes that bail in the amount
29 of \$500,000.00 is appropriate in this case because the State has concerns about the defendant
30 committing another violent offense and to ensure his appearance at trial.
31
32

1
2 The defendant violently assaulted a 7.5 month old infant who was in his care. The
3 defendant, presumably irritated by the child's crying, allowed his emotions to overcome him and
4 took out his frustration on baby J.C. causing catastrophic injuries. J.C. was kept alive on life
5 support for several days before succumbing to his injuries. While this crime occurred several
6 years ago, the investigation has been on going. The State believes bail in the requested amount
7 will ensure that the defendant, who has had 5 warrants since 2015, appears for court.

8 The defendant's criminal history consists of convictions for disorderly conduct (2018),
9 malicious mischief (2018), minor in possession (2015), reckless driving (2015) as well as some
10 juvenile adjudications.

11 The State requests that the defendant be ordered to have no contact with the family of
12 J.C. or any minors.

13 Signed and dated by me this 5th day of March, 2024.

14 
15

16 Emily Petersen, WSBA# 36664
17 Senior Deputy Prosecuting Attorney

SNOQUALMIE POLICE DEPARTMENT
CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE

That my name is Brian W. Lynch, and that I am a commissioned Police Officer for the City of Snoqualmie Police Department and that I have reviewed the investigation conducted in Snoqualmie Police Case Number **19N-0833** and;

That there is probable cause to believe that **Bodey, Brendan, T.** (DOB: **11-12-1996**) committed the crimes of:

RCW 9A.32.050 Murder 2nd degree – Class A Felony

That this belief is based upon the following facts and circumstances: On March 5, 2019, officers from the Snoqualmie Police Department were dispatched to an infant CPR incident at the Meadowbrook Urgent Care, located at 209 Main Avenue S, in the City of North Bend. While en route, officers were advised by dispatch that a 6-month-old baby had been brought into the clinic unresponsive, and medical staff were currently performing CPR. Officers arrived on scene prior to the Fire Department's arrival. They found the child in the care of several physicians and nurses with CPR being performed. Officer C. Smith of the Snoqualmie Police Department was the first officer to arrive on scene.

While on scene, Officer Smith heard the child's mother, later identified as Angela S. Collins DOB: 06-09-1998, and her boyfriend, Brendan T. Bodey DOB: 11-12-1996, tell the Firefighters that they had driven back to their residence, located at 43404 SE North Bend Way #6, in North Bend, WA, from Eastern Washington earlier in the afternoon. They both said they were home for about 20-30 minutes, and that Collins had fed the baby, identified in this document as JC DOB: 08-25-2018. Collins said the child had been in a baby swing, and that she left the room to go to the bathroom. Bodey stated that the baby appeared to be choking so he removed the child from the swing to pick him up. That was when the baby went limp in Bodey's hands. Collins and Bodey said they immediately put the baby in the car and drove him to the Urgent Care for help. JC was transported by medics to Children's Hospital after they were able to stabilize his vitals. Both Collins and Bodey were transported to Children's Hospital by the Snoqualmie Fire Department's Chaplin.

Later that evening, Officer Smith was contacted by a social worker at Children's Hospital. He was advised that the medical team had discovered bleeding in JC's eyes, and brain from either a fall, or a shaking incident. Officer Smith was able to make phone contact with JC's doctor, identified as Dr. Koch. Dr. Koch told Officer Smith that JC had bi-lateral bleeds in his brain from what was most likely non-accidental trauma. Dr. Koch stated that JC's injuries were indicative of a child being "shaken" and his injuries were suspicious. Officer Smith worked with CPS over the phone to take JC in protective custody. He filled out the appropriate forms in order to have custody of JC transferred to CPS.

On March 6, 2019, at 0500 hours, Sergeant N. Draveling (then Corporal) was assigned this case for investigation. At 0600 hours, Sergeant Draveling contacted Dr. Koch via phone. Dr. Koch advised that JC was in critical condition and would be receiving further tests later in the morning. Dr. Koch stated JC had bleeding on the brain, and that they suspected bleeding behind the retinas in JC's eyes. Sergeant Draveling was told that "More often than not, this is an inflicted injury."

Sergeant Draveling requested the assistance from detectives assigned to the Small Cities Coalition's Major Crimes Task Force. Sergeant Draveling contacted the King County Prosecutor's Office and KCPA Emily Petersen was assigned to this investigation.

At 0800 hours, Sergeant Draveling spoke with Dr. Kenneth Feldman on the phone. Dr. Feldman said he was the Pediatric Intensive Care Unit Physician who was taking over JC's case. Dr. Feldman advised that JC would probably not be able to survive his injuries. He also told Sergeant Draveling that neither Bodey nor Collins had been back to the hospital since leaving at approximately 2200 hours the night before.

At approximately 0950 hours, a briefing was held at the Snoqualmie Police Department. Attending this briefing was Sergeant Draveling, KCPS Petersen, MCTF Detective R. Hendrickson (Issaquah PD), MCTF Detective T. Crooker (Medina PD), MCTF Detective W. Riepl (Black Diamond PD), and Detective S. Bruton (Snoqualmie PD). After briefing on the circumstances of the investigation, Detective Hendrickson and Detective Bruton were assigned to contact Bodey and Collins at their residence.

At 1054 hours, Detective Hendrickson and Detective Bruton knocked on the door at Bodey and Collins' residence. Bodey came to the door and asked the detectives to wait outside while he closed the door. A couple of minutes later, Bodey opened the door and invited the detectives inside.

Bodey and Angela told the detectives that they had left the residence at approximately 1030 hours yesterday so Bodey could attend court in Ephrata. When asked how court went, Bodey told the detectives that it went fine. They said they made it back home around 1600 hours. Upon arriving home, JC was placed in a baby swing and Collins began to feed him. At some point, Collins said she got up and walked to the bathroom, leaving JC in the swing. Bodey said that while Collins was in the bathroom, he attended to JC who was crying. Bodey said that suddenly, it appeared that JC was choking so he took the baby out of the swing. He placed the baby in his arms and cradled him (making a motion with his arms as if he were rocking a baby). Bodey said that JC then went limp, so he placed the baby on the ground and started CPR. They said that CPR was not working, so they made the decision to drive JC to the Urgent Care for help. After taking photographs of the apartment, the detectives ended their interview and left the residence.

Officer Smith had noted in his report the night before that he observed a blue Toyota bearing WA license: BLG0631 parked in front of the Meadowbrook Urgent Care at the time of his arrival on scene. He stated it appeared to have been parked there in a hurry, and he assumed the car was used by Bodey and Collins to drive JC to the Urgent Care.

Sergeant Draveling checked the license plate of this vehicle after Detective Bruton reported Bodey and Collins had confirmed it was the vehicle they drove to the Urgent Care. Sergeant Draveling located an impound record showing the Washington State Patrol had impounded the vehicle on March 5, 2019, at approximately 1300 hours near Ellensburg. The WSP Trooper who conducted the impound was contacted by phone. Trooper Dalton (#338) advised he had stopped the vehicle on I-90 near milepost 112 at 1215 hours on March 5, 2019. The driver was identified as Angela Collins, and the front seat passenger was identified as Brendan Bodey. Also in the car was an infant in the backseat.

Trooper Dalton stated an infraction was issued to Collins for speeding 94-mph in a 70-mph zone, and a criminal citation was issued for no valid operator's license without ID. The vehicle was impounded to Bilko Towing with Collins, Bodey, and the infant in the vehicle on a flatbed tow truck.

Contact was made with Bilko Towing who confirmed that Collins and Bodey were at the impound yard at 1321 hours on March 5, 2019. The employee at Bilko advised they were there with an infant baby for approximately 20 minutes before the vehicle was released to them.

Detective Hendrickson called the court in Ephrata and was able to speak to a court clerk who had knowledge of Bodey's case. The court clerk advised that Bodey was on the court calendar for yesterday, but he never made it to court. The clerk stated they received a phone call from Bodey at approximately 1230 hours, who was advising the Snoqualmie Pass on I-90 was not passable. After checking the Pass conditions, Bodey was told he was not being truthful. Bodey responded by saying his ride had actually fallen through and he was unable to get to court. Bodey called the court back at 1350 hours to tell them he now had a ride and that he could be at the court shortly if they would see him. The court rescheduled Bodey's case and advised they would send him a new court date in the mail. The clerk confirmed that Bodey never did appear in court on March 5, 2019.

At 1325 hours, Detective Hendrickson and Detective Bruton went back to Collins and Bodey's residence to offer them a ride to the hospital since the two did not have access to a vehicle currently. Both agreed to accept the ride to the hospital, and the two were transported in the unmarked detective's vehicle. During the ride to Seattle, the two remained quite in the backseat. At one point, Bodey was seen texting on his phone, and he then handed the phone to Collins to read. Detective Bruton stated in his report that it appeared the two were communicating with each other by text messages rather than talking.

At the hospital, Detective Bruton escorted Collins into the room where JC was located. The doctors spoke with Collins, telling her that if JC survived, he most likely would never speak or walk. Collins became visibly upset and ran out of the room to where Bodey was in the waiting area. Collins was moved into another room to have a discussion about medical tests the hospital wanted to perform on JC. While this meeting was taking place, Detective Bruton and Detective Hendrickson asked Bodey if he would step into a private room to talk.

Inside the private room, the detectives began speaking to Bodey about the timeline of events that took place yesterday. Bodey immediately said he needed to admit to lying to the detectives earlier when he said he had been in court. When asked why he lied about this detail, Bodey said he did not know, and that Angela initiated the story, so he just went along with it.

Bodey was asked to describe again what had taken place when JC was in the swing yesterday. Bodey told the detectives that JC had been in the swing when he noticed the baby appeared to be choking on his food. Bodey said he picked JC up in the air and "wiggled" him a bit. The detectives handed Bodey a blanket and asked him to show them what that motion looked like. Bodey held the blanket up and held it over his head. He twisted the blanket from side to side gently. Bodey told the detectives that even though he was panicking, he never shook the baby or did anything that would have hurt him.

A short time later, Detective Hendrickson and Detective Bruton interviewed Collins in a separate room. During their recorded interview with Collins, she told them that the baby had been fine when they arrived at the house. She placed the baby in the swing and fed him. When she went to

the bathroom, she could hear JC crying. She was in the bathroom for what she estimated was one (1) minute. When she came out, she saw Bodey holding JC in his hands at eye level. Bodey then began CPR on the baby. Collins told the detectives that she did not think that Bodey would ever hurt JC. Both Bodey and Collins were given a ride back to their residence by the detectives after expressing their wishes not to stay at the hospital overnight.

On March 7, 2019, Detective Bruton and Detective Crooker made contact with Collins at her residence. A recorded statement was taken with permission from Collins. During the statement, Collins said that she had been driving Bodey to court when she had been stopped by a WSP Trooper. The car was impounded because neither she nor Bodey had a valid license. Once they got the car out of the impound yard, they returned home to North Bend. Collins said that JC was fine during this ride back to North Bend, and she confirmed that the vehicle had not been involved in any car accidents along the way.

Once they arrived at their residence, she removed JC's car seat from the vehicle and set him down on the ground to take other items out of the car. Bodey carried JC in the car seat into the house, setting him on the living room floor. Collins said she took JC out of the car seat and placed him in the baby swing. Collins gave JC a bottle and the rest of his baby food. Collins then left the room to go to the bathroom. Collins said that JC was acting normally when she left him in the swing. She said he was making a noise like blowing through closed lips. Collins said that while in the bathroom, she was standing up from the toilet when she heard JC start to cry. She described the crying as his "normal fussy cry". When she came out of the bathroom JC had stopped crying. She saw Bodey holding JC. Collins stated, "He wasn't like violently shaking him, he was kinda like moving him to see if he would respond." Collins said, "JC had gone limp, and his head was like a dead fish."

The detectives asked Collins to show them how Bodey was holding JC. Detective Crooker video recorded Collins as she described Bodey moving JC from side to side. She said that Bodey asked her, "Why is he like this?" Collins said JC's head was like a "bobblehead" and that JC's arms and legs had gone limp.

Collins said at this point, Bodey placed JC on the ground and started blowing into his mouth to see if that would help. Collins stated that baby food started coming out of JC's nose. She said that JC's breathing was very shallow, and they weren't able to find a heartbeat. Collins said that JC took a deep breath and then exhaled like a "sigh". This was followed by approximately 30 seconds of not breathing. JC then took another deep breath before exhaling once again. Collins said that this took place for approximately 4-5 minutes. At some point, Collins told Bodey that they needed to take JC somewhere that could help him. She said they ran to the car with JC. Collins said she drove the car while Bodey held JC in the passenger seat while they headed to the Urgent Care.

Detective Bruton asked Collins if she thought Bodey accidentally hurt JC. Collins said she did not believe he hurt JC. She said that if Bodey had done something to hurt JC, Bodey would have told her. When asked what Bodey had told her, Collins said that Bodey told her he thought it was his fault, and that he felt like he could have done more to help. Detective Crooker asked Collins how she would feel if she found out that Bodey did hurt JC. Collins said she would be "Angry" and probably leave him. When asked if Collins would tell the police if Bodey admitted to hurting JC, she paused for a second before telling the detectives that she would. When asked how she would feel if Bodey was arrested for hurting JC, Collins said she would not want Bodey to be arrested. She said she would want Bodey to know the severity of what he did, but she would not want him to spend time in jail.

On March 7, 2019, Detective Bruton was notified that Bodey was in court in Issaquah. He was asked to respond to the court to see if Bodey would agree to be transported to the Snoqualmie Police Department to be interviewed again. Detective Bruton and Detective Crooker arrived at the court and found Bodey sitting in the lobby. Bodey was asked to come with the detectives to which he agreed. Bodey was transported back to the Snoqualmie Police Department where he agreed to give a recorded statement.

During the interview, Bodey said that when they arrived home on March 5, 2019, he walked inside the house with JC in his car seat. Collins then took JC out of the car seat and placed him in the swing in the living room. Bodey said he went into the kitchen and made himself a bowl of cereal. Bodey told the detectives that as he was walking into the living room, Collins was walking out towards the bathroom. He said that JC started crying so he took the baby out of the swing. When asked why he thought JC started crying, Bodey said it was probably separation anxiety, and that it happens a lot when Collins leaves the baby. Bodey became emotional as he told the detectives he attempted to give JC his bottle, but he wouldn't take it. Bodey said that JC would not stop crying. Bodey said he cradled the baby in his arms, but JC would still not stop crying. He described the crying as normal crying. Bodey then said he thought JC was choking. Bodey was handed a stuffed animal and asked to show the detectives how he was holding JC. Bodey took the stuffed animal and held it up to his eyes. He started twisting the stuffed animal from side to side. He denied ever shaking JC. Bodey said he stuck his finger in JC's mouth to clear any food that may be stuck, but he was unable to find any. As Collins came out of the bathroom, he put JC on the floor. Bodey said he started performing CPR on JC, but when he blew into JC's mouth, his baby food came out of his nose.

Bodey was crying now during the interview. He stated, "He doesn't deserve that. He is just a baby. He didn't do anything." When asked if he had an opinion on what could have happened to JC, Bodey stated, "Not really." When asked if he thought that Collins could have hurt her baby, he said, "I doubt it."

Sergeant Draveling was contacted by Dr. Feldman via phone later that day. Dr. Feldman told Sergeant Draveling that an eye exam had been performed on JC and it was confirmed that both retinas were detached with bleeding behind the eyes. Dr. Feldman indicated that JC would have a second brain scan when he was stable enough to check for any brain function and blood flow. Dr. Feldman told Sergeant Draveling that whatever occurred to JC, the injuries would have rendered the baby immediately unconscious.

In a report written by Dr. Feldman dated March 7, 2019, Dr. Feldman states, "JC currently meets the criteria for brain death, but will need to be supported for another 24 hours for a confirmation evaluation. I discussed with Mr. Peterson (KCPA Petersen), and Detective Colagiovanni (MCTF Commander) that head injuries such as this usually result from violent angular/rotational acceleration of the head or the neck. One of several mechanisms could be shaking. However, it is highly likely that only a partial history is being received from Mr. Bodey. If JC's injuries have resulted from shaking, it would have required a high degree of violence, obviously inappropriately severe to end a choking event. It is far more likely that the injury event preceded any emesis and choking."

A few days later, JC was taken off of life support and passed away. On March 12, 2019, KCPA Petersen, Sergeant Draveling and Snoqualmie Detective J. Weiss attended the autopsy of JC. During the autopsy, King County Medical Examiner Dr. Farshaad Milimoria pointed out trauma to the eyes, brain and spinal column in the upper area of the back and neck. An official cause of death would be made within 2-3 weeks from the date of the autopsy.

On March 19, 2019, Sergeant Draveling and Detective Bruton went to Collins and Bodey's residence to check on them. Bodey answered the door and told them that Collins had moved out of the residence a few days after JC's death. It was believed that Collins was living with her mother in Oregon.

On June 17, 2019, Sergeant Draveling finally received the autopsy report from the King County Medical Examiner's Office. The report, dated June 14, 2019, listed the following information:

PATHOLOGICAL DIAGNOSES:

1. *Injury of the head and neck*
 - a. *Bilateral acute subdural and subarachnoid hemorrhages of the brain and spinal cord*
 - b. *Multilevel nerve root ganglia hemorrhage*
 - c. *Bilateral retinal hemorrhages, perimacular folds, retinoschisis, and periorbital nerve sheath hemorrhage*
 - d. *Hypoxic-ischemic encephalomyopathy*
 - e. *Respiratory collapse with pneumonia, diffuse alveolar damage, and microabscess formation*

OPINION:

This 6-month-old boy died in hospital from an inflicted injury of the head and neck. The manner of death is homicide.

On July 18, 2019, Sergeant Draveling and Detective Bruton contacted Bodey and requested he come to the Snoqualmie Police Department for a fourth interview. Bodey agreed and was brought to the police station. The interview was audio and video recorded.

When asked how Bodey had been doing since the incident, Bodey told them he has been suffering from nightmares. He described the nightmares as him hearing a baby crying. This wakes him up in the middle of the night and he has to remember that it is just a dream.

Bodey was asked about any contact he may have had with Collins since he last spoke with the investigators. Bodey said that he is still Facebook friends with Collins, and that she recently messaged him on Snapchat by sending him a photograph of her drinking. Bodey said that shortly after Collins left him, her friends were blaming him for what happened to JC. Bodey said he was bothered Collins did not stick up for him when this occurred.

During the interview, Sergeant Draveling asked Bodey to explain once again what had taken place when they arrived at their residence on March 5, 2019. Bodey stated that Collins had been upset about getting pulled over earlier in the day, and that during the ride home, she was rude and agitated. He said that when they arrived home, Collins got out of the vehicle and slammed the door. Collins then walked to the front door of the house without JC. Bodey said that he took JC out of the car in his car seat and walked him inside. He set JC on the floor of the living room and Collins removed him from the car seat and placed him in the swing. Bodey explained that while he was in the kitchen, he did not hear anything out of the ordinary coming from the living room. He heard JC start to cry as Collins walked out of the room. Bodey was given a doll to use to show the detectives what he did next with JC. Bodey said he took JC out of the swing and tried to comfort the baby by cradling him at waist level. He stated the crying was normal angry baby crying. Bodey said he lifted JC up, cradling him and making faces and noises at him to make him

stop crying. JC was clinching his fists, and Bodey described the baby's eyes as being closed while he was crying. JC stopped crying and went limp. Bodey thought that JC was choking so he lifted him up above eye level as his head was down and lifeless. He said he tried moving JC back and forth, as he motioned from side to side by twisting the doll that Bodey had been given to demonstrate.

Bodey said that he then put JC on the ground, and that he thought he called out to Collins, but he could not remember if that was accurate. Collins walked out of the bathroom and asked what had happened. Bodey said he started blowing into JC's mouth but orange stuff that he thought was baby food was coming out of JC's nose. Bodey explained that Collins knelt down on the floor and said nothing or did nothing. Bodey then told Collins that they needed to take JC to the Urgent Care. As they drove to the Urgent Care, Bodey said he had to tell Collins to drive faster because he felt like she was not driving fast enough.

After Bodey was told that the cause of death had been listed as homicide, Bodey went on to explain that Collins would often neglect JC by not getting up quickly in the middle of the night to check on the baby when he was crying, or she would be frustrated after getting up at night to feed the baby. Bodey never said he saw Collins hurt JC. When asked if Bodey thought the Collins hurt her son causing the injuries that eventually killed him, Bodey answered, "Well I didn't". Bodey would never come out and say that Collins was the one that caused the injuries. He would just insinuate it was her because of her temper and past interactions with JC.

At the conclusion of the interview, Bodey was asked if he would be willing to submit to a polygraph test. It was explained to him that the test was needed to rule him out as a suspect in the case. Bodey agreed to take the polygraph test.

Over the next few days, Bodey refused to commit to a date and time for the polygraph test. On July 29, 2019, Sergeant Draveling received a text message from Bodey indicating he wanted to talk about new information he had recently remembered. This text message was received with a delay due to Sergeant Draveling being in poor cell service out of town at the time.

On August 12, 2019, Bodey contacted Detective Bruton and told him that he had consulted with an attorney, and he was advised not to take the polygraph test or answer any further questions.

Sergeant Draveling left several phone messages for Collins to call him during the first week of September, but none of the messages were returned. Attempts were made by Sergeant Draveling and Detective Bruton to locate Collins in Salem, Oregon, but they were never able to find her. While in Salem, they did receive information that Collins was now dating a person named Charles Scott from Tenino, Washington. They also learned that Collins had moved to Oregon in March of 2019 with a man identified as Tyler McVay. On September 6, 2019, Sergeant Draveling was able to speak with McVay by phone. McVay stated he had been with Collins for several months after Collins moved from North Bend. During that time, McVay described Collins as "crazy" and "bipolar". He said she had started drinking alcohol heavily. McVay said they broke up after he refused to get Collins pregnant. When asked if McVay knew that Collins had a son, McVay said he knew she had a boy who died, and that she did not want to talk about it, except that she said it was her ex that killed the child.

The case sat open with no new leads to investigate until August of 2022. This case came to my attention, so I started studying the information and documents that had been compiled. In reviewing this investigation, I noticed the importance of Dr. Feldman's comments to Sergeant Draveling regarding the injuries most likely rendering JC "unconscious immediately". I also

identified Dr. Feldman's written report as critical in this investigation when he stated that the injuries to JC most likely had been sustained prior to any choking event.

I contacted KCPA Petersen and KCPA Lee to confer on the status of this investigation. It was decided that a meeting between both prosecutors, Dr. Feldman, and KC Medical Examiner Dr. Harruff was needed to better determine when the injuries may have been sustained. On October 20, 2022, I attended a meeting via Microsoft Teams (similar to Zoom) with the prosecutors and doctors mentioned prior. Also attending the meeting was Major Crimes Detective Gary Horejsi from the Enumclaw Police Department, and Major Crimes Detective William Riepl from the Black Diamond Police Department. Both of those detectives had been assigned by me to assist in this investigation.

During our meeting, I presented the timeline and facts as we knew them in this case. There was discussion between KCPA Petersen and Dr. Feldman regarding when the injury was sustained by JC. Dr. Feldman said he agreed that the injury event took place while Bodey was the only one in the room with JC. He went on to say that he could rule out Collins as a suspect in this case beyond a reasonable doubt. The request was made of Dr. Feldman to author a report explaining his opinion.

On October 21, 2022, I received an email from Dr. Feldman with a three (3) page report attached. Dr. Feldman's report listed out the items he had been allowed to study (PowerPoint presentation from our meeting on the 20th, transcribed interviews with Collins and Bodey, and a working copy of this affidavit. The conclusion of Dr. Feldman's report stated: *Eating, looking calm, but otherwise like a normal infant, clenching and unclenching the hands, crying, and maintaining body tone and posture are all higher brain functions. Trauma sufficient to cause AHT (abusive head trauma) renders infants immediately concussed and often severely comatose. About 10-15% never recover even partial function and, like JC, die of their injuries. Comatose children lose all the above functions immediately. Instead, they, like JC, lose tone and posture, become limp, unresponsive to their environment with unfocused eyes, vomit and often have respiratory compromise, leading to cardiac compromise. These events cause direct mechanical brain injury, complicated and worsened by subsequent cardio-pulmonary arrests. These are all findings JC exhibited after Brandon picked him up, but not before mother left for the bathroom and left JC alone in the infant swing. Brandon's reports confirm his normal status then. Brandon provided several versions of the events on 3/5/19. These behavioral observations of JC and Brandon's narratives of 3/7/19 and 7/18/19 establish the moment during which JC was alone with Mr. Bodey when he sustained his abusive head injury.*

Taking into consideration the inconsistencies in Bodey's account of how the events occurred which led to JC's death, the witness statements, Dr. Feldman's medical opinion, and the obvious trauma found during the autopsy, it is my belief that Brendan Bodey did violate RCW 9A.32/050 Murder 2nd degree domestic violence by causing the injuries that killed JC.

I certify under penalty of perjury under the laws of the State of Washington that I have issued this on the date and at the location above, that I have probable cause to believe that the above-named person committed the above offense (s) and I am entering my authorized user ID and password to authenticate it.



Captain Brian W. Lynch #606
Snoqualmie Police Department
Certification for Determination of Probable Cause

3-10-2023
Date

| | | | |
|---|-------------------------|-------------|------------|
| AGENCY: Snoqualmie Police Department | CASE NUMBER 19N-0833 | FILE NUMBER | PCN NUMBER |
|---|-------------------------|-------------|------------|

SUPERFORM

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|---|---|--|-------------|
| ARREST INFORMATION | | | |
| DATE & TIME OF VIOLATION 3/10/2023 12:33:00 AM | CRIMINAL TRAFFIC CITATION ATTACHED? <input type="checkbox"/> YES <input type="checkbox"/> NO | | ACCOMPlices |
| DATE OF ARREST/TIME 3/9/2023 11:35:00 PM | ARREST LOCATION NORTH BEND, WA | | |

| | | | | |
|---|--|--|--|--------------------------|
| SUSPECT INFORMATION | | DOB | ALIAS, NICKNAMES | |
| NAME (LAST, FIRST, MIDDLE/JR, SR, 1st, 2nd) BODEY, BRENDAN TYLER | | 11/12/1996 | BRENDAN T BODEY, BRENDAN T BODEY, BRENDAN T BODEY, BRENDAN TYLER BODEY | |
| ARMED/DANGEROUS <input type="checkbox"/> YES <input type="checkbox"/> NO | IDENTITY IN DOUBT? <input type="checkbox"/> YES <input type="checkbox"/> NO | CITIZENSHIP | | |
| PHYSICAL DETAILS | | SEX HEIGHT WEIGHT SKIN TONE RACE EYE HAIR SCARS, MARKS, TATTOOS, DEFORMITIES | | |
| M 6'00 132 | | W BRO BRO | | |
| IDENTIFICATION DETAILS | | | | |
| UCN 10007470 | PRIOR BA # | AFIS # | FBI # | STATE ID # WA26933348 |
| RESIDENCE | | DRIVERS LICENSE # WDL6P7BJF6SB | | |
| LAST KNOWN ADDRESS 515 N 2ND ST, APT 112 TACOMA, WA 98403 | | EMPLOYMENT / SCHOOL | | |
| RESIDENCE PHONE (425) 563-4493 | | BUSINESS PHONE (425) 563-4493 | | OCCUPATION |
| EMERGENCY CONTACT | | | | |
| PERSON TO BE CONTACTED IN CASE OF EMERGENCY | | RELATIONSHIP | ADDRESS | |
| | | | PHONE | |

| | | | |
|--|-----------------------------|------------|-----------------|
| CHARGE INFORMATION | | | |
| OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE | Murder In The Second Degree | RCW / ORD# | COURT / CAUSE # |
| OFFENSE <input type="checkbox"/> DV <input type="checkbox"/> FUGITIVE | | RCW / ORD# | COURT / CAUSE # |
| | | | CITATION # |

| | | | |
|---------------------------|----------------|--|--------------------------------|
| WARRANT / OTHER | | | |
| WARRANT DATE | WARRANT NUMBER | OFFENSE | AMOUNT OF BAIL \$100,000.00 |
| ORIGINATING POLICY AGENCY | | ISSUING AGENCY | WARRANT TYPE |
| | | WARRANT RELEASED TO: (SERIAL # / UNIT / DATE / TIME) | |

| | | | |
|---|---|----------------|--|
| PROPERTY INFORMATION | | | |
| LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL | | | |
| LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #) | | | |
| LIST ITEMS ENTERED INTO SAFEKEEPING | | | |
| TOTAL CASH OF ARRESTEE \$0.00 | WAS CASH TAKEN INTO EVIDENCE? <input type="checkbox"/> YES <input type="checkbox"/> NO | AMOUNT: \$0.00 | SIGNATURE OF JAIL STAFF RECEIVING ITEMS / SERIAL # |

| | | | |
|---|---------------------------------|---|--|
| OFFICER INFORMATION | | | |
| ARRESTING OFFICER / SERIAL # Gutwein, Austin 669 | TRANSPORTING OFFICER / SERIAL # | SUPERVISOR SIGNATURE / SERIAL # | |
| SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #) | | CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME / SERIAL # / PHONE) | |

| | | | |
|-------------------------------|--|------------------------------|--|
| COURT FILE | | | |
| SUPERIOR COURT FILING INFO | <input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE <input type="checkbox"/> OUT ON BOND | COURT CAUSE (STAMP OR WRITE) | |
| COURT/DIST. CT.NO. | DIST. CT. BOND\$ | SUP. CT. DATE | |

| | | | | | |
|------------------------------|--------------|--|---|---|--|
| EXTRADITE | | | | | |
| PERSON APPROVING EXTRADITION | | SEAKING-LOCAL ONLY WACIC-STATE WIDE | <input type="checkbox"/> NCIC-WILL EXTRADITE FROM ID & OR ONLY | <input type="checkbox"/> NCIC-WILL EXTRADITE FROM OR, ID, MT, WY, CA, NV, UT, CO, AZ, NM, HI, AK | <input type="checkbox"/> NCIC-WILL EXTRADITE FROM ALL 50 STATES |
| E N T R Y | UCN 10007470 | DOE | | DOC | |
| | WAC | TOE | | TOC | |
| | NCIC | OP | | OP | |
| | | | C L E A R A N C E | | |