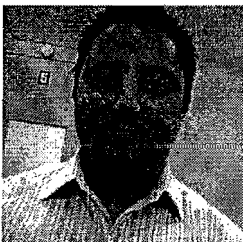


Family Name (CAPS) TARHAN, Turgut		First	Middle	Sex M	Hair BRO	Eyes BRO	Cmplxn MED
Country of Citizenship TURKEY	Passport Number and Country of Issue	File Number Case No: SEA0902000204 A088737523		Height 65	Weight 125	Occupation STUDENT	
U.S. Address 1623 EAST J STREET SUITE 5 TACOMA, WASHINGTON, 98421,				Scars and Marks See Narrative			
Date, Place, Time, and Manner of Last Entry 7/3/2003, Unknown Time, SET, F1			Passenger Boarded at	F.B.I. Number 932720EC6		<input checked="" type="checkbox"/> Single <input type="checkbox"/> Divorced <input type="checkbox"/> Married <input type="checkbox"/> Widower <input type="checkbox"/> Separated	
Number, Street, City, Province (State) and Country of Permanent Residence BALTALIMANI CAD. HISARPALAS APT# 31/10 RUMELIHISARI ISTANBUL, TURKEY				Method of Location/Apprehension CLC 520.3			
Date of Birth 08/27/1984	Age: 24	Date of Action 02/17/2009	Location Code SEA/SEA	A/Near SEATTLE, WA		Date/Hour 02/17/2009	
City, Province (State) and Country of Birth TURKEY		AR <input checked="" type="checkbox"/>	Form: (Type and No.) <input type="checkbox"/> Lifted <input type="checkbox"/> Not Lifted <input type="checkbox"/>				
NIV Issuing Post and NIV Number		Social Security Account Name			Status at Entry Student		
Date Visa Issued		Social Security Number			Status When Found IN INSTITUTION		
Immigration Record POSITIVE - See Narrative				Criminal Record See Narrative			
Name, Address, and Nationality of Spouse (Maiden Name, if Appropriate)				Number and Nationality of Minor Children NONE			
Father's Name, Nationality, and Address, if Known See Father info in Narrative			Mother's Present and Maiden Names, Nationality, and Address, if Known Nationality: TURKEY TARHAN, Ferda, ISTANBUL, TURKEY				
Monies Due/Property in U.S. Not in Immediate Possession None Claimed		Fingerprinted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Systems Checks See Narrative	Charge Code Words(s) R1C1			
Name and Address of (Last)(Current) U.S. Employer		Type of Employment	Salary	Employed from/to			

Narrative (Outline particulars under which alien was located/apprehended. Include details not shown above regarding time, place and manner of last entry, attempted entry, or any other entry, and elements which establish administrative and/or criminal violation. Indicate means and route of travel to interior.)
FINS: 1059674598 **Left Index fingerprint** **Right Index fingerprint**



SCARS, MARKS, AND TATTOOS

SCAR CHEST - BURN
SCAR HAND, RIGHT - INDEX FINGER

FATHER NAME & ADDRESS
 ... (CONTINUED ON I-831)

Alien has been advised of communication privileges 2/17/09 man (Date/Initials) MATTHEW NELSON (Signature and Title of Immigration Officer)
IMMIGRATION ENFORCEMENT AGENT

Distribution: file stats intel	Received: (Subject and Documents) (Report of Interview) Officer: MATTHEW NELSON on: February 17, 2009 at 1822 (time) Disposition: Warrant of Arrest/Notice to Appear Examining Officer: LISA MCDANIEL <i>[Signature]</i>
--	--

Alien's Name TARHAN, Turgut	File Number A088737523 Event No: SEA0902000204	Date 02/17/2009
<p>----- Nationality: TURKEY TARHAN, Tugrul ISTANBUL, TURKEY</p> <p>RECORDS CHECKED -----</p> <p>CIS Pos CLAIM Pos IAFIS Pos NCIC Pos SEVIS Pos TECS Pos</p> <p>Record of Deportable/Excludable Alien: On 02/17/2009, IEA Nelson encountered subject TARHAN, Turgut DOB 08/27/1984, while performing CAP duties at the King County Jail, Seattle, WA.</p> <p>During interview, subject TARHAN freely admitted to being a citizen and national of Turkey. Subject stated that he last entered the United States on or about July 3, 2003 at SET POE, Seattle, WA with a valid F1 visa.</p> <p>Subject states that he is not married and has no children. Subject has a sister, Revna TARHAN, residing in the United States at 2308 188th Place SW, Lynnwood, WA. Subject states that he was not employed at the time of his arrest.</p> <p>Immigration History:</p> <p>A review of available service databases shows the following immigration history:</p> <p>09/05/2002 - Subject entered the United States as an F1 student and departed on 06/13/2003.</p> <p>07/03/2003 - Subject entered the United States as an F1 student (I-94 # 592745744 10)</p> <p>12/08/2008 - Subjects F1 status terminated in SEVIS due to Failure to Enroll.</p> <p>Criminal History:</p> <p>06/03/2007 - Subject was being held at the King County Jail, Seattle, WA for an arrest for Rape 2.</p> <p>06/10/2004 - Subject arrested by Seattle PD on the charge of Harassment. No charges filed.</p> <p>08/01/2008 - Subject arrested by Seattle, PD on the charge of Rape 2. Convicted of Rape 3 and sentenced to 10 months and 36 to 48 months of community custody.</p> <p>09/04/2008 - Subject filed an appeal of his conviction in King County Superior Court.</p> <p>Disposition:</p> <p>Subject claims no health problems or injuries. Subject is missing the fingernail on his right, ... (CONTINUED ON NEXT PAGE)</p>		
Signature MATTHEW NELSON	Title IMMIGRATION ENFORCEMENT AGENT	

Alien's Name TARHAN, Turgut	File Number A088737523 Event No: SEA0902000204	Date 02/17/2009
<p>middle finger from an old injury.</p> <p>Subject expressed no fear of being returned to his country of origin.</p> <p>Subject was advised of his rights as per form I-826 attached, was provided with a list of free legal service providers and explained his consular notification rights as prescribed by 8 CFR 236.1 (e).</p> <p>Subject entered the United States with a valid F1 nonimmigrant visa on September 22, 2004. On December,08, 2008 subject's status was terminated in SEVIS due to Failure to Enroll. In such, subject is in violation of section 237 (a) (1) (C) (i) of the INA as amended.</p> <p>Subject processed as an NTA.</p>		
Signature MATTHEW NELSON	Title IMMIGRATION ENFORCEMENT AGENT	

3

HUVIYETI VE ESKALI
PERSONAL PAKETÜLLERİN

Mesleği:
Profession:

Doğum yeri:
Place of birth:

Doğum tarihi:
Date of birth:

Yüzü:
Facial features:

Göz rengi:
Colour of eyes:

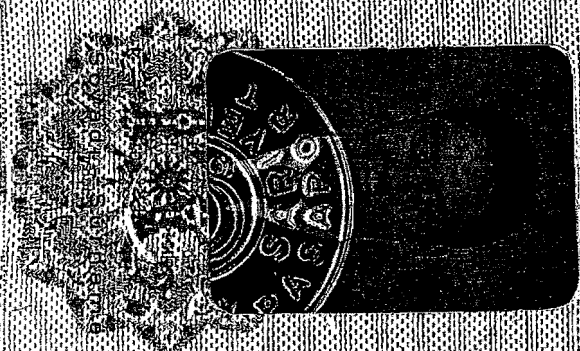
Saç rengi:
Colour of hair:

Boy:
Height:

Hususi alametleri:
Special marks:

Handwritten initials / Signature of bearer

FOTO-PHOTO



Adi Name

İLK İSİM

T.E.M.D.1.351.E.R
RENEWALS

By passport: 3 APRIL 2011 tarihine

Kader uzatılmıstir.

Extended until: 3 DECEMBER 2011

Tarih:
Date:

Temdit yapılmıstir.
Issued by:

İmza ve Mühür
Amir Bora İNAN
Muvavin Konsoldu
Vice Consul

Harç tutarı: 2,00

Makbuz tarihi: 21.05.2011

No: 215409

T.E.M.D.1.351.E.R
RENEWALS

By passport: tarihine

Kader uzatılmıstir.

Extended until:

Tarih:
Date:

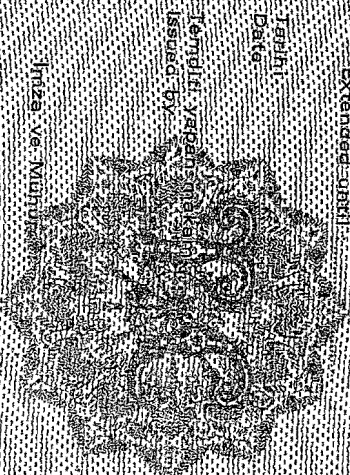
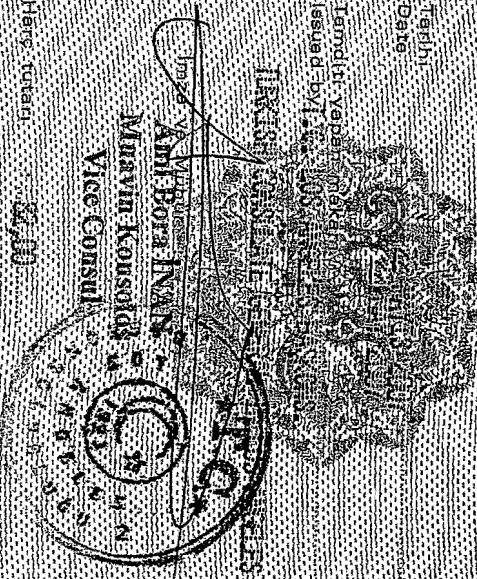
Temdit yapılmıstir.
Issued by:

İmza ve Mühür

Harç tutarı:

Makbuz tarihi:

No:





U.S. Immigration
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Student Information

[Form I-17](#)

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Details](#)

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Personal Information

SEVIS ID: N0000318636
FIN ID :
Family Name: **TARHAN**
First Name: **TURGUT**
Country of Birth: **TURKEY**
Date of Birth: **08/27/1984**
Country of Citizenship: **TURKEY**
Gender: **MALE**
Foreign Address: **Baltalimanli Cad.,
Hlsarpalms Apt. No.
31/10
Rumelihisar
Istanbul
TURKEY**
U.S. Address: **1942 Weslake Ave Apt
#2405
Seattle
WASHINGTON
98101**
SSN:
Driver's License Number:
Driver's License Issuing
State:
Individual Taxpayer ID
Number:

Program Information

Status: **TERMINATED**
Termination Reason: **FAILURE TO ENRO**
Visa Type: **F-1**
School Status: **APPROVED**
School Name: **Central Washingto
University**
School Code: **SEA214F1004600**
Campus Name: **Central Washingto
University**
I-20 Issue Reason: **CONTINUED
ATTENDANCE**
Education Level: **BACHELOR'S**
Major: **52.0201 - Busines
Administration and
Management, Gen**
Secondary Major:
Minor:
Program Start Date: **01/16/2007**
Program End Date: **12/16/2009**
Normal Length of Study: **24**
Current Session End Date: **06/06/2008**
Next Session Start Date: **09/22/2008**
School Requires English
Proficiency: **Yes**
Student Has English
Proficiency: **Yes**
English Is Not Required
Because:
Remarks:

Financial Information

Number of Months: **09**
Tuition Fees: **\$14,193.00**
Living Expenses: **\$11,034.00**
Dependent Expenses:
Other Costs:
Other Costs Comment:
Total Expenses: \$25,227.00
Student's Personal Funds: **\$25,227.00**
Funds From This School:
School Fund Type:
Funds From Other
Sources:
Source Type:

Travel Information

Passport Number:
Visa Number:
Visa Issue Date: **07/02/2003**
Visa Issue Post:
Port of Entry:
Date of Entry:
I-94/Admission Number:
Port of Departure:
Date of Departure:

I-901 SEVIS Fee Payment Informatic

Transaction Type:
Transaction Date:

9

On-Campus Employment:
Total Funding: \$25,227.00

Transaction Amount:
Fee Payment/Cancellation
Receipt Number:

Student Requests:
Request Type
Transfer

Request Status
APPROVED

Receipt Number

02/18/2009 (Wednesday)

02/18/2009

02/18/2009

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U.S. Immigration
and Customs
Enforcement



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Search Results

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Search Criteria:

SEVIS ID = N0000318636

SEVIS ID	Visa Type	School Code	Family Name	First Name	Program Start Date	Program End Date	Status	Last Status Change
N0000318636	F-1	SEA214F10046000	TARHAN	TURGUT	01/16/2007	12/16/2009	TERMINATED	12/08/2008
N0000318636	F-1	SEA214F00001000	TARHAN	TURGUT	09/16/2002	03/21/2007	DEACTIVATED	01/05/2007

2 Recs

02/18/2009 (Wednesday)

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KING COUNTY, WASHINGTON

SEP 04 2008

SUPERIOR COURT CLERK
BY LEANNE SYMONDS
DEPUTY

COPY TO COURT OF APPEALS SEP - 5 2008

A88 737 523

SUPERIOR COURT OF THE STATE OF WASHINGTON
KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

v.

TURGUT TARHAN,

Defendant.

No. 07-C-05363-4 SEA

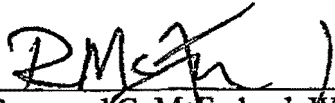
NOTICE OF APPEAL

TO: CLERK OF THE COURT
AND TO: KING COUNTY PROSECUTING ATTORNEY

YOU AND EACH OF YOU are hereby notified that the defendant, Turgut Tarhan hereby appeals from his judgment and sentence of conviction, dated September 4, 2008, to the Court of Appeals in the State of Washington, Division One.

DATED this 4th day of September, 2008.

Respectfully Submitted,
LAW OFFICE OF RAYMOND C. MCFARLAND


Raymond C. McFarland, WSBA No. 12257
Attorney for Defendant

NOTICE OF APPEAL - 1

LAW OFFICE OF
RAYMOND C. MCFARLAND
119 FIRST AVENUE SOUTH, SUITE 320
SEATTLE, WA 98104-3424
TEL (206) 467-6690 FAX (206) 622-6636
RAY@MCFARLANDLEGAL.COM

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Attorney for Plaintiff:

Christine Keating
Deputy Prosecuting Attorney
King County Prosecuting Attorney's Office
W554 King County Courthouse
516 Third Ave.
Seattle WA 98104

Attorney for Defendant:

Raymond C. McFarland
Law Office of Raymond C. McFarland
119 First Avenue South, Suite 320
Seattle, WA 98104-3424

Defendant:

Turgut Tarhan
c/o King County Jail
500 Fifth Ave.
Seattle WA 98104

13

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2008 SEP -8 AM 11:24

KING COUNTY
SUPERIOR COURT CLERK
SEATTLE, WA

HW

COMMITMENT ISSUED SEP - 8 2008

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,)	
)	
)	No. 07-C-05363-4 SEA
)	
Vs.)	JUDGMENT AND SENTENCE
)	FELONY
TURGUT TARHAN)	
)	
Defendant,)	

I. HEARING

I.1 The defendant, the defendant's lawyer, RAY MCFARLAND, and the deputy prosecuting attorney were present at the sentencing hearing conducted today. Others present were: HW, (Armed Concealment),
Berna Tarhan, Devina Setyanan

II. FINDINGS

There being no reason why judgment should not be pronounced, the court finds:
2.1 **CURRENT OFFENSE(S):** The defendant was found guilty on 08/01/2008 by jury verdict of:

Count No.: <u>I</u>	Crime: <u>RAPE IN THE THIRD DEGREE</u>
RCW <u>9A.44.060(1)(B)</u>	Crime Code: <u>00766</u>
Date of Crime: <u>06/03/2007</u>	Incident No. _____
Count No.: _____	Crime: _____
RCW _____	Crime Code: _____
Date of Crime: _____	Incident No. _____
Count No.: _____	Crime: _____
RCW _____	Crime Code: _____
Date of Crime: _____	Incident No. _____
Count No.: _____	Crime: _____
RCW _____	Crime Code: _____
Date of Crime: _____	Incident No. _____

Additional current offenses are attached in Appendix A

SPECIAL VERDICT or FINDING(S):

- (a) While armed with a **firearm** in count(s) _____ RCW 9.94A.510(3).
- (b) While armed with a **deadly weapon** other than a firearm in count(s) _____ RCW 9.94A.510(4).
- (c) With a **sexual motivation** in count(s) _____ RCW 9.94A.835.
- (d) A V.U.C.S.A. offense committed in a **protected zone** in count(s) _____ RCW 69.50.435.
- (e) **Vehicular homicide** Violent traffic offense DUI Reckless Disregard.
- (f) **Vehicular homicide** by DUI with _____ prior conviction(s) for offense(s) defined in RCW 41.61.5055, RCW 9.94A.510(7).
- (g) **Non-parental kidnapping** or unlawful imprisonment with a minor victim. RCW 9A.44.130.
- (h) **Domestic violence** offense as defined in RCW 10.99.020 for count(s) _____.
- (i) Current offenses encompassing the same **criminal conduct** in this cause are count(s) _____ RCW 9.94A.589(1)(a).

2.2 **OTHER CURRENT CONVICTION(S):** Other current convictions listed under different cause numbers used in calculating the offender score are (list offense and cause number): _____

2.3 **CRIMINAL HISTORY:** Prior convictions constituting criminal history for purposes of calculating the offender score are (RCW 9.94A.525):

- Criminal history is attached in **Appendix B**.
- One point added for offense(s) committed while under community placement for count(s) _____

2.4 SENTENCING DATA:

Sentencing Data	Offender Score	Seriousness Level	Standard Range	Enhancement	Total Standard Range	Maximum Term
Count I	0	V	6 TO 12		6 TO 12 MONTHS	5 YEARS AND/OR \$10,000
Count						
Count						
Count						

Additional current offense sentencing data is attached in **Appendix C**.

2.5 **EXCEPTIONAL SENTENCE (RCW 9.94A.535):**

Substantial and compelling reasons exist which justify a sentence above/below the standard range for Count(s) _____. Findings of Fact and Conclusions of Law are attached in **Appendix D**. The State did did not recommend a similar sentence.

III. JUDGMENT

IT IS ADJUDGED that defendant is guilty of the current offenses set forth in Section 2.1 above and **Appendix A**.

The Court **DISMISSES** Count(s) _____

IV. ORDER

IT IS ORDERED that the defendant serve the determinate sentence and abide by the other terms set forth below.

4.1 RESTITUTION AND VICTIM ASSESSMENT:

- Defendant shall pay restitution to the Clerk of this Court as set forth in attached Appendix E.
- Defendant shall not pay restitution because the Court finds that extraordinary circumstances exist, and the court, pursuant to RCW 9.94A.753(2), sets forth those circumstances in attached Appendix E.
- Restitution to be determined at future restitution hearing on (Date) _____ at _____ m.
 Date to be set.
- Defendant waives presence at future restitution hearing(s).
- Restitution is not ordered.

Defendant shall pay Victim Penalty Assessment pursuant to RCW 7.68.035 in the amount of \$500.

4.2 OTHER FINANCIAL OBLIGATIONS: Having considered the defendant's present and likely future financial resources, the Court concludes that the defendant has the present or likely future ability to pay the financial obligations imposed. The Court waives financial obligation(s) that are checked below because the defendant lacks the present and future ability to pay them. Defendant shall pay the following to the Clerk of this Court:

- (a) \$ 100.00, Court costs; Court costs are waived; (RCW 9.94A.030, 10.01.160)
- (b) \$100 DNA collection fee; DNA fee waived (RCW 43.43.754)(crimes committed after 7/1/02);
- (c) \$ _____, Recoupment for attorney's fees to King County Public Defense Programs;
 Recoupment is waived (RCW 9.94A.030);
- (d) \$ _____, Fine; \$1,000, Fine for VUCSA; \$2,000, Fine for subsequent VUCSA;
 VUCSA fine waived (RCW 69.50.430);
- (e) \$ _____, King County Interlocal Drug Fund; Drug Fund payment is waived;
(RCW 9.94A.030)
- (f) \$ _____, State Crime Laboratory Fee; Laboratory fee waived (RCW 43.43.690);
- (g) \$ _____, Incarceration costs; Incarceration costs waived (RCW 9.94A.760(2));
- (h) \$ _____, Other costs for: _____

4.3 PAYMENT SCHEDULE: Defendant's TOTAL FINANCIAL OBLIGATION is: \$ 800.00. The payments shall be made to the King County Superior Court Clerk according to the rules of the Clerk and the following terms: Not less than \$ _____ per month; On a schedule established by the defendant's Community Corrections Officer or Department of Judicial Administration (DJA) Collections Officer. Financial obligations shall bear interest pursuant to RCW 10.82.090. **The Defendant shall remain under the Court's jurisdiction to assure payment of financial obligations: for crimes committed before 7/1/2000, for up to ten years from the date of sentence or release from total confinement, whichever is later; for crimes committed on or after 7/1/2000, until the obligation is completely satisfied.** Pursuant to RCW 9.94A.7602, if the defendant is more than 30 days past due in payments, a notice of payroll deduction may be issued without further notice to the offender. Pursuant to RCW 9.94A.760(7)(b), the defendant shall report as directed by DJA and provide financial information as requested.

- Court Clerk's trust fees are waived.
- Interest is waived except with respect to restitution.

4.4 The defendant, having been convicted of a FELONY SEX OFFENSE, is sentenced to the following:

(a) **DETERMINATE SENTENCE** : Defendant is sentenced to a term of confinement in the custody of the
 King County Jail King County **Work/Education Release** (subject to conditions of conduct ordered
this date) Department of Corrections, as follows, commencing: immediately;
 Date: _____ by _____ a.m. / p.m.

10 months/days on count I; _____ months/days on count _____; _____ months/days on count _____;
_____ months/days on count _____; _____ months/days on count _____; _____ months/days on count _____;
_____ months/days on count _____; _____ months/days on count _____; _____ months/days on count _____.

ALTERNATIVE CONVERSION - RCW 9.94A.680 (LESS THAN ONE YEAR ONLY):

_____ days of total confinement are hereby converted to:

_____ days of partial confinement to be served subject to the requirements of the King County Jail.

_____ days/hours community restitution under the supervision of the Department of Corrections to
be completed as follows:

on a schedule established by the defendant's Community Corrections Officer;

Alternative conversion was not used because: Defendant's criminal history, Defendant's
failure to appear, Other: _____

**COMMUNITY CUSTODY for FAILURE TO REGISTER AS A SEX OFFENDER under RCW
9A.44.130(11)(a) committed on or after 6-7-2006 as to Counts _____ (regardless of length of
confinement) is ordered pursuant to RCW 9.94A.545(2) and RCW 9.94A.715 for the range of 36 to 48
months.**

**FOR CONFINEMENT LESS THAN ONE YEAR (except for Failure to Register as a Sex
Offender under RCW 9A.44.130(11)(a) committed on or after 6-7-06) as to Counts _____:
COMMUNITY SUPERVISION, for crimes committed before 7-1-2000, CUSTODY, for
crimes committed on or after 7-1-2000, is ordered pursuant to RCW 9.94A.545 for a period of 12 months.
The defendant shall report to the Department of Corrections within 72 hours of this date or of his/her
release if now in custody; shall comply with all the rules, regulations and conditions of the Department for
supervision of offenders (RCW 9.94A.720); shall comply with all affirmative acts required to monitor
compliance; and shall otherwise comply with terms set forth in this sentence.**

APPENDIX _____: Additional Conditions are attached and incorporated herein.

**COMMUNITY PLACEMENT (CONFINEMENT OVER ONE YEAR) as to Counts _____:
pursuant to RCW 9.94A.700, for qualifying crimes committed before 6-6-1996, is ordered for
_____ months or for the period of earned early release awarded pursuant to RCW 9.94A.728,
whichever is longer. [24 months for any serious violent offense, vehicular homicide, vehicular assault, or
sex offense prior to 7-6-96; 12 months for any assault 2°, assault of a child 2°, felony violation of RCW
69.50/52, any crime against person defined in RCW 9.94A.440 not otherwise described above.]**

APPENDIX H, Community Placement conditions, is attached and incorporated herein.

**COMMUNITY CUSTODY (CONFINEMENT OVER ONE YEAR) as to Counts _____:
pursuant to RCW 9.94A.710 for any SEX OFFENSE committed on or after 6-6-1996 but before 7-1-
2000, is ordered for a period of 36 months or for the period of earned early release awarded under RCW
9.94A.728 whichever is longer.**

APPENDIX H, Community Custody conditions, is attached and incorporated herein.

COMMUNITY CUSTODY (CONFINEMENT OVER ONE YEAR) as to Counts I; pursuant to RCW 9.94A.715 for qualifying crimes (non RCW 9.94A.712 offenses) committed after 6-30-2000 is ordered for the following established range:

- Sex Offense, RCW 9.94A.030(38): 36 to 48 months
- Serious Violent Offense, RCW 9.94A.030(37): 24 to 48 months
- Violent Offense, RCW 9.94A.030(45): 18 to 36 months
- Crime Against Person, RCW 9.94A.411: 9 to 18 months
- Felony Violation of RCW 69.50/52: 9 to 12 months

or for the entire period of earned early release awarded under RCW 9.94A.728, whichever is longer. Sanctions and punishments for non-compliance will be imposed by the Department of Corrections pursuant to RCW 9.94A.737.

APPENDIX H, Community Custody conditions, is attached and incorporated herein.

(b) INDETERMINATE SENTENCE – QUALIFYING SEX OFFENSES occurring after 9-1-2001:

The Court having found that the defendant is subject to sentencing under RCW 9.94A.712, the defendant is sentenced to a term of total confinement in the custody of the Department of Corrections as follows, commencing: immediately; (Date): _____ by _____ m.

Count ____: Minimum Term: _____ months/days; Maximum Term: _____ years/life;

Count ____: Minimum Term: _____ months/days; Maximum Term: _____ years/life;

Count ____: Minimum Term: _____ months/days; Maximum Term: _____ years/life;

Count ____: Minimum Term: _____ months/days; Maximum Term: _____ years/life.

COMMUNITY CUSTODY: pursuant to RCW 9.94A.712 for qualifying **SEX OFFENSES** committed on or after September 1, 2001, is ordered for any period of time the defendant is released from total confinement before the expiration of the maximum sentence as set forth above. Sanctions and punishments for non-compliance will be imposed by the Department of Corrections pursuant to RCW 9.94A.713, 9.94A.737.

APPENDIX H: Community Custody conditions are attached and incorporated herein.

4.5 ADDITIONAL CONDITIONS OF SENTENCE

The above terms for counts _____ are consecutive / concurrent.

The above terms shall run CONSECUTIVE CONCURRENT to cause No.(s) _____

The above terms shall run CONSECUTIVE CONCURRENT to any previously imposed sentence not referred to in this order.

In addition to the above term(s) the court imposes the following mandatory terms of confinement for any special **WEAPON** finding(s) in section 2.1: _____

which term(s) shall run consecutive with each other and with all base term(s) above and terms in any other cause. (For crimes committed after 6-10-1998.)

The enhancement term(s) for any special **WEAPON** findings in section 2.1 is/are included within the term(s) imposed above. (For crimes before 6-11-1998 only, per In Re Charles)

The **TOTAL** of all terms imposed in this cause is 10 months.

Credit is given for [] _____ days served [✓] days as determined by the King County Jail, solely for confinement under this cause number pursuant to RCW 9.94A.505(6). [] Jail term is satisfied and defendant shall be released under this cause.

4.6 **NO CONTACT:** For the maximum term of 5 years, defendant shall have no contact, direct or indirect, in person, in writing, by telephone, or through third parties with: HW. (10-2A-86), Caroline Conception, Palmyra Movers, Spencer Allen
[] Any minors without supervision of a responsible adult who has knowledge of this conviction.

4.7 **DNA TESTING:** The defendant shall have a biological sample collected for purposes of DNA identification analysis and the defendant shall fully cooperate in the testing, as ordered in **APPENDIX G**.

[✓] **HIV TESTING:** For sexual offense, prostitution offense, drug offense associated with the use of hypodermic needles, the defendant shall submit to HIV testing as ordered in **APPENDIX G**.

4.8 **SEX OFFENDER REGISTRATION:**
The defendant shall register as a sex offender as ordered in **APPENDIX J**.

4.9 [] **ARMED CRIME COMPLIANCE, RCW 9.94A.475, 480.** The State's plea/sentencing agreement is [] attached [] as follows:

The defendant shall report to an assigned Community Corrections Officer within 72 hours of release from confinement for monitoring of the remaining terms of this sentence.

Date: 9.4.08

Jurana Craighead
JUDGE
Print Name:

Presented by:
Christine W. Keating
Deputy Prosecuting Attorney, WSBA# 27821
Print Name: Christine W. Keating

Approved as to form:
RM [Signature] #12257
Attorney for Defendant, WSBA#
Print Name: RM [Signature]

FINGERPRINTS



BEST AVAILABLE IMAGE POSSIBLE

RIGHT HAND
FINGERPRINTS OF:

DEFENDANT'S SIGNATURE: _____
DEFENDANT'S ADDRESS: _____

[Handwritten Signature]
KCT

TURGUT TARHAN

DATED: SEP 04 2008

ATTESTED BY: BARBARA MINER,
SUPERIOR COURT CLERK
BY: *[Handwritten Signature]*
DEPUTY CLERK

[Handwritten Signature]
JUDGE, KING COUNTY SUPERIOR COURT

CERTIFICATE

OFFENDER IDENTIFICATION

I, _____,
CLERK OF THIS COURT, CERTIFY THAT
THE ABOVE IS A TRUE COPY OF THE
JUDGEMENT AND SENTENCE IN THIS
ACTION ON RECORD IN MY OFFICE.
DATED: _____

S.I.D. NO.
DOB: AUGUST 27, 1984
SEX: M
RACE: W

CLERK

BY: _____
DEPUTY CLERK

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

TURGUT TARHAN

Defendant,

No. 07-C-05363-4 SEA

APPENDIX G
ORDER FOR BIOLOGICAL TESTING
AND COUNSELING

FAX COPY TO COUNTY JAIL SEP - 8 2008

(1) DNA IDENTIFICATION (RCW 43.43.754):

The Court orders the defendant to cooperate with the King County Department of Adult Detention, King County Sheriff's Office, and/or the State Department of Corrections in providing a biological sample for DNA identification analysis. The defendant, if out of custody, shall promptly call the King County Jail at 296-1226 between 8:00 a.m. and 1:00 p.m., to make arrangements for the test to be conducted within 15 days.

(2) HIV TESTING AND COUNSELING (RCW 70.24.340):

(Required for defendant convicted of sexual offense, drug offense associated with the use of hypodermic needles, or prostitution related offense.)

The Court orders the defendant contact the Seattle-King County Health Department and participate in human immunodeficiency virus (HIV) testing and counseling in accordance with Chapter 70.24 RCW. The defendant, if out of custody, shall promptly call Seattle-King County Health Department at 205-7837 to make arrangements for the test to be conducted within 30 days.

If (2) is checked, two independent biological samples shall be taken.

Date: 9-4-08

Susan J. Craighhead
JUDGE, King County Superior Court

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,)
)
Plaintiff,) No. 07-C-05363-4 SEA
)
vs.) JUDGMENT AND SENTENCE
) APPENDIX H
TURGUT TARHAN) COMMUNITY PLACEMENT OR
) COMMUNITY CUSTODY
Defendant,)

The Defendant shall comply with the following conditions of community placement or community custody pursuant to RCW 9.94A.700(4), (5):

- 1) Report to and be available for contact with the assigned community corrections officer as directed;
2) Work at Department of Corrections-approved education, employment, and/or community service;
3) Not possess or consume controlled substances except pursuant to lawfully issued prescriptions;
4) Pay supervision fees as determined by the Department of Corrections;
5) Receive prior approval for living arrangements and residence location;
6) Not own, use, or possess a firearm or ammunition. (RCW 9.94A.720(2));
7) Notify community corrections officer of any change in address or employment; and
8) Remain within geographic boundary, as set forth in writing by the Department of Corrections Officer or as set forth with SODA order.

OTHER SPECIAL CONDITIONS:

- [] The defendant shall not consume any alcohol.
[] Defendant shall have no contact with: H.W. (B10-29-86), Caroline Conception,
Zachary Morris, Spencer White
[] Defendant shall remain [] within [] outside of a specified geographical boundary, to wit:
[] The defendant shall participate in the following crime-related treatment or counseling services: obtain both substance abuse and sexual deviancy evaluations and follow all recommendations of both
[] The defendant shall comply with the following crime-related prohibitions:
Submit to random polygraph exams to monitor compliance with conditions
[]

Other conditions may be imposed by the court or Department during community custody.

Community Placement or Community Custody shall begin upon completion of the term(s) of confinement imposed herein or when the defendant is transferred to Community Custody in lieu of earned early release. The defendant shall remain under the supervision of the Department of Corrections and follow explicitly the instructions and conditions established by that agency. The Department may require the defendant to perform affirmative acts deemed appropriate to monitor compliance with the conditions [RCW 9.94A.720] and may issue warrants and/or detain defendants who violate a condition [RCW 9.94A.740].

Date: 9.4.08

Susan Grayhead
JUDGE

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

Tungjat Tarnan

Defendant,

No 07-C-05363-4 SDF

APPENDIX J
JUDGMENT AND SENTENCE
SEX/ KIDNAPPING OFFENDER NOTICE OF
REGISTRATION REQUIREMENTS

SEX AND KIDNAPPING OFFENDER REGISTRATION. RCW 9A.44.130, 10.01.200. You are required to register your complete residential address with the sheriff of the county where you reside, because you have been convicted of one of the following sex or kidnapping offenses: Rape 1, 2, or 3; Rape of a Child 1, 2, or 3; Child Molestation 1, 2 or 3; Sexual Misconduct With A Minor 1 or 2; Indecent Liberties; Incest 1 or 2; Voyeurism; Kidnapping 1 or 2 (if victim is a minor and offender is not the minor's parent); Unlawful Imprisonment (if victim is a minor and offender is not the minor's parent); Sexual Exploitation of a Minor; Custodial Sexual Misconduct 1; Criminal Trespass against Children; Dealing in Depictions of a Minor Engaged in Sexually Explicit Conduct; Sending, Bringing Into State Depictions of a Minor Engaged in Sexually Explicit Conduct; Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct; Communication with a Minor for Immoral Purposes; Patronizing a Juvenile Prostitute; Failure to Register as a Sex Offender; any gross misdemeanor that is under RCW 9A.28, a criminal attempt, criminal solicitation, or criminal conspiracy to commit an offense that is classified as a sex offense under RCW 9.94A.030 or RCW 9A.44.130 or a kidnapping offense under 9A.44.130; or any felony with a finding of sexual motivation (RCW 9.94A.835 or RCW 13.40.135).

If you are out of custody, you must register immediately upon being sentenced.

If you are in custody, you must register within 24 hours of your release.

If you change your residence within a county, you must send signed written notice of your change of residence to the county sheriff within 72 hours of moving.

If you change your residence to a new county within this state, you must send signed written notice of your change of residence to the sheriff of the county of your new residence at least 14 days before moving and register with the county sheriff of your new residence within 24 hours of moving. In addition, you must give signed written notice of your change of address to the sheriff of the county where you last registered within 10 days of moving.

If you plan to attend a public or private school or institution of higher education in Washington, you are required to notify the county sheriff for the county of your residence within 10 days of enrolling or by the first business day after arriving at the institution, whichever is earlier. If you are currently attending a public or private school or institution of higher education in Washington, you must notify the county sheriff, for the county where the school is located, immediately.

If you lack a fixed residence, you are required to register as homeless. You must also report in person to the sheriff of the county where you registered on a weekly basis. If you are under DOC supervision and lack a fixed residence, you must register in the county where you are being supervised. If you enter a different county and stay there for more than 24 hours, you will be required to register in the new county within 24 hours.

If you leave the state following your sentencing or release from custody but later move back to Washington, you must register within 3 business days after returning to this state or within 24 hours if you are under the jurisdiction of the state department of corrections, the indeterminate sentence review board or the department of social and health services.

If you move to a new state, you must register with the new state within 10 days after establishing residence. You must also send written notice, within 10 days of moving to the new state, to the county sheriff with whom you last registered in Washington State.

If you are not a resident of Washington, but attend school, are employed, or carry on a vocation in the State of Washington, you must register with the county sheriff for the county where your school, place of employment, or vocation is located.

If you are ranked as a Level II or Level III offender (even if you have a fixed residence), you must report, in person, every ninety days to the sheriff of the county where you are registered. Reporting shall be on a day specified by the county sheriff's office, and shall occur during normal business hours.

The King County Sheriff's Office sex offender registration desk is located on the first floor of the King County Courthouse- 516 3rd Avenue, Seattle, WA. Failure to comply with registration requirements is a criminal offense.

Copy Received:

Defendant

Date

JUDGE

APPENDIX J Rev. 8/06
Distribution:
Original/White - Clerk
Yellow - Defendant
Pink - King County Jail
Goldendrod - Prosecutor

23

CERTIFIED COPY

KING COUNTY, WASHINGTON

AUG 01 2008

SUPERIOR COURT CLERK
BY LEANNE SYMONDS
DEPUTY

CERTIFIED COPY TO COUNTY JAIL AUG 01 2008

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

Tungst Tannan

Defendant,

No. *07-C-05363-4 SEA*

ORDER REMANDING DEFENDANT
TO THE DEPARTMENT OF ADULT
DETENTION (JAIL)

THIS MATTER having come on before the undersigned judge of the above-entitled court upon the motion of the State of Washington, plaintiff, for the above-entitled order and the Court having either revoked or amended the defendant's conditions of release in the above-entitled cause, and the court being fully advises in the premises; now, therefore,

IT IS HEREBY ORDERED that the defendant be remanded immediately to the custody of the King County Department of Adult Detention (King County Jail), and

IT IS FURTHER ORDERED that:

- () the defendant is not to be released pending further order of the court;
- () the defendant's bail on this cause is reset at \$ ~~5000~~ *2000*, cash or surety, in addition to any prior non-monetary conditions which remain in effect; ~~the defendant must also post a return ticket~~

~~AND THE COURT ORDERED THAT THE DEFENDANT BE REMANDED TO THE DEPARTMENT OF ADULT DETENTION (JAIL)~~
DONE IN OPEN COURT this 1st day of August, 2008.

Susan J. Craighhead
JUDGE

Presented by:
Antonia Katig
Deputy Prosecuting Attorney #*30821*

Approved for entry: *(Objection Noted)*

Attorney for Defendant

Distribution:
White - Clerk's Office
Yellow - Jail
Pink - Prosecuting Attorney
Goldenrod - Defendant

ORDER REMANDING DEFENDANT TO DEPARTMENT OF ADULT DETENTION (JAIL)
(This form is intended for use *only* when the defendant is present in court. It is not to be used as a substitute form of bench warrant)
Revised 4/01

Norm Maleng, Prosecuting Attorney
W554 King County Courthouse
516 Third Avenue
Seattle, Washington 98104
(206) 296-9000
FAX (206) 296-0955

24

FILED

07 JUN -6 PM 3:40

KING COUNTY
SUPERIOR COURT CLERK
SEATTLE, WA.

CERTIFIED ISSUED
COPY KING COUNTY \$200.00

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

7	THE STATE OF WASHINGTON,)
)
8)
	v.)
)
9	EMIR BESKURT,)
	SAMET BIDERATAN,)
10	TANER TARHAN, and)
	TURGUT TARHAN)
11	and each of them,)
)
12)
	Defendants.)

No. 07-C-05360-0 SEA
 07-C-05361-8 SEA
 07-C-05362-6 SEA
 07-C-05363-4 SEA ✓

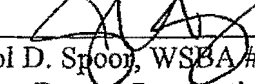
INFORMATION

I, Daniel T. Satterberg, Acting Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse EMIR BESKURT, SAMET BIDERATAN, TANER TARHAN and TURGUT TARHAN, and each of them, of the crime of **Rape in the Second Degree**, committed as follows:

That the defendants EMIR BESKURT, SAMET BIDERATAN, TANER TARHAN and TURGUT TARHAN, and each of them, together with others, in King County, Washington, on or about June 3, 2007, by forcible compulsion did engage in sexual intercourse with another person, named H.W.;

Contrary to RCW 9A.44.050(1)(a), and against the peace and dignity of the State of Washington.

NORM MALENG
Prosecuting Attorney
DANIEL T. SATTERBERG
Acting Prosecuting Attorney

By: 
Carol D. Spoon, WSBA #15525
Senior Deputy Prosecuting Attorney

Norm Maleng, Prosecuting Attorney
Daniel T. Satterberg, Acting Prosecuting Attorney
W554 King County Courthouse
516 Third Avenue
Seattle, Washington 98104
(206) 296-9000, FAX (206) 296-0955

ORIGINAL

CAUSE NO. **07-1-05360-0 SEA**

Seattle
Police
Department

**CERTIFICATE FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER	07-223590
UNIT FILE NUMBER	07-128

That Kyle Kizzier is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case Number 07-223590;

There is probable cause to believe that Beskurt, Emir W/M 3-6-1987 committed the crime (s) of R.C.W. 9A.44.050 - Rape in the Second Degree.

This belief is predicated on the following facts and circumstances:

On 6/3/07, sometime between 1800-1900 hours, the victim (H.W.) and her roommate (C.C.) were in their apartment at 801 Spring Street #2-1409, City of Seattle, County of King, State of Washington. From their apartment, H.W. and C.C. have a view into 801 Spring Street, building #2, apartment #1306 – also in the City of Seattle, County of King, State of Washington. C.C. knows two of the occupants of #1306 as “Emir,” and “Tony,” and had met them briefly “sometime around Thanksgiving,” and could see them in their apartment. H.W. and C.C. decided to invite them up to their apartment for drinks. They signaled the two apartment occupants to come up. C.C. and H.W. described Emir as being exceptionally tall, at approximately 6’5”. (Emir was later identified as **Beskurt, Emir 3/6/87.**) H.W. said that “Tony” was wearing a “baby blue” T-shirt. (“Tony” was later identified as **Tarhan, Turgut 8-27-84**)

Both Emir and Turgut came to the victim’s apartment. After visiting for a short time, the four decided to go back down to apartment #1306. While in the apartment, two other male individuals came by. One was named “Tanner” and was Turgut’s identical twin. (He was later identified as **Tarhan, Tanner 8/27/84.**) He was described as wearing a “dark t-shirt” and white basketball shorts. The fourth individual was wearing “a white button up polo shirt and black dress pants.” (He was later identified as **Bideratan, Samet 10-27-1985.**) Neither H.W. nor C.C. had seen this individual before.

After a few more drinks, H.W. and C.C. invited the four males back to their apartment. They went there for a short time, but by approximately 2045 hours, all six individuals decided to return to apartment #1306.

At approximately 2100 hours, C.C. left the apartment to buy cigarettes. H.W. was seated on the couch in the living room. **Emir** was on her right side, and **Turgut** was sitting on her left. According to H.W., as soon as C.C. left, **Turgut** began stroking her leg, and trying to reach up her shorts. At the same time, **Emir** put his hand around her shoulders, and began trying to stroke her breasts. C.C. pushed them both aside and told them to “knock it off.”

However, both **Emir** and **Turgut** continued, reaching farther underneath her clothing. At this point the other two individuals – (**Tanner** and **Samet**) came over to the couch.

H.W. said that “someone” took hold of her legs and started taking her pants off. She cried out for them to “stop it,” and asked where C.C. was. She said that as her pants and panties were being removed, one of the suspects held her down on the couch by her shoulders. H.W. said that each of the four suspects “took turns” putting their penis in her vagina. She repeatedly told them “No!” and begged for C.C. to come back. The suspects, however, told her, “Everything will be fine.” H.W. said that while one suspect had his penis in her vagina, another suspect would try to force his penis into her mouth.

This continued for at least 15 minutes, with each of the suspects penetrating her vagina against her will. The assaults lasted until C.C. returned and knocked on the door.



**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER 07-223590
UNIT FILE NUMBER 07-128

At that point the suspects stopped, and attempted to get dressed. H.W. got up and quickly answered the door. She pulled C.C. into the bathroom and informed her of what occurred. C.C. went into the living room and saw two of the suspects "pulling on their pants." C.C. recovered H.W.'s shorts and underwear from the living room floor while H.W. fled the apartment.

C.C. found H.W. a few moments later and together they called police.


When police arrived, H.W. and C.C. provided detailed physical descriptions, including that all four were or "EasterN European" descent, possibly from Turkey.

Officer went to apartment #1306, but there was no one there. Officers remained to watch the apartment.

At approximately 2330 hours, officers observed the four suspects get off the elevator on the 13th floor and approach apartment #1306. All four matched the suspect description exactly and were placed under arrest.

A patrol officer was placed on guard of the apartment until a search warrant was obtained. The warrant was served at approximately 0730 on the morning of June 4th, 2007. In that search, detectives seized papers of Dominion and Control showing that Beskurt was a resident there.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me this 5th day of June, 2007, at Seattle, Washington.


#611

ORIGINAL



Seattle
Police
Department

CAUSE NO. 07-C-05361-8 SEA

**CERTIFICATE FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER 07-223590
UNIT FILE NUMBER 07-128

That Kyle Kizzier is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case Number 07-223590;

There is probable cause to believe that Bideratan, Samet W/M 10-27-1985 committed the crime (s) of R.C.W. 9A.44.050 - Rape in the Second Degree.

This belief is predicated on the following facts and circumstances:

On 6/3/07, sometime between 1800-1900 hours, the victim (H.W.) and her roommate (C.C.) were in their apartment at 801 Spring Street #2-1409, City of Seattle, County of King, State of Washington. From their apartment, H.W. and C.C. have a view into 801 Spring Street, building #2, apartment #1306 – also in the City of Seattle, County of King, State of Washington.

C.C. knows two of the occupants of #1306 as "Emir," and "Tony," and had met them briefly "sometime around Thanksgiving," and could see them in their apartment. H.W. and C.C. decided to invite them up to their apartment for drinks. They signaled the two apartment occupants to come up. C.C. and H.W. described Emir as being exceptionally tall, at approximately 6'5". (Emir was later identified as **Beskurt, Emir 3/6/87.**) H.W. said that "Tony" was wearing a "baby blue" T-shirt. ("Tony" was later identified as **Tarhan, Turgut 8-27-84**)

Both Emir and Turgut came to the victim's apartment. After visiting for a short time, the four decided to go back down to apartment #1306. While in the apartment, two other male individuals came by. One was named "Tanner" and was Turgut's identical twin. (He was later identified as **Tarhan, Tanner 8/27/84.**) He was described as wearing a "dark t-shirt" and white basketball shorts. The fourth individual was wearing "a white button up polo shirt and black dress pants." (He was later identified as **Bideratan, Samet 10-27-1985.**) Neither H.W. nor C.C. had seen this individual before.

After a few more drinks, H.W. and C.C. invited the four males back to their apartment. They went there for a short time, but by approximately 2045 hours, all six individuals decided to return to apartment #1306.

At approximately 2100 hours, C.C. left the apartment to buy cigarettes. H.W. was seated on the couch in the living room. Emir was on her right side, and Turgut was sitting on her left. According to H.W., as soon as C.C. left, Turgut began stroking her leg, and trying to reach up her shorts. At the same time, Emir put his hand around her shoulders, and began trying to stroke her breasts. C.C. pushed them both aside and told them to "knock it off."

However, both Emir and Turgut continued, reaching farther underneath her clothing. At this point the other two individuals – (Tanner and Samet) came over to the couch.

H.W. said that "someone" took hold of her legs and started taking her pants off. She cried out for them to "stop it," and asked where C.C. was. She said that as her pants and panties were being removed, one of the suspects held her down on the couch by her shoulders. H.W. said that each of the four suspects "took turns" putting their penis in her vagina. She repeatedly told them "No!" and begged for C.C. to come back. The suspects, however, told her, "Everything will be fine." H.W. said that while one suspect had his penis in her vagina, another suspect would try to force his penis into her mouth.

This continued for at least 15 minutes, with each of the suspects penetrating her vagina against her will. The assaults lasted until C.C. returned and knocked on the door.



**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER 07-223590
UNIT FILE NUMBER 07-128

At that point the suspects stopped, and attempted to get dressed. H.W. got up and quickly answered the door. She pulled C.C. into the bathroom and informed her of what occurred. C.C. went into the living room and saw two of the suspects "pulling on their pants." C.C. recovered H.W.'s shorts and underwear from the living room floor while H.W. fled the apartment.

C.C. found H.W. a few moments later and together they called police.

When police arrived, H.W. and C.C. provided detailed physical descriptions, including that all four were or "EasterN European" descent, possibly from Turkey.

Officer went to apartment #1306, but there was no one there. Officers remained to watch the apartment.

At approximately 2330 hours, officers observed the four suspects get off the elevator on the 13th floor and approach apartment #1306. All four matched the suspect description exactly and were placed under arrest.

A patrol officer was placed on guard of the apartment until a search warrant was obtained. The warrant was served at approximately 0730 on the morning of June 4th, 2007. In that search, detectives seized papers of Dominion and Control showing that Beskurt was a resident there.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me this 5th day of June, 2007, at Seattle, Washington.

[Signature] #6111

ORIGINAL



Seattle Police Department

CERTIFICATE FOR DETERMINATION OF PROBABLE CAUSE

INCIDENT NUMBER 07-223590
UNIT FILE NUMBER 07-128

That Kyle Kizzier is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case Number 07-223590;

There is probable cause to believe that Tarhan, Taner W/M/8-27-1984 committed the crime (s) of R.C.W. 9A.44.050 - Rape in the Second Degree.

This belief is predicated on the following facts and circumstances:

On 6/3/07, sometime between 1800-1900 hours, the victim (H.W.) and her roommate (C.C.) were in their apartment at 801 Spring Street #2-1409, City of Seattle, County of King, State of Washington. From their apartment, H.W. and C.C. have a view into 801 Spring Street, building #2, apartment #1306 – also in the City of Seattle, County of King, State of Washington. C.C. knows two of the occupants of #1306 as "Emir," and "Tony," and had met them briefly "sometime around Thanksgiving," and could see them in their apartment. H.W. and C.C. decided to invite them up to their apartment for drinks. They signaled the two apartment occupants to come up. C.C. and H.W. described Emir as being exceptionally tall, at approximately 6'5". (Emir was later identified as **Beskurt, Emir 3/6/87.**) H.W. said that "Tony" was wearing a "baby blue" T-shirt. ("Tony" was later identified as **Tarhan, Turgut 8-27-84**)

Both Emir and Turgut came to the victim's apartment. After visiting for a short time, the four decided to go back down to apartment #1306. While in the apartment, two other male individuals came by. One was named "Tanner" and was Turgut's identical twin. (He was later identified as **Tarhan, Tanner 8/27/84.**) He was described as wearing a "dark t-shirt" and white basketball shorts. The fourth individual was wearing "a white button up polo shirt and black dress pants." (He was later identified as **Bideratan, Samet 10-27-1985.**) Neither H.W. nor C.C. had seen this individual before.

After a few more drinks, H.W. and C.C. invited the four males back to their apartment. They went there for a short time, but by approximately 2045 hours, all six individuals decided to return to apartment #1306.

At approximately 2100 hours, C.C. left the apartment to buy cigarettes. H.W. was seated on the couch in the living room. Emir was on her right side, and Turgut was sitting on her left. According to H.W., as soon as C.C. left, Turgut began stroking her leg, and trying to reach up her shorts. At the same time, Emir put his hand around her shoulders, and began trying to stroke her breasts. C.C. pushed them both aside and told them to "knock it off." However, both Emir and Turgut continued, reaching farther underneath her clothing. At this point the other two individuals – (Tanner and Samet) came over to the couch. H.W. said that "someone" took hold of her legs and started taking her pants off. She cried out for them to "stop it," and asked where C.C. was. She said that as her pants and panties were being removed, one of the suspects held her down on the couch by her shoulders. H.W. said that each of the four suspects "took turns" putting their penis in her vagina. She repeatedly told them "No!" and begged for C.C. to come back. The suspects, however, told her, "Everything will be fine." H.W. said that while one suspect had his penis in her vagina, another suspect would try to force his penis into her mouth. This continued for at least 15 minutes, with each of the suspects penetrating her vagina against her will. The assaults lasted until C.C. returned and knocked on the door.

30

**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER 07-223590
UNIT FILE NUMBER 07-128

At that point the suspects stopped, and attempted to get dressed. H.W. got up and quickly answered the door. She pulled C.C. into the bathroom and informed her of what occurred. C.C. went into the living room and saw two of the suspects "pulling on their pants." C.C. recovered H.W.'s shorts and underwear from the living room floor while H.W. fled the apartment.

C.C. found H.W. a few moments later and together they called police.

When police arrived, H.W. and C.C. provided detailed physical descriptions, including that all four were or "EasterN European" descent, possibly from Turkey.

Officer went to apartment #1306, but there was no one there. Officers remained to watch the apartment.

At approximately 2330 hours, officers observed the four suspects get off the elevator on the 13th floor and approach apartment #1306. All four matched the suspect description exactly and were placed under arrest.

A patrol officer was placed on guard of the apartment until a search warrant was obtained. The warrant was served at approximately 0730 on the morning of June 4th, 2007. In that search, detectives seized papers of Dominion and Control showing that Beskurt was a resident there.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me this 5th day of June, 2007, at Seattle, Washington.


_____ #6111

ORIGINAL



Seattle
Police
Department

CAUSE NO. 07-0-05363-4 SEA

**CERTIFICATE FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER	07-223590
UNIT FILE NUMBER	07-128

That Kyle Kizzier is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case Number 07-223590;

There is probable cause to believe that Tarhan, Turgut W/M/8-27-1984 committed the crime (s) of R.C.W. 9A.44.050 - Rape in the Second Degree.

This belief is predicated on the following facts and circumstances:

On 6/3/07, sometime between 1800-1900 hours, the victim (H.W.) and her roommate (C.C.) were in their apartment at 801 Spring Street #2-1409, City of Seattle, County of King, State of Washington. From their apartment, H.W. and C.C. have a view into 801 Spring Street, building #2, apartment #1306 – also in the City of Seattle, County of King, State of Washington. C.C. knows two of the occupants of #1306 as “Emir,” and “Tony,” and had met them briefly “sometime around Thanksgiving,” and could see them in their apartment. H.W. and C.C. decided to invite them up to their apartment for drinks. They signaled the two apartment occupants to come up. C.C. and H.W. described Emir as being exceptionally tall, at approximately 6’5”. (Emir was later identified as **Beskurt, Emir 3/6/87.**) H.W. said that “Tony” was wearing a “baby blue” T-shirt. (“Tony” was later identified as **Tarhan, Turgut 8-27-84**)

Both Emir and Turgut came to the victim’s apartment. After visiting for a short time, the four decided to go back down to apartment #1306. While in the apartment, two other male individuals came by. One was named “Tanner” and was Turgut’s identical twin. (He was later identified as **Tarhan, Tanner 8/27/84.**) He was described as wearing a “dark t-shirt” and white basketball shorts. The fourth individual was wearing “a white button up polo shirt and black dress pants.” (He was later identified as **Bideratan, Samet 10-27-1985.**) Neither H.W. nor C.C. had seen this individual before.

After a few more drinks, H.W. and C.C. invited the four males back to their apartment. They went there for a short time, but by approximately 2045 hours, all six individuals decided to return to apartment #1306.

At approximately 2100 hours, C.C. left the apartment to buy cigarettes. H.W. was seated on the couch in the living room. **Emir** was on her right side, and **Turgut** was sitting on her left. According to H.W., as soon as C.C. left, **Turgut** began stroking her leg, and trying to reach up her shorts. At the same time, **Emir** put his hand around her shoulders, and began trying to stroke her breasts. C.C. pushed them both aside and told them to “knock it off.”

However, both **Emir** and **Turgut** continued, reaching farther underneath her clothing. At this point the other two individuals – (**Tanner** and **Samet**) came over to the couch.

H.W. said that “someone” took hold of her legs and started taking her pants off. She cried out for them to “stop it,” and asked where C.C. was. She said that as her pants and panties were being removed, one of the suspects held her down on the couch by her shoulders. H.W. said that each of the four suspects “took turns” putting their penis in her vagina. She repeatedly told them “No!” and begged for C.C. to come back. The suspects, however, told her, “Everything will be fine.” H.W. said that while one suspect had his penis in her vagina, another suspect would try to force his penis into her mouth.

This continued for at least 15 minutes, with each of the suspects penetrating her vagina against her will. The assaults lasted until C.C. returned and knocked on the door.

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**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

INCIDENT NUMBER 07-223590
UNIT FILE NUMBER 07-128

At that point the suspects stopped, and attempted to get dressed. H.W. got up and quickly answered the door. She pulled C.C. into the bathroom and informed her of what occurred. C.C. went into the living room and saw two of the suspects "pulling on their pants." C.C. recovered H.W.'s shorts and underwear from the living room floor while H.W. fled the apartment.

C.C. found H.W. a few moments later and together they called police.

When police arrived, H.W. and C.C. provided detailed physical descriptions, including that all four were or "EasterN European" descent, possibly from Turkey.

Officer went to apartment #1306, but there was no one there. Officers remained to watch the apartment.

At approximately 2330 hours, officers observed the four suspects get off the elevator on the 13th floor and approach apartment #1306. All four matched the suspect description exactly and were placed under arrest.

A patrol officer was placed on guard of the apartment until a search warrant was obtained. The warrant was served at approximately 0730 on the morning of June 4th, 2007. In that search, detectives seized papers of Dominion and Control showing that Beskurt was a resident there.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct. Signed and dated by me this 5th day of June, 2007, at Seattle, Washington.

[Handwritten Signature] #611

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CAUSE NO. 07-C-05360-0 SEA
CAUSE NO. 07-C-05361-8 SEA
CAUSE NO. 07-C-05362-6 SEA
CAUSE NO. 07-C-05363-4 SEA

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

The State incorporates by reference the Certification for Determination of Probable Cause written by Detective Kyle Kizzier in Seattle Police Department Incident Number 07- 223590 and signed on June 5, 2007.

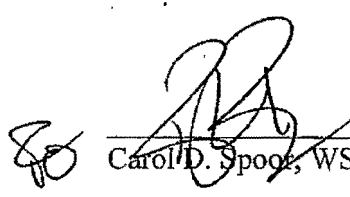
REQUEST FOR BAIL

The State requests bail in the amount of \$40,000 for each defendant, pursuant to CrR 2.2 (b) (2) (i), (ii), (iii), and (iv) and the violent nature of this crime. The amount set at first appearance was \$40,000 for each defendant and each bailed out at that amount.

The defendants are each believed to be foreign nationals. Turgut Tarhan reported to Court Services that he planned to vacation out of the area this summer. The State requests that the defendants each be required to forfeit their passports and obtain permission from the court for any travel outside of the county until these charges are resolved.

The State also requests a no contact order be issued for the protection of C.C. and H.W.

Signed this 6 day of June, 2007.



Carol D. Spool, WSBA #15525