

Adult Arrests Detail Report

Print Date/Time: 06/13/2011 12:06
Login ID: tshillingburg

SHENANDOAH COUNTY SHERIFF'S OFFICE
ORI Number: VA0850000

From Date: To Date:

Arrest Detail

Arrest Number :	4000357 Adult	Arrest Date:	04/16/2004 09:04	Status Date:	04/16/2004 09:04
Arrestee Name:	Stanley, Dustin Ray	Arrestee Type:	Summoned/Cited	Arrest Status:	Arrest Adult
Arrest Location:	998 WOODS CHAPEL RD			Case Number:	2004-00006530
Miranda Date:		ID Procedure:			
Miranda By:		Resident Type:			
Statement Taken By:		Resident Status:			
Statement Type:		Basis for Caution:			
Arrest Result Of:		Alcohol Influence:			
Age at Arrest:		Drug Influence:			
Resisted Arrest:		Clears Case:			
Campus Code:					

Charges

Group/ORI	Crime Code/Desc:	Statute/Desc:
S/State	13B SIMPLE ASSAULT	18.2-57.2 Assault/Family
Charge Date/Time:		Attempt Code:
Counts:	1	Completed
Plea:		Domestic Code:
Larceny Code:		Disposition:
Other ORI:	False	Disposition Date:
		NCIC Code:

Arresting Officer(s)

Badge Number/Last Name:	Assigned Bureau:	School Resource Officer:
S0113/Myrtle		No

Badge Number/Last Name:	Assigned Bureau:	School Resource Officer:
DISP/Dispatcher		No

Injury Information

None

EXHIBIT
NO. 70

Incident Report

Print Date/Time: 06/13/2011 13:40
Login ID: tshillingburg

SHENANDOAH COUNTY SHERIFF'S OFFICE
ORI Number: VA0850000

Incident: 2004-00006530

Incident Date/Time: 4/14/2004 3:28:56 PM
Location: 998 WOODS CHAPEL RD

Incident Type: Assault
Venue:

Phone Number:
Report Required: Yes
Prior Hazards: No
LE Case Number: 2004-00006530

Source: Phone
Priority: 3
Status: Not In Progress
Nature of Call:

Unit/Personnel

Unit	Personnel
Cplims	S0114-Polk S0113-Myrtle S0122-McNett

Person(s)

No.	Role	Name	Address	Phone	Race	Sex	DOB
	Complainant	WHITTINGTON, JESSICA	59 MCGARVEY RD EDINBURG VA 22824,	(540)984-9318	White	Female	
	Caller	WHITTINGTON, JESSICA	57 MCGARVEY RD EDINBURG VA 22824,	(540)984-9318	Unknown	Unknown	
	Victim	Whittington, Megan De'an	107 HISEY AVE EDINBURG VA 22824	(540)465-2973	White	Female	08/04/1981

Vehicle(s)

Role	Type	Year	Make	Model	Color	License	State
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Disposition(s)

Disposition	Count
97I	1

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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Incident Report

Print Date/Time: 06/13/2011 13:40

SHENANDOAH COUNTY SHERIFF'S OFFICE

ORI Number: VA0850000

Login ID: tshillingburg

CAD Comments

Incident Number: 2004-00006530

Original CFS Code: WELFAR

Final CFS Code: A&B

Call Taker: unknown

Dispatcher: 0047 - Campbell, Clayton

DATE TIME COMMENT

04/14/2004 15:28:56 **CALL RECEIVED FROM: WHITTINGTON,JESSICA
04/14/2004 15:31:42 RAN 7404347 TO GET NUMBER, CALLER ADVISED THAT A
04/14/2004 15:31:42 **FEMALE HAD CALLED SCREAMING AND HUNG UP**
04/14/2004 15:35:17 **PREEMPTED FROM UNIT> 354
04/14/2004 15:37:10 342-SPOKE TO ORIGINAL CALLER, SHE HAS SPOKEN WITH FEMALE,
04/14/2004 15:37:10 MALE THERE AT RESIDENCE STANLEY DESTROYING PERSONAL
04/14/2004 15:37:10 PROPERTY HAS NOT HIT FEMALE HER CHILDREN
04/14/2004 15:39:00 342-CALLER JESSICA WHITTINGTON IS ADVISING HER SISTER
04/14/2004 15:39:00 **MEGAN SAYS THAT DUSTIN STANLEY HIT HER DOES NOT WANT**
04/14/2004 15:39:00 **EMS**
04/14/2004 15:39:30 342-CALLER ADVISED THAT HER SISTER **WAS HIT IN THE HEAD**
04/14/2004 15:39:30 **AND SMACKED HER IN THE FACE THE BOYFRIEND IS DUSTIN**
04/14/2004 15:39:30 **STANLEY**
04/14/2004 15:58:41 342-10/4
04/14/2004 16:03:05 342-NO NEED TO CHECK
04/14/2004 16:23:44 342-313 10/8 342 O/S FEW MORE MINUTES
04/14/2004 16:37:58 **UNIT> 342 ENROUTE TO MAGS OFFICE
04/14/2004 16:50:22 **342-CFS CODE MODIFIED FROM: WELFAR TO A&B
04/14/2004 16:58:46 **UNIT> 342 ARRIVED AT MAGS OFFICE

Incident Report

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SHENANDOAH COUNTY SHERIFF'S OFFICE

ORI Number: VA0850000

Incident Narrative 01

REPORT NARRATIVE 01 for Call # 2004-00006530

As of.....04/15/2004 09:52:00 By...MYRTLE,WALTER,JR-S0113

Keyed In...04/15/2004 11:00:31 By...DUNN,BARBARA,H-S0148

On 04/14/04, Deputy W.T. Myrtle, along with Sgt. W.P. McNett were dispatched to 998 Woods Chapel Road, New Market VA, for a reported disturbance. According to the complainant, Jessica Whittington (59 McGarvey Road, Edinburg VA) her sister, Megan called her and told her that her live-in boyfriend assaulted her.

Myrtle and McNett arrived and met with Megan Whittington. According to Whittington, her live-in boyfriend, Dustin Stanley was upset with her because she would not watch food on the stove that he was fixing. Whittington told Myrtle that D. Stanley became argumentative with her and then it turned physical. She told Myrtle that D. Stanley slapped her about the head area and pushed her on the bed and pulled her hair. Myrtle observed Whittington to be very emotional and crying, however did not see any physical marks. Whittington provided a written statement of the event.

Myrtle then spoke to Timmy Stanley, D. Stanley's brother. T. Stanley told Myrtle the same story and provided Myrtle a written statement of the event. T. Stanley also told Myrtle that he told D. Stanley to stop "beating" on Megan several times.

D. Stanley left the residence prior to Myrtle's arrival. Myrtle left the residence and went to the Shen Co Jail and met with Magistrate Allen. Myrtle went before Allen and secured one warrant charging D. Stanley with violation of VA State Code 18.2-57.2, Assault and Battery of a Family or Household Member. Myrtle also petitioned for an Emergency Protective Order. Stanley is scheduled to appear in Shen Co JD CT on 05/26/04 at 9:00 AM.

Incident Narrative 02

REPORT NARRATIVE 02 for Call # 2004-00006530

As of.....09/09/2004 07:38:00 By...MYRTLE,WALTER,JR-S0113

Keyed In...09/09/2004 10:13:24 By...DIDAWICK,KIM-S0177

On 9/2/04 Dustin Stanley plead no contest to assault and battery of a family member. He was ordered to complete Batters Intervention and put on 24 months probation.

Case closed.

Incident Report

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SHENANDOAH COUNTY SHERIFF'S OFFICE
ORI Number: VA0850000

Incident Narrative 01
REPORT NARRATIVE 01 for Call # 2004-00006530

As of.....04/16/2004 14:06:00 By...MCNETT,WALTER,P-S0122
Keyed In...04/21/2004 15:31:04 By...DUNN,BARBARA,H-S0148

On 04/16/04 at 0904 hours, Sgt. W.P. McNett met Dustin Stanley at 150 E. Reservoir Road where McNett served Stanley with a permitted warrant for Assault and Battery of a Family or Household Member in violation of VA State Code 18.2-57.2. McNett also served Stanley with a Protective Order and had the PO entered at the ECC. Court date set for 05/26/04 at 9:00 AM in Shen Co JD CT.

Investigation continues.

Unit History

UNIT STATUS HISTORY FOR CALL#...2004-00006530 AGENCY:VA0850000

Call Time.....2004-04-14 15:28:56
Dispatch Time.....2004-04-14 15:34:05
Arrive Time.....2004-04-14 15:53:54
Finish Time.....2004-04-14 16:59:03
Dispatcher.....0047

Unit	Time	Activity	Name(s)/Officer#	DP-PF#	Dis
354	15:34:05	DP	Polk, Terry - S0114.....	0047	
342	15:34:05	DP	Myrtle, Walter - S0113.....	0047	
354	15:35:17	RM	Polk, Terry - S0114.....	0029	
313	15:35:19	DP	McNett, Walter - S0122.....	0029	
313	15:53:55	OS	McNett, Walter - S0122.....	0047	
342	15:53:56	OS	Myrtle, Walter - S0113.....	0047	
342	15:58:41	UC	Myrtle, Walter - S0113.....	0047	
313	15:58:41	UC	McNett, Walter - S0122.....	0047	
313	16:03:05	UC	McNett, Walter - S0122.....	0047	
342	16:03:05	UC	Myrtle, Walter - S0113.....	0047	
313	16:23:26	CL	McNett, Walter - S0122.....	0047	96
342	16:37:52	EN	Myrtle, Walter - S0113.....	0047	
342	16:58:46	OS	Myrtle, Walter - S0113.....	0047	
342	16:59:03	CL	Myrtle, Walter - S0113.....	0047	96

Shenandoah County Sheriff's Case Report Summary

Case Number: 2004-00006530

Location: 998 Woods Chapel Road, New Market VA

Reporting Officer: Deputy W.T. Myrtle

ORI Number: VA0850000

Incident Type: Assault

Reported Date: 04/14/2004

On 04/14/04, Deputy W.T. Myrtle, along with Sgt. W.P. McNett were dispatched to 998 Woods Chapel Road, New Market VA, for a reported disturbance. According to the complainant, Megan Whittington (same address) was assaulted by her live-in boyfriend, Dustin Stanley.

Deputy Myrtle obtained one warrant on Stanley for violation of VA Code: 18.2-57.2; Assault and Battery of a Family or Household Member as well as an Emergency Protective Order. On 04/16/2004 at 0904 hours, McNett served Stanley with the warrant and protective order. The court date was set for 05/26/2004 in Shenandoah County Juvenile and Domestic Relations (J&DR) Court.

On 09/02/2004, Stanley plead "no contest" to Assault and Battery of a Family Member in Shenandoah County J&DR Court. He was ordered to complete Batterer Intervention Program and was placed on 24 months of probation.

EMERGENCY PROTECTIVE ORDER — FAMILY ABUSE

Commonwealth of Virginia Va. Code § 16.1-253.4

Court C No. J-16384-05

Shenandoah

Juvenile and Domestic Relations District Court

MEGAN WITTINGTON

PETITIONER/ALLEGEDLY ABUSED PERSON

STANLEY, DUSTIN

RESPONDENT

REQUEST FOR EMERGENCY PROTECTIVE ORDER

I, the undersigned, assert under oath the following:

See Attached Complaint:

COMPLETE DATA BELOW IF KNOWN									
RACE	SEX	MO.	BORN	HT.	WGT.	EYES	HAIR		
W	M	01	DAY 01 YR. 85	FT. 4	IN. 1	185	Bl	BR	
SSN <u>225-75-9402</u>									

Therefore, I respectfully request the issuance extension of an emergency protective order. In the case of a request for extension, I certify that the person in need of protection is physically or mentally incapable of filing a petition pursuant to Virginia Code §§ 16.1-253.1 or 16.1-279.1.

MYRTLE, JR. W. T. SCSD 34200

LAW ENFORCEMENT OFFICER'S NAME, BADGE, CODE NO. AND AGENCY

Walter J. Myrtle4-14-04 PETITIONER/ALLEGEDLY ABUSED PERSON LAW ENFORCEMENT OFFICER

DATE

Subscribed and sworn to before me this day in person by electronic communication (If oath taken by electronic communication, print or type name of judge or Magistrate taking oath.)04/14/2004

DATE

 JUDGE MAGISTRATE Deane K. Allen, Magistrate**EMERGENCY PROTECTIVE ORDER**

Based on the above assertion and other evidence, I find that (if checked below):

A warrant for a violation of § 18.2-57.2 has been issued and there is probable danger of further acts of family abuse against MEGAN WITTINGTON by the Respondent; or

FAMILY OR HOUSEHOLD MEMBER

Reasonable grounds exist to believe that Respondent has committed family abuse and there is probable danger of a further such offense against MEGAN WITTINGTON by the Respondent.

FAMILY OR HOUSEHOLD MEMBER

Therefore, it is ORDERED that the request is hereby denied granted and it is ORDERED that the Respondent shall observe the following conditions:

the Respondent shall refrain from committing acts of family abuse against the above-named family and household members and against any other family or household member.

grant to DUSTIN STANLEY, the family or household member, possession of the premises, located at 998 WOODS CHAPEL ROAD NEW MARKET, VA 22844 occupied by the parties to the exclusion of the Respondent; however, no such grant of possession shall effect title to any real or personal property.

the Respondent shall have no further contact of any type with MEGAN WITTINGTON except as follows: NO EXCEPTIONS

 no exceptions**RESPONDENT — SEE WARNINGS ON REVERSE.**This Order is issued on 04/14/2004 at 07:20 PM and expires on 04/21/2004 at 05:00 PM

(Print or type name of judge or magistrate if oral order is reduced to writing by the law enforcement officer.)

DATE Deane K. Allen

TIME

 JUDGE MAGISTRATE

Deane K. Allen, Magistrate

VERIFICATION

I have verified this Order.

DATE

 JUDGE MAGISTRATEEXHIBIT
NO. 76

RETURNS: Each person was served according to law, as indicated below, unless not found.

RESPONDENT: NAME <u>Dustin Ray STANLEY</u>	
ADDRESS <u>958 Woods Lane Rd.</u>	
M.D. <u>2207-167</u>	
<input checked="" type="checkbox"/> PERSONAL SERVICE	
<input type="checkbox"/> NOT FOUND	
<u>Jeff. J. P. Green</u> SERVING OFFICER	
for <u>Sheriff T.C. Carter</u>	
DATE AND TIME <u>7-16-09 0909</u>	
DATE AND TIME	
Respondent's Description (for VCIN entry):	
RACE <u>W</u>	SEX <u>M</u>
DOB: <u>1-1-85</u>	
HGT <u>6-1</u>	WGT <u>185</u>
EYES <u>B-2-B</u>	HAIR <u>Brown</u>
SSN <u>225-75-9802</u>	
Relationship to Petitioner/Plaintiff <u>Boyfriend</u>	
Distinguishing features.....	

PETITIONER: (See form DC-621, NON-DISCLOSURE ADDENDUM)	
NAME	
<input type="checkbox"/> PERSONAL SERVICE	
<input type="checkbox"/> NOT FOUND	
* _____ SERVING OFFICER	
for _____	
DATE AND TIME	
<input type="checkbox"/> Copy delivered to _____	
By _____ TITLE _____	
SIGNATURE _____	
DATE _____	

WARNING TO RESPONDENT: PURSUANT TO § 18.2-308.1:4, YOU SHALL NOT PURCHASE OR TRANSPORT ANY FIREARM WHILE THIS ORDER IS IN EFFECT. IF YOU HAVE A CONCEALED HANDGUN PERMIT, YOU MUST IMMEDIATELY SURRENDER THAT PERMIT TO THE COURT ISSUING THIS ORDER. IF YOU VIOLATE THE CONDITIONS OF THIS ORDER, YOU MAY BE SENTENCED TO JAIL AND/OR ORDERED TO PAY A FINE. THIS ORDER WILL BE ENTERED ON THE VIRGINIA CRIMINAL INFORMATION NETWORK. YOU MAY AT ANY TIME FILE A MOTION WITH THE COURT REQUESTING A HEARING TO DISSOLVE OR MODIFY THIS ORDER.