

Aitkin County Board of Commissioners
Request for County Board Action/Agenda Item Cover Sheet



To: Chairperson, Aitkin County Board of Commissioners Date: 12-28-11

Via: Patrick Wussow, County Administrator

From: Patrick Wussow, County Administrator

Title of Item:

Dangerous Dog Public Hearing - Mercedes

Requested Meeting Date: 1-3-12 Estimated Presentation Time: _____

Presenter: Undersheriff John Drahota

Type of Action Requested (check all that apply)

- For info only, no action requested Approve under Consent Agenda
- For discussion only with possible future action Adopt Ordinance Revision
- Let/Award Bid or Quote (attach copy of basic bid/quote specs or summary of complex specs, each bid/quote received & bid/quote comparison)
- Approve/adopt proposal by motion Approve/adopt proposal by resolution (attach draft resolution)
- Authorize filling vacant staff position
- Request to schedule public hearing or sale Other (please list) **Affirm or Rescind Dangerous Dog Designation**
- Request by member of the public to be heard
- Item should be addressed in closed session under MN Statute _____

Fiscal Impact (check all that apply)

- Is this item in the current approved budget? Yes _____ No _____ (attach explanation)
- What type of expenditure is this? Operating Capital Other (attach explanation)
- Revenue line account # that funds this item is: _____
- Expenditure line account # for this item is: _____

Staffing Impact (Any yes answer requires a review by Human Resources Manager before going to the board)

- Duties of a department employee(s) may be materially affected. Yes No
- Applicable job description(s) may require revision. Yes No
- Item may impact a bargaining unit agreement or county work policy. Yes No
- Item may change the department's authorized staffing level. Yes No



Supporting Attachment(s)

- Memorandum Summary of Item
- Copy of applicable county policy and/or ordinance (excerpts acceptable)
- Copy of applicable state/federal statute/regulation (excerpts acceptable)
- Copy of applicable contract and/or agreement
- Original bid spec or quote request (excluding complex construction projects)
- Bids/quotes received (excluding complex construction projects, provide comparison worksheet)
- Bid/quote comparison worksheet
- Draft County Board resolution
- Plat approval check-list and supporting documents
- Copy of previous minutes related to this issue
- Other supporting document(s) (please list) _____

Provide eleven (11) copies of supporting documentation NO LATER THAN Wednesday at Noon to make the Board's agenda for the following Tuesday. Items WILL NOT be placed on the Board agenda unless complete documentation is provided for mailing in the Board packets. (see reverse side for details)

AITKIN COUNTY ADMINISTRATION

Aitkin County Courthouse
217 Second Street N.W. Room 130
Aitkin, MN 56431
218-927-7276
Fax: 218-927-7374

TO: Aitkin County Board of Commissioners

FROM: Patrick Wussow, Aitkin County Administrator

**RE: Request for Hearing to Rescind Dangerous Dog Designation- Dog
Named Mercedes at a Hearing at 10:30 January 3, 2011**

DATE: December 28, 2011

Attached you will find a request from Michael Patnode, 43492 State Hwy 210, Aitkin, MN to rescind the designation of Dangerous Dog for his dog named Mercedes.

Sheriff Turner and members of the Aitkin County Sheriff's Department will be at the hearing to present and answer any questions relating to their information contained as part of this packet.

MN Statute 347.51 subd. 3a. states that "...If the County Board finds sufficient evidence that the dogs behavior has changed, the Board may rescind the dangerous dog designation."

Please note that the dog owner, complainant and previous complainants have been notified of the hearing and are invited to speak.

ROCK'S POSITIVE K-9 TRAINING LLC

W224 S8416 Industrial Avenue

Big Bend, WI 53103

262-662-4160 / frankallison@rockspositivek9training.com

FRANK M. ALLISON III

May 25, 2011

To Whom It May Concern:

My name is Frank M. Allison III and I have been training dogs for over 30 years. I train practical obedience and specialize in behavior problems including aggressive and anti-social issues.

On May 25, 2011 I spent several hours with a Bull dog mix named Sadie owned by the Mike Patnode family. Sadie is an 8 year old female who has been raised with small children. I pressed this dog invading its space and tried many ways to get the dog to react and found this dog has no propensity to bite.

In addition I introduced Sadie to a group of 22+ dogs and although she did show some fear she showed no aggression toward the other dogs.

It is my professional opinion that Sadie is not an aggressive or nasty dog.

I went over some socializing techniques with the owners of the dog that they may be able to put to use in the future.

Sincerely,



Frank M. Allison III

FMA:cp



Today's Date 12-6-11
 Name Sadie
 Birth Date NO?
 Body Temp. 102

EXAM/HEALTH CARE PLAN

Care Veterinary Clinic
 122 4th Street Box 325
 Ironton, MN 56455
 (218)546-7760

1. Head and Neck
 Mouth/Teeth X N A KNOWN MISSING INCISOR - NO PROBLEM
 Most Recent Dental Prophy Date NIA
 Eyes X N A
 Ears X N A

2. Chest
 Heart/Lungs X N A

3. Abdomen
 Organs X N A NAILS TRIMMED

4. Legs and Tail
 Pain/Lameness X A P HISTORIC OSTEOARTHRITIS


5. Skin
 Parasites Y A P
 Sores X A P
 Masses X A P
 Hair Coat X N A

6. Weight
3.5 /5 Body Score Current Wt. 62.0 Past Wt. — Goal Wt. —

Comments: _____

7. Urogenital
 Anal Sacs X N A
 Mammary Tumors Y A P
 Genitourinary X N A
 Reproductive Status — Breeding — CE ✓ Non Breeding

Pet Identification Tag # RV9280 Chip# 053606353 A

Exam Comments HEALTHY CANINE
DID WELL FOR EXAM
TODAY. 

Next Visit YEARLY EXAM

CATS Indoor Outdoor Exposure
 Leukemia/FIV Test
— Negative
— Positive Date Tested _____
— Declined

CHECK
CATS/DOGS
 Intestinal Parasite Screen
— No Abnormalities Found
— Positive Date Tested _____
— Declined

GOOD
 Tick/Flea control
— Frontline Plus None Other

GOOD
 Heartworm/tick Screen (Idexx 4 DX)
— Negative Date Tested _____
— Positive
 HWT / Lyme / Ehr. / Ana.
— Declined
— NA

HEARTGUARD 301 BEST
 Heartworm preventative
— Yes
— Declined

Vaccinations

	Next Due	Last Given
PRC	_____	_____
Leukemia	_____	_____
Rabies	<u>12/6/14</u>	<u>12-6-11</u>
DHPP	<u>12/6/13</u>	<u>12-6-11</u>
Lyme	_____	_____
Bordetella INJ	_____	_____

[Signature] DVM
 Staff

SCOTT A. TURNER
SHERIFF OF AITKIN COUNTY

217 Second Street NW, Room 185
Aitkin, MN 56431

Telephone: 218-927-2138
Toll Free: 1-888-900-2138
Fax: 218-927-7359

December 23, 2011

Karen Dunker
42898 255th Ln.
Aitkin MN 56431

RE: Dangerous Dog hearing, ICR 10-3599.

Dear Mrs. Dunker,

On 9/19/2010, you contacted our office reporting that your son's dog had been attacked and bitten. Based on the information provided to Deputy Jeremy Nelson regarding the incident, the owner of the dog, Michael Patnode, was served a notice designating his dog, described as a bulldog named "Mercedes", as a Dangerous Dog. This same dog had been previously designated as a "Potentially Dangerous dog" on 4/25/2006 from an incident in which the dog attacked a small child. Mercedes has been designated as a dangerous dog since that date.

→ go look at it on Hwy 210
Not
a bull dog
I have one this is pit

Mr. Patnode has requested a hearing before the Aitkin County Board of Commissioners asking that his dog, "Mercedes" be declassified as a dangerous dog. The dangerous dog designation review is a process allowed to the dog owner by which the owner presents information to the board indicating that his/her dog is no longer dangerous and they ask that the designation be removed. The owner of a dangerous dog must follow strict criteria in order to retain possession of their dog.

This letter is to inform you that a hearing date and time has been set before the Aitkin County Board, who is the hearing authority. The hearing date is Tuesday, January 3, 2012 at 10:30 a.m. in the Board Room of the Aitkin County Courthouse. Your presence is not required but you are welcome to attend and provide additional input to the County Board in order to aid them in making their decision on this matter. I would ask that you contact me prior to the hearing date to let me know if you plan on attending the hearing. I can be reached direct by calling 218-927-7423.

Sincerely,

John Drahot
Undersheriff
ACSO

Oh I can not make it that day. But to let you know it is Not a Bull dog it a Pit Bull! and when he lived out by me he did not put out sign until a week before he move. And then left sign and moved. No I think it should stay as a dangerous dog. Karen Dunker

Aitkin County Board of Commissioners
Request for County Board Action/Agenda Item Cover Sheet



To: Chairperson, Aitkin County Board of Commissioners Date: 12/23/2011

Via:

From: Undersheriff John Drahota

Title of Item: Potentially Dangerous Dog Hearing

Requested Meeting Date: 01/03/2012 Est. Presentation Time: 30 minutes

Presenter: Undersheriff John Drahota

Type of Action Requested (check all that apply)

- For info only, no action requested
- For discussion only with possible future action
- Let/Award Bid or Quote (attach copy of basic bid/quote specs or summary of complex specs, each bid/quote received & bid/quote comparison)
- Approve/adopt proposal by motion
- Authorize filling vacant staff position
- Request to schedule public hearing or sale
- Approve under Routine Business
- Adopt Ordinance Revision
- Approve/adopt proposal by resolution (attach draft resolution)
- Other (please list) **Affirm or Rescind Dangerous Designation**
- Request by member of the public to be heard
- Item should be addressed in closed session under MN Statute _____

Fiscal Impact (check all that apply)

- Is this item in the current approved budget? Yes No (attach explanation)
- What type of expenditure is this? Operating Other (attach explanation)
- Revenue line account # that funds this item is: _____
- Expenditure line account # for this item is: _____

Staffing Impact (Any yes answer requires a review by Human Resources Manager before going to the board)

- Duties of a department employee(s) may be materially affected. Yes No
- Applicable job description(s) may require revision. Yes No
- Item may impact a bargaining unit agreement or county work policy. Yes No
- Item may change the department's authorized staffing level. Yes No



Supporting Attachment(s)

- Memorandum Summary of Item
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- Bids/quotes received (excluding complex construction projects, provide comparison worksheet)
- Bid/quote comparison worksheet
- Draft County Board resolution
- Plat approval check-list and supporting documents
- Copy of previous minutes related to this issue
- Other supporting document(s) (please list) Sheriff's Office reports/documents

Provide eleven (11) copies of supporting documentation NO LATER THAN Wednesday at 8:00am to make the Board's agenda for the following Tuesday. Items WILL NOT be placed on the Board agenda unless complete documentation is provided for mailing in the Board packets. (see reverse side for details)

**AITKIN COUNTY SHERIFF'S OFFICE
ANIMAL CARE AND CONTROL PROGRAM**

**REQUEST FOR HEARING BY AITKIN COUNTY
ANIMAL CONTROL AUTHORITY**

FROM:

Michael Patnode
name
43492 State Hwy 210
address
Aitkin, MN 56431
address
218-330-9629
phone number

My dog, a Staffordshire Bull Terrier Lab Mix, has been determined to be
(description)

a dangerous dog within the meaning of Minnesota Statutes 347.50 Subd. 2. Under

Minnesota Statute 347.51 Subd. 3a. I am entitled to a Dangerous Dog Designation Review.

Beginning six months after a dog is declared a dangerous dog, an owner may request annually that the animal control authority review the designation. The owner must provide evidence that the dog's behavior has changed due to the dog's age, neutering, environment, completion of obedience training that includes modification of aggressive behavior, or other factors. If the animal control authority finds sufficient evidence that the dog's behavior has changed, the authority may rescind the dangerous dog designation.

I hereby request a designation review. Please contact me at the above phone number.

Michael Patnode

Signature

Michael Patnode

Printed Name

Submit this form by personal delivery or mail to:

Aitkin County Administrator's Office
217 - 2nd St. N.W., Room 130
Aitkin, MN 56431
218-927-7276

SCOTT A. TURNER

SHERIFF OF AITKIN COUNTY

217 Second Street NW, Room 185
Aitkin, MN 56431

218-927-7435 Emergency 911
Sheriff Fax 218-927-7359 / Dispatch Fax 218-927-6887
TOLL FREE 1-888-900-2138

HISTORY OF EVENTS FOR "MERCEDES"

On 4/25/2006, Anthony Johnson reported that he was pulling his 3 year old son in a wagon when Michael Patnode's dog, "Mercedes" came running out from a fence and grabbed his son's arm. The incident occurred in the city of Aitkin. Aitkin Police Officer Shawn Brown issued Patnode a Potentially Dangerous Dog notice on that same day based on the information presented to him. (ICR #06-1424)

On 5/17/2006, Jeremiah Sullivan reported that Patnode's dog charged at him while he was in his driveway. This incident also occurred in the City of Aitkin but there is no information to indicate what was done. (ICR #06-1761)

On 9/19/2010, Karen Dunker reported that Patnode's dog attacked her son's Pomeranian dog causing bite and puncture wounds to the dog's rear legs and anus. Dunker also stated that Patnode's dog had previously attacked a greyhound that they used to own but they had not reported the incident. On this same day, Deputy Nelson issued Michael Patnode a Dangerous Dog notice determining that "Mercedes", also called "Cedes", was now determined to be a "Dangerous Dog." (ICR #10-3599)

On 9/20/2010, Michael Patnode requested a hearing, contesting the Dangerous Dog determination.

On 10/5/2010, the county board upheld the dangerous dog designation.

On 10/8/2010, Patnode fulfilled the necessary dangerous dog requirements and was issued a Dangerous Dog Registration from the Auditor's Office. The registration was valid through October 8, 2011

On 9/12/2011, the Auditor's Office sent Patnode a letter advising him his registration expires on 10/8/2011. No response was received.

On 10/10/2011, the Auditor's Office advised me that Michael Patnode's dangerous dog was no longer compliant with the dangerous dog requirements. Deputy Nelson was asked to follow-up with Patnode.

On 10/15/2011, Patnode told Deputy Nelson that he never received a letter from the Auditor's Office. He told Nelson that he thought the registration was updated automatically when he reported the change of address to the Auditor's Office. Note that the Auditor's Office has no record of him contacting them reporting a change of address. Patnode told Deputy Nelson that he would

contact the Auditor's Office right away on Monday the 17th and renew the registration. (see Nelson's report)

On 10/24/2011, Huhta advised me that she had received no response from Patnode. On 10/28/2011, I asked Deputy Sheryl Cook to follow-up on the Patnode dog since Deputy Nelson had since taken a job with another agency and was no longer employed with us. I told Cook to inform Patnode that if his dog was not brought into compliance by 10/30/2011, that we would move forward with seizing the dog and charging him criminally for failure to be in compliance.

On 10/27/2011, Deputy Cook informed me that she had made contact with Gretchen Patnode, Michael's wife. Gretchen told Deputy Cook that Michael was hunting in Colorado and that he normally has taken care of the paperwork and she had little knowledge of it. Gretchen told Deputy Cook that she would contact the Auditor's Office the next day and do what she could.

On 10/28/2011, Gretchen did come to the Auditor's Office and filled out the registration paperwork. She told Huhta that once the Dangerous Dog signs were erected and the enclosure completed, she would contact the Auditor's Office on Monday (31st) to verify it.

On 11/03/2011 (Thursday), Huhta advised me that she had not received a response from Gretchen. Huhta said she called Gretchen that same day for an update. Gretchen told Huhta that they had lost the previous dangerous dog sign. Huhta said that Michael Patnode came in at the end of the day and received additional signs from them.

On 11/07/2011, I received notice from Huhta that Michael had contacted their office on 11/04/2011 and told them that the signs were in place the enclosure completed. She also advised me that he (Michael) demanded we come out immediately and verify this. Huhta also said that the rabies vaccination on Mercedes expires on 11/24/2011 and would need to be updated before the dangerous dog registration was renewed, assuming everything else was compliant.

On 11/07/2011, I contacted the Pine Insurance Agency, which is where Patnode has the \$300,000.00 liability insurance coverage through for Mercedes, to verify the certificate of liability coverage he had presented to the Auditor's Office. I spoke with agent Theresa Bartel and we discussed the coverage on the Patnode dog. Bartel said she needed to review their underwriting policy/standards and verify the coverage based on the breed of dog of Mercedes (Bull Terrier).

On 11/10/2011, Bartel contacted me and informed me that their company had improperly classified Patnode's dog last year when they agreed to provide the insurance coverage. She said that their company will not cover any injury occurrences related to the Patnode dog. Bartel said she would send out an immediate letter to Patnode and to me stating this. (see attached letter) Bartel said she would work with Patnode on obtaining the appropriate coverage through another company.

On 11/10/2011, Deputy Cook advised me that she went to the Patnode residence and verified that there were dangerous dog signs on the house, the garage, and on Mercedes's dog collar. Photos were taken for verification. Deputy Cook said that Gretchen told her that they keep Mercedes in the house and put her on a leash when they take her outdoors. In viewing the photos, it appears that the enclosure their garage with a sign posted on it. There doesn't appear to be any modifications to indicate it would safely house a dangerous dog.

On 11/15/2011, Bartel contacted me and informed me that she had located a company that would cover the Patnode dog and she provided Patnode with an insurance quote as to the cost. She said she told Patnode that he had until 11/18/2011 to provide her with an answer. If Patnode decided not to provide the coverage, his current homeowner's policy would need to be cancelled.

On 11/18/2011, I spoke with Bartel regarding the insurance coverage and whether she had received a response from Patnodes. She had not heard from Patnode but stated that she would call him today.

On 11/21/2011, Bartel called me and stated that Patnode had told her on Friday (18th) that he had gotten rid of the dog but he did not elaborate. I told Bartel that I would follow-up on the matter.

I had Deputy Cline contact Patnode to verify the status of his dog. Cline informed me later that day that Patnode had surrendered his dog to an animal rescue center in the Princeton.

On 11/23/2011, I updated the Auditor's Office and advised them that the Patnode dog file could now be closed since the dog was no longer in our jurisdiction. On this same date, I contacted the Princeton Police Department and informed them of the dog's new location, which they confirmed by the address, was in their jurisdiction. I faxed Chief Payne our records regarding the dangerous dog, "Mercedes."

On 12/05/2011, I received a faxed report from Police Chief Payne of the Princeton Police Department. Payne stated that he had gone to Andy and Teri's Second Chance Pets on 11/30/2011 to follow-up on the dangerous dog information I had faxed to him. Payne was told that "Mercedes" was returned to the owner on 11/27/2011 because they were not able to provide the dangerous dog requirements. (see attached report)

On this same date, I instructed Deputy Cline to contact Michael Patnode and verify "Mercedes" location. Cline later informed me that he had spoken with Patnode and was told that Mercedes was living between his home and Second Chance Pets because of an overcrowding issue.

On 12/05/2011, Patnode came to the Sheriff's Office and stated that Mercedes would spend a day with them and then a day with Second Chance Pets because they were overcrowded. He also stated that he had obtained insurance coverage through State Farm for his dog and provided a copy of the verification. He then began to question the dangerous dog determination and the entire circumstances surrounding the present situation. I told him that those issues had already been addressed through the board hearing process. I did provide Patnode with a copy of the state statutes and also a copy of a hearing review form and explained the process to him. Patnode stated that he had spent \$2600.00 on behavior modification training for Mercedes and planned on challenging the dangerous dog determination. I walked Patnode to the Auditor's Office and had him present his insurance information to them. I then spoke further with Patnode about the outside enclosure and what was required. I informed him that I would have Deputy Cline stop on Wednesday to obtain additional photos.

On 12/06/2011, I contacted Terry Butenhoff with State Farm to verify the insurance coverage information that Patnode had given me. Butenhoff stated that Patnode had requested a quote from them about 2-3 weeks ago. She said Patnode came in on 12/05/2011 and requested a printed copy of the quote but was very vague about the dog issue. Butenhoff told Patnode that they could not insure him due to the dangerous dog issue. Butenhoff stated that Patnode has NO insurance coverage with them and the information he had presented to us was only a quote.

On 12/06/2011, I spoke with Terri Rogers from Second Chance Pets. Rogers stated that they did return Mercedes to its owner and have not had it back at their facility since then.

On 12/06/2011, Sally Huhta notified me that Patnode had provided her with current rabies vaccination information for Mercedes.

On 12/07/2011, I assisted Deputy Cline in executing a search warrant at the Patnode residence with the purpose to seize Mercedes for non-compliance to the dangerous dog requirements.

Investigator Cook also assisted. Patnode was not home so Cline contacted him by cell phone and we waited until he arrived. Upon Pat node's arrival, Cline explained our reason for being there. Patnode stated he had provided me with insurance coverage on 12/05/2011. I told Patnode he had no insurance coverage and the information he had presented to me was only a quote, even though he had insisted on 12/05/2011 that he had coverage when he presented the State Farm quote. Patnode never addressed the false State Farm coverage but responded by stating that he was working with Teresa Bartle and she was attempting to find an insurance company that would cover the dog. Patnode agreed to take his dog to the pound while Deputy Cline escorted him to the facility. I cleared from the call.

On 12/08/2011, I contacted Teresa Bartle. Bartle did state that Patnode had called her on 12/06/2011 and told her that he had his dog back but did not request insurance coverage. She said that today (12/08) Patnode did pay the premium for the dangerous dog liability coverage and that she was waiting for the certificate of coverage from the company. I questioned Bartel about what would happen if the coverage was cancelled or the premium not paid. She explained that 40% of the premium cost was required up front and it was non-refundable. Bartel stated that if the policy lapsed, Aitkin County would automatically be notified.

On 12/08/2011, Deputy Asmus went to the Patnode residence and photographed the outside enclosure.

On 12/09/2011, Patnode came to our office and provided the certificate of liability coverage, as required. The Auditor's Office provided Patnode with a Dangerous Dog registration, effective 12/09/2011. Mercedes was returned to Patnode upon paying \$40.00 for boarding fees. Patnode also requested a board hearing to reconsider the dangerous dog designation. (Note that he had completed the hearing application and presented it to Deputy Cline on 12/07/2011. Cline had forwarded the file to me and I located the request on 12/09/2011. It was forwarded to Administrator Wussow and a hearing date was set for 1/03/2012 at 10:30 a.m. On this same date, I filed the search warrant with court administration.

**AITKIN COUNTY SHERIFF'S OFFICE
ANIMAL CARE AND CONTROL PROGRAM**

NOTICE OF DETERMINATION

OF

DANGEROUS DOG

TO: Name: Michael Ryan PATNOISE 6-29-81

Address: 42929 255th LN AITKIN

Phone #: 218-330-9629

Your dog, a Mercedes - A Bull dog, has been determined to be
(description)

a dangerous dog within the meaning of Minnesota Statutes 347.50 Subd. 2.

A dangerous dog must be registered pursuant to Minnesota Statute 347.51. Failure to register said dog within 14 days of this Notice may result in confiscation pursuant to Minnesota Statute 347.54. Failure to provide the safeguards required by Minnesota Statutes 347.52 is a misdemeanor and may be punished by up to 90 days in jail and/or a fine of \$1000.00.

The owner of a dangerous or potentially dangerous dog must have a microchip implanted in the dog for identification pursuant to Minnesota Statute 347.515. The name of the microchip manufacturer and the identification number of the microchip must be provided to the animal control authority within 30 days of this notice. Failure to comply with the microchip requirement is a misdemeanor and may be punished by up to 90 days in jail and/or a fine of \$1000.00.

9-19-2010
Date

Jeremy NELSON #225
Deputy

I have read and understand the contents of this notice and acknowledge receipt of a copy thereof.

9-19-2010
Date

Michael Patnoise
Owner or Caretaker

Check if owner refused to sign

White Copy: County Auditor

Yellow Copy: Owner

Pink Copy: Deputy

06-1424

NOTICE OF DETERMINATION
OF
POTENTIALLY DANGEROUS DOG

TO: MIKE PATNODE
512 4TH ST SW
ACTON, MN 56431

Your dog, a STAFF BULL DOG (MERCEDES) (description) has been determined to be a potentially dangerous or dangerous dog within the meaning of Minnesota Statutes

347.50 Subd. 2. & Subd 3.

A dangerous dog must be registered pursuant to Minnesota Statute 347.51. Failure to register said dog within 14 days of this Notice may result in confiscation pursuant to Minnesota Statute 347.54.

Failure to register a dangerous dog or provide the safeguards required by Minnesota Statutes 347.52 is a misdemeanor and may be punished by up to 90 days in jail and/or a fine of \$700.00.

4-25-06

Date

[Signature] #256
Deputy

I have read and understand the contents of this notice and acknowledge receipt of a copy thereof.

4-25-06

Date

[Signature]
Owner or Caretaker

Comments:



Aitkin County Sheriff's Office

217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

Incident Detail Report

Printed On: Fri, Dec 23, 2011

Case Number: 2006001424	NCIC: MN0010000	Status: CAD Import	Status By:
Juvenile: No	Protected: No	Case Hold: No	Additional Reports: No
			Status Date Time: 04/25/2006 18:17

Call For Service

Date Reported: 4/25/2006 Tuesday 18:17 Date Committed Start: 4/25/2006 18:17 Date Committed End:

Received By: How Received: phone

Description: start code

Event Type:

Case Status: Case Disposition:

Scene

Location:

Business Name:

Low House Nbr: 512 High House Nbr: Community Code:

Street: 4th ave nw

Unit Nbr/Type: Intersection Street:

City/State/Zip: Aitkin, MN 56431 Address:

LGN: 100 GEO Code: Weather Conditions:

Officer Information

Officer	Dt/Tm Dispatched	Dt/Tm Assigned	Dt/Tm Arrived	Dt/Tm Cleared	Role
256	4/25/2006 18:17	4/25/2006 18:17	4/25/2006 19:41	4/25/2006 19:43	

Offense Detail

ISN: 01 Offense Code: 7818 Literal: potentially dang dog/dang dog

Statute: Status: Exceptionally cleared Status Date: 04/25/2006 Criminal Activity:

Counts: Larceny Type: Campus Code: Offense Level:

CAD Offense Code: 1000 CAD Literal: start code

CAD Disposition:

Remark:

Disposition:

Aitkin County Sheriff's Office
Case Number 2006001424 (MN0010000)

Incident Detail Report

Printed On: Fri, Dec 23, 2011

Associations

Name: johnson, anthony ray (andy)	<i>Driver License:</i>	
<i>Role:</i> Reported By		<i>Resident:</i>
<i>Phone:</i> (218)831-1711	<i>DOB:</i> 6/1/1974	<i>Age (Range):</i> 31
<i>Address:</i> 611 5th st nw, aitkin, MN 56431		<i>Organization Type:</i>
<i>Sex:</i> Male	<i>Race:</i>	<i>Disability:</i>
<i>Eye Color:</i>	<i>Hair Color:</i>	<i>Height:</i>
		<i>Weight:</i>
Name: patnode, gretchen kathleen	<i>Driver License:</i> S429174236815	
<i>Role:</i> Mentioned in rpt		<i>Resident:</i>
<i>Phone:</i> (218)330-0199	<i>DOB:</i> 10/5/1978	<i>Age (Range):</i> 27
<i>Address:</i> 512 4th st nw, aitkin, MN 56431		<i>Organization Type:</i>
<i>Sex:</i> Female	<i>Race:</i> White	<i>Disability:</i>
<i>Eye Color:</i> Brown	<i>Hair Color:</i>	<i>Height:</i> 5'04"
		<i>Weight:</i> 115 lbs.
Name: patnode, michael ryan	<i>Driver License:</i> Z876203946321	
<i>Role:</i> Reported By, Owner of vehicle		<i>Resident:</i>
<i>Phone:</i> (218)330-9629	<i>DOB:</i> 6/29/1981	<i>Age (Range):</i> 24
<i>Address:</i> 512 4th st nw, aitkin, MN 56431		<i>Organization Type:</i>
<i>Sex:</i> Male	<i>Race:</i> White	<i>Disability:</i>
<i>Eye Color:</i> Hazel	<i>Hair Color:</i> Brown	<i>Height:</i> 5'11"
		<i>Weight:</i> 170 lbs.

Narrative

REMARKS: 0100 dangerous dog report=

RMKS FOR patnode, michael ryan:staff bull dog named mercedes served potentially dangerous dog papers on 04/25/06 per 256
RMKS FOR patnode, michael ryan:staff bull dog named mercedes served potentially dangerous dog papers on 04/25/06 per 256
cl dob 060174 states while taking his kids for a walk in their wagona pit bull type dog came running out from a fence and grabbed
ahold ofhis childs jacket states the owners wife came out and was apologetic nam.patnode, michael ryan.dob.062981.nt.o.
nam.patnode, gretchen kathleen.dob.100578.nt.m.
per 256 party will be served with potentially dangerous dog papers



Aitkin County Sheriff's Office
 217 Second Street NW, Room 185
 Aitkin, MN 56431
 (218) 927-7435

Incident Detail Report

Printed On: Fri, Dec 23, 2011

Case Number: 2006001761	NCIC: MN0010000	Status: CAD Import	Status By:
Juvenile: No	Protected: No	Case Hold: No	Additional Reports: No
			Status Date Time: 05/17/2006 13:46

Call For Service

Date Reported: 5/17/2006 Wednesday 13:46 Date Committed Start: 5/17/2006 13:46 Date Committed End:

Received By: How Received: in person

Description: start code

Event Type:

Case Status: Case Disposition:

Scene

Location:

Business Name:

Low House Nbr: 512 High House Nbr: Community Code:

Street: 4th st nw

Unit Nbr/Type: Intersection Street:

City/State/Zip: Aitkin, MN 56431 Address:

LGN: 100 GEO Code: Weather Conditions:

Officer Information

<u>Officer</u>	<u>Dt/Tm Dispatched</u>	<u>Dt/Tm Assigned</u>	<u>Dt/Tm Arrived</u>	<u>Dt/Tm Cleared</u>	<u>Role</u>
256	5/17/2006 13:46	5/17/2006 13:46	5/17/2006	5/17/2006 13:49	

Offense Detail

ISN: 01 Offense Code: 7818 Literal: potentially dang dog/dang dog

Statute: Status: Exceptionally cleared Status Date: 05/17/2006 Criminal Activity:

Counts: Larceny Type: Campus Code: Offense Level:

CAD Offense Code: 1000 CAD Literal: start code

CAD Disposition:

Remark:

Disposition:

Aitkin County Sheriff's Office
Case Number 2006001761 (MN0010000)

Incident Detail Report

Printed On: Fri, Dec 23, 2011

Associations

Name: patnode, gretchen kathleen	Driver License:	S429174236815		
Role: Reported By, Owner of vehicle			Resident:	
Phone: (218)330-0199	DOB: 10/5/1978	Age (Range): 27	Organization Type:	
Address: 512 4th st nw, aitkin, MN 56431			LGN:	
Sex: Female	Race: White		Disability:	
Eye Color: Brown	Hair Color:	Height: 5'04"	Weight: 115 lbs.	
Name: patnode, michael ryan	Driver License:	Z876203946321		
Role: Reported By, Owner of vehicle			Resident:	
Phone: (218)330-9629	DOB: 6/29/1981	Age (Range): 24	Organization Type:	
Address: 512 4th st nw, aitkin, MN 56431			LGN:	
Sex: Male	Race: White		Disability:	
Eye Color: Hazel	Hair Color: Brown	Height: 5'11"	Weight: 170 lbs.	
Name: sullivan, jeremiah john	Driver License:			
Role: Reported By			Resident:	
Phone: (218)927-4569	DOB: 3/1/1941	Age (Range): 65	Organization Type:	
Address: 511 6th st nw, aitkin, MN 56431			LGN:	
Sex: Male	Race:		Disability:	
Eye Color:	Hair Color:	Height:	Weight:	

Narrative

REMARKS: 0100 dangerous dog report=
cl dob 030141 reports that yesterday 5/16/06 at approx 08:45 the bulldog belonging to nam.patnode, michael ryan.dob.062981.nt.o. and nam.patnode, gretchen kathleen.dob.100578.nt.o. charged at him down the driveway



Aitkin County Sheriff's Office
 217 Second Street NW, Room 185
 Aitkin, MN 56431
 (218) 927-7435

Incident Detail Report

Printed On: Fri, Dec 23, 2011

Case Number: 2010003599	NCIC: MN0010000	Status: CAD Import	Status By:
Juvenile: No	Protected: No	Case Hold: No	Additional Reports: Yes
			Status Date Time: 09/19/2010 23:54

Call For Service

Date Reported: 9/19/2010 Sunday 22:22 Date Committed Start: 9/19/2010 22:22 Date Committed End:

Received By: 339 How Received: CAD

Description: Animal Complaint CAD Seq Nbr: ACSO:2010:5780

Event Type: CAD Agency: Aitkin County

Case Status: Case Disposition:

Scene

Location:

Business Name:

Low House Nbr: 42898 High House Nbr: Community Code:

Street: 255TH LN

Unit Nbr/Type: Intersection Street:

City/State/Zip: , MN Address:

LGN: 1715 GEO Code: Weather Conditions:

Place Committed: 42898 255TH LN (US HWY 169/)

Officer Information

<u>Officer</u>	<u>Dt/Tm Dispatched</u>	<u>Dt/Tm Assigned</u>	<u>Dt/Tm Arrived</u>	<u>Dt/Tm Cleared</u>	<u>Role</u>
225	9/19/2010 22:48		9/19/2010 22:56	9/19/2010 23:47	Primary
223		9/19/2010 22:22	9/19/2010	9/19/2010	

Offense Detail

ISN: 01 Offense Code: 7818 Literal: potentially dang dog/dang dog

Statute: Status: Exceptionally cleared Status Date: 09/19/2010 Criminal Activity:

Counts: Larceny Type: Campus Code: Offense Level:

CAD Offense Code: CAD Literal: Animal Complaint

CAD Disposition: Cleared

Remark:

Disposition:

Incident Detail Report

Printed On: Fri, Dec 23, 2011

Media

<u>Date</u>	<u>Identification</u>	<u>Narrative</u>
9/23/2010	10-3599	Dang Dog Paperwork
10/5/2010	10-3599	223's paperwork (timeline)
10/15/2010	10-3599	Miscro Chip Paperwork
10/15/2010	10-3599	Rabbies Vac Forms
10/15/2010	10-3599	2010-2011 Dang Dog Cert
11/18/2011	10-3599	Pine Ins Company Papework
12/5/2011	103599	Princeton Police Department Report
12/5/2011	10-3599	State Farm quote
12/13/2011	103599	Request for Hearing Paperwork
12/13/2011	103599	Ins Paperwork
12/13/2011	103599	Updated Registry
12/13/2011	103599	Vet Paperwork
12/15/2011	103599	2011-2012 Dang Dog Certificate

Narrative

R: LGN 1715 Karen reporting that Mikes' pit bull came in her yard and severely mauled her Pomeranians

R: Mercedes is the dogs name and Michael was served with Dangerous dog papers



Aitkin County Sheriff's Office
217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 002 NTE 225 Report

Supplemental Reports

Printed On: Fri, Dec 23, 2011

Description: 225 Report Sequence: 002 Report Date: 09/20/2010
Case Number: 2010003599 N C I C: MN0010000 Off Cd: 7818 Report Type: Notes
Officer: 225 Approval Process: Secured: No
CSI Status: Status By: Status Dt/Tm: 09/20/2010 03:18

Notes

AITKIN COUNTY SHERIFF'S OFFICE
INVESTIGATIVE REPORT

INV. REPORT BY: Deputy Jeremy Nelson #225 CASE # 2010-3599

DEPUTIES/OFFICERS ASSISTING: None

NATURE OF CASE: Dangerous Dog

LOCATION: 42898 255th LN, Aitkin MN 56431

PERSONS MENTIONED:

REPORTED BY: Name/DOB: Karen Ruth Dunker, 11/29/1945
Address: 42898 255th LN, Aitkin MN 56431
Telephone: 218-678-2812

SUSPECT: Name/DOB: Michael Ryan Patnode, 06/29/1981
Address: 42929 255th LN, Aitkin MN 56431
Telephone: 218-330-9629

MENTIONED: Name/DOB: Paul Robert Dunker, 01/06/1969
Address: 17976 410th St, Clearbrook MN 56634
Telephone: 218-694-3739

DATE AND TIME OCCURRED: 09/19/2010 at approximately 2115 hours.

Notes

DETAILS:

On 09/19/2010 at approximately 2200 hours, I, Deputy Jeremy Nelson, was advised by dispatch to contact Karen Dunker in regards to a Dangerous Dog complaint.

I contacted Karen on the phone and she advised me that her son's Pomeranian dog had been attacked by the neighbor's, Mike Patnode, dog. Karen advised me that the Pomeranian had received puncture wound bites in its back legs and anus and that it was bleeding.

Prior to leaving the office, I found that Mike Patnode had been served potentially dangerous dog paperwork on a bulldog named Mercedes on 04/25/2006 by Aitkin Police Officer Shawn Brown.

I arrived at the Dunker residence at approximately 2245 hours and met with Karen and her son Paul. Paul advised me that he had let his dog, the Pomeranian named April, and his mothers dog outside when he heard something coming from the neighbor's, Patnode's, property. Paul advised me that the next thing he saw was a yellowish colored big dog attack his dog and slam her to the ground. Paul stated that all he could do was yell at the dog as he did not want to stick his hands near the dog. Paul also stated that there was a female at the Patnode residence also yelling at the dog, but stated that she did not come over. Karen stated that she saw the suspect dog and identified it as Patnode's dog "Cedes". Karen stated that she had problems in the past with "Cedes" attacking a greyhound that she had previously owned. Karen and Paul stated that after the attack, Mike came over and apologized for the dog attack.

Karen advised me that she is afraid to let her small dog out and that she is also afraid for her safety because of the dog. Karen stated that after her greyhound was attacked, Mike built a fence, but that the dog does run free a lot. Karen and Paul provided me with a taped statement recapping what they had told me. Paul and Karen also showed me and helped me photograph April's injuries.

I then went to the Patnode residence and met with Michael. He advised me that his wife had gone out for a cigarette and that the dog, a bulldog named Mercedes, had taken off in the woods after a squirrel and then when the Dunker's let their dogs out, Mercedes ran over to Dunker's. Mike advised that he went over to see what had happened and stated that Karen threatened to sue him and his parents, whom she knows own Aitkin feed store. Mike also stated that Paul threatened to get a rifle and sit on the porch and stated that he had been to jail and was not afraid to go back. Mike allowed me to photograph the dog and provided me with a taped statement. I issued Mike the dangerous dog form, the request for a hearing form, the registration form, and a copy of the State Statutes about dangerous dogs.

EVIDENCE:

Statement from Karen and Paul Dunker

Statement from Michael Patnode

Photo's

Squad Camera Recording

Dangerous Dog Paperwork

Potentially Dangerous Dog Paperwork from 4/25/06

Notes

End of report.

Case Disposition: Cleared

Deputy Jeremy Nelson #225
ACSO



Aitkin County Sheriff's Office
217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 005 NTE 223 comment

Supplemental Reports

Printed On: Fri, Dec 23, 2011

<i>Description:</i> 223 comment		<i>Sequence:</i> 005	<i>Report Date:</i> 10/05/2010
<i>Case Number:</i> 2010003599	<i>N C I C:</i> MN0010000	<i>Off Cd:</i> 7818	<i>Report Type:</i> Notes
<i>Officer:</i> 223	<i>Approval Process:</i>	<i>Secured:</i> No	
<i>CSI Status:</i>	<i>Status By:</i>	<i>Status Dt/Tm:</i> 10/05/2010 11:49	

Notes

On 10/5/10, the Aitkin County Board of Commissioners held a hearing on the Dangerous Dog determination that Deputy Nelson had served on Michael Patnode. The designation was upheld. I spoke with Patnode after the hearing and he said he intended on keeping Mercedes and would follow the requirements necessary to possess a dangerous dog. Patnode did present proof that Mercedes had been micro-chipped and vaccinated. I made copies of this documentation. He also stated that Mercedes had been sterilized several years ago but he did not have the documentation with him. I asked him to provide us with a copy since it was also required. I told Patnode that he had 14 days to meet the necessary requirements. I also gave him another copy of the state statutes and highlighted the necessary requirements. I informed him that Deputy Nelson would follow up with him to verify the requirements were completed.

Undersheriff John Drahota
ACSO
10/5/10



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217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 006 NTE 225 Note

Supplemental Reports

Printed On: Fri, Dec 23, 2011

<i>Description:</i> 225 Note		<i>Sequence:</i> 006	<i>Report Date:</i> 10/15/2011
<i>Case Number:</i> 2010003599	<i>N C I C:</i> MN0010000	<i>Off Cd:</i> 7818	<i>Report Type:</i> Notes
<i>Officer:</i> 225	<i>Approval Process:</i>	<i>Secured:</i> No	
<i>CSI Status:</i>	<i>Status By:</i>	<i>Status Dt/Tm:</i> 10/15/2011 13:58	
<u>Notes</u>			
<p>On 10/15/2011 I spoke with Michael Patnode on the the phone (218-330-9629) and advised him that the registration had expired. Michael stated that when he notified the Auditors office about moving he thought that the dog had been reregistered. Michael stated that he would contact the Auditors office on monday to get it taken care of. Michael also stated that he had the dog retrained and reabiltated since the dangerous dog designation.</p>			
<p>Michael also stated that he could not recall the Vet clinic in MPLS where he had the dog sterilized and i advised him to contact his local vet and get a note saying that the dog was sterilized.</p>			
#225			



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2010003599 007 NTE 218 Report

Supplemental Reports

Printed On: Fri, Dec 23, 2011

Description: 218 Report Sequence: 007 Report Date: 11/10/2011
Case Number: 2010003599 N C I C: MN0010000 Off Cd: 7818 Report Type: Notes
Officer: 218 Approval Process: Secured: No
CSI Status: Status By: Status Dt/Tm: 11/10/2011 14:46

Notes

AITKIN COUNTY SHERIFF'S OFFICE
SUPPLEMENTAL REPORT

INV. REPORT BY: Deputy Sheryl Cook #218 CASE # 11-3599

DEPUTIES/OFFICERS ASSISTING:

NATURE OF CASE: Dangerous Dog

LOCATION: 43492 St. Hwy 210

PERSONS MENTIONED:

Name/DOB: Gretchen Kathleen Patnode 10/05/1978
Address: 43492 St. Hwy 210, McGregor, MN 55760
Telephone (H/W):

Name/DOB:
Address:
Telephone (H/W):

DETAILS:

On November 10, 2011, I, Deputy Sheryl Cook was directed by Undersheriff John Drahota to follow up on a Dangerous Dog at the Patnode residence at 43492 State Highway 210. At approximately 13:15 hours I went to the Patnode residence and spoke with Gretchen Patnode. Gretchen let me into the house and I photographed "Mercedes". "Mercedes" had a collar around her neck with a round Dangerous Dog tag. Gretchen said the enclosure for the garage has not been finished and did not know when it would be done.

Notes

I also photographed the Dangerous Dog sign that was posted on the outside of the house on the front porch. The other Dangerous Dog sign was posted on the east side of the detached garage. Both could be clearly seen as I pulled into the yard.

End of report.

EVIDENCE: Photographs

Deputy Sheryl Cook #218
ACSO

Notes

At approximately 0940 hours I arrived at The Aitkin Feed Store and spoke to Patnode. He informed me that he had made an appointment to have the dog euthanized on Friday, but had made contact with an animal rescue group and they had agreed to take his dog. He told me that he had signed the dog over to them and had informed them of the dog's status as a Dangerous Dog. At approximately 0957 hours I took a taped statement from Patnode in which he explained to me again what he had done with the dog. He also provided me with information on the group which he had turned the dog over to. He informed me that Andy & Teri's Second Chance Pets LLC (111 Rum River Dr. N, Princeton, MN. 55371) had come and taken the dog. He provided me with a brochure about H-Pack Animal Rescue as well. For further details see a copy of Patnode's statement.

I made several attempts to contact The animal rescue group which were unsuccessful. I tried Andy & Teri's Second Chance Pets LLC at 763-631-3647 and left several messages. At approximately 1415 hours I made contact with H-Pack Animal Rescue at 320-983-5054. I spoke to "Rob" who informed me that they had possession of the dog and were in the process of making sure they were in compliance with state regulations as far as keeping the dog. He told me that they had been made aware of the dog's status as a Dangerous Dog.

On 11-23-11 at approximately 0820 hours I made contact with "Teri" who is the owner of H-Pack Animal Rescue and Andy & Teri's Second Chance Pets LLC. She told me that she has Patnode's dog at 111 Rum River Drive North, Princeton, MN. 55371. She told me that both companies are on one property. Teri had several questions about the dog's designation. I directed her to speak Undersheriff John Drahota.

End of Report.

Deputy Jon Cline, #204
ACSO
Date: 11-21-11

Notes

cleared the call at approximately 1824 hours.

Deputy Jon Cline, #204

ACSO

Date: 12-07-11



Aitkin County Sheriff's Office
217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 011 NTE 204 Note

Supplemental Reports

Printed On: Fri, Dec 23, 2011

<i>Description:</i> 204 Note		<i>Sequence:</i> 011	<i>Report Date:</i> 12/05/2011
<i>Case Number:</i> 2010003599	<i>N C I C:</i> MN0010000	<i>Off Cd:</i> 7818	<i>Report Type:</i> Notes
<i>Officer:</i> 204	<i>Approval Process:</i>	<i>Secured:</i> No	
<i>CSI Status:</i>	<i>Status By:</i>	<i>Status Dt/Tm:</i> 12/05/2011 14:46	
<u>Notes</u>			
<p>On 12-05-11 at approximately 1435 hours I made a phone call to Mike Patnode. I asked if he had the dog "Mercedes" back at his residence. He told me that they had been working on and had gotten insurance for the dog. I asked him again if they had the dog at their residence. He stated that the dog dog was "visiting" for a a day or two here and there. He was told the information that we had received from Princeton PD. He told me he did not believe that. I advised him to speak to Undersheriff John Drahota and keep him informed of the situation.</p> <p>I informed Undersheriff Drahota of my phone conversation with Patnode.</p>			



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217 Second Street NW, Room 185
Aitkin, MN 56431
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2010003599 013 NTE 208 note

Supplemental Reports

Printed On: Fri, Dec 23, 2011

<i>Description:</i> 208 note		<i>Sequence:</i> 013	<i>Report Date:</i> 12/09/2011
<i>Case Number:</i> 2010003599	<i>N C I C:</i> MN0010000	<i>Off Cd:</i> 7818	<i>Report Type:</i> Notes
<i>Officer:</i> 208	<i>Approval Process:</i>	<i>Secured:</i> No	
<i>CSI Status:</i>	<i>Status By:</i>	<i>Status Dt/Tm:</i> 12/09/2011 00:41	

Notes

on 12-08-11 Mike approached me and asked some questions about a recent involvement with his dog. He informed me that his dog had been confiscated and he feels that he has done the necessary things to get the dog back. He asked if he could get the dog tonight and I informed him that he would need to bring in the paperwork during the day so everything could be verified. I did go out to his residence and he showed me the kennel that he had installed. I took photos of this enclosure and noticed that he had a dangerous dog sign hanging next to the kennel. Mike informed me that he intends to leave the dog in this enclosure.

Photos stored under ICR in my folder

No report
208



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217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 008 NTE 223 supp rpt

Supplemental Reports

Printed On: Fri, Dec 23, 2011

Description: 223 supp rpt Sequence: 008 Report Date: 11/17/2011
Case Number: 2010003599 N C I C: MN0010000 Off Cd: 7818 Report Type: Notes
Officer: 223 Approval Process: Secured: No
CSI Status: Status By: Status Dt/Tm: 11/17/2011 13:25

Notes

AITKIN COUNTY SHERIFF'S OFFICE
SUPPLEMENTAL REPORT

INV. REPORT BY: John Drahota CASE # 10-3599

DEPUTIES/OFFICERS ASSISTING: Jeremy Nelson, Sheryl Cook, Jon Cline

NATURE OF CASE: Dangerous Dog non-compliance

LOCATION: 43492 State Hwy 210 Aitkin MN 56431 (Michael Patnode residence)

PERSONS MENTIONED:

Name/DOB: Sally Huhta-Deputy Auditor
Address: 209 2nd St. NW Aitkin MN 56431
Telephone (H/W): 218-927-7354

Name/DOB: Theresa Bartel
Pine Insurance Agency
Address: 950 Main St. South Pine City MN 55063
Telephone (H/W): 320-629-2515

Name/DOB: Terry Butenhoff
State Farm Insurance
Address: 12 1st St NW Aitkin MN 56431
Telephone (H/W): 218-927-3140

Name/DOB: Teri Rogers
Second Chance Pets
Address: 111 Rum River Dr. Princeton MN 55371
Telephone: 320-983-5054

DETAILS:

Notes

On 10/10/2011, Sally Huhta from the Auditor's Office advised me that Michael Patnode's dangerous dog was no longer compliant with the dangerous dog requirements. She said that she had mailed a notice to Patnode on 9/12/11, which explained that his dangerous dog registration for "Mercedes" would expire on 10/10/2011 and would need to be renewed before that date. Huhta said she received no response from Patnode. Huhta also informed me that she had sent the letter to Patnode's new address at 43492 State Hwy 210, Aitkin. She said she had heard that Patnode had moved from his previous address of 42929 255th Ln. Aitkin, so she looked on the tax data base records and located Patnode's new address and mailed the letter to that address. Huhta said that Patnode had never notified their office of the address change or the relocation of "Mercedes" to this address, as required by state statute. Huhta said the letter was mailed out by regular mail and was not sent certified. (see attached letter)

I asked Deputy Nelson to follow-up with Patnodes on the non-compliance of their dangerous dog. Nelson later informed me that he had spoke to Michael Patnode on 10/15/2011. Patnode told Nelson that he never received a letter from the Auditor's Office. He told Nelson that he thought the registration was updated automatically when he reported the change of address to the Auditor's Office. Note that the Auditor's Office has no record of him contacting them reporting a change of address. Patnode told Deputy Nelson that he would contact the Auditor's Office right away on Monday the 17th and renew the registration. (see Nelson's report)

On 10/24/2011, Huhta advised me that she had received no response from Patnode. On 10/28/2011, I asked Deputy Sheryl Cook to follow-up on the Patnode dog since Deputy Nelson had since taken a job with another agency and was no longer employed with us. I told Cook to inform Patnode that if his dog was not brought into compliance by 10/30/2011, that we would move forward with seizing the dog and charging him criminally for failure to be in compliance.

On 10/27/2011, Deputy Cook informed me that she had made contact with Gretchen Patnode, Michael's wife. Gretchen told Deputy Cook that Michael was hunting in Colorado and that he normally has taken care of the paperwork and she had little knowledge of it. Gretchen told Deputy Cook that she would contact the Auditor's Office the next day and do what she could.

On 10/28/2011, Gretchen did come to the Auditor's Office and filled out the registration paperwork. She told Huhta that once the Dangerous Dog signs were erected and the enclosure completed, she would contact the Auditor's Office on Monday (31st) to verify it.

On 11/03/2011 (Thursday), Huhta advised me that she had not received a response from Gretchen. Huhta said she called Gretchen that same day for an update. Gretchen told Huhta that they had lost the previous dangerous dog sign. Huhta said that Michael Patnode came in at the end of the day and received additional signs from them.

On 11/07/2011, I received notice from Huhta that Michael had contacted their office on 11/04/2011 and told them that the signs were in place the enclosure completed. She also advised me that he (Michael) demanded we come out immediately and verify this. Huhta also said that the rabies vaccination on Mercedes expires on 11/24/2011 and would need to be updated before the dangerous dog registration was renewed, assuming everything else was compliant.

On 11/07/2011, I contacted the Pine Insurance Agency, which is where Patnode has the \$300,000.00 liability insurance coverage through for Mercedes, to verify the certificate of liability coverage he had presented to the Auditor's Office. I spoke with agent Theresa Bartel and we discussed the coverage on the Patnode dog. Bartel said she needed to review their underwriting policy/standards and verify the coverage based on the breed of dog of Mercedes (Bull Terrier).

Notes

On 11/10/2011, Bartel contacted me and informed me that their company had improperly classified Patnode's dog last year when they agreed to provide the insurance coverage. She said that their company will not cover any injury occurrences related to the Patnode dog. Bartel said she would send out an immediate letter to Patnode and to me stating this. (see attached letter) Bartel said she would work with Patnode on obtaining the appropriate coverage through another company.

On 11/10/2011, Deputy Cook advised me that she went to the Patnode residence and verified that there were dangerous dog signs on the house, the garage, and on Mercedes's dog collar. Photos were taken for verification. Deputy Cook said that Gretchen told her that they keep Mercedes in the house and put her on a leash when they take her outdoors. In viewing the photos, it appears that the enclosure their garage with a sign posted on it. There doesn't appear to be any modifications to indicate it would safely house a dangerous dog.

On 11/15/2011, Bartel contacted me and informed me that she had located a company that would cover the Patnode dog and she provided Patnode with an insurance quote as to the cost. She said she told Patnode that he had until 11/18/2011 to provide her with an answer. If Patnode decided not to provide the coverage, his current homeowners policy would need to be cancelled.

On 11/18/2011, I spoke with Bartel regarding the insurance coverage and whether she had received a response from Patnodes. She had not heard from Patnode but stated that she would call him today.

On 11/21/2011, Bartel called me and stated that Patnode had told her on Friday (18th) that he had gotten rid of the dog but he did not elaborate. I told Bartel that I would follow-up on the matter.

I had Deputy Cline contact Patnode to verify the status of his dog. Cline informed me later that day that Patnode had surrendered his dog to an animal rescue center in the Princeton.

On 11/23/2011, I updated the Auditor's Office and advised them that the Patnode dog file could now be closed since the dog was no longer in our jurisdiction. On this same date, I contacted the Princeton Police Department and informed them of the dog's new location, which they confirmed by the address, was in their jurisdiction. I faxed Chief Payne our records regarding the dangerous dog, "Mercedes."

On 12/05/2011, I received a faxed report from Police Chief Payne of the Princeton Police Department. Payne stated that he had gone to Andy and Teri's Second Chance Pets on 11/30/2011 to follow-up on the dangerous dog information I had faxed to him. Payne was told that "Mercedes" was returned to the owner on 11/27/2011 because they were not able to provide the dangerous dog requirements. (see attached report)

On this same date, I instructed Deputy Cline to contact Michael Patnode and verify "Mercedes" location. Cline later informed me that he had spoken with Patnode and was told that Mercedes was living between his home and Second Chance Pets because of an overcrowding issue.

On 12/05/2011, Patnode came to the Sheriff's Office and stated that Mercedes would spend a day with them and then a day with Second Chance Pets because they were overcrowded. He also stated that he had obtained insurance coverage through State Farm for his dog and provided a copy of the verification. He then began to question the dangerous dog determination and the entire circumstances surrounding the present situation. I told him that those issues had already been addressed through the board hearing process. I did provide Patnode with a copy of the state statutes and also a copy of a hearing review form and explained the process to him. Patnode stated that he had spent \$2600.00 on behavior modification training for Mercedes and planned on challenging the dangerous dog determination. I walked Patnode to the Auditor's Office and had him present his insurance information to them.

Notes

I then spoke further with Patnode about the outside enclosure and what was required. I informed him that I would have Deputy Cline stop on Wednesday to obtain additional photos.

On 12/06/2011, I contacted Terry Butenhoff with State Farm to verify the insurance coverage information that Patnode had given me. Butenhoff stated that Patnode had requested a quote from them about 2-3 weeks ago. She said Patnode came in on 12/05/2011 and requested a printed copy of the quote but was very vague about the dog issue. Butenhoff told Patnode that they could not insure him due to the dangerous dog issue. Butenhoff stated that Patnode has NO insurance coverage with them and the information he had presented to us was only a quote.

On 12/06/2011, I spoke with Terri Rogers from Second Chance Pets. Rogers stated that they did return Mercedes to its owner and have not had it back at their facility since then.

On 12/06/2011, Sally Huhta notified me that Patnode had provided her with current rabies vaccination information for Mercedes.

On 12/07/2011, I assisted Deputy Cline in executing a search warrant at the Patnode residence with the purpose to seize Mercedes for non-compliance to the dangerous dog requirements. Investigator Cook also assisted. Patnode was not home so Cline contacted him by cell phone and we waited until he arrived. Upon Patnode's arrival, Cline explained our reason for being there. Patnode stated he had provided me with insurance coverage on 12/05/2011. I told Patnode he had no insurance coverage and the information he had presented to me was only a quote, even though he had insisted on 12/05/2011 that he had coverage when he presented the State Farm quote. Patnode never addressed the false State Farm coverage but responded by stating that he was working with Teresa Bartel and she was attempting to find an insurance company that would cover the dog. Patnode agreed to take his dog to the pound while Deputy Cline escorted him to the facility. I cleared from the call.

On 12/08/2011, I contacted Teresa Bartel. Bartel did state that Patnode had called her on 12/06/2011 and told her that he had his dog back but did not request insurance coverage. She said that today (12/08) Patnode did pay the premium for the dangerous dog liability coverage and that she was waiting for the certificate of coverage from the company. I questioned Bartel about what would happen if the coverage was cancelled or the premium not paid. She explained that 40% of the premium cost was required up front and it was non-refundable. Bartel stated that if the policy lapsed, Aitkin County would automatically be notified.

On 12/08/2011, Deputy Asmus went to the Patnode residence and photographed the outside enclosure.

On 12/09/2011, Patnode came to our office and provided the certificate of liability coverage, as required. The Auditor's Office provided Patnode with a Dangerous Dog registration, effective 12/09/2011. Mercedes was returned to Patnode upon paying \$40.00 for boarding fees. Patnode also requested a board hearing to reconsider the dangerous dog designation. (Note that he had completed the hearing application and presented it to Deputy Cline on 12/07/2011. Cline had forwarded the file to me and I located the request on 12/09/2011. It was forwarded to Administrator Wussow and a hearing date was set for 1/03/2012 at 10:30 a.m. On this same date, I filed the search warrant with court administration.

Undersheriff John Drahota
ACSO
12/13/2011

Disposition: Pending-Reports forwarded to the County Attorney's Office for consideration of criminal charges



PRINCETON POLICE DEPARTMENT

705 2nd Street N., Princeton, MN 55371

Phone 763-389-4879 Fax 763-389-9274

FACSIMILE COVER SHEET

DATE: 12-01-11

TO: Atkins Co. S.O. Attn: Undersheriff Drahotka

FROM: Chief Brian Payne

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 3

ADDITIONAL INSTRUCTIONS: _____

Re: Dangerous Dog - Michael Patroske

IF YOU HAVE ANY PROBLEMS WITH THIS FAX TRANSMISSION, PLEASE CONTACT: Kathy PHONE 763-389-4879, FAX 763-389-9274

PLEASE DELIVER THIS TRANSMITTAL AS SOON AS POSSIBLE

The information contained in this facsimile message is law enforcement privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone and return the original message to us at the above address via the U.S. Postal Service.

10-3599



PRINCETON POLICE DEPARTMENT

INCIDENT REPORT

ICR# 11005660		AGENCY ORI# MN0480200		JUVENILE:	
INCIDENT	Reported: 12-01-2011 0908 Committed Start: Committed End: Title: Agency Assist How Received: None Selected Short Description: Dangerous Dog Summary: Undersheriff John Drahotka fax'd a report regarding a Dangerous Dog that was designated and licensed in their county, that has now been transferred to the mentioned business. Investigation finds the animal back with the original owner in Aitkin County. See Report. Location(s) Second Chance Pets Address: 111 Rum River Dr, N City: Princeton State: MN Zip: 55371				
	Officer Assigned: Payne, Brian Badge No: 5201 Primary: Yes D/vtm Assigned: - Time Arrived: Time Cleared:				
NAMES	Involvement: Owner Age: 32 Name: Farrell, Andrew Timothy DOB: 01-25-1979 Address: 5976 110Th St Sex: Race: Height: 602 Weight: 202 Phone: (Home) (320)983-5054 City: MILACA State: MN Zip: 56353				
	Involvement: Mentioned Address: 111 Rum River Dr. N Name: SECOND CHANCE PETS Phone: (Business) (763)631-3647 City: PRINCETON State: MN Zip: 55371				
	Involvement: Complainant Address: 217 Second Street NW Name: Aitkin County Sheriff's Office Phone: (Business) (218)927-7400 City: Aitkin State: MN Zip: 56431				
	Involvement: Suspect Age: 30 Name: Patnode, Michael Ryan DOB: 06-09-1981 Address: 43492 State Highway 210 Sex: Race: Height: 0 Weight: 0 Phone: (Home) (218)330-9629 City: Aitkin State: MN Zip: 56431				

Supplemental Report

ICR: 11005650

12-01-2011 1228

Title: Supplemental

Created By: Brian Payne

I, Chief of Police Brian E. Payne, received a FAX from Aitkin County Undersheriff John Drahota. Drahota states that a dog that was classified by the Aitkin County Sheriffs Office as a "Dangerous Dog", and owned by the Suspect in this incident, is no longer compliant with the Dangerous Dog requirements.

The dog in question is a female Bown/Black pitbull named "Mercedes". Drahota states that his investigation finds that the Suspect had given the animal up for adoption to the Mentioned "Andy & Teri's Second Chance Pets" of Princeton. The Mentioned business had been notified that the animal was registered as a "Dangerous Dog". Drahota states that he is passing this information on to the Princeton Police Department since the animal will now reside in the City of Princeton.

On 11-30-11 at approx. 1030 hrs. I went to Andy & Teri's Second Chance Pets and spoke with the listed owner Andy Farrell. Farrell states that they did take in Mercedes from the Suspect. The animal spent a short time at Farrell's residence at 5976 110th St., Milaca MN. On Sunday 11-27-11 the animal was given back to the Suspect because Farrell felt they didn't want to get into the "Dangerous Dog" requirements.

At this time I did look through the business of Andy & Teri's Second Chance pets. I did see several dogs there, but there was no animal that came close to matching the description of "Mercedes".

This incident is closed at this time and this report will be sent to the Aitkin County Sheriffs Office to advise them that the animal was back with the Suspect.

End of Report.



Aitkin County Sheriff's Office
217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 004 NTE Statement: Patnode, Michael Ryan

Supplemental Reports

Printed On: Fri, Dec 23, 2011

Description: Statement: Patnode, Michael Ryan Sequence: 004 Report Date: 09/21/2010
Case Number: 2010003599 N C I C: MN0010000 Off Cd: 7818 Report Type: Notes
Officer: 980 Approval Process: Secured: No
CSI Status: Status By: Status Dt/Tm: 09/21/2010 07:13

Notes

AITKIN COUNTY SHERIFF'S OFFICE
VOLUNTARY STATEMENT

THIS STATEMENT IS GIVEN VOLUNTARILY BY: MICHAEL RYAN PATNODE
STATEMENT IS IN REFERENCE TO ICR #: 10-3599
DEPUTY TAKING STATEMENT: DEPUTY JEREMY NELSON
DATE OF STATEMENT: SEPTEMBER 19, 2010

-
- Q IT'S DEPUTY JEREMY NELSON WITH THE AITKIN COUNTY SHERIFF'S OFFICE. TODAY IS THE 19TH OF SEPTEMBER 2010. I'M TALKING WITH UH, MICHAEL PATNODE. MICHAEL WILL YOU STATE YOUR FULL NAME FOR ME?
- A UH, MY NAME IS MICHAEL RYAN PATNODE.
- Q AND YOUR DATE OF BIRTH?
- A 6-29-1981.
- Q AND THE ADDRESS HERE.
- A UH, 42929 255TH LANE, AITKIN MINNESOTA.
- Q O.K. AND WE'RE, I'M HERE BECAUSE OF UH, AN INCIDENT INVOLVING YOUR DOG.
- A YEAP.
- Q AND WHY DON'T YOU JUST TELL ME WHAT, WHAT YOU KNOW HAPPENED TONIGHT.

Notes

- A O.K. UH, WHAT HAPPENED IS I WAS UP WITH MY UH, TWO KIDS UP IN BED. MY WIFE WENT OUT FOR A CIGARETTE, TO LET THE DOGS OUT TO GO TO THE RESTROOM. AND SHE TOOK OFF INTO THE WOODS FOR A SQUIRREL. AND MY NEIGHBORS UH, LET THEIR DOG OUT. MY DOG RAN OVER THERE AND MY WIFE JUST YELLED FOR MY NAME AND I WENT OUTSIDE.
- Q O.K.
- A SO THEN I WENT OVER TO THE NEIGHBOR'S HOUSE TO SEE WHAT WAS HA, WHAT HAPPENED. AND TO SEE IF EVERYTHING WAS O.K.
- Q MMM HMM.
- A AND UH, THEN...
- Q YEAP, YEAP, GO AHEAD WITH THAT.
- A AND THEN UH, UH, THE FIRST THING THEY SAID IS THAT THEY KNOW THAT I WAS PARTNERS AT THE FEED STORE WITH MY PARENTS AND KAREN BUNKER SAID SHE WAS GONNA SUE ME FOR EVERYTHING I HAD, PLUS MY PARENTS BECAUSE I KNOW YOU RUN THE FEED STORE WITH YOUR PARENTS. AND THEN HER SON, I DON'T KNOW HIS NAME.
- Q O.K.
- A UM, HE TOLD ME I DON'T CARE ABOUT ANYBODY EXCEPT HIS KIDS AND HIS MOM. EVERYONE ELSE CAN GO TO HELL AND DIE, I'VE BEEN TO JAIL BEFORE AND I DON'T CARE TO GO BACK BECAUSE I DON'T CARE. I'LL GO DOWN TO DWIGHT'S AND GET A RIFLE RIGHT NOW AND SIT ON MY PORCH. AND I ASKED HIM IF THAT WAS A THREAT. AND HE DIDN'T SAY NOTHIN'.
- Q O.K.
- A SO AND THEN HE GOT UP IN MY FACE AND AND I WAS TELLIN' KAREN THAT I'M NOT HERE FOR A PISSIN' MATCH.
- Q YEAH. HAVE YOU EVER HAD PROBLEMS WITH, I KNOW YOU SAID THERE'VE BEEN SOME OTHER ISSUES WITH THEM STEALIN' SOME STUFF BUT...
- A OH, UM...
- Q HAVE YOU EVER HAD ANY OTHER PROBLEMS LIKE THIS BEFORE WITH THEM ACCUSIN' OR NOT, I DON'T WANT TO SAY ACCUSING BUT UH, WITH THEM THREATENING YOU OR ANYTHING LIKE THAT?

Notes

- A UM, NO BUT UH, IN LIKE THEY'VE HAD ALOTTA COPS OUT AT THEIR PLACE BEFORE BECAUSE OF FAMILY DISPUTES AND STUFF LIKE THAT.
- Q O.K.
- A AND YOU KNOW, UM, I BELIEVE IT WAS TWO WINTERS AGO I HAD SHERYL OUT HERE BECAUSE A STEALING WOOD INCIDENT. UM, YOU KNOW AND SHE'S, SHE'S THREATENED ME BEFORE FOR YOU KNOW THE DOG. THAT'S WHY I GOT THE KENNEL OUTSIDE.
- Q O.K. IT SOUNDS LIKE YOU, YOU MUST HELP HER OUT TOO...
- A OH I...
- Q SHE SAYS WITH SHOVELIN' AND.
-
- A I I PLOW HER...
- Q THAT STUFF.
- A DRIVEWAY AND MOW HER LAWN, STOKE HER STOVE. FIX THINGS AROUND THE HOUSE THAT NEEDS TO BE FIXED.
- Q O.K.
- A AND UH, ONE THING I DID ASK WHEN WHEN UH, IVAN WAS STILL ALIVE IS THAT WHEN IF YOU KNOW, WHEN WE HAVE OUR DOG OUTSIDE IF...
- Q MMM HMM.
- A YOU KNOW, VICE VERSA, WE WON'T LET THE OTHER DOG OUT.
- Q SURE.
- A YOU KNOW 'CAUSE THEY HAVE...
- Q YEAH. JUST A...
- A THE DOGS COMIN' IN THE YARD.
- Q COMMON COURTESY.
- A YEAH.

Notes

Q NEIGHBORLY THING SO.

A YEAH. SO.

Q O.K. ANYTHING ELSE YOU CAN THINK OF THAT HAPPENED OR WAS SAID OR HAPPENED IN THE PAST THAT'S RELEVANT OR?

A OTHER THAN, NO UM, LIKE, OTHER THAN THE SON THREATENING ME AND AND, YOU KNOW I'M TRYING TO MAKE EVERYTHING BETTER BECAUSE I AM A NEIGHBOR AND...

Q YEAP. OH YEAH.

A WE LIVE NEXT TO EACH OTHER.

Q YOU GOTTA BE.

A AND ONE THING ALSO IS THAT UH, WE'RE IN THE PROCESS OF PURCHASING THAT HOUSE 'CAUSE SHE'S MOVIN' TO PRINCETON.

Q O.K.

A AND THE FIRST THING SHE ASKED ME ON THAT IS IT'S GONNA AFFECT THE, YOU PURCHASING THE HOUSE.

Q SURE.

A AND THE SON SAYS I DON'T GIVE AN F IF HE...

Q YEAH.

A BUYS IT OR WHATEVER, YOU KNOW. SO.

Q O.K. ALL RIGHT. WELL I'LL CONCLUDE THE STATEMENT HERE.

WITNESS

PERSON MAKING THIS STATEMENT

DATE

Notes

WITNESS

I HAVE RECEIVED COPY

DATE

I HEREBY CERTIFY THIS IS AN ACCURATE REPRODUCTION OF ALL QUESTIONS ASKED AND ANSWERED AS BEST I COULD TRANSCRIBE FROM THE TAPED STATEMENT TAKEN ON SEPTEMBER 19, 2010, BY DEPUTY JEREMY NELSON OF MICHAEL RYAN PATNODE.



Aitkin County Sheriff's Office
217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 003 NTE Statement: Dunker, Paul Robert and Karen

Supplemental Reports

Printed On: Fri, Dec 23, 2011

Description: Statement: Dunker, Paul Robert and Karen Sequence: 003 Report Date: 09/21/2010
Case Number: 2010003599 N C I C: MN0010000 Off Cd: 7818 Report Type: Notes
Officer: 980 Approval Process: Secured: No
CSI Status: Status By: Status Dt/Tm: 09/21/2010 07:01

Notes

AITKIN COUNTY SHERIFF'S OFFICE
VOLUNTARY STATEMENT

THIS STATEMENT IS GIVEN VOLUNTARILY BY: PAUL ROBERT DUNKER
WITH KAREN DUNKER

STATEMENT IS IN REFERENCE TO ICR #: 10-3599
DEPUTY TAKING STATEMENT: DEPUTY JEREMY NELSON
DATE OF STATEMENT: SEPTEMBER 19, 2010

- --
- Q THIS IS DEPUTY JEREMY NELSON WITH THE AITKIN COUNTY SHERIFF'S OFFICE. TODAY IS THE 19TH OF UH, SEPTEMBER 2010. IT'S ICR 10-3599. CURRENTLY AT 42898 255TH LANE, AITKIN. TALKING WITH PAUL ROBERT DUNKER, D-U-N-K-E-R. DATE OF BIRTH 1-6 OF '69. UH, PAUL CAN YOU, WHAT'S YOUR ADDRESS AND EVERYTHING?
- A MY ADDRESS IS 19726 410TH STREET, CLEARBROOK MINNESOTA.
- Q O.K. UM...
- A DID I SAY 19726?
- Q YEAH.
- A O.K.
- Q UM, PAUL YOU'RE CURRENTLY AT YOUR MOTHER'S HOUSE HERE UH, AND YOUR MOM IS UH, KAREN DUNKER. UH, KAREN'S ALSO PRESENT. UH, PAUL WHAT HAPPENED TODAY?

Notes

- A UM, APPROXIMATELY 9:15 I LET THE DOGS OUT TO GOT TO THE BATHROOM. UM, WE HEARD A NOISE IN THE NEIGHBOR'S YARD. COULDN'T SEE IT, IT'S DARK, COULDN'T SEE IT. AND UH, ABOUT THAT TIME OUTTA NOWHERE COMES THIS BIG DOG. NOT, YOU KNOW, JUST A M, A CRUISIN' ACROSS THE YARD. RIGHT INTO MOM'S YARD AND BANG, HITS MY DOG, SLAMMED HER TO THE GROUND AND THEN JUST PROCEEDS TO JUST BASICALLY MAUL ON HER. AND THERE WAS NOTHIN' I COULD DO OTHER THAN YELL AND YELL AND...
- K THAT'S ALL GRETCHEN DID TOO.
- A AND EVENTUALLY UH, THE DOG LET GO OF MY DOG AND SHE COME TO THE HOUSE AND SHE'S KINDA BEAT UP ON UH, THE REAR END, BUT UM, THAT'S BASICALLY ABOUT IT.
- Q AND YOU, YOU SAID THERE WAS A LITTLE BIT OF BLOOD ON YOUR DOG.
- A YEAH SHE'S, SHE'S DEFINITELY GOT PUNCTURE WOUNDS ON THE HIND LEG. AND AND HER ANUS ITSELF IS SWOLLEN AND BLEEDING A LITTLE BIT BUT UM, APPEARS TO BE NOT UH...
- K IF YOU WANNA SEE HER I CAN GET HER.
- A NOT UH, NOT LIFE THREATENING SO AT THE MOMENT WE, WE'RE GONNA JUST WAIT UNTIL PROBABLY TOMORROW TO HAVE HER LOOKED AT AT A VET SO.
- Q AND WHAT TYPE OF DOG IS YOURS?
- A MINE'S A PURE BRED POMERANIAN.
- Q O.K. WHAT IS HER NAME?
- A APRIL.
- Q APRIL, O.K.
- K (INAUDIBLE)
- Q O.K. AND WHAT, CAN YOU DESCRIBE THE OTHER DOG THE, THAT CAME OVER AND ATTACKED?
- A WELL THE BEST I COULD SEE IT IT'S KIND OF A BEIGE YELLOW LOOKIN' DOG LIKE I SAY THERE WAS VERY LITTLE LIGHT. IT WAS, AND IT WAS HAPPENING SO FAST AND ALL I COULD SEE WAS THIS BIG DOG ON TOP OF MINE JUST CHEWIN' ON IT BUT IT UH,

Notes

IT DEFINITELY LOOKED YELLOW-ISH, BEIGE COLORED TO ME.

Q KAREN DID YOU SEE ANY OF THIS OR DID YOU...

K I JUST SEEN SADIE GOIN' ACROSS THE.

Q O.K. AND YOU KNOW, YOU KNOW SADIE IS THE...

K YEAH.

Q IS MIKE PATNODE'S DOG ACROSS THE WAY.

K YEAH, YEAP.

Q O.K.

A YEAH, HIS WIFE WAS OUT THERE YELLING AT THE DOG BUT SHE NEVER LEFT HER DECK, SHE JUST STOOD THERE YELLING AT IT. BUT IT MY YELLING, HER YELLING DIDN'T REALLY DO A WHOLE LOT FOR...

Q O.K.

A THE SITUATION.

Q AND THEN YOU SAID MIKE DID COME OVER AND...

K YES.

Q WHAT, WHAT WAS SAID THEN?

A WELL HE BASICALLY APOLOGIZED FOR WHAT HAPPENED BUT NEVER OFFERED TO, YOU KNOW, LOOK AT THE DOG OR TAKE THE DOG A VET OR ANYTHING. JUST KEPT TRYING TO BASICALLY COVER HIS BUTT IS WHAT I WAS TRY, WAS I WAS SEEING. HE JUST KEPT SAYING WELL I'M SORRY KAREN, I'M SORRY, WELL YOU KNOW KAREN THAT I COME AND TRY TO HELP YOU WITH YOUR LAWN AND YOUR SHOVELING AND, YOU KNOW GIVIN' US THE BIG BLOW OF ALL THAT HE DOES FOR MOM AND IT'S LIKE WELL THIS ISN'T THE ISSUE HERE MY FRIEND. THIS IS ALL ABOUT THIS DOG ATTACKING MY DOG. IT ISN'T ABOUT WHAT YOU DO FOR US.

K WELL HE, IT JUST MISSED MINE BY INCHES.

A YEAH, I MEAN BOTH DOGS WERE RIGHT THERE.

Q RIGHT THERE TOGETHER?

Notes

A JUST GRABBED ONE AND. BUT YEAH, HE TRIED TO APOLOGIZE AND DO THE BEST HE CAN AND BUT HE HE WASN'T REALLY TAKIN' ANY RESPONSIBILITY FOR HIS OWN DOG OTHER THAN I'LL SAY TELL MY WIFE THAT WE HAVE TO DO BETTER TO KEEP HIM IN THE HOUSE. I WAS LIKE WELL IT'S TOO LATE NOW. YOU'VE ALREADY LET THIS DOG GO. AND LIKE I TOLD HIM, YOU BEEN WARNED ABOUT THIS BEFORE 'CAUSE HE ADMITTED TO MOM THAT HE HAD PROBLEMS IN AITKIN WITH THE DOG. AND I SAID SO IT IS YOUR FAULT TONIGHT. YOU KNOW, 'CAUSE HE KEPT SAYIN' IT AIN'T MY FAULT, IT AIN'T MY FAULT. I DIDN'T WANT IT TO HAPPEN. YES YOU DID BECAUSE YOU DID NOT TAKE THE STEPS TO PREVENT THIS DOG FROM GETTING OUT OF YOUR HOUSE AND DOIN' WHAT IT HAS A REPUTATION OF DOING.

Q YEAP.

A WELL IT ISN'T MY FAULT, I DIDN'T MEAN IT. WELL, AGAIN, I CAN ONLY TELL YOU THIS SO MANY TIMES.

Q YEAH.

A IT IS YOUR FAULT.

K IF YOU HAVE A (INAUDIBLE)...

A IF THAT DOG HAS THAT TENDENCY...

K ANY KIND, ANY KIND OF DOG THAT IS MEAN YOU BETTER KNOW HOW TO CONTROL IT.

Q YEAP. EXACTLY.

K YOU KNOW.

Q AND YOU'VE HAD PROBLEMS WITH THE DOG IN THE PAST KAREN?

K YEAP.

Q O.K.

K WITH MY GREYHOUND.

Q O.K. AND YOU'VE SEEN IT BE AGGRESSIVE BEFORE.

K OH, HE RIPPED THE GREYHOUND IN THE THROAT.

Notes

Q O.K.

K AND AT THAT TIME MIKE COME HOME FROM WORK 'CAUSE GRETCHEN CALLED HIM, AGAIN GRETCHEN WAS IN CONTROL OF THE DOG. AND SHE CALLED HIM. HE CAME RIGHT IN AND HE BROUGHT ME SOME DISINFECTANT SPRAY.

Q O.K.

K DON'T TAKE HIM TO THE VET, JUST, HE'S O.K. GRETCHEN SAID HE JUST CLAWED HIM. NO I TOOK HIM TO A VET AND THE VET SAID TEETH RIPPING. YOU COULD TELL THE DIFFERENCE.

Q SURE.

K AND AT THAT POINT I TOLD MICHAEL I'M NOT GONNA DO ANYTHING, I WON'T DO ANYTHING, BUT YOU PUT A FENCE UP.

Q YEAP.

K AND YOU KEEP THAT DOG THERE. I PROMISE I WILL. WELL COUPLE DAYS LATER THEY DID PUT THAT THE FENCE UP. BUT IT'S NOT ALWAYS IN THE FENCE. IT RUNS, YOU KNOW LIKE I SAID, IF HIS FOLKS ARE TAKING CARE OF IT ON THE WEEKEND OR WHOEVER....

Q IT RUNS.

K IT GETS TO RUN. SOME, ONCE IN A WHILE THEY'LL PUT IT IN THE FENCE BUT MOST OF THE TIME THEY JUST THROW TOYS OR STICK AND THE DOG RUNS AND I HAVE TO WATCH EVERY TIME TO MAKE SURE THAT THAT DOG ISN'T OUT BECAUSE I'M AFRAID OF IT, AND I'M AFRAID FOR WHAT IT'S GONNA DO TO MY DOG.

Q O.K. ALL RIGHT. WELL IS THERE ANYTHING ELSE YOU GUYS CAN THINK OF THAT HAPPENED TONIGHT OR? OR I'LL CONCLUDE THE STATEMENT HERE.

WITNESS

PERSON MAKING THIS STATEMENT

DATE

Notes

WITNESS

I HAVE RECEIVED COPY

DATE

I HEREBY CERTIFY THIS IS AN ACCURATE REPRODUCTION OF ALL QUESTIONS ASKED AND ANSWERED AS BEST I COULD TRANSCRIBE FROM THE TAPED STATEMENT TAKEN ON SEPTEMBER 19, 2010, BY DEPUTY JEREMY NELSON OF PAUL ROBERT DUNKER AND KAREN DUNKER.



Aitkin County Sheriff's Office
217 Second Street NW, Room 185
Aitkin, MN 56431
(218) 927-7435

2010003599 009 NTE Statement: Patnode, Michael Ryan 11-21-11

Supplemental Reports

Printed On: Fri, Dec 23, 2011

Description: Statement: Patnode, Michael Ryan 11-21-11 Sequence: 009 Report Date: 11/21/2011
Case Number: 2010003599 N C I C: MN0010000 Off Cd: 7818 Report Type: Notes
Officer: 981 Approval Process: Secured: No
CSI Status: Status By: 981 Status Dt/Tm: 11/21/2011 10:57

Notes

AITKIN COUNTY SHERIFF'S DEPARTMENT
VOLUNTARY STATEMENT

THIS STATEMENT IS GIVEN VOLUNTARILY BY: MICHAEL RYAN PATNODE
STATEMENT IS IN REFERENCE TO ICR #: 10-3599
DEPUTY TAKING STATEMENT: DEPUTY JON CLINE
DATE OF STATEMENT: NOVEMBER 21, 2011

--

- Q AITKIN COUNTY SHERIFF'S OFFICE, DEPUTY CLINE. IT IS UM, 9:57 AM ON NOVEMBER 21ST, 2011. SPEAKING WITH MIKE PATNODE REFERENCE CASE NUMBER 2010-3599. UM, MIKE CAN I GET YOU TA STATE YOUR FULL NAME FOR ME?
- A MICHAEL RYAN PATNODE.
- Q SPELL YOUR LAST NAME PLEASE.
- A P-A-T-N-O-D-E.
- Q ALRIGHT. WHAT'S YOUR DATE OF BIRTH MIKE?
- A 6-29-1981.
- Q OKAY. HOME ADDRESS.
- A UH, 43492 STATE HIGHWAY 210, AITKIN, MINNESOTA 56431.
- Q OKAY. CONTACT PHONE NUMBER?

Notes

- A AREA CODE 218-330-9629.
- Q OKAY. MIKE WE'RE TALKIN' ABOUT UM, KIND OF AN ONGOING ISSUE UH, INVOLVING UH, A DOG WHICH BELONGED TO YOU, MERCEDE. IS THAT RIGHT?
- A CORRECT.
- Q OKAY. UM, AND THE REASON I'M HERE IS JUST TA VERIFY UM, THE FOR LACK OF A BETTER TERM THE END RESULT OF WHAT YOU DID WITH YOUR DOG.
- A YEP.
- Q CAN YOU TELL ME WHAT YOUR UH, WHAT'S HAPPENED IN THE LAST COUPLE DAYS INVOLVING MERCEDES?
- A UH, LAST COUPLE DAYS, ON FRIDAY IT'D BE THE 19TH I BELIEVE OF NOVEMBER OR WAS IT THE 21ST.
- Q 18TH.
- A THE 18TH OF UH, NOVEMBER I SURRENDERED CEDES TO A UH, PITBULL UH, RESCUE UH, SOUTHERN MINNESOTA. UM, WE WERE SCHEDULED TO HAVE HER EUTHANIZED AT 2:00 O'CLOCK. THIS COMPANY CALLED 'N SAID THAT THEY WOULD RESCUE CEDE FROM BEING EUTHANIZED. SO I GAVE UP ALL RIGHTS TA MERCEDES.
- Q OKAY. DID YOU UM, ADVISE THEM OF HER STATUS WITH AITKIN COUNTY?
- A YES I DID. I GAVE THEM UM, EVERY, ALL THE INFORMATION FROM AITKIN COUNTY. ALSO UM, I GAVE UH, I ALSO GOT A RECORD OF THE, THE VET EVERYTHING LIKE WITH THE SHOTS 'N EVERYTHING UM, THE BREED EVERYTHING FOR THIS, THIS COMPANY THAT TAKES THESE DOGS. YES.
- Q OKAY. ALRIGHT. 'N YOU HAVE A, YOU'VE GIVEN ME A PAMPHLET 'N IT SAYS H PAK ANIMAL RESCUE. YOU ALSO HAD A BUSINESS CARD UM, 'N THAT IS UH..
- A (INAUDIBLE).
- Q ANDY 'N TERRY SECOND CHANCE PETS UM, OUT OF PRINCETON. IS THAT RIGHT?
- A CORRECT.
- Q OKAY. UM, THAT PRETTY MUCH UH, TAKES CARE OF THE SITUATION THEN. UM, YOU HAVE ANY QUESTIONS OR ANYTHING ELSE YOU'D LIKE TA SAY MIKE?

Notes

A NOPE.

Q OKAY. UH, THIS STATEMENT WAS MADE OF YOUR OWN FREE WILL IS THAT RIGHT?

A CORRECT.

Q KAY. DID I MAKE ANY THREATS OR PROMISES TO OBTAIN IT?

A NO SIR.

Q OKAY. UH, WE'LL END THE STATEMENT THEN. IT IS 9:58 AM ON THE SAME DATE.

WITNESS

PERSON MAKING STATEMENT

DATE

WITNESS

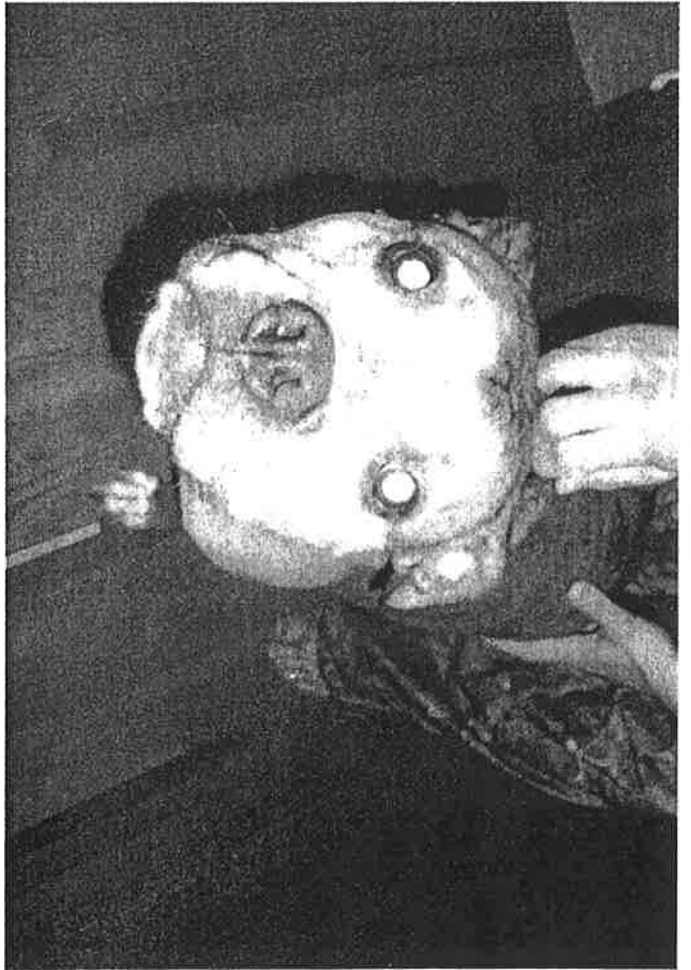
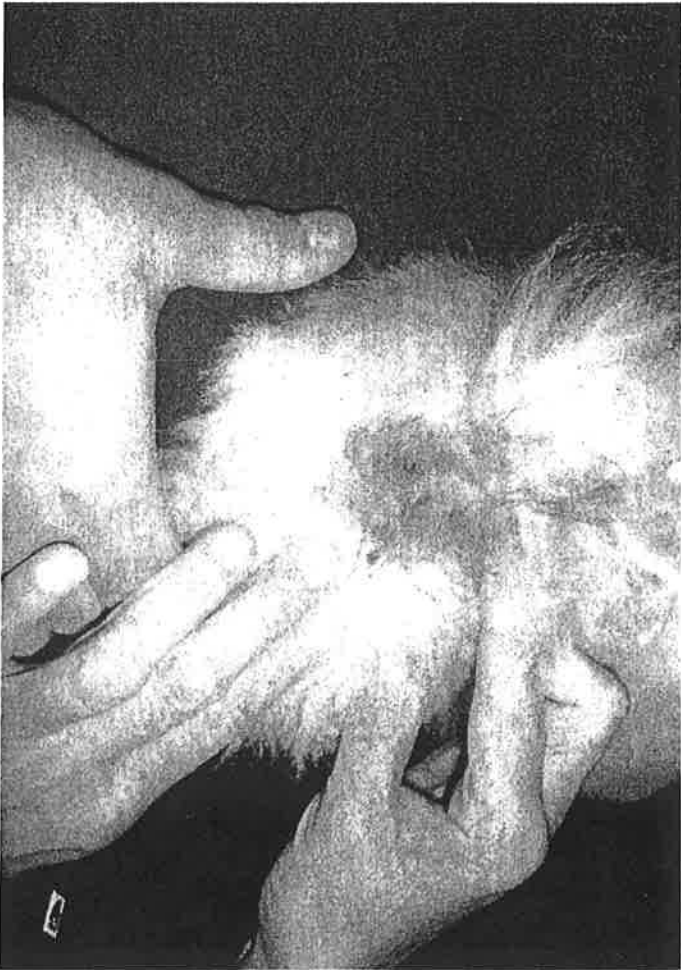
I HAVE RECEIVED COPY

DATE

I HEREBY CERTIFY THIS IS AN ACCURATE REPRODUCTION OF ALL QUESTIONS ASKED AND ANSWERED AS BEST I COULD TRANSCRIBE OF THE TAPED STATEMENT TAKEN ON NOVEMBER 21, 2011, BY DEPUTY JON CLINE OF MICHAEL RYAN PATNODE.



dog a Huckled

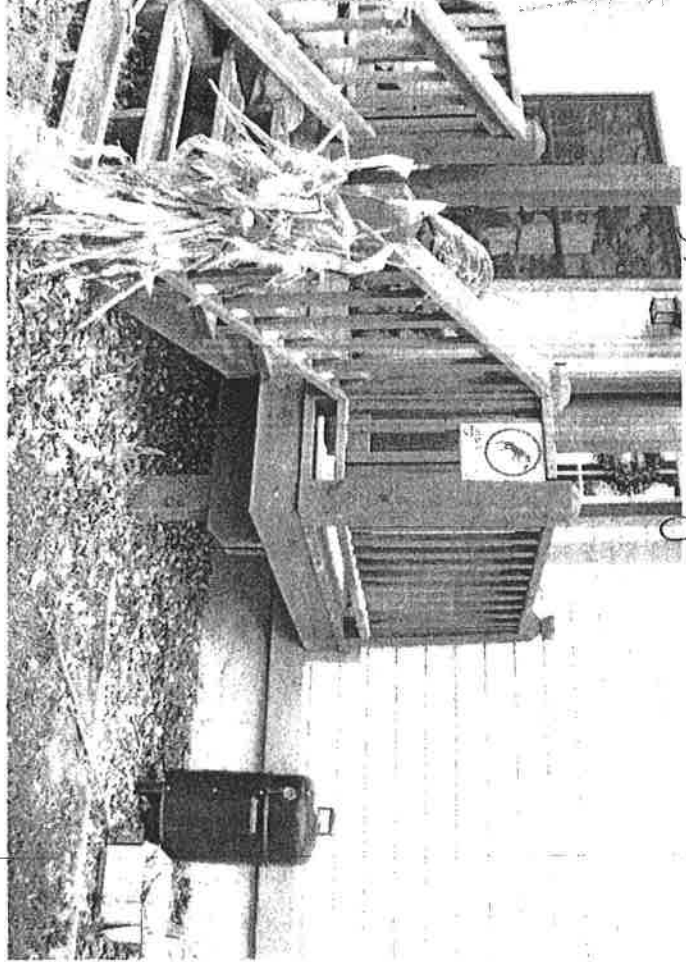


Mercedes

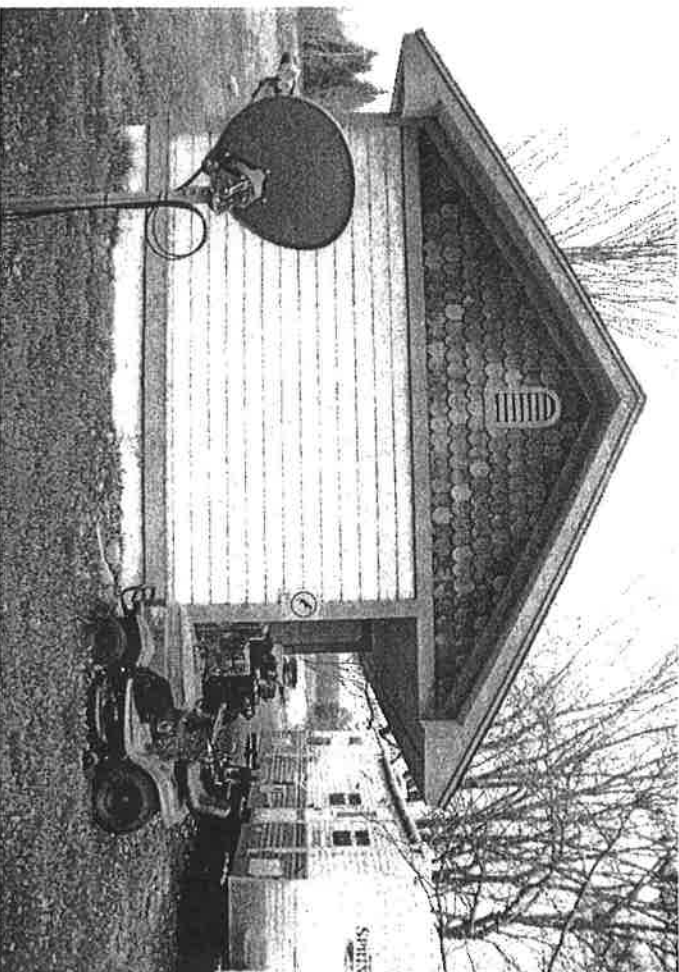
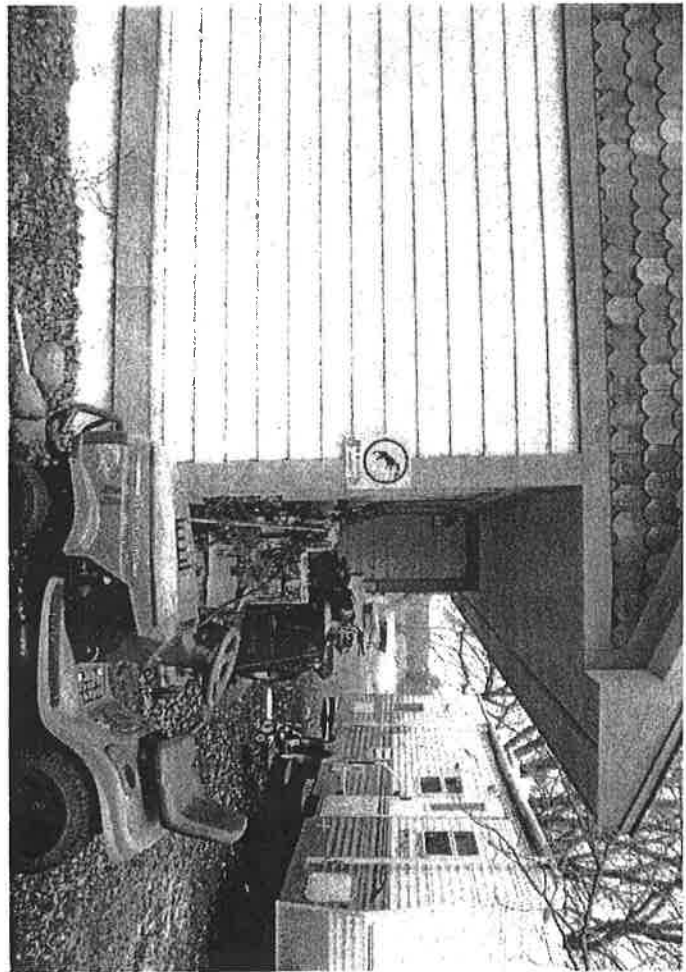
Mascebes

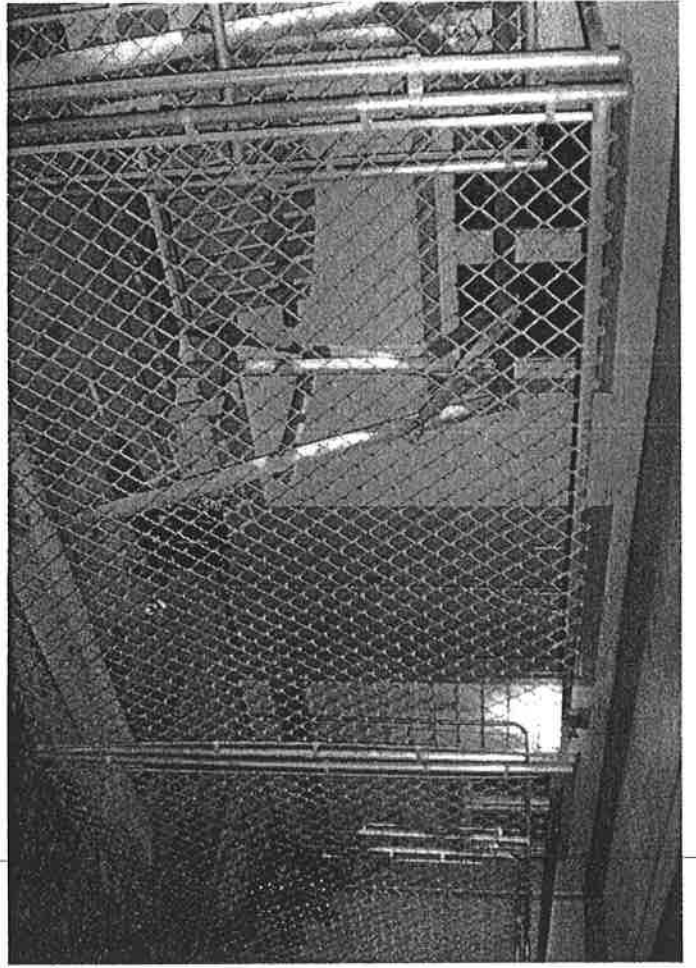
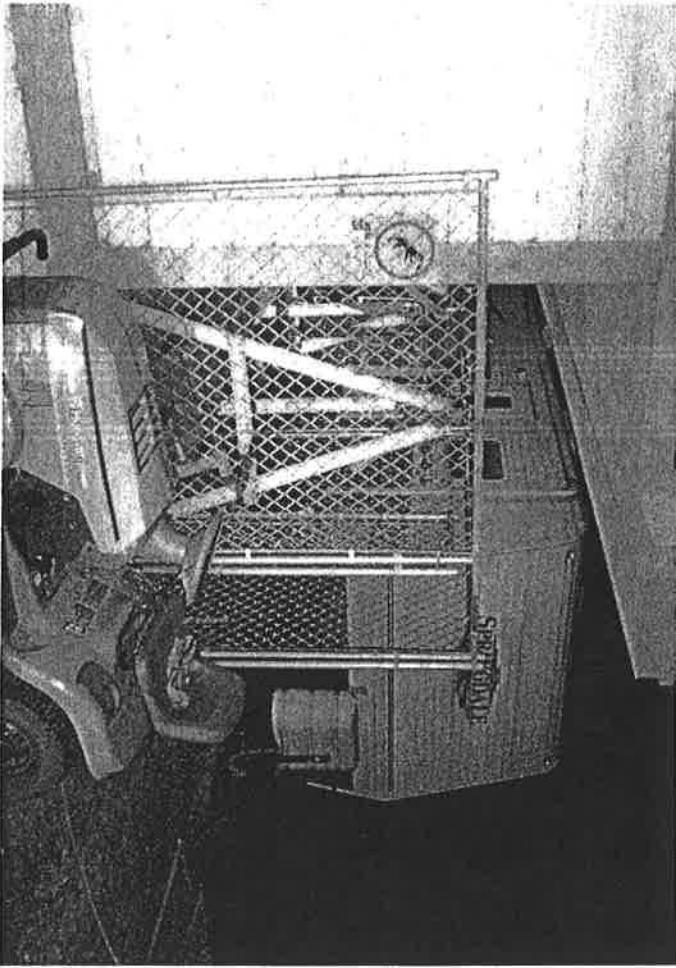


Sign Posting



Enclosure





Enclosure

AITKIN COUNTY AUDITOR
209 SECOND STREET NW
AITKIN, MN 56431
218-927-7354
Fax: 218-927-7324

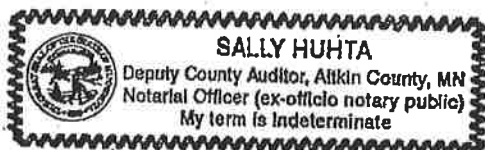
**DANGEROUS DOG
CERTIFICATE OF REGISTRATION**

This Certificate is issued to Michael Ryan Patnode, this 9th day of December, 2011,
pursuant to Minnesota Statutes, Section 347.51 for the registration of a dangerous dog named
MERCEDES, which is described as follows:

Staffordshire Bull Terrier Mix – Brown/Black

If the surety bond or insurance policy should lapse or terminate and the same is not
renewed or replaced, this Certificate shall be rendered null and void. If the premises of the
owner or other place where the dog is kept is not in compliance with Minnesota Statutes,
Section 347.51, this Certificate shall be rendered null and void.

This Certificate is issued for twelve (12) months from the date above and must be
renewed at or prior to the expiration thereof.



Kirk Peysar By: *Sally M. Huhta*
KIRK PEYSAR, Aitkin County Auditor Deputy

DANGEROUS DOG REGISTRATION
STATE OF MINNESOTA
COUNTY OF Aitkin

ANNUAL FEE: 25.00
No 10-3599

TO BE COMPLETED BY THE ANIMAL CONTROL OFFICER:

Name of Owner: Patnode, Michael Ryan
Last First Middle
Address: 13492 State Hwy 210
City: Aitkin State: MN Zip Code: 56131
Municipality: Aitkin and Hazelton Twp.
Case File No. ICR # 2010-3599
Date of Notification: _____

Date of Birth: 06/29/1981
Home Phone: 218-330-9629
Name of Dog: Mercedes
Sex: Female
Neutered/Spayed: Yes X No _____
Driver license / State ID Card No. Z 876203946321
Business Phone: 218-927-3112
Breed: Staffordshire Bull Terrier Mix
Age: 8 years
Color: Brown/Black
Tag No. and Municipality: # AVID 053-606-353
Markings: Brindle
Shot Record (Rabies) Date: 12/6/2011 Veterinarian: Care Veterinary Clinic

(YOU MUST COMPLY WITHIN 14 DAYS OF NOTIFICATION.)

TO BE COMPLETED BY THE COUNTY OF: Aitkin

REGISTRATION FROM 12/09/2011 TO 12/09/2012

The following information has been provided:

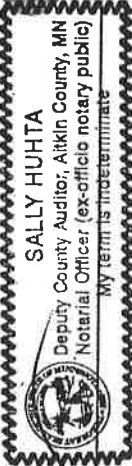
- A proper enclosure for the dangerous dog and a posting on the premises with a clearly visible warning sign, including a warning symbol to inform children that there is a dangerous dog on the property. (Photo attached.)
 - Proof of insurance in the amount of ~~\$500,000~~ \$300,000. Liability bond with a rider or letter from the agent or insurance company indicating dog bite coverage or a surety bond. (Copy attached.) John Drabota spoke w/ Ins Agent - OK
- I swear / affirm the above information is true and correct.

Signature of Owner: Michael Patnode

Signature of Clerk: _____

Sally M. Huhta

White Copy to County
Copy to Dog Owner
Copy to Municipality
Copies to Animal Control Officer



AMENDED COPY
Date: December 9, 2011
12/09/2011

10 - 3599

AVID MicroChip


AVID * 053 * 806 * 353
MICROCHIP NUMBER

10-2-10
DATE

This Certifies that Mercedes
Animal's Name
Bull Terrier 7yrs female/spayed Canine
Breed Age Gender Species
Color

has been identified with the above number by:
Garison Animal Hospital
Implanter

The holder of said animal is _____
Name

Address

transferable only on the books of Avid by the holder hereof in person or by attorney upon
surrender of this certificate properly endorsed.

RABIES VACCINATION CERTIFICATE <small>NASPHV Form 51</small> PRINT - use ballpoint pen or type						Rabies Tag Number 9280
Owner's Name & Address Last Patnode, Mike First M.I. Telephone 330-9629						
No. Street City State Zip 43492 State Hwy 210 Aitkin MN 56431						
SPECIES: Dog <input checked="" type="checkbox"/> Cat <input type="checkbox"/> Other <input type="checkbox"/> <small>Please specify</small>	SEX: Male <input type="checkbox"/> Female <input checked="" type="checkbox"/> Neutered <input checked="" type="checkbox"/>	AGE: 3 mo. - 12 mo. <input type="checkbox"/> 12 mo. or older <input checked="" type="checkbox"/>	SIZE: Under 20 lbs. <input type="checkbox"/> 20 - 50 lbs. <input type="checkbox"/> Over 50 lbs. <input checked="" type="checkbox"/>	PREDOMINANT BREED: Staffy	COLORS: Brindle	NAME: Sadie
DATE VACCINATED: 12 6 11 <small>Month Day Year</small>			PRODUCER: Mel <small>(First 3 letters)</small>	VETERINARIAN: Veterinarian's #: 01691 <small>License No.</small>		
VACCINATION EXPIRES: 12 6 14 <small>Month Day Year</small>			1 yr. Lic./Vaccine <input type="checkbox"/> 3 yr. Lic./Vaccine <input checked="" type="checkbox"/> 18152A <small>Vaccine Serial (Lot) No.</small>	Care Veterinary Clinic Veterinarian: 231 Alton St. P.O. Box 325 Ironton, MN 56455 218-546-7760 Address:		

COUNTY AUDITORS OFFICE
 FILED
 DEC 05 2011
 Kirk Peysar
 Aitkin County, Minnesota

11:50 P.M.
 [Signature]

CARE VETERINARY CLINIC

122 4th Street, P.O. Box 325

Ironton, MN 56455

(218) 546-7760

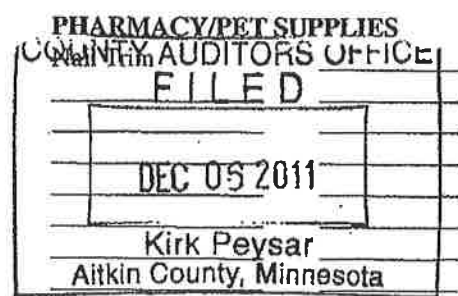
No 36755

Owner's Name Mike Putnode Date 12-6-11

Address 43492 State Hwy 210 Ironton, MN 56431

Home Phone 330-9629 Work Phone _____ Pet's Name Sadie

EXAMINATIONS	AMOUNTS	LABORATORY	AMOUNTS	PROF/MEDICAL PROCEDURES	AMOUNTS
Comprehensive Exam	<u>46.70</u>	Health Screen Complete	_____	Skin Clip/Clean	_____
Health Certificate Fee	_____	Heartworm Filter	_____	Worming (Oral)	_____
House Call Fee	_____	Histopath	_____	Other	_____
Litter Exam x _____ =	_____	Idexx 4X	_____	RADIOLOGY	
Medical Progress Exam	_____	Parvo Test	_____	X-Ray	_____
Other	_____	PCV/TP	_____	X-Ray Add. Films	_____
ANESTHESIA		Phenobarb Level	_____	X-Ray - OFA	_____
Anesthesia Injectable	_____	Rabies Test	_____	Other	_____
Anesthesia Isoflurane	_____	Sensitivity	_____	SURGERY - CANINE	
Anesthesia Monitor	_____	Skin Scraping	_____	Dewclaw Rem. Adults	_____
Sedation	_____	Thyroid Level	_____	Dewclaw Rem. Puppy	_____
Other	_____	Urinalysis	_____	Neuter <40	_____
DENTAL SERVICES		Urinalysis (follow-up)	_____	Neuter >40	_____
Cleaning	_____	Urine Collection	_____	Spay <40	_____
Extractions	_____	Urine Cortisol	_____	Spay >40	_____
Simple Extraction	_____	Urolith Analysis	_____	SURGERY - FELINE	
Other	_____	VARL Allergen Viles	_____	Declaw	_____
IMMUNIZATIONS		VARL Allergy Test	_____	Neuter	_____
Bordetella	_____	Other	_____	Neuter/Declaw	_____
DHPP	<u>19.10</u>	PROFESSIONAL/MEDICAL PROCEDURES		Spay	_____
Feleuk	_____	Abscess Tx	_____	Spay/Declaw	_____
Lymes	_____	Acarexx	_____	SURGERY - GENERAL	
PRC	_____	Anal Glands	_____	Surgery	_____
Rabies	<u>15.70</u>	Bandage	_____	Surgery Pack	_____
Rabies Tag Reissue	_____	Cast	_____	Surgery Prep	_____
Other	_____	Cast-Removal/Exam	_____	PHARMACY/PET SUPPLIES	
LABORATORY		Corneal Stain	_____	COUNTY AUDITORS OFFICE	
ACTH Stimulation Test	_____	Cremation < 40	_____	FILED	
Anesthetic Profile/Panel	_____	Cremation > 40	_____	DEC 05 2011	
Bile Acids	_____	Cremation Ret. < 35	_____	Kirk Peysar	
Blood Collection	_____	Cremation Ret. 36-100	_____	Aitkin County, Minnesota	
CBC	_____	Cremation Ret. > 100	_____		
Chemistry (per test)	_____	Day Care/Recovery	_____		
Clotting Time	_____	Ear Cleaning	_____		
Commercial Lab referred	_____	ECG	_____		
Culture	_____	Enema	_____		
Cystocentesis	_____	Euthanasia	_____		
Cytology-Ear/Skin	_____	Fluids _____ Liters	_____		
Cytology (slide/fna)	_____	Hospitalization	_____		
Fecal (Parasite screen)	_____	IOP	_____		
Feleuk/FIV Test	_____	IV Catheter	_____		
Fungal Culture	_____	Medications (in hospital)	_____		
General Profile	_____	Microchip	_____		
Giardia Snap Test	_____	Outpatient Inj.	_____		
Glucose	_____	Quills	_____		
		Shirmer Tear Test	_____		



Subtotal	<u>81.50</u>
Sales Tax	_____
Total	<u>81.50</u>
Payment	<u>81.50</u>
Balance Due	<u>0</u>

*pkc
mk*

Today's Date 12-10-11
 Name Sadie
 Birth Date N/A
 Body Temp. 102

EXAM/HEALTH CARE PLAN

Care Veterinary Clinic
 122 4th Street Box 325
 Ironton, MN 56455
 (218)546-7760

1. Head and Neck
 Mouth/Teeth X N A KNOWN MISSING INCISOR - NO PROBLEM
 Most Recent Dental Prophy Date N/A

Eyes X N A
 Ears X N A

2. Chest
 Heart/Lungs X N A

3. Abdomen
 Organs X N A NAILS TRIMMED

4. Legs and Tail
 Pain/Lameness X A P HISTORY OSTEOARTHRITIS

5. Skin
 Parasites ✓ A P
 Sores X A P
 Masses X A P
 Hair Coat X N A


6. Weight
35 / 15 Body Score Current Wt. 62.0 Past Wt. — Goal Wt. —

Comments: _____

7. Urogenital
 Anal Sacs X N A
 Mammary Tumors ✓ A P
 Genitourinary X N A

Reproductive Status — Breeding — CE ✓ Non Breeding

Pet Identification Tag # RV9280 Chip# 053606353 A

Exam Comments HEALTHY CANINE
DID WELL FOR EXAM
TODAY. 
 Next Visit YEARLY EXAM

CATS Indoor Outdoor Exposure
 Leukemia/FIV Test — Negative
— Positive Date Tested _____
— Declined

CATS/DOGS Intestinal Parasite Screen
— No Abnormalities Found
— Positive Date Tested _____
— Declined

Tick/Flea control ✓ COCS
— Frontline Plus — None — Other

Heartworm/tick Screen (Icdex 4 DX)
— Negative Date Tested _____
— Positive HWT / Lyme / Ehr. / Ana.
— Declined
— NA

Heartworm preventative
— Yes
— Declined HEARTGARD 301 BFT

Vaccinations

	Next Due	Last Given
PRC	_____	_____
Leukemia	_____	_____
Rabies	<u>12/6/14</u>	<u>12-6-11</u>
DHPP	<u>12/6/13</u>	<u>12-6-11</u>
Lyme	_____	_____
Bordetella IN	_____	_____
IN	_____	_____

[Signature] DVM
 Staff

CERTIFICATE OF INSURANCE

DATE (MM/DD/YY)
12/08/2011

PRODUCER/AGENT/INSURED
LEBS.

8722 S. Harrison St.
Sandy, UT 84070
(801) 304-5300

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE OF INSURANCE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND, OR ALTER THE COVERAGE AFFORDED BY THE INSURANCE POLICIES BELOW.

INSURERS AFFORDING COVERAGE

INSURED
Michael & Gretchen Patrode

DBA: Patrode
13492 State Hwy 210
Aitkin, MN 56431

INSURER A: **Prime Insurance Company**
INSURER B:
INSURER C:
INSURER D:

"LIMITS SHOWN ARE THOSE IN EFFECT AS OF POLICY INCEPTION"

COVERAGES

The policies of insurance listed below have been issued to the insured named above for the policy indicated. Notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies. Aggregate limits shown may have been reduced by paid claims.

TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
<input checked="" type="checkbox"/> Animal Liability <input checked="" type="checkbox"/> Claims Made <input type="checkbox"/> <input checked="" type="checkbox"/> Excluding Products and Completed Operations	CC1112237	12/8/2011	12/8/2012	\$300,000 Per Person \$300,000 Per Accident \$800,000 Policy Aggregate
<input type="checkbox"/> Commercial Auto Liability Any Auto All Owned Autos Scheduled Autos Hired Autos Non-Owned Autos Drive Away				
<input type="checkbox"/> Commercial Garage Liability GKLL O.T.R.P.D. D.C.C. Cargo On Hook Employee Dishonesty Wrongful Repossession				
<input type="checkbox"/> Firearm Liability <input type="checkbox"/> Claims Made				

OTHER

DESCRIPTION OF OPERATION, LOCATION, VEHICLE, EXCLUSIONS, COVERED BY ENDORSEMENT/SPECIAL PROVISIONS
 Coverage is limited to only insured activities or operations identified in the Policy. Animal Liability - Meccades, 9 year old brown/black, 65 lbs, Bull Terrier. Tag #2876201946321

<input checked="" type="checkbox"/> CERTIFICATE HOLDER	<input type="checkbox"/> ADDITIONAL INSURED	<input type="checkbox"/> LOSS PAYEE
Aitkin County 209 Second Street, NW Aitkin, MN 56431		SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 60 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE <p style="text-align: right; font-size: 1.2em;"><i>Dennis L. Lavinelli</i></p>



Binder

Thursday, December 08, 2011

To: Concorde General Agency, Inc. PO Box 10459 Fargo, ND 58106 Work Phone: (701) 239-9941 Fax Number: (701) 232-6974	Insurer: Prime Insurance Company 303 W Madison St., Suite 2075 Chicago, IL 60606
--	---

Insured: Michael & Gretchen Patrode
 D.B.A.: Patrode
 43492 State Hwy 210
 Aitkin, MN 56431
 Phone: (218) 330-9629

Policy Information: Customer No.: C11-111398
 Binder No.: CPANA11120237
 Effective Date: 12/08/2011 Expiration Date: 12/08/2012 Retroactive Date: 12/08/2011
 Description of Risk(s): Animal Liability

Description Of Coverage: Animal Liability Insurance - 12 month policy

Commercial Liability:

\$300,000 Per Person
 \$300,000 Per Accident

Products and Completed Ops: Excluded
Form Type: Claims Made Occurrence

Property/Physical Damage Deductible: \$0	Liability SIR: \$5,000	Policy Liability Aggregate: \$600,000
Number of Units: 1	State Tax: \$44.87	
Premium: \$1,474.00	Stamping Fee: \$1.19	Minimum Earned Premium: 40 %
Policy/Inspection Fee: \$15.00		Total Due: \$1,534.86

Conditions/Exclusions: Inspection Pictures Driver MVRs

Coverage extends to one canine, Mercades, only

Optional quotes do not include taxes and fees if the optional quote is what you want to bind then you will need to notify the Underwriting Department to receive a formal quote.

Accept Decline

Limited Terrorism Coverage

Payment Terms: Payment is due within 30 days of the date of this Binder.

All Exclusions/Amendments apply as per the Quote provided.

This Binder is valid for 30 days on the condition that all duties and obligations of the Insured are met; including, but not limited to, the Insured's full and truthful disclosure of information during the application process, the Insured's compliance with the terms and conditions of coverage, and the Insured's payment of the stated premium and full compliance with these Payment Terms. Any potential coverage provided by this Binder will be deemed rescinded and void from the date of this Binder in the event of non-payment of the required premium or for any other failure of the Insured to perform or cooperate in the application, binding, or coverage process.

If applicable, the Broker is responsible for all surplus lines taxes and fees.

Any insurance coverage provided, or to be provided, to the Insured or re-Insured pursuant to the terms hereunder are made available through INEX (formerly known as the Illinois Insurance Exchange), issued in accordance with Article V-1/2 of the Illinois Insurance Code and the INEX Regulations, and supplied by the underwriting syndicate(s) listed on the insurance policy "Declarations." Each underwriting syndicate listed on the Declarations accepts only its individual liability stated and assumes no joint liability with any other listed syndicate. INEX is an insurance exchange only and is not a risk-bearing party; accordingly, INEX assumes no liability for any insurance coverage provided hereunder.

Kirk Peysar
Aitkin County Auditor
209 Second Street Northwest Room 202
Aitkin, Minnesota 56431
218.927.7354

September 12, 2011

Michael Ryan Patnode
43492 State Highway 210
Aitkin, MN 56431

Dangerous Dog Registration Renewal-Minnesota Statute 347.51

Re: Dog name: MERCEDES
Chip #: *053*606*353
ICR#: 2010-3599

The dangerous dog registration for your dog is up for renewal. The fee for renewal is \$25.00. You will also need to furnish verification of:

- proper enclosure and posting of a clearly visible dangerous dog warning sign (provide photo)
- current rabies vaccination
- current insurance insuring for personal injuries inflicted by dangerous dog or surety bond by surety company
(Note: Insurance/ surety bond requirements have changed to \$300,000)

If you no longer have this dog, please provide an explanation.

The renewal application, fee, and verifications must be received **prior to September 30, 2011.**

Very truly yours,

KIRK PEYSAR
By: Sally M. Huhta, Deputy

SMH:smh

cc: Aitkin County Sheriff

AITKIN COUNTY AUDITOR
209 SECOND STREET NW
AITKIN, MN 56431
218-927-7354
Fax: 218-927-7324

COPY

**DANGEROUS DOG
CERTIFICATE OF REGISTRATION**

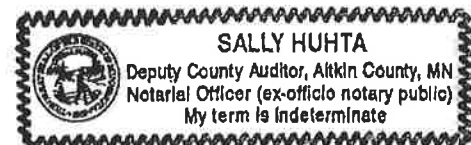
This Certificate is issued to **Michael Ryan Patnode**, this 8th day of October, 2010, pursuant to Minnesota Statutes, Section 347.51 for the registration of a dangerous dog named **MERCEDES**, which is described as follows:

Bull Terrior - Brown/Black

If the surety bond or insurance policy should lapse or terminate and the same is not renewed or replaced, this Certificate shall be rendered null and void. If the premises of the owner or other place where the dog is kept is not in compliance with Minnesota Statutes, Section 347.51, this Certificate shall be rendered null and void.

This Certificate is issued for twelve (12) months from the date above and must be renewed at or prior to the expiration thereof.

Kirk Peysar / Sally M. Huhta
KIRK PEYSAR, Aitkin County Auditor Deputy



DANGEROUS DOG REGISTRATION
STATE OF MINNESOTA
COUNTY OF Aitkin

ANNUAL FEE: 25.00

No: 10-3592

TO BE COMPLETED BY THE ANIMAL CONTROL OFFICER:

Name of Owner: Patnode, Michael First Ryan Middle
 Last 42929 Address 255th Lane City Aitkin State MN Zip Code 56431
 Date of Birth 6-27-1981
 Home Phone Cell 218-330-9629
 Name of Dog Mercedes
 Sex Female
 Neutered/ Spayed Yes X No _____
 Driver license / State ID Card No. (OWN) 2 876203946324
 Business Phone 218-927-3112
 Breed Bulldog (Bull Terrier)
 Age 8 years
 Tag No. and Municipality 10/24/10 # AUID 053-606-353
 Shot Record (Rabies) Date 11/24/09 Veterinarian Dr. Katie Baratto / Gamison Animal Hosp

Case File No. ICR # 2010-3599

Municipality: Hazelton Twp.

Date of Notification: 10/5/2010

Markings Brindle

Color Brown/Black

TO BE COMPLETED BY THE COUNTY OF: Aitkin

REGISTRATION FROM 10/08/10 TO 10/08/11

The following information has been provided:

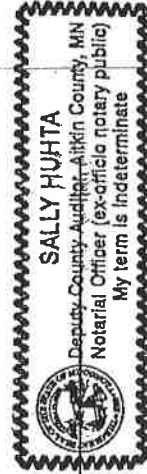
A proper enclosure for the dangerous dog and a posting on the premises with a clearly visible warning sign, including a warning symbol to inform children that there is a dangerous dog on the property. (Photo attached.)

Proof of insurance in the amount of 300,000 ~~50,000~~ Liability bond with a rider/letter from the agent or insurance company indicating dog bite coverage or a surety bond. (Copy attached.)

I swear / affirm the above information is true and correct.

Signature of Owner Michael Patnode
Signature of Clerk Sally M. Huhta, Deputy

Signature of Owner



White Copy to County

Canary Copy to Dog Owner

Pink Copy to Municipality Hazelton

Goldenrod Copy to Animal Control Officer Shurvell

COPY

Date October 8, 2010

10/11/10



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/26/2011

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER PINE INSURANCE AGENCY 950 MAIN ST S PINE CITY MN 55063	CONTACT NAME: THERESA BARTEL PHONE (A/C No. Ext): 320-629-2515 FAX (A/C No.): 320-629-2517 E-MAIL ADDRESS: THERESA@PINEAGENCY.US <hr/> INSURER(S) AFFORDING COVERAGE INSURER A: NORTH STAR MUTUAL NAIC # 14850 INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
INSURED MICHAEL PATNODE GRETCHEN PATNODE 43492 STATE HIGHWAY 210 AITKIN MN 56431	

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INGR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY			H564498	09/18/2011	09/18/2012	EACH OCCURRENCE	\$ 300,000
	<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ex occurrence)	\$
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$
	GEN'L AGGREGATE LIMIT APPLIES PER:							PERSONAL & ADV INJURY
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						GENERAL AGGREGATE	\$
	AUTOMOBILE LIABILITY						PRODUCTS - COM/PROP AGG	\$
	<input type="checkbox"/> ANY AUTO						COMBINED SINGLE LIMIT (Per accident)	\$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per person)	\$
	<input type="checkbox"/> HIRED AUTOS						BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS						PROPERTY DAMAGE (Per accident)	\$
	<input type="checkbox"/> NON-OWNED AUTOS							\$
	UMBRELLA LIAB						EACH OCCURRENCE	\$
	<input type="checkbox"/> EXCESS LIAB						AGGREGATE	\$
	<input type="checkbox"/> OCCUR							\$
	<input type="checkbox"/> CLAIMS-MADE							\$
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$							\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						<input type="checkbox"/> WC STATUTORY LIMITS	<input type="checkbox"/> OTH-ER
	<input type="checkbox"/> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)		N/A				E.L. EACH ACCIDENT	\$
	<input type="checkbox"/> if yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

HAS LIABILITY COVERAGE FOR DOGS ON THIS POLICY

CERTIFICATE HOLDER AITKIN COUNTY AITKIN MN 56431 Fax: 218-927-7324	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <div style="text-align: right; font-family: cursive; font-size: 1.2em;">Theresa Bartel</div>
--	--

John Drahota

From: THERESA BARTEL [THERESA@PINEAGENCY.US]
Sent: Thursday, November 10, 2011 2:44 PM
To: jdrahota@co.aitkin.mn.us
Subject: Michael Patnode
Attachments: 0010497420111110122041.doc

11/10/2011

John,

Please find the attached letter stating "no" liability coverage on the Patnode's dog Mercedes. I have been in contact with Mike and I have a company that will coverage the liability exposure of the dog and I am working with Mike to get this coverage in place. If you have any questions please feel free to give me a call 320-629-2515.

Thank you,

THERESA BARTEL
PINE INSURANCE AGENCY
PH: 320-629-2515
FAX: 320-629-2517

10-3599



950 MAIN ST SOUTH
PINE CITY, MN 55063
(320) 629-2515

216 MN AVENUE NORTH
AITKIN, MN 56431
(218) 927-4114

18015 ULYSSES ST NE STE 400
HAM LAKE, MN 55304
(763) 413-7848

November 10, 2011

Aitkin County
Attn: John Drahota
Aitkin, MN 56431

Re: Michael & Gretchen Patnode

Dear John Drahota:

I am writing to inform you that the insurance binder faxed to Aitkin County on 10/27/2011 does not cover liability on the type of dog that the Patnode's have. This type of dog is excluded for liability coverage.

Sincerely,

Theresa Bartel

71 10 - 5577



State Farm Fire and Casualty Company

Homeowners Rate Quote

Prepared: December 5, 2011

Prepared for: PATNODE, MICHAEL & GRETCHEN
43492 STATE HIGHWAY 210
AITKIN, MN 56431-5098

Prepared by: Terry Butenhoff
TERRY BUTENHOFF INS AGENCY INC
12 1st St NW
Aitkin, MN 56431-1304
Phone: (218) 927-3140

Phone: (218) 330-9629 (Home)

Property Location: 43492 STATE HIGHWAY 210
AITKIN, MN 56431-5098

Year Built: 2005 Subzone: 11 Quote Effective Date: 11/21/2011
Territory Zone: 01 Construction: Frame Num Families: 1

Rate IV: 100%
Quote Description: 100% Replacement Cost

Quote Results	Limit	Premium
Coverages		
Dwelling (Coverage A)	150,000	1,971.00
Increased Dwelling - Option ID	30,000	
Dwelling Extension	15,000	
Personal Property (Coverage B)	112,500	
Personal Liability (Coverage L) each occurrence	300,000	
Medical Payments (Coverage M) each occurrence	1,000	
Credit Card / Bank Card and Forgery	1,000	
Damage to Property of Others (Each Occurrence)	500	
Loss of Use (Actual Loss Sustained)		
Loss Settlement Provision		
Loss Settlement Option - Dwelling		A1 - Replacement Cost - Similar Construction
Loss Settlement Option - Personal Property		B1 - Limited Replacement Cost
Deductibles		
Policy deductible	1%	1,500
Charges / Credits		
Claim free discount		(99.00)
Home / Auto discount		(468.00)
Solid fuel appliance		40.00
Utility rating plan		(253.00)
MN fire safety surcharge		7.75
Policy Options and Endorsements		
Jewelry and Furs		1,500 / 2,500 Option JF included
Silver/Goldware Theft - Option SG		2,500 included
Business Property - Option BP		1,500 included
Firearms - Option FA		2,500 included
Home Computer - Option HC		5,000 included
Fire Department Service Charge Increased Limits		500 included
Total Annual Premium		1,198.75

This example of available coverages and limits is not a contract, binder, or recommendation of coverage. This quote assumes you insure for 100% of the estimated replacement cost of your home. Higher limits are available at a higher premium. Coverage is available in a lesser amount, subject to restrictions and limitations. If information used for rating changes or different rates are effective at the time of policy issuance, this rate quote may be revised. All coverages are subject to the terms and conditions contained in the policy and endorsements. You must choose your limits and coverages.



Homeowners Rate Quote

Prepared for: PATNODE, MICHAEL

Monthly Premium (Service charge not included)

99.90

12-5-11

State Farm does not exclude any dog breeds from coverage.

Jenni Umberg

This example of available coverages and limits is not a contract, binder, or recommendation of coverage. This quote assumes you insure for 100% of the estimated replacement cost of your home. Higher limits are available at a higher premium. Coverage is available in a lesser amount, subject to restrictions and limitations. If information used for rating changes or different rates are effective at the time of policy issuance, this rate quote may be revised. All coverages are subject to the terms and conditions contained in the policy and endorsements. You must choose your limits and coverages.

SCOTT A. TURNER
SHERIFF OF AITKIN COUNTY

217 Second Street NW, Room 185
Aitkin, MN 56431

Telephone: 218-927-2138
Toll Free: 1-888-900-2138
Fax: 218-927-7359

December 23, 2011

Karen Dunker
42898 255th Ln.
Aitkin MN 56431

RE: Dangerous Dog hearing, ICR 10-3599.

Dear Mrs. Dunker,

On 9/19/2010, you contacted our office reporting that your son's dog had been attacked and bitten. Based on the information provided to Deputy Jeremy Nelson regarding the incident, the owner of the dog, Michael Patnode, was served a notice designating his dog, described as a bulldog named "Mercedes", as a Dangerous Dog. This same dog had been previously designated as a "Potentially Dangerous dog" on 4/25/2006 from an incident in which the dog attacked a small child. Mercedes has been designated as a dangerous dog since that date.

Mr. Patnode has requested a hearing before the Aitkin County Board of Commissioners asking that his dog, "Mercedes" be declassified as a dangerous dog. The dangerous dog designation review is a process allowed to the dog owner by which the owner presents information to the board indicating that his/her dog is no longer dangerous and they ask that the designation be removed. The owner of a dangerous dog must follow strict criteria in order to retain possession of their dog.

This letter is to inform you that a hearing date and time has been set before the Aitkin County Board, who is the hearing authority. The hearing date is Tuesday, January 3, 2012 at 10:30 a.m. in the Board Room of the Aitkin County Courthouse. Your presence is not required but you are welcome to attend and provide additional input to the County Board in order to aid them in making their decision on this matter. I would ask that you contact me prior to the hearing date to let me know if you plan on attending the hearing. I can be reached direct by calling 218-927-7423.

Sincerely,



John Drahota
Undersheriff
ACSO

SCOTT A. TURNER
SHERIFF OF AITKIN COUNTY

217 Second Street NW, Room 185
Aitkin, MN 56431

Telephone: 218-927-2138
Toll Free: 1-888-900-2138
Fax: 218-927-7359

December 23, 2011

Anthony Johnson
43569 373rd Ln.
Aitkin MN 56431

RE: Dangerous Dog hearing, ICR 10-3599.


Dear Mr. Johnson,

Michael Patnode has requested a hearing before the Aitkin County Board of Commissioners asking that his dog, "Mercedes" be declassified as a dangerous dog. Mercedes has been designated as a dangerous dog since 9/19/2010.

In reviewing our records, I noted that you had reported an incident that occurred in 2006 involving this same dog attacking your child while he was being pulled in a wagon. Since you have had a previous incident with this dog, I wanted to include you in the upcoming hearing on this animal. The dog, Mercedes, had been previously designated as a potentially dangerous dog on 4/25/06 based on the incident that occurred with your child. On 9/19/2010, Mercedes was determined to be a dangerous dog based on an incident involving her attacking another dog. The dangerous dog designation review is a process allowed to the dog owner by which the owner presents information to the board indicating that his/her dog is no longer dangerous and they ask that the designation be removed. The owner of a dangerous dog must follow strict criteria in order to retain possession of their dog.

This letter is to inform you that a hearing date and time has been set before the Aitkin County Board, who is the hearing authority. The hearing date is Tuesday, January 3, 2012 at 10:30 a.m. in the Board Room of the Aitkin County Courthouse. Your presence is not required but you are welcome to attend and provide additional input to the County Board in order to aid them in making their decision on this matter. I would ask that you contact me prior to the hearing date to let me know if you plan on attending the hearing. I can be reached direct by calling 218-927-7423.

Sincerely,



John Drahota
Undersheriff
ACSO

SCOTT A. TURNER
SHERIFF OF AITKIN COUNTY

217 Second Street NW, Room 185
Aitkin, MN 56431

Telephone: 218-927-2138
Toll Free: 1-888-900-2138
Fax: 218-927-7359

December 23, 2011

Jeremiah Sullivan
511 6th St. NW
Aitkin MN 56431

RE: Dangerous Dog hearing, ICR 10-3599.

Dear Mr. Sullivan,

On 9/19/2010, our office issued Michael Patnode a Dangerous Dog notice, which determined his dog, "Cedes", to be a dangerous dog. This was based on an incident that occurred on 9/19/2010, in which Cedes attacked another dog. ~~Cedes has been designated as a dangerous dog since that date.~~

In reviewing our records, I noted that you had reported an incident that occurred in 2006 involving this same dog and that it charged at you while you were in your driveway. Since you have had a previous incident with this dog, I wanted to include you in the upcoming hearing on this animal. The dog had been previously designated as a potentially dangerous dog on 4/25/06 based on a previous incident.

Mr. Patnode has requested a hearing before the Aitkin County Board of Commissioners asking that his dog, "Mercedes" be declassified as a dangerous dog. The dangerous dog designation review is a process allowed to the dog owner by which the owner presents information to the board indicating that his/her dog is no longer dangerous and they ask that the designation be removed. The owner of a dangerous dog must follow strict criteria in order to retain possession of their dog.

This letter is to inform you that a hearing date and time has been set before the Aitkin County Board, who is the hearing authority. The hearing date is Tuesday, January 3, 2012 at 10:30 a.m. in the Board Room of the Aitkin County Courthouse. Your presence is not required but you are welcome to attend and provide additional input to the County Board in order to aid them in making their decision on this matter. I would ask that you contact me prior to the hearing date to let me know if you plan on attending the hearing. I can be reached direct by calling 218-927-7423.

Sincerely,



John Drafiota
Undersheriff
ACSO

2011 Minnesota Statutes

Regulation of Dangerous Dogs

347.50 DEFINITIONS.

Subdivision 1. Terms.

For the purpose of sections 347.50 to 347.56, the terms defined in this section have the meanings given them.

Subd. 2. Dangerous dog.

"Dangerous dog" means any dog that has:

- (1) without provocation, inflicted substantial bodily harm on a human being on public or private property;
- (2) killed a domestic animal without provocation while off the owner's property; or
- (3) been found to be potentially dangerous, and after the owner has notice that the dog is potentially dangerous, the dog aggressively bites, attacks, or endangers the safety of humans or domestic animals.

Subd. 3. Potentially dangerous dog.

"Potentially dangerous dog" means any dog that:

- (1) when unprovoked, inflicts bites on a human or domestic animal on public or private property;
- (2) when unprovoked, chases or approaches a person, including a person on a bicycle, upon the streets, sidewalks, or any public or private property, other than the dog owner's property, in an apparent attitude of attack; or
- (3) has a known propensity, tendency, or disposition to attack unprovoked, causing injury or otherwise threatening the safety of humans or domestic animals.

Subd. 4. Proper enclosure.

"Proper enclosure" means securely confined indoors or in a securely enclosed and locked pen or structure suitable to prevent the animal from escaping and providing protection from the elements for the dog. A proper enclosure does not include a porch, patio, or any part of a house, garage, or other structure that would allow the dog to exit of its own volition, or any house or structure in which windows are open or in which door or window screens are the only obstacles that prevent the dog from exiting.

Subd. 5.Owner.

"Owner" means any person, firm, corporation, organization, or department possessing, harboring, keeping, having an interest in, or having care, custody, or control of a dog.

Subd. 6.Substantial bodily harm.

"Substantial bodily harm" has the meaning given it under section 609.02, subdivision 7a.

Subd. 6a.Great bodily harm.

"Great bodily harm" has the meaning given it under section 609.02, subdivision 8.

Subd. 7.Animal control authority.

"Animal control authority" means an agency of the state, county, municipality, or other governmental subdivision of the state which is responsible for animal control operations in its jurisdiction.

Subd. 8. Provocation.

"Provocation" means an act that an adult could reasonably expect may cause a dog to attack or bite.

History:

1988 c 711 s 1; 1989 c 37 s 3-5; 1994 c 550 s 1; 1Sp2001 c 8 art 8 s 14,15; 2008 c 325 s 2

347.51 DANGEROUS DOGS; REGISTRATION.

Subdivision 1.Requirement.

No person may own a dangerous dog in this state unless the dog is registered as provided in this section.

Subd. 2. Registration.

An animal control authority shall issue a certificate of registration to the owner of a dangerous dog if the owner presents sufficient evidence that:

- (1) a proper enclosure exists for the dangerous dog and a posting on the premises with a clearly visible warning sign that there is a dangerous dog on the property, including a warning symbol to inform children;
- (2) a surety bond issued by a surety company authorized to conduct business in this state in a form acceptable to the animal control authority in the sum of at least \$300,000, payable to any person injured by the dangerous dog, or a policy of liability insurance

issued by an insurance company authorized to conduct business in this state in the amount of at least \$300,000, insuring the owner for any personal injuries inflicted by the dangerous dog;

(3) the owner has paid an annual fee of not more than \$500, in addition to any regular dog licensing fees, to obtain a certificate of registration for a dangerous dog under this section; and

(4) the owner has had microchip identification implanted in the dangerous dog as required under section 347.515.

Subd. 2a. Warning symbol.

If an animal control authority issues a certificate of registration to the owner of a dangerous dog pursuant to subdivision 2, the animal control authority must provide, for posting on the owner's property, a copy of a warning symbol to inform children that there is a dangerous dog on the property. The warning symbol must be the uniform symbol provided by the commissioner of public safety. The commissioner shall provide the number of copies of the warning symbol requested by the animal control authority and shall charge the animal control authority the actual cost of the warning symbols received. The animal control authority may charge the registrant a reasonable fee to cover its administrative costs and the cost of the warning symbol.

Subd. 3. Fee.

The animal control authority may charge the owner an annual fee, in addition to any regular dog licensing fees, to obtain a certificate of registration for a dangerous dog under this section.

Subd. 3a. Dangerous dog designation review.

Beginning six months after a dog is declared a dangerous dog, an owner may request annually that the animal control authority review the designation. The owner must provide evidence that the dog's behavior has changed due to the dog's age, neutering, environment, completion of obedience training that includes modification of aggressive behavior, or other factors. If the animal control authority finds sufficient evidence that the dog's behavior has changed, the authority may rescind the dangerous dog designation.

Subd. 4. Law enforcement; exemption.

The provisions of this section do not apply to dangerous dogs used by law enforcement officials for police work.

Subd. 5. Exemption.

Dogs may not be declared dangerous if the threat, injury, or damage was sustained by a person:

- (1) who was committing, at the time, a willful trespass or other tort upon the premises occupied by the owner of the dog;
- (2) who was provoking, tormenting, abusing, or assaulting the dog or who can be shown to have repeatedly, in the past, provoked, tormented, abused, or assaulted the dog; or
- (3) who was committing or attempting to commit a crime.

Subd. 6.

[Repealed, 1Sp2001 c 8 art 8 s 30]

Subd. 7. Tag.

A dangerous dog registered under this section must have a standardized, easily identifiable tag identifying the dog as dangerous and containing the uniform dangerous dog symbol, affixed to the dog's collar at all times.

Subd. 8. Local ordinances.

A statutory or home rule charter city, or a county, may not adopt an ordinance regulating dangerous or potentially dangerous dogs based solely on the specific breed of the dog. Ordinances inconsistent with this subdivision are void.

Subd. 9. Contracted services.

An animal control authority may contract with another political subdivision or other person to provide the services required under sections 347.50 to 347.565. Notwithstanding any contract entered into under this subdivision, all fees collected under sections 347.50 to 347.54 shall be paid to the animal control authority and all certificates of registration must be issued in the name of the animal control authority.

History:

1988 c 711 s 2; 1989 c 37 s 6-10; 1991 c 195 s 1; 1994 c 550 s 2; 1997 c 187 art 3 s 32; 1Sp2001 c 8 art 8 s 16-18; 2008 c 325 s 3-7

347.515 MICROCHIP IDENTIFICATION.

The owner of a dangerous or potentially dangerous dog must have a microchip implanted in the dog for identification, and the name of the microchip manufacturer and identification number of the microchip must be provided to the animal control authority. If the microchip is not implanted by the owner, it may be implanted by the animal control authority. In either case, all costs related to purchase and implantation of the microchip must be borne by the dog's owner.

347.52 DANGEROUS DOGS; REQUIREMENTS.

(a) An owner of a dangerous dog shall keep the dog, while on the owner's property, in a proper enclosure. If the dog is outside the proper enclosure, the dog must be muzzled and restrained by a substantial chain or leash and under the physical restraint of a responsible person. The muzzle must be made in a manner that will prevent the dog from biting any person or animal but that will not cause injury to the dog or interfere with its vision or respiration.

(b) An owner of a dangerous dog must renew the registration of the dog annually until the dog is deceased. If the dog is removed from the jurisdiction, it must be registered as a dangerous dog in its new jurisdiction.

(c) An owner of a dangerous dog must notify the animal control authority in writing of the death of the dog or its transfer to a new location where the dog will reside within 30 days of the death or transfer, and must, if requested by the animal control authority, execute an affidavit under oath setting forth either the circumstances of the dog's death and disposition or the complete name, address, and telephone number of the person to whom the dog has been transferred or the address where the dog has been relocated.

(d) An animal control authority shall require a dangerous dog to be sterilized at the owner's expense. If the owner does not have the animal sterilized within 30 days, the animal control authority shall seize the dog and have it sterilized at the owner's expense.

(e) A person who owns a dangerous dog and who rents property from another where the dog will reside must disclose to the property owner prior to entering the lease agreement and at the time of any lease renewal that the person owns a dangerous dog that will reside at the property.

(f) A person who transfers ownership of a dangerous dog must notify the new owner that the animal control authority has identified the dog as dangerous. The current owner must also notify the animal control authority in writing of the transfer of ownership and provide the animal control authority with the new owner's name, address, and telephone number.

History:

1988 c 711 s 3; 1Sp2001 c 8 art 8 s 20; 2008 c 325 s 8

347.53 POTENTIALLY DANGEROUS AND DANGEROUS DOGS.

Any statutory or home rule charter city, or any county, may regulate potentially dangerous and dangerous dogs. Except as provided in section 347.51, subdivision 8, nothing in sections 347.50 to 347.565 limits any restrictions that the local jurisdictions may place on owners of potentially dangerous or dangerous dogs.

History:

1988 c 711 s 4; 1989 c 37 s 11; 2008 c 325 s 9

347.54 CONFISCATION.

Subdivision 1. Seizure.

- (a) The animal control authority having jurisdiction shall immediately seize any dangerous dog if:
- (1) after 14 days after the owner has notice that the dog is dangerous, the dog is not validly registered under section 347.51;
 - (2) after 14 days after the owner has notice that the dog is dangerous, the owner does not secure the proper liability insurance or surety coverage as required under section 347.51, subdivision 2;
 - (3) the dog is not maintained in the proper enclosure;
 - (4) the dog is outside the proper enclosure and not under physical restraint of a responsible person as required under section 347.52; or
 - (5) the dog is not sterilized within 30 days, pursuant to section 347.52, paragraph (d).
- (b) If an owner of a dog is convicted of a crime for which the dog was originally seized, the court may order that the dog be confiscated and destroyed in a proper and humane manner, and that the owner pay the costs incurred in confiscating, confining, and destroying the dog.

Subd. 2.Reclaimed.

A dangerous dog seized under subdivision 1 may be reclaimed by the owner of the dog upon payment of impounding and boarding fees, and presenting proof to the appropriate animal control authority that the requirements of sections 347.51 and 347.52 will be met. A dog not reclaimed under this subdivision within seven days may be disposed of as provided under section 35.71, subdivision 3, and the owner is liable to the animal control authority for costs incurred in confining and disposing of the dog.

Subd. 3. Subsequent offenses; seizure.

If a person has been convicted of a misdemeanor for violating a provision of section 347.51, 347.515, or 347.52, and the person is charged with a subsequent violation relating to the same dog, the dog must be seized by the animal control authority having jurisdiction. If the owner is convicted of the crime for which the dog was seized, the court shall order that the dog be destroyed in a proper and humane manner and the owner pay the cost of confining and destroying the animal. If the owner is not convicted and the dog is not reclaimed by the owner within seven days after the owner has been notified that the dog may be reclaimed, the dog may be disposed of as provided under section 35.71, subdivision 3.

History:

1988 c 711 s 5; 1989 c 37 s 12; 2008 c 325 s 10,11

347.541 DISPOSITION OF SEIZED ANIMALS.

Subdivision 1. Hearing.

The owner of any dog declared dangerous has the right to a hearing by an impartial hearing officer.

Subd. 2. Security.

A person claiming an interest in a seized dog may prevent disposition of the dog by posting security in an amount sufficient to provide for the dog's actual cost of care and keeping. The security must be posted within seven days of the seizure inclusive of the date of the seizure.

Subd. 3. Notice.

The authority declaring the dog dangerous shall give notice of this section by delivering or mailing it to the owner of the dog, or by posting a copy of it at the place where the dog is kept, or by delivering it to a person residing on the property, and telephoning, if possible. The notice must include:

- (1) a description of the seized dog; the authority for and purpose of the dangerous dog declaration and seizure; the time, place, and circumstances under which the dog was declared dangerous; and the telephone number and contact person where the dog is kept;
- (2) a statement that the owner of the dog may request a hearing concerning the dangerous dog declaration and, if applicable, prior potentially dangerous dog declarations for the dog, and that failure to do so within 14 days of the date of the notice will terminate the owner's right to a hearing under this section;
- (3) a statement that if an appeal request is made within 14 days of the notice, the owner must immediately comply with the requirements of section 347.52, paragraphs (a) and (c), and until such time as the hearing officer issues an opinion;
- (4) a statement that if the hearing officer affirms the dangerous dog declaration, the owner will have 14 days from receipt of that decision to comply with all other requirements of sections 347.51, 347.515, and 347.52;
- (5) a form to request a hearing under this subdivision; and
- (6) a statement that all actual costs of the care, keeping, and disposition of the dog are the responsibility of the person claiming an interest in the dog, except to the extent that a court or hearing officer finds that the seizure or impoundment was not substantially justified by law.

Subd. 4. Right to hearing.

Any hearing must be held within 14 days of the request to determine the validity of the dangerous dog declaration. The hearing officer must be an impartial employee of the local government or an impartial person retained by the local government to conduct the

hearing. In the event that the dangerous dog declaration is upheld by the hearing officer, actual expenses of the hearing up to a maximum of \$1,000 will be the responsibility of the dog's owner. The hearing officer shall issue a decision on the matter within ten days after the hearing. The decision must be delivered to the dog's owner by hand delivery or registered mail as soon as practical and a copy must be provided to the animal control authority.

History:

2008 c 325 s 12

347.542 RESTRICTIONS.

Subdivision 1. Dog ownership prohibited.

Except as provided in subdivision 3, no person may own a dog if the person has:

- (1) been convicted of a third or subsequent violation of section 347.51, 347.515, or 347.52;
- (2) been convicted of a violation under section 609.205, clause (4);
- (3) been convicted of a gross misdemeanor under section 609.226, subdivision 1;
- (4) been convicted of a violation under section 609.226, subdivision 2; or
- (5) had a dog ordered destroyed under section 347.56 and been convicted of one or more violations of section 347.51, 346.515, 347.52, or 609.226, subdivision 2.

Subd. 2. Household members.

If any member of a household is prohibited from owning a dog in subdivision 1, unless specifically approved with or without restrictions by an animal control authority, no person in the household is permitted to own a dog.

Subd. 3. Dog ownership prohibition review.

Beginning three years after a conviction under subdivision 1 that prohibits a person from owning a dog, and annually thereafter, the person may request that the animal control authority review the prohibition. The animal control authority may consider such facts as the seriousness of the violation or violations that led to the prohibition, any criminal convictions, or other facts that the animal control authority deems appropriate. The animal control authority may rescind the prohibition entirely or rescind it with limitations. The animal control authority also may establish conditions a person must meet before the prohibition is rescinded, including, but not limited to, successfully completing dog training or dog handling courses. If the animal control authority rescinds a person's prohibition and the person subsequently fails to comply with any limitations imposed by the animal control authority or the person is convicted of any animal violation involving unprovoked bites or dog attacks, the animal control authority may permanently prohibit the person from owning a dog in this state.

History:

2008 c 325 s 13

347.55 PENALTY.

- (a) A person who violates a provision of section 347.51, 347.515, or 347.52 is guilty of a misdemeanor.
- (b) It is a misdemeanor to remove a microchip from a dangerous or potentially dangerous dog, to fail to renew the registration of a dangerous dog, to fail to account for a dangerous dog's death or change of location where the dog will reside, to sign a false affidavit with respect to a dangerous dog's death or change of location where the dog will reside, or to fail to disclose ownership of a dangerous dog to a property owner from whom the person rents property.
- (c) A person who is convicted of a second or subsequent violation of paragraph (a) or (b) is guilty of a gross misdemeanor.
- (d) An owner who violates section 347.542, subdivision 1, is guilty of a gross misdemeanor.
- (e) Any household member who knowingly violates section 347.542, subdivision 2, is guilty of a gross misdemeanor.

History:

1988 c 711 s 7; 1Sp2001 c 8 art 8 s 21; 2008 c 325 s 14

347.56 DESTRUCTION OF DOG IN CERTAIN CIRCUMSTANCES.

Subdivision 1. Circumstances.

Notwithstanding sections 347.51 to 347.55, a dog may be destroyed in a proper and humane manner by the animal control authority if the dog:

- (1) inflicted substantial or great bodily harm on a human on public or private property without provocation;
- (2) inflicted multiple bites on a human on public or private property without provocation;
- (3) bit multiple human victims on public or private property in the same attack without provocation; or
- (4) bit a human on public or private property without provocation in an attack where more than one dog participated in the attack.

Subd. 2. Hearing.

The animal control authority may not destroy the dog until the dog owner has had the opportunity for a hearing before an impartial decision maker. The definitions in section 347.50 and the exemptions under section 347.51, subdivision 5, apply to this section.

History:

1Sp2001 c 8 art 8 s 22; 2008 c 325 s 15

347.565 APPLICABILITY.

Sections 347.50 to 347.56 must be enforced by animal control authorities or law enforcement agencies, whether or not these sections have been adopted into local ordinance.

History:

2008 c 325 s 16
