

United States District Court
Violation Notice

CVB Location Code

ID12

Violation Number F5164513	Officer Name	Officer No. 2059
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YOU ARE CHARGED WITH THE FOLLOWING VIOLATION

Date and Time of Offense (mm/dd/yyyy) 08/10/2018	Offense Charged FED 36CFR 26110P
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Place of Offense
HWY 14 NEAR MM 39

Offense Description: Factual Basis for Charge HAZMAT
DREDGING S.F. CLEARWATER RIVER W/O REQUIRED APPROVED OPERATING PLAN AS REQUIRED BY USFS

DEFENDANT INFORMATION Phone: ()

Last Name POE	First Name SHANNON	M.I. M
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Street
(b) (6)

City (b) (6)	State (b)	Zip Code (b) (6)	Date of Birth (b) (6)
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Drivers License No. CDL <input type="checkbox"/> D.L. <input type="checkbox"/>	Social Security No.
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<input checked="" type="checkbox"/> Adult <input type="checkbox"/> Juvenile	Sex <input checked="" type="checkbox"/> M <input type="checkbox"/> F	Race	Hair	Eyes	Height	Weight
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VEHICLE VIN: (b) (6) CMV

Tag No.	State	Year	Make/Mode	PASS <input type="checkbox"/>	Color
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A IF BOX A IS CHECKED, YOU MUST APPEAR IN COURT. SEE INSTRUCTIONS (opposite).

B IF BOX B IS CHECKED, YOU MUST PAY AMOUNT INDICATED BELOW OR APPEAR IN COURT. SEE INSTRUCTIONS (opposite).

\$150.00	Forfeiture
\$30.00	Processing Fee
\$180.00	Total Collateral

PAY THIS AMOUNT

YOUR COURT DATE

(If no court appearance date is shown, you will be notified of your appearance date by mail.)

Court Address	Date (mm/dd/yyyy)
	Time (hh mm)

My signature signifies that I have received a copy of this violation notice. It is not an admission of guilt. I promise to appear for the hearing at the time and place instructed or pay the total collateral due.

X Defendant

Previous edition is obsolete Original - CVB Copy FS-5300-4 (7/05)

STATEMENT OF PROBABLE CAUSE
(For issuance of an arrest warrant or summons)

I state that on Aug. 10, 2018 while exercising my duties as a law enforcement officer in the _____ District _____ ID

I, Officer Brooks BEEGLE state that on August 10, 2018 at approximately 1600 hours, while exercising my duties as a law enforcement officer in the Judicial District of Idaho, issued Shannon M. POE a violation notice for dredge mining without an approved plan of operation required by the United States Forest Service. The violation occurred on the South Fork of the Clearwater River near Mile Marker 39, Highway 14 within the Nez Perce-Clearwater National Forest. An approved Plan of Operations is required to legally dredge mine within the Nez Perce-Clearwater National Forest.

On July 18, 2018, I met POE at his dredge location, introduced myself as a law enforcement officer (LEO BEEGLE) and explained to POE that I was serving him with a notice of non-compliance and written warning for operating a dredge without proper authorization by the United States Forest Service. POE refused to take the notifications and continued his operations.

On July 21, 2018, I returned to POE'S dredge site where he was again actively dredging on the South Fork of the Clearwater River. I placed an updated written warning and Notice of Non-Compliance on POE'S vehicle windshield and descended the river bank to meet POE and speak with him in person. I informed POE that I had left the documents on his vehicle windshield. POE explained to me that he felt that he was not required to get a Plan of Operations when he had an Idaho Department of Water Resources permit. LEO BEEGLE explained to POE that in order to legally dredge on the Nez- Perce Clearwater National Forest, a Plan of Operations was required. POE still insisted he did not need a Plan of Operations to conduct his activity. The Notice of Non-compliance gave the operator, POE, 48 hours to become compliant.

On July 24, 2018, I returned to POE'S dredge site where he was still actively dredging without a Plan of Operation. I placed a second written warning and Notice of Non-Compliance on POE'S vehicle windshield and went to inform POE of the additional notifications. POE motioned and gave verbal acknowledgement from the opposite side of the river.

On August 10, 2018 I again contacted POE on State Highway 14 concerning his decision to continue dredge mining without proper authorization. Shannon M. POE was issued a violation notice for conducting dredge mining operations without an approved Plan of Operation as required by the United States Forest Service. 36CFR 261.10(p)

The foregoing statement is based upon:
1 my personal observation
1 my personal investigation
0 information supplied to me from my fellow officer's observation

The foregoing statement is based upon:

I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.

Executed 08/10/2018
Date Officer's Signature

Probable cause has been stated for the issuance of a warrant.

Executed _____
Date U.S. Magistrate Judge

HAZMAT = Hazardous material involved in incident; PASS = 9 or more passenger vehicle;
CDL = Commercial drivers license; CMV = Commercial vehicle involved in incident

F5164513

ADDITIONAL SUBJECT INFORMATION

Telephone Home ()	Telephone Work ()
Business Address	
Scars, Marks, Tattoos	
AKA'S	
Occupation	Clothing

ADDITIONAL VEHICLE INFORMATION

Registered Owner	<input type="checkbox"/> Same as driver
Stored at	Telephon ()

LOCATION DESCRIPTION

Region 01	Forest 17	District 5	State ID	County 49	Info. Retrieval 17
Incident Location Coordinate (Latitude/Longitude) (ddd:mm:ss / ddd:mm:ss)					
45 ° : 48 ' : 33 " / -11 ° : 38 ' : 17 "					

Property (Whole Dollar Amount)		
Damage	Stolen	Recovered

Resource (Whole Dollar Amount)		
Damage	Stolen	Recovered

Timber/Other Forest Products (Volume)		
Contractual	Permit	Theft
Species	Product	Unit Measure

INCIDENT TYPE

OCCUPANCY USE

CASE DISPOSITION

Case No.	Offense Code FED 36CFR 26110P	Court Level
Disposition		
Fine	Suspended Fine	Restitution
Sentence (Days)	Suspended Sentence	Probation (Days)
Public Service (Hours)	Court Appearance Date (mm/dd/yyyy)	
Warrant Number	Date Warrant Issued (mm/dd/yyyy)	
Warrant Bond	Warrant Date of Service (mm/dd/yyyy)	New Case No.