

JAN -2 2013

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF BENTON

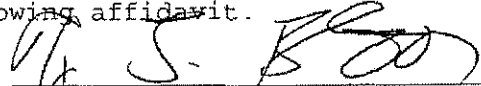
FILED *WJ*

STATE OF WASHINGTON,
Plaintiff,
vs.
WENDI M. FINKBEINER-SETZER ,
Defendant.

NO. 13-1-00002-8

MOTION FOR ARREST/DETENTION
(PROBABLE CAUSE)

The Prosecuting Attorney moves for authority to arrest and detain the above defendant based on the following affidavit.



Terry J. Bloor, #9044
Deputy Prosecuting Attorney
OFC ID 91004

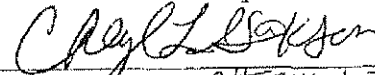
STATE OF WASHINGTON)
County of Benton)ss

1. Affiant is a Deputy Prosecuting Attorney for this county and makes this affidavit in that capacity.
2. The above defendant is accused of a crime(s) by an Information.
3. Affiant believes probable cause exists for the arrest and detention of the defendant because of the following facts and circumstances: Police reports indicate that in Benton County, on or about the 5th day of November, 2012, the defendant told police that she put her two girls, Piper, age one, and Auna, age two, in the bathtub, filled the tub to about 10-12 inches, shut off the water and left the bathroom to work on a computer. Her 18-year-old son, Kale, came home, checked on the girls and found that Piper was facedown in the tub. Piper was determined to be brain dead and died after life support was withdrawn at Seattle's Children's Hospital on 11-12-12. The defendant stated that she was not in the bathroom for not more than five (5) minutes and suspected that the 2-year-old may have turned on the water faucet. However, the police noted that water had apparently overflowed from the bathtub because the floor of the bathroom was wet, throw rugs in the bathroom were sopping wet and clothing by the tub was wet. Also, the carpet under the door between the bathroom and bedroom was soaked with water, police said.



Affiant

SUBSCRIBED AND SWORN to before me on this 14th day of December, 2012, by TERRY J. BLOOR.


NOTARY PUBLIC CHERYL L. ISAKSON
My Appt. Expires: 8/31/2015

COPY

JOSIE DELVIN
BENTON COUNTY CLERK

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF BENTON

STATE OF WASHINGTON,
Plaintiff,

vs.

WENDI M. FINKBEINER-SETZER ,

DOB: 10/08/1973 ,

SS:

SID: WA17427395,

FBI:

DL: FINKBWM276PH,

Defendant.

NO. 13-1-00002-8

INFORMATION

COMES NOW, ANDY MILLER, Prosecuting Attorney for Benton County,
State of Washington, and by this his Information accuses

WENDI M. FINKBEINER-SETZER

of the crime(s) of: MANSLAUGHTER IN THE SECOND DEGREE, RCW 9A.32.070(1),
committed as follows, to-wit:

COUNT I

That the said WENDI M. FINKBEINER-SETZER in the County of Benton,
State of Washington, on or about the 5th day of November, 2012, in
violation of RCW 9A.32.070(1), with criminal negligence did left her
one-year old and two-year old children in a bathtub unsupervised,
causing the drowning of the one-year, and thereby did cause the death
of Piper K. Finkbeiner, a human being, contrary to the form of the
Statute in such cases made and provided, and against the peace and
dignity of the State of Washington.

DATED at Kennewick, Washington on December 14, 2012.

ANDY MILLER

Prosecuting Attorney

Terry J. Bloor
Terry J. Bloor, #9044

Deputy Prosecuting Attorney

OFC ID 91004

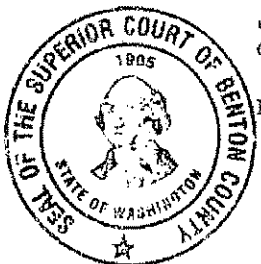
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STATE OF WASHINGTON)
)
) SS
County Of Benton)

TERRY J. BLOOR, being first duly sworn on oath, says (s)he is the duly appointed, acting and qualified Deputy Prosecuting Attorney in and for Benton County, that (s)he has read the foregoing Information, knows the contents thereof, and believes the same to be true.

Terry J. Bloor

SUBSCRIBED AND SWORN to before me this 25th day of January, 2013
~~14th day of December, 2012~~



JOSIE DELVIN
County Clerk/Clerk of Benton Co. Superior Court

By *Josie Delvin*