

KING COUNTY, WASHINGTON

DEC 13 2021

**SUPERIOR COURT CLERK  
BY Cassie Fontenot  
DEPUTY**

## SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

No. 20-1-07403-5 SEA

VS.

JACOB GREENBERG

STATEMENT OF DEFENDANT ON  
PLEA OF GUILTY TO FELONY  
NON-SEX OFFENSE (STTDFG)

Defendant.

1. My true name is Jacob Greenberg
2. My date of birth is 8/25/2001
3. I went through the 11th grade.

4. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT:

(a) I have the right to representation by a lawyer; if I cannot afford to pay for a lawyer, one will be provided at no expense to me. My lawyer's name is Jason Lantz.

(b) I am charged with the crime(s) of Attempted Arson 1<sup>st</sup> Degree + Assault 2<sup>nd</sup> Degree one.

The elements of this crime(s) are set forth in the information/ First amended information, which is incorporated by reference and which I have reviewed with my lawyer.

5. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT I HAVE THE FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY PLEADING GUILTY:

- (a) The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed;
- (b) The right to remain silent before and during trial, and the right to refuse to testify against myself;
- (c) The right at trial to testify and to hear and question the witnesses who testify against me;
- (d) The right at trial to have witnesses testify for me. These witnesses can be made to appear at no expense to me;
- (e) The right to be presumed innocent until the charge is proven beyond a reasonable doubt or I enter a plea of guilty;
- (f) The right to appeal a determination of guilt after a trial.

6. IN CONSIDERING THE CONSEQUENCES OF MY GUILTY PLEA(S), I UNDERSTAND THAT:

- (a) The crime(s) with which I am charged carries a sentence(s) of:

Count No.	Standard Range	Enhancement That Will Be Added to Standard Range	Maximum Term and Fine
1	23.25 - 30.75 months	N/A	Life years \$50000
2	12+ - 14 months	12 Month DWE	10 years \$20000
			years \$

Attempted Arson 1 AND J6  
Assault 2

The crime of \_\_\_\_\_ is a most serious offense as defined by

RCW 9.94A.030, and if I have at least two prior convictions on separate occasions whether in this

FORM REV 7/1/21

STATEMENT OF DEFENDANT ON PLEA OF GUILTY

(Felony) - 2



1 state, in federal court, or elsewhere, of most serious crimes, I may be found to be a Persistent  
2 Offender. If I am found to be a Persistent Offender, the Court must impose the mandatory sentence  
3 of life imprisonment without the possibility of early release of any kind. RCW 9.94A.570. [If not  
4 applicable, this paragraph should be stricken and initialed by the defendant and the judge J B.] *ka*

5 (b) The standard sentence range is based on the crime charged and my criminal history.  
6 Criminal history includes prior convictions and juvenile adjudications or convictions, whether in  
7 this state, in federal court, or elsewhere.

8 (c) The prosecuting attorney's statement of my criminal history is attached to this  
9 agreement. Unless I have attached a different statement, I agree that the prosecuting attorney's  
10 statement is correct and complete. If I have attached my own statement, I assert that it is correct  
11 and complete. If I am convicted of any additional crimes between now and the time I am sentenced,  
12 I am obligated to tell the sentencing judge about those convictions.

13 (d) If I am convicted of any new crimes before sentencing, or if any additional criminal  
14 history is discovered, both the standard sentence range and the prosecuting attorney's  
15 recommendations may increase or a mandatory sentence of life imprisonment without possibility of  
16 parole may be required by law. Even so, I cannot change my mind and my plea of guilty to this  
17 charge is binding on me.

18 (e) In addition to sentencing me to confinement, the judge will order me to pay \$500 as a  
19 victim's compensation fund assessment. The judge will order me to pay a \$100 DNA fee unless the  
20 state has previously collected my DNA as a result of a prior conviction. If this crime is a felony  
21 drug violation of RCW Chapter 69.50, the judge will impose an additional fine of \$1000 (\$2000 if  
22 this is not my first such conviction) unless the judge finds that I am indigent. If this crime is a

1 violation of RCW 69.50.401 relating to synthetic cannabinoid, the judge will impose an additional  
2 fine of at least \$10,000 pursuant to RCW 69.50.430, unless the judge finds that I am indigent. If  
3 this crime resulted in injury to any person or damages to or loss of property, the judge will order me  
4 to make restitution, unless extraordinary circumstances exist which make restitution inappropriate.  
5 The judge may also order that I pay a fine, court costs, attorney fees, and other costs and fees, and  
6 place other restrictions and requirements upon me. Furthermore, the judge may place me on  
7 community custody.

8 (f) In addition to confinement, if the total period of confinement ordered is more than 12  
9 months, the judge will sentence me to the following period(s) of community custody, unless the  
10 judge finds substantial and compelling reasons to do otherwise:

11 For crimes committed prior to July 1, 2000: for a drug offense, assault 2, assault of a child  
12 2, or any crime against a person where there is a finding that I or an accomplice was armed with a  
13 deadly weapon, one year; for any vehicular homicide or for a vehicular assault by being under the  
14 influence or by operation of a vehicle in a reckless manner, 18 months; for a serious violent offense,  
15 two years.

16 For crimes committed on or after July 1, 2000, and prior to August 1, 2009, as follows:

- 17 ☐ Count(s) \_\_\_\_\_, serious violent offense: a range of 24 to 36 months.  
18 ☒ Count(s) \_\_\_\_\_, violent offense: 18 months.  
19 ☐ Count(s) \_\_\_\_\_, crimes against persons as defined by RCW 9.94A.411 or violation  
20 of RCW 69.50 or 69.52: a range of 9 to 12 months.

21 For crimes committed on or after August 1, 2009, as follows:

- 22 ☐ Count(s) \_\_\_\_\_, serious violent offense: 36 months.  
☒ Count(s) 1+2, violent offense: 18 months.  
☐ Count(s) \_\_\_\_\_, crimes against persons as defined by RCW 9.94A.411 or violation  
of RCW 69.50 or 69.52: 12 months.

1 During the period(s) of community custody I may be under the supervision of the Department of  
2 Corrections, and I will have restrictions and requirements placed upon me. My failure to comply  
3 with these conditions will result in the Department of Corrections transferring me to a more  
4 restrictive confinement status or other sanctions being imposed. [If not applicable, this section  
5 should be stricken and initialed by the defendant and the judge \_\_\_\_\_.]

6 (g) The prosecuting attorney will make the following recommendation to the judge: \_\_\_\_\_  
7 Agreed exceptional sentence of 60 months prison

8 (48 months plus 12 month deadly  
9 weapon enhancement) VPA- DNA- Restitution 1800  
10 ☒ The prosecutor will make the recommendation stated in the plea Agreement and State's 18 months community custody

11 Sentence Recommendation, which are incorporated by reference.

12 (h) The judge does not have to follow anyone's recommendation as to sentence. As to  
13 crimes committed when I was 18 years old or older, the judge must impose a sentence within the  
14 standard range unless there is a finding of substantial and compelling reasons not to do so or both  
15 parties stipulate to a sentence outside the standard range. As to crimes committed when I was under  
16 18 years old, the judge has some discretion to depart from the standard range, any mandatory term,  
17 and any enhancement. If I am subject to a sentence of life without parole for a crime committed  
18 when I was under 21 years old, the judge has discretion to depart from that sentence. If the judge  
19 departs from the standard range (including mandatory minimum terms and enhancements), either I  
20 or the State can appeal that sentence to the extent to which it was not stipulated. If the sentence is  
21 within the standard range, the right to appeal that sentence is limited.



1 (i) The crime of \_\_\_\_\_ has a mandatory minimum sentence of  
2 at least \_\_\_\_\_ years of total confinement. The law does not allow any reduction of this  
3 sentence. For crimes committed on or after July 24, 2005, this does not apply to juveniles tried as  
4 adults pursuant to a transfer of jurisdiction under RCW 13.40.110 (see RCW 9.94A.540(3)). [If not  
5 applicable, this paragraph should be stricken and initialed by the defendant and judge J g/l] (c)

6 (j) As to Count(s) \_\_\_\_\_, I am pleading guilty to the crime of aggravated murder in the first  
7 degree and was under the age of 18 at the time of the offense. If I was under the age of 16 at the  
8 time of the offense, RCW 10.95.030(3) requires the judge to impose a minimum term of total  
9 confinement of 25 years and a maximum term of life for that crime. If I was at least 16 but less than  
10 18 years old at the time of the offense, the judge will impose a minimum term of total confinement  
11 that must be less than life without the possibility of parole and that RCW 10.95.030(3) requires to  
12 be at least 25 years, and will impose a maximum term of life for that crime. During the minimum  
13 term, I will not be eligible for earned early release time, home detention, partial confinement, work  
14 release or any form of early release. [If not applicable, this paragraph should be stricken and  
15 initialed by the defendant and the judge J g/l] (c)

16 (k) Because I was under the age of 18 at the time of all of the offenses to which I am  
17 pleading guilty (and I am not pleading guilty to aggravated murder), under certain conditions I may  
18 petition the indeterminate sentence review board for early release from the sentence for these  
19 offenses after 20 years of total confinement, if at that time I have not been convicted of any crime  
20 committed after I reached the age of 18. If I am released early, I will be subject to community  
21 custody for a period up to the length of the court-imposed term of confinement and I may be  
22

1 ~~returned to confinement if I violate a condition(s) of community custody.~~ [If not applicable, this  
2 paragraph should be stricken and initialed by the defendant and the judge J 9/10]

3 (l) The crime charged in Count 2 includes a ~~firearm~~ / deadly weapon  
4 sentence enhancement of 12 months. This additional  
5 confinement time is mandatory and must be served consecutively to any other sentence and any  
6 other enhancement I have already received or will receive in this or any other cause. However, if I  
7 was under the age of 18 at the time of this offense: (1) the judge may reduce this enhancement; and  
8 (2) this enhancement does not preclude release after 20 years of confinement, upon approval of a  
9 petition pursuant to RCW 9.94A.730. [If not applicable, this paragraph should be stricken and  
10 initialed by the defendant and the judge \_\_\_\_\_.]

11 (m) ~~If this offense is a felony firearm offense as defined by RCW 9A.010 (including any~~  
12 ~~felony committed while armed with a firearm, drive-by shooting, unlawful possession of a firearm,~~  
13 ~~theft of a firearm, and possession of a stolen firearm), the judge may impose a requirement that I~~  
14 ~~register with the sheriff in the County where I reside, for a period of four years from sentencing or~~  
15 ~~from my release from confinement for this offense, whichever is later, in compliance with RCW~~  
16 ~~9A.333. If this offense, or an offense committed in conjunction with this offense, involved sexual~~  
17 ~~motivation, was committed against a child under 18, or was a serious violent offense, the judge~~  
18 ~~must impose this registration requirement. If it is later determined by the appellate courts that the~~  
19 ~~facts required to order registration have not been properly established, any firearm offender~~  
20 ~~registration requirement will be stricken.~~

1 (n) The sentences imposed on counts 1 and 2 + 3, except for any weapons enhancement,  
2 will run concurrently unless there is a finding of substantial and compelling reasons to do otherwise.  
3 [If not applicable, this paragraph should be stricken and initialed by the defendant and judge  
4 \_\_\_\_\_.]

5 (o) Government assistance may be suspended during any period of confinement.

6 (p) ~~For the crime of vehicular homicide while under the influence of intoxicating liquor or~~  
7 ~~any drug, the sentence will be increased by two years for each prior offense as defined in RCW~~  
8 ~~46.61.5055. This additional confinement time is mandatory unless I was under the age of 18 at the~~  
9 ~~time of the crime, shall be served in total confinement, and must be served consecutively to any~~  
10 ~~other enhancement and to any other felony sentence.~~ [If not applicable, this paragraph should be  
11 stricken and initialed by the defendant and the judge J g/l kc]

12 (q) ~~For the crimes of vehicular homicide committed while under the influence of~~  
13 ~~intoxicating liquor or any drug, or for vehicular assault committed while under the influence of~~  
14 ~~intoxicating liquor or any drug, or for any felony driving under the influence, or felony physical~~  
15 ~~control under the influence, the court will add 12 months to the standard sentence range for each~~  
16 ~~child passenger under the age of 16 who is an occupant in the defendant's vehicle. These~~  
17 ~~enhancements are mandatory, shall be served in total confinement, and must be served~~  
18 ~~consecutively to any other enhancement and to any other felony sentence. For crimes on or after~~  
19 ~~June 11, 2020, this additional confinement time also shall run consecutively to all other child~~  
20 ~~passenger enhancements.~~ [If not applicable, this paragraph should be stricken and initialed by the  
21 defendant and the judge J g/l kc]



1 (r) ~~Because I am pleading guilty to felony driving under the influence of intoxicating liquor,~~  
2 ~~or any drugs, or felony actual physical control of a motor vehicle while under the influence of~~  
3 ~~intoxicating liquor, or any drug, in addition to the provisions of chapter 9.94A RCW I will be~~  
4 ~~required to undergo alcohol or chemical dependency treatment services during incarceration. I will~~  
5 ~~be required to pay the costs of treatment unless the court finds that I am indigent. My driving~~  
6 ~~privileges will be suspended, revoked or denied. Following the period of suspension, revocation or~~  
7 ~~denial, I must comply with the Department of Licensing ignition interlock device requirements. In~~  
8 ~~addition to any other costs of the ignition interlock device, I will be required to pay an additional fee~~  
9 ~~of \$20 per month. [If not applicable, this paragraph should be stricken and initialed by the~~  
10 ~~defendant and the judge~~ J g.] kc

11 (s) ~~This conviction may affect my privilege to obtain a commercial motor vehicle driver's~~  
12 ~~license or result in the loss of any current commercial motor vehicle driver's license. RCW~~  
13 ~~46.25.090. [If not applicable, this paragraph should be stricken and initialed by the defendant and~~  
14 ~~the judge~~ J g.] kc

15 (t) ~~Counts~~ are serious violent offenses arising from separate and distinct  
16 ~~criminal conduct and the sentences on those counts will run consecutively unless the judge finds~~  
17 ~~substantial and compelling reasons to do otherwise. As to crimes committed when I was under 18~~  
18 ~~years old, the judge has some discretion to depart from this requirement. [If not applicable, this~~  
19 ~~paragraph should be stricken and initialed by the defendant and the judge~~ J g.] kc

20 (u) ~~The judge may sentence me as a first-time offender instead of imposing a sentence~~  
21 ~~within the standard range if I qualify under RCW 9.94A.650. This sentence may include as much~~  
22 ~~as 90 days of confinement plus all of the conditions described in paragraph (6)(c). The judge also~~

1 may require me to undergo treatment, to devote time to a specific occupation, and to pursue a  
2 prescribed course of study or occupational training. In addition, I may be sentenced to up to 6  
3 months or, if treatment is ordered, 12 months of community custody. [If not applicable, this  
4 paragraph should be stricken and initialed by the defendant and the judge J g.]

5 (v) The judge may sentence me under the motor-vehicle felonies alternative if I qualify  
6 under RCW 9A.711 (for crimes committed on or after July 28, 2019). The court could sentence  
7 me to 6 to 12 months of community custody that will be supervised by the Department of  
8 Corrections, with restrictions and requirements placed on me. The sentence would include a period  
9 of total confinement of no more than the midpoint of the standard range, reduced by one-third of the  
10 ordered term of community custody. I would not be eligible for earned release time in excess of  
11 one-third of the total sentence. [If not applicable, this paragraph should be stricken and initialed by  
12 the defendant and the judge J g.]

13 (w) The judge may sentence me under the special drug offender sentencing alternative  
14 (DOSA) if I qualify under RCW 9A.660 and 9A.662 (the change in qualifications reflected in  
15 2020 Wash. Laws Ch. 252, sections 1 and 2 apply only if this crime (or crimes) occurred on or after  
16 January 1, 2021). Under the prison-based DOSA alternative, the sentence would include a period of  
17 total confinement for one-half of the midpoint of the standard range or 12 months, whichever is  
18 greater, and community custody of at least one-half of the midpoint of the standard range, and all of  
19 the other conditions described in paragraph (6)(c), and for domestic violence crimes committed on  
20 or after 1/1/21, community custody must include an appropriate domestic violence treatment  
21 program by a state-certified treatment provider. The judge could impose a residential treatment-  
22 based DOSA alternative that would include a period of up to six months of residential substance use

1 ~~disorder treatment, up to thirty days confinement to facilitate direct transfer to a treatment facility~~  
2 ~~(for crimes after 1/1/21), 24 months of community custody, and all the other conditions described~~  
3 ~~in paragraph (6)(e). During confinement and community custody under either alternative, I will be~~  
4 ~~required to participate in substance use disorder evaluation and treatment, not to use illegal~~  
5 ~~controlled substances and to submit to testing to monitor that, and other restrictions and~~  
6 ~~requirements will be placed on me. [If not applicable, this paragraph should be stricken and~~  
7 ~~initialed by the defendant and the judge~~ J g ke

8 (x) ~~The judge may sentence me under the parenting sentencing alternative if I qualify under~~  
9 ~~RCW 9.94A.655. A sentence under that alternative would consist of a period of 12 months of~~  
10 ~~community custody, plus all of the other conditions described in paragraph (6)(e). During~~  
11 ~~community custody, I will be required to follow conditions imposed by the court and the~~  
12 ~~Department of Corrections. [If not applicable, this paragraph should be stricken and initialed by the~~  
13 ~~defendant and the judge~~ J g ke

14 (y) For crimes committed on or after July 25, 2021, the judge may sentence me under the  
15 mental health sentencing alternative if I qualify under 2021 Wash LL, Ch. 242, §1 (RCW  
16 9.94A.\_\_\_\_) and if I agree to participate in treatment. A sentence under that alternative would  
17 consist of a period of 12 to 36 months of community custody, depending on the standard range  
18 sentence for the crime, plus all of the other conditions described in paragraph (6)(e). During  
19 community custody, I will be required to follow conditions imposed by the court and the  
20 Department of Corrections. Specific treatment conditions also will be imposed. [If not applicable,  
21 this paragraph should be stricken and initialed by the defendant and the judge \_\_\_\_\_.]



1 (z) ~~This plea of guilty will result in revocation of my privilege to drive under RCW~~  
2 ~~46.20.285 (1)-(3), (5)-(7). If I have a driver's license, I must now surrender it to the judge. [If not~~  
3 ~~applicable, this paragraph should be stricken and initialed by the defendant and the judge~~ J g lc

4 (aa) ~~I understand that through December 31, 2021, RCW 46.20.285(4) requires that my~~  
5 ~~driver's license be revoked if the judge finds I used a motor vehicle in the commission of this~~  
6 ~~felony. Beginning January 1, 2022, RCW 46.20.285(4) requires that my driver's license be revoked~~  
7 ~~if the judge finds that in the commission of the offense a motor vehicle was used in a manner that~~  
8 ~~endangered persons or property.~~

9 (bb) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a  
10 crime under state law is grounds for deportation, exclusion from admission to the United States, or  
11 denial of naturalization pursuant to the laws of the United States.

12 (cc) I will be required to provide a biological sample for purposes of DNA identification  
13 analysis. Refusal to provide a biological sample as required is a gross misdemeanor under RCW  
14 43.43.754.

15 (dd) ~~Because this crime involves a kidnapping or unlawful imprisonment offense involving~~  
16 ~~a minor, or because this crime is promoting prostitution in the first or second degree and I have at~~  
17 ~~least one prior conviction for promoting prostitution in the first or second degree, or because this~~  
18 ~~crime is (human) trafficking in the first degree under RCW 9A.40.100(1)(a)(i)(A)(III) or (IV) or~~  
19 ~~(1)(a)(i)(B) (relating to sexually explicit acts or commercial sex acts), I will be required to register~~  
20 ~~where I reside, attend school, or work. The specific registration requirements are described in the~~  
21 ~~"Offender Registration" Attachment. [If not applicable, this paragraph should be stricken and~~  
22 ~~initialed by the defendant and the judge~~ J g lc

1 (cc) ~~Because the crime to which I am pleading guilty was the result of my arrest for one of~~  
2 ~~the following crimes, the listed fee for the crime of arrest must be imposed by the judge at~~  
3 ~~sentencing. The court may reduce the fine by up to two-thirds if it finds that I do not have the~~  
4 ~~ability to pay the fee.~~

5 ~~Trafficking in the first or second degree: \$10,000~~

6 ~~Indecent exposure, prostitution, or a comparable county or municipal crime: \$50-~~

7 ~~Permitting prostitution or a comparable county or municipal crime: \$1500 if the~~  
8 ~~defendant has no prior convictions, deferred sentences, deferred prosecutions,~~  
9 ~~or diversion agreements for this offense; \$2500 if the defendant has one such~~  
10 ~~prior; \$5000 if the defendant has two such priors.~~

11 ~~Patronizing a prostitute or a comparable county or municipal crime: \$1500 if the~~  
12 ~~defendant has no prior convictions, deferred sentences, deferred prosecutions,~~  
13 ~~or diversion agreements for this offense; \$2500 if the defendant has one such~~  
14 ~~prior; \$5000 if the defendant has two such priors.~~

15 ~~Promoting prostitution in the first or second degree, or a comparable county or~~  
16 ~~municipal crime: \$3000 if the defendant has no prior convictions, deferred~~  
17 ~~sentences, deferred prosecutions, or diversion agreements for this offense;~~  
18 ~~\$6000 if the defendant has one such prior; \$10,000 if the defendant has two~~  
19 ~~such priors.~~

20 ~~Commercial sexual abuse of a minor, promoting commercial sexual abuse of a~~  
21 ~~minor, promoting travel for commercial sexual abuse of a minor, or a~~  
22 ~~comparable county or municipal crime: \$5000.~~

[If not applicable, this paragraph should be stricken and initialed by the defendant and the judge]

J g. l

(ff) This plea of guilty will result in the revocation of my right to possess, own, or have in  
my control any firearm unless my right to do so is restored by a superior court in Washington State,  
and by a federal court if required. I must immediately surrender any concealed pistol license.  
RCW 9.41.040.

(gg) I will be ineligible to vote until that right is restored in a manner provided by law. If I  
am registered to vote and I am sentenced before January 1, 2022, my voter registration will be  
cancelled. Beginning January 1, 2022, my right to vote is automatically restored as long as I am not

1 serving a sentence of total confinement (as defined in RCW 29A.08.520) under the jurisdiction of  
2 the Department of Corrections and not incarcerated for a felony conviction in federal court or any  
3 state court other than Washington. If I am sentenced to total confinement under the jurisdiction of  
4 the Department of Corrections or otherwise incarcerated as described in this subsection, my voter  
5 registration will be cancelled.

6 ~~(hh) Because this is a crime of domestic violence, I may be ordered to pay a domestic~~  
7 ~~violence assessment of up to \$115. If I, or the victim of the crime, have a minor child, the court~~  
8 ~~may order me to participate in a domestic violence perpetrator program approved under RCW~~  
9 ~~26.50.150. If I am convicted under RCW 26.50.110, for a violation that occurred on or after July~~  
10 ~~24, 2015, of a domestic violence protection order issued under chapter 26.50 RCW, the court will~~  
11 ~~impose a mandatory fine of \$15.00. [If not applicable, this paragraph should be stricken and~~  
12 ~~initialed by the defendant and the judge~~ J. g.] ke

13 ~~(ii) Because this crime involves the manufacture, delivery, or possession with intent to~~  
14 ~~deliver methamphetamine, including its salts, isomers, and salts of isomers, or amphetamine,~~  
15 ~~including its salts, isomers, and salts of isomers, if a fine is imposed \$3,000 of the fine may not be~~  
16 ~~suspended. RCW 69.50.401(2)(b). [If not applicable, this paragraph should be stricken and~~  
17 ~~initialed by the defendant and the judge~~ J. g.] ke

18 ~~(jj) Because this crime involves a violation of the state drug laws, my eligibility for state and~~  
19 ~~federal food stamps, welfare, and education benefits will be affected. 20 U.S.C. § 1091(r) and 21~~  
20 ~~U.S.C. § 862a. [If not applicable, this paragraph should be stricken and initialed by the defendant~~  
21 ~~and the judge~~ J. g.] ke



1 ~~(kk) Because the crimes I am pleading guilty to include both a conviction under RCW~~  
2 ~~9.41.040 for unlawful possession of a firearm in the first or second degree and one or more~~  
3 ~~convictions for the felony crimes of theft of a firearm or possession of a stolen firearm, the~~  
4 ~~sentences imposed for these crimes shall be served consecutively to each other. RCW~~  
5 ~~9.94A.589(1)(c). [If not applicable, this paragraph should be stricken and initialed by the defendant~~  
6 ~~and the judge~~ J g lc

7 (ll) If I have Washington State volunteer firefighters vehicle license plates, I must surrender  
8 those license plates at the time this plea is entered.

9 (mm) ~~If this conviction involves a violation of RCW chapter 77.15, the Department of Fish~~  
10 ~~and Wildlife may, and in some cases is required to, suspend or revoke my privileges that fall within~~  
11 ~~Fish and Wildlife licensing. [If not applicable, this paragraph should be stricken and initialed by~~  
12 ~~the defendant and the judge~~ J g lc

13 (nn) ~~Because I am pleading guilty to animal cruelty in the first degree, I will be~~  
14 ~~permanently prohibited from owning, caring for, possessing, or residing with any animals. The~~  
15 ~~court may order forfeiture of all animals seized and under certain circumstances it is required to do~~  
16 ~~so. [If not applicable, this paragraph should be stricken and initialed by the defendant and the judge~~

17 J g lc

18 7. I plead guilty to the crime(s) of Assault in the Second Degree with  
19 a deadly weapon and Attempted Arson 1

20  
21 as charged in the information/ First 1 amended information, including all charged  
22 enhancements and domestic violence designations. I have received a copy of that information.

1 8. I make this plea freely and voluntarily.

2 9. No one has threatened harm of any kind to me or to any other person to cause me to  
3 make this plea.

4 10. No person has made promises of any kind to cause me to enter this plea except as set  
5 forth in this statement.

6 11. The judge has asked me to state briefly in my own words what I did that makes me  
7 guilty of this (these) crime(s), including enhancements and domestic violence relationships, if they  
8 apply. This is my statement:

9 On or about 9/23/2020, in King County, Washington, I assaulted  
10 Officer Jose Jiminez with a deadly weapon, to-wit, a bat, when I  
11 I struck him with the bat. On September 1, 2020, in King County,  
12 ~~I hit officer Jiminez in the head with a metal base ball bat.~~ 36  
13 Washington, I knowingly and maliciously attempted to cause a fire  
14 located at the Seattle Police East Precinct which fire would have been  
15 manifestly dangerous to any human life and I took a substantial step  
16 ~~towards~~ ~~towards~~ commission of this offense with the intent to commit arson  
17 when I threw a molotov cocktail at the building.

18 12. My lawyer has explained to me, and we have fully discussed, all of the above  
19 paragraphs. I understand them all. I have been given a copy of this "Statement of Defendant on  
20 Plea of Guilty." I have no further questions to ask the judge.

21 Valle Greenberg  
22 DEFENDANT

I have read and discussed this statement  
with the defendant and believe that the  
defendant is competent and fully  
understands the statement.

1  
2  
3  
4  
PROSECUTING ATTORNEY  
Print Name: BRENT R. KLING  
WSBA# 54444

DEFENDANT'S LAWYER  
Print Name: 42873  
WSBA# JASON LANTZ

5 The foregoing statement was signed by the defendant in open court in the presence of the  
6 defendant's lawyer and the undersigned judge. The defendant asserted that [check appropriate box]:

- 7 ☒ (a) The defendant had previously read; or  
8 ☒ (b) The defendant's lawyer had previously read to him or her; or  
9 ☐ (c) An interpreter had previously read to the defendant the entire statement above;

and that the defendant understood it in full.

10 I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. The  
11 defendant understands the charges and the consequences of the plea. There is a factual basis for the  
12 plea. The defendant is guilty as charged.

Dated this 13<sup>th</sup> day of Dec., 2021.

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Kenneth Comstock.  
JUDGE  
Krolem.

I am a Washington State court certified interpreter or have been found otherwise qualified by the  
court to interpret in the \_\_\_\_\_ language and I am fluent in that language,  
which the defendant understands. I have interpreted this entire document for the defendant from  
English into that language. I certify under penalty of perjury under the laws of the State of  
Washington that the foregoing is true and correct.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

INTERPRETER  
Print Name: \_\_\_\_\_



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[If bilingual Spanish form is used.] I am a Washington State court certified interpreter for the Spanish language. I have provided in this form a written Spanish translation of the portions of the form completed in English by the defendant or the defendant's attorney. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.  
Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
TRANSLATOR  
Print Name: \_\_\_\_\_



Cause # \_\_\_\_\_

GO# 2020-256129, 2020-275320,  
2020-277818

Unit File Number:

## Certification for Determination of Probable Cause

That Aaron Dalan is a Detective with the Seattle Police Department and has reviewed the investigation conducted in the Seattle Police Department Case Numbers **2020-256129, 2020-275320 and 2020-277818**.

There is probable cause to believe that **Jacob B. Greenberg 8/25/2001** committed the crime(s) of **Assault in the First Degree with a Deadly Weapon, Arson in the First Degree, Arson in the Second Degree, and Possession of an Incendiary Device** in violation of **RCW 9A.36.011, RCW 9A.48.020, RCW 9A.48.030, and RCW 9A.40.120** respectively within the City of Seattle, County of King, State of Washington.

This belief is predicated on the following facts and circumstances:

On September 1, 2020, at approximately 2030 hours, a group of individuals began gathering inside Cal Anderson Park located at 1635 11 Ave in the City of Seattle. The group was gathered specifically just north of the Shelterhouse inside of the park, which is a poorly lit area in the center of the park that has been an ongoing gathering, training, staging, and supply location for the violent civil disorder events in the City of Seattle over the past several months. Almost all this group was dressed in what is referred to as "black bloc" attire. Black bloc is all black clothing that covers as much of the body as possible, including face coverings (even prior to the pandemic), in order to eliminate individual identification. Many of the members in the group had also donned helmets, respirators, tactical vests and other protective equipment.

Video of the incident shows that over the course of the next 30-45 minutes this group grew to approximately 75-100 individuals, almost all wearing black bloc clothing, helmets, etc..

At approximately 2120 hours, the group left Cal Anderson Park together, marching east on E Olive Way then south on 12 Ave towards SPD's East Precinct, arriving there a few minutes later. The group occupied the intersection of 12 Avenue and E Pine Street as several unidentified individuals spray painted the exterior ecology blocks set up to protect the precinct from damage. Other unidentified individuals threw garbage and garbage bags over the chain-link fencing built on top of the ecology blocks, towards the precinct.

One individual, hereafter referred to as S1 (**later identified as Jacob Greenberg**), was wearing a



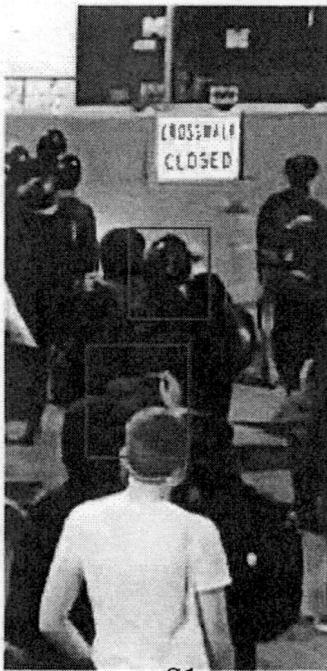
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black helmet with two distinctive light vertical lines on the back of it with a light square to the right of them, goggles, black face covering, black long sleeve coat/sweatshirt, gloves with light gray on the back of the hand and black on the palm side, black baggy pants, and dark gray/black shoes. S1 had a black backpack with a top flap enclosure hung so the bag oriented to their front. S1 also had a gray satchel with a black stripe on the top flap enclosure slung to his left side. Please see below:



S1



S2



S3

S1 can be seen on the video interacting with two others in this intersection. The first of these other two individuals is hereafter referred to as S2 (**later identified as Danielle E. McMillan**). S2 is seen in the video carrying a large paper bag cradled in their arms.

The other individual with S1 and S2, hereafter referred to as S3, is taller, wearing a black helmet, respirator, black long sleeve jacket/shirt, black tights, black backpack, and carrying a large black open umbrella.

S1, S2, and S3 can be seen on this video walking south through the crowd positioning themselves at the far southern edge of the crowd on the east side of the precinct. At least one other individual with an open





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umbrella joined them there, and they all huddled under the umbrellas. Investigators have seen this tactic many times throughout this investigation and it is used to shield criminal actors as they either prepare for or are committing crimes.

At approximately 2126 hours according to the timestamp on East Precinct security cameras, S2 is seen under the umbrellas lighting the wick of a Molotov cocktail and throwing it at the precinct. The Molotov cocktail fails to clear the chain link fence above the ecology block barriers and lands on the pavement and shatters in front of the barrier. The wick extinguished prior to the Molotov cocktail hitting the ground so the contents did not initially catch fire. After S2 threw the Molotov Cocktail, the group ran toward the east side of the street. After a short time, they returned to just in front of the ecology blocks and again huddled together with some members holding open umbrellas, shielding their actions.

After approximately a minute, a small flame can be seen in the video near the umbrellas, and S1 is seen throwing a lit Molotov cocktail successfully over the fence, striking the East Precinct on the northeast corner of the building. The contents ignited on the exterior of the East Precinct. The East Precinct was occupied by officers at the time of the attack. S1 can be seen in the video picking up the black backpack they were carrying, running to the east side of the street, and meeting back up with S2 who appears to give S1 a pat on the shoulder as they walk north on 12 Avenue.

As S1 and S2 walk north, a fourth suspect, hereafter referred to as S4, is seen lighting a Molotov cocktail. S4 throws the lit Molotov at the East Precinct; it clears the fence but shatters as it strikes the metal light pole near the southwest corner of 12 Avenue and E Pine Street. The Molotov cocktail rains down flames inside and outside the barrier and the pole remains on fire burning flammable liquid. The explosion of flames from S4's Molotov cocktail ignited the ground in the area of S2's Molotov cocktail that failed to clear the fence and broke on the ground. This indicates the Molotov S2 threw contained flammable liquid capable of igniting.

A fifth suspect, hereafter referred to as S5, was directing a bright strobe light at the precinct security camera that is mounted to the northeast corner of the building. This individual began this action almost as soon as the group entered the intersection of 12 Avenue and E Pine Street. S5 continued to obscure the vision of the camera through all three Molotov cocktail attacks on the precinct, and only turned and began



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walking away after S4 had thrown their Molotov cocktail and was walking away northbound on 12 Avenue.

It is clear from a review of the incident that this was a well-coordinated, non-spontaneous incendiary attack on the East Precinct as officers were inside the precinct. The group had clearly orchestrated the obscuring of security cameras, and the shielding of the criminal actors as they prepared their Molotov cocktails for throwing.

### September 11, 2020 March on the West Precinct

On September 11, 2020, at approximately 1900 hours the Black and Indigenous Coalition marched from the area of Broadway and E Pine St to the West Precinct located at 810 Virginia St in Seattle. Video from the event depicts S1 from the September 1, 2020 arson at the East Precinct.



**S1 in front of the West Precinct in the first picture, S1 at 8 Ave and Pine St in the second picture.**

At several points during the video, S1 can be seen wearing the same black helmet with light vertical stripes on the back of the head and a light square to the upper right of it they wore during the East Precinct Molotov cocktail attack on September 1, 2020 . S1 is also wearing a black backpack with the top flap enclosure, a full-face respirator with white circular filters is hung from their backpack, black baggy pants



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with a white linear design on the left knee, dark gray/black shoes, gray camera bag with a black stripe on the top flap enclosure, and a camera strapped around his neck.

Although S1 did not appear to be involved in illegal activity during this event, his actions and the photographs of him assist in positively identifying him.

### September 23, 2020 Riot at East Precinct

On September 23, 2020, at approximately 1900 hours, a group began gathering in Cal Anderson Park, located at 1635 11<sup>th</sup> Ave at Seattle. Members of this group were primarily dressed in the common "black bloc" attire seen during violent riots.

Over the next 30 minutes to an hour, this group swelled to 250-300 individuals. This group left the park and marched through the Capitol Hill and downtown areas of Seattle. This group smashed windows along the way, and SPD officers moved in and dispersed the crowd and followed it back to Cal Anderson Park from 4 Ave and Union St downtown.

This group remained in the park for a while until it marched again and made its way to the intersection of 11 Ave and E Pine St., where it set up a barrier with objects such as garbage cans and other debris from the side of the road on the east side of the intersection. At approximately 2245 hours, the crowd continued to block the intersection, and set off explosions in the sally port area on the north side of SPD's East Precinct facility. Because of the continued riotous behavior of the crowd, SPD commanders deployed officers to arrest those for whom probable cause had been developed for unlawful behavior. Over the next several minutes, officers made arrests as SPD commanders gave orders to disperse due to the unlawful assembly.

At approximately 2305 hours, several SPD bicycle officers were riding east on E Pine Street near 11 Avenue when an unknown suspect grabbed the bicycle of SPD Officer Jimenez, serial number #8659, causing him to crash to the ground just south of the intersection at 11 Avenue and E Pine Street. The riotous group continued to approach from the south, with several members scattered through the intersection at 11 Avenue and E Pine Street around officer Jimenez. As Officer Jimenez was getting up off the ground, an unidentified suspect threw a traffic cone at him while the hostile crowd continued to advance east. Another





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unidentified suspect grabbed the rear tire of Officer Jimenez's bike and wrestled him for it. Separated from other officers because of the crash, and with an approaching hostile crowd, Officer Jimenez deployed pepper spray at this unidentified suspect trying to take his issued bicycle.

While Officer Jimenez was distracted by the unidentified suspect wrestling him for his bike facing west, a suspect identified as S1 from the Molotov cocktail attack on the East Precinct on September 1, 2020, ran towards Officer Jimenez from behind with what appeared to be an aluminum baseball bat. S1 wound up, stepped into his swing, and with the full swing of a baseball player, struck the back of Officer Jimenez's head. The force of the strike was powerful enough that S1's follow-through from the strike to Officer Jimenez's head appeared to throw S1 off balance and caused him to stumble to the ground next to Officer Jimenez. As S1 fell to the ground, Officer Jimenez deployed pepper spray towards him as he continued to retreat to the east with his bike. From the video, it appears that S1 would have been hit with at least a portion of this pepper spray deployment. Officer Jimenez continued retreating away from the hostile crowd to the east and S1 was not arrested. The baseball bat was also not recovered.

Because of the strike to the head, Officer Jimenez was transported to the hospital for evaluation and no injury was found. Officer Jimenez's helmet was examined and it was discovered that the force of the impact of the baseball bat was so great there was a vertical crack to the protective interior rigid foam from the base to nearly the top of the helmet. The helmet functioned as it was designed taking the brunt of the force applied by the baseball bat, saving Office Jimenez from likely grave injury.

Unique items of clothing observed on S1 during the assault included a full face mask with white circular filters, black balaclava, a gray camera bag with a black stripe in the middle on the top flap, black baggy pants with some sort of white writing on the left leg near the knee, gray or black shoes with some sort of linear white marking in the middle of the sole, black raincoat, and black backpack.

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Screen capture of video of the assault on Officer Jimenez, showing S1 running towards him with the baseball bat as he is wrestling another suspect for his bike.



Screen capture from the livestream video just before S1 strikes Officer Jimenez in the head with the baseball bat. Note gray camera bag near S1's left hip.

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Screen capture from a video showing the moment of impact against Officer Jimenez's head. Shows the white linear design on S1's left leg and the full-face respirator with circular white filters.

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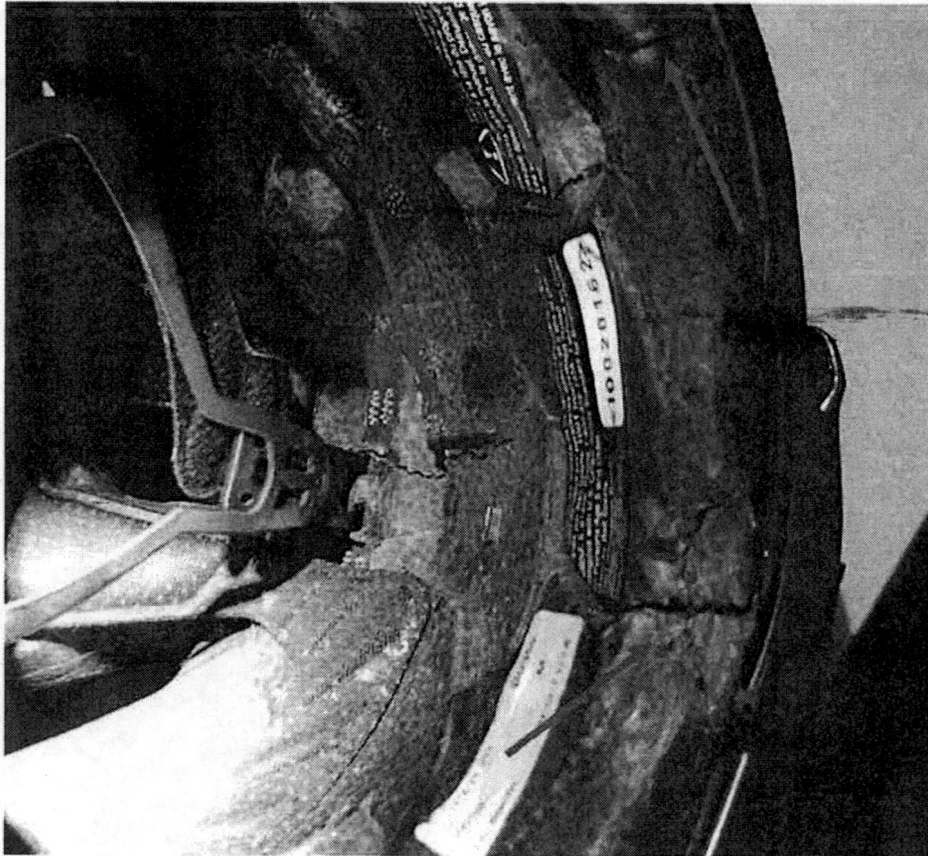


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**Officer Jimenez's helmet with a visible vertical crack through the protective rigid foam at the rear of his helmet from the impact of the baseball bat.**

About an hour after the attack on Officer Jimenez, at approximately 0008 hours on the morning of September 24, 2020 Officer Doaks was near the Capitol Hill light rail station at Broadway and E Denny Way when his body-worn video captured S1 on the sidewalk with several of the other rioters from earlier that evening. This video more clearly captures the clothing of S1. S1 is seen still wearing his full-face respirator with the circular white filters, black rain jacket, black gloves with what appears to be a linear marking on the back of the hands, black baggy pants with a linear mark just below the left knee, and dark gray/black shoes. In this video, it can be seen there is some sort of lighter coloration on the right toe of the gray/black shoe that is not present on the left.



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As Officer Doaks is standing in front of S1 at this location, S1 is taking photos with his camera, which has what appears to be a larger lens on it. Officer Doaks and other officers there were unaware of the description of the suspect in the attack on Officer Jimenez at the time, and S1 was not detained or identified.



Screen captures from Officer Doaks body-worn video showing the white linear marking near the left knee, the discoloration on the right toe of the shoes, and the white linear marking on the gloves.

### September 26, 2020 Riot at East Precinct

On September 26, 2020, at approximately 1500 hours, a group began gathering in and around the area of Cal Anderson Park, at 1635 11 Ave in Seattle. The group grew over the next 30 minutes to approximately 100 individuals, who were dressed in the common black bloc attire seen recently during the violent riots throughout the Seattle area. Many also donned helmets, respirators and gloves. Many individuals armed themselves with shields in apparent preparation for physical confrontation with police.

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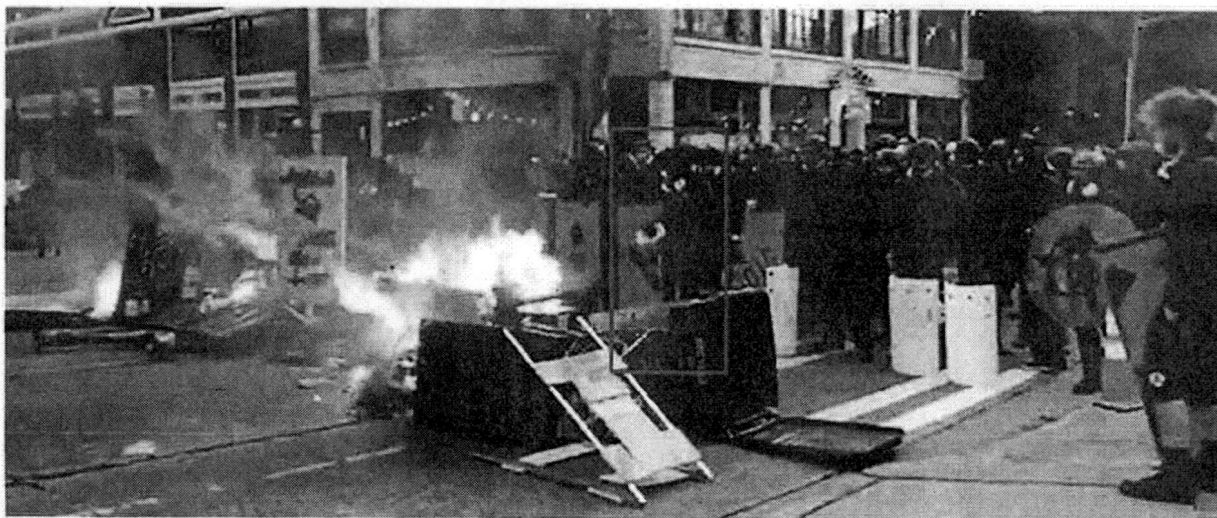
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### Arson and Unlawful Assembly/Riot

By approximately 1900 hours, some car brigade members along with the marchers made it back to the area of 11 Avenue E and East Pine Street. While at this intersection, the group moved trash cans and dumpsters into the roadway across E Pine St on 11<sup>th</sup> Ave, creating a barricade between them and police officers at the East Precinct to the east. Shortly after this barricade was set up, an unknown subject set the contents of the dumpsters and other containers on fire.

It was at this intersection that investigators were made aware that a video that captured S1 in the crowd near 11 Ave and E Pine St. Investigators came into the area, and located S1, who was wearing the same full-face respirator, black rain jacket, black baggy pants, gray/black shoes, black backpack, gray camera bag and was carrying a camera around his neck.

S1 was observed by detectives squirting the contents of a white container with a red top, common for lighter fluid containers, onto the onto the dumpsters and trashcans. The fire instantly flared up and spread across the municipal property (dumpsters, trash cans). S1 was observed approaching the growing flames numerous times repeatedly squirting the flammable liquid he possessed on the flames. Each time S1 squirted the liquid, the flames instantly grew larger until they engulfed the dumpsters, trash cans, and nearly the length of the intersection with the flames eventually reaching seven to eight feet in height.



Above- Greenberg captured squirting a flammable liquid to feed the flames of the barricade





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S1 was seen by investigators at least one time stepping to the southeast corner of 11 Ave and E Pine St. after dousing the flames with the flammable liquid, to take pictures with the camera around his neck.

Based on S1's actions, investigators believed that probable cause existed to arrest S1 for investigation of arson. Investigators maintained a visual on S1 until uniformed arrest teams could move in and place him into custody. When arresting officers moved in for the arrest, S1 attempted to run from officers but was quickly captured and placed into custody.

This male was identified as **Jacob B. Greenberg 08/25/2001**, and he was taken to the West Precinct, where his property and clothing were seized as evidence. Among the items seized were:

- A black raincoat
- Black oversized pants with "Columbia" stenciled in white on the left knee. This Columbia stitching is consistent with the marking seen on S1's left knee during the march on the West Precinct September 11, 2020, and the attack on Officer Jimenez on September 23, 2020. The bagginess of the pants is consistent with the ones S1 is wearing during the Molotov attack on the East Precinct on September 1, 2020.
- A full-face respirator mask with white round filters, consistent with the one S1 was observed wearing during the attack on Officer Jimenez on September 23, 2020. The circular white filters on the full-face respirator had what appear to be an orange residue on at least one of them. The pepper spray that SPD uses is orange in color and consistent with the color of the residue on this filter. The presence of this is also consistent with the September 23, 2020, incident, during which Officer Jimenez pepper sprayed S1 as he fell to the ground. This mask is also seen hanging off S1's backpack during the march on the West Precinct on September 11, 2020.
- A Nikon camera consistent with the one S1 is seen holding in Officer Doaks' body-worn video shortly after Officer Jimenez's attack, and during the march on September 11, 2020.
- A gray camera case with a black stripe on the top flap of the fold-over enclosure with shoulder strap, consistent with the one S1 was observed wearing during the Molotov cocktail attack on the East Precinct on September 1, the march on the West Precinct on September 11, and during the attack on Officer Jimenez on September 23, 2020.



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- A black balaclava consistent with the one S1 wore during the Molotov cocktail attack of the East Precinct on September 1, 2020, the march on the West Precinct on September 11, 2020 and the attack on Officer Jimenez on September 23, 2020.
- Black "Head" brand gloves. These Head brand gloves have the brand name "Head" stenciled in reflective writing on the back of each hand in a similar location as shown above from Officer Doaks' body-worn video of S1 following the assault of Officer Jimenez on September 23, 2020.
- Gray and black shoes. The shoes pictured below have a light stain on the right toe, consistent with the discoloration seen on S1's right shoe on Officer Doaks' body-worn video seen on September 23, 2020. The soles of these shoes also have the same distinctive light linear marking in the middle consistent with the soles seen in Officer Jimenez's body-worn video after S1 struck him in the head and fell next to him.
- Gloves with light gray on the backs of the hands, black on the palms. These are consistent with the gloves S1 was wearing in the Molotov cocktail attack on the East Precinct on September 1, 2020.
- Black backpack with a fold-over enclosure consistent with the one S1 was wearing during the Molotov cocktail attack on the East Precinct on September 1, 2020, the march on the West Precinct on September 11, 2020 and during the attack on Officer Jimenez on September 23, 2020.
- Notable items inside Greenberg's black backpack: goggles similar to the ones S1 was observed wearing during the Molotov cocktail attack on the East Precinct on September 1, 2020 and during the march on the West Precinct on September 11, 2020. There were also two empty O'Douls glass bottles and 4 bandanas; the only missing portion from this equation of a potential Molotov cocktail was some sort of flammable liquid.
- Also seized from Greenberg was an iPhone and an iWatch

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### Search Warrant Service

On September 27, 2020, investigators obtained a King County Superior Court search warrant for Greenberg's residence at 11508 NE 107 Pl Kirkland, WA 98033.

At approximately 0515 hours, investigators served this warrant as Laura Ruderman, Greenberg's stepmother, was present. Investigators recovered two baseball bats, including one aluminum one that had both blue and silver coloration to it from his bedroom which was pointed out by Ruderman. The baseball bat in the video on the attack on Officer Jimenez is washed out with light and appears to be at times all silver in color, and at other times shows some color to it. The investigation as to whether investigators have recovered the baseball bat used during the attack is ongoing.

### The Search of Greenberg's Vehicle

On September 29, 2020, I obtained a warrant to search Greenberg's vehicle that was found and seized from the 1000 block of E Denny Way on the night of September 26, 2020. The silver 2002 Lexus RX VIN: JTJGF10U320141814 with the temporary tag WA LIC/A1857726 in the rear window was still stored in the secure SPD Vehicle Processing Room.

On the rear passenger side floorboard, investigators located a black helmet with a silver triangular design with a small white square to the right of it on the back. When the nylon strap that is mounted vertically in the center of this triangle is snapped together with the button enclosure, it creates what appears to be two vertical lines similar to the ones seen in the photos above worn by S1 on September 1, 2020 (far left photo), and Greenberg on September 11, 2020 (far right photo). See below:

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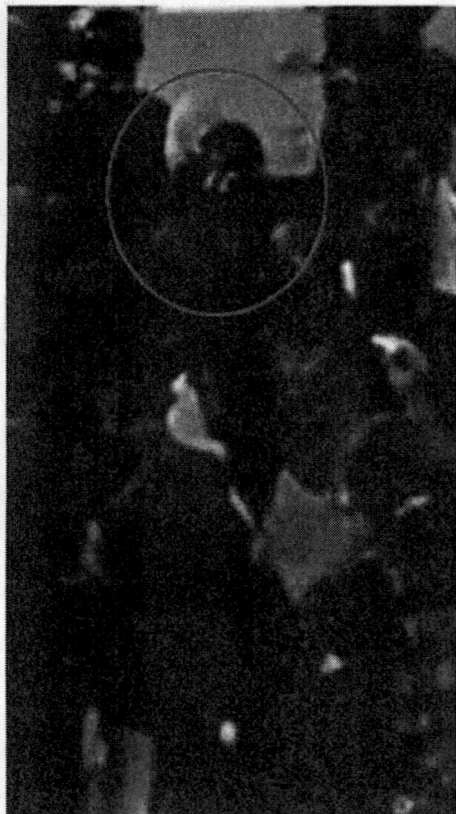


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Recovered helmet



### Search of Greenberg's Phones

Pursuant to a subsequent search warrant, two phones owned by Greenberg were searched. That search revealed Greenberg had a chat thread with a female named "Mariel" who had the number (206) 839-7600 associated with her. The following are highlights of relevant points in the conversation that began on August 31, 2020 and ended on September 18, 2020:

**September 1, 2020 (The night of the Molotov cocktail attack on the East Precinct)**

**4:39 PM**

**Mariel:** "Hey so yeah I know there will be people later but like I said I want to get some stuff going tonight. Like some real shit, ya know?"

**4:40 PM**



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**Greenberg:** *"Yea I know. But what I'm telling you is that ppl will be there tonight. Also we should ask someone before burning the shelter house or is that not our target."*

**4:41 PM**

**Mariel:** *"Yeah that's not what saying"*

*"I would never do that"*

**5:07 PM**

**Mariel:** *"At cal I can meet you"*

*"What's needed for the cocktail s"*

**5:41 PM**

**Greenberg:** *"Gas, mid sized bottle, wicc, rag"*

The two continue to talk about meeting up in the park and the conversation stops until after the Molotov cocktail attack. The two check in with each other when they get home telling the one another they made it home alright and exchange congratulatory messages talking about their desire to memorialize the "action" with tattoos of burning Molotov cocktails or antifascist symbols.

**11:16 PM**

**Mariel:** *"Yeah just got home. Was about to ask you the same thing, thanks for being a good and loyal protest buddy."*

*"I was so worried they tagged my car"*

**Greenberg:** *"Thank you for not being loud about anything and for being smart while we did a good action. Ur a great protest buddy. Thank you."*

**September 2, 2020**

**12:00 AM**

**Mariel:** *"I have a pic of the fire, can I tag you or no?"*

**12:02 AM**

**Greenberg:** *"In what would you tag me. Also make sure you give credit wo whoever got the picture"*

**12:03 AM**





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**Mariel:** *"I took it an just being there"*

Later in the conversation, Mariel talks about her failed throw at the East Precinct:

**12:24 AM**

**Mariel:** *"I know I was an idiot who threw it at and not over lmao"*

*"Damnn Nice"*

**12:25 AM**

**Greenberg:** *"Lol I mean yea but you know for next time lol. I think we were both nervous as fuck and so yea but next time you'll get it"*

**Mariel:** *"Do you think he'd mind if I shared that and have him credit"* (Talking about a screenshot from video of September 1, 2020)

**12:26 AM**

**Greenberg:** *"No as long as you gave him credit then you should be all good. And don't tag me again cuz I don't want to much attention on me at the moment?"*

**12:32 AM**

**Mariel:** *"Of course not"*

**Greenberg:** *"Thanks. Ur awesome"*

**12:34 AM**

**Mariel:** *"So are you, we gotta stick together so nothing bad happens. Also we got to find people who are willing to do stuff like us?"*

**Greenberg:** *"Yeah definitely. I say we make SPOG a bit toasty like we did to ep tonight"*

SPOG is the Seattle Police Officer's Guild that has been attacked with Molotov cocktails and the site of several violent protests. The "ep" reference is likely the SPD East Precinct.

The following exchange happened later in the afternoon on September 2, 2020 and demonstrates their ongoing planning for future Molotov cocktail and explosive attacks on targets in Seattle.

**September 2, 2020**

**4:52 PM**



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**Mariel:** *"Thank you, yeah I think if we get the alcohol from your parents or even if I buy a cheap vodka and just be smart about dumping them in each bottle that will be the way to go. Start finding all those used bottles that will make a big difference. I hope we can find some fireworks."*

4:53 PM

**Greenberg:** *"How many Molotovs are you think we should have by Labor Day. Cuz we shouldn't over use our resources ya dig?"*

4:55 PM

**Mariel:** *"Well we should count on a couple failing but as long as we planit right it can be cost effective?"*  
*"I think 10"*

In another chat thread, Greenberg brags about his involvement with the arson of the East Precinct and Juvenile facility:

**Greenberg:** *"Oh I was also a part of the youth jail fires. Hell yea dude. That's fucking awesome. **I was the one who Molotov the east precinct** and other then that I've broken windows for other people to do DA and I tag all over the place. I'm trying to do more DA tho. And no I don't know potato at least from the name."*  
(emphasis added)

In another chat, Greenberg inserted a KOMO news article that shows a photo of him swinging the bat towards Officer Jimenez's head and had the follwong text exchange:

**Greenberg:** *"Also this ^^"* (Pointing to the attached article)

8:56 PM

**Other:** *"I telling!"*

**Greenberg:** *"Wdym"*

8:57 PM

**Other:** *"Hello 911 ... I hear you're looking for bat man."*

**Greenberg:** *"Sniiiiiiiiitch lmao"*

*"I like that bat man name lol"*



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## Certification for Determination of Probable Cause

Investigators also located a chat thread Greenberg had with an individual by the name of Danielle McMillan that started on September 21, 2020 and stopped on September 25, 2020.

The two discuss protests and the fact that McMillan cannot attend them recently because she has been sick. From the context of the conversations in this thread it is clear to investigators that Danielle McMillan is Mariel from the prior chat thread.

**September 24, 2020, Greenberg and McMillan discuss the attack on a Seattle Police Officer earlier that night.**

**1:43 AM**

**Greenberg:** *"I AM SO PISSED AT THE COPS!!! I FUCKING WENT OFF ON THEM TONIGHT"*

Greenberg sends a link of a video of Seattle Police Officer Jimenez being assaulted with a bat with the attached caption: "Holy shit he hit this cop in the head with a bat so hard..."

**Danielle McMillan:** *"Lol nice!"*

**Greenberg:** *"Thanks (smile emoji)"*

**Danielle McMillan:** *"Very proud of you!"*

**Greenberg:** *"Appreciate it. I'm proud too hehe. Wish he didn't have a helmet on lol"*

**Danielle McMillan:** *"Well still a great shot though"*

**Greenberg:** *"Indeed it was. Thank you"*

Later on September 24, 2020, the two are discuss hiding or destroying evidence related to their crimes:

**Danielle McMillan:** *"As long as your accounts were locked and you did not have texts or photos you should be fine. I would even go as far as dismantling your fb or any account you feel is compromised."*

*"Did you delete all our convos?"*

*"I know I deleted the app on my phone."*

**Greenberg:** *"I'll do that rn"*

*"The ones from Signal are gone"*





Cause # \_\_\_\_\_

GO# 2020-256129, 2020-275320,  
2020-277818

Unit File Number:

## Certification for Determination of Probable Cause

**Danielle McMillan:** *"Were you on signal recently?"*

*"Delete all our conversations on telegraph as well"*

Other notable quotes from Greenberg in his communications:

**September 3, 2020 at 10:27 PM:** *"And can we like pls slit every spd throat"*

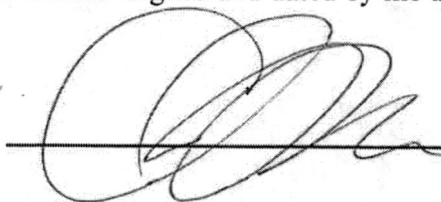
**September 3, 2020 at 10:54 PM:** *"I want the whole damn system to just burn the fuck down!!! Btw I really like fire."*

Based on the foregoing investigation, there is probable cause to believe that Jacob Greenberg worked in concert with Danielle McMillan and others to plan, prepare, and execute the incendiary attack on the SPD East Precinct that occurred on September 1, 2020. Because of this I have probable cause that Jacob B. Greenberg 8/25/2001 committed the crimes of Attempted Arson in the First Degree and Possession of an Incendiary Device on that date.

Additionally, I have probable cause to believe Jacob Greenberg committed the crime of Assault in the First Degree with a Deadly Weapon by striking Officer Jimenez in the head with a baseball bat on September 23, 2020. Despite the opportunity to strike Officer Jimenez almost anywhere on his body as he was distracted and struggling with a hostile crowd with his back turned to him, Greenberg chose to strike Officer Jimenez in the head with enough force to crack the interior rigid foam of the helmet he was wearing.

Finally, I have probable cause to believe Jacob Greenberg committed the crime of Arson in the Second Degree by fueling the barricade engulfed in flames on September 26, 2020, damaging dumpsters and recycle bins that were dragged into the street.

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct to the best of my knowledge and belief. Signed and dated by me this 16<sup>th</sup> day of October, 2020, at Seattle Washington.

 #7558

1  
2 CAUSE NO. 20-C-07403-5 SEA  
3 CAUSE NO. 20-C-07404-3 SEA

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

6 The State incorporates by reference the Certification for Determination of Probable Cause  
7 prepared by Detective Stephen Knapp of the Seattle Police Department for case number 2020-  
8 277818.

9 The State incorporates by reference the Certification for Determination of Probable Cause  
10 prepared by Detective Aaron Dalan of the Seattle Police Department for case numbers 2020-  
11 277818, 2020-256129, and 2020-275320.

12 The Certifications for Determination of Probable Cause in this case demonstrate that the  
13 defendants have spent their time this fall plotting various assaults and fire bombings on police  
14 officers. Communications between the two co-defendants show a high degree of sophistication  
15 and planning for their attacks, from identifying targets (Seattle Police Officer's Guild, East  
16 Precinct), itemizing the needs for set numbers of Molotov Cocktails, calculating expected loss  
17 for failed bombs, and where to obtain supplies. The communications also show that defendants  
18 discussed how to destroy evidence of their attack plans.

19  
20 Relevant to this court's assessment of a likelihood of committing violent offenses is the  
21 disturbing nature in which the defendants seem to revel in their attacks and injuries caused to  
22 public servants. There is discussion of Molotov cocktail tattoos to memorialize their attacks and  
23 sharing news articles of their criminal activities with pride. The discussion related to the attack  
24

Prosecuting Attorney Case  
Summary and Request for Bail  
and/or Conditions of Release - 1

Daniel T. Satterberg, Prosecuting Attorney  
CRIMINAL DIVISION  
W554 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104  
(206) 296-9000 FAX (206) 296-0955

1  
2 on Officer Jimenez, with a metal bat, is particularly horrific. The defendants express being  
3 proud of Greenburg for this assault. But for luck and chance, Officer Jimenez' helmet saved his  
4 life. Defendant Greenburg's communications reflect not only a callous disregard for Officer  
5 Jimenez' life, but also a disturbing remorse that the officer was wearing a helmet when  
6 Greenburg hit him in the head with a deadly weapon. Greenburg also made statements about  
7 plans to commit future acts of violence, such as "can we like pls slit every spd throat".  
8 Because of the defendant's ongoing actions, the State believes the defendants are likely to  
9 commit violent offenses, specifically against law enforcement officers, should this court not  
10 order bail in the amount requested.

11  
12 **Jacob Bennet Greenburg**

13 Pursuant to CrR 2.2(b)(2)(i) and (ii), the State requests that bail be set at \$750,000.00, based on  
14 the likelihood that the defendant will fail to appear in response to a summons and that he may  
15 commit a violent offense. The defendant has not had a first appearance hearing on counts 1 and  
16 2, the class A violent offenses he is now charged with, but has had a first appearance on count 3,  
17 the reckless burning charge. At the time of that hearing, the incident was still under  
18 investigation. Probable cause was found for the crime of Arson in the Second Degree and bail  
19 was set at \$20,000.00, and the defendant was released at second appearance on that count. In  
20 addition to the No Contact with the victim officer of Count 2, the State also requests no contact  
21 with the Seattle Police Department East Precinct. Should the defendant be able to post on the  
22 \$750,000.00, the State requests Electronic Home Monitoring with GPS on top of the bond  
23 amount. The defendant has no known criminal history.

24 Prosecuting Attorney Case  
Summary and Request for Bail  
and/or Conditions of Release - 2

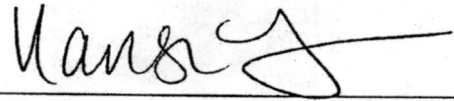
Daniel T. Satterberg, Prosecuting Attorney  
CRIMINAL DIVISION  
W554 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104  
(206) 296-9000 FAX (206) 296-0955



1  
2 **Danielle E McMillan**

3 Pursuant to CrR 2.2(b)(2)(i) and (ii), the State requests that bail be set at \$100,000.00, based on  
4 the likelihood that the defendant will fail to appear in response to a summons and that she may  
5 commit a violent offense. No first appearance has been held. Defendant McMillan has the  
6 following criminal conviction history: 2018 – Reckless Driving, 2018 – Obstruct Law  
7 Enforcement Officer, 2011 - Solicitation to commit VUCSA possession, 2009 – Misdemeanor  
8 Violation of No Contact Order – DV, 2009 – Possess Drug Paraphernalia, 2009 – Solicitation to  
9 commit VUCSA possession, 2006 Assault 4<sup>th</sup> Degree (juvenile offense), 2006 – Malicious  
10 Mischief 3<sup>rd</sup> Degree (juvenile Offense).

11  
12 Signed and dated by me this 16th day of October, 2020.

13  
14  
15 

16 Karissa L. Taylor, WSBA #31563  
17 Senior Deputy Prosecuting Attorney

FELONY PLEA AGREEMENT

Date of Crime: September 23, 2020

Date: October 13, 2021

Defendant: JACOB BENNET GREENBURG

Cause No: 20-C-07403-5 SEA

The State of Washington and the defendant enter into this PLEA AGREEMENT which is accepted only by a guilty plea. This agreement may be withdrawn at any time prior to entry of the guilty plea.

The PLEA AGREEMENT is as follows:

**On Plea To:** As charged in Count(s) 1 and 2 of the ☐ original ☒ first amended information.

☒ **With Special Finding(s):** ☐ firearm, RCW 9.94A.533(3); ☒ deadly weapon other than firearm, RCW 9.94A.533(4); ☐ sexual motivation, RCW 9.94A.533(8); ☐ other \_\_\_\_; for count(s): 2.

☐ **Domestic violence:** ☐ intimate partner, RCW 9A.36.041(3), 26.50.010; ☐ other DV (pre 7/28/19), RCW 10.99.020; ☐ family or household member, RCW 26.50.010 (on or after 7/28/19); for count(s): \_\_\_\_.

☐ This is part of an indivisible agreement that includes cause number(s): \_\_\_\_.

☐ **DISMISS:** Upon disposition of Count(s) \_\_\_\_, the State moves to dismiss: \_\_\_\_.

☒ **REAL FACTS OF HIGHER/MORE SERIOUS AND/OR ADDITIONAL CRIMES:** In accordance with RCW 9.94A.530, the parties have stipulated that the following are real and material facts for purposes of this sentencing:

☒ The facts set out in the certification(s) for determination of probable cause and prosecutor's summary.

☐ The facts set forth in ☐ Appendix C; ☐ \_\_\_\_.

The defendant acknowledges and waives any right to have a jury determine these facts by proof beyond a reasonable doubt.

☒ **RESTITUTION:** Pursuant to RCW 9.94A.753, the defendant shall pay restitution in full to the victim(s) on charged counts and

☐ agrees to pay restitution in the specific amount of \$ \_\_\_\_.

☒ agrees to pay restitution in an amount to be determined at a later date.

The defendant agrees that he or she will not request a first-time offender waiver, or a drug offender or parenting sentencing alternative.

The defendant agrees that any attempt to withdraw the defendant's guilty plea(s), or any attempt to appeal or collaterally attack any conviction or agreed sentence under this cause number or any cause number that is part of this indivisible agreement will constitute a breach of this agreement.

☒ **OTHER:** State agrees to recommend that time imposed on this case run concurrent to time imposed (if any) on related federal case/charges. The defendant and State are jointly requesting an exceptional sentence upwards to 60 months in consideration of a reduction of charges.  
(Inclusive of 12 month DWE)

**CRIMINAL HISTORY AND OFFENDER SCORE:**

a. ☒ The defendant agrees to this Plea Agreement and that the attached sentencing guidelines scoring form(s) (Appendix A), offender score, and the attached Prosecutor's Understanding of Defendant's Criminal History (Appendix B) are accurate and complete and that the defendant was represented by counsel or waived counsel at the time of prior conviction(s). The State makes the sentencing recommendation set forth in the State's sentence recommendation. An essential term of this agreement is the parties' understanding of the standard sentencing range(s); if the parties are mistaken as to the offender score on any count, neither party is bound by any term of this agreement.

b. ☐ The defendant **disputes** the Prosecutor's Statement of the Defendant's Criminal History, as follows:

(1) Conviction: \_\_\_\_\_  
(2) Conviction: \_\_\_\_\_

Basis: \_\_\_\_\_  
Basis: \_\_\_\_\_

c. ☐ The defendant understands that one or more **convictions from other jurisdictions** have been included in the offender score, and agrees that these convictions have been properly included and scored according to the comparable offense definitions provided by Washington law.

Maximum on Count(s) 1 is not more than Life years each and \$ #50,000 fine each. (Corrected per agreement of Parties) (KC)  
Maximum on Count(s) 2 is not more than 10 years each and \$ 20,000 fine each.

☐ Mandatory Minimum Term(s) pursuant to RCW 9.94A.540 only:

☒ Mandatory weapon sentence enhancement for Count(s) 2 is 12 months. This additional term(s) must be served consecutively to each other and to any other term and without any earned early release.

If this offense is a **felony firearm offense as defined by RCW 9.41.010** (including any felony committed while armed with a firearm, drive-by shooting, unlawful possession of a firearm, theft of a firearm, and possession of a stolen firearm), the judge may impose a requirement that I register with the sheriff in the County where I reside, for a period of four years from sentencing or from my release from confinement for this offense, whichever is later, in compliance with RCW 9.41.333. If this felony firearm offense, or an offense committed in conjunction with this offense, involved sexual motivation, was committed against a child under 18, or was a serious violent offense, the judge must impose this registration requirement. If it is later determined by the appellate courts that the facts required to order registration have not been properly established, any firearm offender registration requirement will be stricken.

The State's recommendation will increase in severity if additional criminal convictions are found or if the defendant commits any new charged or uncharged crimes, fails to appear for sentencing, or violates the conditions of release. If the defendant violates any other provision of this agreement, the State may either recommend a more severe sentence, file additional or greater charges, or re-file charges that were dismissed. The defendant waives any objection to the filing of additional or greater charges based on pre-charging or pre-trial delay, statutes of limitations, mandatory joinder requirements, or double jeopardy. This agreement does not preclude the defendant challenging whether a violation or breach of this agreement has occurred.

Felony Plea agreement (2 pages)

Cause No. 20-C-07403-5 SEA

Jake Greenberg  
Defendant

[Signature]  
Attorney for Defendant, WSBA# 42873

[Signature]

Karissa L. Taylor, WSBA #31563  
Senior Deputy Prosecuting Attorney,

[Signature]  
Judge, King County Superior Court



**APPENDIX B TO PLEA AGREEMENT  
PROSECUTOR'S UNDERSTANDING OF DEFENDANT'S CRIMINAL HISTORY  
(SENTENCING REFORM ACT)**

DEFENDANT: JACOB BENNET GREENBURG  
FBI No: XH2XV1CP9 State ID No.: WA28879819 DOC No.:

This criminal history was compiled on: October 21, 2020

- ☐ None known. Recommendations and standard range assumes no prior felony convictions.
- ☐ Criminal history not known and not received at this time. WASIS/NCIC last received on:

Offense	Score	Disposition	Type*
---------	-------	-------------	-------

Comments:

Prepared by: \_\_\_\_\_  
Chantavy San

# **ATTEMPT Arson First Degree**

## **RCW 9A.48.020 CLASS A – VIOLENT/CRIMES AGAINST PERSONS ATTEMPT/SOLICITATION = CLASS A - VIOLENT CONSPIRACY = CLASS B\* - VIOLENT OFFENDER SCORING RCW 9.94A.525(8)**

*If it was found that this offense was committed with sexual motivation (RCW 9.94A.533(8)) on or after 7/01/2006, use the General Violent Offense with a Sexual Motivation Finding scoring form on page 246.*

*If the present conviction is for a felony domestic violence offense where domestic violence was plead and proven, use the General Violent Offense Where Domestic Violence Has Been Plead and Proven scoring form on page 244.*

### **ADULT HISTORY:**

Enter number of serious violent and violent felony convictions ..... x 2 = \_\_\_\_\_  
Enter number of nonviolent felony convictions ..... x 1 = \_\_\_\_\_

### **JUVENILE HISTORY:**

Enter number of serious violent and violent felony dispositions ..... x 2 = \_\_\_\_\_  
Enter number of nonviolent felony dispositions ..... x ½ = \_\_\_\_\_

### **OTHER CURRENT OFFENSES:**

*(Other current offenses that do not encompass the same conduct count in offender score)*

Enter number of other serious violent and violent felony convictions ..... 1 x 2 = 2  
Enter number of other nonviolent felony convictions ..... x 1 = \_\_\_\_\_

### **STATUS:**

Was the offender on community custody on the date the current offense was committed? (if yes) ..... + 1 = \_\_\_\_\_

Total the last column to get the Offender Score (Round down to the nearest whole number)..... 2

## **SENTENCE RANGE**

	Offender Score									
	0	1	2 **	3	4	5	6	7	8	9+
<b>LEVEL VIII</b>	24m 21 - 27	30m 26 - 34	36m 31 - 41	42m 36 - 48	47.5m 41 - 54	53.5m 46 - 61	78m 67 - 89	89.5m 77 - 102	101.5m 87 - 116	126m 108 - 144

\*\* Attempt range is 75% of the standard range.  
Attempt Standard Range is: 23.25 - 30.75  
Midrange is: 27

\* Class B felony offenses have a statutory maximum sentence of 120 months, see RCW 9.A.20.021.

- ✓ For attempt, solicitation, conspiracy (RCW 9.94A.595) see page 58 or for gang-related felonies where the court found the offender involved a minor (RCW 9.94A.833) see page 228 for standard range adjustments.
- ✓ For deadly weapon enhancement, see page 235.
- ✓ For sentencing alternatives, see page 217.
- ✓ For community custody eligibility, see page 230.
- ✓ For any applicable enhancements other than deadly weapon enhancement, see page 225.

## Assault Second Degree

### RCW 9A.36.021(2)(a) CLASS B – VIOLENT/CRIMES AGAINST PERSONS OFFENDER SCORING RCW 9.94A.525(8)

*If the present conviction is for a felony domestic violence offense where domestic violence was plead and proven, use the General Violent Offense Where Domestic Violence Has Been Plead and Proven scoring form on page 244.*

#### ADULT HISTORY:

Enter number of serious violent and violent felony convictions ..... x 2 = \_\_\_\_\_

Enter number of nonviolent felony convictions ..... x 1 = \_\_\_\_\_

#### JUVENILE HISTORY:

Enter number of serious violent and violent felony dispositions ..... x 2 = \_\_\_\_\_

Enter number of nonviolent felony dispositions ..... x ½ = \_\_\_\_\_

#### OTHER CURRENT OFFENSES:

*(Other current offenses that do not encompass the same conduct count in offender score)*

Enter number of other serious violent and violent felony convictions ..... 1 x 2 = 2

Enter number of other nonviolent felony convictions ..... x 1 = \_\_\_\_\_

#### STATUS:

Was the offender on community custody on the date the current offense was committed? ..... + 1 = \_\_\_\_\_

Total the last column to get the Offender Score (Round down to the nearest whole number)..... 2

### SENTENCE RANGE

	Offender Score									
	0	1	2	3	4	5	6	7	8	9+
	6m	9m	13m	15m	17.5m	25.5m	38m	50m	61.5m	73.5m
LEVEL IV	3 - 9	6 - 12	12+ - 14	13 - 17	15 - 20	22 - 29	33 - 43	43 - 57	53 - 70	63 - 84

- ✓ For attempt, solicitation, conspiracy (RCW 9.94A.595) see page 58 or for gang-related felonies where the court found the offender involved a minor (RCW 9.94A.833) see page 228 for standard range adjustments.
- ✓ For deadly weapon enhancement, see page 235.
- ✓ For sentencing alternatives, see page 217.
- ✓ For community custody eligibility, see page 230.
- ✓ For any applicable enhancements other than deadly weapon enhancement, see page 225.

#### Standard Range Calculaiton with Deadly Weapon Enhancement:

Offender score: 2

Standard Range: 12+ - 14 mos.

Deadly Weapon Enhancement (per 9.94A.533(4)): 12 mos.

Standard Range + Enhancement: 24 - ~~28~~ mos.

26 mos JG



**STATE'S SENTENCE RECOMMENDATION**  
**(USE FOR NON-SEX OFFENSE, NON-DOSA SENTENCES OF OVER ONE YEAR ONLY)**

**Date of Crime:** September 23, 2020

**Date:** October 13, 2021

**Defendant:** JACOB BENNET GREENBURG

**Cause No:** 20-C-07403-5 SEA

The State recommends that the defendant be sentenced to a **term of total confinement** in the Department of Corrections as follows:

- ☐ Crime was committed when under 18 and defendant is under 25, so confinement will begin at the Department of Children, Youth and Families (RCW 72.01.410).

23.25 Months on Count 1 ; 48 Months on Count 2 ;

with credit for time served as provided under RCW 9.94A.505. ☒ Terms to be served **concurrently** with each other. ☒ Terms to be served **concurrently** with: count 3. ☐ Terms to be consecutive to any other term(s) not specifically referred to in this form.

☒ **WEAPONS ENHANCEMENT - RCW 9.94A.533:** The above recommended term(s) of confinement do not include the following weapons enhancement time: 12 months for Count 2, which is mandatory, served without good time and served consecutive to any other term of confinement.

**TOTAL LENGTH OF CONFINEMENT** recommended in this cause, including all counts and enhancements, is 60 months.

☒ This is an agreed recommendation.

**NO DRUG OFFENDER SENTENCE ALTERNATIVE (DOSA) - RCW 9.94A.660:**

- ☒ Defendant is not legally eligible for DOSA because ☒ current sex/violent offense; ☐ prior violent offense within 10 years or any prior sex offense; ☒ weapon enhancement; ☐ subject to final deportation order; ☐ not small quantity of drugs; ☐ more than one prior DOSA within 10 years; ☐ felony DUI or physical control.
- ☐ Defendant is eligible but DOSA is not recommended because \_\_\_\_\_.

☒ **EXCEPTIONAL SENTENCE:** Substantial and compelling reasons for departing from the presumptive range are set out in an attached memorandum.

☐ **MOTOR VEHICLE FELONY ALTERNATIVE** on Count(s) \_\_\_\_\_, pursuant to 2019 Wash. Laws Ch. 191, §1: Court to impose 6 to 12 months of community custody to be supervised by DOC; incarceration shall not exceed the midpoint of the standard range less one-third of the community custody term imposed.

☒ **NO CONTACT:** For the maximum term, defendant shall have no contact, direct or indirect, in person, in writing, by telephone, or through third parties, with: Jose Jimenez, except in his official capacity as a law enforcement officer.

☐ and pursuant to RCW 10.99 or RCW 26.50.

☐ Count(s) \_\_\_\_\_ is a **FELONY FIREARM OFFENSE** (defined by RCW 9.41.010) as to which, pursuant to RCW 9.41.330: ☐ firearm offender registration is mandatory; or ☐ firearm offender registration may be required and the State recommends it.

**MONETARY PAYMENTS:** Defendant shall make the following payments:

Mandatory \$500 Victim Penalty Assessment; \$100 DNA collection fee (mandatory unless the State has previously collected DNA as a result of a prior conviction).

- ☒ Restitution as set forth in the "Plea Agreement."
- ☐ Court costs; recoupment of cost for appointed counsel.
- ☐ Other: \_\_\_\_\_.

**COMMUNITY CUSTODY:** for qualifying crimes the defendant shall serve a term of community custody for:

- ☐ Count(s) \_\_\_\_\_, Serious violent offense: 36 months each (a range of 24 to 36 months if crime committed before 8/1/2009).
- ☒ Count(s) 1 and 2, Violent offense: 18 months each.
- ☐ Count(s) \_\_\_\_\_, Crimes against persons or violation of Ch. 69.50 or .52: 12 months each (a range of 9-12 months if crime committed before 8/1/2009).
- ☐ Count(s) \_\_\_\_\_, Motor-vehicle related sentence alternative: \_\_\_\_\_ months each (must be between 6 and 12 months).

☐ Community custody terms on Counts ~~1 and 2~~ to run consecutively (only available if there is a legal basis to run the terms of confinement consecutively).

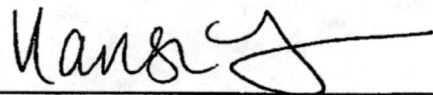
**Community Custody** includes mandatory statutory conditions as well as discretionary conditions set by the court or Dept. of Corrections. The State recommends the court impose these **discretionary conditions**:

- ☐ Obtain an alcohol/substance abuse evaluation within 30 days of release and follow all treatment recommendations.
- ☐ The defendant shall enter into, make reasonable progress in, and successfully complete Domestic Violence Batterer's Treatment per WAC 388-60, a cognitive behavioral therapy alternative such as Domestic Violence Moral Reconciliation Therapy (DV-MRT), or Thinking for a Change. The defendant shall begin that treatment within 30 days of sentencing or release from custody, whichever is later.
- ☐ Other: \_\_\_\_\_.

**MANDATORY CONSEQUENCES:** DNA testing. **Revocation of the right to possess a FIREARM.**  
**DRIVER'S LICENSE REVOCATION** (RCW 46.20.285; RCW 69.50.420). **REGISTRATION** is required pursuant to RCW 9A.44.130 for some kidnap/ unlawful imprisonment offenses.

State's Sentence Recommendation

Cause No. 20-C-07403-5 SEA



Karissa L. Taylor, WSBA#31563  
Senior Deputy Prosecuting Attorney