

WASHINGTON UNIFORM CRIMINAL COMPLAINT DOCKET
 IN THE DISTRICT COURT 1 (TACOMA) OF THE STATE OF WASHINGTON
 COUNTY OF PIERCE, TACOMA

THE STATE OF WASHINGTON,

CIT. NO: N/A
 CAUSE NO: 5YC001845

Plaintiff,

vs.

AGENCY: PIERCE COUNTY
 SHERIFF
 AG ID: 2700
 SIMMELINK-LOVEL

SHYAMALI ROSARIA MALAKAR

#431 00-054
 INCID #: 050550158

2027 86TH AVE CT E
 EDGEWOOD, WA 98037

CRIMINAL COMPLAINT

Defendant.

SEX: FEMALE RACE: DOB: 2/26/1987 DOL#: UNK Exp:
 HT: 5' 5" WT: 110 EYES: BROWN HAIR: BROWN PCN#:

COUNT I UNLAWFUL POSSESSION OF A CONTROLLED SUBSTANCE - FORTY GRAMS OR
 LESS OF MARIHUANA CITE: RCW 69.50.101(q) and 69.50.4014

AMENDED: _____

COUNT II UNLAWFUL USE OF DRUG PARAPHERNALIA CITE: RCW 69.50.102 and 69.50.412(1)

AMENDED: _____

FINDING	DATE	JAIL TIME	DAYS SUSP.	CTS	FINE	SUSP.

(1)

(2)

COUNT I

I, GERALD A. HORNE, Prosecuting Attorney for Pierce County, in the name and by the
 authority of the State of Washington, do accuse SHYAMALI ROSARIA MALAKAR of the crime of

CRIMINAL COMPLAINT - 1

Office of the Prosecuting Attorney
 930 Tacoma Avenue South, Room 109
 Tacoma, WA 98402-2171
 Misdemeanors (253) 798-7446

1 UNLAWFUL POSSESSION OF A CONTROLLED SUBSTANCE - FORTY GRAMS OR LESS OF
2 MARIHUANA, committed as follows:

3 That SHYAMALI ROSARIA MALAKAR, in Pierce County, on or about the 24th day of
4 February, 2005, commit the following offense at : RCW 69.50.101(q) and 69.50.4014, UNLAWFUL
5 POSSESSION OF A CONTROLLED SUBSTANCE - FORTY GRAMS OR LESS OF MARIHUANA,
6 [MISDEMEANOR] did unlawfully possess 40 grams or less of marihuana, a controlled substance,
7 contrary to RCW 69.50.101(q) and 69.50.4014, and against the peace and dignity of the State of
8 Washington.

9 COUNT II

10 And I, GERALD A. HORNE, Prosecuting Attorney for Pierce County, in the name and by the
11 authority of the State of Washington, do accuse SHYAMALI ROSARIA MALAKAR of the crime of
12 UNLAWFUL USE OF DRUG PARAPHERNALIA, a crime of the same or similar character, and/or a
13 crime based on the same conduct or on a series of acts connected together or constituting parts of a single
14 scheme or plan, and/or so closely connected in respect to time, place and occasion that it would be
15 difficult to separate proof of one charge from proof of the others, committed as follows:

16 That SHYAMALI ROSARIA MALAKAR, in Pierce County, on or about the 24th day of
17 February, 2005, commit the following offense at : RCW 69.50.102 and 69.50.412(1), UNLAWFUL USE
18 OF DRUG PARAPHERNALIA, [MISDEMEANOR] did unlawfully use drug paraphernalia to plant,
19 propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test,
20 analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human
21 body a controlled substance, contrary to RCW 69.50.102 and 69.50.412(1), and against the peace and
22 dignity of the State of Washington.

23 I, KEVIN S. BENTON, Deputy Prosecuting Attorney, certify/declare under penalty of perjury
24 under the laws of the State of Washington that I have reasonable grounds to believe, and do believe, the
above person committed the above offenses contrary to law.

Author: ksb

DATED this 4th day of April, 2005.

By: 

KEVIN S. BENTON
Deputy Prosecuting Attorney
WSB#: 16891

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6 NO. 5YC001845
7 DECLARATION FOR DETERMINATION
8 OF PROBABLE CAUSE

9 Kevin S. Benton, declares under penalty of perjury:

10 That I am a deputy prosecuting attorney for Pierce County and I am familiar with the
11 police report and/or investigation conducted by the Pierce County Sheriff's Department case
12 number 05-055-0158;

13
14 That the police report and/or investigation provided me the following information:

15 That in Pierce County, Washington, on or about the 24th day of February, 2005 the
16 defendant, SHYMALI MALAKAR, did commit the crime of Unlawful Possession of Forty
17 Grams or Less Of Marijuana and Unlawful Use of Drug Paraphernalia. Police conducted an
18 investigation regarding a marijuana grow operation at the defendant's residence she shares with
19 her mother. On 2-24-05 police executed a search warrant authorized by the Pierce County
20 Superior Court. The defendant and a friend were at the residence at the time the warrant was
21 served. The grow operation was located in an outbuilding. The defendant admitted that she
22 smoked marijuana and that she had both paraphernalia and marijuana in her bedroom. Police
23 located smoking devices and a baggie of marijuana where the defendant described.

24 I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE
25 OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: April 4, 2005.
PLACE: TACOMA, WASHINGTON


Kevin S Benton WSB# 16891

ksb