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OAG CASE # 20-71455
INVESTIGATOR: Steen
UNIT: Investigations
REPORT DATE: 2/17/2021

REPORT OF INVESTIGATION

Case Name: Bannock-Kootenai Agency Assist
Case Status: Open
Title of Report: IAR# 35 - Case Summary Report
Route To: KCPA
Victim: Lance Allen Quick
Originating Agency/Complainant: Bannock County PA
Agency DR #:
Date Assigned: 10/30/2020

SYNOPSIS:

- 1. On December 14, 2018, Lance Allen Quick died while in custody of the Bannock County Jail. His death was initially investigated by the Tri-County Task Force. Once this case was accepted by a conflict prosecuting attorney, the Idaho Attorney General's Office (OAG) was asked to follow-up and supplement Tri-Counties' criminal investigation.
2. This report summarizes, OAG Chief Investigator Michael Steen's investigative findings and encompasses information derived from: records, reports, phone and face-to-face conversations, video footage, and document analysis. Refer to individual referenced reports or records for specifics.
3. Though portions of this report outline conduct that may demonstrate policy violation(s), or in some cases poor judgment, not all violations are criminal. Charging decisions are solely the responsibility of the conflict prosecutor, based on relevant Idaho Statute, and no recommendations or criminal conclusions are listed in this report.
4. For clarity, this report is written in chronological order, beginning with Lance's involvement with local police, arrests and incarcerations, the Bannock County's mental hold process, and Lance's ultimate death and subsequent findings by medical experts.
5. Bannock County and Ivy Medical reported important changes to jail policies and procedures after Lance's death, however this investigation's purpose was not to identify responsive measures, but to identify the events leading to Lance's death.

Report by: [Signature] Supervisor / Peer Review: [Signature]
Printed Name: [Name] Signature: [Signature] Printed Name: [Name] Signature: [Signature]

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INVESTIGATIVE INFORMATION:

Historical Background

6. In 2018, 40 year-old Lance Allen Quick rented a home in Chubbuck, Idaho from his parents, Kim and Shauna Quick. Kim Quick was the Bannock County Coroner, and had been for 12 years, and a deputy coroner for 14 years before that. (Quick Intvw 20201208)
7. During a December 8, 2020, interview, Kim and Shauna Quick identified Lance as one of their four children. Lance worked for the Idaho Falls Fire Department as a firefighter/paramedic from July 2003 until about January 2007.

[REDACTED]

However, holidays were hard on Lance, sometimes triggering "manic episodes." Mrs. Quick described times where Lance did not recognize her as his mother. Other times Lance acted out in anger and irrationality. Mrs. Quick related Lance often did not remember his actions when he entered a manic state. In one extreme, while on the phone with Mrs. Quick, Lance placed a gun to his head and pulled the trigger, only to jerk the barrel away from his head at the last moment, firing a round in the air. On the other hand, Lance held down a job as a home inspector, was seen by family and friends as fun-loving and caring, and doted on his nieces and nephews.

8. The Quicks were adamant that Lance did not drink alcohol but admitted he occasionally consumed "marijuana gummies." (Quick Intvw 20201208)
9. One of Lance's close personal friends was a female named Jodi Carlson. During a December 8, 2020, interview, Ms. Carlson said she was, and still is, a registered nurse (RN) who is very familiar with mental disorders. She had known Lance since junior high school. In the summer of 2018, Ms. Carlson and Lance reconnected and developed a good friendship. She stated that Lance was always upfront [REDACTED] and had not experienced a "mental break" in over three years.
10. Ms. Carlson noticed that around Lance's birthday, November 9, 2018, he "started posting [on social media] weird stuff." She said he called her from Portneuf Medical Center (PMC) where he was purportedly receiving inpatient treatment. (Carlson Ph Intvw 20201208)

Welfare Check and Battery Charge – November 2018

11. On November 14, 2018, at about **12:20pm**, Chubbuck Police (CPD) were summoned to Lance's home for a welfare check. Lance's sister, Audra Ladwig, and her husband, Eric, told arriving officers that Lance [REDACTED] and is in a "manic phase." Lance had broken his TV, punched holes in his walls, and vacillated between threatening and compliant. More than once, Lance barricaded himself in his bathroom, only to exit the bathroom

- to talk to police; doing so at one point naked. Officers Cammack, Armstrong and Conlin convinced Lance to accompany them to Portneuf Medical Center for mental evaluation, noting Lance, "was not mentally fit . . . to take care of his own basic needs." A glass paraphernalia pipe was located and destroyed at the home. (CPD #18-C6265)
12. Mr. & Mrs. Quick explained that Audra, along with Audra's husband delivered a birthday present to Lance at Lance's home. During that visit, Lance exhibited irrational behavior that culminated in Lance being taken into protective custody. (Quick Intvw 20201208)
 13. Upon arriving at the hospital, CPD turned Lance over to Portneuf staff and left. At some point during the hospital's assessment and intake process, Lance became upset, pushed Security Guard Kacey Farrens and punched RN Max Lefevre. Hospital staff called police and Pocatello Police (PPD) officers Namohala and Weinheimer responded and ultimately charged Lance for battering staff. Lance was not taken to jail, but left with hospital staff to complete the Mental Protective Hold. (PPD #18-P23990)
 14. According to the Quicks, Lance was particularly upset about not being able to take his service dog with him when admitted into the hospital. The Quicks described Lance's altercation with hospital staff. This bothered the Quicks because Lance ended up with "two black eyes" and they wondered how Lance could be seen as a criminal when he was "just defending himself." (Quick Intvw 20201208)
 15. Six days later on November 20, 2018 at noon, according to Portneuf Medical Center discharge records, Lance was released from the "Inpatient Behavioral Health/Psych Ward." His discharge list of medications consisted of [REDACTED]
 16. The Quicks stated that either at BHU or jail, Lance was seen by a physician's assistant (PA) who prescribed [REDACTED]. As Lance had been [REDACTED] for several years, the Quicks said Lance's primary mental health doctor, Dr. (FNU) Ross said, "You don't do that." [REDACTED] did not meet Lance's needs to address mania when he felt it coming on. (Quick Intvw 20201208)
 17. Supplied records are not clear how he got from the hospital to the jail, but immediately after his hospital discharge, on that same day, Lance was booked into the Bannock County Jail at 12:38 pm for the battery charges. His booking paperwork was prepared by Bannock County Sheriff's Office (BCSO) jail deputy, A K Huff. During the Initial Inmate Assessment, Lance told Huff "he will need his meds" and Huff noted Lance's medication as, "Listed on the medical sheet." It is unclear whether Lance was booked with a prescription list or actual medications.
 18. The following day, November 21, 2018, Lance was released from the jail. His release medication list, as prescribed by the facility physician, was given as: [REDACTED]
[REDACTED] Again, it is unclear whether Lance had the listed medication in-hand, or if he simply had a prescription list. (Jail Records)
 19. His most recent recorded weight was purportedly 169 lbs. (November 27, 2018 medical record alluded to in a 2019 civil complaint).

20. On December 3, 2018, the Quicks cosigned for Lance's new-used truck. On December 7, 2018, Lance called Mrs. Quick to ask if he could use the garage to work on his new truck. Mrs. Quick related that she did not answer Lance in the manner Lance expected and he became upset. She recognized that Lance was not doing well mentally. (Quick Intvw 20201208)

The Designated Examiner Process and Mental Holds

21. Marty Cooke, in a December 3, 2020 interview identified himself as a junior Designated Examiner (DE) working for the Idaho Department of Health and Welfare (DHW). Senior DE's, as he explained and is discussed later in this report, are typically PhD level mental health practitioners that are not State of Idaho employees. According to DE Cooke, a senior DE will usually examine the same patients as the junior DE, but after the junior conducts the initial examination. Often there is collaboration between the two for patient care.
22. In a 2nd phone interview on December 18, 2020, DE Cooke outlined the DE process for the area in East Idaho for which he covers. He explained that upon a designated examination, the DE files a "positive or negative" certificate with the court. The DE also attaches an addendum with positive certificates. These certificates are sent to the entity requesting the DE, the prosecuting attorney's office, and "Judge Murray's office." Even though Idaho code allows five days to schedule a hearing, Judge Murray's clerk, Jeanine Fox, usually schedules a commitment hearing within 24-hours (if the certificate is received before 3:00 pm, the hearing is scheduled for the next day, if after 3:00 pm, the hearing is scheduled for the day after next.) Ms. Fox then reaches out to the senior DE.
23. The senior DE responds to examine the patient the night before, or morning of the hearing. The senior DE only responds after notification from the court clerk. When the senior DE completes their examination, a copy of their certificate is brought to the hearing. If the junior DE files a negative certificate, the court files the certificate, but there is no further action taken.
24. Both the junior DE and senior DE testify in the mental health commitment hearing. The patient is represented by a public defender, and the state is represented by the local prosecutor's office. At the end of the hearing, the judge either orders the patient into the State's custody or denies the request for committal. DE Cooke clarified that subject to an Order of Commitment, the patient is not technically in the State's custody for 24-hours. After 24-hours, it is the State's responsibility to find the patient a bed. He also noted the public defender typically tries to meet with the patient just prior to the hearing.
25. Once there is a positive DE, the designated examiner coordinates between the jail and Portneuf Medical Center (PMC) for bed space. DE Cooke explained that patients coming from the jail usually don't "have a lot of medical work up." "We try to get them to the hospital for medical workup, [to] rule out anything medically causing their presentation."

26. He noted that Idaho code excludes committals for patients who are strictly under the influence, developmentally delayed, or age related disorders, such as dementia.
27. Typically, as DE Cooke explained, "commitment doesn't happen until they are in the hospital." He said, "Courts prefer they [patients] are in the hospital for the hearing because they have already been medically cleared." He also noted that PMC "won't accept someone from the jail without a positive DE." Once committed, PMC "now accept[s] inmates temporarily until bed space is located in State Hospital. DHW can authorize inmates to be held in jail until a bed is available, but inmates still have to be medically cleared before State Hospital."
28. To complete a positive designated examination, from the time of notification, the process normally takes "two days, up to three days. Weekends throw in a monkey wrench." He followed up with court scheduling and the fact that DE's have 24-hours to render a decision and file a certificate after examining a patient.
29. Jennifer Brizee, PMC's legal counsel, supplied Steen with additional information about mental holds and committals from the hospital's perspective. Ms. Brizee explained that patients cannot be committed to the PMC Behavioral Health Unit until they are seen by a designated examiner and judge. The patient can be assessed while in the emergency room, but still need to be seen by the DE and later committed by a judge. With respect to behavioral health unit bed space, the availability of bed space can change almost hourly and it is difficult determining when a hospital will have to divert patients because of the lack of bed space. (Brizee Ph Call 20201210)

BCSO Jail

30. According to BCSO staff interviews and scheduling records Steen learned that the Bannock County Jail houses a maximum of 330 adult, male and female inmates. Jail staffing rotates between 12-hours shifts, beginning at 7:00am until 7:00pm for Day Shift, and 7:00pm until 7:00am for Night Shift. Each shift, by policy, must have a minimum of eight deputies. (BCSO Jail Policy 1.11). According to BCSO Jail Commander, Captain Tad Bybee, each shift divides staff among, varying areas, i.e. Booking (two certified deputies or two civilians), Central Control (one certified deputy or one civilian), Rover (one certified deputy), C Pod (two certified deputies), D Pod (one certified deputy), and E Pod (one certified deputy). During Day Shift, there may be additional staff (typically two certified deputies) to handle court and medical transport. Mental health related transport is specifically contracted out to private companies, Peek Transportation and/or Blue Knight Security. After hours, or for Night Shift related transports that are non-mental health, the shift supervisor has the authority to call a deputy in from off-duty.
31. The jail's command staff is comprised of one jail commander, Captain Tad Bybee, and two jail lieutenants, Lyle Thurgood and Kasey Johnson. Capt. Bybee works Monday thru Thursday, ten hour shifts during the day, and Lt.'s Thurgood and Johnson work Monday thru Thursday, or Tuesday thru Friday, respectively, during the day. None of these three work weekends. Capt. Bybee reports directly to the Chief Deputy, Jim Dalley and Sheriff, Lorin

Nielsen. Both Dalley and Nielsen work weekdays specifically as well. Capt. Bybee, along with the two lieutenants, are responsible for the overall coordination and management of the jail.

32. Each shift is supervised by a sergeant (or shift supervisor). These sergeants work the same 12-hour schedule as their teams, and rotate along with their teams for work-days and off-days. There are other sergeants assigned to Day Shift, Monday thru Friday, to specific tasks such as Training and Scheduling, however, it appears these sergeants are not considered "shift supervisors" unless they are filling in for an absence. Each shift supervisor has at least one corporal that acts as a floor supervisor, but who also rotates between assigned areas just like regular jail deputies. These corporals act as shift supervisors during the sergeant's absence.
33. As there are no command staff scheduled throughout the weekend, each of the four weekend shifts (two Day and two Night), are run exclusively by the individual sergeants. When the need arises, sergeants have the ability to call the lieutenants or the captain. Sergeants leaving at the end of their shift, often but not always, pass important information onto the incoming sergeant. Periodically, sergeants leave shift early and information may not be passed onto the incoming shift. This is referenced later in this report.
34. The jail maintains a bank of cameras that record 24-hours a day. Some of the areas covered by cameras are delineated by titles that describe what area of the jail the camera covers. For instance, "Fingerprint" covers the fingerprint equipment, but also some of the holding cell doors, a portion of the booking counter, and the pat-down cell door. Relevant to this investigation are camera areas titled: Fingerprint, Booking 1, Booking Counter, Cell 8, Incoming Sally Port, and Pat Down.
35. Jail video footage supplied to the OAG contains gaps between recorded sections. With the exception of video footage Cell 8 and Pat Down Wall, there is no comprehensive coverage. In a February 11, 2021, email, Cap. Bybee confirmed that the recording system is activated by motion, therefore, when there is no movement, the system does not record.
36. With respect to incoming phone calls to the jail, calls usually go through central control, but sometimes go straight to booking; depending which number is dialed. No calls are given to inmates. Inmates have the ability to call from within the jail, but cannot receive incoming calls. Jail staff are supposed to create an inmate log when calls are received with information regarding an inmate's medical needs. These calls are also routinely transferred to medical staff. When an inmate needs medication, the jail can accept that medication delivered from outside sources. (Bybee Intvw 20201209)
37. The booking area sits in the center of the jail and is a work area for paperwork to log incoming inmates into the jail's system. Surrounding the booking area are several small cells with glass windows. These cells are referred to as holding cells and are used as pre-booking staging rooms, suicide watch rooms, observation rooms, etc. Some of the holding cells have toilets, others do not. At least one of the holding cells, Cell 8, has a camera in the ceiling. Cell 8 does not have a toilet or concrete bench, just a grated hole in the floor where water circulates. There is a

button located outside of Cell 8 used to flush out the water in the hole. This button, as described by Capt. Bybee in a February 9, 2021 phone call, is located just above the restraining chair in the fingerprint area. Just to the right of Cell 8 is a door leading to a pat-down area. Just to the right of that door, is the flush button.

38. Located about chest height is a quarter-sized button mounted on the wall between Cell 7's and Cell 8's doors. As described by Capt. Bybee and Cpl. Daniel Woodward, this is a scanner used to document when deputies check the holding cells. These checks are referred to as "15-minute checks" or "walks." Deputies hold a cylindrical object up to the scanner and it beeps, notifying the user the scan was accepted. In review of supplied jail video footage, deputies regularly checked on cells and scanned their checks. Though not a regular occurrence, there were times deputies would walk past cells without looking in and scan as if they had checked the inmates. This happened a number of times while Lance was in Cell 8.

Ivy Medical

39. The BCSO Jail contracts with a private company for in-house medical professionals to assess and treat inmates. The current company, Ivy Medical started with the BCSO on December 1, 2018, eight days before Lance was booked-in, and 14 days before his death. Ivy Medical's owner and director is Dr. Sherry Stoutin. Dr. Stoutin staffs the BCSO with four nurses, one administrative assistant, an off-site nurse practitioner, a med-passer, and has at least one social-worker related staffer that is available for call-ins.
40. When Ivy Medical started their new contract, Dr. Stoutin retained at least three of the previous nurses already working in the jail: Melanie Sparrow, Allison Jorgenson and Zhanna Crystal. The fourth, Jessica McFadden, was hired after the new contract began. Nurses work a similar rotating 12-hour schedule as the deputies; one nurse per shift, however, their shifts run from 8:00 am/pm to 8:00 am/pm.
41. According to nurse interviews, nurses may or may not, pass information onto the incoming nurse. This is referenced later in this report.

Officer Contact – Thursday, December 6, 2018

42. Mr. and Mrs. Quick informed Steen that Lance had been stopped by the Pocatello Police sometime around December 6, 2018. This traffic stop was witnessed by a man named Gary Conan. After the stop, Mr. Conan allegedly called the jail to see if Lance had been arrested. Mr. Conan was purportedly told to stay away from Lance as Lance is not a good person. Steen has been unable to reach Mr. Conan to verify this information. (Quick Intvw 20201208)
43. During a February 9, 2021, phone call with Cpl. Daniel Woodward and FOP Attorney Joe Filicetti, Cpl. Woodward said recalls that one of the jail's previous employees, Masoomah Abbassi, took a call on "one night shift" from an outside party and beckoned Woodward over to assist with the call. The caller was asking "if this guy is here [in the jail]" and asking about "this person." In hindsight, Cpl. Woodward thinks this call may have been Lance. Dep.

Abassi wanted to know what she could tell the caller. Cpl. Woodward stated that he does not know "the words he gave her" but may have told her "this guy is bad news" and "gave her the go-ahead to answer" the callers questions and "tell him to be careful." Cpl. Woodward could not remember if the caller was specifically calling about Lance, but this sounded like it could have been [about Lance].

DUI Arrest – Saturday, December 8, 2018

44. On December 8, 2018, at about 4pm in the afternoon (17 days after discharge from jail), Lance walked his dog through Justin Stover's private Pocatello residence's garage and into Stover's backyard. Lance told Stover he was "conducting a home inspection" and was "there as a funeral director for business matters." Lance's dog smelled dog feces on the grass and Lance bent over, spread the grass, and smelled it himself. When told to leave, Lance left the backyard and drove away. Stover called the police. Responding officers were Bloxham, Buck, Vail, Higbee, and Lugo. (PPD #18-P25457)
45. After leaving Stover's, Lance parked his truck near the Holt Arena, left it running with the dog in the cab and the flashers on, and as described by Rayna Valentine and juvenile witnesses, slipped through the snow carrying flowers into the Holt Arena where he was ultimately found by Pocatello PD, specifically Lt. Higbee. Lt. Higbee noted Lance's constricted pupils and blood on his knuckles. Lance told officers he was "confused" and accepted an offered paramedic response. Paramedics assessed and "cleared" Lance medically.
46. Lance denied drinking alcohol but told officers he [REDACTED] Lance's "behaviors, mannerisms, and actions" led officers to believe Lance may be under the influence of an unknown substance. Therefore, he was arrested for suspected DUI and taken to the Pocatello PD where he blew .000 showing he had not been drinking. A blood draw was administered and Lance was driven to the Bannock County Jail by Officer Lugo. (PPD #18-P25457) Later blood results showed the presence of THC. (Bingham County Coroner's Report)
47. Jodi Carlson, Lance's friend, reported that after Lance's arrest, she received a knock on her door from the police. The Pocatello police officer told her that Lance had been arrested and Lance told officers that Ms. Carlson was his (Lance's) fiancée and that they lived together. Lance had supplied Ms. Carlson's address as his own, and claimed they had been in an argument prior to him driving. This precipitated a welfare check by police to see if Ms. Carlson was okay. Ms. Carlson explained to police that none of this was true and that she and Lance were just friends. (Carlson Ph Intvw 20201208)
48. While speaking with police, she explained that, "I said he's manic. He's got to go to the hospital now!" The officer purportedly phoned the arresting officer (Bloxham) who was still with Lance, and told Ms. Carlson that Off. Bloxham would call Ms. Carlson back. This interaction took place at 4:57 pm. When Ms. Carlson did not hear back

from Off. Bloxham, she called the police department and still was unable to reach Bloxham. Ms. Carlson then called a 2nd time on a later date, but has never heard back from Officer Bloxham.

Saturday, December 8, 2018 - BCSO Jail Night Shift 7:00pm-7:00am

49. Saturday Night Shift was supervised by Sgt. Jodi Weaver. Her corporal was Ralph VanDyke and there were seven additional deputies on-duty. The on-duty day nurse was Allison Jorgenson who stayed on shift for one more hour until 8:00 pm. The night nurse, Zhanna Crystal, came on at 8:00 pm. As this is was weekend, there were no command staff working.

50. Jail Pat-Down Wall video footage shows a PPD officer escort Lance into the pat down room at **7:00:18 pm**. Lance is greeted by a jail corporal who pats Lance down. Lance is wearing an orange t-shirt, grey t-shirt, black pants, black tennis shoes, and white socks. He has a pink wrap on his arm from the PPD blood draw. When entering the room, Lance appears to walk with difficulty. The audio records Lance saying, "My legs are freaking weird." The deputy asks, "Have you been in the hospital?" and Lance replied, "I should be in the hospital." According to PPD Officer Lugo's report:

"As Quick exited my patrol vehicle and he found out he was not going to Portneuf Medical Center, he began to limp his legs and began shaking his legs, and he said something was wrong with his legs. He said he did not know and was kicking his legs and rolling his ankles to the side. He insinuated he could not walk. I opened the door for him to enter the jail and stood by with him while jail staff asked him general questions. A nurse checked on Quick at the jail. As soon as Quick found out he was not going to the hospital, his legs stopped hurting and he was able to stand without further incident." (PPD #18-P25449)

51. When Lance is asked by the deputy if he is "in need of medical attention", Lance responds, "yes"; "for my legs." As Lance stands with his head against the wall he begins to kick out his legs, in a fallen asleep type motion. At that point, at **7:02:02 pm** the deputy radios for a nurse. Within one minute, Nurse Jorgenson arrives to assess Lance. At some point another deputy arrives and both deputies hold Lance up. Below is Nurse Jorgenson's dialogue:

AJ: What's wrong?

LQ: I can't control my legs.

AJ: You can't control your legs?

LQ: I don't know what's going on.

52. Nurse Jorgenson gains Lance's name and then asks what's going on with them [his legs]? Lance replies that he can't control them [he is alternating moving and rolling each ankle and leg]. Lance tells those present that, "This is not where I need to be. I need to be in the hospital."

53. Lance tells Nurse Jorgenson that he is on medication, but does not answer when asked what medications. He later tells her [REDACTED] and he smoked "a little weed." Lance is told by one of the deputies his bond will be \$500 and Lance answers in the affirmative that he might be able to bond out.

54. At **7:05:39 pm**, Nurse Jorgenson attaches a blood pressure cuff to Lance's left arm and checks his blood pressure. Jorgenson leaves at **7:06:54 pm**. Lance is escorted out of the pat-down room at **7:08:17 pm** and is placed into holding Cell 6, just outside of booking. There are no medical records to accompany the nurse's assessment.
55. During Nurse Jorgenson's December 5, 2020, phone interview, she said she recalls assessing Lance at the pat-down wall and said she "doesn't remember any medical concerns. She noted it is not uncommon for nurses to be summoned to the pat-down wall to assess incoming inmates. Sometimes it's because the inmate has medications with them at the time of arrest and sometimes they have medical needs to be tended to. Jorgenson does not remember anything specific with Lance.
56. Nurse Jorgenson did not see, was not called upon to assess, or have any other dealings with Lance until his death on Friday, December 14th. Her comment after death was, "How come we didn't know about this guy?" Discussed later in this report.
57. No video footage of Lance's booking was supplied to the OAG. Therefore, circumstances surrounding his booking is taken from witness accounts and jail records. As explained by Capt. Tad Bybee in a November 23, 2020, interview, "Inmate Quick would not cooperate with the booking process."
58. The inability to book Lance triggered jail Policy 6.2 Alcohol/Drug Problems, which states in part, "*Inmates who are intoxicated upon incarceration will be held in Booking until they are sober and no longer exhibiting signs of intoxication or withdrawal.*"
59. Sgt. Jodi Weaver explained in her December 9, 2020 interview that, even though she was the Night Shift supervisor, she does not recall Lance. She stated she did not know Lance was not booked, but referred to inmates who cannot be completely booked into the jail, as being "para-booked." This means an inmate is partially logged into the jails system, but the booking process cannot be completed. The incomplete booking packet is supposed to be placed into a basket or box labeled "para-booked." She does not remember seeing this packet.
60. Jail records (4093903) show partial booking information was started at **7:19:09** by E. Ivins. Partial booking information was completed at **7:22:01 pm**. (Jail Record B02247478). At **7:33:28 pm**, Lance is assigned to Cell 6 by E. Ivins. (Jail Record 4093905)
61. Jail Booking Counter video footage shows that at **7:49:25 pm**, Lance waves down a deputy through holding Cell 6. Lance appears to be wrapped in a blanket and is waving what looks to be a white cup. The same deputy that patted Lance down, stands outside Cell 6's window and converses with Lance until **7:53:01 pm**. There is no audio for this camera.
62. Nurse Jorgenson ends her Saturday Day Shift at approximately **8:00 pm**. Nurse Zhanna Crystal begins her Saturday Night Shift with no knowledge of Lance. According to Nurse Crystal's December, 1, 2020, phone interview, she didn't know anything about Lance, and didn't learn that Lance was in custody until Thursday, December 13, 2018.

63. At some point that evening, Jodi Carlson says she called the Bannock County jail for Lance's bond amount. The person she spoke with told her, "It's \$1000, but he's [Lance] drunk and violent." Ms. Carlson stated in her December 8, 2020, interview that she had no reason not to believe the person she spoke with that Lance was drunk and violent. There is no jail record of this call.
64. The Quicks explained that at about **10:00 pm**, Jodi Carlson called to tell them Lance had been arrested and was in jail for DUI. Ms. Carlson told the Quicks the police had come to her home, doing a welfare check because Lance told the police she was his fiancée, and they had gotten into an argument. Ms. Carlson told the Quicks she explained to the police that Lance was just a friend, didn't live with her, but was having a "manic episode" and needed his medications.

Sunday

65. Jail Booking Counter and Booking 1 video footage show that at **12:12:02 am**, a jail deputy gives Lance a cup through the "chow port." Lance can be seen drinking from this cup. At **3:44:27 am**, a jail deputy hands Lance what appears to be an empty cup. At **6:41:59 am**, an employee opens the chow port and sets a breakfast tray on the port. When Lance does not retrieve the tray, the employee takes it back, closes the chow port, and walks away. There are no jail records documenting this incident.
66. Approximately 18 minutes later at **8:00 am**, Night Shift leaves, and Sunday Day Shift begins.

Sunday, December 9, 2018 - BCSO Jail Day Shift 7:00am-7:00pm

67. Sunday Day Shift was supervised by Sgt. Jake Hughes. His corporal was Matthew Tyrrell and there were eight additional deputies on-duty. The on-duty day nurse was Melanie Sparrow, who happens to be Nurse Jorgenson's sister. There were no command staff working.
68. In his December 9, 2020, interview, Sgt. Hughes explained he knew nothing about Lance during this shift. He doesn't recall Night Shift passing along any information about Lance. He also reasoned that when an arrestee is brought to the jail, they may be placed in any one of the holding cells and the shift supervisor won't necessarily know about it.
69. In his December 3, 2020, phone interview, Mr. Tyrrell (who no longer works for BCSO) stated that he was working day shift in "E Pod" (medium custody) while Lance was incarcerated. He said he would have rotated through booking and control, but he mostly worked E Pod. He did not recall anything about Lance until Lance was placed into Cell 8. Lance was not placed into Cell 8 until Monday morning at **4:37:13 am** (by Sgt. Weaver's corporal).
70. Jail Booking 1 video footage shows that at **7:33:26 am**, a jail employee talks to Lance through Cell 6's window. At **8:40:29 am**, a jail deputy watches Lance through the cell door window for almost a minute. At **8:43:28 am**, Lance can be seen briefly covering Cell 6's window with a blanket. At **9:22:03 am**, a jail deputy opens Cell 6's chow port and converses with Lance for about one minute as Lance stands at the door. This same deputy comes back to

check on Lance at **9:27:15 am**. At **9:53:03 am**, **10:06:33 am** and **10:22:28 am**, jail employees check on Lance through the window. At **11:04:07 am**, an employee opens the chow port and sets a food tray on the port. Lance retrieves the tray and the employee hands Lance an empty cup. About that time, another jail employee walks by doing her check of Cell 6. Cell checks are recorded at **1:02:34 pm** and **1:32:55 pm**. At **4:29:34 pm**, an employee opens the chow port and sets a tray of food on the port. After a short exchange with Lance, the employee takes the full tray back and closes the port. There are no records documenting this incident. At **4:45:22 pm**, during a cell check, a female employee summons two deputies to Cell 6. The deputies unlock the door, one deputy leans into the cell and appears to reach down as if he's reaching out to Lance (Lance is off camera), and then the two shut the door and walk away. Shortly before the **5:14:28 pm** cell check, Lance is seen standing in front of the window. At **6:17:40 pm**, a deputy give Lance a roll of toilet paper through the chow port.

71. Lance declined two of the three meals offered on Sunday; breakfast and dinner.
72. Nurse Sparrow started and ended her shift not interacting with Lance. In her December 4, 2020 interview, she says she did not know when Lance was booked into the jail and did not know he was in a holding cell until Wednesday when she was asked to assess Lance for court. She noted that nurse reports with oncoming nurses were very short with "not a whole lot said." She described communication between medical staff and jail staff as good, but noted Ivy Medical had made policy changes that changed how nurses worked with inmates. She said, "We were used to doing stuff on our own with no babysitter." However, Ivy Medical implemented a policy requiring a deputy escort nurses whenever working with inmates. (Sparrow Ph Intvw 20201204)
73. Mrs. Quick told Steen she called the Bannock County jail and "was treated like a piece of scum." Whomever she spoke with referred to Lance as "incapacitated", and would not allow her to talk to Lance or pass on messages. The male jail employee told Mrs. Quick, "We're not an answering service." There is no Jail record of this call. (Quick Intvw 20201208)
74. Jodi Carlson stated she waited by the phone for Lance to call, but she received no calls on Sunday. She also checked the Idaho Repository that shows court actions, but did not see any information about Lance's arrest. (Carlson Ph Intvw 20201208)

Sunday, December 9, 2018 - BCSO Jail Night Shift 7:00pm-7:00am

75. At 7:00 pm, Day Shift left and Sgt. Jodi Weaver's team came back for Night Shift. Along with Cpl VanDyke, there were seven additional deputies on-duty. The night nurse was Zhanna Crystal again. As this is a weekend, there are no command staff working.
76. Sgt. Weaver stated in her OAG interview, that she had no interactions or dealings with Lance during this shift. It was unclear from her recollection whether she knew about Lance at all. At the start of this shift, Lance had been in the jail for 24-hours and still had not been booked.

77. Jail Booking 1, Fingerprint and Cell 8 video footage shows that at **7:30:37 pm**, Lance knocks on Cell 6's window catching the attention of a deputy. The deputy walks over to the cell door and converses with Lance for about five minutes. A cell check was completed on Cell 6 at **8:11:45 pm**, **8:46:07 pm**, **10:09:46 pm**, and **10:39:23 pm**. During this last check, deputies open Cell 6's door and retrieve the mattress from within the cell.

Monday

78. At **2:56:58 am**, the mattress is still on the floor outside Cell 6 and Lance can be seen pushing his hand and blanket underneath the cell door. He is checked on at **3:06:44 am**.
79. At **4:37:13 am**, two deputies knock on the cell window and converse with Lance for about five minutes. The deputies then unlock the cell door and at **4:40:03 am**, escort Lance to Cell 8 which had just been vacated by another inmate. Lance appears to walk with difficulty, as if his feet or legs hurt. As stated above, Cell 8, has no independent water source, has no bench and no toilet. The hole in the floor is for waste, but has water in the bottom. Video footage shows the lights in Cell 8 are never turned off.
80. At **4:43:18 am**, when Lance is moved into Cell 8, he is wearing the same clothes he was arrested in. His skin tone is normal. During this time, Lance is in a constant state of motion and he does not sleep.
81. Once in Cell 8, Lance lays down on the mattress and covers himself with a blanket. At **5:44:53 am**, Lance sits up and starts eating paper, takes his shirt off and puts it back on, and begins pacing around the cell. At one point, he pulls down his pants and underwear and slaps his butt. Additionally Lance is seen talking to himself and pointing to the ceiling.
82. At **6:29:43 am**, Lance receives breakfast through the chow port. He scoots his mattress over to the door and picks up the tray off the port. It appears that Lance consumes all of the food and milk on the tray.
83. Nurse Crystal still did not know anything about Lance and had no interactions with him during this shift.
84. At the end of this shift, Sgt. Weaver and Sgt. Hughes, along with their respective teams, will not return to work until Thursday morning. They are off for the next three days.

Monday, December 10, 2018 - BCSO Jail Day Shift 7:00am-7:00pm

85. Monday Day Shift was supervised by Sgt. Jayson Clark. His corporal was Albert Luce and there were ten additional deputies on-duty. The on-duty day nurse was Melanie Sparrow, who had also worked Sunday Day Shift.
86. Normally Capt. Bybee and at least one lieutenant would start their work week, however, this week commenced an Idaho Sheriff's Association conference in Boise. Sheriff Nielsen, Chief Deputy Dalley, Capt. Bybee, and both lieutenants; Thurgood and Johnson all attended this conference. Therefore, there was no command staff presence at all this week and no supervision above that of the individual shift sergeants who worked in 12-hour blocks.

87. During Sgt. Clark's December 9, 2021 interview, he said he was not briefed by the outgoing shift supervisor (Sgt. Weaver). He recognized Lance because he had "dealt with Lance before." Sgt. Clark noted that, "If I remember right, I believe he was in Cell 1 in booking." He recalls Lance acting "like he was on something", "sporadic", "talking but not making sense", "pacing", "like someone who is on meth, they go, go, go until it is out of their system." "I thought he was on something."
88. Corporal Albert Luce explained in his December 10, 2020, interview that he didn't think there was a sergeant on duty this shift. Corporal Luce recalled when he started back to work after his days-off, he learned that an inmate had come in over the weekend who was placed into Cell 8. He believed this inmate, later identified as Lance, had been booked in, but was "not 100% sure." He denied there was anything passed on to him that caused him concerns with respect to Lance.
89. Jail Cell 8 and Fingerprint video footage show that at **7:11:04 am**, Lance slides his empty food tray underneath the cell door. At **7:25:01 am**, Lance appears to scrub his head and arms with hardboiled eggs leftover from his breakfast. At **7:33:53 am**, a deputy checks on Lance, but does not go into the cell. At **7:45:08 am**, a deputy looks into Cell 8's window and is joined by two other deputies where they stand and watch Lance. Jail records (4094456) show that Deputy A. K. Huff noticed Lance putting paper into his mouth and notified deputies in booking. Cell 8 is checked on again at **7:52:37 am**, **8:03:27 am**, and **8:33:36 am**.
90. At **9:15 am**, Lance takes his clothes off and pulls his underwear over his head. Checks continue at **9:32:41 am**, **10:03:00 am**, **10:32:14 am**, and **11:02:07 am**. At **11:18:15 am**, Lance is served and accepts a food tray. It appears that Lance eats some of the food, but again washes himself with bits of food. He is naked from the waist down.
91. Checks resume at **11:32:56 am**, and **12:02:27 pm**. At **12:24:36 pm**, Lance wraps his penis in bread. Up until this point, and throughout the rest of Day Shift, Lance has been in a constant state of motion and does not sleep. His skin tone was normal, however, his head appeared sunburned. He is alternately naked and clothed.
92. Checks at **12:44:05 pm**. During this check, the deputy is joined by two others who look into Cell 8 (Lance is seated in the center of his cell rubbing his shirt over his head). Cell 8 is checked at **1:02:35 pm**, **1:25:42 pm**, **1:30:56 pm**, **2:00:46 pm**, **2:41:43 pm**, **3:00:55 pm**, **3:23:57 pm**, and **3:30:02 pm**.
93. At **3:31:15 pm**, Lance defecates and using his left hand, cups his excrement and tosses it to the floor. After wiping his hands on the floor, Lance scoops his excrement into an empty milk carton. At **3:39:39 pm**, Lance slides his empty tray underneath Cell 8's door. When he does this, he is completely naked and pacing around the cell. Check's continue at **4:29:19 pm**.
94. At **4:38:34 pm**, Lance accepts a food tray. At that point he was rolling around on the floor naked with a plastic spoon in his mouth. Lance picks at the food and eats some of it. Checks resume at **4:59:30 pm**, **5:29:13 pm**, **5:59:41 pm**, and **6:31:03 pm**.

95. Nurse Sparrow still knew nothing about Lance or his condition. Therefore, when she left at the end of the day, there would have been nothing she could pass on to the oncoming nurse. (Sparrow Ph Intvw 20201204)
96. While at work, Jodi Carlson continued to watch the Idaho Repository. She found a repository notation that Lance's hearing was "vacated." She remembers calling the Bannock County jail after reading this, and talking to a "very condescending" deputy. She stated she informed the deputy that Lance is "manic", tried to give "him" Lance's medical information, and asked to talk to the medical staff. The deputy allegedly denied her request to talk to medical staff, telling her, "no" and, "our team will take care of him." There are no jail records of this call. (Carlson Ph Intvw 20201208)
97. Sgt. Clark remembers talking to a friend of Lance's over the phone but does not remember when the call took place. He was in the sergeant's office. The female caller was "concerned about" Lance's "health and wellbeing" and was asking questions about Lance. Sgt. Clark said he doesn't remember if she asked to talk to medical, but he would have transferred the call if she had. Sgt. Clark does not know of anyone else receiving calls from family or friends. (Clarke Intvw 20201209)

Monday, December 10, 2018 - BCSO Jail Night Shift 7:00pm-7:00am

98. Monday Night Shift was supervised by Sgt. Christopher Topliff. His corporals were Corey Benson and Daniel Woodward and there were nine additional deputies on-duty. The on-duty night nurse was Jessica McFadden.
99. During Sgt. Topliff's December 9, 2021 interview, he said he recalls that Lance was in Cell 8 and he "couldn't be booked" and "couldn't get him to court." "He wasn't complying with processing." He learned this from either staff or the outgoing shift supervisor.
100. Cpl. Benson stated during his February 2, 2021 interview that he recalls being a "rover" and seeing Lance in a holding cell. He also recalls talking to the booking deputies about Lance. Cpl. Woodward stated in his interview that he remembered that Lance "had no comprehension of anything." "He was always going. Never stopped." Cpl. Woodward did not personally offer Lance water, but stated he left a breakfast tray out for Lance on one shift. He claimed that Lance "could not comprehend that he was supposed to eat or drink." He also noted that "by policy", staff cannot "force feed" or "force drink" an inmate. It was Cpl. Woodward's recollection that staff "begged him [Lance] to eat and drink."
101. Deputy Mikiya Pufall, in his February 2, 2021 interview said he worked booking from 7:00pm - 11:00pm. He "grew up" with Lance who attended a neighboring high school, but did not closely socialize with him. He knew Lance was in the jail, and said Lance had been in the jail before. During Lance's previous incarceration(s), Dep. Pufall said he and Lance would acknowledge each other, but did not have conversations outside of greetings. During Dep. Pufall's four hour period in booking, he remembers doing "random checks" but could not recall any particular behaviors on the part of Lance.

102. Deputy Christopher Willie, in his February 2, 2021 interview stated that he knew Lance was housed in Cell 8 just outside booking, but doesn't recall working booking. He said he was scheduled to work booking, but does not remember specifically working it those nights. Dep. Willie may have offered Lance water but does not remember. He recalls that Lance was aggressive and had a "distant stare". He also stated that Lance reminded Willie of "people withdrawing from drugs."
103. Jail Cell 8 and Fingerprint video footage show that cell checks began at **7:30:37 pm**. At **7:32:14 pm**, a deputy brings Lance a cup, presumably with water.
104. At **7:56 pm**, according to call records supplied by Kim Quick, Mr. Quick called Bannock County Sheriff Lorin Nielsen on Nielsen's cell phone. Mr. Quick stated that the sheriff didn't know Lance had been arrested and was being held in the jail. Sheriff Nielsen was in Boise at the time and said and he was going to dinner and "will get back [to Kim]." Mr. Quick said he told the sheriff that Lance needed his medication. This call lasted about eight minutes.
105. Both Kim and Shauna Quick, during their December 8, 2020, interview, warned that Sheriff Nielsen may say the Quicks "didn't want Lance", "we didn't want to take care of him." Mr. Quick said Nielsen may claim he (Nielsen) "had a conversation with Mr. Quick personally saying 'We'll release him to you.'" Both stated, "That [conversation] never happened." They said they would have been "there in a heartbeat" to pick Lance up. "Sheriff Nielsen claimed" to have a witness, but "never would say who it was."
106. *There are differing accounts when the following conversation took place, however, due to the length of the phone call, and actions taken after the phone call, Monday night is the more likely date and time:*
107. Sheriff Nielsen stated in his February 2, 2021, interview that, on Monday he was not aware that Lance Quick was incarcerated until he learned from Capt. Bybee and Chief Deputy Dalley. He stated, "I think the only reason that they would let me in is because, or let me know, I don't need to know everybody that get booked in. But I was told that he [Lance] had, was what we call a mental patient and that they brought him in under I believe a DUI or something to that affect. And Monday he was incapable of having an arraignment and that made it something that I needed to be involved with. They were told that he was a mental patient. . . So I was informed that he was there. They told me that he was not eligible for trial because he was incompetent. I asked them, you know, did they get ahold of uh mental health, state. They did, they said they didn't have any beds and that they were working on it. . . So my comment to them at the conference was 'keep me informed, let me know how, how things are going.' Uh get ahold of a judge and see if we can get him out of there."
108. Later in this interview, Sheriff Nielsen recalled that he talked to Kim Quick, noting, "That he [Kim Quick] was concerned and I told him that we're working with the Health and Welfare, medical was not, the issue that we were looking at because he, according to the jail that I learned later that he was really acting out." He also supplied, "I remember, don't remember the, much of it other than what we've talked about. 'Gotta get him out

[Kim Quick said], I want to let you know that he's mentally ill uh off his medication. He [Kim Quick] didn't talk anything about medical that isn't unfortunately, was on our mind at that hindsight but that wasn't what was on our mind." Sheriff Nielsen recalls offering to call a judge for Kim Quick, but thought that conversation happened on Thursday.

109. Chief Deputy Dalley recalled in his February 2, 2021, interview that, "I think Tad [Bybee] told me, or the sheriff told us that something had happened and the sheriff basically said he was going to handle it. He [Nielsen] was going to handle the investigation or do the investigation or whatever but, at no time did he say Jim can you make contact with so and so or can you do this or can you see if you can set up an internal investigation. He took over. He [Nielsen] said that he knew Kim Quick and he'd been on the phone with him too. I don't know where it came from directly but he [Nielsen] said that he could get him [Lance] out of jail early on this whole thing." "The sheriff had mentioned that he had told the Quicks that, or Kim Quick that, so that's all I remember."
110. Chief Deputy Dalley stated that his responsibility was over all operations, primarily supervising the captains. He described Sheriff Nielsen as a sheriff that "got involved where he decided" and described his relationship with the sheriff as strained. Sheriff Nielsen "cut" Chief Deputy Dalley out of the decision making process about two years before Dalley retired and stopped inviting Dalley to meetings.
111. When asked how his role differed from the sheriff's, Chief Deputy Dalley responded, "Well the sheriff, I mean, he, he's in charge. I mean everything that he does, you know, he's in charge so, you know, he made that clear to me on several occasions." He described that, "When I was first hired on, he told me to let him know when he, when his zipper's down so-to-speak. He didn't like that . . . if I had an opinion opposite of his and told him about it, he would, be mad at me so I had to learn to make adjustments in how I did my job." (Dalley Intvw 20210202)
112. Capt. Bybee remembers that Sheriff Nielsen received a phone call from Mr. Quick on Monday. Capt. Bybee described the sheriff "being called out of class to take a call." He also described being near the sheriff when he took the call. He said he saw the sheriff on the cell phone but did not hear the conversation. When the sheriff hung-up, he (Nielsen) explained that the call was from Kim Quick about his son being in the jail. Sheriff Nielsen said he offered to call a judge and have Lance released to Kim Quick, but Mr. Quick declined. Capt. Bybee said he had no reason to doubt the sheriff's assertions. He also "doubted" anyone heard the sheriff's conversation but noted that "anyone of us could call a judge to get an inmate released." (Bybee Intvw 20201209)
113. Lt. Kasey Johnson thought the call took place on Tuesday, but recounted that he, Lt. Thurgood, Capt. Bybee, and Chief Deputy Dalley were all with Sheriff Nielsen when Nielsen took a cell phone call (unknown time). Sitting a few feet away, he saw but could not hear this call take place. When Sheriff Nielsen ended the call, he told the group that Kim Quick had just called to report his son Lance was in the jail. The sheriff explained that he had just offered to call a judge and have Lance released to Mr. Quick, but Mr. Quick declined the offer because,

"he can't handle him [Lance]." After this conversation, Lt. Johnson said he called the acting jail shift supervisor, Sgt. Jayson Clark, to initiate the DE process. According to jail scheduling records, Sgt. Clark would have been off shift at this point, but was back on shift the next day. Lt. Johnson explained that even if the jail had called a DE earlier, there would have been no response until Lance had been in the jail long enough to "detox" from any intoxicating substances. (Johnson Intvw 20201209)

114. When told that BCSO jail staff claim DE's would not respond to the jail until a period of two-three days have passed for a newly booked inmate to "detox", DE Cooke replied that he has never heard of this. He said he does not have a choice of when he can or cannot respond; he has 24-hours from the time of formal notification to examine the patient. (Cooke Ph Intvw 20201218)

115. Lt. Lyle Thurgood stated that he, Lt. Johnson, Capt. Bybee, and Chief Deputy Dalley were all with Sheriff Nielsen at dinner when Nielsen took a cell phone call. Sitting next to the sheriff, he was able to hear the sheriff's side of the call. He heard the sheriff talking to someone about calling a judge and getting an inmate released. He heard the sheriff say, "I can get a hold of the judge and get him released." After the call, Lt. Johnson "called down" to the jail to "see what was going on." (Thurgood Intvw 20201209)

116. It was Capt. Bybee's recollection that Lt. Johnson "had already started the process" and by Monday the jail had already received a "positive DE" for Lance and thought it was a "female DE." (Bybee Intvw 20201209)

117. Holding cell checks resume at **8:00 pm, 8:19:07 pm, 8:28:43 pm, 8:58:15 pm, and 9:27:54 pm**. During this last check, the deputy brings a second deputy and they talk to Lance.

118. Checks continue at **9:57:30 pm** (Lance is walking around kicking stuff on the floor and looks at the hole in the center of the cell). There is a check at **10:26:55 pm** and later at the **10:56:15 pm** check. In between those two checks, at **10:49:00 pm**, Lance appears to become extremely agitated, throws his food trays, digs the milk carton containing his feces out of the hole and squeezes the feces out and onto the floor. He then picks the feces up and throws it at the camera, and smears the feces on the floor and walls of Cell 8.

119. Checks resume at **11:26:08 pm, 11:38:39 pm, and 11:45:24 pm**. During this last check, a female deputy brings a cup to Lance, Lance appears to drink what was in the cup and hands the cup back to the deputy. Again at **11:47:18**, the female deputy brings a cup to Lance. Lance drinks the cup of fluid and is seen wiping his hands on the chow port holding the cup.

120. Checks continue at **11:56:07 pm**.

Tuesday

121. Checks at **12:09:34 am, 12:26:00 am, 12:55:36 am, 1:04:48 am, 1:26:22 am, 1:54:24 am, and 2:23:49 am**. During these previous checks, Lance spends about 45 minutes laying on the mat near the door, but does not appear to sleep.

122. At **2:49:10 am**, Lance is escorted out of Cell 8 and handed a cup, which he drinks. He appears to have difficulty standing as if his feet and legs hurt. Lance is escorted into a room that holds a shower, just to the left of the fingerprint station. Later, at **2:58:03 am**, Lance reappears wearing clean jail attire and is placed into Cell 7. Up until this point, Lance had been wearing the same clothes he had been booked in with on Saturday night (55 hours earlier). Checks resume at **2:53:43 am**.
123. Jail records (4094828) show that at **3:03:52 am**, Cpl. Woodward documents Lance's shower. Checks continue at and **3:22:33 am**.
124. At **3:49:00 am**, a female trustee cleans out Cell 8. This trustee later, after Lance's death, sent a letter to Kim and Shauna Quick. The letter identifies this trustee as Savana Howerton and states in part, that Ms. Howerton functioned as a trustee during the time Lance was incarcerated. Ms. Howerton described her duties as cleaning cells in booking, stocking clothing and blankets and laundry related activities. She identifies Cell 8 as a small cell within the booking area, and the same cell Lance was held.
125. Ms. Howerton wrote that Lance appeared confused and frustrated for his first three days of incarceration. She notes that, *"I believe Lance was not given adequate amounts of water. He would request it, but it was only given at the convenience of the deputies . . . I believe he was denied water or forgotten about altogether."*
126. Ms. Howerton noted that by day four, Lance's *"condition was clearly deteriorating."* She described Lance as becoming aggravated and upset. She *"believes he was continuing to be ignored."* She also said she heard him ask for his medications, and saying, *"You need to read the Bible! I am the Alpha and Omega!"*
127. Ms. Howerton was tasked with cleaning Cell 8 and described *"urine and feces everywhere."* The feces was both dry and wet, and on all surfaces.
128. Finally Ms. Howerton wrote that she overheard jail staff conversations about Lance. She claims to have overheard Deputy Willie tell Deputy Pufall that *"he [Willie] had been emptying the drain in Cell 8 and Lance's reaction of cowering in fear was humorous because they were laughing and joking about it."* She posited that she witnessed *"the blatant maltreatment and neglect of Lance Quick both physically and mentally."*
129. Cell checks continued after Lance moved cells and were conducted at **3:52:11 am**, **3:52:47 am**, **4:22:14 am** and **4:51:34 am**. Shortly after this last check, a deputy stops and talks to Lance through the door.
130. Cell 8 and Fingerprint video footage show that at **4:51:31 am** a male employee stands outside Cell 7 and converses with Lance. Checks continue at **4:52:05 am**.
131. Jail records (4094859) as documented by T. Ranere show that at **4:54:24 am**, Ranere:
"Tried to speak with QUICK through the door to Cell 7 to get him booked in. I asked QUICK if he was withdrawing from something to which he responded "OH GOD, YES!" however he wouldn't tell me what from. So I told him I'm trying to figure out what's going on. 'He said that was a good one' I obviously responded with what was. He said 'Me and Jodi are going to figure this out.' 'When she took the beach house.....that was a good one' I asked if this was recently he stated 'that was a good one.' Unable to be booked in at this time. Nurse notified of possible withdrawl (sp)".

132. There are no medical notes that confirm a nurse was notified of this. Nurse McFadden, in her December 3, 2020 interview stated that she didn't know anything about Lance until after he died. She said she was never briefed about him. She described shift change between nurses as very quick with very little interaction. She noted that 12-hour shifts are long, and the nurses just want to go home. At the time, McFadden started her night shifts on the 10th, Quick had already been in custody for two days going on three.
133. Holding cell checks continue at **5:12:32 am**, **5:21:49 am**, **5:49:35 am** and **6:20:15 am**. At **6:23:20 am**, Lance is offered a food tray. The female offering the tray ultimately takes the tray from the open port and sets it on the booking counter near Cell 7. There are two more checks this shift: **6:22:28 am** and **6:50:21 am**. There are no jail records documenting Lance not receiving his meal.
134. Nurse McFadden left her shift at **8:00 am** without knowing anything about Lance.

Tuesday, December 11, 2018 - BCSO Jail Day Shift 7:00am-7:00pm

135. Sgt. Jayson Clark and his team are back for Tuesday Day Shift. There were ten additional deputies on-duty. The on-duty day nurse was Melanie Sparrow, who had also worked Sunday and Monday Day Shift.
136. Jail Cell 8 and Fingerprint video footage show that holding cell checks for Day Shift begin at **7:20:03 am**, and **7:49:39 am**. Lance is still in Cell 7 which has its own water source. At **8:15 am**, a male trustee is seen mopping out Cell 8. Checks continue at **8:48:54 am**, **9:19:17 am**, **9:48:30 am**, **10:18:53 am**, and **10:48:01 am**. At **10:55:09 am**, Lance is offered a food tray which he appears to accept and pull into his cell from the chow port. Checks resume at **11:23:05 am**, **11:47:56 am**, and **1:18:01 pm**.
137. At **1:25:40 pm**, Lance is moved back into Cell 8. Shortly after arriving, he gets undressed again. His skin tone is normal and he maintains a constant state of motion. Cell checks again at **1:47:31 pm** and **2:15:38 pm**.
138. Cpl. Luce recalled that Lt. Johnson called the jail and Luce immediately prepared an affidavit called Supporting The Need for Detention without Hearing. Cpl. Luce had never prepared an affidavit like this before, but explained that he followed the instructions found in the "jail server." Cpl. Luce stated that Lance "wasn't wanting to eat" and "just the way he was acting" as a basis for filing the affidavit. Cpl. Luce described Lance as taking his trays of food and hiding the food in his blankets, or dumping the food down the drain. When Cpl. Luce sent the affidavit to Judge Murray, the Temporary Custody Order was attached and prepared for Judge Murray's signature. Jail records (4095003) show that Cpl. Luce documented his phone call from Lt. Johnson at **2:16:46 pm**.
139. As part of his process to complete the affidavit, Cpl. Luce asked medical to assess Lance medically. Cpl. Luce said he and Nurse Melanie Sparrow, attempted to assess Lance. According to video footage, Cpl. Luce opened the cell at **3:13:38 pm**, and closed it at **3:14:48 pm**. Cpl. Luce explained that he and Nurse Sparrow tried to talk to Lance who "was at the back of the cell." "All of a sudden he bolted for the door . . . closed the door."

Lance did not say anything and nor did he pound on the door. Nurse Sparrow was unable to complete the assessment.

140. Video footage of this incident show that Cpl. Luce accurately portrayed the events with the exception of: Lance was at the front of the cell near the door, not the back of the cell, and Cpl. Luce had to physically push Lance back into the cell before closing the door. Cpl. Luce stated he has had to step in before to stop medical assessments because of security and safety concerns saying, "We got to look out for them [medical staff] just like we look out for ourselves."

141. After closing the door, Nurse Sparrow explained in her OAG phone interview, that "they were going to call a DE." To garner medical history on Lance, Nurse Sparrow said she attempted to reach Lance's parents, but was only able to contact Lance's brother (name unknown). Lance's brother allegedly said, "no, but he should be" when asked if Lance was on medication. Nurse Sparrow said that it didn't appear Lance was very close with his brother. There are medical records of this incident, but no mention of the phone call. (Sparrow Intvw 20201204)

142. Sparrow's medical notes state:

"Was asked by jail staff to assess patient. Patient was hitting mattress in cell and talking incoherently. Deputy asked if the nurse could assess him and he laid on the mat and acted as if he was swimming on a floating device. Patient stood up, said some workd than (sp) charged the deputy. Door was quickly closed and assessment ended."

143. This was the first and only interaction Nurse Sparrow had with Lance. She does not remember doing any Close Custody checks on Lance and was surprised when she heard later from Nurse Jorgenson that Lance had died. Her explanation was that she figured Lance was "taken care of" and was "going to the hospital" and therefore "out of sight, out of mind." She doesn't remember being told Lance was not eating or drinking. Her answers were similar when asked if she knew why nobody called an ambulance. She said, "He was talking and jumping up and down. We were getting a DE. I figured he was gone to the hospital." (Sparrow Ph Intvw 20201204)

144. Checks resumed at **3:17:34 pm**, and **3:47:25 pm**.

145. Cpl. Luce said in his interview that once the signed order is returned, jail staff request a DE respond to examine the inmate. Cpl. Luce said he did not call for a DE because Judge Murray had not responded by the time Luce left at **4:00 pm**, instead of his normal 7:00 pm. However, according to jail records (4095003) Cpl. Luce documented, "*Tue Dec 11 16:56:54 2018 sent order to judge murray and then to HDC, after it was signed by the judge.*" Cpl. Luce told Steen that once the judge does sign, the supervisor normally calls for the DE. Since he had left shift early, he passed the information on to a "senior deputy" named Jared Phillips, who passed it on to the Night Shift supervisor identified as "Sgt. Chance Topliff." The following day Sgt. Topliff talked to Cpl. Luce about "it" confirming to Cpl. Luce that Phillips had indeed passed on the information. (Luce Intvw 20201210)

146. Sgt. Clark recalled that Cpl. Luce filed DE paperwork in the afternoon.

147. Checks continue at **4:18:25 pm**. At **4:34:40 pm**, Lance was given a tray of food. Video footage shows that Lance does eat some of the food. Checks again at **4:47:06 pm**, **5:04:58 pm**, **5:19:04 pm**, **5:47:30 pm**, **6:01:05 pm**, **6:15:59 pm**.
148. At **6:27 pm**, according to Kim Quick's call log, Sheriff Nielsen called the Quicks back. During this phone call Mr. Quick reiterated that Lance needed his medication. Mr. Quick likened Lance's medication needs as being no different than Sheriff Nielsen's diabetic medication needs. Sheriff Nielsen also reported that Lance was not eating or drinking "much" and the "DE is with Lance right now as we speak and will be out of there in 12-hours."
149. Ms. Carlson stated she called Mrs. Quick on this date. Ms. Carlson said, "We took turns calling and bugging them (jail staff). During her call with Mrs. Quick, Carlson learned that, "His dad (Kim Quick) had talked to Lorin Nielsen specifically. Lorin [Nielsen] told them they could go get Lance. We'll release him." Mrs. Quick explained to Ms. Carlson that her son would "respond better if you get him." Ms. Carlson explained that Lance had a "brittle relationship" with his family and was still "ticked" at recently being placed in PMC's Behavioral Unit and "still had a riff with his sister, mom and dad." Mrs. Quick purportedly told Carlson that she could pick up Lance "that night." (Carlson Ph Intvw 20201208)
150. As soon as Ms. Carlson "got off clinicals" she called the jail to pick Lance up. She told the male deputy who answered the phone that, "I was told he [Lance] would be released to me." The deputy's response was that he didn't know what Ms. Carlson was "talking about." There are no jail records of this call.
151. Holding cell checks resume at **6:30:25 pm**, **6:44:27 pm**, **6:56:35 pm**, and the last Day Shift check is at **6:59:27 pm**.

Tuesday, December 11, 2018 - BCSO Jail Night Shift 7:00pm-7:00am

152. Sgt. Christopher Topliff and his team returned for their second Night Shift this week. His corporals were Corey Benson and Daniel Woodward and there were nine additional deputies on-duty. The on-duty night nurse was Jessica McFadden. As stated earlier, McFadden does not learn about Lance until after death.
153. Cpl. Benson does not remember which shift, but he recalled being told that Lance was not eating food. He said he tried to talk to Lance, but Lance "didn't have words to say."
154. Cpl. Woodward said there was "a lot of concern" for Lance's health, and referenced emails that had circulated during that time about Lance. When asked if he ever called medical to help Lance, he said no and claimed that "medical was aware. Everyone was aware." He reasoned that he did not feel the need to call for something that everyone was already aware of. In hindsight Cpl. Woodward does not know what else they could have done for Lance. He said the problem was that they could not get Lance into a place that was equipped to deal with someone that "was not mentally stable."

155. Jail Cell 8 and Fingerprint video footage show holding cell checks begin at **7:12:46 pm**, and again at **7:27:13 pm**. At **7:29:30 pm**, Lance dunks his underwear into the drain hole and wrings water out into his mouth. He becomes angry and throws his clothing, mattress and tray against the wall. Lance has been in a constant state of motion throughout the afternoon and evening. His skin tone is normal but the palms of his hands appear to be pink. At **7:38:30 pm**, Lance covers his ears with his hands and curls up into the fetal position. At **7:40:45 pm**, Lance again dunks his underwear into the hole and wrings the water out into his mouth. Cell checks continue at **7:41:10 pm**. He dunks his underwear and drinks a third time at **7:41:21 pm**. Checks again at **7:55:12 pm** and **8:08:19 pm**. At **8:10:28 pm**, Lance drenches his underwear for a fourth time and wrings it out into his mouth and then throws his underwear at the camera. His hands appear bright red, toes to mid-foot are red, and the rest of his body appears to have a normal skin tone.
156. Checks at **8:23:10 pm** and **8:37:36 pm**. At **9:04:28 pm**, Lance pulls his underwear from the hole and wrings the water out into his mouth again. He then throws his underwear at the ceiling. His buttocks are cherry red. Checks again at **9:05:29 pm** and **9:19:56 pm**. Lance's feet look like he is wearing pink slippers at **9:30 pm**. Checks at **9:33:45 pm**, **9:48:00 pm**, **10:03:15 pm**, **10:16:39 pm**, and **10:31:33 pm**.
157. At **10:38:17 pm**, it appears that lance's feet and hands are turning a shade of pink. He constantly rubs his legs from feet to knees as if they tingle. The rest of his skin tone appears normal. Checks continue at **10:44:33 pm**, **10:59:24 pm**, and **11:12:52pm**.
158. At **11:18:42 pm**, T. Ranere documents that Lance was *"Given three (3) cups of water at this time. However it should be noted the third one was not taken but dumped on his mat. Inmate refused to give the cup back at this time."* Video footage confirms this occurred as documented.
159. As stated earlier, in Savana Howerton's letter to Kim and Shauna Quick, she wrote that she overheard Dep. Willie tell Dep. Pufall that *"he had been emptying the drain in Cell 8 and Lance's reaction of cowering in fear was humorous because they were laughing and joking about it."*
160. According to Dep. Pufall, he worked in booking from **11:00pm-3:00am**. He does not remember any interaction with Lance. However, he explained that there is a button on the wall outside Cell 8 that flushes the water located in the hole in the floor. He said there is no particular policy that states how often to flush this water. He noted that inmates housed in this cell usually ask to use the restroom and are allowed out of the cell to use a neighboring cell's facilities. Sometimes "you can smell" if someone has defecated in the hole and the deputies then flush the water. (Pufall Intvw 20210202)
161. Dep. Pufall does not recall having a conversation with Dep. Willie about flushing the water while Lance was incarcerated. He confirmed he works the same shift as Willie, and the two work together, but said it would be out of character for Dep. Willie to laugh about, or purposely flush the water to provoke inmates. (Pufall Intvw 20210202)

162. Dep. Willie does not recall talking to Dep. Pufall about flushing Cell 8's toilet but stated he "absolutely" would not flush Cell 8's toilet to harass an inmate. (Willie Intvw 20210202)

163. Jail Cell 8 and Fingerprint video footage show holding cell checks continue at **11:27:08 pm**.

Wednesday

164. Checks at **12:09:24 am**, and **12:23:24 am**. At **12:31:09 am**, T. Ranere logs (4095251) that he "*Offered and accepted a single cup of water at this time. QUICK took one sip and poored (sp) the rest on his mat.*" Video footage confirms this occurred as documented.

165. Jail Cell 8 and Fingerprint video footage show holding cell checks resume at **12:37:30 am**, **12:51:53 am**, **1:19:36 am**, **1:34:30 am**, **1:47:54 am**, **2:02:46 am**, **2:16:05 am**, **2:30:17 am**, **2:44:40 am**, **3:02:09 am**, **3:16:14 am**, **3:29:52 am**, **3:44:32 am**, and **3:58:05 am**.

166. At **4:01:14 am**, it appears as if Lance's left foot is red and puffy, or swollen. His knee is also red, his buttocks are red, and his hands appear to be a slight shade of pink. He has been in a constant state of motion with no sleep. Checks resume at **4:12:14am** and **4:26:42 am**.

167. Jail Cell 8 and Fingerprint video footage show that at **04:30:08 am**, an unidentified jail corporal pushes the flush button and then walks up to Cell 8 and appears to talk to Lance through the door. At the same time Lance is sitting next to the hole in the floor holding his hands up.

168. Holding cell checks resume at **4:40:30 am**, **4:54:36 am**, **5:08:55 am**, **5:23:49 am**, **5:37:02 am**, **5:51:11 am**, **6:05:24 am**, **6:19:14 am**, and **6:33:52 am**.

169. Jail Cell 8 and Fingerprint video footage show that later, at **06:39:19 am**, a jail corporal (possibly Woodward) begins what appears to be a two minute ordeal containing four flushes by three different deputies while Lance receives his food tray and dumps it down the hole. The incident is as follows:

- a. **06:39:19 am** – Cpl. Woodward flushes Cell 8 while a Corporal (possibly Benson) watches through the door, another deputy stands outside, and an employee rolls up a food cart.
- b. **06:39:21 am** - Lance is curled up in a corner near the door looking towards the hole in the center of the cell.
- c. **06:39:44 am** - 25 seconds later, another deputy (unknown male) stands next to Cpl. Woodward and flushes Cell 8 while Cpl. Benson and a 4th deputy look into the cell. The civilian is picking up a tray (of food) from her cart.
- d. **06:39:46 am** - Lance is walking around the hole in the center of his cell, looking towards the "chow port."
- e. **06:39:49 am** - Lance takes his food tray from the chow port and almost immediately starts dropping bits of food in, or near, the hole.
- f. **06:40:18 am** - 29 seconds after Lance receives his food tray, Cpl. Benson flushes Cell 8.
- g. **06:40:20 am** - lance is on his knees in the center of his cell and appears to be scooping food into the hole.

- h. **06:40:49 am** - Three deputies stand outside Cell 8 watching Lance scoop food into the hole.
 - i. **06:40:52 am** - 34 seconds after he had already flushed 8, Cpl. Benson flushes Cell 8 again as one deputy looks into Cell 8 while a 3rd is seen walking away.
 - j. **06:40:54 am** - Lance is scooping/pushing food from along the floor into the hole.
170. From the video footage, it is unclear what the purpose of flushing Cell 8 served at **04:30**. Nor is it clear why deputies flushed Cell 8 twice before Lance received his food. The deputies appear to be smiling during this incident, however there is no audio to put the situation into context. The purpose of flushing is explainable after Lance begins dumping food into the hole.
171. **06:47:59 am**, is the last holding cell check for this Night Shift.
172. During his interview, Cpl. Benson explained that at breakfast, Lance dumped his food out, and noted this incident should be documented. Cpl. Benson explained that typically when an inmate is not eating, booking deputies pass on that information. This information is supposed to be tracked, and if an inmate skips three meals in a row, medical is summoned. Cpl. Benson said he had someone in booking document Lance dumping out his food, but does not know if Lance skipped three meals in a row. He said this would be the responsibility of the shift supervisor to go through logs to determine if an inmate had skipped or missed meals. He noted that currently, it "falls on the shift supervisor to check each day." (Benson Intvw 20210202)
173. Jail records (4095370) show that J. Ferrin documented at **6:40:33 am**, "*Inmate Quick at breakfast 0628 hours put all his food down the drain.*" Though this is not the first meal Lance declines or does not eat, it is the first in a series of consecutive meals Lance does not eat. This incident was documented.

Wednesday, December 12, 2018 - BCSO Jail Day Shift 7:00am-7:00pm

174. Sgt. Jayson Clark and his team returned for Wednesday's Day Shift. There were ten additional deputies on-duty. The on-duty day nurse was Nurse Jorgenson, who had been off the previous three Day Shifts. As stated earlier, Nurse Jorgenson had not seen Lance since the pat down wall, and did not know he was in the holding cell. (Jorgenson Intvw 20201205)
175. Cpl. Luce learned from Sgt. Topliff, the previous Night Shift supervisor that "they finally got the paperwork back" and they called the DE [during Night Shift]. (Luce Intvw 20221210)
176. Jail Cell 8 and Fingerprint video footage show holding cell checks begin for Day Shift at **7:02:39 am**, and continue at **7:16:22 am**, **7:30:45 am**, **7:45:11 am**, and **7:59:14 am**.
177. At **8:14:24 am**, it appears as if Lance's hands are pink and the color is moving up towards his elbows. His buttocks are red and he is still in a constant state of motion. Checks continue at **8:13:00 am**, **8:25:03 am**, **8:56:27 am**, **9:12:26 am**, **9:26:51 am**, **9:41:13 am**, **9:56:45 am**, **10:10:01 am**, and **10:24:24 am**.

178. At **10:24:24am**, a lone deputy walks up to Cell 8 and peers in. Lance is lying on his stomach naked in the center of the cell. The deputy is soon joined by four other deputies. Lance pivots in a circle on his stomach and then gets up and paces, ultimately walking up to the cell door and looking out. At **10:26:31 am**, the original deputy flushes Cell 8. While one of the deputies looks on and smiles. Lance does not appear to react to the flush.
179. At **10:27:01 am**, Cpl. Luce documented (4095442) that:
Attempted to pull him out of his cell as he has thrown his garbage all under the door, and it stinks like pee. He didn't want to follow instructions at this time. He has been dancing around naked in his cell all morning, along with making 'snow angels on the floor.' He also has been yelling sporadically and banging on the walls."
180. At **10:29:06 am** J.L. Clark documented (4095441) that:
"On the above date an attempt was made to move Inmate Quick to another cell so that his could be clean (sp). Inmate Quick failed to follow our orders and became aggressive when attempting to talk to him. Due to his aggressiveness he was left in the cell. Once Inmate Quick calms down we will try to move him to another cell and get the one he is in cleaned."
181. Video footage shows Lance pacing around his cell in a constant state of motion, carrying his mat and at one point he covers the chow port with his mat.
182. Holding cell checks continue at **10:40:32 am**. At **10:58:22 am**, a deputy and civilian employee bring Lance a tray of food. The tray is accepted and pulled into the cell from the chow port. *It does not appear that Lance ate any of this food.* Video footage shows Lance putting the food into the hole and then dumping the rest on the floor. This is the second meal in a row Lance does not eat but there is no jail documentation outside of video that documents this.
183. Holding cell checks continue at **11:26:05 am, 11:41:11 am, 11:55:51 am, 12:25:24 pm, 12:40:14 pm, 12:56:09 pm, 1:11:14 pm, 1:25:02 pm, 1:41:25 pm, 2:09:34 pm, and 2:18:34 pm.**
184. DE Marty Cooke, in his December 3, 2020 phone interview, explained that he received a December 12, 2018, request to respond to the Bannock County Jail for a designated examination on Lance. DE Cooke doesn't know when the actual request to DHW was received, but DE's must respond within 24-hours of a formal request. Therefore the request could have been submitted on Tuesday the 11th, or earlier in the day on Wednesday the 12th.
185. Video footage shows that at **2:21:51 pm**, DE Marty Cooke arrives to examine Lance.
186. DE Cooke reported that Lance was naked, had food smeared on himself, and had delusional and disorganized responses to questions. Video footage shows Lance crawling on all fours naked playing cat-and-mouse with an object on the floor. (Cooke Ph Intvw 20201203)
187. DE Cooke "committed" Lance, filed a Certificate of Designated Examiner with the court at **2:55:38 pm**, and gave a copy to the jail, along with an Addendum to Designated Examiner's Certificate. DE Cooke normally

tries to coordinate with local hospitals for commitments at the time of the examination. However, because DE Cooke was attending a weekly Behavioral Health Assessment Team (BHAT) meeting early the next morning at PMC, he chose to coordinate bed space for Lance at PMC, and at the same time as briefing BHAT of Lance's mental health. Even so, at **2:55 pm**, DE Cooke faxed a list of possible hospitals to the jail's main fax line to help the jail locate bed space. (Cooke Ph Intvw 20201203)

188. Subsequently, Bannock County Deputy Prosecutor Alan Boehme filed an Application for the Hearing of a Person Believed to be Mentally Ill with the Court, and attached the DE Certificate supplied by DE Cooke. This application explained that Lance *"cannot be cared for privately in the event no commitment is ordered"* and *"it is in the interest of [Lance] and the State of Idaho that [Lance] be admitted to a facility for examination and treatment of mental illness."* Boehme attached a proposed Order for Emergency Commitment to a Facility to Await Hearing to the application. (Court Records)

189. Additionally, Deputy Prosecutor Boehme sent a Notice of hearing and Scheduling of Interviews to the Bannock County Public Defender's Office for a hearing to commence the following day, December 13th in Judge Murray's courtroom. This notice outlined an:

- a. Examination of Senior Designated Examiner to begin at 6:30 am.
- b. Meeting with Counsel to begin at 7:00 am.
- c. Hearing to start at 7:30 am at the Juvenile Justice Center in Pocatello.

190. Sgt. Clark recalls the Designated Examiner (DE) coming to the jail and Lance that received a "positive DE." Sgt. Clark explained that usually after a "positive DE", the jail "waits to hear for a bed opening." Once they find an open bed, the inmate with the positive DE is transported to Portneuf [Medical Center] for labs and testing. Once the inmate is "cleared", they "go up on the 5th floor" of the hospital or they are transported "to the bed." He said sometimes this can be an "all day event" but generally a "two to three hour" wait. He also noted that "sometimes they won't do the lab testing if there is no bed open." "When I got off shift on Wednesday, they still did not have a bed." (Clarke Intvw 20201209)

191. Cell checks continued at **2:54:47 pm, 3:09:52 pm, 3:24:51 pm, and 3:30:18 pm**. At **3:34:36 pm**, a deputy places a glass of water in the chow port for Lance. Video footage shows Lance drinking from the cup at **3:38:09 pm**. Checks continue at **3:55:10 pm, 4:10:47 pm, and 4:25:56 pm**.

192. At **4:35:10 pm**, Lance's constant state of motion has become more erratic and agitated. His buttocks are cherry red and his left elbow is red and his hands are pink. At **4:39:02 pm**, the civilian employee that serves meals, serves the inmate in Cell 7, but stops short of serving a tray to Lance in Cell 8 after appearing to look at someone in booking, and leaves without serving Lance. At the time Lance is moving around the floor naked. There are no records as to why he was not served his meal. This is the third meal in a row Lance does not eat, and should have

triggered the jail's Hunger Strike Policy necessitating an assessment by nursing staff. However, there is no documentation outside of the video footage that records this.

193. Cell checks occur at **4:39:55 pm**, and **5:10:25 pm**.
194. Bannock County Deputy Prosecuting Attorney Alan Boehme's, filed Order for Emergency Commitment to a Facility to Await Hearing with the Magistrate Court was signed and stamped on the same day by Judge Murray at **5:13:08 pm**.
195. Cell checks resume at **5:25:16 pm**, **5:40:00 pm**, and **5:55:07 pm**. At **6:05:56 pm**, Lance's hands are pink and he has not stopped moving or slept. Checks again at **6:08:32 pm**, **6:24:23 pm**, **6:43:49 pm**, and **6:58:20 pm**.

Wednesday, December 12, 2018 - BCSO Jail Night Shift 7:00pm-7:00am

196. Sgt. Christopher Topliff and his team return for their third Night Shift this week. His corporals were Corey Benson and Daniel Woodward and there were nine additional deputies on-duty. The on-duty night nurse was Jessica McFadden.
197. Jail Cell 8 and Fingerprint video footage show holding cell checks for Night Shift begin at **7:12:42 pm** and continue at **7:26:59 pm**.
198. At **7:32:05 pm**, Lance's palms are pink and color is moving up towards his elbows.
199. During his phone interview, Steen read verbatim, Topliff's jail log (4095614) for December 12, 2018, at **7:40 pm**, documenting a phone call with a PMC BHAT employee named "Cindy." His notes said that "*Cindy*" stated "*[Lance] Quick could be brought to PMC and the process started.*" He recalled that Cindy was "saying we could bring him up there to get the medical clearance done, but they didn't have a bed for him." (Refer to Topliff's log for specifics.)
200. Sgt. Topliff explained that, "Sgt. Clark said they got a "positive DE" and "they needed to keep working with the hospital getting him placement. And that's the most involvement I had with this." "Sgt. Clark said he had been trying to work with the hospital trying to see if there was a bed or not, and they had to get back to him, so I kind of took the reins from there." "Started looking for a BHAT worker." "Once we get that positive DE we don't want to hold on to them any longer than we have to and get them sent out. But they have to be medically cleared [before admission into a psych unit]." "So I'm trying to work with the BHAT worker, if there is room for that to happen. And the one I was dealing said there was no available room at this time." He described talking to a female BHAT worker.
201. Cell checks resume at **7:41:40 pm**, **7:55:49 pm**, **8:09:22 pm**, **8:23:30 pm**, and **8:37:49 pm**. At **8:40:29 pm**, Lance is offered a cup of water through the chow port. The male employee is seen taking the water and returning to booking. There are no jail records of this outside video.

202. At **8:51 pm**, Mr. Quick calls and leaves a message on Sheriff Nielsen's cell phone. (Quick Intvw 20201208 & Call Log)
203. Ms. Carlson talked to Mrs. Quick again and learned that Kim Quick had tried to call the sheriff, Lorin Nielsen again. (Carlson Ph Intvw 20201208)
204. Cell checks resume at **8:51:33 pm, 9:05:49 pm, and 9:11:43 pm**. At this last check, a male employee again brings Lance a cup of water and this time leaves it. T. Ranere documents in jail records (4095643) that he *"tried offering QUICK a cup of water a few minutes ago, However, inmate wouldn't come get the cup from me. Water not given."* *"Wed Dec 12 21:14:26 2018—Tried giving cup of water at this time. Quick grabbed cup at (sp) turned it upside down on the ground. No water was drank."* Cell checks continue at **9:20:48 pm, 9:34:29 pm, 9:48:56 pm, and 10:02:54 pm**.
205. At **10:09 pm**, Sgt. Topliff sent the following email to the Bannock Jail Supervisors and Bannock Jail Corporals:
- "After talking with BHAT worker Cindy. All but BHS are on divert and Cindy was pretty certain that BHS would not take Quick. Due to the high acuity level of patients they currently have. Cindy also advised that PEAK cannot bring an inmate up for labs and wait for admission, it must be law enforcement (this is something new yet again, to my knowledge). Cindy advised to contact BHAT worker Andy . . . tomorrow after 0930 to see if placement is possible to get the ball rolling."*
206. Sgt. Topliff reiterated to Steen that he interpreted his conversation with "Cindy" as PMC would not take Lance [for admission] "period" because of his acuity level." He said he did not call any other hospitals to seek a bed because "Cindy" told him all other "units" were on "divert" and he took her at "face value." He did not have any conversations with DE Marty Cooke or any other DE.
207. He admitted that had "Cindy" told him PMC would take Lance but LE had to accompany him, he would have made arrangements to get Lance transported, "either coverage from my shift, or calling someone in, or seeing if patrol could cover."
208. He believes he understood Cindy correctly about not taking Lance [for admission]. (Topliff Ph Intvw 20201209)
209. A January 22, 2021, email from Jennifer Brizee seems to corroborate Sgt. Topliff's recollection. Ms. Brizee wrote:
- "It appears the unit [at PMC] had a patient census as high as 16 on 12/11 and 12/12/18. The unit is only staffed for an average daily census of 12, so 16 is a very high number for this unit, requiring additional staff. There were 3 new admits on 12/11, which put the unit into a high level of activity for 12/12 (new admits means all kinds of evaluations for diagnosis, meds, nursing assessments, etc.)."*
- "One Tech called in sick for her 12/12 shift, which means the unit was already down one staff member. There were only two nurses and one tech on shift on 12/12, which is a very tough load with 16 patients. The unit usually has 4 staff on the schedule. With 4 staff members, 16 patients would be a very heavy load. With the reduced staff, there already was a patient-staff ratio problem."*

"It appears they were trying to get staff to float into the unit, likely to cover the staff member who called in sick, and also likely because one or more patients needed to be one-on-one (one staff member must be with the patient at all times, which then means more staff must be called in to work in the unit; this is when float pool nurses typically get floated to the Behavioral Health Unit). From what we can tell, there was a lot of float pool nursing hours charged to the unit on 12/11 and 12/12. Also, many of the regular staff members who worked this time period remained clocked in for 13 hours, when they typically clock out at 11.75 or 12 hours, which also indicates high patient numbers, high acuity, and staffing issues."

"We have been able to confirm that at least three patients on 12/11 needed one-on-one care and at least two patients needed one-on-one care on 12/12."

210. Brizee stated again that "Cindy Youngstrom" does not remember this particular incident. She noted however (in a previous phone call with Steen) that Ms. Youngstrom does know who Lance is and would remember having a conversation about Lance, but does not recall talking to anyone at the jail about Lance's December 2018 committal. Ms. Youngstrom confirmed this in a December 4, 2020, phone call when she stated that, "I don't remember much about Quick."

211. Holding cell checks resume at **10:16:58 pm, 10:45:17 pm, 10:59:25 pm, 11:13:49 pm, and 11:28:07 pm** and **11:42:51 pm**.

Thursday

212. Holding cell checks at **12:10:40 am, 12:25:22 am, 12:39:05 am, 12:52:51 am, 1:06:57 am, 1:21:15 am, 1:49:35 am, 2:03:45 am, 2:17:50 am, 2:32:04 am, 2:46:07 am, 3:00:49 am, 3:15:44 am, 3:29:30 am, 3:45:51 am, and 3:57:33 am**. At **4:01:33 am**, a male employee brings Lance a cup of water and sets it in the chow port. When Lance does not retrieve it, the employee sets the cup on the counter outside of booking near Cell 8. T. Ranere documents (4095822) that, *"I offered QUICK a drink for several minutes tried to get him to come up to the chow port for it. However, I did not succeed at this time."*

213. Cell checks continue at **4:11:49 am, 4:26:30 am, and 4:40:00 am**. At **4:42:35 am**, the male employee takes the water he had left on the booking counter and again offers it to Lance. When Lance won't take it, the employee re-sets it on the counter. T. Ranere documents (409533) that he, *"Tried offering water again at this time. QUICK would not come get the cup."*

214. Cell checks again at **4:54:40 am, 5:08:43 am, 5:22:30 am, and 5:36:34 am**. At **5:38:53 am**, the same male employee re-offers the cup of water to Lance. When Lance doesn't take it, the employee re-sets it on the counter. Again, T. Ranere writes (4095846) that he, *"Offered water at this time. QUICK could not understand the concept at this point."* Checks continue at **5:52:02 am, 6:05:23 am, 6:19:27 am, and 6:33:22 am**.

215. According to the Notice of hearing and Scheduling of Interviews filed the previous day, the senior Designated Examination was to take place at **6:30 am**. Other than jail staff doing checks or serving breakfast, nobody approaches Cell 8. However, the deputy that conducts the **6:19:27 am** cell check, meets with a female

wearing an overcoat at the booking counter just outside Cell 7 and Cell 8. The female does not look into Cell 8, but goes back into booking. It is not clear if this was the senior DE or not.

216. At **6:42:13 am**, Lance is offered a food tray. When he doesn't take it through the chow port, the deputy sets it on the counter near the glass of water. This is the fourth meal Lance skips or does not eat. According to jail records (4095867), Cpl. Woodward documents:

"Wouldn't take breakfast. I know he did not eat yesterday either. For this purpose I have left a tray in booking to see if by chance in the next few minutes he just happens to ask for something to eat. He is not exhibiting behavior that would suspect me to think he will do this but I figure it is worth the effort just in case."

217. Cell checks at complete for Night Shift at **6:48:45 am**.

Thursday, December 13, 2018 - BCSO Jail Day Shift 7:00am-7:00pm

218. The shift supervisors who worked the previous weekend returned from their days-off. Sgt. Hughes' team returned, but Cpl. Matthew Tyrrell was in charge for the day. Even though Sgt. Hughes was on the schedule, he believed he took this day off. There were eight additional deputies on duty. The day nurse was Melanie Sparrow who had no interaction with Lance during this shift.

219. Sgt. Hughes recalled receiving an email on Wednesday, while off-duty, about a "DE request" with an "affidavit form" attached. He said it was common that all jail supervisory staff received DE request emails. (Hughes Intvw 20201209)

220. Jail Cell 8 and Fingerprint video footage show holding cell checks for Day Shift began at **7:02:04 am**. At **7:02:59 am**, the same employee who conducted the last check, re-offered Lance his breakfast. When Lance did not take it, she put it back on the booking counter.

221. At the morning PMC BHAT meeting, DE Marty Cooke stated in his February 3, 2021, phone interview, that he was told PMC had current open bed space and was willing to take Lance. However, because Lance had recently assaulted nursing staff in PMC's emergency room, BHAT wanted law enforcement presence during intake. DE Cooke said he immediately notified the jail of the open bed space, willingness of PMC to take Quick, and the request to have law enforcement present, but does not remember who he talked to. Whoever he spoke with responded, "Okay." At that point, according to DE Cooke, BHAT was expecting Lance's pending arrival. Later, DE Cooke was advised that the jail "refused to transport." According to Cooke, the BHAT member he worked with was Cindy Youngstrom.

222. Even though DE Cooke did not confirm with the jail that they would not transport, he had no reason to doubt the BHAT. He said the BHAT was "always willing to accept" commitments. "BHAT had the availability and would have taken him [Lance]." (Cooke Ph Intvw 20201203)

223. Cell checks continued at **7:15:39 am**, and **7:30:11 am**.

224. Lance's commitment hearing was supposed to start at **7:30 am** at the Juvenile Justice Center in Pocatello. There is no video footage showing that jail staff attempted to get Lance to court. With the exception of holding cell checks, and breakfast delivery, there is no physical contact with Lance by jail staff. Additionally there is no jail records that staff were unable to get Lance to court.
225. When Cooke arrived for the hearing on Thursday, he learned the jail was unable to get Lance to the hearing. Judge Murray continued the hearing for the next day, Friday the 14th, to be held at the Bannock County jail. (Cooke Ph Intvw 20201203)
226. A Certificate of Designated Examination was prepared and submitted to the Court by senior DE Verena M. Roberts, PhD. Dr. Roberts wrote that Lance's symptoms presented as [REDACTED], noting that he was unresponsive and is at risk for harm.
227. Cell checks resumed at **7:44:00 am, 7:55:31 am, 8:11:35 am, 8:24:57 am, 8:33:44 am, 8:53:02 am, 9:06:02 am, 9:21:58 am, 9:35:35 am, 9:52:12 am, and 10:04:09 am**. Throughout these checks, Lance's buttocks are red. His shoulders head, and legs are reddish and his torso is pale. He still has not slept since being placed in Cell 8 and maintains a constant restless state of motion.
228. At **10:29 am**, Cpl. Tyrrell replied to Sgt. Topliff's December 12, 2018, email that, *"I've tried both numbers several times trying to get a hold of Andy, but haven't had any luck. I left a message and will pass on any information when I get it."*
229. Cpl. Tyrrell reported to Steen that he remembered Lance was in Close Custody (CC) in "Cell 8" and staff "always offered food and water." He explained that every 15 minutes, he (and/or other deputies) would "open the chow port", yell "Quick, Quick, Quick" three times, and offer food and water. Tyrrell said there was a "cook timer" at booking that was set for every 15 minutes to remind deputies to check on Lance. Once the 15 minute checks were complete, staff was required to "log it in." (Tyrrell Ph Intvw 20201203)
230. Cpl. Tyrrell said he believed "every shift was calling" for mental health assistance for Lance; at least as far as he knew based on shift briefings.
231. While describing DE's, Cpl. Tyrrell said it was the shift supervisor's, or the shift sergeant's responsibility to call a DE to examine an inmate. He said the procedure to get a DE to the jail was a "convoluted process" and it was hard to get a DE to respond. As a corporal, he had been tasked with calling DE's several times, on Lance's behalf. He remembered "leaving a message on Marty [Cooke's] phone." Typically this responsibility would have been the shift sergeant's, but Cpl. Tyrrell's sergeant (Sgt. Hughes), was "gone a lot" and "not a very good sergeant." (Tyrrell Ph Intvw 20201203)
232. Cell checks continue at **10:33:40 am, and 10:48:15 am**. At **10:57 am**, Lance's hip bones are red as well as his inner right ankle. He almost appears sunburned. At **11:11:19 am**, an employee opens Cell 8's chow port and

speaks to Lance. Jail records (4095950) show that M. Billings documented that Lance "refused lunch." This would be Lance's fifth meal he skipped or did not eat.

233. Checks resume at 11:16:48 am, 11:28:16 am, 11:43:28 am, 12:00:00 pm, 12:15:25 pm, 12:29:15 pm, 12:41:46 am, 12:56:47 am, 1:08:58 pm, 1:25:04 pm, 1:37:51 pm, 1:53:57 pm, 2:07:13 pm, 2:21:32 pm, and 2:34:57 pm.

234. At 2:41:40 pm, a female jail employee opens the chow port for another female wearing a clip-on name tag, carrying a clipboard. This person speaks to Lance for about two minutes and then closes the chow port and goes back into booking.

235. Checks resume at 2:50:29 pm, 3:04:10 pm, 3:18:38 pm, 3:32:40 pm, 3:46:43 pm, 16:01:24 pm, 4:16:28 pm, 4:30:58 pm, and 4:45:36 pm.

236. At 5:00:36 pm, a food tray is set inside the chow port onto the port. When Lance does not get up to get the tray, a female deputy takes the tray away. Jail records (4096060) as recorded by J.L. Jackson, "Would not respond to dinner call. I offered the tray to him several times and he didn't come to the chow port for the tray. I have left it in booking in case he requests food." This is the sixth meal Lance has skipped or received and not eaten but only the third documented consecutive missed meal. If documentation cues the Hunger Strike Policy, this would have been the one. It did not happen. At 5:07:55 pm, Lance's left foot looks swollen and his buttocks appears blotchy. His extremities are red at the feet and hands moving up to his elbows and knees. The top of his feet almost appears purple. He is still in a constant state of motion. Checks continue at 5:15:04 pm.

237. At 5:25 pm, according to Kim Quick's phone logs, Mr. Quick received a ten minute phone call from Sheriff Nielsen. The Quicks said Sheriff Nielsen said he is back in town and "I'm pissed they haven't done anything." Mr. Quick told Sheriff Nielsen that "this is real serious" and "he's [Lance] going to be damaged." Mr. Quick acknowledged that they didn't know what Lance's physical health was. Sheriff Nielsen said, "Well it's my priority. Tomorrow morning I'm getting right on it." (Quick Intvw 20201208)

238. During Sheriff Nielsen's February 2, 2021, interview, he stated he remembered offering to call a judge. He said, "I think that was when I got home though and that's when I'm thinking it would be a Wednesday or Thursday. I know that when I came back from Boise, I came straight to the jail to check things out for myself. I talked to some of the jailers at that time they told me that he [Lance] hadn't been able to get into medical because he was too aggressive and I said well I'll, when I get back in the next day, which is probably Thursday, and I'm sorry if my names, dates and times and places uh, they, times and places fine, dates, times I know exactly. I did get a telephone call. I was in my office, my secretary was in there, it came over my cell phone. He [Kim Quick] called me again and, and said 'We've got to do something, you've got to do something, this has got to be done.' I said we contacted the hospital, we've contacted the judge. They're working on, on getting things going and he says 'You know we, he needs help.' And, and I said 'Listen, we don't have him arraigned yet. I'm just holding him on,

you know, the hold of DUI. I can get, I know, I've got enough clout, all I need to do is call a judge. If we can get him released to you.' And my secretary [Theresa Argyle] was there and I put her on speaker."

239. Sheriff Nielsen stated that Kim Quick responded, "We can't handle it. I don't want that." And I said 'Well I'll do my best.' I can't, you know I have to let, I can't force the, at that time I, you know, you don't, I cannot force him to take his medication. I cannot, in my mind, I didn't feel that I could force him to go to the hospital because I wasn't aware of anything other than mental illness which is a whole different story and, and you have to go through a big process with Health and Welfare. But I said, "I can get him released to you. If you've got his medication and everything else, I can get him released to you." And he [Kim Quick] said "We couldn't handle it."

240. During a February 3, 2021, phone interview, Theresa Argyle, Sheriff Nielsen's administrative assistant, stated that she recalls overhearing Sheriff Nielsen's phone call to whom she assumed was Kim Quick, "because of the situation that was going on."

241. Ms. Argyle explained that her office is next to the sheriff's office and she often heard phone conversations Sheriff Nielsen had because it was common for him to put his phone on speaker and she was working late preparing for the "association's Christmas party." She "guessed" this call happened between 5:00pm and 7:00pm. Ms. Argyle dated this phone call, "the night before Lance was transported to the hospital." Finally, Ms. Argyle references the call by noting that she thinks Sheriff Nielsen had been at the Idaho Sheriff's Association conference in Boise, Idaho throughout the week, but had driven back early. She said she would not have known Lance Quick was in jail had she not talked to the sheriff when he "got back."

242. During the phone conversation, Ms. Argyle stated that she clearly heard Nielsen say, "Hey if you want to get Lance out, I'll get ahold of the judge. We can get him out tonight and you guys can take him." Kim Quick's response was, "No. There's no way we'll come and get him. I don't want him out. We're afraid of him."

243. Argyle admitted that after Kim Quick's response, she no longer paid attention to the call. She said she "probably would not have thought anything of it, if the events had not unfolded with Lance Quick after that." And, "I was getting ready to leave the office." That is all she recalled about the phone call and doesn't know if Nielsen was still on the phone when she left.

244. Holding cell checks continue at **5:30:06 pm**. At **5:38:54 pm**, Sheriff Nielsen approaches Cell 8 and looks into the window.

245. Cpl. Tyrrell said he saw Sheriff Nielsen come into the jail booking area to "get Lance out of the jail", "pleading with family to come get him [Lance]." Cpl. Tyrrell did not hear any of Sheriff Nielsen's conversations, but described the sheriff as seeming very somber. Cpl. Tyrrell noted that the sheriff "rarely" came into the jail and Tyrrell was unsure if the sheriff even knew Cpl. Tyrrell's name. He claimed that "we [jail staff not including Tyrrell himself] were trying to get the family to come get Lance." Cpl. Tyrrell could not identify who, besides the sheriff, were calling Lance's family; it seemed to be "a common rumor."

246. Cell checks resume at 5:43:02 pm. At 5:52:25 pm, Cpl. Tyrrell documented (4096084) that:
"Inmate Quick refused his meal again at dinner. He was offered his meal several times during the meal pass but would not acknowledge the officers at the chow port. He has been offered water on most walks as well, but is not taken water since I have been in booking at 1500. Medical was also notified."
247. Video footage does not have audio and does not give evidence of what was said to Lance during "most walks." As stated earlier, Cpl. Tyrrell said staff would yell, "Quick!, Quick!, Quick!" three times and then offer water. The last offer of water where a staff member actually placed water within the chow port was, approximately 12 hours prior at 5:38:53 am. Further, there are no medical records showing that medical was notified and according to Nurse Sparrow, she did not know Lance was in Cell 8. Notification to medical would have met the criteria for the Hunger Strike Policy. Video footage shows no visit by medical staff.
248. At 5:58:51 pm, a deputy with corporal chevrons places a cup of water in the chow port and leaves it for Lance. Checks continue at 6:13:28 pm, 6:27:55 pm, 6:29:57 pm,
249. At 6:38:01 pm, L. Hapke documents (4096093) that:
"Inmate Quick has not received a meal or water to the best of my knowledge all day. I have offered, Quick just stares and appears to be incapable of comprehending anything anyone says. I cannot get a response from him at all."
250. Cell checks continue at 6:42:35 pm. At 6:43:04 pm, L. Hapke documents (4096097) that:
"While conducting a walk, again I offered Inmate Quick water. He was lying on his stomach and I noticed several bruises on his back as well as a few red welts on his buttocks. Inmate Quick did not accept water."
251. At 6:54:24 pm, L. Hapke and a jail deputy open Cell 8's door and look in. The deputy closes the door and walks away. There is no evidence that medical was summoned based on this new information. The last cell check was at 6:55:18 pm.
252. At some point in the afternoon or evening, Jodi Carlson met with Kim and Shauna Quick at Lance's home. Ms. Carlson stated she had been told by the Quicks they had talked to the sheriff again, and the sheriff told them Lance would be released to family (specifically Ms. Carlson) on Friday. Therefore Ms. Carlson and the Quicks were meeting at Lance's house to "pack him a bag." (Carlson Ph Intvw 20201208)

Thursday, December 13, 2018 - BCSO Jail Night Shift 7:00pm-7:00am

253. Sgt Weaver and her team returned from their days off. Weaver's corporal is VanDyke and there are nine additional deputies on duty. The night nurse is Zhanna Crystal who, until later in this shift, knew nothing about Lance.
254. Deputy Eli Schei, during his December 10, 2020, interview, stated that he learned at shift briefing that Lance need to be checked on and offered water. He doesn't know if Lance was on close custody, but "medical

was watching him a bunch." According to jail records (4096103), Dep. Schei records that "at approximately 1855 I Offered Inmate Quick water, With (sp) me was Deputy Hapke." At 7:12:04 pm, Dep. Schei conducts the first check of the night. These checks continue at 7:26:40 pm, 7:41:19 pm, and 8:10:12 pm.

255. From 8:10 pm until about 8:20 pm, Lance lays in one general position on his mat. He then rolls over onto the concrete and stays in the fetal position for a few minutes. Even though he then continues to be in a constant state of motion, he is no longer walking around, but staying on his back or stomach. His motions appear to have slowed down significantly. His hips/buttocks, legs, feet and knees are red (8:23:09 pm). As well as his arms and hands are red, with his hands appearing a light purple. His upper back is redder than it has been and his front ribs are red (8:24:02 pm). There is a cell check at 8:24:26 pm. His hip bones look bright red (8:26:09 pm).

256. From 8:45:11 pm until 9:12:00 pm, Lance remains relatively in the same position on his mat. There are cell checks at 8:53:56 pm, 9:09:15 pm, 9:38:52 pm, and 9:52:19 pm.

257. At 9:59:55 pm, Lance becomes restless again, but stays on the floor.

258. According to Jail video footage Cell 8, at 10:07:16 pm Lance is lying on his back with his knees in the air near the door. When the cell door opens, Lance covers his eyes. His feet, knees, elbows and buttocks are bright red. His arms are a reddish color and his chest and stomach pink. Lance does not make any overt motions. Three individuals stand in the door and one of them offers Lance a cup of liquid. When he doesn't take it, they leave. Those three are Nurse Zhanna Crystal, Sgt. Weaver, and Dep. Schei.

259. Video footage Fingerprint shows that at 10:07:22 pm, Deputy Schei opens the cell door and stands in the door. Nurse Chrystal walks up holding a gallon jug of yellow liquid. Nurse Crystal looks into the cell and then steps back. Dep. Schei retrieves a cup and gives it to Crystal who fills the cup with liquid. Sgt. Weaver joins Schei and Crystal when Nurse Crystal bends over to offer the cup to Lance. This interaction lasts about one minute. When Dep. Schei closes the cell door and walks away, Nurse Crystal and Sgt. Weaver have a short conversation outside the door. Nurse Crystal appears to be listening to Sgt. Weaver. Nurse Crystal did not have her medical supplies with her and no medical assessment is conducted.

260. Nurse Crystal told Steen during her interview that she only worked one shift while Lance was incarcerated; the Night Shift prior to Lance's death. Nurse Crystal described trying to check on Lance during her shift but, short of just opening the cell door, she was not allowed to physically assess Lance because jail staff told her Lance had assaulted hospital staff and was violent. Nurse Crystal made "Powerade" for Lance and left it at the booking counter in case Lance wanted to drink. (Crystal Ph Intvw 20201201)

261. In Nurse Crystal's late medical entry (on December 14, 2018), she noted that:

On 12/13/18 late evening, the night nurse attempted to assess patient and give him Gatorade. Patient declined Gatorade and said he did not want it. Deputy at the jail closed the cell door and told the nurse "it is a 'no'... he has previously assaulted a medical professional" Nurse checked on the patient in the morning. Patient was asleep. In the morning on 12/14/18, Kenneth with mental health was notified that the patient needs to be seen. After Kenneth came back from seeing the patient, he told the nurse that he is transferring

the patient to State Hospital. During report at 8 am, the night nurse reported to the morning nurse that patient is being transferred to the State hospital per Kenneth (MH)."

262. Deputy Schei recalls having one interaction with Lance and he believes he logged it. However, he does not remember doing an assessment with medical and states he would have never stopped medical from doing an assessment. (Schei Intvw 20201209)
263. Sgt. Weaver remembers reading an email regarding Lance that noted the designated examiner (DE) process had been initiated. She said she was aware that Lance was not eating or drinking, but he wasn't combative. She recalled that "early in the shift", between "1900 and 2000 hours", she saw "*Melanie*" [Sparrow], a jail nurse, and Deputy Schei checking on Quick." She doesn't remember seeing them conduct an assessment, but saw them, [*Melanie with her medical basket come out of Lance's cell*]. Sgt. Weaver could not remember if Lance was combative with Schei or "*Melanie*", but said that would have been something she would remember. Further, Sgt. Weaver could not recall Dep. Schei saying they were unable to conduct the assessment. That would be something she would have been told about. (Weaver Intvw 20201209)
264. At **10:11:02 pm**, Lance's feet look swollen and a light purple. At **10:14:32 pm**, the top of Lance's foot appears bright red and purpling around his ankle. Cell checks at **10:21:36 pm** and **11:20:06 pm**.
265. At **11:48 pm**, the first initials are placed on Lance's Close Custody Watch Log. There are no records showing who initiated this log, or why it hadn't already been initiated. However, jail video footage provides a clear record of what these checks looked like and what Lance was doing during the checks. Checks continue at **11:35:22 pm**, and **11:53:07 pm**. At **11:53:59 pm**, a deputy puts a cup of juice in the chow port. When Lance does not respond, the deputy puts the cup back on the counter.

Friday

266. Checks continue at **12:19:40 am** and **12:36:09 am**. At **12:36:50 am**, a deputy puts the juice cup in the chow port. When Lance does not respond, the deputy puts the cup back on the counter.
267. At **12:46:20 am**, Lance's left leg and thigh appear mottled. There is a cell check at **12:49:07 am**. At **12:57:00 am**, Lance's left foot and toes are purple. Throughout the early morning Lance spends more time squatting. For example, at **12:57:11 am**, he squats for several minutes and breaths rapidly and shallowly. He then falls to the side. This happens several times.
268. At **12:58:55 am**, Lance is still at a constant state of motion, but much slower. His extremities are obviously discolored. Cell checks at **1:17:50 am**, **1:32:04 am**, **1:46:47 am**, **2:01:50 am** and **2:15:54 am**. During this last check, the jail employee is joined by a deputy and they both watch Lance through the window. At **2:18:39 am**, the deputy comes back to look in at Lance again. Checks continue at **2:30:35 am** and **2:45:41 am**. During this last check, the employee doing checks is again joined by a deputy. There is a check again at **3:03:15 am**.

269. At **3:08:14 am**, Lance's back is blotchy. His torso is starting to take on the same color as his extremities. His hands are purple.
270. At **3:17:36 am**, Lance's ankles are very swollen. There is a check at **3:17:55 am**. At **3:21:26 am**, a deputy hands a cup of water through the chow port. Lance rolls over and squats in a sitting position facing the door but does not retrieve the water. The water is taken back and the port is closed.
271. Checks continue at **3:32:40 am**, **3:47:25 am**, **3:53:45 am**, **4:01:50 am**, **4:17:03 am**, **4:22:05 am**, **4:31:02 am** (two employees watch Lance through the window), **4:45:00 am**, and **5:14:30 am**. At **5:14:08 am**, E. Ivins documents (4066357) that *"While working in booking Inmate Quick was offered water or juice every walk, Quick did not respond at any time."* Cell checks continue at **5:29:15 am**, **5:46:00 am**, **6:00:00 am**, and **6:16:00 am**.
272. At **6:26:54 am**, Lance is seated against the wall and appears to slump onto his right side (cell check at **6:28:21 am**). He stays in this position until **7:03:52 am**. He then moves about the floor, pausing for a few minutes only before either rolling or scooting into another position or location within the cell.
273. At **6:42:59 am**, Lance is offered a food tray. As he is squatting against the wall, he does not appear to acknowledge that the chow port has been opened. As soon as the port is closed he again slumps to the right onto the concrete. At **6:49:55 am**, a deputy accompanied by Nurse Crystal approach Cell 8 and look through the window. They do not stay more than a few seconds. At **6:50:46 am**, R. E. VanDyke documents (4096373) that, *"Inmate Quick was awake but was unable/unwilling to retrieve his breakfast tray this morning. He rolled around on the floor and then sat against the wall."* This is the seventh consecutive meal Lance skips.
274. Nurse Crystal recalled that at the end of her shift she "checked" (visibly) on Lance again and then left. The last cell check was conducted at **6:57:20 am**.

Friday, December 13, 2018 - BCSO Jail Day Shift 7:00am-7:00pm

275. Sgt. Hughes and his team return for Friday's Day Shift. His corporal is Matthew Tyrell again and he has eight additional deputies on shift. The day nurse is Melanie Sparrow, but as stated earlier, nurses do not change shift until 8:00 am. Nurse Crystal is still on duty for one more hour.
276. The first cell check of the day is at **7:13:30 am**. At **7:18:09 am**, Lance's toes look grey.
277. At **7:26:59 am**, Lance's left rib and torso area look bruised and discolored (cell check at **7:27:05 am**). At **7:30:09 am**, Lance's public defender arrives for the morning court hearing. He squats down by the open chow port and appears to talk to Lance. Lance does not respond. When he and jail staff walk away, the chow port is left open. At **7:32:08 am**, Lance's spine shows dark bruising.
278. Holding cell check at **7:42:18 am** and the chow port is left open still until **7:48:15 am** when a deputy closes it. At about this time, it appears Lance's court hearing has concluded. At **7:59:41 am**, Lance's toes appear to be turning greyish blue.

279. Nurse Crystal told Steen that at shift change, she gave her report to the oncoming nurse [Sparrow]. During this, there was a "social worker at the jail." Nurse Crystal told the social worker that Lance may have to go to the hospital. The social worker purportedly replied that Lance was being sent to State Hospital South. Nurse Crystal did not know the name of the social worker but said it was a male of about 45 YOA. (Crystal Intvw 20201201)
280. Holding cell checks at **8:17:32 am**, **8:24:51 am**, and **8:40:46 am**. At **8:41:40 am**, M. Billings documents (4096413) that "[Lance] Did not responded (sp) to my offer of food and/or water." Checks continue at **8:54:06 am**, **9:10:29 am**, **9:25:11 am**, and **9:39:16 am**.
281. The Order of Commitment was signed by Magistrate Judge Bryan Murray and filed on **9:48:24 am**, noting that Lance is "Gravely Disabled" and "Lacks the capacity to make informed decisions, thus requiring the necessary medical therapeutic treatment. (Court Records)
282. DE Cooke signed an Order of Disposition. The order stated in part, that Lance have, "*Continued inpatient hospitalization at BHS, Safe Haven, or BHC until a bed becomes available at State Hospital South, or State Hospital North.*" DE Cooke handwrote "*Bannock County Jail*" as an addition to the mentioned medical facilities. When asked, DE Cooke explained that "DHW can authorize inmates to be held in jail until a bed is available, but inmates still have to be medically cleared before State Hospital." (Cooke Ph Intvw 20201218)
283. Checks continue at **9:54:00 am**. At **9:55:38 am**, M. Billings again documents (4096447) that Lance, "*Did not respond to my offer of water and food.*"
284. At **9:55:03 am**, Lance rolls from his left side onto his back and virtually stops moving. His head and legs quiver a few times and he appears to gasp for breath until **10:17:32 am** when it appears he takes some final gasps and stops moving completely. His face is greyish and his extremities have turned a brownish tint.
285. At **10:23:08 am** is the final holding cell check for Cell 8 while Lance is occupying it. The female employee conducting this final check, looks into the cell, calls a deputy over, the deputy looks into the cell and radios for assistance. Within seconds at **10:23:51 am**, the cell door is opened and staff begin life saving measures.
286. Nurse Jorgenson documented:
"Was told in report that pt was being shipped out to state hospital shouth, 1021 code Mike called to bking. Officers doing CPR, chest compressions, mask and bag, told bking officer to call 911. O2 started and AED applied, pt taking irregular shallow breath, palpable pulse irregular, AED showing irregular pulse shock not advised. Continued with compressions and O2. Paramedics arrived. Pt moved out of cell for more rm. Paramedics continued with CPR Ambulance arrived and pt taken to ER around 1150."
287. Nurse Jorgenson explained that when she started her shift, she had to get keys to unlock the medical office from a jail staff member. That staff member told Jorgenson to "check on the guy in cell 8." Since the off-going nurse, Zhanna Crystal hadn't left the jail yet, Jorgenson met with her and learned from Crystal that, "He [the inmate in Cell 8] went to the hospital." Once hearing that, Nurse Jorgenson thought Cell 8 was now empty and

there was nobody to check on. It was later when the Code Mike was called that she assumed the inmate in cell 8 was the one Crystal claimed had been taken to the hospital. (Jorgenson Ph Intvw 20201205)

288. Deputy Tina Morrison documented in a late jail record (3/20/2019), that *"Inmate Quick was taken by ambulance to Portneuf Medical Center ER at approx. 11:50 am on 12/14/19 [18]."*

289. The Quicks recall an employee from PMC named Gloria Hansen called Mrs. Quick to tell her that Lance was in "cardiac arrest" and "to get to the hospital immediately." This call was around **noon**. When the Quicks arrived at the hospital they received a call from Sheriff Nielsen. Mr. Quick said he told Sheriff Nielsen, "I'm pissed. I don't have time to talk to you. My son is dying." Once inside the hospital, they found Lance had been pronounced dead. (Quick Intvw 20201208)

290. Theresa Argyle recalled that she received a call Dr. Stoutin, the jail's "brand new" medical contractor (Ivy Medical), "the morning after" [the overheard phone call], trying to reach Capt. Bybee "or the sheriff" because Lance Quick was "up at the hospital and it wasn't looking good." (Argyle Intvw 20210203)

291. Dr. Stoutin first learned of Lance on the morning of his death. She said Lance was not formally booked in and "no medical staff were notified." Prior to Lance's death, when no booking procedure was completed on an inmate, that meant no medical files were opened for the inmate, therefore no place to chart records or give medical staff medical information. She said, "We were new to the security staff and security staff were new to us." (Stoutin Ph Intvw 20201130)

292. Mr. Quick told Steen that when he saw Lance in the hospital, he described his training and experience as a coroner taking over. He said Lance was covered with bruises "all over." He was emaciated; his loss of weight was apparent, and his eyes were sunken. Two of Lance's toes were "mummified." His eyes had "tache noire" where he had "a black spot on both eyes." (By way of explanation, tache noir can be considered a sign of death where a reddish-brown discoloration occurs when the eyes are not completely closed at the time of death, and the eye is exposed to air.) Mr. Quick reasoned that his son had either been unconscious or dead for "7-8 hours." (Quick Intvw 20201208)

293. Ms. Carlson said she waited "for the call to go get him." The only call she got was when Mrs. Quick called to report that her son was dead. Ms. Carlson rushed to the hospital and met with the Quicks. She said, "Whoever the deputy was at the hospital is a good man. He handled it well." She described yelling at the deputy and calling him a "murderer." (Carlson Ph Intvw 20201208)

Tri County Task Force Investigation

294. After Lance's death, Sheriff Nielsen called for a Tri-County Investigation to commence immediately. (Nielsen Intvw 20210402) Bingham County Sheriff at the time was the Tri-County President and therefore assigned

the detectives: Bingham County Detective Mike Marvin and Fremont County Detective Bruce Mattingly. Please refer to the Tri-County report for specifics.

295. Sheriff Nielsen said he did not read more than a few pages of Tri-County Task Force's investigation. He also said he did not read the office's internal investigation. He said, "I mostly stayed out of that because I didn't want to be involved in, cause I knew that something like this would happen if, if, if things didn't go, if things went awry and so I, I normally do not uh, I just read the summary to see what they came up with." (Nielsen Intvw 20210202)

Medical Examiner

296. According to the Bingham County Coroner's Office autopsy report dated March 25, 2019, Lance's cause of death was listed as "*Complications of Hypernatremic Dehydration and Ketoacidosis Secondary to Prolonged Period without Food or Water.*" Lance weighed 149 lbs. at death.

Reactions

297. DE Cooke was surprised when he received a call that Lance had died. DE Cooke stated he did not know what happened or why Lance was not taken to PMC. They (PMC) had availability and willingness, but it did not happen. Cooke had no contact or conversations with the jail medical staff. Further, nobody from the jail told DE Cooke that the family had been calling the jail. Normally Cooke would have reached out to the family during the examination for historical background, but he said he had no family contacts. (Cooke Ph Intvw 20201203)

298. When asked how "a guy" can die of starvation and dehydration in "your jail", Sheriff Nielsen replied, "It's not supposed to happen at all but in my mind, I believe that based on what we knew at the time that this was a mental health issue. In talking with the detention officers, they fed him three times a day. He turned out an empty tray and it wasn't until we saw the videos that he was dumping it down the toilet. In talking with the officers, I don't think they knew that until then. That was a weakness on our part, I'll say that."

299. He further explained that, "We also had, I think that was the first week or second week, first or second week with a brand new medical staff. We just changed contracts." He said that Lance would "attack anybody that came in [his cell], and "the staff [medical] didn't feel comfortable . . . cause he would attack. He would attack the officers when they go in [the holding cell], they didn't feel safe." And, "But that is what I would say are the weak points." He admitted that, "We were concentrating on mental health because he was totally out of it." (Nielsen Intvw 20210202)

300. When asked "what happened", meaning, what circumstances led to Lance's death, Capt. Bybee said, "Everybody was focused on mental health, not physical." He said there was no initial booking information and even though the jail had a "hunger strike protocol", it was never activated because Lance had to skip three

consecutive meals. Capt. Bybee was under the impression that Lance would skip two meals and then eat something of the third, therefore never triggering the protocol.

301. Capt. Bybee said deputies have the freedom to call an ambulance separate and apart from medical staff direction. Deputies may intervene and stop medical staff from conducting an assessment if the nurse's safety and security is at risk. He noted that Ivy Medical was a brand new medical contractor that started around December 1, 2018, and had "struggles at the start."
302. Capt. Bybee expressed frustration with the mental health concerns in jail in general. Specifically, he expressed frustration over lack of bed spaces for mental health inmates to receive care. (Bybee Intvw 20201209)
303. Lt. Thurgood explained that if PMC had an open bed to accept Lance, he "can't see not transporting." He said "mental holds", the "DE process", and the struggle to find open beds is "not new" but said, "we'll transport him [Lance] anywhere" to get him to a [mental] hospital. He said he would have even transported Lance himself. It is not his experience for the jail to not transport inmates. And it is not an unreasonable request for hospitals to ask inmates be accompanied by a deputy.
304. Lt. Thurgood said phone calls to the jail are "filtered out" by the deputy working central control or booking and if there is a request to talk to medical staff, that call is transferred. He said it would not be acceptable to "not pass on a call."
305. Thurgood also noted that in his opinion, he "doesn't feel like we had much time." He said that DE's won't respond until "a few days of detox" have passed. Even after a positive designated examination (DE), there is "no assistance finding a bed." Finally, Lt. Thurgood stated that he wishes he would have been "here and not in Boise." He said he would have seen to it that Lance was transported.
306. Cpl. Benson stated that Ivy medical was a new medical contractor, but Ivy had retained the same nursing staff. He thought communication was good with medical. He stated that he feels like medical "knew a lot" about Lance's health.
307. Dr. Stoutin said that her staff were pretty distressed over Lance's death. Zhanna Crystal particularly took it hard. Each of her staff had a "little piece, not a big piece [involvement with Lance]." She said Lance's death was preventable.
308. When asked, "Why he [Lance] wasn't transferred to the ER, she said, "From a medical standpoint, first of all we didn't have eyes on him because we weren't asked to put eyes on him. Again there was huge miscommunication that happened in the first few weeks until we learned to work together." Dr. Stoutin then explained that it is harder to tell when "younger people" are dehydrated until "they crash and burn, which is essentially what happened." "If he'd been 20 years older, you'd have seen the deterioration." She agreed but, "can't say for sure," that "it would have been likely" her staff would've summoned an ambulance had they been able to physically assess Lance. She followed with, "We were never able to get a set of vitals on him." "We tried

once but he lunged at the door and the deputies said, 'No, it's not safe, you can't go in.'" (Stoutin Ph Intvw 20201130)

309. Nurse Crystal said she trusted jail staff when they told her Lance was violent. She said jail staff did a good job keeping medical staff safe. She admitted she did not know how sick Lance was and wished she could go back in time and at the start of her shift, get Lance to the hospital. When asked why an ambulance wasn't called, she replied, "There was a lot of miscommunication." "We just didn't know how sick he was." She then said, "The system failed." (Crystal Intvw 20201201)

310. Nurse McFadden said she mostly did paperwork and reports on Night Shift, checked on inmates if needed, and was available for emergencies. With respect to emergencies, specifically unresponsive inmates, Nurse McFadden said it is common to respond to inmates that are incoherent or unresponsive. When called upon in these situations she first checks vitals, attaches an oximeter, and calls for an ambulance if needed. When asked if she knew why no ambulance had been called for Lance, she said she doesn't know. She said that communication amongst staff has improved since Lance's death. There are now new policies regarding inmates not eating and when inmates are unable to be booked in. (McFadden Intvw 20201203)

311. After death, Nurse Jorgenson said she wondered, "How come we didn't know about this guy?" She said there were no notes from Nurse Crystal, and Nurse Jorgenson had never been told about the inmate in Cell 8's [Lance's] medical concerns. Nurse Jorgenson followed with, "In our defense, we relied on jail staff [communication] and booking sheets [to learn of inmate medical issues]."

312. Nurse Jorgenson recounted that Ivy Medical changed policy to require jail staff to accompany nurses when they checked on inmates. This made jail staff "unhappy" and the jail had to hire additional deputies to facilitate this policy change. Nurse Jorgenson ended the interview by saying, "This was a bad time (Lance's death)." And it was bad "not knowing what was going on [communication]." (Jorgenson Ph Intvw 20201205)

Physical Observations

313. Through training and experience, Steen has learned that progressive unexplained changes in skin color can, and often do, represent changes in a person's health. Steen, though not a medical professional, recognizes that swelling or discoloration in a person's extremities may indicate circulatory or respiratory complications. Red and purplish discolorations in extremities, leading to the torso may also indicate organ failure. This is noted only to the extent that this report outlined changes in Lance's skin tone. This is not an imputation on jail staff for not recognizing what the changes in skin color meant, but is more-so a concern that there was no recognition and documentation of changes in Lance's physical appearance.

General Observations

314. This is a brief outline of general observations revealed in this investigation.
- a. Suffering from a “mental break” Lance drove and acted in a manner that caught the attention of police. Lance had smoked marijuana prior that day, and his actions and demeanor led police to believe he had driven under the influence. Therefore he was arrested and taken to jail. The probable cause that led to his arrest overshadowed Lance’s underlying mental condition.
 - b. Lance was arrested on a weekend where there is no command staff overseeing jail operations. Further, there would be no command staff at all during his incarceration due to an out-of-town conference. This left the jail supervised by sergeants in 12-hour “sound bites”, dependent on documentation and shift briefings for information.
 - c. Jail staff felt communication within the facility was good, however, there were systemic breakdowns in verbal and written communication from the beginning to end. These breakdowns were not limited to jail staff, but extended to nursing staff, DHW, the hospital, and command staff, up to and including the sheriff.
 - d. For example:
 - i. Arresting officers didn’t communicate with Jodi Carlson and heed her plea to address Lance’s medication needs;
 - ii. The sheriff didn’t talk to the second in command, the jail command staff were told the sheriff would “take care of it” but that was all. There is no indication the sheriff communicated Lance’s needed medications to command staff or jail staff. After death, Sheriff Nielsen took the position that he needed to stay out of this investigation;
 - iii. The jail shift briefings failed to communicate Lance’s deteriorating health to each other, command staff or medical staff in a manner that triggered preventative care; Staff failed to communicate incoming phone calls about Lance’s mental health conditions or medication needs to supervisors or medical;
 - iv. Nurses admittedly didn’t communicate with each other, and with no information from jail staff or nurses, the brand new medical director was left in the dark. Further, Nurse Crystal gave Nurse Jorgenson incorrect information at report when telling Jorgenson that Lance “went” to the hospital. This pre-empted another staff member’s direction to Nurse Jorgenson to, “check on the guy in Cell 8.” This miscue would have occurred within two-and-a-half hours of Lance’s death.
 - v. There was a communication disconnect between jail staff, the DE, and PMC on bed space. DE Cooke believed there was bed space. The jail believed there was none. And the hospital demonstrated that due to census levels versus staffing adjustments, the jail’s recollection and

interpretation may have been more accurate. Unfortunately, actual census records no longer exist and Ms. Youngstrom does not recall this conversation.

- e. The jail had a records management system that did not allow cohesive records to be memorialized without an introductory "booking" completed first. This left inmate actions and behaviors to the memory of staff. Worse yet, there was no place to document medically necessary observations until the booking paperwork was completed. Partially booked inmates were left in limbo until booking was complete. In Lance's case, booking was never completed.
- f. When it actually came to documenting incidents relevant to Lance, records were lacking and inconsistent. There is a lack of documentation on initial health concerns from family, missed meals, close custody observations, water logs, nursing notes, phone calls referencing medications, etc. For example:
 - i. There are no reports or records from Sheriff Nielsen documenting his actions and calls taken once he learned of Lance's incarceration, and up to, and after death.
 - ii. Contrary to Capt. Bybee's belief that outside phone calls regarding inmate's health are logged, no such documentation exists, and two witnesses describe daily calls. Further, there are no records to show DE Cooke's call to the jail where he recalled advising staff that he believed PMC had an open bed.
 - iii. There are inconsistent records as to missed meals by Lance. Ultimately, Lance missed a total of ten meals, only five were documented. There are some reports of offering water, but for an inmate housed in a cell with no independent water source, these reports are inadequate.
 - iv. Medical documentation fails to show the initial pat down wall information about medication needs.
 - v. There were no pass-down logs from one shift to another, short of word-of-mouth, for jail staff or nursing staff.
 - vi. There was no structure to report issues to out-of-town superiors for direction.
- g. There were a number of failures to adhere to policy, or recognize circumstances triggering a policy requirement. For example:
 - i. Under jail Policy 6.5 Mental Illness, *"When a Staff Member suspects an inmate is mentally impaired, he will contact the Medical Department and Mental Health may be contacted by either the Detention Deputy or Medical."* Medical was not contacted until Cpl. Luce started the DE paperwork. Further, jail command staff worked under the assumption that DE's will not respond until after a detox period of 2-3 days. Even though DE Cooke stated this was news to him, he explained that Idaho code excludes committals for patients who are strictly under the influence. Jail staff described their belief that over the weekend, and into the beginning of the week, Lance

acted as if he was detoxing. Lance's behavior, contrary to detoxing, was growing more erratic. Capt.

- ii. Under jail Policy 8.4 Emergency Medical Care, at the "onset of bizarre behavior", "*the Detention Deputy . . . will call for Medical back-up and request an ambulance when necessary.*" This did not happen, even though Lance's behavior grew increasingly bizarre. Capt. Bybee explained in a policy related questionnaire that, "*Bizarre behavior in the jail setting means a behavior that is active and dangerous. Quick's behavior was passive, so it was not deemed a medical emergency.*" Capt. Bybee's description of Lance's behavior as passive does not correlate with Cpl. Luce's experience on December 12, 2018, or Nurse Crystal's recollection as to why she could not perform an assessment on December 14, 2018. This further demonstrates the communication gap between line staff and command staff during this week of incarceration.
- iii. Under jail Policy 13.8 Walks/Security Checks are considered to be security and "*well-being*" checks. "*The Detention Deputy will use enough time for these checks to be able to personally observe each inmate to detect and resolve any problems.*" Often the checks on Lance appeared to be rote. This would add credence to Dep. Schei's statement that, "back then, everything was so robotic in the jail." There was a failure to recognize Lance's increased pattern of erratic behavior peaking and then a radical slow-down in movement or changes in his skin color. Both of these go directly to his wellbeing. Nor does there appear to be a connection between Lance's refusal to eat or drink, and a desperate need for medical intervention.
- iv. Three consecutive missed meals should have initiated the Hunger Strike Policy 15.10. This policy states that, "*The Detention and/or Medical Staff will closely monitor jail inmates who refuse to eat and/or drink. Detention Staff will question the inmate to determine the reason for the refusal. Further actions taken will be dependent upon the reason the inmate refuses to eat and/or drink.*" Further, "*The Detention Deputy will notify the Medical Staff if an inmate refuses meals for more than one day or three consecutive meals. The Medical Staff will complete daily assessments when an inmate refuses to eat.*" This did not happen.
- h. With respect to policy and procedure training, it is unclear how often staff update(d) their familiarity with policies. Cpl. Tyrrell said he'd never heard of the Hunger Strike Policy, but recalled being told by a sergeant that three missed meals meant a call to medical.
- i. Though most jail staff interviewed presented themselves as caring and professional, there were examples of staff failing to grasp the gravity of Lance's physical and mental health condition.

- i. This was evidenced by phone calls to the jail that were met with unsympathetic staff. These phone calls would have put Lance's behavior into context. Interestingly, one of the confirmed phone calls is an outside caller that is warned to stay away from Lance.
- ii. It appears staff did not have a legitimate reason to flush Cell 8. The repeated smiles during flushing suggest there may be some truth to Savana Howerton's claim. Interestingly, this happened with the participation of first-line supervisory staff.
- iii. Jail staff put too much emphasis on Lance's previous aggression (though isolated), and too little recognition on Lance's obvious change in demeanor to one of docility. Especially when Nurse Crystal conducted what would be Lance's last face-to-face meeting with a medical professional. Lance should have been physically assessed. The outcome is speculative, but the opportunity for a physical assessment was necessary, and Lance's docile behavior was apparent when jail staff stood in the open cell door with Nurse Crystal. There is no evidence anyone reviewed jail records to verify or refute claims Lance was routinely aggressive.
- j. There is no evidence jail staff refused to transport Lance to the hospital. Sgt. Topliff's email and recollection show that transportation to the hospital may result in a medical screening, but not in hospitalization. There were adequate staff on each shift to handle transports by jail staff instead of private company. Had hospital bed space been confirmed, jail supervisory staff and command staff assert they would have transported. Mr. Tyrrell was the only outlier that claimed jail staff were resistant to transportation. There is no evidence to support this.
- k. These findings are not exhaustive, but are representative of a repeated failure to address Lance's mental and physical health while in the Bannock County Jail. Cpl. Benson recognized this failure when he said, "We're all accountable. We didn't know what else to do."
- l. As stated above, charging decisions are solely the responsibility of the conflict prosecutor, based on relevant Idaho Statute, and no recommendations or conclusions are listed in this report.

ATTACHMENTS:

1.

NOT ATTACHED:

1.

EVIDENCE:

1.