

APPLICATION FOR SEARCH WARRANT

TOWN COURT)
TOWN OF)
STATE OF NEW YORK)

being duly sworn, desposes and says:

1) I am the applicant for this search warrant. I am a sworn police officer employed by the New York State Police as an Investigator, assigned to the Bureau of Criminal Investigation at the , New York, Sub-Station. I do hereby state that there is reasonable cause to believe that the crime of FAILURE TO PROVIDE PROPER SUSTENANCE - section 353 of the AGRICULTURE & MARKETS LAW is being committed at the which is owned and operated by DOB: and located at Road, New York. The shelter being further described as an approximate 50 acre site, consisting of several wood frame buildings situated on both the East and West sides of Road. The residence on the property being described as a two story wood-frame green colored house located on the West side of Road. Also, located on the West side of Road, and South of the residence are two "cat buildings" which are wood-frame, shed type structures and one "infirmary" which is also a wood-frame structure. On the East side of Road, are three wood frame buildings, one "gift shop" and two long kennel buildings, both approximately 20' X 60', and used for housing dogs. The property also consists of several wire dog runs and is surrounded, on both the East and West side of the road, by a wire fence. The property is approximately 1/4 mile North of the intersection of and Road.

2) The facts supporting my statement above and the request for special authority set out below on information and belief are:

3) Interview of DOB: of , New York, on stated that on January 5th, 19 she began working for at the animal shelter as a volunteer and that she worked every Saturday, with the exception of a few weeks, up until and including During the course of those weeks it was noted that the majority of the cats which were housed at the shelter were suffering

from ear mite infestation. Also, many had uncontrollable diarrhea, flea infestation and vomiting. [REDACTED] further stated that there are at least one hundred cats being housed at the shelter. Also many of the dogs, of which there are approximately seventy-five, appear to be suffering from arthritis and tumors. [REDACTED] also stated that when the animals become sick, they are denied any veterinary attention and the employees are instructed by [REDACTED] to put the animals in the "infirmary" to die. [REDACTED] also stated that on several occasions she offered to transport animals, which appeared to be in a great deal of pain, to a veterinarian and also she agree to pay for any treatment, but was denied that privilege by [REDACTED]. Also, no visitors or employees were allowed, under any circumstances, to adopt any of the dogs or cats. The statement of [REDACTED] is attached hereto and made a part thereof.

b) Statement of Dr. [REDACTED] DVM, DOB: [REDACTED] of [REDACTED] Box [REDACTED], New York. On [REDACTED] at approximately 1:00PM, the applicant for this search warrant and Dr. [REDACTED] observed the conditions of approximately 30 cats which were suffering from earmites, flea infestation, severe diarrhea, chronic and acute upper respiratory infections and severe nasal discharge. Dr. [REDACTED] also saw approximately 40 dogs which showed various health and behavioral problems including severe crippling arthritis, tumors, flea infestation. During the course of this visit, Dr. [REDACTED] asked [REDACTED] about veterinary care and [REDACTED] stated that she will occasionally call a vet, but prefers her own "home remedies", including vaseline and olive oil. [REDACTED] also refused to allow Dr. [REDACTED] to adopt any of the animals and advised that the dogs are never let out of their cages. [REDACTED] also remarked that most of the cats abort their kittens due to the fact that they are too crowded. Dr. [REDACTED] further stated that she visited the [REDACTED] Shelter in February [REDACTED] and the conditions of the animals were worse at that time due to the cold weather. Dr. [REDACTED] also stated that some of the animals at the shelter are too ill, aged and painful to be treated successfully and would be handled most humanely by euthanasia. The statement of Dr. [REDACTED] is attached hereto and made a part thereof.

c) On direct knowledge, the applicant for this search warrant was present with Dr. [REDACTED] on the [REDACTED] visit to the [REDACTED] Shelter and overheard the conversations, as stated in paragraph 2b of this application, between Dr. [REDACTED] and [REDACTED]. It is the opinion of the applicant, based on her personal observation of the [REDACTED] Shelter, that the animals are being denied proper veterinary care and sufficient shelter. The applicant is the President of the [REDACTED] Association.

4) I, therefore, request that the Court issue a search warrant directing the search of the [REDACTED] Animal Shelter, as described in paragraph one of this application including the residence along with any and all out buildings or storage areas located on the property, and to seize the following property and evidence: Dogs, cats, animal carcasses and any and all records relating to the operation of the aforementioned shelter. I further request that this warrant be directed to any Member of the New York State Police, the [REDACTED] County [REDACTED] League, the [REDACTED] County Animal Shelter, the [REDACTED] Animal [REDACTED], the [REDACTED] Association and the [REDACTED] Association, and any veterinarian licensed by the State of New York, and any Agent or Officer of the Humane Society of the United States, and any agent or employee of the [REDACTED] Humane Society.

5) It is further requested that authorization be granted to any of the aforementioned agencies to enter upon as often as shall be deemed necessary and to remain upon the aforesaid premises for the purpose of impounding said animals, supplying them with necessary food, water and veterinary care and to humanely euthanize any of said animals which have been certified by a veterinarian, duly licensed by the State of New York, in writing, to be so maimed, diseased, or disabled or infirmed, so as to be unfit for any useful purpose or said veterinarian believes to be suffering serious pain and discomfort. It is requested that the authorization to enter upon the property be granted for a period of three (3) days subject to an extension in the discretion of the court.

[REDACTED]
Inv. [REDACTED]

Subscribed and sworn to before
me this 1st day of June [REDACTED]

[REDACTED]
Signature [REDACTED]