



Beaver County Sheriff's Office

Deputy Report for Incident 53843

170700008

Nature: Burglary

Address: SMITHFIELD / CIRCLE 4 FARMS
#41102

Location:

MILFORD UT 84751

Offense Codes: BRUE

Received By: Blincoe, Joe

How Received: T

Agency: BCSO

Responding Officers: Sherwood, Sean

Responsible Officer: Woolsey, Glen

Disposition: TRA 02/05/18

When Reported: 12:18:44 07/06/17

Occurred Between: 12:17:06 07/06/17 and 12:17:06 07/06/17

Assigned To:

Detail:

Date Assigned: **/**/**

Status:

Status Date: **/**/**

Due Date: **/**/**

Complainant: 29006

Last: SMITHFIELD
OF UTAH

First:

Mid:

DOB: **/**/**

Dr Lic:

Address: 341 S MAIN

Race:

Sex:

Phone: (435)387-

City: MILFORD, UT 84751

Offense Codes

Reported: BRUE Burglary, Resident, Unlawf Ent

Observed: BNUE Burglary, Non-res, Unlawf Ent

Additional Offense: BRUE Burglary, Resident, Unlawf Ent

Circumstances

LT26 Farm/Barn/Agrculture

Responding Officers:

Sherwood, Sean

Unit :

1V11

Responsible Officer: Woolsey, Glen

Agency: BCSO

Received By: Blincoe, Joe

Last Radio Log: 12:21:41 07/06/17 CMLPT

How Received: T Telephone

Clearance: CI Cleared, Investigator

When Reported: 12:18:44 07/06/17

Disposition: TRA **Date:** 02/05/18

Judicial Status: PSP

Occurred between: 12:17:06 07/06/17

Misc Entry:

and: 12:17:06 07/06/17

Modus Operandi:

Description :

Method :

Involvements

Date	Type	Description	Relationship
02/05/18	Name	SHAH, SHALEEN	Witness
02/04/18	Name	HSIUNG, WAYNE	Suspect
02/04/18	Name	PICKLESIMER, PAUL DARWIN	Suspect
02/04/18	Name	SHARO, ANDREW	Suspect
02/04/18	Name	MASTERTSON, SAMER	Suspect
02/04/18	Name	FROHNMAYER, JONATHAN	Suspect
02/04/18	Name	COOK, AIDEN	Suspect
02/04/18	Name	GANDEE, DIANE	Suspect
02/04/18	Name	CHING, FAITH A	Suspect
07/06/17	Name	WEBB, JAMES W	Smithfield Rep.
07/06/17	Name	SMITHFIELD OF UTAH,	Complainant
07/06/17	Name	Goff, Patty RAE	Reporting party
07/06/17	Cad Call	12:18:44 07/06/17 Burglary	Initiating Call

NarrativeBeaver County Sheriff's Office
Investigation Narrative

On 07/06/2017 at 09:40, I was contacted by dispatch by telephone. Dispatch asked me to contact Patty Goff with Smithfield concerning a theft of some pigs at one of their farm sites. I contacted Patty. She told me that there was a video posted online showing a group called Direct Action Everywhere entering one of Smithfield's barns and taking some pigs. She also told me that there was an article about this in the New York Times. After I finished speaking with Patty, I notified Sergeant Glen Woolsey of the call. I then viewed the video. I noticed that you could drag the screen and pan the video in 360 degrees. It showed several individuals talking about Smithfield. In the background of the video, you could see that there was still snow on the ground, indicating that it was recorded several months ago. Later in the video, it showed these individuals enter through a door with a "G1" painted on it. This door led inside of a pig barn filled with pigs. While inside, they speak with someone on a radio about a vehicle coming. They exit the barn and walk outside. While outside, you can hear one of the men say "let's move on to the rescue." Later in the video, it showed the individuals inside of another barn filled with sows and piglets. It showed a male individual pick up a piglet and give it to another male individual. Near the end of the video, it shows these individuals with one of the piglets in a plastic container in the rear of a vehicle. The New York Times article about the virtual reality cameras that they used to document their actions.

After viewing the video, I went to the Smithfield offices and spoke with Jim Webb. He told me that he believed that the site they were on while the video was taken was 41102. He also showed me another video about one of the pigs that was taken. In this video, it showed a glimpse of an ear tag on one of the piglets. Using the number shown on the ear tag, Smithfield was able to confirm that it was their animal. They were also able to identify where the animal was taken from. It was taken from a farrowing barn on site 41102.

After speaking with Jim, I drove to Smithfield site 41102. Using images taken from the video, I was able to match identifying features and confirm that the video was taken from Smithfield site 41102. The door they entered showing a "G1" painted on it with a rust mark in the lower left area of the "G1" matched. The video also showed a feed tube in the upper right corner of the door. The feed tube curves to the right, looking away from the door. It is suspended by a chain and is wrapped with duct tape just right of the chain. This also matched. I documented these areas with digital photographs. I also included screenshots of the video links and several screenshots from the videos for comparison.

After leaving the site, I notified Sgt. Woolsey of my findings.

Date, Time, Reporting Officer:

Responsible LEO:

Approved by:

Date

Supplement

I was contacted by Deputy Sean Sherwood regarding a theft of pigs from Smithfield Farms, south west of Milford, Utah. The barn that the pigs were taken from was identified as barn #41102. I was made aware that a group that identified themselves as "Direct Action Everywhere" (DXE) had posted an on-line video of individuals breaking into the barn and removing two piglets from the barn.

I observed the video that had been posted by DXE. I observed that prior to the theft, five male individuals appeared to be staging and planning the theft. The individuals were standing in a sage brush range area which is consistent with the topography surround Milford, Utah. It was noted that there was some snow on the ground, indicating that the theft had occurred several months prior.

I observed that under the cover of darkness, 4 of the males went to a door which had distinctive markings and distinctive markings surrounding the door. These markings had been noted and photographed by Deputy Sherwood. The photographs and video were consistent with each other identifying it as belonging to barn #41102. The four males entered into the barn. It appeared that the fifth male remained outside to serve as a lookout. The 4 males wandered through the barn area, taking video, and giving a verbal narration. The narration was heavily opinionated against commercial farming practices.

At one point in the video, the lookout can be heard alerting the 4 males that a car had been seen close to the barn area. The four males quickly left the barn and into the cover of darkness. One male, that appeared to be the leader and narrator, gave instructions for the group to stay in the shadows to avoid detection.

The group then re-entered another portion of the barn complex. This area was a farrowing area at the same barn complex. The leader/narrator removed two piglets from the farrowing area and removed them from the building. The piglets were taken to a waiting vehicle. The leader/narrator indicated that the piglets would be taken to a sanctuary. It was noted that throughout the theft, the group referred to this theft as a "rescue". The video then cut to a farm scene, indicating that it was one week later. The video depicted a distinctive residence and distinctive outbuildings and corrals.

It was noted that DXE is an animal rights organization that encourages theft from agricultural operations. DXE encourages harassing demonstrations at commercial businesses which sell food products from agricultural operations. It is a concern of the Beaver County Sheriff's Office and Smithfield Farms that DXE is linked to militant agricultural terrorists. DXE is also an out of state organization that operates across state lines. It was decided upon to invite/include the Federal Bureau of Investigations to assist in the investigation and prosecution of this case.

On 7/10/17, myself, Deputy Sean Sherwood and FBI agent Chris Anderson met with Smithfield Farm management to obtain information regarding the case. It was determined that the pigs were approximately 3 weeks old at the time of the theft and that the theft likely occurred sometime during the first part of March 2017. Smithfield identified the tags in the ears of the pigs as belonging to them and they were able to narrow the date of the theft. Smithfield requested that the case be pursued and prosecuted. It was noted that FBI agent Anderson would have to consult with the US Attorney to decide if they would be willing to prosecute. Major concerns of Smithfield Farms were that the barns were highly subject to disease by individuals entering the barns without going through a decontamination process. Disease could cause extreme losses. Smithfield indicated that their farms have a patent on their genetics; they were concerned that a theft of their patented genetics was possible. Smithfield was concerned about possible agricultural terrorism in which their employees, customers, and

property would be in jeopardy.

A few days later I was contacted by Agent Anderson and was informed that the FBI and US Attorney were willing to investigate and assist with the prosecution of the case. It was noted that we discussed the logistics and what it would take to investigate including the identification of the 5 males present during the burglary and theft. It was also discussed that we would likely need cell phone records and locations of the cell phones during the theft. It was necessary that we needed to locate the pigs and positively identify them as belonging to Smithfield, possibly through DNA.

From the DXE web site, the five suspects present during the burglary were identified as: 1) Wayne Hsiung DOB 6/18/91. Wayne was the principal person in charge, directed, and narrator of the burglary. 2) Paul Darwin Picklesimer DOB 12/16/77. 3) Andrew Sharo DOB unknown 4) Samer Thomas Masterson DOB 4/27/94. 5) John Frohnmayer DOB 12/7/84

It was noted that DXE had made several entries to their web site which admitted

to the burglary and theft of the piglets. These updates were printed out from their web site and will be included with this report.

The piglets were determined to have been taken to Ching Farms in Herriman, Utah. The appearance of Ching Farms was consistent with that of the video where the piglets had been taken. On 8/21/17 a search warrant was obtained to search Ching Farms. The warrant was signed by US Magistrate Judge Robert Braithwaite. A copy of the search warrant will be included with this report. The warrant was to collect DNA from the two pigs taken from Smithfield Farms. On 8/22/17 the search warrant was served at Ching Farms. FBI agents, including agent Anderson, Unified Police Department Officers, and I assisted in the execution of the warrant. Utah State Veterinarians were present to collect the DNA. I filmed the execution of the warrant with my department issued body camera. Owners of the farm, Michael Ching and Faith Ching, were informed of the search warrant and given a copy of the signed warrant. It was noted that Michael was very cordial and accommodating and thought that the pigs were still present on the farm. Michael instructed us where he thought the pigs were being kept. It was noted that Faith later came to the area where the pigs had been kept and informed us that they had been moved. Faith was withholding and refused to tell us where the pigs were at or where they had been moved to. I informed Faith that she and her farm were not the focus of our investigation and that we were only there to obtain DNA. I informed her that if the pigs were there that they would remain at the farm. I informed Faith that the pigs had been stolen from an operation in Milford and that she could be considered an accomplice or be obstructing justice if she refused to give us information. Faith refused to give us any further information other than the pigs had been moved and that they were not on the farm. Officers walked through all out buildings, corrals, and inside the residence, the pigs were not found on the property. A volunteer worker, Loraine Clegg, was on the property and was questioned about the pigs. Loraine indicated that she did not know the history of the pigs or where they had come from. She claimed that the two pigs had been moved from the property approximately 2 weeks before our search warrant. Lorraine did not know where the pigs had been taken to or who had moved them. It was noted that the search warrant was executed very low key and respectful manner. No weapons were drawn or displayed. Persons present were not handcuffed or detained. The search warrant was executed with no damage to the farm, property, residence, or disruption of farm activities. A copy of the body cam video will be included with this report.

I was later informed by Agent Anderson that the pigs had been located in Erie, Colorado. The pigs were being kept at a sanctuary farm by the name of "Luvin Arms". A search warrant had been executed at the farm; the two pigs had been found and DNA collected. The two pigs remained at the farm. The DNA samples

were compared to DNA records with Smithfield Farms. The DNA of the piglets was a match to DNA records of boars at Smithfield. The two piglets were left at Luvin Arm Farm. It is noted that the two piglets had been given a spay and unable to reproduce.

Agent Chris Anderson and I went to barn sight #41102. It was noted that the process to enter the barn was restrictive. We were to go through a decontamination process to prevent possible transfer of disease to the pigs. It was noted that through out the visit we were required to change and wash provided foot wear several times as we entered each building; this was to prevent contamination to each building. It was noted that on the DXE video these decontamination procedures were obviously not observed. Members of DXE who had entered the barns had obviously exposed the pigs to possible contamination. We observed that the barns were clean and in good working conditions. The pigs appeared to be healthy and being taken care of. We did see any of the conditions DXE had claimed in their video. Agent Anderson took photographs of the barn and site specific equipment which was consistent with the DXE video. We received a aerial photograph of the site and a likely timeline of barns at site #41102 that the DXE group had entered into.

On 12/7/17 at approximately 0900 hours an audio recorded interview was conducted with Shaleen Shaw, owner of Luvin Arms Farm. The interview was conducted at the US Attorney Office in St. George, Utah. Shaleen was represented by his attorney and his testimony was considered a proffer testimony. A copy of the interview will be included with this report. During the interview Shaleen indicated that his operation is mainly run with donations and volunteers. One of the volunteers was identified as Aiden Cook. Aiden is identified as being connected with DXE. Shaleen indicated that contact with Aiden was minimal and that Aiden did assist/volunteer in getting facilities built on the new Luvin Arms Farm site. Shaleen indicated that Aiden had some contact with Kiito Sakata who is on the board of directors for Luvin Arms. Shaleen indicated that Aiden (DXE) had reached out to Kimito and told him about the need for 2 pigs to be housed. Shaleen "put two and two together" and suspected that it was the two pigs that had been taken from Smithfield Farms. Shaleen claimed that he was never told directly that it was the Smithfield pigs.

Shaleen indicated that he had heartache and deep concern about taking the pigs. Shaleen indicated that he obtained Wayne Hsiung number and contacted Wayne directly about the pigs. Shaleen claimed that their conversation was minimal. Shaleen wanted to help the pigs but was worried about the association with DXE and DXE reputation. Shaleen indicated that he did not agree with DXE's tactics and confrontational demonstrations. In the end, Shaleen's love for animals outweighed the concerns with DXE and the two pigs were brought to his farm. Shaleen claimed that he has no direct connection with DXE and the only thing that he really knew about them is from their web site, Kimito, and Aiden. Shaleen recalled that DXE members had been to their farm one time before, for a tour, and that Wayne had been given a tour by Aiden. Shaleen also indicated that DXE members had been allowed to hold a training seminar there as well. Shaleen was asked about who had brought the pigs to Luvin Arms. Shaleen claimed that he did not have any set affiliation with Ching Farms. Shaleen indicated that he had spoke with Faith Ching about the transfer of the pigs to his farm. The conversation had occurred sometime around the first part of July 2017. Shaleen reported that the pigs had been brought to his facility by Faith Ching and a male who he did not know the name of. Faith and the male had brought the pigs to his farm with a truck and a trailer on 7/18/17. Shaleen reported that he was unaware of any accompanying interstate paperwork that was brought with the pigs but was aware that a veterinarian in Fort Collins had looked at one of the pigs and performed a hernia operation.

A copy of this report will be forwarded to the Beaver County Attorney for

review. A copy of this report will also be given to FBI Agent Chris Anderson for inclusion into his report to the US Attorney

End of report.

Sgt. Glen Woolsey BCSO

Name Involvements:**Smithfield Rep.3170**

:
 Last: WEBB First: JAMES Mid: W
 DOB: 10/24/72 Dr Lic: 150064518 Address: 384 N 1100 EAST
 Race: W Sex: M Phone: (435)438-7688 City: BEAVER, UT 84713

Suspect : 81169
 Last: FROHNMAYER First: JONATHAN Mid:
 DOB: 12/07/84 Dr Lic: F8118526 Address: 1559 LEWIS STREET
 Race: W Sex: M Phone: () - City: SANTA CLARA, CA 84765

Complainant : 29006
 Last: SMITHFIELD First: Mid:
 OF UTAH
 DOB: **/**/** Dr Lic: Address: 341 S MAIN
 Race: Sex: Phone: (435)387- City: MILFORD, UT 84751

Witness : 81179
 Last: SHAH First: SHALEEN Mid:
 DOB: **/**/** Dr Lic: Address: 3470 COUNTY ROAD 7
 Race: Sex: Phone: (720)515-8577 City: ERIE, CO

Suspect : 81167
 Last: SHARO First: ANDREW Mid:
 DOB: **/**/** Dr Lic: Address: 2248 DWIGHT WAY
 Race: Sex: M Phone: () - City: BERKELEY, CA

Suspect : 81171
 Last: GANDEE First: DIANE Mid:
 DOB: 08/26/54 Dr Lic: Address:
 Race: Sex: F Phone: () - City:

Suspect : 81168
 Last: MASTERSON First: SAMER Mid:
 DOB: 04/27/94 Dr Lic: Address: 2935 16TH STREET
 Race: L Sex: M Phone: () - City: SAN FRANCISCO, CA

Suspect : 81170
 Last: COOK First: AIDEN Mid:
 DOB: **/**/** Dr Lic: Address: 372 ARAPHOE LANE
 Race: Sex: Phone: () - City: BOULDER, UT 84716

Suspect : 81172
 Last: CHING First: FAITH Mid: A
 DOB: 10/09/56 Dr Lic: 12949074 Address: 14322 S MAJESTIC OAKS LN

Race: W Sex: F Phone: (-) City: HERRIMAN, UT 84096

Reporting party 37260
:

Last: Goff First: Patty Mid: RAE
DOB: 06/10/72 Dr Lic: 149865545 Address: 282 E 300 SOUTH; POB 166
Race: W Sex: F Phone: (435)691-0490 City: MINERSVILLE, UT 84752

Suspect : 81165
Last: HSIUNG First: WAYNE Mid:
DOB: 06/18/91 Dr Lic: Address: 1691 FOUR OAKS ROAD
Race: Sex: M Phone: (-) City: SAN JOSE, CA

Suspect : 81166
Last: PICKLESIMER First: PAUL Mid: DARWIN
DOB: 12/16/77 Dr Lic: Address: 2248 DWIGHT WAY
Race: W Sex: M Phone: (-) City: BERKELEY, CA