

**KITSAP COUNTY DISTRICT COURT
STATE OF WASHINGTON**

<p>_____, Petitioner, v. ANIMAL CONTROL KITSAP HUMANE SOCIETY, Respondent.</p> <p>Animal Name(s) – _____ Animal Description(s) – _____</p>	<p>No. _____</p> <p>APPEAL OF DANGEROUS DOG DETERMINATION</p> <p>RCW 16.08.080(4)</p>
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1. LITIGANT CONFIDENTIAL INFORMATION FORM

IMPORTANT NOTICE – District Court needs information about every party involved in a case so the court can accurately identify the parties and be able to contact them.

If you have not already done so, please complete a Litigant Confidential Information Form and provide it to the court. You should also use the form to update information previously provided to the court. The form is available at many locations on the District Court website (www.kitsap.gov/dc).

2. DECLARATION OF OWNER

My true name is _____ and I make the following declaration –

2.1 **Owner**. I am the owner of _____ (*names*) [hereafter “dog(s)”], a
_____ (*animal descriptions*).

2.2 **Notice From Animal Control Kitsap Humane Society**.

Received Notice. On _____, I received written notice that the Animal Control Kitsap Humane Society was seeking to declare my dog(s) dangerous.

Did Not Receive Notice. I did not receive written notice that the Animal Control Kitsap Humane Society was seeking to declare my dog(s) dangerous.

2.3 **Meeting With Animal Control Kitsap Humane Society.**

___ **Met With Animal Control Kitsap Humane Society.** On _____,
I met with the Animal Control Kitsap Humane Society and gave my reason(s)
and/or information as to why my dog(s) should not be declared dangerous.

___ **Did Not Meet With Animal Control Kitsap Humane Society.** I did not meet
with the Animal Control Kitsap Humane Society.

2.4 **Dog Declared Dangerous.** On _____, the Animal Control Kitsap
Humane Society declared my dog(s) dangerous.

2.5 **Final Determination Declaring Dog Dangerous.**

___ **Received Final Determination.** On _____, I received the Animal
Control Kitsap Humane Society final determination declaring my dog(s) dangerous.

___ **Did Not Receive Final Determination.** I did not receive the Animal Control
Kitsap Humane Society final determination declaring my dog(s) dangerous.

2.6 **My Dog Is Not Dangerous.** My dog(s) is/are not dangerous for the following reason(s)
(see the definitions on the next page) –

2.7 **My Request.** I request that District Court – (1) determine my dog(s) is/are not dangerous; and (2) reverse the Animal Control Kitsap Humane Society final determination that my dog(s) is/are dangerous.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct, and that I am the person whose name I typed (or wrote) below.

SIGNED at (city) _____, (state) _____ on (date) _____.

/s/ Signed Electronically

[Note – By typing your name, you intend to sign electronically and agree your electronic signature is the same as a handwritten signature for the purpose of validity, enforceability, and admissibility.]

DEFINITIONS

DOG – RCW 16.52.011(2)(e).

“Dog” means an animal of the species *Canis lupus familiaris*.

DANGEROUS DOG – RCW 16.08.070(2).

“Dangerous dog” means any dog that (a) inflicts severe injury on a human being without provocation on public or private property, (b) kills a domestic animal without provocation while the dog is off the owner's property, or (c) has been previously found to be potentially dangerous because of injury inflicted on a human, the owner having received notice of such and the dog again aggressively bites, attacks, or endangers the safety of humans.

DEFENSE – PROVOCATION OF DOG – RCW 16.08.090(3).

Dogs shall not be declared dangerous if the threat, injury, or damage was sustained by a person who, at the time, was committing a wilful trespass or other tort upon the premises occupied by the owner of the dog, or was tormenting, abusing, or assaulting the dog or has, in the past, been observed or reported to have tormented, abused, or assaulted the dog or was committing or attempting to commit a crime.

OWNER – RCW 16.08.070(7).

“Owner” means any person, firm, corporation, organization, or department possessing, harboring, keeping, having an interest in, or having control or custody of an animal.

SEVERE INJURY – RCW 16.08.070(3).

“Severe injury” means any physical injury that results in broken bones or disfiguring lacerations requiring multiple sutures or cosmetic surgery.