

July 23 2007 10:01 AM

KEVIN STOCK
COUNTY CLERK

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 07-1-03840-1

vs.

TERAPON DANG ADHAHN,

DECLARATION FOR DETERMINATION OF
PROBABLE CAUSE

Defendant.

EDMUND M. MURPHY, declares under penalty of perjury:

That I am a deputy prosecuting attorney for Pierce County and I am familiar with the police report and/or investigation conducted by the TACOMA POLICE DEPARTMENT, incident number 071851842, and the FEDERAL BUREAU OF INVESTIGATION, and have been briefed by detectives of the Tacoma Police Department and agents from the Federal Bureau of Investigation;

That the police report and/or investigation provided me the following information;

That in Pierce County, Washington, during the period between the 4th day of July, 2007, and the 8th day of July, 2007, the defendant, TERAPON DANG ADHAHN, did commit the crimes of Aggravated Murder in the First Degree, Kidnapping in the First Degree, and Rape in the First Degree.

On July 4, 2007, at approximately 9:55 p.m., Tacoma Police officers responded to 2520 South J Street in Tacoma regarding the possible abduction of a twelve-year-old girl, identified as Zinaida "Zina" Linnik. Arriving officers contacted Zina's father, Mikhail Linnik, who reported that his daughter was last seen minutes earlier in the alley behind their residence. Mr. Linnik said that about ten minutes prior to calling the police, he was inside the residence when he heard a scream coming from the area of the alley and that the voice sounded like Zina. This scream was also heard by Zina's mother and older sister.

After hearing the scream, Mr. Linnik proceeded to the alley and, upon looking northward, he observed a gray box-shaped windowed van parked in the alley just north of his location. At that time, Mr. Linnik observed a dark-haired male, whom he described as being Asian, getting into the van. Mr. Linnik also observed the numbers "1677" and possibly the letter "B" before and after the numbers on the rear license plate of the van. As Mr. Linnik continued to look for his daughter, the van drove northbound out of the alley and westbound onto South 25th Street. Minutes later, Zina's older sister found a "flip flop" style of sandal lying on the pavement near the location where the van had been parked earlier. Mr. Linnik told police that it was the same type of sandal that Zina had been wearing earlier in the evening. Mr. Linnik was later re-interviewed by police and stated that he believed the license plate on the van contained the number combination "677" or "667", with a letter at the beginning and the end of the plate. A neighbor also reported to police later that he heard a scream and that he had seen a gray van parked in the alley before the scream but not after it.

When an area search by family and the responding patrol units failed to locate Zina, a team of detectives from the Tacoma Police Department responded. Additional investigation by these detectives failed to locate the missing female or develop additional information. Additional Tacoma Police Department personnel joined the investigation, along with agents of the Federal Bureau of Investigation (FBI). Between July 5, 2007, and July 15, 2007, there were over one hundred Tacoma Police Department personnel and at least forty FBI agents assigned to work on the case.

DECLARATION FOR DETERMINATION
OF PROBABLE CAUSE -1

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930 Tacoma Avenue South, Room 946
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Main Office (253) 798-7400

1 On July 6, 2007, Tacoma Police Detective Wade conducted a computer search looking for police
2 reports that might involve a gray van and the numbers "677" or "667" included in the license plate. The
3 detective found a report that had been taken by the Tacoma Police Department on May 1, 2007, involving
4 a gray Chevrolet Astro van with the license plate number of "B17667B". The reporting party, who was
5 not the registered owner of the van, said that the van had been broken into on May 1, 2007, in a business
6 parking lot. This report was assigned as a lead to a Tacoma Police Department detective, who contacted
7 the reporting party on July 7, 2007. Investigation determined that the reporting party no longer drove the
8 van but that the registered owner had the vehicle. The defendant was the registered owner of the van, and
9 it was further determined that the defendant was an Asian male, 5'4" in height, approximately 110
10 pounds, and that he was a convicted sex offender. Attempts to locate the defendant or the van by several
11 Tacoma Police detectives on July 7, 2007, were negative.

12 On July 8, 2007, members of the investigative team located a gray Chevrolet Astro van parked
13 outside 1215 South 117th Street in Parkland. The van displayed Washington license number "659TIG",
14 which belonged to a green 1995 Oldsmobile Cutlass registered to a person in Yelm. Undercover
15 detectives set up surveillance of the residence and, in the early evening, observed a male that was similar
16 in appearance to the defendant exit the front door. The male, who appeared to see the unmarked police
17 vehicle, then stepped back inside the residence. Minutes later, Detective Wade observed a male walking
18 westbound on South 117th Street, crossing Sheridan Street, who was similar in appearance to the
19 defendant. The male was walking quickly and was talking on a mobile phone. This person was contacted
20 by Detective Wade at 118th and Ainsworth and positively identified as the defendant. Neighbors of the
21 defendant later told police that they had seen the defendant jump over their fence and then take off
22 running down South 117th Street shortly before he was contacted by Detective Wade.

23 After being advised of his rights, the defendant admitted that his van did not have the correct
24 license plates on it. The defendant said that he had put the new license plates on his van a few days
earlier, and that he had gotten the plates from an abandoned vehicle that was parked on the street close to
his residence. Law enforcement personnel were able to locate that abandoned vehicle later that same
night and the license plate had been removed from it.. The defendant said his license plate, "B17667B",
was stolen approximately six months earlier and he could not afford new plates. He said that he never
reported the theft of his license plates to the police because he believed there was nothing the police could
do about it. The defendant also told police that he had taken license plates off of other vehicles several
times during that six-month time period and put them on his van to keep from having to purchase new
plates. The defendant also told police that he had seen them outside of his house earlier that evening and
knew that they were police officers.

As to his whereabouts on the evening of July 4, 2007, the defendant said that he was at a
gathering on the evening of the Fourth of July in Parkland from approximately 5:00 p.m. until it got dark.
He said he then went home to his residence on South 117th Street. Detectives were able to contact the
residence where the defendant claimed he had been on the evening of July 4. Occupants of the residence
said that they have known the defendant for five years and that he did come over to their house on the
Fourth of July for dinner at approximately 7:00 p.m., but that he left their house at approximately 8:45-
9:00 p.m. The defendant would have had time to travel from the Parkland address to the alley behind
Zina Linnik's residence in the 45-60 minute time period before Zina was abducted.

The defendant was detained by police and transported to the main police station pending the
execution of a search warrant at his residence. An Immigration and Customs Enforcement officer
responded to the police station that night and took the defendant into federal custody. The FBI conducted
a search of the defendant's residence and van for many hours on July 9, 2007. The house had few
furnishings inside and the defendant told police that the house belonged to his sister and that he had been
living there and remodeling the home. The van contained a large plywood box that was used to carry
tools. At the time that the van was searched, the box was empty. Tools and construction equipment were
lying all over the floor of the kitchen of the defendant's residence on South 117th Street at the time of the
execution of the search warrant on July 9, 2007.

1 A co-worker of the defendant has told police that he worked with the defendant on July 3, 2007,
2 at a job site. The co-worker told police that the back of the defendant's van was full of carpenter tools, a
3 wooden cabinet, cigarette wrappers and debris on that day. On July 5, 2007, the same co-worker got to
4 the job site at approximately 9:00 a.m. The defendant arrived shortly thereafter. The co-worker told
5 police that the aluminum ladder that was typically on top of the defendant's van was missing, and that the
6 van was clean and empty except for the wooden cabinet. The co-worker also said that the back of the van
7 appeared to have been vacuumed out. Other co-workers have reported to police that the defendant was
8 telling them on July 5, 2007, that he needed to get out of the country and go to Thailand. They also report
9 that he had not talked like that before.

10 Efforts were made to locate and search any residences at which the defendant had done
11 construction work in the past. None of these searches provided any information as to the location of Zina
12 Linnick.

13 On July 12, 2007, the defendant agreed to lead investigators to the body of Zina Linnick. He was
14 transported in a police vehicle and was accompanied by his attorney. The defendant gave directions to
15 the Tacoma Police Department detective who was driving and led police to a location outside Eatonville,
16 near Silver Lake. A short time later, Tacoma Police and the FBI located the remains of Zina Linnick in
17 the location pointed out by the defendant. The defendant was returned to federal custody and the body of
18 Zina Linnick was recovered by the Pierce County Medical Examiner's Office. An autopsy has revealed
19 that she died of homicidal violence, specifically blunt force trauma to the head, and that she had not been
20 killed at the location where her body was recovered.

21 Swabs were also obtained from the body of Zina Linnick at autopsy. Forensic Scientist Analyst
22 Jeremy Sanderson of the Washington State Patrol Crime Laboratory examined an oral swab obtained
23 from the body of Zina Linnick at autopsy and determined that there was male DNA on the swab.
24 Sanderson prepared a DNA profile for the evidence recovered at autopsy and compared it to the
defendant's DNA profile. Sanderson's work was reviewed by Will Dean at the Washington State Patrol
Crime Laboratory. On July 20, 2007, Jeremy Sanderson verbally reported to Deputy Prosecuting
Attorney Mary Robnett that the defendant's DNA profile matched the DNA sample from the oral swab
obtained from the body of Zina Linnick at autopsy.

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

DATED: July 23, 2007

PLACE: TACOMA, WA

/s/ EDMUND M. MURPHY
EDMUND M. MURPHY, WSB# 14754