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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

THE STATE OF WASHINGTON,)	
)	
Plaintiff,)	
)	No. 12-C-04115-2 SEA
v.)	12-C-04116-1 SEA
)	
MICHAEL J. EVANS, and)	
YANA T. RISTICK)	INFORMATION
and each of them,)	
)	
Defendants.)	

COUNT I

I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington, do accuse MICHAEL J. EVANS of the crime of **Theft of Motor Vehicle**, committed as follows:

That the defendant MICHAEL J. EVANS in King County, Washington, during a period of time intervening between November 10, 2011 through November 30, 2011, with intent to deprive another of a motor vehicle, did wrongfully obtain such property, belonging to Leon Lucas, by color and aid of deception;

Contrary to RCW 9A.56.065 and 9A.56.020(1), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant MICHAEL J. EVANS knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

COUNT II

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse MICHAEL J. EVANS of the crime of **Trafficking in Stolen Property in the First Degree**, a crime of the

1 same or similar character and based on the same conduct as another crime charged herein, which
2 crimes were part of a common scheme or plan and which crimes were so closely connected in
3 respect to time, place and occasion that it would be difficult to separate proof of one charge from
4 proof of the other, committed as follows:

5 That the defendant MICHAEL J. EVANS in King County, Washington, during a period
6 of time intervening between December 10, 2011 through December 22, 2011, did knowingly
7 sell, transfer, distribute, dispense or otherwise dispose of stolen property belonging to Leon
8 Lucas, to another person, or did knowingly buy, receive, possess or obtain control of such stolen
9 property, with intent to sell, transfer, distribute, dispense or otherwise dispose of the property to
10 another person;

11 Contrary to RCW 9A.82.050, and against the peace and dignity of the State of
12 Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by
the authority of the State of Washington further do accuse the defendant MICHAEL J. EVANS
knew or should have known that the victim of the current offense was particularly vulnerable or
incapable of resistance, and the victim's vulnerability was a substantial factor in the commission
of the offense, under the authority of RCW 9.94A.535(3)(b).

COUNT III

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T.
RISTICK of the crime of **Theft in the First Degree**, a crime of the same or similar character and
based on the same conduct as another crime charged herein, which crimes were part of a
common scheme or plan and which crimes were so closely connected in respect to time, place
and occasion that it would be difficult to separate proof of one charge from proof of the other,
committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about
November 26, 2011, with intent to deprive another of property, to-wit: U.S. currency, did obtain
control over such property belonging to Leon Lucas, by color and aid of deception, that the value
of such property did exceed \$5,000;

Contrary to RCW 9A.56.030(1)(a) and 9A.56.020(1)(b), and against the peace and
dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by
the authority of the State of Washington further do accuse the defendant YANA T. RISTICK
knew or should have known that the victim of the current offense was particularly vulnerable or
incapable of resistance, and the victim's vulnerability was a substantial factor in the commission
of the offense, under the authority of RCW 9.94A.535(3)(b).

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COUNT IV

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the Second Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about December 22, 2011, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception; that the value of such property did exceed \$750;

Contrary to RCW 9A.56.040(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

COUNT V

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the First Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about December 29, 2011, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception, that the value of such property did exceed \$5,000;

Contrary to RCW 9A.56.030(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

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COUNT VI

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the Second Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about January 9, 2012, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception; that the value of such property did exceed \$750;

Contrary to RCW 9A.56.040(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

COUNT VII

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the Second Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about February 21, 2012, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception; that the value of such property did exceed \$750;

Contrary to RCW 9A.56.040(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

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COUNT VIII

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the First Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about February 21, 2012, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception, that the value of such property did exceed \$5,000;

Contrary to RCW 9A.56.030(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

COUNT IX

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the First Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about March 14, 2012, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception, that the value of such property did exceed \$5,000;

Contrary to RCW 9A.56.030(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

COUNT X

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse YANA T. RISTICK of the crime of **Theft in the First Degree**, a crime of the same or similar character and based on the same conduct as another crime charged herein, which crimes were part of a common scheme or plan and which crimes were so closely connected in respect to time, place and occasion that it would be difficult to separate proof of one charge from proof of the other, committed as follows:

That the defendant YANA T. RISTICK in King County, Washington, on or about March 29, 2012, with intent to deprive another of property, to-wit: U.S. currency, did obtain control over such property belonging to Leon Lucas, by color and aid of deception, that the value of such property did exceed \$5,000;

Contrary to RCW 9A.56.030(1)(a) and 9A.56.020(1)(b), and against the peace and dignity of the State of Washington.

And I, Daniel T. Satterberg, Prosecuting Attorney for King County in the name and by the authority of the State of Washington further do accuse the defendant YANA T. RISTICK knew or should have known that the victim of the current offense was particularly vulnerable or incapable of resistance, and the victim's vulnerability was a substantial factor in the commission of the offense, under the authority of RCW 9.94A.535(3)(b).

DANIEL T. SATTERBERG
Prosecuting Attorney

By: _____
Page B. Ulrey, WSBA #23585
Senior Deputy Prosecuting Attorney



Seattle Police Department Case Investigation Report

Case Investigation Report: 2012-00556

12-04115-2SEA

12-04116-1SEA

Certification for Determination of Probable Cause

That **P.K. St. John** is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case number **2012-00556**. There is probable cause to believe that **Michael Evans and Yana Schinman (Ristik)** committed the crime of **Theft 1** within the City of Seattle, County of King, State of Washington. This belief is predicated on the following facts and circumstances.

Victim Leon Lucas is a 79 year old male who resides on his own at 14320 Roosevelt Way NE, Seattle, WA. Leon lost his wife of 50 years on September 23, 2011. Leon had a Geriatric evaluation on January 17, 2012. That evaluation indicated that Leon suffers from dementia. He scored a 19/30 on the Mini Mental Status Exam (MMSE). He scored an 18/30 on the St. Louis University Mental Status Exam (SLUMS).

I interviewed Leon and he relayed the following information. He believes that it was in late November of 2011, possibly around Thanksgiving, he decided to sell his wife's vehicle. The vehicle is WA 538PLV, a 1999 Cadillac Catera 4 door. He told me that the vehicle had 41,000 miles on it, and he no longer needed it. He said that the fair value of the vehicle was \$3800. He put the vehicle out in front of his home with a For Sale sign. A white male came to his door and wanted to look at the vehicle. He was later identified as S/Evans, Michael. S/Evans indicated that he was interested in purchasing the vehicle. S/Evans gave Leon \$100 as a down payment and was to continue to pay \$100 per month until the vehicle was paid off. A couple of days later, S/Evans returned with a white female who was later identified as S/Ristik, Yana. S/Evans introduced her as his cousin. A few days after that, S/Evans returned again and told Leon that the vehicles' engine blew and that once the car was fixed, he would pay off the vehicle.

S/Ristik started talking to Leon and asked him for some money so she could buy something. Leon asked her what she wanted to get. S/Ristik told him about a catering business that she was currently working at as a cook. S/Ristik told Leon that the owner was getting older and had arthritis and it was becoming too much for her to handle and she had the opportunity to purchase the business for \$150,000. S/Ristik said that the \$150,000 was the down payment and she would continue to pay the remainder with her wages until the business was paid in full, and then she would start to repay Leon. Leon asked S/Ristik the name of the business and she didn't want to tell him because she didn't want anyone messing with her work because she is very private. She refused to tell him where she lives because she doesn't want anyone bothering the people she lives



Seattle Police Department Case Investigation Report

Case Investigation Report: 2012-00556

with. S/Ristik did disclose that she lives with some other people with her daughter and they do not have to pay rent. S/Ristik said that she met these people through some distant family members. She refused to tell Leon her real name, but she did write it down at one point and he could not read it. S/Ristik told Leon that she has dyslexia and can't write anything very well. S/Ristik said that she did not have any problems reading though. S/Ristik also told Leon that she was an orphan like he was and was raised by her grandmother and that the only family she has is her cousin, S/Evans.

S/Ristik finally told Leon that the name of the company was JoAnn's Catering. I completed several searches trying to locate information about this company and there is no such company and this was just a scam to get Leon's money. When Leon asked more about it, she explained that she does not have any business materials because it is all word of mouth. There has never been a business card or any other documents presented.

According to bank records, Leon withdrew \$70,000 in cash from his GBC International Bank from November 26, 2011 through April 13, 2012. Leon then withdrew \$70,000 in cash from his Whidbey Island Bank from February 21, 2012 through April 12, 2012. In December of 2011, Leon closed out a CD that he held at Whidbey Island Bank. The value of the CD was \$50,000. He gave S/Ristik all the money from the CD. Leon has given S/Ristik a total of \$190,000 to purchase a catering company that does not exist.

I asked Leon if he has ever taken S/Ristik shopping and he told me that she decided to go shopping with him one day at Sam's Club. She had him buy some sheets, bedding, lamps and some other stuff. The total that was spent at Sam's Club was \$970.00. S/Ristik also told Leon that she need \$1500 to remodel a basement room so she and her daughter could live more comfortable.

Leon also informed me that he gave \$85,000 to S/Ristik to hold catering events. He said that he withdrew \$40,000 from Whidbey Island Bank, \$20,000 from GBC Bank, \$10,000 from Whidbey Island Bank and another \$15,000 from GBC Bank.

On April 24, 2012, I ran a routine records check on WA plate 538PLV. I found that the vehicle was registered to W/William O'Brien on December 22, 2011. I contacted W/O'Brien. He told me that in December of 2011, he answered an ad on Craigslist listing the 1999 Cadillac Catera 4dr for sale. He called about the vehicle and went to 329 NE 91st Seattle, WA. He met a female at that location and he was allowed to test drive it. He gave her a check for \$500 as a deposit on the car. She was later identified as Ristik, Yana. W/O'Brien was talking to his daughter later that evening and told her about the vehicle. She was upset with him for giving someone a check. W/O'Brien called a friend and had him pose as a buyer for the car. He accompanied his friend the following



Seattle Police Department Case Investigation Report

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day to look at the car. Once at the residence, W/O'Brien confronted a white male later identified as Archie Marks. W/O'Brien demanded that they give his \$500 check back if they were going to sale the car to his friend. W/O'Brien returned to the residence on the following Tuesday to purchase the car. He was met by a white male later identified as S/Evans, Michael. W/O'Brien and S/Evans went to the bank and W/O'Brien withdrew \$4200 for the vehicle. W/O'Brien and S/Evans had their signatures notarized by the bank employee for the title transfer. On May 3, 2012, the case detective contacted W/O'Brien and informed him that the vehicle was stolen. W/O'Brien was able to obtain copies of his and S/Evan's driver's licenses that were presented to the notary public. W/O'Brien also found a copy of a Bill of Sale and provided that to the case detective. S/Evans told W/O'Brien that he was selling the vehicle for his elderly father. S/Evans introduced S/Marks to W/O'Brien as his business partner.

On May 2, 2012, S/Ristik started calling V/Lucas telling him that she needed more money. S/Ristik said that she was unable to pay her employees and she did not know what to do. She called him again on 5/9/12. S/Ristik has continued to ask Leon for money, saying she is going to have to close up her catering business. On June 3, 2012, S/Ristik again called Leon stating that she was in need of some money for a female surgery that has to be performed in New York. S/Ristik continues to contact Leon almost daily asking for additional funds.

~~Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct to the best of my knowledge and belief. Signed and dated by me this 21 day of June, 2011, at Seattle, Washington.~~

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3 CAUSE NO. 12-C-04115-2 SEA
4 CAUSE NO. 12-C-04116-1 SEA

5 PROSECUTING ATTORNEY CASE SUMMARY AND REQUEST FOR BAIL AND/OR
6 CONDITIONS OF RELEASE

7 The State incorporates by reference the Certification for Determination of Probable
8 Cause for Seattle Police Incident number 2012-00556 signed by Seattle Police Detective Pamela
9 St. John. The State also incorporates the attached Certifications for Determination of Probable
10 Cause for Cause Numbers 08-C-05658-5 SEA and 08-C-05659-3 SEA, the cases for which the
11 defendants were convicted in 2010 and which is described below. In addition to the Certification
12 on Incident number 2012-00556, the police report provides the following information: Leon
13 Lucas' records from Whidbey Island Bank and GBC bank reveal these cash withdrawals:

Date	Amount	Method of Withdrawal
11/26/11	\$30,000.	Check to "Cash"
12/22/11	\$2,000.	Check to "Cash"
12/29/11	\$20,000.	Check to "Cash"
1/9/12	\$1,000.	Check to "Cash"
2/21/12	\$5,000.	Cash Withdrawal Slip
2/21/12	\$10,000.	Check to "Cash"
3/14/12	\$15,000.	Check to "Cash"
3/29/12	\$40,000.	Cash Withdrawal Slip

15 According to Det. St. John, the bank records for Leon Lucas that she reviewed show no cash
16 withdrawals of any significance prior to the defendants' involvement with Lucas.

17 REQUEST FOR BAIL

18 The defendants were arrested on June 29, 2012, and bail was set at First Appearance at
19 \$250,000. The State requests that bail be increased to \$500,000 for each defendant. The
20 defendants have significant histories of committing similar crimes against vulnerable adults.
21 They were convicted in King County Superior Court in 2010, on Cause Numbers 08-C-05658-5
22 SEA and 08-C-05659-3 SEA. Defendant Evans was convicted of three counts of Attempted
23 Theft 1, and 2 counts of Theft 1 on that case and sentenced to 43 months in prison on March 19,
24 2010. He was released from prison on July 8, 2011. Defendant Ristick aka Schinman was
convicted of five counts of Attempted Theft 1 and five counts of Theft 1 and sentenced to 50
months in prison on February 20, 2009. She was released from home detention on April 28,
2011. The defendants were co-defendants in that case, which involved the financial exploitation

1 of three elderly male victims. In each case, Ristick would approach the victim in the grocery
2 store where he was shopping alone, pretend that she knew him, and quickly develop a
3 relationship with him. She would then proceed to financially exploit each victim using various
4 means. In at least two of the three incidents, defendant Evans acted as her driver. In one case,
5 the defendants drove the victim, Clarence Peterson, to Nevada where Ristick proceeded to marry
6 him. Some of Peterson's money was recovered when the defendants were arrested. The total
7 outstanding losses to the three victims at the time of sentencing were \$67,071.90.

8 Besides the above convictions, defendant Ristick has a prior Theft charge from 2008 that
9 was ultimately dismissed. She has two convictions for Violation of No Contact Order from
10 2007, convictions for Theft 3 from 2007 and 1996, DWLS 3 from 2004, and Making a False
11 Statement to a Public Servant from 2002. Defendant Evans also has prior convictions for Theft
12 in the First Degree (2004), Forgery (1999) and has two other theft related offenses from 2008
13 that were ultimately dismissed. In addition to being a risk to community safety, the defendants
14 pose a serious flight risk. In the aforementioned case, Evans fled Washington after posting bail.
15 He was later picked up on a weapons charge in New York City and extradited to Washington.
16 Both defendants are "maxed out" and face significant prison sentences if convicted of these
17 charges.

18 The following information was not available to the Court at First Appearance. A search
19 of the home of Yana Ristick and Michael Evans was conducted after their arrest on Friday, June
20 29th. In the home were found countless items of high value indicating that the defendants have
21 access to significant assets. Their closets were filled with new and expensive clothing, including
22 a full-length fur coat, brand new Prada shoes, other shoes valued at \$1200, numerous high-end
23 suits, a Kate Spade coat with tags, a Neiman-Marcus Italian suit, as well as many Luis Vuitton
24 and Coach products. The kitchen was stocked with new dishes, and the downstairs furnished
with expensive, high-end furniture, Tiffany crystal, rugs, and art. A BMW and a Porsche were
parked at the home. Receipts for numerous purchases were found in the home indicating that the
purchaser had paid with cash and been deemed tax exempt, likely consistent with use of
identification from Oregon or another state with no sales tax. A large amount of cash was found
on each defendant at the time of arrest. In defendant Ristick's wallet were ID cards belonging to
her and to someone by the name of Stephanie Evans.

The State further requests that the defendants be ordered to have no contact with victims
Leon Lucas and William O'Brien.

Signed this 2nd day of July, 2012.

Page B. Ulrey, WSBA #23585