

1. ``Appeal of Jeff Greenfield on behalf of Buster. Dated August 18, 2023
2. I, Jeff Greenfield, am the legal owner of Buster. I am appealing the declaration that my dog, Buster, should be declared a potentially dangerous dog pursuant to MICC 07.04.020 and RCW 16.08.0701(a). Buster should not be labeled or declared a potentially dangerous dog for several reasons as stated below and based on the enclosed video footage that I have provided of the incident in question.
MICC 07.04.020 and RCW 16.08.0701(a) states that *“a potentially dangerous dog is “any dog that when unprovoked: (a) inflicts bites on a human or a domestic animal either on public or private property.”*
3. **Buster Was Provoked.** My office is where Buster spends nearly all his time when he’s not sleeping, eating, or going for a walk; it is where I put him - behind a closed door - when strangers are in the house to calm him down. I mostly work from home, and have lots of sensitive papers lying around, as a result the office is off limits to even the guests, kids, cleaners, etc., that Buster knows, so he is not accustomed to anyone, but me or my fiancé, coming into that room. Declaring that Buster was unprovoked in this incident is subjective. I submit that nobody was intentionally trying to provoke Buster, but the victim entered my office uninvited, which, I believe is provoking Buster, because my office is his sanctuary. As can be seen in the video, I am in my office writing out a check for the victim, and she came in unsolicited going directly for Buster, who was sitting in his bed and already barking at her and feeling territorial. It was when the victim came at Buster in my office that he got excited and reacted to her, because he was protecting a perceived threat to his sacred space; in other words, he was provoked.
4. **There is no clear evidence that the victim was bitten by Buster through video or by the victim’s actions.** As shown in the video, it is also not clear this was a “bite” or if this was just a “nip.” It is not clear from the video evidence that Buster made contact with the victim. I will stipulate from the picture of the wound and the proximity of Buster to her in the video, that he might have nipped her, but I don’t believe that constitutes a bite. There was no clamp down, deep wound or wrestling with an intent to harm. This was, at most, a nip from a protective posture. The video is clear that the victim never says she was bit or even has a physical reaction, as there was no wincing, flinching, looking down or even feeling with her fingers if something happened. There are no visible marks on her clothing to suggest that there was bleeding or oozing of any blood. If the wound she submitted did break the skin, then one would expect there to be some signs of blood on her shirt right after it happens. Curiously, she doesn’t act like someone who just got bit by a dog or feels like they are in danger. Just prior to walking out of our home, she lets Buster lick her face, as she gave me rates on her dog walking services with a promise to follow up; this is not the behavior of someone who was just bit.
5. **Buster has never bitten any human or domestic animal.** Prior to the victims claim here, Buster has never bitten anyone or come close to biting anyone. He has never had an incident like this and, based on the video, it is not objective to state that Buster was unprovoked or the victim was bit. Buster is a sweet and loveable dog, who is very protective over our house. I have regularly taken him to Marymoor park, an off-leash park in Redmond, for the last six years , and there has never been an incident of any kind. He

has been going to the Pampered Pooch in Bellevue for boarding when I'm traveling for the past five years and they have never mentioned any concern or risk from his behavior. Please see the attached statement from Sandy Siconolfi, the owner of the Pampered Pooch who has known Buster since he was 1 years old. Buster has had many different dog walkers over the years, and they have never mentioned any concern over Buster being dangerous or hurting anyone. Please see the attached statement from Analia Arredondo, Buster's current dog walker.

6. **Buster is not a potentially dangerous dog and I request the determination be reversed.**

I am seeking to appeal Buster being labeled as a potentially dangerous dog for the rest of his life. Labeling him like this will create a significant hardship for him and me, which doesn't feel just based on this incident. I feel bad that the victim was injured and I'm relieved, based on the pictures she sent, that it wasn't serious, but classifying Buster a potentially dangerous dog will create a significant hardship for him, me, and my entire family, which I believe is not justified.

Sincerely,

Jeffrey Greenfield
8014 Avalon Place
Mercer Island, Washington 98040

CERTIFICATION:

To the best of my knowledge, information, and belief, the appeal is well grounded in fact.


Jeffrey K. Greenfield

8/18/23

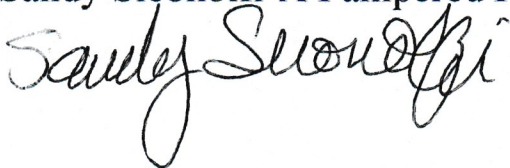
To whom it may concern:

My name is Sandy Siconolfi, and I am the owner of A Pampered Pooch, LLC in Bellevue, WA for 12 years. Buster has been coming to my facility to board since he was 1 years old. He is a sweet dog, with people, with a big urge to please, but he is also, fairly territorial, and will bark to guard his space. I have had many people work for me, at the facility, and Buster has never harmed anyone that he has come across. With most dogs, there is an introduction period, and people who with animals know the ques to follow when meeting a new dog. The few times I have been bit were because the dogs were injured and I wasn't aware, or I grabbed for a food bowl when I shouldn't have.

If you have any questions, call me at 425-314-3026.

Sincerely,

Sandy Siconolfi-A Pampered Pooch

A handwritten signature in cursive script that reads "Sandy Siconolfi". The signature is written in black ink and is positioned below the typed name.

I have been Busters dog Walker since November 2022. I have never seen him bite anyone or come close to biting any human or animal.

Buster spends most of his time in Jeff Greenfield's office while Jeff works during the day. He feels very territorial and protective of the house.

I do not consider Buster to be a dangerous or potentially dangerous animal.

A handwritten signature in cursive script that reads "Analia Arredondo". The ink is black and the signature is fluid and connected.

Analia Arredondo
August 18, 2023