



## **Agenda**

### **Public Safety Committee**

Oelwein Community Plaza, 25 West Charles, Oelwein, Iowa

5:15 PM

May 24, 2021  
Oelwein, Iowa

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**Mayor:** Brett DeVore

**Mayor Pro Tem:** Warren Fisk

**Council Members:** Matt Weber, Renee Cantrell, Tom Stewart, Lynda Payne, Karen Seeders

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#### **Pledge of Allegiance**

#### **Discussions**

- [1.](#) Megan Rex Vicious Animal Appeal

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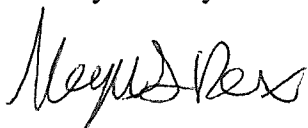
#### **Adjournment**

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 319-283-5440

Dear Members of Oelwein City Council,

I am writing to appeal the decision to deem my dog, Maya, as vicious and request to remove her from the city limits of Oelwein. Maya is a 19-month-old Cane Corso and Pitbull Mix. She was adopted by myself and my partner, Mason Kunkle, on April 17, 2021. Our reason for adopting Maya was to serve as an emotional support animal. An emotional support dog is my last option to accommodate my needs for anxiety before moving to prescribed medication. When we adopted her, we were told by her owner that she is very good with kids and is protective of them. The owner had young boys that played with Maya with the neighborhood children outside. Maya did not jump, bark, or growl when we met her for the first time, and she had no prior history of biting or being aggressive. She does not bark or growl when people or other animals are passing by, even when my other two dogs bark at such instances. We renewed her vaccinations for Rabies, DHLP-Parvo-Corona, and Kennel Cough on May 10<sup>th</sup> at Winthrop Vet Clinic, where she presented herself as gentle and well-behaved to others. The night we adopted her, we brought her to a friendly gathering around a bonfire with roughly 15 other people where she walked around and socialized for about three hours without any issues. Maya stayed at Mason's house, which is where the incident on Tuesday, April 20, 2021, occurred at the in-home daycare. Amanda Kunkle, the day-care provider, included her statement as to what she witnessed for reference. We immediately contacted the original owners, and they confirmed Maya did not have a history of aggression or biting. The following day, Fayette County Sheriff, James Tenney, called me about the situation, and I complied with having Maya quarantine for 10 days to make sure the doctors could treat Madix properly. Maya attended a behavior analysis consultation on May 5<sup>th</sup> at Paws Laws, and the trainer, Jerry Bond, has provided documentation of his observations during the scheduled session. Maya is currently residing in my parents' home and is not left unattended unless locked in a crate. Maya is not taken outside unless controlled by a leash or in-ground tie-out. Maya is already a well-behaved dog and a great listener, and I plan to take her to obedience training with Jerry Bond for additional structure to adapt to us as her new owners. I am also confident in my skills as a volunteer service dog foster and trainer of 19 months at Retrieving Freedom Inc. in Waverly, Iowa that I can work with and handle her properly. I am considering the aspects of my mental health since that was the initial intention for her adoption. Maya is a sweet, gentle, and loving dog that enjoys cuddling and taking naps, and her behavior and characteristics do not indicate that she is "vicious." I am deeply sorry for what Madix experienced, and moving forward I will be proactive by limiting Maya from being in an environment without being in complete control by an appropriate handler.

Thank you for your time and consideration.



Megan Rex

# PAW LAWS TRAINING & BOARDING, LLC

18792 80<sup>th</sup> Street Maynard, Iowa 50655

563-920-7620/ 319-242-1769

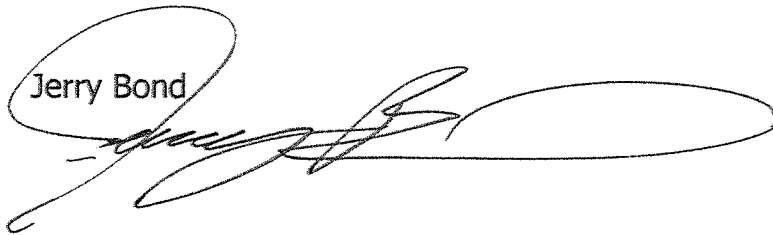
## **Aggressive dog evaluation with recommendations:**

I Jerry Bond of Paw Laws Training & Boarding LLC/ Gunnolf kennels did an evaluation for Megan Rex on a Pitbull/Cane Corso mix. She made the call to me to have the dog evaluated after the dog had bit a kid at a daycare facility in Oelwein. Megan arrived at the facility with her dog Maya who she stated she has only had three weeks or so. She did agree that Maya had bit the kid and it did break skin, but she thought there was hope for Maya. When Maya entered the room, she entered with some confidence but then went into what appeared to be an unsure stand until she seen my kids who are ages 2 and 4 run by the window and then she was focused on that. I didn't see anything that would lead me to believe that she would bite but Megan informed me that Maya doesn't do any barking hardly and any growling. This could make it difficult to see what the triggers are for the dog if anything at all. Maya came up to me and greeted me like nothing was wrong, letting me pet her and then kept walking around smelling the many smells in the room. I did mention to Megan that once a dog bites there is always the likely hood that it could happen again but because Maya don't show signs it makes it difficult for me to address the way that it

should be. Megan has exceptional handling skills as she told me that she helped at another facility in Waverly, Iowa and with this it leads me to believe that Megan will put the dog in the best situation to succeed. However, we still have to keep in mind that Maya did bite once and that there is always the possibility of it happening again. I would not say that because it happened once the dog is vicious as she didn't show those signs to me. I hope you take my expert advice into consideration when you take a look at this specific situation. I would recommend that she follow through with some sort of obedience training to ensure it from happening again.

Thanks for your time and consideration.

Jerry Bond





Members of the Delweir City Council,

The following letter includes my statement that occurred on April 20, 2021. It happened in front of me. I picked up the child to bring him to his mother and Maya jumped up to grab him from me. I pulled the child up and she tried to grab him again on the other leg. The child's mother ran into the room and grabbed the child and I remember saying, she won't let go of his pants. It happened so fast, I don't remember if I smacked the dog on her head or what, but I never had to pry her mouth from his legs, maybe from his pants but not legs. She did not jump up and growl or bark as she was jumping at him. She did not seem vicious to me at all throughout the day. She also did not bother any other kids at my house the couple days she was here. I'm sorry for what happened but I'm glad he is OK.

Sincerely,

Amanda Kunkle

Winthrop Veterinary Clinic  
524 7th Street South  
Winthrop, IA 50682  
(319) 935-3393

**Rabies Certificate**

Client ID: 4891  
Client Name: Megan Rex  
Address: 1304 1st St SE  
  
Oelwein, IA 50662  
  
Phone: (319)238-3951

Patient ID: 6079  
Patient Name: Amaya  
Species: Canine  
Breed: Pitbull Mix  
Sex: Spayed Female  
Color: Black  
Markings:  
Birthday: 11/28/2019  
Weight: 74.00 pounds on 5/10/2021  
Microchip ID:

Tag Number: 11169  
Lot Number: 412637  
Rabies (Sm.Animal)  
Producer: Merck  
K / MLV / R: Killed Virus

Vaccination Date: 5/10/2021  
**Expiration Date: 5/10/2024**

Staff Name: Jeremy Johnson, DVM  
License Number: 7853

On Tuesday April 20, 2021 my child Madix started off like he would every other Tuesday he went to daycare at Amanda Kunkle's, they had brought in a new dog the day before on Monday 04/19/2021, this was Megan Rex's dog and they were keeping it for her for a couple weeks until her and Mason got their own place, we voiced concerns and were reassured this was a friendly dog. When my husband dropped off on the morning of Tuesday April 20 we thought this day would be like any other but were we wrong, that afternoon when I (Robin) picked up from Amanda's the dog un-provokingly attacked Madix it was the most horrific thing I have ever witnessed as a parent, I was in the kitchen putting on my daughter Poppy's coat and the dog was in the kitchen with Amanda and myself, I had just got done saying we were having concerns about such a big dog around our children when we do not know the history of the dog, Amanda again reassured me this was a loving dog, Amanda then went into the living room to get Madix who was watching Paw Patrol and the dog followed her in as Amanda was getting Madix the Dog lunged on him. While I was still in the kitchen I could hearing Amanda yelling, Madix was screaming and the dog was attacking, I who already had a one year old on my hip and was scared to put her down ran into the living room to an awful sight, the dog had Madix on the ground and was attacking his legs, his pants were ripped off of him and torn, his legs were bloody and Amanda was trying to pull the dog off Madix, as Amanda gained leverage on the dogs neck I kicked my leg in so I could swoop Madix out from under the dog. I then carried both Poppy and Madix out into the kitchen and put his pants on him, Amanda took the dog outside and chained him up, Madix was bleeding and had multiple puncture wounds so we had to bring him into MercyOne Urgent care where they had to clean his legs good and was put on a strong antibiotic for two weeks. When I questioned Amanda regarding the dog being

vaccinated they had no idea they had to get a hold of whoever had given them the dog, this is not a loving dog that has been raised with a family since being a puppy this is a vicious animal that was given to Megan Rex from her roommate from what I've been told but the story always seems to change. According to text messages from Mason Kunkle this dog has had a rough life. My four-year-old Madix is traumatized by this event, every time he sees a dog he asks if that dog will hurt him. We have used the same day care (Amanda Kunkle) for the last four years after this occurred, we did not go back. I am outraged this dog was put into a daycare setting with children after only having this dog for a few days when no one seems to know any history of the dog, but to want to put this dog into a community with running playing children every day is ridiculous, this attack with my four year old was unprovoked and horrifying for not only my child but also for myself it was not just a bite and I know by witnessing this, this will not be the last time this dog does this. I do not want this to happen to another family. The last four weeks after this occurred has been awful this is all my four-year-old can talk about, luckily his legs healed he will not have to look at scars forever, however mentally will this follow him forever I'm not sure. Every day I think to myself what if instead of his legs it would have been his neck or his face or his baby sister this would have been a very different outcome that scares me to think about. I don't want this dog allowed into town because what happens when this happens again to another child or god forbid my child again, what if the outcome next time is much worse.

Thank You, Josh and Robin Irvine

Public Safety Committee,

I come to you asking to uphold and enforce the Vicious Animal Ordinance in Oelwein. I would like to let you know how this has affected our family and how everything has happened from my perspective.

Here is the timeline on my end

- Monday April 19—I dropped Poppy off at daycare. (Madix is at school Monday, only Poppy went Mondays) At dinner that night Robin asked if Megan Rex and Masons dog was at daycare when I dropped Poppy off because it was there when she picked our daughter Poppy up. I said I was not aware of a new dog. Robin said she expressed concern but was reassured by Amanda that this was a “Loving Dog” and we had nothing to worry about and it would be living there until Mason and Megan got their own place in town.
- Tuesday April 20—I dropped Madix our 4-year-old and Poppy our 1-year-old at daycare. Upon entering the dog did growl at me but the house was busy that morning and I let it go. I called Robin during the day and expressed my concern about the dog growling. Around 3:15 I get a call at work from my wife who was frantic and crying telling me Madix was attacked by Megan’s dog. Meanwhile all I can hear is Madix screaming in the background. I told Robin to meet me at home and I left work for the day. I came home to Madix sobbing sitting on the counter not letting Robin take his pants off which had holes ripped in them and were bloody. Once we got his pants off, we found his left thigh severely bruised with puncture holes from the dog’s teeth bleeding, his right knee was bruised and had 3 puncture holes, his right ankle was bruised all the way around and punctured.

We determined the wounds needed to be treated so we took Madix to urgent care where his wounds were cleaned with betadine and an antibiotic was applied. He was also prescribed and antibiotic to keep the deep punctures from becoming infected.

- Wednesday April 21—We made arrangements for my mom who lives in Oelwein near the middle school to keep the kids as we found a new daycare.
- Thursday April 22—Poppy goes to my moms for the day. Around lunch time I stop by to check on Poppy and see Mason Kunkle (Megan Rex’s Boyfriend) with the dog that 2 days previous had attacked my 4-year-old, in the back yard. I was instantly upset and confronted Mason about the dog who had just attacked being in town in a neighborhood full of children. I expressed to Mason I felt the dog was dangerous and should be put down. He said that was not going to happen and the dog had a rough life. (I will attach a screen shot of a text from mason stating “I think she was beat and treated badly so she is messed up”)

Since this encounter my 4-year-old has insisted he not go back to daycare for fear of being attacked by a dog. Every time he sees a large dog, he is instantly afraid and asks if that dog is there to hurt him. This is something he is going to live with for years to come. It has been a month now and the bruises are still there, the puncture holes still have not fully healed. We thank God that it was his legs and not his face.

The City has an ordinance against Vicious animals for a reason, to protect the people and children who live here.

Please vote to protect the citizens of the city so no one else has to go thru what we have for the last month or god forbid it happens next time and is worse.

Thank You,  
Josh Irvine









Day of bite  
Right ankle





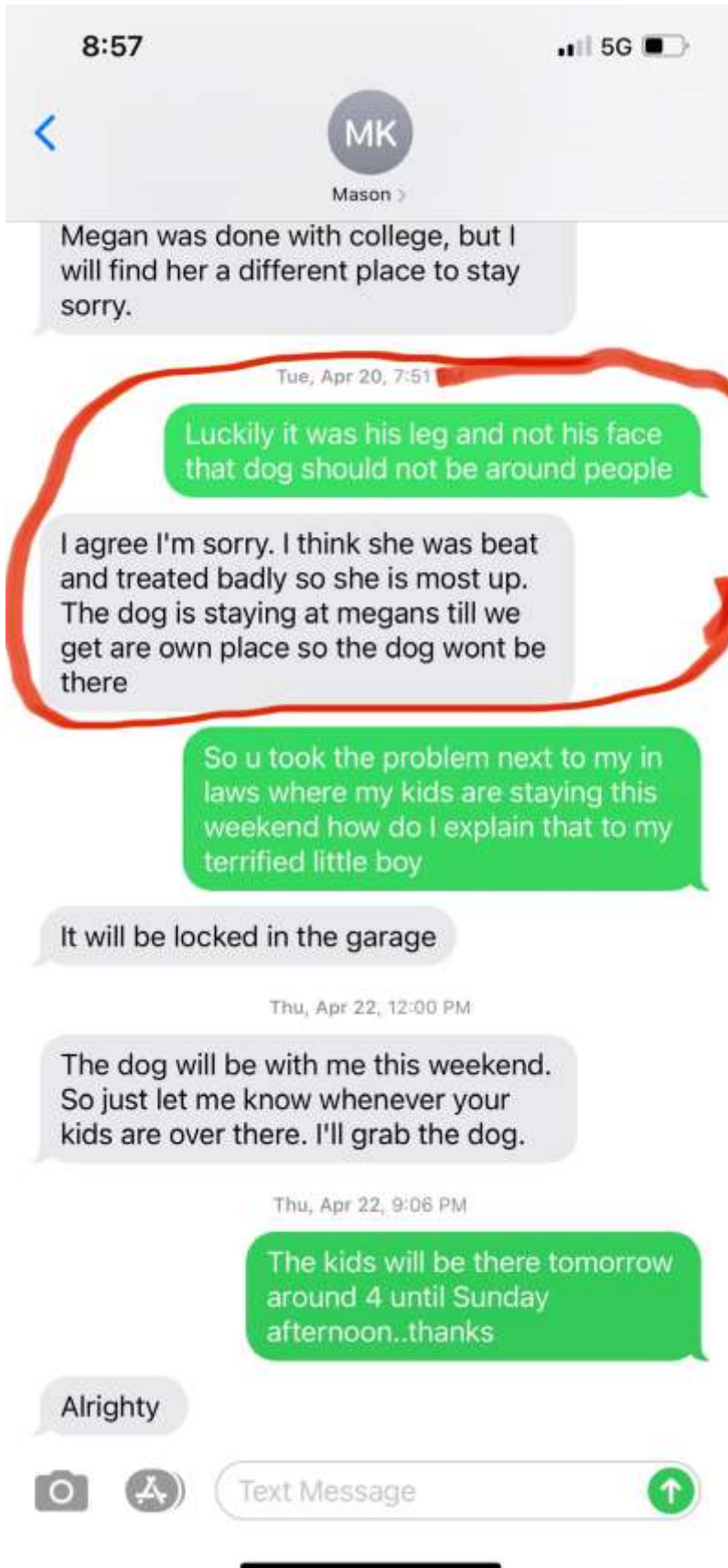
Day of bite  
Right ankle



Day of bite  
Right knee



Day of bite  
Left thigh



# Oelwein Police Department

501 Rock Island Road  
Oelwein, Iowa 50662

Jeremy P. Logan  
Chief of Police

Date: 05/05/21

Megan Rex, Terry Rex, Kris Rex  
1304 1<sup>st</sup> St. SE  
Oelwein, Iowa 50662

Dear Megan:

This letter is to formally advise you that your dog that you possess, a Pit Lab Mix, named Maya is in violation of Section 19-26 of the Oelwein City Code. This section specifically describes and outlines procedures for the handling of vicious dogs.

This dog did bite a four year old child, unpovoked, when the child was being picked up by an adult. This dog viciously attacked the child and bit him in both thighs and on the right lower leg. The bites on the thighs were extreme, leaving bruising as well as punture wounds. This incident took place in Fayette County and is documented by the Sheriffs Office. Oelwein City Code Section 19-26 describes a vicious dog as any of the following:

I. "Vicious Dog" means:

- A. Any dog which when unprovoked, in a vicious or terrorizing manner approaches any person in apparent attitude of attack upon the streets, sidewalks, or any public grounds or places; or
- B. Any dog with a known propensity, tendency or disposition to attack unprovoked, to cause injury or to otherwise endanger the safety of human beings or domestic animals; or
- C. Any dog which bites, inflicts injury, assaults or otherwise attacks a human being or domestic animal without provocation on public or private property; or
- D. Any dog owned or harbored primarily or in part for the purpose of dog fighting or any dog trained for dog fighting.

Therefore, you are hereby directed, that within five (5) days of receiving this notice, excluding Saturday & Sunday, you shall:

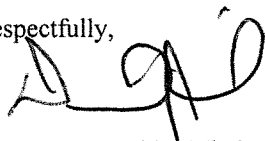
- A. Register said vicious dogs pursuant to the terms and conditions of Section 19-29, (enclosed) or;
- B. Permanently remove said dogs from the City of Oelwein, and submit adequate proof of such removal, or;
- C. Destroy said dogs in an expeditious and humane manner, and submit adequate written documentation of such act.

You do have the right to appeal this declaration to the Oelwein City Council. That appeal needs to be made, in writing, within five (5) days, exclusive of Saturdays & Sundays and delivered to Oelwein City Hall, 20 2<sup>nd</sup> Ave S.W., Oelwein, Iowa 50662. If no notice of appeal is received within this time frame, it will be deemed that the appeal is waived. \*An appeal of this declaration is separate from any possible pending court action that may be required for charges filed for, including but not limited to, Dog At Large, Disturbing the Public Quiet etc... Citations/charges will be addressed in magistrate court. The appeal of this declaration will be addressed by the Oelwein City Council.

If the vicious dog is not registered, removed or destroyed or if no appeal is received within five days, the City of Oelwein will impound the dogs and assess the costs against you.

Thank you for your time and anticipated expeditious response to this matter.

Respectfully,



Lieutenant David J. Niedert  
Oelwein Police Department

Enc. Vicious Animal Ordinance of the City of Oelwein.

Cc: Chief of Police, City Hall, File 21-3199



501 Rock Island Road  
Oelwein, Iowa 50662

Jeremy P. Logan  
Chief of Police

**SECTION 19-26. DEFINITIONS.**

As used in Sections 19-26 through 19-33, inclusive, the following words and terms shall have the following meanings, unless the context shall indicate another or different meaning or intent:

1. "Vicious Dog" means:

- A. Any dog which when unprovoked, in a vicious or terrorizing manner approaches any person in apparent attitude of attack upon the streets, sidewalks, or any public grounds or places; or
- B. Any dog with a known propensity, tendency or disposition to attack unprovoked, to cause injury or to otherwise endanger the safety of human beings or domestic animals; or
- C. Any dog which bites, inflicts injury, assaults or otherwise attacks a human being or domestic animal without provocation on public or private property; or
- D. Any dog owned or harbored primarily or in part for the purpose of dog fighting or any dog trained for dog fighting.

Notwithstanding the definition of a vicious dog above, no dog may be declared vicious if an injury or damage is sustained by a person who, at the time such injury or damage was sustained, was committing a willful trespass or other tort upon premises occupied by the owner or keeper of the dog, or was teasing, tormenting, abusing or assaulting the dog or was committing or attempting to commit a crime.

No dog may be declared vicious if any injury or damage was sustained by a domestic animal which at the time such injury or damage was sustained was teasing, tormenting, abusing or assaulting the dog. No dog may be declared vicious if the dog was protecting or defending a human being within the immediate vicinity of the dog from an unjustified attack or assault.

2. "Enclosure" means a fence or structure of at least six feet "6') in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious dog. Such enclosure shall be securely enclosed and locked and designed with secure sides, top and bottom and shall be designed to prevent the animal from escaping from the enclosure. Any gates or access to the enclosure shall be self closing and equipped with a keyed or combination locking device.

3. "Animal Control Officer" means the Animal Control Warden, the Chief of Police or the Chief's designee.

4. "Impounded" means taken into custody by the Animal Control Officer.

5. "Persons" means a natural person or any legal entity, including but not limited to, a corporation, firm, partnership or trust.

**SECTION 19-27. VICIOUS DOG – DESIGNATION.**

In the event that the Animal Control Officer has probable cause to believe that a dog is vicious, said officer shall notify, in writing, by personal service or certified mail, the owner and keeper of said dog, that said dog has been declared a vicious dog.

The written notice shall include:

- 1. Description of the dog, to the extent possible;
- 2. State that the dog is vicious pursuant to the provisions of this chapter;
- 3. State that within five (5) days, exclusive of Saturdays and Sundays, from the receipt of notice the owner or keeper of the dog shall:
  - A. Register said vicious dog pursuant to the terms and conditions of Section 19-29 below, or;
  - B. Permanently remove said dog from the city of Oelwein, and submit adequate proof of such removal, or;
  - C. Destroy said dog in an expeditious and humane manner, and submit adequate written documentation of such act.
- 4. State that the owner or keeper of the dog may appeal the decision of the Animal Control Officer to the City Council, in writing, within five (5) days, exclusive of Saturdays and Sundays. The notice shall further advise that in the event there is no written notice of appeal filed with the City Clerk within five (5) days, exclusive of Saturdays

## Oelwein Police Department

501 Rock Island Road  
Oelwein, Iowa 50662

Jeremy P. Logan  
Chief of Police

and Sundays, the right to appeal will be deemed waived and the decision of the Animal Control Officer will be conclusively presumed.

5. State that if the vicious dog has not been registered, removed or destroyed or if no appeal is requested within the five (5) days, exclusive of Saturdays and Sundays, the city will impound the dog and assess the costs against the owner and keeper of the dog.

### SECTION 19-28. APPEALS.

Any owner or keeper of a dog that has been declared vicious may appeal to the City Council for review. The appeal must be in writing and received by the City Clerk within five (5) days, exclusive of Saturdays and Sundays, of the Animal Control Officers notice. The City Council shall, within fourteen (14) days of receipt of the appeal, fix the time and place of the hearing, which shall be within thirty days after the filing of the appeal. The City Council, after hearing such testimony and evidence as it may deem proper, shall render its decision. The decision of the City Council shall be final and the Animal Control Officer shall take such action as is necessary to carry out such decision.

In the event that the Animal Control Officer has probable cause to believe that the dog in question is vicious and may pose a threat of serious harm to human beings or other domestic animals, the Animal Control Officer may seize and impound the dog pending the appeal. The owner or keeper of the dog shall be liable to the City of Oelwein for the costs and expenses of keeping such dog if the dog is found to be a vicious dog.

### SECTION 19-29. REQUIREMENTS FOR REGISTRATION.

1. No vicious dog shall be licensed by the City of Oelwein for any licensing period commencing after the effective date of this ordinance unless the owner or keeper of such vicious dog shall meet the following requirements:

A. The owner or keeper shall present to the city or town clerk or other licensing authority, proof that the owner or keeper has procured liability insurance issued by an insurance company licensed to do business in the State of Iowa, in the amount of at least one hundred thousand dollars (\$100,000.00) covering any damage or injury which may be caused by such vicious dog during the twelve (12) month period for which licensing is sought, which policy shall contain a provision requiring the city or town to be named as additional insured for the sole purpose of the city or town clerk or other licensing authority where such dog is licensed to be notified by the insurance company of any cancellation, termination or expiration of the liability insurance policy.

B. The owner or keeper shall cause the vicious dog to be identified by means of a special blaze orange collar visible from a distance of 100 feet, which the dog must wear at all times.

C. The owner or keeper shall display a sign on his or her premises warning that there is a vicious dog on the premises. Said sign shall be visible and capable of being read from the public highway.

D. The owner or keeper shall sign a statement attesting that:

1. The owner or keeper shall maintain and not voluntarily cancel the liability insurance required by this section during the twelve (12) month period for which licensing is sought, unless the owner or keeper shall cease to own or keep the vicious dog prior to expiration of such license.

2. The owner or keeper shall, on or prior to the effective date of such license for which application is being made, have an enclosure for the vicious dog on the property where the vicious dog will be kept or maintained.

3. The owner or keeper shall notify the licensing authority and the animal control warden immediately if a vicious dog is on the loose, is unconfined, has attacked another animal or has attacked a human being, or has died or has been sold or given away. If the vicious dog has been sold or given away the owner or keeper shall also provide the licensing authority with the name, address and telephone number of the new owner of the vicious dog.

2. The Animal control Officer is hereby empowered to make whatever inquiry is deemed necessary to ensure compliance with the provisions of this chapter, and any such officer is hereby empowered to seize and impound any vicious dog whose owner or keeper fails to comply with the provisions hereof.

## Oelwein Police Department

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501 Rock Island Road  
Oelwein, Iowa 50662

Jeremy P. Logan  
Chief of Police

In the event that the owner or keeper of the dog refuses to surrender the animal to the officer, the officer may request a police officer to obtain a search warrant to seize the dog upon execution of the warrant.

Notwithstanding any other provisions of this code, any person in possession of a vicious dog upon the effective date of this ordinance shall have fourteen days to amend any current license application to show compliance with Section 19-29 of this code.

### SECTION 19-30. CONTROL OF VICIOUS DOGS.

All vicious dogs shall be confined in an enclosure. It shall be unlawful for any owner or keeper to maintain a vicious dog upon any premises which does not have a locked enclosure.

It shall be unlawful for any owner or keeper to allow any vicious dog to be outside of the dwelling of the owner or keeper or outside of the enclosure unless it is necessary for the owner or keeper to obtain veterinary care for the vicious dog or to sell or give away the vicious dog or to comply with commands or directions of the animal control warden with respect to the vicious dog, or to comply with the provisions of Section 19-27(3) of this Chapter. In such event, the vicious dog shall be securely muzzled and restrained with a chain having a minimum tensile strength of three hundred (300) pounds and not exceeding three feet (3') in length, and shall be under the direct control and supervision of the owner or keeper of the vicious dog.

### SECTION 19-31. PURPOSE OR INTENT - - HARBORING.

No person shall own or harbor any dog for the purpose of dog fighting, or train, torment, badger, bait or use any dog for the purpose of causing or encouraging said dog to unprovoked attacks upon human beings or domestic animals. No person shall possess with intent to sell, or offer for sale, breed, or buy or attempt to buy within the city any vicious dog.

### SECTION 19-32. PENALTIES FOR VIOLATION.

1. Any owner or keeper of a dog violating any of the provisions of this chapter shall, upon conviction, be guilty of a municipal infraction. Each day that a violation occurs or is permitted to exist by the violator, constitutes a separate offense.

2. If any dog previously declared to be a vicious dog, shall, when unprovoked, attack, assault, bite or otherwise injure any human being or assist in attacking, assaulting, biting or otherwise injuring any human being while out of or within the enclosure of the owner or keeper of such vicious dog, or while otherwise, on or off the property of the owner or keeper whether or not such vicious dog was on a leash and securely muzzled or whether the vicious dog escaped without fault of the owner or keeper, the owner or keeper of such dog shall be guilty of a municipal infraction. It is rebuttably presumed as a matter of law that the owning, keeping or harboring of a vicious dog in violation of this chapter is a nuisance. It shall not be necessary, in order to sustain any such action, to prove that the owner or keeper of such vicious dog knew that such vicious dog possessed the propensity to cause such damage or that the vicious dog had a vicious nature. Upon such attack or assault, the Animal Control Officer is empowered to confiscate and, after expiration of a five (5) day waiting period exclusive of Sundays and holidays, shall destroy said vicious dog.



# Fayette County Sheriff's Office Animal Bite Report Form

Case# 21-007272

Date of Incident 4-20

Reported to law Enforcement Yes

Victim Marilyn Trivette DOB 7-17-2016

Phone# 319-361-3086

Address 1979 105th St

City/State/Zip Delweir, IA 50662

Date/Time Contacted 4-21-2021 18:30 By Phone  In Person  By EMS

Description of Injury 3 bites, Ring & Lth in

Location of Incident 16624 60th St. Date 4-20-2021 Time 15:00

Clinic/Hospital where victim treated Mercy Care

Date of Treatment 4-20-2021

Physician Dr. Detmer

Animal's Owner Megan Lee

Phone# [REDACTED]

Address 16624 60th St

City/State/Zip Delweir, IA 50662

Date/Time Contacted 4-21-2021 19:10 By Phone  In Person

Type of Dog/Animal Pit/Lab mix Description \_\_\_\_\_ Type M  F

Dog/Animal has current rabies vaccination

Rabies Tag# 10516

Tag Expiration May 14th 2021

Veterinarian & Clinic Winthrop Veterinary Clinic

Address 524 7th St. S

City/State/Zip Winthrop IA 50682

Date/Time Contacted Clinic 4-20-2021 16:22 By Phone  In Person

Prior Bite History No Provoked No

Action to Confine Dog Keeping in Basement in crate 10 days

Home Confinement Agreement  Y or N Vet Clinic Confinement Agreement Y or N

Approved Shelter Y or N Photos Y or N See Attached Photos \_\_\_\_\_

Additional Information \_\_\_\_\_

Voluntary Statement

Statement of: Last, First: Rex, Megan

Address: 1304 1st St SE City: Oelwein State: IA

DOB: 12/12/1999 Phone #: (319) 238-3951

Statement taken by:

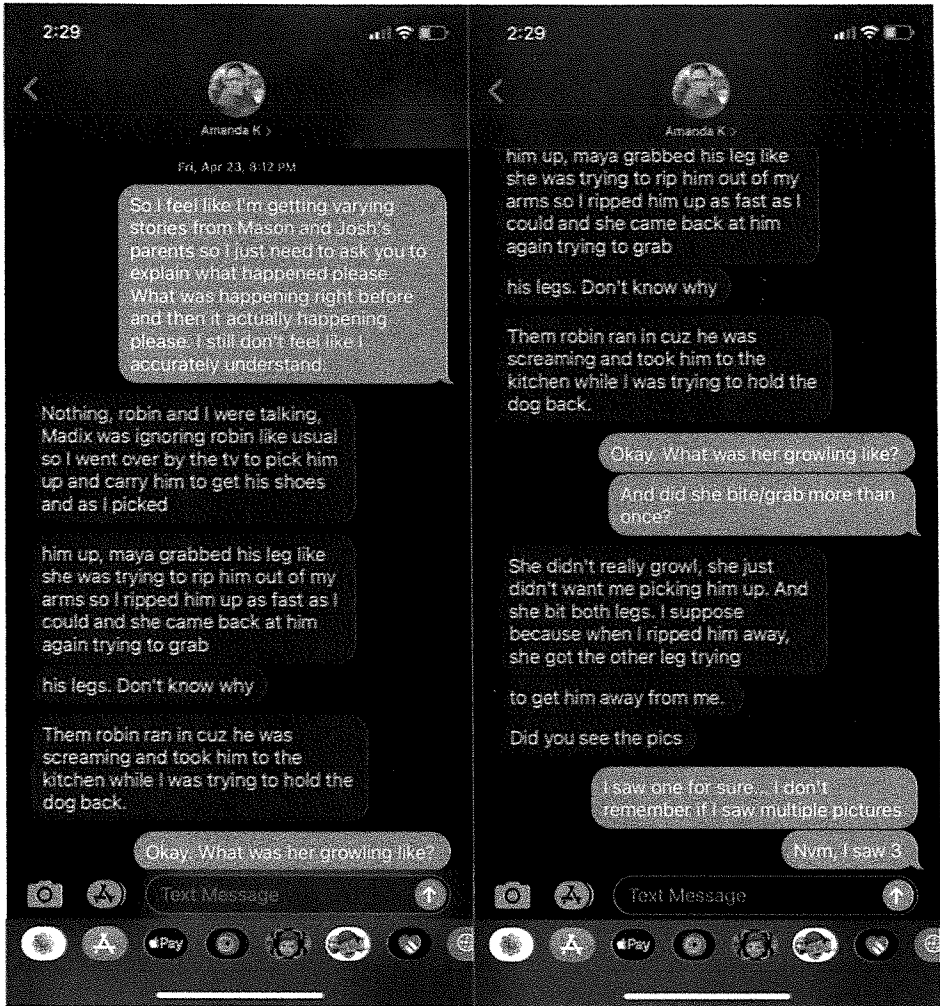
My dog, Maya, born on September 28, 2019, was adopted by myself and my partner, Mason Kunkle, on April 17, 2021. The purpose of adopting Maya was to serve as an emotional support animal. Maya is my final alternative option before being prescribed medication for anxiety. When we adopted her, we were told she was very good with kids and that she is protective of them. Maya's family that we adopted her from had young boys that played with Maya and the neighborhood children outside. Maya did not jump, bark, or growl when we met her for the first time, and she had no prior history of biting or being aggressive. She does not bark or growl when people or other animals are passing by our house when my other two dogs bark. She was up to date on her vaccinations, and I already made an appointment for May 10th before they are due on May 14th. The night we adopted her, we brought her to a friendly gathering around a bonfire with roughly 15 other people where she walked around and socialized for about 3 hours without any issues. She is well-liked by everyone she has encountered. Maya stayed at Mason's house, which is where the incident on Tuesday, April 20, 2021, occurred at the in-home daycare. Maya remained in the home with the children on Monday for at least 10 hours with no incidences and again was in the daycare for around 8 hours on Tuesday before the incident occurred at approximately 3 p.m. By the text messages included, Amanda Kunkle, the daycare provider, described the incident. To my understanding, Robin was not in the room when the incident occurred, and no one had to "pry her jaws off Madix." We immediately contacted the original owners, and they confirmed Maya not having a history of aggression or biting. I have already scheduled a behavior analysis consultation with Paws Laws in Maynard for May 5th. The following day, Fayette County Sheriff, James Tenney, called me about the situation, and I complied with having Maya quarantine for 10 days to make sure the doctors could treat Madix properly. To my knowledge, there was no infection or stitching among the three marks. Maya is currently in my parents' home and is not left unattended unless locked in a crate in the basement. My mom, Kris Rex, communicated with our neighbors, Randy and Dana Irvine that while Madix was at their house, Maya would only be taken outside to use the bathroom and we would respectfully make sure they were not outside while we did so. This conversation occurred after Josh Irvine stood from his parents' yard and yelled at Mason while taking Maya outside to the bathroom and said "are you f\*\*\*\*\*g kidding me? You need to put that f\*\*\*\*\*g dog down. You can't have that dog here. You have to take it somewhere else." Robin also made a comment to Amanda that she would "like to see that dog put down." On Thursday, April 29th, Robin texted my mom and me shown by another attached photo. We did not respond in fear of upsetting her and making matters worse. I am confident that Maya is not a threat or danger to anyone. Maya is already a well-behaved dog and a great listener, but I am also confident in my skills as a volunteer service dog foster and trainer at Retrieving Freedom Inc. in Waverly for 19 months that I will train her in any obedience areas that need improvement. I do not consider myself a

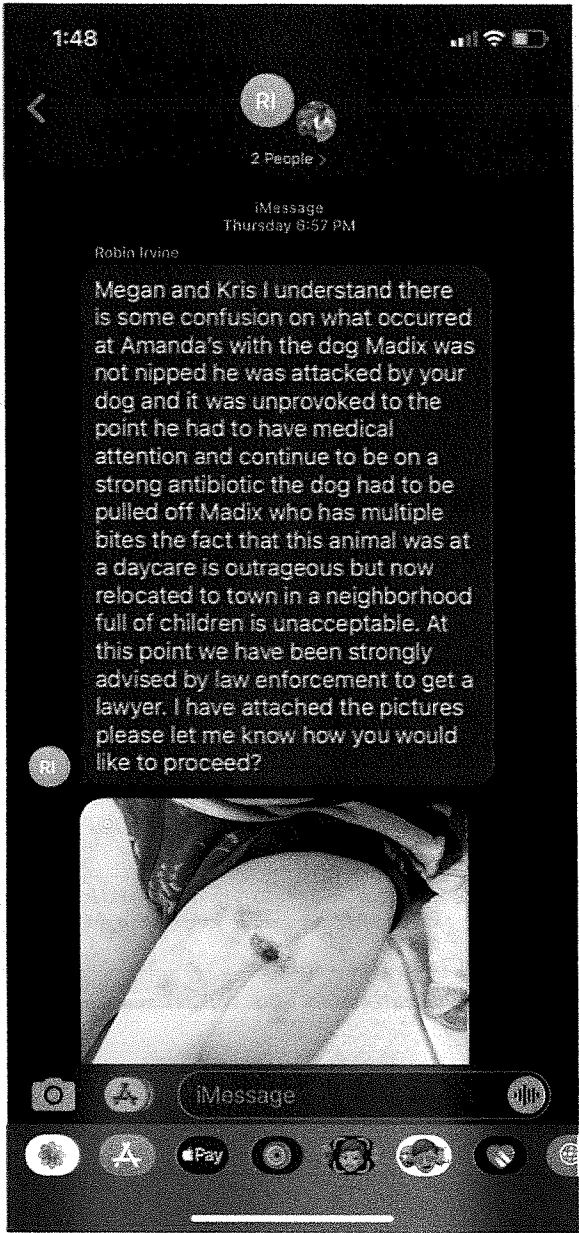
I certify under the penalty of perjury and pursuant to the laws of the State of Iowa that the preceding is true and correct.

Signed: Megan Rex

Date: 05/02/2021 Witness: J. Phillips

selfish person. I am not trying to keep Maya just for the sake of having a pet, but I believe she does not pose a threat to anyone around her. I am also considering the aspects of my mental health since that was the initial intention for her adoption. Maya is a sweet, gentle, and loving dog, and her behavior and characteristics do not indicate that she is "vicious" in any way.







Troy Meyer  
201 7th St. SW  
Oelwein, IA 50662

Client ID: 3281  
Invoice #: 172395  
Date: 5/14/2020

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Patient ID: 6079	Species: Canine	Weight:		
Patient Name: Amaya	Breed: Pitbull Mix	Birthday: 11/28/2019	Sex: Spayed Female	

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	<u>Description</u>	<u>Staff Name</u>	<u>Quantity</u>	<u>Total</u>
5/14/2020	Ovariohysterectomy-Over 50#	Jeremy Johnson, DVM	1.00	\$145.00
	Rabies 1 year		1.00	\$10.50
	DHLP-Parvo-Corona		1.00	\$16.50
		<b>Patient Subtotal:</b>		<b>\$172.00</b>

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Reminder  
05/14/2021 Rabies 1 year  
DHLP-Parvo-Corona

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# Immunization

Below are the most important diseases for which vaccines are currently available:

Rabies, one of the world's most publicized and feared diseases, is always fatal. Rabies virus attacks the nervous system, and is transmitted chiefly through the bite of an infected animal.

Distemper is among a very contagious and fatal disease of the respiratory tract, gastrointestinal tract, and nervous system. It is transmitted through contact with bodily and airborne secretions.

Canine adenovirus, type 2 is associated with infectious hepatitis and infectious tracheobronchitis. It is spread through bodily and airborne secretions.

Parainfluenza is a common and highly contagious cause of infectious tracheobronchitis. It is an airborne disease.

Parvovirus is a highly contagious, aggressive, and often fatal gastrointestinal virus. It is transmitted through direct contact with infected animals, feces, and other objects that have traces of the virus.

Lyme disease is transmitted through tick bites. It is difficult to diagnose in dogs because they do not show the same symptoms as humans. The most common sign described is that the dog is "walking on eggshells."

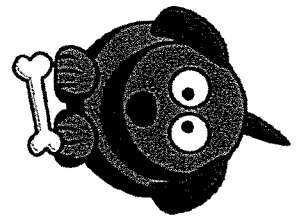
Leptospirosis is an infection that is contracted through skin contact with infected water, soil, mud, or the urine of an infected animal. It can be transmitted to humans.

Bordetella is associated with respiratory disease (kennel cough). It can be transmitted to cats, rabbits, and humans. It is highly contagious and transmitted through the air and direct contact.

Influenza is one of the viral causes of kennel cough. It is highly contagious through contact with other infected dogs. The fatality rate is low, but most dogs have not been exposed or vaccinated for it.

Age	Date	Weight
Born weeks <u>7</u>	<u>9-28-19</u>	<u>110 lbs</u>
_____ weeks	<u>11-12-19</u>	<u>121 lb</u>
_____ weeks	_____	_____

_____ weeks	_____
1 year _____	_____
2 years _____	_____
3 years _____	_____
4 years _____	_____
5 years _____	_____
6 years _____	_____
7 years _____	_____
8 years _____	_____
9 years _____	_____
10 years _____	_____
12 years _____	_____
13 years _____	_____
14 years _____	_____
15 years _____	_____
16 years _____	_____
17 years _____	_____
18 years _____	_____
19 years _____	_____
20 years _____	_____



## Health Record Of

Name: Amaya

Date of Birth: Sept. 28, 2019

Breed: Cane Corso / Pitbull

Sex: Female

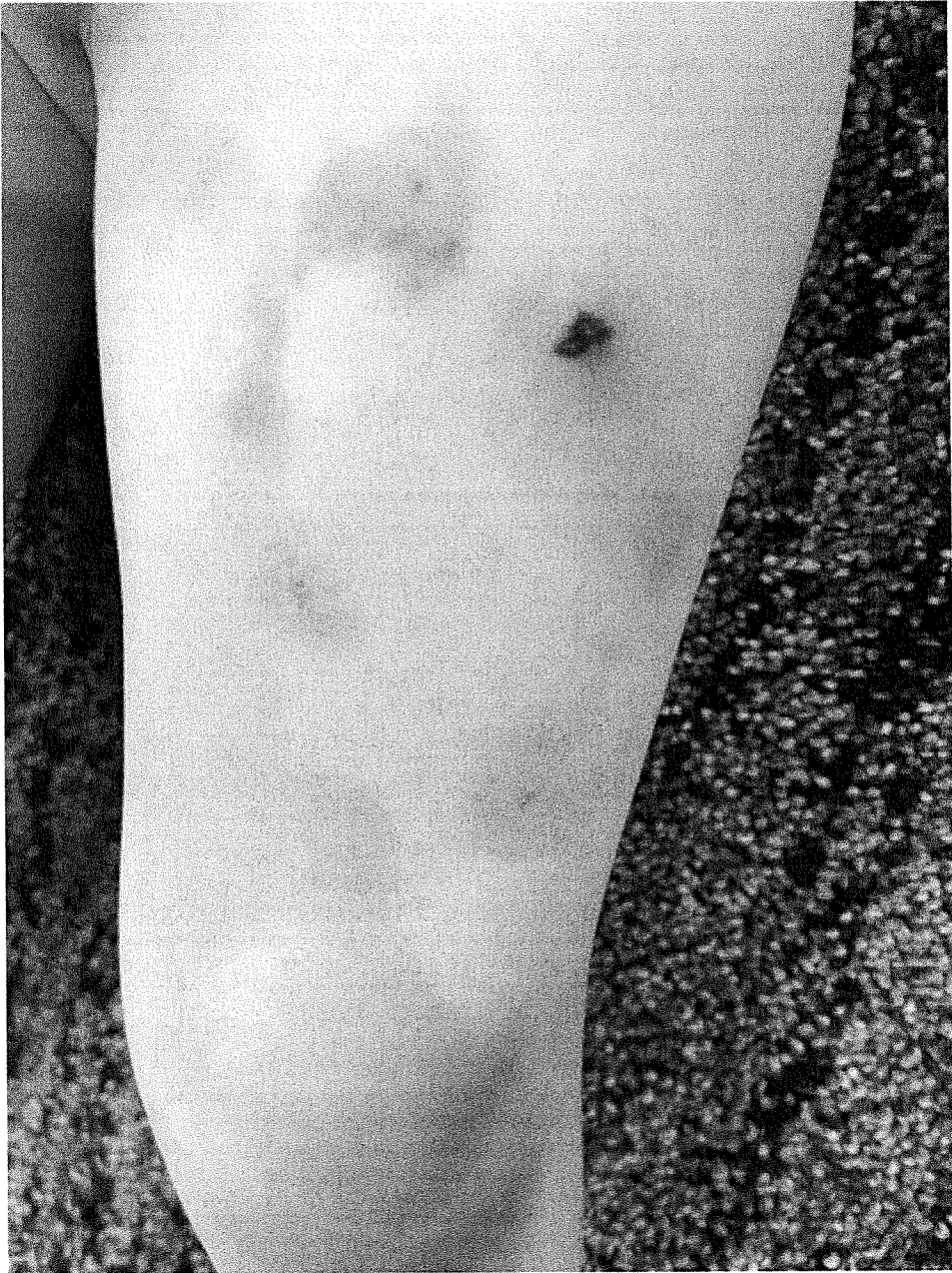
Markings: Black Fur

White Hair / Toe Tips

Microchip ID Number: \_\_\_\_\_







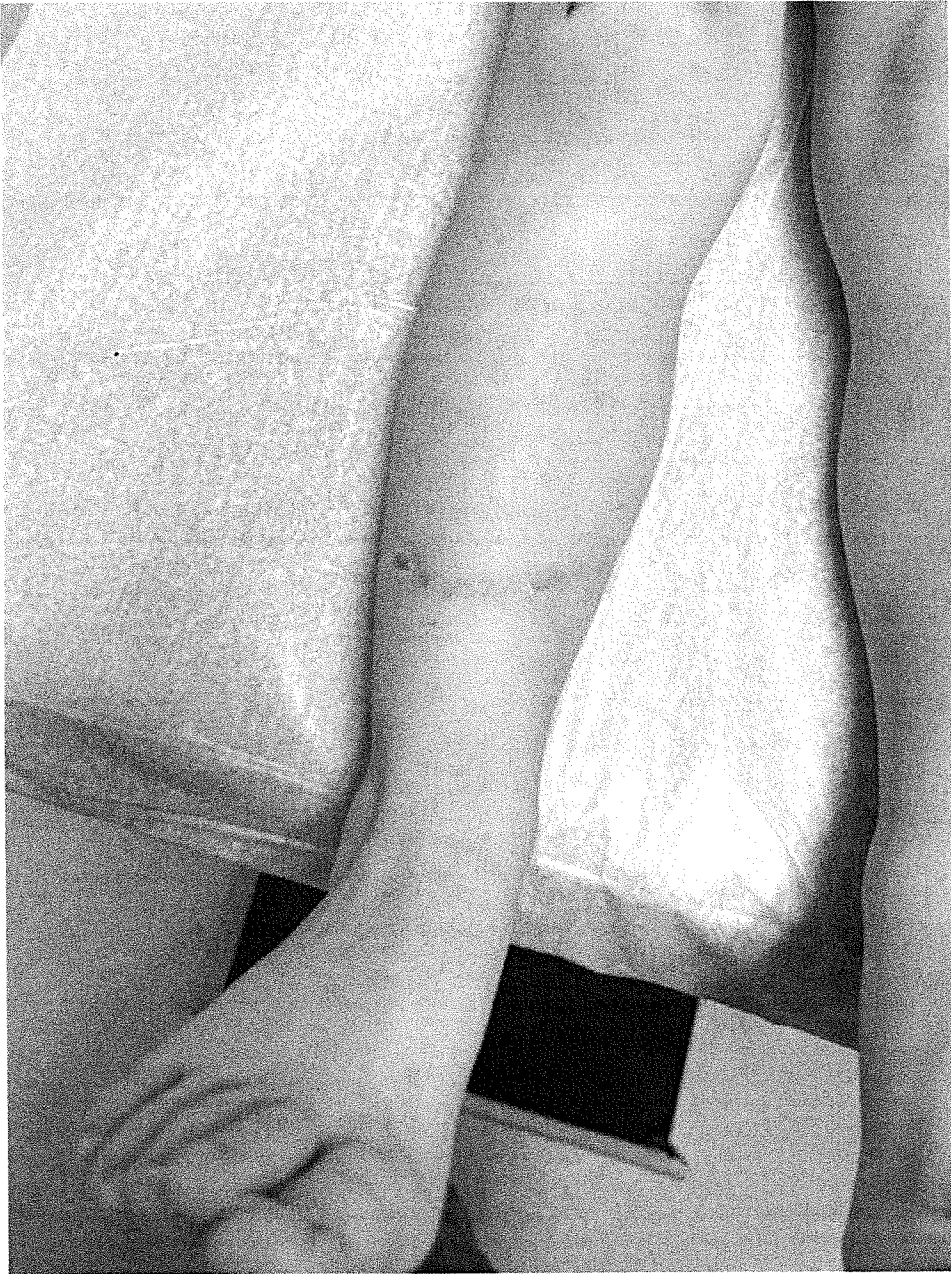














Item 1.

