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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

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|--------------------------|------------|----------------------|
| THE STATE OF WASHINGTON, |) | |
| | Plaintiff, |) |
| v. |) | No. 10-1-08680-0 KNT |
| |) | |
| PHILLIP DOUGLAS BALDWIN, |) | AMENDED INFORMATION |
| |) | |
| |) | |
| |) | |
| | Defendant. |) |

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 PHILLIP DOUGLAS BALDWIN of the crime of **Rape in the Second Degree**, committed as follows:

That the defendant PHILLIP DOUGLAS BALDWIN in King County, Washington, on or about September 30, 2010, by forcible compulsion did engage in sexual intercourse with another person, named A.H. (DOB 04/07/82);

Contrary to RCW 9A.44.050(1)(a), and against the peace and dignity of the State of Washington.

COUNT II

And I, Daniel T. Satterberg, Prosecuting Attorney aforesaid further do accuse PHILLIP DOUGLAS BALDWIN of the crime of **Attempted Rape 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 PHILLIP DOUGLAS BALDWIN in King County, Washington, on or about September 22, 2010, by forcible compulsion did attempt to engage in sexual intercourse

1 with another person, named K.B.J. (dob 12/27/83); attempt as used in the above charge means
2 that the defendant committed an act which was a substantial step towards the commission of the
above described crime with the intent to commit that crime;

3 Contrary to RCW 9A.28.020 and RCW 9A.44.050(1)(a), and against the peace and
4 dignity of the State of Washington.

DANIEL T. SATTERBERG
Prosecuting Attorney

By: _____
Charles K. Sergis, WSBA #29364
Senior Deputy Prosecuting Attorney

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**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

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|----------------------------------|
| GENERAL OFFENSE # 2010-332624 |
| UNIT FILE NUMBER |

That Christopher Young is a Detective with the Seattle Police Department and has reviewed the investigation conducted in Seattle Police Department Case Number 2010-332624;

There is probable cause to believe that Phillip Douglas Baldwin b. 2-27-1990 committed the crime(s) of Attempted Rape 2, RCW 9a.44.050 within the City of Seattle, County of King, State of Washington.

This belief is predicated on the following facts and circumstances:

The victim in this case is a 26-year-old woman who shall be referred to as KBJ.

On the evening of September 22, 2010, at around 2113 hours, KBJ was walking in the Seattle neighborhood of Ballard when an unknown man grabbed her from behind and dragged her into a yard in the 1100 block of NW 57 ST. The suspect threatened to kill her if she screamed and demanded money. She did not have any money and offered him anything in her purse. He dumped her purse out on the ground then produced his exposed erect penis and demanded that she masturbate him. The suspect said, "Don't worry, I won't rape you. I don't have a condom." Out of fear for her life, the victim complied and rubbed his penis with her hand. The suspect suggested that he had an unspecified type of weapon in his pocket, but never displayed a weapon. During the entire assault the suspect controlled the victim by keeping his hands over her face, mouth and neck. He was much bigger and stronger than she. After the forced masturbation, the suspect removed her coat, shirt and brassiere and fondled her breasts. He then unfastened and tried to pull off her pants in an apparent attempt to rape her. By this point KBJ started screaming and the homeowner came out to investigate. The suspect ran off westbound. The police responded quickly, but were unable to locate the suspect.

I was assigned to the case and collected the victim's clothing for future forensic testing. The victim described her attacker as a white male in his 20's or early 30's. He was about 6'1" and big and strong like a football player, she said. He had short buzz cut hair.

On 10-4-2010 I learned that Phillip Baldwin had been arrested by the King County Sheriff for rape case # 2010-22867. On 9-30-2010 at 1015 hours Baldwin knocked on the door of a home in un-incorporated King County near Kent. He told the female occupant that he was doing a school project and talked his way in the house. Once inside he forced her to perform oral sex. A sketch was done and the victim's husband recognized Baldwin as having lived in their house prior to them moving there. Baldwin's culpability in this crime was further assured when his fingerprint was found on a book he touched in the victim's home.

Baldwin is also believed to be involved in rape that occurred at the LA Fitness in Covington on 7-28-2010 at 0007 hours. A female employee was leaving work when she was dragged into a ravine by a man wearing a mask. Baldwin is a member of this gym.

The three cases appear to be related for the following reasons:

1. Similar suspect descriptions: a large young white male with short hair.



**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

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| INCIDENT NUMBER | 2010-332624 |
| UNIT FILE NUMBER | |

2. Similar victim descriptions: all three women were height/weight proportionate women in their twenties with red hair and blue eyes.
3. Forced masturbation: in the LA Fitness and Ballard incidents the suspect forced the victims to manually rub his penis.
4. Condom use: in all three cases the suspect discussed the use of condoms with the victim. At LA Fitness he said, "Don't worry I have a condom," prior to vaginally raping the victim with a condom. In Ballard he told the victim, "Don't worry, I won't rape you. I don't have a condom." In Kent he demanded that the victim give him a condom to use to rape her. When she convinced him that she did not have any condoms, he told her that he would not rape her because he did not bring any condoms and forced her to perform oral sex.
5. Use of force: in all three cases the suspect grabbed victims from behind on their face, mouth and neck, causing them pain and discomfort, but not inflicting any serious injury.
6. Threats: In the Ballard case the suspect threatened to kill the victim if she did not comply and implied a weapon in his pocket. In the Kent case the suspect threatened to hurt the woman's small children if she did not comply. No threats were necessary in the LA Fitness case, as the victim tried to use pepper spray to defend herself and ended up accidentally spraying and subduing herself.
7. Robbery: In all of the cases the suspect tried to placate the victims by saying the he was only there to rob them. He ultimately showed very little interest in taking property.
8. Disrobing: In all three cases the suspect told the victims to take all of their clothes off. In the Ballard case he was interrupted so the victim was only partial unclothed, but the other victims were made to strip naked.

On 10-4-2010, I showed KBJ a photomontage containing a photo of Mr. Baldwin and five fillers (similar looking men). KBJ immediately picked Mr. Baldwin as the man who attacked her.

Although Mr. Baldwin lived in Maple Valley, he was employed at business about 10 blocks from the Ballard crime scene. According to the time clock, on the day of the crime, 9-22-2010, he got off work at 1939 hours. The crime scene is two blocks away from the Ballard Market at 1400 NW 56 ST. A check of the surveillance at this grocery store shows Mr. Baldwin (or a man that looks very similar to him-the video is grainy) leaving the store empty handed at exactly 2100 hours on the night of the crime. The King County Sheriff conducted a search warrant on Baldwin's residence and collected a black sleeveless t-shirt and dark baggy athletic shorts with a white stripe on the side which were what he was wearing in this video. Furthermore, when he was arrested, he was wearing black athletic shoes similar to the shoes in the video. The Ballard Market video places Mr. Baldwin in close extremely close time and proximity to the attack on KBJ. The fact that he was wandering through a grocery store an hour after he got off work without buying anything suggests that he was loitering in Ballard looking for a victim.

DNA results for all three cases are pending. The suspect gave a statement to police denying committing the Kent offense. I contacted him regarding the Ballard case and said that he wished to consult an attorney.



SEATTLE
POLICE
DEPARTMENT

**CERTIFICATION FOR DETERMINATION
OF PROBABLE CAUSE**

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| INCIDENT NUMBER 2010-332624 |
| UNIT FILE NUMBER |

Under penalty of perjury under the laws of the State of Washington, I certify that the foregoing is true and correct to best of my knowledge and belief. Signed and dated by me this 8th day of OCTOBER, 2010, at Seattle, Washington.


