

SUPERIOR COURT OF WASHINGTON, COUNTY OF CHELAN

STATE OF WASHINGTON,) CASE NO: 24-1-00253-04
Plaintiff,)
) DEFENDANT'S PRO SE
) EMERGENCY MOTION TO
V.) EXCLUDE EVIDENCE AND DISMISS FOR
) OUTRAGEOUS GOVERNMENT CONDUCT
Ryan Hell,)
Defendant.)
_____)

I. INTRODUCTION

COMES NOW the Defendant, Ryan Hell, acting Pro Se, and moves this Honorable Court for an order:

- 1) Excluding the State's video evidence, and
- 2) Dismissing the charges with prejudice based on documented **Outrageous Government Conduct (OGC)** and the systematic **Spoliation of Evidence**, in violation of the Defendant's due process rights under the Fifth and Fourteenth Amendments to the U.S. Constitution.

II. STATEMENT OF FACTS SUPPORTING MOTION

The State's prosecution is fundamentally compromised by a demonstrable pattern of official fraud and misconduct, including the fabrication of official records and the provision of forensically tampered video evidence. The State's continued reliance on this compromised evidence constitutes a violation of the constitutional standard for Outrageous Government Conduct.

III. GROUND I: FABRICATION OF OFFICIAL RECORDS (OUTRAGEOUS

GOVERNMENT CONDUCT) The State has relied upon a false narrative and fabricated documentation, evidenced by:

A. Falsification of Towing Records (Official Narrative vs. Documented Fact) Official reports and summaries falsely allege that the tow company used or called to the scene was **Mountain View Towing**. The Defendant has established that the actual company present was **B&T Tow Company, e.g., B&T Towing**, and that the claim regarding Mountain View Towing is a **deliberate fabrication of fact** within the official records, manufacturing a false basis for prosecution.

B. Alteration of the CAD Report The police Computer-Aided Dispatch (CAD) file was allegedly altered, changing the nature of the initial emergency call from a medical event (**“stroke”**) to a minor property event (**“flat tire”**). This alteration constitutes a willful act to manufacture a justification for subsequent police intervention and criminal charges.

IV. GROUND II: SYSTEMATIC SPOILIATION AND TAMPERING OF VIDEO EVIDENCE

The State’s video evidence is forensically unsound and demonstrates a willful, systematic attempt to conceal its manipulation across multiple files.

A. Concealment of Modification History (Primary Video) The file’s metadata (File: **20240704_173916.mp4**) shows the **CreateDate** and **ModifyDate** are **identical** (**2024:07:05 00:40:06**), despite the file being disclosed almost 12 months later. This is conclusive evidence that the file’s modification history was **deliberately stripped or reset** to conceal processing, which constitutes **Spoliation of Evidence**.

B. Evidence of Concealed Timestamp and Processing (Dash Cam Video) The police dash cam video evidence has its time stamp **zeroed out** and indicates it was rendered using **FFmpeg** format. Stripping the time stamp conceals the crucial time of recording, and FFmpeg is a third-party multimedia framework used for complex editing and transcoding, not a native camera output.

C. Evidence of Advanced Digital Manipulation Tags The primary video file contains the **VideoHandle** tag, a component associated with 3D rendering and scene manipulation libraries (e.g., videohandles.github.io), and a **non-standard 30.119 FPS**, all of which demonstrate that the video was subjected to **advanced, content-altering manipulation.**

Conclusion: The systematic concealment of modification history and the documented use of manipulation tools across multiple files constitutes **Spoliation of Evidence** and renders all video evidence unreliable and inadmissible.

V. RELIEF REQUESTED

WHEREFORE, the Defendant respectfully requests this Honorable Court to order:

1. **Exclusion** of all video evidence provided by the State.
2. **Dismissal** of all charges with prejudice based on the documented, systematic pattern of **Outrageous Government Conduct** (CAD file alteration, tow company lie, evidence tampering) which violates the Defendant's constitutional right to due process.
3. **Scheduling** an evidentiary hearing to receive testimony regarding the documented spoliation of evidence.

Dated this 5th day of November, 2025.

Ryan Hell,, Defendant Pro Se