

TORT CLAIM

COVER SHEET

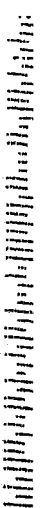
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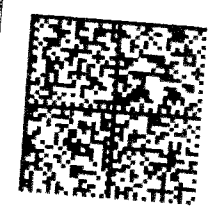
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NOTICE OF TORT CLAIM

Against a Political Subdivision of the State of Idaho

Pursuant to Title 6, Chapter 9, Idaho Code (IC § 6-901 et seq.)

FILED BY ATTORNEY-IN-FACT: This Notice of Tort Claim is filed by **Jessica L. Hite**, duly appointed attorney-in-fact for Ryan John McClintock, pursuant to a Power of Attorney executed by Ryan John McClintock, notarized by a Kootenai County Idaho Notary Public in May 2026, and attached hereto as **Exhibit A**. Under Idaho Code § 15-12-201, an attorney-in-fact stands in the principal's shoes for all purposes covered by the instrument. Jessica L. Hite is fully authorized to file, sign, and pursue this claim on Ryan John McClintock's behalf.

CLAIM FILED AGAINST: Kootenai County, Idaho — a political subdivision of the State of Idaho — including the Kootenai County Sheriff's Office and Kootenai County Jail, and all employees, agents, supervisors, and officials acting within the course and scope of their employment or authority.

CLAIMANT: Ryan John McClintock

DATE OF BIRTH: [REDACTED]



CLAIMANT ADDRESS (as of incident): Post Falls, Kootenai County, Idaho

FILING PARTY (Attorney-in-Fact): Jessica L. Hite,
admin@kcgovcorruption.org

(1) Date and Time of Injury / Incident

The injuries and constitutional violations described in this claim occurred during a continuous period beginning **April 4–5, 2026** (the date of Claimant's arrest and booking into the Kootenai County Jail) and continuing through at least **May 2026**, encompassing the full period of Claimant's pre-trial detention at Kootenai County Jail under unlawful conditions.

Specific dates of actionable events include but are not limited to:

- **April 3, 2026 (approximately 2:55 PM):** Kootenai County/Post Falls mobile crisis response team was dispatched to Claimant's residence in response to a welfare check. The team evaluated Claimant, documented his mental health

crisis, and chose NOT to place him on a protective custody hold. Claimant's firearms were voluntarily surrendered to a family member. KCSO/PFPD had documented knowledge of an active mental health crisis as of this date.

- **April 4, 2026 (approximately 5:43 PM):** A family member reported that Claimant was actively deteriorating. Four Post Falls Police Department officers, along with Kootenai County Sheriff's Office personnel, attempted to intercept Claimant on I-90 for a protective custody hold. They lost contact with him. He was not apprehended and diverted to mental health treatment.
- **April 4, 2026 (evening):** Claimant, in an acute mental health crisis, arrived at the Kootenai County Sheriff's Office, 5500 N Government Way, Coeur d'Alene, Idaho, and damaged windows. Rather than pursuing the mental health diversion that had been available and appropriate given their prior documented knowledge, KCSO arrested Claimant on criminal charges.
- **April 5, 2026:** Claimant was booked into Kootenai County Jail (Booking #26-02108). Classification officer M. Heavey (Badge #2278) overrode the standard classification system and placed Claimant in maximum security, citing "Notorious/Particularly Heinous Offense" — a characterization, not a recognized classification category — thereby bypassing the standard 3- or 7-day review cycle required by jail policy and imposing a 30-day review cycle (next review: May 6, 2026).
- **April 5–7, 2026 (approximately):** During the first 48 hours of custody, Claimant was held without clothing. He was locked in his cell continuously for approximately 68 hours without the cell door being opened. He was denied access to shower facilities for seven (7) consecutive days. He was denied the standard daily one-hour free time allotted to all detainees by jail policy.
- **April 10, 2026:** Dr. Zeke Richards, D.O., Frontier Forensic Psychiatry, evaluated Claimant pursuant to the court-ordered Idaho Code § 18-210 fitness evaluation. Dr. Richards found Claimant COMPETENT to proceed under the Dusky standard and assigned diagnosis code Z03.89 — "No Diagnosis." Dr. Richards documented linear, logical thinking, no psychosis, no delusions, and good insight. Despite this finding, Claimant was not released from maximum security isolation.
- **April 19, 2026:** Claimant filed a formal grievance through the jail system documenting the conditions of his confinement, including the 68-hour door lockdown, 7-day denial of shower, and denial of clothing. KCSO's response: *"Request Refused."*
- **On or about April 9, 2026:** Sheriff Robert Norris personally contacted a civilian intermediary and directed that intermediary to tell Claimant's family

that if Claimant requested to speak with Sheriff Norris through the jail Watch Commander, the Sheriff would arrange for the release of Claimant's impounded vehicle. This occurred while Claimant was under a court-ordered Idaho Code § 18-210 mental health fitness evaluation hold. This constitutes an improper private communication attempt with a defendant under court supervision, conditioning the return of impounded property on a private meeting with the head of the agency responsible for Claimant's custody — a potential abuse of the Sheriff's supervisory authority.

- **April 28, 2026:** Claimant filed a second grievance regarding his classification status and the timeline for review. No substantive response was provided.
- **May 11, 2026:** Claimant's attorney-in-fact filed an Idaho Public Records Act request with KCSO requesting records related to Claimant's segregation, welfare checks, shower logs, and conditions of confinement. KCSO denied the request on May 13, 2026, citing Idaho Code § 74-105. KCSO further stated: *"DUE TO NO THREATENED LITIGATION WE MUST DECLINE YOUR REQUEST TO PRESERVE RECORDS OUTSIDE OF OUR STANDARD RETENTION PROCEDURES."* This denial was improper — the threat of litigation is not a prerequisite for records preservation under Idaho law.

(2) Place and Location of Injury / Incident

Kootenai County Jail

5500 N Government Way

Coeur d'Alene, Idaho 83815

Operated by: Kootenai County Sheriff's Office, Sheriff Robert Norris

Specific locations include: the booking/intake area; the maximum security pod where Claimant was held in isolation; the classification office where the override was entered; and the jail grievance system through which Claimant's complaints were refused.

(3) Details of Conduct Causing Injury

I. Failure to Divert to Mental Health Treatment Despite Documented Knowledge of Crisis (April 3–4, 2026)

Kootenai County/Post Falls officers had documented, first-hand knowledge of Claimant's active mental health crisis no later than April 3, 2026 — when a mobile crisis response team evaluated Claimant, documented that he was in a "high functioning manic state," and chose not to place him on a protective hold. The following day, law enforcement personnel made an active attempt to intercept

Claimant for a protective custody hold and failed to locate him. When Claimant subsequently arrived at the Sheriff's Office and damaged property, KCSO had multiple documented prior-knowledge triggers that obligated mental health diversion. Instead, KCSO escalated to criminal prosecution — felony charges — against a man they knew was in mental health crisis. This election to prosecute rather than treat, combined with documented prior knowledge and a failed interception attempt, establishes a factual predicate for deliberate indifference.

II. Unlawful Classification Override — Maximum Security Without Basis (April 5, 2026)

Upon booking, classification officer M. Heavey (Badge #2278) manually overrode the standard classification system to place Claimant in maximum security housing. The stated reason — "Notorious/Particularly Heinous Offense" — is a subjective characterization with no basis in Kootenai County Jail Classification Policy 600.05 as a standalone override category. Under standard policy, a classification decision is reviewable within 3 to 7 days. The override extended that review to 30 days (next review: May 6, 2026). This override had the effect of imposing maximum security isolation on a property-crime defendant for whom no evidence of violence toward persons was documented, for a period far exceeding policy-permitted review intervals.

III. Unlawful Conditions of Confinement — Initial Detention Period (April 5–12, 2026, approximately)

Claimant was subjected to the following conditions during his initial period of maximum security confinement, each of which is documented in his own grievance records or confirmed by his attorney-in-fact:

- **No clothing for approximately 48 hours** following intake, and **no undergarments issued at any point during confinement** — Claimant was required to purchase his own underwear at personal expense — in violation of basic standards of human dignity and jail policy.
- **Cell door not opened for approximately 68 continuous hours** — preventing access to common areas, legal calls, and any meaningful activity. Documented in Claimant's own April 19, 2026 grievance.
- **No shower access for 7 consecutive days** following booking — documented in Claimant's April 19, 2026 grievance.
- **Denial of standard daily one-hour free time** allotted to all detainees under jail policy. Recreational time was not provided at all until day 24 of Claimant's confinement. As of the date of this filing, Claimant has been held in maximum security isolation for 54 consecutive days.

These conditions were not the result of any disciplinary action. They were the direct consequence of an arbitrary classification override. Claimant had committed no disciplinary violations within the facility. He had been charged with property destruction — a non-violent offense. These conditions constitute punishment without penological justification.

IV. Refusal to Process Grievances (April 19 and April 28, 2026)

Claimant filed two formal grievances regarding his conditions and classification status. The April 19 grievance, which documented the 68-hour door lockdown, 7-day shower denial, and lack of clothing, received the response: "*Request Refused.*" No substantive response was provided. The denial of an inmate's access to the grievance process — particularly where the grievance documents documented unconstitutional conditions — violates both jail policy and constitutional guarantees.

V. Failure to Conduct Required Wellness Checks During Documented Mental Health Crisis (April–June 2026)

At the time of Claimant's incarceration, KCSO possessed actual knowledge — through its own dispatch logs, the welfare check reports, and the failed interception attempt — that Claimant was experiencing a serious mental health crisis. Standard jail procedure for inmates with known mental health histories requires wellness checks at defined intervals. Per Kootenai County Jail policy, the following checks were required and were not conducted:

- **April 7, 2026** — 3-day wellness check required. Not conducted.
- **April 11, 2026** — 7-day wellness check required. Not conducted.
- **May 4, 2026** — 30-day wellness check required. Not conducted.
- **May 4, 2026** — Psychologist interview required at 30-day mark. Not conducted.
- **June 3, 2026** — Next scheduled psychologist interview. Not conducted as of date of this filing.

None of these required checks occurred. KCSO failed to conduct any of the required wellness checks on Claimant following his booking, despite documented prior knowledge of his serious mental health crisis. This constitutes deliberate indifference to a serious medical/psychiatric need under *Estelle v. Gamble*, 429 U.S. 97 (1976), as extended to mental health needs by *Doty v. County of Lassen*, 37 F.3d 540 (9th Cir. 1994).

VI. Sheriff's Improper Communication Attempt While Claimant Under Court-Ordered Mental Health Evaluation (On or about April 9, 2026)

While Claimant was under a court-ordered Idaho Code § 18-210 mental health fitness evaluation — an order issued by First District Judge Debra Heise — Sheriff Robert Norris personally contacted a civilian intermediary and instructed that intermediary to communicate to Claimant's family that Claimant should request to speak with Sheriff Norris through the jail Watch Commander. Sheriff Norris represented that if this request were made, he would arrange for the release of Claimant's impounded vehicle. This conduct represents: (a) an improper attempt by the Sheriff to initiate private communication with a defendant under court-ordered evaluation, circumventing defense counsel; (b) use of official authority to condition the return of impounded property on a private meeting, constituting a potential abuse of supervisory authority; and (c) an attempt to contact a defendant during a period of court-mandated evaluation, potentially interfering with the integrity of that proceeding. This conduct is documented in contemporaneous written messages preserved by Claimant's attorney-in-fact.

A second civilian intermediary, John Paul Padula — a candidate for Kootenai County Commissioner who had been appointed to a county advisory board by Commissioner Bruce Mattare in December 2024 and who had publicly supported Sheriff Norris's campaigns — separately contacted Claimant's attorney-in-fact by text message during this same period. Padula attempted to persuade Claimant's attorney-in-fact to convince Claimant to go to a specific private property ("the ranch"), and to advance a conspiracy narrative targeting a third-party critic of Sheriff Norris and that critic's spouse. This contact is documented in text messages preserved by Claimant's attorney-in-fact and establishes that the Sheriff's network engaged in a coordinated effort to influence Claimant's family while Claimant was under court-ordered evaluation.

VII. Unlawful Denial of Public Records and Records Destruction (May 11–13, 2026)

On May 11, 2026, Claimant's attorney-in-fact filed a formal IPRA request with KCSO pursuant to Idaho Code § 74-102, requesting segregation records, welfare check logs, shower access logs, and records of conditions of confinement for Booking #26-02108. KCSO denied the request on May 13, 2026. The denial cited Idaho Code § 74-105 and further stated that KCSO would not preserve records outside standard retention procedures absent threatened litigation. This denial is improper on multiple grounds:

- Idaho law does not condition records preservation on receipt of a litigation threat;
- An earlier IPRA filed on behalf of Claimant was denied by KCSO citing "Idaho Code § 74-124" — a statute that does not exist in Idaho's Public

Records Act (IC §§ 74-101 through 74-126). A denial citing a nonexistent statute is legally void;

- The Coeur d'Alene Police Department, in response to a related IPRA for interagency communications, confirmed that substantial records regarding Claimant exist and are retrievable — directly contradicting KCSO's posture of blanket denial.

KCSO's pattern of records denial constitutes obstruction of Claimant's right to access government records and is evidence of consciousness of guilt regarding the conditions documented herein.

(4) Names of Persons Involved and/or Witnesses

County / Jail Officials (Respondents):

- **Sheriff Robert "Bob" Norris** — Kootenai County Sheriff. Responsible for the operation, policies, and conditions of the Kootenai County Jail. Personally involved in the April 9, 2026 improper communication attempt directed at Claimant while Claimant was under court-ordered mental health evaluation.
- **Captain Jeremy Hyle** — Jail Captain, Kootenai County Sheriff's Office. Responsible for jail operations, classification procedures, and conditions of confinement during Claimant's detention. Has publicly stated regarding jail transparency: *"It's up to us as an agency to determine if it's something the public wants to know."*
- **M. Heavey, Badge #2278** — Classification Officer, Kootenai County Jail. On April 5, 2026, entered the manual override placing Claimant in maximum security housing citing "Notorious/Particularly Heinous Offense," bypassing the standard 3/7-day review requirement and imposing a 30-day review cycle.
- **Unnamed jail staff** — Deputies and/or corrections officers responsible for Claimant's housing assignment, cell access, clothing issuance, shower scheduling, free time access, and grievance processing during the period April 5–28, 2026. Names to be identified through discovery.

Judicial (Witnesses — Not Respondents):

- **Judge Debra Heise** — First Judicial District of Idaho. Ordered the Idaho Code § 18-210 fitness evaluation. The existence of this court-ordered evaluation is directly relevant to the unlawfulness of the Sheriff's April 9, 2026 communication attempt.

Medical (Expert Witness — Not Respondent):

- **Dr. Zeke Richards, D.O.** — Frontier Forensic Psychiatry. Court-appointed psychiatrist. Evaluated Claimant April 10, 2026 and found him fully competent (Dusky standard) with no psychiatric diagnosis (Z03.89). Dr. Richards' finding directly establishes that Claimant's maximum security classification was not medically necessitated by mental incapacity — it was a punishment decision.

Attorney-in-Fact / Filing Party:

- **Jessica L. Hite** — Claimant's sister and duly appointed attorney-in-fact. Holds executed Power of Attorney (Exhibit A). Resides in the Coeur d'Alene area,

Kootenai County, Idaho. Contact: admin@kcgovcorruption.org. Has preserved contemporaneous documentary evidence of the conditions described in this claim, including Claimant's own written grievances, classification records, IPRA correspondence, and written communications documenting the Sheriff's April 9, 2026 communication attempt.

(5) Amount of Damages Claimed

\$3,000,000.00

(Three Million Dollars and No Cents)

This amount reflects compensatory damages, special damages, general damages, and punitive or exemplary damages to the extent permitted by law, including but not limited to: physical and psychological harm from unlawful conditions of confinement; emotional distress and trauma from prolonged isolation; harm from denial of basic sanitation necessities; harm from the failure to conduct required wellness checks on a person in known mental health crisis; constitutional rights violations under the 8th and 14th Amendments to the United States Constitution and corresponding provisions of the Idaho Constitution; and harm from the Sheriff's improper attempt to leverage Claimant's custody status in exchange for a private meeting.

This claim does not waive any right to pursue separate causes of action against individual defendants in their personal capacity under 42 U.S.C. § 1983, which carries no damages cap, or any right to pursue claims against other parties not covered by this Idaho Tort Claims Act notice.

(6) Description of Injury or Damage

Physical Harm:

- Physical deterioration from 68 hours of continuous cell confinement without exercise, movement, or fresh air.
- Physical harm from 7-day denial of shower access — a basic hygiene necessity recognized as constitutionally required for all persons in government custody.
- Physical discomfort and degradation from being held without clothing for approximately 48 hours following intake, and from the facility's failure to

issue undergarments at any point during confinement — requiring Claimant to purchase his own underwear at personal expense.

- Physical consequences from the failure to conduct required wellness checks during a documented mental health crisis, including any deterioration of Claimant's mental health condition during this period.

Psychological and Emotional Harm:

- Severe psychological harm from prolonged isolation in maximum security confinement without legitimate penological justification — a competent person (per Dr. Richards' evaluation) held in conditions designed for the most dangerous and violent offenders.
- Trauma from the systematic denial of every grievance filed, communicating to Claimant that he had no recourse and no rights within the facility.
- Psychological harm from the Sheriff's conduct in conditioning the return of Claimant's impounded vehicle on a private meeting, and from a second intermediary's attempt to direct Claimant to a private property and advance a third-party conspiracy narrative — a coordinated effort by the Sheriff's network to pressure and manipulate Claimant's family while Claimant was under court-ordered mental health evaluation.
- Ongoing post-traumatic stress and mental health consequences from the totality of the conditions described.

Constitutional Violations:

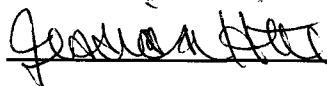
- **8th Amendment — Cruel and Unusual Punishment:** Conditions of confinement that serve no legitimate penological purpose and are designed to punish — clothing denial, prolonged cell lockdown, shower denial, refusal of grievances — violate the Eighth Amendment as applied to pretrial detainees. *Estelle v. Gamble*, 429 U.S. 97 (1976); *Farmer v. Brennan*, 511 U.S. 825 (1994).
- **14th Amendment — Due Process (Pretrial Detainee Rights):** As a pretrial detainee, Claimant's rights are governed by the Fourteenth Amendment's due process clause. Conditions that amount to punishment prior to an adjudication of guilt are unconstitutional. *Bell v. Wolfish*, 441 U.S. 520 (1979).
- **14th Amendment — Equal Protection:** The classification override applied an unjustified, disparate treatment to Claimant relative to other pretrial detainees charged with comparable or more serious offenses.
- **Deliberate Indifference to Serious Mental Health Needs:** KCSO's failure to conduct wellness checks, combined with documented prior knowledge of

Claimant's mental health crisis, satisfies the subjective prong of deliberate indifference. *Doty v. County of Lassen*, 37 F.3d 540 (9th Cir. 1994).

Pattern and Practice:

The conduct described in this claim is not an isolated incident. At least seven individuals have died in Kootenai County Jail custody between 2020 and 2025. KCSO has a documented pattern of using maximum security classification as a punitive tool against individuals who embarrass the department or challenge its authority — a pattern evidenced by the identical classification override process applied to Claimant immediately following a high-profile, politically-sensitive incident involving the Sheriff's Office itself. The Sheriff's personal intervention in Claimant's case — including the private meeting offer — reflects the same pattern of using custody as leverage documented in other Kootenai County cases now under investigation.

I, **Jessica L. Hite**, duly appointed attorney-in-fact for Ryan John McClintock pursuant to the Power of Attorney attached hereto as Exhibit A, declare under penalty of perjury under the laws of the State of Idaho that the foregoing is true and correct to the best of my knowledge and belief, and that I am authorized to file this claim on behalf of Ryan John McClintock.



Signature of Attorney-in-Fact (sign in ink)

Printed Name: Jessica L. Hite, Attorney-in-Fact for Ryan John McClintock

Date: 5-28-2026

Address: Coeur d'Alene, Kootenai County, Idaho

See attached Exhibit A: Power of Attorney executed by Ryan John McClintock, notarized Kootenai County, Idaho, May 2026.

FILED WITH: Kootenai County Clerk, Jennifer Locke, PO Box 9000, Coeur d'Alene, Idaho 83816 — pursuant to Idaho Code § 6-906.

COPIES SENT TO: Kootenai County Board of Commissioners; Kootenai County Prosecuting Attorney; Kootenai County Sheriff's Office.

METHOD: USPS Certified Mail, Return Receipt Requested.

RELATED CASE: State of Idaho v. Ryan John McClintock, Case No. CR28-26-5600, First Judicial District, Kootenai County.

POWER OF ATTORNEY


STATE OF IDAHO)
 :
County of Kootenai)

Know all men by these presents, that I, **RYAN JOHN MCCLINTOCK**, the undersigned, of the City of Post Falls, County of Kootenai, State of Idaho, c/o James E. Siebe, Attorney at Law, 500 N Government Way, Suite 400, Coeur d'Alene, ID 83814, hereby make, constitute, and appoint **JESSICA L. HITE**, of Coeur d' Alene, County of Kootenai, State of Idaho, my true and lawful attorney in fact for me and in my name, place, and stead, giving unto said **JESSICA L. HITE**, full power to do and perform all and every act that I may legally do through an attorney in fact, and every proper power necessary to carry out the purposes for which this power is granted, with full power of substitution and revocation, hereby ratifying and affirming that which **JESSICA L. HITE** or her substitute shall lawfully do or cause to be done by her or her substitute lawfully designated by virtue of the power herein conferred upon her. This power shall include, but not necessarily be limited to, transferring real or personal property, executing deeds, mortgages and closing documents concerning real or personal property, purchase and sale of stock, indentures, bonds, or negotiable instruments, dealing with bank accounts, paying bills, collecting personal information and anything else necessary to conduct the affairs of my personal and financial affairs and business,

This power is perpetual and is not to be affected by the disability of the principal herein.

Photocopies of this document are intended to have the same force and effect as any original.

DATED this 15 day of May, 2026.



RYAN JOHN MCCLINTOCK

On this 15th day of May, 2026, before me, a Notary Public in and for the State of Idaho, personally appeared RYAN JOHN MCCLINTOCK, known or identified to me to be the person who executed the foregoing instrument, and acknowledged to me that he executed the same.

SUBSCRIBED and SWORN to before me as of the day and year in this certificate first above written.



Notary Public in and for the State of Idaho.

Residing at Kootenai County

My commission expires 11/18/2031

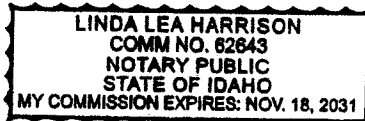


Exhibit B - text messages Pedula to Hite

9:39



< 46

JP



John

Hi John. Sorry to reach out to you so late. This is Jessica, Ryan McClintock's sister. Brett Surplus gave me your contact information about maybe getting Ryan into the ranch program. I don't know that he's in the frame of mind to make that choice right now but I think it would be a great option for him.

Hello! We have been praying hard for him. We would be glad to help him. I would say don't even mention it until he comes down so it's not twisted in his brain. But yes, we would absolutely do everything we can

9:39



JP



John
appreciate it.

Yes ma'am! Our family's been praying for him and so has our prayer team at the church. Obviously, we've also been praying for Dan Wilson as well, but that doesn't seem to be working yet lol

I am just starting to get the deets on Dan Wilson and it makes so much sense as to the spiral we have all witnessed. I'm going to get to the bottom of it. Rabbit holes are my specialty.

I appreciate all of the kind words and prayers for my brother. It's very unusual behavior from him. It's been really scary and I'm just hopeful it's all upwards from

9:39 



JP



John

He called today and was just kind of trying to figure out some logistics. He has a bail hearing tomorrow and we should know more. I am working on getting him a lawyer so we shall see.

On another note we almost got scammed by a fake cop pretending like bail was available for a gps monitoring program lol.

No way!!!!!!

Sean Walsh is great at Walsh law office

Did it sound like his mind was clear at all yet?

I think we are going to use Jim

9:39 



< 46

JP



John

him! I told him today he should avoid talking to Dan or Dawna while incarcerated.

Did he receive that at all? Does he understand that they are poisonous yet?

No he got pissed when I said it. He was like how could I they don't work here. I said well on the phone. Then he shut down.

Oh boy, well, let's keep praying that his eyes will be open to the truth and he will be delivered from anything that has influenced him otherwise!

I think once the dust settles and he has some time away from social media he will start to

9:39



JP



Don't hesitate to call **John**

Thank you. I appreciate it. 🙏

Yes ma'am

My wife was trying to add you on Facebook but it instantly just reverts right back after she clicks, Add Friend

What's her name?

The Facebook is John Amanda, Padula

Sent her a request!

I never had Facebook, but I would post on hers every once in a while so she added my name

9:39 



JP



source **John** / although.

Praise God that's amazing! Yes,
Jim is great also

I just hope they take his mental
health into account and he isn't
incarcerated for a long duration
of time.



If he will allow us, we will fight for
him

I will definitely pass that along to
him! I did tell him today he
should avoid talking to Dan or
Dawna while incarcerated.

Did he receive that at all? Does
he understand that they are