



Rail Incident Investigation Report

Docket No: TR- Report Date:

Railroad Owning Track: Railroad Operating on Track:

FRA Investigation: Yes No Inspector:

I. Type of Accident

Public Crossing Private Crossing Trestle Pedestrian at Crossing

Pedestrian Not at Crossing Other (explain)

II. Time and Location of Accident

Date: Time:

USDOT Crossing No.: UTC Crossing No.:

Railroad Milepost: GPS Identifier: Lat: Lon:

Number of Tracks: City: County:

Road name, yard name, bridge:

III. Conditions Surrounding the Accident

Weather: Clear to cloudy Fog Rain Snow

Road Condition: Dry Wet Snow Ice

Visibility Due to Weather: Daylight Darkness Unknown

Train Type: Freight Passenger Locomotive only Cars only Train Speed:

Haz-Mat on Train: Yes No N/A Remote Control: Yes No N/A

Type of Haz-Mat:

IV. Pedestrian, Driver, or Passenger Fatalities Does this section apply? Yes No

Number of Fatalities: of a vehicle accident, number of passengers:

Name:

Driver: Passenger Pedestrian Age: Gender: Male Female non-binary

Pedestrian trying to get on/off train? Yes No Suicide: Yes No Undetermined

Alcohol: Yes No Undetermined Information supplied by:

Drugs: Yes No Undetermined Information supplied by:

Names of additional fatalities:

Docket No: TR- 200808

V. Pedestrian, Driver, or Passenger Injuries Does this section apply? Yes No

Number of people injured: _____ If a vehicle accident, number of passengers: _____
Name: _____
Driver: _____ Passenger: _____ Pedestrian: _____ Age: _____ Gender: Male _____ Female _____ non-binary _____
Pedestrian trying to get on/off train? Yes _____ No _____
Drugs: Yes _____ No _____ Undetermined _____ Alcohol: Yes _____ No _____ Undetermined _____
Names of additional injured persons: _____

VI. Pedestrian Access (not at a Crossing) Does this section apply? Yes No

Obvious signs of consistent pedestrian trespass? Yes No
If yes, describe: N/A
Pedestrian (not at a crossing) information: Accessing public area? Yes No
If yes, describe: N/A
Deterrents at site, e.g. fence, signs, other? Yes No
If yes, describe: N/A
Previous collisions at or near site? Yes No
If yes, describe: N/A

VII. Crossing History Does this section apply? Yes No

Prior accidents at this crossing? Yes _____ No _____ How many? _____
Dates of prior accidents: _____
Description of prior accidents (fatalities, injuries, property damage) _____
Last inspection date? _____
Defects? Yes _____ No _____ If yes, describe: _____

VIII. Attachments

Railroad incident report? Yes No Local law enforcement report? Yes No
Coroner/medical examiner report? Yes No Pictures? Yes No
Death Certificate? Yes No Copy of most current inventory? Yes No

Other (describe):
Google Maps overview.

IX. Comments

Event Summary:

On September 14, 2020, at approximately 16:37 a BNSF Railway Co. freight train fatally struck a trespasser on BNSF Railway Co. owned track. This accident occurred 175 yards north of the Stromberg Canyon highway-rail grade crossing. The police report, witness statements and train video all indicate that the victim was walking southbound on the railroad tracks while wearing headphones and holding a cell phone. When the train conductor spotted the female on the tracks he immediately began braking and sounding the horn to alert the female. The train was unable to stop and struck the female from behind. A cell phone and headphones were found at the accident site. Witness statements indicated that the victim frequently walked on the tracks to meet friends. Two days prior to this incident a police officer reported stopping her and a friend out walking on the tracks and warned them that they were trespassing and they needed to get off the tracks. Law enforcement determined this fatality to be an accident on the part of the victim and the case was closed.

Site Description:

The accident site is in a rural location four miles north of Leavenworth, Washington. The accident happened 175 yards north of the Stromberg Canyon highway-rail grade crossing at milepost 16:75 on the BNSF Scenic Subdivision. The Stromberg Canyon highway-rail grade crossing, USDOT number 084494D south of the incident site is equipped with gate arms, flashing lights, and an audible bell. Chumstick Highway parallels the tracks less than 150 feet away. This location has one single main track. Looking north toward the direction of the oncoming train there is approximately 1500 feet of sight distance before the right hand curve.

Inspector Recommendations:

No recommendations as this appears to be an accident and isolated incident as the victim was walking on the tracks while using headphones.

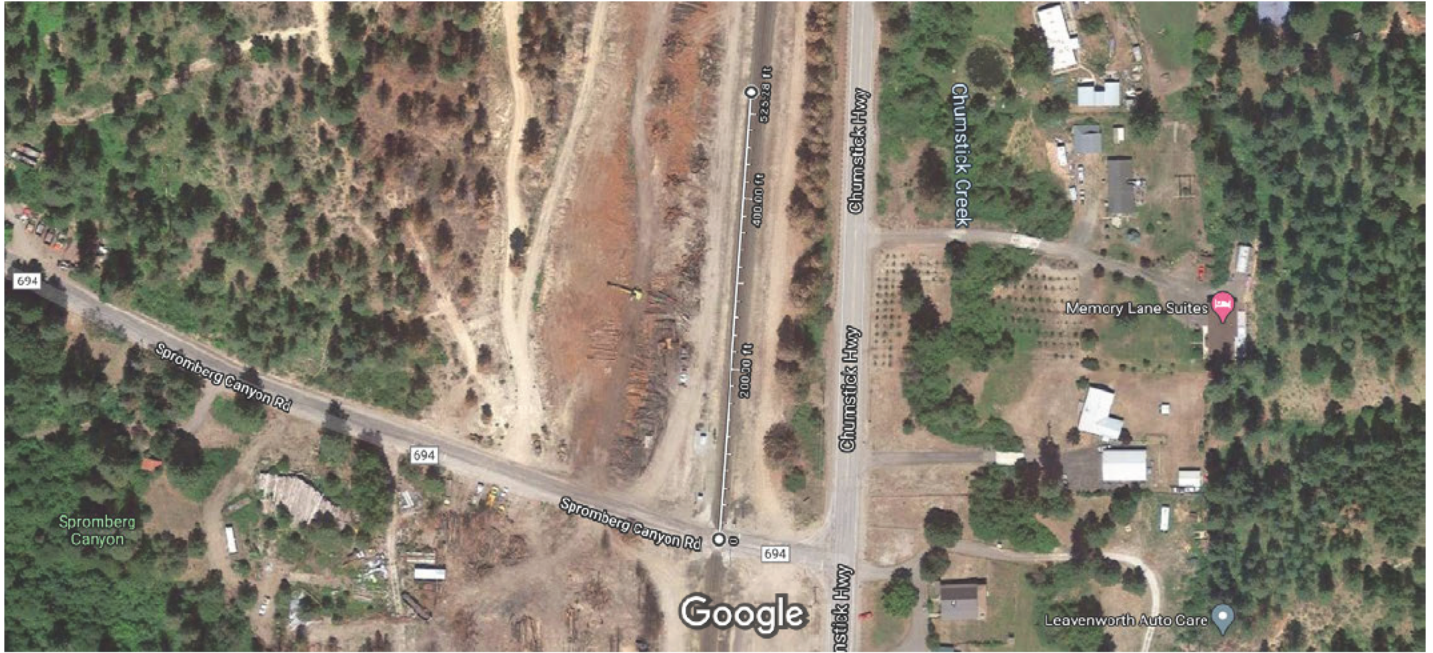
Docket No: TR-200808

Rail Safety Supervisor Comments/Sign Off:

Reviewed and approved 3/24/2021 - EE.

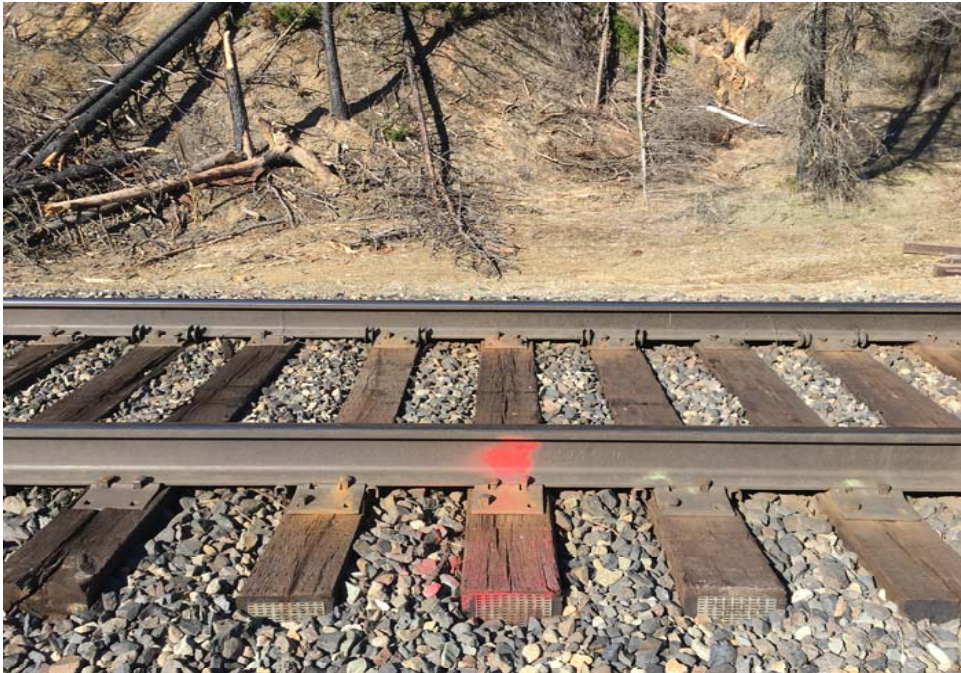
Director of Transportation Safety Comments/Sign Off:

Reviewed and approved to close 3/29/2021 - KH



Imagery ©2021 Maxar Technologies, Map data ©2021 100 ft

Measure distance
Total distance: 525.28 ft (160.11 m)



UTC Rail Safety Program - Crossing Inventory Record

USDOT #	084494D	Last Inspection Date	8/7/2019	Oil by Rail yes
UTC #	2A1675.02	Road Name	Spromberg Canyon	
Type of Crossing	Public	Section.Township.Range	19.25.18E	
County	Chelan	Latitude	47.64432	
City/Nearest City	Leavenworth	Longitude	-120.64767	
In City Limits	No	Type of Development		

ROADWAY		Road Surface Grades	7	Grade Direction	East
State Highway	No	Road Surface Grades	-1	Grade Direction	West
Down a Street	No	AADT	83	AADT Year	
Highway Milepost		% of Trucks Using Crossing	8		
Vehicle Speed	30	Number of School Bus Trips			
Road Surface	PAV	WSDOT Region	2		
Road Type	2W	Truck Pullout Lanes	No		
Number of Road Lanes	2	Intersecting Highway	0-75'	75-200'	200-500'
Road Width	20	Crossing Angle (degree)	0-29	30-59	60-90
On Emergency Services Route			NW	NE	SW
Sight Distance - Take measurement 6' back from stop line. If no stop line, measure at 25'.			165	1500	1500

PASSIVE PROTECTION		N	S	E	W
Advance Warning Signs	Count				1
Road Markings	Count				
Reflective Crossbucks	Count			1	1
Reflective Posts (req. 1/2020)	Count				
Median Barriers	Count				
Stop Lines	Count			1	1
Stop Lines	Distance			23	32
Emergency Notification Signs	Count				
Illuminaries (within 50 ft. of crossing)	Count	0			

Miscellaneous	Device Count	Direction
Advance Warning W10-3	2	East

ACTIVE PROTECTION		Direction	Device Count	Cantilever Length	Gate Length
Protective Device		Both	2	0	20
Four Quadrant Gates	No	# of Flashing Light Pairs		4	
Power Off Indicator Light	Yes	Cantilever Lights Over All Traffic Lanes		No	
# of Bells	1	Traffic Light interconnection/Preemption			
TRAIN SPEEDS Freight	45	Passenger		55	

CHARACTERISTICS		Wayside Horn	No
Crossing Structure		Quiet Zone	No
Crossing Surface	Concrete	Bike Lane	No
Other Crossing Surface:		USDOT # Posted	Yes
# Main Tracks	1	Railroad Emergency # Posted	Yes #
# Sidings / # Yard Tracks		Crossing Length / Width	
# Industry / # Transit Tracks	0		7
Sidewalk	None	Sidewalk stops at crossing	Sidewalk

COMMENTS
 Dead end road. 2019: Chelan County references WAC 468-95-29019 and will not place pavement markings on low-volume roads.

From: [State Emergency Operations Officer \(MIL\)](#)
To: [Chelan County \(staff@chelandem.org\)](#); [Hunter, Kathy \(UTC\)](#); [Kenneth W. Holgard](#); [Mark Daniels \(FRA\)](#); [Michael Pirato](#); [Randall Boyington](#); [Stacey Thompson \(Fed Railroad Association Reg 8\)](#); [Stacey Weller](#); [Steven Travers](#); [WUTC Rail Reporting \(UTC\)](#); [Wilson, Andy \(ECY\)](#); [Harris, Anna \(ECY\)](#); [ECY RE CRO ERTS COORDINATOR](#); [Mike McCain \(ECY\)](#); [Hunn, Sam \(ECY\)](#)
Cc: [State Emergency Operations Officer \(MIL\)](#)
Subject: Train vs Trespasser, Leavenworth - State Incident #20-3181
Date: Monday, September 14, 2020 4:59:00 PM

Please see the below information involving a railroad incident that has been reported to the State Emergency Operations Center (EOC). Please reply to this email upon confirmation of receipt. Thank you

Name of the Railroad(s) involved: BNSF

Reporting Party Name, Position and Contact Number: Cisco, Railroad Operations, 817-593-6823

Time and Date Called in to the State EOC: 9/14/20, 16:50

Time and Date of the Event: 9/14/20, 16:37

Mile post and/or Address of Event: MP 1675.01 Scenic Subdivision

Circumstances of the Incident: Freight train struck a trespasser, unknown injuries (believe it is a fatality).

Number of Injuries and/or Fatalities: Possibly 1 fatality

Type of Rail Cars Involved (tank, hopper, box, flat, etc.): locomotive

Type and Amount of HAZMAT spilled: None

Any Additional Details That Will Assist in Identifying the Necessary Response:

Name and Phone Local POC: None yet (call RP)

Railroad Incident Number: None

State EOC Incident Number: 20-3181

Scott Caldwell

State Emergency Operations Officer

Washington Emergency Management Division

Building 20: MS: TA-20

Camp Murray, WA 98430-5122

dutyofficer@mil.wa.gov

From: [State Emergency Operations Officer \(MIL\)](#)
To: [Chelan County \(staff@cheladem.org\)](#); [Wilson, Andy \(ECY\)](#); [Harris, Anna \(ECY\)](#); [ECY RE CRO ERTS COORDINATOR](#); [Mike McCain \(ECY\)](#); [Hunn, Sam \(ECY\)](#); [Hunter, Kathy \(UTC\)](#); [Kenneth W. Holgard](#); [Mark Daniels \(FRA\)](#); [Michael Pirato](#); [Randall Boyington](#); [Stacey Thompson \(Fed Railroad Association Reg 8\)](#); [Stacey Weller](#); [Steven Travers](#); [WUTC Rail Reporting \(UTC\)](#)
Subject: Train vs Trespasser - Leavenworth - NRC#1287340
Date: Monday, September 14, 2020 5:51:23 PM

Here is the NRC for the previous report (State Incident # 20-3181).

Please conform receipt.

Scott Caldwell
State Emergency Operations Officer
Washington Emergency Management Division
Building 20: MS: TA-20
Camp Murray, WA 98430-5122
dutyofficer@mil.wa.gov

-----Original Message-----

From: HQS-SMB-NRC@uscg mil <HQS-SMB-NRC@uscg mil>
Sent: Monday, September 14, 2020 5:49 PM
To: State Emergency Operations Officer (MIL) <Dutyofficer@mil.wa.gov>; State Emergency Operations Officer (MIL) <Dutyofficer@mil.wa.gov>; Clark, Anthony B (MIL) <Anthony.Clark@mil.wa.gov>
Subject: NRC#1287340

NATIONAL RESPONSE CENTER 1-800-424-8802

GOVERNMENT USE ONLYGOVERNMENT USE ONLY***

Information released to a third party shall comply with any applicable federal and/or state Freedom of Information and Privacy Laws

Incident Report # 1287340

INCIDENT DESCRIPTION

*Report taken by NRC on 14-SEP-20 at 20:30 ET.
Incident Type: RAILROAD NON-RELEASE
Incident Cause: TRESPASSER
Affected Area:
Incident occurred on 14-SEP-20 at 16:37 local incident time.
Affected Medium: RAIL REPORT (N/A) / TRESPASSER

REPORTING PARTY

Name: CISCO SANCHEZ
Organization: BNSF RAILROAD
Address: 2600 LOU MENK DRIVE
FORT WORTH, TX 76131
Email Address:

PRIMARY Phone: (817)5936823
Type of Organization: PRIVATE ENTERPRISE

SUSPECTED RESPONSIBLE PARTY

Name: UNKNOWN
Organization:
Address:

Type of Organization: UNKNOWN

INCIDENT LOCATION

MP: 1675 County: CHELAN
SUB: SCENIC
City: LEAVENWORTH State: WA

RELEASED MATERIAL(S)

DESCRIPTION OF INCIDENT

CALLER IS REPORTING A FREIGHT TRAIN STRUCK A TRESPASSER AT A GRADE CROSSING RESULTING IN A FATALITY.

SENSITIVE INFORMATION

INCIDENT DETAILS

Grade Crossing: YES
Location Subdivision: SCENIC
Railroad Milepost: 1675
Type of Vehicle Involved: NONE
Crossing Device Type: GATES/LIGHTS/BELLS
Device Operational: YES
DOT Crossing Number: 084494D
Date and Time Service was/will be Restored:
Brake Failure: NO
Federal Post-Accident 219.201 Sub Part C Testing Required: NO
Passenger Train Route: YES
Passenger Train Delay Expected: NO
Passenger Train Delay Handling:
---RAILROAD INFORMATION---
Railroad Involved: BNSF
Train Number: UFEPTND028T
Train Type: FREIGHT Train Direction: E
Train Speed: Track Speed:
Locomotives: 4 Cars: 109 Derailed: 0
Suspected DOT Regulation Non Compliance: UNKNOWN
DERAILED CARS:
Pos. Car number Type Cargo

IMPACT

Fire Involved: NO Fire Extinguished: UNKNOWN

INJURIES: NO Sent to Hospital: Empl/Crew: Passenger:
FATALITIES: YES Empl/Crew: Passenger: Occupant:
EVACUATIONS: NO Who Evacuated: Radius/Area:

Damages: NO

Hours Direction of
Closure Type Description of Closure Closed Closure

Air: NO

Road: NO Major Artery:NO

Waterway:NO

Track: YES MAIN TRACK 1

Passengers Transferred: NO

Environmental Impact: NO

Media Interest: NONE

REMEDIAL ACTIONS

LOCAL PD IS ON SITE CONDUCTING AN INVESTIGATION.

Release Secured: UNKNOWN

Release Rate:

Estimated Release Duration:

WEATHER

ADDITIONAL AGENCIES NOTIFIED

Federal:

State/Local: WA EOC

State/Local On Scene: LOCAL PD

State Agency Number:

NOTIFICATIONS BY NRC

CENTERS FOR DISEASE CONTROL (GRASP)

14-SEP-20 20:47 (770)4887100

CGIS D13 FIELD OFFICE (CGIS D13 COMMAND CENTER)

14-SEP-20 20:47 (206)2207141

DEPT OF HEALTH AND HUMAN SERVICES (SECRETARY OPERATION CENTER (SOC))

14-SEP-20 20:47

NATIONAL COORDINATING CTR FOR COMMS (NCC COMM-ISAC)

14-SEP-20 20:47 (703)2355626

DHS CYBER & INFRASTRUCTURE SECURITY (OFC OF INFRASTRUCTURE PROTECTION RGN X)

14-SEP-20 20:47 (202)8215301

OFFICE OF INFRASTRUCTURE PROTECTION (WA STATE PROTECTIVE SECURITY ADVISOR)

14-SEP-20 20:47 (202)8053379

DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)

14-SEP-20 20:47 (202)3661863

FEDERAL RAILROAD ADMIN. (MAIN OFFICE (AUTO))

14-SEP-20 20:47 (202)4930636

FEMA REGION 10 (MAIN OFFICE)

14-SEP-20 20:47 (425)4874704

NATIONAL HWY TRANS SAFETY ADMIN (MAIN OFFICE)

14-SEP-20 20:47 (202)4412924

NATIONAL INFRASTRUCTURE COORD CTR (MAIN OFFICE)

14-SEP-20 20:47 (202)2829201

NOAA RPTS FOR WA (MAIN OFFICE)

14-SEP-20 20:47 (206)5264911

NTSB RAIL (MAIN OFFICE)

14-SEP-20 20:47 (202)3146293

OREGON TITAN FUSION CENTER (FUSION COMMAND CENTER)

14-SEP-20 20:47 (877)6204702

OCCUPATIONAL SAFETY & HEALTH ADMIN (MAIN OFFICE)

14-SEP-20 20:47 (801)9180995
WA STATE EMERGENCY MANAGEMENT (MAIN OFFICE)
14-SEP-20 20:47 (800)2585990
TSA OFFICE OF SECURITY OPERATIONS (SURFACE OPS/PSAT - OREGON OFFICE)
14-SEP-20 20:47 (614)7328440
TSA SURFACE TRANSPORTATION SECURITY (TWIC ENFORCEMENT)
14-SEP-20 20:47 (206)3875236
USCG DISTRICT 13 (DISTRICT THIRTEEN (DRAT - DRMM))
14-SEP-20 20:47 (206)2207221
VOLPE CENTER (TRANSPORTATION HUMAN FACTORS)
14-SEP-20 20:47 (617)4942000
WASHINGTON STATE FUSION CENTER (FUSION COMMAND CENTER)
14-SEP-20 20:47 (877)8439522
WA UTILITIES & TRANSPORTATION COMM (RAILROAD SAFETY)
14-SEP-20 20:47 (360)6641160

ADDITIONAL INFORMATION

*** END INCIDENT REPORT #1287340 ***
Report any problems by calling 1-800-424-8802
PLEASE VISIT OUR WEB SITE AT <http://nrc.uscg.mil>

From: ServiceInterruptionDesk@BNSF.com
To: [Halstead, Lori \(UTC\)](#)
Cc: ServiceInterruptionDesk@BNSF.com
Subject: Notification of SID Ticket: 10797
Date: Tuesday, September 15, 2020 9:54:50 AM

Ticket #: 10797
Create D/T: 9/14/2020 6:37:20 PM
Resource: 084494D
Division: Northwest
Subdivision: Scenic
MilePost: 1675.01
Line Segment: 37
City: Leavenworth
County: Chelan
State: WA
Train Symbol: U FEPTND0 28T
Car #:

Trouble Code: HGX (Highway Grade Crossing)

Trouble Desc: At approximately 1837CT, U FEPTND0 28T reported fatally striking a trespasser on single main track at MP 1675 on the Scenic Subdivision, near Leavenworth. This incident did occur at a road crossing (Stromberg Canyon Road) equipped with gate arms, flashing lights, and bells. There are no injuries to the train crew. Currently there is not a route around.

Lead locomotive (BNSF 5027) is camera equipped.

Division Trainmaster is on site.

Closeout

2018CT - All personnel in the clear and train traffic resumed.

Contact Name: Sparks, Justin H
Contact Title: Trainmaster - Division
Contact Cell #:

02/25/21
10:20

Chelan County Sheriff's Office
Dissemination Table:

858
Page: 1

Release
Dissemination Number 110573
When Disseminated 10:12:58 02/25/21
Disseminator WOLSBORN, KARRI
Agency CCSO
Recipient UTILITIES TRANSP. SPECIAL
Organization VICKI ELLIOTT
Address VICKI.ELLIOTT@UTC.WA.GOV
Reason for Inquiry RECORDS REQUEST
Dissemination Method EMAIL

Information Disseminated
(See below)

=====

INVOLVEMENTS:

Type	Record #	Date	Description	Relationship
LW	20C10666	09/14/20	ACCIDENT INJURY	RECORDS REQUEST

Information Disseminated:

Date Received: 2/24/21

5 Day Response Sent:

Date of Completion: 2/25/21

Requester: UTILITIES AND TRANSPORTATION COMMISSION

Text of Request: 9/14/2020 SHERIFF'S OFFICE REPORT FOR TRAIN VS PEDESTRIAN COLLISION

Records Produced:

Incident Rpt
 Collision Rpt
 Supl Rpt

Cad/Call Comments

DVD/Photos
 DVD/Video

Other:

Description of records redacted

Reasons for redacting:

- Personal Identifying Info ie: SSN,DL / RCW 42.56.230
- Active Investigations / RCW 42.56.240
- Non Conviction Information / RCW 10.97.080
- Victim and/or Witness / RCW 42.56.240 (2)

Additional reasons including RCW's for withholding

MATHENA JOSH
LONG BRUCE
TORKELSON BEN

K21
K5
K336

Responsible MATHENA
Officer: JEREMY

Agency: CCSO

Received By: AUSTIN
MADELINE

Last Radio Log: 13:54:29 09/17/20 CMPLT

How Received: T Telephone

Clearance: RR Report Received by
Records

When Reported: 16:35:16 09/14/20

Disposition: ACT Date: 09/14/20

Judicial Status:

Occurred 16:34:35 09/14/20
between:

Misc Entry:

and: 16:34:35 09/14/20

Modus Operandi:

Description :

Method :

Involvements

Date	Type	Description	
09/17/20	Name	MONESMITH, RYAN WAYNE	Contacted
09/17/20	Name	EPPERLEY, KATHRYN ANNE	Contacted
09/17/20	Name	BURNELL, NICOLE AILEEN	Contacted
09/17/20	Name	GOUGH, DANIEL WAYNE	Contacted
09/14/20	Name	TWOMBLY, CARMEN JANE	VICTIM/DECEASED
09/14/20	Name	DEVORA-MCNABB, MICHELE P	conductor
09/14/20	Name	BURLINGTON NORTHERN SANTE FE, RAILROAD	Complainant
09/14/20	Name	SHEVENKO, DAVID A	engineer
09/14/20	Cad Call	16:35:16 09/14/20 ACCIDENT INJURY	Initiating Call
09/22/20	Evidence	DRUGS	Evidence Incident
10/28/20	DS	BNSF RAILWAY CLAIMS	RECORDS REQUEST

Responsible LEO:

Approved by:

Date

Supplement

NARRATIVE: On Monday, 09/14/20, at aprx 1635 hours, I was on-duty in investigations when I learned of a train pedestrian accident near Spromberg Canyon and the BNSF train tracks. Myself and CCSO DET Mathena responded. We arrived at aprx 1715 hours. DET Mathena took photos and I took measurements. The unknown deceased female had been walking on the edge of the rails, but on the ties, SB from Sunitsch Canyon area. She had apparently been wearing headphones as a pair of over the hear headphones had been found near the point of impact. BNSF INV Loren Barger spray painted the point of impact on the tracks and the point where she ended up on railroad embankment. I painted red marks on Chumstick shoulder that aligned with the point of impact and where her body lay on the embankment.

The point of impact was aprx 175 yards north of Spromberg crossing. Her body was thrown 22 feet south from point of impact, and it rolled 22 feet east, down the embankment, toward Chumstick. In comparison to other train deaths I had been to, the exterior trauma to her body appeared minimal, possibly indicating the train was not moving quickly. Coroner Earl Crowe arrived on scene and removed the body after our scene investigation. Non-photo ID in the victim's purse/wallet, indicated she may be a Carmen Twombly. Coroner Crowe was able to positively ID her Carmen Twombly on the following day, 09/15/20. Coroner Crowe stated she had a broken right arm, a broken neck, and massive head trauma. A clear baggie with a crystal substance which appeared to be methamphetamine was found in her bra. I booked this into evidence. I had also seen a blue plastic snort straw in her purse with white residue, a common ingestion method for methamphetamine.

On Tuesday, 09/15/20, at aprx 0900 hours, I met with Dan Gough. He stated he lives just north of the accident location on Chumstick. He has lived there for many years and sees the trains coming by daily at all different speeds. On 09/14/20 at aprx 1630 hours, Dan stated he saw a woman walking SB on the tracks, from the Sunitsch Canyon area, toward his house. She was wearing a light blue top, had dirty blonde hair, wore headphones, was dancing and waving her arms in the air. Dan could see her coming from aprx ¼ mile away out of the north, and he watched her walk SB past his house for at least 100 yards. Dan stated he then saw the train coming at a slow speed, possibly 25 to 35 mph. As the train went

past he heard the loud whistle 2 times and then heard the emergency braking. Dan got in his vehicle and drove SB, and then saw the body of the victim on the embankment.

On Thursday, 09/17/20, at aprx 1200 hours, myself and DET Mathena contacted Kathy Epperley at 14395 Chumstick. 1 week before the accident, Carmen had been parked in a vehicle at/on the tracks at the Spromberg crossing, which is just south of where she was struck. A neighbor tried to contact her to move away from the tracks or off the road, but she was crying and would not respond. Deputies contacted her, ID'd her, and got her to move along. The car was associated with 14395 Chumstick, the Epperley residence. Kathy was the only person home this day. She stated her son Scott Epperley knew Carmen and had brought her for Thanksgiving 2019. She had last been over at Kathy's house aprx 2 weeks before the accident. She had stayed here some, but was not living here. Kathy did not have contact info for her son Scott. Kathy stated her boyfriend was a Robert Blake of Leavenworth who lived in the Lake Wenatchee area. I called Robert Blake using his numbers in Spillman, neither of which are good numbers.

On Thursday, 09/17/20, at aprx 1300 hours, we contacted Nicole Burnell of 11689 Sunitsch Canyon. Nichole, her husband James, and property owner Dave Lundin operate a camp for persons needing help at this location. Nicole stated Carmen was camped here, she pointed out an RV Carmen was camped in that is owned by Lundin. Nichole stated Carmen's family had already been to this location and had picked up all of her belongings. Nichole stated Carmen had lived here for about 2 weeks. Carmen had confessed to being a meth addict, and stated she was getting clean. Nichole talked to Carmen just before the accident. Carmen told Nichole she was walking to town to meet a friend. Nichole stated Carmen walked the tracks almost every day because it takes 15 minutes off walking Chumstick. Nichole was in a good mood and did not seem suicidal. Nichole was wearing over the ear headphones which she called BEATS, even though they were actually from Sony. Nichole stated Carmen's boyfriend was a Robert Blake, but the man she wanted to be with was a Levi Levitt. Nichole stated Carmen's dad had made contact with her just recently and inquired about living here also, he was set to move here within one week.

On Thursday, 09/17/20, at aprx 1600 hours, I called Levi Levitt on the phone. He last saw and spoke to Carmen 3 to 4 months ago. Everything was fine then. Levi was not aware of whom Carmen was dating now. Levi knew of Robert Blake but had no info about him.

On Thursday, 09/17/20, at aprx 1630 hours, CCSO DEP Mcleod informed me that on 09/12/20 at 1800 hours, he saw Carmen walking on the tracks, SB at Freund Canyon, with an unknown make subject. He stopped and told them to get off the tracks, that they were trespassing. Carmen walked away from Mcleod and onto Freund Canyon. The male came towards Mcleod and asked why it was trespassing. According to Mcleod, the male could have been Robert Blake or Levi Levitt, he didn't get close enough to ID him.

On Thursday, 09/17/20, at 1700 hours, myself and DEP Mcleod contacted Ryan Monesmith at MP2 Chumstick, he had just been walking on the tracks. Mcleod ID'd Ryan as the man Carmen had been walking on the tracks with on 09/12/20. Ryan told me he has been staying at a house at MP2 Chumstick while Carmen has been staying at Sunitsch Canyon. Ryan stated they are close friends, but just friends. They walk to town together almost every day on the tracks. Ryan stated on the day of the accident, 09/14/20, at aprx 1630 hours, he was talking on the with Carmen. Carmen stated she was walking on the tracks to meet him and would be there in 5 minutes. Ryan stated she never arrived. Carmen had 2 cellphones, 1 was near the point of impact and the other was closer to her body. Both had shattered screens. Ryan's story does seem believable and may be documented by the 2 cellphones both being out.

DISTRIBUTION:

I certify under penalty of perjury under the laws of the state of Washington that I have issued this on the date and at the location above, that I have probable cause to believe the above named person(s) committed the above offense(s) and my report written on this document is true and correct.

____Bruce Long____1073____09/17/20____

Deputy: Number Date

____Leavenworth____

Location

Supplement

Report submitted by Detective Joshua Mathena #1136

On 09/14/2020 @ 1635 hours RiverCOM reported a train versus pedestrian accident near Chumstick Hwy and Spromberg Canyon in Leavenworth. I was currently working the north area of Chelan County and Sgt Long requested I respond to assist.

While enroute, RiverCOM advised law enforcement was on scene and the person struck by the train was deceased. No other information was provided at this

time.

I arrived at 1726 hours and spoke with Corporal Mathena. I was told all employees on the train had been identified and initial photos were taken. Corporal Mathena had spoken with the train conductor and obtained an initial statement.

It was said the female victim had been walking s/b on the train tracks. The female was outside of the rails but still on the wood portion of the tracks. The train was traveling s/b as well and the conductor spotted the female. The conductor began breaking and sounding the horn to alert the female. It was said it appeared the female was possibly dancing while walking and never saw the train behind her. The train was unable to stop and soon struck the female. The train traveled a short distance down the tracks before coming to a full stop. I next walked down the side road to where the victim had come to rest. I saw the area was secured with crime scene tape and the victim was covered with a blanket. I entered the scene and found what appeared to be the victim's personal items scattered about. I was able to locate headphones near the tracks. From the investigation, it is believed the victim was likely wearing headphones and listening to music at the time of the accident. Before moving any items, I photographed the entire scene.

From the scene we were able to determine the approximate area where the victim had been struck by the train. This was determined by one of the victim's shoes at this location. After being struck, the victim was thrown 22 feet down the tracks. The victim landed just below the tracks and at this location we located scattered blood evidence. The victim next rolled down the embankment 22 feet where she came to rest.

After a short time, Chief Deputy Coroner Earl Crowe arrived on scene and assisted with examining and removing the victim's body. Before the victim was moved, the blanket was removed and I photographed the victim as she lay.

Once the scene and victim were fully documented, the victim was removed from the scene and Crowe took possession of the body and personal property pending a medical examination and identifying the victim. Non-photo identification was found with the victim and a positive ID could not be made at the scene.

On 09/15/2020 I received a call from Crowe. I was told the victim had been identified as Carmen Jane Twombly DOB 06/29/1993. I was also told during the examination of Carmen's person, a baggie was suspected methamphetamine was located concealed in her bra. I would later have a chance to view this baggie

and agreed the substance inside was likely methamphetamine. The suspected methamphetamine was not tested but secured in CCSO evidence for destruction. Having Carmen identified I checked her in our local law enforcement database. I found a limited number of law enforcement contacts with Carmen dating back to 2017. In 2020, Carmen seemed to be contacted more frequently. She was the subject of three (3) separate welfare checks, the last on 09/07/2020.

On 05/06/2020, a reporting party called in and reported Carmen was suicidal and was requesting law enforcement assistance. It was said in the call Carmen was scared, confused and hearing voices. The reporting party was able to drive Carmen to Cascade Medical Center where she eventually ran from because she was scared. It was noted in the call Carmen had been contacted and refused any medical assistance.

On 09/17/2020 Sgt Long and I contacted a residence located off of Chumstick Hwy. We were able to determine Carmen had been living at this location and we obtained a statement from one of the renters on site. See Sgt Long's report for further.

Case Status: This was determined to be an accident, closed with a report.

DISTRIBUTION:

I certify under penalty of perjury under the laws of the state of Washington that I have issued this on the date and at the location above, that I have probable cause to believe the above named person(s) committed the above offense(s) and my report written on this document is true and correct.

Deputy: Number Date

Location

Supplement

Report submitted by Detective Joshua Mathena #1136

On 10/06/2020 @ 1100 hours, Sgt Long and I met with Officer Barger at the BNSF office located off S Columbia St in Wenatchee. The purpose of the meeting was to review the video from the train where Carmen had be struck.

Sgt Long and I viewed the short video three (3) times. We found the original statements obtained from the witnesses were consistent with the video. Carmen is seen walking on the wood portion of the tracks, just outside the rails.

Carmen is walking on the left side and has her arms up and out. It appeared

Carmen was wearing headphones and had a cell phone in her right hand. You can clearly hear the train's horn being sounded in a desperate attempt to alert Carmen to the oncoming danger. It was clear from the video Carmen never turned around or acknowledge the oncoming train.

Before the impact, Carmen is out of frame and you do not see the actual accident.

Case Status: Closed, this incident is deemed an accident on Carmen's part.

DISTRIBUTION:

I certify under penalty of perjury under the laws of the state of Washington that I have issued this on the date and at the location above, that I have probable cause to believe the above named person(s) committed the above offense(s) and my report written on this document is true and correct.

Deputy: Number Date

Location

Name Involvements:

conductor 292271

:

Last: DEVORA-
MCNABB

First: MICHELE

Mid: P

DOB: 11/29/73

Dr REDACTED
Lic:

Address: 335 MELISSA ST

Race: W

Sex: F Phone: (425)750-
3338

City: CAMANO ISLAND, WA
98282

Contacted : 187057

Last: EPPERLEY

First: KATHRYN

Mid: ANNE

DOB: 07/29/58

Dr Lic: REDACTED

Address: 14395 CHUMSTICK HWY

Race: W

Sex: F Phone: (509)548-8609

City: LEAVENWORTH, WA 98826

engineer : X0128942

Last: SHEVENKO

First: DAVID

Mid: A

DOB: 06/30/62

Dr Lic: REDACTED

Address: 20733 33RD AVE W

Race: W

Sex: M Phone: (425)501-0138

City: LYNNWOOD, WA 98036

Complainant S16177

:

Last: BURLINGTON
NORTHERN SANTE FE

First: RAILROAD

Mid:

DOB: **/**/** Dr HF8377 Address: 409 S COLUMBIA
Lic: ST
Race: Sex: Phone: (800)832- City: WENATCHEE, WA
5452 1 98801

Contacted : 284695

Last: BURNELL First: NICOLE Mid: AILEEN
DOB: 09/20/89 Dr Lic: REDACTED Address: 11689 SUNITSCH CANYON RD
Race: W Sex: F Phone: (509)883-6903 City: LEAVENWORTH, WA 98826

Contacted : S44305

Last: GOUGH First: DANIEL Mid: WAYNE
DOB: 03/09/61 Dr Lic: REDACTED Address: 12670 CHUMSTICK HWY
Race: W Sex: M Phone: (509)548-4659 City: LEAVENWORTH, WA 98826

Contacted : 127188

Last: MONESMITH First: RYAN Mid: WAYNE
DOB: 06/06/92 Dr Lic: REDACTED Address: 2426 HIGHLAND VIEW DR
Race: W Sex: M Phone: (509)884-8374 City: EAST WENATCHEE, WA 98802

VICTIM/DECEASED : 247544

Last: TWOMBLY First: CARMEN Mid: JANE
DOB: 06/29/93 Dr Lic: REDACTED Address: DECEASED
Race: W Sex: F Phone: () - City: ,



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FROM FORM FRA F 6180.55A

CASUALTY RECORD			
RAILROAD:	BNSF Rwy Co. [BNSF]	INCIDENT NUMBER:	NW0920109
DATE:	09 /14 /2020	TIME:	4:00PM
STATE:	Washington	COUNTY:	CHELAN
TYPE PERSON:	Trespassers	AGE:	27
INJURY:	Fatality		

EMPLOYEES TESTED FOR ALCOHOL USE:	NONE REPORTED
NUMBER OF POSITIVE TESTS:	
EMPLOYEES TESTED FOR DRUG USE:	NONE REPORTED
NUMBER OF POSITIVE TESTS:	
EMPLOYEE TERMINATION/PERMANENT TRANSFER:	UNK/NA
EXPOSURE TO HAZARDOUS MATERIAL:	NO
FRA FORM 6180-54 FILED:	NO
FRA FORM 6180-57 FILED:	NO

CIRCUMSTANCES	
PHYSICAL ACT:	Walking
EVENT:	Struck by on-track equipment
RESULT:	Ground
CAUSE:	Trespassing
LOCATION	
SITE:	Main/branch
ON TRK EQP:	Freight train - moving
WHERE:	Beside track
NARRATIVE	TRAIN STRUCK AND FATALLY INJURED A TRESPASSER FOULING THE TRACKS.