

CRIME REPORT

ONE TWIN PINES LANE BELMONT, CA 94002 925-395-7100

Report #
0710-0014

Offenses	Description	Sub/Offense	Date Occurred	Time Occurred	Area	Date Printed
273.5(A) PC	Inf/Corp Inj/posse/Cohabit	Felony	10/02/2007	1353		01/13/2008
245 (A)(1) PC	Adv Hot W/Arms Or Firearm	Felony	Date Reported	Time Reported	Beat	Time Printed
			10/02/2007	1353	1	06/09/50
			Disposition Date	Disposition		Incident Number
			10/03/2007	Cleared by Adult Arrest		071002033
Location			Location Type		Point of Entry	
[REDACTED], Belmont, CA 94002			House			
Means of Attack		Location of Entry		Method of Entry		Alarm System

Victim Name						
[REDACTED]						
Residence Address				Residence Phone	DOB	Age
[REDACTED] Belmont, CA 94002				[REDACTED]	[REDACTED]	45
Business Name and Address				Business Phone	Height	Weight
[REDACTED] Francisco				[REDACTED]	5'8"	160
Assistance Rendered/Victim Disposition				Transporting Agency		
Refused Aid						
Description of Injuries				Other Information		
Major Injury						

Name						
[REDACTED]						
Residence Address				Residence Phone	DOB	Age
[REDACTED]				[REDACTED]	[REDACTED]	[REDACTED]
Business Name and Address				Business Phone	Height	Weight
[REDACTED]				[REDACTED]	[REDACTED]	[REDACTED]

Suspect Arrested		Action Taken		Charges		
Madden, Deborah Jean		BOOKING		273.5(A) PC, 245 (A)(1) PC		
Residence Address		Residence Phone	DOB	Age	Sex	Race
[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	F	W
Business Name and Address		Business Phone	Height	Weight	Hair	Eyes
930 Grant St, San Francisco, CA		[REDACTED]	5'3"	112	BLN	BLU
Identifying Features		Arrest Number	Drivers License		SSN	
Build: Slender Complexion: Clear		263	[REDACTED]		[REDACTED]	

Status	Vehicle Make and Model	License/State	Vehicle Type

No.	Status	Item Description	Value	Val Recovered	Val Damaged
1	Evidence	MS-1 - 1 Silver Vtech 5.3 Digital Phone			

Admissibility Factors				
[020] All Elements Of Crime Present Suspect Arrested				
Prepared By	Date	Assisted By	Approved By	Date
83215 - Spanish, Michael	10/02/2007		17184 - Daley, Kevin	10/03/2007
Route To	Date	Name		
CA	10/03/2007			
CA	01/14/2008			



CHARGES: Charges of 273.5 P.C. and 245(a)(1) P.C. against Deborah Jean Madden [REDACTED]

SYNOPSIS: The Victim and Suspect have been involved in a same sex domestic partnership for the past seventeen years. They have lived together for the past three years at [REDACTED] in Belmont. The two have had relationship problems since March of this year. This evening after being involved in a dispute over their relationship, the Victim was locked outside of the house by the Suspect. The Victim was able to find an unlocked door and gain entry back into the house.

The Victim told the Suspect she would leave for the evening. While packing her belongings the Suspect interfered with the Victim. The Victim pushed the Suspect out of her bedroom. While this happened the Suspect grabbed a hold of the Victim's arms leaving scratches on them.

Once the Victim was able to get the Suspect out of the room, she locked the door. The Suspect then returned to the locked bedroom door and began hitting the door, causing damage, with an object which the Victim believed was a hammer. The Suspect then went to the outside sliding door and tapped on it with a screwdriver. The Victim allowed the Suspect in when the Suspect demanded the use of the phone. After obtaining the phone, the Suspect threw the phone which struck the Victim on the forehead. The force of the phone's impact with the Victim caused a laceration to her forehead.

The Suspect was arrested for 273.5 PC. and 245(a)(1) PC. and booked into county jail.

CRIME SCENE: This incident took place at [REDACTED] in the City of Belmont. [REDACTED] is a single family dwelling located in the hills of Belmont. The house is a four bedroom 2 bath house which is approximately 1900 square feet. There is a detached two car garage which can be accessed by either the main garage door or the single side door. The assault took place in the master bedroom located on the east side of the house. The master bedroom has a sliding glass door leading out to the yard.

The door to the master bedroom had damage to the upper right hand area. The damage appears to have been made with the use of a round object. The damage consists of approximately sixteen holes and indentations. Refer to attached pictures.

A bloody towel was located in the master bathroom sink. Several drops of blood were located on the master bedroom floor.

An open tool box was located on the floor by the door to a second bedroom.



INVESTIGATION: On Tuesday 10/02/07 at approximately 1858 hours, Belmont Police Units were dispatched to [REDACTED] on the report of a physical fight involving two females. The responding units were informed that one of the subjects was injured. Dispatcher M. Drake called for fire fighters and paramedics to respond to the scene.

While units were enroute Dispatcher Drake advised that one of the subjects had been struck with a hammer.

Sgt. Daley and Officer Bradshaw arrived on scene first. Officer Bradshaw knocked on the door three times and rang the door bell several times. There was no response at the door. Sgt. Daley stayed at the front door while Officer Bradshaw went through the backyard to gain entry. Officer Bradshaw entered the house through a sliding glass door and made contact with (V) [REDACTED] in the living room. I entered the house through the sliding glass door behind Officer Bradshaw.

Officer Bradshaw asked [REDACTED] where (S) Madden had gone. [REDACTED] was not sure where Madden had gone. Officer Bradshaw opened the front door for Sgt. Daley.

Sgt. Daley and Officer Bradshaw checked the house to locate Madden. At this time I asked [REDACTED] what had occurred. In essence [REDACTED] told me the following.

[REDACTED] and Madden have been involved in a dating relationship for the past seventeen years. They bought a house together in Belmont and have been living together in the Belmont house for the past three years.

[REDACTED] and Madden have had relationship problems since March of this year. They are currently in the process of dissolving their relationship. [REDACTED] returned home from work this afternoon at about 1630 hours. At that time Madden was also home. They became involved in a discussion over the end of the relationship. Madden asked [REDACTED] to "just get out". [REDACTED] left the house at about 1700 hours to play tennis and return home at about 1800 hours.

Upon returning home [REDACTED] planned on grooming one of their dogs. [REDACTED] exited the house and left the sliding glass door open which led from the living room to the backyard. Madden told [REDACTED] "it's cold in here" at which time she closed the sliding glass door. [REDACTED] said she saw Madden lock the door. [REDACTED] said "why did you lock the door, unlock the door and let me in". Madden's response was "No, now you know what it feels like." [REDACTED] did not understand what she meant by this.

[REDACTED] checked another sliding glass door and found it to be unlocked. [REDACTED] told Madden she was planning to get her belongings and leave. [REDACTED] went into the spare bedroom where she removed two suit cases. [REDACTED] then went into the master bedroom and started packing her

Reported by: 11345 SUPANICH, MICHAEL	Date: 11/02/2007	Approved by: 17184 DALEY, KEVIN	Date: 10/03/2007
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BELMONT POLICE DEPARTMENT

ONE EVIN PINES LANE BELMONT, CA 94002 TEL: 595-7100
NARRATIVE

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clothes. Madden entered the room and told [redacted] to get away because she would do it. [redacted] did not want Madden in the room so she pushed Madden to get her out of the room. [redacted] was face to face with Madden as she placed her hands on Madden's shoulders to push her out. At this time Madden grabbed both of [redacted] arms as she was being pushed out of the room. [redacted] received minor scratches on both of her arms from this incident.

After removing Madden from the room she locked the bedroom door. Madden demanded to be "let in." Several minutes passed when [redacted] heard banging on the door. [redacted] believed Madden was hitting the door with a hammer. [redacted] told Madden that all she was doing was damaging the door. The banging on the door continued on and off for about five minutes.

Soon afterwards [redacted] heard a tapping sound on the sliding door. [redacted] looked and saw Madden standing outside. Madden had a screwdriver in her hand and was using the screwdriver to tap on the sliding door.

[redacted] asked Madden what she wanted. Madden told her that she wanted to use the phone. [redacted] unlocked the door and allowed Madden into the room. [redacted] handed Madden the cordless phone receiver. [redacted] continued to pack her suit case. [redacted] was standing near the dresser when she turned around and faced Madden. At this time she was struck in the forehead with an object. [redacted] felt her forehead and discovered she was bleeding. [redacted] looked down and saw the phone which Madden had been holding was now on the floor. [redacted] said Madden had been standing about eight feet away when she was struck in the head.

[redacted] picked up the phone and called the police. [redacted] said Madden did not say anything to her after she had been struck on the head. [redacted] went into the master bathroom where she cleaned off her forehead. [redacted] last saw Madden sitting in the living room.

I asked [redacted] if she had consumed any alcohol this evening. [redacted] said she had one glass of wine. [redacted] thought Madden had also consumed alcohol during the evening, possibly a beer.

I asked [redacted] if there has ever been any other past domestic violence incident. [redacted] said there had not.

While I was obtaining [redacted] statement, Sgt. Daley and Officer Bradshaw looked throughout the house for Madden. They were unable to find her, so they searched the backyard. When Sgt. Daley shined his flashlight on the garage door window, the door opened up. Madden exited the door at which time she was placed into handcuffs for officer safety purposes.

Belmont San Carlos Fire Department along with A.M.R. Paramedics responded to the scene. They examined [redacted] injuries and advised her she would need stitches to close up the laceration. [redacted] refused to be transported to the hospital by A.M.R. Paramedics, and told

Reported By: 0245 SUPANICH, MICHAEL	Date: 10/02/2007	Approved By: 17134 DALEY, KEVIN	Date: 10/03/2007
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them she would drive herself.

I met with Officer Bradshaw who was outside with Madden. Officer Bradshaw told me Madden had admitted to throwing the phone at [REDACTED]. I approached Madden and advised her she was being placed under arrest for domestic violence and assault with a deadly weapon. I explained that she would be transported to the Belmont Police Department where I would be advised of her rights.

Sgt. Daley photographed (V) [REDACTED] injuries. The visible injuries were the laceration to her forehead and the scratches on both of her arms. Sgt. Daley also photographed the damage to the master bedroom door, the blood drops on the floor and the bloody towel in the sink.

I collected the portable phone receiver as evidence. Neither Sgt. Daley nor myself were able to locate the instrument, possibly a hammer, which was used to damage the bedroom door.

I supplied [REDACTED] with my business card, a case report number and a domestic violence resource listed.

Upon returning to the Belmont Police Department I met with Officer Bradshaw in the holding facility. Officer Bradshaw had completed the prisoner screening form along with a property form and a booking sheet.

I approached Madden who was sitting down in a chair in the holding facility. Madden was not handcuffed at this time. I explained to Madden the charges against her. I read Madden her rights per Miranda from my department issued Miranda card at 2010 hours. Madden acknowledge that she understood her rights by saying "I do". Madden informed me that she did not want to give a statement.

I completed an application for an emergency protective order, (EPO), and contacted Judge Foiles over the phone. I supplied the circumstance surrounding this incident/arrest. Judge Foiles approved the EPO. I served the EPO to Madden while at the Belmont Police Department. Madden was explained the EPO and given a copy of the form.

Madden was photographed at the station where no injures were seen. Madden was asked if she had any injures and she advised she did not.

Madden was transported to the San Mateo Co. Jail where she was booked for 273.5 PC and 245 (a)(1) PC.

A message was left with CORA regarding this incident.

Prepared by: C.135 EL PANICH, MICHAEL	Date: 09/02/2007	Approved by: 17134 DALEY, KEVIN	Notes: 0703/2007
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BELMONT POLICE DEPARTMENT

106 TWIN PINES LANE BELMONT, CA 94002 916-595-7100

NARRATIVE

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A Belmont PD records check showed that Belmont officers had gone out to [REDACTED] and Madden's house on 10/01/07 regarding a disturbance. The CAD notes indicated that two females had been hitting each other. It also indicated that both subjects had been drinking. The caller for this incident was Madden. The report was disposition out as a verbal argument only. See attached report.

INJURIES: [REDACTED] received a laceration to her forehead along with scratches on both her right and left arm. [REDACTED] refused to be transported to the hospital by AMR paramedics. Although [REDACTED] refused transportation to the hospital via AMR, they advised her that the injury would most likely require suturing and recommended that she have a friend driver her to the hospital.

Madden had no visible injuries.

EVIDENCE: Photographs were taken of the injuries to [REDACTED] forehead and arms. Photographs were also taken off several blood drops located on the floor of the master bedroom and of a bloody towel located in the master bathroom sink.

A Vtech portable phone receiver was collected from the scene and booked into evidence.

(V) [REDACTED] statement was recorder and is attached to this report.

A copy of the 911 call from [REDACTED] and a copy of the radio traffic has been obtained. A copy has been attached to the report and forwarded to the D.A.'s Office. The 911 call and radio traffic has also been placed in the Belmont PD "B" drive.

RECOMMENDATION:

Forward to the District Attorney's Office for prosecution.

ATTACHMENTS: Booking Sheet / EPO / Belmont PD CAD Incident Report 0710-0014 / Photographs / DV-279 Form / Belmont PD CAD Incident Report 071001034 / Violent Crime Victim Notification Request / Prisoner Screening / Medical Release

Reported By: 215 UPNICH, MICHAEL	Date: 10/02/2007	Approved By: 17134 DALEY, KEVIN	Date: 10/03/2007
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SUPPLEMENTAL REPORT:

On 10-02-07 at approx. 1358 hours, I responded to [REDACTED] on the report of an assault. Upon arrival I approached the front door and noticed that there were no lights on inside the residence. At the front door I knocked and rang the doorbell three times, but no one answered. I then proceeded to the rear of the residence, through the gate, on the north side of the house. As I walked around to the rear sliding glass door there were two medium sized dogs running around in the backyard. I tried the sliding glass door located on the west side of the residence and found that it was unlocked. I opened the door and yelled in "police department" as I entered the residence. As I walked through the living room I was met in the hallway by the victim [REDACTED]

I immediately noticed the cut on her forehead and asked if she were alright and she said she was. I instructed [REDACTED] to stay next to me as we proceeded to the front door, so that I could allow the other responding officers entrance into the residence. As we walked to the front door I asked [REDACTED] if she knew where the suspect Deborah Madden was. [REDACTED] did not know where Madden had gone to. After Officer Supanich entered the residence and started to speak to [REDACTED] Sgt. Daley and I searched the residence for Madden. We searched the entire residence, but were not able to locate Madden. During the search I continued to call out Madden's name (Debbie) as we worked our way through the residence.

Sgt. Daley and I then proceeded outside to search the backyard. As we searched the backyard I continued to call out for Madden, but she did not show herself. We then proceeded to the garage, which is not attached to the residence. I checked the door and found it to be locked. There were no lights on inside and I could not see in. I shined my flashlight inside the window located in the door and I heard the lock of the door unlock as it opened. As the door opened I recognized Madden from prior contacts.

I asked Madden what she was doing hiding in the garage and she said she just likes to sit out there. I asked her what was going on tonight and she said her and [REDACTED] were arguing and that she had thrown the phone at [REDACTED] striking her in the head, during the argument. I placed Madden in handcuffs double locking them and checking for appropriate tightness. I asked Madden if she would like to sit in a chair, that was outside next to the garage, and she said she would. Madden sat in the chair until Officer Supanich exited the residence to speak with her. At that time he advised Madden that she was under arrest and she was going to be transported to the Belmont Police Station for her interview and to have the necessary paperwork completed.

I transported Madden to the police station and waited until Officer Supanich arrived to continue his investigation.

RECOMMENDATION:

Attach to original report.

ATTACHMENTS:

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Reported By: 1385 BRADSHAW, CHARLES	Date: 10/03/2007	Approved By: 13470 DIGNEO, ROY	Date: 10/03/2007
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BELMONT POLICE DEPARTMENT

3000 TWIN PINES LANE BELMONT, CA 94002 TEL: 510-595-7000
SUPPLEMENT 2

Case #
0710-0014

SUPPLEMENT: On Sunday 10/07/08 at 1900 hrs., I spoke to Officer Lewis regarding this case. I asked Officer Lewis if he could supplement this report with information he obtained when he responded to (S) Madden's and (V) ██████ residence on 10/01/07 incident #07100134. See Officer Lewis' attached report.

A request was made for the 911 dispatch call along with the radio traffic for incident #07100134. That information was obtained and is attached to this report. A copy of the 911 call along with the radio traffic was made and forwarded to the D.A.'s Office.

I reviewed the 911 call. The caller was Madden who said someone was beating on her. The dispatcher asked " who's beating on you". Madden said my wife. Madden at first said she needed medical attention and then later told the dispatcher it was not necessary. Madden mentioned she wanted ██████ to leave the house. ██████ picks up the phone and tells the dispatcher she was struck in the nose by Madden. Neither requested medical attention.

I checked the Belmont PD CAD notes regarding a welfare check which was conducted in August of this year, CAD report # 070826021. An officer responded to ██████ to conduct a welfare check on Debbie Madden. The dispatcher wrote the following; ("RP was talking to her Aunt, Madden, when the line went dead and was unable to re-contact Madden. The officer advised that Madden was upset over a breakup and she had been drinking. Madden had hung up because she didn't want to talk to the RP anymore and didn't want to answer the phone when she called back).

The CAD report, #070826021, is attached to this report.

RECOMMENDATION: To D.A.'s Office.

Reported by:
0225 SUPANICH, MICHAEL

Date:
10/05/2007

Approved by:
13470 DIGNEO, ROY

Date:
10/09/2007



BELMONT POLICE DEPARTMENT

ONE ELM STREET BELMONT, CA 94002 510-595-7300

SUPPLEMENT 3

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0710-0014

SUMMARY:

On 10/1/07 at approximately 2110 hours, Officers from the Belmont Police Department were dispatched to [redacted] on a report of a physical fight between two women. The reporting party was requesting medical attention, but declined medical attention prior to my arrival (event 07100134).

When I arrived on scene, my cover officer, Ofc. Bradshaw told me he had been to the residence on a previous occasion for a welfare check and discovered there were two women living together at the address that were in the process of ending a relationship. I later checked the local records at the Belmont Police Department and saw where this had occurred on 8/26/07 (event 07826021).

On 10/1/07, I knocked on the door and two women came to the door. I asked Officer Bradshaw to speak with Madden in another room while I spoke with [redacted] in the living room. [redacted] told me they argued and Madden punched her in the nose, however, there was no evidence that [redacted] had been punched. I asked her if she needed medical attention and she said that she did not.

I asked [redacted] if she could leave the residence for a cooling off period, but she did not want to do this. [redacted] related that she had returned from a tennis game and admitted that she drank some alcohol after the game. She told me that she and Madden were in the process of ending a relationship and the house belonged to both of them. I asked her if there was enough room in the residence so that they could stay away from each other and remain in separate areas of the house. She said there was. I told her to call if there were any more problems and she agreed to do so.

Officer Bradshaw spoke with Madden who told him they argued because they were ending their relationship and deciding how to divide their interest in the residence. I spoke with Madden in her bedroom. I could see that her eyes were red and watery and she was unsteady on her feet. I told her to remain on her side of the residence and not to engage [redacted] until they both cooled off and she agreed to do so.

RECOMMENDATION:

Attach to original report. Forward information to the DA.

ATTACHMENTS:

• None.

Prepared by: 1170 LEWIS, DON	Date: 10/07/2007	Approved by: 13470 DIGNEO, ROY	Date: 10/08/2007
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BELMONT POLICE DEPARTMENT

600 TWIN PINES LANE BELMONT, CA 94002 530-595-7400

SUPPLEMENT 4

9710-0014

9710-0014

On Tuesday 12/04/07 CD's were made of the Belmont Police Department 911 call, radio traffic and the Victim's statement. Photographs for this case were also printed. The CD's and the photographs will be forwarded to the San Mateo County D.A.'s Office.

Requested By: 1213 SUPANICH, MICHAEL	Date: 11/29/2007	Approved By: 19913 FITTS, ROBYN	Date: 12/04/2007
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BELMONT-SAN CARLOS FIRE DEPARTMENT

1006 TWIN PINES LANE BELMONT, CA 94002 TEL: 505-7100

SUPPLEMENT 3

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SUPPLEMENT: On Tuesday 01/08/08 I contacted the Belmont-San Carlos Fire Department and requested a copy of their incident report for their response to [REDACTED] in Belmont on 10/02/07. The incident report consists of two pages. Indicated on the report are the three Belmont-San Carlos Fire Department fire personnel on scene; Captain Kirk Johnson, Firefighter Bobby Minouei and Firefighter Sean Piveronas. See attached Belmont-San Carlos report.

On 01/12/08 I sent a letter along with a medical wavier to the Custodian of Records of A.M.R. requesting a copy of there incident report. Upon receiving the A.M.R. report it will be forwarded to the D.A.'s Office.

Pictures of this case were printed and will be forwarded to the D.A.'s Office. A copy of the letter to A.M.R. and the wavier is attached to this report.

Approved by:

22345 MICHAEL, MICHAEL

Date:

10/31/2007

Approved by:

30018 FITTS, ROBYN

Date:

01/12/2008



WILMONT POLICE DEPARTMENT

ONE TWIN PINES LANE WILMONT, CA 94002 530-594-7410
SUPPLEMENT 3

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07/11/2014

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BELMONT POLICE DEPARTMENT

ONE TWIN PINES LANE BELMONT, CA 94002 530-397-7100

SUPPLEMENT 6

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SUPPLEMENTAL REPORT: On Friday 01/26/08, I received in the mail at the Belmont Police Department a response from American Medical Response, A.M.R, pertaining to my request for a copy of their report regarding their response to [REDACTED] in Belmont on 10/02/07.

American Medical Response report #EMS07033740 consists of three pages. Listed on the report are the medics who responded to the scene; Josh Mendiola and Seamus Hodgins.

The A.M.R report along with the cover letter has been attached to this report.

RECOMMENDATION: Copy of supplement along with attachments to be sent to the San Mateo County Deputy District Attorney Jennifer Raffanti.

ATTACHMENTS:

American Medical Response report.

Prepared by:

2235 SUPANICH, MICHAEL

Date:

01/27/2008

Approved by:

1/164 DALEY, KEVIN

Date:

01/27/2008

WARRANT
FILED 10/12/07 10:23
SHERIFF'S OFFICE: MC

IN THE SUPERIOR COURT CRIMINAL BRANCH
OF THE STATE OF CALIFORNIA
CLERK FOR THE COUNTY OF SAN DIEGO

FILE NO:
PAGE 1

--- CRIMINAL CASE COVER ---

CASE NO. SM354043A STATUS: NOJUDICATED

PEOPLE V. MADDEN, DEBORAH JEAN

[REDACTED]
BELMONT, CA [REDACTED]

DATE OF BIRTH: [REDACTED]
O.L. IF CA [REDACTED]

ATTORNEYS OF RECORD:

PROSECUTION:
DEFENSE: [REDACTED]

CHARGES, PLEAS AND DISPOSITIONS:

VIOLATION DATE: 10/02/07 FILED DATE: 10/12/07

CNT	ALG	NO.	NO.	CODE/SECTION	LATEST	TYPE	PLEA	DISPOSITION	CONV/DISP
									DATE
001		PC		273.5(A)	M		NG	FOUND GUILTY	02/20/08
		01	PC	17					
002		PC		594(B)(2)(A)	M		NG	FOUND GUILTY	02/20/08