



**ANIMAL LAW OFFICES  
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**By Email**

Thursday, September 2, 2021

David B. Trujillo  
4702 Tieton Dr. Ste A  
Yakima, WA 98908  
509.972.3838  
[tdtrujillo@yahoo.com](mailto:tdtrujillo@yahoo.com)

**Ref.: *Carter | Nowlin & Boston*  
Demand for Return of Bailey**

Dear Mr. Trujillo,

Jessica Carter has retained me to recover possession of Bailey, an 18yo 15hh bay TB cross mare, who is presently at your client Don Nowlin's Sunnyside feedlot. He has threatened to ship Bailey to slaughter within the next roughly 30 days. The purpose of this letter is to cease such threats and to have him immediately release her to my client's designee at no charge.

On 8.22.21, Carter, age 18, entered into a *Pre-Purchase & Trial Agreement* ("PPTA") with Geneva Boston of Oregon. No bill of sale issued to transfer any title in Bailey to Boston, who also promised, in front of a witness, to not send Bailey to slaughter but to give her a good life in Boston's immediate care. Instead, approximately five days after Boston took possession of Bailey, on 8.27.21, she claimed that Bailey had died spontaneously. Law enforcement became involved, and Boston refused to provide evidence of death because, quite evidently, she was lying. Instead, she purportedly acquired interstate veterinary inspection certificate(s) [hard to do on a dead equine] and had your client haul Bailey to the Billings auction for sale. Despite vigorous efforts to stop the sale, Bailey was processed and, oddly, sold back to Boston care of Nowlin on or about 8.27.21.

Boston's effort to launder title through the Billings auction is unavailing and illegal as she had no title in the first place. It is plainly an effort to defraud and deprive without any lawful basis. Bailey, rather, was under trial. Aside from fraudulent inducement, which led Carter to part with possession of Bailey in the first place and voids any contract, the *PPTA* clearly states that Boston

will keep Bailey “in good health ... in accordance with accepted industry standards” (which ostensibly cannot be done by selling her at auction to a kill buyer); to keep her “free from all liens and encumbrances” (and any effort to pass rights of any nature in Bailey to a third party would no doubt accomplish this), and to “care for the horse in the agreed upon manner or return the horse if the horse does not prove suitable for the intended purpose” (where she specifically agreed Bailey would never end up slaughtered or at auction). Whatever deception Boston employed upon the Billings auction house in no way binds or prejudices my client, who retains full title.

The threat to send my client’s horse to slaughter, as Nowlin so brutishly maintained, is causing extreme emotional distress to Carter, who grew up with Bailey and only parted with possession as she recently began undergraduate studies on the East Coast. She, her family, and others have perseverated and mobilized to halt any harm coming to Bailey. The beleaguering process has only been further exacerbated by Nowlin’s behavior. This much is clear: he needs to do the right and proper thing and release Bailey to Carter without delay. His actions to date smack of civil conspiracy to steal livestock in violation of RCW 4.24.320 and expose him to treble damages and fees.

Given that time is of the essence, and though this pertains to a different subject matter entirely than the *Thorley* case, I am contacting you directly, instead of Nowlin. I would appreciate you discussing this with him without delay and getting back to me by tomorrow, 9.3.21. Thank you.

Respectfully,

ANIMAL LAW OFFICES

A handwritten signature in black ink, appearing to read 'A. Karp', with a long horizontal flourish extending to the right.

Adam P. Karp, Esq.

Cc: Jessica Carter