

# ORIGINAL

## POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA VS.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: ALLEGHENY

MDJ PITTSBURGH MUNICIPAL COURT  
Magisterial District Number 05-0-03  
Address 660 FIRST AVENUE  
PITTSBURGH, PA 15219

Phone 412 350 6715



DEFENDANT: (NAME and ADDRESS):  
JOON WOO "JASON" BAIK  
First Name Middle Name Last Name Gen.  
319 MOREWOOD AVE #16 PITTSBURGH, PA 15213

### NCIC Extradition Code Type

Felony - Pending Extradition  
Distance: \_\_\_\_\_

### DEFENDANT IDENTIFICATION INFORMATION

Docket Number <b>9303-1810-2-18</b>	Date Filed <b>10-2-18</b>	OTN/LiveScan Number G 820101-2	Complaint/Incident Number 18186444	Request Lab Services? <input type="checkbox"/> Yes
GENDER MALE	DOB 10/02/1994	POB	Add'l DOB	Co-Defendant(s) <input type="checkbox"/>
RACE ASIAN OR PAC	First Name		Middle Name	Last Name Gen
ETHNICITY	AKA			
HAIR COLOR BLK (BLACK)		EYE COLOR BRO (BROWN)		
DNA	DNA Location		WEIGHT (lbs.) 150	
FBI Number	MNU Number		Ft. HEIGHT In. 5 09	
Defendant Fingerprinted				
Fingerprint Classification				

### DEFENDANT VEHICLE INFORMATION

Plate #	State	Hazmat	Registration Sticker (MMYY)	Comm'l Veh. Ind.	School Veh.	Oth. NCIC Veh. Code	Reg. Same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa R Crim.P. 507).

name of the attorney for the Commonwealth \_\_\_\_\_ (Signature of the attorney for the Commonwealth) \_\_\_\_\_ (Date)

I, JOSEPH LIPPERT 41483  
(Name of the Affiant) (PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of CITY OF PITTSBURGH PAPPD0000  
(Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)

1.  I accuse the above named defendant who lives at the address set forth above  
I accuse the defendant whose name is unknown to me but who is described as \_\_\_\_\_

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have, therefore, designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at 301 PITTSBURGH CITY  
(Subdivision Code) (Place-Political Subdivision)

In Allegheny County 02 on or about 09/21/2018 22 00  
(County Code)



# POLICE CRIMINAL COMPLAINT

<b>Docket Number:</b>	<b>Date Filed:</b>	<b>OTN/LiveScan Number</b> G 820101-2	<b>Complaint/Incident Number</b> 18186444
<b>Defendant Name</b>	First: JOON WOO	Middle: "JASON"	Last: BAIK

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA Code §§213.1 - 213.7.)

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903						
<b>X</b>	<b>1</b>	<b>3121</b>	<b>A3</b>	<b>of the</b>	<b>18</b>	<b>1</b>	<b>F1</b>		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>	Accident Number					<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
<b>Statute Description/Acts of the accused associated with this Offense:</b>									
18 3121A3 RAPE F1 1 COUNT The actor engaged in sexual intercourse with Jane Doe who was unconscious, or where the actor knew that that person was unaware that the sexual intercourse was occurring, in violation of 18 Pa. C S §3121(a) (3)									

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903						
	<b>2</b>	<b>2718</b>		<b>of the</b>	<b>18</b>	<b>1</b>	<b>F2</b>		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>	Accident Number					<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
<b>Statute Description/Acts of the accused associated with this Offense:</b>									
18 2718 STRANGULATION F2 1 COUNT The actor knowingly or intentionally impeded the breathing or circulation of the blood of another person by applying pressure to the throat or neck, or by blocking the nose and mouth of the person, namely, Jane Doe, and the act was committed against a family or household member as defined in 23 Pa C S. § 6102; or the act was committed by a caretaker against a care-dependent person; or the act was committed in conjunction with sexual violence as defined in 42 Pa C.S. § 62A03 or conduct constituting a crime under section 2709 1 (relating to stalking) or Subchapter B of Chapter 30 (relating to prosecution of human trafficking), in violation of 18 Pa C.S. §2718 and (d)(2).									



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<b>Defendant Name</b>	First JOON WOO	Middle "JASON"	Last BAIK

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903					
Lead?	3	3124.1	of the	18	1	F2	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>		Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
<b>Statute Description/Acts of the accused associated with this Offense:</b>								
18 3124.1 SEXUAL ASSAULT F2 1 COUNT The actor engaged in sexual intercourse or deviate sexual intercourse with Jane Doe without his or her consent, in violation of 18 Pa C.S. §3124.1.								

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903					
Lead?	4	5703	of the	18	1	F3	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>		Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
<b>Statute Description/Acts of the accused associated with this Offense:</b>								
18 57031 ILLEGAL USE OF WIRE OR ORAL COMMUNICATIONS F3 1 COUNT The actor intentionally intercepted or endeavored to intercept, or procured another person to intercept or endeavor to intercept any wire, electronic or oral communication that is to say the actor recorded a sexual assault without the knowledge of consent of the victim in violation of 18 Pa C.S. §5703(1).								

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903					
Lead?	5	2902	of the	18	1	M1	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>		Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
<b>Statute Description/Acts of the accused associated with this Offense:</b>								
18 2902A1 UNLAWFUL RESTRAINT M1 1 COUNT The actor knowingly and unlawfully restrained Jane Doe in circumstances exposing the said other person to risk of serious bodily injury, in violation of 18 Pa. C.S §2902(a)(1)								



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<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903						
Lead?	6	2701	A1	of the	18	1	M2	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>		Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone		
<b>Statute Description/Acts of the accused associated with this Offense:</b>									
18 2701A1 SIMPLE ASSAULT M2 1 COUNT The actor attempted to cause or intentionally, knowingly or recklessly caused bodily injury to Jane Doe, in violation of 18 Pa. C.S. §2701(a)(1)									

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903						
Lead?	7	2718		of the	18	1	M2	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>		Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone		
<b>Statute Description/Acts of the accused associated with this Offense:</b>									
18 2718 STRANGULATION M2 1 COUNT The actor knowingly or intentionally impeded the breathing or circulation of the blood of another person by applying pressure to the throat or neck, or by blocking the nose and mouth of the person, namely, Jane Doe, in violation of 18 Pa.C.S. §2718(a) and (d)(1)									

<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903						
Lead?	8	2903	A	of the	18	1	M2	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>		Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone		
<b>Statute Description/Acts of the accused associated with this Offense:</b>									
18 2903A FALSE IMPRISONMENT M2 1 COUNT The actor knowingly and unlawfully restrained Jane Doe, so as to interfere substantially with the liberty of said person, in violation of 18 Pa. C.S. §2903(a)									



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<b>Inchoate Offense</b>	<input type="checkbox"/> <b>Attempt</b> 18 901 A	<input type="checkbox"/> <b>Solicitation</b> 18 902 A	<input type="checkbox"/> <b>Conspiracy</b> 18 903						
Lead?	9	2709	A4	of the	18	1	M3		
	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
<b>PennDOT Data (if applicable)</b>	Accident Number					<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
<b>Statute Description/Acts of the accused associated with this Offense:</b>									
18 2709A4 HARASSMENT M3 1 COUNT									
The actor, with the intent to harass, annoy or alarm Jane Doe, communicated to or about that person lewd, lascivious, threatening or obscene words, language, drawings or caricatures, and/or communicated repeatedly in an anonymous manner and/or communicated repeatedly at extremely inconvenient hours and/or communicated repeatedly in another manner in violation of 18 Pa. C.S §2709(a)(4),(5),(6) or (7).									



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- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 PA.C.S. §4904) relating to unsworn falsification to authorities.
- This complaint is comprised of the preceding page(s) numbered \_\_\_\_\_ through \_\_\_\_\_
- I certify that this filing complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.  
**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

\_\_\_\_\_  
 \_\_\_\_\_ (Date) \_\_\_\_\_  
 \_\_\_\_\_ (Signature of Affiant)

AND NOW, on this date October 2, 2018 I certify that the complaint has been properly completed and verified.  
 An affidavit of probable cause must be completed before a warrant can be issued.

PMC  
 \_\_\_\_\_ (Magisterial District Court Number)  
 \_\_\_\_\_ (Issuing Authority)

**RANDY C. MARTINI,  
 MAGISTERIAL DISTRICT JUDGE  
 MAGISTERIAL DISTRICT 05/3-13  
 MY COMMISSION EXPIRES ON THE  
 FIRST MONDAY IN JANUARY, 2024**



**POLICE CRIMINAL COMPLAINT**

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**AFFIDAVIT of PROBABLE CAUSE**

**1. WHEN:**

- a) Date when Affiant received information:  
9/22/2018
- b) Date when the source of information (Police Officers, Informant, Victim, Co-Defendant, Defendant, etc.) received information:  
9/22/2018

**2. HOW:**

- a) How Affiant knows this particular person committed crime: (personal observation, defendant's admissions, etc.):  
defendant's admissions, information received from Jane Doe, Officers Logue and Boehm
- b) How the source of information knows this particular person committed the crime:  
defendant's admissions, information received from Jane Doe, Officers Logue and Boehm
- c) How both Affiant and/or source of information knows that a particular crime has been committed:  
defendant's admissions, information received from Jane Doe, Officers Logue and Boehm

**3. WHAT CRIMES:**

- 18 3121 A3 RAPE
- 18 2718 STRANGULATION
- 18 2709 A4 HARASSMENT
- 18 2902 A1 UNLAWFUL RESTRAINT
- 18 2903 A FALSE IMPRISONMENT
- 18 5703 1 ILLEGAL USE OF WIRE OR ORAL COMMUNICATIONS
- 18 3124 1 SEXUAL ASSAULT
- 18 2701 A1 SIMPLE ASSAULT
- 18 2718 STRANGULATION

**4. WHERE CRIME(S) COMMITTED:**

319 MOREWOOD AVE #16 PITTSBURGH PA 15213

**5. WHY AFFIANT BELIEVES THE SOURCE OF INFORMATION:**

- X Source is presumed reliable, i.e. other Police Officer, Eyewitness, Victim of Crime, etc.  
Source has given information in the past which has led to arrest and/or conviction  
Defendant's reputation for criminal activity
- X This source made declaration against his/her penal interest to the above offense
- X Affiant and/or other Police Officers corroborated details of the information



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The victim, whose true identity has been ascertained and which is known through the collective knowledge of the Pittsburgh Bureau of Police, has been viewed and been memorialized in reports by your Affiant and other officers.

The true identity of this known, but unnamed person is being withheld for purposes of this affidavit, both to ensure their safety and to preserve the integrity of this on-going investigation. This known, but unnamed victim will be available to testify at all court proceedings, and will be referred to, for the purposes of this affidavit, as "Jane Doe".

On September 22, 2018 Zone 4 Officers were dispatched to 319 Morewood Ave Pittsburgh PA 15213 for a naked female that was in the hallway. At this time Officers Logue, Boehm, and Gallman found Jane Doe (DOB 08/05/1997) naked, screaming, and crying outside of the building. Officer Gallman then spoke with the 911 caller, identified as Can Cheng. Cheng reported that he heard the female screaming inside apartment 16 stating that she wanted to leave. Cheng said that he knocked on the door and Doe exited the apartment naked and ran outside of the building

Officer Logue then made contact with the male in apartment 16 identified as Joon Woo "Jason" Baik. Baik reported that he and Doe were drinking and then had sex before she began screaming and ran out of the apartment. At this time Zone 4 officers recovered numerous items of Doe's clothing that were laying in plain view inside Baik's apartment

At 0946 hours Jane Doe called 911 to report a possible sexual assault. Officers Forsythe and Dusch responded and spoke with Jane Doe. They then transported Doe to UPMC Magee Hospital for a sexual assault evaluation

At 1005 hours Officer Dusch contacted your affiant by phone. I then responded to Magee Hospital where I met with Jane Doe. At this time I noticed significant scratches and marks on both sides of Doe's neck. Doe stated that she had two small scars on her neck by the scratches and marks were new. Based on my training and experience I recognized that these marks are consistent with manual strangulation often observed after violent domestic violence incidents. Wang reported that she had more scratches on her back and that they could have been from falling but was not sure

At 1545 hours Baik arrived at PBP HQ for an interview. Detective Cetra escorted Baik to the SAFC office, room 263, for the interview. I advised Baik that the interview room was recorded. He acknowledged my statement and raised no objections. At 1605 hours I read Baik the PBP Miranda Rights Form word for word. Baik stated that he understood his rights, initialed, and signed the form. Detective Cetra was present for the reading and signing of the Miranda Warning Form. At this time I observed a small scratch and bruising underneath Baik's right eye

Baik reported that he bought a bottle of Jack Daniels and poured drinks for Jane Doe at his apartment. During the course of the interview Baik stated repeatedly that Jane Doe was drunk. When asked how he knew she was drunk Baik told us because she told me she was. I asked Baik what his level of intoxication was at this point. Baik stated "Tipsy". Baik described the victim as slurring her speech and showing other signs of intoxication. Baik stated that he carried Jane Doe in his arms from the couch to his bedroom where he had sexual intercourse with her. Baik stated that he recorded the sexual encounter on his phone "in case something like this happened". I asked what Baik meant by this statement. Baik was unable to provide a logical answer to the question and stated that he was drunk. I asked Baik if Jane Doe knew she was being recorded and if she consented. Baik told me no. I asked Baik if Jane Doe consented to sexually activity. Baik reported that she told him "Fuck me" repeatedly. Baik stated that he went to the living room to get a condom and came back to the bedroom. Baik said that he and Jane Doe then engaged in sexual activity. Baik told us that next thing he knew the police were in his apartment. When asked how Jane Doe got the marks on her neck Baik reported that he did not see marks. He then changed his story and reported that the marks were "hickies". He again changed his story and claimed that Doe must have done it to herself. Baik then stated that he was unsure why he recorded the incident because he was drunk. Baik reported that during previous sexual encounters with other women he has choked said women when asked.





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Throughout the interview Baik repeatedly changed his answers when confront with information from SAFC detectives. He paused for long periods of time before answering or did not answer questions at all. Baik fidgeted in his chair and failed to make eye contact throughout the interview. Based on my training and experience I recognized these to be signs of a deceptive person.

On September 25, 2018 I spoke with Jane Doe during a follow up interview. Jane Doe reported that she was so drunk she could not have consented to sexual activity. Jane Doe reported that Baik poured her drink after drink meanwhile he was drinking much slower than she. Jane Doe stated that she does not remember what happened after she and Baik sat on the couch to watch the movie. Jane Doe stated the next thing she remembers is running outside of the apartment naked. I asked Jane Doe if she gave consent. She told me "No". I asked Jane Doe if she consented to the audio recording of the sexual activity. She told me "No". I asked Jane Doe how she got the marks on her neck. Jane Doe stated that she does not know, but she felt as if she was choked.

On September 25, 2018 I obtained a search warrant for the forensic download of Baik's Iphone recovered on September 22, 2018

On September 26, 2018 the forensic download was completed and a voice recording created on September 21, 2018 was found. This voice recording is approximately 1:32.19 in length. I then reviewed the voice recording in the SAFC office. Throughout the recording I observed Jane Doe to be slurring her words. At times she is unable to put together a coherent sentence. Jane Doe tells Baik that she is drunk. Baik by contrast does not sound intoxicated and is able to make coherent statements. Multiple times throughout the recording Jane Doe revokes her consent stating numerous time that she did not want to have sex. Baik would either coach her to continue or not respond at all. Jane Doe even asks Baik if he is drunk during the encounter. Baik told her "no not at all". Based on these statements, information received from Jane Doe, and my training and experience I believe that Baik intentionally got Wang so intoxicated that she would not have been able to consent to sexual activity.

Additionally while reviewing the voice recording I found that Jane Doe told Baik numerous times to stop. Jane Doe stated "Help", "Stop", "Get off", "Get it out", "I want to go home", "I don't want to fuck". You can also hear Jane Doe stating "You're killing me" and what sounds like slapping noises and loud banging. Jane Doe also repeatedly screamed loud enough for the neighbor Cheng to call 911. These statements along with the visible injuries on Jane Doe's neck, along with the defensive wounds to Baik's face, lead me to believe that during the course of the sexual assault Baik used substantial force against Jane Doe causing her to fear for her life. Although Jane Doe was not able to disclose that Baik strangled her, it is my belief that Baik choked her with his hands as he reported having done with other women in his past sexual encounters.

Your affiant believes that sufficient probable cause exists for the issuance of an arrest warrant for Joon Woo "Jason" Baik DOB 10/02/1994 on the above charges

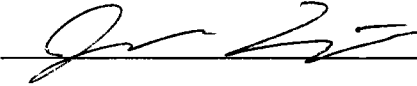


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I, JOSEPH LIPPERT, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

  
 (Signature of Affiant)

Sworn to me and subscribed before me this 2 day of OCTOBER 2018

10-2-18 Date \_\_\_\_\_, Magisterial District Judge

My commission expires first Monday of January,

**RANDY C. MARTINI,**  
**MAGISTERIAL DISTRICT JUDGE**  
**MAGISTERIAL DISTRICT 05-3-13**  
**MY COMMISSION EXPIRES ON THE**  
**FIRST MONDAY IN JANUARY, 2024**

NCIC Cautions and Medical Conditions (check up to 9)				
<input type="checkbox"/> 00	<input type="checkbox"/> 20	<input type="checkbox"/> 50	<input type="checkbox"/> 70	<input type="checkbox"/> 01
<input type="checkbox"/> 05	<input type="checkbox"/> 25	<input type="checkbox"/> 55	<input type="checkbox"/> 80	
<input type="checkbox"/> 10	<input type="checkbox"/> 30	<input type="checkbox"/> 60	<input type="checkbox"/> 85	
<input type="checkbox"/> 15	<input type="checkbox"/> 40	<input type="checkbox"/> 65	<input type="checkbox"/> 90	

<b>Scars, Marks, Tattoos</b> <b>(NCIC Codes)</b>	
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