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November 23, 2022

MEMORANDUM FOR DISTRIBUTION

**In re: Dep. David Kitchen, Washington County Sheriff's Department**

Dear Counsel:

Deputy David Kitchen, a part-time law enforcement officer formerly with the Washington County Sheriff's Department, was the subject of a criminal investigation.

In reviewing materials relating to the investigation, I concluded that there is credible evidence that Deputy Kitchen engaged in criminal conduct in July 2022 (Incident No. 22MP004824) including aggravated disorderly conduct, disorderly conduct, and disturbing the peace by electronic means. These incidents centered on issues in his domestic relationship, and alcohol appeared to be a factor. The conduct, at a minimum, calls into question his character and fitness as a law enforcement officer and constitutes a potential bias in any case involving domestic violence allegations. My office has communicated an unwillingness to accept any future cases from Deputy Kitchen to the Washington County Sheriff's Department, and is referring this matter to the Vermont Law Enforcement Training Council.

Although there is no evidence to suggest that Deputy Kitchen's reports or entries in your client's cases are not accurate this information is disclosed consistent with the State's Constitutional and ethical requirements, including V.R.Cr.P. 16(a)(2)(G) and (b)(2) to ensure awareness of this matter for purposes of discovery planning and disposition of pending cases where Deputy Kitchen is anticipated to be called as a witness. Thank you.

Very Respectfully,

A handwritten signature in blue ink, appearing to read "Rory T. Thibault".

Rory T. Thibault  
State's Attorney

cc: Sheriff Sam Hill,  
Washington County Sheriff's Department