

Sacramento Police Department

Use Of Force Report

Incident Entered By: Reserve Police Offi 09006 Paul Freeman - 303
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
8/31/2014	8/31/2014	01:37
Record ID #	Report Number	IA No
16301	14-244586	UOF2014-104
Date/Time Entered		
9/17/2014 07:02		

Incident Summary

On 08/31/14, 0137 hrs, SPD officers responded to [REDACTED] Fig Street on a reported 5150 violent subject who was fighting the complainant's father.

Upon arrival, the officers contacted the complainant, who told them that her brother, Sia Thao, had pushed, punched and threatened to kill their father. Sia Thao had also supposedly told the complainant that she "would be sorry" if she called the police. The complainant was requesting a mental health evaluation.

Officers attempted to contact Sia Thao, who had locked himself in his bedroom and was cursing and yelling, and did not want to answer the door. Sia Thao eventually came out of the bedroom and attempted to walk past the officers and to the living room where his father was seated. Officer Miller could tell that Thao had been drinking and was agitated. The officer grabbed Thao's right arm and attempted to control him via a rear wrist lock. As the officer increased pressure to the wrist to prevent Thao from going to the living room, he heard a "pop" from Thao's arm. The officers were able to detain Thao shortly after in handcuffs.

Thao complained of pain to his arm. Officer Miller loosened the handcuffs transported Thao to Kaiser Morse where it was determined that Thao had suffered a broken right arm.

I interviewed Thao at Kaiser Morse the morning on 8/31. His statement regarding what happened is generally in line with the officer's statement. Thao acknowledged that when the officers knocked on his door, he ignored them for quiet some time before eventually opening the door and trying to walk straight to the living room. Thao told me that he had a couple of beers as well.

Based on my review of this incident, I believe that the use of the rear wrist lock was appropriate and necessary given the following circumstances:

1. Thao had already engaged in violent behavior with his father.
2. Thao had made statements threatening his sister if the police were called.
3. Thao ignored the officers when they called him out of his room.
4. When Thao finally came out of his room, he attempted to walk past the officers and straight to the living room (where his dad was seated).
5. Thao's overall behavior with the officers was non-compliant.

A twist lock or rear wrist lock seemed to me to be an appropriate use of force to control Thao. I believe that it was appropriate and within SPD policy.

Incident Location

[REDACTED] Fig Street, Sacramento, CA 95838 - Location of Occurrence: 2 - Northeast - Precinct: 2A

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
5150	Calls For Service	
Weather Condition	Lighting Condition	Distance to Citizen

1 feet to 3 feet

Citizen Injured

Yes

Citizen Taken to Hospital

Yes

Citizen Arrested

No

More than 1 Citizen Involved

No

Citizen's Build

Med

Citizen's Height

5'4" to 5'6"

Officer Assessment of Citizen Condition During Incident

Alcohol

Officer(s) Injured

No

Officer(s) Taken to Hospital

No

Reporting/Involved Citizen Information

DOB: 9/17/1980 Race: Pac Islander Ethnicity: Gender: Male

Address

- [REDACTED]

Phone

- [REDACTED]

Role

-

Types of Resistance Citizen Used Against Officer(s)

- Physical Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
Medical Clearance Required		

Involved Officers

Police Officer Darin Miller - Badge Number: 0867

Assignment at time of incident: Title: Police Officer OOF/DIST 1 NW/PATROL

Video Footage: Pac Islander

Role

-

Force used by this officer against the citizen

- Twist/Wrist Lock - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Twist/Wrist Lock	Yes		

Officer Witnesses

Police Officer Anna Mahoney - Badge Number: 0901

Video Footage: Pac Islander

Role

-

Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No attachments

Assignment History

Sent Dt	From	To
11/13/2014	AA Thuy Nguyen #6502	(None Specified)
Assignment notes Released back to IAPro		
Email sent to receiver No email sent		

Chain of Command History

Routing #1	
Sent From:	Reserve Police Offi 09006 Paul Freeman
Sent To:	Police Captain Wendy Brown
CC:	(none)
Sent Date/Time:	9/17/2014 10:46 AM
Instructions from Reserve Police Offi 09006 Paul Freeman to Police Captain Wendy Brown:	
Per Bassett, I completed the use of force on this. Citizen complaint referred to IA.	
P	
Comments/Response from Police Captain Wendy Brown:	
Approved: Not approved	
Reason: Need Additional Information	
Comments: [Forwarded by Police Lieutenant-Exempt Wendy Brown]	

Routing #2	
Sent From:	Police Captain Wendy Brown
Sent To:	Police Captain Jason Bassett
CC:	(none)
Sent Date/Time:	9/18/2014 10:25 PM
Instructions from Police Captain Wendy Brown to Police Captain Jason Bassett:	
For review	
Comments/Response from Police Captain Jason Bassett:	

Approved: Not approved
Reason: Need Additional Information
Comments:
[Forwarded by Police Lieutenant-Exempt Jason Bassett]

Routing #3

Sent From:	Police Captain Jason Bassett
Sent To:	Reserve Police Offi 09006 Paul Freeman
CC:	(none)
Sent Date/Time:	10/7/2014 8:27 AM

Instructions from Police Captain Jason Bassett to Reserve Police Offi 09006 Paul Freeman:
add signature on red border

Comments/Response from Reserve Police Offi 09006 Paul Freeman:
Approved: Approved
Reason:
Comments:
Red Border form signed.

Routing #4

Sent From:	Reserve Police Offi 09006 Paul Freeman
Sent To:	Police Captain Jason Bassett
CC:	(none)
Sent Date/Time:	10/22/2014 10:54 AM

Instructions from Reserve Police Offi 09006 Paul Freeman to Police Captain Jason Bassett:
Signed per your request.

Comments/Response from Police Captain Jason Bassett:
Approved: Approved
Reason:
Comments:
I have reviewed this report and find it to be within policy. The use of force was reasonable for the situation and Officer Miller notified hospital staff of the possible injury.

Routing #5

Sent From:	Police Captain Jason Bassett
Sent To:	Reserve Police Offi 09006 Shawn Rogers
CC:	(none)
Sent Date/Time:	10/26/2014 6:54 AM

Instructions from Police Captain Jason Bassett to Reserve Police Offi 09006 Shawn Rogers:
Shawn, please review and forward to Captain...thanks, J

Comments/Response from Reserve Police Offi 09006 Shawn Rogers:
Approved: Approved
Reason:
Comments:
I agree with Lt. Bassett that the use of force was justified and within department policy. After listening to the suspect interview, it sounded like he contributed to his injury.

Routing #6

Sent From:	Reserve Police Offi 09006 Shawn Rogers
Sent To:	Dep Chief of Police David Risley
CC:	(none)
Sent Date/Time:	10/27/2014 12:51 AM

Instructions from Reserve Police Offi 09006 Shawn Rogers to Dep Chief of Police David Risley:
For your review.

Comments/Response from Dep Chief of Police David Risley:
Approved: Approved
Reason:

Comments:
[Forward to IA/PSU by Police Captain David Risley]

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Police Captain Wendy Brown

Police Captain Jason Bassett

Reserve Police Offi 09006 Paul Freeman

Reserve Police Offi 09006 Shawn Rogers

Dep Chief of Police David Risley

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

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Report Number: 2014-244586

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Records or information, the disclosure of which would compromise the anonymity of complainants or witnesses (Cal. Pen. Code § 832.7(b)(5)(B)).

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