

Sacramento Police Department

Use Of Force Report

Incident Entered By: Police Sergeant Sherry Bell - 65
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
6/4/2015	6/4/2015	15:46
Record ID #	Report Number	IA No
17065	15-156519	UOF2015-089
Date/Time Entered		
6/13/2015 18:08		

Incident Summary

Officers responded on a possible burglary in progress call at th [REDACTED] [REDACTED] A Street. The complainant advised he was inside his residence when "Kevin" broke one of the windows of complainants cottage, attempting to break in. They then got into a verbal argument.

AIR1 arrived in the area and observed the suspect as he walked away from the scene. They gave updates and at one point requested units to expedite due to the suspects aggressive behavior toward motorists. I responded along with other officers.

I arrived at North B and Ahern, at which point AIR1 advised the subject was walking N/B on Ahern from North B. I observed the suspect and advised him over my patrol cars PA system to stop. The subject refused numerous commands to stop and continued walking N/B, putting his hand visibly behind his back or head. At one point he had his hands behind his head and was flipping me off.

The subject walked in front of a car that was driving E/B on No. C Street, causing her to have to suddenly stop. He then began running around the car.

Officer Yager and Morrison arrived on scene. I displayed my taser and advised the subject to stop and get on the ground. He continued to refuse to obey lawful commands.

Officer Yager and Morrison grabbed the subject and he attempted to pull away. They managed to get the subject to the ground and Officer Yager, feeling the subject was still a danger, applied the Carotid control hold on the subject. Officers were able to handcuff the subject and he was very briefly unresponsive to other commands. Code 3 fire was requested however by the time they arrived the subject was able to stand and communicate clearly. Fire checked the subject and he checked ok.

He was transported and booked for misdemeanor vandalism and resisting/interfering with police.

ICC footage is available and was reviewed.

Due to the subjects demeanor and actions, the use of the carotid was within policy and guidelines.

Incident Location

- N/A North C / Ahern Intersec, Sacramento, CA - Location of Occurrence: 3 - Central - Precinct: 3A

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
927 Circ.	Calls For Service	
Weather Condition	Lighting Condition	Distance to Citizen
Clear		1 feet to 3 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
No	No	Yes

More than 1 Citizen Involved

No

Citizen's Build

Med

Citizen's Height

6'1" to 6'3"

Officer Assessment of Citizen Condition During Incident

Drugs

Officer(s) Injured

No

Officer(s) Taken to Hospital

No

Reporting/Involved Citizen Information

DOB: 9/16/1976 Race: White Ethnicity: Gender: Male

Address

- [REDACTED] N. A Street, Sacramento, CA

Phone

[REDACTED]

Role

-

Types of Resistance Citizen Used Against Officer(s)

- Other Noncompliance
- Physical Resistance

Charges against this Citizen

- 148(a) PC - Misdemeanor
- Penal Code - Misdemeanor

Involved Officers

Police Officer Anthony Yager - Badge Number: 0880**Assignment at time of incident:** Title: Police Officer OOF/DWNTWN CORE/HIDTA/MOUNTED**Video Footage:** [No Response]**Role**

-

Force used by this officer against the citizen

- Carotid Control Hold - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Carotid Control Hold	Yes		

Officer Witnesses

Police Sergeant Sherry Bell - Badge Number: 3036

Video Footage: [No Response]

Role

Reserve Police Offi 09006 Pete Diaz - Badge Number: 7764

Video Footage: [No Response]

Role

Police Officer Kelly Morrison - Badge Number: 0404

Video Footage: [No Response]

Role

Police Officer Jason Wacker - Badge Number: 0541

Video Footage: [No Response]

Role

Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

No attachments

Assignment History

Sent Dt	From	To
10/20/2015	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:	Police Sergeant Sherry Bell
Sent To:	Reserve Police Offi 09002 Lisa Hinz
CC:	(none)
Sent Date/Time:	6/13/2015 6:36 PM
Instructions from Police Sergeant Sherry Bell to Reserve Police Offi 09002 Lisa Hinz: For review	
Comments/Response from Reserve Police Offi 09002 Lisa Hinz: Approved: Approved	

Reason:
Comments:
UOF was within policy. Car 11444, which was driven by Officer Morrison did not have an activated ICC.

Routing #2

Sent From:	Reserve Police Offi 09002 Lisa Hinz
Sent To:	Police Captain Robert McCloskey
CC:	(none)
Sent Date/Time:	6/24/2015 9:38 PM

Instructions from Reserve Police Offi 09002 Lisa Hinz to Police Captain Robert McCloskey:

Please review and forward to Captain Lester. The delay in reporting the Carotid was addressed. Sgt Bell did not see the UOF and it was assumed she had.

Comments/Response from Police Captain Robert McCloskey:

Approved: Approved

Reason:

Comments:

I agree with Lt Hinz's assessment that the carotid control was used within SPD policy.

Routing #3

Sent From:	Police Captain Robert McCloskey
Sent To:	Dep Chief of Police Katherine Lester
CC:	(none)
Sent Date/Time:	7/1/2015 8:15 PM

Instructions from Police Captain Robert McCloskey to Dep Chief of Police Katherine Lester:

Captain, please provide your approval/input and forward to PSU.

Comments/Response from Dep Chief of Police Katherine Lester:

Approved: Approved

Reason:

Comments:

Within policy.

Routing #4

Sent From:	Dep Chief of Police Katherine Lester
Sent To:	Admin Analyst Thuy Nguyen
CC:	(none)
Sent Date/Time:	10/20/2015 10:06 AM

Instructions from Dep Chief of Police Katherine Lester to Admin Analyst Thuy Nguyen:

Within Policy.

Comments/Response from Admin Analyst Thuy Nguyen:

Approved: N/A

Reason:

Comments:

Routing was NOT handled in BlueTeam. The incident was forwarded into IAPro by IAPro user Admin Analyst Thuy Nguyen, # 6502

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Reserve Police Offi 09002 Lisa Hinz

Police Captain Robert McCloskey

Dep Chief of Police Katherine Lester

Admin Analyst Thuy Nguyen

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

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Report Number: 2015-156519

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Records or information, the disclosure of which would reveal personal identifying information, where, on the facts of the particular case, the public interest served by not disclosing the information clearly outweighs the public interest served by disclosure of the information (Cal. Pen. Code § 832.7(b)(6));

Records or information wherein the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure (Cal. Gov. Code § 6255(a));

Records or information that constitute confidential medical, financial, or other information, the disclosure of which is specifically prohibited by federal law or would cause an unwarranted invasion of personal privacy (Cal. Pen. Code § 832.7(b)(5)(C));

Records or information, the disclosure of which is exempted or prohibited pursuant to federal or state law (Cal. Gov. Code § 6254(k); see also Cal. Const. art. 1 Sec. 1.

Sacramento Police Department
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