

Sacramento Police Department

Use Of Force Report

Incident Entered By: Police Sergeant George Singewald - 922
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
3/21/2017	3/21/2017	01:49
Record ID #	Report Number	IA No
18959	17-79743	UOF2017-023
Date/Time Entered		
3/27/2017 04:50		

Incident Summary

On 3/21/17, at approx. 0129 hours, Officer J. Thebeau #873 was working supplemental employment for the Sacramento Police Department at 904 11th Street (Severe Warming Center). Officer Thebeau was wearing a full police uniform and operating a marked black and white police vehicle equipped with overhead emergency lights. While Officer Thebeau was sitting in his police vehicle in front of this location, a white Cadillac Escalade (CA [REDACTED]) drove S/B 11th Street past his location. The front female passenger attempted to open her door, screaming for help. Just prior to this, the same vehicle had driven past Officer Becker #964 who was on a stop at 13th Street / J Street where she had advised Officer Jarrell and myself, Sergeant Singewald #3130 that a white SUV Cadillac had driven past her where a female in the front passenger seat was screaming for help.

Officer Thebeau followed the vehicle, activated his emergency lights and siren, attempting to stop the vehicle near 11th and J Street. The vehicle immediately accelerated, fleeing from the officer going to pursuit. At the conclusion of the 17 minute pursuit, covering 15.42 miles, the suspect vehicle came to a stop on the right shoulder of E/B Interstate 80 at the Madison Avenue exit.

At approx. 0149 hours, while in full SPD uniforms/marked black and white police vehicles, Sergeant J. Ellis #3132 (1SM1), Officer S. Thomson #364 (K-96) D. Walker #835 (1C35), R. Woo #325 (2A32), and myself, Sergeant G. Singewald #3130 (1SM3) positioned ourselves around the marked vehicles during the felony vehicle stop. K-9 Officer Thompson and his partner "Dutch" were positioned to the left, Officer D. Walker armed with his CED and myself, armed with the less lethal shotgun were positioned in the middle. Other officers on scene were positioned around other marked patrol cars armed with their handguns.

The suspect [REDACTED] was uncooperative, not initially exiting the vehicle. After numerous voice commands, he exited, walking backwards towards the rear driver's side of the suspect vehicle, and kneeling down. After several minutes of commands, the suspect was still not following orders, attempted to stand up several times, and walk towards the passenger side of the vehicle. During this time, the front passenger had exited the vehicle, stated she had been stabbed by the suspect, and was trying to walk back towards the police vehicles while we were engaged in verbal commands with the suspect.

The suspect continued to look around as if he was going to flee or get back into his vehicle. The suspect was given numerous orders to stay on the ground or he would be bit by the K-9 dog or shot with the bean bag gun. The suspect began to flee at which point Officer Walker deployed his CED and I, Sergeant Singewald simultaneously deployed one bean bag round. The bean bag round and CED struck the suspect in the back but was not effective. The suspect stood up and ran around the rear passenger side of the vehicle down. K-9 Officer Thomson deployed his partner "Dutch" which caught the suspect down the embankment, puncturing the suspects left buttocks, left upper thigh, and rakes to the left torso.

Several officers followed Officer Thompson to assist with the detention of the suspect. The suspect was physically and actively resisting "Dutch" and other officers that were trying to handcuff him. Officer Woo jumped on the suspect's back and the suspect grabbed Officer Woo's left arm trying to pull Officer Woo off of him. Officer Woo began to apply the Carotid Control hold as Sergeant J. Ellis deployed his CED into the small of the suspects back. The Carotid Control hold was effective, rendering the suspect unconscious for several seconds, which gave officers time to handcuff the suspect. Once the suspect woke, he continued to be uncooperative, yelling and pulling away from the officers.

Fire transported the suspect to UCD for evaluation and medical treatment. CSI responded and obtained photos of the victim, suspect and vehicle. There were no surveillance cameras or other witnesses identified at the scene. No officers were injured during the incident. Suspect [REDACTED] was hospitalized for his injuries and once medically cleared, he was booked on the following charges: 245(A)(1), 273A(A), 207, 591.5, 422, 273.5 PC and VC sections 2800.2, 2800.4, 14601.2(A).

Based on my response to the scene, reviewing the report, ICC video, and speaking with the involved officers, I believe the use of force was appropriate, reasonable, and within policy of the Sacramento Police Department.

An issue that was identified during the use of force by Sergeant Singewald was the less lethal shotgun (bean bag round). Sergeant Singewald did not initially combat load a round into the shotgun as he was seeking the desired psychological effect of racking the weapon near the suspect to gain compliance. In doing so, once Sergeant Singewald attempted to discharge a round, the round did not feed into the shotgun, causing the weapon not to fire. Another racking of the weapon to load a round into the chamber was also unsuccessful where Sergeant Singewald then combat loaded a bean bag round. The less lethal shotgun was later turned into property where it was determined a combination of the "FrogLube" and Sgt. Singewald possibly short stroking the weapon was the cause of the malfunction.

*****COPIES OF ATTACHED FILES AND BT REPORT TURNED OVER TO DOJ AS PART OF THE PHASE 2 COOPERATIVE AGREEMENT***** P. Freeman #7767

Incident Location

- N/A E/B Interstate 80 Highway, Sacramento, CA 95841 - Location of Occurrence: 3 - Central - Precinct: 3M

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Other	Other	
Weather Condition	Lighting Condition	Distance to Citizen
Raining		11 feet to 14 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Large	6'1" to 6'3"	
Officer Assessment of Citizen Condition During Incident		
Drugs		
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Reporting/Involved Citizen Information

DOB [REDACTED] Race: White/Hispanic/Mid-East/East Indian (W) Ethnicity: Hispanic (Race: W) Gender: Male

Address

[REDACTED]

Role

-

Types of Resistance Citizen Used Against Officer(s)

- Other Noncompliance
- Physical Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
Admitted to Hospital		

Visible Injury		
Medical Clearance Required		
Complaint of Pain		

Charges against this Citizen

- 2800.2 VC - Felony
- 2800.4 VC - Felony
- Domestic Violence - Felony
- Penal Code - Felony
- 245 PC - Felony
- Other Felony
- 148(a) PC - Misdemeanor

Involved Officers

Police Sergeant Joseph Ellis - Badge Number: 3132

Assignment at time of incident: Title: Police Sergeant OOO/Patrol/District 1

Video Footage: [No Response]

Role

-

Less Lethal Force used by this officer against the citizen

- CED/Taser-Probe - Was Less Lethal Force Used Effective? Yes
Serial # -
Cartridge # -

Statistical Information

Arc display No

Was citizen painted with laser / red dot? No

Force Used	Effective?	Regions	Points of contact
CED/Taser-Probe	Yes		

Police Sergeant George Singewald - Badge Number: 3130

Assignment at time of incident: Title: Police Sergeant OOO/Patrol/District 3

Video Footage: [No Response]

Role

-

Force used by this officer against the citizen

- BeanBag - Was force effective: No

Force Used	Effective?	Regions	Points of contact
BeanBag	No		

Police Officer Steven Thomson - Badge Number: 0364

Assignment at time of incident: Title: Police Officer OSS/METRO/TRAF/AIR OPS/K9

Video Footage: [No Response]

Role

-

Force used by this officer against the citizen

- K-9 - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
K-9	Yes		

Police Officer Drake Walker - Badge Number: 0835

Assignment at time of incident: Title: Police Officer OOO/Patrol/District 3

Video Footage: [No Response]

Role

-

Less Lethal Force used by this officer against the citizen

- CED/Taser-Probe - Was Less Lethal Force Used Effective? No
Serial # -
Cartridge # -

Statistical Information

Reason not effective -

Arc display No

Was citizen painted with laser / red dot? No

Force Used	Effective?	Regions	Points of contact
CED/Taser-Probe	No		

Police Officer Ryan Woo - Badge Number: 0325

Assignment at time of incident: Title: Police Officer OOO/Patrol/District 3

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		

Citizen Witnesses

Role

-

Role

-

Officer Witnesses

Police Lieutenant-Exempt Zachary Bales - Badge Number: 4009

Video Footage: [No Response]

Role

-

Police Officer John Harshbarger - Badge Number: 0484

Video Footage: [No Response]

Role

-

Police Officer David Jarrell - Badge Number: 0569

Video Footage: [No Response]

Role

-

Police Officer Bradley Nelson - Badge Number: 0378

Video Footage: [No Response]

Role

-

Police Officer Joseph Thebeau - Badge Number: 0873

Video Footage: [No Response]

Role

-

Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

Date Attached	Attachment Description	Attachment Type
3/28/2017	G.O. / Report	pdf
3/28/2017	CAD CALL	pdf
3/28/2017	Sgt. Ellis CED Report	pdf
3/28/2017	Ofc. Walker CED Report	pdf

3/28/2017	K-9 Red Border	pdf
3/28/2017	Less Lethal Red Border	pdf

Assignment History

Sent Dt	From	To
5/9/2017	Ofcr. Mark Scurria #0526	(None Specified)
<p>Assignment notes Released back to IAPro</p>		
<p>Email sent to receiver No email sent</p>		

Chain of Command History

Routing #1	
Sent From:	Police Sergeant George Singewald
Sent To:	Police Lieutenant-Exempt Zachary Bales
CC:	(none)
Sent Date/Time:	3/28/2017 10:58 PM
Instructions from Police Sergeant George Singewald to Police Lieutenant-Exempt Zachary Bales:	
UOF - Carotid / Bean Bag / CED	
Comments/Response from Police Lieutenant-Exempt Zachary Bales:	
Approved: Not approved	
Reason: Need Additional Information	
Comments: Per your request.	

Routing #2	
Sent From:	Police Lieutenant-Exempt Zachary Bales
Sent To:	Police Sergeant George Singewald
CC:	(none)
Sent Date/Time:	4/2/2017 9:30 PM
Instructions from Police Lieutenant-Exempt Zachary Bales to Police Sergeant George Singewald:	
per our conversation.	
Comments/Response from Police Sergeant George Singewald:	
Approved: Approved	
Reason:	
Comments: UOF per our conversation completed	

Routing #3	
Sent From:	Police Sergeant George Singewald
Sent To:	Police Lieutenant-Exempt Zachary Bales
CC:	(none)
Sent Date/Time:	4/4/2017 9:50 PM
Instructions from Police Sergeant George Singewald to Police Lieutenant-Exempt Zachary Bales:	
Completed UOF	
Comments/Response from Police Lieutenant-Exempt Zachary Bales:	
Approved: Approved	
Reason:	
Comments: The extreme resistance of the suspect along with being wanted for an apparent kidnapping in progress warranted the overwhelming less lethal force used. While it would have been ideal to use the CED, Bean Bag round, and K9 all at the same time, the suspect's dynamic actions resulted in a succession of force. The	

officers and supervisors did an excellent job communicating on this call resulting in no lethal sympathetic fire when the bean bag round was fired. Additionally, the victims were rescued simultaneously in conjunction with the apprehension of the suspect. Communication also led to no one force option being applied over and over again and the situation was resolved with the successful application of the CED and then the Carotid Control Hold. All of the force applied in the apprehension of this suspect was within SPD policy.

Routing #4

Sent From:	Police Lieutenant-Exempt Zachary Bales
Sent To:	Police Captain Adam Green
CC:	Police Captain Justin Risley
Sent Date/Time:	4/4/2017 11:24 PM

Instructions from Police Lieutenant-Exempt Zachary Bales to Police Captain Adam Green:

Secondary review please. Thank you!

--LT Bales

Comments/Response from Police Captain Adam Green:

Approved: Approved

Reason:

Comments:

This UOF was justified and within policy. I concur with Lt. Bales' observations regarding the UOF.

Lt. Green

Routing #5

Sent From:	Police Captain Adam Green
Sent To:	Police Captain Justin Eklund
CC:	(none)
Sent Date/Time:	4/6/2017 11:18 PM

Instructions from Police Captain Adam Green to Police Captain Justin Eklund:

Capt. Eklund,

This UOF is ready for your final review.

Thank you.

Lt. Green

Comments/Response from Police Captain Justin Eklund:

Approved: Approved

Reason:

Comments:

Based on the overall circumstances, the use of force applications were justified and within policy.

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Police Lieutenant-Exempt Zachary Bales

Police Sergeant George Singewald

Police Captain Adam Green

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

Report Number: 2017-79743

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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)); and

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
Professional Standards Unit
916-808-3790
spdpsu@pd.cityofsacramento.org