

Sacramento Police Department

Use Of Force Report

Incident Entered By: Police Sergeant Hanspeter Merten - 657
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
6/22/2017	6/22/2017	14:00
Record ID #	Report Number	IA No
19152	17-176410	UOF2017-054
Date/Time Entered		
6/27/2017 21:20		

Incident Summary

On 6/22/17, at 1400 hours, Ofc. Loui #745, observed [REDACTED] at 12th and G Streets. Ofc. Loui had numerous prior contacts with [REDACTED] and was aware that [REDACTED] was on active PRCS for robbery and that he had an active no bail, felony warrant for parole violation. As Ofc. Loui attempted to back up his patrol vehicle [REDACTED] fled w/b on foot through the alley G/H/12/11 Streets. Ofc. Loui used his PA to tell [REDACTED] to stop running [REDACTED] turned n/b and jumped over a chain link fence into the backyard of [REDACTED] G Street. A perimeter was established around the area.

Based on the fact that we had an unsearched suspect who had an active felony no bail warrant and who had a history of violent felonies, including robbery and assault, I requested a K9 unit to respond to assist with locating the suspect. CHP air was also requested for assistance.

K9 Officer Azevedo and K9 Sgt. Dobson along with their K9 partners responded to the scene. Once both K9 units were on scene, CHP air and K9 Sgt. Dobson made numerous K9 announcements for [REDACTED] to come out of hiding and surrender to us [REDACTED] never made any attempt to surrender.

Officer Azevedo deployed his K9 partner, who located [REDACTED] hiding in some bushes in the front yard of [REDACTED] G Street [REDACTED] was taken into custody without further incident.

The incident was captured on K9 Officer Azevedo's BWC. K9 Sgt. Dobson's patrol vehicle was positioned approximately 20 feet from where [REDACTED] was taken into custody. Sgt. Dobson's ICC did not capture the apprehension, but did capture audio from the apprehension.

I reviewed G.O. 580.14 (Use of Canines) section B. Officer Azevedo followed our G.O. by giving loud announcements for [REDACTED] to surrender prior to searching for him [REDACTED] had concealed himself from Officers on scene, had a history of violence and fled after being told to stop by Ofc. Loui.

I also reviewed all videos and reports related to this call and I did not find any issues with this UOF.

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

Incident Location

- [REDACTED] G Street, Sacramento, CA - Location of Occurrence: 3 - Central - Precinct: 3A

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Warrant	Subject Stop	
Weather Condition	Lighting Condition	Distance to Citizen
Clear		1 feet to 3 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes

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

Parole

Officer(s) Injured

No

Officer(s) Taken to Hospital

No

Reporting/Involved Citizen Information

DOB: [REDACTED] Race: Black/African American (B) Ethnicity: African American (Race: B) Gender: Male

Role

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Types of Resistance Citizen Used Against Officer(s)

- Other Noncompliance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
Admitted to Hospital		
Visible Injury		
Medical Clearance Required		

Charges against this Citizen

- 3455(a) PC - Felony (Warrant)
- 148(a) PC - Misdemeanor

Involved Officers

Police Officer John Azevedo - Badge Number: 0809**Assignment at time of incident:** Title: Police Officer OSS/METRO/TRAF/AIR OPS/K9**Video Footage:** [No Response]**Role**

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Force used by this officer against the citizen

- K-9 - Was force effective: Yes

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

Officer Witnesses

Police Lieutenant-Exempt Joshua Dobson - Badge Number: 4111

Video Footage: [No Response]

Role

Police Lieutenant-Exempt Eric Forbeck - Badge Number: 4065

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
7/12/2017	Red Border for K9 Use of Force	pdf
7/15/2017	SPD Report 17-176410	pdf

Assignment History

Sent Dt	From	To
7/18/2017	Ofcr. Mark Scurria #0526	(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 Hanspeter Merten
Sent To:	Police Lieutenant-Exempt James Harrington
CC:	(none)
Sent Date/Time:	7/15/2017 4:30 AM
Instructions from Police Sergeant Hanspeter Merten to Police Lieutenant-Exempt James Harrington:	
K9 Apprehension from 6/23/17 a [REDACTED] G Street. Sorry for the delay, was waiting on a sup from Sgt. Dobson.	
Comments/Response from Police Lieutenant-Exempt James Harrington:	
Approved: Approved	
Reason:	
Comments: This use of force was within policy and justified.	

Routing #2	
Sent From:	Police Lieutenant-Exempt James Harrington

Sent To:	Police Captain Justin Risley
CC:	(none)
Sent Date/Time:	7/15/2017 2:05 PM
Instructions from Police Lieutenant-Exempt James Harrington to Police Captain Justin Risley:	
For your 2nd review, then forward to CPT Eklund please.	
Comments/Response from Police Captain Justin Risley:	
Approved: Approved	
Reason: Need Additional Information	
Comments: [Forward to IA/PSU by Police Lieutenant-Exempt Justin Risley]	

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Police Lieutenant-Exempt James Harrington

Police Captain Justin Risley

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
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Report Number: 2017-176410

Please note that the records provided in this release do not include records or portions of records that are exempt from disclosure pursuant to applicable law. Without limiting other arguments against disclosure that may exist, the following records or portions of records are specifically prohibited or exempted from disclosure:

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
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