



SPOKANE POLICE DEPARTMENT

FRANK STRAUB, JR.
CHIEF OF POLICE



**Internal Affairs
Exemption Log**

Number	Material Withheld	Brief Explanation of Why Material Withheld	Legal / Statutory Basis
Witness Exemptions			
#1a	Name / Identity of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1b	Date of birth of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1c	Personal home, work or cell phone number of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1d	Residential address of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1e	E-mail address of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
Juvenile Information			
#2a	Names of Juveniles who are in the Juvenile court system	Redacted to protect the personal information of a juvenile in the court system. May not be released to the public except by court order.	RCW 13.50.050 (Juvenile Courts and Juvenile Offenders) and RCW 13.50.100 (4) (a) and (b) (Keeping and Release of Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS</i> , 122 Wn.App. 84, 94 (2004)
#2b	Records relating to commission of Juvenile	Redacted to protect the personal information of a juvenile in the court	RCW 13.50.050 (Juvenile Courts and Juvenile

	offenses.	system. May not be released to the public except by court order.	Offenders) and RCW 13.50.100 (4) (a) and (b) (Keeping and Release of Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS, 122 Wn.App.</i> 84, 94 (2004)
#2c	Child Victim of Sexual Assault	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
#2d	Child victims or child witnesses	Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
ACCESS Database Info			
#3a	Information from WACIC/NCIC (ACCESS): <u>Criminal history information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3b	Information from WACIC/NCIC (ACCESS): <u>License Plate Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3c	Information from WACIC/NCIC (ACCESS): <u>Vehicle Registered owner information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3d	Information from WACIC/NCIC (ACCESS): <u>Wanted persons information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3e	Information from WACIC/NCIC (ACCESS): <u>Officer safety information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to

		to criminal justice agencies; audited by the FBI and the WSP.	cancellation for failure to comply with use provisions of part C.
#3f	Information from WACIC/NCIC (ACCESS): <u>Gun information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3g	Information from WACIC/NCIC (ACCESS): <u>DOL Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3h	Information from WACIC/NCIC (ACCESS): <u>Stolen Vehicle Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3i	Information from WACIC/NCIC (ACCESS): <u>Missing Persons Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3j	Information from WACIC/NCIC (ACCESS): <u>Runaways or endangered persons</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3k	WACIC/NCIC (ACCESS): <u>DOC Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
Personal Identifiers and Financial Info			
#4a	Social Security Number	This information constitutes personal identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	RCW 42.56.050 (Invasion of privacy), RCW 42.56.230 (Personal information), 42.56.250(3)(8) (Employment and

			licensing), 42.56.210(1) (Certain personal and other records exempt), 42 USC § 405(c)(2)(viii)(I) (Limits on Use and Disclosure of Social Security Numbers)
#4b	Driver's License or Identocard	This information constitutes personal identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	18 USC § 2721 (Prohibition On Release And Use Of Certain Personal Information From State Motor Vehicle Records); RCW 42.56.050 (Invasion of privacy), RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#4c	Credit/Debit Card Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4d	Electronic Check/Check Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4e	Card Expiration Dates	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4f	Bank Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4g	Financial Institution Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
Employees Files			
#5a	Photos of Spokane Police Department or other criminal justice employees	Photographs in the personnel files of employees and workers of criminal justice agencies as defined in RCW 10.97.030 are protected from disclosure for their safety and privacy.	RCW 42.56.250(8) (Employment and licensing)
#5b	Birthdates of criminal justice employees	Birthdates in the personnel files of employees and workers of criminal justice agencies as defined in RCW 10.97.030 are protected from disclosure for their safety and privacy.	RCW 42.56.250(8) (Employment and licensing)

#5c	Personal Information in employee files	Personal information in files maintained for employees, appointees, or elected officials of any public agency is protected to the extent that disclosure would violate their right to privacy.	RCW 42.56.230(3) (Personal information), RCW 42.56.250(3) (Employment and licensing)
Criminal History			
#6a	Criminal history <u>not</u> from ACCESS- Non-Conviction Data	Criminal history which has not led to a conviction or other adverse disposition is protected by state law and only released to Criminal Justice Agencies for law enforcement purposes.	RCW 10.97 (Criminal Procedure)
Officer Safety or Intelligence			
#7a	Intelligence, sensitive security, or tactical information	Record includes sensitive intelligence, security or tactical information the non-disclosure of which is essential to effective law enforcement.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7b	Undercover Officer identification	Contains information which could reveal the identity of an undercover officer, who undertakes ongoing dangerous / confidential undertakings to effect law enforcement purposes. Protected to preserve the life and personal safety of officer and family.	RCW 42.56.240(1) Specific intelligence information the nondisclosure of which is essential to effective law enforcement.
#7c	ID Records revealing covert law enforcement activity	Any record pertaining to a vehicle license plate, driver's license, or identocard revealing the identity of an individual performing undercover law enforcement, confidential public health work, public assistance fraud, or child support investigative activity.	RCW 42.56.230(7)(c) (Personal Information)
#7d	Law Enforcement Information Sheet	Contains confidential data used for law enforcement purposes. Disclosure has no legitimate value to the public and can endanger an individual's safety. Contains specific intelligence information the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7e	Confidential Informant information	Contains identifying information which could reveal the identity of a confidential informant. Considered intelligence information, used in a confidential manner for law enforcement purposes, protected to preserve the life and personal safety of the informant and family. Specific intelligence information	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims). Ashley v. Public Disclosure <i>Comm'n</i> , 16 <i>Wn.App.</i> 830, 836 (1977).

		compiled by law enforcement, the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.	
Photos			
#8a	Photos showing a deceased person	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8b	Photos showing highly sensitive material	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8c	Photo Montages	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
Protected by Law			
#9	Medical Records	Medical records consist of confidential and privileged information highly personal and restricted. The disclosure of medical records is regulated by state and federal law and not public information. Right to Privacy: Disclosure would be highly offensive to a reasonable person.	RCW 42.56.360 (Health care), 70.02.005 (Findings) and HIPPA (45 CFR 164.502). RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#10a	Jail records	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705.	RCW 70.48.100 (Jail register)
#10b	Jail booking photos	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined	RCW 70.48.100 (Jail register)

		in RCW 43.43.705.	
#11	Autopsies, postmortems	Reports and records of autopsies or postmortems are confidential and exempt from public disclosure, but certain officials with authority to examine and obtain copies of such reports may access.	RCW 68.50.105 (Autopsies, postmortems – Reports and records confidential)
#12	Confidential Attorney Client Communications	This redaction protects confidential communications between an attorney and his/her client.	RCW 5.60.060(2)(a) (Privileged communications) <i>Hangartner v. Seattle</i> , 151 Wn.2d 439 (2004).
#13a	<u>Name/Identity</u> of accused police officers	This redaction protects names/identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13b	<u>Date of birth</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13c	<u>Personal work, home, or cell phone number</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13d	<u>Residential address</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13e	<u>E-mail address</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#14	Information concerning Mental Health Services	This redaction contains confidential information concerning services to either voluntary or involuntary recipients of mental health services. Such information, if disclosed, would invade an individual's privacy and possibly cause unintended consequences for that individual.	RCW 71.05.390 (Confidential information and records)

Use of force **IA No: F13-064** **Received: Jul 23, 2013**

Incident No: 13-245064

Type of service being performed at time of incident: Call For Service

Reason for use-of-force: Resisting Arrest

Officer assessment of citizen condition: None detected

Citizen was injured: No

Citizen was taken to hospital: No

Citizen was charged/arrested in relation to the incident: No Officer was injured: No

Officer was taken to hospital: No

Distance Officer was from Involved Citizen: 1 feet to 3 feet

Involved Citizen Build: Medium

Involved Citizen Height: 5'4" to 5'6"

Involved citizen:

#2d

Resistance(s):

Active Resistance

Linked address(s):

Home address: 5608 Forest N spokane WA 99208

Linked phone(s):

Home Phone: (509) 218-8921

Officers involved:

SPO Daniel G Lesser [452/]

Officer current info:

Bureau: Operations

Unit: Uniform Operations

Assignment: Patrol

Snapshot - officer information at time of incident:

Badge/ID no: 452

Bureau: Operations

Unit: Uniform Operations

Assignment: Patrol

Not Used: K-9

Rank/title: SPO

Age: 44 Years of employment: 17 Years with unit:

Off duty: Off duty employed:

Officer witnesses:

Officer Nicholas J Spolski [969/]

Officer current info:

Bureau: Operations
Unit: Uniform Operations
Assignment: Patrol

Summary:

Officers were dispatched to W. 100 Queen, Franklin Park, reference a report of an assault.

Officer D. Lesser #452 was the first to arrive on scene, arriving in a marked police car. As he arrived he saw who several people he believed were involved. The subjects, one of whom Ofc. D. Lesser identified as the male suspect, began running away from him, and around a building (bathroom) in the park. Ofc. D. Lesser gave chase in his vehicle and then exited on foot.

Ofc. D. Lesser gave the male subject verbal commands to stop, "Stop police!" The male who was now walking refused to stop for his commands. Officer Lesser approached the male from behind and pushed him on his back on his upper shoulders. The male fell forward to the ground. Officer D. Lesser told him, "Stay on the ground." When then ended up on the ground the male (Montano) had his right hand beneath him concealed at his waistline.

Ofc. Lesser attempted to pull the male's hand out from underneath him. Montano used muscle resistance to keep Ofc. Lesser from pulling his arm around to his back. Ofc. Lesser told him, "Stop resisting." Ofc. Lesser was concerned about the male's previous resistance, the nature of the call, and the fact that he was alone with the suspect. Using a Lvl 1 neck restraint Ofc. Lesser moved to control the male.

Ofc. Lesser believes that during the application of the Lvl 1 neck restraint the male lost consciousness for a short period of time.

When Officer Spolski arrived to assist the male, who was conscious, continue to resist efforts to place his arms behind his back for cuffing. The male was placed in handcuffs and secured in a patrol vehicle.

Medics cleared suspect Montano onscene.

Reference attached reports.

Approved per Captain Richards, 8/2/2013.

When/where:

Date/time occurred: Jul 24 2013 23:46

Incident location: 100 Queen (Franklin Park) W Spokane WA 99205

Home address: 5608 Forest N spokane WA 99208

County: Spokane County

Linked files:

Arrest Face Sheet (pdf)

Arrest Additional (pdf)

Arrest Additional (pdf)
Arrest Additional (pdf)
Arrest Additional (pdf)
Arrest Additional (pdf)
Arrest Additional -UoF Clarification (pdf)

Status/assignment information:

Status: Completed

Opened: Assigned: Due: Completed: 08/02/2013

Disposition: In Compliance w/ Policy

Unit assigned: Un-assigned
Handled at field/unit level: No
Investigator assign: Un-assigned
Supervisor assign: Un-assigned
Source of information:

Organizational component(s):

Bureau: Operations
Unit: Uniform Operations
Assignment: Patrol
Not Used: K-9

BlueTeam chain routings

Jul 29, 2013 19:58: Sent from Lieutenant Matthew J Cowles [604/11833] to Captain David W Richards [119/10779]

Instructions:

This is a new UoF report generated from incident #13-245064.

Reviewed by Captain David W Richards [119/10779] on Aug 02, 2013 at 12:30

Decision: Approved

Reviewer comment:

Officers were responding to an assault on a female in progress at Franklin Park. Officers did not know what they were going to be dealing with specifically upon their initial arrival.

Officers observed people in the park and based on their behavior, it was clear that they were attemptig to avoid contact with the police.

Officer D. Lesser contacted one of the suspects was trying to flee. The subject was refusing to adhere to any of Officer Lesser's commands and was continuing to try and escape. Other officers were contacting other people involved in the incident and Officer Lesser was still by himself at this point. Not knowing the extent of any crime committed and with the suspect clearly trying to escape and evade the police, Officer D. Lesser had the power to conduct a stop on the suspect as part of the

investigation.

Officer D. Lesser used the flat of his hands to push the suspect to the ground. The suspect was behaving as if he possibly had a weapon in the front area of his pants and would not bring his hands out to be clearly visible to Officer Lesser. Officer Lesser placed him in a level 1 LVNR with the intent of holding him in place and under control until other officers could arrive. He reports that he believes that the suspect may have been rendered unconscious at one point. If he was rendered unconscious, it would be considered a level 2 LVNR but it was inadvertent and was not the intent of Officer Lesser.

Other officers arrived and the suspect was continuing to resist officers actions to take him into custody. It was quickly determined that the suspect had pulled out a handgun and pointed it at a victim in an attempt to take property from him and also assaulted him in the process. The handgun was recovered in the purse of female girlfriend of the suspect. The girlfriend was also a suspect in another assault that had occurred.

Officer D. Lesser's use of the level 1 LVNR was within policy. If the suspect was, in fact, rendered unconscious, it was inadvertent and not the intent of Officer Lesser. His actions were still within policy. He took the actions necessary to keep himself and other citizens safe while still detaining the individual that was eventually charged with 1st Robbery and 1st Assault.

CC(s) of this routing were sent to the following:

**Entered via BlueTeam by: Lieutenant Matthew J Cowles
[604/11833] on Jul 24, 2013 at 21:08**

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 13-245064	
REPORT PURPOSE			REPORTED ON DATE	TIME	INCIDENT XREF
			Tue 07/23/2013	23:46	
INCIDENT CLASSIFICATION #1 ASSAULT-WEAPON		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE 07/26/2013	REPORT TIME 04:24
PRIMARY CHARGE					UCR/NIBRS CODE
NARRATIVE					

On 7/23/2013 hours at about 2346 hours I responded to Franklin Park reference an Assault (see my original report). Lt Cowles requested that I clarify a few issues. When I placed the suspect on the ground I displaced his balance by using a two handed push on the suspects upper back causing him to go forward into a prone position.

I gave him multiple commands, which included "Stop Police", "Stay down on the ground" and to "stop resisting". Due to the fact that I was still alone and awaiting other officers to assist along with the suspect's mechanical resistance, not allowing me to pull his arms out from underneath him) I placed the suspect in a level 1 neck restraint / upper body control. This was to gain control of the suspect and to keep his placement on the ground until other officers arrived to assist.

ID NO /NAME OF REPORTING OFFICER #452 - Lesser, Dan		DISTRIBUTION	
APPROVAL #558 - Reynolds, Charles	DATE/TIME 07/26/2013 06:30		

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 13-245064	
INCIDENT TYPE Juv Arrest/Referral		INCIDENT CLASSIFICATION #1 ROBBERY		ATTEMPTED <input checked="" type="checkbox"/>	
		INCIDENT CLASSIFICATION #2 ASSAULT-WEAPON		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3 ASSAULT-SIMPLE		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>	
RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)	
REPORTED ON Tue 07/23/2013 23:46	DATE/TIME	OCURRED ON Tue 07/23/2013 23:40	DATE/TIME	OCURRED TO Wed 07/24/2013 00:30	DISTRICT
DISPATCH TIME 23:47	ARRIVED TIME 23:47	CLEARED TIME	REPORT DATE 07/24/2013	REPORT TIME 03:32	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE 9A.56.200(1)(A) ROBBERY-1D(ARMED/DISPLAY/BOD INJ)					UCR/NIBRS CODE /120
ADDITIONAL CHARGES 9A.36.011(1)(A) ASSAULT-1D(W/FIREARM/WEAPON), 9A.56.200(1)(A) ROBBERY-1D(ARMED/DISPLAY/BOD INJ),					
LOCATION OF INCIDENT 100 W Queen, Spokane, WA 99205			LOCATION NAME (IF APPLICABLE)		
SOLVABILITY FACTORS PC Affidavit Completed, Suspect Arrested, Useful Physical Evidence, Witness to Crime					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS Hamilton, D Lesser, Spolski, Chementi					
VICTIM/WITNESSES/OTHERS <small>V-Victim - Individual, RU-Runaway, S-Suspect, RO-Registered Owner, VB-Victim - Business, QW-Owner of Property, D-Driver, G-Legal Guardian, PC-Pedestrian - Cyclist, PS-Passenger, PE-Pedestrian, O-Other, C-Complainant, MIR-Person Mentioned, M-Missing, IN-Institutional, CV-Complainant is Victim, CCN-Contact, V-Deceased, A-Arrested Person, W-Witness</small>					
CODE A-1	NAME: LAST, FIRST, MIDDLE #2d			SEX M	RACE/ETHNICITY W-White
				DATE OF BIRTH/AGE 08/06/1996 16	
HEIGHT 5'06"	WEIGHT 180	BUILD Medium	HAIR Black	EYES BRO - Brown	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 5608 N Forest, Spokane, WA 99208			RESIDENTIAL STATUS	PHONE (509) 218-0921
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Home) (509) 218-0921					
CHARGE LEVEL Felony Class C	DESCRIPTION 9A.56.200(1)(A) ROBBERY-1D(ARMED/DISPLAY/BOD INJ)				UCR/NCIC CODE /120
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL Felony Class A	DESCRIPTION 9A.36.011(1)(A) ASSAULT-1D(W/FIREARM/WEAPON)				UCR/NCIC CODE /13A
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL Felony Class C	DESCRIPTION 9A.56.200(1)(A) ROBBERY-1D(ARMED/DISPLAY/BOD INJ)				UCR/NCIC CODE /120
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL Felony Class A	DESCRIPTION 9A.36.011(1)(A) ASSAULT-1D(W/FIREARM/WEAPON)				UCR/NCIC CODE /13A
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
ID NO./NAME OF REPORTING OFFICER #882 - Valdez, Adam				DISTRIBUTION	
APPROVAL #205 - King, Kevin		DATE/TIME 07/24/2013 06:53			

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ROBBERY				ATTEMPTED <input checked="" type="checkbox"/>	INCIDENT NUMBER 13-245064			
CITATION #	DATE	TIME	BOOKED WHERE Spokane Juvenile Detention Center			DATE 07/24/2013	TIME 00:45	
ARREST LOCATION 100 W Queen, Spokane, WA 99205					STATEMENT <input type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED	SUSPECT ARMED WITH	
JUV. PAR/GRD. Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NAME/RELATIONSHIP OF PERSON NOTIFIED		DATE & TIME NOTIFIED	NOTIFIED BY		DISPOSITION OF JUVENILE Juvenile Booked into Juvenile		
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES None				TYPE OF VICTIM		MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO		
HOSPITAL TAKEN TO		TAKEN BY	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN		SUICIDE NOTE FOUND? <input type="checkbox"/>	HOLD PLACED BY	
CODE V-1	NAME: LAST, FIRST, MIDDLE #2d			SEX M	RACE/ETHNICITY W-White		DATE OF BIRTH/AGE 03/19/1998 15	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS			
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 619 E Bismark, Spokane, WA 99207			RESIDENTIAL STATUS		PHONE		
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE		
ADDITIONAL PHONES 489-6336								
REACTIONSHIP TO SUSPECT Victim was Acquaintance			VICTIM OF Offns. # 9A.56.200(1)(A) ROBBERY-1D(ARMED/DISPLAY/BOD INJ)			OFNDR. # A-1		
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES Apparent Minor Injury				TYPE OF VICTIM		MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO		
HOSPITAL TAKEN TO		TAKEN BY	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN		SUICIDE NOTE FOUND? <input type="checkbox"/>	HOLD PLACED BY	
CODE V-2	NAME: LAST, FIRST, MIDDLE Stoudt, #2d D			SEX M	RACE/ETHNICITY W-White/Non-Hispanic		DATE OF BIRTH/AGE 10/28/1995 17	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS			
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6121 N Lidgerwood ##240, Spokane, WA 99207			RESIDENTIAL STATUS		PHONE		
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE		
ADDITIONAL PHONES (Cell) (509) 362-2478, (Cell) (509) 362-2478								
REACTIONSHIP TO SUSPECT Victim was Acquaintance			VICTIM OF Offns. # 9A.56.200(1)(A) ROBBERY-1D(ARMED/DISPLAY/BOD INJ)			OFNDR. # A-1		
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES Apparent Minor Injury, Apparent Minor Injury				TYPE OF VICTIM		MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO		
HOSPITAL TAKEN TO		TAKEN BY	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN		SUICIDE NOTE FOUND? <input type="checkbox"/>	HOLD PLACED BY	

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ROBBERY				ATTEMPTED <input checked="" type="checkbox"/>	INCIDENT NUMBER 13-245064
CODE V-3	NAME: LAST, FIRST, MIDDLE Etter, Miranda J			SEX F	RACE/ETHNICITY W-White/Non-Hispanic
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE 01/28/1999 14
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 907 E Wabash, Spokane, WA 99207			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 808-5104					
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES Apparent Minor Injury				TYPE OF VICTIM	MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO
HOSPITAL TAKEN TO	TAKEN BY	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN	SUICIDE NOTE FOUND? <input type="checkbox"/>	HOLD PLACED BY
NARRATIVE					

On 07-23-13 at about 2346 hrs, Ofc Spolski, D Lesser and I were dispatched to Franklin Park (100 W Queen) reference a female being assaulted. We arrived on scene shortly after. Ofc D Lesser and Spolski located the suspects on the southeast corner of the park near Queen. See their reports for additional information.

Dispatch advised the victim of the assault was in the area of Howard and Queen. I drove over to that area and contacted #2d who stated the following. He was at Franklin Park on the swings with some friends. He was approached by a Hispanic male he had meet before. The Hispanic male was later identified as #2d. Shortly after #2d arrived he pulled out a black revolver from his person with his right hand. He pointed the revolver at #2d who is a friend of #2d. #2d was interviewed by Ofc Hamilton. See his report for additional information.

#2d demand #2d give him his wallet. He then turned his attention toward #2d and started to hit him in the head with his left hand. #2d demanded that #2d give him his wallet and cell phone. #2d put his cell phone in the his pocket. #2d then began to strike #2d in the head repeatedly with the butt end of the revolver. #2d suffered a small laceration on the top of his head that was bleeding. Cpl Cordis took photographs of the injury. He refused any medical attention.

#2d began to reach into #2d pockets and attempted to retrieve his cell phone. During this time the two males that were with Montano attempted to pull him away from #2d and #2d. #2d gave up and started to walk away. It was during this time #2d's friend, #2d came over. She was assaulted by #2d who was with #2d during the attempted Robbery. Lt Cowles interview #2d. See his report for additional information.

After Walker assaulted #2d she and #2d started to run north in the park. #2d and

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ROBBERY	ATTEMPTED <input checked="" type="checkbox"/>	INCIDENT NUMBER 13-245064
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his friends ran westbound on Queen to get away from #2d

I asked #2d to describe the revolver. It was short and black. It appeared to be a pellet gun. He had observed #2d firing the revolver in the park on a previous occasion. He believed that #2d had used metal bb's with gunpowder to make it a firearm.

#2d agreed to do a show up since Ofc Lesser and Spolski had #2d detained at the park. Before he got into the patrol car I told #2d to keep an open mind and the person we had detained may or may not be the suspect. We drove over the park and #2d positively identified #2d as the female that assaulted #2d

He then positive identified #2d and stated, "yup that's him". #2d then stated, "he was the one who pointed the gun at #2d (#2d and he hit me with the gun". I advised Ofc Lesser of the positive ID and we had two Counts of attempted 1st Degree Robbery and Two counts of 1st Degree assault.

I drove #2d back to Howard and Queen. He was given a crime victim card with the incident. He attempted to call his mother but she did not answer the phone.

Valdez #882
Team 10

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 13-245064	
REPORT PURPOSE			REPORTED ON DATE Tue 07/23/2013	TIME 23:46	INCIDENT XREF
INCIDENT CLASSIFICATION #1 ASSAULT-WEAPON		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE 07/24/2013	REPORT TIME 04:08
PRIMARY CHARGE					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS					
<small>V-Victim - Individual, RU-Runaway, S-Suspect, RO-Registered Owner, VB-Victim - Business, OW-Owner of Property, D-Driver, G-Legal Guardian, PC-Pedestrian - Cyclist, PS-Passenger, PE-Pedestrian, Q-Other, C-Complainant, MIR-Person Mentioned, M-Missing, IN-Institutional, CV-Complainant is Victim, CON-Contact, V-Deceased, A-Arrested Person, W-Witness</small>					
CODE W-1	NAME: LAST, FIRST, MIDDLE [REDACTED] #2d			SEX	RACE/ETHNICITY -
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 1021 E 12th, Spokane, WA 99202			RESIDENTIAL STATUS	PHONE (509) 536-9400
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Home) (509) 536-9400					
NARRATIVE					

On 07/23/13 at approximately 2348 hours I responded to Franklin Park, 100 W Queen, in Spokane, Wa to investigate a reported assault. The caller reported seeing a female being beat up by two males. There was a group of 6-8 total in the area of Division/Queen.

Upon arrival, Officers had on suspect in custody and advised that other suspects may have run n/w through the park. We were still looking for the female victim.

I saw a female walking through the parking lot on the south side of the park on Queen. The female crossed Queen and was walking e/b on Queen when I contacted her. I saw that it was a white female with thin build and dark hair, she was wearing dark shorts and a light colored sweater. I could not see any visible injuries and asked police radio for the description of the female victim. Police radio advised the female victim was white female, heavy set, with light colored hair. I released that female at that time. That female was later identified as, [REDACTED] **#2d** a female suspect who had also assaulted the female victim.

Police radio then advised that the female victim was a block west of Stevens on Queen. I responded to that area, where I saw four subjects, two females and two males.

I contacted one of the females and identified her as [REDACTED] **#2d**

[REDACTED] **#2d** told me that she was visiting her aunt, Miranda. They went to Franklin Park to meet two males that she knows as [REDACTED] **#2d** and [REDACTED] **#2d**. When they arrived at the park, [REDACTED] **#2d** and [REDACTED] **#2d** told them

ID NO /NAME OF REPORTING OFFICER #1068 - Chimienti, Sam		DISTRIBUTION
APPROVAL #013 - Giannetto, Anthony	DATE/TIME 07/24/2013 07:03	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION
ASSAULT-WEAPON

ATTEMPTED

INCIDENT NUMBER
13-245064

they all needed to leave. As they were walking away she heard and saw a Hispanic male, later identified as #2d #2d yelling at them and was very animated and angry. She saw that #2d was wearing a white tank top, grey baggy shorts or pants, and a baseball type hat. As they were walking away, #2d made the comment and pointed at #2d that he had just hit him in the head with a gun, just before #2d and Miranda arrived.

#2d then saw #2d approach them and Miranda got in his face, started yelling at him and confronting him about hitting #2d in the head with a gun. #2d then pushed Miranda causing her to fall backwards. #2d then walked around her and went at #2d. He grabbed #2d pushed him to the ground, and began to punch him multiple times.

#2d continued to tell me that she then saw a white female wearing dark shorts and a light colored sweater run up to #2d, grab her by the back, pull her down onto the ground, and began punching her. She saw that #2d was fighting back trying to defend herself. The female was later identified as #2d #2d, the same female I had contacted just prior.

An unknown male who she knows was friends with #2d and #2d and who was also with #2d and #2d ran up, separated #2d and Miranda and then separated #2d and #2d. The male pushed #2d away from them and as he, #2d and #2d were walking away he apologized and told all of them to leave.

#2d had already been identified as one of the suspects. I transported #2d back to the park to conduct a field show up. As we were there, I saw that #2d had returned to the area and was sitting talking to other officers. I shined my spotlight on #2d. #2d told me that she was the female that attacked Miranda. She told me that was her because she recognized the sweater that #2d was wearing.

#2d told me she was not involved in any of the assaults and was not a victim of an assault. She did not provide any other information regarding the incident.

See also Officer Spolski's, Officer Valdez's, and Officer D. Lesser's reports for additional information.

S. Chimienti #1068
Team 14 / B432

Supplemental Report #1

END OF ADDITIONAL REPORT

07/24/2013 07:08:32.784

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 13-245064	
REPORT PURPOSE			REPORTED ON DATE Tue 07/23/2013	TIME 23:46
INCIDENT CLASSIFICATION #1 ASSAULT-WEAPON		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 ROBBERY	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 07/24/2013	REPORT TIME 02:52
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

I responded to Franklin Park, 100 W. Queen, reference a report of a female being assaulted. Ofc Valdez and I were parked at Wellesley and Division when the initial call came out and were on scene in less than a minute.

As I pulled on scene I turned onto Queen westbound from Division and then turned into the first driveway and my headlights and spotlight were pointed to the north as I drove into the park. I observed two subjects running eastbound through the park towards Division. I was driving a fully marked police vehicle and was in uniform.

I drove north to intercept them and as I approached a small building containing bathrooms I had watched them run on the north side of the building heading east. I drove along the east side to cut them off and when I reached the north side of the building I noticed they cut back and were now running south along the west side of the building. I also noticed one of the suspects was a female.

I continued to chase after the suspect and after we did our second loop around the building I observed the male suspect, #2d run towards the east. I was right behind the suspect and was repeatedly telling him to stop. #2d refused all verbal commands.

#2d finally came to a walk. I exited my patrol car and gave him several commands to stop and to get on the ground which he refused. #2d was still trying to walk away from me and I continued to give him verbal commands. I approached him from behind and placed him on the ground. As soon as we ended up on the ground #2d had his right hand underneath his body by his waist area and refused to bring it out. I could feel his arm muscle tighten up as I tried to pull it out.

At this point I was by myself. The situation was tense, uncertain, and rapidly evolving. I knew that #2d had not been searched and it was unknown if he possessed any type of weapons. He had refused all verbal commands that were given to him. He had already used mechanical resistance to prevent me from removing his arm from underneath him and placing him in handcuffs. I decided to place him in upper body control and hold him till other officers responded to assist me. During the struggle I believe #2d was rendered unconscious for a short period of time. When Ofc Spolski and Cpl Cordis arrived #2d was conscious and still resisted Ofc Spolski's efforts to remove his right arm out from underneath him.

#2d was taken into custody and placed in the backseat of Ofc Spolski's patrol vehicle.

Medics were advised and responded medically clearing #2d

As I was trying to ascertain #2d identity I could see that Ofc Spolski had contacted a female that was walking south through the park past us. I recognized her as the female that was

ID NO./NAME OF REPORTING OFFICER #452 - Lesser, Dan	DISTRIBUTION	
APPROVAL #205 - King, Kevin	DATE/TIME 07/24/2013 06:49	

Supplemental Report #1

07/24/2013 06:58:10.624

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
ASSAULT-WEAPON

ATTEMPTED

INCIDENT NUMBER
13-245064

attempting to flee with #2d and Ofc Spolski had her take a seat on a picnic bench.

Investigation revealed that #2d had attempted to rob a victim that other officers were talking with. He also pointed a handgun at one victim and pistol whipped another.

See other officer's reports for further details. I then transported the evidence that was collected on scene and placed it on property.

Supplemental Report #1

END OF ADDITIONAL REPORT

07/24/2013 06:58:10.640

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 13-245064	
REPORT PURPOSE			REPORTED ON DATE Tue 07/23/2013	TIME 23:46
INCIDENT CLASSIFICATION #1 ASSAULT-WEAPON		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 ROBBERY	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 07/24/2013	REPORT TIME 03:27
PRIMARY CHARGE				UCR/NIBRS CODE

VICTIM/WITNESSES/OTHERS V-Victim - Individual, RU-Runaway, S-Suspect, RO-Registered Owner, VB-Victim - Business, OW-Owner of Property, D-Driver, G-Legal Guardian, PC-Pedestrian - Cyclist, PS-Passenger, PE-Pedestrian, O-Other, C-Complainant, MIR-Person Mentioned, M-Missing, IN-Institutional, CV-Complainant is Victim, CCW-Contact, V-Deceased, A-Arrested Person, W-Witness

CODE W-1	NAME: LAST, FIRST, MIDDLE #2d			SEX M	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 03/27/1996 17
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS	
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 4811 N Lincoln, Spokane, WA 99205			RESIDENTIAL STATUS	PHONE 475-9011	
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Home) 475-9011						

CODE W-2	NAME: LAST, FIRST, MIDDLE #2d			SEX M	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 03/27/1996 17
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS	
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 5008 N Wall, Spokane, WA 99205			RESIDENTIAL STATUS	PHONE 202-2546	
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Home) 202-2546						

NARRATIVE

On 072313, I responded to Franklin Park, 100 W. Queen, for an assault. Radio advised that a female was being beat up by two males. Upon arrival I saw #2d and #2d walking westbound in the park. At the time I contacted them they were by the tennis courts.

I stopped and started to talk to them but then heard Officer D. Lesser yell for someone to stop. He was to the east of me closer to Division. I told #2d and #2d to stay where they were and responded to Officer D. Lesser's location.

Upon arriving at Officer D. Lesser's location I saw him on top of #2d holding him down. #2d was yelling and when I grabbed his right

ID NO./NAME OF REPORTING OFFICER #969 - Spolski, Nicholas	DISTRIBUTION	
APPROVAL #205 - King, Kevin	DATE/TIME 07/24/2013 06:45	

SUPPLEMENTAL REPORT CONTINUED**Spokane Police/Spokane County Sheriff**

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INCIDENT CLASSIFICATION
ASSAULT-WEAPONATTEMPTED
INCIDENT NUMBER
13-245064

arm to peel it from underneath him he tensed up his arm and resisted me. I was able to get his arm out and he was detained, handcuffed (DL).

I went back to where I left #2d and #2d and they were still there waiting. I brought them back to Officer D. Lesser's location where my patrol car was.

While back at my patrol car I saw #2d walking from the north west towards the intersection of Division/Queen. I stopped her and she stated she was walking to her ride.

#2d had a black purse and a black "Raiders" bag with her. Ofc. D. Lesser told me that she had run from him with #2d when he attempted to stop them. I had #2d sit on the park bench near my car.

#2d denied any involvement with #2d, #2d or #2d and stated she was not involved in a fight. #2d was very anxious to leave the scene and made several attempts to tell me her ride was waiting and she needed to leave.

#2d and #2d at first stated that they were walking by and saw two males fighting each other and two females fighting each other. Later they acknowledged that they knew them and were with them.

#2d and #2d stated that #2d was fighting another male and #2d was fighting another female. They both attempted to break the fight up. They both stated it appeared mutual to them.

Ofc. Valdez arrived with a witness for a show up. He advised that #2d and #2d were involved.

While getting #2d out for the show up he refused to get out of the car. After several attempts to get him to come out of the back seat of my patrol car voluntarily, I had to force him out by grabbing his arm, pulling him out and standing him up.

#2d did not want to stand still or look in the direction of the witness so I had to hold him still. After the show up #2d refused to get in to the back seat of my patrol car voluntarily.

I had to force him in the car by pushing him in his chest down and in to the car. I got his legs in and attempted to shut the door several times but he kicked the door back out. I eventually got the door shut.

Supplemental Report #1

CONTINUED ON NEXT PAGE

07/24/2013 08:48:34 042

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION ASSAULT-WEAPON	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 13-245064
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After shutting the door #2d kicked the inside of the cage with his feet until I walked away.

I was advised that there was no further reason to keep #2d or #2d detained so I released them.

Medics arrived to check on #2d via Officer D. Lesser. After a long talk with #2d he appeared to be somewhat coop to let out of the car. Medics checked and cleared him medically.

#2d again attempted to refuse and resist getting into the patrol car. He eventually got in and I was able to shut the door without incident.

I transported and booked #2d in to Juvenile per A. Valdez PC on 1st AssaultX2 and Attempted 1st RobberyX2.

While transporting him, #2d made several statements about seeing me out on the streets and how much of a bitch I am. He also stated that I tackled him, kicked him and shoved him into the "trunk" of my patrol car.

While walking him in to Juvenile he tensed up several times and I had to forcefully walk him to the booking door. While at the booking door I had to wait just outside until Juvenile Officers finished with Brittany's booking.

While waiting #2d continued to make derogatory and threatening statements. He made several attempts to turn into me so I placed and held him against the wall with his feet spread apart while we waited our turn.

While #2d was being processed Juvenile Officers advised me they found an eye glass case with a glass pipe and marijuana residue in Brittany's purse. They also found a black "puma" bag inside Brittany's black "Raiders" bag.

Inside the "Puma" bag they located a small scale with marijuana residue on it, a bag containing several other baggies, a jar containing marijuana and several more baggies and a jar with marijuana residue.

I collected all the items and gave them to Ofc. D. Lesser at property.

See other Officers reports for further information.

N. Spolski 969

Supplemental Report #1

CONTINUED ON NEXT PAGE

07/24/2013 06:48:34.057

SUPPLEMENTAL REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ASSAULT-WEAPON	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 13-245064
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Supplemental Report #1 **END OF ADDITIONAL REPORT**

07/24/2013 06:48:34.073