

Use of force **IA No: F13-071** **Received: Jul 28, 2013**

Incident No: 13-250142

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

Reason for use-of-force: Assaulting Officer

Officer assessment of citizen condition: Alcohol

Citizen was injured: No

Citizen was taken to hospital: No

Citizen was charged/arrested in relation to the incident: Yes 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: 5'10" to 6'0"

Involved citizen:

Richard D Blakesley

Resistance(s):

Assaultive

Injuries/conditions:

No injuries noted or visible

Charges against citizen in relation to the incident:

Arrest - Felony

Linked address(s):

Home Address: 2724 6th AV E Spokane WA 99202

Officers involved:

SPO Zachary M Dahle [766/]

Officer current info:

Bureau: Operations
Unit: Uniform Operations
Assignment: Patrol

Snapshot - officer information at time of incident:

Badge/ID no: 766
Bureau: Operations
Unit: Uniform Operations

Assignment: Patrol
Not Used: Team 4 - Swing - N
Rank/title: SPO
Age: 38 Years of employment: 10 Years with unit:
Off duty: Off duty employed:

Use(s) Of Force:

Exceptional Technique: Effective

Injuries/conditions:

No injuries noted or visible

Witnesses:

Shawn E Blakesley

Linked address(s):
Home Address: 2721 6th AV E Spokane WA 99202 -

Linked phone(s):
Home Phone: (509) 998-7057

Dana L Blakesley

Linked address(s):
Home Address: 2721 6th AV E Spokane WA 99202 -

Linked phone(s):
Home Phone: (509) 590-3424

Christa L Hunter

Linked phone(s):
Home Phone: (509) 218-3475

Summary:

On 7-27-13 at 1858, Officer S. Haney #730 and Corporal Z. Dahle #766 were dispatched to 2721 E 6th on a report of a female, identified as Heather Challenger, arguing with an intoxicated neighbor, identified as Richard Blakesley. She reported that the neighbor had come toward her and threatened to assault her. Challenger then reported that Richard had obtained a hammer and was yelling "bring on the cops". Challenger further stated in the call that Richard's brother, identified as Shawn Blakesley, was trying to calm Richard down but that Richard was "escalating".

Corporal Z. Dahle was the first officer to arrive at the scene at 1900. He found Richard and Shawn standing on the south sidewalk of 6th in front of 2724 E 6th. Prior to his arrival radio had advised of several threat factors:

- Richard was intoxicated,
- Richard had come toward Challenger and threatened to assault her,
- Richard obtained a deadly weapon, hammer,
- Richard had yelled "bring on the cops",
- Richard's brother was attempting to calm him down but Richard was "escalating".

Corporal Dahle stated that when he arrived he saw Shawn said, "My brother is drunk and acting

stupid". Corporal Dahle stated that Richard was scowling at him, was grinding his teeth, had his eyebrows furrowed, and had both of his hands clinched into fists. When Corporal Dahle asked Richard why he was upset he reacted by reaching into his right front shorts pocket and pulling out a black rectangular object. Corporal Dahle feared that Richard had accessed a folding knife. Corporal Dahle reacted by pulling his duty firearm from his holster and holding it at the low ready. Corporal Dahle ordered Richard to drop the knife. Richard then opened his hand revealing that the object was a lighter and said "What fucking knife".

Corporal Dahle then re-holstered his duty firearm. Just after Corporal Dahle had secured his firearm Richard came toward him and used an open right hand to strike Corporal Dahle in the chest, which caused his lapel microphone to fall away from his uniform and slightly out of reach. Corporal Dahle attempted to take control of Richard's left arm but Richard had spun so that he was facing Corporal Dahle. Corporal Dahle then saw that Richard had clinched his right hand into a fist and feared that Richard was preparing to punch him.

Additional threat factors known to Corporal Dahle:

- There was an additional male with Richard that identified himself as his brother,
- Richard's brother confirmed that Richard was intoxicated and was "acting stupid",
- Richard was scowling at Corporal Dahle, was grinding his teeth, had his eyebrows furrowed, and had both of his hands clinched into fists,
- Richard's initial physical reaction to Corporal Dahle was to place one of his hands into a pocket and pull out what Corporal Dahle initially feared was a folding knife,
- Richard coming at Corporal Dahle just after he had secured his duty firearm,
- Richard had assaulted Corporal Dahle by using an open hand strike to hit him in the chest,
- Richard's open hand strike caused Corporal Dahle's lapel microphone to fall away from his uniform which made it more difficult to request assistance,
- Corporal Dahle had attempted to gain control of Richard's left arm but Richard had spun toward Corporal Dahle causing them to be face to face,
- Richard had clinched his right hand into a fist.

Corporal Dahle pulled Richard in closer in attempt to disrupt his balance and to limit Richard's strike points on Corporal Dahle's body. Corporal Dahle then delivered a single right elbow strike to the left side of Richard's head. Richard became disoriented which allowed Corporal Dahle to guide Richard onto the ground. While on the ground, Richard had pulled his right arm underneath his body at waist level. Corporal Dahle was able to maintain control of Richard's left arm and used his left knee to pin Richard's upper body to the ground. Corporal Dahle was then able to access his lapel microphone and request assistance from radio and advised that he was fighting with Richard. Richard then immediately started kicking his feet toward Corporal Dahle's legs. Shawn then stepped in to assist Corporal Dahle by grabbing hold of Richard's legs and straightening them out. Corporal Dahle was then able to gain control of Richard's right arm. Corporal Dahle was able to handcuff Richard in a prone position.

I contacted Richard. He was handcuffed and seated in the back of fully marked patrol vehicle # 389. I could see that Richard had an abrasion to his upper right shoulder, right cheek, and that he had a small amount of dried blood on his lower lip. I was able to smell the strong odor of intoxicants coming from Richard's breath. Richard admitted to that he was drunk. He stated that he can be an "angry drunk" and admitted that he was angry today but would not say why. Richard admitted that he was being aggressive toward his neighbor, family, and the police. He stated that his fists were clinched when the police arrived. Richard would not say why his fists were clinched. Richard would not elaborate on how he was being aggressive. Richard stated that he did not remember if he had assaulted Corporal Dahle or not. Richard did, however, state that if the roles had been reversed that he would have been concerned for his safety had he encountered himself in his current state.

Medics arrived at the scene at Corporal Dahle's request to check on Richard.

As I started to talk to Corporal Dahle about the incident, Shawn interrupted and said, "He had to do it, he had no choice". I then spoke with Shawn. I asked Shawn if he was referring to Corporal Dahle's elbow strike. Shawn stated that he was referring to the elbow strike. Shawn described Richard as an alcoholic. Shawn stated that he witnessed Richard shove Corporal Dahle in the chest shortly after Corporal Dahle arrived. Shawn also stated that Richard was kicking Corporal Dahle in the legs after Richard was guided to the ground.

Corporal Dahle's statement to me at the scene was consistent with his written report.

Officer Haney contacted Dana Blakesley, Richard's sister-in-law. Dana told Officer Haney that she saw Richard push Corporal Dahle.

Officer Haney contacted Christa Hunter. She told Officer Haney that she heard Richard yell "bring on the cops" prior to the police arriving. She then stated that she saw Richard take a swing at Corporal Dahle with a closed fist.

Richard was later booked into jail for 3rd assault on a law enforcement officer.

The force used by Corporal Dahle was within department policy and procedure due to the listed threat factors and Richard's assaultive actions toward Corporal Dahle.

In compliance with policy per Captain Richards, 8/20/2013.

When/where:

Date/time occurred: Jul 27 2013 19:00

Incident location: 2724 6th AV E Spokane WA 99202

Home Address: 2724 6th AV E Spokane WA 99202

Home Address: 2721 6th AV E Spokane WA 99202

Home Address: 2721 6th AV E Spokane WA 99202

County: Spokane County

Linked files:

CAD, expediter (tif)

Status/assignment information:

Status: Completed

Opened: Assigned: Due: Completed: 08/20/2013

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: Team 4 - Swing - N

BlueTeam chain routings

Jul 28, 2013 15:28: Sent from Sergeant Steven S Braun [647/11952] to Lieutenant Eric S Olsen [255/11040]

Instructions:

Please let me know if you need any additional information about Dahle's use of force

Reviewed by Lieutenant Eric S Olsen [255/11040] on Aug 02, 2013 at 22:19

Decision: Approved

Reviewer comment:

Cpl. Dahle's actions were very reasonable and the exceptional technique was within Department guidelines given the circumstances of this situation.

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

Aug 02, 2013 22:19: Sent from Lieutenant Eric S Olsen [255/11040] to Captain David W Richards [119/10779]

Instructions:

For your review.

Reviewed by Captain David W Richards [119/10779] on Aug 20, 2013 at 15:40

Decision: Approved

Reviewer comment:

When officers are confronted with circumstances where there is a chance that force may have to be used, they evaluate the facts and/or information that is available to them at that time to determine what the appropriate response should be. It is recognized that events such as these are volatile, rapidly unfolding and very often officers must respond quickly. SPD Policy 300, Use of Force, provides guidelines to officers regarding the use of force in situations.

Policy 300.3.2, "Factors used to determine the Reasonableness of Force", provides a list of these factors to consider when deciding to use force and at what level.

The incident under review involved Cpl. Dahle and his contact with an intoxicated and belligerent suspect. In reviewing the incident and applying the factors under 300.3.2, there were many facts that Cpl. Dahle was aware of and had to consider in dealing with the suspect.

The suspect was an obvious immediate threat to Cpl. Dahle and potentially to other citizens standing by (i.e. family members and the neighbor). He had aggressively stepped forward and assaulted Dahle by striking him in the chest which, at least temporarily because the affect the strike had to his equipemnt, did not allow Cpl. Dahle to immediately call for assistance. The conduct of the suspect was obviously aggressive and assaultive in nature. The suspect, by all accounts, was very intoxicated and his mental state because of the alcohol or other unknown factors was negatively affected. It was clear that he had armed himself with a hammer when he knew the police were called and made

threatening statements toward law enforcement when he obtained the hammer. Officer Dahle knew of the information regarding the hammer but did not know where it was located. It was reasonable to believe that the suspect may still have it somewhere on his person. He was unrestrained and there was a strong potential for significant injury to Cpl. Dahle and the other people present if the suspect remained unrestrained. Additionally, if the suspect had decided to try and escape at some point during the contact, there is reason to believe that the original target of his aggression, the neighbor, could have still been in danger of being attacked by the suspect. Based on the circumstances and behavior of the suspect that Cpl. Dahle was faced with, a prompt resolution to the situation would help keep the suspect from escalating any further.

Cpl. Dahle attempted to speak to the suspect and de-escalate what was obviously a volatile situation. Cpl. Dahle responded within policy and training when he observed what he reasonably believed was an edged weapon that was accessed by the suspect. As soon as he realized it wasn't an edged weapon, he appropriately reholstered his sidearm. When the suspect immediately and aggressively approached and assaulted Cpl. Dahl with no provocation, Cpl. Dahle had to use force to keep from being assaulted further. The factors in play in this incident are described above. While elbow strikes to the head are not recommended and are considered an exceptional technique, Cpl. Dahle reacted instantly to the escalating threat posed by the suspect and, with the help of the suspect's brother (since Cpl. Dahle's backup had not yet arrived), was able to take the suspect into custody. Medics were summoned by Cpl. Dahle to ensure the suspect was not injured. He did sustain several minor scrapes that were consistent with a prone cuffing event.

Cpl. Dahle's use of force was within policy considering the circumstances and facts he was confronted with in this incident.

Entered via BlueTeam by: Sergeant Steven S Braun [647/11952] on Jul 28, 2013 at 14:30

07/28/13 00:11:04 PRINT REQUESTED BY TERMINAL PPTN03
Incident History for: #SP130250142

Entered 07/27/13 18:57:31 BY 91105 911134
Dispatched 07/27/13 18:58:09 BY PCC03 1144
Enroute 07/27/13 18:58:09
Onscene 07/27/13 19:00:09
Closed 07/27/13 20:32:54

Initial Type: ARGUE Final Type: ARGUE (ARGUMENT)
Initial Priority: 2 Final Priority: 2
Disposition: 1E Source: 9 Primary Unit: P309
Police BLK: SPC5EC
Group: P5 Beat: Map Page: 33
Loc: 2721 E 6TH AV ,SPK btwn S LACEY ST & S NELSON ST <500> (V)
Name: CHALLENGER, HEATHER A Addr: 060786 - SAME Phone: 5093154034

/185731 (911134) ENTRY ARGUING WITH INTOX MALE NEIGHB. CAME TOWARD CO
MP, THREATENED TO ASLT HER. NOTHING PHYSICAL.
IS NOW ACROSS FROM. NO WEAPONS SEEN. HE IS NOW
ARGUING WITH ANOTHER MALE ACROSS FROM.

/185809 (1144) DISPER C356 #730 HANEY, SCOTT
/185809 ASSTER P309 #766 DAHLE, ZACHARY
/185818 (911134) CHANGE NAM: CHALLENGER, HEATHER --> CHALLENGER, HEAT
HER A,
ADR: SAME --> 060786 - SAME,
TXT: SUSP: WM, 40S, THIN BUILD, NO SHIRT, JEAN
SHORTS. SUSP NOW HAS A HAMMER, YELLING ING BR
ING ON THE COPS.

/185828 SUPP TXT: OTHER MALE TOOK HAMMER FROM HIM.
/185847 (1144) ASSTER A425 #614 ARREDONDO, JOHN
/185912 (1154) *ASSTER D389 [2721 E 6TH AV ,SPK]
#1154 YRIGOLLEN, KYLE

/185938 (911134) SUPP TXT: OTHER MALE SUSP IS ARGUING WITH IS SUSP'S
BROTHER. WM, 40S, GRY SHIRT, SHORTS. IS TRYIN
G TO CALM SUSP DOWN, NOT WORKING, SUSP IS VERY
ESCELATED. ###

/190009 (1144) ONSCNE P309
/190042 (647) *ASSTER L226 [2721 E 6TH AV ,SPK]
#647 BRAUN, STEVEN SCOTT

/190122 (1144) MISC P309 ,FIGHTING ONE, RESTRICTED
/190125 (750) *ASSTER F34 [2721 E 6TH AV ,SPK]
#750 ANDERSON, JERRY C

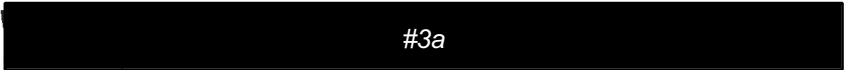


/190140 (767) *ASSTER F31 [2721 E 6TH AV ,SPK]
#767 DANIEL, JEREMY

/190141 (701) *ASSTER D287 [2721 E 6TH AV ,SPK]
#701 STEWART, JAMES

/190207 (952) *ASSTER A224 [2721 E 6TH AV ,SPK]
#952 BRASCH, CHRISTOPHER

/190208 (690) *ASSTER D279 [2721 E 6TH AV ,SPK]
#690 ROSENTHAL, MARIE

/190213 (1144) MISC P309 ,SUPV FOR USE OF FORCE
/190227 MISC P309 ,SLOW EM DOWN, ONE DETAINED
/190230 (730) *ONSCNE C356
/190233 (1144) ONSCNE C356
/190233 ONSCNE D389
/190334 (952) *PREMPT A224
/190341 (750) *PREMPT F34
/190418 (614) *ONSCNE A425
/190451 (1144) MISC D389 ,C4

/190459	(701	)	*PREMPT	D287	
/190504	(690	)	*MISC	D279	, PSTAT/ASST
/190508			*PREMPT	D279	
/190524	(657	)	REMINQ	D389	 #3a
/190725	(614	)	*MISC	A425	, PSTAT/ASST
/190727			*CLEAR	A425	
/190802	(647	)	*ONSCNE	L226	
/190843	(1069	)	\$PREMPT	F31	
/190932	(1154	)	*REMINQ	D389	 #3a
/191239	(1144	)	EMSREQ	P309	T/PCC02 , MEDICS FOR MALE CONC/BREATHING, EVAL AFTER USE OF FORCE
/191403	(552	)	EMSREQ		T/PCC03 , MEDICS ENR
/192220	(1154	)	*TRANS	D389	[JAIL] M/0.0
/192246	(766	)	*CHGLOC	P309	[JAIL]
/192425	(730	)	*REMINQ	C356	 #3a
/192450			*REMINQ	C356	
/192508			*REMINQ	C356	
/192649	(647	)	*CLEAR	L226	, PSTAT/ASST
/193024	(1154	)	*TRANSC	D389	M/3.2
/193123	(730	)	*NEWLOC	C356	[PAPER IN CAR PC AFF]
/193212	(766	)	*ONSCNE	P309	
/194801	(1144	)	OK	C356	
/194801			OK	D389	
/194801			OK	P309	
/194828	(1154	)	*MISC	D389	, PSTAT/ASST
/194833			*CLEAR	D389	
/195627	(730	)	*MISC	C356	, PSTAT/ASST PSTAT/RPT
/195712			*CLEAR	C356	
/203254	(766	)	*CLEAR	P309	DSP: 1E , PSTAT/CFS PSTAT/FEL
/203254			CLOSE	P309	

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 13-250142	
INCIDENT TYPE Arrest		INCIDENT CLASSIFICATION #1 ASSAULT-SIMPLE		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #2 DISORDERLY CONDUCT <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #4 <input type="checkbox"/>	
RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)	
REPORTED ON Sat 07/27/2013	DATE/TIME 18:57	OCCURRED ON Sat 07/27/2013	DATE/TIME 18:58	OCCURRED TO Sat 07/27/2013	DATE/TIME 20:30
DISTRICT		DISPATCH TIME		ARRIVED TIME	
CLEARED TIME		REPORT DATE 07/27/2013		REPORT TIME 21:28	
EST. TOTAL PROPERTY LOSS					UCR/NIBRS CODE /13A
PRIMARY CHARGE 9A.36.031(1)(G) ASSAULT-3D(LAW ENFORCE/EMPLOY)					LOCATION NAME (IF APPLICABLE)
LOCATION OF INCIDENT 2724 E 6th, Spokane, WA 99202					
SOLVABILITY FACTORS PC Affidavit Completed, Suspect Arrested, Useful Physical Evidence, Witness to Crime					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS Haney					
<small> A-Victim, Individual; RB-Bliktwby; S-Suspect; RO-Registered Owner; VB-Victim, Business; OW-Owner of Property; D-Driver; G-Guest; C-Customer; PE-Police Officer; GYL-PS-Passenger; PE-Prosecutor; D-Other; C-Complainant; MR-Person Monitored; M-Misfit; IN-Individual; CV-Complaint; M-Minor; CC-Contact; V-Victim; D-Deceased; A-Arrested Person; W-Witness </small>					
CODE A-1	NAME: LAST, FIRST, MIDDLE Blakesley, Richard D			SEX M	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 05/22/1962 51		HEIGHT 5'10"	WEIGHT 160	BUILD Medium	HAIR
EYES BLU - Blue		DESCRIPTORS			
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 2724 E 6th, Spokane, WA 99202			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
CHARGE LEVEL Felony Class C	DESCRIPTION 9A.36.031(1)(G) ASSAULT-3D(LAW ENFORCE/EMPLOY)			UCR/NIC CODE /13A	
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest		MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	
CITATION #	DATE	TIME	BOOKED WHERE Spokane County Jail	DATE 07/27/2013	TIME 19:03
ARREST LOCATION 2724 E 6th, Spokane, WA 99203			STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input checked="" 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
DRIVER'S LICENSE #4b	<input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO. #4a	<input type="checkbox"/> FAKE	OTHER ID
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES			TYPE OF VICTIM Police/Law Enforcement		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					

ID NO./NAME OF REPORTING OFFICER #766 - Dahle, Zachary	DISTRIBUTION	
APPROVAL #647 - Braun, Steven S	DATE/TIME 07/28/2013 00:29	

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ASSAULT-SIMPLE				ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 13-250142
CODE C-1	NAME: LAST, FIRST, MIDDLE Challenger, Heather A			SEX F	RACE/ETHNICITY W-White
				DATE OF BIRTH/AGE 06/07/1986 27	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 2721 E 6th Avenue, Spokane, WA 99202			RESIDENTIAL STATUS	PHONE (509) 315-4034
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Home) (509) 315-4034					
NARRATIVE					

On 07-27-13 at approximately 1858 hours, I responded to the report of a disorderly male at 2721 W 6th. Heather Challenger had called to report that an intoxicated neighbor was arguing with her. Challenger further stated that the male was coming towards her, and was threatening her. The suspect was described as a W/M, 40's, thin build, wearing no shirt and jeans.

I was arriving on scene and dispatch advised that the male suspect was armed with a hammer. The male suspect was also reported to be yelling, "bring on the cops."

Several people in the area began pointing towards 2724 E 6th when I arrived on scene. I observed two males standing on the sidewalk in front of this address. I got out of my patrol vehicle and asked what was going on. One of the males (Shawn Blakesley) stated, "My brother is drunk and acting stupid."

I could see that the other male (Richard Blakesley) appeared very angry. Richard was scowling at me and grinding his teeth. I could see that his eyebrows were furrowed and he was glaring at me. I further noted that his hands were balled into fists by his sides. Richard was breathing very heavily at this time.

I asked Richard why he was so upset. Richard then reached his right hand into his front right pocket. He then produced a black rectangular object from this pocket. I immediately believed that he had pulled out a folding pocket knife. I drew my duty weapon to a low guard, and commanded Richard to drop the knife. Richard looked down and said, "What fucking knife?" Richard then opened his hand and I could see he was holding a black tipped lighter.

I holstered my weapon and Richard came directly towards me. Richard then hit me in the upper right chest/shoulder with his open right hand. This caused my lapel microphone to dislodge, and it swung outward and over my right shoulder. I attempted to take control of Richard by his left arm at this time, but he spun into the hold and was facing me. I then observed that Richard had his right hand balled into a fist, and he was drawing it backwards as if he were winding up to punch me.

Richard had been reported to be in possession of a hammer. He had gone into his pocket and produced what at first I thought to be a weapon. Richard was highly agitated and had already assaulted me. I had not checked him for weapons, and was alone with him. I also had no way to call for assistance, as my lapel microphone was over my shoulder and I was struggling with Richard.

I pulled Richard forward towards me to break his balance, and also to limit the area of my

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ASSAULT-SIMPLE	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 13-250142
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body he could punch. I then delivered one elbow strike to the left side of Richards head with my right elbow. Richard was disoriented from the strike, and I was able to guide him to the ground at this time. Richard then pulled his right hand under and towards his waistband area. Again I had not checked him for weapons, and this is common area for concealing weapons.

I placed my left knee on Richards neck, and extended his left arm straight and against my body. I was then able to roll my right shoulder, and access my lapel microphone. I advised that Richard was fighting over the radio at this time. Richard then began to kick his feet upward into my legs. I could not prone handcuff Richard while he was kicking and struggling.

Shawn then grabbed Richard's feet and pulled them straight out. I was able to handcuff (dl) and arrest Richard at this time.

I requested a supervisor respond for the use of force. Sgt Braun later arrived and contacted Richard. It should be noted that my right elbow was sore and aching after I was forced to deliver the strike.

I then contacted the original complainant, Heather Challenger. Heather reported that Richard had been very intoxicated, and had been destroying a chair in front of 2724 W 6th. Richard had also been kicking a fence in front of the house. Heather stated that at first she had been amused by his drunken stupor.

Heather reported that she had six young children at her house, and Richard was escalating. Heather told Richard to calm down, or she would get his brother. Richard then began to yell and curse at her. Heather reported that she told Richard he was being silly.

Richard then walked out into the street and was coming towards Heather. Heather stated that Richard called her a "fucking bitch." Richard then stated that she "needed to get hit in the head." Heather told Richard that she was going to call the police. Richard then went and got a hammer. Richard was yelling to "bring on the cops." Heather then called the police at this time.

Richard was checked by medics on the scene. I was then contacted by Shawn. I apologized for the way things had gone with Richard. Shawn stated that Richard had given me no choice, and I had just done what I needed to.

Richard was transported to SCJ and booked for assault 3rd. I completed a charging request at that time.

I have no further information to report.

Z.DAHLE #766 P309

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 13-250142	
REPORT PURPOSE			REPORTED ON DATE Sat 07/27/2013	TIME 18:57
INCIDENT CLASSIFICATION #1 ASSAULT-SIMPLE		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 07/27/2013	REPORT TIME 21:35
PRIMARY CHARGE				UCR/NIBRS CODE

VICTIM/WITNESSES/OTHERS

V-Victim, I-Individual, RI-Riwayat, S-Suspect, PO-Registered Owner, VB-Victim, B-Business, OW-Owner of Property, D-Deaf, G-Guard, JJC-Justice, PCP-Perpetrator, CY-Cycle, PS-Passenger, PE-Pedestrian, O-Other, C-Complainant, MR-Person Member, J-Missing, IN-Institutional, CV-Complainant, V-Victim, GON-Child, V-Deceased, A-Armed Person, W-Witness

CODE W-1	NAME: LAST, FIRST, MIDDLE Blakesley, Shawn E			SEX M	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 11/01/1963 49
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS	
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 2717 E 6th Avenue, Spokane, WA 99202				RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Cell) (509) 998-7057						

CODE W-2	NAME: LAST, FIRST, MIDDLE Blakesley, Dana L			SEX F	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 05/06/1967 46
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS	
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 2717 E 6th Avenue, Spokane, WA 99202				RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Cell) (509) 590-3424						

CODE W-3	NAME: LAST, FIRST, MIDDLE Hunter, Christa L			SEX F	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 01/18/1983 30
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS	
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 576, Airway Heights, WA 99001				RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Cell) (509) 218-3475						

NARRATIVE

On 07/27/2013, at 1858, I responded to an ARGUE call at 2721 E 6th Avenue with OFC Yrigollen and CPL Dahle. The complainant was Heather Challenger. She reported that an intoxicated male

ID NO./NAME OF REPORTING OFFICER #730 - Haney, Scott	DISTRIBUTION	
APPROVAL #647 - Braun, Steven S	DATE/TIME 07/28/2013 00:31	

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Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION ASSAULT-SIMPLE	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 13-250142
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neighbor came toward her, and threatened to assault her. She also reported that he was armed with a hammer.

Before I arrived, I heard CPL Dahle that he was fighting with someone.

When I arrived, CPL Dahle had the suspect detained in handcuffs, and the suspect was lying on the ground. I searched the subject incident to arrest and placed him into OFC Yrigollen's patrol car.

I interviewed three people that had witnessed the confrontation between the suspect(Richard Blakesley), and CPL Dahle.

This is a summary of what Shawn E. Blakesley told me.

Rich is my brother. He lives across the street from me at 2724 E 6th. He is an alcoholic. Earlier today, my wife, Dana, heard a commotion and looked out the window. She saw Rich smashing a chair on the sidewalk, and she asked me to make him stop. I saw him smashing the yellow chair (the broken yellow chair was still on the sidewalk), and I convinced him to go back into the yard and calm down. I told him that he should go to sleep. My wife and I went out to dinner, and when we got back, I saw Rich in street, yelling at the neighbor. He had a hammer in his hand. I started telling him to calm down, and I took the hammer away from him. When the officer pulled up and got out of his car, I heard him ask Rich what was going on Rich shoved the officer, and the officer took him to the ground with a Muy Thai move. Rich was the aggressor, and continued to resist and to refuse to comply with the officer's commands to lie flat on the ground. I pulled Rich's legs out straight to help the officer. I was not trying to interfere or anything. I forgot to mention that at first, Rich was holding a cigarette lighter in his hand and the officer thought it was a knife, and the officer pulled his gun out. He put his gun away as soon as he saw that it was a lighter and not a knife.

This is a summary of what Dana L. Blakesley told me.

Rich is my brother-in-law. Earlier I saw him breaking a chair across the street. I sent Shawn over to calm him down, and I thought that it worked, so we sent out to dinner. When we came home from dinner, I saw her Rich in the street with a hammer, and my husband took it away from him. I saw the officer approach Rich, and I saw Rich push the officer. He took Rich to the ground.

This is a summary of what Christa L. Hunter told me.

- 1) I saw that guy (Rich Blakesley) kicking the fence apart at 2724 E 6th. My friend, Heather Challenger, asked him to calm down because he was scaring her children. He came out of

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION ASSAULT-SIMPLE	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 13-250142
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the gate of 2724 E 6th and walked into the street. I confronted the defendant in the street to keep him from entering Challenger's yard because there were children there. He was breathing hard and clenching his fist, and I thought that he was about to hit me. Heather said that she was calling the police. That guy said "bring on the cops". I saw his brother (Shawn) arrive and confront him. I saw the officer arrive and walk toward the drunk guy. I heard the officer speak to him, and reach toward him. Then I saw the drunk guy take a swing at the officer with a closed fist, and the officer hit the defendant with an elbow and wrestled him to the ground.

SPO S. Haney #730 C356