



## 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
<b>Witness Exemptions</b>			
#1a	<b><u>Name / Identity</u></b> 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	<b><u>Date of birth</u></b> 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	<b><u>Personal home, work or cell phone number</u></b> 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	<b><u>Residential address</u></b> 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	<b><u>E-mail address</u></b> 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)
<b>Juvenile Information</b>			
#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</i> , 122 Wn.App. 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)
<b>ACCESS Database Info</b>			
#3a	Information from WACIC/NCIC (ACCESS): <b><u>Criminal history information</u></b>	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): <b><u>License Plate Information</u></b>	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): <b><u>Vehicle Registered owner information</u></b>	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): <b><u>Wanted persons information</u></b>	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): <b><u>Officer safety information</u></b>	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): <b><u>Gun information</u></b>	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): <b><u>DOL Information</u></b>	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): <b><u>Stolen Vehicle Information</u></b>	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): <b><u>Missing Persons Information</u></b>	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): <b><u>Runaways or endangered persons</u></b>	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): <b><u>DOC Information</u></b>	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.
<b>Personal Identifiers and Financial Info</b>			
#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)
<b>Employees Files</b>			
#5a	<b>Photos</b> 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	<b>Birthdates</b> 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)
<b>Criminal History</b>			
#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)
<b>Officer Safety or Intelligence</b>			
#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 identicard 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 Comm'n, 16 Wn.App. 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.	
<b>Photos</b>			
#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)
<b>Protected by Law</b>			
#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	<b><u>Name/Identity</u></b> 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	<b><u>Date of birth</u></b> 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	<b><u>Personal work, home, or cell phone number</u></b> 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	<b><u>Residential address</u></b> 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	<b><u>E-mail address</u></b> 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)

F14-002

Page: 1

**Use of force**      **IA No: F14-002**      **Received: Jan 17, 2014 23:29**

Incident No: 14-6756

Type of service being performed at time of incident: Self Initiated

Reason for use-of-force: Fleeing (Felony)

Officer assessment of citizen condition: None detected

Citizen was injured: Yes

Citizen was taken to hospital: Yes

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: 15 feet to 18 feet

Involved Citizen Build: Large

Involved Citizen Height: 5'10" to 6'0"

**Involved citizen:**

**Kyle I Sijohn**

Resistance(s):

Active Resistance

Injuries/conditions:

Injured During Incident

Charges against citizen in relation to the incident:

Arrest - Felony

Linked address(s):

Home Address: 377 B ST Plummer ID 83851

Linked phone(s):

Cell: (208) 449-3353

**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: 18 Years with unit:  
Off duty: Off duty employed:

Use(s) Of Force:

K-9 Deployment: Effective

**Officer witnesses:**

**Officer Ronald E VanTassel [844/]**

**Officer current info:**

Bureau: Operations  
Unit: Uniform Operations  
Assignment: Patrol

**Summary:**

\*\*\* See Attached \*\*\*

In compliance with policy per Captain Dobrow, 2/6/2014.

**When/where:**

Date/time occurred: Jan 07 2014 23:29

Incident location: N/A Sharp and Napa Spokane WA 99204  
Home Address: 377 B ST Plummer ID 83851  
County: Spokane County

**Linked files:**

K-9 Admin Report (docx)  
CADEXpediter Reports 140006756 (pdf)  
Sergeant Kendall Summary (docx)

**Status/assignment information:**

Status: Completed

Opened: Assigned: Due: Completed: 02/06/2014

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**

**Jan 17, 2014 20:55: Sent from Sergeant Shawn M Kendall [417/11477] to Lieutenant Kevin B King [205/10920]**

Instructions:

K-9 Contact Officer Lesser and RAV. Lt. King The Admin report still needs your remarks.

Thanks  
Sgt. Kendall

Reviewed by Lieutenant Kevin B King [205/10920] on Feb 03, 2014 at 08:39

Decision: Not approved  
Insufficient information

Reviewer comment:

Shawn, I am not seeing the injury portion... Can you make sure it is done?

Thanks!

Kevin

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

**Feb 03, 2014 08:39: Sent from Lieutenant Kevin B King [205/10920] to Sergeant Shawn M Kendall [417/11477]**

Instructions:

Please complete injury portion

Reviewed by Sergeant Shawn M Kendall [417/11477] on Feb 03, 2014 at 18:06

Decision: Approved

Reviewer comment:

Still Done

**Feb 03, 2014 18:06: Sent from Sergeant Shawn M Kendall [417/11477] to Lieutenant Kevin B King [205/10920]**

Instructions:

Still Done

Reviewed by Lieutenant Kevin B King [205/10920] on Feb 04, 2014 at 17:47

Decision: Approved

Reviewer comment:

This use of force is reasonable and within policy.

**Feb 04, 2014 17:47: Sent from Lieutenant Kevin B King [205/10920] to Captain Daniel J Torok [242/11015]**

Instructions:

Approved up chain. My fault for delay. Returned in error.

Reviewed by Captain Daniel J Torok [242/11015] on Feb 06, 2014 at 15:00

Decision: Approved

Reviewer comment:

I concur with Lt. King's findings.

**Feb 06, 2014 15:00: Sent from Captain Daniel J Torok [242/11015] to Asst Chief Patrick M Dobrow [403/11482]**

Instructions:

for review

Reviewed by Asst Chief Patrick M Dobrow [403/11482] on Feb 06, 2014 at 15:47

Decision: Approved

Reviewer comment:

I have reviewed this use of force and find it to be reasonable, appropriate and within policy.

**Entered via BlueTeam by: Sergeant Shawn M Kendall [417/11477]  
on Jan 17, 2014 at 19:31**

# Canine Contact Administrative Report

This report shall be completed whenever there is injury resulting from a Spokane Police Canine.

<b>Use of Force Contact:</b>	<b>X</b>	<b>Training Contact:</b>	
<b>SPD Contact:</b>		<b>Other Contact:</b>	

<b>Crime:</b> Possession of a Stolen Vehicle, Warrants for DWLS 3 <sup>rd</sup> & Resisting Arrest, Refusal to Cooperate	<b>Report Number:</b> Original Case #140006756 Report # for the stop 140007322
<b>Location of Incident:</b> Alley south of Sharp and east of Napa	<b>Date &amp; Time:</b> 1/7/2014 2329 hours
<b>Person:</b> SiJohn, Kyle I	<b>DOB:</b> 7/25/92
<b>Address:</b> 377 B street, Plummer, ID 83851	<b>Phone:</b> 208-449-3353
<b>Officer Involved:</b> Lesser	<b>Canine:</b> Rav
<b>Witness:</b> Ofc VanTassel	

## INCIDENT DESCRIPTION:

<b>Type of Application:</b> Track
<b>Original Call:</b> Ofc Wilkinson attempted to stop a stolen vehicle in the alley south of Sharp and east of Napa. The driver, SiJohn, fled on foot to the north and left two females in the back seat.
<b>Suspect Actions:</b> The suspect fled on foot from a stolen vehicle and refused all verbal commands to stop. The suspect continued this resistance even after hearing several PA announcements from perimeter officers that he was under arrest and a K-9 was going to be deployed to locate him. He was ordered to give up during these announcements.
<b>Est. Time &amp; Distance of Contact (if known):</b> less than 10 seconds and approx 15 feet
<b>Officer Safety Concerns/ Why was Canine used:</b> The suspect was wanted for at least one felony, Possession of a Stolen Vehicle. The suspect had fled from a stolen vehicle into a residential neighborhood on foot. The suspect had not been searched and it was unknown if he possessed any type of weapons. The suspect was actively resisting and attempting to evade arrest by flight.

## INJURY DESCRIPTION:

<b>Injury:</b> Minor abrasion and one rake on the left buttocks. The injuries were cleaned and SiJohn was released to be booked.	
<b>Treated by:</b> Deaconess	
<b>Sgt Notified:</b> Kendall & Lt Sprague	<b>Photographed by:</b> Cpl Ennis

## TRAINING COMMENTS:

<b>Canine Effectiveness:</b> The actions of Ofc Lesser and K-9 Rav were effective, fell within Spokane Police policy, and met department expectations.
<b>Patrol Support:</b> The actions of the Patrol Officers were effective, within Spokane Police policy, and met department expectations.



**SUPERVISORY COMMENTS:****K-9 Supervisor Comments:**

Officer Lesser and "Rav" are a WAC and WSPCA (Washington State Police Canine Association) certified team. Officer Lesser is also a recognized Master Trainer through WSPCA.

There was PC to arrest the suspect for TMVWOP 2<sup>nd</sup> Degree (a Felony crime).

The suspect was a larger male and very athletic. This was demonstrated by his ability to swiftly flee the scene on foot. He fled into an area that is primarily made up of an occupied residential community putting innocent parties at risk. It was unknown if the suspect was armed or had armed himself with improvised weapons during his route of attempted escape. There were countless hiding/ambush locations throughout his route of escape posing a great danger to on foot searching officers. It was very likely that the locating of the suspect would take place at close quarters giving very little reaction time for officers if he chose to plan an assault or ambush.

The suspect actively resisted numerous police commands to give himself up to officers. He continued his fleeing/hiding and potential ambush resistance until located by Rav.

Without the use of Rav's tracking ability it was likely that the suspect would not have been located or identified. Without the implantation of proper perimeter tactics and announcements by assisting patrol officers it was likely that the suspect would continue to flee on foot making apprehension unlikely.

Officer Lesser's decision to deploy K-9 Rav under these circumstances was within Department policy, State and Federal law and met department expectations.

<b>Signature:</b>	Sergeant Shawn Kendall	<b>Date:</b> 010814
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**K-9 Unit Commander Comments:**

<b>Signature:</b>	<b>Date:</b>
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**Division Commander Comments:**

<b>Signature:</b>	<b>Date:</b>
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### **Summary of events Inc #140006756:**

At approximately 2329 on 010814 Officer Wilkinson attempted to close space on a vehicle in the area of Sharp and Napa for erratic driving. As he was closing space the driver made several abrupt directions of travel changes. Officer Wilkinson was driving a fully marked police vehicle and wearing a police uniform. Based on the erratic driving Officer Wilkinson believed the driver had observed him and was attempting to evade the officer.

Officer Wilkinson closed the space so that he was able to advise dispatch of the vehicle license. (ID License # 3B4158I) Dispatch advised that the vehicle had been reported stolen. Officer Wilkinson was preparing to make a felony stop when suddenly the driver stopped the vehicle at Sharp and Napa just to the East and fled N/B on foot. Officer Wilkinson remained with the vehicle and contacted three passengers who had remained and were cooperative. They provided very little information in regards to the driver and his identity during his investigation.

Responding officers established a perimeter to the North, East West and South utilizing short delay, known direction perimeter tactics.

Officer Lesser arrived on scene and contacted Officer Wilkinson.

Officer Lesser deployed his K-9 partner, "Rav", for the following reasons:

- There was PC to arrest the driver of the stolen vehicle for TMVWOP 2<sup>nd</sup> Degree. (A felony crime.)
- The driver of the vehicle was very athletic demonstrated by his ability to flee the scene on foot.
- He was a larger male approximately 6' tall weighing 215 lbs.
- He fled into an area primarily made up of occupied residential homes putting innocent people at risk.
- There were countless hiding/ambush locations on his route of travel. It was likely that during the actual locating of the suspect would happen in very close quarters making very little opportunity for reaction time.

- It was unknown if the suspect was armed or had armed himself with an improvised weapon(s) during his route of escape.
- There was very little lighting in this area giving the suspect an advantage if he were to set up an ambush.
- These described conditions increase the chances of close quarter apprehension. This increases the potential for injury to officers and the suspect.
- The suspect attempted to evade Officer Wilkinson by conducting erratic driving and then fleeing on foot. He continued this active resistance refusing to comply with multiple PA K-9 announcements given by perimeter officers during the track. These announcements stated that he was under arrest, that the Spokane Police Department was utilizing a K-9 to locate him and that he need to give himself up.

Rav tracked the suspect to a side yard at N. 1515 Smith. Rav located and contacted the suspect who was hiding in a standing position between several large Juniper type bushes. Rav contacted the suspect on the left buttocks area. He obeyed officer commands to show his hands. Rav released the contact on command and the suspect was taken into custody without incident. (Cuffed DL)

The suspect was identified as Sijohn. He was transported to Deaconess MC to treat the K-9 contact.

I responded to Deaconess and contacted Sijohn. I observed a small abrasion and some scratches on his left buttocks. The injuries were very minor and needed very little medical attention. Sijohn claimed that he did not hear the K-9 announcements. He also stated that he observed the police cars driving around and even described my gold colored Tahoe. He stated that the Tahoe was parked very close to where he stopped for a while. Sijohn was not very cooperative with my questions regarding the K-9 deployment. He claimed that if he wanted to he could have run all night and we would have never caught him.

It should be noted that Officer Lesser confirmed Rav's track with shoe prints left by Sijohn in fresh snow. Officer Lesser also advised me that Sijohn attempted to

throw the tracking team off by running across several covered porches of peoples' homes. This tactic put him within arm's reach of the front doors of innocent citizens in the area.

After reading the attached reports, observing physical evidence, interviewing the suspect and Officer Lesser I find that Officer Lesser's deployment was within Department Policy, State and Federal Law and met Department expectations.

K-9 Sergeant Shawn Kendall L-205

SPD Defensive Tactics Coordinator

01/13/14 20:06:01 PRINT REQUESTED BY TERMINAL K9UN01  
Incident History for: #SP140007322 Xref: #SC140006756

Entered	01/07/14	23:29:10	BY PCC02	1008
Dispatched	01/07/14	23:29:10	BY PCC02	1008
Enroute	01/07/14	23:29:10		
Onscene	01/07/14	23:29:10		
Closed	01/08/14	03:00:43		

Initial Type: VEHREC      Final Type: VEHREC (VEHICLE, RECOVERED STOLEN)  
Initial Priority: 3      Final Priority: 3  
Disposition: 1E      Source: R      Primary Unit: C453  
Police BLK: SPC5GP  
Group: P5 (P7 ) Beat:      Map Page: 32  
Loc: N NAPA ST/E SHARP AV ,SPK      <1200,1900> (V)  
Name:      Addr:      Phone:

[illegible]

/233058	(657	)	MISC	D377	,WM BLK JEANS W/RED PRINT AND BLK SWEATSHIRT
/233104	(1179	)	MISC		,WM BLK JEANS BLK SWEATSHIRT JEANS HAVE A RED
					PRINT ON THE PANTS
/233123			CHGLOC	A321	[MISSION/NAPA ]
/233127	(657	)	MISC	D377	,STILL OCCUPIED BY 3
/233131	(1179	)	CHGLOC	C453	[MISSION/MARSHALL ]
/233138			CHGLOC	C456	[MISSION/MADELIA ]
/233147	(417	)	*ASSTER	L205	[N NAPA ST/E SHARP AV ,SPK]
					#417 KENDALL, SHAWN
/233148	(1179	)	CHGLOC	C461	[MISSION/LEE]
/233200			CHGLOC	C462	[SINTO/MADELIA ]
/233226	(532	)	*ASSTER	L171	[N NAPA ST/E SHARP AV ,SPK]
					#532 LUNDGREN, JUSTIN
/233248	(1179	)	CHGLOC	C475	[W/ D377 ]
/233307	(1008	)	CALLBK	D377	T/PCC03
					,NUMBER TO RO ASHLEY C LASARTE 208 582 3173
/233325	(1179	)	MISC	K15	,HAVE SOMEBODY TO THE RAILROAD TRACKS/HELENA &
					CENTENNIAL TRAIL
/233344			NEWLOC	C453	[N NAPA ST/E SHARP AV ,SPK]
/233356	(929	)	*ONSCNE	C456	
/233357	(1179	)	CHGLOC	P315	[MISSION/MARSHALL ]
/233415			CHGLOC	P303	[SINTO/LEE ]
/233450	(994	)	*ONSCNE	C461	
/233513	(1106	)	*ONSCNE	C462	
/233516	(1179	)	ASSTOS	L230	[N NAPA ST/E SHARP AV ,SPK]
					#349 PREUNINGER, TERRY
/233521			CHGLOC	L230	[BRIDGE ]
/233523			ONSCNE	L230	
/233549	(1008	)	CALLBK		T/PCC03
					,K9 SEARCH ROUTED PG1 PG3
/233555	(1179	)	CHGLOC	P303	[SHARP/LEE ]
/233607	(740	)	*ONSCNE	C475	
/233611	(657	)	ONSCNE	K15	
/233613	(1179	)	ONSCNE	K15	
/233620			MISC	K15	,EAST ON SHARP FROM NAPA
/233623	(657	)	NEWLOC	K15	[TRACKING ]
/233627	(929	)	*MISC	C456	,ANNOUNCEMENT MADE, MISSION / MADELIA
/233633	(740	)	*NEWLOC	C475	[MISSION/MAGNOLIA]
/233643	(657	)	ONSCNE	C453	
/233647			NEWLOC	C453	[TRACKING ]
/233650	(1179	)	NEWLOC	C453	[K9 TRACK ]
/233659	(657	)	MISC	K15	,NB CRESTLINE/SHARP
/233700	(1179	)	MISC	K15	,NORTH ON CRESTLINE FROM SHARP
/233713	(1106	)	*MISC	C462	,ANNOUNCEMENT X2, SINTO/MADELIA
/233728	(733	)	*MISC	P303	,ANNOUNCEMENT MADE SHARP/LEE FACING WEST
/233734			*ONSCNE	P303	
/233753	(1179	)	MISC	C453	,NB THROUGH SOME YARDS
/233829			ASSTER	P309	[TRACKING ]
					#766 DAHLE, ZACHARY
/233855			MISC		,DOGS TRACKING HARD TO EAST SWAP WEST PERIM 3
					BLOCKS TO THE EAST OF LEE
/233905			CHGLOC	C456	[MISSION/COOK ]
/233917			CHGLOC	C462	[SINTO/COOK ]
/233932			CHGLOC	P315	[SHARP/COOK]
/233935	(966	)	*NEWLOC	A321	[MISSION/COOK]
/233948	(740	)	*NEWLOC	C475	[NORA/ALTAMONT]
/234001	(1179	)	NEWLOC	C456	[N NAPA ST/E SHARP AV ,SPK]
/234009			CHGLOC	C456	[CAR ]
/234044			MISC	K15	,ALREADY CROSSED MISSION BUMP SHARP UNITS NORT
					H OF MISSION

/234101	(657	)	MISC	K15	,NB STONE/MISSION
/234103	(1179	)	MISC	K15	,NB STONE FROM MISSION
/234125			MISC	C475	,NEIGH NORA/ALTAMON 1 AGO MALE EB NORA FOOT PR
					INTS ON SOUTH SIDE OF SIDEWALK
/234157			CHGLOC	A321	[NELSON/NORA ]
/234224	(929	)	*ONSCNE	C456	
/234239	(532	)	*ONSCNE	L171	
/234304	(1185	)	*ASSTER	C354	[TRACKING ]
					#1185 MATT, JOSEPH
					#1067 LESSER, ROBERT SCOTT
/234311	(969	)	*ASSTER	A322	[NELSON/NORA ]
					#969 SPOLSKI, NICHOLAS
/234314	(1179	)	MISC	K15	,STILL GOING NE BUMP PERIMETER
/234316	(733	)	*NEWLOC	P303	[MOBILE EAST]
/234349	(1179	)	MISC	L205	,HAVE WEST PERIM TO NELSON
/234412			MISC		,C453 STILL GOING EB NORA
/234413	(436	)	*NEWLOC	P315	[IND/NELSON]
/234433	(1179	)	MISC	K15	,SB COOK FROM NORA
/234454	(1123	)	CALLBK	L171	T/PCC03
					,FOOT PRINTS GO BACK TO THE SOUTH ON NELSON
/234526	(1179	)	MISC	C453	,EB FROM 1604 COOK
/234550			MISC	C453	,EB
/234558	(966	)	*ONSCNE	A321	
/234609	(1106	)	*NEWLOC	C462	[MISSIN/NELSON]
/234615	(1008	)	MISC	D377	,SUSPECT MIGHT BE KYLE REDBIRD? 11D RMS
/234625	(1179	)	NEWLOC	P309	[MOBILE ON MISSION]
/234707	(969	)	*ONSCNE	A322	
/234713	(1179	)	MISC		,K15 CONTACTING ONE
/234722			MISC		,1500 N SMITH
/234737	(969	)	*MISC	A322	,PSTAT/ASST
/234748	(766	)	*CLEAR	P309	,PSTAT/ASST
/234751	(1179	)	MISC		,K15 1 I/C PERIMETER UNITS CAN SECURE 1600 N S
					MITH
/234809			NEWLOC	K15	[1515 N SMITH ]
/234818			NEWLOC	L230	[1515 N SMITH ]
/234818			NEWLOC	C453	[1515 N SMITH ]
/234826			MISC		,BACK TO NORMAL TRAFFIC
/234839	(417	)	*ONSCNE	L205	
/234841	(966	)	*CLEAR	A321	,PSTAT/ASST
/234904	(436	)	*MISC	P315	,PSTAT/ASST
/234905			*CLEAR	P315	
/234913	(1179	)	MISC	L230	,PERIM CAN SECURE
/234942			MISC	D377	,LAST 5 OF VIN MATCH START THE RO
/234943	(929	)	*REMINQ	C456	
/234944	(1106	)	*REMINQ	C462	#3a
/234945	(969	)	\$PREMPT	A322	
/235008	(1179	)	MISC	C453	,SUSP NAMED?
/235025	(1185	)	*ONSCNE	C354	
/235036	(1179	)	MISC	C462	,CONF ON SIJOHNS WARRANTS & SHIP THEM
/235102	(1008	)	CALLBK	D377	T/PCC03
					,TRIED CALLING ASHLEY C LASARTE 208 582 3173 X
/235128	(1016	)	*REMINQ	D377	2, IMMEDIATE VM, WHICH IS NOT SET UP
/235141	(1179	)	REMINQ	C462	#3a
/235236			CALLBK	C462	T/PCC02
					,CONF/SEND KYLE I SIJOHN 072592

/235329 (532 ) \*CLEAR L171  
/235340 (1106 ) \*CHGLOC C462  
/235414 (733 ) \*CHGLOC P303  
/235419 (1179 ) CHGLOC C475  
/235452 (1008 ) CALLBK C462  
  
/235510 REMINQ D377  
  
/235513 (1179 ) MISC C462  
/235534 (1106 ) \*ONSCNE C462  
/235540 (1008 ) REMINQ D377  
  
/235750 (452 ) \*CHGLOC K15  
/235804 (1179 ) CALLBK D377  
  
/235814 (417 ) \*CHGLOC L205  
/235955 (994 ) \*CLEAR C461  
\*\*\* New Date: 01/08/14 \*\*\*  
/000055 (1106 ) \*TRANS C462  
  
/000246 (929 ) \*MISC C456  
/000248 \*CLEAR C456  
/000342 (591058) MISC  
  
/000342 MISC  
/000342 MISC  
  
/000342 MISC  
/000346 MISC  
  
/000346 MISC  
/000346 MISC  
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/000410 MISC  
  
/000410 MISC  
/000442 MISC  
/000451 MISC  
/000519 (740 ) \*ONSCNE C475  
/000616 (349 ) \$PREMPT L230  
/000722 (733 ) \*ONSCNE P303  
/000832 (417 ) \*ONSCNE L205

[STOP]  
[DEEK]  
[7820 E EUCLID]  
T/PCC03  
,CONFIRMED AND SENT X2

#3a

,SIJOHN IN CUSTODY

#3a

[DEAC]  
T/SCC01  
,PLS CLEAR STOLEN, BOTH PLATES VIN MATCHES  
[DEAC]  
,PSTAT/ASST  
  
[DEACONESS] M/0  
,NO ODOMETER  
,PSTAT/ASST

#3c

,CLEARED, CLEARED HOT AUTO  
,ROUTED TO PTR26



/000853	(1179	)	MISC	C475	,ENR TO THE VEH W/ THE RO
/000916	(1106	)	*TRANSC	C462	,NO MILEAGE
/001013	(740	)	*TRANS	C475	[NAPA/SHARP] M/0
					,2 FEMALES
/001047	(1008	)	ASSTER	L183	[DEAC]
					#093 SPRAGUE, DEAN
/001303	(1069	)	\$PREMPT	L183	
/001308	(1185	)	*CLEAR	C354	,PSTAT/ASST
/001420	(844	)	*REMINQ	C453	
					#3a
/001718	(1179	)	OK	P303	
/001721			OK	L205	
/001726			OK	C462	
/001812	(417	)	\$PREMPT	L205	
/001955	(740	)	*TRANSC	C475	[NAPA/SHARP] M/4.6
/002153	(844	)	*NEWLOC	C453	[JAIL]
/002159			*NEWLOC	C453	[DEAC]
/002510	(1179	)	MISC	D377	,FOR UNITS AT DEAC VICT DOES DESIRE PROSECUTIO
					N, PC FOR POSSESSION OF STOLEN MOTOR VEHICLE
/002537			ONSCNE	K15	
/002541			OK	K15	
/002546			OK	C453	
/002557	(1016	)	*CHGLOC	D377	[PAPER CAR]
/002653	(093	)	*ASSTER	L183	[DEAC]
					#093 SPRAGUE, DEAN
/003118	(1016	)	*ONSCNE	D377	
/003123	(093	)	*ONSCNE	L183	
/003953			*CLEAR	L183	
					DSP: 8D
					,BRIEFED AT DEACONESS BY K15, VIEWEDMINOR INJU
					RY. PSTAT/ASST
/004107	(1179	)	OK	D377	
/004523	(1016	)	*REMINQ	D377	
					#3a
/005422	(733	)	*MISC	P303	,PSTAT/ASST PIX OF HIDING LOCATION AND OF K9 C
					ONTACT
/005517			*CLEAR	P303	
/005612	(844	)	*TRANS	C453	[JAIL] M/0
/005806	(740	)	*CLEAR	C475	,PSTAT/ASST
/005835	(1106	)	*CLEAR	C462	,PSTAT/ASST
/010121	(844	)	*TRANSC	C453	M/1.4
/010246	(452	)	*REMINQ	K15	
					#3a
/011702	(1179	)	OK	C453	
/012921	(844	)	*NEWLOC	C453	[DEEK]
/014015	(452	)	*CHGLOC	K15	[PAPER CAR]
/014016			*ONSCNE	K15	
/014022	(1179	)	OK	K15	
/014116			OK	C453	
/014200	(452	)	\$PREMPT	K15	
/022606	(1016	)	*CLEAR	D377	DSP: 8D --> 1E
					,PSTAT/SI PSTAT/FEL
/030043	(844	)	*CLEAR	C453	DSP: 1E --> 1E
					,PSTAT/ASST PSTAT/WAR PSTAT/WAR PSTAT/MISD PST
					AT/RPT
/030043			CLOSE	C453	

# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-006756</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Wed 01/08/2014</b>	TIME <b>14:03</b>	INCIDENT XREF <b>14-007322</b>
INCIDENT CLASSIFICATION #1 <b>VEH-RECOVERED</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 <b>VEH-THEFT</b>		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3 <b>WARRANT ARREST</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4 <b>OBSTRUCT OFFICER</b>		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE <b>01/08/2014</b>		REPORT TIME <b>00:34</b>
PRIMARY CHARGE <b>9A.56.075 TMVWOP-2D</b>					UCR/NIBRS CODE
<b>VICTIM/WITNESSES/OTHERS</b> <small>OW-Owner of Property, O-Other, CON-Contact, V-Deceased, VB-Victim - Business, V-Victim - Individual, S-Suspect, RU-Runaway, RO-Registered Owner, PS-Passenger, PE-Pedestrian, A-Arrested Person, G-Legal Guardian, C-Complainant, CV-Complainant is Victim, D-Driver, PD-Pedestrian - Cyclist, IN-Institutional, M-Missing, MIR-Person Mentioned, W-Witness</small>					
CODE <b>A-1</b>	NAME: LAST, FIRST, MIDDLE <b>Sijohn, Kyle I</b>			SEX <b>M</b>	RACE/ETHNICITY <b>I-American Indian or</b>
HEIGHT <b>6'00"</b>	WEIGHT <b>215</b>	BUILD <b>Heavy</b>	HAIR <b>Black</b>	EYES <b>BRO - Brown</b>	DATE OF BIRTH/AGE <b>07/25/1992 21</b>
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>377 B Street, Plummer, ID 83851</b>			DESCRIPTORS	
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			RESIDENTIAL STATUS		PHONE
ADDITIONAL ADDRESSES				ADDRESS TYPE	
ADDITIONAL PHONES <b>(Cell) (208) 449-3353</b>					
CHARGE LEVEL <b>Felony Class C</b>		DESCRIPTION <b>9A.56.075 TMVWOP-2D</b>			UCR/NCIC CODE <b>/240</b>
WARRANT #	BAIL	TYPE OF ARREST <b>On-View of Arrest</b>			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CITATION #	DATE	TIME	BOOKED WHERE <b>Spokane County Jail</b>		DATE <b>01/08/2014</b>
ARREST LOCATION <b>N Napa Street &amp; E Sharpe Avenue, Spokane, WA 99205</b>			STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input type="checkbox"/> ADMITTED <input checked="" 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
DRIVER'S LICENSE <input type="checkbox"/> FAKE <input type="checkbox"/> STATE		SOCIAL SECURITY NO. <input type="checkbox"/> FAKE		OTHER ID	
<b>#4b</b>					
CODE <b>W-1</b>	NAME: LAST, FIRST, MIDDLE <b>#2d #2d</b>			SEX <b>F</b>	RACE/ETHNICITY <b>I-American Indian or</b>
HEIGHT <b>5'04"</b>	WEIGHT <b>100</b>	BUILD <b>Light</b>	HAIR <b>Brown</b>	EYES <b>BRO - Brown</b>	DATE OF BIRTH/AGE <b>05/16/1998 15</b>
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>916 S Houk Road, Spokane, WA 99216</b>			DESCRIPTORS	
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			RESIDENTIAL STATUS		PHONE
ADDITIONAL ADDRESSES <b>275, Desmet, ID 83824</b>				ADDRESS TYPE <b>Mailing Address Only</b>	
ADDITIONAL PHONES <b>(Cell-Message Phone) (509) 474-9687</b>					
ID NO./NAME OF REPORTING OFFICER <b>#1016 - Wilkinson, Rhian</b>				DISTRIBUTION	
APPROVAL <b>#271 - Kannberg, Eric</b>		DATE/TIME <b>01/08/2014 03:06</b>			

Supplemental Report #1

01/13/2014 20:07:21.931

# SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION <b>VEH-RECOVERED</b>				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER <b>14-006756</b>	
CODE <b>W-2</b>	NAME: LAST, FIRST, MIDDLE <b>#2d #2d</b>				SEX <b>F</b>	RACE/ETHNICITY <b>I-American Indian or</b>	DATE OF BIRTH/AGE <b>07/10/1996 17</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES <b>(Cell) (208) 987-0162</b>							
CODE <b>W-3</b>	NAME: LAST, FIRST, MIDDLE <b>#2d #2d</b>				SEX <b>F</b>	RACE/ETHNICITY <b>I-American Indian or</b>	DATE OF BIRTH/AGE <b>08/06/1997 16</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
CODE <b>V-1</b>	NAME: LAST, FIRST, MIDDLE <b>Lasarte, Ashley C</b>				SEX <b>F</b>	RACE/ETHNICITY <b>I-American Indian or</b>	DATE OF BIRTH/AGE <b>08/04/1995 18</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>7820 E Euclid Avenue, Spokane, WA 99206</b>				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES <b>(Cell) (208) 582-3173</b>							
REALTIONSHIP TO SUSPECT			VICTIM OF Offns. # <b>9A.56.075 TMVWOP-2D</b>			OFNDR. # <b>A-1</b>	
<b>NARRATIVE</b>							

On Tuesday January 7, 2014 at 2329 hours I was patrolling the area near Sharpe and Napa. I observed a gray Honda Accord driving erratic through the area. I attempted to catch up to the vehicle to get the plate and conduct a Traffic stop.

The vehicle initially traveled south, then turned east, and then turned north again. Based on the erratic direction changes I concluded that the vehicle was trying to prevent me from catching up. I closed the distance in an alley way just south of Sharpe and East of Napa. I got close enough to the vehicle to read the plate ID 3B41581. I ran the plate and was informed by dispatch that the vehicle was reported stolen. As I was about to conduct a Felony Traffic stop the driver of the vehicle opened the door and ran from the vehicle.

## SUPPLEMENTAL REPORT CONTINUED

*Spokane Police/Spokane County Sheriff*

Page 3

INCIDENT CLASSIFICATION  
**VEH-RECOVERED**

ATTEMPTED  
☐

INCIDENT NUMBER  
**14-006756**

I stayed with the vehicle because it was still occupied by three other people. Other officers began establishing a perimeter. A K9 unit was dispatched and conduct a K9 track in the area. (see Officer D. Lesser's report for additional details.)

I then detained the remaining three occupants of the vehicle. I secured them all in handcuffs (D.L.) and placed them in separate patrol vehicle.

I read [REDACTED] #2d her constitutional rights. She stated that she understood those rights and she chose to invoke those rights.

I then spoke with [REDACTED] #2d I read her the Constitutional Rights. She stated that she understood those rights and agreed to waive those rights and answer my questions. She told me that she knew the car belonged to Ashley Lasarte. She didn't know that the vehicle was stolen, but she told me that she driver that fled from the vehicle was Kyle. She thought his last name Redbird.

I then spoke with [REDACTED] #2d I read her the Constitutional Rights. She stated that she understood her rights and agreed to wave those rights and answer my questions. She stated that she did not know who the driver of the vehicle was, nor did she know who the vehicle belonged too.

The k-9 track ended with the apprehension of Kyle Sijohn. He was transported back to the area of the stolen vehicle. I immediately recognized him as the individual that ran from the stop. I read Kyle his Constitutional Rights. Kyle stated that he understood his rights and agreed to waive those rights and answer my questions. He stated that Ashley had loaned him the vehicle in the morning to go home and take a shower. He stated that he was en route back to Ashley's house to return the vehicle. He also admitted that he had not returned the vehicle at the time he was supposed to, which was his explanation for why Ashley had reported the vehicle as stolen. He told me that he had known Ashley for a long time. When I asked him why he ran from the vehicle he told me that he knew the police where behind him and he knew he had a warrant for his arrest. Kyle was then transported to the hospital to receive treatment that he sustained during his apprehension.

Ashley was transported to the vehicle by another officer. She informed me that she had only known Kyle for a couple of days. She admitted that he had stayed at her house the previous night, and when she woke up her vehicle was gone. She was adamant that she had never given anyone especially Kyle permission to take her vehicle. She also informed me that she wanted to press charges against Kyle.

Kyle was then transported to the Spokane County Jail where he was booked for TAWOOP in the second degree. It should also be noted that Kyle was also driving under a suspended license and I have probable cause to arrest Kyle for DWLS 3<sup>rd</sup>.

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

Page 4

INCIDENT CLASSIFICATION <b>VEH-RECOVERED</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-006756</b>
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I also completed a Stolen Vehicle Settle report to remove the vehicle from the Stolen Auto List.

OFFICER/NUMBER/CALL SIGN

Wilkinson/1016/D377

# SUPPLEMENTAL REPORT

**Spokane Police/Spokane County Sheriff**

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-006756</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Tue 01/07/2014</b>	TIME <b>23:29</b>	INCIDENT XREF
INCIDENT CLASSIFICATION #1 <b>VEH-TMVWOP</b>		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 <b>01/08/2014</b>	REPORT TIME <b>01:39</b>	
PRIMARY CHARGE					UCR/NIBRS CODE
<b>NARRATIVE</b>					

I responded to the area of Sharp and Napa in the southeast alley to assist Ofc Wilkinson who had just stopped a confirmed stolen vehicle and the driver, SiJohn, fled on foot.

I arrived on scene and observed the footprints leading from the vehicle in the fresh snow. The footprint was easily recognizable in the snow and had the word Jordan on the sole.

I decided to deploy my K9, Rav, in an attempt to located the suspect for the following reasons. The suspect was wanted for at least one felony, Possession of a Stolen Vehicle. The suspect had not been searched and it was unknown if he possessed any type of weapons. The suspect was actively resisting and attempting to evade arrest. The suspect had fled into a residential neighborhood and it was unknown to what extent of crimes he committed or may commit in his attempt to flee.

I placed Rav on the last known location which was on the def's footprints. I gave Rav the track command and we began tracking north through the yards and then east on Sharp. I was able to confirm the track by the suspect's footprints in the snow. We continued tracking for multiple blocks cutting through alleys and backyards. At one point the suspect kicked several fence panels in the back yard of a residence out to gain access to the alley. We continued tracking north across Mission up to Nora and then east on Nora. We then turned and went south on Smith. At this point the suspect was climbing onto porches to try and avoid leaving footprints in the snow but I was able to pick them up on the other side.

We continued south on Smith till we reached 1515 N. Smith. We tracked down the driveway on the south side of the residence west bound. As we were tracking we were right next to a large row of Juniper bushes. I could see the suspects footprints led all the way to the end of the driveway towards a fence. As we were tracking along the bushes Rav suddenly turned and dove into the bushes and contacted the suspect on left buttock.

I directed the suspect out of the bushes and down to the ground. As soon as could see his hands were clear I immediately had Rav release the contact and Ofc VanTassel took the suspect into custody.

The suspect was transported to Deaconess. At Deaconess I checked SiJohn for injuries. He had a small abrasion along with a small rake. The injuries were cleaned and treated with a band aid.

See Ofc Wilkinson's report for further details. During the entire track I was able to confirm SiJohn was the driver of the vehicle based on his visible footprints in the snow. I also verified that the shoes he was wearing at the time of the arrest were the same as the ones that left the imprints in the snow.

Cpl Ennis took photographs of the injuries and Sgt Kendall and Lt Sprague were advised of

ID NO./NAME OF REPORTING OFFICER <b>#452 - Lesser, Dan</b>		DISTRIBUTION
APPROVAL <b>#271 - Kannberg, Eric</b>	DATE/TIME <b>01/08/2014 03:56</b>	

## SUPPLEMENTAL REPORT CONTINUED

**Spokane Police/Spokane County Sheriff**

Page 2

INCIDENT CLASSIFICATION <b>VEH-TMVWOP</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-006756</b>
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the contact.

SiJohn also had confirmed warrants for DWLS 3rd and Resisting Arrest along with his driving status being DWLS 3rd.

# SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-006756</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Tue 01/07/2014</b>	TIME <b>23:30</b>	INCIDENT XREF
INCIDENT CLASSIFICATION #1 <b>VEH-RECOVERED</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 <b>WARRANT ARREST</b>		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 <b>01/08/2014</b>	REPORT TIME <b>05:34</b>
PRIMARY CHARGE					UCR/NIBRS CODE
NARRATIVE					

On 1-7-14 I responded to Napa and Sharp to assist Ofc Wilkinson. He advised he stopped a stolen vehicle and one male ran from that vehicle. I assisted K-9 Officer Lesser with a K-9 track. It should be noted that it had also just snowed and there was fresh tracks on the ground. See Ofc Lesser's report for further with the K-9 track.

The dog located Sijohn a short time later and I took him into custody with handcuffs (dl). I read Sijohn his constitutional rights, which he waived and agreed to talk to me. Before I asked Sijohn any questions he said, "I only ran because I have warrants". I asked Sijohn if he knew he was being tracked by a Police dog and he said yes. Sijohn said that is why he jumped so many fences. He had heard that fences really slow down dogs and he thought he would be able to get away.

I asked Sijohn where he got the vehicle he was driving. He said that he borrowed it from Ashley. Sijohn said that this morning she gave him the keys. He drove her around and dropped her off at her residence.

Sijohn said that he used it for the day. He was going to bring it back to her earlier, but he fell asleep. Sijohn said that is were he was driving right now, is to return it to Ashley.

Sijohn was amazed that Ashley reported it stolen. He said that they have been good friends since they were little kids. However, he tried to name off her family and could only name 2-3 people. He started stumbling when he was trying to think of other family members, he then changed the subject.

Sijohn was treated at Deaconess for his dog bite. I transported him to jail and booked him for taking a motor vehicle without permission. **#3a**

**#3a** I also booked him for that.

R Van Tassel  
D480  
844

ID NO./NAME OF REPORTING OFFICER <b>#844 - VanTassel, Ronald</b>		DISTRIBUTION
APPROVAL <b>#208 - Huddle, Kevin</b>	DATE/TIME <b>01/08/2014 06:47</b>	

Supplemental Report #1

01/13/2014 20:07:34.878