



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	<u>Name / Identity</u> 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	<u>Date of birth</u> 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	<u>Personal home, work or cell phone number</u> 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	<u>Residential address</u> 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	<u>E-mail address</u> 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</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)
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 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.	
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)

F14-008

Page: 1

Use of force **IA No: F14-008** **Received: Feb 05, 2014**

Incident No: 14-34942

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

Reason for use-of-force: Resisting Arrest

Officer assessment of citizen condition:

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:

Involved Citizen Build: Medium

Involved Citizen Height: 6'1" to 6'3"

Involved citizen:

Richard J Kness

Resistance(s):

Active Resistance

Charges against citizen in relation to the incident:

Arrest - Felony

Linked address(s):

Home Address: 2006 Courtland AV E Spokane WA 99207

Linked phone(s):

Home Phone: (509) 484-4347

Officers involved:

Officer Jay E Kernkamp [862/]

Officer current info:

Bureau: Operations

Unit: Uniform Operations

Assignment: Patrol

Snapshot - officer information at time of incident:

Badge/ID no: 862

Bureau: Operations

Unit: Uniform Operations

Assignment: Patrol
Not Used: Team 8 - PACT
Rank/title: Officer
Age: 34 Years of employment: 7 Years with unit:
Off duty: Off duty employed:

Use(s) Of Force:

Takedown Technique: Effective

Summary:

Ofc J Kernkamp made a stop on a Bicyclist at North Foothills and Perry. The subject [later id'd as Kness] stated he did not have id and said his name is Chris Murphy. He was asked to spell his name and he spelled it Chirs and gave a DOB of 010783. Kness stated he was 24 years old which did not add up with the date of birth given. Kernkamp was unable to locate the subject in DOL or locally with the information given. He then told Kernkamp he could follow him to his address but could not give an address. Kernkamp determined that the subject was lying about his name.

Kernkamp went to place Kness in handcuffs and he took off riding his bike. He rode n/b on Perry past Euclid and ran the red light at Perry and North Foothills and rode into oncoming traffic. Kernkamp activated his emergency lights and siren following the Kness. Kernkamp was able to catch Kness at Madelia and Euclid where he had stopped. Kness told Kernkamp he did not want to go back to jail. Kernkamp told Kness he was under arrest.

Kernkamp ordered him to put his hands behind his back but Kness tried to take off again. However due to the icy conditions he struggled to ride away. Kernkamp stopped his patrol vehicle and exited it while Kness was attempting to ride away. Kness rode into the front of the stopped unoccupied patrol vehicle and lost his balance. Kness was attempting to ride away but was struggling due to the extreme icy conditions. Kernkamp was able to catch up to Kness and tackled him to the ground while giving verbal commands of, "Stop Police.". Kness was placed in the prone cuffing position and handcuffed.

Kness started complaining of injuring his right knee. Kernkamp requested medics and a supervisor.

I arrived and saw Kness lying on ground handcuffed, yelling how he could not straighten out his leg. He was rolling from side to side moving both of his legs.

I asked him what happened and he said the officer contacted him for not wearing a bike helmet and asked for his id. He said he told the officer he did not have any and the officer could follow him to his residence and he took off. I asked him why he did not stop when told to by the officer and he did not answer. He reluctantly said he lives at 2100 N Crestline. I told him that if that was the case then he was riding the wrong way. He said the officer hit him with his car.

I looked at the bicycle and the front of Kernkamp's vehicle but did not see any damage to either. Cpl Hagar responded and took photos of the SPD vehicle #363, the bicycle and Kness.

Medics arrived and cut Kness pants and long underwear to look at his right knee. I did not see any injuries to Kness's right leg. I stood by and watched the medics to their assessment and they advised they could not find any injury. Kness stated he had a prior knee injury. Kness was transported to Holy Family hospital. They did not find any new injuries. Kness advised he had surgery on his right knee and may have re-injured it.

Kness was stopped for riding a bicycle without a helmet. He provided a false name and date of birth and rode off when instructed by the Officer to put his hands behind his back. Kness rode away from the officer and continued to try and get away after being told to stop. Kernkamp used his lights and sirens to give auditory and visual notice to Kness that he was being stopped. Kernkamp used a take down technique to remove Kness from his bicycle. He then used prone cuffing to take him into custody.

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

When/where:

Date/time occurred: Feb 02 2014 14:53

Incident location: N/A Hogan and North Foothills Spokane WA 99207
Home Address: 2006 Courtland AV E Spokane WA 99207
County: Spokane County

Linked files:

Cad print out and Kernkamps report (pdf)

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: Team 8 - PACT

BlueTeam chain routings

Feb 05, 2014 12:05: Sent from Sergeant John P Gately [278/11113] to Lieutenant Alan J Arnzen [095/10711]

Instructions:

Chain of command use of force review.

Reviewed by Lieutenant Alan J Arnzen [095/10711] on Feb 06, 2014 at 07:31

Decision: Approved

Reviewer comment:

Officer Kernkamp conducted a traffic stop on Kness who was riding a bicycle recklessly and wasn't wearing a helmet. Kness who had a warrant lied about his name and took off on his bike. During the chase he made contact with the unoccupied patrol car and was later tackled by

Kernkamp to stop him. He later complained of a knee injury to his right knee that had been injured before. There were no signs of new injury and after a medical check up he was released.
The force used by the officer was minimal and within policy.
Lt. Arnzen 095

Feb 06, 2014 07:31: Sent from Lieutenant Alan J Arnzen [095/10711] to Captain Daniel J Torok [242/11015]

Instructions:

For your review.

Reviewed by Captain Daniel J Torok [242/11015] on Feb 06, 2014 at 15:43

Decision: Approved

Reviewer comment:

The force used by Ofc. Kernkamp was within policy.

Feb 06, 2014 15:43: 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 15:54

Decision: Approved

Reviewer comment:

The use of force was within policy.

Entered via BlueTeam by: Sergeant John P Gately [278/11113] on Feb 05, 2014 at 09:41

Incident History for: #SP140034942

Entered 02/02/14 14:53:39 BY PCC01 218
 Dispatched 02/02/14 14:53:39 BY PCC01 218
 Enroute 02/02/14 14:53:39
 Onscene 02/02/14 14:53:39

Initial Type: BIKE Final Type: BIKE (BIKE STOP)

Initial Priority: 3 Final Priority: 3

Disposition: Source: R Primary Unit: A122

Police BLK:

Group: P2 Beat: Map Page:

Loc: NORTH FOOTHILLS/HOGAN (NV)

Name: Addr: Phone:

/145339 (218) \$OUTSRV ,NO MORE INFORMATION
 /145339 DISPOS A122 #862 KERNKAMP, JAY
 ,NO MORE INFORMATION
 /145342 ASSTER B131 [NORTH FOOTHILLS/HOGAN]
 #435 HONAKER, KRISTOPHER
 /145352 (605) *ASSTER E282 [NORTH FOOTHILLS/HOGAN]
 #605 RALEIGH, ERIN
 /145353 (218) MISC A122 ,.NB ON HOGAN
 /145408 ASSTER E288 [NORTH FOOTHILLS/HOGAN]
 #1013 QUARLES, DARRELL
 /145417 (287) *ASSTER P301 [NORTH FOOTHILLS/HOGAN]
 #287 HAGER, BILL
 /145421 (562) *ASSTER E287 [NORTH FOOTHILLS/HOGAN]
 #562 LAMANNA JR, ANTHONY J
 /145422 (218) NEWLOC A122 [WM BRO JACK MADELIA]
 /145425 (646) *ASSTER E284 [WM BRO JACK MADELIA]
 #646 WOODYARD, AMY
 #531 ROBERGE, MICHAEL
 /145538 (218) NEWLOC A122 [BUCKEYE/MADELIA]
 /145559 ASSTOS L278 [BUCKEYE/MADELIA]
 #278 GATELY, JOHN
 /145604 (562) *CLEAR E287
 /145625 (605) *MISC E282 ,PSTAT/ASST
 /145628 (1160) REMINQ A122
 /145628 (218) CALLBK P301 T/PCC01
 ,02/02/14 14:56:16 MESSAGE TO: PCC01 FROM: P30
 1 I'LL CONT FOR PICS
 /145633 (605) \$PREMPT E282
 /145656 (1013) *PREMPT E288
 /145712 (1160) MISC A122 ,MEDICS ER
 /145723 (218) \$PREMPT B131
 /145741 (1160) MISC A122 ,X1 IN CUSTODY
 /145814 (646) *ONSCNE E284
 /145845 (287) *ONSCNE P301
 /145926 (646) *CLEAR E284 ,PSTAT/ASST
 /150144 (1160) MISC A122 ,REQUESTED MEDICS RIGHT AFTER CHECKING NAME. M
 ALE WAS COMPLAINING THAT WE BROKE HIS LEG. THE
 Y WERE NOTIFIED IMMEDIATELY AS LISTED IN THE C
 ALL ABOVE

#3a

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-034942	
INCIDENT TYPE Arrest, Information		INCIDENT CLASSIFICATION #1 WARRANT ARREST		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 <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 Sun 02/02/2014	DATE/TIME 14:53	OCURRED ON Sun 02/02/2014	DATE/TIME 14:53	OCURRED TO Sun 02/02/2014	DATE/TIME 16:00
DISTRICT					
DISPATCH TIME 14:53	ARRIVED TIME 14:53	CLEARED TIME 15:30	REPORT DATE 02/02/2014	REPORT TIME 15:23	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE					UCR/NIBRS CODE
LOCATION OF INCIDENT N Perry Street & E Buckeye Avenue, Spokane, WA 99207				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS Suspect Arrested					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS none					
VICTIM/WITNESSES/OTHERS <small>OW-Owner of Property, O-Other, CON-Contract, 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, R-Relational, M-Missing, MR-Person Mentioned, W-Witness</small>					
CODE A-1	NAME: LAST, FIRST, MIDDLE Kness, Richard J			SEX M	RACE/ETHNICITY W-White/Non-Hispanic
DATE OF BIRTH/AGE 11/25/1976 37					
HEIGHT 6'01"	WEIGHT 200	BUILD Medium	HAIR Blonde or	EYES GRN - Green	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 2006 E Courtland Avenue #Lower, Spokane, WA 99207			RESIDENTIAL STATUS	PHONE (509) 484-4347
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Home) (509) 484-4347					
CITATION #	DATE	TIME	BOOKED WHERE Spokane County Jail		DATE 02/02/2014
					TIME 15:00
ARREST LOCATION N Madelia Street & E Buckeye Avenue, Spokane, WA 99207			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 <input type="checkbox"/> FAKE		STATE	SOCIAL SECURITY NO. #4a	OTHER ID	
HAIR LENGTH Short	HAIR TYPE	HAIR STYLE Butch	FACIAL HAIR Short Beard	FACIAL SHAPE	TEETH
APPEARANCE	COMPLEXION	FACIAL FEATURES	DISTINCTIVE FEATURES	GLASSES	R/L HANDED Right Handed
				SPEECH	

ID NO./NAME OF REPORTING OFFICER #862 - Kernkamp, Jay	DISTRIBUTION Crime Analysis, Department of Corrections, Dept. of Social & Health Services, NRO
APPROVAL #445 - Cordis, Tyler	DATE/TIME 02/02/2014 19:58

Incident Report #1

02/03/2014 08:35:52.237

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION WARRANT ARREST		ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-034942	
TATTOOS/LOCATION Arm, Left(frog w/crown)				
MARKS/LOCATION				
HATE BIAS		CIRCUMSTANCES		
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 Holy Family	TAKEN BY Ambulance	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN Tollis	SUICIDE NOTE FOUND? <input type="checkbox"/>
HOLD PLACED BY				
NARRATIVE				

On 2/2/14 at 1453 hours I observed a male riding his bicycle north bound on Perry from Illinois. The male was weaving through both north and south lanes of traffic as well as riding on the sidewalk on the east side of the road. I also observed the male was not wearing a helmet.

I stopped the male and contacted him at Perry/Buckeye. I asked his name. I saw that he was a middle aged male. He appeared to be nearing 40 yrs old. Initially when I stopped the male he stated his name as "Chris Murphy". I asked him how to spell Chris. He spelled it "C.H.I.R.S.". He gave his DOB as 01/7/83. I know by looking at him that he was older than what he was identifying himself as. I asked the male how old he was. He stated 24. I immediately recognized that he was well over 24 years old. And that he would be over 24 years old.

In addition with the information given. I was unable to find his information in DOL. With the name he gave, there was no local history. All of the above circumstances confirmed he was lying about his name.

He stated I could follow him home and that he had his ID there. He could not tell me where his address was. He later told me he lives at 2100 N. Crestline. I later determined he really lives 2006 E. Courtland #1 (lower level).

The male stated he did not have identification on him and that he had ID out of California and Oregon. Through those states I was still not able to locate a positive ID on him.

When I determined the male was lying about his name I figured he had warrants. Often times, wanted persons are deceitful about their name because they are trying to avoid going to jail. As I went to walk around my patrol car to place the male into handcuffs he started riding his bike at a fast rate of speed, north bound on the sidewalk. He was riding through snow and slush on the sidewalk and continued north bound on Perry, past Euclid, running the red light and riding into oncoming traffic. This caused traffic from both east and west bound lanes to come to a stop to avoid colliding into him.

The male then road his bike east across the median and north through the alley as I was trying to get him to stop. At this time I had ran back to my car and activated my patrol car's lights and sirens. The male road through the walkway of an apartment complex and then crossed Euclid south bound

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION WARRANT ARREST	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-034942
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again, still running from my patrol car.

The male road south on Madelia and continued to avoid my contact. Just south of Euclid on Madelia the male stopped on his bike and said, "I don't want to go back to jail." It was clear he was attempting to run from the Police.

I told him he was under arrest and gave him the verbal commands to place his hands behind his back. As I ran up to contact him, the male, later identified as Richard Kness, started riding his bike away from me again, at a fast rate of speed. I got back into my patrol car and saw that the male was struggling to keep his balance on the icy road conditions as he tried riding away again.

While my vehicle was stopped he road his bike parallel across the front of my car and collided with my stopped, unoccupied car. At this time I was standing at my door. This caused him to temporarily lose his balance however he was able to recover.

The male continued to try and ride south bound on Madelia towards Buckeye. Because of the time delay with him riding his bike into my patrol car, I was able to move around my patrol car and close distance on him. He still tried riding south bound, yelling, "I don't want to go back to jail."

I caught up to the male and continued to give him verbal commands, "stop, Police." He refused to stop. To avoid having him run into the yards and place citizens and homeowners in any danger I tackled him to the ground. Once on the ground I placed him into the prone cuffing position and handcuffed (DL). I informed the male he was under arrest. He identified himself as Richard Kness. He had a Felony Warrant for Possession of Stolen Property in the 1st Degree. I arrested, handcuffed (DL) and searched him.

In his right rear pocket was his Washington State ID.

Locally Kness has numerous contacts for theft and possession of stolen property.

Once in handcuffs Kness started complaining of a sore right knee. He stated he had surgery on it before and felt he may have re-injured it while running from the Police. AMR responded and transported him to Holy Family to be cleared for jail booking. He was cleared for booking without any new injuries.

Cpl. Hager responded to the scene and photographed the overall scene.

Sgt. Gately responded to the scene and contacted Kness. I informed him of the above.

This report is for information only.

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

Page 4

INCIDENT CLASSIFICATION WARRANT ARREST	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-034942
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J. Kernkamp #862
A122