



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)

F14-011

Page: 1

Use of force **IA No: F14-011** **Received: Feb 13, 2014**

Incident No: 14042514

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

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: 19 feet to 21 feet

Involved Citizen Build:

Involved Citizen Height:

Involved citizen:

John J Whiteaker

Resistance(s):

Active Resistance

Injuries/conditions:

Transport to Hospital

Charges against citizen in relation to the incident:

Arrest - Felony

Linked address(s):

Home Address: 10510 Richland RD W 15 Cheney WA 99004

Linked phone(s):

Home Phone: (509) 828-0378

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:

SPO Jeremy R Daniel [767/]

Officer current info:

Bureau: Operations
Unit: Uniform Operations
Assignment: Patrol

Summary:

See Attached Narrative

In compliance with policy per Assist Chief Dobrow 03/14/14.

When/where:

Date/time occurred: Feb 09 2014 20:23

Incident location: N/A 3rd and Altamont Spokane WA
Home Address: 10510 Richland RD W 15 Cheney WA 99004
County: Spokane County

Linked files:

Sgt Kendall Summary (docx)
PtsCADK-9 Log (pdf)

Status/assignment information:

Status: Completed

Opened: Assigned: Due: Completed: 03/14/2014

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

Feb 17, 2014 14:21: Sent from Sergeant Shawn M Kendall [417/11477] to Lieutenant Kevin B King [205/10920]

Instructions:

Rav Contact Report...

Reviewed by Lieutenant Kevin B King [205/10920] on Feb 20, 2014 at 12:07

Decision: Not approved
Insufficient information

Reviewer comment:

Shawn,

In both downloads, I'm getting only your summary with no reports...

Feb 20, 2014 12:07: Sent from Lieutenant Kevin B King [205/10920] to Sergeant Shawn M Kendall [417/11477]

Instructions:

In both downloads, I'm getting only your summary with no reports...

Reviewed by Sergeant Shawn M Kendall [417/11477] on Feb 20, 2014 at 14:48

Decision: Approved

Reviewer comment:

[Forwarded by Sergeant Shawn Kendall]

Feb 20, 2014 14:48: Sent from Sergeant Shawn M Kendall [417/11477] to Lieutenant Kevin B King [205/10920]

Instructions:

Should be complete

Reviewed by Lieutenant Kevin B King [205/10920] on Feb 20, 2014 at 15:45

Decision: Approved

Reviewer comment:

This use of force was reasonable and within policy.

Feb 20, 2014 15:45: Sent from Lieutenant Kevin B King [205/10920] to Captain Daniel J Torok [242/11015]

Instructions:

Approved for Captain Torok

Reviewed by Captain Daniel J Torok [242/11015] on Mar 13, 2014 at 10:14

Decision: Approved

Reviewer comment:

I concur with Lt. King that the force used was reasonable and within policy.

Mar 13, 2014 10:14: Sent from Captain Daniel J Torok [242/11015] to Sergeant David K Staben [592/11800]

Instructions:

For routing.

Reviewed by Sergeant David K Staben [592/11800] on Mar 13, 2014 at 15:16

Decision: Approved

Reviewer comment:

[Forwarded by Sergeant David Staben]

Mar 13, 2014 15:16: Sent from Sergeant David K Staben [592/11800] to Asst Chief Patrick M Dobrow [403/11482]

Instructions:

A completed Use of Force for review

Reviewed by Asst Chief Patrick M Dobrow [403/11482] on Mar 14, 2014 at 14:02

Decision: Approved

Reviewer comment:

[Forwarded by Asst Chief Patrick Dobrow]

Mar 14, 2014 14:02: Sent from Asst Chief Patrick M Dobrow [403/11482] to Lieutenant Justin C Lundgren [532/11713]

Instructions:

I have reviewed this use of force (K9 contact), and it was within policy and appropriate.

Reviewed by Lieutenant Justin C Lundgren [532/11713] on Mar 14, 2014 at 14:33

Decision: Approved

Reviewer comment:

A/C Dobrow finds that this Use of Force was within policy and appropriate

**Entered via BlueTeam by: Sergeant Shawn M Kendall [417/11477]
on Feb 13, 2014 at 22:52**

02/10/14 01:45:53 PRINT REQUESTED BY TERMINAL K9UN01
Incident History for: #SP140042514

Entered 02/09/14 20:23:02 BY PCC01 1123
I patched 02/09/14 20:23:02 BY PCC01 1123
Enroute 02/09/14 20:23:02
Onscene 02/09/14 20:23:02

Initial Type: SUSPER Final Type: SUSPER (SUSPICIOUS PERSON)
Initial Priority: 2 Final Priority: 2
Disposition: 1G Source: R Primary Unit: K15
Police BLK: SPC5EC
Group: P5 (P1) Beat: Map Page: 33
Loc: E 3RD AV/S ALTAMONT ST ,SPK <2300,200> (V)
Name: Addr: Phone:

/202302 (1123) \$OUTSRV ,NO MORE INFORMATION
/202302 DISPOS F31 #767 DANIEL, JEREMY
/202302 (750) *ASSTER F34 ,NO MORE INFORMATION
[3RD/ALT]
#750 ANDERSON, JERRY C
/202308 (881) *ASSTER F32 [3RD/ALT]
#881 WHEELER, SEAN
/202313 (1123) CHANGE LOC: 3RD/ALT --> E 3RD AV/S ALTAMONT ST ,SPK,
DGP: P1 --> P5,
BLK: --> SPC5EC
/202335 (1144) MISC F31 ,ONE RUNNING FROM GAS STATION, DUMPING STUFF,
JOHN WHITTAKER/BECK?
/ 339 (1180) *ASSTER A324 [E 3RD AV/S ALTAMONT ST ,SPK]
#1180 GROOM, DARYL
#935 GEREN, NICK
/202343 (1144) MISC F31 ,WB IN ALLEY JSO
/202355 ASSTOS X372 [E 3RD AV/S ALTAMONT ST ,SPK]
#973 DONALDSON, NATHAN
/202414 (1123) ASSTER A325 [E 3RD AV/S ALTAMONT ST ,SPK]
#1176 BROWN-BIEBER, BENJAMIN
/202423 (1144) ASSTER K15 [E 3RD AV/S ALTAMONT ST ,SPK]
#452 LESSER, DANNY
/202428 NEWLOC X372 [ZIP TRIP]
/202432 MISC F31 ,SIL HONDA
/202449 (1147) *ASSTER D373 [E 3RD AV/S ALTAMONT ST ,SPK]
#1147 GOBBLE, NATE
/202535 (1144) ONSCNE K15
/202541 NEWLOC F31 [TRACK]
/202547 CHGLOC A324 [5TH/CRESTLINE]
/202554 CHGLOC A325 [3RD/CRESTLINE]
/202606 CHGLOC D373 [5TH/ALTAMONT]
/202622 CHGLOC A324 [6TH/CRESTLINE]
/202622 (1189) *ASSTER D372 [5TH/ALTAMONT]
#1189 DUNKIN, DAVID
/202628 (1144) CHGLOC D373 [6TH/ALTAMONT]
/202646 (464) *ASSTOS F30 [TRACK]
#464 OIEN, SHANE E
/202700 (1144) CHGLOC F32 [5TH/CRESTLINE]
/ 718 CHGLOC F34 [6TH/STONE]
/202743 NEWLOC K15 [TRACK]
/202749 (1179) REMINQ X372
/202806 MISC X372

#3c

/202806 MISC X372
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/202806 MISC X372

/202806 MISC X372

/202813 (657) CALLBK
/202828 (881) *ONSCNE F32
/202910 (649) *ASSTOS L235

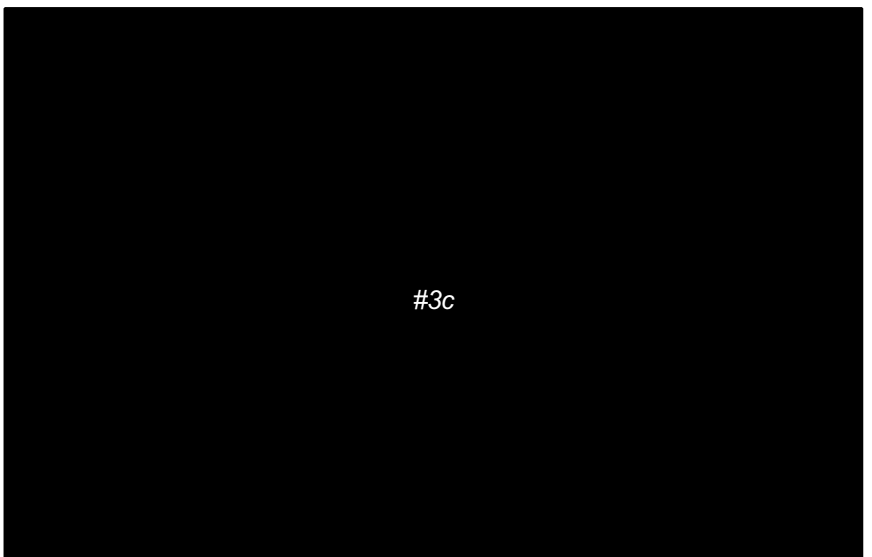
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/202926 (881) *REMINQ F32
/202931 (1144) NEWLOC A325
/202944 (750) *ONSCNE F34
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/2 108 MISC
/203123 (1189) *ONSCNE D372
/203146 (1176) *MISC A325
/203151 (750) *MISC F34
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/203305 (649) *MISC L235
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/203322 MISC X372
/203322 MISC X372
/203424 (750) *REMINQ F34

/203526 (1144) MISC K15
/203656 NEWLOC A324
/203700 (464) *NEWLOC F30
/2 706 (1189) *MISC D372
/203829 (1180) *ONSCNE A324
/204007 (973) *PREMPT X372
/204221 (1144) MISC K15
/204326 NEWLOC D372



#3c

T/PCC03
, CONFIRMED/HOLDING ON WHITEAKER

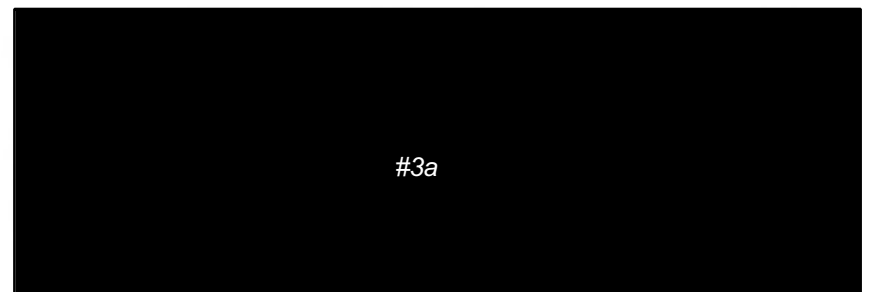
[TRACK]
#649 ECKERSLEY, BRIAN
[3RD/CRESTLINE]

#3b

[6TH/LEE]

, BLU JEANS, HOODY
, K9 SEARCH SENT PG1 PG3

, ANNOUNCEMENT GIVEN, 6TH/LEE
, ANC MADE
, ANNC MADE 6TH/ALTAMONT
, 1 BLOCK WEST, 1/2 BLOCK SOUTH IN ALLEY
, ANNOUNCEMENT MADE AT CRESTLINE AND 5TH
, ANNOUNCEMENT GIVEN 3/CRESTLINE
, Name/Race/Sex/DOB/Ident#



#3a

#3a

, 4TH/STONE SB
[ZIP/TRIP]
[6/CRESTLINE]
, ANNOUNCEMENT 5TH ALTAMONT

, IN BACKYARD OF 428 S ALTAMONT
[428 S ALTAMONT]

/204326		NEWLOC	K15	[428 S ALTAMONT]
/204326		NEWLOC	F31	[428 S ALTAMONT]
/204348	(1176)	*CLEAR	A325	,PSTAT/ASST
/204400	(1144)	MISC	K15	,ONE IN CUSTODY, SECURE PERIMETER
/204442		CALLBK	F31	T/PCC06
				,CONF/SEND HIT TO FOLLOW, ALSO SEND LOCAL
/204609	(1147)	*CLEAR	D373	,PSTAT/ASST
/204623	(802)	CALLBK		T/PCC03
				,CONFIRMED OUT OF DOC
/204714		CALLBK		T/PCC03
				,LOCAL SENT
/204715	(1189)	*MISC	D372	,PSTAT/ASST
/204738		*CLEAR	D372	
/204822	(649)	*CHGLOC	L235	[3/ALTAMONT]
/204834	(464)	*NEWLOC	F30	[428 S ALTAMONT]
/204905		*TRANS	F30	[DEACONESS] M/RESET
/204910	(881)	*NEWLOC	F32	[CENEX]
/205437	(1180)	*CLEAR	A324	,8D PSTAT/ASST
/205514	(464)	*TRANSC	F30	M/2.9
/210209	(649)	*CLEAR	L235	
/210316	(881)	*MISC	F32	,PSTAT/ASST
/210317		*CLEAR	F32	
/210321	(767)	*CHGLOC	F31	[DEAC]
/210606	(452)	*CHGLOC	K15	[DEAC]
/210607		*ONSCNE	K15	
/210821	(767)	*ONSCNE	F31	
/211257	(750)	*CLEAR	F34	,PSTAT/ASST
/220143	(691)	*ASSTOS	K12	[DEAC]
				#691 GORMAN, PAUL
/20737	(1144)	OK	F30	
/20737		OK	F31	
/220737		OK	K12	
/220737		OK	K15	
/221612	(750)	*ASSTER	F34	[DEAC]
				#750 ANDERSON, JERRY C
/221619	(464)	*CLEAR	F30	DSP: 8K
				,PSTAT/ASST
/222424	(657)	CALLBK		T/PCC03
				,THIS GUY IS GOING TO BE HAVING SURGERY WILL NEED GUARD DUTY .. PROBABLY FOR NEXT 2 DAYS...
				PACT TEAM WILL BE HERE TILL 0200 AND WILL NEED RELIEF AT THAT TIME
/222459	(750)	*CLEAR	F34	,PSTAT/ASST
/222601	(1144)	ASSTOS	F32	[DEAC, RELIEF 0000]
				#881 WHEELER, SEAN
/222659		OK	F32	
/222831	(767)	*REMINQ	F31	
/222845		*REMINQ	F31	
/223004	(691)	*CLEAR	K12	
/225509	(452)	*CHGLOC	K15	[PAPER CAR]
/225931		*REMINQ	K15	
/233908	(767)	*NEWLOC	F31	[PAPER/CAR]
/235114	(750)	*ASSTER	F34	[PAPER/CAR]
				#750 ANDERSON, JERRY C
/235132		*CHGLOC	F34	[DEAC-RELIEF 0200]
/235217		*REMINQ	F34	
/235744		*ONSCNE	F34	
/235830	(1179)	OK	F31	

#3a

#3a

#3b

/235834 OK F34

*** New Date: 02/10/14 ***

/001256 (881) *MISC F32

/001259 *CLEAR F32

/0 317 (1179) MISC

/005543 (767) *MISC F31

/005603 *MISC F31

/005632 *MISC F31

/005739 *MISC F31

,PSTAT/ASST

,PER F32 SUBJ NOW IN ROOM #929

,PSTAT/SI PSTAT/WAR PSTAT/WAR

,PSTAT/RPT PSTAT/MISD PSTAT/MISD

,PSTAT/ROP PSTAT/TOP

,BECK TO BE BOOKED ON THE DOC WARRANT AND THE
LOCAL STAT 1 PCS FEL WARRANT UPON HIS MEDICAL
RELEASE.

/005859 *CLEAR F31

/012838 (452) *CHGLOC K15

DSP: 8K --> 1G

[SIG 1 PGR 0492]

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-042514	
INCIDENT TYPE Arrest		INCIDENT CLASSIFICATION #1 PERSONS-SUSP		INCIDENT CLASSIFICATION #2 <input type="checkbox"/> ATTEMPTED	
		INCIDENT CLASSIFICATION #3 <input type="checkbox"/> ATTEMPTED		INCIDENT CLASSIFICATION #4 <input type="checkbox"/> ATTEMPTED	
		RESPONDING TO (Officer Assault)		ASSIGNMENT (Officer Assault)	
REPORTED ON Sun 02/09/2014 20:23		OCCURRED ON Sun 02/09/2014 20:23		OCCURRED TO Sun 02/09/2014 20:44	
DISPATCH TIME		ARRIVED TIME		EST. TOTAL PROPERTY LOSS	
PRIMARY CHARGE		CLEARED TIME		REPORT DATE 02/09/2014	
				REPORT TIME 22:51	
LOCATION OF INCIDENT 302 S Altamont, Spokane, WA					UCR/NIBRS CODE
LOCATION NAME (IF APPLICABLE) Zlp Trip					
ENTRY POINT	METHOD	WEAPON/TOOL/FORCE USED	SECURITY	EVIDENCE	
TYPE OF PREMISE (FOR VEHICLES STATE WHERE PARKED) Street, Highway, Road, or Alley					
SOLVABILITY FACTORS Suspect Arrested					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS K9 Lesser					
VICTIM/WITNESSES/OTHERS <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, PC-Pedestrian - Cyclist, IN-Institutional, M-Missing, MR-Person Mentioned, W-Witness</small>					
CODE CON-1	NAME: LAST, FIRST, MIDDLE Whiteaker, John J			SEX M	DATE OF BIRTH/AGE 04/28/1980 33
HEIGHT 5'07"	WEIGHT 145	BUILD Light	HAIR Brown	EYES HAZ - Hazel	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 10510 W Richland Road #15, Cheney, WA 99004			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) 828-0378, (Cell) 217-7210					
DRIVER'S LICENSE #4b		SOCIAL SECURITY NO. #4a		OTHER ID	

ID NO./NAME OF REPORTING OFFICER 767 - Daniel, Jeremy		DISTRIBUTION	
APPROVAL #558 - Reynolds, Charles		DATE/TIME 02/10/2014 03:55	

Incident Report #1

02/17/2014 13:12:53.270

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION PERSONS-SUSP				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER 14-042514	
VEHICLES							
CODI V-1	CIRCUMSTANCES <i>Investigative Information</i>		LICENSE NO. AHU9341	STATE WA	LIC. YEAR	LICENSE TYPE	VIN/HIN 1HGCG22531A002724
YEAR 2001	MAKE Honda	MODEL Accord	BODY STYLE 01: Sedan, 2 Door	TOP/FRONT/ONLY COLOR Aluminum or Silver		BOTTOM/REAR COLOR Aluminum or Silver	
SPECIAL FEATURES/DESCRIPTION							
DECAL NUMBER		REGISTERED OWNER Hatfield, Timothy J				HOME PHONE	
VEHICLE DISPOSITION <input type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> DRIVEN AWAY <input type="checkbox"/> TOWED		REGISTERED OWNER'S ADDRESS: STREET, CITY STATE ZIP 505 W Rolland, Spokane, WA 99218				VALUE \$	
LOCKED <input type="checkbox"/> Yes <input type="checkbox"/> No	KEYS IN VEHICLE <input type="checkbox"/> Yes <input type="checkbox"/> No	DELINQUENT PAYMENT <input type="checkbox"/> Yes <input type="checkbox"/> No	VICTIM CONSENT <input type="checkbox"/> Yes <input type="checkbox"/> No	DRIVABLE <input type="checkbox"/> Yes <input type="checkbox"/> No	ESTIMATED DAMAGE	DAMAGE <input type="checkbox"/> Window <input type="checkbox"/> Top <input type="checkbox"/> Interior <input type="checkbox"/> Underside	SHADE IN DAMAGED AREA
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR			
RELEASE BY	DATE	TIME	RELEASE NO.	RELEASING AUTHORITY	OWNER NOTIFIED	DATE	TIME
OPERATOR'S NAME							
NARRATIVE							

On 020914 at just before 2023 hrs, I observed a silver 2 door Honda Accord WB on 2nd Ave approaching Altamont. I was stopped for a red light on Altamont at 2nd Ave. I was driving SPD patrol car #369 which is fully equipped with emergency lights and audible sirens. I was also wearing my SPD issued uniform of the day. The Accord made a left (SB) turn on to Altamont. This Accord looked familiar to me and I believed it to be the same vehicle that I had information was being driven by a local TOP offender in our community. The TOP offender was John J Beck (aka-Whiteaker). I was also aware that Beck had two outstanding Felony Warrants for his arrest.

I was able to see the rear license plate as WA lic AHU9341. I checked the plate through WA DOL and confirmed it was in fact the same Accord as noted above. The driver of the Accord turned in to the Zip Trip gas station at 302 S Altamont, failing to use the turn signal 100 feet prior to the turn in to the gas station. The vehicle also had a Failure to Transfer Title within 45 days violation.

A short time later I pulled in to the lot in preparation to conduct a traffic stop on the driver of the Accord due to the traffic infraction and my information that Beck was likely driving the Accord. I positioned my patrol car directly behind the Accord's rear bumper to prevent any attempted escape. I immediately could see what appeared to be frantic movement from the male driver. I moved up on the Accord quickly and drew my duty weapon to the low ready position (depressed muzzle pointed at ground). I could see in to the car well enough to identify the driver as John J Beck (042880). I observed Beck briefly place the transmission in to reverse to flee. However, he observed my patrol car blocking him and so he placed it back in park.

I began making several announcements of, "Spokane Police" & "John you are under arrest for your warrants." John appeared to be digging in his pockets making several furtive movements within the car as he began moving to the passenger seat and then back to the driver seat. It appeared he was either targeting me or looking for the best door to exit out of. After several back and forths jumping seat to seat, it appeared he was going to make it out of the passenger door. As I made it over to the

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION

PERSONS-SUSP

ATTEMPTED



INCIDENT NUMBER

14-042514

passenger door, he was able to quickly get out of the driver's door and run SW through the alley behind the Zip Trip.

Due to the snowy and icy conditions and having fallen multiple times lately during my patrol shifts, and because of the large head start that Beck had, I elected to notify SPD dispatch and set up a perimeter. I was also aware Beck had prior arrest(s) for firearm violations in addition to other cooperative individuals repeatedly claiming Beck is usually armed with guns. So I elected to set a perimeter and attempt a track with a K9 for obvious Officer safety reasons.

I took a brief position at 4th & Altamont in my patrol car in an effort to keep Beck locked down west of Altamont. K9 Lesser was nearby and responded very quickly. I joined him at the alley where I last saw Beck running WB. Meanwhile other SPD units were arriving and taking perimeter positions.

K9 Ofc Lesser and I began the K9 track of Beck. See K9 Ofc Lesser's report for information regarding the track and eventual K9 contact in the carport of 428 S Altamont where Beck was taken in to custody.

After the K9 contact, I was able to move to the north side of the carport and safely pull Beck under the tarp of the carport where I guided him to the prone cuffing position. I again stated, "You are under arrest." I placed him in handcuffs (dl). I asked him why he ran and he replied, "I didn't want to go back to jail." I escorted Beck to a waiting patrol car on 4th Avenue where he was searched incident to arrest and eventually placed in the back of Cpl Oien's patrol car. Cpl Oien immediately transported Beck to Deaconess Medical Center to receive treatment for the K9 contact.

I re-walked the track looking for any potential items of evidence that Beck could have dropped or tried to hide. I did not locate any items. I returned to the Accord where it was legally parked in the lot of the Zip Trip. There was nothing further that could be done with the Accord from a law enforcement standpoint. The Accord was left secured in the lot.

Sgt Eckersley was onscene and made aware of the entire incident/arrest.

I responded to Deaconess where Beck was being treated. At no time during his initial treatment at Deaconess did he make any statements regarding trying to cooperate and give up peacefully prior to the K9 contact. This was consistent with the fact that as I was present during the contact, and never heard Beck make any attempt to make himself known and show himself to Officers to be safely taken in to custody.

A rotation of Officers is going to take place keeping Beck in custody until medical staff clear Beck for Jail booking. Beck will be booked on both valid and confirmed warrants. One being a DOC Escape Warrant and the other being a Felony PCS warrant.

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 4

INCIDENT CLASSIFICATION

PERSONS-SUSP

ATTEMPTED



INCIDENT NUMBER

14-042514

#3g

Due to Beck fleeing from my contact after identifying myself as Spokane Police and advising him he was under arrest, I determined PC existed to charge Beck with Obstructing due to effectively hindering and delaying my warrant arrest on him.

Beck is still currently admitted at Deaconess Medical Center at the time of this report. He will eventually be booked in to Spokane County Jail on the outstanding warrants.

PC also exists to charge Beck with DWLS 3rd and Obstructing.

See Ofc Lesser's report for all other information.

Ofc Daniel #767 (F31)

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-042514	
REPORT PURPOSE			REPORTED ON DATE Sun 02/09/2014	TIME 20:23	INCIDENT XREF
INCIDENT CLASSIFICATION #1 WARRANT ARREST		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 RESISTING ARREST		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 02/09/2014	REPORT TIME 23:11
PRIMARY CHARGE					UCR/NIBRS CODE
NARRATIVE					

I responded to 3rd and Altamont to assist Ofc Daniels who had a suspect run from him on foot west bound in the alley just south of 3rd and Altamont.

While enroute it was confirmed that the suspect, John Beck, had two confirmed felony warrants. One of the felony warrants was a DOC Escape warrant with a no bond. The original charges were Trafficking in Stolen Property and Possession of a Controlled Substance with intent to Deliver. The second felony warrant was for Dangerous Drugs.

#3a

I arrived on scene and contacted Ofc Daniels. He stated he had seen Beck at the Zip Trip at 3rd and Altamont in the parking lot. He pulled in behind him and approached the car. Ofc Daniels said he had Beck at gun point and at first Beck attempted to back up and flee in the car but could not because Ofc Daniels car was blocking his escape. While inside the car Beck repeatedly was digging in his pockets.

Ofc Daniels said the Beck eventually got of the car and fled on foot west bound in the alley.

I decided to deploy my K9, Rav for the following reasons. Beck had two confirmed felony warrants for his arrest. He had refused all commands given to him by Ofc Daniels to include that he was under arrest and at first attempted to flee in his vehicle and eventually ran on foot west bound in the alley. Beck had not been searched and it was unknown if he possessed any type of weapons. Beck had been arrested in the past for Unlawful Possession of a Firearm and Possession of a Stolen Firearm. I asked Ofc Daniels what Beck was wearing and it was a bulky coat. The same coat that Beck was reaching into while he was in the vehicle when Ofc Daniels was given him commands.

Beck was actively resisting and attempting to evade arrest. It was unknow to what extreme he would go to evade capture and could place the general public at risk along with searching officers.

I placed Rav at the last known location of the track. I gave a K9 announcement warning. I also checked with radio to ensure that they had sent out the K9 warning announcements to the perimeter units and they had.

"ATTENTION IN THE AREA

THIS IS THE SPOKANE POLICE DEPT
SUSPECTS.. YOU ARE UNDER ARREST.
YOU ARE BEING TRACKED BY A POLICE
DOG. WHEN HE FINDS YOU HE WILL
BITE YOU...GIVE UP NOW!

ID NO./NAME OF REPORTING OFFICER 452 - Lesser, Dan		DISTRIBUTION
APPROVAL	DATE/TIME	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION
WARRANT ARREST

ATTEMPTED
☐

INCIDENT NUMBER
14-042514

ATTENTION CITIZENS IN THE AREA STAY IN YOUR HOMES"

We began tracking west bound in the alley and then back eastbound on 4th. Ofc Daniels spoke with a neighbor who had last seen the suspect running along the west side of a duplex going southbound mid block. As soon as we entered that yard I could see that Rav was actively tracking based on his body language and breathing. We continued south across the alley and I could confirm that Rav was on the track based on the fresh footprints in the snow.

We continued to track out to 5th Street and around the front of the house to the east side. Rav jumped a small fence and then jumped another fence that led us into the back yard of 428 S. Altamont. We tracked along the west side of the car port and then into the car port itself. I shined my flashlight into the car port and didn't see anyone. Rav went along the driver's side of the vehicle and when he went around the front I heard the suspect, Beck, start to yell. It appears that Beck was crouched down to avoid detection.

I turned my flashlight on and told the suspect to show me his hands. Beck continued to yell and thrash around. I told him a couple of times to stop flailing and to stop fighting the dog. As soon as I could see that his hands were clear I moved up along side the vehicle and had Rav release the contact. The area we were in was so confining that Ofc Daniels could not help take the suspect into custody. I had him go back outside and come in from the back and took Beck out the back underneath the tarp and Ofc Daniels took him into custody.

I estimated that Rav was on the contact for approximately 5-10 seconds and a distance of about 20 ft.

We walked Beck out to the street and Cpl Oien transported Beck to Deaconess Hospital.

I responded to Deaconess to check on Beck's injuries. His injuries consisted of several punctures and rakes. It appears that during the contact and struggle Beck turned his leg causing what appeared to be a laceration (about 4-5 inches) on the inner right calf exposing the calf muscle. He also had a smaller laceration on the top of the right shin bone. He had what appeared to be a puncture on the top of the right outside shin area and two more punctures on the back of the calf towards the knee. He also had what appeared to be multiple rakes on the front of the lower right leg below the knee.

The doctor at Deaconess determined it would be better to take him into surgery to clean up the contact and then stitch it.

While at the hospital I asked Beck why he didn't just give up when he heard us coming and he said he did. I asked him if he heard the K9 warning announcement and he said no. However when I went back and looked through the CAD history it showed that Ofc Dunkin, D372, made the K9 warning at 2037 hours at 5th and Altamont. We did not located the suspect till 2042 hours at 428 S. Altamont which was less than 25 yards away from D372 who was parked in the intersection and had given the announcement. That gave Beck a full five minutes to walk less than 25 yards and surrender to the police car with it's emergency lights activated.

At no time did Beck make any statements before being located by the K9.

Sgt Kendall and Sgt Eckersley was notified of the K9 contact along with Lt Sprague. While at

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION WARRANT ARREST	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-042514
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the hospital Cpl Oien was able to take photographs.
See Ofc Daniels report for further details.

Incident Summary:

At approx. 2023 on 2/9/14 Officer Lesser responded to the area of 3rd and Altamont to assist Patrol Anti-Crime Team member, Officer Daniel.

Officer Daniel Observed a vehicle that is known to be driven by Whiteaker (AKA Beck). Whiteaker is known to the PACT Team and is listed as one the communities "Top Offenders". Ofc. Daniel was also aware that Whiteaker had two outstanding Felony arrest warrants. The vehicle pulled into the Zip Trip parking lot at 3rd and Altamont.

Wearing his uniform of the day, Ofc. Daniel positioned his patrol vehicle with his emergency lights activated behind Whiteaker's vehicle. Ofc. Daniel detained the driver for some minor traffic violations and because he had information that Whiteaker was likely driving the vehicle. He parked in close proximity to the vehicle eliminating any attempts for the driver to back up and evade arrest in the vehicle. Mobile resistance poses great risk to the subject, officers as well as the community.

Ofc. Daniel was now close enough to recognize the driver as Whiteaker. He exited his patrol car and yelled to Whiteaker, "Spokane Police. John you are under arrest for your warrants." Whiteaker began digging and moving about the front passenger compartment in what Ofc. Daniel described as "Frantic movement". He also observed Whiteaker reaching into his coat pockets as he refused to comply with commands. Ofc. Daniel drew his firearm at the low ready. Whiteaker was moving back and forth between the front driver and passenger seats. At one point he placed the car in reverse possibly preparing to escape with the vehicle. Ofc. Daniel's tactics eliminated this option for him.

Whiteaker managed to climb out the front driver's door of the vehicle and flee S/W around the west side of the business down an alley.

The area Whiteaker chose to escape into was dimly lit, covered with snow and contained numerous hiding and ambush locations. He was also aware of Whiteaker's criminal history which contained firearms violations. Ofc. Daniel advised dispatch to set up a perimeter so that a K-9 tracking team could be utilized in locating Whiteaker.

Ofc. Daniel moved his vehicle to 4th and Altamont in an attempt to help contain Whiteaker.

Ofc. Lesser arrived on scene and was briefed on the incident by Ofc. Daniel.

Ofc. Lesser deployed K-9 Rav for the following reasons:

- Crime:
 - Whiteaker had two confirmed Felony warrants for his arrest. (DOC Escape and PCS)
- Threats:
 - Whiteaker had an extensive criminal history to include unlawful possession of a firearm and possession of a stolen firearm.
 - Whiteaker had made numerous "Frantic movements" during his resistance described by Ofc. Daniel. These movements could have involved arming himself especially the description of putting his hands in his pockets during earlier resistance.
 - Whiteaker had not been searched. It was unknown if he was armed with firearms, edged or improvised weapons.

- The area he chose to flee into contained numerous hiding/ambush locations with little to no lighting.
- The ground was covered with snow and ice making slip and fall hazards very dangerous and putting officers in a vulnerable position.
- The direction he ran is primarily residential posing great risk to the unaware public.
- Resistance:
 - Whiteaker refused to comply with Ofc. Daniel's attempts to detain him.
 - He attempted to flee in the vehicle only stopped by Ofc. Daniel's vehicle positioning.
 - He fled on foot away from Ofc. Daniel who was wearing a police uniform and driving a police vehicle.
 - He continued to resist by not complying with Ofc. Lesser's K-9 Announcement or the multiple other announcements made by perimeter officers over vehicle PA.
 - Ofc. Lesser also noted that one of these PA announcements was made within 25 yards of Whiteaker's hiding/ambush location 5 minutes before being located. More than enough time to exit this hiding/ambush spot and give up.

Ofc. Lesser placed Rav in Whiteaker's last known location. Rav tracked S/B and then slightly E/B. Rav located Whiteaker hiding behind a car near a fence and large tarp at S. 428 Altamont. Ofc. Lesser described this area as extremely confined. There was only room for the suspect, Ofc. Lesser and Rav. Rav had made contact with Whiteaker's lower right calf area. Whiteaker was yelling and thrashing around. Ofc. Lesser ordered Whiteaker to show his hands and to stop fighting the dog. Once Ofc. Lesser observed Whiteaker's hands were clear he ordered Rav to release the contact which he did immediately.

Due to the tight quarters Ofc. Daniel had come in from a different location where Whiteaker was taken into custody without further incident.

Ofc. Lesser estimated that contact duration was 5-10 seconds.

Whiteaker was transported to Deaconess MC for treatment due to K-9 contact. Ofc. Lesser advised that there was 4-5 inch laceration to his calf exposing the calf muscle. This injury was out of the norm to the majority of K-9 contacts. Ofc. Lesser described potential contributing factors. The tight quarters, Whiteaker's thrashing and resistance during the contact and that it appeared that Whiteaker had turned his leg against the K-9 contact causing the laceration.

Deaconess MC chose to keep Whiteaker at the facility so that they could properly treat him. Whiteaker was released and booked on a later date after treatment.

Whiteaker stated that he heard the tracking team approaching but he denied hearing any K-9 announcements. Even the announcement made within 25 yards of his location over a police vehicle PA.

After speaking with the involved officers and reading the incident documentation I find that Ofc. Lesser's deployment of K-9 Rav was within Department Policy, State and Federal Laws and met Department expectations.

Sergeant Shawn Kendall L-205, K-9 Supervisor/Defensive Tactics Coordinator.

Spokane Police Department

Ref. # U-DA142920230

K-9 DEPLOYMENT REPORT

GENERAL	Date/Time Reported	Date/Time Arrived	Date/Time Cleared	Agency #
	2/9/2014 8:23:00 PM	2/9/2014 8:23:00 PM	2/9/2014 10:00:00 PM	140042514
	Session Activity Type		Handler	K-9
	Foot Pursuit		Dan Lesser	Rav
Event Summary Information		I responded to 3rd and Altamont to assist Ofc Daniels who was in a foot pursuit with a wanted suspect, Beck.		

MISC	Consent Type	Warrant by K-9	Warrant #	# Arrests	Highest Charge
	N/A		N/A	1	N/A

REQ	Requesting Agency	Requesting Officer/Party
	Spokane Police Department	Ofc Daniels
	Services Requested	Request Method
Track		Radio

WEATH	Ground Condition	Weather Condition 1	Weather Condition 2
	Snow and Urban	Cloudy	N/A
	Temperature	Wind Speed	Wind Direction
	24	3	E
Humidity			
73%			

COMP	Start Miles	End Miles	Total Miles	Comp Time	Non-Comp Time
				1.62	

DEPLOYMENT ACTIVITIES

Amt	Activities Performed/ Loc. Info	Action Perf./ Value	Proficiency	Time/ District
* 1	Track			20:23
- Zip trip - 3rd & Altamont - Spokane - WA				
I responded to 3rd and Altamont to assist Ofc Daniels who was involved in a foot pursuit with Beck. Beck had two confirmed warrants for his arrest. The first was a DOC escape warrant with the original charges being Trafficking in Stolen Property and Possession of a Controlled Substance with Intent to deliver. Ofc Daniels also had PC for Obstructing and resisting Arrest. See Xpediter report for further details.				

SUSPECT INFORMATION

Name/ Address	DOB/ Phone	SSN	Incarcerated at
* Beck, John J	4/28/1980		
10510 W. RICHLAND RD Spokane WA 99204			

1- Track

I responded to 3rd and Altamont to assist Ofc Daniels who was involved in a foot pursuit with Beck. Beck had two confirmed warrants for his arrest. The first was a DOC escape warrant with the original charges being Trafficking in Stolen Property and Possession of a Controlled Substance with Intent to deliver. Ofc Daniels also had PC for Obstructing and resisting Arrest. See Xpediter report for further details.

Officer's Signature		Approved By	
		Date	02/10/14 01:15