



## 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                         | <u><b>Name / Identity</b></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><b>Date of birth</b></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><b>Personal home, work or cell phone number</b></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><b>Residential address</b></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><b>E-mail address</b></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)  |
| <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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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):<br><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.<br>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),<br>RCW 42.56.230 (Personal information),<br>42.56.250(3)(8)<br>(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). |

|                         |  |   |  |
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|                         |  | 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)<br>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)<br>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)<br>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).<br>RCW 42.56.050 (Invasion of privacy)<br>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<br>(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)<br>(Privileged communications)<br><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<br>(Confidential information and records)   |



## Spokane Police Department Use Of Force Report

**Incident Entered By:** Sergeant John Gately

### Incident Details

|                          |                           |                           |
|--------------------------|---------------------------|---------------------------|
| <b>Date Received</b>     | <b>Date of Occurrence</b> | <b>Time of Occurrence</b> |
| 3/4/2014                 | 3/3/2014                  | 14:04                     |
| <b>Record ID #</b>       | <b>Incident No</b>        | <b>IA No</b>              |
| 8095                     | 14-66203                  | F14-016                   |
| <b>Date/Time Entered</b> |                           |                           |
| 3/4/2014 11:46           |                           |                           |

### Incident Summary

Ofc Uberuaga contacted Urbanski as a suspicious person. Uberuaga was attempting to handcuff Urbanski when he started to physically resist. Ofc Uberuaga got one cuff on Urbanski when Urbanski pushed up against Ofc Uberuaga. Ofc Uberuaga tried to place Urbanski in the prone cuffing position but slipped on the snow and ice. Urbanski continued to resist, Ofc Cole arrived and assisted with taking Urbanski into custody.

Urbanski had a small cut on the top of his head from the incident. He said it was his nose that was bleeding not his head. I told him his nose was not bleeding; he had a small cut on the top of his head. I asked him if he know how it happened and he began mumbling and refuse to answer any of my questions. Urbanski continued to be uncooperative throughout the search and officer contacts. Urbanski's injury did not need medical attention.

Ofc Uberuaga said he thinks the cut to Urbanski's head was caused by the handcuffs when Urbanski was swinging his arms around with only the one cuff on. Ofc Uberuaga received two cuts on his right hand during the incident. Uberuaga did not need medical attention.

Cpl Schaal responded and took photos of Ofc Uberuaga and arrestee Urbanski.

Witness Allen stated she saw the subject sitting in the back of the patrol car and the officer standing there talking to him. The subject then jumped out of the back seat into the officer and they started fighting. She said she called 911 because the subject was on top of the officer.

Witness Freeze stated she saw the subject on top of the officer so she called 911 to tell them that an officer needed help and was being assaulted.

Witnesses Hofstader and Taylor also saw parts of the incident. See Ofc Cole's report which is attached.

It is my opinion that Ofc Uberuaga's use of force was appropriate and within policy.

### Incident Location

- 600 Courtland, Direction: E, Spokane, WA 99207

### Use of Force Specific Information

|                                |                                  |                            |
|--------------------------------|----------------------------------|----------------------------|
| <b>Reason for Use of Force</b> | <b>Service Being Rendered</b>    |                            |
| Resisting Arrest               | Call For Service                 |                            |
| <b>Weather Condition</b>       | <b>Lighting Condition</b>        | <b>Distance to Citizen</b> |
| Snow                           | Daylight                         | 1 foot to 3 feet           |
| <b>Citizen Injured</b>         | <b>Citizen Taken to Hospital</b> | <b>Citizen Arrested</b>    |



Yes

No

Yes

**More than 1 Citizen Involved**

No

**Citizen's Build**

Medium

**Citizen's Height**

5'4" to 5'6"

**Officer Assessment of Citizen Condition During Incident**

Unknown

**Officer(s) Injured**

Yes

**Officer(s) Taken to Hospital**

No

## Complainant/Involved Citizen Information

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**Richard m Urbanski**

DOB: 4/14/1985 Race: White Gender: Male

**Address**

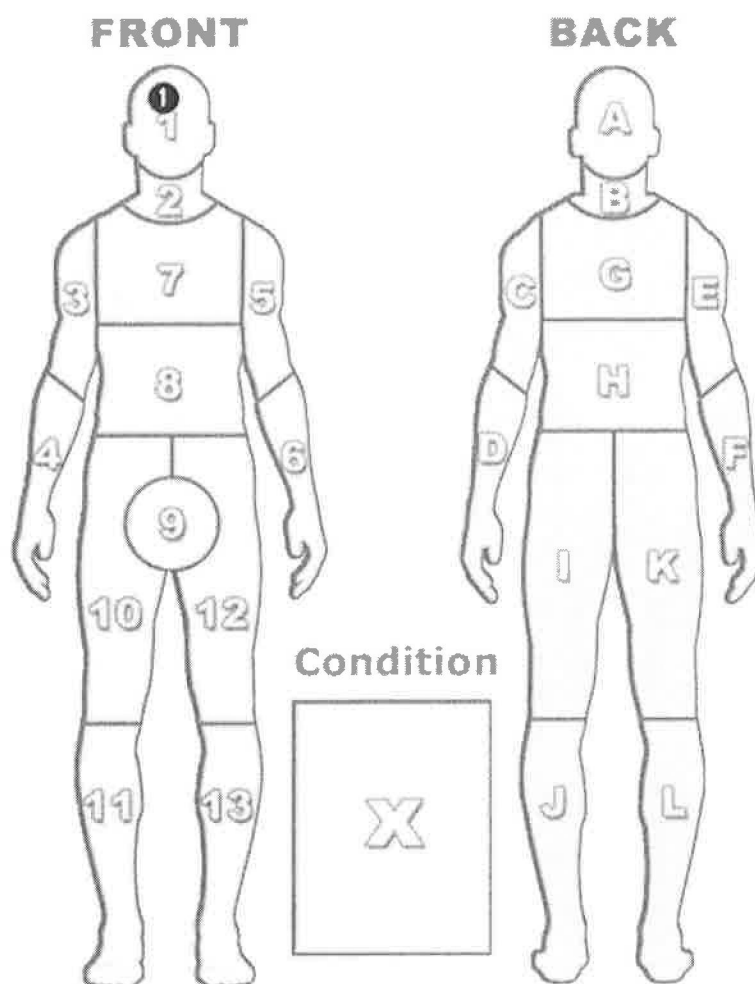
- 617 Olympic ST, Direction: E, Spokane, WA 99207

**Types of Resistance Citizen Used Against Officer(s)**

- Active Resistance

**Injuries sustained by this citizen**

| Injury                  | Regions | Injury Locations |
|-------------------------|---------|------------------|
| Injured During Incident | 1       | 1                |

**Charges against this citizen**

- Arrest - Misdemeanor

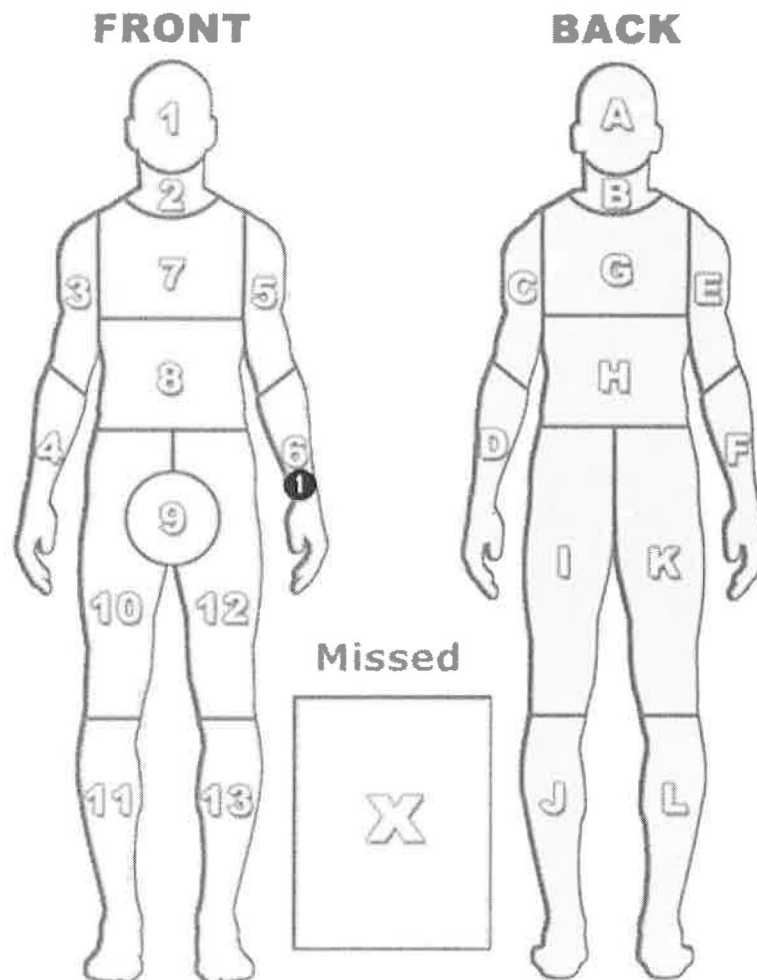
**Involved Officers**

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**Officer Jason Uberuaga - payroll number:****Force used by this officer against the citizen**

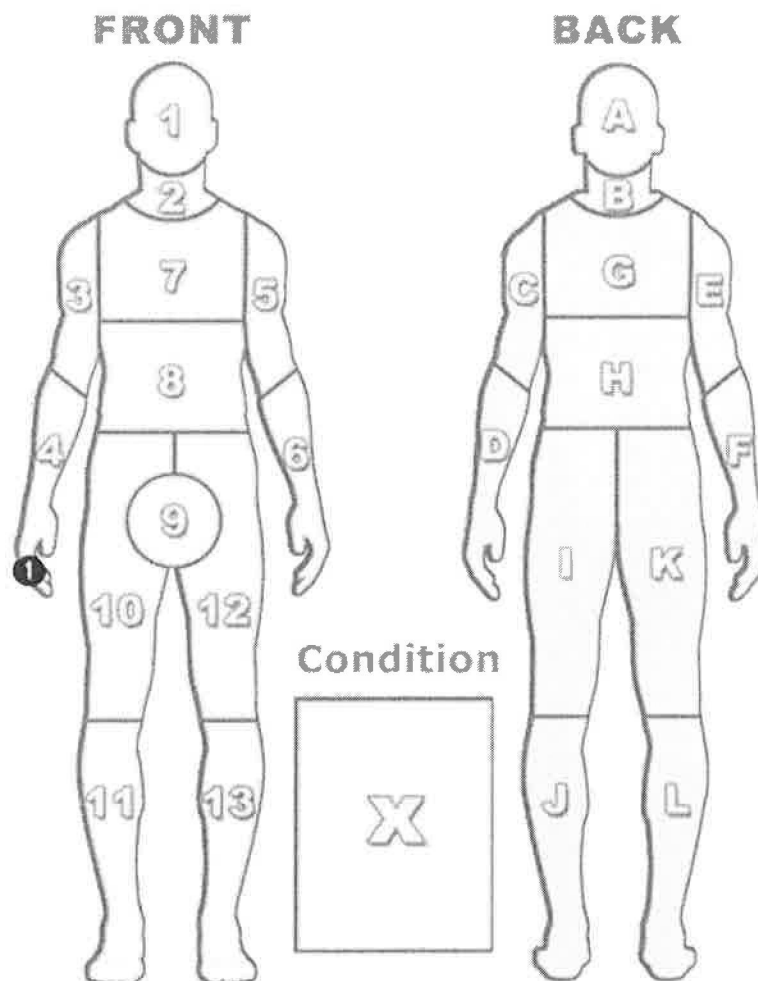
- Takedown Technique - Was force effective: Yes

| Force Used         | Effective? | Regions | Points of contact |
|--------------------|------------|---------|-------------------|
| Takedown Technique | Yes        | 6       | 1                 |



## Injuries sustained by this officer

| Injury | Regions | Injury Locations |
|--------|---------|------------------|
| Hand   | 4       | 1                |



### Citizen Witnesses

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**Roberta Allen**

**DOB: 9/26/1936 - Race: White - Gender: Female**

**Address**

• 623 Courtland, Direction: E, Spokane, WA 99207

**Phone**

• (509) 487-0027

**Amy Freeze**

**DOB: 3/24/1981 - Race: White - Gender: Female**

**Address**

• 627 Courtland, Direction: E, Spokane, WA 99207

**Phone**

• (509) 714-6106

**Nathan Hofstader**

**DOB: 4/1/1994 - Race: White - Gender: Male**

**Address**

- 212 Wedgewood, Direction: E, Spokane, WA 99208

**Phone**

- (509) 290-2928

**Daniel Taylor****DOB: 2/1/1954 - Race: White - Gender: Male****Address**

- 618 Courtland, Direction: E, Spokane, WA 99207

**Phone**

- (509) 487-5768

**Officer Witnesses****PFC Daniel Cole - payroll number:****Attachments**

| Date Attached | Attachment Description   | Attachment Type |
|---------------|--|-----------------|
| 3/4/2014      | Ofc Uberuaga and Ofc Cole's reports and CAD copy of the incident | pdf             |

**Chain of Command History**

| Sent Dt   | From                     | To                        | Cc                     | Sender's Instructions  | Approved                            | Recipient's Comments/Response   |
|-----------|--------------------------|---------------------------|------------------------|--|-------------------------------------|---|
| 3/4/2014  | Sergeant John Gately     | Lieutenant Joseph Walker  | Lieutenant Alan Arnzen | Lt Walker this Use of Force is from 030314 at 1400 involving Ofc Uberuaga. | <input checked="" type="checkbox"/> | I have reviewed this incident and concur with Sgt Gately's review. I do however have concerns about the patrol staffing levels and officers advising #7a unless they advise. This incident is an example of how quickly things can turn into a physical confrontation while making an arrest and the length of time for back up officers to arrive to assist. Fortunately civilian witnesses also called 911 to advise that an officer needed assistance. I would recommend that the patrol captain send out a directive to patrol reminding officers to use proper patrol procedures. Lt Walker #216 |
| 3/10/2014 | Lieutenant Joseph Walker | Captain Daniel Torok      | Sergeant David Staben  | reviewed and sent to capt  | <input checked="" type="checkbox"/> | The use of force was consistent with policy. This call originally came in as a priority 2 call. However, prior to Ofc. Uberuaga self dispatching, it was changed by radio to a priority 3. At the time of this call 2 Sergeants, 2 Corporals, and 19 Officers were on shift. At that time of day minimum staffing is currently set at 16 Officers (excludes Sergeants and Corporals) I will send out a reminder for officers to handle calls safely and appropriately.  |
| 3/24/2014 | Captain Daniel Torok     | Asst Chief Patrick Dobrow | (none)                 | for review   | <input checked="" type="checkbox"/> | The UOF was within policy. I agree with the concerns expressed and addressed by Capt. Torok.  |

**Entering Officer Signature Line**

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Sergeant John Gately

**Chain of Command Signature Lines**

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Lieutenant Joseph Walker

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Captain Daniel Torok

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Asst Chief Patrick Dobrow

## Reiner, Michelle

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**From:** Torok, Dan  
**Sent:** Thursday, January 22, 2015 11:06 AM  
**To:** Reiner, Michelle  
**Cc:** Armstrong, Kathy  
**Subject:** FW:  
**Attachments:** officer safety.pdf

This should work better. The document is attached as well as the email containing the directive to the Patrol Lieutenants and Sergeants.

Dan

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**From:** Torok, Dan  
**Sent:** Monday, March 24, 2014 1:13 PM  
**To:** SPD Patrol Sergeants; SPD Radio Supervisors; Arnzen, Alan; Hendren, Thomas; Meidl, Craig; Olsen, Eric; Olson, Rex; Singley, David; Sprague, Dean; Walker, Joe  
**Cc:** Dobrow, Rick  
**Subject:**

Please review the attached document at your roll calls.

If you have officers that think I have lost touch with reality, they may individually have a conversation with me at their convenience in order to discuss perspective.

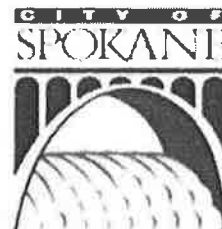
Thanks!  
Dan

Capt. Dan Torok  
Spokane Police Department  
Patrol Captain  
(509)363-8252



## SPOKANE POLICE DEPARTMENT

FRANK G. STRAUB, JR.  
CHIEF OF POLICE



To: Patrol Lieutenants & Sergeants

From: Captain Dan Torok

Date: March 24, 2014

Ref: Officer Safety

It is incumbent upon us to constantly remind our officers to use good officer safety at all times. We continue to have a "problem" of Officers prematurely going code 4 in a variety of situations.

Please make it an expectation for your shift and your team, that it is NOT ok to go code 4 on any call that should be handled by multiple officers (priority 1's, 2's and some 3's) Whereas I realize that back up is not always immediately available and most officers have a strong sense of duty to respond quickly, we cannot do this at their peril. A delicate balance must be maintained between service to the community and to the officer's safety. I understand that there are some calls (i.e. active shooter) that we will not wait, that we cannot wait, but that is not the focus of this memo.

We have all heard officers dispatched to an audible alarm that "will check and advise". Or the officer that checks out with a suspicious occupied vehicle and before they even make contact, they are "code 4". These should be red flags to any supervisor hearing the traffic. However, all too often we do not say anything to these officers. In most cases, probably because we do, or have done the same thing.

I am not going to attempt to provide an inclusive list of what should be a one person vs. a two person call. I respect you and them too much to do so. Instead I ask that you address my concerns (and hopefully yours too) with your troops. I am not attempting to remove all discretion. I just ask that more thought be put into exercising it in certain situations.

Two officers responding to a scene may dissuade an individual from fighting. Two officers may actually have to use less force than a lone officer in the same situation. If a situation goes sideways, don't we want the perspective of two officers vs. one? I could go on and on about why we should have two officers on most calls, but there is no need to as you all see the advantages.





## SPOKANE POLICE DEPARTMENT

FRANK G. STRAUB, JR.  
CHIEF OF POLICE



I will continue to argue, fight and beg for additional people. I would like to see us get back up to 128 officers assigned to Patrol. I think this would contribute immensely to resolving part of this problem.

However, as you know, building our numbers is a slow process and one that will not occur overnight.

It is my expectation that you will relay my concerns to your troops. It is further my expectation that you will not sit passively by if the premature code 4 practice is an issue for your team. I do not expect that this issue will be resolved overnight, but I do expect you to keep on top of it. Failure to do so WILL cause someone to get injured or worse killed.

Even if your insistence on sending multiple officers on a call upsets your officers or irritates them, do it anyway.

You OWE it to them and to their families.

Be safe.

Dan

Incident History for: #SP140066203

Entered 03/03/14 14:04:31 BY 91113 911154  
 Dispatched 03/03/14 14:05:10 BY PCC02 318  
 Enroute 03/03/14 14:05:10  
 Onscene 03/03/14 14:20:45

Initial Type: VEHPRO Final Type: SUSPER (SUSPICIOUS PERSON)

Initial Priority: 2 Final Priority: 3

Disposition: Source: A Primary Unit: E274

Police BLK: SPB3NL

Group: P3 Beat: Map Page: 32

Loc: 517 E COURTLAND AV ,SPK btwn N ADDISON ST & N STANDARD ST <3400> (V)

Name: HASLET, JULIE Addr: SAME Phone: 5094877499

/140431 (911154) ENTRY LAST SEEN 1 AGO. WALKING WB , SUBJ:WM 20S 511/  
 THIN SHAVED HEAD BLU COAT. WAS TRYING CAR DOOR  
 HANDLES . DID NOT SEE THE MALE ACTUALLY GET I  
 NTO ANY VEHS . ###

/140510 (318 ) DISPER BC1 #BC BC  
 /140956 (95 ) SUPP TXT: SUBJ IS NOW SITTING ON THE PORCH JEO 517  
 E COURTLAND.. COMP KNOWS HE DOES NOT LIVE THER  
 E ###

/141143 (318 ) PREMPT BC1  
 /141151 CHANGE LOC: 551 E COURTLAND AV ,SPK --> 517 E COURTLA  
 ND  
 /141156 CHANGE TYP: VEHPRO --> SUSPER  
 RSP: PPK --> PP  
 PRI: 2 --> 2  
 /141158 HOLD PRI/3  
 /141454 (606 ) \*DISPER E274 #606 UBERUAGA, JASON  
 /141556 (318 ) CHANGE LOC: 517 E COURTLAND --> 517 E COURTLAND AV ,  
 SPK

/142045 (606 ) \*ONSCNE E274  
 /142135 (318 ) NEWLOC E274 [JEO STANDARD]  
 ,WILL ADV

/142717 (606 ) \*REMINQ E274

/142854? (911212) SUPP

/143002 SUPP

/143115 (911190) SUPP

/143133 SUPP

/143147 (318 ) ASST B131

/143147 ASST P306

/143148 (435 ) \*ENROUT B131

/143149 (161 ) \*ENROUT P306

/143220 (911190) SUPP

LOC: 600 E COURTLAND AV ,SPK,  
 NAM: ALLEN, ROBERTA,  
 PHO: 5094870027,  
 TXT: OFFICER FIGHTING WITH MALE. NO WEAPONS SE  
 EN ON SUSP. OFFICER HAS SUBJ DOWN.  
 TXT: MY COMP THINKS OFFICER MAY NEED HELP. ###

LOC: 627 E COURTLAND AV ,SPK,  
 NAM: AMY,  
 PHO: 5097146016,  
 TXT: SEES LE STRUGGLING WITH A MALE - MALE IS  
 LARGE, NO WEAPONS --XFER  
 TXT: LE NOW HAS OFFICER UPRIGHT AND ATTEMPTING  
 TO CUFF SUSP  
 [JEO STANDARD]  
 #435 HONAKER, KRISTOPHER  
 [JEO STANDARD]  
 #161 SCHAAL, JEFF

TXT: DID NOT XFER -- STILL TRYING TO CONTAIN S  
 USP

#3a

|         |          |   |          |      |  |
|---------|----------|---|----------|------|--|
| /143233 | (297     | ) | *ASSTER  | B141 | [JEO STANDARD]                                 |
|         |          |   |          |      | #297 ASPAAS, PAUL                              |
| /143237 | (278     | ) | *ASSTER  | L278 | [JEO STANDARD]                                 |
|         |          |   |          |      | #278 GATELY, JOHN                              |
| /143242 | (508     | ) | *ASSTER  | A121 | [JEO STANDARD]                                 |
|         |          |   |          |      | #508 REDMON, SHERILYN                          |
| /143255 | (923     | ) | *ASSTER  | D181 | [JEO STANDARD]                                 |
|         |          |   |          |      | #923 MCVAY, JEREMY                             |
| /143259 | (440     | ) | *ASSTER  | M14  | [JEO STANDARD]                                 |
|         |          |   |          |      | #440 LEWIS, CHRIS                              |
| /143301 | (095     | ) | *ASSTER  | L160 | [JEO STANDARD]                                 |
|         |          |   |          |      | #095 ARNZEN, ALAN                              |
| /143303 | (688     | ) | *ASSTER  | E277 | [JEO STANDARD]                                 |
|         |          |   |          |      | #688 CURTIS, JASON                             |
| /143306 | (424     | ) | *ASSTER  | L203 | [JEO STANDARD]                                 |
|         |          |   |          |      | #424 VIGESAA, KURT                             |
| /143314 | (667     | ) | *ASSTER  | E276 | [JEO STANDARD]                                 |
|         |          |   |          |      | #667 STRASSENBERG, DANIEL                      |
| /143317 | (616     | ) | *ASSTER  | F22  | [JEO STANDARD]                                 |
|         |          |   |          |      | #616 KENNEDY, STEPHANIE                        |
| /143320 | (529     | ) | *ASSTER  | E272 | [JEO STANDARD]                                 |
|         |          |   |          |      | #529 CARPENTER, PAUL D                         |
| /143337 | (911190) |   | SUPP     |      | TXT: MALE SITTING IN MIDDLE OF STREET LE IS HO |
|         |          |   |          |      | LDING HIM                                      |
| /143351 | (680     | ) | *ASSTER  | F33  | [JEO STANDARD]                                 |
|         |          |   |          |      | #680 HOWE, DUSTIN                              |
| /143352 | (664     | ) | *ASSTER  | E279 | [JEO STANDARD]                                 |
|         |          |   |          |      | #664 VOELLER, RONALD                           |
| /143423 | (911190) |   | SUPP     |      | TXT: MY COMP: FREEZE, AMY - MORE LE ONSECNE ## |
|         |          |   |          |      | #  |
| /143444 | (435     | ) | *ONSCNE  | B131 |  |
| /143450 | (095     | ) | *PREMPT  | L160 |  |
| /143456 | (529     | ) | *ONSCNE  | E272 |  |
| /143459 | (318     | ) | ASSTOS   | B132 | [JEO STANDARD]                                 |
|         |          |   |          |      | #149 COLE, DAN                                 |
| /143501 | (688     | ) | *ONSCNE  | E277 |  |
| /143502 | (278     | ) | *ONSCNE  | L278 |  |
| /143502 | (161     | ) | *ONSCNE  | P306 |  |
| /143503 | (616     | ) | *PREMPT  | F22  |  |
| /143505 | (318     | ) | ONSCNE   | B131 | ,C4  |
| /143507 | (440     | ) | *CLEAR   | M14  | ,PSTAT/ASST                                    |
| /143512 | (424     | ) | *ONSCNE  | L203 |  |
| /143531 | (529     | ) | *MISC    | E272 | ,PSTAT/ASST                                    |
| /143538 | (318     | ) | \$PREMPT | E272 |  |
| /143600 |          |   | \$PREMPT | B141 |  |
| /143606 | (664     | ) | *PREMPT  | E279 |  |
| /143615 | (923     | ) | *PREMPT  | D181 |  |
| /143623 | (508     | ) | *PREMPT  | A121 |  |
| /143743 | (688     | ) | *CLEAR   | E277 |  |
| /143951 | (680     | ) | *CLEAR   | F33  |  |
| /144017 | (095     | ) | *ASSTER  | L160 | [JEO STANDARD]                                 |
|         |          |   |          |      | #095 ARNZEN, ALAN                              |
| /144022 | (667     | ) | *PREMPT  | E276 |  |
| /144511 | (424     | ) | *CLEAR   | L203 |  |
| /144626 | (095     | ) | *ONSCNE  | L160 |  |
| /144950 | (149     | ) | *MISC    | B132 | ,PSTAT/ASST                                    |
| /144955 |          |   | *MISC    | B132 | ,PSTAT/RPT                                     |
| /145143 |          |   | *CHGLOC  | B132 | [PAPER CAR]                                    |
| /145310 | (435     | ) | *CLEAR   | B131 | ,PSTAT/ASST DID SEARCH OF URBANSKI AFTER ARRES |
|         |          |   |          |      | T. GAVE JASON SOME BANDAGES                    |

|         |          |   |         |      |                       |
|---------|----------|---|---------|------|-----------------------|
| /145353 | (095     | ) | *CLEAR  | L160 | ,PSTAT/ASST           |
| /145442 | (606     | ) | *TRANS  | E274 | [JAIL] M/0            |
| /150220 | (149     | ) | *REMINQ | B132 | #3b                   |
| /150338 | (161     | ) | *CLEAR  | P306 | ,PSTAT/CFS PHOTOS     |
| /151037 | (606     | ) | *TRANSC | E274 | [JAIL]                |
| /151040 |          |   | *TRANSC | E274 | [JAIL] M/3.4          |
| /151052 | (278     | ) | *CLEAR  | L278 | ,PSTAT/ASST           |
| /151226 | (508     | ) | *ASSTER | A121 | [JAIL]                |
|         |          |   |         |      | #508 REDMON, SHERILYN |
| /151237 |          |   | *CHGLOC | A121 | [JAIL]                |
| /151616 |          |   | *ONSCNE | A121 |                       |
| /151857 |          |   | *PREMPT | A121 | ,PSTAT/ASST           |
| /152135 | (591112) |   | REMINQ  | E274 | #3a                   |
| /152141 | (159     | ) | OK      | E274 |                       |
| /152146 | (149     | ) | *REMINQ | B132 | #3a                   |
| /152402 |          |   | *CLEAR  | B132 |                       |
| /152743 | (606     | ) | *CHGLOC | E274 | [LOGAN]               |

# INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

|   |  |  |   |   |   |
|---|--|--|---|---|---|
| AGENCY NAME/SUBSTATION<br><b>SPD</b>  |  | EVIDENCE NUMBER  |   | INCIDENT NUMBER<br><b>14-066203</b>   |   |
| INCIDENT TYPE<br><b>Arrest, Information</b>   |  | INCIDENT CLASSIFICATION #1<br><b>RESISTING ARREST</b>                          |   | ATTEMPTED <input type="checkbox"/>  |   |
|   |  | INCIDENT CLASSIFICATION #3   |   | ATTEMPTED <input type="checkbox"/>  |   |
|   |  | INCIDENT CLASSIFICATION #4   |   | ATTEMPTED <input type="checkbox"/>  |   |
| RESPONDING TO (Officer Assault)   |  |  |   | ASSIGNMENT (Officer Assault)  |   |
| REPORTED ON<br><b>Mon 03/03/2014 14:04</b>  |  | DATE/TIME<br><b>Mon 03/03/2014 14:00</b>                                       |   | OCCURRED TO<br><b>Mon 03/03/2014 14:15</b>                                      |   |
| DISPATCH TIME   |  | ARRIVED TIME   |   | EST. TOTAL PROPERTY LOSS  |   |
| PRIMARY CHARGE<br><b>M-10.07.034 RESISTING ARREST</b>   |  | UCR/NIBRS CODE<br><b>/</b>   |   |   |   |
| LOCATION OF INCIDENT<br><b>Courtland/Standard, Spokane, WA 99207</b>  |  |  |   | LOCATION NAME (IF APPLICABLE)   |   |
| SOLVABILITY FACTORS<br><b>Suspect Arrested</b>  |  |  |   |   |   |
| RELATED INCIDENT NUMBERS  |  |  |   | INCIDENT XREF   |   |
| ADDITIONAL REPORTING OFFICERS<br><b>na</b>  |  |  |   |   |   |
| VICTIM/WITNESSES/OTHERS<br><small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIP-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small> |  |  |   |   |   |
| CODE<br><b>A-1</b>  | NAME: LAST, FIRST, MIDDLE<br><b>Urbanski, Richard M</b>                    |  |   | SEX<br><b>M</b>   | DATE OF BIRTH/AGE<br><b>04/14/1985 28</b>                     |
| HEIGHT<br><b>5'06"</b>  | WEIGHT<br><b>160</b>   | BUILD<br><b>Light</b>  | HAIR<br><b>Blonde or</b>                    | EYES<br><b>BLU - Blue</b>   | DESCRIPTORS   |
| CONFIDENTIALITY <input type="checkbox"/>  | ADDRESS: STREET, CITY STATE ZIP<br><b>617 E Olympic, Spokane, WA 99207</b> |  |   | RESIDENTIAL STATUS  | PHONE   |
| PLACE OF EMPLOYMENT/SCHOOL/ADDRESS  |  |  |   | OCCUPATION  | EMPLOYER PHONE  |
| CHARGE LEVEL<br><b>Gross Misdemeanor</b>  |  | DESCRIPTION<br><b>M-10.07.034 RESISTING ARREST</b>                             |   |   | UCR/NCIC CODE   |
| WARRANT #   |  | BAIL   | TYPE OF ARREST<br><b>Taken Into Custody</b> |   | MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/> |
| CITATION #<br><b>N046926</b>  | DATE<br><b>03/03/2014</b>  | TIME<br><b>14:04</b>   | BOOKED WHERE<br><b>Spokane County Jail</b>  |   | DATE<br><b>03/03/2014</b>                                     |
| ARREST LOCATION<br><b>Courtland/Standard, Spokane, WA 99207</b>   |  | STATEMENT<br><input type="checkbox"/> ORAL<br><input type="checkbox"/> WRITTEN |   | CHARGES<br><input type="checkbox"/> ADMITTED<br><input type="checkbox"/> DENIED | SUSPECT ARMED WITH  |
| JUV. PAR/GRD. Notified<br><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<br><b>#4b</b>  | <input type="checkbox"/> FAKE  | STATE  | SOCIAL SECURITY NO.<br><b>#4a</b>           | <input type="checkbox"/> FAKE   | OTHER ID  |

## NARRATIVE

On 030314 at about 1405 hours, I responded to a suspicious person call in the area of 500 E. Courtland. The caller had advised that a white male with a shaved head wearing a blue jacket appeared to be prowling cars. They had then advised that he was sitting in front of one house east of 517 E. Courtland, and they stated that he did not live there. Upon arrival, I saw the male standing

|   |  |                                      |  |
|---|--|--------------------------------------|--|
| ID NO./NAME OF REPORTING OFFICER<br><b>#606 - Uberuaga, Jason</b> |  | DISTRIBUTION                         |  |
| APPROVAL<br><b>#404 - Griffin, John</b>                           |  | DATE/TIME<br><b>03/03/2014 19:43</b> |  |

## INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION  
**RESISTING ARREST**

ATTEMPTED  
☐

INCIDENT NUMBER  
**14-066203**

on the sidewalk just east of Standard on Courtland, I advised radio of my location.

I contacted the male and asked him what he was doing, he did not respond. I then asked him what his name was, he said he was Chris Urbanski. I then recognized the male as Richard Urbanski, I had him sit in the back of my vehicle while his name was ran. [REDACTED] #3a

[REDACTED] #3a While he was in the back of my patrol car I told Urbanski to turn around and put his hands behind his back. He asked why, and I advised him that he was under arrest for a DOC warrant. He said that he just got out so how could he have a warrant, I told him that we could talk about that at jail. Urbanski, turned around and I got one handcuff on him, he then turned back around and pushed up against me. I still had a hold of the hand that had the cuff on and as he was pushing against me, I pulled him out of the car to try to take him to the ground and into a prone handcuffing position. I got him to the ground but he fought his way up, I then slipped on the snow and ice and landed on my back. He got on top of me and I lost control of the hand that had the handcuff on it. I had ahold of his jacket and was able to control him enough that I was able to get up and take him back to the ground. During this time, I had been telling him that he was under arrest and that he needed to stop resisting.

We continued to wrestle on the ground until I could get a hold of the hand with the handcuff on it. I had him sitting on his rear, I was holding his left hand, the one with the cuff and also had control of his right hand. He was still refusing to allow me to place him in handcuffs. I then asked for more units to my location, once I asked for this, he began to try and fight out of my control. It was at this point that I pressed my Emergency button on my portable radio to get units there faster due to the fight already being fairly long. I was able to keep him controlled until another unit arrived and Urbanski was placed under arrest.

I then saw that Urbanski had a cut on his forehead, which was probably from the handcuff during the altercation.

Urbanski was booked for the DOC warrant and the Resisting Arrest charge.

# SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

|   |  |                                       |   |  |   |
|---|--|---------------------------------------|---|--|---|
| AGENCY NAME/SUBSTATION<br><b>SPD</b>  |  | EVIDENCE NUMBER                       |   | INCIDENT NUMBER<br><b>14-066203</b>                    |   |
| REPORT PURPOSE  |  |                                       | REPORTED ON DATE<br><b>Mon 03/03/2014</b> |  | TIME<br><b>14:34</b>                          |
| INCIDENT CLASSIFICATION #1<br><b>RESISTING ARREST</b>   |  | ATTEMPTED<br><input type="checkbox"/> |   | INCIDENT CLASSIFICATION #2<br><input type="checkbox"/> |   |
| INCIDENT CLASSIFICATION #3<br><input type="checkbox"/>  |  | ATTEMPTED<br><input type="checkbox"/> |   | INCIDENT CLASSIFICATION #4<br><input type="checkbox"/> |   |
| DISPATCH TIME   | ARRIVED TIME   | CLEARED TIME                          |   | REPORT DATE<br><b>03/03/2014</b>                       | REPORT TIME<br><b>14:54</b>                   |
| PRIMARY CHARGE  |  |                                       |   |  | UCR/NIBRS CODE                                |
| <b>VICTIM/WITNESSES/OTHERS</b><br><small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIR-Person Mentioned, O-Other, PC-Pedestrian-Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Roadway, S-Suspect, V-Victim-Individual, VB-Victim-Business, G-Legal Guardian, D-Driver, CV-Complainant &amp; Victim, A-Arrested Person, CON-Convicted</small> |  |                                       |   |  |   |
| CODE<br><b>W-1</b>  | NAME: LAST, FIRST, MIDDLE<br><b>Hofstader, Nathan M</b>                          |                                       |   | SEX<br><b>M</b>  | RACE/ETHNICITY<br><b>W-White</b>              |
| HEIGHT  | WEIGHT   | BUILD                                 | HAIR                                      | EYES   | DATE OF BIRTH/AGE<br><b>04/01/1994 19</b>     |
| CONFIDENTIALITY<br><input type="checkbox"/>   | ADDRESS: STREET, CITY STATE ZIP<br><b>212 E Wedgewood #48, Spokane, WA 99208</b> |                                       |   | RESIDENTIAL STATUS                                     | PHONE   |
| PLACE OF EMPLOYMENT/SCHOOL/ADDRESS  |  |                                       |   | OCCUPATION   | EMPLOYER PHONE                                |
| ADDITIONAL PHONES<br><b>(Cell) 290-2928</b>   |  |                                       |   |  |   |
|   |  |                                       |   |  |   |
| CODE<br><b>W-2</b>  | NAME: LAST, FIRST, MIDDLE<br><b>Taylor, Daniel B</b>                             |                                       |   | SEX<br><b>M</b>  | RACE/ETHNICITY<br><b>W-White/Non-Hispanic</b> |
| HEIGHT  | WEIGHT   | BUILD                                 | HAIR                                      | EYES   | DATE OF BIRTH/AGE<br><b>02/01/1954 60</b>     |
| CONFIDENTIALITY<br><input type="checkbox"/>   | ADDRESS: STREET, CITY STATE ZIP<br><b>618 E Courtland, Spokane, WA 99207</b>     |                                       |   | RESIDENTIAL STATUS                                     | PHONE<br><b>487-5768</b>                      |
| PLACE OF EMPLOYMENT/SCHOOL/ADDRESS  |  |                                       |   | OCCUPATION   | EMPLOYER PHONE                                |
| ADDITIONAL PHONES<br><b>(Home) 487-5768</b>   |  |                                       |   |  |   |
| <b>NARRATIVE</b>  |  |                                       |   |  |   |

I responded to Courtland just to the east of Standard on a **#7a** call from Ofc. Uberagua. I was aware that Uberagua was checking Urbanski's name. I am familiar with Urbanski and no that he is not always cooperative with law enforcement. I was also concerned because Ofc. Uberagua is physically skilled, yet felt it necessary to initiate the call for help.

When I arrived, Urbanski, was in a quasi-seated position, somewhat on his right hip. They were in the middle of the roadway. Ofc. Uberagua had good control of Urbanski and was mostly on top of him. His left arm was being controlled, but his right arm was out to his side. His head was on the ground which was covered it about 4 inches of slush. I assisted by controlling the right arm while Ofc. Uberagua got Urbanski onto his stomach. Once in that position Urbanski was handcuffed without further issue. Urbanski demeanor at that time made it appear that he was physically spent. His body temperature was obviously elevated, as he was steaming. When I first arrived, I observed that

|   |                                      |              |  |
|---|--------------------------------------|--------------|--|
| ID NO./NAME OF REPORTING OFFICER<br><b>#149 - Cole, Daniel A.</b> |                                      | DISTRIBUTION |  |
| APPROVAL<br><b>#689 - McNab, Michael</b>                          | DATE/TIME<br><b>03/03/2014 17:36</b> |              |  |

## SUPPLEMENTAL REPORT CONTINUED

**Spokane Police/Spokane County Sheriff**

Page 2

INCIDENT CLASSIFICATION  
**RESISTING ARREST**

ATTEMPTED



INCIDENT NUMBER

**14-066203**

Urbanski had a fresh bleeding cut on his forehead.

Hofstadter was in a vehicle about 50 feet east of where Urbanski was on the ground. I interviewed him. Hofstadter stated that the police officer and Urbanski were already on the ground when he pulled up in his vehicle. He observed about two minutes of the confrontation. He stated that prior to my arrival, Urbanski was still fighting with the officer. He stated that he observed handcuffs, and told me the officer was attempting to handcuff the suspect, who was very resistive. Hofstadter stated that he did not see the point in the confrontation when they were upright. He heard voices but did not hear the words.

I contacted Taylor who is in the residence just to the South. He stated that he observed the officer speaking with the suspect, and observed at one point that the suspect was seated on the bumper of the patrol vehicle. Taylor went out of sight into a different area of the residence. When he looked out again, he observed the officer fighting with the suspect in the roadway. He also stated that the officer was attempting to handcuff the suspect, and that the suspect was very resistive, flailing and pulling away his arms. He had no windows or doors open in his residence and did not hear any voices. Taylor stated that Urbanski's head was already bleeding when he first saw them on the ground.

Daniel A Cole #149