



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 offenses.	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)
#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 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.
#3f	Information from WACIC/NCIC (ACCESS): <u>Gun information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to

		law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	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.
#3L	WACIC/NCIC (ACCESS): <u>Stolen Property</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.
#3m	WACIC/NCIC (ACCESS): <u>Court Orders</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	RCW 42.56.050 (Invasion

		identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	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 Identicard	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	RCW 42.56.250(8) (Employment and licensing)

		disclosure for their safety and privacy.	
#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)
#5d	Employee training files	Test questions, scoring keys, and other examination data used to administer a license, employment, or academic examination	RCW 42.56.250(1).
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	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims). Ashley v. Public Disclosure <i>Comm'n</i> , 16

		preserve the life and personal safety of the informant and family. Specific intelligence information 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.	<i>Wn.App.</i> 830, 836 (1977).
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)

Spokane Police Department Use Of Force Report

Incident Entered By: Sergeant Thomas Lee
Assigned Investigator: Asst Chief Patrick Dobrow

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
3/8/2014	3/7/2014	19:24
Record ID #	Incident No	IA No
8105	14-071272	F14-017
Date/Time Entered		
3/8/2014 17:17		

Incident Summary

As noted in his attached report, Ofc. Wilkinson was trespassing Luke Mickle from a storage shed for the property owner who had complained to 9-1-1. Mickle was uncooperative and twice reached into his backpack. Each time he pulled out a folding box cutter and opened it, revealing the blade.

Ofc. Wilkinson drew his gun and pointed it at Mickle each time and warned him to drop the knife. Mickle complied and after the second time he laid on the ground as directed and was handcuffed. During handcuffing he kicked Ofc. Wilkinson and continued to be combative.

I arrived after several other officers. They had applied a loose leg restraint and were continuing to hold Mickle on the ground. They were waiting for a blanket with which to carry Mickle to a patrol car.

Mickle continually tried to kick at officers. He continually yelled that he was being mis-treated and we had no authority to arrest him.

I watched as officers safely carried Mickle to a patrol car and placed him in the back seat without further incident. He was transported directly to jail by a two-officer unit. He was charged with THIRD-DEGREE ASSAULT.

Mickle had dirt on his face, arms and legs plus a slight abrasion on his face from prone handcuffing. He appeared intoxicated.

I discussed this incident with Ofc. Wilkinson who added that he saw a half-empty bottle of alcohol (Fireball) in the shed where Mickle had been sleeping.

Wilkinson confirmed that no one else was present during the incident besides himself and Mickle.

Due to arrestee's behaviour it was not possible to do an adequate interview with him.

This was an appropriate use of force in a potential life threatening situation.

Sgt. T. Lee

In compliance with policy per Assistant Chief Dobrow 05/28/14.

Incident Location

- 1909 Sinto AV, Direction: E, Spokane, WA 99202

Use of Force Specific Information

Reason for Use of Force

Threat to harm others

Service Being Rendered

Call For Service

Weather Condition

Clear

Lighting Condition

Dark

Distance to Citizen

1 feet to 3 feet

Citizen Injured

No

Citizen Taken to Hospital

No

Citizen Arrested

Yes

More than 1 Citizen Involved

No

Citizen's Build

Medium

Citizen's Height

5'10" to 6'0"

Officer Assessment of Citizen Condition During Incident

Alcohol and unknown drugs

Officer(s) Injured

No

Officer(s) Taken to Hospital

No

Complainant/Involved Citizen Information

Luke Mickle

DOB: 11/28/1983 Race: White Gender: Male

Types of Resistance Citizen Used Against Officer(s)

- Life Threat/Suicidal
- Assaultive

Charges against this citizen

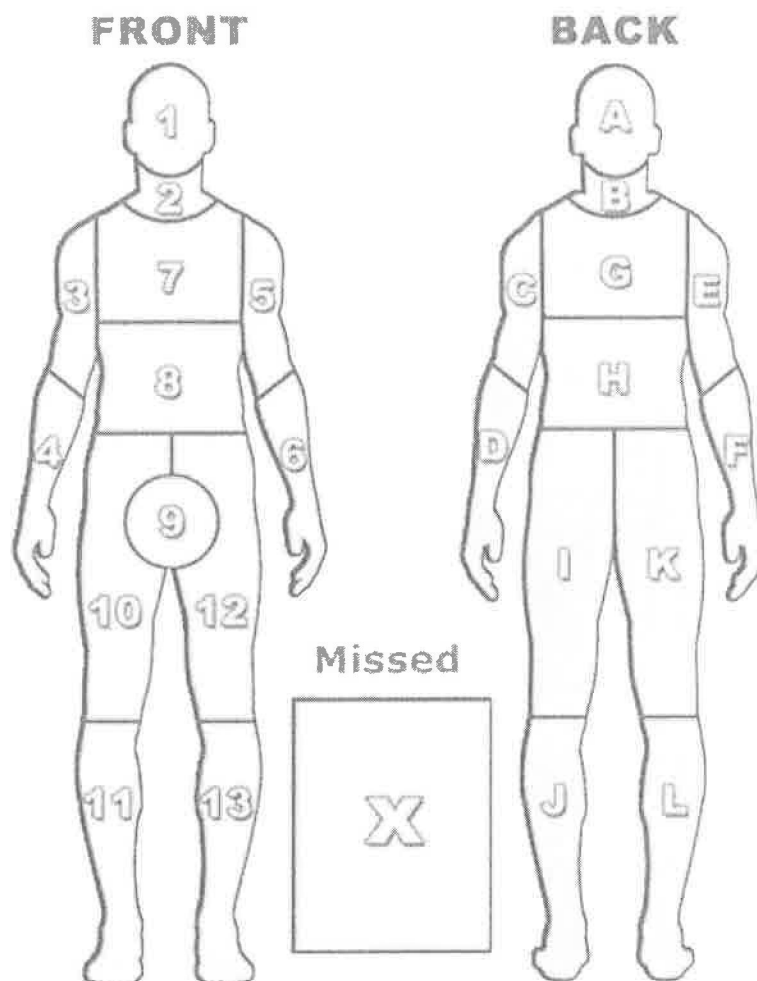
- Arrest - Felony

Involved Officers

Officer Rhian Wilkinson - payroll number:**Force used by this officer against the citizen**

- Pointed Firearm - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Pointed Firearm	Yes		



Attachments

Date Attached	Attachment Description	Attachment Type
3/8/2014	CAD and Report	pdf

Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
3/8/2014	Sergeant Thomas Lee	Lieutenant Craig Meidl	(none)	Please review this Use of Force report. Thank you.	<input checked="" type="checkbox"/>	While this use of force is proper based on the officer's reports and evidence at the scene, it the future Sgt Lee should interview (or make an effort to interview) the person upon which the force was used.
3/14/2014	Lieutenant Craig Meidl	Captain Daniel Torok	Sergeant Thomas Lee	While this use of force is proper based on the officer's reports and evidence at the scene, in the future	<input checked="" type="checkbox"/>	The use of force is consistent with policy.

				Sgt Lee should interview (or make an effort to interview) the person upon which the force was used.		
3/18/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	Lieutenant Craig Meidl	AC Dobrow for your review. Lt. Meidl, please meet with Sgt. Lee and make sure that he is clear on the expectation as it relates to interviewing, or attempting to interview, the person that officers used force on.	<input checked="" type="checkbox"/>	I have reviewed the UOF and found it was within policy and appropriate.
3/31/2014	Sergeant David Staben	Sergeant Thomas Lee	(none)	return for corrections	<input checked="" type="checkbox"/>	Completion notes: Dave; it's not clear but I think this report need 'type of force' added. I have done that and hope it is now complete.
5/25/2014	Sergeant Thomas Lee	Sergeant David Staben	(none)	I added 'type of force' and hope this is now complete.	<input type="checkbox"/>	[Open routing]
5/28/2014	Asst Chief Patrick Dobrow	Asst Chief Patrick Dobrow	Ms Michelle Reiner	review	<input checked="" type="checkbox"/>	I have reviewed this use of force and find it to be reasonable and within policy.

Assigned Investigator Signature Line

 Asst Chief Patrick Dobrow
Chain of Command Signature Lines

 Lieutenant Craig Meidl

 Captain Daniel Torok

 Asst Chief Patrick Dobrow

 Sergeant Thomas Lee

 Sergeant David Staben

Incident History for: #SP140071272 Xref: #SP140070949

Entered 03/07/14 19:24:46 BY 91115 911141
Dispatched 03/07/14 19:32:20 BY D377 1016
Enroute 03/07/14 19:32:20
Onscene 03/07/14 19:36:14
Closed 03/07/14 20:51:18

Initial Type: TRESP Final Type: TRESP (TRESPASSING)

Initial Priority: 3 Final Priority: 3

Disposition: 1E Source: A Primary Unit: D377

Police BLK: SPC5GP

Group: P5 Beat: Map Page: 32

Loc: 1909 E SINTO AV ,SPK btwn N MAGNOLIA ST & N NAPA ST <1400> (V)

Name: MARCHAND,RHONDA J031663 Addr: SAME Phone: 9072994993

/192446 (911141) ENTRY XREF#70949. SUSP MALE IS NOW BACK IN THE STORA
GE SHED. MALE IS SLEEPING. WOULD LIKE LE ASSIS
TANCE IN GETTING HIM TO LEAVE. ###
#SP140070949

/192503 (1160) CROSS
/192640 HOLD
/193220 (1016) *DISPER D377 #1016 WILKINSON, RHIAN
/193614 *ONSCNE D377
/194240 (1144) REMINQ D377

#3a

/194252 CALLBK D377 T/PCC03
,13
/194304 (1160) ASSTER P315 [1909 E SINTO AV ,SPK]
#436 ADAMS, DAVE
/194307 (1144) REMINQ D377

#3a

/194620 (1069) MISC D377 ,ONE DETD CUFFS
/194633 CALLBK D377 T/PCC02
,HAVE 13 COME TO THE ALLEY
/194658 MISC D377 ,STEP IT UP
/194707 (409) *ASSTER L245 [1909 E SINTO AV ,SPK]
#409 BOOTHE, ROB
/194707 (688) *ASSTER E277 [1909 E SINTO AV ,SPK]
#688 CURTIS, JASON
/194711 (1160) MISC D377 ,CH3 RESTRICTED
/194712 (244) *ASSTER L244 [1909 E SINTO AV ,SPK]
#244 LEE, TOM
/194735 (1176) *ASSTER A325 [1909 E SINTO AV ,SPK]
#1176 BROWN-BIEBER, BENJAMIN
/194751 (1004) *ASSTER C368 [1909 E SINTO AV ,SPK]
#1004 IVERSON, TIFFANY
#931 KESTER, ALEXIS
/194751 (671) *ASSTER N42 [1909 E SINTO AV ,SPK]
#671 CHRISTENSEN, JAMES A
#1024 PRIM, MICAH
/194756 (1067) *ASSTER C354 [1909 E SINTO AV ,SPK]
#1067 LESSER, ROBERT SCOTT
#989 WIDHALM, HOLTON
/194817 (568) *ASSTER E281 [1909 E SINTO AV ,SPK]
#568 WATSON, PAUL A
/194830 (750) *ASSTER F34 [1909 E SINTO AV ,SPK]
#750 ANDERSON, JERRY C
/194831 (1136) *ASSTER A312 [1909 E SINTO AV ,SPK]
#1136 HARVEY, DALE
/194941 (1160) MISC D377 ,NEED UNIT TO THE ALLEY

/195003	(591251)	*ASSTER	L552	[1909 E SINTO AV ,SPK] #591251 ELLIS, DAVID J ,SLOW IT DOWN
/195031	(1160)	MISC	F34	
/195032		ONSCNE	F34	
/195033	(1067)	*ONSCNE	C354	
/195038	(244)	*ONSCNE	L244	
/195107	(1136)	*ONSCNE	A312	
/195113	(1004)	*ONSCNE	C368	
/195117	(671)	*PREMPT	N42	
/195117	(1160)	MISC	D377	,NO MORE UNITS TO SINTO
/195130	(688)	*PREMPT	E277	
/195134	(568)	*PREMPT	E281	
/195144	(1069)	MISC	L244	,C4 SINTO
/195151	(1160)	MISC	D377	,X1 FOR 3RD ASLT AND TRESPASSING
/195152	(591251)	*PREMPT	L552	
/195200	(1160)	MISC	D377	,CH3 BACK TO NORMAL TRAFFIC
/195237	(409)	*ONSCNE	L245	
/195415	(436)	*ONSCNE	P315	
/195744	(1067)	*TRANS	C354	[JAIL] M/0.0
/195800	(1176)	*ONSCNE	A325	
/195829		*CLEAR	A325	,PSTAT/ASST
/195834	(1160)	CHGLOC	D377	[JAIL]
/195852		CALLBK	C354	T/PCC05 ,ADV JAIL ENR WITH UNCOOP [JAIL] #1013 QUARLES, DARRELL ,PSTAT/ASST T/PCC03 ,JAIL ADV ,PSTAT/ASST PSTAT/RPT (UOF) ,PSTAT/ASST [JAIL]
/195928	(1013)	*ASSTOS	E288	
/195951	(1136)	*CLEAR	A312	
/200002	(761)	CALLBK		
/200032	(244)	*CLEAR	L244	
/200111	(750)	*CLEAR	F34	
/200246	(436)	*CHGLOC	P315	
/200501	(1016)	*ONSCNE	D377	
/200507	(1067)	*TRANSC	C354	M/2.8
/201013	(409)	*CLEAR	L245	
/201016	(436)	*ONSCNE	P315	
/201017	(1004)	*MISC	C368	,PSTAT/ASST
/201024		\$PREMPT	C368	
/201313	(1160)	OK	C354	
/201313		OK	D377	
/201313		OK	E288	
/201313		OK	P315	
/202121	(436)	*MISC	P315	,DEFENDANT IS COMBATIVE WITH JAIL STAFF AND HAS BEEN ISOLATED. HE IS NOT AMENABLE TO PHOTOGRAPHY AT THIS TIME. ,PSTAT/ASST ,PSTAT/ASST ,PSTAT/ASST PHOTOS
/202643	(1067)	*CLEAR	C354	
/202826	(1013)	*CLEAR	E288	
/203511	(436)	*MISC	P315	
/203513		*CLEAR	P315	
/205118	(1016)	*CLEAR	D377	DSP: 1E ,PSTAT/CFS PSTAT/FEL PSTAT/MISD
/205118		CLOSE	D377	

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

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AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-071272	
INCIDENT TYPE Arrest		INCIDENT CLASSIFICATION #1 ASSAULT-SIMPLE		INCIDENT CLASSIFICATION #2 TRESPASS	
		INCIDENT CLASSIFICATION #3		INCIDENT CLASSIFICATION #4	
		RESPONDING TO (Officer Assault)		ASSIGNMENT (Officer Assault)	
REPORTED ON Fri 03/07/2014 19:24		DATE/TIME 19:24		OCCURRED ON Fri 03/07/2014 19:24	
				OCCURRED TO Fri 03/07/2014 19:50	
DISPATCH TIME 19:32		ARRIVED TIME 19:36		CLEARED TIME 20:51	
REPORT DATE 03/07/2014		REPORT TIME 21:49		EST. TOTAL PROPERTY LOSS	
PRIMARY CHARGE 9A.36.031(1)(G) ASSAULT-3D(LAW ENFORCE/EMPLOY)					UCR/NIBRS CODE /13A
LOCATION OF INCIDENT 1909 E Sinto Avenue, Spokane, WA 99207				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS PC Affidavit Completed, Suspect Arrested					
RELATED INCIDENT NUMBERS					INCIDENT XREF 14-070949
ADDITIONAL REPORTING OFFICERS None					
VICTIM/WITNESSES/OTHERS					
CODE C-1	NAME: LAST, FIRST, MIDDLE Marchand, Rhonda J			SEX F	RACE/ETHNICITY W-White/Non-Hispanic
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE 03/16/1963 50
CONFIDENTIALITY <input type="checkbox"/>			ADDRESS: STREET, CITY STATE ZIP 1909 E Sinto Avenue, Spokane, WA 99207		RESIDENTIAL STATUS 1-907-299-4993
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Home) 1-907-299-4993					
CODE A-1	NAME: LAST, FIRST, MIDDLE Mickle, Luke			SEX M	RACE/ETHNICITY W-White
HEIGHT 6'00"	WEIGHT 165	BUILD Medium	HAIR Blonde or	EYES BLU - Blue	DATE OF BIRTH/AGE 11/28/1983 30
CONFIDENTIALITY <input type="checkbox"/>			ADDRESS: STREET, CITY STATE ZIP 1026 W Columbia Avenue #A, Moses Lake, WA 98837		RESIDENTIAL STATUS (509) 793-6190
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL ADDRESSES transient					ADDRESS TYPE Transient
ADDITIONAL PHONES (Home) (509) 793-6190, (Cell) (509) 217-6013					
CHARGE LEVEL Felony Class C		DESCRIPTION 9A.36.031(1)(G) ASSAULT-3D(LAW ENFORCE/EMPLOY)			UCR/NCIC CODE /13A
WARRANT #		BAIL		TYPE OF ARREST On-View of Arrest	
				MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	

ID NO./NAME OF REPORTING OFFICER #1016 - Wilkinson, Rhian		DISTRIBUTION	
APPROVAL #244 - Lee, Thomas		DATE/TIME 03/07/2014 23:55	

Incident Report #1

03/07/2014 23:57:03.488

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION ASSAULT-SIMPLE				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER 14-071272	
CITATION #		DATE	TIME	BOOKED WHERE Spokane County Jail		DATE 03/07/2014	TIME 20:05
ARREST LOCATION 1909 E Sinto Avenue, Spokane, WA 99207				STATEMENT <input type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN		CHARGES <input type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED	
JUV. PAR/GRD. Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		NAME/RELATIONSHIP OF PERSON NOTIFIED		DATE & TIME NOTIFIED		DISPOSITION OF JUVENILE	
DRIVER'S LICENSE <input type="checkbox"/> FAKE		STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE		OTHER ID #4b		
CODE V-1	NAME: LAST, FIRST, MIDDLE Rhian Wilkinson, S			SEX M	RACE/ETHNICITY W-White		DATE OF BIRTH/AGE #5c 33
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 1100 W MALLON, Spokane, WA 99201				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE	
ADDITIONAL PHONES (Work) (509) 625-4100							
REALTIONSHIP TO SUSPECT			VICTIM OF Offns. # 9A.36.031(1)(G) ASSAULT-3D(LAW ENFORCE/EMPLOY)			OFNDR. # A-1	
NARRATIVE							

On Friday March 7, 2014 at 1932 hours I responded to 1909 E. Sinto Ave to the report of Trespassing. The complainant, Rhonda Marchand, reported that a male was sleeping in a storage shed attached to her apartment.

When I arrived on scene I contacted Rhonda. She told me that she had noticed that someone had been sleeping in the storage shed attached to her apartment. She lived at the apartment and stated that she had the authority to trespass people from the location. She then advised me that the Storage shed in question was attached to the apartment building but it did not have access to any of the apartments.

I then went to the Storage shed and opened the door. I observed a male who identified himself as Luke Mickle sleeping in a sleeping bag. There were three bags lying on the floor of the shed. I roused Luke from his sleep and advised him that he was not supposed to be in the shed. I informed him that he was trespassed from the location and he would have to leave immediately. He informed me that he was not going to leave. Luke then began digging in his back pack. I thought he was reaching for a pair of pants because he was clothed in only boxers when I contacted him. I shined my flashlight in the bag so that I could see what Luke was attempting to access. I then observed that Luke pulled a Folding Box Cutter out of the bag. Luke then opened the Box cutter.

Based on the ability of the Luke with the Box Cutter to cause serious injury and even death to my person, I immediately drew my service pistol and pointed at Luke. I then ordered Luke to "drop the Knife." Luke then placed the Box Cutter on the ground. I lowered my pistol to the low ready position but kept it drawn. Luke then reached in his bag and accessed a second folding knife. He then opened the second Knife. I raised my pistol and pointed it at Luke's

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
ASSAULT-SIMPLE

ATTEMPTED
☐

INCIDENT NUMBER
14-071272

Chest. I again gave the order to "drop the knife." Luke then stated "are you serious." I advised Luke that if he did not drop the knife immediately I would be forced to shoot him. Luke then dropped the knife. With my pistol pointed at Luke, I ordered him to step out of the shed and directed him to lie on the ground in the prone position. Luke stepped out of the shed and laid down on the ground directly outside the shed. I ordered Luke to place his hands behind his back. Luke again complied and placed his hands behind his back. I then quickly holstered my firearm and proceeded to use a prone cuffing technique to secure Luke in Handcuffs. After I secured and double locked the handcuffs I stood up and ordered Luke to remain on the ground while I waited for my backup unit. While I was waiting Luke quickly rotated to his side and began to stand up. I then used my body weight to force him back to the ground. I then used my knee on the back of Luke to hold him to the ground. While I was holding Luke down, he swung his left leg up and kick me. The kick struck me in the left side of my torso. I was not injured during the attack.

Then other units arrived on scene and assisted me in securing Luke in Leg Restraints. Luke was then transported to the Spokane County Jail where he was booked for third degree assault. It should also be noted that I had probable cause to arrest Luke for Trespassing in the first degree. During the booking process Luke did not cooperate with the Spokane County Jailors and failed the booking process.

I then had CPL Adams take photographs of the two knives lying on the ground where I contacted Luke. I then collected the knives and placed them on property as evidence.

I also completed a PC Affidavit to support my findings.

OFFICER/NUMBER/CALL SIGN

Wilkinson/1016/D377