



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)



Spokane Police Department Use Of Force Report

Incident Entered By: Sergeant John Griffin

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
4/2/2014	4/2/2014	17:36
Record ID #	Incident No	IA No
8163	14-100531	F14-024
Date/Time Entered		
4/2/2014 22:56		

Incident Summary

See attached IA additional.

In compliance with policy per Assistant Chief Dobrow 04/22/14.

Incident Location

• 811 Cowley ST, Suite/Apt: 42, Direction: S, Spokane, WA 99202

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Resisting Arrest	Call For Service	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	Daylight	1 feet to 3 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Large	5'7" to 5'9"	
Officer Assessment of Citizen Condition During Incident		
Mentally unstable		
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Complainant/Involved Citizen Information

Robert P Lindenmann

DOB: 6/19/1946 Race: White Gender: Male

Address

- 811 Cowley ST, Suite/Apt: 42, Direction: S, Spokane, WA 99202
- 811 Cowley ST, Suite/Apt: 42, Direction: S, Spokane, WA 99202

Phone

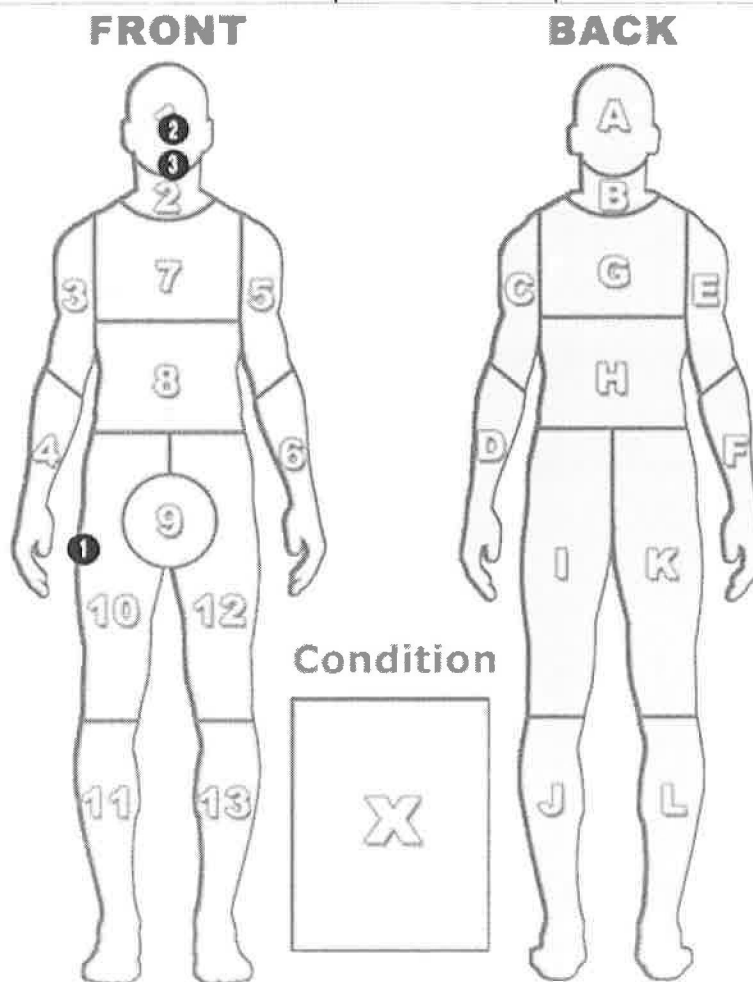
- (509) 828-9144
- (514) 848-7582

Types of Resistance Citizen Used Against Officer(s)

- Active Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
Complaint of Injury	10	1
Injured During Incident	1	2, 3

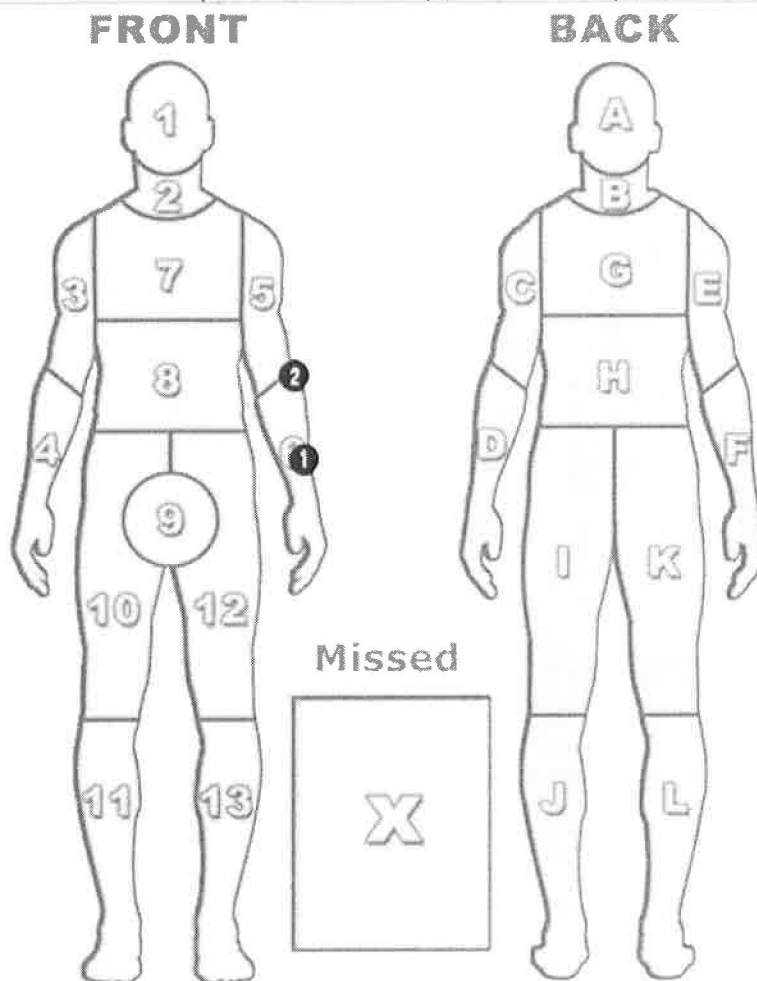
**Charges against this citizen**

- Arrest - Misdemeanor

Involved Officers**Officer Rhian Wilkinson - 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	5, 6	1, 2



Citizen Witnesses

Katie Dodson

DOB: 1/24/1987 - Race: White - Gender: Female

Address

• 1518 Lee ST, Direction: N, Spokane, WA 99205

Phone

• (509) 413-3746

Attachments

Date Attached	Attachment Description	Attachment Type
4/5/2014	Wilkinson Report	pdf
4/5/2014	CAD 14-100531	pdf
4/9/2014	IA Additional	doc

Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
4/5/2014	Sergeant John Griffin	Sergeant Steven Braun	Captain Eric Olsen, Lieutenant Craig Meidl	Review and forward up the chain of Command	<input type="checkbox"/>	This needs to be sent up your chain. Staben or I only need to be CC's on use of force reviews. Thank you.
4/8/2014	Sergeant Steven Braun	Sergeant John Griffin	(none)	Please forward up your chain.	<input checked="" type="checkbox"/>	Please review and forward up the chain of command
4/9/2014	Sergeant John Griffin	Captain Eric Olsen	Sergeant Steven Braun, Lieutenant Craig Meidl	Please review and forward up the chain of command	<input checked="" type="checkbox"/>	The use of force was reasonable and within Departmental Policy.
4/10/2014	Captain Eric Olsen	Captain Daniel Torok	(none)	For your review.	<input checked="" type="checkbox"/>	I concur with Lt. Olsen's assessment.
4/15/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	For review	<input checked="" type="checkbox"/>	I have reviewed this case and the UOF was within policy and reasonable.

Entering Officer Signature Line

Sergeant John Griffin

Chain of Command Signature Lines

Sergeant Steven Braun

Sergeant John Griffin

Captain Eric Olsen

Captain Daniel Torok

Asst Chief Patrick Dobrow

Incident History for: #SP140100531

Entered 04/02/14 16:45:33 BY 91110 911212
 Dispatched 04/02/14 16:59:05 BY D377 1016
 Enroute 04/02/14 16:59:05
 Onscene 04/02/14 17:07:58
 Closed 04/03/14 03:15:35

Initial Type: DV Final Type: DV (DOMESTIC VIOLENCE)
 Initial Priority: 2 Final Priority: 2
 Disposition: 1E Source: 9 Primary Unit: C453
 Police BLK: SPC5EC
 Group: P5 Beat: Map Page: 33
 Loc: 811 S COWLEY ST #42 ,SPK btwn E 7TH AV & E 9TH AV <200> (V)
 Name: CHAPMAN, ALLISON R Addr: 021161,SAME Phone: 5098502707

/164533 (911212) ENTRY 30 AGO, ROOMMATE PUNCHED A HOLE IN COMPS BEDRO
 OM DOOR. NO WEAPONS. ROOMMATE STILL IN APT, CO
 MP IN LEASING OFFICE.
 /164555 (455) MISC ,COMP #13a
 /164559 HOLD
 /164602 (911212) SUPP TXT: ROOMMATE: LINDENMANN, ROBERT P 061946
 /164650 (455) MISC ,ROBERT #13a
 /164653 PISEEN
 /164655 (911212) SUPP TXT: WM, 507/300, NO SHIRT, GRY SWEATPANTS. WO
 UL D LEAVE IN TAN FORD TAURUS LIC: UNK
 /164746 CHANGE NAM: CHAPMAN, ALLISON --> CHAPMAN, ALLISON R,
 ADR: SAME --> 021161,SAME,
 TXT: COMP WILL WAIT BY LEASING OFFICE. IS WF,
 PNK SHIRT, RED PANTS, BRO HAIR ###
 /164833 SUPP TXT: COMP REQ TC WITH ETA ###
 /165133 (320) MISC #3a #3g
 #3g #3g
 /165905 (1016) *DISPER D377 #1016 WILKINSON, RHIAN
 /170320 (1012) *ASSTER D376 [811 S COWLEY ST #42 ,SPK]
 #1012 REESE, KURTIS
 /170555 *REMINQ D376 #3b
 /170657 (911212) SUPP TXT: COMP CB. IS NOW IN LOBBY TO EMERGENCY ROO
 M AT SACRED HEART. ###
 /170728 SUPP TXT: COMP REQ TC WITH ETA AGAIN ###
 /170758 (1012) *ONSCNE D376
 /170809 *PREMPT D376
 /170814 (320) CHGLOC D377 [SHER]
 /171316 (1016) *ONSCNE D377
 /172414 *CHGLOC D377 [811 S COWLEY]
 /173626 (320) MISC D377 ,ONE IN CUSTODY IN CUFFS, DOUBLE LOCKED
 /173629 ONSCNE D377
 /173720 EMSREQ D377 T/PCC06
 ,ADULT MALE, CONSCIOUS/BREATHING; HAS ABRASION
 S CONSISTENT WITH PRONED CUFFING
 /173802 ASSTER P308 [811 S COWLEY]
 #401 BARTLETT, GLENN
 /173817 (318) CALLBK T/PCC03
 ,MEDICS ADVISED
 /180146 (401) *ONSCNE P308
 /182127 (1016) *TRANS D377 [DEACONESS] M/0.0
 /182354 (401) *CLEAR P308 ,PSTAT/ASST 14 PICS
 /182511 (911184) SUPP TXT: ALLISON CB, REQ TC. ###
 /182611 (1016) *TRANSC D377 [.9]

/182616 *TRANSC D377 [DEACONESS] M/.9
 /183118 (1123) OK D377
 /183137 CALLBK T/PCC02
 , PLEASE CB ALLISON BACK AND SEE WHAT WE CAN DO
 FOR HER

/183210 (1160) REMINQ D377 [REDACTED] #3a

/184304 CALLBK T/PCC03
 , VM

/185848 (911116) SUPP TXT: ALLISON IS CURRENTY AT SACRED HEART HOSPI
 TAL. REQ LE CALLS HER BACK TO GIVE HER INFORMA
 TION ON IF SUSPECT HAS BEEN ARRESTED OR HIS WH
 EREABOUTS. WANT S A MESSAGE LEFT IF SHE IS UNA
 BLE TO ANSWER. ###

/185958 (1123) CALLBK T/PCC02
 , PLEASE CB COMP AND ADVISE HER THAT ROBERT WAS
 ARRESTED.

/190129 (1160) CALLBK T/PCC03
 , MESSAGE LEFT

/193440 (404) *ASSTER L210 [DEACONESS]
 #404 GRIFFIN, JOHN

/195631 (1123) PREMPT D377 , HOSPITAL WILL CALL BACK WHEN SUBJ IS READY TO
 BE PICKED UP

/195739 ASSTOS RADIO3 #RADIO RADIO-SUPV
 /200154 NEWLOC RADIO3 [TILL HOSP CALLS BACK]

/200225 (404) *ONSCNE L210
 /200720 (1123) OK RADIO3
 /204357 (1160) OK L210
 /210732 (404) *MISC L210 , INTERVIEWED WITNESS AND DEFENDANT
 /210736 *CLEAR L210

/215949 (911211) SUPP TXT: CB, REQ TC WITH OUTCOME OF WHAT OCC'D WIT
 H ROOMMATE. ###

/235535 (1141) CALLBK RADIO3 T/PCC03
 , HOSP CALLED BACK. WANTS OFFICER TO CALL THEM
 475 7100

*** New Date: 04/03/14 ***

/010051 (1016) *ASSTER D377 #1016 WILKINSON, RHIAN
 /010058 *CHGLOC D377 [DEAC]
 /011225 *ONSCNE D377
 /011436 (1123) PREMPT RADIO3
 /021510 (1141) ASSTER C453 [DEAC]
 #844 VANTASSEL, RONALD

/021518 ONSCNE C453
 /022839 (1016) *CLEAR D377 DSP: 1E
 , PSTAT/CFS PSTAT/MISD PSTAT/MISD

/024522 (1141) TRANS C453 [JAIL]
 , M/RESET

/031343 (844) *TRANSC C453 M/1.4
 , FORGOT TO COMPLETE MILEAGE WHEN I ARRIVED ONS
 CENE

/031356 *MISC C453 , TRANSPORTED AND BOOKED HIM. DID NOT CUFF UNTI
 L I WALKED HIM INTO JAIL

/031535 *CLEAR C453 DSP: 1E --> 1E
 , PSTAT/ASST

/031535 CLOSE C453

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-100531	
INCIDENT TYPE Arrest, Domestic Violence		INCIDENT CLASSIFICATION #1 MALICIOUS MISCHIEF		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #2 OBSTRUCT OFFICER		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 Wed 04/02/2014 16:45		DATE/TIME Wed 04/02/2014 16:40		OCCURRED TO Wed 04/02/2014 16:59	
DISPATCH TIME 16:59		ARRIVED TIME 17:07		CLEARED TIME	
REPORT DATE 04/02/2014		REPORT TIME 18:51		EST. TOTAL PROPERTY LOSS	
PRIMARY CHARGE M-10.12.020(A)(1) MALICIOUS MISCHIEF PERSONAL PROPERTY					UCR/NIBRS CODE 290 / 290
ADDITIONAL CHARGES M-10.07.032 OBSTRUCTING					
LOCATION OF INCIDENT 811 S Cowley Street #42, Spokane, WA 99206				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS Suspect Arrested					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS GRIFFIN #404					
VICTIM/WITNESSES/OTHERS <small>V-Deceased, GW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MR-Perpetrator Mentioned, O-Other, PC-Pedestrian's Guest, IN-Individual, PS-Passenger, RD-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 CV-1	NAME: LAST, FIRST, MIDDLE Chapman, Allison R			SEX F	RACE/ETHNICITY W-White
HEIGHT 5'07"	WEIGHT 130	BUILD Light	HAIR Gray or Partially	EYES BLU - Blue	DATE OF BIRTH/AGE 02/11/1961 53
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 811 S Cowley #42, Spokane, WA 99204			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 828-9144					
RELATIONSHIP TO SUSPECT Victim was Common-Law Wife		VICTIM OF Offns. # M-10.12.020(A)(1) MALICIOUS MISCHIEF PERSONAL			OFNDR. # A-1
CODE A-1	NAME: LAST, FIRST, MIDDLE Lindenmann, Robert Phillip			SEX M	RACE/ETHNICITY W-White
HEIGHT 5'10"	WEIGHT 185	BUILD Medium	HAIR Gray or Partially	EYES BLU - Blue	DATE OF BIRTH/AGE 06/19/1946 67
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 811 S Cowley #42, Spokane, WA 99203			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (541) 318-8717					

ID NO./NAME OF REPORTING OFFICER #1016 - Wilkinson, Rhian		DISTRIBUTION	
APPROVAL #013 - Giannetto, Anthony		DATE/TIME 04/03/2014 07:10	

Incident Report #1

04/04/2014 17:07:14.167

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION MALICIOUS MISCHIEF		ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER 14-100531	
CHARGE LEVEL Gross Misdemeanor	DESCRIPTION M-10.12.020(A)(1) MALICIOUS MISCHIEF PERSONAL PROPERTY			UCR/NCIC CODE 290/290	
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest		MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	
CHARGE LEVEL Gross Misdemeanor	DESCRIPTION M-10.07.032 OBSTRUCTING			UCR/NCIC CODE	
WARRANT #	BAIL	TYPE OF ARREST On-View of Arrest		MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	
CITATION # 4Z0398009	DATE 04/02/2014	TIME 16:45	BOOKED WHERE Spokane County Jail		DATE 04/02/2014 TIME 02:40
ARREST LOCATION 811 S Cowley Street #42, Spokane, WA 99206			STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input checked="" type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED	SUSPECT ARMED WITH
JUV. PAR/GRD. Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NAME/RELATIONSHIP OF PERSON NOTIFIED		DATE & TIME NOTIFIED	NOTIFIED BY	DISPOSITION OF JUVENILE
DRIVER'S LICENSE <input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE	OTHER ID		
<div style="background-color: black; color: white; padding: 2px;">#4b</div> <div style="background-color: black; color: white; padding: 2px;">#4a</div>					
NARRATIVE					

On Wednesday April 2, 2014 at 1645 hours I responded to the report of Domestic Violence at 811 S. Cowley #42. The complainant, Allison Chapman, reported that her boyfriend, Bob Lindenmann, had punched two holes in her bedroom door.

I contacted Allison at the Sacred Heart Emergency Room. She told me that she had left her apartment because she was afraid of Bob. Allison said she was speaking on the phone to her bank. Bob was getting frustrated with her because he did not feel that Allison was expressing herself clearly. She then went into her bedroom to get away from Bob. Bob then followed her to the bedroom. Allison closed the door to prevent Bob from following her into the bed room. Bob then stood outside the bedroom and began pounding on the door. When Allison opened the door she noticed that there was new damage to the outside of the bedroom door. She described the damage as fist size holes. Allison estimated the damage to the door to be approximately \$25-\$50. Allison believed that Bob was still at the residence and she was afraid to go back to her apartment.

I then drove back to Allison's apartment. I knocked on the door several times without response. As I was walking away from the apartment I heard a Male voice yell "Allison". I called back to the male, "BOB." Bob then answered in the affirmative and invited me into the apartment. He began telling me about Allison's mental health issues. When I finally convinced Bob just to tell me about what happened today he informed me that he received a package from Amazon. He wanted to open the package on a table that he keeps in the living room. He was frustrated because Allison was talking on the phone in the living room. He told Allison to take her phone call in the bedroom so that he could open his package. Allison eventually agreed to talk on the phone in the bedroom. Bob was still frustrated with Allison because she was talking to loud and he couldn't focus on the package. Bob initially told me that He told Allison to be quite and then she came out of the bedroom and put a hole in the door. Bob showed me the bedroom door and there were two holes in the door.

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION MALICIOUS MISCHIEF	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-100531
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The holes I observed were very high on the door. They were about six to ten inches from the top of the door frame. They appeared to be caused by someone taller than Allison. I then asked Bob to show me his hands. I observed a small cut on Bob's left hand that appeared to be still bleeding. Based on the cut to Bob's hand and the height in which the holes appeared on the door I determined that I had probable cause to arrest Bob for City Malicious Mischief (D.V.). I ordered Bob "to turn and face away from me." I then took control of his left arm. Bob then stated, "I am not going to be arrested today." As he tensed his arm and tried to suck it into his body. I immediately used a Straight Arm Bar Take Down to lower Bob to the ground. While on the ground Bob continued to try to suck his arms under his body. I was able to pull both arms out from under his body and secure them behind his back in handcuffs (D.L.). Bob then began to complain that I broke his nose. I rolled Bob on to his side and observed blood coming from the bridge of Bob's nose and chin. There was also a blood spot on the carpet where Bob hit his nose during prone cuffing. I advised Bob that he was under arrest for City Malicious Mischief and Obstructing a Police Officer. I then called for Medics to treat Bob's Medical Issues. I also requested a CPL respond to the apartment to take pictures of the damage to the door and to Bob's nose and chin. CPL Bartlett responded to the scene to take the necessary photographs.

While we were waiting for medics, I advised Bob of his Constitutional rights. Bob refused to tell me if he understood his rights, so I decided not to ask anymore guilt seeking questions. Bob told me that he did not understand his charges. After I described what Malicious Mischief meant he told me unprompted that he did not mean to break the door. He stated that he only pounded on the door twice and he didn't think it was so easy to break.

After Medics evaluated Bob they determined that he probably should be checked out at one of the local hospitals. I transported Bob to the Deaconess Emergency Room where he was evaluated by an Emergency Room doctor. After being cleared from the hospital I transported Bob to the Spokane County Jail where he was booked for the above mentioned charges.

It should be noted that I also gave Allison a crime victim card with the appropriate report number. I did not complete a Lap assessment card because the incident did not meet the necessary requirements.

I notified Sgt Griffin about the incident. Sgt Griffin then interviewed my Civilian Rider who witnessed the incident and Bob Lindenmann.

OFFICER/NUMBER/CALL SIGN

Wilkinson/1016/D377



Spokane Police Department
Internal Investigation



CONFIDENTIAL

IA#
Additional

Complaint Being Investigated

Use of Force: Arm Bar Technique

Complainant Interview Summary

I contacted Robert (Bob) P. Lindenmann at Deaconess Hospital after being made aware of the incident by Officer Wilkinson. Lindenmann had his eyes closed and when I spoke to get his attention, he said he was "tired and in so much pain" he didn't know if he would be able to talk to me.

I could see a cut on the bridge of Lindenmann's nose from where his glasses were sitting and a scrape on the end of his nose and what looked like a rug burn on his chin. I asked Lindenmann what had happened tonight between him and the officer. Lindenmann began talking about how long he and Allison Chapman (victim) had been together, that they were common law married, about her mental health issues, about his health and back issues without ever answering my original question.

I redirected Lindenmann to my original question. Lindenmann began talking about unrelated issues Chapman was having with friends of hers stealing from her. He indicated they had reported the incidents so I directed him back to my question again. Lindenmann stated Chapman and he were in an argument and she went into her bedroom and locked the door and began screaming.

It was difficult to keep Lindenmann on topic. Every time I tried to re-direct Lindenmann I would get a short answer on topic and he would then go immediately off topic. It took about 15 minutes talking with Lindenmann to get to this point. During that time Lindenmann was tuning his head to his right to look at me and then back to center quite often. None of the movements looked strained or appeared to cause any discomfort to Lindenmann. Many of the head movements were very quick. He was also making hand and arm gestures as he talked to me. The hand and arm gestures also did not seem to be causing Lindenmann any pain or discomfort.

The following is not the order Lindenmann told me the events but I have placed them in chronological order for easier readability:

Lindenmann admitted he has been diagnosed as Bi-polar and takes medication. He admitted to damaging the door tonight and said that Chapman came out of the bedroom saw the damage and left. Lindenmann told me in 2012 he was arrested for breaking Chapman's arm and does show an

arrest on 12-14-2012 for 2nd degree assault. Lindenmann indicated he was in a panic over Chapman leaving. Chapman called him in a panic prior to Officer Wilkinson arriving telling him to leave the apartment because the police were on their way over to get him. When Officer Wilkinson arrived he took a klonopin for what he described as an anxiety attack before opening the apartment door.

Lindenmann initially said, "I stood up and he put the cuff on my left arm and then my right." Lindenmann said he was feeling light headed and dizzy and asked for help getting to the ground and was told by Officer Wilkinson, "You can get on the ground if you can do it yourself." Lindenmann said he fell forward onto the ground.

This made no sense based on the statement from Officer Wilkinson and the witness Dodson. In talking with Lindenmann, it was becoming obvious his recollection of events was not completely accurate. Lindenmann said, "He tackled me. It looks like a pretty clear case of excessive force."

Lindenmann indicated he was sitting down and Officer Wilkinson asked him to stand up. Lindenmann said, "I knew he (Officer Wilkinson) was going to put the cuffs on, so why fight him." Lindenmann claimed he asked Wilkinson "You're not going to arrest me...?" before being "tackled" to the ground.

I asked Lindenmann where Officer Wilkinson was in relation to him and he said Wilkinson was to his left. When confronted with the discrepancy between Lindenmann's statement and Officer Wilkinson's and Dodson's statements, Lindenmann said, "I raised my right or left arm before getting pushed to the ground." I asked Lindenmann if he thought Officer Wilkinson might have mistook Lindenmann's action of raising his arm as pulling away from him and he said, "Yes, Probably." I went on to ask if Lindenmann could see why that action coupled with his statement about not being arrested would lead Officer Wilkinson to believe Lindenmann was trying to fight or resist being arrested. Lindenmann agreed and went on to say his recollection of events might not be as accurate as they could be because "I was in a panic over Allison. I was shaking and sweating."

Lindenmann couldn't remember exactly when Officer Wilkinson advised him he was under arrest but said, "I remember him telling me I was under arrest." Lindenmann said, "I didn't think about what I needed to do. Just do what the officer asks." I asked Lindenmann if he thought the argument and being in a little bit of a panic caused him not to understand what Officer Wilkinson was asking him to do. Lindenmann said, "Yes, absolutely."

I asked Lindenmann if he knew he was going to get arrested and he had no intention of fighting with the officer (his words), why he continued to struggle with Officer Wilkinson when they were on the ground. Lindenmann said "I was in a state of shock and not rational at that point."

I talked with Lindenmann about Officer Wilkinson's actions after Lindenmann was in handcuffs. I asked him if Wilkinson had medics come and treat his injuries at the scene and he said, "Yes." I asked if Wilkinson also brought him to the hospital and he said, "Yes." I asked him if he felt the officer treated him well and he said, "Oh, Yes."

Lindenmann never did say he wanted to complain on Officer Wilkinson and other than a headache and the injuries to his nose and chin from prone handcuffing, the only complaint of injury he had was right hip pain from landing on it when he was taken to the ground. At the end of our hour long talk, Lindenmann seemed satisfied that what Officer Wilkinson did to take him down was reasonable given Lindenmann's statement about not being arrested coupled with Lindenmann's actions.

Officer Interview Summary

Officer Wilkinson investigated a DV call, spoke to the victim, Allison Chapman and went to contact the suspect, Robert Lindenmann, at 811 S Cowley. Wilkinson determined there was probable cause to arrest Lindenmann for City Malicious Mischief DV. Wilkinson had Lindenmann turn away from him. Lindenmann said, "I am not going to be arrested today!" Officer Wilkinson went to take arm control of Lindenmann's left arm and Lindenmann tensed his left arm and tried to pull it in against his body.

Officer Wilkinson used an arm bar technique and took Lindenmann to the ground into a prone handcuffing position. Once on the ground, Lindenmann continued to try to prevent the arrest by pulling his arms under his body. Wilkinson stated it took about 10 seconds to get Lindenmann into handcuffs. Officer Wilkinson advised Lindenmann he was under arrest and the charges he was arrested for.

Lindenmann was treated by medics at the scene and then transported to Deaconess Hospital at the suggestion of the medics at the scene.

Witness Interview Summary

Witness, Katie Dodson, a 911 operator, was on a ride along with Officer Wilkinson. She was standing by the front door of the apartment when this incident occurred. Dodson stated Officer Wilkinson was standing on Lindenmann's left side. Dodson heard Lindenmann say, "I am not being arrested!" and saw Lindenmann was partially turned away from Officer Wilkinson. Officer Wilkinson took Lindenmann to the ground and they both went mostly out of her view.

Dodson did not see the technique used and could not tell if Lindenmann turned or pulled away from Officer Wilkinson because they went mostly out of view. What Dodson did see was Lindenmann's feet and body at an angle as he was being taken to the ground. Dodson said the move was rapid and it over quickly. Dodson said she stepped inside so she could see what was happening and heard Officer Wilkinson say something to the effect of "I'm putting you under arrest." Dodson stated Lindenmann was still struggling with Officer Wilkinson at this point and was pulling his arm under his body. Dodson estimated it took about 30 seconds for Officer Wilkinson to get Lindenmann in handcuffs. Dodson said Lindenmann had an abrasion to his chin and a cut on the tip of his nose and also on the bridge of his nose.

Dodson said Officer Wilkinson did not say or do anything to provoke what happened. Dodson indicated Officer Wilkinson acted professionally towards Lindenmann before, during and after the incident. Dodson indicated Lindenmann was "compliant" after he was in handcuffs.

Physical Evidence

Cut/scrape on bridge and end of Lindenmann's nose and abrasion/rug burn on Lindenmann's chin.

Investigative Summary

As Officer Wilkinson's supervisor, the one concern I have with this situation is Officer Wilkinson went to contact the suspect in a DV without back up. The night of the incident, I counseled Officer Wilkinson about having back up anytime he was going to make an arrest or going to be in a situation that could potentially lead to an arrest. I covered how having two officers as opposed to just one, might completely eliminate the need to force at all.

Having said that, the force used by Officer Wilkinson in this situation was within policy and justified. I have addressed the officer safety issue of not bringing back up with verbal counseling.