



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 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)
<b>ACCESS Database Info</b>			
#3a	Information from WACIC/NCIC (ACCESS): <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. 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): <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. 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): <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. 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): <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. 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): <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 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): <b><u>Gun information</u></b>	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): <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. 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): <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. 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): <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. 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): <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. 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): <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. 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): <b><u>Stolen Property</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. 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): <b><u>Court Orders</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. 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	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)
<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	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).
<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	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).
<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) 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)
<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). 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	<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 (Confidential information and records)



## Spokane Police Department Use Of Force Report

**Incident Entered By:** Sergeant Daniel Ervin

### Incident Details

<b>Date Received</b>	<b>Date of Occurrence</b>	<b>Time of Occurrence</b>
4/8/2014	4/8/2014	15:35
<b>Record ID #</b>	<b>Incident No</b>	<b>IA No</b>
8186	14-107551	F14-028
<b>Date/Time Entered</b>		
4/8/2014 17:39		

### Incident Summary

Officers witnessed suspect assault female. Suspect was resistive and was taken to the ground. Suspect locked his arms under his body. Officers used baton to pull arms out from under him. See IA additional report.

In compliance with policy per Assistant Chief Dobrow 05/09/14.

### Incident Location

- 2604 Sharp ST, Direction: E, Spokane, WA 99202

### Use of Force Specific Information

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

### Complainant/Involved Citizen Information

**Jarod A Collierd**

DOB: 7/7/1992 Race: White Gender: Male

**Address**

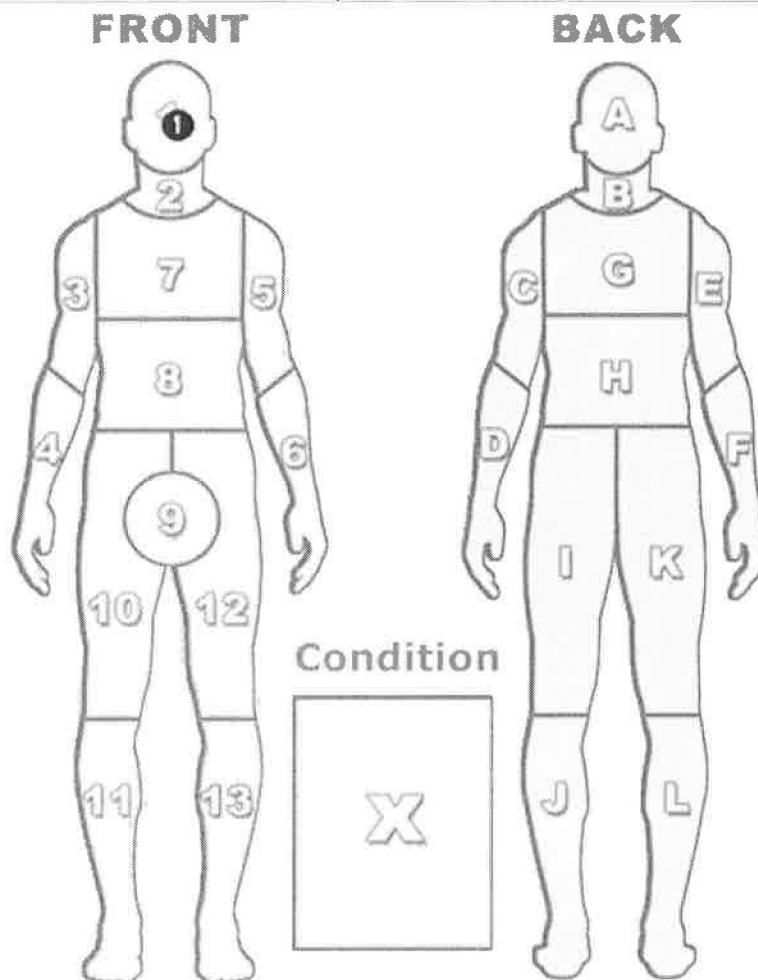
- 2608 Sharp ST, Direction: E, Spokane, WA 99207

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

- Active Resistance
- Assaultive

**Injuries sustained by this citizen**

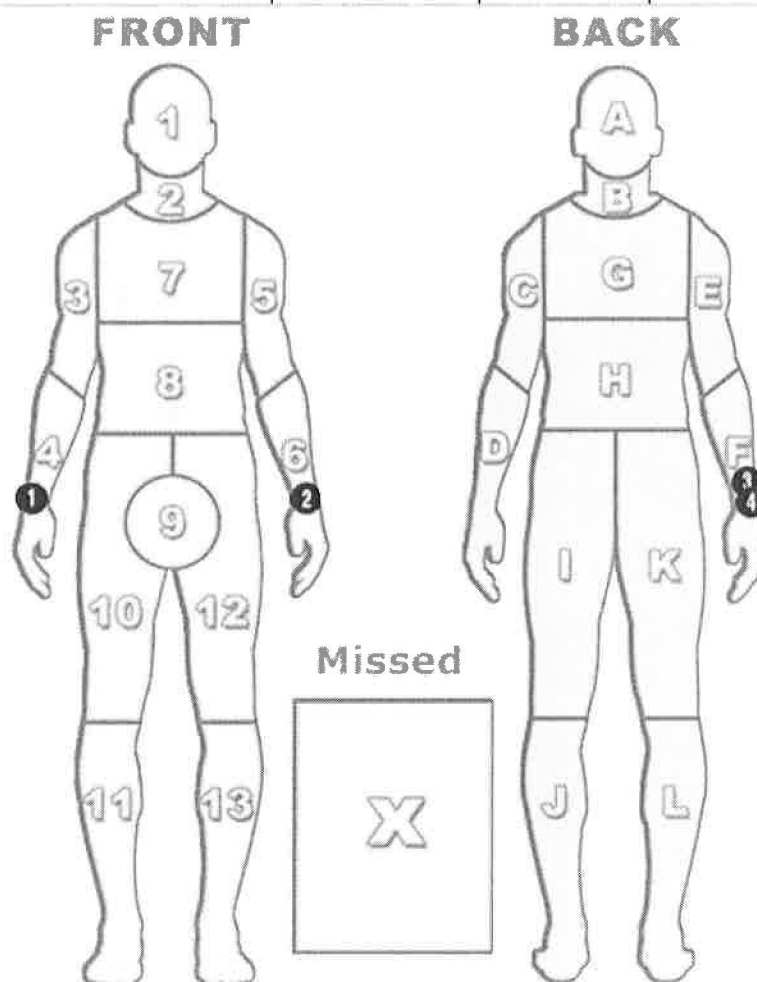
Injury	Regions	Injury Locations
Injured During Incident	1	1

**Involved Officers****SPO Todd Brownlee - payroll number:****Force used by this officer against the citizen**

- Verbal/Other - Was force effective: No
- Takedown Technique - Was force effective: Yes
- Body Weight/Manual Force - Was force effective: Yes
- Arrest Tactics - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
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Verbal/Other	No		
Takedown Technique	Yes	4, 6	1, 2
Body Weight/Manual Force	Yes	F	3
Arrest Tactics	Yes	F	4

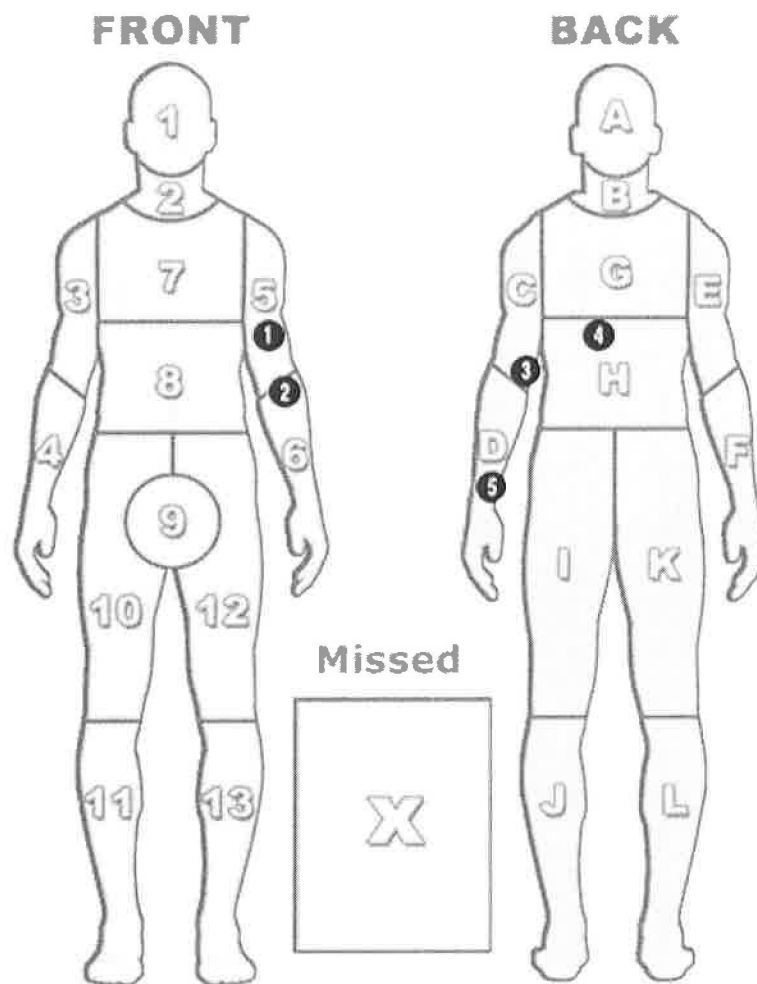


### SPO Gordon Grant - payroll number:

#### Force used by this officer against the citizen

- Takedown Technique - Was force effective: Yes
- Body Weight/Manual Force - Was force effective: Yes
- Arrest Tactics - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Takedown Technique	Yes	5, 6	1, 2
Body Weight/Manual Force	Yes	C, H	3, 4
Arrest Tactics	Yes	D	5



## Citizen Witnesses

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### **Aaernetta Cornelious**

**DOB: 5/23/1975 - Race: Black - Gender: Female**

**Address**

- 2608 Sharp ST, Direction: E, Spokane, WA 99207

**Phone**

- (509) 432-5984

### **Bryant Delzer**

**DOB: 2/14/1969 - Race: White - Gender: Male**

**Address**

- 8424 Nevada ST, Direction: N, Spokane, WA 99208

**Phone**

- (509) 294-7540

### **Robin Swanagan**

**DOB: 4/18/1962 - Race: White - Gender: Female**

**Address**

- 2604 Sharp ST, Direction: E, Spokane, WA 99207

**Phone**

- (509) 370-8763

**Jessica Valentine****DOB: 11/28/1988 - Race: White - Gender: Female****Address**

- 2530 Sharp ST, Direction: E, Spokane, WA 99207

**Phone**

- (509) 533-6510

**Attachments**

Date Attached	Attachment Description	Attachment Type
4/11/2014	Brownlee's report	pdf
4/11/2014	CAD report	pdf
4/15/2014	Grant's additional	pdf
4/15/2014	Sgt. Ervin's additional	doc
4/20/2014	Brownlee's Additional	pdf

**Chain of Command History**

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
4/15/2014	Sergeant Daniel Ervin	Lieutenant Joseph Walker	(none)	Lt. This is a pretty minor use of force. Considering the circumstances I did write it up. I did not send a copy of this to IA Dan Sgt. Dan Ervin	<input checked="" type="checkbox"/>	I concur with Sgt Ervin's review and recommendation of this incident. The officers used a appropriate amount of force to control and detain the suspect given the facts and circumstances known to them at the time. I find that the officers followed SPD policy and training.
4/15/2014	Lieutenant Joseph Walker	Captain Daniel Torok	Sergeant Steven Braun	use of force report reviewed and sent to Capt Torok	<input type="checkbox"/>	Have the officer document any deescalation efforts before the encounter and details, if known, of his mental status.
4/17/2014	Captain Daniel Torok	Lieutenant Joseph Walker	Sergeant Daniel Ervin	Please see comments. I have met with Sgt. Ervin and discussed this incident with him.	<input checked="" type="checkbox"/>	I concur with Sgt Ervin's review and recommendation of this incident. The officers used proper de escalation techniques with the suspect. They also used an appropriate amount of force to control and detain the suspect given the facts and circumstances known to them at the time. I find that the officers followed SPD policy and training.
4/20/2014	Lieutenant Joseph Walker	Captain Daniel Torok	Sergeant Steven Braun	reviewed and sent to Capt Torok	<input checked="" type="checkbox"/>	I concur with Lt. Walker that the use of force was consistent with policy.
4/21/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	for review	<input checked="" type="checkbox"/>	I have reviewed this case and agree that the use of force was reasonable and within policy.



**Entering Officer Signature Line**

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Sergeant Daniel Ervin

**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

Incident History for: #SP140107551

Entered 04/08/14 15:12:07 BY 91110 911184  
 Dispatched 04/08/14 15:21:09 BY PCC03 159  
 Enroute 04/08/14 15:21:11  
 Onscene 04/08/14 15:27:42  
 Closed 04/08/14 17:31:46

Initial Type: ASLT Final Type: ASLT (ASSAULT)

Initial Priority: 2 Final Priority: 2

Disposition: 1H Source: 9 Primary Unit: E271

Police BLK: SPC5GP

Group: P5 Beat: Map Page: 32

Loc: 2604 E SHARP AV ,SPK btwn N SMITH ST & N LACEY ST <1300> (V)

Loc Info: AACRES, ONE HOUSE JWO

Name: DELZER,BRYANT C 021469 Addr: SAME

Phone: 5092947540

/151207 (911184) ENTRY CLIENT RAN FROM AACRES AND IS LAYING IN NEIGHB  
 YARD NOW. IS NOT SUPPOSED TO BE AT LOC, HAS D  
 OLLS IN HAND AS WEAPONS, HIT COMP IN LEGS WITH  
 IT. NO MEDICS  
 /151330 SUPP TXT: MALE: COLLIERD, JAROD A 070792, WM, 507/TH  
 IN, MAR SHIRT, BLU JEANS  
 /151405 CHANGE NAM: DELZER,BRYANT --> DELZER,BRYANT C 021469  
 ,  
 TXT: NEIGHB HAS TWO DOGS, ARE LOCKED UP. ###  
 /151521 (159 ) HOLD  
 /152109 DISP E271 #478 BROWNLEE, TODD  
 /152109 ASST C154 #186 GRANT, GORDON  
 /152111 (186 ) \*ENROUT C154  
 /152111 (478 ) \*ENROUT E271  
 /152342 \*REMINQ E271  
 /152742 (159 ) ONSCNE E271  
 /153036 (186 ) \*ONSCNE C154  
 /153523 (159 ) MISC C154  
 /153718 CALLBK C154  
 ,ONE IN CUSTODY  
 T/PCC05  
 ,NEED A SUPERVISOR TO RESPOND DUE TO USE OF FO  
 RCE  
 /153735 CALLBK C154 T/PCC03  
 ,NEED AMR FOR A TRANSPORT  
 /153820 CALLBK C154 T/PCC03  
 ,AMR ENROUTE  
 /153951 (552 ) CALLBK T/PCC03  
 ,L245 ADVISED  
 /155206 (284 ) \*ASSTER L284 [2604 E SHARP AV ,SPK]  
 #284 ERVIN, DANIEL  
 ,AMR CANCELLED  
 /155721 (159 ) MISC E271  
 /160103 (284 ) \*ONSCNE L284  
 /160705 (478 ) \*REMINQ E271  
 /161339 (318 ) MISC C154 ,ADD SUBJ TO TRESPASS FILE FOR 1 YR  
 /162225 (284 ) \*CLEAR L284 ,PSTAT/ASSTPSTAT/RPT  
 /165545 (186 ) \*CLEAR C154 DSP: 1B  
 ,PSTAT/CFS PSTAT/ASST  
 /173146 (478 ) \*CLEAR E271 DSP: 1B --> 1H  
 ,PSTAT/CFS PSTAT/MISD  
 /173146 CLOSE E271

Incident History for: #SP140107551

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 Enroute 04/08/14 15:21:11  
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Initial Type: ASLT Final Type: ASLT (ASSAULT)

Initial Priority: 2 Final Priority: 2

Disposition: 1H Source: 9 Primary Unit: E271

Police BLK: SPC5GP

Group: P5 Beat: Map Page: 32

Loc: 2604 E SHARP AV ,SPK btwn N SMITH ST & N LACEY ST <1300> (V)

Loc Info: AACRES, ONE HOUSE JWO

Name: DELZER,BRYANT C 021469 Addr: SAME

Phone: 5092947540

/151207 (911184) ENTRY CLIENT RAN FROM AACRES AND IS LAYING IN NEIGHB  
 YARD NOW. IS NOT SUPPOSED TO BE AT LOC, HAS D  
 OLLS IN HAND AS WEAPONS, HIT COMP IN LEGS WITH  
 IT. NO MEDICS  
 /151330 SUPP TXT: MALE: COLLIERD,JAROD A 070792, WM, 507/TH  
 IN, MAR SHIRT, BLU JEANS  
 /151405 CHANGE NAM: DELZER,BRYANT --> DELZER,BRYANT C 021469  
 ,  
 TXT: NEIGHB HAS TWO DOGS, ARE LOCKED UP. ###  
 /151521 (159 ) HOLD  
 /152109 DISP E271 #478 BROWNLEE, TODD  
 /152109 ASST C154 #186 GRANT, GORDON  
 /152111 (186 ) \*ENROUT C154  
 /152111 (478 ) \*ENROUT E271  
 /152342 \*REMINQ E271  
 /152742 (159 ) ONSCNE E271  
 /153036 (186 ) \*ONSCNE C154  
 /153523 (159 ) MISC C154 ,ONE IN CUSTODY  
 /153718 CALLBK C154 T/PCC05  
 ,NEED A SUPERVISOR TO RESPOND DUE TO USE OF FO  
 RCE  
 /153735 CALLBK C154 T/PCC03  
 ,NEED AMR FOR A TRANSPORT  
 /153820 CALLBK C154 T/PCC03  
 ,AMR ENROUTE  
 /153951 (552 ) CALLBK T/PCC03  
 ,L245 ADVISED  
 /155206 (284 ) \*ASSTER L284 [2604 E SHARP AV ,SPK]  
 #284 ERVIN, DANIEL  
 /155721 (159 ) MISC E271 ,AMR CANCELLED  
 /160103 (284 ) \*ONSCNE L284  
 /160705 (478 ) \*REMINQ E271  
 /161339 (318 ) MISC C154 ,ADD SUBJ TO TRESPASS FILE FOR 1 YR  
 /162225 (284 ) \*CLEAR L284 ,PSTAT/ASSTPSTAT/RPT  
 /165545 (186 ) \*CLEAR C154 DSP: 1B  
 ,PSTAT/CFS PSTAT/ASST  
 /173146 (478 ) \*CLEAR E271 DSP: 1B --> 1H  
 ,PSTAT/CFS PSTAT/MISD  
 /173146 CLOSE E271

# INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-107551</b>	
INCIDENT TYPE <b>Arrest</b>		INCIDENT CLASSIFICATION #1 <b>ASSAULT-SIMPLE</b>		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	
		RESPONDING TO (Officer Assault)		ASSIGNMENT (Officer Assault)	
REPORTED ON <b>Tue 04/08/2014 15:35</b>		OCCURRED ON <b>Tue 04/08/2014 15:12</b>		OCCURRED TO <b>Tue 04/08/2014 15:40</b>	
DISPATCH TIME		ARRIVED TIME		CLEARED TIME	
REPORT DATE <b>04/08/2014</b>		REPORT TIME <b>16:29</b>		EST. TOTAL PROPERTY LOSS	
PRIMARY CHARGE <b>M-10.11.010 CITY ASSAULT</b>					UCR/NIBRS CODE <b>/ 13B</b>
LOCATION OF INCIDENT <b>2604 E Sharp, Spokane, WA 99207</b>				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS <b>Suspect Arrested, Witness to Crime</b>					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS <b>Ofc. Grant</b>					
VICTIM/WITNESSES/OTHERS					
CODE <b>C-1</b>	NAME: LAST, FIRST, MIDDLE <b>Delzer, Bryant Carl</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
HEIGHT <b>6'01"</b>	WEIGHT <b>240</b>	BUILD <b>Heavy</b>	HAIR <b>Brown</b>	EYES <b>BLU - Blue</b>	DATE OF BIRTH/AGE <b>02/14/1969 45</b>
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>8424 N Nevada #240, Spokane, WA 99208</b>			RESIDENTIAL STATUS	PHONE <b>294-7540</b>
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL ADDRESSES <b>2608 E Sharp, Spokane, WA 99207</b>					ADDRESS TYPE <b>Work</b>
ADDITIONAL PHONES <b>(Home) 294-7540</b>					
DRIVER'S LICENSE <input type="checkbox"/> FAKE		STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE	OTHER ID	
#4b			#4a		
CODE <b>V-1</b>	NAME: LAST, FIRST, MIDDLE <b>Swanagan, Robin R</b>			SEX <b>F</b>	RACE/ETHNICITY <b>W-White</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE <b>04/18/1962 51</b>
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>2604 E Sharp, Spokane, WA 99207</b>			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES <b>(Cell) 370-8763</b>					
RELATIONSHIP TO SUSPECT		VICTIM OF Offns. # <b>M-10.11.010 CITY ASSAULT</b>			OFNDR. # <b>A-1</b>
ID NO./NAME OF REPORTING OFFICER <b>#478 - Brownlee, Todd</b>				DISTRIBUTION	
APPROVAL <b>#093 - Sprague, Dean</b>		DATE/TIME <b>04/08/2014 20:27</b>			

Incident Report #1

04/08/2014 20:38:29.852

# INCIDENT REPORT CONTINUED

## Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION <b>ASSAULT-SIMPLE</b>				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER <b>14-107551</b>	
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES				TYPE OF VICTIM <b>Individual</b>		MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO	
HOSPITAL TAKEN TO		TAKEN BY		<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN	SUICIDE NOTE FOUND? <input type="checkbox"/>	HOLD PLACED BY
CODE <b>MIR-1</b>	NAME: LAST, FIRST, MIDDLE <b>Ryd, Joe H</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>	DATE OF BIRTH/AGE <b>07/25/1975 38</b>	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>901 N Monroe #203, Spokane, WA 99205</b>				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE	
ADDITIONAL PHONES <b>(Cell) 209-2767</b>							
CODE <b>W-1</b>	NAME: LAST, FIRST, MIDDLE <b>Cornelious, Aaernetta S</b>			SEX <b>F</b>	RACE/ETHNICITY <b>B-Black</b>	DATE OF BIRTH/AGE <b>05/23/1975 38</b>	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>2608 E Sharp, Spokane, WA 99207</b>				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE	
ADDITIONAL PHONES <b>(Cell) 432-5984</b>							
CODE <b>W-2</b>	NAME: LAST, FIRST, MIDDLE <b>Valentine, Jessica L</b>			SEX <b>F</b>	RACE/ETHNICITY <b>W-White</b>	DATE OF BIRTH/AGE <b>11/28/1988 25</b>	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>2530 E Sharp, Spokane, WA 99202</b>				RESIDENTIAL STATUS		PHONE <b>533-6510</b>
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE	
ADDITIONAL ADDRESSES <b>1317 E Lacrosse, Spokane, WA 99207</b>						ADDRESS TYPE <b>Home</b>	
ADDITIONAL PHONES <b>(Home) 533-6510, (Cell) 216-8173</b>							

Incident Report #1

CONTINUED ON NEXT PAGE

04/08/2014 20:38:30.586

# INCIDENT REPORT CONTINUED

## Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION <b>ASSAULT-SIMPLE</b>				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER <b>14-107551</b>	
CODE <b>A-1</b>	NAME: LAST, FIRST, MIDDLE <b>Collier, Jared A</b>				SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>	DATE OF BIRTH/AGE <b>07/07/1992 21</b>
HEIGHT <b>5'11"</b>	WEIGHT <b>175</b>	BUILD <b>Medium</b>	HAIR <b>Brown</b>	EYES <b>BLU - Blue</b>	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>2608 E Sharp, Spokane, WA 99207</b>				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
CHARGE LEVEL <b>Gross Misdemeanor</b>		DESCRIPTION <b>M-10.11.010 CITY ASSAULT</b>				UCR/NCIC CODE <b>/13B</b>	
WARRANT #		BAIL		TYPE OF ARREST <b>Summoned/Cited</b>		MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	
CITATION # <b>N046677</b>		DATE <b>04/08/2014</b>	TIME <b>15:35</b>	BOOKED WHERE		DATE	TIME
ARREST LOCATION <b>2604 E Sharp, Spokane, WA 99207</b>					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
NARRATIVE							

On 04-08-14, at 1521 hrs., I was dispatched to a report of an assault at 2604 E. Sharp. Bryant Delzer reported that he was a care giver from "Aacres" and in the front lawn of that residence, with a client, Jared Collier. Collier was laying in the lawn, refusing to leave and was hitting Delzer in the legs. I arrived on scene and contacted them in the front yard. Ofc. Grant arrived to assist.

Collier lives at 2608 E. Sharp. The yard he was in belongs to Robin Swanagan. She met me as soon as I got out of my patrol car, saying that it was an ongoing problem with Collier, that she was tired of it and something needed to be done about it. Collier was sitting in the middle of her yard, playing with a Barbie doll, with Delzer standing over him. I asked Collier to walk out of the yard and to come talk with me on the sidewalk. He refused to. I asked a couple of more times, then entered the yard and walked over to them.

I told Collier that he couldn't be there and told him to get out of Swanagan's yard. He refused to do so, flipping me the bird and saying that he was going to throw his doll at me. I told Collier that he could go to jail for trespass if he refused to leave, but he would not. Ofc. Grant arrived on scene.

After telling Collier several more times, and telling him that he would go to jail, he got up and walked out of the yard. He slammed the gate behind him as he left. He began walking toward his house, on the sidewalk. As he passed by Swanagan, he struck her with a closed fist, in her left breast. Collier had his doll in that fist. Ofc. Grant and I witnessed the assault, as did Aaernetta Cornelious, Bryant Delzer and Jessica Valentine.

Ofc. Grant and I caught up with Collier while he was still on the sidewalk. I grabbed hold of Collier,

Incident Report #1

CONTINUED ON NEXT PAGE

04/08/2014 20:38:30.915

**INCIDENT REPORT CONTINUED**  
**Spokane Police/Spokane County Sheriff**

Page 4

INCIDENT CLASSIFICATION <b>ASSAULT-SIMPLE</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-107551</b>
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as did Officer Grant. Collier immediately began to struggle and try to break free. We moved Collier to the ground for cuffing. Collier fell to the ground and curled into a ball, with his arms underneath him. His upper body was on the lawn, with his legs on the concrete sidewalk. I was able to get his right arm out and behind him. I put a handcuff on it as Ofc. Grant worked to get Collier's left hand out. During this entire time, we were both telling Collier to give us his arm and to quit fighting, but he did not.

I could see Collier's left elbow, so I got my expandable baton and gave it to Ofc. Grant so that he could pry Collier's arm out. Ofc. Grant got the arm out and I finished handcuffing Collier. Collier continued to struggle and had to be held down, so we kept him on his stomach. He spat on my hand and kicked Ofc. Grant. I saw that Collier had a small amount of blood and snot coming from one of his nostrils. After a few minutes, Collier stopped fighting. We rolled him to his side, and minutes later into a seated position as he became more cooperative. Ofc. Grant called for a supervisor and Sgt. Ervin responded for the use of force. Sgt. Ervin photographed Collier.

We initially called for an ambulance, to have Collier transported to the hospital for a mental evaluation. Robin Swanagan was adamant that Collier be charged with the assault on her. After talking with his case manager, Joe Ryd, it was decided that Collier would be cited and released. Sgt. Ervin approved. Collier was trespassed from Swanagan's property and I issued him the citation for City Assault. I took the handcuffs off and he was released.

Incident Report #1	END OF INCIDENT REPORT
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04/08/2014 20:38:30.961

# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-107551</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Tue 04/08/2014</b>		TIME <b>15:27</b>
INCIDENT CLASSIFICATION #1 <b>ASSAULT-SIMPLE</b>		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #2	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #4	
DISPATCH TIME		ARRIVED TIME		CLEARED TIME	
				REPORT DATE <b>04/08/2014</b>	
				REPORT TIME <b>16:38</b>	
PRIMARY CHARGE					UCR/NIBRS CODE
<small>V-Deceased; OW-Owner of Property; C-Complainant; PE-Pedestrian; W-Witness; M-Missing; MP-Person Mentioned; O-Other; PC-Pedestrian; CP-Cyber; IN-Individual; PS-Passenger; RO-Registered Owner; TO-Towaway; S-Suspect; V-Victim; I-Individual; VB-Victim; B-Business; G-Guard; D-Driver; CV-Complainant is Victim; A-Arrested Person; CONF-Confidential</small> <b>VICTIM/WITNESSES/OTHERS</b>					
CODE <b>C-1</b>	NAME: LAST, FIRST, MIDDLE <b>Swanagan, Robin R.</b>			SEX <b>F</b>	RACE/ETHNICITY <b>W-White/Unknown</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE <b>04/18/1962 51</b>
CONFIDENTIALITY <input type="checkbox"/>			ADDRESS: STREET, CITY STATE ZIP <b>3604 E Sharp Avenue, Spokane, WA 99202</b>		RESIDENTIAL STATUS
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		PHONE <b>370-8763</b>
ADDITIONAL PHONES <b>(Home) 370-8763</b>			EMPLOYER PHONE		
<b>NARRATIVE</b>					

On the above date and time I responded to 3604 E. Sharp on a disorderly person. Upon arrival officer Brownlee was talking to a subject, playing with a pair of dolls sitting in the front yard.

Officer Brownlee asked the subject repeatedly, to leave the yard and go back to his home next door.

When Brownlee began to count down, the subject said okay, "I'm leaving" in a very frustrated voice.

As Jared Collier left the yard, he focused on the neighbor Robin. He reared back with a closed fist and hit her square in the chest right in the breastbone as he walked by her. Robin was somewhat startled but uninjured.

Officer Brownlee, and I saw this action and immediately went hands-on with the subject. Mr. Collier is a sizable individual is approximately 5 feet ten, and close to 200 pounds and has a lot of upper body strength. He was wrestled to the ground and placed in handcuffs. During the cuffing process, Mr. Collier began to hide his arms under his body so as not to be handcuffed. With the aid of an ASP we were able to remove his arm from under his body and apply proper prone cuffing technique.

Collier suffered no injury other than a pre-existing blood clot from his left nostril.

Subsequently Mr. Collier was trespassed from 2604 E. Sharp for his actions. He was also added to the trespass file for one year.

ID NO./NAME OF REPORTING OFFICER <b>#186 - Grant, Gordon</b>		DISTRIBUTION	
APPROVAL <b>#244 - Lee, Thomas</b>	DATE/TIME <b>04/14/2014 17:32</b>		

Supplemental Report #1

04/14/2014 17:38:29.275



# SUPPLEMENTAL REPORT CONTINUED

*Spokane Police/Spokane County Sheriff*

Page 2

INCIDENT CLASSIFICATION <b>ASSAULT-SIMPLE</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-107551</b>
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G. Grants #186

Supplemental Report #1	END OF ADDITIONAL REPORT
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04/14/2014 17:38:29.290

# SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-107551</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Tue 04/08/2014</b>	TIME <b>15:21</b>	INCIDENT XREF
INCIDENT CLASSIFICATION #1 <b>ASSAULT-SIMPLE</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE <b>04/19/2014</b>		REPORT TIME <b>16:00</b>
PRIMARY CHARGE					UCR/NIBRS CODE
<b>NARRATIVE</b>					

On 04-19-14, I was contacted by Lt. Walker reference an arrest report from 04-08-14. Lt. Walker asked that I outline the de-escalation process used to deal with the arrest of Jared Collier, a mentally ill person who lives at "Aacres" group home.

Initially, we were dispatched because Jared had gone into the fenced lawn of the next door neighbor, Robin Swanagan. Swanagan advised that it was a regular occurrence, that she was tired of it and wanted him out. She was actually quite upset about having to live next door to the group home and wanted it gone entirely. Jared was sitting in the front lawn and his caregiver, Bryant Delzer, was with him. As listed in my report, I first told Jared to leave the yard as I was standing outside the fence, on the sidewalk. I asked a couple of more times but Jared refused to leave. Next, I entered the yard walked over to him, closed distance and told him to leave, which he did not. I tried that a few more times, again with no result. Delzer described Jared as being autistic and having explosive anger issues, among other things.

My next de-escalation step was to explain to Jared that he was trespassing and the consequences he faced if he refused to leave. After telling him that he would be arrested and taken to jail, several times, giving him numerous "second chances", Jared agreed. He got up and walked out of the yard and turned toward his house. The original purpose of the call had been resolved through the use of verbal de-escalation. It was the next, unforeseen event that required an immediate "hands on" approach.

As Jared walked by Robin Swanagan, he reached out and punched her in the breast. I immediately took hold of Jared and took him into custody for the assault which occurred directly in front of me. Jared struggled, was taken to the ground and handcuffed. I used no verbal de-escalation techniques prior to taking hold of Jared, but told him to stop fighting repeatedly as he was being handcuffed and held to the ground.

Over the next few minutes, Jared became more and more cooperative, remorseful for his actions and was even crying. My intention was to obtain a booking exception and take Jared to jail. It was after talking with his case worker, Joe Ryd, that it was decided that he could be cited and released. Sgt. Ervin was included in this process.

ID NO./NAME OF REPORTING OFFICER <b>#478 - Brownlee, Todd</b>		DISTRIBUTION
APPROVAL <b>#689 - McNab, Michael</b>	DATE/TIME <b>04/19/2014 17:01</b>	

## SUPPLEMENTAL REPORT CONTINUED

*Spokane Police/Spokane County Sheriff*

Page 2

INCIDENT CLASSIFICATION <b>ASSAULT-SIMPLE</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-107551</b>
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Joe Ryd told me that he has been working with Jared for an extended length of time, which included his previous home in the valley. He told me that whenever Jared reaches this point of agitation, it is always followed by a period of remorse and calm. He assured me that if left at the home, there would be no further issues with him. Given this information, I decided to cite and release Jared for the assault. I also told staff to call 911 if anything changed with Jared's behavior. To my knowledge, we received no such calls.

CRIMINAL ☐ TRAFFIC ☒ NON-TRAFFIC N 046677

IN THE ☐ DISTRICT ☒ MUNICIPAL COURT OF SPOKANE, COUNTY OF SPOKANE, \*WA032051J STATE OF WASHINGTON  
☐ STATE OF WASHINGTON, PLAINTIFF VS. NAMED DEFENDANT  
☐ COUNTY OF SPOKANE  
☐ CITY/TOWN OF

L.E.A. ORI #: COURT ORI #: 14-0107551

THE UNDERSIGNED CERTIFIES AND SAYS THAT IN THE STATE OF WASHINGTON

DRIVERS	#4b	EXPIRES	7-14	PHOTO I.D. MATCHED	<input type="checkbox"/> YES <input type="checkbox"/> NO
NAME: LAST	Collier	FIRST	Jared	MIDDLE	A
ADDRESS	2608 E. Sharp				
CITY	SPOKANE	STATE	WA	ZIP CODE	99207
DATE OF BIRTH	070792	RACE	W	SEX	M
HEIGHT	5-10	WEIGHT	180	EYES	BLU
HAIR	BLN	RESIDENTIAL PHONE NO.		CELL/PAGER NO.	
WORK PHONE NO.		VIOLATION DATE	04	MONTH	08
DAY	14	YEAR	1535	TIME	
AT LOCATION	2604 E. Sharp	M.P.		CITY/COUNTY OF	SPOKANE

DID OPERATE THE FOLLOWING VEHICLE/MOTOR VEHICLE ON A PUBLIC HIGHWAY AND

VEHICLE LICENSE NO.	STATE	EXPIRES	VEH. YR	MAKE	MODEL	STYLE	COLOR
TRAILER #1 LICENSE NO.	STATE	EXPIRES	TRL YR	TRAILER #2 LICENSE NO.	STATE	EXPIRES	TRL YR
OWNER/COMPANY IF OTHER THAN DRIVER							
ADDRESS		CITY		STATE		ZIP CODE	
ACCIDENT	BAC	CMV	YES	16+	YES	HAZMAT	YES
NO	NR	IF	READING	NO	PASS	NO	VEHICLE
NO	NR	IF	READING	NO	PASS	NO	VEHICLE

DID THEN AND THERE COMMIT EACH OF THE FOLLOWING OFFENSES

#1 VIOLATION/STATUTE CODE	10-11-010	<input type="checkbox"/> DV	City Assault
Victim: Swanagan, Robin R. 04-18-62			
#2 VIOLATION/STATUTE CODE		<input type="checkbox"/> DV	

MANDATORY COURT APPEARANCE

APPEARANCE DATE	MO	DA	YR	TIME	RELATED #	DATE ISSUED
WI	04	16	14	1:30 PM		4-8-14
<input checked="" type="checkbox"/> Served on Violator <input type="checkbox"/> Sent to Court for Mailing <input type="checkbox"/> Referred to Prosecutor <input type="checkbox"/> Booked				I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT I HAVE ISSUED THIS ON THE DATE AND AT THE LOCATION ABOVE, THAT I HAVE PROBABLE CAUSE TO BELIEVE THE ABOVE NAMED PERSON COMMITTED THE ABOVE OFFENSE(S). OFFICER: T. Brownlee 478 OFFICER:		

COMPLAINT / CITATION

CRG	PLEA	CNG	FINDINGS	FINE	SUSPENDED	SUB TOTAL	FIND/JUDG DATE
1	G	NG	G NG D	\$	\$	\$	ABS. MLD TO OLY
2	G	NG	G NG D	\$	\$	\$	TO SERVE
OTHER COSTS \$						WITH	DAYS SUP.
RECOMMENDED NONEXTENSION OF SUSPENSION <input type="checkbox"/>				LICENSE SUR-RENDER DATE	TOTAL COSTS \$	CREDIT / TIME SVD	

## OFFICER REPORT

RECEIVED  
SPOKANE POLICE RECORDS  
2014 APR 9 AM 12 06

TRAFFIC			WEATHER				STREET				LIGHT			
LT	MED	HV	CL	RN	FG	SN	D	W	I	S	D	DWN	DSK	DK
Officer's Report for Citation # <u>N 046677</u> The information contained on this citation is incorporated by reference into this report. I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT ALL STATEMENTS MADE HEREIN ARE TRUE AND ACCURATE														
Signature <u>A.C.T. Brander</u> # <u>478</u>														
Date and Place <u>04-08-14 / City of Spokane</u>														
WITNESS NAME (LAST, FIRST, M.I.)										PHONE				
ADDRESS					CITY					STATE		ZIP		
WITNESS NAME (LAST, FIRST, M.I.)										PHONE				
ADDRESS					CITY					STATE		ZIP		
INCIDENT NUMBER <u>14-107551</u>					RELATED CITATION/INFRACTION NUMBERS					APPROVING OFFICER/NO. <u>T. Brown</u>				

478

# PHOTOLOG

D A T A	AGENCY NAME <b>Spokane PD</b>		CROSS REFERENCE NUMBER(S)		INCIDENT NUMBER <b>14-107551</b>		
	INCIDENT CLASSIFICATION <b>City Assault</b>		LOCATION OF INCIDENT <b>2604 E. Sharp</b>		MONTH <b>4</b>	DAY <b>8</b>	YEAR <b>14</b>
	INVESTIGATOR <b>T. Brownlee</b>		PHOTOGRAPHED BY <b>Sgt Ervin</b>				
	NAME (LAST, FIRST, MIDDLE)		RACE	SEX	DOB		
P H O T O G R A P H S	NUMBER		DESCRIPTION		PHOTO # <u>1</u> THROUGH # <u>4</u>		
	1-3		Jared A. Collier & Dob 7/7/92				
	4		photo log				



Spokane Police Department  
Internal Investigation  
**CONFIDENTIAL**

IA#

**Additional**



**Complaint Being Investigated**

Use of Force

**Complainant Interview Summary**

**Officer Interview Summary**

**Witness Interview Summary**

**Physical Evidence**

Photos

**Investigative Summary**

Officers Brownlee and Grant responded to 2604 E. Sharp reference an assault. This address is right next door to where Collier lives with his care giver. When they arrived on scene they found Jared Collier sitting in the front yard of that residence. Officers talked to Collier's care giver and discovered that Collier had hit the caregiver in the legs and that he was refusing to leave the property.

Officer Brownlee contacted Collier and told him that he had to leave the neighbors yard. He repeated this statement several times. Collier refused to leave and started flipping the officers off. Officer Brownlee told Collier that if he did not leave he would go to jail. Collier got up and walked out of the yard. He punched the female owner of the property in the breast. Both officers grabbed Collier and took him to the ground. Collier pulled to try and break free. The officers were able to get one arm handcuffed however Collier had pulled the other arm underneath him and would not release it. Officer Grant used an expandable baton and applied leverage on his arm to get it free. Once this happened the officers were able to get the other handcuff on.

Collier calmed down after a few minutes.

Mr. Collier was not complying with verbal directions. In fact he showed more hostility by flipping the officers off. Eventually he got up to leave as he was told. However as he passed the female he punched her in the breast. Having witnessed this assaultive behavior the officers grabbed on to Collier and took him to the ground. Collier is a strong individual that was developmentally disabled. The officers had to wrestle with him to keep him under control and eventually use a baton to leverage one arm out from under him. Collier had some road rash on his face around his nose and cheek area.

In this case the officers were dealing with a strong developmentally disabled person that was being aggressive and assaultive. The officers used minimal force to take this person into custody. They followed training and policy during this use of force.

Sgt. Dan Ervin