



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	Name / Identity 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	Date of birth 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	Personal home, work or cell phone number 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	Residential address 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	E-mail address 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, 122 Wn.App. 84, 94 (2004)</i>
#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.
#3L	WACIC/NCIC (ACCESS): <u>Stolen Property</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3m	WACIC/NCIC (ACCESS): <u>Court Orders</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal	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.
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 identocard 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	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)

		intelligence information the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.	
#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 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.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims). Ashley v. Public Disclosure Comm'n, 16 Wn.App. 830, 836 (1977).
Photos			
#8a	Photos showing a deceased person	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8b	Photos showing highly sensitive material	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8c	Photo Montages	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
Protected by Law			
#9	Medical Records	Medical records consist of confidential and privileged information highly personal and restricted. The disclosure of medical records is regulated by state and federal law and not public information. Right to Privacy: Disclosure would be highly offensive to a reasonable person.	RCW 42.56.360 (Health care), 70.02.005 (Findings) and HIPPA (45 CFR 164.502). RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and

			licensing), 42.56.210(1) (Certain personal and other records exempt)
#10a	Jail records	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705.	RCW 70.48.100 (Jail register)
#10b	Jail booking photos	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705.	RCW 70.48.100 (Jail register)
#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 Shawn Kendall

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
4/14/2014	4/9/2014	23:22
Record ID #	Incident No	IA No
8196	14-105648	F14-031
Date/Time Entered		
4/14/2014 19:10		

Incident Summary

See Attached

In compliance with policy per Assistant Chief Dobrow 04/24/14.

Incident Location

- 4800 Nelson ST, Direction: N, Spokane, WA 99207

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Fleeing (Felony)	Call For Service	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	Dark	
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Medium	5'10" to 6'0"	
Officer Assessment of Citizen Condition During Incident		
None detected		
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Complainant/Involved Citizen Information

Gerald Allen Lynch

DOB: 9/5/1964 Race: White Gender: Male

Address

- 4918 Nelson ST, Direction: N, Spokane, WA 99207

Phone

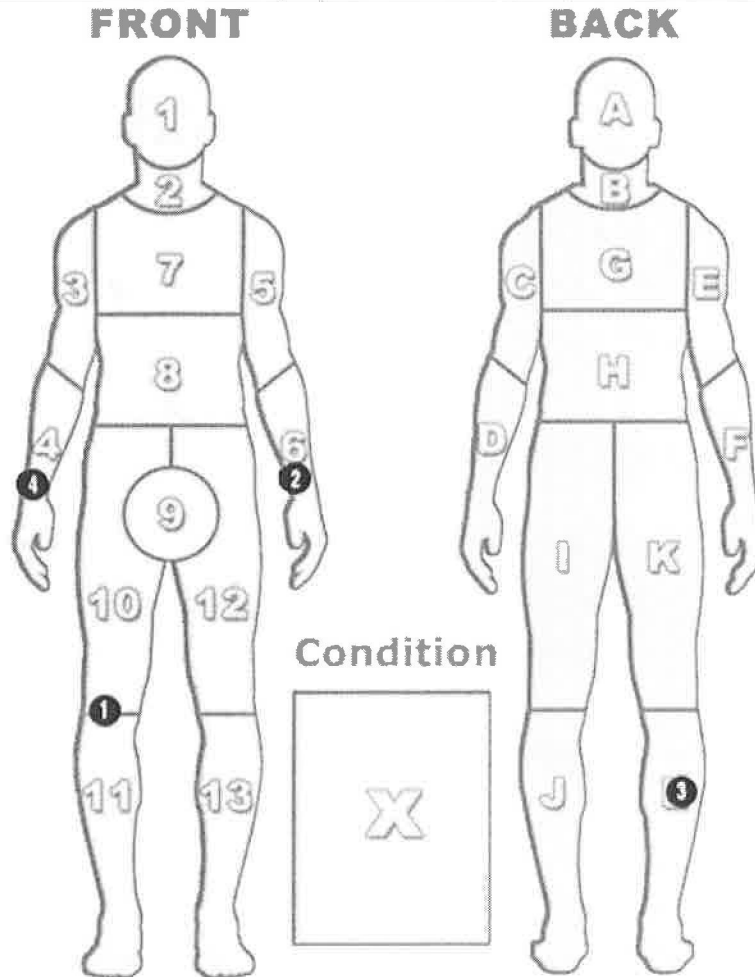
- (509) 328-1917

Types of Resistance Citizen Used Against Officer(s)

- Active Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
Injured During Incident	10, 4, 6, L	1, 2, 3, 4



Charges against this citizen

- Arrest - Felony
- Arrest - Misdemeanor

Involved Officers

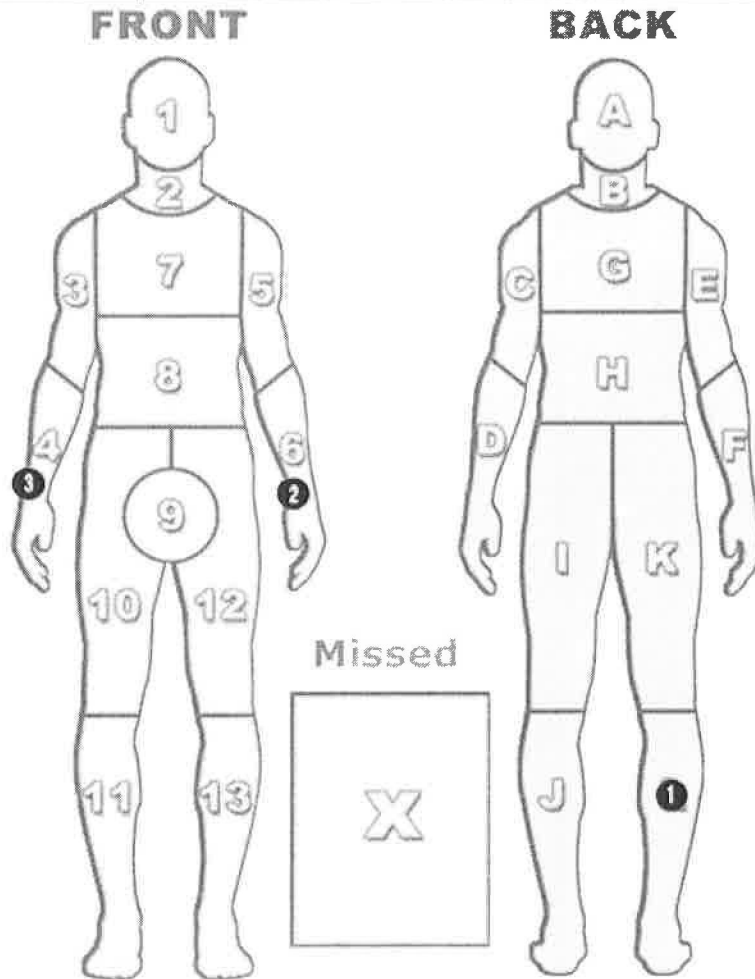
SPO Craig Hamilton - payroll number:

Force used by this officer against the citizen

- K-9 Deployment - Was force effective: Yes

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Force Used	Effective?	Regions	Points of contact
K-9 Deployment	Yes	4, 6, L	1, 2, 3



Injuries sustained by this officer

Injury	Regions	Injury Locations
No injuries noted or visible		

Officer Witnesses

SPO Aaron Ames - payroll number:
 Officer Samuel Chimienti - payroll number:
 Corporal Blaine Kakuda - payroll number: #5c

Attachments

Date Attached	Attachment Description	Attachment Type
4/14/2014	CAD	pdf
4/14/2014	Reports	pdf
4/14/2014	K-9 Software	pdf
4/14/2014	Summary	docx

Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
4/14/2014	Sergeant Shawn Kendall	Lieutenant Kevin King	Sergeant Steven Braun	K-9 Contact	<input checked="" type="checkbox"/>	This K-9 deployment was reasonable and within policy.
4/15/2014	Lieutenant Kevin King	Captain Daniel Torok	(none)	For your review	<input checked="" type="checkbox"/>	I concur with Lt. King that the use of force was reasonable and within policy.
4/17/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	For review	<input checked="" type="checkbox"/>	I have reviewed this K9 contact UOF and find it to be reasonable and within policy.

Entering Officer Signature Line

Sergeant Shawn Kendall

Chain of Command Signature Lines

Lieutenant Kevin King

Captain Daniel Torok

Asst Chief Patrick Dobrow

04/14/14 18:14:23 PRINT REQUESTED BY TERMINAL PPTN10
Incident History for: #SP140105648 Xref: #SP140105579

Entered 04/06/14 23:22:58 BY PCC01 1123
Dispatched 04/06/14 23:22:58 BY PCC01 1123
Enroute 04/06/14 23:22:58
Onscene 04/06/14 23:22:58
Closed 04/07/14 01:49:54

Initial Type: WARRNT Final Type: WARRNT (WARRANT, ATTEMPT/PICK-UP)
Initial Priority: 3 Final Priority: 3
Disposition: 1G Source: R Primary Unit: X428
Police BLK: SPB4HI
Group: P4 (P1) Beat: Map Page: 31
Loc: 5011 N REGAL ST ,SPK btwn E WABASH AV & E QUEEN AV <2800> (V)
Name: Addr: Phone:

/232258 (1123) \$OUTSRV ,NO MORE INFORMATION
/232258 DISPOS K14 #713 HAMILTON, CRAIG
,NO MORE INFORMATION
/232302 ASSTER X428 [5011 N REGAL]
#1068 CHIMIENTI, SAMUEL
/232308 CHGLOC K14 [DEAC]
/232308 CHGLOC X428 [DEAC]
/232312 CROSS #SP140105579
/232315 CHANGE LOC: 5011 N REGAL --> 5011 N REGAL ST ,SPK,
DGP: P1 --> P4,
BLK: --> SPB4HI
[DEACONESS] M/6.0
/232527 (1068) *TRANSC X428
/234154 (713) *ONSCNE K14
*** New Date: 04/07/14 ***
/001130 (1123) OK K14
/001130 OK X428
/002415 (637) *ASSTOS B443 [DEACONESS]
#637 AMES, AARON
/003402 (713) *REMINQ K14 #3a
/003441 (637) *MISC B443 ,PSTAT/ASST PSTAT/RPT
/003446 \$PREMPT B443
/003446 (713) *REMINQ K14 #3a
/003700 (1144) ASSTER P307 [DEAC]
#443 KAKUDA, BLAINE
/004244 (443) *ONSCNE P307
/010325 (713) *CLEAR K14 DSP: 1G
,PSTAT/SI, PSTAT/WAR, PSTAT/MISD
/011404 (1068) *TRANS X428 [JAIL] M/0.0
,1 MALE
/011743 *TRANSC X428 [JAIL] M/1.2
/012020 (443) *CLEAR P307 ,PSTAT/ASST PHOTOS
/014936 (1068) *MISC X428 ,PSTAT/ASST PSTAT/RPT(1B)
/014954 *CLEAR X428
/014954 CLOSE X428

04/14/14 18:15:52 PRINT REQUESTED BY TERMINAL PPTN10
Incident History for: #SP140105579 Xref: #SP140105648

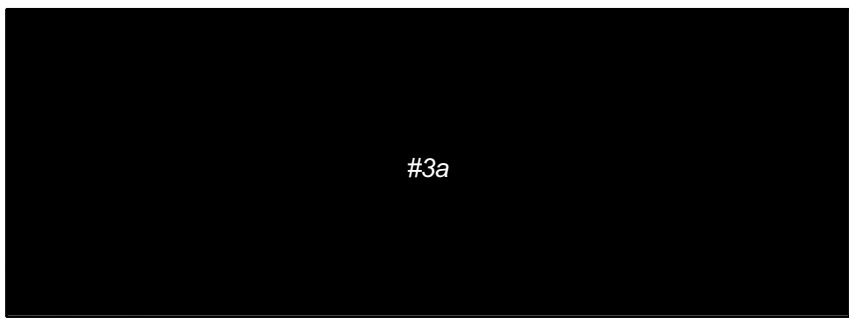
Entered 04/06/14 21:58:07 BY 91115 911165
Dispatched 04/06/14 21:59:20 BY PCC01 1144
Enroute 04/06/14 21:59:20
Onscene 04/06/14 22:01:55
Closed 04/07/14 00:27:05

Initial Type: SUSCIR Final Type: SUSCIR (SUSPICIOUS CIRCUMSTANCES)
Initial Priority: 2 Final Priority: 2
Disposition: 1B Source: A Primary Unit: I470
Police BLK: SPB4HI
Group: P4 Beat: Map Page: 31
Loc: 5011 N REGAL ST ,SPK btwn E WABASH AV & E QUEEN AV <2800> (V)
Name: ANON Addr: ANON Phone: REFUSED

/215807 (911165) ENTRY 1 HOUSE JNO....2 PEOPLE ARE RIPPING SOMETHING
OFF OF THE HOUSE IN THE BAC K YARD. NO WEAPONS
SEEN. BOTH ARE DRESSED IN BLACK. BELIEVES THE
Y ARE TRYIN G TO BREAK IN.
/215831 SUPP TXT: BOTH SOUND LIKE MALES, POSS BOTH WHITE. N
OW BOTH IN THE ALLEYWAY. ###
/215836 (1144) HOLD
/215920 DISPER I470 #106 WILLARD, JOHN
/215920 ASSTER P302 #445 CORDIS, TYLER
/220002 \$PREMPT P302
/220002 \$ASSTER X428 #1068 CHIMIEN TI, SAMUEL
/220002 PREDSP P302 X428
/220050 (713) *ASSTER K14 [5007 N REGAL ST ,SPK]
#713 HAMILTON, CRAIG
/220056 (637) *ASSTER B443 [5007 N REGAL ST ,SPK]
#637 AMES, AARON
/220155 (1144) ONSCNE I470
/220220 NEWLOC I470 [NORTH]
/220229 (367) *ASSTER L202 [NORTH]
#367 HALLOCK, BRAD
/220306 (637) *ONSCNE B443
/220355 (1144) ONSCNE K14
/220434 MISC B443 ,2ND HOUSE SOUTH OF CHURCH, 5011
/220444 CHANGE LOC: 5007 N REGAL ST ,SPK --> 5011 N REGAL ST
,SPK
/220452 MISC K14 ,SAW THEM
/220504 MISC K14 ,WALKING BETWEEN HOUSES TO WEST
/220508 (625) *ASSTER P317 [5011 N REGAL ST ,SPK]
#625 BUSCH, KEVIN
/220516 (1144) MISC K14 ,4900 N NELSON
/220523 NEWLOC L202 [4900 N NELSON]
/220523 NEWLOC K14 [4900 N NELSON]
/220626 (1068) *ONSCNE X428
/220650 (1144) NEWLOC P317 [4900 N NELSON]
/220721 NEWLOC B443 [HOUSE]
/220748 MISC B443 ,COMPL HEARD NOISES OUTSIDE, SAW THEM STICKING
WIRE IN BACKPACKS, THEN THEY LEFT OUT ALLEY
/220837 REMINQ L202
/220849 (1068) *REMINQ X428 #3a
/221020 (1144) MISC K14 ,WE HAVE A BACKPACK FULL OF GROUND WIRE
/221043 MISC B443 ,3 METERS ON BLDG, COVERS ARE RIPPED OFF ON NO

/221216		CALLBK	B443	RTH SIDE OF THE HOUSE T/PCC05 , CALL LARRY BARRINGER, 328-3742, DOES HE OWN 5 011 N REGAL?
/221345	(657	)	CALLBK	T/PCC01 , FEMALE ANSWERED SAID LARRY WAS SLEEPING .. SA YS HE GAVE THE HOUSE BACK TO THE BANK
/222625	(625	)	*MISC	P317
/222635	(1144	)	\$PREMPT	P317
/222635			PREDSP	P317
				A310 #SP140105531 T/DOMST [606 N CHESTNUT S T ,SPK]
/222937			REMINQ	K14
/223100			REMINQ	K14
#3a				
/223753			ASSTER	P317
				[HOUSE]
/224748			MISC	X428
/224821			MISC	X428
/224836	(767	)	*ASSTER	F31
				#625 BUSCH, KEVIN , FOOT PURS UP ALLEY , NELSON/QUEEN WB [5011 N REGAL ST ,SPK]
/224838	(1169	)	*ASSTER	A324
				#767 DANIEL, JEREMY [5011 N REGAL ST ,SPK]
/224846	(1212	)	*ASSTER	A428
				#1169 YEN, JOHN #935 GEREN, NICK [5011 N REGAL ST ,SPK]
/224850	(445	)	*ASSTER	P302
				#1212 RODRIGUEZ, JUAN [5011 N REGAL ST ,SPK]
/224854	(1136	)	*ASSTER	A310
				#445 CORDIS, TYLER [5011 N REGAL ST ,SPK]
/224901	(1144	)	MISC	X428
/224902	(1212	)	*CLEAR	A428
/224926	(1169	)	*PREMPT	A324
/224928	(1144	)	NEWLOC	X428
/225008	(1136	)	\$PREMPT	A310
/225025	(1144	)	EMSREQ	P317
				[JWO NELSON/QUEEN] T/PCC05 , MEDICS FOR MALE, CONC/BREATHING, FELL OFF HIS BIKE
/225036	(767	)	*PREMPT	F31
/225044	(657	)	CALLBK	X428
				T/PCC01 , MEDICS ADB
/225118	(637	)	*REMINQ	B443
#3a				
/225123	(1144	)	CALLBK	K14
				T/PCC05 , CONF/SEND LYNCH, GERALD A 090564
/225128	(637	)	*REMINQ	B443
/225144			*REMINQ	B443
/225205			*REMINQ	B443
#3a				
/225219			*REMINQ	B443
/225503	(713	)	*MISC	K14
				, JERRY RAN FROM MY CAR AT THE ALLEY WEST OF RE GAL AND THE SOUTH SIDE OF QEEN. LEO CAPTURED H IM IN FRONT OF 2715 E QUEEN.
/225550	(657	)	CALLBK	X428
				T/PCC01 , CONFIRMED/SENT
/225730	(637	)	*REMINQ	B443
#3a				

/225853 (713) *REMINQ K14
 /225916 *REMINQ K14
 /225928 (445) *REMINQ P302
 /225930 (713) *REMINQ K14
 /225936 (445) *REMINQ P302
 /230107 (106) *CHGLOC I470
 /230556 (637) *TRANS B443
 /230817 (1179) \$PREMPT I470
 /230908 (625) *ONSCNE P317
 /231203 (1068) *TRANS X428
 /231438 (445) *CLEAR P302
 /231526 (367) *CLEAR L202
 /231643 (1179) ASSTER I470
 /231658 (625) *MISC P317
 /231812 (637) *TRANSC B443
 /231814 (625) \$PREMPT P317
 /231908 (637) *REMINQ B443
 /232148 (713) *CHGLOC K14
 /232258 (1123) \$PREMPT K14
 /232302 \$PREMPT X428
 /232312 CROSS
 /232833 (637) REMINQ B443
 /233111 (1123) OK B443
 /233516 (637) *NEWLOC B443
 /234507 (106) *ONSCNE I470
 /234554 *CHGLOC I470
 /234558 *ONSCNE I470
 *** New Date: 04/07/14 ***
 /001130 (1123) OK B443
 /001130 OK I470
 /002354 (637) *MISC B443
 /002409 *CLEAR B443
 /002705 (106) *CLEAR I470
 /002705 CLOSE I470



#3a

[PROPERTY]
 [JAIL] M/0
 , 1 MALE

 [DEACONESS] M/0.0
 , 1 MALE
 , PSTAT/ASST
 , PSTAT/ASST
 [PROPERTY]
 #106 WILLARD, JOHN
 , PSTAT/ASST PIX
 M/5.5



#3a

[DEAC]

 #SP140105648



#3a

[DEAC]

 [PAPER CAR]

 , BARBER 1H FOR CITY THEFT...PATCHEN BOOKED FOR
 THEFT / POSS DANGEROUS WEAPON....
 DSP: 1E
 , PSTAT/CFS PSTAT/MISD PSTAT/MISD PSTAT/MISD PS
 TAT/RPT
 DSP: 1E --> 1B

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-105648	
REPORT PURPOSE			REPORTED ON DATE Sun 04/06/2014	TIME 23:22	INCIDENT XREF 14-105579
INCIDENT CLASSIFICATION #1 OBSTRUCT OFFICER		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 WARRANT ARREST		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE 04/09/2014	REPORT TIME 01:09
PRIMARY CHARGE M-10.07.032 OBSTRUCTING					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS <small>V - Victim; CW - Clerk of Property; A - Arrested Person; RO - Registered Owner; H - Hiding; MIP - Person Misdemeanor; O - Other; PD - Prisoner; L - Legal Guardian; D - Driver; W - Witness; PB - Pedestrian; PP - Passenger; N - Institutional; R - Ransomer; S - Suspect; V - Victim; I - Individual; M - Minor; B - Business; C - Confidentially Victim; C - Complainant; COV - Contact</small>					
CODE A-1	NAME, LAST, FIRST, MIDDLE Lynch, Gerald Allen			SEX M	RACE/ETHNICITY W-White
HEIGHT 5'10"	WEIGHT 200	BUILD Medium	HAIR Brown	EYES BRO - Brown	DATE OF BIRTH/AGE 09/05/1964 49
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 4918 N Nelson, Spokane, WA 99207			RESIDENTIAL STATUS	PHONE 328-1917
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Home) 328-1917					
CHARGE LEVEL Gross Misdemeanor		DESCRIPTION M-10.07.032 OBSTRUCTING			UCR/NIBRS CODE
WARRANT #	BAIL	TYPE OF ARREST			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
DRIVER'S LICENSE <input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE #4a	OTHER ID #4b		
NARRATIVE					

On 04-06-14 at about 2200 hours, I responded to the area of 5000 N. Regal in the alley between Regal and Nelson, reference a suspicious circumstance. The complainant at 5007 N. Regal reported seeing two males dressed in black ripping things off of an abandoned house at 5011 N. Regal. The complainant then said they were last seen in the alley.

I responded with K9 Leonidas (Leo). We are a WAC certified police patrol dog team and have been for nearly 5 1/2 years. I am accredited with the Washington State Police Canine Association (WSPCA) as a Master Handler. I am also a Master Trainer with the WSPCA. Leo is my second working dog in 10 years of being a handler.

I was wearing the uniform of the day and driving a fully marked "Spokane Police K9" car. Leo was wearing a harness with "POLICE" marked along both shoulders and a Spokane Police patch affixed to his left side. We both were clearly identifiable as Spokane Police.

As I arrived on scene, I saw two males walking in the dark alley in the 4800 block of N. Nelson. They disappeared between a couple houses and then I stopped them as they walked out onto the east sidewalk of Nelson. They both were cooperative but matched the vague description given. Their evasive

ID NO./NAME OF REPORTING OFFICER #713 - Hamilton, Craig		DISTRIBUTION
APPROVAL	DATE/TIME	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION OBSTRUCT OFFICER	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-105648
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behavior also showed they were probably involved.

During the investigation, I was led to 4918 N. Nelson. I contacted the residents at this house. A female that lived there thought I was there to talk to a couple of the guys that lived in the back / upper part of the house. She was persistent in telling me that "Jerry Lynch" had warrants and was inside. She said she wanted him out and that her grandmother who also lived there, was trying to clean the place up! After a name check through SPD Radio, I learned Gerald A. Lynch had a local felony warrant for unlawful possession of a controlled substance. She went inside and checked his room, only to return and tell me he wasn't home but was in "Dog Town" on a bike. She told me she would call us as soon as he returned.

We were about to wrap up our investigation of the theft and standing near several of our patrol cars that were parked in the street in the 4800 block of N. Nelson, when the wanted suspect rode by us on his bike. Ofc. Ames recognized him from looking at his booking photograph. Ofc. Ames hit me on the shoulder and said, "That's the guy with the felony warrant!"

The suspect was riding N/B on the east sidewalk of Nelson. I yelled, "Jerry!" to see what his reaction would be? He looked back at us but continued to ride away. I then yelled, "Jerry, come back here." However, he disregarded me and continued riding away, he even rode past his house. He was only about a house or two away from me when I yelled.

Ofc. Chimienti and I got in our marked patrol cars and attempted to stop the fleeing suspect. However, when Ofc. Chimienti got up next to him, the suspect turned E/B and rode through some yards, which led to the alley. I turned on my overhead emergency lights and drove to the north end of the alley, which was on the south side of Queen. Just as I was about to turn into the alley, the suspect rode out and right past my fully marked "Spokane Police K9" car, with my emergency lights activated. I jumped out of my car and yelled, "Police stop or my dog will bite you!" However, the suspect continued on and tried to escape W/B on Queen. He was about half way between the alley and Nelson when I yelled this, which was only about 50' or so.

I then saw Ofc. Chimienti running out of the alley and almost pass my car. While I was getting Leo out of my car, I yelled at least three times, "Stop running, stop running, stop running!" The suspect was still close enough that he most likely heard these announcements, too. Ofc. Chimienti stopped running and by then I had Leo out of the car. The suspect now had a significant lead on us and there was no way we were going to be able to chase him down on foot while he was riding a bike. I decided to release Leo to capture the fleeing wanted felony suspect for the following reasons:

CRIME:

- The suspect had a local felony warrant for illegal possession of a controlled substance / dangerous drugs.

THREAT:

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION OBSTRUCT OFFICER	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-105648
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- The suspect was demonstrating an extreme act of will to escape our capture. It was unknown what his intent was? He was fleeing into the dark of the night, in a residential neighborhood. It was unknown if he was armed; he had a large bulge in his waist / stomach area and he was carrying a handbag of some sort. Lynch had a lengthy criminal drug history, in addition to assault, burglary, reckless endangerment, and obstructing charges. Drug users are also known to be extremely unpredictable with their behavior making them more apt to be violent. Its likely the suspect would have escaped if not for using Leo to capture him.

RESISTANCE:

- The suspect was actively fleeing on a bicycle after riding past several marked police cars and mine with it's emergency lights activated.

I released Leo to capture Lynch. Leo caught up to him on his bike about a block away from where I sent him. Leo caught him in the middle of Queen, in front of 2715 E. Queen.

When Leo caught Lynch, Lynch fell off the bike to the ground. I was running after Leo and got there shortly after Leo making contact. When I approached, Leo had control of Lynch's right arm. Lynch was on his back screaming with his arms up over his face. I saw his hands were free of weapons so I took control of Leo and ordered him to release, which he immediately did. Ofc. Chimienti took Lynch into custody without further incident.

Due too Lynch falling from the bike, medics were requested. They responded and tended to his minor injuries. Ofc. Chimienti then transported Lynch to Deaconess hospital for further treatment.

I spoke with Lynch at the hospital. I asked him if he heard my announcement? He said, "Just before he bit me. I'm sorry but I'm not going to slow down when a dog is chasing me." He also told me he knew it was a police car he rode pass and that we were trying to stop him.

Lynches injuries were minor. He had a small tear and rake marks on his right calf. He had compression marks, raking, and a couple small punctures on both wrists / forearms. His right knee was scraped up from falling off his bike and onto the pavement. He had no other injuries from the contact.

It appeared Leo first made contact with Lynch's right calf which took him off his bike. He then transitioned to Lynch's right arm but at some point partially got Lynch's left arm as well. It looked like the injury on his left arm was from his arms being together and then the left arm was pulled free.

Cpl. Kakuda took photographs of the injuries.

After Lynch was treated and released, he was transported to the Spokane County jail and booked for his warrant. I also cited him for obstructing. The defendant's copy was placed with his property.

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION OBSTRUCT OFFICER	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-105648
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Sgt. Hallock was aware of the contact.

Leo was on the contact for about 10 seconds and the distance from myself to the contact location was about a half a block.

Ofc. Craig Hamilton 713
K-14

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-105648	
REPORT PURPOSE			REPORTED ON DATE Sun 04/06/2014	TIME 22:47
			INCIDENT XREF 14-105579	
INCIDENT CLASSIFICATION #1 OBSTRUCT OFFICER	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 WARRANT ARREST	ATTEMPTED <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	ATTEMPTED <input type="checkbox"/>	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 04/07/2014	REPORT TIME 04:36
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 04/06/14 around 2231 hours I was on scene at Nelson / Wabash, and in the middle of a Theft investigation with K-9 Ofc. C. Hamilton and Ofc. S. Chimienti (Reference Report Number 140105579). During the course of the Theft incident Ofc. Hamilton received information about a subject with a warrant, identified as Gerald A. Lynch (090564).

I was in a patrol car when Lynch was ran via dispatch, and it was confirmed he had felony warrant for his arrest. I then observed a SPRS photograph of Lynch, and Ofc. Hamilton discovered that Lynch was living at a house near the intersection. Lynch was verified not to be at home.

Ofc. Hamilton, Ofc. Chimienti, and I were just about to clear the Theft incident around 2247 hours, when suddenly I observed a male subject riding his bicycle right by us on the sidewalk JNO Nelson / Wabash. I immediately recognized the male subject riding the bicycle as Lynch, and I informed Ofc. Hamilton and Ofc. Chimienti.

Ofc. Hamilton then yelled out to the male subject on the bicycle "hey Gerald," and Lynch quickly turned his head to see who just called his name. Ofc. Hamilton and I advised Lynch to "stop...Spokane Police," however he began peddling faster and continued N/B on Nelson away from us.

Ofc. Chimienti and Ofc. Hamilton both got in their vehicles to chase Lynch, and I noticed he rode the bicycle E/B through the houses about 4 or 5 houses to the north. I quickly ran to the alley behind these houses, in order to ensure Lynch did not come back S/B in the alley.

Ofc. Hamilton and Ofc. Chimienti eventually caught up to Lynch, and he was taken into custody. See Ofc. Hamilton and Ofc. Chimienti's reports for further on this incident.

Senior Patrol Officer A.J. Ames #637 - Spokane Police Department - Unit B443

ID NO./NAME OF REPORTING OFFICER #637 - Ames, Aaron	DISTRIBUTION	
APPROVAL #095 - Arnzen, Alan	DATE/TIME 04/07/2014 06:24	

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-105648	
REPORT PURPOSE			REPORTED ON DATE Sun 04/06/2014	TIME 21:58
			INCIDENT XREF 14-105579	
INCIDENT CLASSIFICATION #1 OBSTRUCT OFFICER	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 WARRANT ARREST	ATTEMPTED <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	ATTEMPTED <input type="checkbox"/>	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 04/07/2014	REPORT TIME 04:09
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 04/06/14 at approximately 2158 hours I responded to the area of 5011 N Regal to assist in the investigation of a suspicious circumstance. The caller reported two males ripping something off the house.

When I arrived on scene the two males had been detained pending investigation.

During the course of the investigation and unrelated to the call, a male identified as Gerald Lynch, was checked and determined to have a felony warrant. Lynch was not in the area at the time of the call.

While dealing with our two suspects from the suspicious circumstance call, a male passed by us riding a bike n/b on Nelson. Officer Ames, who had reviewed a booking photo of Lynch, immediately recognized the male on the bike as Lynch. Officer Ames, Officer Hamilton, and myself, all identified ourselves as police and yelled at Lynch to stop. I heard Officer Hamilton, yell "Gerald!" Immediately after yelling that, Lynch turned around and looked at us. He then continued to ride away n/b on Nelson. I got into my fully marked patrol car and activated my emergency lights to further notify Lynch to stop. Lynch then cut back e/b through a yard in the area of 5000 N Nelson. I got out of my patrol car, again identified myself as a police officer and yelled at Lynch to stop. He continued to ride away from me as I initiated a foot pursuit. He rode n/b in the alley east of Nelson. As he was riding away from me, I saw K9 Officer Hamilton stop his patrol car, with the emergency lights fully activated, at the north end of the alley on Queen. Lynch rode his bike past K9 Officer Hamilton's patrol car and failed to stop. As I was chasing after Lynch, I heard Officer Hamilton yell, "stop or I will release my dog!" Lynch continued to ride away w/b on Queen, from myself and K9 Officer Hamilton. K9 Officer Hamilton then deployed his K9.

Lynch was taken into custody after being captured by the K9. I secured Lynch in handcuffs (DL) and advised him the he was under arrest for his outstanding warrant and the additional charge of obstructing.

Medics were called to the scene for initial treatment of Lynch's injuries. I then transported Lynch to Deaconess Medical Center for treatment of the dog bite.

After being treated at Deaconess I transported Lynch and booked him into Spokane County Jail on

ID NO /NAME OF REPORTING OFFICER #1068 - Chimienti, Sam	DISTRIBUTION	
APPROVAL #095 - Arnzen, Alan	DATE/TIME 04/07/2014 06:27	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION OBSTRUCT OFFICER	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-105648
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his outstanding warrant. He was cited/released for obstructing and given a court date.

See also Officer Hamilton's and Officer Ames' reports for additional information.

S. Chimienti #1068
Team 16 / A428

Incident #14-105648 Summary

At approximately 2200 on 040614 Officer Hamilton, Ames and Chimienti responded to the area of N. 5000 Regal on report of a possible theft/burglary in progress. The caller stated it appeared that two males were attempting to remove items from N. 5011 Regal which is a vacant home.

Their investigation led them to N. 4918 Nelson. While there a female stated that Gerald Lynch was in her home and had warrants. She wanted him removed from the home. During a name check of Gerald A. Lynch officers confirmed that he had a confirmed Felony Warrant for PCS. They determined that Lynch was not in the home.

As the officers were preparing to clear the area Officer Ames observed Lynch riding N/B on Nelson past their location. He recognized Lynch from a SPRS photo.

Officer Hamilton called him by name and ordered him to come to their location. He looked back at the uniformed officers standing next to fully marked police vehicles and continued to ride away N/B.

Officer Hamilton and Chimienti followed the suspect with activated emergency lights signaling him to stop. Lynch evaded capture by riding his bike E/B between homes in the block. Officer Hamilton drove down Queen to the east alley in an attempt to cut him off. Lynch appeared in the alley approximately 50' from his position. Officer Hamilton yelled the described K-9 announcement. Lynch refused to comply and continued his resistance riding away on his bike.

Officer Hamilton deployed his K-9 partner, Leonidas, for described threat, resistance and crime factors. (See his report).

Leonidas caught and apprehended Lynch in the alley.

Because Lynch was apprehended by Leonidas from a bike, officers had medics respond to the scene. He was cleared for officer transport to Deaconess MC for K-9 contact treatment.

Lynch told Officer Hamilton that he had heard the k-9 announcement. He also stated that he observed the police cars but continued to ride past them.

Lynch was treated for minor K-9 contact injuries to his right calf and both wrists. He was also treated for a scrape to his right knee. (See photos)

He was later booked on the described Felony Warrant and Obstructing.

After reading the documentation and speaking with Officer Hamilton I find that Officer Hamilton's deployment of K-9 Leonidas to apprehend Lynch was reasonable, within State and Federal Law, within Department Policy and met Department expectations.

Sgt. Shawn Kendall #417 L-205



Spokane Police Department

K9 Use of Force Report

General Use of Force Information

Case # **14-105648** Report Type **Apprehension**
Location **2700 E. Queen** Handler **Craig Hamilton**
Date Occurred **4/6/2014** K-9 **Leonidas**
Date of Report **4/9/2014 1:55:00 AM** Imm. Supervisor **Sgt. Kendall**
Reviewed By
Review Date

Subject Information

Subject's Name **Lynch, Gerald A**
DOB **9/5/1964** Age **49**
SSN
Gender **M**
Address **4918 N NELSON**
City **Spokane** Zip Code **9207**
State **WA**
Phone #

Medical Information

Visible Injuries present? **Yes** Subject refuse treatment? **No**
Treatment Required? **Yes** Exam/ Treatment Location **Deaconess Hospital**
Examined by Doctor? **Yes** Examining Doctor **Dr. Evans**
Explanation of Treatment **See report.**
Time of Exam **11:30 PM**

K-9 Specific Information

Verbal warning given prior to engagement? **Yes** Number of bites or engagements **1**
Subjects actions leading to the Use of Force **The suspect rode by several marked police cars and refused to stop when ordered to do so. He was wanted for a felony warrant.**
Reason no Verbal warning given?
Off leash apprehension made? **Yes**
On leash contact made? **No**

K-9 obeyed handler's commands? **Yes**

K-9 Assaulted? **No**

K-9 Injured?

List K-9's Injuries

K-9 Treatment costs

Examining Veterinarian

Report Narrative

On 04-06-14 at about 2200 hours, I responded to the area of 5000 N. Regal in the alley between Regal and Nelson, reference a suspicious circumstance. The complainant at 5007 N. Regal reported seeing two males dressed in black ripping things off of an abandoned house at 5011 N. Regal. The complainant then said they were last seen in the alley.

I responded with K9 Leonidas (Leo). We are a WAC certified police patrol dog team and have been for nearly 5 1/2 years. I am accredited with the Washington State Police Canine Association (WSPCA) as a Master Handler. I am also a Master Trainer with the WSPCA. Leo is my second working dog in 10 years of being a handler.

I was wearing the uniform of the day and driving a fully marked "Spokane Police K9" car. Leo was wearing a harness with "POLICE" marked along both shoulders and a Spokane Police patch affixed to his left side. We both were clearly identifiable as Spokane Police.

As I arrived on scene, I saw two males walking in the dark alley in the 4800 block of N. Nelson. They disappeared between a couple houses and then I stopped them as they walked out onto the east sidewalk of Nelson. They both were cooperative but matched the vague description given. Their evasive behavior also showed they were probably involved.

During the investigation, I was led to 4918 N. Nelson. I contacted the residents at this house. A female that lived there thought I was there to talk to a couple of the guys that lived in the back / upper part of the house. She was persistent in telling me that "Jerry Lynch" had warrants and was inside. She said she wanted him out and that her grandmother who also lived there, was trying to clean the place up! After a name check through SPD Radio, I learned Gerald A. Lynch had a local felony warrant for unlawful possession of a controlled substance. She went inside and checked his room, only to return and tell me he wasn't home but was in "Dog Town" on a bike. She told me she would call us as soon as he returned.

We were about to wrap up our investigation of the theft and standing near several of our patrol cars that were parked in the street in the 4800 block of N. Nelson, when the wanted suspect rode by us on his bike. Ofc. Ames recognized him from looking at his booking photograph. Ofc. Ames hit me on the shoulder and said, "That's the guy with the felony warrant!"

The suspect was riding N/B on the east sidewalk of Nelson. I yelled, "Jerry!" to see what his reaction would be? He looked back at us but continued to ride away. I then yelled, "Jerry, come back here." However, he disregarded me and continued riding away, he even rode past his house. He was only about a house or two away from me when I yelled.

Ofc. Chimienti and I got in our marked patrol cars and attempted to stop the fleeing suspect. However, when Ofc. Chimienti got up next to him, the suspect turned E/B and rode through some yards, which led to the alley. I turned on my overhead emergency lights and drove to the north end of the alley, which was on the south side of Queen. Just as I was about to turn into the alley, the suspect rode out and right past my fully marked "Spokane Police K9" car, with my emergency lights activated. I jumped out of my car and yelled, "Police stop or my dog will bite you!" However, the suspect continued on and tried to escape W/B on Queen. He was about

half way between the alley and Nelson when I yelled this, which was only about 50' or so.

I then saw Ofc. Chimienti running out of the alley and almost pass my car. While I was getting Leo out of my car, I yelled at least three times, "Stop running, stop running, stop running!" The suspect was still close enough that he most likely heard these announcements, too. Ofc. Chimienti stopped running and by then I had Leo out of the car. The suspect now had a significant lead on us and there was no way we were going to be able to chase him down on foot while he was riding a bike. I decided to release Leo to capture the fleeing wanted felony suspect for the following reasons:

CRIME:

- The suspect had a local felony warrant for illegal possession of a controlled substance / dangerous drugs.

THREAT:

- The suspect was demonstrating an extreme act of will to escape our capture. It was unknown what his intent was? He was fleeing into the dark of the night, in a residential neighborhood. It was unknown if he was armed; he had a large bulge in his waist / stomach area and he was carrying a handbag of some sort. Lynch had a lengthy criminal drug history, in addition to assault, burglary, reckless endangerment, and obstructing charges. Drug users are also known to be extremely unpredictable with their behavior making them more apt to be violent. Its likely the suspect would have escaped if not for using Leo to capture him.

RESISTANCE:

- The suspect was actively fleeing on a bicycle after riding past several marked police cars and mine with it's emergency lights activated.

I released Leo to capture Lynch. Leo caught up to him on his bike about a block away from where I sent him. Leo caught him in the middle of Queen, in front of 2715 E. Queen.

When Leo caught Lynch, Lynch fell off the bike to the ground. I was running after Leo and got there shortly after Leo making contact. When I approached, Leo had control of Lynch's right arm. Lynch was on his back screaming with his arms up over his face. I saw his hands were free of weapons so I took control of Leo and ordered him to release, which he immediately did. Ofc. Chimienti took Lynch into custody without further incident.

Due too Lynch falling from the bike, medics were requested. They responded and tended to his minor injuries. Ofc. Chimienti then transported Lynch to Deaconess hospital for further treatment.

I spoke with Lynch at the hospital. I asked him if he heard my announcement? He said, "Just before he bit me. I'm sorry but I'm not going to slow down when a dog is chasing me." He also told me he knew it was a police car he rode pass and that we were trying to stop him.

Lynches injuries were minor. He had a small tear and rake marks on his right calf. He had compression marks, raking, and a couple small punctures on both wrists / forearms. His right knee was scraped up from falling off his bike and onto the pavement. He had no other injuries from the contact.

It appeared Leo first made contact with Lynch's right calf which took him off his bike. He then transitioned to Lynch's right arm but at some point partially got Lynch's left arm as well. It looked like the injury on his left arm was from his arms being together and then the left arm was pulled free.

Cpl. Kakuda took photographs of the injuries.

After Lynch was treated and released, he was transported to the Spokane County jail and

booked for his warrant. I also cited him for obstructing. The defendant's copy was placed with his property.

Sgt. Hallock was aware of the contact.

Leo was on the contact for about 10 seconds and the distance from myself to the contact location was about a half a block.

Ofc. Craig Hamilton 713
K-14

Handler's Signature (X)

CH 713