



SPOKANE POLICE DEPARTMENT

FRANK STRAUB, JR.
CHIEF OF POLICE

Internal Affairs Exemption Log



Number	Material Withheld	Brief Explanation of Why Material Withheld	Legal / Statutory Basis
Witness Exemptions			
#1a	<u>Name / Identity</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1b	<u>Date of birth</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1c	<u>Personal home, work or cell phone number</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1d	<u>Residential address</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1e	<u>E-mail address</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
Juvenile Information			
#2a	Names of Juveniles who are in the Juvenile court system	Redacted to protect the personal information of a juvenile in the court system. May not be released to the public except by court order.	RCW 13.50.050 (Juvenile Courts and Juvenile Offenders) and RCW 13.50.100 (4) (a) and (b) (Keeping and Release of Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS</i> , 122 Wn.App. 84, 94 (2004)
#2b	Records relating to commission of Juvenile	Redacted to protect the personal information of a juvenile in the court	RCW 13.50.050 (Juvenile Courts and Juvenile

	offenses.	system. May not be released to the public except by court order.	Offenders) and RCW 13.50.100 (4) (a) and (b) (Keeping and Release of Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS</i> , 122 Wn.App. 84, 94 (2004)
#2c	Child Victim of Sexual Assault	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
#2d	Child victims or child witnesses	Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
ACCESS Database Info			
#3a	Information from WACIC/NCIC (ACCESS): <u>Criminal history information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3b	Information from WACIC/NCIC (ACCESS): <u>License Plate Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3c	Information from WACIC/NCIC (ACCESS): <u>Vehicle Registered owner information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3d	Information from WACIC/NCIC (ACCESS): <u>Wanted persons information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3e	Information from WACIC/NCIC (ACCESS): <u>Officer safety information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to

		to criminal justice agencies; audited by the FBI and the WSP.	cancellation for failure to comply with use provisions of part C.
#3f	Information from WACIC/NCIC (ACCESS): <u>Gun information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3g	Information from WACIC/NCIC (ACCESS): <u>DOL Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3h	Information from WACIC/NCIC (ACCESS): <u>Stolen Vehicle Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3i	Information from WACIC/NCIC (ACCESS): <u>Missing Persons Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3j	Information from WACIC/NCIC (ACCESS): <u>Runaways or endangered persons</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3k	WACIC/NCIC (ACCESS): <u>DOC Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#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 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	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 Firearm Discharge Report

Incident Entered By: Lieutenant Dean Sprague

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
4/14/2014	4/9/2014	17:55
Record ID #	Incident No	IA No
8197	14-108907	F14-032
Date/Time Entered		
4/14/2014 22:11		

Incident Summary

SPD officers Brownlee & Uberuaga and Sgt. Ervin responded to 6517 N. Atlantic to assist SCSO with a call of a dog attacking and biting several people, with medics requested. Officers were able to corner the dog, an adult Pit Bull, next to a fence, but containment was illusory. SCRAPS animal control officer was unable to safely attempt to restrain the dog. Given the multiple bites and their severity and the dog's current agitated state, it was determined by all officers on scene that the dog needed to be put down to avoid further attacks. Sgt. Ervin authorized the use of the shotgun by Ofc. Brownlee, who had the best shot position given the backdrop and location of the dog. After announcing "Index", Ofc. Brownlee fired and struck the dog once, at which point the dog charged officers. Ofc. Brownlee fired a second shot, this time dropping the dog. The dog had bitten 4 people all of which required hospital treatment.

Officers complied with Firearms and Qualification Policy 312, Destruction of Animals 312.6 which states: "Officers are authorized to use firearms to stop an animal in circumstances where the animal reasonably appears to pose an imminent threat to human safety and alternative methods are not reasonably effective or would likely be ineffective."

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

Incident Location

- 6529 Atlantic ST, Direction: N, Spokane, WA 99208

Firearm Discharge Incident-specific Information

Firearm Discharge Type	# Officers Involved
Animal	1
Officer Assessment of Cit Condition at Time of Incident	Type of Response to Incident

Complainant/Involved Citizen Information

Animal involved

DOB: Race: Gender:

Firearm Discharge Info for Animal

Animal was Injured

No

Animal was Killed

No

Type of Animal**Involved Officers**

SPO Todd Brownlee - payroll number:**Citizen Witnesses**

Christine Baker**DOB: 6/13/1974 - Race: White - Gender: Female****Address**

- 6529 Atlantic ST, Direction: N, Spokane, WA 99208

Phone

- (509) 217-0517

James Betsinger**DOB: 12/29/1986 - Race: White - Gender: Male****Address**

- 6525 Atlantic ST, Direction: N, Spokane, WA 99208

Phone

- (509) 879-9117

Evelyn Grantham**DOB: 4/20/1961 - Race: White - Gender: Female****Address**

- 6615 Atlantic ST, Direction: N, Spokane, WA 99208
- 6615 Atlantic ST, Direction: N, Spokane, WA 99208

Phone

- (509) 599-9969

Vicki Jackson-Butler**DOB: 5/8/1959 - Race: White - Gender: Female****Address**

- 3015 Alison AV, Direction: W, Spokane, WA 99208

Phone

- (509) 496-9115

Levi Jessup**DOB: 6/27/1995 - Race: White - Gender: Male****Address**

- 6529 Atlantic ST, Direction: N, Spokane, WA 99208

Phone

- (509) 251-9059

Karen Johnson

DOB: 4/25/1959 - Race: Black - Gender: Female

Phone

- (509) 216-5294

Kevin Langston

DOB: 7/14/1983 - Race: White - Gender: Male

Address

- 9204 Frederick AV, Direction: E, Spokane, WA 99206

Phone

- (509) 216-3941

Clayton Markham

DOB: 4/30/1959 - Race: White - Gender: Male

Address

- 6509 Atlantic ST, Direction: N, Spokane, WA 99208

Leroy Martin

DOB: 5/29/1980 - Race: White - Gender: Male

Address

- 1323 1/2 Ash, Suite/Apt: #9, Direction: N, Spokane, WA 99201

Phone

- (509) 279-2212

Travis Smith

- Race: White - Gender: Male

Address

- 1100 Mallon AV, Direction: W, Spokane, WA 99260

Curtis Townsend

DOB: 4/14/1959 - Race: Black - Gender: Male

Address

- 3210 29th AV, Direction: E, Spokane, WA 99223

Phone

- (509) 218-5544

Shirley Wandler

DOB: 9/21/1939 - Race: White - Gender: Female

Address

- 6619 Atlantic ST, Direction: N, Spokane, WA 99208
- 6619 Atlantic ST, Direction: N, Spokane, WA 99208

Phone

- (509) 467-8212

David Westlake

- Race: White - Gender: Male

Address

- 1100 Mallon AV, Direction: W, Spokane, WA 99260

Officer Witnesses

Sergeant Daniel Ervin - payroll number: 11121

Officer Jason Uberuaga - payroll number:

Attachments

Date Attached	Attachment Description	Attachment Type
4/14/2014	CAD for dog shooting	pdf
4/14/2014	Reports for dog shooting	pdf

Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
4/14/2014	Lieutenant Dean Sprague	Captain Daniel Torok	(none)	Forward through patrol chain of command.	<input type="checkbox"/>	Dean, as best I can tell the policy that you quoted is no longer in effect. It appears 304.1 is from a 2011 policy manual. The most updated manual that I could find from 2013 show dangerous animal under 312.6. Please change your narrative.
4/15/2014	Captain Daniel Torok	Lieutenant Dean Sprague	Asst Chief Patrick Dobrow	See comments	<input checked="" type="checkbox"/>	Incident review and summary narrative updated with current SPD policy citation.
4/15/2014	Lieutenant Dean Sprague	Captain Daniel Torok	(none)	Forward through patrol chain of command. Supervisory review updated using current SPD policy citation	<input checked="" type="checkbox"/>	The dispatching of the dog was reasonable and within policy.
4/17/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	for review	<input checked="" type="checkbox"/>	The shooting of this dangerous dog was reasonable and within policy.

Entering Officer Signature Line

Lieutenant Dean Sprague

Chain of Command Signature Lines

Captain Daniel Torok

Lieutenant Dean Sprague

Asst Chief Patrick Dobrow

Incident History for: #SC140108907

Entered 04/09/14 17:30:02 BY 91113 911196
Dispatched 04/09/14 17:33:56 BY SCC02 591292
Enroute 04/09/14 17:33:57
Onscene 04/09/14 17:42:41

Initial Type: ANIMAL Final Type: ANIMAL (ANIMAL/WILDLIFE PROBLEM)

Initial Priority: 2 Final Priority: 2

Disposition: Source: 9 Primary Unit: E271

Police BLK: SC13

Group: S7 Beat: Map Page: 31

Loc: 6517 N ATLANTIC ST ,SCO btwn W HOUSTON AV & W LYONS AV <100> (V)

Name: JAMES Addr: SAME Phone: 5092519059

/173002 (911196) ENTRY OPEN LINE. SCREAMING. MALE YELLING RUN. DOG AT
TACKING PEOPLE. MEDICS NEED ED, NOT ADV.
/173023 (911212) SUPP LOC: 6517 N ATLANTIC ST ,SCO,
NAM: CRUZ, GLEN,
PHO: 5099791872,
TXT: COMPS DOG BIT SOMEONE. PERSON NEEDS MEDIC
S, FIRE ADV.
/173041 SUPP TXT: DOG IS NOW CONTAINED
/173051 (911196) SUPP TXT: SCRAPS BEING ADV
/173106 (911212) SUPP TXT: ***CORRECTION*** DOG IS NOT CONTAINED, OW
NERS OUT CHASING IT
/173146 (911196) SUPP TXT: WAITING FOR SCRAPS TO ANSWER PHONE...
/173213 (911212) SUPP TXT: ###
/173306 MISC ,###
/173308 (911196) SUPP TXT: LIVE PERSON AT SCRAPS. XFERING TO ON CALL
OFFICER AT SCRAPS
/173354 SUPP TXT: CALLER HAS BEEN BIT. NOT RESPONDING TO 91
1. FEMALE IN BG YELLING FOR TOWE LS FOR BITE.
#591448 SMITH, TRAVIS
/173356 (591292) DISP B508
/173357 (591448) *ENROUT B508
/173558 (911196) SUPP TXT: SCRAPS ADV ANIMAL CONTROL OFFICER HAS BEE
N DISPATCHED. JAMES NOT RESPONDING
/173722 SUPP TXT: JAMES KEEPS SAYING HE WAS BIT. FEMALE IN
BG SAYS HE IS BLEEDING BAD
/173819 SUPP TXT: SOUNDS LIKE DOG IS ATTACKING COMP AGAIN.
COMP IS SCREAMING
/173900 (591292) CHANGE LOC: N ATLANTIC ST/W LYONS AV ,SCO --> 6517 N
ATLANTIC ST ,SCO
,FIRE REQUESTING SHERIFF CODE
/173910 MISC [6517 N ATLANTIC ST ,SCO]
/173912 (59935) *ASSTER A507 #59935 REED, JIM
/173957 (911196) SUPP TXT: MALE TALKING ABOUT GETTING A GUN, SHOOTIN
G DOG. FEMALE TALKING ABOUT GETTING A KNIFE
/174015 (320) ASSTER E271 [6517 N ATLANTIC ST ,SCO]
#478 BROWNLEE, TODD
/174015 \$ASSTER E274 [6517 N ATLANTIC ST ,SCO]
#606 UBERUAGA, JASON
/174017 (529) *ASSTER P329 [6517 N ATLANTIC ST ,SCO]
#529 CARPENTER, PAUL D
,###
/174026 (911229) MISC
/174128 (911196) SUPP
/174241 (591292) ONSCNE B508
/174316 ASST L554 [6517 N ATLANTIC ST ,SCO]
#59616 HINES, TIMOTHY
/174325 (59616) *ENROUT L554

/174325	(591292)	CONTRL		GRP: S7 --> S8
/174328	(320)	ASSTER	L284	[6517 N ATLANTIC ST ,SCO]
				#284 ERVIN, DANIEL
/174402	(591292)	MISC	B508	,SCRAPS IS RETRIEVING EQUIP; NEXT UNIT BRING S
				HOTGUN
/174421		ASST	B513	[6517 N ATLANTIC ST ,SCO]
				#591332 WESTLAKE, DAVID
/174424		MISC	B513	,CODE
/174427	(591332)	*ENROUT	B513	
/174524	(591292)	ONSCNE	P329	
/174734	(606)	*ONSCNE	E274	
/174848	(591292)	ONSCNE	B513	
/174851	(320)	MISC	E274	,MAKE SURE E271 BRINGS THE SHOTGUN
/174917	(591243)	*ASSTER	B515	[6517 N ATLANTIC ST ,SCO]
				#591243 GETCHELL, JEFFREY
/174923	(320)	MISC	E271	,COPIED
/175003	(591292)	ONSCNE	E271	
<u>/175037</u>	(320)	ONSCNE	L284	
/175244	(591292)	MISC		,04/09/14 17:52:33 Message To: SCC02 From: S
				CC02
/175244		MISC		,04/09/14 17:50:06 MESSAGE TO: PCC05 SCC04 F
				ROM: PCC01
/175244		MISC		, E274 SAYS TO MAKE SURE E271 BRINGS THE SHOTG
				UN; E271 COPIED BY MDT - L284 WAS A
/175244		MISC		,DIVISED OF THE TRAFFIC
/175425	(320)	MISC		,L180 ADV
/175538	(591243)	*CLEAR	B515	
<u>/175545</u>	(591292)	MISC	B508	,DOG IS DOWN, WE'RE C4
/175546	(59935)	*MISC	A507	,SSTAT/ASST
/175551	(320)	MISC	L284	,CODE 4
/175601	(591292)	CONTRL		GRP: S8 --> S7
/175617	(59616)	*ONSCNE	L554	
/175725	(59935)	*CLEAR	A507	
/180226	(59616)	*CLEAR	L554	
/180558	(591292)	OK	B508	
/180558		OK	B513	
/180558		OK	E271	
/180558		OK	E274	
/180558		OK	L284	
/180558		OK	P329	
/181147	(59839)	CHGLOC	B513	[HOLY FAMILY]
				, TALK TO 4 VICTIMS
/181530	(591332)	*ONSCNE	B513	
<u>/181713</u>	(761)	MISC	L284	,COMMAND PAGE SENT
/181734	(591448)	*MISC	B508	,SSTAT/ASST SSTAT/RPT
/181736		*CLEAR	B508	
/182034	(478)	*CHGLOC	E271	[PROP]
/182600	(606)	*CHGLOC	E274	[NC]
/182703		*ONSCNE	E274	
/182802	(284)	*CLEAR	L284	,PSTAT/ASSTPSTAT/RPT
/183021	(529)	*NEWLOC	P329	[NC]
/183548	(478)	*ONSCNE	E271	

INCIDENT REPORT

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AGENCY NAME/SUBSTATION SCO		EVIDENCE NUMBER		INCIDENT NUMBER 14-108907	
INCIDENT TYPE Information		INCIDENT CLASSIFICATION #1 ANIMAL OFFENSE-PERS		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>	
RESPONDING TO (Officer Assault)		ASSIGNMENT (Officer Assault)			
REPORTED ON Wed 04/09/2014 17:30	DATE/TIME	OCCURRED ON Wed 04/09/2014 17:28	DATE/TIME	OCCURRED TO Wed 04/09/2014 17:55	DISTRICT SC13
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 04/10/2014	REPORT TIME 01:01	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE					UCR/NIBRS CODE
LOCATION OF INCIDENT 6529 N Atlantic Street, Spokane, WA 99208				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS None					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS Deputy Smith					
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, G-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IW-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE V-1	NAME: LAST, FIRST, MIDDLE Jessup, Levi R			SEX M	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 06/27/1995 18					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6529 N Atlantic Street, Spokane, WA 99208			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 251-9059					
CODE V-2	NAME: LAST, FIRST, MIDDLE Baker, Christine Diane			SEX F	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 06/13/1974 39					
HEIGHT 5'04"	WEIGHT 150	BUILD Medium	HAIR Brown	EYES BRO - Brown	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6529 N Atlantic Street, Spokane, WA 99212			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 217-0517					

ID NO./NAME OF REPORTING OFFICER #591332 - Westlake, David S.	DISTRIBUTION Spokanimal
APPROVAL #59919 - Gladden, James	DATE/TIME 04/10/2014 05:25

Incident Report #1

04/10/2014 05:28:36 238

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INCIDENT CLASSIFICATION ANIMAL OFFENSE-PERS				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER 14-108907	
CODE V-3	NAME: LAST, FIRST, MIDDLE Markham, Clayton D				SEX M	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 04/30/1959 54
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6509 N Atlantic Street, Spokane, WA 99208				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES NONE							
CODE V-4	NAME: LAST, FIRST, MIDDLE Martin, Leroy E				SEX M	RACE/ETHNICITY W-White	DATE OF BIRTH/AGE 05/29/1980 33
HEIGHT 5'11"	WEIGHT 160	BUILD Medium	HAIR Brown	EYES BRO - Brown	DESCRIPTORS		
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP N Spokane				RESIDENTIAL STATUS		PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES NONE							
DRIVER'S LICENSE <input type="checkbox"/> FAKE STATE		SOCIAL SECURITY NO. <input type="checkbox"/> FAKE		OTHER ID			
#4b		#4a					
NARRATIVE							

I responded to the apartments at 6517 N Atlantic regarding an dog bite call. The call stated that people were bit by the dog and that nobody was responding to the 911 operator. I was advised by a SPD unit who arrived on scene that they needed the next arriving unit to deploy a shotgun.

Upon arrival I found a couple SPD units at the north east corner of 6529 N Atlantic. They were looking west to the alley behind the building. I brought my department issued shotgun with me. I was advised that the dog was in the alley and was loose. I was told the dog had bit 4 or 5 people already. SCRAPS officer, Andrew Hairston, was onscene.

We went into the parking lot/alley on the west side of 6529 N Atlantic. I observed a young pit bull pacing back and forth along the west end of the alley/parking lot. Behind him (west) were some back yard fences on top of a 3' tall hill. The hill provided a good back drop should the dog need to be shot. We agreed that due to the dog having attacked so many people already, we were not going to let the dog get out of our containment. I walked around to the north east side of the dog while Deputy Smith used his patrol car to block the alley directly north.

One of the SPD officers was talking to Officer Hairston (SCRAPS). I was advised that there was no safe way for Ofcr Hairston to approach and gain control of the dog. A SPD officer announced that he was going to shoot and for everybody else to index. At this time the dog was facing me and

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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looking right at me. The Officer shot the dog which. The dog looked at him and started racing at full speed right at him. The Officer fired a second shot which hit the dog again and dropped him to the ground. The dog died shortly after.

Based on my observations, there was no safe way to contain the dog and no safe way for the SCRAPS officer to approach it. There was no place in the area we could have cornered it. There were numerous people outside their apartments and I believe the dog would have attacked other people had it been able to leave that alley. The shot that was taken was taken at the best possible angle as the 3' tall hill along the west end provided a good backdrop.

I returned to my patrol car and secured my shotgun. I then attempted to locate the victims and dog owner to interview them. I was advised that two people had been transported to Holy Family Hospital already. There were 3 victims still at the scene but they asked if I could follow them to Holy Family to interview them. They had been treated for dog bite wounds on their arms and I could see blood through the bandages.

Deputy Smith interviewed one of the victims and a witness for me. SPD officers located and interviewed other witnesses. I responded to Holy Family Hospital where I located and interviewed the other 4 victims.

I identified V1/ Levi Jessup as the dogs owner. Levi told me that he has owned the dog for approximately 3 weeks. He lives at 6529 N Atlantic (apartment) where the dog stays inside with him. Levi said the dog often acts aggressive to other dogs when outside but Levi has been able to prevent any fights by controlling his dog on a leash. The dog had not been aggressive towards people.

Levi said today he was inside his apartment with his mother, V2/Christine Baker, and the dog. He was playing with his dog like he often does. He said the dog ran across the room and turned around and looked at him. The dog then ran at him and bit onto his left forearm. The dog did not let go so he laid on top of the dog on the floor. Christine came and leaned over Levi and helped him get the dog to release it's bite. The dog bit him again in his wrist before he was able to get away.

Levi ran outside and to his neighbors house to the south (victim James Betsinger). Levi explained to James that he was attacked by his dog and the dog was in the apartment with Christine. James called 911 then ran to help Christine.

I photographed Levi's arm which still had the bandage on it. Blood was soaking into the bandage.

I interviewed V3/Clayton Markham next. He was sitting in the emergency waiting room with a bandage around his left wrist. Blood was soaking through at different places on his wrist and hand.

INCIDENT REPORT CONTINUED
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Clayton told me that he had heard the yelling and commotion from near Christine's apartment. He said he is friends with Christine so he ran to see if he could help. He observed the dog run east across Atlantic towards a kid who was walking a smaller dog. When Levi's dog came back towards Levi's apartment, he attempted to help contain the dog. He was bit on his left wrist as the dog struggled to get free.

Leroy told me that he was walking to Clayton's apartment when he noticed Levi's dog run east across Atlantic towards a child who was walking a smaller dog. He ran to try to help the child. He said Levi's dog ran under a truck where the owner of the truck attempted to pepper spray it. Levi's dog then ran back towards the apartment where Clayton tried to contain it and got bit. Leroy attempted to help Clayton keep the dog under control by holding it on the ground. Leroy was bit on his middle and ring finger of his right hand. The dog was able to get away from them and it ran towards the alley behind the apartments.

I photographed Leroy's bandages.

I went to the emergency room where Christine was being treated for her injuries. She had 3 large gashes in her right arm and smaller bites on her left wrist. Her injuries were not bandaged yet so I was able to photograph them. Christine stated she was in a lot of pain due to the dog bites.

Christine told me that Levi has had the dog for just under 3 weeks. Levi often plays with the dog and has not had any problems or signs that the dog might attack. Today she observed the dog bite Levi when he raised his arm up just above his head. Levi went down to the ground in an attempt to get the dog to release its bite. Christine said she got on top of them and assisted Levi in getting free from the dog's bite. She said Levi then ran out of the apartment and the dog continued to attack her. She said it felt like the dog was attacking her for 5 minutes before the neighbor (James) came over to stop the attack. The dog ran outside and she was not sure what happened with the dog after that.

Officer Hairston told me that he had attempted to catch the dog one time but the dog was able to jump up and run away before he was able to get control of him. He said there was no safe way to get control of the dog in that alley. For more information on his actions and investigation, see his report.

Based on my investigation I concluded the dog was a vicious animal that attacked people unprovoked. At this time I don't believe the owner, Levi, did anything to cause the attacks.

For additional information see the supplemental reports written by assisting deputies and the report by SCRAPS officer Hairston. Please forward a copy of this report to Ofcr Hairston.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT ALL STATEMENTS MADE HEREIN ARE TRUE AND ACCURATE AND

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ATTEMPTED



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THAT I AM ENTERING MY AUTHORIZED USER ID AND PASSWORD TO AUTHENTICATE IT.

DEPUTY: D. Westlake
NUMBER: 591332
DATE: 4/10/14
PLACE: Spokane County, WA

Incident Report #1

END OF INCIDENT REPORT

04/10/2014 05:28:36.926

SUPPLEMENTAL REPORT

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AGENCY NAME/SUBSTATION SCO		EVIDENCE NUMBER		INCIDENT NUMBER 14-108907	
REPORT PURPOSE			REPORTED ON DATE Wed 04/09/2014	TIME 17:30	INCIDENT XREF
INCIDENT CLASSIFICATION #1 ANIMAL OFFENSE-PERS		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 04/09/2014		REPORT TIME 19:54
PRIMARY CHARGE					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, WI-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE CV-1	NAME: LAST, FIRST, MIDDLE Betsinger, James M			SEX M	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 12/29/1986 27					
HEIGHT 5'10"	WEIGHT 150	BUILD Medium	HAIR Brown	EYES HAZ - Hazel	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6525 N Atlantic, Spokane, WA 99208			RESIDENTIAL STATUS Unknown	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Cell) (509) 879-9117					
DRIVER'S LICENSE <input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE	OTHER ID #4b		
HATE BIAS			CIRCUMSTANCES		
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES Apparent Minor Injury				TYPE OF VICTIM Individual	MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO
HOSPITAL TAKEN TO Holy Family	TAKEN BY	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN	SUICIDE NOTE FOUND? <input type="checkbox"/>	HOLD PLACED BY
CODE W-1	NAME: LAST, FIRST, MIDDLE Jackson-Butler, Vicki A			SEX F	RACE/ETHNICITY W-White/Non-Hispanic
DATE OF BIRTH/AGE 05/08/1959 54					
HEIGHT 6'00"	WEIGHT 190	BUILD Heavy	HAIR	EYES BLU - Blue	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 3015 W Alison Avenue, Spokane, WA 99208			RESIDENTIAL STATUS Unknown	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Cell) (509) 496-9115, (Cell) (509) 496-9115					
DRIVER'S LICENSE <input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE	OTHER ID #4b		
NARRATIVE					

On 04/08/14 at approximately 1730 hours I was on-duty as a Deputy Sheriff in Spokane County (B508.) I was sent to the area of Atlantic and Lyons for a pit-bull attacking people.

ID NO./NAME OF REPORTING OFFICER #591448 - Smith, Travis W.	DISTRIBUTION
APPROVAL #59919 - Gladden, James	DATE/TIME 04/10/2014 05:30

Supplemental Report #1

04/10/2014 05:38:17.500

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While enroute, Radio advised they were requesting an emergency response due to continued attacks on people. Radio said there was an open line and they could hear screaming and someone being bitten.

When I arrived, there was a fire truck and a SCRAPS truck waiting for me. There were numerous people in the area on foot, and about a dozen on the balcony of the two apartment buildings at 6525 N. Atlantic. I could see the dog standing in the driveway that runs west between the buildings to the parking area behind. The dog's tail was tucked under and between his rear legs. He was barking continuously at any people nearby. I could see blood on his chest and throat, but no wounds.

The SCRAPS Officer asked for me to cover him and I said I would. I held my handgun at my side and kept watch of the dog. The Officer told me he needed to retrieve some equipment and returned with a bag of dog treats. He threw some at the dog, which briefly drew the dog's attention, but were not touched.

The Officer had a catch pole and we moved west toward the door of 6529 N. Atlantic. The dog remained between the buildings for a few minutes. Initially, I asked people outside on the ground floor to go inside, and people north of us to get back inside. The Officer spent some time examining a blue harness and inquiring about the ownership of the dog. I asked him if he would be able to detain the dog or if I would need to shoot it. He told me he couldn't make the decision to shoot it, and I reiterated that I would assist him and shoot the dog only if needed.

While the SCRAPS Officer made his inquiries, the dog started moving toward us. He was still barking with his tail tucked. The SCRAPS Officer was kneeling at the door and not holding his pole. He was not prepared to act if the dog attacked us, so I took a firing stance and brought my handgun up to shoot the dog. I could see there were no people in the immediate area north of us and I was pointing northwest. I recognized the area beyond the driveway was the stone wall of the apartment building, but it was the least dangerous backdrop I had up to that point. I started pressing the trigger as the dog stopped. I lowered my gun.

I requested the next unit bring a shotgun. Two Officers from SPD arrived and told me they did not have a shotgun. Dep. Westlake arrived. As he walked in, the dog moved west to the yard and alley area west of the parking stalls. He started moving north in the alley, but moved back south as other units arrived. The SCRAPS Officer said he would need to corner the dog to be able to detain it. Based on the layout of the area, there was a very limited chance of cornering the dog along the fence west of the alleyway as there was only one spot where the fence ran west a few feet before continuing south.

We agreed we would attempt to contain the dog. One SPD unit drove in and positioned his car to prevent the dog from running south. I retrieved my vehicle and drove in from the north. Several SPD Officers and Dep. Westlake were on foot east of the dog in a semi-circle.

SUPPLEMENTAL REPORT CONTINUED

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INCIDENT CLASSIFICATION
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I could not hear the conversation with the SCRAPS Officer anymore and could see they were discussing the situation with him. It appeared the SCRAPS Officer was either unable, or unwilling, to get any closer to the dog to attempt to catch it. We were told several people were bitten and the dog was clearly agitated. The owner, we were told, was unable to control the dog or retrieve it. Officer Brownlee then fired on the dog. He was pointing northwest and the west side of the alley was raised a few feet providing a better backdrop than anything else we had during the call. It appeared it was the only alternative to allowing the dog to escape and continue attacking others.

I advised Radio the dog was down. I advised Fire they were safe to get out of their truck and treat people. I contacted James M. Betsinger in an ambulance. He told me the following information: He lives at 6525 N. Atlantic. His neighbor and friend, Levi, came over bleeding and asked for help controlling his dog who bit him. Betsinger went over there and found the dog attacking Levi's mom. They fought with the dog and got bitten several times. They moved outside and fought the dog in the yard. Betsinger tried choking the dog out and laying on it to keep it down until police arrived, but it got free.

Betsinger suffered bites to his left hand/wrist, back of his right arm, and on his upper right calf. Betsinger said they could not control the dog. He knew the dog had a choke collar and a blue harness on prior to the incident, but could only say it came off during the attacks.

I contacted Vicki A. Jackson-Butler and she told me the following information:

She was driving through the area when she saw the dog run to the east side of Atlantic street and start harassing a woman with her children and two small dogs.

She pulled over and offered to let the people and little dogs into her truck to keep them safe. While loading them, the pit bull was under her truck and she felt threatened enough to try and spray it.

A man came running over and was yelling that the dog bit some people. He kicked and fought with the dog back into the yard. She remained on scene until after the dog was shot. Based on my interview, I believed the man she described was Betsinger.

See Dep. Westlake's report for further information and disposition.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT ALL STATEMENTS MADE HEREIN ARE TRUE AND ACCURATE AND THAT I AM ENTERING MY AUTHORIZED USER ID AND PASSWORD TO AUTHENTICATE IT.

DEPUTY: T. Smith
NUMBER: 591448
DATE: 04/09/14
PLACE: Spokane County, WA
TWSmith@spokanecounty.org

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

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AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-108907	
REPORT PURPOSE			REPORTED ON DATE Wed 04/09/2014	TIME 17:30	INCIDENT XREF
INCIDENT CLASSIFICATION #1 ANIMAL OFFENSE-PERS		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 04/09/2014		REPORT TIME 19:06
PRIMARY CHARGE					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE W-1	NAME: LAST, FIRST, MIDDLE Grantham, Evelyn J			SEX F	RACE/ETHNICITY W-White
HEIGHT 5'08"	WEIGHT 300	BUILD Heavy	HAIR Brown	EYES BRO - Brown	DATE OF BIRTH/AGE 04/20/1961 52
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6615 N Atlantic, Spokane, WA 99208			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Cell) 599-9969					
CODE W-2	NAME: LAST, FIRST, MIDDLE Townsend, David D			SEX M	RACE/ETHNICITY B-Black
HEIGHT 6'01"	WEIGHT 350	BUILD Heavy	HAIR Black	EYES BRO - Brown	DATE OF BIRTH/AGE 03/31/1973 41
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 3210 E 29th, Spokane, WA 99223			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Cell) 218-5544					
DRIVER'S LICENSE <input type="checkbox"/> FAKE		STATE	SOCIAL SECURITY NO. <input type="checkbox"/> FAKE #4a	OTHER ID	
CODE W-3	NAME: LAST, FIRST, MIDDLE Twonsend, Curtis L			SEX M	RACE/ETHNICITY B-Black
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE 04/14/1959 54
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 3210 E 29th, Spokane, WA 99223			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Cell) 218-5544					

ID NO./NAME OF REPORTING OFFICER #478 - Brownlee, Todd		DISTRIBUTION
APPROVAL	DATE/TIME	

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INCIDENT CLASSIFICATION ANIMAL OFFENSE-PERS				ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-108907	
CODE W-4	NAME: LAST, FIRST, MIDDLE Johnson, Karen				SEX F	RACE/ETHNICITY B-Black
DATE OF BIRTH/AGE 04/25/1959 54	HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP				RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION		EMPLOYER PHONE
ADDITIONAL ADDRESSES					ADDRESS TYPE Temporary	
ADDITIONAL PHONES (Cell-Message Phone) 216-5294						
NARRATIVE						

On 04-09-14, at 1740 hrs., I was dispatched to assist SCSO Deputies on a report of a vicious dog at 6517 N. Atlantic. A screaming male was yelling "run" and said a dog was attacking people. A male said he had been bit and a female was yelling for towels for the bite and also said, "he is bleeding bad". Medics had been dispatched, as had SCRAPs. Other officers were already on scene when I arrived. Ofc. Uberuaga requested that I bring a shotgun.

As soon as I got out of my car, a male with his hand wrapped in bandages directed me to the back of the apartment building. Medics were on scene, treating people who had been bitten. Numerous other tenants were walking around and on their balconies. I went around to the back of the building, where I met Ofc. Uberuaga, Cpl. Carpenter, a SCSO deputy and a SRAPS animal control person. They were trying to keep a gold pitbull trapped along a fence.

The fence ran north and south along the west side of the apartment building's parking lot. Ofc. Carpenter and the deputy were on the north end. Ofc. Uberuaga and I were on the south end. Sgt. Ervin arrived moments later and was on my end. The dog was barking, snarling and trying to work his way past us. We quickly made the decision that we could not allow the dog get passed us. The dog had already bitten at least two people and there was two apartment buildings of people behind us. The dog could not be allowed to escape into the surrounding neighborhood.

I asked the animal control officer if he had a plan to contain the dog. He talked about approaching it along the fence. This was not an option for me because if we closed distance, the dog could have easily run passed, or attacked one of us. It would have also put us in a crossfire situation. The dog continued to move and each time we would have to move forward to cut off it's path.

The dog had a vinyl fence to the southwest of it. Behind that fence was a residence, but I could not see anything else. Just to the northwest was a concrete building, chain link fence and an open area. There was also a small embankment behind the dog. All these factors made my angle on the dog better than that of the officers to the south. I was also armed with my shotgun, which I considered to be the better tool.

SUPPLEMENTAL REPORT CONTINUED

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INCIDENT CLASSIFICATION ANIMAL OFFENSE-PERS	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-108907
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After a few moments of discussion, it was decided that the risk to the people in the surrounding neighborhood was too great to allow the dog to escape or risk injury attempting to detain it otherwise. I felt that I had a clear shot at the dog, with a good backdrop to make it safely. I told Sgt. Ervin this and he agreed. I called "index" to the other officers and then took the shot, striking the dog. It hunched up, then began running toward me. I took a second shot, and it fell to the ground.

Cpl. Carpenter photographed the scene and collected my shell casings. I checked the area downrange from my shots to confirm nothing else had been hit, which there had not. I later placed my shell casings on property.

I contacted witnesses to the incident, collecting names to be included in my report. All that I spoke to were in agreement that the dog had to be put down for the safety of the neighborhood. One of the people I spoke with was Evelyn Grantham. She lives just north of the dog owner, "Levi". She told me that Levi has been "tormenting the dog for weeks". Grantham told me that four or five days ago, another dog was being walked in front of the apartments by it's owner. Levi took his dog over to the other dog. He held his dog close, allowing it to bark and attempt to attack the other dog.

Grantham said that today's incident began in a similar way. A woman and a girl were walking a dog down the street, in front of Levi's apartment. Levi's dog ran out and was attacking them. The dog had them pinned against a fence and "James" ran to help them. Grantham said that the dog attacked James and bit him. She also said that Levi may have been out there as well, because she thought the dog bit him too. Grantham said they were able to pull the dog back into their yard, where they tried to hold it down and duct tape its mouth closed. The dog got free and bit James again. Grantham did not see anything after the dog ran behind the building.

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

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AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-108907	
REPORT PURPOSE			REPORTED ON DATE Wed 04/09/2014	TIME 17:30	INCIDENT XREF
INCIDENT CLASSIFICATION #1 ANIMAL OFFENSE-PROP		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 04/09/2014	REPORT TIME 18:53	
PRIMARY CHARGE					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIR-Parson Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Instational, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE W-1	NAME: LAST, FIRST, MIDDLE Wandler, Shirley A			SEX F	RACE/ETHNICITY W-White
				DATE OF BIRTH/AGE 09/21/1939 74	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 6619 N Atlantic Street, Spokane, WA 99208			RESIDENTIAL STATUS	PHONE (509) 467-8212
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Home) (509) 467-8212					
NARRATIVE					

On 4/9/14 at approximately 17:40 hours I heard radio dispatch officers to 6517 N. Atlantic to assist the County Sheriff's Office with a dog that had bit several people. Radio advised that the County had requested our assistance and they were having Deputies respond code to the scene. I called radio and asked if the Sheriff's Office had anyone close. It sounded as if they did not and that they were coming from a long ways away. At that time I started heading to the scene.

I saw in the call that a dog had attacked people and that one person needed medics. The call further advised that the dog was continuing to attack. At one point dispatch advised that someone on scene was going to get there gun to shoot the dog.

I arrived on scene. This area is two large apartment complexes that run north and south. Officers were behind the north apartment complex. Officer Uberuaga motioned for me to come in the back. Officer Brownlee arrived on scene and brought a shotgun with him. The animal control officer from Scraps was also on scene. All the officers were in the back and had the dog somewhat surrounded in a half circle. The dog was an adult sized male Pit bull. There was a fence behind the dog so he could not run to the west. Officers maintained a distance varying between 30 to 50 feet away from the dog. The dog would bark and lunge at officers as they tried to close distance. The animal control officer had a dog pole with him but could not get remotely close enough to use it. I was advised that the dog had bit 3 or 4 people and that these victims were on their way to the hospital for treatment. I did not see the owner of the dog on scene. The dog continued to bark and lunge at us. As he did he continued to make his way south along the fence. Our semi circle followed to keep him contained. However it was apparent that this was just a temporary measure that would eventually

ID NO./NAME OF REPORTING OFFICER #284 - Ervin, Dan L.		DISTRIBUTION Spokanimal	
APPROVAL #329 - Teigen, Troy	DATE/TIME 04/09/2014 20:37		

SUPPLEMENTAL REPORT CONTINUED

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INCIDENT CLASSIFICATION ANIMAL OFFENSE-PROP	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-108907
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fail. We were concerned that if the dog got loose again he would start biting people. As I mentioned, this location is two large apartment complexes and there were people outside in the front. The dog was not calming down. Behind the dog there was a hill that would make a good back stop. Officer Brownlee had a clear shot at the dog which provided that back stop. I authorized Officer Brownlee to shoot the dog. We had officers move back a little, Officer Brownlee announced index, and the shot was taken. The dog went down but it was not dead. Officer Brownlee took a second shot which killed the dog.

Officer Brownlee and Corp. Carpenter checked down range from the shot to see if any damage had been done. They advised the area was clear. I had Officer Carpenter take photographs of the scene as well as the dog.

As soon as the photos were taken I had the animal control officer retrieve the dogs body.

Officers contacted witnesses and took statements. See their reports.

I was contacted by Shirley Wandler. She said she was the apartment manager. She told me that the dog had been causing problems at the complex for a couple weeks. Earlier in the day the dog had been out front fighting with another dog. I asked her if she saw the dog attack anyone today. She said she did not. She advised that the dogs owner lives in apartment 6529.

I contacted Deputy Westlake. He advised that the County would do the investigation and requested that the City Officers write additional. He said he had to go to Holy Family because he had 3 or 4 victims there to talk to.

I asked radio to put out a command page.

I was contacted by Captain Cummings. I advised him of the situation. He said that because I had authorized the use of force a Lt. should do the use of force review.

Sgt. Dan Ervin
Relief Shift Patrol

SUPPLEMENTAL REPORT

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AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-108907	
REPORT PURPOSE			REPORTED ON DATE Wed 04/09/2014	TIME 17:30	INCIDENT XREF
INCIDENT CLASSIFICATION #1 ANIMAL OFFENSE-PERS		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 04/09/2014		REPORT TIME 18:42
PRIMARY CHARGE					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE W-1	NAME: LAST, FIRST, MIDDLE Langston, Kevin L			SEX M	RACE/ETHNICITY W-White/Non-Hispanic
DATE OF BIRTH/AGE 07/14/1983 30					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 9204 E Fredrick, Spokane, WA 99206			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 216-3941, (Cell) (509) 216-3941					
NARRATIVE					

On 040914 at about 1740 hours, I responded to assist the county on a dog bite at 6517 N. Atlantic. Prior to my arrival radio advised that there had been a dog that has bit several individuals.

Upon arrival, I was advised by the county that the dog was behind the apartment complex and has not been detained yet. All of us responded to the rear of the complex to try and contain the animal. It was apparent by the way the dog was acting that it was not going to let anyone close to it. We did have a SCRAPS person with us at this time. After getting the go ahead by Sgt. Ervin, the dog was put down (see Officer Brownlee's report).

I then contacted a witness Kevin Langston who was across the street. Langston advised that he had seen a lady and her daughter walking a dog by the apartment in question. Langston said that the pit bull that was orange in color charged the smaller dog. A passer by had stopped her truck and sprayed the dog with mace to get it away from the other dog and the two females, he thinks that the dog may have been maced twice. Langston said that the owner of the dog had yelled at the dog which then hid under the truck. Once the dog got out from under of the truck, the owner began yelling, hitting and kicking the dog. Langston said that the dog then appeared to go crazy and it appeared that people were getting bit by the dog. Langston did not see all the people getting bit but heard a lot of yelling and screaming.

All other people had been interviewed by this time, so I cleared the scene.

ID NO /NAME OF REPORTING OFFICER #606 - Uberuaga, Jason		DISTRIBUTION	
APPROVAL #284 - Ervin, Dan L.	DATE/TIME 04/09/2014 19:59		

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION ANIMAL OFFENSE-PERS	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-108907
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