



SPOKANE POLICE DEPARTMENT

FRANK STRAUB, JR.
CHIEF OF POLICE

Internal Affairs Exemption Log



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

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

		law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3g	Information from WACIC/NCIC (ACCESS): <u>DOL Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3h	Information from WACIC/NCIC (ACCESS): <u>Stolen Vehicle Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3i	Information from WACIC/NCIC (ACCESS): <u>Missing Persons Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3j	Information from WACIC/NCIC (ACCESS): <u>Runaways or endangered persons</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3k	WACIC/NCIC (ACCESS): <u>DOC Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3L	WACIC/NCIC (ACCESS): <u>Stolen Property</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3m	WACIC/NCIC (ACCESS): <u>Court Orders</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
Personal Identifiers and Financial Info			
#4a	Social Security Number	This information constitutes personal	RCW 42.56.050 (Invasion

		identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	of privacy), RCW 42.56.230 (Personal information), 42.56.250(3)(8) (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt), 42 USC § 405(c)(2)(viii)(I) (Limits on Use and Disclosure of Social Security Numbers)
#4b	Driver's License or Identicard	This information constitutes personal identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	18 USC § 2721 (Prohibition On Release And Use Of Certain Personal Information From State Motor Vehicle Records); RCW 42.56.050 (Invasion of privacy), RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#4c	Credit/Debit Card Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4d	Electronic Check/Check Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4e	Card Expiration Dates	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4f	Bank Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4g	Financial Institution Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
Employees Files			
#5a	Photos of Spokane Police Department or other criminal justice employees	Photographs in the personnel files of employees and workers of criminal justice agencies as defined in RCW 10.97.030 are protected from disclosure for their safety and privacy.	RCW 42.56.250(8) (Employment and licensing)
#5b	Birthdates of criminal justice employees	Birthdates in the personnel files of employees and workers of criminal justice agencies as defined in RCW 10.97.030 are protected from	RCW 42.56.250(8) (Employment and licensing)

		disclosure for their safety and privacy.	
#5c	Personal Information in employee files	Personal information in files maintained for employees, appointees, or elected officials of any public agency is protected to the extent that disclosure would violate their right to privacy.	RCW 42.56.230(3) (Personal information), RCW 42.56.250(3) (Employment and licensing)
#5d	Employee training files	Test questions, scoring keys, and other examination data used to administer a license, employment, or academic examination	RCW 42.56.250(1).
Criminal History			
#6a	Criminal history <u>not</u> from ACCESS- Non-Conviction Data	Criminal history which has not led to a conviction or other adverse disposition is protected by state law and only released to Criminal Justice Agencies for law enforcement purposes.	RCW 10.97 (Criminal Procedure)
Officer Safety or Intelligence			
#7a	Intelligence, sensitive security, or tactical information	Record includes sensitive intelligence, security or tactical information the non-disclosure of which is essential to effective law enforcement.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7b	Undercover Officer identification	Contains information which could reveal the identity of an undercover officer, who undertakes ongoing dangerous / confidential undertakings to effect law enforcement purposes. Protected to preserve the life and personal safety of officer and family.	RCW 42.56.240(1) Specific intelligence information the nondisclosure of which is essential to effective law enforcement.
#7c	ID Records revealing covert law enforcement activity	Any record pertaining to a vehicle license plate, driver's license, or identicard revealing the identity of an individual performing undercover law enforcement, confidential public health work, public assistance fraud, or child support investigative activity.	RCW 42.56.230(7)(c) (Personal Information)
#7d	Law Enforcement Information Sheet	Contains confidential data used for law enforcement purposes. Disclosure has no legitimate value to the public and can endanger an individual's safety. Contains specific intelligence information the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7e	Confidential Informant information	Contains identifying information which could reveal the identity of a confidential informant. Considered intelligence information, used in a confidential manner for law enforcement purposes, protected to	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims). Ashley v. Public Disclosure <i>Comm'n</i> , 16

		preserve the life and personal safety of the informant and family. Specific intelligence information compiled by law enforcement, the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.	<i>Wn.App.</i> 830, 836 (1977).
Photos			
#8a	Photos showing a deceased person	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8b	Photos showing highly sensitive material	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8c	Photo Montages	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
Protected by Law			
#9	Medical Records	Medical records consist of confidential and privileged information highly personal and restricted. The disclosure of medical records is regulated by state and federal law and not public information. Right to Privacy: Disclosure would be highly offensive to a reasonable person.	RCW 42.56.360 (Health care), 70.02.005 (Findings) and HIPPA (45 CFR 164.502). RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#10a	Jail records	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705.	RCW 70.48.100 (Jail register)
#10b	Jail booking photos	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined	RCW 70.48.100 (Jail register)

		in RCW 43.43.705.	
#11	Autopsies, postmortems	Reports and records of autopsies or postmortems are confidential and exempt from public disclosure, but certain officials with authority to examine and obtain copies of such reports may access.	RCW 68.50.105 (Autopsies, postmortems – Reports and records confidential)
#12	Confidential Attorney Client Communications	This redaction protects confidential communications between an attorney and his/her client.	RCW 5.60.060(2)(a) (Privileged communications) <i>Hangartner v. Seattle</i> , 151 Wn.2d 439 (2004).
#13a	<u>Name/Identity</u> of accused police officers	This redaction protects names/identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13b	<u>Date of birth</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13c	<u>Personal work, home, or cell phone number</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13d	<u>Residential address</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#13e	<u>E-mail address</u> of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011)
#14	Information concerning Mental Health Services	This redaction contains confidential information concerning services to either voluntary or involuntary recipients of mental health services. Such information, if disclosed, would invade an individual's privacy and possibly cause unintended consequences for that individual.	RCW 71.05.390 (Confidential information and records)

Spokane Police Department Use Of Force Report

Incident Entered By: Sergeant John Gately

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
5/25/2014	5/24/2014	06:46
Record ID #	Incident No	IA No
8276	14-163245	F14-041
Date/Time Entered		
5/25/2014 05:22		

Incident Summary

Officers responded to an Alarm at 1002 W 2nd where the business owner had responded and saw a suspect inside trying to start a motorcycle. Based on the info officers knew the suspect was still inside. Officers located the suspect hiding in a closet. The suspect later id's as Murphy refused to follow the officers commands and remained in the closet. Murphy rolled his eyes back into his head and the officers could only see the whites of his eyes. Officers were able to see one of his hands but he kept his second hand hidden. Based on Murphy's actions officers were concerned for their safety. Ofc Carroll pointed his weapon chest high at the open doorway as Murphy started to exit the closet. Once officers could see Murphy's hands were clear they lower their weapons to the low ready position. Murphy was taken into custody without incident and no injuries.

Based on the totality of the circumstances the pointing of the firearm was justified.

In compliance with policy per Assistant Chief Dobrow 05/29/14.

Incident Location

- 1002 2nd AV, Direction: W, spokane, WA 99201

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Threat to harm others	Call For Service	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	Dark	15 feet to 18 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
No	No	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Small	5'10" to 6'0"	
Officer Assessment of Citizen Condition During Incident		
Alcohol and unknown drugs		
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Complainant/Involved Citizen Information

Michael b Murphy

DOB: 4/22/1974 Race: White Gender: Male

Address

- 4412 Sprague AV, Direction: E, Spokane, WA 99212

Types of Resistance Citizen Used Against Officer(s)

- Active Resistance

Charges against this citizen

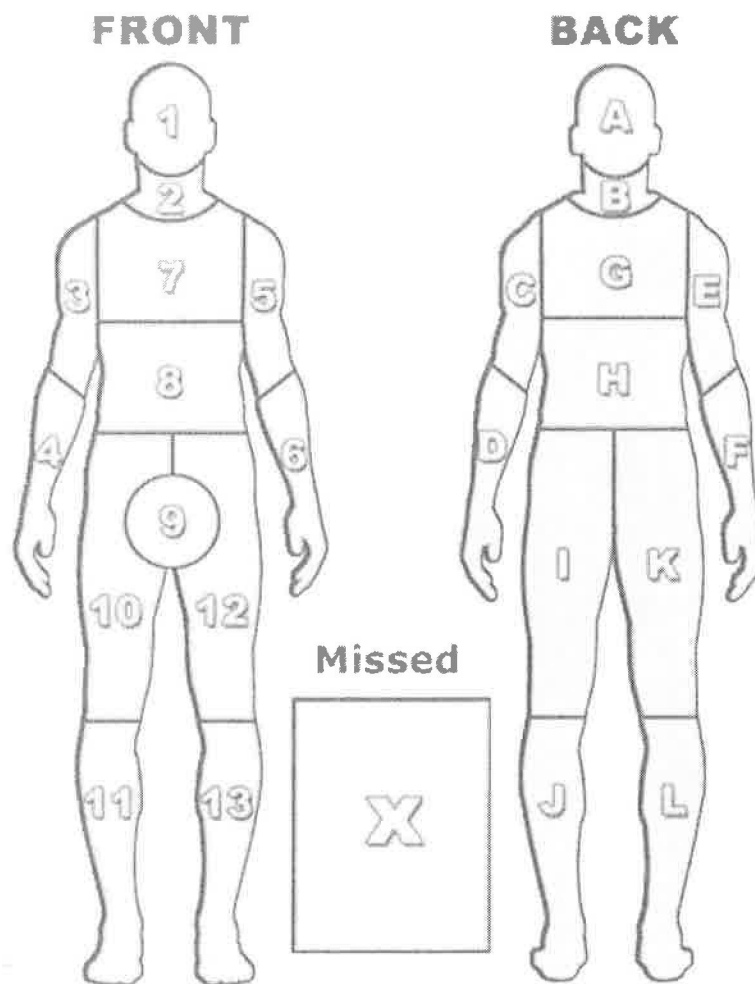
- Arrest - Felony

Involved Officers

SPO Richard Carroll - payroll number:**Force used by this officer against the citizen**

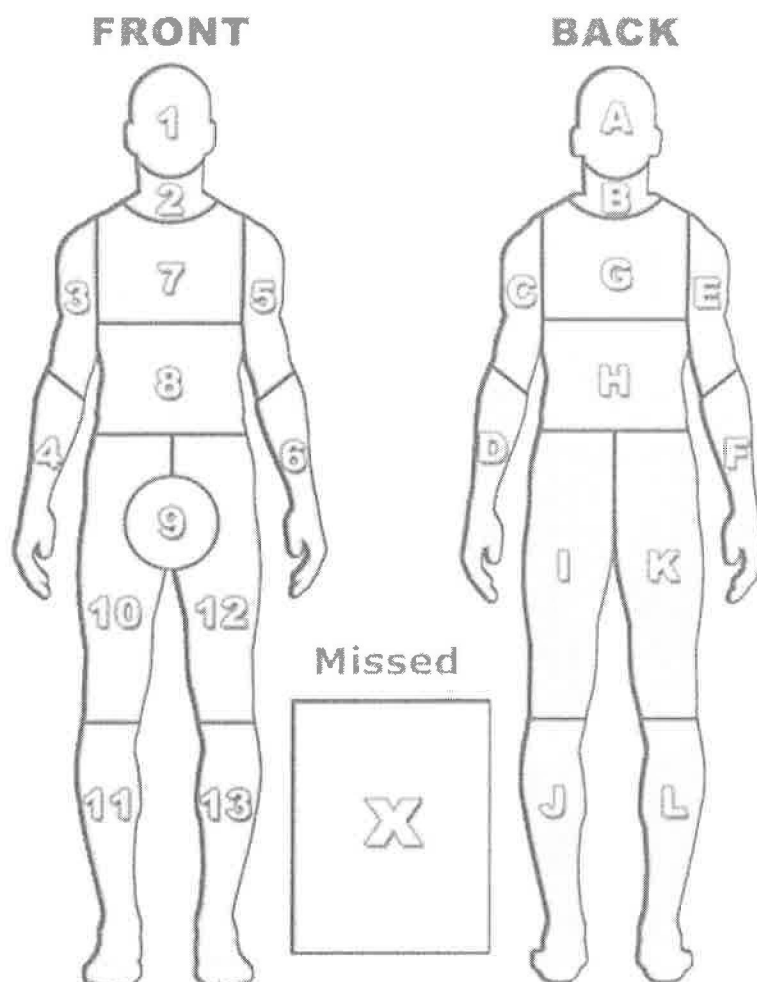
- Pointed Firearm - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Pointed Firearm	Yes		

**SPO Kristopher Honaker - payroll number:****Force used by this officer against the citizen**

- Pointed Firearm - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Pointed Firearm	Yes		



Officer Witnesses

PFC Kellee Gately - payroll number:

Attachments

Date Attached	Attachment Description	Attachment Type
5/25/2014	Police reports	pdf
6/4/2014	CAD Report	pdf

Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
5/25/2014	Sergeant John Gately	Lieutenant Rex Olson	(none)	Here is a use of force for your review.	<input checked="" type="checkbox"/>	The action of the officers was in accordance with SPD Policy. Officers' K Gately and Honaker used the low ready position with their firearms in addressing the suspect and Officer Carroll went from the directed at chest level to low ready when he was able to see no weapons in the suspect's hand.

5/28/2014	Lieutenant Rex Olson	Captain Daniel Torok	(none)	See prior statement.	<input checked="" type="checkbox"/>	I concur with Lt. Olson that the use of force was consistent with policy.
5/29/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	for review	<input checked="" type="checkbox"/>	I have reviewed this incident and agree that the direct pointing of a firearm was appropriate and within policy.

Entering Officer Signature Line

Sergeant John Gately**Chain of Command Signature Lines**

Lieutenant Rex Olson

Captain Daniel Torok

Asst Chief Patrick Dobrow

06/04/14 06:23:36 PRINT REQUESTED BY TERMINAL PADN07
Incident History for: #SP140163245 Xref: #SC140164234

Entered 05/24/14 07:05:57 BY 91115 911160
Dispatched 05/24/14 07:08:35 BY C164 288
Enroute 05/24/14 07:08:35
Onscene 05/24/14 07:10:49
Closed 05/24/14 11:23:15

Initial Type: ALMC Final Type: ALMC (ALARM, COMMERCIAL)
Initial Priority: 2 Final Priority: 2
Disposition: 1E Source: 9 Primary Unit: C164
Police BLK: SPD8RS
Group: P8 Beat: Map Page: 33
Loc: 1002 W 2ND AV ,SPK -- BARTON OLDS btwn S MONROE ST & S MADISON ST (V)
Name: DEBBIE Addr: ALLIED Phone: 8002528338

/070557 (911160) ENTRY AUDIBLE. PREMISE #509 624 6818. ALARM:SIDE DOOR
R MOTION @ 0644. NO ANSWER ON CALL INSIDE.
/070618 SUPP TXT: PERMIT # 11184. 1 RP ATTEMPTED, 2 TOTAL
/070701 SUPP TXT: RP:JACQUES,MIKE IN VEH:UNK. NOT ARMED. IS
ONSITE AND SEES PEOPLE INSIDE. UNK WEAPONS INS
IDE. ###
/070817 (802) CALLBK T/91115
,PHONE # FOR RP ONSCENE?
/070835 (288) *DISPER C164 #288 KENNEDY, DAVID
/070839 (911160) SUPP TXT: PHONE NUMBER NOT OBTAINED. ###
/070842 (676) ASSTER D174 #269 GATELY, KELLEE
/070842 ASSTER B131 #435 HONAKER, KRISTOPHER
/070941 CALLBK T/PCC05
,PLS TRY ALARM CO FOR THE RP'S PHONE NUMBER WH
O IS ONSITE FOR UPDATES
/070949 ASSTER L160 #095 ARNZEN, ALAN
/071049 (095) *ONSCNE L160
/071100 (85) SUPP TXT: JACQUES, MIKE CALLING FROM THE STORE, 879
-3763, IN HIS VEH. CAN SEE THE RE IS A SUSP IN
THE BLDG, XFERRING >>>
/071101 (802) MISC ,509-879-3763 MIKE
/071132 SUPP TXT: SAW ONE SUBJ INSIDE, IS STILL INSIDE
/071134 (269) *ONSCNE D174
/071134 *ONSCNE D174
/071134 *ONSCNE D174
/071135 (676) ONSCNE D174
/071203 MISC L160 ,RESTRICTED
/071212 ONSCNE C164 [NORTH]
/071225 NEWLOC L160 [WEST]
, W/OPEN DOOR
/071237 (435) *ONSCNE B131
/071331 (676) MISC L160 ,DOOR IS UNLOCKED AND HIDING, SE
/071407 MISC B131 ,2ND/MONROE, NORTHWEST
/071428 NEWLOC C164 [NW]
/071431 NEWLOC D174 [BUILDING]
/071507 ASSTER A111 [1002 W 2ND AV ,SPK]
#109 STANTON, TOM
/071537 (802) ASSTER P301 [1002 W 2ND AV ,SPK]
#287 HAGER, BILL
/071540 (268) *ASSTER C165 [1002 W 2ND AV ,SPK]
#268 CARROLL, RICHARD (VIC)
/071551 (676) CHGLOC A111 [2/MONROE]
/071607 (85) SUPP TXT: ALLIED CALLING W/TRIP AT S SIDE DOOR MOTI

/071708	(676	)	NEWLOC	C165	ON AT 0713. ####
/071746			NEWLOC	P301	[2/MONROE]
/071834			NEWLOC	B131	[NE]
/071841			NEWLOC	L160	[BUILDING]
/072007	(911232)		SUPP		[BUILDING]
					TXT: ALM ON CB. BACK MAIN MOTION AND SIDE DOOR
					MOTION @ 0717. ADV LE ONSCENE # ##
/072047	(109	)	*PREMPT	A111	
/072347	(676	)	MISC	B131	, LOWER OFFICE CLEARED, BUT HAS BEEN BOOTED.. H
					EADING TOWARD NW CORNER OF THE BUILDING NOW
/072535			MISC	B131	, TAKING ONE INTO CUSTODY
/072642			MISC	B131	, OPENING DOOR ON NORTHSIDE
/072749			MISC	B131	, OPENING ANOTHER NORTHSIDE DOOR
/072906			MISC	B131	, RESUMING NORMAL TRAFFIC, BUILDING CLR
/073648			REMINQ	D174	
/073758			MISC	D174	
/074009			REMINQ	D174	
/075500	(288	)	*CHGLOC	C164	[NC / RPT]
/075600			*CHGLOC	C164	[JAIL]
/075642	(095	)	*MISC	L160	, GUN OUT LOW READY. NEVER ENCOUNTERED ARRESTEE
					UNTIL HE HAD BEEN ARRESTED.
/075658			*CLEAR	L160	, PSTAT/ASST
/075826	(676	)	CHGLOC	D174	[JAIL]
					, RESET W/MALE FOR BURG
/075843	(288	)	*ONSCNE	C164	
/080005	(435	)	*CHGLOC	B131	[PAPER]
/080013			*REMINQ	B131	
/080049	(676	)	MISC	C164	, /FIRST ALARM WAS AT 0644 AND RP MIKE NOTIFIED
					AT 0646
/080306	(435	)	*ONSCNE	B131	
/080546	(676	)	OK	B131	
/080546			OK	C164	
/081355	(268	)	*OK	C165	
/081949	(288	)	*CHGLOC	C164	[NC]
/082024			*ONSCNE	C164	
/082130	(268	)	*CLEAR	C165	, 8B PSTAT/ASST PSTAT/RPT
/082947	(676	)	OK	C164	
/083339			REMINQ	D174	
/083418	(435	)	*CLEAR	B131	, PSTAT/ASST PSTAT/RPT
/083421	(269	)	*CHGLOC	D174	[NC PAPER]
/084219			*ONSCNE	D174	
/084519	(287	)	*REMINQ	P301	
/084633			*MISC	P301	, ##### PHONE NUMBER 1-662-251-7622
/084715			*MISC	P301	, ##### 4412 E SPRAGUE #204 99212
/085449			*MISC	P301	, WIFE RACHAEL SAID THE LAST SHE KNEW WHERE HE
					WAS AT WAS WHEN HE LEFT FOR WALMART AT 10:30 L
					AST NIGHT. SHE WENT TO BED AND WOKE UP AND HE
					AND THE CAR WERE GONE
/090535	(676	)	MISC	P301	, CHECKING W/CC REFERENCE RACHAEL CALLING REPOR
					TING MALE AS ADULTM TODAY, PHONE: 662 251 7622
					, FROM SPRAGUE ADDRESS
/091137			OK	C164	
/091137			OK	D174	
/091137			OK	P301	
/091528	(287	)	*MISC	P301	, TOOK PHOTOS OF BUSINES AND DAMAGED PROPERTY
/091542			*NEWLOC	P301	[PAPER CAR]
/092156	(676	)	OK	P301	

/094142	(287	)	*CLEAR	P301	, 8K PSTAT/ASST PSTAT/RPT
/094216	(288	)	*REMINQ	C164	#3b
/110003			*CHGLOC	C164	[SGTS OFFICE]
/110035	(269	)	*CLEAR	D174	DSP: 1E
					, PSTAT/CFS PSTAT/FEL PSTAT/REPORT
/110449	(288	)	*ONSCNE	C164	
/112315			*CLEAR	C164	, PSTAT/ASST PSTAT/RPT PSTAT/RPT
/112315			CLOSE	C164	
/115754	(802	)	MISC		, L160 WAS 1B ON THIS
/235638	(591148)		CROSS		#SC140164234
*** New Date: 05/25/14 ***					
/043013	(1123	)	CROSS		#SC140164384
/063941	(1008	)	CROSS		#SP140164415

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD				EVIDENCE NUMBER		INCIDENT NUMBER 14-163245			
INCIDENT TYPE Arrest, Information		INCIDENT CLASSIFICATION #1 BURGLARY-COMMERCIAL		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"/>	
		RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)			
REPORTED ON Sat 05/24/2014 07:06		DATE/TIME 07:06		OCCURRED ON Sat 05/24/2014 06:46		DATE/TIME 06:46		OCCURRED TO Sat 05/24/2014 08:30	
DISPATCH TIME 06:46		ARRIVED TIME 07:08		CLEARED TIME 08:50		REPORT DATE 05/24/2014		REPORT TIME 08:52	
PRIMARY CHARGE 9A.52.030 BURGLARY-2ND DEG								UCR/NIBRS CODE / 220	
LOCATION OF INCIDENT 1002 W 2nd, Spokane, WA 99201						LOCATION NAME (IF APPLICABLE) Barton Oldsmobile			
SOLVABILITY FACTORS None									
RELATED INCIDENT NUMBERS								INCIDENT XREF	
ADDITIONAL REPORTING OFFICERS C. Honaker, V Carroll, D Kennedy									
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MP-Person Mentioned, O-Other, PC-Pedestrian - Cycled, IN-Instructional, 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-Confidant</small>									
CODE A-1	NAME: LAST, FIRST, MIDDLE Murphy, Michael B				SEX M	RACE/ETHNICITY W-White		DATE OF BIRTH/AGE 04/22/1974 40	
HEIGHT 5'10"	WEIGHT 170	BUILD Medium	HAIR Brown	EYES BRO - Brown	DESCRIPTORS				
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 4412 E Sprague, Spokane, WA 99212				RESIDENTIAL STATUS		PHONE		
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS					OCCUPATION Laborer		EMPLOYER PHONE		
CHARGE LEVEL Felony Class B		DESCRIPTION 9A.52.030 BURGLARY-2ND DEG						UCR/NCIC CODE /220	
WARRANT #		BAIL		TYPE OF ARREST Taken Into Custody			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>		
CITATION #		DATE	TIME	BOOKED WHERE Spokane County Jail			DATE 05/24/2014	TIME 08:30	
ARREST LOCATION 1002 W 2nd, Spokane, WA 99201					STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input type="checkbox"/> ADMITTED <input checked="" type="checkbox"/> DENIED	SUSPECT ARMED WITH		
JUV. PAR/GRD. Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NAME/RELATIONSHIP OF PERSON NOTIFIED		DATE & TIME NOTIFIED		NOTIFIED BY		DISPOSITION OF JUVENILE		
DRIVER'S LICENSE <input type="checkbox"/> FAKE		STATE	SOCIAL SECURITY NO. #4a		OTHER ID				
HAIR LENGTH Shaved Head	HAIR TYPE		HAIR STYLE		FACIAL HAIR		FACIAL SHAPE		TEETH
APPEARANCE	COMPLEXION		FACIAL FEATURES		DISTINCTIVE FEATURES		GLASSES		R/L HANDED
SPEECH									
ID NO./NAME OF REPORTING OFFICER #269 - Gately, Kellee						DISTRIBUTION Crime Analysis			
APPROVAL #635 - Ferguson, Jordan				DATE/TIME 05/24/2014 13:03					

Incident Report #1

05/24/2014 14:52:16.340

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION BURGLARY-COMMERCIAL		ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER 14-163245	
TATTOOS/LOCATION Leg, Right					
MARKS/LOCATION Arm, Upper Left, Arm, Upper Right					
CLOTHING Saturn on right quad					
HATE BIAS			CIRCUMSTANCES		
CODE C-1	NAME: LAST, FIRST, MIDDLE Jacques, Michael D			SEX M	RACE/ETHNICITY W-White
				DATE OF BIRTH/AGE 05/15/1958 56	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 1002 W 2nd Avenue, Spokane, WA 99204			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS Barton Olds 1002 W 2nd, Spokane, WA 99201				OCCUPATION Employed	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 879-3763, (Work) (509) 624-6818					
NARRATIVE					

On 05-24-14 at 0703 hours, I was dispatched to 1002 W 2nd; Barton Oldsmobile on a audible commercial burglary alarm.

I arrived within minutes and briefly contacted comp/ Jacques. He said the suspect he saw moments ago was still inside the building. I confirmed with Jacques there were no other doors on the back side of the building, east that the suspect could go out of undetected.

Officer C. Honaker and I cleared half of the building and were then joined by officer Vic. Carroll. The suspect later identified as Michael Murphy was hiding in a maintenance closet in a small back north hallway. As police officers we called out several times in the building advising the suspect we were the Spokane Police Department and to make himself known. The suspect Murphy never chose to give up his hiding position. The hallway was approx. six Ft. wide so only two officers could stand in the hall side by side. Upon encountering Murphy he at first refused to obey any commands nor would he show officers his right hand. I held my weapon in a low ready position as I held up the rear. I holstered my weapon and I had the suspect cross his ankles. I then placed my right knee on his shoulder blade while I hand cuffed him and advised him he was under arrest.

Murphy first voluntarily told me that he worked there. Officer Carroll said Ok if you are an employee we will be able to confirm that in a minute when we bring you out, there are other employees on site. Murphy did not comment.

I placed Murphy in the back of my patrol car as I heard an officer ask comp. Jacques if this male was an employee.

I heard Jacques tell the officer no. I asked Murphy his name. Murphy never voluteered that he was a

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION BURGLARY-COMMERCIAL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-163245
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recent transplant from Mississippi.

Murphy told me he was training in the building with other people in the dark and that his boss was Chad. Murphy had no idea where they all went. I asked Murphy if he recently had been using drugs. Murphy denied this and I told him that his eyes were very pin pointed and that I had never in my entire career as a police officer taken anyone into custody from inside a closed business that did not have some sort of adrenaline running through their body. Murphy looked at me with a funny face and said "I'm not afraid of any of you, I'm ex-military." I asked Murphy which branch of the military he was training with and he told me U.S. Army, 88 Kilo.

I read Murphy his constitutional rights which he refused to waive. I transported Murphy to jail where he was booked for the crime of 2nd degree burglary.

Corporal Hager responded and took photos of the office door that had been kicked in and a photo of the tan baseball cap left inside the business. See other officers additional.

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-163245	
REPORT PURPOSE			REPORTED ON DATE Sat 05/24/2014		TIME 07:05
INCIDENT CLASSIFICATION #1 BURGLARY-COMMERCIAL		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #2 	
INCIDENT CLASSIFICATION #3 		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #4 	
DISPATCH TIME		ARRIVED TIME		REPORT DATE 05/24/2014	
		CLEARED TIME		REPORT TIME 07:59	
PRIMARY CHARGE					UCR/NIBRS CODE
NARRATIVE					

On 5/24/2014 at about 0715 hrs I responded to 1002 W 2nd Ave to assist other officers on a burglary call.

When I arrived I took a perimeter position on the SE corner of the building. I saw Ofc Honaker and Ofc K Gately searching the showroom of the car dealership. Ofc K Gately asked me to come inside to help them search.

I went around to the West side and entered the business. I met up with Ofc Honaker and Ofc K Gately in the showroom. I assisted in searching the building. Ofc Honaker was in front of me as we entered a hallway that led into a service bay area. There was a door open and Ofc Honaker using his flashlight looked into the room which turned out to be a closet. Ofc Honaker stepped back, identified himself as Police and gave verbal orders to come out. I saw a leg start toward the doorway but the person then stopped. I pointed my weapon at chest height toward the open doorway. The person slowly started to come out of the closet. He stopped about halfway out and I could only see the persons right hand. The person had his left hand still inside the closet. When the person stepped out fully into the hallway, I could see he had no weapons in his hands so I lowered my weapon to the low ready position. Ofc Honaker was continually giving verbal commands to the person to get on the floor. The person finally complied and was taken into custody by Ofc K Gately. See additional reports by Ofc Honaker and Ofc K Gately.

It should be noted the area we were in was very confined. There was a door to the service bay area about 2 feet behind the suspect when he stepped out. We had stairs about 1 foot behind us and we were about 5 feet from the suspect as he came out of the closet.

R Carroll #268

ID NO./NAME OF REPORTING OFFICER #268 - Carroll, Richard		DISTRIBUTION	
APPROVAL #095 - Arnzen, Alan	DATE/TIME 05/24/2014 11:40		

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-163245	
REPORT PURPOSE		REPORTED ON DATE Sat 05/24/2014	TIME 07:05	INCIDENT XREF
INCIDENT CLASSIFICATION #1 BURGLARY-COMMERCIAL	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 05/24/2014	REPORT TIME 08:03
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 052414 at 0712 hours I responded with other officers to Barton's Oldsmobile, 1002 W. 2nd, in Spokane regarding a commercial audible alarm. The alarm company advised an employee was on scene and he saw someone inside the business.

On arrival I searched the business with Ofc. K. Gately. We made several yelling announcements prior to searching and there was no response. We found a lower office door on the north side of the building had been kicked open. The force used to open the wood door split the door jamb, split the door, and broke the door plate.

We were searching from an upstairs lunch room down a stairwell. At the bottom of the stairwell we entered a totally dark hallway with doors on both ends. At the end of the hallway I saw a door slightly ajar. Ofc. Carroll had also joined us at this time. The only light was from our flashlights.

I saw a W/M, black shirt, blue jeans, sitting on a yellow mop bucket. I yelled at the suspect, "Spokane Police, show me your hands". The suspect did not move. The suspect engaged in a tactic I was familiar with, looking away from me as if he did not see me so I could not see him. Previously, I had worked nine years in K9 and this was a tactic I saw numerous times.

Unfortunately, there was no position to retreat to that would provide a better tactical advantage. This was a hallway with the only side door being the location where the suspect was located. There was an exit door out the other end of the hallway and at that time, we did not know where it led. I did not know how large the room was that suspect was located in or if it had another exit door. I did not know if there were additional suspects inside the room with the suspect. I did not know if the suspect was armed, however, from my experience and training burglars are often armed with tools that can be used as weapons.

I yelled at the suspect again and he did not move. He rolled his eyes back into his head and I saw the whites of his eyes which was somewhat strange. I could see the suspect's left hand (furthest away from me) but I could not see the right hand as it was concealed by the wall and the suspect's hand position.

My gun was drawn along with my flashlight. I was at a low ready position, however, it was entirely possible due to the very close contact that I lasered the suspect's legs and lower torso.

ID NO./NAME OF REPORTING OFFICER #435 - Honaker, Kristopher		DISTRIBUTION
APPROVAL #095 - Arnzen, Alan	DATE/TIME 05/24/2014 11:44	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION BURGLARY-COMMERCIAL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-163245
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I continued to yell at the suspect to come out with his hands up and lie on the floor. The suspect came out but stood just looking at us. I continued to tell the suspect to get down on the floor on his stomach. I was very close to the suspect, within four feet, and due to the close proximity and the suspect's non compliance, I considered striking the suspect down to the ground to get him to comply. My hands were still occupied with my pistol and flashlight. Again, I was at low ready but due to the close distance I was likely lasering the suspect's legs with my pistol.

The suspect did finally get down on the floor and he got on his belly after more commands to do so. Gately checked the room which was clear while Carroll and I covered the suspect. Gately took him into custody and he was handcuffed (D.L.).

I searched the remainder of the building and found no one.

OFFICER/NUMBER/CALL SIGN

Honaker/435/B131

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-163245	
REPORT PURPOSE			REPORTED ON DATE Sat 05/24/2014	TIME 07:08	INCIDENT XREF
INCIDENT CLASSIFICATION #1 BURGLARY-COMMERCIAL		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 05/24/2014		REPORT TIME 09:39
PRIMARY CHARGE					UCR/NIBRS CODE
VEHICLES					
CODI V-1	CIRCUMSTANCES <i>Investigative Information</i>	LICENSE NO. 6B2273	STATE WA	LIC. YEAR 06/2014	LICENSE TYPE Motorcycle
YEAR 2007	MAKE Harley-	MODEL	BODY STYLE Motorcycle (>90cc)	TOP/FRONT/ONLY COLOR Black	VIN/HIN 1HD1BX5177Y047321
SPECIAL FEATURES/DESCRIPTION					
DECAL NUMBER		REGISTERED OWNER Barton Olds			HOME PHONE
VEHICLE DISPOSITION <input type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> DRIVEN AWAY <input type="checkbox"/> TOWED		REGISTERED OWNER'S ADDRESS: STREET, CITY STATE ZIP			VALUE \$
LOCKED <input type="checkbox"/> Yes <input type="checkbox"/> No	KEYS IN VEHICLE <input type="checkbox"/> Yes <input type="checkbox"/> No	DELINQUENT PAYMENT <input type="checkbox"/> Yes <input type="checkbox"/> No	VICTIM CONSENT <input type="checkbox"/> Yes <input type="checkbox"/> No	DRIVABLE <input type="checkbox"/> Yes <input type="checkbox"/> No	ESTIMATED DAMAGE
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR	
RELEASE BY	DATE	TIME	RELEASE NO.	RELEASING AUTHORITY	OWNER NOTIFIED
DATE		TIME	OPERATOR'S NAME		
NARRATIVE					

On 05-24-2014 0708 hr's, I responded to the Barton Olds auto dealership at 1002 W. 2nd reference an alarm call along with other officers. See Arrest report by Officer K Gately.

Upon my arrival information was provided that an employee was at the location, and that he had seen a male suspect inside of the closed business. I maintained a perimeter position on the North side of the building.

Officers Gately, Carroll, and Honaker searched the business finding one male inside the business. Murphy, Michael B 04-22-1974.

I contacted the complainant, Jacques Michael D 05-15-1958.

Michael stated, that he received a call from Allied Alarm company at about 0645 hr's. He was advised that there was both a door and interior motion alarm that had been triggered at the location. It took Michael about 10 minutes to get to the business, and he parked on the West side of the main showroom.

ID NO./NAME OF REPORTING OFFICER #288 - Kennedy, David		DISTRIBUTION Crime Analysis	
APPROVAL #635 - Ferguson, Jordan	DATE/TIME 05/24/2014 13:06		

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION
BURGLARY-COMMERCIAL

ATTEMPTED
☐

INCIDENT NUMBER
14-163245

While in the parking lot Michael observed a male inside of the main showroom on the South side. The male was near a Harley Davidson motorcycle that was for sale. Michael then saw that the lights on the motorcycle began to flash on and off. The male then proceeded to walk through the business to the North area where there is a wash bay. The male walked directly in front of a large glass roll up door. The male then opened the hatch of a vehicle parked in the wash bay. Michael was calling for Police response, and lost sight of the male as he was continuing to move about inside of the closed business.

Michael stayed in the West parking lot when Lt Arnzen arrived at the location. See additional by Lt Arnzen

Michael went to the doors where he and Lt Arnzen observed that the double doors were ajar. The dead bolt on one of the doors was still in the locked position, but the lock would be ineffective if the top and bottom pins in the door were not in the extended position.

While I was interviewing Michael, Officer's Gately and Honaker were walking Murphy out of the main doors towards an awaiting Police car. Michael stated, that this was the same male he had seen inside of the business. Michael also confirmed that the male was not an employee, and that he did not have permission to be inside of the business. Michael continued saying that he only saw one person inside of the business.

Michael and I walked through the business. We did not see any damage to the glass double doors near the locking pins or dead bolt area. On the South side of the showroom, was Wa license 6B2273, which is a 2007 Harley Davidson motorcycle that is for sale. The motorcycle ignition was locked, and therefore unable to start. The motorcycle is equipped with an alarm system. I moved the motorcycle off of its kickstand into an upright riding position. The turn signals and brake light all began to flash on and off as the alarm system was activated. Michael said these were the same lights he had seen flashing earlier when Murphy was near the motorcycle.

Michael and I continued to the lower level of the building. There we found an office door that had been obviously kicked in, as there was a shoe print smudge on the door. The door frame was broken with the locking plates laying on the floor. Michael did not see anything missing from the office.

Michael and I went into the wash bay area where Wa license AMY1676 was parked. This was the vehicle that Michael observed Murphy open the hatchback. We looked inside not finding anything missing or left behind by Murphy. We then went to Wa license AJD2455 which was also in the wash bay. The passenger door to the vehicle was ajar and slightly open. Michael said that the vehicle would not be left in that condition when the business was closed at 1900 hr's. Michael did not see any other items that were moved or missing.

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION BURGLARY-COMMERCIAL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-163245
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Michael was given a Crime Victim Card with the report number. He was also advised to call Crime Check if he found any items missing or damaged.

Officer Gately took Murphy to jail where he was booked for 2nd Degree Burglary.

Corporal Hager took photos of the scene.

I responded to jail where I completed a Probable Cause Affidavit for booking purposes.

I also completed an Affidavit of Probable Cause for the Burglary.

OFFICER/NUMBER/CALL SIGN

D. Kennedy #288 C-164

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-163245	
REPORT PURPOSE			REPORTED ON DATE Sat 05/24/2014		TIME 07:05
INCIDENT CLASSIFICATION #1 BURGLARY-COMMERCIAL		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #2 <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3 <input type="checkbox"/>		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #4 <input type="checkbox"/>	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE 05/24/2014	REPORT TIME 10:45
PRIMARY CHARGE					UCR/NIBRS CODE
NARRATIVE					

I responded to an alarm at Barton Olds 1002 W. 2nd on 05/24/14 at 0709 hours. The call stated the owner, Mike Jaques responded to and alarm and saw someone inside. When I arrived I contacted Mike on the west side of the business. He pointed to the door that was ajar. The door is a double glass door with a dead bolt type lock. The lock was engaged but the door separated as if it was pulled open. The locking pins on the door appeared to have not been engaged allowing the door to pull open even though it was locked. I saw no signs of forced entry. Mike said he saw someone in the showroom and also this same person looking into a van as he pointed to the service area. I secured the door area and waited for other officers to arrive. Once we had the building contained a search was conducted and Michael Murphy was arrested. During the search I maintained a position near the front door entry area and the showroom.

Lt. Arnzen 095

ID NO./NAME OF REPORTING OFFICER #095 - Arnzen, Alan		DISTRIBUTION
APPROVAL #095 - Arnzen, Alan	DATE/TIME 05/24/2014 11:39	

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-163245	
REPORT PURPOSE			REPORTED ON DATE Sat 05/24/2014		TIME 07:00
INCIDENT CLASSIFICATION #1 BURGLARY-COMMERCIAL		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #2 <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3 <input type="checkbox"/>		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #4 <input type="checkbox"/>	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE 05/24/2014	REPORT TIME 09:17
PRIMARY CHARGE					UCR/NIBRS CODE
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIR-Person Mentioned, O-Other, PC-Pedestrian Cyclist, IN-Instructional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant Victim, A-Arrested Person, CON>Contact</small>					
CODE CON-1	NAME: LAST, FIRST, MIDDLE Murphy, Rachael			SEX M	RACE/ETHNICITY W-White/Non-Hispanic
			DATE OF BIRTH/AGE 01/23/1988 26		
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 4412 E Sprague #204, Spokane, WA 99212			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (662) 251-7622					
NARRATIVE					

This Corporal arrived at the commercial alarm at 1002 W 2nd ave to take a perimeter position. I took the N/W corner of the building. There was confirmation there was someone inside.

Once officers took the defendant into custody, I grabbed my camera and took photos. See Photo Log.

I was asked to watch the defendant, who was handcuffed and in the back of a police vehicle. He was already read his Constitutional Rights and agreed to answer questions. He was moving around so I opened the door and asked him if he needed help with anything. He shook his head no.

I asked him about where he was from. He told me he was from Mississippi. He spent 6 years in the military. He spent 14 months in Iraq. I asked him about the scar on his head. In 2007 he was car jacked and was hit in the head with a brick. It split his skull open. I asked about any brain injury. He told me he gets headaches. He and his wife came up here for work. He works for Eagle Intermodal stocking box cars for the railroad. I asked him if he was still married. He told me he was. I asked him if he thought if his wife would be worrying about where he might be. He asked me what time it was. It was about 8:00. He thought 8 at night. Once he found out it was 8 in the morning, he said she would be worrying. He gave me her phone number. I told him I would call her.

I spoke with Rachael Murphy the wife to the defendant. She was worried where her husband was at. according to her, he went to Walmart around 22:30 hrs after having an argument. She went to bed. She woke up around 0700 and saw he was not home. His work clothes were still at the home. She called Crime Check and asked for help. She declined to file a missing persons report and decided to wait. She called the hospitals.

I asked Rachael about any brain issues since the assault. She says he periodically has blackouts. To her knowledge he does not do drugs. He does work for the railroad. He was driving

ID NO./NAME OF REPORTING OFFICER #287 - Hager, William		DISTRIBUTION
APPROVAL	DATE/TIME	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION
BURGLARY-COMMERCIAL

ATTEMPTED
☐

INCIDENT NUMBER
14-163245

their 2004 Silver Honda CRV which has Mississippi plates. We do not know where it is. I told Rachael what her husband was charged with and told her what she could do to get him released.

Corp W Hager #287
Spokane Police Dept.
Team 3