

# SPOKANE POLICE DEPARTMENT

# FRANK STRAUB, JR. CHIEF OF POLICE





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

#2c	Child Victim of Sexual Assault  Child victims or child witnesses	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.  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	Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS</i> , <i>122 Wn.App</i> . 84, 94 (2004)  RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)  RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
ACCESS		parents/guardians.	
#3a	Information from WACIC/NCIC (ACCESS): Criminal history information	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): License Plate Information	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): Vehicle Registered owner information	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): Wanted persons information	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):  Officer safety information	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): Gun information	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

		<u></u>	<u></u>
		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):  DOL Information	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): Stolen Vehicle Information	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): Missing Persons Information	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): Runaways or endangered persons	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):  DOC Information	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): Stolen Property	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): Court Orders	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 from</u> 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 Comm'n, 16

Photos #8a	Photos showing a deceased person	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.  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
#8b	Photos showing highly	Disclosure would violate a person's	(Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)  RCW 42.56.050 (Invasion
	sensitive material	right to privacy, and be highly offensive to a reasonable person.	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) Hangartner v. Seattle, 151 Wn.2d 439 (2004).
#13a	Name/Identity of accused police officers	This redaction protects names/identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	Bainbridge Island Police Guild v. City of Puyallup, 172 Wash.2d 398 (2011)
#13b	Date of birth of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	Bainbridge Island Police Guild v. City of Puyallup, 172 Wash.2d 398 (2011)
#13c	Personal work, home, or cell phone number of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	Bainbridge Island Police Guild v. City of Puyallup, 172 Wash.2d 398 (2011)
#13d	Residential address of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	Bainbridge Island Police Guild v. City of Puyallup, 172 Wash.2d 398 (2011)
#13e	E-mail address of accused police officers	This redaction protects the identities of accused officers in Internal Affairs Investigations and Inquiries, if the findings are not Sustained.	Bainbridge Island Police Guild v. City of Puyallup, 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 Thomas Lee

#### Incident Details

**Date Received** 

**Date of Occurrence** 

**Time of Occurrence** 

5/28/2014

5/25/2014

17:30

Record ID #

**Incident No** 

IA No

8278

14-164905

F14-043

**Date/Time Entered** 

5/26/2014 02:17

# Incident Summary

Officers Groom, Donaldson and Rosenthal went to Chief Garry Park on a report of a drunk and disorderly male bothering spectators at a baseball game. Arriving officers were contacted by several more complainants who pointed out the suspect. The suspect was contacted and officers immediately observed that he was intoxicated and drinking beer from an open container.

Ofc. Groom recognized the suspect from a recent contact. He knew the suspect had communication difficulty... was partially deaf but could read lips. Ofc. Groom contacted the man who was identified as Troy Vanschoiack. Troy refused to follow Groom's hand signals and verbal directions to stop. He turned and began walking away. When asked to stop and sit down, Troy grew angry and began yelling. He became very agressive. When officers Groom and Donaldson took arm control of Troy he tried to pull away. Donaldson then escorted Troy to the ground using a hair hold. Troy was then handcuffed while proned out.

He was arrested for Obstructing and placed in a patrol car without further incident.

Troy sustained injuries consisting of redness/possible bruising on his forehead, a sore right knee, and redness on his right wrist. The injuries were photographed by Cpl. Denton.

Cpl. Denton called me from the jail. Although Troy's injuires were consistent with prone handcuffing, it was agreed that I would go to jail and attempt to speak with Troy about the incident. I found Troy passed out in his jail cell. Denton and I woke him up. Troy was extremely intoxicated and very agitated. He indicated that he felt he should not have been contacted by police for, "Half a can of beer." I explained by written note that its against the law to drink beer in the park and that people had complained about it. He indicated that he didn't stop for the officers because he felt he wasn't doing anything wrong.

I asked Troy if he had any injuries besides those that were visible; he replied, "No."

Asked if he had any questions for me, Troy said, "No."

This use of force was appropriate and within policy.

Sqt. T. Lee

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

#### Incident Location

• 2500 Mission AV, Direction: E

# **Use of Force Specific Information**

Reason for Use of Force

Service Being Rendered

Resisting Arrest

Call For Service

**Weather Condition** 

**Lighting Condition** 

Distance to Citizen

Clear

Daylight

1 feet to 3 feet

Citizen Injured

Citizen Taken to Hospital

Citizen Arrested

Yes

No

Yes

More than 1 Citizen Involved

No

Citizen's Build

Citizen's Height

Small

> 6'3"

Officer Assessment of Citizen Condition During Incident

Alchohol

Officer(s) Injured

Officer(s) Taken to Hospital

No

No

# Complainant/Involved Citizen Information

# Troy M. Vanschoiack

DOB: 10/12/1965 Race: White Gender: Male

**Address** 

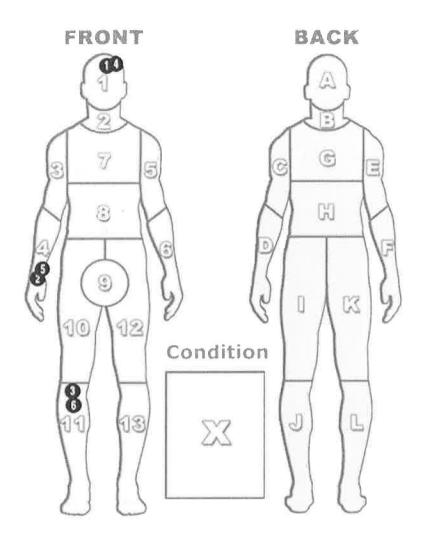
• Transient, transient, WA

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

• Active Resistance

#### Injuries sustained by this citizen

Injury	Regions	Injury Locations	
Injured During Incident	1, 11, 4	1, 2, 3	
Photos Taken	1, 11, 4	4, 5, 6	



### **Involved Officers**

# Officer Nathan Donaldson - payroll number:

Force used by this officer against the citizen

• Takedown Technique - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact	
Takedown Technique	Yes			

# Officer Daryl Groom - payroll number:

Force used by this officer against the citizen

• Takedown Technique - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact	
Takedown Technique	Yes			

# Citizen Witnesses

**Corinne Wall** 

DOB: 3/9/1965 - Gender: Female

Address

• 17802 Lidgerwood ST, Direction: N, Colbert, WA 99005

Phone

• (509) 979-5917

#2d

DOB: 1/12/2001 - Gender: Male

**Address** 

• 4411 Woodglen CT, Direction: E, Spokane, WA 99218

Phone

• (509) 465-4817

### **Attachments**

Date Attached	Attachment Description	Attachment Type
5/28/2014	Reports & CAD	pdf

# **Chain of Command History**

Sent Dt	From	То	Сс	Sender's Instructions	Approved	Recipient's Comments/Response
5/28/2014	Sergeant Thomas Lee	Lieutenant Craig Meidl	(none)	Lt. Meidl: Please review this UOF.		Use of force was within policy. Officers had multiple complaints concerning defendant's behavior. Defendant was of significant size, highly intoxicated, refused to follow simple commands, was violating city code by drinking alcohol in a public park (with numerous children present), and exhibited cues similar to pre-fight cues (tensing muscles, pulling away, clenching fist, slamming beer on the ground and stomping on it, etc). The officers had an obligation to ensure that defendant was identified and that the behavior stopped. Based on defendant's own behavior, it appeared the problem would continue were the officers not to intervene (defendant initially tried to walk away with the beer).
5/28/2014	Lieutenant Craig Meidl	Captain Daniel Torok	(none)	Use of force was within policy. Officers had multiple complaints concerning defendant's behavior. Defendant was of significant size, highly intoxicated, refused to follow simple commands, was violating city code by		I concur with Lt. Meidl that the use of force was consistent with policy.

5/29/2014	Captain	Asst Chief	(none)	drinking alcohol in a public park (with numerous children present), and exhibited cues similar to pre-fight cues (tensing muscles, pulling away, clenching fist, slamming beer on the ground and stomping on it, etc). The officers had an obligation to ensure that defendant was identified and that the behavior stopped. Based on defendant's own behavior, it appeared the problem would continue were the officers not to intervene (defendant initially tried to walk away with the beer).		This use of force was reasonable
3/23/2014	Daniel Torok	Patrick Dobrow	(none)	I OI LEVIEVV	V	and within policy.

Entering Officer Signature Line	
Sergeant Thomas Lee	_
Chain of Command Signature Lines	
Lieutenant Craig Meidl	
Captain Daniel Torok	_
Asst Chief Patrick Dobrow	

```
Incident History for: #SP140164905 Xref: #SP140164897
              05/25/14 18:06:56 BY D372
 Entered
                                             1180
 Dispatched
              05/25/14 18:06:56 BY D372
                                             1180
 Enroute
              05/25/14 18:06:56
 Onscene
              05/25/14
                        18:06:56
              05/25/14 20:12:04
 Closed
 Initial Type: DISORD
                          Final Type: DISORD (DISORDERLY PERSON)
 Initial Priority: 2
                         Final Priority: 2
                    Source: R Primary Unit: P316
 Disposition: 1E
 Police BLK: SPC5GP
 Group: P5 (P7) Beat:
                             Map Page: 32
 Loc: 2500 E MISSION AV , SPK -- CHIEF GARRY PARK , SPK btwn N ALTAMONT ST & N COO
K ST (V)
 Name:
                               Addr:
                                                              Phone:
/180656 (1180 ) $OUTSRV
                                  , NO MORE INFORMATION
/180656
                  *DISPOS
                           D372
                                   #1180
                                          GROOM, DARYL
                                    #973
                                            DONALDSON, NATHAN
                                   , NO MORE INFORMATION
/180827
         (1069 ) CHANGE
                                  LOC: GARRY PARK --> 2500 E MISSION AV , SPK,
                                  DGP: P7 --> P5,
                                  BLK: --> SPC5GP
/180833
                   ASSTER
                           P316
                                   [2500 E MISSION AV , SPK]
                                    #463
                                           DENTON, JOSEPH
/180953
                           C351
                                  [2500 E MISSION AV , SPK]
                   ASSTER
                                   #690
                                           ROSENTHAL, MARIE
/180955
                   PREMPT
                           P316
                           D372
                                  , CUSTODY
/181144
                   MISC
         (690
                           C351
/181234
                *ONSCNE
/181927
                  *REMINQ
                           C351
/182044
        (1123 ) REMINQ C351
                                                       #3a
/182123
                           C351
                   REMINQ
/183819 (690
                ) *NEWLOC C351
                                  [CAR]
/184048
        (463
               ) *ASSTER P316
                                  [2500 E MISSION AV , SPK]
                                   #463 DENTON, JOSEPH
/184246
        (1180
               ) *TRANS
                           D372
                                  [JAIL] M/0.0
                                  , MALE
                ) *CHGLOC
/184653
        (463
                           P316
                                  [JAIL]
/185424
         (1180
               ) *TRANSC
                           D372
                                  [JAIL] M/3.6
                                  , PSTAT/ASST PSTAT/RPT
/185439
        (690
                           C351
                ) *MISC
/185459
                  *CLEAR
                           C351
/185927
                           D372
        (1180
               ) *REMINQ
                                                        #3a
/185951
        (463
                ) *ONSCNE
                           P316
/190804
                  *MISC
                           P316
                                  , CONFER W/L244
/191051
        (244
                ) *ASSTER L244
                                  [JAIL]
                                   #244
                                           LEE, TOM
/191058
                  *CHGLOC L244
                                  [JAIL]
/191658
        (1144 ) ONSCNE L244
/193903
        (1069 ) OK
                           D372
/193903
                   OK
                           L244
/193903
                   OK
                           P316
/193915
                   CROSS
                                  #SP140164897
                ) *CLEAR
/195006
                                  , WRITING UOF RPT.
         (244)
                           L244
/200450
        (463
                ) *REMINQ P316
                                                        #3a
```

/200831	(1180	)	*CLEAR	D372	#3a DSP: 1E ,PSTAT/SI PSTAT/MISD PSTAT/NONHAZ PSTAT/NONHAZ
/201200 /201204 /201204	(463	)	*MISC *CLEAR CLOSE	P316 P316 P316	,PSTAT/ASST PSTAT/RPT

# **INCIDENT REPORT**

		ice/spo	raile	Cour	ity Silei											
AGENCY NAM SPD	ME/SUBSTAT	TIÓN					EVIDENCE I	NUMBER			ENT NUI -164					
INCIDENT TY	'PE			1	CLASSIFICATION OF THE COLOR OF				A	TEMPTED	INCIDE	NT CL	ASSIFICAT	ION#	2	ATTEMPTED
				INCIDENT	CLASSIFICATION	ON #3			A	TEMPTED	INCIDE	NT CL	ASSIFICAT	ION #	4	ATTEMPTED
				RESPONDI	ING TO (Officer	Assau	ult)					AS	SIGNMENT	(Offic	er Assault)	
REPORTED (	ON	DATE/	1ME	OCCURRE	D ON		DATE/TIME	OCCURR	D TO		DATE/TII	ME	DISTRIC	Т	1921-63	
Sun 0	5/25/20	14 18:06		Sun	05/25/201	14	17:30	Sun	05/2	5/2014	18:0	6				
DISPATCH TI 18:06	IME	18:06	TIME			ARED ):12	TIME			REPORT DA 05/25/20			ORT TIME 2:54		EST. TOTAL P	ROPERTY LOSS
PRIMARY CH M-10.07		STRUCTIN	3												UCR/NIBRS	CODE
LOCATION O					_					LOCA	ION NAM	ЛЕ (IF	APPLICABI	LE)		
SOLVABILITY		k, Spokan	e, W	4 9920	2											
		npleted, Su	speci	t Arreste	ed, Witnes	s to	Crime									
RELATED INC	CIDENT NUM	IBERS												IN	CIDENT XREF	
ADDITIONAL	DEDODTING	OFFICERS												1_		
		l. Rosentha														
VICTIM/W	ITNESSE	S/OTHERS	V-0. PS-I	ramed, OW-C	win of Property Roof fored Owler	C-Com RU-Ri	plainahi PE Po maway, S Susp	destoan W-V erst V-Victim	litnuss A Individu	Hitusing MR ni, VB-Victim	Person Me Businesa (	ntlaned S Legn	O Other, PC Guardian, D.	Pedeal Univer, (	nan - Cyclist IN-Instit DV-Consphinant is Vic	obonali Um
CODE A-1		ST. FIRST, MIDDI Choiack,	.E		CON-Contact	there.	THE PARTY LIE	von up	SEX M		HNICITY		an arenes	in eme	DATE OF BIRT 10/12/196	H/AGE
HEIGHT		BUILD	HAIF			EYES			DESC	RIPTORS						
6'04"	180	Light		own		BL	U - Blue							<b>-</b> 110		
CONFIDENT-		STREET, CITY ane, WA 9		IP .					RESIDE	NTIAL STA	rus			PHO	NE	
PLACE OF EN	I IPLOYMENT	SCHOOLADRE	5\$						OCCUP	ATION				EMPL	OYER PHONE	
CHARGE LEV	ÆL.		DESC	RIPTION				- !							UCR/NCIC COL	DE .
Gross Mi	sdemea			0.07.03	2 OBSTRU	-										
WARRANT#		8	AłL				PE OF ARRI F <b>aken In</b>		ody						TIPLE ARRESTE	E SEGMENTS
CITATION #			DATE		TIME	E	BOOKED WH								ATE	TIME
4Z05564			05/2	25/2014	18:54		Spokar	ne Coui	nty Ja	STATEMENT	CHAR	GES	O LODE		5/25/2014	18:11
Chief Ga		, Spokane,	WA S	99202						ORAL		DMIT	TED	CIA	RMED WITH	
	D. NAME/RI	ELATIONSHIP OF			DATE & TIN	IE NO	TIFIED	NOT	IFIED B		AL LE		SPOSITION	OF JU	IVENILE	
DRIVER'S LIC		□F	AKE ST	ATE SO	CIAL SECURIT	Y NO.	FAKE	OTHER I	)			-				
		#4c						L								
HATE BIAS								C	IRCUMS	STANCES						
TYPE OF INJU	JRY OR ILLN	ESS/DESCRIBE	INJURIE	S					Т	YPE OF VIC	TIM			M	EDICAL RELEASE	
HOSPITAL TA	KEN TO		TAKEN	1 BY		TE	EMPLOYEE	ATTENDI	IG PHY	SICIAN		su	IICIDE NOTE	НО	LD PLACED BY	
							ON DUTY					FC	UND?			
ID NO./NAME	OF REPORT	ING OFFICER	11===						DI	STRIBUTIO	N					
#1180 - G	room, D	aryl														
approval # <b>278 - Ga</b>	telv. Joh	n					E/TIME / <b>26/2014</b>	06:	41							
				and a								<b>展</b> 記				

### INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheri	Π		rage Z
INCIDENT CLASSIFICATION	ATTEMPTED	INCIDENT NUMBER	
OBSTRUCT OFFICER		14-164905	
NARRATIVE			

On 05/25/2014 Ofc. Donaldson and I (Officer Groom) were on scene at a collision at the intersection of Cook/Mission in Spokane WA. I was working on the collision report when a concerned citizen approached my patrol car and advised me that there was a drunk disorderly at Chief Garry Park. The citizen advised me that the disorderly man, (later identified as Troy VanSchoiack) was at the baseball field where kids were playing baseball. The citizen advised that VanSchoiack was drinking in the park.

I completed the collision investigation around 1806 hours and drove eastbound on Sinto on the south side of the park. I traveled east on Sinto in a fully marked police car and several citizens stopped me as I drove pointing out an individual wearing a Seahawks shirt with a black backpack that was causing a scene as he drank in the park. I contacted VanSchoiack who matched the description that was given and asked for his identification.

I recognized VanSchoiack from a previous encounter and I knew that he was partially deaf. I made a strong effort to stand directly in front of him so that he could read my lips and I used hand signals along with verbal commands to direct him. I held my hand up for him to stop along with verbal commands. I explained to VanSchoiack that I was contacting him because he was consuming liquor in a public park which is a violation of Spokane Park Rules.

VanSchoiack velled at me and waived a wallet in front of my face. VanSchoiack turned and walked eastbound through the Park holding an open alcoholic container. I told VanSchoiack to stop and sit on the sidewalk along with hand signals. VanSchoiack ignored my command and tried to continue eastbound. VanSchoiack became very angry, was yelling and was tensed up. I asked VanSchoiack to just sit down where he was at and pointed at the open can of beer in his hand. VanSchoiack immediately threw the beer can down to the ground with what seemed to be all his might and stomped on it with his right foot. The beer was about half full and when VanSchoiack stomped on the can, the beer was sprayed all over Ofc. Donaldson who was standing about 6 feet away.

VanSchoiack had not been searched and was getting very agitated and acting in a very aggressive manner (balled up, clenched fists and flushed face). VanSchoiack is a very large man and was very intoxicated making it hard to predict how he was going to react.

Ofc. Donaldson went to remove VanScholack's backpack, because it was hanging down on his left shoulder and could have been used as a weapon. VanSchoiack let go of the backpack, but then turned and tried to walk away. I took arm control of VanSchoiack's right arm who immediately tensed the muscles in his arm and tried to pull away from me and Ofc Donaldson. VanSchoiack continued to pull against my grip until VanSchoiack was guided to the ground. Ofc. Donaldson and I voiced to stop resisting and that VanSchoiack was under arrest. I assisted in handcuffing/DL and FS VanScholack in the prone position.

I asked VanSchoiack if he was injured or needed any medical attention. VanSchoiack advised me

Incident Report #1 CONTINUED ON NEXT PAGE

#### INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION

OBSTRUCT OFFICER

ATTEMPTED INCIDENT NUMBER

14-164905

that he was fine. I saw a red mark on his forehead.

I searched VanSchoiack incident to arrest and escorted him to my patrol car. I transported VanSchoiack to the Spokane County Jail and issued citation #4Z0556465, booked him on Obstructing Officer 10.07.032. I confirmed with Sgt. Lee to get a booking exception and filled out the necessary paper work at Jail.

I completed a PC Affidavit.

See other officers' reports.

I conducted no further investigation.

OFFICER/NUMBER/CALL SIGN

D.Groom/1180/D372

#### SUPPLEMENTAL REPORT

<i><b>Spokane</b></i> Ро	olice/Spokane Cou	inty Sneriir					Page 1
AGENCY NAME/SUBSTA	ATION	EVIDENCE NU	EVIDENCE NUMBER INCIDENT NUMBER				
SPD				14-1649	05		
REPORT PURPOSE			REPORTE			INCIDENT XREF	
			Sun	05/25/2014	18:06		
INCIDENT CLASSIFICAT	A DESCRIPTION	ATTEMPTED I	NCIDENT CLASS	IFICATION #2			ATTEMPTED
INCIDENT CLASSIFICAT	TION #3	ATTEMPTED I	NCIDENT CLASS	FICATION #4			ATTEMPTED
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	112.	EPORT DATE 05/25/2014		REPORT TIME 23:04	
PRIMARY CHARGE						UCR/NIBRS C	ODE
NARRATIVE							

On 052514 at approximatley 1800, Officer Groom and I were at Cook and Mission in our fully marked patrol car. We had been investigating a collision when citizen approached us. He advised Ofc Groom and I that a disorderly male was drinking beer in Chief Garry Park.

Ofc Groom drove our patrol car E/B on Sinto from Cook. There multiple baseball games currently being played. As such Sinto had many cars parked on it and there were multiple pedestrians. As Ofc Groom continued E/B I noted multiple people pointing at male near a white minivan. I noted the male, later identified Troy Vanschoiack, was talking to the family near the van. Vanschoiack was gesturing with his hands wildly. I noted the woman gave our patrol car a nervous look.

Ofc Groom parked our patrol car just east where Vanschoiack was standing. We walked to Vanschoiack and Ofc Groom contacted him. Vanschoiack yelled at Ofc Groom and did not respond further. Ofc Groom again requested Vanschoiack's ID. Vanschoiack responded by raising his wallet in his right hand and shaking it a foot from Ofc Groom's face. Vanschoiack was holding an open Hurricane brand beer can in his left hand with a bag of chips. He was also carrying a backpack over his left shoulder.

Vanschoiack turned and walked E/B from Ofc Groom. Ofc Groom ordered Vanschoiack to sit on the curb. Vanschoiack did not continued walking E/B. Ofc Groom moved in front of Vanschoiack and told him to sit down where he was. He advised that Vanschoiack was drinking a beer in the park and he needed to stop.

I noted Vanschoiack turn towards Ofc Groom suddenly. He raised the open beer can above his head and threw it down onto the sidewalk, seemingly with all of his might. Vanschoiack then stomped on the beer can with his right foot. The beer from the can was forced out and covered me, even though I was standing approx. six feet away.

Vanschoiack turned to yell at Ofc Groom. He had not been frisked for weapons and still had his backpack. I stepped in to him and pulled the backpack from his left shoulder. Vanschoiack did not notice me and as the pack's strapped neared his hands, Vanschoiack brought his hands together. To prevent him from grabbing backpack I pulled it through his hands and placed it on the ground.

Vanschoiack turned and then took a step E/B. I moved in and took left arm control of Vanschoiack

ID NO /NAME OF REPORTING OFFICER	DISTRIBUTION		
#973 - Donaldson, Nathan			
APPROVAL	DATE/TIME		
#244 - Lee, Thomas	05/26/2014	02:07	

Supplemental Report #1

05/26/2014 02:07:59.156

#### SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION	ATTEMPTED	INCIDENT NUMBER	
OBSTRUCT OFFICER		14-164905	

as Ofc Groom took right arm control. I noted Vanschoiack tensed all of the muscles in his arm. He attempted to pull his left arm into his centerline where he would have a leverage advantage against me. I noted his left hand was clenched in a fist and his knuckles were white as if he were squeezing his hands very hard. Vanschoiack leaned towards me, trying to distance himself from Ofc Groom.

I was required to apply a forward takedown technique for the following reasons:

-Vanschoiack was obstructing Ofc Groom's lawful orders to stop and sit down so that Ofc Groom could further his investigation.

-Vanschoiack had not been frisked for weapons. He was carrying a backpack which could contain or be used as a weapon. He was very animated and was yelling loudly intoxicated and physically larger than Ofc Groom. Groom's calm requests. Vanschoiack was Based on my experience and training intoxicated persons can rapidly become violent and unpredictable. As such he was an immediate threat to our safety if not quickly detained. are

-When I took left arm control of Vanschoiack he immediately tensed the muscles in his left arm and pulled his arm into his centerline where he had a leverage advantage and possibly a concealed weapon. When he was not successful he leaned his whole body towards me, in an attempt to get away from Ofc Groom who had right arm control of him

I took hold of Vanschoiack's long hair with both of my hands and guided him to the ground with a forward takedown. I guided Vanschoiack away from the sidewalk and onto the grass of the Park.

I placed my knee on the back of Vanschoiack's neck and upper back to restrain his movements. I told Vanschoiack that he was under arrest and ordered him to stop resisting. He did not listen to me and he continued to tense his left arm and tried to reach under his body. I was required to pull his left arm behind his back and Ofc Groom and I handcuffed him in the prone position.

We escorted Vanscholack to our patrol car where he was placed in the back.

We transported Vanschoiack to Spokane County Jail where he was booked.

See Ofc Groom's report for further.

Sergeant Lee was advised of the above information.

N. Donaldson #973 Team #11

#### SUPPLEMENTAL REPORT

Spoka	ne Po	lice/Spoka	ane County She	eriff					Page 1
AGENCY NAM				EVIDENCE N	NUMBER		INCIDENT NUMBER		
SPD							14-164905		
REPORT PU	RPOSE					REPOR'		1ME 8:06	INCIDENT XREF
INCIDENT CL	ASSIFICAT	ION #1		ATTEMPTED	INCIDENT		FICATION #2		ATTEMPTED
DISORE	ERLY (	CONDUCT							
INCIDENT CL	ASSIFICAT	ION #3		ATTEMPTED	INCIDENT	CLASSIF	FICATION #4		ATTEMPTED
DISPATCH T	PATCH TIME ARRIVED TIME CLEARE			LEARED TIME		100000	PORT DATE 5/25/2014		PORT TIME 8:43
PRIMARY CH	ARGE								UCR/NIBRS CODE
VICTIM/W	ITNESSE	S/OTHERS	V-Decement, OW-Owner of Prope PS Passenger, RO-Registered Ow A Arm Joy Person, CON-Contact.	ty, C-Complement, PE Pener, RU-Runnway, S Suer	idestnan, W-W bed, V-Victim	Individual	Assurg, MiR-Petron Mentioned ( VB-Victim - Business, G-Logal C	Other, PC-Peo Judidian, D-Driv	e kinn - Cychri, IN-Institutional or, CV-Complainant is Victim.
CODE		ST, FIRST, MIDDLE				200	RACE/ETHNICITY		DATE OF BIRTH/AGE
W-1	-	Corinne	Luan	Loves		<b>F</b> DESCRI	W-White/Non-Hi	spanic	03/09/1965 49
HEIGHT	WEIGHT	BUILD	HAIR	EYES		DESCRI	PTORS		
CONFIDENT- ADDRESS: STREET, CITY STATE ZIP  17802 N Lidgerwood, Colbert, WA 99005					RESIDENTIAL STATUS PHONE				
PLACE OF EN	IPLOYMEN	T/SCHOOL/ADRESS				OCCUPATION EMPLOYER PHONE			
(509) 97									
CODE W-2	NAME: LA	ST, FIRST, MIDDLE #2d				SEX M	RACE/ETHNICITY  W-White/Non-Hi	spanic	DATE OF BIRTH/AGE 01/12/2001 13
HEIGHT	WEIGHT	BUILD	HAIR	EYES		DESCRI	PTORS		
CONFIDENT-		: STREET, CITY ST. E Woodglen C	ATE ZIP Court, Spokane, WA	99218		RESIDEN	TIAL STATUS	10000	ONE 509) 465-4817
PLACE OF EN	MPLOYMEN'	T/SCHOOL/ADRESS			(	OCCUPATION			PLOYER PHONE
ADDITIONAL (Home) (		5-4817							
NARRATI	VE								
			hrs, I responded						person to assist

On 052514 at 1806 hrs, I responded to 2500 E Mission reference a Disorderly person to assist Ofc. Groom and Donaldson. Upon arrival, I heard Ofc. Groom state over the air he had one in custody. Upon arrival, I assisted Ofc. Groom in searching the arrestee, Troy Vanschoiack. I realized Troy was possibly deaf but he was also highly intoxicated. He was detained in the back of the police car.

There was a baseball game in the park so parents and children were everywhere. I contacted two witnesses down the street, Corinne Wall and her friend's son, ##2d #2d #2d.

Corinne stated they were all watching the baseball and so was Troy. He was not belligerent but was walking around drinking five or six beers and talking to the kids. He kept pulling beers from his backpack. He would "high five" the kids and ask the score from time to time. She was concerned

ID NO /NAME OF REPORTING OFFICER			DISTRIBUTION
#690 - Rosenthal, Marie			
APPROVAL	DATE/TIME		
#443 - Kakuda, Blaine	05/25/2014	20:33	

Supplemental Report #1

05/25/2014 22:30:11.633

#### SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION	ATTEMPTED	INCIDENT NUMBER
DISORDERLY CONDUCT		14-164905

only because of the drinking he was doing in the park around the kids.

stated he saw the officers approach Troy and tell him he was "under arrest" and to "stop resisting." He heard Troy tell the officers he was deaf and could not hear them. Troy refused to put his hands behind his back several times not because he could not hear but because he did not want to.

I advised Ofc. Groom and Donaldson of my witness' statements, then cleared with this additional report. See their reports for further information.

M Rosenthal #690

#### SUPPLEMENTAL REPORT

AGENCY NAME/SUBSTA	ATION	EVIDENCE	HIMPED		INCIDENT NUMBE	D			
	ATION	EVIDENCE	NOMBER						
SPD					14-16490	15			
REPORT PURPOSE			REPORTED O		TED ON DATE TIME		INCIDENT XREF		
				Sun	05/25/2014	18:06	1.	4-164897	,
INCIDENT CLASSIFICAT	TION #1	ATTEMPTED	INCIDENT	CLASSIFIC	CATION #2				ATTEMPTED
OBSTRUCT OF									
INCIDENT CLASSIFICA	TION #3	ATTEMPTED	INCIDENT CLASSIFICATION #4						ATTEMPTED
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPO	ORT DATE		REPORT TIME		
					05/25/2014		20:41		
PRIMARY CHARGE								UCR/NIBRS COD	E
Starten da Village and inter-		Ass. MPSI/Assemble Market		OR SHOOL		Walter Street	Can Valer and		MANAGE STATE OF THE PARTY OF TH
NARRATIVE		第四层设置作品的对抗电影	Call Vise		III III OVER INSTALLA				

I was working as the team corporal and out of grade sergeant in the team sergeant's absence. Ofc. Groom, working as a probationary officer with Ofc. Donaldson in a field training car, notified me that he had arrested Vanschoiack for obstructing in Chief Garry Park. He requested a booking exception because of Vanschoiack's intoxication and likelihood to continue his disorderly conduct. He informed me that officers had used a defensive tactic to effect the arrest which resulted in injuries consistent with prone cuffing. I called the jail sergeant and obtained a booking exception. I notified Ofc. Groom of the booking exception and told him that I would meet him at the jail.

Meanwhile, I phoned Sgt. Lee and informed him of these details. He directed me to notify him if the details change.

I met Ofc. Groom and Ofc. Donaldson at the jail where they explained the situation further, including that Vanschoiack had smashed a beer can on the ground and stomped on it while close enough to spray Ofc. Donaldson with beer, had actively resisted arrest, and was taken to the grass covered ground by use of a hair takedown to prone cuffing. They further explained that Vanschoiack is deaf.

I contacted Vanschoiack as he lay on the cement floor of a jail holding cell. Jail staff members were present. The holding cell smelled heavily of alcoholic beverages. Vanschoiack and I communicated verbally best we could, and he pointed to a mark and redness on his forehead, a small abrasion on his left hand, slight redness on his right wrist, a tear on the right pant leg of his pants, and an old injury covered by a thick dried scab on his right knee under the tear in his pants. I photographed these as he pointed them out. It had become obvious to me that he was heavily intoxicated. It had also become obvious that Vanschoiack was probably deaf.

Vanschoiack's injuries looked to be consistent with use of a hair takedown to prone cuffing as Ofc. Groom and Ofc. Donaldson had explained.

I recontacted Sgt. Lee by phone and informed him of these new details. Sgt. Lee responded to the jail for further investigation.

See Ofc. Groom's and / or Ofc. Donaldson's arrest reports.

An additional report has been completed.

ID NO /NAME OF REPORTING OFFICER		DISTRIBUTION	
#463 - Denton, Joseph			
APPROVAL	DATE/TIME		
#244 - Lee, Thomas	05/25/2014	22:34	

Supplemental Report #1

05/25/2014 22:35:31.710

D--- 4

# SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION
OBSTRUCT OFFICER

ATTEMPTED
INCIDENT NUMBER
14-164905

Cpl. J. Denton #463 / p316