



## SPOKANE POLICE DEPARTMENT

FRANK STRAUB, JR.  
CHIEF OF POLICE

### Internal Affairs Exemption Log



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

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

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

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



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

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

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



## Spokane Police Department Use Of Force Report

**Incident Entered By:** Sergeant Thomas Lee

### Incident Details

<b>Date Received</b>	<b>Date of Occurrence</b>	<b>Time of Occurrence</b>
6/2/2014	6/1/2014	19:07
<b>Record ID #</b>	<b>Incident No</b>	<b>IA No</b>
8285	14-173773	F14-045
<b>Date/Time Entered</b>		
6/2/2014 00:26		

### Incident Summary

Multiple officers responded when 9-1-1 rec'd a call that two males were arguing over a road rage incident and one was now threatening the other with a gun. Arriving officers found the males arguing loudly with each other. One, later identified as Loren Toney, Jr., was holding a Glock pistol in his hand.

Ofc. Quarles, with knowledge that witnesses told 9-1-1 the armed man had pointed his gun at the second man, and recognizing the threat posed by this male, pointed his rifle at the suspect and ordered him to drop his gun. Quarles had to order him to drop the weapon twice more before he finally did so. Quarles then lowered his rifle to the low ready position until the suspect's handgun was secured by another officer.

The second man was identified as Todd Bates.

Officers separated the two men and conducted interviews with both along with witnesses.

I spoke with Mr. Toney, Jr., who was extremely agitated. He appeared intoxicated and admitted to drinking, "Two beers." His father, Loren Toney, Sr., later told me that Loren, Jr. had been drinking all day. Loren Toney, Jr. was very difficult to speak with due to his condition. He frequently interrupted me and any other officer who tried to speak with him. He refused to accept any responsibility for his actions and thought it perfectly logical to leave the safety of his home to bring out a gun over an allegation of speeding. He cited the root of speeding vehicles to be two drug houses nearby and blamed the police for not taking down the alleged drug dealers. He had no questions or concerns about Ofc. Quarles pointing his weapon at him.

Sgt. T. Lee

In compliance with policy per Assistant Chief Dobrow 06/03/14.

### Incident Location

• 5800 Lincoln ST, Direction: N

### Use of Force Specific Information

<b>Reason for Use of Force</b>	<b>Service Being Rendered</b>	
Threat to harm others	Call For Service	
<b>Weather Condition</b>	<b>Lighting Condition</b>	<b>Distance to Citizen</b>
Clear	Daylight	15 feet to 18 feet
<b>Citizen Injured</b>	<b>Citizen Taken to Hospital</b>	<b>Citizen Arrested</b>
No	No	No

**More than 1 Citizen Involved**

Yes

**Citizen's Build**

Medium

**Citizen's Height**

5'10" to 6'0"

**Officer Assessment of Citizen Condition During Incident**

Alcohol

**Officer(s) Injured**

No

**Officer(s) Taken to Hospital**

No

**Complainant/Involved Citizen Information**

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**Loren M Toney**

DOB: 8/1/1977 Race: Gender: Male

**Address**

- 5811 Lincoln ST, Direction: N, Spokane, WA

**Phone**

- (509) 879-7073

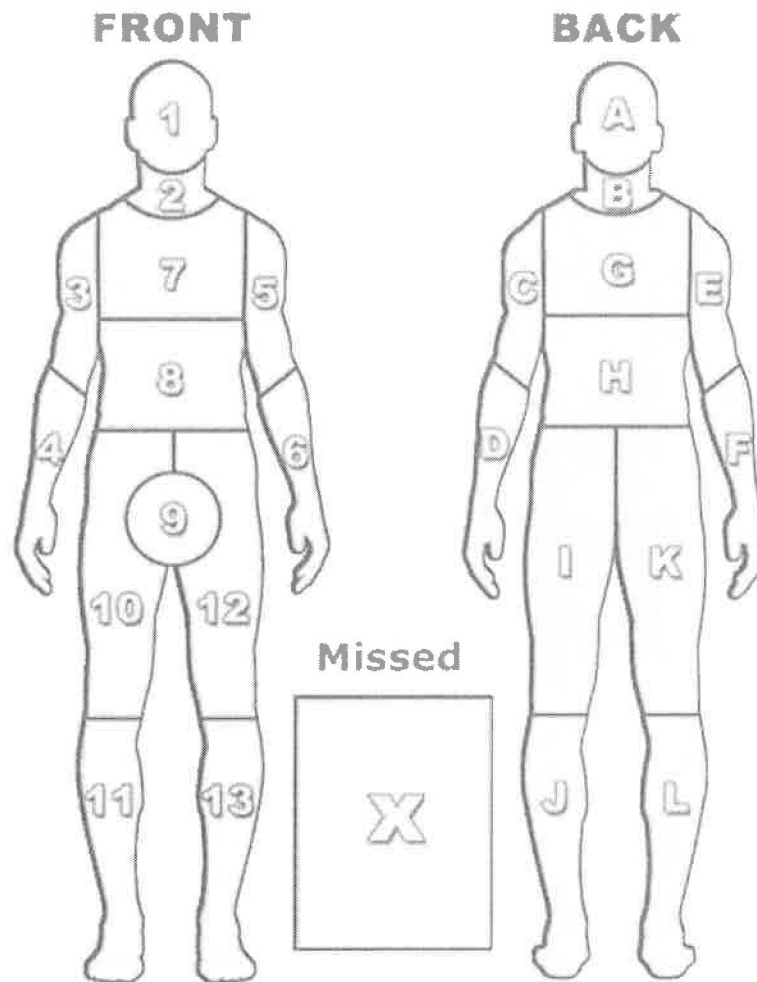
**Involved Officers**

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**Officer Darrell Quarles - 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		



## Citizen Witnesses

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#2d

DOB: 12/3/1997 - Gender: Female

**Todd Bates**

DOB: 6/7/1973 - Gender: Male

**Address**

• 4009 Ash ST, Direction: N, Spokane, WA

**Phone**

• (509) 868-7370

**Rebecca Davila**

DOB: 11/1/1976 - Gender: Female

**Address**

• 5816 Lincoln ST, Direction: N, Spokane, WA

**Phone**

- (509) 217-2788

**Tompall Nichols****DOB: 7/4/1977 - Gender: Male****Address**

- 5816 Lincoln ST, Direction: N, Spokane, WA

**Phone**

- (509) 217-2788

**Loren Toney****DOB: 8/21/1945 - Gender: Male****Address**

- 6208 Ash ST, Direction: N, Spokane, WA

**Phone**

- (509) 329-8483

**Officer Witnesses****Lieutenant Thomas Hendren - payroll number:** #5c**Lieutenant Craig Meidl - payroll number:** #5c**Attachments**

Date Attached	Attachment Description	Attachment Type
6/2/2014	Reports and CAD 14-173773	pdf

**Chain of Command History**

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
6/2/2014	Sergeant Thomas Lee	Lieutenant Joseph Walker	(none)	Lt. Walker, Please review this UOF.	<input checked="" type="checkbox"/>	I have reviewed this incident and reports filed by officers. Officer Quarles was faced with an individual armed with a firearm when he arrived on scene. This individual initially refused to comply with Officer Quarles orders to put the firearm down. Officer Quarles also had information prior to arrival that the individual had pointed the firearm at other people at the scene. I find that Officer Quarles followed policy proper procedures when he pointed his patrol rifle at this armed individual to gain compliance based on the facts and circumstances he had at the time.
6/2/2014	Lieutenant Joseph Walker	Captain Daniel Torok	Sergeant Steven Braun	reviewed and sent to Capt Torok	<input checked="" type="checkbox"/>	I concur with Lt. Walker's findings that the force used was consistent with policy.
6/3/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	For review	<input checked="" type="checkbox"/>	I have reviewed this use of force, directly pointing of a firearm by Officer Quarles. Officer Quarles UOF was reasonable and within policy.

**Entering Officer Signature Line**

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Sergeant Thomas Lee

**Chain of Command Signature Lines**

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Lieutenant Joseph Walker

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Captain Daniel Torok

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Asst Chief Patrick Dobrow



Incident History for: #SP140173773 Xref: #SP140173779

Entered 06/01/14 19:07:02 BY 91117 911229  
Dispatched 06/01/14 19:08:09 BY PCC01 1141  
Enroute 06/01/14 19:08:09  
Onscene 06/01/14 19:10:48  
Closed 06/01/14 20:24:43

Initial Type: PERW Final Type: PERW (PERSON WITH A WEAPON)  
Initial Priority: 1 Final Priority: 1  
Disposition: 1A Source: 9 Primary Unit: B146  
Police BLK: SPA1NH  
Group: P1 Beat: Map Page: 31  
Loc: 5816 N LINCOLN ST ,SPK btwn W COLUMBIA AV & W CENTRAL AV <900> (V)  
Loc Info: ACROSS STREET  
Name: REBECCA Addr: SAME Phone: 5092172788

/190702 (911229) ENTRY NEIGHBS HAVE GUNS PULLED ON MALE. XFER.  
/190754 (1123 ) SUPP TXT: COMP IS STATING THAT THE NEIGHBORS HAVE A  
MALE AT GUN POINT FOR DRIVING T OO FAST  
/190758 (1141 ) HOLD  
/190808 (1123 ) SUPP TXT: CAR IS STOPPED IN THE MIDDLE OF THE STREE  
T. IT IS STOPPED.  
/190809 (1141 ) DISPER L142 #388 MEIDL, CRAIG  
/190811 (1211 ) SUPP TXT: NEIGHBORS OUT SIDE WITH IT STOPP-ED IN TH  
E MIDDLE OF THE STREET  
/190832 (1141 ) ASSTER L244 #244 LEE, TOM  
/190836 (1123 ) SUPP TXT: THE NEIGHBOR HAS THE GUN IN HIS HAND STIL  
L. NOT POINTING THE GUN AT THE D RIVER NOW.  
/190840 (1207 ) \*ASSTER B146 [5816 N LINCOLN ST ,SPK]  
#1207 BERROW, SETH  
/190846 (1211 ) SUPP TXT: NEIGHBOR IS WM IN WHITE T SHIRT UPSET THA  
T THE CAR WAS SPEEDING  
/190847 (1206 ) \*ASSTER E282 [5816 N LINCOLN ST ,SPK]  
#1206 BROWNELL, MARK  
/190851 (1013 ) \*ASSTER E288 [5816 N LINCOLN ST ,SPK]  
#1013 QUARLES, DARRELL  
/190907 (1123 ) SUPP TXT: LOTS OF YELLING HEARD IN THE BACKGROUND.  
/190915 (482 ) \*ASSTER L182 [5816 N LINCOLN ST ,SPK]  
#482 HENDREN, THOMAS  
/190916 (1211 ) SUPP TXT: THE VEHICLE STOPPED AND NOW MALE NO SHIRT  
IS OUT OF THE CAR YELLING AT EA CH  
/190937 (1123 ) SUPP TXT: THERE ARE PEOPLE IN THE CAR. EVERYONE IS  
YELLING AT EACH OTHER. THE NEIGH BOR PUT THE G  
UN BACK IN HIS PANTS.  
/190942 (1211 ) SUPP TXT: NEIGHBOR JUST PUT GUN BACK IN HIS PANTS  
/190942 (1136 ) \*ASSTER A310 [5816 N LINCOLN ST ,SPK]  
#1136 HARVEY, DALE  
/190953 (691 ) \*ASSTER K12 [5816 N LINCOLN ST ,SPK]  
#691 GORMAN, PAUL  
/190954 (1180 ) \*ASSTER A324 [5816 N LINCOLN ST ,SPK]  
#1180 GROOM, DARYL  
#935 GEREN, NICK  
/190958 (1211 ) SUPP TXT: THE SUBJECTS ARE STILL OUT SIDE VERBAL AR  
GUING  
/191007 (1123 ) SUPP TXT: THE VEH IS A 4 DOOR LARGER SEDAN. LIGHT B  
LUE OR SILVER IN COLOR  
/191009 (1211 ) SUPP TXT: CAR IS LIGHT BLUE  
/191027 SUPP TXT: CAR IS 4 DOOR POSSIBLE A OLDER MODEL LARG  
ER TYPE

/191037 (1141 ) CROSS  
/191048 (1123 ) SUPP  
  
/191048 (1141 ) ONSCNE E288  
/191053 ONSCNE E288  
/191110 \$CROSS  
/191110 DUP  
/191110 DUP  
  
/191117 (1123 ) SUPP  
/191131 (1211 ) SUPP  
  
/191204 SUPP  
/191256 (1141 ) MISC E288  
/191321 (1207 ) \*ONSCNE B146  
/191323 (1141 ) ONSCNE L182  
/191333 (244 ) \*ONSCNE L244  
/191127? (911229) SUPP  
  
  
  
/191336 (1211 ) SUPP  
/191342 (388 ) \*ONSCNE L142  
/191127? (911229) SUPP  
  
  
  
/191427 (1206 ) \*CLEAR E282  
/191431 (1180 ) \*ONSCNE A324  
/191435 (1141 ) MISC L142  
/191504 (1136 ) \*ONSCNE A310  
/191749 (1180 ) \*REMINQ A324  
  
/191835 (1123 ) REMINQ E288  
  
/192911 (691 ) \*CLEAR K12  
/193422 (1141 ) REMINQ E288  
/193437 MISC  
  
/193437 MISC  
  
/193437 MISC  
/193437 MISC  
/193437 MISC  
  
/193437 MISC  
  
/193437 MISC  
  
/193437 MISC  
  
/193437 MISC  
  
/193437 MISC

#SP140173779  
TXT: RIGHT NOW IT'S A VERBAL ARGUMENT BETWEEN  
ALL PARTIES INVOLVED.  
 , AREA  
 , RESTRICTED  
#SP140173779  
#SP140173779  
NAM: TY  
ADR: SAME  
PHO: 5098687370  
TXT: THERE IS POSSIBLY A CHILD IN THE CAR.  
TXT: IT STARTE WHEN THE NEIGHBOR YELLED AT THE  
CAR ABOUT SPEEDING THE CAR STOP PED, COMP UNS  
URE WHEN THE GUN WAS PULLED  
TXT: COMP IS REBECCA DAVIAL 11011976  
 ,GUN CONTAINED  
  
NAM: SPRINT,  
ADR: PH2,  
PHO: 5098687370,  
TXT: OPEN LINE, MALES YELLING IN BG. TOWER:640  
0 N CEDAR RD - SE SECTOR LAT:+047.710962 LONG:  
-117.424836 UNCRT:14  
TXT: COMP CAN SEE THE OFFICER AT HIS VEHICLE  
  
NAM: SPRINT,  
ADR: PH2,  
PHO: 5098687370,  
TXT: CAD SHOWING LE ONSCENE, DISCONNECTING. ##  
#

,C4 W/WHAT WE HAVE

#3a

,PSTAT/ASST

#3b

#3c

/193437 MISC  
/193437 MISC  
/193437 MISC  
/193437 MISC

#3c

/194939	(482	)	*CLEAR	L182	, PSTAT/ASST PSTAT/RPT
/194945	(244	)	*CLEAR	L244	, PSTAT/ASST
/195101	(1207	)	*NEWLOC	B146	[PAPER]
/195146	(388	)	*MISC	L142	, PSTAT/RPT
/195154			*MISC	L142	, PSTAT/ASST
/195159			*CLEAR	L142	DSP: 8B
/195721	(1180	)	*CLEAR	A324	, 8B PSTAT/ASST PSTAT/RPT
/200914	(1136	)	*CLEAR	A310	, PSTAT/ASST PSTAT/RPT
/202424	(1013	)	*CLEAR	E288	DSP: 8B --> 1A
					, PSTAT/CFS PSTAT/RPT
/202443	(1207	)	*CLEAR	B146	, PSTAT/ASST PSTAT/RPT
/202443			CLOSE	B146	

# INCIDENT REPORT

**Spokane Police/Spokane County Sheriff**

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-173773</b>	
INCIDENT TYPE <b>Gun Involved, Information</b>		INCIDENT CLASSIFICATION #1 <b>DISORDERLY CONDUCT</b>		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 <b>Sun 06/01/2014 19:07</b>	DATE/TIME	OCCURRED ON <b>Sun 06/01/2014 19:00</b>	DATE/TIME	OCCURRED TO <b>Sun 06/01/2014 19:10</b>	DISTRICT
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE <b>06/01/2014</b>	REPORT TIME <b>19:58</b>	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE					UCR/NIBRS CODE
LOCATION OF INCIDENT <b>5816 N Lincoln, Spokane, WA 99208</b>				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS <b>None</b>					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS <b>S. Berrow; T. Hendren; C. Meidle</b>					
<b>SUSPECTS</b> <small>V-Deceased; OW-Owner of Property; C-Complainant; PE-Pedestrian; W-Witness; M-Missing; MIR-Person Mentioned; O-Other; PC-Pedestrian; Cyclist; IN-Infant/Child; PS-Passenger; RO-Registered Owner; RU-Runaway; S-Suspect; V-Victim; Individual; VD-Victim - Business; G-Legal Guardian; D-Driver; CV-Complainant is Victim; A-Arrested Person; CON-Contact</small>					
CODE <b>S-1</b>	NAME: LAST, FIRST, MIDDLE <b>Bates, Todd D</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
HEIGHT <b>6'01"</b>	WEIGHT <b>330</b>	BUILD <b>Heavy</b>	HAIR <b>Brown</b>	EYES <b>Blue</b>	DATE OF BIRTH/AGE <b>06/07/1973 40</b>
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY, STATE ZIP <b>4009 N Ash, Spokane, WA 99205</b>			RESIDENTIAL STATUS	PHONE <b>(509) 327-2613</b>
PLACE OF EMPLOYMENT/SCHOOL/ ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL ADDRESS <b>2324 W Sharp, Spokane, WA 99201</b>					ADDRESS TYPE <b>Home</b>
ADDITIONAL PHONES <b>(Home) (509) 327-2613, (Cell) (509) 868-7370</b>					

ID NO./NAME OF REPORTING OFFICER <b>#1013 - Quarles, Darrell</b>		DISTRIBUTION
APPROVAL <b>#409 - Boothe, Robert</b>	DATE/TIME <b>06/01/2014 22:59</b>	

Incident Report #1

06/02/2014 00:10:13.041

# INCIDENT REPORT CONTINUED

## Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION <b>DISORDERLY CONDUCT</b>				ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER <b>14-173773</b>	
<b>VEHICLES</b>							
CODI <b>V-1</b>	CIRCUMSTANCES <b>Suspect</b>		LICENSE NO. <b>366WKB</b>		STATE <b>WA</b>	LIC. YEAR	LICENSE TYPE
YEAR <b>1997</b>	MAKE <b>Oldsmobile</b>	MODEL <b>Aurora</b>	BODY STYLE <b>02: Sedan, 4 Door</b>		TOP/FRONT/ONLY COLOR <b>Aluminum or Silver</b>		VIN/HIN <b>1G3GR62CXV4124470</b>
SPECIAL FEATURES/DESCRIPTION							
DECAL NUMBER		REGISTERED OWNER <b>Bates, Todd D</b>				HOME PHONE <b>(509) 327-2613</b>	
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 <b>4009 N Ash, Spokane, WA 99205</b>				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	DAMAGE <input type="checkbox"/> Window <input type="checkbox"/> Interior <input type="checkbox"/> Top <input type="checkbox"/> Underside	SHADE IN DAMAGED AREA
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR			
RELEASE BY	DATE	TIME	RELEASE NO.	RELEASING AUTHORITY	OWNER NOTIFIED	DATE	TIME
OPERATOR'S NAME							
<b>NARRATIVE</b>							

On 06/01/2014 at approx. 1908 hours I was dispatched to a person with a weapon call at 5816 N. Lincoln. Dispatch advised a male was pointing a gun at another male in the street and they were arguing because the other male was driving too fast.

Upon arrival in the area I observed one male standing in the street with his shirt off and a vehicle parked sideways in the middle of the road. I observed another male standing in the yard on the west side of the street. He had a black semi automatic handgun in his right hand. I had my patrol rifle. Due to the male having a gun and I had already been advised by radio that the male with the gun had already pointed it at someone, I pointed my rifle at him and yelled at him to put the gun down, to gain compliance and get him to drop the weapon. He argued with me and told me he was the good guy. I kept my gun pointed in and again advised him to put the gun down. After telling him three times, he finally dropped the weapon in the yard. I then lowered my weapon to the low ready and directed him away from the weapon.

Upon arrival I was dealing with a possible crime of Assault 1st because he had already pointed the weapon at someone. He was still armed upon my arrival, and was still non complaint when I gave my first command for him to drop the weapon and there were many other citizens, including children on scene. Based on the above listed circumstances, I felt it necessary for me to point my weapon at him to gain compliance.

I advised him to sit on the curb near me and he complied.

I then contacted the male who had the gun pointed at him. He was identified as Todd D. Bates. He stated the following about the incident; he was driving by the area at a normal rate of speed when a male was standing in the yard and yelled at him to slow down because there was kids in the area. Todd stated he stopped his car and the male already had a gun in his hand. Todd stated the male then began threatening him and his children. At one point the male pointed the gun at him.

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

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INCIDENT CLASSIFICATION <b>DISORDERLY CONDUCT</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-173773</b>
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Todd stated when the male pointed the gun at him, Todd became angry and got out his vehicle and told him, "whats up? Shoot me then". Todd then took off shirt and challenged the male to fight.

Todd stated the male did not come out of his yard, but did point the weapon at him and threaten him.

Other responding Officers contacted neighbors and witness's. See their additional's for further.

Lt. T. Hendren responded as well. It was determined that based on the circumstances, no arrests were made.

D. Quarles #1013

T-7

# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-173773</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Sun 06/01/2014</b>		TIME <b>19:08</b>
INCIDENT CLASSIFICATION #1 <b>DISORDERLY CONDUCT</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE <b>06/01/2014</b>	REPORT TIME <b>22:30</b>
PRIMARY CHARGE					UCR/NIBRS CODE
<b>VICTIM/WITNESSES/OTHERS</b> <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MR-Person Mentioned, G-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Bully, G-Legal Guardian, D-Driver, CV-Complainant is Victim, AA-Arrested Person, CON-Contact</small>					
CODE <b>CON-1</b>	NAME: LAST, FIRST, MIDDLE <b>Toney, Loren A</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE <b>08/01/1977 36</b>
CONFIDENTIALITY <input type="checkbox"/>			ADDRESS: STREET, CITY STATE ZIP <b>5811 N Lincoln, Spokane, WA</b>		DESCRIPTORS
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			RESIDENTIAL STATUS		PHONE
OCCUPATION			EMPLOYER PHONE		
ADDITIONAL PHONES <b>(Cell) (509) 879-7073</b>					
<b>NARRATIVE</b>					

On 06/01/2014 I (Officer Groom) was dispatched to 5816 N. Lincoln in Spokane WA, reference a person with a weapon. It was reported that the neighbor's had a male at gun point for driving too fast in the neighborhood.

I arrived on scene around 1914 hours and contacted Loren Toney. Loren was the individual that had pulled the gun on the male that was driving too fast in the neighborhood.

Loren explained that the following happened:

He has lived at his residence located at 5811 N. Lincoln for the past 3 years. He lives there with his wife and kids. He was in the front yard with his father when a car drove by his house at about 40 MPH. Loren yelled at the car to slow down.

The car continued down the street about 4 blocks and then turned around. Loren saw the car turn around and this alarmed him. The car pulled just past his house and parked in the center of the street. Loren was worried about his family so he went into his house and grabbed his gun (a Glock pistol.)

Loren returned to his front yard and had the gun down to his right side. The male that was driving the car got out of the car and began yelling at him. The male was trying to fight him and this worried Loren. Loren explained that he cocked the gun, but left it down to his side. The male kept antagonizing him. The male took his shirt off and told Loren "put the gun down bitch".

ID NO./NAME OF REPORTING OFFICER <b>#1180 - Groom, Daryl</b>		DISTRIBUTION	
APPROVAL <b>#244 - Lee, Thomas</b>	DATE/TIME <b>06/02/2014 00:06</b>		

## SUPPLEMENTAL REPORT CONTINUED

**Spokane Police/Spokane County Sheriff**

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INCIDENT CLASSIFICATION <b>DISORDERLY CONDUCT</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-173773</b>
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Loren told the male to "get the fuck on" and "I'll call the cops". The male told Loren that he was going to "light up his house tonight." Loren was very worried about the comments that were made.

It was decided that both parties were going to go their separate ways and nothing was going to be charged for the incident. The male in the car left the scene and Loren was given his firearm back. Loren was advised to call 911 immediately if the car came back and that in the future call 911 as first option.

I conducted no further investigation.

OFFICER/NUMBER/CALL SIGN  
D.Groom/1180/A324



# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-173773</b>	
REPORT PURPOSE				REPORTED ON DATE <b>Sun 06/01/2014</b>	TIME <b>19:07</b>
INCIDENT CLASSIFICATION #1 <b>DISORDERLY CONDUCT</b>		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 <b>06/01/2014</b>	REPORT TIME <b>19:59</b>
PRIMARY CHARGE					UCR/NIBRS CODE
<b>VICTIM/WITNESSES/OTHERS</b> <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIP-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE <b>CON-1</b>	NAME: LAST, FIRST, MIDDLE <b>#2d</b>			SEX <b>F</b>	RACE/ETHNICITY <b>W-White</b>
DATE OF BIRTH/AGE <b>12/03/1997 16</b>					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>2324 W Sharp, Spokane, WA 99201</b>			RESIDENTIAL STATUS	PHONE <b>216-9583</b>
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES <b>(Home) 216-9583, (Cell) 868-8540</b>					
<b>NARRATIVE</b>					

On 6/1/14 at approximately 1908 hrs, I responded to 5816 N Lincoln to assist Officers on a person with a weapon call. On scene, I found that Officer Quarles had taken care of the male who had armed himself with a pistol. He asked me to interview anyone who was in the vehicle.

I contacted **#2d** (daughter of Todd Bates). She said that Todd, her and her siblings, were all in the car, returning home from dinner, when they passed by 5816 N Lincoln. She said a male yelled from a yard there, and they (the family) thought the male said "Hi Todd". She said her dad turned around down the street and returned. On arrival back where the male was standing, the man told Todd to slow down because there was kids in the area.

**#2d** said her dad instantly became angry and told the man to fuck off. She said there was a brief argument, and Todd got out of the car, approaching the man. She said the man then pulled a black, semi automatic pistol out and put it at his side. She said Todd began yelling at him, saying "You're going to shoot me!?" She said Todd then took his shirt and hat off, as if preparing to fight. She said the male pointed the pistol at Todd, then put it back down at his side. **#2d** said the male then began cussing at Todd, saying "Look at your piece of shit car, your kids are garbage." and pointed the pistol in her direction.

**#2d** said as Todd became more angry, and the man with the pistol continued arguing with Todd, an older man stepped in between the two of them, trying to calm things down. She said that was when police arrived on scene.

ID NO./NAME OF REPORTING OFFICER <b>#1207 - Berrow, Seth</b>		DISTRIBUTION	
APPROVAL <b>#409 - Boothe, Robert</b>	DATE/TIME <b>06/01/2014 22:48</b>		

## SUPPLEMENTAL REPORT CONTINUED

*Spokane Police/Spokane County Sheriff*

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INCIDENT CLASSIFICATION <b>DISORDERLY CONDUCT</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-173773</b>
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S. Berrow, 1207

# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-173773</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Sun 06/01/2014</b>	TIME <b>19:07</b>	INCIDENT XREF
INCIDENT CLASSIFICATION #1 <b>DISORDERLY CONDUCT</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME		REPORT DATE <b>06/01/2014</b>	REPORT TIME <b>20:34</b>
PRIMARY CHARGE					UCR/NIBRS CODE
<b>VICTIM/WITNESSES/OTHERS</b> <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CY-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE <b>W-1</b>	NAME: LAST, FIRST, MIDDLE <b>TONEY, LOREN MICHAEL</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
HEIGHT <b>5'11"</b>	WEIGHT <b>250</b>	BUILD <b>Heavy</b>	HAIR <b>Gray or Partially</b>	EYES <b>BLU - Blue</b>	DATE OF BIRTH/AGE <b>08/21/1945 68</b>
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>6208 N ASH, Spokane, WA 99205</b>			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES <b>(Cell) (509) 329-8483</b>					
DRIVER'S LICENSE <b>TONEYLM149WA</b>		<input type="checkbox"/> FAKE	STATE <b>WA</b>	SOCIAL SECURITY NO. <b>535-46-6164</b>	OTHER ID <b>(FBI No.) 94971EC2</b>
<b>NARRATIVE</b>					

On 6/1/14 at about 1913 hours I responded to 5800 N Lincoln on report of a person with a weapon. Prior to my arrival, Officer Quarles had arrived and ordered the subject with the handgun to drop the gun, which he did. Officer Quarles requested that I secure the weapon which was lying in a yard on the west side of the street.

I located a black, Glock automatic handgun, that was unloaded, with a magazine that contained multiple rounds, lying next to the handgun. I collected both items and held onto them during the investigation.

I contacted a witness to the incident, Loren Toney (Sr.). Loren advised that he was visiting his son Loren who lives on the block. He advised that he observed a vehicle (WA 366WKB) driving at a high rate of speed southbound on Lincoln by his son's home. He estimated the vehicle's speed at 30-40 mph in the 25 mph residential area. He said that his son yelled at the driver, Todd Bates, to slow down. He said that Bates continued south but turned around and drove back by the home northbound on Lincoln.

Loren said that Bates began to threaten his sone saying "I know where you live" and "I am gonna come back." He said that Bates got out of his car and began to "puff up." He explained that Bates was posturing as if he was going to physically fight his son.

ID NO./NAME OF REPORTING OFFICER <b>#482 - Hendren, Tom</b>		DISTRIBUTION	
APPROVAL <b>#409 - Boothe, Robert</b>	DATE/TIME <b>06/01/2014 22:46</b>		

## SUPPLEMENTAL REPORT CONTINUED

**Spokane Police/Spokane County Sheriff**

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INCIDENT CLASSIFICATION

**DISORDERLY CONDUCT**

ATTEMPTED



INCIDENT NUMBER

**14-173773**

Loren stated that his son, who has a permit, retrieved his handgun and walked out into his yard to confront Bates. He claimed that his son never pointed the gun at Bates during this confrontation. Shortly after this confrontation Officer Quarles arrived on scene.

After speaking to all of the parties involved as well as the witnesses to the event, it appeared that both Bates and Loren (Jr.) were acting disorderly. There was an allegation that Loren briefly pointed his gun in the direction of Bates but this was after Bates had made threats to Loren, taken his shirt off and began to approach him as if to physically fight with Loren. It should be noted that Bates was physically much larger than Loren and posed a significant threat of harm to Loren if he attempted to physically fight with him.

None of the parties were arrested at that time as it was a mutual disorderly situation. I spoke with Loren (Jr.) prior to returning his gun to him about the poor decision he made to grab his gun and confront Bates. He admitted to me that he had gone into his living room to get the gun before exiting the home to confront Bates in his yard. I advised that the best course of action was to return to his home, call 911, and remain inside with his family until officers arrived. It should also be noted that Loren admitted to consuming alcohol prior to the incident. I had an officer give the gun to Loren's wife (unloaded) and I gave Loren his magazine prior to leaving.

Lt. Hendren #482

# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

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AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-173773</b>	
REPORT PURPOSE				REPORTED ON DATE <b>Sun 06/01/2014</b>	TIME <b>19:07</b>
INCIDENT CLASSIFICATION #1 <b>ARGUMENT</b>		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #2	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #4	
DISPATCH TIME		ARRIVED TIME		REPORT DATE <b>06/01/2014</b>	
		CLEARED TIME		REPORT TIME <b>19:33</b>	
PRIMARY CHARGE					UCR/NIBRS CODE
<b>VICTIM/WITNESSES/OTHERS</b> <small>V-Deceased, CW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIP-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON-Contact</small>					
CODE <b>C-1</b>	NAME: LAST, FIRST, MIDDLE <b>Davila, Rebecca</b>			SEX <b>F</b>	RACE/ETHNICITY <b>W-White</b>
				DATE OF BIRTH/AGE <b>11/01/1976 37</b>	
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>5816 N Lincoln, Spokane, WA 99205</b>			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES <b>(Cell) 217-2788</b>					
CODE <b>C-2</b>	NAME: LAST, FIRST, MIDDLE <b>Nichols, Tompall A</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
				DATE OF BIRTH/AGE <b>07/04/1977 36</b>	
HEIGHT <b>5'10"</b>	WEIGHT <b>165</b>	BUILD <b>Medium</b>	HAIR <b>Brown</b>	EYES <b>HAZ - Hazel</b>	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP <b>5816 N Lincoln, Spokane, WA 99205</b>			RESIDENTIAL STATUS	PHONE <b>217-2788</b>
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
ADDITIONAL PHONES <b>(Home) 217-2788</b>					
DRIVER'S LICENSE <input type="checkbox"/> FAKE STATE SOCIAL SECURITY NO. <input type="checkbox"/> FAKE OTHER ID					
<b>#4b</b> <b>#4a</b>					

### NARRATIVE

on 6/1/14, at about 1908 hours, I responded to 5800 N Lincoln reference a possible road rage incident in which one person was pointing a handgun at another person.

Upon arriving, officer Quarrells and Lt Hendren were already on-scene. After the handgun was secured, I spoke with the original complainant, Rebecca Davila. Her boyfriend, Tompall Nichols, had also witnessed part of the confrontation.

Davila told me she was in the backyard when she heard a car (later determined to be driven by Bates) drive southbound in front of her residence. She said the car sounded loud like it was driving above the speed limit. She estimated the speed at 30 to 35 MPH. She then heard a male yell at the car, "Slow down!"

ID NO./NAME OF REPORTING OFFICER <b>#388 - Meidl, Craig</b>		DISTRIBUTION	
APPROVAL <b>#443 - Kakuda, Blaine</b>		DATE/TIME <b>06/01/2014 20:34</b>	

## SUPPLEMENTAL REPORT CONTINUED

**Spokane Police/Spokane County Sheriff**

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INCIDENT CLASSIFICATION <b>ARGUMENT</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-173773</b>
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It was quiet for several minutes when she started hearing yelling in the front street. She looked out front, as did Nichols. They saw the neighbor arguing with Bates (Bates had obviously returned). They saw Bates out of the car with his shirt off. The neighbor, who was standing on his yard, had a handgun down by his side. Bates moved closer to the neighbor, who briefly pointed the handgun at Bates before lowering it. Both Davila and Nichols heard the neighbor tell Bates that there were children in the area while they were arguing.

Nichols said Bates was yelling at the neighbor and talking "like he was in a gang."

Prior to speaking with the complainants, I heard Ofc Quarrells talking with Bates. Bates admitted that he got out of the car, ripped his shirt off, and told the neighbor, "Shoot me, bitch. Shoot me right there" (pointing to his chest over his heart).

I overheard the neighbor say that Bates had threatened to return later and burn his house down.

Indications are that the neighbor stayed in his yard and pointed the handgun at Bates after Bates exited the car, ripped his shirt off, and started to move towards the neighbor.

Meidl

# SUPPLEMENTAL REPORT

## Spokane Police/Spokane County Sheriff

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AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-173773</b>	
REPORT PURPOSE				REPORTED ON DATE <b>Sun 06/01/2014</b>	TIME <b>19:07</b>
INCIDENT CLASSIFICATION #1 <b>DISORDERLY CONDUCT</b>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE <b>06/01/2014</b>		REPORT TIME <b>19:54</b>
PRIMARY CHARGE					UCR/NIBRS CODE
<b>VICTIM/WITNESSES/OTHERS</b> <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Runaway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Armed Person, CON-Contact</small>					
CODE <b>CON-1</b>	NAME: LAST, FIRST, MIDDLE <b>#2a</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
DATE OF BIRTH/AGE <b>11/16/2001 12</b>					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
CODE <b>CON-2</b>	NAME: LAST, FIRST, MIDDLE <b>#2a</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
DATE OF BIRTH/AGE <b>07/10/2007 6</b>					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
CODE <b>CON-3</b>	NAME: LAST, FIRST, MIDDLE <b>#2a</b>			SEX <b>-</b>	RACE/ETHNICITY <b>-</b>
DATE OF BIRTH/AGE <b>01/09/2003 11</b>					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION	EMPLOYER PHONE
<b>NARRATIVE</b>					

On 06-01-2014 at approximately 19:08 hours, I (Ofc. Harvey) responded to 5816 N Lincoln St for a person with a weapon. Upon my arrival, I assisted other officers with speaking with Todd Bates children. He had three kids in the car with him, **#2a** (11-16-01), **#2a** (7-10-07), and **#2a** (01-09-03).

Each of the kids made it sounds like the confrontation was a miss understanding. They were circling around to help a female with her sprinkler, when the neighbor across the street came out with a gun. Todd exited the car, started taking his shirt and hat off and was arguing with the male. The male

ID NO./NAME OF REPORTING OFFICER <b>#1136 - Harvey, Dale</b>		DISTRIBUTION	
APPROVAL <b>#443 - Kakuda, Blaine</b>	DATE/TIME <b>06/01/2014 20:31</b>		

## SUPPLEMENTAL REPORT CONTINUED

*Spokane Police/Spokane County Sheriff*

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INCIDENT CLASSIFICATION

**DISORDERLY CONDUCT**

ATTEMPTED

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INCIDENT NUMBER

**14-173773**

had a gun and was threatening to shoot their dad.

See Ofc. Quarles, Ofc. Groom's, and Ofc. Berrow's reporting for further details.

Officer D. Harvey #1136

Team 12