



**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	<u>Name / Identity</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1b	<u>Date of birth</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1c	<u>Personal home, work or cell phone number</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1d	<u>Residential address</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
#1e	<u>E-mail address</u> of witness who fears for his/her safety and wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2) (Investigative, law enforcement, and crime victims)
<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, 122 Wn.App. 84, 94 (2004)</i>
#2c	Child Victim of Sexual Assault	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
#2d	Child victims or child witnesses	Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
<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 Identocard	This information constitutes personal identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	18 USC § 2721 (Prohibition On Release And Use Of Certain Personal Information From State Motor Vehicle Records); RCW 42.56.050 (Invasion of privacy), RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#4c	Credit/Debit Card Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4d	Electronic Check/Check Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4e	Card Expiration Dates	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4f	Bank Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
#4g	Financial Institution Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56.230(5) (Personal Information), RCW 42.56.060 (Invasion of privacy)
<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 identocard revealing the identity of an individual performing undercover law enforcement, confidential public health work, public assistance fraud, or child support investigative activity.	RCW 42.56.230(7)(c) (Personal Information)
#7d	Law Enforcement Information Sheet	Contains confidential data used for law enforcement purposes. Disclosure has no legitimate value to the public and can endanger an individual's safety. Contains specific 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 John Gately  
**Assigned Investigator:** Sergeant John Gately

### Incident Details

<b>Date Received</b>	<b>Date of Occurrence</b>	<b>Time of Occurrence</b>
7/13/2014	7/13/2014	10:09
<b>Record ID #</b>	<b>Incident No</b>	<b>IA No</b>
8354	14-228175	F14-062
<b>Date/Time Entered</b>		
7/13/2014 12:21		

### Incident Summary

Cpl McCollough initiated a t/s on Wa AMH5706 which was being driven by Laine at Cedar and Cleveland. Laine told his passenger we are getting pulled over. Laine made a quick turn onto Grace from Cedar pulled over jumped out of the driver seat and ran to the front of his vehicle. Ofc Cole had pulled up in front of the suspect vehicle and Laine attempted to run around the passenger side of his vehicle. Ofc D Howe had run up on the passenger side and cut off Laine's escape route. Ofc Howe, Ofc Cole and Laine all collided on the grass parking strip. Ofc Howe's right knee inadvertently made contact with the right side of Laine's head as he was going to the ground. Laine was knocked unconscious by the inadvertent contact and being unable to catch himself his head struck the side walk causing a small abrasion the the left side of his head. Laine quickly regained consciousness and was hand cuffed.

Cpl McCollough immediately requested medics who responded and medically cleared Laine. McCollough took photos of the scene and injuries to Laine and Ofc Howe.

Witness Trujillo was a passenger in Laine's vehicle sitting in the front seat. She said Laine told her they were getting pulled over. She said he finally stopped the car quickly jumped out and tried to runaway but ran right into the officers. She said they all went to the ground and Laine hit his head on the side walk. I asked if this would have happened and if Laine had not ran from the car and she said No.

Witness Sanders was riding with Cpl McCollough. He the driver was trying to runaway when the officers ran up and they all collided and went to the ground. Ofc Howe received a small cut on his right knee when it inadvertently made contact with Laine's head. Based on the totality of the circumstances Ofc Howe and Ofc Coles actions were justified.

In compliance with policy per Assistant Chief Dobrow 07/30/14.

### Incident Location

- 1200 Grace, Direction: W, Spokane, WA 99205

### Use of Force Specific Information

<b>Reason for Use of Force</b>	<b>Service Being Rendered</b>	
Fleeing (Misdemeanor)	Self Initiated	
<b>Weather Condition</b>	<b>Lighting Condition</b>	<b>Distance to Citizen</b>
Clear	Daylight	Contact
<b>Citizen Injured</b>	<b>Citizen Taken to Hospital</b>	<b>Citizen Arrested</b>
Yes	No	Yes
<b>More than 1 Citizen Involved</b>		
No		



**Citizen's Build**

Small

**Citizen's Height**

5'7" to 5'9"

**Officer Assessment of Citizen Condition During Incident**

Unknown

**Officer(s) Injured**

Yes

**Officer(s) Taken to Hospital**

No

**Complainant/Involved Citizen Information**

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**Jay H Laine**

DOB: 4/20/1967 Race: White Gender: Male

**Address**

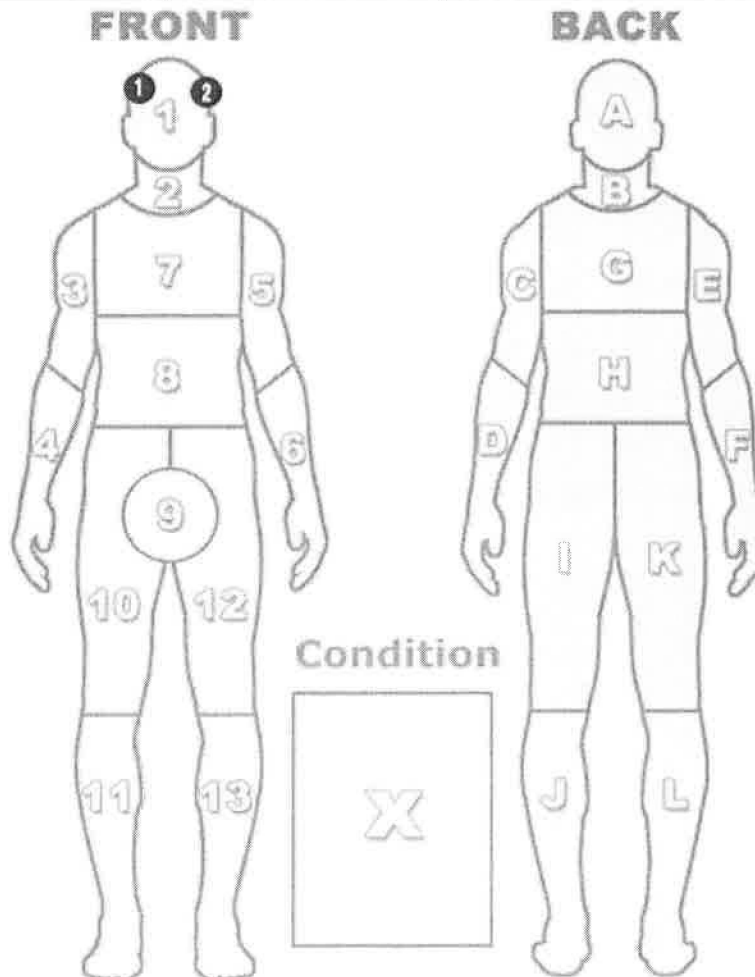
- 1903 Wellesley AV, Direction: E, Spokane, WA 99207

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

- Active Resistance

**Injuries sustained by this citizen**

Injury	Regions	Injury Locations
Minor Injury	1	1, 2



**Charges against this citizen**

- Obstructing

**Involved Officers**

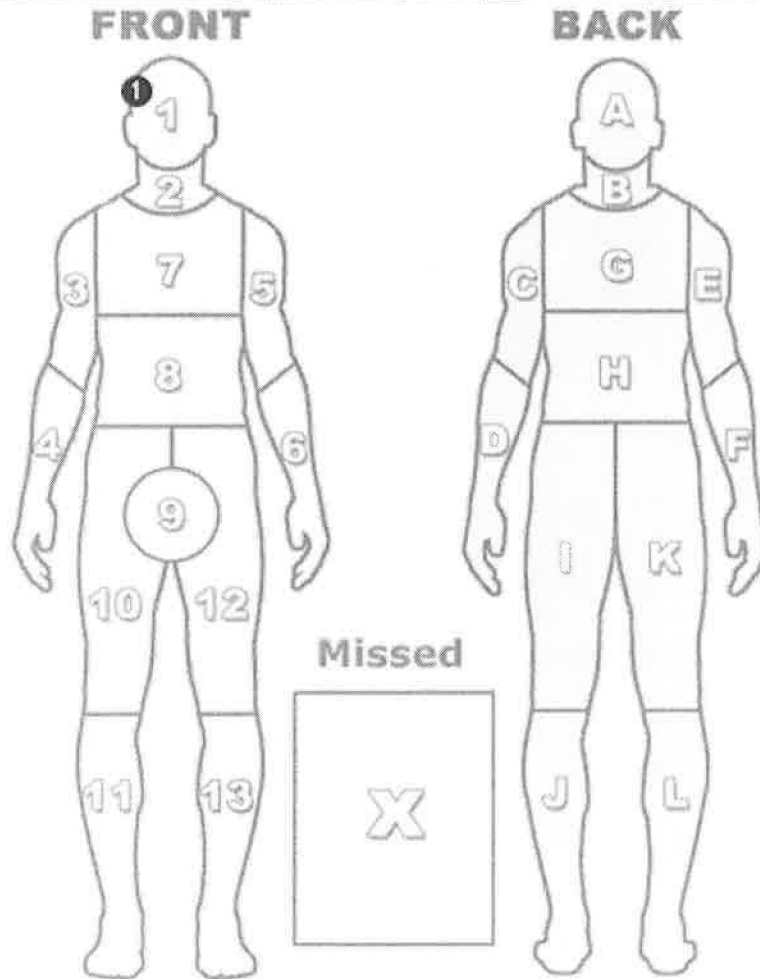
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**SPO Dustin Howe - Payroll Number:**

**Force used by this officer against the citizen**

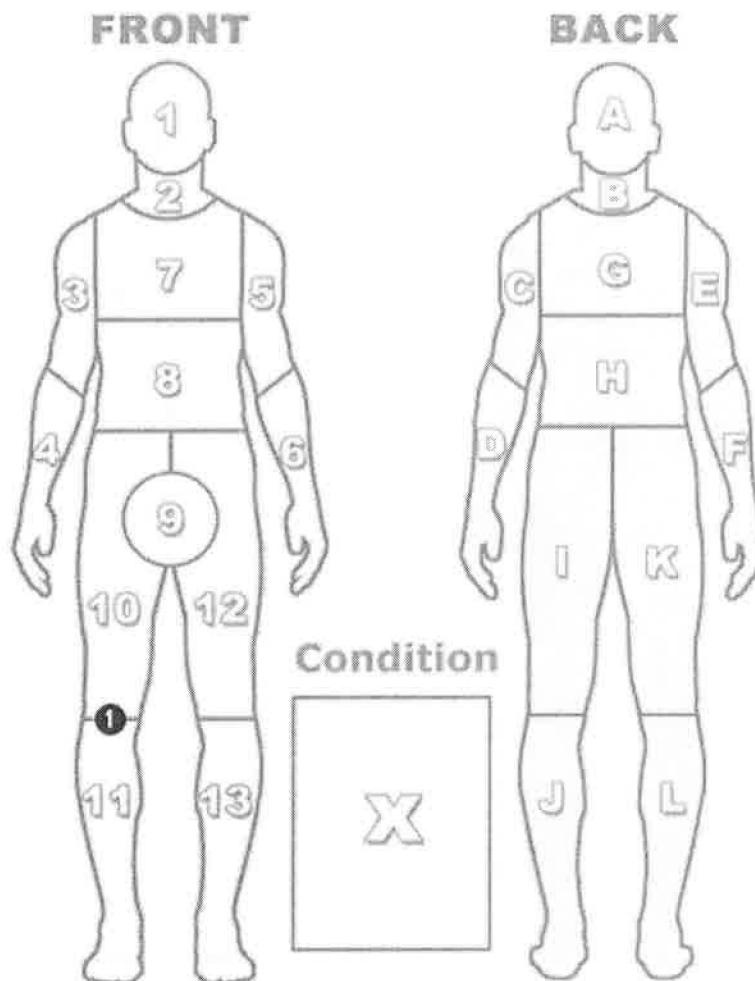
- Body Weight/Manual Force - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Body Weight/Manual Force	Yes	1	1



**Injuries sustained by this officer**

Injury	Regions	Injury Locations
Minor Injury	10	1



**Citizen Witnesses**

**Shane Sanders**  
**DOB: 1/28/1964 - Race: White - Gender: Male**

**Address**  
 • 2015 West Moreland RD, Direction: E, Deer Park, WA 99006

**Phone**  
 • (509) 863-5450

**Officer Witnesses**

**PFC Daniel Cole - Payroll Number:**  
**Corporal Jeffrey McCollough - Payroll Number:**

**Attachments**

Date Attached	Attachment Description	Attachment Type
7/20/2014	Jeff	pdf
7/20/2014	Dusty	pdf
7/21/2014	CAD Report	pdf

## Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
7/13/2014	Sergeant John Gately	Sergeant Kurt Vigesaa	(none)	Kurt here is a use of force involving Dusty, Jeff and Dan. I only had Dusty's report when I completed this, so if you could add Jeff and Dan's. The use of force was inadvertent.	<input checked="" type="checkbox"/>	I agree with Sgt Gately that this was an inadvertent collision with Laine's head into Ofc Howe's knee. The actions of Cpl McCollough and Ofc Howe were reasonable and appropriate and within SPD Policy and Procedures. Ofc Cole was a witness to this incident and not involved with the apprehension/body collision. Sgt Vigesaa
7/20/2014	Sergeant Kurt Vigesaa	Lieutenant David Singley	(none)	Lt Singley please review the attached incident	<input checked="" type="checkbox"/>	Lt. Olson, for your review.
7/20/2014	Lieutenant David Singley	Lieutenant Rex Olson	(none)	For your review	<input checked="" type="checkbox"/>	The procedures used by the officers were appropriate in attempting to apprehend a fleeing subject with a valid warrant. The actions of the suspect attempting to avoid apprehension by the officers caused him to collide with Officer Howe's knee which rendered him unconscious. The collision of the knee to the head was inadvertent. Officers called medics and the suspect, Laine, refused recommended treatment.
7/23/2014	Lieutenant Rex Olson	Captain Daniel Torok	(none)	See prior comments.	<input type="checkbox"/>	Routing was NOT handled in BlueTeam. The incident was forwarded into IAPro by IAPro user Ms Michelle Reiner
7/28/2014	Ms Michelle Reiner	Sergeant John Gately	Captain Daniel Torok	This Use of Force report is being returned to Sgt. Gately to add the type of force used by Officers McCollough and Cole.	<input checked="" type="checkbox"/>	[Forwarded by Sergeant John Gately without completion notes]
7/29/2014	Sergeant John Gately	Captain Daniel Torok	(none)	Corrections have been made.	<input checked="" type="checkbox"/>	The contact was inadvertent. This review should be changed from a use of force to an investigative review.
7/29/2014	Captain Daniel Torok	Asst Chief Patrick Dobrow	(none)	for review	<input checked="" type="checkbox"/>	I have reviewed this incident and find the officer's actions and use of force to be reasonable and within policy.

### Assigned Investigator Signature Line

\_\_\_\_\_  
Sergeant John Gately

### Chain of Command Signature Lines

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Sergeant Kurt Vigesaa

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Lieutenant David Singley

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Lieutenant Rex Olson

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Captain Daniel Torok

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Sergeant John Gately

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Asst Chief Patrick Dobrow

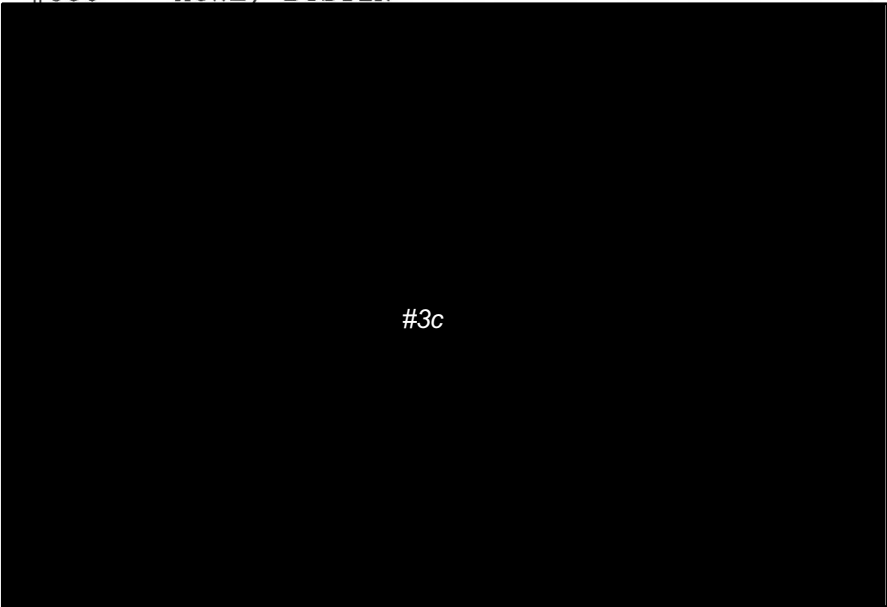
07/21/14 07:51:16 PRINT REQUESTED BY TERMINAL PADN07

Incident History for: #SP140228175

Entered	07/13/14	10:08:58	BY PCC01	802
Dispatched	07/13/14	10:08:58	BY PCC01	802
Enroute	07/13/14	10:08:58		
Onscene	07/13/14	10:08:58		
Closed	07/13/14	11:35:10		

Initial Type: TS                      Final Type: TS                      (TRAFFIC STOP)  
Initial Priority: 3                      Final Priority: 3  
Disposition: 1H                      Source: R                      Primary Unit: F33  
Police BLK: SPA2EG  
Group: P2 (P1 ) Beat:                      Map Page: 25  
Loc: N CEDAR ST/W CLEVELAND AV ,SPK <2800,1400> (V)  
Name:    Addr:    Phone:

/100858	(802 )	\$OUTSRV		,NO MORE INFORMATION
/100858		DISPOS	P320	@AMH5706
				#639 MCCOLLOUGH, JEFFREY
				,NO MORE INFORMATION
/100858		REMINQ	P320	#3b
/100902		CHANGE		LOC: CEDAR/CLEVELAND --> N CEDAR ST/W CLEVELA
				ND AV ,SPK,
				DGP: P1 --> P2,
				BLK: --> SPA2EG
/100905		ASSTER	F33	[N CEDAR ST/W CLEVELAND AV ,SPK]
				#680 HOWE, DUSTIN
/100910		MISC		
/100910		MISC		
/100910		MISC		
/100910		MISC		
/100910		MISC		
/100910		MISC		
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/100910		MISC		
/100910		MISC		
/100910		MISC		
/100910		MISC		
/100910		MISC		
/100913		MISC	P320	,EB GRACE
/100931		ASSTOS	F19	[N CEDAR ST/W CLEVELAND AV ,SPK]
				#149 COLE, DAN
/100937		MISC	F19	,FOOT PURSUIT, WE GOT HIM....
/101026		CALLBK	P320	T/PCC02
				,MEDICS TO CHK A SUBJ OUT...GRACE/ADAMS
/101034		NEWLOC	P320	[GRACE/ADAMS]
/101038		NEWLOC	F19	[GRACE/ADAMS]
/101101	(1008 )	EMSREQ	P320	T/PCC01
				,FIRE ADV
/101108	(802 )	REMINQ	F19	



#3c

#3a

/101310		ASSTER	L278	[GRACE/ADAMS]
/101315		CHGLOC	F33	#278 GATELY, JOHN
/101425		REMINQ	P320	[GRACE/ADAMS]
#3a				
/101446		CALLBK	P320	T/PCC02
				,CONF/SEND ON LAINE, JAY H 4/20/67
/101718	(1008)	) CALLBK	P320	T/PCC01
				,CONFIRMED SENT ON LAINE
/102724	(149)	) *REMINQ	F19	
#3a				
/103138	(278)	) *ONSCNE	L278	
/103625		*CLEAR	L278	,PSTAT/ASST
/104525	(802)	) \$PREMPT	F19	
/104749	(639)	) *CLEAR	P320	DSP: 1H
/113510	(680)	) *CLEAR	F33	
/113510		CLOSE	F33	

# INCIDENT REPORT

**Spokane Police/Spokane County Sheriff**

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER		INCIDENT NUMBER <b>14-228175</b>	
INCIDENT TYPE <b>Arrest</b>		INCIDENT CLASSIFICATION #1 <b>DWLS</b>		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #2 <b>OBSTRUCT OFFICER</b>		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3 <b>DOCUMENT SRVC-ATTMPT</b>		ATTEMPTED <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>	
RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)	
REPORTED ON <b>Sun 07/13/2014</b>	DATE/TIME <b>10:08</b>	OCCURRED ON <b>Sun 07/13/2014</b>	DATE/TIME <b>10:08</b>	OCCURRED TO <b>Sun 07/13/2014</b>	DATE/TIME <b>10:08</b>
DISTRICT					
DISPATCH TIME <b>10:08</b>	ARRIVED TIME <b>10:08</b>	CLEARED TIME <b>10:08</b>	REPORT DATE <b>07/13/2014</b>	REPORT TIME <b>10:40</b>	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE <b>46.20.342(1)(C) OP W/LIC SUSP 3D(FINAN RESP)</b>					UCR/NIBRS CODE <b>/</b>
ADDITIONAL CHARGES <b>M-16.61.020 REFUSE COOPERATE/GIVE INFO</b>					
LOCATION OF INCIDENT <b>N Cedar &amp; W Grace, Spokane, WA 99205</b>			LOCATION NAME (IF APPLICABLE)		
SOLVABILITY FACTORS <b>Suspect Arrested</b>					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS <b>Ofc. Howe</b>					
VICTIM/WITNESSES/OTHERS <small>D-Driver, PE-People, DW-Owner of Property, CV-Complainant in Victim, A-Arrested Person, C-Complainant, FC-Pedestrian - Cyclist, O-Other, MIR-Person Mentioned, M-Missing, IH-Institutional, G-Legal Guardian, VB-Victim - Business, V-Deceased, RO-Registered Owner, RU-Roadway, S-Suspect, V-Victim - Individual, CON-Contact, W-Witness, PS-Passenger</small>					
CODE <b>A-1</b>	NAME: LAST, FIRST, MIDDLE <b>Laine, Jay Hamilton</b>			SEX <b>M</b>	RACE/ETHNICITY <b>W-White</b>
DATE OF BIRTH/AGE <b>04/20/1967 47</b>					
HEIGHT <b>5'08"</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>1903 E Wellesley Avenue, Spokane, WA 99207</b>			RESIDENTIAL STATUS	PHONE <b>(509) 487-2178</b>
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES <b>(Home) (509) 487-2178</b>					
CHARGE LEVEL <b>Misdemeanor</b>	DESCRIPTION <b>46.20.342(1)(C) OP W/LIC SUSP 3D(FINAN RESP)</b>				UCR/NCIC CODE
WARRANT #	BAIL	TYPE OF ARREST <b>Summoned/Cited</b>			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL <b>Misdemeanor</b>	DESCRIPTION <b>M-16.61.020 REFUSE COOPERATE/GIVE INFO</b>				UCR/NCIC CODE
WARRANT #	BAIL	TYPE OF ARREST <b>Summoned/Cited</b>			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CITATION # <b>4Z0667484</b>	DATE <b>07/20/2014</b>	TIME <b>10:08</b>	BOOKED WHERE <b>Other</b>		DATE <b>07/13/2014</b>
				TIME <b>10:08</b>	
ARREST LOCATION <b>N Cedar &amp; W Grace, Spokane, WA 99205</b>				STATEMENT <input type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED
				SUSPECT ARMED WITH	
JUV. PAR/GRD. Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NAME/RELATIONSHIP OF PERSON NOTIFIED	DATE & TIME NOTIFIED	NOTIFIED BY		DISPOSITION OF JUVENILE
DRIVER'S LICENSE <b>#4b</b>	<input type="checkbox"/> FAKE STATE	SOCIAL SECURITY NO.	<input type="checkbox"/> FAKE	OTHER ID	
ID NO./NAME OF REPORTING OFFICER <b>#639 - McCollough, Jeffrey</b>				DISTRIBUTION	
APPROVAL <b>#689 - McNab, Michael</b>		DATE/TIME <b>07/19/2014 15:12</b>			



# INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION <b>DWLS</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-228175</b>
NARRATIVE		

On 07/13/2014 at about 1008 hours I was driving w/b past 1408 W. Euclid. I saw a white male getting into the driver's seat of a blue Ford Explorer, WA #AMH5706.

I recognized the male from several previous contacts as Jay H. Laine 04/20/2967.

A d.o.i. and name check of Laine showed he was wanted on a local misdemeanor arrest warrant and his driving status was Dwls 3rd.

The Explorer pulled away from the house and turned s/b on Cedar. I pulled behind the vehicle and activated my emergency lights at about Cedar/Cleveland. The vehicle continued s/b on Cedar, passing several locations where the vehicle could have pulled over. I could see Laine looking at my patrol vehicle in his rear view mirror.

The Explorer then turned e/b on Grace and pulled over to the south curb line, about mid block. I saw the driver's door immediately open. Laine held up his hands briefly and then started to run away to the s/e.

Ofc. Howe was directly behind me and both of us began to chase Laine on foot. I ran towards the driver's side of Laine's vehicle, while Ofc. Howe ran around the driver's side of Laine's vehicle.

Laine cut back w/b, directly towards Ofc. Howe. Laine then held up his hands and said, ok I give up. As Ofc. Howe and I were getting close to him to take him into custody, he spun away from me and directly into Ofc. Howe. Laine collided with Ofc. Howe. Laine appeared to have lost consciousness when he collided with Ofc. Howe.

See Ofc. Howe's report for more information.

Ofc. Howe and I handcuffed Laine in the prone cuffing position and called for Medics.

Sgt. Gately responded to the scene.

Medics evaluated Laine and suggested Laine to go the hospital to be evaluated. Laine refused to be transported by ambulance.

Laine was cited and released for Dwls 3rd and Fail to Cooperate/Provide info.

Cpl McCollough #639

# SUPPLEMENTAL REPORT

**Spokane Police/Spokane County Sheriff**

AGENCY NAME/SUBSTATION <b>SPD</b>		EVIDENCE NUMBER	INCIDENT NUMBER <b>14-228175</b>	
REPORT PURPOSE			REPORTED ON DATE <b>Sun 07/13/2014</b>	TIME <b>10:08</b>
INCIDENT CLASSIFICATION #1 <b>DWLS</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 <b>OBSTRUCT OFFICER</b>		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>07/13/2014</b>	REPORT TIME <b>10:57</b>
PRIMARY CHARGE				UCR/NIBRS CODE
<b>NARRATIVE</b>				

On July 13, 2014, at about 1008 hours, I responded to the area near Cedar/Cleveland, Spokane Washington, to assist Cpl. McCollough who was making a traffic stop. Cpl. McCollough advised me that he recognized the driver the vehicle (Laine) from numerous past police contacts. He further advised that Laine had a confirmed outstanding warrant for his arrest.

I was directly behind Cpl. McCollough when he activated his emergency lights at Cleveland/Cedar. I found it odd that the driver, later id'd as Laine, passed up numerous spots that were safe to pull over. Laine continued driving southbound for approximately a block, then eastbound for about two blocks. Laine ended up stopping on Grace between Cedar and Adams.

Laine only pulled over slightly, leaving approximately 18 to 24 inches between his tire and the curb, partially blocking the street. As soon as Lane stopped, I saw the driver's door quickly open. Through my training and experience, I know that when the driver of the vehicle opens the door, when being stopped, the driver is either about to flee, or fight. In this case, Laine quickly began to flee in a South easterly direction.

Cpl. McCollough and I both gave chase. I ran on the passenger side of Laine's vehicle as Cpl. McCollough ran on the driver side. Laine ran about 20 feet and acted like he was going to give up. He put his hands toward the sky and said, "I give up!" Both Cpl. McCollough and I slowed slightly. When Laine saw us slow, he quickly took several more rapid steps, as if he was again going to flee. After the stutter steps he said again, "Ok Ok, I give up". At this point, I gained ground on him. Just as I got close, he attempted to spin away from Cpl. McCollough and ducked his head down low and spun right into me, we collided.

As I was in mid-tackle, he spun his head directly into the line of my legs, and my knee struck his head. This collision was accidental. Laine appeared to have lost consciousness from the collision. He appeared to of lost consciousness for approximately 5 to 8 seconds before regaining.

Cpl. McCollough and I were able to get Laine into the prone cuffing position and get him handcuffed (dl). Due to the fact that he appeared to have in lost consciousness, I rolled him onto his side so that he could better breathe. After the collision, Laine appeared to have a cut on the top of his head from the collision. Sgt. Gately was advised of the incident and medics were called to the scene.

ID NO./NAME OF REPORTING OFFICER <b>#680 - Howe, Dustin</b>		DISTRIBUTION
APPROVAL <b>#689 - McNab, Michael</b>	DATE/TIME <b>07/13/2014 15:24</b>	

# SUPPLEMENTAL REPORT CONTINUED

*Spokane Police/Spokane County Sheriff*

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INCIDENT CLASSIFICATION <b>DWLS</b>	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER <b>14-228175</b>
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Medics were called to the scene and requested Laine go to the hospital to be further evaluated. However, Laine refused to be transported by ambulance to the hospital.

Cpl. McCollough photographed Laine's injuries as well as a small scrape on my right leg that appeared to have happened during the collision or the prone cuffing process.

See Cpl. McCollough's report for more information.

D. Howe #680