



SPOKANE POLICE DEPARTMENT

FRANK STRAUB, JR.
CHIEF OF POLICE

**Internal Affairs
Exemption Log**



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

			Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS, 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)
ACCESS Database Info			
#3a	Information from WACIC/NCIC (ACCESS): <u>Criminal history information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3b	Information from WACIC/NCIC (ACCESS): <u>License Plate Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3c	Information from WACIC/NCIC (ACCESS): <u>Vehicle Registered owner information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3d	Information from WACIC/NCIC (ACCESS): <u>Wanted persons information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3e	Information from WACIC/NCIC (ACCESS): <u>Officer safety information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3f	Information from WACIC/NCIC (ACCESS): <u>Gun information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to

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

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

		disclosure for their safety and privacy.	
#5c	Personal Information in employee files	Personal information in files maintained for employees, appointees, or elected officials of any public agency is protected to the extent that disclosure would violate their right to privacy.	RCW 42.56.230(3) (Personal information), RCW 42.56.250(3) (Employment and licensing)
#5d	Employee training files	Test questions, scoring keys, and other examination data used to administer a license, employment, or academic examination	RCW 42.56.250(1).
Criminal History			
#6a	Criminal history <u>not</u> from ACCESS- Non-Conviction Data	Criminal history which has not led to a conviction or other adverse disposition is protected by state law and only released to Criminal Justice Agencies for law enforcement purposes.	RCW 10.97 (Criminal Procedure)
Officer Safety or Intelligence			
#7a	Intelligence, sensitive security, or tactical information	Record includes sensitive intelligence, security or tactical information the non-disclosure of which is essential to effective law enforcement.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7b	Undercover Officer identification	Contains information which could reveal the identity of an undercover officer, who undertakes ongoing dangerous / confidential undertakings to effect law enforcement purposes. Protected to preserve the life and personal safety of officer and family.	RCW 42.56.240(1) Specific intelligence information the nondisclosure of which is essential to effective law enforcement.
#7c	ID Records revealing covert law enforcement activity	Any record pertaining to a vehicle license plate, driver's license, or 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).
Photos			
#8a	Photos showing a deceased person	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8b	Photos showing highly sensitive material	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#8c	Photo Montages	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
Protected by Law			
#9	Medical Records	Medical records consist of confidential and privileged information highly personal and restricted. The disclosure of medical records is regulated by state and federal law and not public information. Right to Privacy: Disclosure would be highly offensive to a reasonable person.	RCW 42.56.360 (Health care), 70.02.005 (Findings) and HIPPA (45 CFR 164.502). RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)
#10a	Jail records	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705.	RCW 70.48.100 (Jail register)
#10b	Jail booking photos	This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined	RCW 70.48.100 (Jail register)

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

□

**Spokane Police Department
Use Of Force Report**

Incident Entered By: Sergeant Richard Meyer
Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
12/19/2014	12/17/2014	04:48
Record ID #	Incident No	IA No
8618	14-420546	F14-109
Date/Time Entered		
12/19/2014 20:57		

Incident Summary

See attached IA Form.
In compliance with policy per Assistant Chief Dobrow 03.02.15.

Incident Location

• 801 Rockwell AV, Direction: E, Spokane, WA 99207 - : Nevawood

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Resisting Arrest	Call For Service	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	Flashlight	Contact
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	Yes
More than 1 Citizen Involved		
No		
Citizen's Build	Citizen's Height	
Large	5'10" to 6'0"	
Officer Assessment of Citizen Condition During Incident		
Unknown		
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Complainant/Involved Citizen Information

James D Barber

DOB: 1/19/1977 Race: White Gender: Male

Address

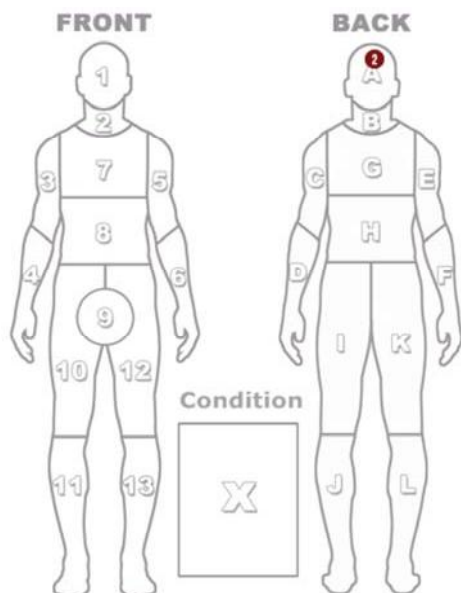
• 801 Rockwell AV, Direction: E, Spokane, WA 99207

Types of Resistance Citizen Used Against Officer(s)

• Active Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
Minor Injury	A	1
Transport to Hospital	A	2



Charges against this citizen

- Felony - Person Crime

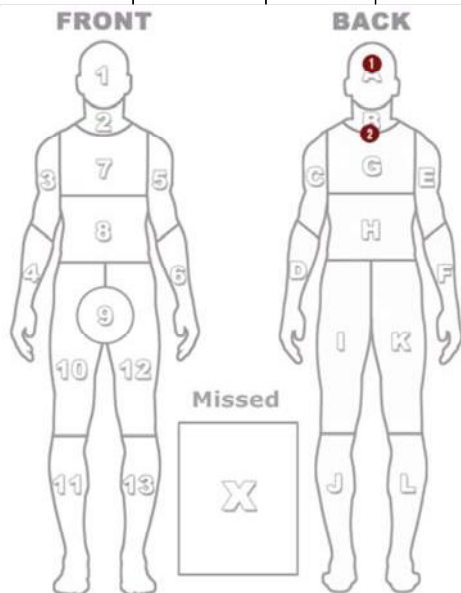
Involved Officers

Officer John Arredondo - Payroll Number: #5c

Force used by this officer against the citizen

- Personal Impact Tools - Was force effective: No
- Arrest Tactics - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Personal Impact Tools	No	A	1
Arrest Tactics	Yes	G	2

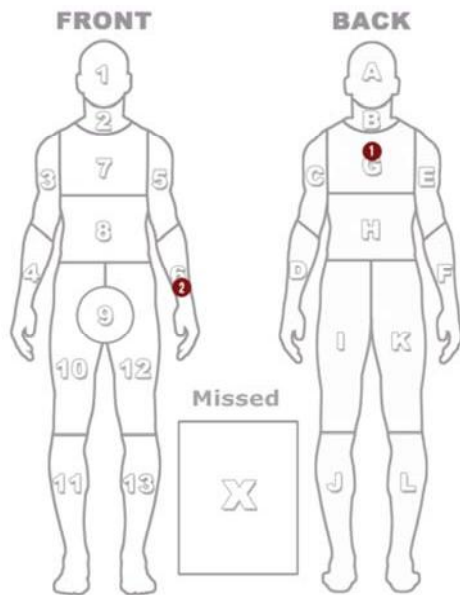


Officer Stephen Arredondo - Payroll Number: #5c

Force used by this officer against the citizen

- Arrest Tactics - Was force effective: Yes
- Arrest Tactics - Was force effective: No

Force Used	Effective?	Regions	Points of contact
Arrest Tactics	Yes	G	1
Arrest Tactics	No	6	2

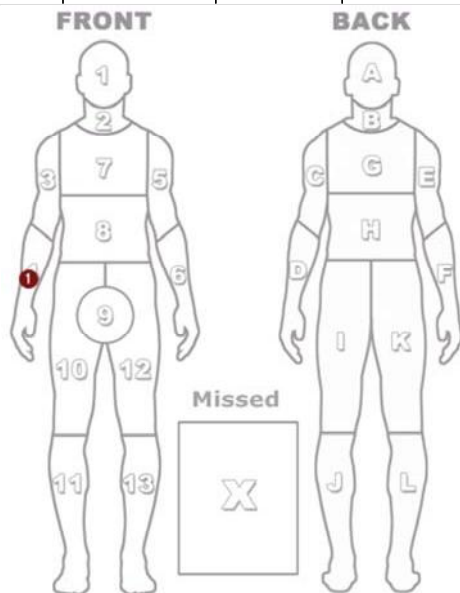


Officer Winston Brooks - Payroll Number: #5c

Force used by this officer against the citizen

- Arrest Tactics - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Arrest Tactics	Yes	4	1



Officer Witnesses

Corporal Tyler Cordis - Payroll Number: #5c

Sergeant Christopher Crane - Payroll Number: #5c

Sergeant Richard Meyer - Payroll Number: #5c

Officer Adam Potter - Payroll Number: #5c

Attachments

Date Attached	Attachment Description	Attachment Type
12/19/2014	CAD Print out	pdf
12/19/2014	Jamieson	pdf
12/19/2014	S. Arredondo	pdf
12/19/2014	J Arredondo	pdf
12/19/2014	Brooks	pdf
12/19/2014	Cordis	pdf
12/19/2014	Crane	pdf
12/19/2014	Pfifer	pdf
12/19/2014	Potter	pdf

2/16/2015	photographs of minor injury	docx
2/16/2015	IA Additional	doc

Chain of Command History

Sent Dt	From	To	Cc	Sender's Instructions	Approved	Recipient's Comments/Response
12/21/2014	Sergeant Richard Meyer	Lieutenant Dean Sprague	Lieutenant Thomas Hendren	Use of force for your review. Thank you Rich	<input checked="" type="checkbox"/>	Suspect was large, strong, uncooperative, aware that he was under arrest, and violent toward officers and a K-9. Ofc. J. Arredond flashlight strike to suspect's trapezius to distract him from his deliberate pinning of another officers hand underneath himself during resistance to his arrest, but suspect moved during the swing and the intended target was missed, the flashlight instead striking the head and causing minor injury. Use of the flashlight as an impact weapon during these particular circumstances was justified, altho effective. Use of force was appropriate, and was within law, policy and use of force guidelines.
12/27/2014	Lieutenant Dean Sprague	Captain Daniel Torok	(none)	Forward through patrol chain of command	<input type="checkbox"/>	https://spokanepdwa.evidence.com/index.aspx?class=UIX&proc=Evidence&page=EvidenceView&evidence_id=81662b3f845d461cb90a00e307ff6e44&partner_id=51cb1c1cc35e40c Please view body cam footage at the above link. In your review address any concerns that you may have. Attach the referenced ph *Photographs of suspect showing minor injuries, also entire incident was captured on body camera and is currently stored on evide
12/29/2014	Captain Daniel Torok	Lieutenant Dean Sprague	Lieutenant Thomas Hendren	Please see comments.	<input type="checkbox"/>	Sgt. Meyer, Per Capt. Torok's request based on DOJ recommendation, could you either attach the digital photos taken and the body or, as an alternative, request dvds of both from Idend and TARU and send them up through interoffice mail?
1/24/2015	Lieutenant Dean Sprague	Sergeant Richard Meyer	(none)	Please access supporting media documentation and re-send.	<input checked="" type="checkbox"/>	Sir, I have added six photos on an additional form. I have also added the evidence.com link on the IA additional. If anymore needs let me know. Thanks Rich
2/16/2015	Sergeant Richard Meyer	Lieutenant Dean Sprague	(none)	Corrections and additions have been made. The process of retrieving photos from the Ident lab has slowed this process down. Sorry for the delay. Rich	<input checked="" type="checkbox"/>	Body camera footage link provided, and digital still photos attached. Conclusion and assessment remain the same (force used was reasonable in a tense an rapidly evolving violent confrontation with multiple officers attempting to arrest Barber for a felony).
2/18/2015	Lieutenant Dean Sprague	Captain Craig Meidl	(none)	Forward through patrol chain of command.	<input checked="" type="checkbox"/>	[Forwarded by Captain Craig Meidl]
2/18/2015	Captain Craig Meidl	Asst Chief Patrick Dobrow	(none)	The only questionable use of force was the flashlight strike to the defendant. With at least 6 officers present in the immediate area, I would typically find any strikes unnecessary in this situation. However, due to the fact that the suspect had the officer's hand and arm intentionally restrained under his body, he was a very large and strong male who clearly had a propensity for violence and an inclination to hurt officers (as clearly demonstrated by the violent assault against the police canine), multiple officers were having a challenging time getting the suspect restrained, and the suspect was refusing to release his grip on the officer after being ordered to do so, I find the necessity to compel the suspect to quickly and immediately release his grip on the officer utilizing this method is not outside policy. Once the officer realized he had inadvertently	<input checked="" type="checkbox"/>	I find the use of force to be reasonable and within policy.

				struck the suspect in the head as the suspect was violently thrashing about, the officer immediately ceased the technique. The officer subsequently reported this use of force to his supervisor.	
--	--	--	--	---	--

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

Lieutenant Dean Sprague

Captain Daniel Torok

Sergeant Richard Meyer

Captain Craig Meidl

Asst Chief Patrick Dobrow



Spokane Police Department
Internal Investigation



CONFIDENTIAL

IA#
Additional

Complaint Being Investigated

Use/ Application of force

Complainant Interview Summary

Complainant refused to answer any questions but complained of being knock unconscious Twice, having a broken leg and a broken wrist from fighting with Officers. (See narrative)

Officer Interview Summary

See attached officer reports

Witness Interview Summary

None

Physical Evidence

Photographs of suspect showing minor injuries, also entire incident was captured on body camera and is currently stored on evidence.com storage see attached link.

https://spokanepdwa.evidence.com/index.aspx?class=UIX&proc=Evidence&page=EvidenceView&evidence_id=81662b3f845d461cb90a00e307ff6e44&partner_id=51cb1c1cc35e40d7a6a12f37cf7f20b2

Investigative Summary

On 12/17/14 at 0445 hours, Officers responded to 801 E. Rockwell for a report of a violation of an order of protection. Upon arrival officers observed the suspect James Barber run into residence. Officers were advised of a valid no contact order that was issued on 10/28/14 by a Municipal Court Judge.

The suspect James D. Barber is a convicted felon, with his most recent felony conviction for threats to kill, Barber is listed as being 6'0, weighing 225 pounds, although today he appears to be at least 245 pounds. Some of the Officers that arrived on scene were familiar with Barber from past calls and know that he has been resistive and combative with officers in the past.

Officers on scene advised that they had developed probable cause to arrest Barber for residential burglary and for violation of the no contact order. We evacuated the home of 2 adults and an infant that had no involvement in the incident.

Officers gave several loud announcements at the front door of the residence. They advised Barber that he was under arrest for the above listed felonies¹.

K9 officer Pfifer from the SCSO gave several announcements at the front door prior to sending in his police canine.

Barber was located hiding in a small closet off of the kitchen. Again we gave several announcements to get Barber to come out peacefully in order to defuse the situation. Barber refused to surrender. He had buried himself under a pile of clothes. When the canine located him it had a contact on his calf. (SCSO Blue Team for canine contact) Barber began kicking and punching at the canine. At one point he struck the canine with a board. Barber was wearing steel toed boots and the strikes opened up an old small cut on the dog's nose and mouth causing it to bleed.²

Barber began throwing items to include the board and metal rod at officers standing at the threshold.

After several more commands Barber stated that he was going to comply. Officers gave several commands to show his hands and crawl out of the room. He refused to obey the orders again. When Barber emerged from the closet he initially faced officers and began looking around as if he was sizing up how many officers were on scene. He was standing in the door way with his feet shoulder width apart and appeared to have a good base which is common in a fighter's stance. After several more commands he turned away from officers and placed his hands on the back of his head.

Officers closed distance in an attempt to take him into custody. As they took a hold of Barber he began to pull away. Given his propensity for violence already and willingness to fight with the canine he was immediately taken down to the ground for prone cuffing. Barber was taken down to the ground by pulling his upper body down to the ground. He was taken down in the kitchen area that was poorly lit and was a confined space.

¹RCW 9.41.010 "Crime of violence" means:

(a) Any of the following felonies, as now existing or hereafter amended: Any felony defined under any law as a class A felony or an attempt to commit a class A felony, criminal solicitation of or criminal conspiracy to commit a class A felony, manslaughter in the first degree, manslaughter in the second degree, indecent liberties if committed by forcible compulsion, kidnapping in the second degree, arson in the second degree, assault in the second degree, assault of a child in the second degree, extortion in the first degree, burglary in the second degree, residential burglary, and robbery in the second degree.

² **Assaultive:** Noncompliance perceived as, or resulting in, an actual assault on an individual or officer. The scope and severity of the attack would support the reasonable assumption that the actions would not result in death or serious bodily harm.

During the scuffle Barber took a hold of Officers S. Arredondo hand and was pinned under Barber's body. I heard Officer S. Arredondo say something similar to "He's got my Hand" or "Let go". During this time Officers were attempting to handcuff Barber who was kicking and thrashing about. Officer Arredondo was on Barber's left side as Barber was laying on his stomach with his and Arredondo arm underneath him.

Officer J. Arredondo who was near Barber's upper torso heard Officer S. Arredondo yell and observed that his arm was trapped under Barber. Officer J. Arredondo attempted a downward technique with an approved impact device (flashlight) ,the flashlight was employed due to the immediate necessity to release the suspects grip on Officer S Arredondo's arm and that the flashlight was already in his hand, using his flashlight to Barber's shoulder / Trapezoids (Primary Target) in an attempt to free Officer S Arredondo's arm. As he applied the downward technique he missed his intended target and struck Barber on the back of the head (Tertiary Target). However due to the suspects thrashing and movements the impact device inadvertently struck the suspect on the back of the head, however this was not the intended target. Officer Arredondo recognized that he had missed his intended target and discontinued the technique in fear of the possibility of striking him in the head again.

SUMMARY:

The suspect had committed a crime of violence that was also a crime of domestic violence. The suspect has a history of assaultive behavior with a propensity towards violence. The suspect was in the process of assaulting Office S. Arredondo.

Officer J. Arredondo's application of an impact device against the assaultive resistor was objectively reasonable and within department training and guidelines.

Photographs depict minor injuries that are consistent with the reports and officers statements of the single strike that hit subjects head.

Officer S. Arredondo was advised to work on de-escalate techniques and not to engage suspect in non constructive banter.

R.Meyer /L288

12/17/14 22:07:35 PRINT REQUESTED BY TERMINAL PPTN01
Incident History for: #SP140420546

Entered 12/17/14 04:43:18 BY 91116 911224
Dispatched 12/17/14 04:45:03 BY PCC01 1123
Enroute 12/17/14 04:45:03
Onscene 12/17/14 04:48:07
Closed 12/17/14 09:28:06

Initial Type: DV Final Type: DVOPV (DV-PROTECTION ORDER VIOLATION)
Initial Priority: 2 Final Priority: 2
Disposition: 1E Source: 9 Primary Unit: B436
Police BLK: SPB3NL
Group: P3 Beat: Map Page: 31
Loc: 801 E ROCKWELL AV ,SPK btwn N CINCINNATI ST & N NEVADA ST <4200> (V)
Name: GROSSHUESCH,STEPHANIE Addr: 2225 N HOWARD Phone: 5092707899

/044318 (911224) ENTRY **2ND HAND INFO** COMP RECEIVED A TEXT FROM FR
IEND: #1a 35 YO SAID THAT HER XBFRND
IS AT HER HOUSE. #1a HAS NCO AGAINST XBFRND

/044318 \$FCSEND ,Incident data pushed to folder
/044319 (*****) \$FCACK ,Processed Successfully
/044352 (911224) SUPP TXT: XBFRND:BARBER,JAMES 30'S WM
/044417 SUPP TXT: THE TEXT ONLY SAID THAT JAMES WAS AT LOC
AND TO CALL THE COPS.
/044503 (1123) DISPER B436 #991 JAMIESON, RYAN
/044503 ASSTER B440 #938 POTTER, ADAM
/044514 (911224) SUPP TXT: UNK WEAPONS AT LOC. THERE IS A LARGE DOG
AT LOC. UNK IF FRIENDLY.
/044554 (1123) MISC #3a

/044618 (911224) SUPP TXT: #1a PH# #1c
/044715 (1123) MISC #3a

/044807 (911224) CHANGE NAM: FEMALE --> GROSSHUESCH,STEPHANIE,
ADR: AREA --> 2225 N HOWARD,
TXT: JAMES WOULD BE ON FOOT. #1a VEH:SIL JE
EP CHEROKEE. ###

/044807 (1123) ONSCNE B436
/044815 MISCADDRESS ON ORDER SAME AS CALL
/044817 ONSCNE B440
/044938 MISC B440 ,HE IS THERE. WENT INSIDE AND LOCKED IN.
/044944 ASSTER C460 [801 E ROCKWELL AV ,SPK]
#679 ARREDONDO, STEPHEN
/044946 (607) *ASSTER L288 [801 E ROCKWELL AV ,SPK]
#607 MEYER, RICHARD
/045020 (1190) *ASSTER A424 [801 E ROCKWELL AV ,SPK]
#1190 BROOKS, WINSTON
/045039 (1123) NEWLOC C460 [FRONT]
/045132 (445) *ASSTER P302 [801 E ROCKWELL AV ,SPK]
#445 CORDIS, TYLER
/045304 (1123) MISC B440 ,FEMALE IS OUTFRONT. HE WENT INSIDE AND LOCKED
THE DOOR WHEN LE PULLED UP
/045318 ASSTER K93 [801 E ROCKWELL AV ,SPK]
#591214 PFEIFER, PHILIP
/045321 (1190) *ONSCNE A424

/045333	(1123)	MISC	B436	,SHE IS GOING TO CALL HER COUSIN TO COME OPEN UP THE DOOR
/045401	(614)	*ASSTER	A423	[FRONT]
				#614 ARREDONDO, JOHN
/045438	(1123)	MISC	B436	,LIGHT ON UPSTAIRS THAT CAME ON JUST A COUPLE MIN AGO
/045439	(479)	*ASSTER	L279	[801 E ROCKWELL AV ,SPK]
				#479 CRANE, CHRISTOPHER
/045509	(445)	*ONSCNE	P302	
/045545	(1123)	REMINQ	B440	CHRI,B440,C,938,NCO,140420546,,,,,,,,,,,,,149321FB
/045924	(591214)	*ONSCNE	K93	
/050051	(614)	*ONSCNE	A423	
/050709	(1123)	MISC	P302	,THE OTHER PEOPLE IN THE HOUSE OTHER THEN THE MALE (JAMES) HAVE COME OUTSIDE
/050838		MISC	L288	,SENDING IN THE K9
/050841		ONSCNE	L288	
/052751		MISC	L288	,HAVE A COMBATIVE MALE IN THE CLOSET
/052923		ONSCNE	L279	
/052933		MISC	L288	,TRYING TO TAKE ONE INTO CUSTODY
/053053		CALLBK	L288	T/PCC01
/053505	(591719)	MISC	K93	,FIRE WILL RESPOND TO LOCATION
/053610		MISC	K93	,DOG CONTACT UP HERE
/053808		MISC		,ADVISE SGT
/054120	(1123)	MISC	B436	,L575 ADVISED
/054128		CHANGE		,#####
				TYP: DV --> DVOPV
				RSP: PP --> PPP
				PRI: 2 --> 2
/054415	(591214)	*MISC	K93	,SSTAT/ASST SSTAT/K9BAC SSTAT/RPT SSTAT/RPT
/054509	(938)	*TRANS	B440	[DEACONESS] M/0
/054549	(591719)	CHGLOC	K93	[DMC]
/054727	(445)	*CHGLOC	P302	[1]
/055000	(479)	*CLEAR	L279	,8B
/055027	(991)	*CHGLOC	B436	[DEAC]
/055455	(614)	*CHGLOC	A423	[CAR PAPER]
/055525	(445)	*ONSCNE	P302	
/055541	(938)	*TRANSC	B440	M/4.2
/055712	(1190)	*NEWLOC	A424	[NC/PAPER]
/060951	(991)	*REMINQ	B436	MWANT,,,,,,,,,BARBER,JAMESDOUGLAS,1977,01,19,,,,, ,,,,,,,,,
/061017		*ONSCNE	B436	
/062151	(614)	*ONSCNE	A423	
/062515	(607)	*CLEAR	L288	DSP: 1B
/062738	(445)	*CHGLOC	P302	[DEAC]
/063215		*ONSCNE	P302	
/063553	(320)	ASSTER	B142	[DEACONESS]
				#465 ERICKSON, JAMES
/064512	(465)	*ONSCNE	B142	
/070156	(991)	*CHGLOC	B436	[1]
/070315	(938)	*MISC	B440	,1B PSTAT/ASST PSTAT/RPT
/070344		*CLEAR	B440	
/070601	(991)	*ONSCNE	B436	
/071313	(591214)	*ONSCNE	K93	
/071315		*CLEAR	K93	
/073019	(465)	*TRANS	B142	[JAIL] M/000000
/073219	(1190)	*CLEAR	A424	,PSTAT/ASST PSTAT/RPT PSTAT/VIDY
/073408	(614)	*MISC	A423	,PSTAT/ASST PSTAT/RPT
/073411		*CLEAR	A423	
/073550	(465)	*TRANSC	B142	M/1.3

```
/073632 (679 ) *CLEAR C460 ,PSTAT/ASST PSTAT/RPT
/080124 (445 ) *CLEAR P302 ,PSTAT/ASST PSTAT/RPT PHOTOS
/081456 (465 ) *CLEAR B142 ,PSTAT/ASST
/092750 (991 ) *MISC B436 ,PSTAT/CFS PSTAT/FEL PSTAT/FEL PSTAT/FEL
/092800 *MISC B436 ,PSTAT/FEL PSTAT/FEL PSTAT/RPT
/092806 *CLEAR B436 DSP: 1B --> 1E
/092806 CLOSE B436
```

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 14-420546	
INCIDENT TYPE Arrest, Domestic Violence		INCIDENT CLASSIFICATION #1 COURT ORDER VIOLATION		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #2 DOMESTIC DSPT-FMLY	
		INCIDENT CLASSIFICATION #3 ASSAULT-SIMPLE		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #4 BURGLARY-RESIDNTL	
		RESPONDING TO (Officer Assault)		ASSIGNMENT (Officer Assault)	
REPORTED ON Wed 12/17/2014 04:43		DATE/TIME Wed 12/17/2014 04:43		OCCURRED TO Wed 12/17/2014 04:43	
DISPATCH TIME 04:45		ARRIVED TIME 04:48		CLEARED TIME	
REPORT DATE 12/17/2014		REPORT TIME 06:10		EST. TOTAL PROPERTY LOSS	
PRIMARY CHARGE 9A.52.025(1) BURGLARY-RESIDENTIAL					UCR/NIBRS CODE /220
ADDITIONAL CHARGES 9A.52.025(1) BURGLARY-RESIDENTIAL, 9A.76.200 HARMING A POLICE DOG, 26.50.110(4) VIOL OF ORDER(ASSLT/RECK),					
LOCATION OF INCIDENT 801 E Rockwell, Spokane, WA 99207			LOCATION NAME (IF APPLICABLE)		
SOLVABILITY FACTORS PC Affidavit Completed, Suspect Arrested, Useful Physical Evidence, Witness to Crime					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS Potter, Pfeiffer, Meyer, Crane, J Arredondo, S Arredondo					
VICTIM/WITNESSES/OTHERS <small>* Sheriff, J: Jail; M: Misdemeanor; RI: Restricted; RO: Restricted Order; P: Possession; VB: Victim - Business; OW: Owner of Property; CCN: Contact; W: Witness; V: Decedent; MR: Person Mentioned; G: Legal Guardian; A: Arrested Person; C: Complainant; CV: Complainant's Victim; D: Driver; PE: Pedestrian; N: Non-Incident; M: Misdemeanor; O: Other; PO: Pedestrian; Cycle</small>					
CODE A-1	NAME: LAST, FIRST, MIDDLE Barber, James D			SEX M	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 01/19/1977 37	HEIGHT 6'00"	WEIGHT 200	BUILD Heavy	HAIR Brown	EYES BLU - Blue
DESCRIPTORS	ADDRESS: STREET, CITY STATE ZIP			RESIDENTIAL STATUS	PHONE
CONFIDENTIALITY <input type="checkbox"/>	PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE
ADDITIONAL ADDRESSES					ADDRESS TYPE Transient
CHARGE LEVEL Felony Class B		DESCRIPTION 9A.52.025(1) BURGLARY-RESIDENTIAL			UCR/NCIC CODE /220
WARRANT #	BAIL	TYPE OF ARREST Taken Into Custody			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL Felony Class B		DESCRIPTION 9A.52.025(1) BURGLARY-RESIDENTIAL			UCR/NCIC CODE /220
WARRANT #	BAIL	TYPE OF ARREST Taken Into Custody			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL Felony Class C		DESCRIPTION 9A.76.200 HARMING A POLICE DOG			UCR/NCIC CODE /90Z
WARRANT #	BAIL	TYPE OF ARREST Taken Into Custody			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL Felony Class C		DESCRIPTION 26.50.110(4) VIOL OF ORDER(ASSLT/RECK)			UCR/NCIC CODE /13A
WARRANT #	BAIL	TYPE OF ARREST Taken Into Custody			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
ID NO./NAME OF REPORTING OFFICER #991 - Jamieson, Ryan				DISTRIBUTION	
APPROVAL #309 - Hartman, Jason		DATE/TIME 12/17/2014 09:57			

Incident Report #1

12/17/2014 10:08:25.380

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION COURT ORDER VIOLATION		ATTEMPTED <input type="checkbox"/>		INCIDENT NUMBER 14-420546	
CHARGE LEVEL Felony Class C		DESCRIPTION 9A.46.020(2)(B)(II) HARASSMENT(THREAT TO KILL)			UCR/NCIC CODE 90Z/90Z
WARRANT #		BAIL		TYPE OF ARREST Taken Into Custody	
CITATION #		DATE	TIME	BOOKED WHERE Spokane County Jail	DATE 12/17/2014
ARREST LOCATION 801 E Rockwell, Spokane, WA 99207		STATEMENT <input type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN		CHARGES <input type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED	
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			
CODE V-1	NAME: LAST, FIRST, MIDDLE #1a			SEX F	RACE/ETHNICITY W-White
HEIGHT 5'06"	WEIGHT 175	BUILD Heavy	HAIR Brown	EYES HAZ - Hazel	DATE OF BIRTH/AGE #1b
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP #1d			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES #1c					
RELATIONSHIP TO SUSPECT Victim was Girlfriend			VICTIM OF Offns. # 9A.52.025(1) BURGLARY-RESIDENTIAL		OFNDR. # A-1
CODE CON-1	NAME: LAST, FIRST, MIDDLE Torbitt, Jennifer E			SEX F	RACE/ETHNICITY W-White
HEIGHT 5'10"	WEIGHT 210	BUILD Heavy	HAIR Brown	EYES HAZ - Hazel	DATE OF BIRTH/AGE 09/14/1985 29
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 801 E Rockwell, Spokane, WA 99207			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (509) 979-8996					
DRIVER'S LICENSE #4b		<input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO. #4b	<input type="checkbox"/> FAKE
OTHER ID					
CODE CON-2	NAME: LAST, FIRST, MIDDLE Kruch, Michael F			SEX M	RACE/ETHNICITY W-White
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DATE OF BIRTH/AGE 09/11/1982 32
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 801 E Rockwell, Spokane, WA 99207			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (509) 979-8996					

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION COURT ORDER VIOLATION	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
NARRATIVE		

On 12-17-2014 at 0448 hours I responded to 801 E. Rockwell for a reported DVOPV. CAD related: The Comp received a text message from #1a saying that her boyfriend, James Barber, was at her house and to call police. Dispatch informed us that there was a valid and served no contact order.

When I arrived on scene I observed two people standing on the front porch. The male was yelling at the female. As I got nearer I recognized the male was James Barber from his SPRS photo. I was about 50 ft away when Barber saw me. I yelled at him to stop but he ran inside the house and locked the door. The female identified herself as #1a. While she was talking to me she was visibly upset and crying. She mouthed for me to get him out of the house and asked me to go inside to get him. She then said in a louder voice that she didn't know why we were there. She was wide eyed and pacing back and forth. While I was at the front door she told me quietly that Barber was upstairs. I observed that the upstairs light had come on while I was there.

While I was talking to #1a other officers had arrived and surrounded the house. I escorted #1a back to the patrol cars and sat her in a back seat. She told me that she didn't want to be seen talking to me because Barber had threatened that he would have someone kill her. She was obviously scared that he would hear her talking to me. During the course of the interview she told me: She had been with Barber for two years and even though he was restrained from the residence, he had been living at 801 E. Rockwell without interruption. On 12-15-2014 in the evening she had come home and he was there. They got into an argument and he held her down with a razor to her neck. He pulled her hair and then proceeded to hit her in the face approx. 15 times. She had a bruised lower lip but refused to be photographed at that time. I saw no other physical evidence of the assault. She stated that he came over to the house on 12-17-2014 at 0443 hours and they were talking on the front porch when I arrived on scene. Nothing physical had happened at that time. She stated that she didn't want to say anything where Barber could hear because he would send someone to kill her.

#1a told me that there were two other adults, Jennifer Torbitt and Michael Kruch, in the house with their 8 month old baby. She called them twice to come outside and they did so. Officers made an entry team with Deputy Pfeifer, a K-9 handler. The door was left open when Kruch and Torbitt came outside. I heard officers making announcements into the house loudly and clearly before they made entry. I had Torbitt sit in the back of a patrol car with the baby to stay warm. Both #1a and Kruch refused the offer. Kruch and Torbitt stated that they did not know that Barber was inside the house. Kruch is Barber's cousin. #1a stated that she did not want to say anything in front of Torbitt or Kruch because they would tell Barber everything that she was saying.

Officers inside the house located and took Barber into custody. See their reports for further details. I was informed that Barber assaulted the K-9. See Deputy Pfeifer's report for further details.

I received a valid and served Pre-trial no contact order issued out of the municipal court of Spokane,

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

INCIDENT CLASSIFICATION COURT ORDER VIOLATION	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

#P4008459, that restrained Barber from coming within 2 blocks of 801 E. Rockwell.

I completed a LAP card with [REDACTED] #1a where she answered yes to all the questions except numbers 9, 10, and 11. She refused to talk to an advocate at that time but stated that she wanted someone to call her later.

I determined that I had PC to book Barber for Felony DVOPV, 2 counts of residential burglary DV, 1 count of Felony Harassment DV, and 1 count of Harming a Police Dog.

Barber was arrested and transported to Deaconess Medical Center for jail clearance. Cpl Cordis photographed his injuries at Deaconess.

See other officer reports for further details.

R.Jamieson #991 B436

Incident Report #1	END OF INCIDENT REPORT
--------------------	------------------------

12/17/2014 10:08:28.473

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-420546	
REPORT PURPOSE			REPORTED ON DATE Wed 12/17/2014	TIME 04:48
INCIDENT CLASSIFICATION #1 COURT ORDER VIOLATION		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 BURGLARY-RESIDNTL	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 12/17/2014	REPORT TIME 06:00
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 12-17-14 at about 0450hrs, I responded to 801 E Rockwell to assist Officers on scene with a DVOPV. Dispatch advised there was a valid NCO in effect with **#1a** as the petitioner and James Barber as the respondent.

Prior to arriving on scene, Officer Potter stated that James Barber had run back into the residence when he saw the police arrive on scene.

After other Officers arrived on scene, including Spokane County's K-9 Pfeifer, it was decided that the residence would be searched as there was PC to arrest Barber for DVOPV and Burglary.

The entire residence was searched before Barber was finally located hiding in the kitchen pantry/storage area. Deputy Pfeifer gave numerous announcements for Barber to exit the room but he refused to comply with our verbal commands. He yelled that he would not come out and after a several minutes said he wanted some "fucking water". He was advised that he was under arrest and he needed to comply with orders or the dog was going to be released. Office Pfeifer eventually released the dog, but Barber began striking the dog with an unknown object. The dog was removed from the room as Barber began to throw out laundry baskets full of clothing and a wooden rod. A bloody flat wooden board was also thrown out of the room, at Officers, landing at my feet. I later learned that this bloody board was what Barber had used to strike the K9. Barber refused to follow orders and exit the room. He yelled out numerous times that he was not going to exit the room.

Officers continued to give verbal orders for Barber to exit the room or the K-9 was going to be released again. Barber finally agreed to exit the room but was still reluctant to follow orders. He was instructed to turn around while exiting the room but he walked straight out to us facing forward. After more verbal commands he eventually turned around and laced his fingers behind his head. He was instructed to back out at which time I approached him and attempted to control his upper body. I grabbed onto his hands at which time he started to resist me. He attempted to pull away from me and then with his full weight he pushed back into me causing both of us to start to lose our balance. Do to his size approx(6'1-230lbs) I felt that it was best to guide him to the ground and try to detain him with handcuffs while he was down.

Once we went to the ground Barber continued to resist and fight with Officers. I was attempting to

ID NO./NAME OF REPORTING OFFICER #679 - Arredondo, Stephen		DISTRIBUTION	
APPROVAL #271 - Kannberg, Eric	DATE/TIME 12/17/2014 20:59		

Supplemental Report #1

12/17/2014 21:08:17.629

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION COURT ORDER VIOLATION	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

control his left wrist/arm but he was grabbing a hold of my left hand. He was able to roll over on his stomach but refused to release his right hand so he could be handcuffed. He continued to grab at my hands trying to squeeze my fingers.

Barber was able to roll over onto his left side but continued to fight. I was able to control his left arm for a bit but due to the perspiration from his arms I was losing control of his arm. I eventually released his arm and adjusted my position so I could assist officer Brooks with handcuffing Barber.

Barber was eventually handcuffed at which time he started complaining that he was knocked unconscious two different times during the altercation. It should be noted that I was near his head the entire time and not once did Barber lose consciousness. He continued to fight and resist the entire time until he was handcuffed. He was escorted outside and medics were requested as he was complaining of injuries to his body.

Barber was yelling that it took 9 Officers to control him and that he was beat for no reason. He admitted that he knew he was under arrest but he did not want to go to jail. He was demanding that he be transported to a local hospital. He was escorted to Officer Potter's car and transported to a local hospital.

After concluding the investigation, it was determined that Barber was under arrest for burglary and dvovp. There is also pc to charge Barber with resisting arrest.

See additional reports

S Arredondo #679

Supplemental Report #1

END OF ADDITIONAL REPORT

12/17/2014 21:08:17.660

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-420546	
REPORT PURPOSE			REPORTED ON DATE Wed 12/17/2014	TIME 04:43
INCIDENT CLASSIFICATION #1 BURGLARY-RESIDNTL		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 COURT ORDER VIOLATION	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 12/17/2014	REPORT TIME 06:11
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 12-17-14, at about 0445 hours, I was dispatched to 801 E. Rockwell on a report of a burglary/DVOP Violation. While enroute, radio advised Stephanie Grosshuesch called 911 and told the operator that she received a text from her friend, #1a, who advised James Barber was at her home, 801 E. Rockwell. Grosshuesch said there was a NCO between #1a and Barber. Radio confirmed there was a valid NCO between #1a, the petitioner, and Barber, the respondent.

Based on past calls to this address, I knew that #1a and Barber were in a dating relationship. I also knew that Barber had assaulted SPD officers in the past.

Upon arrival I contacted Cpl Cordis, who advised there was PC to arrest Barber for DVOP Violation and Residential Burglary. Cpl Cordis requested I contact Ofc. Brooks and Ofc. S. Arredondo, who were part of the arrest team.

After SPD officers and K9 Deputy Pfeifer advised Barber that he was under arrest for DVOP Violation, entry into the home was made. While the home was being searched, Sgt Crane and I remained in the kitchen, watching a room that had not been searched. Thru the closed door, Sgt Crane repeatedly told Barber that he was under arrest and to come out of the room. Sgt Crane did not know if Barber was in that room but it did not stop Sgt Crane from asking Barber to come out because he was under arrest for DVOP Violation. Barber ignored all of Sgt Crane's requests.

After the living room, bathroom, kitchen, and upstairs were searched, the door to the room in the kitchen was opened. K9 Deputy Pfeifer advised Barber that he was under arrest and told him to come out of the room or the room would be searched by the canine. Barber did not exit the room. After several more directives to exit the room were made, with Barber ignoring all of them, the canine made entry. I heard officers say that Barber was fighting with the canine and had hit the canine with a board. K9 Deputy Pfeifer called his canine out of the room. Officers continued to yell at Barber to exit the room, as he was under arrest for the order violation. Barber did not exit the room but instead started to throw miscellaneous items at the officers. Barber told officers to get the "fuck" out of his house. Again, K9 Deputy Pfeifer warned Barber that if he did not exit the room, the canine would make entry. Barber ignored K9 Deputy Pfeifer's requests. K9 Deputy Pfeifer's canine made entry into the room for a second time. Again, I heard officers say Barber was fighting/hitting the

ID NO./NAME OF REPORTING OFFICER #614 - Arredondo, John	DISTRIBUTION	
APPROVAL #689 - McNab, Michael	DATE/TIME 12/17/2014 17:38	

Supplemental Report #1

12/17/2014 17:48:11.422

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION BURGLARY-RESIDNTL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

canine. Deputy Pfeifer called his canine out of the room.

Barber was told several more times to exit the room. After several additional requests to come out, Barber made his way to the door's threshold. Barber was immediately taken down to the floor and placed into the Prone Position. Officers advised Barber that he was under arrest. Barber tightened up his muscles and would not allow officers to handcuff him.

While trying to handcuff Barber, I heard Ofc. S. Arredondo yell at Barber to let go of his hand. I could see that Barber's other hand was under his body, near his waist band and the pockets to his jeans. Officers tried to pull Barber's hand out from his body but Barber flexed his muscles, and would not allow officer to take him into custody.

Based on my past training and experience, the waist band and pant pockets are common places for suspects to conceal weapons. Thus, fearing that Barber had concealed a weapon in his waistband or pant pocket, I attempted a strike to the back of Barber's neck/trapezius muscles with my flash light. Barber moved his body and the flash light made contact with the back of Barber's head. Barber immediately released Ofc. S. Arredondo's hand and said ow. Barber yelled for police to stop hitting him in the head.

Due to the possibility of hitting Barber in back of the head with my flash light a second time, no additional strikes were attempted.

Barber continued to resist arrest, as he squirmed from side to side. Thus, to restrict Barber's movements, I placed my knee across Barber's upper back/neck. Officers were then able to pull Barber's hand/arm out from his body and he was handcuffed (DL).

After Barber was handcuffed (DL), he complained about how he had been rendered unconscious on 2 separate occasions. Once, when he got hit in back of the head with the flash light and once when I placed my knee across his upper back/neck area to restrict his movement. However, during the entire incident, not once did Barber stop yelling at officers, not once did he stop resisting arrest, and not once did he lose consciousness.

I advised Sgt Meyer that I unintentionally hit Barber in back of the head with my flash light when I tried to strike his neck/trapezius muscles. I informed Sgt Meyer that Barber had some slight swelling to the back of his head and a red mark/abrasion.

See reports from other SPD Officers.

Supplemental Report #1

END OF ADDITIONAL REPORT

12/17/2014 17:48:11.438

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-420546	
REPORT PURPOSE		REPORTED ON DATE Wed 12/17/2014	TIME 04:43	INCIDENT XREF
INCIDENT CLASSIFICATION #1 COURT ORDER VIOLATION	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 BURGLARY-RESIDNTL	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 12/17/2014	REPORT TIME 06:05
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 12/17/2014 I responded to 801 E Rockwell Ave to assist Ofc. R. Jamieson with an DVOPV. The complainant informed dispatch that she received text from her friend #1a that her ex-boyfriend James Barber was at her residence and that there was a valid No Contact Order between the two. While en route, dispatch confirmed the order in which #1a was the protected person from James.

When I arrived, I was advised by Ofc. A. Potter that James was scene running into the residence and that he locked the door behind him. I was also informed that there was a another unknown female, male and child inside of the residence. After several verbal attempts to get James to exit the residence, #1a contacted the others inside who exited.

The front door remained opened once they exited. Several more verbal attempts from officers were given at the front door before entering the residence. Spokane County K9 Officer P. Pfeifer along with his partner assisted in attempting to get James to exit the residence. After James decided not to exit, we entered the residence. We searched the residence and came to a room where James was located. Numerous verbal commands where given to James to exit the room. After refusing to exit the room and became verbally combative. James stated "Fuck You!" and something to the effect of I'm not coming out. Officers continued to demand James to exit the room.

At this point, James was informed he was under arrest. James was in violation of a valid court order which he was the respondent and committing the crime of Residential Burglary. James had shown by threat of word that he was not going to exit the room peacefully to be taken into custody. James tucked himself inside of the room not allowing officers to see his hands and the unknown of weapons inside of the room.

After failed attempts to gain compliance from James, the K9 was sent into the room. I noticed James inside of the room fighting the K9. Several items that included a wood panel, a clothes basket and clothing items were used to fight the K9. I also noticed James punching the K9 which proved he was not going to cooperate with officers on scene. The K9 was removed from the room and I began giving verbal commands to James to exit the room. James initially stated he was not coming out of the room until he received a glass of water. James was once informed he was under arrest and that he needed to exit the room.

ID NO./NAME OF REPORTING OFFICER #1190 - Brooks, Winston		DISTRIBUTION	
APPROVAL #208 - Huddle, Kevin	DATE/TIME 12/17/2014 07:15		

Supplemental Report #1

12/17/2014 07:18 32.355

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION COURT ORDER VIOLATION	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

James then exited the room and turned away from officers. As Ofc. S. Arredondo went to detain James, he began to resist being taken into custody. I attempted to detain James as well which he then forced his weight backwards and fell on top Ofc. S. Arredondo. I grabbed James' right arm in an attempt to detain him. James continued to resist being taken into custody. Eventually I placed my handcuffs on James placing him under arrest. James complained of injury during the altercation.

AMR was requested to the scene as James was escorted outside. While waiting on AMR, I spoke with James. I asked James if he knew he was under arrest for the violation of the court order which he stated "Yes". James stated he did not want to go to jail. I asked James why did he fight the K9 which he replied "Because the dog was biting the shit out of me". I informed James that he knew the K9 was at the residence as we gave verbal orders for him to exit from the beginning. James did not have anything else to add.

AMR personnel arrived on scene to evaluate James. Refer to officers report/additionals for further details.

W. Brooks #1190
a424

Supplemental Report #1

END OF ADDITIONAL REPORT

12/17/2014 07:18:32.386

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-420546	
REPORT PURPOSE			REPORTED ON DATE Wed 12/17/2014	TIME 04:43
INCIDENT CLASSIFICATION #1 BURGLARY-RESIDNTL		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 DOMESTIC DSPT-FMLY	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 12/17/2014	REPORT TIME 20:34
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 121714 I went to 801 E Rockwell reference an order violation. Upon arrival officer Jamieson advised he had PC for residential burglary dv, stemming from an order violation, against James Barber. Officers had seen Barber come go into the house and not come out.

Once we had everybody out of the house we called into the house for James to come out, he did not. K9 officer Pfeifer arrived and made announcements into the house and he still did not come out. We searched the first floor then the second floor. When we came back down Sgt Crane said he had found a door in the kitchen that had been concealed using a cabinet that had been moved in front of it.

When we opened the door it was a smaller room that had been turned into a closet. The k9 was sent in and eventually located James to the left of the door. I could not see him but we were ordering him to show his hands and come out. Instead he started throwing items out at us and I saw a foot kick the dog once and I saw something swing at the dogs head. Baskets and a wooden closet rod came flying out towards us. He started yelling at us to get the fuck out and that he didnt do anything wrong.

After the k9 was called out we told James to come out and get on the ground. He would not get on the ground and was looking around at the officers there. He was a large man and he appeared to be trying to decide if or how he was going to fight us. He turned around and started to put his hands on his head but at the same time continued to look around and see where officers were. As officers started to move up I saw his hands were starting to come down and I believed he was going to turn and fight.

After James was laid on the ground in a prone position he did not comply, instead he was kicking his feet and moving his arms. At one point someone yelled that James was grabbing his hand. I tried to pin his feet down by using my body weight. He continued to kick either to hit us or get leverage to get up. I had to readjust several times to keep his feet and legs from hitting officers. He was yelling that he could not breath but at the same time he continued to yell at us.

After he was finally taken into custody medics looked at him at the scene. Due to there being a k9 contact he was taken to Deaconess for treatment. I took photos of the house and the area he had thrown items and the cushion with a plywood base he was using to hit the k9 with. The victim

ID NO./NAME OF REPORTING OFFICER #445 - Cordis, Tyler		DISTRIBUTION	
APPROVAL #733 - Ennis, Gordon	DATE/TIME 12/17/2014 21:25		

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION BURGLARY-RESIDNTL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

did not let me take photos of her lip but I could see that her lower lip had been cut and was now black and blue. I later went to Deaconess and took photos of James.

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-420546	
REPORT PURPOSE			REPORTED ON DATE Wed 12/17/2014	TIME 04:43
INCIDENT CLASSIFICATION #1 BURGLARY-RESIDNTL		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 DOMESTIC DSPT-FMLY	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 12/17/2014	REPORT TIME 20:23
PRIMARY CHARGE				UCR/NIBRS CODE
NARRATIVE				

On 12/17/14 at 0500hrs, I responded to 801 E. Rockwell to assist officers effect a DVOPV arrest.

I made entry with the Officers and located a small closet door which had been blocked from the kitchen with a rolling dish hutch.

While the Officers searched the upstairs, I began talking to the suspect James Barber through the closed door. I informed barber he was under arrest and he was being given the opportunity to peacefully surrender to me, before all the Officers and the K9 finished their search upstairs. Barber never responded to me. He had about 10 minutes to make the decision to peacefully surrender.

At about 0525hrs, I set up a contact team and the K9 in the kitchen and slowly open the closet door. Once the K9 made it through the pile of clothes covering Barber, and started making contact with Barber, I could see from the angle I had on the closet, Barber assaulting the K9. Barber was throwing laundry baskets, clothes, and pieces of furniture at the dog and out the closet. I saw Barber's large leather boot make contact with the face of the dog twice, and the dog react as if injured. When the dog was called out of the closet, it was bleeding heavily from the face.

Once Barber finally stopped fighting the dog, he insisted on getting a "glass of water" before he would come out. I denied him that glass of water and told him to stop resisting arrest. I ordered Barber to crawl out of the closet on his hands and knees. He refused and I continued to tell Barber he was under arrest and to crawl out of the closet on his hands and knees. Barber was throwing so many items out of the closet at us, that I could not tell what was going to come out next. At one point, something big and heavy hit my left, hand, which I was holding my Taser in and it was knocked out of my hand. My Taser was not damaged. The items were being thrown at myself and Ofc. Brooks who were stacked up on the east side of the door.

In a continuation of his resistance, Barber stepped into the opening of the closet, staying inside the closet facing us. He turned around when ordered to do so, and slowly put his hands up to the back of his head, while standing in a solid based stance, with his feet shoulder width apart. I could see him looking over his shoulders. I was about to order Ofc. Brooks to dart him with the Taser, when Officers closed space and took him out of the closet and to the kitchen floor. I knew Barber to be continuing in an assaultive manner, large in size and strength, unknown on weapons, as there was a large array of swords and knives in the dining room are we were in, and unknown on the level of

ID NO./NAME OF REPORTING OFFICER #479 - Crane, Christopher		DISTRIBUTION	
APPROVAL #479 - Crane, Christopher	DATE/TIME 12/17/2014 22:02		

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION BURGLARY-RESIDNTL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

chemicals in his system. I considered Barber to be an extreme Officer safety risk, which is why I felt the application of the Taser darts would have been justified in the attempt to control and arrest Barber. Barber was instead, controlled physically by the arresting team of Officers.

I stepped into the closet to clear it, I could hear an Officer yelling, "he has my hand, he has my hand". I was not able to see through the back of the Officers on top of Barber. Barber was controlled and taken into custody a short time later.

Due to Barber's extent of physical resistance, heavy body structure, possible drugs on board, request for water, and an extended physical confrontation, I immediately had Barber sat up after being handcuffed, and allowed to recover and breathe. He was immediately escorted out to an awaiting ambulance, which began his medical treatment.

Barber was complaining indiscriminately about being "knocked out twice", having his arm "broken", and being "punched in the back of the head". My observation was that Barber never stopped fighting with the Officers taking him into custody, he was still using both his arms, even out to the ambulance, and he had a mark on the back of his head which did not look like a punch mark.

This is an additional to Ofc. Jamieson's arrest report. Sgt. Meyer is writing the Blue Team report.
Sgt. Crane #479
SPD-L279

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER	INCIDENT NUMBER 14-420546	
REPORT PURPOSE			REPORTED ON DATE Wed 12/17/2014	TIME 04:43
INCIDENT CLASSIFICATION #1 BURGLARY-RESIDNTL		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 COURT ORDER VIOLATION	
INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 12/17/2014	REPORT TIME 20:29
PRIMARY CHARGE				UCR/NIBRS CODE

NARRATIVE

On 12-17-14 at 0445, I responded to 801 E. Rockwell for a no-contact order violation. The complainant called in saying her friend **#1a** texted her saying her ex-boyfriend was at her house. **#1a** is the petitioner on a no-contact order. James Barber is the respondent. The text also said that James was at the location and to call the cops.

I have been to this location several times and have talked to **#1a** for domestic disputes involving her boyfriend, James Barber. I have arrested Barber in the past. Dispatch advised there was a valid no-contact order with Barber as the respondent. In the past Barber was not very cooperative and confrontational with us. When I arrested him in the past he started to posture up like he was going to fight us, but decided not to.

Officer Jamieson arrived on scene prior to me. As I pulled up on scene from the east I could see Officer Jamieson walking toward the house on the sidewalk. I saw there was a male and female standing on the front porch of 801 E. Rockwell. As I watched them I saw the male look toward Officer Jamieson and turn and walk in to the front door and close it. I am familiar with this residence and that the back door to the house exits to the alley where a drive way is. I drove around to the west side of the house to make sure Barber didn't run out. The residence is on the north east corner of Cincinnati and Rockwell. The backyard had access to Cincinnati and the north alley. Barber did not have any time to exit out the back door without me seeing him.

I talked to Officer Jamieson and confirmed the male I saw go into the house was Barber. He told me it was.

Based on Officer Jamieson's interview with the victim and the no-contact order there was probable cause to arrest Barber for violating the no-contact order and Residential Burglary. We surrounded the house and attempted to get Barber to come out. Officers went inside the house with a police K9 to search for Barber. The K9 who assisted with our search was Deputy Pfeifer and his K9. Prior to them entering in the house I could hear Pfeifer making announcements for Barber to come out and I could hear his dog barking. I was on the northwest corner of the property and could hear the announcements clearly.

After about 20 minutes I saw the blinds in room on the northwest corner of the house moving around. The officers inside advised over the radio they had a combative male in the closet. They

ID NO./NAME OF REPORTING OFFICER #938 - Potter, Adam		DISTRIBUTION
APPROVAL #479 - Crane, Christopher	DATE/TIME 12/17/2014 22:04	

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION BURGLARY-RESIDNTL	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 14-420546
---	---------------------------------------	-------------------------------------

requested more officers inside. I ran in the front door and could see the officers set up on the room/closet on the northwest corner of the house where I saw the blinds moving around. They were talking with Barber who was in the closet. He did not want to come out as he was being told. I could see the K9 was bleeding from his mouth area and they were giving Barber commands to come out. The door to the small room was open but I couldn't see Barber. There were clothes hanging on hangers and all over the floor. The officers told me to watch because he was throwing things out of the room at them.

After a couple minutes Barber appeared from behind all the clothes with his hands up by his shoulders. When he stepped out of the room he started to turn as directed but then I had to move out of the way as the K9 moved back to give room for officer to contact Barber. When I moved I had to stepped into the living room area. When I turned back I saw Barber was on the floor and the officers were trying to put hand cuffs on Barber. They were telling him to put his hands behind his back and I could see he was not complying. The room was dark and I could not see clearly what Barber was doing. I was able to move over to Barber's left side and grabbed his left arm that was partially under his body but stretched out above his shoulder. He was not letting me pull it back. I told him to put his arm behind his back. As I pulled it back he started to physically resist me by tensing up, from putting his behind his back. I was able to put it next to his right arm and officers were able to finish handcuffing him.

He was taken outside and scene by medics and I then transported him to Deaconess Hospital for a medical clearance. He had been contacted by the K9 in the room prior me coming in the house.

While on our way to the hospital I didn't ask him any questions about his arrest. His emotions were up and down and at times was calling us names and said he beat up the dog. He said we were allowed to be in his house and that we were allowed to send the dog in to get him. He admitted to beating up the dog because he was defending himself.

Officer Erickson relieved me at the hospital and later booked Barber into the Spokane County Jail.

Refer to Officer Jamieson's report for further details.

A. Potter #938