



SPOKANE POLICE DEPARTMENT

Patrick M. Dobrow
Interim 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	RCW 13.50.050 (Juvenile Courts and Juvenile Offenders) and RCW

		public except by court order.	13.50.100 (4) (a) and (b) (Keeping and Release of Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS</i> , 122 Wn.App. 84, 94 (2004)
#2c	Child Victim of Sexual Assault	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
#2d	Child victims or child witnesses	Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians.	RCW 42.56.240(5) (Investigative, law enforcement, and crime victims)
ACCESS Database Info			
#3a	Information from WACIC/NCIC (ACCESS): <u>Criminal history information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3b	Information from WACIC/NCIC (ACCESS): <u>License Plate Information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3c	Information from WACIC/NCIC (ACCESS): <u>Vehicle Registered owner information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3d	Information from WACIC/NCIC (ACCESS): <u>Wanted persons information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3e	Information from WACIC/NCIC (ACCESS): <u>Officer safety information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.
#3f	Information from	WACIC/NCIC/III - information from	28 USC § 534 For criminal

	WACIC/NCIC (ACCESS): <u>Gun information</u>	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.	justice purposes only. 28 CFR 20.38 Access to 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 identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	RCW 42.56.050 (Invasion 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	RCW 42.56.250(8) (Employment and

		justice agencies as defined in RCW 10.97.030 are protected from disclosure for their safety and privacy.	licensing)
#5c	Personal Information in employee files	Personal information in files maintained for employees, appointees, or elected officials of any public agency is protected to the extent that disclosure would violate their right to privacy.	RCW 42.56.230(3) (Personal information), RCW 42.56.250(3) (Employment and licensing)
#5d	Employee training files	Test questions, scoring keys, and other examination data used to administer a license, employment, or academic examination	RCW 42.56.250(1).
Criminal History			
#6a	Criminal history <u>not</u> from ACCESS- Non-Conviction Data	Criminal history which has not led to a conviction or other adverse disposition is protected by state law and only released to Criminal Justice Agencies for law enforcement purposes.	RCW 10.97 (Criminal Procedure)
Officer Safety or Intelligence			
#7a	Intelligence, sensitive security, or tactical information	Record includes sensitive intelligence, security or tactical information the non-disclosure of which is essential to effective law enforcement.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7b	Undercover Officer identification	Contains information which could reveal the identity of an undercover officer, who undertakes ongoing dangerous / confidential undertakings to effect law enforcement purposes. Protected to preserve the life and personal safety of officer and family.	RCW 42.56.240(1) Specific intelligence information the nondisclosure of which is essential to effective law enforcement.
#7c	ID Records revealing covert law enforcement activity	Any record pertaining to a vehicle license plate, driver's license, or identicard revealing the identity of an individual performing undercover law enforcement, confidential public health work, public assistance fraud, or child support investigative activity.	RCW 42.56.230(7)(c) (Personal Information)
#7d	Law Enforcement Information Sheet	Contains confidential data used for law enforcement purposes. Disclosure has no legitimate value to the public and can endanger an individual's safety. Contains specific intelligence information the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy.	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims)
#7e	Confidential Informant information	Contains identifying information which could reveal the identity of a confidential informant. Considered intelligence information, used in a	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims).

		confidential manner for law enforcement purposes, protected to 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.	Ashley v. Public Disclosure <i>Comm'n</i> , 16 Wn.App. 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	RCW 70.48.100 (Jail register)

		this information is only available to criminal justice agencies as defined 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 Charles Reisenauer

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
8/22/2015	8/22/2015	18:28
Record ID #	Incident No	IA No
8955	15-293191	F15-072
Date/Time Entered		
8/23/2015 00:55		

Incident Summary

SPO McMurtrey responded to a call of two pit bulls attacking people and other dogs in the area of Witter Pool. SPO McMurtrey located two victims; both had sustained bites from the two loose pit bulls. SPO McMurtrey located both pit bulls on the south side of Witter Pool. He had requested support from SCRAPs. Initial response was that SCRAPs was either not coming or they were not able to respond in a timely manner.

SPO McMurtrey determined that the two dogs were a danger to the people who were in the park just west of the location where the two dogs had been attacking people and other dogs. SPO McMurtrey retrieved his patrol rifle to dispatch the dogs. SPD McMurtrey fired 4 rounds of 223 ammo at the Pit bulls killing them both.

I support SPO McMurtrey's decision to quickly dispatch both dogs before they could move away and attack another person causing additional injuries. His quick action is another example of his ability to deal effectively in critical incidents. He used his suppressed rifle drawing no attention from anyone that was in the Mission park area just west of the pool. This use of force was directed at two pit bulls only.

Here is the body camera link

https://spokanepdwa.evidence.com/1/uix/public/download/?package_id=cb67e83be59048d39d273db55b9ba63a&token=BgmifkimbKp%2bUa3LOUzTEdvvTWXYisw16SpZTTGT5CZK77CXTp9AKT3QZpeSR98gtRABwtUV64oVp2nx1gXDfrRABnZdxah0Ym%2bzPyAGKMq0JkFPHcct3NqzJQYLS4sV2NIZqffETKGp3woM%2bnnZIPLUbQqSCXm009mJzdKcldJuCNHTc4UfQCs7IDaV1YBE5bp8zh%2f9SE60esVWw9%2fWMsjfoaLiShpiIohctQprzoRMptpc5JKj2JqV4Kd0xuwFex9wqN%2b1ttjYI7RdueOi0eD5ysKAuHXRG6zPfQI%2bN%2bJIYc8H%2fD0dvhkM3Qq7%2bYbGVlJthrTjGJPBWG7xRR2%2fQ%3d%3d&ver=v2

In compliance with policy per Assistant Chief Dobrow 08.28.15.

Incident Location

- 1102 Mission AV, Direction: E, Spokane, WA 99207 - : Cental

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Threat to Harm Others	Assist Other Agency	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	Daylight	a-0-3 feet
Citizen Injured	Citizen Taken to Hospital	Citizen Arrested
Yes	Yes	No

More than 1 Citizen Involved

Yes

Citizen's Build

Medium

Citizen's Height

5'0" to 5'3"

Officer Assessment of Citizen Condition During Incident

Unknown

Officer(s) Injured

No

Officer(s) Taken to Hospital

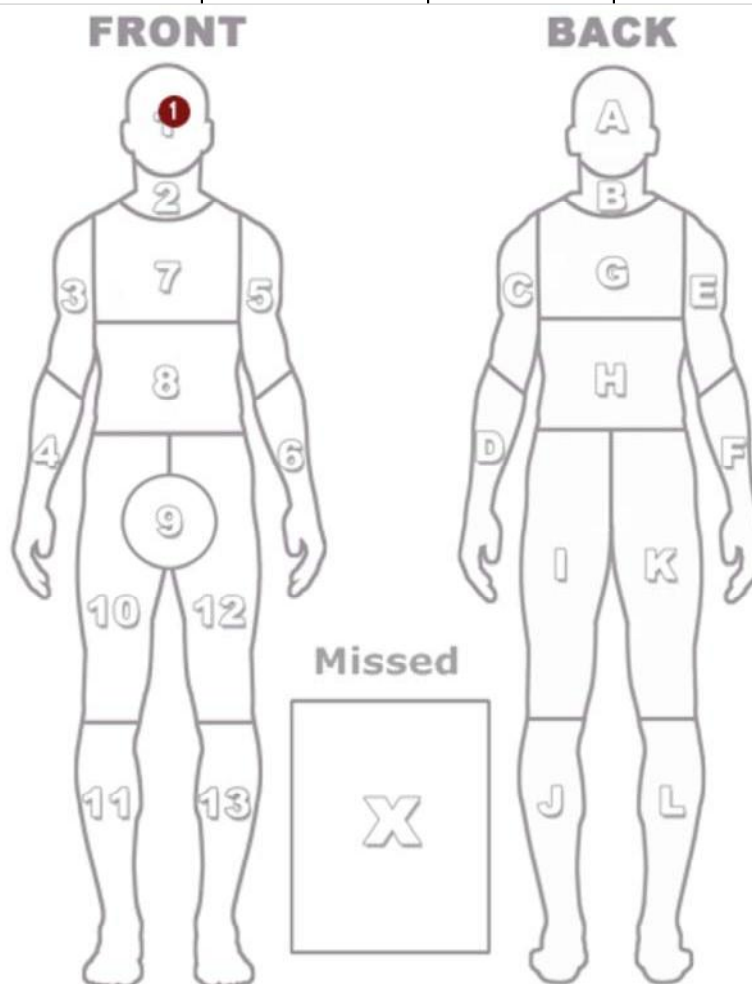
No

Involved Officers

Officer Christopher McMurtrey - Payroll Number: #5c**Force used by this officer against the citizen**

- Discharge of Firearm - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
Discharge of Firearm	Yes	1	1

**Injuries sustained by this officer**

Injury	Regions	Injury Locations
No injuries noted or visible		

Brian Barber
DOB: 9/8/1957 - Race: White - Gender: Male

- 918 Hogan ST, Direction: N, Spokane, WA 99202

- (509) 535-4406

T-Sha Sullivan
DOB: 8/3/1981 - Race: Black - Gender: Female

- Transient, Spokane, WA

Officer Jeremy Howe - Payroll Number: #5c
Officer Cory Lyons - Payroll Number: #5c

[illegible]

8/23/2015	Photo	JPG
8/23/2015	photo	JPG
8/23/2015	photo	JPG
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Chain of Command History

Sent Dt	From	To	CC	Approved
8/23/2015	Sergeant Charles Reisenauer	Lieutenant Jon Anderson	Captain Bradley Arleth	<input checked="" type="checkbox"/>
Sender's Instructions: This is a use of force report where SPO McMurtrey dispatched two pitbull on the south side of Witter pool. The two dogs had attacked two possibly more people and one other dog that we know of. SPO McMurtrey acted swiftly and dealt with the incident without drawing any negative attention to this use of force.				
Recipient's Comments/Response: I agreed with Sgt. Reisenauer that the use of a patrol rifle to stop two vicious dogs that had already attacked two people and another dog was appropriate, lawful, and within policy. The dogs were still loose in an area with many people that were potentially additional targets for the aggressive dogs. SCRAPS was not able to respond and even when they eventually said they could respond, they were confident they could safely capture the animals. Officer McMurtrey's actions prevented further harm to others and allowed medics to safely approach and treat the wounded.				
8/25/2015	Lieutenant Jon Anderson	Captain Bradley Arleth	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: Please Review				
Recipient's Comments/Response: Use of firearm was appropriate and within guidelines. Two large and dangerous dogs had already bitten two citizens and a pet animal and posed a significant danger to the public. The officer made a reasonable determination that inaction including standing by for animal control could result in more carnage. The weapon was deployed safely with a good backstop and prevented further public safety risk from the dogs. ERU vehicles and supervisors vehicles should be equipped with catch poles. While they wouldn't have been useful against vicious dogs in this case they may be an option in other circumstances.				
8/27/2015	Captain Bradley Arleth	Asst Chief Patrick Dobrow	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: For review. The summary is not clear if SCRAPS couldn't respond OR if the response would not be timely but given the circumstances, there was not time to wait for them.				
Recipient's Comments/Response: The UOF was reasonable, given the circumstances, and within policy.				

Entering Officer Signature Line

Sergeant Charles Reisenauer

Chain of Command Signature Lines

Lieutenant Jon Anderson

Captain Bradley Arleth

Asst Chief Patrick Dobrow

Incident History for: #SP150293191

Entered 08/22/15 18:28:12 BY 91108 911230
 Dispatched 08/22/15 18:35:17 BY D363 1047
 Enroute 08/22/15 18:35:17
 Onscene 08/22/15 18:38:48
 Closed 08/22/15 21:15:10

Initial Type: ANIMAL Final Type: ANIMAL (ANIMAL/WILDLIFE PROBLEM)

Initial Priority: 2 Final Priority: 2

Disposition: 1A Source: 9 Primary Unit: D363

Police BLK: SPB4LO

Group: P5 Beat: Map Page: 32

Loc: 1102 E MISSION AV ,SPK -- MISSION PARK-SPK ,SPK btwn N COLUMBUS ST & N SUPERIOR ST (V)

Name: MALE

Addr: AREA

Phone: 5095708272

/182812 (911230) ENTRY DOG BITING A MALE. UNK MEDICS, NOT ADV. XFER TO SCRAPS

/182841 (1179) HOLD

/182844 (911230) SUPP TXT: SCRAPS, ANS SERVICE

/183037 SUPP TXT: VIC IS POSS A TRANSIENT MALE

/183051 SUPP TXT: ###

/183517 (1047) *DISPER D363 #1047 MCMURTREY, CHRISTOPHER

/183848 *ONSCNE D363

/184016 (1179) CALLBK D363 T/PCC06
 ,CB COMP FOR UPDATE, NOT SEEING ANYTHING

/184229 (1210) CALLBK T/PCC03
 ,COMP DOESN'T THINK THEY CAN GET THERE BY VEH,
 HAVE TO GO ON FOOT, RIGHT ON THE RIVERBANK/FOOT
 PATH BY A TRAIN TRACK/BRIDGE? COMP CAN HEAR
 THEM, BUT CAN NO LONGER SEE THEM, HE CONTINUED
 ON HIS WAY

/184239 (1179) MISC D363 ,BEHIND WITTER POOL 2 VISCIOUS PITBULLS ATTACKING
 PEOPLE AND DOGS

/184300 CALLBK D363 T/PCC06
 ,ADV SCRAPS THEY NEED TO RESPOND, BEHIND WITTER
 POOL 2 VISCIOUS PITBULLS ATTACKING PEOPLE AND
 OTHER DOGS

/184341 MISC D363 ,ANYBODY W/ DOG POLE?

/184357 ASSTER D272 [EQUIP]
 #681 HEUETT, KYLE

/184458 (150) *ASSTER L204 #150 REISENAUER, CHUCK

/184621 (929) *ASSTER D274 [1591 E MISSION AV ,SPK]
 #929 LYONS, CORY

/184629 (1160) MISC D363 ,GOING TO DISPATCH THE DOGS

/184641 MISC D363 ,WILL BE USING A RIFLE

/184645 (929) *ONSCNE D274

/184647 (1160) MISC D363 ,HAVE A COUPLE VICTIMS

/184648 (1179) ASSTER D363 [1591 E MISSION AV ,SPK]
 #1224 HOWE, JEREMY

/184651 (1210) CALLBK T/PCC03
 ,SPOKE W/RAPIER? W/ANIMAL CONTROL. ADV HER OFFICER
 IS OUT W/2 VICIOUS DOGS ATTACKING OTHER PEOPLE.
 SHE SAID SHE'D BE HERE, BUT SHE'S NOT SURE WHAT
 SHE CAN DO ABOUT IT

/184703 (1160) MISC D363 ,CLEAR SHOT

/184716 MISC ,L244 ADVISED

/184733 MISC D363 ,2 DOGS DOWN

/184733 (1210) CALLBK T/PCC01

/184758	(1224	)	*ONSCNE	D365	,PRIOR TO US CALLING, SCRAPS WAS NOT ER
/184808	(1160	)	CALLBK	D363	T/PCC06
					,ADV MEDICS COUPLE VICTIMS OF DOG ATTACK
/184852	(1210	)	CALLBK		T/PCC01
					,FIRE ADV/CLEARED IN
/184931	(1160	)	MISC	D363	,ONE DOG NOT QUIET DISPTACHED
/185105	(560	)	*ASSTOS	P323	[1591 E MISSION AV ,SPK]
					#560 SPIERING, NATHAN J
/185121	(150	)	*ONSCNE	L204	
/185222	(1160	)	MISC	D363	,BOTH DOGS ARE T7 NOW
/185519	(681	)	*ONSCNE	D272	
/190509	(1234	)	MISC	L204	,PARKS TO OPEN GATE ON THE WEST SIDE
/190834			MISC	L204	,DISREGARD CALLING PARKS, FIRE GOT THE GATE OP
					EN
/191316	(681	)	*CLEAR	D272	,PSTAT/ASST
/191917	(1160	)	CALLBK	D363	T/PCC03
					,ADV D363 THAT OWNERS OF ONE OF THE DOGS CONTA
					CTED D651....THEY WILL BE WAITING AT 918 N HOG
					AN
/192343	(560	)	\$PREMPT	P323	
/192452	(1224	)	*REMINQ	D365	MWANT,,,,,,,,,WARNER,DAWNM,1979,10,03,,,,,,,,,
					''
/192519			*REMINQ	D365	MWANT,,,,,,,,,WEAVER,DAWNM,1979,10,03,,,,,,,,,
					''
/192714	(1047	)	*MISC	D363	,4 SHOTS, M4 RIFLE, ALL HIT, L204 ADVISED. 2 D
					OGS T7 SEE VIDEO
/192912			*NEWLOC	D363	[918 HOGAN N]
/193450			*CHGLOC	D363	[PROP]
/193624	(1179	)	\$PREMPT	D274	
/193624			\$PREMPT	D365	
/193624	(150	)	*CLEAR	L204	
/194147	(1047	)	*ONSCNE	D363	
/201606	(1234	)	OK	D363	
/202532			CHANGE		LOC: 1591 E MISSION AV ,SPK --> 1102 E MISSIO
					N AV ,SPK,
					LOCI: JSO ON THE WEST SIDE OF RIVER --> ,
					DGP: P5 --> P4,
					BLK: SPC5GP --> SPB4LO
/202615	(1210	)	CONTRL		GRP: P4 --> P5
/211510	(1047	)	*CLEAR	D363	DSP: 1A
					,PSTAT/VIDY PSTAT/CFS PSTAT/RPT
/211510			CLOSE	D363	

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 15-293191	
INCIDENT TYPE Information		INCIDENT CLASSIFICATION #1 ANIMAL OFFENSE-PERS		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 <input type="checkbox"/>
		INCIDENT CLASSIFICATION #3 <input type="checkbox"/>		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4 <input type="checkbox"/>
		RESPONDING TO (Officer Assault)		ASSIGNMENT (Officer Assault)	
REPORTED ON Sat 08/22/2015 18:28	DATE/TIME	OCCURRED ON Sat 08/22/2015 18:28	DATE/TIME	OCCURRED TO Sat 08/22/2015 19:34	DISTRICT
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 08/22/2015	REPORT TIME 20:20	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE					UCR/NIBRS CODE
LOCATION OF INCIDENT 1400 E Mission, Spokane, WA 99202				LOCATION NAME (IF APPLICABLE) Whitter Pool	
SOLVABILITY FACTORS None					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS None					
VICTIM/WITNESSES/OTHERS <small>V-Deceased, OW-Owner of Property, C-Complainant, PE-Pedestrian, W-Witness, M-Missing, MIR-Person Mentioned, O-Other, PC-Pedestrian - Cyclist, IN-Institutional, PS-Passenger, RO-Registered Owner, RU-Roadway, S-Suspect, V-Victim - Individual, VB-Victim - Business, G-Legal Guardian, D-Driver, CV-Complainant is Victim, A-Arrested Person, CON>Contact</small>					
CODE V-1	NAME: LAST, FIRST, MIDDLE Sullivan, T-sha S.			SEX F	RACE/ETHNICITY B-Black
DATE OF BIRTH/AGE 08/03/1981 34	HEIGHT	WEIGHT	BUILD	HAIR	EYES
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP , Spokane, WA			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES Apparent Minor Injury				TYPE OF VICTIM	
HOSPITAL TAKEN TO		TAKEN BY <input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY		ATTENDING PHYSICIAN	
SUICIDE NOTE FOUND? <input type="checkbox"/>		MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO		HOLD PLACED BY	
CODE V-2	NAME: LAST, FIRST, MIDDLE BARBER, BRIAN D			SEX M	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 09/08/1957 57	HEIGHT 6'02"	WEIGHT 160	BUILD Medium	HAIR Gray or Partially	EYES GRN - Green
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS: STREET, CITY STATE ZIP 918 N HOGAN, Spokane, WA 99202			RESIDENTIAL STATUS	PHONE (509) 535-4406
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION		EMPLOYER PHONE
ADDITIONAL PHONES (Home) (509) 535-4406					
DRIVER'S LICENSE <input type="checkbox"/> FAKE		STATE		SOCIAL SECURITY NO. <input type="checkbox"/> FAKE	
#4b				OTHER ID	

ID NO./NAME OF REPORTING OFFICER #1047 - McMurtrey, Christopher		DISTRIBUTION Spokanimal	
APPROVAL #482 - Hendren, Tom		DATE/TIME 08/22/2015 21:26	

Incident Report #1

08/23/2015 00:00:14.594

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION ANIMAL OFFENSE-PERS		ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 15-293191	
TYPE OF INJURY OR ILLNESS/DESCRIBE INJURIES Apparent Minor Injury			TYPE OF VICTIM	MEDICAL RELEASE OBTAINED? <input type="checkbox"/> YES <input type="checkbox"/> NO
HOSPITAL TAKEN TO	TAKEN BY	<input type="checkbox"/> EMPLOYEE <input type="checkbox"/> ON DUTY	ATTENDING PHYSICIAN	SUICIDE NOTE FOUND? <input type="checkbox"/>
HOLD PLACED BY				
NARRATIVE				

On 082215 at approximately 1838 hours, I responded to a report of two aggressive dogs at Mission Park in Spokane, WA.

The initial information was that a dog was biting a male.

I arrived on scene and contacted Brian Barber. He was visibly shaken and upset. He informed me that two brown pit bull dogs were attacking his dog. He stated that they had attacked him as well. He had visible injuries to his right hand. He ran off after pointing out to me where the aggressive dogs were. He was looking for his injured dog, a small black lab/pit bull mix.

I observed the two dogs as described and pointed out by Barber. They were behind the pool house at Whitter pool.

I approached the animals. They were running around off leash behind Whitter Pool.

I had requested SCRAPS. They would not respond.

I requested a person with a dog pole to attempt to control the animals. None were available.

I was the only officer on scene at that time. The dogs were running around behind the pool. My concern was that they would run into Mission Park, which at that time was heavily populated by innocent children and families.

As I approached the area of the pool, a woman, later identified as T-Sha Sullivan screamed to me that the dogs were attacking people. Several people at that time were yelling at me and pointing at the two dogs, saying that they were attacking people.

Sullivan was limping and grabbing her left leg. She informed me she had been bitten my the dogs.

At that time, I returned to my car and accessed my patrol rifle. The rifle is my department issued Colt M4 .223 caliber rifle as an operator on the SWAT team. The rifle is equipped with a sound suppressor and Eotech optic. I chose this weapon due to the sound suppression and the pin point accuracy. I had a good backstop and wanted to keep the aggressive animals at a distance for my safety.

I chose to dispatch the animals for the following reasons:

Numerous people complained that the animals were attacking people in a crowded city park. One

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
ANIMAL OFFENSE-PERS

ATTEMPTED
☐

INCIDENT NUMBER
15-293191

male, a female and a dog had already been attacked and injured by the dogs. The dogs were, at that time, loose, uncontrollable and had been attacking people and animals. The dogs reportedly attacked their owner, who ran off as well.

I weighed the danger of discharging my firearm in a public area versus other means of capturing the dogs. At that time, I was the only officer on scene. SCRAPS would not respond. I did not have the proper equipment to stop the attacking dogs with other measures. I chose the specific weapon because I was sure that I would be able to deliver accurate rounds with, based on my training and abilities, no risk of missing. A handgun and shotgun would not have been safe to use. The backstop was treed and against a riverbank. I looked and saw no people against the backstop.

It was unacceptable to place the safety of the aggressive dogs above the safety of the citizens in the park. at that time. They had attacked two persons and another dog.

I determined it was necessary to dispatch the animals.

I placed myself between the aggressive animals and the citizens in the park. I ensured again that I had a clear backstop to eliminate the danger of over penetrated rounds. I used my rifle and fired one round, striking the smaller male dog in the chest. I then fired a round, striking the female in the chest, killing her instantly. I fired another round, striking the male dog. It ran off, severely injured.

I located the dog a short distance away, against a brick wall, with the brick pool building wall as a backstop. to eliminate the dog's suffering, I then delivered another shot to the dog's head, killing it.

Sgt. Reisenauer was notified.

Cpl. Spiering responded and photographed the injuries to Sullivan and the deceased dogs.

I then interviewed Sullivan, who stated she was trying to keep the dogs away from the children in the park after she saw them attack a man and his dog. They dogs attacked her, biting her in the legs and buttocks. She was treated by medics and transported to the hospital by ambulance.

SCRAPS responded and removed the deceased dogs to take over the animal investigation.

I responded to 918 N Hogan and interviewed Brian Barber. He located his injured dog. He had bite wounds to his right leg and hand, SCRAPS responded.

I placed my spent .223 shell casings onto property as evidence.

I was wering a body camera, see video.

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

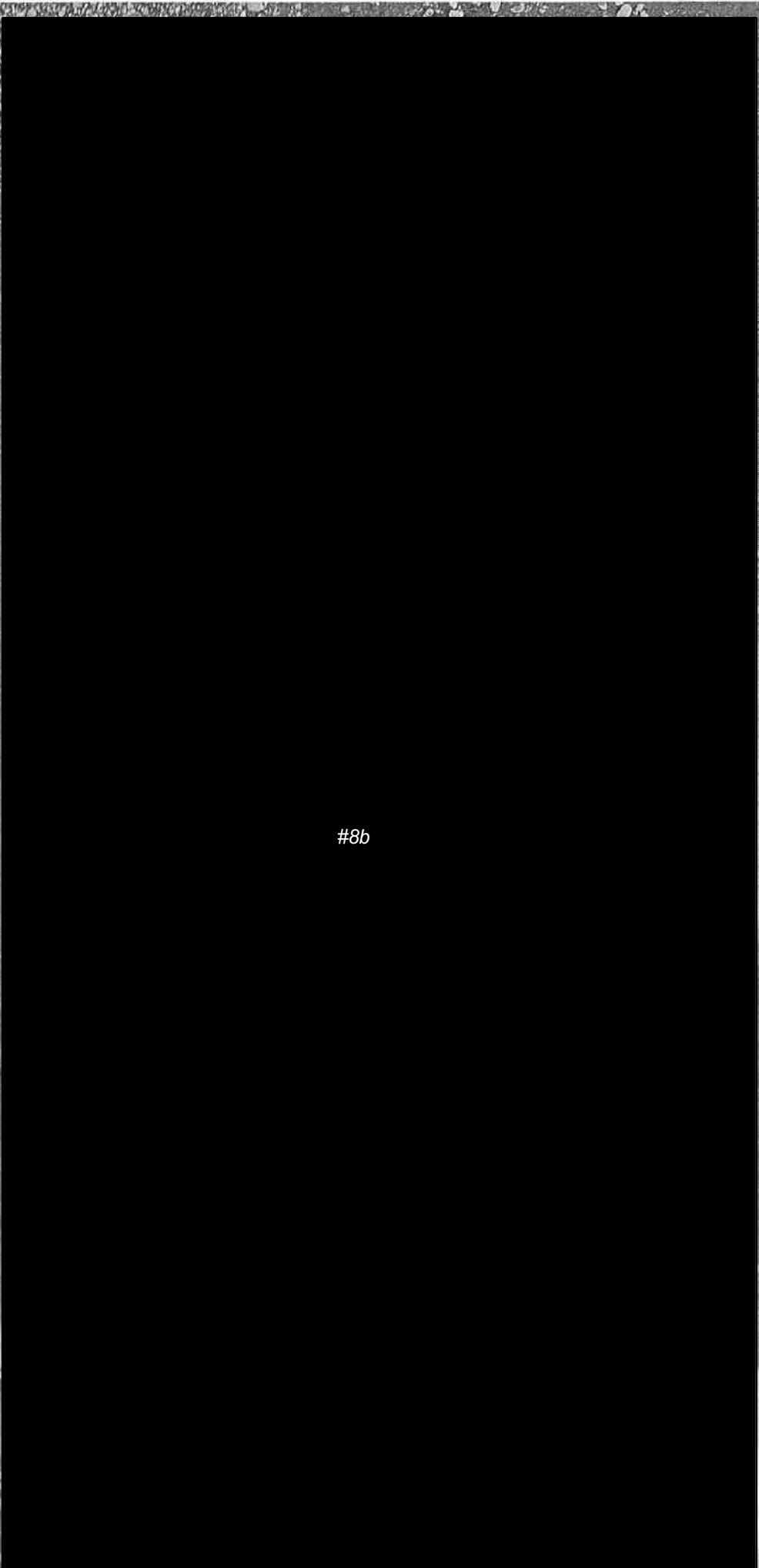
Page 4

INCIDENT CLASSIFICATION ANIMAL OFFENSE-PERS	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 15-293191
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I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

C. McMurtrey 1047/D363

#8b



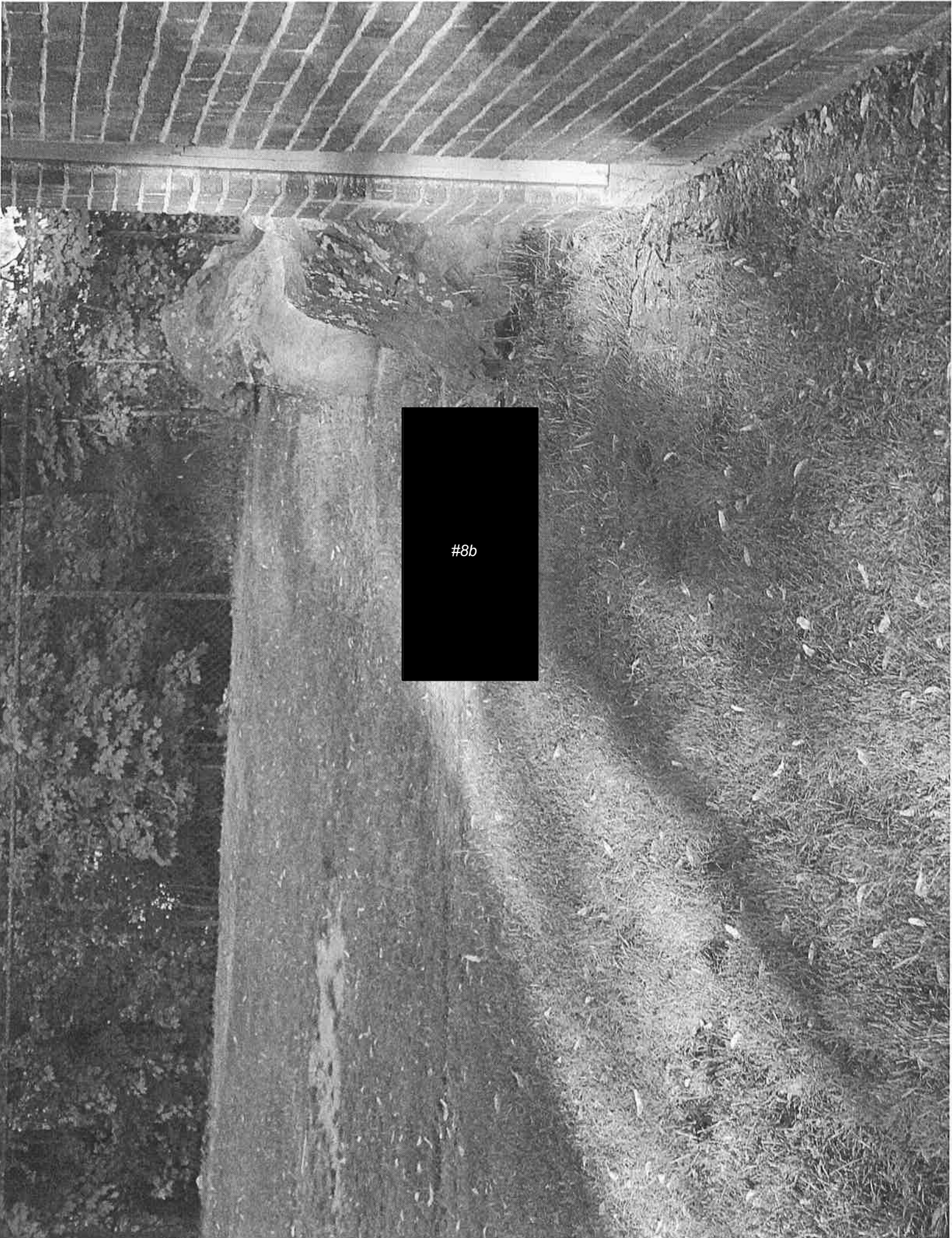
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A black and white photograph of a dirt path or road. The path is covered in dry grass and small plants. A large, solid black rectangular box is placed over the center of the image, obscuring the path. The text "#8b" is printed in white on the black box.

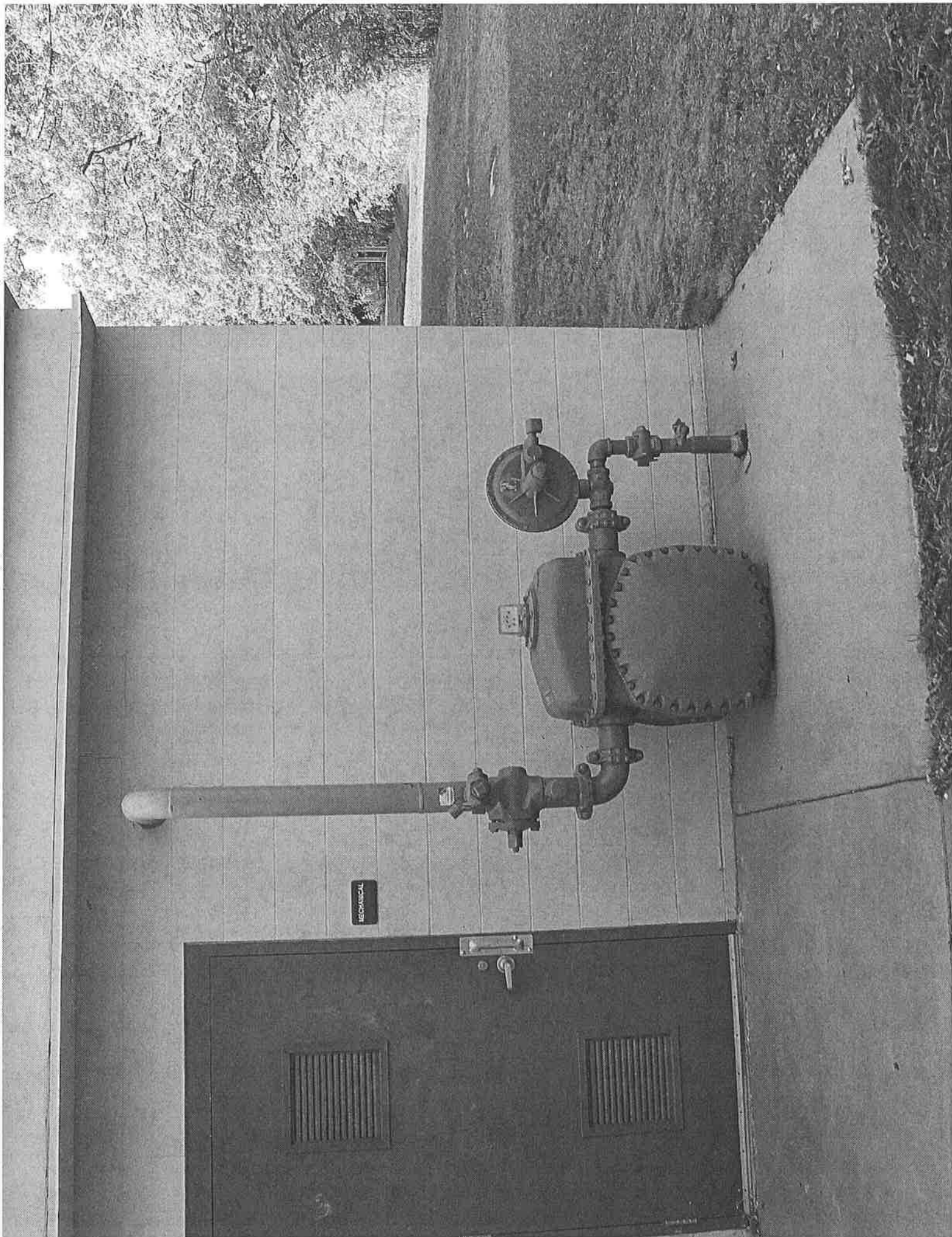
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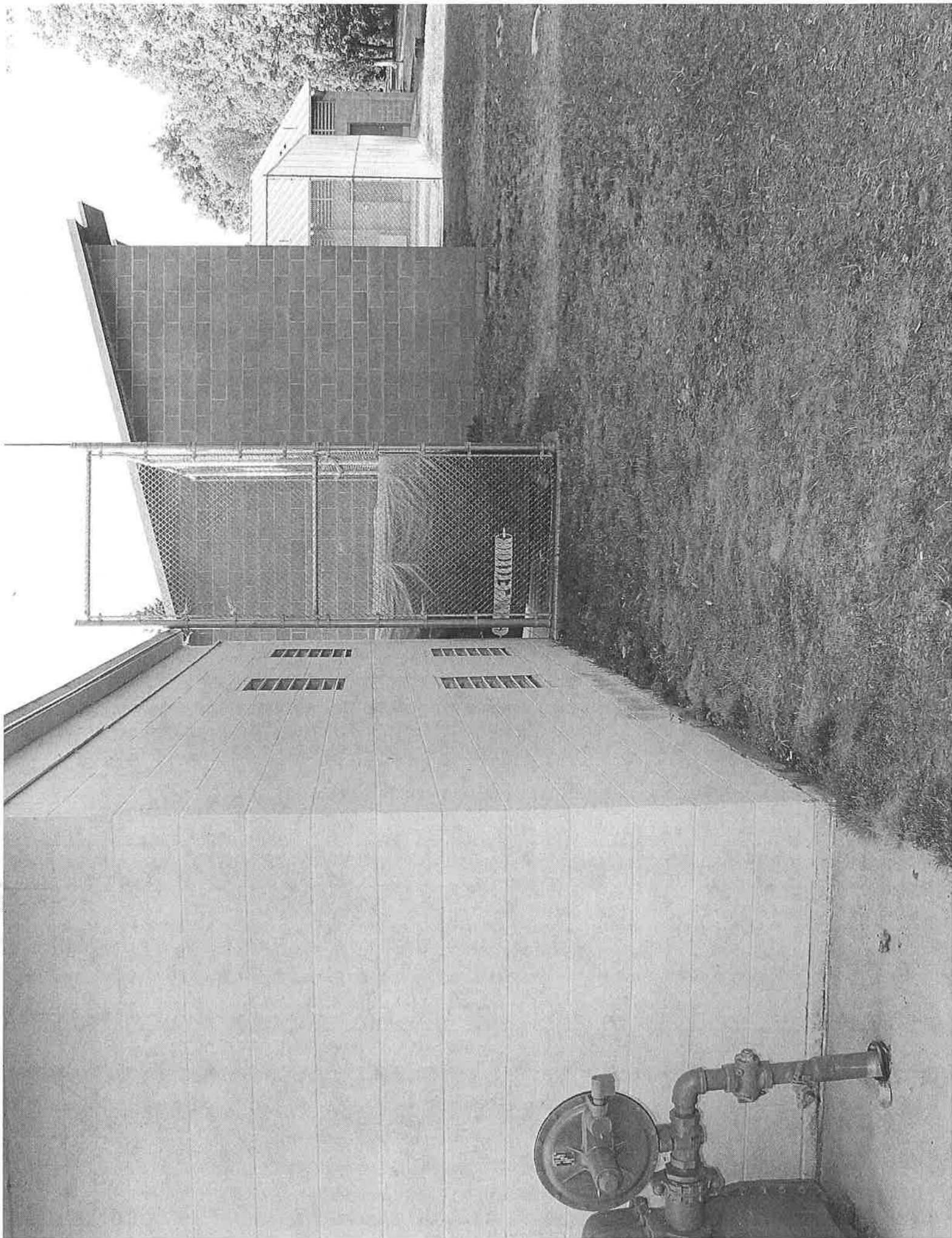
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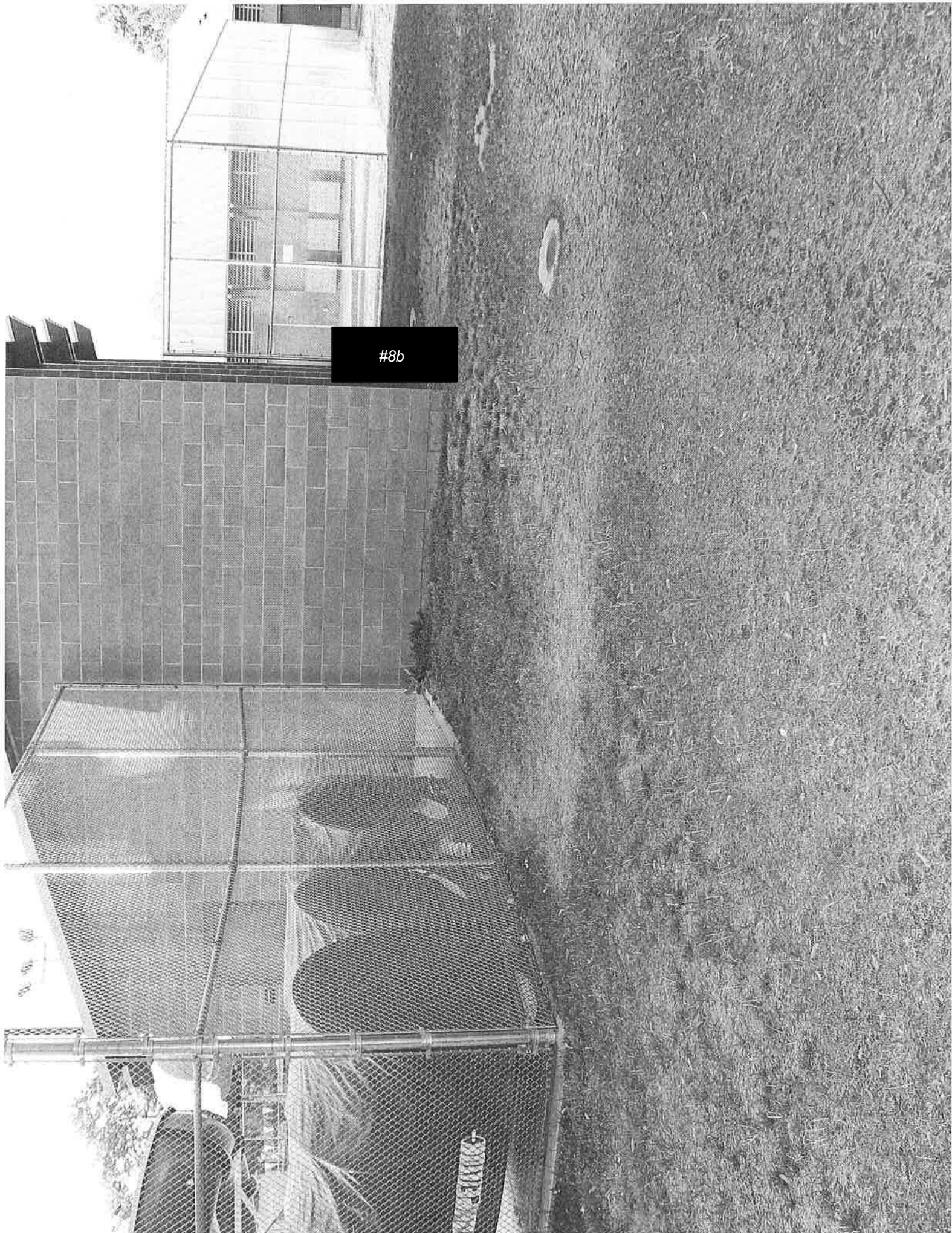




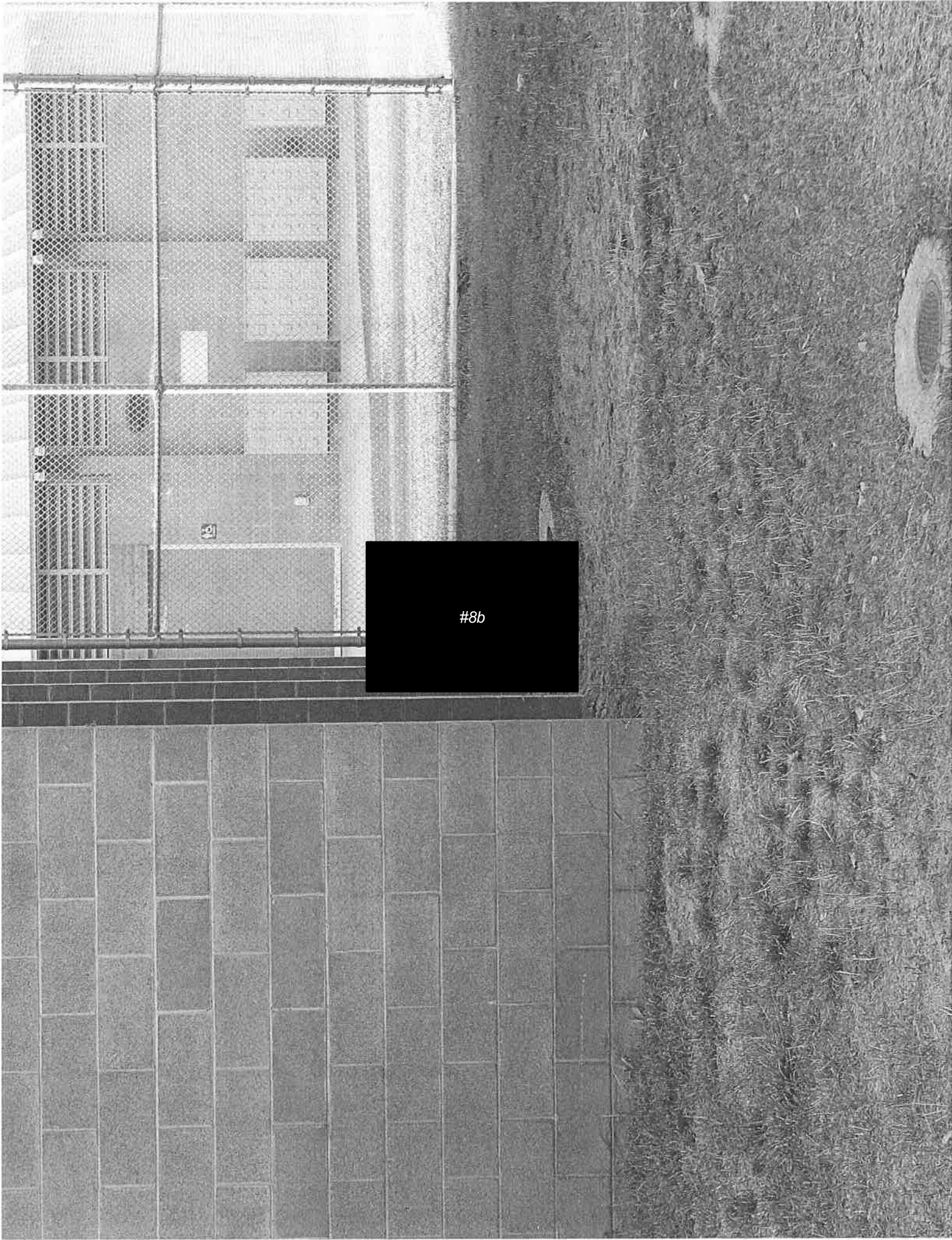




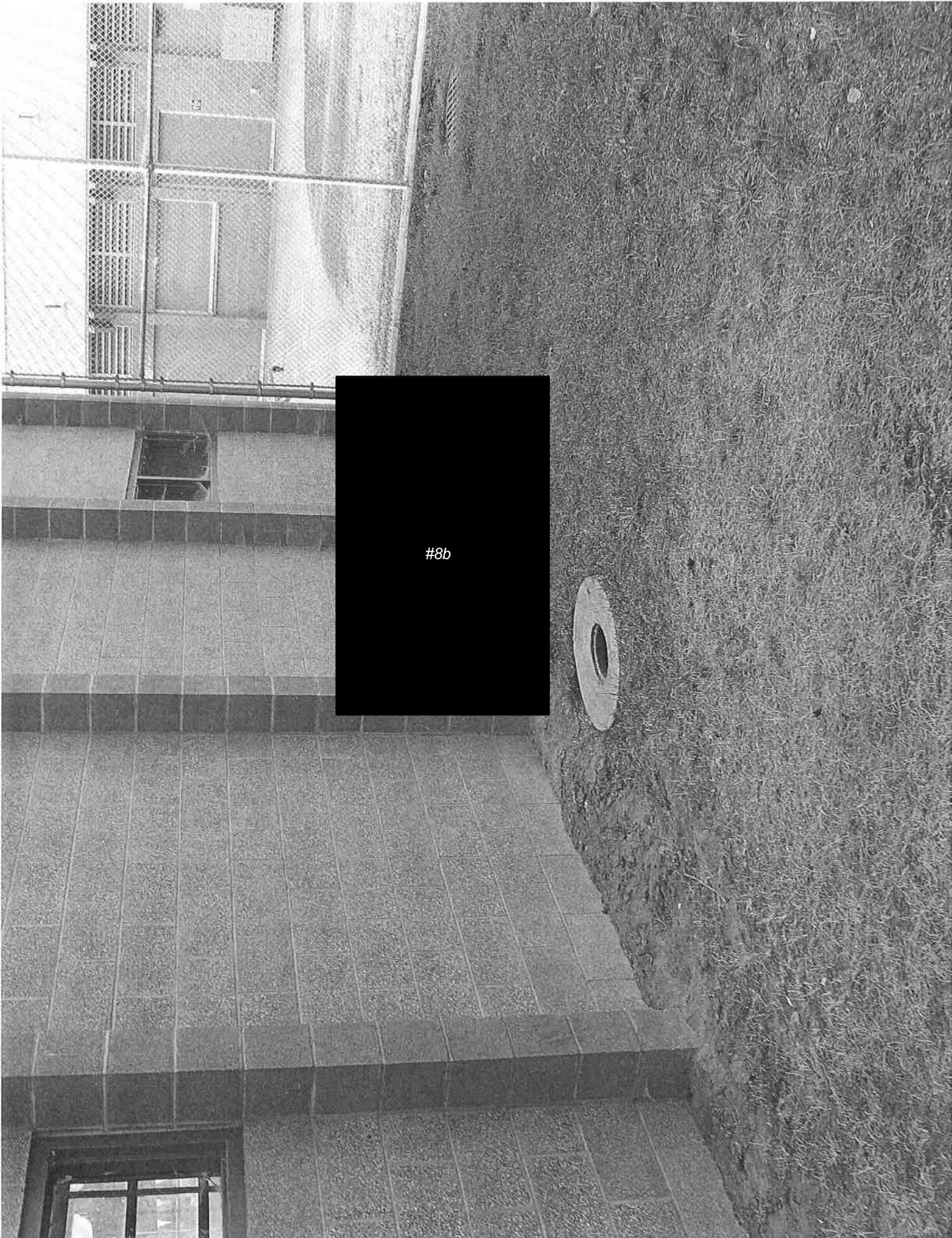




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