



SPOKANE POLICE DEPARTMENT

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</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):	WACIC/NCIC/III - information from ACCESS restricted to law	28 USC § 534 For criminal justice purposes only.

	<u>Officer safety information</u>	enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	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 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.
#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.
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	RCW 42.56.050 (Invasion of privacy), RCW 42.56.230 (Personal information),

		public could be abused or lead to identity theft.	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)
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 confidential manner for law enforcement purposes, protected to preserve the life and personal safety	RCW 42.56.240(1) (Investigative, law enforcement, and crime victims). Ashley v. Public Disclosure Comm'n, 16 Wn.App. 830, 836 (1977).

		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.	
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 the identities of officers/employee accused of sexual misconduct in Internal Affairs Investigations and Inquiries, if the findings are not Sustained. Police officers/employees have a right to privacy in their identities in connection with unsubstantiated allegations of sexual misconduct.	<i>Bainbridge Island Police Guild v. City of Puyallup</i> , 172 Wash.2d 398 (2011). <i>Bellevue John Does</i> , 164 Wash 2d at 212, 189 P.3d 139.
#13b	<u>Date of birth</u> of accused police officers/employee.	This redaction protects the identities of accused officers/employees 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/employee.	This redaction protects the identities of accused officers/employee 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/employee.	This redaction protects the identities of accused officers/employee 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/employee.	This redaction protects the identities of accused officers/employee 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 Reynolds

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
5/17/2016	4/28/2016	22:46
Record ID #	Incident No	IA No
9309	16-148890	F16-045
Date/Time Entered		
5/17/2016 15:47		

Incident Summary

Ofc. Belitz was enroute to a DV call when he located a rolling stolen vehicle. It pulled into a parking lot as he passed. When he came back around he saw 2 people standing in the parking lot. He immediately recognized the driver from when he had passed him. The male took off running and Ofc. Belitz used his K9 "Zeus" as an effective apprehension tool.

In compliance with policy per Assistant Chief Meidl 06/18/16.

Incident Location

- 900 Houston, Direction: E, Spokane, WA 99207 - : Nevawood

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Fleeing (Felony)	Self Initiated	
Weather Condition	Lighting Condition	Distance to Citizen
Clear	Exterior Lighting	e-21-30 feet
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	

Reporting/Involved Citizen Information

Pavel Y Filipenko

DOB: 12/4/1989 Race: White Gender: Male

Address

- 3724 Cook, Direction: N, Spokane, WA 99207

Phone

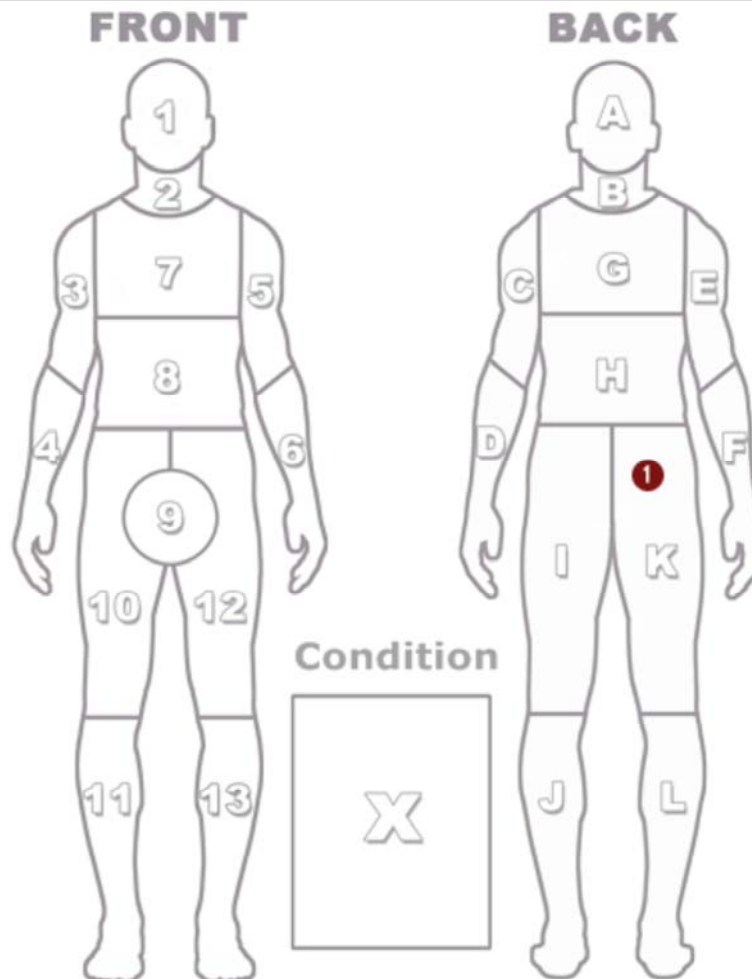
- (509) 842-0474

Types of Resistance Citizen Used Against Officer(s)

- Active Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
d-Injury Requiring ER	K	1

**Charges against this citizen**

- Felony - Property Crime
- Misdemeanor - Property Crime

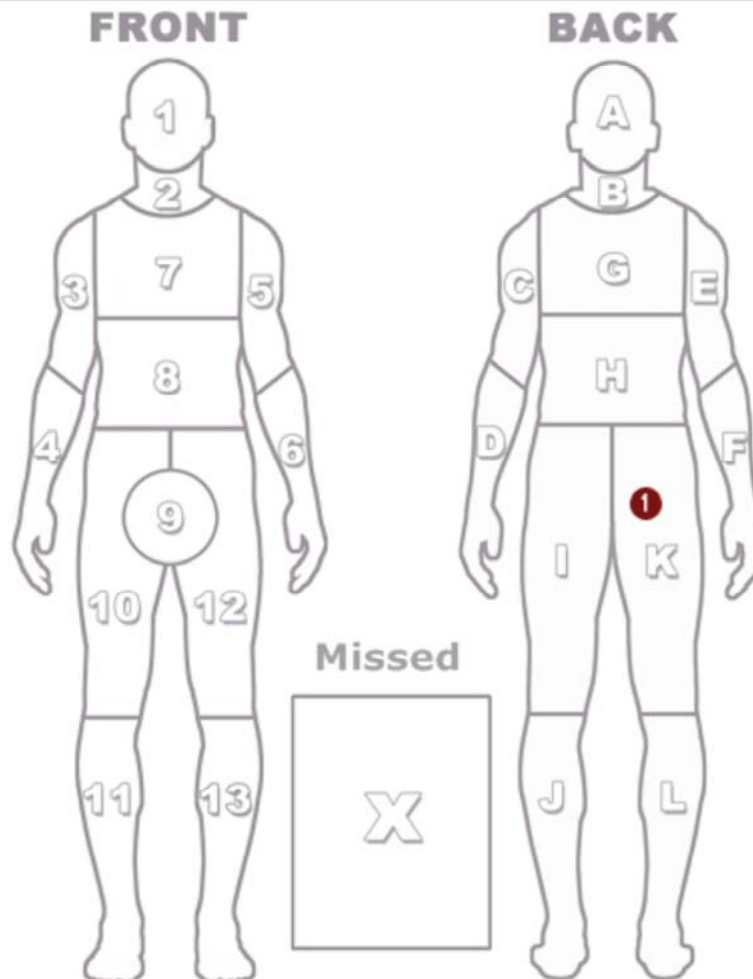
Involved Officers

Officer Todd Belitz - Payroll Number: #5c

Force used by this officer against the citizen

- K9 Application - Was force effective: Yes

Force Used	Effective?	Regions	Points of contact
K9 Application	Yes	K	1



Injuries sustained by this officer

Injury	Regions	Injury Locations
No injuries noted or visible		

Attachments

Date Attached	Attachment Description	Attachment Type
5/17/2016	BWC Belitz Marker at Contact	
5/17/2016	CAD	pdf
5/17/2016	officer reports	pdf
5/17/2016	Kanine Deployment	pdf
5/17/2016	Kanine UOF	pdf
5/17/2016	photo log	pdf
5/17/2016	IA Additional	doc
5/23/2016	Subject overall	JPG
5/23/2016	Injuries	JPG

5/23/2016	Hands	JPG
5/23/2016	Injuries	JPG
5/23/2016	Injuries	JPG
5/23/2016	Injuries	JPG

Chain of Command History

Sent Dt	From	To	CC	Approved
5/17/2016	Internal Affairs	Internal Affairs	Lieutenant Matthew Cowles	<input checked="" type="checkbox"/>
Sender's Instructions: For your review				
Recipient's Comments/Response: [Forwarded by Sergeant Michael Carr]				
5/23/2016	Sergeant Michael Carr	Lieutenant Matthew Cowles	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: For your review				
Recipient's Comments/Response: In Review of the Use of Force, K9 Contact, by Officer Belitz; This use of force is within policy M. Cowles #604 06/13/16				
6/13/2016	Lieutenant Matthew Cowles	Captain Keith Cummings	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: Captain, Attached are documents relating to a use of force, K9 Contact, by officer Belitz for your review. Please let me know if you have any questions. Very Respectfully, Matt				
Recipient's Comments/Response: Did not realize these were still waiting for review				
7/11/2016	Captain Keith Cummings	Asst Chief Craig Meidl	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: Approved....did not realize these were still waiting for review.				
Recipient's Comments/Response: Use of force compliant with policy.				

Entering Officer Signature Line

Sergeant Charles Reynolds

Chain of Command Signature Lines

Sergeant Michael Carr

Lieutenant Matthew Cowles

Captain Keith Cummings

Asst Chief Craig Meidl



Spokane Police Department
Internal Affairs



Use of Force
Additional

Incident #: 16-148890

Date: 04-28-16

Involved Officer(s) BWC Y/N: Y

Reviewing Supervisor: Reynolds #558

INSTRUCTIONS: *Include any information below that is not already adequately covered in the Incident Report. For information already reported refer the reader to the applicable report.*

Incident Summary:

Ofc. Belitz was enroute to a DV call when he located a rolling stolen vehicle. It pulled into a parking lot as he passed. When he came back around he saw 2 people standing in the parking lot. He immediately recognized the driver from when he had passed him. The male took off running and Ofc. Belitz used his K9 "Zeus" as an effective apprehension tool.

Officer Interview Summary:

Subject Interview Summary:

Witness Interview Summary:

Witness Officer Interview Summary BWC Y/N:

Any Relevant Clarifying Information and Observations:

Sergeant Findings:

After reading the attached documentation and debriefing Ofc. Belitz I find that Ofc. Belitz's deployment of K-9 "Zeus" as an apprehension tool was reasonable, within State and Federal Law, within Department Policy and met Department expectations.

It was within Department Policy because at the time Ofc. Belitz deployed his K-9 he believed the suspect, Filipenko, was fleeing from a stolen vehicle (felony). Ofc. Belitz also believed this was the safest and most efficient way to take Filipenko into custody for Filipenko, other Officers, and himself. Filipenko was physically resisting by fleeing on foot and the use of his K-9 "Zeus" appeared necessary to overcome his resistance.

Sgt. Reynolds #558

Spokane Police Department

K9 Use of Force Report

General Use of Force Information

Case # **16-151298** Report Type **Apprehension**
Location **901 E. Holyoke Ave.** Handler **Todd Belitz**
Date Occurred **4/28/2016** K-9 **Zeus**
Date of Report **5/8/2016 3:17:00 AM** Imm. Supervisor **Sgt. Jason Reynolds**
Reviewed By
Review Date

Subject Information

Subject's Name **Filipenko, Pavel Y**
DOB **12/4/1989** Age **26**
SSN
Gender **M**
Address **3724 N. Cook St.**
City **Spokane** Zip Code **99205**
State
Phone # **509-842-0474**

Medical Information

Visible Injuries present? **Yes** Subject refuse treatment? **No**
Treatment Required? **No** Exam/ Treatment Location **Deaconess ER**
Examined by Doctor? **Yes** Examining Doctor
Explanation of Treatment **K9 contact marks were cleaned by medical staff and suspect was given a tetanus shot. No further medical treatment was needed.**
Time of Exam **11:20 PM**

K-9 Specific Information

Verbal warning given prior to engagement? **Yes** Number of bites or engagements **1**
Subjects actions leading to the Use of Force **Suspect fled in a confirmed stolen vehicle. When located by police on foot, the suspect then fled on foot after being given a clear K9 warning to stop or a dog would be used to apprehend him.**
Reason no Verbal warning given? **Verbal warning was given prior to K-9 deployment.**

Off leash apprehension made? **Yes**

On leash contact made?

K-9 obeyed handler's commands? **Yes**

K-9 Assaulted? **No**

K-9 Injured? **No**

List K-9's Injuries **N/A**

K-9 Treatment costs

Examining Veterinarian

Report Narrative

On 042816 at approximately 2244 hours, I was responding to a reported DVOPV call near Cincinnati and Houston. As I was enroute, I observed a white Acura Integra in front of me at Nevada and Lyons. The vehicle abruptly turned west onto Lyons which seemed odd.

I also turned west onto Lyons Ave and conducted a records check on the vehicle registration. As I was waiting for the return, the vehicle quickly turned south into the entrance to the apartment complex at 901 E. Holyoke Ave. When the vehicle turned south, my headlights shined on the driver and I could see that he was a white male wearing a black t-shirt.

I drove past the entrance and when the return came back, it showed the vehicle to be stolen. I checked with dispatch and asked them to confirm the vehicle registration. Dispatch confirmed that the vehicle was indeed a stolen vehicle so I turned around and drove into the entrance to the apartment complex where I saw the suspect vehicle go.

I located the vehicle parked unoccupied a few stalls in from the street. I parked my vehicle just past the suspect vehicle and located a white male wearing a white t-shirt drinking a soda. This was clearly not the driver so I assumed that he as the passenger.

I asked the male where his partner was and when I did, I heard someone running away from behind the dumpster towards the west. I could see the male running and was 100% certain that this was the male who was driving the vehicle when it turned into the complex. He was a white male wearing a black t-shirt and shorts.

I retrieved my K-9 partner, Zeus, from my patrol vehicle. I ran with K-9 Zeus around the front of my vehicle and saw the male getting up from the ground because he had fallen while trying to run from me. I made a K-9 announcement warning the fleeing male to stop or I would send my dog. The male did not stop and continued to flee.

SEVERITY OF CRIME

At the time, I had PC for the fleeing male for Possession of a Stolen Motor Vehicle, a felony crime. I was 100% certain that he was the male that I observed driving the stolen vehicle.

THREATS TO OFFICERS OR THE PUBLIC

It was clear then when the driver of the stolen vehicle realized that I was the police and was behind him, he began to make evasive turns attempting to get away from me. It has been my personal experience that vehicle theft suspects are often times armed and willing to do whatever it takes to keep from being arrested. The suspect was running through an apartment complex while he was fleeing and could have easily attempted to gain entry into an apartment door in order to hide from me. This would have placed the residents of the complex in extreme danger. Furthermore, when the suspect first ran from me and K-9 Zeus, I could see the shiny metal clip from a folding knife attached to his right front pocket. If the suspect was allowed to get away, he would now be on the loose and known to be armed. Using K-9 Zeus to apprehend the suspect was the safest and most efficient way to take him into custody. If I gave chase of

the suspect alone, he could have easily been setting up an ambush on me as I rounded the corner where he was caught and taken into custody.

*****ATTEMPTS TO FLEE OR RESIST ARREST*****

It was very clear that the driver was attempting to flee from me when he was making the evasive movements while still behind the wheel of the vehicle. These movements were only done after he realized that I was behind him. I was wearing a full police department uniform with department badges and a cloth badge sewn on. I made an announcement telling him that if he did not stop, I would use K-9 Zeus to apprehend him. The suspect fell 2 separate times while running from me and got back up and continued to run. This showed extreme determination and commitment in getting away and doing anything possible to avoid being captured.

For the aforementioned reasons, I sent K-9 Zeus off leash in an effort to quickly capture the fleeing suspect. The suspect ducked in between a row of vehicle as he ran from me causing K-9 Zeus to lose sight of him. This caused K-9 Zeus to become confused and he began to return to my side.

The male then ran across the parking lot and just as he reached the other side, he tripped and fell on the sidewalk. As the male was getting up, I was able to shine my flashlight on him. This allowed K-9 Zeus to reacquire focus on the suspect. K-9 Zeus chased and contacted the suspect just as he was turning the corner to the grassy area on the west side of the building.

K-9 Zeus contacted the male on the right buttocks area and slowed him down and held him in a standing position. I was approximately 25-30 feet from the suspect when K-9 Zeus contacted him. I approached and could see the male hitting at K-9 Zeus in an effort to remove him from the contact. I told the male not to move and to stop fighting my dog. I also told the suspect to get on the ground.

The suspect put his hands up but refused commands to get on the ground. I approached the male while K-9 Zeus was on the contact and took control of the suspects right arm. Once I had physical control of his right arm, I pulled the suspect to the ground while K-9 Zeus had control of the suspects lower body. I told him not to move and to put his hands behind his back. I then took control of K-9 Zeus and gave him his out command.

K-9 Zeus was in the process of coming off of the contact when the suspect tried to push K-9 Zeus off of him by shoving his hand into K-9 Zeus's face and mouth area. I had to again tell the suspect not to move.

This fight with K-9 Zeus caused me to have to give another out command before K-9 Zeus came off of the contact. K-9 Zeus was on the contact for approximately 20-23 seconds. This duration was caused by the suspects continued fighting with K-9 Zeus and refusal to follow commands.

Once K-9 Zeus was off of the contact, I continued to give the suspect orders and commands to roll onto his stomach with his hands out to his sides and not to move. I updated responding officers of my current location and waited for another unit before taking the suspect into custody. Corporal Busch arrived first and took the suspect into custody.

I returned to where the other male was and he was no longer in the area. I placed K-9 Zeus back into my patrol vehicle and returned to where the suspect was waiting with other officers. I asked him his name and he provided me with Serg Kravchenko. I told him that he was under arrest for possession of a stolen motor vehicle and that he would be transported to the hospital so his canine contact could be looked at.

I read him his constitutional rights from a pre printed card prior to his transport in case he began to talk to the transporting officer. He stated that he understood his rights and wanted to answer

questions. Officer Benesch transported him to Deaconess ER for me. I met them there and while in the hospital room, I again read him his constitutional rights from a pre printed card.

He again stated that he understood his rights and again stated that he wanted answer questions. He also signed the card indicating as such. I asked him to tell me what happened and he told me the following:

He stated that a friend, Jeremy Hall, picked him up in the white Acura at his residence on N. Cook St at approximately 2000 hours. He had not seen Jeremy ever drive this car so when he got in he said "you get a new car?" Jeremy was on the phone and just kind of nodded at him and never really provided him with an answer.

He stated that they drove around for a few hours and had gone to Safeway and Walmart. When they were driving on Nevada, Jeremy saw my police car behind them and Jeremy asked "is that a cop?" He replied "I don't know, why?" Jeremy then said "cause this car is kind of hot?" He was indicating that he knew that the car was stolen. He said that Jeremy parked the car and he got scared so he ran. He indicated to me that Jeremy was driving the vehicle when I saw them.

I stopped him there and asked him if he knew that I was the police car behind him. He stated that he wasn't sure but he knew it was a cop. I told him that when the Acura turned into the apartment complex, my headlights shined into the drivers seat and I could see that he was driving the vehicle.

He then paused and said "alright, I drove from Walmart." He stated that Jeremy picked him up and drove to Safeway and to Walmart and then when they left Walmart, he drove the vehicle from there. He said that they were going to go to Albertsons on Nevada and Lyons but thats when he saw my patrol vehicle. Jeremy said that he thought that they should go to the right and hoped that I wouldn't follow them because "this car is stolen."

He asked Jeremy if he was serious and a lot of things started to run through his head. He was trying to figure out what to do next. He stated that his plan was to go into the apartment complex and park the vehicle and get out and just walk away. He said that when he was standing behind the garbage cans he got scared and ran.

He stated that when I drove past them they thought it might be their lucky day and they were going to just get out of there. He said that this was the plan but then somehow I showed up again. I then asked him if there was a key to the vehicle. He seemed uncertain but when I asked him how he started it at Walmart, he stated that Jeremy gave him a key. He said that the key was "all loose and stuff and then the key like fell."

He stated that once he was out of the car, he heard me drive in and freaked out because he just found out he was in a stolen car and "obviously, that's bad." He just stood there for a second and hoped I wouldn't notice him but he got scared and ran.

I asked him if he heard me make an announcement and tell him to stop or I would send my dog. He stated that he doesn't remember that but he believes that I said it. He heard me yell something but he wasn't sure what it was. He thought I was yelling stop that guy or something similar. He stated that there were a million things going through his mind and everything sounded like a bunch of noise.

I asked him how come he kept running after he fell and did not give up at that point. He stated that he already ran so he figured he would continue to run and try to get away. I asked him if he knew I was chasing him and he clearly stated "yeah, I heard you and heard footsteps and I heard your dog."

He then said that the dog was then "on his ass" and he was just trying to get the dog away. He

made it to the grass and that is when the dog got him. I clearly asked him "at what point did you realize that you were being chased by a dog?" He replied "about half way through."

I asked him why he didn't stop if he knew he was being chased by my dog. I asked if he thought he was going to outrun my dog and he said he knew he wouldn't outrun my dog. I explained to him that if he would've stopped my dog was trained and certified where I could call him off and he would not have been contacted.

He went on to say "I know it's my fault the dog bit me and it was my stupidity." He stated that he heard me tell him to stop moving around while I was approaching him but he said it was hard to stop moving. He was trying to not move around but "again, I was trying to get the dog off which made it worse."

At the end of our interview, Officer Benesch checked SPRS and DOL photos to confirm that name we were provided. The pictures of Serg Kravchenko clearly weren't matching the person I was talking to. We confronted him about this and he came clean and admitted that his name was Pavel Filipenko.

He had a felony DOC warrant as well as a misd warrant out of Airway Heights. His ID was confirmed through SPRS and DOL photos at this point.

I checked Pavels injuries that he sustained from the incident. He had abrasions on both knees, most of his knuckles and on his right forearm from the 2 separate falls that he had while running from me. I then checked where K-9 Zeus contacted him on the right buttocks.

He had some scrapes and rake marks and what appeared to be 2 small punctures from K-9 Zeus. The doctor evaluated Pavel and stated that the only medical care that he needed was for the injuries to be cleaned. I requested a corporal and Corporal Haney arrived and took photos of all of Pavels injuries.


Hospital staff cleaned Pavels injuries and he was cleared for jail. Officer Benesch transported Pavel to jail and at jail located a black tar substance in his possession. The substance was field tested and tested positive for heroin. See his report for details. Pavel was booked into jail for Possession of a Stolen Motor Vehicle and PCS-Heroin.

A DOL check for Pavel showed that his driving status is DWLS 3rd Degree. A PC affidavit was completed and Sgt. Meyer was notified of the booking per department policy. PC also exists for Making False Statements and 3rd Degree DWLS.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

T. Belitz #1084
SPD A445

Handler's Signature (X) _____

<div style="text-align: right;">  </div> <h1 style="text-align: center;">Spokane Police Department</h1> <div style="text-align: right;">Ref. # U-TO1642822440</div>				
K-9 DEPLOYMENT REPORT				
GENERAL	Date/Time Reported	Date/Time Arrived	Date/Time Cleared	Agency #
	4/28/2016 10:44:00 PM	4/28/2016 10:44:00 PM	4/29/2016 3:28:00 AM	N/A
	Session Activity Type		Handler	K-9
	Vehicle Theft		Todd Belitz	Zeus
GENERAL	Event Summary Information	Fleeing stolen vehicle theft suspect		
MISC	Consent Type	Warrant by K-9	Warrant #	# Arrests
	N/A		N/A	1
REQ	Requesting Agency			Requesting Officer/Party
	Spokane Police Department			Todd Belitz
	Services Requested			Request Method
	Running take			Self initiated
WEATH	Ground Condition	Weather Condition 1		Weather Condition 2
	N/A	Clear		N/A
	Temperature	Wind Speed	Wind Direction	Humidity
	58	8	SSW	84%

DEPLOYMENT ACTIVITIES					
	Amt	Activities Performed/ Loc. Info	Action Perf./ Value	Proficiency	Time/ District
*	1	Apprehend Suspect	Assisted Officer	Performed Properly	
Apartment Complex - Quadrangle Apt Complex - 901 E. Holyoke Ave - Spokane - WA					
<p>While traveling to another call, I located a confirmed stolen vehicle turning west on Lyons Ave from Nevada. I had already passed the vehicle when the confirmed stolen returned to my MDT. I turned around and attempted to locate the vehicle. The vehicle was located parked in an apartment complex at 901 E. Holyoke Ave. I located a male standing near the vehicle but I knew that this was not the driver. I stopped my vehicle and asked him where his partner was and suddenly I heard someone take off running from behind the dumpster. I then saw the male running and was certain that this was the driver from the stolen vehicle. I opened my back door and took a hold of K-9 Zeus's collar. I ran around the front of my vehicle and made an announcement for the male to stop or I would send my dog to apprehend him. The male did not stop, so I deployed K-9 Zeus after scanning the area to make sure there was no one else in the immediately area. K-9 Zeus initially had great target lock on the suspect but when the male cut through the cars and parking lot, K-9 Zeus lost sight of him. K-9 Zeus became confused to he returned towards my side until I was able to get my flashlight out of my pocket. I lit up the male with my flashlight and when I did, K-9 Zeus immediately locked in on the fleeing suspect. K-9 Zeus weaved in between the parked cars and caught up to the suspect and contacted him as he attempted to round the corner of the building in the grassy area. K-9 Zeus contacted the suspect on the right buttocks and spun the male around. The male initially reached down and tried to hit K-9 Zeus to get him off of the contact. As I caught up to the suspect, I ordered him to stop fighting my dog and to get on the ground. He put his hands up but did not get on the ground. When the male ran from me initially, I could see that he had a pocket knife clipped inside of his right pants pocket so I took a hold of the suspects right arm and pulled him to the ground as K-9 Zeus was on the contact. Once on the ground, I placed his hands behind his back and told him not to move. I then took physical control of K-9 Zeus and gave him his out command. Just as K-9 Zeus was releasing from the contact, the suspect again reached down and tried to hit K-9 Zeus to get him to let go. This caused K-9 Zeus to stay on the contact because the male was hitting him. I again ordered the suspect not to move and gave K-9 Zeus another out command. I was able to out K-9 Zeus at this time. I stepped back from the suspect about 5 feet while controlling K-9 Zeus, and gave the suspect orders to stay on his stomach and to not move. I waited in this position until responding units arrived. K-9 Zeus performed extremely well on this deployment. He listened to me on every given command and engaged with the suspect immediately with zero hesitation. He even returned to me without command as soon as he lost sight of the fleeing suspect and just looked to me for assistance and guidance instead of just running around lost. When I did my part as I should have from the start, K-9 Zeus then never lost sight again and contacted the suspect as trained.</p>					
SUSPECT INFORMATION					
	Name/ Address	DOB/ Phone	SSN	Incarcerated at	
*	Filipenko,Pavel Y	12/4/1989		Spokane County Jail	

1- Apprehend Suspect

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Officer's Signature		Approved By	
		Date	05/08/16 02:31

Entered	04/27/16	08:34:51	BY 91123	911184
Dispatched	04/27/16	08:35:40	BY PCC03	802
Enroute	04/27/16	08:35:40		
Onscene	04/27/16	08:35:40		
Closed	04/27/16	09:58:08		

Loc: 2727 E 53RD AV #F205 ,SPK -- BILTMORE APTS btwn S SMITH CT & S REGAL ST (V

/083451 (911184) ENTRY OCC BETWEEN 0400 AND NOW. WHI 98 ACURA INTEGRA
LIC: ATK0308/WA ###

#3h

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/094239 MISC

/094239 MISC
/094239 MISC

/094239 MISC
/094239 MISC
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/094239 MISC
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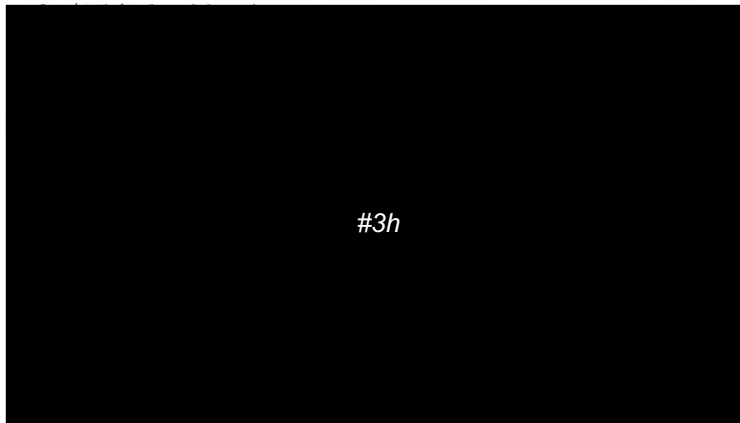
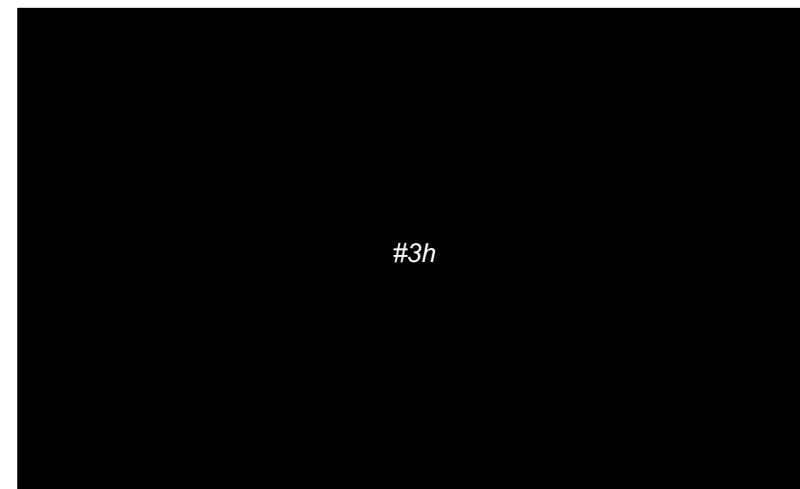
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/094246 MISC
/094246 MISC

/094246 MISC
/094246 MISC
/094252 CALLBK

/094405 (1160) MISC
/094409 MISC
/095808 (1010) *CLEAR C311

/095808 CLOSE C311
*** New Date: 04/28/16 ***
/225133 (1069) CROSS



T/PCC05
,STOLEN ENTERED
,VFIED
,VFIED PTR35 HOTAUTO
DSP: 1A
,PSTAT/CFS PSTAT/RPT

#SP160151298

Entered	04/28/16	22:44:59	BY PCC01	1179
Dispatched	04/28/16	22:44:59	BY PCC01	1179
Enroute	04/28/16	22:44:59		
Onscene	04/28/16	22:44:59		
Closed	04/29/16	03:28:48		

/224459	(1179)	\$OUTSRV		,NO MORE INFORMATION
/224459		DISPOS	A445	#1084 BELITZ, TODD
				,NO MORE INFORMATION
/224513		ASSTER	A444	[HOUSTON NEVADA/CINCINNATI]
				#1068 CHIMIENTI, SAMUEL
/224513		\$ASSTER	P317	[HOUSTON NEVADA/CINCINNATI]
				#625 BUSCH, KEVIN
/224513		\$ASSTER	L288	[HOUSTON NEVADA/CINCINNATI]
				#607 MEYER, RICHARD
/224523	(369)	*ASSTER	L269	[HOUSTON NEVADA/CINCINNATI]
				#369 TILLEY, RONALD G
/224523	(781)	*ASSTER	A442	[HOUSTON NEVADA/CINCINNATI]
				#781 RUSSO, MICHAEL
/224529	(1179)	MISC	A445	,K9 CONT ON THE RUNNER, POSS 900 HOUSTON ON NO
				RTH SIDE
/224532	(1106)	*ASSTER	C352	[HOUSTON NEVADA/CINCINNATI]
				#1106 CONRATH, CHRIS
/224534	(973)	*ASSTER	X350	[HOUSTON NEVADA/CINCINNATI]
				#973 DONALDSON, NATHAN
/224616	(1224)	*ASSTER	B323	[HOUSTON NEVADA/CINCINNATI]
				#1224 HOWE, JEREMY
/224616	(1179)	MISC	A445	,W/ THE SUSP OFF OF HOLYOAKE
/224624		MISC		,MEDICS STAGING
/224629		ONSCNE	P317	
/224651	(1106)	*PREMPT	C352	
/224715	(1179)	MISC	A445	,P317 IS WITH ME, 1 IN CUSTODY, NEED MY CAR SE
				CURED
/224721	(443)	*ASSTER	L217	[HOUSTON NEVADA/CINCINNATI]
				#443 KAKUDA, BLAINE
/224739	(1179)	CHGLOC	A442	[HOLYOKE/HOUSTON]
/224739		CHGLOC	A444	[HOLYOKE/HOUSTON]
/224739		CHGLOC	A445	[HOLYOKE/HOUSTON]
/224739		CHGLOC	B323	[HOLYOKE/HOUSTON]
/224739		CHGLOC	L217	[HOLYOKE/HOUSTON]
/224739		CHGLOC	L269	[HOLYOKE/HOUSTON]
/224739		CHGLOC	L288	[HOLYOKE/HOUSTON]
/224739		CHGLOC	P317	[HOLYOKE/HOUSTON]
/224739		CHGLOC	X350	[HOLYOKE/HOUSTON]
/224740	(1224)	\$PREMPT	B323	
/224746	(1179)	ONSCNE	A445	
/224746		ONSCNE	P317	
/224752	(1068)	*ONSCNE	A444	
/224809	(1179)	REMINQ	A445	LIC,A445,ATK0308,,,,
/224822		MISC		#3h

#3h

/224822 MISC
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/224838 (607) *PREMPT L288
/224909 (1179) ASSTOS A447

/224936 MISC P317
/224951 (443) *PREMPT L217
/225022 (369) *PREMPT L269
/225041 (1179) MISC A444
/225114 (973) \$PREMPT X350
/225122 (1069) MISC A447

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/225126 (1179) MISC A445
/225133 (1069) CROSS
/225235 (781) *PREMPT A442
/225456 (657) CALLBK

/225823 (1069) MISC

/225823 MISC
/225823 MISC

/225823 MISC
/225823 MISC
/225824 MISC

#3h

[HOLYOKE/HOUSTON]
#1220 BENESCH, CHRISTOPHER
, UNRESTRICT

, BOTH PLATES, DRIVABLE, VIN MATCH

#3c

, MEDICS CANCELLED
#SP160148890

T/PCC01
, LOCK AND LEAVE IT THEY WILL COME IN THE MORNI
NG

#3c

#3c

/225824 MISC
/225824 MISC
/225824 MISC
/225826 MISC

/225826 MISC
/225826 MISC
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/225826 MISC
/225830 CALLBK

/225913 (702) *ASSTOS K16
/225930 (657) MISC
/230328 (702) *CLEAR K16
/230410 (1220) *TRANS A447

/230606 (1068) *MISC A444
/230628 *MISC A444

/230645 *MISC A444
/230649 (1220) *REMINQ A447
/230655 *REMINQ A447

/230657 *REMINQ A447

/230716 (1068) *MISC A444

/230736 (1084) *CHGLOC A445
/230744 (1068) *CLEAR A444
/230807 (625) *CLEAR P317
/231928 (1084) *ONSCNE A445
/232007 (1220) *TRANSC A447
/232316 (1069) OK A445
/232316 OK A447
/232533 REMINQ A445

/234005 (604) *ASSTER L176

/234023 *CHGLOC L176
/234034 *CHGLOC L176
/234617 *ONSCNE L176
*** New Date: 04/29/16 ***
/000013 *CLEAR L176
/002335 (1220) *REMINQ A447

T/PCC05
,CVS
[HOLYOKE/HOUSTON]
#702 JENSEN, JAKE
,VERIFIED/SENT TO AUTO SQUAD/HOT AUTO UPDATED
,PSTAT/ASST
[DEACONESS] M/0.0
,W/ 1 MALE
,RO UNABLE TO RESPOND. ASKED THAT CAR BE SECUR
ED AND LEFT.
,SECURED CAR AS BEST COULD. SUN ROOF OPEN AND
UNABLE TO BE CLOSED.
,SETTLE DONE UNDER 160148890.
MVEH,AOH1018,,,,,,,,,,,,,,,,,,,,,
MWANT,,,,,,,,,,,,,,,,, #4b
,,,,,,,,,X
MWANT,,,,,,,,,STRUCK,RICHAESTAR,1991,04,29,,,,,
,,,,,,,,,X
,PSTAT/ASST PSTAT/RPT(SETTLE) PSTAT/VIDN(NO CO
NTACT WITH ANYONE)
[DEAC]

,PSTAT/ASST PSTAT/RPT PSTAT/VIDY

[DEACONESS] M/6.1

WANT,A445,,,,,,,,,KRAVCHENKO,SERG,A,1984,05,07,,
,,,,,,,,,1
[DEAC]
#604 COWLES, MATTHEW
[DAC]
[DEAC]

,PSTAT / ASST
MWANT,,,,,,,,,KRAVCHENKO,SERGEYA,1984,05,04,,,,,

#3c

/002816		*REMINQ	A447	////// MWANT,,,,,,KRAVCHENKO,SERGEYA,1984,05,07,,,,,
/002904		*REMINQ	A447	////// MWANT,,,,,,#4b,,,,,,3
/002924		*REMINQ	A447	////// MWANT,,,,,,#4b,,,,,,1
/003500		*REMINQ	A447	////// MWANT,,,,,,FILIPENKO,PAVELY,1989,12,04,,,,,
/003522	(1069)	REMINQ	A445	////// WANT,A445,,,,,,FILIPENKO,PAVEL,Y,1989,12,04,,
/003554		CALLBK	A445	////// T/PCC02 ,2 WARRANTS
/003826	(1179)	CALLBK	A445	T/PCC01 ,S2 OUT OF CHENEY CONFIRMED/SENT
/003919		CALLBK	A445	T/PCC01 ,DOC CONFIRMED
/004201	(1069)	ASSTER	P317	[DEAC] #625 BUSCH, KEVIN
/004217		PREMPT	P317	
/004252		ASSTER	P318	[DEACONESS] #730 HANEY, SCOTT
/004526		OK	A447	
/004529		OK	A447	
/005045	(730)	*ONSCNE	P318	
/005245	(1220)	*REMINQ	A447	MWANT,,,,,,SMITH,CHEROKEEL,1991,01,11,,,,,
/005331	(1069)	OK	P318	//////
/005538	(1220)	*REMINQ	A447	MWANT,,,,,,REDMON,ASHLEYR,1985,04,09,,,,,
/005612		*REMINQ	A447	////// MWANT,,,,,,#4b,,,,,,
/010217		*REMINQ	A447	////// MWANT,,,,,,#4b,,,,,,
/010437	(730)	*MISC	P318	,PSTAT/ASST PSTAT/VIDN
/010824		*MISC	P318	,PIX TAKEN UPLOADED TO SERVER
/011253		*CLEAR	P318	
/013359	(1084)	*REMINQ	A445	MWANT,,,,,,FILIPENKO,PAVELY,1989,12,04,,,,, ,,,,,6
/014532	(1220)	*TRANS	A447	[JAIL] M/0.0
/015019		*TRANSC	A447	[JAIL] M/1.3
/015128	(1069)	OK	A447	
/015408	(625)	*ASSTER	P317	[JAIL] #625 BUSCH, KEVIN
/015722		*ONSCNE	P317	
/015816	(1084)	*MISC	A445	,PAVEL BOOKED FOR POSSESSION OF STOLEN MOTOR V EHICLE, DWLS 3RD, MAKING FALSE STATEMENTS, PCS , FELONY DOC WARRANT AND MISD WARRANT.
/015926		*MISC	A445	,PSTAT/SI PSTAT/VIDY PSTAT/K9 CAPTURE, PSTAT/F EL, PSTAT/FEL, PSTAT/MISD, PSTAT/MISD, PSTAT/W AR, PSTAT/WAR PSTAT/RPT, PSTAT/RPT
/015932		*CLEAR	A445	DSP: 1E
/020036	(625)	*CLEAR	P317	,PSTAT/ASST PSTAT/VIDN
/020221	(1069)	MISC	A447	,ANOTHER CHARGE PCS HEROIN
/020227		MISC	A447	,L288 COPIED
/021541	(1220)	*CHGLOC	A447	[PROPERTY]
/025018	(607)	*ASSTER	L288	[PROPERTY] #607 MEYER, RICHARD
/025028		*CLEAR	L288	
/030543	(1220)	*MISC	A447	,BEEN AT PROPERTY FOR A BIT
/030544		*ONSCNE	A447	
/030549		*CHGLOC	A447	[JAIL]
/031359		*ONSCNE	A447	
/032017		*MISC	A447	,PER OFC. BELITZ, BOOKED PAVEL FOR POSS STOLEN

/032848
/032848

*CLEAR A447
CLOSE A447

MOT VEH AND PCS HEROIN
, PSTAT/ASST PSTAT/VIDY PSTAT/RPT

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 16-148890	
INCIDENT TYPE Arrest, Drug Involved		INCIDENT CLASSIFICATION #1 VEH-RECOVERED		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #2 DRUGS-POSSESS <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #4	
				ATTEMPTED <input type="checkbox"/>	
RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)	
REPORTED ON Thu 04/28/2016 22:44	DATE/TIME	OCCURRED ON Thu 04/28/2016 22:44	DATE/TIME	OCCURRED TO Fri 04/29/2016 02:00	DISTRICT
DISPATCH TIME 22:44	ARRIVED TIME 22:44	CLEARED TIME 02:00	REPORT DATE 04/29/2016	REPORT TIME 04:28	EST. TOTAL PROPERTY LOSS
PRIMARY CHARGE 9A.56.068 POSS STOLEN MOTOR VEHICLE					UCR/NICRS CODE 280 / 280
ADDITIONAL CHARGES 69.50.4013(1) CNTL SUB(POSS-FEL)					
LOCATION OF INCIDENT 901 E Holyoke Avenue, Spokane, WA 99205				LOCATION NAME (IF APPLICABLE)	
ENTRY POINT	METHOD	WEAPON/TOOL/FORCE USED		SECURITY	EVIDENCE
TYPE OF PREMISE (FOR VEHICLES STATE WHERE PARKED) Street, Highway, Road, or Alley					
SOLVABILITY FACTORS PC Affidavit Completed, Suspect Arrested, Useful Physical Evidence, Witness to Crime					
RELATED INCIDENT NUMBERS				INCIDENT XREF	
ADDITIONAL REPORTING OFFICERS Benesch					
VICTIM/WITNESSES/OTHERS <small>S-Suspect, V-Victim - Individual, A-Arrested Person, VB-Victim - Business, MA-Missing, MR-Person Molested, RO-Registered Owner, V-Deceased, PS-Passenger, PE-Pedestrian, PC-Pedestrian - Cyclist, O-Other, C-Complainant, IH-Immational, G-Legal Guardian, D-Driver, W-Witness, CV-Complainant's Victim, COH-Contact, RU-Runaway, OW-Owner of Property</small>					
CODE A-1	NAME LAST FIRST MIDDLE Filipenko, Pavel Y			SEX M	RACE/ETHNICITY W-White/Non-Hispanic
DATE OF BIRTH/AGE 12/04/1989 26	HEIGHT 5'10"	WEIGHT 200	BUILD Medium	HAIR Brown	EYES GRN - Green
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS STREET, CITY STATE ZIP 3724 N Cook Street, Spokane, WA 99207			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS				OCCUPATION Not employed	EMPLOYER PHONE
ADDITIONAL PHONES (Cell) (509) 842-0474					
CHARGE LEVEL Felony Class B	DESCRIPTION 9A.56.068 POSS STOLEN MOTOR VEHICLE			UCR/NICR CODE 280/280	
WARRANT #	BAIL	TYPE OF ARREST Taken into Custody		MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	
CHARGE LEVEL Felony Class C	DESCRIPTION 69.50.4013(1) CNTL SUB(POSS-FEL)			UCR/NICR CODE /35A	
WARRANT #	BAIL	TYPE OF ARREST Taken into Custody		MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>	
REPORTING OFFICER #1084 - Belitz, Todd				DISTRIBUTION	
APPROVAL #424 - Vigasaa, Kurt				DATE/TIME 04/29/2016 10:54	

Incident Report #1

04/29/2016 11:02:52:797

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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WAC
16V0056158
NIC

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INCIDENT CLASSIFICATION VEH-RECOVERED		INCIDENT NUMBER V378285605		INCIDENT NUMBER 16-148890	
CITATION #	DATE	TIME	BOOKED WHERE Spokane County Jail	DATE 04/29/2016	TIME 01:50
ARREST LOCATION 901 E Holyoke Avenue, Spokane, WA 99205			STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input checked="" type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED	SUSPECT ARMED WITH
JUV. PARAGRAPH	NAME/RELATIONSHIP OF PERSON NOTIFIED	DATE & TIME NOTIFIED	NOTIFIED BY	DISPOSITION OF JUVENILE	
DRIVER'S LICENSE <input type="checkbox"/> FAKE <input type="checkbox"/> STATE <input type="checkbox"/> SOCIAL SECURITY NO. <input type="checkbox"/> FAKE <input type="checkbox"/> OTHER ID #4b #4a					
VEHICLES					
CODE V-1	CIRCUMSTANCES Recovered	LICENSE NO. ATK0308	STATE LIC YEAR WA 02/2017	LICENSE TYPE Regular	VIN/ID JH4DC238XWS003974
YEAR 1998	MAKE Acura	MODEL Integra	BODY STYLE 01: Sedan, 2 Door	TOP/FRONT ONLY COLOR White	BOTTOM/REAR COLOR White
SPECIAL FEATURES/DESCRIPTION					
DECAL NUMBER	REGISTERED OWNER Davis, Amanda M			HOME PHONE	
VEHICLE DISPOSITION <input checked="" type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> DRIVEN AWAY <input type="checkbox"/> TOWED	REGISTERED OWNER'S ADDRESS: STREET, CITY STATE ZIP 12423 N Mansfield Avenue #A88, Spokane Valley, WA 99216			VALUES	
LOCKED <input type="checkbox"/> Yes <input type="checkbox"/> No	KEYS IN VEHICLE <input type="checkbox"/> Yes <input type="checkbox"/> No	DELINQUENT PAYMENT <input type="checkbox"/> Yes <input type="checkbox"/> No	VICTIM CONSENT <input type="checkbox"/> Yes <input type="checkbox"/> No	DRIVABLE <input type="checkbox"/> Yes <input type="checkbox"/> No	ESTIMATED DAMAGE <input type="checkbox"/> Yes <input type="checkbox"/> No
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR	
RELEASE BY	DATE	TIME	RELEASE NO.	RELEASING AUTHORITY	OWNER NOTIFIED
NARRATIVE					

On 042816 at approximately 2244 hours, I was responding to a reported DVOPV call near Cincinnati and Houston. As I was enroute, I observed a white Acura Integra in front of me at Nevada and Lyons. The vehicle abruptly turned west onto Lyons which seemed odd.

I also turned west onto Lyons Ave and conducted a records check on the vehicle registration. As I was waiting for the return, the vehicle quickly turned south into the entrance to the apartment complex at 901 E. Holyoke Ave. When the vehicle turned south, my headlights shined on the driver and I could see that he was a white male wearing a black t-shirt,

I drove past the entrance and when the return came back, it showed the vehicle to be stolen. I checked with dispatch and asked them to confirm the vehicle registration. Dispatched confirmed that the vehicle was indeed a stolen vehicle so I turned around and drove into the entrance to the apartment complex where I saw the suspect vehicle go.

I located the vehicle parked unoccupied a few stalls in from the street. I parked my vehicle just past the suspect vehicle and located a white male wearing a white t-shirt drinking a soda. This was clearly not the driver so I assumed that he as the passenger.

I asked the male where his partner was and when I did, I heard someone running away from

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INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION VEH-RECOVERED	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 16-148890
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behind the dumpster towards the west. I could see the male running and was 100% certain that this was the male who was driving the vehicle when it turned into the complex. He was a white male wearing a black t-shirt and shorts.

I retrieved my K-9 partner, Zeus, from my patrol vehicle. I ran with K-9 Zeus around the front of my vehicle and saw the male getting up from the ground because he had fallen while trying to run from me. I made a K-9 announcement warning the fleeing male to stop or I would send my dog. The male did not stop and continued to flee.

*****SEVERITY OF CRIME*****

At the time, I had PC for the fleeing male for Possession of a Stolen Motor Vehicle, a felony crime. I was 100% certain that he was the male that I observed driving the stolen vehicle.

*****THREATS TO OFFICERS OR THE PUBLIC*****

It was clear then when the driver of the stolen vehicle realized that I was the police and was behind him, he began to make evasive turns attempting to get away from me. It has been my personal experience that vehicle theft suspects are often times armed and willing to do whatever it takes to keep from being arrested. The suspect was running through an apartment complex while he was fleeing and could have easily attempted to gain entry into an apartment door in order to hide from me. This would have placed the residents of the complex in extreme danger. Furthermore, when the suspect first ran from me and K-9 Zeus, I could see the shiny metal clip from a folding knife attached to his right front pocket. If the suspect was allowed to get away, he would now be on the loose and known to be armed. Using K-9 Zeus to apprehend the suspect was the safest and most efficient way to take him into custody. If I gave chase of the suspect alone, he could have easily been setting up an ambush on me as I rounded the corner where he was caught and taken into custody.

*****ATTEMPTS TO FLEE OR RESIST ARREST*****

It was very clear that the driver was attempting to flee from me when he was making the evasive movements while still behind the wheel of the vehicle. These movements were only done after he realized that I was behind him. I was wearing a full police department uniform with department badges and a cloth badge sewn on. I made an announcement telling him that if he did not stop, I would use K-9 Zeus to apprehend him. The suspect fell 2 separate times while running from me and got back up and continued to run. This showed extreme determination and commitment in getting away and doing anything possible to avoid being captured.

For the aforementioned reasons, I sent K-9 Zeus off leash in an effort to quickly capture the fleeing suspect. The suspect ducked in between a row of vehicle as he ran from me causing K-9 Zeus to lose sight of him. This caused K-9 Zeus to become confused and he began to return to my side.

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INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
VEH-RECOVERED

ATTEMPTED



INCIDENT NUMBER
16-148890

The male then ran across the parking lot and just as he reached the other side, he tripped and fell on the sidewalk. As the male was getting up, I was able to shine my flashlight on him. This allowed K-9 Zeus to reacquire focus on the suspect. K-9 Zeus chased and contacted the suspect just as he was turning the corner to the grassy area on the west side of the building.

K-9 Zeus contacted the male on the right buttocks area and slowed him down and held him in a standing position. I was approximately 25-30 feet from the suspect when K-9 Zeus contacted him. I approached and could see the male hitting at K-9 Zeus in an effort to remove him from the contact. I told the male not to move and to stop fighting my dog. I also told the suspect to get on the ground.

The suspect put his hands up but refused commands to get on the ground. I approached the male while K-9 Zeus was on the contact and took control of the suspects right arm. Once I had physical control of his right arm, I pulled the suspect to the ground while K-9 Zeus had control of the suspects lower body. I told him not to move and to put his hands behind his back. I then took control of K-9 Zeus and gave him his out command.

K-9 Zeus was in the process of coming off of the contact when the suspect tried to push K-9 Zeus off of him by shoving his hand into K-9 Zeus's face and mouth area. I had to again tell the suspect not to move.

This fight with K-9 Zeus caused me to have to give another out command before K-9 Zeus came off of the contact. K-9 Zeus was on the contact for approximately 20-23 seconds. This duration was caused by the suspects continued fighting with K-9 Zeus and refusal to follow commands.

Once K-9 Zeus was off of the contact, I continued to give the suspect orders and commands to roll onto his stomach with his hands out to his sides and not to move. I updated responding officers of my current location and waited for another unit before taking the suspect into custody. Corporal Busch arrived first and took the suspect into custody.

I returned to where the other male was and he was no longer in the area. I placed K-9 Zeus back into my patrol vehicle and returned to where the suspect was waiting with other officers. I asked him his name and he provided me with Serg Kravchenko. I told him that he was under arrest for possession of a stolen motor vehicle and that he would be transported to the hospital so his canine contact could be looked at.

I read him his constitutional rights from a pre printed card prior to his transport in case he began to talk to the transporting officer. He stated that he understood his rights and wanted to answer questions. Officer Benesch transported him to Deaconess ER for me. I met them there and while in the hospital room, I again read him his constitutional rights from a pre printed card.

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INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
VEH-RECOVERED

ATTEMPTED
☐

INCIDENT NUMBER
16-148890

He again stated that he understood his rights and again stated that he wanted answer questions. He also signed the card indicating as such. I asked him to tell me what happened and he told me the following:

He stated that a friend, Jeremy Hall, picked him up in the white Acura at his residence on N. Cook St at approximately 2000 hours. He had not seen Jeremy ever drive this car so when he got in he said "you get a new car?" Jeremy was on the phone and just kind of nodded at him and never really provided him with an answer.

He stated that they drove around for a few hours and had gone to Safeway and Walmart. When they were driving on Nevada, Jeremy saw my police car behind them and Jeremy asked "is that a cop?" He replied "I don't know, why?" Jeremy then said "cause this car is kind of hot?" He was indicating that he knew that the car was stolen. He said that Jeremy parked the car and he got scared so he ran. He indicated to me that Jeremy was driving the vehicle when I saw them.

I stopped him there and asked him if he knew that I was the police car behind him. He stated that he wasn't sure but he knew it was a cop. I told him that when the Acura turned into the apartment complex, my headlights shined into the drivers seat and I could see that he was driving the vehicle.

He then paused and said "alright, I drove from Walmart." He stated that Jeremy picked him up and drove to Safeway and to Walmart and then when they left Walmart, he drove the vehicle from there. He said that they were going to go to Albertsons on Nevada and Lyons but thats when he saw my patrol vehicle. Jeremy said that he thought that they should go to the right and hoped that I wouldn't follow them because "this car is stolen."

He asked Jeremy if he was serious and a lot of things started to run through his head. He was trying to figure out what to do next. He stated that his plan was to go into the apartment complex and park the vehicle and get out and just walk away. He said that when he was standing behind the garbage cans he got scared and ran.

He stated that when I drove past them they thought it might be their lucky day and they were going to just get out of there. He said that this was the plan but then somehow I showed up again. I then asked him if there was a key to the vehicle. He seemed uncertain but when I asked him how he started it at Walmart, he stated that Jeremy gave him a key. He said that the key was "all loose and stuff and then the key like fell."

He stated that once he was out of the car, he heard me drive in and freaked out because he just found out he was in a stolen car and "obviously, that's bad." He just stood there for a second and hoped I wouldn't notice him but he got scared and ran.

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INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
VEH-RECOVERED

ATTEMPTED
☐

INCIDENT NUMBER
16-148890

I asked him if he heard me make an announcement and tell him to stop or I would send my dog. He stated that he doesn't remember that but he believes that I said it. He heard me yell something but he wasn't sure what it was. He thought I was yelling stop that guy or something similar. He stated that there were a million things going through his mind and everything sounded like a bunch of noise.

I asked him how come he kept running after he fell and did not give up at that point. He stated that he already ran so he figured he would continue to run and try to get away. I asked him if he knew I was chasing him and he clearly stated "yeah, I heard you and heard footsteps and I heard your dog."

He then said that the dog was then "on his ass" and he was just trying to get the dog away. He made it to the grass and that is when the dog got him. I clearly asked him "at what point did you realize that you were being chased by a dog?" He replied "about half way through."

I asked him why he didn't stop if he knew he was being chased by my dog. I asked if he thought he was going to outrun my dog and he said he knew he wouldn't outrun my dog. I explained to him that if he would've stopped my dog was trained and certified where I could call him off and he would not have been contacted.

He went on to say "I know it's my fault the dog bit me and it was my stupidity." He stated that he heard me tell him to stop moving around while I was approaching him but he said it was hard to stop moving. He was trying to not move around but "again, I was trying to get the dog off which made it worse."

At the end of our interview, Officer Benesch checked SPRS and DOL photos to confirm that name we were provided. The pictures of Serg Kravchenko clearly weren't matching the person I was talking to. We confronted him about this and he came clean and admitted that his name was Pavel Filipenko.

He had a felony DOC warrant as well as a misd warrant out of Airway Heights. His ID was confirmed through SPRS and DOL photos at this point.

I checked Pavels injuries that he sustained from the incident. He had abrasions on both knees, most of his knuckles and on his right forearm from the 2 separate falls that he had while running from me. I then checked where K-9 Zeus contacted him on the right buttocks.

He had some scrapes and rake marks and what appeared to be 2 small punctures from K-9 Zeus. The doctor evaluated Pavel and stated that the only medical care that he needed was for the injuries to be cleaned. I requested a corporal and Corporal Haney arrived and took photos of all of

Incident Report #1

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04/29/2016 11:12:53 AM

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION
VEH-RECOVERED

ATTEMPTED ☐ INCIDENT NUMBER
16-148890

Pavels injuries.

Hospital staff cleaned Pavels injuries and he was cleared for jail. Officer Benesch transported Pavel to jail and at jail located a black tar substance in his possession. The substance was field tested and tested positive for heroin. See his report for details. Pavel was booked into jail for Possession of a Stolen Motor Vehicle and PCS-Heroin.

A DOL check for Pavel showed that his driving status is DWLS 3rd Degree. A PC affidavit was completed and Sgt. Meyer was notified of the booking per department policy. PC also exists for Making False Statements and 3rd Degree DWLS.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

T. Belitz #1084
SPD A445

Incident Report #1

END OF INCIDENT REPORT

04/29/2016 11:02:53.522

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NIC/V378285605

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INCIDENT REPORT
Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 16-148890	
INCIDENT TYPE Information, WACIC		INCIDENT CLASSIFICATION #1 VEH-THEFT		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #2 <input type="checkbox"/>	
		INCIDENT CLASSIFICATION #3		ATTEMPTED <input type="checkbox"/> INCIDENT CLASSIFICATION #4 <input type="checkbox"/>	
RESPONDING TO (Officer Assault)				ASSIGNMENT (Officer Assault)	
REPORTED ON Wed 04/27/2016 08:00	DATE/TIME	OCCURRED ON Wed 04/27/2016 04:00	DATE/TIME	OCCURRED TO Wed 04/27/2016 08:35	DISTRICT
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 04/27/2016	REPORT TIME 09:35	EST TOTAL PROPERTY LOSS
PRIMARY CHARGE					UCR/NICRS CODE
LOCATION OF INCIDENT 2727 E 53rd Avenue #F205, Spokane, WA 99223				LOCATION NAME (IF APPLICABLE)	
SOLVABILITY FACTORS None					
RELATED INCIDENT NUMBERS					INCIDENT XREF
ADDITIONAL REPORTING OFFICERS None					
VICTIM/WITNESSES/OTHERS <small>S-Suspect, V-Victim - Individual, A-Arrested Person, VB-Victim - Business, M-Missing, MR-Person Mentioned, RO-Registered Owner, D-Deceased, PS-Passenger, PE-Pedestrian, PD-Pedestrian - Cyclist, O-Other, C-Complainant, RI-Invitational, G-Legal Guardian, D-Owner, W-Witness, CV-Complainant is Victim, CON-Contact, RU-Runaway, OW-Owner of Property</small>					
CODE CV-1	NAME LAST, FIRST MIDDLE Davis, Amanda M			SEX F	RACE/ETHNICITY W-White
DATE OF BIRTH/AGE 03/31/1985 31					
HEIGHT	WEIGHT	BUILD	HAIR	EYES	DESCRIPTORS
CONFIDENTIALITY <input type="checkbox"/>	ADDRESS - STREET, CITY STATE ZIP 2727 E 53rd Avenue #F205, Spokane, WA 99223			RESIDENTIAL STATUS	PHONE
PLACE OF EMPLOYMENT/SCHOOL/ADDRESS			OCCUPATION	EMPLOYER PHONE	
ADDITIONAL PHONES (Cell) (509) 279-9121					
VEHICLES					
CODE V-1	CIRCUMSTANCES Investigative Information, Stolen	LICENSE NO ATK0308	STATE LIC YEAR WA 02/2017	LICENSE TYPE Regular	VIN/VIN JH4DC238XWS003974
YEAR 1998	MAKE Acura	MODEL Integra	BODY STYLE 04: Sedan	TOP/FRCNT/IGNLY COLOR White	BOTTOM/REAR COLOR
SPECIAL FEATURES/DESCRIPTION					
DECAL NUMBER	REGISTERED OWNER Davis, Amanda M				HOME PHONE
VEHICLE DISPOSITION <input type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> DRIVEN AWAY <input type="checkbox"/> TOWED	REGISTERED OWNER'S ADDRESS - STREET, CITY STATE ZIP 2727 E 53rd Avenue #F205, Spokane, WA 99223				VALUE \$ \$ 3,400.00
LOCKED <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	KEYS IN VEHICLE <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DELINQUENT PAYMENT <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	VICTIM CONSENT <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	DRIVABLE <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	ESTIMATED DAMAGE
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR	
RELEASE BY	DATE	TIME	RELEASE NO	RELEASING AUTHORITY	OWNER NOTIFIED
ID NO / NAME OF REPORTING OFFICER #1010 - Willard, Jacob R.					DISTRIBUTION
APPROVAL #216 - Walker, Joe					DATE/TIME 04/27/2016 15:25

Incident Report #1

04/27/2016 15:35 18 735

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION VEH-THEFT	ATTEMPTED <input type="checkbox"/>	INCIDENT NUMBER 16-148890
NARRATIVE		

On 04-27-16 at approximately 0835 hrs, I spoke to victim, Amanda M. Davis, on the phone while working light duty at the Spokane police radio dispatch center, in regards to a stolen vehicle report.

I spoke to Amanda, and she told me the following information:

She stated that the vehicle was parked, and not locked at her apartment parking lot (2727 E. 53rd Ave). She advised that her fiancé, saw the vehicle around 0400 hrs this morning, but noticed it missing this morning around 0800 hrs.

She said that she has both sets of keys, and has not given anyone permission to be driving the vehicle. She said that she has not loaned out the vehicle, no one should have her car.

She advised that the car is worth around \$3,400.00 and it is paid off, so no reason for a tow/repo. She advised that the vehicle is in good driving condition, and had both front and back plates on it. She advised that the vehicle had a round circle hole in the passenger front window. She also said that the vehicle has a red tow hook on it. She advised that nothing was inside the vehicle, no valuables.

She advised that she does not want a tow if we locate her vehicle, and can't reach her by phone. She would like a voice mail as to where the vehicle is located to recover it. I did advise her of the police report number.

PERMISSION TO SEARCH A STOLEN VEHICLE

I obtained permission from the registered owner (or the person authorized to possess the vehicle by the registered owner) to conduct a search of the stolen vehicle at the time that it is recovered for the purpose of discovering evidence of the theft and to assure that no additional stolen items and/or contraband/weapons remain in the vehicle. I additionally advised the registered owner that they had the right to refuse such a search.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

Ofc. Willard #1010
C311

Incident Report #1

END OF INCIDENT REPORT

04/27/2016 15:33:16.919

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v378285605

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SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 16-148890	
REPORT PURPOSE		REPORTED ON DATE Thu 04/28/2016		TIME 22:44	INCIDENT REF 16-151298
INCIDENT CLASSIFICATION #1 VEH-RECOVERED		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #2 <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3 <input type="checkbox"/>		ATTEMPTED <input type="checkbox"/>		INCIDENT CLASSIFICATION #4 <input type="checkbox"/>	
DISPATCH TIME		ARRIVED TIME		CLEARED TIME	
				REPORT DATE 04/29/2016	
				REPORT TIME 03:37	
PRIMARY CHARGE				UCR/NIBRS CODE	
VEHICLES					
CODE V-1	CIRCUMSTANCES Recovered	LICENSE NO ATK0308	STATE LIC YEAR WA 02/2017	LICENSE TYPE Regular	VIN/VIN JH4DC238XWS003974
YEAR 1998	MAKE Acura	MODEL Integra	BODY STYLE 01: Sedan, 2 Door	TOP/FRONT ONLY COLOR Gray	BOTTOM/REAR COLOR
SPECIAL FEATURES/DESCRIPTION					
DECAL NUMBER		REGISTERED OWNER Davis, Amanda M		HOME PHONE (509) 279-3431	
VEHICLE DISPOSITION <input type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> DRIVEN AWAY <input type="checkbox"/> TOWED		REGISTERED OWNER'S ADDRESS STREET, CITY STATE ZIP 2727 E 53rd Avenue #F205, Spokane, WA 99223			
LOCKED <input type="checkbox"/> Yes <input type="checkbox"/> No		KEYS IN VEHICLE <input type="checkbox"/> Yes <input type="checkbox"/> No		DELINQUENT PAYMENT <input type="checkbox"/> Yes <input type="checkbox"/> No	
VICTIM CONSENT <input type="checkbox"/> Yes <input type="checkbox"/> No		DRIVABLE <input type="checkbox"/> Yes <input type="checkbox"/> No		ESTIMATED DAMAGE <input type="checkbox"/> Window <input type="checkbox"/> Interior <input type="checkbox"/> Underbody	
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR	
RELEASE BY		DATE		TIME	
RELEASE NO		RELEASING AUTHORITY		OWNER NOTIFIED	
DATE		TIME		OPERATOR'S NAME	
NARRATIVE					

On 04/28/16 at approximately 2244 hours I responded to the area of Cincinatti/Holyoke to assist Officer Belitz who had located a stolen vehicle. The driver of the vehicle fled on foot and was apprehended a short time later.

I arrived on scene and located the stolen vehicle, a Acura Integra ATK0308/WA. I confirmed the vehicle had both license plates and the VIN matched. I requested police dispatch contact the registered owner to respond to the scene and collect the vehicle.

Police dispatch advised me the owner was unable to respond and requested the vehicle be secured and left at the scene.

I secured the vehicle best I could. The sunroof was open and unable to be closed.

There did not appear to be any fresh damage to the vehicle.

I was equipped with my department issued body camera during the incident. However, I did not turn it on because I did not have any contact with any suspects, witnesses, or citizens.

ID NO NAME OF REPORTING OFFICER #1068 - Chimienti, Sam		DISTRIBUTION	
APPROVAL #625 - Busch, Kevin		DATE/TIME 04/29/2016 05:07	

Supplemental Report #1

04/29/2016 05:13:27 PM

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

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INCIDENT CLASSIFICATION
VEH-RECOVEREDATTEMPTED ☐ INCIDENT NUMBER
16-148890**Original date of Theft: 04/27/2016****Original location of Theft: 2727 E 53rd Ave Spokane****Recovery Address: 901 E Holyoke Spokane, WA****Vehicle Condition****No Damage: X**

Damage: Bumper _ Fender _ Door _
Hood _ Locks _ Window _
Seats _ Dash _ Ignition _ Steering column _
Fire _ Roof _ Tires _ Totaled _ Other _

No Missing Parts: Unknown

Missing Parts: Stereo _ Speakers _ Doors _
Engine _ Fender _ Tires _ Hood _ Trunk _ Dash _
Wheels _ Battery _ Seats _ Airbag _ Canopy _
Brakes _ Mirror _ Transmission _ Vin _ Glovebox _
Spoiler _ Other _

Misc Stolen Items: Unknown CD's _ Cell Phone _ Keys _ Checks _ ID
Weapons _ Paystub _ Wallet _ Purse _
Credit Card _ Change _ Mail _ Title _ Registration _
Insurance _ Tools _ Spare Tire _ Sunglasses _
Grg Door opener _ Other _

Items Left Behind: None Drugs _ Flashlight _ Pry Tool _
Slim Jim _ Hammer _ Other _

Property Left at Scene Stolen From Other Crimes

Supplemental Report #1

CONTINUED ON NEXT PAGE

04/29/2016 05:13:27 AM

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

INCIDENT CLASSIFICATION
VEH-RECOVERED

ATTEMPTED



INCIDENT NUMBER

16-148890

Switched/Stolen Plates

No **X** Yes ☐

Incident#

Secondary Vehicle Stolen in Area

No **X** Yes ☐

Incident #

Plates Recovered: Front ☐ Rear ☐ Both **X** Neither ☐

Victim Notified of Recovery No ☐ Yes **X** By Whom Police Dispatch

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

Ofc S. Chimienti #1068
Team 16 / A444

Supplemental Report #1

END OF ADDITIONAL REPORT

04/29/2016 05:13:27 224

SUPPLEMENTAL REPORT**Spokane Police/Spokane County Sheriff**

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 16-148890	
REPORT PURPOSE		REPORTED ON DATE Thu 04/28/2016		TIME 22:45	INCIDENT XREF 16-151298
INCIDENT CLASSIFICATION #1 VEH-THEFT	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2		ATTEMPTED <input type="checkbox"/>	
INCIDENT CLASSIFICATION #3	ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #4		ATTEMPTED <input type="checkbox"/>	
DISPATCH TIME	ARRIVED TIME	CLEARED TIME	REPORT DATE 04/29/2016		REPORT TIME 01:25
PRIMARY CHARGE				UCR/NIBRS CODE	
NARRATIVE					

On 4-28-16 at 2245 hours I responded to the area of Nevada/Houston to assist Ofc. Belitz on a stolen vehicle recovery. He advised that he had a K9 contact on a suspect.

I located Ofc. Belitz on the north side of 900 E. Holyoke in a grassy area. The suspect, later identified as Pavel Y. Filipenko, was laying face-down on the grass with his hands out. I placed Filipenko in handcuffs without incident, searched his person incident to arrest, and walked him over to my patrol car. I asked him if he was injured, other than the contact and some scrapes; he said he was not. Once at my car I double-locked his handcuffs. A few minutes later he was handed over to Ofc. Belitz.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT. I WAS EQUIPPED WITH A BODY CAMERA, AND IT WAS ACTIVE DURING THIS INCIDENT.

OFFICER/NUMBER/CALL SIGN

Cpl. K. Busch #625 / P317

ID NO /NAME OF REPORTING OFFICER #625 - Busch, Kevin		DISTRIBUTION	
APPROVAL #433 - Yamada, Isamu	DATE/TIME 04/29/2016 05:43		
Supplemental Report #1		04/29/2016 05:52:47 749	

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

Page 1

AGENCY NAME/SUBSTATION SPD		EVIDENCE NUMBER		INCIDENT NUMBER 16-148890	
REPORT PURPOSE			REPORTED ON DATE Thu 04/28/2016 22:44		INCIDENT XREF 16-151298
INCIDENT CLASSIFICATION #1 VEH-RECOVERED		ATTEMPTED <input type="checkbox"/>	INCIDENT CLASSIFICATION #2 DRUGS-POSSESS		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 04/29/2016		REPORT TIME 04:27
PRIMARY CHARGE					UCR/NIBRS CODE
NARRATIVE					

On 4/28/2016 at approx. 2244 hours, Ofc. Belitz ran a vehicle license plate over the air while en route to a DVOPV at 605 E. Houston #309. The vehicle came back as stolen. Ofc. Belitz did not answer up on the air for a short period. When he did answer, he stated someone was running from him.

I responded to the area to assist Ofc. Belitz. As I arrived on scene, Ofc. Belitz stated he and Corporal Busch had the suspect in custody. I went with Ofc. Belitz who stated another male was in the stolen car, but fled on foot. We were unable to find the second suspect.

I took the suspect to Deaconess Medical Center to receive medical attention. While at the hospital, Ofc. Belitz interviewed the suspect, who identified himself as Sergey A. Kravchenko. He also gave this name to hospital staff.

I ran Sergay's name through WACIC/NCIC and locally. I pulled his last jail booking photograph and also his DOL photograph. The physicals did not match up and I noticed the two pictures were of the same male, but the male was not the one we had in custody. I showed Ofc. Belitz the photographs and he agreed they did not match the male we had in custody.

We contacted the suspect, aka "Sergey", and advised him to give us his real name. He gave then gave the name Pavel Y. Filipenko and stated Sergey was actually his brother. I pulled Pavel's last jail booking photograph and it was a match to the male we had. Pavel stated he gave the fake name because he has a Felony DOC Escape Warrant for his arrest. Dispatch confirmed there was a valid Felony DOC Escape warrant as well as a misdemeanor warrant out for Pavel's arrest. These warrants were confirmed.

I transported Pavel Spokane County Jail after he received medical treatment and was cleared by the hospital. While en-route to SCJ, Pavel asked if I could "make something disappear" before getting to jail. I asked him what he was talking about.

Pavel stated the following; While in the stolen Acura Integra, he saw a small first aid kit. He grabbed the first aid kit and put it in his pocket. He thinks there might be Heroin inside the first aid kit, but isn't sure because it isn't his. I asked him why he thought there would be drugs in it. He

ID NO / NAME OF REPORTING OFFICER #1220 - Benesch, Christopher		DISTRIBUTION	
APPROVAL #433 - Yamada, Isamu	DATE/TIME 04/29/2016 05:54		

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04/29/2016 08:02:46:048

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

INCIDENT CLASSIFICATION
VEH-RECOVERED

ATTEMPTED



INCIDENT NUMBER

16-148890

stated he wasn't sure, but thinks there will be Heroin inside it.

Upon arrival at SCJ, I opened the first aid kit. Inside, I found multiple pieces of folded foil. The foil also appeared to have been burned on the bottom side. There were two pipes inside and a small piece of metal piping. All these items are consistent with the use of Heroin. I unfolded multiple pieces of the foil. Inside, I found what looked like a black tar like substance.

Based on my training and experience, I believed the black tar like substance to be Heroin. I used a department issued Field Drug Test Kit to test the substance. It tested positive as Heroin.

I advised dispatch and supervisor's I had Probable Cause to arrest Pavel for PCS Heroin. Ofc. Belitz also had PC to arrest Pavel for Possession of a Stolen Motor Vehicle.

I booked Pavel into SCJ. I took the rest of the Heroin and drug paraphernalia and placed them on Property as evidence.

See Ofc. Belitz's report for further.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT. I WAS EQUIPPED WITH A BODY CAMERA, AND IT WAS ACTIVE DURING THIS INCIDENT.

Ofc. Benesch #1220
Team 16 - A447

Supplemental Report #1

END OF ADDITIONAL REPORT

04/29/2016 06:02:48 155

RECEIVED
SPOKANE POLICE RECORDS

2016 APR 29 AM 7 25

**SPOKANE POLICE DEPARTMENT
CHARGING REQUEST AND WITNESS LIST
Superior Court State of Washington**

DATE: 042816

REPORT NUMBER: 16-148890

CHARGES REQUESTED: Possession of a Stolen Motor Vehicle (RCW 9A.56.068),
PCS-Heroin (RCW 69.50.401)

DEFENDANT: Filipenko, Pavel Y (DOB 120489)

STATUS: In Custody

VICTIM(S): Davis, Amanda M
DATE/TIME OF CRIME: 042816 @ 2244 Hours
LOCATION OF CRIME: 901 E. Holyoke Ave Spokane, WA
INVESTIGATOR: T. Belitz#1084
APPROVED BY: *mb*

WITNESSES	ADDRESS	PHONE #
Ofc. T. Belitz #1084	1100 W. Mallon Ave	509-242-8400
Ofc. C. Benesch #1220	1100 W. Mallon Ave	509-242-8400

EVIDENCE CONSISTS OF: Stolen vehicle report, stolen vehicle (WA ATK0308), black tar substance, officer observations, defendant statements, DOL return for defendant

SUBMITTED TO PROSECUTORS OFFICE

RECEIVED BY: _____ DATE: _____ TIME: _____

**STATEMENT OF INVESTIGATING OFFICER
AFFIDAVIT OF FACTS**

STATE OF WASHINGTON
COUNTY OF SPOKANE

REPORT NUMBER: 16-148890

DEFENDANT: Filipenko, Pavel Y (DOB 120489)

The undersigned, a law enforcement officer, competent to testify, states as follows:
That he/she believes a crime was committed by the above named defendant/defendants
in the City and County of Spokane, State of Washington, because:

I. Ofc. T. Belitz #1084, Spokane Police, can testify to the following facts:

- a. He is a fully commissioned police officer and was working in that capacity on 042816 at approximately 2244 hours,
- b. He was in the area of Nevada and Lyons in Spokane, WA headed to a DVOPV call when he noticed a white Acura Integra driving in front of him (WA ATK0308)
- c. The suspect vehicle abruptly turned west on Lyons from Nevada which seemed odd.
- d. He conducted a vehicle registration check on the vehicle as he also turned west on Lyons from Nevada.
- e. The vehicle then quickly turned south into the apartment complex at 901 E. Holyoke Ave.

- f. When the vehicle turned into the complex, his headlights shined on the driver and he could see that the driver was a white male wearing a black t-shirt.
- g. He drove past the entrance to the complex while he was waiting for the return on the vehicle.
- h. When the registration return came back, the vehicle showed to be a stolen vehicle on his MDT.
- i. He checked with dispatch to confirm that the vehicle was indeed a stolen vehicle.
- j. Dispatched confirmed that it was stolen so he turned around and entered the apartment complex where the vehicle was seen entering.
- k. He located the vehicle parked a few stalls in from the entrance and stopped his vehicle just past the suspect vehicle.
- l. He observed a white male standing near the suspect vehicle drinking a soda but he did not match the driver that was seen when the vehicle was turning into the complex.
- m. Assuming that this was the passenger, he asked the male where his partner was and then he saw a male start running away from behind the dumpster nearby.
- n. The running person was a white male wearing a black t-shirt and shorts.
- o. He was certain that this was the driver that he had seen when the stolen vehicle turned into the complex.
- p. He retrieved his K-9 partner Zeus from his patrol vehicle and ran around the front of his vehicle towards the fleeing male.
- q. He made an announcement to the defendant to stop or he would send his dog.
- r. The defendant continued to run so he deployed K-9 Zeus.
- s. K-9 Zeus gave chase and finally caught up to the defendant and contacted him in the courtyard at the west side of the apartments.
- t. He approached the defendant and removed K-9 Zeus from the contact and gave the defendant commands to get on his stomach with his hands out.
- u. He waited for responding units and the defendant was taken into custody without further incident.
- v. During the investigation and interview, the defendant gave a false name because he had warrants. The defendant's real name was not discovered until he was at the hospital and it was checked with SPRS and DOL photos.
- w. A driver's check of the defendant showed his driving status was suspended in the 3rd degree.
- x. The defendant was arrested and booked for possession of a stolen motor vehicle.
- y. PC also exists for DWLS 3rd Degree and Making False statements.

II. Ofc .C. Benesch #1220, Spokane Police, can testify to the following facts:

- a. He is a fully commissioned police officer and was working in that capacity on 042816 at approximately 2244 hours,
- b. He responded to the area of 901 E. Holyoke Ave to assist Officer Belitz after he apprehended the defendant.
- c. He transported the defendant to jail to book him for Officer Belitz.
- d. At jail, he discovered a black tar substance in a medical kit that was removed from the defendant when he was arrested.
- e. The substance was field tested and tested positive for heroin.
- f. He added the charge of PCS-Heroin and booked the defendant for this charge as well.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct. (9A.72.085)

DATE: 042816 PLACE: SPOKANE, WASHINGTON SIGNATURE: 

986

#3h

2013

#3h

#3h

1235

#3c

1235

[illegible]