



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) |
| #1f | Confidential information elicited pursuant to police Domestic Violence Protocol. | Disclosure of this information is protected under chapter 10.99 RCW. Release of this information could endanger the lives of victims or witnesses. | RCW 10.99.030(5) and 10.99.010 |
| 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, 122 Wn.App. 84, 94 (2004)</i> |

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| #2b | Records relating to commission of Juvenile offenses. | Redacted to protect the personal information of a juvenile in the court system. May not be released to the public except by court order. | RCW 13.50.050 (Juvenile Courts and Juvenile Offenders) and RCW 13.50.100 (4) (a) and (b) (Keeping and Release of Records by Juvenile Justice or Care Agencies). <i>Deer v. DSHS, 122 Wn.App. 84, 94 (2004)</i> |
| #2c | Child Victim of Sexual Assault | This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen. | RCW 42.56.240(5) (Investigative, law enforcement, and crime victims) |
| #2d | Child victims or child witnesses | Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians. | RCW 42.56.240(5) (Investigative, law enforcement, and crime victims) |
| ACCESS Database Info | | | |
| #3a | Information from WACIC/NCIC (ACCESS): <u>Criminal history information</u> | WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP. | 28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C. |
| #3b | Information from WACIC/NCIC (ACCESS): <u>License Plate Information</u> | WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP. | 28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C. |
| #3c | Information from WACIC/NCIC (ACCESS): <u>Vehicle Registered owner information</u> | WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP. | 28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C. |
| #3d | Information from WACIC/NCIC (ACCESS): <u>Wanted persons information</u> | WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP. | 28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C. |
| #3e | Information from WACIC/NCIC (ACCESS): <u>Officer safety information</u> | WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP. | 28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C. |

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| #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 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) |

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| #4b | Driver's License or Identity Card | 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 disclosure for their safety and privacy. | RCW 42.56.250(8) (Employment and 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) |
| 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 identification card 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 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. | RCW 42.56.240(1) (Investigative, law enforcement, and crime victims). <i>Ashley v. Public Disclosure Comm'n, 16 Wn.App. 830, 836 (1977).</i> |
| 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) |

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| #8b | Photos showing highly sensitive material | Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person. | RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt) |
| #8c | Photo Montages | Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person. | RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt) |
| Protected by Law | | | |
| #9 | Medical Records | Medical records consist of confidential and privileged information highly personal and restricted. The disclosure of medical records is regulated by state and federal law and not public information. Right to Privacy: Disclosure would be highly offensive to a reasonable person. | RCW 42.56.360 (Health care), 70.02.005 (Findings) and HIPPA (45 CFR 164.502). RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt) |
| #10a | Jail records | This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705. | RCW 70.48.100 (Jail register) |
| #10b | Jail booking photos | This redaction contains the records of a person confined in jail and is being protected pursuant to state law, as this information is only available to criminal justice agencies as defined in RCW 43.43.705. | RCW 70.48.100 (Jail register) |
| #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). |

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|------|--|--|--|
| #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 Zachary Dahle

Incident Details

| | | |
|--------------------------|---------------------------|---------------------------|
| Date Received | Date of Occurrence | Time of Occurrence |
| 9/22/2016 | 9/22/2016 | 03:29 |
| Record ID # | Incident No | IA No |
| 9441 | 16-354920 | F16-079 |
| Date/Time Entered | | |
| 9/29/2016 01:37 | | |

Incident Summary

Corporal Bishop had responded to assist in a robbery investigation. He and other Officers blocked in the suspect vehicle at Euclid/Market, when in stopped for a red light. Officer Bishop then intentionally pointed his duty weapon at the suspect. The suspect had been involved in a robbery incident, was in a stolen vehicle, and there was information that the suspect was armed.

In compliance with policy per Major King 10/10/16.

Incident Location

- 3200 Market ST, Direction: N, Spokane, WA 99207 - : Northeast

Use of Force Specific Information

| | | |
|--|-------------------------------------|----------------------------|
| Reason for Use of Force | Service Being Rendered | |
| Multiple (Specify) | Call for Service | |
| Weather Condition | Lighting Condition | Distance to Citizen |
| Clear | Street Light | d-12-21 feet |
| Citizen Injured | Citizen Taken to Hospital | Citizen Arrested |
| No | Yes | Yes |
| More than 1 Citizen Involved | | |
| No | | |
| Citizen's Build | Citizen's Height | |
| Medium | 6'1" to 6'3" | |
| Officer Assessment of Citizen Condition During Incident | | |
| Alcohol and/or Drugs | | |
| Officer(s) Injured | Officer(s) Taken to Hospital | |
| No | No | |

Reporting/Involved Citizen Information

Jerome A Grant

DOB: 2/14/1977 Race: White Gender: Male

Address

- 14906 Broad AV, Direction: E, SPOKANE, WA 99216

Phone

- (409) 256-1364

Types of Resistance Citizen Used Against Officer(s)

- Passive Resistance

Injuries sustained by this citizen

| Injury | Regions | Injury Locations |
|------------------------------|---------|------------------|
| No injuries noted or visible | | |

Charges against this citizen

- Felony - Person Crime
- Felony - Property Crime
- Traffic Offense

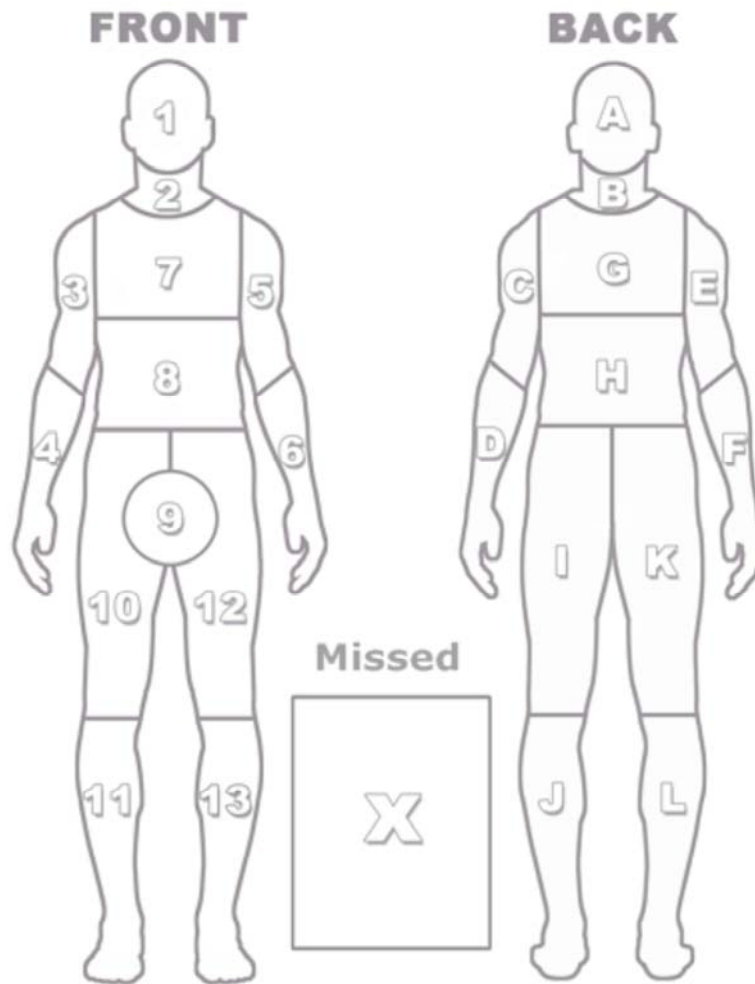
Involved Officers

Corporal Derek Bishop - Payroll Number: 12384

Force used by this officer against the citizen

- Int Pointing of Firearm - Was force effective: Yes

| Force Used | Effective? | Regions | Points of contact |
|-------------------------|------------|---------|-------------------|
| Int Pointing of Firearm | Yes | | |



Injuries sustained by this officer

| Injury | Regions | Injury Locations |
|------------------------------|---------|------------------|
| No injuries noted or visible | | |

Officer Witnesses

- Officer Jerry Anderson - Payroll Number: 12385**
- Officer David Betts - Payroll Number: 15083**
- Officer Winston Brooks - Payroll Number: 20975**
- Officer Christopher LeQuire - Payroll Number: 20935**
- Officer Corrigan Mohondro - Payroll Number: 20937**
- Officer Kevin Vaughn - Payroll Number: 11765**

Attachments

| Date Attached | Attachment Description | Attachment Type |
|---------------|---------------------------|-----------------|
| 9/29/2016 | 1st part of radio traffic | wav |
| 9/29/2016 | 2nd part of radio traffic | wav |
| 9/29/2016 | CAD and reports | pdf |
| 9/30/2016 | IA additional | doc |

| | | |
|-----------|----------------|--|
| 9/30/2016 | BWC Bishop | |
| 9/30/2016 | BWC Mohondro | |
| 9/30/2016 | BWC Brooks | |
| 9/30/2016 | BWC Betts | |
| 9/30/2016 | BWC J Anderson | |

Chain of Command History

| Sent Dt | From | To | CC | Approved |
|---|-------------------------|-------------------------|-------------------------|-------------------------------------|
| 9/30/2016 | Internal Affairs | Internal Affairs | Lieutenant Dean Sprague | <input checked="" type="checkbox"/> |
| Sender's Instructions: For review. | | | | |
| Recipient's Comments/Response: [Forwarded by Sergeant Daniel Waters] | | | | |
| 10/3/2016 | Sergeant Daniel Waters | Lieutenant Dean Sprague | (none) | <input checked="" type="checkbox"/> |
| Sender's Instructions: Lt., for your review. Thanks! | | | | |
| Recipient's Comments/Response: Ofc. Bishop's pointing of a firearm at subject was objectively reasonable based on articulable and documentable information including known drug use, firearm possession and violent conviction history in addition to several known committed crimes from throughout this day. Firearm pointing was only until suspect was determined to no longer be a threat. Ofc. Bishop was within SPD policy, state law and use of force guidelines. *note: BWC footage is the same as Ofc. Vaughn's pursuit review for this same incident, although for this review I.A. mistakenly attached the same two of Mohondro's videos to this review (one for Ofc. Brooks, and one for Ofc. Mohondro). Ofc. Brooks' BWC is incidental rather than germane to this incident. | | | | |
| 10/10/2016 | Lieutenant Dean Sprague | Captain Daniel Torok | (none) | <input checked="" type="checkbox"/> |
| Sender's Instructions: Forward through patrol chain of command. | | | | |
| Recipient's Comments/Response: The use of force, pointing of a firearm, was within policy. | | | | |
| 10/10/2016 | Captain Daniel Torok | Major Kevin King | (none) | <input checked="" type="checkbox"/> |
| Sender's Instructions: for review | | | | |
| Recipient's Comments/Response: This use of force was within policy and state and federal laws. | | | | |

Entering Officer Signature Line

Sergeant Zachary Dahle

Chain of Command Signature Lines

Sergeant Daniel Waters

Lieutenant Dean Sprague

Captain Daniel Torok

Major Kevin King



Spokane Police Department
Internal Affairs



Use of Force
Additional

Incident #: 16-354920

Date: 09-22-16

Involved Officer(s) BWC Y/N: YES

Reviewing Supervisor: DAHLE #766 L271

Incident Summary: Officers responded to the report of a robbery at 3030 E Euclid. The suspect in the incident was a Grant, Jerome A. 02-14-1977. Grant had been reported as having just committed a robbery at the Zip Trip, and was observed leaving in the stolen vehicle. Grant was observed in the area of Columbia/Haven, and a short pursuit was initiated. The pursuit was terminated as Grant continued S/B on Haven at Wellesley.

Grant then began to drive in a normal fashion, and went S/B on Market. Officers blocked in the stolen vehicle when it stopped for a red light at Euclid/Market. Corporal Bishop's vehicle was directly in front of the stolen vehicle. He exited his patrol vehicle and intentionally pointed his duty weapon at Grant, as he was seated in the driver's seat of the vehicle. Grant became compliant at this time, and was taken into custody without further incident.

Officer Interview Summary: Corporal Bishop self-reported the intentional pointing of his firearm. His statement was consistent with his report.

Subject Interview Summary: Subject was under the influence of methamphetamine, and did not want to talk.

Witness Interview Summary: N/A

Witness Officer Interview Summary BWC Y/N: Grant was removed from the vehicle and placed into prone handcuffing. Grant was then handcuffed and arrested.

Any Relevant Clarifying Information and Observations: Grant had reported that he had taken methamphetamine, and had also hurt his leg prior to being arrested. He was taken to Deaconess Hospital prior to being booked into jail. Methamphetamine was also found in the vehicle, and Grant was charged with PCS.

It should be noted that the first two markers on Officer Bishop's BWC video are for the pursuit review. The second two markers on this video document the intentional pointing of a firearm.

Sergeant Findings: After reviewing the BWC footage and reading all reports, I find that the intentional pointing of a firearm by Corporal Bishop was objectively reasonable. This decision is based on the totality of the facts and circumstances known by Corporal Bishop at the time he used force. Grant is a convicted murderer, he had been involved in several criminal incidents over several days prior to this incident. Grant had been involved in numerous vehicle pursuits with both SPD and SCSO, as he was driving a stolen vehicle and committing various crimes. Grant was also reported to be using methamphetamine and armed with a gun.

The amount of force used was also reasonable and effective in gaining compliance from a dangerous suspect. Corporal Bishop was in compliance with department policy 300.3, training, and state laws.

Z.DAHLE #766 L271

09-29-16

Incident History for: #SP160354920 Xref: #SP160354901

Entered 09/22/16 03:09:49 BY 91104 911133
Dispatched 09/22/16 03:10:25 BY B434 750
Enroute 09/22/16 03:10:25
Onscene 09/22/16 03:14:14

Initial Type: ROBC Final Type: ROBC (ROBBERY, BUSINESS, HOLDUP)
Initial Priority: 2 Final Priority: 2
Disposition: Source: 9 Primary Unit: B434
Police BLK: SPB4BE
Group: P4 Beat: Map Page: 40
Loc: 3030 E EUCLID AV ,SPK -- ZIP TRIP btwn N HAVEN ST & N MARKET ST (V)
Name: HOLMES,TIM-EMPL Addr: SAME Phone: 5094841456

/030949 (911133) ENTRY COMP CONFRONTED A MALE WHO WAS SHOPLIFTING, SU
SP THREW ALL OF THE ITE MS AT COMP. MEDICS DEC
LINED. NO WEAPONS. SUSP LEFT 2 AGO IN A SIL CA
R LIC:AQX3097

/031011 (1141) MISC ,09/22/16 03:10:01 FROM ACCESS - DATABASE ID:

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031011 MISC

/031025 (750) *DISPER B434 #750 ANDERSON, JERRY C
/031036 (1141) MISC ,09/22/16 03:10:34 Message To: PCC01 From: P
CC01

/031036 MISC ,09/22/16 03:10:00 FROM ACCESS - DATABASE ID:

/031036 MISC

/031036 MISC

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3c

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| | | | | |
|---------|----------|---------|------|--|
| /031036 | | MISC | | |
| /031036 | | MISC | | |
| /031050 | | ASSTER | B432 | #1290 LEQUIRE, CHRIS |
| /031106 | (1186) | *ASSTER | B437 | [3030 E EUCLID AV ,SPK] |
| | | | | #1186 BROWN, JORDAN |
| /031121 | (1190) | *ASSTER | X438 | [3030 E EUCLID AV ,SPK] |
| | | | | #1190 BROOKS, WINSTON |
| /031122 | (657) | CALLBK | | T/91104 |
| | | | | ,XFER |
| /031130 | (969) | *ASSTER | B436 | [3030 E EUCLID AV ,SPK] |
| | | | | #969 SPOLSKI, NICHOLAS |
| /031132 | (911133) | CHANGE | | NAM: TIM --> HOLMES,TIM-EMPL, |
| | | | | TXT: SUSP: WM, 20'S, 600/MED, BEANIE, BLK JACK |
| | | | | ET, BLK RUNNING PANTS. THERE IS A WITNESS AT L |
| | | | | OC. SUSP WAS ALONE. XFER>>> |
| /031204 | (657) | SUPP | | TXT: WB EUCLID |
| /031224 | (1141) | MISC | B432 | ,I'M COMING FROM NORTH OTHER SUBJS CHECK AREA |
| /031226 | | CHGLOC | B432 | [COMP] |
| /031236 | | ASSTER | L271 | #766 DAHLE, ZACHARY |
| /031243 | (657) | SUPP | | TXT: SEEMED VERY HIGH .. DID NOT SEEM TO KNOW |
| | | | | WHAT WAS GOING ON AT ALL |
| /031249 | (747) | *ASSTER | P325 | [3030 E EUCLID AV ,SPK] |
| | | | | #747 BISHOP, DEREK |
| /031252 | (657) | SUPP | | TXT: HE WAS ALONE IN THE CAR |
| /031254 | (566) | *ASSTER | B430 | [COMP] |
| | | | | #566 VAUGHN, KEVIN L |
| /031307 | (1141) | CROSS | | #SP160354901 |
| /031320 | | CROSS | | #SC160353429 |
| /031325 | | NEWLOC | B430 | [3030 E EUCLID AV ,SPK] |
| /031329 | (702) | *ASSTER | K16 | [COMP] |
| | | | | #702 JENSEN, JAKE |
| /031335 | (1141) | CROSS | | #SP160350667 |
| /031342 | | NEWLOC | K16 | [3030 E EUCLID AV ,SPK] |
| /031354 | | MISC | | ,.....SUSP-GRANT,JEROME A 2/15/1977 |
| /031401 | (657) | MISC | | ,LIMPING .. RIGHT LEG INJURED |
| /031409 | (1141) | MISC | | ,SPRS 209845 |
| /031414 | | ONSCNE | B432 | |
| /031416 | (923) | *ASSTER | B433 | [COMP] |
| | | | | #923 MCVAY, JEREMY |
| /031514 | (1190) | *ONSCNE | X438 | |
| /031520 | | *NEWLOC | X438 | [AREA] |
| /031551 | (657) | SUPP | | TXT: THERE IS VIDEO COMP UNABLE TO ACCESS MANA |
| | | | | GER WILL BE IN AT 0600 |
| /031554 | (750) | *NEWLOC | B434 | [AREA] |
| /031557 | (657) | SUPP | | TXT: COMP CAN ID SUBJECT |
| /031611 | (1141) | MISC | B432 | ,CORP FOR PHOTOS |
| /031616 | | CHGLOC | P325 | [STORE] |
| /031654 | (1266) | *ASSTER | B435 | [COMP] |
| | | | | #1266 BETTS, DAVID |
| /031704 | (1141) | NEWLOC | B433 | [3030 E EUCLID AV ,SPK] |
| /031709 | | NEWLOC | B435 | [3030 E EUCLID AV ,SPK] |
| /031904 | (614) | *ASSTER | B431 | [3030 E EUCLID AV ,SPK] |
| | | | | #614 ARREDONDO, JOHN |
| /031941 | (923) | *CHGLOC | B433 | [AREA] |
| /031943 | | *ONSCNE | B433 | |
| /031957 | (1141) | MISC | B432 | ,ASLT - WILL CALL L271 |
| /032000 | (1190) | *REMINQ | X438 | MVEH,AXA5154,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| /032101 | (1266) | *ONSCNE | B435 | |
| /032105 | | *CHGLOC | B435 | [AREA] |

| | | | | |
|---------|----------|---------|------|---|
| /032106 | | *ONSCNE | B435 | |
| /032218 | (1141) | MISC | B437 | , LARGER TIRES? LIFTED LOOKING? |
| /032229 | | MISC | B434 | , MODEL W/HIGHER CLEARANCE - SPOILER |
| /032236 | | MISC | B437 | , POSS MARKET/WELLS NOT SURE WHERE IT WENT |
| /032242 | | NEWLOC | B437 | [MARKET/WELLS AREA] |
| /032250 | | MISC | B437 | , DELAY OF 1 MIN |
| /032347 | | MISC | B432 | , PC FOR THEFT AND ASLT HERE |
| /032417 | (702) | *PREMPT | K16 | |
| /032433 | (1141) | MISC | B432 | , ##### |
| /032455 | (747) | *ONSCNE | P325 | |
| /032538 | (1141) | MISC | B430 | , HAVEN SB |
| /032545 | | MISC | B430 | , EB COLUMBIA/HAVEN |
| /032556 | | MISC | B430 | , MARKET W/HIM |
| /032559 | | MISC | B430 | , SB MARKET |
| /032606 | (702) | *ASSTER | K16 | [3030 E EUCLID AV ,SPK] #702 JENSEN, JAKE |
| /032610 | (1188) | *ASSTER | D471 | [3030 E EUCLID AV ,SPK] #1188 MOHONDRO, CORRIGAN #1257 GOLLADAY, ERIK |
| /032611 | (1141) | MISC | B430 | , SB MARKET NO TRAFFIC |
| /032638 | | MISC | B430 | , TERMINATE SB WELLS PULLED OVER AT WELLES |
| /032648 | | MISC | B430 | , BRAKING UP THERE SLOWING DOWN |
| /032652 | | MISC | B430 | , CAN'T CONTROL VEH |
| /032655 | | MISC | B430 | , B432 HAS SPIKES |
| /032658 | | MISC | B430 | , STILL SB MARKET |
| /032704 | | MISC | B430 | , REDUCED SPEED QUITE A BIT PROB AT GARLAND |
| /032709 | | MISC | B430 | , P325 SITTING AT GARLAND HES COMING TOWARD ME |
| /032714 | | MISC | B430 | , TURNING INTO JACK IN BOX |
| /032717 | | MISC | B430 | , GOING TO CUT THROUGH |
| /032723 | | MISC | B430 | , PULING INTO SAFEWAY GAS PUMPS |
| /032727 | | MISC | B430 | , IF WE CAN BOX HIM IN LETS DO IT |
| /032733 | | MISC | B430 | , HES IN THE LOT PULLING UP TO PUMPS |
| /032740 | | MISC | B430 | , COMING IN FROM NORTH END SOMEONE FROM SOUTH |
| /032743 | | MISC | B430 | , PULLING OUT ONTO EMPIRE |
| /032753 | | MISC | B430 | , GOING EB TOWARD MARKET |
| /032802 | | MISC | B430 | , SB MARKET FROM EMPIRE |
| /032804 | (614) | *ONSCNE | B431 | |
| /032810 | (1141) | MISC | B430 | , DRIVING NORMAL STAYING COUPLE CARS BEHIND |
| /032814 | | MISC | B430 | , L271 SPIKES AT EUCLID? |
| /032825 | (591812) | *ASSTER | B508 | [3030 E EUCLID AV ,SPK] #591812 RICHMOND, ANDREW |
| /032830 | (1141) | MISC | B430 | , B432 AFFIRM ON SPIKES |
| /032831 | (591765) | *ASSTER | B510 | [3030 E EUCLID AV ,SPK] #591765 WATTS, RANDY |
| /032837 | (1141) | MISC | B430 | , CURB LANE GOING SPEED LIMIT PASSING MCDS |
| /032841 | | MISC | B430 | , SPIKES IN THE CURB LANE SS INTX |
| /032843 | | MISC | B430 | , RED LIGHT |
| /032849 | | MISC | B430 | , WHOEVER BEHIND ME COME IN FROM BEHIND |
| /032852 | (591807) | ASST | K96 | [3030 E EUCLID AV ,SPK] #591713 KULLMAN, TYLER |
| /032856 | (591713) | *ENROUT | K96 | |
| /032900 | (1263) | *ASSTER | D475 | [3030 E EUCLID AV ,SPK] #1263 THOMPSON, GREGORY |
| /032913 | (1141) | MISC | B430 | , PIT HIM |
| /032936 | (702) | *ONSCNE | K16 | |
| /032940 | (657) | ONSCNE | D471 | |
| /032946 | (1141) | MISC | B430 | , D471 C4 AT THE STOP |
| /033011 | (591812) | *PREMPT | B508 | |
| /033012 | (591713) | *CLEAR | K96 | |
| /033014 | (591765) | *CLEAR | B510 | |

/033016 (1141) MISC P325 , IN CUST
/033023 (1263) *PREMPT D475
/033029 (1141) MISC B434 , C4 IN CUST
/033035 NEWLOC B434 [MARKET/EUCLID]
/033103 NEWLOC D471 [MARKET/EUCLID]
/033125 NEWLOC P325 [MARKET/EUCLID]
/033137 (702) *CLEAR K16 , PSTAT/ASST
/034401 (1141) MISC B435 , BOTH PLATES DRIVEABLE
/034408 MISC B435 , MATCH
/034410 (1188) *CLEAR D471 , PSTAT/ASST
/034452 (1141) CALLBK B435 T/PCC05
 , START RO MARY 951 5702
/034500 NEWLOC B435 [MARKET/EUCLID - CAR]
/034527 MISC , 09/22/16 03:45:24 FROM ACCESS - DATABASE ID:

/034527 MISC
/034527 MISC

/034527 MISC
/034527 MISC
/034528 MISC

/034528 MISC
/034528 MISC
/034528 MISC
/034540 MISC

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/034540 MISC
/034540 MISC
/034544 CALLBK

/034657 (614) *MISC B431
/034658 *CLEAR B431

/034814 (657) CALLBK T/PCC03
 , VM

/035058 (1141) ROTREQ B434 TOW SP01 SPK B AND B TOWING-5902
 385-0688 , TOW FOR VEHREC

/035205 (911126) SUPP TXT: MARY COREY 6125 N CALISPEL ST PH:50995157
 02. SHE WOULD LIKE A CALL BACK A BOUT HER VEHI
 CLE. ###

/035217 (657) CALLBK B434 T/PCC01
 , B AND B TOWING ADV

3h

/035235 (1141) MISC B432 ,PC FOR 1ST DEG ROB
/035524 (1190) *TRANS X438 [JAIL] M/O
,1M
/035537 (657) CALLBK B434 T/PCC01
,MARY ANSWERED .. ADV OF TOW INFO
/035545 (1141) MISC X438 ,IN CUST
/035604 (1190) *TRANS X438 [DEACONESS] M/O
,1M
/035740 *MISC X438 ,MEDICAL FOR GRANT..HE STATED HE USED "DOPE" T
ODAY AND HURT HIS LEG. ***NOTHING ASSOCIATED W
ITH LE CONTACT

INCIDENT REPORT

Spokane Police/Spokane County Sheriff

| | | | | | |
|---|---|---|---------------------------------------|--|-----------------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | | |
| INCIDENT TYPE Drug Involved, Information | INCIDENT CLASSIFICATION #1 ROBBERY | | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #2 ELUDING | |
| | INCIDENT CLASSIFICATION #3 DRUGS-POSSESS | | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #4 | |
| | RESPONDING TO (Officer Assault) | | ASSIGNMENT (Officer Assault) | | |
| REPORTED ON Thu 09/22/2016 03:09 | DATE/TIME | OCURRED ON Thu 09/22/2016 03:05 | DATE/TIME | OCURRED TO Thu 09/22/2016 03:09 | DISTRICT |
| DISPATCH TIME 03:10 | ARRIVED TIME 03:14 | CLEARED TIME 04:35 | REPORT DATE 09/22/2016 | REPORT TIME 04:31 | EST. TOTAL PROPERTY LOSS |
| PRIMARY CHARGE 9A.56.210 ROBBERY-2ND DEG | | | | | UCR/NIBRS CODE / 120 |
| ADDITIONAL CHARGES 69.50.4013(1) CNTL SUB(POSS-FEL), 46.61.024 ATMP TO ELUDE PURSU POLICE VEH | | | | | |
| LOCATION OF INCIDENT 3030 E Euclid Avenue, Spokane, WA 99205 | | | | LOCATION NAME (IF APPLICABLE) Zip Trip | |
| SOLVABILITY FACTORS PC Affidavit Completed, Suspect Arrested, Suspect Vehicle Described, Useful Physical Evidence | | | | | |
| RELATED INCIDENT NUMBERS | | | | | INCIDENT XREF 16-350667 |
| ADDITIONAL REPORTING OFFICERS Ofc Anderson, Ofc Vaughn, Cpl Bishop | | | | | |
| VICTIM/WITNESSES/OTHERS <small> S-Suspect, V-Victim - Individual, A-Arrested Person, VS-Victim - Business, M-Missing, IM-Individual Married, RD-Registered Owner, PS-Passenger, PL-Pedestrian, PO-Policeman, Cyclist, O-Other, C-Complainant, IN-Institutional, G-Legal Guardian, D-Driver, VA-Vehicle, CV-Complainant Victim, CON-Contact, BU-Burroway, V-Deceased, OW-Owner of Property </small> | | | | | |
| CODE V-1 | NAME: LAST, FIRST, MIDDLE Holmes, Timothy T | | | SEX M | RACE/ETHNICITY W-White |
| DATE OF BIRTH/AGE 04/29/1971 45 | HEIGHT | WEIGHT | BUILD | HAIR | EYES |
| CONFIDENTIALITY <input type="checkbox"/> | ADDRESS: STREET, CITY STATE ZIP 3030 E Euclid Avenue, Spokane, WA 99205 | | | RESIDENTIAL STATUS | PHONE |
| PLACE OF EMPLOYMENT/SCHOOL/ADDRESS | OCCUPATION | | | EMPLOYER PHONE | |
| ADDITIONAL PHONES 484-1456 | | | | | |
| CODE VB-1 | NAME: LAST, FIRST, MIDDLE Zip Trip | | | SEX | RACE/ETHNICITY |
| DATE OF BIRTH/AGE | HEIGHT | WEIGHT | BUILD | HAIR | EYES |
| CONFIDENTIALITY <input type="checkbox"/> | ADDRESS: STREET, CITY STATE ZIP 3030 E Euclid, Spokane, WA 99207 | | | RESIDENTIAL STATUS | PHONE 484-1456 |
| PLACE OF EMPLOYMENT/SCHOOL/ADDRESS | OCCUPATION | | | EMPLOYER PHONE | |
| ADDITIONAL PHONES (Business) 484-1456 | | | | | |
| RELATIONSHIP TO SUSPECT | VICTIM OF Offns. # 9A.56.210 ROBBERY-2ND DEG | | | OFNDR. # A-1 | |

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|--|--------------------------------------|
| IC NO/NAME OF REPORTING OFFICER #1290 - LeQuire, Christopher | DISTRIBUTION |
| APPROVAL #881 - Wheeler, Sean | DATE/TIME 09/22/2016 07:43 |

Incident Report #1

INCIDENT REPORT CONTINUED
Spokane Police/Spokane County Sheriff

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|---|---|---|---|--|----------------------------------|
| INCIDENT CLASSIFICATION ROBBERY | | ATTEMPTED <input type="checkbox"/> | | INCIDENT NUMBER 16-354920 | |
| CODE A-1 | NAME: LAST, FIRST, MIDDLE Grant, Jerome A | | | SEX M | RACE/ETHNICITY W-White |
| DATE OF BIRTH/AGE 02/14/1977 39 | HEIGHT 6'02" | WEIGHT 220 | BUILD Heavy | HAIR Brown | EYES BLU - Blue |
| CONFIDENTIALITY <input type="checkbox"/> | ADDRESS: STREET, CITY STATE ZIP 14906 E Broad Avenue, Spokane, WA 99216 | | | RESIDENTIAL STATUS | PHONE |
| PLACE OF EMPLOYMENT/SCHOOL/ADDRESS | | | OCCUPATION | EMPLOYER PHONE | |
| ADDITIONAL PHONES (409) 526-1364 | | | | | |
| CHARGE LEVEL Felony Class B | DESCRIPTION 9A.56.210 ROBBERY-2ND DEG | | | UCR/NCIC CODE /120 | |
| 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/NCIC CODE /35A | |
| WARRANT # | BAIL | TYPE OF ARREST Taken Into Custody | | MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/> | |
| CHARGE LEVEL Felony Class C | DESCRIPTION 46.61.024 ATMP TO ELUDE PURSU POLICE VEH | | | UCR/NCIC CODE | |
| WARRANT # | BAIL | TYPE OF ARREST Taken Into Custody | | MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/> | |
| CITATION # | DATE | TIME | BOOKED WHERE Spokane County Jail | | DATE 09/22/2016 |
| | | | | | TIME 05:00 |
| ARREST LOCATION N Market Street & E Euclid Avenue, Spokane, WA 99205 | | | STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN | CHARGES <input type="checkbox"/> ADMITTED <input checked="" type="checkbox"/> DENIED | SUSPECT ARMED WITH |
| JUV. PAR/GRD. Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO | NAME/RELATIONSHIP OF PERSON NOTIFIED | DATE & TIME NOTIFIED | NOTIFIED BY | | DISPOSITION OF JUVENILE |

NARRATIVE

On 9/22/16 at approximately 0314 hours, I responded to 3030 E Euclid for report of a commercial robbery. The caller reported a male shoplifted and threw items at him. He also reported the male left in a silver car WA/ AQX 3097. That vehicle was reported stolen and had eluded law enforcement on multiple occasions within the last few days. The suspect known to be driving the vehicle was Jerome Grant. There was also credible information that he may be armed with a firearm.

I arrived on scene and contacted Timothy Holmes who is the clerk at the Zip Trip. He told me that he noticed the male walk into the store wearing black "wind breaker" jogging pants and had very short hair. Timothy recalled seeing the suspect walk with a limp and appeared to have an injured leg. While Timothy was ringing up another customer, he observed the suspect walk past the register and make no attempt to pay for items he was holding before walking outside to his car. The suspect exited the store with nachos, a soda, and two packages of Planters "Oatmeal Raisin Cookie Blend" nuts. Timothy went outside to ask the suspect if he planned on paying for the items. Timothy reached inside of the vehicle the suspect was sitting in and tried to retrieve the property of the Zip Trip. The male instead took his nachos and threw them on Timothy. He also poured his soda on

INCIDENT REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 3

| | | |
|---|---------------------------------------|-------------------------------------|
| INCIDENT CLASSIFICATION ROBBERY | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
|---|---------------------------------------|-------------------------------------|

Timothy's shirt. Timothy was not able to get back the items that belonged to Zip Trip. He told me that he thought the suspect was under the influence of an unknown substance due to his unusual behavior. The male repeatedly asked Timothy what was going on. I observed that Timothy had a large amount of cheese and soda on his work shirt. I also saw there were nacho chips laying in the parking lot in the space in front of the door.

While I was speaking with Timothy, other officers were making attempts to stop the suspect vehicle that was still in the area. Over the radio officers stated the vehicle was southbound on Market from around Garland. I removed the spike strips from my patrol car and placed them on Market in the curb side lane on the south side of the intersection. Shortly after is when I saw the suspect vehicle come to a stop at the red light of Market and Euclid. The vehicle was boxed in and I ran over to Cpl Bishop's patrol car to provide additional resources to the officers who made the stop. I assisted in detaining the driver who was identified as Jerome Grant. Inside of the vehicle, I observed the two packages of Planters nuts that matched exactly what was described by Timothy. The packages were empty. Jerome also stated that his leg was injured which also matched Timothy's description.

Once Jerome was placed in custody, I went back to remove my spike strips from the road. Timothy told me that he thought a truck may have run over the strips but kept driving. I saw that one of the sections had the spikes had deployed. The unknown truck did not stop and I was not able to contact them.

It is my belief that Jerome used the nacho and soda pouring on Timothy as a way to get Timothy away from him so that he could leave with the remaining items he possessed. After speaking with Sgt Dahle about the incident, Jerome was placed in custody for Robbery 2nd, PCS-Meth, and Attempt to Elude. He will also be booked for Possession of Stolen Motor Vehicle and another charge of Attempt to Elude under (16-350667).

Several items were placed on property as evidence. The Planters nuts packages were one of the items. There is also video surveillance that will capture the incident.

Refer to Ofc Anderson, Ofc Vaughn, and Cpl Bishop's reports for additional information about this incident.

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

C.LeQuire #1290

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

09/22/2016 07:53:03.763

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

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|--|---------------------------------------|--|---|-----------------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | |
| REPORT PURPOSE | | | REPORTED ON DATE Thu 09/22/2016 03:09 | INCIDENT XREF 16-354901 |
| INCIDENT CLASSIFICATION #1 ROBBERY | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #2 ELUDING | ATTEMPTED <input type="checkbox"/> | |
| INCIDENT CLASSIFICATION #3 DRUGS-POSSESS | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #4 | ATTEMPTED <input type="checkbox"/> | |
| DISPATCH TIME | ARRIVED TIME | CLEARED TIME | REPORT DATE 09/22/2016 | REPORT TIME 05:03 |
| PRIMARY CHARGE | | | | UCR/NIBRS CODE |
| NARRATIVE | | | | |

On 9-22-16, at approx 0310 hrs, I was dispatched with several other SPD Officers to 3030 E Euclid (Zip Trip) for a report of a Robbery. The complainant, Tim Holmes, an employee at the business reported that the suspect was driving, (WA/AQX3097) which was a recently reported stolen vehicle. The vehicle had been used in several other reported incidents and was reported to being driven by Jerome A Grant (2-14-77). Approx 90 minutes prior Grant had eluded officers in that stolen vehicle and PC existed for him at that time as well. (Incidents #16-354901; #16-350667)

Grant was stopped in the vehicle at Euclid/Market after trying to elude officers in a pursuit after the robbery.

(See Ofc Vaughns report.)

As I arrived Grant was being removed from the vehicle and was placed into the prone handcuffing position. I assisted in controlling Grants lower torso as handcuffs were applied.

Permission to search the vehicle had been granted by the registered owner at the time the vehicle theft report was written. On the interior door handle of the drivers door was a black cylindrical zippered pouch. I could see what appeared to be drug paraphernalia and it was photographed in placed. Once photographed it was removed from the door handle and the contents again photographed. There was a small ziploc style baggy that contained a white crystalline powder in it. I recognized this substance as methamphetamine from my training and experience and it was field tested (positive) for methamphetamine at that time.

There was a large quantity of brand new clothing, tools and other items in the trunk of the vehicle that still had price tags and security devices attached. Grant had been the suspect in several shoplifting and other theft incidents. The items were most likely stolen but were not easily identifiable as to what store they belonged to. Additionally officers located a large quantity of what appeared to be shave vehicle keys. The clothing was collected and placed onto police property for safekeeping by other officers. The methamphetamine and shaved keys were also placed onto police property as evidence.

The vehicle was on Market in the lane of travel where it was stopped. The registered owner

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| ID NO /NAME OF REPORTING OFFICER #750 - Anderson, Jerry C. | DISTRIBUTION | |
| APPROVAL #326 - Anderson, Jon D. | DATE/TIME 09/23/2016 06:28 | |

Supplemental Report #1

09/23/2016 08:32:15.421

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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|---|---------------------------------------|-------------------------------------|
| INCIDENT CLASSIFICATION ROBBERY | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
|---|---------------------------------------|-------------------------------------|

could not be reached to collect her vehicle and it was necessary to tow it from the scene.

See original (cross referenced) vehicle theft report from Possession of Stolen Motor vehicle charges as well as additional eluding charges on Grant. The vehicle settle report was completed under the original report number.

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 JC Anderson #750
SPD - B434

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

| | | | | |
|--|---------------------------------------|--|---|-----------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | |
| REPORT PURPOSE | | | REPORTED ON DATE Thu 09/22/2016 | TIME 03:09 |
| INCIDENT CLASSIFICATION #1 ROBBERY | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #2 ELUDING | ATTEMPTED <input type="checkbox"/> | |
| INCIDENT CLASSIFICATION #3 DRUGS-DELIVER | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #4 | ATTEMPTED <input type="checkbox"/> | |
| DISPATCH TIME | ARRIVED TIME | CLEARED TIME | REPORT DATE 09/22/2016 | REPORT TIME 08:05 |
| PRIMARY CHARGE | | | | UCR/NIBRS CODE |
| NARRATIVE | | | | |

On 092216 at approx. 06:45 I responded to Deaconess Hospital to relieve Ofc. Brooks. Ofc. Brooks was guarding suspect Jerome Grant. When Grant was cleared by the hospital I transported him to jail. I was advised to book Grant on Eluding/Possession of Stolen Vehicle (16-350667), and Robbery 2nd, Eluding, and PCS-Meth (16-354920). I booked him and cleared the call.

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

Ofc. Zinkgraf #492

| | | |
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| ID NO /NAME OF REPORTING OFFICER #492 - Zinkgraf, Davida | DISTRIBUTION | |
| APPROVAL #1012 - Reese, Kurtis | DATE/TIME 09/22/2016 08:33 | |

Supplemental Report #1

09/22/2016 08:42:59.036

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

| | | | | |
|--|---------------------------------------|----------------------------|---|---------------------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | |
| REPORT PURPOSE | | | REPORTED ON DATE Thu 09/22/2016 07:10 | INCIDENT XREF 16-350667 |
| INCIDENT CLASSIFICATION #1 ROBBERY | 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 09/22/2016 | REPORT TIME 08:38 |
| PRIMARY CHARGE | | | | UCR/NIBRS CODE |
| PROPERTY | | | | |
| ITEM # 1 | STATUS Recovered | QUANTITY 1 | UNITS | TOTAL VALUE |
| 4c | | | | |
| COMMENTS | | | | |
| PROPERTY | | | | |
| ITEM # 2 | STATUS Recovered | QUANTITY 1 | UNITS | TOTAL VALUE |
| DESCRIPTION/COMMENTS | | ITEMCATEGORY | TYPE | ASSIGNED NUMBER |
| 4c | | | | |
| COMMENTS | | | | |
| PROPERTY | | | | |
| ITEM # 3 | STATUS Recovered | QUANTITY 1 | UNITS | TOTAL VALUE |
| DESCRIPTION/COMMENTS | | ITEMCATEGORY | TYPE | ASSIGNED NUMBER |
| 4c | | | | |
| COMMENTS | | | | |

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|--|---------------------------------------|
| ID NO./NAME OF REPORTING OFFICER #288 - Kennedy, David | DISTRIBUTION Crime Analysis |
| APPROVAL #649 - Eckersley, Brian | DATE/TIME 09/22/2016 09:23 |

Supplemental Report #1

09/22/2016 09:33:02 387

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

| | | | | |
|---|----------------------------|---------------------------------------|-------------------------------------|-------------|
| INCIDENT CLASSIFICATION ROBBERY | | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 | |
| ITEM # 4 | STATUS Recovered | QUANTITY 1 | UNITS | TOTAL VALUE |
| DESCRIPTION/COMMENTS | | ITEM CATEGORY 4c | TYPE | |
| BRAND | MODEL | SERIAL NUMBER | OWNER ASSIGNED NUMBER | |
| NARRATIVE | | | | |

On 09-22-2016 0710 hr's, I responded to 6125 N. Calispel reference a collection of evidence call. #16-354970.

I contacted Corey, Jeffrey C 09-28-1967.

Corey had reported his mothers vehicle stolen during a burglary on 09-19-2016 #16-350667.

The vehicle was recovered during Robbery incident #16-354920 on 09-22-2016. At that time the vehicle was searched by officers and the vehicle was returned to Corey.

When Corey was looking through the vehicle he found a mens black wallet above the drivers sun visor. Corey collected the wallet and called Crime Check so it could be collected.

I took possession of the wallet from Corey.

The wallet contained the Wa drivers license and social security card for Grant, Jerome A 02-14-1977. (Subject Arrested during incident)

It also contained debit cards for Caldarulo, Vonda L and Nelson, James R along with a "Money Tree" check cashing ID card for Allen, Lorrie UNK middle. Also there was a JC Penny merchandise credit card in the wallet.

There were misc pieces of paper in the wallet that contained names and phone numbers.

Copies were made of the phone numbers and various cards. The copies were submitted to Police Records to be added to the report.

The items were separated and all were placed on Police Property as evidence.

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

OFFICER/NUMBER/CALL SIGN

D. Kennedy #288 A112

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| Supplemental Report #1 | END OF ADDITIONAL REPORT |
|------------------------|--------------------------|

09/22/2016 09:33:02.621

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

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|---|---------------------------------------|--|---|-----------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | |
| REPORT PURPOSE | | | REPORTED ON DATE Thu 09/22/2016 | TIME 03:09 |
| INCIDENT CLASSIFICATION #1 ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #2 ELUDING | 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 09/22/2016 | REPORT TIME 04:57 |
| PRIMARY CHARGE | | | | UCR/NIBRS CODE |
| NARRATIVE | | | | |

On 09-22-16 at approximately 0309 hours I responded to the area of 3030 E Euclid for the report of a robbery. The complainant reported a male had entered the store and took items with force. The male was seen fleeing the location driving a gold Subaru Outback bearing license AQX3097.

Earlier in the night at approximately 0149 hours I was involved in a pursuit with the same vehicle (see rpt #16-350667). I was able to identify the driver of the vehicle as Jerome Grant. Probable cause was established to arrest Grant for attempt to elude.

While responding to the location Officer Brown advised he may of seen the vehicle in the area of Wellesley / Market. As I drove southbound on Market from Francis. I observed a vehicle northbound on Market. The vehicle then made a quick and erratic turn westbound on Bismark. It appeared the vehicle was the same gold Subaru Outback I was involved in a pursuit with earlier in the night.

I caught up to the Subaru which turned southbound onto Haven then eastbound on Columbia. The Subaru began to drive on the north sidewalk barely missing vehicles parked along the roadway. The Subaru pulled back onto the roadway then turned southbound on Market failing to stop for the stop sign. Grant was driving in a more erratic manner failing to maintain a lane of travel.

Believing Grant had just been involved in a commercial robbery which falls with SPD pursuit policy I initiated my overhead lights and sirens at Joseph / Haven. I was still driving SPD vehicle 371 a fully parked patrol vehicle. Grant accelerated and began to pull away from me. I would estimate the Subaru's speed to be in excess of 75mph in a 30 mph zone. The Subaru traveled southbound on Haven using all lanes of travel. I maintained a safe following distance of approximately 100 yards keeping the Subaru in sight as it passed light traffic on the roadway.

I asked for confirmation probable cause existed for robbery. I was then advised by SGT Dahle to terminate the pursuit. I pulled over at Haven / Wellesley and turned off my emergency equipment. I then observed the Subaru's brake lights invitiat and it reduce its speed considerably. I advised units of the Subaru's direction of travel and current location.

Corporal Bishop was south of the Subaru and observed it pull into the Safeway gas station parking lot. I observed the Subaru pull up to a gas pump, stop, then drive away. The Subaru pulled onto Garland eastbound, stopped for the light at Market, then turned southbound on Market. Grant was now operating his vehicle at normal speeds traveling towards light traffic.

Corporal Bishop and I followed Grant at a distance as he approached the red light at Market / Euclid. Corporal Bishop advised we would attempt to block the Subaru at the light. Corporal Bishop

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| ID NO./NAME OF REPORTING OFFICER #566 - Vaughn, Kevin | DISTRIBUTION | |
| APPROVAL #399 - Koerner, Stormi | DATE/TIME 09/22/2016 07:28 | |

Supplemental Report #1

09/22/2016 07:33:12.974

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 2

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|--|---------------------------------------|-------------------------------------|
| INCIDENT CLASSIFICATION ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
|--|---------------------------------------|-------------------------------------|

maneuvered his patrol vehicle in front of the Subaru as I blocked the rear. Grant immediately raised his hands up to surrender. I moved forward taking control of Grant's left arm. Additional officer moved in and controlled Grant's right arm. Grant was removed from the vehicle and handcuffed in the prone handcuffing position.

I determined Grant again failed to stop for a police vehicle when given a visual and audible signal and operated his vehicle in a reckless manner. Probable cause was established to arrest Grant for attempt to elude.

Grant was transported to Spokane County Jail where he was booked for attempt to elude, robbery 1st, and possession of a controlled substance. Grant was additionally booked for attempt to elude and possession of stolen motor vehicle on report #16-350667).

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.
OFC K. Vaughn #566

Supplemental Report #1

END OF ADDITIONAL REPORT

09/22/2016 07:33:13.052

SUPPLEMENTAL REPORT
Spokane Police/Spokane County Sheriff

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|---|---------------------------------------|----------------------------|---|---------------------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | |
| REPORT PURPOSE | | | REPORTED ON DATE Thu 09/22/2016 | TIME 03:09 |
| | | | INCIDENT XREF 16-350667 | |
| INCIDENT CLASSIFICATION #1 ROBBERY-COMMERCIAL | 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 09/22/2016 | REPORT TIME 04:04 |
| PRIMARY CHARGE | | | | UCR/NIBRS CODE |
| NARRATIVE | | | | |

On 9/22/2016 at 0309 hrs, Zip-Trip employee (3030 E Euclid) Tim Holmes reported a robbery at the location. Tim advised he had confronted a male who was shoplifting. Upon confronting the male he threw the property at Tim. Tim advised the male fled the location in a silver vehicle WA/AQX3097 W/B on Euclid. He also believed the suspect to be high on drugs.

I was aware of numerous incidents involving this vehicle:

- I had approved an officer's report a few days ago in regards to Jerome Grant driving this vehicle which was a reported stolen vehicle. The report detailed an incident in the city and Spokane Valley where Jerome had been shoplifting while using the stolen vehicle. He had also made a few attempts at identity theft to use multiple victim's identification to create credit in their name at the stores.

- I was aware of multiple different incidents in the city and Spokane County where officers had attempted to stop Jerome in this stolen vehicle which turned into pursuits. The pursuits were terminated due to Jerome's high degree of disregard for the safety of others with respect to the speed he was driving. I was working at the time the previous shift when Spokane County deputies engaged in a pursuit with Jerome in the stolen vehicle before it was terminated.

- At roll call we were advised the vehicle was a stolen vehicle. Jerome's most notable felony conviction is for 2nd Murder. We were also advised that Jerome's girlfriend provided credible information that Jerome was armed with a firearm and that he stated he was going to shoot it out with the police and wasn't going back to jail. We were also advised that Jerome is on a multi-day drug binge.

- At 0149 hrs earlier in the current shift, Ofc Anderson spotted the stolen vehicle which was still be driven by Jerome near Cascade/Wall. Officers pursued Jerome however terminated the pursuit again because of his speed and extreme recklessness.

- From these numerous incidents there was PC to arrest Jerome for eluding, possession of a stolen vehicle, and most likely theft and identity theft from the previous incidents.

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| ID NO./NAME OF REPORTING OFFICER #747 - Bishop, Derek | DISTRIBUTION | |
| APPROVAL #399 - Koerner, Stormi | DATE/TIME 09/22/2016 07:15 | |

Supplemental Report #1

09/22/2016 07:23:16 881

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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| INCIDENT CLASSIFICATION ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
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I had been actively looking for Jerome and the stolen vehicle when the robbery incident occurred. I drove towards 3030 E Euclid to look for Jerome and the vehicle. While enroute, Ofc LeQuire requested I assist him at the store with photographs. While responding, Ofc LeQuire advised that he didn't have PC for robbery and just for city theft and city assault.

I arrived at the store to take photographs when Ofc Vaughn advised he was behind the vehicle S/B in the Hillyard area. I returned to my vehicle to assist because Vaughn and the vehicle were head towards me. Vaughn advised he was in pursuit of the vehicle who was attempting to elude again at a high rate of speed. I was travelling N/B on Market from Euclid.

As I approached Garland the pursuit was terminated. I remained just south of Garland on Market as the vehicle was last S/B on Haven from Wellesley. Vaughn advised from his position that the vehicle had resumed a normal driving speed. I remained at Garland/Market and observed the stolen vehicle as it exited the "S" curve next to the Jack in the Box at 4001 N Market. The stolen vehicle had resumed a normal driving speed and appeared to be traveling slightly less than the speed limit at this point.

As the vehicle approached the driveway entrance to the Safeway grocery store the vehicle made a very abrupt W/B turn into the driveway for the shopping center area. I proceeded N/B on Market to see where the vehicle was going. The vehicle pulled up S/B to the Safeway gas pumps. I observed the male driver as the only occupant of the vehicle. I proceeded N/B through the intersection to the driveway the vehicle had just traveled through. As I reached the driveway the vehicle pulled away from the pumps S/B and then in a SW direction towards the driveway was at Garland just west of Market.

The driver didn't appear to see me as he was moving through the parking lot at a normal speed. I pulled into the parking lot to follow him. We were trying to get officers into the parking lot area to box him in before he left however we were unable to do so. He pulled out of the driveway and made an E/B turn onto Garland. He then made an immediate S/B turn onto Market. There was another citizen vehicle on the roadway now that was between myself and the stolen vehicle.

I kept a distance of 3-4 block behind the stolen vehicle as it was now S/B on Market headed towards Euclid in the curb lane. I kept my distance because the driver still didn't appear to see me and he was still driving less than the speed limit. I was using the civilian vehicle to shield myself from the view of the driver of the stolen vehicle. I was still waiting for other officers to come into the area so we could take

Supplemental Report #1

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SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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| INCIDENT CLASSIFICATION ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
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advantage of the next opportunity to box him in. Ofc LeQuire also advised he was at Euclid with spike strips.

As I continued to follow the vehicle S/B on Market and provide updates, I observed another patrol car (Ofc Vaughn) approaching me from the rear. I also observed the light ahead of the stolen vehicle at Euclid was a yellow light that was turning red. The driver of the stolen vehicle appeared to be slowing to stop and yield at the red light. The citizen vehicle that had been vehicle behind the stolen vehicle happened to change lanes as it approached the red light and was now in the lane to the left of the stolen. This gave us the perfect opportunity to box the stolen in while it was not moving and stopped at the traffic light.

I advised Vaughn that I was going to block the vehicle in from the front and that he needed to block it in from the rear. AS I approached the intersection of Euclid/Market where the stolen vehicle was stopped for a red light, I drove into left turn lane to drive around the citizen vehicle on it's left. I then entered the intersection control area and drove W/B through the crosswalk. I placed my marked police patrol vehicle (#354) perpendicular to the front of the S/B facing stolen vehicle. The passenger side of my vehicle was next to the front of the stolen.

As I blocked the vehicle in from the front, Vaughn blocked the vehicle in from the rear. Based on Jerome's driving over the past few days, his statements of shooting at the police, having a gun, and fatalistic mindset I expected Jerome was going to ram my vehicle and assault me with his vehicle and/or shoot at me. I immediately bailed out of my patrol car and ran around the driver's side E/B towards the rear rear corner of my patrol car.

CRIME: From the numerous incidents over the past few days there was PC to arrest Jerome for multiple counts of eluding, possession of a stolen vehicle, theft and most likely identity theft from the previous incidents. LeQuire also a PC from the current call that was initially titled a robbery however changed to PC for theft and assault.

THREAT: Jerome has a previous conviction for 2nd Murder. Jerome is on a multi-day drug binge. His girlfriend advised he is armed with a firearm and has stated he will shoot it out with the police and he is not going back to jail. He has driven recklessly with extreme disregard to the safety of other to elude police multiple times over the last few days. He has a fatalistic mindset which creates an extreme risk to anyone and everyone around. He had just assaulted a stranger at the Zip Trip prior to the current contact with police. This demonstrates his desire to get

Supplemental Report #1

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09/22/2016 07:23:17 147

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

Page 4

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|--|---------------------------------------|-------------------------------------|
| INCIDENT CLASSIFICATION ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
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out of any situation at any and all costs including the ultimate cost to take someone's life. He is highly unstable due to his multi-day drug use.

Officer's had yet to search or pat Jerome down for weapons/firearms and couldn't see into the vehicle to know the location of the reported firearm he had in his possession. He was also in possession of a vehicle which was possibly in drive that he could instantly use to ram officers and vehicles to get out of the box. Officers were within a confined area between multiple vehicles with another officer on the opposite side of my vehicle that were at great risk to substantial bodily harm should Jerome choose to grab his firearm and begin shooting or use his vehicle to ram his way out of the box.

RESIST/EVADE ARREST: Jerome has eluded police multiple times over the past few days by driving with extreme and no regard for others on the roadway. He has driven as recklessly as he needs to in order to elude police. He has reportedly armed himself with a firearm and stated he would shoot it out with police and not go to jail. He is fatalistic

I drew my firearm and pointed it towards the vehicle door where Jerome was seated and began giving commands. Myself and other arriving officers were giving Jerome commands to show his hands and he complied by sticking them up in the air. I didn't see a weapon in his hands however I couldn't see if he had a firearm on his person or next to him in the vehicle. Ofc LeQuire had been south of me in the intersection and was approaching the front of my vehicle which was right in the path of Jerome's vehicle if he accelerated to get out of the box. I didn't know if Jerome had the vehicle in park or drive. If the vehicle was in drive he could still aggressively accelerate at any point and strike my patrol car with LeQuire on the other side of it causing substantial injury to himself.

Officers behind Jerome's vehicle began to move up to make contact with him to detain him. I still believed Jerome was going to possibly attempt to get out of the box at any second and was possibly trying to bait officers towards him and away from their cars so he could violently ram our cars to get out of the box. If he did this, officers were in a very dangerous position with his fatalistic mindset and previous murder conviction. There were multiple officers moving into a tight area between the driver's side of Jerome's vehicle, the citizen vehicle directly to the level and the patrol vehicles to the front and rear. This placed officers at substantial risk of bodily harm if Jerome began to ram his way out of the box with his vehicle. I have seen suspects in my experience act like they are cooperating with their hands and still violently use their vehicle to assault and elude.

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06/22/2016 07:23:17 209

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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| INCIDENT CLASSIFICATION ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
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As officers moved into my line of sight I lowered my firearm off target and they continued the verbals and to attempt to remove Jerome from the vehicle and take him into custody. This can be seen in my body cam video with the light on the driver's door from my firearm mounted light. I moved in to the area of the driver's side "A" pillar at the front of the vehicle to cover officers as they extracted Jerome from the vehicle. I kept my gun out however off target and not pointed at Jerome. My firearm was out however pointed at a downward position and illuminating the center console area between the two seats where a firearm for Jerome could still be located next to him as officers were still trying to extract him. Jerome was extracted from the vehicle and placed under arrest without incident.

Radio advised that a search of the vehicle was authorized by the vehicle owner. I observed chips and melted cheese from nachos all over the exterior driver's door and inside the vehicle on the "A" pillar, steering wheel, dash board, driver's seat, and driver's floor board. Ofc Anderson located a small black carrying case attached to the driver's door window that contained needles and a bundle of clear/white crystal substance in a clear plastic bag that he field tested positive for meth. I took photos of the nachos all over the vehicle and the small black carrying case and its contents.

I also photographed a mask and key ring of jiggler keys that officers located. Officers located two packages of Planter's Oatmeal Raisin Cookies on the front passenger floorboard that were taken from the Zip Trip. This changed the incident to robbery from the initial PC of just an assault and attempted theft.

I also responded back to Zip Trip and photographed the nachos in the parking stall outside the main entrance where Jerome had parked during the robbery. I also photographed Zip Trip employee Tim Holmes whose work shirt was covered in nacho cheese sauce and soda.

Jerome was booked into SCJ on multiple charges. See other officer's reports for details.

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.

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06/22/2016 07:23:17 272

SUPPLEMENTAL REPORT CONTINUED

Spokane Police/Spokane County Sheriff

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| INCIDENT CLASSIFICATION ROBBERY-COMMERCIAL | ATTEMPTED <input type="checkbox"/> | INCIDENT NUMBER 16-354920 |
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D. Bishop #747

Supplemental Report #1 END OF ADDITIONAL REPORT

09/22/2016 07:23:17.303

SUPPLEMENTAL REPORT

Spokane Police/Spokane County Sheriff

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|--|---------------------------------------|--|---|---------------------------------------|
| AGENCY NAME/SUBSTATION SPD | | EVIDENCE NUMBER | INCIDENT NUMBER 16-354920 | |
| REPORT PURPOSE | | | REPORTED ON DATE Thu 09/22/2016 | TIME 03:09 |
| INCIDENT CLASSIFICATION #1 ROBBERY | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #2 ELUDING | | ATTEMPTED <input type="checkbox"/> |
| INCIDENT CLASSIFICATION #3 VEH-RECOVERED | ATTEMPTED <input type="checkbox"/> | INCIDENT CLASSIFICATION #4 | | ATTEMPTED <input type="checkbox"/> |
| DISPATCH TIME | ARRIVED TIME | CLEARED TIME | REPORT DATE 09/22/2016 | REPORT TIME 04:31 |
| PRIMARY CHARGE | | | | UCR/NIBRS CODE |
| NARRATIVE | | | | |

On 09-22-2016 at approx. 0315 hours I responded to the area of 3030 E. Euclid in reference to a Robbery. A clerk at the location advised he confronted a shoplifter who then threw several items at him before fleeing the scene. He gave the suspect vehicle information and radio advised it was a stolen vehicle. It should be noted earlier in the night Officer's Anderson and Vaughn had attempted to stop this same vehicle and it fled the traffic stop. The suspect of the earlier eluding and vehicle theft was Jerome Grant.

Upon arriving in the area several other Officers were able to stop the vehicle at Market and Euclid. The driver identified as Grant was taken into custody without incident.

I was advised By radio there was permission to search the stolen vehicle from the RO. Upon searching the vehicle I located a soft cooler with a Seattle Seahawks logo on it. Inside the cooler were several family pictures with Grant in them. Also inside the cooler was a carabiner that had several key rings that all had numerous keys on them. I estimated there was approx. 30 keys in all. they all appeared to be keys to vehicles and some of them appeared to be shaved or very worn. From my training and experience I know these types of keys are commonly used to steal vehicles. Cpl. Bishop took a picture of the keys and I gave the items to Officer Brown to be placed on property as evidence.

See incident report and additional reports for more information.

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

J. McVay #923 B433

| | | |
|---|--------------------------------------|--|
| ID NO./NAME OF REPORTING OFFICER #923 - McVay, Jeremy | DISTRIBUTION | |
| APPROVAL #399 - Koerner, Stormi | DATE/TIME 09/22/2016 07:22 | |

Supplemental Report #1

09/22/2016 07:23:07.685

RECEIVED
SPOKANE POLICE RECORDS

2016 SEP 22 AM 8 55

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

DATE: 9/21/16

REPORT NUMBER: 16-354920

CHARGES REQUESTED: Robbery 2nd Degree
PCS- Methamphetamine
Attempt to Elude

DEFENDANT: Grant, Jerome A 2/14/1977

STATUS: **In Custody**

VICTIM(S): Zip Trip, Timothy T. Holmes
DATE/TIME OF CRIME: 9/22/16 0309 Hours
LOCATION OF CRIME: 3030 E Euclid Ave (Zip Trip)
INVESTIGATOR: Ofc C.LeQuire #1290
APPROVED BY: *L289*

| WITNESSES | ADDRESS | PHONE # |
|----------------|---------------|----------|
| Timothy Holmes | 3030 E Euclid | 484-1456 |
| Ofc K.Vaughn | 1100 W Mallon | 242-8400 |
| Ofc J.Anderson | 1100 W Mallon | 242-8400 |
| Ofc C.LeQuire | 1100 W Mallon | 242-8400 |

EVIDENCE CONSISTS OF: Officer Observation, Methamphetamine , Food Wrapper

SUBMITTED TO PROSECUTORS OFFICE

RECEIVED BY: _____ DATE: _____ TIME: _____

**STATEMENT OF INVESTIGATING OFFICER
AFFIDAVIT OF FACTS**

STATE OF WASHINGTON
COUNTY OF SPOKANE

REPORT NUMBER: 16-354920

DEFENDANT: Grant, Jerome A 2/14/1977

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:

Victim Timothy Holmes can testify:

- On 9/22/16 he was working as a clerk for Zip Trip at 3030 E Euclid.
- He observed a white male suspect with short hair and black pants enter the store. He recalled seeing the male walk with a limp and appeared to have an injured leg.
- The suspect took several items from the store and exited without making any attempt to pay.
- Timothy went outside and contacted the suspect in the driver seat of WA/ AQX3097.
- He asked the male if he planned on paying for the items he took from the store.
- Those items included nachos, soda, and "Planters Oatmeal Raisin Cookie" nuts.
- Timothy reached into the vehicle and tried to retrieve the items that belonged to Zip Trip.
- The suspect simultaneously poured the stolen soda on and threw the nachos on Timothy's shirt.
- The suspect left, retaining the two packages of Planters nuts.

Officer K. Vaughn can testify:

- on 09-22-16 responded to 3030 E Euclid to assist Officers with a robbery investigation

- was driving SPD vehicle 371 a fully marked patrol vehicle equipped with audible and visual signals
- located suspect vehicle driven by defendant
- defendant turned westbound on Bismark then southbound on Haven
- defendant turned eastbound on Columbia and began driving on the north sidewalk narrowly missing parked vehicles
- defendant turned southbound on Market failing to stop for the stop sign
- defendant accelerated to approximately 75 mph in a 30 mph zone
- I initiated my overhead lights and sirens and attempted to stop defendant
- defendant failed to stop and attempted to elude my patrol vehicle
- defendant operated his vehicle in a reckless manner with no regard to person or property
- was able to block defendant's vehicle at Euclid / Market and take him into custody
- determined defendant attempted to elude a police vehicle after given an audible and visual signal to stop and operated his vehicle in a reckless manner
- probable cause was established to arrest defendant for attempt to elude

Ofc JC Anderson can and will testify to:

- Responding to Euclid/Market on 9-22-16 at approx. 0310 hrs. reference a robbery incident.
- Assisting officer with placing the defendant under arrest reference that incident.
- Being aware that permission to search the listed stolen vehicle was granted by the registered owner.
- Locating a black cylindrical zippered pouch attached to the drivers side door handle.
- Having the pouch photographed prior to removal and inspecting the contents, which were also photographed.
- Inside the pouch was several items of drug paraphernalia as well as one small Ziploc style baggy with a small quantity of a crystalline powder substance.
- The crystalline powder was field tested (positive) for methamphetamine.
- Having the methamphetamine and paraphernalia placed onto police property as evidence.

Ofc C.LeQuire can and will testify to the following:

- On 9/22/16 I responded to 3030 E Euclid for report of a commercial robbery. The suspect reportedly left in a stolen vehicle that had eluded law enforcement on several occasions during the preceding several days.
- I contacted Timothy Holmes and took his statement.
- I observed that Timothy's shirt was covered in nacho cheese and soda. There were also nacho chips in the parking spot in front of the business.
- It is my belief that Jerome used the nacho and soda as instruments to assault Timothy in an attempt to get Timothy away from his vehicle so he would be able to leave with the remaining items he had stolen from the store.
- Sgt Dahle was briefed on the incident and agreed with the charges listed.

- I assisted in detaining the defendant who was driving a Subaru Outback WA/AQX3097 at Euclid and Market.
- Inside of the vehicle, there were two empty packages of Planters Nuts that were an exact match to the ones that Timothy showed me in the store.
- The defendant stated that his leg was injured which matched what the complainant saw when he saw the suspect in the store walking with a limp.
- Timothy was placed under arrest for Robbery 2nd, Attempt to Elude, and PCS-Methamphetamine.
- The Planters wrappers and drugs were placed as evidence on property.
- The defendant will be booked into jail by Ofc Brooks.

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)

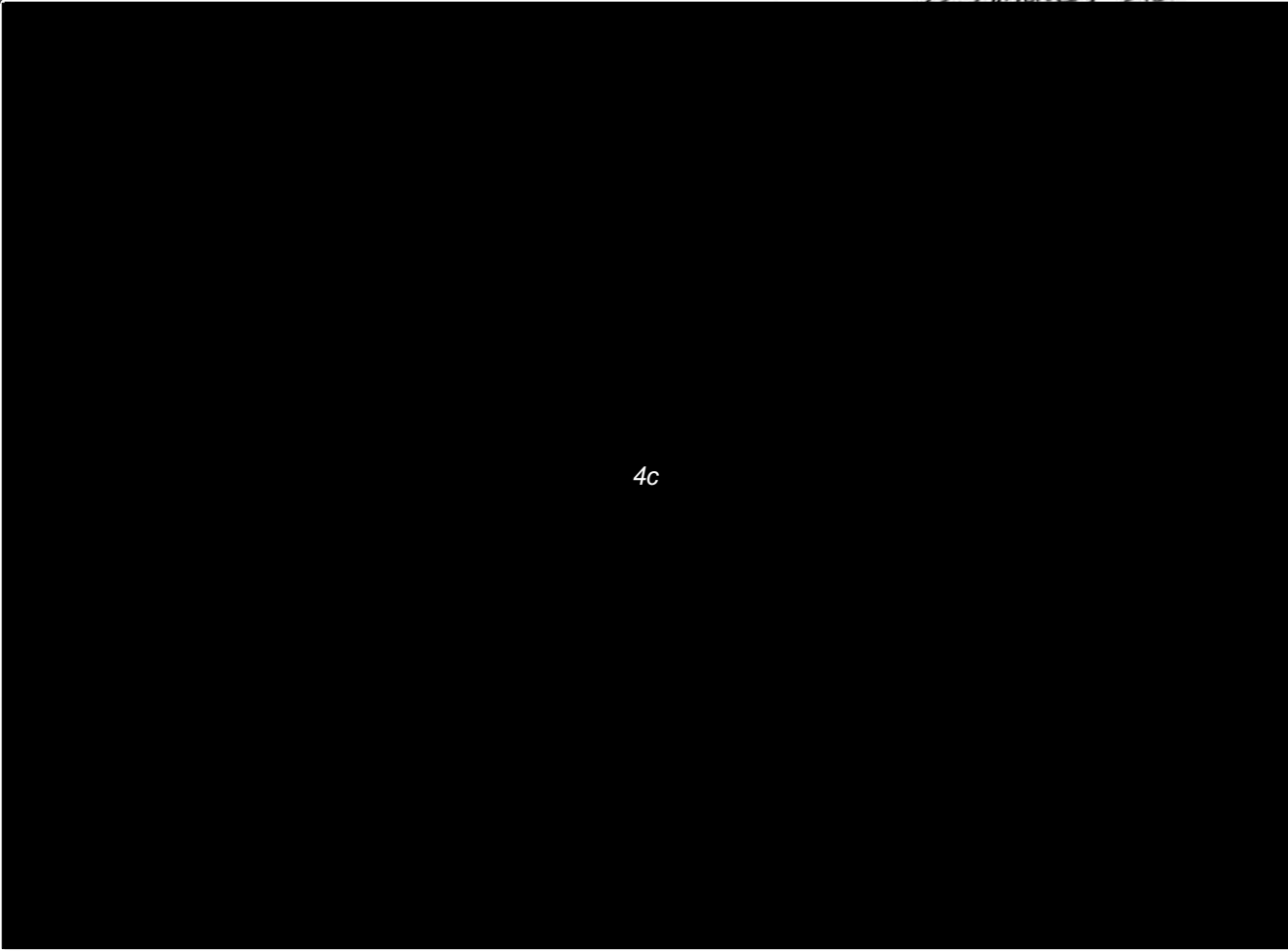
DATE: 9/21/16 PLACE: SPOKANE, WASHINGTON SIGNATURE: 

PHOTOLOG

| AGENCY NAME Spokane PD | | CROSS REFERENCE NUMBER(B) | | INCIDENT NUMBER 16-354920 | |
|---|---|--|--|------------------------------|--|
| INCIDENT CLASSIFICATION Robbery | | LOCATION OF ORIGINAL INCIDENT 3030 E Euclid | | PHOTO DATE 09-22-16 | |
| PHOTOGRAPHER BY D. Bishop #747 | | | LOCATION PHOTOS TAKEN Euclid/Market and 3030 E Euclid | | |
| NAME: LAST, FIRST MIDDLE HOLMES, TIMOTHY T | | RAFF White | RFK Male | DOB 04-29-71 | |
| NUMBER | DESCRIPTION | | | | |
| 1 | Overall location sign "3200 N Market St" | | | | |
| 2 | Overall vehicle WA/AQX3097 | | | | |
| 3 | Close up front vehicle license WA/AQX3097 | | | | |
| 4 | Overall interior driver's side door | | | | |
| 5 | Mid range black zip up container filled with needles and meth | | | | |
| 6 | Close up black zip up container filled with needles and meth | | | | |
| 7 | Mid range contents of black zip up container | | | | |
| 8-9 | Close up bag of meth from black zip up. | | | | |
| 10 | Close up positive field test for meth of bag containing clear/white crystal substance | | | | |
| 11 | Overall vehicle trunk and contents removed | | | | |
| 12 | Mid range contents removed of mask and jiggler keys | | | | |
| 13 | Close up jiggler keys | | | | |
| 14 | Close up mask | | | | |
| 15 | Overall victim business ZIP TRIP 3030 E Euclid | | | | |
| 16 | Overall broken nacho chips in parking stall next to store main entrance | | | | |
| 17-18 | Close up nachos in parking stall | | | | |
| 19 | Overall victim HOLMES | | | | |
| 20-21 | Close up nachos and pop on victim from assault | | | | |
| 22 | Overall interior of front passenger door | | | | |
| 23-24 | Close up stolen Planters cookies packages on front passenger floorboard | | | | |
| 25 | Overall nachos in driver's compartment of vehicle | | | | |
| 26 | Close up nachos on driver's side "A" pillar | | | | |
| 27 | Close up nachos on driver's side "A" pillar and dashboard | | | | |
| 28 | Close up nachos on driver's seat | | | | |
| 29 | Close up nachos on dashboard | | | | |
| 30-32 | Close up nachos on exterior of driver's door | | | | |
| 33 | Close up nachos on driver's seat and floorboard | | | | |
| 34-37 | Close up nachos on dashboard and steering wheel | | | | |
| 38-39 | Close up nachos on top of exterior driver's door | | | | |
| 40-41 | Photo log | | | | |

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