



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</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): <u>Officer safety information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal law. May not be disseminated except to criminal justice agencies; audited by the FBI and the WSP.	28 USC § 534 For criminal justice purposes only. 28 CFR 20.38 Access to FBI systems subject to cancellation for failure to comply with use provisions of part C.

#3f	Information from WACIC/NCIC (ACCESS): <u>Gun information</u>	WACIC/NCIC/III - information from ACCESS restricted to law enforcement use pursuant to federal 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)

#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</i> , 16 Wn.App. 830, 836 (1977).
Photos			
#8a	Photos showing a deceased person	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 (Invasion of privacy) RCW 42.56.230 (Personal information), 42.56.250 (Employment and licensing), 42.56.210(1) (Certain personal and other records exempt)

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

#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 Blaine Kakuda

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
10/13/2016	10/13/2016	17:15
Record ID #	Incident No	IA No
9456	2016-20006561	F16-084
Date/Time Entered		
10/13/2016 20:09		

Incident Summary

Officers Heuett and Donaldson responded to a disorderly male call. The male had threatened to kill people. The male displayed assaultive behavior, prompting Officer Heuett to apply a Level 2 Lateral Neck Restraint technique without any success. Officer Donaldson then deployed two TASER applications, which enabled officers to take the male into custody.

Please attach photographs and security video footage from HOC (House of Charity).

In compliance with policy per Major King 11/22/16.

Incident Location

- 32 Pacific ST, Direction: W, Spokane, WA 99201 - : Downtown

Use of Force Specific Information

Reason for Use of Force	Service Being Rendered	
Assaulting Officer	Call for Service	
Weather Condition	Lighting Condition	Distance to Citizen
Rain	Daylight	a-0-3 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	5'4" to 5'6"	
Officer Assessment of Citizen Condition During Incident		
Mental Health Issues + Drugs/Alcohol		
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Reporting/Involved Citizen Information

Dwayne E Grundy

DOB: 5/28/1959 Race: Black Gender: Male

Phone

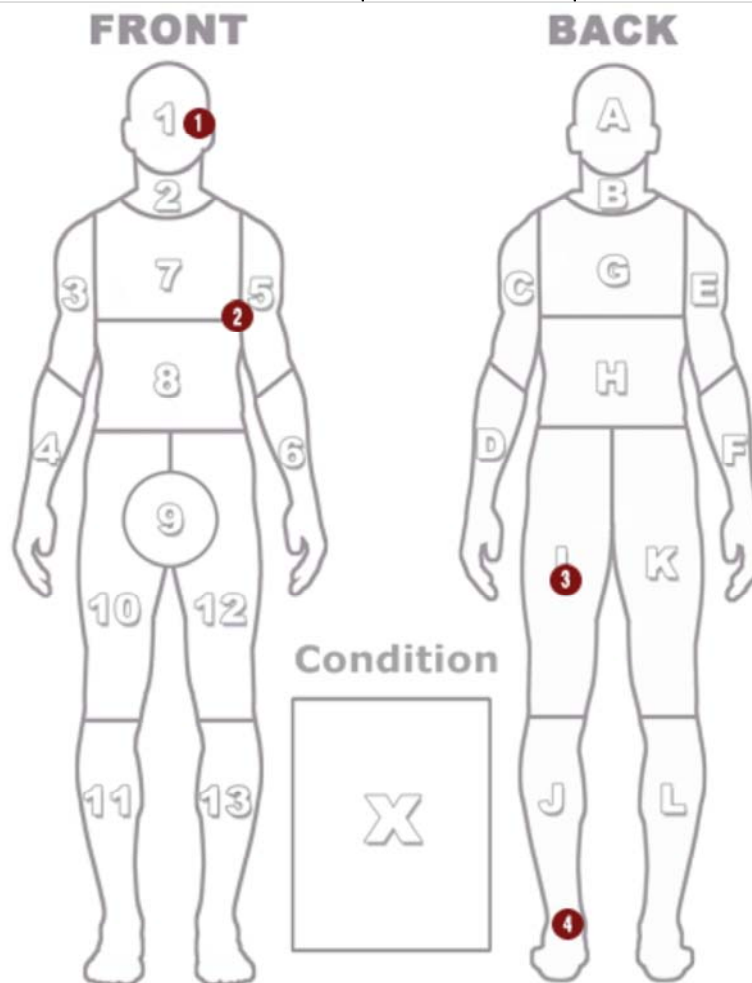
- (425) 255-0444

Types of Resistance Citizen Used Against Officer(s)

- Assaultive
- Active Resistance

Injuries sustained by this citizen

Injury	Regions	Injury Locations
b-Minor Visible Injury	1	1
c-Injury Requiring Medics	7, I, J	2, 3, 4



Charges against this citizen

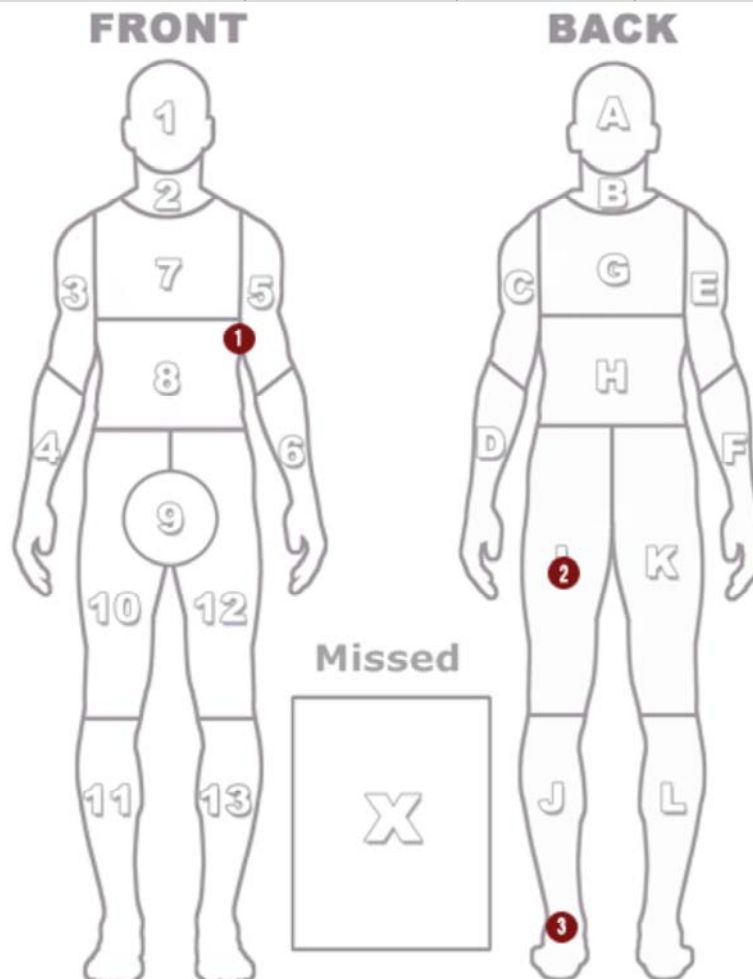
- Felony - Person Crime
- Obstructing
- Misdemeanor - Person Crime

Involved Officers

Officer Nathan Donaldson - Payroll Number: 14703**Force used by this officer against the citizen**

- TASER-Probe then Drive - Was forceeffective: Yes

Force Used	Effective?	Regions	Points of contact
TASER-Probe then Drive	Yes	8, I, J	1, 2, 3

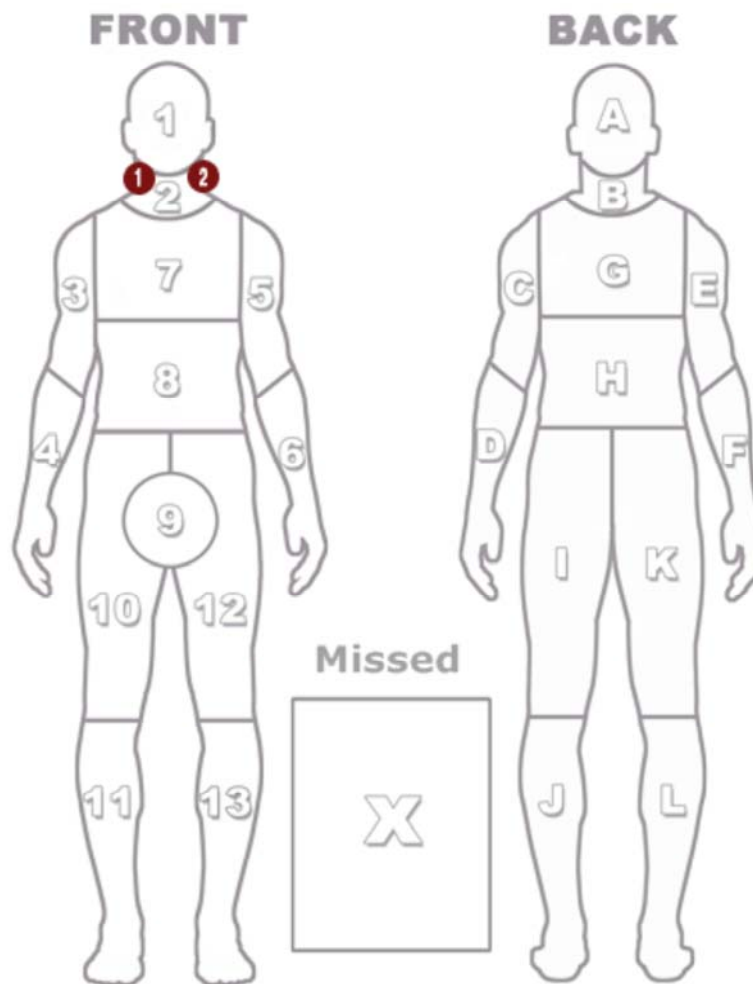
**Injuries sustained by this officer**

Injury	Regions	Injury Locations
No injuries noted or visible		

Officer Kyle Heuett - Payroll Number: 12078**Force used by this officer against the citizen**

- LNR-Level 2 - Was forceeffective: No

Force Used	Effective?	Regions	Points of contact
LNR-Level 2	No	2	1, 2



Injuries sustained by this officer

Injury	Regions	Injury Locations
No injuries noted or visible		

Attachments

Date Attached	Attachment Description	Attachment Type
10/13/2016	TASER history	pdf
10/13/2016	TASER pulse log graph #1	pdf
10/13/2016	TASER pulse log graph	pdf
10/17/2016	BWC Kakuda	
10/17/2016	BWC Kakuda	
10/17/2016	BWC Kakuda	
10/17/2016	BWC Willard	
10/17/2016	BWC Donaldson	
10/17/2016	BWC Wells	
10/17/2016	BWC Wells	
10/17/2016	BWC Wells	
10/17/2016	BWC Wells	
10/17/2016	BWC Wells	
10/17/2016	BWC Wells	

10/18/2016	BWC Heuett	
10/18/2016	BWC Donaldson	
10/18/2016	BWC Wells w/Markers	
10/19/2016	CAD history	pdf
10/19/2016	Hot Pinch	pdf
10/19/2016	aff idavit	pdf
10/19/2016	Officer Donaldson's report	pdf
10/19/2016	Officer Heuett's report	pdf
10/19/2016	Officer Lynch's report	pdf
10/19/2016	Officer Willard's report	pdf
10/19/2016	Officer Yrigollen's report	pdf
10/20/2016	BWC Of c Yrigollen	
10/20/2016	IA additional Sergeant Kakuda #443	doc
10/24/2016	IMG_0001	JPG
10/24/2016	IMG_0002	JPG
10/24/2016	IMG_0003	JPG
10/24/2016	IMG_0004	JPG
10/24/2016	IMG_0005	JPG
10/24/2016	IMG_0006	JPG
10/24/2016	IMG_0007	JPG
10/24/2016	IMG_0008	JPG
10/24/2016	Security Camera Footage	mp4
10/24/2016	Securtiy Camera Footage 2	mp4
10/24/2016	Security Camera Footage 3	mp4
11/1/2016	Heuett Additional Graham Statements	pdf
11/28/2016	Photo Log	pdf

Chain of Command History

Sent Dt	From	To	CC	Approved
10/20/2016	Internal Affairs	Internal Affairs	Lieutenant Joseph Walker, Lieutenant Barton Stevens	<input checked="" type="checkbox"/>
Sender's Instructions: Please attach photographs and security camera footage from the House of Charity.				
Recipient's Comments/Response: The Use of force videos are an mp4 file and will require a free download of VLC software to review them.				
10/24/2016	Sergeant Michael Carr	Lieutenant Barton Stevens	Sergeant Kurtis Reese	<input checked="" type="checkbox"/>
Sender's Instructions: Please review. Also note that the mp4 video can be played with VLC software. It is a free download.				
Recipient's Comments/Response: Two uses of force in this incident: Of c. Donaldson deployment of Taser: reasonable and within department policy for both applications. Of c. Heuett utilization of neck restraint: reasonable and within department policy.				
11/1/2016	Lieutenant Barton Stevens	Captain Bradley Arleth	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: UOF: Donaldson and Heuett In policy				
Recipient's Comments/Response: Use of Force within policy and guidelines.				
11/14/2016	Captain Bradley Arleth	Major Kevin King	(none)	<input checked="" type="checkbox"/>
Sender's Instructions: for review				
Recipient's Comments/Response: Officer Heuett's Use of Force: This use of force was within policy and state and federal laws. Officer Donaldson's Use of Force: This use of force was within policy and state and federal laws.				

Entering Officer Signature Line

Sergeant Blaine Kakuda

Chain of Command Signature Lines

Sergeant Michael Carr

Lieutenant Barton Stevens

Captain Bradley Arleth

Major Kevin King



Spokane Police Department
Internal Affairs



**Use of Force
Supervisor Review**

Incident #: 2016-20006561

Date: 101316

Involved Officer: Officers Heuett #681 and Donaldson #973

Reviewing Supervisor: Sergeant Kakuda #443

BWC Footage of the incident:

YES ☒ NO ☐

IF yes, BWC Officer's Name: Officers Heuett #681, Donaldson #973, Yrigollen #1154, Wells #1203, and Willard #1010.

INCIDENT Summary:

Officers Heuett and Donaldson responded to a disorderly male call. The male had threatened to kill people. The male displayed assaultive behavior, prompting Officer Heuett to apply a level 2 Lateral Neck Restraint technique without any success. Officer Donaldson then deployed two TASER applications, which enabled officers to take the male into custody.

OFFICER Interview not documented in police reports:

Officers' verbal and written reports accurately depict the overall incident, conveyed to me.

SUBJECT(s) Interview not documented in police reports:

I interviewed Dwayne E. Grundy (DOB-052859) at SHMC Hospital who told me the following (paraphrased): He told me that he is "tired" of people stealing from him. He is upset over the fact that the staff at the House of Charity are reluctant to assist him in identifying the people who are stealing from him. He has been asking the staff to view the security camera footages without any cooperation. He admitted to becoming more and more escalated each time he believed that he was not receiving any assistance. Stating, "I just lost it," referring to constantly being a victim of thieves and no one helping him. He told me that he wanted to "kill" everyone, adding he wanted to "pump the fear of God" in them, like they "pump" the fear in him.

Grundy admitted to knowing that the person who had "grabbed" onto to him was a police officer. Adding that he refused to comply, due to the fact that he did not want to get thrown onto the ground. The officer attempted to throw him to the ground, but he was able to do a "move" preventing him from being thrown to the ground. He denied any attempt to assault officers, saying, "no, no." He stated that he was willing to comply with the officer, however, was thrown to the ground and choked. The officer was choking him so hard that he believed that he was going to die. He stated that he could not put up his hands and kept fighting, because he was being choked. The officer was doing his job, but changed it to that the officer was going on

“beyond” his job. He told me that when the officer stopped choking him, “I stopped,” referring to resisting. He believed that the officer was choking him for two minutes. He again admitted to knowing that the person who initially grabbed him was an officer, but again stated that he did not want to be thrown to the ground.

Grundy added that he believed that he was TASERed twice.

Grundy did not mention, at any time during this interview, that he had lost consciousness.

Grundy stated that he was not injured, stating, “No, I’m good.”

See my body camera footage for more information.

WITNESS(s) Interview not documented in police reports:

See officers’ reports and body camera footages for witnesses’ statements.

Any Relevant Clarifying Information and Observations:

I responded to both the scene of the incident and the hospital.

It should be noted that at the scene, and at my initial contact at the hospital with Grundy, he was speaking gibberish and appeared to be under the influence of drugs and/or alcohol. I did not smell the odor of alcohol emanating from Grundy’s person, however, he exhibited the signs of being under the influence of some type of drug (s). Grundy was moody, agitated, and fidgety. He appeared to have difficulty keeping still, and would become agitated at a moment’s notice. Grundy could not remain focused on a task and would have outbursts of anger.

It should be further noted that Grundy had fallen while at the hospital. This occurred while he was being escorted back to a room. Officer Wells accidentally stepped on Grundy’s shoe lace (s), causing him to fall. Also, Officer Wells informed me that Grundy had earlier exaggerated his pain/injury level, and when confronted with it, changed his answer.

See Officer Wells’ body camera footage for more information reference Grundy falling in the hospital.

Sergeant Findings:

Within policy



Not within policy



CFS: 7020

Call Type: DISORD

Nature of Call:

Location: 32 W PACIFIC AVE

Common Name: House of Charity

Cross Streets: S BROWNE ST / S STATE ST

Beat: SPD-Downtown

Police ORI: WAO320400

Call Date/Time: 10/13/2016 16:48:24

Report Required: No

Dispositions: A8 ROP Contact (1), E1 Booking (1), P0 No Report (1), P1 Report (6), R1 Call for Service (1), R3 Assist/Backup (8), A1 Officer Contact (5), E6 Arrest-Felony (2), E7 Arrest-Mis

Priority: 2

District: SPD8RS - Riverside (South)

Fire FDID:

Dispatch Date/Time: 10/13/2016 21:21:48

Cleared Time: 10/14/2016 00:20:02

Caller Phone: (509) 624-7821

Primary Unit: C350

Venue: Spokane

Quadrant:

EMS FDID:

Arrive Date/Time: 10/13/2016 23:19:37

Fire Controlled Time:

Narratives: 17 rows

Date/Time (All)	Narrative (All)	User (All)
10/13/2016 16:49:00	male yelling at staff, threatening to take comp out. no weapons seen, appears high or intox	amcladden
10/13/2016 16:49:29	sub:bm, 30s, blk hat, blk jacket, blk boots	amcladden
10/13/2016 16:49:56	CR201	amcladden
10/13/2016 16:50:16	broadcast	dpowell
10/13/2016 16:55:33	comp on cb male is still at loc, yelling and threatening to kill people, no weapons seen on aslt cr273	kjforcier
10/13/2016 17:00:23	female on cb ph# [redacted] male is still at loc, continuing to threaten staff and yelling cr273	kjforcier
10/13/2016 17:05:37	female on cb male still threatening to kill employees cr273	kjforcier
10/13/2016 17:15:26	medics advised for lvnr and tazer application	thauenstein
10/13/2016 17:15:47	1 DETAINTED, LATERAL NECK RESTRAIN, START MEDICS, ADV SUPV, TASER APPLICATION,	dpowell
10/13/2016 17:44:25	vm only for snider of laru... message left	thauenstein
10/13/2016 17:45:05	raleigh is out sick	thauenstein
10/13/2016 17:56:00	add wits/vics into incident c350 has face	TbErG
10/13/2016 18:10:43	woodward,scott a 8-13-93 witness	SPOKANEcitykyrigol
10/13/2016 18:13:17	need TARU to check video at 19 W. Pacific too.	SPOKANEcitybkakul
10/13/2016 19:05:47	Arrived on scene. No one here has access to the camera system. Employee [redacted] 1a contacted supervisor Pete Lockwood who stated that he would be at this location in 20 minutes. All supervisors have already left. Employees only have live view access, not recorded	SPOKANEcityrsnider
10/13/2016 20:39:20	xrays taken of ribs, CT scan taken of neck and head area	SPOKANEcitydwellis
10/13/2016 20:41:48	Was able to make copy of the incident from numerous cameras with the assistance of Supervisor Pete Lockwood Placed the videos on a DVD and gave to Cpt. Jamieson as evidence.	SPOKANEcityrsnider

Vehicles: 0 rows

Vehicle Role (All)	Type (All)	Make (All)	Model (All)	Plate (All)	State (All)
No data					

Persons: 8 rows

Role (All)	Name (All)	Address (All)	Primary Caller (All)
Caller	[redacted] 1a		
Complainant	FORD, LEE JASON	32 W PACIFIC	
Complainant	GRUNDY, DWAYNE E	151 S COEUR D ALENE ST Spokane 99204	
Victim	[redacted] 1a		
Caller	[redacted] 1a		
Complainant	[redacted] 1a		Yes
Witness	[redacted] 1a		
Witness	[redacted] 1a		

Incidents: 1 rows

ORI (All)	Incident Number (All)	Incident Type (All)	Case Number (All)
WAO320400	2016-20006561		

Units: 10 rows

ORI (All)	Unit Number (All)	Status (All)	Dispatch Time (All)	En Route Time (All)	Arrived Time (All)	Cleared Time (All)	Incident Number (All)	Staged Time (All)	Transport Time (All)	At Hospi Time (All)
WAO320400	C351	Available	10/13/2016 19:37:49	10/13/2016 17:51:37	10/13/2016 18:00:28	10/13/2016 19:40:45				
WAO320400	C353	Available	10/13/2016 21:14:18	10/13/2016 21:14:37	10/13/2016 21:31:51	10/13/2016 23:08:44				
WAO320400	P309	Off Shift	10/13/2016 17:17:32	10/13/2016 17:46:03	10/13/2016 17:56:57	10/13/2016 18:49:32				
WAO320400	B236	Onscene		10/13/2016 17:46:13	10/13/2016 17:51:57	10/13/2016 23:46:50				
WAO320400	N42	Off Shift	10/13/2016 17:08:59	10/13/2016 17:09:08	10/13/2016 17:12:17	10/13/2016 21:02:40				
WAO320400	C350	Off Shift	10/13/2016 21:21:48	10/13/2016 22:48:47	10/13/2016 23:19:37	10/14/2016 00:20:02	2016-20006561		10/13/2016 23:43:43	
WAO320400	L217	Detail		10/13/2016 18:49:16	10/13/2016 18:55:08	10/13/2016 20:51:14				
WAO320400	L244	Off Shift	10/13/2016 18:19:53		10/13/2016 18:19:59	10/13/2016 18:21:10				
WAO320400	TARU2	Off Shift		10/13/2016 18:49:44	10/13/2016 18:49:46	10/13/2016 20:45:32				
WAO320400	C354	Dispatched	10/13/2016 17:20:49		10/13/2016 17:25:57	10/13/2016 18:39:08				

**SPOKANE POLICE**

CASE# 2016-20006561

FIELD CASE REPORT

EVENT	REPORTED DATE/TIME 10/13/2016 16:48	OCCURRED INCIDENT TYPE Harassment	LOCATION OF OCCURRENCE 32 W PACIFIC AVE
	OCCURRED FROM DATE/TIME 10/13/2016 16:30	OCCURRED THRU DATE/TIME 10/13/2016 17:12	Spokane, WA

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT
	01 9A.46.020 F HARASSMENT	1	Commit
	02 9A.84.030 M DISORDERLY CONDUCT	1	Commit
	03 9A.76.020 GM PUB OFFICER(OBSTRUCT)	1	Commit

SUBJECT	JACKET/SUBJECT TYPE Adult Arrestee	NAME (LAST, FIRST, MIDDLE SUFFIX) GRUNDY, DWAYNE ERIC					
	DOB 05/28/1959	AGE or AGE RANGE 57	ADDRESS (STREET, CITY, STATE, ZIP) 151 S COEUR D ALENE ST 8 Spokane, 99204				
	RACE Black	SEX Male	HEIGHT or RANGE 5'7	WEIGHT or RANGE 171	HAIR Brown	EYE Brown	
	DL NUMBER/STATE	PRIMARY PHONE Message (425)255-0444	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE Adult Victim	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a				
	DOB 1b	AGE or AGE RANGE 34	ADDRESS (STREET, CITY, STATE, ZIP) 1d			
	RACE Black	SEX Male	HEIGHT or RANGE 5'9	WEIGHT or RANGE 217	HAIR Brown	EYE Brown
	DL NUMBER/STATE 4b	PRIMARY PHONE	PHONE #2	PHONE #3		

SUBJECT	JACKET/SUBJECT TYPE Adult Witness	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a				
	DOB 1b	AGE or AGE RANGE 60	ADDRESS (STREET, CITY, STATE, ZIP) 1d			
	RACE White	SEX Male	HEIGHT or RANGE 6'4	WEIGHT or RANGE 210	HAIR	EYE Green
	DL NUMBER/STATE 4b	PRIMARY PHONE	PHONE #2	PHONE #3		

REPORTING OFFICER Donaldson	DATE 10/13/2016	REVIEWED BY
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SPOKANE POLICE

CASE# 2016-20006561

CASE REPORT

ADDITIONAL SUBJECTS

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)								
	Adult Witness		1a								
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)						
	1b		43		1d						
	RACE		SEX		HEIGHT or RANGE		WEIGHT or RANGE		HAIR		EYE
White		Female		5'4		120				Blue	
DL NUMBER/STATE			PRIMARY PHONE			PHONE #2			PHONE #3		
4b											

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)								
	Adult Witness		1a								
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)						
	1b		23		1d						
	RACE		SEX		HEIGHT or RANGE		WEIGHT or RANGE		HAIR		EYE
White		Male									
DL NUMBER/STATE			PRIMARY PHONE			Cellular Phone - Personal PHONE #2			PHONE #3		
			1c								

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)									
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)							
	RACE		SEX		HEIGHT or RANGE		WEIGHT or RANGE		HAIR		EYE	
	DL NUMBER/STATE		PRIMARY PHONE			PHONE #2			PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)									
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)							
	RACE		SEX		HEIGHT or RANGE		WEIGHT or RANGE		HAIR		EYE	
	DL NUMBER/STATE			PRIMARY PHONE			PHONE #2			PHONE #3		

SUBJECT	JACKET/SUBJECT TYPE		NAME (LAST, FIRST, MIDDLE SUFFIX)									
	DOB		AGE or AGE RANGE		ADDRESS (STREET, CITY, STATE, ZIP)							
	RACE		SEX		HEIGHT or RANGE		WEIGHT or RANGE		HAIR		EYE	
	DL NUMBER/STATE			PRIMARY PHONE			PHONE #2			PHONE #3		

REPORTING OFFICER	DATE	REVIEWED BY
Donaldson	10/13/2016	



SPOKANE POLICE

CASE# 2016-20006561

CASE REPORT

NARRATIVE

On 101316 at approximately 1709, I dispatched to the House of Charity (32 W Pacific Ave. Spokane, WA 99201) on a reported disorderly person. The complainant, [REDACTED] 1a, advised a black male was at the location yelling and threatening to 'take him out.' Prior to my arrival a second complainant contacted 911 to report the male, later identified as Dwayne Grundy, was still on scene threatening staff. Grundy was described as wearing a black jacket, black boots, and a backpack.

Officer Heuett responded to this call with me. He arrived on scene while I was still at Browne St ad Riverside Ave. Even though I was two blocks away I updated my location with my police radio. I did this to alert Ofc Heuett as there would likely be a large crowd of people at the House of Charity at this time of night, and that many in the crowd would likely be anti law enforcement, and many of them armed and/or intoxicated.

I pulled onto W Pacific from Browne, noting Ofc Heuett's patrol car parked on the north curb line. As I rolled to a stop I noticed Ofc Heuett to the right of the main entrance gate. I immediately noted that Ofc Heuett was holding onto Grundy's right arm and applying pressure to Grundy's head, restraining him against the fence. Grundy was holding onto the nearby fence with his left hand. Grundy's right arm was pulled up into his centerline and his right hand was clenched into a fist. As I ran to Ofc Heuett I heard him clearly telling Grundy to relax and stop resisting. Grundy was not relaxed and was yelling at Ofc Heuett.

I took right arm control of Grundy, and Ofc Heuett advised he would take control of Grundy's left arm. I noted all the muscles in his upper and lower arm were tensed and he actively pulled against me. I could not see Grundy's left hand or arm where I was standing. I could not immediately take him to the ground due to several objects in the way on the sidewalk. I pulled Grundy forcefully forward to take him off balance, upset his mental process, and detain him. Grundy came free of the fence and turned his entire body towards me, leaving his left arm back. Grundy turned and looked at me as if he were verifying my exact position to strike me. Before I could apply a defensive technique to a left handed strike he was taken to the ground by Ofc Heuett.

Ofc Heuett was above and behind Grundy on the ground using his body weight to restrain Grundy. I noted Ofc Heuett appeared to be applying a Lateral Neck Restraint. I was on the left side of Grundy. I noted Grundy's left arm was still bent up towards his chest. I noted his fist was clenched and I could not tell if he was trying to strike at Ofc Heuett or reach something on the front of his person. Grundy's hand and arm continued to move and it appeared Ofc Heuett had not successfully applied the LNR.

It was reasonably necessary to apply my TASER to Grundy for the following reasons:

REPORTING OFFICER	DATE	REVIEWED BY
Donaldson	10/13/2016	



SPOKANE POLICE

CASE# 2016-20006561

CASE REPORT

NARRATIVE (continuation)

Crime:

Multiple complainants over a period of time had called 911 to report that Grundy was inside the House of Charity threatening staff members reportedly threatening to 'take out,' one caller. Another complainant advised he was threatening to kill people at the location committing multiple counts of Felony Harassment. When I arrived onscene Grundy was clearly refusing to cooperate with Ofc Heuett's lawful commands and was obstructing his investigation and physically resisting Ofc Heuett's attempt to detain him.

Threat:

Grundy had not been searched for weapons and was wearing baggy clothes. He had threatened to kill several staff members at the HOC and had physically resisted Ofc Heuett and myself by not complying with our efforts to detain him. Even after he had been taken to the ground Grundy refused to obey our commands to put his arms out so that we could handcuff him. With Ofc Heuett in close proximity Grundy was clenching his left hand into a fist with which he could use to assault Ofc Heuett or access a weapon secreted on his person. Ofc Heuett was attempting to apply an LNR which appeared to be not working.

We were also in front of the House of Charity. There was a large crowd of people around us. As stated earlier many of the patrons of the HOC are not law enforcement friendly. I was concerned that if Grundy was not detained quickly we could others attempt to help him. As such I knew this incident needed to be ended quickly to insure our safety and his.

Even though Ofc Heuett was attempting to apply a LNR Grundy continued to physically resist by pulling his arms away and ignored our commands to stop.

I advised "INDEX," loudly and applied my TASER's probes to the side of Grundy's chest near his left arm. Ofc Heuett was wrestling with Grundy and in contact with him. It was not safe for me to apply the probes from distance due to Ofc Heuett's position. I applied the probes closely to Grundy. From my training I knew that the probes would not be effective by themselves in gaining compliance from Grundy. As I have been trained I then moved my TASER and touched Grundy's leg to complete the application across major muscle groups. Grundy yelled and continued to thrash about. I was applying the TASER to Grundy over his bulky pant leg. I noted he continued to physically pull against Ofc Heuett and his level of resistance appeared to not have diminished. I activated my TASER again and this time pressed it into Grundy's lower leg/ankle. Grundy stiffened and appeared to be effected by the TASER.

I noted Ofc Heuett had moved and was taking control of Grundy's left arm. I saw an

REPORTING OFFICER

Donaldson

DATE

10/13/2016

REVIEWED BY



SPOKANE POLICE

CASE# 2016-20006561

CASE REPORT

NARRATIVE (continuation)

electrical arc near Ofc Heuett's hand and watched him jerk back quickly. I knew Ofc Heuett was tangled in the TASER's wires and before I could deactivate it I noted one of the wires was broken. I then switched my TASER off and assisted in handcuffing Grundy.

I advised Grundy he was under arrest.

Grundy continued to yell about killing people. I noted while I stood with him he yelled at a frantic pace. His speech was very fast. Based on my training and experience I believed he was under the influence of a narcotic. He denied being intoxicated, saying he was high on life. He advised he suffered from high blood pressure and was not diagnosed with any mental illness.

SFD arrived on scene. I noted they were beginning to remove my TASER's probes from Grundy. A corporal had not yet arrived so I used my body camera to document their location on Grundy. I accidentally turned my camera off momentarily while removing it. I reactivated it. I noted Grundy was wet and dirty from being cuffed in the prone position. I did not see any injuries on his person nor did he complain of any.

Officer Wells arrived on scene and stood by with Grundy while I walked into the building to view the CCTV footage.

Sergeant Kakuda arrived on scene and I advised him of the above. It should be noted that I did not activate my camera when I initially arrived. Ofc Heuett was actively fighting with Grundy when I arrived and I did not activate my camera until the incident stabilized due to officer safety concerns.

Grundy was transported Ofc Wells.

See other officers' reports for further as well as my body camera.

Officer Jake Willard advised that Grundy had threatened to blow [1a] brains out and that [1a] had felt threatened by the statement. Ofc Willard advised [1a] wished to press charges against Grundy for Felony Harassment.

Ofc Heuett interviewed [1a]. [1a] had been threatened and assaulted by Grundy. [1a] declined to be a victim.

Ofc Lynch spoke with [1a] and [1a]. Ofc Lynch advised that [1a] told Grundy to leave, but Grundy refused and told him he would blow his brains out. [1a] had advised she heard Grundy yelling and heard him yell that he had put bombs in

REPORTING OFFICER

Donaldson

DATE

10/13/2016

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SPOKANE POLICE

CASE# 2016-20006561

CASE REPORT

NARRATIVE (continuation)

the closets and kill 'all the motherfuckers in here' and that he had a gun and not to mess with him.

Based on 1a's statements, the statements of additional witnesses, and the observations of myself and Ofc Heuett PC exists to charge Grundy with Felony Harassment (threats to kill) and obstructing.

Corporal Jamieson placed my TASER cartridge, CCTV footage from the House of Charity, and Grundy's drug paraphernalia on Police Property as evidence.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

N. Donaldson #973
Team #9

REPORTING OFFICER

Donaldson

DATE

10/13/2016

REVIEWED BY

**SPOKANE POLICE****ARREST INFORMATION SHEET**CASE# **2016-20006561**

DETAILS	ARREST DATE/TIME 10/13/2016 17:15	ARREST TYPE On-View	LOCATION OF ARREST 32 W PACIFIC AVE Spokane,
	ARRESTING OFFICER(S) Donaldson Heuett		

ARRESTEE

ARRESTEE	JACKET TYPE Adult	NAME (LAST, FIRST, MIDDLE, SUFFIX) GRUNDY, DWAYNE ERIC					
	DOB 05/28/1959	AGE 57	ADDRESS (STREET, CITY, STATE, ZIP) 32 W Pacific AVE Spokane, 99201				
	RACE Black	SEX Male	HEIGHT 5'7	WEIGHT 171	HAIR Brown	EYE Brown	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

CHARGES

CHARGES		STATUTE / DESCRIPTION	COUNTS	ATTEMPT/COMMIT
	01	9A.46.020 F HARASSMENT	1	Commit
	02	9A.84.030 M DISORDERLY CONDUCT	1	Commit
	03	9A.76.020 GM PUB OFFICER(OBSTRUCT)	1	Commit

NARRATIVE

See report narrative for further.

ADDITIONAL CHARGES and NARRATIVE MAY BE PRINTED ON FOLLOWING PAGES

For Law Enforcement Use Only. Not For Public Dissemination.

REPORTING OFFICER Donaldson	DATE 10/13/2016	REVIEWED BY	DATE
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Spokane Police Department
CHARGING REQUEST AND WITNESS LIST
Superior Court, State of Washington

REQUEST DATE: 10/13/2016

INVESTIGATOR: Donaldson, Nathan

DATE/TIME OF CRIME: 10/13/2016 16:30

LOCATION OF CRIME: 32 W PACIFIC AVE Spokane, WA

REPORT # 2016-20006561

ADDITIONAL REPORT #'s

CHARGES REQUESTED

9A.46.020 F HARASSMENT	COUNTS= 1
9A.84.030 M DISORDERLY CONDUCT	COUNTS= 1
9A.76.020 GM PUB OFFICER(OBSTRUCT)	COUNTS= 1

DEFENDANT - In Custody

NAME (LAST, FIRST, MIDDLE SUFFIX) GRUNDY, DWAYNE, ERIC	RACE/SEX B M	DOB 05/28/1959
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VICTIM(S)

01	NAME (LAST, FIRST, MIDDLE SUFFIX) GRUNDY, DWAYNE, ERIC	RACE/SEX B M	DOB 05/28/1959
02	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a	RACE/SEX B M	DOB 1b
	NAME (LAST, FIRST, MIDDLE SUFFIX)	RACE/SEX	DOB

ADDITIONAL VICTIMS ARE PRINTED ON FOLLOWING PAGE(S)

WITNESSES

01	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a	RACE/SEX W F	DOB 1b
	ADDRESS 1d	PHONE Business 1c	
02	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a	RACE/SEX W M	DOB 1b
	ADDRESS 1d	PHONE Business 1c	
03	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a	RACE/SEX W M	DOB 1b
	ADDRESS 1d	PHONE Business 1c	
04	NAME (LAST, FIRST, MIDDLE SUFFIX) Donaldson, Nate,	RACE/SEX W M	DOB
	ADDRESS 1100 W Mallon AVE Spokane, WA 99260	PHONE Business (509)242-8400	
05	NAME (LAST, FIRST, MIDDLE SUFFIX) Heuett, Kyle,	RACE/SEX W M	DOB
	ADDRESS 1100 W Mallon AVE Spokane, WA 99260	PHONE Business (509)242-8400	

ADDITIONAL WITNESSES ARE PRINTED ON FOLLOWING PAGE(S)

EVIDENCE CONSISTS OF:

Body camera footage, photographs, expended TASER cartridge, TASER log, CCTV footage from 32 W Pacific Ave. statements of witnesses.

Spokane Police Department
CHARGING REQUEST AND WITNESS LIST
Superior Court, State of Washington

REQUEST DATE: **10/13/2016**

INVESTIGATOR: **Donaldson, Nathan**

DATE/TIME OF CRIME: **10/13/2016 16:30**

LOCATION OF CRIME: **32 W PACIFIC AVE Spokane, WA**

REPORT # **2016-20006561**

ADDITIONAL REPORT #'s

ADDITIONAL WITNESSES				
06	NAME (LAST, FIRST, MIDDLE SUFFIX) Lynch, Brandon,		RACE/SEX W M	DOB
	ADDRESS 1100 W Mallon AVE Spokane, WA		PHONE Business (509)242-8400	
07	NAME (LAST, FIRST, MIDDLE SUFFIX) Willard, Jake,		RACE/SEX W M	DOB
	ADDRESS 1100 W Mallon AVE Spokane, WA 99260		PHONE Business (509)242-8400	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	
	NAME (LAST, FIRST, MIDDLE SUFFIX)		RACE/SEX	DOB
	ADDRESS		PHONE	

**STATEMENT OF INVESTIGATING OFFICER
AFFIDAVIT OF FACTS**

STATE OF WASHINGTON
COUNTY OF SPOKANE

REPORT # **2016-20006561**

ADDITIONAL REPORT #'s

DEFENDANT: **GRUNDY, DWAYNE, ERIC**
DOB: **05/28/1959**

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 in the City and/or County of Spokane, State of Washington, because:

Witness **1a** can testify to the following in summary:

He works at the House of Charity located at 32 W Pacific Ave Spokane, WA 99201. On 101316 at approximately 1700 hours he was present and working in his normal capacity. The Defendant entered the building and began yelling at staff members and patrons. He asked the Defendant to leave. The Defendant refused and told him that he would 'blow his brains out.' The Defendant remained onscene after he called 911. The Defendant continued to yell and threaten staff.

Witness **1a** can testify to the following in summary:

She works at the House of Charity as an administrator and was working in that capacity on the date and time. From her office she heard the Defendant yelling and heard him yell that he had put bombs in the closets and he would kill 'all the motherfuckers in here' and that he had a gun and not to mess with him. She walked out of her office and stood by with staff until law enforcement arrived.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

DATE: **10/13/2016** PLACE: **Spokane County**, WASHINGTON SIGNATURE: **Donaldson, Nathan**

**STATEMENT OF INVESTIGATING OFFICER
AFFIDAVIT OF FACTS**

STATE OF WASHINGTON
COUNTY OF SPOKANE

REPORT # **2016-20006561**

ADDITIONAL REPORT #'s

DEFENDANT: **GRUNDY, DWAYNE, ERIC**
DOB: **05/28/1959**

CONTINUATION OF AFFIDAVIT OF FACTS:

Victim 1a **can testify to the following in summary:**

He works at the House of Charity and was present on the date and time. He heard and witnessed the Defendant yelling inside the building and acting disorderly. He was standing near the Defendant when the Defendant told him to leave or he would 'blow his brains out.' He felt scared based on the Defendant's demeanor and left for his safety.

Ofc N. Donaldson can testify to the following in summary:

On the date and time he dispatched to 32 W Pacific on a reported disorderly person. He arrived on scene to see Ofc Heuett physically fighting with the Defendant. He witnessed the Defendant continue to physically resist despite being repeatedly ordered to stop. He assisted in taking the Defendant into custody only after the Defendant was placed into the prone cuffing position following the application of a TASER.

Ofc K. Heuett can testify to the following in summary:

On the date and time he dispatched to 32 W Pacific Ave on a reported disorderly person. He arrived on scene to see the Defendant standing in the middle of the street waving his arms and yelling. He witnessed threatening the multiple people outside to such a degree that the patrons and staff appeared alarmed. He witnessed the Defendant rush towards a staff member outside, as if to assault the male. He took arm control of the Defendant who immediately tensed all the muscles in his arms and tried to pull away. He ordered the Defendant to stop repeatedly, which the Defendant ignored. He took the Defendant into custody and contacted 1a taking his statements.

Ofc B Lynch can testify to the following in summary:

On the date and time he responded to Ofc Donaldson's location. Ofc Donaldson and Heuett had responded to a disorderly person and requested assistance. He arrived on scene and contacted 1a and 1a taking their statements.

Ofc J Willard can testify to the following in summary:

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

DATE: **10/13/2016** PLACE: **Spokane County**, WASHINGTON SIGNATURE: **Donaldson, Nathan**

**STATEMENT OF INVESTIGATING OFFICER
AFFIDAVIT OF FACTS**

STATE OF WASHINGTON
COUNTY OF SPOKANE

REPORT # **2016-20006561**

ADDITIONAL REPORT #'s

DEFENDANT: **GRUNDY, DWAYNE, ERIC**
DOB: **05/28/1959**

CONTINUATION OF AFFIDAVIT OF FACTS:

On the date and time he responded to Ofc Donaldson's location. Ofc Donaldson and Heuett had responded to a disorderly person and requested assistance. He arrived on scene and contacted [REDACTED] ^{1a}, taking his statements.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

DATE: 10/13/2016 PLACE: Spokane County, WASHINGTON SIGNATURE: Donaldson, Nathan



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

EVENT	REPORTED DATE/TIME 10/13/2016	OCCURRED INCIDENT TYPE	LOCATION OF OCCURRENCE
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

REPORTING OFFICER Heuett	DATE 10/13/2016	REVIEWED BY
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SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE

On 101316 at 1649 hours, Officer Donaldson and I responded to 32 W. Pacific, reference a disorderly person. Dispatch advised that [REDACTED] ^{1a} was calling from the House of Charity about a male that was yelling at staff and threatening to take him out. He appeared high or intoxicated and they described him as a black male, 30's, wearing a black hat, black jacket and black boots. They called back again at 1655 hours and advised that the male was still at the location yelling and threatening to kill people. At 1700 a female called in from the location and advised that the male is still at the location threatening staff and yelling. She called back again at 1705 hours and advised that he was threatening to kill employees.

Enroute to the call, I had prior knowledge that Thursday night dinner at the House of Charity has hundreds of people attend. There are several of the individuals at the House of Charity that are not Police friendly and cause several problems for responding Officer's when we come on scene. Many of the people that are present at the House of Charity are intoxicated on alcohol or drugs and many of them carry weapons.

Upon arrival, I observed the male, later identified as Dwayne Grundy, standing in the middle of the street. He was wearing a white shirt and was walking back and forth very quickly. He was sweating very hard and appeared to have fast quick movements. He was yelling at people so loud that he had foam coming out of his mouth. He had his fists clenched and appeared to be egging people on to physically fight him. He was cursing at staff members and patrons and was using abusive language and intentionally creating a risk of assault to everyone in the area. He appeared to be under the influence of a narcotic and I was immediately scared for the safety of everyone at House of Charity and the staff members. There were several staff member standing around outside of the front gate that is located on the south side of the building and they all had concerning looks on their faces as if they were scared. One of the staff members was trying to quickly back up towards the south side doors to gain distance away from Dwayne.

I ended up parking on the north curb line about 20 feet to the west of the front gate. There were several people on the sidewalks, inside the front fenced off area and several people inside the front gate leading to the front doors. Dwayne's disorderly behavior had everyone's attention. Dwayne ran towards a staff member who was standing by the bicycle racks and front gate. The staff member had his back against the front gate and appeared to be in fear of Dwayne and was trying to back up. Dwayne got face to face with the staff member and was screaming at him with his face inches away. He had his right and left hand behind his back and I immediately thought that he was going to hit the staff member. He was on his tip toes and was pushing himself into the staff member, with his chest pushing against him and his face inches away.

At this time, I believed that Dwayne had committed felony threats to kill, disorderly conduct,

REPORTING OFFICER

Heuett

DATE

10/13/2016

REVIEWED BY



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE (continuation)

trespass and assault. I believed that Dwayne posed an immediate threat to the safety of patrons at the House of Charity, and the staff members. I thought that Dwayne would make it into the House of Charity that had several hundred patrons eating dinner and was concerned for their safety if I did not take immediate action in detaining him.

I contacted Dwayne and took right arm control and identified myself as Police and told him to relax. He immediately attempted to turn and face me and made his right hand into a fist and pulled it towards his chest. He placed his left hand against the fence to keep his balance and tensed his entire body. I told him several times to relax and was concerned for my safety that he was going to turn very quickly and hit me with his left hand that he had against the fence. He took an athletic stance and refused to follow commands. I told one of the security Officers to assist me and grab onto his left arm so that he would not remove it from the fence and hit me. Dwayne was very strong and I was unable to get to my radio to advise Officer Donaldson.

It should be noted that it was rush hour traffic and I knew that Officer Donaldson was coming from Browne and Riverside. Several people started yelling at me and a crowd began to form outside on the sidewalk. I did not want to take Dwayne to the ground to control his movements not knowing how the other people at the House of Charity would react and if they would get involved to try and protect Dwayne.

I used my right leg to gain control of him, by raising his right leg and keeping him off balance and waited for Officer Donaldson to arrive on scene. I pushed him towards the bicycle rack to keep his right leg elevated and continued to watch his left arm in case he attempted to swing at me. I used my left hand to push the back of his head away from me and to keep him off balance. I was holding onto his right arm, which he kept bent the entire time up by his chest. I was repeatedly telling him to relax and he refused commands. He refused to stop tensing his body and I believed that at any moment he was going to try and assault me or attempt to evade arrest.

It should be noted that Dwayne had not been patted for weapons and had on baggy clothing. His shirt was over his waistband and it appeared that he had belongings in his front jeans pockets.

Officer Donaldson arrived on scene and I told him to take right arm control. He got right arm control and I attempted to take his left hand off of the fence. Officer Donaldson pulled him away from the fence and had right arm control. Dwayne had his left arm free and had it on the side of his body and turned very quickly to face Officer Donaldson. I immediately thought that Dwayne was going to punch Officer Donaldson so I applied a level two lateral neck restraint and placed Dwayne down to the ground into a prone cuffing position. I told

REPORTING OFFICER	DATE	REVIEWED BY
Heuett	10/13/2016	



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE (continuation)

Dwayne to stop fighting and he attempted to place his knees under his chest to get up to a standing position. I placed my upper body against his back and pushed him down against the ground, maintaining control of his head with my right arm around the left side of his neck. Both of his hands went directly under his upper body and I did not know if he was accessing a weapon. I began to apply a neck restraint in fear that he was accessing a weapon and refused to put his hands out to his side. I had to adjust the neck restraint and applied the neck restraint for about 8 seconds and he began to stop fighting. He had snot coming out of his nose and saliva coming out of his mouth. I attempted to grab his right hand that was now up by his face and he immediately started fighting again and went to place his hands under his body. I again told him to stop resisting and placed the neck restraint back on at the same time that I heard the command of "index" from Officer Donaldson. I continued to apply the neck restraint for a few more seconds and he refused to stop fighting and place his hands out to the side. I was eventually able to get control of his right hand and placed my right knee across his upper body and get his right arm into a cuffing position. I took control of his left arm as he started to put it under his upper body. As I was sweeping his left hand towards the small of his back to continue cuffing him, I ran my hands over the taser wires and got exposed to the taser application. I lost control for a second and then was able to get his left hand behind his back and complete cuffing him. Once he was cuffed, I removed my right knee from his upper body and began to talk to him in attempt to calm him down.

We started asking us why we did not kill him and was slurring his speech. He seemed out of breath and we immediately called for medical attention and a Supervisor. I frisked him for weapons. Dwayne continued to yell and scream at us while waiting for medical attention.

I interviewed [redacted] 1a who works at the House of Charity as security. He advised that Dwayne was threatening to kill all the employees. I asked if he threatened him and he advised that he threatened to kill him and called him a white boy. He told me that this occurred inside the House of Charity, between the main lobby area and the dining area. He told me that Dwayne was trying to get at people in the dining area and he stepped in front of him to protect the patrons. He put his right leg out to the side to stop him from going further and Dwayne started pushing him. They were eventually able to get him outside and waited for Police to arrive on scene. He advised that he wanted Dwayne out of the House of Charity because he was threatening to hurt people inside.

It should be noted that while I was interviewing [redacted] 1a, another staff member contacted me and advised that a male had a knife. I observed Lee Jason Ford, standing about five feet from Officer Donaldson and Officer Donaldson had his back to him trying to control Dwayne. I immediately recognized Ford who is a ROP and Officer Safety. He was holding a

REPORTING OFFICER

Heuett

DATE

10/13/2016

REVIEWED BY



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE (continuation)

fixed blade knife and began to pull it out of the sheath. I immediately contacted him and began yelling commands at him to back up. He immediately complied and started walking away. I was unable to locate him after the call to interview him.

I contacted other staff members inside to get the video of the incident from inside the House of Charity and the outside. See video for further. I contacted Sgt. Kakuda and advised him of my use of force. It should be noted that Dwayne did not complain of any injuries from the incident and appeared to not be injured.

I re-contacted **1a** and he advised that he did not believe that Dwayne would carry out the threat to kill him and did not want to press charges for assault.

See other Officer's reports for further information. I had my body camera activated from the time I stepped out of my patrol vehicle.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

K. Heuett #681
SPO N42

REPORTING OFFICER	DATE	REVIEWED BY
Heuett	10/13/2016	



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

EVENT	REPORTED DATE/TIME 10/13/2016	OCCURRED INCIDENT TYPE	LOCATION OF OCCURRENCE
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	JACKET/SUBJECT TYPE Adult Witness	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a						
	DOB 1b	AGE or AGE RANGE 43	ADDRESS (STREET, CITY, STATE, ZIP) 1d					
	RACE White	SEX Female	HEIGHT or RANGE 5'4	WEIGHT or RANGE 120	HAIR	EYE Blue		
	DL NUMBER/STATE 4b	PRIMARY PHONE Social Media 1c		PHONE #2		PHONE #3		

SUBJECT	JACKET/SUBJECT TYPE Adult Witness	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a						
	DOB 1b	AGE or AGE RANGE 60	ADDRESS (STREET, CITY, STATE, ZIP) 1d					
	RACE White	SEX Male	HEIGHT or RANGE 6'4	WEIGHT or RANGE 210	HAIR	EYE Green		
	DL NUMBER/STATE 4b	PRIMARY PHONE Work 1c		PHONE #2		PHONE #3		

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)						
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)					
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE		
	DL NUMBER/STATE	PRIMARY PHONE		PHONE #2		PHONE #3		

REPORTING OFFICER Lynch	DATE 10/13/2016	REVIEWED BY
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SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE

On 10/13/2016 at about 1649 hours, HOC staff called to report there was a male in the lobby yelling and threatening to kill people. At approximately 1715 hours, Officers on scene advised they had deployed a taser and requested additional units for witness statements.

Upon arrival I contacted an employee of the HOC, [REDACTED] 1a who in summary advised me of the following:

She was in the back office working, when she heard a male yelling. She was in a completely different room, separated by about 3 walls, but could still hear the male. The male was yelling all sorts of stuff such as:

"Nigger"

"I put bombs in the closet and I'm going to kill all of the mother fuckers in here."

"Mother fucker has a gun, don't mess with me."

He was yelling for about 30 minutes, but those were the statements that stuck out to her. She did not see any interactions with the police.

[End of [REDACTED] 1a statement]

[REDACTED] 1a said was never close to the male and tried to keep her distance, as she was in the back room for most the interaction. [REDACTED] 1a said the comments were not made to her, but more towards everyone in the building.

I spoke with another employee of the HOC, [REDACTED] 1a, who in summary advised me of the following:

The black male entered the shelter at about 1758 hours. He was instantly agitated and yelling. He told the male to calm down and that he needed to leave, but the male started to yell about how he was white and seemed to be aggressive towards white people.

The male then yelled directly at him, "I'm going to blow your brains out!"

The male then walked up to several staff members and yelled at them, challenging them to a fight.

The male continued his poor behavior for about 30 minutes. He did not see any interaction involving the Police.

[End of [REDACTED] 1a statement]

[REDACTED] 1a said he did not think the threats made at him were credible, and assumed the male was under the influence of something.

My body camera was not on during this call due to the battery being dead.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT ALL STATEMENTS MADE HEREIN ARE TRUE AND ACCURATE

REPORTING OFFICER

Lynch

DATE

10/13/2016

REVIEWED BY



SPOKANE POLICE

CASE# **2016-20006561**

FIELD CASE SUPPLEMENT

NARRATIVE (continuation)

AND THAT I AM ENTERING MY AUTHORIZED USER ID AND PASSWORD TO
AUTHENTICATE IT.

Ofc. B. Lynch
#1193, Team 9

REPORTING OFFICER

Lynch

DATE

10/13/2016

REVIEWED BY

**SPOKANE POLICE**CASE# **2016-20006561****FIELD CASE SUPPLEMENT**

EVENT	REPORTED DATE/TIME 10/13/2016	OCCURRED INCIDENT TYPE	LOCATION OF OCCURRENCE
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	JACKET/SUBJECT TYPE Adult Witness	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a					
	DOB 1b 45	ADDRESS (STREET, CITY, STATE, ZIP) 1d					
	RACE White	SEX Male	HEIGHT or RANGE 5'11	WEIGHT or RANGE 210	HAIR	EYE Blue	
	DL NUMBER/STATE 4b	PRIMARY PHONE Work 1c	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE Adult Witness	NAME (LAST, FIRST, MIDDLE SUFFIX) 1a					
	DOB 1b 27	ADDRESS (STREET, CITY, STATE, ZIP) 1d					
	RACE White	SEX Female	HEIGHT or RANGE 5'6 5'7	WEIGHT or RANGE 120 125	HAIR Blonde	EYE Blue	
	DL NUMBER/STATE	PRIMARY PHONE Work 1c	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	ADDRESS (STREET, CITY, STATE, ZIP)					
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

REPORTING OFFICER Willard	DATE 10/13/2016	REVIEWED BY
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SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE

On 10-13-16 at approximately 1800 hrs, I responded to 32 W. Pacific Avenue (House of Charity) reference an officer assist with a disorderly subject.

Upon arrival, the responding officer's had already had the male in custody (see their reports for details). There were several people at the location that witnessed the disorderly male.

I spoke with (victim), [REDACTED] 1a, who was at the house of Charity. [REDACTED] 1a told me the following information:

He advised that he was inside the House of Charity at the front desk with the staff. He was talking with them, when he noticed arrested person come into the building from outside. He said that male came in and started yelling at everyone inside. He was yelling he was going to shoot everyone. The male walked up to him at the front desk and asked him if he was white. He told the male that he was not white. He said the male told him to leave or he was going to shoot his brains out.

He was fearful of this threat. He said that he was afraid the male was going to pull out a gun and shoot and kill him. He began to walk towards the door to leave, and he realized that the male was following him. He was concerned that he was following him, but noticed that some other person had distracted the male. Arrested person then went over and started yelling at this other person. Israel was able to get out of the building, and away from the arrested person.

After speaking with [REDACTED] 1a, I spoke with [REDACTED] 1a, who works at the house of Charity. He told me the following information:

He said that arrested person was inside the building yelling that he was going to shoot everyone inside, I am going to pull a gun and shoot you all bitches. He also heard the male yell he is going to kill all white people. He said that the male was getting up into each person's face inches away and yelling at them. He said this was lasting about 20 to 30 minutes. He said that he was able to get the male to go outside. He advised that once he got him outside officer's arrived on scene and took him into custody.

After speaking with [REDACTED] 1a, I talked with (witness), [REDACTED] 1a, at the listed location. She told me the following information:

She advised that she is the director of the House of Charity. She said that she came out of her office to the cafeteria. She advised that once she was in the cafeteria arrested person was in the cafeteria yelling and threatening everyone inside. She said that her staff was

REPORTING OFFICER

Willard

DATE

10/13/2016

REVIEWED BY



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE (continuation)

trying to block of the area to keep the male by himself in the cafeteria. She said that arrested person came up to her at the front desk and threatened to shoot her brains out, and everyone's too. She said that she was concerned, but did not think he was going to pull a gun and shoot her, even though he told her he was going to blow her brains out.

She said that 1a her staffers was able to get the male to go outside. She said that once he was outside, officer's arrived on scene and made contact with the male.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

Ofc. Willard #1010
C351

REPORTING OFFICER

Willard

DATE

10/13/2016

REVIEWED BY



SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

EVENT	REPORTED DATE/TIME 10/13/2016	OCCURRED INCIDENT TYPE	LOCATION OF OCCURRENCE
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

REPORTING OFFICER Yrigollen	DATE 10/13/2016	REVIEWED BY
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SPOKANE POLICE

CASE# 2016-20006561

FIELD CASE SUPPLEMENT

NARRATIVE

On 10/13/2016, at 1716 hours, I responded to 32 W Pacific to assist Ofc. Donaldson with a witness statement.

Upon arrival I made contact with [REDACTED] 1a. [REDACTED] 1a stated that he is a Volunteer for the House of Charity. [REDACTED] 1a noticed a male later identified as Dwayne Grundy screaming "Fuck You White People". Dwayne was making threats to staff and citizens in the area. Dwayne stated "You Looking at Me" and then got into [REDACTED] 1a face. [REDACTED] 1a later stated he did not feel threatened at that point and thought [REDACTED] 1a was just starting to cool down. [REDACTED] 1a also later stated he did not want to prosecute. When Dwayne got into [REDACTED] 1a face is when he observed an officer grab a hold of [REDACTED] 1a arm and the officer told Dwayne to "calm down". [REDACTED] 1a stated Dwayne was holding onto the fence and still flailing around at which point the officer tased him in the leg.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

Ofc. Yrigollen #1154

REPORTING OFFICER

Yrigollen

DATE

10/13/2016

REVIEWED BY

**SPOKANE POLICE**CASE# **2016-20006561****FIELD CASE SUPPLEMENT**

EVENT	REPORTED DATE/TIME 10/31/2016	OCCURRED INCIDENT TYPE	LOCATION OF OCCURRENCE
	OCCURRED FROM DATE/TIME	OCCURRED THRU DATE/TIME	

OFFENSES	STATUTE/DESCRIPTION	COUNTS	ATTEMPT/COMMIT

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

SUBJECT	JACKET/SUBJECT TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)					
	DOB	AGE or AGE RANGE	ADDRESS (STREET, CITY, STATE, ZIP)				
	RACE	SEX	HEIGHT or RANGE	WEIGHT or RANGE	HAIR	EYE	
	DL NUMBER/STATE	PRIMARY PHONE	PHONE #2	PHONE #3			

REPORTING OFFICER Heuett	DATE 10/31/2016	REVIEWED BY Arredondo, Stephen C	10/31/2016
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**SPOKANE POLICE**

CASE# 2016-20006561

FIELD CASE SUPPLEMENT**NARRATIVE****CRIME:**

I believe that Dwayne had committed felony threats to kill, disorderly conduct, criminal trespass and assault.

THREAT:

I believed Dwayne posed an immediate threat to the safety of patrons at the House of Charity and staff members. I believed that he was going to assault a staff member when I came on scene and he had not been patted down for weapons.

RESISTING:

I believed that Dwayne would make it into the House of Charity that had several hundred patrons eating dinner and was concerned for their safety if I did not take immediate action in detaining him.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it.

K. Heuett #681
SPO N42

REPORTING OFFICER

Heuett

DATE

10/31/2016

REVIEWED BY

Arredondo, Stephen C

10/31/2016



TASER Information

Dept. SPOKANE CITY POLICE DEPARTMENT
Serial X12000NCE
Model TASER X26P
Firmware Version Rev. 04.020
Device Name DONALDSON
Health Good

Report Generated by

NAME Kakuda, Blaine
Badge ID 443
Local Timezone Pacific Standard Time (UTC -0700)
Generated On 13 Oct 2016 19:19:21

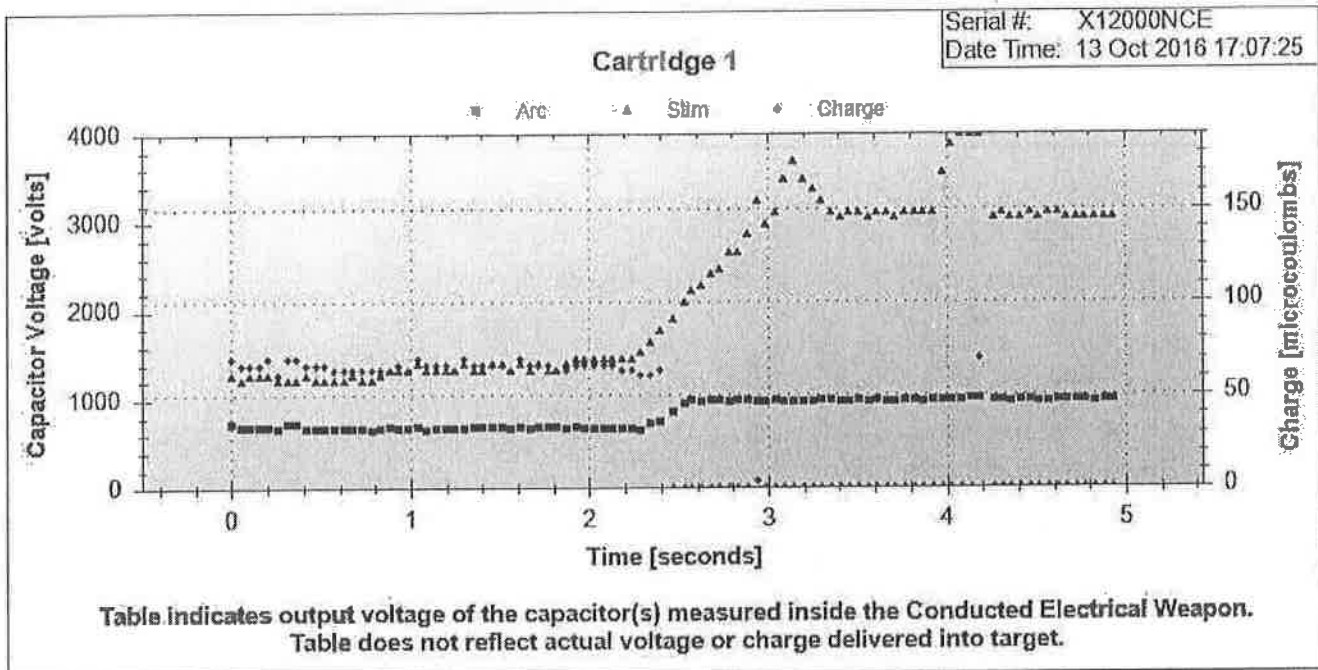
Device (X26P)

Seq #	Local Time [DD:MM:YYYY hh:mm:ss]	Event [Event Type]	Duration [Seconds]	Temp [Degrees Celsius]	Batt Remaining [%]
1	21 Nov 2013 10:08:01	Power Magazine Change	0xFF S/N: Battery capacity: 0%		
2	21 Nov 2013 10:08:01	Firmware Update	FW Bundle, Rev. 03.041, 4/15/2013		
3	21 Nov 2013 10:08:01	Firmware Update	MC, Rev. 03.041, 4/15/2013		
4	21 Nov 2013 10:08:01	Firmware Update	LDR, Rev. 03.041, 4/15/2013		
5	21 Nov 2013 10:08:01	Firmware Update	CAM, Rev. 01.020, 3/14/2013		
6	21 Nov 2013 10:08:01	Armed		29	0
7	21 Nov 2013 10:08:55	Armed		29	0
8	21 Nov 2013 10:39:06	Power Magazine Change	Manufacturing S/N: DPM000 Battery capacity: 67%		
9	21 Nov 2013 10:39:06	Armed		27	67
10	21 Nov 2013 10:39:12	Trigger	5		67
11	21 Nov 2013 10:39:18	Trigger	5		67
12	21 Nov 2013 10:39:24	Trigger	5		67
13	21 Nov 2013 10:39:30	Trigger	5		67
14	21 Nov 2013 10:39:36	Trigger	5		67
15	21 Nov 2013 10:39:42	Trigger	5		67
16	21 Nov 2013 10:39:48	Trigger	5		67
17	21 Nov 2013 10:39:54	Trigger	5		67
18	21 Nov 2013 10:40:00	Trigger	5		67
19	21 Nov 2013 10:40:05	Trigger	15		67

Seq #	Local Time [DD:MM:YYYY hh:mm:ss]	Event [Event Type]	Duration [Seconds]	Temp [Degrees Celsius]	Batt Remaining [%]
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1221	22 Sep 2016 15:33:06	Armed		26	86
1222	22 Sep 2016 15:33:06	Safe	0	25	86
1223	24 Sep 2016 15:42:14	Armed		25	86
1224	24 Sep 2016 15:42:14	Safe	0	25	86
1225	25 Sep 2016 15:28:20	Armed		26	86
1226	25 Sep 2016 15:28:20	Safe	0	26	86
1227	10 Oct 2016 15:41:35	Armed		25	86
1228	10 Oct 2016 15:41:37	Trigger	1		86
1229	10 Oct 2016 15:41:38	Safe	3	24	86
1230	13 Oct 2016 17:07:07	Armed		27	86
1231	13 Oct 2016 17:07:16	Trigger	5		86
1232	13 Oct 2016 17:07:25	Trigger	5		86
1233	13 Oct 2016 17:07:30	Safe	23	28	86
1234	13 Oct 2016 19:10:01	USB Connected			
1235	13 Oct 2016 19:16:47	Time Sync	13 Oct 2016 19:10:04 to 13 Oct 2016 19:16:47		

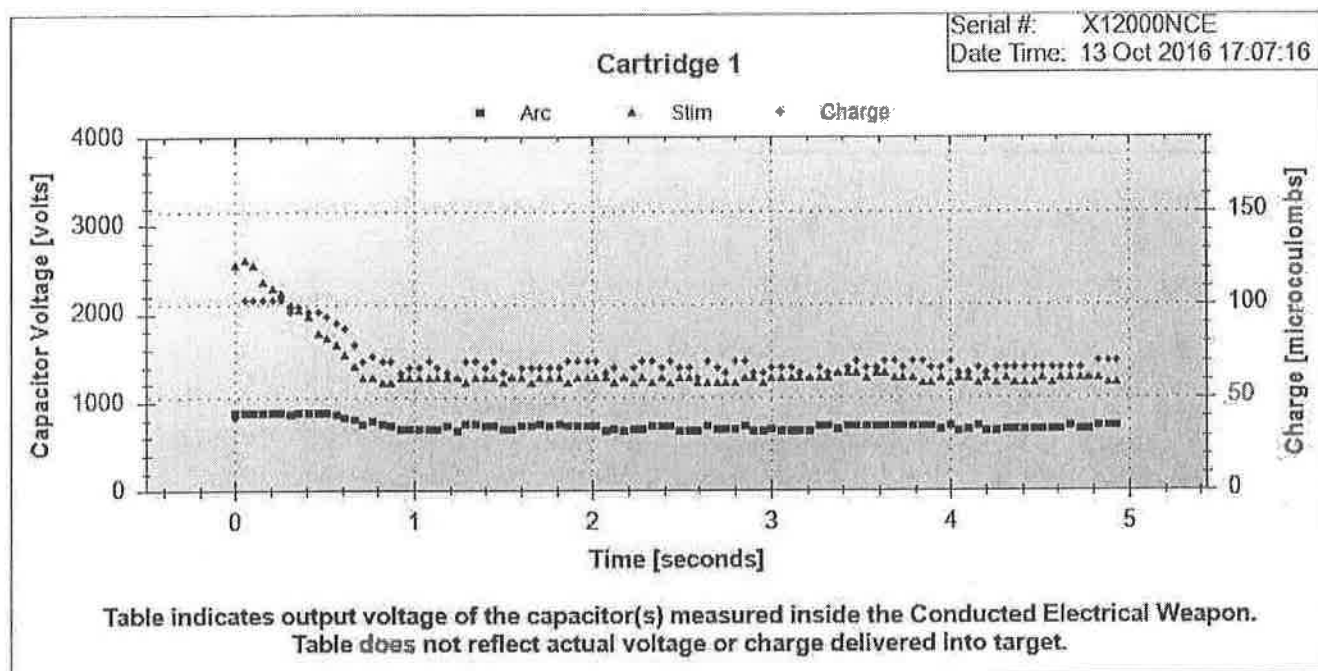
Pulse Log Graph

2



①

Pulse Log Graph



[illegible]