

# Memorandum



DATE: January 11, 2013  
TO: Members of the Public Safety Committee  
SUBJECT: I. A. D. Cases to be Presented to the Public Safety Committee on January 14, 2013

## **NEW CASE PRESENTATION:**

### **Control #2012-452**

**Council District:** 5  
**Involved Officers:** (1) White Male  
(1) Hispanic Male  
**Suspect:** (1) Black Male

On December 6, 2012, at approximately 3:45 p.m., officers in full police uniforms and driving a marked police vehicle responded to an Armed Encounter call from the police dispatcher at the intersection of Castlefield Drive and N. St. Augustine Road. The comments on the call stated that a black male was walking down the street carrying a gun in his hand. As the officers turned onto Castlefield Drive, they were met by a witness who informed them that the suspect was walking down the street. The officers continued down Castlefield Drive at which time they observed the suspect walking toward them carrying a shotgun. Both officers exited their vehicle, drew their weapons and began giving the suspect loud verbal commands to stop and drop his weapon. The suspect ignored the officers' commands and continued walking in the direction of the officers. As the suspect walked toward the officers he stated, "Shoot me, shoot me." The officers continued giving loud verbal commands for the suspect to stop and drop his weapon. The suspect refused to obey the officers' commands while continually stating, "Shoot me, shoot me." At that point, the suspect began to raise the shotgun in the direction of Officer #1. Fearing for his life, Officer #1 fired his weapon at the suspect. Officer #2, also fearing for the safety of Officer #1, fired his duty weapon at the suspect. Dallas Fire and Rescue transported the suspect to Baylor Medical Center where he was pronounced deceased. No officers were injured during this encounter.

**STATUS:** Under Investigation

### **Control #2012-460**

**Council District:** 3  
**Involved Officers:** (1) White Male  
(1) Hispanic Male  
**Suspect:** (1) Black Male

On December 14, 2012, at approximately 10:45 a.m., officers in full uniforms and driving a marked police vehicle were patrolling at the Kimball Square Apartments, 4542 W. Keist Boulevard, which is known for drug use and sales. As the officers patrolled the area, they were driving eastbound through the complex when they observed a green Navigator sport

utility vehicle driving westbound slowly. The officers continued driving through the complex to the southernmost part of the complex and then turned westbound. When the officers turned going northbound, the suspect vehicle pulled in front of them. As the officers followed the vehicle, they observed that the temporary license plate on the vehicle was expired. At this point, the suspect turned east, quickly pulling into a parking space and exiting the vehicle. Before the officers could exit their vehicle, the suspect approached them as they were still seated in their vehicle. The suspect asked the officers if there was a problem. Officer #1 advised the suspect that the license plate on his vehicle was expired and asked the suspect if he had a driver's license. A check of the suspect revealed that his driver's license had been suspended. As Officer #1 and Officer #2 exited their vehicle to further investigate, the suspect started acting nervous and made gestures towards his mid-section that was partially covered by clothing and a large coat. For officers' safety, Officer #1 and Officer #2 decided to conduct a pat down search of the suspect for weapons. As the officers attempted to pat the suspect down, the suspect tensed up and would not allow the pat down. The officers decided to handcuff the suspect for officer safety and advised the suspect what they were about to do. At this point, the suspect began to resist; however, the officers were able to talk the suspect into sitting down on the sidewalk. When the officer began placing handcuffs on the suspect, the suspect began resisting more aggressively. While the officers struggled with the suspect, a passenger that was in the suspect's vehicle, exited and fled the location. The suspect continued resisting and ended up face down on the ground with his hands clutched to his stomach. During the struggle to get the suspect handcuffed, the officers were giving loud verbal commands to the suspect to stop resisting. The suspect continued resisting at which time he was able to free his right hand, reach into his mid-section and pull out a handgun. Officer #1 quickly yelled to Officer #2 that the suspect had a gun and disengaged as he reached for his duty weapon. Officer #1 gave loud verbal commands to the suspect to drop the gun. The suspect turned towards Officer #1 and pointed the gun in the officer's direction. Fearing for his life, Officer #1 fired several rounds at the suspect who then slumped over to the ground. Officer #2 removed the handgun from the suspect who was then handcuffed. The suspect was pronounced deceased at the scene by Dallas Fire and Rescue. No officers were injured.

The suspect had over \$1,600.00 in cash on his person and during a search of the suspect's vehicle, several baggies of marijuana were found. Also recovered was a chrome semi-automatic Davis Industries .380 caliber handgun. A weapon check revealed that the handgun had been reported stolen in Dallas in 1991.

**STATUS:** Under Investigation

**PREVIOUS CASE PRESENTATION:**

**Control #2012-067**

**Council District:** 12  
**Involved Officer:** (1) White Male  
**Suspect:** (1) White Male

On February 24, 2012, Carrollton Police Department received a call to 2501 Land End Drive, Carrollton, Texas. The caller who was the suspect's wife reported that the suspect had left their residence in his vehicle and that he was suicidal, armed with a weapon and had been drinking. Carrollton Police officers were familiar with the suspect because on previous occasions they had arrested the suspect due to mental issues. After receiving the call from the suspect's wife, Carrollton Police Department conducted telephone pings on the suspect's mobile phone in order to locate the suspect. Based on the telephone pings, officers were able to pinpoint the suspect's location to the parking lot of the Valley View Christian Church at 17601 Marsh Lane in Dallas, Texas. When the responding Carrollton officers arrived at the location, they radioed for additional back up elements. While waiting for the additional cover elements, officers at the location heard what they believed to be a gunshot inside the suspect's vehicle. At this time Carrollton officers on the scene requested assistance from the Dallas Police Department. At the request of Carrollton Police Department, Dallas Police patrol officers and the Tactical Unit responded to the location. When the Tactical Units arrived, they positioned the armored personnel carrier vehicle in a manner to prevent the armed suspect from fleeing in his vehicle into the residential neighborhood adjacent to the church. Dallas police negotiators then attempted to talk the suspect out of the vehicle. There were three Dallas Tactical officers positioned behind the cover of the armored personnel carrier. During the standoff the suspect exited the vehicle brandishing a handgun. At this time, Tactical officers gave the suspect loud verbal commands over the police vehicle's PA system to drop the weapon and raise his hands. The suspect ignored the verbal commands and began approaching the Tactical officers who were concealed behind the armored personnel carrier. The suspect then raised his weapon forcing the Involved Officer, who was in fear of his life, to fire two rounds from his duty weapon at the approaching suspect. Both bullets struck the suspect who was pronounced deceased at the scene. No officers were injured during this incident.

**UPDATE:** The Internal Affairs Division investigation revealed the officer was justified in his use of deadly force.

**STATUS:** Complete

Case #CN2012-067 was presented at the March 26, 2012, Public Safety Committee Meeting.

**Control #2012-082**

**Council District:** 6  
**Involved Officers:** (3) White Males  
**Suspect:** (2) Hispanic Males

On March 7, 2012, at approximately 9:05 p.m., Suspects #1 and #2 committed an Aggravated Robbery at 2915 Ester Boulevard, Irving, Texas. The suspects robbed an individual taking his vehicle that was equipped with the Lo-Jack system. At approximately 10:41 p.m., the vehicle that had been taken in the aggravated robbery was tracked via the Lo-Jack system in Dallas. Officer #1 observed the vehicle parked in the 3000 block of Lombardy Lane. Officer #1, who was in full uniform and driving a marked

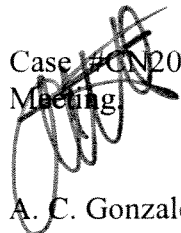
police vehicle, stopped his vehicle several yards from the suspect's vehicle and put out an assist officer over the police radio. After requesting cover, Officer #1 drew his weapon and exited his vehicle. As Officer #1 was approaching the suspect's vehicle, he was giving loud verbal commands for the suspects to show their hands. At this time Officer #2, who had arrived at the scene, drew his duty weapon, stood near Officer #1 and also began loud verbal commands for the suspects to show their hands and exit the vehicle. Suddenly, Suspect #1 who was the driver of the suspect's vehicle put the vehicle in reverse and accelerated rapidly towards Officers #1 and #2. Officers #1 and #2 attempted to move out of the way but Suspect #1 maneuvered his vehicle in their direction. Fearing for their lives, Officers #1 and #2 fired several rounds from their duty weapons at Suspect #1. Officer #3 arrived at the location as the suspect's vehicle was traveling in reverse toward Officers #1 and #2. Seeing the suspect's vehicle attempting to run over Officers #1 and #2, Officer #3 also fired his duty weapon at Suspect #1, who then crashed the suspect's vehicle into the rear of Officer #1's vehicle. Once the suspect's vehicle came to a stop, Suspects #1 and #2 were taken into custody. Dallas Fire and Rescue transported Suspects #1 and #2 to Parkland Memorial Hospital where Suspect #1 was pronounced deceased. Suspect #2 received a gunshot to the lower back and was listed in stable condition. No officers were injured during this incident.

A pellet gun with a scope was recovered from inside the suspect's vehicle that was taken during the aggravated robbery. Suspect #2 is being charged with Aggravated Robbery by Irving Police Department.

**UPDATE:** The Internal Affairs Division investigation revealed the officers were justified in their use of deadly force.

**STATUS:** Complete

Case #CN2012-082 was presented at the March 26, 2012, Public Safety Committee Meeting

  
A. C. Gonzalez  
First Assistant City Manager

cc: Honorable Mayor and Members of the City Council  
Mary K. Suhm, City Manager  
Rosa A. Rios, City Secretary  
Thomas P. Perkins, Jr., City Attorney  
Craig D. Kinton, City Auditor  
Daniel Solis, Administrative Judge  
A.C. Gonzalez, First Assistant City Manager  
Ryan S. Evans, Assistant City Manager  
Jill A. Jordan, P.E., Assistant City Manager  
Forest E. Turner, Assistant City Manager  
Joey Zapata, Assistant City Manager  
Jeanne Chipperfield, Chief Financial Officer  
Frank Libro, Public Information Office  
Stephanie Cooper, Assistant to the City Manager