

Memorandum



DATE: March 22, 2013

TO: Members of the Public Safety Committee

SUBJECT: Administrative (Police) Reports
I. A. D. Cases to be Presented to the Public Safety Committee on March 25, 2013

NEW CASE PRESENTATION:

Control #2013-046

Council District: 9
Involved Officers: (5) White Males
Suspect: (1) White Male

On February 8, 2013, at approximately 10:45 p.m., Officers #1, #2 and #3, assigned to the Central Patrol Crime Reduction Team, wearing full uniforms and driving marked police vehicles, received information regarding a murder suspect that wished to turn himself in to law enforcement. They further learned that he would be in the parking lot of the Big Lots at the intersection of Abrams Road and Skillman Street. When Officers #1, #2, and #3 marked out with the dispatcher to the location, Officers #4 and #5, who are also assigned to the Central Crime Reduction Team, notified the dispatcher that they would be covering the officers. When the officers arrived at the location, they observed the suspect's vehicle. The officers pulled into the parking lot near the area where the vehicle was parked. At that point the suspect began screaming loudly and pointed a shotgun out of the passenger window in the direction of the officers. Officers #1, #2, #3, #4 and #5 began giving loud verbal commands for the suspect to drop the weapon; however, the suspect ignored the officers' commands. Fearing for their lives, Officers #1, #2, #3, #4, and #5 fired rounds from their duty weapons. As the officers were unsure of the condition of the suspect, the Tactical Unit was called to the location. The Tactical Unit arrived at the scene, handled the situation as a barricaded person and determined that the suspect was deceased. No officers were injured during this incident.

STATUS: Under Investigation

Control #2013-057

Council District: City of Grapevine
Involved Officers: (2) White Males
Suspect: (1) Hispanic Male

On February 11, 2013, two detectives from the Miami-Dade Police Department were transporting the suspect from Miami, Florida to Nevada when the detectives stopped at a Walmart in Grapevine, Texas. While one of the detectives was inside the Walmart, the suspect stabbed the other detective to aide in his escape. The suspect then fled the location on foot. During the search for the suspect, several agencies including Dallas officers, who

are assigned to the U. S. Marshals Taskforce, assisted in the search. On February 16, 2013, at approximately 10:24 p.m., Grapevine Police Officers responded to a burglary of a residence at 2121 Forest Hill Road, Grapevine, Texas. Upon answering the call officers developed leads that caused them to search the immediate area for the prisoner that had escaped several days prior. With the assistance of the Fort Worth Police Department helicopter, the suspect was located in a large wooded area near the location of the burglary call. When confronted, the suspect refused to show his hands and then charged the officers. Fearing for their lives, Officers #1 and #2, along with the Grapevine officer, fired multiple rounds from their duty weapons, striking the suspect. The suspect was pronounced deceased at the scene. No officers were injured during this incident.

STATUS: Under Investigation

Control #2013-058

Council District: 6
Involved Officers: (1) White Male
(1) Hispanic Male
Suspect: (1) Hispanic Male

On February 23, 2013, at approximately 5:00 p.m., Officers #1 and #2, wearing full uniforms and driving marked police vehicles, responded to a call for service in the 3000 block of Chihuahua Street. The comments on the call for service sheet stated, "Several people were drinking and had gun in front of a house." When officers arrived at the location, the suspect was the only person at the scene. The suspect was seated inside a vehicle playing his music loudly. Both officers approached the vehicle to tell the suspect to turn his music down. When Officer #1 walked up to the driver's side door, the suspect immediately pointed a handgun at him. Officer #1 yelled, "Gun" to alert Officer #2 and began retreating from the vehicle. Fearing for his life, Officer #1 fired his duty weapon at the suspect. At this time, Officer #2 also observed the suspect pointing a gun at Officer #1. Fearing for the life of Officer #1, Officer #2 fired his duty weapon at the suspect. Both officers then gave verbal commands for the suspect to drop his weapon and exit the vehicle at which time the suspect complied. The suspect, who had been wounded as a result of being shot by the officers, was transported to Parkland Memorial Hospital by Dallas Fire and Rescue where he was listed in critical but stable condition. No officers were injured during this incident.

The suspect vehicle was towed to the Police Auto Pound where detectives recovered a 357 revolver and a box of ammunition. The suspect is being charged with one count of Aggravated Assault of a Peace Officer, Felony Third.

STATUS: Under Investigation

Control #2013-082

Council District: 7
Involved Officers: (1) White Male
Suspect: (1) Black Male

On March 10, 2012, at approximately 12:29 a.m., Officers #1, #2, and #3 in full uniforms and driving marked police vehicles responded to a family disturbance not related to this incident. The officers were enroute to a second location when a 6XE (Major Disturbance Violence-Emergency) call came out at 3303 Southern Oaks Boulevard. Since Officer #1 was close, he volunteered to take the call. When Officer #1 arrived at the location, he spoke with the individual who placed the 9-1-1 call. The caller stated that the suspect formerly lived with her but that he no longer lived there. She further stated that the suspect had kicked her door in earlier and that he had returned beating on the door and refusing to leave. The caller stated she believed the suspect was on drugs and gave Officer #1 a description of the suspect and pointed in the direction he was last seen walking. Shortly after speaking with the caller, Officer #1 observed the suspect jump over the fence of a first floor patio area of an apartment. Officer #1 drew his weapon and began giving loud verbal orders for the suspect to show his hands. Officer #1 also broadcasted over the radio that he was holding the suspect at gunpoint. The suspect then complied with Officer #1's verbal commands and showed his hands. Due to the suspect's compliance, Officer #1 holstered his weapon and drew his taser. At that point, the suspect pulled his shirt up over his nose, jumped over the patio fence and grabbed Officer #1 by his shirt collar. Officer #1 pushed the suspect back a few inches and attempted to deploy his taser but it did not fire. Officer #1 again attempted to deploy his taser at which time it did deploy; however, it had no effect on the suspect. The suspect began fighting with Officer #1 at which time Officer #1 and the suspect flipped over the walkway railing. At this point the suspect was able to get behind Officer #1 and began choking Officer #1 causing him to be lifted off his feet. Officer #1 could not breathe. During the struggle, Officer #1 made several broadcasts over his police radio in an attempt to direct cover officers to his location. Fearing for his life, Officer #1 drew his duty weapon and fired it striking the suspect. The suspect was transported to Baylor Medical Hospital by Dallas Fire and Rescue where he was pronounced deceased. Officer #1 suffered possible bruising to his neck.

STATUS: Under Investigation

Control #2013-084

Council District: 6
Involved Officers: (1) Black Male
Suspect: (1) Black Male

On March 14, 2013, at approximately 2:30 a.m., Officers #1, #2, and #3, wearing full uniforms were working off-duty in the parking lot of Club Icon, 10333 W. Technology Boulevard when a fight broke out in an adjacent parking lot between two groups of individuals. During the fight, the suspect retrieved a handgun from a vehicle and began shooting toward a crowd of individuals on the parking lot. Officer #1, who was attempting

to disperse the crowd from the parking lot of Club Icon, heard shots being fired from the adjacent parking lot. As Officer #1 approached the adjacent parking lot, he observed the suspect shooting his weapon toward the crowd. Fearing for the lives of the innocent people, Officer #1 fired his duty weapon striking the suspect. The suspect was transported to Parkland by Dallas Fire and Rescue where he was pronounced deceased. A .40 caliber handgun was recovered at the scene.

A witness to the incident suffered a gunshot to his right thigh and was transported to Parkland Memorial Hospital. At this time it has not been determined who caused the injury sustained by the witness. No officers were injured.

STATUE: Under Investigation

PREVIOUS CASE PRESENTATION:

Control #2012-032

Council District: 7
Involved Officers: (3) White Males
(1) Asian Male
Suspect: (2) Black Males
(1) Black Female

On February 2, 2012, at approximately 9:40 p.m., Officers #1 and #2, in full uniform and driving a marked police vehicle, were flagged down by a citizen who stated that he had just been robbed at gun point. The citizen further stated that the suspects who robbed him were currently robbing his girlfriend inside a dark colored van. Officers #1 and #2 ran through the alley toward the apartment complex located at 2502 Grand Avenue where they observed the suspect vehicle parked. The suspect was seated in the driver's seat and the female was seated in the front passenger's seat. Both officers approached the vehicle with their weapons drawn. Officer #1 approached the vehicle from the passenger's side and Officer #2 approached the vehicle on the driver's side. The officers could see movement inside the vehicle and as they approached the vehicle, the female opened the passenger door and attempted to exit the vehicle; however, she was unable to do so because she was seat belted in. Officer #1 pulled on the female's arm attempting to assist her in exiting the vehicle. At the same time Officer #1 was assisting the female, Officer #2 was attempting to open the driver's side door and giving loud verbal commands for the suspect to put his hands up where they could be seen. The suspect continued moving furtively inside the vehicle and then reached with his right hand down by the center console and retrieved a handgun. Fearing for his life and that of Officer #1 and the female, Officer #2 fired one round from his duty weapon striking the suspect. Officer #1 heard the gunshot and also, witnessing the furtive gesture of the suspect, believed the suspect was armed. At that time Officer #1 fired one shot from his duty weapon in the direction of the suspect. The suspect then put the vehicle in gear and fled the location. As the officers were pursuing the suspect, they put out a description of the suspect as well as the suspect's vehicle over the radio. During the pursuit of the suspect, Officers #1 and #2 lost sight of the suspect's vehicle. Shortly after fleeing the location, the suspect crashed the suspect's vehicle in a

vacant parking lot in the 3000 block of Grand Avenue where he exited the vehicle and hid. The female passenger exited the vehicle and walked across the street and sat on the curb until officers arrived. Officers that responded to the location located the female and formed a perimeter to look for the suspect.

When Officers #1 and #2 requested cover, Officers #3 and #4 responded to the location and began searching for the suspect. When Officers #3 and #4 turned onto the 2700 block of Medill, they observed an individual matching the description of the suspect broadcasted over the police radio by Officers #1 and #2. As Officers #3 and #4 approached the individual, the individual turned and attempted to walk quickly away. Officers #3 and #4, believing this individual to be the suspect, drew their weapons and began giving verbal commands to the individual to stop and show his hands. The individual ignored the officers' commands and placed his hand deep into his pants pocket. Officers #3 and #4 continued to give the individual verbal commands to show his hands. When the individual refused to comply, Officer #3, fearing for his life, fired one round from his duty weapon striking the individual, who fell to the ground. As Officers #3 and #4 were placing the handcuffs on the individual, the suspect was located inside a vacant apartment at 3000 Grand Avenue and taken into custody.

The suspect sustained a gunshot to the buttocks and the female sustained a wound to her right arm. At this time, it is unknown if the wound sustained by the female was the result of a gunshot or glass fragments. The individual who was shot by Officer #3 sustained a gunshot wound to his leg. All three subjects were transported by Dallas Fire and Rescue to Baylor Medical Center. No officers were injured during this incident.

After being treated and released, the female stated that her boyfriend, who was the citizen who flagged the officers down, picked her up earlier that day in the suspect's vehicle that had been reported stolen out of Grand Prairie, Texas. The female's boyfriend then picked up his friend who is the suspect. The female stated that the suspect became angry and pulled a gun on the boyfriend who he stated owed him money. The boyfriend then exited the vehicle leaving the female in the vehicle with the suspect. The boyfriend, who flagged the officers down, fled the location prior to the suspect being apprehended. The suspect's weapon was located inside the suspect's vehicle.

The suspect has been charged with Unlawful Restraint, Felony 3rd.

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

STATUS: Complete

Case #CN2012-032 was presented at the March 26, 2012, Public Safety Committee Meeting.

Control #2012-043

Council District: (5)
Involved Officers: (2) White Males
(1) Asian Male
Suspect: (1) Black Male

On February 13, 2012, at approximately 1:55 p.m., a call came into police dispatcher regarding the Aggravated Robbery of two individuals at 1515 S. Buckner Boulevard. When the complainants, who were robbed, called the police they gave a description of the suspect and the suspect's vehicle that was broadcast over the police radio. Southeast Deployment officers, in plain clothes, observed the suspect's vehicle and alerted uniformed officers of the location. When the patrol officers attempted to perform a felony stop of the vehicle, the suspect initially stopped the vehicle but when the officers exited the police vehicle, the suspect sped off, fleeing the location. At this time, a vehicle pursuit ensued which ended when the suspect exited the vehicle in the 9700 block of Lake June Road and fled on foot through the August Park Apartment complex. As the officers were pursuing the suspect, the suspect slipped and fell in the grass. The suspect then removed his jacket and threw several objects into the bushes before rounding the corner by the laundry room. The suspect slipped and fell a second time at which time the officers observed a handgun fall to the ground. The officers began giving loud verbal commands for the suspect to stay on the ground and show his hands. The suspect sat up facing the officers, picked up the gun and pointed it in the direction of the officers. Fearing for their safety, Officers #1 and #2 fired their duty weapons at the suspect who then jumped up from the ground with the gun in his hand and continued running, rounding the second corner of the laundry room. As the officers rounded the corner, they observed the suspect standing sideways with his arm extended pointing his weapon in their direction as he waited for the officer to round the corner. Fearing for their lives, Officers #1, #2 and #3 fired their duty weapons striking the suspect, who fell to the ground. The .45 caliber weapon that was in the suspect's possession was recovered. Dallas Fire and Rescue transported the suspect to Mesquite Regional Hospital where he was pronounced deceased. No officers were injured.

The lady's purse and the man's wallet that was taken in the Aggravated Robbery was recovered from the suspect's vehicle. Also recovered were several mobile phones that were thrown into the bushes by the suspect when he fled from the officers.

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

STATUS: Complete

Case #CN2012-043 was presented at the March 26, 2012, Public Safety Committee Meeting.

Control #2012-196

Council District: (10)
Involved Officers: (3) White Males

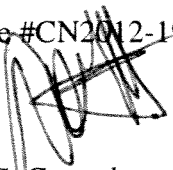
Suspect: (1) White Male

On May 27, 2012, at approximately 8:45 p.m., Officer #1, who is a sergeant, was working an off-duty job for the Merriman Park Estates Neighborhood Association when he heard officers being dispatched to a suicide call at 7129 Tabor Drive. Officer #1 drove to the location and waited down the street from the call until on-duty officers arrived at the scene. When Officer #2 (a sergeant) and #3 (a patrol officer) arrived, they were joined by Officer #1. Shortly after the officers arrived at the location, they were met outside by the roommate of the suspect. The roommate stated he was at a church function when he received a call from the suspect who stated he had shot himself in the chest. The roommate stated he called 9-1-1 and left the function to return home where he met officers on the front lawn of the residence. The roommate informed the officers that the suspect was probably in the rear bedroom. As the officers entered the residence through the garage, they loudly announced their presence. When the officers reached the end of the hall, they observed blood in the bathroom. Officer #2 opened the door to the bedroom and observed the suspect lying on the floor covered in blood with a handgun lying beside his right hand. Officer #3 positioned himself in an adjoining bathroom that also accessed the bedroom. Officer #1 also had a full view of the suspect. When the suspect observed the officers, he raised his head and began reaching for his handgun. At this time, both Officers #1 and #2 began giving loud verbal commands for the suspect not to touch the handgun. The suspect then picked up the handgun and pointed it in the direction of Officer #2. Fearing for the life of officer #2, both Officers #1 and #2 discharged their weapons striking the suspect. Officer #3 did not fire his weapon because he did not have a clear line of fire. Dallas Fire and Rescue transported the suspect to Baylor Medical Center where he was pronounced deceased. A .45 caliber hand gun was recovered at the scene. No officers were injured.

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

STATUS: Complete

Case #CN2012-196 was presented at the June 11, 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 Municipal Court
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
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