

Memorandum



DATE: April 18, 2008
TO: Members of the Public Safety Committee
SUBJECT: I. A. D. Cases to be Presented to the Public Safety Committee on April 21, 2008

NEW CASE PRESENTATION:

Control #08-072

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

On March 31, 2008, at approximately 12:55 p.m., officers assigned to the Northwest Patrol Division attempted to perform a traffic stop in the 4200 block of Irving Boulevard on a suspect who had an active warrant for an Aggravated Kidnapping. When officers turned on the emergency lights, the suspect failed to stop and proceeded to evade the officers. At this point, the officers chased the suspect until the suspect's vehicle wrecked out at the intersection of Meadow and Warren Avenue. After the suspect wrecked his vehicle, Police Helicopter Air-1 observed the suspect exit the vehicle holding a handgun. The suspect fled on foot eastbound until he reached a small vacant field in the 3100 block of Birmingham Street. Air-1 was able to keep a visual of the suspect who was still holding the handgun and attempting to hide in a low lying area with foliage covering his body. As officers searched for the suspect, Air 1 directed them within 25 feet of the suspect's location. Patrol and tactical officers who had converged on the area where the suspect was hiding were unable to clearly see the suspect. The officers took positions behind their vehicles and ordered the suspect over the loud speaker to surrender. The suspect ignored the officers' command. After approximately one to two minutes, the suspect rose up from his concealed position and fired at least one round from his handgun striking the front driver's window which exited the passenger window of Officer #1's marked police vehicle. When the window shattered, Officer #1 was hit in the right eye by flying glass. At this point eight officers fired their duty weapons striking the suspect at least once in the abdomen. The suspect was transported by Dallas Fire Rescue to Baylor Hospital. Officer #1 was treated at the scene and released. No other officers were injured.

The suspect has been charged with Aggravated Kidnapping and Aggravated Assault on a Public Servant.

STATUS: Under Investigation

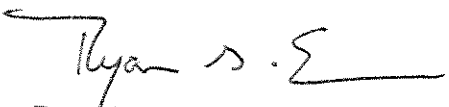
temperature was in the mid nineties seemed unusual. Officer #1 at this point requested cover at his location. As Officer #2 was arriving at the location, Officer #1 pulled his vehicle at an angle behind the suspect's vehicle. Both officers exited their vehicles and approached the driver's side door. Officer #1 was closest to the suspect's door. Officer #1 then requested identification from the suspect who stated that he did not have any identification. As Officer #1 spoke with the suspect, the suspect seemed nervous and grabbed at his stomach as he clutched the steering wheel tightly. The suspect's behavior seemed unusual and Officer #1 asked the suspect several times if there was a gun in the vehicle. The suspect replied, "No, not that I am aware of." As Officer #1 asked if there was a gun in the vehicle, the suspect made a move with his right hand close to his body and pulled a small .38 caliber steel revolver up and pointed it at Officer #1. At this point, Officer #1 in fear of his life fired one round from his duty weapon striking the suspect in the right chest area. Officer #3, who had responded to the request for cover, was standing between Officers #1 and #2 with his taser drawn. As Officer #1 fired his weapon, Officer #3 simultaneously fired his taser striking the door. The suspect was transported to Baylor Hospital in stable condition. No officers were injured.

The suspect has been charged with Aggravated Assault of a Peace Officer.

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

STATUS: Complete

Case #CN07-254 was presented at the October 5, 2007, Public Safety Committee Meeting.


Ryan S. Evans
First Assistant City Manager