

# Memorandum



DATE: April 1, 2011

TO: Members of the Public Safety Committee

SUBJECT: I. A. D. Cases to be Presented to the Public Safety Committee on April 4, 2011

## NEW CASE PRESENTATION:

Control #2011-103

**Council District:** 2  
**Involved Officers:** (4) White Males  
**Suspect:** (1) Hispanic Male

On March 24, 2011, at approximately 10:00 p.m., Officer #1 received a telephone call from a bail bondsman stating a client of his was enroute to his business located at 230 S. Riverfront Boulevard and that this client was wanted on a felony warrant for family violence offense. Based on this information, Officer #1 assembled his Crime Response Team members, who were in full police uniforms and driving marked police vehicles. The team members were provided with the suspect's information. Officer #1 and the Response Team then proceeded to the location and waited a short distance from the bail bondsman's business for the suspect to arrive. After being informed of the suspect's arrival, the officers entered the business and observed the suspect seated filling out forms. Officer #1 asked the suspect to identify himself and after confirming the suspect's identity, Officer #1 instructed the suspect to stand up and place his hands behind his back. The suspect made a comment something to the effect, "Oh hell no," and put the paperwork down. As the suspect began to stand up, he reached with his right hand into the waistband of his pants and pulled out a revolver. Officer #2 and Officer #3 began to struggle with the suspect in an attempt to gain control of the handgun and place the suspect under arrest. During the struggle, the suspect struck Officer #2 in the face knocking the officer's glasses off. The suspect was then able to bring the weapon up to chest level and began turning toward the officers. Fearing for their safety and the safety of the other officers, Officer #2 and Officer #4 fired their duty weapons striking the suspect who fell to the floor and dropped his weapon.

Dallas Fire and Rescue transported the suspect to Parkland Memorial Hospital in critical condition. Officer #3's right hand was bruised and swollen due to scratches he received during the struggle. No other officers on the scene were injured.

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

**STATUS:** Under Investigation

**PREVIOUS CASE PRESENTATION:**

**Control #2010-087**

**Council District:** 4  
**Involved Officers:** (1) Hispanic Male  
(1) White Male  
**Suspect:** (1) Black Male

On March 10, 2010, at approximately 2:00 p.m., Officers #1 and #2 while on routine patrol heard a call over the police radio from the dispatcher regarding an active shooter. The comment from the dispatcher was that the suspect's vehicle was heading in the direction of 52<sup>nd</sup> Street. Officers #1 and #2 observed the suspect vehicle traveling towards them with a flat left front tire. As the officers turned around to get behind the suspect, they observed the suspect throw a handgun out of the driver's side window. The officers continued to follow the suspect's vehicle at a slow rate of speed without their lights and sirens activated. At this point, the suspect pointed a handgun out of the driver's window in the direction of the officers. The officers notified the dispatcher that the suspect had pointed a weapon at them at which time they were given permission to pursue the vehicle. During the pursuit of the suspect's vehicle, the suspect threw another weapon from the driver's window and continued to flee. As the pursuit approached the intersection of Dryden Street and Malden Street, the suspect slowed his vehicle and pointed an AR 15 assault rifle out the driver's window in the direction of the officers. Fearing for their lives, Officers #1 and #2 fired their duty weapons at the suspect's vehicle striking the suspect. The suspect's vehicle continued to roll down Dryden where it came to a stop in the yard of a residence in the 4200 block of Malden. A female passenger in the suspect's vehicle was unharmed. The suspect was pronounced deceased at the scene. No injuries were sustained by the officers.

Prior to the suspect's encounter with the officers, the suspect had committed the offenses of Aggravated Robbery and Aggravated Assault.

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

**STATUS:** Complete

Case #CN2010-087 was presented at the April 15, 2010, Public Safety Committee Meeting.

**Control #2010-092**

**Council District:** 13  
**Involved Officers:** (2) White Males  
(1) White Female  
(1) Hispanic Male  
**Suspect:** (1) Hispanic Male

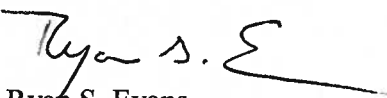
On March 22, 2010, at approximately 9:10 p.m., Officer #1 and Officer #2 were on routine patrol in full uniform and driving a marked police vehicle when they drove through the Budget Suites parking lot located at 10222 Walton Walker Boulevard. As the officer drove through the parking lot, they observed two suspicious looking males seated inside a blue Chevrolet pickup truck. Officer #2 approached the driver's side of the vehicle as Officer #1 approached the passenger side. At this time, both occupants were asked to step out of the vehicle. Officer #2 proceeded to conduct a pat down search of the suspect at which time she felt a syringe in the suspect's front pants pocket. When Officer #2 removed the syringe, a small baggie of a powdery substance was also found on the suspect. Officer #2 then attempted to place the suspect in handcuffs. As Officer #2 was attempting to place the handcuffs on the suspect, the suspect pushed her away and began running from the location. Officer #2 began chasing the suspect. Officer #1, who was attending to the other occupant of the vehicle, also began pursuing the suspect. As both officers pursued the suspect, they gave loud verbal commands for the suspect to stop. As the foot pursuit continued, Officer #2 broadcasted the pursuit over the radio. When Officer #1 and Officer #2 caught up with the suspect, a fight ensued. Officer #2 deployed her taser as Officer #1 attempted to handcuff the suspect. When Officer #2 stopped firing the taser, the suspect began resisting again. During the struggle, the suspect was able to take Officer #2's taser. The suspect at this point attempted to dry stun the officers. Both Officers backed away from the suspect, drew their duty weapons, and began giving the suspect verbal commands to drop the taser. The suspect refused to comply with the Officers' command and began running with one handcuff on his wrist. As Officer #1 and Officer #2 pursued the suspect, they were met by Officer #3 and Officer #4. At this time, the suspect pointed the taser in the direction of the officers. Fearing for their safety, Officer #1, Officer #3 and Officer #4 fired their weapons striking the suspect several times. The suspect was transported to Parkland Memorial Hospital by Dallas Fire and Rescue where he was pronounced deceased. The officers sustained no injuries.

The other occupant of the vehicle was interviewed and released pending further investigation.

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

**STATUS:** Complete

Case #CN2010-092 was presented at the May 3, 2010, Public Safety Committee Meeting.

  
Ryan S. Evans  
First Assistant City Manager