

# Memorandum



DATE: December 3, 2010

TO: Members of the Public Safety Committee

SUBJECT: Administrative (Police) Reports  
I. A. D. Cases to be Presented to the Public Safety Committee on December 7, 2010

## NEW CASE PRESENTATION:

Control #2010-349

**Council District:** 5  
**Involved Officers:** (4) White Males  
(1) Black Male  
**Suspect:** (1) Black Male

On October 29, 2010, at approximately 8:30 p.m., four officers and one sergeant, in full uniform, were assigned to work foot patrol at the Cedar Garden apartment complex located at 3810 Bonnie View Road. As of April 9, 2010, this location has been under a nuisance abatement investigation. The officers were there in response to complaints of drug activity at the location. As the officers drove up to the complex, Officers #1 and #2 went to the rear of the complex while Officers #3, #4 and #5 went to the front. As Officers #3, #4 and #5 exited their vehicle, they observed a red vehicle occupied by two individuals parked in the parking lot near the breezeway. Officer #4 approached the vehicle and asked the occupants for identification. As Officers #3 and #5 approached the breezeway, an unknown male rounded the corner, observed the officers and stopped walking. The unknown male then put both hands behind his back and appeared to be reaching for something in his rear waistband. Both Officer #3 and Officer #5 began giving loud verbal commands for the suspect to show his hands. The suspect, who said nothing, did not comply with the commands to show his hands and continued to appear to be reaching for something in his rear waistband. The suspect then made a motion turning his upper body away from the officers while continuously reaching in his rear waistband. At this point, the suspect aggressively moved his hand toward the officers. Officer #3, in fear of his life and the life of Officer #5, drew his duty weapon and fired several rounds striking the suspect multiple times in the upper body. The suspect then fell to the ground. The suspect was pronounced deceased at the scene. No officers were injured.

One of the bullets fired by Officer #3 struck an eleven-year-old boy that was not involved in the incident. Dallas Fire and Rescue transported the child to Methodist Central Hospital with a gunshot wound to the right arm listed in stable condition.

STATUS: Under Investigation

**Control #2010-369**

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

On November 7, 2010, at approximately 5:55 a.m., officers in full uniform responded to a call from the police dispatcher regarding a male with a gun at 2919 W. Davis Street. The Call Sheet stated, "Caller can see him from the window, has gun and I'm asking for police." Upon arriving at the location, Officer #1 spoke with the female witness who had placed the call. The witness stated that the suspect left the location westbound on W. Davis Street toward the 7-11 located at the intersection of W. Davis and Westmoreland. Officer #2 spotted a suspect matching the description walking in the middle turn lane of W. Davis Street and Barnett. Both Officers #1 and #2 observed the suspect holding an object that appeared to be a gun in his right hand. Officer #2 ordered the suspect multiple times to drop the weapon and get on the ground. The suspect refused to comply with the commands and instead took the gun and placed it into his waistband behind his back covering the weapon with his jacket. Officer #2 stated the suspect made the statement, "I have a gun and I will pull it out." At this time, a sergeant arrived at the location and tried to get the suspect to move out of the street. The suspect stopped in the 3100 block of W. Davis Street as Officer #3 arrived at the scene. As the sergeant and Officer #1 were negotiating with the suspect to try to calm him down, the suspect stated he had a gun and was going to take one of the officers out with him. The suspect then backed up toward a building on the south side of the street placing his back to a brick wall. The sergeant requested someone to report to the station to get the ballistic shields. Officer #4 responded to the location with two ballistic shields. Officer #4 along with Officer #3 deployed the shields. At this point, Dallas Fire and Rescue was requested to stand by at the 7-11 located at the intersection of W. Davis Street and Westmoreland. Officers #1 and #3 positioned themselves next to the brick wall to keep the suspect from trying to walk west bound from the location. The suspect stated he was bi-polar and schizophrenic and that he had been using cocaine and methamphetamines. The suspect again stated, "I will make y'all kill me." When the suspect saw that more officers were responding to the scene, he became aggravated at which time he tried to walk away. The sergeant again was able to calm the suspect down. The suspect stated several times, "I have a gun and I will use it." The suspect also stated that it would take four or five rounds to take him down and that he could take at least one officer with him. The officers were at the location for over an hour trying to calm the suspect down. During this time, the suspect stated that he had assaulted officers in the past and told them to look it up. The suspect gave the officers his name and date of birth. Officer #2 then performed a subject check using the name and date of birth given by the suspect. The subject check confirmed that the suspect had had several encounters with the police. The suspect began moving again and officers followed from a distance as they continued to give verbal commands. The suspect then stopped again in the 3100 block of W. Davis Street and positioned himself near a white box truck and a light

pole. The suspect then stated, "This is it" and began to reach behind his back. The officers yelled for the suspect to stop. The suspect paused and reached behind his back. Officers fearing for their lives fired their duty weapons several times. The suspect who had been shot multiple times went to the ground but continued to resist officers' attempts to handcuff him. After placing the suspect in handcuffs, officers performed a pat down search of the suspect and discovered that the suspect had fashioned a cardboard cigarette package in the shape of a handgun that had been tucked in his rear waistband. The suspect was transported to Methodist Hospital where he was pronounced deceased. No officers were injured.

**STATUS:** Under Investigation

A handwritten signature in black ink, appearing to read "Ryan S. Evans", with a long horizontal flourish extending to the right.

Ryan S. Evans  
First Assistant City Manager