

# Memorandum



DATE: January 23, 2015

TO: Honorable Members of the Public Safety Committee:  
Sheffie Kadane (Chair), Adam Medrano (Vice Chair), Dwaine R. Caraway,  
Jennifer S. Gates, Sandy Greyson, Scott Griggs

SUBJECT: Administrative (Police) Reports - Internal Affairs Division Cases

On Monday, January 26, 2015, you will be briefed on the Administrative (Police) Reports. The materials are attached for your review

## **NEW CASE PRESENTATION:**

**Control #2015-007**

**Council District: 13**  
**Involved Officers: (1) Black Male**  
**Suspect: (1) White Male**

On December 16, 2014, at approximately 12:05 a.m., the Involved Officer, in full uniform, was working an off-duty job at the Walmart located at 6185 Retail Road when the loss prevention officer requested his assistance in approaching a shoplifting suspect. As the suspect was attempting to exit the store, the Involved Officer and the loss prevention officer confronted the suspect. The suspect initially cooperated but as he was being escorted into the store, the suspect attempted to flee. At this point, a struggle ensued between the suspect and the Involved Officer. During the struggle, the suspect produced a knife and cut the Involved Officer's fingers. The Involved Officer then drew his duty weapon and gave loud verbal commands for the suspect to drop the knife. When the suspect failed to comply with the Involved Officer's commands, the Involved Officer fired multiple rounds, striking the suspect in the leg. After being struck in the leg, the suspect exited the store and propped himself against the door. The Involved Officer continued giving the suspect verbal commands to drop the knife. When cover officers arrived at the location, the suspect was still in possession of the knife. After a brief standoff, cover officers were able to convince the suspect to drop the knife. The Involved Officer was transported to Baylor Medical Center where he was treated and released. The suspect was transported to Presbyterian Hospital with a gunshot wound to the leg.

There was video surveillance that captured the incident and civilian witnesses who detailed their accounts of the shooting. The suspect has been charged with Aggravated Assault on a Public Servant and Parole Violation out of Kentucky.

**STATUS:** Under Investigation

**PREVIOUS CASE PRESENTATION:**

**Control #2013-350**

**Council District:** 9  
**Involved Officers:** (1) White Male  
(1) Hispanic Male  
(2) Black Male  
**Suspect:** (1) White Male

On September 26, 2013, at approximately 7:45 p.m., Officers #1, #2, #3 and #4, in full police uniforms and driving marked police vehicles, responded to a shooting call from the dispatcher in the 10300 block of Plummer Street. Officer #1 arrived at the location and was directed to the alley by witnesses, who stated that an older white male wearing no shirt and blue jeans, had shot someone in the alley. When Officer #1 got to the alley, he observed the body of a male lying in the alley. Officer #1 began moving in the direction of the body which was lying directly behind the driveway of 10361 Sandra Lynn Drive where he had last seen the suspect step behind a wooden fence of the residence. At this point, Officer #1 observed Officers #2, #3, and #4 emerge from between two houses and moving toward the alley. The officers observed the body of a male lying in the alley that appeared to be deceased. Officer #1 yelled at Officers #2, #3 and #4 that the suspect was directly behind them and that the suspect had a gun. Officers #1, #2, #3 and #4 observed the suspect walk out of the unfenced backyard towards them holding a chrome handgun. All four officers gave loud verbal commands to the suspect to drop the weapon. The suspect refused to comply and instead began raising the weapon pointing it in the direction of the officers. Officers #1, #2 and #3, fearing for their lives and the lives of fellow officers, fired their duty weapons striking the suspect causing the suspect to fall to the ground. While lying on the ground, officers continued to give loud verbal commands to the suspect. The suspect again refused to comply with the officers' commands, and while lying on the ground reached for his weapon. Officers #1, #2 and #3 again fired their weapons striking the suspect. The suspect was pronounced deceased at the scene. No officers were injured during this incident.

A witness told the officers that the suspect stated he had shot the man lying in the alley because he was trying to break into his garage. Witnesses also stated that the suspect stood over the individual he had already shot and threatened to shoot him again. Several witnesses at the location stated that the suspect had pointed his weapon at them as they were informing him that they had called for police assistance. The individual who had been shot by the suspect was also pronounced deceased at the scene.

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

**STATUS:** Complete

Case #CN2013-350 was presented at the October 28, 2013, Public Safety Committee Meeting.

**Control #2014-001**

**Council District:** 14  
**Involved Officers:** (3) White Males  
(3) Hispanic Male  
**Suspect:** (1) White Male

On January 2, 2014, at approximately 1:39 a.m., Officers #1 and #2, in full police uniform and driving a marked police vehicle, responded to a Burglary in Progress at 2728 McKinnon Street. The suspect, who resided in Apartment #1901, approached the witness, who is an employee at the location, and stated that his apartment was being burglarized. The witness called 9-1-1 and requested police assistance. The suspect then moved to an adjacent hallway and began barricading himself. Officers #1 and #2, who were the first officers on the scene, entered the lobby and spoke with the witness. The witness informed the officers that the suspect was armed and directed them to the suspect's location. According to the witness, as Officers #1 and #2 attempted to speak with the suspect, the suspect shot at the officers. Officers #1 and #2 retreated, took cover, and called for cover over the radio for assistance with an active shooter. Officers #1 and #2 continued to speak with the suspect in an attempt to deescalate the situation. The suspect then moved from the position where he was barricaded toward the officers. By this time Officers #3 and #4, who were also in full police uniform, had arrived at the location. When the suspect started toward the officers, Officers #1, #2, #3 and #4 fired several rounds from their duty weapons, striking the suspect. The suspect was pronounced deceased at the scene by Dallas Fire and Rescue. No officers were injured during this incident.

A female juvenile witness, who was also at the scene, is the daughter of the suspect. A weapon was recovered at the scene. A video recording from the building was obtained.

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

**STATUS:** Complete

Case #CN2014-001 was presented at the January 13, 2014, Public Safety Committee Meeting.



Eric D. Campbell  
Assistant City Manager

cc: Honorable Mayor and Members of the City Council  
A.C. Gonzalez, City Manager  
Warren M.S. Ernst, City Attorney  
Craig D. Kinton, City Auditor  
Rosa A. Rios, City Secretary  
Daniel F. Solis, Administrative Judge  
Ryan S. Evans, First Assistant City Manager

Jill A. Jordan, P.E., Assistant City Manager  
Mark McDaniel, Assistant City Manager  
Joey Zapata, Assistant City Manager  
Jeanne Chipperfield, Chief Financial Officer  
Sana Syed, Public Information Officer  
Elsa Cantu, Assistant to the City Manager – Mayor & Council