

Memorandum



DATE September 5, 2017

TO Honorable Members of the Public Safety and Criminal Justice Committee:
B. Adam McGough (Chair), Philip T. Kingston (Vice Chair),
Jennifer S. Gates (Domestic Violence Task Force Chair), MPT Dwaine R. Caraway,
DMPT Adam Medrano, Sandy Greyson, Kevin Felder

SUBJECT **Administrative (Police) Reports**

NEW CASE PRESENTATION:

Control #2017-166

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

On June 19, 2017, at approximately 4:57 p.m., Officers #1 and #2, in full police uniforms, were dispatched to a call regarding a suspect shooting into a house in the 10700 block of Eastham Street. Officers interviewed the occupants of the residence and learned they were inside when bullets penetrated the home nearly striking them. The occupants told the officers the suspect lived two houses down the street and most likely shot into their home because he is known to randomly fire his weapon in the neighborhood.

As officers approached the front door of the suspect's residence, they could hear a disturbance going on inside. The officers could hear the suspect and witness, who is his common law wife, arguing. A baby could also be heard. Officers #1 and #2 then approached the front door. Officer #1, who was in front, announced, "Police." The disturbance ceased and it was quiet. At this point, Officer #1 began issuing orders to the suspect to drop his weapon. Officer #1 was outside the door using the door frame as cover. The suspect refused to comply with Officer #1's verbal commands. Officer #1 fired his duty weapon, striking the suspect. The suspect was transported to Baylor Medical Center where he was pronounced deceased. No officers were injured.

The witness, who was inside the residence, had multiple injuries that were inflicted on her by the suspect prior to the officers' arrival.

STATUS: Under Investigation

PREVIOUS CASE PRESENTATION:

Control #2015-206

Council District: 1
Involved Officers: (3) White Males
(1) Native American Male
Suspect: (1) White Male

On July 7, 2015, detectives assigned to the Crimes Against Persons Division received a tip from Crime Stoppers regarding the suspect, who is a registered sex offender, tutoring a 16-year-old male every day around noon. The detectives did research on the suspect and discovered he had an active parole violation. The detectives contacted Officers #1, #2, #3 and #4, who were in full police uniforms and driving marked police vehicles, to assist with the arrest of the suspect. The detectives met with Officers #1, #2, #3 and #4 prior to going to the suspect's residence to formulate a plan. The detectives, who were in plain clothes and driving an unmarked vehicle, drove to the suspect's residence. When the detectives arrived at the location, they observed the suspect walking outside. The detectives followed the suspect and notified Involved Officers #1, #2, #3, and #4. The suspect walked to the bus stop in the 1100 block of North Bishop Street. At this point, Involved Officers #1, #2, #3 and #4 made contact with the suspect. The suspect, who was wearing a suit, reached in his jacket and produced a revolver. Involved Officers #1, #2, #3 and #4 ordered the suspect to drop the weapon. The suspect made a gesture with the weapon forcing Involved Officers #1, #2, #3 and #4 to discharge their weapons. The suspect was struck and was pronounced deceased at the scene. No officers were injured.

STATUS: Complete

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

Please contact me if you have any questions or need additional information.



Jon Fortune
Assistant City Manager

cc: Honorable Mayor and Members of the City Council
T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Billerae Johnson, City Secretary (Interim)
Daniel F. Solis, Administrative Judge
Kimberly Bizor Tolbert, Chief of Staff to the City Manager
Majed A. Al-Ghafry, Assistant City Manager

Jo M. (Jody) Puckett, Assistant City Manager (Interim)
Joey Zapata, Assistant City Manager
M. Elizabeth Reich, Chief Financial Officer
Nadia Chandler Hardy, Chief of Community Services
Raquel Favela, Chief of Economic Development & Neighborhood Services
Theresa O'Donnell, Chief of Resilience
Directors and Assistant Directors