

Memorandum



CITY OF DALLAS

DATE August 7, 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 #2017-126

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

On May 12, 2017, at approximately 8:58 a.m., a deployment officer, wearing plain clothes, assigned to the Southwest Patrol Division was in the 8300 block of Reva Street looking for a wanted person. The individual being sought was also connected to an ongoing investigation in the Financial Crimes Unit. While searching the area, the deployment officer observed a female and two males sitting in a vehicle in front of the residence located at 8303 Reva Street. This location is where the wanted person was believed to reside. The female at the location matched the description of the wanted person. At this point, the deployment officer requested uniformed officers to identify the occupants of the vehicle.

Officers #1 and #2, wearing full uniforms and driving a marked police vehicle, responded to the request and made contact with the individuals in the vehicle. When Officer #1 made contact with the driver of the vehicle, the passenger seated in the back seat attempted to exit the vehicle. Officer #1 asked the suspect to remain in the vehicle but he refused to comply. Officer #2 removed the suspect from the vehicle and attempted to conduct a Terry Frisk for officer safety. The suspect began to resist and became physically confrontational. Officer #1 went to assist Officer #2 and during the course of the fight, Officer #1 deployed her TASER. The suspect continued fighting the officers and managed to take Officer #1's TASER. At that point, while the suspect was holding Officer #1's TASER, Officer #1 fired her weapon once, striking the suspect. The suspect was transported to Baylor Medical Center with a non-life threatening injury. Neither officer was injured as a result of this incident.

The suspect was in possession of multiple types of narcotics and has an active parole violation.

STATUS: Under Investigation

PREVIOUS CASE PRESENTATION:

Control #2015-296

Council District: 6
Involved Officers: (2) Hispanic Males
(1) Black Male
Suspect: (1) Hispanic Male

On November 9, 2015, at approximately 12:09 a.m., Officers #1, #2 and #3 were working in an off-duty capacity, in full police uniforms, at Kalua Discotheque, 2435 West Northwest Highway. The suspect was escorted from the club by an employee after causing a disturbance. The suspect retrieved his vehicle from the valet and while seated in the driver's seat, the officers made contact with him. The contact between the suspect and the officers was not confrontational. After making contact with the suspect, the officers began walking towards the rear of the parking lot. At this point, the suspect put his vehicle in reverse and backed straight into Officer #1. Officer #1 was able to get out of the way of the vehicle without being seriously injured. The suspect then turned his vehicle in the direction of Officer #2 and Officer #3. As the suspect turned the vehicle in the direction of Officer #2 and Officer #3, the suspect accelerated rapidly, running over Officer #3. The suspect then put the vehicle in reverse and ran over Officer #3 a second time. Officer #1 and Officer #2 discharged their duty weapons striking the suspect multiple times. The suspect drove a short distance through the parking lot crashing into a tree and a parked vehicle before being taken into custody.

Officer #3 was transported to Parkland Memorial Hospital by Dallas Fire and Rescue with multiple serious injuries. The suspect was also transported to Parkland Memorial Hospital with multiple gunshot wounds. The suspect is expected to survive.

STATUS: Complete

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

PREVIOUS CASE PRESENTATION:

Control #2017-014

Council District: 2
Involved Officers: (2) White Males
Suspect: (1) White Female

On January 18, 2017, at approximately 4:56 a.m., Officers #1 and #2, in full police uniforms and driving a marked police vehicle, responded to a suspicious person called in the rear parking lot of an apartment complex located in the 4700 block of Eastside Avenue. The individual who called 9-1-1 provided the dispatcher a description of the vehicle. The vehicle information was passed on to the responding officers also noting that the vehicle showed to have been stolen out of Irving, TX.

As the officers approached the vehicle, giving loud verbal commands, the occupants ignored the commands and started the vehicle. The driver put the vehicle in reverse and drove a short distance, striking the marked police vehicle. The driver then drove forward, striking a chain link fence. When the fence did not give way, the driver reversed the vehicle a second time. Officers #1

and #2 discharged their firearm, through the passenger side window, striking the driver. The driver was transported to Baylor Medical Hospital by Dallas Fire-Rescue where the driver was pronounced deceased. No officers were injured.

The passenger in the vehicle was not struck by gunfire, but was injured from broken glass.

STATUS: Complete

Finding: The Internal Affairs Division investigation determined that officers #1 and #2 violated departmental policies and procedures. As a result of their actions, Officer # 1 was terminated from the department. Officer #2 was suspended for 30 days.

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
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Kimberly Bizzor 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