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Sacramento Police Department Departmental Report

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
04/14/2017	04/14/2017	06:12
Record ID Number	Report Number	IA No
19177	17-104687	IAD2017-164
Date/Time Entered	Entered By	
07/11/2017 09:24	[IAPro entry - Det. Joe Brown #0891]	
Sacramento PD Blue Team Assigned Investigator	IAPro Assigned Investigator	
[Pending assignment]	Det. Joe Brown #0891	

Incident Summary

OPSA audit (PD2017-034). Allegation Officer Vito used improper tactics when attempting to apprehend a bait bike suspect.

11/21/2017, 4:00 pm - Submitted binder to Internal Affairs Lt Oliveira for review... J. Brown

11/30/2017, 2:30 pm - Delivered binder to Cpt Buckley and briefed her on the case... J. Brown

02/07/2018, 9:15 am - Deputy Chief Peletta delivered the binder and advised the allegations of Improper Tactics, Neglect of Duty, and Force were all sustained. As a result, it was determined that Officer Vito would be issued a Letter of Reprimand... J. Brown

02/14/2018, 3:45 pm - Francine Tournour from OPSA took the binder for review... J. Brown

02/27/2018, 2:30 pm - Received binder back from OPSA (Francine Tournour). They agree with the disposition and recommend departmental training on tactical options for apprehending subjects fleeing on a bikes. Close out memo scanned and attached... J. Brown

02/28/2018, 3:27 pm - Sent Letter of Reprimand (LOR) out to Mary Lota of Labor Relations for review... J. Brown

03/02/2018, 8:01 am - Received the LOR back from Mary Lota with a few recommendations. Made the necessary changes, advised Lt Harrington, and prepared the letter for submission to Cpt Buckley... J. Brown

03/06/2018, 2:15 pm - Delivered the LOR to Cpt Buckley to be served to Officer Vito tomorrow (3/7/18) morning... J. Brown

03/07/2018, 8:40 am - Cpt Buckley served Officer Vito with the LOR this morning. She inadvertently provided him with a copy of the LOR after he signed it instead of the original. Scanned into IA Pro ... J. Brown

5/17/22: Flagged and held for SB16. -DNS

Incident Location

Addresses

Valley Hi/Mack Road, Sacramento, ,
5C

- Location of Occurrence: 5 - South

Involved Officers

Police Officer Samuel Vito

Assignment at time of incident: Police Officer 000/Patrol/District 5/Sworn Case [None Entered]

Role: [None Entered]

Policy Outcome: Not yet entered

Linked Allegations

- Improper Tactics - Sustained - 02/05/2018
- Excessive Force - Sustained - 02/05/2018
- Neglect of Duty - Sustained - 02/05/2018

Officer Witnesses

Police Officer Jonathan Monroe

Assignment at time of incident:

[None Entered]

Role: [None Entered]

Police Sergeant Christopher Baptista

Assignment at time of incident:

[None Entered]

Role: [None Entered]

Police Officer Christine Lakin

Assignment at time of incident:

[None Entered]

Role: [None Entered]

Reserve Police Offi 09006 Paul Freeman

Assignment at time of incident: Police Lieutenant-Exempt 000/Patrol/Staff

[None Entered]

Role: [None Entered]

Tasks

Task Description	Date Due	Date Completed	Summary
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Running Sheet Entries

No running sheet entries to show

Attachments

No Attachments

Assignment History

No assignment history

Chain of Command History

**Sacramento Police Department
Internal Affairs Division**

Summary Report

IAD2017-164

Allegation: Neglect of Duty
Excessive Force
Improper Tactics

Complainant: Departmental

Report Prepared by: Officer Joe Brown, #0891

Investigating Office: Internal Affairs Division

Accused Employee: Officer Sam Vito, #0825

Background: On April 14, 2017, Officer Vito, along with other officers, responded to a bait bike activation in the area of Mack Road and Valley Hi Drive. Upon arrival, officers observed the suspect on the bait bike riding down Mack Road. Officers pursued the suspect in their patrol vehicles as the suspect attempted to flee. Officer Vito then impeded the suspect's path with his vehicle, cutting him off, which resulted in a collision. Lt Freeman reviewed the ICC footage from the incident and had some concerns regarding what occurred. Officer Vito also failed to immediately notify a supervisor regarding the incident.

Sacramento Police Department

Citizen Complaint Form

REPORTED SOURCE: _____

IAD NUMBER: _____

INJURY: YES _____ NO

PHOTOS: YES _____ NO

OPSA PD _____

DISTRICT 5 BEAT C ASSIGNMENT 1A53 INCIDENT SUPERVISOR Sgt. Baptista MED. WAIVER: YES _____ NO

DATE REPORTED 07-06-17	TIME REPORTED 1700 hours	DATE OCCURRED 04-14-17	TIME OCCURRED 612 hours	DAY Friday
LOCATION: 6251 Mack Road				

CITIZEN

NAME Departmental / SPD	AGE	D.O.B.	SEX	RACE
RESIDENCE ADDRESS		RESIDENCE/CELL PHONE		
BUSINESS ADDRESS		ZIP CODE	BUSINESS/CELL PHONE	

NARRATIVE: It is alleged that Officer Vito used improper tactics when apprehending a fleeing bait bike suspect.

WITNESSES

NAME Officer Jon Monroe #0616	AGE	D.O.B.	SEX M	RACE	RESIDENCE PHONE
RESIDENCE ADDRESS			STATE	ZIP	BUSINESS PHONE
NAME Officer Christine Lakin #0691	AGE	D.O.B.	SEX F	RACE	RESIDENCE PHONE
RESIDENCE ADDRESS			STATE	ZIP	BUSINESS PHONE

EMPLOYEE INVOLVED

NAME Officer Sam Vito	BADGE # 0825	SEX M	RACE	DESCRIPTION	VEHICLE NUMBER
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Person Accepting Inquiry: _____

Per California Penal Code Section 148.6(b):

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZEN COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I have read and understood this statement.

Signature: _____

Acknowledged via phone Refused to sign Initials: _____ Badge #: _____ Date: _____

Continued on other side.

Sacramento Police Department

Citizen Complaint Form

INCIDENT CLASSIFICATIONS:

- | | | | | |
|--|---|---------------------------------------|--|---|
| <input type="checkbox"/> Force | <input type="checkbox"/> Discrimination | <input type="checkbox"/> False Arrest | <input type="checkbox"/> Improper Search | <input type="checkbox"/> Missing Property |
| <input type="checkbox"/> Discourtesy | <input type="checkbox"/> Harassment | <input type="checkbox"/> Dishonesty | <input type="checkbox"/> Firearm Discharge | <input type="checkbox"/> Conduct Unbecoming |
| <input type="checkbox"/> Insubordination | <input type="checkbox"/> Intoxication | <input type="checkbox"/> Garnishment | <input type="checkbox"/> Traffic | <input type="checkbox"/> Neglect of Duty |
| <input type="checkbox"/> Service | | | | <input type="checkbox"/> Improper Tactics |

DISPOSITION:

Approved By: _____
Chief of Police

Date: _____

SKELLY OR DISCIPLINE SETTLEMENT:

Approved By: _____
Chief of Police

Date: _____

Sacramento Police Department

Citizen Complaint Form

REPORTED SOURCE:
Departmental

IAD NUMBER: IAD2017-164

INJURY: YES _____ NO _____

PHOTOS: YES _____ NO _____

OPSA PD PD2017-034

DISTRICT 5 - South

BEAT 5C ASSIGNMENT Patrol

INCIDENT SUPERVISOR Sgt. Chris Baptista

MED. WAIVER: YES _____ NO _____

DATE REPORTED <u>April 14, 2017</u>	TIME REPORTED <u>06:12</u>	DATE OCCURRED <u>April 14, 2017</u>	TIME OCCURRED <u>06:12</u>	DAY <u>Friday</u>
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LOCATION: Valley Hi/Mack Road, Sacramento

CITIZEN

NAME <u>SPD</u>	AGE	D.O.B.	SEX	RACE
RESIDENCE ADDRESS			RESIDENCE/CELL PHONE	
BUSINESS ADDRESS		ZIP CODE	BUSINESS/CELL PHONE	

NARRATIVE: Officer Vito used improper tactics when attempting to apprehend a bait bike suspect.

WITNESSES

NAME <u>Officer Jon Monroe, #0616</u>	AGE	D.O.B.	SEX	RACE	RESIDENCE PHONE
RESIDENCE ADDRESS			STATE	ZIP	BUSINESS PHONE
NAME <u>Officer Christine Lakin, #0691</u>	AGE	D.O.B.	SEX	RACE	RESIDENCE PHONE
RESIDENCE ADDRESS			STATE	ZIP	BUSINESS PHONE

EMPLOYEE INVOLVED

NAME <u>Samuel Albert Vito</u>	BADGE # <u>0825</u>	SEX <u>Male</u>	RACE <u>White</u>	DESCRIPTION <u>Police Officer</u>	VEHICLE NUMBER
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Person Accepting Inquiry: Officer Joe Brown, #0891

Per California Penal Code Section 148.6(b):

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZEN COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I have read and understood this statement.

Signature: _____

Acknowledged via phone Refused to sign Initials: _____ Badge #: _____ Date: _____

Continued on other side.

Sacramento Police Department

Citizen Complaint Form

IAD2017-164

INCIDENT CLASSIFICATIONS:

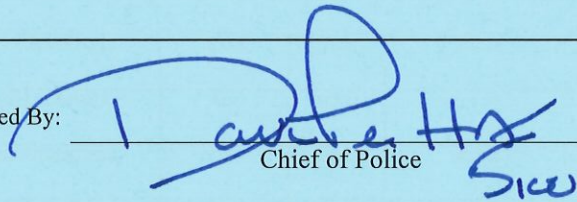
- | | | | | |
|---|---|---------------------------------------|--|--|
| <input checked="" type="checkbox"/> Force | <input type="checkbox"/> Discrimination | <input type="checkbox"/> False Arrest | <input type="checkbox"/> Improper Search | <input type="checkbox"/> Missing Property |
| <input type="checkbox"/> Discourtesy | <input type="checkbox"/> Harassment | <input type="checkbox"/> Dishonesty | <input type="checkbox"/> Firearm Discharge | <input type="checkbox"/> Conduct Unbecoming |
| <input type="checkbox"/> Insubordination | <input type="checkbox"/> Intoxication | <input type="checkbox"/> Garnishment | <input type="checkbox"/> Traffic | <input checked="" type="checkbox"/> Neglect of Duty |
| <input type="checkbox"/> Service | | | | <input checked="" type="checkbox"/> Improper Tactics |

DISPOSITION:

SUSTAINED: FORCE, Neglect of Duty
& Improper Tactics

Letter of Reprimand

Approved By:


Chief of Police

Date:

2-5-18

SKELLY OR DISCIPLINE SETTLEMENT:

Approved By:

Chief of Police

Date:

INTERVIEW WITH OFC. CHRISTINE LAKIN

Ofcr. Joe Brown

Ofcr. Sabrina Briggs

Ofcr Christine Lakin

SPOA Ofcr. Paul Brown

1
2
3
4
5
6
7
8 BROWN Today is August 31, Thursday. The time is 1453. Present in the Internal
9 Affairs Office is Officer Briggs and myself, Officer Brown. The purpose of this
10 meeting is to conduct an interview of Christine Lakin who is an employee of
11 the Sacramento Police Department in the capacity of Police Officer. This is an
12 administrative investigation on the charges against Officer Sam Vito for force,
13 neglect of duty and improper tactics. Do you understand this is an
14 administrative investigation only?
15
16 LAKIN Yes.
17
18 BROWN The results of the investigation could lead to disciplinary action up to and
19 including the termination of an employee allegedly responsible. Do you
20 understand this?
21
22 LAKIN Yes
23
24 BROWN Based on the authority vested in me by the Chief of Police, I am ordering you to
25 cooperate with this investigation. This means that you must be truthful in all
26 your statements and answer all the questions fully and honestly. Also you are
27 ordered to provide at this time all information you may know regarding this
28 incident. Failure to answer a question or failure to answer truthfully and fully
29 will be considered a lack of cooperation and that could subject you to
30 disciplinary action up to and including termination for insubordination. Do you
31 understand this?
32
33 LAKIN Yes.
34
35 BRIGGS And just to let you know, also present in the room is SPOA Representative Paul
36 Brown
37
38 BROWN Okay. How long have you been an employee with the Sacramento Police
39 Department?
40
41 LAKIN A little over a year.
42
43 BROWN And what is your current assignment?
44

45 LAKIN I work in patrol out of the South station.
46
47 BROWN Who is your current supervisor?
48
49 LAKIN Sergeant Sherry Bell.
50
51 BROWN Was that your supervisor at the time back in April?
52
53 LAKIN No.
54
55 BROWN Okay. Who was your supervisor then?
56
57 LAKIN I don't remember.
58
59 BROWN Okay. What are you scheduled days for work and hours?
60
61 LAKIN Currently?
62
63 BROWN Yeah.
64
65 LAKIN Thursday through Sunday, swing shift.
66
67 BROWN Do you have any prior law enforcement experience?
68
69 LAKIN No.
70
71 BROWN Did you attend the SAC PD academy?
72
73 LAKIN Yes.
74
75 BROWN When you arrived today, we provided you with the general offense report 17-
76 104687. We allowed you to watch the video footage from your vehicle's ICC.
77 Did you have a chance to review the video?
78
79 LAKIN Yes.
80
81 BROWN And look at the GO?
82
83 LAKIN Yes.
84
85 BROWN Okay. Do you need any additional time at all?
86
87 LAKIN No.
88

89 BROWN Were you working Friday, April 14, 2017 at approximately 0612 hours?
90
91 LAKIN Yes.
92
93 BROWN What was your assignment that day?
94
95 LAKIN I was working graveyard in District 5.
96
97 BROWN Were you in a marked police vehicle and a full duty uniform?
98
99 LAKIN Yes.
100
101 BROWN Was your vehicle equipped with an ICC?
102
103 LAKIN Yes.
104
105 BROWN Did you respond to a bait bike activation in the morning on Friday, April 14?
106
107 LAKIN Yes.
108
109 BROWN Was that a self-initiated response or were you dispatched?
110
111 LAKIN I was dispatched.
112
113 BROWN What information did you receive on your way to the call and prior to arriving
114 to the area?
115
116 LAKIN Dispatch was saying that he was on, they said it was a bait bike activation and it
117 was down like Bamford Dr/Hesby Wy area of the neighborhood. So I responded
118 and starting looking through the neighborhood. And then I heard Officer
119 Monroe come up on the radio saying he had him but he wasn't going to stop.
120 So I came up Northbound on Valley Hi. And when I saw the lights of the other
121 two patrol cars, Vito and Monroe, I activated my lights and sirens, went to the
122 intersection and followed them behind the Big O Tires, the laundromat over
123 there on La Mancha and Mack. And then I came in and then I saw a car go in
124 front of him I saw a bike go down. They stopped. I stopped. And I helped - I
125 jumped out of my car and helped cuff him.
126
127 BROWN Did you actually observe the guy on the bait bike at any point during that
128 response?
129
130 LAKIN I don't remember actually. I remember seeing it go down.
131
132 BROWN Okay. Did you follow the two cars that were going that way?

133
134 LAKIN Mm-hm.
135
136 BROWN Okay.
137
138 LAKIN I heard it over dispatch like where they were, so.
139
140 BROWN Okay.
141
142 BRIGGS When you said I saw it going down, you saw the bait bike go down?
143
144 LAKIN Yes.
145
146 BRIGGS Okay. Did you see how the bait bike went down?
147
148 LAKIN No.
149
150 BRIGGS Okay.
151
152 LAKIN I saw a car like so I'm here and there's another car here. I saw a car kind of like
153 this and then I saw the bike on this side. And then that's about all I saw after I
154 parked and I helped cuff the guy on the ground.
155
156 BRIGGS About how far of a distance do you think you were, a couple car lengths or?
157
158 LAKIN So as you did the video, you can - yeah, possibly a couple car lengths.
159
160 BROWN So when you responded and got into that little - the parking lot, he's already
161 down, the guy with the bait bike, the suspect?
162
163 LAKIN I think
164
165 BROWN Or did they - you watched them apprehend him or?
166
167 LAKIN I want to say I was already into the parking lot a little bit. I come down this
168 little ramp and I saw the bike go down and I - so someone parked in front of me
169 so I parked on the side
170
171 BROWN Okay. Was the guy on the bike still when it went down or was it just the bike
172 going down - what'd you see? I'm sorry.
173
174 LAKIN I just saw the bike. I didn't see anybody on it.
175

176 BROWN Okay. Did Officer Vito or Officer Monroe come up on the air at all during that
177 time to communicate as to how they were going to apprehend the suspect?
178

179 LAKIN I don't remember. I don't think so though.
180

181 BROWN Okay. Do you recall how fast the car in front of you is going as you enter the
182 actual parking lot there - as you turn and took that I guess that Northbound turn
183 into the parking lot?
184

185 LAKIN I don't recall.
186

187 BROWN Okay.
188

189 BRIGGS Do you know how fast you were going?
190

191 LAKIN I actually don't.
192

193 BRIGGS You guys were in a - like a - the back parking lot area?
194

195 LAKIN Mm-hm. Behind like the Laundromat and Big 5.
196

197 BRIGGS Yeah. Like a guesstimate, estimate to how fast you were going?
198

199 LAKIN I actually honestly don't know.
200

201 BRIGGS Okay.
202

203 LAKIN I don't remember ever looking at my speedometer.
204

205 BRIGGS Yeah. Was the bike going pretty fast?
206

207 LAKIN I want to say dispatch like at the beginning said he was going like 7 miles per
208 hour or something like that. And then when Officer Monroe came over the
209 radio, it said he was going like 11 or something. So he obviously sped up but
210 for approximate for the time of when he actually went down, I actually don't
211 remember.
212

213 BROWN Can you kind of describe what happened after you were on scene, you saw the
214 bait bike go down, kind of what took place then?
215

216 LAKIN So I believe one of the officers stopped in front of me, so I pulled to the side. I
217 got out and they were starting to cuff him. And then I took over one of, I think
218 it was his right hand was up and on his back and I took over part - the cuffing.
219

220 BROWN Okay.
221
222 BRIGGS About how far was he away from the bike when you got up there - the suspect?
223
224 LAKIN Maybe a couple feet.
225
226 BRIGGS Okay.
227
228 BROWN So you - so basically you just helped with the cuffing and putting the suspect in
229 the car?
230
231 LAKIN No. We kept him on the ground. I don't remember putting him in the car.
232
233 BROWN Okay. Did you - did you see any injuries on the suspect at all after the time on
234 the ground and before?
235
236 LAKIN No.
237
238 BROWN No. Did he claim injuries that you were aware of?
239
240 LAKIN He claimed his leg hurt.
241
242 BROWN Okay. But you didn't see any visible injuries at all?
243
244 LAKIN No.
245
246 BROWN Okay.
247
248 BRIGGS Did you see any of the patrol vehicles hit the bike?
249
250 LAKIN Like what do you mean?
251
252 BRIGGS Did you see with their vehicle - so any of the patrol vehicles hit the actual bait
253 bike?
254
255 LAKIN I saw the first vehicle kind of like turn into the bike. And then I saw the bike go
256 down.
257
258 BRIGGS Okay.
259
260 LAKIN Yeah.
261
262 BRIGGS But you didn't actually see it collide into the car or anything like that?
263

264 LAKIN No.
265
266 LAKIN Because it was the first car and then the second car and then it was me behind
267 (that).
268
269 BROWN Oh, so you were the third one - okay. So you just saw the bike go down. You
270 don't know how it went down. You just saw the bike go down. Okay. You
271 said - you mentioned that you - the suspect mentioned his leg was hurt.
272
273 LAKIN Yeah. He said his leg hurt.
274
275 BROWN Okay. You didn't see like a physical - I mean a visual injury on his leg?
276
277 LAKIN No.
278
279 BROWN Okay. Did he ask or request for like fire or want an ambulance? Do you recall?
280
281 LAKIN I don't recall.
282
283 BROWN Okay. Do you know if Officer Vito or Officer Monroe requested ambulance?
284
285 LAKIN I don't recall.
286
287 BROWN Okay. Did Officer Vito or Officer Monroe call for - advise their sergeant or
288 current supervisor of what happened after it was over? Are you aware of that at
289 all or?
290
291 LAKIN I'm not aware of that, no.
292
293 BROWN Was there any communication between you three after it was over as far as like
294 what happened or how the whole thing went down?
295
296 LAKIN Not that I really remember.
297
298 BROWN Okay. So you guys didn't discuss like, you know, how he was like taken down
299 or what kind of occurred when you turned in the parking lot? There was no
300 discussion at all about that?
301
302 LAKIN I don't remember
303
304 BROWN Okay.
305
306 LAKIN (anything).
307

308 BROWN Do you recall if a neighborhood canvas was done at all at the scene?
309
310 LAKIN I don't recall. I don't believe there was one honestly
311
312 BROWN Was there any damage to the bait bike that you recall on the bike itself?
313
314 LAKIN I think there were a few scratches, on the frame
315
316 BROWN Okay.
317
318 BROWN How about to any other patrol vehicle that was on scene - any damage to those
319 cars?
320
321 LAKIN I didn't see any damage, that I can remember
322
323 BROWN Okay. Did anybody request CSI for the subject or the bike?
324
325 LAKIN Not that I recall.
326
327 BROWN Okay. Did you have a conversation with the suspect at all? Like did you take a
328 statement from him or talk to him about what happened or anything like that?
329
330 LAKIN No. I just cuffed him.
331
332 BROWN Okay.
333
334 BRIGGS About how long do you think you were on scene before you cleared?
335
336 LAKIN At that scene because I actually went over to McDonald's and collected the lock
337 and what not.
338
339 BRIGGS Okay. So yeah. How long do you think you were on that scene?
340
341 LAKIN On that scene?
342
343 BRIGGS Yeah?
344
345 LAKIN Maybe 10 minutes or so.
346
347 BRIGGS Do you remember if any other officers had responded to that scene, just besides
348 yourself, Officer Monroe and Officer Vito?
349
350 LAKIN No, I believe it was the three of us only.
351

352 BROWN Do you know who transported him to the - because you guys didn't book him,
353 right. You guys let dayshift handle that.
354
355 LAKIN Yes.
356
357 BROWN Do you know who transported him from the scene to the JERPF?
358
359 LAKIN I believe it was Monroe.
360
361 BROWN Okay.
362
363 BRIGGS You know who transported the bike?
364
365 LAKIN Vito.
366
367 BROWN Do you know who took a statement?
368
369 LAKIN I think Monroe did.
370
371 BROWN Anything you want to add I didn't perhaps ask you all that you want to add to
372 the - something I missed at all?
373
374 LAKIN No.
375
376 BRIGGS You have anything to ask?
377
378 PAUL: No.
379
380 BROWN Is there anything else relating to this matter that I have not covered that needs to
381 be added, clarified or changed. If so, I'm ordering you to provide that
382 information now.
383
384 LAKIN Nothing.
385
386 BROWN After you leave this interview should you remember anything that is different
387 from or in addition to the information that you've given today, I'm ordering you
388 to contact me immediately. I am also ordering you not to discuss this matter
389 with any other department employee. Do you understand these orders?
390
391 LAKIN Yes.
392
393 BRIGGS The time is 1505.
394
395 **End of recording.**

396

397

398 The transcript has been reviewed with the audio recording submitted and it is an accurate
399 transcription.

400 Signed _____

401

Ofc. Joe Brown

INTERVIEW WITH LT. PAUL FREEMAN

Officer Joe Brown

Sgt. Jeff Naff

Lt. Paul Freeman

1
2
3
4
5
6
7 BROWN I got it. The date is September 27, 2017. The time is 1:06 pm. Present in the
8 Internal Affairs Office is Jeff Naff and myself, Joe Brown. The purpose of this
9 meeting is to conduct an interview of Paul Freeman who is an employee of the
10 Sacramento Police Department in the capacity of Lieutenant. This is an
11 administrative investigation on the charges of Officer Sam Vito for neglect of
12 duty, force and improper tactics in which you may be a witness. I advise you
13 that I will be conducting this interview and that you have the right to
14 representation. I see you have no representative with you. Based on what you
15 have been told, do you want to get a rep?
16
17 FREEMAN No.
18
19 BROWN Do you understand this is an administrative investigation only?
20
21 FREEMAN I do.
22
23 BROWN The results of this investigation could lead to disciplinary action up to and
24 including termination of the employee allegedly responsible. Do you
25 understand this?
26
27 FREEMAN Yes I do.
28
29 BROWN Based on the authority vested in me by the Chief of Police, I am ordering you to
30 cooperate with this investigation. This means you must be truthful in all you
31 statements and answer all questions fully and
32
33 NAFF We'll just pause it here at 1:07. The time is 1314 hours. Back from a quick
34 phone call break.
35
36 BROWN With the admonishment also you are ordered to provide at this time all
37 information you may know regarding this incident. Failure to answer any
38 question or failure to answer it truthfully or fully will be considered lack of
39 cooperation that could subject you to disciplinary action up to and including
40 termination for insubordination. Do you understand?
41
42 FREEMAN I do.
43

44 BROWN Okay. Lieutenant Freeman, how long have you been an employee with the
45 Sacramento Police Department?
46
47 FREEMAN 20 - gosh - 23 years, 22, 23 years.
48
49 BROWN And what is your current assignment?
50
51 FREEMAN I'm a dayshift Patrol Watch Commander.
52
53 BROWN And how long have you been a Lieutenant?
54
55 FREEMAN About a year and a half.
56
57 BROWN Okay. And what are your scheduled workdays and hours?
58
59 FREEMAN I currently work Sunday, Monday, Tuesday, Wednesday, roughly 4:30 am to
60 2:30 pm.
61
62 BROWN And do you have any prior law enforcement experience?
63
64 FREEMAN Yeah. I was a Police Officer at UC Davis for seven years prior.
65
66 BROWN We gave the report. You had a chance to look at the video (if you wanted but
67 you didn't) want to. Are you okay with what you saw or you would you like
68 more time?
69
70 FREEMAN Yes. I'm okay with it
71
72 BROWN Were you working Friday, April 14, 2017 at approximately 0600 hours?
73
74 FREEMAN I was.
75
76 BROWN Okay. And what was you assignment that day sir?
77
78 FREEMAN I was Patrol Watch Commander on dayshift. At that time I had Sunday,
79 Monday and Tuesday off.
80
81 BROWN And how were you made aware of this particular call, 17-104687?
82
83 FREEMAN This was a bait bike activation and I receive all the bait bike activations on my
84 phone citywide. So I was first made aware of it when it triggered on my cell
85 phone. And so I always pull up that mapping data and start tracking it. And I
86 can't remember if I came upon the air and notified Comm Center or if they

87 broadcast it before I did. But I became aware of it because it hit my phone first.
88 It usually does before hits Com Center.

89
90 BROWN When did Officer Vito advise you of the call?

91
92 FREEMAN The first time I spoke to him about it was well after the call was over. It was
93 after roll call - after dayshift roll call. I don't remember the exact time but I was
94 - it was an extended roll call. And I walked back to my office and Officer Vito
95 and Officer Monroe were standing outside the door of my office.

96
97 BROWN And that's a JERPF correct?

98
99 FREEMAN Yes.

100
101 BROWN And what did Officer Vito tell you?

102
103 FREEMAN And we didn't, you know, jump right into the conversation about that. You
104 know, let me set a little bit of context to it. So this was the week of the
105 [REDACTED] incident. And so I had just come back from mini vacation with my
106 oldest son. And so this was my first day back kind of jumping into all that had
107 happened that week. So I saw Officer Vito and Officer Monroe kind of
108 lingering outside my office, which was kind of strange. So I'm like I don't
109 know what this guy's doing. But I also knew that the night prior there had been
110 a roll call at JERPF where Officer (Vito) had spoken up in a positive way about
111 just kind of the feeling that was going on about that other incident. And so
112 when I saw, you know, him sitting there, I said, "Hey." You know, I think I
113 called him into my office and I said, "Hey. I just, you know, want to say thanks
114 for actually speaking up, you know, and having, you know, some useful, you
115 know, words to say. You know, even if you're, you know, you're critiquing but
116 it was very" - I don't want to say respectful but "it was appreciated. You were
117 being blunt with what you were saying without necessarily just bitching to be
118 bitching." And so, you know, because he was there, I wanted to take the time to
119 acknowledge that. And so that's how our conversation started. And then I, you
120 know, I don't recall exactly our words that led into the conversation about the
121 bait bike but I was like, "Hey. I just wanted to let you know." Yeah, you know,
122 we - this guy tried to run from us and he was notifying me that yeah, basically
123 the guy hit my car as he was - as he was trying to escape. And so that's the
124 basic gist of how the conversation went. I just can't remember the specifics of
125 it.

126
127 BROWN Sure.

128
129 NAFF And Officer Monroe was present during this as well?

130

131 FREEMAN Yes.
132
133 NAFF Okay.
134
135 BROWN Did you get a chance actually to view Officer Monroe's ICC after Officer Vito
136 informed you of what happened?
137
138 FREEMAN Not that day. It was the following week.
139
140 BROWN Okay.
141
142 FREEMAN Matter of fact what happened was - so at that time I had Sunday, Monday,
143 Tuesday off. I was off Wednesday and Thursday. I came back to work Friday.
144 I worked Saturday and then I went on days off. On my days off I either got a
145 text from Sergeant Baptista or maybe an email from Lieutenant Watson saying
146 hey, have you had a chance to - you need to look at this video. And, you know,
147 I didn't think too much about it at the time. Well, okay, you know, I'll look at
148 that when I get back into work. So I came into work that following Wednesday.
149 And then that's when I sat down and viewed the videos.
150
151 NAFF So with the information that you got that day, you had not talked to anybody
152 else about the incident?
153
154 FREEMAN No.
155
156 NAFF So from the information that they told you, did you have any concerns with
157 what they said to you?
158
159 FREEMAN Once I viewed the video?
160
161 NAFF No. Prior to.
162
163 FREEMAN Oh prior to.
164
165 NAFF Just after the conversation and before you viewed the video.
166
167 FREEMAN No. You know, and everything's in retrospect.
168
169 NAFF Sure.
170
171 FREEMAN Based on what they told me, you know, I said, "Oh, okay." And I was - you
172 know, my mindset was I was still kind of processing all the stuff that had
173 happened that week. I just had sat down with Officer Vito. "Hey. Thanks for,
174 you know, speaking up and I appreciate that." And they tell me - they, you

175 know, he tells me this and, you know, afterwards - after I view stuff, I beat
176 myself up because there are certain red flags after you're a supervisor for a
177 while. When you hear certain things, when you read certain things, they just
178 trigger in your mind like, "Oh, I maybe need to address this a little bit further. I
179 need to say something more at the time because I dealt with a similar situation
180 like this in the past." But based on what he was telling me at the time, I just
181 went, "Oh, okay. But, you know, is the guy all right? Is there any concern
182 here?" "No, no, no. He just didn't want to stop and, you know, he hit the patrol
183 car." "Okay." And I let it go at that.

184

185 NAFF Okay.

186

187 BROWN Do you know whether or not Officer Vito told his supervisor - any supervisor
188 prior to telling you?

189

190 FREEMAN I'm not aware.

191

192 BROWN You mentioned - you said either Lieutenant Watson or Sergeant Baptista texted
193 you to kind of let you know hey, watch the video. Did you actually talk to
194 Sergeant Baptista after that was - after he texted you like to have a discussion
195 about what you saw or what you - what Vito told you?

196

197 FREEMAN I honestly - I want to say I didn't have a specific conversation with him because
198 I think it was more hey - I can't - oh no. I - oh. So it was Lieutenant Watson
199 who sent me something that said hey, you need to talk to Sergeant Baptista
200 about this. And so I didn't talk to him over my weekend. And I didn't talk to
201 him I don't think until the following, you know, until the following week. And I
202 don't think that particular Friday Sergeant Baptista was working. I was the first
203 person - the first supervisor that the officers spoke to because it was right after
204 roll call. The officers were still in there with their Sergeants and I was walking
205 back to my officer and they were standing there.

206

207 BROWN Okay. Did any other officer that you're aware of come and report this at all like
208 officers that were on the call?

209

210 FREEMAN No. Not that I'm aware of.

211

212 BROWN And are you aware of any other use of force issues for Officer Vito that come to
213 mind like

214

215 FREEMAN Outside of this incident?

216

217 BROWN Outside of this incident, yes.

218

219 FREEMAN No, nothing that was - you know, nothing that was reported to me.
220

221 BROWN Okay, so when you watched the video - sorry. Let me go back. Was Officer
222 Vito's statement or comment to you in regards to what happened differ from the
223 video you watched on the ICC?
224

225 FREEMAN Absolutely.
226

227 BROWN Okay. What were your - did you have any concerns at all in regards to what
228 you saw as opposed to what he told you?
229

230 FREEMAN Definitely.
231

232 BROWN Okay.
233

234 NAFF And what were those concerns?
235

236 FREEMAN I saw the video and I read the report. And so my concern - I had multiple
237 concerns. That, you know, the guy in the video, you know, made comment to
238 the officers, you know, that, you know, they had, you know, basically knocked
239 him off his bike. You know. And I can't remember if he said something about
240 his head hurting or something like that. But I was concerned because of, you
241 know, whether or not this guy required any medical aid and whether there was a
242 reporting of that, you know, given to the supervisor, you know, which at that
243 time it was - I think it was Baptista. Whether that was done. Just the tactics
244 that were used and, you know, this was not a situation the way I was looking at
245 it where the bicyclist ran into the car. The car clearly ran into the bicyclist and
246 knocked him off. And it was a, you know, it was an intentional, you know,
247 intentional act. And it concerned me that the report did not reflect that in the
248 least.
249

250 NAFF Did you consider this a use of - reportedly use of force after viewing the ICC?
251

252 FREEMAN Absolutely.
253

254 BROWN I don't have any other questions. Do you sir?
255

256 NAFF I don't think so.
257

258 BROWN Anything else you want to add - that we failed to ask you or you want to
259 mention that we may not have covered?
260

261 FREEMAN The only thing I can think of is that I mentioned earlier how in retrospect I kind
262 of beat myself up a little bit. In a different week perhaps where all the other

263 stuff wasn't going on and I thought about this later because I've done this in the
264 past. When officers or when employees come to you with something that - it
265 just kind of makes you raise an eyebrow like, you know, my normal course of
266 response would be okay, I hear what you guys are saying. As long as what you
267 write in the report matches what happened in the video, it's all good. And that's
268 kind of my way of hey, if there's something going on, it all better match up in
269 the end. And I didn't do that in this case. And I kind of kicked myself
270 afterwards when I watched the video because here was this time that I took
271 sitting down, you know, with a guy and talking to him and feeling like hey, you
272 know, like there was a little connection there. And then to get this later was
273 kind of feeling like you got shit on. So that, (you know, didn't) want that.
274

275 BROWN I think I may have asked you but make sure I did. You said that he - you were
276 the first person he told. He didn't tell another person prior to you or another
277 supervisor?
278

279 FREEMAN I'm not aware that he talked to any other supervisor you know, before me
280

281 BROWN Perfect. Okay.
282

283 NAFF Have you talked to Sergeant Baptista about this at all?
284

285 FREEMAN Yeah. I'm pretty sure I talked to him that, you know, that following week when
286 he came back to work.
287

288 NAFF Okay.
289

290 FREEMAN Because I would have been at work Wednesday, Thursday and then Sergeant
291 Baptista comes back to work on Friday. So I think I would have talked to him
292 then. I think that - either that day or the next day I talked to Captain Peletta.
293 Yeah. And I'm going, "Hey. I've got an issue here." And I think - and I think
294 I talked to Baptista later that week although I don't remember the substance of
295 the conversation
296

297 NAFF You don't. Okay. You don't remember the context of it.
298

299 FREEMAN No.
300

301 NAFF Okay. All right. I'm done.
302

303 BROWN All right. Is there anything else related to this matter that I've not covered that
304 needs to be added, clarified or changed? And if so, I'm ordering you to provide
305 that information now.
306

307 FREEMAN Nothing else I can think of.

308
309 BROWN Okay. After you leave this interview should you remember anything that is
310 different from or in addition to the information that you've given today, I'm
311 ordering you to contact me immediately. I'm also ordering you to not discuss
312 this matter with any other department employee. Do you understand these
313 orders?

314
315 FREEMAN I understand.

316
317 BROWN All right.

318
319 NAFF Okay. That concludes the interview at 1327 hours.

320
321 **End of recording.**

322
323
324 The transcript has been reviewed with the audio recording submitted and it is an accurate
325 transcription.

326 Signed _____

327 Officer Joe Brown

INTERVIEW WITH OFC. JONATHAN MONROE

Sgt. Lai Lai Bui

Ofcr. Joe Brown

Ofcr. Jonathan Monroe

SPOA Ofcr. Paul Brown

1
2
3
4
5
6
7
8 BUI All right. Let me start. Okay. The date is August 30, 2017. Time is 1010
9 hours. Present in the Internal Affairs Office is Officer Joe Brown, Paul Brown
10 from the Internal Affairs and myself Sergeant Lai Lai Bui. The purpose of this
11 meeting is to conduct an interview of Jonathan Monroe who is an employee of
12 the Sacramento Police Department in the capacity of Officer. This is an
13 administrative investigation on the charges against Sam Vito for force, neglect
14 of duty and improper tactics in which you may be a witness. Do you understand
15 that this is an administrative investigation only?
16
17 MONROE Yes.
18
19 BUI The results of this investigation could lead to disciplinary action up to and
20 including termination of the employee allegedly responsible. Do you
21 understand this?
22
23 MONROE Yes.
24
25 BUI Based upon the authority vested in me by the Chief of Police, I am ordering you
26 to cooperate with this investigation. This means that you must be truthful in all
27 of your statements and answer all questions fully and honestly. Also you are
28 ordered to provide at this time any information, excuse me, all information you
29 may know regarding this incident. Failure to answer a question or failure to
30 answer it truthfully and fully will be considered a lack of cooperation and could
31 subject you to disciplinary action up to and including termination for
32 insubordination. Do you understand this?
33
34 MONROE Yes.
35
36 BUI Okay.
37
38 BROWN All right. Jonathan, how long have you been employed with SAC PD?
39
40 MONROE A little over seven years.
41
42 BROWN Seven years. Okay. And what is your current assignment?
43
44 MONROE I'm on the South Gang Enforcement Team now.

45
46 BROWN Okay. What was your assignment at the time of the incident?
47
48 MONROE I was patrol in Sector 5 graveyard.
49
50 BROWN Graves?
51
52 MONROE Yeah.
53
54 BROWN And what are your hours for work?
55
56 MONROE 2100-0700 hours.
57
58 BROWN Did you attend the SAC PD academy?
59
60 MONROE No. I attended the Sacramento County Sheriff's Department academy.
61
62 BROWN You lateraled over?
63
64 MONROE Yes.
65
66 BROWN Do you have any prior law enforcement experience?
67
68 MONROE Yeah. With the Sheriff's Department I did like I think eight months with them.
69
70 BROWN When you arrived today we provided you with the general offense report 17-
71 104687. We allowed you to watch footage from you ICC in the vehicle. Did
72 you have a chance to review the video from your camera the day of the
73 incident?
74
75 MONROE I think I reviewed it the next night like when I had wrote the report.
76
77 BROWN Okay.
78
79 BUI Did you get a chance...
80
81 MONROE Oh right now?
82
83 BROWN Yeah, right now.
84
85 MONROE Oh yes.
86
87 BROWN Do you need additional time reading the GO or actually reviewing the video?
88

89 MONROE No.
90
91 BROWN Okay. Were you working Friday, April 14, 2017 at approximately 0600 hours?
92
93 MONROE Yes.
94
95 BROWN Okay. What was your assignment that day?
96
97 MONROE Patrol.
98
99 BROWN Was your vehicle equipped with an ICC camera?
100
101 MONROE Yes.
102
103 BROWN Did you respond to a bait activation in the morning of Friday, April 14?
104
105 MONROE Yes.
106
107 BROWN Were you dispatched or was it like a self-initiated thing?
108
109 MONROE No. We were dispatched to it.
110
111 BROWN Okay. What information did you receive on the way to the call and prior to
112 arriving to the area?
113
114 MONROE Just the description of the bait bike and that it had a GPS on it. So they were
115 following where it was going.
116
117 BROWN And where were you and how did you become involved in what happened
118 there?
119
120 MONROE I was coming down Eastbound on Mack. I don't remember where I responded
121 from. But I was pretty close. And when I was coming down Eastbound Mack,
122 they said it was coming Northbound on - I think it's Alta Valley right there.
123
124 BROWN Did you respond Code 3?
125
126 MONROE No. I didn't activate my lights and siren until I actually got there and saw him.
127
128 BROWN What type of a crime is stealing a bait bike?
129
130 MONROE For this one they - it's a 487, felony theft.
131
132 BUI Was that based on the value of the bike?

133
134 MONROE Yes.
135
136 BROWN Did you observe the suspect fleeing on the bait bike? And if you did, what
137 direction was he going?
138
139 MONROE When I turned Southbound, he was coming Northbound on the West sidewalk
140 riding the bike.
141
142 BROWN Of Mack?
143
144 MONROE He was on Alta Valley going Northbound.
145
146 BROWN Was there any communication between you and Officer Vito as to what he
147 intended to do?
148
149 MONROE No.
150
151 BROWN No. Okay. Did Officer Vito come up on the air at all? And if so, what do you
152 recall he said?
153
154 MONROE I think he came up to say he was like taking off from us.
155
156 BROWN Okay.
157
158 MONROE I put that out and I don't recall.
159
160 BROWN How would you describe Officer Vito's actions at or near the driveway when he
161 came up there?
162
163 MONROE When we went in the parking lot?
164
165 BROWN Yeah. The parking lot.
166
167 MONROE He had - he kind of pulled in front of him to try and get him to stop. And the
168 guy saw what he was doing and swerved around him.
169
170 BROWN Okay. Were you concerned at all as far as how he was doing that?
171
172 MONROE No.
173
174 BROWN Okay. How fast do you think Officer Vito was going when he collided with the
175 suspect?
176

177 BUI Hold on a second. You said that the suspect swerved around his car?
178
179 MONROE Yeah. On the initial one when he tried - when we first entered that parking lot.
180 He tried to pull in front of him and the suspect swerved to the left.
181
182 BUI Okay.
183
184 BROWN When you first got - when you first make that turn inside the parking lot?
185
186 MONROE Yeah.
187
188 BROWN Okay.
189
190 MONROE And he swerved around him that time.
191
192 BROWN Okay.
193
194 BUI Did he continue trying to evade at that point?
195
196 MONROE Yeah. Then he went around him and then that's when he goes to the back of the
197 building. Continues fleeing from us.
198
199 BUI Okay.
200
201 BROWN Along that wall?
202
203 MONROE Yeah.
204
205 BROWN Okay.
206
207 MONROE So the initial one where he swerves around, I don't think it catches it because of
208 the angle of my car on camera but it's off the left over here and he swerves
209 around his car.
210
211 BROWN Okay. How fast do you think Officer Vito was going when he was paralleling
212 the suspect down that driveway - parking lot, sorry.
213
214 MONROE Probably going less than 10 miles an hour. It was like probably somewhere
215 around 5 or 10
216
217 BROWN And then what happened next after that?
218
219 MONROE And then at the end of this he tries to pull in front of him again to try and get
220 him to stop.

221
222 BROWN And then can you describe what happened as he pulled in front of him?
223
224 MONROE As he pulled in front of him, the guy collided with the back quarter panel of his
225 car and fell off the bike and then we went and took him into custody.
226
227 BROWN Did the suspect claim any injuries after the collision?
228
229 MONROE He said he was hurt. And we asked him where. And he wouldn't really say.
230 He just said he was hurt. When we took him back to the station, he didn't have
231 any like visible injuries when we checked him out.
232
233 BROWN Okay. So when he said he was hurt, what did he - his words were like I'm hurt
234 or what'd he say there?
235
236 MONROE He was like saying ow. And then we're like what's wrong and he's like - he
237 said, "You shouldn't have cut me off." And he was saying like that we can't cut
238 him off to stop him and, you know, we're not like allowed to do that. He really
239 didn't complain about any like any injuries that I recall. But he like said he had.
240
241 BROWN You didn't see any visible injuries at all on him?
242
243 MONROE Mm-mm.
244
245 BROWN Okay. But he just mentioned that you can't do that. I was hurt. But he didn't
246 like give you a description of where he was hurt?
247
248 MONROE No.
249
250 BROWN Okay.
251
252 BUI Okay. Hold on a second. He said ow. And that was the extent of it?
253
254 MONROE No. It was pretty much he was - well when he was on the ground, we were
255 taking him into custody, he said something along the lines of, "Why'd you do
256 that. You can't cut me off." And we're like, "Are you hurt?" And he said he
257 was hurt and we're like where and then he just wouldn't like cooperate. He was
258 kind of like uncooperative.
259
260 BUI Okay.
261
262 BROWN When you took him into custody, was he limping or showing any signs of like
263 injury like, you know, favoring a side or any, you know
264

265 MONROE Not that I could tell.
266
267 BROWN Okay.
268
269 MONROE We were like - we had that like big adrenaline rush from all of it.
270
271 BROWN Yeah.
272
273 MONROE So it was like an adrenaline dump at that point. So we were just trying to make
274 sure he didn't have any weapons and things like that.
275
276 BROWN Okay. Do you know - do you recall if you placed him in the backseat of the
277 car?
278
279 MONROE I don't remember if it was me or Officer Lakin was there.
280
281 BROWN Okay.
282
283 MONROE I think it might have been her that did it.
284
285 BROWN All right. Do you consider Officer Vito's actions use of force?
286
287 MONROE We talked about it after and we were trying to like - was like I don't know
288 really if it is, you know, if you're just trying to like pull in front of him just to
289 stop him. So we went and told like the sector sergeant about what had
290 happened and just told him it was kind of like - I really didn't consider it - I
291 mean if I'm just trying to pull in front of him, someone stop him, so.
292
293 BROWN Do you recall the sergeant you guys spoke to, the sector sergeant?
294
295 MONROE I think it was Baptista.
296
297 BROWN Okay. Did he speak to him or did you speak to him?
298
299 MONROE We both went to him because we were at the station late because we had to pass
300 this guy off to the dayshift and...
301
302 BROWN Okay. You guys on the same team, you and Vito?
303
304 MONROE Yeah.
305
306 BROWN Okay. Was there any damage to the vehicle that he collided with at all? The
307 vehicle he hit. Officer Vito's?
308

309 MONROE No.

310

311 BROWN Okay. Let me go back again. Sorry. So after speaking to Baptista, what was
312 the consensus there with what happened after speaking about
313

314 MONROE We just like told him what happened just to give him a heads up like hey,
315 there's no damage on the bike but he's claiming to be - like he's claiming that
316 he got injured but like won't tell us where.
317

318 BROWN Okay.

319

320 MONROE And he just said okay. And then I don't know if he went and talked to his
321 officers who were taking him in to - who were transporting him or what not but.
322

323 BROWN You guys call for fire at all or ambulance for him based on what he said or was
324 he just ambiguous about it?
325

326 MONROE You know, it just kind of seemed like it was - almost like a ploy kind of from
327 him.
328

329 BUI Did you guys ask whether or not he needed one where he refused?

330

331 MONROE I don't remember asking him or not. Actually we took him into custody. I
332 started like searching his bag and stuff like that to try and find like the lock and
333 so I kind of took over that because this was my beat. So it was like I was kind
334 of being responsible for, you know, the majority of the actual crime - the G.O.
335 and stuff like that.
336

337 BROWN Was there a neighborhood canvas done at all after that was over? Do you recall
338 or
339

340 MONROE We looked. My knowledge of this building there's no cameras on this building.
341 And this is all like a business area right here. So it's all closed. So there's like
342 no one out - there's like no one out there.
343

344 BROWN Okay. Did you guys request CSI at all for anything? The car or what he
345 claimed that he may have been hurt?
346

347 MONROE There was nothing from my standpoint to request them for because the bait bike
348 was - there was like no damage on it, not damage on the car so.
349

350 BROWN Okay. Do you recall what other officers responded to that call besides you and
351 Officer Vito?
352

353 MONROE I think it was Officer Lakin. I think we were the only three that were logged on
354 in Sector 5 at that point.
355
356 BROWN Okay. Did you have a partner by the way? I didn't ask you that.
357
358 MONROE No. Just me.
359
360 BROWN Okay. Did Officer Vito have a partner?
361
362 MONROE No.
363
364 BROWN Okay. Just you. Okay. Did you have a conversation with Officer Lakin about
365 the issue at all or Lakin after it was over with?
366
367 MONROE I don't remember talking
368
369 BROWN Did Vito talk about it with Baptista?
370
371 MONROE Yeah. I don't remember talking to her about it at all.
372
373 BROWN Okay.
374
375 MONROE We just said like we would handle it to kind of help her get out on time.
376
377 BROWN Okay. Did you - who took the statement from the suspect?
378
379 MONROE I did.
380
381 BROWN Okay. And during that statement did he mention - did he later clarify or add
382 that he was hurt or anything like that or?
383
384 MONROE I don't remember him saying that. I think he just said that we shouldn't have
385 cut him off like that and asking us why we did that to stop him.
386
387 BROWN Okay. And you guys take him to JERPF and let day shift transport?
388
389 MONROE Yes.
390
391 BROWN Okay. Anything else you want to add at all that you recall that I didn't ask you
392 during this interview?
393
394 MONROE No.
395
396 BUI I have a couple questions.

397
398 BROWN Sure.
399
400 BUI So the first time the guy swerved around Officer Vito's car when he attempted
401 to stop him and then he continues to flee and then at some point Officer Vito
402 pulls out in front of him. Correct?
403
404 MONROE Yes.
405
406 BUI Okay. How far ahead did Officer Vito swerve his car in this guy's pathway?
407
408 MONROE He - from playing the video he's like - he's a little bit ahead of me like off
409 camera. And so probably like half of my car length because the guy was like
410 going directly in front of me. So he pulls over up in front of him and he's like
411 kind of paralleling me. So whatever distance that would be from his car going
412 like this in front of mine.
413
414 BUI Maybe 6 feet, 5 feet?
415
416 MONROE Yeah. Somewhere - he had to go probably 5 or 6 feet to get into his path.
417
418 BUI Okay.
419
420 MONROE Because his car's parallel like right next to mine because we're chasing him
421 back here.
422
423 BUI In your opinion did the - based on the suspect's speed, did he have plenty of
424 time or/and room to stop before hitting Officer Vito's car?
425
426 MONROE Like if he had time to get in front of him and stop or
427
428 BUI Should he have had time to stop before hitting the vehicle or was it so short that
429 there was no time for him to react?
430
431 MONROE I think it was so short he probably didn't see like how fast he was actually
432 going. And it was probably just like a misjudgment type thing of trying to get
433 in front of him. Because the first time when he went to get in front of him, he
434 had plenty of room and he went and like stopped and then he swerved around.
435 So I think he was trying to do the same thing and it just
436
437 BUI So it's possible that based on the first attempt to stop him where the guy had
438 plenty of room, he actually went around. So is it possible that he shortened the
439 distance so that the guy wouldn't go around again?
440

441 MONROE I think what he was - he put more of his car because the first time he didn't have
442 much of his car in front of him. He had - he tried to - the guy was coming in
443 like this and he went like this. And the guy went around the front of the car. So
444 he only had like a couple feet of car in front of the guy. And the guy had plenty
445 of time to go around it. So I think he was trying to get in front of him to put his
446 whole car there so the guy would have to stop and like couldn't go anywhere.
447 So he'd have to stop.
448

449 BUI Got it. And how hard did this guy hit the vehicle? Was it just like a little bump
450 or did he actually his whole body hit the car where he was thrown off his bike?
451

452 MONROE It looked like part of his body hit the car. And he didn't go flying or anything
453 but he came off the bike and then fell right there kind of where the bike was.
454

455 BUI That's all the questions I have.
456

457 BROWN One more. Did Officer Vito get a chance to review your ICC camera prior to
458 his supplement to the report?
459

460 MONROE I don't recall if he did or not. He might have. But he didn't ask me to review
461 mine. So I don't know if he
462

463 BROWN Okay.
464

465 MONROE I can't - it's been a long time. I don't remember.
466

467 BROWN Okay.
468

469 BUI Is there anything else relating to this matter that I've not covered that needs to
470 be added, clarified or changed? If so, I'm ordering you to provide that
471 information now.
472

473 MONROE No.
474

475 BUI After you leave this interview should you remember anything that is different
476 from or in addition to the information that you've given today, I'm ordering you
477 to contact me immediately. I'm also ordering you not to discuss this matter
478 with any other department employee. Do you understand these orders?
479

480 MONROE Yes.
481

482 BROWN Time is 1026 and that concludes our interview.
483

484 **End of recording.**

485

486

487 The transcript has been reviewed with the audio recording submitted and it is an accurate
488 transcription.

489 Signed _____

490

Ofc. Joe Brown

INTERVIEW WITH SGT. CHRIS BAPTISTA

Ofcr. Joe Brown

Sgt. Jeff Naff

Sgt. Chris Baptista

SPOA Ofcr. Paul Brown

1
2
3
4
5
6
7
8 BROWN Ready to go live? All right. Today is Friday, September 22, 2017. The time is
9 1504 hours. Present in the Internal Affairs Office is Sergeant Naff, myself,
10 Officer Brown. Also present is SPOA representative Paul Brown. The purpose
11 of this meeting is to conduct an interview on Sergeant Chris Baptista who's an
12 employee with the Sacramento Police Department in the capacity of Police
13 Sergeant. This is an administrative investigation on the charges against Officer
14 Sam Vito for force, neglect of duty and improper tactics in which you may be a
15 witness. Do you understand this is an administrative investigation only?
16
17 BAPTISTA Yes.
18
19 BROWN The results of this investigation can lead to disciplinary action up to and
20 including termination of the employees allegedly responsible. Do you
21 understand this?
22
23 BAPTISTA Yes.
24
25 BROWN Based on the authority vested in me by the Chief of Police, I am ordering you to
26 cooperate with this investigation. This means that you must be truthful in all
27 your statements and answer all questions fully and honestly. Also you are
28 ordered to provide at this time all information you may know regarding this
29 incident. Failure to answer a question or failure to answer truthfully and fully
30 will be considered lack of cooperation and that could subject you to disciplinary
31 action up to and including termination for insubordination. Do you understand
32 this?
33
34 BAPTISTA Yes.
35
36 BROWN Sergeant Baptista, how long have you been employed with the Sacramento
37 Police Department?
38
39 BAPTISTA Approximately 19 years.
40
41 BROWN And what is your current assignment?
42
43 BAPTISTA Current assignment is Office of Operations, Field Services Division, Patrol
44 Supervisor.

45
46 BROWN And who is your current supervisor?
47
48 BAPTISTA Is Lieutenant Paul Freeman.
49
50 BROWN And was he your supervisor back in April of 2017?
51
52 BAPTISTA No.
53
54 BROWN Okay. Who was it back then?
55
56 BAPTISTA Lieutenant Jeff - [REDACTED] Lieutenant Jeff Watson.
57
58 BROWN And what are your scheduled hours?
59
60 BAPTISTA Scheduled hours are 0600 to 1600.
61
62 BROWN And did you attend the Sacramento Police Academy?
63
64 BAPTISTA Yes.
65
66 BROWN Do you have any prior law enforcement experience?
67
68 BAPTISTA No.
69
70 BROWN When you arrived today we provided you with a GO Report 17-104687. We
71 also allowed you to watch footage from Officer Monroe's ICC vehicle or ICC
72 camera. Did you get a chance to review the video and the documents?
73
74 BAPTISTA Yes.
75
76 BROWN And do you need any additional time?
77
78 BAPTISTA No.
79
80 BROWN Okay. Were you working on Friday, April 14, 2017 at approximately 0600
81 hours?
82
83 BAPTISTA Yes.
84
85 BROWN What was your assignment that day?
86
87 BAPTISTA Patrol Sergeant, District 4.
88

89 BROWN And does Officer Vito work for you?
90
91 BAPTISTA No.
92
93 BROWN No. Okay. How were you made - how were you made aware of the call 17-
94 104687?
95
96 BAPTISTA A conversation overheard from my cubicle.
97
98 BROWN Who was the conversation with?
99
100 BAPTISTA Officer Vito.
101
102 BROWN What did - when did Officer Vito advise you of the call? Like what time?
103
104 BAPTISTA 0630-ish probably. Maybe later.
105
106 BROWN Can you explain to me what Officer Vito told you?
107
108 BAPTISTA I just recall the bait bike. He said he made the arrest. I was asking him about
109 the arrest. Said the suspect hit his vehicle. I asked him if he was okay. I asked
110 him if he needed - if I needed to do a blue border. And any of that stuff - and
111 then continued on with my administrative duties.
112
113 BROWN Did he show you his video at all?
114
115 BAPTISTA No.
116
117 BROWN Did you have a chance to review his video?
118
119 BAPTISTA Did I?
120
121 BROWN Yes.
122
123 BAPTISTA Yes.
124
125 BROWN Okay. After you talked to him about the incident?
126
127 BAPTISTA I don't know. It was shortly thereafter.
128
129 NAFF Let's back up a little bit here. Who did you overhear the conversation with?
130 What was the conversation and who was it between?
131

132 BAPTISTA I don't know who was standing in front of my cubicle or if I was walking to -
133 they needed somebody to book the subject. And then they were near my
134 cubicle. I think - I don't know if Officer Monroe was there but I know Vito was
135 there.
136

137 NAFF So was Officer Vito just talking in general to another officer about the incident?
138

139 BAPTISTA I don't recall who he was talking to.
140

141 NAFF He was talking to somebody?
142

143 BAPTISTA Yeah. Or in passing just telling me about it - about somebody to book, so it was
144 outside my cubicle. So I remember were chatting right there.
145

146 NAFF Do you know who he works for or worked for on that day?
147

148 BAPTISTA Lee. Sergeant Lee.
149

150 NAFF And when you asked him if he was okay, you were talking about the suspect?
151 Asking if the suspect was okay or Officer Vito was okay?
152

153 BAPTISTA If the officers were okay. I mean they didn't advise that they had to, you know,
154 go hands on but initially I always ask even if it's minor, you know, if they're
155 okay.
156

157 NAFF And then you also said something about asking him if he thought he needed to
158 do - you needed to do a blue border.
159

160 BAPTISTA Right.
161

162 NAFF What'd he say?
163

164 BAPTISTA I don't recall. He said the car was fine, suspect was fine.
165

166 NAFF And Vito told you that?
167

168 BAPTISTA Yeah.
169

170 NAFF Thank you.
171

172 BROWN Did you view that video - you said you did view the video after Vito came to
173 you and explained to you what happened?
174

175 BAPTISTA Not immediately thereafter.

176
177 BROWN The same day?
178
179 BAPTISTA Correct.
180
181 BROWN Okay. Was Officer Vito's statement to you consistent with the video that you
182 saw?
183
184 BAPTISTA No
185
186 BROWN Can you explain what was inconsistent about his statement as opposed to the
187 video you watched?
188
189 BAPTISTA His statement was the suspect ran into his vehicle. After observing it, I felt it
190 was the latter.
191
192 NAFF Can you explain that?
193
194 BAPTISTA Meaning he attempted to, you know, impede his path in a manner that struck
195 him, the suspect Nguyen.
196
197 NAFF So you felt that Officer Vito turned into the suspect, which caused him to fall?
198
199 BAPTISTA Correct.
200
201 BROWN After watching that video, did you consider the incident a use of force?
202
203 BAPTISTA There was some questions I had and yes, I conferred with Lieutenant Watson. I
204 advised him to take a look at the video.
205
206 NAFF Did you guys watch it together?
207
208 BAPTISTA No. It he was at Kinney.
209
210 NAFF You had a phone conversation with Lieutenant Watson.
211
212 BAPTISTA Yeah.
213
214 NAFF Did he ever just get back to you after he watched it?
215
216 BAPTISTA No.
217
218 BROWN Did you discuss this incident with Lieutenant Freeman?
219

220 BAPTISTA Yes.

221

222 BROWN Okay. Can you tell me what the discussion was like?

223

224 BAPTISTA I just told him that I brought this incident on April 14 to Lieutenant Watson's
225 attention and that there is, you know, so things that in my opinion needed to be
226 addressed. And at that point I remember Lieutenant Freeman telling me that
227 Watson and Monroe were in his office telling him about the incident on April
228 14. I don't know if it was after they talked to me.

229

230 NAFF What day then did you talk to Lieutenant Freeman about this? Was

231

232 BAPTISTA The 14th.

233

234 NAFF That same day?

235

236 BAPTISTA Yeah.

237

238 NAFF Do you remember about what time? Just hours later?

239

240 BAPTISTA I don't know.

241

242 NAFF Okay. Some time

243

244 BAPTISTA It was in the morning.

245

246 NAFF In the morning?

247

248 BAPTISTA Yeah.

249

250 BROWN Confirming you said Lieutenant Watson and Monroe were in his office.

251

252 BAPTISTA Lieutenant. Officer Vito and Officer Monroe were having a conversation with
253 Lieutenant Freeman in his office. And Lieutenant Freeman advised me later
254 that they were telling him about the incident and that he didn't have any
255 indication or red flags stating that, you know, it was just a bait bike arrest. So I
256 told him what I observed and

257

258 BROWN Got you. Ok

259

260 NAFF Do you know if he then watched the video?

261

262 BAPTISTA I think he did, yeah.

263

264 NAFF What were your concerns?
265
266 BAPTISTA Tactics. You know, I understand it's a property crime. But I would like to see,
267 you know, a little bit more detail in the report. I think tactics could have been a
268 little bit better or the mindset of Officer Vito what he was attempting to do
269 articulated better and gives me his mindset as opposed to what is written.
270
271 BROWN Do you know whether or not Officer Vito informed his supervisor at all or was
272 he already end of watch?
273
274 BAPTISTA I don't know. I know Officer Lee usually stays around until 6:45 am.
275
276 NAFF You have no indication that that occurred?
277
278 BAPTISTA None.
279
280 BROWN Did any officer come to you at all to report this to you besides Officer Vito?
281 Any other person involved in that call come to you and mention that occurred?
282
283 BAPTISTA No.
284
285 BROWN Okay.
286
287 NAFF Are you aware of any other issues - any other use of force issues with Officer
288 Vito that you know of personally?
289
290 BAPTISTA Prior to this incident?
291
292 NAFF Correct.
293
294 BAPTISTA No.
295
296 BROWN I don't have any other questions.
297
298 NAFF Just confirm. You did not do a blue team. Is that correct?
299
300 BAPTISTA I did not.
301
302 NAFF And did you advise any other supervisors about this incident?
303
304 BAPTISTA No.
305
306 NAFF So you advised
307

308 BAPTISTA Watson, Freeman, and Captain Peletta
309
310 NAFF Okay.
311
312 BAPTISTA Captain Peletta is aware.
313
314 NAFF After watching the video, did you ask any of the officers involved about the
315 incident?
316
317 BAPTISTA No. They were gone.
318
319 NAFF Okay.
320
321 BROWN Okay. Do you have any questions for me at all or - all right. Is there anything
322 else relating to this matter that I have not covered that needs to be added,
323 clarified or change? And if so, I'm ordering you to provide this now.
324
325 BAPTISTA No.
326
327 BROWN After you leave this interview should you remember anything that is different
328 from or in addition to information that you've given today, I am ordering you to
329 contact me immediately. I am also ordering you not to discuss this matter with
330 any other department employee. Do you understand these orders?
331
332 BAPTISTA Yes.
333
334 NAFF That concludes the interview at 1517 hours.
335
336 BROWN 1517 hours.
337
338 **End of recording.**
339
340
341 The transcript has been reviewed with the audio recording submitted and it is an accurate
342 transcription.
343 Signed _____
344 Ofcr Joe Brown

INTERVIEW WITH OFCR. SAM VITO**Sgt. Jeff Naff****Ofcr. Joe Brown****Ofcr. Sam Vito****Rep. Sean Currin**

1
2
3
4
5
6
7
8 NAFF Date is Thursday, October 19, 2017. The time is 2106 hours. Present in the
9 Internal Affairs Office is Officer, Sam Vito, Officer Joe Brown, Representative
10 Sean Currin and myself Sergeant Jeff Naff. The purpose of this investigation is
11 to conduct an interview of Sam Vito who is an employee with the Sacramento
12 Police Department in the capacity of Police Officer. This is an administrative
13 investigation on the charges of neglect of duty, force and improper tactics
14 involving Officer Sam Vito. This is an administrative investigation only on
15 these charges. Do you understand that?
16

17 VITO Yes.

18
19 NAFF However, since the allegations indicated that a crime may have been committed,
20 I'm advising you that you have the right to remain silent. Anything you say can
21 and will be used against you in a court of law. You have the right to talk to an
22 attorney and to have an attorney present before and during questioning. If you
23 cannot afford an attorney, one will be appointed free of charge to represent you
24 before and during questioning if you desire. Do you understand each of these
25 rights that I have explained to you?
26

27 VITO Yes.

28
29 NAFF Having these rights in mind, do you wish to talk to us now?
30

31 VITO No.
32

33 NAFF Although you have a right to remain silent and not to incriminate yourself, your
34 silence can be deemed insubordination and result in administrative discipline.
35 Do you understand that based upon the authority vested in me by the Chief of
36 Police, I am ordering you to answer all my questions and statements made under
37 compulsion of threat of discipline cannot be used against you in a later criminal
38 proceeding? However, if you do not answer my questions truthfully and fully, a
39 charge of insubordination may be imposed, which could result in discipline up
40 to and including termination. Do you understand that this is only an
41 administrative investigation?
42

43 VITO Yes.
44

45 NAFF And do you understand the allegations?
46
47 VITO Yes.
48
49 NAFF And do you understand that I'm ordering you to answer my questions and if you
50 do not answer them truthfully and fully it could result in disciplinary action up
51 to and including termination?
52
53 VITO Yes.
54
55 NAFF Thank you.
56
57 BROWN Okay. When you arrived today we provided you with the full Arrest Report 17-
58 104687, the CAD call and video footage from Officer Monroe and Officer
59 Lakin's ICC dated April 14, 2017. We also provided you with the following
60 general orders, 521.02, Code 3 Driving, 420.01 Use of Force - I'm sorry, Use of
61 Police Vehicles, 237.04, Collision Reporting, 525.03 In Car Camera, and
62 580.02, Use of Force. And I mentioned earlier, prior to talking, highlighted are
63 the areas that are pertinent and relevant to this application of the investigation.
64 Did you guys have a chance to review the documents and the video?
65
66 VITO Yes.
67
68 BROWN Do you need any more time?
69
70 VITO No.
71
72 BROWN Okay. We'll begin. Officer Vito, how long have you been employed with the
73 Sacramento Police Department?
74
75 VITO About 13 years.
76
77 BROWN And what is your current assignment?
78
79 VITO Patrol.
80
81 BROWN What other assignments have you had with the Sacramento Police Department?
82
83 VITO Only patrol.
84
85 BROWN And who is your current supervisor?
86
87 VITO Merten. Sergeant Merten.
88

89 BROWN Merten. Oh,
90
91 VITO Yes.
92
93 BROWN Hans Merten?
94
95 VITO Yes. Hans Merten.
96
97 BROWN What are your scheduled days - work days and hours?
98
99 VITO Tuesday through Friday, 2100 to 07.
100
101 BROWN And did you attend the Sacramento Police Academy?
102
103 VITO Yes.
104
105 BROWN Do you have any prior law enforcement experience?
106
107 VITO No.
108
109 BROWN And as an Officer are you responsible for knowing the general orders for the
110 department?
111
112 VITO Yes.
113
114 BROWN Were you working on Friday, April 14, 2017 at approximately 0612 hours?
115
116 VITO Yes.
117
118 BROWN And what was your assignment that day?
119
120 VITO Patrol.
121
122 BROWN Were you, sorry. Go ahead.
123
124 VITO Yes. I don't know. I think I was 5A. Yeah, 5A.
125
126 NAFF South area graveyard, is that correct?
127
128 VITO Yes.
129
130 BROWN Were you in a marked police vehicle and full duty uniform?
131
132 VITO Yes.

133
134 BROWN Okay. I'm going to turn our attention to the in car camera general order. See
135 that first one there. And we're going to go over the highlighted area. If you
136 don't mind just reading the highlighted area there I have
137
138 VITO All employees who utilize the ICC system shall have an operational wireless
139 microphone. If an employee's microphone is malfunctioning, the employee
140 shall immediately contact his or her supervisor if available or the district
141 supervisor for a replacement. At the start of a shift employees operating an ICC
142 equipped vehicle shall check the system to ensure that it is operating properly.
143 That shall include checking the wireless microphone for function and battery
144 strength.
145
146 BROWN And on Page 2 there's one more line there.
147
148 VITO Prior to going in service, each officer will be required to log into the ICC front-
149 end client with a username and password.
150
151 BROWN So April 14, Friday, 2017 was your vehicle equipped with an ICC?
152
153 VITO I'm sure it was.
154
155 BROWN Okay. And at the beginning of your shift, did you test or sync your mic up with
156 you ICC?
157
158 VITO I always did.
159
160 BROWN Okay.
161
162 NAFF Did you on that shift, do you remember?
163
164 VITO It's been six months, so I don't remember exactly but I always synched up my
165 mic, so I'm assuming that I did, yeah.
166
167 BROWN And do you recall if you logged onto the front-end client application on the
168 MDC?
169
170 VITO That was - I always do, so. Again, six months ago I don't recall that day but I
171 always do.
172
173 BROWN Were there any issues with you ICC or mic and if so, did you report it to your
174 supervisor?
175

176 VITO On that day I don't recall if there were any issues. But those old ICC mics were
177 notoriously unreliable and sometimes they would synch and sometimes they
178 wouldn't. So I don't recall that day, you know, if there was a problem that
179 particular day.
180

181 NAFF So when you've had problems in the past, have you reported them to your
182 supervisor?
183

184 VITO I don't generally report it to the supervisor. I wasn't even aware of this general
185 order but I do call James Light because he's the one that replaces them. And
186 I've replaced probably four or five, maybe six ICC mics through James (Light.
187

188 NAFF Okay.
189

190 BROWN Did you activate your ICC during this incident?
191

192 VITO I thought that I did. But after looking at the video, it looks like my lights
193 weren't on so I guess not.
194

195 BROWN Okay. Would there be any reason why you wouldn't activate it?
196

197 VITO Well, in this incident and I thought until I just looked at the video that my lights
198 were on but I'm assuming that because Monroe's lights and sirens were on and
199 he was right next to me, I just assumed that mine were on, so, yeah.
200

201 BROWN So based on the fact that your ICC wasn't synched, were you in violation of the
202 general order?
203

204 VITO If it wasn't synched, then I would have been in violation of that general order,
205 yeah, but I don't know if it was or I mean I don't know.
206

207 BROWN Were you wearing a body camera that day or were you issued one at that time?
208

209 VITO I don't think so.
210

211 BROWN Don't think - yeah. April. So I don't think they were issued until like
212 summertime
213

214 VITO Yeah. I don't think I had one until then
215

216 BROWN Okay.
217

218 VITO August maybe. I'm pretty sure. I would say no. We didn't have body cameras
219 then.

220
221 BROWN Okay. Did you respond to a bait bike activation on the morning of Friday, April
222 14, that call 17-104687?
223
224 VITO I did.
225
226 BROWN Okay. And were you dispatched or was it self-initiated?
227
228 VITO Dispatched.
229
230 BROWN And what or where were you responding from?
231
232 VITO I don't recall.
233
234 BROWN Okay. What information did you receive on the way to the call prior to and
235 arriving to the area?
236
237 VITO Dispatch was giving updates on the location of the bike and the description of it.
238 So I had a description of the bike, yeah, and where in general it was.
239
240 BROWN What direction it was going.
241
242 VITO And the direction of travel, correct.
243
244 BROWN And how did you become involved with the call?
245
246 VITO In the call? Oh, you mean in the actual like chasing the guy?
247
248 BROWN Just I mean the fact that someone dispatched mentioned activation, did you
249
250 VITO Oh, I was dispatched.
251
252 BROWN Okay.
253
254 VITO Yeah.
255
256 BROWN In proximity or something?
257
258 VITO Must have been.
259
260 BROWN Okay.
261
262 VITO Yeah. I don't remember. I was dispatched at some point. I may have - I may
263 have - I may have volunteered. I may have been dispatched. I forget.

264
265 BROWN Okay. Did you observe the suspect fleeing on the bait bike?
266
267 VITO I did.
268
269 BROWN Do you recall what other officers responded to that call as well?
270
271 VITO Yes.
272
273 BROWN And do you know who they were?
274
275 VITO Monroe and Lakin.
276
277 BROWN Okay. Okay. So we're going to go to the second page, use of police vehicles -
278 I'm sorry, Code 3 driving. Apologize. It should be over there. Okay. And
279 we'll have you just read the highlighted section there. Should be just that little
280 small section.
281
282 VITO Code 3. Emergency response. See Section C3 below. While responding red
283 lights shall be used and the siren shall be used as necessary in accordance with
284 21055 VC of the California Vehicle Code.
285
286 BROWN Okay. While responding to that bait bike activation, did you have to violate the
287 rules of the road in order to respond to that call?
288
289 VITO In order to respond to the call? No.
290
291 BROWN Okay. Did you violate the rules of the road during that response to the call?
292
293 VITO For about two seconds I crossed into oncoming lanes going Northbound on
294 Valley Hi
295
296 BROWN Okay.
297
298 VITO To get into the parking lot.
299
300 BROWN Okay.
301
302 VITO So that would have been - yes.
303
304 BROWN Okay. And did you activate your red lights and siren during that time?
305
306 VITO Like I said before, I thought I did.
307

308 BROWN Okay.
309
310 VITO Apparently now seeing the video I did not.
311
312 BROWN Should you have been responding Code 3 at that point or
313
314 VITO Should I have been responding Code 3 at that point? Sure.
315
316 BROWN Was Officer Monroe responding Code 3?
317
318 VITO He was.
319
320 BROWN And on the video you watched earlier, was there a reason why you pulled out in
321 front of Monroe? It looks like at one point he was in front of you and you kind
322 of took the lead?
323
324 VITO I don't recall.
325
326 BROWN Okay. We'll go to use of police vehicles 420-01 and it's a small segment there,
327 once sentence, B.
328
329 VITO Okay.
330
331 NAFF If you don't mind just can I just back up a second here.
332
333 BROWN Okay.
334
335 NAFF Watching the ICC, it appears that you came from Southbound traveling
336 Northbound and came across the lanes of traffic in front of Officer Monroe's
337 car.
338
339 VITO Okay.
340
341 NAFF That's what it appears and I'm sure you saw that on the ICC.
342
343 VITO Yeah.
344
345 NAFF Do you remember why you did that action, why you came over? Was the
346 suspect in a location you were trying to get closer to or why did you do that?
347
348 VITO The only thing I was thinking that I recall thinking at the time was he's going to
349 go into the parking lot and I want to just get close so that I can some point get
350 out and try to grab this guy. I'm just trying to get close to him and he's going
351 into the parking lot so I'm going into the parking lot. I remember

352
353 NAFF So he was on the West side of the street.
354
355 VITO He's on the West side of the street, right.
356
357 NAFF So you had to cross the lanes of traffic to get close to him. Is that correct?
358
359 VITO Right.
360
361 NAFF Thank you.
362
363 BROWN All right. We're
364
365 NAFF Back to the use of force.
366
367 BROWN Yeah. Sorry. Use of police vehicle, sorry.
368
369 VITO Employees shall operate department vehicles with due care, caution and obey
370 all traffic laws expect as authorized by law.
371
372 BROWN Okay. And then we're going to also just move onto the use of force, 580.02.
373 I'll have you read - I want to say Page 3 - Page 2. Page 2.
374
375 VITO Page 2. If officers are in doubt as to whether the use of force is reportable, the
376 officers shall notify their field supervisor who will then be responsible for
377 making the determination. Any reportable use of force shall require the
378 immediate notification of the officer's field supervisor and the following. The
379 applicable reports, crime, casualty and/or incident shall be completed and
380 include a complete description of how and why force was used as well as a
381 description of injuries that the suspect received or claims to have received.
382
383 BROWN Okay. I want to go back to the actual part. So you see the guy fleeing. You're
384 chasing him. You go through a little - you make a little
385
386 VITO Parking lot.
387
388 BROWN Parking lot. Did you give the suspect any verbal commands to stop as you were
389 following him on the bike?
390
391 VITO As I recall, I yelled out the window at him. Like when I pulled into that parking
392 lot, I looked right at him. He looked right at me. And I told him, "Stop."
393
394 BROWN Okay. And was it clear that he was fleeing - the suspect?
395

396 VITO Yes.
397
398 BROWN Okay.
399
400 VITO Absolutely.
401
402 BROWN All right. Was he like looking back at you at any time like kind of - okay.
403
404 VITO Yeah. He was looking at us, yeah. He saw us.
405
406 BROWN Okay. Did any other officer in the chase give any commands for the suspect to
407 stop?
408
409 VITO I don't know.
410
411 BROWN Okay. Did the suspect ultimately stop?
412
413 VITO Yes.
414
415 BROWN Okay. Can you explain how he was stopped or what you did to get him to stop?
416
417 VITO So when I pulled across the lanes and into the parking lot, I tried to go around
418 him to get him to slow down so that I could open the door and jump out and
419 grab him. He went around me. Then he turned down the back alley behind like
420 the Big 5 there. And when we went down that back alley, I tried to do the same
421 thing. So I tried to pull around him so that he would have to be kind of to go
422 around me again and slow down enough where I could open the door and get
423 my hands on him.
424
425 BROWN So I'm assuming that you thought you had more room than you did when you
426 went around him. Is that what I'm understanding? Like when you - so when
427 you went around him to cut him off the second time, you thought you had more
428 room than you did when you were
429
430 VITO Right.
431
432 BROWN Okay.
433
434 VITO Right. I mean he's going pretty fast and this, you know, the whole thing, you
435 know, is very short period of time. I think from start to finish it's like 30
436 seconds. So but that last part is just a couple of seconds. I'm just trying to get
437 around him to slow him down so that I can open the door and grab him.
438

439 BROWN Your intention - again, just making - clarifying those - actual just get ahead of
440 him, get out and then be able to stop him.
441

442 VITO Right.
443

444 BROWN Okay.
445

446 NAFF And that's on both attempts?
447

448 VITO Yes.
449

450 NAFF The first time you were trying you said that he tried to go around you. You
451 were trying to get in front of him? Is that an accurate
452

453 VITO I'm trying to get - yeah. Like basically like in front of him to make him slow
454 down so that at some point somebody - me or somebody else can jump out and
455 grab him.
456

457 NAFF So that was your plan?
458

459 VITO Yes.
460

461 NAFF Okay.
462

463 CURRIN You kind of bring up a good point. Maybe you're going to get to it. But as far
464 as like the plan, training and things like that, do you guys train on how to stop
465 somebody on a bicycle when you're in a car?
466

467 BROWN I have a question later that will get to that but
468

469 VITO Either way.
470

471 BROWN Let me ask - so if you didn't - if you didn't stop the subject in the manner you
472 did, do you think he would have gotten away?
473

474 VITO Probably. There's - because right there if you go like one more building he can
475 cut through the buildings and go right back out to the front and we can't follow
476 him.
477

478 BROWN Yeah. Towards the
479

480 VITO Right. Back towards the Seafood City.
481

482 BROWN Seafood City.

483
484 VITO Yeah. In between Seafood City and Big 5 he can drive right through there and
485 we can't follow.
486
487 BROWN So you felt exigent to stop him at that point. Otherwise he would
488
489 VITO Well he's on a felony bike. You know, so yeah. And I needed to stop him at
490 that point. Otherwise he's going to either get back out there or, you know,
491 there's, you know, there's also the back - my thought was he can head towards
492 those apartments, hop over the fence, you know, just jump off the bike and hop
493 over the fence too, so there's that.
494
495 NAFF Tell me your knowledge of the bait bike.
496
497 VITO My knowledge of the bait bike.
498
499 NAFF Yeah. How's is it equipped?
500
501 VITO I don't know. All I know is that it has some sort of a transponder in it. I know
502 that once it moves it gets activated, dispatch gets some sort of an activation.
503 They can then see where it's going, how fast it's going. I think it has some sort
504 of a GPS locator on it so we know where the bike is. We don't know where the
505 suspect is but we'd know where the bike is. That's about all I know about it.
506
507 NAFF Thank you.
508
509 VITO I've never deployed one or anything.
510
511 BROWN When you pulled out in front of him, we already clarified your intention was to
512 get in front of him enough - did you think he was going to hit you vehicle when
513 you got out there?
514
515 VITO No.
516
517 BROWN Okay.
518
519 VITO No I did not.
520
521 BROWN How fast you think you were going when you were - when you were in that
522 maneuver, when you kind of...
523
524 VITO Maybe 10 miles an hour.
525
526 BROWN Okay.

527
528 VITO We were in the parking lot and not going that fast. Yeah. Maybe 10, 12.
529
530 BROWN He's probably coming the same speed you think with the bike? He's paralleling
531 you at this point.
532
533 VITO Yeah.
534
535 BROWN Okay. Did you hear him collide with the vehicle? Did you hear the collision at
536 all? Or did you feel it in the car as you were driving?
537
538 VITO I knew he had collided with the vehicle. But I probably saw it in the rear - I
539 remember sort of seeing it in the rear view mirror but I don't remember if I
540 heard it. I'm sure I did. But I don't remember.
541
542 BROWN Okay. And was that a technique you learned in the academy or EVOC at all or
543 is that something that
544
545 VITO No.
546
547 BROWN Okay.
548
549 VITO No.
550
551 BROWN Or have you ever been trained to do that?
552
553 VITO We don't do any bike pursuit training. So no. I've never been trained on how
554 to pursue bikes. I have no idea what the right way to do it would be.
555
556 BROWN So you're driving. You see him in you rear view or passenger side mirror. He
557 comes to a stop. What happened after that? Did he
558
559 VITO I got out. And we handcuffed him.
560
561 BROWN Okay.
562
563 VITO Somebody - I don't think we searched him at that point. No, we did search him.
564 And then we transported him back to JERPF. And then somebody else took
565 him because it was dayshift. You know, it was so late. Somebody else
566 transported him actually to jail.
567
568 BROWN Okay. And the last thing I want to turn our attention to the last order his is
569 collision reporting 537.04 and I'm going to have you - it should be - was it page
570 - it's this one.

571
572 VITO Oh. So I just want to say something on this one.
573
574 BROWN Sure.
575
576 VITO So this says that you have to report it. So I did. So I immediately - when I got
577 back to JERPF, I went to the sergeant and I told the sergeant, "Hey, just so you
578 know, here's what happened." He goes, "Okay." So then I went and told the
579 lieutenant like, "Hey, just so you know, here's what happened just in case
580 somebody wants to, you know, make it a use of force or make it, you know, a
581 collision" which - and I said, "Hey, there's no damage to the bike. There's no
582 damage to the car." They're like, "Okay." So I did report it to a lieutenant and
583 a sergeant that morning.
584
585 BROWN Since we're there, I'll just kind of go with that. We'll go on that line. So it
586 happens the guy stops, you guys handcuff him. You take him - or someone
587 takes him to JERPF right?
588
589 VITO Right.
590
591 BROWN And he gets transported
592
593 VITO Right.
594
595 BROWN This is a 6:12 in the morning. So you guys get back and then immediately upon
596 return to JERPF you tell a sergeant
597
598 VITO The dayshift sergeant.
599
600 BROWN Okay. Who was the sergeant that you told?
601
602 VITO I think it was Baptista. It's been 6 months. I can't remember.
603
604 BROWN Okay.
605
606 VITO But whoever the dayshift sergeant was that day, that's who I told.
607
608 BROWN Okay.
609
610 VITO And then whoever the dayshift lieutenant was that day.
611
612 BROWN And that - and you told him. How much time do you think - you didn't tell him
613 on scene. You didn't radio on the call.
614

615 VITO No.
616
617 BROWN Right?
618
619 VITO No.
620
621 BROWN You got back
622
623 VITO Once we got back to JERPF
624
625 BROWN Okay.
626
627 VITO Yeah. So it's probably, you know, 7:00 am.
628
629 BROWN Okay. And what exactly did you tell Sergeant Baptista in regards to what
630 occurred out at the scene again?
631
632 VITO I basically went through the incident. Said, "Hey, we had a bait bike."
633
634 BROWN Okay.
635
636 VITO "I pulled in front of the guy. He hit the back of my car. There was no damage."
637
638 BROWN Okay.
639
640 VITO "He's being transported to jail. Bike's fine. Car's fine." You know, any
641
642 BROWN And immediately after talking to Sergeant Baptista, you we
643
644 CURRIN We assume it's him.
645
646 VITO I assume it's him.
647
648 BROWN Ok, first you spoke to - after speaking to him you spoke to Lieutenant Freeman
649 you mentioned right?
650
651 VITO It was probably Freeman. That makes sense.
652
653 BROWN Okay.
654
655 VITO But I don't recall. But probably.
656
657 BROWN A lieutenant you said, right?
658

659 VITO Yeah, and I told him the same thing
660
661 NAFF So let's get back to the question. How long was it from the time that this
662 occurred from the time that you told the sergeant?
663
664 VITO Soon as I got back to JERPF.
665
666 NAFF I don't know what that means. How long is that? Was that 2 hours later, 15
667 minutes?
668
669 VITO No, no, no, no, no. It was probably 7:00 am and this started at 6:12. So by the
670 time we get the guy, get him in cuffs, bring him back to JERPF, as soon as we
671 get there, so
672
673 NAFF So around
674
675 VITO 45 minutes from the
676
677 NAFF 45 minutes?
678
679 VITO From the incident to telling him but I could be wrong. Could be a little sooner,
680 could have been 6:45.
681
682 NAFF And you said that that was immediate.
683
684 VITO When I got back to JREPF then that's - yeah. So maybe not immediately
685 walking into JERPF. But when I get back to JERPF at some point, you know,
686 within ten minutes or so I told the sergeant and I told the lieutenant.
687
688 NAFF So obviously that's one of our issues. One of the issues is what the general
689 order says is you're supposed to immediately identify the supervisor.
690
691 VITO Okay.
692
693 NAFF So I just want to clarify that there was some time that passed
694
695 VITO Well I didn't. I see what you're saying. My thing here is didn't think there was
696 a use of force at all. It wasn't even a question in my mind and nobody, you
697 know, and Monroe's a, you know, veteran. Now Lakin's brand new. So we
698 don't expect her to know anything. But Monroe and I are like, okay. You
699 know, I mean he's fine, bike's fine, everything's fine - seems fine.
700
701 NAFF Okay.
702

703 VITO But then when I get - basically what happened is I looked at the video and I'm
704 like this doesn't look great. Like it's nothing. Like the guy falling off his bike.
705 He's not hurt. The bike's not hurt. The car's not. But it doesn't look great.
706 And a lot of stuff we do doesn't look great. And somebody may want us to do
707 use of force or they make want us to do a traffic collision on this. I don't know.
708 So let me just go and explain it and see if somebody wants me to do something.
709 And if they don't, then we're good because I've gone, you know, up the chain
710 basically. I've done - but my thought was not that there was any use of force in
711 this at all.
712

713 NAFF Okay.

714

715 VITO I didn't think for a second that this was a use of force.

716

717 NAFF And I think you said that the suspect collided with your patrol vehicle.

718

719 VITO Right.

720

721 NAFF After watching the ICC, is that what you still see on the video is that he collided
722 with your vehicle or was it something else?
723

724 VITO So I don't know. I mean that's what I thought at the time. And I mean looking
725 at it, you can probably make the argument that maybe, you know, my car hits
726 him before he - it's - I don't know. I don't know. I mean it's not
727

728 NAFF And again, we're not saying it's an intentional thing.

729

730 VITO Right. It was completely unintentional. But whether or not I hit him
731 unintentionally or he hits me because he's, you know, not going around me like
732 I thought he was, I don't know. It's kind of - it's a kind of 50-50 thing to me.
733 But I'm biased too, so I don't know.
734

735 NAFF Okay.

736

737 VITO People are going to make their own - they're going to draw their own
738 conclusions.
739

740 BROWN Just as - so just as you mentioned earlier, it was an accident in your mind that
741 happened.
742

743 VITO Correct.

744

745 BROWN Right.
746

747 VITO So it was not intentional on my part.
748
749 BROWN Yes.
750
751 VITO Yes.
752
753 BROWN So leading to this next general order, do you feel it was an accident?
754
755 VITO Here?
756
757 BROWN Yeah.
758
759 VITO Okay.
760
761 BROWN Do you believe it was a 901 then at this point instead of a - instead of an
762 intentional act - like you mentioned earlier, use of force?
763
764 VITO No. I don't think it was a 901 either. That's why I didn't take a 901 report.
765 Because no damage, no injuries, no damage at all even to the bike. Like he - I
766 mean if the bike was like destroyed or something okay. You know, at least we
767 got a like a property damage report or something. But with no damage
768 whatsoever, we're not - we don't take reports for that.
769
770 BROWN Yeah. And that's where
771
772 VITO This is just a - this is the definition of a collision.
773
774 BROWN That's the definition. But there's an (inch) - if you turn the page, Number 2
775
776 VITO This one?
777
778 BROWN Yes. Under minimum - so there's a - yeah. Under minimum requirements in
779 the small part here, any time a
780
781 VITO The collision involves an emergency vehicle.
782
783 BROWN Emergency vehicle.
784
785 VITO If there's a collision. Right.
786
787 BROWN Yeah. And then I think in the next
788
789 NAFF Could you please read the highlighted areas so we're clear for the record?
790 Thank you

791 VITO Yeah. I could. A collision occurring on or off the highway shall be documented
792 as a collision investigation when any of the following conditions apply. The
793 collision involves an emergency vehicle. A collision occurring on or off the
794 highway shall be documented as a collision report when any of the following
795 conditions apply. And none of the conditions in C1 are present. Officers may
796 elect to complete a collision investigation at their discretion.
797

798 NAFF And then just read the definition of a collision for us please.
799

800 BROWN That's on Page 1.
801

802 VITO Definition of collision. An unintended event that produces damage or injury
803 involving a vehicle in transport.
804

805 BROWN And then lastly Page 3. Section G.
806

807 VITO Department personnel involved in a collision while on duty shall notify
808 dispatch. Upon notice dispatch shall generate a call for service and make the
809 proper email notifications.
810

811 BROWN I think that's it. And that just talks about a blue border form if a 901 was
812 actually taken
813

814 VITO Okay.
815

816 BROWN So with that in mind, do you think a 901 would have been accurate or no?
817

818 VITO No.
819

820 BROWN Okay. Back to the incident. Did the suspect claim any injuries at all during the
821 - did the suspect claim any injuries when you guys cuffed him? Did he
822

823 VITO Injures no. When we were - right when we were cuffing him, he was
824 complaining that his leg hurt. But then I basically, you know, told him, "Dude,
825 you know, you're fine." And then he was like, "Oh yeah. Okay." Like it was
826 like five seconds of him whining. He was more whining about the fact that he
827 fell off his bike and he was upset that I had cut him off. Like if he had say hey,
828 you know, there's some serious damage here, you know, I'm really hurt, then,
829 you know, just take him to the hospital. I don't care. But yeah.
830

831 BROWN Was he - so he says he's hurt. I mean he says his leg hurts. Did he - when
832 walking to the car did he favor his leg or did he limp or show any signs that he
833 was injured or hampered or
834

835 VITO Not that I recall.
836
837 BROWN Okay.
838
839 VITO I don't know. I don't remember him limping or doing anything.
840
841 BROWN And he didn't do anything at all that would indicate he was hurt either, right.
842 Like visually or psychically?
843
844 VITO Not that I saw.
845
846 BROWN Did - do you recall or do you know whether or not he may have mentioned it to
847 Officer Lakin or Monroe?
848
849 VITO I don't know if he mentioned anything to them about being hurt. No. I don't
850 know.
851
852 BROWN Did you consider medical aid for him due to the fact that or the manner he fell?
853 Did you consider fire - calling fire at all?
854
855 VITO I thought about it for a second but then once he like got up and seemed to be
856 fine and didn't seem to be complaining about it anymore, then we - no.
857
858 BROWN Okay. And no one else on scene requested fire, is that correct?
859
860 VITO Not that I recall, no.
861
862 BROWN Was CSI requested at all for like the bike or the guy or the car that was
863
864 VITO No. No. Because there was no damage so we didn't request CSI.
865
866 BROWN Do you know who obtained his statement - the suspect's?
867
868 VITO Monroe did I believe. Yeah. Monroe did.
869
870 BROWN Okay. And do you know whether or not after Monroe took his statement, did he
871 add anything additional like did he say anything after that - after you said you
872 saw him initially. Did he later say I'm hurt? Tell him outside of your presence
873 that he may have been injured or anything like that?
874
875 VITO Not that I'm aware of.
876
877 BROWN Okay. And part of the video
878

879 NAFF You had said something he was kind of upset just kind of how it went down.
880
881 VITO Yeah.
882
883 NAFF Do you remember what he said to you about that?
884
885 VITO He said something like, you know, "Why'd you hit me with your car" or
886 something like that or, you know, "Why did you cut in front of me" or "Why'd
887 you hit me with you car" or something. And I said, "You hit me." You know,
888 "Basically you ran into the back of me." I think that was the totality of the
889 conversation.
890
891 NAFF Okay.
892
893 VITO It was brief.
894
895 BROWN I want to refer to Officer Lakings ICC camera. We're going to go to the 6
896 minute mark and 24 seconds. The question's going to be were you in close
897 proximity when this was - when the officer or when the suspect mentioned or
898 made these comments.
899
900 VITO Okay.
901
902 BROWN 6:24 and 10 seconds.
903
904 ((RECORDING))
905
906 Monroe: You don't just get to run because you don't know why people are pulling you
907 over. I don't get to speed on the freeway (unintelligible) pull me over to take
908 off and I don't know why you pulled me over.
909
910 Suspect: I think I hit my head on the concrete. (Unintelligible).
911
912 (Unintelligible).
913
914 ((END RECORDING))
915
916 BROWN So he said, "I think I hit my head on the concrete." Do you - were you in
917 were you in close proximity- okay.
918
919 VITO I didn't hear that. I don't know where I was but I didn't hear that.
920
921 BROWN Okay.
922

923 NAFF Was that officer
924
925 BROWN That's Officer Lakin's ICC camera or yeah.
926
927 CURRIN: So that would be Lakin talking?
928
929 VITO No. That's Monroe. That's Monroe talking.
930
931 BROWN No. It catches everybody but it's Officer Monroe talking. That's when (we see)
932 he was actually
933
934 CURRIN: I know you guys gave us the video before but we never really got quite that far.
935
936 BROWN Okay.
937
938 CURRIN: We just kind of watched to the point of the stop.
939
940 NAFF If you guys want, we can take a break.
941
942 CURRIN: That'd be good.
943
944 NAFF You might ask - yeah. Let's do that.
945
946 CURRIN: Sure.
947
948 NAFF We may ask some more questions
949
950 CURRIN: Okay. Okay.
951
952 NAFF about
953
954 CURRIN: Yeah. We need to get to the next part.
955
956 BROWN Okay. This is - I think that's Monroe's vehicle. Your vehicle would be over
957 here in the corner.
958
959 VITO Right.
960
961 BROWN And this is her vehicle.
962
963 VITO Right.
964
965 BROWN And then I think the subjects were over here somewhere.
966

967 VITO Okay.
968
969 NAFF All right. We're going to be pausing our recorders and take a short break at
970 2136 hours.
971
972 BROWN All right. We're continuing. It is still Thursday, October 19, 2017. The time is
973 2232. I think we left off at the video. I think I asked you whether or not you
974 were in close proximity to Officer Monroe or Lakin when they - when the
975 suspect made that comment in regards to
976
977 VITO His head.
978
979 BROWN Yes.
980
981 VITO I didn't hear that at the time. So I'm assuming I was not close enough to hear it.
982
983 BROWN Okay.
984
985 VITO I don't know exactly where I was standing.
986
987 BROWN I want to also go to - a little - actually a little sooner, 6:22:40.
988
989 ((RECORDING))
990
991 (Unintelligible).
992
993 ((END RECORDING))
994
995 BROWN Do you remember what he said there?
996
997 VITO The suspect? Did he say anything at all?
998
999 BROWN He did. He was saying something but I couldn't hear what he said.
1000
1001 VITO He said - I know at one point he said, "You've hit me with your car."
1002
1003 BROWN Okay.
1004
1005 VITO And then he said, "My leg."
1006
1007 BROWN Yeah.
1008
1009 VITO So that's what I heard.
1010

1011 BROWN Yeah. So he said something to the effect of, "Can I sit up now? My leg. He hit
1012 me." And my question would be did you hear him say that?
1013

1014 VITO Yeah. I heard him say - like at the time I heard him say, "My leg." And I heard
1015 him say, "You hit me with the car." And then I could have swore I said
1016 something like, "No, you hit me" or something like that.
1017

1018 BROWN Okay. Was there a conversation between you and the other officers meaning
1019 Officer Monroe and Officer Lakin? Did you guys discuss what occurred?
1020

1021 VITO Yes.
1022

1023 BROWN Okay. Did you - was there conversation as to whether or not it may have been
1024

1025 NAFF What was the conversation?
1026

1027 VITO So I know that after this happened, Monroe said something like, "Hey, I thought
1028 you had more room when you were going around him." And I said something
1029 like, "Yeah, I thought I did too." Because it, you know, my intention was to get
1030 around him and then just slow him down enough so that I could open the door
1031 and get out and try to grab him. So I thought I had more room but apparently I
1032 didn't.
1033

1034 BROWN Prior - I want to go back to the part where you were - first saw the suspect on
1035 the bike fleeing. You mentioned that he's - you attempted at one point to stop
1036 him when he got around you. Is that correct?
1037

1038 VITO Yeah.
1039

1040 BROWN Okay. Did he have to swerve around you to avoid a collision?
1041

1042 VITO No. So when we pulled into the parking lot, I tried to kind of like get -
1043 maneuver my car just in front of him so he would either have to slow down or
1044 sometimes they stop. But then he kind of just like went off to the left and
1045 around me. So
1046

1047 BROWN Okay.
1048

1049 VITO Yeah. I guess you would say yeah, he had to swerve around me.
1050

1051 NAFF And how close do you think his - you got to him at that point? Just estimate.
1052

1053 VITO 4 or 5 feet.
1054

1055 NAFF Okay. And he had room to turn the bike in the parking lot
1056
1057 VITO Yes.
1058
1059 NAFF and avoid being hit?
1060
1061 VITO He did.
1062
1063 NAFF Okay.
1064
1065 BROWN Was the technique the same as the one that you used later as you stopped him?
1066 Just that you didn't get as close?
1067
1068 VITO Well, the first time I kind of pulled to the left because he was on my left. The
1069 second time I pulled to the right because he was on the right and I was trying to
1070 get him to come around to go after him. So I - I don't know if it's the same
1071 technique but it's - it was similar. I was just trying to slow him down.
1072
1073 NAFF And just so we're clear, earlier you had said that we don't receive training in
1074 chasing people on bicycles.
1075
1076 VITO No we do not.
1077
1078 NAFF And is it also accurate to say that we're not trained to hit people with our
1079 vehicles when they're riding a bicycle? Is that also accurate?
1080
1081 VITO That's true. That's accurate.
1082
1083 BROWN Going back to the conversation we had about the ICC camera and you
1084 mentioned - when did you learn that day - when did you learn the ICC was not
1085 synched or you didn't have it on? At what point?
1086
1087 VITO Oh, the mic?
1088
1089 BROWN Correct.
1090
1091 VITO Oh. I don't know. I don't recall.
1092
1093 BROWN Okay. Do you recall when you wrote your report you said you did get the
1094 chance to view Officer Monroe's ICC, correct?
1095
1096 VITO Yes.
1097

1098 BROWN Okay. Did you search for yours at all or that same - in that queue in Back End
1099 Client?
1100
1101 VITO I don't remember if I did or not.
1102
1103 BROWN At the scene of the incident was there an opportunity to notify your supervisor?
1104
1105 VITO At the scene was there an opportunity? Sure. I could have, yeah, could have
1106 got on the air and notified somebody. Well we did notify that we were - that we
1107 had the suspect in custody.
1108
1109 BROWN Okay. And just lastly or going back again, you mentioned you didn't think it
1110 was use of force in regards to how the subject was stopped. But you did
1111 mention that you told your supervisor immediately when you got back to the
1112 station. If you didn't think it was force, was there a reason why you told the
1113 sergeant immediately?
1114
1115 VITO Right. So at the time, no I did not think that it was use of force or a reportable
1116 collision. The reason that I went and told the sergeant was like I told you before
1117 is because when I saw Monroe's video, I said, "Oh, this just doesn't look good."
1118 And so somebody could think hey, this is a use of force or a collision and may
1119 want to actually do, you know, do a blue border - not blue border I'm sorry,
1120 Blue Team or something along, you know, some sort of a report or escalate it
1121 somehow. So I figured might as well let him know in case somebody wants to,
1122 you know - sometimes you, you know, you think hey, this isn't a collision and
1123 sergeant goes oh, no, we're taking it - we're taking a 901 on that and you're
1124 like, okay. So that's what the, you know, they get paid to make those decisions.
1125
1126 NAFF When you saw Monroe's ICC, did you take note that your lights and sirens
1127 weren't on at that point or do you remember?
1128
1129 VITO I don't remember even thinking that. I don't remember thinking that until I just
1130 saw it here and I'm like oh, yeah, my lights and siren aren't on.
1131
1132 NAFF Okay.
1133
1134 VITO Yeah.
1135
1136 BROWN Was there anyone with you when you told the sergeant about the incident? Was
1137 another officer with you?
1138
1139 VITO I think I went by myself. Monroe might have been there but I think I went by
1140 myself. I don't remember.
1141

1142 BROWN And is that the same thing for the lieutenant as well?
1143
1144 VITO Yeah.
1145
1146 BROWN Okay.
1147
1148 VITO Same - I mean same answer. I don't recall if I was by myself. Maybe. I think I
1149 was. I think I was by myself but Monroe might have been there.
1150
1151 NAFF I have one more question. You mentioned it was a felony bike. What makes it
1152 a felony? What did you mean by that?
1153
1154 VITO Bait bikes - well, certain bait bikes are felonies because of the value of the bike.
1155 So anything over well, \$950 or whatever it is but anything over \$1000. And so
1156 they make these bikes like \$1100 or \$1200 bikes so they are felony bikes.
1157
1158 NAFF And that's in general. That's what we do?
1159
1160 VITO That's what we do in general yes.
1161
1162 NAFF Okay.
1163
1164 BROWN Looking at the video now, Officer Monroe's ICC, would you have done
1165 anything different regards of how you
1166
1167 VITO Well yeah. I wouldn't have gotten so close to the guy.
1168
1169 BROWN Okay. You have any questions? No? Okay. Is there anything else related to
1170 this matter that I have not covered that needs to be added, clarified or changed?
1171 If so, I am ordering you to provide the information now.
1172
1173 VITO I don't think so. No.
1174
1175 BROWN Okay. After you leave this interview should you remember anything that is
1176 different from or in addition to the information that you've given today, I am
1177 ordering you to contact me immediately. I am also ordering you not to discuss
1178 this matter with any other department employee. Do you understand these
1179 orders?
1180
1181 VITO I do.
1182
1183 BROWN And that will conclude our interview at 2241.
1184
1185 **End of recording.**

1186

1187

1188 The transcript has been reviewed with the audio recording submitted and it is an accurate
1189 transcription.

1190 Signed _____

1191

Sgt. Jeff Naff

**Sacramento Police Department
Internal Affairs Division**

Supplemental Report

IAD2017-164

Invest. Officer Joe Brown, #0891

Investigative Log:

08/01/2017 Logged into Back-End Client and conducted a query for ICC video involving the officers who responded to the incident. Located video for Officers Monroe and Lakin. No video for Officer Vito so I did a query using just the date (4/14/2017) of the incident for ICC video listing Officer Vito with negative results.

The following summary is taken from reviewing the crime report, ICC video, and CAD call information. ICC video (132020.av) from Officer Monroe shows Officer Vito traveling E/B on Mack Rd on the wrong side of the road without his lights or siren. Vito then makes a left turn N/B into the parking lot chasing the bait bike suspect. You then see Vito cut off the suspect using his vehicle, in which they collide, causing the suspect to fall off the bait bike and hit the ground. During the collision, the suspect appears to hit his head on the back of the patrol vehicle being driven by Officer Vito. Officer Monroe, Lakin, and Vito approach on foot just as the suspect falls off the bike onto the ground, and place him in custody. There is no audio accompanied with this video, as his ICC mic was not synced with the patrol vehicle.

Located ICC video (132031.av) from Officer Lakin's patrol vehicle which captures the incident just as Officer Vito effects the stop on the suspect. Her patrol vehicle is positioned in a manner that the camera itself doesn't capture any of the incident outside the officers initial contact. However, there is audio from the incident which captures the conversation between the suspect and the officers on scene.

Searched Log Detective for any related MDC messages for officers dispatched to call 17-104687, which included 1A53 (Vito), 1A51 (Gardner), 1A59 (Monroe), and 1A57 (Lakin) - see attached.

08/02/2017 Went through the Department's policies to identify which General Orders were applicable to the allegations. The following GO's were relevant:

- 210.04: General & Professional Conduct
- 420.01: Use of Police Vehicles
- 521.02: Code 3 Driving
- 525.03: In Car Camera
- 537.04: Collision Reporting
- 580.02: Use of Force

08/03/2017 Developed a satellite view map through Google Maps detailing the overall view of the incident and area the collision occurred (see attached).

08/04/2017 Created still photos capturing the collision through ICC video (132020.av) obtained from Officer Monroe's patrol vehicle at the time of the incident (see attached).

**Sacramento Police Department
Internal Affairs Division**

Supplemental Report

IAD2017-164

- 08/10/2017 Sent an email to Officer Jonathan MONROE advising he has been identified as a witness and has been scheduled for an IA Interview on Wed, Aug 30 @ 1000 hrs. Received a receipt/response from Officer MONROE advising he received the notification and will be present for the interview (see attached).
- 08/10/2017 Sent an email to Officer Christine LAKIN advising she has been identified as a witness and has been scheduled for an IA Interview on Thur, Aug 31 @ 1430 hrs. Received a receipt/response from Officer LAKIN advising she received the notification and will be present for the interview (see attached).
- 08/30/2017 Sgt Bui and I interviewed Officer MONROE accompanied with SPOA union rep Paul Brown. Attached the recorded audio file.
- 08/31/2017 Officer Briggs and I interviewed Officer LAKIN accompanied with SPOA union rep Paul Brown. Attached the recorded audio file.
- 09/05/2017 Submitted request for transcriptions of recorded audio interviews of Officer Lakin and Officer Monroe to Net Transcripts.
- 09/08/2017 Received and uploaded transcription from Net Transcripts of Officer Lakin and Officer Monroe's recorded audio interviews.
- 09/14/2017 Sent an email to Sgt Baptista advising he has been identified as a witness and has been scheduled for an IA Interview on Fri, Sept 22, 2017 @ 1500 hrs. Received a receipt/response from Sgt Baptista advising he received the notification and will be present for the interview.
- 09/20/2017 Reviewed the transcription received from Net Transcripts for Officer Lakin's interview and made any necessary corrections.
- 09/22/2017 Sgt Naff and I interviewed Sgt Baptista accompanied with SPOA union rep Paul Brown. Attached the recorded audio file. Submitted request for transcript of recorded audio interview of Sgt Chris Baptista to Net Transcripts.
- 09/26/2017 Contacted Lt Freeman at JERPF to find out his availability for an interview. After a short conversation, he verbally agreed to coming into Internal Affairs sometime tomorrow (09/27/2017). Sent Lt Freeman an email and confirmed an interview date and time for Sept 27, 2017 @ 1:00 pm.
- 09/27/2017 Sgt Naff and I interviewed Lt Freeman, in which he chose not to have a representative. Lt Freeman expressed the following concerns:
- Officer Vito used and hit a subject with his vehicle
 - Tactics used to stop and apprehend suspect
 - Report did not reflect/was not accurate with what was captured on ICC
 - Officers neglected to offer medical aid with knowledge the suspect was involved in a collision
 - Failure to immediately advise a supervisor of the incident
- Attached recorded audio file and submitted request for transcription of the recorded interview of Lt Freeman to Net Transcripts.

**Sacramento Police Department
Internal Affairs Division**

Supplemental Report

IAD2017-164

- 09/28/2017 Received and uploaded transcription from Net Transcripts of Sgt Baptista's recorded audio interview.
- 10/03/2017 Sent an email to Officer Sam VITO advising he has been identified as the accused and has been scheduled for an IA Interview on Wed, Oct 11 @ 2100 hrs. Received a receipt/response from Officer VITO advising he received the notification and will be present for the interview.
- 10/05/2017 Received and uploaded transcription from Net Transcripts of Lt Freeman's recorded audio interview.
- 10/10/2017 Due to a scheduling conflict with his attorney, I rescheduled Vito's interview to the following week, Thur, Oct 19 @ 2100 hours.
- 10/11/2017 Reviewed the transcription received from Net Transcripts for Officer Monroe's interview and made any necessary corrections.
- 10/18/2017 Reviewed the transcription received from Net Transcripts for Sgt Baptista's interview and made any necessary corrections.
- 10/19/2017 Sgt Naff and I interviewed Officer VITO accompanied with his rep, Sean Currin from the Law Office of Mastagni. Attached recorded audio file.
- 10/24/2017 Submitted request for transcription of recorded audio interview of Officer Vito to Net Transcripts.
- 10/27/2017 Reviewed the transcription received from Net Transcripts for Lt Freeman's interview and made any necessary corrections.
- 11/09/2017 Reviewed the transcription received from Net Transcripts for Officer Vito's interview and made any necessary corrections.
- 11/17/2017 Informed Francine Tournour from OPSA (Office of Public Safety and Accountability) via email that my investigation has concluded and that the binder would be submitted to Lt Oliveira for review.
- 11/21/2017 Submitted investigation to Lt Oliveira for review.

Request for Audit Form

Date of Request: 7/12/2017

IAD Case #: IAD2017-164

OPSA Case #: PD2017-034

Complainant Last Name: SPD

Employee / Badge #: Ofc. Vito / 0825

OPSA:

WILL AUDIT

WILL NOT AUDIT

Copy.

From: Francine Tournour [<mailto:FTournour@cityofsacramento.org>]
Sent: Wednesday, July 12, 2017 17:36
To: Allison, Betty <BALLison@pd.cityofsacramento.org>
Cc: Mandy Holm <MHolm@cityofsacramento.org>
Subject: RE: Will you be auditing IAD17-164?

OPSA **WILL** audit 2017-164

From: Allison, Betty [<mailto:BALLison@pd.cityofsacramento.org>]
Sent: Wednesday, July 12, 2017 2:27 PM
To: Chris Wheeler <CWheeler@cityofsacramento.org>; Mandy Holm <MHolm@cityofsacramento.org>; Francine Tournour <FTournour@cityofsacramento.org>
Subject: Will you be auditing IAD17-164?

Attached is your watermarked blue sheet for Ofcr Sam Vito.

Betty Allison
808-3796

*5760 Freeport Blvd.
Internal Affairs Division
Sacramento Police Department*

From: [Baptista, Chris](#)
To: [Brown, Joe](#)
Subject: Re: IA Interview
Date: Thursday, September 14, 2017 2:52:31 PM

Copy

Sent from my T-Mobile 4G LTE Device

----- Original message -----

From: "Brown, Joe" <JoeBrown@pd.cityofsacramento.org>
Date: 9/14/17 14:07 (GMT-08:00)
To: "Baptista, Chris" <CBaptista@pd.cityofsacramento.org>
Cc: "Davis, Tim" <TADavis@pd.cityofsacramento.org>, rep@sboa.org, "Naff, Jeff" <JNaff@pd.cityofsacramento.org>
Subject: IA Interview

Sgt Baptista -

You have been identified as a witness in an Internal Affairs case that I am investigating. The allegation pertaining to G.O. 17-104687 for Improper Tactics, Neglect of Duty, and Force. I need to interview you regarding this allegation. I am going to set the interview for Friday, September 22, 2017 @ 1500 hours, in the Internal Affairs Office. This should be during your normal work hours so please advise your supervisor of the appointment. I am CC'ing the SPOA, but you will have to contact them to confirm their participation if you wish. I am ordering you not to discuss this matter with any other department employee. Once you receive this email please respond to confirm receipt.

Please contact me if you have any questions.

OFFICER JOE BROWN, #891

Sacramento Police Department
Internal Affairs Division



From: [Brown, Joe](#)
To: [Lakin, Christine](#)
Cc: [Davis, Tim](#); "[rep@spoa.org](#)"; [Naff, Jeff](#)
Subject: IA Interview
Date: Thursday, August 10, 2017 10:21:38 AM

Hi Christine -

You have been identified as a witness in an Internal Affairs case that I am investigating. The allegation pertaining to G.O. 17-104687 for Improper Tactics, Neglect of Duty, and Force. I need to interview you regarding this allegation. I am going to set the interview for Thursday, August 31, 2017 @ 1430 hours, in the Internal Affairs Office. This should be during your normal work hours so please advise your supervisor of the appointment. I am CC'ing the SPOA, but you will have to contact them to confirm their participation if you wish. I am ordering you not to discuss this matter with any other department employee. Once you receive this email please respond to confirm receipt.

Please contact me if you have any questions.

OFFICER JOE BROWN, #891
Sacramento Police Department
Internal Affairs Division


From: [Naff, Jeff](#)
To: [Brown, Joe](#)
Subject: FW: 17-104687
Date: Tuesday, July 11, 2017 9:17:49 AM
Attachments: [pp27014855.pdf](#)
[SPD 332 Citizen Complaint Form.pdf](#)

From: Oliveira, Steve
Sent: Friday, July 07, 2017 10:16 AM
To: Naff, Jeff <JNaff@pd.cityofsacramento.org>
Subject: FW: 17-104687

I'm going to assign this one to you. I want Brown to help you out with it.

Lt. Steve Oliveira
Sacramento Police Department
Internal Affairs & Professional Standards
916-808-2292
soliveira@pd.cityofsacramento.org

From: Peletta, Dave
Sent: Friday, July 07, 2017 10:05 AM
To: Oliveira, Steve <SOliveira@pd.cityofsacramento.org>
Subject: 17-104687

Hi Steve,

Can you please assign this out. I would suggest interviewing Lt. Freeman & Sergeant Baptista to start, as they can help put things into perspective. Officer Monroe's ICC captured the incident/termination point.

Sacramento Police Department

Citizen Complaint Form

REPORTED SOURCE: _____

IAD NUMBER: _____

INJURY: YES _____ NO

PHOTOS: YES _____ NO

OPSA PD _____

DISTRICT 5 BEAT C ASSIGNMENT 1A53 INCIDENT SUPERVISOR Sgt. Baptista MED. WAIVER: YES _____ NO

DATE REPORTED 07-06-17	TIME REPORTED 1700 hours	DATE OCCURRED 04-14-17	TIME OCCURRED 612 hours	DAY Friday
LOCATION: 6251 Mack Road				

CITIZEN

NAME Departmental / SPD	AGE	D.O.B.	SEX	RACE
RESIDENCE ADDRESS		RESIDENCE/CELL PHONE		
BUSINESS ADDRESS		ZIP CODE	BUSINESS/CELL PHONE	

NARRATIVE: It is alleged that Officer Vito used improper tactics when apprehending a fleeing bait bike suspect.

WITNESSES

NAME Officer Jon Monroe #0616	AGE	D.O.B.	SEX M	RACE	RESIDENCE PHONE
RESIDENCE ADDRESS			STATE	ZIP	BUSINESS PHONE
NAME Officer Christine Lakin #0691	AGE	D.O.B.	SEX F	RACE	RESIDENCE PHONE
RESIDENCE ADDRESS			STATE	ZIP	BUSINESS PHONE

EMPLOYEE INVOLVED

NAME Officer Sam Vito	BADGE # 0825	SEX M	RACE	DESCRIPTION	VEHICLE NUMBER
---------------------------------	------------------------	-----------------	------	-------------	----------------

Person Accepting Inquiry: _____

Per California Penal Code Section 148.6(b):

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZEN COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I have read and understood this statement.

Signature: _____

Acknowledged via phone Refused to sign Initials: _____ Badge #: _____ Date: _____

Continued on other side.

Sacramento Police Department

Citizen Complaint Form

INCIDENT CLASSIFICATIONS:

- | | | | | |
|--|---|---------------------------------------|--|---|
| <input type="checkbox"/> Force | <input type="checkbox"/> Discrimination | <input type="checkbox"/> False Arrest | <input type="checkbox"/> Improper Search | <input type="checkbox"/> Missing Property |
| <input type="checkbox"/> Discourtesy | <input type="checkbox"/> Harassment | <input type="checkbox"/> Dishonesty | <input type="checkbox"/> Firearm Discharge | <input type="checkbox"/> Conduct Unbecoming |
| <input type="checkbox"/> Insubordination | <input type="checkbox"/> Intoxication | <input type="checkbox"/> Garnishment | <input type="checkbox"/> Traffic | <input type="checkbox"/> Neglect of Duty |
| <input type="checkbox"/> Service | | | | <input type="checkbox"/> Improper Tactics |

DISPOSITION:

Approved By: _____
Chief of Police

Date: _____

SKELLY OR DISCIPLINE SETTLEMENT:

Approved By: _____
Chief of Police

Date: _____



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

General Offense Information

Operational status: **CLEARED BY ARREST-SERGEANT USE ONLY**

Reported on: **Apr-14-2017 (Fri.) 612**

Occurred on: **Apr-14-2017 (Fri.) 612**

Approved on: **Apr-15-2017 (Sat.)** by: [REDACTED]

Report submitted by: **4028 - MONROE, JONATHAN 0616**

Org unit: **OOO PATROL DIST 5 LATE (TEAM 30)**

Address: **6370 MACK RD**

Place: **MCDONALDS**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **5** Beat: **5C** Grid: **1623**

Felony/Misdemeanor: **FELONY**

Value loss: **\$1,000.00** Value recovered: **\$1,000.00**

Gang involvement: **NO GANG INVOLVEMENT**

Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1 2303-1 487(A) PC GRAND THEFT >\$950 - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **2 2206-0 466 PC POSS OF BURG TOOLS - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **3 4801-0 148(A)(1)PC RESIST PEACE OFFCR - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Event(s)

CP 104687
AB 4205

Related Person(s)

1. ARREST/CITE # 1 - NGUYEN, HUYEN KIM

(Case Specific Information)

Sex: MALE
Race: ASIAN (ALL)/ PACIFIC ISLANDER
Date of birth: May-26-1977
Address: [REDACTED]
[REDACTED]

Phone Numbers

MAIN [REDACTED]
HOME PHONE:
CELL [REDACTED]
PHONE:

Particulars

Place of birth: Vietnam
Employer address: [REDACTED]
Ethnicity: ASIAN OTHER(Race:A)
Height: 5'06 Weight: 170 lbs.
Build: MEDIUM
Eye color: BROWN
Hair color: BLACK
Hair style: STRAIGHT
Additional remarks: XREF [REDACTED]

Master Name Index Reference

Name: NGUYEN, HUYEN KIM
Sex: MALE
Race: ASIAN (ALL)/ PACIFIC ISLANDER
Date of birth: May-26-1977
Ethnicity: ASIAN OTHER(Race:A)
Address: [REDACTED]
[REDACTED]

Phone numbers

MAIN HOME PHONE: [REDACTED]
CELL PHONE: [REDACTED]

Charge Summary

Charge # 1

Offense date: Apr-14-2017 (Fri.) 849



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Offense : **POSS DANGEROUS DRUG**

Charge statute: **HS 11377(A)**

Charge severity: **MISDEMEANOR**

Domestic Violence: **No**

Charge # 2

Offense date: **Apr-14-2017 (Fri.) 849**

Offense : **OBSTRUCTS/RESISTS PUBLIC OFFICER**

Charge statute: **PC 148(A)(1)**

Charge severity: **MISDEMEANOR**

Domestic Violence: **No**

Charge # 3

Offense date: **Apr-14-2017 (Fri.) 849**

Offense : **POSSESS/ETC BURGLARY TOOLS**

Charge statute: **PC 466**

Charge severity: **MISDEMEANOR**

Domestic Violence: **No**

Charge # 4

Offense date: **Apr-14-2017 (Fri.) 849**

Offense : **GRAND THEFT FELONY**

Charge statute: **PC 487(A)**

Charge severity: **FELONY**

Domestic Violence: **No**

Linkage factors

Resident status : **CITY OF SACRAMENTO RESIDENT**

Statement taken : **Yes**

Age range : **30-49 YEARS**

Access to firearm : **No**

Armed with : **NONE**

Offense: **2303- 1 487(A) PC GRAND THEFT >\$950 - COMPLETED**

Arrest date: **Apr-14-2017 (Fri.)**

Arrest type: **ON VIEW ARREST (LOCAL ARREST NO WARRANT)**

Related Business(es)

1. VICTIM # 1 - SACRAMENTO POLICE DEPT

Address: **5303 FRANKLIN BLVD**

Municipality: **SACRAMENTO , California 95820-**

Phone number: **(916) 277-6145**

Type: **GOVERNMENT**

Linkage factors

IBR Business Type: **GOVERNMENT**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY**

2303-1 487(A) PC GRAND THEFT >\$950

Victim of: **2303- 1 487(A) PC GRAND THEFT >\$950 - COMPLETED**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **03 SUSPECT STATEMENT**

Author: **4028 - MONROE, JONATHAN 0616**

Subject: **J MONROE**

Related date/time: **Apr-15-2017 (Sat.) 249**

On 4-14-17 at approx 0640 hours I read (S) Nguyen his Miranda rights verbatim from my SPD 133 card. He said he understood his rights and told me the following in summary:

I found that bike. It was over there and there was no lock on it. I was just trying to get back to my brothers house in elk grove. I didn't know that I couldn't take it because it was unlocked. I didn't know why you were stopping me, thats why I ran. You guys were chasing me and I didn't know why. Then you cut me off and made me crash. You shouldn't have cut me off like that. I know I didn't stop but you cant cut people off to make them stop.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **04 OBSERVATIONS**

Author: **4028 - MONROE, JONATHAN 0616**

Subject: **J MONROE**

Related date/time: **Apr-15-2017 (Sat.) 204**

On 4-14-17 at approx 0612 hours I, Officer Monroe #616, was dispatched to 6370 Mack Road regarding a SPD bait bicycle that had been stolen. The bicycle was GPS enabled and the exact location and speed of the bicycle was being tracked. The bicycle was described as a Felt V85 road bike, black in color. I arrived on scene at approx 0619 hours and observed the following in summary:

I arrived on scene at Mack Rd/ Valley Hi Dr. Dispatch advised me the bicycle was traveling northbound on Valley Hi Dr at approx 9 MPH. Dispatch advised the bicycle was traveling on the west curb line approaching Mack Rd. I turned southbound onto Valley Hi Dr from Mack Rd and immediately observed a subject riding a bicycle that appeared to be our SPD bait bicycle (FELT V85 BIKE S/N: [REDACTED]). I activated my emergency lights and siren in an attempt to stop the suspect.

He immediately took off from me on the bicycle. The suspect, later identified as (S) Huyen Nguyen, crossed Mack Rd going northbound on the west sidewalk. Officer Vito and Officer Lakin were also on scene and joined the pursuit of the bicyclist. As he was riding he kept continually looking back at us and then would pedal faster. Officer Vito attempted to get in front of him to impede his progress and force him to stop. (S) Nguyen swerved around his vehicle and continued to flee from us. (S) Nguyen then entered the parking lot on the northeast corner of Mack Rd/ Valley Hi Dr and went behind the businesses at 6251 Mack Rd. Officer Vito cut in front of (S) Nguyen with his vehicle again in an attempt to get him to stop running from us. (S) Nguyen kept peddling and attempted to swerve around his vehicle again. (S) Nguyen was unable to maneuver around him and collided into the back of the patrol vehicle with the bicycle. He was taken into custody after falling to the ground off the bicycle.

After looking at the bicycle there did not appear to be any damage to it caused by the collision. The bicycle he was riding was confirmed to be the bait bicycle owned by SPD. (S) Nguyen also did not have any visible injuries due to the collision. At the time of his arrest he was wearing a backpack that was partially open. In his backpack he had a large pair of orange bolt cutters. Based on the fact the bicycle had been locked to a pole using a cable lock, it is likely (S) Nguyen used the bolt cutters to



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

cut the lock.

I obtained a Mirandized statement from (S) Nguyen. He claimed that he had found the bike unlocked and didn't know what he did wrong. He said he didn't stop for the police because he didn't know why we were pulling him over.

I transported (S) Nguyen to our JERPF station where dayshift officers took custody of him. 1SM4 was also advised of the circumstances of the call.

While searching (S) Nguyen Officer Curtis located a small amount of NARTEC tested positive methamphetamine inside (S) Nguyen's wallet. The bicycle was left at JERPF for our CSU officers that were responsible for the maintenance of the bicycle.

Officer Lakin booked the cut bike lock, the bolt cutters, and a backpack containing (S) Nguyen's property as evidence. I completed a booking receipt (SPD 779) and gave (S) Nguyen his copy. This particular bicycle is valued at approx \$1000, and the GPS tag is valued at over \$300.

(S) Nguyen was transported to the county jail and booked for 148 PC, 466 PC, 487 PC, and 11377 H&S. Officer Curtis later booked the methamphetamine as evidence.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **08 MCI FORM**
Author: **4028 - MONROE, JONATHAN 0616**
Subject: **PATROL - MCI FORM**
Related date/time: **Apr-15-2017 (Sat.) 253**

Management of Criminal Investigations Form
Solvability Guidelines

-]Suspect Arrested Felony
-]Suspect Arrested Misdemeanor
-]Suspect Named, Known or Identified
-]Suspect Arrested and Other Suspects Outstanding
-]Suspect Arrested NO Detective Follow Up Needed
-]Suspect Vehicle with License
-]Bias Related
-]Substantial Suspect Vehicle Description, Partial License Plate
-]Unique M.O. Present
-]Pertinent Physical Evidence
-]Identifiable Traceable Stolen Property
-]Video Available
-]Video Collected
-]Continuing Problem, Series or Pattern
-]Victim or Witness Can I.D. Suspect
-]Contact Witness or Victim - Other Follow Up
-]Sex or Narcotics Crime or Major Injury
-]Supervisory or Officer Judgment

Investigating Officer Comments:

[]

Other Comments:

[]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **CLETS RESPONSE**

Author: **3764 - HEGJI, LEE 6314**

Subject: **17-104687 Rsp: ID** [REDACTED]

Related date/time: **Apr-17-2017 (Mon.) 1524**

COMMENT: 17-104687

4DCNFA00BMS.ID

DATE:04-17-17*TIME:15:22*

DMV RECORD FOR LAW ENFORCEMENT USE ONLY

DL/NO: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

END



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **CLETS RESPONSE**

Author: **3764 - HEGJI, LEE 6314**

Subject: **17-104687 Rsp: ID** [REDACTED]

Related date/time: **Apr-17-2017 (Mon.) 1524**

COMMENT: 17-104687

4DCNFA00BMX.ID

DATE:04-17-17*TIME:15:23*

DMV RECORD FOR LAW ENFORCEMENT USE ONLY

DL/ [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

[REDACTED]

[REDACTED]

END



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **PROPERTY TEXT**
Author: **3764 - HEGJI, LEE 6314**
Subject: **ALTERED CA ID FROM NGUYEN**
Related date/time: **Apr-17-2017 (Mon.) 1531**

G.O.[17-104687]

DATE [Apr-17-2017]

Remarks:

[Huyen Nguyen came to the Public Counter with his 779 for 17-104687. He also provided his CA ID.

I immediately saw that the CA ID number had been altered with possibly a red pen to change 3 of the numbers. The CA ID listed his number as [REDACTED] A QDL, attached in Text, shows that this number belongs to a [REDACTED]. Nguyen's CA ID number is [REDACTED] a QDL of this number, attached to Text, shows that it belongs to Nguyen.

I advised Nguyen that since he altered his CA ID he would not be getting it back. He was adamant that he did not alter it. I tried to show him how it was altered but he did not acknowledge it. He was also adamant that he would like his ID back. I told him no and asked if he wanted a receipt. He said he would. I have filled out an 779 form to give him.

He said "[REDACTED] altered it. Nguyen asked if he was going to get into trouble for it and I told him no and that it was going to be destroyed.

A copy of the altered ID and his 779 are attached in Images.

I have booked the altered/fraudulent for Disposal under PR 952310 - 1. I will write Disposal Notes and will dispose of the card.

]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY**

2303-1 487(A) PC GRAND THEFT >\$950

Property Employee [L. HEGJI 6314]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **PROPERTY TEXT**
Author: **659 - MEYER, JENNIFER 6318**
Subject: **PROP - DISPO NOTES**
Related date/time: **Apr-17-2017 (Mon.) 1536**

DISPOSAL NOTES

G.O. [17-104687] DATE: [041717]

ITEMS FOR RELEASE

[951951-4 TO HUYEN NGUYEN.]

ITEMS FOR DISPOSAL

G
[]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:
[*****HOLD ITEMS 1,2,3 AS THEY WERE USED IN THE CRIME*****]

AUTHORIZED BY:[J MEYER 6318] PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **PROPERTY TEXT**
Author: **3764 - HEGJI, LEE 6314**
Subject: **PROP - DISPO NOTES**
Related date/time: **Apr-17-2017 (Mon.) 1554**

DISPOSAL NOTES

G.O. [17-104687]

DATE: [Apr-17-2017]

ITEMS FOR RELEASE

[]

ITEMS FOR DISPOSAL

G
[952310 - 1.]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:

[PLEASE SEE MY PREVIOUS NOTEPAGE. CARD IS FRAUDULENT. BOOKED FOR DISPOSAL.]

AUTHORIZED BY:[L. HEGJI 6314]

PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Follow Up Report # SA 1

Follow Up Report # SA 1

Assignment Information

Assigned to: **4436 - CURTIS, TYLER 1020** Rank:
Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**
Assigned on: **Apr-14-2017 (Fri.) 440** by: **4436 - CURTIS, TYLER 1020**
Report due on: **Apr-15-2017 (Sat.)**

Submission Information

Submitted on: **Apr-14-2017 (Fri.) 2308**
Approved on: **Apr-14-2017 (Fri.)** by: **122 - BULLARD, RYAN 3135**

Follow Up Conclusion

Follow Up concluded: **Yes**

Narrative Text Report # 1

Document: **04 OBSERVATIONS**
Author: **4436 - CURTIS, TYLER 1020**
Subject: **OFC CURTIS #1020**
Related date/time: **Apr-14-2017 (Fri.) 1051**

On 4-14-17 at approx 0612 hours Ofc Fong #746 and I, Ofc Curtis #1020, were dispatched to transport a suspect (Huyen Nguyen) to jail. NGUYEN had been arrested for grand theft of a SPD bait bike. We arrived on scene at JERPF and observed the following in summary:

Upon a search incident to arrest of NGUYEN's person, Ofc Fong located his wallet in his back right jeans pocket. Inside the wallet there were approx .2 grams of an off white crystal like substance inside a small resealable plastic bag. We conducted a Nartec test of the off white crystal like substance which was presumptive positive for amphetamines.

NGUYEN had an ID and a bus pass with his name on it inside the wallet.

Based on the above circumstances NGUYEN was booked into SCMJ for 11377 HS possession of a controlled drug substance, as well as 148 PC, 466 PC and 487 PC.

I booked the .2 grams of methamphetamines and the resealable plastic bag at JERPF as evidence.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Follow Up Report # SA 2

Follow Up Report # SA 2

Assignment Information

Assigned to: **3426 - VITO, SAM 0825** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 5 LATE (TEAM 30)**

Assigned on: **Apr-14-2017 (Fri.) 2159** by: **3426 - VITO, SAM 0825**

Report due on: **Apr-15-2017 (Sat.)**

Submission Information

Submitted on: **Apr-15-2017 (Sat.) 529**

Approved on: **Apr-15-2017 (Sat.)** by: [REDACTED]

Follow Up Conclusion

Follow Up concluded: **Yes**

Narrative Text Report # 1

Document: **04 OBSERVATIONS**

Author: **3426 - VITO, SAM 0825**

Subject: **SECT 5, OFC. VITO #825, 1A53**

Related date/time: **Apr-14-2017 (Fri.) 637**

On Friday 04/14/2017 at approximately 0612 hours, I, Officer Vito #825, was enroute to a call regarding a stolen SPD bait bicycle with 1A57 (Lakin) and 1A59 (Monroe).

We were all in full Police uniform and all driving fully marked patrol cars. At this time, the sun had not fully risen, but it was light outside.

Upon arrival in the area at approximately 0620, Officer Monroe and I were heading eastbound on Mack Road at Valley Hi. We started to turn southbound on Valley Hi when we both spotted the bicycle heading northbound Valley hi on the West sidewalk towards us. We were approximately 15 feet from the subject as he entered the parking lot of the gas station.

Officer Monroe activated his lights and siren in an attempt to force the subject to stop but the subject (a male Asian later identified as Huyen Nguyen) pulled through the parking lot of the gas station and started peddling faster northbound across Mack Road.

Nguyen continued northbound on Valley Hi, across Mack Road.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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Follow Up Report # SA 2

I pulled ahead of Nguyen with my patrol car in an effort to slow him down but he went around my car and continued northbound attempting to get away from us.

Nguyen turned westbound in the alley behind the businesses and showed no signs of slowing or surrendering so I again pulled in front of him to try and slow him down.

When Nguyen tried to pull around me again, the front tire of the bicycle, collided with the left rear quarter panel of the patrol car causing the subject to fall off the bicycle.

Nguyen was taken into custody without further incident.

The bicycle had no visible damage and the patrol car had no visible damage from where the tire hit the car. Huyen had no visible injuries.

Officer Monroe took custody of Nguyen and transported him to the JERPF Police Station.

I transported the SPD property back to the JERPF Police Station.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Clearance Information

Agency: **SACRAMENTO PD**

Cleared status: **CLEARED BY ARREST - NOT APPLICABLE**

Cleared on: **Apr-17-2017 (Mon.)**

Cleared by Officer 1: **874 - SANCHEZ, ALVARO 0357**

Org Unit: **NCU45 - OOI INV SERVICES - NEIGHBORHOOD CRIMES UNIT SECTOR**

Approved by: **874 - SANCHEZ, ALVARO 0357**

Org Unit: **NCU45 - OOI INV SERVICES - NEIGHBORHOOD CRIMES UNIT SECTOR**

Complainant/Victim notified: **No**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: **952043**

Property case status: **LOST/STOLEN**

Submitted on: **Apr-15-2017 (Sat.)** by: **MONROE, JONATHAN 0616**

Related:

Offense: **GO SA 2017- 104687**

Related items: **1**

Bicycle

Status: **LOST/STOLEN**

Make: **FELT**

Serial #: **[REDACTED]**

Value: **\$1,000.00**

Recovered date: **Apr-14-2017**

Recovered location: **6251 MACK RD**

Type: **RACER**

Model #: **V85**

OAN:

Color: **BLACK**

Recovered value: **\$1,000.00**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: 951951

Property case status: SAFEKEEPING

Submitted on: Apr-14-2017 (Fri.) by: LAKIN, CHRISTINE 0691

Related:

Offense: GO SA 2017- 104687

Location: MACK RD AND VALLEY HIGH DR

Related items: 4

Articles

Status: SAFEKEEPING

Tag #: SA951951- 1

Article: ELOCK- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make: O GUAR

Model:

of pieces: 1

Serial # 1: [REDACTED]

OAN:

Value: \$0.00

Color: BLACK

Description: BLK U-SHAPED BICYCLE LOCK

Recovered date: -

Recovered value: \$0.00

Current Location: EP AE/09160901

Articles - Evidence

Status: SAFEKEEPING

Tag #: SA951951- 2

Article: EBOLT CU- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make:

Model: CR-MO24" 600MM

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$0.00

Color: ORANGE, BLACK

Description: ORG/BLK 24" BOLT CUTTERS

Recovered date: -

Recovered value: \$0.00

Flags: *e

Current Location: EP AL/14092101

Articles - Evidence

Status: SAFEKEEPING

Tag #: SA951951- 3

Article: ELOCK- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$0.00

Color: BLACK, RED

Description: ALL BLK CABLE LOCK W/ RED NUMBERS

Recovered date: -

Recovered value: \$0.00

Flags: *e

Current Location: EP AE/09160901

Articles



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Status: **SAFEKEEPING**

Tag #: **SA951951- 4**

Article: **PBCKPCK- PERSONAL ACCESSORIES**

Make: **ORBAN**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Value: **\$0.00**

Color: **BLUE, GRAY**

Description: **DARK BLUE/GRY BPACK WITH MISC ITEMS**

Recovered date: -

Recovered value: **\$0.00**

Flags: **d**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: 952310

Property case status: DISPOSAL

Submitted on: Apr-17-2017 (Mon.) by: HEGJI, LEE 6314

Related:

Offense: GO SA 2017- 104687

Related items: 1

Articles

Status: DISPOSAL

Tag #: SA952310- 1

Article: ICREDEN- ITEMS OF IDENTIFICATION

Make: CALIFORNIA

Model: ID

of pieces:

Serial # 1: FRADULENT

OAN:

Value: \$0.00

Color:

Description: ALTERED CARD FROM [REDACTED] TO [REDACTED] FROM HUYEN NGUYEN

Recovered date: -

Recovered value: \$0.00

Recovered location: FRAUDULENT/ALTERED CA ID CARD

Flags: d

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: 951961

Property case status: SEIZED (EVIDENCE)

Submitted on: Apr-14-2017 (Fri.) by: CURTIS, TYLER 1020

Related:

Offense: GO SA 2017- 104687

Location: MACK RD / VALLEY HI DR

Municipality: SACRAMENTO County: SACRAMENTO COUNTY

District: 5 Zone: 5C

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA951961- 2

Article: YNARCPA- MISCELLANEOUS

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$0.00

Color: CLEAR

Description: RESEALABLE PLASTIC BAG THAT CONTAINED METHAMPHETAMINES

Recovered date: -

Recovered value: \$0.00

Recovered location: INSIDE WALLET

Flags: *e

Current Location: EP AE/09161101

Drugs - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA951961- 1

Name: AMPHETAMINES/METHAMPHETAMINES

Form: CRYSTAL

Quantity: 0.200

Unit: GRAM

Value: \$0.00

Description: OFF WHITE CRYSTAL LIKE SUBSTANCE

Recovered date: -

Recovered value: \$0.00

Recovered location: WALLET IN BACK RIGHT PANTS POCKET

Flags: *e

Current Location: CCL

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Arrest Report: AB# 2017-4205

Arrestee: **NGUYEN, HUYEN KIM**

Date of birth: **May-26-1977**

Related CD#: **275663**

Arrest Information

Status: **CHARGED/BOOKED**

Type of arrest: **ON VIEW ARREST (LOCAL ARREST NO WARRANT)**

Reason for arrest: **PICKUP (FRESH ARREST)**

Arrest date: **Apr-14-2017 (Fri.) 849**

Rush file required: **No**

Booked into cell: **No**

Arrest agency: **SAC CITY POLICE**

Arresting officers: **616 - MARQUEZ, M 0312 ([REDACTED] - [REDACTED])**

Summary of facts: **GRAND THEFT**

Arrest location

Address: **MACK RD / VALLEY HI DR**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **5** Beat: **5C** Grid: **1606**

SODA zone: **No** Drug free zone: **No**

File number: **10009457** Cause number: **CA0340400**

Additional Arrest Information

Case Screened: **No**

Notify victim on release: **No**

Juvenile: **No**

Armed with: **NONE**

Diversion recommended: **No**

Interpreter needed: **No**

Rights given: **No**

Mental exam required: **No**

Statement taken: **No**

Fingerprinted: **Yes** Photo taken: **Yes**

CD updated: **Yes**

Family notified: **No**

Lawyer called: **No**

Meal given: **No** Coffee given: **No**

Detained: **No**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY**

2303-1 487(A) PC GRAND THEFT >\$950

***** END OF HARDCOPY *****

From: [Monroe, Jonathan](#)
To: [Brown, Joe](#)
Subject: RE: IA Interview
Date: Thursday, August 10, 2017 10:27:44 AM

Yes that will work, thanks.

Get [Outlook for Android](#)

From: Brown, Joe
Sent: Thursday, August 10, 2017 9:25:24 AM
To: Monroe, Jonathan
Cc: Davis, Tim; rep@spoa.org; Naff, Jeff
Subject: RE: IA Interview

Jonathan –

I will reschedule your interview to Wed, Aug 30, 2017 @ 1000 hrs. Let me know if that works for you.

OFFICER JOE BROWN, #891
Sacramento Police Department
Internal Affairs Division


From: Monroe, Jonathan
Sent: Thursday, August 10, 2017 10:01 AM
To: Brown, Joe <JoeBrown@pd.cityofsacramento.org>
Cc: Davis, Tim <TADavis@pd.cityofsacramento.org>; rep@spoa.org; Naff, Jeff <JNaff@pd.cityofsacramento.org>
Subject: Re: IA Interview

I just recently switched teams and I'm now on the south GET team. Our hours are 1000-2000, with SMT off. Let me know what date works best with these new hours.

Get [Outlook for Android](#)

From: Brown, Joe
Sent: Thursday, August 10, 2017 8:48:44 AM
To: Monroe, Jonathan
Cc: Davis, Tim; [rep@spoa.org](#); Naff, Jeff
Subject: IA Interview

Hi Jonathan -

You have been identified as a witness in an Internal Affairs case that I am investigating. The allegation pertaining to GO 17-104687 for Improper Tactics, Neglect of Duty, and Force. I need to interview you regarding this allegation. I am going to set the interview for Tuesday, August 29, 2017 @ 2100 hours, in the Internal Affairs Office. This should be during your normal work hours so please advise your supervisor of the appointment. I am CC'ing the SPOA, but you will have to contact them to confirm their participation if you wish. I am ordering you not to discuss this matter with any other department employee. Once you receive this email please respond to confirm receipt.

Please contact me if you have any questions.

OFFICER JOE BROWN, #891
Sacramento Police Department
Internal Affairs Division
(916) 808-2296

From: [Vito, Samuel](#)
To: [Brown, Joe](#)
Subject: Re: Interview Notification
Date: Tuesday, October 10, 2017 1:13:37 PM

Got it

On Oct 10, 2017, at 1:11 PM, Brown, Joe <JoeBrown@pd.cityofsacramento.org> wrote:

Hi Sam -

You have been identified as an accused in an Internal Affairs case that I am investigating. The allegation pertaining to GO 17-104687 for Improper Tactics, Neglect of Duty, and Force. I have attached a copy of that report for you to review. I need to interview you regarding this allegation. Per our previous conversation, I am going to set the interview for Thursday, October 19, 2017 @ 2100 hours, in the Internal Affairs Office. This should be during your normal work hours so please advise your supervisor of the appointment. I am CC'ing the SPOA, but you will have to contact them to confirm their participation if you wish. I am ordering you not to discuss this matter with any other department employee. Once you receive this email please respond to confirm receipt.

Please contact me if you have any questions.

OFFICER JOE BROWN, #891
Sacramento Police Department
Internal Affairs Division
(916) 808-2296

From: [Sean D. Currin](#)
To: [Brown, Joe](#)
Subject: RE: Officer Vito
Date: Tuesday, October 10, 2017 12:46:05 PM
Attachments: [image001.png](#)

Yup. I just heard back from Sam, and that should work.

Sean D. Currin | Senior Associate

☐ **MASTAGNI HOLSTEDT, A.P.C.**
Labor and Employment Department
1912 I Street | Sacramento, CA 95811
Main: (916) 446-4692 | Fax: (916) 447-4614
Direct: (916) 491-4261 | Cell: [REDACTED]
www.mastagni.com

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From: Brown, Joe [mailto:JoeBrown@pd.cityofsacramento.org]
Sent: Tuesday, October 10, 2017 11:12 AM
To: Sean D. Currin <scurrin@mastagni.com>
Subject: RE: Officer Vito

That should've been, Thursday, Oct 19, 2017 @ 2100 hours. Sorry for the confusion. If that works, I'll send a formal notification.

OFFICER JOE BROWN, #891
Sacramento Police Department
Internal Affairs Division
(916) 808-2296

From: Sean D. Currin [mailto:scurrin@mastagni.com]
Sent: Tuesday, October 10, 2017 10:39 AM
To: Brown, Joe <JoeBrown@pd.cityofsacramento.org>
Subject: Officer Vito

Officer Brown,

I'm trying to get in touch with you about our scheduled meeting for tomorrow at 2100hrs. Unfortunately I cannot make this meeting and would like to try and re-schedule. Are you available Thursday instead? Please let me know. You can call me at [REDACTED]

Thank you!

Sean D. Currin | Senior Associate

MASTAGNI HOLSTEDT, A.P.C.

Labor and Employment Department

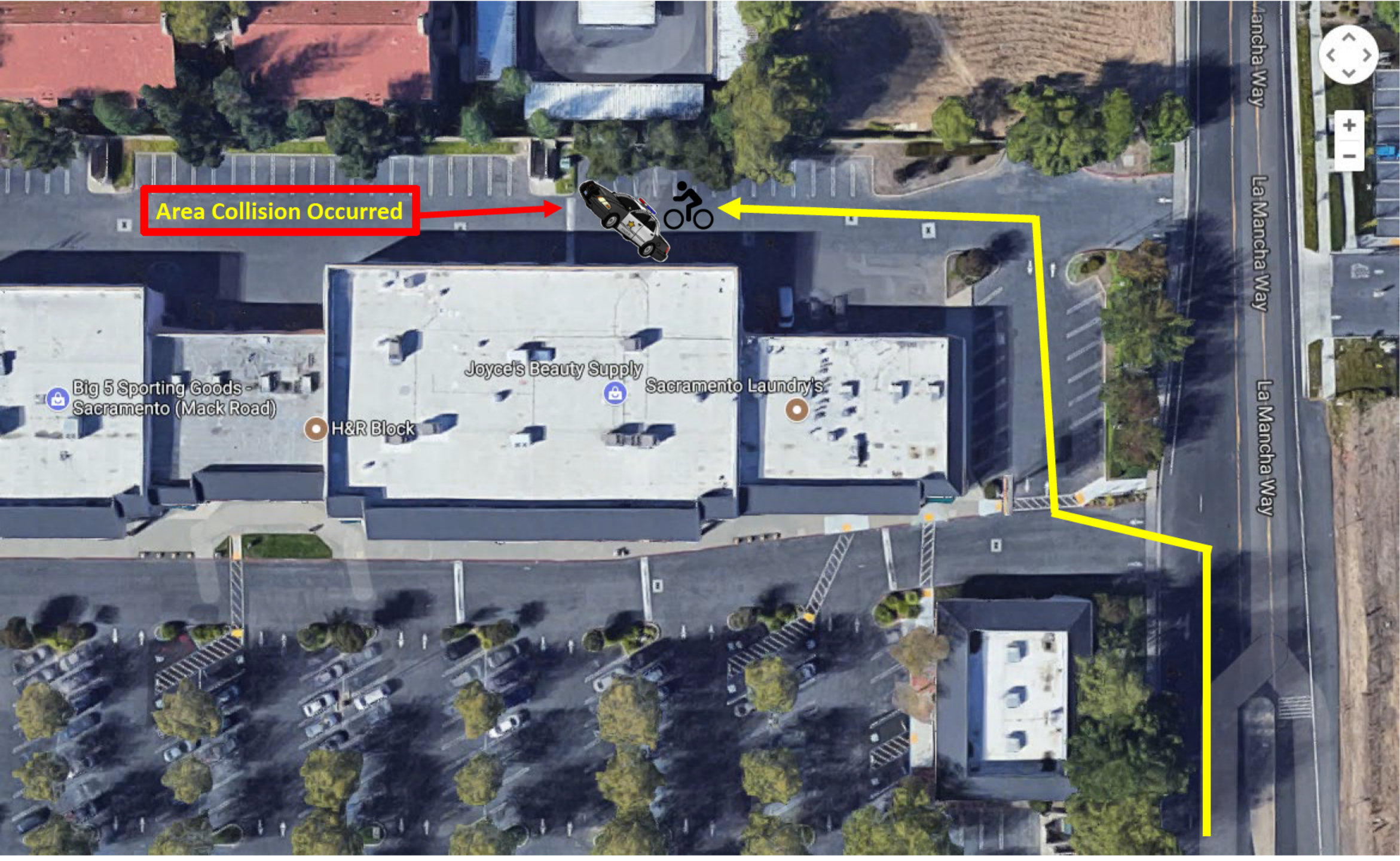
1912 I Street | Sacramento, CA 95811

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Area Collision Occurred



Big 5 Sporting Goods
Sacramento (Mack Road)

H&R Block

Joyce's Beauty Supply

Sacramento Laundry's

La Mancha Way

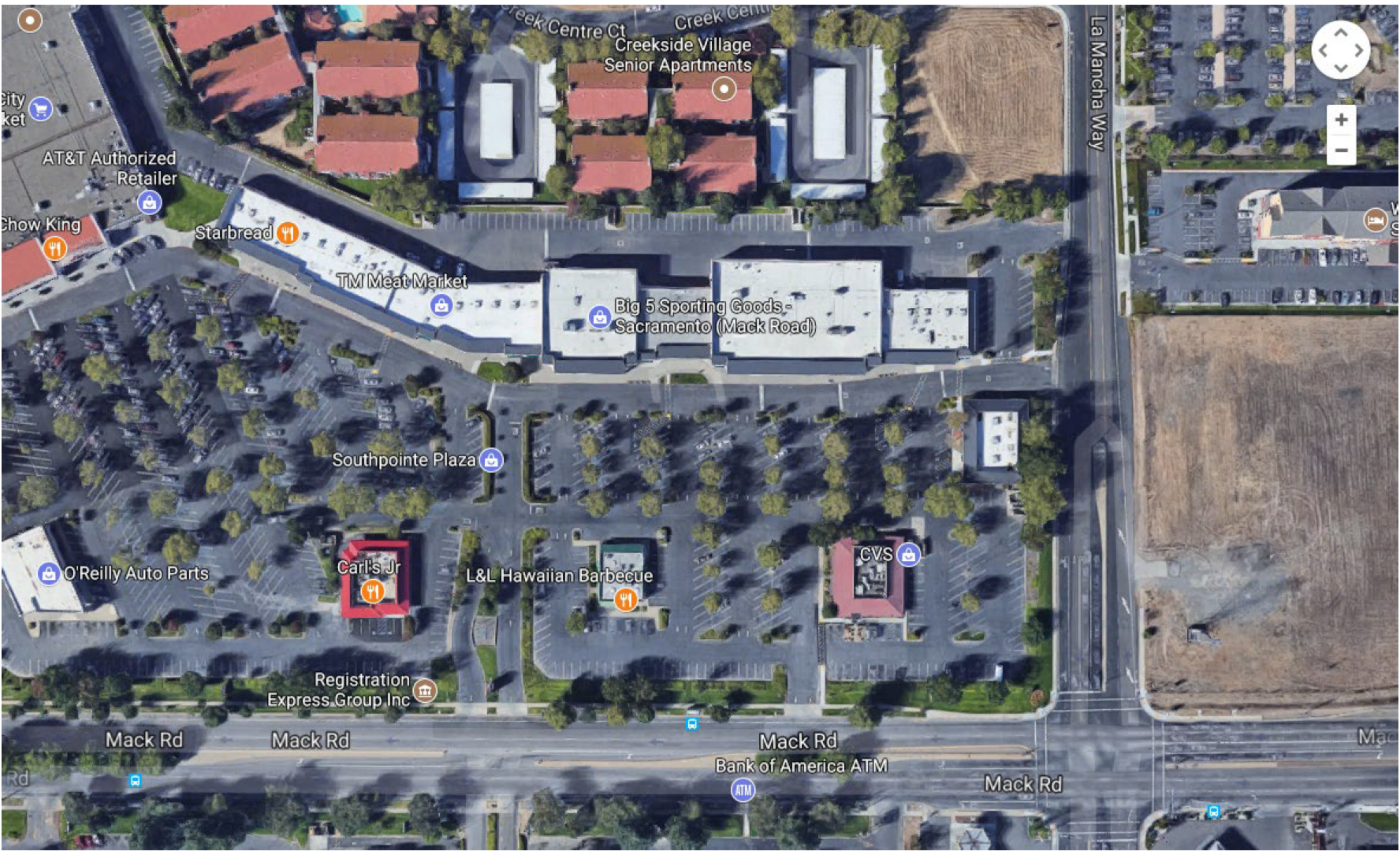
La Mancha Way

La Mancha Way



Path suspect fled from PD





04/14/2017 06:20:59

L

112230p5



04/14/2017 06:21:00

L

B

11223@p5



04/14/2017 06:21:00

L

B

11223@p5



04/14/2017 06:21:00

L

B

11223@p5



04/14/2017 06:21:01

L

B

11223@p5



04/14/2017 06:21:01

L

B

11223@p5





City of Sacramento Police Department

Message Log Report

Printed On: 11/16/2017

1A53

4/14/2017 00:02:27 TO MS [FROM UNIT: U1A51] should i put the i nsurance info tht u got for the mustang?? it was the prev owners ininsurance--dont wanna screw that person <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:02:36 TO MS [FROM UNIT: U1A51] i had already just put unk <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:02:44 FR MS [Badge1# 3426] 1943558 6709935 25358 000 175 TXT/DEST/U1A51 MSG/hmm... THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:02:50 FR MS [Badge1# 3426] 1943558 6709938 25368 000 175 TXT/DEST/U1A51 MSG/no. its not his THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:04:49 TO MS [FROM UNIT: U1A51] didi the excursion owner own teh traler too? <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:04:51 TO MS [FROM UNIT: U1A51] trailer <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:04:55 FR MS [Badge1# 3426] 1943562 6709935 25494 000 175 TXT/DEST/U1A51 MSG/yeah THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:05:19 TO MS [FROM UNIT: U1A51] and ph #? <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:05:42 FR MS [Badge1# 3426] 1943558 6709929 25540 000 175 TXT/DEST/U1A51 MSG/hmm THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:05:49 FR MS [Badge1# 3426] 1943558 6709929 25545 000 175 TXT/DEST/U1A51 MSG/oops THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:05:53 TO MS [FROM UNIT: U1A51] i dont know if need it anyway <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:05:57 FR MS [Badge1# 3426] 1943558 6709929 25551 000 175 TXT/DEST/U1A51 MSG/ok THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:05:59 TO MS [FROM UNIT: U1A51] just prked vehs <!XS> <XF TP=MC> <STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:06:03 FR MS [Badge1# 3426] 1943558 6709929 25556 000 175 TXT/DEST/U1A51 MSG/yeah THID/4W61DX1YOOK F1/U1A51,U1A53

4/14/2017 00:43:06 TO MS [FROM UNIT: U1A59] vito ill be at 7-11 if u need to vent anymore lol <!XS> <XF TP=MC> <STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:43:26 FR MS [Badge1# 3426] 1943562 6709929 27798 000 175 TXT/DEST/U1A51,U1A59 MSG/ha. ook THID/4W701J2WCA9 F1/U1A51,U1A53,U1A59

4/14/2017 00:45:04 TO MS [FROM UNIT: U1A51] lol <!XS> <XF TP=MC> <STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:45:38 TO MS [FROM UNIT: U1A59] or we can talk about baseball and how much the giants suck <!XS> <XF TP=MC> <STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:45:46 TO MS [FROM UNIT: U1A51] <!XS> <XF TP=MC> <STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:47:31 TO MS [FROM UNIT: U1A51] tasers' <!XS> <XF TP=MC>
<STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:48:11 FR MS [Badge1# 3426] 1943551 6709924 28084 000 175
TXT/DEST/U1A51,U1A59 MSG/i'm the farthest one away and they
send me THID/4W701J2WCA9 F1/U1A51,U1A53,U1A59

4/14/2017 00:48:17 FR MS [Badge1# 3426] 1943551 6709924 28094 000 175
TXT/DEST/U1A51,U1A59 MSG/i will never understand this place
THID/4W701J2WCA9 F1/U1A51,U1A53,U1A59

4/14/2017 00:48:27 TO MS [FROM UNIT: U1A51] im at jerpf kinda <!XS> <XF TP=MC>
<STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:54:27 TO MS [FROM UNIT: U1A51] sweet washin my hands of the dui/901-
-turned in! <!XS> <XF TP=MC> <STID>4W61DX1YOOK
<SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:54:36 FR MS [Badge1# 3426] 1939281 6717803 28467 050 164
TXT/DEST/U1A51 MSG/whew THID/4W61DX1YOOK
F1/U1A51,U1A53

4/14/2017 00:54:47 TO MS [FROM UNIT: U1A51] PIA <!XS> <XF TP=MC>
<STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 00:55:08 TO MS [FROM UNIT: HSR4] 1A53,1A57 ADV'D THEY'LL GO W/54 IF
YOU WANT TO C4

4/14/2017 00:55:17 FR MS [Badge1# 3426] 1936107 6718689 28512 050 165
TXT/DEST/HSR4 MSG/ok THID/4W61DWYKUG1 F1/HSR4,U1A53

4/14/2017 00:59:22 TO MS [FROM UNIT: U1A59] trying to understand this place is like trying to
figure out a meadowview homicide <!XS> <XF TP=MC>
<STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 00:59:34 TO MS [FROM UNIT: U1A51] lol <!XS> <XF TP=MC>
<STID>4W701J2WCA9 <SRL>U1A51,U1A53,U1A59 </XF> <!XE>

4/14/2017 01:28:06 TO MS [FROM UNIT: U1A59] C4 <!XS> <XF TP=MC>
<STID>_4W70359PPZ2 <STO>:SA:104617 <SRL>:SA:104617
</XF> <!XE>

4/14/2017 01:28:19 FR MS [Badge1# 3426] 1943532 6709921 30490 000 121
TXT/DEST/:SA:104617 MSG/copy THID/_4W70359PPZ2
F1/:SA:104617

4/14/2017 01:31:46 TO MS [FROM UNIT: HSR4] (GEN REQ)PMDT, FYI ROAD CLOSURE
SA17-104623 HWY 99 NB / US 50 EB

4/14/2017 01:34:31 FR MS [Badge1# 3426] 1943532 6709915 30860 000 121
TXT/DEST/U1A57 MSG/you guys done over there? they are
sending us to B THID/_4W703D7CANR F1/U1A53,U1A57

4/14/2017 01:35:00 TO MS [FROM UNIT: U1A57] yeah clearing now <!XS> <XF TP=MC>
<STID>_4W703D7CANR <SRL>U1A53,U1A57 </XF> <!XE>

4/14/2017 01:35:05 FR MS [Badge1# 3426] 1943525 6709909 30900 000 121
TXT/DEST/U1A57 MSG/cool THID/_4W703D7CANR
F1/U1A53,U1A57

4/14/2017 01:35:41 TO MS [FROM UNIT: HSR4] FYI 415E,(REVIEW POLICE CALL
SA104627) ALL UNITS BROADCAST █████ LOMA VERDE WAY

4/14/2017 04:31:15 TO MS [FROM UNIT: U1A51] NOT SURE HOW THIS IS A 502 IF HE WAS
JUST SITTING IN CAR <!XS> <XF TP=MC>
<STID>_4W71FFK4G3S <STO>:SA:104670 <SRL>:SA:104670
</XF> <!XE>

4/14/2017 04:31:22 TO MS [FROM UNIT: U1A54] I KNOW RIGHT <!XS> <XF TP=MC>
<STID>_4W71FFK4G3S <STO>:SA:104670 <SRL>:SA:104670
</XF> <!XE>

4/14/2017 04:31:35 FR MS [Badge1# 3426] 1943543 6709909 41489 000 121
TXT/DEST/:SA:104670 MSG/YUP THID/_4W71FFK4G3S
F1/:SA:104670

4/14/2017 04:31:52 TO MS [FROM UNIT: U1A51] I SHOULD REPHRASE---THIS IS NOT A
502 <!XS> <XF TP=MC> <STID>_4W71FFK4G3S
<STO>:SA:104670 <SRL>:SA:104670 </XF> <!XE>

4/14/2017 04:32:12 FR MS [Badge1# 3426] 1943550 6709720 41529 009 248
TXT/DEST/:SA:104670 MSG/ha. THID/_4W71FFK4G3S
F1/:SA:104670

4/14/2017 04:40:58 FR MS [Badge1# 3426] 1954231 6712892 42054 000 168
TXT/DEST/HSR4 MSG/can you show me out c7 at jerpf please
THID/4W61DWYKUG1 F1/HSR4,U1A53

4/14/2017 04:49:35 FR MS [Badge1# 3426] 1953802 6713066 42574 000 061
TXT/DEST/HSR4 MSG/er THID/4W61DWYKUG1 F1/HSR4,U1A53

4/14/2017 04:55:20 FR MS [Badge1# 3426] 1953919 6712997 42914 015 348
TXT/DEST/:SA:104673 MSG/i'm ER. stand by
THID/_4W70AJNXMLC F1/:SA:104673

4/14/2017 04:55:27 FR MS [Badge1# 3426] 1954184 6712967 42924 018 002
TXT/DEST/:SA:104673 MSG/por favor THID/_4W70AJNXMLC
F1/:SA:104673

4/14/2017 04:55:38 TO MS [FROM UNIT: U1A51] IM 906 <!XS> <XF TP=MC>
<STID>_4W70AJNXMLC <STO>:SA:104673 <SRL>:SA:104673
</XF> <!XE>

4/14/2017 04:55:45 FR MS [Badge1# 3426] 1954318 6712752 42944 000 260
TXT/DEST/:SA:104673 MSG/ok THID/_4W70AJNXMLC
F1/:SA:104673

4/14/2017 04:55:52 TO MS [FROM UNIT: U1A51] ALREADY DRIVING DOWN ST <!XS> <XF
TP=MC> <STID>_4W70AJNXMLC <STO>:SA:104673
<SRL>:SA:104673 </XF> <!XE>

4/14/2017 04:55:58 TO MS [FROM UNIT: U1A51] SO FAR NOTHIN <!XS> <XF TP=MC>
<STID>_4W70AJNXMLC <STO>:SA:104673 <SRL>:SA:104673
</XF> <!XE>

4/14/2017 04:56:01 FR MS [Badge1# 3426] 1954303 6712686 42954 013 260
TXT/DEST/:SA:104673 MSG/ok THID/_4W70AJNXMLC
F1/:SA:104673

4/14/2017 04:56:21 TO MS [FROM UNIT: U1A51] N O SILVER VANS AND ALL QUIET <!XS>
<XF TP=MC> <STID>_4W70AJNXMLC <STO>:SA:104673
<SRL>:SA:104673 </XF> <!XE>

4/14/2017 04:56:26 FR MS [Badge1# 3426] 1953409 6712405 42980 045 266
TXT/DEST/:SA:104673 MSG/ok THID/_4W70AJNXMLC
F1/:SA:104673

4/14/2017 04:58:16 TO MS [FROM UNIT: U1A51] YEAH IM GONNA CLR <!XS> <XF TP=MC>
<STID>_4W70AJNXMLC <STO>:SA:104673 <SRL>:SA:104673
</XF> <!XE>

4/14/2017 04:58:25 FR MS [Badge1# 3426] 1947744 6709591 43095 025 180
TXT/DEST/:SA:104673 MSG/alright THID/_4W70AJNXMLC
F1/:SA:104673

4/14/2017 05:30:02 TO MS [FROM UNIT: U2SM6] DT,DAYS BACKFILL IN DISTRICT 3..
CALL WONG AT [REDACTED] IF INTERESTED... RIGHT NOW IT
IS 2PL3 BUT DRIVING SQUAD CAR UNLESS YOU ARE
TRAINED IN DRIVING THE WAGON <!XS> <XF TP=MC> <STID>
<STO>HPMDT <SRL>U2SM6 </XF> <!XE>

4/14/2017 05:35:00 TO MS [FROM UNIT: U2SM6] DT,SPOT FILLED... THANKS 1A66 <!XS>
<XF TP=MC> <STID> <STO>HPMDT <SRL>U2SM6 </XF> <!XE>

4/14/2017 05:39:09 TO MS [FROM UNIT: ULN12] P5MDT,DIST 4/5 DAYSHIFT WILL BE
DELAYED GOING 909 FOR A LONG ROLL CALL.....FYI. <!XS>
<XF TP=MC> <STID> <STO>HP5MDT <SRL>ULN12 </XF> <!XE>

4/14/2017 06:08:45 TO MS [FROM UNIT: U1A51] i got u and maria in for that body camera
training on same day :) <!XS> <XF TP=MC>
<STID>4W61DX1YOOK <SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 06:08:57 FR MS [Badge1# 3426] 1943551 6709929 47333 000 183
TXT/DEST/U1A51 MSG/OK THID/4W61DX1YOOK
F1/U1A51,U1A53

4/14/2017 06:09:51 TO MS [FROM UNIT: U1A51] and your trainee whom i just sorta met and
seems cool <!XS> <XF TP=MC> <STID>4W61DX1YOOK
<SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 06:10:08 FR MS [Badge1# 3426] 1943558 6709935 47398 000 183
TXT/DEST/U1A51 MSG/great THID/4W61DX1YOOK
F1/U1A51,U1A53

4/14/2017 06:13:09 TO MS [FROM UNIT: U1A51] why do these things always get stolen at this
type of an hour <!XS> <XF TP=MC> <STID>4W61DX1YOOK
<SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 06:13:15 FR MS [Badge1# 3426] 1943543 6709938 47588 000 183
TXT/DEST/U1A51 MSG/omg THID/4W61DX1YOOK
F1/U1A51,U1A53

4/14/2017 06:15:06 TO MS [FROM UNIT: U1A51] sounds like we have crappy equipment
<!XS> <XF TP=MC> <STID>4W61DX1YOOK
<SRL>U1A51,U1A53 </XF> <!XE>

4/14/2017 06:15:12 FR MS [Badge1# 3426] 1942780 6710134 47708 050 090
TXT/DEST/U1A51 MSG/yup THID/4W61DX1YOOK
F1/U1A51,U1A53

4/14/2017 06:18:40 TO MS [FROM UNIT: HSR4] 1A53,DO YOU WANT ON THE 496B?

4/14/2017 06:18:48 FR MS [Badge1# 3426] 1935003 6719131 47924 033 111
TXT/DEST/HSR4 MSG/nah THID/4W61DWYKUG1
F1/HSR4,U1A53

4/14/2017 06:22:58 TO MS [FROM UNIT: U1A51] U GUYS NEED ADDTL? <!XS> <XF
TP=MC> <STID>_4W71FFKC0OS <STO>:SA:104687
<SRL>:SA:104687 </XF> <!XE>

4/14/2017 06:26:38 TO MS [FROM UNIT: U1A57] STABLE <!XS> <XF TP=MC>
<STID>_4W71FFKC0OS <STO>:SA:104687 <SRL>:SA:104687
</XF> <!XE>

4/14/2017 06:29:35 TO MS [FROM UNIT: U1A51] OK COOL GOOD CATCH! <!XS> <XF
TP=MC> <STID>_4W71FFKC0OS <STO>:SA:104687
<SRL>:SA:104687 </XF> <!XE>

4/14/2017 06:49:48 FR MS [Badge1# 3426] 1954202 6712907 49778 000 178
TXT/DEST/:SA:104687 MSG/what's his name?
THID/_4W71FFKC0OS F1/:SA:104687

4/14/2017 06:49:59 FR MS [Badge1# 3426] 1954202 6712901 49793 000 178
TXT/DEST/:SA:104687 MSG/nvm THID/_4W71FFKC0OS
F1/:SA:104687

4/14/2017 06:50:01 FR MS [Badge1# 3426] 1954202 6712907 49798 000 178
TXT/DEST/:SA:104687 MSG/i see it THID/_4W71FFKC0OS
F1/:SA:104687

4/14/2017 06:50:08 TO MS [FROM UNIT: U1A59] NGUYEN, HUYEN <!XS> <XF TP=MC>
<STID>_4W71FFKC0OS <STO>:SA:104687 <SRL>:SA:104687
</XF> <!XE>

4/14/2017 06:55:42 FR MS [Badge1# 3426] 1954209 6712895 50138 000 178
TXT/DEST/:SA:104687 MSG/copy THID/_4W71FFKC0OS
F1/:SA:104687

4/14/2017 07:03:14 FR BY 3426 070304 1954086 6712993 50588 000 145 TXT/MIL/70573.4
ROK/Y MOK/Y OFFC/Y COND/NND REM/EOW

4/14/2017 21:26:11 FR SO [Vehicle# 11650] [Badge1# 3426] 212547 1954362 6712771 15965
000 000 TXT/VER/18.34 LAN/A LTID/VEH11650 JUR/SA
UNIT/1A53 TYPE/PT ZON1/5A ZON2/P5 OFF1/3426 PAS1/*****
PRT1/P25333 ORC2/N VEH/11650 MIL/57189.6 ROK/Y MOK/Y
LOK/Y EKIT/N

4/14/2017 23:05:20 TO MS [FROM UNIT: USCT74] we will see how this goes for 8 hrs <!XS> <XF TP=MC> <STID>4W71DH7IWZI <SRL>U1A53,USCT74 </XF> <!XE>

4/14/2017 23:10:26 FR MS [Badge1# 3426] TXT/DEST/USCT74 MSG/what are you doing there? THID/4W71DH7IWZI F1/U1A53,USCT74

4/14/2017 23:10:30 FR MS [Badge1# 3426] TXT/DEST/USCT74 MSG/where are you? THID/4W71DH7IWZI F1/U1A53,USCT74

4/14/2017 23:10:48 TO MS [FROM UNIT: USCT74] casino <!XS> <XF TP=MC> <STID>4W71DH7IWZI <SRL>U1A53,USCT74 </XF> <!XE>

4/14/2017 23:10:57 FR MS [Badge1# 3426] TXT/DEST/USCT74 MSG/oh THID/4W71DH7IWZI F1/U1A53,USCT74

4/14/2017 23:11:00 TO MS [FROM UNIT: USCT74] till 7 <!XS> <XF TP=MC> <STID>4W71DH7IWZI <SRL>U1A53,USCT74 </XF> <!XE>

4/14/2017 23:11:02 FR MS [Badge1# 3426] TXT/DEST/USCT74 MSG/ok THID/4W71DH7IWZI F1/U1A53,USCT74

4/14/2017 23:11:05 FR MS [Badge1# 3426] TXT/DEST/USCT74 MSG/oh my THID/4W71DH7IWZI F1/U1A53,USCT74

4/14/2017 23:11:22 TO MS [FROM UNIT: USCT74] ya <!XS> <XF TP=MC> <STID>4W71DH7IWZI <SRL>U1A53,USCT74 </XF> <!XE>

4/14/2017 23:47:14 TO MS [FROM UNIT: U1A51] OFF TO [REDACTED] 18TH ST <!XS> <XF TP=MC> <STID>_4W71EZ0BJDV <STO>:SA:105582 <SRL>:SA:105582 </XF> <!XE>

4/14/2017 23:47:18 FR MS [Badge1# 3426] TXT/DEST/:SA:105582 MSG/ok THID/_4W71DFHY2JZ F1/:SA:105582

4/14/2017 23:47:23 TO MS [FROM UNIT: U1A51] PLATE ATTACHED FOR THE SUV <!XS> <XF TP=MC> <STID>_4W71EZ0BJDV <STO>:SA:105582 <SRL>:SA:105582 </XF> <!XE>

4/14/2017 23:47:28 FR MS [Badge1# 3426] TXT/DEST/:SA:105582 MSG/ok THID/_4W71DFHY2JZ F1/:SA:105582

4/15/2017 00:00:44 FR BY 3426 TXT/MIL/57204.6 ROK/Y MOK/Y OFFC/Y COND/NND REM/EOW

4/15/2017 00:04:14 FR SO [Vehicle# 11650] [Badge1# 3426] 000349 1937989 6710430 25451 024 088 TXT/VER/18.34 LAN/A LTID/VEH11650 JUR/SA UNIT/1A53 TYPE/PT ZON1/5A ZON2/P5 OFF1/3426 PAS1/***** PRT1/P25333 ORC2/N VEH/11650 MIL/57205.6 ROK/Y MOK/Y LOK/Y EKIT/N

4/15/2017 00:28:39 TO MS [FROM UNIT: U1A51] well [REDACTED] may have at least been telling truth about her not being there---the SUV hit pod on J street 24 minutes ago <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:29:07 FR MS [Badge1# 3426] TXT/DEST/U1A51,U1A54 MSG/ah THID/4W800ZT5RLL F1/U1A51,U1A53,U1A54

4/15/2017 00:29:13 TO MS [FROM UNIT: U1A54] oh really? huh....lol hes still a jerk <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:29:22 TO MS [FROM UNIT: U1A51] yes he is <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:30:00 TO MS [FROM UNIT: U1A51] hit meadowview/detroit 3 min after call came in too <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:30:35 TO MS [FROM UNIT: U1A54] ahh dang....wish she had been at her house <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:30:38 TO MS [FROM UNIT: U1A51] hit same j st pod at 9 pm too---wonder if a bar she going to or something <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:31:02 TO MS [FROM UNIT: U1A54] maybe....soby maybe around 3 she might behome <!XS> <XF TP=MC> <STID>4W800ZT5RLL <SRL>U1A51,U1A53,U1A54 </XF> <!XE>

4/15/2017 00:38:25 TO MS [FROM UNIT: HSR4] 1A53,CONFIRMING YOU'RE ER

4/15/2017 00:38:35 FR MS [Badge1# 3426] TXT/DEST/HSR4 MSG/yup THID/HSR4 F1/HSR4,U1A53

4/15/2017 00:38:43 TO MS [FROM UNIT: HSR4] 1A53,THANKS!

4/15/2017 00:48:41 FR MS [Badge1# 3426] TXT/DEST:/SA:105656 MSG/they are taking his father's body out. like a hearse. vans are from the funeral home THID/_4W801PGUKWS F1:/SA:105656

4/15/2017 00:48:53 TO MS [FROM UNIT: U1A57] SWEE <!XS> <XF TP=MC> <STID>_4W801PGUKWS <STO>:SA:105656 <SRL>:SA:105656 </XF> <!XE>

4/15/2017 00:49:04 TO MS [FROM UNIT: U1A57] T <!XS> <XF TP=MC> <STID>_4W801PGUKWS <STO>:SA:105656 <SRL>:SA:105656 </XF> <!XE>

4/15/2017 00:49:11 FR MS [Badge1# 3426] TXT/DEST:/SA:105656 MSG/yup THID/_4W801PGUKWS F1:/SA:105656

4/15/2017 00:49:15 FR MS [Badge1# 3426] TXT/DEST:/SA:105656 MSG/'ll dispo it THID/_4W801PGUKWS F1:/SA:105656

4/15/2017 00:49:21 TO MS [FROM UNIT: U1A57] OK <!XS> <XF TP=MC> <STID>_4W801PGUKWS <STO>:SA:105656 <SRL>:SA:105656 </XF> <!XE>

4/15/2017 00:51:16 TO MS [FROM UNIT: U1A57] bye <!XS> <XF TP=MC> <STID>4W801TV1D18 <SRL>U1A53,U1A57 </XF> <!XE>

4/15/2017 00:51:28 FR MS [Badge1# 3426] TXT/DEST/U1A57 MSG/see ya THID/4W801TV1D18 F1/U1A53,U1A57

4/15/2017 02:26:13 TO MS [FROM UNIT: HSR12] PMDT,WE ARE NOW 2 CHS... THANK YOU

4/15/2017 04:05:20 TO MS [FROM UNIT: U1A51] ready <!XS> <XF TP=MC> <STID>4W808RG3896 <SRL>U1A51,U1A53 </XF> <!XE>

4/15/2017 04:05:28 TO MS [FROM UNIT: U1A51] asian house-probationer <!XS> <XF TP=MC> <STID>4W808RG3896 <SRL>U1A51,U1A53 </XF> <!XE>

4/15/2017 04:05:44 FR MS [Badge1# 3426] TXT/DEST/U1A51 MSG/almost THID/4W808RG3896 F1/U1A51,U1A53

4/15/2017 04:07:24 FR MS [Badge1# 3426] TXT/DEST/U1A51 MSG/ok THID/4W808RG3896 F1/U1A51,U1A53

4/15/2017 04:29:56 TO MS [FROM UNIT: U1A59] C4....ITS LIKE A 5150 FACILITY RECENTLY CLOSED DOWN <!XS> <XF TP=MC> <STID>_4W809MQ9WLM <STO>:SA:105759 <SRL>:SA:105759 </XF> <!XE>

4/15/2017 04:30:07 FR MS [Badge1# 3426] TXT/DEST:/SA:105759 MSG/copy that. thx THID/_4W809MQ9WLM F1:/SA:105759

4/15/2017 05:19:09 TO MS [FROM UNIT: U1A57] she refused my ride... <!XS> <XF TP=MC> <STID>4W801TV1D18 <SRL>U1A53,U1A57 </XF> <!XE>

4/15/2017 05:19:20 FR MS [Badge1# 3426] TXT/DEST/U1A57 MSG/figures THID/4W801TV1D18 F1/U1A53,U1A57

4/15/2017 05:19:36 TO MS [FROM UNIT: U1A57] yup <!XS> <XF TP=MC> <STID>4W801TV1D18 <SRL>U1A53,U1A57 </XF> <!XE>

4/15/2017 05:44:20 FR BY 3426 TXT/MIL/57223.8 ROK/Y MOK/Y OFFC/Y COND/NND REM/EOW



SACRAMENTO POLICE DEPARTMENT

GENERAL ORDERS



420.01 USE OF POLICE VEHICLES 06-26-08

PURPOSE

To establish procedures for the use of police vehicles.

POLICY

To ensure that City vehicles are used in a safe manner for official business.

PROCEDURE

A. DEFINITIONS

1. GRAFFITI - unauthorized decals, signs, bumper stickers, markings, or accessories.
2. SHORT TERM PARKING - parking generally less than two (2) hours.
3. PRIORITY POLICE BUSINESS - investigating crimes, responding to calls, etc. Priority police business does not include attending meetings or court.
4. COMMUNICATION EQUIPMENT - includes, but is not limited to: telephones, cellular/wireless telephones (cell phones), pagers, computers, and other mobile service devices.
5. HANDS FREE DEVICE - an apparatus used with a cellular telephone that permits the user to talk on the telephone without holding it.
6. TEXT MESSAGE - a written message sent in textual form designed to appear on the viewing screen of a cellular telephone or pager.
7. PUSH-TO-TALK DEVICES - Police radios or cellular telephone models or devices that allow for two-way radio communications in addition to regular cellular telephone service and text messaging.

B. GENERAL

1. Employees shall operate Department vehicles with due care, caution, and obey all traffic laws except as authorized by law.
2. When leaving City vehicles unattended, the drivers shall:
 - a. place the gear selector in "park".
 - b. set the emergency brake.
 - c. roll up all windows.
 - d. remove the keys.
 - e. lock all doors.
3. When Community Service Officers (CSOs) and Crime Scene Investigators use marked patrol vehicles, they shall display magnetic "Civilian Employee" signs on the right and left sides of the vehicle.
4. After using a City vehicle, employees shall remove all trash from the vehicle and dispose of it properly.
5. Employees shall also follow the provisions of G.O. 255.09, Modified Duty.

C. USE OF SEAT BELTS

1. Employees riding in Department vehicles shall use the three-point harness safety belt (shoulder and lap harness) when the vehicle is placed in motion. To ensure employee safety and reduce the possibility of injury, the three-point harness safety belt shall not be altered nor modified in any manner.
2. Employees transporting persons other than City employees shall ensure passengers use seat belts.
 - a. Unless a prisoner poses a danger to the transporting officer, officers shall fasten the belt for the handcuffed prisoner. Officers who do not secure a prisoner with a seat belt, due to a belligerent or combative attitude, shall note this fact in the Arrest Report.
 - b. Patrol wagon prisoners are exempt from the seat belt requirement.

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D. USE OF CELLULAR TELEPHONES

California Vehicle Code 23123 states that a person shall not drive a motor vehicle while using a wireless telephone unless that telephone is specifically designed and configured to allow hands-free listening and talking, and is used in that manner while driving.

1. Unless extenuating circumstances exist, employees will not utilize a cellular telephone while operating a vehicle unless the telephone is equipped for hands-free use.
2. While operating a Department vehicle or while operating any vehicle while on duty, employees shall exercise caution when dialing calls or sending a text message while the vehicle is in motion. Such use shall not be attempted while in heavy traffic or high speed conditions.

NOTE: To place or receive a telephone call, or send a text message, employees should pull off the road to the nearest, safest, most practical location and stop their vehicle.

3. Employees using a push-to-talk device for two-way communications with other law enforcement personnel who are using that device in the course and scope of his/her employment, shall be exempt from Section D1 above.
4. Traffic violations
 - a. Traffic citations issued to an employee for violating CVC 23123 while using a City vehicle are the responsibility of the employee per City Policy.

E. TEMPORARY ASSIGNMENT OF VEHICLES

1. When additional vehicles are required to supplement existing operations, employees shall contact the Fleet Management Section, Office of Technical Services (OTS), and obtain a vehicle from the pool. In emergency situations, the on-duty station commander may authorize the use of any designated vehicle.
2. Fleet Vehicles
 - a. Employees seeking the use of a vehicle from the unmarked vehicle pool shall contact the Fleet Management Section, present sufficient authorization for the vehicle (e.g., a Travel and Training Request, a One-Day Request, or other form of supervisory authority), complete the Fleet Vehicle Sign-out Log, and obtain the keys. A gasoline credit card shall be issued when necessary.
 - b. When a vehicle has been assigned to sworn personnel in the Office of Operations the vehicle equipment number shall be reported, via MDC if available, to the dispatcher so it may be noted on the unit history. Personnel assigned to other Offices are not required to adhere to this procedure.
 - c. After using the vehicle, the user shall fuel, clean, and park it in the appropriate space. The ending mileage shall be noted. The keys and credit card shall be returned to the Fleet Management Section and the ending mileage reported.
3. Duplicate Sets of Keys
 - a. Under NO circumstances shall employees duplicate keys to any unmarked vehicle without prior authorization of the Manager, Fleet Management Section.
 - b. Employees shall not obtain keys to vehicles permanently assigned to another section without prior approval of the section commander. Section commanders shall ensure the keys to their permanently assigned vehicles are kept in a secured location.
4. Except as noted in section B3 above, patrol vehicles used by sworn personnel not in uniform and civilian personnel shall have "Out of Service" signs prominently displayed in both the driver and passenger rear windows.

F. PERMANENT ASSIGNMENT OF VEHICLES

1. City policy mandates all permanent overnight retention vehicle assignments be authorized by the City Manager.
 - a. Office chiefs shall submit a memo to the Chief of Police (COP) identifying employees within their offices needing permanent vehicle assignment. The memorandum shall be submitted before January 1 of each year.
 - b. The COP will make appropriate notification to the City Manager.

SACRAMENTO POLICE DEPARTMENT
GENERAL ORDERS

2. The Fleet Management Section shall maintain a list of permanent vehicle assignments, including:
 - a. the type of vehicle.
 - b. position classification of persons to whom vehicles are assigned.
 - c. the reason for permanent overnight retention assignment.

G. VEHICLE/OFFICER SAFETY

Employees, before beginning their tour of duty, shall verify the vehicle is in good operating condition. Items to be checked include: emergency lights, siren, and MDC.

1. Before going in-service at the start of shift and always after transporting any passengers, officers shall, if possible, remove the back seat of the vehicle and inspect the area under the seat, the rear passenger compartment, and the area under the front seats for contraband, evidence and/or property prisoners may have hidden and/or lost.
2. A complete vehicle inspection shall also be conducted at the end of shift before securing the vehicle.
3. Patrol Wagon
When backing the patrol wagon, the passenger officer, or another City employee, shall signal the driver from behind the vehicle.

H. VEHICLE REPAIR

1. When a vehicle needs repair or service, the driver shall:
 - a. park the vehicle at the applicable police facility garage.
 - b. leave the hood ajar.
 - c. complete a Fleet Equipment Request/Repair Form.
 - d. leave the form with an on-duty employee at the police facility garage. If the garage is closed, leave the form in the box designated for the forms.
2. If a shortage of vehicles occurs, employees shall contact their immediate supervisor. The supervisor shall check with the on-duty garage personnel, who shall determine if any of the deadlined vehicles are safe to use.
3. No employee shall close the hood on a deadlined vehicle and use it without first obtaining the permission of the police garage employee on duty.
4. When a vehicle breaks down in the field, the employee shall notify Communications of the exact location of the vehicle and the nature of the problem.
 - a. When the public safety garage is open:
 - (1) Communications shall contact a garage employee who will determine if a tow is needed. If the mechanical problem is minor and can be corrected in the field, garage personnel shall respond to the officer's location to make repairs.
 - (2) If needed, a tow truck shall be dispatched by garage personnel to have the disabled vehicle towed to the applicable police facility garage.
 - b. If the public safety garage is closed, Communications shall contact the tow company directly for towing to the applicable police facility garage.
 - c. A disabled vehicle shall not be left unattended while waiting for a tow. A vehicle that is disabled for any reason shall not be pushed by another vehicle for any distance except to alleviate a traffic hazard.

I. OUT OF TOWN BREAKDOWN

When a City vehicle requires repair work while out of town, the employee shall notify the WJKPF garage of its location, nature of the problem and, if possible, an estimate for repairs. Only the garage supervisor may authorize repair out of town.

NOTE: Costs of repairing damage to City vehicles resulting from misconduct by the employee having custody of the vehicle may be recoverable from the employee.

J. VEHICLE DAMAGE/GRAFFITI

1. Collisions involving City vehicles shall be investigated per the provisions of G.O. 537.04. NOTE: The California Highway Patrol M.A.I.T. may be called to assist in the investigation of accidents involving a fatality or serious injuries. See G.O. 537.01.
2. Employees involved in collisions or noting damage to vehicles that happened during their shift shall complete a City of Sacramento Driver's Report of Accident form (RM2 or Blue border form) and a Fleet Management Equipment Repair/Request form, and submit them to their supervisor as soon as circumstances permit. Blue border forms shall then be

SACRAMENTO POLICE DEPARTMENT
GENERAL ORDERS

- routed to the Professional Standards Unit (PSU), and the Equipment Repair/Request form to garage personnel.
3. Before and after using City vehicles, Department personnel shall visually inspect the vehicle, inside and out, visors and back of seats. This inspection includes operating condition, appearance (damage), and any graffiti present.
 - a. If during the inspection the employee discovers new damage which has not been reported, the employee shall complete an Equipment Request/Repair Form. The form shall be submitted to the employee's supervisor who shall immediately investigate the matter. The supervisor shall:
 - (1) investigate the unit history and identify the previous user plus any other pertinent information.
 - (2) route the Equipment Request/Repair Form and results of the investigation to the section commander who shall:
 - (a) review the report and forward it to the Fleet Management Section to request the damage be repaired or removed.
 - (b) order further investigation or initiate the process for disciplinary action if appropriate.
 - b. If during the inspection the employee discovers new graffiti present, observed materials shall be removed before using the vehicle. The removal may be done by personnel observing the damage or garage personnel. If removal is not possible due to time constraints, the nature of the materials or other variables, the employee shall complete an Equipment Request/Repair Form.
 - c. Employees who notice new damage/graffiti shall park the vehicle at the applicable police facility garage and leave the hood ajar.
 4. Vehicles should not be utilized until the discrepancies are corrected, and another vehicle substituted. In situations where the use of a vehicle is necessitated, supervisors, with concurrence of the garage staff, may authorize the use of a vehicle deadlined for cosmetic reasons.

K. VEHICLE TAKEN HOME

Except for permanently assigned vehicles, City vehicles are to be used for official business only and shall not be taken home except under special circumstances (early morning raids, surveillance, official trips, etc.). If it becomes necessary to take a vehicle home:

1. the driver shall complete a Use of Police Vehicle form (SPD 440).
2. the concerned division commander shall sign the form and forward it to the Fleet Management Section through the Captain, Staff Services Division.

L. USE OF CITY OWNED VEHICLES

Employees shall not transport unauthorized persons in police vehicles for other than official police business, unless prior authorization is received from the employee's supervisor.

M. TRANSPORTING CHILDREN

1. Employees transporting children in City vehicles under the age of four (4), or weighing less than 40 pounds, shall secure the child in an approved child passenger seat.
2. If due to physical unfitness, medical condition, or size, the child being transported will not benefit from a seat belt, the employee shall select alternative means of transportation for the child. Alternative means to consider are:
 - a. another City vehicle with proper restraints.
 - b. parent, relative, or friend's vehicle with proper restraints.
 - c. ambulance or proper medical transporter.

N. PARKING AND PARKING PLACARDS

1. "Police Only Zones" are intended for short term parking. All day parking is prohibited in these zones.
2. City vehicles may park in metered areas when conducting short term, priority police business (a parking placard is not mandatory).
3. Parking placards shall be assigned by the Deputy Chief of Police, OTS. Parking placards may be used to park in metered spaces for short term priority police business.

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O. TRAFFIC VIOLATIONS

1. Traffic and parking citations issued to an employee using a City vehicle are the responsibility of the employee per City Policy.
2. Any employee receiving a citation under an emergency situation shall complete an Emergency Vehicle Exemption form (SPD 007), directing it to the employee's Office Chief, explaining the situation in detail. Upon approval of the Office Chief, the memorandum and citation shall be sent to the Office of the Chief (OOC), Attn: Staff Assistance.
3. The OOC shall log the citation and send a request for dismissal, including a reason for the request, to the City Transportation Division.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



521.02 CODE 3 DRIVING 05-22-17

PURPOSE

The purpose of this order is to establish emergency response codes and procedures for emergency driving.

POLICY

It shall be the policy of the Sacramento Police Department to respond to emergency calls as quickly and safely as circumstances allow, while concurrently protecting the safety of the officer and the public.

PROCEDURE

A. EMERGENCY RESPONSE CODES DEFINED

1. CODE 900 – A dire emergency. A critical situation involving life or death circumstances to an officer (e.g., officer being fired upon or officer down).
2. CODE 3 – A radio code designating an emergency that shall be answered immediately.
 - a. Pursuit – See G.O. 521.01.
 - b. Emergency Response (See Section C.3 below) – While responding, red lights shall be used and the siren shall be used as necessary in accordance with 21055 CVC. NOTE: This provision does not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor does it protect the driver of an authorized emergency vehicle from the consequences of an arbitrary exercise of the provision.
3. COVER – An officer's request for immediate assistance. A Code 3 response shall be assumed unless otherwise noted.
4. BACKUP – An urgent call that shall be answered without delay. Red lights and siren shall not be used and all traffic laws shall be observed.

B. OFFICER RESPONSIBILITY

1. The driver of an emergency vehicle, per Section 21056 CVC, is not relieved from the responsibility of
 - a. Driving with due regard for the safety of all persons using the highway.
 - b. Recognizing the consequences of an arbitrary exercise of the privileges granted under Section 21055 CVC.
2. Officers shall record all Code 3 driving on the vehicle's ICC system in accordance with General Order 525.03.

C. CODE 3 DRIVING AUTHORIZED

1. Only sworn police officers are authorized to drive Code 3.
2. Civilian personnel (including Community Service Officers) who are driving a police vehicle are not authorized to drive Code 3.
3. A call may justify a Code 3 response if one of the following elements is present:
 - a. A violent crime in progress.
 - b. The preservation of life.
 - c. The prevention of a crime of violence.
 - d. Assistance to conduct a felony stop.
 - e. A serious public hazard.
 - f. A public safety unit requests Code 3 cover or advises of other dire emergency.



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4. If a Code 3 response is justified, the dispatcher may dispatch the minimum number of units required in the initial response Code 3. Any additional units shall be dispatched as back-up.
 - a. Officers receiving a dispatched Code 3 assignment may elect not to respond Code 3 on the basis of field information. Officers shall inform the dispatcher of the code change and reason at the earliest possible opportunity.
 - b. The final decision for responding Code 3 shall be made by the officer receiving the call. When more than one unit is assigned Code 3 in the general location, Communications shall broadcast that units are responding Code 3 in the area.
 - c. Upon broadcast of a Code 4 by units on the scene or a supervisor, units shall immediately discontinue the Code 3 response. Officers shall not deactivate emergency equipment (red lights and/or siren) until they have resumed compliance with the rules of the road.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



525.03 IN-CAR CAMERA

03-03-15

PURPOSE

The purpose of this order is to establish procedures to ensure that digital in-car camera systems are used to accurately and independently document the actions of citizens and employees.

POLICY

It shall be the policy of the Sacramento Police Department to use digital in-car cameras in a manner that will assist in criminal prosecutions or civil litigation by providing a recording of the incident that may supplement an officer's report and help document professional police conduct.

PROCEDURE

A. DEFINITIONS

1. ICC Front End Client - Panasonic ICC Arbitrator 360's software solution to control the systems functionality in the mobile environment.
2. ICC Back End Client - Panasonic ICC Arbitrator 360's software solution used to view and archive recorded ICC video after it has been off loaded from the vehicle.

B. USE OF THE EQUIPMENT

1. All employees shall utilize the in-car camera (ICC) system in accordance with Department training and this order whenever operating a vehicle equipped with an ICC.
2. All employees who utilize the ICC system shall have an operational wireless microphone.
 - a. If an employee's microphone is malfunctioning, the employee shall immediately contact his/her supervisor if available, or the District supervisor for a replacement.
 - b. If an employee's microphone is lost/stolen the employee shall immediately contact their supervisor and submit a Red Border form (as required in G.O. 410.02) through the chain of command with a summary of the circumstances.
 - c. If no replacement microphone is available that fact shall be noted in the remarks section of the MDC log-on screen along with the supervisor's name.
3. At the start of a shift, employees operating an ICC equipped vehicle shall check the system to ensure that it is operating properly. This shall include:
 - a. Checking the wireless microphone for function and battery strength.
 - b. Positioning the transmitter and microphone properly. Wireless microphones shall be carried on or above the employee's duty belt. Suggested positions for the wireless microphone:
 - (1) the duty belt.
 - (2) inside the uniform shirt pocket.
 - (3) on the uniform epaulette.
 - c. positioning the cameras to record events.
 - d. activating the system and recording a five (5) second test. The employee will then confirm on playback that the system recorded.
4. In the event an ICC equipped vehicle is malfunctioning employees shall:
 - a. Place the vehicle on the "dead line."
 - b. Prepare a Fleet Management Equipment Request/Repair Form which includes a description of the problem.
 - c. Notify the employee's supervisor of the malfunction.
 - d. Take another ICC equipped vehicle from the "ready line."

NOTE: In the event of a shortage of vehicles for a scheduled shift, only a Sergeant or higher authority can authorize an officer to utilize a vehicle with a non-functioning ICC system; officers shall list the name of the authorizing supervisor and that the ICC system is not functioning in the remarks section of the MDC log-on screen.



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5. During a shift, employees who encounter a problem with the ICC system shall contact their supervisor. Supervisors shall determine if a vehicle should be dead-lined if the ICC system is not functioning.
 6. Employees shall complete a journal entry on their unit history, to include the nature of the problem, the name of the notified supervisor and whether the vehicle was dead-lined or remained in service.
- C. USING THE SYSTEM
1. Prior to going in service each officer will be required to log into the ICC Front End Client with a username and password.
 2. The ICC system can be activated manually by pressing the "Record" button on the camera, wireless microphone, or on the "Arbitrator 360 Front End Client Application."
 3. The ICC system has four (4) automatic activation triggers:
 - a. Light Control: The ICC system will automatically begin to record when the patrol vehicle's emergency lights are activated.
 - b. Speed Activation: The ICC system will automatically begin to record when the patrol vehicle's GPS speed reaches 90 MPH.
 - c. [REDACTED]
 - d. Crash Sensor: The ICC system will automatically begin to record if the vehicle is involved in a collision.
 4. The ICC system will save 30 seconds of video recorded before the system was activated by any of the triggers. The ICC system will record an additional 30 seconds of video after the system is stopped.
 5. The ICC system (audio and video recording) shall be activated as soon as practical whenever an officer in an ICC equipped vehicle makes any field contact for enforcement or investigative purposes (e.g., suspicious vehicle, suspicious subject, traffic stop, bike stop, subject stop), whether self-initiated or in response to a dispatched call.
 - a. When the system has been activated in response to any of the above, the incident/contact shall be recorded until the incident/contact has reasonably concluded.
 6. [REDACTED]
 7. The ICC system shall be activated whenever a patrol vehicle is involved in a pursuit, or operating Code 3.
 - a. Officers that reduce driving Code 3, but continue to the call, shall not turn off their ICC until the incident has reasonably concluded. [see GO 521.01 (Pursuit of Vehicles) and GO 521.02 (Code 3 Driving)].
 8. In the event that an employee is unable to activate the ICC system or the system fails to record all or part of an event, the employee shall immediately contact his/her supervisor and note the reason why a recording was not made on the call history and in the appropriate report(s).
 9. In the event that an employee has recorded an incident that may have significant evidentiary value, the employee shall contact the appropriate supervisor as soon as practical. If the supervisor determines that the recorded material is of significant evidentiary value, the vehicle shall be driven to the nearest station for wireless video offload as soon as possible.
 10. Employees shall note in reports, on citations, or on the related calls (e.g., when no report is generated), if the ICC system was used during the event being documented. Employees clearing a call in CAD where the ICC system was activated shall:
 - a. note in the "Remarks" data field that a recording was made.
 - b. classify the recording by selecting a specific incident type from the drop down list.
 - c. enter the call number in the notes box.
 11. Employees may review videos and make notes in recordings using the ICC Front End Client prior to the video being wirelessly off-loaded from the vehicle. After the video is off-loaded officers will only be able to review and make notes using the ICC Back End Client. Employees will only have access to the video footage captured by their assigned ICC.
 12. Supervisors will have the ability to view all recorded ICC video utilizing the ICC Back End Client.



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13. Employees shall not tamper with or modify any part of the ICC system.

D. SUPERVISOR'S RESPONSIBILITY

1. Sergeants shall:

a. Ensure that a burned DVD for an event listed in F1 is properly booked under the corresponding case number.

2. Watch Commanders, Homicide Supervisors and Internal Affairs shall:

a. Maintain keys to the ICC recorder locker (located in the vehicle's trunk) in the event the vehicle is disabled or recordings are required immediately.

b. Download the ICC video into the Back-end Client by using a card reader located at the nearest station.

c. Return the SD Card to PSIT in a completed SD Card envelope.

E. VIDEO REVIEW

1. Authorized employees may review video footage captured by the ICC system via the Back End Client application.

2. Sergeants and above shall have access to video footage of all users. This will allow instant access when creating or reviewing a Pursuit Report or Use of Force Report in Blue Team and for training or administrative purposes.

3. Officers who are assigned as a long-term Acting Sergeant (pursuant to a transfer order) may be granted access to review video footage.

a. Access shall be removed when the officer is no longer a designated long-term Acting Sergeant.

4. Digital recordings shall only be reviewed by authorized personnel when it is:

a. Part of a Department investigation that is referred to the Internal Affairs Division.

b. Part of a personnel complaint.

c. Part of a civil claim.

d. Part of an administrative investigation.

e. Necessary to ensure compliance with this order.

f. Needed by officers for their own cases (e.g. in response to a subpoena for traffic court).

F. ICC RECORDING DUPLICATION

1. ICC duplications shall not be made without an approved SPD 524 (Video Request Form). The SPD 524 may be approved by:

a. A Sergeant or higher authority

b. The Internal Affairs Division

c. The Professional Standards Unit

d. The District Attorney's Office

e. The City Attorney's Office

f. A Supervising Police Records Assistant, in response to a subpoena

2. Duplication requests shall be received by EPS at least seven (7) business days before the date required.

3. An SPD 524 is NOT required when the Digital ICC recording is downloaded by:

a. A Sergeant or higher authority

b. The Internal Affairs Division

c. The Professional Standards Unit

d. Court Liaison personnel

e. Authorized Public Safety IT personnel

f. Officers, for their own incidents

4. When a copy is made, the back end client will create a traceable journal entry for that particular video which contains the date/time of the copy and employee's name and badge number. NOTE: A remark shall be added to the video, giving the reason for the copy and the name of the approving supervisor.

5. Recordings created by the ICC system are not to be booked as evidence unless they contain evidentiary information useful in investigations including but not limited to:

a. Homicide investigations.

b. Officer involved shooting investigations.

c. In-custody death investigations.



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- d. Major officer involved collisions.
- e. Upon the direction of a lieutenant or his/her designee.

G. OUTSIDE LAW ENFORCEMENT AGENCY REQUESTS

1. All outside law enforcement agency requests for recordings of In-Car Camera footage or footage captured from the Air Unit shall be sent to the Professional Standards Unit.
2. These requests shall be approved by the PSU supervisor. Exception: A Watch Commander may authorize the immediate copy and release of ICC footage to outside law enforcement agencies when it is essential to an ongoing investigation.
3. Approved requests shall be processed by the Evidence & Property Section with the exception of Air Unit footage. The Air Unit supervisor can make copies of Air Unit ICC footage when requested by PSU or EPS personnel.

H. ICC RECORDING ARCHIVE

1. Original recordings produced by the ICC system must be maintained for a period of eighteen months from the date they were created. Original recordings that are evidence in any criminal case, administrative investigation, any claim filed, or any litigation shall be preserved until the matter is resolved.
2. Original recordings produced by the ICC system and any copies made are the property of the Department and may not be used for any personal or commercial purposes. Copies made for court or other review purposes shall be securely destroyed or returned to EPS as soon as practical. Once returned, the copied DVD shall be destroyed if it is not needed for further proceedings.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



537.04 COLLISION REPORTING 04-13-17

PURPOSE

The purpose of this order is to establish standards for documenting collisions.

POLICY

It shall be the policy of the Sacramento Police Department that employees document collisions as directed in this order.

PROCEDURE

A. DEFINITIONS

1. COLLISION (ACCIDENT) - An unintended event that produces damage or injury involving a vehicle in transport.
2. COLLISION INVESTIGATION - Narrative format that contains headings for Facts, Statements, Opinions and Conclusions, and Recommendations, including subheadings as outlined in the **California Highway Patrol (CHP)** Collision Investigation Manual.
3. COLLISION REPORT - A shortened narrative format that contains only the Notification, Statements, Summary, Area of Impact, and Cause headings.
4. HIGHWAY - A way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. The term "highway" includes streets, shoulders, and sidewalks (360 VC).
5. **CHP 555-03 Traffic Collision Report** – CHP form used to document collision that involved no more than two (2) uninjured parties.
6. **CHP 555 Traffic Collision Report** – CHP form used to document collision investigations or document collisions that do not meet the criteria for a CHP 555-03.
7. **CHP 555 D Truck/Bus/Haz-Mat Collision Supplement Report** - CHP form that shall be completed if the collision meets the minimum reporting level as outlined in this GO and if one or more of the vehicles meets the qualifying criteria outlined in the CHP Collision Investigation Manual.

B. GENERAL

1. Collision documentation shall be in compliance with the California Highway Patrol Collision Investigation Manual (CHP HPM 110.5). All policies of the Sacramento Police Department and the City of Sacramento shall supersede the **CHP** Collision Investigation Manual in any case in which information conflicts.
2. Collision documentation shall be completed on CHP **traffic** collision report forms, including preprinted or computerized forms that meet CHP requirements. NOTE: Online reports that will not be transmitted to the CHP may be completed using the Department's Records Management System.
3. **Each page of the collision report/investigation report shall contain the same heading information as the face page of the report. This includes**
 - a. The date and time.
 - b. Department's NCIC number (3404).
 - c. Officer badge number.
 - d. Report number.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



C. MINIMUM REPORTING LEVEL

1. A collision occurring on or off the highway shall be documented as a Collision Investigation when any of the following conditions apply:
 - a. Any person is fatally injured as a result of the collision.
 - b. Any person is severely injured as a result of the collision, including, but not limited to, internal injuries; broken, dislocated or distorted limbs; severe lacerations; or unconsciousness at (or when taken from) the scene. Severe injury does not include minor lacerations that require no immediate medical attention.
 - c. The collision is a result of an identifiable driving violation that was not committed in the officer's presence and documentation is required to support prosecution (citation to be issued per 40600 VC).
 - d. Any party to the collision is in violation of 20001 or 20002 VC (Hit-and-Run), the vehicle's license plate is obtained, and the driver can be identified.
 - e. A collision resulting from a pursuit. Damage or injury resulting from the application of the Pursuit Immobilization Technique, including damage or injury to other vehicles, people, or property, is not reportable as a collision and shall be thoroughly documented in the pursuit offense report.
 - f. Any party to the collision is arrested for a collision-related violation (e.g. evading, hit-and-run, DUI, etc.)
 - g. The collision involves an emergency vehicle.
 - h. The collision involves a vehicle owned, rented, or leased by the City of Sacramento. This includes privately-owned vehicles used by City employees while conducting City business.
2. A collision occurring on or off the highway shall be documented as a collision report when any of the following conditions apply and none of the conditions in C.1. are present. Officers may elect to complete a collision investigation at their discretion.
 - a. Any person suffers other visible injuries or complaint of pain as a result of the collision.
 - (1) Other visible injuries include, but are not limited to, minor lacerations, bruising, black eyes, bloody noses, abrasions, non-visible, and soft tissue injuries.
 - (2) Supervisors and officers should be careful to recognize situations in which complaint of pain and other visible injuries may involve severe nonvisible or internal injury.
 - b. An involved party is in violation of 20001 VC or 20002 VC and the license plate of the hit and run vehicle is obtained, but the identification of the driver is unlikely.
 - c. The officer witnessed the violation that caused the collision and elects to take enforcement action. When a driver is found to be unlicensed or the license is suspended/revoked. Citations shall be issued for these violations, in accordance with GO 523.04 Notice to Appear (Citations).
3. No collision documentation is necessary when
 - a. None of the criteria in C.1. and C.2. are present. Officers may elect to document these collisions at their discretion.
 - b. The collision occurs on a freeway, including on-ramps and off-ramps. The CHP has jurisdiction in these cases.
4. Citizens wishing to document a collision that does not meet the criteria for dispatch may be referred to the SPD website for an "Online" report or to a public counter for a "Counter Report" (*Refer to GO 537.02 Traffic Citizen Reporting Options*).

D. COLLISION REPORT FORMS

1. Collisions shall be documented either on the CHP 555, CHP 555-03 or CHP 555 D form. NOTE: One CHP 555 D form shall be completed for each qualifying vehicle involved and be included on the last page(s) of the traffic collision report or investigation.
2. Absent the exceptions outlined in this General Order, traffic collision reports should be completed using either the "long form" or the "short form," based on the minimum reporting criteria below:



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



Investigation (Long Narrative)	Report (Short Narrative)
CHP 555 Regular Form	<ul style="list-style-type: none"> ▪ Fatal or severe injury. ▪ Citation for driving violation not committed in officer's presence. ▪ Hit and run when plate and driver can be identified. ▪ Collision as a result of a pursuit. ▪ Party arrested for collision-related violation (DUI, Evading, H&R, etc.). ▪ Emergency vehicle involved. City vehicle involved.
CHP 555-03 (PDO Form)	None of the above
	Any of the above except No Injury or two (2) parties maximum

E. SKETCHES & FACTUAL DIAGRAMMS

1. Sketches should be completed for all Collision Investigations and Reports in which the officer can accurately depict the movement of the parties up to impact.
2. Factual diagrams shall only be included with a **collision** Investigation and may be completed at the officer's discretion.
3. Sketches and factual diagrams need not be to scale but shall be proportional and professional in appearance. Sketch and Factual Diagram symbols shall be used as outlined in the CHP Collision Investigation Manual.

F. JURISDICTIONAL UNCERTAINTY

1. If the jurisdiction of a collision is unknown or in dispute and the collision meets the minimum reporting level, the collision shall be documented by officers from this Department.
2. Collisions known or later found to be outside the Department's jurisdiction shall be labeled "Courtesy Report" in the Special Conditions box. The name of the responsible agency should be included in the Special Conditions box.
3. When a courtesy report is taken, officers shall complete the report but shall omit the NCIC and Officer ID numbers from all pages of the report.
4. The Records Division shall send a copy to the agency having jurisdiction. No copy shall be sent to the CHP Information Management Division or City Traffic Engineering.

G. CITY VEHICLE COLLISION INVESTIGATION

1. **Department personnel involved in a collision while on duty shall notify Dispatch. Upon notice, Dispatch shall generate a call for service and make the proper e-mail notifications.**
2. **CSI shall be requested to take photographs of all collisions involving a City vehicle. If CSI is unavailable, photographs shall be taken by the District Sergeant.**
3. **Collisions between a City vehicle and a privately-owned vehicle or on private property that do not meet the definition of a collision shall be documented in a traffic collision I-report.**
4. When available, units assigned to the Traffic Section shall have primary responsibility for investigating reportable City vehicle collisions and shall complete the entire investigation.
5. **If Traffic Investigators are** unavailable, officers assigned to patrol may investigate City vehicle collisions.
 - a. Officers shall complete a **traffic collision investigation report**, excluding the Primary Collision Factor, Associated Collision Factor, and Opinions and Conclusions. Area of Impact shall be included if it can be determined.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



- b. Officers formerly assigned to the Traffic Section or who have completed a class in Intermediate Traffic Accident Investigation may complete the entire investigation.
 - c. When an arrest is made as the result of a collision (e.g., DUI, evading, etc.), officers shall complete the entire investigation due to criminal filing timelines.
6. Sworn peace officers entered as parties to a collision shall be identified at a minimum by first and last name, driver license number, business address, and business phone number.

H. CITY VEHICLE COLLISION REPORT

1. All City vehicle collisions investigations shall be routed to the Major Collision Investigation Unit (MCIU) for review and or completion prior to being routed the Records Division.
2. Upon conclusion of the report, if it is determined that Department Personnel have committed a violation of the law, the completed report shall
 - a. Be reviewed by the Traffic Lieutenant and employee's Division Commander.
 - b. Include either a DA cover sheet for felony convictions or a citation signed by the Traffic Section Commander for Misdemeanors/Infractions.
 - c. Be hand delivered and presented to the appropriate Deputy District Attorney.
3. Upon conclusion of the report, if it is determined that City Personnel have committed a violation of the law, the completed report shall be approved by the officer's supervisor.
4. Officers shall obtain supervisory approval prior to generating a citation to accompany a traffic collision report involving City personnel.
5. Officers shall not issue citations to any City employee at the scene of the collision.

I. SACRAMENTO DRIVER'S REPORT OF ACCIDENT "BLUE BORDER"

1. Department personnel involved in a collision while driving a SPD vehicle shall ensure that a City of Sacramento Driver's Report of Accident (Blue Border) form is completed by the end of watch. The Professional Standards Unit shall submit the Blue Border form to the City of Sacramento Risk Management Office within ten (10) days of the date the collision occurred.
2. If a collision report was taken, employees shall complete the first section of the form (first 5 lines) and include a brief description of the collision on the back of the form. The description should be brief (e.g. city vehicle backed into a tree, city vehicle was rear ended, etc.) and not contain any opinions observations, or determinations of who was at fault.
3. Collisions involving two Departmental vehicles or City owned property may be documented solely on a Blue Border if
 - a. Injury does not occur.
 - b. Privately owned vehicles are not involved.
 - c. Code -3 driving is not involved.
 - d. The Department vehicle sustains moderate or less damage (as defined in the CHP Collision Manual).
4. If a collision report was NOT taken, the Blue Border form shall be completely filled out and include a sketch and detailed description of how the collision occurred.
5. Supervisors may direct the officer to complete a collision investigation when the collision cannot be adequately documented on the Blue Border form.

J. COLLISIONS INVOLVING TRAINS OR LIGHT RAIL

1. Collisions involving either a train or bicyclist on a highway or a train and motor vehicle (on or off a highway) are considered vehicle collisions and shall be documented pursuant to the minimum reporting level in section C.
2. All other incidents involving trains (e.g. derailment, struck pedestrian, etc.) shall be documented in a General Offense Traffic Information Report.
3. Officers shall not issue a traffic citation or request a driver's license of the train operator or any of their crew members when a train has been involved in a collision/violation.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



K. SCHOOL BUS COLLISIONS

1. A school bus includes any of the following vehicles when transporting any K-12 school pupil to or from a public or private school or to or from a school-related activity.
 - a. School bus (as defined in 545 VC).
 - b. School pupil activity bus (as defined in 546 VC).
 - c. Youth bus (as defined in 680 VC).
 - d. Public transit bus or para-transit vehicle (as defined in 336 VC).
2. School buses do not include public transit vehicles that transport pupils along with members of the general public.
3. School bus collisions occurring within the City limits are the responsibility of the CHP and include
 - a. A collision between a vehicle and a pupil and/or school bus driver crossing the street when the school bus's flashing red lights are required to be on, pursuant to 22112 VC.
 - b. An injury to a school bus passenger as a result of acceleration, deceleration, or other movement of the bus.
4. Collisions involving any of the above described vehicles with no pupils aboard shall be handled by the Sacramento Police Department based on the minimum reporting level in section C.

L. BICYCLE COLLISIONS

1. A bicycle is a device upon which any person may ride, propelled exclusively by human power through a belt, chain, or gears and having one or more wheels (231 VC).
2. 21200 VC requires bicycle riders to obey the same rules of the road (Division 11) as the driver of a vehicle, except when the nature of the rule could not apply to a bicycle.
3. Collisions involving bicycles are reportable if they occur on a highway and meet the minimum reporting requirements in section C.

M. ENFORCING THE VEHICLE CODE

1. All enforcement actions shall be substantiated by the facts and/or statements provided. The elements of the violation and identification of the responsible person shall be clearly addressed in the report.
2. All citations issued in connection with a collision shall be submitted with the report.
3. Officers taking enforcement action for infractions (including license violations) not committed in their presence shall
 - a. Complete a citation.
 - (1) CSOs shall complete the citation and forward it to their supervisor for final review and signature (NOTE: CSOs shall print their name in the second officer signature box to assist the court in the subpoena process).
 - (2) The supervisor who reviews the CSO's report shall sign any citation(s) that accompany the collision report.
 - (3) The CSO shall enter the electronically completed citation and forward the hard copy of the citation pursuant to GO 523.04 Notice to Appear.
 - b. Write "Collision" or "Accident" in the violator's signature box.
 - c. Use the Sacramento Traffic Court calendar to set the court date. The court date should be assigned based on the date the report was approved by a supervisor. NOTE: Approving supervisors shall ensure that the court date is set based on the review date.
 - d. Not provide a copy of the citation to the violator.
4. Officers taking enforcement action for infractions (including license violations) committed in their presence may issue a citation to the violator at the scene using the normal citation procedure.
5. When a misdemeanor hit-and-run suspect has been positively identified, three enforcement options are available
 - a. Cite and release using the normal citation procedure. Set the court date using the Sacramento County Traffic Court calendar.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



- b. Prepare a citation and set the court date as instructed above. Write "COLLISION" or "ACCIDENT" in the violator's signature box. **Do not provide a copy of the citation to the violator.**
 - c. Book the violator according to Department policy.
6. When a felony hit-and-run suspect has been positively identified, **two enforcement options are available.**
- a. Book the violator according to Department policy. This shall be the preferred method unless the person cannot be cleared for incarceration within a reasonable time.
 - b. Submit report with "Reco" in the Special Conditions box. The MCIU will prepare a felony warrant request.

N. SPECIAL CONDITIONS

1. RECO – Additional follow up is needed to determine the cause of the collision or which party is responsible, a felony warrant request is being sought, or monitoring of a seriously injured person is requested.
2. CIT # _____ - A citation has been issued. Include **the** citation number.
3. CITY EQUIP # _____ - A City owned vehicle was involved. Include **the** vehicle number.
4. ON DUTY EMER VEH - An on-duty peace officer or firefighter was involved in the collision while operating a government-owned vehicle. Also, place "On Duty Emer. Veh." over **the** driver's name.
5. DUI - The collision involved a DUI driver.
6. BOOKED - A subject was booked as a result of the collision.
7. PP - The collision occurred on private property.
8. LATE RPT - The collision was a late report (defined in the CHP Collision Investigation Manual).
9. CITY PROP - Property owned by the City of Sacramento (excluding vehicles) was damaged.
10. GOVT - A government owned vehicle (excluding City vehicles) was involved in the collision.
11. PUB UTIL - Public utility property or vehicles were damaged in the collision (e.g., PG&E, etc.).
12. 550- **It is suspected that** the collision was staged. Do not write "Staged Collision" anywhere in the report.
13. COURTESY RPT - The collision occurred outside the City limits (indicate the responsible agency).
14. FATAL - A death resulted from the collision or within 30 days of the collision.
15. PRELIM - The investigation will take longer than 15 working days.
16. HAZMAT - A vehicle displaying a hazardous materials placard was involved in the collision.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



580.02 USE OF FORCE 5-16-17

PURPOSE

The purpose of this order is to outline procedures for the use and application of force, the medical follow-up that may be needed when the use of force results in injury, and the reporting and investigation of incidents involving the use of force.

POLICY

It shall be the policy of the Sacramento Police Department that officers **value and preserve the sanctity of human life at all times. Officers shall use only that amount of force necessary under the circumstances presented that the officer reasonably believes is required. Officers are expected to use de-escalation techniques when reasonably possible and without increasing the risk of harm to officers or others in an effort to reduce or eliminate the use of force. When using force, officers shall continuously reassess the perceived threat to select the reasonable use of force response.**

When making use of force decisions, officers should be mindful that subjects may be physically or mentally incapable of responding to police commands due to a variety of circumstances, including, but not limited to, alcohol or drugs, mental impairment, medical conditions, or language and cultural barriers.

PROCEDURE

A. DEFINITIONS

1. INJURY – Any visible bodily injury or complaint of bodily injury (non-visible injury). The injury must be reasonably related to the use of force applied. Injury, as defined in this order, does not include the temporary pain associated with the proper application of control holds and/or restraints.
2. MEDICAL CLEARANCE INJURY – Any injury that requires a Fit for Incarceration report prior to booking or, if the suspect is not booked into jail/juvenile hall, any injury that would likely require a Fit for Incarceration report.
3. LESS LETHAL FORCE – Any force, agent, or device that is not reasonably likely to cause death.
4. IMPACT WEAPON – Any weapon/device/technique used to strike a subject or fire an impact projectile at a subject. Examples of impact weapons include, but are not limited to, baton, pugilistic hand strikes, **40 MM launchers**, and flexible baton rounds.
5. DEADLY FORCE – Any force, agent, or device that is likely to cause death.
6. REPORTABLE USE OF FORCE – Any use of force (UOF) that causes injury as defined above; any UOF, whether or not it results in injury, involving the discharge of a firearm, a canine bite, or use of an impact weapon, chemical agent, carotid restraint, or CED; and any UOF, whether or not it results in injury, that deviates from the techniques taught and the equipment provided by the Department (see extraordinary conditions in section B.4).
7. FIELD SUPERVISOR – The district sergeant for officers working in a patrol capacity or the specialized unit supervisor for officers working in a specialized unit capacity (e.g., POP, Bikes, Mounted Units, RT, SWAT, etc.). The specialized unit supervisor must be a sworn member of the Sacramento Police Department holding the rank of sergeant, acting sergeant, or higher and must be able to respond within a reasonable period of time and assume the responsibilities of supervisor as outlined in this order. If not, the district sergeant is the field supervisor by default.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



8. BLUE TEAM (BT) – Web-based computer software that allows sergeants to enter UOF and pursuit incidents from a Department computer.
9. DE-ESCALATION – Employing techniques to stabilize a situation, to decrease the likelihood of the need to use force, and to increase the likelihood of voluntary compliance.

B. GENERAL

1. Force shall be used in compliance with Penal Code Section 835a, which states “Any peace officer who has reasonable cause to believe that the person to be arrested has committed a public offense may use reasonable force to affect the arrest, to prevent escape or to overcome resistance. A peace officer who makes or attempts to make an arrest need not retreat or desist from his efforts by reason of the resistance or threatened resistance of the person being arrested; nor shall such officer be deemed an aggressor or lose his right to self-defense by the use of reasonable force to affect the arrest or to prevent escape or to overcome resistance.”
2. Officers may use deadly force if, under the circumstances, the officer reasonably believes that the suspect poses a threat of death or serious bodily injury, either to the officer or to others.
3. Officers shall not use force upon a subject’s head or neck area in an effort to prevent individuals from swallowing or attempting to swallow evidence.
4. When using force, officers should use techniques and equipment that are approved by the Department. Under extraordinary conditions that involve the risk of serious bodily injury or death, and in situations where it may be impractical or impossible to comply with the provisions of this order, officers may resort to using any reasonable means of force to prevent injury or death to themselves or any other person.
5. When reasonable under the totality of the circumstances and where it may be accomplished without increasing the risk of harm to officers or others, officers should attempt to de-escalate situations. De-escalation techniques include, but are not limited to, gathering information about the incident; assessing risks; gathering resources (personnel and equipment); using time, distance, cover; using crisis intervention techniques; and communicating and coordinating a response.
6. Refer to GO 522.02 Emergency Care for Individuals Under Police Care or Control when rendering emergency medical treatment or summoning medical assistance.

C. MANDATORY REPORTING PROCEDURE

1. Officers’ Responsibilities
 - a. Any officer present and observing another officer using force that is clearly beyond that which is objectively reasonable under the circumstances shall, when in a position to do so and without increasing the risk of harm to officers or others, intercede to prevent the use of unreasonable force. An officer who observes another employee use force that exceeds the degree of force permitted by law shall promptly report these observations to a supervisor.
 - b. If officers are in doubt as to whether the UOF is reportable, the officers shall notify their field supervisor, who will then be responsible for making the determination.
 - c. Any reportable UOF shall require the immediate notification of the officer’s field supervisor and the following:
 - (1) The applicable report(s) (crime, casualty, and/or incident) shall be completed and include a complete description of how and why force was used, as well as a description of injuries that the suspect received or claims to have received.
 - (2) When an individual is arrested, the booking officer shall notify the jail intake nurse or detox staff nurse of the injury and type of force used.
 - (3) The City of Sacramento General Liability Loss Report Non-vehicular (RM Red Border Form) shall be completed and forwarded through the chain of command to the Professional Standards Unit (PSU).



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



- d. When the UOF has resulted in an injury, officers shall comply with the provisions in GO 522.02 Emergency Medical Care for Arrestees. If the individual is not arrested or will be released with a citation, officers should offer to call for an ambulance or assist in arranging transportation to an authorized medical facility.
2. Supervisors' Responsibilities
 - a. Upon notification of a reportable UOF, the officer's field supervisor shall
 - (1) Respond to the location of the arrest to ensure that a thorough investigation takes place. A thorough investigation into the UOF by officers should include, but is not limited to, an area canvass (for witnesses, evidence and surveillance video), witness statements (which should be obtained by officers not involved in the UOF or a supervisor), suspect statements, and photographs of the scene and any injuries. If the supervisor is unable to respond to the location of the arrest, the supervisor shall note the reasons why on the call and in the BT entry (see section C.2.c. below).
 - (2) Review the incident with the arresting officer and/or other officers.
 - (3) Review all recordings (both audio and video) of the event (e.g. In-Car Camera [ICC] video, **Body Worn Camera [BWC] video**, surveillance video).
 - (4) Assess the appropriateness of the UOF and the charge(s) against the suspect (if applicable).
 - (5) Consider arranging for other officers to transport and book the suspect in the event the suspect continues to display hostile, confrontational, or oppositional behavior toward the arresting officer(s).
 - b. If the UOF requires a BT entry (as outlined in section C.2.c. below), the officer's field supervisor shall
 - (1) Notify the watch commander immediately.
 - (2) Review the UOF with the watch commander. If, after this review, the watch commander determines that the force used was inconsistent with this order or Department policy, the watch commander shall contact the officer's captain and review the incident. If necessary, the captain will refer the incident to Internal Affairs.
 - c. Blue Team
 - (1) The officer's field supervisor shall initiate a BT entry whenever the following reportable UOF events occur:
 - (a) Any use of force that results in the suspect having Medical Clearance as defined in section A.2.
 - (b) Any UOF, whether or not it results in injury, involving the discharge of a firearm or a canine bite, or use of an impact weapon, chemical agent, carotid restraint, or CED.
 - (c) Any UOF, whether or not it results in injury, that deviates from the techniques taught and the equipment provided by the Department. NOTE: Nothing shall preclude a supervisor or watch commander from using BT to document any type of UOF.
 - (2) The BT entry should contain the following information:
 - (a) Summary of the event, including which officer(s) were involved, what type of force was used, and the extent of injuries to the officer and the suspect (if any).
 - (b) Any information that is not relevant to the crime or incident report (e.g. administrative actions taken by supervisor or other personnel).
 - (c) The supervisor's opinion as to whether the UOF was consistent with Department policy.
 - (3) In cases where a firearm has been discharged or the UOF results in death, do not initiate a BT entry. IA/PSU will initiate a BT entry after the administrative review of the incident has been conducted.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



(4) Attach all pertinent documents to the BT entry.

(5) If the UOF was captured on video, a copy of the video shall be forwarded to PSU.

D. USE OF FORCE DEPLOYED BY SUPERVISORS

1. In the event a sergeant uses force or gives an officer a direct order to deploy force that triggers the reporting requirements set forth in this order, the watch commander will be responsible for **identifying the person responsible for complying with section C.2. (Supervisor's Responsibilities)**.
2. In the event the watch commander, another lieutenant, **or a captain** uses force or gives an officer a direct order to deploy force that triggers the reporting requirements set forth in this order, the **division** captain or **deputy chief** shall be notified immediately. The **division** captain or the **employee's deputy chief** will be responsible for identifying the person responsible for complying with section C.2. (Supervisor's Responsibilities).

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2017 - 104687

Reported: Apr-14-2017 06:12:08

Summary Information

Call Number: SA 2017-104687 Date/In Time: Apr-14-2017 06:12:08 Status: CLOSED
Initial Call Type: THEFT OF SPD BAIT DEVICE
Final Call Type: THEFT OF SPD BAIT DEVICE
Priority: 3 Queue Type: R How Received: ALARM SYSTEM
Address: MACK RD / VALLEY HI DR Community: SACRAMENTO
District: 5 Zone: 5C Grid: 1606
Telephone: -
Call Taker: 3959 JOY, KELLY 6149 Call Taker Desk: CS1

Initial Remarks :

STAG5...FELT V85 BIKE (S/N: [REDACTED]) W/ GPS TAG
INSIDE SEAT.. BIKE WILL BE ATTACHED TO A LIGHT
POLE IN THE PARKING LOT OF MCDONALDS(6370 MACK
RD) ON THE WEST SIDE. BIKE IS SECURED BY A BLACK
CABLE LOCK..(COMBO [REDACTED]). BIKE/CABLE LOCK HAVE
BEEN SPRAYED W/ CLUE SPRAY. (466PC AND
1203.2/3056) ***

Complainant Name: SPD ALARMS
Address: 5770 FREEPORT BLVD
Home Phone: 916 -

Clearance Remarks :

OWNER: BUS: 916

Founded: Yes Report Expected: Yes
How Cleared: POLICE MATTER RESOLVED AT SCENE
BOLO: N
Reporting Officer1: 4264 - LAKIN, CHRISTINE 0691
Reporting Officer2:
Cleared By: 4262 RUIZ, CHELSEA 6026 Clearance Desk/Unit ID: SR4

Call Times:

Received : Apr-14-2017 06:12:08
Dispatch : Apr-14-2017 06:12:37
En Route : Apr-14-2017 06:12:53
On Scene : Apr-14-2017 06:21:11
Cleared : Apr-14-2017 10:05:39

Total - Units/Services: 6 Remarks: 19 Documents: 0 Entities: 0

Chronological Events

04-14-2017 06:12:01 SR4 4177 CONNAUGHTON, KATHY 6090
1A59 DP 4028 MONROE, JONATHAN 0616 MACK
RD / VALLEY HI DR

04-14-2017 06:12:22 CS1 3959 JOY, KELLY 6149 Call Remark
NW 2.2 MPH

04-14-2017 06:12:37 SR4 4177 CONNAUGHTON, KATHY 6090 Status Change
1A57 DP 4264 LAKIN, CHRISTINE 0691 MACK
RD / VALLEY HI DR

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2017 - 104687

Reported: Apr-14-2017 06:12:08

04-14-2017 06:12:43 CS1 3959 JOY, KELLY 6149 Call Remark
WB MACK RD 6.7 MPH

04-14-2017 06:12:53 1A57 4264 LAKIN, CHRISTINE 0691 Status Change
1A57 ER 4264 LAKIN, CHRISTINE 0691

04-14-2017 06:13:00 1A59 4028 MONROE, JONATHAN 0616 Status Change
1A59 ER 4028 MONROE, JONATHAN 0616

04-14-2017 06:13:05 SR4 4177 CONNAUGHTON, KATHY 6090 Call Remark
2SM4 COPIES

04-14-2017 06:13:25 CS1 3959 JOY, KELLY 6149 Call Remark
NO GPS****

04-14-2017 06:14:07 CS1 3959 JOY, KELLY 6149 Call Remark
WB MACK RD 6.7 MPH AT CENTER

04-14-2017 06:14:40 CS1 3959 JOY, KELLY 6149 Call Remark
**GPS GONE AGAIN.. MACK/CENTER ON THE SOUTH EAST
SIDE OF INTERSECTION**

04-14-2017 06:15:21 CS1 3959 JOY, KELLY 6149 Call Remark
SB CENTER ON THE NB SIDE.. APPROACHING LOORZ CT

04-14-2017 06:16:11 CS1 3959 JOY, KELLY 6149 Call Remark
6.7 MPH.. EB BAMFORD FROM CENTER

04-14-2017 06:18:20 CS1 3959 JOY, KELLY 6149 Call Remark
SE ON BAMFORD APPROACHING HESBY

04-14-2017 06:18:48 CS1 3959 JOY, KELLY 6149 Call Remark
8.9 MPH... BAMFORD AT HANFORD WAY

04-14-2017 06:19:42 CS1 3959 JOY, KELLY 6149 Call Remark
NB VALLEY HI ON THE WEST SIDE 8.9 MPH

04-14-2017 06:20:20 CS1 3959 JOY, KELLY 6149 Call Remark
APPROACHING MACK RD 11.2 MPH

04-14-2017 06:20:52 SR4 4177 CONNAUGHTON, KATHY 6090 Call Remark
1A59 NB CENTER MA,MULTI SHIRT,JEANS

04-14-2017 06:20:55 1A78 4266 SCHWERTFEGER, TREVOR 0765 Status Change
**1A78 ER 4266 SCHWERTFEGER, TREVOR 0765
ASSIST:1A59 /MACK RD / VALLEY HI DR**

04-14-2017 06:21:04 SR4 4177 CONNAUGHTON, KATHY 6090 Call Remark
1A59 BEHIND BIG 5,TOOK OFF ON US

04-14-2017 06:21:06 1A51 3830 GARDNER, MEGHAN 0644 Status Change
**1A51 ER 3830 GARDNER, MEGHAN 0644
ASSIST:1A59 /MACK RD / VALLEY HI DR**

04-14-2017 06:21:11 SR4 4177 CONNAUGHTON, KATHY 6090 Status Change
**1A53 OS 3426 VITO, SAM 0825 MACK RD /
VALLEY HI DR**

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2017 - 104687

Reported: Apr-14-2017 06:12:08

04-14-2017 06:21:15 SR4 4177 CONNAUGHTON, KATHY 6090 Call Remark
EIP ON

04-14-2017 06:21:34 CS1 3959 JOY, KELLY 6149 Call Remark
COPIED

04-14-2017 06:21:42 SR4 4177 CONNAUGHTON, KATHY 6090 Call Remark
1A59 SUBJ IN CUST,EIP OFF

04-14-2017 06:21:48 SR4 4177 CONNAUGHTON, KATHY 6090 Call Remark
2SM4 COPIES

04-14-2017 06:22:01 SR4 4177 CONNAUGHTON, KATHY 6090
1A59 OS 4028 MONROE, JONATHAN 0616

04-14-2017 06:22:02 SR4 4177 CONNAUGHTON, KATHY 6090
1A59 OS 4028 MONROE, JONATHAN 0616 Sent
to MDT: 1A59,Status changed to OS by SR4

04-14-2017 06:22:28 1A78 4266 SCHWERTFEGER, TREVOR 0765 Status Change
1A78 IS 4266 SCHWERTFEGER, TREVOR 0765

04-14-2017 06:22:43 SR4 4177 CONNAUGHTON, KATHY 6090 Status Change
1A57 OS 4264 LAKIN, CHRISTINE 0691

04-14-2017 06:22:44 SR4 4177 CONNAUGHTON, KATHY 6090
1A57 OS 4264 LAKIN, CHRISTINE 0691 Sent
to MDT: 1A57,Status changed to OS by SR4

04-14-2017 06:23:01 SR4 4177 CONNAUGHTON, KATHY 6090
1A59 OS 4028 MONROE, JONATHAN 0616
UNAVAILABLE

04-14-2017 06:23:02 SR4 4177 CONNAUGHTON, KATHY 6090
1A53 OS 3426 VITO, SAM 0825 UNAVAILABLE

04-14-2017 06:23:53 SR4 4177 CONNAUGHTON, KATHY 6090
1A57 OS 4264 LAKIN, CHRISTINE 0691
UNAVAILABLE

04-14-2017 06:25:23 CS1 3959 JOY, KELLY 6149 Call Update
Hazard viewed:89773

04-14-2017 06:30:14 1A51 3830 GARDNER, MEGHAN 0644 Status Change
1A51 IS 3830 GARDNER, MEGHAN 0644

04-14-2017 06:45:35 1A59 4028 MONROE, JONATHAN 0616
1A59 OS 4028 MONROE, JONATHAN 0616

04-14-2017 06:47:36 1A59 4028 MONROE, JONATHAN 0616 Call Remark
XREF: [REDACTED]

04-14-2017 06:57:01 SR4 4262 RUIZ, CHELSEA 6026
1A59 OS 4028 MONROE, JONATHAN 0616 JERPF

04-14-2017 06:57:02 SR4 4262 RUIZ, CHELSEA 6026

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2017 - 104687

Reported: Apr-14-2017 06:12:08

1A57 OS 4264 LAKIN, CHRISTINE 0691 JERPF
04-14-2017 06:57:09 SR4 4262 RUIZ, CHELSEA 6026
1A53 OS 3426 VITO, SAM 0825 JERPF
04-14-2017 07:01:32 1A53 3426 VITO, SAM 0825 Status Change
1A53 IS 3426 VITO, SAM 0825
04-14-2017 07:01:36 1A59 4028 MONROE, JONATHAN 0616 RMS Query
RMS Q LOC-LOC:BIG 5 MUN:1 REC:Y CAD:Y TYPE:H
SVTP:P HAZ:N PKI:N
04-14-2017 07:05:01 SR4 4262 RUIZ, CHELSEA 6026
1B57 ER 3218 FONG, PAUL 0746 JERPF, -
MACK RD / VALLEY HI DR
04-14-2017 07:05:55 SR4 4262 RUIZ, CHELSEA 6026 Status Change
1B57 ER 4436 CURTIS, TYLER 1020 JERPF, -
MACK RD / VALLEY HI DR
04-14-2017 07:05:59 SR4 4262 RUIZ, CHELSEA 6026
1B57 ER 4436 CURTIS, TYLER 1020
UNAVAILABLE
04-14-2017 07:08:00 SR4 4262 RUIZ, CHELSEA 6026
1B57 OS 4436 CURTIS, TYLER 1020
04-14-2017 07:08:01 SR4 4262 RUIZ, CHELSEA 6026
1B57 OS 3218 FONG, PAUL 0746
04-14-2017 07:08:02 SR4 4262 RUIZ, CHELSEA 6026
1B57 OS 4436 CURTIS, TYLER 1020 Sent to
MDT: 1B57,Status changed to OS by SR4
04-14-2017 07:26:01 1B57 4436 CURTIS, TYLER 1020
1B57 TR 3218 FONG, PAUL 0746 JAIL
04-14-2017 07:26:11 1B57 4436 CURTIS, TYLER 1020
1B57 TR 4436 CURTIS, TYLER 1020 JAIL
04-14-2017 07:41:01 1B57 4436 CURTIS, TYLER 1020
1B57 OS 3218 FONG, PAUL 0746 TRANSPORT
COMPLETED:JAIL
04-14-2017 07:41:11 1B57 4436 CURTIS, TYLER 1020
1B57 OS 4436 CURTIS, TYLER 1020 TRANSPORT
COMPLETED:JAIL
04-14-2017 07:45:29 1A57 4264 LAKIN, CHRISTINE 0691 Status Change
1A57 IS 4264 LAKIN, CHRISTINE 0691
04-14-2017 07:47:29 1A59 4028 MONROE, JONATHAN 0616 Status Change
1A59 IS 4028 MONROE, JONATHAN 0616
04-14-2017 08:29:01 1B57 4436 CURTIS, TYLER 1020
1B57 ER 3218 FONG, PAUL 0746 JERPF

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2017 - 104687

Reported: Apr-14-2017 06:12:08

04-14-2017 08:29:34 1B57 4436 CURTIS, TYLER 1020 Status Change
1B57 ER 4436 CURTIS, TYLER 1020 JERPF

04-14-2017 08:36:01 1B57 4436 CURTIS, TYLER 1020
1B57 OS 3218 FONG, PAUL 0746

04-14-2017 08:36:04 1B57 4436 CURTIS, TYLER 1020 Status Change
1B57 OS 4436 CURTIS, TYLER 1020

04-14-2017 08:54:01 SR4 4262 RUIZ, CHELSEA 6026
1B57 IS 3218 FONG, PAUL 0746 REQUEUE

04-14-2017 08:54:05 SR4 4262 RUIZ, CHELSEA 6026 Call Update
Call was REOPENED/REQUEUED:REOPENED CALL

04-14-2017 08:54:05 SR4 4262 RUIZ, CHELSEA 6026
1B57 IS 4436 CURTIS, TYLER 1020 REQUEUE

04-14-2017 08:54:05 SR4 4262 RUIZ, CHELSEA 6026 Call Update
Priority:CALL SA17-104687 HANDLED UNIT:1B57

04-14-2017 10:05:39 SR4 4262 RUIZ, CHELSEA 6026 Call Update
Cleared by:P TO:A

04-14-2017 10:05:39 SR4 4262 RUIZ, CHELSEA 6026 Call Update
Reporting Officer:CHANGED TO:SA4264

04-14-2017 10:05:39 SR4 4262 RUIZ, CHELSEA 6026 Call Update
**Priority:REMOVED HANDLED STATUS FOR SA17-104687
UNIT:1B57**

04-14-2017 10:05:39 SR4 4262 RUIZ, CHELSEA 6026 Call Update
Call was CLEARED:

Dispatch Information

Backup Unit: **1A51** Type:PL 3830 GARDNER, MEGHAN 0644
Dispatched: **Apr-14-2017 06:21:06**
En Route : **Apr-14-2017 06:21:06**
In Service: **Apr-14-2017 06:30:14**

Backup Unit: **1A53** Type:PT 3426 VITO, SAM 0825
Dispatched: **Apr-14-2017 06:21:11**
En Route : **Apr-14-2017 06:21:11**
On Scene : **Apr-14-2017 06:21:11**
In Service: **Apr-14-2017 07:01:32**

Prime Unit: **1A57** Type:PT 4264 LAKIN, CHRISTINE 0691
Dispatched: **Apr-14-2017 06:12:37**
En Route : **Apr-14-2017 06:12:53**
On Scene : **Apr-14-2017 06:22:43**
In Service: **Apr-14-2017 07:45:29**

Backup Unit: **1A59** Type:PT 4028 MONROE, JONATHAN 0616
Dispatched: **Apr-14-2017 06:12:37**
En Route : **Apr-14-2017 06:13:00**

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2017 - 104687

Reported: Apr-14-2017 06:12:08

On Scene : Apr-14-2017 06:22:44
In Service: Apr-14-2017 07:47:29

Backup Unit: 1A78 Type:PT 4266 SCHWERTFEGER, TREVOR 0765
Dispatched: Apr-14-2017 06:20:55
En Route : Apr-14-2017 06:20:55
In Service: Apr-14-2017 06:22:28

Backup Unit: 1B57 Type:PT 4436 CURTIS, TYLER 1020 3218 FONG, PAUL 0746
Dispatched: Apr-14-2017 07:05:55
En Route : Apr-14-2017 08:29:34
On Scene : Apr-14-2017 08:36:04
In Service: Apr-14-2017 08:54:05

**** END OF HARDCOPY ****



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

General Offense Information

Operational status: **CLEARED BY ARREST-SERGEANT USE ONLY**

Reported on: **Apr-14-2017 (Fri.) 612**

Occurred on: **Apr-14-2017 (Fri.) 612**

Approved on: **Apr-15-2017 (Sat.)** by: [REDACTED]

Report submitted by: **4028 - MONROE, JONATHAN 0616**

Org unit: **OOO PATROL DIST 5 LATE (TEAM 30)**

Address: **6370 MACK RD**

Place: **MCDONALDS**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **5** Beat: **5C** Grid: **1623**

Felony/Misdemeanor: **FELONY**

Value loss: **\$1,000.00** Value recovered: **\$1,000.00**

Gang involvement: **NO GANG INVOLVEMENT**

Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1 2303-1 487(A) PC GRAND THEFT >\$950 - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **2 2206-0 466 PC POSS OF BURG TOOLS - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **3 4801-0 148(A)(1)PC RESIST PEACE OFFCR - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Event(s)

CP 104687
AB 4205

Related Person(s)

1. ARREST/CITE # 1 - NGUYEN, HUYEN KIM

(Case Specific Information)

Sex: MALE
Race: ASIAN (ALL)/ PACIFIC ISLANDER
Date of birth: May-26-1977
Address: [REDACTED]
[REDACTED]

Phone Numbers

MAIN [REDACTED]
HOME PHONE:
CELL [REDACTED]
PHONE:

Particulars

Place of birth: [REDACTED]
Employer address: [REDACTED]
Ethnicity: ASIAN OTHER(Race:A)
Height: 5'06 Weight: 170 lbs.
Build: MEDIUM
Eye color: BROWN
Hair color: BLACK
Hair style: STRAIGHT
Additional remarks: XREF [REDACTED]

Master Name Index Reference

Name: NGUYEN, HUYEN KIM
Sex: MALE
Race: ASIAN (ALL)/ PACIFIC ISLANDER
Date of birth: May-26-1977
Ethnicity: ASIAN OTHER(Race:A)
Address: [REDACTED]
[REDACTED]

Phone numbers

MAIN HOME PHONE: [REDACTED]
CELL PHONE: [REDACTED]

Charge Summary

Charge # 1

Offense date: Apr-14-2017 (Fri.) 849



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Offense : **POSS DANGEROUS DRUG**

Charge statute: **HS 11377(A)**

Charge severity: **MISDEMEANOR**

Domestic Violence: **No**

Charge # 2

Offense date: **Apr-14-2017 (Fri.) 849**

Offense : **OBSTRUCTS/RESISTS PUBLIC OFFICER**

Charge statute: **PC 148(A)(1)**

Charge severity: **MISDEMEANOR**

Domestic Violence: **No**

Charge # 3

Offense date: **Apr-14-2017 (Fri.) 849**

Offense : **POSSESS/ETC BURGLARY TOOLS**

Charge statute: **PC 466**

Charge severity: **MISDEMEANOR**

Domestic Violence: **No**

Charge # 4

Offense date: **Apr-14-2017 (Fri.) 849**

Offense : **GRAND THEFT FELONY**

Charge statute: **PC 487(A)**

Charge severity: **FELONY**

Domestic Violence: **No**

Linkage factors

Resident status : [REDACTED]

Statement taken : **Yes**

Age range : **30-49 YEARS**

Access to firearm : **No**

Armed with : **NONE**

Offense: **2303- 1 487(A) PC GRAND THEFT >\$950 - COMPLETED**

Arrest date: **Apr-14-2017 (Fri.)**

Arrest type: **ON VIEW ARREST (LOCAL ARREST NO WARRANT)**

Related Business(es)

1. VICTIM # 1 - SACRAMENTO POLICE DEPT

Address: **5303 FRANKLIN BLVD**

Municipality: **SACRAMENTO , California 95820-**

Phone number: **(916) 277-6145**

Type: **GOVERNMENT**

Linkage factors

IBR Business Type: **GOVERNMENT**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY**

2303-1 487(A) PC GRAND THEFT >\$950

Victim of: 2303- 1 487(A) PC GRAND THEFT >\$950 - COMPLETED



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **03 SUSPECT STATEMENT**

Author: **4028 - MONROE, JONATHAN 0616**

Subject: **J MONROE**

Related date/time: **Apr-15-2017 (Sat.) 249**

On 4-14-17 at approx 0640 hours I read (S) Nguyen his Miranda rights verbatim from my SPD 133 card. He said he understood his rights and told me the following in summary:

I found that bike. It was over there and there was no lock on it. I was just trying to get back to my brothers house in elk grove. I didn't know that I couldn't take it because it was unlocked. I didn't know why you were stopping me, thats why I ran. You guys were chasing me and I didn't know why. Then you cut me off and made me crash. You shouldn't have cut me off like that. I know I didn't stop but you cant cut people off to make them stop.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **04 OBSERVATIONS**

Author: **4028 - MONROE, JONATHAN 0616**

Subject: **J MONROE**

Related date/time: **Apr-15-2017 (Sat.) 204**

On 4-14-17 at approx 0612 hours I, Officer Monroe #616, was dispatched to 6370 Mack Road regarding a SPD bait bicycle that had been stolen. The bicycle was GPS enabled and the exact location and speed of the bicycle was being tracked. The bicycle was described as a Felt V85 road bike, black in color. I arrived on scene at approx 0619 hours and observed the following in summary:

I arrived on scene at Mack Rd/ Valley Hi Dr. Dispatch advised me the bicycle was traveling northbound on Valley Hi Dr at approx 9 MPH. Dispatch advised the bicycle was traveling on the west curb line approaching Mack Rd. I turned southbound onto Valley Hi Dr from Mack Rd and immediately observed a subject riding a bicycle that appeared to be our SPD bait bicycle (FELT V85 BIKE S/N: [REDACTED]). I activated my emergency lights and siren in an attempt to stop the suspect.

He immediately took off from me on the bicycle. The suspect, later identified as (S) Huyen Nguyen, crossed Mack Rd going northbound on the west sidewalk. Officer Vito and Officer Lakin were also on scene and joined the pursuit of the bicyclist. As he was riding he kept continually looking back at us and then would pedal faster. Officer Vito attempted to get in front of him to impede his progress and force him to stop. (S) Nguyen swerved around his vehicle and continued to flee from us. (S) Nguyen then entered the parking lot on the northeast corner of Mack Rd/ Valley Hi Dr and went behind the businesses at 6251 Mack Rd. Officer Vito cut in front of (S) Nguyen with his vehicle again in an attempt to get him to stop running from us. (S) Nguyen kept peddling and attempted to swerve around his vehicle again. (S) Nguyen was unable to maneuver around him and collided into the back of the patrol vehicle with the bicycle. He was taken into custody after falling to the ground off the bicycle.

After looking at the bicycle there did not appear to be any damage to it caused by the collision. The bicycle he was riding was confirmed to be the bait bicycle owned by SPD. (S) Nguyen also did not have any visible injuries due to the collision. At the time of his arrest he was wearing a backpack that was partially open. In his backpack he had a large pair of orange bolt cutters. Based on the fact the bicycle had been locked to a pole using a cable lock, it is likely (S) Nguyen used the bolt cutters to



SACRAMENTO POLICE DEPARTMENT

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cut the lock.

I obtained a Mirandized statement from (S) Nguyen. He claimed that he had found the bike unlocked and didn't know what he did wrong. He said he didn't stop for the police because he didn't know why we were pulling him over.

I transported (S) Nguyen to our JERPF station where dayshift officers took custody of him. 1SM4 was also advised of the circumstances of the call.

While searching (S) Nguyen Officer Curtis located a small amount of NARTEC tested positive methamphetamine inside (S) Nguyen's wallet. The bicycle was left at JERPF for our CSU officers that were responsible for the maintenance of the bicycle.

Officer Lakin booked the cut bike lock, the bolt cutters, and a backpack containing (S) Nguyen's property as evidence. I completed a booking receipt (SPD 779) and gave (S) Nguyen his copy. This particular bicycle is valued at approx \$1000, and the GPS tag is valued at over \$300.

(S) Nguyen was transported to the county jail and booked for 148 PC, 466 PC, 487 PC, and 11377 H&S. Officer Curtis later booked the methamphetamine as evidence.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **08 MCI FORM**
Author: **4028 - MONROE, JONATHAN 0616**
Subject: **PATROL - MCI FORM**
Related date/time: **Apr-15-2017 (Sat.) 253**

Management of Criminal Investigations Form
Solvability Guidelines

-]Suspect Arrested Felony
-]Suspect Arrested Misdemeanor
-]Suspect Named, Known or Identified
-]Suspect Arrested and Other Suspects Outstanding
-]Suspect Arrested NO Detective Follow Up Needed
-]Suspect Vehicle with License
-]Bias Related
-]Substantial Suspect Vehicle Description, Partial License Plate
-]Unique M.O. Present
-]Pertinent Physical Evidence
-]Identifiable Traceable Stolen Property
-]Video Available
-]Video Collected
-]Continuing Problem, Series or Pattern
-]Victim or Witness Can I.D. Suspect
-]Contact Witness or Victim - Other Follow Up
-]Sex or Narcotics Crime or Major Injury
-]Supervisory or Officer Judgment

Investigating Officer Comments:

[]

Other Comments:

[]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **CLETS RESPONSE**

Author: **3764 - HEGJI, LEE 6314**

Subject: **17-104687 Rsp: ID** [REDACTED]

Related date/time: **Apr-17-2017 (Mon.) 1524**

COMMENT: 17-104687

4DCNFA00BMS.ID

DATE:04-17-17*TIME:15:22*

DMV RECORD FOR LAW ENFORCEMENT USE ONLY

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

END



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **CLETS RESPONSE**

Author: **3764 - HEGJI, LEE 6314**

Subject: **17-104687 Rsp: ID** [REDACTED]

Related date/time: **Apr-17-2017 (Mon.) 1524**

COMMENT: 17-104687

4DCNFA00BMX.ID

DATE:04-17-17*TIME:15:23*

DMV RECORD FOR LAW ENFORCEMENT USE ONLY

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] *



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

[REDACTED]

[REDACTED]

END



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **PROPERTY TEXT**

Author: **3764 - HEGJI, LEE 6314**

Subject: **ALTERED CA ID FROM NGUYEN**

Related date/time: **Apr-17-2017 (Mon.) 1531**

G.O. [17-104687]

DATE [Apr-17-2017]

Remarks:

[Huyen Nguyen came to the Public Counter with his 779 for 17-104687. He also provided his [REDACTED] ID.

I immediately saw that the [REDACTED] ID number had been altered with possibly a red pen to change 3 of the numbers. The [REDACTED] ID listed his number as [REDACTED]. A QDL, attached in Text, shows that this number belongs to a [REDACTED]. Nguyen's [REDACTED] ID number is [REDACTED] a QDL of this number, attached to Text, shows that it belongs to Nguyen.

I advised Nguyen that since he altered his [REDACTED] ID he would not be getting it back. He was adamant that he did not alter it. I tried to show him how it was altered but he did not acknowledge it. He was also adamant that he would like his ID back. I told him no and asked if he wanted a receipt. He said he would. I have filled out an 779 form to give him.

He said "[REDACTED] altered it. Nguyen asked if he was going to get into trouble for it and I told him no and that it was going to be destroyed.

A copy of the altered ID and his 779 are attached in Images.

I have booked the altered/fraudulent for Disposal under PR 952310 - 1. I will write Disposal Notes and will dispose of the card.

]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY**

2303-1 487(A) PC GRAND THEFT >\$950

Property Employee [L. HEGJI 6314]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **PROPERTY TEXT**
Author: **659 - MEYER, JENNIFER 6318**
Subject: **PROP - DISPO NOTES**
Related date/time: **Apr-17-2017 (Mon.) 1536**

DISPOSAL NOTES

G.O. [17-104687] DATE: [041717]

ITEMS FOR RELEASE

[951951-4 TO HUYEN NGUYEN.]

ITEMS FOR DISPOSAL

G
[]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:
[*****HOLD ITEMS 1,2,3 AS THEY WERE USED IN THE CRIME*****]

AUTHORIZED BY:[J MEYER 6318] PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

Related Text Page(s)

Document: **PROPERTY TEXT**
Author: **3764 - HEGJI, LEE 6314**
Subject: **PROP - DISPO NOTES**
Related date/time: **Apr-17-2017 (Mon.) 1554**

DISPOSAL NOTES

G.O. [17-104687]

DATE: [Apr-17-2017]

ITEMS FOR RELEASE

[]

ITEMS FOR DISPOSAL

G
[952310 - 1.]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:

[PLEASE SEE MY PREVIOUS NOTEPAGE. CARD IS FRAUDULENT. BOOKED FOR DISPOSAL.]

AUTHORIZED BY:[L. HEGJI 6314]

PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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Follow Up Report # SA 1

Follow Up Report # SA 1

Assignment Information

Assigned to: **4436 - CURTIS, TYLER 1020** Rank:
Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**
Assigned on: **Apr-14-2017 (Fri.) 440** by: **4436 - CURTIS, TYLER 1020**
Report due on: **Apr-15-2017 (Sat.)**

Submission Information

Submitted on: **Apr-14-2017 (Fri.) 2308**
Approved on: **Apr-14-2017 (Fri.)** by: **122 - BULLARD, RYAN 3135**

Follow Up Conclusion

Follow Up concluded: **Yes**

Narrative Text Report # 1

Document: **04 OBSERVATIONS**
Author: **4436 - CURTIS, TYLER 1020**
Subject: **OFC CURTIS #1020**
Related date/time: **Apr-14-2017 (Fri.) 1051**

On 4-14-17 at approx 0612 hours Ofc Fong #746 and I, Ofc Curtis #1020, were dispatched to transport a suspect (Huyen Nguyen) to jail. NGUYEN had been arrested for grand theft of a SPD bait bike. We arrived on scene at JERPF and observed the following in summary:

Upon a search incident to arrest of NGUYEN's person, Ofc Fong located his wallet in his back right jeans pocket. Inside the wallet there were approx .2 grams of an off white crystal like substance inside a small resealable plastic bag. We conducted a Nartec test of the off white crystal like substance which was presumptive positive for amphetamines.

NGUYEN had an ID and a bus pass with his name on it inside the wallet.

Based on the above circumstances NGUYEN was booked into SCMJ for 11377 HS possession of a controlled drug substance, as well as 148 PC, 466 PC and 487 PC.

I booked the .2 grams of methamphetamines and the resealable plastic bag at JERPF as evidence.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

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Follow Up Report # SA 2

Follow Up Report # SA 2

Assignment Information

Assigned to: **3426 - VITO, SAM 0825** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 5 LATE (TEAM 30)**

Assigned on: **Apr-14-2017 (Fri.) 2159** by: **3426 - VITO, SAM 0825**

Report due on: **Apr-15-2017 (Sat.)**

Submission Information

Submitted on: **Apr-15-2017 (Sat.) 529**

Approved on: **Apr-15-2017 (Sat.)** by: [REDACTED]

Follow Up Conclusion

Follow Up concluded: **Yes**

Narrative Text Report # 1

Document: **04 OBSERVATIONS**

Author: **3426 - VITO, SAM 0825**

Subject: **SECT 5, OFC. VITO #825, 1A53**

Related date/time: **Apr-14-2017 (Fri.) 637**

On Friday 04/14/2017 at approximately 0612 hours, I, Officer Vito #825, was enroute to a call regarding a stolen SPD bait bicycle with 1A57 (Lakin) and 1A59 (Monroe).

We were all in full Police uniform and all driving fully marked patrol cars. At this time, the sun had not fully risen, but it was light outside.

Upon arrival in the area at approximately 0620, Officer Monroe and I were heading eastbound on Mack Road at Valley Hi. We started to turn southbound on Valley Hi when we both spotted the bicycle heading northbound Valley hi on the West sidewalk towards us. We were approximately 15 feet from the subject as he entered the parking lot of the gas station.

Officer Monroe activated his lights and siren in an attempt to force the subject to stop but the subject (a male Asian later identified as Huyen Nguyen) pulled through the parking lot of the gas station and started peddling faster northbound across Mack Road.

Nguyen continued northbound on Valley Hi, across Mack Road.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

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Follow Up Report # SA 2

I pulled ahead of Nguyen with my patrol car in an effort to slow him down but he went around my car and continued northbound attempting to get away from us.

Nguyen turned westbound in the alley behind the businesses and showed no signs of slowing or surrendering so I again pulled in front of him to try and slow him down.

When Nguyen tried to pull around me again, the front tire of the bicycle, collided with the left rear quarter panel of the patrol car causing the subject to fall off the bicycle.

Nguyen was taken into custody without further incident.

The bicycle had no visible damage and the patrol car had no visible damage from where the tire hit the car. Huyen had no visible injuries.

Officer Monroe took custody of Nguyen and transported him to the JERPF Police Station.

I transported the SPD property back to the JERPF Police Station.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

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Clearance Information

Agency: **SACRAMENTO PD**

Cleared status: **CLEARED BY ARREST - NOT APPLICABLE**

Cleared on: **Apr-17-2017 (Mon.)**

Cleared by Officer 1: **874 - SANCHEZ, ALVARO 0357**

Org Unit: **NCU45 - OOI INV SERVICES - NEIGHBORHOOD CRIMES UNIT SECTOR**

Approved by: **874 - SANCHEZ, ALVARO 0357**

Org Unit: **NCU45 - OOI INV SERVICES - NEIGHBORHOOD CRIMES UNIT SECTOR**

Complainant/Victim notified: **No**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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Related Property Report(s)

Report Information

Property Report #: **952043**

Property case status: **LOST/STOLEN**

Submitted on: **Apr-15-2017 (Sat.)** by: **MONROE, JONATHAN 0616**

Related:

Offense: **GO SA 2017- 104687**

Related items: **1**

Bicycle

Status: **LOST/STOLEN**

Make: **FELT**

Serial #: **[REDACTED]**

Value: **\$1,000.00**

Recovered date: **Apr-14-2017**

Recovered location: **6251 MACK RD**

Type: **RACER**

Model #: **V85**

OAN:

Color: **BLACK**

Recovered value: **\$1,000.00**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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Related Property Report(s)

Report Information

Property Report #: 951951

Property case status: SAFEKEEPING

Submitted on: Apr-14-2017 (Fri.) by: LAKIN, CHRISTINE 0691

Related:

Offense: GO SA 2017- 104687

Location: MACK RD AND VALLEY HIGH DR

Related items: 4

Articles

Status: SAFEKEEPING

Tag #: SA951951- 1

Article: ELOCK- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make: O GUAR

Model:

of pieces: 1

Serial # 1: [REDACTED]

OAN:

Value: \$0.00

Color: BLACK

Description: BLK U-SHAPED BICYCLE LOCK

Recovered date: -

Recovered value: \$0.00

Current Location: EP AE/09160901

Articles - Evidence

Status: SAFEKEEPING

Tag #: SA951951- 2

Article: EBOLT CU- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make:

Model: CR-MO24" 600MM

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$0.00

Color: ORANGE, BLACK

Description: ORG/BLK 24" BOLT CUTTERS

Recovered date: -

Recovered value: \$0.00

Flags: *e

Current Location: EP AL/14092101

Articles - Evidence

Status: SAFEKEEPING

Tag #: SA951951- 3

Article: ELOCK- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$0.00

Color: BLACK, RED

Description: ALL BLK CABLE LOCK W/ RED NUMBERS

Recovered date: -

Recovered value: \$0.00

Flags: *e

Current Location: EP AE/09160901

Articles



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2017-104687 CLEARED BY ARREST-
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Status: **SAFEKEEPING**

Tag #: **SA951951- 4**

Article: **PBCKPCK- PERSONAL ACCESSORIES**

Make: **ORBAN**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Value: **\$0.00**

Color: **BLUE, GRAY**

Description: **DARK BLUE/GRY BPACK WITH MISC ITEMS**

Recovered date: -

Recovered value: **\$0.00**

Flags: **d**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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Related Property Report(s)

Report Information

Property Report #: 952310

Property case status: DISPOSAL

Submitted on: Apr-17-2017 (Mon.) by: HEGJI, LEE 6314

Related:

Offense: GO SA 2017- 104687

Related items: 1

Articles

Status: DISPOSAL

Tag #: SA952310- 1

Article: ICREDEN- ITEMS OF IDENTIFICATION

Make: [REDACTED]

Model: ID

of pieces:

Serial # 1: FRADULENT

OAN:

Value: \$0.00

Color:

Description: ALTERED CARD FROM [REDACTED] TO [REDACTED] FROM HUYEN NGUYEN

Recovered date: -

Recovered value: \$0.00

Recovered location: FRAUDULENT/ALTERED [REDACTED] ID CARD

Flags: d

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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Related Property Report(s)

Report Information

Property Report #: 951961

Property case status: SEIZED (EVIDENCE)

Submitted on: Apr-14-2017 (Fri.) by: CURTIS, TYLER 1020

Related:

Offense: GO SA 2017- 104687

Location: MACK RD / VALLEY HI DR

Municipality: SACRAMENTO County: SACRAMENTO COUNTY

District: 5 Zone: 5C

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA951961- 2

Article: YNARCPA- MISCELLANEOUS

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$0.00

Color: CLEAR

Description: RESEALABLE PLASTIC BAG THAT CONTAINED METHAMPHETAMINES

Recovered date: -

Recovered value: \$0.00

Recovered location: INSIDE WALLET

Flags: *e

Current Location: EP AE/09161101

Drugs - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA951961- 1

Name: AMPHETAMINES/METHAMPHETAMINES

Form: CRYSTAL

Quantity: 0.200

Unit: GRAM

Value: \$0.00

Description: OFF WHITE CRYSTAL LIKE SUBSTANCE

Recovered date: -

Recovered value: \$0.00

Recovered location: WALLET IN BACK RIGHT PANTS POCKET

Flags: *e

Current Location: CCL

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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Related Arrest Report: AB# 2017-4205

Arrestee: **NGUYEN, HUYEN KIM**

Date of birth: **May-26-1977**

Related CD#: **275663**

Arrest Information

Status: **CHARGED/BOOKED**

Type of arrest: **ON VIEW ARREST (LOCAL ARREST NO WARRANT)**

Reason for arrest: **PICKUP (FRESH ARREST)**

Arrest date: **Apr-14-2017 (Fri.) 849**

Rush file required: **No**

Booked into cell: **No**

Arrest agency: **SAC CITY POLICE**

Arresting officers: **616 - MARQUEZ, M 0312 ([REDACTED] - [REDACTED])**

Summary of facts: **GRAND THEFT**

Arrest location

Address: **MACK RD / VALLEY HI DR**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **5** Beat: **5C** Grid: **1606**

SODA zone: **No** Drug free zone: **No**

File number: **10009457** Cause number: **CA0340400**

Additional Arrest Information

Case Screened: **No**

Notify victim on release: **No**

Juvenile: **No**

Armed with: **NONE**

Diversion recommended: **No**

Interpreter needed: **No**

Rights given: **No**

Mental exam required: **No**

Statement taken: **No**

Fingerprinted: **Yes** Photo taken: **Yes**

CD updated: **Yes**

Family notified: **No**

Lawyer called: **No**

Meal given: **No** Coffee given: **No**

Detained: **No**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2017-104687 CLEARED BY ARREST-
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***** END OF HARDCOPY *****

CLOSE OUT MEMO

DATE: February 27, 2018
TO: Steve Oliveira, Internal Affairs Division Lieutenant
FROM: Francine Tournour, OPSA Director *FR*
SUBJECT: OPSA# PD2017-034 (OPSA2017-0129) & IAD2017-164 (**SPD**)

The Office of Public Safety Accountability (OPSA) reviewed the administrative complaint investigation filed by **SPD**. While OPSA agrees with the current disposition of this case, we would like to recommend departmental training on tactical options for apprehending a fleeing suspect on a bicycle.

Sustained – **Force**

Sustained – **Neglect of Duty**

Sustained – **Improper Tactics**

Thank you.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2017-104687 CLEARED BY ARREST-SERGEANT USE ONLY

2303-1 487(A) PC GRAND THEFT >\$950

General Offense Information

Operational status: **CLEARED BY ARREST-SERGEANT USE ONLY**

Reported on: **Apr-14-2017 (Fri.) 612**

Occurred on: **Apr-14-2017 (Fri.) 612**

Approved on: **Apr-15-2017 (Sat.)** by: [REDACTED]

Report submitted by: **4028 - MONROE, JONATHAN 0616**

Org unit: **OOO PATROL DIST 5 LATE (TEAM 30)**

Address: **6370 MACK RD**

Place: **MCDONALDS**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **5** Beat: **5C** Grid: **1623**

Felony/Misdemeanor: **FELONY**

Value loss: **\$1,000.00** Value recovered: **\$1,000.00**

Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1 2303-1 487(A) PC GRAND THEFT >\$950 - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **2 2206-0 466 PC POSS OF BURG TOOLS - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **3 4801-0 148(A)(1)PC RESIST PEACE OFFCR - COMPLETED**

Location: **RESTAURANTS**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

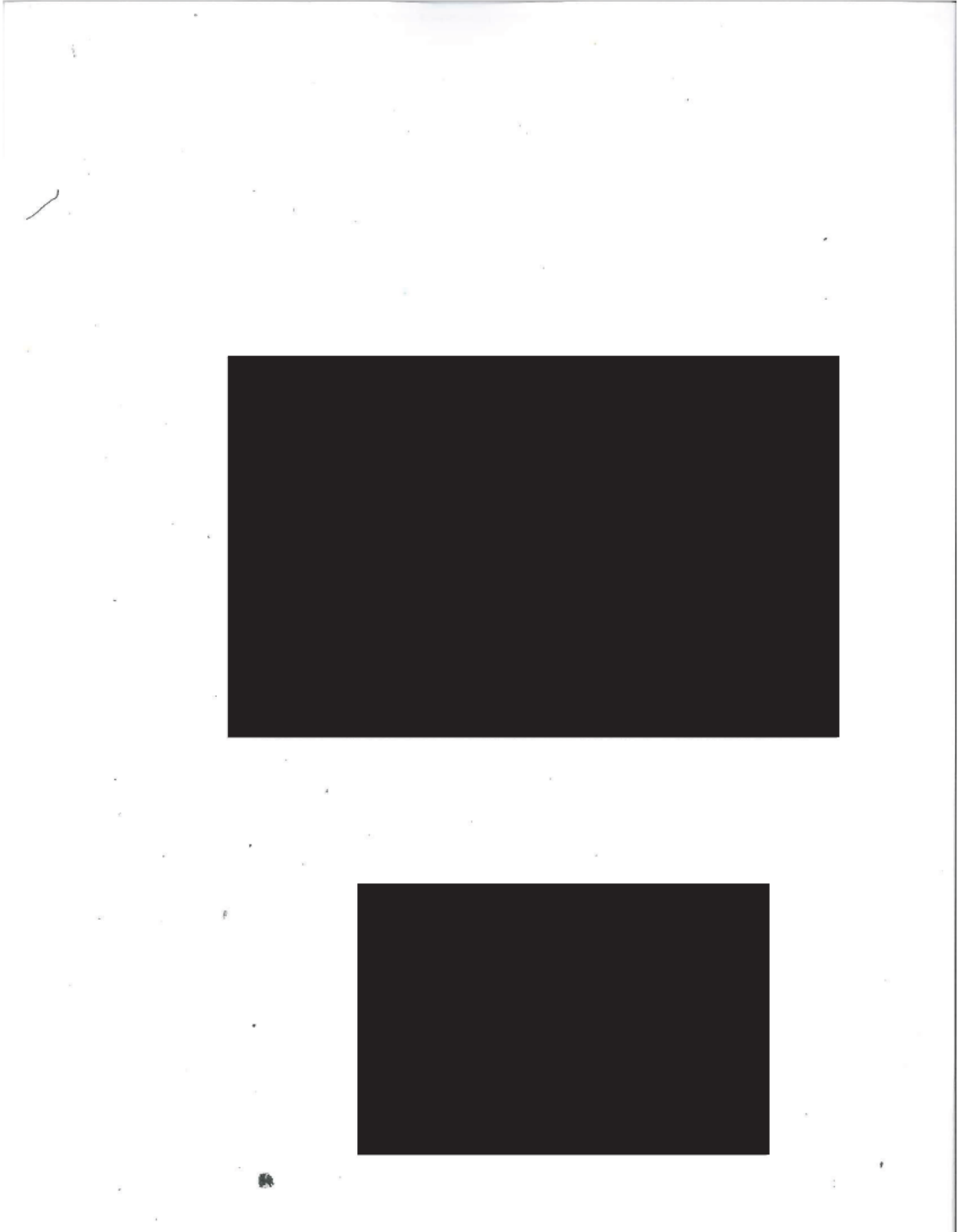
**GO# SA 2017-104687 CLEARED BY ARREST-
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Related Attachment(s) - ATTACHMENTS

Attachment Description: **SCAN OF FRAUDULENT/ALTERED CA ID FROM NGUYEN**

Reference Number:





SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

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Related Attachment(s) - ATTACHMENTS

Attachment Description: DA RELEASE: HUYEN NGUYEN

Reference Number:



Sacramento County District Attorney's Office

Property Release and Disposition

Seek Justice, Serve Justice, Do Justice

SACRAMENTO POLICE DEPARTMENT
555 Sequoia Pacific Blvd, Sacramento, CA 95811

Date : 11/7/2017

Defendant(s) HUYEN NGUYEN

Victim:

Filed Charge(s) HS 11377(a)(MIS), PC 148(a)(1)(MIS), PC 466(MIS), more

Report #: 17-104687

Case Type: Adult Criminal

Adults

Juveniles

J & S Imposed Dismissed / Acquitted

Release all Property, other than contraband, to its rightful owner.

Per Court Order

Stipulation

Conviction

Felony

Confiscate these
Weapon(s)

Please be advised that this case is still pending.

Co-Defendants Pending

Outstanding Warrants

Proceedings Suspended

Pending List

Release nothing until further notification

Items to release
after photography



837637

(Signed) Chris Carlson



SACRAMENTO POLICE DEPARTMENT

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Related Person(s)

1. ARREST/CITE # 1 - NGUYEN, HUYEN KIM

(Case Specific Information)

Sex: **Male**

Race: **ASIAN (ALL)/ PACIFIC ISLANDER**

Date of birth: **May-26-1977**

Address: [REDACTED]
[REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

CELL [REDACTED]

PHONE:

Related Business(es)

1. VICTIM # 1 - SACRAMENTO POLICE DEPT

Address: **5303 FRANKLIN BLVD**

Municipality: **SACRAMENTO , California 95820**

Phone number: **(916) 277-6145**

Type: **GOVERNMENT**

Linkage factors

IBR Business Type: **GOVERNMENT**

Victim of: **2303- 1 487(A) PC GRAND THEFT >\$950 - COMPLETED**



SACRAMENTO POLICE DEPARTMENT

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Narrative Text

Type 03 SUSPECT STATEMENT

Subject J MONROE

Author 4028 - MONROE, JONATHAN 0616

Related Date Apr-15-2017 2:49

On 4-14-17 at approx 0640 hours I read (S) Nguyen his Miranda rights verbatim from my SPD 133 card. He said he understood his rights and told me the following in summary:

I found that bike. It was over there and there was no lock on it. I was just trying to get back to my brothers house in elk grove. I didn't know that I couldn't take it because it was unlocked. I didn't know why you were stopping me, thats why I ran. You guys were chasing me and I didn't know why. Then you cut me off and made me crash. You shouldn't have cut me off like that. I know I didn't stop but you cant cut people off to make them stop.



SACRAMENTO POLICE DEPARTMENT

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Narrative Text

Type 04 OBSERVATIONS

Subject J MONROE

Author 4028 - MONROE, JONATHAN 0616

Related Date Apr-15-2017 2:04

On 4-14-17 at approx 0612 hours I, Officer Monroe #616, was dispatched to 6370 Mack Road regarding a SPD bait bicycle that had been stolen. The bicycle was GPS enabled and the exact location and speed of the bicycle was being tracked. The bicycle was described as a Felt V85 road bike, black in color. I arrived on scene at approx 0619 hours and observed the following in summary:

I arrived on scene at Mack Rd/ Valley Hi Dr. Dispatch advised me the bicycle was traveling northbound on Valley Hi Dr at approx 9 MPH. Dispatch advised the bicycle was traveling on the west curb line approaching Mack Rd. I turned southbound onto Valley Hi Dr from Mack Rd and immediately observed a subject riding a bicycle that appeared to be our SPD bait bicycle (FELT V85 BIKE S/N: [REDACTED]). I activated my emergency lights and siren in an attempt to stop the suspect.

He immediately took off from me on the bicycle. The suspect, later identified as (S) Huyen Nguyen, crossed Mack Rd going northbound on the west sidewalk. Officer Vito and Officer Lakin were also on scene and joined the pursuit of the bicyclist. As he was riding he kept continually looking back at us and then would pedal faster. Officer Vito attempted to get in front of him to impede his progress and force him to stop. (S) Nguyen swerved around his vehicle and continued to flee from us. (S) Nguyen then entered the parking lot on the northeast corner of Mack Rd/ Valley Hi Dr and went behind the businesses at 6251 Mack Rd. Officer Vito cut in front of (S) Nguyen with his vehicle again in an attempt to get him to stop running from us. (S) Nguyen kept peddling and attempted to swerve around his vehicle again. (S) Nguyen was unable to maneuver around him and collided into the back of the patrol vehicle with the bicycle. He was taken into custody after falling to the ground off the bicycle.

After looking at the bicycle there did not appear to be any damage to it caused by the collision. The bicycle he was riding was confirmed to be the bait bicycle owned by SPD. (S) Nguyen also did not have any visible injuries due to the collision. At the time of his arrest he was wearing a backpack that was partially open. In his backpack he had a large pair of orange bolt cutters. Based on the fact the bicycle had been locked to a pole using a cable lock, It is likely (S) Nguyen used the bolt cutters to cut the lock.

I obtained a Mirandized statement from (S) Nguyen. He claimed that he had found the bike unlocked and didn't know what he did wrong. He said he didn't stop for the police because he didn't know why we were pulling him over.



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I transported (S) Nguyen to our JERPF station where dayshift officers took custody of him. 1SM4 was also advised of the circumstances of the call.

While searching (S) Nguyen Officer Curtis located a small amount of NARTEC tested positive methamphetamine inside (S) Nguyen's wallet. The bicycle was left at JERPF for our CSU officers that were responsible for the maintenance of the bicycle.

Officer Lakin booked the cut bike lock, the bolt cutters, and a backpack containing (S) Nguyen's property as evidence. I completed a booking receipt (SPD 779) and gave (S) Nguyen his copy. This particular bicycle is valued at approx \$1000, and the GPS tag is valued at over \$300.

(S) Nguyen was transported to the county jail and booked for 148 PC, 466 PC, 487 PC, and 11377 H&S. Officer Curtis later booked the methamphetamine as evidence.



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Narrative Text

Type 08 MCI FORM

Subject PATROL - MCI FORM

Author 4028 - MONROE, JONATHAN 0616

Related Date Apr-15-2017 2:53

Management of Criminal Investigations Form
Solvability Guidelines

- Suspect Arrested Felony
- Suspect Arrested Misdemeanor
- Suspect Named, Known or Identified
- Suspect Arrested and Other Suspects Outstanding
- Suspect Arrested NO Detective Follow Up Needed
- Suspect Vehicle with License
- Bias Related
- Substantial Suspect Vehicle Description, Partial License Plate
- Unique M.O. Present
- Pertinent Physical Evidence
- Identifiable Traceable Stolen Property
- Video Available
- Video Collected
- Continuing Problem, Series or Pattern
- Victim or Witness Can I.D. Suspect
- Contact Witness or Victim - Other Follow Up
- Sex or Narcotics Crime or Major Injury
- Supervisory or Officer Judgment

Investigating Officer Comments:

[]

Other Comments:

[]



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Narrative Text

Type CLETS RESPONSE

Subject 17-104687 Rsp: ID [REDACTED]

Author 3764 - HEGJI, LEE 6314

Related Date Apr-17-2017 15:24

COMMENT: 17-104687
4DCNFA00BMS.ID

DATE:04-17-17*TIME:15:22*

DMV RECORD FOR LAW ENFORCEMENT USE ONLY

DL/NO: [REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

END



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2017-104687 CLEARED BY ARREST-
SERGEANT USE ONLY**

2303-1 487(A) PC GRAND THEFT >\$950

END



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2303-1 487(A) PC GRAND THEFT >\$950

Narrative Text

Type PROPERTY TEXT

Subject ALTERED CA ID FROM NGUYEN

Author 3764 - HEGJI, LEE 6314

Related Date Apr-17-2017 15:31

G.O. [17-104687] DATE [Apr-17-2017]

Remarks:

[Huyen Nguyen came to the Public Counter with his 779 for 17-104687. He also provided his CA ID.

I immediately saw that the CA ID number had been altered with possibly a red pen to change 3 of the numbers. The CA ID listed his number as [REDACTED]. A QDL, attached in Text, shows that this number belongs to a [REDACTED]. Nguyen's CA ID number is [REDACTED], a QDL of this number, attached to Text, shows that it belongs to Nguyen.

I advised Nguyen that since he altered his CA ID he would not be getting it back. He was adamant that he did not alter it. I tried to show him how it was altered but he did not acknowledge it. He was also adamant that he would like his ID back. I told him no and asked if he wanted a receipt. He said he would. I have filled out an 779 form to give him.

He said "[REDACTED] altered it. Nguyen asked if he was going to get into trouble for it and I told him no and that it was going to be destroyed.

A copy of the altered ID and his 779 are attached in Images.

I have booked the altered/fraudulent for Disposal under PR 952310 - 1. I will write Disposal Notes and will dispose of the card.

]



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Property Employee [L. HEGJI 6314]



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Narrative Text

Type PROPERTY TEXT

Subject PROP - DISPO NOTES

Author 659 - MEYER, JENNIFER A 6318 ([REDACTED])

Related Date Apr-17-2017 15:36

DISPOSAL NOTES

G.O. [17-104687] DATE: [041717]

ITEMS FOR RELEASE

[951951-4 TO HUYEN NGUYEN.]

ITEMS FOR DISPOSAL

G
[]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:

[*****HOLD ITEMS 1,2,3 AS THEY WERE USED IN THE CRIME*****]

AUTHORIZED BY:[J MEYER 6318] PHONE: 808-5239



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Narrative Text

Type PROPERTY TEXT
Subject PROP - DISPO NOTES
Author 3764 - HEGJI, LEE 6314
Related Date Apr-17-2017 15:54

DISPOSAL NOTES

G.O. [17-104687] DATE: [Apr-17-2017]

ITEMS FOR RELEASE

[]

ITEMS FOR DISPOSAL

G
[952310 - 1.]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:
[PLEASE SEE MY PREVIOUS NOTEPAGE. CARD IS FRAUDULENT. BOOKED FOR DISPOSAL.]

AUTHORIZED BY:[L. HEGJI 6314] PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

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Narrative Text

Type PROPERTY TEXT

Subject PROP - DISPO NOTES

Author 717 - NELSON, WILLIAM 6323 ([REDACTED])

Related Date Dec-18-2017 10:42

DISPOSAL NOTES

G.O. [17-104687] DATE: [Dec-18-2017]

ITEMS FOR RELEASE

[]

ITEMS FOR DISPOSAL

G

[951951-1,3
951961-2]

H

[951951-2]

I

[951961-1]

J

[]

Q

[]

R

[]

Remarks:

[DA RELEASE ATTACHED IN ATTACHMENTS.]

AUTHORIZED BY:[BILL NELSON #6323] PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 1

Follow Up Report # SA 1

Assignment Information

Assigned to: **4436 - CURTIS, TYLER 1020** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**

Assigned on: **Apr-14-2017 (Fri.) 440** by: **4436 - CURTIS, TYLER 1020**

Report due on: **Apr-15-2017 (Sat.)**

Submission Information

Submitted on: **Apr-14-2017 (Fri.) 2308**

Approved on: **Apr-14-2017 (Fri.)** by: **122 - BULLARD, RYAN 4007**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 1

Narrative Text

Type 04 OBSERVATIONS

Subject OFC CURTIS #1020

Author 4436 - CURTIS, TYLER 1020

Related Date Apr-14-2017 10:51

On 4-14-17 at approx 0612 hours Ofc Fong #746 and I, Ofc Curtis #1020, were dispatched to transport a suspect (Huyen Nguyen) to jail. NGUYEN had been arrested for grand theft of a SPD bait bike. We arrived on scene at JERPF and observed the following in summary:

Upon a search incident to arrest of NGUYEN's person, Ofc Fong located his wallet in his back right jeans pocket. Inside the wallet there were approx .2 grams of an off white crystal like substance inside a small resealable plastic bag. We conducted a Nartec test of the off white crystal like substance which was presumptive positive for amphetamines.

NGUYEN had an ID and a bus pass with his name on it inside the wallet.

Based on the above circumstances NGUYEN was booked into SCMJ for 11377 HS possession of a controlled drug substance, as well as 148 PC, 466 PC and 487 PC.

I booked the .2 grams of methamphetamines and the resealable plastic bag at JERPF as evidence.



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 2

Follow Up Report # SA 2

Assignment Information

Assigned to: **3426 - VITO, SAM 0825** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 5 LATE
(TEAM 30)**

Assigned on: **Apr-14-2017 (Fri.) 2159** by: **3426 - VITO, SAM 0825**

Report due on: **Apr-15-2017 (Sat.)**

Submission Information

Submitted on: **Apr-15-2017 (Sat.) 529**

Approved on: **Apr-15-2017 (Sat.)** by: **[REDACTED]**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 2

Narrative Text

Type 04 OBSERVATIONS

Subject SECT 5, OFC. VITO #825, 1A53

Author 3426 - VITO, SAM 0825

Related Date Apr-14-2017 6:37

On Friday 04/14/2017 at approximately 0612 hours, I, Officer Vito #825, was enroute to a call regarding a stolen SPD bait bicycle with 1A57 (Lakin) and 1A59 (Monroe).

We were all in full Police uniform and all driving fully marked patrol cars. At this time, the sun had not fully risen, but it was light outside.

Upon arrival in the area at approximately 0620, Officer Monroe and I were heading eastbound on Mack Road at Valley Hi. We started to turn southbound on Valley Hi when we both spotted the bicycle heading northbound Valley hi on the West sidewalk towards us. We were approximately 15 feet from the subject as he entered the parking lot of the gas station.

Officer Monroe activated his lights and siren in an attempt to force the subject to stop but the subject (a male Asian later identified as Huyen Nguyen) pulled through the parking lot of the gas station and started peddling faster northbound across Mack Road.

Nguyen continued northbound on Valley Hi, across Mack Road.

I pulled ahead of Nguyen with my patrol car in an effort to slow him down but he went around my car and continued northbound attempting to get away from us.

Nguyen turned westbound in the alley behind the businesses and showed no signs of slowing or surrendering so I again pulled in front of him to try and slow him down.

When Nguyen tried to pull around me again, the front tire of the bicycle, collided with the left rear quarter panel of the patrol car causing the subject to fall off the bicycle.

Nguyen was taken into custody without further incident.

The bicycle had no visible damage and the patrol car had no visible damage from where the tire hit the car. Huyen had no visible injuries.

Officer Monroe took custody of Nguyen and transported him to the JERPF Police Station.

I transported the SPD property back to the JERPF Police Station.



SACRAMENTO POLICE DEPARTMENT

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Clearance Information

Agency: **SACRAMENTO PD**

Cleared status: **CLEARED BY ARREST - NOT APPLICABLE**

Cleared on: **Apr-17-2017 (Mon.)**

Cleared by Officer 1: **874 - SANCHEZ, ALVARO 0357** (REDACTED)

Org Unit: **NCU45 - OOI INV SERVICES - NEIGHBORHOOD CRIMES UNIT SECTOR**

Approved by: **874 - SANCHEZ, ALVARO 0357** (REDACTED)

Org Unit: **NCU45 - OOI INV SERVICES - NEIGHBORHOOD CRIMES UNIT SECTOR**

Complainant/Victim notified: **No**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2017-104687 CLEARED BY ARREST-
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2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: 952043

Property case status: LOST/STOLEN

Submitted on: Apr-15-2017 (Sat.) by: MONROE, JONATHAN 0616

Related:

Offense: GO SA 2017- 104687

Related items: 1

Bicycle

Status: LOST/STOLEN

Make: FELT

Serial #: [REDACTED]

Value: \$1,000.00

Recovered date: Apr-14-2017

Recovered location: 6251 MACK RD

Current Location: (location unknown)

Type: RACER

Model #: V85

OAN:

Color: BLACK

Recovered value: \$1,000.00

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: 951951

Property case status: SAFEKEEPING

Submitted on: Apr-14-2017 (Fri.) by: LAKIN, CHRISTINE 0691

Related:

Offense: GO SA 2017- 104687

Location: MACK RD AND VALLEY HIGH DR

Related items: 4

Articles

Status: SAFEKEEPING

Tag #: SA951951- 1

Article: ELOCK- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make: O GUAR

Model:

of pieces: 1

Serial # 1: [REDACTED]

OAN:

Value: \$NaN

Color: BLACK

Description: BLK U-SHAPED BICYCLE LOCK

Flags: d

Current Location: (Disposed)

Articles - Evidence

Status: SAFEKEEPING

Tag #: SA951951- 2

Article: EBOLT CU- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make:

Model: CR-MO24" 600MM

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$NaN

Color: ORANGE, BLACK

Description: ORG/BLK 24" BOLT CUTTERS

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SAFEKEEPING

Tag #: SA951951- 3

Article: ELOCK- EQUIPMENT, MEASURING DEVICES, AND TOOLS

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$NaN

Color: BLACK, RED

Description: ALL BLK CABLE LOCK W/ RED NUMBERS

Flags: d *e

Current Location: (Disposed)

Articles

Status: SAFEKEEPING

Tag #: SA951951- 4

Article: PBCKPCK- PERSONAL ACCESSORIES



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Make: **ORBAN**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Value: **\$NaN**

Color: **BLUE, GRAY**

Description: **DARK BLUE/GRY BPACK WITH MISC ITEMS**

Flags: **d**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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2303-1 487(A) PC GRAND THEFT >\$950

Related Property Report(s)

Report Information

Property Report #: 951961

Property case status: **SEIZED (EVIDENCE)**

Submitted on: **Apr-14-2017 (Fri.)** by: **CURTIS, TYLER 1020**

Related:

Offense: **GO SA 2017- 104687**

Location: **MACK RD / VALLEY HI DR**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **5** Zone: **5C**

Related items: **2**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA951961- 2**

Article: **YNARCPA- MISCELLANEOUS**

Make:

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Value: **\$NaN**

Color: **CLEAR**

Description: **RESEALABLE PLASTIC BAG THAT CONTAINED METHAMPHETAMINES**

Recovered location: **INSIDE WALLET**

Flags: **d *e**

Current Location: **(Disposed)**

Drugs - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA951961- 1**

Name: **AMPHETAMINES/METHAMPHETAMINES**

Form: **CRYSTAL**

Quantity: **0.200**

Unit: **GRAM**

Value: **\$NaN**

Description: **OFF WHITE CRYSTAL LIKE SUBSTANCE**

Recovered location: **WALLET IN BACK RIGHT PANTS POCKET**

Flags: **d *e**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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Related Property Report(s)

Report Information

Property Report #: 952310

Property case status: **DISPOSAL**

Submitted on: **Apr-17-2017 (Mon.)** by: **HEGJI, LEE 6314**

Related:

Offense: **GO SA 2017- 104687**

Related items: **1**

Articles

Status: **DISPOSAL**

Tag #: **SA952310- 1**

Article: **ICREDEN- ITEMS OF IDENTIFICATION**

Make: **CALIFORNIA**

Model: **ID**

of pieces:

Serial # 1: **FRADULENT**

OAN:

Description: **ALTERED CARD FROM [REDACTED] TO [REDACTED] FROM HUYEN NGUYEN**

Recovered location: **FRAUDULENT/ALTERED CA ID CARD**

Flags: **d**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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***** END OF HARDCOPY *****

Report Number: 2017-104687 / IAD2017-164

Please note that the records provided in this release do not include records or portions of records that are exempt from disclosure pursuant to applicable law. Without limiting other arguments against disclosure that may exist, the following records or portions of records are specifically prohibited or exempted from disclosure:

Records or information, the disclosure of which would compromise the anonymity of whistleblowers, complainants, victims or witnesses (Cal. Pen. Code § 832.7(b)(6)(B));

Records or information, the disclosure of which would constitute an unwarranted invasion of personal privacy (Cal. Gov. Code § 7927.700; see also City of San Jose v. Superior Court (1999) 74 Cal.App.4th 1008);

Records or information, the disclosure of which is exempted or prohibited pursuant to federal or state law (Cal. Gov. Code § 7927.705; see also Cal. Const. art. 1 § 1; Cal. Pen. Code § 832.7(a); Cal. Evid. Code § 1040);

Records or information, the disclosure of which would pose a significant danger to the physical safety of the peace officer, custodial officer, or another person (Cal. Pen. Code § 832.7(b)(6)(D));

Records or information, the disclosure of which would reveal personal identifying information, where, on the facts of the particular case, the public interest served by not disclosing the information clearly outweighs the public interest served by disclosure of the information (Cal. Pen. Code § 832.7(b)(7));

Records or information wherein the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure (Cal. Gov. Code § 7922.000);

Records or information, the disclosure of which would reveal or compromise official law enforcement security and investigative procedures (Cal. Gov. Code §§ 7923.600(a) & 7923.615(a));

Records or information that constitute confidential medical, financial, or other information, the disclosure of which is specifically prohibited by federal law or would cause an unwarranted invasion of personal privacy (Cal. Pen. Code § 832.7(b)(6)(C));

Records or information from separate or prior investigations not independently subject to disclosure (Cal. Pen. Code § 832.7(b)(4)); and

Records or information, the disclosure of which is exempted or prohibited pursuant to federal or state law (Cal. Gov. Code § 7927.705; see also Cal. Const. art. 1 Sec. 1; Cal. Pen. Code § 15150 et seq.; and HIPAA 45 CFR Part 160 and Subparts A and E of Part 164).

Sacramento Police Department
Professional Standards Unit
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