

**Sacramento Police Department
Internal Affairs Division**

Summary

Compl2020-231

Allegation: Conduct Unbecoming, Dishonesty, Insubordination,
Neglect of Duty

Complainant: Sacramento Police Department

Report Prepared by: Sgt. Gerald Landberg # 3107

Investigating Office: Internal Affairs

Accused Employee: Police Officer David Costan, Police Officer [REDACTED]
Police Officer Austin Hollibaugh, Police Sergeant [REDACTED]

On August 13, 2020, at 2311 hours, Officers [REDACTED] Spring, and Swaleh responded to 5108 Stockton Blvd regarding a Domestic Violence in Progress. [REDACTED] called 911 and told Dispatch that her husband ([REDACTED]), pressed his elbow on her breast "really hard," and threw a box at their 11-year-old son. Upon arrival, the officers contacted both parties. During a hasty investigation, [REDACTED] made allegations that [REDACTED] had assaulted him. The allegations were not investigated, and officers determined no crime had occurred. Officer [REDACTED] cleared the call 415 DV only.

On August 14, 2020, at 1216 hours, Officers Costan and Hollibaugh responded back to 5108 Stockton Blvd regarding a return call Domestic Violence in Progress. [REDACTED] called 911 again and told Dispatch that her husband ([REDACTED]) had assaulted her in the van and was yelling at the family. Upon arrival, the officers contacted both parties. During the investigation both parties alleged that possible crimes had occurred. Officers Costan and Hollibaugh dismissed all allegations, failed to conduct a thorough investigation, choosing to facilitate a civil standby instead. While on scene Officer Costan broadcasted, "415 DV only." and gave Sgt. [REDACTED] inaccurate information over the telephone while updating him on the details of the call. Officer Hollibaugh would later clear the call 415 DV only and put inaccurate remarks on the call.

At 0205 hours, Sergeant [REDACTED] telephoned [REDACTED] after receiving a Sergeants Message (914S) regarding the two previously mentioned Calls for Service. During their conversation, [REDACTED] told Sgt. [REDACTED] that he was a victim of domestic violence and the officers refused to investigate his allegations. [REDACTED] specifically told Sgt. [REDACTED] that his wife struck him several times. Sgt. [REDACTED] explained to [REDACTED] that he would review the officers body worn camera footage and address any issues he identified. Sgt. [REDACTED] neglected to facilitate the investigation of [REDACTED] allegations, immediately notify his supervisor of the complaint, and investigate the complaint in a timely manner.

**Sacramento Police Department
Internal Affairs Division**

Summary

Sacramento Police Department

Personnel Complaint Form

- DEPARTMENT USE ONLY - IAD CASE NUMBER
Compl2020-231

Complainant:

**You have the right to remain anonymous. Consider providing some information for an investigator to contact you for follow-up questions.*

NAME [REDACTED]	DOB [REDACTED]	AGE [REDACTED]	GENDER M	RACE W
HOME ADDRESS	CITY	STATE	ZIP	
BUSINESS ADDRESS	CITY	STATE	ZIP	
TELEPHONE NUMBER #1 [REDACTED]	TELEPHONE NUMBER #2	EMAIL ADDRESS		

Involved Employee:

**Provide as much information as possible.*

NAME [REDACTED]	RANK Officer	BADGE [REDACTED]	GENDER M	RACE W
UNIFORM TYPE Police Uniform	VEHICLE DESCRIPTION Marked Vehicle	VEHICLE NUMBER N/A		

Incident Details:

INCIDENT DATE 08/14/20	INCIDENT TIME 0012	LOCATION (ADDRESS OR INTERSECTION) 5118 Stockton Blvd
SUMMARY OF INCIDENT: <i>Provide witnesses, locations, address, businesses, available photos and video, etc.</i>		
<p>Officers respond to a Domestic Violence In Progress CFS and contact both parties. The male half later called dispatch and requested to speak with a supervisor because he felt officers didn't take appropriate action regarding a domestic violence allegation. Review of the CFS led to possible dishonestly.</p> <p>Allegation - Neglect of Duty, Conduct Unbecoming</p>		
<input type="checkbox"/> I have attached _____ more pages to this form.		

Your Rights:

<p style="font-size: small;"><i>You have the right to make a complaint against an employee for improper conduct. California law requires this agency to have a procedure to investigate personnel complaint, provide written description of this procedure, and retain complaints for at least five years.</i></p> <p><i>I have read and understand these rights.</i> Signature: _____</p>

DEPARTMENT USE ONLY:		
ACCEPTING EMPLOYEE NAME AND BADGE NUMBER	ACCEPTING SUPERVISOR NAME AND BADGE NUMBER	DATE AND TIME

Sacramento Police Department

Personnel Complaint Disposition Form

- CONFIDENTIAL AND FOR DEPARTMENT USE ONLY -

- DEPARTMENT USE ONLY -
IAD CASE NUMBER

Compl2020-231

Internal Investigation Details:

DATE REPORTED 08/14/20	TIME REPORT 0112 Hours	INCIDENT DATE 08/13/20	INCIDENT TIME 1110 Hours	REPORT NUMBER 20-242851	
INCIDENT LOCATION (INTERSECTION OR FULL ADDRESS) 5118 Stockton Blvd		DISTRICT/BEAT 6B	HOW REPORTED External	INVESTIGATION TYPE Internal Affairs Division	
ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE	COMPLETED DATE

Involved Employee:

NAME [REDACTED]	RANK Police Officer	BADGE [REDACTED]	GENDER M	RACE W
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Conduct Unbecoming		
Dishonesty		
Neglect of Duty		

APPROVED BY: _____ Date: _____

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE

APPROVED BY: _____ Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1011 Hours
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Sacramento Police Department

Personnel Complaint Disposition Form

- CONFIDENTIAL AND FOR DEPARTMENT USE ONLY -

- DEPARTMENT USE ONLY - IAD CASE NUMBER
Compl2020-231

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ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE
COMPLETED DATE				

Involved Employee:

NAME [REDACTED]	RANK Police Officer	BADGE [REDACTED]	GENDER M	RACE W
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Conduct Unbecoming	SUSTAINED	
Dishonesty	NOT SUSTAINED	40 HOUR SUSPENSION
Neglect of Duty	SUSTAINED	
APPROVED BY: <u><i>A. Hester</i></u>		Date: <u><i>4/9/2021</i></u>

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____		Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1011 Hours
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Sacramento Police Department

Personnel Complaint Form

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Compl2020-231

Complainant:

*You have the right to remain anonymous. Consider providing some information for an investigator to contact you for follow-up questions.

NAME Sacramento Police Department		DOB	AGE	GENDER	RACE
HOME ADDRESS		CITY		STATE	ZIP
BUSINESS ADDRESS		CITY		STATE	ZIP
TELEPHONE NUMBER #1	TELEPHONE NUMBER #2	EMAIL ADDRESS			

Involved Employee:

*Provide as much information as possible.

NAME [REDACTED]		RANK Sergeant	BADGE [REDACTED]	GENDER M	RACE A
UNIFORM TYPE N/A	VEHICLE DESCRIPTION N/A	VEHICLE NUMBER N/A			

Incident Details:

INCIDENT DATE 08/14/20	INCIDENT TIME 0012	LOCATION (ADDRESS OR INTERSECTION) 5118 Stockton Blvd
<p style="font-size: small;">SUMMARY OF INCIDENT: <i>Provide witnesses, locations, address, businesses, available photos and video, etc.</i></p> <p>Officers respond to a Domestic Violence In Progress CFS and contact both parties. The male half later called dispatch and requested to speak with a supervisor because he felt officers didn't take appropriate action regarding a domestic violence allegation. Review of the CFS led to possible neglect of duty.</p> <p>Allegation - Neglect of Duty</p> <p style="text-align: right; margin-top: 20px;"><input type="checkbox"/> I have attached _____ more pages to this form.</p>		

Your Rights:

<p style="font-size: small;">You have the right to make a complaint against an employee for improper conduct. California law requires this agency to have a procedure to investigate personnel complaint, provide written description of this procedure, and retain complaints for at least five years.</p> <p style="margin-top: 20px;">I have read and understand these rights. Signature: _____</p>	
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DEPARTMENT USE ONLY:		
ACCEPTING EMPLOYEE NAME AND BADGE NUMBER	ACCEPTING SUPERVISOR NAME AND BADGE NUMBER	DATE AND TIME

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ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE	COMPLETED DATE

Involved Employee:

NAME [REDACTED]	RANK Police Sergeant	BADGE [REDACTED]	GENDER M	RACE A
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Neglect of Duty		
APPROVED BY: _____		Date: _____

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____		Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1044 Hours
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Sacramento Police Department

Personnel Complaint Disposition Form

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- DEPARTMENT USE ONLY -
IAD CASE NUMBER

Compl2020-231

Internal Investigation Details:

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ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE
COMPLETED DATE				

Involved Employee:

NAME [REDACTED]	RANK Police Sergeant	BADGE [REDACTED]	GENDER M	RACE A
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Neglect of Duty	SUSTAINED	40 HOUR SUSPENSION AND E.B.D IN CONCURRENCE WITH TRAINING
APPROVED BY: <u><i>K. Hester</i></u> Date: <u>4/9/2021</u>		

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____ Date: _____		

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1044 Hours
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Personnel Complaint Disposition Form

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COMPLETED DATE				

Involved Employee:

NAME [REDACTED]	RANK Police Sergeant	BADGE [REDACTED]	GENDER M	RACE A
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Neglect of Duty	SUSTAINED	40 HOURS AND SUPERVISORY RETRAINING
APPROVED BY: <u><i>K. Luster</i></u>		Date: <u>4/22/21</u>

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____		Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1044 Hours
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Compl2020-231

Complainant:

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NAME [REDACTED]	DOB [REDACTED]	AGE 43	GENDER M	RACE W
HOME ADDRESS	CITY	STATE	ZIP	
BUSINESS ADDRESS	CITY	STATE	ZIP	
TELEPHONE NUMBER #1 [REDACTED]	TELEPHONE NUMBER #2	EMAIL ADDRESS		

Involved Employee:

**Provide as much information as possible.*

NAME Austin Hollibaugh	RANK Officer	BADGE 0412	GENDER M	RACE W
UNIFORM TYPE Police Uniform	VEHICLE DESCRIPTION Marked Vehicle	VEHICLE NUMBER N/A		

Incident Details:

INCIDENT DATE 08/14/20	INCIDENT TIME 0012	LOCATION (ADDRESS OR INTERSECTION) 5118 Stockton Blvd
SUMMARY OF INCIDENT: <i>Provide witnesses, locations, address, businesses, available photos and video, etc.</i>		
<p>Officers respond to a Domestic Violence In Progress CFS and contact both parties. The male half later called dispatch and requested to speak with a supervisor because he felt officers didn't take appropriate action regarding a domestic violence allegation. Review of the CFS led to possible dishonestly.</p> <p>Allegation - Neglect of Duty, Dishonesty, Conduct Unbecoming</p>		
<input type="checkbox"/> I have attached _____ more pages to this form.		

Your Rights:

<p style="font-size: small;"><i>You have the right to make a complaint against an employee for improper conduct. California law requires this agency to have a procedure to investigate personnel complaint, provide written description of this procedure, and retain complaints for at least five years.</i></p> <p><i>I have read and understand these rights.</i> Signature: _____</p>

DEPARTMENT USE ONLY:		
ACCEPTING EMPLOYEE NAME AND BADGE NUMBER	ACCEPTING SUPERVISOR NAME AND BADGE NUMBER	DATE AND TIME

Sacramento Police Department

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INCIDENT LOCATION (INTERSECTION OR FULL ADDRESS) 5118 Stockton Blvd		DISTRICT/BEAT 6B	HOW REPORTED External	INVESTIGATION TYPE Internal Affairs Division	
ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE	COMPLETED DATE

Involved Employee:

NAME Austin Hollibaugh	RANK Police Officer	BADGE 0412	GENDER M	RACE W
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Conduct Unbecoming		
Dishonesty		
Neglect of Duty		
APPROVED BY: _____		Date: _____

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____		Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1007 Hours
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Sacramento Police Department

Personnel Complaint Disposition Form

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Compl2020-231

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COMPLETED DATE				

Involved Employee:

NAME Austin Hollibaugh	RANK Police Officer	BADGE 0412	GENDER M	RACE W
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Allegations:

<input checked="" type="checkbox"/> Conduct Unbecoming	<input type="checkbox"/> Firearm Discharge	<input type="checkbox"/> Missing Property
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<input type="checkbox"/> Discrimination	<input type="checkbox"/> Improper Search and Seizure	<input type="checkbox"/> Profiling
<input checked="" type="checkbox"/> Dishonesty	<input type="checkbox"/> Improper Tactics	<input type="checkbox"/> Service
<input type="checkbox"/> Force	<input type="checkbox"/> Insubordination	<input type="checkbox"/> Traffic
<input type="checkbox"/> False Arrest	<input type="checkbox"/> Intoxication	<input type="checkbox"/> Wage Garnishment

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Conduct Unbecoming	SUSTAINED	
Dishonesty	SUSTAINED	*RELEASED FROM
Neglect of Duty	SUSTAINED	PROBATION *
APPROVED BY: <u><i>K. Hyster</i></u>		Date: <u>4/9/2021</u>

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____		Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1007 Hours
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SACRAMENTO POLICE DEPARTMENT
Administrative Leave/Confiscation of City Property

Employee: AUSTIN HOLLIBAUGH Date: 8-26-20
Address: _____
Personal E-mail: _____ Phone: _____

You are being placed on administrative leave with pay, pending an administrative investigation. As a result of this, the following orders and procedures shall be adhered to:

- Pursuant to employment with the Sacramento Police Department, your peace officer powers are hereby suspended until the administrative leave status is rescinded.
- Do not report for normal duty unless directed to do so. For the remainder of the week, your schedule shall be THUR-FRI 0700-1700 1HR LUNCH 1200-1300
- Your work schedule shall be Monday through Friday 0800-1700 hours effective 8-31-20. You are to be **at home and accessible** by telephone during these hours unless directed otherwise. You are allowed an equivalent lunch hour from 1200-1300 hours to be away from your home.
- You are directed to call IAD at 0810 hours, Monday through Friday (916-808-2290), including holidays. You are to leave a voice mail message if no one answers. If you fail to call, you may not be paid and may be deemed insubordinate.
- You are directed to stay away from all Department facilities unless given prior approval by an IAD investigator.

COURT - While you are on administrative leave, an IAD investigator will serve you your subpoena(s). You shall respond promptly to receive your subpoena(s) the same day you are notified unless otherwise directed by IAD staff. You shall notify an IAD Investigator immediately if you are unable to respond.

You are directed to appear to all scheduled subpoenas during the time you are on administrative leave. You shall have your subpoena signed by the Court Liaison Unit when you check in and out. Court appearances are not overtime. You shall return your subpoena to an IAD Investigator after your appearance. If you need copies of reports, you shall advise an IAD investigator.

PAY STATEMENTS - Your pay statement shall be mailed to you. Hereafter, all eCAPS entries shall be completed by IAD personnel unless otherwise notified. You shall not access nor attempt to access your eCAPS account in any manner.

HOLIDAY/VACATION USAGE - While on administrative leave, you may request to take vacation or other leave time. Prior to using any of your leave balances, you shall contact an IAD investigator to ensure that your request is approved and reflected in eCAPS.

CONFLICTS - If an emergency occurs and you are unable to remain at home during the designated hours or any other conflict arises, you shall immediately contact an IAD investigator. If an IAD investigator is not available, you shall leave a telephone voice message for your assigned Investigator, detailing the nature of conflict, the time you leave your home and the time you will arrive back at your home.

"You are hereby ordered not to discuss the circumstances surrounding your administrative investigation with any other Department employee."

ABOVE DIRECTIONS GIVEN BY:

ADMINISTRATIVE LEAVE APPROVED BY:

JASON M. BASSETT, CAPTAIN 8/26/20
Name, Rank Date

JASON M. BASSETT, CAPTAIN 8/26/20
Name, Rank Date

EQUIPMENT RECEIVED BY:

EMPLOYEE ACKNOWLEDGMENT OF FRONT & BACK:

GERALD LANDIERG, SERGEANT 8-26-20
Name, Rank Date

Austin Hollibaugh, Police Officer 8/26/20
Name, Rank Date

ADMINISTRATIVE LEAVE RECINDED BY:

EQUIPMENT RETURNED BY:

Name, Rank Date

Name, Rank Date

SACRAMENTO POLICE DEPARTMENT EQUIPMENT INVENTORY/CHECK OFF LIST

NAME: HOLLIBAUGH, AUSTIN	BADGE: 412	ABRA: 4808	DATE: 03/26/20
ASSIGNMENT: PATROL - CENTRAL	SHIFT: LATE	SUPERVISOR: SGT. [REDACTED]	

ITEM CODE	ARMORY EQUIPMENT	I	R	NA
	Pelican Flash Light Serial Number: [REDACTED]		<input checked="" type="checkbox"/>	
	Naloxone (Narcan) Kit # 26648538417339		<input checked="" type="checkbox"/>	
UH	Uniform Holster Model: FOR GLOCK 17		<input checked="" type="checkbox"/>	
ESB	Exp Baton s/n: SPD0886		<input checked="" type="checkbox"/>	
UESBH	Exp Baton Holder, Uniform		<input checked="" type="checkbox"/>	
	Ballistic Helmet Ballistic Helmet Bag # M283		<input checked="" type="checkbox"/>	
GAS KIT	Gas Mask Kit Size: M Serial Number: GMO498		<input checked="" type="checkbox"/>	
OCU	OC MkIV Uniform		<input checked="" type="checkbox"/>	
UOCH	OC Holder Uniform		<input checked="" type="checkbox"/>	
HC	Handcuffs w/keys (3)		<input checked="" type="checkbox"/>	
UHC	Handcuff Case, Uniform (DOUBLE)		<input checked="" type="checkbox"/>	
UAC	Ammo Case, Model: (DOUBLE)		<input checked="" type="checkbox"/>	
UDB	Duty Belt, Uniform, Size (BIANCI)		<input checked="" type="checkbox"/>	
UDBL	Duty Belt Liner, Size M		<input checked="" type="checkbox"/>	
BA	Body Armor		<input checked="" type="checkbox"/>	
UBK	Keepers (4)		<input checked="" type="checkbox"/>	
UKR	Key Ring w/slap pad		<input checked="" type="checkbox"/>	
	Knox Box Key # 4073303		<input checked="" type="checkbox"/>	
RV	Reflector Vest		<input checked="" type="checkbox"/>	
MR	Max Restraints		<input checked="" type="checkbox"/>	
MEDKIT	MEDKIT/Medical Kit (RED)		<input checked="" type="checkbox"/>	
RM	Resuscitation Mask		<input checked="" type="checkbox"/>	
PH***	Plainclothes Holster			<input checked="" type="checkbox"/>
PHC	Plainclothes Handcuff Case			<input checked="" type="checkbox"/>
PAC***	Plainclothes Ammo Case			<input checked="" type="checkbox"/>
FA HGUN	Handgun: GLOCK Model: 17 Caliber: 9mm Serial Number: [REDACTED] Personally Owned <input type="checkbox"/>		<input checked="" type="checkbox"/>	
CED X26	CED Model: TASER X26P Serial #: X13004R2Y		<input checked="" type="checkbox"/>	
FA RIFL	Rifle: COLT Model: LE6920 5.56 Serial Number: CR213971 Personally Owned <input type="checkbox"/>		<input checked="" type="checkbox"/>	
FA SHGN	Less Lethal Shotgun Model: REMINGTON 870 Serial Number: D508119M		<input checked="" type="checkbox"/>	

FORENSICS EQUIPMENT	I	R	NA
ID Card and Access Card Key		<input checked="" type="checkbox"/>	

FLEET EQUIPMENT	I	R	NA
Building Door Keys # 2764		<input checked="" type="checkbox"/>	
Vehicle Keys (2)		<input checked="" type="checkbox"/>	
Gas Credit Card #:			<input checked="" type="checkbox"/>

MOTOR OFFICER EQUIPMENT	I	R	NA
Motorcycle Helmet, Modular - Size			<input checked="" type="checkbox"/>
Motorcycle Helmet, 3/4 - Size			<input checked="" type="checkbox"/>
Kevlar Jacket			<input checked="" type="checkbox"/>
Kevlar Pants			<input checked="" type="checkbox"/>
Class A Boots			<input checked="" type="checkbox"/>
Danner Leather Boots			<input checked="" type="checkbox"/>
Class A Pants			<input checked="" type="checkbox"/>
Rain Jacket			<input checked="" type="checkbox"/>
Rain Pants			<input checked="" type="checkbox"/>
Lidar Unit			<input checked="" type="checkbox"/>
PVP Bluetooth Paddle Mic			<input checked="" type="checkbox"/>

COMM CENTER EQUIPMENT	I	R	NA
Motorola Radio P Number: P25474		<input checked="" type="checkbox"/>	
2 Batteries		<input checked="" type="checkbox"/>	
Antenna		<input checked="" type="checkbox"/>	
Charger base		<input checked="" type="checkbox"/>	
Power cord for charger		<input checked="" type="checkbox"/>	
Antenna			<input checked="" type="checkbox"/>
Radio holster case w/belt clip		<input checked="" type="checkbox"/>	
Lapel Mic		<input checked="" type="checkbox"/>	

PUBLIC SAFETY IT EQUIPMENT	I	R	NA
BWC Clip <input type="checkbox"/> XMount <input type="checkbox"/> HDMount		<input checked="" type="checkbox"/>	
Laptops			<input checked="" type="checkbox"/>
Key Fob			<input checked="" type="checkbox"/>
Body Worn Camera #1 - Serial #: 0019501		<input checked="" type="checkbox"/>	
Body Worn Camera #2 - Serial #: 0014612		<input checked="" type="checkbox"/>	
Body Camera Docking Station (2)		<input checked="" type="checkbox"/>	
Molle (Load bearing vest/special order)			<input checked="" type="checkbox"/>
Motorola MC75A Electronic Ticket Device (ECITE)		<input checked="" type="checkbox"/>	
Motorola Biometric Thumb Print Scanner (ECITE)		<input checked="" type="checkbox"/>	
Zebra RW420 Mobile Printer (ECITE)		<input checked="" type="checkbox"/>	

PERSONNEL EQUIPMENT	I	R	NA
Badge		<input checked="" type="checkbox"/>	
Cap Ornament			

EMPLOYEE SIGNATURE _____ DATE _____

I certify that all the equipment issued to me:
 HAS BEEN ACCOUNTED FOR
 HAS BEEN RETURNED TO THE SACRAMENTO POLICE DEPT.

SUPERVISOR SIGNATURE _____ DATE _____

BADGE/ABRA _____

LOCKER # 201

1A PADLOCK #8 (MAIN LOCKER) / 1A PADLOCK #11 (CHARGING LOCKER)

**Sacramento Police Department Equipment Inventory
for Officer Austin Hollibaugh #412 (Continued)**

The following *additional* items were collected from Officer Hollibaugh on 08/26/2020 and secured in his assigned work locker (#201) at 300 Richards Blvd (in addition to the items referenced on Page 1 - SPD 175):

-Three (3) loaded 9mm Glock handgun magazines

-Two (2) 30-round rifle magazines

-Aimpoint rifle optic (Serial #: K4241732)

-Black rifle bag

-CED cartridges: 1) Serial #: C3105YC5Y
2) Serial #: C3105YRAN

-CED (Taser X26) holster

-Flashlight holder

-Four (4) bean bag rounds

-#8 key (No Serial #)

-Call box ("skeleton") key

-Body Worn Camera #3 (Serial #0017248)

-E-Cite bag and charging cables

-Pelican flashlight charger

***The following items were issued to Officer Hollibaugh, but not yet returned as of 08/26/20:

-Cap ornament

-Motorola E-Cite Thumbprint Scanner (Serial #12041401000947)

Sacramento Police Department

Personnel Complaint Form

- DEPARTMENT USE ONLY - IAD CASE NUMBER
Compl2020-231

Complainant:

*You have the right to remain anonymous. Consider providing some information for an investigator to contact you for follow-up questions.

NAME [REDACTED]	DOB [REDACTED]	AGE 43	GENDER M	RACE W
HOME ADDRESS	CITY	STATE	ZIP	
BUSINESS ADDRESS	CITY	STATE	ZIP	
TELEPHONE NUMBER #1 [REDACTED]	TELEPHONE NUMBER #2	EMAIL ADDRESS		

Involved Employee:

*Provide as much information as possible.

NAME David Costan	RANK Officer	BADGE 1019	GENDER M	RACE W
UNIFORM TYPE Police Uniform	VEHICLE DESCRIPTION Marked Vehicle	VEHICLE NUMBER N/A		

Incident Details:

INCIDENT DATE 08/14/20	INCIDENT TIME 0012	LOCATION (ADDRESS OR INTERSECTION) 5118 Stockton Blvd
SUMMARY OF INCIDENT: Provide witnesses, locations, address, businesses, available photos and video, etc.		
<p>Officers respond to a Domestic Violence In Progress CFS and contact both parties. The male half later called dispatch and requested to speak with a supervisor because he felt officers didn't take appropriate action regarding a domestic violence allegation. Review of the CFS led to possible dishonestly.</p> <p>Allegation - Neglect of Duty, Dishonesty, Conduct Unbecoming</p>		
<input type="checkbox"/> I have attached _____ more pages to this form.		

Your Rights:

<p style="font-size: small;">You have the right to make a complaint against an employee for improper conduct. California law requires this agency to have a procedure to investigate personnel complaint, provide written description of this procedure, and retain complaints for at least five years.</p> <p>I have read and understand these rights. Signature: _____</p>

DEPARTMENT USE ONLY:		
ACCEPTING EMPLOYEE NAME AND BADGE NUMBER	ACCEPTING SUPERVISOR NAME AND BADGE NUMBER	DATE AND TIME

Sacramento Police Department

Personnel Complaint Disposition Form

- CONFIDENTIAL AND FOR DEPARTMENT USE ONLY -

- DEPARTMENT USE ONLY -
IAD CASE NUMBER

Compl2020-231

Internal Investigation Details:

DATE REPORTED 08/14/20	TIME REPORT 0112 Hours	INCIDENT DATE 08/14/20	INCIDENT TIME 0012 Hours	REPORT NUMBER 20-242901	
INCIDENT LOCATION (INTERSECTION OR FULL ADDRESS) 5118 Stockton Blvd		DISTRICT/BEAT 6B	HOW REPORTED External	INVESTIGATION TYPE Internal Affairs Division	
ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE	COMPLETED DATE

Involved Employee:

NAME David Costan	RANK Police Officer	BADGE 1019	GENDER M	RACE W
----------------------	------------------------	---------------	-------------	-----------

Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Conduct Unbecoming		
Dishonesty		
Insubordination		
Neglect of Duty		

APPROVED BY: _____ Date: _____

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE

APPROVED BY: _____ Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1003 Hours
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Sacramento Police Department

Personnel Complaint Disposition Form

- CONFIDENTIAL AND FOR DEPARTMENT USE ONLY -

- DEPARTMENT USE ONLY -
IAD CASE NUMBER

Compl2020-231

Internal Investigation Details:

DATE REPORTED 08/14/20	TIME REPORT 0112 Hours	INCIDENT DATE 08/14/20	INCIDENT TIME 0012 Hours	REPORT NUMBER 20-242901
INCIDENT LOCATION (INTERSECTION OR FULL ADDRESS) 5118 Stockton Blvd		DISTRICT/BEAT 6B	HOW REPORTED External	INVESTIGATION TYPE Internal Affairs Division
ASSIGNED DATE 08/22/20	ACTIVE DATE 08/25/20	SUSPENDED DATE	RESUME DATE	FOLLOW-UP DATE
COMPLETED DATE				

Involved Employee:

NAME David Costan	RANK Police Officer	BADGE 1019	GENDER M	RACE W
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Allegations:

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

Disposition:

ALLEGATION	FINDING	DISCIPLINE / ACTIONS TAKEN
Conduct Unbecoming	SUSTAINED	
Dishonesty	SUSTAINED	TERMINATION
Insubordination	SUSTAINED	
Neglect of Duty	SUSTAINED	
APPROVED BY: Date: 4/9/21		

Skelly or Discipline Settlement:

ALLEGATION	FINDING	DISCIPLINE
APPROVED BY: _____		Date: _____

INVESTIGATOR NAME AND BADGE NUMBER G. Landberg # 3107	INVESTIGATOR SUPERVISOR AND BADGE NUMBER G. Halstead # 4063	DATE AND TIME 12/01/20, 1003 Hours
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SACRAMENTO POLICE DEPARTMENT
Administrative Leave/Confiscation of City Property

Employee: DAVID COSTAN Date: 8/22/20
Address: [REDACTED]
Personal E-mail: [REDACTED] Phone: [REDACTED]

You are being placed on administrative leave with pay, pending an administrative investigation. As a result of this, the following orders and procedures shall be adhered to:

- Pursuant to employment with the Sacramento Police Department, your peace officer powers are hereby suspended until the administrative leave status is rescinded.
- Do not report for normal duty unless directed to do so. For the remainder of the week, your schedule shall be M-TH 0800-1700hrs 1 Hr LUNCH 1200-1300
- Your work schedule shall be Monday through Friday 0800-1700 hours effective 8-29-2020. You are to be **at home and accessible** by telephone during these hours unless directed otherwise. You are allowed an equivalent lunch hour from 1200-1300 hours to be away from your home.
- You are directed to call IAD at 0830 hours, Monday through Friday (916-808-2290), including holidays. You are to leave a voice mail message if no one answers. If you fail to call, you may not be paid and may be deemed insubordinate.
- You are directed to stay away from all Department facilities unless given prior approval by an IAD investigator.

COURT - While you are on administrative leave, an IAD investigator will serve you your subpoena(s). You shall respond promptly to receive your subpoena(s) the same day you are notified unless otherwise directed by IAD staff. You shall notify an IAD Investigator immediately if you are unable to respond.

You are directed to appear to all scheduled subpoenas during the time you are on administrative leave. You shall have your subpoena signed by the Court Liaison Unit when you check in and out. Court appearances are not overtime. You shall return your subpoena to an IAD Investigator after your appearance. If you need copies of reports, you shall advise an IAD investigator.

PAY STATEMENTS - Your pay statement shall be mailed to you. Hereafter, all eCAPS entries shall be completed by IAD personnel unless otherwise notified. You shall not access nor attempt to access your eCAPS account in any manner.

HOLIDAY/VACATION USAGE - While on administrative leave, you may request to take vacation or other leave time. Prior to using any of your leave balances, you shall contact an IAD investigator to ensure that your request is approved and reflected in eCAPS.

CONFLICTS - If an emergency occurs and you are unable to remain at home during the designated hours or any other conflict arises, you shall immediately contact an IAD investigator. If an IAD investigator is not available, you shall leave a telephone voice message for your assigned Investigator, detailing the nature of conflict, the time you leave your home and the time you will arrive back at your home.

"You are hereby ordered not to discuss the circumstances surrounding your administrative investigation with any other Department employee."

ABOVE DIRECTIONS GIVEN BY:

ADMINISTRATIVE LEAVE APPROVED BY:

JASON M. BASSETT, CAPTAIN 8/22/20
Name, Rank Date

JASON M. BASSETT, CAPTAIN 8/22/20
Name, Rank Date

EQUIPMENT RECEIVED BY:

EMPLOYEE ACKNOWLEDGMENT OF FRONT & BACK:

Aracelio Villan 8/22/20
Name, Rank Date

[Signature] 8/22/20
Name, Rank Date

ADMINISTRATIVE LEAVE RESCINDED BY:

EQUIPMENT RETURNED BY:

Name, Rank Date

Name, Rank Date

SACRAMENTO POLICE DEPARTMENT EQUIPMENT INVENTORY/CHECK LIST

NAME: DAVID COSTAN	BADGE: 1019	ABRA: 4447	DATE: 8/22/20
ASSIGNMENT: PATROL	SHIFT: GRAVES	SUPERVISOR: PARK	

ARMORY EQUIPMENT	I	R	NA
Pelican Flash Light Serial Number: 592	X		
Naloxone (Narcan) Kit			
Uniform Holster X2 Model:	X		
Exp Baton s/n: SPD0725	X		
Exp Baton Holder, Uniform			
Wood Baton & Baton Ring			
Ballistic Helmet Ballistic Helmet Bag # L255	X		
Gas Mask Kit Size: Serial Number: 2350	X		
OC MkIV Uniform	X		
OC Holder Uniform	X		
Handcuffs w/keys X4	X		
Handcuff Case, Uniform	X		
Ammo Case, Model:			
Duty Belt, Uniform, Size	X		
Duty Belt Liner, Size	X		
Body Armor	X		
Keepers	X		
Key Holder	X		
Hobbles	X		
Reflector Vest	X		
Gloves, Leather, size	X		
Resuscitation Mask			
Plainclothes Holster			
Plainclothes Handcuff Case			
Plainclothes Ammo Case			
Handgun: Model: _____ Caliber: _____ Serial Number: _____ P			
CED Model: Serial #: X130042Y6	X		
Cartridge Serial #: ✓ Cartridge Serial #: ✓			
Rifle: COLT M16 SCOPE Model: 4810431 4044012 Serial Number: C0267 P			
Less Lethal Shotgun Model: 18 LESS LETHAL ROUNDS Serial Number: 5431			

FORENSICS EQUIPMENT	I	R	NA
ID Card and Access Card Key X2	X		

FLEET EQUIPMENT	I	R	NA
Building Door Keys	X		
Vehicle Keys	X		
Gas Credit Card #:			X

MOTOR OFFICER EQUIPMENT	I	R	NA
Motorcycle Helmet, Modular - Size			
Motorcycle Helmet, 3/4 - Size			
Kevlar Jacket			
Kevlar Pants			
Class A Boots			
Danner Leather Boots			
Class A Pants			
Rain Jacket			
Rain Pants			
Lidar Unit			
PVP Bluetooth Paddle Mic			

COMM CENTER EQUIPMENT	I	R	NA
Motorola Radio P Number: 25147	X		
2 Batteries	X		
Antenna	X		
Charger base	X		
Power cord for charger			
Antenna	X		
Radio holster case w/belt clip	X		
Lapel Mic			

PUBLIC SAFETY IT EQUIPMENT	I	R	NA
MRE Laptops			
Laptops			
Key Fob	X		
Knock Box Key			
Body Worn Camera - Serial #: 15346	X		
Body Camera Docking Station	X		
Motorola MC75A Electronic Ticket Device (ECITE) 0013021	X		
Motorola Biometric Thumb Print Scanner (ECITE) 13415	X		
Zebra RW420 Mobile Printer (ECITE) 3174777	X		

OTHER ITEMS	I	R	NA
30 ROUND RIFLE MAGS X3	X		
223 ROUNDS - 145	X		
20 ROUND RIFLE MAG	X		

PERSONNEL EQUIPMENT	I	R	NA
Badge	X		
Cap Ornament			

OFFICER'S LOCKER #: 19/19	IAD LOCKER #:	IAD LOCKER #:
----------------------------------	---------------	---------------

INTERVIEW WITH [REDACTED]

1
2
3
4
5 LANDBERG The date is September 29, 2020. It is 8:02 in the morning. This is a phone
6 interview with [REDACTED] Present is [REDACTED] via telephone and myself,
7 Sgt. Gerald Landberg. The interview will be conducted in my office located inside
8 the Sacramento Police Department's Internal Affairs building. This is regarding
9 complaint COMPL2020-231. I am going to be specifically asking you questions
10 regarding call for service 20-242851 and call for service 20-242901 and your
11 interaction with Sacramento police officers [REDACTED] Hollibaugh, and Costan. I am
12 also going to ask you questions regarding 914S or supervisor message 20-242938
13 and your phone conversation with Sacramento Police Sgt. [REDACTED] [REDACTED] this phone
14 interview will be recorded. Are you ready to begin?
15
16 [REDACTED] I am.
17
18 LANDBERG Okay. Can you please state and spell your full name?
19
20 [REDACTED] [REDACTED]
21
22 LANDBERG Are you legally married?
23
24 [REDACTED] Yes.
25
26 LANDBERG Please state and spell your wife's full name.
27
28 [REDACTED] [REDACTED]
29
30 LANDBERG And how long have you and [REDACTED] been married?
31
32 [REDACTED] Seven years.
33
34 LANDBERG How many years?
35
36 [REDACTED] Seven.
37
38 LANDBERG Seven?
39
40 [REDACTED] Yes.
41
42 LANDBERG How many years have you been together?
43
44 [REDACTED] Seven and a half.

45
46 LANDBERG Seven and a half. How many children do you have together?
47
48 [REDACTED] Seven.
49
50 LANDBERG Can you take a moment and please state and spell all of your children's names
51 and give their date of birth—or not their date of birth, but their ages.
52
53 [REDACTED] Well, I won't go forward with their names because they're minors. Female 13,
54 male 11, male 10, male 6, male 5, male 3, and female 0.
55
56 LANDBERG Okay. Can you do that one more time? If you don't want to give their names,
57 that's fine. Can you just give their ages one more time? I'm going to write those
58 down.
59
60 [REDACTED] Sure. Do you need the genders?
61
62 LANDBERG Yeah, that would be great too.
63
64 [REDACTED] Okay. Female 13 years, male 11 years, male 10 years, male 6 years, male 5 years,
65 male 3 years and female 0 years.
66
67 LANDBERG Where are you currently living?
68
69 [REDACTED] [REDACTED].
70
71 LANDBERG Is that [REDACTED] ?
72
73 [REDACTED] Yes, sir.
74
75 LANDBERG Is [REDACTED] currently with you?
76
77 [REDACTED] No, not with me at the moment.
78
79 LANDBERG I mean, is she currently—is she living in [REDACTED] with you?
80
81 [REDACTED] Yes.
82
83 LANDBERG So, she's not currently back in California?
84
85 [REDACTED] Correct.
86
87 LANDBERG Okay.
88

89 [REDACTED] At this point we're going to start talking about the specific calls for service. Do
90 you understand?

91
92 LANDBERG So, on 08/13/20 at approximately 1110 hours, officers responded to 5108
93 Stockton Blvd. regarding a domestic violence in progress call. Can you tell me
94 why officers were called?

95
96 [REDACTED] Officers were called because my wife was making accusations saying that I was
97 yelling or hitting the children. I believe her accusation was about hitting the five-
98 year-old and the 10-year-old and apparently yelling at them in our van.

99
100 LANDBERG And who was present that day with you?

101
102 [REDACTED] All seven of our children and then both of us.

103
104 LANDBERG So, all seven of the children and then obviously you and [REDACTED]

105
106 [REDACTED] Yes.

107
108 LANDBERG Where were the children when these accusations were made?

109
110 [REDACTED] Well, all of them were in the van. They were—she was yelling at me claiming I
111 was being mean, which is a general term, just ...that's what she states. We were
112 in the parking lot at the—I believe the name of the store is Ross or Ross Dress for
113 Less or something with Ross, which is the address of the call for service, and she
114 was yelling at me saying that I was yelling at the kids and hitting the two. I was
115 not. What I was doing was telling her to stop—she had been driving. I told her to
116 stop because all of the children were not yet buckled up at that time including my
117 five-year-old, and I believe it was our 11-year-old wasn't buckled up at the time. I
118 was hollering at her, "Hey, stop!" and also our newborn, our two-month-old, she
119 was in her car seat but the car seat itself was not attached. She was driving. I told
120 her to stop, and, you know, she didn't stop right away so I started yelling, "You
121 need to stop," and so she eventually stopped. I don't know if you want me to go in
122 the entirety of it.

123
124 LANDBERG Absolutely.

125
126 [REDACTED] So, what had happened was I'm trying to—I'm in the back of the van. I'm not
127 buckled up at the time because I'm trying to get the kids buckled up. I was
128 hollering at the 11-year-old, "Hey, buckle up!" Meanwhile, I'm trying to get my
129 five-year-old and the, at that time, less than a month old secured in their seatbelts.
130 The five-year-old had yet—because he had been standing up when she had taken
131 off driving. We were only—at the store, the call for service area, we had only
132 been probably maybe 12 blocks away from where we had started, but we

133 eventually had stopped there because she was saying how I was being mean and
134 so forth yelling, but I told her to stop because the kids weren't buckled up, but I
135 was buckling up the little one, excuse me, our newborn, and then also I had turned
136 around to buckle up my five-year-old, but she was still in the process of driving.
137 So, you know, and of course I'm trying to—I'm in the process of standing up
138 trying to get the kids buckled up while she's driving, and, you know, she stops
139 and, like, I slipped or something, and I had, I guess, bump into the five-year-old
140 who was standing up. So, she started yelling at me saying how I had hit the five-
141 year-old when it was her driving which was causing me to lose balance, and, you
142 know, I guess I just bumped into him, kind of like when you bump on someone's
143 leg or something like that, but what she had accused me of was hitting our five-
144 year-old, which I most certainly did not.
145

146 LANDBERG Okay. And then what occurred when the officers arrived on scene?
147

148 [REDACTED] When the officers came the first time, I know there were three officers who
149 arrived. I don't know of any of their in particular names. One was bald, one had
150 black hair, and I don't know who the—I never saw the third one. It was the one
151 who had taken my wife and chit chatted with her off to the distance, but they had
152 asked me what happened. I said that she was trying to drive off with the kids— all
153 of the kids not being all buckled up yet, and those two officers had—basically it
154 was the bald one who was primarily talking with me. The black haired one was
155 just off to the side and he asked me what happened, and I told him, and he said,
156 "Well, okay. We were called out here because of a domestic violence," so they
157 came out and they looked around and they didn't see anything of significance as
158 far as a law enforcement officer standpoint. So, after just a couple of brief minutes
159 of interviewing me, they—as far as I know from that they didn't see anything
160 more, and they left a short time afterwards, after they arrived.
161

162 LANDBERG Okay. So, once the officers arrived on scene, Officer [REDACTED] contacted you while
163 you were seated in your van. Can you tell me about your interaction with Officer
164 [REDACTED] ?
165

166 [REDACTED] I'm assuming that's the—is he bald?
167

168 LANDBERG I'm assuming he's the individual with the dark hair that you spoke of. He's the
169 one that actually talked to you while you were seated in your van.
170

171 [REDACTED] Oh, okay. Yeah, because he briefly talked to me, but afterwards it was the bald
172 one that was primarily talking to me. I think he had asked me what happened, and
173 I told him that I was trying to get the kids buckled up and at the same time I was
174 trying to eat some food because it had been several hours since eating, so I needed
175 some sort of food in my system. I'm diabetic so I just, you know, need to eat and
176 make sure my blood sugar is at the right level and so forth. So, that's what I was

177 trying to do. I was trying to get the kids buckled up and then sit down to nibble on
178 some food.

179
180 LANDBERG What was Officer [REDACTED] demeanor towards you?

181 [REDACTED]
182 Calm and, I guess, productive. I don't recall anything of significance of him, not
183 at all, so I assume that he was professional because as bad as it is, I guess people
184 are more apt to remember bad encounters than good encounters, but I didn't see
185 anything particularly wrong with anything that he had done. I guess I didn't
186 remember too terribly much of the incidence of significance. It seemed like a
187 cordial conversation.

188
189 LANDBERG During your conversation, did Officer [REDACTED]—did you tell Officer [REDACTED] that
190 [REDACTED] always injures you?

191 [REDACTED]
192 I don't recall if I said that specifically, but she has frequently done that, and she
193 has even been arrested for such, but it's possible I told that to him.

194
195 LANDBERG So, if you don't specifically recall that, you don't recall what [REDACTED] response
196 was?

197 [REDACTED]
198 Honestly, I can't recall the first incident as significantly as the secondary
199 incidence, the one that occurred later, but that was—I felt that one was a really
200 negative one. The first one, I felt—I told them the significance of the incident,
201 how I was trying to get the kids buckled up and I'm sure I told them that—
202 because they were out for a domestic violence assault I said, "Hey, wait a minute.
203 She's the one who's got the history in doing this," and so forth because it's kind
204 of something important for a police officer to know, I guess, when interviewing a
205 couple different sides of the story, so to speak. That's why I informed him.

206
207 LANDBERG Do you recall Officer [REDACTED] shining his flashlight at your forehead?

208 [REDACTED]
209 I don't recall him doing that. Typically when you shine a flashlight at somebody's
210 forehead it's almost as if you're getting shined in the eyes, so it's like, "Hey, stop
211 doing that" or "Close your eyes," and so forth. I don't remember him looking at
212 my forehead.

213
214 LANDBERG You do or you don't remember him looking at your forehead?

215 [REDACTED]
216 I do not recall whether he did or not.

217
218 LANDBERG Okay. So, you don't recall and you don't recall why he would look at your
219 forehead?

220

221 [REDACTED] Well, she had hit me on my head, so...

222

223 LANDBERG Did you tell him that she hit you on your head?

224

225 [REDACTED] I thought I did.

226

227 LANDBERG And do you-

228

229 [REDACTED] But it was a relatively insignificant injury, so...

230

231 LANDBERG So, and I know this is difficult because you're having trouble recalling the actual
232 event, but-

233

234 [REDACTED] Like I said, the secondary incidence I recall a better but...

235

236 LANDBERG Yeah, we'll absolutely get to that incident too. I just wanted to get to this one first.

237

238 [REDACTED] Of course. Of course. I thought I had mentioned it, but I honestly don't recall
239 whether or not he looked at my forehead or not.

240

241 LANDBERG Do you remember if you clearly communicated with him that [REDACTED] had struck you
242 on the forehead?

243

244 [REDACTED] Honestly, I believe I did, but I don't know if maybe he was thinking something
245 else or ask me a secondary question thereafter to where like a fast conversation
246 where maybe it got skipped over perhaps.

247

248 LANDBERG Okay. So, you just don't recall that incident well enough to really—because I
249 have a bunch of specific questions for that incident, but you don't recall that
250 incident well enough for me to continue with my specific questions?

251

252 [REDACTED] Exactly because for me it has been a while, but for that particular one I thought it
253 was a relatively professional encounter with the police officers. So, like I said, it's
254 unfortunate people are more apt to remember bad incidents than good ones, but I
255 don't recall anything particularly bad about the incident with police officer's
256 conduct.

257

258 LANDBERG And you just—you can't specifically recall if you told him that [REDACTED] struck you or
259 not.

260

261 [REDACTED] Correct. I mean, I don't want to sway the answer one way or the other, so that I
262 don't recall.

263

264 LANDBERG No, and I totally understand, and by no means am I trying to put words in your
265 mouth. I just want to—I had specific questions I wanted to ask you, but it's a
266 moot point if you can't specifically remember that situation.

267 [REDACTED]
268 I believe I had—but honestly I can't recall on that one if I had or not because they
269 had mentioned that they were there for a domestic violence call, so I did bring it
270 up. I thought I had brought it up.

271 [REDACTED]
272 LANDBERG When that call for service was completed, can you just tell me, do you think it
273 was handled correctly?

274 [REDACTED]
275 Generally speaking, I thought it went fairly well.

276 [REDACTED]
277 LANDBERG Okay. Now, so, let's—that call for service is done. What happened next with your
278 family after the officers left?

279 [REDACTED]
280 Well, afterwards my wife I mean [REDACTED] started yelling about how I was lying to
281 the cops and how I'm mean to the children and I'm always mean and hit our 11-
282 year-old. This was after she had just said I hit the five-year-old, then I hit the 11-
283 year-old. I went, "No, I didn't. You accused me of hitting our five-year-old,
284 which if I did it's because of your driving erratically when nobody is buckled"—
285 or not nobody, but when I and my five-year-old were not buckled up, I bumped
286 into him. He had been standing in a seated area, but he wasn't sitting at the time
287 when she had taken off.

288 [REDACTED]
289 LANDBERG And this is specifically the conversation you're having or interactions you are
290 having with [REDACTED] following the first call for service?

291 [REDACTED]
292 Yes because she is still accusing me of hitting the kids and yelling and so forth
293 like that. The only thing I had been hollering was for her to stop. If they aren't
294 buckled up as of yet. And she's basically like, "You lied to the cops. You were
295 doing bad. You yelled. You hit the kids, etcetera, like this," and I'm like, "No,
296 that's not what happened," and she's essentially, I guess, kind of nudging me or
297 poking at me to admit to doing something wrong that I didn't do.

298 [REDACTED]
299 LANDBERG Okay. Briefly going back to that first call for service, do you feel like you were
300 fairly dealt with?

301 [REDACTED]
302 I thought so. I thought so. From a—I'd rather have a dull professional than a
303 happy unprofessional member to interact with, but the gentleman who I was
304 dealing with, the bald officer mainly, he was the main one I was dealing with, the
305 black-haired one a little bit, he was very courteous and he—from his standpoint
306 he did seem like, "I see nothing wrong here going on, so go on with your
307 business" versus having a call for service on how I'm hitting the kids type of

308 thing. So, I thought he understand the situation fairly well. I mean, I wasn't being
309 a bad dude, so he was like, "Okay. You guys have a good night and be safe, you
310 know, go on your way" type of a thing, so I thought it was a fairly professional
311 circumstance—or encounter.
312

313 LANDBERG Okay. Before we move on to the second call for service, is there anything about
314 the first call for service that you want to bring up or talk about or bring to light?
315

316 [REDACTED] Not that I can particularly remember. Like I said, I thought I had mentioned to the
317 one officer who had asked me that, "Yeah, she's done this to me before, and she's
318 the one with a history of doing this. I have absolutely no such history," and so
319 forth because they were obviously out there for a domestic violence call. So, I just
320 brought up the historic facts of what happened, and they kind of moved on their
321 way. I thought it was a relatively short encounter. They weren't there too terribly
322 long, I don't believe.
323

324 LANDBERG Well, that actually goes into my question. Have you dealt with police before prior
325 to this incident regarding domestic violence and domestic violence investigations?
326

327 [REDACTED] I have. She's accused me a couple times in the past of hitting the kids, which I've
328 never done ever in my life. In both instances' cops have always—there's nothing
329 here. Call if something ever comes up, you know, don't bother with it. That's
330 from her accusing me. There was one time, I believe September 2017, when she
331 had attacked me claiming I was seeing other women or some accusation of such
332 to where she started punching my eye sockets, like, considerably. I called the
333 police. This was in Omaha. The police arrived, and as soon as they saw me they
334 instantly handcuffed her and put her in the back of a car because of both my eye
335 sockets were ruby red from her punching them so much. That's the incident from
336 which she was arrested.
337

338 LANDBERG Now, in those prior domestic violence investigations, how long did those
339 investigations typically take, if you recall?
340

341 [REDACTED] Well, in that particular one, literally I called the police and a couple—I didn't
342 know if any more came afterwards, but the two officers who arrives, the very first
343 ones who arrived, came towards me or came to me and literally as soon as he saw
344 my face he radioed his partner to handcuff her. So, as soon as that happened, they
345 handcuffed her and put her in the back of one of their cruisers. He took pictures of
346 me, asking questions what happened, etcetera, and that literally was, like,
347 probably less than 15 minutes of service for Omaha.
348

349 LANDBERG Okay. Now-
350

351 [REDACTED] I mean, literally the dude saw my eye sockets and said, "Woah. Arrest her," and
352 so forth. He called his partner, his partner who was with her, you know, and they,
353 you know, separate people to find out different sides of stories. That's when he
354 instantly radioed him to arrest her.
355

356 LANDBERG Now have you ever had any other domestic violence investigations or incidents
357 where the police came out?
358

359 [REDACTED] Not that I know of. She has called a couple of times where she'll say, this is her
360 general accusation, "He's being mean," which means in and of itself nothing
361 without any kind of evidence, and what she'll do is she'll, you know, call the
362 police out in which they'll say "There's nothing here. Let's go get on our way,"
363 and she's even called—because I'm diabetic, she's even called an ambulance
364 before—because she's mad at me, she'll call the ambulance and say, "He's having
365 a reaction," when I'm clearly not having a reaction so that they can come out, and
366 I guess run me or something, which has happened a few times. She has done that
367 twice that I can recall.
368

369 LANDBERG Well, the point I'm making is you have some history and some experience dealing
370 with law enforcement during a domestic violence incident. Now on this one
371 particularly in Sacramento, did you feel like that first one was pretty quick, that
372 officers responded and investigated pretty fast?
373

374 [REDACTED] Well, I mean, I'm not trying to make it sound like they, you know, glossed over
375 anything or went too fast something. It was a really efficient, I guess, encounter
376 type thing. They asked questions and they, you know, obviously asked what
377 happened, determined, "Hey, there's nothing here against this guy. What are we
378 here for? Let's end this call," so I thought it was efficient. I'm not trying to say
379 they went too quick and they missed something obvious or nothing like that.
380

381 LANDBERG Okay. All right, well let's move on to call for service number two. Are you okay
382 with that?
383

384 [REDACTED] Okay.
385

386 LANDBERG Okay. So, on 08/14/20 at approximately 1212 officers responded to 5108
387 Stockton Blvd. regarding a domestic violence in progress call. This is the second
388 call for service. Can you tell me why officers were called out a second time?
389

390 [REDACTED] Because she was yelling at me, and I had refused to admit to hitting the kids
391 because obviously I never did. She's like, "Well, I'm going to call the cops and
392 tell them that you're doing that because you really did do it." I don't know if it's
393 kind of like a retaliatory, she thought the first cops didn't see that I had done
394 something bad, so she was calling the cops again. It was basically the whole

395 argument the whole time about “Hey, you drove off without making sure the kids
396 were all buckled up, and I’m back here trying to get them all buckled up, and
397 she’s tossing us around in the van as she’s driving along. I guess over exerted in
398 describing it because the only two who were unbuckled were my five-year-old
399 and our newborn. The newborn was in her seat, she just wasn’t buckled in, and
400 the five-year-old was standing—we have one of those vans that, it’s not like a
401 standard 12- or 15-passenger van where you can’t stand up in it. It’s one of those
402 converted vans that you can actually—kind of like those mini buses that you can
403 actually stand up in, so my five-year-old was standing in front of his seat when
404 she was driving, and I was, of course, in the back trying to get them all buckled
405 up, but it’s kind of funky to do when she’s driving off and so forth. So, the
406 secondary call was she was, I guess, trying to get me, “You’re still yelling,” and
407 I’m like, “I’m yelling at you for driving off without buckling up the kids.” So,
408 she’s, this is subjective here but it just seems to me that she didn’t like how the
409 first officers did not arrest me for something bad, so she’s calling them out again
410 to hope that the second group of officers find something bad.

411
412 LANDBERG Who was present during that second call for service, meaning just your family?

413 [REDACTED]
414 Just the entirety of my family, all seven children and my wife and I.

415
416 LANDBERG And then your children, just like the first call for service, they were inside the
417 van?

418 [REDACTED]
419 Yes.

420
421 LANDBERG Can you tell me what happened when the officers arrived?

422 [REDACTED]
423 Well, when the officers arrived they originally asked essentially the same
424 questions as before, what happened, and actually it’s three new officers who came
425 out, so I essentially had to explain the situation all over again, but when they
426 came out and they asked me, “What happened?” I said, “Well, she had drove off
427 and so forth.” The officer, Hollibaugh, he was essentially the primary one that
428 was interacting with me. He was telling me, “Well, we got a secondary call for
429 service, and since there’s a secondary call, that means that something is going
430 on,” kind of like inferring that I had been doing something wrong. That’s what
431 they were called out there for. It wasn’t anything new. It just seems—I’m just
432 assuming that it was because she didn’t like the fact that I was not arrested the
433 first time, so she called again hoping that the second group of officers find that I
434 had done something wrong and arrest me.

435
436 LANDBERG Did Officer Costan make contact with you while you were seated in your van?

437

438 [REDACTED] I know there was a second officer—I think there was a grand total of three
439 officers who came out the second time as well. I think one of them spoke to me
440 very briefly, but it was Hollibaugh who was doing 99% of the conversation with
441 me.

442
443 LANDBERG That first officer who spoke to you briefly, what was his demeanor like towards
444 you?

445 [REDACTED]
446 It seemed okay. I mean—it seemed like he was kind of, I don't know, suspicious
447 of having to come out to a secondary call, but it seemed like it was fairly okay, I
448 suppose. I guess maybe my perception is a little skewed because of my interaction
449 with Hollibaugh afterwards, but I didn't see anything too terribly significant with
450 much of how he was interacting with me.

451
452 LANDBERG Did you at some point ask to speak to a supervisor?

453 [REDACTED]
454 I did. I did. A couple of different times I asked for a supervisor to come out, and
455 the only thing that I was told by Hollibaugh, "Yeah, he's busy with another call."
456 I understand supervisors do more than wait to be called out somewhere, but call
457 him to come out.

458
459 LANDBERG Now, why did you ask specifically for a supervisor to respond?

460 [REDACTED]
461 Because Hollibaugh started telling me how, "You're the one—look, we're called
462 out here yet again, and we believe that you—" I mean, obviously you—I'm sure
463 you probably watched the video, but he was, like, trying to get me to admit to
464 doing something wrong, saying that I was out there doing something wrong, and I
465 said, "There's nothing I've done. The first officers have already been through this.
466 Nothing new has happened since the first officers were out here," and he basically
467 was saying, "I don't care about their report. I'm out here because of this call, and
468 this is the second call we've gotten on you tonight," as if to say *if we're getting
469 two calls on you, that means you have done something wrong.*

470
471 LANDBERG Now, do you remember Officer—and we're talking about Officer Costan now, do
472 you remember Officer Costan's response to you when you asked for a supervisor?

473 [REDACTED]
474 I know there were three officers out there. There was Hollibaugh, who was
475 primarily interacting with me, up close talking with me. There was a second
476 officer who he had talked to my wife, but he never talked directly with me. His
477 cruiser was, like, in front of ours, our van, like, on the passenger side, I was sitting
478 in the passenger's seat, maybe six feet in front of ours, so I could see him a little
479 bit, but when I asked—when I asked him for supervisor, he just kind of blew me
480 off, and he said something to the effect of...if he doesn't—this was towards the
481 end of the encounter, "If he doesn't let the mother take the children, we'll arrest

482 him.” He said something to that effect as well, and that’s also what Hollibaugh
483 said, which is why I had secondarily asked, “Hey, I need a supervisor here.”
484
485 LANDBERG Now, did you ask Officer Costan if he was going to write a police report related to
486 this call for service?
487
488 [REDACTED] I thought I did.
489
490 LANDBERG And why-
491
492 [REDACTED] The reason why-
493
494 LANDBERG Yeah, and why would you?
495
496 [REDACTED] The reason why I asked that was because of the fact—I think where my line of
497 questioning was going was, “Are you going to write a report on this incident?
498 Please add that she has been—you know, for your history of subjects, she has
499 been arrested for this very same thing back in Douglas County, where Omaha is,
500 back in September 2017.” I was basically trying to say, “Hey, put this in your
501 report for your—so you have the knowledge of this as you write,” which is why I
502 was asking him if he was going to be writing a report on it.
503
504 LANDBERG And do you recall his response?
505
506 [REDACTED] I thought he said, “No, I’m not going to,” which it kind of shocked to me as, like,
507 whether you go out to a scene where there’s nothing going on or there’s 50 people
508 fighting each other, you’ve got to write reports. Even if you write a report on, *I*
509 *went out to this incident and nothing was going on, talked to these two people, I*
510 *determined nothing was going on.* You know, even a short little one paragraph
511 report, you’ve got to write reports and things. So, that’s why I was kind of
512 shocked to hear him say that he wasn’t going to be writing a report.
513
514 LANDBERG Did Officer Costan tell you that you were deemed the primary aggressor on both
515 calls for service?
516
517 [REDACTED] I don’t recall him saying that. I know Hollibaugh had said that or indicated that.
518
519 LANDBERG And we’re going to—and right now I’m specifically talking about Costan, and
520 then we’ll get into Hollibaugh in a minute, so I don’t want to confuse you.
521
522 [REDACTED] Of course. Yeah, I want to—I believe he said something to that effect, and then
523 thereafter it was primarily Hollibaugh, which was—I thought I had asked a third
524 time for supervisor because I was not seeing which way the tide was falling here,
525 and they wanted to accuse me of doing something, and if I don’t submit to their

526 requests of me not being with my kids, I'm going to be taken to jail type of thing.
527 That's—I could have sworn I asked at least the third time because he was saying,
528 "Yeah, you're the primary aggressor," and this is after the first incident which
529 they determined nothing happened. Nothing new has happened since, so I would
530 like a supervisor out here to—the first officers have already determined nothing of
531 relevance has happened. Nothing new has happened please get a supervisor.
532

533 LANDBERG Yeah. Now, when that primary aggressor statement was made, did you feel like
534 that was a threat?
535

536 [REDACTED] I absolutely did. Not a threat of—like, a threat on the street, "Hey, I'm going to
537 beat you up" type of thing, but a threat of, "If you don't let your children be taken
538 away from you, then we will arrest you" which, I mean, we could go into the
539 legality of it, but that's, like, taking away my freedoms and taking away my
540 children from me. I don't take that very kindly.
541

542 LANDBERG No, I totally understand. Any other interaction with Officer Costan that I didn't
543 cover or anything that you want to bring up?
544

545 [REDACTED] Nothing else that I can say on him. I believe—you probably don't have pictures in
546 front of you, but I think I know who Costan is. He's kind of a more slender build
547 guy with wavy, slick-backed hair type of a thing. I don't know if he put a hair
548 thing in his hair. He has, I guess, a full head of hair. I thought it was slicked back,
549 if that's the secondary one I was thinking of because I never did see the third
550 officer on the second incident.
551

552 LANDBERG All right. Let's go ahead—why don't you go ahead and tell me about your
553 interaction with Officer Hollibaugh.
554

555 [REDACTED] Well, Hollibaugh, he is—at the start Hollibaugh and Costan kind of switched off
556 standing with me, and then it was primarily thereafter Hollibaugh. He had
557 mentioned why he had been called out there, and of course, you know, I had to
558 explain the same story over and over again, but I told him that nothing had
559 happened and your first officers had already determined "There's nothing of
560 significance here, so we'll end our call," and his response to me was— these are
561 three other officers who had just left the scene half an hour before of the very
562 same incident, so I would have thought he would have tried to get some sort of
563 information from them. He's like, "I don't care what they determined. I'm here
564 for this," and I said, "Hey, wait a minute. There's nothing new here. This is the
565 same exact incident but she just called a second time about."
566

567 LANDBERG What was his demeanor towards you?
568

569 [REDACTED] It was very...it was like he could care less what I had to say. He's going to make
570 his decisions, and I'm all for you making your decisions. I totally get that three,
571 four, five times officers want to come out, fine, so be it but I mean, this is a
572 followup to the thing which just literally happened minutes ago. Find out from
573 them that hey, it's already been determined I haven't done anything wrong.
574 Nothing new has happened. The van is literally in the same exact physical spot it
575 was before, so, you know, move on. "I don't care about that. We have been called
576 out here a second time because of you." I was like, "Okay." I understand the
577 words themselves. I get it. I understand my wife called twice on me, but the fact
578 that he said it—he kind of said it in a way of *I know you did it. Please admit*
579 *something to me so I can take you and arrest you right now*, but it's kind of the
580 demeanor he was giving to me. He wanted to find anything which I had done
581 wrong. I hit the kids or I had done this or I had done that. He wanted me to say it
582 so that he—like, he was itching to grab me to arrest me. That's kind of the
583 perception I was receiving from him.
584

585 LANDBERG Do you recall telling Officer Hollibaugh specifically about the physical
586 interaction between you and [REDACTED]?

587 [REDACTED]
588 Yes, I did. I said, "Hey, well the only thing which happened hitting-wise was her
589 hitting me," and I again mentioned my temple, I believe it was my right side
590 temple, which I said, "Hey, it's here," and the same demeanor happened is like, I
591 don't care about that. I want—it's like he just kept on fishing for me to say, "I did
592 this wrong. Please arrest me," is kind of the whole perception I was receiving
593 from him.
594

595 LANDBERG Did you specifically tell Officer Hollibaugh that [REDACTED] hit you?

596 [REDACTED]
597 Yes, I did. "She is the one who hit me here," and kind of indicated to my temple.
598 I don't think he ever even rose his flashlight or anything to even indicate what I
599 was indicating.
600

601 LANDBERG Now, it's kind of a unique situation because we're talking about two calls for
602 service, and we're talking about two separate incidents where you were assaulted
603 by [REDACTED]. Did you—when you were talking to Officer Hollibaugh, did you specify
604 that you're speaking on the fact that she struck you after the first officers left so
605 this is a new allegation?
606

607 [REDACTED]
608 No, it was the same—it was the same allegation. She had hit me from before she
609 called the first time, but those officers either didn't look at my temple or didn't
610 think to ask about it, so I was—basically I was telling the new officer the same
611 thing. If five different officers in the same incident ask you, "What happened?
612 What happened? What happened?" they're all asking for the same information, so
that's why I indicated, "Hey, she was the one who hit me. Here it is." from the

613 first time, I guess either they didn't look at it or didn't think about it. Honestly, it
614 wasn't that significant of an injury. She didn't punch me in the temple a couple
615 times.

616
617 LANDBERG And do you remember his response when you told him that [REDACTED] had struck you?

618 [REDACTED]
619 I don't recall his verbiage, but I know for certain that he had an *I don't care about*
620 *that* type of response. *Well, that doesn't matter or I don't care about that.* He
621 didn't even bother to look at it when I, yet again, had indicated, "Hey, right here I
622 was hit." He didn't even bother to look, so I mean, by him not looking, regardless
623 of what he said, indicates to me that he could care less of who the victim actually
624 is in the circumstance. If there is a victim.

625
626 LANDBERG And then did Officer Hollibaugh specifically ask you about your marital status?

627 [REDACTED]
628 I'm sure he did, It's just like one of those regular type of questions in
629 conversation. You don't really think about it, but I'm sure he probably did ask,
630 "Are you guys married?"

631
632 LANDBERG Did he ask about your children's welfare?

633 [REDACTED]
634 He asked if the kids were all right. I said, "Yes, the kids are fine."

635
636 LANDBERG Do you recall speaking to him at the rear of your van?

637 [REDACTED]
638 Yes. He said, "Hey, will you talk to me at the back of the van? I don't want the
639 kids to hear" or "I don't want the kids to know," or something to that effect,
640 basically, not for children's ears type of thing, and he, you know, pulled me to the
641 back of the van to speak with me, and he's like—he told me that, "Look man,
642 these things happen. If you keep—" basically he was indicating if I kept it up, I
643 guess kept up my denial of the incidents, "I'm going to arrest you." He kind of
644 was giving a threatening, "Admit to it. Let the kids go, or I'm going to arrest
645 you," and I believe that was the first incident when he mentioned, "This is the
646 second call we've got now where you're the primary aggressor, so I'm going to
647 arrest you" type of a demeanor. He was basically giving me the, "If you don't let
648 the kids go" or "If you don't leave the kids and let your wife take the kids from
649 you, I'm going to arrest you."

650
651 LANDBERG Now, at some point during your interaction on the second call for service, Officer
652 Hollibaugh and Officer Costan came up with a plan to resolve the issue you and
653 [REDACTED] were having. Do you remember what that plan was?

654 [REDACTED]
655 For—that was—well, of course it wasn't something I was agreeing to, but the
656 plan was for her to call her, I guess, brother and father to come up with their cars

657 to come pick up the kids to take them back to their house, basically to take the
658 kids from me.

659
660 LANDBERG And did you have an issue with that plan?

661 [REDACTED]
662 Well, this is already after I've been, you know, threatened, "Hey, we're going to
663 arrest you. Hey, we're going to arrest you" type demeanor and threatening
664 behavior from them, so I want the children to be in a good situation. I prefer not
665 to—I mean, if I fought then all that's going to happen is the cops are going to
666 arrest me and then I'm going to have to fight to get the kids again, so I already
667 saw where this was leading to, and I'm fine with just the kids going back—I
668 mean, it's late at night anyway. I didn't think we should have been in Sacramento
669 that late anyway. I was like, "Okay. That's fine. I'm going back to the house. No
670 problem with that." It's just the fact that they were threatening to arrest me if I
671 didn't agree to that, kind of like force my hand type of thing.

672
673 LANDBERG Now, did you have an alternative plan?

674 [REDACTED]
675 Well, my plan was—at the time we had been staying in Stockton, but I said—my
676 plan is just to continue on down to Stockton and be at peace the rest of the night.
677 They didn't agree to that.

678
679 LANDBERG But at one point didn't you suggest that you would just drive the van over to your
680 in-laws place?

681 [REDACTED]
682 Oh, yeah, after—yes, I said, "Well shoot, I'll just drive them back over there."
683 This was—literally their house is probably 12 blocks from where the police
684 officers were. I said, "I'll just drive them over there," because seven kids
685 including three toddlers including one newborn, not exactly easy for us to do it in
686 a tiny little car or even two little cars, you know, with an Uber. I said, "Well
687 shoot, I'll just drive them over there," and they said no.

688
689 LANDBERG Now, the officers didn't like that plan, correct?

690 [REDACTED]
691 Correct.

692
693 LANDBERG And do you know why?

694 [REDACTED]
695 Well, I mean, I'm assuming their thinking I'm going to take off and go driving off
696 to Timbuktu or something and, you know, not, to the resolution agreed upon at
697 that time. I mean, I understand that but at the same time I wasn't being
698 disrespectful. I wasn't being rude. I wasn't saying, "I'm going to take the kids
699 away. Ha ha ha Officer." I mean, I wasn't in that—I didn't give any of those
700 indications to the officers. So, that's why I was kind of—I preferred to do it, it's a

701 lot quicker, a lot easier how it's done, and less than five minutes later the kids are
702 in the house versus having to, you know, call and wake up my wife's brother and
703 dad and so forth. It's after midnight at night, so that's why it just seemed to me
704 the most efficient way of doing it was just me driving back there.
705

706 LANDBERG Now, at some point did Officer Hollibaugh tell you he wasn't comfortable with
707 you driving the children to [REDACTED] parent's house?
708

709 [REDACTED] Yeah, he said—he basically told me, "No, it's not going to work. You're going to
710 have to call them to come pick them up."
711

712 LANDBERG I mean, what justification did he give you for why he wasn't comfortable with
713 that?
714

715 [REDACTED] I don't recall the specific justification. I'm assuming that—I mean, this was after
716 him threatening me and so forth. I'm assuming he didn't trust me to drive over
717 there, so he didn't want to have to chase me down the street doing 90 miles an
718 hour spike strips in and all this stuff just to get me to stop and so forth. He just
719 had absolutely no trust in what I had said.
720

721 LANDBERG At some point during your interaction with Officer Hollibaugh, did you call [REDACTED] a
722 domestic violence criminal?
723

724 [REDACTED] I don't know if I said that specifically to her or not. I had mentioned-
725

726 LANDBERG No, it would be specifically to Hollibaugh about her, using that term.
727

728 [REDACTED] Oh, yeah. I very specifically did mention to him, I'm like, "Hey-" like I
729 mentioned to your coworkers there, "She's the one who's been arrested for this
730 very specific thing you're accusing me of. I have absolutely no history of this. She
731 has extensive history in it." Again, it's when an officer is trying to make a
732 decision on who to believe per se, I'm trying to give the information which is
733 extremely relevant. I think his response was something—he was basically just
734 blowing me off like, "Yeah, we'll look into it," or something to that effect. It
735 showed that he had no interest in what I had said even though it's specifically
736 relevant.
737

738 LANDBERG And did you tell Officer Hollibaugh that [REDACTED] continues to hit you?
739

740 [REDACTED] Oh, yeah. I had mentioned that she does this quite frequently. Quite frequently in
741 addition to the one time that she has actually been arrested for it.
742

743 LANDBERG And what was his response to that information?
744

745 [REDACTED] Same style response. It seemed like he had no interest or could care less of what I
746 had just said. It's almost as if I was talking to a brick wall type of thing.

747
748 LANDBERG And then did you tell Officer Hollibaugh that [REDACTED] struck you two additional times
749 since the previous officers left, meaning she struck you after that first call for
750 service?

751
752 [REDACTED] I don't recall if I told them that or not. Certainly I told them that she had struck
753 me the first time. I don't remember if I had told them that she had struck me since
754 the last officers had left.

755
756 LANDBERG So, then you wouldn't recall his response to that?

757
758 [REDACTED] No. I can't say one way or the other.

759
760 LANDBERG And then you specifically requested a supervisor from Hollibaugh, correct?

761
762 [REDACTED] Yes. Yes.

763
764 LANDBERG And why did you want a supervisor when you were speaking with Officer
765 Hollibaugh?

766
767 [REDACTED] Well, it's the same. Because he was, like, giving absolutely no—I felt I was
768 receiving no professionalism. He wasn't paying attention to anything of
769 importance asked. He wasn't listening to anything I was saying plus he had
770 already determined, "Hey, we're going to have the kids taken from you if you
771 don't—If you don't agree to our plan, then you'll be arrested," so I was asking,
772 "Hey, I need a supervisor here."

773
774 LANDBERG And what was his response to that?

775
776 [REDACTED] "I'll let him know." It's like it was something for a future time type thing, so I
777 was like, "Wait a minute. No, you need to call the sergeant now. The sergeant
778 from before had been busy, so he's got to, at least, even if he is currently in the
779 process of doing something, which obviously sergeants do, I mean, they don't just
780 sit around waiting for something, let him know, "Hey, Sergeant," if it was Sgt. [REDACTED]
781 that night, "Hey Sarge, can you please come to our location as soon as you get an
782 opportunity?" Something to that effect. Let the supervisor know, "Hey, this
783 member of the public needs to see you." Some sort of indication. He was, like,
784 just kind of blowing me off like, "Yeah, I'll let him know." I was indicating,
785 "Like now, let him know."

786
787 LANDBERG And then during-

788

789 [REDACTED] That way as soon as he's done with whatever he's currently in the midst of doing,
790 he can come over our way afterwards.

791
792 LANDBERG So, still with Officer Hollibaugh, during your interaction with him, did you ask
793 him to check your left cheek?

794 [REDACTED]
795 I don't recall if I did or not. I know I asked him to look at my temple, and I may
796 have said, "Look at my cheek," as well, but...

797
798 LANDBERG And why would you ask that?

799 [REDACTED]
800 Well, because of the fact that I'm trying to indicate to him, *Hey, you're claiming*
801 *that I'm the primary aggressor, but I'm the one with the marks on me, you know,*
802 *punching bag marks on me. So, take a look at it and that way you can make an*
803 *informed decision on taking the kids from me because I'm the primary aggressor.*
804 I want him to know these are important facts of your circumstance here.

805
806 LANDBERG And did he ever look at your temple or your cheek?

807 [REDACTED]
808 No, he never did.

809
810 LANDBERG Did he ever make a statement about removing your kids?

811 [REDACTED]
812 "Well, I don't agree with you taking my kids from me. This is wrong. This is bad.
813 This is incorrect for the circumstance." Again, he was just kind of blowing me
814 over. I was asking for a supervisor a couple of times by now and nothing had been
815 indicated to whoever the sergeant on duty was, but at this point in time I'm
816 starting to Internet search all the administrative numbers so I can try to let
817 dispatch know, "Hey can you please let whoever the sergeant is come?"

818
819 LANDBERG During your interaction with Hollibaugh did you, at one point, tell him it sucks to
820 get hit?

821 [REDACTED]
822 I'm sure I did. I said, "It really sucks to get hit because your kids get taken from
823 you."

824
825 LANDBERG And what did you mean by that? If you can go into just more detail.

826 [REDACTED]
827 Well, I mean, it's really—I was basically trying to indicate, *Hey, if you want to*
828 *assign aggressor and victim here, I'm the victim. I'm the one who was hit and*
829 *you're not paying any attention to it. You could care less about what actually*
830 *happened. I was basically trying to give him the, Hey, you're not paying attention*
831 *to what actually had happened, and here you are taking my kids from me. This is*
832 *bad.*

833
834 LANDBERG Do you feel that Officer Hollibaugh took your allegation of domestic violence
835 seriously?

836
837 [REDACTED] Not at all. Not one shred.

838
839 LANDBERG And can you just go into more detail about that?

840
841 [REDACTED] I had told him repeatedly how I was the one who had been hit on the temple and
842 my cheek as well, and she's the one with the history of—it's kind of like if you
843 want to know somebody who just robbed a bank or something, if they have a
844 history of robbing a bank then they're more likely to commit the same crime over
845 and over again versus somebody who's never done it, somebody who has a clean
846 history type of thing. I was telling them, "Hey, she's the one who has hit me. She
847 is the one who has a history of being arrested for this very specific thing, and
848 she's the one who's making these wild accusations, 'Oh, he's mean. Oh, he's this.
849 Oh, he's that,' against me, yet all of the facts, I guess, point to me being the one
850 who's the victim of circumstances," and he showed absolutely no indication that
851 he was going to check on me or actually verify information. It seems to me that he
852 was totally blowing me off like I was the one who was just making stuff up,
853 which could be proven even though—all he had to do was look at my cheek, look
854 at my temple, look at the history and so forth, and he would have seen, *Hey, wait
855 a minute. This should indicate that he is not the one who does these things.* That's
856 why I don't believe he took my request or my information with any kind of
857 importance or objectivity.

858
859 LANDBERG Now at one point did you tell Officer Hollibaugh that [REDACTED] had evidence on her
860 phone?

861
862 [REDACTED] Hmm...I don't know if I mentioned that. I thought—she had—I think she was,
863 like, videotaping me briefly about—and this was after she had hit me because she
864 claimed I'm being mean, so she's videotaping me, yet on the—I believe on the
865 phone itself it showed she had videotaped my face to where that would at least
866 show indications because obviously he wasn't taking any pictures of my face or
867 anything.

868
869 LANDBERG Okay. Now, I had a couple of more questions but you've pretty much answered
870 those, specifically for call number two and then we're going to—and I appreciate
871 you staying on the phone with me. I know this has been a lengthy interview, but I
872 really do appreciate this. If you don't mind I'd like to end with the call for service
873 with Sgt. [REDACTED] and the conversation you had. Are you okay with that?

874
875 [REDACTED] Yes.
876

877 LANDBERG So, you had the first call for service, you have the second call for service, and
878 then a little time went by and then you made a call to the Comm Center. Why did
879 you call the Comm Center?
880

881 [REDACTED] Well, after the kids had been taken and officers had driven off because obviously
882 Hollibaugh had refused to called the sergeant even to indicate, "Hey, when you're
883 done with whatever you're doing, could you please come over here and talk to
884 [REDACTED]?" He had no indication and his whole, "I'll tell him later" or "I'll let him
885 know," tells me that, okay. He's obviously not going to, so I called the dispatch
886 center and said, "Hey-" and indicated where I was. I said, "Could you please ask
887 whoever the sergeant on duty in this area is to give me a call?" and they said they
888 would. The dispatch officer or dispatch personnel, they were very professional.
889 They said, "Yeah, I'll look into it. I'll see who it is, and I'll have him give you a
890 call."
891

892 LANDBERG So then on-

893 [REDACTED]
894 The dispatch center was quite professional in the short conversation I had with
895 them.
896

897 LANDBERG That's very good to know. So, on 08/14/20 at 2:05 in the morning, Sgt. [REDACTED]
898 telephoned you back, correct?
899

900 [REDACTED] Yes. Yes. It was right around that time, about two in the morning.
901

902 LANDBERG So, what did you tell Sgt. [REDACTED] during your phone conversation?
903

904 [REDACTED] Well, I told him of the circumstances of what had happened, what the first officers
905 were called out for, and then on the second incident I said, "Hey, wait a minute,
906 nothing has happened. I haven't done anything. All of the indicators, both
907 physical and historical indicators, state that I am not the aggressor," and I had told
908 him on the phone call several times that I had been requesting for officers to get in
909 touch with you—to be in touch with Sgt. [REDACTED] to come and survey the situation and
910 find out what is going on because obviously as a supervisor he's going to have
911 hopefully more professionalism, hopefully more experience, hopefully more
912 determination skills to find out, *Hey, what should we do? What should be the*
913 *resolution in this situation?* So, I was asking for the supervisor—or I had
914 mentioned how I had asked for him several times to be summoned to come to the
915 area and how Hollibaugh refused, and then I had mentioned to Sgt. [REDACTED] how the
916 threats of Hollibaugh and the other officer, I can't recall his name, the second call,
917 had mentioned the threats if I, [REDACTED] don't allow my wife to take the kids, then
918 they will arrest me. I had mentioned that a couple different times on the telephone
919 call. I said, "That's not good."
920

921 LANDBERG Did you specifically tell Sgt. [REDACTED] that [REDACTED] hit you three times in the forehead prior
922 to the first call for service?
923

924 [REDACTED] Yes. I mentioned that to him. Not only—just so—I mentioned it to him because
925 it indicates, hey, wait a minute. The officers, both on the first call and the second
926 call, should have seen some physical evidence, that I am not the one with—I’m
927 not the one who—because she had no hit marks or scratch marks or whatever on
928 her and I have all of these on me, it should indicate to any reasonable person that,
929 hey, I’m the one that was hit, not the one who in reverse was doing the hitting. In
930 fights obviously two people swinging their arms, both people are going to have
931 marks, but I’m the only person with marks, and she’s the one with a history of it.
932 That should be something which an officer, especially an officer who has no
933 experience with our history or with our life story, should look into for
934 determination skills.
935

936 LANDBERG Now, do you recall Sgt. [REDACTED] response when you told him that you’d been
937 assaulted?
938

939 [REDACTED] Yes. Well, I mean, not verbatim but he gave the indication like, yeah, they should
940 have checked better. They should look at that. They should check it out to see
941 what happened, to take a gander if I actually have marks on me or not.
942

943 LANDBERG Did he offer to have officers come back out there and re-interview you and take
944 photographs of your injuries?
945

946 [REDACTED] He had asked that—or he asked me a question of sorts, but I was like, “Look, it’s
947 over. They are minor marks. You know, I don’t need medical attention or
948 anything as such.” I was basically indicating to him, like, “Hey, the first officer
949 should have seen this in their investigation skills. I don’t need a new officer to
950 come out and do it again because obviously the kids aren’t with me.”
951

952 LANDBERG And then do you recall-
953

954 [REDACTED] The kids have been taken.
955

956 LANDBERG Sorry, I don’t mean to cut you off. Do you-
957

958 [REDACTED] All I was saying was, I don’t need a new officer to come out to, you know, do
959 something again. I mean, the kids aren’t with me. I mean, it’s not incapacitating,
960 you know, blows or nothing like that, it’s just that it should have indicated to
961 anyone who saw that she was the one doing the aggressive—or she was the
962 primary aggressor.
963

964 LANDBERG And do you recall telling Sgt. [REDACTED] that [REDACTED] struck you two more times after the
965 first call for service?

966 [REDACTED]
967 I don't-

968 [REDACTED]
969 LANDBERG In the cheek and in the ear.

970 [REDACTED]
971 I don't recall if I told him specifically that. I believe—I know I told him that she
972 had struck me and things should have been noticed by the officers, but I don't
973 recall if I mentioned a secondary incident of it. I just know I told him that I was
974 the one who had been hit in the temple and ear.

975 [REDACTED]
976 LANDBERG Okay. So then you wouldn't recall his response to that second allegation?

977 [REDACTED]
978 No. No, but one thing I do—to generalize our conversation—my conversation
979 with the sergeant, he seemed to be very caring and concerned about the situation
980 and he would look into it and check out, I guess, the bodycam footage and all of
981 that stuff to find out what had happened, and in those cases as such, they should
982 have—they probably should—I mean, he obviously wasn't trying to admonish his
983 officers or anything, but he seemed to be very concerned and caring about what
984 had happened. He seemed to be quite, I guess—what is the word, not sympathetic
985 but empathetic with the fact that I had my kids taken from me. I guess—his
986 conversation was 100% professional the whole way.

987 [REDACTED]
988 LANDBERG Okay, and then during your conversation did you tell Sgt. [REDACTED] that the officers had
989 threatened you with arrest if you didn't let [REDACTED] take the children?

990 [REDACTED]
991 Yes, I did. I said, "They threatened me repeatedly that if I don't allow my wife to
992 take the kids back to the house then they could take the kids, then I would be
993 arrested." I did mention that very specifically to him.

994 [REDACTED]
995 LANDBERG And do you recall his response to that?

996 [REDACTED]
997 I don't recall the exact response to it, but he seemed to come back to basically the
998 officers should have noticed from marks on me who the aggressor was and who
999 the aggressor wasn't, but he seemed to be empathetic with the fact that my kids
1000 should not have been taken from me given the circumstances.

1001 [REDACTED]
1002 LANDBERG During your conversation, did you tell him—when I say him I'm talking about
1003 Sgt. [REDACTED] that officers didn't conduct a thorough investigation and they refused to
1004 investigate your domestic violence allegation?

1005 [REDACTED]
1006 Yes. Yes.
1007

1008 LANDBERG And with that being said, did he—do you remember his response?
1009
1010 [REDACTED] I don't recall his exact response, but he basically said—I guess he was being a
1011 little bit more rhetorical about it, about in circumstances like that officers should
1012 look into these things, especially—and I mentioned about how she's the one with
1013 the arrest history and the violent history, and that should be something to be
1014 looked into, and rhetorically he responded, "Yeah, you're right. Any time an
1015 officer comes upon that, they should look into that."
1016
1017 LANDBERG And then did you confirm or excuse me, did he confirm with you specifically you
1018 know, because you had a pretty long conversation, but did he confirm that you
1019 specifically told him [REDACTED] assaulted you?
1020
1021 [REDACTED] Yes. I mentioned that to him. I don't know that he confirmed—obviously he
1022 wasn't there so he couldn't confirm whether or not she did or not.
1023
1024 LANDBERG No, no but, like, did he-
1025
1026 [REDACTED] He did-
1027
1028 LANDBERG Excuse me-
1029
1030 [REDACTED] Yeah, he did acknowledge that I mentioned that to him.
1031
1032 LANDBERG And at one point-
1033
1034 [REDACTED] It's not like I was stuttering and he didn't understand what I had said. He
1035 indicated that—he acknowledged that I mentioned that him.
1036
1037 LANDBERG And that's the point I'm making. I apologize if I'm being confusing, but you're
1038 having a conversation and you're explaining what occurred on both calls for
1039 service, and at one point did he not summarize or confirm that you said that [REDACTED]
1040 struck you?
1041
1042 [REDACTED] Yes. Yes, he did. I think he probably even reiterated it back in—kind of like those
1043 little speech therapy help videos type thing. He repeated it back in his own words.
1044 Yes, he did.
1045
1046 LANDBERG And then at one point did you tell him that you were the victim on both calls for
1047 service and the officers refused to investigate either allegation?
1048
1049 [REDACTED] Yes. Yes, I mentioned that.
1050

1051 LANDBERG And then after that did he offer to have officers come out and conduct an
1052 investigation and to, you know, conduct a thorough investigation at that point?
1053

1054 [REDACTED] Well, I think he had already asked earlier in our conversation if he wanted me to
1055 have an officer come out, and he did ask yet a second time just to confirm. “Do
1056 you want me to have an officer come out to take pictures and take a report and so
1057 forth?” and I reiterated that, “No, you’ve already had officers come out, and the
1058 kids are already gone from me, so it’s—I’ll be fine. It wasn’t any permanent
1059 damage or anything like that. It’s just little wounds, I guess, so to speak,” but he
1060 did secondarily ask—I don’t think he said, “Are you sure?” but he just asked the
1061 question yet again, “Do you want me to have an officer come out and take
1062 pictures and take a report?”
1063

1064 LANDBERG So, just-

1065 [REDACTED]
1066 It’s like, you know, just double checking to make sure whether I wanted one or
1067 not.
1068

1069 LANDBERG Now, when we first started the interview I asked your marital status, and you and
1070 [REDACTED] have seven children, so I’m asking this question but I kind of already know
1071 the answer but just in case I don’t, do you have a custody agreement with [REDACTED] or
1072 is there any documented paperwork in the courts that talks about child custody?
1073

1074 [REDACTED] No. No. It’s kind of like when you have a child born in the hospital, you know,
1075 they don’t give you paperwork saying you have custody. It’s only when you don’t
1076 have custody that you get paperwork per se. No, we don’t have any custody
1077 agreements or anything like that.
1078

1079 LANDBERG Okay, and I was specifically asking more about after having a domestic violence
1080 incident or a domestic violence arrest if during the process were there any
1081 documents drafted that said, you know, parent A will have this, parent B will have
1082 this or anything like that?
1083

1084 [REDACTED] For the first maybe like eight months or 10 months after—I think it might’ve been
1085 like seven or eight—I want to say seven or eight months afterwards, there was
1086 actually a custody agreement to where I get them for a week, you get them for a
1087 week, you get them for a week type thing. It was like alternating weeks, but that
1088 was—that’s long since been dissolved.
1089

1090 LANDBERG Okay. So, at the conclusion of your conversation, Sgt. [REDACTED] did a pretty good job of
1091 identifying your two main complaints. Do you remember what those two
1092 complaints were?
1093

1094 [REDACTED] Well, obviously the first one was the officers threatening to arrest me if I don't
1095 allow for their plan to proceed, you know, to have the kids taken from me, and the
1096 other one was kind of investigation skills of the officers themselves. *Hey, wait a*
1097 *minute. I'm the one who's the victim yet you're refusing to look at my wounds* and
1098 so forth, so those were the two main concerns that I had, obviously threatening to
1099 take—"I'm going to arrest you if you don't allow this," and the other one was,
1100 *Hey, I'm the victim here between the two of us.* You know, officers need to
1101 investigate more professionally and more objectively, more openly to what
1102 actually occurred when making their decisions.
1103

1104 LANDBERG And now ultimate-

1105

1106 [REDACTED] Those were the two main concerns that I had.
1107

1108 LANDBERG Okay, and then ultimately did he give you kind of an idea what he was going to
1109 do going forward?
1110

1111 [REDACTED] Well, he said that he was going to—first thing that was going to happen was he
1112 was going to review all of the officers bodycam footages and reports and so forth,
1113 and then he was going to call me back in a few days. I want to say he called
1114 maybe three or four days later or something like that, but he—in that secondary
1115 phone call three or four days afterwards, obviously you can't—from a human
1116 resource standpoint and supervisor standpoint he's not going to say, "Yes, Officer
1117 So and So did this wrong, and Officer Such and Such did this wrong." He's not
1118 going to tell me that, but he did mention how there was going to be—there are
1119 many opportunities for growth and things weren't done quite the way they needed
1120 to get them done, just kind of generalizing it for me without—so that, obviously
1121 you can't tell me personnel files and such like that, and so...but he did give me a
1122 call back a few days later to let me know that there were things that needed to be
1123 corrected.
1124

1125 LANDBERG Okay. That's pretty much all I have. I thought we covered quite a bit. I really do
1126 appreciate you taking well over an hour to speak with me. Is there anything that I
1127 didn't cover or anything that you want to talk about or bring to light before we
1128 end this interview?
1129

1130 [REDACTED] I can't think of anything that might be additional. I think we covered quite a few
1131 aspects of the case, so to speak. So, no, I think you were fairly thorough.
1132

1133 LANDBERG And then I apologize, you did state that Sgt. [REDACTED] called you back a few days later
1134 and then just kind of gave you a general summary of what he found without going
1135 into specifics?
1136

1137 [REDACTED] Yes. Yeah, he said there was many things from that evening which need to be
1138 corrected—which could be corrected and could be done much, much better. It was
1139 something to that effect. I mean, obviously he can't tell me, you know, specifics
1140 and so forth what needs to be corrected, but he did mention there were several
1141 things which needed to be corrected.
1142

1143 LANDBERG Well [REDACTED] I really appreciate you taking the time to talk to me. If you'd like, I
1144 can give you my phone number, and you can obviously reach out to me and call
1145 me back if you have any additional things you'd like to add. Is that something
1146 you'd like?
1147

1148 [REDACTED] Sure. I'll definitely take that
1149

1150 LANDBERG [REDACTED]. My name is Sgt. Landberg with the Internal Affairs division.
1151

1152 [REDACTED] Lambert?
1153

1154 LANDBERG Landberg.
1155

1156 [REDACTED] Landberg. Okay. All right, well I really appreciate talking with you this morning.
1157

1158 LANDBERG All right, sir. I appreciate you taking the time to have a conversation with me. So,
1159 this is going to conclude our interview, and then we're going to go off record at
1160 9:17.
1161

1162 **End of Recording**
1163

1164 **Transcribed by: DocuScript, LLC**
1165

INTERVIEW WITH Joseph Swaleh

1
2
3
4 ALONSO The date is September 10, 2020. The time is 1312 hours. Present in the Internal
5 Affairs Office are Officer Joseph Swaleh; SPOA representative Paul Brown; Sgt.
6 Gerald Landberg; and myself, Det. Lilia Alonso. The purpose of this investigation
7 is to conduct an interview of Officer Joseph Swaleh who is an employee with the
8 Sacramento Police Department in the capacity of police officer. This is an
9 administrative investigation on the charges against Officers Costan, Hollibaugh,
10 [REDACTED] and Sgt. [REDACTED] for neglect of duty, dishonesty, and conduct unbecoming in
11 which you may be a witness. Do you understand that this is an administrative
12 investigation only?
13
14 SWALEH Yes, I do.
15
16 ALONSO The results of this investigation could lead to disciplinary action up to and
17 including termination of the employees allegedly responsible. Do you understand
18 this?
19
20 SWALEH I do.
21
22 ALONSO Based upon the authority vested in me by the Chief of Police, I am ordering you
23 to cooperate with this investigation. This means that you must be truthful in all of
24 your statements and answer all questions fully and honestly. Also, you are ordered
25 to provide at this time all information you may know regarding this incident.
26 Failure to answer a question or failure to answer it truthfully and fully will be
27 considered a lack of cooperation that could subject you to disciplinary action up
28 and including termination for insubordination. Do you understand this?
29
30 SWALEH I do.
31
32 LANDBERG For the record, please state and spell your full name.
33
34 SWALEH Joseph Ali Swaleh, J-O-S-E-P-H, middle A-L-I and last S-W-A-L-E-H.
35
36 LANDBERG And how long have you been employed by the Sacramento Police Department?
37
38 SWALEH Three and a half years.
39
40 LANDBERG Which police academy did you attend?
41
42 SWALEH 17-BR1
43
44 LANDBERG Do you have any other prior law enforcement experience?

45
46 SWALEH No.
47
48 LANDBERG How about prior military experience?
49
50 SWALEH Yes.
51
52 LANDBERG What do you have?
53
54 SWALEH I was in the Army for six years.
55
56 LANDBERG What did you do in the Army?
57
58 SWALEH I was an infantryman.
59
60 LANDBERG What does that consists of?
61
62 SWALEH Being a foot soldier. One-year deployment and then a few years at Arlington
63 National Cemetery doing memorial affairs.
64
65 LANDBERG What is your current assignment?
66
67 SWALEH I am East Patrol, the junior team.
68
69 LANDBERG Days off?
70
71 SWALEH Sunday, Monday, Tuesday and graveyard if I didn't say that.
72
73 LANDBERG So, district. Is that six?
74
75 SWALEH Yes.
76
77 LANDBERG How about your beat?
78
79 SWALEH 6B.
80
81 LANDBERG And who is your current supervisor?
82
83 SWALEH Sgt. [REDACTED].
84
85 LANDBERG How long have you worked for him?
86
87 SWALEH Since the beginning of the year, January.
88

89 LANDBERG Previously you never worked for him?
90
91 SWALEH No.
92
93 LANDBERG Can you briefly describe what your responsibilities are and duties as a police
94 officer?
95
96 SWALEH I'm a patrol officer. Major responsibilities are to respond to calls for service,
97 document those in reports, and proactive police whenever I can.
98
99 LANDBERG As a patrol officer, what type of uniform do you wear?
100
101 SWALEH I wear standard Class B uniform. I have a, I'm not sure the word they use, but the
102 plate carrier uniform with my shiny badge on it.
103
104 LANDBERG Blue uniform?
105
106 SWALEH Yes.
107
108 LANDBERG Patch on the shoulders?
109
110 SWALEH Yes.
111
112 LANDBERG Gun belt?
113
114 SWALEH Yes.
115
116 LANDBERG Standard police uniform?
117
118 SWALEH Yes.
119
120 LANDBERG Got it. What type of vehicle do you drive when you're working in patrol?
121
122 SWALEH Typically our fully marked UVs.
123
124 LANDBERG UVs. Okay. Other than CPT, any other major training you've attended throughout
125 your career?
126
127 SWALEH I've been to Integrated Gang Training, TOPS, and the FTO school, the post FTO
128 school.
129
130 LANDBERG Is it IGT? Is that what they call it?
131
132 SWALEH Yes.

133
134 LANDBERG Okay. Let's start there. So IGT, Integrated Gang Training you said?
135
136 SWALEH Yes.
137
138 LANDBERG What did you learn there?
139
140 SWALEH Mainly how to author warrants and do surveillance.
141
142 LANDBERG How many hours was that?
143
144 SWALEH That was a 20-hour course, I believe. It might have been a 40-hour course. I don't
145 know. I don't remember.
146
147 LANDBERG And TOPS?
148
149 SWALEH TOPS was 40 hours, and it was a training for promoting sergeants. I wasn't
150 promoting obviously, but my supervisor asked me to go to it.
151
152 LANDBERG And what did you learn in TOPS?
153
154 SWALEH Just the inner workings of the department. How a supervisor in the department,
155 the things they have to deal with it and the way that this organization works as far
156 as responsibilities at different levels.
157
158 LANDBERG And FTO school, how many hours was that?
159
160 SWALEH That was a 40-hour course. I learned how to mentor people and document it
161 properly.
162
163 LANDBERG That's it?
164
165 SWALEH Yeah. *[laughs]* For the most part.
166
167 LANDBERG Okay. Outside of work, do you have any police-related hobbies or interests?
168
169 SWALEH No, not really.
170
171 ALONSO Are you currently an FTO?
172
173 SWALEH I am.
174
175 ALONSO And how long have you been an FTO?
176

177 SWALEH I just got the position two months ago.
178
179 ALONSO Have you had anyone train in your car yet?
180
181 SWALEH I have one currently, and I've had two officers and three CSOs so far. I was doing
182 CSO training before officers.
183
184 ALONSO And then TOPS training, you said your supervisor asked you to attend it?
185
186 SWALEH Yeah. At that time he wanted to have somebody who was trained up at least in the
187 way that the department works in case he needed someone to step in or help,
188 anything like that.
189
190 ALONSO Do you know usually, like, who's asked to attend TOPS training or to be acting
191 sergeant in case?
192
193 SWALEH Yeah, typically it's people who are already promoting to get them ready for that
194 next step. He just asked me to go because I guess he trusted me and thought I was
195 reliable enough to be in that class and then be a tap-in whenever he needed.
196
197 ALONSO Would it be fair that even though you were not promoting, that you exhibited
198 some leadership skills?
199
200 SWALEH Yes. At least that's what he told me. *[laughs]*
201
202 ALONSO Yeah. Okay.
203
204 LANDBERG So today we're going to talk specific about August 13, 2020. Thinking back, was
205 there anything unusual going on during that shift? Was there a homicide? Was it
206 Code 1 status? Anything like that?
207
208 SWALEH Not that I recall.
209
210 LANDBERG On a personal level, was there anything that you were dealing with prior to work,
211 hungry, any relationship issues, children sick or not sleeping, just...
212
213 SWALEH No.
214
215 LANDBERG It was just a normal day at work?
216
217 SWALEH Yes.
218
219 LANDBERG Okay. So how long have you known Officer [REDACTED]?
220

221 SWALEH I have known Officer [REDACTED]...I'd say, like, know him, know him the last eight
222 months, since I've been on this team. I've never worked with him before until this
223 team.
224

225 LANDBERG Are you guys friends outside of work?
226

227 SWALEH Not really. Just work acquaintances, work mates. Coworkers, I guess, is the word.
228

229 LANDBERG I totally understand. Have you ever or do you ever partner up with him?
230

231 SWALEH I do not regularly partner up with anybody, and I do not recall if I've ever
232 partnered up with him. It would be very rare if that happened.
233

234 LANDBERG Do you know, kind of, what he's good at, what his niche is?
235

236 SWALEH Yeah. He's very proactive. I know him and his partner get a lot of very good
237 proactive arrests, felony arrests and stuff like that.
238

239 LANDBERG For what types of things?
240

241 SWALEH I know that both him and his partner were looking to be on the Gang Team, so I
242 know they make a lot of stops related to gang members, drug sales, guns, things
243 of that nature.
244

245 LANDBERG When you two do work together, and it doesn't have to be in the same car, just
246 maybe on the same call for service, do you feel like you guys work well together?
247

248 SWALEH Absolutely.
249

250 LANDBERG And why is that?
251

252 SWALEH We're...I don't know. Just an easygoing guy, easy to get along with, easy to
253 work with, a team player kind of guy. So, no issues at all.
254

255 LANDBERG So, prior to going on record, I provided you with a CAD call for 20-242851. I
256 provided you with body-worn camera footage related to CAD call 20-242851, and
257 I gave you three penal codes, penal code 243(e)(1), 273.5, and 273a. Have you
258 had enough time to review this material?
259

260 SWALEH Yes.
261

262 LANDBERG Do you have any questions before we begin?
263

264 SWALEH No.

265
266 LANDBERG Have you received specific training on how to investigate—how to conduct
267 investigations?
268
269 SWALEH Yes.
270
271 LANDBERG Where did you receive that training?
272
273 SWALEH At the Sacramento Police Academy.
274
275 LANDBERG Where else have you received that training?
276
277 SWALEH In-service training and in field training, all with the Sacramento Police
278 Department.
279
280 LANDBERG How many total hours do you think you have in specifically learning how to
281 investigate crimes?
282
283 SWALEH Well, field training was six months. The academy was over 600 hours, and three
284 years on the street learning—or continuously investigating. Hundreds, if not
285 thousands, of hours.
286
287 LANDBERG So, is it safe to say you're pretty confident in investigating-
288
289 SWALEH Yes.
290
291 LANDBERG -crimes and incidents and calls for service?
292
293 SWALEH Absolutely.
294
295 LANDBERG How much training do you have specifically on investigating domestic violence
296 incidents?
297
298 SWALEH Between the academy, in-service training, field training, and then again working
299 on the streets, several hundred hours at least.
300
301 LANDBERG And again, you said—where did you receive that specific training at?
302
303 SWALEH The Sacramento Police Academy, in-service training for the Sacramento Police
304 Department, field training for this police department.
305
306 LANDBERG So you have hundreds and hundreds and hundreds of hours of experience
307 investigating crimes, maybe not hundreds, maybe even a thousand hours, but—
308 and every crime is different. Do you have a set of questions you ask when

309 investigating crimes? Meaning, if you go to a 211, do you have a set of specific
310 questions you may ask?
311
312 SWALEH Yes.
313
314 LANDBERG If you go to a domestic violence case—kind of tracking what I’m saying?
315
316 SWALEH Yes.
317
318 LANDBERG Okay. So, if you go to a DV call, or domestic violence call, what specific
319 questions would you ask?
320
321 SWALEH If there was any injuries or if someone needed any kind of medical attention, if
322 there is a relationship, if there are any children....yeah.
323
324 LANDBERG Anything else?
325
326 SWALEH Not that I can think of off the top of my head.
327
328 LANDBERG So, when you’re conducting the investigations, how do you deal with corporate
329 subjects?
330
331 SWALEH I’m able to get a lot more information out of them. They’re usually a lot more
332 truthful when they’re cooperative. They typically don’t—if they’re cooperative
333 they’re typically not hiding anything, so they’re a lot easier to interview.
334
335 LANDBERG Now, on the opposite side, how do you conduct these investigations with
336 uncooperative individuals?
337
338 SWALEH You attempt as much as you can to level with them or to reason with them,
339 explain maybe why you’re speaking to them, try to gain some sort of rapport if
340 possible so that you can get you what happened. That doesn’t always happen
341 though. Sometimes people stay abrasive the entire time.
342
343 LANDBERG So in your training and experience, why might someone be uncooperative during
344 a domestic violence investigation?
345
346 SWALEH They have something to hide, or they just don’t like the police, which is fairly
347 common now.
348
349 LANDBERG Any other reasons?
350
351 SWALEH Not that I can think of.
352

353 ALONSO Could they be afraid of their significant other and overhearing their conversation
354 with you?
355

356 SWALEH It's possible.
357

358 ALONSO What's uncooperative and cooperative mean to you? If you can just describe both
359 of them.
360

361 SWALEH Someone who is cooperative is usually forthcoming with information. They
362 provide as much detail as they can. They are willing to help you figure out what
363 else you need to figure out on scene. Someone who is uncooperative is typically
364 very short in their responses to things. They don't go along with simple requests.
365 Things that are very mundane or even non-accusatory they would find fault with
366 because they're being uncooperative.
367

368 LANDBERG So, during these investigations, I'm specifically talking right now about domestic
369 violence, why do we separate parties?
370

371 SWALEH You gain a lot more compliance out of them. They don't feel like they have
372 someone listening to them when they're talking, and it's just good practice
373 because you get—it's a little bit easier to interview somebody when they feel like
374 it's one-on-one rather than having an audience.
375

376 LANDBERG Now through your training and experience and all of the hundreds of hours you
377 have with investigating not only domestic violence cases but cases in general,
378 would you say it's smart, when applicable, to get a third-party, get their
379 statement?
380

381 SWALEH Yes.
382

383 LANDBERG When you're investigating a crime?
384

385 SWALEH Yes.
386

387 LANDBERG And why would you do that?
388

389 SWALEH It's typically independent and instead of it being a two-sided conversation you
390 have a third point of view that may not have come up with the first two people
391 you spoke with.
392

393 LANDBERG So generally speaking, how comfortable are you in investigating domestic
394 violence cases?
395

396 SWALEH I'm very comfortable.

397
398 LANDBERG Have you ever received training on how to investigate child neglect cases?
399
400 SWALEH Yes.
401
402 LANDBERG Where did you receive that training?
403
404 SWALEH In the Sacramento Police Department Academy and their in-service training, field
405 training, and then on the streets for the last three years.
406
407 LANDBERG How many hours would you say you have total between academy and FTO
408 learning how to investigate specifically child neglect cases?
409
410 SWALEH A couple, few hundred hours.
411
412 LANDBERG A couple hundred?
413
414 SWALEH A couple hundred hours.
415
416 LANDBERG And how comfortable are you with investigating these types of crimes?
417
418 SWALEH Very comfortable.
419
420 LANDBERG Now I asked this question before, but this is specifically for child neglect, do you
421 have a specific line of questioning that you always have, kind of your general
422 baseline when going in to investigate child neglect?
423
424 SWALEH Yes.
425
426 LANDBERG What questions are those?
427
428 SWALEH With kids it's usually like, "Is everything okay?" You see their demeanor. "Did
429 anything happen?" but a lot of it is in their demeanor and the way that they're
430 responding to just your presence or what is happening around them.
431
432 LANDBERG So since being on your own, we're past the academy, we are past field training,
433 how many hours do you have as a solo officer investigating these types of crimes?
434
435 SWALEH Just child neglect?
436
437 LANDBERG Mm-hmm.
438
439 SWALEH Fifty to 100 hours maybe.
440

441 LANDBERG Now how do you deal with cooperative individuals during these types of
442 investigations, and I'm specifically asking about child neglect?
443

444 SWALEH Cooperative subjects, or children specifically, are very forthcoming with
445 information. They are easy to talk to. They're not guarded. They smile. They
446 don't cower. Again, their demeanor tells a lot about what may or may not have
447 happened.
448

449 LANDBERG Now on the flip side, someone who is uncooperative during these investigations,
450 how would you go about it?
451

452 SWALEH If we're speaking about the children again, if they appear to be uncooperative it
453 might show something actually happened because they're scared. In adults it's the
454 same thing. When someone has something to hide they're typically uncooperative
455 because they know they're not being truthful possibly.
456

457 LANDBERG And you kind of just touched on that, but just be more specific. Why might
458 someone be uncooperative, and when I say someone we can talk first about the
459 child and then we can talk about the parent. Why might someone be
460 uncooperative during a child neglect investigation?
461

462 SWALEH So for the parent, a fear of guilt or knowing that they did something wrong and
463 they don't want to be arrested because that's the ultimate place they might end up.
464 For a child who appears to be uncooperative they might not be purposefully
465 uncooperative. They may be just being shy or scared because of what happened
466 and being afraid to say what happened because they may know—they might be at
467 an age where they understand it might get their parents in trouble.
468

469 LANDBERG And why do we separate individuals during these types of investigations?
470

471 SWALEH To get more honest information out of them.
472

473 LANDBERG Any other reasons?
474

475 SWALEH For their safety also, depending on the accusation.
476

477 LANDBERG And I asked you earlier, but again for child neglect, is it important to get a third
478 party's statements when investigating child neglect cases?
479

480 SWALEH Yes.
481

482 LANDBERG And why is that?
483

484 SWALEH The same thing. You have an independent—possibly independent witness
485 depending on their relationship or how they’re involved, but you wouldn’t know
486 until you ask.
487

488 LANDBERG Now generally speaking, just in general with all of your experience, do you try to
489 get third-party statements when there is a third-party to be spoken with?
490

491 SWALEH Yes.
492

493 LANDBERG And I’m not talking just about DV or child neglect, I’m talking just generally
494 speaking as just your general standard operating procedure.
495

496 SWALEH Yes.
497

498 LANDBERG If you had multiple people there at a scene, you will try to get a third-party
499 statement?
500

501 SWALEH Yes.
502

503 LANDBERG Does that include children as well?
504

505 SWALEH Depending on their age, yes. Some children are too young to understand the
506 difference between truth and story, so depending on age and then also their
507 involvement.
508

509 LANDBERG In your opinion, what is that cutoff? And I know every kid is different, so let’s
510 talk in generality. At what age would you say, *Okay, I would talk to this*
511 *individual* or *No, I would not talk to that individual*?
512

513 SWALEH Generally speaking, if they’re old enough to understand that difference. So, it is
514 different between kids of different ages depending on how responsible they are, if
515 they understand the difference between what right and wrong is, what a lie and
516 what the truth is. So, you’d have to have a conversation with them about that.
517

518 LANDBERG But can you just generally give me an age, like, *Yes, 11 I would* or *10 I wouldn’t*.
519

520 *[CROSSTALK]*
521

522 LANDBERG Excuse me. You’re right because you have to know the individual first, but just
523 generally speaking, going into a call for service, “Hey, there’s a 14-year-old on
524 scene.” In my mind, *Yeah, I’m going to talk to that individual because they will*
525 *know the difference between right and wrong.*
526

527 SWALEH Yeah. For me the cutoff is typically right around 12 because that's the age that,
528 you know, usually you're comfortable with leaving your kids—eldest kid with
529 younger kids at home. It would be kind of around that age, responsibility-wise.
530

531 LANDBERG Now I'll get on to speaking in general terms here, but generally speaking, in your
532 opinion, are children's statements credible?
533

534 SWALEH Generally speaking, yes.
535

536 LANDBERG So speaking on children again, and we're talking about just general investigations
537 here, what kind of information can you learn by speaking to children on scene?
538

539 SWALEH If they feel comfortable, if you have a rapport with them, they're typically
540 brutally honest, for lack of a better word. If they don't have any reason to be
541 afraid to say what they saw, then they're typically very honest.
542

543 LANDBERG In your experiences, have you been able to build a rapport with children?
544

545 SWALEH I have, yes.
546

547 LANDBERG So you're pretty confident talking to kids?
548

549 SWALEH Yes.
550

551 LANDBERG Pretty comfortable doing that
552

553 SWALEH And reading them, yeah.
554

555 LANDBERG Now do you know the difference—well, let's start with this. Do you know the
556 general elements for 273.5?
557

558 SWALEH I do.
559

560 LANDBERG And what is 273.5?
561

562 SWALEH It's the domestic violence penal code, felony version of it. If there's an
563 established relationship or previous dating relationship or sharing of children and
564 any unlawful use of force is used against either one and it results in injury or
565 asphyxiation, then they're guilty of that domestic violence crime as a felony.
566

567 LANDBERG As a felony. Okay. And then do you know what 243(e)(1) is?
568

569 SWALEH Yes. Same relationship as before and unlawful use of force against that other
570 person which doesn't leave a visible injury.

571
572 LANDBERG So is it safe to say one's a felony and one is a misdemeanor?
573
574 SWALEH Correct. The one without asphyxiation regardless of injury or no visible injury
575 would be the misdemeanor version.
576
577 LANDBERG And then do you know what 273a(b) is? A subsection B. What is that?
578
579 SWALEH That is child endangerment to where if you are in the care and custody of a child
580 and you put them in a position that is—other than death or great bodily injury, put
581 them in a position that threatens their safety, their well-being, or their mental
582 health, then you're guilty of a misdemeanor in child endangerment.
583
584 LANDBERG If you don't know the elements of a crime but you're investigating it, how do you
585 go about educating yourself on getting that information?
586
587 SWALEH If you're already on scene, you have other officers that you can soundboard with,
588 or we have computers in our vehicles that are able—that have Internet access that
589 we can look certain penal codes up.
590
591 LANDBERG How do you look them up?
592
593 SWALEH You can look them up—well, just Internet Explorer typically.
594
595 LANDBERG I mean, do you go to—and this might just be a silly question, but I don't know, do
596 you go to a specific website. Is there a penal code website? Is there a state of
597 California law?
598
599 SWALEH There is. California.gov typically has a good rundown of all of their own penal
600 codes.
601
602 ALONSO And in terms of the difference between the felony section and the misdemeanor
603 section of domestic violence, do you know if there are any differences between
604 the requirements that are placed on the officers when investigating those two or
605 are they the same?
606
607 SWALEH If either is present, then there's a mandatory arrest, if that's what you're getting
608 at. What we see will be different. If there's no injuries visible, then it's different,
609 but no, our responsibility after knowing that the crime occurred would be the
610 same.
611
612 LANDBERG In your career, how many calls for service have you investigated, excuse me
613 domestic violence calls for service have you investigated?
614

615 SWALEH A few hundred, probably more.
616
617 LANDBERG How many of these calls for service have you investigated specifically with
618 Officer [REDACTED]?
619
620 SWALEH Maybe 15 to 20, something like that.
621
622 LANDBERG How about with the three of you, so yourself, Officer [REDACTED] and Officer Spring?
623
624 SWALEH Probably the same. They're typically together, and I'm usually solo.
625
626 LANDBERG How many child neglect cases have you personally investigated?
627
628 SWALEH Thirty to 40 maybe. They're not quite as common.
629
630 LANDBERG How about those cases with Officer [REDACTED]?
631
632 SWALEH I don't have a number. It'd be very low. Probably under 10.
633
634 LANDBERG Then the three of you together [investigating child neglect cases? (*overlapping*)
635
636 SWALEH Same thing. Yeah, if I was there] with Officer [REDACTED] it would be with the other
637 one as well.
638
639 LANDBERG So on 08/13/20 at 2311 hours were you and Officer [REDACTED] and Officer Spring
640 dispatched to a call for service?
641
642 SWALEH Yes.
643
644 LANDBERG What type of call was it?
645
646 SWALEH It was a domestic violence in progress.
647
648 LANDBERG And do you recall where that occurred?
649
650 SWALEH On Stockton Boulevard.
651
652 LANDBERG So for the record, we're talking about CAD call 20-242851. So what information
653 did you have going into that call?
654
655 SWALEH We had that there was a husband and wife with their children in the parking lot,
656 and the female stated that a box was thrown and that her husband pushed on her
657 chest, I believe.
658

659 LANDBERG Now do you remember that just off the top of your head, or do you remember that
660 from researching the call prior to the interview?
661

662 SWALEH The box portion was from my recollection after having it refreshed by the video.
663

664 LANDBERG But the rest you just remembered?
665

666 SWALEH The specifics about the elbow was from the CAD call that's in front of me.
667

668 LANDBERG So what did dispatch specifically say because they voiced it, correct?
669

670 SWALEH I believe so. I think we were close enough that I don't know the broadcast of it I
671 was paying all that much attention to because I knew I was close anyway. So, I
672 don't recall exactly what they broadcasted.
673

674 LANDBERG Did Officer [REDACTED] and Spring ask you to assist them, or were you just dispatched
675 the call for service?
676

677 SWALEH I believe we were both just dispatched to it.
678

679 LANDBERG So, I know you kind of briefly answered this, but obviously when you're
680 dispatched the call for service you get a dispatch on your MDT or MDC, and then
681 if it's a priority call it actually gets voiced as well.
682

683 SWALEH Yes.
684

685 LANDBERG So when it was sent to you on the MDC, did you read it?
686

687 SWALEH Yes.
688

689 LANDBERG Did you know what you're going into?
690

691 SWALEH Yes.
692

693 LANDBERG And what did it say?
694

695 SWALEH It said it was a domestic violence in progress call, and then it gave that description
696 of the female stating that her husband pressed her elbow against her—or pressed
697 his elbow against her and that a box was thrown at one of their kids, their 11-year-
698 old son.
699

700 LANDBERG So based on that information, in your mind what kind of call for service were you
701 headed into?
702

703 SWALEH A domestic violence call.
704

705 LANDBERG Had you already made up in your mind if it was a felony domestic violence or a
706 misdemeanor domestic violence?
707

708 SWALEH No. These calls come out the same no matter what. We don't have a 243(e)(1)
709 dispatch unless it's a report, so that's up to us to determine on scene.
710

711 LANDBERG And that's the point I'm making is when you got that information or you read that
712 information, in your mind were you thinking, *Oh, this could possibly be a 273.5*
713 *or This possibly sounds like a 243(e)(1)?*
714

715 SWALEH Yeah. There was no way for us to know exactly what happened until we got there
716 and spoke with them.
717

718 LANDBERG Kind of briefly give me your thought process as you're heading to the call for
719 something like this.
720

721 SWALEH I think it's been brought up already, but the biggest thing is separating the
722 potential victim, which we knew was the female because she was the one that
723 called in, and she was the one saying that the other person's elbow was on her, so
724 separating her, finding out what happened, and then taking it from there, and then
725 just making sure the kids were okay because they mentioned that they had an 11-
726 year-old son.
727

728 LANDBERG Did you coordinate your response with 2 Alpha 62?
729

730 SWALEH I don't remember the specifics of the way we coordinated it. Like I said, I think
731 we were really close, and I do know that after seeing the—refreshing my memory
732 with the video that we were on scene right around the same time. I think we might
733 have even just followed each other in, so nothing outside of just knowing where
734 each other were and then going in.
735

736 LANDBERG So you get dispatched, you show up with your cover officers. Kind of walk me
737 through what happened next.
738

739 SWALEH Well, it was my beat so I was naturally prime on the call, and the way we
740 typically do it is we—whoever is prime contacts the potential victim because
741 that's where the meat and potatoes of the report comes from. So, that's exactly
742 what we did. We located the van in the middle of the parking lot, which I believe
743 was on the call, and the doors were open on one side, so I went around to the
744 passenger side, and I saw the female and I asked her to come speak with me. I
745 noticed that her—she said something about being from out of town, and the van
746 had [REDACTED] plates or out-of-state plates. I don't remember exactly what they

747 were. So, I explained to her the way California deals with—the severity, I should
748 say, that California takes domestic violence calls—or domestic violence crimes,
749 and then I had her explain what happened and immediately she just said, “I need
750 him to calm down,” because they were trying to get all their kids back to—I can’t
751 remember where they were going, I think they said Stockton. So, I went to go
752 speak with the husband, who I saw in the car initially. It was like a 20-passenger
753 van. I don’t know how else to explain it, like a bus, I guess. He was sitting there. I
754 explained to him why we were there, and I said—I think I asked him, not said, I
755 asked him to step outside so I could speak with him, and immediately he was just
756 kind of—just like that—didn’t want to do a very simple thing. I asked him to step
757 outside because there were kids around. I have kids, dealt with kids on scene a lot.
758 We don’t want them to be around these types of situations—or these types of
759 conversations. He just said no. I asked him for his name. He gave me his first
760 name and then said, “I don’t have any warrants,” or he used a 10 code, which is
761 just—is different. That’s not something that ever happens, and wouldn’t step
762 outside. So, I talked to him there, and he said that nothing happened. He said they
763 were arguing because he was trying to put the kids in seatbelts, and she was mad
764 about that. We determined that there was no crime that occurred, so we didn’t
765 want to press the issue with actually getting him out of the car because he seemed
766 very abrasive. I did a 5150 eval on him because the wife said something to the
767 effect, “He’s not right,” or “He’s not okay,” or something that made me think,
768 after we determined there was no crime, that maybe there were some other issue
769 there. I asked him the basic questions, you know, if he wanted to hurt himself. He
770 said no. If he wanted to hurt anybody else, and he said no. And then we just
771 explained to them that they needed to get to a good place, and we didn’t want to
772 leave until they were in a good place because the moment a crime occurred we
773 have to do something about it, and then we left.

774
775 LANDBERG When I reviewed the video, you used that term “good place” multiple times, what
776 do you mean by that?
777

778 SWALEH Just in a place where they are not arguing, that emotions are lower, and I think she
779 said right at the end, she’s like, “Oh, I think he’s coming down.” We wanted to
780 leave them in a place where there is no more argument, the kids aren’t crying, the
781 kids are taken care of, and they are able to emotionally and mentally drive that car
782 to wherever they were going. So, a good place would have just been emotions
783 lowered and back to, maybe not being in a happy place with each other, but not an
784 argumentative state.
785

786 LANDBERG Now you mentioned that you were prime.
787

788 SWALEH Yes.
789

790 LANDBERG While you are on scene with the other two officers, did roles ever change or were
791 roles...
792

793 SWALEH No. I contacted both the female initially and then the male. My cover officers
794 were just that. They were just covering for me. I think one of them ran the male
795 and female for me so I knew that they weren't wanted for anything or no active
796 wants on them, and they were just there making sure that everything was safe
797 while I was speaking to both people, both parties.
798

799 LANDBERG Can you briefly just explain to me what a prime officer is?
800

801 SWALEH So, a prime officer specifically is the one that makes the decisions. A lot of times,
802 this call I don't think we did, but we usually—if we need to, we roundtable, but
803 the prime officer is the one that is going to typically make the arrest if it's there,
804 write the report if it's there, and make the update and do all those things.
805

806 LANDBERG So as the prime officer, did you decide the direction this call was going to go?
807

808 SWALEH I did.
809

810 LANDBERG And what did you base that on?
811

812 SWALEH I based it on her initial statement knowing that—the original text of the call said
813 something about her elbow on her chest. Her clothes weren't disheveled. There
814 was no injury visible. It didn't look like she had been crying, typical signs of a
815 domestic violence incident. When we spoke with him, he didn't give us any
816 information about anything, so there was nothing to go off of on that, so I
817 determined that there was no domestic violence crime that occurred, and then I
818 spoke with the 11-year-old sitting on the, I guess staircase, inside the van. He was
819 very receptive to me. He didn't show any signs of any kind of trauma or anything
820 that happened him. All the kids were—half of them were sleeping, some of them
821 were out running around. The kids' health looked great, and it looked like it was
822 just a verbal argument that occurred.
823

824 LANDBERG Now I appreciate you giving me a general, kind of, synopsis of what occurred, but
825 now we're going to go back and get more specific. So, I apologize if you have to
826 repeat yourself a little bit, but we're going to get more specific. So, who
827 specifically contacted [REDACTED]?
828

829 SWALEH I did.
830

831 LANDBERG Anybody else contact her?
832
833

833 SWALEH Spring may have contacted her while I stepped—I split my attention from her
834 initially after I got a brief idea of what she needed from us and what happened,
835 and then I went—I changed my attention to the male. I knew that one of the other
836 officers ran them, and I don't know who she was speaking with after that.
837

838 LANDBERG And what did she specifically tell you?
839

840 SWALEH She said that she just needed him to calm down so that they can get back on the
841 road. I think they were talking about Stockton.
842

843 LANDBERG That's all she said was, "I just need him to calm down"?
844

845 SWALEH Yeah, and then something— when she was walking away to get her ID she said
846 something to the effect of, "He's just not right," or "He's not okay," or something
847 that prompted me towards the end of my conversation with the male to ask those
848 5150 eval questions.
849

850 LANDBERG Now based on your training and experience, how was she acting?
851

852 SWALEH She looked like she was kind of tired, but they were in the middle of a parking lot
853 with seven kids or eight kids. She didn't look disheveled. She didn't look like she
854 was crying. She didn't look like—she didn't have the—a lot of times DV victims
855 will have a cowering kind of demeanor, they're scared or they're embarrassed
856 about what happened. She seemed very natural in her presence and no indication
857 of any kind of abuse or anything like that.
858

859 ALONSO So you kind of explained a little bit of your line of questions that you use when
860 you're investigating domestic violence investigations. Did you ask her—while she
861 was apart from the male, did you ask her any of the questions that you mentioned
862 earlier, like their relationship, whether she was hurt, whether she needed medical
863 attention, whether-
864

865 SWALEH I did. When I had her step away from the vehicle I asked her if everyone was okay
866 or if she needed any kind of medical attention or anything like that. With the kids
867 already there and the text of the call, I don't know if she ever said "my husband"
868 or something like that, but their relationship was present at that point, so I don't
869 think I specifically asked, "Is that your husband in there?" or "Are those your
870 children?" I know the kids were running out to her, and I think she said something
871 about "That's my kids," or something like that. After I explained to her, kind of,
872 the legality behind the way California handles domestic violence cases is when
873 she said, "I just need him to calm down."
874

875 ALONSO Did you ever remember specifically asking her about the comment that she made
876 to dispatch about her husband pressing his elbow on her breast?

877
878 SWALEH I don't recall, no.
879
880 ALONSO Would that have been useful?
881
882 SWALEH Initially, yeah.
883
884 LANDBERG So you briefly touched on it, but let's get into more details. Did you explain to
885 ■ how domestic violence laws work in California?
886
887 SWALEH I did.
888
889 LANDBERG And why did you do that?
890
891 SWALEH Because they were from out of state, and a lot of people are not familiar with how
892 serious domestic violence crimes are in this state, and in my experience people lie
893 about things just so that, you know, their significant other can calm down, or I've
894 seen and been on the other side of domestic violence cases in court where I've
895 been told that everything I said on scene was not true, and for someone that's out
896 of state, I just wanted them to understand—and I told her several times, "I'm
897 asking you to tell me the truth. Tell me what happened," but I wanted her to be
898 educated on the way that we—how serious we take the things that people say
899 when it relates to domestic violence, and I think I even explained, "I'm not going
900 to lose my job over an argument, right, and I just want you to be well-prepared,"
901 but I told her several times, "Tell me the truth. Don't lie to me. Tell me what
902 happened," and then that's when she brought up that she just needed him to calm
903 down.
904
905 LANDBERG So when you go to different calls for service or you make subject stops or you
906 make traffic stops, are you always explaining the law to everybody you come in
907 contact with?
908
909 SWALEH It's very common practice, yes.
910
911 LANDBERG For you?
912
913 SWALEH Absolutely.
914
915 LANDBERG Can you give me an example of that?
916
917 SWALEH Yeah. Every single time I make a traffic stop one of the very first things I tell
918 them is why I stopped them. It also helps with bringing down people that are
919 angry about what's happening. When someone understands what is going on,
920 they're typically a lot more compliant, and every traffic stop, subject stop that

921 I've ever made I explain, "This is why I stopped you. This is why I'm contacting
922 you," and it's because some people don't understand the law and I do, and that's
923 our profession.
924

925 LANDBERG Every domestic violence call you go to, do you give that, I don't know if I want to
926 use the word disclaimer, but do you explain to them how domestic violence laws
927 work in California even if they-
928

929 SWALEH It's very common, yes.
930

931 LANDBERG Very common?
932

933 SWALEH Yeah.
934

935 LANDBERG So if I were to pull up your body-worn camera to just a random DV call, you're
936 going to have that moment in there where you're having a conversation with
937 somebody about laws.
938

939 SWALEH It's possible, yeah, depending on—it's not every, but it's common.
940

941 LANDBERG And you briefly—you kind of touched on it, but just go into more detail. Why did
942 you think on this occasion specifically it was so important to tell her about
943 California laws as it relates domestic violence?
944

945 SWALEH Because it was very apparent that they were not from this state, and I don't know
946 [REDACTED] law even as a police officer, so I would hope someone would explain
947 the law to me if I were in [REDACTED] so that's just something that I think is
948 important for people to u [REDACTED] he way the law works.
949

950 ALONSO Can it inadvertently hinder your investigation if you—I know your objective is to
951 inform them and to just get the knowledge to them, right? Could it work against
952 you and prevent them from sharing facts that are important to you while you're
953 investigating specifically domestic violence incidents?
954

955 SWALEH I don't think so, and that's why I told her several times I want to make sure that
956 they understand that the truth is what I want, and I want exactly what happened.
957 So, I think with me telling her, you know, "I don't want you to lie. I want you to
958 tell me the truth," and she was separated at that point, so there was no reason for
959 her to lie to me or to leave out any facts. There was no one else around. It was just
960 her and I.
961

962 ALONSO And at that time why not take that opportunity to ask that really relevant question
963 about her husband pressing his elbow on her breast?
964

965 SWALEH I think when she told me that she just wanted him to calm down, I think my
966 biggest concern was making sure that I have the other side of the story, and I
967 wanted to go contact him to make sure he's not in some elevated state with all the
968 kids around. The next thing was just making sure that he was—making sure he
969 understand that he needed to relax before things progressed because that's
970 important.
971

972 ALONSO Was he agitated when you showed up? I mean, how far away were you from the
973 van? Were you able to see [REDACTED] talking to the male half?
974

975 SWALEH Could I see? Yeah, I could see [REDACTED] I don't know if we were maybe 15 feet, 20
976 feet off the front of the car.
977

978 ALONSO While you were talking to the female-
979

980 SWALEH Correct.
981

982 ALONSO -away from the male, did you hear the male, like, being agitated or talking in a
983 way that's sort of-
984

985 SWALEH No, just based on what she told me. She said, "I need him to calm down." Again, I
986 had no reason not to believe what she said, no reason to believe why she would
987 lie.
988

989 LANDBERG Do you recall her demeanor changing when you educated her?
990

991 SWALEH I don't. No.
992

993 LANDBERG I know Detective Alonso just said this, but we'll touch on it again. Do you think
994 when you said that it may have changed her mind and now she's fearful that her
995 husband might go to jail so then she's not going to tell you what's really
996 happened?
997

998 SWALEH I don't think so. In my experience it actually is comforting for people to know that
999 we do take it seriously, and when they need us for that, that we're there, and
1000 again, I told her multiple times, "I don't want you to lie. I need the truth from you.
1001 We're here to help. I need an honest answer out of you," so, yeah.
1002

1003 LANDBERG And in your training and experience, is it common for victims, men and women,
1004 of domestic violence to not be forthcoming with information?
1005

1006 SWALEH Sometimes, yeah.
1007

1008 LANDBERG But in this case-

1009
1010 SWALEH I didn't get any signal from her that there was any reason for her to lie to me or to
1011 withhold the true from me. Again, she was a very, kind of, calm and very, I guess,
1012 relaxed and in a very normal state of the way she was acting, the way she was
1013 talking to me. I didn't get any signs that—a sign of abuse or fear for telling the
1014 truth or anything like that.
1015
1016 LANDBERG I know you guys just talked about this a bit, but we're talking about the call for
1017 service, the remarks on the call, and you said you understood the remarks on the
1018 call were right, where she had her elbow—his elbow on her breast with pain, and
1019 I know I'm paraphrasing. As a seasoned police officer, somebody who knows the
1020 law, somebody who is an FTO, I mean, isn't it day one common sense, "Hey, let's
1021 talk to you about what you said on that call for service. Let me question you about
1022 these remarks you made."
1023
1024 SWALEH Yeah. I think once she said she just wanted him to calm down my focus went to
1025 stabilizing and making sure that nothing happened after that argument.
1026
1027 LANDBERG And stabilizing is part of one of our responsibilities, right? Stabilizing the scene?
1028
1029 SWALEH Yes. Especially when there's kids involved.
1030
1031 LANDBERG What is another major part of the responsibility we have as police officers when
1032 we go to a call for service involving possible domestic violence.
1033
1034 SWALEH Determining if the crime happened.
1035
1036 LANDBERG And how do we do that?
1037
1038 SWALEH By asking questions.
1039
1040 LANDBERG Do you feel you dug deep enough to get a good understanding of what occurred?
1041
1042 SWALEH I probably could have dug deeper, but I think that I got enough of her cooperation
1043 to understand what she needed from us and what she wanted us to take care of and
1044 just make sure that he calmed down and the kids were okay.
1045
1046 LANDBERG But during the initial contact you took the time to explain California law, and you
1047 said specifically, "I could lose my job. I'm not going to lose my job," and I'm
1048 paraphrasing. I apologize if...So, we have a responsibility to investigate these
1049 things, not just make sure they're in a good place
1050
1051 SWALEH Right.
1052

1053 LANDBERG So, did we investigate this?
1054
1055 SWALEH I believe so, yeah. After I spoke with him, he said nothing happened, and again, I
1056 think they were—they were both there when we were explaining, you know, we
1057 don't want it to escalate. There was nothing that—that was no sign that anything
1058 had happened or had occurred.
1059
1060 LANDBERG But how can we say we investigated if we didn't ask the tough questions or
1061 specifically ask her about the allegation she made?
1062
1063 SWALEH Yeah, again, after she said that she just needed him to calm down, I think my
1064 attention shifted.
1065
1066 LANDBERG Anything specific to that?
1067
1068 ALONSO No.
1069
1070 LANDBERG Now, who made contact with [REDACTED] ?
1071
1072 SWALEH I did as well.
1073
1074 LANDBERG You and who else?
1075
1076 SWALEH I believe it was Officer [REDACTED] that was standing next to me. I did most of the
1077 talking from what I remember though.
1078
1079 LANDBERG So for clarification on different points in time at this call for service, at one point
1080 in time you made contact with him.
1081
1082 SWALEH Correct.
1083
1084 LANDBERG And at one point in time Officer [REDACTED] made contact with him.
1085
1086 SWALEH Yes. I think he was standing by the van when I was speaking with her and then
1087 getting her ID, yeah.
1088
1089 LANDBERG What did he specifically tell you? [REDACTED]
1090
1091 SWALEH [REDACTED] he told me his name. He told me that he didn't have any warrants, and he
1092 told me that he did not want to get out of the van to talk and then regarding the
1093 incident or the argument that they had, he said that the argument started based on
1094 buckling one of the kids in or something to that effect, that's where the argument
1095 came from.
1096

1097 LANDBERG Did you take the time to explain to [REDACTED] the domestic violence laws in
1098 California?
1099

1100 SWALEH I actually don't recall. I think I—I brought up the fact that—yeah. Actually, I did,
1101 yeah. So, when we were—when he was telling me about the argument I was
1102 explaining that if it goes passed this argument and physical force is used, then
1103 someone is going to go to jail, and I did explain it to him as well, yes.
1104

1105 LANDBERG So I know we covered a lot, and I appreciate you using all of your recall, but at
1106 this point in time right where we're at, what kind of call for service do you think
1107 you have?
1108

1109 SWALEH I've already spoken to him? Is that-
1110

1111 LANDBERG You just talked to him, you're at the van. He's sitting up there. You talked to [REDACTED].
1112 Right now, what kind of call for service, in your mind, do you think we have?
1113

1114 SWALEH Just a 415 DV.
1115

1116 LANDBERG And why is that?
1117

1118 SWALEH Based on both of their statements, no visible injuries, no exact type of use of force
1119 used between the two of them, they both said it was an argument, which is what
1120 the 415 DV is. The relationship is there, but it was just a verbal argument. No
1121 physical force used.
1122

1123 LANDBERG Did you take the time to ask [REDACTED] specifically if he placed his elbow on [REDACTED]
1124 breast?
1125

1126 SWALEH I don't believe I did.
1127

1128 LANDBERG And do you recall why you wouldn't ask that very specific question?
1129

1130 SWALEH I don't.
1131

1132 LANDBERG Prior to this call for service, have you ever had any contact with [REDACTED] or [REDACTED]?
1133

1134 SWALEH No.
1135

1136 LANDBERG Now were there children on the call for service?
1137

1138 SWALEH Yes.
1139

1140 LANDBERG Do you know how many?

1141
1142 SWALEH I believe it was seven. I'm not sure if that's from the text of the call or them
1143 telling me on scene, but they had a large van. I saw three of them and then saw
1144 some movement in the van. The windows were tinted.
1145
1146 LANDBERG And you previously mentioned this but we'll just bring it back up, to your
1147 knowledge, the oldest was 11?
1148
1149 SWALEH Not the oldest because I asked that. I asked him actually, the 11-year-old, if he
1150 was the oldest, and he said no, and then the female said something about having
1151 an older daughter, I believe. I don't recall the age, but no.
1152
1153 LANDBERG So earlier you said prime officers make decisions, decide if people go to jail, write
1154 police reports. Did you consider talking to the children about specifically
1155 domestic violence or about child neglect?
1156
1157 SWALEH It didn't cross my mind at that time. When I was speaking with the 11-year-old
1158 his demeanor was very calm. He was smiling. We had an easy back and forth.
1159 There was no obvious sign of any kind of abuse or neglect or anything like that,
1160 that he was in danger. One of the kids was running around with the mom and then
1161 the little baby on his lap. They all looked completely fine.
1162
1163 LANDBERG So visually they looked fine.
1164
1165 SWALEH Yes.
1166
1167 LANDBERG At least the ones you could see looked fine.
1168
1169 SWALEH Correct.
1170
1171 LANDBERG So, in your mind you didn't think there was a child neglect issue.
1172
1173 SWALEH No, not at all.
1174
1175 LANDBERG But could they still look visibly fine and have witnessed domestic violence from
1176 their parents?
1177
1178 SWALEH That is possible, yes.
1179
1180 LANDBERG And yet we still didn't want to take the time to interview anybody?
1181
1182 SWALEH Not that it was not take the time. It did not cross my mind at the time, no.
1183

1184 LANDBERG As a field training officer, hundreds and hundreds and hundreds of hours of
1185 experience and now you're going to be tasked with teaching other people how to
1186 become police officers, should it have crossed your mind?
1187

1188 SWALEH Probably.
1189

1190 LANDBERG Isn't this a basic step to take during any type of investigation?
1191

1192 SWALEH Yeah.
1193

1194 LANDBERG So of the seven kids, I think one was like two weeks old, right?
1195

1196 SWALEH Yeah. She said a number. I don't recall, but visibly a newborn in my mind.
1197

1198 LANDBERG Do you think any of them could have seen something?
1199

1200 SWALEH Well based on her very brief statement, we didn't know if there is anything to see.
1201 It didn't seem like there was any obvious signs of an actual incident.
1202

1203 LANDBERG Well that's kind of what I'm getting at. I'm not trying to beat you up, but you
1204 can't just take the word of two parties. We need to take the time to talk to the
1205 children as well.
1206

1207 SWALEH Right. That's why-
1208

1209 LANDBERG That's why I'm asking that.
1210

1211 SWALEH Right, and that's why I tried to connect with the 11-year-old there. I already could
1212 tell from the husband's demeanor that, you know, it would be an issue if I asked
1213 one of the kids to step away or I asked him to step out of the vehicle. He was very
1214 abrasive with that, so I tried to conduct my investigation right there. I even
1215 explained to him I don't want to be doing it like this. I don't want to have this
1216 conversation in front of the kids, but he said he did not want to get out of the car,
1217 and there was still some conversation that needed to happen, so that's why I spoke
1218 with the 11-year-old. From his demeanor I didn't see anything that would show a
1219 sign of any kind of abuse or anything, and then speaking to the male half, he just
1220 denied—not denied everything, just didn't say anything.
1221

1222 ALONSO How long with the conversation with the 11-year-old, and what did you talk
1223 about? You referred to your conversation with the 11-year-old. How long was it?
1224 What did you guys actually talk about?
1225

1226 SWALEH It was very brief. I think the very first thing I asked him was, "Hey little dude,
1227 how old are you?" and that's when I found out he was 11 and then I asked him if

1228 he was the oldest, that's when he said no, and then the mom said something about
1229 an older daughter or something like that. That might have been the whole
1230 conversation. Just trying to, you know, read him on how he reacts, but it seemed
1231 very natural for him.
1232

1233 ALONSO And I know that's not, like, the best way to talk to an 11-year-old, in front of their
1234 parents, but did you ask him anything about what the argument between their
1235 parents was about?
1236

1237 SWALEH I did not. Not that I recall.
1238

1239 ALONSO Did you ask him if he was hurt considering he was 11 years old and that's what
1240 the dispatcher had put on the call, that an 11-year-old had gotten a box thrown at
1241 them?
1242

1243 SWALEH I don't recall if I asked him that specifically, no.
1244

1245 ALONSO And do you remember his demeanor being okay or normal?
1246

1247 SWALEH Yeah, very even. He was responsive to me, not guarded, not—you know, he
1248 giggled when I asked him if he was the oldest, or he said, "No, I've got a..." you
1249 know. He was back and forth. Typically kids will not have any kind of response
1250 or back and forth or even just sitting there, kind of, as the police show up. If, you
1251 know, the kids are scared or something like that, they're not going to be sitting
1252 around, but one of the kids hopped out of the car and was walking around us. The
1253 baby is not going to have too much response, but he was very comfortable sitting
1254 right where he was right in front of us. So, I didn't get any tells from that, no.
1255

1256 ALONSO And the female had been cooperative with you, right? Like, when you asked her
1257 to step away, she did-
1258

1259 SWALEH Right.
1260

1261 ALONSO -with you. If you were concerned about, kind of, getting that 11-year-old away
1262 from dad because he was not going with the program, could you have asked the
1263 female to get the 11-year-old away from dad so you could talk to the 11-year-old?
1264 Would that have been something-
1265

1266 SWALEH That would have been an option. I did not think of that at the time, no.
1267

1268 LANDBERG Do you recall if dispatch voiced that one of these children had a box thrown at
1269 them?
1270

1271 SWALEH I don't recall that broadcast, no. My memory was refreshed by the remarks on the
1272 CAD call.
1273

1274 LANDBERG But generally speaking, when you get dispatched to a call for service you said you
1275 take the time to read the call?
1276

1277 SWALEH Correct.
1278

1279 LANDBERG To make sure you know what's going in.
1280

1281 SWALEH Correct.
1282

1283 LANDBERG And is it safe to say that whatever that dispatcher is voicing over the air, you're
1284 going to read the exact same thing almost verbatim on the MDT?
1285

1286 SWALEH Typically they type what they write—or they write what they say.
1287

1288 LANDBERG So yeah, what is this, six, eight weeks later you may not remember that specific
1289 thing, but the day of, is it safe to say you most likely knew-
1290

1291 SWALEH Yes.
1292

1293 LANDBERG -or were aware that a young man had a box thrown at him?
1294

1295 SWALEH Correct.
1296

1297 LANDBERG Did we or you as the prime officer direct your partners, or did you specifically
1298 investigate that specific claim?
1299

1300 SWALEH I don't know that I asked the—I don't know if I asked mom or the kid about it,
1301 no.
1302

1303 LANDBERG Was that a priority?
1304

1305 SWALEH Yeah.
1306

1307 LANDBERG So as a priority, you would probably remember if you asked her specifically about
1308 that or not?
1309

1310 SWALEH Yeah. I don't think I asked her specifically about the box.
1311

1312 LANDBERG Did anybody, and I know it would be tough because dad wasn't very cooperative,
1313 but did anybody, I say anybody meaning officers, take the time to look in the van
1314 to see for said box?

1315
1316 SWALEH I don't think-
1317
1318 LANDBERG To substantiate maybe that claim that, *Oh, this truly could have happened because*
1319 *there's a box right there.*
1320
1321 SWALEH Right. No. We were all standing outside. I know I spoke with them from the
1322 outside. I don't believe I saw any other officers going in the van. I think I would
1323 have remembered that.
1324
1325 LANDBERG And did you ask [REDACTED] specifically if he threw a box at one of his children?
1326
1327 SWALEH I did not.
1328
1329 LANDBERG Did you ask Officer [REDACTED] if he asked [REDACTED] that specific question?
1330
1331 SWALEH I did not.
1332
1333 LANDBERG In your opinion, what was the biggest priority on this call for service?
1334
1335 SWALEH To make sure that a crime had not occurred so that we didn't have to move
1336 forward with—or to make sure that we didn't have to actually have him out of the
1337 car because we'd have probable cause to do that. So, determining that there was
1338 no crime and then setting them up in a successful spot before we left and
1339 explaining this to them that when we leave we want them to be able to go about
1340 their business safely, and that's why I explained to them that, you know, the
1341 moment it changes and physical force is used, then we're passed a threshold that
1342 we weren't at that point, and I was trying to explain to them that, you know, it's
1343 okay to argue. You guys just need to relax, take some time, and then when we
1344 eventually left hoping that they were in a place where they weren't still in an
1345 argumentative state.
1346
1347 LANDBERG Specifically speaking about the children's welfare, was that a priority to you?
1348
1349 SWALEH Yes, and it's all—this is kind of one in the same. If the parents are in a good
1350 place, then the kids are typically—they're governed by that, and the demeanor of
1351 the kids that I saw on scene were fairly even keeled. They were receptive to us.
1352 There was no sign of anything that they were worried about or that they were
1353 scared of, so it appeared that they were all in a good place.
1354
1355 LANDBERG Now looking back, should you have identified and then spoken to the individual
1356 who had the box thrown at them?
1357

1358 SWALEH Yes, if I felt comfortable having, you know, the kids step away. I think that the
1359 dad's demeanor probably maybe jumped that step because he was so abrasive
1360 towards us I didn't want to add fire to the flame that may not have been there. So,
1361 I think having one of his kids moved, I think that might have angered him. I think
1362 that would—that was my thought process on scene. Should I have gone a little bit
1363 deeper into that? Yeah.
1364

1365 LANDBERG Now earlier I had you look at 273a(a) and 273a(b). One's a felony, one's a
1366 misdemeanor. I don't want to put words in your mouth, so I want you to answer
1367 this for yourself, but if we determine that a crime occurred, misdemeanor or
1368 felony, are we saying that we are going to not act because we don't want to anger
1369 dad who's up sitting in the van?
1370

1371 SWALEH No. No.
1372

1373 LANDBERG That's kind of what I just heard, and that's why I want you to clarify that.
1374

1375 SWALEH Yeah. I just didn't—so, having the kid step away probably would have been a
1376 good idea, but that's why I contacted—I did contact him right there, and that's
1377 what I was trying to explain to the dad, like, we want to—we don't want to have
1378 these conversations around the kids, but we didn't have a crime at that point, so I
1379 had no—I wasn't able to have him step out forcefully. The read that I got off the
1380 kid when I was talking to him briefly, there was no sign of any kind of distress or
1381 no injury, nothing that I saw, and I personally did not see a box or anything that
1382 would substantiate that having occurred.
1383

1384 LANDBERG But correct me if I'm wrong, that's only one kid.
1385

1386 SWALEH Correct.
1387

1388 LANDBERG There's multiple children.
1389

1390 SWALEH Right. There was only one—correct, but there was only one kid on the call that I
1391 think my mind was focused on.
1392

1393 LANDBERG Yeah, there was one kid on the call that had a box thrown at him, correct?
1394

1395 SWALEH Correct.
1396

1397 LANDBERG And are we talking about the individual in the video that is sitting on the steps?
1398

1399 SWALEH Yeah. That's why I asked him initially, like, how old he was because 11 was the
1400 only number that I had in my mind based on the call.
1401

1402 LANDBERG So in your mind, are we saying that you are thinking that that individual is the kid
1403 who had the box thrown at him?
1404

1405 SWALEH Correct.
1406

1407 LANDBERG But for the record, it could have been one of at least five others because we'll say
1408 that the seventh is a little tiny two- week-old baby?
1409

1410 SWALEH Correct. So, that is possible, yeah.
1411

1412 LANDBERG Do you think it would be common for parents not to be forthcoming about child
1413 neglect?
1414

1415 SWALEH Yeah, it's possible. They don't want to, you know, find guilt in something that
1416 they're responsible for.
1417

1418 LANDBERG How would you get around that hurdle if you're investing something where you
1419 may think child neglect occurred and you have parents that are uncooperative?
1420 How do you get around that?
1421

1422 SWALEH Separating the kids would probably be the first thing to do. We just didn't have
1423 anything that was pointing in that direction.
1424

1425 ALONSO But you did have something, right? I mean, the female told the dispatcher that the
1426 dad threw a box at the 11-year-old, so you had that.
1427

1428 SWALEH Yeah, I just—when we were on scene, again, just reading kids in all of these
1429 different types of situations, I did not think that pointed towards any kind of force
1430 actually happening. He was very receptive to us, which is not common for
1431 someone who is a victim, especially a child, so there was nothing obvious.
1432

1433 LANDBERG Are you reading all of the kids or just the one kid sitting on the stoop?
1434

1435 SWALEH Just that 11-year-old after I found out that was the 11-year-old.
1436

1437 LANDBERG So, there's possibly other kids that you could not read?
1438

1439 SWALEH Yes.
1440

1441 LANDBERG Because if I remember correctly, the van had tinted windows.
1442

1443 SWALEH Yeah, I believe so.
1444

1445 LANDBERG So, it's probably not very easy to see in.

1446
1447 SWALEH We could see a couple of kids moving around, but nothing...yeah.
1448
1449 LANDBERG Now we talked about earlier you took the opportunity to educate [REDACTED] and [REDACTED]
1450 both on domestic violence laws in California. Did you do the same for child
1451 neglect laws in California?
1452
1453 SWALEH I did not.
1454
1455 LANDBERG And why not? Because you said earlier that every time you try to educate people
1456 on the laws when you stop them because it helps with compliance and you know
1457 the law very well. A lot of people don't, so you like to educate them, so wouldn't
1458 this have been a great opportunity to educate them further?
1459
1460 SWALEH It would have been. Again, I think my attention shifted to kind of calming
1461 everybody down and making sure that things didn't escalate after she said she was
1462 okay, and she just wanted him to calm down. I was just going off of her.
1463
1464 LANDBERG When you investigate crimes and there's multiple crimes there, do you determine
1465 some crimes are more important than other crimes?
1466
1467 SWALEH No, unless...no.
1468
1469 LANDBERG So all crimes are just as important? Or all allegations are just as important to
1470 investigate?
1471
1472 SWALEH Yeah. To investigate, yeah.
1473
1474 LANDBERG In this case, would you say that all allegations were investigated?
1475
1476 SWALEH I think we could have—I could have probably done more to investigate the child
1477 portion of it. Again, I didn't get any read off of him. Well, the read I got off of
1478 him was very calm, was very receptive to us, all things in my training that are
1479 indicative of someone that's not in any kind of stress or anything like that.
1480
1481 BROWN Can we take a bathroom break?
1482
1483 LANDBERG Absolutely.
1484
1485 ALONSO We are pausing at 1421 hours.
1486
1487 ALONSO We are back on record at 1440 hours.
1488

1489 LANDBERG So, from your position when you were speaking to [REDACTED] could you hear Officer
1490 [REDACTED] speaking with [REDACTED] ?
1491
1492 SWALEH No.
1493
1494 LANDBERG After you spoke with [REDACTED] did you meet with [REDACTED] and ask Officer [REDACTED]
1495 specifically what [REDACTED] told him or what those you talked about?
1496
1497 SWALEH No.
1498
1499 LANDBERG Once you cleared the call, did you speak to Officer [REDACTED] and ever ask him what
1500 [REDACTED] told him?
1501
1502 SWALEH No, not that I recall.
1503
1504 LANDBERG Who specifically cleared the call?
1505
1506 SWALEH I thought I had, but after refreshing my memory with the hard copy, it looks like
1507 Spring did.
1508
1509 ALONSO Why do you say Spring?
1510
1511 SWALEH It's just next to "cleared by." There are two Alpha units. Their names pop up the
1512 way they sign on, so I don't know—their unit cleared it, not mine, which was
1513 surprising to me because that's typically something I would have done. I was
1514 surprised to see that I had not cleared it.
1515
1516 ALONSO So, were you present when, is it 2 Alpha 60...
1517
1518 SWALEH Two.
1519
1520 ALONSO 62 cleared—physically typed the remarks on the call? Do you remember being
1521 present? Did you 940 afterwards, after you'd-
1522
1523 SWALEH Not that I recall. I don't remember, no.
1524
1525 ALONSO And you didn't talk to either [REDACTED] or Spring before they actually typed the
1526 remarks on the call?
1527
1528 SWALEH No, not that I recall.
1529
1530 LANDBERG Did you meet up afterwards with Officer [REDACTED] and Spring and discuss the call
1531 for service?
1532

1533 SWALEH No, not that I remember.
1534
1535 LANDBERG Were you aware a second call for service came out involving [REDACTED] and [REDACTED]?
1536
1537 SWALEH I was, yes.
1538
1539 LANDBERG Now how were you aware of that?
1540
1541 SWALEH I don't remember exactly when. I believe I was on my way to another call for
1542 service, and I saw the status screen, the F10 screen, and I noticed—I recognized
1543 either the address or something, I think it might have been how long they were on
1544 scene drew my attention to it, and I knew the address was the same. I don't
1545 remember exactly—it had already been an hour, maybe 45 minutes, I'm not
1546 exactly sure how long. I don't remember coming out, if that makes sense.
1547
1548 LANDBERG For clarification, when you said "they," are you referring to Officer Costan and
1549 Hollibaugh?
1550
1551 SWALEH Yes.
1552
1553 LANDBERG When you were made aware of that second call for service, did you have a
1554 conversation with Officer [REDACTED] and Spring about that second call for service?
1555
1556 SWALEH No, no.
1557
1558 LANDBERG Did you ever contact either Officer Costan or Hollibaugh about the second call for
1559 service?
1560
1561 SWALEH Yeah. I don't know if I messaged the call or one of them specifically, but I do
1562 remember after I—because it was my beat. Once I saw how long they had been on
1563 scene, I believe I messaged one of them or both of them saying, "Hey, do you
1564 guys need a hand?" and they obviously didn't because I didn't go. Yeah.
1565
1566 LANDBERG Did they ask you any specifics about the first call for service?
1567
1568 SWALEH Not that I recall, no.
1569
1570 LANDBERG Now, were you aware that some individuals were put on admin leave out of
1571 Central Station?
1572
1573 SWALEH Yes.
1574
1575 LANDBERG Did you guys know for what reason?
1576

1577 SWALEH No.
1578
1579 LANDBERG Did you have an idea why people were put on admin leave?
1580
1581 SWALEH There were some ideas, not specific, just based on those two specific people
1582 because one hadn't been here for that long, so, you know, me not knowing how
1583 often they are on calls together, I don't know. Did I know? No, I did not.
1584
1585 ALONSO Have you talked to either Costan or Hollibaugh at all after they've been placed on
1586 admin leave?
1587
1588 SWALEH No. Well, I texted Costan, just, you know, "How's it going?" That's it.
1589
1590 ALONSO And before they were placed on admin leave, you didn't discuss either calls for
1591 service, the first or the second one?
1592
1593 SWALEH No. There was no reason to.
1594
1595 ALONSO I don't have anything else.
1596
1597 LANDBERG I don't have anything else either.
1598
1599 BROWN Was there any other communication with the parties-
1600
1601 SWALEH Yeah, so as I was watching-
1602
1603 BROWN -after the call?
1604
1605 SWALEH -the video and the guy told me—he said his name in the video I recognized it as
1606 someone who sent me three emails this Saturday, as [REDACTED]. So, I didn't
1607 understand—it didn't connect until I was sitting in this room that that was
1608 something, but it makes sense because it was all gibberish, like, very odd email. I
1609 never emailed him back, and it happened on Saturday, so I don't know if you
1610 guys want me to read them out loud or how you want me—what you want me to
1611 do with them. I just recognize the name now as being that person.
1612
1613 ALONSO Got it. And you didn't initiate the [email string with him. You don't have.
1614 *(overlapping)*
1615
1616 SWALEH No. No, no. no. I kept]—he sent three separate emails. I have kept them all. I have
1617 not replied to them. I didn't know—I didn't realize what they were for. I thought
1618 it was spam or something because they came in all lowercase [REDACTED].
1619
1620 ALONSO And what was a summary of the content of those emails?

1621
1622 SWALEH He kept referring to a criminal at this place on [REDACTED] and how the criminal
1623 spat in his face and made his kids stand on something. I don't recall exactly, they
1624 were just very off, if I should say.
1625
1626 ALONSO If you don't mind just forwarding them to Sgt. Landberg. Don't delete them. And
1627 again, you did not initiate the conversation with [REDACTED] at all?
1628
1629 SWALEH No, no. I didn't delete them. I've got all three emails.
1630
1631 ALONSO You haven't had any conversation between-
1632
1633 SWALEH There were, like, two sent right away, Saturday, and then one, like, I'd have to
1634 look at the time but maybe 10 hours later, something like that. It was very weird,
1635 to be honest. I'll forward it to both of you.
1636
1637 LANDBERG You can just send them to me. I think you already have my email address.
1638
1639 SWALEH I do.
1640
1641 LANDBERG Okay, perfect.
1642
1643 ALONSO Okay. I don't have anything else. Anything else?
1644
1645 BROWN That's it.
1646
1647 ALONSO No, hold on. Hold on. Is there anything else relating to this matter that we
1648 have not covered that needs to be added, clarified, or changed? If so, I am
1649 ordering you to provide that information now.
1650
1651 SWALEH No.
1652
1653 ALONSO After you leave this interview should you remember anything that is different
1654 from or in addition to the information that you've given today, I am ordering
1655 you to contact Sgt. Landberg immediately. I am also ordering you not to
1656 discuss this matter with any other department employee. Do you understand
1657 these orders?
1658
1659 SWALEH I do.
1660
1661 ALONSO Interview is done at 1448 hours.
1662
1663
1664 **End of recording.**

1665

1666 **Transcribed by: DocuScript, LLC**

1667

1668

INTERVIEW WITH Kevin Spring

1
2
3
4 ALONSO The date is September 9th, 2020. The time 2129 hours. Present in the Internal
5 Affairs Office are Officer Kevin Spring; SPOA Representative Paul Brown;
6 Sergeant Gerald Landberg; and myself, Detective Lilia Alonso. The purpose of
7 this investigation is to conduct an interview of Officer Kevin Spring, who is an
8 employee with the Sacramento Police Department in the capacity of police
9 officer. This is an administrative investigation on the charges against Officers
10 Costan, Hollibaugh, [REDACTED] and Sergeant [REDACTED] for neglect of duty, dishonesty, and
11 conduct unbecoming in which you may be a witness. Do you understand that this
12 is an administrative investigation only?
13
14 SPRING Yes, ma'am.
15
16 ALONSO The result of this investigation could lead to disciplinary action up to and
17 including termination of the employees allegedly responsible. Do you understand
18 this?
19
20 SPRING Yes, ma'am.
21
22 ALONSO Based upon the authority vested in me by the chief of police, I am ordering you to
23 cooperate with this investigation. This means that you must be truthful in all of
24 your statements and answer all questions fully and honestly. Also, you are ordered
25 to provide at this time all the information you may know regarding this incident.
26 Failure to answer a question or failure to answer it truthfully and fully will be
27 considered a lack of cooperation that could subject you to disciplinary action up
28 to and including termination for insubordination. Do you understand this?
29
30 SPRING Yes, ma'am.
31
32 LANDBERG For the record, please state and spell your full name.
33
34 SPRING First name Kevin, K-E-V-I-N. Last name Spring, S-P-R-I-N-G.
35
36 LANDBERG How long have you been employed by the Sacramento Police Department?
37
38 SPRING Since July of 16, 2016.
39
40 LANDBERG Which academy did you attend?
41
42 SPRING 16-BR2.
43
44 LANDBERG Do you have any prior law enforcement experience?

45
46 SPRING Volunteering with the Chico Police Department, but no sworn capacity.
47
48 LANDBERG What did you do for the Chico police department?
49
50 SPRING Explorer Program.
51
52 LANDBERG How many years?
53
54 SPRING From 14 to 21, so about seven.
55
56 LANDBERG What were some of your duties as an Explorer?
57
58 SPRING Just attending meetings and volunteering in the community, helping with mainly
59 traffic control and going on ride-alongs.
60
61 LANDBERG What kind of ride-alongs did you go on?
62
63 SPRING Patrol level ride-alongs.
64
65 LANDBERG What kind of calls for service?
66
67 SPRING I can't remember most of them. I mean, mainly domestic violence's, I guess, and
68 house parties and then the occasional traffic stops.
69
70 LANDBERG Do you have any prior military experience?
71
72 SPRING I was in the National Guard for three years.
73
74 LANDBERG What is your current assignment?
75
76 SPRING East Patrol on graveyard team.
77
78 LANDBERG What team number is that?
79
80 SPRING 37.
81
82 LANDBERG And your days off?
83
84 SPRING Sunday, Monday, Tuesday.
85
86 LANDBERG Who is your current supervisor?
87
88 SPRING [REDACTED], Sergeant.

89
90 LANDBERG Can you briefly explain to me what your responsibilities and duties are as a police
91 department for the city of Sacramento?
92
93 SPRING As a patrol level officer, just responding to calls for service and reactive and
94 proactive enforcement in the community.
95
96 LANDBERG And what type of calls for service do you respond to as a patrol officer?
97
98 SPRING Anything from domestic violence's, fights in progress, transients breaking stuff
99 and sleeping on sidewalks. That's generally the bulk of our calls for service at
100 night.
101
102 LANDBERG And as a patrol officer, what type of uniform do you wear?
103
104 SPRING A Sacramento Police Department uniform with a load-bearing vest.
105
106 LANDBERG And what type of vehicle do you operate as a patrol officer?
107
108 SPRING Mainly the Explorer UVs.
109
110 LANDBERG Any specific training or specialized training other than, like, CPT that you've
111 gone to?
112
113 SPRING I've attended the IGT course and done a TDY with South Gang Enforcement
114 Team.
115
116 LANDBERG What is the IGT course?
117
118 SPRING It's an in-house gang course. I can't remember right now what the acronym is.
119
120 LANDBERG Do you remember how many hours?
121
122 SPRING That was a 40-hour course.
123
124 LANDBERG Forty hours? And when did you attend that?
125
126 SPRING Last year.
127
128 LANDBERG Last year, so...
129
130 SPRING Or excuse me, 2018.
131
132 LANDBERG 2018?

133
134 SPRING Two years ago.
135
136 LANDBERG Do you have any other hobbies that are police related outside of work?
137
138 SPRING Firearm, target practice.
139
140 LANDBERG Are you, like, a range master or anything like that for our department?
141
142 SPRING No, sir.
143
144 LANDBERG Academy instructor?
145
146 SPRING No, sir.
147
148 LANDBERG So on August 13th, 2020, who were you partnered with?
149
150 SPRING Officer [REDACTED].
151
152 LANDBERG And we're going to briefly talk about the shift. Was that shift busy? Was there
153 anything unique about that shift? And to be more specific, was there a homicide,
154 was there a Code 1 status, anything like that?
155
156 SPRING Not that I can recall. No, sir.
157
158 LANDBERG On a personal level, anything unusual about that shift? Were you tired, were you
159 hungry? I don't know if you have children or not, but were your children sick or
160 anything like that?
161
162 SPRING No, sir.
163
164 LANDBERG Just a normal shift.
165
166 SPRING Yes, sir.
167
168 LANDBERG On that day, were you teamed up with anybody?
169
170 SPRING Officer [REDACTED].
171
172 LANDBERG You said [REDACTED], correct? Who was driving?
173
174 SPRING I was.
175
176 LANDBERG Who was operating the MDT, the radio?

177
178 SPRING Mainly Officer [REDACTED] in the vehicle. Outside the vehicle it's kind of whoever is
179 available for the radio.
180
181 LANDBERG How long have you known Officer [REDACTED] ?
182
183 SPRING Since the academy.
184
185 LANDBERG Did you go to the same academy?
186
187 SPRING Yes, sir.
188
189 LANDBERG So that's what, two years?
190
191 SPRING About four years.
192
193 LANDBERG Four years. You guys friends outside of work?
194
195 SPRING Yes, sir.
196
197 LANDBERG How good of friends are you?
198
199 SPRING Pretty good. Hang out on the weekends like once a month or so.
200
201 LANDBERG Okay. Pretty good friends.
202
203 SPRING Yeah.
204
205 LANDBERG Go to each other's houses, that type of thing?
206
207 SPRING Yes, sir.
208
209 LANDBERG Do you guys always partner up?
210
211 SPRING Pretty much any day we're both here. Yes, sir.
212
213 LANDBERG So when you partner up, who usually assumes a primary role?
214
215 SPRING It's kind of 50/50. If one of us is down on our reports or needs to help the other
216 one out, they'll kind of take prime on certain calls.
217
218 LANDBERG Okay. More specifically, so you're partnered up, you said 50/50. When you're
219 partnered up, how did you split the duties and responsibilities inside your police
220 car?

221
222 SPRING He generally doesn't like to drive, just personal reasons, and I like to, so he allows
223 me to. So I drive most days, and he operates the MDT and radio inside the
224 vehicle.
225
226 LANDBERG So as the driver, do you typically take prime on most calls for service when you
227 guys are teamed up?
228
229 SPRING I'd say on productivity such as traffic stops, yes, because I'm contacting the driver,
230 but on calls for service, it kind of depends on the type of call.
231
232 ALONSO What do you mean type of call?
233
234 SPRING He's more of a talker, so sometimes he likes to relate with some people more than
235 I personally would, but we both kind of share, I mean, all the responsibilities. If
236 it's one complaint and one contact, we'll both talk to them and both give our point
237 of view, but if it's two people like a domestic violence or a fight, we'll generally
238 just contact one party each.
239
240 LANDBERG So do you guys team up often?
241
242 SPRING Yes, sir.
243
244 LANDBERG To the point where you guys have, like, a phrase, a look, a hand signal, anything
245 when you are about to arrest somebody or you're about to detain somebody as to
246 not tip an individual off that they're about to get detained or handcuffed or
247 anything like that?
248
249 SPRING Sometimes but not all the time, I guess. Like proactivity, if we find something in
250 the car, I can normally just give him one word or a look, and he'll detain
251 somebody. On calls for service we kind of come to an agreement and know when
252 we're going to do it at the same time.
253
254 LANDBERG So generally speaking, would you consider him your regular partner?
255
256 SPRING Yes, sir.
257
258 LANDBERG How many days a week would you guys consider--or how many days a week do
259 you team up?
260
261 SPRING All four if we're both there.
262
263 LANDBERG If you can, all four. What's he good at? You kind of briefly touched on he's a good
264 talker. Like, what are his strengths?

265
266 SPRING I would say talking with people is one of his greater strengths, just kind of relating
267 to people and smoothing things out sometimes.
268
269 LANDBERG Anything else?
270
271 SPRING Nothing that comes to mind.
272
273 LANDBERG Do you guys feel like you work well together?
274
275 SPRING Yes, sir.
276
277 LANDBERG So prior to on the record, I gave you a copy of the CAD call, specifically 20-
278 242851. I gave you a copy of your body-worn camera related to that same CAD
279 call, 20-242851. I gave you dispatch audio related to the same call I just
280 referenced, and I give you three penal code sections, 243(e)(1), 273.5, and 273(a),
281 and I highlighted subsection B. Have you had enough time to review that
282 material?
283
284 SPRING Yes, sir.
285
286 LANDBERG And do you have any questions before we begin?
287
288 SPRING No, sir.
289
290 LANDBERG Have you received training on how to conduct investigations?
291
292 SPRING Yes, sir.
293
294 LANDBERG Where did you receive that training?
295
296 SPRING In the academy.
297
298 LANDBERG Anywhere else?
299
300 SPRING And then on FTO through field training.
301
302 LANDBERG Anywhere else?
303
304 SPRING Just CPT and other external classes depending on the situation or the training
305 type.
306

307 LANDBERG Now, I know this may be hard to answer, but generally speaking, how many hours
308 would you say you received training on specifically investigations through the
309 academy and through FTO?
310
311 SPRING I guess hundreds.
312
313 LANDBERG Hundreds?
314
315 SPRING Through FTO. I mean, it's 40 hours of training a week, so...
316
317 LANDBERG So several hundred?
318
319 SPRING Several hundred. Yes, sir.
320
321 LANDBERG Have you received training on how to investigate specifically domestic violence?
322
323 SPRING Yes, sir.
324
325 LANDBERG And where did you receive that training?
326
327 SPRING Through the academy and FTO.
328
329 LANDBERG Can you recall, and again, this might be tough to answer, but can you recall, just
330 give me a ballpark, how many hours through the academy and through FTO that
331 you received specifically on domestic violence investigations?
332
333 SPRING In the academy I would guess it was at least a few hours, and then however many
334 hours of attending actual calls for service. So, I mean, probably five hours of
335 formal, I would guess, training, and then every domestic violence you go to is a
336 new situation, a new experience.
337
338 LANDBERG Now you talked about through FTO you also learned how to investigate not only
339 general crimes, but also domestic violence. How many FTOs did you have?
340
341 SPRING I believe seven.
342
343 LANDBERG Seven?
344
345 SPRING Six or seven.
346
347 LANDBERG And of those seven, did you learn seven different ways how to investigate
348 domestic violence cases or was it kind of a general format? Can you speak on
349 that?
350

351 SPRING It would have been "Here's the laws" and then probably their spin on how they
352 talk to people or how they investigate it directly.
353

354 LANDBERG Would it be safe to say, generally speaking, though, it's pretty consistent across
355 the board how to investigate domestic violence regardless of who your FTO was?
356

357 SPRING Yes, sir.
358

359 LANDBERG How comfortable are you investigating domestic violence incidents?
360

361 SPRING I'd say very comfortable when the complainants and the victims and suspects are
362 cooperative.
363

364 LANDBERG So as a solo officer now—you're past academy, you're past FTO, you're now a
365 solo officer. How many hours have you investigated domestic violence on your
366 own?
367

368 SPRING Probably at least 50 I would say. Approximately.
369

370 LANDBERG Have you received training on how to investigate child neglect incidents?
371

372 SPRING Yes, sir.
373

374 LANDBERG And where did you receive that training?
375

376 SPRING Through the academy and FTO.
377

378 LANDBERG Very similar to domestic violence?
379

380 SPRING Yes, sir.
381

382 LANDBERG Do you know how many hours you have invested in training for child neglect
383 and...well, just child neglect cases?
384

385 SPRING I would guess that the class would have been similar a couple hours of formal
386 training, and then honestly they are a lot less common of a call type to go to, so
387 I've probably only handled a handful. So, a few more hours, like five more hours.
388

389 LANDBERG Now thinking back when you were a trainee with your FTOs, what did they teach
390 you in phase training about handling child neglect cases?
391

392 SPRING Just building a rapport with the child so that they're honest and work with you
393 because it's intimidating to speak to a police officer.
394

395 LANDBERG Anything else?
396
397 SPRING Generally, separate them from the family and other members if you can.
398
399 LANDBERG Kind of along the lines of what I asked you about domestic violence, how
400 comfortable are you in investigating child neglect cases?
401
402 SPRING I would say somewhere in the middle, because it's hard. I don't have children
403 personally. So it is kind of harder for me to get on their level and have them open
404 up to me.
405
406 LANDBERG That's understandable. And as a solo officer, how many hours have you spent
407 investigating child neglect cases?
408
409 SPRING Probably somewhere around five or so.
410
411 LANDBERG About five hours?
412
413 SPRING Yes, sir.
414
415 LANDBERG Do you know the elements of 273.5?
416
417 SPRING Yes, sir.
418
419 LANDBERG Can you just generally tell me what the elements are?
420
421 SPRING It'd be a cohabitant or spouse, ex-spouse, relationship type, two parties who have
422 a physical altercation with injury.
423
424 LANDBERG Okay, and do you know the elements of a 243(e)(1)?
425
426 SPRING Yes, sir.
427
428 LANDBERG And can you briefly tell me what those elements are?
429
430 SPRING Pretty similar to 273.5 except without a physical visible injury.
431
432 LANDBERG So how would you describe—what's the difference between a felony domestic
433 violence and a misdemeanor domestic violence?
434
435 SPRING An example, sir?
436
437 LANDBERG Just generally speaking with the elements you gave me.
438

439 SPRING A physical injury or internal injury, like a broken bone, for a felony and then no
440 visible injury but a claim of danger--or a willful violence against them for a
441 misdemeanor.
442

443 LANDBERG And do you know the elements of 273(a)(b)?
444

445 SPRING Yes, sir.
446

447 LANDBERG What are those?
448

449 SPRING That would be the misdemeanor section of child abuse, and it's a willful wanton
450 violence against a child, basically, that does not cause great bodily harm or death.
451

452 LANDBERG So just generally speaking, if you go to a call for service and you're not
453 specifically clear on elements of crimes, how do you obtain that knowledge?
454

455 SPRING Generally, using my phone first to try to look at, like, a legal source book or some
456 kind of verified website that outlines laws or contacting either a partner or my
457 supervisor.
458

459 LANDBERG So in the four years as a police officer, how many domestic violence calls for
460 service have you investigated?
461

462 SPRING I would argue probably at least 100.
463

464 LANDBERG You mentioned earlier that you and Officer [REDACTED] team up pretty regularly. Can
465 you estimate how many calls for service related to domestic violence that you two
466 have handled together?
467

468 SPRING I'd say probably 100 plus as well.
469

470 LANDBERG How many calls for service related to domestic violence have you, Officer [REDACTED],
471 and Officer Swaleh handled together?
472

473 SPRING Together...a few this year, not probably very many, but a couple.
474

475 LANDBERG A couple. Can you give me a number?
476

477 SPRING Probably somewhere between five and ten, I would guess.
478

479 LANDBERG How many child neglect cases, calls for service cases, have you investigated in
480 your career?
481

482 SPRING Anything with, kind of, violence against children including, like, sex crimes,
483 probably somewhere around 10 total.
484
485 LANDBERG How about you and Officer [REDACTED] together?
486
487 SPRING Probably three-ish.
488
489 LANDBERG And then you, Officer [REDACTED] and Officer Swaleh?
490
491 SPRING I can't think of any at this time.
492
493 LANDBERG So going back to August 13th, 2020 at 2311 hours, were you, Officer [REDACTED], and
494 Officer Swaleh dispatched to a call for service?
495
496 SPRING Yes, sir.
497
498 LANDBERG What type of call was it?
499
500 SPRING Came out as a 273.5.
501
502 LANDBERG And where was the call?
503
504 SPRING It was off Stockton Boulevard, just north of Fruitridge. I don't know if you want
505 me to read.
506
507 LANDBERG No, that's fine. Just generally speaking.
508
509 SPRING Okay.
510
511 LANDBERG So, Stockton and Fruitridge area?
512
513 SPRING Yes, sir.
514
515 LANDBERG For the record, we're talking about CAD call 20-242851. So what information did
516 you have going into that call?
517
518 SPRING From reviewing the information today, generally speaking, a complainant called
519 in saying that she'd been elbowed in the breast, and I think a box was thrown at
520 her child by her husband.
521
522 LANDBERG Did dispatch also voice that call for service?
523
524 SPRING Yes, sir.
525

526 LANDBERG Did Officer Swaleh assist you on that call for service?
527
528 SPRING Yes, sir.
529
530 LANDBERG Did you guys ask him to assist you or was he dispatched?
531
532 SPRING I believe he volunteered for it due to it being his beat in 6B.
533
534 LANDBERG So what information did dispatch specifically provide you over the air?
535
536 SPRING What I just said, and then I believe they just gave a description of the male was all
537 that I recall from today, sir.
538
539 LANDBERG So you're driving, right?
540
541 SPRING Yes, sir.
542
543 LANDBERG And [REDACTED] typically the passenger?
544
545 SPRING Yes, sir.
546
547 LANDBERG Did he read the call out loud to you as you're en route to the call so you knew
548 specifically what type of call you're going to?
549
550 SPRING We normally do. I can't recall if he did specifically for this one.
551
552 LANDBERG So based on the call for service, dispatch reading the call out loud over the radio,
553 what type of call did you think you and your partner were going to?
554
555 SPRING Probably a 243(e)(1) at best based on the text of the call.
556
557 LANDBERG So just kind of think back on that date, and just give your thought process as
558 you're driving to that call.
559
560 SPRING Probably wouldn't have been anything significant. Just knowing Officer Swaleh
561 was going with me, and he was going to help out with whatever. He's good with
562 beat integrity, so help out with whatever he could. We were going to take care of
563 whatever we needed to and, you know, take the situation as a whole.
564
565 LANDBERG Now, did you coordinate with Alpha 65, which is Swaleh, correct?
566
567 SPRING Yes, sir.
568
569 LANDBERG On the way to the call?

570
571 SPRING I don't believe so.
572
573 ALONSO Yeah, no. I just wanted to make sure. I know today you had an opportunity to
574 review the CAD call and then you heard the radio traffic. So independent of that,
575 do you remember what information you had, you acknowledge listening to and
576 hearing when you were en route to the call?
577
578 SPRING Before reviewing the information I remembered that physically being on scene,
579 but I didn't remember the text of the call until reviewing it today.
580
581 ALONSO Got it, but you do remember that you were going to investigate a possible
582 243(e)(1)?
583
584 SPRING Yes, ma'am.
585
586 ALONSO Got it. And that memory is based on what? Do you remember specifically
587 remembering what information that you got back then, either from the dispatcher
588 via the radio or either reading the information on the monitor or [REDACTED] giving
589 you that information? What specific information did you recall that made you
590 think that you were going to handle a 243(e)(1)?
591
592 SPRING I don't remember. I mean, after reviewing it's kind of hard to say, but I don't
593 necessarily remember any of the initial call text or any of the broadcasts. I just
594 remembered the actually physically being on scene and contacting the parties. I
595 remembered the location, and I remembered the general idea of the call, but I
596 didn't remember the text of the call.
597
598 ALONSO Okay. Did you have an opportunity to talk to [REDACTED] on the way to the call?
599
600 SPRING Yes, ma'am.
601
602 ALONSO And what did you guys talk about?
603
604 SPRING I don't recall. I don't remember if he voiced the call to me, like, read it off to me
605 or if we just had a general conversation like we normally do throughout the night
606 being paired up all day.
607
608 ALONSO At what point did you realize that Officer Swaleh was also responding to the call
609 for service?
610
611 SPRING When he voiced it.
612
613 ALONSO Okay, and what did he voice? Do you remember?

614
615 SPRING I believe he just said he'll be en route as well to help us or something like that.
616
617 LANDBERG So can you please walk me through what occurred when you arrived on scene?
618
619 SPRING When we first arrived there was a van parked in the parking lot, and I believe the
620 first thing I noticed was a female sitting in the front right passenger seat, and I
621 think based on the name of the caller, I figured it was the female who had called,
622 so I asked her to step out and talk with the officers.
623
624 LANDBERG Anything else?
625
626 SPRING You want to go through the whole call sir or just...
627
628 LANDBERG Sure.
629
630 SPRING So, started talking with her, and Officer Swaleh joined me since he's the prime
631 officer, and Officer [REDACTED] kind of broke off and stood with the male half. We
632 walk to the front of the van and conversated. Officer Swaleh was the prime
633 talking officer, and since we noticed their van had a license plate out of [REDACTED]
634 and what we do with most vehicles, I think most cops, we attach the plate so that
635 we can get a read back, make sure it's not stolen. He attempted to do that. It came
636 back not on file. While I was listening to that on the radio, he explained the
637 domestic violence laws in California since they're from out of state so that she had
638 a general idea of what was going to happen or what could happen. I attached the
639 VIN, which still came back not on file. A short time later when I returned to
640 Officer Swaleh seemed like he had gotten the information he needed and sounded,
641 based on what he was saying and she was saying, that no crime had occurred,
642 either misdemeanor or felony. So, somebody instructed her to get her ID or asked
643 her to, and she did. I tried to get the male half's information, or somebody asked
644 for it, and I was going to write it down to conduct a records check. He wouldn't
645 give it to us, and he was acting a little strange. Based on just contacting tens of
646 people at night, I would say he was a little off based on his demeanor. Once he
647 didn't seem like he was going to give up his name I asked the female for his name,
648 and she gave me his first name, date of birth, and said they were out of [REDACTED].
649 I stepped away to conduct the records check via the computer. Nothing came
650 back, no red flags, no significant problems, but I saw they both had RMS's in
651 Sacramento, so I know they've been here before, but there was no reports
652 attached. So I returned her ID and let Officer Swaleh and Officer [REDACTED] know
653 that there was no warrants or nothing significant, and then we all kind of just left.
654
655 LANDBERG So is it safe to say that Officer Swaleh took the primary role then?
656
657 SPRING Yes, sir.

658
659 LANDBERG Did any roles change throughout the call for service?
660
661 SPRING Well, he would have had primary with the female at first and officer [REDACTED] I
662 guess would have been primary with the male half at first, and then I think he
663 kind of came over to Officer [REDACTED] side when I was doing the records check
664 because we walked over to try to get his info, and then when I stepped away they
665 stayed in the same spot, kind of contacting the male. So I don't know what they
666 talked about, but he contacted both parties, I guess.
667
668 LANDBERG And you kind of went over it already, but just more specifically, what would you
669 say your role was during this call for service?
670
671 SPRING Mainly the records check was most of what I did. I think I had very little verbal
672 interaction with anybody.
673
674 LANDBERG And you might have answered this with Detective Alonso, but did you and
675 Officer [REDACTED] have a conversation on who was going to have which role?
676
677 SPRING No, sir. Not prior to getting there.
678
679 LANDBERG And you said you initially made contact with [REDACTED].
680
681 SPRING Yeah, just having her step out of the vehicle to talk with officers.
682
683 LANDBERG So you spoke to her briefly, and then you were saying Officer Swaleh took over
684 and spoke to her?
685
686 SPRING Yes, sir.
687
688 LANDBERG At length?
689
690 SPRING Yes, sir.
691
692 LANDBERG Do you know what she told him?
693
694 SPRING No, sir.
695
696 ALONSO But you remember that based on either the conversation that you overheard, either
697 from Swaleh or the female, that no crime had occurred. Can you tell me more
698 about that? What led you to believe that there was no crime?
699
700 SPRING So, once she stepped out of the vehicle, we took a few steps away just to get a
701 little bit of privacy. I mean, we're in an open parking lot and the van's all open.

702 Then Officer Swaleh stepped over to start conversating with her, and I think she
703 was just talking about how they were visiting in Sacramento, and before she got
704 too into the conversation, Officer Swaleh just mentioned, "Hey, here's the laws
705 that are applicable in California since you're physically in California. So these are
706 the actions that we take," and that was around the time that the plate wasn't
707 coming back. So I was focused on the radio since obviously I had two cover
708 officers dealing with the civilians. So once the plate didn't come back, I tried to
709 check the VIN, and by the time when I returned, I just remember officer Swaleh
710 kind of being like, "Okay, well, yeah, we'll talk to him real quick, make sure he
711 calms down" kind of thing is what I recall, and then we moved over to his side of
712 the van.

713
714 LANDBERG How was [REDACTED] acting?

715
716 SPRING A little off, I guess, but could just be being tired from driving around. Like I said,
717 I don't have kids. but a two-week old-ish to a 14-year-old with five others in the
718 middle and on a road trip does not sound fun to me. So, everyone seemed kind of
719 just worn down and and probably tired, but she was communicating and
720 answering all of our questions.

721
722 LANDBERG Can you be more specific about—you said she's off. Can you be more specific
723 about her demeanor?

724
725 SPRING She's just kind of floating around, I guess is the way to describe it. Like, I tried to
726 get her attention at one point a couple of times, and either she didn't hear me
727 because she's focusing on the kids, or she's just, you know, kind of focused on the
728 family more so than caring about us being there, even though she called us.

729
730 LANDBERG Remind me who made contact with [REDACTED], the male half.

731
732 SPRING At first it would have been Officer [REDACTED]

733
734 LANDBERG And then who?

735
736 SPRING I think Officer Swaleh was there in the beginning, but when he saw the female
737 come out of the--I think we--well, when we all approached, he was at the open
738 side door. It's kind of like a bus I guess is the best way to explain it, like an
739 opening door on the side, and he was at the center where the male was, but I don't
740 know if they had any conversation before he realized the female was stepping out
741 of the passenger door and coming to talk to me, but he wanted to make contact
742 with the complainant first.

743
744 LANDBERG And then who spoke with [REDACTED]?

745

746 SPRING I would assume both Officer [REDACTED] while we were talking with the female, and
747 then Officer Swaleh also contacted him.
748

749 LANDBERG Who spoke to him at length, like who had a longer conversation with him?
750

751 SPRING I don't know if any conversation was made, but Officer [REDACTED] probably had more
752 time with him, I would say, because he was there pretty much the duration of the
753 call versus Officer Swaleh splitting his time between both halves.
754

755 LANDBERG And can you kind of quickly or just describe how he was acting? And I'm
756 specifically asking about [REDACTED].
757

758 SPRING He refused to step out of the car when Officer Swaleh just asked him to, just to
759 and Officer Swaleh just said, you know, "Hey, we normally try not to have these
760 conversations in front of kids because it can be scarring, I guess, when you
761 explain somebody might go to jail tonight if something continues to happen," and
762 he said, "No. Talk in front of my kids," is what I remember. He was holding his
763 two-week-old and kind of just staring us down, wouldn't give up his identification
764 verbally or physically, said that we wanted to 1029 him, which I guess is true, but
765 it's kind of weird. People generally don't speak in 10 codes just in casual
766 conversation. So, kind of odd overall I'd say.
767

768 LANDBERG Can you specifically talk about his demeanor? Like, can you give some
769 descriptive words for how he was acting?
770

771 SPRING Just odd and probably tired as well. Just kind of a thousand-yard stare, I guess.
772 Staring at us, not conversating very well with us from my interaction with him.
773

774 LANDBERG Have you ever had any prior contact with [REDACTED] or [REDACTED] before this call for
775 service?
776

777 SPRING Not that I recall, and I'm generally pretty good at remembering at least faces.
778

779 LANDBERG So at this point, you run your records check, your partners have talked to people.
780 What type of call for service do you think you have?
781

782 SPRING At this point based on the information I had, it was just a 415 DV, just a verbal
783 argument between the male and the female.
784

785 LANDBERG Did you believe a crime occurred?
786

787 SPRING I did not.
788

789 LANDBERG So you briefly touched on this, but we'll get into more specifics right now. Were
790 their children present at the call for service?
791
792 SPRING Yes, sir.
793
794 LANDBERG How many children?
795
796 SPRING I believe they said seven, but I probably saw five-ish, I don't remember if I saw all
797 seven.
798
799 LANDBERG Can you describe how they were acting?
800
801 SPRING They were running around. A couple of them were running around fairly joyous.
802 One kid kind of sat on the steps and just kind of looked at us and didn't seem
803 concerned about anything, and overall, they seemed happy.
804
805 LANDBERG So no one appeared scared or upset?
806
807 SPRING No, sir.
808
809 LANDBERG Did any of you three interview the children regarding domestic violence or child
810 neglect?
811
812 SPRING I did not. No, sir.
813
814 LANDBERG Do you know if Officer [REDACTED] did or Officer Swaleh did?
815
816 SPRING I'm not sure.
817
818 LANDBERG Did anybody specifically check on the children's welfare?
819
820 SPRING I don't know if they did while I was in the car or away from them. I don't know if
821 Officer [REDACTED] did when we first made contact or if they did while I was in the
822 vehicle.
823
824 LANDBERG So going back to the previous question, you said you did not speak to them about
825 domestic violence or child neglect. Why not?
826
827 SPRING My role, I guess I didn't really talk with anybody for the most part, so I didn't pull
828 anybody aside to talk to them about it.
829
830 LANDBERG And then going along the same lines, why didn't you specifically check on their
831 welfare?
832

833 SPRING Nothing—there's no red flags to me. No immediate concerns, no obvious injuries.
834 So, when my partner said that we were good I just believed that everything was
835 okay.
836

837 LANDBERG So going back before the call for service, the call is dispatched, it's voiced. Did
838 dispatch voice that one of the children had a box thrown at them?
839

840 SPRING Yes, sir.
841

842 LANDBERG Did anyone investigate that claim?
843

844 SPRING I'm not sure. I did not, and I don't know if my partners did.
845

846 LANDBERG Again kind, kind of going along the same lines of questioning from previously,
847 why did you not specifically investigate that?
848

849 SPRING Same reason. Just my time on that call I spent mainly checking the vehicle and
850 checking the persons.
851

852 LANDBERG And just for clarification, you're unaware if Officer [REDACTED] or Officer Swaleh
853 investigated that specifically.
854

855 SPRING Correct. I'm not sure if they did.
856

857 LANDBERG What was your proximity to them during this call for service? To Officer [REDACTED]
858 and Officer Swaleh?
859

860 SPRING Fairly close proximity throughout the call except for when I stepped away to
861 conduct either the VIN check on the van or the records check on the persons
862 involved.
863

864 LANDBERG And how long do you think you were gone while you're doing those two tasks?
865

866 SPRING Cumulatively four-ish minutes, give or take.
867

868 LANDBERG So specifically, were you standing near, at any time, near [REDACTED] or Swaleh when
869 they were speaking with [REDACTED] and [REDACTED]?
870

871 SPRING Mainly [REDACTED] at the beginning when Officer Swaleh got the beginning of her story.
872 But like I said earlier, when I stepped away to do the VIN I didn't hear the bulk of
873 their conversation, and then when I came back I had limited interaction with
874 [REDACTED] just mainly him telling us he wasn't going to give us his name or step out of
875 the van to talk to us.
876

877 LANDBERG Did you hear Officer [REDACTED] have a conversation with [REDACTED] ?
878
879 SPRING No, sir.
880
881 LANDBERG What was that?
882
883 SPRING No, sir.
884
885 LANDBERG So you just said you did a VIN check and then returned--at one point, returned to
886 the car and ran both individuals up. When you returned back, we'll call it the
887 scene, when you turned back to where the two individuals are being talked to by
888 the two other officers, did anything change?
889
890 SPRING [REDACTED] had gone back in the vehicle. Besides that, the gentleman, [REDACTED], was still
891 inside, and generally the kids were still inside or right on the threshold of the
892 vehicle.
893
894 LANDBERG Did the officer's demeanor change?
895
896 SPRING No,sir.
897
898 LANDBERG And did [REDACTED] or [REDACTED] demeanor change at all?
899
900 SPRING No, sir. Not that I noticed.
901
902 LANDBERG Not that you noticed. So taking you back, you kind of described that you were a
903 cover officer when the other two officers are taking the primary roles and talking
904 to the male half and the female half. Did you guys come together and discuss
905 what the female half said and what the male half said?
906
907 SPRING I don't believe on scene. No, sir.
908
909 LANDBERG And can you kind of describe why not?
910
911 SPRING I would say Officer Swaleh had taken the primary position when he talked to both
912 parties. He would have gotten the most information on both halves since he talked
913 to [REDACTED] and [REDACTED]. So talking to both parties, I mean, we generally go with what
914 another officer says unless something clicks a red flag. So, when I walked back up
915 and said they were good, he said that everything was okay and that was that.
916
917 LANDBERG Now, remind me, isn't it common practice during an investigation, specifically a
918 domestic violence or a child neglect, to come together and determine what this
919 officer learned and what that officer learned and then determine what steps you
920 are going to take next?

921
922 SPRING I'd say it'd be dependent on how many officers you had. Me and my partner,
923 Officer [REDACTED], if we handle the call, just the two of us, we would by having one
924 officer who contacted both parties. Sometimes we don't, I guess.
925
926 ALONSO Would it have been useful to do that in this case?
927
928 SPRING Looking back, I suppose it could have helped. Just do the same thing on every
929 kind of call or the same call type, just follow through the form of a checklist.
930
931 LANDBERG So where we're at right now, where you're at with the call for service, what type
932 of call did you think you had?
933
934 SPRING Still just a verbal argument with no crime that had occurred.
935
936 LANDBERG So once you split from the call and you and your partner, Officer [REDACTED], go back
937 to your UV, did you guys speak about the call?
938
939 SPRING We had a brief conversation. We pulled out of the parking lot around the corner
940 and had a quick, I guess you could call it a debrief of sorts before driving out of
941 the area.
942
943 LANDBERG What was specifically said?
944
945 SPRING Pretty minimal information. I only really remember Officer [REDACTED] saying that
946 [REDACTED] was acting odd and strange during their time of conversation.
947
948 ALONSO What about anything specific? How was he acting strange or odd?
949
950 SPRING If I recall, or all that I do recall is that he was saying their conversation was pretty
951 minimal, just the guy kind of staring at them and not really saying much to him.
952
953 LANDBERG So who specifically cleared this call for service?
954
955 SPRING Based on the printout, it looks like my vehicle data, which would be Officer
956 [REDACTED] on the MDT, but I did not recall that until I reviewed that here.
957
958 LANDBERG Did you clear the call?
959
960 SPRING No, sir.
961
962 LANDBERG So you did not type "no 273.5...415 DV only."
963
964 SPRING No, sir.

965
966 LANDBERG And I don't want to put words in your mouth, but are you saying that your--do you
967 think it was Officer [REDACTED] then?
968
969 SPRING If it came from our car, it would have been Officer [REDACTED]. Yes, sir.
970
971 LANDBERG Because per the printout, it came from your car, and you're saying you didn't do
972 it?
973
974 SPRING Correct.
975
976 LANDBERG So, there's only two people in the car, so...
977
978 SPRING Correct. Yes, sir.
979
980 LANDBERG I'm not trying to flip you up or get you to say anything you don't want to say. I
981 just want to make sure we're perfectly clear on this. You did not clear that call.
982
983 SPRING Yeah, I didn't see Officer Swaleh do it from our computer, so it would have been
984 Officer [REDACTED] based on that circumstance.
985
986 LANDBERG Okay. Now, this might sound juvenile, but can you just explain what that means,
987 what I just read to you, "no 273.5...415 DV only"? To the layman person who's
988 not a police officer, who just sees this, what does that mean?
989
990 SPRING So, "no 273.5" would be referring to the call that it originally had come out as a
991 domestic violence in progress, so that would be saying that didn't occur. Dot dot
992 dot is just for whatever reason, what a bunch of cops use instead of just a period
993 or a comma. 415 DV is just a verbal argument between two parties.
994
995 ALONSO And so you don't remember—you have no knowledge of Officer [REDACTED]
996 displaying the call, writing the remarks on the call?
997
998 SPRING Being a driver, I try to focus on driving. I don't want to get in trouble or hurt
999 somebody or myself or my partner. So there's a—I mean, day to day basis being
1000 paired up all the time there's a ton of stuff that he does that I'm never aware of,
1001 whether it's just running a plate or clearing a call or running something, checking
1002 email. I mean, there's a lot of times that he's doing something on the computer that
1003 I'm more focused on the road than the computer.
1004
1005 ALONSO How long did you pull over before driving away? How long did you sort of park
1006 out of the area before driving away?
1007
1008 SPRING I'd say 30 seconds, give or take. Not very long at all.

1009
1010 ALONSO And what was the purpose of you pulling over for 30 seconds and not just
1011 continue driving?
1012
1013 SPRING Personally, just kind of meeting up. Officer Swaleh was there with us, and I
1014 remember looking at other pending calls and seeing that there was another call
1015 actually right behind the... whatever strip mall that is. And so, now talking about
1016 it, I think we cleared the call because Officer Swaleh hopped on that call, and we
1017 were still on the call, which we know means that he gets pulled off our call. We're
1018 the last unit, which means that we have to clear it unless we tell dispatch to stack
1019 it to him or something. So I think him volunteering for that noise complaint, if I
1020 remember correctly, made us clear the call from our computer.
1021
1022 ALONSO Got it. Okay.
1023
1024 SPRING And so being graveyard, being busy and not liking calls on the board, we
1025 generally see what's closest and try to knock it out. So that was the point of
1026 pulling over for a short time.
1027
1028 ALONSO And while you guys were kind of—Swaleh's vehicle was next to yours, was it sort
1029 of 940, meaning, like, facing different directions, or were you guys facing the
1030 same direction?
1031
1032 SPRING We had both pulled out on the north side of the parking lot on Lawrence, I think,
1033 and we were facing East Bound. I was ready to go on Stockton, and we both were.
1034 We were both facing eastbound, facing Stockton.
1035
1036 ALONSO And did you guys communicate across the both vehicles?
1037
1038 SPRING Yes, ma'am.
1039
1040 ALONSO What did you guys talk about?
1041
1042 SPRING I think basically just saying that guy was kind of weird is what Officer [REDACTED] was
1043 telling us and how he wouldn't conversate when they had their one-on-one time,
1044 and then I remember looking at the board seeing that call and telling Officer
1045 Swaleh that we'd go knock it out, and he said that he would take care of it, and I
1046 think that's when he took off. And then we cleared the call and went and did
1047 whatever else.
1048
1049 ALONSO So at no point did Officer Swaleh say to you that the female mentioned that she
1050 had been hurt or injured by the male half, [REDACTED]?
1051
1052 SPRING No, ma'am.

1053
1054 ALONSO And [REDACTED] never said to you that [REDACTED] male half, was hurt or injured by the
1055 female half, [REDACTED]?
1056
1057 SPRING No, ma'am.
1058
1059 LANDBERG So are you aware of a second call for service involving [REDACTED] and [REDACTED]
1060 [REDACTED] occurring after you cleared your initial call for service?
1061
1062 SPRING Yes, sir.
1063
1064 LANDBERG How did you become aware of that?
1065
1066 SPRING From what I remember is I was on a call outside of my vehicle, and if I remember
1067 correctly, when they broadcasted it either I recognized the address or they said
1068 they were in a white van from [REDACTED]. There was something specific to that call
1069 that made me realize that there was a return call.
1070
1071 LANDBERG So you became aware because of the broadcast?
1072
1073 SPRING Yes, sir.
1074
1075 LANDBERG And I know it's going to be tough, but do you remember what the broadcast said?
1076
1077 SPRING No, sir.
1078
1079 LANDBERG Did the other units handle the next call for service? Did they type you?
1080
1081 SPRING Like messages? Not that I'm aware of. No, sir.
1082
1083 LANDBERG Did you and Officer [REDACTED] discuss that second call for service?
1084
1085 SPRING So, in a way. I think we heard the address or the descript—something that jogged
1086 our memory saying there's a second call, and we talked about it wherever we
1087 were. We were like, "Oh, someone's going back." I can't remember if we were
1088 Code 7. I can't remember if we were out of our car on a different service or
1089 whatever, but I remember hearing something that indicated it was a return call and
1090 then that was basically it. We didn't talk about anything specific. I don't think we
1091 even read the call or pulled it up or anything.
1092
1093 LANDBERG Did you guys discuss that second call for service with Officer Swaleh?
1094
1095 SPRING Not to my knowledge. I don't recall. I can't remember if we were doing whatever
1096 with him and we mentioned it to him or not.

1097
1098 LANDBERG So you may have verbally talked to him, but you just don't recall?
1099
1100 SPRING Yes, sir. I can't remember if it was him saying, "Oh, there's a return call" or one of
1101 us heard it and thinking it, but it seems like from my memory that we were--the
1102 three of us were together again doing something, and we were like, "Oh, someone
1103 has to go back." That was it.
1104
1105 LANDBERG And did you guys discuss the second call for service with Officers Costan or
1106 Hollibaugh?
1107
1108 SPRING I did not directly. No, sir.
1109
1110 LANDBERG How about Officer [REDACTED]?
1111
1112 SPRING Well, he wasn't there, so...
1113
1114 LANDBERG What do you mean your partner wasn't there?
1115
1116 SPRING He wasn't on the second call.
1117
1118 LANDBERG No. You guys handled the first call together, the three of you.
1119
1120 SPRING Correct.
1121
1122 LANDBERG The second call comes out. You hear it voiced. At some point in time you had a
1123 conversation, maybe, with Swaleh. Did you have a conversation with your partner
1124 about the second call for service?
1125
1126 SPRING I think, yeah, the three of us said that there was a return call, but that was
1127 essentially the extent of the entire conversation.
1128
1129 LANDBERG And do you know if he had a conversation with Costan or Hollibaugh? And I'm
1130 specifically asking you about your partner.
1131
1132 SPRING I'm not sure if he did.
1133
1134 LANDBERG Do you recall how many minutes it took from the time you marked on scene to
1135 the time you cleared to handle that call for service?
1136
1137 SPRING The call that we handled?
1138
1139 LANDBERG The original call, yes.
1140

1141 SPRING I'd say roughly 10 minutes. I think a little bit less, and the body cam I reviewed
1142 today was somewhere around eight minutes.
1143

1144 LANDBERG Do you think in eight minutes you can properly investigate a domestic violence
1145 call coupled with a child neglect call?
1146

1147 SPRING I think in certain circumstances you can. Yes, sir.
1148

1149 LANDBERG Under what circumstances would that be?
1150

1151 SPRING When you show up and they're either lying after calling something in and then
1152 lying about it or just not providing any information. I mean, we can't sit there all
1153 night and try to extract information they don't want to give us.
1154

1155 ALONSO Do you remember if--do you know if Officer Swaleh asked the female half about
1156 the information that she provided to dispatch, specifically her husband pressing
1157 her elbow into her breast?
1158

1159 SPRING No, ma'am.
1160

1161 ALONSO Do you know if Officer Swaleh asked the female half about the information that
1162 she gave dispatch about the husband throwing a box at their 11-year-old?
1163

1164 SPRING No, ma'am.
1165

1166 ALONSO Do you know if Officer [REDACTED] asked that information from either the female half
1167 or the male half?
1168

1169 SPRING No, ma'am.
1170

1171 ALONSO Did you ask either the male half or the female half about the information that she
1172 provided to dispatch?
1173

1174 SPRING I didn't. No, ma'am.
1175

1176 ALONSO Would you consider her to be a cooperative witness or uncooperative witness, and
1177 I'm talking about [REDACTED] the female half? Just your interaction and the way she
1178 conducted herself with Officer Swaleh.
1179

1180 SPRING I mean, by the simplest terms or, like, the simplest contact, I would say she's
1181 uncooperative because she called and claimed something, and when we show up,
1182 she's telling us something different. So generally, some people call and then when
1183 you show up, they tell you the exact same thing versus changing their story.
1184

1185 ALONSO And why do you think she told you something different? I don't--so I guess that's
1186 what I'm kind of confused. If you don't know if the officers asked her about the
1187 remarks that she gave to dispatch, and you did not hear exactly what she told
1188 Swaleh, how do you know that she gave a different statement?
1189

1190 SPRING Well, based on the text of the call, a crime occurred, and then for Officer Swaleh
1191 or myself or Officer [REDACTED] to say it didn't, her story would have changed once we
1192 had arrived. Is that what you're asking?
1193

1194 ALONSO Do you know what she told Officer Swaleh happened?
1195

1196 SPRING No, ma'am.
1197

1198 ALONSO Did you see, like, an 11-year-old boy nearby?
1199

1200 SPRING They were varying ages, and my best guess is someone—one of them would have
1201 been around 11.
1202

1203 ALONSO There was somebody--like, in your camera, you can see a kid kind of sitting on
1204 the steps that you described, right? He's wearing, like, a red shirt or something
1205 like that, and he's, like, right outside the door or inside of the door. Could he have
1206 been that 11-year-old boy?
1207

1208 SPRING He could have been.
1209

1210 ALONSO Did you have an opportunity to kind of pull him aside and check his welfare?
1211

1212 SPRING We probably could have, but I don't--I did not, and I don't know if anybody else
1213 did.
1214

1215 ALONSO Did you see a box nearby? Did you see anything that resembled something like
1216 she described?
1217

1218 SPRING Not nothing stood out. Not that I recall. There wasn't anything in the parking lot
1219 like it had been thrown with force or nothing obvious inside the car--or the van.
1220

1221 ALONSO Did you try to look inside to see if there was a box or an object that resembled a
1222 box that could have been used against the 11-year-old?
1223

1224 SPRING The panel, I guess, doors were open or the side doors, and we had a pretty good
1225 view. I remember not being too worried about something in the back of the van,
1226 an ambush style or anything, like, where I'd be worried somebody was hiding. So,
1227 based on my perspective, I was able to get a good look throughout the van at least
1228 once.

1229
1230 ALONSO In your opinion, do you think you properly—you and your partners properly
1231 investigated that 273 or the child neglect or abuse story that the female gave to
1232 dispatch?
1233
1234 SPRING Based on—well, I didn't because I didn't talk to anybody mainly, and I don't know
1235 if Officer Swaleh spoke with her about her claims.
1236
1237 ALONSO Do you know they if either [REDACTED] or Swaleh tried to look inside to see if there
1238 was a box or attempted to get the 11-year- old away from their parents to ask, you
1239 know, if he was okay, if he was hurt?
1240
1241 SPRING I'm not sure if they did.
1242
1243 ALONSO Would that have been something that they should have done to investigate the
1244 original claim?
1245
1246 SPRING Yes, ma'am. Would have been a good idea.
1247
1248 LANDBERG So Swaleh was the prime, basically?
1249
1250 SPRING I would say yes, sir.
1251
1252 LANDBERG Is he the senior officer?
1253
1254 SPRING No, sir.
1255
1256 LANDBERG Who's got the most time on out of the three of you?
1257
1258 SPRING Out of the three of us, Officer [REDACTED].
1259
1260 LANDBERG [REDACTED] Okay.
1261
1262 SPRING Same class, a couple spots.
1263
1264 LANDBERG Swaleh was in your class as well?
1265
1266 SPRING No, no, no, sorry. Officer [REDACTED] and I are the same class. He has a couple of
1267 spots on me. Swaleh, I believe, is one class after myself.
1268
1269 LANDBERG So looking back, do you feel this call for service was handled correctly?
1270
1271 SPRING Overall, I think there wasn't any intentional neglect or criminal matter on our part.
1272 I think we could have done some stuff differently.

1273
1274 LANDBERG Like what?
1275
1276 SPRING Having either one of the kids step off with us or with us and mom since she's
1277 claiming to be the victim. Some parents don't like us talking directly with kids.
1278 I've had that in the past. So, trying to separate maybe one of the older kids who
1279 would be able to be coherent enough and old enough to provide a statement.
1280
1281 LANDBERG Were you aware of the ages of the children?
1282
1283 SPRING Like individually?
1284
1285 LANDBERG Mm-hmm.
1286
1287 SPRING No, sir.
1288
1289 LANDBERG Were you aware there was a 13-year-old?
1290
1291 SPRING No, sir.
1292
1293 ALONSO Is there anything else relating to this matter that we have not covered that needs to
1294 be added, clarified or changed? If so, we are ordering you to provide that
1295 information now.
1296
1297 SPRING Nothing at this time. No, ma'am.
1298
1299 ALONSO After you leave this interview should you remember anything that is different
1300 from or in addition to the information that you've given today, we are ordering
1301 you to contact Sgt. Landberg immediately. I'm also ordering you not to discuss
1302 this matter with any other department employee. Do you understand these orders?
1303
1304 SPRING Yes, ma'am.
1305
1306 ALONSO The interview is over at 2229 hours.
1307
1308 **End of Recording**
1309
1310 **Transcribed by: DocuScript, LLC**
1311

INTERVIEW WITH Joseph Swaleh

1
2
3
4 [REDACTED] The date is March 10, 2021. The time is 2013 hours. Present in the Internal
5 Affairs Office are Joseph Swaleh; his representative, Mick Boyd; Sgt. Gerald
6 Landberg; and myself, Sgt. [REDACTED]. The purpose of this investigation
7 is to conduct an interview of Joseph Swaleh, who is an employee with the
8 Sacramento Police Department in the capacity of police officer. This is an
9 administrative investigation on the charges against David Costan, Austin
10 Hollibaugh, [REDACTED] and Sgt. [REDACTED] for neglect of duty, dishonesty,
11 conduct unbecoming, and insubordination in which you may be a witness. Do
12 you understand this is an administrative investigation only?
13

14 SWALEH I do. Sorry.

15
16 [REDACTED] The results of this investigation could lead to disciplinary action up to and
17 including termination of the employees allegedly responsible. Do you understand
18 this?
19

20 SWALEH I do.

21
22 [REDACTED] Based upon the authority vested in me by the Chief of Police, I am ordering you
23 to cooperate with this investigation. This means that you must be truthful in all
24 of your statements and answer all questions fully and honestly. Also, you are
25 ordered to provide, at this time, all information you may know regarding this
26 incident. Failure to answer a question or failure to answer it truthfully and fully
27 will be considered a lack of cooperation that could subject you to disciplinary
28 action up to and including termination for insubordination. Do you understand
29 this?
30

31 SWALEH Yes.

32
33 LANDBERG Good evening.

34
35 SWALEH Good evening, sergeant.

36
37 LANDBERG For the record, can you please state and spell your full name?
38

39 SWALEH Yes. Joseph Swaleh, J-O-S-E-P-H, S-W-A-L-E-H.

40
41 LANDBERG So, on September 10, 2020, at 1312 hours, Det. Alonso and I initially interviewed
42 you regarding a domestic violence in progress call for service which occurred on
43 August 13, 2020. And for reference, it was call number 20-242851. During that
44 time, I also asked you about a domestic violence in progress call for service, and

45 for reference it's 20-242901, which occurred on August 14, 2020. Tonight, we're
46 going to revisit a portion of the initial interview that I had with you, but we're also
47 going to discuss the conversations you had with Ofc. Costan regarding those two
48 calls for service.
49

50 BOYD [phone ringing] Oh, shit. I'm sorry.

51
52 LANDBERG So, prior to the interview tonight, I gave you the following: CAD call 20-242851.
53 I gave you CAD call 20-242901. I gave you your message log from 08/13/2020
54 starting at 5:39 a.m. to 08/14/2020, ending at 11:42 p.m., but I also gave you an
55 abridged version of that message log that specifically contains your conversations
56 with Ofc. Costan related to CAD call 20-242851 and CAD call 20-242901. I
57 gave you a copy of your original transcript from the first interview, which we
58 conducted on September 10, 2020, and I gave you a copy of Ofc. Costan's
59 redacted phone records for August 14, 2020. Have you had time to review all
60 that material?
61

62 SWALEH I have.

63
64 LANDBERG And do you have any questions before we begin?
65

66 SWALEH No.
67

68 LANDBERG Okay. So, can you — and you can either use the abridged version or you can go
69 to the full version I gave you, but can you turn to the message logs that I provided
70 you?
71

72 SWALEH Yes.
73

74 LANDBERG So, on 08/14/2020 at 1:30:02 a.m., what message did you send out?
75

76 SWALEH I sent, "Are you guys still on that DV?" Excuse me.
77

78 LANDBERG That's fine. And who did you send that to?
79

80 SWALEH I sent that to 1-Alpha-68, who was Ofc. Costan.
81

82 LANDBERG Okay. So, just for the record, on that evening we're talking about, 1-Alpha-68
83 was Ofc. Costan. Correct?
84

85 SWALEH Correct.
86

87 LANDBERG Okay. And then at 1:31:27 a.m., what message did you send?

88
89 SWALEH I sent, "I dealt with them earlier tonight."
90
91 LANDBERG And who did you send that to?
92
93 SWALEH Again, 1-Alpha-68.
94
95 LANDBERG And for context, who are we talking about when you talk about those messages?
96
97 SWALEH The family in the 415DV related to the call.
98
99 LANDBERG So, are we talking about [REDACTED] and [REDACTED] who were the man
100 and woman involved in those two calls for service, the domestic violence calls
101 for service?
102
103 SWALEH Correct. And their children.
104
105 LANDBERG And their children? I believe there were seven of them?
106
107 SWALEH Correct.
108
109 LANDBERG Okay. At 1:33:18, what message did you receive?
110
111 SWALEH I received from 1-Alpha-68, "Whole lot of nonsense. Took forever, but we finally
112 got family to come take mom and seven kids elsewhere for the night."
113
114 LANDBERG And can we agree that you're still talking about the two individuals in those calls
115 for service?
116
117 SWALEH Correct.
118
119 LANDBERG Okay. And at 1:34:23 a.m., what message did you send?
120
121 SWALEH I sent, "Yeah, it was a circus earlier too. Sorry you guys had to handle it."
122
123 LANDBERG And at 1:34:52 a.m., what message did you receive?
124
125 SWALEH I received from 1-Alpha-68, "No apologies. You owe us, lol."
126
127 LANDBERG Okay. And then, again, at 1:34:59 a.m., what message did you send?
128
129 SWALEH I sent, "Fo sho."
130

131 LANDBERG Okay. And again, for the record this interaction you had with Ofc. Costan started,
132 the first message went out, at 1:30:20 a.m.?
133
134 SWALEH Correct.
135
136 LANDBERG Okay. And the last one ended at 1:34:59 a.m.?
137
138 SWALEH That is correct.
139
140 LANDBERG Okay. And this is regarding the two individuals that I just mentioned earlier,
141 [REDACTED] and [REDACTED]?
142
143 SWALEH Yes.
144
145 LANDBERG And the two calls for service that we've mentioned, the 20-242851 and 20-
146 242901?
147
148 SWALEH Correct.
149
150 LANDBERG Okay. This message or two messages back and forth between you and Ofc.
151 Costan, was that the first time you spoke to him about either call for service?
152
153 SWALEH Yes. To my knowledge, that was the first time I, yeah, had any contact with him
154 about it.
155
156 LANDBERG Okay. So, I asked you during the first, initial interview if you were aware of the
157 second call for service involving [REDACTED] and [REDACTED] Can you turn to your
158 transcript — and it's page 36, line 1537 — and read your response?
159
160 SWALEH 1537? I said, "I was, yes."
161
162 LANDBERG So, at 1536, "Were you aware of the second call for service that came out
163 involving [REDACTED] and [REDACTED]?" And your response was...?
164
165 SWALEH I'm sorry, where are we at now?
166
167 LANDBERG I read from 1535. And can you read 1537?
168
169 SWALEH "I was, yes."
170
171 LANDBERG Okay.
172
173 SWALEH Sorry.
174

175 LANDBERG And then I asked, "Now, how were you aware of that?" And can you read your
176 response?
177

178 SWALEH Yes. "I don't remember exactly when. I believe I was on my way to another call
179 for service and I saw the status screen, the F10 screen, and I noticed. I recognized
180 either the address or something. I think it might have been how long they were
181 on scene drew my attention to it, and I knew the address was the same. I don't
182 remember exactly. It had already been an hour, maybe 45 minutes. I'm not
183 exactly sure how long. I don't remember coming out, if that makes sense."
184

185 LANDBERG So, during the initial interview, I asked you if you had contact with either Ofc.
186 Costan or Ofc. Hollibaugh regarding the call for service, and that's line 1558.
187 "Did you ever contact either Ofc. Costan or Hollibaugh about the second call for
188 service?" And can you read your response, which is line 1561?
189

190 SWALEH Yeah. I said, "Yeah. I don't know if I messaged the call or one of them
191 specifically, but I do remember after I — because it was my beat. Once I saw
192 how long they had been on scene, I believe I messaged one of them or both of
193 them, saying 'Hey, do you guys need a hand?' and they obviously didn't because
194 I didn't go. Yeah."
195

196 LANDBERG And then, on line 1566, I asked you, during our initial call — interview, excuse
197 me, "Did they ask you any specifics about the first call for service?" And you
198 replied. Can you please read line 1568?
199

200 SWALEH I said, "Not that I recall, no."
201

202 LANDBERG Okay. So, I provided you with Ofc. Costan's phone records, the redacted phone
203 records.
204

205 SWALEH Yes.
206

207 LANDBERG Can you take a moment and please just point out your phone number on that
208 phone record?
209

210 SWALEH Yes. It is [REDACTED]
211

212 LANDBERG And is that where it says, "Destination: [REDACTED]"?
213

214 SWALEH Correct.
215

216 LANDBERG Okay. Can you tell me when that phone call occurred?
217

218 SWALEH That phone call occurred August 14th of 2020 at 11:47 p.m.

219
220 LANDBERG And can you tell me how long the duration of that call was?
221
222 SWALEH It states here it was one minute.
223
224 LANDBERG Was that the only phone conversation you had with Ofc. Costan on 08/14/2020?
225
226 SWALEH To my knowledge, yes, according to the record I'm looking at.
227
228 LANDBERG Yeah. So, to your knowledge? You probably don't remember because that was
229 so long ago.
230
231 SWALEH Right.
232
233 LANDBERG But according to the record that he provided, your number only shows up once -
234
235 SWALEH That is correct.
236
237 LANDBERG - during that timeframe of August 14th?
238
239 SWALEH Yes.
240
241 LANDBERG Okay. And that's at 11:47 p.m.?
242
243 SWALEH That is correct.
244
245 LANDBERG Okay. So, during that phone conversation, do you recall if Ofc. Costan asked you
246 any questions regarding the first call for service that you, specifically, handled?
247
248 SWALEH I don't have any recollection of that phone call or anything that we talked about.
249
250 LANDBERG Okay. So, do you remember if he asked you, "Hey, what do you guys have?"
251
252 SWALEH I don't remember, no.
253
254 LANDBERG Did he ask you, "Did you guys kind of investigate a few things?"
255
256 SWALEH I don't remember.
257
258 LANDBERG Did he ask you, "Hey, did you have any concerns whether it was a DV?"
259
260 SWALEH I don't remember.
261
262 LANDBERG Did he ask you, "Did you have any concerns for the kids?"

263
264 SWALEH I don't remember.
265
266 LANDBERG Did he ask you, "What was the general outcome?"
267
268 SWALEH I don't remember.
269
270 LANDBERG Did you tell Ofc. Costan that both parties were making assumptions?
271
272 SWALEH I don't remember.
273
274 LANDBERG Did you tell Ofc. Costan that both parties were talking shit about each other?
275
276 SWALEH I don't remember.
277
278 LANDBERG Did you tell Ofc. Costan that both parties weren't necessarily making allegations,
279 but both parties were uncooperative?
280
281 SWALEH I don't remember.
282
283 LANDBERG Did you tell Ofc. Costan you guys walked away and basically told them to be
284 adults?
285
286 SWALEH I don't remember.
287
288 LANDBERG Did you tell Ofc. Costan that both parties were acting childish?
289
290 SWALEH I don't remember.
291
292 LANDBERG So, we can agree that the call for service that Ofc. Costan and Ofc. Hollibaugh
293 responded to was on the 14th at 0012, so basically 12:12 in the morning?
294
295 SWALEH Yes.
296
297 LANDBERG And then, we also can agree, looking at Ofc. Costan's phone records, that you had
298 a one-minute conversation with him on that same date, but at 11:47 p.m.?
299
300 SWALEH Correct. That would have been our next shift. It was when -
301
302 BOYD Twenty-three hours later.
303
304 SWALEH Twenty-three hours later.
305

306 LANDBERG Yeah. Not only the next shift, but it would be roughly 23 hours later, after that
307 call for service?
308
309 SWALEH Correct.
310
311 LANDBERG So, you had a minute-long conversation, but at this point in time you can't recall
312 what you guys talked about?
313
314 SWALEH I do not recall.
315
316 LANDBERG Is it common for you to talk about previous calls for service on previous shifts?
317
318 SWALEH No, not over the phone for any reason, unless we're doing a debrief with roll call
319 with some sort of training value to it.
320
321 LANDBERG So, how long have you worked with Ofc. Costan?
322
323 SWALEH Just that last year, so eight months.
324
325 LANDBERG So, in eight months, do you roughly have a number of how many times you would
326 converse on the phone the next shift about a call for service you had the previous
327 shift?
328
329 SWALEH None.
330
331 LANDBERG None?
332
333 SWALEH Yeah.
334
335 LANDBERG Have you ever had a conversation with him on the phone regarding a call for
336 service that happened the night before?
337
338 SWALEH Not to my knowledge.
339
340 LANDBERG And do you remember if during that one-minute conversation you had 23 hours
341 after the call for service that he handled, did he talk to you at all about the call for
342 service that you handled, which is 20-242851?
343
344 SWALEH Not to my knowledge, no.
345
346 LANDBERG I just want to briefly go over this. So, based on the information that I gave you
347 tonight, will you agree that the call for service that he and Ofc. Hollibaugh
348 handled was dispatched at 0012 hours? And you can refer to the CAD call.
349

350 SWALEH This is for 242901, correct?
351
352 LANDBERG Yes. Can you just tell me when that call for service came in?
353
354 SWALEH It was reported at 00:12:53 hours.
355
356 LANDBERG And then, can you please refer back to the two messages I gave you? And can
357 you tell me when you had your first two messages with Ofc. Costan regarding
358 that call for service that he was handling, or had handled, which is 20-242901?
359
360 SWALEH That would've been at 01:30:20.
361
362 LANDBERG And for the record — and I know you already said this, but we'll do it one more
363 time for the record. Can you tell me the time you had that one-minute phone
364 conversation with him on the 14th?
365
366 SWALEH At 2347 hours.
367
368 LANDBERG And we both agreed that that's about 23 hours after he handled that call for
369 service?
370
371 SWALEH Correct.
372
373 LANDBERG Okay. [REDACTED] do you have anything?
374
375 [REDACTED] No.
376
377 LANDBERG Mick, do you have anything?
378
379 BOYD No.
380
381 LANDBERG Is there anything that we haven't covered that needs to be addressed regarding
382 this incident?
383
384 SWALEH No.
385
386 LANDBERG Okay.
387
388 [REDACTED] Okay. Is there anything else related to this matter which we have not covered
389 that needs to be added, clarified, or changed? If so, I'm ordering you to provide
390 that information now.
391
392 SWALEH I do not have any information.
393

394 [REDACTED] After you leave this interview, should you remember anything that is different
395 from or in addition to the information that you've given today, I'm ordering you
396 to contact Sgt. Landberg immediately. I am also ordering you to not discuss this
397 matter with any other department employees. Do you understand these orders?
398

399 SWALEH I do.

400
401 LANDBERG Actually, I apologize, I have a couple more real quick follow-up questions. As it
402 relates to phone calls, you showed me the phone number that you have. Do you
403 have any other phones that you use in patrol?
404

405 SWALEH I do not. No

406
407 LANDBERG To your knowledge, do you know if Ofc. Costan has any other phones?
408

409 SWALEH No, not to my knowledge. No

410
411 LANDBERG Okay. So, in the eight months that you worked with him and you had to have
412 contact with him, you telephoned him on the phone number?
413

414 SWALEH That's correct.

415
416 LANDBERG Okay. Do you remember having any contact with him prior to the call for service?
417 Like, did you 940?
418

419 SWALEH No. Not to my knowledge, no.

420
421 LANDBERG Okay. And after the call for service, did you 940 and talk before this phone
422 conversation 23 hours later?
423

424 SWALEH Not to my knowledge.

425
426 LANDBERG Okay. That's all I've got.

427
428 [REDACTED] Okay. That admonishment still stands. Anything else you want to add?
429

430 SWALEH No, sir.

431
432 [REDACTED] Okay. We are concluding the interview at 2130 hours.
433

434 **End of recording.**

435
436 **Transcribed by: DocuScript, LLC/mw**
437

438 This transcript has been reviewed in conjunction with the audio recording and is an accurate
439 transcription.

440

441 Signed _____

INTERVIEW WITH [REDACTED]

1
2
3
4
5 ALONSO The date is October 8, 2020. The time is 1016 hours. Present in the Internal
6 Affairs Office are [REDACTED]; Seth Nunley, who is an attorney with
7 Mastagni's office; Sgt. Gerald Landberg; and myself, Det. Lilia Alonso. The
8 purp-

9
10 [REDACTED] Do you—sorry, do you have my first name as [REDACTED] It's [REDACTED].

11
12 ALONSO [REDACTED] Okay.

13
14 [REDACTED]
15
16 ALONSO Thank you. The purpose of this meeting is to conduct an interview of [REDACTED]
17 [REDACTED] who is an employee with the Sacramento Police Department in the
18 capacity of police officer. This is an administrative investigation on the charges of
19 neglect of duty, conduct unbecoming, and dishonesty involving Sgt. [REDACTED] Officers
20 Costan, Hollibaugh and [REDACTED]. This is an administrative investigation only on
21 these charges. Do you understand that?

22
23 [REDACTED] I do.

24
25 ALONSO However, since the allegations indicated that a crime may have been committed, I
26 am advising you that you have the right to remain silent. Anything you say may
27 be used against you in court. You have the right to the presence of an attorney
28 before and during any questioning. If you cannot afford an attorney, one will be
29 appointed for you free of charge before any questioning if you want. Do you
30 understand each of these rights that I have explained to you?

31
32 [REDACTED] I do.

33
34 ALONSO Having these rights in mind, do you wish to talk to us now?

35
36 [REDACTED] No.

37
38 ALONSO Although you have the right to remain silent and not to incriminate yourself, your
39 silence can be deemed insubordination and result in administrative discipline. Do
40 you understand that based upon the authority vested in me by the chief of police, I
41 am ordering you to answer all of the questions?

42
43 [REDACTED] Yes.
44

45 ALONSO Statements made under compulsion of threat of discipline cannot be used against
46 you in a later criminal proceeding; however, if you do not answer our questions
47 truthfully and fully, a charge of insubordination may be imposed which could
48 result in discipline up to and including termination. Do you understand that this is
49 only an administrative investigation?
50
51 [REDACTED] I do.
52
53 ALONSO Do you understand the allegations?
54
55 [REDACTED] I do.
56
57 ALONSO Do you understand that I am ordering you to answer our questions and that if you
58 do not answer them truthfully and fully, it could result in disciplinary action up to
59 and including termination?
60
61 [REDACTED] I do.
62
63 LANDBERG Good morning.
64
65 [REDACTED] Good morning.
66
67 LANDBERG For the record, can you please state and spell your full name?
68
69 [REDACTED] [REDACTED] First name is [REDACTED] Middle name [REDACTED]
70 My last name is [REDACTED]
71
72 LANDBERG And how long have you been employed with the Sacramento Police Department?
73
74 [REDACTED] About four years.
75
76 LANDBERG When did you go to the academy?
77
78 [REDACTED] I started in July 2016.
79
80 LANDBERG And what's your academy class number?
81
82 [REDACTED] 16-BR2.
83
84 LANDBERG Do you have any other prior law enforcement experience?
85
86 [REDACTED] I do not.
87
88 LANDBERG Any prior military experience?

89 [REDACTED]
90 [REDACTED] No.
91 [REDACTED]
92 LANDBERG What is your current assignment?
93 [REDACTED]
94 [REDACTED] Police officer. Are you asking where I'm assigned?
95 [REDACTED]
96 LANDBERG Yeah.
97 [REDACTED]
98 [REDACTED] Six graves on the junior team. My days off are Sunday, Monday, Tuesday.
99 [REDACTED]
100 LANDBERG What is that team number?
101 [REDACTED]
102 [REDACTED] 37.
103 [REDACTED]
104 LANDBERG And who is your current supervisor?
105 [REDACTED]
106 [REDACTED] Sgt. [REDACTED]
107 [REDACTED]
108 LANDBERG Can you briefly just tell me your responsibilities and duties as a patrol officer?
109 [REDACTED]
110 [REDACTED] Responding to calls for service, investigating major and minor crimes, responding
111 [REDACTED] to critical incidents, and proactive policing.
112 [REDACTED]
113 LANDBERG As a police officer, what type of uniform do you typically wear?
114 [REDACTED]
115 [REDACTED] I wear the normal issued uniform. I have a load-bearing vest and an undershirt
116 [REDACTED] and pants with my boots and duty belt.
117 [REDACTED]
118 LANDBERG As a patrol officer what type of vehicle do you drive?
119 [REDACTED]
120 [REDACTED] Normally I drive an SUV, police SUV.
121 [REDACTED]
122 LANDBERG Like fully marked?
123 [REDACTED]
124 [REDACTED] Fully marked, yes.
125 [REDACTED]
126 LANDBERG Other than CPT, any type of training have you ever taken in your career? Any
127 [REDACTED] specific training?
128 [REDACTED]
129 [REDACTED] I've been to the IGT class for gang experience. I've been to the FEMA training in
130 [REDACTED] Alabama for riot and crowd control. I've done the BolaWrap training. I don't
131 [REDACTED] know if that's in there, but I think that's pretty much it.
132 [REDACTED]

133 LANDBERG What is IGT training?

134
135 [REDACTED] It's the Integrated Gang Training basically so that I can learn the comings and
136 goings of gangs in Sacramento and kind of teach myself and learn more about
137 what gangs are in Sacramento and how they....I'm sorry.

138
139 LANDBERG Take your time.

140
141 [REDACTED] How they work, just basically. So, it's something that I've always been interested
142 in and something that I focus on in patrol is a lot of gang enforcement.

143
144 LANDBERG So, they obviously talk about gangs, the toughest gangs in Sacramento, you know,
145 the rivalries, those types of things. Do you they go into anything else in that type
146 of class?

147
148 [REDACTED] They go into, like, unmarked following of people, like undercover stuff, and I
149 don't think—it's mostly just gang facts and things of that sort from what I can
150 remember. It was a couple of years ago.

151
152 LANDBERG Do they touch on, like, investigations?

153
154 [REDACTED] I can't remember, to be honest with you. I don't—I can't remember. I know that
155 we did do sort of an investigation, and we wrote a warrant based on our
156 observations of following somebody and their actions and that sort, but not so
157 much of asking questions and getting answers.

158
159 LANDBERG How long was that? How many hours?

160
161 [REDACTED] Forty hours.

162
163 LANDBERG Forty? Do you possess any specialized training such as academy instructor, field
164 training officer, rangemaster, anything like that?

165
166 [REDACTED] No.

167
168 LANDBERG So, we're going to specifically talk about August 13, 2020. Can you recall—I
169 know that was a while ago, can you recall that night?

170
171 [REDACTED] Somewhat, yes.

172
173 LANDBERG Was it a busy night? Was there anything unusual going on?

174
175 [REDACTED] Not that I can remember, no.

176

177 LANDBERG A homicide, Code 1 status, anything like that?
178
179 [REDACTED] I remember being stuck on a call for a couple of hours, but I don't remember the
180 text of the call or what it was involving.
181
182 LANDBERG Nothing big enough that you would to this day be like, "Oh, yes it was—we were
183 doing this" or "that night we had this going on." Anything like that?
184
185 [REDACTED] Not that I can remember.
186
187 LANDBERG So, can you remember if it was a busy shift?
188
189 [REDACTED] I can't.
190
191 LANDBERG Anything unusual about your personal life on that day? You know, I don't know
192 if you're married or children or-
193
194 [REDACTED] I'm married. I have a baby.
195
196 LANDBERG So sick child, were you tired? Anything like that?
197
198 [REDACTED] Not that I can recall.
199
200 LANDBERG Nothing that's so memorable that it sticks out to you?
201
202 [REDACTED] No.
203
204 LANDBERG How long have you known Officer Spring?
205
206 [REDACTED] About four years, since the academy. We went to the same academy.
207
208 LANDBERG So, same academy class?
209
210 [REDACTED] Mm-hmm.
211
212 LANDBERG You guys friends outside of work?
213
214 [REDACTED] We are.
215
216 LANDBERG What do you guys do outside of work together?
217
218 [REDACTED] Drinking, we've gone—I mean, just out to social drinking, out to bars. We've
219 gone on a couple vacations. We've been hunting together. Just blowing off steam
220 type of stuff.

221
222 LANDBERG So you guys are pretty close then?
223
224 [REDACTED] Yeah. I'd consider him kind of family.
225
226 LANDBERG Oh, wow. Okay. Great.
227
228 [REDACTED] He was there when my kid was born. He was my best man at my wedding.
229
230 LANDBERG Okay. So, yeah, you're pretty close.
231
232 [REDACTED] Yeah. I'd like to think so. *[laughs]* I hope so.
233
234 LANDBERG Pretty close. Do you guys partner up often?
235
236 [REDACTED] Pretty much every night. There's only been a handful of times that we've been
237 separate.
238
239 LANDBERG So when you guys partner up, who assumes the primary role?
240
241 [REDACTED] Generally since the beginning of this year, I've ridden as a passenger probably
242 95% of the time. I think there's maybe been 10 shifts that I've been the driver.
243
244 LANDBERG So, he drives, you're the passenger. Who—is there one individual that kind of
245 steers the boat? Is there one individual that's kind of the alpha who kind of "This
246 is what we're going to do tonight"?
247
248 [REDACTED] Not really. I mean, just to be honest with you. We like to share our workload, so I
249 know generally the passenger is known to take reports. We kind of share it
250 because I do ride passenger a lot, and it's just something that we've kind of
251 agreed on. He's good at driving, better than me. I'm not a bad driver, but he is a
252 better driver than I am, I can admit that, and that's just pretty much it. We both
253 like, like I said, doing the gang enforcement, so he's better at following people in
254 pursuits and that sort of thing.
255
256 LANDBERG Okay. So, when you guys are partnered up and you're in a car, you said most of
257 the time he drives, most of the time you are passenger, like, what are the
258 responsibilities of the driver?
259
260 [REDACTED] Driving us to calls for service, initiating traffic stops, that sort of thing. I kind of
261 handle the radio and the computer.
262
263 LANDBERG So as a passenger, you handle the radio and you handle the computer.
264

265 [REDACTED] Most of the time, yes.

266
267 LANDBERG Anything else?

268 [REDACTED]
269 In terms of the car, not that I can think of. In terms of reports, like I said, we kind
270 of share the workload, so it's, "This one's mine. Next one is yours," type of thing.
271 At least, we try to.

272
273 LANDBERG Now in terms of radio—excuse me, not radio. In terms of the MDT, what do you
274 do on that?

275 [REDACTED]
276 I'm normally in control of the MDT most of the time. He'll swing the computer
277 over and send a message or, you know, look at a call before we show up to a call,
278 but normally I will handle it and out read off calls and that sort of thing, running
279 people up.

280
281 LANDBERG Anything else?

282 [REDACTED]
283 Not that I can think of, no.

284
285 LANDBERG So as the person in charge of the MDT, and, you know, you obviously read calls,
286 you said you send messages, do you clear the calls?

287 [REDACTED]
288 Yes.

289
290 LANDBERG And you dispo calls?

291 [REDACTED]
292 Yes.

293
294 LANDBERG And add remarks to calls?

295 [REDACTED]
296 Yes.

297
298 LANDBERG Is that something that—a two-man unit, is that something that the passenger
299 typically always does?

300 [REDACTED]
301 Generally. I mean, there are maybe one or two times a day he'll grab the
302 computer and clear a call out, but it's not always me, but there are times when he
303 does grab the computer and clear calls out. I can't—I mean, it's rare, but normally
304 I'm the one to clear them out because he's driving, we're en route somewhere
305 else. We work 6A so...and Sector 6, so normally we're clearing calls, jumping on
306 other calls.

307

308 LANDBERG So, generally speaking though, it's the passenger's responsibility to add remarks,
309 clear calls, talk on the radio-
310
311 [REDACTED] Yes.
312
313 LANDBERG Do everything other than drive the police vehicle.
314
315 [REDACTED] Generally, yes.
316
317 LANDBERG When you have multiple officers on a scene, how do you guys—with your team,
318 what is it, Team 37?
319
320 [REDACTED] Yes.
321
322 LANDBERG How do you guys determine who is, like, the prime? Who takes control of that
323 scene?
324
325 [REDACTED] Generally, it's the beat unit if the beat unit is there. We've come to an agreement
326 that we know that we are obviously going to get put in other people's beats to take
327 paper because that's how dispatch runs things now, it's not, sort of, a beat
328 integrity anymore, but we try to, as much as we can, have beat integrity. So, it's a
329 team understanding if you're the beat unit on a call and there's paper, you're
330 taking the paper.
331
332 LANDBERG Does seniority play a role at all?
333
334 [REDACTED] No.
335
336 LANDBERG How would you describe yours and Spring's professional relationship? Like, how
337 do you guys work together?
338
339 [REDACTED] I think we work great, honestly. We communicate well. I trust him with my life
340 every night, so... We've had our problems because it's like having a relationship
341 with someone. I mean, I spend more time with him than I do with my wife and
342 my kid most of the time, so we have our tiffs, but I think our relationship is pretty
343 good. We're understanding of what our strengths and weaknesses are, so...
344
345 LANDBERG Okay. Like, what are some of these tiffs you guys have had together?
346
347 [REDACTED] Just disagreements of either how calls have been handled or external from out of
348 work problems that have come to work.
349
350 LANDBERG Can you, kind of, go into more detail on that?
351

352 NUNLEY I'm going to object as this exceeds the scope of this investigation, sergeant.

353
354 LANDBERG Okay. I understand.

355
356 NUNLEY I mean, I get it in terms of foundational, but I mean, in terms of the rabbit hole
357 into the details I think are irrelevant.

358
359 LANDBERG Noted. You can go ahead and answer it.

360
361 [REDACTED] There's been some problems recently since my kid has been born where he's got
362 basically no responsibilities outside of work. He's got no kid, he's got no wife, so
363 he doesn't want to come hang out with a guy who has a kid and wife and hang out
364 at his house type of thing. He wants to go out and have beers, and I can't do that
365 most of the time, but that was the most recent one, and I think that's pretty much
366 been it. It's kind of, like I said, it's almost like having another wife.

367
368 LANDBERG Specifically you said that you've had beefs about, like, how calls are handled. Can
369 you go into detail about that?

370
371 [REDACTED] Yeah. I mean, just in general we're normally pretty good. There's probably been
372 maybe four or five times where it's like, you know, "You really blew that one out
373 of proportion." We had one where he kind of made fun of me for this lady that
374 was calling in on her neighbor that was supposed to be her caregiver, and we kind
375 of sat on the couch for, like, an hour and talked about her resources because she
376 was not English—very good English speaking, and he was like, "That was kind of
377 a waste of time," type of thing, and I was like, "Well, I'm trying to do the best I
378 can at least to help her out." That's the one that comes to mind just off the bat.
379 Normally I can get the hints of when he wants to do more or when I want to do
380 more. There's been times when I'm like, "All right, we're done," and he's like,
381 "Okay. Well, how about this, how about this, how about this," and in my mind
382 I'm thinking, *This is dumb. We should just get out of here and move on*, but I just
383 kind of stick around and see where he wants to go with it.

384
385 LANDBERG So you stated you guys are very, very close. You work great together. So, is your
386 communication between each other—do you guys communicate well?

387
388 [REDACTED] Yeah.

389
390 LANDBERG On calls for service, you're very good at exchanging information, exchanging
391 ideas?

392
393 [REDACTED] Generally, yes.

394

395 LANDBERG Updating each other on the...what's the word I'm looking for...how the call is
396 progressing?
397

398 [REDACTED] Mm-hmm. In general, yes. We normally stay pretty close to each other, just
399 officer safety stuff, so we generally have an idea what's going on with the other
400 person, but there are times where we'll reconvene if we both think it's necessary.
401 There's times when we get our details, and, you know, it's like, "Hey, do you
402 have anything?" "No, I don't have anything either," and then we leave. So, I don't
403 know if that's what you're trying-
404

405 LANDBERG Absolutely. Is it common practice to reconvene and, "Hey, I have this, you have
406 that."
407

408 [REDACTED] I mean, depending on the call, yeah. I mean, critical incidents like shootings and
409 things of that sort, anything where details may lead to an arrest, we normally
410 reconvene and "Hey, she's saying this, he's saying this. What do you think?" or
411 we'll call up a buddy or call up our sergeant, so...
412

413 LANDBERG You mentioned that you guys both know each other's strengths and weaknesses
414 really well. What are your strengths?
415

416 [REDACTED] I think I'm good at talking with people normally. I'm pretty good at feeling
417 people out for when they're lying. I don't know. It's hard to say. I think I write
418 good reports.
419

420 LANDBERG So you're detail oriented?
421

422 [REDACTED] I try to be, yeah.
423

424 LANDBERG What are some of your weaknesses?
425

426 NUNLEY I'm going to object. This exceeds the scope of this investigation, Sergeant.
427

428 LANDBERG Okay.
429

430 NUNLEY Are we talking about August 13, 2020?
431

432 LANDBERG I'm setting a foundation.
433

434 NUNLEY Okay.
435

436 LANDBERG Yeah. So, noted. Go ahead and answer.
437

438 NUNLEY I would just ask that you stay on a relevant track. Thank you.

439
440 [REDACTED] I can be forgetful. I know that's one of my problems. I don't know if it's relevant
441 or not, [REDACTED]
442 [REDACTED]. I really worked on that throughout the years, and I knew
443 coming into this job you had to be super detail-oriented, so it's something that I
444 know I've definitely gotten a lot better at, but I do forget things. I can't really
445 think of anything crazy.
446
447 LANDBERG Prior to speaking today, I gave you a copy of CAD call, specifically 20-242851. I
448 gave you a copy of your body-worn camera related to CAD call 20-242851. I
449 gave you a very small portion of Officer's Spring's body-worn camera. It was
450 provided. I believe it was on a...
451
452 ALONSO Powerpoint.
453
454 LANDBERG Powerpoint. Thank you. And then I also gave you Penal Code section 243(e)(1),
455 273.5, and 273a, and also General Orders 210.04, 527.05, 533.04 and 540.02.
456 Have you had enough time to review all of the material?
457
458 [REDACTED] I have.
459
460 LANDBERG Do you have any questions at all before we begin?
461
462 [REDACTED] In regards to what?
463
464 LANDBERG Just the material I've given you or...
465
466 [REDACTED] No, I'm good.
467
468 LANDBERG Have you specifically received training on how to conduct investigations?
469
470 [REDACTED] I have.
471
472 LANDBERG Where have you reviewed that training?
473
474 [REDACTED] In the academy through preliminary investigations, I don't remember what LD it
475 was, through field training and working with field training officers, and just
476 through my experience I would say, responding to calls that require investigation.
477
478 LANDBERG Specifically let's talk about the academy for a moment. What types of crimes did
479 you learn to investigate in the academy?
480
481 [REDACTED] All types, domestic violence, drugs, alcohol-related, critical incidents like
482 shootings, felony assaults, misdemeanor crimes.

483
484 LANDBERG So, while in the academy you were taught learning domain number one, which is
485 ethics.
486
487 [REDACTED] Yes.
488
489 LANDBERG And for the record, you were given 13 hours of instruction on ethics.
490
491 [REDACTED] I don't remember exactly, but...
492
493 LANDBERG I'm saying for the record, you were given 13 hours of instruction on ethics.
494
495 [REDACTED] Yes.
496
497 LANDBERG Can you kind of tell me briefly what you learned in that LD?
498
499 [REDACTED] No lying, don't cheat, don't do anything to basically better—like, you know, take
500 something to better myself or, you know, there's no favors for people and that sort
501 of thing.
502
503 LANDBERG Did they talk about victims in that LD?
504
505 [REDACTED] Not that I remember.
506
507 LANDBERG Did they talk about suspects?
508
509 [REDACTED] I can't remember.
510
511 LANDBERG Witnesses?
512
513 [REDACTED] I can't remember.
514
515 LANDBERG Did they talk about documentation?
516
517 [REDACTED] I don't recall.
518
519 LANDBERG Did they talk about interviewing?
520
521 [REDACTED] [In ethics? (*overlapping*)
522
523 LANDBERG In ethics.]
524
525 [REDACTED] Not that I recall.
526

527 LANDBERG Do you recall if they talked about things to ask during interviews?
528
529 [REDACTED] During the ethics portion?
530
531 LANDBERG Mm-hmm.
532
533 [REDACTED] Not that I can remember, no.
534
535 LANDBERG Did they go over anything that could get you in trouble while you're a police
536 officer?
537
538 [REDACTED] Yes.
539
540 LANDBERG What did they talk about?
541
542 [REDACTED] Dishonesty, conduct unbecoming things, stealing, drug use, alcohol use, doing
543 favors for people, like, not making arrests because people are cops and that sort of
544 thing.
545
546 LANDBERG Anything else you can think of?
547
548 [REDACTED] Not that I can remember.
549
550 LANDBERG Were you tested on that LD?
551
552 [REDACTED] I believe so, yes.
553
554 LANDBERG Did you get a passing score?
555
556 [REDACTED] Yes.
557
558 LANDBERG And then also in the academy you were taught LD number four—or learning
559 domain number four, excuse me, victimology. And for the record, you were given
560 eight hours of instruction. Do you remember anything about victimology?
561
562 [REDACTED] Not off the top of my head. I...
563
564 LANDBERG You don't remember anything about, like, the study of victims and how crimes
565 affect them?
566
567 [REDACTED] Not specifically, no. For...I remember speaking of, like, prostitution and victims
568 of violent crimes and that sort of thing, but not specifically about how crimes
569 affect people.
570

571 LANDBERG Maybe, like, the psychology of being the victim of a crime, how that can
572 psychologically affect an individual. Do you remember anything like that?
573
574 [REDACTED] Not from that specific LD. We've had people come in and talk about that sort of
575 thing, so I don't want to blend those two things.
576
577 LANDBERG We can talk about that as well. So, for my first question about the learning
578 domain, you don't recall—and that's fine, it's been a long time ago. I understand.
579 But you have had some type of instruction on victimology elsewhere?
580
581 [REDACTED] There's been, I think maybe, two times people have come in. I don't know where
582 they're—I can't remember where they are from, but it's, like, victims' rights
583 advocates who have said that, like, certain—and I tell people too, like, domestic
584 violence is like—it starts kind of small and then gets worse and worse and worse,
585 and there are studies of people getting killed at the end of them, and then, like, sex
586 crimes. That's something that affects people over their whole life, but that's all I
587 can really remember from them, and they basically just give us victims' rights
588 cards to give to victims to call them.
589
590 LANDBERG Okay. Fair enough. Also in the academy, you were taught learning domain
591 number nine, which is crimes against children, and for the record, you were given
592 five hours of instruction on that learning domain. Do you remember anything
593 about that LD?
594
595 [REDACTED] Just anything in general?
596
597 LANDBERG Yeah, just generally speaking. Again, I know it was a long time ago.
598
599 [REDACTED] Well, I mean, there's misdemeanor and felony sections of child abuse and neglect
600 and sexual abuse and that sort of thing. I don't know, I mean, specifically what
601 you're looking for.
602
603 LANDBERG Were you taught how to investigate crimes against children?
604
605 [REDACTED] Yes.
606
607 LANDBERG Obviously they teach you that in the academy.
608
609 [REDACTED] Yes.
610
611 LANDBERG You're taught how to speak to children.
612
613 [REDACTED] Yes.
614

615 LANDBERG You were taught, I'm assuming, I mean, it's been a long time since I've been in
616 the academy, but I'm assuming it's the same, you were taught the different types
617 of crimes that are classified against children and how to investigate those crimes.
618
619 [REDACTED] Yes.
620
621 LANDBERG How to speak to children, how children may not be forthcoming, how they may
622 be intimidated by police officer, that type of thing.
623
624 [REDACTED] Yes.
625
626 LANDBERG Were you taught all of those things?
627
628 [REDACTED] Yes.
629
630 LANDBERG Were you tested on that learning domain?
631
632 [REDACTED] I was.
633
634 LANDBERG And did you get—did you pass?
635
636 [REDACTED] Yes.
637
638 LANDBERG And then I didn't ask the previous thing, were you tested on a learning domain for
639 victimology?
640
641 [REDACTED] Yes.
642
643 LANDBERG And did you get a passing score?
644
645 [REDACTED] Yes.
646
647 LANDBERG Okay. And then also in the academy you had learning domain number 25, which
648 is domestic violence, and for the record, you were given 11 hours of instruction
649 on that learning domain. Do you remember anything about your time in the
650 academy with domestic violence?
651
652 [REDACTED] I mean, just framing it how you said before. I mean, the crime codes and how to,
653 you know, observe whether or not it's a felony or a misdemeanor. It's not always
654 just observations but investigating towards what those mean and how serious
655 domestic violence is in California, and...yeah.
656
657 LANDBERG Let's touch on that a little bit. So, how serious is domestic violence in California?
658

659 [REDACTED] Well, it's a shall arrest, whether it's a felony or misdemeanor. It's taken seriously,
660 and I have my own opinions of how the system actually works, but it's a
661 mandatory, like, cool off time basically is what my understanding is. No matter
662 how minor it is, there should be a cool off period of somebody being taken to jail.
663

664 LANDBERG So, do you recall—like you said, it's a shall arrest. You can't walk away from a
665 DV. You have to write police reports documenting your arrest, do thorough
666 investigations. That was all covered?

667 [REDACTED] Yes.

668 [REDACTED]
669
670 LANDBERG I'm assuming in the LD?

671 [REDACTED] Yes.

672 [REDACTED]
673
674 LANDBERG And you just briefly touched on it, I'm curious, like, what are your opinions on—
675 when you say that, what do you mean? Your opinions on domestic violence?

676 [REDACTED] Just-

677 [REDACTED]
678
679 NUNLEY I'm going to object. This calls for speculation, sergeant.

680 [REDACTED]
681 LANDBERG Noted. Go ahead and answer.

682 [REDACTED]
683 Just from my experience, and I have very little because I've only been on for four
684 years, but a lot of people call because they're mad at their spouse, maybe
685 something did happen, maybe something didn't happen, and a lot of these crimes
686 go nowhere, and our system is kind of broken where these people are mad at the
687 time and then they get a call from our detectives or they get a call from our DA,
688 and they're like, "Oh, no, I don't want anything," and it just gets thrown in the
689 trash. So, I mean, in my opinion, it's necessary work, but it's wasteful. We put a
690 lot of work into a lot of the things, and it sucks for me as a police officer to put a
691 lot of work into something and then it just gets kind of thrown on the wayside.

692 [REDACTED]
693 LANDBERG So when it comes to domestic violence, going off what your opinion is, when you
694 go into these types of calls, do you give 100% effort?

695 [REDACTED] Yes.

696 [REDACTED]
697
698 LANDBERG Even when it's wasteful?

699 [REDACTED] Yes.

700 [REDACTED]
701
702 LANDBERG And when you say wasteful, are you saying it's a waste of time?

703 [REDACTED]
704 [REDACTED] No. I'm saying it's wasteful that there's probably a crime that has occurred, and
705 [REDACTED] nothing gets done about it.
706 [REDACTED]
707 LANDBERG So, every domestic violence call you've gone to as a trainee on FTO up until
708 [REDACTED] yesterday maybe if you worked or not, every one you go to you give 100% effort?
709 [REDACTED]
710 [REDACTED] I try to, yes.
711 [REDACTED]
712 LANDBERG Anything on that?
713 [REDACTED]
714 ALONSO Yeah, let's—just clarifying some stuff. You just gave your opinion, right, on
715 [REDACTED] what's broken in the system. Is that—what do you base your opinion on? Do you
716 [REDACTED] have-
717 [REDACTED]
718 [REDACTED] Just—I mean, there's people that we deal with on a constant basis to constantly
719 [REDACTED] call in domestic violence on their partner, and it seems like—I do see that process
720 [REDACTED] of, *hey, it's getting worse, hey, I'm getting hurt more this time*, and it's like we're
721 [REDACTED] trying to give you these resources of get a restraining order, file charges on them,
722 [REDACTED] do all of these things, and nothing ever gets done, and it sucks, and it's kind of
723 [REDACTED] draining I would say because I did get in this job to put bad people away. I didn't
724 [REDACTED] get in this job to let people go because, you know, you had a change of feelings,
725 [REDACTED] and that's humans, that's happens, but I don't know. That's just my opinion, and
726 [REDACTED] it's not that it affects my work, and I try very hard to not let it affect my work, but
727 [REDACTED] it's just how I feel.
728 [REDACTED]
729 ALONSO When you respond to domestic violence calls, what is your role in...what is your
730 [REDACTED] role?
731 [REDACTED]
732 NUNLEY Objection. Vague as to what role he is on a specific instance.
733 [REDACTED]
734 ALONSO Got it. So, let me reword that. In general, when you respond to domestic violence-
735 [REDACTED] type calls, what do you feel your role is to—you mentioned that nothing gets
736 [REDACTED] done. What is your role?
737 [REDACTED]
738 [REDACTED] To investigate if a crime has occurred.
739 [REDACTED]
740 ALONSO Okay. And if a crime did occur?
741 [REDACTED]
742 [REDACTED] Take necessary steps within general orders and within the law.
743 [REDACTED]
744 ALONSO And if a crime did not occur, what is your role?
745 [REDACTED]
746 [REDACTED] Clear the call, document what I have, and on to the next one.

747
748 ALONSO Is it to provide resources?
749
750 [REDACTED] Generally—I mean, we try to provide resources. People aren't always susceptible
751 to them, but if no crime has occurred, I don't really know what recourses to
752 provide unless it's asked for.
753
754 ALONSO Could you provide resources about restraining orders?
755
756 [REDACTED] Yeah.
757
758 ALONSO About Weave?
759
760 [REDACTED] Yeah.
761
762 ALONSO And you'd provide that regardless of whether the person you're dealing with, the
763 citizens you're dealing with, ask for it?
764
765 [REDACTED] I can't say that I have on every single one. There have been ones where we have
766 provided it when there's no crime, and there have been, like I said, some that—or
767 many that I haven't provided those things.
768
769 LANDBERG So, we just touched on the academy, let's talk about field training. So, following
770 the academy, you went to field training, correct?
771
772 [REDACTED] Yes.
773
774 LANDBERG How many FTOs did you have, or field training officers?
775
776 [REDACTED] Can I count them real quick?
777
778 LANDBERG Absolutely.
779
780 [REDACTED] Sorry.
781
782 LANDBERG No, no. Take your time.
783
784 [REDACTED] I don't know off the top of my head.
785
786 LANDBERG Take your time.
787
788 [REDACTED] Six, from what I can remember. It was day shift in six, graves in six...oh, no, it
789 was more. Swings in four, day shift in four, swings in five, day shift in two, and
790 day shift in six. So, seven.

791
792 LANDBERG Seven?
793
794 [REDACTED] Yeah.
795
796 LANDBERG Do you remember roughly how long you were in training?
797
798 [REDACTED] Approximately eight months.
799
800 LANDBERG Eight months.
801
802 NUNLEY Sergeant, may we go off the record?
803
804 LANDBERG Do we need to pause?
805
806 NUNLEY Yes, please.
807
808 ALONSO We are pausing for a break at 1049 hours.
809
810 ALONSO We are back on the record at 1101 hours.
811
812 LANDBERG So, I want to circle back on something you said a little while ago, your strengths.
813 So, one of your strengths is communication?
814
815 [REDACTED] Yes.
816
817 LANDBERG Can you touch on that a little bit?
818
819 [REDACTED] I'm normally pretty good at talking to people, just conversing, having a normal
820 conversation with people and not making them feel like they're being
821 interrogated.
822
823 LANDBERG Are there different types of communication techniques?
824
825 [REDACTED] Yes.
826
827 LANDBERG And what are those?
828
829 [REDACTED] There's casual conversation. You can be, I don't know, more straight to the point.
830 There's...I don't know exactly, like, terms or anything. I don't know.
831
832 LANDBERG Would you agree there's verbal communication?
833
834 [REDACTED] Yes.

835
836 LANDBERG And then is there nonverbal communication?
837
838 [REDACTED] Yes.
839
840 LANDBERG Now can you give examples of some nonverbal communication?
841
842 [REDACTED] Pointing or showing or nervousness, sweating, heartbeat, that kind of thing.
843
844 LANDBERG You've been a police officer for four years you said?
845
846 [REDACTED] Yes.
847
848 LANDBERG In your four years, have you ever communicated nonverbally with an individual?
849
850 [REDACTED] Anybody?
851
852 LANDBERG Just a random call for service, in your numerous contacts you've had, have you
853 ever had nonverbal communication with somebody?
854
855 [REDACTED] Yes.
856
857 LANDBERG And can you give an example of that?
858
859 [REDACTED] I didn't speak about it, but sign language is one, showing people—or people
860 showing stuff, nervousness I've seen. I mean, that's a nonverbal communication,
861 whether it's known or not, hand gestures.
862
863 LANDBERG Do you have enough experience with nonverbal communication that you can
864 identify it when you see it?
865
866 [REDACTED] I believe so.
867
868 LANDBERG You said another one of your strengths was knowing when someone is lying.
869
870 [REDACTED] Mm-hmm.
871
872 LANDBERG Can you kind of go into that in a little more detail?
873
874 [REDACTED] Generally people will make excuses or talk lower than normal or won't make eye
875 contact when they're not being truthful or their facts just won't line up with what
876 I know or what I've experienced from the call that we're on.
877

878 LANDBERG What type of calls for service or contacts have you had in the past where someone
879 will typically lie to you?
880
881 [REDACTED] Proactive calls like finding guns in cars. People lie about their names. People lie
882 about facts on investigative calls like domestic violence calls, even shootings and
883 stabbings and 5150 calls where people will lie about things so that they don't get
884 in trouble.
885
886 LANDBERG But you are pretty good at just talking to somebody and kind of you get that
887 Spidey sense that someone is not being honest with you?
888
889 [REDACTED] Generally.
890
891 LANDBERG And this is based on your experience?
892
893 [REDACTED] Yeah. I mean, not every time. I'm not perfect obviously.
894
895 LANDBERG Sure, absolutely.
896
897 [REDACTED] But in general.
898
899 LANDBERG Oh, absolutely. Generally speaking.
900
901 [REDACTED] Yeah.
902
903 LANDBERG Okay. So, let's go back to the foundation and talk about your training. You've had
904 seven FTOs. You spent roughly eight months in training.
905
906 [REDACTED] Yes.
907
908 LANDBERG While you were in field training, what types of crimes were you taught to
909 investigate?
910
911 [REDACTED] DUI calls, possession drug calls, possession of firearms calls and proactivity,
912 domestic violence calls, misdemeanor crimes, felony crimes. Do you want
913 specific crime codes or...?
914
915 LANDBERG No. That's fine. Would you agree that Sacramento is very busy?
916
917 [REDACTED] Yes.
918
919 LANDBERG And did you train on all three shifts? So, day shift, [swings, graves. (*overlapping*)
920
921 [REDACTED] Swing shift and graves.]

922
923 LANDBERG Would you agree that every shift kind of has its own tone and maybe the calls for
924 service are more specific to each shift?
925
926 [REDACTED] Yes.
927
928 LANDBERG So, would you agree you got a good—you were—you experienced a lot of calls
929 for service, a lot of different types of calls for service?
930
931 [REDACTED] You're talking about in training?
932
933 LANDBERG In training.
934
935 [REDACTED] Yes.
936
937 LANDBERG Exposed is what I'm trying to say. Have you got exposure to numerous different
938 types of calls for service?
939
940 [REDACTED] Yes.
941
942 LANDBERG To the point where you got comfortable with investigating crimes?
943
944 [REDACTED] Yes.
945
946 LANDBERG So, with all of that experience you have, what were some of the things your FTOs
947 taught you regarding conducting investigations?
948
949 [REDACTED] Try to ask the right question, don't sound condescending, you know, try to see if
950 there was a—establish probable cause for a crime if there was one, and just, I
951 mean, do a full investigation.
952
953 LANDBERG Now at this point I'm not asking you specifically about a specific crime, but just
954 generally speaking or generally speaking about field training and learning how to
955 investigate crimes. I know you're a new officer at this point that we're talking
956 about in the investigation, but so, generally speaking when you investigate a
957 crime, what are some questions you ask?
958
959 [REDACTED] What happened, where it happened, when it happened, who is involved.
960
961 LANDBERG So, is it safe to say that regardless of the crime you're investigating from a
962 robbery to a petty theft to a domestic violence, the who, what, where, when, and
963 why is generally always kind of the foundation-
964
965 [REDACTED] In general, yeah.

966
967 LANDBERG -in asking investigative questions?
968
969 [REDACTED] In general, yes.
970
971 LANDBERG Now that's just generally speaking. And then from there you get very specific
972 depending on the circumstances.
973
974 [REDACTED] What you're dealing with, yes.
975
976 LANDBERG And you learned that in field training?
977
978 [REDACTED] Yes.
979
980 LANDBERG And I know this might be tough so if you can just give me a guesstimation, but
981 while you were in field training, how many investigations do you believe you
982 conducted?
983
984 [REDACTED] Not specifically to any crime, just in general?
985
986 LANDBERG Total all together.
987
988 [REDACTED] I don't know. No less than 100.
989
990 LANDBERG And I realize that's tough, so...
991
992 NUNLEY Let me ask you this, Officer [REDACTED], do you conduct an investigation each and
993 every time you make contact with an individual out in the field?
994
995 [REDACTED] Yes.
996
997 NUNLEY So, based on, sort of, that metric throughout the course of your field training
998 officer program, how many investigations in your best estimate do you think you
999 conducted?
1000
1001 [REDACTED] In training would be hundreds. Every time I contact somebody, I am investigating
1002 them for some reason, whether or not they're intoxicated or, you know, to that
1003 extent. Every time I talk to somebody.
1004
1005 LANDBERG And again, your best estimate, I know this might be tough, but throughout field
1006 training how many hours do you think you spent investigating crimes?
1007
1008 [REDACTED] I don't know. It would also be hundreds of hours, I mean, investigating between
1009 talking to people and followup.

1010
1011 LANDBERG And was it seven or eight months that you were training?
1012
1013 [REDACTED] Approximately eight months. I think I got out in the beginning of August or
1014 middle of August.
1015
1016 LANDBERG So, eight months, four days a week, 10 hours a day, so hundreds of hours of
1017 investigating all sorts of things.
1018
1019 [REDACTED] I would say so.
1020
1021 LANDBERG And we're specifically still talking about field training, so while in field training,
1022 were you taught how to conduct domestic violence investigations?
1023
1024 [REDACTED] I was.
1025
1026 LANDBERG Can you briefly tell me what you were specifically taught about domestic violence
1027 investigations?
1028
1029 [REDACTED] Obtaining information to decide who is the dominant aggressor, if there is any
1030 injuries, and if there is probable cause for an arrest.
1031
1032 LANDBERG Were you taught how to talk to people? More specific to—were you taught how
1033 to interview individuals involved in domestic violence?
1034
1035 [REDACTED] Through experience, yes.
1036
1037 LANDBERG You weren't taught that in field training?
1038
1039 [REDACTED] I don't think any of my field training officers ever told me, "Hey, ask this specific
1040 question." Not that I can recall.
1041
1042 LANDBERG So, an FTO and you had seven field training officers. You believe seven?
1043
1044 [REDACTED] Yes.
1045
1046 LANDBERG Of your seven field training officers, not one pulled you aside or taught you how
1047 to conduct a domestic violence investigation? Meaning, they didn't teach you,
1048 "Hey, ask these questions. Look for these signs. Separate the parties," you know,
1049 just the general stuff that you learned in the academy. Your FTO didn't reinforce
1050 that in field training?
1051
1052 [REDACTED] I'm sure they did. I just can't recall specific instances.
1053

1054 LANDBERG I'm not asking for specific incidences. I'm just asking generally speaking on your
1055 training, you can't recall if you were taught those?
1056

1057 NUNLEY He answered the question, sergeant. He said he couldn't recall.
1058

1059 [REDACTED] I don't recall what...I don't recall other than—I mean, you're asking specifically.
1060

1061 LANDBERG Okay. That's fine.
1062

1063 NUNLEY And just to flesh that out, it could have happened. You don't remember that.
1064

1065 [REDACTED] Yeah.
1066

1067 NUNLEY You made observations of your training officers during your FTO experience
1068 while they conducted domestic violence investigations. Is that fair?
1069

1070 [REDACTED] That's fair or-
1071

1072 NUNLEY You saw they handled it. Do you recall watching how they handled it?
1073

1074 [REDACTED] I do.
1075

1076 NUNLEY Okay.
1077

1078 LANDBERG How many hours would you estimate you spent learning how to conduct domestic
1079 violence investigations during field training?
1080

1081 [REDACTED] An approximate?
1082

1083 LANDBERG Yeah, absolutely.
1084

1085 [REDACTED] Maybe 75 hours.
1086

1087 LANDBERG And that's 75 hours of not only doing but also observing others investigate these
1088 as well?
1089

1090 [REDACTED] Yes.
1091

1092 LANDBERG Let's talk a little bit about child abuse and child neglect. Were you taught how to
1093 investigate child abuse and child neglect in field training?
1094

1095 [REDACTED] Yes.
1096

1097 LANDBERG Do you remember specifically what you were taught regarding how to investigate
1098 these types of crimes?
1099
1100 [REDACTED] Just interviewing the children, interviewing the parents and witnesses and
1101 determining whether or not a crime occurred.
1102
1103 LANDBERG Were you taught how to interact with children?
1104
1105 [REDACTED] There was recommendations.
1106
1107 LANDBERG Recommendations.
1108
1109 [REDACTED] Yeah.
1110
1111 LANDBERG What recommendations—I mean, who gave you those recommendations?
1112
1113 [REDACTED] Other officers, my training officer, just—I mean, you gotta to be a little more
1114 calm and collected and just, kind of, speak to their level.
1115
1116 LANDBERG Do you know how many you handled—those types of calls you handled while
1117 you were in training?
1118
1119 [REDACTED] I mean, approximately maybe 15 or 20.
1120
1121 LANDBERG And of those 15 or 20, how much time spent investigating those types of—those
1122 specific types of crimes?
1123
1124 [REDACTED] Maybe 15 or 20 hours maybe. Approximately.
1125
1126 LANDBERG And to be very specific, that was 15 to 20 hours of not only doing yourself but
1127 also observing your FTOs or maybe other officers investigating them as well?
1128
1129 [REDACTED] Yes.
1130
1131 LANDBERG So, when you were in training, did you learn how to add remarks to calls for
1132 service?
1133
1134 [REDACTED] I did.
1135
1136 LANDBERG Can you just explain to the layman person maybe who isn't a police officer what
1137 that means to add a remark to a call for service?
1138
1139 [REDACTED] Can I ask a question to specify it?
1140

1141 LANDBERG Absolutely, yeah.
1142
1143 [REDACTED] Are you talking about clearing the call or you just talking about adding remarks in
1144 general or...
1145
1146 LANDBERG Right now I'm talking about adding remarks.
1147
1148 [REDACTED] Okay.
1149
1150 LANDBERG Because you're absolutely right. There's two different things. There's clearing a
1151 call and then there's adding remarks. I'm specifically asking right now about
1152 adding remarks. Can you generally just explain what that is?
1153
1154 [REDACTED] It's normally used for the next officer. It's adding remarks of what I observed. If
1155 there's details that are important to the call that maybe the next officer comes and,
1156 you know, they don't know what's going on, it gives them a little insight.
1157
1158 LANDBERG So, it's important then to add calls—add remarks to calls.
1159
1160 [REDACTED] Depending on the call.
1161
1162 LANDBERG Depending on the call. Can it be an officer safety issue?
1163
1164 [REDACTED] It can be.
1165
1166 LANDBERG Because it can actually help officers if you add specific things to a call for service,
1167 remark, because like you just said, the other officers will look up and they can
1168 read those remarks.
1169
1170 [REDACTED] Yes.
1171
1172 LANDBERG Is this something you do regularly?
1173
1174 [REDACTED] Yes, depending on the call.
1175
1176 LANDBERG Depending on the call.
1177
1178 [REDACTED] Yeah.
1179
1180 LANDBERG What types of calls would you add remarks to?
1181
1182 [REDACTED] Generally I would add remarks if there is not an arrest made on certain calls or
1183 people taken like, on 5150s there's not sometimes that we can establish, I'll add

1184 remarks on those types of calls. Family disturbances, constant problems with
1185 certain houses. That's what I can think of.
1186
1187 LANDBERG And you kind of hit on it earlier, but you got a little ahead of me, in training were
1188 you taught how to clear a call?
1189
1190 [REDACTED] Yes.
1191
1192 LANDBERG Now what does it mean when you clear a call?
1193
1194 [REDACTED] Generally, you're dispositioning what occurred or didn't occur, and it's generally
1195 brief. I mean, it's only—it's normally not that long.
1196
1197 LANDBERG So, the call is dispatched, you respond to it, there is an outcome, whatever the
1198 outcome is, and then before you get dispatched to a second call, you have to clear,
1199 right?
1200
1201 [REDACTED] Generally, yeah.
1202
1203 LANDBERG Generally speaking. If you were the prime on a call for service, right?
1204
1205 [REDACTED] Yes.
1206
1207 LANDBERG And then you have to clear that call?
1208
1209 [REDACTED] Generally, yes.
1210
1211 LANDBERG And in order to clear that call you have to add some type of remark?
1212
1213 [REDACTED] Yes.
1214
1215 NUNLEY May I ask a quick question, sergeant?
1216
1217 LANDBERG Absolutely.
1218
1219 NUNLEY Based on your training and experience Officer [REDACTED] are you permitted to add
1220 remarks to a call even though you're not a primary officer on the call?
1221
1222 [REDACTED] I am.
1223
1224 NUNLEY Are you permitted, and when I say are you permitted, permitted by the Sac PD
1225 system on how it works, to clear a call notwithstanding that you're not the
1226 primary officer on the call?
1227

1228 [REDACTED] Yes.
1229
1230 NUNLEY Is there a difference between the reporting officer and the primary officer based
1231 on your training and experience?
1232
1233 [REDACTED] Generally not.
1234
1235 LANDBERG So, we talked about the academy, kind of went over your training as a trainee and
1236 field training. How do you get off training?
1237
1238 [REDACTED] You have to pass a series of tests and go through a shadow week to prove that you
1239 can do police work on your own and get approved by the training division.
1240
1241 LANDBERG So, shadow week, can you kind of explain that a little bit, what shadow week is,
1242 how it works?
1243
1244 [REDACTED] A phase III officer demonstrates through responding to calls for service and
1245 proactive stops that he can handle the duties of a police officer with a supervising
1246 officer there to make sure.
1247
1248 LANDBERG And they're called a shadow officer, correct?
1249
1250 [REDACTED] Yes.
1251
1252 LANDBERG And would you say a shadow officer judges or rates your proficiency?
1253
1254 [REDACTED] Yes.
1255
1256 LANDBERG To do the job?
1257
1258 [REDACTED] Yes.
1259
1260 LANDBERG Can you please touch on, and thank you for bringing this up, the different phases
1261 of training starting in one and then it goes all of the way to four, correct?
1262
1263 [REDACTED] Yes.
1264
1265 LANDBERG Can you kind of explain the different phases?
1266
1267 [REDACTED] One through three are just training, building the skills that we've learned in the
1268 academy, and phase four is provisional state where you're solo.
1269
1270 LANDBERG Now, is there a test also that you have to take throughout training?
1271

1272 [REDACTED] There is.
1273
1274 LANDBERG There is a written test?
1275
1276 [REDACTED] There is a written test.
1277
1278 LANDBERG What's that tests consist of?
1279
1280 [REDACTED] Multiple-choice questions and fill-in-the-blank questions.
1281
1282 LANDBERG What are they testing you on?
1283
1284 [REDACTED] General knowledge of crimes and learning domains.
1285
1286 LANDBERG So, general knowledge of crimes, learning domains. Do they test you on general
1287 orders?
1288
1289 [REDACTED] Yes.
1290
1291 LANDBERG Policy and procedures?
1292
1293 [REDACTED] Yes.
1294
1295 LANDBERG So, is it safe to say once you get off training you've shown not only proficiency to
1296 be an officer, but you've also shown that you have a very good knowledge of our
1297 policies and procedures, our general orders, those types of things.
1298
1299 [REDACTED] A working knowledge, yes.
1300
1301 LANDBERG Working knowledge. Okay. So, now let's talk about you're on your own now,
1302 you're done, you're a phase IV. How many hours have you spent conducting
1303 investigations after field training, on your own moving forward?
1304
1305 [REDACTED] To include—to the present?
1306
1307 LANDBERG Yeah.
1308
1309 [REDACTED] Thousands of hours.
1310
1311 LANDBERG Thousands?
1312
1313 [REDACTED] Yeah.
1314

1315 LANDBERG Like your attorney said, like, every contact is generally kind of [an investigation.
1316 *(overlapping)*
1317
1318 [REDACTED] A mini investigation.]
1319
1320 LANDBERG Is something, right?
1321
1322 [REDACTED] Yeah.
1323
1324 LANDBERG Can you just give me a rundown of the type of investigations you've conducted
1325 on your own now as a solo officer?
1326
1327 [REDACTED] Sex crimes, domestic violence, felony assaults, misdemeanor assaults, drugs,
1328 alcohol-related crimes. To include homicide investigations.
1329
1330 LANDBERG So, as a solo officer you've investigated quite a bit—quite a few things.
1331
1332 [REDACTED] Yes.
1333
1334 LANDBERG How many—specifically now, how many domestic violence investigations do you
1335 think you've investigated on your own?
1336
1337 [REDACTED] Hundreds.
1338
1339 LANDBERG And of those hundreds, how many hours do you think that is?
1340
1341 [REDACTED] Hundreds of hours.
1342
1343 LANDBERG When you're doing a domestic violence investigation, are there specific questions
1344 you ask?
1345
1346 [REDACTED] Depending on the situation and what my—there's not a set set of questions that I
1347 ask every single time.
1348
1349 LANDBERG Okay. There's no, like, just general foundation questions you ask?
1350
1351 [REDACTED] Do you want me to-
1352
1353 LANDBERG I'm just generally asking. I'm not trying to put words in your mouth, but...
1354
1355 [REDACTED] No. I mean, there's not a set set of questions I ask every single time to every
1356 person.
1357

1358 LANDBERG If you were teaching somebody how to conduct a domestic violence investigation,
1359 what set of questions would you tell them to ask?
1360
1361 [REDACTED] Identifying information questions, questions on the incident, questions on the
1362 relationship with the person the incident was with, children, length of the
1363 relationship, those sort of things.
1364
1365 LANDBERG Do you have experience with cooperative subjects during investigations?
1366
1367 [REDACTED] Yes.
1368
1369 LANDBERG How do you interact with them? Like, how do you handle a cooperative subject?
1370
1371 [REDACTED] A lot more nonchalantly than somebody that's uncooperative.
1372
1373 LANDBERG What do you mean by that? Can you just go into a little more detail?
1374
1375 [REDACTED] It's more of conversational questioning, not, you know, "Tell me what happened
1376 right now" type of thing.
1377
1378 LANDBERG As a police officer, and I know the answer, but you've also probably dealt with
1379 uncooperative people, correct?
1380
1381 [REDACTED] Yes.
1382
1383 LANDBERG Now how do you investigate incidents involving uncooperative people? What
1384 techniques do you use?
1385
1386 [REDACTED] You try to question them when you can. Sometimes they outright refuse to talk or
1387 they give answers that don't make sense or, you know, they lie, so you try to get
1388 around that and make them trip up.
1389
1390 LANDBERG Is there any difference—let me reword this. How do you investigate domestic
1391 violence involving uncooperative individuals in your experiences?
1392
1393 [REDACTED] You try to ask them questions that they'll answer. A lot of people won't answer if
1394 they're being uncooperative. I mean, I even try just shotgunning questions to see
1395 if I get one answer. I mean, it depends on the person.
1396
1397 LANDBERG So it's situational?
1398
1399 [REDACTED] Yeah.
1400

1401 LANDBERG Can you kind of briefly explain to me why we separate parties during domestic
1402 violence investigations?
1403
1404 [REDACTED] Generally from what I've learned, some parties could be afraid to say certain
1405 things around the other involved party.
1406
1407 LANDBERG Is it your common practice to separate parties during domestic violence
1408 investigations?
1409
1410 [REDACTED] In general if possible.
1411
1412 LANDBERG Is it important to get a third party's statement when investigating domestic
1413 violence— if possible, when investigating domestic violence cases?
1414
1415 [REDACTED] Yes, if it's possible.
1416
1417 LANDBERG And why is that important?
1418
1419 [REDACTED] It could shine light on information that other parties don't share.
1420
1421 LANDBERG Can it just help develop your investigation?
1422
1423 [REDACTED] Yes.
1424
1425 LANDBERG Now during DV, or domestic violence investigations, where there's children
1426 present, should we speak to the children?
1427
1428 [REDACTED] Generally, yes.
1429
1430 LANDBERG If they're of age.
1431
1432 [REDACTED] Yes.
1433
1434 LANDBERG And they can give you a cohesive statement?
1435
1436 [REDACTED] Yes.
1437
1438 LANDBERG Do you make it common practice to speak to children on domestic violence calls?
1439
1440 [REDACTED] I generally try to, like you said, depending on age and ability to speak.
1441
1442 LANDBERG And I would agree it's situational, correct?
1443
1444 [REDACTED] Yes.

1445
1446 LANDBERG Can you just briefly tell me, like, what kind of information can a child give you
1447 during a domestic violence investigation?
1448
1449 [REDACTED] Just what occurred, generally what mommy or daddy did or didn't do or, you
1450 know, what happened.
1451
1452 LANDBERG Are children more likely to be honest?
1453
1454 [REDACTED] Generally, yes unless they were told by their parent to not be.
1455
1456 LANDBERG Generally speaking, in your experiences, would you say that children are, unless
1457 they've been coached, are they more likely to be honest and give an honest
1458 answer?
1459
1460 [REDACTED] Generally.
1461
1462 LANDBERG You went to the academy, you had field training, you've been four years as an
1463 officer now on your own-
1464
1465 [REDACTED] On my own, not four years.
1466
1467 LANDBERG Okay, on your own?
1468
1469 [REDACTED] On my own just over three.
1470
1471 LANDBERG Three. Okay. How comfortable are you right now, today, investigating domestic
1472 violence incidents?
1473
1474 [REDACTED] Generally pretty comfortable.
1475
1476 LANDBERG Kind of know what you're doing?
1477
1478 [REDACTED] I try to think so.
1479
1480 LANDBERG You've done enough of them that when a call for service comes out, you in your
1481 mind know how you're going to generally handle it.
1482
1483 [REDACTED] Generally, yes.
1484
1485 LANDBERG How many child abuse or child neglect investigations have you investigated?
1486
1487 [REDACTED] [You want a number? (*overlapping*)
1488

1489 LANDBERG I'm speaking on your own]. Own your own, not through training and all that.
1490
1491 [REDACTED] Are you looking for a number?
1492
1493 LANDBERG Just generally speaking.
1494
1495 [REDACTED] Child crimes, you said?
1496
1497 LANDBERG Yeah.
1498
1499 [REDACTED] I don't know, maybe 75. No less than.
1500
1501 LANDBERG And I'm not being specific, anything child abuse or child neglect related, just-
1502
1503 [REDACTED] Yeah, I don't know. I couldn't give you an exact number. Generally maybe about
1504 75.
1505
1506 LANDBERG That's fine. So generally speaking, 75. Of those 75, how many hours is that?
1507
1508 [REDACTED] I mean, there's investigations that take five minutes and investigations that take
1509 an hour, so I don't know. I couldn't even speculate. Maybe 60 to 75 hours.
1510
1511 LANDBERG So, some investigations just take longer than others?
1512
1513 [REDACTED] Yes.
1514
1515 LANDBERG Did you say five minutes up to...
1516
1517 [REDACTED] Yeah. I mean, generally if it's—it's not always someone calling in that there's a
1518 child abuse issue. It's talking to the kid for five minutes. That's, I think, an
1519 investigation.
1520
1521 LANDBERG What kind of questions would you ask a child during a child abuse or child
1522 neglect investigation?
1523
1524 [REDACTED] What happened, did it happen to you, did it happen to somebody else, when did it
1525 happen, how many times, is it something that's happened in the past.
1526
1527 LANDBERG Now, how do you question—during a neglect or child abuse and neglect case,
1528 how do you question an individual or deal with an individual who is cooperative
1529 on a specific case like this?
1530
1531 [REDACTED] In terms of what person?
1532

1533 LANDBERG The victim.
1534
1535 [REDACTED] Okay. You just try to be as sincere. If it's a child—you're talking about children,
1536 correct?
1537
1538 LANDBERG We're still talking about child, yes.
1539
1540 [REDACTED] You try to build a rapport and get them comfortable to talk to you. A lot of kids
1541 are pretty shy, especially around strangers.
1542
1543 LANDBERG Now, and I apologize if this sounds like it's repetitive, but now for an
1544 uncooperative child, is it very similar?
1545
1546 [REDACTED] Generally try to build a rapport. There's kids that don't want to talk to you, yeah.
1547 Rapport is important.
1548
1549 LANDBERG Why do we separate parties during these child abuse and child neglect cases?
1550
1551 [REDACTED] Same thing as before. They might be afraid to speak about things that have
1552 happened.
1553
1554 LANDBERG And similar to before, is it important to get a third party's-
1555
1556 [REDACTED] Yes.
1557
1558 LANDBERG -statement?
1559
1560 [REDACTED] Yes.
1561
1562 LANDBERG We kind of touched on this, but we're speaking specifically to child abuse, child
1563 neglect now. In your opinion, I know it's situational but just generally speaking,
1564 are children's statements credible?
1565
1566 [REDACTED] Generally.
1567
1568 LANDBERG In your experiences.
1569
1570 [REDACTED] Yeah, generally my experience is...yeah.
1571
1572 LANDBERG If you're investigating a child abuse, child neglect case obviously you're going to
1573 talk to the individual who is the victim, but do you talk to other children as well in
1574 the home or do you attempt to talk to other children?
1575
1576 [REDACTED] Yes.

1577
1578 LANDBERG Is that to just get a better statement or get a better understanding of what
1579 occurred?
1580
1581 [REDACTED] Yes or the history.
1582
1583 LANDBERG Or the history. We talked about this earlier, so I just want to touch on it just for
1584 clarification. We talked about nonverbal communication. Remind me, did you
1585 have specific training on that?
1586
1587 [REDACTED] Not that I can remember.
1588
1589 LANDBERG Or is that based just on experience?
1590
1591 [REDACTED] Just experience.
1592
1593 NUNLEY And one followup to that, sergeant. Officer [REDACTED], based on your experience,
1594 both as a law enforcement officer and before you became a law enforcement
1595 officer?
1596
1597 [REDACTED] Yes.
1598
1599 NUNLEY Okay.
1600
1601 LANDBERG So, I want to talk about your knowledge, and prior to us sitting down to talk I
1602 gave you three penal code sections. Just to make sure you have reviewed those.
1603
1604 [REDACTED] I have.
1605
1606 LANDBERG Okay. And like I told you before the interview started, I'm not trying to trip you
1607 up, but can you just generally tell me—give me your general understanding of
1608 273.5.
1609
1610 [REDACTED] Generally, it's an assault between cohabitants or somebody with an established
1611 dating relationship that ends with an injury or some sort or serious bodily harm.
1612
1613 LANDBERG And can you kind of—exactly the same, just give me the elements of 243(e)(1).
1614
1615 [REDACTED] It's an assault that has occurred through cohabitants or established dating
1616 relationships that generally does not have to have an injury.
1617
1618 LANDBERG Can you have a 243(e)(1) with a complaint of pain?
1619
1620 [REDACTED] Yes.

1621
1622 LANDBERG And can you have an injury but it not be visible?
1623
1624 [REDACTED] Yes.
1625
1626 LANDBERG What's your working knowledge of 273 subsection A, subsection B?
1627
1628 [REDACTED] It's inflicting abuse or neglect on a child. It can be physical abuse, sexual abuse,
1629 mental abuse.
1630
1631 LANDBERG Do you have a good working knowledge on the felony section or kind of the
1632 differences between the two?
1633
1634 [REDACTED] Generally there's death or grave bodily harm and then sexual, there's felonies that
1635 fall into the sexual.
1636
1637 LANDBERG As a police officer, when you are working with your duties as an officer and you
1638 come across a crime or elements that you're not aware of, how do you obtain that
1639 knowledge?
1640
1641 [REDACTED] Generally by asking questions.
1642
1643 LANDBERG Who do you ask?
1644
1645 [REDACTED] All parties involved, if possible.
1646
1647 LANDBERG I'm specifically asking as a police officer you go to a call for service and you say,
1648 "Well, I think that is child abuse, but I'm not sure. I don't quite remember all of
1649 the elements." How do you go about getting all of those elements?
1650
1651 [REDACTED] Oh. I can talk to my partners, talk to my sergeant, talk to—or not talk to, do
1652 research online, reference material.
1653
1654 LANDBERG What kind of reference material online?
1655
1656 [REDACTED] Well, Google, but obviously not everything on Google is reputable, so reputable
1657 California government websites for penal codes and such.
1658
1659 LANDBERG Is it standard procedure for you to conduct research on things that you're not
1660 aware of, specifically crimes?
1661
1662 [REDACTED] Generally.
1663
1664 LANDBERG And I'm talking about, like, the crime elements.

1665 [REDACTED]
1666 [REDACTED] Yeah.
1667 [REDACTED]
1668 LANDBERG Okay. Does it happen often to you?
1669 [REDACTED]
1670 [REDACTED] I wouldn't say often other than ah vehicle codes. I don't have them all
1671 [REDACTED] memorized. I know them generally, but...
1672 [REDACTED]
1673 LANDBERG Yeah, we don't all have them memorized, so don't feel bad about that. Let's talk
1674 [REDACTED] about you and Officer Spring then. How many domestic violence cases have you
1675 [REDACTED] two investigated together?
1676 [REDACTED]
1677 [REDACTED] Maybe about 100.
1678 [REDACTED]
1679 LANDBERG How about you and Officer Spring and Officer Swaleh?
1680 [REDACTED]
1681 [REDACTED] Like, all three of us together?
1682 [REDACTED]
1683 LANDBERG Yeah.
1684 [REDACTED]
1685 [REDACTED] I don't know a number. It would be less than 10, I would say.
1686 [REDACTED]
1687 LANDBERG Do you work with Officer Swaleh consistently?
1688 [REDACTED]
1689 [REDACTED] He's on my team, yes.
1690 [REDACTED]
1691 LANDBERG I know you and Spring are partners, but do you work around Officer Swaleh
1692 [REDACTED] consistently?
1693 [REDACTED]
1694 [REDACTED] We respond to calls for service, but I don't work directly with him most of the
1695 [REDACTED] time.
1696 [REDACTED]
1697 LANDBERG How many child neglect cases do you think that you and Officer Spring have
1698 [REDACTED] investigated together?
1699 [REDACTED]
1700 [REDACTED] Maybe 10 or 15.
1701 [REDACTED]
1702 LANDBERG And how about you, Officer Spring, and Officer Swaleh?
1703 [REDACTED]
1704 [REDACTED] None that I can think of.
1705 [REDACTED]
1706 LANDBERG Zero?
1707 [REDACTED]
1708 [REDACTED] I don't think any, no.

1709
1710 LANDBERG So, let's specifically start talking about August 13, 2020, the call for service. Just
1711 for reference, the call for service we're speaking about is 20-242851.
1712
1713 [REDACTED] Yes.
1714
1715 LANDBERG Yes.
1716
1717 [REDACTED] Can we have it up here, by chance?
1718
1719 LANDBERG If you'd like, absolutely. *[pause]* Does that work for you?
1720
1721 [REDACTED] Yep.
1722
1723 LANDBERG So, on 08/13/20 at 2311 hours, were you and Officer Spring and Officer Swaleh
1724 dispatched to a call for service?
1725
1726 [REDACTED] I believe that's the hours. There was a discrepancy on here that I saw. I don't
1727 know if we can talk about that.
1728
1729 LANDBERG Is it related to-
1730
1731 [REDACTED] To dispatching.
1732
1733 LANDBERG To the actual dispatching?
1734
1735 [REDACTED] Yes.
1736
1737 LANDBERG Oh, we can talk about it.
1738
1739 [REDACTED] So, just going through this, the call was received-
1740
1741 LANDBERG Hold on. For the record, you are showing me the CAD call I provided you on the
1742 computer, and we're going to go through it, and you're going to show me a
1743 discrepancy?
1744
1745 [REDACTED] Yes.
1746
1747 LANDBERG Okay.
1748
1749 [REDACTED] This was our dispatch time here 23:11:58, correct? This is dispatch.
1750
1751 LANDBERG Okay.
1752

1753 [REDACTED] On the chronological events, it shows me dispatched by myself as a two-man unit
1754 at 23:11:01, which is prior to this dispatch time. It then shows my partner
1755 dispatched by himself at that dispatch time as a two Alpha unit.
1756

1757 LANDBERG Okay. So, for the record, there's some discrepancies on dispatch times on this
1758 CAD call per your-
1759

1760 [REDACTED] Yes.
1761

1762 LANDBERG Okay. But-
1763

1764 [REDACTED] Well, it just doesn't make sense as a two-man unit to get dispatched separately.
1765

1766 LANDBERG I totally understand what you're saying, but generally speaking, were you
1767 dispatched to a call in or around 2311 hours with Officer Spring and Officer
1768 Swaleh?
1769

1770 [REDACTED] Yes.
1771

1772 LANDBERG Okay.
1773

1774 NUNLEY I think one thing we need to be mindful of, sergeant, is this always becomes an
1775 issue where it's made manifestly—well, apparent for Officer [REDACTED] as to what he
1776 remembers on the date of incident versus what he now knows after having
1777 received the CAD.
1778

1779 LANDBERG Okay.
1780

1781 NUNLEY Okay? So, I think the threshold question is, do you remember being dispatched to
1782 a call, or this call, on August 13, 2020?
1783

1784 [REDACTED] Oh, that's my question. I'm sorry. I didn't remember the specific date. I do
1785 remember getting dispatched to this call.
1786

1787 LANDBERG Okay. By providing you with the CAD call, did that help you remember the date
1788 and time?
1789

1790 [REDACTED] Yes.
1791

1792 LANDBERG Did that help you remember the incident?
1793

1794 [REDACTED] Generally, yes.
1795

1796 LANDBERG And I also provided you with body-worn camera footage for that date and time.
1797 Did that help you-
1798 [REDACTED]
1799 [REDACTED] Yes.
1800
1801 LANDBERG -recall what occurred? Okay. On that specific date, who was driving?
1802
1803 [REDACTED] Officer Spring.
1804
1805 LANDBERG Okay. So, you were a passenger on that date?
1806
1807 [REDACTED] Yes, from what I can recall.
1808
1809 LANDBERG What type of call for service was it?
1810
1811 [REDACTED] It was a domestic violence call?
1812
1813 LANDBERG Again, for the record we're talking about CAD call 20-242851. Was there
1814 anything else about that type of call that you remember, and I'm specifically
1815 talking about being dispatched?
1816
1817 [REDACTED] Nothing specific.
1818
1819 LANDBERG Do you remember the information that was relayed to you...by dispatch?
1820
1821 [REDACTED] And you're talking about what we talked about is me remembering it prior to-
1822
1823 NUNLEY At the time of the incident.
1824
1825 [REDACTED] At the time of the incident. I don't remember the specifics of the call.
1826
1827 LANDBERG Can you tell me now after reviewing the material I provided you, the information
1828 that was provided to you?
1829
1830 [REDACTED] On the call?
1831
1832 LANDBERG Yes.
1833
1834 [REDACTED] Yes.
1835
1836 LANDBERG Can you do that?
1837

1838 [REDACTED] A female called in saying that—I can't remember if it was specifically her
1839 husband or boyfriend if it said that, but pressed his elbow into her breast, and then
1840 through a box at their 11-year-old.
1841
1842 LANDBERG Did dispatch voice that call for service?
1843
1844 [REDACTED] I don't recall.
1845
1846 LANDBERG What type of call for service was it?
1847
1848 [REDACTED] A domestic violence call, a priority 3.
1849
1850 LANDBERG In your experience, does dispatch voice domestic violence in progress calls?
1851
1852 [REDACTED] Generally, yes.
1853
1854 LANDBERG Now, generally speaking, your partner drives, you're a passenger, you get
1855 dispatched to a call for service. Do you pull that call for service up and read it?
1856
1857 [REDACTED] Generally, yes.
1858
1859 LANDBERG So before you even arrive on scene, generally speaking, you have a good idea of
1860 what the call is?
1861
1862 [REDACTED] Yes.
1863
1864 LANDBERG And if it's a priority 3 call, it's already been voiced, so you've already heard it?
1865
1866 [REDACTED] Yes.
1867
1868 LANDBERG So, in this situation, you would have heard it and possibly read it?
1869
1870 [REDACTED] Generally, yes. There are times that I miss radio traffic.
1871
1872 LANDBERG Sure.
1873
1874 [REDACTED] To just be honest with you. Having a conversation.
1875
1876 LANDBERG I get it. Now, going into this call for service, were you aware who called 911?
1877
1878 [REDACTED] I don't recall. Are you asking specifically about names or...
1879
1880 LANDBERG Just generally speaking because it was a domestic violence in progress, correct?
1881 Were you aware if the male half called, the female half called?

1882
1883 [REDACTED] I don't remember, but based on the information you've given me, yes.
1884
1885 LANDBERG So, based on the information I gave you, who called?
1886
1887 [REDACTED] The female half.
1888
1889 LANDBERG The female half?
1890
1891 [REDACTED] Yes.
1892
1893 LANDBERG And obviously you're not going to be able to remember that, but just based on the
1894 material I gave you today, what did that female half say?
1895
1896 [REDACTED] That the male half pressed his elbow into her breast and then threw a box at their
1897 11-year-old.
1898
1899 LANDBERG Now was there another officer also? Because you're a two-man unit, correct?
1900
1901 [REDACTED] Yes.
1902
1903 LANDBERG Was there another officer that was dispatched?
1904
1905 [REDACTED] My partner. Is that what you're talking about or are you talking about-
1906
1907 LANDBERG You and Spring are 2 Alpha-
1908
1909 [REDACTED] 62.
1910
1911 LANDBERG 62. And was another unit dispatched as well?
1912
1913 [REDACTED] Yeah, Officer Swaleh.
1914
1915 LANDBERG Did you ask him to help you, or was he just dispatched?
1916
1917 [REDACTED] I don't recall.
1918
1919 LANDBERG You don't recall?
1920
1921 [REDACTED] No.
1922
1923 LANDBERG Is it typical for you to ask for assistance on a domestic violence in progress call
1924 because you're a two-man car?
1925

1926 [REDACTED] Depending on what the text of the call is, yes, or if it's not in my beat I'll ask for a
1927 beat unit.
1928
1929 LANDBERG And that was not in your beat, correct?
1930
1931 [REDACTED] No.
1932
1933 LANDBERG Because you're a 6A car?
1934
1935 [REDACTED] 6A car.
1936
1937 LANDBERG And where was that?
1938
1939 [REDACTED] 6B.
1940
1941 LANDBERG That was in 6B?
1942
1943 [REDACTED] Yes.
1944
1945 LANDBERG So, based on the dispatch and when you're dispatched, you're dispatched
1946 obviously on a priority 3 like we talked about. It's verbalized from the dispatcher,
1947 but you're also sent a dispatch on your MDT. So, based on the information you
1948 were given, both from the MDT and verbally, what kind of call did you think you
1949 were going into?
1950
1951 [REDACTED] It sounds like a 243(e)(1) call based on the information that you gave me.
1952
1953 LANDBERG What did it come out as?
1954
1955 [REDACTED] A 415 DV. Oh, what did it come out as?
1956
1957 LANDBERG What did it come out as?
1958
1959 [REDACTED] Oh, as a domestic violence call.
1960
1961 LANDBERG A domestic violence call?
1962
1963 [REDACTED] Yeah.
1964
1965 LANDBERG But as you're driving or now looking back—looking at my information, you guys
1966 are driving, you thought it would possibly be just a 243(e)(1)?
1967

1968 [REDACTED] I mean, just based off the information of somebody's elbow getting pressed into
1969 someone's breast, unless it was a bruised that formed already, generally it's an
1970 (e)(1) call.
1971
1972 LANDBERG Did you think you had a child abuse or child neglect?
1973
1974 [REDACTED] I don't remember that portion of the text of the call at all until I referenced the
1975 material you gave me.
1976
1977 LANDBERG Totally understandable. Now that you have referenced the material, if I just sent
1978 you that material and said, "Read this call for service," what crimes would come
1979 to mind?
1980
1981 [REDACTED] A 243(e)(1) and possibly a 273.
1982
1983 LANDBERG And you're probably not going to remember if you coordinated with Alpha 65 on
1984 the response or not.
1985
1986 [REDACTED] I don't recall.
1987
1988 LANDBERG Is it common practice to coordinate with assisting units on priority calls in
1989 progress?
1990
1991 [REDACTED] Generally, unless we're showing up together, and then we just kind of roll in
1992 together.
1993
1994 ALONSO Do you remember 1 Alpha 65, who is Officer Swaleh, sending an MDT message
1995 to your car saying "be on the lookout for seven kids"?
1996
1997 [REDACTED] I don't recall receiving that message.
1998
1999 ALONSO Do you remember sending back, either you or Officer Spring, sending back a to
2000 message saying, "It's probably going to be this white van," and that to message
2001 was sent back to Officer Swaleh basically as you were marking on scene of this
2002 273.5 call?
2003
2004 [REDACTED] I don't recall sending—I mean, it could be possible that I sent a message because
2005 I do handle the computer, but I don't recall that.
2006
2007 ALONSO You don't recall that exchange?
2008
2009 [REDACTED] No.
2010

2011 NUNLEY Let me ask this. If Officer [REDACTED] does not recall, do we have anything to present
2012 him that might help refresh his recollection?
2013

2014 ALONSO Not at this point, and we're okay. I just want to know if he recalled that exchange
2015 prior—as you were marking on scene of this call.
2016

2017 [REDACTED] No, I don't.
2018

2019 ALONSO Okay.
2020

2021 LANDBERG So you get dispatched to a call for service, a 273.5 in progress, you respond with
2022 1 Alpha 65. Can you walk me through what occurred when you arrived on scene?
2023

2024 [REDACTED] Based on my memory or based off of the material that you've given me?
2025

2026 NUNLEY What you remember, Officer.
2027

2028 [REDACTED] What I remember is showing up and contacting the male half. Officer Swaleh
2029 contacted the female half. I spoke briefly with the male who indicated that he got
2030 into an argument with his wife over her trying to drive off while he was trying to
2031 buckle kids in. I don't remember the specific questions I asked, but I do remember
2032 him pointing to his head at one point and me shining my flashlight up and seeing
2033 that there was no injury and asking if that occurred that day, and he kind of, like,
2034 shrugged it off. That's based on my memory.
2035

2036 LANDBERG Anything else stick out in your mind?
2037

2038 [REDACTED] Not really. I remember asking if they were living in the van. The kids seemed to
2039 be in good spirits. There didn't seem to be, like, clutter, a ton of clutter in the van.
2040 From what I remember, they said that they were staying with her mom—the
2041 female half's mom, who was in Sacramento and had recently had a baby down in
2042 Stockton, and that's what I can remember.
2043

2044 LANDBERG So, based on your recollection, who was prime on this call?
2045

2046 [REDACTED] Officer Swaleh.
2047

2048 LANDBERG Swaleh?
2049

2050 [REDACTED] Yeah.
2051

2052 LANDBERG He assumed the primary role?
2053

2054 [REDACTED] Yes.

2055
2056 LANDBERG So, if he was the primary role, what was your role in this call for service?
2057
2058 [REDACTED] Well, I spoke to one of the parties, so it was to gather information from the party.
2059
2060 NUNLEY Officer [REDACTED], what informed your belief that Officer Swaleh was the primary
2061 officer on this particular call?
2062
2063 [REDACTED] I spoke earlier about the understanding on our team that if the beat unit shows up
2064 to a beat call and there's paper, they take primary. Generally speaking, our MDT
2065 system, even if I'm dispatched first, it'll show me as primary, and then when the
2066 beat unit gets dispatched, the dispatch will normally switch the beat unit to
2067 primary. It will have a little P next to it.
2068
2069 LANDBERG So, initially you were primary?
2070
2071 [REDACTED] Initially I believe I was dispatched first based on the CAD call that you provided
2072 me. I was dispatched, I think, maybe 30 seconds prior to—I think he got
2073 dispatched at 2312 and I was dispatched at 23:11:58.
2074
2075 NUNLEY Right, and we know that now, but at the time of the incident, what was your
2076 understanding?
2077
2078 [REDACTED] That Officer Swaleh was primary on the call.
2079
2080 NUNLEY And was there anything upon your arrival that would have also indicated that to
2081 you?
2082
2083 [REDACTED] We kind of made contact at the same time, so it wouldn't have been really first
2084 contact, but he—I assumed he was taking the bulk of the call. He contacted one of
2085 the parties and then ended up contacting the male half as well, not getting a
2086 statement, but contacting him, so my understanding was that he was the primary
2087 officer of the call.
2088
2089 LANDBERG So, upon arrival you contacted the male half.
2090
2091 [REDACTED] Yes.
2092
2093 LANDBERG Swaleh contacts the female half.
2094
2095 [REDACTED] Yes.
2096
2097 LANDBERG And then you said Swaleh circled back and talked to the male half as well?
2098

2099 [REDACTED] At some point, yes.
2100
2101 LANDBERG So did, in your opinion, the roles ever change?
2102
2103 [REDACTED] What do you mean?
2104
2105 LANDBERG Throughout the contact.
2106
2107 [REDACTED] With the male half?
2108
2109 LANDBERG No, between you as information gatherer and Swaleh as the prime. Did the roles
2110 ever change, or did he stay prime the entire time?
2111
2112 [REDACTED] I was under the understanding that he was prime for the whole call because it was
2113 in his beat.
2114
2115 LANDBERG Is that based on the geographical area or based on his actions, that was your
2116 opinion he was prime?
2117
2118 NUNLEY Or both.
2119
2120 [REDACTED] It would be both, and the understanding that we have as a team that we've talked
2121 about prior is just beat integrity as much as we can.
2122
2123 LANDBERG Okay. So, your role during that call was just to gather information?
2124
2125 [REDACTED] Yes.
2126
2127 ALONSO With what purpose ultimately? What's your purpose of gathering information?
2128
2129 [REDACTED] To see if a crime has occurred.
2130
2131 ALONSO And ultimately what are you going to do with that information?
2132
2133 [REDACTED] Depends on if and what crime has occurred. An arrest can be made, a warning can
2134 be issued, a citation can be issued, a plethora of things.
2135
2136 ALONSO And what we know of the duties and responsibilities of the primary officer is they
2137 usually make that determination?
2138
2139 [REDACTED] Generally. The primary officer on the call, yeah.
2140
2141 ALONSO And so, you gather information. What do you do with that information?
2142

2143 [REDACTED] Normally I would share it with the primary officer.
2144
2145 LANDBERG Were you the most senior officer on that call for service?
2146
2147 [REDACTED] I am by three spots.
2148
2149 LANDBERG Three spots. Does a senior officer play any role on calls for service?
2150
2151 [REDACTED] Are you talking about-
2152
2153 NUNLEY Objection as to vague, Sarge. If you can flush that out a little bit.
2154
2155 LANDBERG We talked about who's prime. We talked about why someone is prime. I'm
2156 specifically talking now you're the senior officer, right? You've got the most
2157 seniority on the call for service. Does that—do you have a responsibility because
2158 you're the senior officer on a call for service?
2159
2160 [REDACTED] I mean, generally depending on the call, yes. I never—I mean, by the book I'm
2161 senior, so I would say there is some responsibility, but I don't really know—the
2162 seniority differences between me and Kevin are very minor, so I've never
2163 considered myself senior, and I've never really—it's not that I didn't take the
2164 responsibility, but it didn't really come to my mind.
2165
2166 LANDBERG And what I'm specifically asking is, as a senior officer, I'm talking generalities
2167 here, I'm not specifically talking about this call, but as a senior officer when you
2168 respond to a call for service, do you have a sense of responsibility to make sure
2169 that call is handled correctly? If you see something not going the way you like it,
2170 do you step up as a senior person and take charge or correct other officers?
2171
2172 [REDACTED] Sometimes.
2173
2174 LANDBERG Sometimes?
2175
2176 [REDACTED] Yeah.
2177
2178 LANDBERG And sometimes you don't?
2179
2180 [REDACTED] It just would have to—I mean, it's circumstantial. I mean, it's something I could
2181 agree its going to be the right thing, you know, so I'll voice my opinion a lot of
2182 the times, but just because I'm senior doesn't mean I have more knowledge about
2183 what's going on.
2184
2185 LANDBERG Okay. Fair enough.
2186

2187 NUNLEY Officer, is it fair to say that if you go into a call for service and you know that
2188 you're the senior officer that could bring to bear resources or training experience
2189 on an incident that you would?
2190
2191 [REDACTED] Yes. I understand that.
2192
2193 LANDBERG So, we're going to show you a portion of your body-worn camera, okay?
2194
2195 ALONSO Can I—let me ask-
2196
2197 LANDBERG Yes, absolutely.
2198
2199 ALONSO -some clarifying questions beforehand. So you talked about, and it's unclear on
2200 what you remember from being dispatched to the call for service that we're going
2201 to talk about here and we're going to show you some video. What you remember,
2202 the information you had going into the call for service versus what you know now
2203 watching your body-worn camera video and looking at this CAD call here, is it
2204 your responsibility to know, to read, the CAD call information that you have prior
2205 to arriving on scene of the call that you're being dispatched to?
2206
2207 [REDACTED] Yes.
2208
2209 ALONSO Okay, and I get that sometimes you don't hear the radio. I completely get that, but
2210 do you remember prior to arriving to this call for service, were you guys in a
2211 hurry to get there? Was there any exigency to get there?
2212
2213 [REDACTED] Not that I can remember.
2214
2215 ALONSO Do you remember if you had enough time to read the information that was
2216 provided to you on the computer before arriving on scene?
2217
2218 [REDACTED] I believe so.
2219
2220 NUNLEY If I may follow up on that, notwithstanding that you maybe obliged or responsible
2221 for knowing your call types and what it is you're en route to, can you think of
2222 another reason why you'd want to know what the call you're going to is about?
2223
2224 [REDACTED] Officer safety, for details of what dispatch is given.
2225
2226 NUNLEY And just so we're clear, you don't know one way or the other as you sit here what
2227 you knew at the time. You don't remember that information?
2228
2229 [REDACTED] I don't.
2230

2231 NUNLEY Okay.
2232
2233 ALONSO But you're still responsible for knowing that information before you arrive on
2234 scene of calls for service?
2235
2236 [REDACTED] Yes.
2237
2238 LANDBERG All right. So, we're going to review a portion of your body-worn camera.
2239
2240 NUNLEY Before we hit start, sergeant, if I may.
2241
2242 LANDBERG Let me pause this.
2243
2244 NUNLEY Do either of you wish to ask him additional questions before delving into this
2245 video on other instances? I know we already reviewed it, but I didn't know if you
2246 wanted to cover that in terms of his independent recollection before we watch it
2247 again.
2248
2249 LANDBERG So, you told me—I asked you briefly what occurred, and you generally told me
2250 what occurred.
2251
2252 [REDACTED] Yes, from my recollection.
2253
2254 LANDBERG Did you leave any specifics out? I know now you probably have a lot more
2255 specifics because you watched this video, but prior to watching the video, is there
2256 anything that you remember that you left out?
2257
2258 [REDACTED] I'm sorry. So-
2259
2260 NUNLEY Let me ask you this. Do you recall, independently based on— put yourself back
2261 August 13th of this year, what the male subject's demeanor was like or how you
2262 perceive the male subject's demeanor to be like?
2263
2264 [REDACTED] Generally, yes.
2265
2266 NUNLEY You can tell the sergeant.
2267
2268 [REDACTED] Just that he was just kind of weird and kind of creepy, and his demeanor was just
2269 kind of...I don't know. Weird and creepy is the vibe that I got.
2270
2271 LANDBERG So he was weird and creepy.
2272
2273 [REDACTED] Yeah.
2274

2275 LANDBERG Anything else that sticks out in your mind?
2276
2277 [REDACTED] Not really. Not that I can think of.
2278
2279 LANDBERG Now, I'm going to ask you very specific questions, but before I ask you some of
2280 the questions, do you remember what he told you when you had a conversation
2281 with him?
2282
2283 [REDACTED] Not the specifics of it, just generally that there was an argument, and then at some
2284 point he pointed to his head, and I didn't observe any injury. I don't remember
2285 specifically what was said or any of that.
2286
2287 NUNLEY Do you remember anything as it relates to whether or not he identified himself?
2288
2289 [REDACTED] From my recollection, he gave his first name and no other identifying
2290 information, and then spoke out, like, a 10-code, which I didn't know, I didn't
2291 recognize at the time, and then just his demeanor was just kind of weird.
2292
2293 ALONSO So, you arrive on scene. What kind of call—what do you—what information do
2294 you have that you remember that you were going—that you have to investigate
2295 here?
2296
2297 [REDACTED] From my memory, all I remember is that it was a domestic violence call. I don't
2298 remember the details. I don't remember—I mean, other than the information that
2299 you've given me that I know now, I don't remember which party called
2300 specifically or what was said on the CAD call.
2301
2302 ALONSO You talked about him being—the male half being weird. Anything about his
2303 actions make you believe that he was being untruthful toward you based on
2304 experience that you have?
2305
2306 [REDACTED] Not based on my memory. A little different based on the evidence that you guys
2307 have shown me on the video, just observing it and having it fresh, but nothing-
2308
2309 ALONSO But at that time you just remember him being weird, and I forgot the other word
2310 that you used.
2311
2312 [REDACTED] Kind of creepy.
2313
2314 ALONSO And creepy.
2315
2316 [REDACTED] Yeah.
2317

2318 ALONSO That's what you remember him acting like, but you don't remember him being
2319 untruthful.
2320
2321 [REDACTED] The only thing I spoke about was him pointing to his head, and I think I asked
2322 him if he was trying to show me something, and I can't remember if he said—
2323 what he said or if he said anything, but I said—I shined my flashlight up, and I
2324 said there was nothing on—like, I didn't see anything on his forehead.
2325
2326 NUNLEY Officer [REDACTED], do you recall the location of the male subject at the scene?
2327
2328 [REDACTED] I do.
2329
2330 NUNLEY Where was the male subject?
2331
2332 [REDACTED] He was sitting in a seat behind the driver's seat holding a baby.
2333
2334 NUNLEY Any details on that baby that you recall?
2335
2336 [REDACTED] From what I remember, it was like a 14- or 15-day-old baby that had been born
2337 down in Stockton.
2338
2339 NUNLEY And what informed your belief that was the case?
2340
2341 [REDACTED] I remember either speaking to the male or the female about how old the baby was
2342 and where it was born or hearing about where the baby was born. I can't recall
2343 specifically.
2344
2345 ALONSO When you were talking to the male half, was there any other officers present?
2346
2347 [REDACTED] From what I remember, I was standing right next to Officer Swaleh.
2348
2349 ALONSO The entire time?
2350
2351 [REDACTED] From my recollection. That's what I thought, yeah.
2352
2353 ALONSO But you were in charge of contacting the male half. Is that accurate?
2354
2355 [REDACTED] Yes.
2356
2357 NUNLEY I think we should flush that out a little bit. What do you mean by "in charge"?
2358
2359 ALONSO You said that you—that was one of your responsibilities when you arrived. You
2360 chose to contact the male half?
2361

2362 [REDACTED] I contacted the male half to gather information.
2363
2364 ALONSO To gather information.
2365
2366 [REDACTED] Yes.
2367
2368 ALONSO How far away were you from the male half?
2369
2370 [REDACTED] Maybe five or six feet. I was standing outside the bus. So, probably two or three
2371 feet from the bus and then whatever space inside.
2372
2373 ALONSO Got it. Anyone else near?
2374
2375 [REDACTED] I can't remember where Officer Spring was, but no other people. I can't
2376 remember how close Swaleh was. I was focused on this guy. I knew that Officer
2377 Swaleh was talking with the female. I just didn't know exactly where he was
2378 positioned in regards to-
2379
2380 ALONSO Do you remember at some point Officer Swaleh separating the female half and
2381 talking to her away from the bus?
2382
2383 [REDACTED] I believe so. From my recollection, not based on what I've seen, I'm pretty sure I
2384 remember him separating her, at least walking away to some distance, I just don't
2385 know how far.
2386
2387 ALONSO Got it. And again, you don't remember who made the call—you only remember
2388 that it was a domestic violence call, but you don't remember the actual details-
2389
2390 [REDACTED] Yes.
2391
2392 ALONSO -about it. What kind of information were you gathering when you were talking to
2393 the male half?
2394
2395 [REDACTED] From what I can remember, it was what had happened that night. He said he had
2396 an argument, and then he pointed to his head—from what I can remember,
2397 pointed to his head, and I know I said it a couple of times now, pointed to his head
2398 and I asked him, "Are you trying to show me something? Do you have an injury?"
2399 and he just kind of, like, shrugged it off from what I remember.
2400
2401 ALONSO Were you preoccupied, if you remember, while he was talking to you? Were you
2402 looking in different directions, was there anything else in the parking lot that you
2403 were concerned with?
2404

2405 [REDACTED] I know that there was kids in the van that... I can't remember which one, one of
2406 them was talking, I don't know if it was to me or to someone else, and then I
2407 could obviously just peripherally hear Officer Swaleh talking, but not any
2408 responses from the female or her demeanor or anything from what I remember.
2409

2410 ALONSO Okay. Is there any reason that you would not have been able to hear the male give
2411 you—make statements?
2412

2413 [REDACTED] Based on my memory?
2414

2415 ALONSO Yep.
2416

2417 [REDACTED] I don't recall. Honestly, I don't know. I remember hearing him, and he was kind
2418 of mumbling, but I couldn't—there's nothing crazy that was drawing my
2419 attention, if that's what you're getting at.
2420

2421 ALONSO Away from the male?
2422

2423 [REDACTED] Yeah.
2424

2425 NUNLEY Officer [REDACTED], do you recall the nature of the "argument" about which the male
2426 subject was speaking?
2427

2428 [REDACTED] I recall that he said that he was trying to buckle some kids into the cars seats, and
2429 the female half tried to drive away while the kids weren't buckled in, and that the
2430 argument ensued because of that.
2431

2432 ALONSO Do you remember what clarifying questions you asked of the male half when he
2433 pointed to his forehead specifically?
2434

2435 [REDACTED] I think I asked if he was trying to show me something or if he was injured, but not
2436 specifically or how many questions I asked.
2437

2438 ALONSO Do you remember what he said when you asked?
2439

2440 [REDACTED] I don't recall him saying anything after me pointing to it. From my memory, I
2441 recall him kind of like shrugging and, like, a nonverbal and then paying attention
2442 to the baby.
2443

2444 LANDBERG You do remember, though, him pointing to his forehead?
2445

2446 [REDACTED] I do remember that.
2447

2448 LANDBERG And do you recall why he pointed to his forehead?

2449 [REDACTED]
2450 [REDACTED] I don't. I asked him—I recall asking if he was pointing at something or if he was
2451 [REDACTED] trying to show me something, and I recall nothing being on his forehead. He was
2452 [REDACTED] bald, so there wasn't, like, an injury that went up his head.
2453 [REDACTED]
2454 LANDBERG Do you recall asking him a question before he pointed to his forehead?
2455 [REDACTED]
2456 [REDACTED] I don't recall if I asked a question or what the question was. I think I asked, like,
2457 [REDACTED] "What's going on tonight?" I don't recall anything other than that.
2458 [REDACTED]
2459 LANDBERG And you did illuminate his face with your flashlight, correct?
2460 [REDACTED]
2461 [REDACTED] From what I remember, yes.
2462 [REDACTED]
2463 LANDBERG And do you remember why you did that?
2464 [REDACTED]
2465 [REDACTED] The lighting was okay where we were standing, like, I could see him, but if there
2466 [REDACTED] was a small injury, it wasn't good enough to where I could physically see it, and I
2467 [REDACTED] believe I shined my flashlight, and I may have even took a step forward to get a
2468 [REDACTED] little closer.
2469 [REDACTED]
2470 LANDBERG So this occurred at, like, what did we say, like 11—1111 or 2311?
2471 [REDACTED]
2472 [REDACTED] Based on what you provided me, yeah.
2473 [REDACTED]
2474 LANDBERG And it was in a parking lot along Stockton Boulevard?
2475 [REDACTED]
2476 [REDACTED] Yes.
2477 [REDACTED]
2478 LANDBERG Was that parking lot empty at the time?
2479 [REDACTED]
2480 [REDACTED] Generally pretty empty.
2481 [REDACTED]
2482 LANDBERG Based on your recollection.
2483 [REDACTED]
2484 [REDACTED] Yeah, from what I remember, it was pretty empty. The businesses were closed.
2485 [REDACTED]
2486 LANDBERG Was there a lot of traffic going up and down Stockton Boulevard?
2487 [REDACTED]
2488 [REDACTED] Not that I can remember. I can't recall.
2489 [REDACTED]
2490 LANDBERG Can't recall?
2491 [REDACTED]
2492 [REDACTED] Yeah.

2493
2494 LANDBERG Was it to a point where it was so loud that you remember this date, *oh, it was*
2495 *really loud that day*. There was construction going on or there was street racing
2496 or...
2497
2498 [REDACTED] No.
2499
2500 LANDBERG No? So, could you have carried on a conversation with the individual?
2501
2502 [REDACTED] Generally. At a normal voice, yes.
2503
2504 LANDBERG And he was seated inside his van, correct?
2505
2506 [REDACTED] Yeah.
2507
2508 LANDBERG With—like your attorney said, with a child?
2509
2510 [REDACTED] With a baby in his hands.
2511
2512 LANDBERG And was that baby sleeping, or was that baby awake?
2513
2514 [REDACTED] I don't recall.
2515
2516 LANDBERG You don't recall? But it wasn't so loud that you couldn't have a conversation with
2517 him?
2518
2519 [REDACTED] No. I was talking in a normal voice.
2520
2521 LANDBERG And he was responding in a normal voice?
2522
2523 [REDACTED] Yes, from what I recall.
2524
2525 ALONSO Is there any reason why you would not—not not remember, but not be aware of
2526 what was happening inside of the van, specifically what the male said to you?
2527
2528 [REDACTED] I don't quite understand what you're asking me.
2529
2530 NUNLEY I think that's been asked and answered, Detective.
2531
2532 ALONSO What-
2533
2534 NUNLEY In other words determine there was nothing that divided—was there anything that
2535 you recall that divided your attention or that didn't permit you to hear-
2536

2537 [REDACTED] No.
2538
2539 NUNLEY -what this individual said, that you can recall?
2540
2541 [REDACTED] Not that I can recall.
2542
2543 NUNLEY Okay.
2544
2545 ALONSO What about—you mentioned that Officer Swaleh was—stepped away from the
2546 van and was talking to the female half. Do you remember their conversation?
2547
2548 [REDACTED] I didn't hear any details of their conversation or any of the questions that he
2549 asked. I just can recall his voice but nothing specific. I remember not hearing
2550 Officer Spring at all.
2551
2552 ALONSO Got it.
2553
2554 [REDACTED] So I do remember that.
2555
2556 ALONSO And then you mentioned that at some point Officer Swaleh also talked to the male
2557 half.
2558
2559 [REDACTED] Yes.
2560
2561 ALONSO Does that mean that Swaleh then comes—that he then walked over to where you
2562 were standing?
2563
2564 [REDACTED] From what I remember, he was right next to me, yeah, talking to the male.
2565
2566 ALONSO Got it. What did Swaleh talk to the male about?
2567
2568 [REDACTED] I think that—from what I remember, that was the point that he was trying to get
2569 identifying information from him. He gave his first name, wouldn't give anything
2570 else. He rambled off a 10 code, and I didn't know what it was, and I'm pretty sure
2571 Officer Swaleh said that he didn't also know what it was. We don't use 10 codes,
2572 and I have never looked at them, so I honestly don't know, and then I don't recall
2573 if there was a full conversation. I know that—I remember that there weren't any
2574 questions asked in regards to a DV from Officer Swaleh.
2575
2576 ALONSO To whom?
2577
2578 [REDACTED] To the male half.
2579
2580 ALONSO Okay. Got it. Did you have an opportunity to talk to Officer Swaleh?

2581 [REDACTED]
2582 [REDACTED] I don't-
2583 [REDACTED]
2584 NUNLEY As to when?
2585 [REDACTED]
2586 ALONSO While he was near the van talking to the male half.
2587 [REDACTED]
2588 [REDACTED] Not that I recall. I don't recall ever talking to him, like, having a conversation.
2589 [REDACTED]
2590 ALONSO Would you have had an opportunity? Do you remember if anything prevented you
2591 from stepping back and saying, "Hey, I need to talk to you"?
2592 [REDACTED]
2593 [REDACTED] No. Not that I can remember.
2594 [REDACTED]
2595 ALONSO I mean, neither party were acting violent, threatening?
2596 [REDACTED]
2597 [REDACTED] No. Just the guy—he was just kind of being creepy. We were keeping an eye on
2598 him, but it was nothing that showed objective signs of violence or that, you know,
2599 he was going to hurt anybody.
2600 [REDACTED]
2601 ALONSO Sure. And obviously there was three of you there, three officers?
2602 [REDACTED]
2603 [REDACTED] Yeah.
2604 [REDACTED]
2605 ALONSO Can we take a quick break?
2606 [REDACTED]
2607 [REDACTED] Yeah. Can I use the restroom?
2608 [REDACTED]
2609 LANDBERG Yeah, absolutely.
2610 [REDACTED]
2611 ALONSO Is that okay?
2612 [REDACTED]
2613 LANDBERG Absolutely.
2614 [REDACTED]
2615 NUNLEY Your timing is fortuitous.
2616 [REDACTED]
2617 ALONSO We are taking a break at 1211 hours.
2618 [REDACTED]
2619 ALONSO We are back on the record at 1220.
2620 [REDACTED]
2621 LANDBERG For the record, we are going to be watching your body-worn camera from call 20-
2622 242851. We're going to stop and start it. We're going to watch portions of it, and
2623 then I'm going to ask you some questions regarding the video. You understand?
2624 [REDACTED]

2625 [REDACTED] Yes.
2626
2627 *[BODY CAMERA VIDEO PLAYS]*
2628
2629 LANDBERG So we just reviewed a portion of your body-worn camera.
2630
2631 [REDACTED] Yes.
2632
2633 LANDBERG For the call for service that I previously mentioned, which happened on 08/13/20.
2634
2635 [REDACTED] And the date up here is that—date and time, is that just messed up?
2636
2637 ALONSO Yeah, that's Zulu Time. So, it's seven hours ahead of Pacific Time.
2638
2639 [REDACTED] That's something that I noticed. I didn't know if it was—I think I noticed it
2640 before, but it never really-
2641
2642 NUNLEY For the record, Detective. What time is that based on?
2643
2644 ALONSO Zulu Time. *[pause]* Yeah, it's Zulu Time, so it's seven hours ahead of...I have no
2645 idea why Axon uses Zulu Time, but that's what they use as their timestamp.
2646
2647 [REDACTED] Okay.
2648
2649 NUNLEY Thank you for that.
2650
2651 [REDACTED] Thank you.
2652
2653 LANDBERG So, after viewing the video, did you contact [REDACTED] ?
2654
2655 [REDACTED] I never got his full name.
2656
2657 LANDBERG So, [REDACTED], for the record, is the individual seated in the van.
2658
2659 [REDACTED] Okay. So, yes.
2660
2661 LANDBERG And [REDACTED] is the female who Officer Swaleh was talking to.
2662
2663 [REDACTED] Okay.
2664
2665 LANDBERG So, did you walk up to the van and have a conversation with [REDACTED] ?
2666
2667 [REDACTED] Yes.
2668

2669 LANDBERG Can you tell me about that interaction?
2670
2671 [REDACTED] Based on this now-
2672
2673 LANDBERG On the video. We're only talking about the video now, not your recollection of the
2674 event.
2675
2676 [REDACTED] I walked up, contacted him. I couldn't catch what he said right there at the
2677 beginning, but then I asked if he was injured. He pointed to his head.
2678
2679 NUNLEY Let's...do we need to watch it again to refresh your recollection in terms of the
2680 order of events?
2681
2682 [REDACTED] That would be nice. At least my first initial contact. I mean, I don't have
2683 memorized everything that he said.
2684
2685 LANDBERG That's fine. We can watch it again. So, for the record, we're going to watch it a
2686 second time, and this is just a portion of the video. This is not the entire video.
2687
2688 NUNLEY And Sergeant, I don't think we need to start off the first 30 seconds or whatnot,
2689 but maybe when he approaches the van would be a good place to begin it.
2690
2691 LANDBERG Where would you like me to begin the video?
2692
2693 [REDACTED] We're talking about my conversation—when I'm approaching the van is fine
2694 because I didn't converse with him before that.
2695
2696 LANDBERG Whatever helps you with your recollection. How's this?
2697
2698 [REDACTED] That's perfect.
2699
2700 LANDBERG All right. We're starting the—for the record, we're going to start the video at
2701 0038.
2702
2703 *[BODY CAMERA VIDEO PLAYS]*
2704
2705 [REDACTED] Just like that—so, if we can pause. I didn't—I couldn't hear at all what he said
2706 because I said, "Is that from today?" and he said something I couldn't catch. I
2707 don't know if that's relevant or if I need to reference that when you're talking
2708 about my conversation.
2709
2710 LANDBERG How about we go through some of the questions, and maybe that will clear it up.
2711
2712 [REDACTED] Okay.

2713
2714 LANDBERG And if it doesn't, we absolutely can go back and touch on this.
2715
2716 [REDACTED] That's fine.
2717
2718 LANDBERG Okay because I don't want to answer a question that maybe I'm going to have
2719 later, but yes, let's revisit that if it's not made clear in my questions. Is that okay?
2720
2721 [REDACTED] Yeah, that's fine.
2722
2723 LANDBERG Do you want to continue up to the 2 minutes and 46 seconds or...?
2724
2725 [REDACTED] No, this is fine.
2726
2727 LANDBERG Okay. So, did you make contact with [REDACTED]?
2728
2729 [REDACTED] I did.
2730
2731 LANDBERG And after watching the video a second time, can you explain or describe your
2732 interaction with him and what was said?
2733
2734 [REDACTED] So, he states, "She always injures me," and I said, "Okay. Are you injured?" and
2735 he points with his right hand to his forehead, and I take my flashlight out, step
2736 closer, and I think at the same time say, "Is it from today? Are you talking about
2737 today?" and he says "Yes," I believe, and then I say, "There's nothing on your
2738 forehead," and then I can't hear what he says after that.
2739
2740 LANDBERG So let's just dive into that a little more specific. So, you walk up and have a
2741 conversation with him. You initially say, "What's going on?"
2742
2743 [REDACTED] Yes.
2744
2745 LANDBERG Is that correct? And does he reply, "She always injures me"?
2746
2747 [REDACTED] Yes.
2748
2749 LANDBERG Okay. And then you reply, "Okay."
2750
2751 [REDACTED] Okay.
2752
2753 LANDBERG I'm asking.
2754
2755 [REDACTED] That's—yeah.
2756

2757 LANDBERG You reply, "Okay."
2758
2759 [REDACTED] Yes.
2760
2761 LANDBERG Does [REDACTED] reply, "That's her thing"?
2762
2763 [REDACTED] I believe so.
2764
2765 NUNLEY Hold on. I don't want you to guess.
2766
2767 [REDACTED] I don't have the video memorized, so...
2768
2769 NUNLEY The problem with this, Sarge, is the video speaks for itself. So, I mean, if we're
2770 just going to watch it and then rehash the video, the video speaks for itself. I
2771 mean-
2772
2773 LANDBERG Well, we're going to ask-
2774
2775 NUNLEY You can compare that [crosstalk-1:52:16].
2776
2777 LANDBERG We're going to ask specific questions about the video. It's very pertinent to the
2778 investigation.
2779
2780 NUNLEY Maybe we should get there.
2781
2782 LANDBERG We are—we actually are getting there.
2783
2784 NUNLEY Okay.
2785
2786 LANDBERG So, he tells you—does he tell you that, "She always injures me"?
2787
2788 [REDACTED] Yes.
2789
2790 LANDBERG In your mind, what does that mean?
2791
2792 [REDACTED] She's—are you talking about my perception or what I think, or what are you-
2793
2794 LANDBERG If you're working as police officer on a call for service on a domestic violence
2795 and you walk up to a van and you say, "What going on?" and someone says, "She
2796 always injures me," what would your perception be?
2797
2798 [REDACTED] She always hits him or injures him in some way.
2799

2800 LANDBERG So, you're on a domestic violence call and the other half, the other party, always
2801 injures the party you're talking to.
2802
2803 [REDACTED] Based on what he's saying, yeah.
2804
2805 LANDBERG Based on the remark, "She always injures me."
2806
2807 [REDACTED] Yes.
2808
2809 LANDBERG Okay. Do you remember what you said to that?
2810
2811 [REDACTED] And I said, "Okay," and then I said, "Are you injured?" to which he points to his
2812 forehead.
2813
2814 LANDBERG Well, [REDACTED] actually said, "That's her thing."
2815
2816 [REDACTED] That's her thing, okay. So, like I said, I can't remember all of the details. I don't
2817 have it memorized. I've never watched this video other than today, so.
2818
2819 NUNLEY For the record, Sergeant, if you'd be so kind to just let us know how many times
2820 that your unit has reviewed this video.
2821
2822 LANDBERG For the record, I don't know exactly how many times I've reviewed-
2823
2824 NUNLEY Just a best estimation.
2825
2826 LANDBERG I did a—I transcribed it, so I reviewed it specifically once, but how many times I
2827 viewed it just in passing, I couldn't tell you.
2828
2829 NUNLEY Do you have an estimation? More than five? More than 10?
2830
2831 LANDBERG Between 5 and 10.
2832
2833 NUNLEY Thank you.
2834
2835 [REDACTED] I'm not trying to be difficult.
2836
2837 LANDBERG No, not at all.
2838
2839 ALONSO How many times did you review this video prior to the beginning of our interview
2840 today?
2841

2842 [REDACTED] We watched it one time through and rewinded through it one time, so it would be
2843 two times, and then we just watched it one time through and then rewinded it part
2844 of the way.
2845
2846 ALONSO So, prior to the beginning of our interview, did you—you watched it twice?
2847
2848 [REDACTED] I watched it, but I didn't memorize everything that was said or anything.
2849
2850 ALONSO Sure. No, I get that. Did you have an opportunity—could you have watched it
2851 multiple—more than twice?
2852
2853 [REDACTED] I could have, yes.
2854
2855 ALONSO Okay.
2856
2857 LANDBERG Did you ask—well, let's do this. Did [REDACTED] tell you, "That's her thing"?
2858
2859 [REDACTED] Yes.
2860
2861 LANDBERG And again, when he said, "That's her thing," kind of along the lines I asked you
2862 earlier, like, what's your thought process when he says, "That's her thing"?
2863
2864 [REDACTED] That she injures him. I think that's what that was in reference to.
2865
2866 LANDBERG So, what would that make you think though?
2867
2868 [REDACTED] That he would have an injury, but based on my observations, he had none.
2869
2870 LANDBERG Did you ask him if he was injured?
2871
2872 [REDACTED] I did.
2873
2874 LANDBERG And when you asked him if he was injured, what did [REDACTED] do?
2875
2876 [REDACTED] He said something. I couldn't hear it through the kids talking, so I can't recall,
2877 and I couldn't hear it on the video.
2878
2879 LANDBERG If you were to ask me if I were injured, and specifically right after you asked that
2880 question if I point my forehead, we previously talked about nonverbal
2881 communication, what would that lead you to believe?
2882
2883 [REDACTED] That he's trying to point to an injury.
2884
2885 LANDBERG Okay. And is that why you would flash your flashlight at his face?

2886
2887 [REDACTED] Yes to—well, you can see the top of his head is darker than the bottom of his
2888 head, so I couldn't see clearly, so my flashlight helped me see if there was an
2889 injury.
2890
2891 LANDBERG Oh, absolutely. So, you asked him if there was an injury, he makes a-
2892
2893 [REDACTED] Gesture.
2894
2895 LANDBERG -a gesture above his eye. You illuminate it because, and I don't want to put words
2896 in your mouth, but I'm assuming you illuminate it because you're understanding
2897 as nonverbal communication that he's pointing towards his forehead to answer
2898 your question that he is injured.
2899
2900 [REDACTED] Yes.
2901
2902 LANDBERG And you illuminate his forehead, and then what happened?
2903
2904 [REDACTED] I observe no injuries, and I told him that I observed no injuries on his forehead.
2905
2906 LANDBERG Okay. And did he tell you he was injured?
2907
2908 [REDACTED] I did not hear a verbal, all I heard was—or all I said was the gesture to his
2909 forehead.
2910
2911 LANDBERG And you didn't hear it on the camera—or on the video?
2912
2913 [REDACTED] Not that I can recall just watching it the two times. I just saw the hand motion.
2914
2915 LANDBERG If I replay the portion where he says that, would that help your recollection?
2916
2917 [REDACTED] It could.
2918
2919 LANDBERG For the record, that's going to be minute 0120, but I will start it at about 0105 to
2920 play up to it so you can hear it better. And if you need me to turn it up, I
2921 absolutely will, whatever helps you recall.
2922
2923 *[BODY CAMERA VIDEO PLAYS]*
2924
2925 [REDACTED] I still could not hear what he said. It sounded like he said, "this," and pointed to
2926 his forehead. I didn't hear a "yes" or a "no" or a "maybe."
2927
2928 LANDBERG Totally fair. So, you asked if he was injured, then what was your followup
2929 question?

2930
2931 [REDACTED] Is that from—are you—“Is it from today?” is what I asked.
2932
2933 LANDBERG And do you remember his response?
2934
2935 [REDACTED] I can’t. If we could play the video to refresh my recollection.
2936
2937 LANDBERG Absolutely. Absolutely. So, I’m going to start at 0120 now—or I’ll go back at
2938 0115 just to make it cohesive.
2939
2940 *[BODY CAMERA VIDEO PLAYS]*
2941
2942 [REDACTED] So he says, “Like, from a few minutes ago.”
2943
2944 ALONSO What did you mean by, “Is that from today?” What were you asking?
2945
2946 [REDACTED] I was referring to if he was pointing to an injury that had occurred today—or
2947 during this date, not today.
2948
2949 LANDBERG And along that same line of questioning, when you asked that question, his
2950 response was what?
2951
2952 [REDACTED] I didn’t hear a response to—oh, he said, “Like, a few minutes ago.” Sorry.
2953
2954 LANDBERG So, today, what would that lead—what does that lead you to believe?
2955
2956 [REDACTED] That some type of domestic violence occurred a few minutes ago, and based on
2957 what I observed, and I can’t speak to how—I don’t recall the call—the text of the
2958 call now, but with the information that you’ve given me with the female calling in
2959 claiming domestic violence and then him claiming domestic violence and there
2960 being no mark and him saying it only happened a few minutes ago, I can speak to
2961 my frame of mind of being probably that there was not a lot of credibility. There
2962 was no injury that I could observe. Within a few minutes normally something,
2963 redness, is still there, redness or swelling if there is a significant injury or a
2964 scratch.
2965
2966 LANDBERG So, and correct me if I’m wrong, if I’m following your train of thought here that
2967 you’re saying that his credibility could be in question because you didn’t see a
2968 visible injury, but is it not possible that he was struck before she even called 911?
2969
2970 [REDACTED] It is possible. There is a possibility.
2971
2972 LANDBERG And is it also possible that she could strike him and not leave a mark?
2973

2974 [REDACTED] It's possible, yes.
2975
2976 LANDBERG And just for clarification, we went over the domestic violence laws, the 273.5 and
2977 the 243 (e)(1), and I don't know if you did or not so correct me if I'm wrong, but
2978 did you not or myself, we verbally spoke that you can actually have an injury and
2979 not be visible?
2980
2981 [REDACTED] That is true.
2982
2983 LANDBERG And is that not part of one of the elements of 243(e)(1)?
2984
2985 [REDACTED] Yes, it is. My thought process, if I can tell you-
2986
2987 LANDBERG No, no absolutely. Absolutely.
2988
2989 [REDACTED] -is that-
2990
2991 NUNLEY Let's do this. At the time that the gentleman pointed to his head and you clarified
2992 in terms of temporally when it occurred and he said, "A few minutes ago," was
2993 it—did that inform your belief that a domestic violence had occurred, or did it
2994 inform your belief that this particular gentleman was claiming that he had been
2995 struck by his wife?
2996
2997 [REDACTED] From my observations, I thought he was claiming he was, and based on the
2998 observations of no visible injury being present from a few minutes prior based on
2999 what he is saying, the credibility of that didn't really stand up.
3000
3001 NUNLEY So, in other words, this is merely a claim, it's not proof that something in fact or
3002 did not happen?
3003
3004 [REDACTED] Yes.
3005
3006 LANDBERG Can you prove an injury occurred if it's not visible?
3007
3008 [REDACTED] I can't prove it other than talking with other people.
3009
3010 LANDBERG So, if an individual tells you that somebody struck them but you can't see it on
3011 their face, could it likely—could it have happened?
3012
3013 [REDACTED] It could have, yes.
3014
3015 LANDBERG And is there anywhere in the law, and I'm unaware of this so if there is please
3016 educate me, is there anywhere in the law that states when someone says

3017 something and if there's possible probable cause, their credibility comes into
3018 question?
3019
3020 NUNLEY I'm going to object on grounds that calls for a legal expertise, a legal conclusion,
3021 and outside the scope of his expertise.
3022
3023 LANDBERG Let me rephrase that. As a law enforcement officer, when you go to a domestic
3024 violence call and someone says that they were struck and you don't see a visible
3025 injury, do you immediately just infer that individual is not being truthful?
3026
3027 [REDACTED] I think it's circumstantial depending on a lot of other characteristics of when you
3028 show up to a call as far as who called, what other people are saying, what the
3029 victim or the suspect is saying. Based on the evidence and how they say they were
3030 hit and how long ago they were hit, I think there is a determination there, but
3031 based on what he said of it happening a couple minutes prior, or a few minutes
3032 prior, I'm sorry, and then pointing to it and putting his finger on it and there being
3033 absolutely nothing, my frame of mind was that it may not be credible.
3034
3035 LANDBERG Are there different ways to be hit?
3036
3037 [REDACTED] There are.
3038
3039 LANDBERG Can you be hit with different things?
3040
3041 [REDACTED] Yes.
3042
3043 LANDBERG And if I were to hit you with something other than my fist, is it possible that
3044 object I'm hitting you with would not leave a mark?
3045
3046 [REDACTED] Depending on the object, it could.
3047
3048 LANDBERG And I'm generalizing. I'm not giving you a specific object, but just generally
3049 speaking, it wouldn't leave a mark?
3050
3051 [REDACTED] Yeah, like if someone hit with a feather, that wouldn't leave a mark generally, but
3052 if you punch somebody in the head, it could possibly leave a mark.
3053
3054 LANDBERG Okay, and then also you said that based on what he told you his credibility was in
3055 question. Is that what you said?
3056
3057 [REDACTED] Just based on those characteristics.
3058
3059 LANDBERG On those characteristics. What did he—and I watched the same video you
3060 watched with you, what did he do to bring his word into question?

3061
3062 [REDACTED] Like I said before, was the non-physical evidence and occurring minutes prior of
3063 him saying, "She hit me in the face." I did not clarify, that's my mistake, I didn't
3064 clarify with what was said, where exactly he was hit. That's my mistake, and
3065 there is not a clarifying question there.
3066

3067 NUNLEY If I may, does the question of this individual, or did the question of this
3068 individual's credibility come to play, or does it in general, let's say generally,
3069 when the individual making this assertion is not the reporting party?
3070

3071 [REDACTED] I would say yes because there are people that will say things so they don't get in
3072 trouble. I mean, it's not saying—I can't say every single time the caller calls in
3073 and the caller's telling the truth. There's oftentimes where a caller calls in and the
3074 caller goes to jail, but I mean, that's the thing that we think about as police
3075 officers, and specifically I think about on a lot of domestic violence calls because
3076 it is generally a he said/she said circumstance in (e)(1) and so, you know,
3077 everybody is innocent until proven guilty, and my thought process was kind of
3078 iffy on that portion.
3079

3080 NUNLEY And I think, just so to clarify, I don't think there's any disagreement on the fact
3081 that he made an assertion that was unproven, but you acknowledge that that
3082 assertion would require you as a law enforcement officer to interrogate the
3083 situation more to try to determine one way or the other if it was truthful.
3084

3085 [REDACTED] Yes.
3086

3087 NUNLEY Is that fair?
3088

3089 [REDACTED] That is fair, and I think that that's definitely a mistake that I made that I have to
3090 work on to not make again, because I obviously missed details by not, you know,
3091 conducting the initial investigation thoroughly.
3092

3093 LANDBERG Based on your training and experience, have you ever— during a domestic
3094 violence call have you ever experienced an individual be the victim but not the
3095 caller?
3096

3097 [REDACTED] Yes.
3098

3099 LANDBERG So, that's happened before?
3100

3101 [REDACTED] Yes.
3102

3103 LANDBERG Is there any reason why maybe he wouldn't come forward and want to call on his
3104 wife striking him?

3105
3106 NUNLEY Objection. Calls for speculation.
3107
3108 [REDACTED] I don't know. I don't-
3109
3110 LANDBERG How many children were on the scene?
3111
3112 [REDACTED] I think approximately seven. I don't know-
3113
3114 LANDBERG Were there children on scene?
3115
3116 [REDACTED] There were.
3117
3118 LANDBERG Were there multiple children on scene?
3119
3120 [REDACTED] Yes, there was.
3121
3122 LANDBERG Were they in an enormous—maybe that's the wrong word. Were they in a large
3123 van?
3124
3125 [REDACTED] They were.
3126
3127 LANDBERG That held multiple people?
3128
3129 [REDACTED] Mm-hmm. Yes.
3130
3131 LANDBERG In your training and experience, do individuals who are victims of domestic
3132 violence often not—they're not truthful because they don't want one of their
3133 partners to go to jail and leave them with all the children or with family members?
3134
3135 [REDACTED] That is possible.
3136
3137 NUNLEY The question that Sergeant asked you is in your training and experience. Did you
3138 ask if it was possible, Sarge?
3139
3140 LANDBERG Yeah, I did, so... And maybe I'm being a little too wordy, but what I'm trying to
3141 get is, is it possible [REDACTED] called about domestic violence towards her, but [REDACTED] did
3142 not because he was fearful if [REDACTED] went to jail he would be by himself with a
3143 number of children?
3144
3145 [REDACTED] It's possible.
3146
3147 LANDBERG So likely he still could be a victim then.
3148

3149 [REDACTED] He could be.
3150
3151 LANDBERG Let's get back to the—or unless you want to add anything.
3152
3153 ALONSO Nope.
3154
3155 LANDBERG At this point, what do you think you have?
3156
3157 [REDACTED] Well-
3158
3159 LANDBERG At this point in the video, right here, what you think you have?
3160
3161 [REDACTED] Possibly an (e)(1). Possibly, but I'm working on the credibility of his statement.
3162
3163 NUNLEY You answered the question, Officer.
3164
3165 LANDBERG So, you may possibly have an (e)(1).
3166
3167 [REDACTED] It's possible.
3168
3169 LANDBERG Okay. Can you please-
3170
3171 NUNLEY And there's a difference between what do you think you have, right, versus what
3172 is being claimed, and so what is being claimed is based on no visible injury, a
3173 complaint, or at least an allegation, that he was struck by his wife. That would
3174 potentially give rise or trigger a misdemeanor domestic violence. Is that fair?
3175
3176 [REDACTED] Yes.
3177
3178 NUNLEY And would require further investigation into that, right, or at least provide you a
3179 reason?
3180
3181 [REDACTED] Yes.
3182
3183 LANDBERG So, at this point in the video, what is he alleging?
3184
3185 [REDACTED] He is alleging a possible (e)(1).
3186
3187 LANDBERG A possible (e)(1).
3188
3189 [REDACTED] Yeah.
3190
3191 LANDBERG At this point in the video after watching it and with all of your training and
3192 experience, what do you think you may have?

3193 [REDACTED]
3194 [REDACTED] Based off what he is alleging, he's alleging an (e)(1). So, like I said-
3195 [REDACTED]
3196 LANDBERG He's alleging. What—I'm trying to speak on your experience as a 3 ½ year?
3197 [REDACTED]
3198 [REDACTED] Yeah.
3199 [REDACTED]
3200 LANDBERG -officer. Watching this video, if I were to show this to you in the academy and
3201 said "Stop. What do you have?" what is your opinion?
3202 [REDACTED]
3203 [REDACTED] Based off his statement-
3204 [REDACTED]
3205 NUNLEY I'm going to object on the grounds it calls for a legal conclusion. Let's do this
3206 though Sergeant, I think a better way to ask is at this particular time, based on his
3207 mere assertion Officer, do you believe on your training and experience you had
3208 probable cause to arrest for 243 (e)(1)?
3209 [REDACTED]
3210 [REDACTED] No, not at this time.
3211 [REDACTED]
3212 LANDBERG Not at that time?
3213 [REDACTED]
3214 [REDACTED] Not at that time.
3215 [REDACTED]
3216 LANDBERG Okay. At that point in the video, did he not tell you that. "She always hits me"?
3217 [REDACTED]
3218 [REDACTED] He said, "She always injures me."
3219 [REDACTED]
3220 LANDBERG Always injures me.
3221 [REDACTED]
3222 [REDACTED] Yes.
3223 [REDACTED]
3224 LANDBERG And did you not already say that would lead you to believe that he was a victim of
3225 domestic violence?
3226 [REDACTED]
3227 [REDACTED] Possibly.
3228 [REDACTED]
3229 LANDBERG Possibly. And then did he not at that point in the video say. "That is her thing"?
3230 [REDACTED]
3231 [REDACTED] That is her thing.
3232 [REDACTED]
3233 LANDBERG And then did, and I don't want to put words in your mouth, so did you ask her—at
3234 that point did you ask him after hearing those two things, "Are you injured?"
3235 [REDACTED]
3236 [REDACTED] I did ask him if he was injured.

3237
3238 LANDBERG And did he point to his head and give you nonverbal?
3239
3240 [REDACTED] He did.
3241
3242 LANDBERG Which led you to believe that she struck him in the head?
3243
3244 [REDACTED] Possibly.
3245
3246 LANDBERG And you-
3247
3248 [REDACTED] Shined my flashlight on his forehead.
3249
3250 LANDBERG And you said, "I didn't see anything."
3251
3252 [REDACTED] No injury whatsoever.
3253
3254 LANDBERG And we've already laid the foundation that you can have an injury and not be
3255 visible?
3256
3257 [REDACTED] You can, yeah.
3258
3259 LANDBERG Part of 243(e)(1), (e) is complaint of pain.
3260
3261 [REDACTED] Yes.
3262
3263 LANDBERG Or nonverbal—or not visible injury.
3264
3265 [REDACTED] Yes.
3266
3267 LANDBERG So all those things lined up as a police officer with your training and experience
3268 and your training in the academy and your field training, in your opinion right
3269 now, that's not enough probable cause to arrest for a 243(e)(1)?
3270
3271 [REDACTED] I would want—I wanted—I should have wanted more information.
3272
3273 LANDBERG I just want—I understand. I just want right now—the question I asked you and the
3274 facts I gave you, would you, in your opinion, have enough probable cause to
3275 arrest for a 243 (e)(1)?
3276
3277 [REDACTED] Not based on the situation.
3278
3279 LANDBERG Not based on the situation?
3280

3281 NUNLEY Let me follow up with this, Sergeant. Based on your training and experience, do
3282 you ever develop probable cause by a victim's assertion alone?
3283
3284 [REDACTED] No, not in just the victim.
3285
3286 NUNLEY What other things do you look for?
3287
3288 [REDACTED] Other evidence, other statements, other witnesses.
3289
3290 NUNLEY What with the statements of others, independent or otherwise perhaps, or what
3291 would perhaps a visible injury do for the assertion by a victim that someone else
3292 injured them?
3293
3294 [REDACTED] It would confirm their assertion of a crime that occurred.
3295
3296 NUNLEY Would it be corroborating evidence?
3297
3298 [REDACTED] It would.
3299
3300 NUNLEY Are you familiar with that term?
3301
3302 [REDACTED] Yes.
3303
3304 NUNLEY Based on your training and experience?
3305
3306 [REDACTED] Yes.
3307
3308 NUNLEY Okay.
3309
3310 LANDBERG Along those lines of questioning, and then you asked him when it occurred?
3311
3312 [REDACTED] Yes.
3313
3314 LANDBERG And he said-
3315
3316 [REDACTED] Well, I asked him, "Did this happen today?"
3317
3318 LANDBERG Today?
3319
3320 [REDACTED] Yes.
3321
3322 LANDBERG And did you say you think he said, "two minutes ago"?
3323
3324 [REDACTED] I heard him say it happened—I heard him say "a few minutes ago."

3325
3326 LANDBERG A few minutes ago?
3327
3328 [REDACTED] Yeah.
3329
3330 LANDBERG When I reviewed it, I believe he said, "10 minutes ago."
3331
3332 [REDACTED] Oh, okay.
3333
3334 LANDBERG But we can agree he's saying it happened awhile—between-
3335
3336 NUNLEY In the past.
3337
3338 LANDBERG In the past, fair enough. Okay. And still with all of that known, you don't believe
3339 there's enough probable cause to arrest for misdemeanor domestic violence?
3340
3341 [REDACTED] Not just based on that and how I felt about his credibility, and I didn't have other
3342 statements from anybody. I hadn't talked to any other officers.
3343
3344 LANDBERG And I understand where you're going with—your thought process, but what I
3345 have a hard time with, to be quite honest, is I don't understand where the
3346 credibility concern is coming from.
3347
3348 [REDACTED] So, do you want me to explain?
3349
3350 LANDBERG Let me ask you two full questions. One, I don't understand where the credibility
3351 question is coming from, so please—I'm asking that, and then can you also show
3352 me in the video I've shown you so far anywhere where he has lied to you because
3353 you told me that one of your strengths is that you can tell people are lying. So, can
3354 you kind of explain, give me some verbal cues, some body language, something
3355 where, *he's lied to me, and I know why*. So, please talk on those topics.
3356
3357 [REDACTED] His body language, like I said, was weird to me. He was kind of creepy. You can
3358 see little cues. When I ask him questions he's like, "Here." So, he actually
3359 gestures with his hands, from what I can remember, and it's a second to process
3360 because I'm like, "Hey, are you injured?" and doesn't say anything. He said—I
3361 think he says, "This." So, those little cues to me indicate a thought process of,
3362 *Okay, where am I injured?* type of thing and then he points to his head, but there
3363 is no obvious injury to my eyes. From where I'm standing with my flashlight, I
3364 did not observe any injury. So, when someone is claiming that, that's something
3365 that I take into consideration for credibility and it comes back later. I'm not
3366 saying that's the end of the call. You know, if it were a different instance I'm not
3367 just going to cut it off there and say there's nothing else basically, but he—that's
3368 what I talk about with credibility is he mumbles. He doesn't speak clearly. He

3369 doesn't look me in the eyes a lot of the time. He's looking down. He's looking
3370 away. Those are the cues that I look for when I'm talking to somebody getting a
3371 statement, especially if it's a suspect or a victim statement because eye contact is
3372 a big thing in people that lie. So, I don't know if that answers your question
3373

3374 LANDBERG Thank you.

3375

3376 [REDACTED] And that's just my frame of mind. That's what I observed with the facts and
3377 circumstances that I had.
3378

3379 LANDBERG If someone is a victim of domestic violence and they were possibly struck
3380 between two and 10 minutes ago depending on our interpretation of the video,
3381 could that maybe explain why he's not being very forthcoming, why he's not
3382 making eye contact, he's being—because it sounds to me like, and I don't want to
3383 put words in your mouth, it sounds like he's being kind of meek. He's not looking
3384 at you. He's mumbling. He's looking away. I mean, could that possibly be
3385 because he's just been victimized?
3386

3387 [REDACTED] It possibly could be, but then he's confrontational with us as well. So, that plays
3388 more into the credibility of he's acting meek like, *I don't know what happened*,
3389 and then he's like, "I'm not going to give you my information. I don't have any
3390 warrants" type of thing because—that's—that plays into my credibility, the whole
3391 thing.
3392

3393 LANDBERG Could he also be acting that way or not speaking loud or doing nonverbal because
3394 he is surrounded by his children, and he doesn't want them to be aware of what
3395 occurred?
3396

3397 [REDACTED] He could be, but he also didn't want to step away from the children when we
3398 asked—or when Swaleh asked, I'm sorry. I did not ask.
3399

3400 LANDBERG Could that be just because—and I know we're just guessing here, could that
3401 maybe be because he's a protective parent and doesn't want to leave his children?
3402

3403 [REDACTED] I don't know. I can't speak on that.
3404

3405 LANDBERG Do you recall him having a child in his arms?
3406

3407 [REDACTED] He did.
3408

3409 LANDBERG And do you recall how big that child was?
3410

3411 [REDACTED] Fourteen or fifteen days old, from what I can remember. It was an infant.
3412

3413 LANDBERG And you're a parent, correct?
3414
3415 [REDACTED] I am.
3416
3417 LANDBERG So, do you remember how small a 14-day-old baby is?
3418
3419 [REDACTED] Yes.
3420
3421 LANDBERG Do you think maybe he didn't want to bring the infant out into the elements?
3422
3423 [REDACTED] [Don't know. *(overlapping)*
3424
3425 NUNLEY Objection.] Calls for speculation on this whole line of questioning, Sergeant. We
3426 can go down this path all day. I think—is it fair to say that Sergeant's narrative is
3427 one explanation?
3428
3429 LANDBERG Yes.
3430
3431 NUNLEY Another explanation is that he hadn't gotten injured, that he was covering up, and
3432 that him being cryptic or meek or not forthcoming is that he's trying to cover up
3433 perhaps his own wrongdoing. Is that fair as well?
3434
3435 [REDACTED] That is possible.
3436
3437 NUNLEY But you acknowledge that as a law enforcement officer it's your obligation to find
3438 out.
3439
3440 [REDACTED] Yes.
3441
3442 NUNLEY Okay.
3443
3444 LANDBERG And I apologize if I'm repeating myself, but he also could be a victim at this
3445 point?
3446
3447 [REDACTED] He could be.
3448
3449 LANDBERG But based on everything you've seen so far, you don't feel you had enough
3450 probable cause?
3451
3452 [REDACTED] No.
3453
3454 LANDBERG You feel his credibility is in question?
3455
3456 [REDACTED] Yes.

3457
3458 LANDBERG And you need to ask more questions?
3459
3460 [REDACTED] Yes. I did need to ask more questions, and I failed to do that. That's obvious.
3461
3462 LANDBERG So, at this point in the video, do you feel a domestic violence occurred?
3463
3464 [REDACTED] Not towards—I can't remember if his-
3465
3466 LANDBERG His name is [REDACTED].
3467
3468 [REDACTED] [REDACTED].
3469
3470 LANDBERG [REDACTED].
3471
3472 [REDACTED] At this point, no.
3473
3474 LANDBERG Okay. Is it illegal to be creepy?
3475
3476 [REDACTED] No.
3477
3478 LANDBERG Okay. If you're creepy, just stand alone creepy, is your credibility in question?
3479
3480 [REDACTED] No.
3481
3482 LANDBERG But in this case his credibility is in question because he's creepy?
3483
3484 [REDACTED] No, that's not what I-
3485
3486 LANDBERG Because you mentioned creepy multiple times.
3487
3488 [REDACTED] His demeanor, I mean, that plays into credibility and how he's acting. I'm not
3489 saying just because he's creepy he's not reliable or just because he's weird he's
3490 not reliable. There's, like I said—and we can play it through and I can point out if
3491 you'd like the little things that he does where he doesn't look at me. When he
3492 answers me, he looks away. He does motions with his hands, with the baby in his
3493 hands. That played into my perception of what's going on.
3494
3495 LANDBERG So at this point, would you consider this a domestic violence investigation?
3496
3497 [REDACTED] Not at this point towards [REDACTED].
3498
3499 NUNLEY You—listen to the Sergeant's question.
3500

3501 [REDACTED] Okay.
3502
3503 LANDBERG At this point, are you conducting a domestic violence investigation?
3504
3505 NUNLEY The original question was would you consider this a domestic violence
3506 investigation.
3507
3508 LANDBERG Fine. Answer that. Would you consider this a domestic violence investigation?
3509
3510 [REDACTED] Based on what he's alleging, no.
3511
3512 NUNLEY The question is, would you consider this a—that you have enough facts sufficient
3513 to commence a domestic violence investigation?
3514
3515 [REDACTED] I could investigate more.
3516
3517 NUNLEY Not whether one occurred, whether or not you've considered commencing a
3518 domestic violence-
3519
3520 [REDACTED] So, yes, I could commence a further investigation, which I did not.
3521
3522 LANDBERG Let me ask the question better. Start with this, what kind of call for service were
3523 you dispatched to?
3524
3525 [REDACTED] A domestic violence.
3526
3527 LANDBERG A domestic violence what?
3528
3529 [REDACTED] Call.
3530
3531 LANDBERG What type of call?
3532
3533 [REDACTED] I believe it was categorized as a 273.5.
3534
3535 LANDBERG Was it in progress?
3536
3537 [REDACTED] I don't remember.
3538
3539 LANDBERG You don't remember?
3540
3541 [REDACTED] I can look at the CAD call and refresh my recollection, but I don't remember what
3542 the—if it was a time element or in-progress or report.
3543

3544 NUNLEY I think we have already established that there are remarks there, you don't recall
3545 them at the time but you do now on the CAD report, a specific instance of
3546 conduct in the past, namely that the complainant said something regarding his arm
3547 on her breast?
3548
3549 [REDACTED] Yes.
3550
3551 NUNLEY Okay. So, you don't recall that now—or didn't recall it at the time. Having
3552 reviewed the CAD, does this refresh your recollection as it relates to whether this
3553 was a past domestic violence or a domestic violence in progress?
3554
3555 [REDACTED] Is that what you're asking? Are you asking if it was categorized as an in-progress
3556 call or a time element call?
3557
3558 LANDBERG I'm asking, and I don't—to me it doesn't matter if you recall at the time or if you
3559 need to recall now, what type of call you were responding to?
3560
3561 [REDACTED] All I remember is it was a domestic violence 273.5 call. That's—we don't
3562 categorize domestic violence calls as (e)(1) calls. They're all dispatched as
3563 domestic violence calls.
3564
3565 LANDBERG So, you were responding to a domestic violence call?
3566
3567 [REDACTED] Yes.
3568
3569 LANDBERG You respond. You arrive on scene.
3570
3571 [REDACTED] Yes.
3572
3573 LANDBERG You talk to [REDACTED]?
3574
3575 [REDACTED] Yes.
3576
3577 LANDBERG Are you investigating a domestic violence?
3578
3579 [REDACTED] Yes.
3580
3581 LANDBERG At this point with the questions you asked, are you investigating a domestic
3582 violence?
3583
3584 [REDACTED] Yes.
3585
3586 LANDBERG This is the way you were taught to investigate a domestic violence?
3587

3588 [REDACTED] Not the standard.
3589
3590 LANDBERG Not that standard. At this point in the video—at this point, you do not feel there's
3591 enough probable cause to arrest?
3592
3593 [REDACTED] No.
3594
3595 LANDBERG Is there a difference between having enough probable cause and having a very
3596 strong case, and I'm speaking in general terms?
3597
3598 NUNLEY What do you mean, Sarge?
3599
3600 LANDBERG So, is there a difference between having probable cause to arrest on a general
3601 case, in general, and is there having a very—having more evid—well, strike that
3602 question. Never mind. Did you ask [REDACTED] anything about the remarks on the call?
3603
3604 [REDACTED] I did not.
3605
3606 ALONSO Why not?
3607
3608 [REDACTED] I don't recall why I did not. As I know now, it was a mistake. It was not a
3609 thorough investigation, and I take full responsibility for that. That's, you know,
3610 my shortcomings in not investigating. It wasn't to be deceitful or purposeful or to,
3611 you know, try to skirt around doing the work because that's not the police officer
3612 that I am, but I do know that I made a mistake and I don't conduct myself like this
3613 on a regular basis. This is a mistake that I made that I'm trying to learn from, and
3614 hopefully I can grow from it, and it won't ever happen again.
3615
3616 LANDBERG While conducting investigations, do you ask—so, if you're dispatched to a call for
3617 service, a domestic violence in progress, and the call states that the male half put
3618 his arm on the female half's chest, is one of the investigative steps to ask specific
3619 questions about the information you were given on the call for service?
3620
3621 [REDACTED] Generally, yes.
3622
3623 LANDBERG Is that a common practice for all investigations regardless if it's domestic violence
3624 or not?
3625
3626 [REDACTED] Yes.
3627
3628 LANDBERG Is that a general practice that you do?
3629
3630 [REDACTED] Generally, yes.
3631

3632 LANDBERG Is there a reason why you didn't in this specific case?
3633
3634 [REDACTED] Not a specific reason. I just—I don't know if I was just being lazy or if I didn't-
3635
3636 NUNLEY I don't want you to guess. Sarge asked you a very specific question. You had
3637 indicated to the sergeant and the detective here today that you don't recall the
3638 specific text of this call for service, right?
3639
3640 [REDACTED] Yes.
3641
3642 NUNLEY Is it possible you didn't review it or you didn't see it at all?
3643
3644 [REDACTED] It's possible.
3645
3646 LANDBERG Speaking on your general—the way you generally work as a police officer, when
3647 you get a call for service sent to your box and you're working with Officer Spring
3648 typically, correct?
3649
3650 [REDACTED] Yes.
3651
3652 LANDBERG So, you're on the right side of the car, he's driving. Do you read the call for
3653 service?
3654
3655 [REDACTED] Generally.
3656
3657 LANDBERG To give yourself a very good familiar idea of what occurred on that call for
3658 service?
3659
3660 [REDACTED] Yes.
3661
3662 LANDBERG And then when you get to that location, do you ask questions specifically
3663 regarding that call for service or that information you were given on the call?
3664
3665 [REDACTED] Generally, yes.
3666
3667 LANDBERG But in this case, you just didn't?
3668
3669 [REDACTED] I did not.
3670
3671 NUNLEY And as you sit here today, you don't know why.
3672
3673 [REDACTED] I don't know why. Like I said, it wasn't to be deceitful or to avoid anything.
3674
3675 LANDBERG Is that your job to ask those questions?

3676 [REDACTED]
3677 [REDACTED] It is.
3678 [REDACTED]
3679 LANDBERG And to conduct thorough investigations?
3680 [REDACTED]
3681 [REDACTED] It is.
3682 [REDACTED]
3683 LANDBERG Regardless of what you're investigating?
3684 [REDACTED]
3685 [REDACTED] Yes.
3686 [REDACTED]
3687 NUNLEY May I ask one quick question, Sergeant. Office [REDACTED], when you arrived on
3688 scene, was it absolutely clear to you whose investigation this was?
3689 [REDACTED]
3690 [REDACTED] It was.
3691 [REDACTED]
3692 NUNLEY It was?
3693 [REDACTED]
3694 [REDACTED] It was clear to me, yes.
3695 [REDACTED]
3696 NUNLEY Whose investigation was it?
3697 [REDACTED]
3698 [REDACTED] Officer Swaleh's.
3699 [REDACTED]
3700 NUNLEY When you arrived on scene, did you cons—you considered Officer Swaleh the
3701 primary investigative officer?
3702 [REDACTED]
3703 [REDACTED] I did.
3704 [REDACTED]
3705 NUNLEY And you considered yourself, you and Kevin...Springs?
3706 [REDACTED]
3707 [REDACTED] Spring.
3708 [REDACTED]
3709 NUNLEY As the assisting officers?
3710 [REDACTED]
3711 [REDACTED] Yes.
3712 [REDACTED]
3713 NUNLEY And your obligation was to, not only officer safety for officer safety purposes
3714 going to a very volatile call type-
3715 [REDACTED]
3716 [REDACTED] Yes.
3717 [REDACTED]
3718 NUNLEY -but also for investigatory purposes?
3719 [REDACTED]

3720 [REDACTED] Yes.
3721
3722 NUNLEY Was there any time, best to your recollection, a moment where you believed
3723 someone else was going to do it and maybe you didn't need to and there was a
3724 lack of communication between you and your beat partners?
3725
3726 [REDACTED] Yes.
3727
3728 NUNLEY Can you explain that?
3729
3730 [REDACTED] That was another mistake that I made, I didn't communicate with my beat
3731 partners at all. What I had gathered, the little bit that I did gather, I don't expect
3732 people to do my job. In my eyes this was Swaleh's investigation. He showed up
3733 first, it's the beat unit, and we cleared without even reconvening and talking about
3734 it, so I think that was another shortfall of mine.
3735
3736 LANDBERG So, you were the information gatherer?
3737
3738 [REDACTED] For-
3739
3740 LANDBERG The term you used earlier.
3741
3742 [REDACTED] Yes.
3743
3744 LANDBERG Information officer, information gatherer.
3745
3746 [REDACTED] Yes.
3747
3748 LANDBERG Okay. Do you feel you gathered enough information?
3749
3750 [REDACTED] No.
3751
3752 LANDBERG And then you said Officer Swaleh was the prime?
3753
3754 [REDACTED] Yes.
3755
3756 LANDBERG Even if he's prime, we talked about earlier at the beginning of this interview how
3757 we separate parties.
3758
3759 [REDACTED] Yes.
3760
3761 LANDBERG So, even if he's prime, didn't he talk to the female half?
3762
3763 [REDACTED] Yes.

3764
3765 LANDBERG So, and you're talking to the male half?
3766
3767 [REDACTED] Yes.
3768
3769 LANDBERG So, in a typical call for service on a domestic violence, even if—all the prime
3770 officer means is they're going to write—typically write the report and typically—
3771 most likely book the person, right?
3772
3773 [REDACTED] Yes.
3774
3775 LANDBERG That doesn't mean that they're doing all the work on the investigation.
3776
3777 [REDACTED] Generally, no.
3778
3779 LANDBERG Generally, no. Correct. So, even though he's talking to, and her name is [REDACTED],
3780 talking to [REDACTED], don't you still have a responsibility to talk to [REDACTED] and to get the
3781 elements of the crime or to, as you said, determine a crime didn't occur?
3782
3783 [REDACTED] Generally, yes.
3784
3785 LANDBERG Generally speaking?
3786
3787 [REDACTED] Yes.
3788
3789 LANDBERG And did you in this situation?
3790
3791 [REDACTED] No.
3792
3793 LANDBERG Okay, and you just don't know why you didn't?
3794
3795 [REDACTED] I don't know why. I can't recall why.
3796
3797 LANDBERG So, at the time we're going to move on in your body-worn camera video to 4
3798 minutes and 5 seconds. We'll watch it and then we'll have a conversation. I'll
3799 start it at 4 minutes so we can work our way up to it.
3800
3801 *[BODY CAMERA VIDEO PLAYS]*
3802
3803 LANDBERG Oh, excuse me. I went too far. So, Officer Swaleh, after talking to [REDACTED] comes
3804 back and talks to [REDACTED] now?
3805
3806 [REDACTED] Yes. Well, he's talking to both.
3807

3808 LANDBERG Talked to both of them?
3809
3810 [REDACTED] I believe, yeah.
3811
3812 LANDBERG Is what he's saying accurate? Is what Officer Swaleh saying, is that accurate?
3813
3814 NUNLEY I'm going to object. Calls for a legal conclusion.
3815
3816 [REDACTED] Can I watch it again? I wasn't fully listening to what he was saying.
3817
3818 LANDBERG Absolutely.
3819
3820 [REDACTED] I was paying attention to everything.
3821
3822 LANDBERG Yeah.
3823
3824 *[BODY CAMERA VIDEO PLAYS]*
3825
3826 LANDBERG So, did Officer Swaleh specifically say as soon as you guys touch each other,
3827 someone goes to jail? I'm paraphrasing. Did he say something like that?
3828
3829 [REDACTED] Yes.
3830
3831 LANDBERG Did [REDACTED] not tell you prior that [REDACTED] had struck him?
3832
3833 [REDACTED] That was his—that was what he stated, yes, that he—that she hurt him.
3834
3835 LANDBERG Well, he actually did say that she hit him, right? Ten minutes ago or...
3836
3837 [REDACTED] I don't-
3838
3839 LANDBERG With the nonverbals, that's what we-
3840
3841 [REDACTED] He just said, "this." I don't know if he said "this," but he pointed to his forehead.
3842
3843 LANDBERG But didn't we already clarify that that was your mindset that [REDACTED] struck him?
3844
3845 [REDACTED] It could—yeah, it could have happened, yes.
3846
3847 LANDBERG Earlier you said that was your mindset, that it did happen, but then you said that
3848 his credibility led you to believe that it didn't happen.
3849
3850 NUNLEY No, Sergeant. He never confirmed that it did happen. He explained what the male
3851 subject was communicating to him and that his state of mind when he pointed to

3852 his head that the subject was communicating to Officer [REDACTED] that this is the
3853 location where he claims to have been struck by [REDACTED] Is that fair?
3854
3855 [REDACTED] Yes. I don't remember [ever establishing- (*overlapping*)
3856
3857 NUNLEY We never established-]
3858
3859 [REDACTED] -that she did hit him. I said that was what he had stated.
3860
3861 NUNLEY The entire statement, Sarge, is revolved around this individual's claim, and that's
3862 what we have been flushing out versus whether or not he believed he had
3863 probable cause that a crime had occurred. That's all.
3864
3865 LANDBERG Okay, then I—if I'm confused—I thought that through the nonverbals that you
3866 got the communication from him that [REDACTED] had struck him either two or 10
3867 minutes prior.
3868
3869 [REDACTED] That she *could* have. That's what I had said, that she could have struck him.
3870
3871 LANDBERG I was under the impression you said that she had—that you were under the
3872 impression that she did strike him with the nonverbal and the-
3873
3874 NUNLEY Well, ask him again, Sarge, if you need to clear this up.
3875
3876 [REDACTED] If I would have thought that she would have struck him, I would have thought that
3877 we had an (e)(1). I'm saying that she could have struck him. I looked at him with
3878 a flashlight. He did not have an injury and then his credibility came into play of,
3879 *did this actually happen?* I don't recall ever stating that I knew that she struck him
3880 or thought that she struck him because if I-
3881
3882 NUNLEY Hold on. Let's do this. There is a manifest difference between his interpretation of
3883 what's being communicated to him versus what happened, and maybe that's
3884 something you can use. If you want to flush that out.
3885
3886 LANDBERG Did you not ask him, "What's going on?" When you first walked up to the van,
3887 did you not ask him, "What's going on?"
3888
3889 [REDACTED] "What's going on today?"
3890
3891 LANDBERG Or something like that, right? And then did she say—did he say, "She always
3892 injures me?"
3893
3894 [REDACTED] Yes.
3895

3896 LANDBERG And did he say, "That's her thing"?
3897
3898 [REDACTED] Yes.
3899
3900 LANDBERG And what did that lead you to believe?
3901
3902 [REDACTED] That she may have struck him.
3903
3904 LANDBERG She may have struck him.
3905
3906 [REDACTED] Yes.
3907
3908 LANDBERG During what?
3909
3910 [REDACTED] An argument that they had that he later explained.
3911
3912 LANDBERG What did he say? Did he say during a domestic violence argument?
3913
3914 [REDACTED] Yes.
3915
3916 LANDBERG Okay. And then when-
3917
3918 NUNLEY Hold on a second. What's a domestic violence argument?
3919
3920 LANDBERG There is a different between—is there is a difference—I'll restate the question. Is
3921 there is a difference between having a man and a woman just getting a battery, a
3922 242, and then people in a relationship getting in a battery?
3923
3924 [REDACTED] Okay. So, my understanding you were saying a domestic violence argument, I
3925 thought maybe you were talking about them talking, not about physical contact.
3926
3927 LANDBERG No, I apologize. A physical—is he inferring that his partner battered him?
3928
3929 NUNLEY Sergeant, he's not inferring—the male subject in this video, the male subject of
3930 this call, is not inferring anything. He's making a claim and communicating that
3931 claim to Officer [REDACTED].
3932
3933 LANDBERG Is he claiming that his-
3934
3935 [REDACTED] He did claim that, but he didn't claim it verbally, all he did was point to his
3936 forehead and didn't elaborate—and I didn't ask elaborating questions.
3937
3938 LANDBERG Did you understand what he said when he was pointing to his forehead?
3939

3940 [REDACTED] That he may have been struck in the forehead. That's what-

3941

3942 NUNLEY Hold on. Hold on. If we are onto the meaning of words, there was nothing said.

3943 There was something communicated via a gesture, and we've gone over the

3944 communication and what he perceived that to mean the man was claiming

3945 happened. Is that fair?

3946

3947 LANDBERG So, at this point, he's making an allegation, a possible allegation, of being struck

3948 by his partner, and based on his body language, how he's acting, what he's

3949 saying, you didn't think that it was credible?

3950

3951 [REDACTED] I did not.

3952

3953 LANDBERG And at that point instead of relying on your training and experience and

3954 investigating further, you—at that point when you didn't believe him, what did

3955 you do?

3956

3957 [REDACTED] I don't recall based on my memory, and if we can play the video after talking to

3958 him. What I did, I don't recall.

3959

3960 NUNLEY Officer [REDACTED] is it fair to say that you did not ask followup investigative

3961 questions?

3962

3963 [REDACTED] I did not.

3964

3965 NUNLEY Okay.

3966

3967 LANDBERG Is it a requirement to ask followup investigative questions?

3968

3969 [REDACTED] To complete a thorough investigation, yes.

3970

3971 ALONSO Is there a reason why you would not at this point—when Officer Swaleh joined

3972 you out by the van and basically talks to both adults and says, "It's okay to argue,

3973 but the minute somebody touches someone, we need to arrest someone," is there a

3974 reason why you didn't take this opportunity to pull Officer Swaleh aside and

3975 inform—and give him the information that you were tasked with gathering?

3976

3977 [REDACTED] I don't recall why I didn't. Based on how I thought was he had already made a

3978 decision even though I didn't give him that information, and that's my fault. He

3979 had made a decision to end the call and basically say, "I've gotten her statement.

3980 She is not alleging DV. This is the law in California," and I didn't step in and say,

3981 "Hey, give me a second. I've got to tell you because this guy is being kind of

3982 weird, and he pointed to his head." That's my fault. That falls on me. Whether or

3983 not he alleged—he did allege that, by pointing to his head, that something may
3984 have occurred. I did not communicate that with my partners, and that’s my fault.
3985
3986 NUNLEY And to follow up on that, you recognize or acknowledge that your omission and
3987 not informing Officer Swaleh of maybe some additional facts, about which he
3988 knew very little and maybe you knew more than he did, would have allowed him
3989 the opportunity to make a, or the best, informed decision about how to disposition
3990 the call?
3991
3992 [REDACTED] Yes.
3993
3994 NUNLEY Okay.
3995
3996 LANDBERG So, were there children—there were obviously children present, correct?
3997
3998 [REDACTED] Yes.
3999
4000 LANDBERG And nobody, yourself, Officer Spring, or Officer Swaleh to your knowledge or
4001 after watching this video—let me rephrase that. Did you talk to the children about
4002 a domestic violence allegation or a child neglect or abuse allegation?
4003
4004 [REDACTED] No.
4005
4006 LANDBERG Did you even consider talking to the children regarding those two allegations?
4007
4008 [REDACTED] I don’t recall.
4009
4010 LANDBERG You don’t recall?
4011
4012 [REDACTED] No.
4013
4014 LANDBERG But there were children present.
4015
4016 [REDACTED] There were.
4017
4018 LANDBERG And there was an allegation of [REDACTED] throwing a box at one of the children.
4019
4020 [REDACTED] There was on the text of the call based on what I learned here, not that I recall.
4021
4022 LANDBERG Okay. But we did go over that they—when you get dispatched to a priority 3 like
4023 this it’s not only voiced, but then you as the passenger read the call.
4024
4025 [REDACTED] Yes.
4026

4027 LANDBERG And would that type of information be on the call?
4028
4029 [REDACTED] It would.
4030
4031 LANDBERG Just generally speaking because, I mean, I know you're probably not going to
4032 remember the call for service, but generally speaking?
4033
4034 [REDACTED] Generally, yes.
4035
4036 LANDBERG Is it safe to say then that you would read that?
4037
4038 [REDACTED] Yes.
4039
4040 LANDBERG And know that information?
4041
4042 [REDACTED] Generally, yes.
4043
4044 LANDBERG So then is it—is it safe to say you would have known that information that night
4045 of?
4046
4047 [REDACTED] Generally, yes. I don't recall the box specifically, and I don't know—I don't want
4048 to—I don't recall the box situation even to this day. Until I got in here I didn't
4049 remember that there was even a box being thrown at somebody. I didn't recall, at
4050 least.
4051
4052 LANDBERG So then, through your general recollection and then through being reminded with
4053 the information I gave you today, you still—do you have an answer for why you
4054 didn't investigate that claim?
4055
4056 [REDACTED] I don't have an answer. I don't recall.
4057
4058 LANDBERG Is it—could it possibly be a crime for a parent to throw a box at a child?
4059
4060 [REDACTED] It possibly could.
4061
4062 LANDBERG Depending on what that box does to the child.
4063
4064 [REDACTED] Yes.
4065
4066 LANDBERG But it is possible for that to be a crime?
4067
4068 [REDACTED] It is possible.
4069

4070 LANDBERG And as a police officer, is it important to investigate possible crimes to ensure that
4071 they either do or do not occur?
4072
4073 [REDACTED] It is.
4074
4075 LANDBERG Kind of like domestic violence in this case.
4076
4077 [REDACTED] Yes.
4078
4079 LANDBERG Or child abuse, child neglect.
4080
4081 [REDACTED] Yes.
4082
4083 LANDBERG Do you recall if anybody checked on the children's welfare?
4084
4085 [REDACTED] I don't recall. Based on the video, it appears that I shined the flashlight back into
4086 the bus to see if anybody else was in there, but I don't recall speaking to any of
4087 the kids or asking if they were okay. Based on the video and on my recollection,
4088 the kids were generally awake and alert and not starving-looking and not
4089 disheveled and dirty.
4090
4091 LANDBERG Now, when we watch the video you can see the young man in the red, and I
4092 believe a little baby walks up in a diaper.
4093
4094 [REDACTED] Yes.
4095
4096 LANDBERG So, you can see two of them. Could you see the other children in the back?
4097
4098 [REDACTED] Based on my recollection, there was a female sitting two or three seats back on
4099 the left side, and there was some other kids laying down on the chairs, but I don't
4100 recall how many or where they were seated.
4101
4102 LANDBERG Could they theoretically have been talked to?
4103
4104 [REDACTED] Yes.
4105
4106 LANDBERG To determine if one of the two crimes or both crimes that I've spoken to you
4107 earlier about occurred?
4108
4109 [REDACTED] Yes, they could have.
4110
4111 LANDBERG Was one—and you don't remember their ages, correct?
4112
4113 [REDACTED] I don't remember other than the infant.

4114
4115 LANDBERG Sure, and you didn't ask their ages?
4116
4117 [REDACTED] Not all of them, no
4118
4119 LANDBERG The female that was sitting down, was she old enough, in your opinion, to give a
4120 statement to you?
4121
4122 [REDACTED] Yes.
4123
4124 LANDBERG And we've already gone over the importance of third-party statements.
4125
4126 [REDACTED] Yes, we have.
4127
4128 LANDBERG And the importance of them.
4129
4130 [REDACTED] Yes.
4131
4132 LANDBERG And sitting here today, you don't recall why you didn't talk to any of the
4133 children?
4134
4135 [REDACTED] I don't recall.
4136
4137 LANDBERG And I apologize if you asked that question-
4138
4139 ALONSO Mm-mm.
4140
4141 LANDBERG -but then you also didn't confer with Officer Swaleh or Officer Spring?
4142
4143 [REDACTED] I did not.
4144
4145 LANDBERG But is it common practice that you typically do on calls for service?
4146
4147 [REDACTED] Generally, yes, unless there is no report to be taken.
4148
4149 LANDBERG But in a domestic violence call for service, is it common practice for one party to
4150 talk to one half, the other party to talk to the other half and then come together?
4151
4152 [REDACTED] Yes.
4153
4154 LANDBERG Tell each other what occurred and then determine if a crime occurred or not?
4155
4156 [REDACTED] Yes.
4157

4158 LANDBERG And that's just common practice, correct?
4159 [REDACTED]
4160 [REDACTED] Generally, yes.
4161 [REDACTED]
4162 LANDBERG Just general common practice?
4163 [REDACTED]
4164 [REDACTED] Yes.
4165 [REDACTED]
4166 LANDBERG But in this case, that didn't occur?
4167 [REDACTED]
4168 [REDACTED] It did not.
4169 [REDACTED]
4170 LANDBERG And do you remember why?
4171 [REDACTED]
4172 [REDACTED] I don't want to guess, and I don't remember why. It was a mistake. It wasn't—
4173 [REDACTED] like I said, I wasn't—my intent wasn't to be deceitful. My intent was—
4174 [REDACTED]
4175 NUNLEY You've already said that, and we'll—you'll probably receive some questions on
4176 [REDACTED] that note in due course. But you didn't reconvene with Officer Swaleh?
4177 [REDACTED]
4178 [REDACTED] I did not.
4179 [REDACTED]
4180 NUNLEY You didn't reconvene with Officer Spring?
4181 [REDACTED]
4182 [REDACTED] No.
4183 [REDACTED]
4184 NUNLEY Did they reconvene with you?
4185 [REDACTED]
4186 [REDACTED] No.
4187 [REDACTED]
4188 NUNLEY And that's not to site other people's shortcomings to authorize your own
4189 [REDACTED] shortcomings. You acknowledge that, right?
4190 [REDACTED]
4191 [REDACTED] Yeah, I do.
4192 [REDACTED]
4193 NUNLEY But that didn't happen either?
4194 [REDACTED]
4195 [REDACTED] It did not.
4196 [REDACTED]
4197 NUNLEY There was a failure to communicate in triplicate, I mean, all three of you. Is that
4198 [REDACTED] fair?
4199 [REDACTED]
4200 [REDACTED] Yes.
4201 [REDACTED]

4202 NUNLEY And you should have though?
4203 [REDACTED]
4204 [REDACTED] I should have.
4205 [REDACTED]
4206 LANDBERG Do you know if Officer Spring or Officer Swaleh investigated the child abuse
4207 allegation?
4208 [REDACTED]
4209 [REDACTED] Not that I know of.
4210 [REDACTED]
4211 LANDBERG Or child neglect. You can use either/or of that term.
4212 [REDACTED]
4213 [REDACTED] I don't know.
4214 [REDACTED]
4215 LANDBERG You don't recall?
4216 [REDACTED]
4217 [REDACTED] I don't recall.
4218 [REDACTED]
4219 LANDBERG But you do recall you never asked either of those officers about that allegation?
4220 [REDACTED]
4221 [REDACTED] I did not ask.
4222 [REDACTED]
4223 LANDBERG You didn't confer with them and talk to them about that allegation?
4224 [REDACTED]
4225 [REDACTED] I did not.
4226 [REDACTED]
4227 LANDBERG And you never asked [REDACTED] if he threw a box at one of the children?
4228 [REDACTED]
4229 [REDACTED] I did not.
4230 [REDACTED]
4231 NUNLEY Do you know if [REDACTED] was asked by anybody else on the scene if he threw a box at
4232 one of the children?
4233 [REDACTED]
4234 [REDACTED] It wasn't asked in front of me.
4235 [REDACTED]
4236 NUNLEY So you don't know?
4237 [REDACTED]
4238 [REDACTED] I don't know.
4239 [REDACTED]
4240 NUNLEY It could have been.
4241 [REDACTED]
4242 [REDACTED] It could have been, but not while I was present.
4243 [REDACTED]
4244 LANDBERG Did you consider the children's welfare when you were on scene?
4245 [REDACTED]

4246 [REDACTED] Yes.
4247
4248 LANDBERG Can you just go into a little bit how you—what you did to check on their welfare
4249 or what you considered when you were on scene, specifically for the children.
4250
4251 [REDACTED] Specifically, I looked in the bus-
4252
4253 *[VIDEO PLAYING]*
4254
4255 LANDBERG Excuse me.
4256
4257 [REDACTED] I asked if they were living in the bus. He said they were getting groceries or
4258 picking stuff up, and I asked where they lived, and he said Stockton, and then just
4259 visually of the kids. Like I said, they weren't dirty. They didn't look like they
4260 were hungry. The baby's diaper wasn't dirty, and he wasn't crying or screaming.
4261 The newborn baby, who cry a lot, was not crying at all. So, generally their
4262 demeanor was positive. It wasn't—nobody was crying or upset or obviously hurt
4263 that I observed.
4264
4265 LANDBERG So, you didn't even remember, and you may have already asked this, but the child
4266 abuse, child neglect wasn't even considered?
4267
4268 [REDACTED] No.
4269
4270 LANDBERG You were thinking about the domestic violence?
4271
4272 [REDACTED] If there was a domestic violence.
4273
4274 LANDBERG If there was a domestic violence.
4275
4276 [REDACTED] I didn't ask any questions about child endangerment.
4277
4278 NUNLEY That's a very different as to whether you considered the possibility of a child
4279 endangerment scenario. That's really what the sergeant's question was.
4280
4281 [REDACTED] Well, I-
4282
4283 NUNLEY Not whether you commenced an investigation and ask questions apropos of that
4284 kind of investigation, but whether you even considered their welfare.
4285
4286 [REDACTED] I did consider their welfare based on my observations and the questions I asked, if
4287 they were living in the van.
4288

4289 NUNLEY And the reason you would consider their welfare is to make a determination as to
4290 whether there may be any child neglect circumstances?
4291
4292 [REDACTED] Yes, in regards to how they're living. I can't remember—like I talked about,
4293 about the box.
4294
4295 LANDBERG And again, you never talked to Swaleh or Spring following your conversation
4296 with [REDACTED], right?
4297
4298 [REDACTED] No.
4299
4300 NUNLEY And you don't recall Officer Spring or Swaleh speaking to you regarding the
4301 child neglect matter?
4302
4303 [REDACTED] I don't recall.
4304
4305 LANDBERG So, once the call is over, you guys decide that no crime has occurred, and you're
4306 going to send them on their way. At that point did you ever speak to Officer
4307 Swaleh and ask what [REDACTED] had told him?
4308
4309 [REDACTED] No.
4310
4311 LANDBERG How long were you on that call for service?
4312
4313 [REDACTED] I don't recall exactly, possibly 10 minutes or so.
4314
4315 LANDBERG About 10 minutes?
4316
4317 [REDACTED] I think.
4318
4319 LANDBERG Per your body-worn camera, your body-worn camera was activated for 8 minutes
4320 and 46 seconds. Now that's a little less time than the actual CAD call numbers
4321 because obviously when you get dispatched to a call, en route, arrive on scene,
4322 handle the call for service, and then once the call for service is done, you may
4323 drive around the corner, park for a bit, and then you hit F12 and clear the call,
4324 correct?
4325
4326 [REDACTED] Generally, yes.
4327
4328 LANDBERG Generally speaking?
4329
4330 [REDACTED] Yes.
4331

4332 LANDBERG So, is it safe to say that the length of the CAD call is not always necessarily the
4333 length of the investigation?
4334
4335 [REDACTED] Absolutely.
4336
4337 LANDBERG So, is it safe to say—would you say this investigation lasted 8 minutes and 46
4338 seconds? For the record, I'm looking at the time on the body-worn camera.
4339
4340 [REDACTED] Based on the activation of my body-worn camera, that's when I was investigating,
4341 so it would be for 8 minutes and 46 seconds.
4342
4343 LANDBERG Based on your training and experience and the number of investigations you've
4344 done, and I can go back and give you the number, hundreds of hours of
4345 investigations you've done, can you investigate a domestic violence in progress
4346 with allegations of a parent throwing a box at a child in 8 minutes and 46
4347 seconds? Can you do a thorough investigation of that, those allegations, in 8
4348 minutes and 46 seconds, based on your training and experience?
4349
4350 [REDACTED] I believe it's situational. I've been on domestic violence calls that are alleged
4351 domestic violence calls that we were done in eight minutes or we're done in five
4352 minutes because we get on scene and one party is there and they say nothing
4353 happened. We can't contact the other party, and it's like, okay, well, one party is
4354 gone, and we left. I mean, that's a domestic violence investigation and as
4355 thorough as you can be a call like that. So, it's situational, I believe.
4356
4357 LANDBERG So, it's situational and I would agree with you. You can clear a call quickly if
4358 only one party is on scene, but can you do a thorough investigation of allegations
4359 as this when both parties are on scene in 8 minutes and 46 seconds? If you're
4360 doing a thorough investigation.
4361
4362 [REDACTED] I don't think so.
4363
4364 LANDBERG All right, we're going to watch some more of your body-worn camera. For the
4365 record, it's going to be 7 minutes and 58 seconds to 8 minutes and 15 seconds.
4366
4367 NUNLEY Sergeant, very quickly. Are we moving on to something different on this segment
4368 here?
4369
4370 LANDBERG Yes.
4371
4372 *[BODY CAMERA VIDEO PLAYS]*
4373
4374 LANDBERG Actually, we probably can just skip this, right? We can probably just skip that so
4375 we're not beating a dead horse. Do you recall who cleared this call?

4376 [REDACTED]
4377 [REDACTED] I did not recall. Based off your information you provided me, I saw that it says
4378 that Officer Spring cleared the call. Generally—that's what I have. So, based off
4379 that.
4380
4381 LANDBERG Let me show you a couple of things. For the record, I'm going to show you a
4382 CAD call hard copy, and I'm going to show you the—it's basically the exact
4383 same thing you have up here on the screen. It's the CAD call.
4384
4385 [REDACTED] Okay.
4386
4387 LANDBERG Okay? And I've highlighted some portions, and we'll go over it. I just want you to
4388 read them, read them out loud, and then just kind of explain them to me, if you
4389 don't mind. We'll start with the complaint hard copy. So, this is, for the record,
4390 it's CP2020 242851, the complaint hard copy, do you agree?
4391
4392 [REDACTED] Yes.
4393
4394 LANDBERG What's the clearance remarks?
4395
4396 [REDACTED] It's says "no 273.5...415 DV only."
4397
4398 LANDBERG Okay, and then does it say who it was cleared by?
4399
4400 [REDACTED] It says cleared by 4451 Spring Kevin 1006.
4401
4402 LANDBERG And what is his unit identifier?
4403
4404 [REDACTED] 2 Alpha 62.
4405
4406 LANDBERG Now, was that you as well that day?
4407
4408 [REDACTED] It is.
4409
4410 LANDBERG Okay. Can you educate me—now, we've already determined that Spring was
4411 driving.
4412
4413 [REDACTED] Yes.
4414
4415 LANDBERG And we determined that you were the passenger.
4416
4417 [REDACTED] Yes.
4418

4419 LANDBERG And that typically as a passenger you handle the radio, you handle the MDT so
4420 you do the dispos.
4421
4422 [REDACTED] Yes.
4423
4424 LANDBERG Correct? And I will absolutely agree with you it does say cleared by 4451 Kevin
4425 Spring. Can you explain how his ABRA or his number or name comes up first or
4426 why his name is there?
4427
4428 [REDACTED] Normally how we sign on, if you're the driver, he signs on first, I sign on second,
4429 so generally when where dispatch to calls, he shows up first on the stack of our
4430 names, and that's what I realized here too is that his name shows up first on here.
4431
4432 LANDBERG So, even though his name is on there, you're still associated with that clearance?
4433
4434 [REDACTED] I am because it's cleared by 2 Alpha 62.
4435
4436 LANDBERG Okay, and can you go to page, on the same document page 6, and then down at
4437 the bottom I think I highlighted it for you. Can you read the date timestamp and
4438 then just read everything that is highlighted? It's all that there.
4439
4440 [REDACTED] Oh, you want me to read date and time and everything?
4441
4442 LANDBERG Yep, just everything that is highlighted.
4443
4444 [REDACTED] 8/13/2020 at 2342 hours and 30 seconds, 2 Alpha 62, 4451 Spring Kevin 1006,
4445 call cleared. 2 Alpha 62 is 4451 Spring Kevin, 1006 cleared case SA242851,
4446 founded no report, no cleared by at a final 415 DV, BOLO no, study flag not
4447 applicable. Remarks is ***no 273.5...415 DV only.
4448
4449 LANDBERG Okay. Did that come from your car?
4450
4451 [REDACTED] It did.
4452
4453 LANDBERG Do you recall who typed that?
4454
4455 [REDACTED] I recalled this morning after going to bed last night. I recalled that possibly I had
4456 cleared the call, and based on this CAD call, it shows that 1 Alpha 65 when in
4457 service prior to me going in service. If I may explain.
4458
4459 LANDBERG Oh, absolutely.
4460
4461 [REDACTED] This happens a lot on our team. We go to a lot of calls together. When we clear
4462 calls, even if we're the primary, sometimes the primary will accidentally hit "in

4463 service” or hit F12 and that leaves me as the primary and the clearing officer. I
4464 don’t know why that happened tonight—on this night specifically, but based on
4465 my previous experiences, I won’t call or hit that officer up. I’ll just clear the call
4466 with what I thought the call was. Generally there are times where I’ve said, “per I
4467 Alpha 65, this is the clearance of the call.” On this one I didn’t, and I was actually
4468 very brief. I do not recall if we were going to another call afterwards or not and
4469 that’s why 65 cleared quickly, or what was following this and why I cleared with
4470 such a brief remark because Swaleh did put a remark on here also based on his
4471 observations, and I do recall being on a call that night for an extended period of
4472 time, and that’s why there’s two other officers being investigated. They responded
4473 out to there instead of the beat unit because we were stuck on a call, so I don’t
4474 recall exactly what that was, but that is not typical for me to clear an outside beat
4475 call. We do have this thing that we do sometimes. It’s kind of a running joke. It’s
4476 race to F12 on calls that we don’t want to be a part of. I don’t know if that’s what
4477 was going on. I don’t remember why I was the one that cleared the call. All I
4478 remember is, *Shit. That was probably me that cleared the call* thinking about it
4479 overnight, over the last week, and especially since getting the dishonesty added to
4480 my remark because I was like, *I didn’t write anything down*. I didn’t put any
4481 remarks that I remembered on the call until this morning, and I was like, *Okay,*
4482 *that may be it, where I may have cleared that call* and that’s my explanation to
4483 why.
4484

4485 NUNLEY So, you recall the possibility of you being the one to clear the call and your
4486 recollection of that possibility is confirmed today by sergeant’s presentation of the
4487 CAD?
4488

4489 [REDACTED] Yes.

4491 NUNLEY That you, in fact, cleared the call?
4492

4493 [REDACTED] Yes.

4495 NUNLEY And you added remarks.
4496

4497 [REDACTED] Yes.
4498

4499 NUNLEY Or at least, your car did, notwithstanding that you don’t recall actually doing it.
4500

4501 [REDACTED] I added the clearance remarks.
4502

4503 NUNLEY And then by looking at this CAD report, you indicated that Officer Swaleh also
4504 added some remarks?
4505

4506 [REDACTED] Yes.

4507
4508 NUNLEY What did he add?
4509
4510 [REDACTED] “No DV, 415 DV only over buckling up seven children for the ride back to
4511 Stockton.” It’s just the ride
4512
4513 LANDBERG And that was cleared at 2338 hours?
4514
4515 [REDACTED] It says on here 2342 and 30 seconds.
4516
4517 LANDBERG That was yours.
4518
4519 [REDACTED] Yeah.
4520
4521 LANDBERG I was referring to the comment that Swaleh put. He cleared it at 2338 hours.
4522
4523 [REDACTED] 2338 and 21 seconds, yes.
4524
4525 LANDBERG And his remark is different than yours.
4526
4527 [REDACTED] His remark is different. The words are different.
4528
4529 LANDBERG Yes, the words are different than yours, correct?
4530
4531 [REDACTED] Yeah.
4532
4533 LANDBERG So, it’s safe to say that clearance was from Swaleh, correct?
4534
4535 [REDACTED] Yes.
4536
4537 LANDBERG And then this clearance, “no 273.5... 415 DV only” came from your vehicle.
4538
4539 [REDACTED] Yes.
4540
4541 LANDBERG Now, I apologize if I missed the interaction between you and your lawyer, but are
4542 you now saying that you recall that you actually did type those remarks?
4543
4544 [REDACTED] I do recall—not those exact words, but I do recall having to clear that call.
4545
4546 LANDBERG So, you don’t recall typing those exact words, but you do recall typing a clearance
4547 for that call for service.
4548
4549 [REDACTED] For that call for service, yes because we were the only officers on the call. We
4550 were the only ones left on the call.

4551
4552 LANDBERG Fair enough. Can you briefly tell me what “no 273.5...415 DV” means, like, for
4553 the layman’s person, if you were just talking to somebody who’s not a police
4554 officer. Explain what that means.
4555
4556 [REDACTED] There’s no—based on my recollection that there was no physical contact. There
4557 was nothing to take someone to jail over, that is was an argument only. 415 DV
4558 only is an argument between somebody in a relationship, and I think that’s all I
4559 put, “no 273.5...415 DV only.”
4560
4561 LANDBERG And we’ve talked about probable cause, not probable cause. We’ve gone over
4562 that, so I’m not trying to trip you up here. I’m just really asking. So, “no 273.5...
4563 415 DV only” generally speaking means no crime occurred. This is just an
4564 argument between parties and it’s a verbal only, not physical.
4565
4566 [REDACTED] Yes.
4567
4568 LANDBERG That’s what that means.
4569
4570 [REDACTED] Yes.
4571
4572 LANDBERG Based on that clearance and then the video we watched and your recollection of
4573 the events, do you feel that clearance is accurate?
4574
4575 [REDACTED] Based on what I had, yes, and the fact that I didn’t ask followup questions.
4576
4577 ALONSO So that’s—I think that’s my question for you is how can you say that no crime
4578 occurred when you didn’t fully investigate the allegations made by [REDACTED]?
4579
4580 [REDACTED] I cannot say that a crime occurred because of my failure to do a thorough
4581 investigation. If I did a thorough investigation I could have discovered that, but I
4582 did not do that and, like I said, I don’t have a reason why. I don’t recall why.
4583
4584 ALONSO And I get that, but I’m saying you actually put on the remarks that no crime had
4585 occurred, yet you didn’t know whether a crime occurred or not.
4586
4587 NUNLEY Well actually, that isn’t what he wrote in his remarks, notwithstanding the cop
4588 parlance and the inference that could be made by the law enforcement officers,
4589 whether or not a crime occurred depends on whether you establish that there is
4590 probable cause. Is that fair Officer [REDACTED]?
4591
4592 [REDACTED] Yes.
4593
4594 ALONSO What is “no 273.5”? And sorry, I don’t mean to interrupt. Go ahead, Seth.

4595
4596 NUNLEY Well, I just—let me just finish this one point. You acknowledge that had you
4597 asked more questions in your investigation of domestic violence and potential
4598 child abuse, child neglect, that you were in the position to have found out or
4599 maybe developed your probable cause enough where there would have been a
4600 crime or at least probable cause to arrest for that particular crime. Is that fair?
4601
4602 [REDACTED] Yes.
4603
4604 NUNLEY And you acknowledge that you didn't do that?
4605
4606 [REDACTED] I do acknowledge that.
4607
4608 NUNLEY And so, based on your insufficient belief, right?
4609
4610 [REDACTED] Yes.
4611
4612 NUNLEY You wrote down something that you believed when he wrote it was in fact the
4613 case. Is that fair?
4614
4615 [REDACTED] Based on the facts that I had gathered.
4616
4617 NUNLEY But going back now in hindsight and having gathered additional information,
4618 acknowledging you should have, you would have been in position to know.
4619
4620 [REDACTED] Yes.
4621
4622 NUNLEY And there could have been a crime.
4623
4624 [REDACTED] Yes.
4625
4626 NUNLEY Belief—an insufficient belief is, I think, what this turns on, Detectives. I'm sorry,
4627 I won't demote you, Sergeant. He's acknowledged, I think, over and over again
4628 today that there were shortcomings in his investigative role all throughout, and
4629 there would have been a different conclusion that would have followed had he
4630 investigated as he acknowledges he should have.
4631
4632 ALONSO Did you have an opportunity to—you did not talk to Officer Swaleh about what
4633 he talked to [REDACTED] about. Is that accurate?
4634
4635 [REDACTED] That is accurate.
4636
4637 ALONSO And you did not ask followup questions to [REDACTED] about the allegations that he
4638 made against [REDACTED]. Is that accurate?

4639 [REDACTED]
4640 [REDACTED] That is accurate.
4641
4642 ALONSO So, having those two statements, why would you then write “no 273.5,” which
4643 then you have explained to us that means that no crime occurred, when you didn’t
4644 have information? You never talked to Swaleh to confirm whether [REDACTED] alleged a
4645 crime occurred or not, and you didn’t follow up with [REDACTED] about the allegations
4646 that he made, so why put no crime when you didn’t know that no crime had
4647 occurred.
4648
4649 [REDACTED] So, Officer Swaleh told them both that it’s not illegal to argue and that she just
4650 wanted them to be in a good place. My assumption was then that there was no
4651 crime from her end, and based on the details that I had gathered, them not being
4652 complete, but the information that I had, not thinking that there was a DV that had
4653 occurred, that is why I put “no 273.5...415 DV only.”
4654
4655 LANDBERG So, based on what you saw, you think that clearance is accurate?
4656
4657 [REDACTED] Yes.
4658
4659 LANDBERG Would you say that clearance accurately depicts what [REDACTED] told you?
4660
4661 [REDACTED] What he alleged.
4662
4663 ALONSO What he told you.
4664
4665 [REDACTED] Well, what he alleged I didn’t find credible, and that’s why we didn’t—that’s why
4666 I cleared it the way I did. That’s why there was no report. I didn’t think there was
4667 enough probable cause that there was a DV that had occurred.
4668
4669 LANDBERG Well, let me correct you if I might. Is it you don’t feel there was enough probable
4670 cause or you didn’t investigate to determine if there was probable cause?
4671
4672 [REDACTED] Based on the information that I did investigate, I didn’t believe that there was
4673 enough. I did not investigate further, which could have revealed facts that could
4674 have given me probable cause, but I did not do that, and I’ve said that a bunch,
4675 that’s my mistake and I’ll own that 100%, 110%, and I’ll do whatever I can to get
4676 better from that. That’s just a big mistake on my part.
4677
4678 LANDBERG By typing that clearance, do you feel you were dishonest?
4679
4680 [REDACTED] No.
4681
4682 LANDBERG If someone else-

4683
4684 NUNLEY Hold on. Let's linger there, Sergeant. When you say dishonest, that means
4685 something. Were you intending to deceive when you wrote that down in the
4686 CAD?
4687
4688 [REDACTED] Absolutely not.
4689
4690 NUNLEY And I'm assuming facts that we really haven't establish because we don't exactly
4691 know that you wrote it down, but we believe—you believe you were probably the
4692 one. A reasonable inference can be made that you were the one who made that
4693 entry, it came from your car, you were sitting in the passenger seat.
4694
4695 [REDACTED] Yes.
4696
4697 NUNLEY When you wrote that, was there ever any intent to deceive?
4698
4699 [REDACTED] Absolutely not, Not 1%, not any type of intent to deceive.
4700
4701 NUNLEY Okay.
4702
4703 LANDBERG Do you feel if a reasonable person watched this video and then read your
4704 clearance, that they'd feel you were being deceitful?
4705
4706 [REDACTED] I don't know. I think I've made—this may not be the right time, but I do think
4707 I've made a lot of mistakes here, not just the not investigating. There's officer
4708 safety mistakes that we made pulling up. There's a lot of stuff looking back at this
4709 video that I didn't realize or even remember that I made that I have to be better at,
4710 and, you know, they're mistakes that could cost people lives, and this is a huge
4711 deal for me. I've never been to IA before. I've never been a part of an IA
4712 investigation, and this just shows, like, I screwed up, and I screwed up on a few
4713 different things here that, you know, I'm sitting here because of it, but I can only
4714 try and learn from this and get better and not do it again. *[pause]* But I know one
4715 of the mistakes was not being a liar or being deceitful. I'm not that person. I'm
4716 not a liar. I would never intend to deceive.
4717
4718 LANDBERG So, what's your thought process then when you typed that?
4719
4720 NUNLEY Sergeant, again, we're assuming things that we are having difficulty establishing
4721 here.
4722
4723 LANDBERG Okay. Let me rephrase it. What was your thought process-
4724
4725 NUNLEY He doesn't remember doing it much less does he remember his thought process.
4726

4727 ALONSO Hold on a minute. You do remember clearing the call?
4728 [REDACTED]
4729 [REDACTED] I'll get that straight. I remember clearing the call. I don't remember what I typed.
4730 [REDACTED] The reason I cleared the call is because I was the last officer on the call.
4731 [REDACTED]
4732 ALONSO And that's—we get that, that you're not the primary officer, but you do remember
4733 [REDACTED] clearing the call?
4734 [REDACTED]
4735 [REDACTED] Yes.
4736 [REDACTED]
4737 ALONSO And what we have on the remarks that you cleared is "no 273.5."
4738 [REDACTED]
4739 [REDACTED] Yes.
4740 [REDACTED]
4741 ALONSO "415 DV."
4742 [REDACTED]
4743 [REDACTED] Yes.
4744 [REDACTED]
4745 NUNLEY And those remarks are in keeping with your belief at the time.
4746 [REDACTED]
4747 [REDACTED] Yes. My belief at the time, not what I know now and not what I could have
4748 [REDACTED] discovered.
4749 [REDACTED]
4750 LANDBERG Anything further on that?
4751 [REDACTED]
4752 ALONSO No.
4753 [REDACTED]
4754 LANDBERG So once you cleared the call, did you meet with Officer Swaleh and ever discuss
4755 [REDACTED] what occurred? Did you and Officer Spring, your partner, meet with Officer
4756 [REDACTED] Swaleh to discuss what occurred?
4757 [REDACTED]
4758 [REDACTED] Not that I recall.
4759 [REDACTED]
4760 LANDBERG Do you know there was a second call for service regarding [REDACTED] and [REDACTED] ?
4761 [REDACTED]
4762 [REDACTED] I did not know until later that night.
4763 [REDACTED]
4764 LANDBERG But that night, you knew there was a second call for service?
4765 [REDACTED]
4766 [REDACTED] Yes.
4767 [REDACTED]
4768 LANDBERG Did you reach out to the officers going to that call for service?
4769 [REDACTED]
4770 [REDACTED] I did not.

4771
4772 NUNLEY Sergeant, if I may, how did you come to knowledge of the second call?
4773
4774 [REDACTED] How do I come—oh, I looked at the board and saw that they were on a domestic
4775 violence call, and saw that they were at the Ross park—I mapped where they
4776 were, and they were in the Ross parking lot, so I assumed it was the same people.
4777 I didn't look at names or anything. I just mapped them and saw where they were
4778 at.
4779
4780 LANDBERG So, earlier you were very candid, and I appreciate that, and you kind of gave your
4781 opinion on what you feel about domestic violence and domestic violence
4782 investigations. Did that play at all into this investigation?
4783
4784 [REDACTED] Absolutely not. I don't let my personal feelings play into how I do my job. We are
4785 here to do a job, and that doesn't hinder my investigations. How I feel is how I
4786 feel, and how I speak to my friends and family is not how I conduct at work.
4787
4788 LANDBERG Are you a proactive police officer?
4789
4790 [REDACTED] I am.
4791
4792 LANDBERG Would your coworkers describe you as hard-working?
4793
4794 [REDACTED] I would hope so.
4795
4796 LANDBERG Would they describe you as dedicated?
4797
4798 [REDACTED] I would hope so.
4799
4800 LANDBERG Do you put a lot of effort into observation arrests?
4801
4802 [REDACTED] Generally, yes.
4803
4804 LANDBERG We talked about your training and experience earlier. You said you went to a
4805 gang course.
4806
4807 [REDACTED] Yes.
4808
4809 LANDBERG Do you have interest in enforcing laws involving gang members?
4810
4811 [REDACTED] I do.
4812
4813 LANDBERG And gang members, would you agree when you're investigating gangs and gang
4814 members that a lot of times you come in contact with stolen cars, guns, you can

4815 get into pursuits, all of the high adrenaline things that law enforcement has to
4816 offer?

4817 [REDACTED]
4818 Yes.

4819 [REDACTED]
4820 LANDBERG A lot of that stuff has to deal with gang members?

4821 [REDACTED]
4822 Yes.

4823 [REDACTED]
4824 LANDBERG And you said you put a lot of effort and a lot of passion into that type of law
4825 enforcement?

4826 [REDACTED]
4827 I try to, yes.

4828 [REDACTED]
4829 LANDBERG Do you do the same for general calls for service?

4830 [REDACTED]
4831 I try to. I can't say that 100% of the time I'm 100% there. You know, I'm a
4832 human. I've got stuff going on at home. I've got stuff going on at work. You
4833 know, I've got—I can't say that I'm 100%, 100% of the time and I'm not like that
4834 proactively either.

4835 [REDACTED]
4836 LANDBERG Would you say this was—this call for service got your full attention?

4837 [REDACTED]
4838 No.

4839 [REDACTED]
4840 LANDBERG And we don't—I don't—and we may have already established this, but do we
4841 know why it didn't get your full attention?

4842 [REDACTED]
4843 I don't know. I don't remember anything about that night, if there was something
4844 that I was dealing with, if I was arguing with my wife or—I just—I don't recall,
4845 and I actually tried to look through my texts, and I don't have anything that I can
4846 remember.

4847 [REDACTED]
4848 ALONSO Let's look at the Officer Spring, like, 30-second video just because that's the only
4849 thing that we need to clarify and that's it.

4850 [REDACTED]
4851 LANDBERG So, this is a clip I'm going to show you, and it's Officer Spring's body-worn
4852 camera, and it's just of several seconds. I just took it from his body-worn camera
4853 video.

4854 [REDACTED]
4855 NUNLEY Sergeant, are there any questions to which you'd like to put to the officer before
4856 we watch this?
4857

4858 LANDBERG No. We're just going to watch this video and then we're going to ask you several
4859 specific questions.
4860
4861 *[BODY CAMERA VIDEO PLAYING]*
4862
4863 LANDBERG That's you?
4864
4865 [REDACTED] That is me.
4866
4867 LANDBERG Did you have a conversation with Officer Spring that was captured on the video?
4868
4869 [REDACTED] I mouthed something.
4870
4871 LANDBERG Do you recall what you mouthed?
4872
4873 [REDACTED] Based on what it looks like, it looks like I'm saying "So weird. He's weird."
4874
4875 ALONSO We couldn't figure out what that was.
4876
4877 [REDACTED] What's that?
4878
4879 ALONSO We couldn't figure out what that was.
4880
4881 [REDACTED] We can watch it again. I can mouth it to you because I-
4882
4883 ALONSO We just want you to clarify what you said, that's it.
4884
4885 LANDBERG All right. So, we're going to go over some policies. I put these ones in front of
4886 you. The first one to go over is 210.04. Please read the highlighted areas of
4887 General Order 210.04, and this was written on 07/12/17. The highlighted area is
4888 going to be A(1)(a).
4889
4890 [REDACTED] Just A(1)(a)?
4891
4892 LANDBERG Yes, just A(1)(a) first please.
4893
4894 [REDACTED] "Professional Conduct (All Employees). 1. Employees on or off-duty shall: (a). be
4895 governed by ordinary and reasonable rules of good conduct and behavior."
4896
4897 LANDBERG Did you practice good conduct and behavior when you neglected to conduct a
4898 thorough investigation into [REDACTED] allegation of domestic violence and
4899 [REDACTED] allegation of child abuse and child neglect?
4900
4901 [REDACTED] I did not.

4902
4903 LANDBERG Please read A(1)(b) as in boy.
4904
4905 [REDACTED] Subsection B: “Not commit any act whether negligent, intentional, criminal, or
4906 otherwise that could bring discredit upon the Department or the city.”
4907
4908 LANDBERG Did you bring discredit upon the Department when you neglected to thoroughly
4909 investigate [REDACTED] allegation of domestic violence and [REDACTED]
4910 allegation of child abuse, child neglect?
4911
4912 NUNLEY Objection. Calls for a legal conclusion.
4913
4914 LANDBERG I understand your objection. Go ahead and answer it.
4915
4916 [REDACTED] I believe I did.
4917
4918 LANDBERG Can you be more—I couldn’t hear you.
4919
4920 [REDACTED] I said I believe I did. A complaint was made to discredit the city.
4921
4922 NUNLEY Why don’t you listen to Sergeant’s question, okay? One more time, Sergeant, if
4923 you would.
4924
4925 LANDBERG So, did you bring discredit to the Department when you neglected to thoroughly
4926 investigate [REDACTED] allegation of domestic violence and [REDACTED]
4927 allegation of child abuse, child neglect? And I can be—so-
4928
4929 NUNLEY No, you actually—you narrowed it. I appreciate that.
4930
4931 [REDACTED] I’m just confused. I-
4932
4933 LANDBERG By not investigating the allegations, the two allegations, did you bring discredit to
4934 the Department?
4935
4936 [REDACTED] Yes.
4937
4938 LANDBERG Can you please read A(1) subsection C?
4939
4940 [REDACTED] Subsection C: “Abide by all laws to include, but not limited to, Penal Code,
4941 Health and Safety Code, Welfare Institutions Code. In addition, employees shall
4942 ensure that their personal vehicles are compliant with the California Vehicle
4943 Code.”
4944

4945 LANDBERG Did you abide by all laws when you neglected to investigate—thoroughly
4946 investigate [REDACTED] allegation of domestic violence and [REDACTED]
4947 allegation of child abuse, child neglect?
4948
4949 NUNLEY Objection. Calls for a legal conclusion.
4950
4951 [REDACTED] Yes, I abided by all laws.
4952
4953 LANDBERG So, when there is an allegation of domestic violence, are we not required to do a
4954 thorough investigation?
4955
4956 [REDACTED] We are.
4957
4958 LANDBERG By law?
4959
4960 [REDACTED] I don't know if that's a requirement by law. Personally, it's not—in my
4961 knowledge.
4962
4963 LANDBERG Did you not—so-
4964
4965 NUNLEY Could you provide him with the authority to allow himself perhaps to familiarize
4966 his knowledge?
4967
4968 LANDBERG Do you want to review the 273.5 Penal Code section?
4969
4970 [REDACTED] Yes.
4971
4972 LANDBERG You absolutely can. *[pause]*
4973
4974 NUNLEY Can we go off the record?
4975
4976 LANDBERG Sure. Do you guys want to pause it? Mine is not working.
4977
4978 ALONSO We're going to pause at 1:58.
4979
4980 ALONSO We are back on record at 1409 hours.
4981
4982 LANDBERG Do you want me to reread it to you?
4983
4984 [REDACTED] No.
4985
4986 LANDBERG Okay. What is your answer for 1(a)(c)?
4987
4988 [REDACTED] I abided by all laws.

4989
4990 LANDBERG Okay. Can you read 2(a)?
4991
4992 [REDACTED] “Employees shall: A: Serve the public by direction, counsel, and example that
4993 does not interfere with the discharge of their police duties—sorry, responsibilities.
4994 They shall respect and protect the rights of individuals and perform their services
4995 with honesty and integrity.”
4996
4997 LANDBERG Did you serve the public and protect the rights of individuals when you neglected
4998 to thoroughly investigate [REDACTED] allegation of domestic violence and [REDACTED]
4999 [REDACTED] allegation of child abuse, child neglect?
5000
5001 NUNLEY Objection. Calls for a legal conclusion.
5002
5003 LANDBERG Objection noted. Please answer.
5004
5005 [REDACTED] Can you restate just one more time? I’m sorry.
5006
5007 LANDBERG I probably spoke too fast. Did you serve the public and protect the rights of all
5008 individuals when you neglected to thoroughly investigate [REDACTED]
5009 allegation of domestic violence and [REDACTED] allegation of child abuse, child
5010 neglect?
5011
5012 [REDACTED] No.
5013
5014 LANDBERG Can you please read 2(d) as in David?
5015
5016 [REDACTED] Subsection D: “Properly perform assigned police responsibilities during a
5017 scheduled shift. Note: Improper performance or failure to perform assigned
5018 police responsibilities during a scheduled shift shall be regarded as neglect or
5019 dereliction of duty and calls for disciplinary action.”
5020
5021 LANDBERG Did you properly perform your duties during your assigned shift when you
5022 neglected to investigate [REDACTED] allegation of domestic violence and [REDACTED]
5023 [REDACTED] allegation of child abuse, child neglect?
5024
5025 [REDACTED] I did not.
5026
5027 NUNLEY Objection. Calls for a legal conclusion.
5028
5029 LANDBERG Objection noted. Please answer.
5030
5031 [REDACTED] I did not.
5032

5033 LANDBERG And then can you read 2(k) please?
5034
5035 [REDACTED] Subsection K: “Not file false, inaccurate, or improper information orally or in
5036 writing, either personally or through another employee, for criminal prosecution,
5037 personal gain, or for unearned recognition including sick or injury reports,
5038 falsification of public records, or for any other purpose.”
5039
5040 LANDBERG Did you file false, inaccurate, or improper information when you cleared CAD
5041 call 20-242851 with the following clearance: ***no 273.5...415 DV only?
5042
5043 [REDACTED] No.
5044
5045 NUNLEY Objection. Calls for a legal conclusion, but Sarge, you’re parsing out these
5046 general orders. If you want to read the general order under the record, let’s read it
5047 in its entirety. To suggest that merely writing something down that is mistaken or
5048 false or inaccurate is, in your view, looks to me to be sort of analyzed apart from
5049 the culpable mental state here. There are reasons why on purpose that are built
5050 into that policy right there, and you’ve omitted that. It seems deliberate to me.
5051
5052 LANDBERG Okay. Your objection is noted. Can you answer that please?
5053
5054 [REDACTED] No. I did not file false information.
5055
5056 LANDBERG Okay. We’re going to do—we’re going to read or go over, excuse me, General
5057 Order 533.04, which is Domestic Violence. It’s this one.
5058
5059 ALONSO For the record, that was revised 09/08/17.
5060
5061 LANDBERG Can you please read 3?
5062
5063 [REDACTED] Section A(3)?
5064
5065 LANDBERG Right there.
5066
5067 [REDACTED] “Misdemeanor Domestic Violence: Per 243(e)(1) Penal Code, spousal abuse
5068 occurs when the victim does not suffer any visible injuries but results in traumatic
5069 condition willfully inflicted upon a spouse, cohabitant, mother or father of a child,
5070 fiancé, fiancée, or person with whom the defendant currently has or previously
5071 had a dating relationship.” Do you want me to read the A section?
5072
5073 LANDBERG Yeah, please. The A section.
5074
5075 [REDACTED] A Section: “The victim of domestic violence does not need to have any visible
5076 injuries, redness, and/or swelling nor is it necessary the victim suffered internal

5077 injuries. The mere complaint of pain can qualify as a misdemeanor domestic
5078 violence charge under 243(e)(1) Penal Code.”
5079
5080 LANDBERG Can you read B(1) please?
5081
5082 [REDACTED] “Enforcement: When probable cause exists, an arrest shall be made and the
5083 dominant aggressor shall be transported to jail regardless of the severity of the
5084 victim’s injuries.”
5085
5086 LANDBERG Was a domestic violence investigation completed during CAD call 20-242851 to
5087 determine if a crime existed and to identify the suspect?
5088
5089 [REDACTED] Yes, an investigation was completed, though it not to be thorough and my
5090 shortfall and...
5091
5092 LANDBERG We’re going to go over General Order 540.02. It is the Child Abuse, Child
5093 Neglect, Molestation, Sexual Exploitation Cases, and it was last updated on
5094 08/22/17. Can you please read, it’s General Order 540.02. It’s going to be
5095 subsection B(1)?
5096
5097 [REDACTED] “Responsibilities: When the reporting officer’s preliminary investigation indicates
5098 that a situation involving child abuse, neglect, molestation, or sexual exploitation
5099 exists, they shall...” you want A section?
5100
5101 LANDBERG We’re just going to do the...right there. Do you feel you conducted a preliminary
5102 investigation involving child abuse or child neglect related to the previous call I
5103 stated?
5104
5105 [REDACTED] It was a preliminary investigation, yes, but not thorough.
5106
5107 LANDBERG And then now you can read the (1)(a) section. The B(1)(a).
5108
5109 [REDACTED] A section: “Ensure the safety of the victims and when necessary, place the victims
5110 in protective custody.”
5111
5112 LANDBERG Do you feel you ensured the safety of the [REDACTED] children when you failed to
5113 investigate child abuse, child neglect allegation?
5114
5115 [REDACTED] No.
5116
5117 LANDBERG Can you please read B(1), B, C, and D?
5118
5119 [REDACTED] “B. Arrest the alleged perpetrators. C. Conduct a thorough preliminary
5120 investigation and prepare the necessary written reports. D. Contact CPS

5121 emergency response team and report the abuse, neglect, molestation, or sexual
5122 exploitation to the on-duty social worker. (1). During the hours of 0800 to 2000
5123 hours Monday through Friday a social worker will be on duty. From 2000-0800
5124 hours Monday through Friday and 24 hours a day on Saturdays and Sundays a
5125 social worker will be on call.”
5126
5127 LANDBERG Do you—did you conduct a preliminary child abuse, child neglect investigation,
5128 arrest the alleged perpetrator, complete a crime report, and notify CPS when you
5129 responded to the domestic violence in progress with allegations of child abuse,
5130 child neglect?
5131
5132 [REDACTED] I did not—I completed a brief investigation but none of the rest.
5133
5134 LANDBERG I apologize, that was kind of wordy, but okay.
5135
5136 [REDACTED] I just wanted to be clear.
5137
5138 LANDBERG No, I appreciate that. And the last one we’ll go over, the Office of Operations
5139 order, it’s 527.05, Preliminary Investigations. It was written on 05/13/1993. Can
5140 you please read the B section?
5141
5142 [REDACTED] All of it? One through four?
5143
5144 LANDBERG Just B.
5145
5146 [REDACTED] Okay. “Officers shall conduct a thorough investigation to include...”
5147
5148 LANDBERG Did you conduct a thorough investigation when you learned of [REDACTED]
5149 allegation of domestic violence and [REDACTED] allegation of child abuse, child
5150 neglect?
5151
5152 [REDACTED] I did not.
5153
5154 LANDBERG Can you please read 1(b) and then just do 1, 2, 3, and 4?
5155
5156 [REDACTED] Officer-
5157
5158 LANDBERG You can start at 1.
5159
5160 [REDACTED] Okay. “1. Establishing the violation of the law. 2. Thorough identification, and
5161 interviews of all victims, witnesses, and responsible parties. 3. Collection and
5162 preservation of any evidence. 4. Taking appropriate enforcement action.”
5163

5164 LANDBERG Did you establish a violation or violations, interview all involved parties, collect
5165 evidence, and take appropriate enforcement action?
5166

5167 [REDACTED] I did not.
5168

5169 LANDBERG And we're specifically asking about the call for service that we talked about
5170 today.
5171

5172 [REDACTED] Yes. I did not.
5173

5174 LANDBERG That's all we have for the policies. Just several more questions and we'll be done.
5175 You briefly touched on this, and I appreciate you being candid and really telling
5176 us how you feel, but looking back, do you feel this call for service was handled
5177 correctly?
5178

5179 [REDACTED] No, I don't.
5180

5181 LANDBERG Please go into detail why.
5182

5183 [REDACTED] I briefly said, you know, watching the video and not based on my recollection, I
5184 honestly took nothing from this call to memory. I didn't think it was going to
5185 grow legs and turn into something. I also didn't do anything to be deceitful, but
5186 there are things that I did wrong here and that I have to own. There's officer
5187 safety things where we've parked to create a crossfire situation if something were
5188 to occur. The biggest one is my lack of investigation. I failed to thoroughly
5189 investigate allegations of domestic violence and thoroughly investigate allegations
5190 on the call of child neglect or abuse. I failed to communicate with my partners. I
5191 failed to communicate with my sergeant if I didn't know what to do and we didn't
5192 know what to do as officers, and I accept those, and, you know, that's my
5193 responsibility. I have to fall on my sword for the things that I did, and like I said,
5194 the only thing that I can do from here on out is learn from my mistake and not let
5195 it ever happen again.
5196

5197 ALONSO What have you done since responding to this call so it doesn't happen again?
5198 Have you taken any steps?
5199

5200 [REDACTED] So, not including—not knowing that I was part of this investigation, generally I
5201 handle calls to the best of my ability. There have been steps taken since this call
5202 has happened on my team where we sat down, specifically with our lieutenants
5203 and my sergeant, and talked as a team and, you know, really said, "Hey, we need
5204 to knock this shit off," and excuse my language, but... and really be thorough on
5205 our investigations and take things a lot more seriously. We are a young team.
5206 Somehow I am the most senior guy with 3-1/2 years on, and obviously I make
5207 mistakes, and I don't know everything. So, I've tried my best since realizing that,

5208 you know, this is a situation to better investigate calls and go to, you know, the
5209 end of—exhaust all of my leads that I can before I clear a call or put remarks on a
5210 call.
5211
5212 ALONSO I don't have anything else.
5213
5214 LANDBERG Mr. Nunley?
5215
5216 NUNLEY Was there a specific meeting that you had with your sergeant supervisor and
5217 upper management regarding this specific instance?
5218
5219 [REDACTED] Yeah, there was.
5220
5221 NUNLEY Can you explain that?
5222
5223 [REDACTED] I don't recall exactly the day. I believe it was the same day that David Costan got
5224 walked out. We were asked to meet with Lieutenant Shiraishi and Lieutenant
5225 Galliano as well as my sergeant, Sergeant [REDACTED], as a team. I believe the majority of
5226 my team was there. I was there, Spring was there, Swaleh I believe was there
5227 because his trainee was there. I don't think Matt Herman was there, but Barbee
5228 and Hoh were there, and no specifics were talked about because they said they
5229 couldn't talk about it, but basically they referenced domestic violence calls and
5230 being thorough on domestic violence calls, being thorough on investigations,
5231 making sure that you're not showing patterns of, you know, negligent behavior or
5232 not conducting investigations, and so we were there for about two hours and then
5233 they spoke about their IA investigations and being accused, and that was pretty
5234 much it. That was that for that meeting.
5235
5236 NUNLEY I have nothing further. Thank you.
5237
5238 ALONSO Is there anything else relating to this matter that we have not covered that needs to
5239 be added, clarified, or changed? If so, I am ordering you to provide that
5240 information now.
5241
5242 [REDACTED] No.
5243
5244 ALONSO After you leave this interview should you remember anything that is different
5245 from or in addition to the information that you've given today, I am ordering you
5246 to contact Sgt. Landberg immediately. I am also ordering you not to discuss this
5247 matter with any other department employee. Do you understand these orders?
5248
5249 [REDACTED] I do.
5250
5251 ALONSO Interview is concluded at 1422 hours.

5252

5253 **End of Recording.**

5254

5255 **Transcribed by: DocuScript, LLC/clh**

5256

5257

5258

INTERVIEW WITH [REDACTED]

1
2
3
4 ALONSO The date is September 24th, 2020. The time is 2200 hours. Present in the Internal
5 Affairs Office are [REDACTED], SPOA President Tim Davis, Sgt. Gerald
6 Landberg, and myself Det. Lilia Alonso. The purpose of this meeting is to
7 conduct an interview of [REDACTED], who is an employee with the Sacramento
8 Police Department in the capacity of sergeant. This is an administrative
9 investigation of the charges of conduct unbecoming, neglect of duty, and
10 dishonesty involving Sgt. [REDACTED] officers Costan, [REDACTED], and Hollibaugh. This is an
11 administrative investigation only on these charges. Do you understand that?
12
13 [REDACTED] Yes.
14
15 ALONSO However, since the allegations indicate that a crime may have been committed, I
16 am advising you that you have the right to remain silent. Anything you say may
17 be used against you in court. You have the right to the presence of an attorney
18 before and during any questioning. If you cannot afford an attorney, one will be
19 appointed to you free of charge before any questioning if you want. Do you
20 understand each of these rights that I have explained to you?
21
22 [REDACTED] Yes.
23
24 ALONSO Having these rights in mind, do you wish to talk to us?
25
26 [REDACTED] No.
27
28 ALONSO Although you have the right to remain silent and not incriminate yourself, your
29 silence can be deemed insubordination and result in administrative discipline. Do
30 you understand that based upon the authority vested in me by the Chief of Police,
31 I am ordering you to answer all of our questions?
32
33 [REDACTED] Yes.
34
35 ALONSO Any statements made under convulsion of threat of discipline cannot be used
36 against you in a later criminal proceeding; however, if you do not answer our
37 questions truthfully and fully, a charge of insubordination may be imposed which
38 could result in discipline up to and including termination. Do you understand that
39 this is an administrative investigation?
40
41 [REDACTED] Yes.
42
43 ALONSO Do you understand the allegations?
44

45 [REDACTED] Yes.
46
47 ALONSO Do you understand that I am ordering you to answer our questions and that if you
48 do not answer them truthfully and fully, it could result in disciplinary action up to
49 and including termination?
50
51 [REDACTED] Yes.
52
53 LANDBERG For the record, please state and spell your full name.
54
55 [REDACTED] [REDACTED] It's [REDACTED]. Last name [REDACTED].
56
57 LANDBERG What is your current rank?
58
59 [REDACTED] Sergeant.
60
61 LANDBERG When did you promote to sergeant?
62
63 [REDACTED] I think it was August of last year.
64
65 LANDBERG How long were you a police officer?
66
67 [REDACTED] About 13 years.
68
69 LANDBERG What academy did you attend?
70
71 [REDACTED] Sacramento Police Academy. It's O7-BR1.
72
73 LANDBERG Any previous law enforcement experience?
74
75 [REDACTED] No.
76
77 LANDBERG Any specialized training or education related specifically to law enforcement?
78
79 [REDACTED] I have a bachelor's degree in criminal justice.
80
81 LANDBERG From?
82
83 [REDACTED] National University.
84
85 LANDBERG Any specialized training related to leadership?
86
87 [REDACTED] I took a one-week TOPS course and that's it. My—due to COVID-19, the POST
88 Supervisor School was cancelled.

89
90 LANDBERG What did you learn in TOPS?
91
92 [REDACTED] A lot of administrative stuff. Scheduling, how to take complaints, how to file
93 BlueTeams. I know there's more [laughs]. Scheduling officer's days off requests.
94 I believe there were some updates, I just can't recall all of the topics that was
95 covered in that one-week class.
96
97 LANDBERG That's fine. What assignments have you worked other than a patrol officer?
98
99 [REDACTED] I was in outreach and engagement, I was a detective, and I believe that was it. I
100 took up other auxiliary assignments such as hostage negotiator, firearm instructor.
101 I was a FTO, and that's all I can recall for now.
102
103 LANDBERG Any other jobs as a sergeant other than a patrol sergeant?
104
105 [REDACTED] No.
106
107 LANDBERG You mentioned to be an FTO, how long were an FTO?
108
109 [REDACTED] I want to say three years...about three years.
110
111 LANDBERG In those three years, how many trainees did you have?
112
113 [REDACTED] I think it would be safe to say about 20.
114
115 LANDBERG So when you had those 20 trainees, did you teach them how to conduct
116 investigations?
117
118 [REDACTED] Yes.
119
120 LANDBERG What did you teach them?
121
122 [REDACTED] The most important one is the domestic violence one. It's the one that's going to
123 get you into the most trouble, and it's black and white. It's the most basic
124 investigation that all police recruits were taught in the academy and continue onto
125 field training. That's one thing that I emphasized on with my trainees, "Hey, there
126 is no grey area. It's black and white when it comes to domestic violence
127 investigation. If there is any allegations of physical abuse, we have to take that at
128 face value."
129
130 LANDBERG Can you go into a little more detail on how you trained your trainees on domestic
131 violence investigations?
132

133 [REDACTED] Yeah. So, I understand that as trainees they have different types of learning
134 modes. Some of them learn best from being hands on, some learn best from
135 watching, some learn best from listening to you. So, you kind of have to go
136 through all phases of training and say—usually how I start them off is I explain
137 how they would conduct a full detailed investigation into a DV situation. Then,
138 I'll let them watch me conduct or let them watch other more senior officers
139 conduct a DV investigation. Then I'll let them dive into it and conduct the
140 investigation themselves, and I will correct them or guide them along the way so
141 that there is no mistaking of how to conduct a DV investigation. I have covered
142 all parts of this investigation, and I've explained to you, I have let you watch me
143 or other senior officers conduct investigations, and I have let you conduct
144 investigations and me being there guiding you along the way.
145

146 LANDBERG But now more specifically, how do you conduct an investigation? How would you
147 conduct a DV investigation or how would you train a trainee to conduct a DV
148 investigation?
149

150 [REDACTED] Gotcha. Most importantly, we need to talk to the complainant, the person that
151 calls in and the other involved parties. Once we get full detail statements of those
152 two individuals, we need to determine who the primary aggressor is and along the
153 same fact, we need to look for witnesses. A lot of times there's kids involved or
154 were present that can be key witnesses in our investigation and if they are present,
155 or could be, we need to speak to all of the individuals there that could be
156 witnesses and gather all the evidence and facts before we make our determination.
157 Once we gather all that information and investigate evidence, we are going to
158 make the determination of who is the dominant aggressor, and that person is
159 going to be taken to jail for domestic violence.
160

161 LANDBERG How about when it comes to child neglect investigations? Have you conducted a
162 lot of those?
163

164 [REDACTED] Yes.
165

166 LANDBERG Kind of specifically, how I asked you about DVs, can you explain how you would
167 investigate a child neglect investigation?
168

169 [REDACTED] Yeah, a lot of times depending on the allegations, if it's physical abuse or just
170 general neglect, you're going to look at the allegations itself, and then get a
171 detailed statement from the victim as to what happened and what transpired
172 during the incident. We are going to determine who the suspect is and get a full
173 detailed statement of the suspects and along the same lines, determine if there are
174 any witnesses that would have saw the incident that happened. A lot of times
175 when we are talking to these kids, they are young kids, so we got to understand if
176 these kids even understand what's the truth from a lie. So we got to set standard,

177 hey before we start this interview, we got to understand the kids know right from
178 wrong, a truth from a lie before we start that investigation, so that we have a
179 standard of understanding of what the kid's level of understanding is.

180
181 LANDBERG In your career as an officer and as an FTO, how many child neglect cases do you
182 think you've investigated?

183
184 [REDACTED] I have to say maybe no less than 50. That would be a conservative estimate.

185
186 LANDBERG How long, I know this might be kind of a tough question, but just generally
187 speaking, how long would you typically think it would take to properly conduct a
188 domestic violence investigation from start to finish, from the moment you marked
189 906 at the house or any location you're at until you've determined what occurred
190 and took appropriate action?

191
192 [REDACTED] A typical domestic violence investigation would take you roughly about 30
193 minutes from start to finish. Some can take longer depending on how many
194 witnesses there are or how complex the incident is. If it crossed jurisdiction line, it
195 can take longer and stuff like that, but generally, 30 minutes is an appropriate time
196 to complete a domestic violence investigation.

197
198 LANDBERG How long would you think it would take to conduct a child neglect investigation?

199
200 [REDACTED] Usually, those would take longer than domestic violence because you're dealing
201 with young kids, and a lot of times you got to slow things down so that they
202 understand you and you understand what they're talking about. A lot of times
203 their vocabulary is a lot different than what we're used to and so we understand
204 that we're using this word, but it's this word the same as what I'm thinking it
205 means. So, you got to sit down and clarify a lot of those words that the kids are
206 using so we are on the same page.

207
208 LANDBERG So, you said you were a detective prior to promoting?

209
210 [REDACTED] Yes.

211
212 LANDBERG How long were you a detective?

213
214 [REDACTED] I think about a year.

215
216 LANDBERG Can you briefly tell me what the responsibilities and duties of a detective are?

217
218 [REDACTED] I was assigned to the Neighborhood Crimes Unit, and I was responsible for
219 conducting investigations into robberies, burglaries, home evasions. Those are the
220 bulk of our cases. What we do is when we get a case, we look at the report and

221 also see the records attached to that incident, and we go through it and see what's
222 missing, what still needs to be followed up on, if there is any question that's not
223 answered during any of the interview statements from the witnesses, victims, or
224 suspects. If there are questions that still need to be answered, then we got to
225 follow up with those additional questions.

226
227 LANDBERG In that roughly one year as an NCU detective, how many cases do you think you
228 investigated?

229
230 [REDACTED] I think it would be fair to say no less than thirty. It's a conservative estimate. I
231 don't have the exact number off the top of my head.

232
233 LANDBERG So based on your training and experience, your years as an officer, your years as
234 an FTO and transitioning to detective, is it safe to say you're very confident and
235 comfortable investigating all types of crimes? Or let's not say crimes, I don't want
236 to say all types of crimes. That might be—that's a loaded question. Conducting
237 investigations.

238
239 [REDACTED] I say I'm pretty comfortable with conducting general criminal investigations.

240
241 LANDBERG So, what is your current assignment?

242
243 [REDACTED] I assigned to the patrol division.

244
245 LANDBERG Who is your current supervisor?

246
247 [REDACTED] Right now it is Lieutenant Shiraishi.

248
249 LANDBERG What are your current responsibilities and duties?

250
251 [REDACTED] I am responsible for Team 37. I supervise a patrol team, specifically District 6
252 graveyard.

253
254 LANDBERG So in your current role, or as a police officer in general, are you expected to know
255 the department general orders and relevant crime statutes?

256
257 [REDACTED] Yes.

258
259 LANDBERG Can you just kind of tell us typically what your days consists of as a patrol
260 sergeant?

261
262 [REDACTED] Normally start off at the office and kind of look at the previous dailies from
263 previous sergeants and see if there is anything that needs to be followed up with,
264 any major incident that's continuing onto our shift that we should be aware of and

265 we should have resources or additional officers out there to assist with, any
266 ongoing issues that may reoccur during our shift from the previous shift and stuff
267 like that. Touch base with the swing shift sergeant or the previous sergeants to
268 make sure we're on the same page and nothing gets lost in translation there. Once
269 that gets done, you look at your schedule for the day, make sure you have—all
270 your units are properly identified. I usually—I'll look at my staff levels a week or
271 two weeks ahead of time to make sure that we have sufficient staffing. So usually
272 at night, you would just take a final look, see if anybody called in sick or anybody
273 is coming in late or something along those lines and just fix the schedule
274 accordingly. Look at any IBs or ABs that are sent out that are relevant, and then
275 talk about that stuff in roll call to your troops so that everyone is on the same
276 page. Once we hit the street, I'll take a look at the calls that's pending on the
277 board, look at any of the calls that the officers are currently on. If any of those
278 require my response, then I'll take an appropriate response.
279

280 LANDBERG Do you have a particular routine you do every day?
281

282 [REDACTED] Yeah, it's kind of what I just described to you guys and start off looking at the
283 dailies, and setting up your dailies, schedule, and going through ABs, and IBs,
284 and doing roll call, and hitting streets.
285

286 LANDBERG When you hit the streets, do you go get coffee, do you 940 with some other
287 sergeants?
288

289 [REDACTED] I usually make my own coffee right before I hit the streets. So, I'll gulp down
290 whatever I have left and then hit the street with just a water bottle. What I'll do is
291 once I get out in the street, I find a centralized location where I'm easily
292 accessible to the rest of my team if they need my response so I can quickly
293 respond out there and listen to the radio, manage the calls that are out on the
294 board see if there's anything that needs clarified or needs me to respond out there
295 or manage a particular scene. But for the most part, I have trust in my officers that
296 they're going to do the right thing. At the beginning of the year, I sat down with
297 my officers and kind of laid down my expectations for them. So, they know what
298 I expect from them and the type of calls that I need to be updated on. So, I rely
299 and I trust my officers that they're going to do the right thing and they're going to
300 update me appropriately.
301

302 LANDBERG Anything else before I keep going?
303

304 ALONSO Yes. You talked briefly about attending TOPS as training, you talked about
305 learning how to take complaints and BlueTeams. Can you go a little bit into that?
306 Specifically, what you remember being taught.
307

308 [REDACTED] It's more so of going through the administrative side. I'll log into the IPro app

309 and then how to input the different forms and what needs to be on there and stuff
310 like that. I don't think we touched on as a sergeant how to accept or respond to a
311 complaint per se during TOPS, it was more of, "Hey, here's the BlueTeam. If you
312 get a complaint, here's what you need to do. You log into IPro. You fill out
313 these forms," and we get a PowerPoint packet that kind of shows us the different
314 steps that we need to fill out.

315
316 LANDBERG You kind of briefly touched on it. You're on team—you supervise Team 37?

317
318 [REDACTED] Yes sir.

319
320 LANDBERG How long have you supervised that team?

321
322 [REDACTED] Since the beginning of this year.

323
324 LANDBERG January?

325
326 [REDACTED] Yeah, January. So that would be about nine months.

327
328 LANDBERG Nine months. How many officers are on your team?

329
330 [REDACTED] Eight officers.

331
332 LANDBERG So, you kind of briefly touched on it, but do all of your officers routinely call you
333 and update you on their calls for service?

334
335 [REDACTED] Yes.

336
337 LANDBERG What kind of information did they give you when they call and update you?

338
339 [REDACTED] Usually, the stuff that I want to know, what happened, kind of a summary of the
340 incident and the charges, and if anybody is going to jail.

341
342 LANDBERG Do you have a game plan or a playbook? Do you generally ask specific questions
343 regardless of the call for service, kind of what you would like to know from a call
344 for service?

345
346 [REDACTED] No, it's a case-by-case basis, and most of the time the officers are really good
347 with update. They know what I want to hear. They call and give me a quick
348 synopsis of, "Hey, this is what happened, respond to this. And here's what we
349 found through our investigation and we're going to jail with this person on these
350 charges."

351
352 ALONSO Those are your expectations that you've set for them or is it-?

353
354 [REDACTED] It's just what the officers have found to have worked best working throughout the
355 months here. So, they call me, and they just go down a quick summary of what
356 happened, charges, and who's going to jail. Usually, when I call them for an
357 update on certain calls when I want to be in the know. If they take too long or
358 something, usually I'll call and say, "Hey what's going on with your call? What
359 are the charges? If anybody is going to jail. Give me the suspect info," usually,
360 the details that I would need to complete my daily. Those are generally what my
361 officers come to expect from an update.
362

363 ALONSO So, that was going to be my next question. They don't call you on every single
364 call?
365

366 [REDACTED] No. Not every single call.
367

368 ALONSO So, tell me what guidelines you've set or what they think you need to know for
369 your daily.
370

371 [REDACTED] So, at the beginning of the year, part of my expectations is hey any hot calls, any
372 felony in progress call, any calls that's going to be on the front page of a
373 newspaper, update me on those critical calls. Other non-priority calls, if I look
374 at— I am going to pay attention to the board. If I don't hear an update from you, I
375 will call you and get an update.
376

377 ALONSO Hot calls, more descriptive on that?
378

379 [REDACTED] Like a 245 in progress, any sensitive calls such as 261, rape, or something along
380 those lines, anything that needs to be addressed just in case something does
381 happen.
382

383 LANDBERG What other expectations to you have for your team? At the beginning of the year
384 when you sat down with them, what were your expectations? Can you kind of just
385 pretend like she and I are your new officers and just give us your expectations?
386

387 [REDACTED] Part of my expectation is I have a printed out list I give out to all of my officers,
388 and one of those—I'll try to remember most of the stuff that's on there. Some of
389 those are arrive to work on time, make sure you're in uniform ready to work,
390 make sure your gear and equipment are ready to roll, make sure that if you're
391 working B05 or some off-duty job, it's not going to affect your current patrol
392 assignment, follow GOs and policies, update me on priority calls, which is for the
393 most part priority 3 or above. If I don't hear from you of a particular call, I will
394 call you for an update. Trust your training, have fun, watch each other's back.
395 That's the gist of it.
396

397 LANDBERG How many officers are on this Team 37?
398
399 [REDACTED] Eight officers at the beginning of the year.
400
401 LANDBERG The eight that started, are they still the eight that are on the team now?
402
403 [REDACTED] No, we—one of the officers left. He tested and got accepted to the East
404 ShotSpotter Team. So, he left about halfway through the year. Ofc. Costan and
405 Ofc. Hollibaugh was placed on administrative leave in relationship with this
406 investigation. So, we are down to our minimum six officers. So, when Ofc.
407 [REDACTED] left because he got the ShotSpotter position, Ofc. Hollibaugh came
408 over as his replacement.
409
410 LANDBERG Do you know each of your officer's strengths and weaknesses?
411
412 [REDACTED] Yes. Or at least I try to understand them. Throughout the year, what I do is I try to
413 have a one-on-one time with them and get to know where they want to go in our
414 department, what they strive to do, any trainings or anything that interests them
415 that I can help them achieve or attend. So, I know that some of my officers are
416 really well-versed in gang investigations. Some are really good at working the
417 computers. A couple are just tactically sound. So, I kind of just throughout the
418 months of working with these officers, I have come to understand that even
419 though some of them won't say, "Hey, I have a really good tactical mindset," you
420 kind of pick that up from watching them operate on the streets and you kind of—
421 when critical calls happens, you kind of put that officer in place of getting a
422 contacting set up and stuff like that.
423
424 LANDBERG Have you gone on many calls for service with your officers just to observe them
425 and kind of get a better understanding of who they are and what they're about?
426
427 [REDACTED] Yes.
428
429 LANDBERG How many calls for service do you think you've done that with?
430
431 [REDACTED] Let's see...probably no less than 50.
432
433 LANDBERG Can you just briefly tell me, you kind of touched on it, but just kind of briefly tell
434 me, generally speaking, what your team is good at?
435
436 [REDACTED] My team is really good at conducting gun investigations, gang investigations.
437 They're really good at in progress critical calls, surround and call out type stuff.
438 They're really good and tactically sound when it comes to those kinds of stuff.
439
440 LANDBERG So, is it safe to say that they're very good at the fun stuff?

441 [REDACTED]
442 [REDACTED] Yes.
443
444 LANDBERG The high octane stuff.
445
446 [REDACTED] Yeah.
447
448 LANDBERG The stuff that you see on Cops and everyone wants to be a part of?
449
450 [REDACTED] Yes. But, what I've also noticed is that these very same officers were—they're
451 really good at doing a detailed investigation on a gang case or a sales case. On
452 simple reports such as a 459, a lot of details are lacking from those investigations.
453 I think they're capable officers. It's just that, that's just not their area of interest.
454 And we have addressed some of those concerns in the past.
455
456 ALONSO Can you tell me how and with who?
457
458 [REDACTED] It's with Ofc. [REDACTED] and [REDACTED]. Particularly, there is a 459 investigation where
459 it was just lacking a lot of details, canvases, fail to note if there is any surveillance
460 on their canvas and stuff like that. It was quite a while ago, but the organization of
461 the report is just not there. It's very jumping all over the place. When you read it,
462 it just doesn't flow well. So, we had the quick chat about those kinds of stuff.
463
464 LANDBERG Can you briefly just tell me about Ofc. Spring?
465
466 [REDACTED] Ofc. Spring, he is one of the natural leaders of the team. I kind of watch him
467 operate on the street and you can kind of see that the rest of the team gravitates
468 towards Ofc. Spring and Ofc. [REDACTED]. Those are the two most senior guys on my
469 team, and they have the most experience being a cop so far. So, the rest of the
470 guys kind of gravitate towards them because it just seems like they're a natural
471 leader of the team. They're really good at conducting all the fun investigations
472 such as the gun investigations, the sales case, proactive stuff, probation parole
473 searches and those kinds of stuff. They're really good at those stuff. I have no
474 doubt that they are very capable cops.
475
476 LANDBERG So is Ofc. Spring and Ofc. [REDACTED] very similar in their strengths?
477
478 [REDACTED] Yeah. So, Ofc. [REDACTED] and Ofc. Spring, they have been teammates for a long time.
479 So, they work very well together. They team up, and their work ethics are very
480 similar. Their mindsets are very similar.
481
482 LANDBERG What's that work ethic?
483
484 [REDACTED] They're hard workers. They have one of the highest proactivity stats on the team

485 and for a long time, I still believe they still are leading the team in gun arrests.

486
487 LANDBERG How are they—you said they're teammates right? They team up all the time?

488
489 [REDACTED] Yes.

490
491 LANDBERG How are they handling the routine mundane calls for service?

492
493 [REDACTED] They are—I think for the most part, they do a fairly good job of handling the day
494 to day calls for service, but there's been a few times where I notice that they
495 didn't really want to respond to some of those calls until I pretty much advised
496 them to, "Hey just go ahead on that call" kind of deal.

497
498 LANDBERG What type of calls were those?

499
500 [REDACTED] Just 415 calls for the most part. 415(e), 415 families. It's the typical calls where
501 we go to where most of the time, it's just mediating or return 415, "Hey, drunk
502 brother is in the front yard refusing to leave. He's coming back causing issues,"
503 kind of deal. This is just what I gather that they feel like as a police officer, we
504 should focus on the hardcore crimes and criminals versus spending the bulk of our
505 time on these other non-priority calls. Most of us sign up to be cops because of all
506 those fun stuff kind of attracts you.

507
508 LANDBERG What would you say Ofc. [REDACTED] interest level is in handling domestic violence?

509
510 [REDACTED] I started out the year putting a lot of trust in my officers because we had a couple
511 of critical incident calls and I'm like, these guys are solid. They know what to do
512 in these types of situations and I have no doubt they are very capable cops. I trust
513 them to do the right thing, especially when it comes to a domestic violence
514 incident, and like I say, that's the most basic investigation that we teach here as
515 new police recruits in the academy and onto field training. As a former FTO
516 myself, I know that I train all my trainees, "Hey, domestic violence, it's black and
517 white. There's no gray area. If one party alleges physical violence to him, we
518 have to take action. There is no mediations." So, I expect the same from all of
519 these officers that are on my team as I would expect from my trainees back when
520 I was an FTO. So, I expect that these domestic violence investigations should be
521 and shall be conducted thoroughly because these are the ones that's going to get
522 us into trouble the most.

523
524 LANDBERG How about Ofc. Costan? What are his strengths and what are his weaknesses?

525
526 [REDACTED] Ofc. Costan is also a really proactive officer. He's made a lot gun arrests and a lot
527 of drug sales arrests in our team. He's really good at conducting gang
528 investigations and gun investigations and sales cases, especially the ones where

529 they generate it themselves and they conduct a very thorough investigation on
530 those calls. When you read the report, it's, like, pages long and it just amazes you
531 the amount of detail and time they put into conducting those types of
532 investigations. From early on in the year when I saw a couple of those reports
533 come through, I'm like, *Wow, Ofc. Costan is a great officer. He spends time to*
534 *conduct these great, thorough investigations*, but then there's been a few incidents
535 where he would—let me see if I can get this right. Let me try to recall some of the
536 details. There was a particular, I want to say—I can't remember the details.

[REDACTED]

544
545 LANDBERG

[REDACTED]

546 [REDACTED]
547 [REDACTED]
548 [REDACTED]
549 [REDACTED]
550 [REDACTED]
551 [REDACTED]
552 [REDACTED]

[REDACTED]

553 LANDBERG

[REDACTED]

554 [REDACTED]
555 [REDACTED]
556 [REDACTED]
557 [REDACTED]

[REDACTED]

558 ALONSO

[REDACTED]

559 [REDACTED]
560 [REDACTED]
561 [REDACTED]
562 [REDACTED]
563 [REDACTED]
564 [REDACTED]
565 [REDACTED]

[REDACTED]

566 ALONSO

[REDACTED]

567 [REDACTED]
568 [REDACTED]
569 [REDACTED]

[REDACTED]

570 [REDACTED]
571 ALONSO

[REDACTED]

572

573 [REDACTED]
574 [REDACTED]
575 ALONSO [REDACTED]
576 [REDACTED]
577 [REDACTED]
578 [REDACTED]
579 [REDACTED]
580 [REDACTED]
581 [REDACTED]
582 [REDACTED]
583 [REDACTED]
584 [REDACTED]
585 [REDACTED]
586 ALONSO [REDACTED]
587 [REDACTED]
588 [REDACTED]
589 [REDACTED]
590 [REDACTED]
591 [REDACTED]
592 [REDACTED]
593 [REDACTED]
594 [REDACTED]
595 [REDACTED]
596 LANDBERG Ofc. Hollibaugh, what are his strengths and weaknesses?
597 [REDACTED]
598 Ofc. Hollibaugh was new onto the team. I believe that was his first month on the
599 team, but from what I've seen, I didn't really see any drastic weakness that I need
600 to address immediately because he was so new on the team. He was pretty
601 proactive for a short time there. He was leading the team in proactivity, making
602 good arrests. Some of the reports I read were pretty good reports. There was—I
603 didn't see any signs there that would cause me any concern with Ofc. Hollibaugh
604 for that short time.
605 [REDACTED]
606 LANDBERG I want to apologize. These next three questions may be repeat questions, but we
607 kind of bounced around for a little bit. So, I just want to make sure we cover them
608 and we don't miss anything.
609 [REDACTED]
610 Yeah.
611 [REDACTED]
612 ALONSO Sorry, before we move on, you talked about having conversations about the
613 importance of properly documenting and investigating domestic violence calls
614 with Ofc. [REDACTED] and Spring because that's what you—please correct me if I'm
615 wrong, you said those are the ones that are going to get you in trouble?
616 [REDACTED]

617 [REDACTED] So, when—which conversation was this?
618
619 ALONSO You mentioned having conversations with your team about the importance of
620 properly investigating the domestic violence calls. Or did I mishear you?
621
622 [REDACTED] I think I’m confused. You mean during my general expectations with the officers
623 at the beginning of the year?
624
625 ALONSO Yeah. I think you mentioned it during that.
626
627 [REDACTED] Okay.
628
629 LANDBERG I know you mentioned it. You said it as an FTO you mentioned to your trainees
630 the importance of handling domestic violence cases and that they will get you in
631 trouble.
632
633 [REDACTED] Yes.
634
635 ALONSO Okay. So, I misunderstood. I’m sorry. I thought you were talking about
636 addressing those investigations with Ofc. [REDACTED] and Spring. Is that not the case?
637
638 [REDACTED] No.
639
640 ALONSO I got it. My bad.
641
642 [REDACTED] Okay.
643
644 LANDBERG Well, we can kind of piggyback that. So, when you do your expectations, do you
645 ever have those specific conversations with your entire team at the beginning of
646 the year?
647
648 [REDACTED] Yes. I have the expectation with my whole team, not to the extent of focusing on
649 just domestic violence issues, but overall my expectation of them to follow GOs,
650 conduct thorough investigations, and follow the law.
651
652 LANDBERG Did you ever talk to them about things that will get them in trouble and then bring
653 up domestic violence or bring up not properly investigating calls, that type of
654 thing?
655
656 [REDACTED] Not during the beginning of the year part of my expectations, but I think
657 throughout the year we had informal conversations about stuff, domestic violence
658 stuff, or any stuff that would come up and say, “Hey, make sure you guys do a
659 detailed investigation on this” or something along those lines because this is a
660 sensitive topic such as like a 261 report or something along those lines. We’ll

661 have those conversations saying, "Hey, make sure you do a thorough
662 investigation because this is a sensitive topic."

663
664 LANDBERG So, again I apologize. These next three questions you may have already answered
665 them, but do you respond to calls for service with your teams?
666

667 [REDACTED] Yes. Not all the time. Certain calls I will respond to them, priority calls where I
668 think that things could escalate quickly down south, and I need to be there to kind
669 of coordinate or kind of supervise these situations. Most of the stuff that I would
670 immediately respond out to calls with my officers would be a in progress weapons
671 call, something along those lines where I would respond out with my officers
672 because I know that, *Hey if I delay, things could quickly escalate down south and*
673 *I can manage this more effectively if I was on scene.* Most of the time on these
674 other lower priority calls, I put the trust in my officers that they're going to do the
675 right thing and conduct a detailed investigation and then advise me on it.
676

677 LANDBERG Do you ever go to these lower priority calls just to spot check your officers, just to
678 make sure that they're doing things the right way or are these type of calls that
679 they wouldn't expect their sergeant to show up on?
680

681 [REDACTED] There's a few calls that I would respond out there with them as an extra cover
682 body if I believe that there's not enough officers and just be that extra body kind
683 of deal.
684

685 LANDBERG But you don't go to just check on the amount of customer service they're giving
686 or their quality of service to the community, professionalism, stuff like that?
687

688 [REDACTED] I tend not to. I put the trust in my officers that they're going to do the right thing
689 based on the level of training we receive here at Sac PD. Our officers here receive
690 a lot of training, and I have faith that every one of my officers are capable officers
691 to do this job. There's no reason for me to believe that they're incapable of doing
692 this job.
693

694 LANDBERG So, we briefly talked about earlier about updates and that your officers will call
695 you and update you. Let's just kind of touch on updates. So, if an officer calls you
696 with an update, how do you handle that? What is your routine for that?
697

698 [REDACTED] Just kind of, "Hey, what's the quick summary of what happened during the
699 incident?" If there is any follow up questions that I need to clarify, then I will ask
700 those questions. If there's additional stuff that I believe that should be done as
701 part of the investigation, I will give them those guidelines and guidance. "What
702 kind of charge are we looking at?" and kind of listen to it and see if there is
703 enough probable cause to support those arrest charges and who is the suspect that
704 is going to jail for the most part and get that information.

705
706 LANDBERG Do you take the time to pull the call up and familiarize yourself with the call?
707
708 [REDACTED] Mm-hmm.
709
710 LANDBERG So you have an idea of what they're talking about?
711
712 [REDACTED] Yes.
713
714 LANDBERG And you do that every time?
715
716 [REDACTED] Yes. Usually, I would read the call ahead of time, or if I didn't get chance to read
717 the call ahead of time, when they give me the call, I will pull up the call so I know
718 exactly what they're talking about.
719
720 ALONSO So, before we move on. You talked about trusting your officers and not
721 responding to smaller calls for service because you trust them. So, Ofc. Costan
722 specifically, the two different reports that you had to deal with him where he
723 wasn't thoroughly investigating the call for service, did you have any suspicion at
724 all that he had continued to maybe not provide the best customer service and not
725 thoroughly investigate calls for service?
726
727 [REDACTED] Looking back hindsight, I kind of missed those red flags, and looking back now I
728 kind of see that and I should have recognized that much sooner and address that
729 quickly so that maybe if I would have done that, we would have not be here
730 today.
731
732 ALONSO What red flags are you talking about?
733
734 [REDACTED] The two calls I mentioned.
735
736 ALONSO Anything else?
737
738 [REDACTED] Those are the two calls that pops out. Again, at the time I was unable to put two
739 and two together, but looking back at it after this incident, it made me put more
740 thought into being a supervisor, and I have seen that I should have saw that
741 coming. I should have addressed it more aggressively.
742
743 ALONSO What do you think you would have done differently?
744
745 [REDACTED] In terms with this call or terms of-?
746
747 ALONSO You know what, I don't want to lead you that route. Let's scratch that question.
748

749 [REDACTED] Okay.
750
751 ALONSO Let's move on.
752
753 LANDBERG So, on 08/13/20, were you the District 6 graveyard sergeant?
754
755 [REDACTED] What date was that?
756
757 LANDBERG 08/13/2020.
758
759 [REDACTED] Yes.
760
761 LANDBERG Who were you supervising that night?
762
763 [REDACTED] I was supervising my normal team, Team 37. The officers on the roster that day
764 was Ofc. Swaleh, Ofc. Costan, Ofc. Hollibaugh, Ofc. Barbee, Ofc. Spring, and
765 Ofc. [REDACTED].
766
767 LANDBERG It might be tough, but can you generally just tell me about the shift? How that
768 night went?
769
770 [REDACTED] I don't remember much from that shift aside from the 914S call that I received.
771
772 LANDBERG So, there were no Code 1 statuses, no homicides, no perimeters, no pursuits?
773
774 [REDACTED] Gosh, I don't remember.
775
776 LANDBERG Nothing that sticks out?
777
778 [REDACTED] Now that you mentioned it, I—I don't know. I just don't remember all the details
779 of that day too much. I believe there was a Code 1 status, but I can't remember if
780 it was on that day or not.
781
782 LANDBERG Again, this isn't me trying to trick you. I'm just—there's nothing that completely
783 sticks out of your mind like, "Oh, that day we had this" or, "I remember that."
784 Just to your idea, it was probably just a routine day?
785
786 [REDACTED] Yeah. Just nothing really pops out in my mind right now except for the 914S call.
787
788 LANDBERG How about on a personal standpoint? Did you have trouble sleeping that night?
789 Were you hungry? Sick children? Anything like that?
790
791 [REDACTED] No, there's nothing that pops up. It was just, I don't know what you call it, a
792 routine.

793
794 LANDBERG I don't want to use the word routine, but it was-
795
796 [REDACTED] Typical. I don't know. There's nothing that really pops up except for that 914S
797 call.
798
799 LANDBERG Okay. So, prior to going on record, I gave you a copy of CAD call 20-242851, a
800 copy of CAD call 242901, a copy of CAD call 242938, a video of your 914S with
801 [REDACTED] a copy of your roster for the night of the 13th, and then I gave you
802 GO's 533.04, 527.05, 210.04, 120.03. Now, have you had enough time to review
803 all that material, and do you have any questions before we continue and move
804 forward?
805
806 [REDACTED] No, I don't have any questions.
807
808 LANDBERG So, on 08/13/2020 at 2311 hours, Ofc. [REDACTED], Ofc. Spring, and Ofc. Swaleh were
809 dispatched to call for service 242851. Do you recall that call for service?
810
811 [REDACTED] Yes.
812
813 LANDBERG What was it?
814
815 [REDACTED] It was of a domestic violence in progress where the complainant advised that her
816 husband had elbowed her on her breast.
817
818 LANDBERG When that call was dispatched, was it voiced?
819
820 [REDACTED] Yes, I believed it was voiced.
821
822 LANDBERG Why would that be voiced?
823
824 [REDACTED] It's a priority call, so all priority calls are voiced.
825
826 LANDBERG Did you hear that call get dispatched?
827
828 [REDACTED] Yes.
829
830 LANDBERG What did the dispatcher specifically broadcast?
831
832 [REDACTED] Gosh, I don't remember the specifics, but... I don't remember the exact word they
833 used, but usually on calls like this they would broadcast, "Hey domestic violence
834 progress" and a quick synopsis of what the call is about.
835
836 LANDBERG What priority is a domestic violence in progress?

837 [REDACTED]
838 [REDACTED] It's Priority 2.
839 [REDACTED]
840 LANDBERG Priority 2. Do you listen to all Priority 2 call broadcasts?
841 [REDACTED]
842 [REDACTED] Yes.
843 [REDACTED]
844 LANDBERG Do you pay close attention to them?
845 [REDACTED]
846 [REDACTED] Yes, at the time. What I would do is if I missed something, I would pull up the
847 call up to familiarize myself with the call as well.
848 [REDACTED]
849 LANDBERG As a patrol sergeant, do you set up your MDT or MDC to receive all the calls for
850 service that your officers are getting?
851 [REDACTED]
852 [REDACTED] Yes.
853 [REDACTED]
854 LANDBERG So, would you have gotten that call for service?
855 [REDACTED]
856 [REDACTED] Yes.
857 [REDACTED]
858 LANDBERG As a routine, would you have reviewed that call for service?
859 [REDACTED]
860 [REDACTED] Yes.
861 [REDACTED]
862 LANDBERG Did you copy that call for service?
863 [REDACTED]
864 [REDACTED] Yes.
865 [REDACTED]
866 LANDBERG You may not remember this or not, but did you pull it up and specifically read the
867 call for service?
868 [REDACTED]
869 [REDACTED] I think I did.
870 [REDACTED]
871 LANDBERG So, when you heard that call for service get broadcasted, what were your
872 thoughts? What was going through your head?
873 [REDACTED]
874 [REDACTED] We respond to a bunch of domestic violence calls a lot. So, I didn't think much of
875 it. It's just one of those, *Oh, it's another domestic violence call.*
876 [REDACTED]
877 LANDBERG Did you ever consider going to the call?
878 [REDACTED]
879 [REDACTED] No.
880 [REDACTED]

881 LANDBERG Why not?

882
883 [REDACTED] Usually these domestic violence calls, the officers will handle it and they would
884 give me an update as to, "Hey, we're going to jail," or I'll pull up the call later
885 and read the remarks left on there. It's a—domestic violence investigation is, I
886 don't know what you would call it, it's one of the more common investigations
887 that we do on the streets as a patrol officer, and so it's one of those things where
888 officers handle it all the time. There's nothing that really sparked out that say, "I
889 need to respond to this call ASAP."

890
891 LANDBERG Now based on our general orders, aren't we required to go as sergeants to felony
892 in progress calls?

893
894 [REDACTED] Yes.

895
896 LANDBERG Is a domestic violence in progress a felony progress call?

897
898 [REDACTED] Yes.

899
900 LANDBERG So, based on our domestic violence policy, is a report required to be written?

901
902 [REDACTED] Yes.

903
904 LANDBERG Based on our child abuse and child neglect policy, and that's just one policy,
905 should CPS be notified on these types of calls?

906
907 [REDACTED] Yes.

908
909 LANDBERG Do you know if CPS was notified on this call for service?

910
911 [REDACTED] I don't think they were.

912
913 LANDBERG Did Ofc. [REDACTED], Spring, or Swaleh call you and update you on this call for
914 service?

915
916 [REDACTED] No, I don't believe they did. It was—I can't remember if they voiced it was a 415
917 DV only or I read the remarks on the call that it was 415 DV only. I can't
918 remember.

919
920 LANDBERG Do you recall that the call came out as domestic violence in progress and that a
921 box was thrown at a child?

922
923 [REDACTED] Yeah.

924

925 LANDBERG So, as a patrol supervisor, when you read it's a 415 DV only, was there any time
926 when you thought like, "Oh, what happened with that kid allegation?" or, "Hey,
927 maybe I should reach out to them and find out what happened there."
928

929 [REDACTED] You know, a lot of these domestic violence calls are called in at the heat of the
930 moment, and a lot of allegations are made usually to our call takers and when our
931 officers go out there, that's usually not the case at all, and it's completely
932 something different. It's pretty common that happens. So, when I read that it's a
933 415 DV only, I trust my officers that they did their due diligence and a thorough
934 investigation and determined that it was a 415 DV only, and there's nothing else
935 criminal associated to it.
936

937 LANDBERG Have you trusted your officers in the past, and have they let you down?
938

939 [REDACTED] With Ofc. Costan, yes.
940

941 LANDBERG With Ofc. Costan. So, what were you actually doing when that call came out?
942

943 [REDACTED] I can't remember what exactly what I was doing. *[pause]* I just don't recall what
944 exactly what I was doing during the time of that call.
945

946 LANDBERG The call came out at 12:16. Are you typically in the field at 12:16-
947

948 [REDACTED] Yeah.
949

950 LANDBERG -or are you typically back at the station?
951

952 [REDACTED] No, typically I'm out in the field by then. I just don't remember exactly where I
953 was at or what I was doing during this call but-
954

955 LANDBERG Oh, excuse me. I apologize, it did not come out at 12:16. This one came out at
956 11:11, 2311.
957

958 [REDACTED] This one shows-
959

960 LANDBERG The first one I'm talking to you about. I made a mistake it's-
961

962 [REDACTED] Okay, 23:10:40.
963

964 LANDBERG Yes. That's what I'm talking about. I apologize. It's not-
965

966 [REDACTED] Yeah. I just don't recall where I was at or what I was doing during the time of this
967 call. Yeah, I just don't remember all of the details on that. I apologize.
968

969 LANDBERG Do you know how long those officers were on that call?
970
971 [REDACTED] This one?
972
973 LANDBERG The first one.
974
975 [REDACTED] The first one. I don't think they were on there very long. I think they were on
976 there, like, 10, 15 minutes. It's all noted on here. If I may refer here, I can give the
977 exact time of how long the officers were on the call, but based on my recollection,
978 I don't think they were on that call, this very first one, very long.
979
980 LANDBERG Now is that concerning to you?
981
982 [REDACTED] You know, at the moment, I didn't think much of it, but looking back in
983 hindsight, yeah.
984
985 LANDBERG Why would that be concerning?
986
987 [REDACTED] There's some serious allegations here, and if they were that quick, did they do a
988 thorough investigation into the matter?
989
990 LANDBERG We briefly, at the beginning of this investigation, talked about your training
991 experience with investigations and how many trainees you had and how many
992 investigations you've done. In your entire professional career as a trainer, did you
993 ever conduct a domestic violence/child neglect investigation in that amount of
994 time?
995
996 [REDACTED] If there's child involvement there, it usually takes longer.
997
998 LANDBERG So, how busy was it around 11:11, 2311?
999
1000 [REDACTED] I have a feeling that day, this particular day, was pretty busy. I can't be sure on
1001 that. I just don't remember, but I have a feeling that it was pretty busy this night,
1002 but I just don't know for sure. It's just one of those things where—it's been
1003 awhile, so I...
1004
1005 LANDBERG This isn't a trick, I just wasn't able to give this to you prior to you guys closing
1006 the door. Do you want to take a few minutes and review this? This is just—it's
1007 not all the calls that evening, I don't believe. Didn't we do a...
1008
1009 ALONSO So for the record, we are looking at the CAD call audit print out from August 13th,
1010 2020 starting at 2200 hours to August 14th, 2020 ending at 0700 hours. This was
1011 an audit for all the calls for service for the CAD calls in District 6. There was a
1012 total of 61 calls.

1013
1014 DAVIS 61?
1015
1016 ALONSO 61. Between 2100 hours and 0700 hours.
1017
1018 [REDACTED] So, yeah I kind of had a feeling it was pretty busy, but I just can't be sure because
1019 it was quite awhile ago.
1020
1021 ALONSO Is that a normal volume?
1022
1023 [REDACTED] No, that's pretty busy. That's a pretty busy shift.
1024
1025 LANDBERG So, let's move onto August 14th, 2020.
1026
1027 [REDACTED] August 14th okay.
1028
1029 LANDBERG It's going to be the same shift, but now we're past midnight. It's 12:16 in the
1030 morning, and Ofc. Costan and Hollibaugh were dispatched to call for service 20-
1031 242901. Do you recall that call for service?
1032
1033 [REDACTED] Yes.
1034
1035 LANDBERG What was it?
1036
1037 [REDACTED] It was a return call of the previous incident.
1038
1039 LANDBERG Did you hear that call get dispatched?
1040
1041 [REDACTED] Yes.
1042
1043 LANDBERG What was broadcasted?
1044
1045 [REDACTED] I believe it was broadcast of a return of a domestic violence call from prior, that
1046 we were just out there.
1047
1048 LANDBERG Were you sent that call?
1049
1050 [REDACTED] Sent that call?
1051
1052 LANDBERG Like we talked about earlier?
1053
1054 [REDACTED] Oh, yes.
1055
1056 LANDBERG It was sent to your MDT.

1057 [REDACTED]
1058 [REDACTED] Yeah.
1059
1060 LANDBERG Because your officers were dispatched to priority call?
1061
1062 [REDACTED] Yes.
1063
1064 LANDBERG Did you verbalize over the radio that you copied that call?
1065
1066 [REDACTED] I believe I did.
1067
1068 LANDBERG Did you actually take the time to read the call?
1069
1070 [REDACTED] I don't recall if I read the second one or not. I heard the radio broadcast. It was a
1071 return domestic violence call to that 925. I copied it because I remember it was
1072 that prior call. I can't remember what I was doing then. *[pause]* Yeah, I just can't
1073 be sure if I pulled it up right away or afterwards.
1074
1075 LANDBERG So, you mentioned that it was a return call for service?
1076
1077 [REDACTED] Yes.
1078
1079 LANDBERG So, what are you thinking? What's your thought process when you hear that
1080 return call for service?
1081
1082 [REDACTED] That the officers did not solve the issue from the first incident.
1083
1084 LANDBERG That's it?
1085
1086 [REDACTED] I didn't—I thought about it at the time, but looking back now, it should be a hint
1087 that repeat calls like this is a sign of poor performance out in the field, and I
1088 should have caught that during that time. For some reason, at the moment I just
1089 didn't think about that but looking back hindsight, I should have recognized that
1090 and respond out there to make sure that it was properly investigated.
1091
1092 LANDBERG At the time. Because now that's hindsight, right?
1093
1094 [REDACTED] Yeah.
1095
1096 LANDBERG At the time, did you consider responding to that call for service?
1097
1098 [REDACTED] No.
1099
1100 LANDBERG Why?

1101 [REDACTED]
1102 [REDACTED] Again, along the same lines of it's a domestic violence call. The first one, I
1103 heard—I can't remember if the officer verbalized it or I read the call, it was clear
1104 as a 415 DV only, and so again, trusting my officers that they were doing the right
1105 thing, that this is just a continuation of that 415.
1106
1107 LANDBERG At the time this call came out were you engaged in something else?
1108
1109 [REDACTED] I just don't recall if I was. I just don't recall if I was doing something else or not.
1110
1111 LANDBERG Are we required as sergeants to respond to felonies progress?
1112
1113 [REDACTED] Yes.
1114
1115 LANDBERG And is this a felony in progress?
1116
1117 [REDACTED] Yeah.
1118
1119 LANDBERG That's a return felony in progress?
1120
1121 [REDACTED] Yeah.
1122
1123 LANDBERG You still didn't want to respond out or think it was important to respond out to
1124 investigate what was going on?
1125
1126 [REDACTED] Yeah, at the time I just didn't think about it.
1127
1128 LANDBERG What is one of the main responsibilities of a patrol sergeant?
1129
1130 [REDACTED] To oversee that the calls are being handled properly and manage your team so that
1131 you have the resources to handle those calls for service in a timely manner.
1132
1133 LANDBERG Is this one of those situations where they might have needed some supervision?
1134
1135 [REDACTED] Yeah.
1136
1137 LANDBERG So, what do you specifically know about that return call for service?
1138
1139 [REDACTED] What do you mean?
1140
1141 LANDBERG The second call for service comes out. What did you specifically know about it? It
1142 was voiced right?
1143
1144 [REDACTED] Yeah.

1145
1146 LANDBERG Then you were given an update in the car. So, what did you—did you know what
1147 was going on? Did you know what the allegation was? What the continued
1148 allegation was?
1149
1150 [REDACTED] So, Ofc. Costan gave me an update on the call-
1151
1152 LANDBERG We'll get to that. I'm just specifically wanting to know about—I don't mean to
1153 interrupt you. We'll get to that. I just specifically want to know about the call for
1154 service. When it comes out, did you know what the allegation was? Did you hear
1155 the allegation?
1156
1157 [REDACTED] I remember the call being broadcasted. It was a return call of the previous
1158 domestic violence call.
1159
1160 LANDBERG Sorry, I missed that. Did you say you pulled up the previous domestic violence
1161 call?
1162
1163 [REDACTED] Yes. When it first came out, I read it briefly. I went through it, I copied the call.
1164 The first-
1165
1166 LANDBERG The first one?
1167
1168 [REDACTED] The first one.
1169
1170 LANDBERG So when the second one came out?
1171
1172 [REDACTED] The second one came out. I don't recall if I pulled it up immediately or after. I
1173 just don't recall that part. But I recall hearing it over the radio and I copied it. I
1174 remember hearing that it was a return call of the previous domestic violence call
1175 that was cleared out as a 415 DV.
1176
1177 LANDBERG Did you consider—because it's a return call, because several of your officers
1178 handled the first call for service, a new group of officers is handling the second
1179 call for service, did you consider calling the first group and determining what
1180 occurred?
1181
1182 [REDACTED] Not at the time, but now looking back I should have.
1183
1184 LANDBERG Do you recall where you were when that second call for service was dispatched?
1185
1186 [REDACTED] I just don't recall where I was at.
1187
1188 LANDBERG It might be tough to recall, this was several months ago, but generally speaking at

1233 when he gave me the update. I believe the phone conversation was couple of
1234 minutes long.
1235
1236 LANDBERG Is it common for specifically Ofc. Costan to call you and update you on calls for
1237 service?
1238
1239 [REDACTED] Typically, they don't update me on domestic violence calls unless it's something
1240 more to it than just a typical domestic violence call.
1241
1242 LANDBERG Did you reach out to him, "Call me. Give me an update," or did he proactively
1243 reach out to you?
1244
1245 [REDACTED] He proactively reached out to me.
1246
1247 LANDBERG That's unique for a domestic violence call?
1248
1249 [REDACTED] Yes.
1250
1251 ALONSO Did you ask him why he was updating you on this particular call?
1252
1253 [REDACTED] He said he was going to be there for quite some time, so he wanted to make sure
1254 that I know that he's going to be on that call for a while. He said they were
1255 looking for transport for the kids and wife to go to a family's house, and that they
1256 were working on that avenue and it might be a little bit before that transport gets
1257 there. So, he wants me to understand that he's probably going to be on that call
1258 for a little bit.
1259
1260 LANDBERG So, he contacted you, and I know that you trust your people and you trust that
1261 they're going to do things the right way, but we all know sometimes officers
1262 don't. When he contacted you, did you take up the opportunity to start asking him
1263 some questions about the call to kind of figure out what's going on out there?
1264
1265 [REDACTED] He gave me the update. He said it was a 415 DV only. He said there's nothing
1266 physical. Both parties are not alleging to any physical assault and that they are
1267 trying to work it long term—trying to solve the problem long term for the night so
1268 that there won't be another return call. They're trying to separate both parties. I'm
1269 like, "Okay. Thanks a lot for spending the extra time out there trying to resolve
1270 this long term." I don't think I asked that many questions. It was captured on his
1271 body-worn camera, so if we can watch it, and hopefully we'll capture what we
1272 were talking about.
1273
1274 LANDBERG Did he tell you that he was writing a police report?
1275
1276 [REDACTED] No. He said it was a 415 DV only, and so there's no need for a report. He did not

1277 mention that he was going to write any report associated to it.
1278
1279 LANDBERG Did you request that he write a report?
1280
1281 [REDACTED] No.
1282
1283 ALONSO Did you ask him why it was a return call?
1284
1285 [REDACTED] I don't recall if asked that exact question. Yeah, I don't think I asked that.
1286
1287 LANDBERG So you have a felony assault in progress come out with allegations of child
1288 neglect, that call gets cleared. About an hour later, a return call for service with
1289 similar but not absolutely the same allegations, you have officers on it and then
1290 your officer calls you, gives you an update. Would you think it would be a good
1291 idea to have them write an I report just to cover the officers or to cover the
1292 department? I mean, when you have all these allegations and these are multiple
1293 calls for service, is that something that we—or you thought about?
1294
1295 [REDACTED] At the time I didn't think about that, but looking back hindsight now, I mean, this
1296 is all a learning experience for me too, and looking back there's a lot of stuff that I
1297 could have done differently. That is definitely one avenue that I could've taken up
1298 on. Yeah, there's a lot of things that could have been done differently to avoid this
1299 incident.
1300
1301 LANDBERG With the information that Ofc. Costan provided you, did you have any concerns
1302 with him and Ofc. Hollibaugh's plans?
1303
1304 [REDACTED] No, not at the moment at all. They're advising that it's a 415 DV only. They're
1305 going to spend extra time out there, they're going to be out there for awhile trying
1306 to solve this long term and get family out there to separate both parties and kids so
1307 that we won't have to go back out there again. I thought the officers were doing a
1308 good thing of spending extra time out there to solve it long term. I trusted that it
1309 was only a 415 DV like they said and there's much more to it. Again, looking
1310 back hindsight, there's a lot more that I could've done differently.
1311
1312 LANDBERG At any time during your conversation with Ofc. Costan or when you reviewed the
1313 second call for service, did you feel like any laws, policy procedures, or any GOs
1314 have been violated?
1315
1316 [REDACTED] Based on just the call itself?
1317
1318 LANDBERG Just with information you had at the time.
1319
1320 [REDACTED] No, I didn't think they were in violation of any policies or laws.

1321
1322 LANDBERG Did he tell you at some point how the male half was acting?
1323
1324 [REDACTED] Yeah, I believe he was saying something along the lines of the male was kind of
1325 uncooperative or not really police friendly or something like that. He said
1326 something along the lines of the male half was alluding to checking the female's
1327 phone for evidence, but not really saying what evidence that was and not saying
1328 that there's anything that happened. He advised that there was—both parties
1329 didn't say anything about any physical assault, and it was just verbal.
1330
1331 LANDBERG Was there any allegation of the female half being scared of him or wanting to get
1332 away from him?
1333
1334 [REDACTED] From the update from the officers?
1335
1336 LANDBERG Mm-hmm.
1337
1338 [REDACTED] I don't recall that part. They may have been, I just can't recall it now.
1339
1340 DAVIS I think this is a good place to take a quick break.
1341
1342 LANDBERG Me too.
1343
1344 ALONSO Do you want to just finish this? Okay, that's fine. We are taking a break at 2316
1345 hours.
1346
1347 ALONSO We are back on the record at 2322 hours.
1348
1349 LANDBERG All right [REDACTED] We are now going to talk about the 914S, which is CAD call
1350 20-242938.
1351
1352 [REDACTED] Okay.
1353
1354 LANDBERG Do you recall your conversation with [REDACTED]?
1355
1356 [REDACTED] Yes.
1357
1358 *[recording plays]*
1359
1360 DAVIS Just for the record, the computer started on its own playing the video, which we
1361 just paused. So, we can continue on here.
1362
1363 LANDBERG Yes. What did he tell you?
1364

1365 [REDACTED] The complaint I got was that there was two main points that he was not happy
1366 about. The first point was, he advised the officer on scene that his wife assaulted
1367 him, and the officers didn't do anything about it. The second point was that the
1368 officer made threats to take him to jail if he did not let the kids leave with the
1369 wife, and he was not happy with that.

1370
1371 LANDBERG So, what were your concerns after speaking with [REDACTED]?

1372 [REDACTED]
1373 To be honest, when I took the complaint, the allegations of one of my officers
1374 not—completely looking the other way when a victim says, "Hey, my wife
1375 assaulted me and they didn't do anything about it," it was pretty wild. I thought
1376 that he was disgruntled because the outcome was not very favorable to him, and
1377 the kids end up leaving with the wife. That's what I initially thought. I took the
1378 complaint. I gave him the options of I can address this by reviewing the body-
1379 worn camera as to understand what really went on during that incident and I can
1380 address the concerns that I see stemming from that review, or I can forward this to
1381 Internal Affairs, and they can take up the investigation. He was okay with me
1382 conducting the investigation informally and reviewing the body-worn camera
1383 footage.

1384
1385 LANDBERG So on face value with what he told you, what possible crimes do you have?

1386 [REDACTED]
1387 Possible crimes? We have domestic violence at the very least 243(e)(1), if
1388 everything holds true that there was no visible injuries that officer observed on
1389 scene. There's seven kids involved that was present. We are looking at child
1390 abuse or child neglect. On top of that, the officers failed to do their job if a victim
1391 comes forward and say, "Hey, my wife just assaulted me," and they didn't do
1392 anything about it. It's a violation to our policies, and they neglected their duty as a
1393 police officer. It's a very simple domestic violence investigation, and I would
1394 have never thought that Sac PD trained officers would completely look the other
1395 way when a victim says, "My wife assaulted me, and the officers didn't do
1396 anything about it." It was beyond me. It really surprises me.

1397
1398 LANDBERG I don't want to put words in your mouth, so that's why I'm trying to ask this
1399 specifically. At the time when [REDACTED] made those allegations that the officers did
1400 nothing when he told them that he was assaulted by his wife, you didn't believe it
1401 basically? Or it was hard for you to believe that a Sac PD officer would do that?

1402 [REDACTED]
1403 It was hard for me to believe that Sac PD trained officers would look the other
1404 way completely on a simple domestic violence investigation when the victim
1405 says, "My wife" or "My significant other assaulted me and didn't do anything
1406 about it." That was beyond me. I did not believe that any Sac PD officer would do
1407 that given that they were trained here in the academy and as a former FTO, I
1408 know what our FTOs train our recruits out there. It was just very surprising that a

1409 Sac PD officer would do that.
1410
1411 LANDBERG Did you minimize the complaint because you thought it maybe wasn't real,
1412 wasn't true?
1413
1414 [REDACTED] I didn't think I minimized the complaint itself. It took it seriously. I went through
1415 the review process of the body-worn camera footage, but looking back now, it
1416 looks like I think I downplayed it. It looks like that. At the time, I didn't think I
1417 downplayed it at all. I thought that I was taking it seriously even though how
1418 crazy the allegation was. I didn't believe that any Sac PD officer would just
1419 completely ignore that statement and say, "My wife hit me" and not do anything
1420 about it. I thought that was pretty crazy and out there, but at the same time, I knew
1421 that every complaint here, we have to take it seriously. I didn't think I
1422 downplayed it at all, but looking back at my body-worn camera, I think I should
1423 have done more than what I did in that initial call. Looking back hindsight, there's
1424 a lot of things for me to learn and move on with this. At the time, I thought I did
1425 not downplay anything at all, but looking back hindsight and reviewing the body-
1426 worn camera footage, of course it subjectively and objectively looks like I
1427 completely downplayed that based on the way I handled it.
1428
1429 LANDBERG So the act of the domestic violence, is that illegal here in California?
1430
1431 [REDACTED] Yes.
1432
1433 LANDBERG If somebody is charged with domestic violence, is that a mandatory arrest in
1434 California?
1435
1436 [REDACTED] Yes.
1437
1438 LANDBERG Do we have a similar policy at Sacramento Police Department for domestic
1439 violence?
1440
1441 [REDACTED] Yes.
1442
1443 LANDBERG What is that policy?
1444
1445 [REDACTED] We have policies that we should investigate all domestic violence, and once we
1446 determine a dominant aggressor, we shall make an arrest.
1447
1448 LANDBERG Did [REDACTED] tell you specifically that [REDACTED], that's his wife, hit him?
1449
1450 [REDACTED] Yes.
1451
1452 LANDBERG Do you remember what he specifically told you?

1453
1454 [REDACTED] I think he mentioned, "My wife hit me six times on my right forehead" or
1455 something along those lines. Then later on in the conversation he also mentioned,
1456 "My wife hits me two times on the cheek" or something along those lines too.
1457
1458 LANDBERG Do you recall him using the term "coldcocks"?

1459
1460 [REDACTED] You know what, now that you mention that word, I think I remember briefly. I
1461 think he may have used that word.
1462
1463 LANDBERG Do you know what that means?

1464
1465 [REDACTED] It was punching him in the face for the most part. That's my understanding of it.
1466
1467 LANDBERG So, he tells you on the phone during your 914S that [REDACTED] has assaulted him how
1468 many times? How many punches?
1469
1470 [REDACTED] Six times.
1471
1472 LANDBERG Six. In the face?

1473
1474 [REDACTED] In the face. I think he mentioned forehead.
1475
1476 LANDBERG What did you do with that information?

1477
1478 [REDACTED] I jotted it down in my notes, and the plan at the time was to review the officer's
1479 body-worn camera just to see if there is any evidence to support his allegations.
1480
1481 LANDBERG So, after you had that conversation with [REDACTED], were Officers [REDACTED], Spring,
1482 Swaleh, Costan, and Hollibaugh still working?
1483
1484 [REDACTED] Yes.
1485
1486 LANDBERG Did you reach out to them and ask them about the call for services? I say plural
1487 because there were two calls for service.
1488
1489 [REDACTED] No. I was concerned that if this allegation is true, that the officers are going to be
1490 in trouble, and so I did not want to violate any of their rights by interviewing them
1491 in terms of what their involvement in this crime or this violation.
1492
1493 LANDBERG So, was there still a crime that needs to be investigated?

1494
1495 [REDACTED] Yes.
1496

1497 LANDBERG But you don't want to talk to those officers because you're afraid of violating
1498 their Police Officer Bill of Rights?
1499

1500 [REDACTED] Yeah, at the time that was my reasoning that everything was captured on a body-
1501 worn camera. If I can review that first, it would prove or disprove the allegations
1502 that he made, and if I don't have to put my officers in more stress that, *Hey I'm*
1503 *looking into this matter*, then I can alleviate that additional stress off of my
1504 officers by looking at the body-worn camera footage and see if his allegations are
1505 credible or not.
1506

1507 LANDBERG Did you reach—excuse me. After you're talking to him, did you go back and
1508 familiarize yourself with those two calls for service by reviewing the
1509 dispositions?
1510

1511 [REDACTED] Yes.
1512

1513 LANDBERG What did those dispositions say?
1514

1515 [REDACTED] They were both cleared out as 415 DVs.
1516

1517 LANDBERG Did you ever think to have other officers, maybe from District 5 or 4 anywhere,
1518 go out and investigate that allegation of domestic violence?
1519

1520 [REDACTED] At the time I didn't, but looking back now, that is an excellent idea to use other
1521 additional officers from outside their district to go out there and reinvestigate that.
1522

1523 LANDBERG Can you direct an officer to do something without violating their POBRs? As long
1524 as it is legal?
1525

1526 [REDACTED] Yes.
1527

1528 LANDBERG Ethical?
1529

1530 [REDACTED] Yeah, I can.
1531

1532 LANDBERG So, could you have directed them to return and do an investigation and not
1533 specifically ask them questions that would violate their POBRs?
1534

1535 [REDACTED] Yes.
1536

1537 LANDBERG Did you know that at the time, or do you just know that now?
1538

1539 [REDACTED] At the time, I knew that if I didn't ask any questions, I can direct them. What I
1540 was thinking at the time was that this allegation was pretty wild, it may not be

1541 true, it could be true, but the body-worn camera captures the whole incident. If I
1542 can just review that and I can put everything to rest without getting my officers
1543 involved and induce them into more stress than they need to, then I was going that
1544 route. That was my plan at the time.
1545
1546 LANDBERG So, after the call of the 914S, you hung up with him. Did you immediately—well
1547 you can't review the body-worn cameras because the officers haven't downloaded
1548 them yet, correct?
1549
1550 [REDACTED] Yes.
1551
1552 LANDBERG So, what's your next plan of action?
1553
1554 [REDACTED] My plan was to let—the footage, upload it, and take a look at it at a later date and
1555 then get to it.
1556
1557 LANDBERG But don't we have a responsibility to investigate that domestic violence
1558 allegation?
1559
1560 [REDACTED] Yes, we do. That was something that I didn't think of at the time.
1561
1562 LANDBERG Did you have any officers write police reports related to calls for service 242851
1563 or 242901?
1564
1565 [REDACTED] I had Ofc. Swaleh try to re-contact the victim and take a domestic violence report.
1566 After this whole incident, I reached out back to the complainant, [REDACTED], and
1567 advised him that a report will be taken, an officer will be calling for a report. I
1568 asked him if he was still in town, and he said yes, but he refused to give me a
1569 location. So, I'm like, "That's fine. We will take a report over the phone." So, I
1570 have Ofc. Swaleh call [REDACTED] to take a domestic violence report, but [REDACTED] sounded
1571 like he did not want to get involved anymore at that point, and he refused to pick
1572 up the phone. I even called [REDACTED] afterwards multiple times myself and left him
1573 multiple voice messages with no response from him. So, I directed Ofc. Swaleh to
1574 take an I Report to document what he observed on the first call that he went out
1575 to.
1576
1577 LANDBERG Was that your idea to have a report written or was that a manager's idea to have a
1578 report written?
1579
1580 [REDACTED] That was the lieutenant's idea.
1581
1582 LANDBERG Lieutenant's idea. Which Lieutenant was that?
1583
1584 [REDACTED] Galliano.

1585
1586 LANDBERG Galliano. When was that report written? The incident occurred on the 13th, you
1587 got the call on 14th.
1588
1589 [REDACTED] I believe it was a week after. The following work week.
1590
1591 LANDBERG The following work week. When did you notify your lieutenant of this allegation?
1592
1593 [REDACTED] After I reviewed the body-worn footage, and it shows that the complainant's
1594 allegations were true, I immediately notify Lieutenant Galliano of the incident.
1595
1596 LANDBERG What day was that? Roughly.
1597
1598 [REDACTED] I don't remember the exact date, but it was the following work week that I-
1599
1600 LANDBERG The following work week?
1601
1602 [REDACTED] Yeah. I was able to review the body-worn camera footage and then saw what I
1603 saw and notified Lieutenant Galliano.
1604
1605 LANDBERG So, the incident happened on the 13th, you were contacted by [REDACTED] on
1606 the 14th. When did you start reviewing the video?
1607
1608 [REDACTED] I believe I started the following work week.
1609
1610 LANDBERG The following work week?
1611
1612 [REDACTED] Yes.
1613
1614 LANDBERG What are your days off?
1615
1616 [REDACTED] Sunday, Monday, Tuesday.
1617
1618 LANDBERG So you started working and you started reviewing it on Wednesday?
1619
1620 [REDACTED] I started—there was a lot of body-worn footage. So, it took me—I don't have the
1621 time just to sit through and watch them all in one sitting, so I break them apart. I
1622 started off with the first call, watched that, and then watched the second call. In
1623 the second call, there was, I believe, an hour of body-worn camera footage from
1624 each officer that was on that call. So, it took me a little while to finish reviewing
1625 them. I believe it took me a couple of days just to break them all apart and went
1626 through all of them.
1627
1628 LANDBERG Did you wait until you watched every piece of video before you reached out to the

1629 lieutenant?
1630
1631 [REDACTED] Yeah.
1632
1633 LANDBERG Then after that, you completed a BlueTeam?
1634
1635 [REDACTED] Yes.
1636
1637 LANDBERG When was the BlueTeam completed?
1638
1639 [REDACTED] I believe it was just, like, a couple of days after. I can't remember. It was after the
1640 lieutenant was advised that the BlueTeam was completed. I don't have the exact
1641 date off the top of my head.
1642
1643 LANDBERG But you did conduct a BlueTeam?
1644
1645 [REDACTED] Yeah.
1646
1647 LANDBERG Part of that BlueTeam is reviewing all relevant body-worn camera footage?
1648
1649 [REDACTED] Yeah. So, when I first reviewed the footage, I went through them fairly quickly so
1650 I can get all the meat and potatoes of it to see if his allegations were true or not. I
1651 went through it; the allegations were there. There was evidence that shows that
1652 the victim or the complainant here did mention to officers that his wife assaulted
1653 him. Once I completed that review and notified the lieutenant of what I found, I
1654 then documented in details of what happened and what I saw. I just documented
1655 the facts that needed to be documented such as relaying to the officers that, "Hey,
1656 my wife assaulted me, and officers didn't do anything." I was going to go back
1657 after that whole process to sit down, review all the footages in detail, and
1658 document everything and put it on the BlueTeam, but IA was involved at that
1659 point and all the body-worn cameras were closed off, so I wasn't able to review
1660 them. I reached out to Lieutenant Shiraishi at the time, who is my station
1661 lieutenant, and he advised me that the email that I wrote to Lieutenant Galliano
1662 about the incident should suffice because you guys would be doing your own
1663 investigation into the matter anyway. So, he says, "You can just copy and paste
1664 what you wrote to Lieutenant Galliano into the BlueTeam. That should be
1665 sufficient." So, that's what I did.
1666
1667 LANDBERG During the BlueTeam audit review, whose videos did you watch?
1668
1669 [REDACTED] I watched every officer's that was involved in this incident.
1670
1671 LANDBERG Who are those officers?
1672

1673 [REDACTED] The first call, Ofc. Swaleh, Ofc. [REDACTED], Ofc. Spring. I believe they were the three
1674 officers in that first call. Then, the two officers on the second call, Ofc. Costan
1675 and Ofc. Hollibaugh.

1676
1677 LANDBERG So, is it safe to say you've watched every video?

1678 [REDACTED] Yes.

1680
1681 LANDBERG From start to finish?

1682 [REDACTED] Yes. There's certain parts where I fast forward because there was a lot of just
1683 sitting around and not a whole lot of talking or a lot of action in there because
1684 they were just sitting in their car and stuff like that. So, I fast forward some of
1685 those sections. So, I didn't exactly sit down and watch every single minute in live
1686 view. There's certain parts where I fast forward through them.

1688
1689 LANDBERG So, what did you see? Start with the first incident.

1690 [REDACTED] Okay. I believe Ofc. [REDACTED], Ofc. Spring, and Ofc. Swaleh arrived on scene on
1691 that first call. I believe it was Ofc. [REDACTED] that asked the complainant, "Hey,
1692 what's going on?" or something along those lines. The complainant pointed to his
1693 forehead and Ofc. [REDACTED] shined his flashlight to the forehead, and I believe he
1694 said something along the lines of, "I don't see anything there." or something like
1695 that. I wasn't able to see any visible injuries from the footage. I heard the
1696 complainant saying something along the lines of "reaching around." or something
1697 like that. Yeah, he didn't mention that he was assaulted. I think he was like, "Oh,
1698 yeah I was reaching around" or "She was reaching around." Something like that.
1699 Then, that was it. He never said his wife assaulted him, or his wife punched him
1700 or anything along those lines. Ofc. Swaleh was the one that spoke to the female
1701 half. The female half did not advise that there was anything physical going on. I
1702 think Ofc. Swaleh asked something along the lines of, "Was this just a verbal
1703 argument?" or something like that. I think she allude to that, "Yeah it was just a
1704 verbal argument." I think she mentioned something that they were from out of
1705 state and they were on their way to Stockton and that her husband, [REDACTED] in this
1706 case, was yelling at them. She basically just wanted him to calm down. At that
1707 point, Ofc. Swaleh went over and spoke to the male half, which is [REDACTED], and he
1708 never alluded to anything physical happening. He never mentioned any crimes
1709 that's happening there. I think they clear the call briefly after that. It was a 415
1710 DV only.

1712
1713 LANDBERG Is that it for specifics—or anything that stood out in the first call for service and
1714 for the record, I'm speaking of call 20-242851?

1715 [REDACTED] That's all I can remember now. Yeah, that's I can remember right now.
1716

1717
1718 LANDBERG Let's talk about call for service 20-242901. That's the return call for service.
1719
1720 [REDACTED] Yeah.
1721
1722 LANDBERG What did you observe when you reviewed those two officers' body-worn
1723 cameras?
1724
1725 [REDACTED] There was a lot of footage to review. I may miss some of this stuff or some of the
1726 timeline of how it unfolded. Ofc. Hollibaugh and Ofc. Costan were the two
1727 officers that responded to that call. Ofc. Hollibaugh spoke to the male half, which
1728 is [REDACTED]. Ofc. Costan spoke to the female half, I believe her name is [REDACTED]. When
1729 Ofc. Hollibaugh spoke to the male half, the male half mentioned that his wife had
1730 assaulted him five or six times, I can't remember the numbers, but assaulted him
1731 five or six times. He later added that since the last call that the officers were on,
1732 his wife had hit him two more times after that. He also mentioned that he relayed
1733 all of this information to the previous officers that were out there. The female half
1734 advised Ofc. Costan that, I believe she said elbowed or hit her. Her husband hit
1735 her in the chest area. I remember... yeah, I believe that's what she said that her
1736 husband hit her in the chest area. Both officers didn't follow up with any
1737 additional line of questioning into the allegations. It seemed like they just
1738 deflected those statements altogether. That's the bulk of it. They eventually
1739 determined that, "Hey, we're going to split them up for the night so that the calls
1740 don't continue coming in." I believe they were able to get the female half's father
1741 came out there and picked up the kids and her, and they went over to his place for
1742 the night to separate both parties.
1743
1744 LANDBERG Anything of significance that you can remember from that second call for service?
1745
1746 [REDACTED] After that—or in the middle of that call, Ofc. Costan gave me an update about the
1747 call that was after all the allegations were made already. He stated to me that it
1748 was a 415 DV only. Both parties did not mention anything about anything
1749 physical going on, and I believe he said something along the lines of the male half
1750 kept alluding to checking the female's phone or something along those lines, but
1751 wouldn't tell us what was on the phone. Ofc. Costan was like, "Yeah. Both parties
1752 are alleging that it's only 415 DV at this point." He updated that, "Hey, I just
1753 wanted to let you know that we're going to be here for an extended time because
1754 we are going to try to get family out there to take the female half away and the
1755 kids away so that they can separate the parties for the night." I'm like, "Okay."
1756
1757 LANDBERG Anything else?
1758
1759 [REDACTED] I think those are all the things that stood out to me. Again, the footage was an
1760 hour long, so I could have missed stuff, but those are the important stuff that

1761 stood out to me that I can remember now.
1762
1763 LANDBERG Now, I'm going to show you a portion of Ofc. [REDACTED] body-worn camera. Then,
1764 after we watch it together, I am going to ask you some questions.
1765
1766 [REDACTED] Okay.
1767
1768 LANDBERG For the record, I'm going to be opening up Ofc. [REDACTED] body worn camera from
1769 call for service 20-242851. We are going to be watching from 00.33 seconds to 2
1770 minutes and 46 seconds.
1771
1772 *[recording plays]*
1773
1774 LANDBERG So after reviewing that piece of video, did you observe the interaction between
1775 [REDACTED] and Ofc. [REDACTED]?
1776
1777 [REDACTED] Yes.
1778
1779 LANDBERG What did you observe?
1780
1781 [REDACTED] Ofc. [REDACTED] walking up and saying, "Are you injured?" and he pointed to his
1782 forehead.
1783
1784 LANDBERG Anything else?
1785
1786 [REDACTED] He asked, "When was that?" I believe I heard him say, "A couple of minutes ago"
1787 or "ten minutes ago" or something like that. Then he stopped the conversation and
1788 then followed up with, "What happened tonight?" kind of deal, and he was
1789 describing what kind of happened, that he was in the back putting seatbelts on the
1790 kids and they got into a 415 and that she wanted to drive, and she started driving
1791 off.
1792
1793 LANDBERG Did [REDACTED] specifically tell Ofc. [REDACTED] that [REDACTED] always injures him?
1794
1795 [REDACTED] Was that in there? I completely missed that if it was in there.
1796
1797 LANDBERG Did Ofc. [REDACTED] ask [REDACTED] if he was injured?
1798
1799 [REDACTED] Yes.
1800
1801 LANDBERG Then what specifically happens next?
1802
1803 [REDACTED] He pointed to his forehead, and Ofc. [REDACTED] shined his flashlight and I believe he
1804 said, "I don't see anything there."

1805
1806 LANDBERG Was there nonverbal communication going on between Ofc. [REDACTED] and [REDACTED]
1807
1808 [REDACTED] Yeah.
1809
1810 LANDBERG What was that nonverbal communication?
1811
1812 [REDACTED] He was nodding his head.
1813
1814 LANDBERG Anything else?
1815
1816 [REDACTED] He was pointing to his forehead.
1817
1818 LANDBERG When someone asks you a question, can you communicate with them without
1819 speaking?
1820
1821 [REDACTED] Yes.
1822
1823 LANDBERG So when Ofc. [REDACTED] asked [REDACTED] a question, could he openly communicate by
1824 just pointing?
1825
1826 [REDACTED] Yeah.
1827
1828 LANDBERG To the point where Ofc. [REDACTED] could understand what he meant?
1829
1830 [REDACTED] Yeah.
1831
1832 LANDBERG So, when Ofc. [REDACTED] asked him, "What happened?" and if he got hit, and then
1833 what did he do—what did [REDACTED] do? Let me be more specific, did he not point—
1834 did Ofc. [REDACTED] not ask a question, and did [REDACTED] not communicate by pointing
1835 back at this forehead?
1836
1837 [REDACTED] Yes, he did. Yeah.
1838
1839 LANDBERG What was he communicating to Ofc. [REDACTED] in your opinion?
1840
1841 [REDACTED] That he was injured on his forehead.
1842
1843 LANDBERG Was he communicating that [REDACTED] was the one who injured him?
1844
1845 [REDACTED] He didn't say that, but you can put two and two together.
1846
1847 LANDBERG I'm talking about nonverbal. Yes, that's what I'm talking about. He didn't
1848 specifically say that, but was that what he was implying with his nonverbal

1849 communication?
1850
1851 [REDACTED] Yes. That's what it appears like.
1852
1853 LANDBERG Did you observe Ofc. [REDACTED] illuminate [REDACTED] face with a flashlight?
1854
1855 [REDACTED] Yes.
1856
1857 LANDBERG Why did he do that?
1858
1859 [REDACTED] To look for the injury.
1860
1861 LANDBERG Did it appear that Ofc. [REDACTED] understood [REDACTED] nonverbal communication cues?
1862
1863 [REDACTED] I don't know the extent of his understanding, but I would assume that by asking,
1864 "Are you injured?" and he pointed to his forehead that, "Yes, I was injured here."
1865
1866 LANDBERG Did you understand those nonverbal cues by watching this video?
1867
1868 [REDACTED] Yes.
1869
1870 LANDBERG So, based on Ofc. [REDACTED] and [REDACTED] interaction, do you believe Ofc. [REDACTED]
1871 should have known that [REDACTED] was a victim of domestic violence?
1872
1873 [REDACTED] I believe that an officer should have done a more thorough job of following up
1874 with other questions. I don't know if he understood what the nonverbal is because
1875 a lot of times it gets misconstrued. So, looking back, the officer should have
1876 recognized that, yeah—acknowledging that he was injured and given the call that
1877 they are responding to, they should have followed up with additional line of
1878 questioning to clarify some of those nonverbal answers.
1879
1880 LANDBERG So after reviewing or watching that video, specifically to call for service 20-
1881 242851, do you believe a crime had occurred?
1882
1883 [REDACTED] Watching this now, reviewing back, looking at this?
1884
1885 LANDBERG Watching this right now.
1886
1887 [REDACTED] It looks like they should have done a much better job of conducting the
1888 investigation, into the DV investigation. The guy was pointing to his forehead
1889 alluding that yeah, he was injured, and based on the context of the call, they
1890 should have put two and two together and understand that, "Hey, this is a
1891 domestic violence investigation, and we should do something about it."
1892

1893 LANDBERG But based on that video alone, do you feel a crime occurred?
1894
1895 [REDACTED] Based on this video alone?
1896
1897 LANDBERG What I just showed you, that minute and a half, do you feel like a crime occurred?
1898
1899 [REDACTED] I believe that something happened. A crime may have occurred. I don't think
1900 based on that alone we have enough probable cause to arrest. I believe that the
1901 officers should have done a much better job of conducting their investigation to
1902 clarify some of those answers so they can build up the probable cause for that
1903 arrest, but based on what I saw in this video, I don't think they have the means to
1904 make an arrest based on that alone, that nonverbal cue alone. With their level of
1905 experience, especially being the most senior officers on the team, they should
1906 have done a much better job of following up with questions to clarify some of
1907 those nonverbal cues.
1908
1909 LANDBERG So, after reviewing all the tapes, when did you talk to the lieutenant about your
1910 findings?
1911
1912 [REDACTED] After I finished reviewing it, which I believe was the following week.
1913
1914 LANDBERG So then what did you do?
1915
1916 [REDACTED] I wrote up an email regarding my finding and sent it to Lieutenant Galliano.
1917
1918 LANDBERG So after reviewing Ofc. [REDACTED] body-worn camera, did he perform his required
1919 duties?
1920
1921 [REDACTED] No. They should have done a much better job of conducting this investigation.
1922 There is enough evidence there for them to see that there is something going on
1923 and they need to dig deeper, ask more followup questions. Clearly, based on what
1924 I saw, it almost seems like they were trying to minimize the DV portion of it. I
1925 don't know if that's the right word.
1926
1927 LANDBERG Can you see at the bottom of the screen how long they were on that call for
1928 service or how long the body worn camera-
1929
1930 [REDACTED] It was on for 8 minutes and 46 seconds.
1931
1932 LANDBERG Is that long enough to properly conduct a domestic violence/child neglect
1933 investigation?
1934
1935 [REDACTED] No.
1936

1937 LANDBERG In your opinion?
1938
1939 [REDACTED] No, not at all.
1940
1941 LANDBERG Did Ofc. [REDACTED] actions or behaviors bring discredit upon the department?
1942
1943 [REDACTED] Yes. They should have been—I mean they’ve been trained to do a thorough
1944 investigation on simple calls like this. Looking at it even from untrained eyes, a
1945 lot of people would agree that there is something going on there and the officers
1946 should have followed up with additional questioning. No doubt about that. From
1947 an officer perspective that I have done multiples of these investigations myself as
1948 a line level officer years ago, yeah, they should have done a much better job.
1949 There is other questions that could have been asked. There’s seven possible
1950 witnesses inside that van that one of them could have just talked to and get a
1951 statement as to, “Hey, did something physical here happen?” and none of that
1952 happened. The text of the call itself, if you base that alone, you have two possible
1953 crimes. You have domestic violence and you have child neglect/abuse depending
1954 on what you find there. The officers did not do a thorough job of conducting an
1955 investigation into this matter at all. There are signs there to indicate that a
1956 domestic violence had occurred. They didn’t follow up with additional line of
1957 questions to determine if there was enough evidence to support probable cause for
1958 a domestic violence arrest. There was seven kids there. A couple of them were old
1959 enough where they can talk to and get a good statement from as to, “Hey, what
1960 happened here between your mom and dad?” None of that happened. The officer
1961 could have easily just pulled some of the older kids aside and get a quick
1962 statement as to, “Hey, what happened here?” kind of deal and determine if we
1963 need to talk to the other younger kids and get CPS involved and get more officers,
1964 more resources out here so that we can address this issue properly.
1965
1966 LANDBERG We are now going to change gears a bit. We are going to talk about call for
1967 service 20-242901, and we are going to be watching several pieces of body-worn
1968 camera footage from Ofc. Costan. The first video we are going to watch is from 2
1969 minutes and 49 seconds until 3 minutes and 30 seconds.
1970
1971 *[Recording plays]*
1972
1973 LANDBERG Did you review Ofc. Costan’s body-worn camera related to 20-242901?
1974
1975 [REDACTED] Yes.
1976
1977 LANDBERG What did you observe?
1978
1979 [REDACTED] In that piece of segment of the video?
1980

1981 LANDBERG Just generally speaking.
1982
1983 [REDACTED] The female advised the officer that-
1984
1985 LANDBERG Actually, excuse me. Let me correct myself. Yes, according to this video. What
1986 did you just review on this video?
1987
1988 [REDACTED] The female half saying he hit me and motioned to her chest area and something
1989 about, "He threw a box at one of the kids."
1990
1991 LANDBERG With that information, what crimes do we have?
1992
1993 [REDACTED] We have domestic violence and child abuse.
1994
1995 LANDBERG To your knowledge, did Ofc. Costan and Ofc. Hollibaugh investigate domestic
1996 violence allegation?
1997
1998 [REDACTED] Did they on this call?
1999
2000 LANDBERG Mm-hmm.
2001
2002 [REDACTED] No, they failed to conduct a detailed domestic violence investigation. In fact, it
2003 looks like they deflected their responsibility of conducting that investigation, by
2004 watching this video.
2005
2006 LANDBERG Did you observe [REDACTED] specifically tell Ofc. Costan that [REDACTED] threw a box at their
2007 son?
2008
2009 [REDACTED] Yes.
2010
2011 LANDBERG What crime do we have?
2012
2013 [REDACTED] We have child abuse.
2014
2015 LANDBERG Child abuse. At minimum a misdemeanor child abuse?
2016
2017 [REDACTED] Minimum misdemeanor child abuse.
2018
2019 LANDBERG To your knowledge and after reviewing the videos, even more of the video that
2020 you saw just passed this clip, did those two officers investigate the child abuse?
2021
2022 [REDACTED] No.
2023
2024 LANDBERG All right. I'm going to show you some more video here. This is still Ofc. Costan's

2025 body-worn camera from the call for service 242901. We are now going to be
2026 viewing a video snippet from 11:53 until 12:00.

2027
2028 *[recording plays]*

2029
2030 LANDBERG Watching this video between the time frames I just gave, did you hear Ofc.
2031 Costan voice over the radio that it was a 415 DV only?

2032
2033 [REDACTED] I don't recall if I-

2034
2035 LANDBERG I mean just now.

2036
2037 [REDACTED] Oh, yes.

2038
2039 LANDBERG Just now.

2040
2041 [REDACTED] Yes. The video. Yes.

2042
2043 LANDBERG Watching the video. Do we need to replay it so you can hear it again?

2044
2045 [REDACTED] No. I thought you were talking about during that time if I remember him
2046 broadcasting that over the radio?

2047
2048 LANDBERG All my questions I have for you right now are based solely on you viewing this
2049 video.

2050
2051 [REDACTED] Okay. Yes, I heard that.

2052
2053 LANDBERG What did he say?

2054
2055 [REDACTED] He says it's a 415 DV only.

2056
2057 LANDBERG With the information you know now, was that accurate?

2058
2059 [REDACTED] No. That's not accurate at all.

2060
2061 LANDBERG What does 415 DV mean?

2062
2063 [REDACTED] It means it's just a verbal argument. There's no crimes attached to it.

2064
2065 LANDBERG We are going to continue to watch Ofc. Costan's body worn camera related to 20-
2066 242901. We are going to be watching a video snippet from 30.32 to 31.10.

2067
2068 *[recording plays]*

2069
2070 LANDBERG For the record, we actually went from 30.32 to 31.53. Was that a video of Ofc.
2071 Costan giving somebody an update?
2072
2073 [REDACTED] Yeah, that was Ofc. Costan-
2074
2075 LANDBERG Was that-
2076
2077 [REDACTED] -giving me an update. Oh, sorry.
2078
2079 LANDBERG No sorry. I cut you off. Was that individual on the other line you?
2080
2081 [REDACTED] Yes.
2082
2083 LANDBERG So, we are watching a video of Ofc. Costan giving you an update?
2084
2085 [REDACTED] Yes.
2086
2087 LANDBERG As 1 Sam 6?
2088
2089 [REDACTED] Yes.
2090
2091 LANDBERG Can you summarize that conversation that you just heard?
2092
2093 [REDACTED] Yeah. He said it was a 415 DV only. Both parties' stories are along the same
2094 lines, that the male half was kind of uncooperative and not being combative, but
2095 uncooperative, making allegations, making up all this stuff. I believe I asked,
2096 "What kind of stuff is he asking?" He clarified that we need to confiscate the
2097 phone because there's evidence in there that's going to get destroyed.
2098
2099 LANDBERG After reviewing Ofc. Costan's body-worn camera, did he tell you accurate
2100 information on that phone call?
2101
2102 [REDACTED] No.
2103
2104 LANDBERG Did he tell you accurate information regarding that call for service?
2105
2106 [REDACTED] No.
2107
2108 LANDBERG After reviewing that body-worn camera video of Ofc. Costan having a
2109 conversation with you, did he give false or misleading information to you?
2110
2111 [REDACTED] Yes.
2112

2113 LANDBERG Was that one conversation that we just watched, was that the only update that Ofc.
2114 Costan gave you regarding this call for service?
2115
2116 [REDACTED] Yes.
2117
2118 LANDBERG He never pulled you aside later and wanted to give you an additional update or
2119 never pulled you aside later wanting to give you more information regarding this
2120 call?
2121
2122 [REDACTED] No, I don't believe so.
2123
2124 LANDBERG So, that was the only time that he spoke to you about this call?
2125
2126 [REDACTED] Yeah. That I can remember. Yeah.
2127
2128 LANDBERG Did Ofc. Costan fail to perform his duties as a police officer?
2129
2130 [REDACTED] Yes.
2131
2132 LANDBERG Why?
2133
2134 [REDACTED] As a police officer, our responsibilities are pretty clear cut. We are there to
2135 conduct an investigation into criminal matters. When there are signs or evidence
2136 alluding that a crime has occurred in front of us, we need to conduct a detailed
2137 investigation, especially ones that are dealing with child abuse and domestic
2138 violence. Those are two sensitive topics, and the investigations are pretty clear
2139 cut. We are not going to go into the gray area and say, "No, nothing happened"
2140 kind of deal. It's going to be did something happen and somebody is going to jail,
2141 or nothing happened and both parties are sent away kind of deal. In this case, with
2142 the statements given to the officers on scene, clearly a domestic violence incident
2143 happened. At the very least, we have 243(e)(1) and misdemeanor child abuse just
2144 based on the simple statements that both parties gave to the two officers out there.
2145 I believe that they should have done a much better job of following up with
2146 questions. I don't know what the officers were thinking at the time by deflecting
2147 these statements that both of these parties are making and not following up with a
2148 single line of questions into those allegations at all. It just surprises me that a Sac
2149 PD trained officer would not follow up with the most simple line of questions on
2150 pretty common investigations, which are domestic violence and child abuse.
2151
2152 LANDBERG Did his actions bring discredit on the department?
2153
2154 [REDACTED] Yes
2155
2156 LANDBERG Why would that be?

2157 [REDACTED]
2158 [REDACTED] They failed to perform their duties as a police officer in the simplest level. A
2159 crime occurred, and they looked the other way. You put that on the news and it
2160 just put a horrible negative light on this.
2161
2162 LANDBERG Okay now we are going to look at Ofc. Hollibaugh's body-worn camera. We are
2163 going to look at several different pieces of video. The first video is going to be
2164 from 21.01 to 23.00 and the second video is going be from 40.13 to 41.00. After
2165 we watch that video. I'll ask you some questions. Okay?
2166
2167 [REDACTED] Okay.
2168
2169 LANDBERG This is still related to 20-242901.
2170
2171 *[recording plays]*
2172
2173 LANDBERG All right. Now we are going to watch from 40.13 to 41.00. This is still Ofc.
2174 Hollibaugh's body-worn camera.
2175
2176 *[recording plays]*
2177
2178 LANDBERG So, we just reviewed several portions of Ofc. Hollibaugh's body worn camera.
2179 What did you observe?
2180
2181 [REDACTED]
2182 [REDACTED] The part that stood out the most was the male half advising Ofc. Hollibaugh that
2183 his wife hit him five times tonight and two times since the last call. Ofc.
2184 Hollibaugh was like, "Okay. The other officers already conducted the
2185 investigations that matter. I will talk to them" kind of deal and just kind of blew it
2186 off for the most part. It looks like he was relaying that information to Ofc. Costan
2187 that he is making allegations of domestic violence, and it looks like they didn't
2188 follow up with any of those allegations at all.
2189 LANDBERG So when you say domestic violence, to be clear, a crime of domestic violence
2190 occurred, which would those penal code sections be?
2191
2192 [REDACTED]
2193 [REDACTED] Based on what I've seen so far, I haven't seen any visible injuries. It would have
2194 been 243(e)(1), which is the misdemeanor domestic violence section. There could
2195 have been injuries somewhere if they would have conducted more detailed
2196 investigation, maybe they would have discovered that, but I don't know.
2197 LANDBERG With a misdemeanor section for 243(e)(1), you can be a victim of that crime and
2198 have no visible injuries, correct?
2199
2200 [REDACTED] Yes.

2201
2202 LANDBERG So, we are saying a crime did occur then based on our review of this video?
2203
2204 [REDACTED] Yes.
2205
2206 LANDBERG That crime is 243(e)(1)?
2207
2208 [REDACTED] 243(e)(1).
2209
2210 LANDBERG In your opinion, did Ofc. Hollibaugh and Costan investigate that allegation?
2211
2212 [REDACTED] No, not at all.
2213
2214 LANDBERG Not at all?
2215
2216 [REDACTED] Not at all. It's pretty unfortunate that we have solo officers that would do this.
2217 When I was a FTO, I would expect Phase 1 officers to do a much thorough job of
2218 conducting a domestic violence incident, and it looks like these two officers
2219 didn't make any attempt to follow up with those allegations at all.
2220
2221 LANDBERG Per our domestic violence policy, the City of Sacramento, specifically Sacramento
2222 Police Department, is an arrest required?
2223
2224 [REDACTED] Yes.
2225
2226 LANDBERG When there's probable cause for a domestic violence allegation?
2227
2228 [REDACTED] Yes. If we have probable cause to support an arrest, then we shall make an arrest
2229 on a domestic violence call.
2230
2231 LANDBERG Just that small little snippet that I showed you, would you say there's probable
2232 cause to arrest for domestic violence?
2233
2234 [REDACTED] Absolutely.
2235
2236 LANDBERG Did Ofc. Hollibaugh fail to perform his required duties?
2237
2238 [REDACTED] Yes.
2239
2240 LANDBERG Why?
2241
2242 [REDACTED] Again, part of our responsibilities as a police officer is to investigate criminal
2243 allegations. In this incident, you have two possible crimes that we have observed
2244 up until this point, which is 243(e)(1) and the 273(a) child abuse section. Both of

2245 these officers—Ofc. Hollibaugh did not follow up with any followup questions to
2246 clarify as to what happened during this specific incident. They failed to conduct
2247 the most basic investigation that we do here as a patrol officer. These are some of
2248 the most common calls and investigations that we will do in our career, and they
2249 failed to perform and to conduct the most basic investigations.
2250

2251 LANDBERG Did his actions and behaviors bring discredit upon the department?

2252 [REDACTED]
2253 Yes, absolutely.

2254 LANDBERG So, Ofc. Hollibaugh cleared this call 415 DV only?

2255 [REDACTED]
2256 Mm-hmm.

2257 LANDBERG After reviewing what you saw on his body-worn camera, is that accurate?

2258 [REDACTED]
2259 No.

2260 LANDBERG Why not?

2261 [REDACTED]
2262 There is a crime here. We have, based on what I saw, based on those statements
2263 made, we have enough to support probable cause to make that 243(e)(1) arrest
2264 and to blow off the call or to clear it out as a 415 DV only, is not an accurate
2265 representation of how the call transpired.
2266

2267 LANDBERG Would that be considered dishonest?

2268 [REDACTED]
2269 Yes.

2270 LANDBERG Was Ofc. Hollibaugh's clearance dishonest, false, and misleading?

2271 [REDACTED]
2272 Yes.

2273 LANDBERG Can we just for the record, again, just explain briefly what a 415 DV is?

2274 [REDACTED]
2275 A 415 DV is just a verbal argument between both parties, and there is no criminal
2276 element or criminal side attached to that at all. Just verbal arguments.
2277

2278 LANDBERG Thank you for bearing with me. We are going to go through some policies now.

2279 [REDACTED]
2280 Okay.

2281 LANDBERG Can you bring these policies up? Specifically, we are going to talk about General
2282 Order 120.03, Responsibility of Rank.
2283

2289
2290 ALONSO For the record, that was revised 06/05/2017.
2291
2292 LANDBERG Can you please read Section A, Subsection 5A?
2293
2294 [REDACTED] Supervisory employees shall: Comply with the law, the department's ethical
2295 guidelines, and the department's value statement.
2296
2297 LANDBERG As supervisor, did you comply with the law, with the department's ethical
2298 guidelines, and department value statement when you neglected to investigate
2299 [REDACTED] allegations of domestic violence?
2300
2301 [REDACTED] Referring to me?
2302
2303 LANDBERG Yes.
2304
2305 [REDACTED] I think I should have, looking back, I should have done a much better job of
2306 getting involved in this because I failed to have my officers, or another officer, to
2307 go out there and to document that domestic violence incident in a timely manner.
2308 Yeah, I would have to agree that I did, in fact, violate that section.
2309
2310 LANDBERG Okay. Thank you. Can you please read Section A5, Subsection D as in David?
2311
2312 [REDACTED] Take assertive action when necessary, provide leadership and guidance, and set
2313 the standard for others to follow.
2314
2315 LANDBERG Did you take assertive action when necessary, provide leadership and guidance,
2316 and set the standard for others to follow when you neglected to investigate [REDACTED]
2317 [REDACTED] allegation of domestic violence?
2318
2319 [REDACTED] If you look at this incident as a whole, I think the supervisor, and that would be
2320 me, I take full responsibility for this, and I should have taken a more assertive
2321 action and more involved role in this. It's hindsight, but I believe that if I would
2322 have gotten involved early on, we could have all avoided all of this and save these
2323 two officer's careers from going down this path.
2324
2325 LANDBERG So, for the record, do you feel you violated that specific section?
2326
2327 [REDACTED] Yes.
2328
2329 LANDBERG Can you please read Section F1? It's on the third page.
2330
2331 [REDACTED] Closely monitor the activities of subordinate, making corrections where
2332 necessary, and commanding where appropriate.

2333
2334 LANDBERG Did you closely monitor the activities of your subordinates and make the
2335 appropriate corrections when you neglected to investigate [REDACTED]
2336 allegation of domestic violence?
2337
2338 [REDACTED] Yeah, looking at this incident as a whole, again, there's things that I could have
2339 done better, but yes, absolutely. I am in violation of this section as well.
2340
2341 LANDBERG Can you read Section F2 and F2(a) please?
2342
2343 [REDACTED] Supervise with firmness, deliberation, and partiality. The supervisor shall take
2344 immediate action when any subordinate violates any department general, office,
2345 divisional, or special order.
2346
2347 LANDBERG Did you take immediate action when you learned of officer's possibly violating
2348 GO's office, divisional, or special orders when you neglected to investigate [REDACTED]
2349 [REDACTED] allegation of domestic violence?
2350
2351 [REDACTED] Immediate is subjective. At the time when I was handling it, I thought I did it
2352 pretty quickly. When I discovered the violations, I notified my lieutenant
2353 immediately, but then looking back, I think I should have notified my lieutenant
2354 immediately after taking the 914S call to make sure that both of us are on the
2355 same page and brainstorm on how we are going to proceed forward. If I would
2356 have done that, I think we could have avoided a lot of this mess. So, yes. I think
2357 that there is a lot for me to learn from this incident. I'm kind of glad that it
2358 happened. In a way, it almost acted as a wakeup call and say, "Hey, I need you to
2359 be more involved and make sure that this doesn't happened in the future."
2360
2361 LANDBERG Just for clarification, are you saying you did violate that specific section?
2362
2363 [REDACTED] Yeah.
2364
2365 LANDBERG Can you please read F5?
2366
2367 [REDACTED] Enforcement of department rules to ensure compliance with department policies
2368 and procedures.
2369
2370 LANDBERG Did you enforce department rules and ensure compliance with the department's
2371 policies and procedures when you neglected to investigate [REDACTED]
2372 allegation of domestic violence?
2373
2374 [REDACTED] Yeah, in a way I am in violation of this section. As soon as I've watched the video
2375 body-worn camera review and was made aware of the violations, I took
2376 immediate actions, but it should have been much more sooner, much quickly.

2377
2378 LANDBERG Can you please read F7?
2379
2380 [REDACTED] Having working knowledge of the duties and responsibilities of subordinates, they
2381 shall observe contacts made with the public, outside agency, and other employees.
2382 Be available for assistance or instruction. Field supervisor shall respond to calls
2383 for serious emergency, felony in progress, and others unless actively engaged in a
2384 police incident. They shall observe the conduct of the assigned personnel and take
2385 active charge when necessary.
2386
2387 LANDBERG Did you respond to call for service 20-242851 or 20-242901, which were both
2388 voiced from the dispatcher as felonies in progress?
2389
2390 [REDACTED] No. I'm in violation of this section. I failed to respond to both of those calls. I
2391 think one of the learning moments for me in this whole entire incident is that I
2392 think I placed too much trust in my officers to do the right thing. I need to
2393 understand that, that's not going to be always the case, and I need to be there as
2394 somebody that will act as a person that is going catch my officer if they fail to
2395 conduct a pretty simple investigation like this. If I was there and would have
2396 caught this, I don't think we would be in this place and going through this mess.
2397 So yeah, definitely. There's a lot of things for me to learn from this incident. It
2398 kind of pains me to look back and look at all the stuff I failed to do or could have
2399 done better, that I could have saved these two officers' career or save all of us
2400 from going through this whole ordeal. I totally take full responsibility for this
2401 whole mess. As their supervisor, I should have been there to catch them while
2402 they're falling, especially in a simple investigation like this.
2403
2404 LANDBERG So just to be clear, so you are saying you are in violation of F7?
2405
2406 [REDACTED] Yes.
2407
2408 LANDBERG So, keeping all your answers in mind, are you in violation of 120.03?
2409
2410 [REDACTED] Yes.
2411
2412 LANDBERG Let's look at 210.04, which is General and Professional Conduct.
2413
2414 ALONSO For that record, it was revised 07/12/2017.
2415
2416 LANDBERG Can you please read A1 Subsection A?
2417
2418 [REDACTED] Professional conduct. All employees be governed by ordinary and reasonable
2419 roles of good conduct and behavior.
2420

2421 [CROSSTALK]

2422

2423 LANDBERG Go ahead. My fault.

2424

2425 [REDACTED] Did you say A and B or just A?

2426

2427 LANDBERG Just A for this one.

2428

2429 [REDACTED] Okay.

2430

2431 LANDBERG Did you practice good conduct and behavior when you neglected to investigate
2432 [REDACTED] allegation of domestic violence?

2433

2434 [REDACTED] Now if you put it that way, no.

2435

2436 LANDBERG Can you please read A1(b) as in boy.

2437

2438 [REDACTED] Do not commit any act whether negligent, intentional, criminal, or otherwise, that
2439 could bring discredit upon the department or the city.

2440

2441 LANDBERG Did you bring discredit upon the department and the city when you neglected to
2442 investigate [REDACTED] allegation of domestic violence?

2443

2444 [REDACTED] Yes. This could have been handled swiftly, and because I failed to notify my
2445 lieutenant of what was going on, the response was a bit delayed. Looking back at
2446 it now, a week at the time I thought was sufficient time, but looking at the
2447 allegations itself, domestic violence and child abuse, those are pretty serious
2448 allegations and pretty serious and sensitive topics, and by delaying the notification
2449 to my supervisor, my chain of command, yeah, I am in violation of that.

2450

2451 LANDBERG Can you please read A1, Subsection C?

2452

2453 [REDACTED] Abide by all laws to include, but not limited to, penal code, health and safety
2454 code, the welfare institution code. In addition, the employees shall ensure that
2455 their personal vehicles are compliant with the California Vehicle Code.

2456

2457 LANDBERG Did you abide by all laws when you neglected to investigate [REDACTED]
2458 allegation of domestic violence?

2459

2460 [REDACTED] No.

2461

2462 LANDBERG Can you please read 2A?

2463

2464 [REDACTED] Employees shall: Serve the public with direction, counsel, and example that does

2465 not interfere with the discharge of their police responsibility. They shall respect
2466 and protect the rights of the individuals and perform their services with honesty
2467 and integrity.
2468

2469 LANDBERG Did you serve the public and protect the rights of the individuals when you
2470 neglected to investigate [REDACTED] allegation of domestic violence?
2471

2472 [REDACTED] I thought I was doing the right thing. I thought I was taking it seriously. I
2473 respected his rights as an individual. I was honest about it. I think in some ways I
2474 am partial to blame. Yeah, I don't think I'm in violation of that, but I may be
2475 looking at it from a different perspective. I thought I—I didn't lie about anything.
2476 I was honest about it. I took his complaints, followed up with it. I didn't blow off
2477 his complaints. Am I missing that or-
2478

2479 LANDBERG Well, the way I'm seeing it is [REDACTED] is he part of the public?
2480

2481 [REDACTED] Yeah.
2482

2483 LANDBERG Are you serving him when you're not investigating the allegation of him being
2484 assaulted by his wife?
2485

2486 [REDACTED] I see, yeah. Yeah, I'm in violation of that. Yeah.
2487

2488 LANDBERG Can you read 2D please?
2489

2490 [REDACTED] Properly perform assigned police responsibilities during a scheduled shift.
2491

2492 LANDBERG Did you properly perform your duties during your assigned shift when you
2493 neglected to investigate [REDACTED] allegation of domestic violence?
2494

2495 [REDACTED] No, I failed that as well.
2496

2497 LANDBERG Keeping your answers in mind, were you out of compliance with 210.04?
2498

2499 [REDACTED] Yes.
2500

2501 LANDBERG Can we go to 527.05? This is the preliminary investigations general order, which
2502 was last updated on May 13th, 1993. Can you please read the B section?
2503

2504 [REDACTED] The B section. Officers shall conduct a thorough investigation to include
2505 establishing the violation of law, thoroughly identification in interview of all
2506 victims, witnesses, and responsible parties, collection and preservation of any
2507 evidence, taking appropriate enforcement action.
2508

2509 LANDBERG You read all of those, which is fine because we can cover all of those. So, you
2510 don't need to read them again.
2511
2512 [REDACTED] I'm sorry.
2513
2514 LANDBERG You're fine.
2515
2516 [REDACTED] Do I just read one?
2517
2518 LANDBERG You're fine. You read them. You just don't need to read them again because you
2519 covered those. So, for the B Section, did you conduct a thorough investigation
2520 when you learned [REDACTED] allegation of domestic violence?
2521
2522 [REDACTED] No.
2523
2524 LANDBERG So B1, 2, 3, and 4. Did you establish a violation, interview all involved parties,
2525 collect evidence, and take appropriate enforcement action?
2526
2527 [REDACTED] I did establish that there was—based on his statement alone, there was some
2528 violation of the law because there was a 914S that I took. I spoke to him alone as
2529 the complainant. I didn't follow up with the other involved parties. What I should
2530 have done was assign the responsibility to a different officer to go out there and
2531 reinstate the investigation. Collection and preservation of any evidence, again, I
2532 didn't see any evidence that needs to be collected or preserved. There was no
2533 visible injuries. Taking appropriate enforcement action, as a supervisor in this
2534 case I did not take appropriate action at all. Again, some of these points does not
2535 apply to me because I wasn't conducting the DV investigation, but that was made
2536 aware to me. I'm still a police officer. I'm still bound by my duties to conduct a
2537 thorough investigation to any crime that's being brought up to my attention. If I
2538 wasn't conducting that investigation myself, I should've designated that
2539 responsibility to a different officer to ensure that those responsibilities are taken
2540 care of.
2541
2542 LANDBERG Can you read G1 please?
2543
2544 [REDACTED] Sector sergeants shall when practical allow officers to carry an investigation to its
2545 logical conclusion.
2546
2547 LANDBERG Did you allow officers the ability to carry out this investigation?
2548
2549 [REDACTED] It's very subjective on allow. Did I give them the time they needed to conduct the
2550 investigation as long as they need to on those particular calls? Yeah. Did I make
2551 the call and say "stop the investigation" at any point? No, I never made any of
2552 those statements to any of the officers. I never directed any of the officers to stop

2553 their investigation. So, I don't think I'm in violation of that because I did allow
2554 the officers to conduct the investigations to their logical conclusion, which could
2555 have been a different ending.
2556
2557 LANDBERG Keeping all of your answers in mind, were you out of compliance with 527.05?
2558
2559 [REDACTED] Yes.
2560
2561 LANDBERG Lastly, can we look at General Order 533.04, which is our domestic violence
2562 general order? It was last updated on 09/08/2017. Can you read B1 please?
2563
2564 [REDACTED] B1?
2565
2566 LANDBERG It's under enforcement.
2567
2568 [REDACTED] If a probable cause exists, an arrest shall be made. A dominant aggressor shall be
2569 transported to jail regardless of the severity of the victim's injuries.
2570
2571 LANDBERG Was a domestic violence investigation completed to determine if a crime existed
2572 and to identify the suspect?
2573
2574 [REDACTED] Even though the investigation was really shoddy and pretty much nonexistent, the
2575 statement alone volunteered by both parties, did bring enough probable cause to
2576 make an arrest if we needed to. Was an arrest made? No. An arrest was not made.
2577 Was the dominant aggressor identified in this case? Both parties kind of pointed
2578 fingers to each other. I don't think they did enough to identify the dominant
2579 aggressor, and nobody was transported to jail.
2580
2581 LANDBERG So on this section, I'm specifically asking you if you violated it. So when [REDACTED]
2582 [REDACTED] spoke to you on the phone and identified himself as a victim, did you
2583 complete a domestic violence investigation to determine if a crime existed and
2584 then did you identify the suspect?
2585
2586 [REDACTED] Oh I see. Looking back at the time, I think it's a lack of experience on my part. I
2587 took the 914S on face value as a 914S, and I was not smart enough to move on
2588 from that perspective. I should have looked at it from a different perspective that,
2589 "Hey, there's more to it than just a 914S here." Absolutely you're right, there is a
2590 crime based on his statement made to me. Probable cause existed based on his
2591 statement he made. I failed to follow up with an arrest. Based on his statement,
2592 the dominant aggressor was his wife. Yeah, I failed to conduct that investigation
2593 on my part.
2594
2595 LANDBERG So, keeping your answers in mind, are you out of compliance with General Order
2596 533.04?

2597 [REDACTED]
2598 [REDACTED] Yes.
2599 [REDACTED]
2600 LANDBERG So in hindsight. You kind of did a very good job of looking back and giving us a
2601 little what you should have done, but giving you the opportunity before we end
2602 our interview, in hindsight, would you change anything?
2603 [REDACTED]
2604 [REDACTED] There's a lot of-
2605 [REDACTED]
2606 LANDBERG Would you have done anything differently?
2607 [REDACTED]
2608 [REDACTED] Absolutely.
2609 [REDACTED]
2610 LANDBERG For the record, I'm speaking specifically about, not only the two calls for service,
2611 but also the 914S?
2612 [REDACTED]
2613 [REDACTED] Yeah.
2614 [REDACTED]
2615 LANDBERG The entire thing, would you have done anything differently?
2616 [REDACTED]
2617 [REDACTED] Absolutely. Knowing at the very least—again, like I said, it was probably because
2618 of my lack of experience being a supervisor myself. I take everyday as a learning
2619 moment and every mistake I make, I take that and move on and learn from it.
2620 From this very incident, I think it happened for a reason. I don't like that it
2621 happened, but I think this is going to make me a better supervisor because of all
2622 the stuff that now I am able to take a step back and look at the greater picture of
2623 the role that I'm playing. Especially, even if I disregarded that first call for
2624 service, the second call, a repeat call, it's a no brainer. It should have been a red
2625 flag to me. Repeat calls are usually signs of poor performance on an officer's part.
2626 I should have responded out there and looked over the investigation. I could have
2627 caught this if I responded out there. We could have avoided all of this mess, even
2628 if I didn't catch the first one. The second one, that was on me. That was my
2629 responsibility, and I failed to see that from a greater picture. From the 914S point
2630 of view, I think at the time, I think I treated it like a 914S and what I should have
2631 identified was that, *Hey, in addition to this 914S, there's still an undocumented*
2632 *crime that he's alleging.* I should have recognized that and addressed that
2633 appropriately quickly so that we won't be in this mess. I should have notified my
2634 lieutenant immediately instead of waiting for me to review all the body-worn
2635 camera footage. I think part of me at the time, I wanted to look at all the body-
2636 worn camera footage so that I would have at least something to present to
2637 lieutenant before I update him. The allegation itself was so far out there that I kind
2638 of refused to believe it initially, that a Sac PD trained officer which has
2639 disregarded a victim's statement saying, "My wife assaulted me" and not follow
2640 up with any of the followup questions or conduct a detailed investigation for that

2641 matter. I think part of my failure here is that I came onto this role and I put too
2642 much trust in my officer. It should have been the other way around. I should be
2643 there for my officers to catch them when they fail to catch simple stuff like this. I
2644 should be there so that my officers can trust me to catch them when they make
2645 these simple mistakes. I think I failed to recognize that from a greater picture. If I
2646 had to go back and replay this all over again, I don't think we would be in this
2647 place. I think I could have saved those two officers, save myself from being in
2648 this position. I don't think any of us would be here if I did my job for the most
2649 part. It's unfortunate that it took a huge event like this for me to recognize my
2650 new role and my new responsibility as a supervisor, but in a way I'm kind of glad
2651 that it happened so that going forward, I'll be a much better supervisor for my
2652 team so that stuff like this doesn't happen again. Of course, looking back there's
2653 always going to be things that we could always improve on, but you guys
2654 probably don't know me, but one thing that I strive, that I'm good at is learning
2655 from my own mistakes. I don't make mistakes twice. I make it once, I learn from
2656 it, debrief it on my own. Of course, I'm way harsher on myself than anybody else,
2657 and unfortunately for me I'm not that smart. So, I learn best from my own
2658 mistake. From this, I definitely learned a lot and that the role that I play is much
2659 more important and I think initially I failed to see that initially. So, I think going
2660 forward, I think I will be that much better of a sergeant for my team out there. I
2661 can talk for days, but I think that's enough of putting myself down.

2662
2663 ALONSO I don't have anything.

2664
2665 DAVIS I mean, that's what this whole process is for is to come up with better employees
2666 at the end and learning from our experiences is what it's all about. I think we've
2667 had a lot good introspection today and a lot of learning going on.

2668
2669 ALONSO Is there anything else related to this matter that we have not covered that needs to
2670 be added, clarified, or changed? If so, I am ordering you to provide that
2671 information now.

2672
2673 [REDACTED] I think you guys were pretty detailed in this matter. I think we covered everything.

2674
2675 ALONSO After you leave this interview, should you remember anything that's different
2676 from or in addition to the information that you've given here today, I am ordering
2677 you to contact Sgt. Landberg immediately. I am also ordering you not to discuss
2678 this matter with any other department employee. Do you understand these orders?

2679
2680 [REDACTED] Yes.

2681
2682 ALONSO Our interview is concluding at 0052 hours.

2683
2684 **End of Recording**

2685

2686 **Transcribed by: DocuScript, LLC/es**

INTERVIEW WITH Austin Hollibaugh

1
2
3
4 ALONSO The date is October 15th, 2020. The time is 1038 hours. Present in the Internal
5 Affairs Office are Austin Hollibaugh; Anish Singh, who is an attorney with
6 Mastagni's office; Sgt. Gerald Landberg; and myself, Det. Lilia Alonso. The
7 purpose of this meeting is to conduct an interview of Austin Hollibaugh who is an
8 employee with the Sacramento Police Department in the capacity of police
9 officer. This is an administrative investigation on the charges of conduct
10 unbecoming, dishonesty, and neglect of duty involving Sgt. [REDACTED], Officers David
11 Costan, [REDACTED] [REDACTED], and Austin Hollibaugh. This is an administrative
12 investigation only on these charges. Do you understand that?
13
14 HOLLIBAUGH Yes.
15
16 ALONSO However, since the allegations indicate that a crime may have been committed, I
17 am advising you that 1. You have the right to remain silent. 2. Anything you say
18 may be used against you in court. 3. You have the right to the presence of an
19 attorney before and during any questioning. 4. If you cannot afford an attorney,
20 one will be appointed to you free of charge and for any questioning if you want. 5.
21 Do you understand each of these rights as I have explained them to you?
22
23 HOLLIBAUGH Yes.
24
25 ALONSO Having these rights in mind, do you wish to speak to us now?
26
27 HOLLIBAUGH No.
28
29 ALONSO Although you have the right to remain silent and not to incriminate yourself, your
30 silence can be deemed insubordination and result in administrative discipline. Do
31 you understand that based upon the authority vested in me by the Chief of Police,
32 I am ordering you to answer all of our questions?
33
34 HOLLIBAUGH Yes.
35
36 ALONSO Any statements made under compulsion of a threat or discipline cannot be used
37 against you in a later criminal proceeding; however, if you do not answer our
38 questions truthfully and fully, the charge of insubordination may be imposed,
39 which could result in discipline up to and including termination. Do you
40 understand that this is only an administrative investigation?
41
42 HOLLIBAUGH Yes.
43
44 ALONSO Do you understand the allegations?

45
46 HOLLIBAUGH Yes.
47
48 ALONSO Do you understand that I am ordering you to answer our questions and that if you
49 do not answer them truthfully and fully, it could result in disciplinary action up to
50 and including termination?
51
52 HOLLIBAUGH Yes ma'am.
53
54 LANDBERG Good morning.
55
56 HOLLIBAUGH Good morning.
57
58 LANDBERG For the record, can you please state and spell your full name?
59
60 HOLLIBAUGH Austin Hollibaugh. A-U-S-T-I-N. Hollibaugh, H-O-L-L-I-B-A-U-G-H.
61
62 LANDBERG How long have you been employed with the Sacramento Police Department?
63
64 HOLLIBAUGH In total?
65
66 LANDBERG Yeah.
67
68 HOLLIBAUGH I would say it's just about two years. Wait, I might have that wrong, it might be a
69 year. Yeah, a year. I believe it's a year. I went to the Academy last year, so yes, a
70 year, sorry.
71
72 LANDBERG No worries. What academy did you attend?
73
74 HOLLIBAUGH 19-BR2.
75
76 LANDBERG Any previous law enforcement experience?
77
78 HOLLIBAUGH I did a little bit of juvenile detention stuff, so no. No previous law enforcement
79 experience.
80
81 LANDBERG Juvenile detention stuff, what is that?
82
83 HOLLIBAUGH Probation. Juvenile probation. I worked in the Juvenile Hall.
84
85 LANDBERG For Sacramento County?
86
87 HOLLIBAUGH No, no, no, Shasta County in Redding.
88

89 LANDBERG How long did you do that?
90
91 HOLLIBAUGH I think I was there about two years before I came here.
92
93 LANDBERG Do you have any military experience?
94
95 HOLLIBAUGH No sir.
96
97 LANDBERG What's your current assignment?
98
99 HOLLIBAUGH Graveyard shift as a police officer.
100
101 LANDBERG What team is that?
102
103 HOLLIBAUGH I want to say it's Team 32, I believe.
104
105 LANDBERG What is that 6? District 6?
106
107 HOLLIBAUGH Yeah, District 6. Yes sir.
108
109 LANDBERG Who is your supervisor?
110
111 HOLLIBAUGH Sgt. [REDACTED].
112
113 LANDBERG Can you briefly just tell me what your responsibilities and your duties are as a
114 police officer?
115
116 HOLLIBAUGH To respond to calls for service, make arrests, be proactive in the community,
117 engage with the community.
118
119 LANDBERG Anything else?
120
121 HOLLIBAUGH Well a lot. There's a lot. I make arrests when necessary. I engage with the
122 community, be present, just be out there.
123
124 LANDBERG So, are you a patrol officer?
125
126 HOLLIBAUGH Yes sir.
127
128 LANDBERG And as a patrol officer, what type of uniform do you wear?
129
130 HOLLIBAUGH A Sacramento Police Department approved uniform. Blue uniform with patches
131 on each side.
132

133 LANDBERG Like a full police uniform?
134
135 HOLLIBAUGH Yes, sir.
136
137 LANDBERG What type of vehicle do you use when you're patrolling?
138
139 HOLLIBAUGH Fully marked Sacramento Police Department vehicle.
140
141 LANDBERG Did you attend CPT this year?
142
143 HOLLIBAUGH No sir, not yet.
144
145 LANDBERG You're Phase 4, correct?
146
147 HOLLIBAUGH Yes sir.
148
149 LANDBERG So you recently got out of phased training. Have you taken any type of major
150 trainings?
151
152 HOLLIBAUGH No sir.
153
154 LANDBERG On your own?
155
156 HOLLIBAUGH Um...no. No sir.
157
158 LANDBERG What are some of your strengths? What are you good at?
159
160 HOLLIBAUGH I'm very personable. I can easily engage with people, very understanding, like I
161 understand people going through hard times, people experiencing difficulties. I'm
162 just very open and easy. I'm an easy ear, you know, when people are going
163 through things. Honest, very hardworking, devoted, all of the major things that
164 count.
165
166 LANDBERG How about some weaknesses, some things that you can work on?
167
168 HOLLIBAUGH I can be pretty hard-headed sometimes, like revolving around myself, like pretty
169 tough on myself. I don't really like to share duties. I like to go at everything kind
170 of by myself sometimes. I'd say that's my biggest weakness.
171
172 LANDBERG So, we're going to talk about August 13th, 2020. Anything particular about that
173 shift you can remember? We're not talking about the call for service, just the shift
174 itself.
175
176 HOLLIBAUGH August 13th, 2020, not off the top of my head.

177
178 LANDBERG Nothing sticks out of your head like a homicide, or a Code 1 status, or anything?
179
180 HOLLIBAUGH Not that I can remember or think of.
181
182 LANDBERG Kind of just a general shift, to your knowledge?
183
184 HOLLIBAUGH From what I can remember, yeah. That date doesn't—I mean it doesn't stick out
185 or pop out in my head.
186
187 LANDBERG Not something that would, "Oh yeah, I remember that date this occurred."?
188
189 HOLLIBAUGH No.
190
191 LANDBERG Can you recall anything unusual on a personal level? Anything that would keep
192 you preoccupied on that date?
193
194 HOLLIBAUGH Not off the top of my head.
195
196 LANDBERG I know it was quite a while ago, so I know it would be kind of tough.
197
198 HOLLIBAUGH Yes, sir.
199
200 LANDBERG How long have you known Ofc. Costan?
201
202 HOLLIBAUGH Just about—I think I was on a team about three or four weeks of just in that span
203 of time.
204
205 LANDBERG You're not from the same academy class, correct?
206
207 HOLLIBAUGH No sir.
208
209 LANDBERG Are you guys friends outside of work?
210
211 HOLLIBAUGH No sir.
212
213 LANDBERG How would you describe your relationship with Ofc. Costan?
214
215 HOLLIBAUGH Just a work relationship. I don't really talk to him outside of work. I'm more of a
216 quiet, like, reserved type. So, I'm not—and I'm new to the team so I don't know
217 anybody really yet. So, I kind of just kept to myself really to be honest. I was
218 cordial with everyone on calls and in locker rooms and stuff, but like I said, I have
219 no outside activities with anyone on my team or anything like that.
220

221 LANDBERG I know you're new, I know you're Phase 4, but, like, he's your beat partner,
222 correct?
223

224 HOLLIBAUGH Yes sir.
225

226 LANDBERG What kind of relationship do you guys have? Is it like a senior officer/trainee
227 relationship? Is he mentoring you, or are you just peers working together?
228

229 HOLLIBAUGH Peers working together. I don't see myself as just anyone that needs to be trained
230 anymore. I know he's a newer guy, so I mean I wouldn't take training from him
231 regardless. I mean, I'd learn and build and, like, if see something I like, obviously
232 that's kind of the craft we work in. You take niches and things from everyone, but
233 I would see it as just a peer-to-peer relationship.
234

235 LANDBERG What do you mean you wouldn't take training from him?
236

237 HOLLIBAUGH I'm saying, like, he wouldn't be my—like right now, we're not in a training
238 officer thing, so if he told me to do something, it's not like I'm going to
239 immediately...you know what I mean? It's just a little bit different, where it's like
240 peer-to-peer. We got different level—like, different ways to do things. So, I got
241 my own way, and he's got his own way.
242

243 LANDBERG Can you elaborate on that?
244

245 HOLLIBAUGH He kind of does things a little differently than me. That's all. He's a little more
246 like stern, hard-headed—not hard-headed. He's a little more stern with people.
247 I'm a little more understanding. Like, I hear people out and all that stuff.
248

249 LANDBERG So you've been beat partners for how long?
250

251 HOLLIBAUGH I want to say I've only been assigned to the team for about three to four weeks
252 before all this happened. I can't say for sure exactly though. I got there July 11th
253 and was off, so a little bit longer than four weeks. About five weeks.
254

255 LANDBERG In that timeframe, how many calls for service do you think you two have handled
256 together?
257

258 HOLLIBAUGH Uh...that's a good question. Maybe 30. It hasn't been very busy over there in that
259 area.
260

261 LANDBERG Of those 30, I know this is a guesstimate, but of those 30, what type of calls were
262 those?
263

264 HOLLIBAUGH We've handled domestic violence calls, we've handled, like, 981s on people, a lot

265 of 459s over in 6C we've handled together, a lot of traffic stops that he's came
266 over and backed me up on. Kind of everything, I guess, really.
267
268 LANDBERG How's the communication between you two?
269
270 HOLLIBAUGH I'd say it's good. I always make sure I communicate my part. I feel like he does
271 the same.
272
273 LANDBERG So prior to going on record, I gave you a copy of CAD call 20-242901, I gave you
274 a copy of your body-worn camera that's related to CAD call 20-242901, I gave
275 you two penal code sections 273.5 and 243(e)(1), and I gave you three general
276 orders, General Order 210.04, 527.05, and 533.04. Have you had enough time to
277 review this material?
278
279 HOLLIBAUGH Yes, we reviewed it.
280
281 ALONSO A couple of questions before we—sorry. In terms of Ofc. Costan, you say you
282 have differences in how you handle calls. Have you ever been concerned about
283 the way he handles himself as a police officer that—any concerns period?
284
285 HOLLIBAUGH Yeah. I feel like he can be—I'm just being honest. I feel like he can just come at
286 people the wrong way sometimes, and I'm not as much as one to do that. That's
287 our only differences.
288
289 ALONSO Have you ever seen him do anything illegal or against our policy?
290
291 HOLLIBAUGH Not that I can think of off the top of my head, but I mean, sometimes the way he
292 talks to people is pretty rude.
293
294 ALONSO Do you feel like he is a knowledgeable officer, meaning does he know the law?
295 Does he know our policy when you've handled calls with him?
296
297 HOLLIBAUGH I feel like he's knowledgeable, yeah.
298
299 ALONSO What about tactically when you've dealt with him in calls for service? Is he
300 someone who is safe in terms of his officer safety?
301
302 HOLLIBAUGH From what I can gather, yeah. I haven't seen anything that stood out to me that I
303 was super concerned about. Nothing that just rings a bell immediately.
304
305 LANDBERG So, have you had time to review everything that we provided?
306
307 HOLLIBAUGH What's that?
308

309 LANDBERG Have you had time to review everything we provided?
310
311 HOLLIBAUGH Yes sir.
312
313 LANDBERG Any questions before we continue?
314
315 HOLLIBAUGH No sir.
316
317 LANDBERG Let's talk about your training for a little bit. Have you received training on how to
318 conduct investigations?
319
320 HOLLIBAUGH Yes sir.
321
322 LANDBERG Where did you receive that training?
323
324 HOLLIBAUGH In the police academy.
325
326 LANDBERG Anywhere else?
327
328 HOLLIBAUGH In the field. Actually, yeah in field training.
329
330 LANDBERG Do you—we kind of touched on this a little bit with Costan, but do you receive
331 any training with other officers? I know you're a newer officer, so do you learn
332 things from watching some of your other fellow officers?
333
334 HOLLIBAUGH Yes sir.
335
336 LANDBERG So, you received training in the academy?
337
338 HOLLIBAUGH Yes sir?
339
340 LANDBERG Officially an FTO and then now that you're on your own, you're still getting
341 training by working with other officers-
342
343 HOLLIBAUGH Not as direct, like they're saying, "Hey, do this, this way." Just picking up little
344 things here and there that I'm going to use and apply in my career.
345
346 LANDBERG Cool. What type of crimes have you learned to investigate while in the academy?
347
348 HOLLIBAUGH There was a lot. Burglaries, domestic violence, sexual assault crimes, robberies.
349 Do you want me to just keep listing things?
350
351 LANDBERG Yeah just some things you learned, some of the crimes that you learned to
352 investigate.

353
354 HOLLIBAUGH Robberies, traffic, traffic crime, or traffic infractions. Man, it's so easy to sit there
355 and think of it when you're doing it, but now it's...home invasion, everything, I
356 guess.
357
358 LANDBERG Is it safe to say you were taught to investigate quite a few things?
359
360 HOLLIBAUGH Yeah. The more common things you see day to day basis as a police officer, yes.
361
362 LANDBERG A number of different types of crimes?
363
364 HOLLIBAUGH Yes sir.
365
366 LANDBERG While in the academy, were you taught Learning Domain 1, which was Ethics?
367
368 HOLLIBAUGH Yes sir.
369
370 LANDBERG So, for the record, Learning Domain 1 was 13 hours of instruction. Can you just
371 briefly tell me what you were taught?
372
373 HOLLIBAUGH Ethics is obvious—like, in short version is doing the right thing all the time no
374 matter what, no matter who's watching. Always got to tell the truth, always be a
375 person that's just going—I mean yeah, ethics is telling a truth and being a good
376 person, understanding people. The job we work in obviously is built around trust,
377 so you got to be a trustworthy person.
378
379 LANDBERG Now that was 13 hours of instruction, so I'm sure they went over other things
380 other than just the actual ethics of being a good person. Right?
381
382 HOLLIBAUGH Yes sir.
383
384 LANDBERG What else did they cover or did they touch on?
385
386 HOLLIBAUGH I can't think of anything. I mean I know it. It's—I know what being ethical is in
387 this job.
388
389 LANDBERG This isn't a trick question, it's just there's 13 hours of instruction, right?
390
391 HOLLIBAUGH Yes sir.
392
393 LANDBERG So there's probably all sorts of topics that they touched on other than just telling
394 the truth and being ethical and doing the right thing. Did they talk about
395 interaction with victims, witnesses, and suspects?
396

397 HOLLIBAUGH Yeah, being compassionate and empathy vs sympathy, all those things.
398
399 LANDBERG Did they talk about working with community members?
400
401 HOLLIBAUGH Yes sir. Working with community members, building trust, working with kids,
402 being a role model.
403
404 LANDBERG How about interviewing? Did they touch on interviewing?
405
406 HOLLIBAUGH I can't think of it off the top of my head. I'm sure they did. I'm sure it does.
407
408 LANDBERG How about the importance of documentation?
409
410 HOLLIBAUGH Yes.
411
412 LANDBERG Then one of the most important ones for all of us is they probably talked about
413 things that can get you in trouble?
414
415 HOLLIBAUGH Yes sir.
416
417 LANDBERG What did they talk about?
418
419 HOLLIBAUGH Being dishonest, lying, that's it. That's the biggest one.
420
421 LANDBERG Anything else from that learning domain that you can think of?
422
423 HOLLIBAUGH Not off the top of my head.
424
425 LANDBERG Were you tested on that learning domain?
426
427 HOLLIBAUGH Yes sir.
428
429 LANDBERG Did you pass?
430
431 HOLLIBAUGH Yes sir.
432
433 LANDBERG So you also were taught in the academy Learning Domain 4, which is
434 Victimology?
435
436 HOLLIBAUGH Yes sir.
437
438 LANDBERG For the record, you were given eight hours of instruction on Victimology. Can
439 you tell me a little bit about that LD and what you learned?
440

441 HOLLIBAUGH Yeah. Victimology is just kind of understanding people's current situation and the
442 past situations that lead them to the place they're at now. Being—like empathy vs
443 sympathy, understanding you might not understand exactly what they're going
444 through, but you're compassionate to the situation. Understanding that there's
445 patterns in certain things that people see and do that create the time in their life
446 that they're at, like sexual assault. There's victimology that goes with that.
447 Prostitution, victimology goes along with that. Yeah, that's what I can think of off
448 the top of my head.
449

450 LANDBERG How about domestic violence? Did they talk about that in Victimology?
451

452 HOLLIBAUGH Patterns of domestic violence, yeah, they talked about it.
453

454 LANDBERG Do you know anything specific they talked about?
455

456 HOLLIBAUGH If I just tried to pull something out of the air it would seem weird, but I'm not—
457 yeah, victims of domestic violence often stay in households with domestic
458 violence because they often feel like they're the ones to blame or that they did
459 wrong, they put themselves in that situation, or they stayed because the kids
460 whatever the case may be there.
461

462 LANDBERG Were you tested on this LD?
463

464 HOLLIBAUGH Yes sir.
465

466 LANDBERG Did you pass?
467

468 HOLLIBAUGH Yes sir.
469

470 LANDBERG You were also taught Learning Domain 25, which is Domestic Violence?
471

472 HOLLIBAUGH Yes sir.
473

474 LANDBERG For the record, you were given 11 hours of instruction on that learning domain?
475

476 HOLLIBAUGH Yes sir.
477

478 LANDBERG Can you tell me just briefly what you learned in that?
479

480 HOLLIBAUGH Domestic violence is a little more common than one would think. There's a lot of
481 broken households. People, like I said, obviously victims tend to stay in that
482 situation because they feel like they have nowhere else to go or they feel like
483 they're at fault, they're the ones to blame, or they feel that their kids might look
484 down on them for leaving the dad or whatever it may be. It's often a cycle, like,

485 it's a continuing cycle that tends to go on. Yeah, that's what I can think of off the
486 top of my head. You got to know—as a police officer, you got to know you got to
487 separate parties obviously, figure out whose side is what, who's saying what,
488 come together and figure out a solution. Like, a revolving door. Like, kids see it
489 and they tend to think it becomes a common occurrence. That's why it tends to
490 revolute to household to household.

491
492 LANDBERG How about crime codes?

493
494 HOLLIBAUGH Did I learn crime codes?

495
496 LANDBERG Were you taught crime codes related to domestic violence?

497
498 HOLLIBAUGH Yes sir.

499
500 LANDBERG Report writing?

501
502 HOLLIBAUGH Yes sir.

503
504 LANDBERG Taught about report writing related to domestic violence?

505
506 HOLLIBAUGH Yes sir.

507
508 LANDBERG Documentation?

509
510 HOLLIBAUGH Yes sir.

511
512 LANDBERG Being thorough on your reports?

513
514 HOLLIBAUGH Yes sir.

515
516 LANDBERG Accurate? Were you taught that?

517
518 HOLLIBAUGH Yes sir.

519
520 LANDBERG Were you taught the law, specifically for California that relates to domestic
521 violence?

522
523 HOLLIBAUGH Yes sir.

524
525 LANDBERG What were you taught?

526
527 HOLLIBAUGH Like, do you want me to list the codes or-?
528

529 LANDBERG Not the codes, but in California, what's the law when it comes to domestic
530 violence?
531

532 HOLLIBAUGH An arrest should be made if there's probable cause to believe that domestic
533 violence occurred.
534

535 LANDBERG Now this might just be word play, but it should be made or shall be made?
536

537 HOLLIBAUGH Shall be made.
538

539 LANDBERG Shall be made, right? If probable cause exists?
540

541 HOLLIBAUGH Yes sir.
542

543 LANDBERG Just to clarify, that's because it's the law here in California?
544

545 HOLLIBAUGH Yes sir.
546

547 ALONSO Can you go into—you talked about the cycle of violence, just expand more on
548 that please.
549

550 HOLLIBAUGH The cycle of—oh what I'm saying is, like, kids growing up in households where
551 they see domestic violence, so to them they live with it every day, it starts to
552 become a regular occurrence. So then when they grow up, they go off and get into
553 relationships, and they do the things they see their parents do and to them it's a
554 normal cycle, and it's something they feel that is acceptable because they grew up
555 watching it and living through it. That's what I meant by that.
556

557 ALONSO You also talked about it being reoccurring, can you expand on that?
558

559 HOLLIBAUGH Yeah. A lot of domestic violence victims, like I said, they feel like they're to
560 blame or they did something wrong, so they tend to go back to the person who
561 committed that domestic violence on them and do whatever they can to stay there,
562 often times to just stay at home with their kids and be a family for their kids.
563

564 ALONSO Based on your knowledge and the training that you received, can you expand
565 more on a partner who has been arrested for domestic violence? Is that something
566 that happens multiple times?
567

568 HOLLIBAUGH Yeah. I'd say more often than not, people do it more than once.
569

570 LANDBERG So following the academy, you entered field training. Correct?
571

572 HOLLIBAUGH Yes sir.

573
574 LANDBERG How many field training officers did you have?
575
576 HOLLIBAUGH Five.
577
578 LANDBERG Five?
579
580 HOLLIBAUGH Yes sir.
581
582 LANDBERG How long were you in field training?
583
584 HOLLIBAUGH I believe I was only there for five months.
585
586 LANDBERG Can you briefly just kind of describe how field training works?
587
588 HOLLIBAUGH Yeah. You're placed with a field training officer who's deemed the field training
589 officer by the department, and you slowly like start stepping into roles to where
590 you start understanding things and gaining your own niche to become a police
591 officer. They instruct you on things that you're doing wrong or if they see
592 something tactically you're doing wrong, they instruct you how to do it right.
593 Then as you start gaining your feet, they start to ease off to where you start
594 becoming your own police officer as they're watching you. That way you're
595 ready to enter Phase 4.
596
597 LANDBERG That's kind of what I wanted to talk about. So, there's phases correct?
598
599 HOLLIBAUGH Yes sir.
600
601 LANDBERG So when you come out of the academy and you start day one with your FTO, is
602 that Phase 1?
603
604 HOLLIBAUGH Yes sir.
605
606 LANDBERG Okay and then what does it take to get to Phase 2 and so on until you get to where
607 you're at today?
608
609 HOLLIBAUGH I guess it's a case by case basis because it's the field training unit examines your
610 progress, your daily evals, and stuff like that to where they feel if they're
611 comfortable with you moving on as well as your FTO, you can start moving
612 through phases and gaining a little bit more responsibility in order to be phased
613 out as a Phase 4.
614
615 LANDBERG So, is it safe to say that every phase you have to show a certain level of
616 competency?

617
618 HOLLIBAUGH Yes sir.
619
620 LANDBERG And then you go onto the next phase?
621
622 HOLLIBAUGH Yes sir.
623
624 LANDBERG Then you get to the point where you want to test out to Phase 4?
625
626 HOLLIBAUGH Yes sir.
627
628 LANDBERG How does that work?
629
630 HOLLIBAUGH So testing out, you have to have the field training unit's blessing and the current
631 field training officer you're with. So, they did a new thing with the field training
632 mentors, which is just the field training unit, and they kind of evaluate your
633 progress, talk to you on a couple-week basis, and then decide whether you're
634 ready or not to test out. In my case, they were reviewing my evals and my person
635 that was my mentor was like, "Hey dude, your evals are good. You have the field
636 training unit's blessing. Can you get the field training officer's blessing?" and my
637 field training officer said I'd been showing great work and that I was ready to test
638 out.
639
640 LANDBERG And then what's the testing out process?
641
642 HOLLIBAUGH The testing out process is you sit down with the field training unit, kind of like
643 this. You've got to answer questions and get specific crime codes that they ask
644 you. It's training and tactics. Ethics is in there. It's just kind of like a big long
645 interview that they interview for it. Then as long as you pass that, you go into a
646 week of shadow, which is where an officer—it kind of sounds like what it is, an
647 officer shadows you. He's there, but he's not there and he just inspects your
648 performance. As long as that officer deems you're good, then you test out and
649 you're now Phase 4.
650
651 LANDBERG Is it safe to say that throughout the entire process, they're just evaluating your
652 proficiency and ensure that you can act as a single officer?
653
654 HOLLIBAUGH Yes sir. That and you as a person too. This job, you got to be a person. You got to
655 be human too, so I feel like that's part of it.
656
657 LANDBERG So a human who is very proficient in being a police officer. A single person
658 officer, correct?
659
660 HOLLIBAUGH Correct.

661
662 LANDBERG Then through phase training and then through taking a test and then in shadow,
663 they determine that you're capable of doing this job?
664
665 HOLLIBAUGH Yes sir.
666
667 LANDBERG And passing all of the tests and standards that we have at Sacramento Police
668 Department?
669
670 HOLLIBAUGH Are you asking, like, do I believe that?
671
672 LANDBERG No, no you did that right? That's my point.
673
674 HOLLIBAUGH Oh, yes sir.
675
676 LANDBERG That's what this whole process does is proves that you are to the point where you
677 can work as a single man officer.
678
679 HOLLIBAUGH Yes sir.
680
681 LANDBERG Now we talked briefly about in the academy about all of the different crimes you
682 learned how to investigate.
683
684 HOLLIBAUGH Yes sir.
685
686 LANDBERG Now in field training, were all the same crimes taught to you or reinforced to you
687 how to investigate?
688
689 HOLLIBAUGH Yes.
690
691 LANDBERG I'm not going to make you name off the fifteen you already named off, but of all
692 the crimes you learned in the academy to investigate and then you go out in field
693 training, did they just reinforce to you how to investigate those crimes?
694
695 HOLLIBAUGH Yes, and you learn different ways to do it too as well. Like, you pick up certain
696 things that people do through their investigative process that you weren't exactly
697 taught in the academy. So, you kind of pick little things up from people.
698
699 LANDBERG Were there any crimes that you were taught how to investigate in the field that
700 you weren't initially taught how to investigate in the academy?
701
702 HOLLIBAUGH I'm sure there was, but I can't think of one off the top of my head.
703
704 LANDBERG Now specifically talking about domestic violence, the information you learned in

705 the academy, was that reinforced in your field training?
706
707 HOLLIBAUGH Yes.
708
709 ALONSO Did you agree that you were ready to test out of Phase 3 and into Phase 4 and go
710 solo?
711
712 HOLLIBAUGH Yes.
713
714 ALONSO Did you feel confident and capable?
715
716 HOLLIBAUGH 100% yes.
717
718 ALONSO It wasn't somebody else kind of pushing you to... Okay. Did you—how did you
719 feel about the five FTOs that you had? Were they competent? Did you find them
720 to have enough experience, and did you learn from them what you-
721
722 HOLLIBAUGH Absolutely, yes.
723
724 ALONSO -everything that you needed?
725
726 HOLLIBAUGH Every one of them, yeah.
727
728 LANDBERG This might be tough, but just give me a guesstimate. How many investigations did
729 you investigate while in training?
730
731 HOLLIBAUGH At least—probably 1000.
732
733 LANDBERG So 1000 investigations. How many hours?
734
735 HOLLIBAUGH Um...960.
736
737 LANDBERG How did you get that specific number?
738
739 HOLLIBAUGH I think the academy is 960, and it's six months so I just kind of used that.
740
741 LANDBERG Fair enough. So, we talked about this, so I just want to reinforce it. In field
742 training you were talking about how to investigate domestic violence, correct?
743
744 HOLLIBAUGH Yes sir.
745
746 LANDBERG What were you taught?
747
748 HOLLIBAUGH Separate the parties, when you arrive on scene you want to separate the parties.

749 You and your partner, one gathers one, one gathers, kind of, the other, and then
750 you guys come together and figure what you have at that point and make your
751 decision from there. Obviously, you're looking for a multitude of things,
752 witnesses that might have seen this happen and whatnot but...
753
754 LANDBERG How many domestic violence investigations did you conduct while in training?
755
756 HOLLIBAUGH I can't say an exact number. I'll say probably 50.
757
758 LANDBERG About 50.
759
760 HOLLIBAUGH That could be off. I don't-
761
762 LANDBERG These are guesstimates. I'm not holding you to specific numbers. I just want a
763 guesstimation of how many hours you think and how many investigations you've
764 done.
765
766 HOLLIBAUGH Yes sir.
767
768 LANDBERG How about hours wise? Those 50, how many hours is that do you think?
769
770 HOLLIBAUGH I'll say it's 60 hours maybe.
771
772 LANDBERG In training did you learn how to add remarks to calls?
773
774 HOLLIBAUGH Yes sir.
775
776 LANDBERG Can you explain what that means to add a remark to a call?
777
778 HOLLIBAUGH Adding a remark is if the report is not going to be done on the call, you kind of
779 want to give a synopsis of what took place and your decision on that call.
780
781 LANDBERG So, why is it important to add accurate remarks to calls?
782
783 HOLLIBAUGH So that people know exactly what happened on that call and it doesn't make it
784 look like you're trying to lie or cover something up and things like that. It doesn't
785 seem like you're being dishonest or you're trying to BMR a call.
786
787 LANDBERG Could you also say it's for officer safety?
788
789 HOLLIBAUGH Yes. Absolutely, yeah.
790
791 LANDBERG Giving officers an idea of what occurred or the interactions someone had with
792 somebody so they have a better idea of who that person is if they have to contact

793 them in the future?

794

795 HOLLIBAUGH Yes sir.

796

797 LANDBERG Is that something you do regularly? Add remarks to calls?

798

799 HOLLIBAUGH Yes sir.

800

801 LANDBERG In training, were you taught to clear a call?

802

803 HOLLIBAUGH Yes.

804

805 LANDBERG So, I talked about remarks but then clearing because we'll agree those are two
806 separate things?

807

808 HOLLIBAUGH Yes.

809

810 LANDBERG Explain to me how you clear a call.

811

812 HOLLIBAUGH Like on the—you're talking about on the MDT?

813

814 LANDBERG Yeah. I'm a civilian. I've never been a police officer before. Explain to me how
815 you clear a call.

816

817 HOLLIBAUGH You have a computer and there's little dropdown tabs on the computer and each
818 one has, like, a certain criteria that if it meets, you click that button. That's the
819 way you clear it. There's a certain criteria.

820

821 LANDBERG Correct me if I'm wrong, but don't you also write something in there as well?
822 You pick categories-

823

824 HOLLIBAUGH You pick a category and then it will drop you down into a box and you add
825 remarks.

826

827 LANDBERG You have to clear every call—somebody on that call has to clear every call that
828 officers are dispatched to, correct?

829

830 HOLLIBAUGH Yes.

831

832 LANDBERG If you don't clear it, then you-

833

834 HOLLIBAUGH You just stay on the call, and it doesn't get dispatched. You don't get dispatched
835 anywhere else.

836

837 LANDBERG Is it important to clear calls accurately?
838
839 HOLLIBAUGH Yes sir.
840
841 LANDBERG Why is that?
842
843 HOLLIBAUGH Like I said, everyone knows what is entailed in that call for service, people know
844 what happened, and people know what the outcome was.
845
846 LANDBERG You've been Phase 4 for three weeks? Three or four weeks?
847
848 HOLLIBAUGH I think—so, I got out phase training and the first week of July was my first week
849 of phase four. The second week in July, I'm sorry. The second week of July to
850 whenever I was placed on administrative leave.
851
852 LANDBERG Let's circle back and talk about domestic violence investigations again. I skipped
853 over some things. Are there specific questions that you have in your tool bag that
854 you use every time when investigating domestic violence cases?
855
856 HOLLIBAUGH Not necessarily. I feel like every case is different. You kind of just use what
857 you're given and go from there. On cases, there's certain things that are different.
858
859 LANDBERG You talked about how you were taught to separate individuals.
860
861 HOLLIBAUGH Yes sir.
862
863 LANDBERG I will agree with you 100% that every domestic violence case is different. Not one
864 is the same. Everyone has different circumstances, but aren't there some specific
865 questions that no matter the case, you're always going to ask?
866
867 HOLLIBAUGH Yeah you want to establish a relationship, establish who's the dominant
868 aggressor, who's the victim, if anyone was hit, who started the incident, and you
869 just kind of roll with it. Feel who went from where, what did that person do after
870 they were hit, where did this person go. You kind of just take everything in
871 abundance and gather your decision.
872
873 LANDBERG Is it important to ask followup questions?
874
875 HOLLIBAUGH Yes.
876
877 LANDBERG On these types of calls, would you agree you have cooperative and uncooperative
878 individuals?
879
880 HOLLIBAUGH Yes sir.

881
882 LANDBERG Like we just talked about, every call is different, but some calls you have
883 cooperative individuals and some calls you have uncooperative individuals,
884 correct?
885
886 HOLLIBAUGH Yes sir.
887
888 LANDBERG How do you deal with cooperative individuals?
889
890 HOLLIBAUGH You take what they give you and you go from there. You have their word. You
891 separate them, you gather a statement, figure out what they have, and then go
892 from there.
893
894 LANDBERG Is it easier to get information on somebody who's cooperative?
895
896 HOLLIBAUGH Yes.
897
898 LANDBERG As a police officer, do you find yourself asking more questions to cooperative
899 individuals?
900
901 HOLLIBAUGH Yes.
902
903 LANDBERG Now on the flip side, uncooperative individuals for domestic violence cases, how
904 do you handle those individuals?
905
906 HOLLIBAUGH You kind of rely a little bit more on what the cooperative person is saying if that
907 person is not going to give you anything, they're not going to talk about the
908 incident, they're not going to discuss the incident. You can only take what you
909 have at face value. You try to work with them, you do what you can, you establish
910 respect between you and that person, understanding that you are just doing your
911 job, you know what I mean? You're not there to look down on them or belittle
912 them or do anything like that.
913
914 LANDBERG Your experience with your training, why might someone be uncooperative during
915 domestic violence?
916
917 HOLLIBAUGH Scared of police. A lot people are scared of police, scared of retaliation from an
918 aggressor or something like that. Trust is a big thing. A lot of people don't trust
919 police.
920
921 LANDBERG How about when children involved?
922
923 HOLLIBAUGH Why don't children-?
924

925 LANDBERG How about when children are involved? Why would somebody be uncooperative?
926

927 HOLLIBAUGH Their kids. They want their kids and they understand what could happen if they're
928 cooperative and forthcoming, give you everything, they can understand there
929 might be a reason to lose their kids or not see their kids.
930

931 LANDBERG So, there's a number of reasons why someone might be uncooperative on a
932 domestic violence call?
933

934 HOLLIBAUGH Yes.
935

936 LANDBERG If someone's uncooperative, does that mean that they're also untrustworthy?
937

938 HOLLIBAUGH Not necessarily.
939

940 LANDBERG Can someone be uncooperative, but still—the words are escaping me.
941

942 ALONSO Be truthful and be honest with you when they're telling you what's going on and
943 explaining why they called the police?
944

945 HOLLIBAUGH Yes, they can still be truthful.
946

947 LANDBERG Why do we separate parties during these types of investigations?
948

949 HOLLIBAUGH Number one, a lot of victims don't want to tell what happened in front of the
950 person who was just there into it with them. Like I said, scared of retaliation is a
951 big thing. You also don't want them together where they can start chipping in on
952 each other and interjecting in each other's stories, so you just get cross
953 communication and then you're really lost about what's really going on.
954

955 LANDBERG Is it important, when possible, to get third party statements?
956

957 HOLLIBAUGH Yes.
958

959 LANDBERG Why is that?
960

961 HOLLIBAUGH Because the third party is the one who obviously doesn't have anything to do with
962 the situation directly but will be able to shed light on what kind of exactly
963 happened.
964

965 LANDBERG I know we briefly talked about that earlier, but like with children during domestic
966 violence incidents, is it a good idea to get their statements?
967

968 HOLLIBAUGH I feel like there's two sides to that. Number one is yeah, because they might tell

969 you exactly what happened, and number two is you put them in a place to where
970 they got to pick and choose between a parent. A lot of these households are
971 already broken that this stuff happens in and to make a kid pick and choose
972 between a parent and then you get fear of retaliation from the parent on the kid.
973 So, yeah.
974
975 LANDBERG Does that play a role in your thought process?
976
977 HOLLIBAUGH 100%, yes sir.
978
979 LANDBERG How many cases in the past have you dealt with domestic violence when there's
980 children involved? Let me rephrase that so it's easier to answer. How many cases
981 in the past have you been involved with, investigating or assisting in investigating,
982 where there are children of age that you could actually speak to that could
983 possibly give you a statement?
984
985 HOLLIBAUGH I would probably say a couple. Very few.
986
987 LANDBERG Out of those, did you get statements from them?
988
989 HOLLIBAUGH I don't believe so.
990
991 LANDBERG Do you remember why?
992
993 HOLLIBAUGH Kind of the thing I said, I feel like it's putting the kid in a tough position to pick
994 and choose between a parent and then that parent's going to know exactly what
995 that kid said. So, I fear retaliation from the parents. You're making a kid pick and
996 choose between a parent.
997
998 ALONSO Is that something that you learned in the academy? Or-
999
1000 HOLLIBAUGH More experience.
1001
1002 ALONSO That's not something that was specifically taught in the academy-
1003
1004 HOLLIBAUGH Not-
1005
1006 ALONSO -or through field training?
1007
1008 HOLLIBAUGH Sorry to interrupt you. No, not specifically, but I feel like that's something that
1009 everyone kind of gathers through that training and stuff.
1010
1011 ALONSO Is there a way that you can talk to or get a statement from a child that's of age
1012 where you don't have to make them feel like they're choosing a side? Can you

1013 ask open ended questions?
1014
1015 HOLLIBAUGH Yeah, you could. Absolutely.
1016
1017 LANDBERG I understand where you're coming from with your thought process, I truly do, but
1018 don't we have an obligation to conduct thorough investigations?
1019
1020 HOLLIBAUGH As police officers?
1021
1022 LANDBERG As police officers.
1023
1024 HOLLIBAUGH Yes.
1025
1026 LANDBERG And sometimes that means we have to ask tough questions to people and then get
1027 tough answers?
1028
1029 HOLLIBAUGH Yes sir.
1030
1031 LANDBERG Are children's statements credible in your opinion?
1032
1033 HOLLIBAUGH I guess it depends on age and the ability to comprehend things around them and
1034 ability to tell if something is real or fake and that kind of thing.
1035
1036 LANDBERG Is it safe to say, and I don't want to put words in your mouth, that depending on
1037 the situation and depending on the child, a child's statement can be credible?
1038
1039 HOLLIBAUGH Yes sir.
1040
1041 LANDBERG If you already said this I apologize for having you restate it, but what kind of
1042 information can you get from a child if you interview them during a domestic
1043 violence case?
1044
1045 HOLLIBAUGH What happened. I mean they're going to tell you, "Mommy and daddy were doing
1046 this." This is what they saw, this is what they heard. Things like that.
1047
1048 ALONSO Can they shine some light into maybe history between the two parents?
1049
1050 HOLLIBAUGH Yes. Like asking, "Does mommy yell at daddy?" like that type of thing. Yeah,
1051 they can shed light on.
1052
1053 LANDBERG So I gave you the 273.5 and 243(e)(1). I just want to talk to you really quick about
1054 those crime statutes. Can you just briefly tell me—and again this isn't a trick just
1055 generally speaking, can you tell me elements of 273.5?
1056

1057 HOLLIBAUGH Established relationship, whether it's cohabitants, ex-wives, current spouse, father
1058 of children, mother of children, that commits any corporal injury to a spouse on
1059 their spouse. More often than not, the biggest thing is a visible injury.
1060

1061 LANDBERG How about the elements for 243(e)(1)?
1062

1063 HOLLIBAUGH Any person who states that they were hit or—same thing, cohabitants, parents, co-
1064 parents, ex-wife, spouse, husband, any person who states that they were hit
1065 without physical markings.
1066

1067 LANDBERG So what are the two general differences between the felony section 273.5 and-
1068

1069 HOLLIBAUGH Visible injury.
1070

1071 LANDBERG Visible injury. On a 243(e)(1) can we have a complaint of pain without a visible
1072 injury?
1073

1074 HOLLIBAUGH Yes. Yes.
1075

1076 LANDBERG With that complaint of pain, if you have a couple that fall under the section of
1077 what you mentioned, the cohabitants, have children together etc. etc., if someone
1078 says an assault occurred and there was a complaint of pain, would that be enough
1079 to reach the 243(e)(1) statute?
1080

1081 HOLLIBAUGH Yes.
1082

1083 LANDBERG As police officers we're taught or we are expected to know all sorts of codes,
1084 ordinances, laws, and the penal code is enormous, the vehicle code is enormous.
1085 If you don't know a specific element of a crime, how do you go about educating
1086 yourself?
1087

1088 HOLLIBAUGH Look it up.
1089

1090 LANDBERG How do you do that?
1091

1092 HOLLIBAUGH Legal Sourcebook. It's what I use.
1093

1094 LANDBERG Where is Legal Sourcebook found?
1095

1096 HOLLIBAUGH I have the app on my cellphone or online.
1097

1098 LANDBERG So you go online to the Legal Sourcebook. Can you explain what the Legal
1099 Source Book is?
1100

1101 HOLLIBAUGH It's basically a book full of crime codes, traffic codes, and just other laws and
1102 stuff that you can just search in key words or anything and it brings you to a list of
1103 things that meet your criteria.
1104
1105 LANDBERG So it's reference material?
1106
1107 HOLLIBAUGH Reference material.
1108
1109 LANDBERG How often do you reference the Legal Sourcebook?
1110
1111 HOLLIBAUGH Being pretty new, a lot.
1112
1113 LANDBERG There's absolutely wrong with that. I've been around awhile, and I still reference
1114 it, so it's normal. Now you've only been with Ofc. Costan for a short period of
1115 time as a beat partner.
1116
1117 HOLLIBAUGH Yes sir.
1118
1119 LANDBERG How many calls for service, specifically domestic violence, have you two handled
1120 together?
1121
1122 HOLLIBAUGH Honestly, not many, maybe five or so that I can recall off the top of my head. 6C
1123 for some reason, there's not a lot of domestic violence in that area.
1124
1125 ALONSO Other than having differences in opinion on how to handle or how to talk to
1126 community members, your relationship between Ofc. Costan and yourself, you
1127 guys don't have bad blood, right? You guys don't dislike each other? There's no
1128 animosity toward each other?
1129
1130 HOLLIBAUGH No.
1131
1132 ALONSO From your point of view? You don't feel it's the same-
1133
1134 HOLLIBAUGH From my point of view I don't have any bad— no, I don't have any bad blood
1135 towards him.
1136
1137 ALONSO Do you think he feels the same way about you?
1138
1139 HOLLIBAUGH I can't say for sure, but I wouldn't see any reason for him to feel that way.
1140
1141 LANDBERG So, let's specifically start talking about the incident, the call for service.
1142
1143 HOLLIBAUGH Yes sir.
1144

1145 LANDBERG For the record, I am talking about call for service 20-242901. On August 14th,
1146 2020 at 0016 hours, were you and Ofc. Costan dispatched to a call for service?
1147
1148 HOLLIBAUGH Yes. From what I can remember, yes.
1149
1150 LANDBERG What type of call was that?
1151
1152 HOLLIBAUGH I believe it was a 273.5 in progress, a 273.5 time element.
1153
1154 LANDBERG Do you recall the priority?
1155
1156 HOLLIBAUGH Most often I'm pretty sure they're Priority 2s. I can't say off the top of my head
1157 what that priority was. I don't know if it was a priority different.
1158
1159 LANDBERG No, you're correct, it was a Priority 2. Can you explain what a Priority 2 is?
1160
1161 HOLLIBAUGH It's basically a pretty urgent call for service, usually pertaining to some sort of
1162 violence or someone put in a situation where a crime or violence can occur.
1163
1164 LANDBERG When we have Priority 2 call for service, how are they dispatched?
1165
1166 HOLLIBAUGH Priority calls-
1167
1168 LANDBERG I mean, how are they dispatched?
1169
1170 HOLLIBAUGH Oh, they're aired. Are you talking about aired?
1171
1172 LANDBERG Yes.
1173
1174 HOLLIBAUGH Yes, they're aired.
1175
1176 LANDBERG They're aired and what else?
1177
1178 HOLLIBAUGH Voiced, like, copied by the sergeant.
1179
1180 LANDBERG Are they—because it's a Priority 2, the dispatcher voices them, correct?
1181
1182 HOLLIBAUGH Yes.
1183
1184 LANDBERG And she reads off the details of the call, correct?
1185
1186 HOLLIBAUGH Yes.
1187
1188 LANDBERG Does she also send it to your MDT?

1189
1190 HOLLIBAUGH MDT, yes, correct.
1191
1192 LANDBERG So is it safe to say as a Priority 2, you get the information two ways?
1193
1194 HOLLIBAUGH Yes. Air and...yeah.
1195
1196 LANDBERG So voiced and sent to your MDT?
1197
1198 HOLLIBAUGH Mm-hmm.
1199
1200 LANDBERG Do you recall the information that the dispatcher voiced?
1201
1202 HOLLIBAUGH I can't recall exactly. I know it was in regards to a van inside of a Ross parking lot
1203 regarding a female saying she was hit by her male husband.
1204
1205 LANDBERG So is it common practice for you to read these calls for service before you respond
1206 to them?
1207
1208 HOLLIBAUGH Yes.
1209
1210 LANDBERG I know this was six weeks ago now, a little longer than that, but just speaking on
1211 how you operate, is it safe to say then you would have known what information
1212 you had going into that call for service?
1213
1214 HOLLIBAUGH Yes.
1215
1216 LANDBERG Because it's your-?
1217
1218 HOLLIBAUGH Responsibility to know—yeah, and it's right there in front of me.
1219
1220 LANDBERG And you always take the time to read it?
1221
1222 HOLLIBAUGH Yes, most often than not unless if it's a super priority call, I usually just kind of
1223 count on the voice and get myself to there. Like, if it's a Priority 1 call, like a
1224 pursue or something, I usually rely a little bit on the voice, that way I can get
1225 myself there and navigate and become part of the call for service. If I have time,
1226 yeah, I stop, read, figure out what's going on, and then...
1227
1228 ALONSO Do you remember independently when you read the CAD information that we
1229 gave you for the call that we're talking about right now, do you remember
1230 responding to that call?
1231
1232 HOLLIBAUGH Yes.

1233
1234 ALONSO Do you remember if you acknowledged and heard the information that the
1235 dispatcher aired about this particular call before you got on scene?
1236
1237 HOLLIBAUGH You mean-
1238
1239 ALONSO Did you hear it? Do you remember if you heard this specific call?
1240
1241 HOLLIBAUGH I remember hearing it, and the way she voiced it, I knew it was related to a
1242 previous call for service. So, I knew that it was the same call.
1243
1244 ALONSO Do you remember if you actually pulled up the call that had just been dispatched
1245 and read it before getting onto-
1246
1247 HOLLIBAUGH I don't know for sure if I read it before I got there, but I know 100% that I had
1248 heard the last call voiced and the resolution as a 415 DV, and I know I read it
1249 once I got on scene. I don't know if I read it prior to that, but I know I went back
1250 and read it during this.
1251
1252 ALONSO I'm sorry if I confused you, I'm talking about the call that you were dispatched to.
1253
1254 HOLLIBAUGH Oh, okay.
1255
1256 ALONSO Not the previous one.
1257
1258 HOLLIBAUGH Oh. Did I read-?
1259
1260 ALONSO Did you read the information that was [given to you on the CAD call?
1261 *(overlapping)*
1262
1263 HOLLIBAUGH Prior to getting there?]
1264
1265 ALONSO Yes.
1266
1267 HOLLIBAUGH Yes, I believe so.
1268
1269 LANDBERG But you did—and you just touched on this, but you did eventually go back and
1270 pull up the first call for service too?
1271
1272 HOLLIBAUGH Yes, I did, and I can't say 100% for sure, but I think I pulled it up prior to
1273 marking 906 on that call as well, but I can't be certain.
1274
1275 LANDBERG But you are certain at some point in time during that call for service, you pulled
1276 up that call?

1277
1278 HOLLIBAUGH Yes.
1279
1280 ALONSO We are talking about the previous call.
1281
1282 HOLLIBAUGH Yes, and I vividly remember it being voiced as a 415 DV.
1283
1284 LANDBERG Now when you pull up that call, what are you looking for? The original one.
1285
1286 HOLLIBAUGH Remarks and—most often than not the biggest thing is a resolution, like, what
1287 they came to an agreement as officers on what happened or just what took place.
1288
1289 LANDBERG Were you aware who called 911? We're talking about your call for service now.
1290
1291 HOLLIBAUGH Just based on when it was aired, it was a female, I'm pretty sure.
1292
1293 LANDBERG Were you aware what she told the 911 operator?
1294
1295 HOLLIBAUGH Yeah, she was saying she was hit by her husband.
1296
1297 LANDBERG So basically, she called in 911, talked to an operator, that operator typed up the
1298 call, and then the dispatcher voiced it?
1299
1300 HOLLIBAUGH Yes.
1301
1302 LANDBERG So what she was saying, the details she was trying to relay were eventually
1303 relayed to you through the dispatcher?
1304
1305 HOLLIBAUGH Yes.
1306
1307 LANDBERG Voiced and also sent to you?
1308
1309 HOLLIBAUGH Yes.
1310
1311 LANDBERG That might be a little confusing, I apologize-
1312
1313 [*CROSSTALK*]
1314
1315 LANDBERG So based on the call for service, the dispatcher's remarks and the dispatcher
1316 voicing it to you, what type of call did you think you had?
1317
1318 HOLLIBAUGH A domestic violence call.
1319
1320 LANDBERG Anything specific about the domestic call? Meaning, did you think you had a

1321 felony domestic violence or a misdemeanor?
1322
1323 HOLLIBAUGH I don't remember the exact terms, whether she said she had—I can't say for sure.
1324 If I tried to guess, it would be wrong maybe.
1325
1326 LANDBERG That's fair enough. So based on the remarks, your mindset was you had a
1327 domestic violence call, but you weren't aware of what type?
1328
1329 HOLLIBAUGH Yeah. I didn't know for sure. You can't really say for sure what you have based
1330 on a text of a call. To me, you can't determine whether you have a felony section,
1331 a misdemeanor section, you can't even determine if you have a crime because it's
1332 just words from one party going directly to a dispatcher. So, you still got to figure
1333 it out.
1334
1335 LANDBERG So, just give me an idea generally what your thought process was, if you can
1336 remember, going towards this type of call.
1337
1338 HOLLIBAUGH This type of call or this specific call?
1339
1340 LANDBERG Specifically would be great if you can do it specifically, but if you can't
1341 remember, then just generally speaking going into a domestic violence call.
1342
1343 HOLLIBAUGH I can remember going to this specific call thinking it's probably a return call and
1344 they're just in an argument now and someone wants something done differently.
1345 Because I can't remember the exact timeframe, but I know they're relatively close
1346 in time between the two calls for service. So, I just remember specifically
1347 thinking, *Okay, maybe something happened*. But a lot of times officers will go out
1348 and investigate something and then two parties start to not get along and then
1349 they'll go, you know what I mean? Someone will call the cops again because they
1350 don't like what that person is doing or something to that effect.
1351
1352 LANDBERG In your experience, is that common?
1353
1354 HOLLIBAUGH Having a return call?
1355
1356 LANDBERG What you just described.
1357
1358 HOLLIBAUGH Yeah. I've seen it happen a few times. Not over the top common where you
1359 encounter it every day, but some people don't like resolutions that officers come
1360 to conclusion to do, and they call back and people make stuff up. Not saying
1361 specifically that's what anything takes place, but that what just kind of happens.
1362
1363 LANDBERG Would you say as a police officer, do you go into these situations with an open
1364 mind?

1365
1366 HOLLIBAUGH Absolutely. Even though you might have a feeling that one thing might be one
1367 way, you can't go in there 100% set on that. You still got to take everything at
1368 face value and figure out what you got.
1369
1370 ALONSO Let me ask this. Prior to you arriving on the scene of the call that you were
1371 dispatched to, you acknowledged that you heard the dispatcher voice the details
1372 for your call and then also remembering that it was a return call because you had
1373 heard the officer that had handled the first call and they cleared it as a 415 DV,
1374 which is no crime had been committed, just sort of an argument. Is that accurate?
1375
1376 HOLLIBAUGH Yes.
1377
1378 ALONSO The first call.
1379
1380 HOLLIBAUGH Correct, but that didn't have no interpretation on what I went to the call with.
1381
1382 ALONSO Do you remember if you also, again before getting on scene, did you remember
1383 the details of the first call? Who had called and what the allegations were or
1384 anything like that?
1385
1386 HOLLIBAUGH No. The only reason I remember it being a return call is they voiced it too like this
1387 one, but they voiced that it was a van, and I remember them voicing the van and
1388 not being able to find the van in the system and all of that. Yeah, I don't
1389 remember the exact—nothing super stood out that-
1390
1391 ALONSO The details.
1392
1393 HOLLIBAUGH The details. I just remember them vividly saying the seven kids in the van, the
1394 white van, and I just remember it being the same call for service.
1395
1396 LANDBERG Now, 1 Alpha 68 was Ofc. Costan, correct?
1397
1398 HOLLIBAUGH Yes sir.
1399
1400 LANDBERG Did you guys coordinate your response to this call for service?
1401
1402 HOLLIBAUGH What do you mean? Like, who's going to-
1403
1404 LANDBERG This is a felony assault in progress.
1405
1406 HOLLIBAUGH Correct.
1407
1408 LANDBERG So did you message him, "Hey, let's 940 here and roll in together"? Did you have

1409 any type of coordination?
1410
1411 HOLLIBAUGH I believe I showed up—I think I caught him at a light and then we were already
1412 pretty close. It wasn't a coordinated tactic type thing, but most often than not, I
1413 feel like a lot of calls are similar as far as tactic-wise. Immediately, one person is
1414 going to grab one person and go one way, and one person is going to grab the
1415 other people and go that way and they just start working through things.
1416
1417 LANDBERG But there was no specific coordination on the radio, on your MDT, calling each
1418 other's cellphone, nothing like that?
1419
1420 HOLLIBAUGH No.
1421
1422 LANDBERG So you met at a light and you kind of just rolled in together?
1423
1424 HOLLIBAUGH Yeah. I caught up to him on a light. I think it was Stockton and something just a
1425 little way down the road and I got behind him and then we just kind of came in
1426 together.
1427
1428 LANDBERG When you came in together, did you quickly brief him or let him know that this
1429 was a return call for service?
1430
1431 HOLLIBAUGH No. I figured—I assumed the same thing. It said on the CAD call return call for
1432 service 20 and I assumed he had probably known the same thing.
1433
1434 LANDBERG So there was no communication between you? At the beginning you just split up
1435 and started handling the call?
1436
1437 HOLLIBAUGH Yeah. Split up, started handling the call, and then come together.
1438
1439 LANDBERG So, let's specifically talk about the call for service.
1440
1441 HOLLIBAUGH Yes sir.
1442
1443 LANDBERG We touched on how it was dispatched, kind of what you knew about the call or
1444 the information you had, but let's just talk about the actual call.
1445
1446 HOLLIBAUGH Yes sir.
1447
1448 LANDBERG So, you and Ofc. Costan meet at a light, you roll in together. Walk me through
1449 what occurred once you got on scene.
1450
1451 HOLLIBAUGH Costan kind of pulls up to the car first, or the van. I pull up on the other side of
1452 him. He's already talking to the people by the time I was out of my car, I believe,

1453 and he was talking to the couple inside the van. Then he pulls the female outside
1454 of the van, and he walks back to his car and starts talking to her. Then I just am
1455 kind of considering she's the comp. I'm hanging with the male half and just trying
1456 to low-key figure out what's going on between them tonight, considering until he
1457 can get exactly what happened with her. So, I ask him what happened and then—
1458 Do you want me to just keep going?
1459

1460 LANDBERG Yeah.

1461
1462 HOLLIBAUGH Elaborate? Okay. I asked him what happened and he told me that him and his wife
1463 had been in an argument, and he was in the rear passenger seat, and she was in the
1464 front. They had been in an argument since the last—oh, I'm sorry. He was in the
1465 back, she was in the front. She sped off in the vehicle, and he realized that there
1466 was two or three kids who weren't buckled in the seat. From what he told me, he
1467 told me he grabbed her to get her to stop. So at that point, I'm thinking *okay this*
1468 *could be (e)(1), but it depends on what the female half says*, because you can't
1469 make someone be a victim of a crime. You still have to have probable cause to
1470 believe that this did happen. Then he told me that he was hit, but he said that
1471 this all took place on the previous call for service and that he had told those
1472 officers that he was hit on that previous call for service. Then I asked him, "Did
1473 this all take place on the previous call for service?" and he stated, "Yes." So, I
1474 said, "Okay. What did those officers tell you? Why wasn't something done?"
1475 From what I can remember, I believe he says, he kind of mumbled a lot—a little
1476 bit, so he, like, mumbled, but I believe he referenced something about going back
1477 to Stockton. So, at that point, I was like *okay, so this is all stemming from*—and I
1478 asked him multiple times I believe, "Does this all stem from the last call for
1479 service?" and he said, "Yes." So, at that point I'm like, okay, well this kind of
1480 weird. Like, I've never been in this situation where like, "Hey, this all happened,
1481 but here we are." So, I kind of just chatted with him a little bit until my partner
1482 was done. Then once I realized that my partner was done with the female half, I
1483 went over to my partner, and my partner told me that the female relayed to him
1484 415 DV. So, I'm like, "Okay, well then if she relayed that to you, that's kind of
1485 the same thing he's saying." Then I told him, I was like, "But hey, he's saying
1486 that he was hit on the last call for service." Then I told him that he said that he
1487 was—I can't remember what she—I'm pretty sure he said he was in the back seat
1488 and that he realized that two kids were unbuckled, and she sped off because they
1489 were in an argument, and he grabbed her to get her to stop. So, I told my partner
1490 that. Then based on what he said and that the last officers had already cleared the
1491 last call, I'd figured that maybe they had something this guy gave him to where
1492 they didn't—it was unfounded, like a 273.5, unfounded 243(e)(1). So, I
1493 determined, like, okay well, no matter what, these people need to be split up. Why
1494 are returning here? Like, why were these people not split in the first place on a
1495 415 DV because I mean, that's something you're kind of taught in the academy.
1496 Even if no enforcement action is taken, you want to split parties to prevent any

1497 further like, you know...if you can split parties, they can go their separate ways
1498 for the night and reconvene when they have a level head. So, that's my thought
1499 process on this entire thing. Then, my biggest concern was the kids. Looking
1500 inside the van seeing the kids kind of sprawled out through the van. That was a
1501 huge concern for me was the kids. The male half had told me—I'm sorry let me
1502 go back. Me and Constan convened, and I believe I'm the one who said that,
1503 "They need to separate. Like, we can't just walk away from this call and them not
1504 be separated," and he agreed so I was like, "Okay, well we got to figure out what
1505 we can do." Then he told me that she said she can go to her dad's who lived just
1506 right over [REDACTED], I believe it was, and that all the kids can go with her.
1507 So, that means to me I'm thinking *Okay, all the kids can, number one, lay their*
1508 *head under a roof. Be in a safe spot for the night rather than being in this van.* So,
1509 I went back, talked to the male half, and he agreed. He's like, "Okay, yeah.
1510 Sounds like a good idea to me" originally. Then it's kind of a slow process with
1511 getting the dad to come in to pick up the kids. Then, let's see...I'm sorry, I'm
1512 trying to remember exactly sequentially so I don't...

1513
1514 LANDBERG Take your time.

1515
1516 HOLLIBAUGH I go back to the dad, and I start talking to him about that they need to separate,
1517 and I believe at one point I even pulled the dad out of the van, and I started
1518 talking him because you don't want to—sometimes you have to have tough
1519 conversations with people, like you said, but you don't to make it seem like
1520 you're belittling people, especially in front their kids. So, I pulled him out of the
1521 van and I just was—I kept it honest with him, and I told him what was going on
1522 and I'm going to say it verbatim, I told him what was going on was bullshit
1523 between the two of them. Here you guys are grown adults arguing in front of your
1524 kids and putting your kids in a tough situation. They're already sprawled out over
1525 the van. You guys got to realize you're adults, and you can sit down and have
1526 adult grown conversations because at this point, everything I have right now leads
1527 to a 415 DV besides the prior call for service. So, I just had that tough
1528 conversation with him and told him that they got be adults, they got to come to
1529 some conclusion on whether they're going to work things out, whether it be they
1530 separate or they figure out a way to coincide and work together. I kind of told
1531 him—I kind of apologized to him, like, we can go back in the car. I just wanted to
1532 pull you out here and be frank with you and be up front with you. So, he goes
1533 back to the car. Then we're kind of waiting around for things, and he starts—no,
1534 I'm sorry, she starts making phone calls to get people there. She advises Costan
1535 that she's going to be able to get her dad and they can go to her dad's. Then...let's
1536 see. I'm trying to remember exactly. Sorry. So then, I go back to the car, tell him
1537 hey, they're going to separate. He's initially agreeing with me. He's like, "Okay
1538 that's fine," and I can tell he's starting to, like, get mad the kids are going to be
1539 separated, and then he starts to say little things about the wife to where to me it
1540 seems like what he's trying to do is just to get me to arrest his wife, that way the

1541 kids immediately go with him. So, he just starts saying little things and then he
1542 asks for a sergeant, and I'm like, "Dude, our sergeant—" at that time, I'm pretty
1543 sure our sergeant was on a game plan, if I'm not mistaken. So, I'm like, "Hey, do
1544 you have a telephone number? I'll write the number down. I'll forward it to my
1545 sergeant. My sergeant will give you a call." I don't believe he actually ended up
1546 giving me the phone number, but then he's talking about wanting to make a
1547 complaint, and Costan had overheard that, and he's like, "Hey, I'm going to call
1548 Sarge. I'm going to let him know what we have and go from there." Costan goes
1549 back, he's at the car, and I'm just at the front chatting with the guy, and the guy
1550 says—I think at one point he says something about on the last call he was hit five
1551 times and this is over, like, a twenty-minute span. From now until the first, like,
1552 twenty minutes he never told me anything about being hit on this particular call,
1553 but then he says something about being hit twice in the face. At that point I'm
1554 like, what he's trying to do is grab the kids away from her and get her gone. So,
1555 I'm like, "Okay." I'm, like, working through it, and then he tells me sergeant's
1556 good with what we're doing. So, at that point, I'm like, *Oh, okay. We're doing the*
1557 *right thing.* He tells me he notified Sam 6 and Sam 6 was good with what we're
1558 doing. I relayed to Costan the information I had about him saying he was hit on
1559 the previous call for service and him stating what happened at that particular
1560 incident. So, he tells me Sam 6 is good with it. So, in my mind we're definitely
1561 making the right decision and in the best interest of the kids. I think I repeated
1562 multiple times I'm most worried about the kids in this instance. Then most of it is
1563 kind of standing around. Then at one point, me and Costan are standing by the
1564 car, I believe, and he pokes his head out the window and says something to
1565 Costan. We couldn't really hear him, something about arrest. Then Costan
1566 exchanged words with him a little bit, and then I think I vividly remember, like I
1567 said, I think I went back to the car and searched up the previous call for service
1568 and seeing that they cleared it as a 415 DV. I can't remember, I'm not going to
1569 say yes or no, but I can't remember for sure if they added remarks, but I vividly
1570 remember seeing that cleared as a 415 DV. So, at that point, I like to trust my
1571 partner's instincts on the previous call for service that they conducted an
1572 investigation and determined there wasn't a crime. So, then we basically waited
1573 around. I provided him—he said he was going to call and make a complaint. He
1574 was on the phone when I walked up at one point, and I was asking if he got
1575 through to anybody because at this point, I'm 100% confident in my situation
1576 with being backed by sergeant, and he says no, he wasn't able to get through to
1577 somebody, so I'm trying to give him a number, but he gets on the phone with
1578 somebody. I provided him my name, my badge number. Then basically the dad
1579 gets there, they're pulled out of the van. I even remember telling him, "Hey, thank
1580 you for your cooperation and I know this is tough for everybody. You guys got to
1581 go to court and settle things out between the kids." Yeah, the dad comes and I
1582 transported three of the older children to the dad's on [REDACTED] [REDACTED]. That's
1583 basically what I can remember from the call.
1584

1585 ALONSO It seems like you remember a lot of it.
1586
1587 HOLLIBAUGH Yeah.
1588
1589 ALONSO And that's independent. Is that because you saw the video?
1590
1591 HOLLIBAUGH A little bit is from there, but I've had a pretty vivid imagination of this call. Not
1592 imagination—I'm sorry, that's a dumb word.
1593
1594 ALONSO I know exactly what you meant.
1595
1596 HOLLIBAUGH A vivid memory.
1597
1598 ALONSO A vivid memory of it. Okay.
1599
1600 LANDBERG So, let's dissect a couple of these things. The sergeant, you said he's possibly on a
1601 GP?
1602
1603 HOLLIBAUGH Yeah, because before this, I was dispatched to a GP and he had—I'm sorry, I
1604 wasn't dispatched. He had asked me to give him a phone call. I gave him a phone
1605 call, and he was like, "Hey, I need you to come over to this GP and pick up
1606 somebody to take them to jail." So, I originally was dispatched to that. So, I was
1607 going there, and then I get cleared off the call because of the person whose beat it
1608 was took it. So...sorry, excuse me. Yeah, so I'm pretty sure he was on a GP at
1609 that point.
1610
1611 LANDBERG What GP?
1612
1613 HOLLIBAUGH I'm pretty sure they were doing a big prostitution sting. I didn't go on the
1614 computer and look if he was on a GP, but I just kind of thought it because he
1615 dispatched me to a GP over in that area, so.
1616
1617 LANDBERG So you spoke to [REDACTED]?
1618
1619 HOLLIBAUGH Yes.
1620
1621 LANDBERG Costan spoke to [REDACTED]?
1622
1623 HOLLIBAUGH Yes.
1624
1625 LANDBERG [REDACTED] told you some things.
1626
1627 HOLLIBAUGH Yes.
1628

1629 LANDBERG I'm assuming—well I know because I watched the videos, [REDACTED] told Costan some
1630 things.
1631
1632 HOLLIBAUGH Yes sir.
1633
1634 LANDBERG Did you and Costan come together and discuss what both parties said?
1635
1636 HOLLIBAUGH I told him what my party said. He relayed to me she advised him it was just a 415
1637 DV. So, I had assumed he had went through the steps with her, and she gave him
1638 enough to where he decided it was a 415 DV. So, I didn't even question it. I said,
1639 "All right, that's kind of what my guy is giving me besides the prior call for
1640 service."
1641
1642 LANDBERG But you were pretty specific when you spoke to Costan, correct?
1643
1644 HOLLIBAUGH Yes. From what I can remember, I told him they were in the car and he was in the
1645 back seat, and he said that they got into an argument and took off and she grabbed
1646 him—I'm sorry, he grabbed her to get her to stop the car. That's what [REDACTED] had
1647 told me, and so I relayed that to Costan.
1648
1649 LANDBERG But then when Costan spoke with you, is it safe to say that he wasn't specific? He
1650 was just generally speaking?
1651
1652 HOLLIBAUGH He just told me 415 DV.
1653
1654 LANDBERG Then you said he at some point in time called the sergeant?
1655
1656 HOLLIBAUGH Yes sir. So, [REDACTED] kind of was—originally, he was in agreeance with the entire,
1657 like, separate the parties, the kids go with her. Then we kind of ran into a little
1658 road block about how we were going to get the kids there, whether it was [REDACTED]
1659 going to drive the kids there, or the female was going to drive the kids there while
1660 [REDACTED] rode with me. I explained to [REDACTED], I was like, "You can come in my car not
1661 under arrest." So, we kind of ran into a little road block there, but then [REDACTED] was
1662 kind of mad, so he voiced that he wanted a sergeant and at that point is when
1663 Costan came over to me, and he's like, "I'll call Sam 6 and let him know." Then
1664 after a little while, I went back to his car, and he said Sam 6 was good with what
1665 we were doing.
1666
1667 LANDBERG You said you were 100% confident?
1668
1669 HOLLIBAUGH I started becoming confident that Sam 6 was backing what we were doing.
1670
1671 LANDBERG I'm not putting words in your mouth. I'm just saying you said you were 100%
1672 confident once you knew Sam 6 was on board with-

1673
1674 HOLLIBAUGH What we were doing.
1675
1676 LANDBERG When he was aware of the-
1677
1678 HOLLIBAUGH The situation. Yes.
1679
1680 LANDBERG He was aware because Ofc. Costan spoke with him?
1681
1682 HOLLIBAUGH Yes.
1683
1684 LANDBERG So, were you confident that Sgt. ■ was aware of every detail in this call?
1685
1686 HOLLIBAUGH Yes.
1687
1688 LANDBERG With that in mind, he was okay with what you guys were going to do.
1689
1690 HOLLIBAUGH Yes. I relayed my portion to Costan, and he told me he was going to call Sam 6.
1691 So, yeah, I had no question that it was going to be backed.
1692
1693 ALONSO Did you hear Costan's call to Sgt. ■?
1694
1695 HOLLIBAUGH No. He went back to his car, and I stayed with the male half.
1696
1697 LANDBERG Based on your recollection, who had the primary role in this call for service?
1698
1699 HOLLIBAUGH I would say Costan because he contacted the complainant.
1700
1701 LANDBERG In your opinion, did the roles change at all throughout the call?
1702
1703 HOLLIBAUGH Yeah. At some point, Costan was kind of just hanging back by the vehicle while I
1704 was just kind of orchestrating what we were going to do with the kids and
1705 everything like that. That was way later in the call for service though.
1706
1707 LANDBERG What would you say your role was during this call for service?
1708
1709 HOLLIBAUGH My role? I don't know. I wouldn't say I wasn't—I don't know this is hard to
1710 explain just because you do it every day. I don't know. I was a backup officer, I
1711 guess you could say.
1712
1713 ALONSO What are some of your duties and responsibilities as a backup officer?
1714
1715 HOLLIBAUGH You have just the same amount of duties, you're just, number one, as a backup
1716 officer, you got to watch that person's back, obviously, it's self-explanatory, but

1717 you kind of do what that person needs you to do. They delegate to you, but I
1718 didn't feel like I was delegated really or anything. I kind of just did things myself
1719 and rolled with it and just communicated with him on what I was doing and what
1720 we were doing.
1721
1722 LANDBERG Where did this call for service occur at?
1723
1724 HOLLIBAUGH Where did this call-?
1725
1726 LANDBERG I don't need the specific address. Just describe the location where this occurred.
1727
1728 HOLLIBAUGH The Ross parking lot on Stockton, just south of Lawrence.
1729
1730 LANDBERG So it was in a large parking lot?
1731
1732 HOLLIBAUGH Correct.
1733
1734 LANDBERG Was that parking lot full of cars?
1735
1736 HOLLIBAUGH No, not necessarily. Their van was pretty dead set in the center, and there wasn't
1737 really any cars or anything around it.
1738
1739 LANDBERG This was shortly after midnight, correct, when this call for service occurred?
1740
1741 HOLLIBAUGH Yes sir.
1742
1743 LANDBERG How active was that area? With people?
1744
1745 HOLLIBAUGH I can't recall. I would be imagining—I would just be stating something if I say,
1746 and I don't want to do that.
1747
1748 LANDBERG Well, let me ask you this. Is it safe to say, because you seem like you have a
1749 pretty good recollection and recall of this call for service.
1750
1751 HOLLIBAUGH Yes.
1752
1753 LANDBERG It seems like you have a pretty—there are certain details that you can remember.
1754
1755 HOLLIBAUGH Yes.
1756
1757 LANDBERG Weeks, weeks later. Right?
1758
1759 HOLLIBAUGH Yes.
1760

1761 LANDBERG So is it safe to say that there was something that was—a car racing up and down
1762 the street or an individual in the parking lot that was getting your attention that
1763 you would remember that detail?
1764

1765 HOLLIBAUGH I remember at one point there was a security guard who was in that area, but I'm
1766 pretty sure he drove up. I can't say for sure, but I'm pretty sure he drove up kind
1767 of on us and was getting out of a vehicle. Now and then there was just, like, a
1768 female that walked behind me at one point, and at one point I thought she was
1769 coming towards me, so I put the flashlight on her because they were walking
1770 towards us, but she ended up turning and going the opposite way.
1771

1772 LANDBERG Was it loud or noisy out in that area during that call for service?
1773

1774 HOLLIBAUGH No, but there's a homeless camp that's probably about... I'm not good with
1775 measurements, but it's a ways over on the other side of the Ross store, and
1776 sheriffs were—after we were already there and investigating for a while, sheriffs
1777 were over with some transient subjects.
1778

1779 LANDBERG But to your recollection, was there anything that was taking your attention away
1780 from this call for service?
1781

1782 HOLLIBAUGH No.
1783

1784 LANDBERG When you're communicating with [REDACTED] and [REDACTED], are you communicating with
1785 them like this, just with your normal speaking voice?
1786

1787 HOLLIBAUGH Yeah.
1788

1789 LANDBERG You didn't have to yell?
1790

1791 HOLLIBAUGH I never yelled at anyone. Like I said, the only time I pulled [REDACTED] out of the truck
1792 and let him know what was going on was, excuse my language, but it was bullshit
1793 what was going on between the two, and no, I was just using my normal voice
1794 from what I can remember.
1795

1796 LANDBERG The point I'm trying to make is you guys were able to have a conversation and
1797 communicate well while on this call for service?
1798

1799 HOLLIBAUGH Me and the parties of the call?
1800

1801 LANDBERG Yes, both parties.
1802

1803 HOLLIBAUGH Yes.
1804

1805 LANDBERG Just for clarification, you never had any trouble—well, that’s not true. Were there
1806 any times that you had trouble hearing either [REDACTED] or [REDACTED]?
1807

1808 HOLLIBAUGH [REDACTED] a few times.
1809

1810 LANDBERG When was that?
1811

1812 HOLLIBAUGH At one point—this was from seeing the video really, at one point I know I was at
1813 the car, and I couldn’t hear what he was saying. Multiple times I think I asked him
1814 to repeat himself.
1815

1816 LANDBERG So, I watched the video as well, and there are several occasions when you’re at
1817 the front passenger window and you’re talking through the window to [REDACTED].
1818 There are certain times that it’s hard to hear him?
1819

1820 HOLLIBAUGH Yes sir.
1821

1822 LANDBERG Was that the same when you were out there in the field?
1823

1824 HOLLIBAUGH Yes sir. He would say little things to himself and then when I would ask him,
1825 “What?” he wouldn’t say—he would come up with something different.
1826

1827 LANDBERG I saw that as well, but now when you had an interaction with him at the side door
1828 when he was in the van up on the seat and you guys are maybe 3 ft, 4 ft away
1829 from each other, did you have any time—any trouble at all hearing him then?
1830

1831 HOLLIBAUGH I think just from seeing the video a couple times, but it was definitely better than
1832 being at the window where I was at.
1833

1834 LANDBERG Do you remember the couple times that you had trouble hearing him when you
1835 guys are almost face-to-face at that side door?
1836

1837 HOLLIBAUGH I can’t remember exactly. I know I did have a couple times where I couldn’t
1838 understand what he said, and I asked him to repeat himself and sometimes he
1839 would and sometimes he wouldn’t.
1840

1841 LANDBERG So we’re going to watch some different portions of the video.
1842

1843 HOLLIBAUGH Yes sir.
1844

1845 LANDBERG We’re not going to watch the entire from start to finish. We’re just going cut to
1846 some different portions.
1847

1848 HOLLIBAUGH Yes sir.

1849
1850 LANDBERG Then after we watch the video, I'm just going to ask you some questions. Okay?
1851
1852 HOLLIBAUGH Yes sir.
1853
1854 LANDBERG So for the record, we're going to start the first portion of the video. We're going
1855 to watch Ofc. Hollibaugh's body-worn camera. It's going to be from one minute
1856 and ten seconds to four minutes and eighteen seconds.
1857
1858 ((RECORDING))
1859
1860 [recording plays]
1861
1862 ((END RECORDING))
1863
1864 LANDBERG So you did a good job kind of kind of recapping the call for service before we
1865 started reviewing this. So, I'm not going to make you repeat every little detail, but
1866 when you contacted [REDACTED] did he recap to you what occurred during the
1867 first call for service?
1868
1869 HOLLIBAUGH Yes. From what I can remember, he said he was hit on the previous call for
1870 service.
1871
1872 LANDBERG But even watching the video now, you make contact with [REDACTED] and you guys
1873 spend about four minutes talking.
1874
1875 HOLLIBAUGH Correct.
1876
1877 LANDBERG Does he do a good job of explaining to you what occurred on the first call for
1878 service?
1879
1880 HOLLIBAUGH Yes.
1881
1882 LANDBERG Then during that time frame, does he tell you that [REDACTED] struck him twice?
1883
1884 HOLLIBAUGH Yes, but I relayed to him and he said this was—I asked and you can hear what I
1885 said, “Does this all stem from the previous call?” and he says “Yes.”
1886
1887 LANDBERG Did you confirm with [REDACTED] that he told all that to the first officers?
1888
1889 HOLLIBAUGH I asked him, I believe, I don't know if it was in there or if it's at a later point, but I
1890 believe I asked, “What did those last officers tell you?” I mean that's the wrong
1891 way to word it, but what I'm saying is, “What did they say about what you told
1892 them?” That could just be a miscommunication.

1893
1894 LANDBERG Do you recall or do you remember that he told you that [REDACTED] actually—he shoved
1895 [REDACTED] away after she hit him?
1896
1897 HOLLIBAUGH Yeah, he said he pushed—I think I remember he said he pushed her off him, but
1898 like I said, he says that’s from the last call for service.
1899
1900 LANDBERG That’s what we’re still talking about. Your initial contact with [REDACTED] and he’s
1901 telling you what occurred, but he’s summarizing the first call for service?
1902
1903 HOLLIBAUGH Yes sir.
1904
1905 LANDBERG Just hearing [REDACTED] version, did that sound like to you a crime had occurred?
1906
1907 HOLLIBAUGH Yes.
1908
1909 LANDBERG What type of crime?
1910
1911 HOLLIBAUGH Possibly (e)(1)—243(e)(1) sorry, I don’t know if you want me to say the whole
1912 thing.
1913
1914 LANDBERG Now as well as police officer, can you kind of walk me through your thought
1915 process or your mindset when you go to this call for service, you know it’s a
1916 return call for service, you know what the details of the call are about, one party
1917 tells you a story, and then you already know the other officers deemed it as a 415
1918 DV. What’s your thought process? What’s your mindset?
1919
1920 HOLLIBAUGH To be honest, I was confused. I’ve never been in that situation before to where
1921 they were saying that this happened, but the—like I said, I know that was voiced
1922 as a 415 DV. I have never been in that situation, so I honestly relied on the last
1923 officers that determined they conducted an investigation and determined there
1924 wasn’t a crime committed, which is why I tell Costan, like, he said that he told the
1925 last officers he was hit on a previous call for service.
1926
1927 LANDBERG You feel like that’s strange, right?
1928
1929 HOLLIBAUGH Yeah, 100%.
1930
1931 LANDBERG Did you consider reaching out to the other officers?
1932
1933 HOLLIBAUGH I did, but once we talked to Sergeant, I figured that Sergeant had already been
1934 made aware of the previous call for service, and maybe he had something that the
1935 last officers told him that he had already known about. So, yeah it occurred to me
1936 to call, but I got wrapped up in the investigation and didn’t end up calling them,

1937 but I did go back to look at the remarks and seen it was cleared as a 415 DV.
1938
1939 LANDBERG Is it possible that [REDACTED] assaulted [REDACTED] a second time? So, is it possible that she hit
1940 [REDACTED] after the first call for service ended?
1941
1942 HOLLIBAUGH Is it possible?
1943
1944 LANDBERG Yeah.
1945
1946 HOLLIBAUGH Yes.
1947
1948 LANDBERG Did you take the time to clarify that [REDACTED] wasn't talking about—did you ask
1949 clarifying questions to ensure that [REDACTED] was speaking about just the first call for
1950 service and not what happened after the officers cleared that first call?
1951
1952 HOLLIBAUGH Are you talking about just in the short-
1953
1954 LANDBERG Yes. We are talking about the short timeframe. This first four minutes-
1955
1956 HOLLIBAUGH Yeah. I think—I might not have asked, like, 100% specific, like, “Did this
1957 happen?” but I said, “Are you referring to all this happening on the previous call
1958 for service?” and he says, “Yes.” Like, he stated he relayed that to these officers
1959 that were on the previous call for service, which that was my understanding when
1960 I told him that and he relayed, “Yes” back to me and that was my understanding
1961 that he understood what I was asking him.
1962
1963 LANDBERG At this point in time in your call for service, are you conducting a domestic
1964 violence investigation?
1965
1966 HOLLIBAUGH Yes, but he also told me at this point that what had happened from them leaving
1967 the last call for service to here was her speeding off with the kids unbuckled and
1968 him grabbing her. Like I said, at that point I'm like, Okay, there could possibly be
1969 (e)(1) from this last time the officers cleared until this time, but it's also
1970 dependent on what she says because I mean honestly, if my significant other sped
1971 off with kids in the car, I might grab her arm to get her to stop. So, that's my
1972 thought process through there, and I'm waiting to see what she might tell him
1973 because if she tells him, “No. What he did was slam me up against the door” or
1974 “punch me in the face” or something like that or “kick me” or whatever the case
1975 may be, then that goes a different route than just a significant other grabbing
1976 somebody to slow somebody down.
1977
1978 LANDBERG Were there not remarks on the call that stated what [REDACTED] was alleging [REDACTED] did?
1979
1980 HOLLIBAUGH Yeah, something about being hit, correct?

1981
1982 LANDBERG Then you have a conversation with [REDACTED].
1983
1984 HOLLIBAUGH Yes.
1985
1986 LANDBERG Costan has a conversation with [REDACTED].
1987
1988 HOLLIBAUGH Mm-hmm.
1989
1990 LANDBERG Did you ever bring up the allegation to [REDACTED]?
1991
1992 HOLLIBAUGH The allegation of him hitting her?
1993
1994 LANDBERG Of him striking her.
1995
1996 HOLLIBAUGH No, I was more reliant—I was waiting to see what exactly she said because
1997 honestly, sometimes just those short excerpts you get isn't the entire picture. So,
1998 I'm waiting to get what she gives to Costan before I go back and talk to him about
1999 it because he's giving me his short synopsis on what happened, and I feel like if I
2000 get Costan's short synopsis on what she says, then I can go back with a little bit
2001 more to say, "Okay, well this, this, and this happened. Where did this happen?"
2002 but he tells me it's a 415 DV. So, at that point, I believe [REDACTED] that he said that he
2003 grabbed her to get her to stop, and I believe her that she's telling my partner it's a
2004 415 DV.
2005
2006 LANDBERG There were children on scene, correct?
2007
2008 HOLLIBAUGH Yes sir.
2009
2010 LANDBERG How many children?
2011
2012 HOLLIBAUGH I believe there were seven.
2013
2014 LANDBERG Out of those seven, how many were of age that could give you a statement of
2015 what occurred?
2016
2017 HOLLIBAUGH I don't know the exact ages, but I would say two.
2018
2019 LANDBERG Two.
2020
2021 HOLLIBAUGH Because most of the little children—most of the younger ones were asleep. There
2022 was one immediately when you come in, he was standing right there wearing a
2023 little blue shirt. Then there was an older one, I believe, who was in the back, and I
2024 think she might have even been sleeping when we first got there and then at a

2025 later point she comes back up and comes to the front of the bus.
2026
2027 LANDBERG We talked about this earlier, but now I want to specifically talk about this call for
2028 service. So, why not take the opportunity to interview any of the children?
2029
2030 HOLLIBAUGH At that point, my biggest concern was the kids, and at that point I didn't want to
2031 put the kids in a situation to tell—pick and choose between sides and a parent.
2032 Should I have? Yeah. They could have gave me what was needed. That's a
2033 mistake. I'll own up to the kids should have been talked to.
2034
2035 ALONSO Let me ask a couple of questions. Earlier you referred to [REDACTED], who was the male
2036 half, admitting to putting his hands on [REDACTED], who was driving away, and the reason
2037 he told you he did that was because he was concerned for the safety of the kids.
2038
2039 HOLLIBAUGH Correct.
2040
2041 ALONSO Then you said, basically, you know, I can't make someone be a victim. I just want
2042 to get some clarification. The 273.5 penal code and the 243(e)(1) penal code, it's
2043 not the same as a regular battery. Is that accurate?
2044
2045 HOLLIBAUGH That's accurate.
2046
2047 ALONSO So, if you have information that, in this case, [REDACTED] was assaulted by [REDACTED] and you
2048 established that they have a dating relationship, right, can [REDACTED] say, "I don't want
2049 him arrested," but in essence [REDACTED] admitted to putting his hands on [REDACTED]?
2050
2051 HOLLIBAUGH Yeah, but honestly, I would need a little bit more than him saying—I would need
2052 her to say, "Yeah, he did this." A guy telling me he grabbed her arm to get her to
2053 stop or grabbed her to get her to stop, I don't believe that's enough for a (e)(1)
2054 because that could possibly mean he literally was trying to do the right thing to
2055 get her stop for the best interest of the children who are in the back unbuckled.
2056 Now if she tells Costan, "Hey, no this is what he did. He pushed me up against the
2057 wall" or "pushed me up against the door and that's what he did," then that's
2058 different. Then I would feel 100% confident making that (e)(1) arrest.
2059
2060 ALONSO Let me ask another...you mentioned that you can't make someone be a victim. Do
2061 you have that same leeway when you're investigating a domestic violence call? If
2062 [REDACTED] says, "I don't want him arrested because I don't—I don't want him arrested,"
2063 but you have evidence that he—and in this case forget about whether he said he
2064 grabbed her just to make her stop. If he admits to hitting her and [REDACTED] says "I don't
2065 want him arrested," do you have the responsibility to arrest [REDACTED]? Is that
2066 accurate?
2067
2068 HOLLIBAUGH If I'm following you, yes. If I'm following you correctly, yeah.

2069
2070 ALONSO So it's not that you needed to then confirm with [REDACTED] whether you had a victim
2071 because you can't make someone be a victim. You don't have that leeway when
2072 you're investigating a domestic violence call.
2073
2074 HOLLIBAUGH Right. I think talking about making someone a victim, I think that was earlier. I'm
2075 not referring to this call. I can't make her be a victim, that's not what I'm
2076 referring to. She can definitely—what I'm saying is you can't make people come
2077 out and tell you exactly what happened. It's up to that person whether they're
2078 going to tell you what happened. I'm not saying—I don't know, maybe I'm
2079 confusing you a little bit, but what I'm trying to say is you can't make a person
2080 tell you what happened. It's up to that person to tell you what happened. So, in
2081 this case, no, I'm not saying I can't make her be a victim because if she's a
2082 victim, she's a victim. So, I think my words might have been-
2083
2084 ALONSO You don't have a leeway.
2085
2086 HOLLIBAUGH Yeah, I think my words might have been miscommunicated a little bit.
2087
2088 ALONSO When [REDACTED] admitted to grabbing her to make her stop because he was concerned
2089 about the safety, did you think about the information that [REDACTED] had provided to the
2090 dispatcher about her being hit by [REDACTED]?
2091
2092 HOLLIBAUGH I can't say for sure if I thought about it in that moment, but I had the—like you
2093 were saying, I had the two so. I'm sure I did, but my partner told me she relayed
2094 to him that it was just a 415 DV. So, at that point, I thought it was just a 415 DV
2095 between the two.
2096
2097 ALONSO Just so that we're clear, what is 415 DV? What did that mean to you?
2098
2099 HOLLIBAUGH They were just in a verbal argument.
2100
2101 ALONSO That no crime had been committed against [REDACTED]?
2102
2103 HOLLIBAUGH Mm-hmm.
2104
2105 LANDBERG All right, we are going to continue watching your body-worn camera. We are
2106 going to go from six minutes and 30 seconds to seven minutes and 20 seconds.
2107
2108 ((RECORDING))
2109
2110 [recording plays]
2111
2112 ((END RECORDING))

2113
2114 LANDBERG Is it correct that you told [REDACTED] that he and his actions were endangering the
2115 children?
2116
2117 HOLLIBAUGH Yes. That him grabbing her is endangering their children is what I meant by that.
2118
2119 LANDBERG Can you explain a little more in detail? What do you mean by their actions
2120 endangered the children?
2121
2122 HOLLIBAUGH Their actions, what I'm meaning is they're involved in a verbal argument and it
2123 sounds like from driving, from what [REDACTED] is telling me, they're involved in an
2124 argument about the kids not being buckled in. To me, that's endangering the kids.
2125 That was my thought process when I was speaking to him right here at this point.
2126
2127 LANDBERG What was your number one priority on this call for service?
2128
2129 HOLLIBAUGH Originally, it was to investigate this domestic violence situation, but I feel like as
2130 it went on, it turned out to be the kids.
2131
2132 LANDBERG The kids.
2133
2134 HOLLIBAUGH Just based off of what I was given by [REDACTED] and given by Costan that he was told,
2135 I feel like it started to become to the kids.
2136
2137 LANDBERG So, you were concerned for the kids' welfare?
2138
2139 HOLLIBAUGH Absolutely, 100%.
2140
2141 LANDBERG Did you take the time to ensure that all seven kids were safe?
2142
2143 HOLLIBAUGH I believe I kind of hit them with a flashlight just to see that kids were sleeping and
2144 then I could see the one in the back and I know that they had a little one. I don't
2145 know if I do exactly right here, but I know at some point I kind of go around with
2146 a flashlight so I see all the kids.
2147
2148 LANDBERG So you enter the side of the van and you use a flashlight to look at-
2149
2150 HOLLIBAUGH I don't go all the way inside.
2151
2152 LANDBERG At the door right there?
2153
2154 HOLLIBAUGH Yes sir.
2155
2156 LANDBERG Did you try to take a step in and-

2157
2158 HOLLIBAUGH I took a step in, and I see kids on the ground, and I see one in the back. The one
2159 next to me is a little one and then I know there was one sleeping in the middle
2160 row.
2161
2162 LANDBERG But they all were-
2163
2164 HOLLIBAUGH They all looked—no one looked in any type of distress or in danger.
2165
2166 LANDBERG They were all clothed?
2167
2168 HOLLIBAUGH All were clothed.
2169
2170 LANDBERG They looked like they had been fed?
2171
2172 HOLLIBAUGH They didn't look unhealthy or anything.
2173
2174 ALONSO At this point, based on what [REDACTED] has told you, who is actually responsible for
2175 possibly endangering the children?
2176
2177 HOLLIBAUGH Based off what I got from both of them?
2178
2179 ALONSO No, based on-
2180
2181 HOLLIBAUGH It sounds more like [REDACTED].
2182
2183 ALONSO That's because?
2184
2185 HOLLIBAUGH That's because she took off with the kids not buckled in their car seats.
2186
2187 ALONSO So at this point, [REDACTED] is again, just taking what he's told you, right, is that he's
2188 trying to protect the kids and that's trying to protect them from [REDACTED] actions. Is
2189 that accurate?
2190
2191 HOLLIBAUGH Correct, but also, I'm concerned about him grabbing her while in a moving
2192 vehicle. So, that was another one of my concerns, but then my concern goes on
2193 later to be all of them packed inside this travel van laying on the ground. So,
2194 that's when we come to the conclusion that the best place for them to go is to a
2195 place to where they can lay their head under a roof and that was my thought
2196 process through the entire thing was then going with mom to lay their head under
2197 a roof rather than being in this van.
2198
2199 ALONSO Describe [REDACTED] demeanor toward you here in the first seven minutes. How
2200 would you describe him as?

2201
2202 HOLLIBAUGH Like, describe his personality?
2203
2204 ALONSO Demeanor toward you? Is he cooperative? Is there anything-
2205
2206 HOLLIBAUGH Yeah, he's not uncooperative. He's listening to what I'm saying. He's
2207 acknowledging what I'm saying. I don't know that there was something that
2208 wasn't—like things weren't adding up all together. Not about him in particular.
2209
2210 ALONSO We're just talking about here. The first seven minutes.
2211
2212 HOLLIBAUGH Oh yeah, he was receptive. He heard what I said. Out here, I felt like I did the
2213 right thing. I didn't want to act like I was trying to belittle him or anything in front
2214 of his kids because I would never want someone to do that to me. So, I just pulled
2215 him out and I had a man-to-man conversation with him that I felt like he was
2216 receptive to. I feel like sometimes you got to say the hard things to people. You
2217 got to tell them what's really important, and I think he knows what's really
2218 important is his kids.
2219
2220 ALONSO At this point, you've asked questions, he's answered your questions. Is that
2221 accurate?
2222
2223 HOLLIBAUGH Yes.
2224
2225 ALONSO Has he been evasive about answering questions at this point?
2226
2227 HOLLIBAUGH No, not up to this point.
2228
2229 ALONSO You trust that what he's saying is true?
2230
2231 HOLLIBAUGH Yes.
2232
2233 SINGH Can I ask a question?
2234
2235 LANDBERG Absolutely.
2236
2237 SINGH When you asked him basically background information, do you feel like he was
2238 forthcoming about that? Like, where he was from, where he was living?
2239
2240 HOLLIBAUGH No. When I originally, I don't know if it's here or later, but I ask him if he's
2241 homeless, and he doesn't answer. Then I ask him if they lost their home and he
2242 doesn't answer for a while, and then I have to repeat a question. Later, he starts
2243 to—his demeanor kind of changes.
2244

2245 LANDBERG Well to follow that question, is it possible he didn't tell you he was homeless or
2246 he didn't want to tell you where he was living because he's embarrassed of his
2247 situation?
2248

2249 HOLLIBAUGH It could be possible, yes.
2250

2251 LANDBERG So, it may not be because he's trying to be-
2252

2253 ALONSO Deceitful.
2254

2255 HOLLIBAUGH No, no, no and I don't he was trying to be deceitful. His demeanor starts to slowly
2256 change as I start asking him a little bit more questions at a later point.
2257

2258 ALONSO You talk about your concern for the children. Did you ask any followup questions
2259 to [REDACTED] about [REDACTED] behavior as she's trying to drive away and the way she was
2260 driving? Any clarifying questions about the way she was driving, whether the kids
2261 sustained any injuries when he had to abruptly—right? You talk about [REDACTED] had
2262 to grab her to get her to stop. Did you ask any follow-up questions? Did you
2263 consider that?
2264

2265 HOLLIBAUGH I don't know if I asked. I'm not going to say yes or no for sure because I don't
2266 know if 100% if I did. I just remember peeking in, looking for the welfare of the
2267 children. They all looked healthy and don't look like they sustained any injuries
2268 or anything.
2269

2270 LANDBERG All right, we are going to now watch some more of your body-worn camera
2271 footage. It's going to be ten minutes and seven seconds to ten minutes and 35
2272 seconds.
2273

2274 HOLLIBAUGH Yes sir.
2275

2276 ((RECORDING))
2277

2278 [recording plays]
2279

2280 ((END RECORDING))
2281

2282 LANDBERG So, at this point in time in the call for service you're what, ten minutes and 38
2283 seconds into this call for service. Do you have a crime?
2284

2285 HOLLIBAUGH On my call or the previous call?
2286

2287 LANDBERG Just in general. You've learned a lot of information on this call for service.
2288

2289 HOLLIBAUGH Yes sir.
2290
2291 LANDBERG Would you have a crime?
2292
2293 HOLLIBAUGH On my call for service, I would say right now I didn't have a crime. In the
2294 previous call for service based off just what he's telling me, it sounds like there
2295 was a crime committed, but I heard the call voiced and I heard him voice it as a
2296 415 DV.
2297
2298 LANDBERG So let's dissect that a little bit. So, on your call for service at this point in time,
2299 you don't feel like there's a crime?
2300
2301 HOLLIBAUGH Not on my particular stint.
2302
2303 LANDBERG But, based on the information you gathered from this call for service, you feel like
2304 a crime had been committed on the previous call for service?
2305
2306 HOLLIBAUGH Yes. Based off of what [REDACTED] telling me.
2307
2308 LANDBERG But, you know that it was cleared 415 DV.
2309
2310 HOLLIBAUGH Correct.
2311
2312 LANDBERG Do you kind of feel like there's a—are you kind of torn right there?
2313
2314 HOLLIBAUGH Yeah, I was in a weird spot through this entire thing until Sam 6 says he's okay
2315 with it. Then at that point—I mean maybe it's stupid me for thinking that Sam 6
2316 was made aware of this previous call, but I thought he must have had something
2317 on the previous call to where he knew why these officers cleared it as a 415 DV.
2318
2319 LANDBERG And because Sam 6 is aware of this call, and please correct me if I'm wrong here,
2320 and your assumption is he's aware of all the details of these calls, then you're
2321 okay with what's occurring.
2322
2323 HOLLIBAUGH Yeah it's usually—I mean, just like in this case where we feel like we don't have
2324 a crime yet, we're going to separate the parties, it's common practice, I feel like,
2325 to call the sergeant and let him know what you have and in doing that, you tell
2326 him what you got, your partner's got, and then what you guys are doing. So, I
2327 figured those last officers obviously did that same thing.
2328
2329 LANDBERG And because of that assumption, that's why you didn't reach out to call them and
2330 talk to them?
2331
2332 HOLLIBAUGH Yes sir.

2333
2334 LANDBERG So at this point in time, do you have a good understanding of what happened on
2335 that first call for service?
2336
2337 HOLLIBAUGH Yes sir.
2338
2339 LANDBERG Because [REDACTED] told you-
2340
2341 HOLLIBAUGH From what [REDACTED] said.
2342
2343 LANDBERG Because [REDACTED] told you that story. Correct?
2344
2345 HOLLIBAUGH Correct.
2346
2347 LANDBERG And he told you that story when you first made contact on your call for service?
2348
2349 HOLLIBAUGH Between that first minute to four-minute span.
2350
2351 LANDBERG I realize it gets kind of confusing, but-
2352
2353 HOLLIBAUGH Yes.
2354
2355 LANDBERG So, when you made contact on this call for service with [REDACTED], he gave you a
2356 rundown on what occurred on that first call for service?
2357
2358 HOLLIBAUGH Correct. Then he tells me what he is telling me is from the previous call for
2359 service. So, in my portion, I'm thinking there's no—like I said, this is a 415 DV
2360 based off what he says, he's grabbing her to get her to stop, and based off my
2361 partner telling me he has a 415 DV.
2362
2363 LANDBERG Now in this point in time in the investigation, we have just established that you
2364 have a very good understanding of what happened on the first call for service. Are
2365 you comfortable with what happened after that call for service ended and before
2366 you responded to the scene, in that window of time that caused that second call
2367 for service to happen? Were you comfortable with that?
2368
2369 HOLLIBAUGH From what I asked [REDACTED], he said this is calling back from...you're talking about
2370 them driving and him grabbing her?
2371
2372 LANDBERG Well, I don't believe any of that was on the dispatch call.
2373
2374 HOLLIBAUGH Correct, but is that what you are asking me? I think I might be confused on the
2375 question.
2376

2377 LANDBERG So, we established that you have a good understanding of call for service—we'll
2378 call it number one. Call for service number one.
2379
2380 HOLLIBAUGH Yes sir.
2381
2382 LANDBERG Do you, at this point in time, have a good understanding of what occurred at call
2383 for service number two or what caused call for service number two?
2384
2385 HOLLIBAUGH Yes.
2386
2387 LANDBERG You feel like you have a good understanding of that?
2388
2389 HOLLIBAUGH Yes.
2390
2391 LANDBERG That's from speaking to [REDACTED]?
2392
2393 HOLLIBAUGH That's from speaking to [REDACTED].
2394
2395 LANDBERG What do you think happened that caused call for service number two?
2396
2397 HOLLIBAUGH They got in an argument over the first call for service, and she sped off in this
2398 parking lot with the kids unbuckled, and he grabbed her to get her to stop, and
2399 that's when she called the police.
2400
2401 LANDBERG Now we saw a portion where you walk over and you have a conversation with
2402 Costan in the car.
2403
2404 HOLLIBAUGH Yes sir.
2405
2406 LANDBERG In my notes, I actually quoted this from watching the video, and it says that you
2407 say, "It doesn't sound like they found any truth to that," referring to [REDACTED] telling
2408 you that [REDACTED] struck him.
2409
2410 HOLLIBAUGH Correct.
2411
2412 LANDBERG Then you say, "It doesn't sound like they found any truth to that." That was at 10
2413 minutes and 27 seconds on the video.
2414
2415 HOLLIBAUGH Yes sir.
2416
2417 LANDBERG How did you come to that conclusion?
2418
2419 HOLLIBAUGH The only—I mean that's just words. I understand what it sounds like. That doesn't
2420 sound good, but I'm just saying because they cleared that as a 415 DV and him

2421 saying he told them that they—I felt like they obviously had something else that
2422 made them clear the call as a 415 DV rather than go to the opposite route.
2423

2424 LANDBERG So again, just based on the overall outcome of the call, you feel like that’s why
2425 there was no truth to [REDACTED] statement?
2426

2427 HOLLIBAUGH I didn’t say there wasn’t. I said, “It sounds like they didn’t find any truth to that.”
2428 I didn’t say I didn’t believe him.
2429

2430 LANDBERG Well if you believed him, then why didn’t you take enforcement action?
2431

2432 HOLLIBAUGH The last officers cleared it as a 415 DV. I’m saying those officers—what he gave
2433 them, they obviously didn’t find any truth to it because they cleared it as a 415
2434 DV, and I figured they must have something else.
2435

2436 LANDBERG I’m not trying to trick you, but you said, “That’s what they felt. I didn’t feel that
2437 way.” So, if you felt that there was truth to his statement, then why wouldn’t you
2438 take enforcement action? Even as a police officer, if one officer doesn’t do
2439 something correctly, that doesn’t mean that I have carte blanche not to do
2440 anything.
2441

2442 HOLLIBAUGH Right.
2443

2444 LANDBERG Right?
2445

2446 HOLLIBAUGH Absolutely.
2447

2448 LANDBERG So if you felt a crime had occurred or you felt that [REDACTED] was credible, then why
2449 didn’t you take action?
2450

2451 HOLLIBAUGH As it goes later, I figured Sarge was aware of it. Like I said, I’m not going make
2452 something up just to give an answer, but later when Sarge is advised, I felt like
2453 Sarge obviously was notified of both calls and had something on both calls to
2454 where he was comfortable with our decision on this first call.
2455

2456 SINGH But during this whole time, you had not spoken to [REDACTED], so you only had one side
2457 of the story.
2458

2459 HOLLIBAUGH Correct. I only had [REDACTED] side of the story.
2460

2461 SINGH Do you feel like it would have been unfair to draw any conclusions having only
2462 that one side of the story?
2463

2464 HOLLIBAUGH Yeah.

2465
2466 SINGH So, just because you feel that [REDACTED] is being truthful, doesn't necessarily mean that
2467 you think [REDACTED] is being untruthful?
2468
2469 HOLLIBAUGH Correct. If I understood that right, yes.
2470
2471 LANDBERG Did you have any concerns about how that previous call for service was handled?
2472
2473 HOLLIBAUGH Yeah, I had concerns, but like I said, again, this is probably just me being new and
2474 not thinking 100% that those officers didn't conduct their investigation, but I
2475 thought those officers obviously conducted their investigation, and they cleared it
2476 over there as a 415 DV. I figured they had enough to do what they were doing.
2477
2478 ALONSO Do you know what the officers were on? I'm sorry. Do you know the officers that
2479 responded to the first call, do you know if they were actively investigating other
2480 calls while you were investigating this call?
2481
2482 HOLLIBAUGH Like, this current call if, they were on any other previous calls?
2483
2484 ALONSO Mm-hmm.
2485
2486 HOLLIBAUGH No. I don't know for sure.
2487
2488 ALONSO Do you know if at that time when you were actively investigating this call, were
2489 you aware where they were?
2490
2491 HOLLIBAUGH I know one was at jail, and I don't know where the other one was at.
2492
2493 ALONSO Do you know who was at jail?
2494
2495 HOLLIBAUGH Ofc. Swaleh.
2496
2497 SINGH Are you familiar with the two officers that responded to the first call?
2498
2499 HOLLIBAUGH Yeah.
2500
2501 SINGH Have they been on the force longer than you have?
2502
2503 HOLLIBAUGH Yes.
2504
2505 SINGH Is it safe to say that you would rely heavily on their experience during that
2506 previous call and the conclusions that they came to?
2507
2508 HOLLIBAUGH Yes.

2509
2510 LANDBERG You've been a Phase 4 for how many-
2511
2512 HOLLIBAUGH Not very long. Five weeks.
2513
2514 LANDBERG Five weeks.
2515
2516 HOLLIBAUGH Four or five weeks.
2517
2518 LANDBERG Just because an officer has experience or has seniority—in your experience
2519 observing people in training and also in the last five weeks, just because someone
2520 has experience or has seniority, does that necessarily mean that they're always
2521 going to make the right decisions?
2522
2523 HOLLIBAUGH No, not always.
2524
2525 LANDBERG So seniority and experience, that doesn't just mean you're going to make the right
2526 decisions or-
2527
2528 HOLLIBAUGH Not necessarily. No, it doesn't mean you're always going to be 100% right, but
2529 the two officers that I know that went there just from being on the team with them
2530 for four to five weeks, they seem very knowledgeable, they seemed like they
2531 always know what they were doing.
2532
2533 ALONSO With that information and the inconsistencies or the completely different version
2534 that [REDACTED] has painted knowing and trusting that the officers who'd done a good
2535 job at investigating the first call, why not just call them up at this point? At this
2536 point, why not just reach out to them and say, especially if you don't even know
2537 they're busy right? Why not just say, "Hey, either roll by this call or can I give
2538 you a quick call?" and just hash out the two different stories, right?
2539
2540 HOLLIBAUGH Yes. I'm going to be honest with you, I was going to later in this call for service,
2541 but when Sarge gave the Code 4, like *what you guys are doing is good*, then that
2542 kind of just escaped my mind because, like I said, and maybe just an experience
2543 thing, not having viewed this type of situation before, when a Sarge gave the
2544 okay, I thought it was good. I thought he had enough information from this call
2545 and the previous call to where he made that decision.
2546
2547 LANDBERG We are going to move forward. More body-worn camera footage of yours. It's
2548 going to be 16 minutes and two seconds to 16 minutes and 20 seconds.
2549
2550 HOLLIBAUGH Yes sir.
2551
2552 ((RECORDING))

2553
2554 [recording plays]
2555
2556 ((END RECORDING))
2557
2558 LANDBERG At this point, 16 minutes and 20 seconds into this call for service, do you have a
2559 crime?
2560
2561 HOLLIBAUGH Not on this call for service, no.
2562
2563 LANDBERG I'm specifically talking about this call for service.
2564
2565 HOLLIBAUGH No sir. Yes.
2566
2567 LANDBERG So in your mind, no crime has been committed?
2568
2569 HOLLIBAUGH Yes sir.
2570
2571 LANDBERG Do you feel you fully investigated the domestic violence allegation?
2572
2573 HOLLIBAUGH I feel like I've talked to my guy and my partner has talked to his complainant, and
2574 based off of what he told me, he told me 415 DV, so I felt comfortable with a 415
2575 DV based off what [REDACTED] had told me about them driving and him getting her to
2576 stop.
2577
2578 LANDBERG Let me ask it this way, based on your training experience, the way you were
2579 taught to investigate crimes, the way you have investigated crimes in the past
2580 while you're on training and now on your own, do you feel you fully investigated
2581 this domestic violence investigation?
2582
2583 HOLLIBAUGH From my standpoint, yes. From my side, yes.
2584
2585 LANDBERG But you're partially responsible for the entire call for service. So, do you feel this
2586 call for service was investigated correctly?
2587
2588 SINGH At that time?
2589
2590 LANDBERG At that point in time right now, yes. At 16 minutes and-
2591
2592 HOLLIBAUGH Yes. From my—like I said, I can't speak to what Costan did or didn't do, but
2593 from what I'm doing and what he's relaying to me, I felt like I investigated it.
2594
2595 LANDBERG You feel like you asked all the who, what, where, when, and why questions?
2596

2597 HOLLIBAUGH I mean there's—I can always look back and Monday morning quarterback myself
2598 and say what I should and shouldn't have done, but at this point, I think in my
2599 mind obviously I felt I had investigated it.
2600

2601 LANDBERG That's why I want to be careful and not—I'm not saying you haven't investigated
2602 it. I'm saying have you fully investigated it at this point where you asked all the
2603 tough questions, you've gathered all the information to come to a very logical
2604 point in time in this call where you have a very good understanding of what
2605 occurred?
2606

2607 HOLLIBAUGH Yes.
2608

2609 LANDBERG Would you say this call for service frustrated you?
2610

2611 HOLLIBAUGH A little bit, yes sir.
2612

2613 LANDBERG Can you kind of hear it in your voice a little bit right there when you're talking to
2614 Ofc. Costan?
2615

2616 HOLLIBAUGH That wasn't frustration, it was more on the fact that we just didn't have a
2617 resolution yet.
2618

2619 LANDBERG Did you feel like your time could be spent better elsewhere?
2620

2621 HOLLIBAUGH No.
2622

2623 LANDBERG It wasn't a situation where it was like, "Let's get this call over with so we can
2624 go"?"
2625

2626 HOLLIBAUGH No, but I wanted—I mean you got kids out in this parking lot at 1:00 A.M. I
2627 wanted to get the kids in the house. It wasn't about dragging on a call for service
2628 so I can get to somewhere. I wasn't trying to shortchange a call for service so that
2629 I can get somewhere else. I mean, we got little kids sleeping in this van out here
2630 in a parking lot on Stockton Blvd. That's my—when I say, "Let's get this over
2631 with," it's get those kids inside. It's not me trying to shortchange the call.
2632

2633 LANDBERG Okay. Fair enough. Can you briefly explain what the plan was?
2634

2635 HOLLIBAUGH The plan was for the female half's father, who lived on [REDACTED] and Parker, to come
2636 over and retrieve the kids. Well actually, I'm sorry, let me back up. We kind of
2637 fumbled through ways to get them there because we originally discussed the
2638 female driving the van over and [REDACTED] being in the back of my patrol car, not in
2639 handcuffs, not under arrest or anything like that, just so that they're separated to
2640 conclude this call for service. Then we kind of ran into a road block about [REDACTED]

2641 not wanting to ride in the back of the police vehicle. He wanted to drive them
2642 over there. Then it kind of came to, Okay. Well, does she have dad? Now dad will
2643 come over and then we can transport the other three older ones.
2644
2645 LANDBERG Whose plan was that ultimately?
2646
2647 HOLLIBAUGH To separate?
2648
2649 LANDBERG Not separate, but get them from Point A to Point B, from the parking lot over to
2650 grandpa's house?
2651
2652 HOLLIBAUGH So you're talking about separating them, right?
2653
2654 LANDBERG Well, sure.
2655
2656 HOLLIBAUGH Yeah, I think that was both of our, kind of, ideas to separate them, but I said that
2657 the partners, that they needed to be separated, and to me the logical place for them
2658 to go was the person who had a roof over the kids' head.
2659
2660 ALONSO So you mentioned something about—your concern was separating them, right,
2661 and that was going to be a good outcome and that's how you were going to solve
2662 this. You also mentioned that while you were en route to this call for service and
2663 when you remember that this was a return call and that the previous call had been
2664 cleared as a 415 DV, which no crime just kind of verbal only, that you also
2665 thought that was kind of weird because why were they together again?
2666
2667 HOLLIBAUGH Yes.
2668
2669 ALONSO Right? That the officers had not-
2670
2671 HOLLIBAUGH Separated.
2672
2673 ALONSO Had not separated them. With that information, right, the fact that you were like,
2674 "Why didn't they separate them?" and this is your first priority to get them to go
2675 their separate ways. At this point, did you not think, coupled with the fact that
2676 ██████ said, "I told the officers that she had hit me." At any point, did you have any
2677 concern if the officers did a thorough investigation on the first call?
2678
2679 HOLLIBAUGH I'm going to be honest with you, I don't think that ran through my head. I trusted
2680 that they made the right decision. Now granted, every 415 DV I go to, I try to
2681 separate the parties because an argument never goes anywhere and usually there's
2682 alcohol involved or something like that. Usually there's those things in the mix,
2683 and I always try to separate parties to prevent anything further on most all 415
2684 DVs that I go to.

2685
2686 SINGH To her question, on a 415 DV, do you guys require...I don't want to say male and
2687 female because it can be male, male, female, female. Do you require them to
2688 separate? Is it like they have to separate when you clear the calls on a 415 DV?
2689
2690 HOLLIBAUGH No, it's not a requirement, but most often than not, you can talk to people and get
2691 them to separate and go their separate ways for the better of the night. I usually
2692 always use that to put practice into my job because most often than not, you can
2693 get them to separate, and they'll reconvene when they feel like they're ready to
2694 reconvene.
2695
2696 SINGH So it's more practical to separate them, but you can't force them to separate?
2697
2698 HOLLIBAUGH Yes. Correct. I approach both parties like in here and they both agree to separate
2699 and go their separate ways.
2700
2701 LANDBERG We're going to watch some more of your body-worn camera footage. It's going to
2702 be 21:02 to 22:00.
2703
2704 HOLLIBAUGH Yes sir.
2705
2706 ((RECORDING))
2707
2708 [recording plays]
2709
2710 ((END RECORDING))
2711
2712 LANDBERG So at this point in the call for service, what's [REDACTED] demeanor towards you?
2713
2714 HOLLIBAUGH He's getting a little more—I don't know how to find the right words, but he's
2715 coming back at what I'm saying, like he has—it sounds like he's maybe starting
2716 to get frustrated about the outcome of the call.
2717
2718 LANDBERG Could that be understandable why he's frustrated?
2719
2720 HOLLIBAUGH Yes.
2721
2722 LANDBERG If you look at all the totality of everything we know at this point in time in this
2723 call for service and the information you know from talking to him about the
2724 previous call for service. I mean, being frustrated isn't that-
2725
2726 HOLLIBAUGH Well my thought was he was more frustrated that the kids were going with the
2727 female half. To me, once I told him that we had come to a conclusion, "Are you
2728 willing to do this to where they separate and you guys reconvene in the morning?"

2729 is when it sounded like he was starting to get frustrated that the kids were going
2730 with her and not him.
2731
2732 LANDBERG Did he legally have to let the kids go?
2733
2734 HOLLIBAUGH No, he did not.
2735
2736 LANDBERG Did you or Ofc. Costan take the time to determine if there was any court
2737 paperwork or child custody agreements in place?
2738
2739 HOLLIBAUGH Nope. No sir.
2740
2741 LANDBERG So just to your understanding, that both [REDACTED] and [REDACTED] have 50/50 custody of the
2742 kids? Equal rights to the kids?
2743
2744 HOLLIBAUGH Yes sir.
2745
2746 LANDBERG What's [REDACTED] demeanor now at this point in time in the call for service?
2747
2748 HOLLIBAUGH She just kind of stood there most of the call for service.
2749
2750 LANDBERG But majority of the interaction was [REDACTED] with Ofc. Costan, correct?
2751
2752 HOLLIBAUGH Majority of her interaction?
2753
2754 LANDBERG Yes.
2755
2756 HOLLIBAUGH Yes sir. It was mostly all with Costan.
2757
2758 LANDBERG So why don't you feel comfortable letting [REDACTED] drive the van?
2759
2760 HOLLIBAUGH Because we had already come to a conclusion on where the kids were going to go,
2761 and if he decided he was going to go and go the van, that would have been it, he
2762 would have done that and nothing would have—like you said, I don't have legal
2763 standing to do anything about that, but we're trying to resolve the issue, and I was
2764 just trying to resolve it going with the original plan. Also, Costan told me he
2765 talked to Sarge and notified him about this entire circumstance, so I felt we were
2766 good there too.
2767
2768 LANDBERG But you say something like you don't feel comfortable with him driving.
2769
2770 HOLLIBAUGH Just because he's angry. Like, he's starting to get pretty angry and frustrated.
2771
2772 LANDBERG Is that how you're describing him is angry?

2773
2774 HOLLIBAUGH No, not angry. You could tell he's getting kind of frustrated. I could tell sitting
2775 there talking to him because his demeanor has changed a little bit since the first
2776 time I interacted with him.
2777
2778 LANDBERG But at this point in time, is he a suspect?
2779
2780 HOLLIBAUGH No.
2781
2782 LANDBERG Is [REDACTED] a suspect?
2783
2784 HOLLIBAUGH No.
2785
2786 LANDBERG So, do we even have a crime in your mind?
2787
2788 HOLLIBAUGH No.
2789
2790 LANDBERG So, why can't he be as frustrated as he wants to be? Why can't he just jump in the
2791 driver's seat and drive off?
2792
2793 HOLLIBAUGH He could. I wouldn't have stopped him at all.
2794
2795 LANDBERG But you kind of are stopping him because you said, "I don't feel comfortable with
2796 you driving off."
2797
2798 HOLLIBAUGH Okay, yeah. I see what you're saying, but that's not what it was meant as.
2799
2800 LANDBERG I'm not trying to put words in your mouth. I'm not trying to have you say
2801 something that you don't want to say. Quite honestly, I'm confused watching this,
2802 and I've been confused when I watch this because I don't understand why you
2803 were like, "I don't feel comfortable with you driving." That's what I was
2804 confused about because he didn't commit a crime. At that point, he hadn't really
2805 been bad towards you. You asked him to step out of the van, and he come outs
2806 and you have a conversation with him.
2807
2808 HOLLIBAUGH Absolutely.
2809
2810 LANDBERG: So that's just why I'm asking that question because I don't understand why you
2811 were so adamant about, "I don't want you driving."
2812
2813 HOLLIBAUGH Just based off what she said, she didn't trust him driving.
2814
2815 LANDBERG Do you agree with me that there was no legal standing to stop him from driving?
2816

2817 HOLLIBAUGH Absolutely. I don't feel as if I did stop him—I understand your words and the
2818 words might sound like that, but I had zero intention. If he wanted to get in the
2819 front passenger seat, he wouldn't have been under arrest, he wouldn't have been
2820 taken into custody, it wouldn't have been nothing. Like you said, he has 50/50
2821 rights to the kids. He would have been able to freely leave upon his choice.
2822

2823 LANDBERG At this point, what's your thought of him trustworthy-wise? Is he trustworthy?
2824

2825 HOLLIBAUGH He's been cooperative with me.
2826

2827 LANDBERG Has he said anything for you to believe he's being dishonest?
2828

2829 HOLLIBAUGH No. Just no— not necessarily dishonest, but he—like I said, when I started asking
2830 him a couple questions, it was almost like he didn't want to answer me and it
2831 could be embarrassment, it could be something else, but no, I don't feel like he is
2832 a dishonest person while I'm talking to him right now. No.
2833

2834 LANDBERG Just for clarification, I'm talking about—we're 22 minutes in, so at this point, he
2835 hasn't done anything to make you believe he's dishonest or he hasn't done
2836 anything to bring his character into question?
2837

2838 HOLLIBAUGH No, not that I can think of. Not at this particular point.
2839

2840 LANDBERG Yeah, we're at 22 minutes.
2841

2842 HOLLIBAUGH I know at some point though he does later tell me he was hit where they're at right
2843 now, but he didn't ██████ that to me until a little ways down the call, and at that
2844 point I'm like, "Well, you had all this time to tell me."
2845

2846 LANDBERG We'll get to that.
2847

2848 HOLLIBAUGH Oh, okay. Sorry.
2849

2850 LANDBERG I appreciate that, but we'll get to that. That's something that we want to touch on.
2851

2852 ALONSO ██████ also tell you here in this clip that we just played that ██████ is a convicted
2853 domestic violence suspect, something to that effect. Did you hear that when— did
2854 you hear it that night?
2855

2856 HOLLIBAUGH I believe so, yeah.
2857

2858 ALONSO Did that—again, did you consider asking followup questions about the allegations
2859 that he had made against ██████?
2860

2861 HOLLIBAUGH At this point, I don't think I did because, I could be wrong, but I believe at this
2862 point, we've already got our sergeant's approval on what we were doing, and I
2863 could be wrong, but from what I knew, Sarge was good with what we were doing.
2864 I know that probably sounds like I'm trying to scapegoat, but I'm telling you my
2865 legitimate thinking during this.
2866

2867 LANDBERG I understand that the sergeant can be okay with this, but is there any chance that
2868 Sergeant is not aware of what's actually occurring?
2869

2870 HOLLIBAUGH Is there a chance that he's not aware? Yeah.
2871

2872 LANDBERG Is there a chance that he wasn't given all the details that you're privy to or that
2873 Costan is privy to?
2874

2875 HOLLIBAUGH Considering Costan called him, I couldn't see how there would be a chance.
2876

2877 LANDBERG So at this point in time, you're very confident that the sergeant knows everything
2878 that's going on here?
2879

2880 HOLLIBAUGH Yes.
2881

2882 LANDBERG And based on everything he knows, he made the decision to say, "Yup what you
2883 guys are doing is good"?
2884

2885 HOLLIBAUGH Correct.
2886

2887 LANDBERG So at this point in time, you're good with everything that is going on.
2888

2889 HOLLIBAUGH Yes.
2890

2891 LANDBERG And it's turned from a domestic violence investigation to almost like a child
2892 welfare, like taking care of the kids?
2893

2894 HOLLIBAUGH Yes sir.
2895

2896 LANDBERG Let's get [REDACTED] and the kids from this parking lot to a home tonight so they can all
2897 sleep tonight.
2898

2899 HOLLIBAUGH Right.
2900

2901 LANDBERG That's where it's at?
2902

2903 HOLLIBAUGH Yes and I tell him—I don't know if I tell him right here, but I tell him, "You guys
2904 can come back together in the morning and figure out what's going on." From

2905 what I can see, he understands that I'm not saying he's done anything wrong
2906 because I tell him that, "You guys can just reconvene in the morning and figure
2907 out where you go from here, whether it be go to court, go to... wherever you go."
2908
2909 LANDBERG But because Sergeant is aware of this, when I say Sergeant, Sgt. ■■■, because he's
2910 aware of this, we're done with the domestic violence portion?
2911
2912 HOLLIBAUGH Yes—well no, because you still—the call is not completed. I mean, you got to
2913 phase through all the way to a call. There could be things later in the call for
2914 service that come up, but at this point, I'm comfortable with the decision
2915 considering my sergeant is also saying, "Yes, you guys are making the right
2916 decision." A guy that I know has years on, and he's pretty smart from what I
2917 know.
2918
2919 LANDBERG When you say a guy, are we talking about Costan or ■■■?
2920
2921 HOLLIBAUGH Sgt. ■■■.
2922
2923 LANDBERG Sgt. ■■■, okay.
2924
2925 ALONSO You mentioned earlier that Costan was the primary officer when you first arrived,
2926 but at some point, that role has changed. Do you know at this point, who is the
2927 primary officer here? From what you remember.
2928
2929 HOLLIBAUGH I would say it's still Costan, but I'm just kind of moving and doing things like a
2930 little bit, like I'm trying to orchestrate where we're going from here. So, I mean, I
2931 guess you could say me.
2932
2933 ALONSO I'm asking you who's at this point-
2934
2935 HOLLIBAUGH You can say me, I mean, he's standing at the car and I'm trying to figure out ways
2936 to resolve the situation. So, I guess you can say me at this point.
2937
2938 LANDBERG All right, more body-worn camera footage at 22:15 to 22:46.
2939
2940 ((RECORDING))
2941
2942 [recording plays]
2943
2944 ((END RECORDING))
2945
2946 LANDBERG So you say there's no real reason for us to be out here at this point, and I may be
2947 paraphrasing, so if that's not a perfect quote, I apologize. Can you elaborate on
2948 that?

2949
2950 HOLLIBAUGH Yeah, I can see why you would want me to elaborate on it. I'm stating criminal
2951 reason, and I just didn't say criminal reason. What it's turned into is us having to
2952 separate them and put the kids under a roof. So, it's more of a civil standby,
2953 which if you think about it, civil standbys aren't necessarily a crime or any reason
2954 to particularly be there, you're just doing it to make sure things are civil. I don't
2955 know if I tell him—I tell someone at one point, I think, I'm not sure, but it's more
2956 of, like, us standing while they go their separate ways.
2957
2958 LANDBERG Now the previous two videos that we watched, you mentioned or I asked you if
2959 you were frustrated and you said, "Yeah, I was a little frustrated regarding this
2960 call for service." Did that play any role at all in your thought process?
2961
2962 HOLLIBAUGH No sir.
2963
2964 LANDBERG Because during this little conversation here, [REDACTED] ends up telling you that "except
2965 her constantly hitting me, which your last teammate said, 'If you hit somebody,
2966 you go to jail.'" That's what he said during the conversation you guys had right
2967 there. Do you remember that part?
2968
2969 HOLLIBAUGH I don't remember that part, but I heard it.
2970
2971 LANDBERG Do you want me to play it again so-
2972
2973 HOLLIBAUGH I heard it. I heard him say it. I'm just saying I don't vividly remember off the top
2974 of my head.
2975
2976 LANDBERG Yeah, but did you remember from watching it just now?
2977
2978 HOLLIBAUGH Seeing it, yes.
2979
2980 LANDBERG What does that make you think when he says that?
2981
2982 HOLLIBAUGH The thing about the last teammate said?
2983
2984 LANDBERG Just right now. You're having a conversation with him and he says, "Yeah, except
2985 for she's always hitting me, and your last teammate said—" and I'm paraphrasing,
2986 "Your last teammate said if she hits me or hits—when you hit somebody, you go
2987 to jail."
2988
2989 HOLLIBAUGH Yes sir.
2990
2991 LANDBERG What was your thought process?
2992

2993 HOLLIBAUGH Yeah, I was kind of taken back that he said it, but then again, I understand it's
2994 probably frustrating for you to hear, but like I said, the sergeant okayed it, and in
2995 my mind—I mean, if I told you anything else, I would be lying to you, but in my
2996 mind, the sergeant had already okayed it, and I felt that he obviously had contact
2997 with those officers and he had what we had.
2998

2999 SINGH Up until this point though he never mentioned anybody going to jail?
3000

3001 HOLLIBAUGH No. Not that I can recall, but he also never mentioned he was—I don't know if
3002 you guys heard him saying about the two previous hits.
3003

3004 LANDBERG I'm getting to that.
3005

3006 HOLLIBAUGH Oh, I'm sorry.
3007

3008 LANDBERG No, but go ahead. No, go ahead. What do you want to say?
3009

3010 HOLLIBAUGH He never told me any of that until we're 23 minutes into the investigation already,
3011 figuring out where we're going from here, and he was okay with us separating
3012 them from what I remember and what I can see here. He was, like, agreeing with
3013 them that, "Yeah, I'll drive the kids over."
3014

3015 SINGH But you did mention that when he found out that all seven kids were going with
3016 the mom that he was visibly frustrated and a little hostile?
3017

3018 HOLLIBAUGH Yeah, I could see he just was getting a little frustrated and that's understandable,
3019 but yeah, he was definitely getting kind of frustrated that the kids were going with
3020 him, and I think even later he says something about, "The proper way to do it is
3021 half kids with me, half kids with her."
3022

3023 LANDBERG Was it easy to follow him? Because he kind of jumps around a little bit. Was it
3024 easy to follow him when he was describing altercations with [REDACTED] on the first call
3025 for service and then on the second call for service?
3026

3027 HOLLIBAUGH Was it easier to follow?
3028

3029 LANDBERG I mean the day of, when you're talking to him and he's talking about giving you
3030 the story or a rundown of what occurred, were you able to follow that, "Okay,
3031 he's talking about the first call for service here."
3032

3033 HOLLIBAUGH At some point, I think he started to intertwine them, but not until later in the
3034 investigation, but yeah, from the beginning where I gathered all of my
3035 information, it was pretty easy to determine he—because I reassured a couple of
3036 times, "Are you talking about this all stemmed from when the previous officers

3081
3082 HOLLIBAUGH I can't say for sure, sir. I don't know.
3083
3084 LANDBERG Is it a possibility he could be embarrassed?
3085
3086 HOLLIBAUGH It could be. Yes sir.
3087
3088 LANDBERG Is it a possibility he didn't want to talk badly about his wife in front of his kids?
3089
3090 HOLLIBAUGH It's a possibility. Yes sir.
3091
3092 LANDBERG So there's multiple reasons why he could've waited to tell you that he was struck
3093 two additional times?
3094
3095 HOLLIBAUGH Yes sir.
3096
3097 SINGH But in your opinion while you were there, did it seem like it would've been
3098 embarrassment? Because you said he seemed like he just said it so he wouldn't be
3099 separated from the kids.
3100
3101 HOLLIBAUGH Yes. That's what it seemed-
3102
3103 SINGH What would be your opinion?
3104
3105 HOLLIBAUGH My opinion was it seemed more like he didn't want to be separated from the kids,
3106 but are those other things possible? I mean anything is possible, but that was my
3107 opinion and my understanding of what we had at this particular point.
3108
3109 LANDBERG When he told you two additional times, meaning he got struck by [REDACTED] two
3110 additional times following the first call for service, so these were two new
3111 allegations.
3112
3113 HOLLIBAUGH Yes sir.
3114
3115 LANDBERG He told you that and you just immediately didn't believe him?
3116
3117 HOLLIBAUGH No, I didn't immediately disbelieve what he said, but I don't know if I put it on
3118 the CAD call, but I think I did. I put in there that he states he was hit. So, I wasn't
3119 trying to hide that he told me he stated he was hit, but I just felt at that point he
3120 had all this time to tell me and he didn't until right at this point where we are
3121 getting ready to execute this plan to move for the kids to go stay under mom's
3122 roof.
3123
3124 SINGH Was it still in the back of your mind throughout all of this that the initial call was

3125 ■■■■ calling regarding ■■■■ hitting her?
3126
3127 HOLLIBAUGH Yes, it was, but then when she told my partner it was just a 415 DV, it made me a
3128 little more at ease that she wasn't hit.
3129
3130 SINGH And going back to your training, sometimes a victim will, to law enforcement,
3131 deny that an action happened upon investigation. So, based on that knowledge
3132 that you have as a police officer and your training in the field and in the academy,
3133 could she have been lying to Costan saying that it was just a verbal argument and
3134 that she did actually indeed get hit?
3135
3136 HOLLIBAUGH Could she have lied? Yes.
3137
3138 SINGH So taking that into consideration and the fact that he's saying he's getting hit, do
3139 you feel like there's a lack of clarity there?
3140
3141 HOLLIBAUGH A little bit, yeah.
3142
3143 ALONSO What did you do at this point to clarify your lack of clarity?
3144
3145 HOLLIBAUGH My lack of clarity between—no, what I'm saying is there's a lack of clarity
3146 between the two parties.
3147
3148 ALONSO Yeah, and what did you do to get some clarification?
3149
3150 HOLLIBAUGH I don't know. I believe me and Costan talked later, I'm not sure though and he
3151 said she—I think again he tells me that she said it was a 415 DV only.
3152
3153 ALONSO Did you ask clarifying questions from ■■■■?
3154
3155 HOLLIBAUGH Of his portion?
3156
3157 ALONSO Of your lack of clarity from what-
3158
3159 HOLLIBAUGH Not at this particular point.
3160
3161 ALONSO -what ■■■■ told dispatch, possibly that she had been lying to Costan.
3162
3163 HOLLIBAUGH No, I trusted Costan that he asked her clarifying questions and did what he could
3164 to get-
3165
3166 ALONSO Were you prevented from talking to ■■■■ on your own? Did you actually, in fact,
3167 talk to ■■■■ on your own multiple times while you were waiting for-
3168

3169 HOLLIBAUGH I talked to her a few times.
3170
3171 ALONSO So, you had access to [REDACTED]? Is that accurate?
3172
3173 HOLLIBAUGH Yeah, absolutely.
3174
3175 LANDBERG Back to clarification, so you didn't ask any follow-up questions to the allegation
3176 of him being struck twice?
3177
3178 HOLLIBAUGH Correct.
3179
3180 LANDBERG And that's because you didn't feel he was credible?
3181
3182 HOLLIBAUGH I just felt that the timeframe that he told me at, I guess, yeah. I guess you could
3183 say he's not credible due to the time he had to divulge that information to me, but
3184 then once we set the plan in place is when he tells me the information.
3185
3186 LANDBERG Is that the only thing that he did that made him not credible was in your mind
3187 there was a timeframe that he didn't divulge that he was struck?
3188
3189 HOLLIBAUGH Just based on this particular call, yeah. I don't know, to me he had all this time to
3190 tell me and that would have sped the process up. I could have—if he tells me this
3191 right when I come to the window, I have an (e)(1). I arrest her based off—it
3192 doesn't matter really what she says to Costan at that point because she can go in
3193 handcuffs and we can get a Mirandized statement from her, but he tells me she
3194 says it's a 415 DV and based off what he was kind of saying originally, it was a
3195 415 DV. That was my thought process here.
3196
3197 SINGH Have you been in a situation before where it will be a 415 DV and then because
3198 of the way the situations worked out, somebody will say, "Well, no I got hit
3199 actually"?
3200
3201 HOLLIBAUGH No, I haven't. I can't particularly think of a situation I've been in that this had
3202 happened.
3203
3204 SINGH Do you know of or have you heard of situations where one party will call in and
3205 complain that they were struck and then another party will state, "Well no, he or
3206 she hit me" and there will be competing stories?
3207
3208 HOLLIBAUGH Yeah, and then at that point, that's what makes it hard to determine who's the
3209 aggressor, but yeah, there's been times that I've heard of that.
3210
3211 LANDBERG But in order to determine who the primary—you guys both use that term several
3212 times throughout the video, primary aggressor. In order to determine who the

3213 primary aggressor is or in order to determine a crime occurred, you have to
3214 investigate it, correct?
3215
3216 HOLLIBAUGH Yes sir.
3217
3218 LANDBERG You have to ask questions?
3219
3220 HOLLIBAUGH Yes sir.
3221
3222 LANDBERG And when allegations are made, you have to ask follow-up questions?
3223
3224 HOLLIBAUGH Yes sir.
3225
3226 LANDBERG And in this case, that wasn't done, correct?
3227
3228 HOLLIBAUGH On my part-
3229
3230 LANDBERG On the allegation from [REDACTED] that he was struck two additional times, that wasn't
3231 done, correct?
3232
3233 HOLLIBAUGH I don't believe I asked any more clarifying questions on that particular spot, no.
3234
3235 LANDBERG Did you review this entire video before?
3236
3237 HOLLIBAUGH Yes. We watched the video.
3238
3239 LANDBERG Did you ask any clarifying questions at all following him telling you this,
3240 throughout the entire video?
3241
3242 HOLLIBAUGH I don't know for sure.
3243
3244 LANDBERG Because I watched the video and correct me if I'm wrong, but I watched the video
3245 and I don't believe you asked one clarifying question following him telling you
3246 that he was hit twice throughout the entire video. Is that correct?
3247
3248 HOLLIBAUGH From what I remember, you're probably correct, but like I said, he doesn't give
3249 me that information until 22 minutes in, and it just sat weird.
3250
3251 LANDBERG I appreciate your candid answers, and I appreciate your mindset, I'm just trying to
3252 clarify what happened.
3253
3254 HOLLIBAUGH Yes sir.
3255
3256 LANDBERG You didn't ask one clarifying question following him telling you that he was hit,

3257 correct, throughout the entire rest of this call for service?
3258
3259 HOLLIBAUGH I don't believe I do. I mean, not that I can think of off the top of my head.
3260
3261 LANDBERG Did you tell Ofc. Costan? Did you update him and say, "Hey, [REDACTED] just told me
3262 that he was struck two more times"?"
3263
3264 HOLLIBAUGH I believe I do, but I can't say for certain. I'm not sure because I believe he sticks
3265 his head out the window at a later portion and holds his face or something like
3266 that. At that point, him and Costan have exchanged some words.
3267
3268 LANDBERG I think what you're talking, I think that he requests a supervisor, correct?
3269
3270 HOLLIBAUGH Yes sir.
3271
3272 LANDBERG Did you offer him a supervisor?
3273
3274 HOLLIBAUGH I asked for his phone number and I was going to send it right to Sam 6 because I
3275 figured he was still on that GP. I was going to send it to Sam 6 and ask him to
3276 take a look at our call considering he had already talked to Costan. Oh wait, I'm
3277 sorry. Is this—I'm a little confused on the timeframe where we're at here in 22
3278 minutes. Are you saying he talked to the sergeant already?
3279
3280 LANDBERG No, generally speaking, this is where he originally asked for a supervisor.
3281
3282 HOLLIBAUGH Okay, yes. Then I'm a little late on the thing. Costan has already talked to Sam 6
3283 at this point, and he requests a supervisor from what—I think I might be a little
3284 confused on where the timeframes on where exactly he's at, but if he asked for a
3285 supervisor right here-
3286
3287 LANDBERG Let me clarify this because I don't want you to feel like you're being tricked.
3288 Did—throughout the entire call for service, was a supervisor requested?
3289
3290 HOLLIBAUGH Yes. He requests a supervisor.
3291
3292 LANDBERG How many times do you think he requests that supervisor?
3293
3294 HOLLIBAUGH I think asked me once, and then by the time I came back, I believe he was on the
3295 phone because I asked for his phone number because I was going to send it to
3296 Sam 6 and say, "Hey, this guy wants to make a complaint," but by the time I
3297 come back, he's on the phone and I'm talking to him like, "Were you able to get
3298 through to somebody?" and then he reads off a phone number, and I'm going to
3299 give him the correct phone number because it sounds like he called a station and
3300 got a recording, so I'm going to give him the correct phone number, but then he

3301 gets on the phone and he's talking to somebody. So, I figured he got through to
3302 somebody.
3303
3304 LANDBERG Did you give him your badge number and your name?
3305
3306 HOLLIBAUGH Yes.
3307
3308 LANDBERG Did you give him Ofc. Costan's badge number and name?
3309
3310 HOLLIBAUGH I don't believe I did.
3311
3312 LANDBERG Why didn't you notify the sergeant?
3313
3314 HOLLIBAUGH Why didn't I?
3315
3316 LANDBERG Yeah, I mean, the scene was stabilized, correct?
3317
3318 HOLLIBAUGH Correct.
3319
3320 LANDBERG It was basically at that point in time, in my opinion, you were waiting for
3321 someone to respond to grab the children and [REDACTED] and get them back to the house,
3322 right?
3323
3324 HOLLIBAUGH Mm-hmm.
3325
3326 LANDBERG So there was really no more investigation going on.
3327
3328 HOLLIBAUGH Right.
3329
3330 LANDBERG There was no enforcement action taken. You were just kind of hanging out
3331 waiting for the parent or the relative to show up, right?
3332
3333 HOLLIBAUGH Yes sir.
3334
3335 LANDBERG So why not take the time to call Sam 6?
3336
3337 HOLLIBAUGH I believe Costan called Sam 6 and notified him.
3338
3339 LANDBERG Well no, Costan called Sam 6 to notify him of the incident, right?
3340
3341 HOLLIBAUGH Correct.
3342
3343 LANDBERG But now you have a person asking to speak to a supervisor. Those are two
3344 completely different things.

3345
3346 HOLLIBAUGH Yes sir.
3347
3348 LANDBERG So why not call Sam 6?
3349
3350 HOLLIBAUGH When he got on the phone with him—because I figured he was busy on that GP.
3351 Well, when he got on the phone, I knew Sam 6 was going to be in contact with
3352 him anyway because I know exactly how—when someone calls in it creates a
3353 914e and the sergeant jumps right on the 914e's.
3354
3355 LANDBERG But that's after the fact. He asked, I think, two or three times before he even calls
3356 the sergeant for the 914s, right?
3357
3358 HOLLIBAUGH Mm-hmm. Oh, I'm sorry 914s.
3359
3360 LANDBERG That's fine. Why not at the initial time he says, "I want sergeant. I want to speak
3361 to your supervisor," why not just call the supervisor?
3362
3363 HOLLIBAUGH I should've, but at that time, I thought he was busy on that GP.
3364
3365 LANDBERG Did you look?
3366
3367 HOLLIBAUGH No, just going off what he told me, that he needed me to come do a pickup on a
3368 GP. So, I figured he was on that GP.
3369
3370 LANDBERG Do you have Sergeant [REDACTED] cellphone number?
3371
3372 HOLLIBAUGH Yeah, I think I do.
3373
3374 LANDBERG Could you have possibly just texted him?
3375
3376 HOLLIBAUGH Yeah.
3377
3378 LANDBERG Called him really quick?
3379
3380 HOLLIBAUGH Yup.
3381
3382 LANDBERG So with technology today, you could have easily reached out to him quickly even
3383 if he's on a GP.
3384
3385 HOLLIBAUGH Yes sir.
3386
3387 LANDBERG But you just didn't.
3388

3389 HOLLIBAUGH I didn't. I felt like we were making the right decision.
3390
3391 ALONSO Yeah at this point I understand that your concern about [REDACTED] allegations against
3392 [REDACTED] about being struck two more times because of the time that he's waited and
3393 kind of maybe he's strategic on when he's making that allegation. Why not take
3394 the time to talk to the three kids that are out of the car and just pull them aside and
3395 say, "Hey, what's going on?"
3396
3397 HOLLIBAUGH You're right I should've talked to the kids, but like I said at that point, I was
3398 thinking about the kids a little bit more than the situation and that's just the truth.
3399
3400 LANDBERG All right. We are going to go to more of your body-worn camera video. We are
3401 going to start at 30 minutes and 28 seconds and go to 31 minutes and 34 seconds.
3402
3403 ((RECORDING))
3404
3405 [recording plays]
3406
3407 ((END RECORDING))
3408
3409 LANDBERG I apologize. It's supposed to be 30:28.
3410
3411 ((RECORDING))
3412
3413 [recording plays]
3414
3415 ((END RECORDING))
3416
3417 LANDBERG Do you remember that interaction?
3418
3419 HOLLIBAUGH Yes sir.
3420
3421 LANDBERG Why do you think he wanted you to look at his cheek?
3422
3423 HOLLIBAUGH What's that?
3424
3425 LANDBERG Why do you think he wanted you to look at his cheek?
3426
3427 HOLLIBAUGH Because he was stating he was hit at 22 minutes.
3428
3429 LANDBERG So, you're following what he's asking right?
3430
3431 HOLLIBAUGH Yes sir.
3432

3433 LANDBERG He previously said, "I was hit." and then he was like, "Why don't you check out
3434 my cheek?" and what is your response?
3435
3436 HOLLIBAUGH I don't remember that ten seconds.
3437
3438 LANDBERG Is it easy to say you dismissed it?
3439
3440 HOLLIBAUGH About his cheek?
3441
3442 LANDBERG Yeah.
3443
3444 HOLLIBAUGH Yes sir.
3445
3446 LANDBERG Yeah if you can't remember quote what you said, that's fine, but did you
3447 generally just dismiss his-
3448
3449 HOLLIBAUGH I told him we completed our investigation and during the—like I said, my thought
3450 process right there on telling him we completed our investigation is just the
3451 timeframe he waited to tell me about this entire thing, about him being hit.
3452
3453 LANDBERG Could there have been evidence on that cheek?
3454
3455 HOLLIBAUGH Yes, and I remember looking at him and I don't vividly remember seeing
3456 anything that stood out.
3457
3458 LANDBERG But if she struck him, there could have been a mark, there could have been a small
3459 cut, could have been redness. That type of thing?
3460
3461 HOLLIBAUGH Yes.
3462
3463 LANDBERG From your vantage point, could you tell if there was anything on his cheek?
3464
3465 HOLLIBAUGH I didn't see anything in particular. I was looking right at him when he asked that,
3466 and I didn't see anything that stood out to me.
3467
3468 LANDBERG Did you look close enough though? Could there have been something on there
3469 and you missed it?
3470
3471 HOLLIBAUGH I think I would have seen something from just where we were at and the lighting I
3472 got on his face.
3473
3474 LANDBERG Could [REDACTED] have struck him and not left a mark?
3475
3476 HOLLIBAUGH Yes.

3477
3478 LANDBERG And he could have still had complaint of pain?
3479
3480 HOLLIBAUGH Yes sir.
3481
3482 SINGH How would you describe [REDACTED] demeanor here at this time during your guys'
3483 interaction?
3484
3485 HOLLIBAUGH I just feel like he's, again, starting to get a little frustrated with the whole kid
3486 situation, and to me, I felt like he was trying to do what he could to get the female
3487 half arrested so that he could have the kids because a couple portions he says,
3488 "She just wants to rip my kids away from me," and I didn't believe that was true.
3489
3490 ALONSO Based on what?
3491
3492 HOLLIBAUGH Based on just the interaction with both of them. I didn't feel like she was trying to
3493 rip the kids away from him. I mean, they're together in a van and they've been
3494 together. They said they were travelling from [REDACTED]. She had all this time to
3495 rip the kids away from him. So that was my thought process on that.
3496
3497 ALONSO You talked about when he alleges that he's got an injury to his left cheek because
3498 that's what he's alleging, right?
3499
3500 HOLLIBAUGH Yes ma'am.
3501
3502 ALONSO You said something to the effect of, "That's not going to be in the best interest for
3503 the kids." Are you implying that if there's any enforcement actions, either toward
3504 [REDACTED] or toward [REDACTED] that it's not going to be in the best interest of the kids?
3505
3506 HOLLIBAUGH What I'm trying to tell him here is based off kind of what we have now, the kids
3507 could have been protective custodied.
3508
3509 ALONSO Why?
3510
3511 HOLLIBAUGH Because of it's two grown adults in a verbal argument while moving a vehicle.
3512 That's just what I was trying to relay to him.
3513
3514 ALONSO But ultimately, how is he at fault, or how did he endanger the kids?
3515
3516 HOLLIBAUGH No, no I'm not saying I was-
3517
3518 ALONSO Or could have possibly endangered the kids?
3519
3520 HOLLIBAUGH I think in an instance, both of them could have endangered the kids by being

3521 involved in this verbal argument and driving while kids are unbuckled. That's my
3522 thought process.
3523

3524 LANDBERG So are you saying that if you wanted to, you could have enforced some type of
3525 child neglect, child endangerment?
3526

3527 HOLLIBAUGH No, that's not what I was saying. I'm saying put in situations like this, them being
3528 in situations like this could easily result in their kids getting taken away from
3529 them. That's what I'm just trying to conform to him right now. I'm trying to get
3530 him to understand—I can understand what you think it might be that I'm trying to
3531 say, but that's not what I'm trying to say.
3532

3533 ALONSO Yeah no, and that's why I'm asking clarifying questions. So please tell me what
3534 you were trying to say.
3535

3536 HOLLIBAUGH No, I'm just trying to reinforce him that them being involved in this entire
3537 situation is no good for the kids, and it can get the kids taken away. I'm not
3538 saying this exact instance his kids could be taken away.
3539

3540 SINGH Would you have to call—you have a man with seven children essentially living in
3541 a van, they all look pretty dirty from what I viewed on the video. I mean their
3542 clothing is dirty, and here you have the option, and correct me if I'm wrong, of
3543 telling him, "Well, you can separate for tonight. The kids can sleep in a house
3544 under a roof, or you can keep pushing this allegation that you have and putting it
3545 to where you're stuck in a van sleeping with seven kids, no bathroom, in the
3546 middle of a parking lot at night." Does that raise red flags to you about essentially
3547 the situation in which the children are staying in?
3548

3549 HOLLIBAUGH My entire thing in this investigation turned toward the kids after. So, I'm not
3550 trying to tell him he's going to get the kids taken away or she's going to get the kids
3551 taken away. I'm trying to tell them this entire situation can lead to kids getting
3552 taken away and that might not be verbalized perfectly, and I was trying to figure
3553 out a way to say things to where the kids didn't hear and think that they were
3554 getting taken away. So, if you guys think that's what was said, then that's what
3555 you think, but that's not what I was trying to do.
3556

3557 LANDBERG That's why we ask questions because we want to get your thought process
3558 because what I think and what she thinks, that's one thing, but we want to know
3559 what you think or what you were doing because we weren't out on this call for
3560 service.
3561

3562 HOLLIBAUGH Yes sir, and I'll fall on a sword for a mistake, but I'm just telling you that's what I
3563 thought here. I don't mind owning up to a mistake and admitting a mistake, but
3564 my thought process here was, *We just came to a conclusion on what we're going*

3565 *to do and now you're saying this. Like, these situations can easily result in kids*
3566 *getting taken away. That was my thought process.*

3567

3568 LANDBERG What do you mean by that? You said that a couple times now like could we've—I
3569 think we've done a good job of determining in your mind that no crime occurred.

3570

3571 HOLLIBAUGH Correct.

3572

3573 LANDBERG Right, and we're saying that [REDACTED] hadn't done anything wrong.

3574

3575 HOLLIBAUGH Yup.

3576

3577 LANDBERG So [REDACTED] has 50/50 custody of his kids with [REDACTED]. He could have driven off if he
3578 wanted to. We confirmed all that, right?

3579

3580 HOLLIBAUGH Yes.

3581

3582 LANDBERG So, what's going on that's going to lead to the kids being taken away?

3583

3584 HOLLIBAUGH Okay. This is more of a personal experience thing because [REDACTED]
3585 [REDACTED]. So, it's more of a personal experience
3586 thing. So, that's quite honestly what it is.

3587

3588 LANDBERG I apologize. I'm not trying to get too personal.

3589

3590 HOLLIBAUGH No, you're not, but-

3591

3592 LANDBERG Can you elaborate on that? Because I don't understand what that means. Because
3593 in your mind, we've determined there's no crime here, right?

3594

3595 HOLLIBAUGH Correct.

3596

3597 LANDBERG So what do you mean by the kids are possibly going to be taken away?

3598

3599 HOLLIBAUGH To me, what I'm saying is kids can be taken away just for being put in these
3600 instances. I mean they're living out of a van. They're sleeping on the ground in a
3601 van, and they need to go under a roof. They shouldn't be living out this van, and I
3602 know COVID, and tough times, and things happen, but all the things combined
3603 together, I was trying to tell him it's just not a good situation for the kids, and the
3604 kids can be taken away from you.

3605

3606 LANDBERG You seem to really have a—it's admirable, you seem to really have a—you care
3607 for these kids. You can tell. You really care for these kids and their welfare. Did
3608 you ever think to reach out to CPS and give them a heads up on what's going on

3609 just for the main reason of what you just described?
3610
3611 HOLLIBAUGH No. I was going to—well, I’m sorry, yes. I was going to write an I Report on this
3612 entire incident and I didn’t end up writing an I Report because like I said, again,
3613 it’s probably beating a dead horse, but Sam 6 was advised of this, and he was
3614 good with it, so I didn’t. I couldn’t have told you I thought I was going to be
3615 sitting here.
3616
3617 LANDBERG But even if Sam 6 is okay with the outcome, he doesn’t see the kids.
3618
3619 HOLLIBAUGH Right.
3620
3621 LANDBERG He doesn’t see the conditions they’re in.
3622
3623 HOLLIBAUGH Right.
3624
3625 LANDBERG He didn’t see they were dirty.
3626
3627 HOLLIBAUGH Yes sir.
3628
3629 LANDBERG He didn’t see all these things. Right?
3630
3631 HOLLIBAUGH Yup.
3632
3633 LANDBERG So what does that have to do with—if Sam 6 was ten miles away on a GP for
3634 prostitution, what does that have to do with the kids’ welfare on Stockton Blvd?
3635
3636 HOLLIBAUGH It doesn’t.
3637
3638 LANDBERG So how did that play into your thought process?
3639
3640 HOLLIBAUGH I assumed that he got all of the factual information from Costan and he was clear
3641 on why we were doing what we were doing based on the best interest of the kid.
3642 That was my thought process through this entire time, and I can’t say for sure but
3643 I think that was Costan’s as well.
3644
3645 SINGH So your concern for the kids, did any of that concern go away knowing that they
3646 were going to their grandparent’s house and sleeping? Did that alleviate some of
3647 the-
3648
3649 HOLLIBAUGH Yes. They were able to lay their head under a roof, and I followed them over there
3650 and saw the house. I saw the grandpa, and to me, it was the best place for the kids
3651 to be at.
3652

3653 LANDBERG I want to go back to the video. You mentioned that you already completed your
3654 investigation. Is that accurate when he tells you, "Look at my cheek." and you
3655 say, "We've already completed our investigation." Is that accurate? You said
3656 that?
3657

3658 HOLLIBAUGH Correct. I said that, yes.
3659

3660 LANDBERG So at that point, you completed your investigation?
3661

3662 HOLLIBAUGH Yes. He had told me earlier that he was hit. So, yeah at that point I didn't believe I
3663 had probable cause after him waiting that entire 20-something minutes or
3664 however long it was to arrest her on that.
3665

3666 LANDBERG Let's go step by step. So, at that point you completed your investigation?
3667

3668 HOLLIBAUGH Yes sir.
3669

3670 LANDBERG Your investigation into what?
3671

3672 HOLLIBAUGH Investigation into the domestic violence portion.
3673

3674 LANDBERG Please describe to me what steps you took to come to that conclusion.
3675

3676 HOLLIBAUGH Him telling me originally what had happened, that this had all stemmed from the
3677 previous call and then Costan telling me that it was a 415 DV. We came together,
3678 and then Sergeant was advised of it.
3679

3680 LANDBERG Those are the investigative steps you took to come to the conclusion that-
3681

3682 HOLLIBAUGH Now should I have asked him more clarifying questions about the previous call?
3683 Yes, but like I said, I assumed that those officers conducted the correct
3684 investigation.
3685

3686 LANDBERG We're beyond that now. We're now into allegation number 2, right?
3687

3688 HOLLIBAUGH Yes sir.
3689

3690 LANDBERG So you feel like you conducted a thorough investigation to determine that no
3691 crime had occurred?
3692

3693 HOLLIBAUGH I should have asked more questions.
3694

3695 LANDBERG So did you conduct a thorough investigation then?
3696

3697 HOLLIBAUGH I would say no, not at that point, I guess, but at that point, like I said, I didn't
3698 believe I had a probable cause to arrest the female based on the timespan.
3699

3700 LANDBERG How do you develop probable cause?
3701

3702 HOLLIBAUGH A set of certain facts or circumstances that would lead you to believe that a crime
3703 has been committed.
3704

3705 LANDBERG How do you develop that?
3706

3707 HOLLIBAUGH Talking to people, getting questions answered.
3708

3709 LANDBERG By asking questions, correct?
3710

3711 HOLLIBAUGH Yes sir.
3712

3713 LANDBERG So I agree with you, you can't just pull probable cause out of the sky. You have to
3714 develop it, and you develop it by talking to people.
3715

3716 HOLLIBAUGH Yes sir.
3717

3718 LANDBERG So if you don't ask the right questions, how do you develop probable cause?
3719

3720 HOLLIBAUGH You're right. I should have asked more clarifying questions, but at that point, like
3721 I said—and I'm telling you I should've asked them more clarifying questions.
3722

3723 LANDBERG I'm not trying to beat you up here.
3724

3725 HOLLIBAUGH No, no, no. I know you're doing your job, but like I said, I'm just saying I should
3726 have asked more clarifying questions, but at that point I didn't—the timespan just
3727 didn't sit well with me.
3728

3729 SINGH I'm guessing in hindsight people would say I should have asked more questions,
3730 but going back to this night, you came into a situation, do you define him as being
3731 cooperative or uncooperative at the beginning of your investigation?
3732

3733 HOLLIBAUGH At the beginning, he's cooperative but-
3734

3735 SINGH So he's cooperative. He's told you that she's hit him five times, which could be
3736 pretty embarrassing. So, at that point would it be safe to assume that if he got hit
3737 again, he would have told you? He was comfortable enough telling you that he
3738 got hit five times.
3739

3740 HOLLIBAUGH That was my thought process. He had already told me about this previous call for

3741 service, how come he didn't divulge this information to me right in the beginning,
3742 like I said, and then she goes for 243(e)(1) because she's telling my partner it's a
3743 415 DV. She obviously wasn't hit, she obviously didn't do anything, so now he's
3744 trying to get it onto her to where-
3745

3746 LANDBERG I understand your thought process, and it absolutely tracks, but the problem is you
3747 need to do—in order to determine these things, you need to ask the appropriate
3748 questions, right?
3749

3750 HOLLIBAUGH Yes sir.
3751

3752 LANDBERG And just because a timeframe of 10, 15, 20 minutes, whatever it is, there's a
3753 timeframe there, and that doesn't automatically mean what is said is incorrect,
3754 right?
3755

3756 HOLLIBAUGH Yes sir.
3757

3758 LANDBERG So we just need to ask more questions.
3759

3760 HOLLIBAUGH Yes sir.
3761

3762 ALONSO Did you ask any clarifying questions about the second allegation against [REDACTED]?
3763

3764 HOLLIBAUGH The second allegation?
3765

3766 ALONSO Mm-hmm.
3767

3768 HOLLIBAUGH I don't believe I did.
3769

3770 ALONSO Any questions?
3771

3772 HOLLIBAUGH I can't say yes or no. I'm not 100% sure. If I said yes, I might be lying. If I said
3773 no, I might be lying. I don't know if I said anything in particular.
3774

3775 ALONSO You didn't have any conversations with [REDACTED] outside of your length of video that
3776 we have here, right?
3777

3778 HOLLIBAUGH No, my body cam was recording the entire incident.
3779

3780 LANDBERG We are going to go to more body-worn camera video, 32:35 to 33:05.
3781

3782 HOLLIBAUGH Yes sir.
3783

3784 ((RECORDING))

3785
3786 [recording plays]
3787
3788 ((END RECORDING))
3789
3790 LANDBERG So you mentioned there you were going to talk to the other officers.
3791
3792 HOLLIBAUGH Yes sir.
3793
3794 LANDBERG Were you going to talk to the other officers, or was that just something you were
3795 telling ██████ to appease him?
3796
3797 HOLLIBAUGH No, I was going to talk to the other officers, and I ended up not just the way the
3798 whole investigation kind of dragged out. What I'm saying is this portion, that my
3799 portion of the investigation drug out, and I was planning to talk to those other
3800 officers and I didn't.
3801
3802 LANDBERG So previously, and correct me if I'm wrong, previously during our interview here,
3803 you said that you had intentions to calling them and talking to them, but then
3804 because they cleared the call, you were confident that they did it correctly, so you
3805 didn't call them.
3806
3807 HOLLIBAUGH Yes sir.
3808
3809 LANDBERG Right? So now why have things changed where now you're going to call and talk
3810 to them?
3811
3812 HOLLIBAUGH I think I still even go back to the vehicle and re-look over the call and then look at
3813 it again. I was going to call these guys and I didn't, mostly because just them
3814 clearing it as a 415 DV, but I was going to call them, and I just ended up not
3815 calling them. I didn't just say that to just spark his interest or anything. I was
3816 going to call them because I didn't know what they did, but when they clear the
3817 calls 415 DV, I trust that they cleared the call appropriately or conducted their
3818 investigation.
3819
3820 LANDBERG But with that just said, if you trust that they cleared it correctly and they
3821 conducted the investigation, then why call them?
3822
3823 HOLLIBAUGH To me, that doesn't mean you can't call them and just make sure.
3824
3825 SINGH You're saying you checked in your car after this conversation?
3826
3827 HOLLIBAUGH Either after this or before. I know I go back to my vehicle at one point and I even
3828 tell Costan, "Hey, I'm going to make sure that previous call is cleared as a 415

3829 DV,” because I remember it being voiced.
3830
3831 SINGH And that’s because he said that he told them that he got hit?
3832
3833 HOLLIBAUGH Yes. I think my original intention was—if I’m remembering the sequence right,
3834 my original intention was to go call them and then I go look back at the call for
3835 service, but I could just be misplaced on where we’re at in this investigation.
3836
3837 ALONSO And this is an additional time—this clip that we just played, this is an additional
3838 time that [REDACTED] alleges to you that he was hit. Is that accurate? For the record.
3839
3840 HOLLIBAUGH Oh, sorry. Yes. Sorry.
3841
3842 ALONSO Then you talked about, “Why don’t you go back to being level-headed like you
3843 were with me at the beginning of it?” What has he done that made you think that
3844 he was not level-headed?
3845
3846 HOLLIBAUGH To me, I could just see he was starting to get frustrated. I wasn’t trying to tell him
3847 to stop talking to me or anything. I could just see he started to kind of get a little
3848 bit frustrated. So, I just wanted him to, like, be level-headed, calm down, and talk
3849 to me.
3850
3851 LANDBERG Okay. We are going to watch some more body-worn camera footage. It’s going to
3852 be 40 minutes to 40:50.
3853
3854 ((RECORDING))
3855
3856 [recording plays]
3857
3858 ((END RECORDING))
3859
3860 LANDBERG So at the beginning of this you’re having a conversation with Ofc. Costan and you
3861 say, “I’m not going there.” What do you mean by that? Can you put that into
3862 context?
3863
3864 HOLLIBAUGH He’s trying to continue to go down the road that he was hit, and I think I said it
3865 right there, he didn’t tell me—my thought process is he didn’t tell me this whole
3866 time. Why are we now going to start going through these things to where now
3867 we’re investigating it 40 minutes later that he said he was hit. That’s my thought
3868 process.
3869
3870 LANDBERG At this point in time, do you feel like [REDACTED] is not credible?
3871
3872 HOLLIBAUGH At this point in time?

3873
3874 LANDBERG Right now, at this point in time in the video, he's not credible?
3875
3876 HOLLIBAUGH Yes.
3877
3878 LANDBERG Is it safe to say he's not credible because he wasn't forthcoming with being a
3879 victim of domestic violence?
3880
3881 HOLLIBAUGH Just based off timeframe.
3882
3883 LANDBERG But wouldn't that be forthcoming or be open because there was timeframe that he
3884 wasn't open about being a victim?
3885
3886 HOLLIBAUGH Yes.
3887
3888 LANDBERG And that makes him uncredible in your mind?
3889
3890 HOLLIBAUGH At this point, yeah, I did. I didn't—I thought he was trying to do whatever he
3891 could to get her arrested and the kids into his custody.
3892
3893 SINGH I just want to clarify. He did initially say that he was a victim because of the first
3894 call. I think your question to him was-
3895
3896 LANDBERG Okay, you're right. I apologize. I'm asking about the second time. We're talking
3897 about the second allegation now.
3898
3899 ALONSO The allegation that was made to you.
3900
3901 LANDBERG The allegation that was made to you when he said, "I've been hit two additional
3902 times since the officers left."
3903
3904 HOLLIBAUGH Does that make him discredit?
3905
3906 LANDBERG Yeah, so he tells you that, right?
3907
3908 HOLLIBAUGH Correct.
3909
3910 LANDBERG But he didn't tell you that for a timeframe that we've established-
3911
3912 ALONSO Twenty-two minutes.
3913
3914 LANDBERG Twenty-two minutes. In your mind, that makes him not credible?
3915
3916 HOLLIBAUGH Only because he originally told me that he was hit on the last call for service and

3917 then waited all this time to now on this call for service tell me he was hit once we
3918 started to execute a plan to separate the two individuals.
3919

3920 LANDBERG So to clarify my question, the times make him not credible, right? Because there
3921 was 22 minutes in between him telling you that he was struck a second time.
3922

3923 HOLLIBAUGH Correct. That—yes.
3924

3925 LANDBERG So we established a while ago about your training and experience with domestic
3926 violence in the academy and in field training, correct?
3927

3928 HOLLIBAUGH Yes sir.
3929

3930 LANDBERG Were you taught that some victims just aren't forthcoming about being a victim of
3931 domestic violence?
3932

3933 HOLLIBAUGH Yes. They can be, yes.
3934

3935 LANDBERG And we kind of talked about why, right?
3936

3937 HOLLIBAUGH Yes.
3938

3939 LANDBERG Because embarrassed, because they have children, they don't want their spouse to
3940 go to jail.
3941

3942 HOLLIBAUGH Yes sir.
3943

3944 LANDBERG So theoretically, could this have been an issue like that where he was just-
3945

3946 HOLLIBAUGH I mean it could have, but if he—he had already told me he was hit on a previous
3947 call, how come he didn't—my thought process was why didn't he tell me right
3948 then and there when we're talking about the previous call, and I even ask him,
3949 "What's going on tonight?" he doesn't divulge to me that he was hit two
3950 additional times. Like I said, if he does that, then I go to Costan, and I say, "Hey,
3951 we have an (e)(1) from our call right now" and she goes to jail on an (e)(1). That's
3952 my thought process on that.
3953

3954 SINGH Can I clarify that? Because I'm a little confused. So, you're saying that the theory
3955 of embarrassment couldn't come to play because he had already admitted that he
3956 got hit five times, so essentially what's the difference between telling me that and
3957 telling me that you got hit two more times?
3958

3959 HOLLIBAUGH Yeah, yes.
3960

3961 LANDBERG Okay. Now that's for embarrassment, right? One of the reasons I say that he may
3962 have not have said something for that 22 minutes is because he's embarrassed?
3963

3964 HOLLIBAUGH Yes sir.
3965

3966 LANDBERG And you're explaining why maybe that's not the case. But how about kids?
3967 Meaning, he didn't want his spouse's—he didn't want his wife to go to jail or him
3968 to go to jail and have the kids without—is that a possibility?
3969

3970 HOLLIBAUGH It's a possibility. Yes.
3971

3972 LANDBERG So again, we don't know why—we're not in [REDACTED] head, so we can't really tell
3973 why he didn't come forward. We're just assuming reasons why he may not have
3974 come forward, correct?
3975

3976 HOLLIBAUGH That was just my feeling. Yes.
3977

3978 LANDBERG So at some point, and from my notes it was 40 minutes and 46 seconds, [REDACTED]
3979 sticks his head out the window and says something?
3980

3981 HOLLIBAUGH Mm-hmm.
3982

3983 LANDBERG And you reply that, "Oh, probably trying to say he was just hit." So, is it safe to
3984 say at this point in the call for service, at this point in your investigation, that
3985 we've just completely dismissed anything [REDACTED] is going to say?
3986

3987 HOLLIBAUGH Not dismiss anything, but dismiss—I didn't believe that allegation that he was hit
3988 because he just waited so long to tell me and had already divulged all this
3989 information in the beginning.
3990

3991 LANDBERG Let me rephrase that. Thank you. Is it safe to say that we're going to not listen to
3992 any new allegation of domestic violence that [REDACTED] may allege at this point?
3993

3994 SINGH Do you mean, we're not going to listen as in, we're not going to stand in front of
3995 him and audibly listen? Or we're not-
3996

3997 LANDBERG Just generally speaking because he makes a—he says something and then you—I
3998 don't want to say you're joking because I don't know your sense of humor, but
3999 you had sounded like a wise crack when you said, "Oh, he's probably saying he
4000 was just hit."
4001

4002 HOLLIBAUGH I was actually being serious. I was being dead serious when I said that.
4003

4004 LANDBERG Okay, that's why I didn't want to say it was a joke. But at this point are we just

4005 not even going to approach or investigate any new allegations of domestic
4006 violence?

4007
4008 HOLLIBAUGH It sounds like I'm going to the same thing, but he had told me at 22 minutes-
4009

4010 LANDBERG I understand—I want to know—it's pretty much yes or no. At this point, are we-
4011

4012 HOLLIBAUGH I guess no at this point. He had waited so long to tell me. I don't believe that he's
4013 forthcoming on what exactly happened, and I don't feel comfortable making that
4014 arrest on this woman gathering the entire timespan and him agreeing that they
4015 should just be separated for the evening and then come back together in the
4016 morning and then even offering to drive the kids to the dad's house, and then he
4017 will leave from there. It just all in essence, it just rubbed me the wrong way that I
4018 didn't feel comfortable and I didn't feel that I could make the arrest on that
4019 female subject.

4020
4021 ALONSO I would say let's take a break.

4022
4023 LANDBERG Sure.

4024
4025 ALONSO If you don't mind?

4026
4027 LANDBERG Absolutely. Taking a break.

4028
4029 ALONSO Taking a break at 1344 hours record.

4030
4031 [break]

4032
4033 ALONSO Okay. We're back on the record at 1416 hours.

4034
4035 LANDBERG So we downloaded Ofc. Costan's body worn camera, and we're going to show
4036 you two clips from his body-worn camera, which is going to show him and you
4037 interacting and talking. Okay?

4038
4039 HOLLIBAUGH Yes sir.

4040
4041 LANDBERG So you're going to be on his camera talking.

4042
4043 ALONSO 34:11.

4044
4045 LANDBERG The first clip we're going to watch starts at 34:11.

4046
4047 ((RECORDING))

4048

4049 [recording plays]

4050

4051 ((END RECORDING))

4052

4053 ALONSO So for the record, we played an eight-second clip from Costan. It basically shows
4054 you walking across his patrol car. Costan is sitting in the driver's seat of his car.
4055 Did you hear him when he—and he's talking to you. It says, "I just talked to
4056 Sergeant and told him what's up." Do you remember hearing?

4057

4058 HOLLIBAUGH I can't say for sure if I heard that portion, but I know at some point he told me that
4059 he talked to Sam 6, and he was good with what we're doing, but I'm not going to
4060 sit here and say I heard that or not.

4061

4062 ALONSO That's okay.

4063

4064 HOLLIBAUGH Because I don't know.

4065

4066 ALONSO Yup, no that's fine. Let's play the second clip, which is 34:40.

4067

4068 ((RECORDING))

4069

4070 [recording plays]

4071

4072 ((END RECORDING))

4073

4074 ALONSO And you can pause it here. We're pausing it at 35:08-minute mark. Is this the
4075 conversation that you made reference to multiple times about the sergeant being
4076 notified?

4077

4078 HOLLIBAUGH Yeah. I know he told me he told Sam 6 what was going on.

4079

4080 ALONSO Did you have any other conversations with Ofc. Costan about his conversation
4081 with the sergeant?

4082

4083 HOLLIBAUGH No, I didn't.

4084

4085 ALONSO This is the only conversation where you were made aware?

4086

4087 HOLLIBAUGH Oh, I don't know for sure whether there was another one or not.

4088

4089 ALONSO Do you remember?

4090

4091 HOLLIBAUGH No, I don't remember how many conversations we had, but I remember him
4092 saying that he notified Sam 6, and he was good with what we were doing.

4093
4094 ALONSO And this is basically what Costan says, right, is, "I told him what we were doing.
4095 He's good with what we're doing. Nothing is going to change."
4096
4097 HOLLIBAUGH Yeah.
4098
4099 ALONSO This is for the record, at the 35-minute mark. Now we've asked at different points
4100 during this interview as to why you didn't ask clarifying questions of [REDACTED] when
4101 he made the allegations against [REDACTED] why not talk to the kids to get their opinion
4102 on or get their statements on what happened, and you said, "Well, I know that
4103 Costan told me that, 'I talked to the sergeant,' and he said the sergeant was okay
4104 with what we're doing, and so I just trusted that he was okay with what we were
4105 doing, and I didn't not follow up on the allegations against [REDACTED]," but that
4106 happened at the 22-minute mark. So, this is the first time that you're learning that
4107 Costan talked to the sergeant. Why would you not follow up with the allegations
4108 that [REDACTED] had made before knowing-
4109
4110 HOLLIBAUGH I'm sorry, that [REDACTED] made against— you said against?
4111
4112 ALONSO Against [REDACTED].
4113
4114 HOLLIBAUGH Okay [REDACTED] against [REDACTED]
4115
4116 ALONSO Mm-hmm.
4117
4118 HOLLIBAUGH Why did I not follow up with-
4119
4120 ALONSO Just asking questions.
4121
4122 HOLLIBAUGH Because I thought I said it already, but I'm sorry, I'm not trying to—I'm just a
4123 little bit confused.
4124
4125 ALONSO I know that you said that you didn't believe him because of the time that had
4126 lapsed, but you also alluded to—you also said that you did not investigate further
4127 the allegation of domestic violence against [REDACTED] because the sergeant was aware of
4128 what you were doing and that you trusted that if the sergeant was okay with you
4129 guys not following up on the allegation against [REDACTED] then it was okay. But at this
4130 point, it doesn't seem like you knew that the sergeant was aware-
4131
4132 HOLLIBAUGH Okay. I think I have two parts mixed up because I go back to him multiple times.
4133 I go back to this gentleman multiple times, but that's the reason. My main reason
4134 is I just didn't believe that this guy was telling me the truth. He waited all this
4135 time, and now he had a reason to tell me because the kids were being pulled from
4136 this—not pulled from this guy, but his kids were going another way and he was

4137 going another way, and he had a reason now to let me know so that he could have
4138 the kids. I think I'm—the first clip you showed, I think I was a little bit confused
4139 on the times.

4140
4141 ALONSO This clip right here?

4142
4143 HOLLIBAUGH No, no, no. The very first clip that you showed.

4144
4145 LANDBERG The 30:11, was that what it was?

4146
4147 ALONSO After we came back from-

4148
4149 HOLLIBAUGH Correct. No, no, no, I'm sorry. The 22. I was a little confused on your timeframe
4150 there of where we were at because I go back and forth to this guy multiple times
4151 and had multiple different conversations with him.

4152
4153 ALONSO Just for the record, specifically at the 22-minute mark of your video, that's when
4154 [REDACTED] tells you that he was hit twice by [REDACTED] after the first call had been dealt with
4155 and so he—this is at this point, we believe this is the first time that he's making a
4156 claim against [REDACTED] and the reasoning that you gave us as well as you didn't believe
4157 him because of the time lapse that you said, "At that time, I believed that sergeant
4158 was aware of what we were doing."

4159
4160 HOLLIBAUGH Okay. Well, I'm confused on those timeframes. So, I'm not even going to sit here
4161 and act like I... you know what I mean? Like, I'm going to try to figure
4162 something else to say, but confused on the timeframes because I go back to him
4163 multiple times. My original instincts with him are just the fact that he was waiting
4164 this long to tell me. He waits 22 minutes. The first minute I talk to him, he tells
4165 me about—goes into this entire story about the last call for service and then waits
4166 22 more minutes until I decide to tell him that, "Hey, this is the route we're going
4167 and this is what we're going to do until he's hit." Oh wait, I'm sorry. "This is the
4168 route we're going and you waited this long to tell me that you were hit. We've
4169 already told you we were going this route." At that point, I'm being quite honest
4170 with you, I just didn't believe what he was saying.

4171
4172 ALONSO You also stated that the reason that you didn't investigate further the discrepancy
4173 between the way that the first call for service was cleared, which was 415 DV,
4174 which means no crime had been committed and the allegations that [REDACTED] made
4175 that he told the—in essence, he told the first set of officers that he had been hit a
4176 couple of times. So, the reason that you didn't follow up on calling the officers or
4177 asking follow-up questions for [REDACTED] was because the sergeant was aware of what
4178 was happening. That was early on, right? That was early at, like, 10 minutes into
4179 your call here, yet the sergeant wasn't notified until 34 minutes after you guys
4180 arrived.

4181
4182 HOLLIBAUGH At 10 minutes into my call?
4183
4184 ALONSO Mm-hmm.
4185
4186 HOLLIBAUGH About why I didn't talk—yeah okay, then yeah, I'm just fast forwarding
4187 obviously then towards the end of the call where sergeant has it all right here.
4188
4189 SINGH But did you ever make a determination as to when you were going to call the
4190 other officers? Were you going to do it while you were still at the scene? Were
4191 you going to call at the end of the night? Were you going to call-
4192
4193 HOLLIBAUGH I never made an exact determination on what I was going to do. I was planning
4194 on calling them at the scene, and we came to the resolution and at this point—I'm
4195 sorry. I've obviously been confused on where we we're at this investigation, but
4196 at this point is where I solidify that everything that I've told Costan, Costan told
4197 me, and sergeant is now aware of it is where sergeant knows the details and is
4198 good with it. So, at 22 minutes I obviously was thinking I was at his car at a
4199 different time and you can take it how you see it, but I was confused on the
4200 timeframe.
4201
4202 SINGH So, it's safe to say that when you got to this point, 35 minutes 9 seconds,
4203 wherever we're at right now, that after talking to [REDACTED] talking to Costan, hearing
4204 what the sergeant said, that at that point you didn't feel the need to call the other
4205 two officers on the previous call?
4206
4207 HOLLIBAUGH No.
4208
4209 ALONSO Do you remember if you updated Costan with the second allegation that [REDACTED]
4210 made to you about being struck after the officers had left the first call for service?
4211
4212 HOLLIBAUGH I don't remember if I did, but I know he pokes his head out the window and talks
4213 to both of us and said something to both of us about being hit.
4214
4215 ALONSO Do you remember what [REDACTED] told you when he poked his head out the window?
4216
4217 HOLLIBAUGH I can't say for sure, I think he was, like, touching his face and at some point him
4218 and Costan exchange words about—he says something about the law arresting a
4219 woman or something and then him and Costan exchange words about who should
4220 be—something about him being a cop like, “You want to be a cop so bad, do it”
4221 or something like that, and right before that when they exchange words is when
4222 he reached out the window and was saying something about being hit in the face.
4223
4224 ALONSO Do you know if when Costan talked to the sergeant, he was aware of that second

4225 allegation against [REDACTED]?

4226

4227 HOLLIBAUGH I don't know for sure if he was or not, but he should have been.

4228

4229 ALONSO He should have been because you would have told him?

4230

4231 HOLLIBAUGH I would have told him, yeah. In the video, the guy says twice to us that he was—

4232 he reaches his head out the window.

4233

4234 ALONSO Hold on. Hold on a minute, but you don't—but when he reaches his head out the

4235 window, we're talking about [REDACTED]?

4236

4237 HOLLIBAUGH Correct.

4238

4239 ALONSO You're right, both you and Costan are back at Costan's car. I get that and I can't

4240 hear, watching the video, what he tells Costan and you. Do you remember what

4241 [REDACTED] tells Costan and you?

4242

4243 HOLLIBAUGH I don't. I can't.

4244

4245 ALONSO Okay and that's okay. So, is it fair to say that when [REDACTED] reaches out the window

4246 and yells something at you guys, that you don't know whether Costan knows that

4247 he's made the second allegation against [REDACTED]?

4248

4249 HOLLIBAUGH I can't say for sure if he has or not, but I'm sure he-

4250

4251 ALONSO But you had that information at that time. Is that accurate?

4252

4253 HOLLIBAUGH That he was already hit?

4254

4255 ALONSO Mm-hmm.

4256

4257 HOLLIBAUGH Yes.

4258

4259 LANDBERG Costan never tells you exactly what he tells Sergeant, correct?

4260

4261 HOLLIBAUGH No.

4262

4263 LANDBERG He doesn't tell you in detail exactly what he told Sgt. [REDACTED]?

4264

4265 HOLLIBAUGH From what I remember, he just said he was good with it. Like he said, "Hey, I

4266 called Sarge to let him know and he's good with it."

4267

4268 ALONSO Do you remember hearing Costan voice over the air that it was a 415 DV only?

4269 I'm specifically talking about the call that you guys were actively investigating.
4270
4271 HOLLIBAUGH I don't remember, but I'm sure he probably sent an MDT message to dispatch or
4272 something.
4273
4274 ALONSO I just want to know what you remember.
4275
4276 HOLLIBAUGH Yeah, no. Then I can't say for sure on either. I don't—from what I recall, I don't
4277 remember him voicing a 415 DV.
4278
4279 LANDBERG All right. We're going to watch your body-worn camera again. It's going to be
4280 45:55 to 46:30.
4281
4282 ((RECORDING))
4283
4284 [recording plays]
4285
4286 ((END RECORDING))
4287
4288 LANDBERG So you pulled up that call for service and read the dispo., correct?
4289
4290 HOLLIBAUGH Yes sir.
4291
4292 LANDBERG For the original call for service. What was that dispo?
4293
4294 HOLLIBAUGH It's been so long, I can't—you're talking about just like-
4295
4296 LANDBERG The first call for service, yeah.
4297
4298 HOLLIBAUGH Just the short version or do you want—I don't know remarks or anything, I just
4299 know they disposed it as a 415 DV, and I already knew that prior, I just wanted to
4300 100% make sure because I remember them airing it over there.
4301
4302 LANDBERG We've already touched on this, but 415 DV is?
4303
4304 HOLLIBAUGH Domestic violence, verbal only.
4305
4306 LANDBERG It's a verbal argument between a couple, but there's no-
4307
4308 ALONSO Crime.
4309
4310 LANDBERG No crime.
4311
4312 HOLLIBAUGH Mm-hmm.

4313
4314 LANDBERG So do we have an obligation to thoroughly investigate domestic violence
4315 allegations?
4316
4317 HOLLIBAUGH Yes, as police officers. Yes.
4318
4319 LANDBERG As police officers in the state of California. So, do you feel that first call for
4320 service was investigated thoroughly?
4321
4322 HOLLIBAUGH I can't say for sure yes or no. I would have to been there to figure-
4323
4324 LANDBERG Okay, but when we spoke earlier, you had a feeling it wasn't, right?
4325
4326 HOLLIBAUGH Yeah, but I can't say for sure what they did and didn't do.
4327
4328 LANDBERG Okay. That's fine.
4329
4330 HOLLIBAUGH I just go off what they cleared the call as.
4331
4332 LANDBERG But then on the second call for service [REDACTED] made a second allegation, correct?
4333
4334 HOLLIBAUGH Correct.
4335
4336 LANDBERG And we didn't investigate that?
4337
4338 HOLLIBAUGH I mean, my investigation was the fact that he waited this long of time. He had this
4339 amount of time to tell me. I didn't believe was he was telling me due to him
4340 having this much time.
4341
4342 LANDBERG So I guess this is—so we're not playing word games, was that a thorough
4343 investigation of the second allegation?
4344
4345 HOLLIBAUGH In my position it was. I felt that the way he was—I just felt that he was being
4346 dismissive, and he only wanted her arrested at that point in time once he knew
4347 that the kids were about to be separate and go from-
4348
4349 LANDBERG So part of a thorough investigation, would you agree there are follow-up
4350 questions?
4351
4352 HOLLIBAUGH I would agree.
4353
4354 LANDBERG Did you ask follow-up questions?
4355
4356 HOLLIBAUGH No. Not at that point.

4357
4358 LANDBERG Part of the thorough investigation would be clarifying questions. Did you ask any
4359 clarifying questions?
4360
4361 HOLLIBAUGH Not at that point.
4362
4363 LANDBERG But you still feel that was a thorough investigation?
4364
4365 HOLLIBAUGH I feel as the way he was—like I said, I keep going back to it, but the amount of
4366 time he waited to tell me—in the very beginning he told me about—he had no
4367 problem telling me about the previous call and what happened and then telling me
4368 that, yeah, he just grabbed her to get her to stop, and that’s all he told at that point.
4369 Then he waited all this 22 minutes or sorry, however long it was, I don’t know the
4370 exact amount of time, but he waited all this time, and then now he tells me once
4371 he’s got a reason to tell me because the kids are going with her.
4372
4373 LANDBERG I understand your justification, but the question was—it’s yes or no. Yes or no
4374 was that a thorough investigation that you conducted after [REDACTED] made that second
4375 allegation of domestic violence?
4376
4377 HOLLIBAUGH In my eyes?
4378
4379 LANDBERG Yes.
4380
4381 HOLLIBAUGH In my eyes, yes. For me it was. I didn’t find him credible at that time waiting that
4382 long of an extended period.
4383
4384 LANDBERG Per our domestic violence policy for the Sacramento Police Department, are we
4385 required to make an arrest if probable cause exists?
4386
4387 HOLLIBAUGH Yes.
4388
4389 LANDBERG Did you feel that there was enough probable cause to arrest [REDACTED] for domestic
4390 violence after [REDACTED] made that allegation?
4391
4392 HOLLIBAUGH The first allegation? I’m sorry-
4393
4394 LANDBERG The second because we’ve determined that you were comfortable that the first
4395 allegation was investigated properly. So, now there’s a second allegation that he
4396 makes about being hit two more additional times.
4397
4398 HOLLIBAUGH Right.
4399
4400 LANDBERG Was there enough probable cause at that point to arrest [REDACTED] for domestic

4401 violence?
4402
4403 HOLLIBAUGH At that point in my eyes there wasn't.
4404
4405 LANDBERG Did you take any additional steps to develop probable cause to arrest her?
4406
4407 HOLLIBAUGH Not at that point.
4408
4409 ALONSO Why not?
4410
4411 HOLLIBAUGH I felt that—I know it sounds silly to keep doing it again, but my thing was how
4412 long the period of time he waited. He was fine with everything up until we made
4413 an agreement on where we were going with the kids and then he wanted to
4414 divulge to me he was hit and then he continued to put in little pieces trying to get
4415 her arrested, and I felt he was doing that so that he could put her jail and he could
4416 have the kids. That was my thought process through that period of time when he
4417 told me from the 22 minutes or whatever it was.
4418
4419 LANDBERG With these types of calls for service, is documentation important?
4420
4421 HOLLIBAUGH Yes.
4422
4423 LANDBERG Would you agree there's two types of documentation, there's adding remarks to
4424 calls and there's writing reports?
4425
4426 HOLLIBAUGH Yes, there's two separate types. Yes.
4427
4428 LANDBERG Obviously, we know you added remarks to the call, but why wouldn't you write a
4429 report?
4430
4431 HOLLIBAUGH I was going to write a DV I Report and I didn't—I figured, like I said, Sam 6 was
4432 good with the decision.
4433
4434 LANDBERG Did you—now we've already established that Ofc. Costan broadcasts over the
4435 radio 415 DV only. Did you actually type that clearance in the clearance?
4436
4437 HOLLIBAUGH I didn't know if he had broadcasted it. I told her I didn't know if he had
4438 broadcasted it or not.
4439
4440 LANDBERG He did broadcast that.
4441
4442 HOLLIBAUGH Oh okay. I didn't-
4443
4444 LANDBERG So that's not my question. My question is-

4445
4446 HOLLIBAUGH Sorry.
4447
4448 LANDBERG No. When the call was cleared, it's cleared 415 DV only. Did you clear that, that
4449 way?
4450
4451 HOLLIBAUGH I cleared it as 415 DV.
4452
4453 LANDBERG Did you add remarks to-
4454
4455 HOLLIBAUGH I added some remarks, yes.
4456
4457 LANDBERG What we're going to do now is we're going to look back at the computer here,
4458 and I'm going to have you read the remarks you added. This is the CAD call that I
4459 provided you. For the record, this is CAD call 20-242901. It's labeled Sacramento
4460 Police Department CAD Call Hard Copy. Would you agree this is the information
4461 for this call for service that we're talking about today?
4462
4463 HOLLIBAUGH Yes it looks like it, yes sir.
4464
4465 LANDBERG You have your call for service up here in the left-hand corner.
4466
4467 HOLLIBAUGH Yeah.
4468
4469 LANDBERG Would you read aloud—and I believe it's three entries, so I can move it down.
4470 Yes, it's all of this. Would you read aloud your clearance? This is your clearance
4471 right here. I'm pointing at—it says Hollibaugh, Austin 1 Alpha 69 and the
4472 clearance was entered at 1:45 and 07 seconds. Would you agree with that?
4473
4474 HOLLIBAUGH Yes.
4475
4476 LANDBERG Would you mind reading the clearance?
4477
4478 HOLLIBAUGH "This call was related to the previous call 20-242851. [REDACTED] advised that nothing
4479 new had happened since the last officers cleared the call. It was deemed best by
4480 officers that the kids go with mom for the night considering she has a place for all
4481 kids to go and stay at her parents' house. [REDACTED] stated that he was okay with that;
4482 however, as time went on, he then stated he was not. Officers advised him that in
4483 the best interest of the kids, they should be with mom for the night until they can
4484 reach an agreement in the morning. He was provided with officers' name and
4485 badge number to file a complaint if wanted."
4486
4487 LANDBERG Did you enter these remarks for that call for service?
4488

4489 HOLLIBAUGH Yes, I did.
4490
4491 LANDBERG Did you talk to Ofc. Costan before you entered those remarks?
4492
4493 HOLLIBAUGH No. He had F12ed off the call and was already en route to another call by the time
4494 I dropped the kids off.
4495
4496 LANDBERG Did Ofc. Costan ever tell you that [REDACTED] told him that [REDACTED] hit her twice and threw
4497 a box at one of their children?
4498
4499 HOLLIBAUGH Never.
4500
4501 LANDBERG He never told you that. So, is that an accurate statement? For the record, I'm
4502 pointing to your remarks that we're reviewing on the computer.
4503
4504 HOLLIBAUGH Yeah, that's accurate in my eyes. I should have added the fact that he said he was
4505 hit, but at that point, I determined he—that Sergeant, like I said, Sergeant was
4506 already notified. I determined—I even think I put in 1 Sam 6 was notified. I might
4507 be wrong, but yeah, that's accurate to my understanding.
4508
4509 LANDBERG On face value though, would you agree that it's not accurate?
4510
4511 HOLLIBAUGH Face value? Yeah.
4512
4513 LANDBERG I'm not asking you if you feel [REDACTED] was credible in his allegations or if you feel
4514 the call was handled correct to a certain way, but based on exactly what that says,
4515 is that accurate to what was said on the call for service?
4516
4517 HOLLIBAUGH I'm sorry to interrupt you. I should have put in there he stated he was hit twice.
4518 That should have been in that. Like I said, I'll own that. He stated he was hit
4519 twice, but everything else is very accurate.
4520
4521 LANDBERG But is this remark you put on this call for service accurate?
4522
4523 HOLLIBAUGH Yes. That's accurate.
4524
4525 LANDBERG You just said you should have put more information in there. So, let's go back.
4526 I'm not asking what you should have done or what this should state now after
4527 reviewing this entire call for service. I'm asking you specifically, knowing what
4528 you know now, knowing what you knew then, and reading this remark, is that
4529 accurate?
4530
4531 HOLLIBAUGH No. No, it's not.
4532

4533 ALONSO What's inaccurate?
4534
4535 HOLLIBAUGH The fact that I should have put-
4536
4537 ALONSO No, no. Not what should have, but what is inaccurate about that statement?
4538
4539 HOLLIBAUGH Oh, then those are accurate.
4540
4541 ALONSO So [REDACTED] advised that nothing new happened since the last officers cleared the
4542 call? Is that an accurate statement?
4543
4544 HOLLIBAUGH No, like I'm saying, I should have—that's what I'm trying to say, I should have
4545 added in there—he—nothing new had happened since the last—however—and I
4546 promise you I thought I put this on the way to my next call, I was going to put,
4547 "However, he stated as time went on that he was hit two times in the face." That's
4548 a mistake, and like I said, I'm going to own up to a mistake, but in no way was I
4549 trying to be evasive considering Sergeant was already notified of this.
4550
4551 LANDBERG Councilor do you have a question?
4552
4553 SINGH I'm lost. So, it's not that it's inaccurate, it's just missing information. So,
4554 whatever is on here is accurate, but it's not complete?
4555
4556 HOLLIBAUGH Yes.
4557
4558 SINGH I think we're using incorrect terminology. So, it's accurate, it's just not complete?
4559
4560 HOLLIBAUGH Yes.
4561
4562 ALONSO Did, in fact, [REDACTED] advised you that nothing new had happened?
4563
4564 HOLLIBAUGH In the very beginning he told me nothing new had happened since this previous
4565 call for service besides the fact that they got into a 415 DV about her driving
4566 away.
4567
4568 ALONSO Do you remember specifically [REDACTED] telling you that nothing new had happened,
4569 or did you infer that nothing new had happened because per your statement that
4570 you clarified, this all happened-
4571
4572 HOLLIBAUGH Yes.
4573
4574 ALONSO But he didn't say nothing new happened?
4575
4576 SINGH I think that's just a summary of it.

4577
4578 HOLLIBAUGH That's what I'm try—yeah, it's a summary. I'm saying that he concurred that this
4579 was from a previous call and nothing new had happened since the time that
4580 officers had gone in there; however, I should have added the fact that he stated he
4581 was hit twice, but in no way was I trying to be evasive about it considering under
4582 what I know Sarge is already notified of this. So, it's a mistake on my part. I'll
4583 take that.
4584
4585 ALONSO You keep talking about Sergeant being notified, but ultimately isn't it your
4586 responsibility to clear and to investigate and to handle a call for service to the best
4587 of your ability regardless of whether the sergeant is notified?
4588
4589 SINGH I don't that's what he's saying. I think what he's saying is-
4590
4591 ALONSO Hold on. Let him answer my question.
4592
4593 HOLLIBAUGH Can you repeat—I'm sorry, can you repeat it?
4594
4595 ALONSO You keep referring to the sergeant was notified.
4596
4597 HOLLIBAUGH Yes.
4598
4599 ALONSO And you've made reference to it throughout this investigation, through this
4600 interview, and I understand that you had bad information. You assumed that he
4601 had been notified prior to when he was and I get that, but even if he was notified,
4602 isn't it your responsibility to thoroughly investigate a call for service to ask
4603 clarifying questions whether the sergeant is notified or not?
4604
4605 HOLLIBAUGH Yes. That's my job, and like I said, what I was doing was I made the
4606 determination that based off this time period, what that guy said to me, I didn't
4607 believe that he was credible, and it just reassured what I assumed he wasn't
4608 credible when I heard Sam 6 was okay with it. Go back to that-
4609
4610 ALONSO But Sam 6 being okay with it and being notified are two different things. Like, I
4611 don't—you said Sam 6 was notified. Just because he's aware of the call, doesn't
4612 mean that it takes any responsibility from you.
4613
4614 HOLLIBAUGH No, but working—we work as partners, so I assumed exactly my partner relayed
4615 the right information to him, and he got the right information, if that's what
4616 you're asking, how do I know sergeant was told? Is that what you're asking?
4617
4618 SINGH I think you're mixing this up. You're asking about the CAD cam, that's where the
4619 question started. He specifically stated that he wasn't trying to be evasive or hide
4620 anything because Sam 6 already knew. No point on lying on this and omitting

4621 information if Sam 6 already knew, and then now you're going to should he have
4622 reasonably investigated it. I think you need to break up the questions a little better
4623 because he's getting incredibly confused.
4624
4625 LANDBERG Okay. Fair enough.
4626
4627 ALONSO I think just overall, you could be taught—and that's how I started my question is
4628 overall, you referred to Sergeant have been notified or been aware of the call.
4629
4630 HOLLIBAUGH Right.
4631
4632 ALONSO Does that negate any duties or responsibility from you to properly investigate a
4633 call for service?
4634
4635 HOLLIBAUGH It doesn't, but my sergeant being notified kind of relieves a little bit off me and
4636 him being okay with what we're doing because at the end of the day, we gave him
4637 what we had, and he said he was okay with that. So, in my eyes, I was making the
4638 right decision.
4639
4640 ALONSO Do you notify your sergeant when you're investigating a domestic violence call?
4641
4642 HOLLIBAUGH Usually, yes.
4643
4644 ALONSO When do you notify him?
4645
4646 HOLLIBAUGH Usually on the call for service.
4647
4648 ALONSO What do you notify him of?
4649
4650 HOLLIBAUGH You kind of just notify him what you have. Like, if I was to call the sergeant right
4651 now and me and you were investigating a crime, I would say, "Hey Sarge this is
4652 what I got. This is what she has. This is what we're going to do. Are you okay
4653 with that? Yes or no? Should we go about things this way, this way, or..." yeah.
4654
4655 ALONSO Every domestic violence call?
4656
4657 HOLLIBAUGH Not every single one, but like on this one, to me Sergeant had to have been
4658 notified.
4659
4660 LANDBERG I want to talk briefly about the remarks. If you go down to the bottom of the—the
4661 end of your remarks here, you talk about how you gave—it says here and I'm
4662 reading the bottom of your remark, "He was provided with officers' name and
4663 badge numbers to file a complaint if he wanted." Does that imply that both you
4664 and Ofc. Costan provided names and badge numbers?

4665
4666 HOLLIBAUGH Does that imply?
4667
4668 LANDBERG I don't want to read into your statement, It says—to me it's plural, meaning both
4669 officers. Is that what you were trying to-
4670
4671 HOLLIBAUGH No I was—from what I know I provided him with my name and badge number. I
4672 don't know if Costan did or not, but I'm almost 100% positive I tell him my name
4673 and my badge number.
4674
4675 LANDBERG I'm not debating that you did. I'm not debating that. I'm just wondering did Ofc.
4676 Costan?
4677
4678 HOLLIBAUGH I don't know.
4679
4680 LANDBERG That's what your remarks state, and that's why I'm asking. Is that what you're
4681 saying, that both individuals provided names and badge numbers?
4682
4683 HOLLIBAUGH No, that's what I was trying to say, but I can see where it says that.
4684
4685 LANDBERG So is that a typo?
4686
4687 HOLLIBAUGH Yeah.
4688
4689 LANDBERG Or just it wasn't-
4690
4691 HOLLIBAUGH I just didn't—it should be just me because I'm the only one—from what I know,
4692 I'm the only one who provided him with my name and badge number. I don't
4693 know if Costan did or not.
4694
4695 LANDBERG To my understanding, watching the video, I only see you do it. That's why I'm
4696 asking this because I didn't see—I could've missed it or it was off camera. That's
4697 why I'm asking. To your recollection, did Ofc. Costan ever provide his name and
4698 badge number?
4699
4700 HOLLIBAUGH Not that I know of.
4701
4702 LANDBERG So we're going to move onto policy, but before we go onto policy, we talked
4703 about this call for service quite a bit. Is there anything we missed on this call for
4704 service? Is there anything that you want to highlight?
4705
4706 HOLLIBAUGH About this particular call?
4707
4708 LANDBERG Yes.

4709
4710 HOLLIBAUGH I just want to reiterate the fact that the reason I didn't make an arrest on this
4711 female was because the timeframe, and I felt he was trying to do whatever he
4712 could to get the female arrested and have his kids.
4713
4714 LANDBERG I apologize, I do want to go back real quick on this. Two last questions. Do you
4715 think a reasonable person, if they read this, would feel that these remarks are
4716 misleading or inaccurate?
4717
4718 SINGH Based on what knowledge?
4719
4720 LANDBERG Based on the knowledge they have now, all the things we covered today.
4721
4722 HOLLIBAUGH Yes, I could have definitely added that line-
4723
4724 LANDBERG No, hold on. I'm not asking. So, based on a reasonable person who read the police
4725 report—well, there is no police report, excuse me, watched all body-worn camera
4726 video, read the CAD call, and then they read this remark. Could a reasonable
4727 person come to the conclusion that, that is misleading?
4728
4729 HOLLIBAUGH I would say it's not misleading. I don't think it's misleading. I think definitely I
4730 could have added that I should have added that line about him being hit, and that's
4731 just my mistake again.
4732
4733 LANDBERG Well, I understand you were saying you should have done this. My question I'm
4734 asking is could a reasonable person-
4735
4736 SINGH I think he already answered that.
4737
4738 ALONSO Let's use the word inaccurate instead of misleading.
4739
4740 SINGH Well, we touched inaccurate too. He said he believes that the statements are
4741 accurate, just not complete.
4742
4743 HOLLIBAUGH That's my thing on it. I'm not trying to be evasive with you guys.
4744
4745 LANDBERG So, by typing this clearance, were you being misleading?
4746
4747 HOLLIBAUGH No. I was not attempting to be misleading, no.
4748
4749 LANDBERG Alright, let's get into-
4750
4751 HOLLIBAUGH Can I add something on that?
4752

4753 LANDBERG Absolutely.
4754
4755 HOLLIBAUGH To me why would I attempt to be misleading knowing I'm helping this guy try
4756 and file a complaint. I believe in the video it shows, I'm like, "Hey, did you get
4757 the right phone number? Here's my name, here's my badge number." Why would
4758 I purposely be misleading knowing there's a complaint coming? I'm not trying to
4759 be misleading. I just—I missed out on putting an excerpt in there. Not trying to be
4760 misleading at all.
4761
4762 LANDBERG Okay. We're going to go over policy now. So, we're going to start with General
4763 Order 210.04, which this one right here.
4764
4765 ALONSO For the record, it was revised 07/12/2017.
4766
4767 LANDBERG Can you please read the highlighted areas of General Order 210.04, which is
4768 General and Professional Conduct?
4769
4770 HOLLIBAUGH "Professional Conduct. Employees on or off duty shall be governed by ordinary
4771 and reasonable rules of good conduct and behavior, not commit any act whether
4772 negligent, intentional, criminal, or otherwise that could bring discredit upon the
4773 department or the-"
4774
4775 LANDBERG I apologize. Excuse me. Just read 1A(a) first. So 1A first.
4776
4777 HOLLIBAUGH "Employees on or off duty shall be governed by ordinary reasonable rules of good
4778 conduct and behavior."
4779
4780 LANDBERG Did you practice good conduct and behavior when you neglected to conduct a
4781 thorough investigation into [REDACTED] allegation of domestic violence?
4782
4783 HOLLIBAUGH Yes, at that point I believe that I was making the right decision.
4784
4785 LANDBERG Can you please read A1(b)?
4786
4787 HOLLIBAUGH "Not commit any act, whether negligent, intentional, criminal, or otherwise, that
4788 could bring discredit upon the department or the city."
4789
4790 LANDBERG Did you bring discredit to the department when you neglected to thoroughly
4791 investigate [REDACTED] allegation of domestic violence?
4792
4793 SINGH I'm going to object. Are you asking him based on his opinion because I don't
4794 think he can make a legal conclusion on this?
4795
4796 LANDBERG Okay. Your objection is noted. Go ahead and answer.

4797
4798 HOLLIBAUGH Can you read that one more time—or I’m sorry, just redo the question?
4799
4800 LANDBERG Yeah, do you feel you brought discredit to the department when you neglected to
4801 thoroughly investigate [REDACTED] allegation?
4802
4803 HOLLIBAUGH I don’t believe I did.
4804
4805 LANDBERG Can you please read A1(c)?
4806
4807 HOLLIBAUGH “Abide by all laws to include, but not limited to, the Penal Code, the Health and
4808 Safety Code, and The Welfare and Institutions code. In addition, employees shall
4809 ensure that their personal vehicles are in compliance with the California Vehicle
4810 Code.”
4811
4812 LANDBERG Did you abide by all laws when you neglected to thoroughly investigate [REDACTED]
4813 [REDACTED] allegation of domestic violence?
4814
4815 SINGH Same objection. We’ll just keep it a standing objection.
4816
4817 LANDBERG Okay. Fair enough. Objection noted. Go ahead and answer.
4818
4819 HOLLIBAUGH I believe I abided by the laws.
4820
4821 LANDBERG Can you read 2A please?
4822
4823 HOLLIBAUGH “Employees shall serve the public by direction, counsel, and example that does
4824 not interfere with the discharge of their police responsibilities. They shall respect
4825 and protect the rights of individuals and perform their services with honesty and
4826 integrity.”
4827
4828 LANDBERG Did you serve the public and protect the rights to individuals when you neglected
4829 to thoroughly investigate [REDACTED] allegation of domestic violence?
4830
4831 HOLLIBAUGH I believe I did. I believe I was respectful with him.
4832
4833 LANDBERG Can you read 2D please?
4834
4835 HOLLIBAUGH “Properly perform assigned police responsibilities during a scheduled shift.” Read
4836 the note too or...?
4837
4838 LANDBERG Please.
4839
4840 HOLLIBAUGH “Improper performance or failure to perform assigned police responsibilities

4841 during a scheduled shift shall regard as neglect or dereliction of duty and calls for
4842 disciplinary action.”

4843

4844 LANDBERG Did you properly perform your duties during your assigned shift when you
4845 neglected to investigate [REDACTED] allegation of domestic violence?
4846

4847 HOLLIBAUGH I could have definitely investigated it better.
4848

4849 LANDBERG Yes or no?
4850

4851 HOLLIBAUGH No, I don’t believe I—yes, I believe I performed properly assigned
4852 responsibilities.
4853

4854 LANDBERG So just for clarification, I had you read BD—excuse me, 2D, my apologies, and
4855 your response is yes, you do believe you are in compliance with that section of the
4856 general order?
4857

4858 HOLLIBAUGH Yes, I believed I was performing my responsibilities.
4859

4860 LANDBERG Then can you read 2K? I believe it’s on page 2.
4861

4862 HOLLIBAUGH “Not file false, inaccurate, or improper information orally or in writing, either
4863 personally or through another employee, for criminal prosecution, personal gain,
4864 unearned recognition including sick or injury reports, falsification of public
4865 records, or any other purpose.”
4866

4867 LANDBERG Did you file false, inaccurate, or improper information when you entered a
4868 clearance code of 415 DV only and added remarks to CAD call 20-242901?
4869

4870 HOLLIBAUGH I would say I entered inaccurate information, not false, but I would say yes on
4871 inaccurate.
4872

4873 LANDBERG Lets go to General Order 533.04, which is Domestic Violence.
4874

4875 ALONSO For the record, that was revised 09/08/2017.
4876

4877 LANDBERG Can you start out by reading number 3 and it’s the definition of misdemeanor
4878 domestic violence?
4879

4880 HOLLIBAUGH “Misdemeanor domestic violence for 243(e)(1) PC: Spousal abuse occurs when
4881 the victim does not suffer any visible injury but results in a traumatic condition
4882 willfully inflicted upon a spouse, cohabitant, mother, father, or child, fiancé,
4883 fiancée, or person with whom the defendant currently has or previously had a
4884 dating relationship.”

4885
4886 LANDBERG Can you please read subsection A of that definition?
4887
4888 HOLLIBAUGH “The victim of domestic violence does not need to have any visible injuries,
4889 redness, and/or swelling, nor is it necessary the victim suffered internal injuries.
4890 The mere complaint of pain can qualify as a misdemeanor domestic violence
4891 charge under 243(e)(1).”
4892
4893 LANDBERG Can you please now read subsection B? It’s under Enforcement and then 1.
4894
4895 HOLLIBAUGH “Enforcement 1. When probable cause exists, an arrest shall be made, and the
4896 dominant aggressor shall be transported to jail regardless of the severity of the
4897 victim’s injuries.”
4898
4899 LANDBERG Was a domestic violence investigation completed during CAD call 20-242901 to
4900 determine if a crime existed and to identify the suspect?
4901
4902 HOLLIBAUGH Yes, I believe it was.
4903
4904 LANDBERG Can we now go to General Order 527.05? It’s the Preliminary Investigation.
4905
4906 ALONSO That was revised 05/13/1993.
4907
4908 LANDBERG Can you please read B1—excuse me, B.
4909
4910 HOLLIBAUGH “Officers shall conduct a thorough investigation to include...”
4911
4912 LANDBERG Did you conduct a thorough investigation when you learned of [REDACTED]
4913 allegation of domestic violence?
4914
4915 HOLLIBAUGH No. I think I—made a decision, but the investigation could have been better.
4916
4917 LANDBERG Just, to clarify, did you conduct a thorough investigation when you learned of
4918 [REDACTED] allegation of domestic violence? So, it’s a yes or no.
4919
4920 HOLLIBAUGH Yes based on what I had at that time.
4921
4922 LANDBERG Can you please read B1, 2, 3, and 4?
4923
4924 HOLLIBAUGH All in a row?
4925
4926 LANDBERG Yeah please.
4927
4928 HOLLIBAUGH “1. Establishing the violation of law. 2. Thoroughly identify, and interview all

4929 victims, witnesses, and responsible parties. 3. Collection and preservation on any
4930 evidence. 4. Taking appropriate enforcement action.”
4931
4932 LANDBERG Did you establish a violation or violations, interview all parties, collection
4933 evidence, and take appropriate enforcement action during call 20-242901?
4934
4935 HOLLIBAUGH I would say no on number two just because I didn’t talk to the kids.
4936
4937 ALONSO Which is what, for the record? Can you read number two?
4938
4939 HOLLIBAUGH You said read it?
4940
4941 ALONSO Yeah.
4942
4943 HOLLIBAUGH “Thorough identification and interviews of all victims, witnesses, and responsible
4944 parties,” and I also didn’t—just based on my work, I didn’t interview Costan’s
4945 party either. So, there’s two parties I didn’t interview.
4946
4947 LANDBERG So we went through this call for service. We talked about a lot of things. Looking
4948 back, do you feel like this was handled correctly?
4949
4950 HOLLIBAUGH Based on what I have, yes, I felt that I made the right decision on the gentleman. I
4951 mean, I could have investigated and asked thorough open-ended questions, but I
4952 think at the end of the day, I might have made the same decision, might not have,
4953 but I believe I was doing what I thought was right.
4954
4955 LANDBERG Anything that you can think of that you would do differently other than the open-
4956 ended questions or...?
4957
4958 HOLLIBAUGH I would probably make the call to those other two officers, and I would like to
4959 myself maybe have made the call to the sergeant.
4960
4961 LANDBERG Anything—I know we talked about a lot of stuff today. Anything you want to
4962 add? Anything that we missed? Anything you want to clarify?
4963
4964 HOLLIBAUGH I can—is it my time to just talk for a second?
4965
4966 LANDBERG Absolutely.
4967
4968 HOLLIBAUGH So, number one, I thought that I was making the right decision, and I understand
4969 that there’s some things I did wrong and I can take that as a learning experience,
4970 but I never was in any way, shape, or form trying to be evasive, trying to lie, or
4971 anything like that because that’s just not me. That’s not my character. I would
4972 have—I can’t argue with the fact that maybe some other open-ended questions

4973 should have been asked, but based on what I had, I believed he was being super
4974 evasive with the timespan he had to tell me all these things. I felt he was trying to
4975 benefit himself by getting the kids and getting her arrested. I mean, she never said
4976 he hit her, so the call that was on there—so it was just a confusing call all the way
4977 around, and I can take it as a learning experience, but I don't think in any way,
4978 shape, or form that I intentionally violated any policy or general order. So, I never
4979 acted out of negligence or never tried to discredit the department.
4980
4981 ALONSO I don't have anything.
4982
4983 LANDBERG I have nothing else. Anything to add?
4984
4985 SINGH Based on your training and experience and maybe any conversations that you
4986 might have had with Costan, what was your guys' perception of that call and any
4987 assumptions that you guys had as to what really happened?
4988
4989 HOLLIBAUGH My kind of assumption was that I started to believe maybe she was protecting her
4990 husband on the call for service because it originally stated that he hit her, and I
4991 can't say for sure or not, but based off what she told Costan and he relayed to me
4992 that it was just a 415 DV, I believe she was trying to probably cover for him, and
4993 once the thing kind of turned to where she was going to get the kids, I thought he
4994 was just doing what he could to get the kids back to him.
4995
4996 SINGH And just there was something way back. I know the question was asked why you
4997 didn't speak to [REDACTED] or ask any questions or follow-up questions to [REDACTED]. Is it
4998 common practice for officers to switch and talk to the parties that they hadn't
4999 spoken to initially?
5000
5001 HOLLIBAUGH No. Based off just the way we do it in the field, one party goes to one party. The
5002 other party goes to the other party, and then you guys come together as officers
5003 and discuss what you have.
5004
5005 SINGH And then I know you said that you relied heavily on the call and the remarks from
5006 the previous two officers relative to the call proceeding yours. Was there anything
5007 throughout the time in which you had conducted your investigation that made you
5008 feel like their call was correct or incorrect?
5009
5010 HOLLIBAUGH I didn't have no reason to believe that anything they did during their call was
5011 incorrect.
5012
5013 SINGH That's all I have.
5014
5015 ALONSO Is there anything else related to this matter which we have not covered that needs
5016 to be added, clarified, or changed? If so, I am ordering you to provide that

5017 information now.

5018
5019 HOLLIBAUGH Just going back to the CAD call, I should have added that line. That wasn't me
5020 being evasive, that's just the rest I felt was accurate. That's the way I took
5021 everything and didn't put one thing in, but in no way, shape, or form was I trying
5022 to be evasive. That's my only thing to add.

5023
5024 ALONSO After you leave this interview, should you remember anything that is different
5025 from or in addition to the information that you've given today, I am ordering you
5026 to contact Sgt. Landberg immediately. I am also ordering you not to discuss this
5027 matter with any other department employee. Do you understand these orders?

5028
5029 HOLLIBAUGH Yes ma'am.

5030

5031

5032 **End of recording.**

5033

5034 **Transcribed by: DocuScript, LLC/es**

5035

INTERVIEW WITH David Costan

1
2
3
4 [REDACTED] The date is November 19, 2020. The time is 1006 hours. Present in the Internal
5 Affairs office are David Costan; from Mastagni Holstedt is Seth Nunley and
6 Scott Thorne; interviewing today will be Sgt. Gerald Landberg and myself, Sgt.
7 [REDACTED]; and observing will be Det. Anna Mahoney. The purpose of
8 this meeting is to conduct an interview of David Costan, who is an employee
9 with the Sacramento Police Department in the capacity of police officer. This is
10 an administrative investigation on the charges of dishonesty, neglect of duty,
11 conduct unbecoming an officer, and insubordination involving David Costan.
12 This is an administrative investigation only on these charges. Do you
13 understand that?
14
15 COSTAN Yes.
16
17 [REDACTED] However, since the allegations indicated that a crime may have been committed,
18 I am advising you that: 1. You have the right to remain silent. 2. Anything
19 you say may be used against you in court. 3. You have the right to the presence
20 of an attorney before and during any questioning. If you cannot afford an
21 attorney, one will be appointed for you free of charge before any questioning if
22 you want. Do you understand each of these rights that I have explained to you?
23
24 COSTAN Yes.
25
26 [REDACTED] Having these rights in mind, do you wish to talk to us now?
27
28 COSTAN I'd like to invoke.
29
30 [REDACTED] Although you have a right to remain silent and not to incriminate yourself, your
31 silence can be deemed insubordination and result in administrative discipline.
32 Do you understand that, based upon the authority vested in me by the Chief of
33 Police, I am ordering you to answer all of our questions?
34
35 COSTAN Yes, I understand.
36
37 [REDACTED] Any statement made under compulsion of a threat of discipline cannot be used
38 against you in a later criminal proceeding. However, if you do not answer our
39 questions truthfully and fully, a charge of insubordination may be imposed
40 which could result in discipline up to and including termination. Do you
41 understand that this is only an administrative investigation?
42
43 COSTAN Yes.
44

45 [REDACTED] Do you understand the allegations?
46
47 COSTAN Yes.
48
49 [REDACTED] Do you understand that I am ordering you to answer our questions and that if
50 you do not answer them truthfully and fully, it could result in disciplinary action
51 up to and including termination?
52
53 COSTAN Yes.
54
55 LANDBERG So, I want to start by putting on the record that when Mr. Costan and his
56 counsel came into the building today, prior to entering an office to do any type
57 of interview prep or prior to starting this process this morning, I informed you
58 that you had an additional allegation of insubordination. Is that correct?
59
60 COSTAN Correct.
61
62 LANDBERG But I am also going to go a step further and send an amended notice to you and
63 to counsel after this interview is over — okay? —
64
65 COSTAN Okay.
66
67 LANDBERG - with the additional charge of insubordination, just so we all have it for our
68 records.
69
70 COSTAN All right. Thank you.
71
72 NUNLEY Thank you, Sergeant.
73
74 LANDBERG So, on 10/22/20, Det. Alonso and I initially interviewed you regarding
75 Compl2020-231. During our initial interview, I asked you and your counsel to
76 provide us with cell phone records, specifically for the date of August 14, 2020,
77 and your attorney did provide those records. I reviewed the records, and now
78 we're going to have an additional interview. So, prior to the interview today, I
79 provided you with a transcript of the previous interview. I provided you with a
80 copy of your body-worn camera related to CAD call 2020-242901. I provided
81 you a copy of the CAD call 2020-242901. I provided you a copy of a general
82 Lybarger warning that we read on occasion during interviews, if they're
83 applicable, and I also gave you a copy of General Order 210.04, which is
84 General and Professional Conduct. Have you had enough time to review all the
85 material?
86
87 COSTAN Yes.
88

89 LANDBERG Do you have any questions about the material before we begin?
90
91 COSTAN No.
92
93 LANDBERG Okay. Ofc. Costan, I want to give you an opportunity to clarify or correct any
94 statements you made during our previous interview. So, do you want to do that
95 now?
96
97 COSTAN So, in our previous interview, I know we had spoken about a phone call I made
98 to Ofc. Swaleh prior to the 242901 call. At the time of our last interview, I was
99 certain that I was being honest and truthful that I remembered having a phone
100 call with Ofc. Swaleh about the previous call. So much so, that I was willing to
101 give you guys phone records of that. I went home, checked that, and when I
102 checked, I provided you the phone records from that day through my attorneys
103 as quickly as I got them and had time to speak to Seth. At that time, I realized
104 there were no phone calls made on that day as I had previously thought. The
105 incidents prior to that call I don't remember as clearly as, honestly, I told you
106 guys at the first interview. So, I provided you with the phone calls even though
107 they show that I did not, in fact, talk to Ofc. Swaleh as I had remembered in our
108 previous interview. And I do appreciate the opportunity for you guys to let me
109 correct what I had said in the past interview that apparently was false. I had
110 remembered it as I did, and I really do appreciate the chance to fix what I
111 messed up.
112
113 LANDBERG Now, I want to take an opportunity to go over the document that your attorney
114 provided us, which is a redacted version of your call log. Would you agree to
115 that?
116
117 COSTAN Yes.
118
119 LANDBERG And then, I just counted and there are nine actual phone calls that were given to
120 me that are not redacted for August 14th.
121
122 COSTAN It's all of the phone calls from August 14th. Correct.
123
124 LANDBERG Okay. And then I went a step further and I identified — because the piece of
125 paper I got did not have any names for the numbers, it just had phone numbers,
126 I took a step further, and, actually, Sgt. [REDACTED] identified who those phone
127 numbers belonged to. And I just want to point out that, in fact, you did make a
128 phone call to Ofc. Swaleh on the 14th, but it was at 11:47 p.m. or, for military
129 time, 2347 hours. Correct?
130
131 COSTAN Correct.
132

133 LANDBERG And can we both agree that was roughly 23 hours after?
134
135 COSTAN It was the next shift.
136
137 LANDBERG The same day, though, but it was 23 hours after that call for service that we are
138 interviewing about?
139
140 COSTAN Correct.
141
142 LANDBERG Okay.
143
144 [REDACTED] One thing, Sergeant. Can you look? We just used the database to determine
145 what phone numbers those are or the people those phone numbers belong to. Is
146 that accurate? Are those the people that those phone numbers belong to?
147
148 COSTAN These are the ones we — so, if you want to go over it and I'll just read off what
149 I have? The first three phone calls with the last of [REDACTED], those are Sgt. [REDACTED].
150
151 LANDBERG That's what I have. Correct.
152
153 COSTAN The next one with the last of [REDACTED], that's my wife.
154
155 LANDBERG I have it for a [REDACTED] or a [REDACTED].
156
157 COSTAN [REDACTED]. Correct. That's my wife. The last of [REDACTED], that's Ofc. Eric
158 Barbee, another officer on my team.
159
160 LANDBERG Correct.
161
162 COSTAN [REDACTED] is [REDACTED], once again. The [REDACTED] is Ofc. Swaleh on my team, and the last of
163 [REDACTED] is Ofc. Spring on my team, or previously on my team, and then [REDACTED] again.
164
165 LANDBERG Yeah. And those are the names that we have, the same names. Yes. Okay. Is
166 there anything else you want to generally talk about or correct before I go into
167 specifically talking about the transcript?
168
169 COSTAN Is there anything else? Will I have an opportunity at the end to kind of -
170
171 LANDBERG Absolutely.
172
173 COSTAN Okay. Then...
174

175 LANDBERG So, what I did — I want to be very transparent here. What I did was I reviewed
176 your transcript, and I believe there's 15 to 18 times you mentioned that phone
177 call during your transcript.
178

179 COSTAN Yes.
180

181 LANDBERG So, now what I want to do is go through your transcript and figure out what
182 areas are correct or if there are any areas that are incorrect.
183

184 COSTAN I mean, there's nothing more that I can say than I was — I mean, I've never been
185 so perplexed or confused by something that I genuinely thought was what
186 happened, such as this phone call. I'm not trying to hide anything. That's why I
187 wanted to come back in here and explain that I clearly did not remember what
188 happened prior to that call as well as I did. That's basically what I have to say.
189

190 LANDBERG Absolutely. Well, here's the thing. We're fact finders, and I'm just interviewing
191 you regarding the incident because I was not there. So, during the initial
192 interview, I asked you numerous questions. I know the interview lasted quite a
193 long while. And now, because this document's going to be used for
194 management to make their decisions on what occurs regarding this incident, I
195 want to make sure that it's accurate.
196

197 COSTAN That's fine.
198

199 LANDBERG So, now we're just going to go through it and just determine what areas are
200 accurate and what areas are inaccurate and give you an opportunity to either
201 expand upon it or not.
202

203 COSTAN Okay.
204

205 LANDBERG Fair enough?
206

207 COSTAN Thank you. I understand.
208

209 NUNLEY And Sergeant, this is strictly confined to the officer's representations or belief in
210 the previous interview that he had this phone call with Ofc. Swaleh?
211

212 LANDBERG No. This is now, based on — because previously, when we had the interview,
213 he believed that that phone call occurred and all of his answers were based on
214 that. So, now I'm going back and going for accuracy because now we know that
215 phone call did not occur until after the fact.
216

217 NUNLEY Sure, but the phone call is the nexus. Correct?
218

219 LANDBERG Correct.
220
221 NUNLEY Okay. That's fine.
222
223 LANDBERG Yes, yes. All of these questions are going to be completely about the phone call
224 or the — yes. It's all about the phone call. I'm not going any further.
225
226 NUNLEY Understood. Thank you.
227
228 LANDBERG So, can you please grab your transcript because we're going to review the
229 transcript. Can you go to line 1655? On your left-hand side you'll see it's
230 numbered by lines. It's actually page 38.
231
232 COSTAN All right.
233
234 LANDBERG So, on line 1655, I asked you, "Well, what are you going to investigate? You
235 don't know what you have yet because you haven't investigated." And then, on
236 line 1658, you made a response. Can you please read that response?
237
238 COSTAN The entire thing?
239
240 LANDBERG Please.
241
242 COSTAN Okay. "Well, my first thing was going to a possible return call. As I try to do, I
243 don't think I pulled up the old call. I don't remember if I — how I knew it, but I
244 called another officer that was on that call earlier and I basically asked him,
245 'Hey, what'd you guys have?' Basically, I asked him, did you guys kind of
246 investigate a few little things like, 'Hey, did you have any concerns of whether it
247 was a DV? Did you have any concerns for the kids? Or what was — ?' I
248 basically had talked to him. I was like, 'What was the general outcome?'
249 because I only had a couple minutes to drive to the scene. I figured I'd talk to
250 an officer, rather than try to read through stuff, and trust a partner that he would
251 just basically tell me exactly what they had. And he basically gave me the —
252 you know, it's just, they're kind of — they're both making assumptions. They're
253 both kind of talking shit about each other. They're kind of — not necessarily
254 making allegations, but they're both uncooperative. Male half's not cooperative.
255 And they just walked away and told them to basically be adults. That's the
256 information I kind of got as I went to it. I don't think I pulled up the first call.
257 So, going to that call, I kind of had that in my mind of, *okay, my partners were*
258 *just out here 30 minutes ago. Thirty minutes ago, they were just kind of yelling*
259 *and screaming and at each other's throat.* So, yes, this is a Priority 2 domestic
260 violence in progress, but we also have that 30 minutes ago they were just not —
261 they were just being childish, essentially. So, I had that in my mind of, *Hey,*
262 *maybe they are just childish.* But then, you kind of still have to approach it in

263 an officer safety way of maybe things have drastically changed. So, when we
264 found the vehicle it was primarily — because Hollibaugh was right behind me,
265 it was kind of triangulating the front of the vehicle. If we needed to use our
266 lights to shine into the vehicle, we could. And then, primarily, we wanted to
267 separate them. We wanted to go make sure they're both there, that the male
268 hasn't walked off and we don't need to find the male or the female or whatever
269 the situation may be. So, that's kind of what I was thinking about going into it
270 is, *What happened with the first call?* Or talk to someone that knew about what
271 happened in the first call, because I wasn't there, and then locate them and try
272 and separate them. So..."

273

274 NUNLEY Just for the record, I think what you said was talking about -

275

276 COSTAN I was thinking about going into it, on line 1684: "So, that's kind of what I was
277 thinking about going into is..." Sorry.

278

279 LANDBERG No, that's fine. No. That's what this is for is to -

280

281 COSTAN It's hard reading my own poor grammar.

282

283 LANDBERG And, quite honestly, that's why I'm having you read it because I don't want to -

284

285 COSTAN It's still difficult.

286

287 LANDBERG I don't want to try to read somebody else's words. So, did you have that phone
288 conversation with Ofc. Swaleh prior to driving or responding to CAD call 20-
289 242901?

290

291 COSTAN No, I did not have that phone call.

292

293 LANDBERG Okay.

294

295 NUNLEY And I think, Sergeant, the question was "Did you have that conversation with
296 Ofc. Swaleh?" if I heard you correctly, Sergeant.

297

298 LANDBERG Let me use — did you make a phone call or did you receive a phone call from
299 Ofc. Swaleh -

300

301 COSTAN No, I did not.

302

303 LANDBERG - and just so we're specific for the record, while you were in route to call 20-
304 242901?

305

306 COSTAN No, I did not have a phone call or receive a phone call while in route to that call.

307
308 LANDBERG You did not make one or receive one?
309
310 COSTAN Yes, sir.
311
312 LANDBERG Okay.
313
314 NUNLEY And I think we should go a step further and say he didn't make one or receive
315 one on your personal cell phone.
316
317 COSTAN Correct.
318
319 NUNLEY Okay.
320
321 LANDBERG Well, do you have a different cell phone you use in the field?
322
323 COSTAN No, I don't.
324
325 LANDBERG Okay. Does the department provide you a cell phone?
326
327 COSTAN No. I wish they did.
328
329 LANDBERG Okay. And I'm not trying to be smart here, but is the UV you use, the police
330 vehicle, is that equipped with a cell phone or any type of phone?
331
332 COSTAN No.
333
334 LANDBERG Okay.
335
336 NUNLEY Well, I guess if we're going to go there, is it equipped with any type of
337 communication system in your patrol car?
338
339 COSTAN The MDT for messaging and radio for over the broadcast air.
340
341 LANDBERG But my specific questioning right now is about a phone call -
342
343 COSTAN Yes, I understand.
344
345 LANDBERG - and we just determined there was no phone call made or received from Swaleh
346 or to Swaleh regarding that call for service.
347
348 COSTAN No, there wasn't.
349
350 LANDBERG Okay. So, did you ask him, "Hey, what did you guys have here"?

351
352 COSTAN While in route to the call?
353
354 LANDBERG Yeah. It's everything that we just covered in that statement.
355
356 COSTAN I don't remember. I can't explain better than I don't remember leading up to the
357 call as well as I thought I did. There was no phone call. So, I don't remember if
358 I talked to him or not, honestly.
359
360 LANDBERG Well, no, I'm not trying to trick you, but we're determining that that phone call
361 was not made. Correct?
362
363 COSTAN The phone call was not made, no.
364
365 LANDBERG Okay. And during this statement, you make several indications about specific
366 things. Right? I highlighted: "Did you guys kind of investigate a few things?
367 Hey, did you have a concern whether it was a DV? Do you have any concerns
368 for the kids," things of that nature. Correct?
369
370 COSTAN Correct.
371
372 LANDBERG That was in your statement?
373
374 COSTAN Yes.
375
376 LANDBERG But we determined that phone call was never made, correct?
377
378 COSTAN Correct.
379
380 LANDBERG So, it's impossible to — you didn't ask, "Hey, what do you guys have?"
381 Correct?
382
383 COSTAN Correct.
384
385 LANDBERG And you didn't ask, "Did you guys kind of investigate a few things?" Correct?
386
387 COSTAN Correct.
388
389 LANDBERG And did you ask him, "Hey, did you have any concerns of whether it was a
390 DV"?
391
392 COSTAN Not at that time, no.
393
394 LANDBERG Okay. And did you ask him, "Did you have any concerns for the kids"?

395
396 COSTAN No, not at that time.
397
398 LANDBERG And did you ask him, "What was the general outcome"?
399
400 COSTAN No, not at that time.
401
402 LANDBERG Okay. Did Ofc. Swaleh tell you that [REDACTED] and [REDACTED] were both making
403 assumptions and both kind of talking shit about each other?
404
405 COSTAN Not prior to that call, no.
406
407 LANDBERG Did Ofc. Swaleh tell you that they're kind of not necessarily making allegations,
408 but they're both uncooperative?
409
410 COSTAN Not prior to that call.
411
412 LANDBERG Okay. Thanks. So, let's go to line 1689. It's page 39.
413
414 COSTAN Same page. Yes?
415
416 LANDBERG I ask you, "Who did you talk to?" And your response was "Ofc. Swaleh." Was
417 that information you relayed to us accurate?
418
419 COSTAN I did speak to Ofc. Swaleh, but not prior to that call. No.
420
421 LANDBERG Let's go to line 1747. Det. Alonso stated and then said, "Let's go a little bit
422 more into your conversation with Ofc. Swaleh. How long do you think that
423 conversation lasted?" You replied, "Like, 30 seconds maybe." That was on line
424 1750, if you're following along.
425
426 COSTAN Yes, I am.
427
428 LANDBERG Was that information relayed to us accurate?
429
430 COSTAN No.
431
432 LANDBERG Line 1945, that is page 45. Det. Alonso asked you, "Okay. The only
433 information about the previous call that you had was the information that you
434 got from Ofc. Swaleh as to how they were acting, their demeanor?"
435
436 COSTAN Where is that? Sorry. You said 1945?
437
438 LANDBERG Oh, is this -

439
440 COSTAN I'm at 1945: "Hold on a minute. Let me rephrase that."
441
442 LANDBERG Yes. Excuse me. At 1945: "Hold on a minute. Let me rephrase that. So, you
443 mentioned that you believe they were acting the same way that Ofc. Swaleh had
444 described them acting with them." And then, your response was "Acting kind
445 of childish and..." Was that information correct?
446
447 COSTAN No, it wasn't.
448
449 LANDBERG Can we go to 1951, where Alonso replies "Correct"? And then, you reply,
450 "Yeah, that's how I initially saw it." And I know that's kind of splitting hairs
451 there, but we're still talking about Swaleh's phone conversation to you and, if
452 I'm following you correctly, your mindset and the information that you thought
453 you had. So, was that information correct?
454
455 COSTAN No, it was not.
456
457 LANDBERG Okay.
458
459 COSTAN Sorry. I was kind of -
460
461 NUNLEY I think it's important -
462
463 COSTAN That we're still talking about the conversation with Swaleh about what I initially
464 thought I'd spoken to him about. Correct?
465
466 LANDBERG Go ahead if you have a question.
467
468 NUNLEY That is correct.
469
470 COSTAN Okay.
471
472 NUNLEY But in a number of your responses, you mention that it was not at this time. So,
473 I think it's important that when Sergeant asks these questions, as you remember
474 them, as you were mistakenly certain, right, that you had this phone call
475 conversation. It turns out that you didn't have this phone call conversation with
476 Swaleh on your personal phone. And so, all these questions that he's asking you
477 are as it relates to at that time. Okay?
478
479 COSTAN Okay.
480
481 NUNLEY While you were on route -
482

483 COSTAN Yes. Okay.
484
485 NUNLEY - to the call. Okay?
486
487 COSTAN Okay.
488
489 NUNLEY Is that fair, Sergeant?
490
491 LANDBERG No. I'm actually — so, we've determined, and I don't think either of us would
492 argue the fact that we're both agreeing, that that call was not made. Right?
493
494 COSTAN Correct.
495
496 LANDBERG At the time, you made statements as if the call had been made. Right?
497
498 COSTAN That's what I believed at the time. Yes.
499
500 LANDBERG Believed at the time. Right. But you made statements — specific statements
501 like Swaleh said this, Swaleh said that — but that couldn't have been the case
502 because you never had a conversation with him.
503
504 COSTAN Correct.
505
506 LANDBERG Right? So, I'm just saying, now, is that information that you gave me correct at
507 the time?
508
509 COSTAN No, it wasn't.
510
511 LANDBERG Okay. And that's what I'm doing is going over here and asking you,
512 specifically, "Hey, at this point in time when I asked you this question or Det.
513 Alonso asked you this question and your response was this, is that information
514 correct?" That's what I'm asking.
515
516 NUNLEY Well, actually, I think we're talking about different things, "at the time" to mean
517 two different things. At the time that Sgt. Landberg asked you at the previous
518 interview -
519
520 LANDBERG No, you're right -
521
522 NUNLEY - and then at the time that you believed the conversation between you and
523 Swaleh over the telephone occurred while you were in route to the domestic
524 violence call.
525
526 COSTAN Yes.

527
528 NUNLEY Right? Those are two different points in time.
529
530 LANDBERG That's fine. What I'm trying to get to — and I'm not trying to confuse you, so
531 I'm glad we're having this conversation. I'm trying to make this transcript as
532 accurate as possible. Right? So, I'm going over this transcript now and asking
533 you, the lines that you made mention of this conversation, is that accurate. Not
534 accurate what you said the day of, is that information actually accurate. That's
535 what I'm getting at.
536
537 COSTAN Okay.
538
539 NUNLEY Sergeant, but I think that by the force of logic that — if we have conceded that
540 the phone call through his personal phone or a phone call outgoing from his
541 personal phone call to Ofc. Swaleh never existed, okay, then by the force of
542 logic, then nothing that he represented regarding that phone call occurred when
543 and as he said it to you and when and as he believed it to have occurred on the
544 date of incident. Is that fair?
545
546 LANDBERG And I agree with you. What I'm doing is putting on the record, on the
547 transcript, what is accurate and what is not accurate.
548
549 NUNLEY Okay. But I think, just for the record, that we would stipulate to that.
550
551 LANDBERG So, again, what we're going to do is go over the transcript. And we're only
552 going over the portion of the transcript that you make mention of the
553 conversation that you stated you had at the time on October 22nd with Swaleh.
554
555 COSTAN Okay.
556
557 LANDBERG We now determined that that conversation did not occur.
558
559 COSTAN Correct.
560
561 LANDBERG So, a lot of this information that you put in the transcript, that you gave to me, is
562 now inaccurate. So, we just want to figure out what parts are inaccurate.
563
564 COSTAN Okay.
565
566 NUNLEY And so, I guess what I'll do is I will stipulate to the rest of your questions, and
567 you can either so stipulate or not, but we'll stipulate to the remaining questions
568 that you have regarding that phone call.
569

570 LANDBERG You'll stipulate that all the information related to that phone call was inaccurate
571 or is inaccurate?
572

573 NUNLEY Because the phone call — we've granted that it did not exist, or at least was not
574 made to or from his personal phone -
575

576 LANDBERG That's fine.
577

578 NUNLEY - to Swaleh that day.
579

580 LANDBERG Okay.
581

582 NUNLEY Obviously, if you want to continue pursuing that, then I'll object to your further
583 questioning as well.
584

585 LANDBERG Do you want to do just a general objection or do you want to object for every...
586

587 NUNLEY I'll just make it a standing objection if you're not going to stipulate to -
588

589 LANDBERG No, I will stipulate. That's fine if we want to do that. I will stipulate that, if
590 we're in agreeance, that the phone call did not occur so all the information that
591 was provided to Det. Alonso and I on the 22nd related to that phone call was not
592 accurate.
593

594 NUNLEY Information as represented by Ofc. Costan in the previous interview. Correct.
595

596 LANDBERG Correct. And I can give examples if you'd like, if that was confusing to you.
597

598 NUNLEY No, it wasn't confusing. I think that we would create more confusion if we
599 continued down this path by trying to re-read the transcript and so forth. And
600 we're, I think, conflating the points of time and so forth, as I think has already
601 occurred. So, we would stipulate to that. If you would agree to that, I'd be
602 stipulating.
603

604 LANDBERG [REDACTED], do you want to add anything?
605

606 [REDACTED] I think you've covered it, but, yeah, just moving forward being specific on if the
607 officer is talking about the day of incident or the day of interview. There seems
608 to be some, I guess, vagueness with that. So, are you stipulating, then, that
609 every answer he gave during the interview pertaining to the conversation he has
610 had on the day of incident, that would be an inaccurate statement?
611

612 NUNLEY Well, where we have identified that and determined, and we have conceded that
613 that call did not occur when and as he thought it did with Ofc. Swaleh. Yes.

614
615 [REDACTED] Correct. Yeah. So, I think we've covered that. So, anything that happened day
616 of incident since the conversation did not happen, those remarks would be
617 inaccurate. What about his actual answers during the interview pertaining to
618 that conversation? Would those answers he gave, the statements he made
619 pertaining to that statement, also be inaccurate as well?
620
621 NUNLEY Well, I think that's around which this whole thing revolves are the answers that
622 he provided in his original interview statement.
623
624 [REDACTED] Okay.
625
626 NUNLEY Can we go off the record for a minute?
627
628 LANDBERG We're going to take a break at 1031 hours.
629
630 LANDBERG All right. The time is 1108 hours, and we're back on record. So, Counsel, are
631 we willing to stipulate that the information that Det. Alonso and I received, or
632 the answers that we received, from Ofc. Costan during the first interview on the
633 22nd of October, the answers we received specifically related to the information
634 he gathered from Ofc. Swaleh during a phone conversation prior to arriving to
635 the second call for service, which was 20-242901, that information was
636 inaccurate and those statements were inaccurate?
637
638 NUNLEY Not that the information that he received, but how he received that information,
639 yes. Because the how or the means by and through the phone call conversation
640 that he believed at the time of the first interview did occur between him and
641 Ofc. Swaleh on the date of incident while he was in route to the call, he has now
642 acknowledged that that phone call never occurred.
643
644 LANDBERG And we can go and talk about how he received that information in a bit and
645 what information that was and when he received it, but for purposes of the
646 stipulation, the initial interview and the specific answers given regarding that
647 conversation he had with Swaleh and when he had it and the information he
648 received, those statements would be inaccurate.
649
650 NUNLEY So stipulated, yes.
651
652 [REDACTED] Ofc. Costan, do you agree with that?
653
654 COSTAN Yes, I understand and agree.
655
656 LANDBERG So, we've gone into length here, and we're in agreeance that the call did not
657 occur prior to your call for service. Correct?

658
659 COSTAN Correct.
660
661 LANDBERG Do you remember when you had that conversation with Swaleh?
662
663 COSTAN No, I don't.
664
665 LANDBERG Now, we also agreed and we talked about that you had a phone call with him
666 about 23 hours after that call for service.
667
668 COSTAN Correct.
669
670 LANDBERG Correct? But you don't remember seeing him in the locker room or having a
671 940 or anything like that before?
672
673 COSTAN Not specifically, no.
674
675 LANDBERG Okay. Is it common for you to talk to your partners about calls for service the
676 next shift?
677
678 COSTAN The next shift. It's very common on graveyards that we typically meet up
679 around 3 or 4 in the morning, when calls for service are slow and there's really
680 nothing around, that we meet up and talk about — because, I mean, there's
681 seven or eight people on my team. It's very common for us to meet up and talk
682 about calls that happened that day or the day before and kind of just, in general,
683 talk about what's going on.
684
685 LANDBERG In your mind, when you had that call for service and you handled it, was that a
686 significant call for service or an insignificant call for service?
687
688 COSTAN I think it's clear how I handled it that it was pretty insignificant.
689
690 LANDBERG And if it's insignificant, is it likely that you would bring that call up again six,
691 12, 23 hours later and talk to a partner about it?
692
693 COSTAN On a return call for service where one of the parties was very agitated, it's very
694 probable that it would happen, that we would have talked about it again.
695
696 LANDBERG Okay. But you're not sure if you did or not?
697
698 COSTAN I don't recall exactly, no.
699
700 LANDBERG Do you remember if you talked to Ofc. Spring or Ofc. [REDACTED] prior to going to
701 that first call for service — excuse me, the second call for service?

702
703 COSTAN I don't remember, no.
704
705 LANDBERG You don't remember? So, you can't recall if you had any information at all
706 heading into that second call for service that you would have gotten from a
707 conversation with one of your partners?
708
709 COSTAN I don't remember the timeframe leading up to the call like I initially thought I
710 had when we spoke the last time. So, I honestly don't remember very clearly
711 how I got the information or who I spoke to.
712
713 LANDBERG Okay. Would you agree that during our last conversation you answered
714 questions where you explained to us that you had a certain mindset going into
715 that call for service and that mindset came from talking to Swaleh?
716
717 COSTAN Yeah. At the time, I thought it was from a phone call from Ofc. Swaleh that I
718 had had that mindset. That's correct.
719
720 LANDBERG But now would you agree that that's not possible?
721
722 COSTAN I wouldn't say it's not possible, but it's just not from a phone call. I don't recall
723 how I got the information about the previous call. It's just a blank, honestly.
724
725 NUNLEY Just, very quickly, so it's possible that the mindset existed but that the mindset
726 was not informed by the phone call between you and Ofc. Swaleh that we've
727 determined did not occur.
728
729 COSTAN Yeah, that's correct.
730
731 LANDBERG But you can't recall — and I know it's been quite a while, you can't recall how
732 you came to that mindset?
733
734 COSTAN Unfortunately, no. I wish I could.
735
736 LANDBERG Okay. Anything, [REDACTED]?
737
738 [REDACTED] So, you said that at some point you did have a conversation with Ofc. Swaleh
739 just before the call.
740
741 COSTAN Correct.
742
743 [REDACTED] So, the answers during your statement on the 22nd regarding that phone call,
744 was it that you were being truthful about that conversation you had, you just
745 didn't recall when exactly it happened?

746
747 COSTAN I'd say that it was probable that I was being as truthful as I could be with the
748 information that I thought I had. I mean, I don't remember exactly when I had
749 the conversation with Swaleh, but, obviously, those things were so adamant in
750 my mind that — I mean, I was so certain about it. Memory is apparently not as
751 great as I originally thought it was.
752
753 [REDACTED] Did you lie when you gave us -
754
755 COSTAN No.
756
757 [REDACTED] During any part of that interview on the 22nd?
758
759 COSTAN No, I did not intentionally lie or misconstrue any of the information. I gave it to
760 you as I remembered it, which was, unfortunately, not accurate.
761
762 [REDACTED] Was there any part of the admonishment that you got before the interview,
763 which was identical to the admonishment you received today, was there any part
764 of that you did not understand?
765
766 COSTAN What admonishment?
767
768 LANDBERG We're actually going to go over that.
769
770 [REDACTED] Oh, I'm sorry. I thought -
771
772 COSTAN You talking about the Lybarger?
773
774 [REDACTED] Yes.
775
776 LANDBERG We can go over that right now. Do you mind, because this is probably along the
777 lines of [REDACTED] questioning? Do you mind? And for the record, I'm showing
778 Ofc. Costan the Lybarger warning. This is just a general warning with nobody's
779 information on it, but this is the one we use when it's applicable for our
780 interviews. And do you mind just reading the highlighted portions of this
781 general Lybarger that I gave you? And I'm stipulating that this is not the one
782 that you were given the day of.
783
784 COSTAN All right. It's towards the end of the page, page 1: "Do you understand that, based
785 upon the authority vested in me by the Chief of Police, I am ordering you to answer
786 all of our questions. Any statement made under compulsion of a threat of discipline
787 cannot be used against you in a later criminal proceeding. However, if you do not
788 answer our questions truthfully and fully, a charge of insubordination may be
789 imposed which could result in discipline up to and including termination." And

790 under number 3: "Do you understand that I am ordering you to answer our
791 questions and that if you do not answer them truthfully and fully, it could result in
792 disciplinary action up to and including termination?"
793
794 LANDBERG So, keeping in mind your answers you had given that day, did you comply with
795 the admonishment?
796
797 NUNLEY Objection. Calls for a legal conclusion on the ultimate issue.
798
799 LANDBERG Your objection is noted. Go ahead and answer.
800
801 COSTAN At the time of our last interview, I feel like I was being truthful to everything that
802 I remembered. I was relaying it as well as I could. I was being truthful at the time,
803 yes.
804
805 LANDBERG Do you have a follow-up to that that I cut you off on? All right, let's go over the
806 210.04 policy that I have in front of you. Would you go ahead and just please read
807 the highlighted portions?
808
809 COSTAN Just straight through?
810
811 LANDBERG Just the highlighted portions. You don't have to read the entire policy, just the
812 highlighted portions, and then I'll ask you a couple questions.
813
814 COSTAN All right. "Purpose: The purpose of this order is to establish criteria for the general
815 and professional conduct of Department employees. Policy: It shall be the policy
816 of the Sacramento Police Department to ensure exemplary conduct of Department
817 employees, both on and off duty, and in keeping with the standards of the City
818 Charter, Civil Service Rules and Regulations, and established labor agreements.
819 Professional Conduct (all employees): Employees shall: k. Not file false,
820 inaccurate or improper information orally or in writing, either personally or
821 through another employee, for criminal prosecution, personal gain, or for unearned
822 recognition, including sick or injury reports, falsification of public records, or for
823 any other purpose." Under subsection D: "Supervision/Lawful Orders: 4. The
824 willful disobedience of any lawful order issued by a superior is insubordination."
825
826 LANDBERG Keeping in mind your answers that you've given today, have you violated any
827 portion of subsection A; subsection 2, subsection k?
828
829 NUNLEY Objection. Calls for a legal conclusion.
830
831 LANDBERG Your objection is noted. Go ahead and answer.
832

833 COSTAN No. At the time I answered everything, I don't believe I was in violation of the
834 General Order.
835

836 LANDBERG Okay. And then, for section D, subsection 4, keeping your answers in mind, do
837 you feel you violated that subsection?
838

839 NUNLEY Same objection.
840

841 LANDBERG Objection is noted.
842

843 COSTAN No, I don't.
844

845 LANDBERG No. Okay. Is there anything you want to add? I told you I'd give you an
846 opportunity to speak at the end.
847

848 COSTAN I mean, I just wrote a couple notes because this is obviously kind of a stressful
849 time. I'm just trying to get my words out as best I can. I know for a fact that I was
850 not defiant. I was not insubordinate and still am not today. I believe the
851 information that I previously gave, that I thought I got from a phone call, it must've
852 been gathered from another time. I don't recall exactly. I mean, the number of
853 calls that I go on with my team, if you just break it down to a weekly basis, the
854 number of calls that we go to or the amount of communication between myself
855 and my partners — I mean, you can see it on the phone logs. In a 24-hour period,
856 only one of those is a personal phone call. The rest are with my sergeant or with
857 my team. I mean, I got Barbee, Swaleh, and Spring. That's three out of the eight
858 people on my team that I spoke to in just that period of time. And I know, if you
859 look beyond that, there's way more contact with me and my partners on the phone,
860 over the radio, in person, car-to-car, when we're at another call talking about
861 separate calls. It's just the amount of calls and the amount of conversations I have
862 with my partners, they all start bleeding together. I mean, we've already
863 established that I didn't take the proper time on this call. It was insignificant. I
864 maintain that I treated it as an insignificant call, whether that was correct or not.
865 It's obviously not, but it doesn't stand out. And, obviously, I mis-remembered or
866 didn't remember things as clearly as I initially thought.
867

868 And I do appreciate the chance to come in and talk about that today. On the 22nd,
869 I was so adamant about these phone calls that I was even willing to give you my
870 phone records. I mean, I wanted to bring that up. I wanted to hold it and say,
871 "Hey, look, this is when I talked to Ofc. Swaleh." It took me a couple days to kind
872 of figure out how to get my old phone records and stuff like that. But when I found
873 out that I didn't, in fact, make this phone call, I reached out to Seth immediately
874 and wanted to provide that information to you. If we go to line 5457 on our
875 transcript, it's when Alonso says, "After you leave this interview, should you
876 remember anything that is different from or in addition to the information that

877 you've given today, I'm ordering you to contact Sgt. Landberg immediately. I'm
878 also ordering you to not discuss this matter with any other department employee.
879 Do you understand these orders?" Line 5463 says, "Yes." I understood that. I
880 don't believe I was insubordinate. As soon as I realized that the information that I
881 so firmly believed on the 22nd, as soon as I realized that's not, in fact, how it
882 happened, I'm not remembering, this is inaccurate, I reached out to Seth. Seth
883 reached out to you, and I believe you guys had a conversation of "Hey, do you
884 want this in writing or do you want me to go back on the record?" I was more than
885 willing to come back on the record to try and give my side that I was not
886 insubordinate.

887
888 I mean, the amount of calls we go on, there's so many. I mean, my wife has asked
889 me the next day, "Hey, how was your night last night? What'd you do?" and after
890 that 10-hour shift or 12-hour shift after overtime and stuff, I sometimes don't even
891 remember what I did that night before because the second I get home, like, you
892 just check out for a minute. If it wasn't a significant homicide, pursuit, or even a
893 messy DV, something more than what this DV call was, there's a good chance I'm
894 not going to remember it. I mean, there's only so much room in my memory. I
895 clearly didn't take this one seriously, and it almost just disappeared until we're back
896 to focusing on it. So, I mean, I'm here, basically, to say that I was not trying to be
897 defiant. I'm not insubordinate and this is — integrity is all I've got. That's why
898 I'm trying to give my two cents here. I hope you guys take that into consideration
899 that my memory of this situation is not accurate. It's not that I wasn't trying to be
900 truthful. I'm trying to be open about everything I remember about it. It's just that
901 memory just failed me in that moment, and that's what leads us here. But I do
902 appreciate the time.

903
904 NUNLEY I have nothing further, gentlemen. Thank you.

905
906 [REDACTED] Is there anything else related to this matter which we have not covered that needs
907 to be added, clarified, or changed? If so, I'm ordering you to provide that
908 information now.

909
910 COSTAN No, there's nothing further.

911
912 [REDACTED] After you leave this interview, should you remember anything that is different
913 from or in addition to the information that you've given today, I'm ordering you to
914 contact Sgt. Landberg immediately. I am also ordering you to not discuss this
915 matter with any other department employee. Do you understand these orders?

916
917 COSTAN Yes.

918
919 [REDACTED] Concluding the interview at 1124 hours.

920

921 **End of Recording**

922

923 **Transcribed by: DocuScript, LLC/mw**

INTERVIEW WITH David Costan

1
2
3
4 ALONSO The date is October 22, 2020. The time is 1040 hours. Present in the Internal
5 Affairs Office are David Costan; Seth Nunley, who is with Mastagni's law firm;
6 Sgt. Gerald Landberg; and myself, Det. Lilia Alonso. The purpose of this meeting
7 is to conduct an interview of David Costan, who is an employee with the
8 Sacramento Police Department in the capacity of police officer. This is an
9 administrative investigation on the charges of conduct unbecoming, dishonesty,
10 and neglect of duty involving Ofc. Costan, Ofc. [REDACTED], Ofc. Hollibaugh, and Sgt.
11 [REDACTED]. This is an administrative investigation only on these charges. Do you
12 understand that?
13
14 COSTAN I do.
15
16 ALONSO However, since the allegations indicate that a crime may have been committed, I
17 am advising you that you have the right to remain silent. Anything you say may
18 be used against you in court. You have the right to the presence of an attorney
19 before and during any questioning. If you cannot afford an attorney, one will be
20 appointed for you free of charge before any questioning if you want. Do you
21 understand each of these rights that I have explained to you?
22
23 COSTAN I do.
24
25 ALONSO Having these rights in mind, do you wish to talk to us now?
26
27 COSTAN No.
28
29 ALONSO Although you have the right to remain silent and not to incriminate yourself, your
30 silence can be deemed insubordination and result in administrative discipline. Do
31 you understand that, based upon the authority vested in me by the Chief of Police,
32 I am ordering you to answer all of our questions?
33
34 COSTAN I do.
35
36 ALONSO Any statement made under compulsion of a threat of discipline cannot be used
37 against you in a later criminal proceeding. However, if you do not answer our
38 questions truthfully and fully, a charge of insubordination may be imposed which
39 could result in discipline up to and including termination. Do you understand that
40 this is only an administrative investigation?
41
42 COSTAN I do.
43
44 ALONSO Do you understand the allegations?

45
46 COSTAN Yes.
47
48 ALONSO Do you understand that I am ordering you to answer our questions, and that if you
49 do not answer them truthfully and fully, it could result in disciplinary action up
50 to and including termination?
51
52 COSTAN Yes.
53
54 ALONSO Okay.
55
56 LANDBERG Good morning. For the record, can you please state and spell your full name?
57
58 COSTAN David Costan, D-A-V-I-D. Last name Costan, C-O-S-T-A-N.
59
60 LANDBERG And how long have you been an employee with the Sacramento Police
61 Department?
62
63 COSTAN A little over four years.
64
65 LANDBERG Which academy did you attend?
66
67 COSTAN 16-BR2.
68
69 LANDBERG And that was here at the Sacramento Police Department?
70
71 COSTAN Yes.
72
73 LANDBERG Do you have any other prior law enforcement experience?
74
75 COSTAN No.
76
77 LANDBERG How about any prior military experience?
78
79 COSTAN No.
80
81 LANDBERG What is your current assignment?
82
83 COSTAN Before I was a patrol and I was 6C, graves, junior side.
84
85 LANDBERG Okay. What team number?
86
87 COSTAN I believe it's 37.
88

89 LANDBERG 37?
90
91 COSTAN I can't remember off the top of my head.
92
93 LANDBERG So, your current assignment is operations?
94
95 COSTAN Yes.
96
97 LANDBERG Working patrol?
98
99 COSTAN Mm-hmm.
100
101 LANDBERG On graveyards in District 6?
102
103 COSTAN Yeah.
104
105 LANDBERG Okay. Who is your current supervisor?
106
107 COSTAN Sgt. [REDACTED].
108
109 LANDBERG Okay. Did Sgt. [REDACTED] give you any expectations at the beginning of the year? And
110 when I say "you" I mean the entire team.
111
112 COSTAN I believe he briefly went over his expectations. I can't remember exactly what
113 they are at this point. But basically, go out, do your job. If you have any questions
114 or concerns, give me a call. He gave us his phone number. It was really brief.
115 Nothing specific that stands out in mind.
116
117 LANDBERG Can you recall if he gave you expectations verbally, or did he also give you a
118 printout?
119
120 COSTAN I think he might have sent an email, but I can't remember. I know we definitely
121 had a verbal sit-down as a team on our first rollcall.
122
123 LANDBERG Okay. But right now, 10 months later, you're not—you can't [quite remember
124 what was said? (*overlapping*)
125
126 COSTAN No. I'm not too certain. No.]
127
128 LANDBERG That's fair enough. Can you give me a brief understanding of what your
129 responsibilities and duties are as a police officer?
130
131 COSTAN As a patrol officer, I respond to calls for service. I handle—I mean, primary is
132 obviously to handle calls for service as much as you can and proactivity wherever

133 you can. As a team, we kind of all choose different things that you want to focus
134 on, be it some people want to focus on getting 10-8s, or narcotics, or something
135 like that. Nothing official, but we all like to have our own little thing that we like
136 to go after to keep us sharp so we're not just going to a call for service and then
137 sitting in a parking lot. So, general enforcement of the law through proactivity,
138 besides calls for service.
139
140 LANDBERG So, calls for service, general enforcement of the law, and then also proactivity.
141 And then, what-
142
143 COSTAN We like to do community engagement a little bit, but it's so hard on graves. But
144 if an opportunity arises, we've done it. So...
145
146 LANDBERG Now, as a patrol officer, what kind of uniform do you wear?
147
148 COSTAN I just switched over to the outer carrier vest. What do you mean? In terms of...?
149
150 LANDBERG Is it a full police uniform?
151
152 COSTAN Yes.
153
154 LANDBERG A badge?
155
156 COSTAN Yes. It's a full police uniform with a badge and all the accessories that you need.
157
158 LANDBERG Police patches on your shoulders?
159
160 COSTAN Yes.
161
162 LANDBERG Dark blue in color?
163
164 COSTAN Mm-hmm.
165
166 LANDBERG And then, as a police officer, what kind of vehicle do you typically operate?
167
168 COSTAN A fully marked patrol vehicle. They have lights, sirens, fully outfitted, Sac PD
169 patches on the doors.
170
171 LANDBERG Okay. Did you attend CPT this year?
172
173 COSTAN Earlier this year, yes.
174
175 LANDBERG Did you? Okay. And CPT, what did they go over?
176

177 COSTAN They did some updates. It's kind of hard—I think I was one of the first classes to
178 go through. We did just general update courses. We went through some scenarios
179 and stuff. I think the last day or two was scenarios, and I can't remember
180 specifically what they were.
181

182 LANDBERG Was this the CPT prior to the COVID restrictions, or was this the new abridged
183 CPT that they're doing now?
184

185 COSTAN It was prior to COVID. I think I was one of the first couple classes to go through.
186

187 LANDBERG Okay.
188

189 COSTAN Maybe the first month or two.
190

191 LANDBERG At CPT, did they go over updates on domestic violence?
192

193 COSTAN I vaguely remember the class. Yes, because I remember there was one thing that
194 they went over that everyone was blown away by. There was a certain form that,
195 apparently, no officers had been doing for years and that everyone from my
196 academy class, we didn't even know it existed.
197

198 LANDBERG Okay.
199

200 COSTAN So, that's something that stuck out. I try to remember doing it, but it's a new thing.
201 So...
202

203 LANDBERG Okay.
204

205 COSTAN I guess it wasn't a knew thing, but we were all kind of blown away by that. But,
206 yeah, I do vaguely remember the domestic violence course.
207

208 LANDBERG Now, I know it was a while ago-
209

210 COSTAN Yeah.
211

212 LANDBERG -but do you remember kind of what they talked about other than the new form
213 that's required?
214

215 COSTAN Not specifically, no.
216

217 LANDBERG Okay. Have you attended any other types of major training other than CPT?
218

219 COSTAN I went to the Integrated Gang Training, which was just a weeklong thing down at
220 HOJ. I took a—I guess that'd kind of qualify as a warrant class. I took an online

221 warrant class, a couple various things. I did a specialty assignment for two weeks
222 with East POP, and I think a few other things, but I can't remember exactly what
223 they were.
224

225 LANDBERG The Integrated Gang Training, do you remember—can you just give me a brief
226 overview of what you learned in that training?
227

228 COSTAN Just review of the gangs in the Sacramento area. Walked us through how to write
229 my first warrant, basically just a fake warrant based on investigations and stuff
230 like that, and then how to write it and how to submit it, how to testify in court to
231 it.
232

233 LANDBERG Okay. Did they go over interviewing?
234

235 COSTAN Not in that class. That was just for observation and warrant mainly.
236

237 LANDBERG Okay. So, what are some of your strengths as a police officer?
238

239 COSTAN I mean, I've always felt like, ever since I was on my own, solo, that I take care of
240 my beat. I take care of my team. I try and make sure that everyone's acting
241 appropriately and everyone's doing the appropriate thing as much as they can. I
242 try and keep everyone out of trouble as much as I can, but I really feel like going
243 into calls you need to know what your strengths of your teams are and stuff. So,
244 I know some guys on my team are better at tactics. I know some guys are better
245 talkers. So, not that I take a lead role, but I feel like that's a strength that I've kind
246 of developed in the last couple of years is knowing what everyone's good at and
247 knowing that I'm not good at everything and I'm not perfect at everything. So, I
248 try and take the roles that I fit better and try and just go towards those. I mean, I
249 know sometimes I get a little short-tempered with people that are running their
250 mouths. So, if it's not working with me, I know that I can pass it off to someone
251 else who's better at talking. So, I mean, I just feel like my best strength is just
252 knowing the guys on my team pretty well, at least this year and the last couple
253 years when I've had them the same age. So...
254

255 LANDBERG Now, what do you mean by make sure your team acts appropriate? What do you
256 mean by that?
257

258 COSTAN Like I said, I can get short-tempered sometimes. I like to kind of keep an eye on
259 my guys. If they are—as I hope they would do for me, if someone's getting out
260 of—if a suspect or someone's really in someone's face and I can see my partner
261 getting red in the face or getting a little agitated, trying to swap him out before he
262 talks back to them. I mean, I know we all—we're all humans. We talk back to
263 people when they get under our skin. I try and get there, and my partners try and

264 do that for me. We try and get to each other before someone gets under their skin.
265 So...
266
267 LANDBERG So, that's more like behavior then.
268
269 COSTAN Yeah.
270
271 LANDBERG Stepping in if your partners are not talking appropriately to an individual or
272 maybe getting a little frustrated.
273
274 COSTAN Yes.
275
276 LANDBERG Which, we all have at times. How about performance-wise?
277
278 COSTAN I mean, the guys I've worked with, we're all very similar in age. We've never had
279 problems talking to each other. Like, "Hey, we could have handled that better."
280 That's something we've liked doing as a team after a call, if we can, if there's not
281 another priority call right after, is talking over, "Hey, what could we have done
282 better?" So often that by the time we're done with one call, we rush off, code to
283 another call, so we don't always get that opportunity to talk to each other about
284 what we could've done better, but I feel like our team's been—my teams in the
285 past have been really good about, "Hey, we could have done this better," and then
286 we kind of spitball about how we could've done it better. I've never had an issue
287 with my teams of something where I was like, "Wait, we did that blatantly
288 wrong." So, I haven't really had to come up with that. But I know the guys I've
289 worked with in the past, they would have no problem telling me, like, "Hey, we
290 did that wrong." So, it's basically an open concept of us all being able to talk to
291 each other, I guess.
292
293 LANDBERG Okay. But do you guys make it—is it common for you guys to debrief every call
294 for service, or just when you feel it's necessary?
295
296 COSTAN Even if it's not an official debrief, I mean, you know patrol officers, if they have
297 an opportunity after a traffic stop or something, they like to kind of sit there and
298 bullshit for a little bit. In that little bullshit period we like to talk about what we
299 could have done on that call. Does it happen every time? No. I mean, so often
300 on graveyards, I mean, you go from a one- or two- or three-hour call, and the
301 reason you're leaving that call is to go to another hot call of burg in progress, or
302 assault, or something. So, no, we don't get to talk every time. I wish we could,
303 but there's just not enough officers on the street to cover everything.
304
305 LANDBERG How about some weaknesses? What are your professional weaknesses?
306

307 COSTAN Like I already kind of mentioned, I mean, I can get short-tempered at times. I'm
308 not perfect. I can have people get under my skin. I mean, even though people
309 get under my skin, I'd say that's—there are—not every time, I'll catch myself
310 every time, but I am able to just walk away from things, hand it off to someone
311 else that can talk to them when it's possible. I'd say—I don't know. I've been on
312 for about four years or so. I've done a lot of work on graveyards and stuff like
313 that. I've done a lot of patrol work. I'd say it's almost getting to a weakness of
314 you do the same thing over and over. You don't experience swing shift or day
315 shift, you just kind of stick to that graveyard schedule. Yeah, I work downtown
316 on graves, but then I'm working downtown in Sector 6, in East Sac, so I feel like
317 you kind of start getting almost to that complacency at around four years, and
318 I've—I mean, just recently I've kind of noticed there is some complacency that I
319 didn't recognize happening over two or three years out of training. So, it's one of
320 those things everyone kind of warns you about is, "Hey, watch out for
321 complacency," and you don't really recognize it until someone really brings it up
322 to your attention. So, I'd say that's definitely the weakness I'm facing right now
323 is getting on for about four years, that complacent nature of thinking I know
324 everything, but I know I don't. So...

325
326 LANDBERG So, today, we're specifically going to talk about—well, it's actually the 14th, but,
327 on August 14, 2020, was there anything unusual going on during that shift?

328
329 COSTAN Not during that shift, but I think that was around the time that my partner,
330 [REDACTED] went over to the gang team. So, I think that was probably within a
331 month or so so that he and I—you know, I started running solo more often because
332 I think Hollibaugh replaced [REDACTED], if I remember correctly.

333
334 LANDBERG And just for clarification, your shift started on the 13th, but, obviously, being a
335 graveyard officer, it rolled into the 14th.

336
337 COSTAN Yeah.

338
339 LANDBERG Okay. I don't want that to confuse either of us since it's [two separate days.
340 *(overlapping)*

341
342 COSTAN No. It's always difficult.]

343
344 LANDBERG Yeah [*laughs*]. But you can't remember anything unusual? It wasn't super busy?
345 There wasn't a homicide or Code 1 status?

346
347 COSTAN I know there was a—just from watching the body camera, I remember, because I
348 was talking to Hollibaugh briefly, I know there was a kind of—the only thing
349 different about that night is they were doing a prostitution sting on Stockton Blvd.

350 So, we were supposed to kind of, not avoid it, but not do proactive stops along
351 there, kind of inadvertently avoid it, I guess.
352
353 LANDBERG Okay.
354
355 COSTAN That's the only thing that I can—I mean, from so far back, I can't remember
356 exactly, but that's about it.
357
358 LANDBERG How about on a kind of personal level? Were you tired? Were you hungry?
359 Anything like that? Anything that would make you...
360
361 COSTAN Nothing that I'm going to remember from this far back.
362
363 LANDBERG I understand that. I just-
364
365 COSTAN But no, nothing big.
366
367 LANDBERG Nothing that would make you preoccupied?
368
369 COSTAN No.
370
371 LANDBERG That you can remember?
372
373 COSTAN No.
374
375 LANDBERG Okay. Fair enough. How long have you known Ofc. Hollibaugh?
376
377 COSTAN Maybe a month or two, just since he's been on the team, since he got placed on
378 the team.
379
380 LANDBERG And he is a Phase 4, correct?
381
382 COSTAN Yes.
383
384 LANDBERG So, if you only know him for about a month or two, you're probably not friends
385 outside of work.
386
387 COSTAN No, we haven't hung out outside of work.
388
389 LANDBERG Okay. How would you describe your working relationship with Ofc. Hollibaugh?
390
391 COSTAN It's been fine since I've known him. I know he was the first person to go solo—
392 or I believe he was the first person to go solo from his academy. So, he's been a
393 good partner. I've been kind of, not so much taking a backseat role, but I have let

394 him take lead on more things to kind of—because I'm not an FTO or anything
395 like that. It's something I wouldn't mind doing in the future. I'd kind of like to,
396 you know, not so much watch over him, but kind of see how he works and see if
397 there's something that he needs help with or anything like that.
398

399 LANDBERG Do you work well together?
400

401 COSTAN Yeah, we work fine.
402

403 LANDBERG And would you describe, just kind of what you described now, you're more like
404 a mentor to him?
405

406 COSTAN I mean, I wouldn't say mentor. It's more just a partner that's willing to, with a
407 little bit of experience, kind of give him my experience. I mean, I don't know if
408 he would say a mentor, but it's more I'm just going to pass on anything I have to
409 him in the little bit of time that I've had. So...I mean, a little bit. In a state, I
410 guess, you could be a mentor, but, I mean, it wasn't too serious. More just, any
411 information I can give him to help him along, I would.
412

413 LANDBERG But you have four years on, and he has one to two months on solo. So, you let
414 him take the lead to just get more experience?
415

416 COSTAN Yeah. That's kind of the reason I haven't offered to ride with him, to be partnered
417 up. It's not that I don't like him, but I've always kind of been like when we get
418 Phase 4 on the team or in the past, that you don't just start riding with them every
419 day because you become—you learn a lot more riding solo than you do with a
420 partner. And then because if you ride with a partner for so long and you go back
421 to solo, it's an adjustment. So, him being solo, I kind of liked seeing him operate
422 on his own because he can do his own proactive work and kind of work on his
423 own.
424

425 LANDBERG And you are beat partners, correct?
426

427 COSTAN Yes.
428

429 LANDBERG In 6C?
430

431 COSTAN Yes.
432

433 LANDBERG In your estimation, how many calls for service have you handled together?
434

435 COSTAN I'd say more than 40, less than 100. It's kind of hard to guess because I can't
436 remember exactly how long he's worked, but I'd say it's definitely over 40.
437

438 LANDBERG I'm not going to hold you to a number, I'm just generally speaking.
439
440 COSTAN Yeah. I'd say definitely over 40 between stops I've helped him on and random
441 calls and stuff that we've been together. So...
442
443 LANDBERG Okay. And what kind of calls have those been?
444
445 COSTAN I mean, you name it. We've pretty much been on everything together besides a
446 homicide or something like that. I mean, I've helped him on traffic stops. I've
447 helped him on the 415s. I mean, 459s and stuff like that. I don't think we've been
448 in a pursuit or anything together, but, I mean, everything. Pretty much a
449 smattering of everything on patrol.
450
451 LANDBERG Would you consider him a competent officer?
452
453 COSTAN Yeah. Absolutely.
454
455 LANDBERG Have you seen anything in the last one to two months that you guys have been
456 partners where you'd question his decision-making or his decision-making
457 ability?
458
459 COSTAN I wouldn't say it's anything that I've questioned his ability. It's more just being a
460 new officer and being a little standoffish, a little apprehensive, but I think it's just
461 the new personality. He's trying to figure out where he fits. But there's never any
462 question of him doing something wrong or something questionable. Maybe a few
463 tactic issues, but nothing big.
464
465 LANDBERG Do you recall how many domestic violence calls for service you two have handled
466 together?
467
468 COSTAN I'd say probably about 10 or more probably in about a month, be it 415 DVs all
469 the way up to 273.5s or the likes, I guess.
470
471 LANDBERG Now, admittedly, I haven't been in patrol for a while. Is a DV call for service, is
472 that one of the most common calls you guys are going to respond to on graveyard?
473
474 COSTAN I'd say on graveyards, yes. Because, I mean, you could have a traffic stop that
475 turns into a 415 DV where you stop the male, the female starts screaming at him,
476 and you have to separate them before they get physical, or you go to a 415 at just
477 a house party, and it actually is a 273.5 where the male and the female or the male
478 and his estranged brother are getting into a fight and the female gets involved.
479 So, I'd say on graveyards it's—I mean, or any time typically on patrol, anything
480 can kind of move to a DV I would say, I guess. You always kind of have to have
481 that as an idea.

482
483 LANDBERG So, it's a pretty common call for service that officers respond to?
484
485 COSTAN Yes.
486
487 LANDBERG And is it safe to say it's a pretty—I don't want to use the term common; that's not
488 right, but is it a type of call for service that you typically respond to quite a bit?
489
490 COSTAN Yes.
491
492 LANDBERG Okay. How about child abuse and child neglect calls for service? How many
493 have you two handled together?
494
495 COSTAN Very few on graveyards. I mean, the child abuse ones, I wouldn't even say
496 we've—I don't even think we've handled any together. I'd say it's more you have
497 to notify CPS after a domestic violence, and that's about as far as it goes for
498 graveyards. I mean, not to say you don't have those child abuse reports at night,
499 but it's—I've handled so few on graveyards because the only time the kids are
500 involved is during a domestic violence. So, I don't remember, honestly, the last
501 time I had a child abuse incident on graveyards.
502
503 LANDBERG So, prior to talking, I gave you a digital copy of your CAD call, specifically
504 speaking it's 20-242901. I gave you a copy of your body-worn camera for that
505 specific CAD call. I gave you three penal code sections: 243(e)(1), 273.5, and
506 273a. And I gave you four General Orders: 210.04, 527.05, 533.04, and 540.02.
507 Oh, excuse me.
508
509 ALONSO And then, we also gave you a copy of a 914S, which is a supervisory message,
510 which is going to be IAD number SM2020-151.
511
512 LANDBERG Yes. Have you had plenty of time to review what I've given you?
513
514 COSTAN Yes.
515
516 LANDBERG Do you have any questions before we continue?
517
518 COSTAN No.
519
520 LANDBERG Okay. And actually, for the record, I want to add the call number that that's
521 associated with just so we all know. Yep. That's confirming that's what it is. So,
522 that is the actual call number. All right. Let's talk about some of your training.
523 Have you received training on how to conduct investigations?
524
525 COSTAN Yes.

526
527 LANDBERG And where have you received that training?
528
529 COSTAN The academy, 16-BR2, and through field training.
530
531 LANDBERG Okay. When you were in the academy specifically, what types of crimes were
532 you taught to investigate?
533
534 COSTAN Pretty much everything, domestic violence, child abuse, homicides, assaults,
535 pretty much everything you'd come in to.
536
537 LANDBERG And in the academy you have different blocks of education or topics and their
538 Learning Domains. Correct?
539
540 COSTAN Yes.
541
542 LANDBERG So, I want to talk right now, specifically, about Learning Domain number one,
543 which was Ethics. And for the record, you got 13 hours of instruction on that
544 topic. Do you remember Learning Domain number one?
545
546 COSTAN Yes.
547
548 LANDBERG What were you taught? And I know it's been a while, but just kind of generally
549 speaking. Do you remember?
550
551 COSTAN Generally speaking, that your integrity is everything. How you carry yourself
552 and how you—it's the reason it's LD1. It's the primary thing you're going to build
553 on as an officer. If people don't trust you and what you say, then you've got
554 nothing.
555
556 LANDBERG Okay. Do you remember if you were taught about interacting with victims,
557 witnesses, suspects in the community?
558
559 COSTAN I don't remember specifically, but I know we were.
560
561 LANDBERG Okay. Were you taught about interviewing?
562
563 COSTAN Yes.
564
565 LANDBERG What questions to ask victims and what questions to ask suspects?
566
567 COSTAN Yes.
568
569 LANDBERG Were you taught about the importance of documentation?

570
571 COSTAN Yes, I was.
572
573 LANDBERG And then, obviously you kind of touched on it a little bit, but they probably went
574 over just generally speaking kind of things that will get you in trouble?
575
576 COSTAN Yes.
577
578 LANDBERG Dealing with ethics -
579
580 COSTAN Yeah.
581
582 LANDBERG - and not doing the right things and stuff like that. Were you tested on that LD?
583
584 COSTAN Yes, I was.
585
586 LANDBERG And did you get a passing score on the LD?
587
588 COSTAN I did.
589
590 LANDBERG Okay. So, let's talk about Learning Domain number four: Victimology. Do you
591 remember that one?
592
593 COSTAN Less so than LD1, but I remember it briefly.
594
595 LANDBERG Okay. And again, I realize it's been four years.
596
597 COSTAN A little bit.
598
599 LANDBERG I realize that. For the record, you were given eight hours of instruction on that
600 Learning Domain. Do you kind of remember what you were taught during that?
601
602 COSTAN Not specifically. I mean, just from the title I can guess, but I don't want to guess
603 what I was taught then, four years ago.
604
605 LANDBERG Okay. I did some research on the Learning Domain and some topics that you
606 were taught were being a victim of a crime can have a physical and emotional
607 impact on you. Does that kind of ring a bell?
608
609 COSTAN That sounds familiar.
610
611 LANDBERG And then, how crimes can affect people differently.
612
613 COSTAN Mm-hmm.

614
615 LANDBERG And then, just the legal authority and individual's rights when it comes to crimes.
616
617 COSTAN Mm-hmm.
618
619 LANDBERG Okay.
620
621 NUNLEY Is that a yes?
622
623 COSTAN Yes. Sorry.
624
625 LANDBERG Thank you. And you were tested on this LD?
626
627 COSTAN Yes, I was.
628
629 LANDBERG And you were given a passing score?
630
631 COSTAN Yes.
632
633 LANDBERG And then another Learning Domain that we'll touch on is Crimes Against
634 Children, which is Learning Domain number nine. You were given five hours of
635 instruction on that. Do you kind of remember what you were taught in that five
636 hours?
637
638 COSTAN Yeah, yeah. I do. Briefly.
639
640 LANDBERG Can you just give me a rundown?
641
642 COSTAN Just the main differentiating points between a misdemeanor and felony child
643 abuse cases. I believe we went over contacting CPS when you need to, when you
644 shall do it, and stuff like that.
645
646 LANDBERG Do you remember receiving some instruction on the different crime
647 classifications?
648
649 COSTAN Briefly, yes.
650
651 LANDBERG And then, the specific law reporting requirements?
652
653 COSTAN Yes.
654
655 LANDBERG And then, the importance of documentation?
656
657 COSTAN Yes, I was.

658
659 LANDBERG Okay. And then, again, you were tested on this LD?
660
661 COSTAN Yes, I was.
662
663 LANDBERG And you were given a passing score?
664
665 COSTAN Yes.
666
667 LANDBERG Thanks. And finally, we'll talk about Learning Domain number 25, which is
668 Domestic Violence. For the record, you were given 11 hours of instruction on
669 domestic violence. Can you briefly just tell me what you learned during that 11
670 hours?
671
672 COSTAN I think it was a lot of scenario-based or in the classroom scenario-based questions
673 and stuff like that about how to differentiate between misdemeanor domestic
674 violence, felony domestic violence, and what actions to take for that stuff,
675 including—I believe they even touched on the CPS portion of it. And then, I
676 think it went over restraining orders and stuff in that loose category. I don't think
677 they went over it specifically in there, but they touched on it.
678
679 LANDBERG Did they touch on interviewing -
680
681 COSTAN Yes.
682
683 LANDBERG - parties?
684
685 COSTAN Mainly separating them. Yes.
686
687 LANDBERG Do you recall if they touched on the cycle of domestic violence?
688
689 COSTAN Yes, they did.
690
691 LANDBERG And then, report writing?
692
693 COSTAN Yes.
694
695 LANDBERG And I'm sure, but I just want clarification, that they went over the law in
696 California -
697
698 COSTAN Yes.
699
700 LANDBERG - regarding domestic violence?
701

702 COSTAN Yes.
703
704 LANDBERG That it's a shall arrest?
705
706 COSTAN Yes, it is.
707
708 LANDBERG And I apologize if you touched on this, but did they go over the different crime
709 codes like the 273.5 and the 243(e)(1)?
710
711 COSTAN Yes.
712
713 LANDBERG Okay. And you were tested on this?
714
715 COSTAN Yes, I was.
716
717 LANDBERG And you got a passing score?
718
719 COSTAN Yes, I did.
720
721 LANDBERG Okay. So, following the academy, you went to field training. Is that correct?
722
723 COSTAN Yes.
724
725 LANDBERG How many field training officers did you have?
726
727 COSTAN I have to think about it. I think it was about five.
728
729 LANDBERG Five?
730
731 COSTAN Something like that.
732
733 LANDBERG Do you recall how long you were in field training?
734
735 COSTAN Let's see. I graduated in December of '16. I think I went solo in July or August,
736 sometime around then.
737
738 LANDBERG Okay.
739
740 COSTAN Sometime in the summer, so about six months, I guess.
741
742 LANDBERG Now, when you were in field training, were you taught how to investigate crimes?
743
744 COSTAN Yes.
745

746 LANDBERG Was there any difference between the way you were taught in the academy than
747 the way you were taught in field training?
748

749 COSTAN Nothing drastically different. Each person had their own way of doing their
750 investigations, but more or less it was along the lines of what the academy taught.
751

752 LANDBERG Okay. How many investigations do you think you conducted while you were on
753 training? I mean, just [general investigations. (*overlapping*)
754

755 COSTAN Just any?]
756

757 LANDBERG Yeah.
758

759 COSTAN I mean, well over 100 I'd say.
760

761 LANDBERG Okay.
762

763 COSTAN 100 to 200.
764

765 LANDBERG So, combining the academy and field training, how many hours do you think you
766 were given instruction on how to conduct investigations?
767

768 COSTAN I'm not sure how to exactly answer that. I mean, we had so many hours, and I
769 mean, I don't even know how many hours -
770

771 LANDBERG Okay.
772

773 COSTAN - you'd consider for the academy. It's almost nonstop.
774

775 LANDBERG So, I guess, let me rephrase that then if you can't give a number. In your opinion,
776 were you given ample instruction throughout the academy and throughout field
777 training on how to conduct investigations?
778

779 COSTAN Yes, I do.
780

781 LANDBERG Do you remember what you were specifically taught?
782

783 COSTAN In regards to investigative tactics?
784

785 LANDBERG Yeah. Just investigation.
786

787 COSTAN Not specifically. I mean, I know there are certain tactics you want to take. I
788 mean, there's certain times that you don't care if people are right next to each other
789 kind of talking back and forth, and then there's other times, like domestic

790 violence, where you absolutely want to separate them so you can get a clear and
791 concise idea of what happened. Obviously, in a perfect world you get them in
792 two separate rooms, but, I mean, to the best of your ability you got to separate
793 them. But you also have to be able to keep an eye on your partner in case
794 something happens to your partner. So, those are the two big things I remember.
795 When you do separate for investigation, you have to know where your partner is
796 and what's going on with them. So, you have to keep an eye on them too.
797
798 LANDBERG But they did teach you—I'm assuming, and correct me if I'm wrong, but they did
799 teach you how to interview [an individual? (*overlapping*)
800
801 COSTAN Yes, they did.]
802
803 LANDBERG Okay. The questions to ask or how to ask the appropriate questions?
804
805 COSTAN They didn't give us specific questions to ask, but, yeah, they kind of teach you
806 how to go in a somewhat straight line. Obviously, people deviate from that and
807 you kind of lose track a lot sometimes, but you kind of want to follow a certain
808 train of thought as much as you can.
809
810 LANDBERG Generally speaking, is it the who, what, when, where, and why-
811
812 COSTAN Yes.
813
814 LANDBERG - type of questioning?
815
816 COSTAN Yes.
817
818 LANDBERG You conducted domestic violence investigations in field training. Correct?
819
820 COSTAN Yes.
821
822 LANDBERG You don't remember how many? A guesstimation?
823
824 COSTAN I mean, I'd say at least 10.
825
826 LANDBERG At least 10. And of those 10, how many hours do you think that took to
827 investigate those crimes?
828
829 COSTAN Does that include writing them?
830
831 LANDBERG Sure.
832

833 COSTAN I mean, in field training I know it took a long time. So, probably, I'd say an hour
834 for each one of those and probably 15-20 hours total.
835

836 LANDBERG Okay.
837

838 COSTAN I mean, I wrote slow in the beginning.
839

840 LANDBERG Completely understandable. Now, also in field training, were you taught how to
841 conduct child abuse/child neglect investigations?
842

843 COSTAN Yes.
844

845 LANDBERG Do you remember what they specifically taught you about those types of
846 investigations?
847

848 COSTAN I don't remember what they specifically taught me. I think I had maybe three or
849 four in field training that, you know, we had children we'd try and talk to and
850 stuff. I mean, I don't remember specifically how they trained us to talk to
851 children, but it's a little bit different than adults.
852

853 LANDBERG Are they a little more uncommon?
854

855 COSTAN They're much more uncommon, especially on graveyards for me, and I've been
856 doing graveyards for three years. So...
857

858 LANDBERG So, how many do you think you investigated when you were on training?
859

860 COSTAN In training? Maybe four. I'd say it's around there. Probably not too many.
861

862 LANDBERG So, the time, what time did you put, or I don't want to say put in—how many
863 hours do you think you spent investigating those type of calls?
864

865 COSTAN I'd say at least an hour per call. Yeah. I mean, I can recall some of them in field
866 training that were nothing and we just kind of—my FTO wanted me to do it as if
867 it was a child abuse thing so we could kind of talk to the children. Obviously, not
868 detailed, but just so we could cross it off. And then, I know some that took two
869 or three hours and then we had to call CPS. We had to do the CPS report. So, I
870 don't know. If I had four, maybe four to eight hours, give or take, in field training.
871

872 LANDBERG Now, I know that they weren't as common as, obviously, the DV ones that we
873 talked about earlier, but did you feel like you got enough training through the
874 academy and through field training to be able to: 1. Identify what a child
875 abuse/child neglect case is, and 2. To correctly investigate it?
876

877 COSTAN Yeah, I do.
878
879 LANDBERG Were you taught in training how to properly update your supervisor regarding the
880 status of an investigation or the status of a call for service?
881
882 COSTAN I was.
883
884 LANDBERG And what were you taught?
885
886 COSTAN Through field training officers, basically the main thing , which I've learned now,
887 it wasn't necessarily in field training, but if you feel like a complaints coming,
888 you want to let your sergeant know what the case was, what the instance was, just
889 so he has a heads up, so he's not surprised by that. But in field training it was—
890 I mean, as a young officer with the field training officer in the car, it's your job to
891 update the sergeant when necessary. So, if there's important things like when you
892 have to update them on collisions for something as minor as a collision with injury
893 updates or domestic violence if it's a true domestic violence, all the way up to,
894 "Hey, I need you to come out here because it's a 187" or something like that. But
895 what I was always taught by field training officers was if you question what you're
896 doing—or not necessarily if you question, if the sergeant was raised about it on
897 the air, like, "Hey, so-and-so Sam 6 to copy this," you should at least try to give
898 them a call, send them a message, and they've always told me call your sergeant,
899 give him the basics of what the call was and what you're doing, and that's pretty
900 much it. I mean, you don't want to leave your sergeant in the dark. You don't
901 want them questioning what you're doing. So...
902
903 LANDBERG Did they specifically teach you to be accurate in your updates?
904
905 COSTAN What I was taught was to give as much information as the sergeant needs to know.
906 Don't give him all the fluff and all the extra stuff that he doesn't need to know
907 because if he was on patrol, he'd be getting those. It was more of just give him
908 the strong facts of it and then give him what you're doing.
909
910 LANDBERG Okay. But, again, it was also—the point I'm trying to distinguish is, not only give
911 an update, but we got to make sure it's an accurate update. Correct?
912
913 COSTAN Yes.
914
915 LANDBERG Okay. And then not only when you have a call for service, not only are you
916 updating the sergeant, but it's very common to get on the radio and update over
917 the air the status of the call. Is that correct?
918
919 COSTAN Yeah, it is. Not on every call, but...
920

921 LANDBERG When would you do that?
922
923 COSTAN There's certain things. I mean, you can start to learn your sergeant and what they
924 want. So, certain sergeants want an update on every 901 or every vehicle
925 collision, every minor little call. I mean, what I did for [REDACTED], what he wanted was
926 an update over the air for collisions or something like that. Just, "Hey, let me
927 know an injury update." For shots fired, it's "Hey, how many casings were
928 located?" because the lieutenant likes to hear about that. For domestic violence
929 calls, is it a good one or is it not? I think those were pretty much the big ones, or
930 if you just need him out there, radio him. But he was pretty clear, I mean, from
931 the beginning. It's like, "Hey, if you need to just give me a call, give me a call."
932 He's been kind of up front about "Hey, I'm new to graves. So, if you raise me
933 over the radio and you don't get me, just give me a call."
934
935 LANDBERG Okay.
936
937 COSTAN Which is—I think typically we would just kind of call him directly. I'd try to not
938 clog up the air all the time if I could avoid it.
939
940 LANDBERG So, getting on the radio, that's not something you're taught specifically by an FTO.
941 If I'm following you, that's something that you learn basically dependent upon the
942 supervisor you have?
943
944 COSTAN Yeah.
945
946 LANDBERG What they want?
947
948 COSTAN That's how I learned it. Yes.
949
950 LANDBERG Okay. And kind of what updates they want?
951
952 COSTAN Yeah.
953
954 LANDBERG And then, why they want those updates?
955
956 COSTAN Yeah. I've kind of learned that from FTOs. They kind of taught you how to learn
957 from your sergeant and stuff what they want.
958
959 LANDBERG But there's no hard and fast rule [about getting on the radio? (*overlapping*)
960
961 COSTAN Not that I'm aware of. No.]
962
963 LANDBERG It's more of a case-to-case basis?
964

965 COSTAN Yeah. I mean, obviously, if there's someone in a pursuit or something like that,
966 you're not raising it. You're just going to give your sergeant a call and be like,
967 "Hey, this is the situation. This is what we're doing." So...
968

969 LANDBERG Okay. And in your opinion, is it important to give accurate updates?
970

971 COSTAN Yes.
972

973 LANDBERG And then, were you also taught in training how to clear a call?
974

975 COSTAN Yes, I was.
976

977 LANDBERG And what were you taught in regards to clearing calls?
978

979 COSTAN In regards to what? I'm sorry. I don't know exactly-
980

981 LANDBERG So, you get dispatched to a call for service.
982

983 COSTAN Yeah.
984

985 LANDBERG And then you have to clear that call. Correct?
986

987 COSTAN Yeah.
988

989 LANDBERG In order to finalize the outcome and then also in order to become available for the
990 next call for service.
991

992 COSTAN Yes.
993

994 LANDBERG What were you taught, specifically, on how to clear calls?
995

996 COSTAN If there's—if you took someone to jail, mention that. If you have an information
997 report to follow, basically mention that. Basically, click the box that says, "report
998 to follow." Change the type code at the top to what was applicable or appropriate,
999 not what it was dispatched as, but what was more applicable after you've done
1000 your investigation and stuff. And then, occasionally, do comments on the call if
1001 it's not quite met the threshold of writing a report, but you still kind of want to
1002 have ideas of it in case there's another call regarding that or something like that.
1003

1004 LANDBERG And were you taught the importance of accurately clearing calls for service?
1005

1006 COSTAN Yes.
1007

1008 LANDBERG Okay. So, we talked about the academy. We've talked about field training. Can
1009 you just explain to me, how do you get off field training? What's the process?
1010

1011 COSTAN Basically, you do your six or so months of going through field training officers.
1012 You have tests all along the way. I'm not sure exactly how they do it anymore,
1013 but when I did it it was you had one, two, three steps or something that you went
1014 in and tested. And then, the very final thing is you go shadow week, where you
1015 have a senior officer riding with you, basically acting as your shadow, and you
1016 handle everything as you would as a solo officer as you've been taught and all
1017 this stuff, and then at the end of that week, if the senior officer basically gives
1018 you the blessing and says, "Hey, you acted as a solo officer," then you pretty
1019 much become solo the next week, or you remediate if you didn't do something
1020 properly or if you didn't—in a lot of people's cases, if you didn't take someone to
1021 jail or something like that.
1022

1023 LANDBERG So, you have shadow week, and that shadow officer is just to kind of visually
1024 watch just to determine if you're competent enough to-
1025

1026 COSTAN Yes.
1027

1028 LANDBERG -to go solo. And then, isn't there a—is there a written test after shadow week?
1029

1030 COSTAN Yes. There's a final. It's not a—I don't remember if it's written or if it's just an
1031 oral. I can't remember. Oh, no, it is a written because then you kind of go over
1032 it orally after, basically, as a group for any of the issues that someone didn't cover
1033 properly.
1034

1035 LANDBERG Okay. And, again, that's just also to reinforce that you are-
1036

1037 COSTAN Yes.
1038

1039 LANDBERG -prepared to go out on your own.
1040

1041 COSTAN Yes.
1042

1043 LANDBERG As a solo officer. So, in four years, how many domestic violence cases do you
1044 think you've investigated on your own?
1045

1046 COSTAN On my own or with other-
1047

1048 LANDBERG Well, just as—[you're not in training anymore. (*overlapping*)
1049

1050 COSTAN I've been a party of—yeah.] In four years, I'd say over 100.
1051

1052 LANDBERG And I know it's hard to give me a guesstimation, but out of those 100, how many
1053 hours is that do you think?
1054

1055 COSTAN I mean, it's probably going to range above the 100-hour mark, I guess because
1056 some are five minutes, but then you have the other ones where you go to jail and
1057 you need to write reports on. So, some are nothing and five minutes, others are
1058 two, two-and-a-half hours with booking and writing a report. So, I don't know,
1059 150 hours or so.
1060

1061 LANDBERG Okay. Now, when you go to a domestic violence call, because you have quite a
1062 bit of experience doing this, is there any set of questions—and I know every call
1063 is different, but is there just a general set of questions you're always going to ask
1064 at a DV call?
1065

1066 COSTAN I mean, the main thing is—I don't know if there's necessarily a set of questions,
1067 but the first thing is separate the parties, one person with each if you can do that.
1068 And then, I mean, you establish the relationship. You establish their living
1069 situation, what their— if you can, if you can get their history. Basically, I like to
1070 get that really quick in the first line, and then you go from there because if that
1071 first thing is "No, we're actually just roommates and we're not together," then that
1072 changes it. So, I like to get that out of the way, and then you go to what happened
1073 or what the incident was tonight, when it happened, and try to go into details from
1074 there if you can.
1075

1076 LANDBERG Is it common, during these types of investigations, to come upon uncooperative
1077 individuals?
1078

1079 COSTAN Yes.
1080

1081 LANDBERG And how do you deal with uncooperative individuals during domestic violence
1082 investigations?
1083

1084 COSTAN I mean, that's hard to answer. It's always different. But, I mean, if they're
1085 uncooperative verbally, you can try and push for their compliance and you can
1086 try to talk to them a little bit. If they're uncooperative physically or agitated, then
1087 you can detain them in a patrol car or in handcuffs if necessary, or you can get
1088 new, additional officers. But that varies so greatly from call to call.
1089

1090 LANDBERG But would it be safe to say if you go to a domestic violence call for service and
1091 someone's uncooperative, and you ask them a question and maybe they don't want
1092 to answer it or they're being uncooperative, that you might have to ask the
1093 question numerous times to elicit a response?
1094

1095 COSTAN Yes, that's true.

1096
1097 LANDBERG And then, even cooperative individuals, correct? Have you experienced that a
1098 cooperative individual you might ask a question and they may not answer it, and
1099 you may have to ask it several times to elicit a response?
1100
1101 COSTAN Yeah, I've had that.
1102
1103 LANDBERG Third-party statements, when at all possible, is it important to get a third-party
1104 statement during a domestic violence investigation?
1105
1106 COSTAN Yes, it is.
1107
1108 LANDBERG And why is that?
1109
1110 COSTAN Because, I mean, out of these 100 or well over 100 domestic violence's on patrol,
1111 you start figuring out that there's a lot of people that know the game and they
1112 know what needs to be said, and they start using the law almost against the officer.
1113 "Hey, if I say this, then this happens." So, I mean, it comes into question of
1114 credibility of third—like, the third-party statement brings back the credibility of
1115 one party versus another because so often people are just—they'll just say
1116 whatever they can to get what they want or get their end result, I guess.
1117
1118 LANDBERG Have you investigated domestic violence incidents where children have been
1119 present?
1120
1121 COSTAN Yes.
1122
1123 LANDBERG And have you found that, when they're of appropriate age or old enough, they can
1124 provide a statement?
1125
1126 COSTAN Yes. In the right circumstance, yes.
1127
1128 LANDBERG Right circumstances. And have you found that those statements can be credible?
1129
1130 COSTAN They can be, yes.
1131
1132 ALONSO Before we move on-
1133
1134 LANDBERG Oh, excuse me.
1135
1136 ALONSO I just want to clarify a couple things that you just mentioned, like individuals who
1137 are part of the domestic violence investigation. They know the game. They know
1138 the law, and they know what to say to get an officer to act a certain way or to do
1139 certain things. Can you just go into that? What do you mean by that?

1140
1141 COSTAN I mean, you run into these parties where one party—I mean, even if neither party
1142 is actually at fault of any true crime and it's already kind of like a gray area, you
1143 run into some of these parties that they know in California, "Hey, if I say this,
1144 then this is going to happen and they have to take him to jail." So, it's such a
1145 crappy gray area that so many times, I mean, in these 100 or well over 100
1146 domestic violence calls we run into so often where you kind of get to this point
1147 where you feel people are just like, "Oh, if I just say this—if I just slip this out,
1148 then the officer has to do this, and then, I'm good. Then, I win." And I mean, it
1149 happens a lot. It really does. They realize, "I'm just going to say this. I don't care
1150 what happens after this. I'm just going to say this to get him out of here for the
1151 night or get her out of here for the night." And it's a hard spot to be in when you're
1152 like, *I don't really believe this person. I don't think this is really credible.* That's
1153 kind of when you get those third-party witnesses should be interviewed, and they
1154 should see who's credible and who's not.
1155
1156 ALONSO And just so we're clear, you're talking about if a party alleges that there was an
1157 assault by a partner, or husband, wife, significant other, then you have to take that
1158 partner to jail. Is that what you're saying?
1159
1160 COSTAN Yeah, yeah.
1161
1162 ALONSO And that's ultimately what you're talking about? They know what to say?
1163
1164 COSTAN Yes. If you find there's accurate probable cause, where someone—I mean, if
1165 someone just says it, then you're kind of on that way to reasonable suspicion. But
1166 when you get to that point of you got that reasonable suspicion, you need to find—
1167 I mean, you should find that third party possibly to really push that probable
1168 cause. It is a shall arrest, but it's a shall arrest upon probable cause. So, it's that
1169 kind of gray area we're put in in California's law enforcement. So, you need to
1170 push passed that reasonable suspicion to get that probable cause to make that
1171 arrest or to make that shall arrest.
1172
1173 ALONSO And tell me how—if there are no third parties present there, tell me what you—
1174 what's your procedure to find out whether someone is just saying—they know the
1175 law, they know the game, and is making an accusation against their significant
1176 other of being assaulted. Tell me what your process is to figure out whether
1177 they're telling the truth, if there's any truth to it, or if they're just wanting you to
1178 do their bidding.
1179
1180 COSTAN It's a lot of—I mean, honestly, it's just kind of you have to kind of—I mean,
1181 obviously, you separate the two initially. I mean, if you can, you get one person
1182 to talk to party one, and then you talk to party two and you just figure out what
1183 you have, and you talk to your partner. You trust what your partner is saying to

1184 you, and you come to a conclusion. If there are absolutely no third parties, I
1185 mean, I'm not perfect. None of my partners are. You are going to make a—you
1186 could make a wrongful arrest on someone's lies. I mean, it's just how it is. If
1187 they're both alleging totally different things, you can take them both to jail and
1188 let the courts decide it. I don't think there's a 100 percent perfect answer to, I
1189 mean, how do you get someone or how do you establish probable cause versus
1190 one versus the other one when they're both probable cause against each other and
1191 they have different circumstances. I think domestic violence's are just definitely
1192 one of those ones where—I mean, we see them all the time. You arrest someone,
1193 it goes to court, and it gets dropped for whatever reason. I mean, there's no good
1194 way to do it every single time. Every single time is different. Every victim and
1195 suspect is going to act differently. So, I mean, I don't even know if that answers
1196 your question or ...
1197

1198 ALONSO Yeah. I mean, I was just thinking because I think a lot of times we're placed into
1199 situations where we just have the position, someone saying this is what happened.
1200 So, I was just asking you what your process is to find out whether that's an
1201 allegation or that's a true statement. Like, do you ask clarifying questions? Do
1202 you then-
1203

1204 COSTAN Yeah. You try and ask clarifying questions that might discredit someone, or it
1205 might catch them in some kind of lie or a loop or something where they're not
1206 sure how to answer or they just don't answer. So...

1207

1208 ALONSO Okay.

1209

1210 NUNLEY If I may? Officer, your obligation when you respond to a domestic violence or
1211 alleged domestic violence incident, your responsibility is to take the assertion by
1212 a party and determine whether or not there's any truth to that assertion. Is that
1213 fair?
1214

1215 COSTAN Yeah, that's fair.

1216

1217 NUNLEY And in your training and experience, is a mere—or does a mere assertion by one
1218 party against another establish probable cause?
1219

1220 COSTAN No.

1221

1222 NUNLEY So, how do you go about determining or developing probable cause if there are
1223 no third parties there and you have merely one party asserting one thing against
1224 another and vice versa?
1225

1226 COSTAN I've just tried doing more investigations on them, talking to them more, because
1227 it—I mean, typically you can kind of start to get a feeling for someone. If you

1228 just ask them short questions, you won't get a feeling for how they answer or how
1229 they act, but if you talk to them a little bit longer than just that short little bit, then
1230 you kind of gain a rapport, and you kind of understand what they're saying, and
1231 you kind of understand how they react, and you can—it's kind of like a feeling.
1232 You kind of credit or discredit them based on how they interact with you. If
1233 they're cooperative or if they're uncooperative kind of thing, too.
1234

1235 NUNLEY But it's fair to say that you are there to exhaust any and all means to try and
1236 determine the truth of one's claim?
1237

1238 COSTAN Correct.
1239

1240 NUNLEY Okay.
1241

1242 ALONSO And just to clarify, the law is very specific. If somebody makes an allegation of
1243 being assaulted by a party, that meets the criteria for 273.5 or 243(e)(1), and you
1244 cannot prove that they're lying to you, you shall arrest. Is that accurate?
1245

1246 COSTAN If you get to the probable cause of that, just a mere allegation by itself, it's you
1247 should and you need to investigate it. You need to see if there's any truth to that
1248 matter. But one party just saying "Oh, he hit me," it starts an investigation. It
1249 doesn't start a you shall arrest, because that doesn't reach the probable cause until
1250 you can kind of go a little further.
1251

1252 ALONSO Okay.
1253

1254 NUNLEY And just very quickly, a 273.5 specific instance, what would you have before
1255 you? What observation would you make in order to bring discredit or give credit
1256 to an assertion then?
1257

1258 COSTAN You'd see some type of physical mark, injury, or the person—if you couldn't see
1259 their injury, if they're limping or something like that.
1260

1261 NUNLEY Okay.
1262

1263 ALONSO What about a 243(e)(1)?
1264

1265 COSTAN You might see someone limping or—I mean, I guess limping you'd probably go
1266 more of a .5, but it's less obvious right off the bat, and you're just kind of talking
1267 to a person. I mean, .5's are very obvious; (e)(1)'s are where you fall into that
1268 gray area of someone could easily be making up allegations against someone else
1269 because they're in a fight. So, it's less obvious on a .5—or an (e)(1) I mean.
1270

1271 LANDBERG So, on a 273.5 you have a visible injury?

1272
1273 COSTAN Correct.
1274
1275 LANDBERG And then, we'll go over this a little bit later, but then on an (e)(1) you can just
1276 have a complaint of pain?
1277
1278 COSTAN Yes.
1279
1280 LANDBERG Or you can just have...
1281
1282 COSTAN Well, a complaint of pain typically would trigger the .5, depending on what the
1283 complaint of pain was.
1284
1285 LANDBERG Okay. Could you have an injury without it being visible?
1286
1287 COSTAN You could, yes.
1288
1289 LANDBERG Let's circle back to what we were talking about a few minutes ago. We were
1290 talking about children during domestic violence cases. And then, we stopped at
1291 credible—talking about if they could be credible or not, depending on the
1292 situation.
1293
1294 COSTAN Yes.
1295
1296 LANDBERG When you have children on the scene of a domestic violence case, should you
1297 attempt to interview them?
1298
1299 COSTAN You have to establish their age first. I mean, not necessarily that you wouldn't
1300 talk to them, but an interview might not be appropriate for someone of a young
1301 age, but you should at least attempt to talk to them.
1302
1303 LANDBERG Depending on the situation?
1304
1305 COSTAN Yes.
1306
1307 LANDBERG Depending on how old they are?
1308
1309 COSTAN Yes.
1310
1311 LANDBERG If you talk to a child who is on scene of a domestic violence between two parents
1312 or two individuals in a relationship, what kind of information could you gather?
1313
1314 COSTAN I mean, you could establish what they saw or where they were. I mean, a lot of
1315 kids during domestic violence kind of shy away, or hide, or cover themselves

1316 with a blanket. So, kind of establish, “Did you hear this? Did you see this?” Kind
1317 of ask them clarifying questions to kind of determine their cognitive ability of if
1318 they understand the difference between parents physically fighting or parents just
1319 yelling. Just some of those clarifying questions kind of helps you to determine
1320 whether or not it would be actually an interview you need right then.
1321
1322 LANDBERG Are you pretty comfortable handling domestic violence investigations?
1323
1324 COSTAN At this point, yes.
1325
1326 LANDBERG Now, in the last four years, how many child abuse or child neglect investigations
1327 have you investigated?
1328
1329 COSTAN I'd say probably more than 30. That's a lot less common on the graveyards.
1330
1331 LANDBERG And then, of those 30, how many hours do you think you spent investigating
1332 those?
1333
1334 COSTAN I'd say about 30 hours.
1335
1336 LANDBERG Thirty hours? And then, kind of along the same lines of my domestic violence
1337 questioning—and I know every situation is different, but just generally speaking,
1338 do you have a number of foundation questions you might ask when you walk into
1339 a child neglect/child abuse call for service?
1340
1341 COSTAN It's very similar to everything else, who, what, where, when, why. I mean,
1342 establish, kind of, the kid's relationship, establish where the kid stays and all that
1343 stuff. But typically, I try to keep it a lot more light with younger kids about stuff
1344 if I can. If they're in good shape, I like to get them outside and go kick a soccer
1345 ball or something while we're kind of talking. It's a lot more low-key than a
1346 formal sit-down investigation, if I can. But, no, there's no set way I do it.
1347
1348 LANDBERG Okay. Have you ever come across uncooperative individuals during these types
1349 of investigations?
1350
1351 COSTAN With children?
1352
1353 LANDBERG With just—sure. Have you ever come across uncooperative children during these
1354 types of investigations?
1355
1356 COSTAN Yeah.
1357
1358 LANDBERG And how did you overcome an uncooperative child during an investigation like
1359 this?

1360
1361 COSTAN Another sibling or something kind of helps comfort them sometimes. Sometimes
1362 you can't overcome it, they're so young that they just won't talk. I mean,
1363 sometimes it doesn't come out until maybe they talk to a CPS agent. But, I mean,
1364 it's kind of hit or miss on some of these kids. I mean, some of these kids have
1365 been through a lot, so it's kind of hard to talk to them sometimes, but more often
1366 than not, a sibling kind of helps from what I've seen.
1367
1368 LANDBERG And how about parents? Have you ever come across uncooperative parents
1369 during these types of investigations?
1370
1371 COSTAN Yeah.
1372
1373 LANDBERG And how do you overcome that?
1374
1375 COSTAN I don't like physically removing them from the presence of their kid because that
1376 normally leads to that last question of the kid starts being uncooperative. I mean,
1377 if the parents are somewhat cooperative, but they want to be near their kid and
1378 you want to call that uncooperative, I don't—I've had parents that sat near their
1379 kids, but I'd ask them not to say anything. So, it's—I don't know. Child abuse
1380 ones are so kind of up in the air, depending on how you got to deal with it. So, it
1381 just depends on the age of the kids mainly and the allegations, and what's going
1382 on.
1383
1384 LANDBERG But verbally, if you want to question a parent, and they're not being cooperative,
1385 they're not physically being resistive, they're just not being cooperative, how do
1386 you overcome that?
1387
1388 COSTAN Sometimes a change of tactic. Have someone else talk to them. Maybe they don't
1389 want to talk to me because I'm a 30-year-old white kid, male adult, that they don't
1390 even know, or I've had situations where they tell me that their kids are older than
1391 me, so they don't want to talk to me because I don't know what I'm talking about.
1392 So, maybe get an older officer or get someone else there that they might connect
1393 with, if possible. But...
1394
1395 LANDBERG Why do you think a parent might be uncooperative during an investigation like
1396 this?
1397
1398 COSTAN I mean, they can be embarrassed that they put their kid in this situation, or they
1399 could be fearful that they could go to jail for something or they could lose their
1400 kids.
1401
1402 LANDBERG And then, do you separate parties during these types of investigations?
1403

1404 COSTAN As much as you can.
1405
1406 LANDBERG And then, again, much along the lines we talked about earlier, on an investigation
1407 like this, is it smart to get a third-party perspective or a third-party statement?
1408
1409 COSTAN Yes.
1410
1411 LANDBERG And why do we do that?
1412
1413 COSTAN To get to that probable cause portion so it's not a he said/she said situation.
1414
1415 LANDBERG Have you found that children's statements are credible during these types of
1416 investigations?
1417
1418 COSTAN I mean, I've seen a little bit of both. I mean, I've seen kids that'll make things up,
1419 and then I've seen kids that'll tell nothing but the honest, complete truth, and
1420 they're completely accurate in their statement. So, I'd say it definitely ranges, but
1421 you can have credible statements on some kids on their age. It depends on their
1422 cognitive level.
1423
1424 LANDBERG But in your experience, in four years, and let's just talk about any investigation.
1425 Have you had luck having credible statements from children?
1426
1427 COSTAN I have.
1428
1429 LANDBERG Okay. And, again, I understand it's situational.
1430
1431 COSTAN Yeah.
1432
1433 LANDBERG It depends on the child. It depends on the call you're on. And is it safe to say, in
1434 this type of investigation, if you do get an independent statement from a child
1435 when they're able to do so, you can get a better understanding of what occurred?
1436
1437 COSTAN Yes.
1438
1439 LANDBERG You can get a better understanding of maybe what one party did and then what
1440 the other party did, and you can develop probable cause?
1441
1442 COSTAN Yeah. That's accurate.
1443
1444 LANDBERG Okay. Are you pretty comfortable investigating these types of crimes?
1445
1446 COSTAN Yeah, I am.
1447

1448 LANDBERG And I'm specifically speaking of child abuse/child neglect.
1449
1450 COSTAN Yes.
1451
1452 LANDBERG Do you guys need a break? You guys good?
1453
1454 COSTAN I'm good.
1455
1456 LANDBERG Okay, okay. So, prior to our interview, I had you look at 273.5, 243(e)(1), and
1457 the 273a, and then also subsection b. Can you just briefly give me a rundown of
1458 273.5, what the elements are?
1459
1460 COSTAN It's a couple that's in a dating relationship for any period of time. They basically
1461 get into some kind of physical altercation which results in a visible injury or, in
1462 some cases, unconscious can kind of be considered that, or choking. That's, I
1463 mean, then you shall arrest for a felony section.
1464
1465 LANDBERG And how about 243(e)(1)?
1466
1467 COSTAN The same dating relationship for however long, some kind of physical altercation,
1468 and no visible injuries, but they shall arrest for a misdemeanor.
1469
1470 LANDBERG So, what are the two major differences between those two sections?
1471
1472 COSTAN Visible injuries versus a claim of assault that resulted in no injury.
1473
1474 LANDBERG How about 273a? And that's the child abuse/child neglect section.
1475
1476 COSTAN It's basically willful injury to a child that could create great bodily injury, I
1477 believe, essentially that.
1478
1479 LANDBERG Is there a difference between the felony section—what makes one a felony and
1480 what makes one of them a misdemeanor?
1481
1482 COSTAN The misdemeanor section is not likely to cause great bodily injury, if I remember
1483 correctly.
1484
1485 LANDBERG Okay. Under circumstances or conditions other than likely to cause...
1486
1487 COSTAN Yes.
1488
1489 LANDBERG Okay. Now, I know we're required to know a lot of things, and our penal code is
1490 enormous and our vehicle code is enormous, and there are times that we come

1491 across crimes we may not know all the elements to. If you have a situation like
1492 that, how do you find the answer, or how do you find those elements?
1493
1494 COSTAN Either talking to other partners that are on scene, asking other officers that are on
1495 scene, or there's a slew of different apps that you can kind of put in key phrases
1496 and stuff like that and it'll generate what it possibly could be or—I mean, I've
1497 seen people just Google the elements of a crime and have it pop up. I mean, I'm
1498 not a huge fan of that. I like to go find the penal code section and kind of figure
1499 out what I have there.
1500
1501 LANDBERG So, there are web-based applications that you can access from your cell phone-
1502
1503 COSTAN Yes.
1504
1505 LANDBERG - to get you the information you need?
1506
1507 COSTAN Yes.
1508
1509 LANDBERG Is that something you do?
1510
1511 COSTAN Every once in a while. Not too often. I think it's more just to kind of figure out—
1512 because, I mean, like you said, there are so often times I know there's a crime, I
1513 just don't know what penal code section it is for, whether it's a traffic citation or
1514 a misdemeanor citation or something like that. So, I mean, I'd say I probably look
1515 it up mainly for traffic violation numbers, like vehicle codes and stuff like that.
1516
1517 LANDBERG Okay. So, let's talk about the actual call for service. On August 14, 2020, at 1216
1518 hours, were you and Ofc. Hollibaugh dispatched to a call for service?
1519
1520 COSTAN Yes.
1521
1522 LANDBERG What type of call was that?
1523
1524 COSTAN It was a domestic violence in progress.
1525
1526 LANDBERG And for the record, we're talking about CAD call 20-242901. Was that a Priority
1527 2 call?
1528
1529 COSTAN If it was a domestic violence in progress, it should be.
1530
1531 LANDBERG Priority 2? And what's specific about Priority 2 calls?
1532

1533 COSTAN It's a—for dispatch, they typically voice it. They have sergeant copy, and
1534 basically dispatch the closest units possible pretty much. It's definitely one of the
1535 higher ones.
1536
1537 LANDBERG So, it's dispatched and it's also sent to your MDT?
1538
1539 COSTAN Yes.
1540
1541 LANDBERG And the dispatcher voices the details of the call?
1542
1543 COSTAN If not all of the details, most of the details. The pertinent stuff, yes.
1544
1545 LANDBERG The pertinent stuff? So, is it safe to say that on a Priority 2 you're getting it not
1546 only from the MDT, but you're also getting it verbally from the dispatcher, [the
1547 information? (*overlapping*)
1548
1549 COSTAN If you're in the car.] Sometimes you're out of the car and you just get the radio
1550 and you kind of get in and go, but yes.
1551
1552 LANDBERG Okay. So, on a Priority 2 you're getting—you may be out of the car, but the
1553 department is sending it to you in two different ways?
1554
1555 COSTAN Yes.
1556
1557 LANDBERG One in the police car and one over the radio?
1558
1559 COSTAN Correct.
1560
1561 LANDBERG Okay. Do you remember the information you had prior to getting to that call for
1562 service?
1563
1564 COSTAN Not exactly, but I remember that it was dispatched over the air for sergeant to
1565 copy. Male and female in a domestic violence, possibly related to a previous call
1566 for service at the same location at the Ross on Stockton Blvd, and it kind of gave
1567 a brief description of the male, but I don't remember exactly what was all over
1568 the air.
1569
1570 LANDBERG And I understand, it's been a while. Do you recall if dispatch—and we just talked
1571 about Priority 2. Do you recall if dispatch voiced that call for service for you?
1572
1573 COSTAN I believe they did, yes.
1574
1575 LANDBERG Did you pull that call up and read it prior to-
1576

1577 COSTAN The previous one? I can't-
1578
1579 LANDBERG No, no, no. The first one.
1580
1581 COSTAN The first one?
1582
1583 LANDBERG The one you were dispatched to.
1584
1585 COSTAN Oh, yes. I kind of was reading it as I was driving to the scene.
1586
1587 LANDBERG So, it's common practice to familiarize yourself with all your calls for service
1588 prior to arriving on scene?
1589
1590 COSTAN As much as you can, yes. I mean, some of the higher priority ones, as soon as
1591 you have enough units, try and get there as safely and quickly as possible versus
1592 some of them, which are Priority 5 or 6, you can kind of read through and pull up
1593 people and run people. And, obviously, that kind of comes into how you respond
1594 there because if you're a minute away, you're not going to be able to run as much
1595 information, versus if you're 20 minutes away across the city or if you have a
1596 partner, you can run stuff a little bit different. So, yeah, it's common practice if
1597 you can get as much information as you can prior to getting on scene.
1598
1599 LANDBERG So, for domestic violence calls, do you make it a common practice to make sure
1600 you read-
1601
1602 COSTAN Yes.
1603
1604 LANDBERG -the information and to make sure you're privy to all the details of the call -
1605
1606 COSTAN Yes.
1607
1608 LANDBERG -before arriving on the scene?
1609
1610 ALONSO Do you remember if you had time to read the call for service?
1611
1612 COSTAN If I was driving—because, from what I remember, I think I was east of the
1613 location of the Ross on Stockton and Fruitridge, and I think it took me less than
1614 five minutes to get there with Hollibaugh right behind me. So, I mean, I don't
1615 think I read it specifically. I think I just kind of skimmed it, got the general
1616 information, being that it was a domestic violence in progress, trying to get there
1617 and kind of slow things down as much as possible. I mean, ideally, most of the
1618 time I like to run people before I get there, but it doesn't happen all the time,
1619 especially driving by yourself and trying to type on the computer. It doesn't
1620 always happen.

1621
1622 LANDBERG Now, you briefly mentioned this, so let's just make sure we're talking about the
1623 same thing. Were you aware this was a return call for service?
1624
1625 COSTAN Yes. That was mentioned on the radio broadcast, I believe, as a possible return
1626 call.
1627
1628 LANDBERG But when you were initially dispatched, you didn't look at the first call?
1629
1630 COSTAN I don't remember if I pulled up the call or if I had just recognized the call from
1631 earlier. I just can't remember.
1632
1633 LANDBERG On the call for service that you are responding to now, because I know there's two
1634 different calls, so I want to make sure that we're not confusing each other, were
1635 you aware of who called 911 on your call for service?
1636
1637 COSTAN Yes.
1638
1639 LANDBERG And were you aware of what that individual told the operator?
1640
1641 COSTAN Yes.
1642
1643 LANDBERG Can you kind of briefly...
1644
1645 COSTAN It was just that she had been—she was in a physical altercation, or whatever it was,
1646 with her husband. I don't remember the exact words, but I know that she was the
1647 complainant party and that he was acting erratic, essentially.
1648
1649 LANDBERG So, based on just the dispatched call, right, just getting the call for service and
1650 hearing it over the radio, going to that call, what do you think you have or what
1651 are you going to investigate?
1652
1653 COSTAN I mean, if you just take it on just what that is, I mean-
1654
1655 LANDBERG Well, what are you going to investigate? You don't know what you have yet
1656 because you haven't investigated.
1657
1658 COSTAN Well, my first thing was going to a possible return call. As I try to do, I don't
1659 think I pulled up the old call. I don't remember if I—how I knew it, but I called
1660 another officer that was on that call earlier and I basically asked him, "Hey, what'd
1661 you guys have?" Basically, I asked him, "Did you guys kind of investigate a few
1662 little things? Like, "Hey, did you have any concerns of whether it was a DV?
1663 Did you have any concerns for the kids? Or what was —?" I basically had talked
1664 to him. I was like, "What was the general outcome?" because I only had a couple

1665 minutes to drive to the scene. I figured I'd talk to an officer rather than try to read
1666 through stuff, and trust a partner that he would just basically tell me exactly what
1667 they had. And he basically gave me the—you know, it's just, they're kind of—
1668 they're both making assumptions—they're both kind of talking shit about each
1669 other. They're kind of—not necessarily making allegations, but they're both
1670 uncooperative. Male half's not cooperative, and they just walked away and told
1671 them to basically be adults. That's the information I kind of got as I went to it. I
1672 don't think I pulled up the first call. So, going to that call, I kind of had that in
1673 my mind of, *okay, my partners were just out here 30 minutes ago. Thirty minutes*
1674 *ago, they were just kind of yelling and screaming and at each other's throat.* So,
1675 yes, this is a Priority 2 domestic violence in progress, but we also have that 30
1676 minutes ago they were just not—they were just being childish, essentially. So, I
1677 had that in my mind of, *hey, maybe they are just childish.* But then you kind of
1678 still have to approach it in an officer safety way of maybe things have drastically
1679 changed. So, when we found the vehicle it was primarily—because Hollibaugh
1680 was right behind me, it was kind of triangulating the front of the vehicle. If we
1681 needed to use our lights to shine into the vehicle, we could, and then, primarily,
1682 we wanted to separate them. We wanted to go make sure they're both there, that
1683 the male hasn't walked off, and we don't need to find the male or the female or
1684 whatever the situation may be. So, that's kind of what I was thinking about going
1685 into it is, what happened with the first call, or talk to someone that knew about
1686 what happened in the first call, because I wasn't there, and then locate them and
1687 try and separate them. So...
1688
1689 LANDBERG Who did you talk to?
1690
1691 COSTAN Ofc. Swaleh.
1692
1693 LANDBERG Just for clarification, you were dispatched. On your way to call the service, you
1694 were aware of the first call-
1695
1696 COSTAN Yes.
1697
1698 LANDBERG -and this is a second call.
1699
1700 COSTAN Yes.
1701
1702 LANDBERG So, you call Ofc. Swaleh?
1703
1704 COSTAN In case they were—because I know that dispatch said they could be related, so in
1705 case they—I mean, you know there's a small chance that it's not even closely
1706 related, but I figured I'd want to talk to an officer that was out there. Because I
1707 didn't go on it earlier, so I didn't know what the call number was, so I just called
1708 an officer I knew was out there.

1709
1710 LANDBERG And you communicate only on cell phones?
1711
1712 COSTAN Yes.
1713
1714 LANDBERG Did you talk at all through the MDT?
1715
1716 COSTAN No. It's hard to type and drive at night sometimes.
1717
1718 LANDBERG Okay.
1719
1720 ALONSO Let me ask some questions about that.
1721
1722 LANDBERG Absolutely.
1723
1724 ALONSO So, you said that they were related, and I just want to make sure that I'm clear
1725 what you mean by that. You don't mean that it was the same call. You mean that
1726 they were related, meaning same complainants, same caller, same individuals
1727 involved?
1728
1729 COSTAN I don't remember exactly how they clarified it, but they said, "Sam 6 copy, it's
1730 possibly related to a previous—" whatever the first call was. Because it was in
1731 the same location, in a parking lot.
1732
1733 ALONSO Okay.
1734
1735 COSTAN So, whether they got that through what the female was saying or if the female was
1736 the first caller and the second caller, I don't remember. I don't even know who
1737 the first caller was on that first call. I know she was the caller on the second call.
1738 I know that's common that they can sometimes get that information that way, or
1739 if it was just, "Hey, we're inside of a white van inside a Ross parking lot." I don't
1740 know how dispatch related them together.
1741
1742 ALONSO Got it. Okay.
1743
1744 COSTAN It was just close enough, and at midnight-30, kind of. It's all the same people
1745 running around.
1746
1747 ALONSO And then you said—let's go a little bit more into your conversation with Ofc.
1748 Swaleh. How long do you think that conversation lasted?
1749
1750 COSTAN Like 30 seconds maybe.
1751
1752 ALONSO Okay.

1753
1754 COSTAN It was very brief because I was driving.
1755
1756 ALONSO Okay. And you said that he mentioned that the individuals that he had dealt with
1757 were talking shit about each other.
1758
1759 COSTAN Yeah.
1760
1761 ALONSO Anything [else about that? (*overlapping*)
1762
1763 COSTAN I don't remember anything specific.] Just that they were basically—in my words,
1764 they were just basically being childish and just bickering back and forth
1765 essentially.
1766
1767 ALONSO Got it. Do you remember if he made any statements about the individuals that he
1768 dealt with claiming that they had been injured or assaulted by one another?
1769
1770 COSTAN I don't remember asking the specifics about that or exactly what I asked, but I
1771 think I just briefly asked him about, you know-
1772
1773 NUNLEY Listen to the detective's question.
1774
1775 COSTAN Sorry.
1776
1777 ALONSO Yeah. Did he tell you—did Ofc. Swaleh give you that information?
1778
1779 COSTAN No, he did not.
1780
1781 ALONSO Okay.
1782
1783 COSTAN Sorry.
1784
1785 ALONSO And you don't remember if you asked?
1786
1787 COSTAN No.
1788
1789 ALONSO That's okay. Yeah.
1790
1791 LANDBERG So, can you briefly walk me through what occurred when you arrived on scene?
1792
1793 COSTAN I drove up first and parked at the front right corner of the vehicle. Hollibaugh
1794 was off to my right, basically directly in front of the white van. It was the only
1795 white van in the Ross parking lot. There was no one out and around the vehicle.
1796 So, I approached initially and attempted to contact the male half and basically

1797 was just met with immediately he was not liking me at all. Austin kind of started
1798 talking to him a little bit, and then at some point the female walks out from the
1799 bus. I saw her stand up. I could see through most of the windows. So, I see her
1800 stand up. She walks out, and then I begin speaking to her. Austin was talking to
1801 the male half, who's still inside the RV or the handicap bus, and he's holding a
1802 14-month-old. So, initially, kind of the way it was kind of going, I wasn't really
1803 excited that the male half was being as uncooperative as he was, the fact that he
1804 was holding a 14- or 18-month-old baby, whatever it was, and that he wouldn't
1805 come out of the van. Austin felt comfortable talking to him, more or less. The
1806 female got out, and I was kind of figuring at least there we can kind of—we can—
1807 I can talk to the female. He can talk to the male half. So, I basically backed
1808 myself up to my patrol vehicle so I could talk to the female on the left and still
1809 keep an eye on Austin on the right with the other half that was still in the vehicle
1810 because I think kind of in my mind is, *This guy's still being that weird. Yeah, we*
1811 *can kind of give him a little space and try and be cordial and cooperative with*
1812 *him, but at the same time I don't feel comfortable with him being in there with my*
1813 *new partner right at the door.* So, basically—how far do you want me to go?
1814
1815 LANDBERG Yeah. What we'll do is just go through your recollection-
1816
1817 COSTAN All right.
1818
1819 LANDBERG -of what happened, and then we can go back and dissect it a little bit.
1820
1821 COSTAN All right. All right. So, the female came out. I kind of just spoke to her briefly.
1822 She was kind of a little off when she came out. I don't know what it was about
1823 her, if it was her demeanor or whatever it was, because I remember the first
1824 thought of her walking out, I thought, *Is she high or drunk or something like that?*
1825 That was my initial thought of, like, she's looking at me, but she's not really
1826 looking at me. She's kind of giving me that thousand-yard stare. And after talking
1827 for a little bit, I realized it wasn't really the case, but she's—I don't know,
1828 something about her demeanor was just weird to me. It wasn't like a typical
1829 domestic violence demeanor. Because, I mean, I've dealt with so many, you kind
1830 of—they start—they all act somewhat kind of similar other than the extremes.
1831 So, I kind of spoke to her a little about what the incident was, where it happened
1832 while Austin was talking with the male half about what happened. At some point
1833 she says, "He hit me," and it kind of—I vaguely remember it. I-
1834
1835 NUNLEY I think what's important here, though, is we have to distinguish between what you
1836 recall at the time of incident-
1837
1838 COSTAN Yeah.
1839
1840 NUNLEY -versus what you now know having reviewed your body-worn camera.

1841
1842 COSTAN Okay, so-
1843
1844 NUNLEY The Sergeant's wanting you to depend on your independent recollection of what
1845 you remember at the time.
1846
1847 COSTAN Okay. So, before we reviewed all this, what I remembered was she was being
1848 off. She wasn't being a typical—very forward or talking any real sense. She was
1849 kind of avoiding questions and stuff like that. The way she was answering
1850 questions and the way she was acting toward me, it kind of felt like she was almost
1851 just kind of blowing me off, not answering my questions. Because I remember
1852 going into this thinking, *All right, my partners were just out here 30-40 minutes*
1853 *ago and there was nothing to be done then. I trust those guys. They're good*
1854 *officers. Whatever they determined, that was a good call.* So, when I go out
1855 there, the male half is being uncooperative. The female half is not being the most
1856 cooperative. My thought is, all right, this is the same song and dance that was
1857 just done 30-40 minutes ago. She's not being cooperative. She seems like she's
1858 kind of alluding to some things, but doesn't really—you know, she's not giving
1859 me facts and stuff. It seems like she's almost making it up on the fly. I know we
1860 went through that for a while, and we tried to, essentially, at the end of it—in the
1861 middle of it, we decided we're just going to get these kids out of here because if
1862 mom and dad are going to be these bickering, childish adults that aren't really
1863 helping us do our investigation, the least we can do is get these kids out of here.
1864 The kids shouldn't be sleeping in a bus. So, that was what we determined we
1865 were going to do. If these two want to bicker and scream and yell at each other
1866 all night, that's fine, but the biggest thing is let's get these kids home to an actual
1867 home so that these adults can do this in the daylight. They can talk some other
1868 time. So, we go through that whole process, getting the mom to contact dad,
1869 which is five or six blocks away we find out later, and say, "Cool, we can get the
1870 kids there with mom. Dad, you can stay in the van," because the dad was being
1871 uncooperative and I didn't want the dad, who was being more uncooperative and
1872 more kind of raising hairs on my back of like, he's being weird. I don't really like
1873 what he's doing. He's not cooperating with what we're saying. I'd rather the kids
1874 go with mom, who still, from what I remember, is being weird, not being
1875 cooperative, but she's kind of being cooperative, if you know what I mean. She's
1876 being uncooperative cooperative. So, I was like at least we can get them to a
1877 home, and we can see who's picking them up. We find out later it's the grandpa
1878 and grandma, and they seem well-off. They have a nice car. They live in a nice-
1879 ish house, so it's fine. And then, while we make that decision, then this
1880 uncooperative male starts raising his concerns about how I'm not doing my job
1881 appropriately and that I'm taking his children away, and I remember he got under
1882 my—he did get under my skin at that point because I'm sure I snapped at him at
1883 some point and basically told him he was being an idiot and he's being childish
1884 because we'd done all this investigating, talking to everyone, separating everyone,

1885 and then at the very end when we say, "Hey, this is what we're doing," he's
1886 accusing us of stealing his children and taking his children away. And when he
1887 starts making those accusations, that's when I called Sgt. [REDACTED] and said, "Hey, this
1888 is what's going on," and after that—all I did was just call [REDACTED] on the phone. And
1889 then, after that, we take the kids in a couple cars to the grandparents' house, and
1890 then, as we're dropping the kids off at the grandparents' house, I remember a
1891 priority call came out. I think it was a burg in progress or something like that.
1892 Hollibaugh and I didn't even get a chance to debrief, we just rolled code straight
1893 out from there. And that's pretty much the basics that I remembered before
1894 actually looking at stuff today.

1895

1896 LANDBERG Okay. Who was the primary on that call?

1897

1898 COSTAN I think, as we were dispatching, I'm primary because it was in 6B, but Hollibaugh
1899 and I are both 6C, so I think I got put as primary because I'm 1 Alpha 68 and
1900 Hollibaugh is 1 Alpha 69. So, if there's no A or B cars available, it just goes in
1901 numerical order. So, we just kind of got sent at the same time.

1902

1903 LANDBERG So, you were prime. To your recollection, did roles ever change? Was there any
1904 point that you were prime and then another point that Hollibaugh was prime?

1905

1906 COSTAN I'd say in a domestic, where neither person is—it's their beat, you kind of—you're
1907 both kind of prime and not at the same time because you're both getting a
1908 statement. I mean, you're kind of coming together and deciding something. I
1909 wouldn't say at any point we were any more prime one than the other. It was just
1910 kind of like, hey, this is what we got. Let's kind of pitch it that way.

1911

1912 ALONSO Can I just ask something?

1913

1914 LANDBERG Absolutely.

1915

1916 ALONSO Let's go back to the summary of the incident. At what point did you realize that
1917 it was the same call that you were responding to was one that Swaleh and Alpha
1918 62 had responded, the other two officers.

1919

1920 COSTAN I think it was pretty much when we showed up because the previous—I don't
1921 remember how I got the information, if it was I looked it up or if Swaleh had
1922 mentioned it to me, that there was a bunch of kids in a white van. So, midnight
1923 on Stockton Blvd., there's a white van with a bunch of kids, it's pretty likely. So,
1924 it was pretty quick.

1925

1926 ALONSO Okay. And at that time, did you think that the call for service that you had
1927 responded to, the allegations that the female gave to the dispatcher, was this like

1928 a different domestic violence incident that she was reporting, or did you think that
1929 it was the same domestic violence that she had reported to-
1930
1931 COSTAN When I was being dispatched there?
1932
1933 ALONSO Yes.
1934
1935 COSTAN My initial thought was that it could be something new. But you never really
1936 know.
1937
1938 ALONSO And then, you talked about at some—realizing that the female and the male that
1939 you were dealing with was basically—they were asserting the same allegations
1940 that Ofc. Swaleh had mentioned. [Let me rephrase that. Yeah. Let me -
1941 (*overlapping*)
1942
1943 NUNLEY Well, have we established that] he recalls what the allegations were on his call?
1944
1945 ALONSO Hold on a minute. Let me rephrase that. So, you mentioned that you believe that
1946 they were acting the same way that Ofc. Swaleh had described them as acting
1947 with them.
1948
1949 COSTAN As acting kind of childish and...
1950
1951 ALONSO Correct.
1952
1953 COSTAN Yeah, that's how I initially saw it.
1954
1955 ALONSO Okay. And the only information about the previous call that you had was the
1956 information that you got from Ofc. Swaleh as to how they were acting, their
1957 demeanor?
1958
1959 COSTAN I believe that's correct, yeah.
1960
1961 ALONSO And you only talked to Ofc. Swaleh one time?
1962
1963 COSTAN Yes, briefly on the phone.
1964
1965 ALONSO Just briefly? Okay. And then you also talked about the female not having that
1966 typical DV demeanor. Can you go into that? What is—based on your training
1967 and experience, what is a typical DV demeanor?
1968
1969 COSTAN I mean, typically, I mean, you can ask a few questions and people kind of start
1970 like—initially, on DVs, from what I've seen, when you go talk to people, they're
1971 a little slow to answer in the beginning and they start warming up pretty quickly

1972 if—you know, because there's two officers between them, you can kind of
1973 establish that as a safer area. But the way she was acting was almost like she
1974 wasn't even paying attention to my questions. I'd ask her something, and she
1975 wouldn't make eye contact. She'd kind of stare off behind me or look around or
1976 at the ground. I mean, just even basic questions. It was just—she didn't seem to
1977 be—and it wasn't that— it didn't—from what I remember, it didn't seem like she
1978 was scared. It just more seemed like she didn't really want to answer my
1979 questions, but it's hard remembering exactly how everything was, I guess.
1980
1981 NUNLEY Why don't we take a break?
1982
1983 ALONSO Yeah, I don't...
1984
1985 LANDBERG I have a couple more questions and then—let me see. Okay. Let me just ask a
1986 few more questions, and then we'll take a break.
1987
1988 NUNLEY That sounds good.
1989
1990 LANDBERG Very quick. Can you just describe the location where this call for service
1991 occurred?
1992
1993 COSTAN I'd say a big empty parking lot. I think there was construction at the time. It's
1994 north on Stockton from Fruitridge in front of the Ross parking lot, I guess. I think
1995 it's Ross.
1996
1997 LANDBERG It's along Stockton Blvd. It's just a large parking lot?
1998
1999 COSTAN Yeah.
2000
2001 LANDBERG That time of night, I believe it was right after midnight or right around midnight,
2002 was that parking lot full?
2003
2004 COSTAN There were a few cars, but no. It's not full. It's pretty empty, I guess.
2005
2006 LANDBERG Pretty empty?
2007
2008 COSTAN Yeah.
2009
2010 LANDBERG The noise level, what was it like out there at that time of night?
2011
2012 COSTAN Just the typical car driving by or whatever or homeless person screaming, but it's
2013 not too loud. It's not too bad.
2014

2015 LANDBERG Did you have any problem at all communicating with [REDACTED] or [REDACTED]? And those
2016 are the names of the male and the female.
2017
2018 NUNLEY What do you mean by problem?
2019
2020 LANDBERG Did you—let me rephrase that. When you spoke with them, did you use just
2021 normal voices like I'm using now, or did you have to raise your voice because of
2022 the loud decibels in the area?
2023
2024 COSTAN I think I spoke in just normal tone.
2025
2026 LANDBERG In your opinion, do you feel like you had any issues with verbally communicating
2027 with them?
2028
2029 COSTAN Other than they were kind of uncooperative answering, no, not so much.
2030
2031 LANDBERG Yeah, no. You're explaining that maybe they didn't answer the questions you
2032 were asking them, but did you feel that they weren't hearing the questions that
2033 you were asking?
2034
2035 COSTAN Maybe [REDACTED] in the beginning, when he was in the van, and he wouldn't come out,
2036 but no.
2037
2038 LANDBERG How about [REDACTED]?
2039
2040 COSTAN No.
2041
2042 NUNLEY All right. There's nothing externally impeding-
2043
2044 COSTAN No.
2045
2046 NUNLEY - [REDACTED] senses from hearing you, seeing [you clearly? (*overlapping*)
2047
2048 COSTAN No, it was just the] van that was impeding anything.
2049
2050 LANDBERG Was there anything else going on in that area at the time of this call for service
2051 that would take your attention away?
2052
2053 COSTAN It's Stockton Blvd. at midnight. It's a constant area that you need to pay attention
2054 to what's driving around you, who's watching you, and it's a very open area. I
2055 mean, you have people walk up to you randomly. You have cars driving by you.
2056 You have Stockton Blvd. traffic. So, I'd say it's definitely an area that you can't—
2057 you need to pay attention to everything.
2058

2059 LANDBERG So, you utilized good officer safety while you were on this call for service?
2060

2061 COSTAN As best I could for the area, yea.
2062

2063 LANDBERG As best you could.
2064

2065 COSTAN Yes.
2066

2067 LANDBERG But was there anything, specifically, you can remember, other than just general
2068 activity in the area, that would've taken your attention away from this call for
2069 service?
2070

2071 COSTAN No. The only thing I pay attention to in that area is the amount of cars that are
2072 parked at the fitness center. And you never know if there's a lot of people in there.
2073 It's just from previous car stops I've done in the area. That's the only thing I pay
2074 attention to is those—there's cars in there all the time, and you want to make sure
2075 someone's not just walking up behind you when you're trying to talk to someone.
2076 That's the only thing I can think of.
2077

2078 LANDBERG Can you recall if that was a specific issue on this call for service?
2079

2080 COSTAN I wouldn't say it was a specific—it's a general thing. Whenever I go to that
2081 parking lot, it's always on my mind. So, I guarantee you it was on my mind during
2082 that call too because there's always cars in that parking lot. And through, I mean,
2083 all the training and stuff and experience of other officers, I've heard about how
2084 people get ambushed or people jump out of cars that are parked and you think
2085 there's no one in it. So, it's always a thought on my mind, *Is there someone*
2086 *actually in the cars behind me?* I think, on that call, the nearest cars were
2087 probably 30 or 40 yards behind me, but it's still something to think about for me.
2088

2089 LANDBERG Do you recall spending a lot of time in your patrol vehicle on this call for service?
2090

2091 COSTAN Running people and calling people. Yeah. Typically.
2092

2093 LANDBERG So, when you were seated in your car for that amount of time, was that the issue
2094 with the cars behind you? That was something you were very concerned with?
2095

2096 COSTAN Yeah. I try and position my mirror a little bit so I can typically at least see
2097 something or hear something come up behind me, but that's pretty normal for me.
2098

2099 LANDBERG Okay.
2100

2101 NUNLEY I have just one follow-up-
2102

2103 LANDBERG Absolutely.
2104
2105 NUNLEY -to that line of questioning. As it relates to your attention being divided, were
2106 you ever concerned or did your attention ever veer off toward the safety of your
2107 fellow officer on this call?
2108
2109 COSTAN I mean, at times, definitely. As I was dealing with the female, he was talking to
2110 the male half, who right off the bat he was uncooperative and wouldn't come out
2111 of the car. You wonder why he wouldn't come out of the car. What's in that car?
2112 And then, having a brand-new officer who might not have the best officer safety
2113 standards, how he interacts with that guy, if he interacts with him at the window
2114 or how he talks to him outside the car. It's always something I've kind of paid
2115 attention to, especially when they're new officers. So, I mean, I was definitely
2116 watching Hollibaugh pretty much the whole time, as much as I could, and still try
2117 and divide my attention appropriately, but it's something on the mind.
2118
2119 LANDBERG So, Hollibaugh's officer safety was something you were considering?
2120
2121 COSTAN I mean, I consider all partners' officer safety and where they're positioned and
2122 stuff. So, not specifically him, but yeah. In this situation, yeah, I was concerned
2123 about his officer safety because he's my cover right there and I his on that male
2124 half that wasn't being cooperative from the get-go. So...
2125
2126 LANDBERG So, [REDACTED] was kind of being uncooperative, correct?
2127
2128 COSTAN Yes.
2129
2130 LANDBERG And that concerned you?
2131
2132 COSTAN Yes.
2133
2134 LANDBERG And that concerned you to a point where it may have taken some of your attention
2135 away from specific details in this call for service?
2136
2137 COSTAN I'd say, yes. It could've definitely distracted me a little bit when I'm trying to talk
2138 to someone and have him there.
2139
2140 LANDBERG But we're saying, specifically, [REDACTED] demeanor may -
2141
2142 COSTAN [REDACTED] demeanor-
2143
2144 LANDBERG Concerned you?
2145
2146 COSTAN -definitely concerned me.

2147
2148 LANDBERG Were you taught in the academy, when it comes to officer safety, the importance
2149 of getting out of vehicles or not being caught in vehicles?
2150
2151 COSTAN Yes.
2152
2153 LANDBERG So, [REDACTED] was concerning, but yet you stayed a majority of this call for service
2154 inside the vehicle? Inside your UV?
2155
2156 COSTAN I mean, I stay inside the vehicle, but I don't close the vehicle doors typically. So,
2157 I mean, it depends on where the vehicle is. In this situation, the vehicle was close
2158 enough that I feel comfortable. If Austin doesn't tell me, "Hey, I'm not cool with
2159 this guy right now," if he seems cooperative—or he seems competent, I mean, to
2160 deal with this male half, then I feel like I can go to my car or I can run up
2161 information. And as long as they're within eyesight or, in this case, within 15
2162 feet, I feel like I'm still comfortable responding to help my partner. I feel like he
2163 can handle his own for a few seconds while I get over there to him. So, being in
2164 the car wasn't a—you know, it's not typically how I would handle it, but it's—I
2165 was still comfortable running information in the car and sitting in the car for a
2166 minute. So, I mean, there are definitely times I just have to sit down during a
2167 shift. So, it just happens.
2168
2169 LANDBERG But can we agree it was longer than a minute?
2170
2171 COSTAN Oh, yes. It was a little while.
2172
2173 LANDBERG How much time do you think you spent sitting in your car?
2174
2175 COSTAN I'd probably say at least 5-10 minutes of not doing anything, and then 5 minutes
2176 or so or 10 minutes or so writing or using the computer for something.
2177
2178 LANDBERG Ready for a break? Okay.
2179
2180 ALONSO Okay. We're breaking at 1215 hours. And we're back on the record at 1230 hours.
2181
2182 LANDBERG All right. Ofc. Costan, we're going to look at some body-worn camera footage.
2183 This is your body-worn camera the night of the incident we're reviewing. Let me
2184 pause that. So, we're going to look at from the moment it starts, which is 0,
2185 obviously, to 2 minutes and 40 seconds. Okay?
2186
2187 COSTAN All right.
2188
2189 LANDBERG And can we agree on fast-forwarding 30 seconds when it's not— because there's
2190 obviously no sound.

2191
2192 NUNLEY Yes, sir.
2193
2194 LANDBERG Okay.
2195
2196 [BODY CAMERA VIDEO PLAYING]
2197
2198 LANDBERG So, when you made contact with [REDACTED], how was he acting?
2199
2200 COSTAN He wouldn't come out of the van and talk to us. It was a very simple, "Hey, can
2201 you come out and talk to us?" He was uncooperative right off the bat and said
2202 whatever he said. I couldn't understand it, but basically "Nope, I'm going to stay
2203 in here." He's just—I mean, you saw his demeanor, sitting back, wouldn't even
2204 turn. He would just keep his side to us and didn't do any quick movements, just
2205 sat there and said, "No."
2206
2207 LANDBERG I mean, how do you describe that demeanor? Was he—you described body
2208 movements a little bit, but what—how would you be descriptive with his
2209 demeanor?
2210
2211 COSTAN I mean, typically when you ask someone, "Hey, come on out," they stand up and
2212 come with you. He just kind of became rigid and almost like a passive-aggressive
2213 of *This is where I'm going to stay*.
2214
2215 NUNLEY Would you describe him as noncompliant, Officer?
2216
2217 COSTAN Yes.
2218
2219 LANDBERG So, why did you pull [REDACTED] aside?
2220
2221 COSTAN It was just to separate the two of them so that we could talk to both halves.
2222
2223 LANDBERG So, you separated her to get her statement?
2224
2225 COSTAN Yes.
2226
2227 LANDBERG To determine what was occurring?
2228
2229 COSTAN Yes, I was.
2230
2231 LANDBERG Or what had occurred prior to your arrival on scene?
2232
2233 COSTAN Yeah.
2234

2235 LANDBERG How would you describe her demeanor? [REDACTED].
2236
2237 COSTAN I mean, she pretty much kept her arms folded or at her side the whole time. As
2238 she was walking out, she basically immediately says, "Oh, he shouldn't be—" or
2239 "You shouldn't be doing this, telling that to him." So, it seemed like she was kind
2240 of snipping at him, even that last word before she comes out to talk to me. Which,
2241 to me, kind of felt like, all right. If the police are here, why would you try and
2242 snip at the other half to like—are you trying to reengage to get him to do
2243 something, or what the purpose of that was. And then, when we did get them
2244 separated, I mean, I didn't feel comfortable bringing her further out because I
2245 wanted to be at least somewhat near Austin while he was initially talking to this
2246 uncooperative subject, at least until he developed some rapport or something like
2247 that. And while I was talking to [REDACTED], she's not really dodging questions, just very
2248 aloof in the questions that she's answering, just almost like there was no directness
2249 to her answers at all, and initially, I mean, you heard her say—she goes, "Oh,
2250 nothing's changed since you guys were out here last time." So, it seemed to me
2251 initially that she was almost just—I don't know, didn't want to answer anything.
2252 She kind of just seemed like she would answer very shortly, or she would just
2253 stare off. It was—her demeanor was just odd. I don't know. I can't really describe
2254 it really well.
2255
2256 LANDBERG Did she actually say, "Nothing's changed since the last time you were out here"?
2257
2258 COSTAN Or something similar. I don't know exactly. She said something like "It's the
2259 same" or "Nothing's changed" just prior to this. Because I asked her, "Has
2260 anything changed since the last time we were out here?" and she answered
2261 something. I can't remember exactly how it went.
2262
2263 LANDBERG Do you want to re-watch it to make sure-
2264
2265 COSTAN Yeah.
2266
2267 LANDBERG -we're on the same page? I don't think we need to start all the way [at the
2268 beginning. Correct? (*overlapping*)
2269
2270 COSTAN No. No, just -]
2271
2272 LANDBERG How about I start it right to where you walk up to the van?
2273
2274 COSTAN Yeah. Whenever she walks up because she says it right when she's standing there.
2275
2276 LANDBERG And when I find that, I'll go on record as to what time that is, just so we're all on
2277 the same page. How about right here?
2278

2279 COSTAN That's fine.
2280
2281 LANDBERG We started at 1 minute and 5 seconds.
2282
2283 [BODY CAMERA VIDEO PLAYING]
2284
2285 COSTAN That's the snip I'm talking about.
2286
2287 [BODY CAMERA VIDEO PLAYING]
2288
2289 LANDBERG That the part you're talking about?
2290
2291 COSTAN Basically that, no, he just won't stop.
2292
2293 LANDBERG Okay. So, what [REDACTED] told you, do you recall what she told you, specifically? How
2294 he was acting and what he was—how he was acting towards the children and
2295 towards her?
2296
2297 COSTAN I don't remember exactly what they were—or how she was describing him.
2298
2299 LANDBERG By watching the first 2 minutes and 40 seconds, though, do you recall what she
2300 was saying?
2301
2302 NUNLEY Sarge, are you asking him if this refreshes his recollection? Or recalls after
2303 immediately-
2304
2305 LANDBERG No.
2306
2307 NUNLEY -now watching it?
2308
2309 LANDBERG Going forward, from now on when I ask for your recollection, we're just going to
2310 recall from the video we watch. So, we're going to watch a video, and then I'm
2311 going to ask you questions. You know, I'm going to ask you questions directly
2312 from the video that you and I both watched. Okay?
2313
2314 COSTAN So, up until 1 minute and [43 now? (*overlapping*)
2315
2316 LANDBERG Two minutes and-
2317
2318 COSTAN Not what the] body camera I watched previously?
2319
2320 LANDBERG We're going to get to the overall incident, but we're just going to go piece by piece
2321 on the same things that I want to talk about. So, what I'm talking about right now

2322 was the first from 0 to 2 minutes and 40 seconds, you guys had an initial
2323 conversation. Correct?
2324
2325 COSTAN Yes.
2326
2327 LANDBERG Do you remember what she told you after just viewing this 45 seconds ago?
2328
2329 COSTAN Yes.
2330
2331 LANDBERG Well, what did she tell you?
2332
2333 COSTAN That he just wouldn't—or that he's just—because when I asked, "Hey, has
2334 anything changed since the officers were out here?" She goes, "No, he's just in
2335 my face. He was yelling at the kids in their face." Basically, she was just
2336 describing him as like an angry person, just very vocal and yelling at everyone.
2337
2338 LANDBERG So, based on what she told you, were you concerned for her safety and for the
2339 safety of the children?
2340
2341 COSTAN Not at this exact moment, but I was—not for her safety. I guess I was more
2342 mindful of the fact that he was still in the van with the children.
2343
2344 LANDBERG So, at that moment, and we're just talking about 2 minutes and 40 seconds into
2345 this call for service to clarify, you're not concerned for her safety right now, but
2346 are you concerned for the children?
2347
2348 COSTAN Yes. I wouldn't say necessarily concerned, but more mindful.
2349
2350 LANDBERG Mindful?
2351
2352 COSTAN Yes.
2353
2354 LANDBERG Okay.
2355
2356 NUNLEY Yeah. I don't think that he represented that he had no concern for her safety, but
2357 that he was more mindful and concerned about the children's welfare given that
2358 the male subject was in the van.
2359
2360 COSTAN Correct.
2361
2362 NUNLEY Is that fair?
2363
2364 COSTAN Yes.
2365

2366 LANDBERG Yeah. I'm not trying to put words in your mouth. If mindful is a better
2367 representation, that's totally fine.
2368

2369 COSTAN Yeah.
2370

2371 LANDBERG I'm not trying to minimize your thought of her at 2 minutes and 40 seconds into
2372 this call for service. So, right now, at 2 minutes and 40 seconds, what kind of call
2373 for service do you feel you have?
2374

2375 COSTAN Just after the whatever—minute and 40, 2:40, whatever it is, and the brief phone
2376 call that I had with Ofc. Swaleh on the way over— basically, from that 30-second
2377 conversation I had with Ofc. Swaleh is that on the previous call, there was no
2378 domestic violence. There was no CPS worry. There was no one that had to go
2379 to jail, and that the end—basically, the end of their call was they were just being
2380 childish and there was no reason for an arrest. And then, from that, going into
2381 this minute and 40 or 2 minutes and 40 or whatever it is, that she immediately
2382 says, you know, not exactly, but that it's basically more or less the same from
2383 when officers were out 30 minutes prior. At this point, I'm basically thinking it's
2384 very similar to the last call that officers were on, but that she hasn't claimed
2385 anything that would change it right now. It's just still being childish adults, and
2386 they still needed the officers to come kind of mediate, basically.
2387

2388 LANDBERG So, if I'm following correctly, at this point you don't feel like there's a new
2389 allegation? You feel like it was an old allegation?
2390

2391 COSTAN Yes.
2392

2393 LANDBERG There was one allegation, but there's two calls for service?
2394

2395 COSTAN It feels like it's almost a continuation of the first call.
2396

2397 LANDBERG And your—you talked to Ofc. Swaleh while en route to this call, and based on
2398 the information he gave you, you feel confident that that call was handled
2399 correctly, and at this point, this is just what?
2400

2401 COSTAN Just kind of a continuation of the 415 between the male and the female after
2402 officers left. Obviously, they didn't go very far, so it seems almost as if they just
2403 kept fighting as soon as officers left. And the first officers tried to mediate, did
2404 what they could, and they left. And then, it seems like whatever it was, they just
2405 started bickering back and forth until she called again, and then, kind of almost
2406 like a continuation of the first call.
2407

2408 NUNLEY Let's be very specific. You use the word "fighting". What do you mean by that?
2409

2410 COSTAN I mean just verbally arguing. Sorry.
2411
2412 NUNLEY Okay. Thank you.
2413
2414 LANDBERG You asked [REDACTED] if she needed an ambulance, correct?
2415
2416 COSTAN Yes.
2417
2418 LANDBERG Why did you ask for an ambulance—or not for an ambulance, but if she needed
2419 one?
2420
2421 COSTAN It's just, typically I ask that on domestic violences or anything. Because it came
2422 in as domestic violence in progress, maybe that would kind of stir something else
2423 up. It's just, "Hey, is there any reason that we need to have an ambulance?" I
2424 can't remember, looking back even now, if Fire was started. Sometimes Fire is
2425 started to stage or whatever. I can't remember. So...
2426
2427 NUNLEY When you say "stir things up", those are the words that you just used, you're
2428 asking [REDACTED] if she needed an ambulance. Was that perhaps to elicit whether or
2429 not she had an injury that would require emergency medical services?
2430
2431 COSTAN That's typically what I ask. Yeah.
2432
2433 NUNLEY Okay.
2434
2435 COSTAN Because sometimes they don't feel like saying, "Oh, I need—" or "I'm hurt here"
2436 or whatever. Sometimes you just say, "Hey, do you need an ambulance?" and
2437 they're like, "Oh, yeah," and then when they get in the ambulance, then you might
2438 see something physical that they don't want to show you. You never know. It's
2439 just...
2440
2441 LANDBERG But this is—in your mind, this is a continued event. Correct?
2442
2443 COSTAN Yes.
2444
2445 LANDBERG And-
2446
2447 COSTAN I didn't have, at this point, any— I mean, by the way she was acting, it didn't seem
2448 like—I didn't see any physical injuries. There wasn't something I was worried
2449 about, but it's more of something I like to ask in case there's something I can't see.
2450 Maybe she didn't bring it up to anyone else. Maybe someone else didn't ask that
2451 simple question.
2452

2453 ALONSO And just to clarify, during the first 2 minutes and 40 seconds, you asked if she
2454 needed an ambulance. Do you remember if you asked if she was injured?
2455
2456 COSTAN I don't remember.
2457
2458 ALONSO Okay. Did you ask if she had any complaint of pain?
2459
2460 COSTAN I don't remember that. No. I'm sorry.
2461
2462 ALONSO Okay. Do you remember if you asked her to clarify any of the allegations that
2463 she made to the dispatcher when she placed the second call for service?
2464
2465 COSTAN I'm sorry. Can you-
2466
2467 ALONSO Yeah.
2468
2469 COSTAN -say that one more time?
2470
2471 ALONSO Did you ask [REDACTED] to clarify any of the statements that she made to the dispatcher
2472 when she made the second call for service? She alleged that she was assaulted
2473 by [REDACTED]. Did you ask any clarifying questions?
2474
2475 COSTAN I don't think I asked, specifically, to the dispatched intelligence or whatever.
2476
2477 ALONSO And then, for the record, you did ask, "Did he get physical?" Do you remember
2478 if she answered that question for you?
2479
2480 COSTAN There was a—since we—
2481
2482 ALONSO Yeah.
2483
2484 COSTAN When does she say—or when did I ask that? Sorry. I don't remember.
2485
2486 NUNLEY We'll watch it again.
2487
2488 COSTAN All right. Sorry.
2489
2490 LANDBERG At what point would you like me to start it?
2491
2492 NUNLEY Right here, I think.
2493
2494 COSTAN Yeah.
2495
2496 NUNLEY Maybe just back maybe to 30 seconds.

2497
2498 LANDBERG So-
2499
2500 NUNLEY It's at 1:43 right now.
2501
2502 LANDBERG Yeah. So, start it at [1:15? (*overlapping*)
2503
2504 NUNLEY Sure.
2505
2506 COSTAN Maybe like 1:30.] I think it was right around here.
2507
2508 LANDBERG Let's do 1:15 just to make sure we're safe.
2509
2510 [BODY CAMERA VIDEO PLAYING]
2511
2512 ALONSO So, you asked her, "Did he get physical?"
2513
2514 COSTAN Yes.
2515
2516 ALONSO Did she respond to that?
2517
2518 COSTAN No, not directly.
2519
2520 ALONSO Okay. And then, you asked does she need an ambulance. Based on this video,
2521 did you ask her whether she was injured or not?
2522
2523 COSTAN No.
2524
2525 ALONSO Okay. Did you ask her whether she had a complaint of pain?
2526
2527 COSTAN No.
2528
2529 ALONSO Did you ask her for any—to clarify any of the statements that she made to the
2530 dispatcher when she originally made this second call for service?
2531
2532 COSTAN No.
2533
2534 NUNLEY Alonso, have we established that the officer knew what [REDACTED] allegations were
2535 that she made or stated to dispatch?
2536
2537 ALONSO Do you remember reading the call for service before?
2538

2539 COSTAN I don't remember exactly. I think the bigger thing was contacting the officers that
2540 were on the call prior and that took up some of the time because it was a short
2541 drive to the area.
2542

2543 ALONSO Okay. But it was voiced as a—the information that you received via radio is that
2544 it was a Priority 2 domestic violence in progress incident.
2545

2546 COSTAN Yes.
2547

2548 ALONSO And what does that mean to you?
2549

2550 COSTAN That it's a—domestic partners are physically in a fight right now. They're not
2551 separated. They are together right now in an altercation.
2552

2553 ALONSO Okay. Not arguing?
2554

2555 COSTAN No. To have a 273.5 broadcast like that, then there had to be some allegation of
2556 assault.
2557

2558 LANDBERG But not only that, but did we not confirm earlier that it was broadcast, and it was
2559 also sent to your car?
2560

2561 COSTAN Yes, it was.
2562

2563 LANDBERG And did we not confirm that it is your practice to read calls for service before you
2564 roll into the scene?
2565

2566 COSTAN Yes, it is.
2567

2568 LANDBERG And did we not confirm that you also read, specifically, domestic violence calls
2569 for service before you roll into the scene?
2570

2571 COSTAN Yes.
2572

2573 LANDBERG So, then, to Det. Alonso's question, you should—and I know it was a while ago,
2574 but just based on that fact pattern, you should have had the allegations that she
2575 made. Right?
2576

2577 COSTAN Yes.
2578

2579 LANDBERG Because that's what would be on the call for service?
2580

2581 COSTAN Yes.
2582

2583 LANDBERG Okay.
2584
2585 NUNLEY Right. I don't think anybody's disputing that, Sergeant, but we never established
2586 whether he recalls reading those allegations. We all know what he should have
2587 done, what his common practice is. Did you do it in this instance, Officer?
2588
2589 COSTAN No.
2590
2591 ALONSO Is there any doubt that before arriving, before talking to the female on this call
2592 for service, that there was an allegation of a physical assault between the female
2593 who called in and her partner?
2594
2595 COSTAN Yeah. I understood there was that. I don't know if it's a yes or no for that. Sorry.
2596
2597 ALONSO Is there any-
2598
2599 NUNLEY Are you asking him that from the dispatched voice or broadcast of this particular
2600 call he would draw an inference that there was an allegation of a fight in progress?
2601
2602 ALONSO No. Stop. Don't—no. That's not the question that I asked. So, let me ask this
2603 again. What information do you recall knowing about the call for service you
2604 were going to before you talked to the female half that you're talking to right now?
2605
2606 COSTAN That it was a domestic violence in progress, possibly related to a previous call for
2607 service at the area.
2608
2609 ALONSO Okay. Domestic violence in progress meaning what?
2610
2611 COSTAN Meaning that there was an assault between domestic partners. So...
2612
2613 ALONSO Okay. Got it. So, you knew you had that information. Is that accurate?
2614
2615 COSTAN Yes.
2616
2617 ALONSO Before talking to the female half.
2618
2619 COSTAN Yes, that's accurate.
2620
2621 ALONSO Okay.
2622
2623 LANDBERG All right. We're going to watch your body-worn camera footage. It's going to be
2624 2 minutes and 50 seconds to 4 minutes and 10 seconds. Start right there.
2625
2626 *[BODY CAMERA VIDEO PLAYING]*

2627
2628 LANDBERG Did you confirm with [REDACTED] that her 13-year-old daughter was seated in the back
2629 of the van?
2630
2631 COSTAN Yes.
2632
2633 LANDBERG And confirming that it was in the back of the van is where you confirmed that she
2634 was seated?
2635
2636 COSTAN I could see her from the window, so it must have been in the back.
2637
2638 LANDBERG And did [REDACTED] also tell you that that's her eldest child?
2639
2640 COSTAN Yes.
2641
2642 LANDBERG Could that 13-year-old have possibly seen what occurred between [REDACTED] and [REDACTED]?
2643
2644 COSTAN Yes, she could have seen it. If I had gone and talked to her, she could have
2645 probably seen something or at least told me.
2646
2647 LANDBERG Did [REDACTED] tell you [REDACTED] hit her?
2648
2649 COSTAN Yes, she did.
2650
2651 LANDBERG And did she actually tell you where? Not where it occurred, but where she was
2652 struck?
2653
2654 COSTAN No. I thought she motioned, but she's been kind of sitting there this whole time.
2655 So, no, I did not ask where, and she didn't say where.
2656
2657 LANDBERG But you don't recall?
2658
2659 COSTAN No.
2660
2661 LANDBERG Okay.
2662
2663 NUNLEY Sergeant, we're talking about after his viewing of the body-worn camera as we sit
2664 here right now. Right?
2665
2666 LANDBERG Yes, we are.
2667
2668 NUNLEY Okay. Why don't we rewind it for him? Maybe that might help refresh his
2669 recollection.
2670

2671 LANDBERG So, [REDACTED] told you that—or excuse me. She told you at 3 minutes that [REDACTED] hit
2672 her. So, we'll go back to about 2:55-
2673
2674 COSTAN Okay.
2675
2676 LANDBERG -which can help you recall what occurred.
2677
2678 COSTAN All right.
2679
2680 LANDBERG Roughly 2:55
2681
2682 [BODY CAMERA VIDEO PLAYING]
2683
2684 LANDBERG Can we stop it?
2685
2686 LANDBERG Yeah. We're going to stop it. So, after reviewing it a second time, do you recall
2687 where she told you?
2688
2689 COSTAN Yes.
2690
2691 LANDBERG Where was that?
2692
2693 COSTAN She motioned to her upper chest.
2694
2695 LANDBERG Did she tell you when this occurred?
2696
2697 COSTAN I don't think she gave me an exact time or anything like that. No.
2698
2699 LANDBERG Did she tell you where? Not on the body where she was struck, but where she
2700 was seated or where she was located when he hit her?
2701
2702 COSTAN I don't believe she said exactly, but she said she pushed away to go to the back of
2703 the van.
2704
2705 LANDBERG And I can play it again, but my recollection is she stated that she was in the rear
2706 of the van when this occurred. Would you like me to play it again?
2707
2708 COSTAN You can play it again. I'm sorry. Yes, please.
2709
2710 LANDBERG Absolutely. And again, I'll start at 3 minutes—or excuse me. Yeah. What are
2711 we at now, 3:08? I'll start at about 2:50.
2712
2713 [BODY CAMERA VIDEO PLAYING]
2714

2715 LANDBERG Where do you want me to stop?
2716
2717 COSTAN I didn't hear where she said she was in the front of the bus. Did I just miss that?
2718
2719 LANDBERG Yeah. We can play it again, but she does make reference of where she was when
2720 this occurred.
2721
2722 COSTAN Yeah. She makes reference. I was just making sure I didn't hear—she didn't say
2723 exactly where she was. I was just...yeah.
2724
2725 LANDBERG Well, she does say where she was.
2726
2727 COSTAN Maybe I just missed it. I'm sorry.
2728
2729 LANDBERG No, that's fine. There's a lot of stuff going on here. I understand. I'm trying to—
2730 let's go back to 3 minutes. If I can—2:55. Keep going at 2:55.
2731
2732 *[BODY CAMERA VIDEO PLAYING]*
2733
2734 COSTAN Okay. I got it.
2735
2736 LANDBERG So, she does say she was in the back of the bus. Correct?
2737
2738 COSTAN Yes.
2739
2740 LANDBERG So, we can infer that she was probably sitting next to her 13-year-old daughter or
2741 very near her 13-year-old daughter?
2742
2743 COSTAN At least near, yes.
2744
2745 LANDBERG So, she tells you that [REDACTED] hit her, and she points towards her chest. What does
2746 this make you think at this point in the call for service?
2747
2748 COSTAN It was the way she said it that almost—I'm embarrassed I didn't ask followup
2749 questions at that time, but the way she said it—I remember her, the way she's like,
2750 "Oh, he hit me because..." and then she kind of trailed off. I should have asked
2751 a followup question to kind of keep her going. But the way she kind of trailed
2752 off, to me it seemed like she was kind of disingenuous and not completely
2753 forthcoming with the information, almost as if she's kind of making it up. And
2754 that's kind of how I felt she was when she said, "Oh, well, he threw a box." It felt
2755 very same of—it wasn't like a genuine concern about he hit me, and this is where
2756 he hit me. When she says, "He hit me," she kind of does this, versus when people
2757 are actually struck they say, "Oh, he hit me right here on the arm" or they point it
2758 out. To me, it felt like she was just kind of being not completely forthcoming

2759 with all of her—what she wanted to say or what was actually true, or whatever
2760 the situation may be. I mean, looking back on it now, I know it fell flat, and I
2761 should have asked many—kind of like many follow-up questions. But I
2762 remember thinking that she wasn't being completely forthcoming with what was
2763 truthful at that time.
2764

2765 LANDBERG Do you recall her saying that he just keeps doing it?
2766

2767 COSTAN Yes.
2768

2769 LANDBERG And what does that mean to you, he just keeps doing it?
2770

2771 COSTAN When she kept saying that, to me, it seemed like she didn't want to say any
2772 specifics because it felt to me that she didn't have specifics. It seemed like she
2773 was still being kind of—almost just not forthcoming with the information, like she
2774 was trying to just answer the question but as little information as possible. It's
2775 what it felt like to me.
2776

2777 NUNLEY Here's one of the problems. I think that we're conflating what you recall her
2778 saying at the time. Right? In other words, you just got done explaining how it
2779 made you feel. Made you feel as you sit here today and after you've watched your
2780 body-worn camera, or do you remember how you feel back then?
2781

2782 COSTAN I mean, I'm trying to explain it as I'm refreshing my memory on the video.
2783

2784 NUNLEY And if the video refreshes your recollection, make that clear for Sergeant and
2785 Detective.
2786

2787 COSTAN Okay, okay.
2788

2789 NUNLEY But just so we're clear that Sergeant's questions to you right now are with regard
2790 to what you hear her saying in the video you're watching at present-
2791

2792 COSTAN Okay.
2793

2794 NUNLEY -and how that makes you feel now. And if it refreshes your recollection, tell
2795 Sergeant that much.
2796

2797 COSTAN Okay.
2798

2799 NUNLEY Okay.
2800

2801 LANDBERG So, we're watching the video right now, correct?
2802

2803 COSTAN Mm-hmm.
2804
2805 LANDBERG And I'm asking specific details. And I realize this happened a while ago, so when
2806 I'm asking specific details, I'm asking you from the video we're watching together.
2807
2808 COSTAN Okay.
2809
2810 LANDBERG Because it's going to be tough to recall specific details of a call for service that
2811 happened a while ago. I'm very aware of that. But we're watching this together,
2812 and as we're watching this, she makes comments that says, "Well, he keeps doing
2813 it, just keeps doing it." So, as we sit here today, what does that make you—how
2814 does that make you—what does that mean, in your opinion?
2815
2816 COSTAN From the video, I mean, from up until three and a half minutes, that he keeps
2817 doing it. He keeps yelling and screaming at the kids and approaching her
2818 aggressively in the back of the bus. And in reference to her just saying, "Well,
2819 he just hit me because..." then it could lead to something to that.
2820
2821 LANDBERG Because we already established that something occurred on the first call for
2822 service. You made a phone call to your partner. You determined what that was,
2823 and then, this is a continuance. So, when he just keeps doing it, could that infer
2824 or explain that he's doing something else? Like, there's something continuously
2825 happening physically, other than just what happened when Ofc. Swaleh
2826 investigated the first part of this call?
2827
2828 COSTAN It could, yeah.
2829
2830 LANDBERG But we don't know what that is-
2831
2832 COSTAN No.
2833
2834 LANDBERG -at this point in this call for service?
2835
2836 COSTAN Yes.
2837
2838 LANDBERG She said that she was hit, but we don't know what "he keeps doing it" is?
2839
2840 COSTAN Correct.
2841
2842 LANDBERG And at this point you haven't asked follow-up questions.
2843
2844 COSTAN No.
2845

2846 LANDBERG Okay. And I realize that was a very long question, but to confirm, we do both
2847 agree that it sounds like something continuously happening?
2848
2849 COSTAN Correct.
2850
2851 LANDBERG From the first call for service to the second?
2852
2853 COSTAN Yes.
2854
2855 LANDBERG Okay.
2856
2857 NUNLEY Or I guess more accurately, that this particular individual is claiming that there's
2858 something continuing to happen.
2859
2860 COSTAN Yes.
2861
2862 LANDBERG There's a claim of continuance of something.
2863
2864 COSTAN Yes.
2865
2866 LANDBERG But we haven't determined what that is yet.
2867
2868 COSTAN Correct.
2869
2870 LANDBERG Do we think [REDACTED] could have possibly been hit after Ofc. [REDACTED], Ofc. Swaleh,
2871 and Ofc. Spring left that first call for service?
2872
2873 COSTAN Yes, it's possible.
2874
2875 ALONSO And I know you asked [REDACTED] "Did you tell the officers that earlier?" when she
2876 made the—when she alleged that she was struck by [REDACTED], and she never
2877 responded. Did you ever establish whether—did you ever figure out whether she
2878 had told the officers that she was struck the first time?
2879
2880 COSTAN In reference to asking the officers later or...?
2881
2882 ALONSO No, just with her.
2883
2884 COSTAN I don't remember at this point. No.
2885
2886 ALONSO Okay.
2887
2888 NUNLEY Is the answer no or you don't remember?
2889

2890 COSTAN I don't remember if I went back to that later on in the—if I asked her later, or if I
2891 just...
2892

2893 LANDBERG So, based on what [REDACTED] told you—based on just what she told you, what crime or
2894 crimes do we have?
2895

2896 COSTAN I mean, you have the potential for 243(e)(1) if you can establish more than what
2897 she's just saying, but you should be—or I should have been investigating at least
2898 the (e)(1) portion.
2899

2900 LANDBERG So, at this point, she is alleging a crime occurred?
2901

2902 COSTAN Yes.
2903

2904 LANDBERG And we've established that it's possible the 13-year-old observed this crime?
2905

2906 COSTAN Yes.
2907

2908 LANDBERG And then she also says—[REDACTED] also says that [REDACTED] threw a box at her son?
2909

2910 COSTAN Correct.
2911

2912 LANDBERG Could that possibly be a crime as well?
2913

2914 COSTAN Yes. You could investigate the—or you should investigate the child
2915 endangerment portion. I mean, you can't determine if it was felony or
2916 misdemeanor at this point, but you should at least look into it.
2917

2918 LANDBERG Yeah. At this point, she didn't give you enough information for you to make a
2919 determination even if a crime occurred to be honest.
2920

2921 COSTAN Yeah.
2922

2923 LANDBERG But she did make an allegation that -
2924

2925 COSTAN At least you should be investigating.
2926

2927 LANDBERG And then, did she also point out who the son was-
2928

2929 COSTAN Yes.
2930

2931 LANDBERG -who possibly had the box thrown at him?
2932

2933 COSTAN Yes.

2934
2935 LANDBERG And at one point she even described what he was wearing?
2936
2937 COSTAN Yes.
2938
2939 LANDBERG Then, why wouldn't you speak to him?
2940
2941 COSTAN You know, I can't speak to what I was saying then or what I was doing then, but
2942 it's kind of embarrassing that I just overlooked that or just looked past that. I
2943 mean, there's no good answer to why I didn't talk to a 10- or 11-year-old or
2944 whatever he was. I mean, there's no good answer to just not talk to that child. I
2945 should have.
2946
2947 LANDBERG And I don't want to beat a dead horse, but by speaking to him we could have
2948 confirmed if a crime had or had not occurred?
2949
2950 COSTAN Yes. It would have opened up whether or not the allegations were true or anything
2951 like that. It would've opened up a whole bunch of other things, I guess. So, yes,
2952 we could have.
2953
2954 NUNLEY Would it have confirmed a crime had occurred, or would it potentially have
2955 helped you develop more probable cause that a crime had occurred?
2956
2957 COSTAN It could have developed probable cause for either the child endangerment, if there
2958 was any of that, or it could have corroborated for the (e)(1) portion of the domestic
2959 violence or negated it. I mean, it's hard to say what it would've done.
2960
2961 NUNLEY But fair to say it would have been useful to marshal those facts?
2962
2963 COSTAN It would've been very useful.
2964
2965 LANDBERG And when [REDACTED] told you that [REDACTED] hit her, we didn't clarify when it occurred.
2966 Correct?
2967
2968 COSTAN No.
2969
2970 LANDBERG And we didn't clarify if it was a new allegation or an old allegation?
2971
2972 COSTAN No.
2973
2974 LANDBERG And when [REDACTED] told you that the box—that [REDACTED] threw a box at her son, we didn't
2975 clarify when that occurred. Correct?
2976
2977 COSTAN No.

2978
2979 LANDBERG So, we're unaware if the first officers already investigated that or not?
2980
2981 COSTAN Correct.
2982
2983 LANDBERG And when you talked to Ofc. Swaleh, he didn't mention the box-throwing incident
2984 to you?
2985
2986 COSTAN Not that I remember. No.
2987
2988 LANDBERG Okay. And did we clarify with [REDACTED] if the son was injured?
2989
2990 COSTAN No.
2991
2992 LANDBERG And from your vantage point, because I know you didn't walk over there—but
2993 from your vantage point, could you see if he was injured or not?
2994
2995 COSTAN From where he was seated inside the doorframe of the bus, he didn't appear
2996 obviously injured, and he seemed like he was comfortable enough. I know in the
2997 beginning we watched him stand up and walk to the back of the bus. He didn't
2998 walk out of the bus to the police officers. So, it didn't seem like he was terrified
2999 of being in there. He didn't appear injured. He walked off on his own accord.
3000 So, that's all I could really say on him.
3001
3002 LANDBERG And did we confirm with [REDACTED] if any of the other children witnessed this allegation
3003 or allegations?
3004
3005 COSTAN No.
3006
3007 LANDBERG Do you feel like you asked any clarifying or followup questions to either the
3008 hitting allegation or the box-throwing allegation when [REDACTED] brought that to your
3009 attention?
3010
3011 COSTAN No, and I'm embarrassed about that.
3012
3013 LANDBERG So, would it be safe to say that you didn't take—I don't want to say any, but you
3014 took very minimal investigative steps to investigate those allegations?
3015
3016 COSTAN I'd say minimal probably describes that.
3017
3018 LANDBERG Anything on that part?
3019
3020 ALONSO Hmm-mm.
3021

3022 LANDBERG All right. We're going to watch 4 minutes to 5 minutes now.
3023
3024 *[BODY CAMERA VIDEO PLAYING]*
3025
3026 LANDBERG So, at this point in the call for service, and we're at 5 minutes, have you
3027 determined if a crime or crimes have or have not occurred?
3028
3029 COSTAN I hadn't determined concrete if they had or had not.
3030
3031 LANDBERG So, what's your thought process at this point in time, 5 minutes into this video?
3032
3033 COSTAN In regards to what, specifically?
3034
3035 LANDBERG Well, like-
3036
3037 COSTAN In general?
3038
3039 LANDBERG Yeah, just generally speaking. You get a call for service. It's a domestic violence
3040 in progress. You separate them. You're talking to them. Now you've brought up
3041 family, and you've brought up let's get family to start coming. What's your
3042 thought process now, at this point in time?
3043
3044 COSTAN I mean, this video's refreshing my memory a little bit.
3045
3046 LANDBERG Yeah.
3047
3048 COSTAN My thought process at this point was how do we get the kids to a safer
3049 environment other than a Ross parking lot where they're sleeping in a van, and
3050 the option arose that the mother had family nearby. So, that's the route that I
3051 wanted to take, if at all possible, is get all the kids and the female half, because
3052 she was the more cooperative of the two uncooperative people that are adults, get
3053 them to another family or grandparents because grandparents might be able to
3054 talk some sense into her about her relationship with him. So, that was what I
3055 remember. I thought that was what our big thing was, was we're going to get
3056 these kids to a safer environment than a parking lot on Stockton Blvd. at one in
3057 the morning. So...
3058
3059 LANDBERG So, at 5 minutes into this call for service, are we done with the investigation aspect
3060 and now we're in child welfare, or just trying to look out for the welfare of [REDACTED]
3061 and look out for the welfare of the children and get them to a location not in a
3062 parking lot?
3063
3064 COSTAN That's where we were at. It should have been more investigations done, but I
3065 think we fixated—or I fixated on getting the children and [REDACTED] at least, mainly it

3066 was just get the children to a safer location, and that was with [REDACTED] parents, so it
3067 was with [REDACTED]. So, yeah. We fixated on that.
3068

3069 LANDBERG So, specifically, saying—so, I can specifically ask you, at 5 minutes, is the
3070 investigation of any crime occurring over?
3071

3072 COSTAN I mean, I don't remember if I asked any questions later, but just viewing this right
3073 now, it appears that we're going to—it looks like we're just fixated on the children
3074 now, and we're not doing investigative questions. We're asking about the kids
3075 and family.
3076

3077 LANDBERG And we can watch—we're going to watch more video, but, yes, about 5 minutes.
3078 Minimal investigative questions following that. That's why I've asked that
3079 question at the 5-minute mark. But we'll move on. You answered it. Anything
3080 at that point?
3081

3082 ALONSO Hmm-mm.
3083

3084 LANDBERG All right. We're going to go from 5 minutes now to 6 minutes and 30 seconds.
3085

3086 *[BODY CAMERA VIDEO PLAYING]*
3087

3088 LANDBERG Oh, shit. Okay, 6:30, that's where we stopped.
3089

3090 NUNLEY That's all right.
3091

3092 LANDBERG So, is [REDACTED] concerned that [REDACTED] going to harm her and the children if they go to
3093 the relative's house?
3094

3095 COSTAN She voiced the concern that he would come back there, or he would follow her
3096 there.
3097

3098 LANDBERG And maybe—let me rephrase that. Is she concerned that's a possibility-
3099

3100 COSTAN Yes.
3101

3102 LANDBERG -that [REDACTED] may harm her or the children if they leave and go to—I believe it's her
3103 parents' home?
3104

3105 COSTAN Yes.
3106

3107 LANDBERG And did you have that same concern?
3108

3109 COSTAN Based on the little information that I had, I wasn't too concerned about it. But I
3110 knew that there were steps we could do to—because it was not far from our area,
3111 that it was something that we could drive by and check in on.
3112

3113 LANDBERG What are some of the steps that you could've taken?
3114

3115 COSTAN If she was genuinely like—if she had expressed it and it seemed more genuine to
3116 me that she was scared of him, we could have offered her an EPO, or maybe we
3117 could have tried for an EPO, but with the little bit of investigation that I did there,
3118 it probably would have been hard to get an EPO granted in the middle of the night.
3119

3120 LANDBERG And that was my followup question. So, did you even consider an EPO?
3121

3122 COSTAN It was in my mind, but it just—it didn't seem like we'd be able to get one granted
3123 based on what we had that night. I mean, just based on the little bit. It seemed
3124 more like they were just kind of arguing and kind of throwing allegations at each
3125 other. So, it didn't seem like something that we'd be able to do that night.
3126

3127 LANDBERG But you've been trained on how to get an EPO, correct?
3128

3129 COSTAN Yes.
3130

3131 LANDBERG And you know when it's appropriate to-
3132

3133 COSTAN Yes.
3134

3135 LANDBERG -at least request one?
3136

3137 COSTAN Yes.
3138

3139 LANDBERG Because the way it works, and remind me if I'm wrong, is you call a judge. You
3140 present a fact pattern, and that judge makes a ruling if they're going to give an
3141 EPO or not.
3142

3143 COSTAN Yes.
3144

3145 LANDBERG Okay. But in this case, you didn't even consider making that phone call to the
3146 judge?
3147

3148 COSTAN I thought of the EPO, but I didn't consider calling the judge about our facts that
3149 we had.
3150

3151 LANDBERG So, you say something about if [REDACTED] continues to harass—or if [REDACTED] responds
3152 over there, you can arrest him for harassment.

3153
3154 COSTAN It was more of a figure of speech, kind of a bluff. It wasn't a we're not going to
3155 figure out the penal code section for harassment. It was more of just trying to
3156 assure her that, if we find a place for her and her kids with her parents, we'd still
3157 be there to respond, and we'd still be there to keep an eye on her and make sure
3158 she's okay.
3159
3160 LANDBERG So, you mentioned that if [REDACTED] and her children go to the family's house that you
3161 would drive by the house. I guess, do patrol checks kind of?
3162
3163 COSTAN [REDACTED] is a very common street that I drive up and down very often in the
3164 night through either—I mean, technically they were in the county in that spot, I
3165 believe, if I remember correctly, but [REDACTED] is a very common connecting
3166 point between Fruitridge and 14th Ave. that I and my team travel very, very often
3167 because it's just a throughfare direct shot. So...
3168
3169 LANDBERG Okay. So, one thing I want to ask is you said you're a graveyard officer, and, I'm
3170 paraphrasing, you said something about a Band-Aid. What did you mean by that?
3171
3172 COSTAN Working graveyards, you have to work with much fewer items or options,
3173 basically. I mean, yes, we have the EPO and stuff like that, but say if it were
3174 daytime hours, maybe we could take her straight over to the courthouse and have
3175 her meet with someone or—it's more of we don't—I mean, she had one family
3176 member to call. Right? Because it's one in the morning. We're going to have to
3177 hound that person to try and give you a door to—or a house to sleep in. It's just
3178 everything's a little more difficult at nighttime is all I was inferring to. Everything
3179 is a little harder to do. It's a little harder to get in contact with people, but it's all
3180 doable, it just takes more time to get stuff done.
3181
3182 LANDBERG But you mentioned the family courthouse to her, right?
3183
3184 COSTAN Yes.
3185
3186 LANDBERG Something to the effect of, “Hey, tomorrow you can go to the family courthouse
3187 and get a restraining order” or something to that effect?
3188
3189 COSTAN She could get a stay-away order-
3190
3191 LANDBERG Stay-away order?
3192
3193 COSTAN -is what I was kind of—I don't know if I told her explicitly, but that's more of
3194 what I was inferring, that kind of a good conduct order or something that we can't
3195 do, basically, or they can get granted a good conduct order. If they're going to
3196 stay around their children, they have to be in good conduct or they agree in certain

3197 areas. Because if—I mean, obviously, if it met the threshold of an EPO, I
3198 would've talked about that, but it more felt like these two adults needed to go to
3199 the courthouse and have a judge talk to them about these are your options, that I
3200 don't have options. I can't give him a good conduct order. I can't give him a— I
3201 can't do their child custody agreement. To me, it felt more like that's what they
3202 needed to do. They didn't need restraining orders against each other. They
3203 needed a judge to basically come to a ruling of, "Hey, if you guys want to be
3204 around your children, you have to have A, B, and C checked off." You have to
3205 be at a park or whatever. You have to be in good conduct to be around each other.
3206 And that's kind of what I was kind of going for when I was talking about the
3207 family courthouse.
3208

3209 LANDBERG Okay. Because you used the term "restraining order". So, you just used the
3210 wrong terminology?
3211

3212 COSTAN Yeah. I mean, restraining order—isn't a good conduct order kind of under a
3213 restraining order? It's just a lesser—maybe I misunderstood that one. Maybe I've
3214 always misunderstood that one.
3215

3216 LANDBERG You may be right. I'm going off of just the video-
3217

3218 COSTAN Okay.
3219

3220 LANDBERG -and it said—you made mention of the family courthouse, and then you said,
3221 "Hey, you can go there tomorrow and get a restraining order." And you were
3222 talking about—based on [REDACTED] harassing, and him screaming at the kids, and
3223 being verbally aggressive.
3224

3225 COSTAN And that's kind of where I was going with the good conduct.
3226

3227 LANDBERG Okay.
3228

3229 COSTAN Maybe good conduct doesn't fall under restraining order, and that's my bad for
3230 misunderstanding that, but that's what I was referring to.
3231

3232 LANDBERG And that's the point I was trying to make, was it sounded like over here you had
3233 enough for an emergency protective order and you were fearful for the safety, but
3234 then, "Hey, why don't you wait until tomorrow and get a restraining order."
3235

3236 COSTAN No. That's not what I meant.
3237

3238 LANDBERG And that's what I'm trying to [clarify because that's what it sounds like.
3239 (*overlapping*)
3240

3241 COSTAN No, I appreciate—] I understand that. But, no, it was definitely—my
3242 understanding is there wasn't enough for an EPO. It was more of a good conduct
3243 order type of situation, or a lesser situation where the judge can kind of figure out
3244 if they need to do separation with the kids, because she had mentioned that she
3245 wanted to do custody or something with the kids. So, it seemed like that was the
3246 more appropriate thing, to go in daylight hours and talk to a judge about her
3247 options because I'm not a lawyer. I don't know all of her options for restraining
3248 orders and good conduct orders or whatever those differences are. So, I was just
3249 trying to refer her to a more professional...
3250

3251 LANDBERG I should probably skip this because we—I touched on it. So, just so I can skip
3252 ahead without showing more video, just so we're 100 percent clear, you didn't
3253 feel there was enough for an emergency protective order the night of?
3254

3255 COSTAN No, I didn't.
3256

3257 LANDBERG Okay.
3258

3259 COSTAN Not with the investigation I did.
3260

3261 LANDBERG Okay. Do you recall—without watching the video, do you recall telling her you're
3262 going to go—you'd park in front of her house and you would do patrol checks or
3263 even write reports down the street?
3264

3265 COSTAN Yes.
3266

3267 LANDBERG Was that just talking? Was that just to comfort her, or was that something you
3268 really felt was [necessary? (*overlapping*)
3269

3270 COSTAN It was more comfort] and peace of mind. I didn't feel like it was necessary, but I
3271 knew for a fact that I drive up and down [REDACTED] very often on proactive patrol.
3272 So, it was—and the guy had a very obvious van. If the van was sitting outside, I
3273 would've talked to him. So, it wasn't anything I felt that was necessary that
3274 someone had to park in front of her house, and someone needed to watch her. It
3275 was more of just trying to comfort her for the evening to try and get everything
3276 kind of resolved and mediated.
3277

3278 LANDBERG Okay. So, if I'm following, you weren't going to actually do that? You were just
3279 telling her that to kind of ease her mind?
3280

3281 COSTAN No. I was going to drive by. If I had a report, I had every intention—if she went
3282 there, we could sit there and write or drive by because I know I drive by and it's
3283 a simple, hey, I'm driving by is there a big, white, [REDACTED]-plated van outside
3284 with him standing outside. It would—I had an intention of doing it just for kind

3285 of peace of mind, if she's looking out the window and she sees a patrol car once
3286 in a while. That was my thought.
3287
3288 LANDBERG Okay. All right. We're going to skip to 8 minutes and 42 seconds to 9 minutes
3289 and 30 seconds.
3290
3291 [BODY CAMERA VIDEO PLAYING]
3292
3293 LANDBERG At one point, did [REDACTED] ask to get back into the van?
3294
3295 COSTAN She must have. I don't remember exactly what she said, but, if I told her right
3296 there, "You're not going back in there," she must have asked or something about
3297 that.
3298
3299 LANDBERG And that's kind of the point I was getting at. So, why wouldn't you allow her to
3300 get back in the van at this point?
3301
3302 COSTAN Because, from what I remembered watching this and remembering now, the male
3303 half never—other than her allegations that he threw a box at them, he never
3304 seemed like he was malicious or angry towards the children. He seemed actually
3305 nurturing to the 14- or 18-month-old that he was holding when we first contacted
3306 him. That the main primary issue was between the male and [REDACTED] and that I didn't
3307 want them—because, I mean, they snipped at each other the second they walked
3308 past each other. I felt more comfortable with them separate from each other. I
3309 didn't feel like the male half was—he never led me on to believe, from the little
3310 bit of contact I had and I never got that relayed to me from Austin, that there was
3311 a danger leaving the male with the children. So, my big thing is just if you can
3312 keep them separated during a domestic dispute, why would you let them back
3313 together? It can just flare up.
3314
3315 LANDBERG Your investigation is over, though. Correct? At this point in the call for service.
3316
3317 COSTAN Yes.
3318
3319 LANDBERG And then, has [REDACTED] asked you to stick around?
3320
3321 COSTAN [I don't remember. *(overlapping)*]
3322
3323 NUNLEY I don't think he's established] that the investigation—or that he's admitted the
3324 investigation is over at this point. I don't think we've established that.
3325
3326 LANDBERG Well, I talked to—I asked—let me see. What was-
3327

3328 NUNLEY At 5 minutes into it, there was a digression into another concern or state of mind
3329 or potential resolution, and that's been pursued, but I don't think we've established
3330 that his investigation of the incident is over. That's all.
3331

3332 LANDBERG At this point in time. So, at 5 minutes we talked about how it progressed from
3333 investigating to now child welfare, taking care of the child, taking care of [REDACTED],
3334 and then, I know this happened a while ago and I know we're going from different
3335 pieces of video that I'm asking specific questions about, but did you watch this
3336 entirely before we did our interview today?
3337

3338 COSTAN Yeah. We watched it through mostly, didn't we? Yes.
3339

3340 LANDBERG And then, did that give you good recollection of what occurred?
3341

3342 COSTAN It gave me a general—I mean, trying to watch an hour-and-15-minute body
3343 camera footage and trying to remember what people said over two months ago
3344 is—it fills in some blanks. It doesn't fill in all of them just watching the body
3345 camera, because obviously we can't hear what she just said. So, it fills in a little
3346 bit, but not completely.
3347

3348 LANDBERG But the point I'm making is, and you can ask me to rephrase my question, but
3349 when you conduct an investigation, you ask questions. Correct?
3350

3351 COSTAN Correct.
3352

3353 LANDBERG And you try to determine what occurred. Correct?
3354

3355 COSTAN Mm-hmm.
3356

3357 LANDBERG And you try to determine, as a police officer, especially going to a call for service
3358 where there's a possible crime that had occurred, you're going to ask specific
3359 questions regarding the possible crime you're responding to. Correct?
3360

3361 COSTAN Yes.
3362

3363 LANDBERG And at this point in time in the call for service, at 9 minutes and 30 seconds,
3364 you've asked all the questions related to crimes. Correct? At this point in time,
3365 have you asked the questions?
3366

3367 COSTAN Yes.
3368

3369 LANDBERG And have we now not transitioned to let's get you out of here, let's get [REDACTED]—let's
3370 get you and the kids...
3371

3372 COSTAN I'd say that's where we've kind of transitioned to. Yeah.
3373
3374 LANDBERG So, that's where my question was. So, at this point in time, is the criminal
3375 investigation over at this point in time?
3376
3377 COSTAN I'd say, at this point it looks like it is, but you never -- I mean, you obviously know
3378 an investigation can start at any point. Maybe one of the kids-
3379
3380 LANDBERG Sure.
3381
3382 COSTAN --comes out-
3383
3384 LANDBERG Sure.
3385
3386 COSTAN -and re-flares it up.
3387
3388 LANDBERG Sure. But at this point in time?
3389
3390 COSTAN I believe so, yes, sir.
3391
3392 NUNLEY Thank you for that.
3393
3394 LANDBERG Absolutely. So, at this point in time, is [REDACTED] a suspect?
3395
3396 COSTAN No.
3397
3398 LANDBERG Is [REDACTED] a suspect?
3399
3400 COSTAN No.
3401
3402 LANDBERG And are they asking you to continue to be on scene and assist them in their
3403 marital...?
3404
3405 COSTAN No, they weren't.
3406
3407 LANDBERG At this point, what are your investigative findings?
3408
3409 COSTAN I mean, just remembering it from the video and as much as I can from two months
3410 ago is that at this point the male and the female had been bickering 30-40 minutes
3411 ago and they'd been arguing and that the second call for service, where we showed
3412 up, it appeared more or less the same. He was uncooperative. She seemed
3413 unforthcoming with her information, even though she alleged an (e)(1). It just
3414 felt like she was not honest and that the biggest thing was trying to mediate it so
3415 it didn't progress again into a third call for service, where it had gone—something

3416 totally different had happened. So, at that point, it was the second call for service.
3417 We were just—we're going to mediate this. We're going to separate these parties
3418 to the best of our ability. We didn't feel like we really had any legal obligation to
3419 pull the children from their home with their parents in the RV, but we felt like it
3420 was necessary, if possible, to kind of just separate them so that they didn't
3421 continually call and make, what I remember as, unfounded claims.
3422

3423 LANDBERG And [REDACTED] okay with this up to this point?
3424

3425 COSTAN I think I remember running it through her mind. Obviously, she called her
3426 parents. I wasn't going to call her parents. It was if you call your parents, we can
3427 take them there, but I think she called—well, she ends up calling her father and
3428 they come pick up the car. So, it seems like she was okay with it. I don't know
3429 if I explicitly asked her if she was okay with that or not, but...
3430

3431 LANDBERG And I know what happens—I know how this plays out to the end, but right now
3432 in this—right now where we're at with the body-worn camera, she's okay with
3433 your plan?
3434

3435 COSTAN I honestly don't remember if we really hammered it out or anything.
3436

3437 LANDBERG Okay.
3438

3439 NUNLEY Did she indicate to you that she wasn't okay with it?
3440

3441 COSTAN I mean, I had asked her if she would call her dad, and she said she could, I think.
3442 I don't know if she had actually started calling yet or if she was still kind of
3443 hesitant. So, she hadn't said, "No, I don't want to do that."
3444

3445 ALONSO You mentioned that [REDACTED] was not honest. Can you go a little—can you explain a
3446 little bit?
3447

3448 NUNLEY Well, Detective, I don't think that he indicated that she wasn't honest. He had
3449 harbored some feelings that informed his belief that she wasn't being completely
3450 forthcoming.
3451

3452 ALONSO You mentioned that she was not being honest. That's what you said. Can you
3453 explain how she was not being honest?
3454

3455 COSTAN If I had said she wasn't honest, I didn't mean it like that. It meant more of I didn't
3456 really believe how she was—believe what she was expressing, based on the
3457 previous call that had been done. I had talked to officers, and it seemed like she
3458 was kind of doing the same thing that I had been—had been described in the first
3459 call, that she wasn't really being forthcoming with her information, and it was the

3460 way she was answering, like, "Oh, he hit me because..." and she would trail off.
3461 It's not that I didn't—I wouldn't call her dishonest or anything like that. It would
3462 be more of I didn't believe that she was—if she was being accurate, or if she was
3463 being actually forthcoming with all of the information, or if she was holding back,
3464 or even if she was making it up. I mean, it was—it just didn't feel genuine to me.
3465 So, I mean, it could've all been sorted out through a couple more investigative
3466 questions. And, I mean, I admit I fell very short on that, but at that time I felt like
3467 she was being just not forthcoming on anything.
3468
3469 NUNLEY Is it fair to say that you felt that [REDACTED] was being—was less credible than she was
3470 being dishonest to you?
3471
3472 COSTAN That's fair.
3473
3474 NUNLEY Okay.
3475
3476 ALONSO Other than not being forthcoming with information and not answering your
3477 questions, anything else that led you to believe that she was less credible?
3478 Anything else that you can remember about her demeanor?
3479
3480 COSTAN Nothing off the top of my head. No. Just the way she was—it's just something
3481 about the way she was acting that I remember, but I can't pinpoint why.
3482
3483 LANDBERG So, we kind of laid a foundation earlier about your experience with domestic
3484 violence and the number, generally speaking, of how many you've handled. Are
3485 every domestic violence incident the same?
3486
3487 COSTAN No.
3488
3489 LANDBERG Does every victim of domestic violence react the same?
3490
3491 COSTAN No.
3492
3493 LANDBERG So, theoretically speaking, she could be a victim and just not responding in a way
3494 you've seen before?
3495
3496 COSTAN Yeah, it's possible.
3497
3498 LANDBERG And just because of the way she responded, kind of, that led you to question her
3499 credibility?
3500
3501 COSTAN I wouldn't say it's just how she responded. It was—I think it was the thought
3502 process of this is the second call out. My partners came out here and there was
3503 nothing to be done then, and she's kind of alleging this is the same stuff from

3504 earlier. I think that, compounded with the way she was acting, might've led me
3505 to kind of my own notion of how she was answering that kind of discredited her.
3506 Not to say that she wasn't genuine, it just felt disingenuous to me based on what
3507 I had on it.
3508

3509 LANDBERG Okay. So, at this point, is [REDACTED] free to go with the kids?
3510

3511 COSTAN I mean, I can't remember exactly. I mean, I think, basically, at this point we didn't
3512 have any reason to detain him or anything further because we hadn't done any
3513 investigation on that. That if he had said he was going to leave, we probably
3514 would've just let him leave.
3515

3516 LANDBERG And that's what's confusing is you said I don't feel comfortable with him driving
3517 or you made some comments about him—being comfortable with him doing
3518 something.
3519

3520 COSTAN Yeah. I think we were still just going on cooperativeness on both parties and
3521 trying to push for that.
3522

3523 LANDBERG But we've determined no crime at this point had even been committed, though.
3524 Right?
3525

3526 COSTAN Correct.
3527

3528 LANDBERG And have we determined if a child custody agreement was in place between [REDACTED]
3529 and [REDACTED]?
3530

3531 COSTAN I don't believe we asked that explicitly. No.
3532

3533 LANDBERG So, would that mean, generally speaking, if there's no child custody in place when
3534 couples have children or a child, that they have 50/50 custody?
3535

3536 COSTAN Yes.
3537

3538 LANDBERG So, right there on this call for service, [REDACTED] had just as much right to the children
3539 as [REDACTED]?
3540

3541 COSTAN Yes.
3542

3543 LANDBERG But why didn't you feel comfortable having [REDACTED] drive the children?
3544

3545 COSTAN It was just his overall demeanor off the bat of not complying with the very simple
3546 things of "Hey, can you come out and talk to us?" I mean, this is the second call
3547 out that officers had dealt with him. From the brief little bit of information that I

3548 got from Swaleh on the phone is that the male half wasn't very cooperative then
3549 either. Not to say—I mean, obviously if we weren't going to investigate any
3550 criminal aspect, if he wanted to leave with the kids, he could've. But it was just
3551 a gut instinct of if he's that uncooperative with police, do we really want him
3552 driving off with no adults. I mean, as much as I didn't believe either half of them
3553 kind of alleging things, I felt—I would've felt less comfortable with just the male
3554 half versus both of them in the car.
3555
3556 LANDBERG But he-
3557
3558 COSTAN It was just a gut thing.
3559
3560 LANDBERG Sorry for interrupting. But is he really confrontational?
3561
3562 COSTAN I wouldn't say he was confrontational, I guess, but he was very against actually
3563 talking to us. I mean to the point, "Hey, do you want to come out?" Whatever
3564 he said, "No, I'm fine here" or "No, I don't want to." And just his overall attitude
3565 of just like passive-aggressive almost, kind of snippy with us, but he won't do
3566 what we ask him to. So...
3567
3568 LANDBERG But that's not illegal, right?
3569
3570 COSTAN No.
3571
3572 LANDBERG And that doesn't mean...
3573
3574 NUNLEY Do you want to rephrase that question as it relates to not doing something lawfully
3575 ordered by a police officer during an investigation and whether that's illegal?
3576
3577 LANDBERG Well, at this point in time, I think we did a good job of determining that we're not
3578 doing a criminal investigation at this point. Right?
3579
3580 COSTAN Correct.
3581
3582 LANDBERG I think we've also done a good job that he's not under arrest and he's not being
3583 detained. Right?
3584
3585 COSTAN Correct.
3586
3587 LANDBERG So why, with him being—and I've watched the video. I know how he acted, and
3588 I know what he said, but why—his actions, he's allowed to act that way. He's
3589 not—we've determined he's done nothing wrong.
3590

3591 COSTAN True. I mean, like I said, it was just more of a gut feeling of the way he was
3592 acting that I didn't feel comfortable. If we could avoid it and we could come to a
3593 cooperative mediation, I'd rather the children go to a third-party home with
3594 grandma and grandpa. If mom and dad have been fighting all night, maybe mom
3595 just needs to sleep, and the kids can stay and have a good night's sleep in a bed.
3596 That was-

3597

3598 NUNLEY I suppose where there may be some confusion is that at the time you identified
3599 him as being noncompliant, and I asked you if noncompliant was a fair
3600 description of the way he was acting, and you said yes. Do you recall that?
3601

3602 COSTAN Yes.

3603

3604 NUNLEY Okay. At the time that you identified him as being noncompliant, was that during
3605 your preliminary investigation into potential domestic violence, crimes of
3606 domestic violence?
3607

3608 COSTAN Yes. That was in the first couple minutes of meeting him.

3609

3610 NUNLEY But at this particular time, the Sergeant established that the investigation appears
3611 to have ended, and you're pursuing a solution to the problem by separating the
3612 parties and having the children go to grandma's.
3613

3614 COSTAN Correct.

3615

3616 NUNLEY You're not identifying any further noncompliance or resistance by [REDACTED]?
3617

3618 COSTAN I think at this moment in the video, I don't think he voiced his concern or anything
3619 like that or voiced his feelings about it.
3620

3621 NUNLEY And this whole line of questioning came about after Sergeant asked you why you
3622 didn't want her to go into the van after she asked if she could go into the van.
3623 Right?
3624

3625 COSTAN Correct.

3626

3627 NUNLEY Okay.

3628

3629 LANDBERG We're going to move on to 10 minutes and 23 seconds to 10 minutes and 50
3630 seconds.
3631

3632 *[BODY CAMERA VIDEO PLAYING]*
3633

3634 LANDBERG So, when you entered the UV, did you pull up that previous call for service?

3635
3636 COSTAN I don't remember if I pulled it up directly or not honestly.
3637
3638 LANDBERG Did you eventually pull up the first call for service?
3639
3640 COSTAN I don't remember, honestly.
3641
3642 LANDBERG You don't remember?
3643
3644 COSTAN No.
3645
3646 LANDBERG Would it be something you would do?
3647
3648 COSTAN It seems like something I would do, but a lot of this doesn't seem typical for me.
3649 It just seems—I don't even know. It's just kind of embarrassing how I handled
3650 this one. So, typically, I would call up a previous call, but seeing how I acted on
3651 this one, I don't know for sure.
3652
3653 LANDBERG When you talked to Swaleh, I know he gave you a rundown of what occurred.
3654 Did he tell you what they cleared the call as?
3655
3656 COSTAN I don't remember that. No.
3657
3658 LANDBERG Remember that? Because it says here 415 DV only. So, it leads me to believe
3659 you actually read the clearance, then?
3660
3661 COSTAN It might have been something that Swaleh told me. I don't remember if I read the
3662 clearance or if Swaleh told me, honestly. It was something in my mind obviously,
3663 though.
3664
3665 LANDBERG So, [REDACTED] tells you she's hit. She tells you a box was thrown at her son, but you
3666 also talked to Swaleh. Is there any concern that that first call for service wasn't
3667 handled correctly?
3668
3669 COSTAN No. I trust how my partners handle their calls. If they say it is what it is, I have
3670 no reason to say it isn't. So, I trust what they do.
3671
3672 LANDBERG So, you just went on faith that that call was handled correctly?
3673
3674 COSTAN I mean, it was a brief phone call with Swaleh. So, I don't know the nitty-gritty
3675 details of what they did. So, I mean, I'd say, yeah, basically on faith that they
3676 handled the first call correctly.
3677

3678 LANDBERG Okay. And then, Ofc. Hollibaugh approaches you and tells you kind of generally
3679 what █████ told him.
3680
3681 COSTAN Yes.
3682
3683 LANDBERG Why didn't you tell Hollibaugh what █████ told you?
3684
3685 COSTAN I can't say exactly what my train of thought was then, but I know, remembering
3686 back from looking at video and remembering how she was acting and stuff, I
3687 thought basically what she was saying was—it just didn't seem like—I don't know
3688 why I didn't believe her. I mean, I should have done follow-up questions to kind
3689 of clarify things, but it just seemed like she was being just dodgy and
3690 unforthcoming about all of her statements about that stuff. So, I think I honestly
3691 just kind of brushed it off instead of doing the investigation that I should have,
3692 honestly. It's just—I kind of brushed it off as I think it's kind of BS, instead of
3693 doing the proper steps to figure out, to clarify that, to square it up a little bit and
3694 make it cleaner. I just kind of brushed it off and thought it wasn't even worth
3695 mentioning, clearly. So, that was—I mean, that's not the right thing to do at all.
3696 It wasn't the correct way to handle that call, but it's what I did.
3697
3698 LANDBERG So, there's some downtime. Correct? A little downtime [at this point?
3699 *(overlapping)*
3700
3701 COSTAN Yeah, I think I] run some stuff, type some stuff.
3702
3703 LANDBERG And I know that you're looking back now and you're telling us how things should
3704 have been, and I know it's going to be tough to—and I'm not minimizing what
3705 you're saying. I'm just saying it's going to be tough to answer these questions.
3706 But we kind of go into the mindset at the time where you're at as well. Would
3707 you have had time, even though you talked to Swaleh for a very brief moment
3708 and even though you're confident that officers handle calls for service correctly—
3709 do you think all officers handle calls for service correctly?
3710
3711 COSTAN No.
3712
3713 LANDBERG But you just feel these three [handle all calls correctly? *(overlapping)*
3714
3715 COSTAN I've worked with]—I've worked with them for a little while, so I feel a little more
3716 confident in what they do.
3717
3718 LANDBERG Is it safe to say that you could have had time to contact maybe the other two
3719 officers and just dug deeper into this to make sure everybody had a good
3720 understanding of what had occurred and what possibly—what had originally
3721 occurred and what had possibly occurred after the first officers left?

3722
3723 COSTAN Yeah. I had time to do that.
3724
3725 LANDBERG And by doing that, you could have determined if the allegations were correct?
3726
3727 COSTAN Yes.
3728
3729 LANDBERG Excuse me, if the allegations were-
3730
3731 COSTAN Founded or-
3732
3733 LANDBERG -founded or unfounded?
3734
3735 COSTAN Yes.
3736
3737 LANDBERG So, at this point, are you confident [REDACTED] didn't assault [REDACTED]?
3738
3739 COSTAN Based on what we'd had, I was—remembering back and watching this video
3740 from—I know it's been a while, but, remembering back, I thought both sides were
3741 kind of, honestly, to be as blunt as—I thought they were both full of crap, and
3742 they were just kind of arguing and bickering with police as I've seen and other
3743 officers have seen dozens, if not more, times on domestic violence. Where they
3744 just start making allegations. That's kind of how I felt.
3745
3746 LANDBERG But you actually tell Hollibaugh that [REDACTED] told you this was a 415 DV only.
3747
3748 COSTAN That must have been—that was probably just me.
3749
3750 NUNLEY I don't want [you to guess. (*overlapping*)
3751
3752 COSTAN I don't even know.]
3753
3754 LANDBERG Yeah. We can re-watch it if you'd like me to-
3755
3756 COSTAN I don't know what my mindset was when I said that, or if my mindset was just
3757 that I didn't believe what she said. Normally, I feed all the information I get to
3758 my partners. I don't know if I just missed it or just brushed over it, but I don't
3759 remember exactly. No.
3760
3761 LANDBERG You don't recall-
3762
3763 COSTAN What my thought process was. No.
3764
3765 LANDBERG -what your thought process was?

3766
3767 COSTAN No.
3768
3769 ALONSO No.
3770
3771 LANDBERG All right. Let's move forward then. We're going to look at your body-worn
3772 camera at 11:53 to 12:02.
3773
3774 NUNLEY If we can just, very quickly-
3775
3776 LANDBERG Yeah, absolutely.
3777
3778 NUNLEY -before we go there. Officer, this reconvening with Ofc. Hollibaugh was the first
3779 time that you'd both spoken since you'd arrived on scene about the incident.
3780 Right?
3781
3782 LANDBERG Correct.
3783
3784 NUNLEY Was the discussion that you were having with Ofc. Austin Hollibaugh
3785 investigative in nature still?
3786
3787 COSTAN Yeah. I needed to know what he had on his side versus what she had said. So...
3788
3789 NUNLEY Had the investigation sort of reignited at this point?
3790
3791 COSTAN I'd say we had to come to an understanding of what we had investigative-wise.
3792 Yes.
3793
3794 LANDBERG Because it's common practice on any call for service, when you have multiple
3795 officers on there or even two officers, to come together when you have two
3796 officers taking statements or talking to other individuals, to come together to
3797 determine what both sides said.
3798
3799 COSTAN Yes.
3800
3801 LANDBERG Regardless if it's a domestic violence or not.
3802
3803 COSTAN Yes.
3804
3805 LANDBERG And Hollibaugh somewhat did that for you, but you neglected to tell him what
3806 [REDACTED] said.
3807
3808 COSTAN Yeah. I guess I just left things out, which is out of character, but...I don't know
3809 why I would've done that then.

3810
3811 LANDBERG We're going to start this now. And, again, it's going to be 11:53 to 12:02.
3812
3813 [BODY CAMERA VIDEO PLAYING]
3814
3815 LANDBERG Now, was that you-
3816
3817 COSTAN Yes.
3818
3819 LANDBERG -broadcasting to 1 Alpha 68-
3820
3821 COSTAN Yes.
3822
3823 LANDBERG -415 DV only. And can you, for the record, explain what a 415 DV only is?
3824
3825 COSTAN It's a domestic partnership that's—they've been arguing. You can't determine
3826 whether or not—or you can't determine if there's an (e)(1) or a .5. You can't
3827 determine fault if they're just arguing. There's no arrest to be made, essentially.
3828
3829 LANDBERG Was that an accurate broadcast?
3830
3831 COSTAN At that time with what we had, I'd say yes, with what we were going with.
3832 Looking back with what could have happened if we had done investigations, I
3833 don't know. It could have changed.
3834
3835 NUNLEY Was that an accurate broadcast based on the admittedly insufficient investigation
3836 that you conducted?
3837
3838 COSTAN Yes.
3839
3840 LANDBERG So, at this time, right now, it's 12 minutes and 2 seconds into the call for service,
3841 you're confident that [REDACTED] wasn't—you're confident [REDACTED] wasn't telling you about
3842 the previous allegations when she said she was struck?
3843
3844 COSTAN I'm sorry, what?
3845
3846 LANDBERG So, we're 12 minutes in, right?
3847
3848 COSTAN Yeah.
3849
3850 LANDBERG [REDACTED] told you she was struck, but you're confident that was the previous allegation
3851 already [investigated by your partners? (*overlapping*)
3852

3853 COSTAN That had already...] I don't know if I clarified if it was from the previous one or
3854 not, but I basically brushed it off. I didn't think it was an accurate portrayal of
3855 what had happened from her. I thought she was not forthcoming about the right
3856 information or just didn't want to give certain elements to what had happened.
3857 So, I don't think—I never determined if it was the previous one, or if it was
3858 between first call, second call, or what. So, I don't think I clarified that.
3859

3860 LANDBERG Okay. You're sure nothing physical occurred between [REDACTED] and [REDACTED]?

3861

3862 COSTAN I mean, at this point I was. Obviously, in the call I was pretty confident that
3863 nothing—I didn't believe either side that there was actually any physical—
3864 anything physical in nature.
3865

3866 LANDBERG So, I have a bunch of questions here, but, I mean, I think this can be summed up
3867 in—tell me if I'm wrong, but—so, at this point in time, you voiced 415 DV only
3868 because you didn't believe [REDACTED] was credible. So, therefore, in your mind it was
3869 a 415 DV only, even though you know you didn't conduct a thorough
3870 investigation to prove or disprove either way?
3871

3872 COSTAN Yes.
3873

3874 LANDBERG Okay.
3875

3876 ALONSO What about the allegation of the box being thrown at the kid? You just did not
3877 believe [REDACTED]?

3878

3879 COSTAN That was—I think it fell along more of the same lines, that I feel like she was just
3880 trying to kind of put things in her favor so that if anything was going to happen,
3881 it was in her favor.
3882

3883 NUNLEY I think what's important on that, though, is that, at the time of this incident, do
3884 you remember [REDACTED] telling you about [REDACTED] throwing a box at one of the children?
3885

3886 COSTAN At the time of the incident?
3887

3888 NUNLEY Yes.
3889

3890 COSTAN Remembering now what I know seeing the video or just...
3891

3892 NUNLEY No, at the time of the incident. Do you recall [REDACTED] telling you that there was a
3893 box thrown at one of the children—allegedly thrown at the child? Do you recall
3894 that?
3895

3896 COSTAN No.

3897
3898 NUNLEY Did you ever see a CAD report or any type of literature that indicated that
3899 allegation? Do you recall?
3900
3901 COSTAN I don't remember, no.
3902
3903 NUNLEY Did Swaleh ever indicate that to you?
3904
3905 COSTAN Not that I remember.
3906
3907 NUNLEY Okay.
3908
3909 LANDBERG For the record that—oh, go ahead.
3910
3911 ALONSO Yeah. When she told you—when █████ told you that █████ threw a box at one
3912 of—at her son, you asked which one. You asked a clarifying question.
3913
3914 COSTAN Yes.
3915
3916 ALONSO Okay.
3917
3918 COSTAN I acknowledged that. Maybe I'm misunderstanding this.
3919
3920 NUNLEY I'm just trying to determine whether the Officer recalls this at the time of the
3921 incident is all. We all know what he recalls after watching the body-worn camera
3922 here on this good day, but did he recall—[do you recall - (*overlapping*)
3923
3924 COSTAN Oh, before watching the] body camera and stuff today? No, I didn't [remember
3925 any of that. (*overlapping*)
3926
3927 NUNLEY It's simple.]
3928
3929 COSTAN I didn't remember.
3930
3931 NUNLEY What do you remember today about the incident at the time of the incident?
3932
3933 COSTAN Yeah.
3934
3935 NUNLEY Okay? Versus obviously watching the body-worn camera, you know what
3936 happened in reality. You know that █████ told you that █████ threw a box at one of
3937 the children.
3938
3939 COSTAN But remembering-
3940

3941 NUNLEY But do you remember that at the time?
3942
3943 COSTAN So, from today remembering back to then? No, I didn't remember that at all.
3944
3945 NUNLEY Okay.
3946
3947 ALONSO Got it. Okay.
3948
3949 COSTAN Yeah.
3950
3951 ALONSO Got it.
3952
3953 COSTAN Until we watched this, I didn't remember anything about the child-
3954
3955 ALONSO Sure.
3956
3957 COSTAN -and the box and stuff, if that clarifies that.
3958
3959 ALONSO Do you remember asking any clarifying questions about the box?
3960
3961 COSTAN No.
3962
3963 ALONSO Okay.
3964
3965 COSTAN No, I don't remember.
3966
3967 ALONSO All right.
3968
3969 NUNLEY And I think it's fair that what he knows now putting questions to him about what
3970 he should have done, equipped with perfect information today, I think is fair. But,
3971 I think, just making sure that we keep distinct what he remembers at the time of
3972 the incident, versus what he now knows about what he did and did not do.
3973
3974 LANDBERG The first call for service had an allegation of a box being thrown at the child. That
3975 was on the first call for service.
3976
3977 COSTAN Okay.
3978
3979 LANDBERG That information was on the first call for service. And today, you cannot
3980 remember if you looked at that first call for service?
3981
3982 COSTAN No, I can't remember if I pulled that call up or not.
3983
3984 LANDBERG Okay.

3985
3986 NUNLEY As you sit here today, do you-
3987
3988 COSTAN I knew nothing about-
3989
3990 NUNLEY Do you know anything about a box being thrown at one of the children or that
3991 allegation made regarding this call?
3992
3993 COSTAN No. I mean, other than-
3994
3995 NUNLEY Until you've seen it.
3996
3997 COSTAN Until I've seen that. Refreshed my recollection.
3998
3999 NUNLEY Well, there's a difference between refreshing your recollection, right, about what
4000 happened on the day of and what you now know.
4001
4002 COSTAN I think I'm misunderstanding. Sorry.
4003
4004 NUNLEY Does this body-worn camera footage refresh your recollection? Do you now
4005 remember that there was an allegation about [REDACTED] hurling a box at one of the
4006 children?
4007
4008 COSTAN Yes.
4009
4010 NUNLEY Okay. So, your memory is refreshed?
4011
4012 COSTAN Yes.
4013
4014 NUNLEY Okay.
4015
4016 ALONSO Is your memory also refreshed that you asked followup questions after hearing
4017 that allegation?
4018
4019 COSTAN Just about the child, obviously. Like, "Hey, which one was it?" and I think that
4020 was it. I'm sorry, I don't mean to...
4021
4022 NUNLEY No, no. It's fine.
4023
4024 COSTAN I'm all mixed up.
4025
4026 NUNLEY It's just important that we don't-
4027
4028 LANDBERG No.

4029
4030 COSTAN No. I get it. I get it.
4031
4032 LANDBERG We want to make sure you have an opportunity to respond accurately to the
4033 questions we ask, and it's totally fine. So, you don't recall the box allegation as
4034 we sit here today. Right? You don't-
4035
4036 COSTAN No.
4037
4038 LANDBERG Okay. And you don't recall if you looked at that first call for service?
4039
4040 COSTAN No.
4041
4042 LANDBERG But we do know, you educated us today, that you did talk to Swaleh.
4043
4044 COSTAN Yes.
4045
4046 LANDBERG So, you got some background on that call for service.
4047
4048 COSTAN Correct.
4049
4050 LANDBERG And we also laid the foundation earlier that it's your common practice to look at
4051 calls for service prior to arriving on scene. Right?
4052
4053 COSTAN When I can, yes.
4054
4055 LANDBERG When you can. Right. And do you research calls for service, or other calls for
4056 service, generally speaking, when you have time? Meaning, if you go to a call
4057 for service and it's a return call, is that common practice to go, *How was that other*
4058 *call handled?* Or...
4059
4060 COSTAN I try and pull up old calls, but in this situation it's a parking lot. It's not necessarily
4061 a set address. It's not a set—it's not like a residence, where it's 123 Main Street.
4062 It's just a general area. So, if I wasn't on the call earlier—I mean, just not speaking
4063 about this but in general, if I was trying to find a call for service from 30 minutes
4064 ago that someone else was on in this general area, typically I'd try and run the
4065 address first, but if you go to that area, there's like 20 addresses on that parking
4066 lot. So, it'd be hard for me to pull that specific call number without knowing
4067 exactly what the call number one was entered in to look it up. So, I mean, if I
4068 don't know what the call number is, typically I try and reach out to someone that
4069 was on it or would have been a part of it. That's-
4070
4071 LANDBERG This is a return call for service. Correct?
4072

4073 COSTAN Yes. I don't know if it's the exact same spot. I couldn't tell you if it was in the
4074 exact same spot of the parking lot or if they had moved at all because-
4075
4076 LANDBERG But didn't dispatch voice a return call for service?
4077
4078 COSTAN They said possibly related to-
4079
4080 LANDBERG Possibly related to it?
4081
4082 COSTAN Yes.
4083
4084 LANDBERG Do you know if they attached that first CAD call number onto this call?
4085
4086 COSTAN I don't remember if they did or not. No.
4087
4088 LANDBERG Is that common practice that they do that in the notes somewhere?
4089
4090 COSTAN They will if they're sure, but if it's like—if they're not sure, they don't do it all the
4091 time.
4092
4093 LANDBERG All right. Where are we at?
4094
4095 ALONSO Before playing the 27, that one-
4096
4097 LANDBERG Yes.
4098
4099 ALONSO Can you play 21:30 to 22:20, please? 21:30 to 22:20.
4100
4101 LANDBERG 21:30 to 22:20.
4102
4103 ALONSO Please.
4104
4105 LANDBERG I apologize. I'm not good at this. We'll start at 21:31—21:28. Sorry [laughs]
4106 21:28.
4107
4108 [BODY CAMERA VIDEO PLAYING]
4109
4110 ALONSO Okay. So, basically what we watched here, let me set the context, is that Ofc.
4111 Hollibaugh is at the side door of the van talking to [REDACTED] who's inside of the
4112 van, and you walk over to where Hollibaugh is standing, and you're kind of near
4113 the van for a couple of minutes, and then you walk towards the back, and then
4114 you kind of walk back—you walk back to where Hollibaugh is standing, and
4115 then you walk away. Do you remember what the male, [REDACTED], is telling
4116 Hollibaugh when they're talking? Do you recall-

4117
4118 COSTAN No.
4119
4120 ALONSO -that conversation at all?
4121
4122 COSTAN No.
4123
4124 ALONSO Okay. In the video, we can hear Hollibaugh responding something like,
4125 "Whatever you're trying to say, I'm not getting it." Do you recall any context,
4126 hearing what he's talking about, what [REDACTED] talking about?
4127
4128 COSTAN No. I don't remember that at all.
4129
4130 ALONSO Okay. All right. Let's move on.
4131
4132 LANDBERG Okay. 27 minutes and 26 seconds to 28 minutes and 3 seconds. We'll start at
4133 27:24
4134
4135 *[BODY CAMERA VIDEO PLAYING]*
4136
4137 LANDBERG So, you make mention that you want to separate people so someone doesn't go
4138 to jail tonight. What's that based on?
4139
4140 COSTAN I mean, at this point, if we're not detaining anyone and we're 28 minutes in, just
4141 looking at this, not remembering exactly what my thought process was-
4142
4143 LANDBERG Sure.
4144
4145 COSTAN -but it's more of, honestly, just a bluff to have him kind of cooperate. I mean, if
4146 he's still hanging out of the window of his car, and she's over here just looking
4147 at that and how my demeanor is, then it's just a bluff. Just trying to get
4148 cooperation so we can just get the job done.
4149
4150 LANDBERG Did somebody ask to speak to a supervisor?
4151
4152 COSTAN I believe he did.
4153
4154 LANDBERG That [REDACTED] did?
4155
4156 COSTAN Yes.
4157
4158 LANDBERG Did you contact Sgt. [REDACTED] and let him know that [REDACTED] wanted to speak with him?
4159
4160 COSTAN I don't think I told Sergeant that he wanted to talk to him, but-

4161
4162 LANDBERG At this point in time. I know you talked to [REDACTED] later on the phone, but right now
4163 do you contact [REDACTED] and...
4164
4165 COSTAN No. Not yet.
4166
4167 LANDBERG Okay. Do you have time to do so at this point?
4168
4169 COSTAN I could've, yes.
4170
4171 LANDBERG Is the scene stable?
4172
4173 COSTAN Yes.
4174
4175 LANDBERG Why not call the sergeant?
4176
4177 COSTAN It's my own kind of personal thing. I don't call my sergeant on every time
4178 someone complains and asks, "Hey, I want to see your sergeant. I want to talk
4179 to your supervisor" because if I did that, my sergeant would just sit in my seat
4180 every stop. "Hey, I want to talk to your supervisor." Every 415 where you tell
4181 someone, "Hey, you've got to shut up because you're waking your neighbors."
4182 "Oh, I want to talk to your supervisor." It'd be—granted, this—looking back,
4183 yeah, it probably would've been one of those more serious ones. I probably
4184 should've just seen if he could come out there instead of doing the phone call,
4185 but I was just trying to, I wouldn't say lighten the load of my sergeant, but kind
4186 of just handle a call as I've done countless times before. Yeah, someone might
4187 be yelling and screaming for a supervisor, but we don't necessarily do what
4188 everyone screams and yells at us necessarily, if that makes sense.
4189
4190 LANDBERG Mm-hmm.
4191
4192 COSTAN So, he was uncooperative and kind of just—honestly, kind of an ass to us from
4193 the very beginning. I probably took it—I kind of remember him as getting
4194 under my skin. I might've just not called the sergeant just because he was
4195 getting under my skin and I didn't want to give him his way. I mean, I can't
4196 remember exactly, but I do remember him getting under my skin a little bit, just
4197 the way he was kind of talking down to everyone.
4198
4199 LANDBERG I don't know if unique is the right word, but would you agree this is kind of a
4200 unique situation? You have multiple calls for service. You have allegations
4201 that you've determined that aren't—there's no legal—you have allegations that
4202 you've determined aren't correct. You have all these things going on. Why not
4203 write an information report just to cover yourself?
4204

4205 COSTAN Honestly, I should have. I feel like it's embarrassing that I didn't do a proper
4206 investigation. It's embarrassing that I didn't write something, at least a
4207 paragraph or two, to kind of document that, "Hey, this is the second call we've
4208 had. This is how it's going." Looking back? Yeah, I should have written
4209 something. I should've written a little bit. I mean, just anything to kind of—to
4210 have my frame of reference of how I was feeling, versus two and half months
4211 later trying to remember it. I mean, I can't use another word. It's just
4212 embarrassing. I should have written something about it. I mean, just calling a
4213 sergeant, that's pretty much the lowest level of—that's like the lowest level of
4214 kind of CYA. I mean, the IReport should have been done. It's just—there's no
4215 other way to say it. It should have been done. I mean, even if we just go to that
4216 point, if we get past the, quite frankly, just crap investigation I did on this one,
4217 which I know is not my standard. I know it's not. But we go beyond that where
4218 I just kind of did a crap investigation, I still should have cut an IReport on this
4219 because, I mean, this guy's that adamant, and he wants to talk to a sergeant, and
4220 it's this out of control on a second call. Yeah, it should have been an IReport.
4221

4222 ALONSO Yeah, I mean, I think at the very beginning of this clip, Hollibaugh is saying
4223 something about confiscating a phone. I think [REDACTED] asking you guys to
4224 confiscate [REDACTED] phone. Do you remember that request? Do you remember-
4225

4226 COSTAN I remember it vaguely, something about that, but not specifically what he said.
4227

4228 ALONSO Do you remember why he wanted you guys to access or to confiscate [REDACTED]
4229 phone? What was his-
4230

4231 COSTAN What I'm remembering, just two and half months later, is that when we told him
4232 basically that we were going to separate the children, we were going to have the
4233 kids go with grandparents and with her and he was going to stay in the van, I
4234 don't know if it was immediate or if it was pretty soon after, he started making
4235 allegations that she had struck him, and it seemed almost just—Hollibaugh and
4236 I, I remember we were kind of talking about it even after or whatever, but it just
4237 felt so fake that oh, it's domestic violence. It's not going my way. Well, what if
4238 I say all this stuff? And he was making all these allegations that she struck him,
4239 and it was on her phone, which to me just wouldn't make sense why or how she
4240 would film herself hitting him. And then, honestly, we just kind of—I mean, I
4241 can't say what Austin said or Austin did, but I can say I brushed it off. I thought
4242 he was just kind of throwing stuff—just throwing stuff at the wall and seeing
4243 what sticks, trying to just get his way, kind of the way she was because it kind
4244 of felt like they were both saying things to get their way, and that was kind of
4245 the last straw of him kind of irritating me, him just making these allegations,
4246 quite frankly.
4247

4248 ALONSO Do you remember specifically what he said was on the phone? What sort of
4249 evidence was on the phone?
4250
4251 COSTAN No.
4252
4253 ALONSO Okay.
4254
4255 COSTAN I don't remember that at all.
4256
4257 ALONSO Okay. So, what you just summarized was what you kind of-
4258
4259 COSTAN That's kind of what I vaguely remember [from today. (*overlapping*)
4260
4261 ALONSO -vaguely remember,] but not-
4262
4263 COSTAN Yes.
4264
4265 ALONSO -specifically that he said there's evidence that she struck me on her phone.
4266
4267 COSTAN Yeah. I don't remember exactly what he said, but I think he was kind of
4268 alluding to that, if I remember it correctly.
4269
4270 ALONSO Okay, okay. Why not just ask [REDACTED], "Hey, let me see your phone"?
4271
4272 COSTAN I mean, we could say "what if" to pretty much everything I've done on this call.
4273
4274 ALONSO Okay.
4275
4276 COSTAN It's shitty.
4277
4278 ALONSO Okay.
4279
4280 NUNLEY So, you acknowledge you could have very easily asked [REDACTED] for her phone?
4281
4282 COSTAN I could have easily asked a lot more.
4283
4284 NUNLEY To determine whether or not she had any evidence of domestic violence.
4285
4286 COSTAN Yeah.
4287
4288 NUNLEY Pictures or motion pictures thereof?
4289
4290 COSTAN I could have asked for her phone. She could've just given it to me. It could've
4291 been that simple.

4292
4293 NUNLEY And you acknowledge that you should have as you sit here today?
4294
4295 COSTAN Yes, I should have.
4296
4297 LANDBERG All right. We're going to fast forward to 28:33.
4298
4299 *[BODY CAMERA VIDEO PLAYING]*
4300
4301 LANDBERG We're going to stop it at 29:03. So, we viewed 28:33 to 29:03 on your body-
4302 worn camera. You started out—when we first open up this clip, it says that both
4303 calls for service had deemed him the aggressor.
4304
4305 COSTAN I think I was just bluffing him at that point because I -
4306
4307 NUNLEY Officer-
4308
4309 COSTAN Sorry.
4310
4311 NUNLEY I don't want you to guess. Just answer the sergeant's question.
4312
4313 COSTAN He got under my skin. I don't-
4314
4315 NUNLEY. Sergeant hasn't asked his question.
4316
4317 COSTAN Sorry.
4318
4319 NUNLEY I don't think he entirely asked it. Or was there a question?
4320
4321 LANDBERG I asked a question. You said that on both calls for service he was deemed the
4322 primary aggressor. Right? How did you determine that?
4323
4324 COSTAN I mean, if I deemed him—I used the term "primary aggressor," it doesn't mean
4325 the person that needs to be arrested. I might have used this term out of context
4326 here, but I'd say primary aggressor is—you saw the female. She's much more
4327 mousy, compliant with officers, versus he's loud and boisterous. I said primary
4328 aggressor on ours because I'd say he's more the aggressive person in this. Not to
4329 say that he's the person that needs to be arrested for an investigation that could
4330 have been done or should have been done better, it's more of just
4331 acknowledging that he was the uncooperative one. Because that's what had
4332 been relayed to me prior, that he was the more uncooperative one. If that kind
4333 of clarifies that at all.
4334
4335 NUNLEY Well, Officer, wasn't he the suspect in this call for service?

4336
4337 COSTAN He was.
4338
4339 LANDBERG But he was a suspect for only about two and half minutes. Correct?
4340
4341 COSTAN Correct.
4342
4343 LANDBERG So, you make a statement "if they want to go the proper route." Can you kind of
4344 clarify what you mean by that or expound on that?
4345
4346 COSTAN Just remembering back from this video and how he got under my skin, it was
4347 more of a bluff. Because, at this point, I didn't believe that either one of them
4348 was making accurate allegations toward the other. I think it was more of just a
4349 bluff. I wouldn't say, I think, it's—looking back, I was bluffing on him, trying
4350 to get his cooperation, basically because he was just getting under my skin,
4351 starting to kind of chip back at us because things weren't going his way it felt
4352 like. So, he felt he was just going to start talking back, hanging out the window
4353 and stuff, trying to reignite something between us.
4354
4355 LANDBERG I want to make sure I'm not...okay. So, a lot of what you said was bluffing,
4356 then, because he was under your skin?
4357
4358 COSTAN Basically. Yes.
4359
4360 LANDBERG Because the proper route is identifying that a crime had occurred, making an
4361 arrest, those type of things?
4362
4363 COSTAN It would have been a better investigation. If I had done a better investigation,
4364 the proper route would be going to jail or something like that, but that's not what
4365 I was referring to there. I was just bluffing.
4366
4367 LANDBERG All right. We're going to fast forward to 30 minutes and 32 seconds to 33
4368 minutes and 8 seconds.
4369
4370 [BODY CAMERA VIDEO PLAYING]
4371
4372 LANDBERG Is this the time—is this when you contact Sgt. ■■■-
4373
4374 COSTAN Yes.
4375
4376 LANDBERG -and give him a phone update?
4377
4378 COSTAN Yes.
4379

4380 LANDBERG So, that's Sgt. [REDACTED] on the other end?
4381
4382 COSTAN Yes.
4383
4384 LANDBERG Okay. Based on your recollection of the day of, based on everything we
4385 watched and reviewed today so far, is that an accurate statement? Is your
4386 summary of events to Sgt. [REDACTED] accurate?
4387
4388 COSTAN It wasn't every single little bit that happened there, but that's how I've typically
4389 done things with sergeants. You give them base facts. And in my remembering
4390 it now from today and watching that, I thought both parties were, quite honestly,
4391 just kind of full of shit and making allegations against each other. I didn't feel
4392 like it was pertinent information to say, "Hey, she said this, but I don't believe
4393 her, and he said this, but I don't believe him." I gave him the—this is what's
4394 going on. This is the area. This is the general purpose of why we're out here,
4395 and this is what we're doing. I would never purposely lie to a sergeant or
4396 partner today, yesterday, ever in my past, or in the future. It's just I didn't give
4397 him, probably—I mean, it's obvious I didn't give him the proper information he
4398 had come to expect from me. And quite honestly, I dropped the ball and didn't
4399 give him the information that he needed or wanted to make the correct informed
4400 decision. I mean, this comes way after a very short and crappy investigation,
4401 and I came to my decisions, being it wrong or right, that I thought she was not
4402 necessarily lying, but I didn't believe her, and I didn't believe him. So, I didn't
4403 believe it was pertinent information to give my sergeant. So, was it every little
4404 bit of information that I got on this call? Did I relay it to my sergeant? No.
4405 Was it all the information that I felt was needed at the time for him to
4406 understand what we were doing and what our plan was to make sure we were
4407 okay? That's where I was at then. Yes.
4408
4409 LANDBERG But to answer the question—and thank you for giving me your mindset—but
4410 was your update to the sergeant accurate?
4411
4412 COSTAN To every event that happened? No.
4413
4414 LANDBERG Okay.
4415
4416 NUNLEY Let's linger there. And I think one of the followup questions should be, what
4417 was the purpose for your phone call to Sgt. [REDACTED]?
4418
4419 COSTAN To let him know of the call, about how it was going, because it had been a
4420 second call, and what was going on, because I didn't know if they had updated
4421 him on the first one. I wanted him to know what was going on. And,
4422 specifically, if the male is starting to say, "Hey, I want to talk to a sergeant and I
4423 want to know your name and badge," you know that's the precursor to a

4424 complaint. I like to let them know, my sergeants or supervisors above me, what
4425 might come down.
4426
4427 NUNLEY Got it. So, you were informing the sergeant of your determination and how you
4428 handled the call. Fair?
4429
4430 COSTAN Fair, yes.
4431
4432 NUNLEY And also informing him of a potential complaint that was brewing from [REDACTED].
4433 Fair?
4434
4435 COSTAN Yes.
4436
4437 NUNLEY Were you asking Sgt. [REDACTED] for his counsel and advice on how to handle the call?
4438
4439 COSTAN No. I was telling him how we were handling it.
4440
4441 NUNLEY So, it wasn't about informing him of a decision that you were asking [REDACTED] to
4442 make. Right?
4443
4444 COSTAN No.
4445
4446 NUNLEY Okay.
4447
4448 ALONSO What information did you give to the sergeant that was not accurate?
4449
4450 COSTAN I don't know what you mean by accurate. I mean, I didn't tell him that the
4451 female was alleging (e)(1) and the male was alleging (e)(1). So, I didn't portray
4452 that to him. It wasn't out of me trying to keep information from him as much as
4453 it was this didn't seem pertinent to what my decision was or whatever that may
4454 be. It just didn't seem pertinent to relay it to him at the time, I guess.
4455
4456 ALONSO Anything else?
4457
4458 COSTAN I didn't even—I didn't mention the children. I mean, looking back at that now, I
4459 don't remember exactly why I wouldn't have mentioned the children, but...
4460
4461 ALONSO And the children meaning the allegation of-
4462
4463 COSTAN Yeah. The allegation [of the box throwing or whatever, that incident.
4464 (overlapping)
4465
4466 ALONSO - the box being thrown at the—okay.]
4467

4468 LANDBERG But you specifically told him that both parties had similar stories, correct?
4469
4470 COSTAN Correct.
4471
4472 LANDBERG And is that accurate? Not your opinion about what she said or he said or how
4473 you felt they were acting, but, specifically, based on what they told you on the
4474 scene, is that statement accurate to Sgt. [REDACTED]?
4475
4476 COSTAN I don't—I honestly don't remember. I spoke to her. I didn't speak to him. I
4477 don't know why I would've-
4478
4479 LANDBERG But she told you, correct? We saw it on the video. She told you, “He hit me.
4480 He hit me right here.” Right?
4481
4482 COSTAN It seems like, honestly, just a slip, something I said that I didn't think through. I
4483 wouldn't have—you know, sometimes you just kind of ramble to your sergeant
4484 about what happened. It seems like a slip. It doesn't seem like something I was
4485 trying to bury information. I mean, I know everything's on body camera. I
4486 was—I just—I don't know.
4487
4488 NUNLEY Sergeant's question was easy. Was that information accurate to Sgt. [REDACTED]?
4489
4490 COSTAN No.
4491
4492 NUNLEY Were you trying to deceive Sgt. [REDACTED]?
4493
4494 COSTAN No.
4495
4496 LANDBERG And you also stated that both—similar stories, and then you stated both parties
4497 said verbal only. Correct?
4498
4499 COSTAN Yes.
4500
4501 LANDBERG And that's not accurate.
4502
4503 COSTAN No.
4504
4505 LANDBERG And you might have touched on this a little bit, but just so we can really confirm
4506 it home; so, you told Sgt. [REDACTED] that [REDACTED] was making things up?
4507
4508 COSTAN I believe that was my phrasing, but, I mean, in reality it was just—it felt like he
4509 wasn't being truthful. I mean, making things up? I feel like it's a harsh thing to
4510 say that someone's doing, but...
4511

4512 LANDBERG And that's the point I'm trying to get at. So, you use a term "making things up,"
4513 meaning what sounds like to me -
4514
4515 COSTAN I was-
4516
4517 LANDBERG Hold on.
4518
4519 COSTAN Okay.
4520
4521 LANDBERG When you're saying "making things up," what it sounds like to me is he's telling
4522 lies or he's telling false information. Correct? Is that kind of what that means?
4523 Just generally speaking, when you hear "making things up" or somebody-
4524
4525 COSTAN That's right.
4526
4527 LANDBERG But can you determine that at this point by the amount of investigating you've
4528 done on this call for service?
4529
4530 COSTAN No.
4531
4532 LANDBERG So, is that accurate to tell Sgt. [REDACTED]?
4533
4534 COSTAN That's the wrong phrase. It should have been—it should have been the right
4535 phrase used there.
4536
4537 NUNLEY Here's the thing. [REDACTED] could have very well been making things up, and that's
4538 what you believe.
4539
4540 COSTAN Correct.
4541
4542 NUNLEY But you didn't confirm one way or the other-
4543
4544 COSTAN No.
4545
4546 NUNLEY -if he was manufacturing allegations at the 11th hour or not.
4547
4548 COSTAN No, I didn't.
4549
4550 NUNLEY Okay.
4551
4552 ALONSO Yeah, if you can play back to 31:51.
4553
4554 LANDBERG So, what we're going to do as we watch this is—for the record, this is your
4555 conversation with Sgt. [REDACTED] I know it's kind of lengthy. So, now we're going to

4556 go back and play the exact same clip again, but then kind of stop it and talk
4557 about certain things just so you have a good understanding of what was said.
4558 Because you said quite a bit.
4559
4560 COSTAN Yeah.
4561
4562 LANDBERG What time?
4563
4564 ALONSO 31:51, please.
4565
4566 LANDBERG 31:51.
4567
4568 ALONSO Thank you.
4569
4570 [BODY CAMERA VIDEO PLAYING]
4571
4572 LANDBERG Pause?
4573
4574 ALONSO Sorry. 31:40. Sorry.
4575
4576 LANDBERG 31:40.
4577
4578 ALONSO Yeah. We just missed it.
4579
4580 LANDBERG Okay 31:40. And what time do you want me to stop?
4581
4582 ALONSO 31:51.
4583
4584 LANDBERG Okay. Sorry. I'm not good at this.
4585
4586 [BODY CAMERA VIDEO PLAYING]
4587
4588 LANDBERG That good?
4589
4590 ALONSO Yeah, that's fine. So, you mentioned that [REDACTED] wants you to take [REDACTED] phone
4591 because there's evidence of a crime being committed, but he's not telling you
4592 what evidence is inside the phone. Is that accurate? Is he not telling you what
4593 evidence to look for?
4594
4595 COSTAN I don't believe we asked him exactly what was on it. It was more he just made
4596 the allegation of something about the phone and there's something that's going
4597 to get destroyed, and we just—I mean, I didn't ask the question of what's on it. I
4598 mean-
4599

4600 NUNLEY Is what you meant that [REDACTED] omitted to tell you exactly what was on the phone
4601 or expound on what was on the phone?
4602

4603 COSTAN Yeah. I'd say that's pretty accurate of how it—No, that's pretty accurate of how
4604 it happened.
4605

4606 NUNLEY You didn't ask, and he didn't tell you?
4607

4608 COSTAN Exactly.
4609

4610 NUNLEY Do you recognize that you should have asked?
4611

4612 COSTAN Yes, I should have.
4613

4614 ALONSO Right. And I-
4615

4616 COSTAN I mean, I should have asked a lot of things. I should have viewed—I mean, she
4617 might have just told me no, I can't look at it, but at least I would have tried.
4618

4619 ALONSO But based on what you said and how you summarized that portion of what [REDACTED]
4620 wanted you to do, were you trying to make it seem like [REDACTED] refused to give
4621 you that information when you said, "But he's not telling us what's on the
4622 phone"?
4623

4624 COSTAN No, I'd say it more—based on what I'm remembering talking to [REDACTED] about it, is it
4625 was more painting a picture of how uncooperative [REDACTED] had been. I mean, I
4626 know we didn't ask him explicitly can we do this, or I didn't ask her can I look
4627 at the phone, but I feel like—just remembering back at this point in the call, I
4628 mean, I was—I don't want to say I was just done, but I was just frustrated with
4629 the two of them. I mean, that seems like it's coming out as I'm just giving
4630 Sergeant—almost more rambling on a phone than I typically give a sergeant of
4631 normal facts. Not to say I was trying to minimize it or trying to deceive him
4632 about what happened, but it just seems like maybe it just didn't come out clearly
4633 enough when I was talking to him. Maybe I kind of misconstrued words or
4634 misremembered something after.
4635

4636 ALONSO Were you trying to mislead-
4637

4638 COSTAN I would-
4639

4640 ALONSO -the sergeant as to how [REDACTED] was acting toward you?
4641

4642 COSTAN I would never try and mislead any of my sergeants or patrol officers.
4643

4644 ALONSO Okay. And then, 32:02, please. Hopefully, that's right.
4645
4646 LANDBERG I'm going to start and keep it running just from 31:55, then.
4647
4648 ALONSO Okay.
4649
4650 LANDBERG Just so...32:02 to what? When do you want to stop it?
4651
4652 ALONSO I'll stop it.
4653
4654 *[BODY CAMERA VIDEO PLAYING]*
4655
4656 ALONSO You can stop it there. So, you mentioned that he, meaning █████ didn't say
4657 anything about—he just said they were just arguing. Is that accurate?
4658
4659 COSTAN As to how I felt they were talking back and forth? That's how I felt. I feel like
4660 that was the actual—what I should present my sergeant is they've been arguing
4661 all night, because I didn't believe that there was actually anything physical
4662 between the two of them. That's why I didn't tell him, "Hey, he said she hit her,
4663 or she said he hit him" or vice versa. I truly believed at this point that—with
4664 regards to, obviously, the lack of investigation, I felt that these two were just
4665 bickering and arguing all night, and we had to basically come in and be the
4666 adults and solve their situation. So, that's what I construed to █████, is that I felt
4667 they were just bickering, which is why I didn't bring up any of the information
4668 about them alleging (e)(1)'s.
4669
4670 LANDBERG But, again, she told you that he struck her.
4671
4672 COSTAN Yes.
4673
4674 LANDBERG And you're making a very—you're explaining why your thought process was,
4675 but the bottom line was she told you he struck her -
4676
4677 COSTAN I should've-
4678
4679 LANDBERG -and that's not verbal. Right?
4680
4681 COSTAN True.
4682
4683 LANDBERG So, that's not accurate to what you told █████.
4684
4685 COSTAN True.
4686
4687 LANDBERG True?

4688
4689 COSTAN I should have [unintelligible-03:32:17] Yes.
4690
4691 LANDBERG No, I understand that. I just—it's a yes or no. Was that part accurate?
4692
4693 COSTAN No.
4694
4695 LANDBERG Okay.
4696
4697 NUNLEY And if I may just follow up.
4698
4699 LANDBERG Absolutely.
4700
4701 NUNLEY Sergeant asked you early on in our interview today about the importance of
4702 accuracy. Do you remember that?
4703
4704 COSTAN Yes.
4705
4706 NUNLEY The kind of information, accurate information, that you want to provide to your
4707 beat partners and your supervisors.
4708
4709 COSTAN Yes.
4710
4711 NUNLEY Right? And in this case, would you agree or—I don't know. Is it the case that
4712 you were expressing your feelings, personal feelings, about the situation to [REDACTED]?
4713
4714 COSTAN I'd say that that's more accurate than me delivering him the actual facts of the
4715 case. Yes.
4716
4717 NUNLEY And what do you think would be more useful for [REDACTED] as a supervisor now?
4718
4719 COSTAN The actual facts, clearly.
4720
4721 LANDBERG But the fact was that she told you she was struck twice.
4722
4723 COSTAN I heard once.
4724
4725 LANDBERG Excuse me. She was struck. I apologize.
4726
4727 COSTAN Yes.
4728
4729 LANDBERG That is a fact. She did not tell you she was struck?
4730
4731 COSTAN No, that was a fact. Yes.

4732
4733 LANDBERG Are we going to debate that that was not—that did not occur?
4734
4735 COSTAN No.
4736
4737 LANDBERG Okay. So, in fact, that's a fact.
4738
4739 COSTAN Yes.
4740
4741 LANDBERG So, that's something that should be told to a supervisor?
4742
4743 COSTAN I mean, is it—sorry.
4744
4745 NUNLEY Whether it's true or not-
4746
4747 COSTAN Oh, okay.
4748
4749 NUNLEY -don't get mixed up in—fact doesn't mean it's true.
4750
4751 COSTAN Okay.
4752
4753 NUNLEY It just means it's something that could be verified. Right?
4754
4755 COSTAN Yes.
4756
4757 NUNLEY If someone so chooses to verify sufficiently.
4758
4759 COSTAN Yes.
4760
4761 NUNLEY And so, that's useful [for your sergeant to know. (*overlapping*)
4762
4763 COSTAN Yes. Yes, it is.]
4764
4765 NUNLEY Is that fair?
4766
4767 COSTAN Yeah, that's correct.
4768
4769 LANDBERG Yeah. I'm not trying to put words in your mouth.
4770
4771 COSTAN No, I-
4772
4773 LANDBERG I'm just looking at this from-
4774
4775 COSTAN I understand.

4776
4777 LANDBERG I wasn't on scene. I'm watching a video. The video I saw says one thing, and
4778 then I'm hearing you talk to the supervisor and it's not matching. And that's
4779 what I'm trying to determine. I'm not trying to trip you up. I'm not trying to say
4780 something you don't want to say. But I saw her say she was hit.
4781
4782 COSTAN True.
4783
4784 LANDBERG I saw you say both parties said verbal only. In my opinion, that's not accurate.
4785
4786 COSTAN No, it's not.
4787
4788 LANDBERG Okay. And that's the only thing I'm trying to get at.
4789
4790 COSTAN Yes.
4791
4792 NUNLEY And it's not Sergeant's opinion, actually-
4793
4794 COSTAN No.
4795
4796 NUNLEY -whether that's accurate or not.
4797
4798 COSTAN [No, I—it's just on there. (*overlapping*)
4799
4800 NUNLEY The video speaks for itself that that-
4801
4802 COSTAN No, I understand.]
4803
4804 NUNLEY --that specific account was not-
4805
4806 COSTAN Yes.
4807
4808 NUNLEY -was not in keeping with the reality, as evidenced by the body-worn camera
4809 footage. Fair?
4810
4811 COSTAN Yeah, that's fair.
4812
4813 NUNLEY Okay.
4814
4815 LANDBERG That was my impression watching this. Would you agree with -
4816
4817 COSTAN Yes.
4818
4819 LANDBERG -my impression?

4820
4821 COSTAN I would agree with it.
4822
4823 LANDBERG Thank you. We're going to go to 40 minutes and 40 seconds to 41 minutes and
4824 15 seconds. 40:40. Excuse me. There should be an easier way to do this.
4825
4826 *[BODY CAMERA VIDEO PLAYING]*
4827
4828 LANDBERG Can you expand on that statement you made about both parties alleging DV and
4829 what you meant by that?
4830
4831 COSTAN I mean, if they're both sticking to their guns, or if we had done an investigation
4832 and you have a third party and they were both actually participants in a DV, we
4833 could take them both. But at this point, 40 minutes in, I wasn't convinced that
4834 there was one. I think it was more of just an out in the air. If they were both
4835 very adamant about, "Hey, this actually happened" or we actually had done an
4836 investigation that was more appropriate to the situation, it was more of a
4837 possibility of something like that could happen, I guess. It's 40 minutes into it.
4838 I was obviously not investigating anything. It was more of just, I think, a
4839 thought out into the air. Yeah.
4840
4841 LANDBERG Did you mean it by if both parties allege DV, then these things can happen. Or
4842 did you mean it by, both parties did allege DV?
4843
4844 COSTAN I meant like they could happen.
4845
4846 LANDBERG They could have?
4847
4848 COSTAN Yes.
4849
4850 LANDBERG Okay.
4851
4852 COSTAN Because neither one of us felt there was, with our minimal investigation, that
4853 there was actually probable cause for a shall arrest situation in (e)(1) or .5. I
4854 mean, that—we've already gone into how the investigation was not proper, but
4855 it was more of right here is something that could happen, but not that it was for
4856 this situation.
4857
4858 LANDBERG But there were two allegations of DV, correct?
4859
4860 COSTAN Yes, there were.
4861
4862 LANDBERG One from [REDACTED] and one from [REDACTED]?
4863

4864 COSTAN Yes.
4865
4866 LANDBERG Okay. So, there were seven children on scene. Would you agree with me on
4867 that statement?
4868
4869 COSTAN Yes.
4870
4871 LANDBERG Seven kids. Was that any determining factor at all in how you handled this call
4872 for service?
4873
4874 COSTAN I'd say I definitely fixated more on getting the children to a safe spot if the
4875 parents were arguing. I'd say—like, right here, we had no—from what we had
4876 determined at this point, there was no legal authority to not allow the kids to go
4877 with the dad or the mom. It was more of that's where I kind of focused, I think.
4878 We need to get the kids somewhere safe just so the parents can mediate this at
4879 another time that is more appropriate, and they're not up all night arguing and
4880 screaming at each other.
4881
4882 NUNLEY Were you trying to solve a problem?
4883
4884 COSTAN I'd say I was trying to solve a problem for the night.
4885
4886 LANDBERG Was the idea of possibly having to call CPS a determining factor in how you
4887 handled this call for service?
4888
4889 COSTAN No, I have no problem calling CPS for situations that warrant it because we
4890 definitely thought about it. There's seven kids in a bus. But when we saw the
4891 kids kind of through the windows and stuff, they didn't seem upset. The bus,
4892 honestly, was in a pretty clean condition. It wasn't something that I was worried
4893 about how the kids were staying in the bus, because I knew the parents were
4894 going cross country or driving in that. So, it wasn't— if you're asking, was I
4895 worried about doing a CPS report? No, there was no worry of that. I have no
4896 problem doing paperwork and stuff like that. I know it looks like I am, based
4897 on this investigation, but I can assure you this isn't a norm for me. No, I have
4898 no issues contacting and calling CPS, even on minor things. If it's warranted,
4899 it's warranted. If CPS needs to know about it, it's a short phone call at the end
4900 of shift. It's not a big deal.
4901
4902 LANDBERG Okay. So, at 40—what 41 minutes and 15 seconds into this, has anything
4903 changed? Is [REDACTED] now a suspect of anything?
4904
4905 COSTAN No.
4906
4907 LANDBERG So, when you [made a claim that he was -- (overlapping)]

4908
4909 COSTAN It was a bluff.]
4910
4911 LANDBERG It was a bluff? Another bluff?
4912
4913 COSTAN Yeah.
4914
4915 LANDBERG Just because you were frustrated with him?
4916
4917 COSTAN Yeah. I mean, obviously, if he came out and he was aggressive toward us, then
4918 we could try and have him just leave the area and go walk away, but it was
4919 more of just a bluff "Hey, he's going in the back of a car." Because,
4920 realistically, he should have been in the back of a car. If I handled this again, he
4921 should have been in the back of a car in the very beginning. He shouldn't have
4922 had free roam, realistically.
4923
4924 NUNLEY Sergeant's question was had anything changed? Not as it relates to [REDACTED]
4925 becoming a suspect, but did [REDACTED] utter any words or provide you information
4926 that may have changed the dynamic of the call?
4927
4928 COSTAN I know we skipped around a little bit. Are we past the-
4929
4930 NUNLEY This particular footage that we just watched, Hollibaugh had come back and
4931 relayed to you that [REDACTED] claimed to have been struck or hit by [REDACTED]. Do you
4932 remember that?
4933
4934 COSTAN Yes.
4935
4936 NUNLEY Is that something that would perhaps change the dynamic or maybe reignite an
4937 investigation?
4938
4939 COSTAN It should have prompted us to investigate more thoroughly, maybe have him
4940 step out of the vehicle and ask him those questions. So, things had—I mean, as
4941 little as I did believe him, it should have sparked a, "Well, let's ask him some
4942 questions about that."
4943
4944 NUNLEY You acknowledge that investigations are quite fluid, and they can—you can
4945 come into facts throughout your entire time on scene?
4946
4947 COSTAN Yes.
4948
4949 NUNLEY Okay.
4950

4951 LANDBERG But would you also agree, in order to come into facts, you have to ask
4952 questions?
4953
4954 COSTAN Yes.
4955
4956 LANDBERG And you have to have conversations with your partners and determine what
4957 information they've gathered by asking other individuals on the call for service
4958 questions?
4959
4960 COSTAN Yes.
4961
4962 LANDBERG And was that done?
4963
4964 COSTAN Not in this case, no.
4965
4966 LANDBERG Did you—and we watched the video where you talked to Sgt. [REDACTED]. Did you ever
4967 have another conversation with him where you updated him again on this call
4968 for service?
4969
4970 COSTAN Not that I remember. No.
4971
4972 LANDBERG To your knowledge, this is the only call for service that you—this was the only
4973 time you contacted him and gave him an update on this call?
4974
4975 COSTAN That I remember. Yes.
4976
4977 LANDBERG Okay.
4978
4979 NUNLEY Just one quick followup to what Sergeant is saying. Can facts develop through
4980 the party's spontaneous statements without facts asked—or without questions
4981 asked?
4982
4983 COSTAN Yes.
4984
4985 NUNLEY Okay.
4986
4987 LANDBERG Anything else on the videos?
4988
4989 ALONSO I'm sorry?
4990
4991 LANDBERG Anything else with the videos?
4992
4993 ALONSO I don't think so. No.
4994

4995	LANDBERG	[REDACTED]
4996		
4997	COSTAN	[REDACTED]
4998		
4999	LANDBERG	[REDACTED]
5000		
5001		
5002	NUNLEY	[REDACTED]
5003		
5004		
5005	LANDBERG	[REDACTED]
5006		
5007		
5008	COSTAN	[REDACTED]
5009		
5010	LANDBERG	[REDACTED]
5011		
5012	COSTAN	[REDACTED]
5013		
5014		
5015	LANDBERG	[REDACTED]
5016		
5017		
5018		
5019	ALONSO	[REDACTED]
5020		
5021	LANDBERG	[REDACTED]
5022		
5023	COSTAN	[REDACTED]
5024		
5025	LANDBERG	[REDACTED]
5026		
5027	COSTAN	[REDACTED]
5028		
5029	LANDBERG	[REDACTED]
5030		
5031	COSTAN	[REDACTED]
5032		
5033	LANDBERG	[REDACTED]
5034		
5035	COSTAN	[REDACTED]
5036		
5037	LANDBERG	[REDACTED]
5038		

5039 COSTAN [REDACTED]
5040 [REDACTED]
5041 [REDACTED]
5042 [REDACTED]
5043 [REDACTED]
5044 [REDACTED]
5045 [REDACTED]
5046 [REDACTED]
5047 [REDACTED]
5048 LANDBERG Thank you. We're going to now go into policy. So, I gave you four policies
5049 that I wanted to go over with you. Did you review them?
5050
5051 COSTAN Yes.
5052
5053 LANDBERG Okay. The first policy I want to go over with you is the General Order 210.04,
5054 General Professional Conduct. Can you please read the highlighted areas of
5055 General Order 210.04, which was written July 12, 2017? I want you to read 1—
5056 excuse me, A1(a).
5057
5058 COSTAN A1(a)? "Professional conduct, all employees: Employees on or off duty shall
5059 be governed by ordinary and reasonable rules of good conduct and behavior."
5060
5061 LANDBERG Did you practice good conduct and behavior while handling this call for
5062 service?
5063
5064 NUNLEY Objection, calls for a legal conclusion.
5065
5066 LANDBERG Your objection is noted. Go ahead and answer.
5067
5068 COSTAN No, I did not.
5069
5070 LANDBERG And just for the record, everything I'm asking –when I say call for service, I'm
5071 referring to call for service 20-242901. Can you please read A1(b)?
5072
5073 COSTAN "Employees on or off duty shall not commit any act, whether negligent,
5074 intentional, criminal, or otherwise, that can bring discredit upon the Department
5075 or the City."
5076
5077 LANDBERG Did you bring discredit upon the Department while handling this call for
5078 service?
5079
5080 NUNLEY Objection, calls for a legal conclusion.
5081
5082 LANDBERG Your objection is noted.

5083
5084 COSTAN Yes.
5085
5086 LANDBERG Please answer. Yes?
5087
5088 COSTAN Yes, I did.
5089
5090 LANDBERG Okay. Can you please read A1(c)
5091
5092 COSTAN "Employees on or off duty shall abide by all laws, to include but not limited to,
5093 the Penal Code, the Health and Safety Code, and the Welfare and Institutions
5094 Code. In addition, employees shall ensure that their personal vehicles are
5095 compliant with the California Vehicle Code."
5096
5097 LANDBERG Did you abide by all laws during this call for service?
5098
5099 NUNLEY Same objection.
5100
5101 LANDBERG Your objection is noted.
5102
5103 COSTAN No.
5104
5105 LANDBERG No. Can you read 2a
5106
5107 COSTAN "Employees shall serve the public by direction, counsel, and example that does
5108 not interfere with the discharge of their police responsibilities. They shall
5109 respect, protect the rights of individuals, and perform their services with honesty
5110 and integrity."
5111
5112 LANDBERG Did you serve the public and protect the rights of the individuals involved while
5113 handling this call for service?
5114
5115 NUNLEY Same objection.
5116
5117 LANDBERG Your objection is noted.
5118
5119 COSTAN Not appropriately.
5120
5121 LANDBERG So, that'd be a yes or a no?
5122
5123 COSTAN No.
5124
5125 LANDBERG And can you finally read 2d, please?
5126

5127 COSTAN "Employees shall properly perform assigned police responsibilities during a
5128 scheduled shift. Note: Improper performance or failure to perform assigned
5129 police responsibilities during a scheduled shift shall be regarded as neglect or
5130 dereliction of duty and cause for disciplinary action."
5131

5132 LANDBERG Did you properly perform your duties during your assigned shift while handling
5133 this call for service?
5134

5135 NUNLEY Same objection.
5136

5137 LANDBERG Your objection is noted.
5138

5139 COSTAN No.
5140

5141 LANDBERG Can you read 2k, please? On the back.
5142

5143 COSTAN Yeah. "Employees on or off duty shall not file false, inaccurate, or improper
5144 information orally or in writing, either personally or through another employee,
5145 for criminal prosecution, personal gain, or for unearned recognition, including
5146 sick or injury reports, falsification of public records, or for any other purpose."
5147

5148 LANDBERG Did you file false, inaccurate, or improper information orally when you
5149 broadcast to 1 Alpha 68, it's a 415 DV only and also when you updated Sgt. [REDACTED]
5150 via satellite telephone regarding CAD call 2020-242901?
5151

5152 NUNLEY Objection, calls for a legal conclusion. And I would note that your question to
5153 the officer does not encompass the entire General Order that was read into the
5154 record.
5155

5156 LANDBERG Your objection is noted. Go ahead and answer.
5157

5158 COSTAN I would say, definitely, that it was inaccurate, but as for anything for personal
5159 gain or unearned recognition, I'd say that wouldn't apply to me. Integrity. I'm
5160 sorry. That was a previous one. Yeah. There was no personal gain or
5161 unearned recognition or any of that, but it was definitely inaccurate. Improper, I
5162 guess, would also apply.
5163

5164 LANDBERG Would false apply as well?
5165

5166 COSTAN Yeah. False, inaccurate, improper. It was not the information that Sergeant
5167 needed to hear to make a determining factor on whether or not it was a proper
5168 response.
5169

5170 LANDBERG Okay. Let's look at General Order 533.04, which is Domestic Violence. Please
5171 read the highlighted areas of General Order 533.04, which was written on
5172 September 8th of 2017. Can you read 3 first, which is a misdemeanor domestic
5173 violence classification?
5174

5175 COSTAN "Misdemeanor Domestic Violence: Per Penal Code 243(e)(1), spousal abuse
5176 occurs when the victim does not suffer any visible injuries, but results in a
5177 traumatic condition willfully inflicted upon a spouse, cohabitant, mother or
5178 father of a child, fiancé, fiancée, or person with whom the defendant currently
5179 has or has previously had a dating relationship."
5180

5181 LANDBERG And can you please read the A subsection?
5182

5183 COSTAN "The victim of domestic violence does not need to have any visible injuries,
5184 redness, and/or swelling, nor is it necessary the victim suffered internal injuries.
5185 The mere complaint of pain can qualify as a misdemeanor domestic violence
5186 charge under 243(e)(1) Penal Code."
5187

5188 LANDBERG And can you read, under the Enforcement, B1, please?
5189

5190 COSTAN Under Enforcement: "When probable cause exists an arrest shall be made, and
5191 the dominant aggressor shall be transported to jail regardless of the severity of
5192 the victim's injuries."
5193

5194 LANDBERG Was a domestic violence investigation completed during CAD call 20-242901
5195 to determine if a crime existed and to identify the suspect?
5196

5197 COSTAN I wouldn't say it was completed. It was done poorly, but one was done. It
5198 should have been done more thoroughly.
5199

5200 LANDBERG So, as it relates to the General Order, do you feel like you complied with -
5201

5202 COSTAN No.
5203

5204 LANDBERG -this portion of the General Order?
5205

5206 COSTAN No.
5207

5208 LANDBERG Can we go to General Order 540.02? General Order 540.02: Child Abuse,
5209 Neglect, Molestation or Sexual Exploitation Cases. Can you please read
5210 highlighted areas of GO 540.02, which was written August 22, 2017?
5211

5212 COSTAN Just the B1 portion?
5213

5214 LANDBERG Excuse me. Yes, the B1 portion.
5215
5216 COSTAN Under Responsibilities: "When the reporting officer's preliminary investigation
5217 indicates that a situation involving child abuse, neglect, or molestation, or
5218 sexual exploitation exists, they shall..." Do you just want me to read them all?
5219
5220 LANDBERG We'll go one by one. Do you feel you conducted a preliminary investigation
5221 involving child abuse or neglect when you learned of the box-throwing
5222 allegation?
5223
5224 COSTAN No.
5225
5226 LANDBERG Can you read B1(a)? So, just—you can read-
5227
5228 COSTAN Sorry. Yeah. "To ensure the safety—" or, "they shall ensure the safety of the
5229 victims and, when necessary, place the victims into protective custody."
5230
5231 LANDBERG Did you conduct a child abuse/child neglect investigation to ensure the safety of
5232 [REDACTED] and [REDACTED] child during this call for service?
5233
5234 COSTAN No.
5235
5236 LANDBERG And then, you can read b, c, and d all together.
5237
5238 COSTAN "B. Arrest the alleged perpetrators. C. Conduct a thorough preliminary
5239 investigation and prepare the necessary written reports. D. Contact the CPS
5240 Emergency Response Team and report the abuse, neglect, molestation, or sexual
5241 exploitation to the on-duty social worker."
5242
5243 LANDBERG Did you conduct a preliminary investigation into child abuse/child neglect,
5244 arrest the alleged perpetrator, complete a crime report, or notify CPS when you
5245 responded to CAD call 20-242901?
5246
5247 COSTAN No.
5248
5249 LANDBERG Can we now look at Office of Operations Order 527.05: Preliminary
5250 Investigations. Please read the highlighted of General Order 527.05, which was
5251 written May 13th of 1993. Read the B section, please.
5252
5253 COSTAN You want me to do 1 through 4 all at once?
5254
5255 LANDBERG Just B first, please.
5256
5257 COSTAN Okay. "Officers shall conduct a thorough investigation to include..."

5258
5259 LANDBERG Did you conduct a thorough investigation when you learned of [REDACTED]
5260 allegation of domestic violence and child abuse/child neglect?
5261
5262 COSTAN No.
5263
5264 LANDBERG And then, can you read 1, 2, 3 and 4?
5265
5266 COSTAN "1. Establishing the violation of the law. 2. Thorough identification and
5267 interviews of all victims, witnesses, and responsible parties. 3. Collection and
5268 preservation of any evidence. 4. Taking appropriate enforcement action."
5269
5270 LANDBERG Did you establish a violation or violations existed, interview all involved
5271 parties, collect evidence, and take appropriate enforcement action on CAD call
5272 20-242901?
5273
5274 COSTAN No, I did not.
5275
5276 LANDBERG Thank you.
5277
5278 ALONSO Before you ask those other two questions, can I just ask questions about the
5279 phone call?
5280
5281 LANDBERG Absolutely.
5282
5283 ALONSO You mentioned that you talked to Ofc. Swaleh. Do you remember where you
5284 were when you talked to him?
5285
5286 COSTAN I was driving from whatever the previous call was. I believe Hollibaugh and I
5287 were both on the same call. And I want to say we were driving—or I was
5288 driving in my car westbound on Fruitridge, east of Stockton. That's all I
5289 generally know.
5290
5291 ALONSO And you called him? Swaleh did not call you?
5292
5293 COSTAN No, I-
5294
5295 ALONSO Who initiated the call?
5296
5297 COSTAN I called Swaleh, because he didn't know I was on the call or anything.
5298
5299 ALONSO Okay. And you said that it lasted about 30 seconds. So, it was a brief
5300 conversation?
5301

5302 COSTAN It was very brief. Yes.
5303
5304 ALONSO Okay. Other than—can you remember everything that you asked and that Ofc.
5305 Swaleh told you, as much as you can remember now?
5306
5307 NUNLEY I think this has been asked and answered.
5308
5309 COSTAN [Yeah. It's the best I've got. (*overlapping*)
5310
5311 ALONSO I know. And I just want to make] sure that we have everything, and I know I
5312 didn't ask a lot of questions.
5313
5314 COSTAN All that I established—I can't remember what I asked explicitly or directly or
5315 what he answered. All I remember after that phone call was that the call that
5316 Swaleh was on earlier, there was no domestic violence. There was no CPS
5317 needed. There was no reason for an arrest, and that it ruled out as they were
5318 both being childish. That's the gist of what I remember. I can't remember
5319 anything else of what he said.
5320
5321 ALONSO It's fine. Do you remember if Swaleh was on a call for service?
5322
5323 COSTAN He must have been if I got dispatched. I don't remember exactly, but if I was
5324 going to 6B, that's Ofc. Swaleh's beat, he must have been somewhere else. He
5325 must've been on something else.
5326
5327 ALONSO Do you remember if Ofc. Swaleh seemed like he was actively handling a call?
5328 And not based on because you were dispatched to a call, but just based on his
5329 demeanor over the phone. Did it seem like he was rushed? Did it seem like he
5330 was actively answering your call because it was you, but dealing with anyone
5331 else?
5332
5333 COSTAN I can't remember how he was, honestly, at all.
5334
5335 ALONSO Okay. Would you happen to still have the call on your call log on your phone?
5336
5337 COSTAN So, I looked it up to try and figure out when exactly I called him, and my phone
5338 call log does not go that far.
5339
5340 ALONSO Okay.
5341
5342 COSTAN It goes back until like a month ago. Too many phone calls, apparently.
5343
5344 ALONSO Okay.
5345

5346 LANDBERG Do you have a digital call log?
5347
5348 COSTAN In my phone?
5349
5350 LANDBERG No, no. Through like AT&T or whoever your server is.
5351
5352 COSTAN I'm sure they probably do. I've never looked into something like that.
5353
5354 LANDBERG Would you be willing to give us a digital copy of the month in which—because
5355 I'm a little older than you are. And in the past, you would get a printout of all
5356 the calls you made. I don't even know if that's still possible anymore.
5357
5358 COSTAN I can check in with them. I'd be willing to check and see exactly when I called,
5359 for however long I called him. I mean-
5360
5361 LANDBERG And all I would ask is for the-
5362
5363 ALONSO Yeah.
5364
5365 LANDBERG -one day.
5366
5367 COSTAN No, I-
5368
5369 LANDBERG I don't need your entire month of calls, but the one day. You'd be willing to do
5370 that for us?
5371
5372 COSTAN I'd be willing to at least check and see if it's possible I'd work with those.
5373
5374 LANDBERG I appreciate that.
5375
5376 NUNLEY We'll see what we can find.
5377
5378 ALONSO Yeah.
5379
5380 LANDBERG I appreciate that.
5381
5382 ALONSO Yeah.
5383
5384 LANDBERG You've done a very good job of kind of explaining what you should have done
5385 and kind of where you fell short. And I don't want you to have to keep
5386 reiterating yourself. I think we agree that the call wasn't handled-
5387
5388 COSTAN Yeah. Appropriately.
5389

5390 LANDBERG -appropriately. Is there anything—this is your time. Is there anything you want
5391 to add, or anything you want to put on the record that you would change or you
5392 would do differently? This is your time during this investigation or interview to
5393 kind of speak your piece or speak your mind. Is there anything you want to
5394 add?
5395

5396 COSTAN I mean, it's too little, too late to talk about what I would've done. I know there's
5397 a million things I would've done differently. I should have done the
5398 investigation different. I mean, I've already gone in lengths about that and
5399 about how poorly I did it. And, honestly, I feel just crappy because— I feel like
5400 shit. I feel embarrassed. I mean, I let—Hollibaugh's been solo for what, two
5401 months? And I should have been the bigger officer that should've done a better
5402 investigation to keep him out of where he is now, and it feels like I kind of fell
5403 short, led him into this situation when he's brand new, and I mean, I've got to
5404 thank you guys, honestly, for being in IA. It's got to be a thankless job. And it's
5405 just this weird situation where I feel like I'm responsible for Hollibaugh
5406 probably questioning, you know, was this the right department? Was this the
5407 right job that he wanted? And so, besides all that, I mean, I know I fell short on
5408 that. The biggest hit to me is I know my integrity. Everyone that has ever
5409 known me, has ever worked with me, knows me outside of work, or just knows
5410 me not even related to work, I would never be—I mean, you could classify me
5411 as a bunch of things. You could call me hotheaded. You could call me
5412 whatever you want, but no one would ever classify me as dishonest or
5413 intentionally deceiving anyone, and I pride myself on that, and I don't know. I
5414 think that's my biggest thing, that I know I'm not dishonest. I misconstrued
5415 horribly how that happened to my sergeant, and it is what it is at this point, but I
5416 mean here we are. Let's just get through it, I guess.
5417

5418 LANDBERG Well, I appreciate you coming in and being candid with us and answering all
5419 our questions. Anything before we...
5420

5421 NUNLEY This may seem like a real trivial fact, but I wanted to nail something down.
5422 Was the child that [REDACTED] was holding 14 months old or 14 days, to the best of
5423 your recollection?
5424

5425 COSTAN Honestly, I have no idea.
5426

5427 NUNLEY You don't know?
5428

5429 COSTAN It was just so small. It was just—it was swaddled. I don't know. I'm horrible
5430 with guessing kid age.
5431

5432 NUNLEY You had 14 in the mind.
5433

5434 COSTAN For some reason, yes.
5435
5436 NUNLEY Okay.
5437
5438 COSTAN I don't know why. I don't know where that came from.
5439
5440 NUNLEY Okay.
5441
5442 COSTAN It's just-
5443
5444 NUNLEY So, you don't know one way or the other?
5445
5446 COSTAN Honestly, anything two years and younger to me is impossible for me to guess.
5447 It's just—it's a baby.
5448
5449 NUNLEY That's all. I have nothing further.
5450
5451 ALONSO Is there anything else relating to this matter which we have not covered that
5452 needs to be added, clarified, or changed? If so, I am ordering you to provide
5453 that information now.
5454
5455 COSTAN No.
5456
5457 ALONSO After you leave this interview, should you remember anything that is different
5458 from or in addition to the information that you've given today, I am ordering
5459 you to contact Sgt. Landberg immediately. I am also ordering you not to
5460 discuss this matter with any other department employee. Do you understand
5461 these orders?
5462
5463 COSTAN Yes.
5464
5465 ALONSO Thank you. The interview's concluding at 1456 hours.
5466
5467 **End of Recording**
5468
5469 **Transcribed by: DocuScript, LLC/mw**

Sacramento Police Department
Internal Affairs Division
Investigative Log

Compl2020-231

Investigator: Sergeant Gerald Landberg #3107

On 08/22/20, at 1541 hours, I was notified by Lt. Halstead #4404 that our office would be facilitating in placing an officer on Administrative Leave at 2100 hours. I informed Lt. Halstead that I was available to assist at which time he directed me to meet with he and our other team members at 2030 hours, at the Sacramento Police Officers Association (SPOA) building located at 550 Bercut Dr.

At 1758 hours, Lt. Halstead forwarded me an email which included a summary of events documented by Sgt. [REDACTED] during a Supervisor Telephone Message which occurred on 08/14/20 with involved citizen [REDACTED] (attached in IA Pro).

At 2030 hours, I arrived at SPOA. Upon arrival, Lt. Halstead informed me that I would be the lead investigator on this case. Prior to responding to 300 Richards Blvd (Central Station), Lt. Halstead #4063, Sgt. Villegas #3124, Det. Alonso #0505, and I had a brief discussion regarding this case, and we took this opportunity to familiarize ourselves with the facts and circumstances known to us at the time.

At 2108 hours, Captain Bassett #5055, Lt. Halstead, Sgt. Villegas, Det. Alonso, and I met with Officer David Coston #1019 inside Captain Brown's office located at Central Station. Captain Bassett administered an Administration Leave admonishment to Officer Coston (audio recorded / attached in IA Pro). Following the admonishment Det. Alonso and I conducted a department equipment inventory account of Officer Coston's equipment / property (attached in IA Pro).

On 08/25/20, at 0805 hours, I reviewed CAD CALL 20-242851 and 20-242901 to better familiarize myself with the two Calls for Service (attached in IA Pro).

At 1140 hours, I conducted a search of the department's body-worn camera repository and located three pieces of BWC footage from Officers Kevin Spring #1006, [REDACTED], and Joseph Swaleh #900 related to 20-242851. I downloaded each view file. (attached in IA Pro). I later burned a copy of the footage to a thumb drive which is included with the binder.

At 1415 hours, I reviewed Officer Swaleh's Body Worn Camera video. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

At 1606 hours, I was notified by Lt. Halstead that our office would be facilitating in placing Officer Austin Hollibaugh #0412 on Administrative Leave on 08/26/20 at 2100 hours.

On 08/26/20, at 2053 hours, Captain Bassett, Lt. Halstead, Det. Alonso, Det. [REDACTED], and I met with Officer Austin Hollibaugh #0412 inside Captain Brown's office located at Central Station. Captain Bassett administered an Administration Leave admonishment to Officer

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Hollibaugh (audio recorded / attached in IA Pro). Following the admonishment Det. Alonso and Det. [REDACTED] conducted a department equipment inventory account of Officer Hollibaugh's equipment / property (attached in IA Pro).

On 08/27/20, at 1000 hours, I completed Personnel Complaint Forms (SPD 330) for Officers Costan, Hollibaugh, and [REDACTED] and emailed them to OPSA (attached in IA Pro).

At 1018 hours, I conducted a search of the department's body-worn camera repository and located five pieces of BWC footage from Officers David Costan #1019, and Austin Hollibaugh #0412 related to 20-242901. I downloaded each view file (attached in IA Pro). I later burned a copy of the footage to a thumb drive which is included with the binder.

At 1221 hours, I completed Dispatch Activity Report requests (20-242851 / 20-242901) and forwarded them to the Communication Center (attached in IA Pro).

At 1240 hours, I located CAD CALL 20-242938 which is the Supervisor Telephone Message (914S) Complainant [REDACTED] originally made (attached in IA Pro).

At 1253 hours, I completed a Dispatch Activity Report request for 20-242938 and forwarded it to the Communication Center (attached in IA Pro).

On 08/28/20, at 0619 hours, I received the Dispatch Activity Report for 20-242851 and 20-242901 (DAR 20-1281). The report included the 911 radio wav files, unit histories, and the cad log printouts (attached in IA Pro). I later burned a copy of the radio wav files to a thumb drive which is included with the binder.

At 0714 hours, I received the Dispatch Activity Report for 20-242938 (DAR 20-1283). The report included the 911 radio wav file, unit history, and the cad log printout (attached in IA Pro). I later burned a copy of the radio wav file to a thumb drive which is included with the binder.

On 08/29/20, at 2100 hours, I reviewed Officer [REDACTED] Body Worn Camera video. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

At 2220 hours, I reviewed Officer Spring's Body Worn Camera video. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

On 08/30/20, at 2210 hours, I began reviewing Officer Costan's Body Worn Camera video. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

On 08/31/20, at 1035 hours, I received an email from Colleen Barker (PSU), informing me that the 914S associated with 20-242901 has been completed and approved (attached in IA Pro).

At 1930 hours, I continued to review Officer Costan's Body Worn Camera video. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

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On 09/01/20, at 0837 hours, I conducted a search of the Back-End Client for any ICC footage related to 20-242851. The search met with negative results.

At 0848 hours, I conducted a search of the Back-End Client for any ICC footage related to 20-242901 and I located one video belonging to Officer Costan (072228.AV). I downloaded the video file (attached in IA Pro). I later burned a copy of the footage to a thumb drive which is included with the binder.

At 1133 hours, I began reviewing Officer Hollibaugh's Body Worn Camera / ICC Video footage. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

On 09/02/20, at 0721 hours, I continued reviewing Officer Hollibaugh's Body Worn Camera / ICC Video footage. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

At 0835 hours, I reviewed Officer Costan's ICC Video footage. See Body Worn Camera / ICC Notes document for details (attached in IA Pro).

At 1001 hours, I reviewed DAR -1283 which contained the following:

1. Cad Call 20-242938,
2. Audio File which contains Complainant [REDACTED] 911 Call
3. Audio File which contains a conversation between a dispatcher and Sgt. [REDACTED]
4. Sgt. [REDACTED] Unit History

Following my review, I attached all four items to IA Pro.

At 1020 hours, I reviewed DAR -1281 which contained the following:

1. Cad Call 20-242851
2. Audio File which contains Complainant [REDACTED] 911 Call
3. Audio File which contains dispatched call and officer's radio traffic
4. Officer [REDACTED] Unit History
5. Officer Spring's Unit History
6. Officer Swaleh's Unit History

Following my review, I attached all six items to IA Pro.

At 1106 hours, I reviewed DAR – 1282 which contained the following:

1. Cad Call 20-242901
2. Audio File which contains Complainant [REDACTED] second 911 Call
3. Audio File which contains dispatched call and officers radio traffic
4. Officer Costan's Unit History
5. Officer Hollibaugh's Unit History

Following my review, I attached all five items to IA Pro.

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At 1222 hours, I conducted a Log Detective (Message Logs) search of Officers Costan, Hollibaugh, Spring, [REDACTED], Swaleh, and Sgt. [REDACTED] related to 20-242851, 20-242901 and 20-242938. I reviewed each Message Log and highlighted the pertinent information (attached in IA Pro). I later burned a copy of the Message Logs to a thumb drive which is included with the binder.

On 09/03/20, at 1602 hours, I received an email from Lt. Halstead informing me that Sgt. [REDACTED] would be an accused employee on an allegation of Neglect of Duty (attached in IA Pro).

On 09/04/20, at 0840 hours, I searched the California Legislative Information website and I downloaded Penal Codes 243, 273a, and 273.5 (attached in IA Pro).

On 09/08/20, at 0722 hours, I received an email from Lt. Halstead which contained [REDACTED] and [REDACTED] statements (Word Docs) related to 20-242851 (attached in IA Pro).

At 0725 hours, I contacted the Records Supervisor and requested that Sgt. Naff and Det. Vu receive access to 20-242851 in order to complete their supplemental reports (attached in IA Pro).

At 0745 hours, I completed a Personnel Complaint Form (SPD 330) for Sergeant [REDACTED] and emailed it to OPSA (attached in IA Pro).

At 0746 hours, I received an email from Records Supervisor Kelly Cullers informing me that the request was granted (attached in IA Pro).

On 09/09/20, at 0931 hours, I received an email from Alayna Aguilar (OPSA), informing me that her office will not be reviewing this complaint (attached in IA Pro).

At 2129 hours, Det. Alonso and I interviewed Officer Spring at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

On 09/10/20, at 1312 hours, Det. Alonso and I interviewed Officer Swaleh at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). At the conclusion of the interview, Officer Swaleh informed me that he received an email from [REDACTED] on 09/05/20. I requested that Officer Swaleh send me the email. I later burned a copy of the audio file to a thumb drive which is included with the binder.

At 1503 hours, I received the requested email from Officer Swaleh (attached in IA Pro).

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On 09/22/20, at 1147 hours, I emailed Janeane Kuxhausen (CAD Sustainment Team) and requested Sgt. [REDACTED] MDC activity related to 20-242851 and 20-242901. I also requested Officers Costan and Hollibaugh's MDC activity related to 20-242901 (attached in IA Pro).

At 1512 hours, I received an email from Janeane Kuxhausen containing my requested information (attached in IA Pro).

On 09/23/20, at 1048 hours, I emailed Janeane Kuxhausen and requested that she review Sgt. [REDACTED] RMS activity to determine if he accessed 20-242851 or 20-242901 from his desktop (attached in IA Pro).

At 1416 hours, I received an email from Janeane Kuxhausen containing my requested information (attached in IA Pro).

At 1432 hours, I conducted a search of the department's body-worn camera repository and located one piece of BWC footage from Sgt. [REDACTED] related to 20-242938 (914S). I downloaded the view file (attached to IA Pro). I later burned a copy of the footage to a thumb drive which is included with the binder.

On 09/24/20, at 2200 hours, Det. Alonso and I interviewed Sergeant [REDACTED] at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

On 09/25/20, at 1210 hours, I telephoned [REDACTED] and set up a phone interview for September 29th, at 0800 hours (see attached audio in IA Pro).

On 09/29/20, at 0802 hours, I conducted a telephone interview with [REDACTED] (see attached audio file in IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

On 10/06/20, at 1445 hours, I telephoned Lt. Bailey (Academy) and requested the total amount of hours Officers [REDACTED], Hollibaugh, and Costan received regarding ethics, victimology, crimes against children, and domestic violence.

At 1629 hours, I received the training hours from Lt. Bailey (attached in IA Pro).

On 10/07/20, at 1517 hours, I received an email from Lt. Halstead asking that I include the allegation of dishonesty to Officer [REDACTED] complaint (attached in IA Pro).

At 1534 hours, I conducted a query of Versadex for the Activity Logs of Officers [REDACTED] / Spring (2A62), and Officer Swaleh (1A65) for 08/13/20 (2100 hours) to 08/14/20 (0600) hours (attached to IA Pro).

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At 1600 hours, I contacted Janeane Kuxhausen and requested that she review CAD CALL 20-242851 and determine which officer cleared the call.

At 1625 hours, I received a response from Janeane Kuxhausen regarding my request (attached in IA Pro).

On 10/08/20, at 1016 hours, Det. Alonso and I interviewed Officer [REDACTED] at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

On 10/15/20, at 1038 hours, Det. Alonso and I interviewed Officer Hollibaugh at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

On 10/19/20, at 1510 hours, I received the Expanded Course Outlines for Academy Classes 16BR2 and 19BR2 from Brenda Perez (attached in IA Pro).

On 10/22/20, at 1040 hours, Det. Alonso and I interviewed Officer Costan at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

On 10/29/20, at 0941 hours, I received an email from Doug Nelson (Sustainment Team) who informed me that neither Officer Costan nor Officer Hollibaugh reviewed CAD Call 20-242851 prior to arriving on scene of CAD Call 20-242901. Per Nelson, Janeane Kuxhausen reviewed the officers MDT logs via the server and specifically looked at the officers "Get Call," and "Query," activity (attached in IA Pro).

At 1515 hours, I emailed Seth Nunley (Attorney), and informed him that we would be noticing Officer Costan of a follow up interview. I also requested Officer Costan's redacted cellular telephone records for August 14th, 2020 (attached in IA Pro).

On 10/30/20, at 1438 hours, I received an email from Seth Nunley which included Officer Costan's redacted cellular telephone records (attached in IA Pro).

On 11/19/20, at 0730 hours, I had a discussion with Lt. Halstead and Sgt. [REDACTED], and we decided to add the allegation of insubordination to Officer Costan's complaint. I added the new allegation to IA Pro. Once Officer Costan and his representation (Seth Nunley) arrived at our office, I informed them of the new allegation. This occurred prior to their interview preparation. Seth Nunley asked that I send Officer Costan an amended notification following our interview.

At 1006 hours, Sgt. [REDACTED] and I interviewed Officer Costan at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

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At 1334 hours, I sent Officer Costan and Seth Nunley an amended notice which included the new allegation of insubordination.

On 11/24/20, at 1851 hours, I sent the following email to Doug Nelson, James Light (Sustainment Team), and Janeane Kuxhausen regarding the email response I received on 10/29/20, at 0941 hours:

Confirming we are talking about Officer Costan and Officer Hollibaugh not looking at 20-242851? They were dispatched to 20-242901 and we wanted to see if they looked at 20-242851 prior to marking 906. It was a return CFS. On 08/14/20, they were logged on as 1A68 and 1A69.

On 12/01/20, at 0749 hours, I received an email response from Janeane Kuxhausen confirming that Officers Costan and Hollibaugh never reviewed CAD Call 20-242851 prior to arriving on scene of CAD Call 20-242901 (attached in IA Pro).

At 1050 hours, I created a word document which highlights the messages Officers Swaleh, Spring, [REDACTED], and Costan sent each other related to CAD Calls 20-242851 and 20-242901(attached in IA Pro).

On 12/09/20, at 1030 hours, I conducted a GPS search to determine Sergeant [REDACTED] whereabouts during CAD Call 20-242851. The search (11:00 PM to 11:45 PM) revealed two data points. I created a word document to illustrate my findings (attached in IA Pro).

At 1245 hours, I conducted a GPS search to determine Sergeant [REDACTED] whereabouts during CAD Call 20-242901. The search (12:00 AM to 02:15 AM) revealed multiple data points. I created a word document to illustrate my findings (attached in IA Pro).

On 12/10/20, at 0937 hours, I received an email from Lt. Halstead regarding a 914S (SM2020-00174) involving Officer Costan, Officer [REDACTED], and Officer Spring. I retrieved the entry from IA Pro and attached it to the complaint (attached in IA Pro).

On 03/10/21, at 2013 hours, Sgt. [REDACTED] and I interviewed Officer Swaleh at the Internal Affairs building. For further see the attached transcript and audio file (IA Pro). I later burned a copy of the audio file to a thumb drive which is included with the binder.

**Sacramento Police Department
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Sacramento Police Department
Internal Affairs Division
Body Worn Camera / ICC Notes

Compl2020-231

Investigator: Sgt. Gerald Landberg #3107

On 08/25/20, I, Sgt. Landberg (#3107) began a review of Ofc. Swaleh's body worn camera footage from CAD 20-242851 with the following notations made:

Officer Swaleh

01:20 - Contacts [REDACTED] and gets a brief explanation as to what's been occurring between her and [REDACTED] (Husband).

01:34 - Explains to [REDACTED] the Domestic Violence Laws in California.

"You're not from California, so I just want to tell you, ah based on what you tell me tonight in California if you tell me something happened, ah make sure (briefly speaks with other officer), ah I want you to tell me the truth, but there are certain things if you tell me I have to take someone to jail. In California there is no grey area. I'd lose my job if I don't take someone to jail based on what you tell me ok. Tell me the truth of what happened, but I understand you guys are not from here, so you've probably never dealt with the way California's domestic violence takes very seriously. Ok."

02:37 - Confirms with [REDACTED] that she, [REDACTED], and the kids are all ok.

03:00 - Confirms with [REDACTED] that she just wants [REDACTED] to be calm before they get on the road.

03:13 - Contacts [REDACTED] (seated in van). Requests to speak with [REDACTED] outside of the van, and away from the children. [REDACTED] declines and states he'll speak with Officer Swaleh in front of the children.

03:45 - Explains to [REDACTED] that the police were called because it sounds like he and [REDACTED] got into an argument.

03:48 - Explains that he would never recommend having this conversation around seven kids.

04:06 - Explains to both parties that they can argue, but once it gets physical, someone goes to jail.

05:17 - Explains that the police want the adults and kids to all be safe.

05:38 - "We just want to leave you in a good spot." Officer explains that verbal arguments are fine, but once it gets physical, someone is going to jail.

06:13 - Confirms that [REDACTED] doesn't want to hurt himself or anyone else "Kids?" "Someone you're married to?"

08:01 - Confirms with [REDACTED] that she and [REDACTED] are in, "A Good Place."

Sacramento Police Department
Internal Affairs Division
Body Worn Camera / ICC Notes

On 08/29/20, I, Sgt. Landberg (#3107) began a review of Ofc. [REDACTED] body worn camera footage from CAD 20-242851 with the following notations made:

Officer [REDACTED]

00:33 - Officers Spring and [REDACTED] arrive to the CFS.

00:55 - Officer [REDACTED] walks to the passenger side of the van and makes verbal contact with [REDACTED] (Husband).

01:10 - Officer [REDACTED] asks, "What's going on?"

01:11 - [REDACTED] replies, "she always injures me."

01:13 - [REDACTED] replies, "ok."

01:14 - [REDACTED] then states, "that's her thing."

01:15 - [REDACTED] then asks, "are you injured?"

01:18 - [REDACTED] pauses, then points to his forehead (directly above his right eye).

01:19 - Officer [REDACTED] replies, "Hah."

01:20 - [REDACTED] states, "Yeah."

01:23 - Officer [REDACTED] asks [REDACTED] "like something from today?" As Officer [REDACTED] asks [REDACTED] the question, he simultaneously illuminates [REDACTED] face with his flashlight.

01:24 - [REDACTED] replies, "yeah like 10 minutes ago."

01:25 - Officer [REDACTED] continues to illuminate [REDACTED] face and states, "there is nothing on your head."

02:08 - Officer [REDACTED] asks [REDACTED] what occurred tonight.

02:10 - [REDACTED] explains to Officer [REDACTED] that he was trying to buckle four of their seven children into car seats and [REDACTED] began driving before he could accomplish the task.

02:46 - Officer [REDACTED] asks [REDACTED] "you guys just arguing about stuff, about who's driving?"

At 2220 hours, I, Sgt. Landberg (#3107) began a review of Ofc. Spring's body worn camera footage from CAD 20-242851 with the following notations made:

Officer Spring

00:33 - Officers Spring and [REDACTED] arrive to CFS.

00:49 - Officer Spring makes contact with [REDACTED] and ask, "hello, did you call, want to come out here and talk to us?"

01:17 - Officer Spring acts as a cover officer as Officer Swaleh speaks with [REDACTED].

02:04 - Officer Spring checks the vehicle identification number on the van and speaks with dispatch.

04:28 - Officer Spring speaks with [REDACTED] and obtains [REDACTED] personal information.

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05:21 - Officer Spring returns to his vehicle and conducts records checks of [REDACTED] and [REDACTED].

On 08/30/20, I, Sgt. Landberg (#3107) began a review of Ofc. Costan's body worn camera / ICC footage from CAD/ 20-242901 with the following notations made:

Officer Costan

00:40 - Officer Costan arrives at CSF.

00:53 - Officer Costan asks the male seated in the van, "You [REDACTED]?"

00:54 - Male replies, "Yeah."

00:55 - Officer Costan replies, "Where's your wife?" [REDACTED] responds, "She's in the back."

00:56 - Officer Costan asks [REDACTED] to exit the van so they can speak with each other. [REDACTED] replies, "No."

01:03 - Officer Costan explains to [REDACTED] that he needs to separate both parties to "figure out this," and he rather talk away from the kids.

01:20 - [REDACTED] tells Officer Costan that [REDACTED], "won't listen," and that he, "doesn't like to listen."

01:26 - Officer Costan takes [REDACTED] aside and speaks with her.

01:29 - [REDACTED] tells Officer Costan, "he will not stop."

01:30 - [REDACTED] tells Officer Costan that officers had already come out approximately 30 minutes ago.

01:36 - Officer Costan asks [REDACTED] if anything had changed since the previous officers were there.

01:38 - [REDACTED] states, "he just won't stop, he won't."

01:40 - Officer Costan asks [REDACTED] what occurred earlier and asked what she had told the previous officers.

01:44 - [REDACTED] explains to Officer Costan what had occurred.

01:51 - Officer Costan asked [REDACTED] if their argument was verbal only, or had it gotten physical.

02:01 - Officer Costan ask [REDACTED] if she needs an ambulance.

02:04 - [REDACTED] declines an ambulance and explains to Officer Costan how [REDACTED] has been verbally abusive to her and the children.

02:20 - Officer Costan asks [REDACTED] if she and the kids have a place they can go for the night. Officer Costan explains to [REDACTED] that he can't arrest [REDACTED] for being an, "ass." Officer Costan states, "If you're worried it's going to turn into something more physical, that he might harm you or the kids, let's try to get you out of the situation."

02:49 - Officer Costan asks [REDACTED] who is in the rear of the van.

02:52 - [REDACTED] replies, "it's the children."

02:53 - Officer Costan specifically asks about the individual wearing, "white sleeves."

02:56 - [REDACTED] tells Officer Costan that the individual he's asking about is her thirteen-year-old

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daughter.

02:57 - Officer Costan confirms with [REDACTED] that her daughter is thirteen.

03:01 - [REDACTED] states, "but he, he hit me, he hit me right here." [REDACTED] pointed to her chest when she spoke of being struck by [REDACTED].

03:11 - Officer Costan replies, "did you tell the officers that earlier, or quite honestly are you just?"

03:14 - [REDACTED] replies, "he just keeps doing it, but then I keep pushing him away because I'm sitting in the back seat, and I was pushing him away and he would just."

03:23 - [REDACTED] tells Officer Costan that [REDACTED] also threw a box at her son.

03:35 - Officer Costan asks which son was struck with a box.

03:27 - [REDACTED] points towards the open door of the van and states, "the one with the red."

03:30 - Officer Costan replies, "ok."

03:36 - Officer Costan asks [REDACTED] if [REDACTED] has a history of this type of behavior.

03:56 - Officer Costan asks [REDACTED] "so what can we do to get you guys out of this situation where you guys aren't with him anymore?" "Is there anyone we can call that you can go to their place for the night, because if he's not going to leave, let's get you and the kids out."

04:12 - Officer Costan asks [REDACTED] if she has family nearby.

04:14 - [REDACTED] states her parents live in Sacramento, but she doesn't want them to, "see any of this."

04:19 - Officer Costan has a conversation with [REDACTED] about family getting involved and helping out before this turns physical and the kids could be in, "jeopardy." Officer Costan explains that officers will standby and make sure the kids get safely into the cars. He further states, "and he can stay here and be an ass all night in the car."

On 08/31/20, I, Sgt. Landberg (#3107) continued reviewing of Ofc. Costan's body worn camera / ICC footage from CAD 20-242901 with the following notations made:

04:50 - Officer Costan confirms that [REDACTED] parents live on [REDACTED].

04:52 - Officer Costan reassures [REDACTED] that her parents live close, and he tells her again to call them and have them respond to their current location. Officer Costan explains to [REDACTED] that he ([REDACTED]), "he's going to be an issue in a minute."

05:06 - Officer Costan again tells [REDACTED] to call her parents so they can respond and take her and the kids to their home. Officer Costan explains to [REDACTED] that if she and the kids leave, [REDACTED] can't harm them.

05:17 - [REDACTED] asks, "is there, is there a way where he won't be able to get, come to the house?"

05:36 - [REDACTED] states, "I just, I cannot have him anywhere."

05:46 - Officer Costan explains to [REDACTED] that he can arrest [REDACTED] for harassment if he continues to come to her parent's house while she and the kids are there.

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06:11 - Officer Costan states, "I'm a graveyard officer, I'm a small Band-Aid, there's very few things we can do at night, but in the daylight hours, you can go to the family courthouse and get a restraining order based on all the verbal abuse and harassment."

06:57 - Officer Costan tells [REDACTED] that he and his team will drive by her parent's house throughout the night to ensure [REDACTED] isn't parked outside.

07:43 - Officer Costan tells [REDACTED] that he fears it will become, "more serious" if he leaves and she and the kids stay in the van with [REDACTED].

07:57 - [REDACTED] tells Officer Costan that she stated to get a protection order in the past but dropped it.

08:50 - Officer Costan explains to [REDACTED] that he won't let her and the kids back into the van because there is a possibility that [REDACTED] won't go along with the plan and instead drive off endangering her and the kids.

09:20 - Officer Costan tells [REDACTED] that he doesn't trust that [REDACTED] will do what the officers ask him to do.

10:25 - Officer Hollibaugh can be heard telling Officer Costan that he is not sure if [REDACTED] gave him the same story, but this all stemmed from the previous CFS.

10:31 - Officer Costan tells Officer Hollibaugh, "they say it's a 415DV, that's what she is saying."

10:42 - Officer Hollibaugh tells Officer Costan that [REDACTED] told him that during the initial CFS he told the other officers that [REDACTED] hit him. But Officer Hollibaugh didn't feel [REDACTED] was being truthful.

11:53 - Officer Costan broadcasts, "1A68 it's a 415DV only." Dispatch copies the radio traffic.

19:32 - Officer Costan states, "I don't want to do that, if he's acting like this, I don't trust it." This is in relation to the plan the officers have for getting [REDACTED] and the kids to her parent's residence.

22:25 - Officer Costan has a conversation with [REDACTED] and confirms someone is coming over to get her and the kids. Officer Costan tells [REDACTED] that he and his partner can put, "a couple of people" in the patrol car and help with the transport.

22:51 - Officer Costan states, "whatever separates you guys for the night because this is the second call out, I don't want it to be a third where it becomes something that we could have fixed or resolved before."

23:16 - Officer Costan tells [REDACTED] that he doesn't want to leave them here tonight and have something, "big" come up.

26:51 - Officer Costan tells Officer Hollibaugh that they can put some of the oldest children in the patrol car if the entire group can't fit in the relative's car who is responding.

27:39 - [REDACTED] can be seen leaning out the passenger window of the van and speaking with Officer Hollibaugh. It appears [REDACTED] is asking for a supervisor to respond. Officer Costan states they want to separate everyone first because their primary goal is to separate everyone, so no one goes to jail tonight.

27:49 - Officer Costan again tells [REDACTED], "it's noted" but he isn't doing anything until everyone is

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separated, then [REDACTED] can speak with a supervisor.

28:00 - Officer Costan tells [REDACTED] they will not be writing a report related to this CFS.

28:35 - Officer Costan tells [REDACTED] that each call tonight has deemed him the aggressor. So, if he wanted to go the proper route, they could push it and take him to jail. Officer Costan also states, if he goes to jail [REDACTED] can get full custody of the children.

29:13 - Officer Costan tells [REDACTED] that he hasn't been cooperating, and if he feels he can do the officers job better, [REDACTED] should apply for the position of police officer.

29:37 - Officer Costan again reminds [REDACTED] that he has been deemed the primary aggressor on both calls for service tonight. He wants the children to go with [REDACTED] to a home for the night, and she and [REDACTED] can figure it out in the morning. They can go to a courthouse and figure it out there.

30:32 - Officer Costan appears to be speaking with someone on his telephone. He can be heard stating that the return call isn't DV. It's just two adults who have been in a verbal argument only. He states that the male half is being uncooperative, but both parties have similar stories and it's only a 415DV verbal. Officer Costan states that the female half is trying to get ahold of family so they can go to a residence for the night. Costan stated the female called twice tonight and alleged DV. Officer Costan states that the male half is uncooperative and alleging, "all this crap, making things up that haven't been told until now." Officer Costan states he wants to give the other party on the phone a heads up before [REDACTED] calls in with allegations. Per Officer Costan, [REDACTED] told them that [REDACTED] had evidence on her phone, and it would be destroyed if the phone wasn't confiscated. Officer Costan felt that [REDACTED] was bluffing because he didn't mention anything about DV, he just mentioned that he and [REDACTED] were arguing, and [REDACTED] stated the same thing. Officer Costan stated both parties were acting childish and no one wanted to take adult control over the situation. Officer Costan stated that [REDACTED] was acting like a "dick," but wasn't being combative. He stated that they (officers) wanted to get the kids out of the situation and ensure they weren't sleeping in the parking lot tonight. Officer Costan ends the conversation by saying they would be on scene until both parties separated and the children were driven to a relative's residence.

33:15 - Officer Costan has a conversation with [REDACTED] and states that her relatives can take the young children, and the older children can ride in the police car. This is regarding the transportation of [REDACTED] and the children to a relative's residence.

34:10 - Officer Hollibaugh can be heard telling Officer Costan that [REDACTED] would still like to speak with a supervisor.

34:11 - Officer Costan states, "I just called SAM6 and told him what's up."

34:44 - Officer Costan tells Officer Hollibaugh, that he updated "sarge" and told him what was going on, and what they were doing out on the CFS. Officer Costan can be heard saying that if [REDACTED] wants to call and complain he can. Officer Costan then states he already told "sarge" what they were doing, and nothing would change if the sergeant responded to the scene.

38:53 - Officer Costan asks Officer Hollibaugh if he feels [REDACTED] will go along with the plan they have in place. Officer Costan then states they need to "do this in court, not a parking lot."

39:06 - Officer Costan and Hollibaugh discuss why they have made the decision to send the kids

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with [REDACTED] instead of leaving them with [REDACTED]

40:00 - Officer Costan and Officer Hollibaugh discuss how many children are in the van. Officer Costan states that he understands if they are doing the cross-country thing whatever, but “umm now your involving DV shit.”

40:22 - Officer Costan again references that [REDACTED] stated [REDACTED] had evidence on her phone, but [REDACTED] won't tell him what it is. Officer Costan doesn't believe the evidence exists.

40:45 - Officer Costan states if both parties want to allege DV, CPS or the family will take all the kids.

41:08 - Officer Costan states that next time [REDACTED] comes out of the van he will be detained and put in the back of a squad car.

56:38 - Officers Costan and Hollibaugh discuss how they will assist with the transportation of the children from the scene, to the relative's residence.

On 09/01/20, I, Sgt. Landberg (#3107) began a review of Ofc. Hollibaugh's body worn camera / ICC footage from CAD/ 20-242901 with the following notations made:

Officer Hollibaugh

00:31 - Officer Hollibaugh arrives at the CFS.

01:16 - Officer Hollibaugh contacts [REDACTED].

02:22 - Officer Hollibaugh clarifies that the story he is being told was previously told to the initial officers.

02:28 - [REDACTED] replies, “this part.”

02:35 - Officer Hollibaugh asks [REDACTED] what the last officers told he and [REDACTED]

It should be noted, [REDACTED] portion of the conversation wasn't clearly captured on the BWC.

02:48 - BWC captures [REDACTED] stating that [REDACTED] hit him and he pushed her off.

03:04 - It's unclear the context, but [REDACTED] uses the word, “push.”

03:11 - Officer Hollibaugh again clarifies that the account he is hearing, was also told to the initial officers.

03:16 - Officer Hollibaugh again asks [REDACTED] what the last officers told him regarding the initial confrontation between [REDACTED] and [REDACTED]

It should be noted, [REDACTED] response to Officer Hollibaugh's previous question wasn't clearly captured on the BWC.

03:32 - Officer Hollibaugh clarifies with [REDACTED] that the situation they are now in stems from the first time [REDACTED] called police.

05:26 - Officer Hollibaugh recontacts [REDACTED] and learns that [REDACTED] and [REDACTED] are married, have seven children currently with them in the van, and the families from [REDACTED] but currently in Northern

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California visiting family.

06:29 - Officer Hollibaugh has [REDACTED] exit the van and speaks with him at the rear of the vehicle.

06:53 - Officer Hollibaugh tells [REDACTED] that their actions are endangering the children, and [REDACTED] and [REDACTED] need to figure something out.

07:50 - Officer Hollibaugh tells [REDACTED] that he and [REDACTED] need to separate for the night and come back together later when both parties have level heads. Officer Hollibaugh tells [REDACTED] that this shouldn't be happening in front of the children.

08:46 - Officer Hollibaugh asks the children if they are doing all right.

09:10 - Office Hollibaugh clarifies that the family is currently homeless after losing their home in [REDACTED].

10:08 - Officer Hollibaugh walks to Officer Costan's UV and tells him that this current CFS stems from the last time 62 was "out here." Officer Costan can be heard saying "415DV, and that's what she's saying." Officer Hollibaugh tells Officer Costan that [REDACTED] told him during the initial CFS [REDACTED] told the previous officers that [REDACTED] hit him. Officer Hollibaugh states, "It doesn't sound like they found any truth to that." Officer Hollibaugh reiterates that this all stems from the initial CFS.

11:27 - Officer Hollibaugh is having a conversation with [REDACTED] and confirms what the plan is tonight. He tells her that his main concern is for the children's safety.

13:04 - Officer Hollibaugh recontacts [REDACTED] and explains to him what the plan is. Officer Hollibaugh asks [REDACTED] if he is willing to go along with the plan with the kid's best interests in mind. Officer Hollibaugh tells [REDACTED] it's a lose-lose situation otherwise. [REDACTED] then states [REDACTED] is trying to take the kids away from him.

13:33 - [REDACTED] tells Officer Hollibaugh that [REDACTED] has been planning to take the children from him for some time.

16:20 - Officer Hollibaugh recontacts [REDACTED] and explains their new plan. [REDACTED] will ride in the police UV while [REDACTED] takes the children in the van to her parent's house. Officer Hollibaugh explains to [REDACTED] that he isn't under arrest and he'll get the van once the children are safely at the residence. [REDACTED] states he doesn't like that plan. [REDACTED] states he is willing to drive the children to their grandparent's residence.

17:35 - Officer Hollibaugh tells [REDACTED] that it would be much easier if he just allowed [REDACTED] to take the van, and [REDACTED] ride in the UV. [REDACTED] declines.

17:54 - [REDACTED] states he isn't willing to get into the UV because he doesn't trust [REDACTED]. [REDACTED] feels [REDACTED] will take off.

18:43 - Officer Hollibaugh tells [REDACTED] that he and his partner are civilly standing by so she and [REDACTED] can go on their separate ways.

19:20 - Officer Hollibaugh asks [REDACTED] if she is comfortable with [REDACTED] driving the children to her parent's house. [REDACTED] states she isn't. Officer Hollibaugh states he isn't comfortable with [REDACTED] driving either.

19:33 - [REDACTED] states she can't trust [REDACTED].

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19:54 - Officer Hollibaugh states he isn't comfortable with [REDACTED] being the driver.

21:01 - [REDACTED] makes verbal contact with Officer Hollibaugh.

21:06 - Officer Hollibaugh walks back to the van and states he won't let [REDACTED] drive the van. Officer Hollibaugh states he isn't willing to take that chance.

21:16 - [REDACTED] replies, "but you are willing to have the domestic violence criminal do it."

21:23 - [REDACTED] repeats his previous statement, "but you are willing to have the domestic violence criminal do it."

21:28 - Officer Hollibaugh replies, "what does that have to do with anything tonight?"

21:48 - Officer Hollibaugh tells [REDACTED] that he doesn't understand what [REDACTED] is trying to say.

21:53 - [REDACTED] tells Officer Hollibaugh that he is allowed to drive the children.

21:16 - Officer Hollibaugh tells [REDACTED] there is no real reason for police to be out on the call tonight.

22:18 - [REDACTED] response is, "except for her constantly hitting me which as your last teammate said, you hit somebody, you go to jail."

22:27 - Officer Hollibaugh tells [REDACTED] that the previous officers conducted their own investigation. So, he will talk to those officers about that allegation.

22:36 - [REDACTED] informs Officer Hollibaugh that [REDACTED] had struck him two additional times since the previous officers departed.

22:40 - Officer Hollibaugh replies, "ok."

22:53 - Officer Hollibaugh tells [REDACTED] that he and [REDACTED] need to figure it out. It's a little absurd.

27:18 - [REDACTED] requests a supervisor. Officer Hollibaugh replies, "for what?"

27:46 - Officer Hollibaugh tells [REDACTED] that they are doing the grown adult thing for the best interests of the kids.

28:44 - [REDACTED] again requests a supervisor.

30:34 - [REDACTED] asks Officer Hollibaugh if he had checked out his left cheek.

30:36 - Officer Hollibaugh tells [REDACTED] that they have completed their investigation, and they already had an adult conversation. Officer Hollibaugh then tells [REDACTED] that the way he wants it to go will not be in the best interest of anyone here.

31:00 - Officer Hollibaugh makes a hand gesture and implies that the children are in danger of being taken if things continue.

32:22 - Officer Hollibaugh tells [REDACTED] that if he doesn't feel like he's being heard, Officer Hollibaugh is listening to him.

32:34 - [REDACTED] tells Officer Hollibaugh, "it sucks to get hit."

32:39 - Officer Hollibaugh tells [REDACTED] that when this was originally brought to his attention, [REDACTED] told him that he already told the other officers that. Officer Hollibaugh tells [REDACTED] that he will speak with the other officers regarding their investigation.

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33:08 - ■■■■ reminds Officer Hollibaugh that he had requested a supervisor. Officer Hollibaugh states he will provide his sergeant ■■■■ cell phone number.

40:13 - Officer Hollibaugh tells Officer Costan that ■■■■ is now saying he was hit by ■■■■, but Officer Hollibaugh, "isn't going there." Officer Hollibaugh then states, "no you didn't tell me that five minutes ago."

40:46 - Officer Costan asks Officer Hollibaugh what ■■■■ is saying, Officer Hollibaugh replies, "probably trying to say he was hit."

42:05 - ■■■■ requests a business card from Officer Hollibaugh. ■■■■ writes Officer Hollibaugh's name and badge number down.

45:58 - Officer Hollibaugh tells Officer Costan that he is going to look and see how the last officers cleared the previous CFS. Officer Hollibaugh asks out loud, "they clear that as a 415DV too?"

46:09 - Officer Hollibaugh returns to his UV and researches the previous CFS (20-242851).

50:56 - ■■■■ is seen on the phone with Dispatch.

51:06 - Officer Hollibaugh asks ■■■■ if he was able to get a hold of someone and offers to provide ■■■■ with a phone number.

52:15 - Grandpa arrives on scene to help transport ■■■■ and the children.

1:07:21 - ■■■■ enters the van to retrieve her purse, bags, and diapers.

1:07:41 - Officer Hollibaugh reminds ■■■■ that they don't have business cards.

1:09:44 - Three children are placed in the rear of Officer Hollibaugh's UV.

1:16:44 - Officer Hollibaugh arrives at grandparent's residence.

On 09/28/20, I, Sgt. Landberg (#3107) began a review of Sgt. ■■■■ body worn camera footage from CAD/ 20-242938 with the following notations made:

01:41 - Sgt. ■■■■ makes phone contact with ■■■■

01:51 - Sgt. ■■■■ asks ■■■■ how he was doing. ■■■■ tells Sgt. ■■■■ that he's doing, "horrible" because his wife had assaulted him twice tonight, and officers decided to threaten him with arrest if he didn't allow the children to leave with their mother.

03:49 - ■■■■ tells Sgt. ■■■■ ■■■■ struck him "cold cocked" with her left hand three times on the forehead (right side).

04:06 - ■■■■ tells Sgt. ■■■■ ■■■■ has a history of domestic violence.

05:20 - ■■■■ tells Sgt. ■■■■ ■■■■ struck him two additional times. Once on the cheek, and once on the ear.

06:00 - ■■■■ tells Sgt. ■■■■ that officers threatened him with arrest if he didn't allow ■■■■ to take the children.

07:16 - ■■■■ tells Sgt. ■■■■ that the officers didn't complete a thorough investigation and refused

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to investigate his claims of continued domestic violence.

07:24 - Sgt. ■ confirms with ■ that he told officers that ■ assaulted him.

07:48 - ■ tells Sgt. ■ that he was the victim of domestic violence on both calls, and the officers refused to investigate both allegations.

08:15 - Sgt. ■ confirms that ■ isn't happy how the officers handled the call because he was assaulted by his wife and officers refused to investigate the allegation.

09:09 - Sgt. ■ explains to ■ that without custody paperwork, both parents have equal rights to the children. He explains further that during situations like this, officers must deem what is the best situation for the children.

10:00 - ■ explains to Sgt. ■ that he is upset that officers threatened him with arrest if he didn't allow ■ to take the children.

10:34 - Sgt. ■ confirms ■ two complaints. 1. ■ was the victim of domestic violence, told officers, and they did nothing about it. 2. Officers threaten ■ with arrest if he didn't allow ■ to take the children.

11:05 - Sgt. ■ explains to ■ that he will review the officers body worn camera footage to ensure officers are following the law and policies. If issues are identified, Sgt. ■ will address the issues.

12:09 - ■ explains to Sgt. ■ how the officers threatened him with arrest if he didn't go along with their plan.

13:20 - Sgt. ■ explains to ■ that if the information is true, he has some concerns as the officer's supervisor, and he'll investigate it.

13:40 - Sgt. ■ explains to ■ that he can make a formal complaint if he'd like.

14:25 - ■ requests an informal investigation into his claims.

14:45 - ■ explains to Sgt. ■ that he requested a report and was told one wouldn't be written.

15:20 - Sgt. ■ confirms with ■, that he is satisfied with Sgt. ■ reviewing the officers body worn camera footage, and addressing any concerns identified.

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Request for Review Form

Date of Request: September 1, 2020

IA Case #: Compl2020-231

OPSA Case #: OPSA2020-0242

Complainant's Name: [REDACTED]

Employee(s): Officer [REDACTED]
Officer D Coston [1019]
Officer A Hollibaugh [0412]
Sergeant [REDACTED]

OPSA:

- WILL** REVIEW
- WILL NOT** REVIEW*

** Send DISPOSITION form(s) to OPSA upon completion of case.*

Gerald Landberg

From: Greg Halstead
Sent: Saturday, August 22, 2020 5:58 PM
To: Gerald Landberg; Ray Villegas; Lilia Alonso
Subject: FW: 914S

From: Jason Bassett <JBassett@pd.cityofsacramento.org>
Sent: Saturday, August 22, 2020 5:51 PM
To: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: Fwd: 914S

Sent from my iPhone

Begin forwarded message:

From: Gregory Galliano <GGalliano@pd.cityofsacramento.org>
Date: August 22, 2020 at 1:42:12 PM PDT
To: Jason Bassett <JBassett@pd.cityofsacramento.org>
Subject: Fwd: 914S

Lieutenant Greg Galliano
South Command - Late Watch
Sacramento Police Department
Office [REDACTED]

Begin forwarded message:

From: [REDACTED] <[\[REDACTED\]@pd.cityofsacramento.org](mailto:[REDACTED]@pd.cityofsacramento.org)>
Date: August 22, 2020 at 6:23:36 AM PDT
To: Gregory Galliano <GGalliano@pd.cityofsacramento.org>
Subject: Fwd: 914S

Forgot to add that I checked Officer Costan and Officer Hollibaugh's watch files [REDACTED].

Get [Outlook for iOS](#)

From: [REDACTED]
Sent: Saturday, August 22, 2020 5:24:39 AM
To: Gregory Galliano <GGalliano@pd.cityofsacramento.org>
Subject: 914S

Greg,

This is a brief summary of my findings.

On 8/14/20, I received a 914S complaint regarding calls 20-242901 and 20-242851. The complainant on this 914S is [REDACTED]. Both calls for service were cleared by officers as 415DV only. I spoke to [REDACTED] over the phone. He stated that he told officers on both calls for service that his wife had assaulted him, and the officers didn't do anything. He further stated that the officers made threats to arrest him if he didn't allow his kids to leave with his wife. I asked [REDACTED] how he would like me to handle this complaint. He stated he would like me to address any issue I see stemming from the body worn camera review with the officers and does not want to elevate this to a formal complaint.

I reviewed the body worn camera footage associated with 20-242851. This was the first call of the night. Officer Swaleh, Officer Spring and Officer [REDACTED] responded to this call. When officers first arrived on scene, Officer [REDACTED] asked [REDACTED] if everyone was alright. [REDACTED] pointed to his forehead. Officer [REDACTED] shined his flashlight onto his forehead and said he didn't see anything there. Officer [REDACTED] asked when this had happened, and he said earlier today about 10 minutes ago. He then said something to the effect of "just grabbing things." [REDACTED] did not mention anything about an assault or elaborate on what happened to his forehead. [REDACTED] advised Officers that he and his wife got into an argument because his wife drove off while he was still putting the seat belts on his kids in the back of the van. At no point did he or his wife advise officers of any domestic violence incident. Officers mediated the incident and cleared the call.

I reviewed the body worn camera footage associated with 20-242901. This was the second call of the night. Officer Costan and Officer Hollibaugh responded to this call. Officer Hollibaugh spoke to [REDACTED] [REDACTED] relayed to Officer Hollibaugh that his wife had hit him 5 times already tonight and 2 more times since the last call for service. Officer Hollibaugh told [REDACTED] that the previous officers conducted the investigation regarding that incident, and he will talk to those officers regarding their findings. BWC footage did not show Officer Hollibaugh talk to any of the previous officers regarding their investigation. Officer Costan spoke to the female half ([REDACTED]). She said her husband hit her in the chest area. Officer Costan and Officer Hollibaugh did not take any enforcement action or follow up with additional line of questionings regarding the domestic violence incident. At one point, Officer Costan told [REDACTED] something to the effect of, we can do this the hard way and take you to jail because you were the primary aggressor on these two calls. The wife and kids ended up leaving the scene to stay with family. Officer Costan gave me a phone update regarding this call. He stated that this was a 415DV only.

Regards,

Sgt [REDACTED] # [REDACTED]
Sacramento Police Department



Gerald Landberg

From: Greg Halstead
Sent: Monday, August 24, 2020 10:39 AM
To: Gerald Landberg
Subject: RE: DV Case

Thanks.

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Monday, August 24, 2020 10:24 AM
To: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: RE: DV Case

Will do

From: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Sent: Monday, August 24, 2020 10:17 AM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Subject: DV Case

On Tuesday, can you please review all of the BWC footage, report, and cad call. Two separate calls need to be reviewed (20-242851 & 20-242901). We can sit down at the end of the day or Wednesday morning and debrief what occurred, who entered what remarks, call dispo, and wrote reports.

Thanks,
Greg

From: [Greg Halstead](#)
To: [Desiree Sayles](#); [Gerald Landberg](#)
Subject: FW: IA referral
Date: Tuesday, August 25, 2020 4:41:38 PM

From: Jason Bassett <JBassett@pd.cityofsacramento.org>
Sent: Tuesday, August 25, 2020 4:38 PM
To: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Cc: Daniel Monk <DMonk@pd.cityofsacramento.org>; Kathy Lester <KLester@pd.cityofsacramento.org>
Subject: IA referral

Greg,

Please open an investigation on the following officers for the following violations:

Officer David Costan #1019 and Officer Austin Hollibaugh #0419, report 20-242901- neglect of duty, dishonesty, conduct unbecoming

Officer [REDACTED] # [REDACTED] report 20-242851, neglect of duty, conduct unbecoming

Thanks,

JMB

Jason M. Bassett, Captain #5055
Sacramento Police Department
Office of Operations, East Command
Office: [REDACTED]
Cell: [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, August 27, 2020 10:06 AM
To: Alayna D. Aguilar; Mandy Holm
Subject: Compl2020-231
Attachments: SPD 330 - Hollibaugh.pdf; SPD 330 - [REDACTED].pdf; SPD 330 - Coston.pdf

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, August 27, 2020 12:21 PM
To: Comm DA Requests
Subject: Dispatch Activity Report Request
Attachments: DAR 20-242851.pdf; DAR 20-242901.pdf

Please see attached requests.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, August 27, 2020 12:53 PM
To: Comm DA Requests
Subject: DAR Request
Attachments: DAR 20-242938.pdf

Please see attached.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Comm DA Requests
Sent: Friday, August 28, 2020 7:14 AM
To: Gerald Landberg; Comm DA Requests
Subject: DAR 20-1283 for rpt 20-242938
Attachments: 20-1283 - rpt 20-242938.zip

Hello,
Attached are the 911 audio, Unit History, and the cad log printout.
No radio audio.
Thanks,
Diana

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Thursday, August 27, 2020 12:53 PM
To: Comm DA Requests <commdarequests@pd.cityofsacramento.org>
Subject: DAR Request

Please see attached.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Comm DA Requests
Sent: Friday, August 28, 2020 6:19 AM
To: Gerald Landberg; Comm DA Requests
Subject: DAR 20-1281 for 20-242851 & 20-242901
Attachments: 20-1281 - rpt 20-242851.zip; 20-1282 - rpt 20-242901.zip

Hello,
Attached are the 911, radio wav files, unit histories and the cad log printouts.
Thanks,
Diana

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Thursday, August 27, 2020 12:21 PM
To: Comm DA Requests <commdarequests@pd.cityofsacramento.org>
Subject: Dispatch Activity Report Request

Please see attached requests.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Colleen Barker
Sent: Monday, August 31, 2020 10:35 AM
To: Gerald Landberg
Subject: 914s

Hello,

The 914s related to 20-242901 has been approved into the system. Thanks,

Colleen Barker


Sacramento Police Department
Professional Standards Unit

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, September 3, 2020 2:39 PM
To: Joseph Swaleh
Cc: Tim Davis Sr.; Greg Halstead
Subject: Internal Affairs Interview

Officer Swaleh,

You have been identified as a **witness** in an Internal Affairs investigation related to call **20-242851**. Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday September 10th at 2100 hrs**. As a courtesy, we offer you the opportunity to have an SPOA labor representative present during your interview. The SPOA has been cc'd on this email, but it is up to you to coordinate with them on your behalf.

With the exception of your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions.

Please respond to this email to confirm the appointment.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, September 3, 2020 2:35 PM
To: Kevin Spring
Cc: Tim Davis Sr.; Greg Halstead
Subject: Internal Affairs Interview

Officer Spring,

You have been identified as a **witness** in an Internal Affairs investigation related to call **20-242851**. Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Wednesday September 9th at 2100 hrs**. As a courtesy, we offer you the opportunity to have an SPOA labor representative present during your interview. The SPOA has been cc'd on this email, but it is up to you to coordinate with them on your behalf.

With the exception of your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions.

Please respond to this email to confirm the appointment.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Joseph Swaleh
Sent: Friday, September 4, 2020 8:27 AM
To: Gerald Landberg
Subject: Re: Internal Affairs Interview

1230 works great for me yes. Thank you for being accommodating.

Respectfully
Joe Swaleh

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From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Friday, September 4, 2020 7:23:28 AM
To: Joseph Swaleh <jswaleh@pd.cityofsacramento.org>
Subject: RE: Internal Affairs Interview

Good Morning,

Will Thursday September 10th at 1230 work better? I want to give you ample time for your SWAT interview.

Gerald Landberg

From: Joseph Swaleh <jswaleh@pd.cityofsacramento.org>
Sent: Friday, September 4, 2020 6:07 AM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Subject: Re: Internal Affairs Interview

Good Morning Sgt,

I am actually flexing off Thursday the 10th for a training class on the 11th. I assume your were doing me a favor by scheduling the interview at 2100. However, I will be at Richards at 1100 on the 10th for my final SWAT interview. If it is easier for you, I am more than happy to come in after that interview, say around 1145/1200. If not, I can make arrangements to be there at the previously scheduled time. Please let me know.

Respectfully,
Joe Swaleh

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Thursday, September 3, 2020 2:39 PM
To: Joseph Swaleh <jswaleh@pd.cityofsacramento.org>
Cc: Tim Davis Sr. <TADavis@pd.cityofsacramento.org>; Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: Internal Affairs Interview

Officer Swaleh,

You have been identified as a **witness** in an Internal Affairs investigation related to call **20-242851**. Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday September 10th at 2100 hrs.** As a courtesy, we offer you the opportunity to have an SPOA labor representative present during your interview. The SPOA has been cc'd on this email, but it is up to you to coordinate with them on your behalf.

With the exception of your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions.

Please respond to this email to confirm the appointment.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Greg Halstead
Sent: Thursday, September 3, 2020 4:02 PM
To: Desiree Sayles; Gerald Landberg
Subject: Sgt. [REDACTED]

Per Captain Monk, Sgt. [REDACTED] will be an accused employee, on an allegation of Neglect of Duty.

Lieutenant Greg Halstead
Sacramento Police Department
Internal Affairs Division
[REDACTED]

Gerald Landberg

From: Kevin Spring
Sent: Tuesday, September 8, 2020 7:27 AM
To: Gerald Landberg
Cc: Tim Davis Sr.; Greg Halstead; Jeffrey Shiraishi
Subject: Re: Internal Affairs Interview

I apologize for the delayed response. I will be there for the 2100 appointment.

Thank you,

Kevin Spring

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From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Tuesday, September 8, 2020 7:22:01 AM
To: Kevin Spring <kspring@pd.cityofsacramento.org>
Cc: Tim Davis Sr. <TADavis@pd.cityofsacramento.org>; Greg Halstead <GHalstead@pd.cityofsacramento.org>; Jeffrey Shiraishi <JShiraishi@pd.cityofsacramento.org>
Subject: RE: Internal Affairs Interview

Officer Spring,

On Thursday September 3rd, at 1435 hours, I sent you the attached email regarding your pending interview. Please respond to this email to confirm the appointment.

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, September 3, 2020 2:35 PM
To: Kevin Spring <kspring@pd.cityofsacramento.org>
Cc: Tim Davis Sr. <TADavis@pd.cityofsacramento.org>; Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: Internal Affairs Interview

Officer Spring,

You have been identified as a **witness** in an Internal Affairs investigation related to call **20-242851**. Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Wednesday September 9th at 2100 hrs**. As a courtesy, we offer you the opportunity to have an SPOA labor representative present during your interview. The SPOA has been cc'd on this email, but it is up to you to coordinate with them on your behalf.

With the exception of your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions.

Please respond to this email to confirm the appointment.

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Tuesday, September 8, 2020 7:50 AM
To: Alayna D. Aguilar; Mandy Holm
Subject: COMPL2020-231
Attachments: SPD 330 - [REDACTED].pdf

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Kelly Cullers
Sent: Tuesday, September 8, 2020 7:46 AM
To: Gerald Landberg; SPD Records Supervisors; Binh Vu; Jeff Naff
Cc: Greg Halstead
Subject: RE: DV I-Report

Good Morning,

Sgt. Naff & Det. Vu have access now.

Thanks,
Kelly

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Tuesday, September 8, 2020 7:31 AM
To: SPD Records Supervisors <records_supervisors@pd.cityofsacramento.org>
Cc: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: RE: DV I-Report

Good Morning,

Can you please grant Sgt. Jeff Naff, and Det. B. Vu #637 access to 20-242851. They have supplemental reports that need to be added to the original report.

Thanks,
Gerald Landberg

From: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Sent: Tuesday, September 8, 2020 7:22 AM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Subject: Fwd: DV I-Report

Sent from iPhone

From: Jeff Naff <JNaff@pd.cityofsacramento.org>
Sent: Monday, September 7, 2020 10:34:02 AM
To: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: RE: DV I-Report

I was told by a records supervisor that we (Vu and I) received access to this report, but it still hasn't happened. Here are two supplements that need to be added to the report.

From: Greg Halstead <GHalstead@pd.cityofsacramento.org>

Sent: Monday, August 24, 2020 11:25 AM

To: Jeff Naff <JNaff@pd.cityofsacramento.org>

Subject: DV I-Report

Records can give the Family Abuse detective access as well. Just cc me on the email, and they should do it at your request. The two calls are 20-252851 and 20-242901. I gave you access to the five BWC videos for 20-242901.

Thanks,
Greg

Gerald Landberg

From: Greg Halstead
Sent: Tuesday, September 8, 2020 7:22 AM
To: Gerald Landberg
Subject: Fwd: DV I-Report
Attachments: 20-242851 [REDACTED] Statement.docx; 20-242851 [REDACTED] Statement.docx

Sent from iPhone

From: Jeff Naff <JNaff@pd.cityofsacramento.org>
Sent: Monday, September 7, 2020 10:34:02 AM
To: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Subject: RE: DV I-Report

I was told by a records supervisor that we (Vu and I) received access to this report, but it still hasn't happened. Here are two supplements that need to be added to the report.

From: Greg Halstead <GHalstead@pd.cityofsacramento.org>
Sent: Monday, August 24, 2020 11:25 AM
To: Jeff Naff <JNaff@pd.cityofsacramento.org>
Subject: DV I-Report

Records can give the Family Abuse detective access as well. Just cc me on the email, and they should do it at your request. The two calls are 20-252851 and 20-242901. I gave you access to the five BWC videos for 20-242901.

Thanks,
Greg

Gerald Landberg

From: Alayna D. Aguilar <ADAgUILAR@cityofsacramento.org>
Sent: Wednesday, September 9, 2020 9:31 AM
To: Gerald Landberg
Subject: RE: COMPL2020-231
Attachments: Review Form OPSA2020-0242 [Compl2020-231].pdf

Sorry I sent the wrong form without the sergeant. Here is the correct review form.

Best,

Alayna D Aguilar

Executive Assistant to the Director
Office of Public Safety Accountability
915 I Street, HCH 3rd Floor
Sacramento, CA 95814
Direct: [REDACTED]
Main Line: (916) 808-7525


Office of Public Safety Accountability
cityofsacramento.org/opsa

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Tuesday, September 8, 2020 7:50 AM
To: Alayna D. Aguilar <ADAgUILAR@cityofsacramento.org>; Mandy Holm <MHolm@cityofsacramento.org>
Subject: COMPL2020-231

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Friday, September 11, 2020 12:23 PM
To: [REDACTED]
Cc: Greg Halstead; Tim Davis Sr.
Subject: Internal Affairs Interview

Sergeant [REDACTED],

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegation of misconduct has been identified as part of this complaint:

- *Neglect of Duty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Wednesday, September 23rd at 2100 hrs**. The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Joseph Swaleh
Sent: Thursday, September 10, 2020 3:03 PM
To: Gerald Landberg
Subject: Fwd: Re:

SGT,

Here are the emails I received.

Joe

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From: [REDACTED] <[REDACTED]>
Sent: Saturday, September 5, 2020 9:46 PM
To: Joseph Swaleh
Subject: Re:

At 2139 after a long winded falsity laden speech the criminal then spat a considerable amount of saliva onto my face.

On Saturday, September 5, 2020, [REDACTED] <[REDACTED]> wrote:

At 1444 today the criminal was mocking how she put my 5 year old on a wall, forcing him to remain on one leg as he was crying from pain.

At 1633 the criminal came back to tell me while she was laughing how much my 5 year old was crying as he stood against the wall on solely one leg.

On Saturday, September 5, 2020, [REDACTED] <[REDACTED]> wrote:

That criminal is at [REDACTED] street.

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, September 17, 2020 2:38 PM
To: Tim Davis
Cc: [REDACTED]
Subject: RE: [REDACTED] Interview

Thursday is fine. Sgt. [REDACTED] does this change work for you?

From: Tim Davis <tdavis@spoa.org>
Sent: Thursday, September 17, 2020 1:18 PM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Cc: [REDACTED] <[REDACTED]@pd.cityofsacramento.org>
Subject: [REDACTED] Interview

I will be Sgt [REDACTED] representative for his interview. I am not available on Wednesday Evening. Can we move it to Thursday Sept 24 at 2100 hrs?

Thanks,

Timothy Davis
President
Sacramento Police Officers Association
CA Bar #312048
550 Bercut Drive
[Sacramento, CA 95811](#)

[REDACTED]

Gerald Landberg

From: [REDACTED]
Sent: Friday, September 11, 2020 7:57 PM
To: Gerald Landberg
Cc: Greg Halstead; Tim Davis Sr.
Subject: Re: Internal Affairs Interview

Thank you Sgt Landberg. I will be on September 23rd at 2100 hours.

[REDACTED]

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Friday, September 11, 2020 12:23 PM
To: [REDACTED] <[REDACTED]@pd.cityofsacramento.org>
Cc: Greg Halstead <GHalstead@pd.cityofsacramento.org>; Tim Davis Sr. <TADavis@pd.cityofsacramento.org>
Subject: Internal Affairs Interview

Sergeant [REDACTED],

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegation of misconduct has been identified as part of this complaint:

- *Neglect of Duty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Wednesday, September 23rd at 2100 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Tuesday, September 22, 2020 11:47 AM
To: Janeane Kuxhausen
Subject: Assistance Requested

Good Morning,

I'm interested in both 20-242851 and 20-242901. I'd like to see Sgt. [REDACTED] (1SM6) activity (Did he review the calls / clearances) related to these two CFS. I'd also like to see if Officer Costan or Officer Hollibaugh reviewed 20-242851. Please call if this request is a bit confusing.

Thanks,
Gerald

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Tim Davis <tdavis@spoa.org>
Sent: Thursday, September 17, 2020 1:18 PM
To: Gerald Landberg
Cc: [REDACTED]
Subject: [REDACTED] Interview

I will be Sgt [REDACTED] representative for his interview. I am not available on Wednesday Evening. Can we move it to Thursday Sept 24 at 2100 hrs?

Thanks,

Timothy Davis
President
Sacramento Police Officers Association
CA Bar #312048
550 Bercut Drive
[Sacramento, CA 95811](#)

[REDACTED]

Gerald Landberg

From: [REDACTED]
Sent: Thursday, September 17, 2020 2:40 PM
To: Gerald Landberg; tdavis
Subject: Re: [REDACTED] Interview

Thursday is fine. See you then.

[REDACTED]

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From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Thursday, September 17, 2020 2:37:55 PM
To: tdavis <tdavis@spoa.org>
Cc: [REDACTED] <[REDACTED]@pd.cityofsacramento.org>
Subject: RE: [REDACTED] Interview

Thursday is fine. Sgt. [REDACTED] does this change work for you?

From: Tim Davis <tdavis@spoa.org>
Sent: Thursday, September 17, 2020 1:18 PM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Cc: [REDACTED] <[REDACTED]@pd.cityofsacramento.org>
Subject: [REDACTED] Interview

I will be Sgt. [REDACTED] representative for his interview. I am not available on Wednesday Evening. Can we move it to Thursday Sept 24 at 2100 hrs?

Thanks,

Timothy Davis
President
Sacramento Police Officers Association
CA Bar #312048
550 Bercut Drive
[Sacramento, CA 95811](#)

[REDACTED]

Gerald Landberg

From: Janeane Kuxhausen
Sent: Wednesday, September 23, 2020 2:16 PM
To: Gerald Landberg
Subject: RE: Assistance Requested

The call wasn't looked at in RMS, by anyone.

From: Gerald Landberg
Sent: Wednesday, September 23, 2020 10:48 AM
To: Janeane Kuxhausen
Subject: RE: Assistance Requested

Can we check and see if Sgt. [REDACTED] reviewed those CFS from his desk (Versadex)?

From: Janeane Kuxhausen <jkuxhausen@pd.cityofsacramento.org>
Sent: Tuesday, September 22, 2020 3:12 PM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Subject: RE: Assistance Requested

I checked both dates of 8/13/20 and 8/14/20 because this call was so close to midnight, they are actually two separate mdt log files.

2A62 is the only one that looked at 20-242851.
1A68/Costan looked at 20-242901.

Costan nor Hollibaugh looked at 242851.

1SM6 only received dispatch summaries, he didn't bring up the calls.

Let me know if that didn't answer all your questions.

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Tuesday, September 22, 2020 11:47 AM
To: Janeane Kuxhausen <jkuxhausen@pd.cityofsacramento.org>
Subject: Assistance Requested

Good Morning,

I'm interested in both 20-242851 and 20-242901. I'd like to see Sgt. [REDACTED] (1SM6) activity (Did he review the calls / clearances) related to these two CFS. I'd also like to see if Officer Costan or Officer Hollibaugh reviewed 20-242851. Please call if this request is a bit confusing.

Thanks,
Gerald

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
5760 Freeport Blvd, Sacramento CA 95820
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Wednesday, September 30, 2020 10:41 AM
To: [REDACTED]
Cc: Greg Halstead; Tim Davis Sr.
Subject: Internal Affairs Interview

Officer [REDACTED],

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242851. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday, October 8th at 2100 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: [REDACTED]
Sent: Wednesday, September 30, 2020 12:01 PM
To: Gerald Landberg
Cc: Greg Halstead; Tim Davis Sr.
Subject: Re: Internal Affairs Interview

Good Afternoon,

I received the above email. See you next Thursday.

Regards,

[REDACTED]

Get [Outlook for iOS](#)

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Wednesday, September 30, 2020 10:40:48 AM
To: [REDACTED] <[REDACTED]@pd.cityofsacramento.org>
Cc: Greg Halstead <GHalstead@pd.cityofsacramento.org>; Tim Davis Sr. <TADavis@pd.cityofsacramento.org>
Subject: Internal Affairs Interview

Officer [REDACTED]

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242851. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday, October 8th at 2100 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Wednesday, October 7, 2020 3:25 PM
To: [REDACTED]
Cc: Greg Halstead; Seth A. Nunley; Tim Davis Sr.
Subject: Internal Affairs Interview Amended Allegations

Officer [REDACTED]

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242851. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday, October 8th at 0900 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Gerald Landberg

From: Greg Halstead
Sent: Wednesday, October 7, 2020 3:16 PM
To: Gerald Landberg
Cc: Desiree Sayles
Subject: [REDACTED] IAD

Per Captain Monk, amend [REDACTED] allegations to include dishonesty.

Lieutenant Greg Halstead
Sacramento Police Department
Internal Affairs Division
[REDACTED]

Gerald Landberg

From: Joe Bailey
Sent: Tuesday, October 6, 2020 4:29 PM
To: Gerald Landberg
Subject: Academy Hours [REDACTED]/Costan/Hollinbaugh

[REDACTED] - 16-BR-2
LD 1-Ethics- 13 Hours
LD 4-Victimology- 8 Hours
LD 9-Crimes Against Children-5 Hours
LD 25-Domestic Violence-11 Hours

Costan- 16-BR-2
LD 1-Ethics- 13 Hours
LD 4-Victimology- 8 Hours
LD 9-Crimes Against Children-5 Hours
LD 25-Domestic Violence-11 Hours

Hollinbaugh- 19-BR2
LD 1-Ethics- 13 Hours
LD 4-Victimology- 8 Hours
LD 9-Crimes Against Children-5 Hours
LD 25-Domestic Violence-11 Hours

Lieutenant Joe Bailey
Sacramento Police Academy/Field Training Unit
Sacramento Police Academy
2409 Dean Street Suite 144
McClellan Ca, 95652
[REDACTED]

Gerald Landberg

From: [REDACTED]
Sent: Wednesday, October 7, 2020 4:09 PM
To: Gerald Landberg
Subject: Re: Internal Affairs Interview Amended Allegations

I received it. Thanks.

[REDACTED] [REDACTED]

On Oct 7, 2020, at 15:25, Gerald Landberg <GLandberg@pd.cityofsacramento.org> wrote:

Officer [REDACTED]

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242851. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday, October 8th at 0900 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] - [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Gerald Landberg

From: Gerald Landberg
Sent: Friday, October 9, 2020 3:01 PM
To: Austin Hollibaugh
Cc: Greg Halstead; Tim Davis Sr.
Subject: Internal Affairs Interview

Officer Hollibaugh,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday October 15th at 1000 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Wednesday, October 7, 2020 3:25 PM
To: [REDACTED]
Cc: Greg Halstead; Seth A. Nunley; Tim Davis Sr.
Subject: Internal Affairs Interview Amended Allegations

Officer [REDACTED]

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242851. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday, October 8th at 0900 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Gerald Landberg

From: Janeane Kuxhausen
Sent: Wednesday, October 7, 2020 4:25 PM
To: Gerald Landberg
Subject: 20-242851

Hi Sgt,

1A65 cleared the call at 23:38
Then ... 2A62 went in service and it just restamps the previous clearance info

23:38:35	1A65	4486	IS 1A65 PT 4486 UPDATED CASE SA242851 FOUNDED-N REPORT-N CLEARED BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO 273.5...415DV ONLY
23:38:35	1A65	4486	PRIME FOR SA20-242851 TO 1A65
23:42:29	2A62	SA 4451	Report: N Founded: N How cleared: A ***no 273.5...415dv only
23:42:29	2A62	4451	IS 2A62 PT 4451
23:42:29	2A62	4451	IS 2A62 PT 4408
23:42:30	2A62	4451	IS 2A62 PT 4451 CLEARED CASE SA242851 FOUNDED-N REPORT-N CLEARED BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO 273.5...415DV ONLY

If they clear in the proper order, secondary goes in service, then primary clears the call it would look like this:

09:46:26	2B59	627	IS 2B59 PT 3149
09:46:26	2B59	627	IS 2B59 PT 627
09:50:34	1B53	SA 3461	Report: N Founded: Y How cleared: A male was inside gathering things. both male and female said pd was no longer needed
09:50:34	1B53	3461	IS 1B53 PT 3461
09:50:34	1B53	3461	IS 1B53 PT 4875
09:50:34	1B53	3461	IS 1B53 PT 3461 CLEARED CASE SA241000 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-415 BOLO-N STUDY FLAG-NA REM-MALE WAS INSIDE GATHERING THINGS. BOTH MALE AND FEMALE SAID PD WAS NO LONGER NEEDED

Plain in service, no duplication of the remarks and clearance info.

Thank you,

*Janeane Kuxhausen
Public Safety IT/GIS
5770 Freeport Blvd
Sacramento, CA 95822*

desk
cell

Gerald Landberg

From: Ray Villegas
Sent: Friday, October 9, 2020 3:18 PM
To: Gerald Landberg
Subject: RE: Uploading Transcripts
Attachments: Compl2020-231, Kevin Spring,2020_0909.docx; Compl2020-231, [REDACTED],2020_1008.docx; Compl2020-231, Joseph Swaleh,2020_0910.docx; Compl2020-231, [REDACTED],2020_0924.docx

All uploaded. They should start coming in late next week. Have a good weekend.

The screenshot shows a file transfer window with two panes. The left pane shows the local site (C:\Users\lavlillegas\Desktop\Landberg) with a tree view of folders and a table of files. The right pane shows the remote site (Voice Files) with a table of files. Both tables have columns for Filename, Filesize, Filetype, Last modified, and Owner.

Filename	Filesize	Filetype	Last modified
Compl2020-231, [REDACTED],2020_1008.docx	19,294	Microsoft Word Document	10/9/2020 9:00 AM
Compl2020-231, [REDACTED],2020_1008.docx	206,215,073	MP3 Audio	10/8/2020 10:54 PM
Compl2020-231, Joseph Swaleh,2020_0910.docx	19,248	Microsoft Word Document	10/9/2020 9:00 AM
Compl2020-231, Joseph Swaleh,2020_0910.docx	110,129,654	MP3 Audio	9/10/2020 10:54 PM
Compl2020-231, [REDACTED],2020_0924.docx	19,027	Microsoft Word Document	10/9/2020 9:00 AM
Compl2020-231, [REDACTED],2020_0924.docx	239,971,809	MP3 Audio	9/24/2020 10:54 PM
Compl2020-231, Kevin Spring,2020_0909.docx	19,109	Microsoft Word Document	10/9/2020 9:00 AM
Compl2020-231, Kevin Spring,2020_0909.docx	85,600,674	MP3 Audio	9/9/2020 9:00 AM

Filename	Filesize	Filetype	Last modified	Owner
Edgerton.MP3	36,636,076	MP3 A...	10/5/2020 2:53:48 PM	
Compl2020-231, Kevin Spring,2020_0909.MP3	85,600,674	MP3 A...	10/9/2020 2:57:36 PM	
Compl2020-231, Kevin Spring,2020_0909.docx	19,109	Micros...	10/9/2020 2:57:05 PM	
Compl2020-231, [REDACTED],2020_0924.MP3	239,971,809	MP3 A...	10/9/2020 2:58:06 PM	
Compl2020-231, [REDACTED],2020_0924.docx	19,027	Micros...	10/9/2020 2:56:28 PM	
Compl2020-231, Joseph Swaleh,2020_0910.MP3	110,129,654	MP3 A...	10/9/2020 2:56:28 PM	
Compl2020-231, Joseph Swaleh,2020_0910.docx	19,248	Micros...	10/9/2020 2:55:40 PM	
Compl2020-231, [REDACTED],2020_1008.MP3	206,215,073	MP3 A...	10/9/2020 2:51:04 PM	
Compl2020-231, [REDACTED],2020_1008.docx	19,294	Micros...	10/9/2020 2:55:40 PM	
Compl2020-177, Sodd Edgerton, 2020, 1005.docx	19,247	Micros...	10/5/2020 2:48:50 PM	
COMPLETED		File fol...	10/9/2020 12:59:50 PM	

Aurelio (Ray) Villegas
Sacramento Police Department
Sergeant – Internal Affairs Division
Office: [REDACTED]
Cell: [REDACTED]

From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Friday, October 9, 2020 1:54 PM
To: Ray Villegas <AVillegas@pd.cityofsacramento.org>
Subject: Uploading Transcripts

Thanks for doing this!!!

The audio Files are on the S: Drive / IA / Landberg / 2020-231 / Audio

1. Spring Interview – Officer Kevin Spring, SPOA Paul Brown, Det. Alonso, Sgt. Landberg
2. Swaleh Interview – Officer Joseph Swaleh, SPOA Paul Brown, Det. Alonso, Sgt. Landberg
3. [REDACTED] Interview - Sgt. [REDACTED], SPOA Tim Davis, Det. Alonso, Sgt. Landberg (Note- I was told to clarify that we don't want the video playback transcribed)
4. [REDACTED] Interview – Officer [REDACTED], Attorney Seth Nunley, Det. Alonso, Sgt. Landberg (Note- I was told to clarify that we don't want the video playback transcribed)

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
5760 Freeport Blvd, Sacramento CA 95820
Office [REDACTED]

Gerald Landberg

From: Austin Hollibaugh [REDACTED]
Sent: Friday, October 9, 2020 3:48 PM
To: Gerald Landberg
Subject: Re: Internal Affairs Interview

Good Afternoon Sgt. Landberg,
I have received this email.

Thank you in advance.
Austin Hollibaugh

On Oct 9, 2020, at 3:01 PM, Gerald Landberg <GLandberg@pd.cityofsacramento.org> wrote:

Officer Hollibaugh,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday October 15th at 1000 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED]-[REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Friday, October 16, 2020 2:01 PM
To: David Matthew
Cc: Greg Halstead; Tim Davis Sr.
Subject: Internal Affairs Interview

Officer Costan,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegation of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday October 22nd at 0900 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
5760 Freeport Blvd, Sacramento CA 95820
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Friday, October 16, 2020 7:34 PM
To: Austin Hollibaugh
Subject: Re:

I completely understand. We didn't feel your question was inappropriate or meant to be negative. Have a good weekend.

Sent from my iPhone

> On Oct 16, 2020, at 5:48 PM, Austin Hollibaugh <[REDACTED]> wrote:

>

> Sorry to bother you Sgt. Landberg.

> I was thinking about when I asked if the department was planning on letting me go if there is any way I could be notified at the earliest convenience. I hope that wasn't taking like I don't want to work for the department . I absolutely want to continue to work for the department , however I also have to worry about my family in the worst case scenario.

>

> Sorry to bother you again I just hope what was said wasn't taken the wrong way.

>

> Have a good night Sgt.

>

> Austin Hollibaugh

Gerald Landberg

From: David Matthew [REDACTED]
Sent: Monday, October 19, 2020 7:47 PM
To: Gerald Landberg
Subject: Re: Internal Affairs Interview

I just returned to Sacramento tonight. I copy and understand this email.
-David Costan

On Fri, Oct 16, 2020 at 2:00 PM Gerald Landberg <GLandberg@pd.cityofsacramento.org> wrote:

Officer Costan,

You have been identified as an

accused employee in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegation of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*

- *Dishonesty*

Please respond to the Internal Affairs office ([5760 Freeport Blvd](#)) on **Thursday October 22nd at 0900 hrs.**

The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation.

Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm

receipt.

Respectfully,

Sgt. Gerald Landberg #3107

Sacramento Police Department

Internal Affairs Division

[5760 Freeport Blvd, Sacramento CA 95820](#)

[Office \[REDACTED\]](#)

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, October 29, 2020 3:15 PM
To: Seth A. Nunley
Subject: RE: Costan Matter

Good Afternoon,

We will be noticing Officer Costan for a follow up interview. Please forward me his redacted cellular telephone records at your earliest convenience.

Thanks,
Gerald Landberg

From: Seth A. Nunley <snunley@mastagni.com>
Sent: Tuesday, October 27, 2020 3:27 PM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Subject: Costan Matter

Gerald, are you able to call me tomorrow (off the record) to discuss phone records we'd discussed providing you during David's interview? I'm available in afternoon tomorrow 10/28. Thank you.

Seth A. Nunley | 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: [REDACTED] | Cell: [REDACTED]

www.mastagni.com

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Gerald Landberg

From: Seth A. Nunley <snunley@mastagni.com>
Sent: Friday, October 30, 2020 2:38 PM
To: Gerald Landberg
Subject: Costan Matter; LDF/20-2260
Attachments: Verizon-bill-August-24-2020 (002) redacted.pdf

Good afternoon Gerald-

Thank you for the following up. May I prevail upon you to check my availability before deciding on the f/u interview date? Much appreciated.

See attached phone record—let me know of any questions.

Best,

Seth A. Nunley | 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: [REDACTED] | Cell: [REDACTED]

www.mastagni.com

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From: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Sent: Thursday, October 29, 2020 3:15 PM
To: Seth A. Nunley <snunley@mastagni.com>
Subject: RE: Costan Matter

Good Afternoon,

We will be noticing Officer Costan for a follow up interview. Please forward me his redacted cellular telephone records at your earliest convenience.

Thanks,
Gerald Landberg

From: Seth A. Nunley <snunley@mastagni.com>
Sent: Tuesday, October 27, 2020 3:27 PM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>
Subject: Costan Matter

Gerald, are you able to call me tomorrow (off the record) to discuss phone records we'd discussed providing you during David's interview? I'm available in afternoon tomorrow 10/28. Thank you.

Seth A. Nunley | 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: [REDACTED] | Cell: [REDACTED]

www.mastagni.com

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Gerald Landberg

From: David Matthew [REDACTED]
Sent: Thursday, November 12, 2020 6:18 PM
To: Gerald Landberg
Subject: Re: Internal Affairs Interview

I understand and will be there.
-D Costan

On Thu, Nov 12, 2020 at 6:16 PM Gerald Landberg <GLandberg@pd.cityofsacramento.org> wrote:

Officer Costan,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

Please respond to the Internal Affairs office ([5760 Freeport Blvd](#)) on **Thursday November 19th at 0900 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107

Sacramento Police Department

Internal Affairs Division

[5760 Freeport Blvd, Sacramento CA 95820](#)

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, November 12, 2020 6:16 PM
To: 'David Matthew'
Cc: Greg Halstead; Tim Davis Sr.; 'Seth A. Nunley'
Subject: Internal Affairs Interview

Officer Costan,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*

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Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Gerald Landberg
Sent: Thursday, November 19, 2020 1:34 PM
To: David Matthew
Cc: Greg Halstead; Tim Davis Sr.; Seth A. Nunley
Subject: Internal Affairs Interview

Amended Notice

Officer Costan,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*
- *Insubordination*

Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Thursday November 19th at 0900 hrs.** The SPOA has been copied on this correspondence, but you will have to contact and coordinate their participation. Except for your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. Respond to this email to confirm receipt.

Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95820](#)
Office [REDACTED]

Gerald Landberg

From: Seth A. Nunley <snunley@mastagni.com>
Sent: Thursday, November 19, 2020 8:25 PM
To: Gerald Landberg
Cc: David Matthew; Greg Halstead; Tim Davis Sr.
Subject: Re: Internal Affairs Interview

Received—thank you.

Seth A. Nunley, Esq.
Mastagni Holstedt, A.P.C.
Cell: [REDACTED]
Sent from my iPhone

On Nov 19, 2020, at 1:34 PM, Gerald Landberg <GLandberg@pd.cityofsacramento.org> wrote:

Amended Notice

Officer Costan,

You have been identified as an **accused employee** in an Internal Affairs Division (IAD) investigation involving General Offense 20-242901. The following allegations of misconduct have been identified as part of this complaint:

- *Neglect of Duty*
- *Conduct Unbecoming*
- *Dishonesty*
- *Insubordination*

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Respectfully,

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
5760 Freeport Blvd, Sacramento CA 95820
Office [REDACTED]

Gerald Landberg

From: Brenda Perez
Sent: Monday, October 19, 2020 3:10 PM
To: Gerald Landberg
Cc: Joe Bailey; John Lightfoot
Subject: ECO's for 16BR2 & 19BR2
Attachments: ACADEMY-OFFICE_20201019_170537.pdf

Hi Gerald –

Please see the attached for 16BR2 and 19BR2 ECO's.

Brenda

From: scantoemail@pd.cityofsacramento.org <scantoemail@pd.cityofsacramento.org>
Sent: Monday, October 19, 2020 3:06 PM
To: Brenda Perez <BPerez@pd.cityofsacramento.org>
Subject: Scanned image from ACADEMY-OFFICE

Gerald Landberg

From: Janeane Kuxhausen
Sent: Tuesday, December 1, 2020 7:49 AM
To: Gerald Landberg; Doug Nelson
Cc: James Light
Subject: RE: 20-242851

Costan nor Hollibaugh looked at 242851 from the mdt.

From: Gerald Landberg
Sent: Tuesday, November 24, 2020 6:51 PM
To: Doug Nelson
Cc: James Light; Janeane Kuxhausen
Subject: RE: 20-242851

Confirming we are talking about Officer Costan and Officer Hollibaugh not looking at 20-242851? They were dispatched to 20-242901 and we wanted to see if they looked at 20-242851 prior to marking 906. It was a return CFS. On 08/14/20, they were logged on as 1A68 and 1A69.

From: Doug Nelson <DNelson@pd.cityofsacramento.org>
Sent: Thursday, October 29, 2020 9:41 AM
To: Gerald Landberg <GLandberg@pd.cityofsacramento.org>; Lilia Alonso <LAlonso@pd.cityofsacramento.org>
Cc: James Light <JLight@pd.cityofsacramento.org>
Subject: 20-242851

So we did a little research on this call regarding the dispatch, enrt and onscene times being different for a 2 officer car. We found that this print out comes from getting a CAD call then clicking on the call summary tab at the top right hand side, and printing from there. We are going to send this along with the regular CAD call Hardcopy for this call to versaterm to see why they are different.

We also confirmed with Janeane that the officers on this call did not look at the other call number prior to being on scene of the call for service. Janeane was able to do that by looking at their MDT logs via searching our server. This is not something that you or we have access to do. She did confirm that she looked to see if they did a "get call" request or if they did a "query" for the call and was not able to find either of those things in the logs. If they had done a "query" of a "get call" request on the MDT they would show on their logs in the server. I am not sure why those don't show in the remote CAD query log. We are inquiring with versaterm about why that data is left out of the logs that we have access to.

Douglas Nelson
Police Officer
Sustainment Team
dnelson@pd.cityofsacramento.org
[REDACTED]

Gerald Landberg

From: Greg Halstead
Sent: Thursday, December 10, 2020 9:37 AM
To: Gerald Landberg
Subject: SM2020-00174

Take a look at this 914s and see if there value in including it in the Costan [REDACTED] binder.

Lieutenant Greg Halstead
Sacramento Police Department
Internal Affairs Division
[REDACTED]

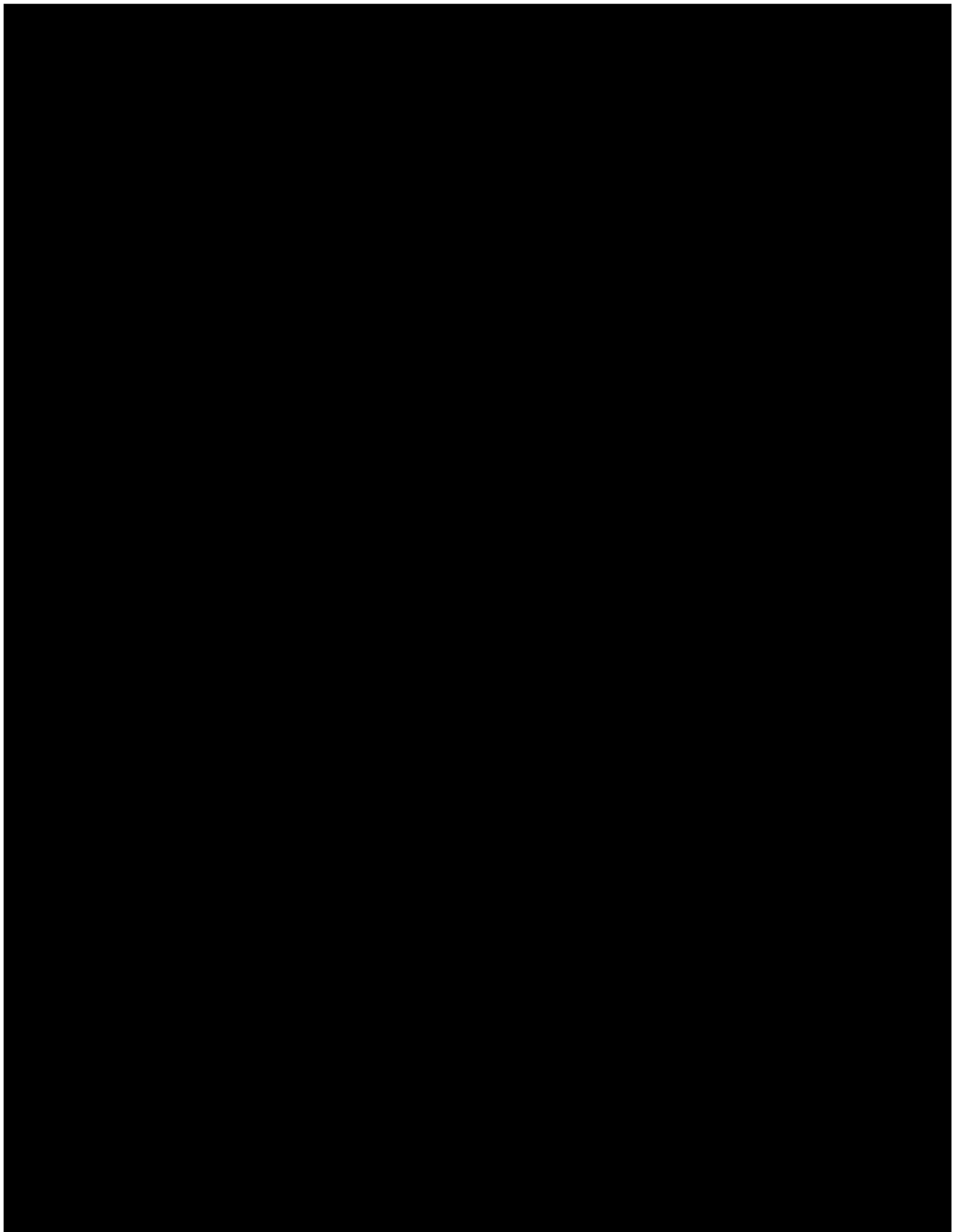
From: [Gerald Landberg](#)
To: [Joseph Swaleh](#)
Cc: [Greg Halstead](#); [Mick Boyd](#); [Tim Davis Sr.](#)
Subject: Internal Affairs Interview
Date: Wednesday, March 3, 2021 2:53:00 PM

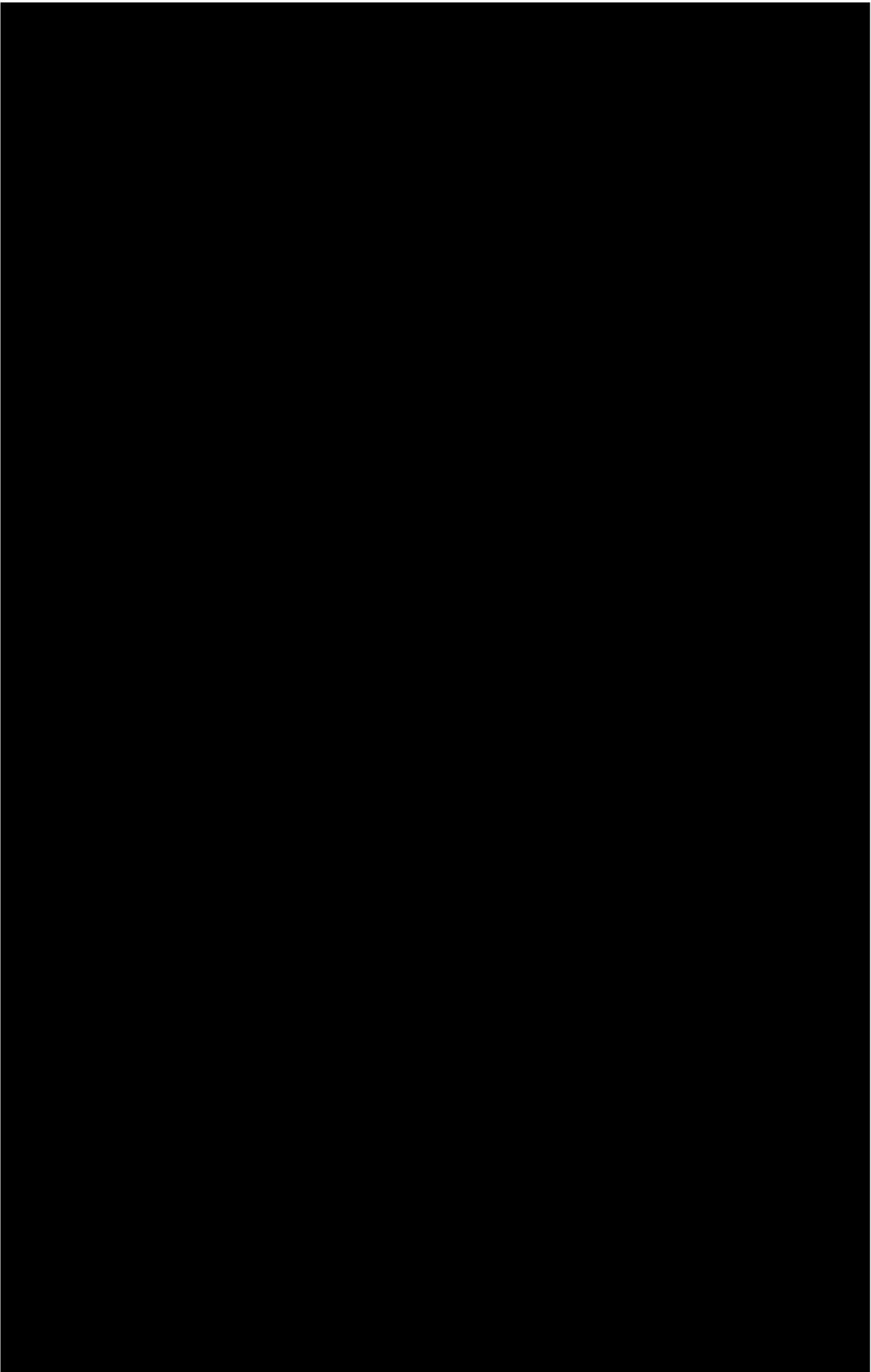
Officer Swaleh,

You have been identified as a **witness** in an Internal Affairs investigation related to call **20-242851** and **20-242901**. Please respond to the Internal Affairs office (5760 Freeport Blvd) on **Wednesday March 10th at 2100 hrs.** As a courtesy, we offer you the opportunity to have an SPOA labor representative present during your interview. The SPOA has been cc'd on this email, but it is up to you to coordinate with them on your behalf.

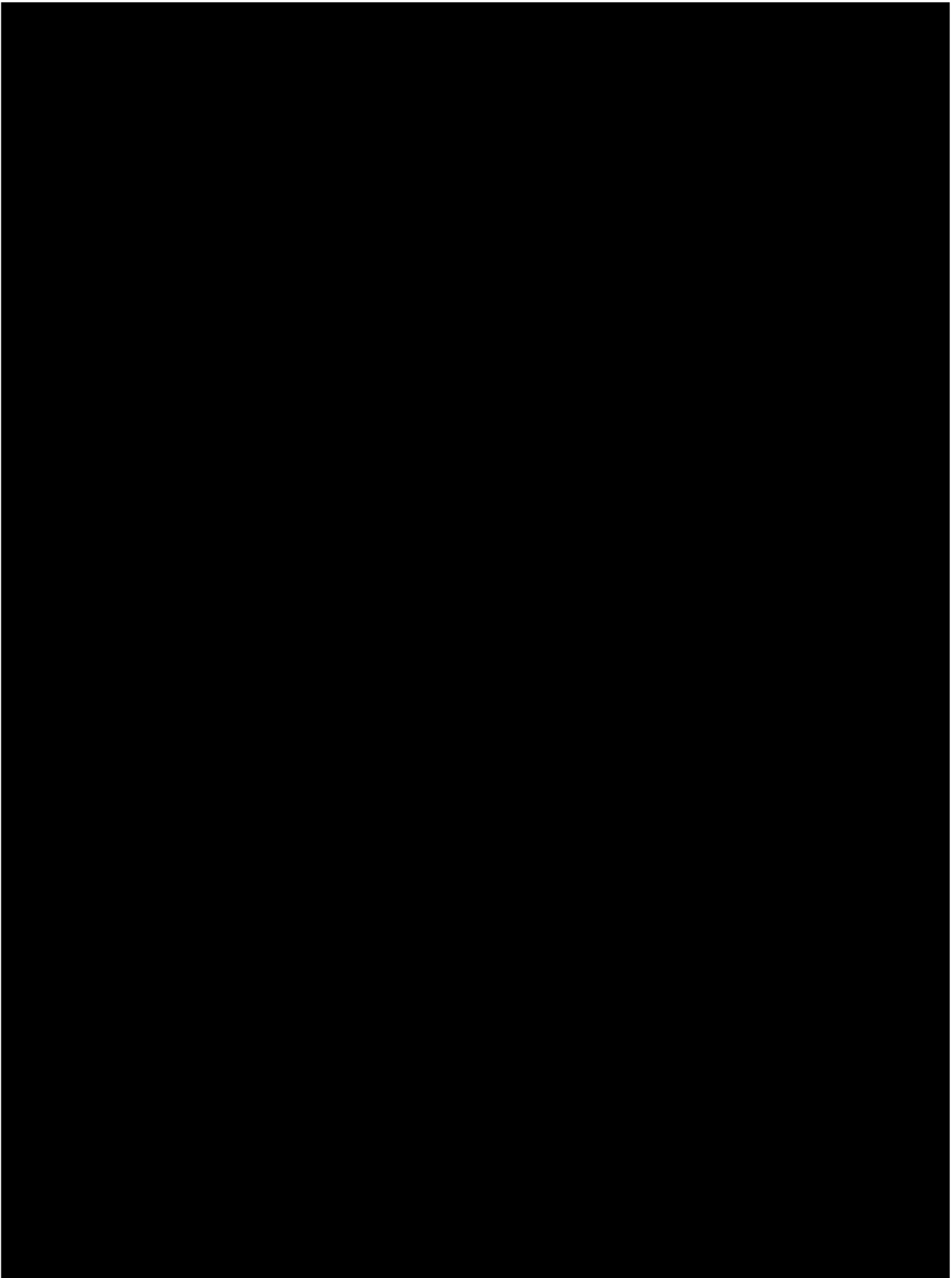
With the exception of your officially appointed labor representative, you are ordered not to discuss this matter with any other Department employee. Please call me at [REDACTED] if you have any questions. **Please respond to this email to confirm the appointment.**

Sgt. Gerald Landberg #3107
Sacramento Police Department
Internal Affairs Division
[5760 Freeport Blvd, Sacramento CA 95822](#)
Office [REDACTED]





■





914S (Supervisor Message) IA No: SM2020-00172 Received: Aug 14, 2020 00:12

Report Number: 20-242901

Involved citizen:

[REDACTED]

Linked phone(s):

Cellphone: [REDACTED]

Officers involved:

Police Officer David M Costan [1019/4447]

Officer current info:

Office: OOO
Division: Patrol
Section: District 6

Snapshot - Officer information at time of incident:

ABRA Number: 4447
Role: Primary Officer
Body worn camera: Worn/Activated
Office: OOO
Division: Patrol
Section: District 6
Rank/title: Police Officer
Age: 29 Years of employment: 4 Years with unit:
Off duty: Off duty employed:

Policy outcome: Not yet entered

Police Officer Austin Hollibaugh [0412/4808]

Officer current info:

Office: OOO
Division: Patrol
Section: District 6

Snapshot - Officer information at time of incident:

ABRA Number: 4808
Role: Secondary Officer
Body worn camera: Worn/Activated
Office: OOO
Division: Patrol
Section: District 6
Rank/title: Police Officer
Age: 24 Years of employment: 1 Years with unit:
Off duty: Off duty employed:

Policy outcome: Not yet entered

Summary:

Describe the nature of the 914S:

This is a brief summary of my findings.

On 8/14/20, I received a 914S complaint regarding calls 20-242901 and 20-242851. The complainant on this 914S is [REDACTED]. Both calls for service were cleared by officers as 415DV only. I spoke to [REDACTED] over the phone. He stated that he told officers on both calls for service that his wife had assaulted him, and the officers didn't do anything. He further stated that the officers made threats to arrest him if he didn't allow his kids to leave with his wife. I asked [REDACTED] how he would like me to handle this complaint. He stated he would like me to address any issue I see stemming from the body worn camera review with the officers and does not want to elevate this to a formal complaint. My body worn camera was on and recorded my conversation with [REDACTED].

I reviewed the body worn camera footage associated with 20-242851. This was the first call of the night. Officer Swaleh, Officer Spring and Officer [REDACTED] responded to this call. When officers first arrived on scene, Officer [REDACTED] asked [REDACTED] if everyone was alright. [REDACTED] pointed to his forehead. Officer [REDACTED] shined his flashlight onto his forehead and said he didn't see anything there. Officer [REDACTED] asked when this had happened, and he said earlier today about 10 minutes ago. He then said something to the effect of "just grabbing things." [REDACTED] did not mention anything about an assault or elaborate on what happened to his forehead. [REDACTED] advised Officers that he and his wife got into an argument because his wife drove off while he was still putting the seat belts on his kids in the back of the van. Officers mediated the incident and cleared the call.

I reviewed the body worn camera footage associated with 20-242901. This was the second call of the night. Officer Costan and Officer Hollibaugh responded to this call. Officer Hollibaugh spoke to [REDACTED]. [REDACTED] relayed to Officer Hollibaugh that his wife had hit him 5 times already tonight and 2 more times since the last call for service. Officer Hollibaugh told [REDACTED] that the previous officers conducted the investigation regarding that incident, and he will talk to those officers regarding their findings.

Officer Costan spoke to the female half [REDACTED]. She said her husband hit her in the chest area. At one point, Officer Costan told [REDACTED] something to the effect of, we can do this the hard way and take you to jail because you were the primary aggressor on these two calls. The wife and kids ended up leaving the scene to stay with family. Officer Costan gave me a phone update regarding this call. He stated that this was a 415DV only.

What CAD call numbers are related?

20-242938 (914S)

20-242851 (Previous 415DV)

Was citizen satisfied with explanation of incident? (Yes or No)

Yes.

Was Internal Affairs notified to follow up? (Yes or No)

Yes.

8/31/2020: This Blue Team will not be sent out due to related IA case. C.B.

When/where:

Date/time occurred: Aug 14 2020 00:12

Incident location: 5118 Stockton Blvd. Sacramento CA 95817 Precinct: 6B

County: 6 - East

Auto-linked incidents (Linked through common Report Number)

20-242901: IAD Investigation

Status/assignment information:

Status: Completed

Opened: Assigned: Due: 08/14/2020 Completed: 08/31/2020

Disposition: N/A

Unit assigned: PSU
Handled at field/unit level: No
Investigator assign: AA Colleen Barker #6445
Supervisor assign: Sgt. Clayton Buchanan #3134
Source of information:

Organizational component(s):

Office: OOO
Division: Patrol
Section: District 6

BlueTeam chain routings

Aug 24, 2020 05:51: Sent from Admin Analyst Colleen Barker [6445/3668] to [REDACTED] Police Sergeant [REDACTED]

Instructions:

Hello,

Sending back at your request.

Colleen

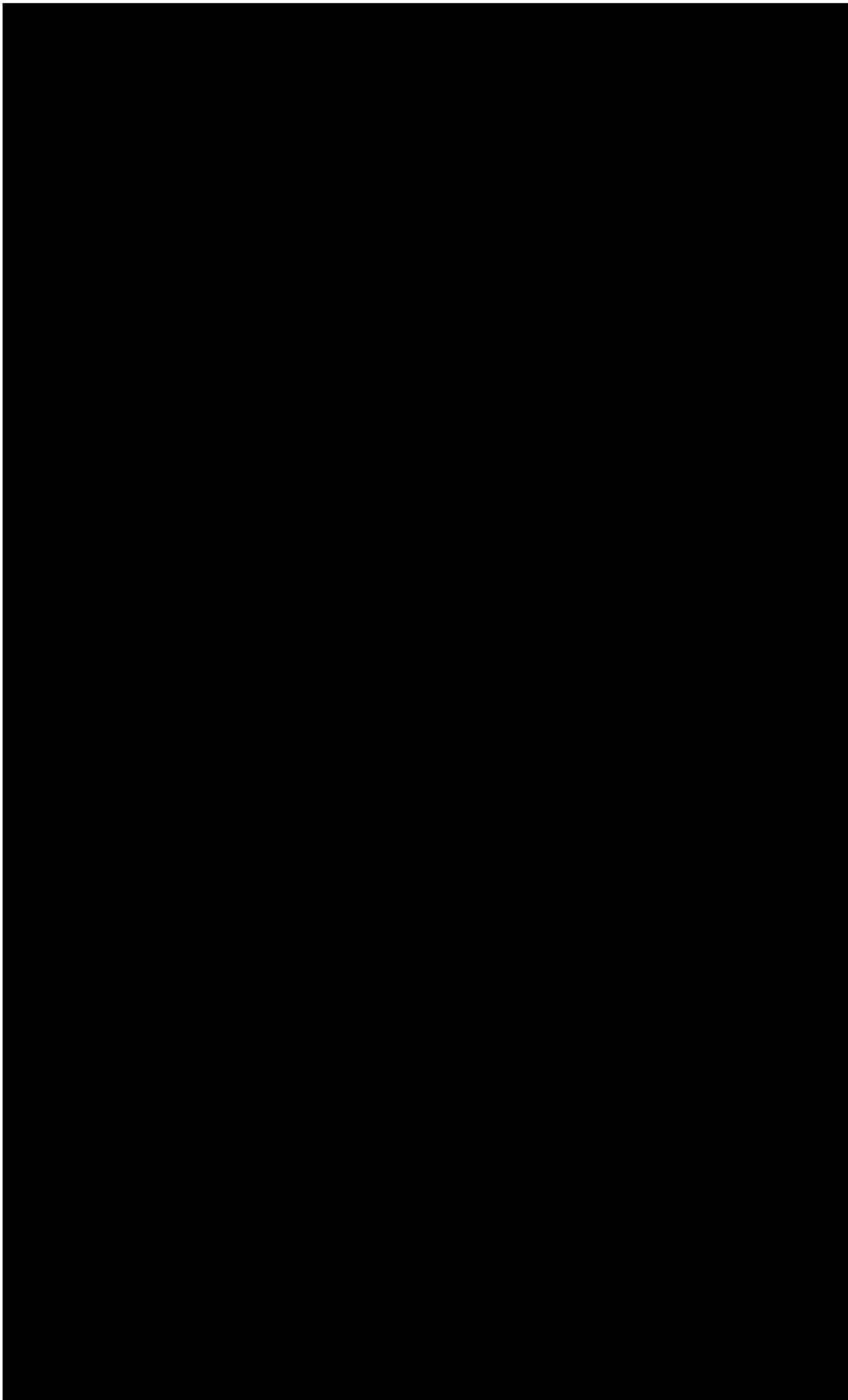
Reviewed by Police Sergeant [REDACTED] on Aug 28, 2020 at 21:57

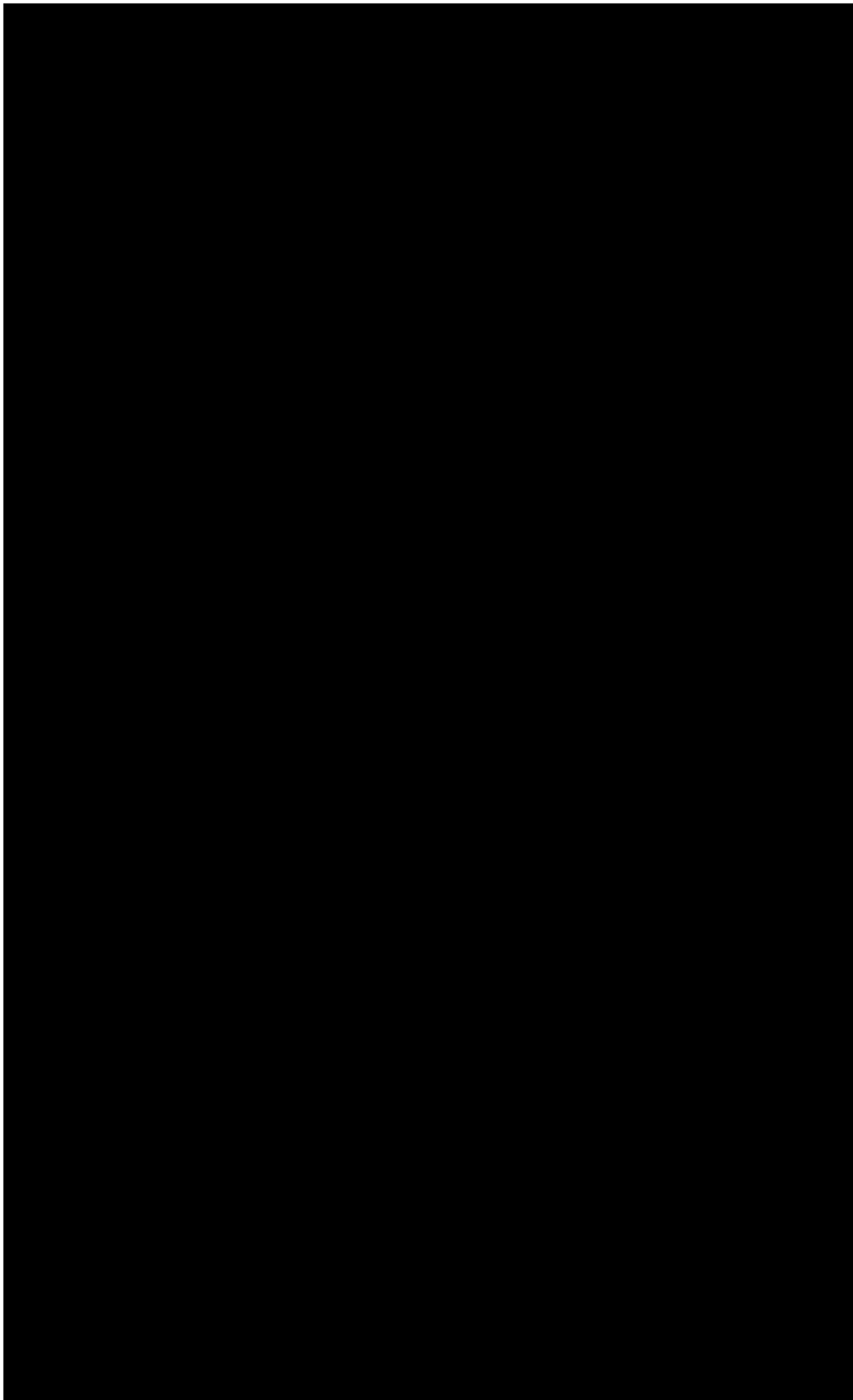
Decision: Approved

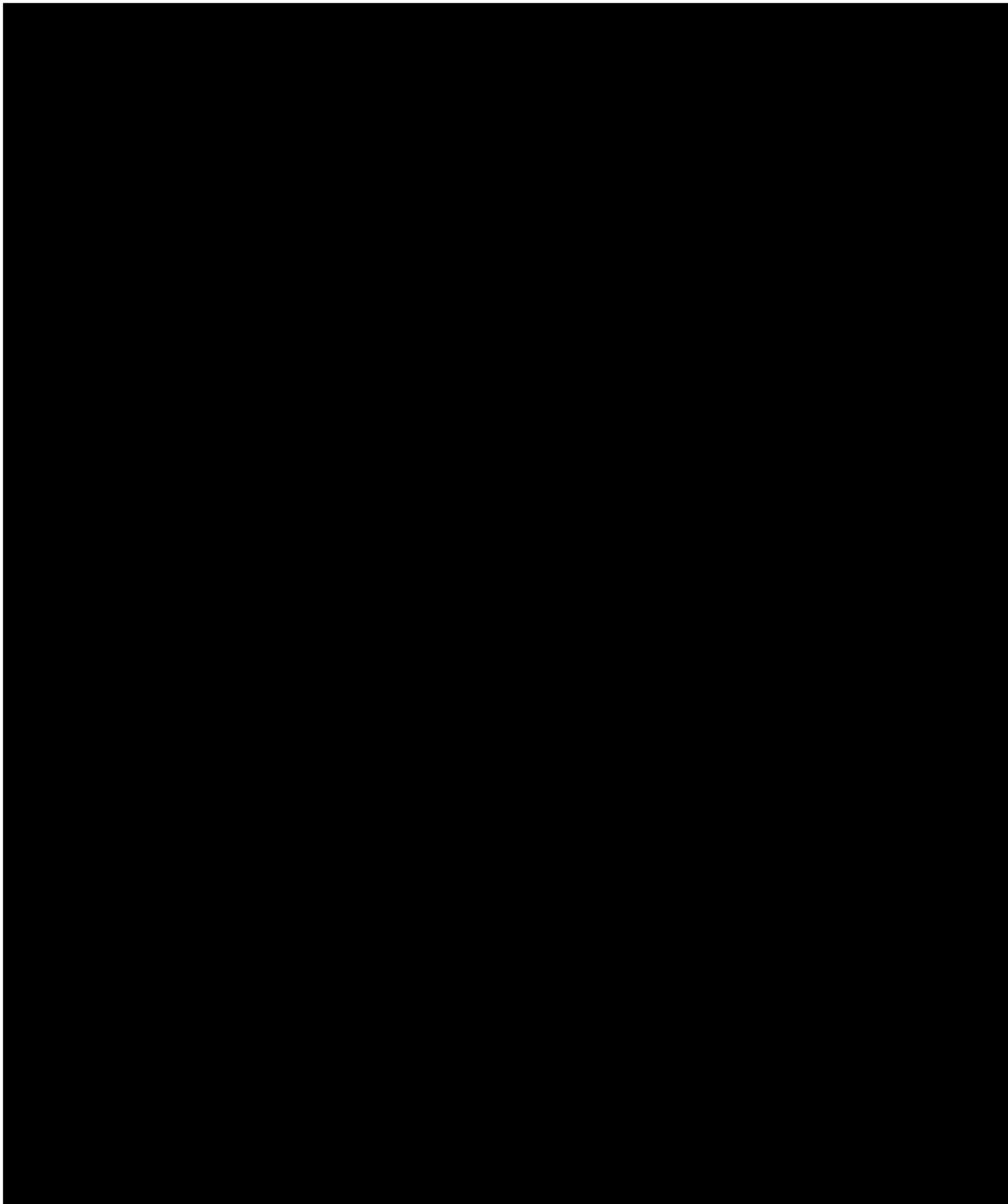
Reviewer comment:

[Pipelined assignment marked complete by Police [REDACTED]

**Entered via BlueTeam by: Police Sergeant [REDACTED]
[REDACTED] on Aug 16, 2020 at 03:49**







SACRAMENTO POLICE DEPARTMENT
DISPATCH ACTIVITY REPORT

Communications D.A.R. #

Date of Request 08/27/20 Date Needed ASAP

Requestor Sgt. Landberg ID # 3107

Agency/Division Sacramento Police Department / Internal Affairs Phone [REDACTED]

Reason Investigation

*REQUEST FOR:

- 911/Incoming telephone calls
- Audio Recording(s) of Radio Dispatch Traffic
- Incident History – For SPD Investigation (No Certification Needed)
- Incident History – For District Attorney, Public Defender, or Private Attorney (Certification Needed)
Attorney's Name: _____
- Unit History
- Message Logging (CLETS, TO Message etc. – specify in Details)
- Other (specify in Details)

*SHADED AREA: A SELECTION MUST BE MADE IN ORDER TO PROCESS THE REQUEST.

Call # 20-242851 Time(s) 2310 hrs Date(s) 08/13/2020 Type 273.5P

Location 5118 Stockton Blvd Report # 20-242851

Unit(s) Assigned 2A62, 1A65 Reporting Party [REDACTED]

Officer(s) Assigned (Badge/Name if known) 2A62(Spring #1006 / [REDACTED]) and 1A65 (Swaleh #900)

Details (Include subject/suspect name(s) if known):

Please provide the requested material associated with 20-242851 (273.5P).

I hereby certify that the reports and information requested shall be used for professional law enforcement or criminal justice purposes only. I further certify that the requested reports and information shall neither be used in any manner to harass, degrade, humiliate, or intimidate any person; nor shall such reports or information be compiled or maintained as a dossier for reasons other than law enforcement or criminal justice purposes. ***In addition, I certify that the reports and information shall not be copied or distributed outside of the requesting agency without written consent from the Sacramento Police Department.***

SIGNED: _____
(Requires signature of Sergeant or above)

COMMUNICATIONS DIVISION USE:

Assigned To: _____ Date: _____ Date Completed: _____ Date Returned: _____

Comments:

SACRAMENTO POLICE DEPARTMENT
DISPATCH ACTIVITY REPORT

Communications D.A.R. #

Date of Request 08/27/20 Date Needed ASAP

Requestor Sgt. Landberg ID # 3107

Agency/Division Sacramento Police Department / Internal Affairs Phone [REDACTED]

Reason Investigation

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SIGNED: _____
(Requires signature of Sergeant or above)

COMMUNICATIONS DIVISION USE:

Assigned To: _____ Date: _____ Date Completed: _____ Date Returned: _____

Comments: _____

SACRAMENTO POLICE DEPARTMENT
DISPATCH ACTIVITY REPORT

Communications D.A.R. #

Date of Request 08/27/20 Date Needed ASAP

Requestor Sgt. Landberg ID # 3107

Agency/Division Sacramento Police Department / Internal Affairs Phone [REDACTED]

Reason Investigation

*REQUEST FOR:

- 911/Incoming telephone calls
- Audio Recording(s) of Radio Dispatch Traffic
- Incident History – For SPD Investigation (No Certification Needed)
- Incident History – For District Attorney, Public Defender, or Private Attorney (Certification Needed)
Attorney's Name: _____
- Unit History
- Message Logging (CLETS, TO Message etc. – specify in Details)
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Location 5118 Stockton Blvd Report # 20-242851

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SIGNED: _____
(Requires signature of Sergeant or above)

COMMUNICATIONS DIVISION USE:

Assigned To: _____ Date: _____ Date Completed: _____ Date Returned: _____

Comments: _____

Officer Swaleh (1A65) Messages related to CAD Call 20-242851 and 20-242901

1A65
FR
MS
8/13/2020 11:25:06 PM
[Badge1# 4486] 232505 1954953 6720492 38.5289884 -121.4447988 31.82 6.6 0 251.8 N N TXT/DEST/:SA:242851
MSG/keep an eye out for SEVEN kids THID/_4UBEHAMPC8GK F1/:SA:242851

1A65
TO
MS
8/13/2020 11:25:24 PM
[FROM UNIT: ██████████] U2A62 23:25 im gonna assume this large van <!XS> <XF TP=MC>
<STID>_4UBEHAMPC8GK <STO>:SA:242851 <SRL>:SA:242851 </XF> <!XE>

1A65
TO
MS
8/13/2020 11:40:21 PM
[FROM UNIT: ██████████] HSR6 23:40 1A65 2A62, WANA HANDLE 2860 AROUND THE CORNER WHEN YOU'RE
DONE PLZ =] =] <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65
FR
MS
8/14/2020 1:30:20 AM
[Badge1# 4486] 013018 1958745 6717378 ██████████ -3.28 0 0 91.6 N N TXT/DEST/U1A68 MSG/are you
guys still on that dv? THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
FR
MS
8/14/2020 1:31:27 AM
[Badge1# 4486] 013124 1957833 6719451 38.5369133 -121.4483772 12.47 49.6 0 156.8 N N TXT/DEST/U1A68 MSG/i
dealt with them earlier tonight THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
TO
MS
8/14/2020 1:33:18 AM
[FROM UNIT: ██████████] U1A68 01:33 whole lotta nonsense.. took forever but we finally got family to come take mom
and 7kids elsewhere for the night. <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC <SRL>U1A68,U1A65 </XF> <!XE>

1A65
FR
MS
8/14/2020 1:34:23 AM
[Badge1# 4486] 013422 1953571 6723941 ██████████ 32.15 38.4 0 268.9 N N TXT/DEST/U1A68 MSG/yeah
it was a circus earlier too....sorry you guys had to handle it THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
TO
MS
8/14/2020 1:34:52 AM
[FROM UNIT: ██████████] U1A68 01:34 no apologies.. you owe us lol <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC
<SRL>U1A68,U1A65 </XF> <!XE>

1A65
FR
MS
8/14/2020 1:34:59 AM
[Badge1# 4486] 013458 1953533 6721664 ██████████ 20.67 42.3 0 269.8 N N TXT/DEST/U1A68
MSG/fasho THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
TO
MS
8/14/2020 1:36:32 AM
[FROM UNIT: ██████████] HSR3 01:36 1A65 1A79, PER 1A68.....HE AND AND 1A69 WILL BE ER ON THIS IN A
MOMENT IF YOU WANT TO C4 <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

Officers Spring / ██████████ (2A62) Messages related to CAD Call 20-242851 and 20-242901

2A62

TO
MS
8/13/2020 11:25:07 PM
[FROM UNIT: ██████████] U1A65 23:25 keep an eye out for SEVEN kids <!XS> <XF TP=MC>
<STID> _4UBEHAMPC8GK <STO>:SA:242851 <SRL>:SA:242851 </XF> <!XE>

2A62
FR
MS
8/13/2020 11:25:23 PM
[Badge1# 4451] [Badge2# ██████████] 232520 1954962 6720322 38.5290146666667 -121.445395166667 -18.1 5.1 305.61 N N
TXT/DEST/:SA:242851 MSG/im gonna assume this large van THID/_4UBEHAMPC8GK F1/:SA:242851

2A62
TO
MS
8/13/2020 11:40:22 PM
[FROM UNIT: ██████████] HSR6 23:40 1A65 2A62, WANA HANDLE 2860 AROUND THE CORNER WHEN YOU'RE
DONE PLZ =] => <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

Officer Costan (1A68) Messages related to CAD Call 20-242851 and 20-242901

1A65
FR
MS
8/14/2020 1:30:20 AM
[Badge1# 4486] 013018 1958745 6717378 38.539453 -121.4556045 -3.28 0 0 91.6 N N TXT/DEST/U1A68 MSG/are you
guys still on that dv? THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
FR
MS
8/14/2020 1:31:27 AM
[Badge1# 4486] 013124 1957833 6719451 ██████████ 12.47 49.6 0 156.8 N N TXT/DEST/U1A68 MSG/i
dealt with them earlier tonight THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
TO
MS
8/14/2020 1:33:18 AM
[FROM UNIT: ██████████] U1A68 01:33 whole lotta nonsense.. took forever but we finally got family to come take mom
and 7kids elsewhere for the night. <!XS> <XF TP=MC> <STID> _4UBEI95QVPQC <SRL>U1A68,U1A65 </XF> <!XE>

1A65
FR
MS
8/14/2020 1:34:23 AM
[Badge1# 4486] 013422 1953571 6723941 38.5251349 -121.4327748 32.15 38.4 0 268.9 N N TXT/DEST/U1A68 MSG/yeah
it was a circus earlier too....sorry you guys had to handle it THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65
TO
MS
8/14/2020 1:34:52 AM
[FROM UNIT: ██████████] U1A68 01:34 no apologies.. you owe us lol <IXS> <XF TP=MC> <STID>_4UBEI95QVPQC
<SRL>U1A68,U1A65 </XF> <!XE>

1A65
FR
MS
8/14/2020 1:34:59 AM
[Badge1# 4486] 013458 1953533 6721664 38.5250676 -121.4407329 20.67 42.3 0 269.8 N N TXT/DEST/U1A68
MSG/fasho THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A68

FR

SO

8/13/2020 9:39:12 PM

[Vehicle# 12074] [Badge1# 4447] [REDACTED] 213906 1979539 6705007 38.5967454 -121.4984553 -74.15 0 0 0 N N

TX/VER/18.5 LAN/A ENV/ LTID/VEH12074 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1A68 TYPE/PT

ZON1/6C ZON2/P6 OFF1/4447 PAS1/***** DUT1/RFL PRT1/P25147 VEH/12074 ROK/Y MOK/Y LOK/Y

PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A68

FR

MS

8/13/2020 9:48:51 PM

[Badge1# 4447] 214849 1969625 6701462 38.5695762 -121.5110433 13.45 54.2 0 234.9 N N TXT/DEST/HSR6 MSG/ert to
6a csall THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

FR

MS

8/13/2020 9:52:52 PM

[Badge1# 4447] 215249 1963633 6723068 38.5527786 -121.4356083 -10.5 68.4 0 114.6 N N TXT/DEST/HSR6 MSG/i can go on the 211a with c67. c4 a79 THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

FR

MS

8/13/2020 9:55:56 PM

[Badge1# 4447] 215552 1964411 6739887 38.5546118 -121.376776 22.97 50.7 0 146.7 N N TXT/DEST/HSR6

MSG/sooooo does he mean thats a c4 then? THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 10:06:59 PM

[FROM UNIT: ██████████] U1A69 22:06 you want me to c4 67 or you good <!XS> <XF TP=MC>
<STID>_4UBEGP38DKBV <SRL>U1A69,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 10:07:29 PM

[Badge1# 4447] 220723 1964376 6730591 38.5546873 -121.409283 30.84 27.4 0 1 N N TXT/DEST/U1A69 MSG/nah.. he
might actually have to do something lol THID/_4UBEGP38DKBV F1/U1A68,U1A69

1A68

FR

MS

8/13/2020 10:28:29 PM

[Badge1# 4447] 222828 1963573 6730553 38.5524838 -121.4094356 34.12 4.3 0 180.6 N N TXT/DEST/:SA:242800

MSG/yahh novak c4... its a report THID/_4UBEGV1S225W F1/:SA:242800

1A68

TO

MS

8/13/2020 10:28:37 PM

[FROM UNIT: ██████████] U1C63 22:28 ty <!XS> <XF TP=MC> <STID>_4UBEGV1S225W <STO>:SA:242800
<SRL>:SA:242800 </XF> <!XE>

1A68

TO

MS

8/13/2020 10:28:59 PM

[FROM UNIT: ██████████] HSR6 22:28 1A68,20 AGO AT THE TIME,2140 ISH <!XS> <XF TP=MC> <STID> <STO>
<SRL> </XF> <!XE>

1A68

FR

MS

8/13/2020 10:29:28 PM

[Badge1# 4447] 222924 1962587 6730596 38.5497734 -121.409307 22.64 0 0 173.9 N N TXT/DEST/HSR6 MSG/just wnted to make sure it was more of a rpt call before i c4d my cover. THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

FR

MS

8/13/2020 10:30:05 PM

[Badge1# 4447] 223005 1962586 6730596 38.549773 -121.4093075 22.97 0 0 173.9 N N TXT/DEST/HSR6 MSG/is there any way we can contact Chimas towing and figure out what tow drivers might have been there if none are 906 when i get out there? THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 10:30:06 PM

[FROM UNIT: [REDACTED]] HSR6 22:30 1A68,OH YA FOR SURE <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

TO

MS

8/13/2020 10:30:17 PM

[FROM UNIT: [REDACTED]] HSR6 22:30 1A68,SURE THING <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

FR

MS

8/13/2020 10:30:56 PM

[Badge1# 4447] 223056 1960025 6730663 38.5427376 -121.4091325 27.56 46.6 0 181 N N TXT/DEST/HSR6 MSG/ty
THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 10:31:09 PM

[FROM UNIT: [REDACTED]] HSR6 22:31 EXTRA PATROL REQ IN 6B***,(REVIEW POLICE CALL SA242815) ALL
UNITS BROADCAST 6000 61ST ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A68

TO

MS

8/13/2020 10:37:19 PM

[FROM UNIT: ██████████] HSR4 22:37 BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL SA242811) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A68

TO

MS

8/13/2020 10:38:17 PM

[FROM UNIT: [REDACTED]] HSR6 22:38 1A68,COPY LAST? <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

FR

MS

8/13/2020 10:39:53 PM

[Badge1# 4447] 223951 1950369 6730472 38.5162278 -121.4100185 27.23 0 0 278.1 N N TXT/DEST/HSR6 MSG/can i get there number. theres clear footage of a chimas tow truck here... THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 10:40:28 PM

[FROM UNIT: [REDACTED]] HSR6 22:40 FYI***** SUICIDAL SUBJ IN BLU MAZD [REDACTED] ****,(REVIEW POLICE
CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO>
<SRL>HSR6 </XF> <!XE>

1A68

TO

MS

8/13/2020 10:42:38 PM

[FROM UNIT: ██████████] HSR6 22:42 1A68, FORWARD: FROM: SD9 SR6, 916 568 6905 <IXS> <XF TP=MC>
<STID> <STO> U1A68 <SRL> </XF> <!XE>

1A68

FR

MS

8/13/2020 10:43:15 PM

[Badge1# 4447] 224310 1950377 6730467 38.5162506 -121.4100343 27.89 0 0 278.1 N N TXT/DEST/HSR6 MSG/ty
THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 10:43:21 PM

[FROM UNIT: [REDACTED]] HSR6 22:43 1A68,DE NADA <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A68

TO

MS

8/13/2020 10:45:06 PM

[FROM UNIT: ██████████] HSR4 22:45 BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A68

TO

MS

8/13/2020 11:15:50 PM

[FROM UNIT: [REDACTED]] U2C78 23:15 could we borrow you for a few minutes on our call plz? were waiting on a tow
and we need to book some property <!XS> <XF TP=MC> <STID>_4UBEH80H1UN8 <SRL>U2C78,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:19:26 PM

[Badge1# 4447] 231923 1961047 6727704 38.5455961 -121.419452 14.44 0 0 338.2 N N TXT/DEST/U2C78 MSG/sorry. i was using the RR and just saw this message and am already dispatched. THID/_4UBEH80H1UN8 F1/U1A68,U2C78

1A68

TO

MS

8/13/2020 11:21:48 PM

[FROM UNIT: ██████████] U2C78 23:21 those 505ers are so irritating. its all good <!XS> <XF TP=MC>
<STID>_4UBEH80H1UN8 <SRL>U2C78,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:23:13 PM

[Badge1# 4447] 232312 1964835 6721200 38.5561114 -121.442113 -13.45 68.2 0 298.1 N N TXT/DEST/U2C78

MSG/agreed. its dumb that the neighborhood wanted those lights and now complains constantly about the ppl it attracts

THID/_4UBEH80H1UN8 F1/U1A68,U2C78

1A68

TO

MS

8/13/2020 11:28:46 PM

[FROM UNIT: ██████████] U1A69 23:28 im blacked out down here gonna see if anyone 505s <!XS> <XF TP=MC>
<STID>_4UBEHBMGIMBC <STO>:SA:242852 <SRL>:SA:242852 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:28:57 PM

[Badge1# 4447] 232853 1974298 6717047 [REDACTED] 9.51 20.4 0 76.3 N N TXT/DEST/:SA:242852

MSG/ck... ill push them out that way THID/_4UBEHBMGIMBC F1:SA:242852

1A68

TO

MS

8/13/2020 11:30:35 PM

[FROM UNIT: ██████████] U1A69 23:30 wanna tow these ?? <!XS> <XF TP=MC> <STID>_4UBEHBMGIMBC
<STO>:SA:242852 <SRL>:SA:242852 </XF> <!XE>

1A68

TO

MS

8/13/2020 11:30:38 PM

[FROM UNIT: ██████████] U1A69 23:30 or let em go <!XS> <XF TP=MC> <STID>_4UBEHBMGIMBC
<STO>:SA:242852 <SRL>:SA:242852 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:31:47 PM

[Badge1# 4447] 233143 1974621 6718241 38.5830316 -121.4522523 25.92 10.7 0 345.1 N N TXT/DEST/:SA:242852

MSG/let em go THID/_4UBEHBMGIMBC F1/:SA:242852

1A68

TO

MS

8/13/2020 11:37:59 PM

[FROM UNIT: [REDACTED] U3CS25 23:37 I got that ! <IXS> <XF TP=MC> <STID>_4UBEHE7016RM
<SRL>U3CS25,U1A68 </XF> <!XE>

1A68

TO

MS

8/13/2020 11:38:05 PM

[FROM UNIT: ██████████] U3CS25 23:38 lol you took it before I could even reply ! <!XS> <XF TP=MC>
<STID>_4UBEHE7016RM <SRL>U3CS25,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:38:30 PM

[Badge1# 4447] 233825 1973335 6721885 38.5794388 -121.4395343 -19.36 40.5 0 115.9 N N TXT/DEST/U3CS25

MSG/you sure? THID/_4UBEHE7016RM F1/U1A68,U3CS25

1A68

TO

MS

8/13/2020 11:38:49 PM

[FROM UNIT: [REDACTED]] U3CS25 23:38 yea I got it <IXS> <XF TP=MC> <STID>_4UBEHE7016RM
<SRL>U3CS25,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:39:18 PM

[Badge1# 4447] 233916 1971204 6723500 38.5735599 -121.4339321 21.65 36.2 0 169.6 N N TXT/DEST/U3CS25 MSG/III
go out and make sure no one is in it and bounce when you get there so we dont have cross station contamination crap lol
THID/_4UBEHE7016RM F1/U1A68,U3CS25

1A68

TO

MS

8/13/2020 11:39:39 PM

[FROM UNIT: ██████████] U3CS25 23:39 hahah alright cool thanks <!XS> <XF TP=MC> <STID>_4UBEHE7016RM
<SRL>U3CS25,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:49:55 PM

[Badge1# 4447] 234949 1971546 6728420 38.5744118 -121.4167134 28.54 0 0 33.1 N N TXT/DEST/HSR6 MSG/can you start a tow for this car pls? THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 11:50:22 PM

[FROM UNIT: [REDACTED]] HSR6 23:50 1A68,SURE THING <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

TO

MS

8/13/2020 11:50:31 PM

[FROM UNIT: [REDACTED]] HSR6 23:50 1A68,STILL NEED THE R/O CHK? <IXS> <XF TP=MC> <STID> <STO>
<SRL> </XF> <!XE>

1A68

FR

MS

8/13/2020 11:51:23 PM

[Badge1# 4447] 235121 1971546 6728420 38.574412 -121.4167139 28.54 0 0 33.1 N N TXT/DEST/HSR6 MSG/and if you could, can you chk who was doing supemp at this raleys ? yah, do the RO check still. im doubtful, but the screwdriver is a clue lol THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 11:51:41 PM

[FROM UNIT: ██████████] HSR6 23:51 1A68, THAT IS A GOOD CLUE LOL LET ME CHK <IXS> <XF TP=MC>
<STID> <STO> <SRL> </XF> <!XE>

1A68

TO

MS

8/13/2020 11:53:02 PM

[FROM UNIT: [REDACTED]] HSR6 23:53 1A68,SCT182--- BINH VU <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

FR

MS

8/13/2020 11:53:43 PM

[Badge1# 4447] 235339 1971546 6728420 38.5744119 -121.4167146 29.2 0 0 33.1 N N TXT/DEST/HSR6 MSG/chk ty... if it
does come back 10-8, security said he saw everyone pile out of it and leave it lol THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 11:54:31 PM

[FROM UNIT: [REDACTED]] HSR6 23:54 1A68,OOOOO MAN..... <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

TO

MS

8/13/2020 11:54:40 PM

[FROM UNIT: [REDACTED]] HSR6 23:54 1A68,EAGLE TOW ER TO YA <IXS> <XF TP=MC> <STID> <STO> <SRL>
</XF> <!XE>

1A68

FR

MS

8/13/2020 11:55:04 PM

[Badge1# 4447] 235500 1971539 6728761 38.5743883 -121.4155235 14.44 0 0 178.8 N N TXT/DEST/HSR6 MSG/ty, cso
will be taking over now that hes here and im avoding cross station "contamination" lol THID/_4UBEGK378XF1
F1/U1A68,HSR6

1A68

TO

MS

8/13/2020 11:55:19 PM

[FROM UNIT: [REDACTED]] HSR6 23:55 1A68,STAY AWAY! <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

TO

MS

8/13/2020 11:55:27 PM

[FROM UNIT: [REDACTED] HSR6 23:55 1A68,LOL THANKS <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A68

TO

MS

8/13/2020 11:55:41 PM

[FROM UNIT: [REDACTED]] HSR6 23:55 1A68,AND NO ANSWER ON R/O CHK JUST FYI <IXS> <XF TP=MC>
<STID> <STO> <SRL> </XF> <!XE>

1A68

FR

MS

8/13/2020 11:55:54 PM

[Badge1# 4447] 235546 1970281 6730155 38.570908 -121.4106733 15.09 50.7 0 118.9 N N TXT/DEST/HSR6 MSG/ty
THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

FR

MS

8/13/2020 11:56:25 PM

[Badge1# 4447] 235622 1969387 6730612 38.5684449 -121.4090982 21.33 45.3 0 180.9 N N TXT/DEST/U2C78 MSG/still
need relief? THID/_4UBEH80H1UN8 F1/U1A68,U2C78

1A68

TO

MS

8/13/2020 11:56:42 PM

[FROM UNIT: ██████████ U2C78 23:56 nah the tow is hooking it right now of course lol. thanks tho <!XS> <XF
TP=MC> <STID>_4UBEH80H1UN8 <SRL>U2C78,U1A68 </XF> <!XE>

1A68

FR

MS

8/13/2020 11:56:54 PM

[Badge1# 4447] 235652 1966908 6730538 38.5616415 -121.4094108 12.47 58.6 0 180.6 N N TXT/DEST/U2C78 MSG/chk
THID/_4UBEH80H1UN8 F1/U1A68,U2C78

1A68

FR

MS

8/13/2020 11:57:25 PM

[Badge1# 4447] 235723 1964756 6730536 38.5557313 -121.4094693 17.39 2 0 178.6 N N TXT/DEST/HSR6 MSG/ert 415f
in 6c pls THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/14/2020 12:05:35 AM

[FROM UNIT: ██████████] U1A69 00:05 i got it back here <!XS> <XF TP=MC> <STID>_4UBEHLS7PFNI
<SRL>U1A69,U1A68 </XF> <!XE>

1A68

TO

MS

8/14/2020 1:16:21 AM

[FROM UNIT: AA172.30.28.149] VPROD_RMS - Notebook data upload complete. - Version 8.0 -

File:go242800_xm3wyjk9i9m.xml <!XS> <XF TP=DB> <DB TP=RA ID=1 FN=\$MRE\MDTApprovalFiles\COMMAND.XML>

CMUS?CSReport uploaded?MSVPROD_RMS - Notebook data upload complete. - Version

8.0?FLgo242800_xm3wyjk9i9m.xml?STRW?PS?ND08-14-2020?NT0116?CCN?ETGO?IN ?SC

?UD08-14-2020?UT0116?OW4447 ?SB ?PCXX? </DB> </XF> <XF TP=MC> <FC TP=DEL

F1=\$MDT\MDTTransfer\go242800_xm3wyjk9i9m.xml> </XF> <!XE>

1A68

TO

MS

8/14/2020 1:30:20 AM

[FROM UNIT: [REDACTED] U1A65 01:30 are you guys still on that dv? <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC
<SRL>U1A65,U1A68 </XF> <!XE>

1A68

TO

MS

8/14/2020 1:31:28 AM

[FROM UNIT: ██████████] U1A65 01:31 i dealt with them earlier tonight <!XS> <XF TP=MC>
<STID>_4UBEI95QVPQC <SRL>U1A65,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 1:33:18 AM

[Badge1# 4447] 013313 1954959 6720276 38.5290084 -121.4455563 -11.48 0 0 243 N N TXT/DEST/U1A65 MSG/whole

lotta nonsense.. took forver but we finally got family to come take mom and 7kids elsewhere for the night.

THID/ 4UBEI95QVPQC F1/U1A68,U1A65

1A68

TO

MS

8/14/2020 1:34:23 AM

[FROM UNIT: [REDACTED]] U1A65 01:34 yeah it was a circus earlier too....sorry you guys had to handle it <!XS> <XF
TP=MC> <STID>_4UBEI95QVPQC <SRL>U1A65,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 1:34:33 AM

[Badge1# 4447] 013429 1954959 6720276 38.5290086 -121.4455557 -10.17 0 0 243 N N TXT/DEST/HSR6 MSG/a69 and i
will be ert to that 459a in 6c in 5min or so. just finishing this civil standby THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

FR

MS

8/14/2020 1:34:52 AM

[Badge1# 4447] 013450 1954959 6720276 38.5290084 -121.445555 -9.84 0 0 243 N N TXT/DEST/U1A65 MSG/no
apologies.. you owe us lol THID/_4UBE!95QVPQC F1/U1A68,U1A65

1A68

TO

MS

8/14/2020 1:35:00 AM

[FROM UNIT: [REDACTED]] U1A65 01:34 fasho <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC <SRL>U1A65,U1A68
</XF> <!XE>

1A68

TO

MS

8/14/2020 1:36:00 AM

[FROM UNIT: [REDACTED]] HSR3 01:35 1A68,CHK THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A68

FR

MS

8/14/2020 1:41:14 AM

[Badge1# 4447] 014113 1956255 6720090 [REDACTED] 15.09 52.9 0 160.6 N N TXT/DEST/HSR6 MSG/459a

pls THID/_4UBEGK378XF1 F1/U1A68,HSR6

1A68

TO

MS

8/14/2020 1:43:57 AM

[FROM UNIT: ██████████] UK92 01:43 hmmm <!XS> <XF TP=MC> <STID>_4UBEICXFA1X4 <STO>:SA:242943
<SRL>:SA:242943 </XF> <!XE>

1A68

FR

MS

8/14/2020 1:44:20 AM

[Badge1# 4447] 014416 1953588 6731265 38.525052 -121.4071724 23.62 61 0 90.2 N N TXT/DEST/:SA:242943

MSG/leaning towards the accidental... THID/_4UBEICXFA1X4 F1/:SA:242943

1A68

TO

MS

8/14/2020 1:44:44 AM

[FROM UNIT: [REDACTED]] U1A79 01:44 yeah. yall can c4 <!XS> <XF TP=MC> <STID>_4UBEICXFA1X4
<STO>:SA:242943 <SRL>:SA:242943 </XF> <!XE>

1A68

FR

MS

8/14/2020 2:22:57 AM

[Badge1# 4447] 022252 1962300 6731218 38.5489749 -121.407138 23.62 47.4 0 289.1 N N TXT/DEST/U1A65 MSG/what
did 62 get? THID/_4UBEI95QVPQC F1/U1A68,U1A65

1A68

TO

MS

8/14/2020 2:23:09 AM

[FROM UNIT: [REDACTED]] U1A65 02:23 warrant <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC
<SRL>U1A65,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 2:23:23 AM

[Badge1# 4447] 022318 1962410 6730643 38.5492888 -121.4091484 30.51 23.5 0 212 N N TXT/DEST/U1A65 MSG/meh
THID/_4UBEI95QVPQC F1/U1A68,U1A65

1A68

FR

MS

8/14/2020 2:29:38 AM

[Badge1# 4447] 022935 1954682 6720618 38.5282417 -121.4443659 15.42 0.5 0 287.2 N N TXT/DEST/HSR4 MSG/ert to
dvd40 THID/HSR4-U1A68 F1/U1A68,HSR4

1A68

TO

MS

8/14/2020 3:00:19 AM

[FROM UNIT: ██████████] U2A62 03:00 again????? they need a dedicated cage car for those GPs... not patrol <!XS>
<XF TP=MC> <STID>_4UBEIXVLR967 <SRL>U2A62,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 3:28:10 AM

[Badge1# 4447] 032808 1974792 6705362 38.5837049 -121.4973037 166.99 0 0 102.8 N N TXT/DEST/U2A62 MSG/i took this guy out of their cage car and put him in mine. they were logged off before i got to jail.... THID/_4UBEIXVLR967

F1/U1A68,U2A62

1A68

FR

MS

8/14/2020 3:37:28 AM

[Badge1# 4447] 033725 1956994 6725438 38.5345078 -121.4274659 17.06 55.4 0 178.5 N N TXT/DEST/U1SM6

MSG/12074c THID/_4UBEJ872ZBER F1/U1A68,U1SM6

1A68

TO

MS

8/14/2020 3:37:35 AM

[FROM UNIT: ██████████] U1SM6 03:37 thanku <!XS> <XF TP=MC> <STID>_4UBEJ872ZBER
<SRL>U1SM6,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 4:56:28 AM

[Badge1# 4447] 045623 1965032 6741832 38.5562796 -121.36996 38.71 0 0 160 N N TXT/DEST/U1A79 MSG/how much
you want to bet that 6d 415 is [REDACTED] ? haha THID/_4UBEJTXGDTXA F1/U1A68,U1A79

1A68

TO

MS

8/14/2020 4:56:56 AM

[FROM UNIT: [REDACTED] U1A79 04:56 lol proly is <!XS> <XF TP=MC> <STID>_4UBEJTXGDTXA
<SRL>U1A79,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 5:05:01 AM

[Badge1# 4447] 050458 1965221 6715947 38.5572559 -121.4604728 14.11 33.4 0 143.5 N N TXT/DEST/U2A62 MSG/thats
not dmV dummies THID/_4UBEIXVLR967 F1/U1A68,U2A62

1A68

TO

MS

8/14/2020 5:05:48 AM

[FROM UNIT: [REDACTED]] U2A62 05:05 you going to dmv? <!XS> <XF TP=MC> <STID>_4UBEIXVLR967
<SRL>U2A62,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 5:06:08 AM

[Badge1# 4447] 050604 1962752 6717404 38.5504545 -121.4554306 -16.73 4.5 0 246.5 N N TXT/DEST/U2A62 MSG/ticon
now. its always cooler here THID/_4UBEIXVLR967 F1/U1A68,U2A62

1A68

TO

MS

8/14/2020 5:06:23 AM

[FROM UNIT: ██████████] U2A62 05:06 thats not dmV either <!XS> <XF TP=MC> <STID>_4UBEIXVLR967
<SRL>U2A62,U1A68 </XF> <!XE>

1A68

FR

MS

8/14/2020 5:06:44 AM

[Badge1# 4447] 050640 1962681 6717394 38.5502596 -121.4554671 -19.69 0 0 55.9 N N TXT/DEST/U2A62 MSG/but ticon
is always colder because of the wind. it sounded nice THID/_4UBEIXVLR967 F1/U1A68,U2A62

1A68

TO

MS

8/14/2020 5:07:01 AM

[FROM UNIT: AA172.30.28.149] HSR3 05:07 1A68,ENJOY <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A68

FR

MS

8/14/2020 5:07:05 AM

[Badge1# 4447] 050700 1962682 6717403 38.5502628 -121.4554355 -20.67 0 0 40 N N TXT/DEST/HSR3 MSG/ty
THID/HSR3-U1A68 F1/U1A68,HSR3

1A68

FR

BY

8/14/2020 5:45:56 AM

4447 [REDACTED] 054556 1979318 6705221 38.5961347 -121.4977118 -14.11 0 0 30.7 N N TXT/MSGID/2 MIL/0.0

MOK/Y ROK/Y OFFC/Y

1A68

FR

SO

8/14/2020 8:10:30 PM

[Vehicle# 12404] [Badge1# 4447] [REDACTED] 201026 1979545 6704992 38.5967617 -121.4985068 52.82 0 0 0 N N

TXT/VER/18.5 LAN/A ENV/ LTID/VEH12404 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1A68 TYPE/PT

ZON1/6C ZON2/P6 OFF1/4447 PAS1/***** DUT1/RFL PRT1/P25147 VEH/12404 ROK/Y MOK/Y LOK/Y

PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A68

TO

MS

8/14/2020 8:48:52 PM

[FROM UNIT: [REDACTED]] HSR6 20:48 FYI,(REVIEW POLICE CALL SA243909) ALL UNITS BROADCAST 48TH ST / PARKER AVE <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A68

TO

MS

8/14/2020 9:15:37 PM

[FROM UNIT: ██████████] HSR6 21:15 FYI....FIREWORKS IN AREA,(REVIEW POLICE CALL SA243934) ALL
UNITS BROADCAST 78TH ST / FRUITRIDGE RD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A68

TO

MS

8/14/2020 9:47:55 PM

[FROM UNIT: [REDACTED]] HSR12 21:47 INFO ON MP OUT OF NY..POSSIBLY ER TO CA,(REVIEW POLICE CALL SA243949) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR12 </XF> <!XE>

1A68

TO

MS

8/14/2020 10:19:04 PM

[FROM UNIT: [REDACTED]] HSR6 22:19 FYI...FIRE IN AREA...FIRE ER,(REVIEW POLICE CALL SA243989) ALL
UNITS BROADCAST [REDACTED] FOLSOM BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A68

TO

MS

8/14/2020 10:50:56 PM

[FROM UNIT: ██████████] U1A79 22:50 u there? <!XS> <XF TP=MC> <STID>_4UBES25CVJ0Y
<SRL>U1A79,U1A68 </XF> <!XE>

2A62

FR

MS

8/13/2020 12:25:50 AM

[Badge1# 4451] [Badge2# █████ 002534 1958842 6711715 38.5398082 -121.4754013 5.58 0 0 350.7 N N TXT/DEST/HSR6
MSG/was that for us? THID/_4UBE5MCDP1TJ F1/U2A62,HSR6

2A62

TO

MS

8/13/2020 12:26:21 AM

[FROM UNIT: ██████████] HSR6 00:26 2A62, YEP 1SM4, NEEDS MORE UNITS ON 4.. I CONFIRMED OK DUE TO THE CROSS CONTAMINATION STUFF <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/13/2020 12:26:35 AM

[Badge1# 4451] [Badge2# █████ 002617 1959238 6711768 38.5408964 -121.4752101 22.31 5.3 0 191.1 N N
TXT/DEST/HSR6 MSG/copy THID/_4UBE5MCDP1TJ F1/U2A62,HSR6

2A62

FR

MS

8/13/2020 12:32:28 AM

[Badge1# 4451] [Badge2# █████ 003211 1958105 6711810 38.5377849 -121.4750847 4.92 0 0 203.4 N N TXT/DEST/UK92
MSG/channel 4 ;) THID/_4UBE6S81AIEV F1/U2A62,UK92

2A62

FR

MS

8/13/2020 12:32:35 AM

[Badge1# 4451] [Badge2# █████ 003221 1958105 6711810 38.5377853 -121.4750848 4.59 0 0 203.4 N N

TXI/DEST/U2A65 MSG/it was THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 12:32:38 AM

[FROM UNIT: [REDACTED] UK92 00:32 whats up with that call <!XS> <XF TP=MC> <STID>_4UBE6S81AIEV
<SRL>UK92,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 12:32:41 AM

[Badge1# 4451] [Badge2# █████ 003227 1958105 6711810 38.5377853 -121.4750847 4.59 0 0 203.4 N N

TXI/DEST/U2A65 MSG/swatting THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 12:32:46 AM

[FROM UNIT: [REDACTED]] U2A65 00:32 yeah <IXS> <XF TP=MC> <STID>_4UBE686Z5NXH <SRL>U2A65,U2A62
</XF> <!XE>

2A62

FR

MS

8/13/2020 12:34:01 AM

[Badge1# 4451] [Badge2# █████ 003348 1958106 6711810 38.5377883 -121.4750844 4.59 0 0 203.4 N N TXT/DEST/UK92
MSG/785494 THID/_4UBE6S81AIEV F1/U2A62,UK92

2A62

TO

MS

8/13/2020 12:37:39 AM

[FROM UNIT: [REDACTED]] UK92 00:37 chk <!XS> <XF TP=MC> <STID>_4UBE6S81AIEV <SRL>UK92,U2A62 </XF>
<!XE>

2A62

TO

MS

8/13/2020 12:51:36 AM

[FROM UNIT: ██████████] HSR4 00:51 FYI,(REVIEW POLICE CALL SA241819) ALL UNITS BROADCAST FLORIN
RD / 24TH ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

2A62

TO

MS

8/13/2020 1:55:23 AM

[FROM UNIT: [REDACTED]] HSR6 01:55 P6MDT,TO 4 PLS <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF>
<!XE>

2A62

FR

MS

8/13/2020 2:13:21 AM

[Badge1# 4451] [Badge2# █████ 021306 1959355 6713403 38.5411916 -121.469489 -6.89 32.2 0 90.5 N N
TXT/DEST/U2A65 MSG/anything out there? THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

FR

MS

8/13/2020 2:13:23 AM

[Badge1# 4451] [Badge2# █████ 021306 1959355 6713403 38.5411916 -121.469489 -6.89 32.2 0 90.5 N N
TXT/DEST/U2A65 MSG/we are clearing THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:13:30 AM

[FROM UNIT: [REDACTED] U2A65 02:13 no we just cleared <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 2:13:36 AM

[Badge1# 4451] [Badge2# █████ 021322 1959241 6714179 38.5408651 -121.4667789 -4.92 32.9 0 124.2 N N
TXT/DEST/U2A65 MSG/okkay thanks THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:13:46 AM

[FROM UNIT: [REDACTED] U2A65 02:13 youre so welcome <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 2:15:22 AM

[Badge1# 4451] [Badge2# █████ 021505 1958749 6718421 38.5394456 -121.4519593 8.53 25.9 0 91.5 N N
TXT/DEST/U2A65 MSG/7-11 THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:15:30 AM

[FROM UNIT: [REDACTED] U2A65 02:15 we already went <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 2:15:37 AM

[Badge1# 4451] [Badge2# █████ 021521 1958746 6718964 38.5394274 -121.450061 3.61 11.4 0 91.3 N N
TXT/DEST/U2A65 MSG/course you did. THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

FR

MS

8/13/2020 2:15:39 AM

[Badge1# 4451] [Badge2# ████████ 021521 1958746 6718964 38.5394274 -121.450061 3.61 11.4 0 91.3 N N
TXT/DEST/U2A65 MSG/losers THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:15:46 AM

[FROM UNIT: [REDACTED] U2A65 02:15 god i hate you <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 2:15:55 AM

[Badge1# 4451] [Badge2# ████████] 021538 1958222 6719280 38.5379843 -121.4489677 3.28 33.1 0 155.8 N N
TXT/DEST/U2A65 MSG/feelings mutal THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:16:05 AM

[FROM UNIT: ██████████] U2A65 02:16 cant even spell <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 2:16:46 AM

[Badge1# 4451] [Badge2# █████ 021632 1955826 6720257 38.5313875 -121.4456038 4.59 34.5 0 159.5 N N
TXT/DEST/U2A65 MSG/can't even us punctuation. THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:16:57 AM

[FROM UNIT: [REDACTED] U2A65 02:16 still cant spel <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 2:16:57 AM

[Badge1# 4451] [Badge2# █████ 021643 1955274 6720464 38.5298696 -121.4448909 8.86 39.1 0 160.4 N N
TXT/DEST/U2A65 MSG/use* THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

FR

MS

8/13/2020 2:16:58 AM

[Badge1# 4451] [Badge2# █████ 021643 1955274 6720464 38.5298696 -121.4448909 8.86 39.1 0 160.4 N N
TXT/DEST/U2A65 MSG/loi THID/_4UBE686Z5NXH F1/U2A62,U2A65

2A62

TO

MS

8/13/2020 2:17:03 AM

[FROM UNIT: [REDACTED] U2A65 02:17 omg <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH <SRL>U2A65,U2A62
</XF> <!XE>

2A62

TO

MS

8/13/2020 3:07:03 AM

[FROM UNIT: [REDACTED] HSR4 03:07 65 METERS CELL CALL,(REVIEW POLICE CALL SA241878) ALL UNITS
BROADCAST [REDACTED] UNIVERSITY AVE <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

2A62

FR

MS

8/13/2020 4:17:32 AM

[Badge1# 4451] [Badge2# █████ 041717 1962743 6712144 38.5505129 -121.4738218 14.11 56 0 359.8 N N
TXT/DEST/HSR4 MSG/6bes402 not bez :) THID/HSR4-U2A62 F1/U2A62,HSR4

2A62

TO

MS

8/13/2020 4:18:41 AM

[FROM UNIT: [REDACTED]] HSR4 04:18 2A62,CPY <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/13/2020 5:03:40 AM

[FROM UNIT: ██████████] U2A65 05:03 3408975 <!XS> <XF TP=MC> <STID>_4UBE686Z5NXH
<SRL>U2A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 5:45:34 AM

[Badge1# 4451] [Badge2# █████ 054517 1958896 6711583 38.5399593 -121.4758629 -1.97 0 0 73.7 N N TXT/DEST/HSR4
MSG/c7 lookin good? THID/HSR4-U2A62 F1/U2A62,HSR4

2A62

TO

MS

8/13/2020 5:45:43 AM

[FROM UNIT: [REDACTED]] HSR4 05:46 2A62,SURE <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/13/2020 5:52:58 AM

[Badge1# 4451] [Badge2# [REDACTED] 055243 1954090 6713157 [REDACTED] 2.3 0 0 69.7 N N TXT/DEST/HSR4
MSG/906 jerpf for c7 THID/HSR4-U2A62 F1/U2A62,HSR4

2A62

TO

MS

8/13/2020 6:30:36 AM

[FROM UNIT: ██████████] HSR12 06:30 (GEN REQ)P6MDT, FYI CLOSURES SA20-240036 MCKINLEY BLVD / 33RD
ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR12 </XF> <!XE>

2A62

TO

MS

8/13/2020 6:44:03 AM

[FROM UNIT: ██████████] VPROD_RMS - Notebook data upload complete. - Version 8.0 -

File:go241773_t1inagbcr7m.xml <!XS> <XF TP=DB> <DB TP=RA ID=1 FN=\$MRE\MDTApprovalFiles\COMMAND.XML>

CMUS?CSReport uploaded?MSVPROD_RMS - Notebook data upload complete. - Version

8.0?FLgo241773_t1inagbcr7m.xml?STRW?PS?ND08-13-2020?NT0643?CCN?ETGO?IN ?SC

?UD08-13-2020?UT0644?OW ██████████ ?SB ?PCXX? </DB> </XF> <XF TP=MC> <FC TP=DEL

F1=\$MDT\MDTTransfer\go241773_t1inagbcr7m.xml> </XF> <!XE>

2A62

FR

BY

8/13/2020 6:46:42 AM

4451 [REDACTED] 064624 1979534 6705064 38.5967311 -121.498254 15.09 0 0 279.6 N N TXT/MSGID/2 MIL/0.0

MOK/Y ROK/Y OFFC/Y

2A62

FR

SO

8/13/2020 9:44:42 PM

[Vehicle# 12631] [Badge1# 4451] [Badge2# ██████████ ██████████ 214437 1979342 6705222 38.5962003333333
-121.497707833333 -17.8 1.5 0 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12631 CVER/7.5.4 PVER/7.5 PBLD/284
MSGID/1 JUR/SA UNIT/2A62 TYPE/PT ZON1/6A ZON2/P6 OFF1/4451 PAS1/***** DUT1/RFL PRT1/P25264
OFF2/████████ PAS2/***** DUT2/RFL PRT2/P25277 VEH/12631 ROKY MOKY LOKY
PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

2A62

FR

SO

8/13/2020 9:45:08 PM

[Vehicle# 12631] [Badge1# 4451] [Badge2# ██████████ ██████████ 214505 1979354 6705219 38.596234
-121.497717833333 -14.7 0 0 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12631 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/2
JUR/SA UNIT/2A62 TYPE/PT ZON1/6A ZON2/P6 OFF1/4451 PAS1/***** DUT1/RFL PRT1/P25015 OFF2/██████████
PAS2/***** DUT2/RFL PRT2/P25277 VEH/12631 ROK/Y MOK/Y LOK/Y
PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

2A62

FR

MS

8/13/2020 9:54:43 PM

[Badge1# 4451] [Badge2# ██████████] 215442 1962192 6713150 38.5489838333333 -121.470317666667 -21.1 14.9 108.66 N N
TXT/DEST/U2C78 MSG/which apt complex THID/_4UBEGLQO4I5K F1/U2A62,U2C78

2A62

FR

MS

8/13/2020 9:55:45 PM

[Badge1# 4451] [Badge2# █████ 215545 1962115 6713334 38.5487715 -121.469675333333 -19.2 0 0 N N
TXT/DEST/HSR6 MSG/was there hist with this number? THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/13/2020 9:56:40 PM

[FROM UNIT: [REDACTED]] HSR6 21:56 2A62,NO HX TO THIS # <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

2A62

TO

MS

8/13/2020 10:31:09 PM

[FROM UNIT: [REDACTED]] HSR6 22:31 EXTRA PATROL REQ IN 6B***,(REVIEW POLICE CALL SA242815) ALL
UNITS BROADCAST 6000 61ST ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

2A62

FR

MS

8/13/2020 10:31:44 PM

[Badge1# 4451] [Badge2# ██████████] 223142 1961850 6714150 38.5480303333333 -121.466827 -15.7 0 0 N N
TXT/DEST/HSR6 MSG/Can we call ssd and see if they have any history in their cad with the lexus on our call
THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/13/2020 10:37:18 PM

[FROM UNIT: [REDACTED]] HSR4 22:37 BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL SA242811) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

2A62

TO

MS

8/13/2020 10:38:06 PM

[FROM UNIT: [REDACTED]] HSR6 22:38 2A62,SSD HAD NO HX TO THE PH# <!XS> <XF TP=MC> <STID> <STO>
<SRL> </XF> <!XE>

2A62

FR

MS

8/13/2020 10:38:14 PM

[Badge1# 4451] [Badge2# ██████████ 223809 1961864 6714158 38.5480675 -121.466799833333 -15.2 0 0 N N
TXT/DEST/HSR6 MSG/no the lexus THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

FR

MS

8/13/2020 10:38:17 PM

[Badge1# 4451] [Badge2# ██████████ 223815 1961864 6714157 38.5480685 -121.466803333333 -16.1 0 0 N N
TXT/DEST/HSR6 MSG/the car THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/13/2020 10:38:55 PM

[FROM UNIT: [REDACTED]] HSR6 22:38 2A62,CHKG NOW <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/13/2020 10:39:35 PM

[Badge1# 4451] [Badge2# ██████████] 223932 1961860 6714160 38.54805633333333 -121.4667928333333 -23.1 0 0 N N
TXT/DEST/HSR6 MSG/ty THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/13/2020 10:40:27 PM

[FROM UNIT: [REDACTED]] HSR6 22:40 FYI***** SUICIDAL SUBJ IN BLU MAZD [REDACTED]**** (REVIEW POLICE
CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO>
<SRL>HSR6 </XF> <!XE>

2A62

TO

MS

8/13/2020 10:41:31 PM

[FROM UNIT: ██████████] HSR6 22:41 2A62,NOTHING FOR SSD WITH THE LEXUS <!XS> <XF TP=MC> <STID>
<STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/13/2020 10:45:06 PM

[FROM UNIT: ██████████] HSR4 22:45 BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

2A62

FR

MS

8/13/2020 10:54:32 PM

[Badge1# 4451] [Badge2# ██████████] 225428 1961078 6718874 38.54583383333333 -121.450325666667 -17.8 15.7 174.14 N N
TXT/DEST/U1A65 MSG/T THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 10:54:33 PM

[Badge1# 4451] [Badge2# ██████████] 225428 1961078 6718874 38.54583383333333 -121.450325666667 -17.8 15.7 174.14 N N
TXT/DEST/U1A65 MSG/A THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 10:54:34 PM

[Badge1# 4451] [Badge2# ██████████ 225428 1961078 6718874 38.54583383333333 -121.450325666667 -17.8 15.7 174.14 N N
TXT/DEST/U1A65 MSG/C THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 10:54:35 PM

[Badge1# 4451] [Badge2# [REDACTED] 225434 1961042 6718873 [REDACTED] -18.9 0.6 220.98 N N

TXI/DEST/U1A65 MSG/O THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 10:54:35 PM

[Badge1# 4451] [Badge2# [REDACTED] 225434 1961042 6718873 [REDACTED] -18.9 0.6 220.98 N N

TXI/DEST/U1A65 MSG/S THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/13/2020 10:54:43 PM

[FROM UNIT: [REDACTED]] U1A65 22:54 y <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62
</XF> <!XE>

2A62

TO

MS

8/13/2020 10:54:44 PM

[FROM UNIT: [REDACTED] U1A65 22:54 s <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62
</XF> <!XE>

2A62

TO

MS

8/13/2020 10:54:44 PM

[FROM UNIT: [REDACTED]] U1A65 22:54 e <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62
</XF> <!XE>

2A62

TO

MS

8/13/2020 10:54:45 PM

[FROM UNIT: [REDACTED]] U1A65 22:54 s <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62
</XF> <!XE>

2A62

TO

MS

8/13/2020 10:54:46 PM

[FROM UNIT: [REDACTED]] U1A65 22:54 i <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62 </XF>
<!XE>

2A62

TO

MS

8/13/2020 10:54:47 PM

[FROM UNIT: [REDACTED]] U1A65 22:54 r <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62 </XF>
<!XE>

2A62

TO

MS

8/13/2020 10:57:51 PM

[FROM UNIT: [REDACTED] U1A65 22:57 where u guys at <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 10:58:10 PM

[Badge1# 4451] [Badge2# ██████████ 225808 1961448 6723570 ██████████] -16.6 43.7 89.43 N N

TXT/DEST/U1A65 MSG/Where you at? THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 10:58:18 PM

[Badge1# 4451] [Badge2# ██████████ 225814 1961457 6723954 38.5467888333333 -121.4325573333333 -16.1 43.7 89.3 N N
TXT/DEST/U1A65 MSG/you are still mapping on 5th THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/13/2020 10:58:32 PM

[FROM UNIT: ██████████] U1A65 22:58 broadway/stockton im er though <!XS> <XF TP=MC>
<STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 10:58:46 PM

[Badge1# 4451] [Badge2# ██████████ 225842 1961534 6725301 38.5469761666667 -121.4278435 -15.4 20.1 23.53 N N
TXT/DEST/U1A65 MSG/you better hurry we are broadway/6ths THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 10:58:48 PM

[Badge1# 4451] [Badge2# ██████████ 225848 1961773 6725310 38.54763333333333 -121.42780783333333 -15.6 28 359.57 N N
TXT/DEST/U1A65 MSG/65th THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 11:03:39 PM

[Badge1# 4451] [Badge2# ██████████] 230332 1961628 6735456 38.5470531666667 -121.392335166667 -10.8 18.8 167.09 N N
TXT/DEST/U1A65 MSG/906 THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/13/2020 11:03:49 PM

[FROM UNIT: [REDACTED] U1A65 23:03 folsom/pi <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 11:04:18 PM

[Badge1# 4451] [Badge2# █████ 230417 1961672 6735975 38.5471638333333 -121.390521 -13.5 0 0 N N

TX/DEST/U1A65 MSG/9s06 THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/13/2020 11:04:26 PM

[Badge1# 4451] [Badge2# ██████████] 230422 1961672 6735974 38.5471656666667 -121.390522833333 -14 0 0 N N
TXT/DEST/U1A65 MSG/slow poke THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/13/2020 11:05:02 PM

[FROM UNIT: ██████████ U1A65 23:05 i always obey all rules of the road <!XS> <XF TP=MC>
<STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62 </XF> <!XE>

2A62

TO

MS

8/13/2020 11:06:37 PM

[FROM UNIT: ██████████ HSR6 23:06 2A62, ILL PULL YA FROM THIS IF YOU'RE STILL ON THE OTHER ONE, SRY!!

<!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/13/2020 11:10:15 PM

[FROM UNIT: [REDACTED] U2C78 23:10 im sorry to bother you but sgt wants this car towed. would you mind sitting on it for us? <!XS> <XF TP=MC> <STID>_4UBEGLQO4I5K <SRL>U2C78,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 11:17:52 PM

[Badge1# 4451] [Badge2# [REDACTED] 231747 1961649 6735879 38.5471018333333 -121.390857666667 -14.7 22.9 262.05 N N
TXT/DEST/U2C78 MSG/We literally asked you THID/_4UBEGLQO4I5K F1/U2A62,U2C78

2A62

FR

MS

8/13/2020 11:17:59 PM

[Badge1# 4451] [Badge2# ██████████ 231758 1961473 6735620 38.546626 -121.391767166667 -14 11.8 253.89 N N
TXT/DEST/U2C78 MSG/and now we are ert a dv THID/_4UBEGLQO4I5K F1/U2A62,U2C78

2A62

TO

MS

8/13/2020 11:18:06 PM

[FROM UNIT [REDACTED] U2C78 23:18 stahp <!XS> <XF TP=MC> <STID>_4UBEGLQ04I5K <SRL>U2C78,U2A62
</XF> <!XE>

2A62

TO

MS

8/13/2020 11:18:16 PM

[FROM UNIT: [REDACTED] U2C78 23:18 things changed when you left <!XS> <XF TP=MC> <STID>_4UBEGLQ0415K
<SRL>U2C78,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 11:18:22 PM

[Badge1# 4451] [Badge2# ██████████ 231820 1960932 6735844 38.5451363333333 -121.390996166667 -13.1 34.1 165.44 N N
TXT/DEST/U2C78 MSG/well by the time we clear this dv the tow will get there THID/_4UBEGLQO4I5K F1/U2A62,U2C78

2A62

TO

MS

8/13/2020 11:18:24 PM

[FROM UNIT: [REDACTED] U2C78 23:18 sgt orders <!XS> <XF TP=MC> <STID>_4UBEGLQ0415K
<SRL>U2C78,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 11:18:26 PM

[Badge1# 4451] [Badge2# ██████████ 231826 1960781 6735855 38.54472 -121.390960666667 -12.9 4.5 179.89 N N
TXT/DEST/U2C78 MSG/how did things change THID/_4UBEGLQO4I5K F1/U2A62,U2C78

2A62

FR

MS

8/13/2020 11:20:18 PM

[Badge1# 4451] [Badge2# ██████████ 232014 1954751 6735928 38.5281616666667 -121.390847333333 -10.5 56.5 180.78 N N
TXT/DEST/U2C78 MSG/have burkes sit on it THID/ 4UBEGLQO4I5K F1/U2A62,U2C78

2A62

FR

MS

8/13/2020 11:20:22 PM

[Badge1# 4451] [Badge2# ██████████] 232020 1954259 6735920 38.526812 -121.390886833333 -10.6 53 181.87 N N
TXT/DEST/U2C78 MSG/hes the beat unit THID/_4UBEGLQO4I5K F1/U2A62,U2C78

2A62

TO

MS

8/13/2020 11:25:07 PM

[FROM UNIT [REDACTED] U1A65 23:25 keep an eye out for SEVEN kids <!XS> <XF TP=MC>
<STID>_4UBEHAMPC8GK <STO>:SA:242851 <SRL>:SA:242851 </XF> <!XE>

2A62

FR

MS

8/13/2020 11:25:23 PM

[Badge1# 4451] [Badge2# ██████████] 232520 1954962 6720322 38.5290146666667 -121.445395166667 -18.1 5.1 305.61 N N
TXT/DEST:/SA:242851 MSG/im gonna assume this large van THID/_4UBEHAMPC8GK F1:/SA:242851

2A62

TO

MS

8/13/2020 11:40:22 PM

[FROM UNIT: ██████████ HSR6 23:40 1A65 2A62,WANA HANDLE 2860 AROUND THE CORNER WHEN YOU'RE
DONE PLZ =] =] <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/13/2020 11:51:58 PM

[FROM UNIT: ██████████ U1SM6 23:51 is there a rite aid on bway in 4? <!XS> <XF TP=MC>
<STID>_4UBEHI0UC2GV <SRL>U1SM6,U2A62 </XF> <!XE>

2A62

TO

MS

8/13/2020 11:52:37 PM

[FROM UNIT: ██████████] U1SM6 23:52 I'm not finding one <!XS> <XF TP=MC> <STID>_4UBEHI0UC2GV
<SRL>U1SM6,U2A62 </XF> <!XE>

2A62

FR

MS

8/13/2020 11:53:55 PM

[Badge1# 4451] [Badge2# ██████████] 235354 1956252 6712173 38.53269 -121.473852833333 -18.5 11 163.91 N N
TXT/DEST/U1SM6 MSG/Sorry we were thinking of a walgreens, but there isnt one in p6 either... maybe dispatch needs to
c/b and get a better idea where it happened lol THID/_4UBEHI0UC2GV F1/U2A62,U1SM6

2A62

TO

MS

8/13/2020 11:57:10 PM

[FROM UNIT: [REDACTED]] HSR6 23:57 2A62,C4 PLISS <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/13/2020 11:57:27 PM

[Badge1# 4451] [Badge2# ██████████] 235727 1953425 6714786 38.524886 -121.464777 -17.7 10.8 82.17 N N TXT/DEST/HSR6
MSG/copy THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

FR

MS

8/13/2020 11:57:30 PM

[Badge1# 4451] [Badge2# ██████████] 235727 1953425 6714786 38.524886 -121.464777 -17.7 10.8 82.17 N N TXT/DEST/HSR6
MSG/ty THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/13/2020 11:59:52 PM

[FROM UNIT: ██████████] U1SM6 23:59 for now, p6 will handle the rpt <!XS> <XF TP=MC> <STID>_4UBEHI0UC2GV
<SRL>U1SM6,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 12:00:10 AM

[Badge1# 4451] [Badge2# █████ 000009 1953423 6716938 38.5248468333333 -121.4572535 -15.2 45.2 89.68 N N
TXT/DEST/U1SM6 MSG/did they get back to where it happened? THID/_4UBEHI0UC2GV F1/U2A62,U1SM6

2A62

TO

MS

8/14/2020 12:00:50 AM

[FROM UNIT: [REDACTED] U1SM6 00:00 neg <!XS> <XF TP=MC> <STID>_4UBEHI0UC2GV <SRL>U1SM6,U2A62
</XF> <!XE>

2A62

FR

MS

8/14/2020 12:18:14 AM

[Badge1# 4451] [Badge2# █████ 001810 1960033 6714771 38.5430298333333 -121.464694333333 -18.9 30.5 3.27 N N
TXT/DEST/HSR6 MSG/Is this the comps car? THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

FR

MS

8/14/2020 12:22:15 AM

[Badge1# 4451] [Badge2# █████ 002213 1963408 6712487 38.5523338333333 -121.472612 -16.6 3.5 22.01 N N
TXT/DEST/HSR6 MSG/can we try an ro check on the attached car THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/14/2020 12:22:44 AM

[FROM UNIT: [REDACTED]] HSR6 00:22 2A62,SURE THING <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/14/2020 12:29:58 AM

[FROM UNIT: ██████████] HSR6 00:29 2A62,NEG FOR THE RO CHK <!XS> <XF TP=MC> <STID> <STO> <SRL>
</XF> <!XE>

2A62

FR

MS

8/14/2020 12:43:42 AM

[Badge1# 4451] [Badge2# █████ 004340 1962391 6712849 38.5495358333333 -121.471365333333 -19.6 13.8 180.2 N N
TXT/DEST/HSR6 MSG/79 can c4 THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/14/2020 12:43:58 AM

[FROM UNIT: [REDACTED]] HSR6 00:43 2A62,GREAT, THANKS <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

2A62

FR

MS

8/14/2020 1:01:47 AM

[Badge1# 4451] [Badge2# █████ 010146 1958851 6714765 38.5397841666667 -121.464738333333 -21.9 0 0 N N
TXT/DEST/U1A65 MSG/you feel like comin by our stop? THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 1:01:56 AM

[FROM UNIT: [REDACTED]] U1A65 01:01 er <IXS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62
</XF> <!XE>

2A62

FR

MS

8/14/2020 1:02:00 AM

[Badge1# 4451] [Badge2# █████ 010158 1958852 6714767 38.5397885 -121.464730666667 -20.8 0 0 N N
TXT/DEST/U1A65 MSG/ty THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 1:15:40 AM

[FROM UNIT: [REDACTED]] HSR3 01:15 2A62,981? <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/14/2020 1:15:56 AM

[Badge1# 4451] [Badge2# █████ 011550 1958862 6714777 38.5398163333333 -121.464695333333 -19.1 0 0 N N
TXT/DEST/HSR3 MSG/good thx THID/HSR3-U2A62 F1/U2A62,HSR3

2A62

TO

MS

8/14/2020 1:16:06 AM

[FROM UNIT: [REDACTED]] HSR3 01:16 2A62,CHK THNK YOU <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

2A62

TO

MS

8/14/2020 1:27:34 AM

[FROM UNIT: ██████████ HSR3 01:27 2A62,981? <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/14/2020 1:34:42 AM

[Badge1# 4451] [Badge2# █████ 013442 1974297 6705040 38.5823496666667 -121.4984416666667 -20.2 0.1 0 N N
TXT/DEST/HSR6 MSG/we went out on that phone number THID/_4UBEGM0W8AO2 F1/U2A62,HSR6

2A62

TO

MS

8/14/2020 1:35:44 AM

[FROM UNIT: ██████████] HSR3 01:35 2A62,CHK THX....WAS THINKING HE WOULD PROBABLY C4 IT <!XS> <XF
TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/14/2020 1:45:00 AM

[FROM UNIT: [REDACTED]] UNM4321 01:45 thanks for the help gents! <!XS> <XF TP=MC> <STID>_4UBEID6VF7LG
<SRL>UNM4321,U2A62 </XF> <!XE>

2A62

TO

MS

8/14/2020 1:45:12 AM

[FROM UNIT: [REDACTED] UNM4321 01:45 enjoy the time on the lake <!XS> <XF TP=MC> <STID>_4UBEID6VF7LG
<SRL>UNM4321,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 2:29:51 AM

[Badge1# 4451] [Badge2# █████ 022949 1974479 6705607 38.58284 -121.496453833333 19 0.2 0 N N TXT/DEST/U1A65

MSG/anything happen while we were gone? THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 2:32:55 AM

[FROM UNIT: [REDACTED] U1A65 02:32 your mom stopped by <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 2:33:06 AM

[Badge1# 4451] [Badge2# █████ 023302 1968698 6702007 38.5670211666667 -121.509156333333 -11.7 67.7 81.73 N N
TXT/DEST/U1A65 MSG/Hows she doin? THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 2:33:36 AM

[FROM UNIT: [REDACTED]] U1A65 02:33 good now... nawmsayin <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 2:34:08 AM

[Badge1# 4451] [Badge2# █████ 023403 1966873 6708308 38.5619155 -121.487153333333 -13.9 76.3 108.78 N N
TXT/DEST/U1A65 MSG/verryyyyy niceeeee THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

FR

MS

8/14/2020 3:00:19 AM

[Badge1# 4451] [Badge2# █████ 030016 1953860 6735734 38.5257191666667 -121.391546166667 -13.4 0.1 0 N N
TXT/DEST/U1A68 MSG/again????? they need a dedicated cage car for those GPs... not patrol THID/_4UBEIXVLR967
F1/U2A62,U1A68

2A62

FR

MS

8/14/2020 3:04:01 AM

[Badge1# 4451] [Badge2# █████ 030356 1953526 6725222 38.524987904754 -121.428296192615 0 N N
TXT/DEST/U1A65 MSG/get out of the county THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 3:04:29 AM

[FROM UNIT: [REDACTED] U1A65 03:04 get out of my country <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 3:04:56 AM

[Badge1# 4451] [Badge2# █████ 030453 1953521 6721392 38.5250398333333 -121.441684166667 -18.4 25.4 268.78 N N
TXT/DEST/U1A65 MSG/Go back to San Francisco. THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 3:05:24 AM

[FROM UNIT: [REDACTED]] U1A65 03:05 eww never <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 3:22:21 AM

[Badge1# 4451] [Badge2# [REDACTED] 032221 1954438 6720804 [REDACTED] -17.4 48.3 339.68 N N

TXI/DEST/U1A65 MSG/no THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 3:22:42 AM

[FROM UNIT: [REDACTED]] U1A65 03:22 lol <IXS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62
</XF> <!XE>

2A62

TO

MS

8/14/2020 3:24:04 AM

[FROM UNIT: ██████████] U1A65 03:24 i wish i could release a banana peel on this car <!XS> <XF TP=MC>
<STID>_4UBEH28OUQO3 <SRL>U1A65,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 3:24:14 AM

[Badge1# 4451] [Badge2# [REDACTED] 032410 1958761 6720817 [REDACTED] -19 29.2 89.1 N N

TX/DEST/U1A65 MSG/do it THID/_4UBEH28OUQO3 F1/U2A62,U1A65

2A62

TO

MS

8/14/2020 3:28:10 AM

[FROM UNIT: [REDACTED] U1A68 03:28 i took this guy out of their cage car and put him in mine. they were logged off before i got to jail.... <!XS> <XF TP=MC> <STID>_4UBEIXVLR967 <SRL>U1A68,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 5:00:25 AM

[Badge1# 4451] [Badge2# █████ 050022 1964628 6730294 38.5553855 -121.410317166667 -15.4 22.3 90.74 N N
TXT/DEST/HSR4 MSG/hey we were just goin to ask for c7... can we do that? THID/HSR4-U2A62 F1/U2A62,HSR4

2A62

TO

MS

8/14/2020 5:00:27 AM

[FROM UNIT: ██████████] U1A79 05:00 slow roll it. this is dumb. ill handle it <!XS> <XF TP=MC>
<STID>_4UBEJV0SBKFO <STO>:SA:243048 <SRL>:SA:243048 </XF> <!XE>

2A62

FR

MS

8/14/2020 5:00:39 AM

[Badge1# 4451] [Badge2# █████ 050038 1964630 6730478 38.555386 -121.4096725 -12.4 0.2 0 N N

TXI/DEST/:SA:243048 MSG/thanks breh THID/_4UBEJV0SBKFO F1/U2A62,:SA:243048

2A62

TO

MS

8/14/2020 5:00:42 AM

[FROM UNIT: ██████████] HSR3 05:00 2A62,SURE <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/14/2020 5:00:47 AM

[Badge1# 4451] [Badge2# █████ 050044 1964563 6730553 38.555201 -121.409412666667 -10.6 23 171.62 N N

TXI/DEST/HSR3 MSG/ty THID/HSR3-U2A62 F1/U2A62,HSR3

2A62

TO

MS

8/14/2020 5:03:35 AM

[FROM UNIT: ██████████] HSR3 05:03 2A62,ENJOY <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

TO

MS

8/14/2020 5:05:02 AM

[FROM UNIT: [REDACTED]] U1A68 05:05 thats not dmv dummies <!XS> <XF TP=MC> <STID>_4UBEIXVLR967
<SRL>U1A68,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 5:05:43 AM

[Badge1# 4451] [Badge2# █████ 050540 1963447 6729392 38.5521583333333 -121.4134965 -12.1 0 0 N N
TXT/DEST/U1A68 MSG/you going to dmv? THID/_4UBEIXVLR967 F1/U2A62,U1A68

2A62

TO

MS

8/14/2020 5:06:08 AM

[FROM UNIT: ██████████] U1A68 05:06 ticon now. its always cooler here <!XS> <XF TP=MC>
<STID>_4UBEIXVLR967 <SRL>U1A68,U2A62 </XF> <!XE>

2A62

FR

MS

8/14/2020 5:06:23 AM

[Badge1# 4451] [Badge2# █████ 050618 1963449 6729393 38.5521623333333 -121.413493666667 -16.4 0 0 N N
TXT/DEST/U1A68 MSG/thats not dmv either THID/_4UBEIXVLR967 F1/U2A62,U1A68

2A62

TO

MS

8/14/2020 5:06:44 AM

[FROM UNIT: ██████████] U1A68 05:06 but ticon is always colder because of the wind. it sounded nice <!XS> <XF
TP=MC> <STID>_4UBEIXVLR967 <SRL>U1A68,U2A62 </XF> <!XE>

2A62

FR

BY

8/14/2020 5:45:27 AM

4451 [REDACTED] 054523 1979480 6704990 38.5965825 -121.498516166667 -4.6 0 0 N N TXT/MSGID/3 MIL/0.0
MOK/Y ROK/Y OFFC/Y

2A62

FR

SO

8/14/2020 9:50:44 PM

[Vehicle# 12649] [Badge1# 4451] [Badge2# ██████████ ██████████ 215043 1979465 6705046 38.5965414 -121.4983207
-5.25 19.6 0 271.4 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12649 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA
UNIT/2A62 TYPE/PT ZON1/6A ZON2/P6 OFF1/4451 PAS1/***** DUT1/RFL PRT1/P25015 OFF2/████████ PAS2/*****
VEH/12649 ROK/Y MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

2A62

FR

SO

8/14/2020 9:51:21 PM

[Vehicle# 12649] [Badge1# 4451] [Badge2# ██████████ ██████████ 215119 1979524 6704551 38.5967104 -121.5000522

-8.86 0 0 342.7 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12649 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/2 JUR/SA

UNIT/2A62 TYPE/PT ZON1/6A ZON2/P6 OFF1/4451 PAS1/***** DUT1/RFL PRT1/P25015 OFF2/████████ PAS2/*****

DUT2/RFL PRT2/P25277 VEH/12649 ROK/Y MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

2A62

FR

MS

8/14/2020 10:10:55 PM

[Badge1# 4451] [Badge2# ██████████ 221051 1954245 6730685 38.526867 -121.4091872 29.86 49.3 0 179.4 N N
TXT/DEST/HSR6 MSG/hey do we have any csos? THID/_4UBERR4767TP F1/U2A62,HSR6

2A62

FR

MS

8/14/2020 10:11:17 PM

[Badge1# 4451] [Badge2# █████ 221111 1952573 6730708 38.5222748 -121.4091416 27.89 58.2 0 180.3 N N
TXT/DEST/HSR6 MSG/can 1cs26 come help? THID/_4UBERR4767TP F1/U2A62,HSR6

2A62

TO

MS

8/14/2020 10:11:28 PM

[FROM UNIT: ██████████] HSR6 22:11 2A62, TRYING TO GET ONE NOW...THEY ARE ALL ON A 972 <!XS> <XF
TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/14/2020 10:11:40 PM

[Badge1# 4451] [Badge2# ██████████ 221136 1950665 6730728 38.5170355 -121.409118 29.86 48.3 0 179.8 N N
TXT/DEST/HSR6 MSG/okay thanksssss THID/_4UBERR4767TP F1/U2A62,HSR6

2A62

TO

MS

8/14/2020 10:11:48 PM

[FROM UNIT: [REDACTED]] HSR6 22:11 2A62,2 CSO'S ER <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

2A62

FR

MS

8/14/2020 10:11:54 PM

[Badge1# 4451] [Badge2# ██████████] 221152 1949324 6730741 38.5133526 -121.4091014 33.79 55.1 0 179.1 N N
TXT/DEST/HSR6 MSG/sweet THID/_4UBERR4767TP F1/U2A62,HSR6

2A62

TO

MS

8/14/2020 10:19:04 PM

[FROM UNIT: [REDACTED]] HSR6 22:19 FYI...FIRE IN AREA...FIRE ER,(REVIEW POLICE CALL SA243989) ALL
UNITS BROADCAST 8329 FOLSOM BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

2A62

FR

MS

8/14/2020 11:15:27 PM

[Badge1# 4451] [Badge2# ██████████ 231524 1948367 6730731 38.5107255 -121.4091591 32.15 0 0 202.2 N N
TXT/DEST/HSR6 MSG/ert 447 THID/_4UBERR4767TP F1/U2A62,HSR6

2A62

FR

MS

8/14/2020 11:34:51 PM

[Badge1# 4451] [Badge2# ██████████] 233450 1960285 6718629 38.543659 -121.4511996 19.03 0 0 114.2 N N

TXI/DEST/U1SM6 MSG/Hey sarge that 927r in 6a happened in 1b and is a phone report. can that be routed up to p1?

THID/_4UBERQ6IGS2U F1/U2A62,U1SM6

2A62

TO

MS

8/14/2020 11:35:14 PM

[FROM UNIT: ██████████] U1SM6 23:35 thanks for the heads up...i'll take a look <!XS> <XF TP=MC>
<STID>_4UBERQ6IGS2U <SRL>U1SM6,U2A62 </XF> <!XE>

1A69

FR

SO

8/13/2020 9:42:07 PM

[Vehicle# 13414] [Badge1# 4808] [REDACTED] 214206 1979392 6704780 38.5963433333333 -121.499253333333 8.5

14.9 267.25 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH13414 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/4 JUR/SA

UNIT/1A69 TYPE/PT ZON1/6C ZON2/P6 OFF1/4808 PAS1/***** DUT1/RFL PRT1/P25474 VEH/13414 ROK/Y MOK/Y

LOK/Y REM/DDS,BSC,LL,RFL PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A69

FR

SO

8/13/2020 10:05:56 PM

[Vehicle# 13414] [Badge1# 4808] [REDACTED] 220556 1979516 6705130 38.5966806666667 -121.4980255 15.4 1.1
N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH13414 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1A69 TYPE/PT
ZON1/6C ZON2/P6 OFF1/4808 PAS1/***** DUT1/RFL PRT1/P25474 VEH/13414 ROK/Y MOK/Y LOK/Y
REM/DDS,BSC,LL,RFL PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A69

FR

MS

8/13/2020 10:06:59 PM

[Badge1# 4808] 220656 1979497 6704589 38.596634 -121.499917166667 1.6 0.5 N N TXT/DEST/U1A68 MSG/you want me to c4 67 or you good THID/_4UBEGP38DKBV F1/U1A69,U1A68

1A69

TO

MS

8/13/2020 10:08:57 PM

[FROM UNIT: [REDACTED]] U1A68 22:07 nah.. he might actually have to do something lol <!XS> <XF TP=MC>
<STID>_4UBEGP38DKBV <SRL>U1A68,U1A69 </XF> <!XE>

1A69

FR

SO

8/13/2020 10:29:35 PM

[Vehicle# 12658] [Badge1# 4808] [REDACTED] 222932 1979350 6705212 38.5962231 -121.4977422 8.53 0 0 29 N N
TXT/VER/18.5 LAN/A ENV/ LTID/VEH12658 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1A69 TYPE/PT
ZON1/6C ZON2/P6 OFF1/4808 PAS1/***** PRT1/P25474 VEH/12658 ROK/Y MOK/Y LOK/Y REM/DDS,BSC,LL,RFL
PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A69

TO

MS

8/13/2020 10:31:10 PM

[FROM UNIT: ██████████] HSR6 22:31 EXTRA PATROL REQ IN 6B***,(REVIEW POLICE CALL SA242815) ALL
UNITS BROADCAST 6000 61ST ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A69

TO

MS

8/13/2020 10:31:27 PM

[FROM UNIT: [REDACTED]] HSR6 22:31 1A69, THANK YOU THANK YOU <!XS> <XF TP=MC> <STID> <STO> <SRL>
</XF> <!XE>

1A69

FR

MS

8/13/2020 10:32:09 PM

[Badge1# 4808] 223205 1979384 6705196 38.5963161 -121.4977959 7.55 2.3 0 325.7 N N TXT/DEST/HSR6 MSG/np sorry
i have had to dead line 3 cars alredy THID/HSR6-U1A69 F1/U1A69,HSR6

1A69

TO

MS

8/13/2020 10:37:20 PM

[FROM UNIT: [REDACTED]] HSR4 22:37 BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL SA242811) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A69

TO

MS

8/13/2020 10:40:28 PM

[FROM UNIT: [REDACTED]] HSR6 22:40 FYI***** SUICIDAL SUBJ IN BLU MAZD [REDACTED] ****,(REVIEW POLICE
CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO>
<SRL>HSR6 </XF> <!XE>

1A69

TO

MS

8/13/2020 10:45:06 PM

[FROM UNIT: ██████████] HSR4 22:45 BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A69

FR

MS

8/13/2020 11:28:45 PM

[Badge1# 4808] 232844 1974122 6718317 38.5816577 -121.4519971 9.19 0 0 141.1 N N TXT/DEST/:SA:242852 MSG/im
blacked out down here gonna see if anyone 505s THID/_4UBEHBMGIMBC F1/:SA:242852

1A69

TO

MS

8/13/2020 11:28:59 PM

[FROM UNIT: ██████████] U1A68 23:28 ck... ill push them out that way <!XS> <XF TP=MC>
<STID>_4UBEHBMGIMBC <STO>:SA:242852 <SRL>:SA:242852 </XF> <!XE>

1A69

FR

MS

8/13/2020 11:30:34 PM

[Badge1# 4808] 233031 1974565 6718218 38.5828767 -121.4523346 -13.12 0 0 331.5 N N TXT/DEST/:SA:242852

MSG/wanna tow these ?? THID/_4UBEHBMGIMBC F1/:SA:242852

1A69

FR

MS

8/13/2020 11:30:37 PM

[Badge1# 4808] 233036 1974566 6718220 38.5828787 -121.4523299 -13.78 0 0 331.5 N N TXT/DEST/:SA:242852 MSG/or
let em go THID/_4UBEHBMGIMBC F1/:SA:242852

1A69

TO

MS

8/13/2020 11:31:50 PM

[FROM UNIT: ██████████] U1A68 23:31 let em go <!XS> <XF TP=MC> <STID>_4UBEHBMGIMBC
<STO>:SA:242852 <SRL>:SA:242852 </XF> <!XE>

1A69

TO

MS

8/13/2020 11:42:28 PM

[FROM UNIT: [REDACTED]] U1SM6 23:42 u there <!XS> <XF TP=MC> <STID>_4UBEHFFISUUO
<SRL>U1SM6,U1A69 </XF> <!XE>

1A69

FR

MS

8/13/2020 11:42:35 PM

[Badge1# 4808] 234230 1961498 6722339 38.5469281 -121.4382022 3.94 0 0 328.2 N N TXT/DEST/U1SM6 MSG/here
THID/_4UBEHFFISUUO F1/U1A69,U1SM6

1A69

TO

MS

8/13/2020 11:42:44 PM

[FROM UNIT: [REDACTED]] U1SM6 23:42 can you call me <!XS> <XF TP=MC> <STID>_4UBEHFFISUUO
<SRL>U1SM6,U1A69 </XF> <!XE>

1A69

TO

MS

8/13/2020 11:42:55 PM

[FROM UNIT: ██████████] U1SM6 23:42 got an errand for u <!XS> <XF TP=MC> <STID>_4UBEHFFISUUO
<SRL>U1SM6,U1A69 </XF> </XE>

1A69

FR

MS

8/13/2020 11:45:54 PM

[Badge1# 4808] 234549 1961485 6722339 38.5468914 -121.4382041 12.14 0 0 327.7 N N TXT/DEST/U1A65 MSG/u sure
its a 924 THID/_4UBEHGDTH033 F1/U1A69,U1A65

1A69

TO

MS

8/13/2020 11:46:13 PM

[FROM UNIT: [REDACTED]] U1A65 23:46 6b homie <!XS> <XF TP=MC> <STID>_4UBEHGDTH033
<SRL>U1A65,U1A69 </XF> <!XE>

1A69

TO

MS

8/13/2020 11:46:16 PM

[FROM UNIT: [REDACTED]] U1A65 23:46 c4 <IXS> <XF TP=MC> <STID>_4UBEHGDTH033 <SRL>U1A65,U1A69
</XF> <!XE>

1A69

FR

MS

8/13/2020 11:46:35 PM

[Badge1# 4808] 234635 1961450 6722277 38.5467969 -121.4384201 13.78 2.8 0 184.9 N N TXT/DEST/U1A65 MSG/aigh
thank you THID/_4UBEHGDTH033 F1/U1A69,U1A65

1A69

FR

MS

8/13/2020 11:56:57 PM

[Badge1# 4808] 235652 1963394 6733993 38.551929 -121.3974096 10.83 0 0 227.8 N N TXT/DEST/HSR6 MSG/c4 62 and
send me the 415f in 6c pls THID/HSR6-U1A69 F1/U1A69,HSR6

1A69

TO

MS

8/13/2020 11:57:19 PM

[FROM UNIT: [REDACTED]] HSR6 23:57 1A69, THANKS! <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A69

FR

MS

8/14/2020 12:05:35 AM

[Badge1# 4808] 000534 1948981 6725709 38.512501 -121.4266963 14.44 0 0 213.1 N N TXT/DEST/U1A68 MSG/i got it
back here THID/_4UBEHLS7PFNI F1/U1A69,U1A68

1A69

TO

MS

8/14/2020 2:25:29 AM

[FROM UNIT: ██████████] U1A79 02:25 take your time man im super far out <!XS> <XF TP=MC>
<STID>_4UBEIOC6RVSQ <STO>:SA:242967 <SRL>:SA:242967 </XF> <!XE>

1A69

FR

MS

8/14/2020 2:26:06 AM

[Badge1# 4808] 022600 1963826 6722850 38.5533115 -121.4363654 -3.94 62.9 0 294.3 N N TXT/DEST/:SA:242967

MSG/forsure THID/_4UBEIOC6RVSQ F1/:SA:242967

1A69

TO

MS

8/14/2020 2:54:33 AM

[FROM UNIT: ██████████] U1A79 02:54 you avail to come by for veh search? <!XS> <XF TP=MC>
<STID>_4UBEIWCC99EW <SRL>U1A79,U1A69 </XF> <!XE>

1A69

FR

MS

8/14/2020 2:54:40 AM

[Badge1# 4808] 025438 1948215 6722424 38.5104527 -121.4381928 -8.53 11.6 0 86.3 N N TXT/DEST/U1A79 MSG/906
THID/_4UBEIWCC99EW F1/U1A69,U1A79

1A69

TO

MS

8/14/2020 5:00:41 AM

[FROM UNIT: ██████████] U2A62 05:00 thanks breh <!XS> <XF TP=MC> <STID>_4UBEJV0SBKFO
<STO>:SA:243048 <SRL>U2A62,:SA:243048 </XF> <!XE>

1A69

TO

MS

8/14/2020 5:01:12 AM

[FROM UNIT: ██████████] U1A79 05:01 check check <!XS> <XF TP=MC> <STID>_4UBEJV0SBKFO
<STO>:SA:243048 <SRL>:SA:243048 </XF> <!XE>

1A69

TO

MS

8/14/2020 5:02:17 AM

[FROM UNIT: [REDACTED]] U1A65 05:02 c4 homie im way closer <!XS> <XF TP=MC> <STID>_4UBEHGDTH033
<SRL>U1A65,U1A69 </XF> <!XE>

1A69

FR

MS

8/14/2020 5:02:26 AM

[Badge1# 4808] 050226 1959607 6725335 38.5416854 -121.4277672 3.61 53.1 0 359.4 N N TXT/DEST/U1A65 MSG/aigt
THID/_4UBEHGDTH033 F1/U1A69,U1A65

1A69

FR

MS

8/14/2020 5:02:36 AM

[Badge1# 4808] 050231 1959988 6725331 38.5427307 -121.4277754 5.91 52 0 0.6 N N TXT/DEST/U1A65 MSG/thanks
THID/_4UBEHGDTH033 F1/U1A69,U1A65

1A69

FR

MS

8/14/2020 6:11:40 AM

[Badge1# 4808] 061139 1962663 6717406 38.5502088 -121.455427 -12.14 0 0 92 N N TXT/DEST/UNM1816 MSG/hi
THID/_4UBEKPYUZMS F1/U1A69,UNM1816

1A69

TO

MS

8/14/2020 6:11:56 AM

[FROM UNIT: [REDACTED]] UNM1816 06:11 good morning <!XS> <XF TP=MC> <STID>_4UBEKEPYUZMS
<SRL>UNM1816,U1A69 </XF> <!XE>

1A69

FR

MS

8/14/2020 6:12:01 AM

[Badge1# 4808] 061159 1962660 6717396 38.5502021 -121.4554605 5.91 0 0 92 N N TXT/DEST/UNM1816 MSG/wyd
THID/_4UBEKPYUZMS F1/U1A69,UNM1816

1A69

TO

MS

8/14/2020 6:12:24 AM

[FROM UNIT: [REDACTED]] UNM1816 06:12 supp report for a rpt from 2 days ago :(<!XS> <XF TP=MC>
<STID>_4UBEKEPYUZMS <SRL>UNM1816,U1A69 </XF> <!XE>

1A69

TO

MS

8/14/2020 6:12:36 AM

[FROM UNIT: [REDACTED]] UNM1816 06:12 go home! <!XS> <XF TP=MC> <STID>_4UBEKEPYUZMS
<SRL>UNM1816,U1A69 </XF> <!XE>

1A69

FR

MS

8/14/2020 6:12:45 AM

[Badge1# 4808] 061240 1962686 6717398 38.5502729 -121.455454 -33.46 0 0 233.6 N N TXT/DEST/UNM1816 MSG/you
already out of roll call THID/_4UBEKEPYUZMS F1/U1A69,UNM1816

1A69

TO

MS

8/14/2020 6:13:03 AM

[FROM UNIT: [REDACTED]] UNM1816 06:13 yeah <!XS> <XF TP=MC> <STID>_4UBEKEPYUZMS
<SRL>UNM1816,U1A69 </XF> <!XE>

1A69

FR

MS

8/14/2020 6:13:13 AM

[Badge1# 4808] 061310 1962686 6717398 38.5502736 -121.4554543 -33.46 0 0 233.6 N N TXT/DEST/UNM1816

MSG/niceeeeeee .. imy THID/_4UBEKEPYUZMS F1/U1A69,UNM1816

1A69

TO

MS

8/14/2020 6:13:21 AM

[FROM UNIT: ██████████] UNM1816 06:13 im using workout time to catch up on this supp <!XS> <XF TP=MC>
<STID>_4UBEKEPYUZMS <SRL>UNM1816,U1A69 </XF> <!XE>

1A69

FR

MS

8/14/2020 6:13:43 AM

[Badge1# 4808] 061336 1962686 6717392 38.5502722 -121.455475 -31.17 0 0 248.7 N N TXT/DEST/UNM1816 MSG/i
hope to be 1/16 of the cop you are THID/_4UBEKEPYUZMS F1/U1A69,UNM1816

1A69

FR

MS

8/14/2020 6:14:12 AM

[Badge1# 4808] 061412 1962689 6717391 38.5502802 -121.455478 -29.86 0 0 248.7 N N TXT/DEST/UNM1816 MSG/ill let
u finish .. bye THID/_4UBEKPYUZMS F1/U1A69,UNM1816

1A69

TO

MS

8/14/2020 6:44:08 AM

[FROM UNIT: ██████████] HSR4 06:44 FYI,(REVIEW POLICE CALL SA240036) ALL UNITS BROADCAST
MCKINLEY BLVD / 33RD ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A69

FR

BY

8/14/2020 6:45:29 AM

4808 [REDACTED] 064524 1979623 6705019 38.5969746 -121.4984097 -11.81 0 0 108.4 N N TXT/MSGID/2 MIL/0.0

MOK/Y ROK/Y OFFC/Y

1A65

FR

SO

8/13/2020 5:39:51 AM

[Vehicle# 12649] [Badge1# 4486] [REDACTED] N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12649 CVER/7.5.4
PVER/7.5 PBLD/284 MSGID/3 JUR/SA UNIT/1A65 TYPE/PT ZON1/6B ZON2/P6 OFF1/4486 PAS1/***** DUT1/RFL
PRT1/P25963 VEH/12649 ROK/Y MOK/Y LOK/Y REM/LL BSC PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A65

TO

MS

8/13/2020 6:30:36 AM

[FROM UNIT: [REDACTED]] HSR12 06:30 (GEN REQ)P6MDT, FYI CLOSURES SA20-240036 MCKINLEY BLVD / 33RD
ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR12 </XF> <!XE>

1A65
FR
BY
8/13/2020 6:47:09 AM
4486 [REDACTED]

N N TXT/MSGID/4 MIL/0.0 MOK/Y ROK/Y OFFC/Y

1A65

FR

SO

8/13/2020 9:46:47 PM

[Vehicle# 12444] [Badge1# 4486] [REDACTED] 214642 1979521 6703265 38.596722 -121.5045502 11.81 21.5 0
182.7 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12444 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1A65
TYPE/PT ZON1/6B ZON2/P6 OFF1/4486 PAS1/***** DUT1/RFL PRT1/P25963 VEH/12444 ROK/Y MOK/Y LOK/Y
REM/LL/BSC PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A65

FR

MS

8/13/2020 9:48:11 PM

[Badge1# 4486] 214804 1973206 6702796 38.5793893 -121.5063104 -2.95 58.9 0 220.3 N N TXT/DEST/HSR6 MSG/er 952
THID/_4UBEGJWUMEUY F1/U1A65,HSR6

1A65

TO

MS

8/13/2020 10:31:10 PM

[FROM UNIT: ██████████] HSR6 22:31 EXTRA PATROL REQ IN 6B***,(REVIEW POLICE CALL SA242815) ALL
UNITS BROADCAST 6000 61ST ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A65

TO

MS

8/13/2020 10:37:21 PM

[FROM UNIT: ██████████] HSR4 22:37 BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL SA242811) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A65

TO

MS

8/13/2020 10:40:28 PM

[FROM UNIT: [REDACTED]] HSR6 22:40 FYI***** SUICIDAL SUBJ IN BLU MAZD [REDACTED] ****,(REVIEW POLICE
CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO>
<SRL>HSR6 </XF> <!XE>

1A65

TO

MS

8/13/2020 10:45:09 PM

[FROM UNIT: [REDACTED]] HSR4 22:45 BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A65

FR

MS

8/13/2020 10:53:36 PM

[Badge1# 4486] 225331 1961858 6714125 38.5480534 -121.4669132 27.56 0 0 297.9 N N TXT/DEST/U1SM6 MSG/female
id in car- [REDACTED] THID/_4UBEH1A3TMWK F1/U1A65,U1SM6

1A65

TO

MS

8/13/2020 10:54:33 PM

[FROM UNIT: [REDACTED]] U2A62 22:54 T <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

TO

MS

8/13/2020 10:54:33 PM

[FROM UNIT: [REDACTED]] U2A62 22:54 A <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

TO

MS

8/13/2020 10:54:35 PM

[FROM UNIT: [REDACTED]] U2A62 22:54 C <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

TO

MS

8/13/2020 10:54:35 PM

[FROM UNIT: [REDACTED] U2A62 22:54 O <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

FR

MS

8/13/2020 10:54:35 PM

[Badge1# 4486] 225432 1961858 6714125 38.5480532 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U1SM6 MSG/male
r/o of lexus- [REDACTED] no kpf hx THID/_4UBEH1A3TMWK F1/U1A65,U1SM6

1A65

TO

MS

8/13/2020 10:54:36 PM

[FROM UNIT: [REDACTED] 2] U2A62 22:54 S <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

FR

MS

8/13/2020 10:54:42 PM

[Badge1# 4486] 225437 1961858 6714125 38.5480532 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U2A62 MSG/y
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/13/2020 10:54:43 PM

[Badge1# 4486] 225442 1961858 6714125 38.5480531 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U2A62 MSG/e
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/13/2020 10:54:43 PM

[Badge1# 4486] 225442 1961858 6714125 38.5480531 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U2A62 MSG/s
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/13/2020 10:54:44 PM

[Badge1# 4486] 225442 1961858 6714125 38.5480531 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U2A62 MSG/s
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/13/2020 10:54:45 PM

[Badge1# 4486] 225442 1961858 6714125 38.5480531 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U2A62 MSG/i
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/13/2020 10:54:46 PM

[Badge1# 4486] 225442 1961858 6714125 38.5480531 -121.4669129 27.89 0 0 297.9 N N TXT/DEST/U2A62 MSG/r
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/13/2020 10:55:57 PM

[FROM UNIT: [REDACTED]] U1SM6 22:55 thanyou <!XS> <XF TP=MC> <STID>_4UBEH1A3TMWK
<SRL>U1SM6,U1A65 </XF> <!XE>

1A65

FR

MS

8/13/2020 10:56:53 PM

[Badge1# 4486] 225649 1961858 6714126 38.5480531 -121.4669121 28.22 0 0 297.9 N N TXT/DEST/HSR6 MSG/can u
make up a 981 call (related to this call im on) at [REDACTED] Tangerine Ave in D5 for an [REDACTED]...her
phone was located after a 952 here and her ID in the car...utl her here THID/_4UBEGJWUMEUY F1/U1A65,HSR6

1A65

FR

MS

8/13/2020 10:57:51 PM

[Badge1# 4486] 225745 1961745 6714526 38.5477352 -121.4655162 22.64 0 0 105 N N TXT/DEST/U2A62 MSG/where u
guys at THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/13/2020 10:58:11 PM

[FROM UNIT: [REDACTED] U2A62 22:58 Where you at? <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

TO

MS

8/13/2020 10:58:18 PM

[FROM UNIT: [REDACTED] U2A62 22:58 you are still mapping on 5th <IXS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/13/2020 10:58:31 PM

[Badge1# 4486] 225826 1961416 6715769 38.5468127 -121.4611753 22.97 45.8 0 91.6 N N TXT/DEST/U2A62
MSG/broadway/stockton im er though THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/13/2020 10:58:46 PM

[FROM UNIT: [REDACTED] U2A62 22:58 you better hurry we are broadway/6ths <!XS> <XF TP=MC>
<STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65 </XF> <!XE>

1A65

TO

MS

8/13/2020 10:58:49 PM

[FROM UNIT: [REDACTED]] U2A62 22:58 65th <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

TO

MS

8/13/2020 10:59:54 PM

[FROM UNIT: ██████████ HSR6 22:59 1A65,242846 <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65

FR

MS

8/13/2020 11:00:27 PM

[Badge1# 4486] 230023 1964280 6716740 38.5546611 -121.4577198 23.95 23.9 0 322.6 N N TXT/DEST/HSR6 MSG/thank
you THID/_4UBEGJWUMEUY F1/U1A65,HSR6

1A65

TO

MS

8/13/2020 11:03:40 PM

[FROM UNIT: [REDACTED]] U2A62 23:03 906 <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

FR

MS

8/13/2020 11:03:48 PM

[Badge1# 4486] 230343 1963491 6730467 38.5522603 -121.4097378 36.75 29.8 0 106 N N TXT/DEST/U2A62

MSG/folsom/pi THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/13/2020 11:04:18 PM

[FROM UNIT: [REDACTED] U2A62 23:04 9s06 <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

TO

MS

8/13/2020 11:04:27 PM

[FROM UNIT: ██████████ U2A62 23:04 slow poke <IXS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/13/2020 11:05:01 PM

[Badge1# 4486] 230459 1962275 6731181 38.5489062 -121.4072689 33.14 48.1 0 107.3 N N TXT/DEST/U2A62 MSG/i
always obey all rules of the road THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/13/2020 11:25:06 PM

[Badge1# 4486] 232505 1954953 6720492 38.5289884 -121.4447988 31.82 6.6 0 251.8 N N TXT/DEST/:SA:242851

MSG/keep an eye out for SEVEN kids THID/_4UBEHAMPC8GK F1/:SA:242851

1A65

TO

MS

8/13/2020 11:25:24 PM

[FROM UNIT: [REDACTED] U2A62 23:25 im gonna assume this large van <!XS> <XF TP=MC>
<STID>_4UBEHAMPC8GK <STO>:SA:242851 <SRL>:SA:242851 </XF> <!XE>

1A65

TO

MS

8/13/2020 11:40:21 PM

[FROM UNIT: ██████████] HSR6 23:40 1A65 2A62,WANA HANDLE 2860 AROUND THE CORNER WHEN YOU'RE
DONE PLZ =] =] <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65

FR

MS

8/13/2020 11:40:43 PM

[Badge1# 4486] 234039 1955209 6720386 38.5296926 -121.4451657 19.36 0 0 89.5 N N TXT/DEST/HSR6 MSG/ill adv thx

THID/_4UBEGJWUMEUY F1/U1A65,HSR6

1A65

TO

MS

8/13/2020 11:40:51 PM

[FROM UNIT: [REDACTED]] HSR6 23:40 1A65, YOU DA BEST! THANKYOU <IXS> <XF TP=MC> <STID> <STO>
<SRL> </XF> <IXE>

1A65

TO

MS

8/13/2020 11:45:56 PM

[FROM UNIT: ██████████] U1A69 23:45 u sure its a 924 <IXS> <XF TP=MC> <STID>_4UBEHGDTH033
<SRL>U1A69,U1A65 </XF> <!XE>

1A65

FR

MS

8/13/2020 11:46:13 PM

[Badge1# 4486] 234612 1951088 6722007 38.5183502 -121.4395878 18.04 30.3 0 159.4 N N TXT/DEST/U1A69 MSG/6b
homie THID/_4UBEHGDTH033 F1/U1A65,U1A69

1A65

FR

MS

8/13/2020 11:46:16 PM

[Badge1# 4486] 234612 1951088 6722007 38.5183502 -121.4395878 18.04 30.3 0 159.4 N N TXT/DEST/U1A69 MSG/c4
THID/_4UBEHGDTH033 F1/U1A65,U1A69

1A65

TO

MS

8/13/2020 11:46:37 PM

[FROM UNIT: [REDACTED]] U1A69 23:46 aigth thank you <!XS> <XF TP=MC> <STID>_4UBEHGDTH033
<SRL>U1A69,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 1:01:48 AM

[FROM UNIT: [REDACTED]] U2A62 01:01 you feel like comin by our stop? <!XS> <XF TP=MC>
<STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 1:01:55 AM

[Badge1# 4486] 010154 1953476 6717277 38.5249842 -121.4560675 16.73 22.8 0 269.2 N N TXT/DEST/U2A62 MSG/er
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/14/2020 1:02:02 AM

[FROM UNIT: [REDACTED] U2A62 01:02 ty <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

FR

MS

8/14/2020 1:02:10 AM

[Badge1# 4486] 010205 1953469 6716851 38.5249721 -121.4575577 14.76 28 0 269.1 N N TXT/DEST/HSR6 MSG/er 62
THID/_4UBEGJWUMEUY F1/U1A65,HSR6

1A65

TO

MS

8/14/2020 1:02:25 AM

[FROM UNIT: [REDACTED]] HSR3 01:02 1A65,CHK <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65

TO

MS

8/14/2020 1:26:36 AM

[FROM UNIT: [REDACTED]] HSR3 01:26 1A65, YOU AVAIL TO ASSIST 1A79 FOR 459A IN 6C? <!XS> <XF TP=MC>
<STID> <STO> <SRL> </XF> <!XE>

1A65

TO

MS

8/14/2020 1:27:00 AM

[FROM UNIT: [REDACTED]] HSR3 01:26 1A65,POSS SUSPS 906 <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A65

FR

MS

8/14/2020 1:28:58 AM

[Badge1# 4486] 012856 1958710 6714877 38.539396 -121.4643518 19.69 22.9 0 96 N N TXT/DEST/HSR3 MSG/aff er
THID/HSR3-U1A65 F1/U1A65,HSR3

1A65

TO

MS

8/14/2020 1:29:07 AM

[FROM UNIT: [REDACTED]] HSR3 01:29 1A65,CHK THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65

FR

MS

8/14/2020 1:30:20 AM

[Badge1# 4486] 013018 1958745 6717378 38.539453 -121.4556045 -3.28 0 0 91.6 N N TXT/DEST/U1A68 MSG/are you
guys still on that dv? THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65

FR

MS

8/14/2020 1:31:27 AM

[Badge1# 4486] 013124 1957833 6719451 38.5369133 -121.4483772 12.47 49.6 0 156.8 N N TXT/DEST/U1A68 MSG/i
dealt with them earlier tonight THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65

TO

MS

8/14/2020 1:33:18 AM

[FROM UNIT: [REDACTED]] U1A68 01:33 whole lotta nonsense.. took forver but we finally got family to come take mom and 7kids elsewhere for the night. <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC <SRL>U1A68,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 1:34:23 AM

[Badge1# 4486] 013422 1953571 6723941 38.5251349 -121.4327748 32.15 38.4 0 268.9 N N TXT/DEST/U1A68 MSG/yeah
it was a circus earlier too....sorry you guys had to handle it THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65

TO

MS

8/14/2020 1:34:52 AM

[FROM UNIT: [REDACTED]] U1A68 01:34 no apologies.. you owe us lol <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC
<SRL>U1A68,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 1:34:59 AM

[Badge1# 4486] 013458 1953533 6721664 38.5250676 -121.4407329 20.67 42.3 0 269.8 N N TXT/DEST/U1A68

MSG/fasho THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65

FR

MS

8/14/2020 1:35:17 AM

[Badge1# 4486] 013513 1953534 6721200 38.5250801 -121.4423571 23.95 0 0 269.1 N N TXT/DEST/HSR3 MSG/cpy back
er 459a THID/HSR3-U1A65 F1/U1A65,HSR3

1A65

TO

MS

8/14/2020 1:36:32 AM

[FROM UNIT: [REDACTED]] HSR3 01:36 1A65 1A79,PER 1A68.....HE AND AND 1A69 WILL BE ER ON THIS IN A
MOMENT IF YOU WANT TO C4 <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65

FR

MS

8/14/2020 1:36:45 AM

[Badge1# 4486] 013644 1953556 6726416 38.5250516 -121.4241215 21.65 50.6 0 89.6 N N TXT/DEST/HSR3 MSG/ill cont
THID/HSR3-U1A65 F1/U1A65,HSR3

1A65

TO

MS

8/14/2020 1:37:01 AM

[FROM UNIT: [REDACTED]] HSR3 01:37 1A79 1A65,CHK THANKS <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1A65

TO

MS

8/14/2020 1:43:57 AM

[FROM UNIT: ██████████] UK92 01:43 hmmm <!XS> <XF TP=MC> <STID>_4UBEICXFA1X4 <STO>:SA:242943
<SRL>:SA:242943 </XF> <!XE>

1A65

TO

MS

8/14/2020 1:44:21 AM

[FROM UNIT: ██████████] U1A68 01:44 leaning towards the accidental... <!XS> <XF TP=MC>
<STID>_4UBEICXFA1X4 <STO>:SA:242943 <SRL>:SA:242943 </XF> <!XE>

1A65

TO

MS

8/14/2020 1:44:45 AM

[FROM UNIT: [REDACTED]] U1A79 01:44 yeah. yall can c4 <!XS> <XF TP=MC> <STID>_4UBEICXFA1X4
<STO>:SA:242943 <SRL>:SA:242943 </XF> <!XE>

1A65

TO

MS

8/14/2020 2:22:58 AM

[FROM UNIT: ██████████] U1A68 02:22 what did 62 get? <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC
<SRL>U1A68,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 2:23:08 AM

[Badge1# 4486] 022305 1953596 6725530 38.5251767 -121.4272204 -0.66 0 0 268.3 N N TXT/DEST/U1A68 MSG/warrant
THID/_4UBEI95QVPQC F1/U1A65,U1A68

1A65

TO

MS

8/14/2020 2:23:23 AM

[FROM UNIT: [REDACTED]] U1A68 02:23 meh <!XS> <XF TP=MC> <STID>_4UBEI95QVPQC <SRL>U1A68,U1A65
</XF> <!XE>

1A65

TO

MS

8/14/2020 2:23:45 AM

[FROM UNIT: ██████████] U1SM6 02:23 can you jump on dvd40's call <!XS> <XF TP=MC>
<STID>_4UBEH1A3TMWK <SRL>U1SM6,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 2:24:08 AM

[FROM UNIT: ██████████] U1SM6 02:24 they need a transport unit, all paperwork are done <!XS> <XF TP=MC>
<STID>_4UBEH1A3TMWK <SRL>U1SM6,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 2:24:31 AM

[FROM UNIT: ██████████ U1SM6 02:24 looks like they are on stockton/elder creek <!XS> <XF TP=MC>
<STID>_4UBEH1A3TMWK <SRL>U1SM6,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 2:29:40 AM

[FROM UNIT: [REDACTED]] U1SM6 02:29 disregard, 68's er <IXS> <XF TP=MC> <STID>_4UBEH1A3TMWK
<SRL>U1SM6,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 2:29:51 AM

[FROM UNIT: [REDACTED]] U2A62 02:29 anything happen while we were gone? <!XS> <XF TP=MC>
<STID>_4UBEH28OUQ03 <SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 2:32:55 AM

[Badge1# 4486] 023253 1954696 6720618 38.528281 -121.4443663 16.73 0 0 290 N N TXT/DEST/U2A62 MSG/your mom
stopped by THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/14/2020 2:33:06 AM

[FROM UNIT: [REDACTED]] U2A62 02:33 Hows she doin? <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 2:33:17 AM

[Badge1# 4486] 023313 1954696 6720618 38.528281 -121.4443662 16.73 0 0 290 N N TXT/DEST/U1SM6 MSG/cpy sorry i didnt see your messages...this van was flying down stockton THID/_4UBEH1A3TMWK F1/U1A65,U1SM6

1A65

FR

MS

8/14/2020 2:33:35 AM

[Badge1# 4486] 023334 1954697 6720618 38.5282815 -121.4443662 17.06 0 0 290 N N TXT/DEST/U2A62 MSG/good
now... nawmsayin THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/14/2020 2:34:09 AM

[FROM UNIT: [REDACTED]] U2A62 02:34 verryyyy niceeeee <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 2:34:16 AM

[FROM UNIT: [REDACTED]] U1SM6 02:34 no worries <!XS> <XF TP=MC> <STID>_4UBEH1A3TMWK
<SRL>U1SM6,U1A65 </XF> <!XE>

1A65

TO

MS

8/14/2020 3:04:02 AM

[FROM UNIT: [REDACTED] U2A62 03:04 get out of the county <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 3:04:29 AM

[Badge1# 4486] 030428 1956680 6717431 38.5337797 -121.4554632 15.42 0 0 184 N N TXT/DEST/U2A62 MSG/get out of my country THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/14/2020 3:04:57 AM

[FROM UNIT: ██████████] U2A62 03:04 Go back to San Francisco. <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3
<SRL>U2A62,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 3:05:23 AM

[Badge1# 4486] 030519 1956095 6717018 38.5321814 -121.4569196 11.48 26.8 0 269.3 N N TXT/DEST/U2A62 MSG/eww
never THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/14/2020 3:22:21 AM

[FROM UNIT: [REDACTED]] U2A62 03:22 no <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

FR

MS

8/14/2020 3:22:42 AM

[Badge1# 4486] 032237 1954819 6720671 38.5286164 -121.4441775 9.19 57.2 0 339 N N TXT/DEST/U2A62 MSG/loI
THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

FR

MS

8/14/2020 3:24:03 AM

[Badge1# 4486] 032359 1958761 6720353 38.5394451 -121.4452043 0.98 31.9 0 88.1 N N TXT/DEST/U2A62 MSG/i wish i
could release a banana peel on this car THID/_4UBEH28OUQO3 F1/U1A65,U2A62

1A65

TO

MS

8/14/2020 3:24:15 AM

[FROM UNIT: [REDACTED]] U2A62 03:24 do it <!XS> <XF TP=MC> <STID>_4UBEH28OUQO3 <SRL>U2A62,U1A65
</XF> <!XE>

1A65

FR

MS

8/14/2020 3:41:04 AM

[Badge1# 4486] 034059 1961462 6723139 38.5468168 -121.4354045 1.64 0 0 91.1 N N TXT/DEST/HSR4 MSG/er 952
THID/HSR4-U1A65 F1/U1A65,HSR4

1A65

FR

MS

8/14/2020 5:01:47 AM

[Badge1# 4486] 050144 1960976 6718089 38.5455659 -121.4530729 1.64 0 0 337.9 N N TXT/DEST/HSR4 MSG/nack er
THID/HSR4-U1A65 F1/U1A65,HSR4

1A65

FR

MS

8/14/2020 5:01:51 AM

[Badge1# 4486] 050149 1960976 6718089 38.5455659 -121.453073 1.64 0 0 337.9 N N TXT/DEST/HSR4 MSG/back
THID/HSR4-U1A65 F1/U1A65,HSR4

1A65

TO

MS

8/14/2020 5:01:59 AM

[FROM UNIT: ██████████] HSR3 05:01 1A65,CHK <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1A65

FR

MS

8/14/2020 5:02:17 AM

[Badge1# 4486] 050215 1960976 6718089 38.5455659 -121.4530734 1.97 0 0 337.9 N N TXT/DEST/U1A69 MSG/c4 homie
im way closer THID/_4UBEHGDTH033 F1/U1A65,U1A69

1A65

TO

MS

8/14/2020 5:02:37 AM

[FROM UNIT: [REDACTED] U1A69 05:02 aight <!XS> <XF TP=MC> <STID>_4UBEHGDTH033 <SRL>U1A69,U1A65
</XF> <!XE>

1A65

TO

MS

8/14/2020 5:02:38 AM

[FROM UNIT: [REDACTED]] U1A69 05:02 thanks <!XS> <XF TP=MC> <STID>_4UBEHGDTH033 <SRL>U1A69,U1A65
</XF> <!XE>

1A65

TO

MS

8/14/2020 6:44:08 AM

[FROM UNIT: ██████████] HSR4 06:44 FYI,(REVIEW POLICE CALL SA240036) ALL UNITS BROADCAST
MCKINLEY BLVD / 33RD ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1A65

FR

BY

8/14/2020 6:45:02 AM

4486 [REDACTED] 064501 1979599 6705019 38.5969102 -121.4984125 38.71 0 0 108.4 N N TXT/MSGID/2 MIL/0.0

MOK/Y ROK/Y OFFC/Y

1A65

FR

SO

8/14/2020 9:48:29 PM

[Vehicle# 12664] [Badge1# 4486] [REDACTED] 214821 1979494 6705093 38.5966206666667 -121.498154666667 3

0.3 N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12664 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1A65

TYPE/PT ZON1/6B ZON2/P6 OFF1/4486 PAS1/***** DUT1/RFL PRT1/P25963 VEH/12664 ROK/Y MOK/Y LOK/Y

REM/LL/BSC PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1A65

TO

MS

8/14/2020 10:19:04 PM

[FROM UNIT: ██████████ HSR6 22:19 FYI...FIRE IN AREA...FIRE ER,(REVIEW POLICE CALL SA243989) ALL
UNITS BROADCAST 8329 FOLSOM BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1A65

TO

MS

8/14/2020 11:27:04 PM

[FROM UNIT: [REDACTED] U1C65 23:27 fit like a glove <!XS> <XF TP=MC> <STID>_4UBESC3KQ005
<SRL>U1C65,U1A65 </XF> <!XE>

1A65

FR

MS

8/14/2020 11:42:58 PM

[Badge1# 4486] 234256 1960262 6718656 38.5435965 -121.451106 9.8 0.1 N N TXT/DEST/U1C65 MSG/!lol thats
awesome! THID/_4UBESC3KQ005 F1/U1A65,U1C65

1A65

TO

MS

8/14/2020 11:42:58 PM

[FROM UNIT: ██████████] Message NOT sent. Code specified is not a valid desk,handle,number or MDT (1C65)

1SM6

TO

MS

8/13/2020 12:17:09 AM

[FROM UNIT: ██████████ HSR6 00:17 (GEN REQ)1SM6, PLS ADV ON RESPONSE SA20-241795 ██████████ 25TH AVE
<!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 12:20:01 AM

[Badge1# 3667] 001947 1979463 6704742 38.5965401666667 -121.499383166667 15.3 0.1 N N TXT/DEST/HSR6

MSG/c4 THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 12:20:09 AM

[FROM UNIT: [REDACTED]] HSR6 00:20 1SM6,TY <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM66

TO

MS

8/13/2020 12:43:45 AM

[FROM UNIT: ██████████ UGNG77 00:43 u there sarge? <!XS> <XF TP=MC> <STID>_4UBE6VC9OOZL
<SRL>UGNG77,U1SM66 </XF> <!XE>

1SM66

FR

MS

8/13/2020 12:44:03 AM

[Badge1# [REDACTED] N N TXT/DEST/UGNG77 MSG/here THID/_4UBE6VC9OOZL F1/U1SM66,UGNG77 SUP/Y

1SM66

TO

MS

8/13/2020 12:44:32 AM

[FROM UNIT: [REDACTED]] UGNG77 00:44 disregard, the note for the modell rpt wasn't popping up for what the correction was... just did thanks <!XS> <XF TP=MC> <STID>_4UBE6VC9OOZL <SRL>UGNG77,U1SM66 </XF> <!XE>

1SM66

FR

MS

8/13/2020 12:44:47 AM

[Badge1# [REDACTED] N N TXT/DEST/UGNG77 MSG/ah...ck ck THID/_4UBE6VC9OOZL F1/U1SM66,UGNG77 SUP/Y

1SM6

TO

MS

8/13/2020 12:46:31 AM

[FROM UNIT: [REDACTED]] U1A78 00:46 U1A78 has left the conversation. <!XS> <XF TP=MC>
<STID>_4UBE6W53H3S9 <SRL>U1SM6,U1SM66 <OTID>_4UBE64SRO8EN <ADMIN>Y </XF> <!XE>

1SM66

TO

MS

8/13/2020 12:46:33 AM

[FROM UNIT: ██████████] U1A78 00:46 U1A78 has left the conversation. <!XS> <XF TP=MC>
<STID>_4UBE6W53H3S9 <SRL>U1SM6,U1SM66 <OTID>_4UBE64SRO8EN <ADMIN>Y </XF> <!XE>

1SM6

TO

MS

8/13/2020 12:49:01 AM

[FROM UNIT: [REDACTED]] HSR6 00:49 (GEN REQ)1SM6, PLS ADV ON RESPONSE SA20-241816 [REDACTED] S ST <!XS>
<XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 12:50:47 AM

[Badge1# 3667] 005030 1979469 6704609 38.596557 -121.499848333333 8.9 8.7 274.15 N N TXT/DEST/HSR6 MSG/c4
THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 12:51:37 AM

[FROM UNIT: ██████████] HSR6 00:51 1SM6,CK TY <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <IXE>

1SM6

FR

MS

8/13/2020 12:52:39 AM

[Badge1# 3667] 005225 1979677 6703647 38.5971438333333 -121.503210333333 6.3 0 N N TXT/DEST/HSR6 MSG/plz
send 1a61 to the south area 245 for cnt work THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/13/2020 12:55:24 AM

[Badge1# 3667] 005510 1970480 6701947 38.571916 -121.509332166667 12 50.7 181.74 N N TXT/DEST/U2A68

MSG/jail?! THID/_4UBE6YKBZVCW F1/U1SM6,U2A68 SUP/Y

1SM66

FR

BY

8/13/2020 12:56:47 AM

AA172.30.16.240

N N TXT/MSGID/2 MIL/0.0 MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

TO

MS

8/13/2020 1:02:47 AM

[FROM UNIT: [REDACTED]] U1A79 01:02 avail for a call? <!XS> <XF TP=MC> <STID>_4UBE6F43MUBT
<SRL>U1A79,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 1:04:16 AM

[FROM UNIT: [REDACTED]] U2A68 01:04 unfortunately yes, 1203.2 and 273.6 for [REDACTED] <!XS>
<XF TP=MC> <STID>_4UBE6YKBZVCW <SRL>U2A68,U1SM6 </XF> <!XE>

1SM66

FR

SO

8/13/2020 1:04:17 AM

[Vehicle# 12146] [Badge1# [REDACTED] [REDACTED] 010414 1979628 6705007 38.596988 -121.4984518 37.07 0 0 203.6 N
N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12146 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1SM66 TYPE/PS
ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739 TELA1/[REDACTED] ORG1/P6 VEH/12146 ROKY MOKY
LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1SM6

FR

MS

8/13/2020 1:16:53 AM

[Badge1# 3667] 011639 1958064 6711803 38.5376711666667 -121.475110333333 9.2 0 N N TXT/DEST/U1A79

MSG/now yes THID/_4UBE6F43MUBT F1/U1SM6,U1A79 SUP/Y

1SM6

FR

MS

8/13/2020 1:29:11 AM

[Badge1# 3667] 012853 1958057 6711815 38.5376535 -121.475067833333 5.3 0 N N TXT/DEST/HSR11 MSG/1sm1
approved...can u start 1a12 to the 245 in district 4 plz THID/_4UBE77TZPA5C F1/U1SM6,HSR11 SUP/Y

1SM6

FR

MS

8/13/2020 1:29:53 AM

[Badge1# 3667] 012935 1958061 6711816 38.5376625 -121.475065 5.9 0 N N TXT/DEST/U1A12 MSG/go ahead and grab the truck from richards so you both can get full charging power THID/_4UBE77XJFTKG F1/U1SM6,U1A12 SUP/Y

1SM6

TO

MS

8/13/2020 1:30:22 AM

[FROM UNIT: [REDACTED]] U1A12 01:30 copy <!XS> <XF TP=MC> <STID>_4UBE77XJFTKG <SRL>U1A12,U1SM6
</XF> <!XE>

1SM6

TO

MS

8/13/2020 1:31:20 AM

[FROM UNIT: ██████████] U1A12 01:31 am i meeting someone there <!XS> <XF TP=MC> <STID>_4UBE77XJFTKG
<SRL>U1A12,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 1:31:30 AM

[FROM UNIT: [REDACTED]] HSR11 01:31 1SM6,COPY HAVE HIM ENRT <!XS> <XF TP=MC> <STID> <STO> <SRL>
</XF> <!XE>

1SM66

FR

BY

8/13/2020 1:33:07 AM

013251 1979471 6704952 38.5965581 -121.4986468 -2.3 0 0 352.1 N N TXT/MSGID/2 MIL/0.0

MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

FR

MS

8/13/2020 1:34:22 AM

[Badge1# 3667] 013404 1958070 6711810 38.5376895 -121.475083833333 5.6 0.1 N N TXT/DEST/U1A12 MSG/all you
THID/_4UBE77XJFTKG F1/U1SM6,U1A12 SUP/Y

1SM6

TO

MS

8/13/2020 1:34:30 AM

[FROM UNIT: [REDACTED] U1A12 01:34 copy <!XS> <XF TP=MC> <STID>_4UBE77XJFTKG <SRL>U1A12,U1SM6
</XF> <!XE>

1SM6

TO

MS

8/13/2020 1:34:37 AM

[FROM UNIT: [REDACTED]] U1A12 01:34 see you in a sec <!XS> <XF TP=MC> <STID>_4UBE77XJFTKG
<SRL>U1A12,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/13/2020 1:35:38 AM

[Badge1# 3667] 013525 1958073 6711811 38.5376958333333 -121.475081 5.8 0.1 N N TXT/DEST/U1A12

MSG/cool....once you get here, we'll direct u to a spot. i will get the truck equipment prepped, you just get ready to assist with ur UAS THID/_4UBE77XJFTKG F1/U1SM6,U1A12 SUP/Y

1SM6

TO

MS

8/13/2020 1:35:53 AM

[FROM UNIT: [REDACTED]] U1A12 01:35 copy <!XS> <XF TP=MC> <STID>_4UBE77XJFTKG <SRL>U1A12,U1SM6
</XF> <!XE>

1SM6

TO

MS

8/13/2020 1:36:03 AM

[FROM UNIT: ██████████] U1A12 01:36 notam already sent? <!XS> <XF TP=MC> <STID>_4UBE77XJFTKG
<SRL>U1A12,U1SM6 </XF> <!XE>

1SM66

FR

SO

8/13/2020 1:36:54 AM

[Vehicle# B12416] [Badge1# [REDACTED] [REDACTED] N N TXT/VER/18.5 LAN/A ENV/ LTID/12416PD CVER/7.5.4
PVER/7.5 PBLD/284 MSGID/3 JUR/SA UNIT/1SM66 TYPE/PS ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739
TELA1/[REDACTED] VEH/B12416 ROK/Y MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107 SUP/Y

1SM66

TO

MS

8/13/2020 1:55:23 AM

[FROM UNIT: [REDACTED]] HSR6 01:55 P6MDT,TO 4 PLS <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF>
<!XE>

1SM66

TO

MS

8/13/2020 3:07:03 AM

[FROM UNIT: [REDACTED]] HSR4 03:07 65 METERS CELL CALL,(REVIEW POLICE CALL SA241878) ALL UNITS
BROADCAST 1255 UNIVERSITY AVE <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1SM6

FR

SO

8/13/2020 3:11:05 AM

[Vehicle# 13458] [Badge1# 3667] [REDACTED] 031051 1962686 6717332 38.5502731666667 -121.455683 6.6 0.1 N
N TXT/VER/18.5 LAN/A ENV/ LTID/VEH13458 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1SM6 TYPE/PS
ZON1/P6 OFF1/3667 PAS1/***** PRT1/P25768 TELT1/C TELA1 [REDACTED] TEL [REDACTED] ORG1/P6 VEH/13458 ROK/Y
MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1SM6

TO

MS

8/13/2020 3:29:05 AM

[FROM UNIT: ██████████] HSR4 03:29 1SM6,415E ...NO CONTACT...NO JFN...SEND IT OR CAN IT? <!XS> <XF
TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/13/2020 3:30:42 AM

[FROM UNIT: ██████████] HSR4 03:31 1SM6,ILL SEND IT ...WE HAVE PLENTY OF UNITS IN 6 <!XS> <XF
TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM66

TO

MS

8/13/2020 4:30:00 AM

[FROM UNIT: [REDACTED]] U1A89 04:29 hey serge, ment to ask you during roll call, what day is okay for me to have workout day? <!XS> <XF TP=MC> <STID>_4UBE8KAEU85A <SRL>U1A89,U1SM66 </XF> <!XE>

1SM66

FR

MS

8/13/2020 5:56:06 AM

[Badge1# [REDACTED] N N TXT/DEST/U1A89 MSG/check w/the team and pick 2 days that will work with everyone. I trust you guys to make the best decision THID/_4UBE8KAEU85A F1/U1SM66,U1A89 SUP/Y

1SM66

TO

MS

8/13/2020 5:56:22 AM

[FROM UNIT: [REDACTED]] U1A89 05:56 copy thanks serge <!XS> <XF TP=MC> <STID>_4UBE8KAEU85A
<SRL>U1A89,U1SM66 </XF> <!XE>

1SM66

FR

MS

8/13/2020 5:56:37 AM

[Badge1# [REDACTED] N N TXT/DEST/U1A89 MSG/anytime THID/_4UBE8KAEU85A F1/U1SM66,U1A89 SUP/Y

1SM66
FR
BY
8/13/2020 6:21:42 AM
[REDACTED]

N N TXT/MSGID/4 MIL/0.0 MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

FR

SO

8/13/2020 8:27:01 PM

[Vehicle# B12416] [Badge1# [REDACTED] [REDACTED] N N TXT/VER/18.5 LAN/A ENV/ LTID/12416PD CVER/7.5.4

PVER/7.5 PBLD/284 MSGID/5 JUR/SA UNIT/1SM6 TYPE/PS ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739

TELA1/[REDACTED] ORG1/P6 VEH/B12416 ROK/Y MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

SUP/Y

1SM6

TO

MS

8/13/2020 8:37:53 PM

[FROM UNIT: [REDACTED]] UDUI12 20:37 PMDT,we're avail for duis <!XS> <XF TP=MC> <STID> <STO>HPMDT
<SRL>UDUI12 </XF> <!XE>

1SM6

TO

MS

8/13/2020 9:22:15 PM

[FROM UNIT: ██████████] HSR3 21:22 FYI,(REVIEW POLICE CALL SA242760) ALL UNITS BROADCAST 6435
FLORIN PERKINS RD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR3 </XF> <!XE>

1SM6

FR

MS

8/13/2020 9:22:27 PM

[Badge1# [REDACTED] N N TXT/DEST/HSR6 MSG/on 20-242654, callback comp and see when she will be avail for rpt
again? THID/_4UBEGCRLPKG7 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 9:23:45 PM

[FROM UNIT: ██████████] HSR3 21:23 1SM6,IF NO ANSWER ARE U OK W/US LEAVING A MSG TO CB WHEN
AVAIL FOR RPT? <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 9:24:04 PM

[Badge1# [REDACTED] N N TXT/DEST/HSR3 MSG/yes pls and clr the call until she calls back THID/HSR3-U1SM6

F1/U1SM6,HSR3 SUP/Y

1SM6

TO

MS

8/13/2020 9:24:14 PM

[FROM UNIT: [REDACTED]] HSR3 21:24 1SM6,WILL DO..TY <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1SM6
FR
BY
8/13/2020 9:59:33 PM
[REDACTED]

N N TXT/MSGID/6 MIL/0.0 MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

FR

SO

8/13/2020 10:07:52 PM

[Vehicle# 12146] [Badge1# [REDACTED] [REDACTED] 220738 1979612 6705000 38.5969454 -121.4984795 9.19 0 0 0 N N

TX/VER/18.5 LAN/A ENV/ LTID/VEH12146 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1SM6 TYPE/PS

ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739 TELA1/[REDACTED] ORG1/P6 VEH/12146 ROK/Y MOK/Y

LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1SM6

TO

MS

8/13/2020 10:10:01 PM

[FROM UNIT: ██████████ HSR6 22:10 1SM6,OUR 245 CALL MOVED TO A RPT CALL IN DIST 3 BTW.... 242779
<!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 10:10:12 PM

[Badge1# [REDACTED] 220959 1979602 6704537 38.5969237 -121.5000988 23.62 8.4 0 357.1 N N TXT/DEST/HSR6 MSG/cpy
THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 10:13:09 PM

[FROM UNIT: ██████████] U1SM3 22:13 u there? <!XS> <XF TP=MC> <STID>_4UBEGQTLRV9R
<SRL>U1SM3,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/13/2020 10:13:28 PM

[Badge1# [REDACTED] 221319 1974384 6703526 38.582611 -121.5037357 44.95 60.9 0 202 N N TXT/DEST/U1SM3 MSG/here
THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/13/2020 10:15:37 PM

[FROM UNIT: [REDACTED]] U1SM3 22:15 you ok if i have the 245R call that just occurred in 6A that landed in 3B handled by 6 unit? <!XS> <XF TP=MC> <STID>_4UBEGQTLRV9R <SRL>U1SM3,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 10:16:35 PM

[FROM UNIT: [REDACTED] U1SM3 22:16 call 779 <IXS> <XF TP=MC> <STID>_4UBEGQTLRV9R
<SRL>U1SM3,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/13/2020 10:17:23 PM

[Badge1# [REDACTED] 221715 1965546 6714007 38.5581822 -121.4672499 2.95 25.7 0 195.4 N N TXT/DEST/U1SM3 MSG/let
me take a look THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

FR

MS

8/13/2020 10:21:28 PM

[Badge1# [REDACTED] 222119 1961978 6714351 38.5483796 -121.4661209 21.33 0 0 289.4 N N TXT/DEST/U1SM3 MSG/sounds
good to me... THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/13/2020 10:21:29 PM

[FROM UNIT: [REDACTED]] Message NOT sent. Code specified is not a valid desk,handle,number or MDT (1SM3)

1SM6

TO

MS

8/13/2020 10:26:34 PM

[FROM UNIT: [REDACTED]] HSR6 22:26 CALL PENDING,(REVIEW POLICE CALL SA242800) ROBBERY-LESS
THAN 15 AGO POWER INN RD / LEMON HILL AVE <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <IXE>

1SM6

TO

MS

8/13/2020 10:31:08 PM

[FROM UNIT: [REDACTED]] HSR6 22:31 EXTRA PATROL REQ IN 6B***,(REVIEW POLICE CALL SA242815) ALL
UNITS BROADCAST 6000 61ST ST <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 10:37:25 PM

[FROM UNIT: ██████████] HSR4 22:37 BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL SA242811) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1SM6

TO

MS

8/13/2020 10:40:28 PM

[FROM UNIT: ██████████ HSR6 22:40 FYI***** SUICIDAL SUBJ IN BLU MAZD ██████████ ****,(REVIEW POLICE
CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO>
<SRL>HSR6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 10:45:11 PM

[FROM UNIT: [REDACTED]] HSR4 22:45 BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR4 </XF> <!XE>

1SM6

TO

MS

8/13/2020 10:53:36 PM

[FROM UNIT: [REDACTED]] U1A65 22:53 female id in car-[REDACTED] <!XS> <XF TP=MC>
<STID>_4UBEH1A3TMWK <SRL>U1A65,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 10:54:36 PM

[FROM UNIT: [REDACTED]] U1A65 22:54 male r/o of lexus- [REDACTED] no kpf hx <!XS> <XF TP=MC>
<STID>_4UBEH1A3TMWK <SRL>U1A65,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/13/2020 10:55:55 PM

[Badge1# [REDACTED] 225553 1961103 6718630 38.5459059 -121.4511773 36.09 0 0 359.1 N N TXT/DEST/U1A65 MSG/thanyou
THID/_4UBEH1A3TMWK F1/U1SM6,U1A65 SUP/Y

1SM6

TO

MS

8/13/2020 10:57:07 PM

[FROM UNIT: [REDACTED]] HSR6 22:57 FYI CALL PENDING FOR AN HR,(REVIEW POLICE CALL SA242768)

SUSPICIOUS VEHICLE-OCCUPIED [REDACTED] LAKE FOREST DR <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/13/2020 11:09:56 PM

[FROM UNIT: [REDACTED]] U1SM3 23:09 was that a yes on the 245r from 6? <!XS> <XF TP=MC>
<STID>_4UBEH6GHF7Y2 <SRL>U1SM3,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:10:07 PM

[Badge1# [REDACTED] 231000 1961095 6718633 38.545885 -121.4511689 42.65 0 0 359.1 N N TXT/DEST/U1SM3 MSG/yes
THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/13/2020 11:10:19 PM

[FROM UNIT: [REDACTED]] U1SM3 23:10 thx 940? <!XS> <XF TP=MC> <STID>_4UBEH6GHF7Y2
<SRL>U1SM3,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:10:29 PM

[Badge1# [REDACTED] 231026 1961096 6718633 38.5458852 -121.4511694 42.65 0 0 359.1 N N TXT/DEST/U1SM3 MSG/dmv
THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/13/2020 11:10:42 PM

[FROM UNIT: [REDACTED]] U1SM3 23:10 enrt <!XS> <XF TP=MC> <STID>_4UBEH6GHF7Y2 <SRL>U1SM3,U1SM6
</XF> <!XE>

1SM6

FR

MS

8/13/2020 11:19:09 PM

[Badge1# [REDACTED] 231904 1961107 6718630 38.5459179 -121.4511783 41.34 4.3 0 348.3 N N TXT/DEST/U1SM3
MSG/across the street from dmV THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/13/2020 11:19:27 PM

[FROM UNIT: [REDACTED]] U1SM3 23:19 k <!XS> <XF TP=MC> <STID>_4UBEH6GHF7Y2 <SRL>U1SM3,U1SM6
</XF> <!XE>

1SM6

TO

MS

8/13/2020 11:20:05 PM

[FROM UNIT: ██████████] HSR6 23:20 1SM6,OUR 245R IS BACK,JUST FYI <!XS> <XF TP=MC> <STID> <STO>
<SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:20:16 PM

[Badge1# [REDACTED] 232016 1961952 6718157 38.5482435 -121.4528153 31.82 0 0 180.3 N N TXT/DEST/HSR6 MSG/cpy
THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 11:20:56 PM

[FROM UNIT: [REDACTED]] HSR6 23:20 PLZ ADV ON THIS,(REVIEW POLICE CALL SA242860)

DISTURBANCE-NOISE [REDACTED] 49TH ST <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:21:24 PM

[Badge1# [REDACTED] 232122 1961959 6718158 38.5482637 -121.4528107 34.12 0 0 180.3 N N TXT/DEST/HSR6 MSG/let me
see THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/13/2020 11:29:52 PM

[Badge1# [REDACTED] 232947 1961957 6718159 38.5482583 -121.4528073 36.75 0 0 180.3 N N TXT/DEST/HSR6 MSG/cpy,
pend it for now until units are avail THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 11:30:04 PM

[FROM UNIT: [REDACTED]] HSR6 23:30 1SM6,GREAT,THANK YOU <!XS> <XF TP=MC> <STID> <STO> <SRL>
</XF> <!XE>

1SM6

FR

MS

8/13/2020 11:30:23 PM

[Badge1# [REDACTED] 233018 1961957 6718159 38.5482581 -121.4528067 36.75 0 0 180.3 N N TXT/DEST/HSR6 MSG/anytime
THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/13/2020 11:42:27 PM

[Badge1# [REDACTED] 234223 1961955 6718165 38.5482519 -121.4527871 39.37 0 0 160.6 N N TXT/DEST/U1A69 MSG/u there
THID/_4UBEHFFISUJO F1/U1SM6,U1A69 SUP/Y

1SM6

TO

MS

8/13/2020 11:42:36 PM

[FROM UNIT: [REDACTED]] U1A69 23:42 here <!XS> <XF TP=MC> <STID>_4UBEHFFISUUO <SRL>U1A69,U1SM6
</XF> <!XE>

1SM6

FR

MS

8/13/2020 11:42:44 PM

[Badge1# [REDACTED] 234243 1961955 6718165 38.5482519 -121.4527873 39.7 0 0 160.6 N N TXT/DEST/U1A69 MSG/can you
call me THID/_4UBEHFFISUUO F1/U1SM6,U1A69 SUP/Y

1SM6

FR

MS

8/13/2020 11:42:55 PM

[Badge1# [REDACTED] 234253 1961955 6718165 38.5482519 -121.4527874 39.7 0 0 160.6 N N TXT/DEST/U1A69 MSG/got an errand for u THID/_4UBEHFFISUUO F1/U1SM6,U1A69 SUP/Y

1SM6

FR

MS

8/13/2020 11:49:04 PM

[Badge1# [REDACTED] 234900 1961955 6718159 38.5482535 -121.4528067 48.23 0 0 207.3 N N TXT/DEST/HSR6 MSG/I'm looking at that 245r, and it said it happened at the rite aid on broadway. Do you know if that's in 4 or 6? THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/13/2020 11:50:19 PM

[FROM UNIT: ██████████] HSR6 23:50 1SM6,I DONT SEE ONE ON BWAY.. AND I CANT PICTURE IN MY HEAD
WHAT CROSS IS THERE? <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:51:40 PM

[Badge1# [REDACTED] 235139 1961941 6718166 38.5482131 -121.4527845 46.92 0 0 203 N N TXT/DEST/HSR6 MSG/let me see
if I can find something THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/13/2020 11:51:57 PM

[Badge1# [REDACTED] 235154 1961941 6718166 38.5482132 -121.4527848 46.92 0 0 203 N N TXT/DEST/U2A62 MSG/is there a
rite aid on bway in 4? THID/_4UBEHI0UC2GV F1/U1SM6,U2A62 SUP/Y

1SM6

TO

MS

8/13/2020 11:52:01 PM

[FROM UNIT: ██████████] HSR6 23:52 1SM6,I ONLY SEE 2801 K ST OR 4980 FREEPORT <IXS> <XF TP=MC>
<STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:52:20 PM

[Badge1# [REDACTED] 235219 1961940 6718166 38.5482128 -121.4527848 46.92 0 0 203 N N TXT/DEST/HSR6 MSG/cpy
THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/13/2020 11:52:37 PM

[Badge1# [REDACTED] 235235 1961940 6718166 38.5482129 -121.4527847 46.92 0 0 203 N N TXT/DEST/U2A62 MSG/I'm not
finding one THID/_4UBEHI0UC2GV F1/U1SM6,U2A62 SUP/Y

1SM6

TO

MS

8/13/2020 11:53:56 PM

[FROM UNIT: [REDACTED] U2A62 23:53 Sorry we were thinking of a walgreens, but there isnt one in p6 either...
maybe dispatch needs to c/b and get a better idea where it happened lol <!XS> <XF TP=MC> <STID>_4UBEHI0UC2GV
<SRL>U2A62,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/13/2020 11:54:02 PM

[FROM UNIT: ██████████] HSR6 23:54 1SM6,2900 STOCKTON IS A WALGREENS IN THE SAME PLOT OF THE
FOOD SOURCE <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/13/2020 11:54:17 PM

[Badge1# [REDACTED] 235416 1961940 6718166 38.5482115 -121.4527849 46.26 0 0 203 N N TXT/DEST/HSR6 MSG/cpy thanku
THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/13/2020 11:59:52 PM

[Badge1# [REDACTED] 235949 1961941 6718165 38.5482133 -121.4527868 45.93 0 0 203 N N TXT/DEST/U2A62 MSG/for now,
p6 will handle the rpt THID/_4UBEHI0UC2GV F1/U1SM6,U2A62 SUP/Y

1SM6

TO

MS

8/14/2020 12:00:10 AM

[FROM UNIT: ██████████] U2A62 00:00 did they get back to where it happened? <!XS> <XF TP=MC>
<STID>_4UBEHI0UC2GV <SRL>U2A62,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 12:00:50 AM

[Badge1# [REDACTED] 000045 1961941 6718165 38.5482132 -121.4527871 45.93 0 0 203 N N TXT/DEST/U2A62 MSG/neg
THID/_4UBEHI0UC2GV F1/U1SM6,U2A62 SUP/Y

1SM6

FR

MS

8/14/2020 1:06:15 AM

[Badge1# [REDACTED] 010610 1961034 6727736 38.5455612 -121.4193435 0.98 0 0 2.2 N N TXT/DEST/HSR6 MSG/l cpy update
on the 245r... due to being in the middle of the night hold call until vic calls back and avail for report... THID/HSR6-U1SM6
F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/14/2020 1:07:23 AM

[FROM UNIT: [REDACTED]] HSR3 01:07 1SM6,CHK WILL DO THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF>
<!XE>

1SM6

TO

MS

8/14/2020 1:09:20 AM

[FROM UNIT: ██████████] HSR3 01:09 1SM6, YOU WANT ME TO JUST LEAVE IT PENDING OR CLOSE IT OUT FOR NOW? <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 1:10:52 AM

[Badge1# [REDACTED] 011050 1961042 6727733 38.545582 -121.4193524 23.62 0 0 185.1 N N TXT/DEST/HSR3 MSG/just close
it out for now THID/HSR3-U1SM6 F1/U1SM6,HSR3 SUP/Y

1SM6

TO

MS

8/14/2020 1:11:01 AM

[FROM UNIT: [REDACTED]] HSR3 01:10 1SM6,CHK THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/14/2020 1:13:27 AM

[FROM UNIT: [REDACTED]] U1SM3 01:13 940? <!XS> <XF TP=MC> <STID>_4UBEH6GHF7Y2 <SRL>U1SM3,U1SM6
</XF> <!XE>

1SM6

FR

MS

8/14/2020 1:13:37 AM

[Badge1# [REDACTED] 011333 1961020 6727726 38.5455225 -121.4193778 19.36 0 0 358.1 N N TXT/DEST/U1SM3 MSG/bear
center THID/_4UBEGQTLRV9R F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/14/2020 1:13:55 AM

[FROM UNIT: [REDACTED]] U1SM3 01:13 enrt <!XS> <XF TP=MC> <STID>_4UBEH6GHF7Y2 <SRL>U1SM3,U1SM6
</XF> <!XE>

1SM6

TO

MS

8/14/2020 1:16:09 AM

[FROM UNIT: [REDACTED]] HCS1 01:16 1SM6,242938 <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 1:16:15 AM

[Badge1# 011610 1960996 6727736 38.5454553 -121.4193435 -23.62 0 0 183.7 N N TXT/DEST/HCS1 MSG/thank
THID/HCS1-U1SM6 F1/U1SM6,HCS1 SUP/Y

1SM6

FR

MS

8/14/2020 1:16:16 AM

[Badge1# 011610 1960996 6727736 38.5454553 -121.4193435 -23.62 0 0 183.7 N N TXT/DEST/HCS1 MSG/u
THID/HCS1-U1SM6 F1/U1SM6,HCS1 SUP/Y

1SM6

TO

MS

8/14/2020 1:16:22 AM

[FROM UNIT: [REDACTED] HCS1 01:16 1SM6, YOU ARE VERY WELCOME <!XS> <XF TP=MC> <STID> <STO>
<SRL> </XF> <!XE>

1SM6

TO

MS

8/14/2020 1:22:10 AM

[FROM UNIT: [REDACTED]] HSR3 01:22 1SM6,HAVE ANOTHER 933R FROM THE PETCO....WANT TO C4 AGAIN?

<!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 1:22:21 AM

[Badge1# [REDACTED] 012217 1963924 6717003 38.5536782 -121.4568101 16.73 29.5 0 322.1 N N TXT/DEST/HSR3 MSG/yes
THID/HSR3-U1SM6 F1/U1SM6,HSR3 SUP/Y

1SM6

TO

MS

8/14/2020 1:22:40 AM

[FROM UNIT: [REDACTED]] HSR3 01:22 1SM6,CHK THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/14/2020 2:16:27 AM

[FROM UNIT: ██████████] UDVD41 02:16 u there? <!XS> <XF TP=MC> <STID>_4UBEILV6WO87
<SRL>UDVD41,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 2:16:41 AM

[Badge1# [REDACTED] 021637 1968497 6714135 38.5662829 -121.4667445 9.19 0 0 90 N N TXT/DEST/UDVD41 MSG/s/b 1 on
phone THID/_4UBEILV6WO87 F1/U1SM6,UDVD41 SUP/Y

1SM6

TO

MS

8/14/2020 2:17:01 AM

[FROM UNIT: [REDACTED]] UDVD41 02:17 chk, can you call rino when clr? <!XS> <XF TP=MC>
<STID>_4UBEILV6WO87 <SRL>UDVD41,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 2:17:34 AM

[Badge1# [REDACTED] 021728 1968497 6714135 38.5662823 -121.4667447 9.84 0 0 90 N N TXT/DEST/UDVD41 MSG/yup
THID/_4UBEILV6WO87 F1/U1SM6,UDVD41 SUP/Y

1SM6

FR

MS

8/14/2020 2:23:45 AM

[Badge1# [REDACTED] 022341 1968499 6714136 38.5662872 -121.4667404 20.01 0 0 189.1 N N TXT/DEST/U1A65 MSG/can you
jump on dvd40's call THID/_4UBEH1A3TMWK F1/U1SM6,U1A65 SUP/Y

1SM6

FR

MS

8/14/2020 2:24:07 AM

[Badge1# [REDACTED] 022407 1968499 6714133 38.5662869 -121.4667513 23.62 0 0 207.1 N N TXT/DEST/U1A65 MSG/they
need a transport unit, all paperwork are done THID/_4UBEH1A3TMWK F1/U1SM6,U1A65 SUP/Y

1SM6

FR

MS

8/14/2020 2:24:30 AM

[Badge1# [REDACTED] 022427 1968499 6714133 38.5662864 -121.4667517 23.95 0 0 207.1 N N TXT/DEST/U1A65 MSG/looks like they are on stockton/elder creek THID/_4UBEH1A3TMWK F1/U1SM6,U1A65 SUP/Y

1SM6

FR

MS

8/14/2020 2:29:40 AM

[Badge1# [REDACTED] 022938 1968498 6714135 38.5662847 -121.4667439 14.44 0 0 115.7 N N TXT/DEST/U1A65
MSG/disregard, 68's er THID/_4UBEH1A3TMWK F1/U1SM6,U1A65 SUP/Y

1SM6

TO

MS

8/14/2020 2:33:18 AM

[FROM UNIT: [REDACTED]] U1A65 02:33 cpy sorry i didnt see your messages...this van was flying down stockton
<!XS> <XF TP=MC> <STID>_4UBEH1A3TMWK <SRL>U1A65,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 2:34:15 AM

[Badge1# [REDACTED] 023415 1968502 6714124 38.5662962 -121.4667814 14.76 0 0 359.3 N N TXT/DEST/U1A65 MSG/no
worries THID/_4UBEH1A3TMWK F1/U1SM6,U1A65 SUP/Y

1SM6

TO

MS

8/14/2020 3:30:55 AM

[FROM UNIT: [REDACTED]] ULN4 03:30 anything to pass on not in the HUB? <!XS> <XF TP=MC>
<STID>_4UBEJ6DUW8J0 <SRL>ULN4,U1SM4,U1SM5,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/14/2020 3:31:05 AM

[FROM UNIT: ██████████] U1SM4 03:31 neg <!XS> <XF TP=MC> <STID>_4UBEJ6DUW8J0
<SRL>U1SM4,ULN4,U1SM5,U1SM6 </XF> <!XE>

1SM6

TO

MS

8/14/2020 3:31:17 AM

[FROM UNIT: [REDACTED]] HSR4 03:31 1SM6,ANOTHER ALARM AT PETCO ON FOLSOM..C4? <IXS> <XF
TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 3:31:18 AM

[Badge1# [REDACTED] 033115 1968497 6714136 38.5662823 -121.466739 25.26 0 0 154.1 N N TXT/DEST/U1SM4,U1SM5
MSG/neg THID/_4UBEJ6DUW&J0 F1/U1SM6,U1SM4,U1SM5 SUP/Y

1SM6

FR

MS

8/14/2020 3:31:27 AM

[Badge1# [REDACTED] 033125 1968497 6714136 38.5662821 -121.4667389 25.26 0 0 154.1 N N TXT/DEST/HSR4 MSG/yes
THID/HSR4-U1SM6 F1/U1SM6,HSR4 SUP/Y

1SM6

TO

MS

8/14/2020 3:31:50 AM

[FROM UNIT: [REDACTED]] HSR4 03:31 1SM6,THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/14/2020 3:32:50 AM

[FROM UNIT: ██████████] ULN4 03:32 PWC,SPEED ALERT: 1A68 SPEED IS 96 <!XS> <XF TP=MC>
<STID>_4UBEJ6YAOKCE <SRL>ULN4,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 3:33:04 AM

[Badge1# [REDACTED] 033302 1968497 6714136 38.5662814 -121.4667388 25.59 0 0 154.1 N N TXT/DEST/ULN4 MSG/I'll look
into it THID/_4UBEJ6YAKCE F1/U1SM6,ULN4 SUP/Y

1SM6

TO

MS

8/14/2020 3:37:29 AM

[FROM UNIT: [REDACTED]] U1A68 03:37 12074c <!XS> <XF TP=MC> <STID>_4UBEJ872ZBER
<SRL>U1A68,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 3:37:34 AM

[Badge1# [REDACTED] 033731 1968493 6714139 38.5662712 -121.466731 22.64 0 0 126.3 N N TXT/DEST/U1A68 MSG/thanku
THID/_4UBEJ872ZBER F1/U1SM6,U1A68 SUP/Y

1SM6

FR

BY

8/14/2020 4:25:30 AM

042527 1979626 6705057 38.5969816 -121.4982793 27.56 0 0 260.6 N N TXT/MSGID/2 MIL/0.0
MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

FR

SO

8/14/2020 4:31:18 AM

[Vehicle# B12416] [Badge1# [REDACTED] [REDACTED] N N TXT/VER/18.5 LAN/A ENV/ LTID/12416PD CVER/7.5.4

PVER/7.5 PBLD/284 MSGID/7 JUR/SA UNIT/1SM6 TYPE/PS ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739

TELA1/[REDACTED] ORG1/P6 VEH/B12416 ROK/Y MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

SUP/Y

1SM6

TO

MS

8/14/2020 5:08:13 AM

[FROM UNIT: [REDACTED]] U2SM6 05:08 looks all good?..I got it <!XS> <XF TP=MC> <STID>_4UBEJX56UDOE
<SRL>U2SM6,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 5:08:44 AM

[Badge1# [REDACTED] N N TXT/DEST/U2SM6 MSG/yup, only thing to pass on jic someone calls in later is the 952 in the daily
THID/_4UBEJX56UDOE F1/U1SM6,U2SM6 SUP/Y

1SM6

FR

MS

8/14/2020 5:08:49 AM

[Badge1# [REDACTED] N N TXT/DEST/U2SM6 MSG/thanku THID/_4UBEJX56UDOE F1/U1SM6,U2SM6 SUP/Y

1SM6

TO

MS

8/14/2020 5:09:23 AM

[FROM UNIT: [REDACTED] U2SM6 05:09 got it <!XS> <XF TP=MC> <STID>_4UBEJX56UDOE <SRL>U2SM6,U1SM6
</XF> <!XE>

1SM6
FR
BY
8/14/2020 5:18:43 AM
[REDACTED]

N N TXT/MSGID/8 MIL/0.0 MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

FR

SO

8/14/2020 8:23:49 PM

[Vehicle# B12416] [Badge1# [REDACTED] AA172.30.16.240 N N TXT/VER/18.5 LAN/A ENV/ LTID/12416PD CVER/7.5.4

PVER/7.5 PBLD/284 MSGID/9 JUR/SA UNIT/1SM6 TYPE/PS ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739

TELA1/[REDACTED] ORG1/P6 VEH/B12416 ROK/Y MOK/Y LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

SUP/Y

1SM6

TO

MS

8/14/2020 8:48:52 PM

[FROM UNIT: [REDACTED]] HSR6 20:48 FYI,(REVIEW POLICE CALL SA243909) ALL UNITS BROADCAST 48TH ST / PARKER AVE <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1SM6

TO

MS

8/14/2020 9:15:36 PM

[FROM UNIT: ██████████] HSR6 21:15 FYI....FIREWORKS IN AREA,(REVIEW POLICE CALL SA243934) ALL
UNITS BROADCAST 78TH ST / FRUITRIDGE RD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1SM6

TO

MS

8/14/2020 9:47:59 PM

[FROM UNIT: [REDACTED]] HSR12 21:47 INFO ON MP OUT OF NY..POSSIBLY ER TO CA,(REVIEW POLICE CALL SA243949) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR12 </XF> <!XE>

1SM6

TO

MS

8/14/2020 10:19:03 PM

[FROM UNIT: ██████████] HSR6 22:19 FYI...FIRE IN AREA...FIRE ER,(REVIEW POLICE CALL SA243989) ALL
UNITS BROADCAST 8329 FOLSOM BLVD <!XS> <XF TP=MC> <STID> <STO> <SRL>HSR6 </XF> <!XE>

1SM6
FR
BY
8/14/2020 10:30:11 PM
[REDACTED]

N N TXT/MSGID/10 MIL/0.0 MOK/Y ROK/Y OFFC/Y SUP/Y

1SM6

FR

SO

8/14/2020 10:39:02 PM

[Vehicle# 12146] [Badge1# [REDACTED] [REDACTED] 223856 1979469 6704648 38.5965565 -121.4997128 24.61 0 0 262.3
N N TXT/VER/18.5 LAN/A ENV/ LTID/VEH12146 CVER/7.5.4 PVER/7.5 PBLD/284 MSGID/1 JUR/SA UNIT/1SM6 TYPE/PS
ZON1/P6 OFF1/[REDACTED] PAS1/***** PRT1/P25739 TELA1/[REDACTED] ORG1/P6 VEH/12146 ROK/Y MOK/Y
LOK/Y PRF/DefaultDeploy.7.5.4.52~07062016.7.5.4.107

1SM6

TO

MS

8/14/2020 10:39:12 PM

[FROM UNIT: ██████████] HSR12 22:39 FYI ON CALL PENDING FOR MANY HOURS,(REVIEW POLICE CALL SA243190) FELONY ASSAULT-REPORT 2 CADILLAC DR <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 10:39:23 PM

[Badge1# [REDACTED] 223922 1979549 6704543 38.5967799 -121.500079 56.1 0 0 9.2 N N TXT/DEST/HSR12 MSG/cpy
THID/HSR12-U1SM6 F1/U1SM6,HSR12 SUP/Y

1SM6

TO

MS

8/14/2020 10:41:36 PM

[FROM UNIT: ██████████ HSR12 22:41 FYI ON CALL PENDING OVER AN HOUR,(REVIEW POLICE CALL
SA243901) WELFARE CHECK ████████ ELVAS AVE <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 10:41:40 PM

[Badge1# [REDACTED] 224139 1979628 6703398 38.5970117 -121.5040838 14.11 18 0 263.7 N N TXT/DEST/HSR12 MSG/cpy
THID/HSR12-U1SM6 F1/U1SM6,HSR12 SUP/Y

1SM6

TO

MS

8/14/2020 10:42:02 PM

[FROM UNIT: ██████████] HSR12 22:42 1SM6, YOU COPY THE OTHERS THAT HAVE BEEN PENDING? <IXS>
<XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 10:42:09 PM

[Badge1# [REDACTED] 224205 1979089 6703304 38.5955346 -121.5044224 41.34 38.4 0 176.8 N N TXT/DEST/HSR12 MSG/yup
THID/HSR12-U1SM6 F1/U1SM6,HSR12 SUP/Y

1SM6

TO

MS

8/14/2020 10:42:16 PM

[FROM UNIT: [REDACTED]] HSR12 22:42 1SM6,CK..TY!! <IXS> <XF TP=MC> <STID> <STO> <SRL> </XF> <IXE>

1SM6

TO

MS

8/14/2020 10:48:58 PM

[FROM UNIT: [REDACTED]] HSR6 22:48 1SM6,FYI....CALL 244024....ANOTHER ALARM ACTIVATION FROM THE
CHRONIC PETCO <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

FR

MS

8/14/2020 10:50:31 PM

[Badge1# [REDACTED] 225026 1962608 6730608 38.549833 -121.4092656 10.17 0 0 176.2 N N TXT/DEST/HSR6 MSG/cpy,
cancel THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/14/2020 10:51:01 PM

[FROM UNIT: [REDACTED]] HSR6 22:51 1SM6,CHK THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/14/2020 10:51:39 PM

[FROM UNIT: ██████████] U1C64 22:51 hey sarge, just an update im suck on his ringer waiting for a board up crew
30-40 more minutes <!XS> <XF TP=MC> <STID>_4UBES24H5L7W <SRL>U1C64,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 10:51:57 PM

[Badge1# [REDACTED] 225153 1960139 6730678 38.5430518 -121.4090764 29.2 41.7 0 181.2 N N TXT/DEST/U1C64 MSG/cpy
thanku THID/_4UBES24H5L7W F1/U1SM6,U1C64 SUP/Y

1SM6

TO

MS

8/14/2020 11:34:51 PM

[FROM UNIT: [REDACTED]] U2A62 23:34 Hey sarge that 927r in 6a happened in 1b and is a phone report. can that be routed up to p1? <!XS> <XF TP=MC> <STID>_4UBERQ6IGS2U <SRL>U2A62,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 11:35:13 PM

[Badge1# [REDACTED] 233511 1960295 6718785 38.5436839 -121.4506531 35.43 0 0 268.3 N N TXT/DEST/U2A62 MSG/thanks
for the heads up...i'll take a look THID/_4UBERQ6IGS2U F1/U1SM6,U2A62 SUP/Y

1SM6

TO

MS

8/14/2020 11:48:18 PM

[FROM UNIT: [REDACTED] U1A79 23:48 can you look at this 459a plz. lots of fasle alarms <!XS> <XF TP=MC>
<STID>_4UBESHWQT4NV <SRL>U1A79,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 11:48:29 PM

[Badge1# [REDACTED] 234828 1960676 6726091 38.5446074 -121.4251009 22.31 19.7 0 92.2 N N TXT/DEST/U1A79 MSG/let me
take a look THID/_4UBESHWQT4NV F1/U1SM6,U1A79 SUP/Y

1SM6

FR

MS

8/14/2020 11:51:14 PM

[Badge1# [REDACTED] 235111 1961012 6727715 38.5455017 -121.4194145 24.93 0 0 25.8 N N TXT/DEST/U1A79 MSG/c4
THID/_4UBESHWQT4NV F1/U1SM6,U1A79 SUP/Y

1SM6

FR

MS

8/14/2020 11:51:19 PM

[Badge1# [REDACTED] 235116 1961012 6727715 38.5455016 -121.4194148 24.93 0 0 25.8 N N TXT/DEST/HSR6 MSG/cancel
1a79's call THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

FR

MS

8/14/2020 11:51:28 PM

[Badge1# [REDACTED] 235121 1961012 6727715 38.5455017 -121.4194147 24.93 0 0 25.8 N N TXT/DEST/HSR6 MSG/that's a chronic THID/HSR6-U1SM6 F1/U1SM6,HSR6 SUP/Y

1SM6

TO

MS

8/14/2020 11:51:28 PM

[FROM UNIT: [REDACTED]] HSR6 23:51 1SM6,CHK THX <!XS> <XF TP=MC> <STID> <STO> <SRL> </XF> <!XE>

1SM6

TO

MS

8/14/2020 11:51:29 PM

[FROM UNIT: ██████████] U1A79 23:51 copy.ty <!XS> <XF TP=MC> <STID>_4UBESHWQT4NV
<SRL>U1A79,U1SM6 </XF> <!XE>

1SM6

FR

MS

8/14/2020 11:51:58 PM

[Badge1# [REDACTED] 235152 1961028 6727707 38.5455458 -121.4194433 8.2 0 0 306 N N TXT/DEST/U1A79 MSG/anytime
THID/_4UBESHWQT4NV F1/U1SM6,U1A79 SUP/Y

1SM6

TO

MS

8/14/2020 11:56:32 PM

[FROM UNIT: [REDACTED]] U1SM3 23:56 940? <!XS> <XF TP=MC> <STID>_4UBESKD8TEJ6 <SRL>U1SM3,U1SM6
</XF> <!XE>

1SM6

FR

MS

8/14/2020 11:56:44 PM

[Badge1# [REDACTED] 235642 1961052 6727721 38.5456111 -121.4193929 -46.26 0 0 82 N N TXT/DEST/U1SM3 MSG/dmv
THID/_4UBESKD8TEJ6 F1/U1SM6,U1SM3 SUP/Y

1SM6

TO

MS

8/14/2020 11:57:52 PM

[FROM UNIT: [REDACTED]] U1SM3 23:57 enrt <!XS> <XF TP=MC> <STID>_4UBESKD8TEJ6 <SRL>U1SM3,U1SM6
</XF> <!XE>

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4486' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 168

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	00:04	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	DP		INDIANA AVE
Aug-13-2020	00:04	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		ADDED STACK TO SA20-241775
Aug-13-2020	00:04	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		SENT TO MDT: 2A65,PRE-EMPTED FROM CALL: SA20-241775
Aug-13-2020	00:04	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241775	IS		REQUEUE
Aug-13-2020	00:05	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	ER		RMS Q LOC-LOC: INDIANA AVE TYPE:H MUN:1 SVTP:P CAD:Y REC:Y PKI:N
Aug-13-2020	00:05	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	ER		
Aug-13-2020	00:21	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	OS		
Aug-13-2020	00:24	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	OS		(FA) FIRE/AMB: FA,SD9, 2A65**FIRE CLR TO ENTER UNIT:2A65
Aug-13-2020	00:29	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	OS		DELETED STACK TO SA20-241775
Aug-13-2020	00:34	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	IS		CLEARED CASE SA241788 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-945 BOLO-N STUDY FLAG-M3 REM-945 ONLY NO ACTIVE 415. MALE TRANSPORTED BY FIRE TO KAISER
Aug-13-2020	00:34	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241788	IS	IN SERVICE	
Aug-13-2020	00:35	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		CONTROL FOR UNIT CLEARED
Aug-13-2020	00:36	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	00:36	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	00:36	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	00:36	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	00:40	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241810	DP		25TH ST / B ST
Aug-13-2020	00:40	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		CONTROL FOR UNIT CHANGED P3
Aug-13-2020	00:41	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241810	ER		
Aug-13-2020	00:46	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		Sent to MDT: 2A65,Status changed to IS by SR9
Aug-13-2020	00:46	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241810	IS	IN SERVICE	
Aug-13-2020	00:46	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		CONTROL FOR UNIT CLEARED
Aug-13-2020	00:49	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	DP		UNAVAILABLE
Aug-13-2020	00:49	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	DP		30TH ST / N ST
Aug-13-2020	00:50	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	ER		
Aug-13-2020	00:53	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	OS		
Aug-13-2020	00:56	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	OS		(RQ) GEN REQ: RQ,SR9,PLS BC ON YOUR AIR.. 480 SUSP VEH LS HEADING INTO DOWNTOWN,WB ON N ST.. WHI JEEP COMPASS UNK PLATE UNIT:2A65
Aug-13-2020	01:08	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	OS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	01:08	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241818	OS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020

OFFICER/UNIT ACTIVITY SEARCH

Time	Officer	Unit	Activity	Status	Remarks
Aug-13-2020 01:08	4486 SWALEH, JOSEPH	0900 2A65 SA	OS		VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:09	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241818	IS IN SERVICE		c4, this story is 927
Aug-13-2020 01:09	4486 SWALEH, JOSEPH	0900 2A65 SA	OS		ok tyvm. related to that 952/273.5?
Aug-13-2020 01:26	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:26	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:32	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:32	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:33	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:33	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:42	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:42	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:45	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241849	OS TRAFFIC STOP		QRY VEH: 2A65 2020
Aug-13-2020 01:45	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241849	OS TRAFFIC STOP		STOCKTON BLVD / LAWRENCE DR - @ /WHI HOND CIVIC
Aug-13-2020 01:49	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241849	OS TRAFFIC STOP		EXT Q PERS-NAME: G1: DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:49	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241849	OS TRAFFIC STOP		RMS Q PERS-NAME: G1: DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:50	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241849	IS		CLEARED CASE SA241849 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-TSTOP BOLO-N STUDY FLAG-NA REM-PC BRAKE LIGHT, 1 MBA 30. ADV SOW
Aug-13-2020 01:50	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241849	IS IN SERVICE		
Aug-13-2020 01:51	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:51	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 01:55	4486 SWALEH, JOSEPH	0900 2A65 SA	IS		P6MDT,TO 4 PLS
Aug-13-2020 01:58	4486 SWALEH, JOSEPH	0900 2A65 SA 2020-241853	DP		UNAVAILABLE

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4486' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
 NUMBER OF RECORDS RETURNED: 168

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	01:58	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	DP		██████████ 38TH ST
Aug-13-2020	01:59	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	ER		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:H YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N CAD:Y REC:Y PKI:N
Aug-13-2020	01:59	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	ER		
Aug-13-2020	02:05	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	OS		
Aug-13-2020	02:09	4486 SWALEH, JOSEPH	0900 2A65	SA	OS		
Aug-13-2020	02:12	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		2A65,WE'LL TRY ANOTHER CALL IF YOU WANT
Aug-13-2020	02:12	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:12	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	IS		EXT Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:12	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	IS		CLEARED CASE SA241853 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-952 BOLO-N STUDY FLAG-NA REM-ATTEMPTED CONTACT AT ██████████ AND ██████████ BUT NO ANSWER AT EITHER. NOTHING 927 SEEN OR HEARD. RESDS IN AREA WERE ALL DARK
Aug-13-2020	02:12	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241853	IS	IN SERVICE	
Aug-13-2020	02:19	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:19	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:19	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:19	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:21	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:21	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:55	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:55	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	02:56	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:K YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4486' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
 NUMBER OF RECORDS RETURNED: 168

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	02:56	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:K YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:00	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:00	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:02	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:02	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:05	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:05	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:07	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		65 METERS CELL CALL,(REVIEW POLICE CALL SA241878) ALL UNITS BROADCAST 1255 UNIVERSITY AVE
Aug-13-2020	03:14	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:14	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:15	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241880	OS	TRAFFIC STOP	BROADWAY / FAIRGROUNDS DR - @ [REDACTED]
Aug-13-2020	03:15	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241880	OS	TRAFFIC STOP	QRY VEH: 2A65 [REDACTED] 2020
Aug-13-2020	03:18	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241880	OS	TRAFFIC STOP	RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTIN:Y EXTE:Y EXTM:Y EXTL:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:18	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241880	OS	TRAFFIC STOP	EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTIN:Y EXTE:Y EXTM:Y EXTL:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:25	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241880	IS		CLEARED CASE SA241880 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-TSTOP BOLO-N STUDY FLAG-NA REM-PC BRAKE LIGHT. 1 MB 39. ADV
Aug-13-2020	03:25	4486 SWALEH, JOSEPH	0900 2A65	SA 2020-241880	IS	IN SERVICE	
Aug-13-2020	03:28	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020	03:28	4486 SWALEH, JOSEPH	0900 2A65	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020

OFFICER/UNIT ACTIVITY SEARCH

Date/Time	Officer/Unit	Activity	Remarks
Aug-13-2020 03:30	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:30	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:32	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:32	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:37	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:37	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:37	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:37	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:39	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:39	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:40	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	OS TRAFFIC STOP	QRY VEH: 2A65 2020
Aug-13-2020 03:40	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	OS TRAFFIC STOP	14TH AVE / 33RD ST -
Aug-13-2020 03:47	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	OS TRAFFIC STOP	EXT Q PERS-NAME: G1: DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:47	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	OS TRAFFIC STOP	RMS Q PERS-NAME: G1: DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:47	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	OS TRAFFIC STOP	RMS Q PERS-NAME: G1: DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:50	4486 SWALEH, JOSEPH 0900 2A65 SA	OS TRAFFIC STOP	EXT Q PERS-NAME: G1: DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 03:50	4486 SWALEH, JOSEPH 0900 2A65 SA	OS TRAFFIC STOP	SR4,ro chk pls
Aug-13-2020 04:08	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	IS IN SERVICE	2A65,WILL DO
Aug-13-2020 04:08	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241888	IS	CLEARED CASE SA241888 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-TSTOP BOLO-N STUDY FLAG-NA REM-PC 4000A, STOP SIGN. 1 MALE INDIAN DRIVER, PROBATION SEARCH.

OFFICER/UNIT ACTIVITY SEARCH

Date/Time	Officer/Unit	Activity	Status	Notes
Aug-13-2020 04:09	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	ADV	RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 04:09	4486 SWALEH, JOSEPH 0900 2A65 SA	IS		2A65,CONFIRMING . THE R/O CHECK ON THAT TSTOP IS A C4 ?
Aug-13-2020 04:09	4486 SWALEH, JOSEPH 0900 2A65 SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A65
Aug-13-2020 04:11	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241902	OS		STOCKTON BLVD / 14TH AVE - [REDACTED]
Aug-13-2020 04:11	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241902	OS		QRY VEH: 2A65 [REDACTED] 2020
Aug-13-2020 04:12	4486 SWALEH, JOSEPH 0900 2A65 SA	OS		SD11,yeah unless u find something
Aug-13-2020 04:15	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241902	OS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 04:15	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241902	OS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A65
Aug-13-2020 04:17	4486 SWALEH, JOSEPH 0900 2A65 SA	OS		2A65,I HAVEN'T MADE ANY CALLS .. I SAW THE CALL CLEARED SO I WAS WONDERING IF IT WAS C4 ON THE REQUEST
Aug-13-2020 04:23	4486 SWALEH, JOSEPH 0900 2A65 SA	OS		SD11,its ok c4
Aug-13-2020 04:24	4486 SWALEH, JOSEPH 0900 2A65 SA	OS		2A65,THANKS
Aug-13-2020 04:24	4486 SWALEH, JOSEPH 0900 2A65 SA	OS		SD11,thanks
Aug-13-2020 04:24	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241902	IS	IN SERVICE	
Aug-13-2020 04:24	4486 SWALEH, JOSEPH 0900 2A65 SA 2020-241902	IS		CLEARED CASE SA241902 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-971 BOLO-N STUDY FLAG-NA REM-4000A. 1 MW 30S. PROBATION SEARCH NEG. ADV
Aug-13-2020 05:29	4486 SWALEH, JOSEPH 0900 2A65 SA	NA	RICHARDS	DROP OFF PARTNER
Aug-13-2020 05:38	4486 SWALEH, JOSEPH 0900 2A65 SA	NA	UNIT SIGN OFF	SIGNOFF
Aug-13-2020 05:38	4486 SWALEH, JOSEPH 0900 2A65 SA	IS	IN SERVICE	
Aug-13-2020 05:40	4486 SWALEH, JOSEPH 0900 1A65 SA	IS		VEH:12649 ID:9036804 MDT SIGNON LL BSC
Aug-13-2020 05:44	4486 SWALEH, JOSEPH 0900 1A65 SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:1A65
Aug-13-2020 05:44	4486 SWALEH, JOSEPH 0900 1A65 SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTIN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:1A65
Aug-13-2020 06:22	4486 SWALEH, JOSEPH 0900 1A65 SA	IS	IN SERVICE	
Aug-13-2020 06:30	4486 SWALEH, JOSEPH 0900 1A65 SA	IS		(GEN REQ)P6MDT, FYI CLOSURES SA20-240036 MCKINLEY BLVD / 33RD ST
Aug-13-2020 06:47	4486 SWALEH, JOSEPH 0900 1A65 SA	NA	UNIT SIGN OFF	SIGNOFF
Aug-13-2020 21:46	4486 SWALEH, JOSEPH 0900 1A65 SA	IS		VEH:12444 ID:9036881 MDT SIGNON LL/BSC
Aug-13-2020 21:48	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242772	ER		[REDACTED] 5TH AVE
Aug-13-2020 21:48	4486 SWALEH, JOSEPH 0900 1A65 SA	IS		SR6,er 952
Aug-13-2020 21:49	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242772	ER		RMS Q LOC-LOC: [REDACTED] 5TH AVE TYPE:H MUN:1 SVTP:P CAD:Y REC:Y PKI:N
Aug-13-2020 21:53	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242772	ER		5TH/37
Aug-13-2020 21:55	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242772	OS		
Aug-13-2020 22:31	4486 SWALEH, JOSEPH 0900 1A65 SA	OS		EXTRA PATROL REQ IN 6B***(REVIEW POLICE CALL SA242815) ALL UNITS BROADCAST 6000 61ST ST
Aug-13-2020 22:37	4486 SWALEH, JOSEPH 0900 1A65 SA	OS		BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL

OFFICER/UNIT ACTIVITY SEARCH

Aug-13-2020 22:40	4486 SWALEH, JOSEPH 0900 1A65 SA	OS
Aug-13-2020 22:43	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242772	OS
Aug-13-2020 22:45	4486 SWALEH, JOSEPH 0900 1A65 SA	OS
Aug-13-2020 22:56	4486 SWALEH, JOSEPH 0900 1A65 SA	OS
Aug-13-2020 22:59	4486 SWALEH, JOSEPH 0900 1A65 SA	OS
Aug-13-2020 23:00	4486 SWALEH, JOSEPH 0900 1A65 SA	OS
Aug-13-2020 23:12	4486 SWALEH, JOSEPH 0900 1A65 SA	IS
Aug-13-2020 23:12	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	ER
Aug-13-2020 23:12	4486 SWALEH, JOSEPH 0900 1A65 SA	IS
Aug-13-2020 23:12	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242772	IS IN SERVICE
Aug-13-2020 23:15	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	ER
Aug-13-2020 23:24	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	OS
Aug-13-2020 23:25	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	OS
Aug-13-2020 23:25	4486 SWALEH, JOSEPH 0900 1A65 SA	OS
Aug-13-2020 23:26	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	OS
Aug-13-2020 23:38	4486 SWALEH, JOSEPH 0900 1A65 SA	IS
Aug-13-2020 23:38	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	IS
Aug-13-2020 23:38	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242851	IS IN SERVICE
Aug-13-2020 23:40	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242860	ER
Aug-13-2020 23:40	4486 SWALEH, JOSEPH 0900 1A65 SA	IS
Aug-13-2020 23:40	4486 SWALEH, JOSEPH 0900 1A65 SA	IS
Aug-13-2020 23:40	4486 SWALEH, JOSEPH 0900 1A65 SA	IS
Aug-13-2020 23:41	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242860	ER
Aug-13-2020 23:42	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242860	ER
Aug-13-2020 23:43	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242860	OS
Aug-13-2020 23:44	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242860	IS
Aug-13-2020 23:44	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242860	IS IN SERVICE
Aug-13-2020 23:44	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242857	DP
Aug-13-2020 23:45	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242857	ER
Aug-13-2020 23:46	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242857	OS
Aug-13-2020 23:46	4486 SWALEH, JOSEPH 0900 1A65 SA 2020-242857	ER

SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
FYI***** SUICIDAL SUBJ IN BLU MAZD
*****,(REVIEW POLICE CALL SA242811) ALL
DIVISIONS BROADCAST 5772 FREEPORT BLVD
UNAVAILABLE
BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826)
ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
SR6,CAN U MAKE UP A 981 CALL (RELATED TO THIS CALL
IM ON) AT TANGERINE AVE IN D5 FOR AN
...HER PHONE WAS LOCATED
AFTER A 952 HERE AND HER ID IN THE CAR...UTL HER HERE
1A65,242846
SR6,thank you
Sent to MDT: 1A65,Status changed to IS by SR6
STOCKTON BLVD
SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-242772
PREEMPT
UNAVAILABLE
QRY VEH: 1A65 2020
im gonna assume this large van
QRY VEH: 1A65 2020
PRIME FOR SA20-242851 TO 1A65
UPDATED CASE SA242851 FOUNDED-N REPORT-N CLEARED
BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO
273.5...415DV ONLY
49TH ST - WILL ADV
1A65 2A62,WANA HANDLE AROUND THE CORNER WHEN
YOU'RE DONE PLZ =] =]
SR6,ill adv thx
1A65,YOU DA BEST! THANKYOU
RMS Q LOC-LOC: 49TH ST TYPE:H MUN:1 SVTP:P
CAD:Y REC:Y PKI:N
RMS Q LOC-LOC: 49TH ST TYPE:H MUN:1 SVTP:P
CAD:Y REC:Y PKI:N
CLEARED CASE SA242860 FOUNDED-Y REPORT-N CLEARED
BY-A FINAL-415E BOLO-N STUDY FLAG-NA REM-SUBJS ADVD
TO TURN OFF BOOMBOX...
47TH AVE / STOCKTON BLVD
UNAVAILABLE

* END OF OFFICER/UNIT ACTIVITY SEARCH REPORT

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no=[REDACTED] and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 128

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	00:18	[REDACTED]	2A62	SA 2020-241773	OS		RMS Q PERS-NAME:[REDACTED] G1:[REDACTED] DOB:[REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	00:18	[REDACTED]	2A62	SA 2020-241773	OS		EXT Q PERS-NAME:[REDACTED] G1:[REDACTED] DOB:[REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	00:24	[REDACTED]	2A62	SA 2020-241773	IS	IN SERVICE	
Aug-13-2020	00:25	[REDACTED]	2A62	SA	IS		
Aug-13-2020	00:26	[REDACTED]	2A62	SA 2020-241758	ER		CONTROL FOR UNIT CHANGED P4
Aug-13-2020	00:26	[REDACTED]	2A62	SA 2020-241758	DP		[REDACTED] 16TH AVE
Aug-13-2020	00:30	[REDACTED]	2A62	SA 2020-241758	OS		
Aug-13-2020	00:30	[REDACTED]	2A62	SA 2020-241758	ER		
Aug-13-2020	02:12	[REDACTED]	2A62	SA 2020-241758	OS		RMS Q LOC-LOC:[REDACTED] 38TH ST MUN:1 REC:Y CAD:Y TYPE:H HAZ:N SVTP:P PKI:N
Aug-13-2020	02:13	[REDACTED]	2A62	SA 2020-241758	IS	IN SERVICE	
Aug-13-2020	02:14	[REDACTED]	2A62	SA	IS		CONTROL FOR UNIT CLEARED
Aug-13-2020	02:18	[REDACTED]	2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:18	[REDACTED]	2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:18	[REDACTED]	2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:21	[REDACTED]	2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:21	[REDACTED]	2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:51	[REDACTED]	2A62	SA	IS	IN SERVICE	
Aug-13-2020	03:06	[REDACTED]	2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:06	[REDACTED]	2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:10	[REDACTED]	2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:10	[REDACTED]	2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020

OFFICER/UNIT ACTIVITY SEARCH

Date	Time	Officer	Unit	Activity	IS	Details
Aug-13-2020	03:14	████	2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:14	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:15	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:15	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:15	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:15	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:16	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:16	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:16	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:20	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:20	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:21	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:21	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:25	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:25	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-13-2020	03:25	████	2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC:████ STATE:█ TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no=[REDACTED] and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
 NUMBER OF RECORDS RETURNED: 128

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	03:39	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:39	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:42	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:42	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:46	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:46	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q PERS-NAME:[REDACTED] G1:[REDACTED] SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:46	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q PERS-NAME:[REDACTED] G1:[REDACTED] SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:46	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:48	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:48	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:13	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:13	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:13	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:13	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no=[REDACTED] and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 128

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	04:14	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:16	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q PERS-NAME:[REDACTED] G1:[REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:16	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q PERS-NAME:[REDACTED] G1:[REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:17	[REDACTED]	[REDACTED]	2A62 SA 2020-241906	OS		HWY 99 NB / BROADWAY - @ [REDACTED]
Aug-13-2020	04:20	[REDACTED]	[REDACTED]	2A62 SA 2020-241906	OS		RMS Q PERS-NAME:[REDACTED] G1:[REDACTED] DOB:[REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:20	[REDACTED]	[REDACTED]	2A62 SA 2020-241906	OS		EXT Q PERS-NAME:[REDACTED] G1:[REDACTED] DOB:[REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:24	[REDACTED]	[REDACTED]	2A62 SA 2020-241906	IS	IN SERVICE	
Aug-13-2020	04:34	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:34	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:34	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:34	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:40	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:40	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:46	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:46	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020

OFFICER/UNIT ACTIVITY SEARCH

Aug-13-2020 05:07	████	████	████	████	2A62	SA	IS	
Aug-13-2020 05:07	████	████	████	████	2A62	SA	IS	
Aug-13-2020 05:07	████	████	████	████	2A62	SA	IS	
Aug-13-2020 05:53	████	████	████	████	2A62	SA	OA LUNCH	
Aug-13-2020 06:33					2A62	SA	IS IN SERVICE	
Aug-13-2020 06:47					2A62	SA	NA UNIT SIGN OFF	
Aug-13-2020 21:45					2A62	SA	IS	
Aug-13-2020 21:47					2A62	SA 2020-242772	ER	
Aug-13-2020 21:47					2A62	SA 2020-242772	DP	
Aug-13-2020 21:48					2A62	SA 2020-242772	ER	
Aug-13-2020 21:48	████	████	████	████	2A62	SA 2020-242772	ER	
Aug-13-2020 21:56	████	████	████	████	2A62	SA 2020-242772	OS	
Aug-13-2020 22:02	████	████	████	████	2A62	SA 2020-242772	OS	
Aug-13-2020 22:02	████	████	████	████	2A62	SA 2020-242772	OS	
Aug-13-2020 22:54	████	████	████	████	2A62	SA 2020-242772	OS	
Aug-13-2020 22:57					2A62	SA 2020-242772	IS IN SERVICE	
Aug-13-2020 23:04					2A62	SA 2020-242768	DP	
Aug-13-2020 23:06					2A62	SA 2020-242768	IS IN SERVICE	
Aug-13-2020 23:11					2A62	SA 2020-242851	DP	
Aug-13-2020 23:14					2A62	SA 2020-242851	ER	
Aug-13-2020 23:23	████	████	████	████	2A62	SA 2020-242851	ER	
Aug-13-2020 23:27	████	████	████	████	2A62	SA 2020-242851	OS	
Aug-13-2020 23:30	████	████	████	████	2A62	SA 2020-242851	OS	
Aug-13-2020 23:30	████	████	████	████	2A62	SA 2020-242851	OS	
Aug-13-2020 23:31	████	████	████	████	2A62	SA 2020-242851	OS	
Aug-13-2020 23:31	████	████	████	████	2A62	SA 2020-242851	OS	

VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
PKI:N TONC:Y UNIT:2A62
EXT Q PERS-NAME:████ G1:████ STATE:CA REC:Y
CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y
PKI:N TONC:Y UNIT:2A62
RMS Q RPT-TYPE:GO RYR:2020 RNM:55170 OPJUR:SA
PKI:N
RMS Q PERS-NAME:████ G1:████ STATE:CA REC:Y
CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y
PKI:N TONC:Y UNIT:2A62
JERPF
SIGNOFF
VEH:12631 ID:9036813 MDT SIGNON
3693 5TH AVE
RMS Q PERS-NAME:████ G1:████ G2:████ STATE:CA REC:Y
CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y
PKI:N TONC:Y UNIT:2A62
EXT Q PERS-NAME:████ G1:████ G2:████ STATE:CA REC:Y
CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y
PKI:N TONC:Y UNIT:2A62
EXT Q PERS-NAME:████ G1:████ DOB:████
SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
RMS Q PERS-NAME:████ G1:████ DOB:████
SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
████ LAKE FOREST DR
████ STOCKTON BLVD
RMS Q LOC-LOC:████ STOCKTON BLVD TYPE:H MUN:1
SVTP:P CAD:Y REC:Y PKI:N
MAP
RMS Q PERS-NAME:████ G1:████ G2:████
DOB:████ SEX:F STATE:NB REC:Y CAD:N EXTN:Y
EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y
UNIT:2A62
EXT Q PERS-NAME:████ G1:████ G2:████
DOB:████ SEX:F STATE:NB REC:Y CAD:N EXTN:Y
EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y
UNIT:2A62
RMS Q PERS-NAME:████ G1:████ DOB:████
SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
EXT Q PERS-NAME:████ G1:████ DOB:████
SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no=[REDACTED] and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 128

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	23:42	[REDACTED]	[REDACTED]	2A62 SA 2020-242851	IS	IN SERVICE	
Aug-13-2020	23:48	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		
Aug-13-2020	23:48	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	DP		
Aug-13-2020	23:55	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		[REDACTED] ELDER CREEK RD RMS Q VEH-STATE:CA TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:55	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:55	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:55	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		EXT Q VEH-STATE:CA TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:56	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:56	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	ER		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:57	[REDACTED]	[REDACTED]	2A62 SA 2020-242870	IS	IN SERVICE	
Aug-13-2020	23:57	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:57	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:58	[REDACTED]	[REDACTED]	2A62 SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:58	[REDACTED]	[REDACTED]	2A62 SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62

* END OF OFFICER/UNIT ACTIVITY SEARCH REPORT

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4451' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 195

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	00:18	4451 SPRING, KEVIN	1006 2A62	SA 2020-241773	OS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	00:18	4451 SPRING, KEVIN	1006 2A62	SA 2020-241773	OS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	00:24	4451 SPRING, KEVIN	1006 2A62	SA 2020-241773	IS		CLEARED CASE SA241773 FOUNDED-Y REPORT-Y CLEARED BY-A FINAL-273.5R BOLO-N STUDY FLAG-NA REM-243 RTF
Aug-13-2020	00:24	4451 SPRING, KEVIN	1006 2A62	SA 2020-241773	IS	IN SERVICE	
Aug-13-2020	00:25	4451 SPRING, KEVIN	1006 2A62	SA	IS		CONTROL FOR UNIT CHANGED P4
Aug-13-2020	00:26	4451 SPRING, KEVIN	1006 2A62	SA	IS		SR6,was that for us?
Aug-13-2020	00:26	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	ER		
Aug-13-2020	00:26	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	DP		[REDACTED] 16TH AVE
Aug-13-2020	00:26	4451 SPRING, KEVIN	1006 2A62	SA	DP		2A62,YEP LSM4,NEEDS MORE UNITS ON 4.. I CONFIRMED OK DUE TO THE CROSS CONTAMINATION STUFF
Aug-13-2020	00:26	4451 SPRING, KEVIN	1006 2A62	SA	DP		SR6,copy
Aug-13-2020	00:26	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	DP		UNAVAILABLE
Aug-13-2020	00:30	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	ER		
Aug-13-2020	00:30	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	OS		
Aug-13-2020	00:51	4451 SPRING, KEVIN	1006 2A62	SA	OS		FYI,(REVIEW POLICE CALL SA241819) ALL UNITS BROADCAST FLORIN RD / 24TH ST
Aug-13-2020	01:55	4451 SPRING, KEVIN	1006 2A62	SA	OS		P6MDT,TO 4 PLS
Aug-13-2020	02:12	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	OS		RMS Q LOC-LOC:[REDACTED] 38TH ST MUN:1 REC:Y CAD:Y TYPE:H HAZ:N SVTP:P PKI:N
Aug-13-2020	02:13	4451 SPRING, KEVIN	1006 2A62	SA 2020-241758	IS	IN SERVICE	
Aug-13-2020	02:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		CONTROL FOR UNIT CLEARED
Aug-13-2020	02:18	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:18	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:18	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:18	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:21	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:21	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	02:51	4451 SPRING, KEVIN	1006 2A62	SA	IS	IN SERVICE	

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4451' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
 NUMBER OF RECORDS RETURNED: 195

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	03:06	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:06	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:07	4451 SPRING, KEVIN	1006 2A62	SA	IS		65 METERS CELL CALL, (REVIEW POLICE CALL SA241878) ALL UNITS BROADCAST 1255 UNIVERSITY AVE
Aug-13-2020	03:10	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:10	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:15	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:15	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:15	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:15	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:16	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:16	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:16	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:16	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	03:20	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020

OFFICER/UNIT ACTIVITY SEARCH

Aug-13-2020 03:20	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:21	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:21	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:25	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:25	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:25	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:25	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:25	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:26	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:26	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:28	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:28	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:29	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:29	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:30	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:30	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:32	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020
Aug-13-2020 03:32	4451 SPRING, KEVIN 1006 2A62	SA	IS	VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62 EXT Q VEH-LIC: STATE: TYPE:PC YR:2020

OFFICER/UNIT ACTIVITY SEARCH

Aug-13-2020 03:33	4451 SPRING, KEVIN 1006 2A62	SA	IS	PKI:N TONC:Y UNIT:2A62 RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:33	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:34	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:34	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:35	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:35	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:39	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:39	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:42	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:42	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:46	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q PERS-NAME: GL: SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:46	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q PERS-NAME: GL: SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:46	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:46	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:48	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 03:48	4451 SPRING, KEVIN 1006 2A62	SA	IS	RMS Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020 04:13	4451 SPRING, KEVIN 1006 2A62	SA	IS	EXT Q VEH-LIC: STATE: TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4451' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
 NUMBER OF RECORDS RETURNED: 195

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	04:13	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:13	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:13	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:14	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:16	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:16	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:17	4451 SPRING, KEVIN	1006 2A62	SA	OS		SR4, [REDACTED] not bez :)
Aug-13-2020	04:17	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	OS		HWY 99 NB / BROADWAY - @ [REDACTED]
Aug-13-2020	04:17	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	OS		QRY VEH: 2A62 [REDACTED] 2020
Aug-13-2020	04:18	4451 SPRING, KEVIN	1006 2A62	SA	OS		2A62,CPY
Aug-13-2020	04:18	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	OS		QRY VEH: 2A62 [REDACTED] 2020
Aug-13-2020	04:20	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	OS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:20	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	OS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:24	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	IS		CLEARED CASE SA241906 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-505 BOLO-N STUDY FLAG-NA REM-STOP FOR 22350 MHA 60 ADV:SOW
Aug-13-2020	04:24	4451 SPRING, KEVIN	1006 2A62	SA 2020-241906	IS IN SERVICE		
Aug-13-2020	04:34	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4451' and activity_date=TO_DATE('2020-08-13 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 195

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-13-2020	04:34	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:34	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:34	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:40	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:40	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:46	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	04:46	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	05:07	4451 SPRING, KEVIN	1006 2A62	SA	IS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	05:07	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q RPT-TYPE:GO RYR:2020 RNM:55170 OPJUR:SA PKI:N
Aug-13-2020	05:07	4451 SPRING, KEVIN	1006 2A62	SA	IS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	05:45	4451 SPRING, KEVIN	1006 2A62	SA	IS		SR4,c7 lookin good?
Aug-13-2020	05:46	4451 SPRING, KEVIN	1006 2A62	SA	IS		2A62,SURE
Aug-13-2020	05:51	4451 SPRING, KEVIN	1006 2A62	SA	IS		SR12,UNIT 2A62 IS REQUESTING BUSY CODE C7 - GIVEN REMARKS: JERPF
Aug-13-2020	05:52	4451 SPRING, KEVIN	1006 2A62	SA	IS		SR12,UNIT 2A62 IS REQUESTING BUSY CODE C7 - GIVEN REMARKS: JERPF
Aug-13-2020	05:53	4451 SPRING, KEVIN	1006 2A62	SA	OA LUNCH		Sent to MDT: 2A62,Status changed to OA C7 by SR12
Aug-13-2020	05:53	4451 SPRING, KEVIN	1006 2A62	SA	OA LUNCH		JERPF
Aug-13-2020	05:53	4451 SPRING, KEVIN	1006 2A62	SA	IS		SR4,906 jerpf for c7
Aug-13-2020	06:30	4451 SPRING, KEVIN	1006 2A62	SA	OA LUNCH		(GEN REQ)P6MDT, FYI CLOSURES SA20-240036 MCKINLEY BLVD / 33RD ST
Aug-13-2020	06:33	4451 SPRING, KEVIN	1006 2A62	SA	IS IN SERVICE		
Aug-13-2020	06:47	4451 SPRING, KEVIN	1006 2A62	SA	NA UNIT SIGN OFF		SIGNOFF
Aug-13-2020	07:09	4451 SPRING, KEVIN	1006 NM4451	SA	IS		VEH:B58872 ID:B58872 MDT SIGNON
Aug-13-2020	07:10	4451 SPRING, KEVIN	1006 NM4451	SA	IS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] AGE: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y

OFFICER/UNIT ACTIVITY SEARCH

Aug-13-2020 07:10	4451 SPRING, KEVIN 1006 NM4451 SA	IS	EXTD:Y PKI:N TONC:Y UNIT:NM4451 EXT Q PERS-NAME: G1: AGE: STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:20	4451 SPRING, KEVIN 1006 NM4451 SA	IS	EXT Q PERS-NAME: G1: DOB: SEX:M RACE:B STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:20	4451 SPRING, KEVIN 1006 NM4451 SA	IS	RMS Q PERS-NAME: G1: DOB: SEX:M RACE:B STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:24	4451 SPRING, KEVIN 1006 NM4451 SA	IS	RMS Q LOC-LOC: SAN CARLOS WAY MUN:1 REC:Y CAD:Y TYPE:H HAZ:N SVTP:P PKI:N
Aug-13-2020 07:25	4451 SPRING, KEVIN 1006 NM4451 SA	IS	RMS Q PERS-NAME: G1: DOB: SEX:M RACE:H STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:25	4451 SPRING, KEVIN 1006 NM4451 SA	IS	EXT Q PERS-NAME: G1: DOB: SEX:M RACE:H STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:26	4451 SPRING, KEVIN 1006 NM4451 SA	IS	EXT Q PERS-NAME:SPRING G1:KEVIN DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:26	4451 SPRING, KEVIN 1006 NM4451 SA	IS	RMS Q PERS-NAME:SPRING G1:KEVIN DOB: SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:26	4451 SPRING, KEVIN 1006 NM4451 SA	IS	EXT Q PERS-NAME:COSTAN G1:DAVID AGE: SEX:M RACE:W STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:26	4451 SPRING, KEVIN 1006 NM4451 SA	IS	RMS Q PERS-NAME:COSTAN G1:DAVID AGE: SEX:M RACE:W STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:NM4451
Aug-13-2020 07:33	4451 SPRING, KEVIN 1006 NM4451 SA	IS	PMDT DISPT,I,.T. WILL BE DOING SOME MAINTENANCE .. MDTS MAY BE DOWN FOR A FEW MINUTES PMDT DISP,I.T. IS ALL DONE
Aug-13-2020 07:52	4451 SPRING, KEVIN 1006 NM4451 SA	IS	SIGNOFF
Aug-13-2020 08:14	4451 SPRING, KEVIN 1006 NM4451 SA	NA	UNIT SIGN OFF
Aug-13-2020 21:45	4451 SPRING, KEVIN 1006 2A62 SA	IS	VEH:12631 ID:9036813 MDT SIGNON
Aug-13-2020 21:47	4451 SPRING, KEVIN 1006 2A62 SA 2020-242772	DP	5TH AVE
Aug-13-2020 21:47	4451 SPRING, KEVIN 1006 2A62 SA 2020-242772	ER	
Aug-13-2020 21:48	4451 SPRING, KEVIN 1006 2A62 SA 2020-242772	ER	
Aug-13-2020 21:48	4451 SPRING, KEVIN 1006 2A62 SA 2020-242772	ER	RMS Q PERS-NAME: G1: G2: STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020 21:55	4451 SPRING, KEVIN 1006 2A62 SA	ER	EXT Q PERS-NAME: G1: G2: STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020 21:56	4451 SPRING, KEVIN 1006 2A62 SA	ER	SR6,was there hist with this number?
Aug-13-2020 21:56	4451 SPRING, KEVIN 1006 2A62 SA 2020-242772	OS	2A62,NO HX TO THIS #
Aug-13-2020 22:02	4451 SPRING, KEVIN 1006 2A62 SA 2020-242772	OS	RMS Q PERS-NAME: G1: DOB: SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y

OFFICER/UNIT ACTIVITY SEARCH

Time	Officer	Unit	Activity	Status	Details
Aug-13-2020 22:02	4451 SPRING, KEVIN	1006 2A62	SA 2020-242772	OS	EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62 EXT Q PERS-NAME: G1: DOB: SEX:F STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
Aug-13-2020 22:10	4451 SPRING, KEVIN	1006 2A62	SA 2020-242772	OS	EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62 (HS) HOTSEAT: HS,SD9, 2A62*** PLZ CALL SSD SEE IF THEY HAVE ANY HX WITH UNIT:2A62
Aug-13-2020 22:31	4451 SPRING, KEVIN	1006 2A62	SA	OS	EXTRA PATROL REQ IN 6B***,(REVIEW POLICE CALL SA242815) ALL UNITS BROADCAST 6000 61ST ST
Aug-13-2020 22:31	4451 SPRING, KEVIN	1006 2A62	SA	OS	SR6,CAN WE CALL SSD AND SEE IF THEY HAVE ANY HISTORY IN THEIR CAD WITH THE LEXUS ON OUR CALL
Aug-13-2020 22:37	4451 SPRING, KEVIN	1006 2A62	SA	OS	BOLO FOR SUICIDIAL SUBJ,(REVIEW POLICE CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
Aug-13-2020 22:38	4451 SPRING, KEVIN	1006 2A62	SA	OS	2A62,SSD HAD NO HX TO THE PH#
Aug-13-2020 22:38	4451 SPRING, KEVIN	1006 2A62	SA	OS	2A62,CHKG NOW
Aug-13-2020 22:38	4451 SPRING, KEVIN	1006 2A62	SA	OS	SR6,the car
Aug-13-2020 22:38	4451 SPRING, KEVIN	1006 2A62	SA	OS	SR6,no the lexus
Aug-13-2020 22:39	4451 SPRING, KEVIN	1006 2A62	SA 2020-242772	OS	(HS) HOTSEAT: HS,SD9, 2A62*** PLZ SEE IF SSD HAS ANY HX OR CONTACT WITH YRMD:05 MAKE:LEXU *** UNIT:2A62
Aug-13-2020 22:39	4451 SPRING, KEVIN	1006 2A62	SA	OS	SR6,ty
Aug-13-2020 22:40	4451 SPRING, KEVIN	1006 2A62	SA	OS	FYI**** SUICIDAL SUBJ IN BLU MAZD 6BRM473****,(REVIEW POLICE CALL SA242811) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
Aug-13-2020 22:41	4451 SPRING, KEVIN	1006 2A62	SA	OS	2A62,NOTHING FOR SSD WITH THE LEXUS
Aug-13-2020 22:43	4451 SPRING, KEVIN	1006 2A62	SA 2020-242772	OS	UNAVAILABLE
Aug-13-2020 22:45	4451 SPRING, KEVIN	1006 2A62	SA	OS	BOLO FOR ELDERLY MALE,(REVIEW POLICE CALL SA242826) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
Aug-13-2020 22:54	4451 SPRING, KEVIN	1006 2A62	SA 2020-242772	OS	
Aug-13-2020 22:57	4451 SPRING, KEVIN	1006 2A62	SA 2020-242772	IS IN SERVICE	
Aug-13-2020 23:04	4451 SPRING, KEVIN	1006 2A62	SA 2020-242768	DP	LAKE FOREST DR
Aug-13-2020 23:06	4451 SPRING, KEVIN	1006 2A62	SA	IS	SENT TO MDT: 2A62,PRE-EMPTED FROM CALL: SA20-242768
Aug-13-2020 23:06	4451 SPRING, KEVIN	1006 2A62	SA 2020-242768	IS IN SERVICE	
Aug-13-2020 23:06	4451 SPRING, KEVIN	1006 2A62	SA	DP	2A62,ILL PULL YA FROM THIS IF YOURE STILL ON THE OTHER ONE,SRY!!
Aug-13-2020 23:11	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	DP	5108 STOCKTON BLVD
Aug-13-2020 23:14	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	ER	
Aug-13-2020 23:14	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	ER	Sent to MDT: 2A62,Status changed to ER by SR6
Aug-13-2020 23:15	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	ER	UNAVAILABLE
Aug-13-2020 23:23	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	ER	RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1 SVTP:P CAD:Y REC:Y PKI:N
Aug-13-2020 23:25	4451 SPRING, KEVIN	1006 2A62	SA	ER	keep an eye out for SEVEN kids
Aug-13-2020 23:27	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	QRY VEH: 2A62
Aug-13-2020 23:27	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	QRY VEH: 2A62
Aug-13-2020 23:27	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	Sent to MDT: 2A62,Status changed to OS by SR6
Aug-13-2020 23:27	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	MAP
Aug-13-2020 23:28	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	QRY VEH: 2A62
Aug-13-2020 23:28	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	QRY VEH: 2A62
Aug-13-2020 23:30	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	EXT Q PERS-NAME: G1: G2: DOB: SEX:F STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020 23:30	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	RMS Q PERS-NAME: G1: G2:

OFFICER/UNIT ACTIVITY SEARCH

Date	Time	Officer	Unit	Activity	Status	Details
Aug-13-2020	23:31	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	DOB: [REDACTED] SEX:F STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62 EXT Q PERS-NAME:[REDACTED] G1:[REDACTED] DOB:[REDACTED] SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:31	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	OS	RMS Q PERS-NAME:[REDACTED] G1:[REDACTED] DOB:[REDACTED] SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXT2:Y PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:40	4451 SPRING, KEVIN	1006 2A62	SA	OS	1A65 2A62,WANA HANDLE [REDACTED] AROUND THE CORNER WHEN YOU'RE DONE PLZ =] =]
Aug-13-2020	23:42	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	IS IN SERVICE	CLEARED CASE SA242851 FOUNDED-N REPORT-N CLEARED BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO 273.5...415DV ONLY
Aug-13-2020	23:42	4451 SPRING, KEVIN	1006 2A62	SA 2020-242851	IS	
Aug-13-2020	23:48	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	
Aug-13-2020	23:48	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	DP	
Aug-13-2020	23:55	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	[REDACTED] ELDER CREEK RD RMS Q VEH-STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:55	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:55	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:55	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	EXT Q VEH-STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:56	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:56	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	ER	EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA	IS	EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA	ER	SR6,ty
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA	ER	SR6,copy
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA	ER	2A62,C4 PLISS
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA	IS	RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA 2020-242870	IS IN SERVICE	Sent to MDT: 2A62,Status changed to IS by SR6
Aug-13-2020	23:57	4451 SPRING, KEVIN	1006 2A62	SA	IS	EXT Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62
Aug-13-2020	23:58	4451 SPRING, KEVIN	1006 2A62	SA	IS	RMS Q VEH-LIC:[REDACTED] STATE:[REDACTED] TYPE:PC YR:2020 VININFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:2A62

OFFICER/UNIT ACTIVITY SEARCH

* END OF OFFICER/UNIT ACTIVITY SEARCH REPORT

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4447' and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 76

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-14-2020	00:01	4447 COSTAN, DAVID	1019 1A68	SA 2020-242870	ER		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M RACE:A STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	00:01	4447 COSTAN, DAVID	1019 1A68	SA 2020-242870	ER		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M RACE:A STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	00:03	4447 COSTAN, DAVID	1019 1A68	SA 2020-242870	OS		
Aug-14-2020	00:16	4447 COSTAN, DAVID	1019 1A68	SA 2020-242870	IS	IN SERVICE	
Aug-14-2020	00:16	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	DP		5118 STOCKTON BLVD
Aug-14-2020	00:17	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	ER		
Aug-14-2020	00:17	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	DP		UNAVAILABLE
Aug-14-2020	00:22	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		
Aug-14-2020	00:31	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] AGE: [REDACTED] SEX:M RACE:W STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	00:31	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] AGE: [REDACTED] SEX:M RACE:W STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	00:35	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:1A68
Aug-14-2020	00:35	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020 VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N PKI:N TONC:Y UNIT:1A68
Aug-14-2020	01:17	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	01:17	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	01:33	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	ER		[REDACTED] / PARKER AVE
Aug-14-2020	01:34	4447 COSTAN, DAVID	1019 1A68	SA	ER		SR6,A69 AND I WILL BE ERT TO THAT 459A IN 6C IN 5MIN OR SO. JUST FINISHING THIS CIVIL STANDBY 1A68,CHK THX
Aug-14-2020	01:35	4447 COSTAN, DAVID	1019 1A68	SA	ER		
Aug-14-2020	01:38	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	OS		
Aug-14-2020	01:40	4447 COSTAN, DAVID	1019 1A68	SA 2020-242901	IS	IN SERVICE	
Aug-14-2020	01:41	4447 COSTAN, DAVID	1019 1A68	SA 2020-242943	ER		RMS Q LOC-LOC:5961 OUTFALL CIR TYPE:H MUN:1 SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020	01:41	4447 COSTAN, DAVID	1019 1A68	SA	IS		SR6,459a pls
Aug-14-2020	01:41	4447 COSTAN, DAVID	1019 1A68	SA 2020-242943	ER		5961 OUTFALL CIR
Aug-14-2020	01:43	4447 COSTAN, DAVID	1019 1A68	SA	ER		hmmmm
Aug-14-2020	01:44	4447 COSTAN, DAVID	1019 1A68	SA	ER		yeah. yall can c4
Aug-14-2020	01:45	4447 COSTAN, DAVID	1019 1A68	SA 2020-242943	OS		

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4447' and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 76

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-14-2020	02:16	4447 COSTAN, DAVID	1019 1A68	SA 2020-242943	IS	IN SERVICE	
Aug-14-2020	02:25	4447 COSTAN, DAVID	1019 1A68	SA 2020-242975	DP		██████████ 47TH AVE
Aug-14-2020	02:27	4447 COSTAN, DAVID	1019 1A68	SA	IS		SENT TO MDT: 1A68,PRE-EMPTED FROM CALL: SA20-242975
Aug-14-2020	02:27	4447 COSTAN, DAVID	1019 1A68	SA 2020-242975	IS	IN SERVICE	
Aug-14-2020	02:29	4447 COSTAN, DAVID	1019 1A68	SA	IS		SR4,ert to dvd40
Aug-14-2020	02:30	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	DP		6681 STOCKTON BLVD
Aug-14-2020	02:31	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	ER		
Aug-14-2020	02:33	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	OS		
Aug-14-2020	02:41	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	TR		JAIL W1
Aug-14-2020	02:51	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	OS		TRANSPORT COMPLETED:JAIL
Aug-14-2020	03:28	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	IS	IN SERVICE	
Aug-14-2020	03:28	4447 COSTAN, DAVID	1019 1A68	SA	IS		PRIME FOR SA20-240886 TO 1A68
Aug-14-2020	03:28	4447 COSTAN, DAVID	1019 1A68	SA 2020-240886	IS		CLEARED CASE SA240886 FOUNDED-Y REPORT-N CLEARED
Aug-14-2020	03:30	4447 COSTAN, DAVID	1019 1A68	SA 2020-243008	DP		██████████ 35TH AVE
Aug-14-2020	03:30	4447 COSTAN, DAVID	1019 1A68	SA 2020-243008	ER		
Aug-14-2020	03:39	4447 COSTAN, DAVID	1019 1A68	SA 2020-243008	OS		
Aug-14-2020	03:52	4447 COSTAN, DAVID	1019 1A68	SA 2020-243008	IS	IN SERVICE	
Aug-14-2020	05:06	4447 COSTAN, DAVID	1019 1A68	SA	OA	LUNCH	TICON
Aug-14-2020	05:06	4447 COSTAN, DAVID	1019 1A68	SA	IS		SR3,UNIT 1A68 IS REQUESTING BUSY CODE C7 - GIVEN
Aug-14-2020	05:06	4447 COSTAN, DAVID	1019 1A68	SA	OA	LUNCH	REMARKS: TICON
Aug-14-2020	05:07	4447 COSTAN, DAVID	1019 1A68	SA	OA	LUNCH	Sent to MDT: 1A68,Status changed to OA C7 by SR3
Aug-14-2020	05:07	4447 COSTAN, DAVID	1019 1A68	SA	OA	LUNCH	SR3,ty
Aug-14-2020	05:45	4447 COSTAN, DAVID	1019 1A68	SA	IS	IN SERVICE	1A68,ENJOY
Aug-14-2020	05:45	4447 COSTAN, DAVID	1019 1A68	SA	NA	UNIT SIGN OFF	SIGNOFF
Aug-14-2020	20:10	4447 COSTAN, DAVID	1019 1A68	SA	NA	RICHARDS	RC
Aug-14-2020	20:10	4447 COSTAN, DAVID	1019 1A68	SA	IS		VEH:12404 ID:9036807 MDT SIGNON
Aug-14-2020	20:48	4447 COSTAN, DAVID	1019 1A68	SA	NA	RICHARDS	FYI,(REVIEW POLICE CALL SA243909) ALL UNITS
Aug-14-2020	21:15	4447 COSTAN, DAVID	1019 1A68	SA	NA	RICHARDS	BROADCAST 48TH ST / PARKER AVE
Aug-14-2020	21:47	4447 COSTAN, DAVID	1019 1A68	SA	NA	RICHARDS	FYI...FIREWORKS IN AREA,(REVIEW POLICE CALL SA243934) ALL UNITS BROADCAST 78TH ST / FRUITRIDGE RD
Aug-14-2020	21:51	4447 COSTAN, DAVID	1019 1A68	SA	IS	IN SERVICE	INFO ON MP OUT OF NY..POSSIBLY ER TO CA,(REVIEW POLICE CALL SA243949) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
Aug-14-2020	21:54	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	DP		██████████ CASA DEL ESTE WAY
Aug-14-2020	21:55	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	ER		
Aug-14-2020	21:56	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	ER		EXT Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020
Aug-14-2020	21:56	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	ER		VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-14-2020	21:56	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	ER		PKI:N TONC:Y UNIT:1A68
Aug-14-2020	21:56	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	ER		RMS Q VEH-LIC:██████████ STATE:██████████ TYPE:PC YR:2020
Aug-14-2020	21:56	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	ER		VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
Aug-14-2020	21:57	4447 COSTAN, DAVID	1019 1A68	SA	IS		PKI:N TONC:Y UNIT:1A68
Aug-14-2020	21:57	4447 COSTAN, DAVID	1019 1A68	SA	IS		Sent to MDT: 1A68,Status changed to IS by SR6

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4447' and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 76

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-14-2020	21:57	4447 COSTAN, DAVID	1019 1A68	SA	IS		SENT TO MDT: 1A68,PRE-EMPTED FROM CALL: SA20-243876
Aug-14-2020	21:57	4447 COSTAN, DAVID	1019 1A68	SA 2020-243966	DP		████████ STOCKTON BLVD
Aug-14-2020	21:57	4447 COSTAN, DAVID	1019 1A68	SA 2020-243876	IS	IN SERVICE	PREEMPT
Aug-14-2020	21:58	4447 COSTAN, DAVID	1019 1A68	SA 2020-243966	ER		
Aug-14-2020	22:05	4447 COSTAN, DAVID	1019 1A68	SA 2020-243966	OS		
Aug-14-2020	22:13	4447 COSTAN, DAVID	1019 1A68	SA 2020-243966	IS	IN SERVICE	
Aug-14-2020	22:14	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	ER		ELDER CREEK RD / POWER INN RD
Aug-14-2020	22:19	4447 COSTAN, DAVID	1019 1A68	SA	ER		FYI...FIRE IN AREA...FIRE ER,(REVIEW POLICE CALL SA243989) ALL UNITS BROADCAST 8329 FOLSOM BLVD
Aug-14-2020	22:24	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	ER		EXT Q PERS-NAME: ██████ G1: ██████ DOB: ██████ SEX:M RACE:H STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68
Aug-14-2020	22:24	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	ER		RMS Q PERS-NAME: ██████ G1: ██████ DOB: ██████ SEX:M RACE:H STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68 Sent to MDT: 1A68,Status changed to OS by SR12
Aug-14-2020	22:36	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	OS		
Aug-14-2020	22:36	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	OS		
Aug-14-2020	22:59	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	TR		UCD W.1
Aug-14-2020	23:00	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	TR		PRIME FOR SA20-243974 TO 1A68
Aug-14-2020	23:00	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	TR		UNAVAILABLE
Aug-14-2020	23:07	4447 COSTAN, DAVID	1019 1A68	SA 2020-243974	OS		TRANSPORT COMPLETED:UCD W1

* END OF OFFICER/UNIT ACTIVITY SEARCH REPORT

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4808' and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 75

Table with columns: ACT. DATE, ACT.TIME, OFFICER, UNIT, CALL, UNIT CODE, BUSY STATUS, REMARKS. Contains 75 rows of activity logs for officer 4808, including call details and remarks such as '5118 STOCKTON BLVD', 'UNAVAILABLE', and 'PRIME FOR SA20-242901 TO 1A69'.

OFFICER/UNIT ACTIVITY SEARCH

Time	Officer	Unit	Activity	Location	Details
Aug-14-2020 03:18	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-242999	OS TRAFFIC STOP		EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69 RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SEX:M RACE:W STATE:CA REC:Y CAD:N EXTN:Y
Aug-14-2020 03:20	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-242999	IS		EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69 CLEARED CASE SA242999 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-TSTOP BOLO-N STUDY FLAG-NA REM-ADVISED OF 5200 CVC SOW
Aug-14-2020 03:20	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-242999	IS IN SERVICE		
Aug-14-2020 03:21	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	DP	[REDACTED] RIZA AVE	
Aug-14-2020 03:21	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	ER		
Aug-14-2020 03:25	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	ER		RMS Q LOC-LOC: [REDACTED] RIZA AVE TYPE:H MUN:1 APT: [REDACTED] SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020 03:25	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	OS		
Aug-14-2020 03:25	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	ER		RMS Q LOC-LOC: [REDACTED] RIZA AVE TYPE:H MUN:1 APT: [REDACTED] SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020 03:25	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	ER		RMS Q LOC-LOC: [REDACTED] RIZA AVE TYPE:H MUN:1 APT: [REDACTED] SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020 03:29	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	OS		(HS) HOTSEAT: HS,SD9, 1A69...WAS A CALLBACK ATTEMPTED ON THIS CALL(UNIT:1A69
Aug-14-2020 03:35	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	IS		CLEARED CASE SA243003 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-415 DV BETWEEN COUPLE , BOTH ADVISED NOTHING PHYSICAL AND THINGS WERE CALMED DOWN
Aug-14-2020 03:35	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243003	IS IN SERVICE		
Aug-14-2020 03:36	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	DP	[REDACTED] FOLSOM BLVD	
Aug-14-2020 03:37	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	ER		
Aug-14-2020 03:38	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	ER		RMS Q LOC-LOC: [REDACTED] FOLSOM BLVD TYPE:H MUN:1 APT: [REDACTED] SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020 03:38	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	ER		RMS Q LOC-LOC: [REDACTED] FOLSOM BLVD TYPE:H MUN:1 APT: [REDACTED] SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020 03:38	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	ER		RMS Q LOC-LOC: [REDACTED] FOLSOM BLVD TYPE:H MUN:1 APT: [REDACTED] SVTP:P CAD:Y REC:Y PKI:N
Aug-14-2020 03:46	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	OS		
Aug-14-2020 03:47	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243006	IS IN SERVICE		
Aug-14-2020 03:47	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA	IS		Sent to MDT: 1A69,Status changed to IS by SR4
Aug-14-2020 04:34	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	OS TRAFFIC STOP	STOCKTON BLVD / 17TH AVE - G [REDACTED]	
Aug-14-2020 04:34	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	OS TRAFFIC STOP	QRY VEH: 1A69 [REDACTED] 2020 [REDACTED]	
Aug-14-2020 04:37	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	OS TRAFFIC STOP		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69
Aug-14-2020 04:37	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	OS TRAFFIC STOP		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69
Aug-14-2020 04:38	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	OS TRAFFIC STOP		RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69
Aug-14-2020 04:38	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	OS TRAFFIC STOP		EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69
Aug-14-2020 04:45	4808 HOLLIBAUGH, AUSTIN	0 1A69 SA 2020-243035	IS		CLEARED CASE SA243035 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-TSTOP BOLO-N STUDY FLAG-NA REM-ADVISED OF 22350 SOW

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no='4808' and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 75

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-14-2020	04:45	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243035	IS	IN SERVICE	
Aug-14-2020	05:00	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA	DP		thanks breh
Aug-14-2020	05:00	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243048	ER		
Aug-14-2020	05:00	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243048	DP		4001 J ST
Aug-14-2020	05:01	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA	ER		check check
Aug-14-2020	05:02	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243048	IS	IN SERVICE	
Aug-14-2020	05:10	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243056	OS	SUBJECT STOP	MCKINLEY BLVD / ALHAMBRA BLVD
Aug-14-2020	05:14	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243056	OS	SUBJECT STOP	EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69
Aug-14-2020	05:14	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243056	OS	SUBJECT STOP	RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A69
Aug-14-2020	05:18	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243056	IS		CLEARED CASE SA243056 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-SSTOP BOLO-N STUDY FLAG-NA REM-SUBJ WAS LAYING ON THE GROUND NEAR SIDE WALK , ADVISED HE DID NOT NEED POLICE ASSISTANCE , T-1 SOW
Aug-14-2020	05:18	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243056	IS	IN SERVICE	
Aug-14-2020	05:39	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243064	DP		5399 FRUITRIDGE RD
Aug-14-2020	05:39	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243064	ER		
Aug-14-2020	05:41	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243064	ER		UNAVAILABLE
Aug-14-2020	05:45	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA 2020-243064	IS	IN SERVICE	
Aug-14-2020	06:44	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA	IS		FYI, (REVIEW POLICE CALL SA240036) ALL UNITS BROADCAST MCKINLEY BLVD / 33RD ST
Aug-14-2020	06:45	4808 HOLLIBAUGH, AUSTIN	0 1A69	SA	NA	UNIT SIGN OFF	SIGNOFF

* END OF OFFICER/UNIT ACTIVITY SEARCH REPORT

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no=[REDACTED] and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
 NUMBER OF RECORDS RETURNED: 52

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-14-2020	01:02	[REDACTED]	1SM6	SA	IS		RMS Q LOC-LOC:5610 FOLSOM BLVD TYPE:H MUN:1 SVTP:P CAD:Y REC:Y SUP:Y PKI:N
Aug-14-2020	01:06	[REDACTED]	1SM6	SA	IS		SR6,I CPY UPDATE ON THE 245R... DUE TO BEING IN THE MIDDLE OF THE NIGHT HOLD CALL UNTIL VIC CALLS BACK AND AVAIL FOR REPORT...
Aug-14-2020	01:07	[REDACTED]	1SM6	SA	IS		1SM6,CHK WILL DO THX
Aug-14-2020	01:09	[REDACTED]	1SM6	SA	IS		1SM6,YOU WANT ME TO JUST LEAVE IT PENDING OR CLOSE IT OUT FOR NOW?
Aug-14-2020	01:10	[REDACTED]	1SM6	SA	IS		1SM6,CHK THX
Aug-14-2020	01:10	[REDACTED]	1SM6	SA	IS		SR3,just close it out for now
Aug-14-2020	01:16	[REDACTED]	1SM6	SA	IS		CS1,u
Aug-14-2020	01:16	[REDACTED]	1SM6	SA	IS		1SM6,242938
Aug-14-2020	01:16	[REDACTED]	1SM6	SA	IS		1SM6,YOU ARE VERY WELCOME
Aug-14-2020	01:16	[REDACTED]	1SM6	SA	IS		CS1,thank
Aug-14-2020	01:22	[REDACTED]	1SM6	SA	IS		1SM6,CHK THX
Aug-14-2020	01:22	[REDACTED]	1SM6	SA	IS		1SM6,HAVE ANOTHER 933R FROM THE PETCO...WANT TO C4 AGAIN?
Aug-14-2020	01:22	[REDACTED]	1SM6	SA	IS		SR3,yes
Aug-14-2020	01:34	[REDACTED]	1SM6	SA	IS		RMS Q LOC-LOC:[REDACTED] 25TH AVE TYPE:H MUN:1 SVTP:P CAD:Y REC:Y SUP:Y PKI:N
Aug-14-2020	03:30	[REDACTED]	1SM6	SA	IS		RMS Q LOC-LOC:5610 FOLSOM BLVD TYPE:H MUN:1 SVTP:P CAD:Y REC:Y SUP:Y PKI:N
Aug-14-2020	03:30	[REDACTED]	1SM6	SA	IS		RMS Q LOC-LOC:8391 FOLSOM BLVD TYPE:H MUN:1 APT:8 SVTP:P CAD:Y REC:Y SUP:Y PKI:N
Aug-14-2020	03:31	[REDACTED]	1SM6	SA	IS		SR4,yes
Aug-14-2020	03:31	[REDACTED]	1SM6	SA	IS		1SM6,THX
Aug-14-2020	03:31	[REDACTED]	1SM6	SA	IS		1SM6,ANOTHER ALARM AT PETCO ON FOLSOM..C4?
Aug-14-2020	04:25	[REDACTED]	1SM6	SA	NA	UNIT SIGN OFF	SIGNOFF
Aug-14-2020	04:31	[REDACTED]	1SM6	SA	IS		VEH:B12416 ID:B12416 MDT SIGNON NOTIFY:P6
Aug-14-2020	05:18	[REDACTED]	1SM6	SA	NA	UNIT SIGN OFF	SIGNOFF
Aug-14-2020	20:23	[REDACTED]	1SM6	SA	IS		VEH:B12416 ID:B12416 MDT SIGNON NOTIFY:P6
Aug-14-2020	20:48	[REDACTED]	1SM6	SA	IS		FYI,(REVIEW POLICE CALL SA243909) ALL UNITS BROADCAST 48TH ST / PARKER AVE
Aug-14-2020	21:15	[REDACTED]	1SM6	SA	IS		FYI...FIREWORKS IN AREA,(REVIEW POLICE CALL SA243934) ALL UNITS BROADCAST 78TH ST / FRUITRIDGE RD
Aug-14-2020	21:47	[REDACTED]	1SM6	SA	IS		INFO ON MP OUT OF NY..POSSIBLY ER TO CA,(REVIEW POLICE CALL SA243949) ALL DIVISIONS BROADCAST 5772 FREEPORT BLVD
Aug-14-2020	22:19	[REDACTED]	1SM6	SA	IS		FYI...FIRE IN AREA...FIRE ER,(REVIEW POLICE CALL SA243989) ALL UNITS BROADCAST 8329 FOLSOM BLVD
Aug-14-2020	22:30	[REDACTED]	1SM6	SA	NA	UNIT SIGN OFF	SIGNOFF
Aug-14-2020	22:39	[REDACTED]	1SM6	SA	IS		FYI ON CALL PENDING FOR MANY HOURS,(REVIEW POLICE
Aug-14-2020	22:39	[REDACTED]	1SM6	SA	IS		VEH:12146 ID:9036902 MDT SIGNON NOTIFY:P6
Aug-14-2020	22:39	[REDACTED]	1SM6	SA	IS		SR12,copy

OFFICER/UNIT ACTIVITY SEARCH

SEARCH CRITERIA: officer_no=[REDACTED] and activity_date=TO_DATE('2020-08-14 00:00:00','YYYY-MM-DD HH24:MI:SS')
NUMBER OF RECORDS RETURNED: 52

ACT. DATE	ACT.TIME	OFFICER	UNIT	CALL	UNIT CODE	BUSY STATUS	REMARKS
Aug-14-2020	22:41	[REDACTED]	[REDACTED]	1SM6 SA	IS		FYI ON CALL PENDING OVER AN HOUR,(REVIEW POLICE CALL SA243901) WELFARE CHECK [REDACTED] ELVAS AVE
Aug-14-2020	22:41	[REDACTED]	[REDACTED]	1SM6 SA	IS		SR12,cpy
Aug-14-2020	22:42	[REDACTED]	[REDACTED]	1SM6 SA	IS		SR12,yup
Aug-14-2020	22:42	[REDACTED]	[REDACTED]	1SM6 SA	IS		1SM6,CK..TY!!
Aug-14-2020	22:42	[REDACTED]	[REDACTED]	1SM6 SA	IS		1SM6,YOU COPY THE OTHERS THAT HAVE BEEN PENDING?
Aug-14-2020	22:45	[REDACTED]	[REDACTED]	1SM6 SA 2020-243974	ER		ASSIST:1A68 /ELDER CREEK RD / POWER INN RD
Aug-14-2020	22:48	[REDACTED]	[REDACTED]	1SM6 SA	ER		1SM6,FYI...CALL 244024...ANOTHER ALARM ACTIVATION FROM THE CHRONIC PETCO
Aug-14-2020	22:50	[REDACTED]	[REDACTED]	1SM6 SA	ER		SR6,cpy, cancel
Aug-14-2020	22:50	[REDACTED]	[REDACTED]	1SM6 SA 2020-243974	ER		RMS Q LOC-LOC:5610 FOLSOM BLVD TYPE:H MUN:1 SVTP:P CAD:Y REC:Y SUP:Y PKI:N
Aug-14-2020	22:51	[REDACTED]	[REDACTED]	1SM6 SA	ER		1SM6,CHK THX
Aug-14-2020	22:56	[REDACTED]	[REDACTED]	1SM6 SA 2020-243974	OS		
Aug-14-2020	23:16	[REDACTED]	[REDACTED]	1SM6 SA 2020-244056	ER		[REDACTED] 9TH AVE
Aug-14-2020	23:16	[REDACTED]	[REDACTED]	1SM6 SA 2020-243974	IS	IN SERVICE	PREEMPT
Aug-14-2020	23:16	[REDACTED]	[REDACTED]	1SM6 SA	IS		Sent to MDT: 1SM6,Status changed to IS by SR6
Aug-14-2020	23:16	[REDACTED]	[REDACTED]	1SM6 SA	IS		SENT TO MDT: 1SM6,PRE-EMPTED FROM CALL: SA20-243974
Aug-14-2020	23:25	[REDACTED]	[REDACTED]	1SM6 SA 2020-244056	OS		
Aug-14-2020	23:44	[REDACTED]	[REDACTED]	1SM6 SA 2020-244056	IS	IN SERVICE	
Aug-14-2020	23:49	[REDACTED]	[REDACTED]	1SM6 SA	IS		RMS Q LOC-LOC:5877 POWER INN RD TYPE:H MUN:1 SVTP:P CAD:Y REC:Y SUP:Y PKI:N
Aug-14-2020	23:51	[REDACTED]	[REDACTED]	1SM6 SA	IS		1SM6,CHK THX
Aug-14-2020	23:51	[REDACTED]	[REDACTED]	1SM6 SA	IS		SR6,that's a chronic
Aug-14-2020	23:51	[REDACTED]	[REDACTED]	1SM6 SA	IS		SR6,cancel 1a79's call

* END OF OFFICER/UNIT ACTIVITY SEARCH REPORT

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:1A65, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
1A65-PT	4486	Aug1420	557	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	557	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	547	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	547	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	545	IS CLEARED CASE SA243064 FOUNDED-N REPORT-N CLEARE	SA20-2430641A65	
1A65-PT	4486	Aug1420	545	IS	SA20-2430641A65	
1A65-PT	4486	Aug1420	543	OS	SA20-2430641A65	
1A65-PT	4486	Aug1420	541	ER UNAVAILABLE	SA20-243064SR4	
1A65-PT	4486	Aug1420	539	ER	SA20-2430641A65	
1A65-PT	4486	Aug1420	539	DP 5399 FRUITRIDGE RD	SA20-243064SR4	
1A65-PT	4486	Aug1420	522	IS	SA20-2430481A65	
1A65-PT	4486	Aug1420	507	OS	SA20-2430481A65	
1A65-PT	4486	Aug1420	501	ER 1A65,CHK	SR3	
1A65-PT	4486	Aug1420	501	ER 4001 J ST	SA20-243048SR3	
1A65-PT	4486	Aug1420	501	IS SR4,back	1A65	
1A65-PT	4486	Aug1420	501	IS SR4,nack er	1A65	
1A65-PT	4486	Aug1420	501	IS CLEARED CASE SA243050 FOUNDED-Y REPORT-N CLEARE	SA20-2430501A65	
1A65-PT	4486	Aug1420	501	IS	SA20-2430501A65	
1A65-PT	4486	Aug1420	459	OS EXT Q PERS-DL: [REDACTED] STATE: [REDACTED] REC:Y CAD:N	SA20-2430501A65	
1A65-PT	4486	Aug1420	459	OS RMS Q PERS-DL: [REDACTED] STATE: [REDACTED] REC:Y CAD:N	SA20-2430501A65	
1A65-PT	4486	Aug1420	458	OS QRY VEH: 1A65 [REDACTED] 2020	SA20-243050SR3	
1A65-PT	4486	Aug1420	458	OS 6TH/STOCKTON /V YIELDED	SA20-243050SR3	
1A65-PT	4486	Aug1420	457	OS STOCKTON BLVD / 8TH AVE - SIL SEDAN YIELDING	SA20-243050SR3	
1A65-PT	4486	Aug1420	457	IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24	SR3	
1A65-PT	4486	Aug1420	457	IS Sent to MDT: 1A65,Status changed to IS by SR3	SR3	
1A65-PT	4486	Aug1420	457	IS PREEMPT	SA20-243048SR3	
1A65-PT	4486	Aug1420	456	ER	SA20-2430481A65	
1A65-PT	4486	Aug1420	456	DP 4001 J ST	SA20-243048SR3	
1A65-PT	4486	Aug1420	451	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:2	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	451	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:2	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	448	IS CLEARED CASE SA243033 FOUNDED-Y REPORT-N CLEARE	SA20-2430331A65	
1A65-PT	4486	Aug1420	448	IS	SA20-2430331A65	
1A65-PT	4486	Aug1420	445	OS	SA20-2430331A65	

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:1A65, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
1A65-PT	4486	Aug1420	443	ER EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20	SA20-2430331A65	
1A65-PT	4486	Aug1420	443	ER RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20	SA20-2430331A65	
1A65-PT	4486	Aug1420	434	ER	SA20-2430331A65	
1A65-PT	4486	Aug1420	433	DP RMS Q LOC-LOC: [REDACTED] 2ND AVE TYPE:H MUN:1 SVTP	SA20-2430331A65	
1A65-PT	4486	Aug1420	433	DP [REDACTED] 2ND AVE	SA20-243033SR3	
1A65-PT	4486	Aug1420	343	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	343	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	343	IS	SA20-2430081A65	
1A65-PT	4486	Aug1420	341	ER [REDACTED] 35TH AVE	SA20-243008SR4	
1A65-PT	4486	Aug1420	341	IS SR4,er 952		1A65
1A65-PT	4486	Aug1420	340	IS UPDATED CASE SA243000 FOUNDED-Y REPORT-N CLEARE	SA20-2430001A65	
1A65-PT	4486	Aug1420	340	IS PRIME FOR SA20-243000 TO 1A65	1A65	1A65
1A65-PT	4486	Aug1420	340	IS	SA20-2430001A65	
1A65-PT	4486	Aug1420	333	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] SEX:F RAC	SA20-2430001A65	
1A65-PT	4486	Aug1420	333	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] SEX:F RAC	SA20-2430001A65	
1A65-PT	4486	Aug1420	327	OS BROADWAY /60TH ST (V)	SA20-243000SR4	
1A65-PT	4486	Aug1420	325	OS [REDACTED]	SA20-2430001A65	
1A65-PT	4486	Aug1420	322	ER [REDACTED] BROADWAY	SA20-243000SR4	
1A65-PT	4486	Aug1420	322	IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24		SR4
1A65-PT	4486	Aug1420	322	IS Sent to MDT: 1A65,Status changed to IS by SR4		SR4
1A65-PT	4486	Aug1420	322	IS PREEMPT	SA20-243003SR4	
1A65-PT	4486	Aug1420	322	DP [REDACTED] RIZA AVE	SA20-243003SR4	
1A65-PT	4486	Aug1420	322	IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24		SR4
1A65-PT	4486	Aug1420	322	IS Sent to MDT: 1A65,Status changed to IS by SR4		SR4
1A65-PT	4486	Aug1420	322	IS PREEMPT	SA20-243000SR4	
1A65-PT	4486	Aug1420	320	ER	SA20-2430001A65	
1A65-PT	4486	Aug1420	320	DP RMS Q LOC-LOC: [REDACTED] BROADWAY TYPE:H MUN:1 SVT	SA20-2430001A65	
1A65-PT	4486	Aug1420	320	DP [REDACTED] BROADWAY	SA20-243000SR4	
1A65-PT	4486	Aug1420	315	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	315	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	313	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	313	IS EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED]		

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:1A65, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
1A65-PT	4486	Aug1420	307	TYPE:PC YR:20 IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	307	TYPE:PC YR:20 IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	306	TYPE:PC YR:20 IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	306	TYPE:PC YR:20 IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	300	TYPE:PC YR:202 IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	300	TYPE:PC YR:202 IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	1A65
1A65-PT	4486	Aug1420	257	IS CLEARED CASE SA242975 FOUNDED-Y REPORT-N CLEARE	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	257	IS PRIME FOR SA20-242975 TO 1A65	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	257	IS	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	256	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SE	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	256	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SE	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	255	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SE	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	255	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED] SE	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	253	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	253	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	238	OS RMS Q LOC-LOC: [REDACTED] 47TH AVE TYPE:H MUN:1 APT	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	238	OS	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	236	ER RMS Q LOC-LOC: [REDACTED] 47TH AVE TYPE:H MUN:1 APT	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	235	ER	SA20-2429751A65	1A65
1A65-PT	4486	Aug1420	234	DP [REDACTED] 47TH AVE	SA20-242975SR4	1A65
1A65-PT	4486	Aug1420	234	IS CLEARED CASE SA242977 FOUNDED-Y REPORT-N CLEARE	SA20-2429771A65	1A65
1A65-PT	4486	Aug1420	234	IS	SA20-2429771A65	1A65
1A65-PT	4486	Aug1420	229	OS (T) TRAFFIC STOP RMS Q PERS-NAME: [REDACTED] G1: [REDACTED]	SA20-2429771A65	1A65
1A65-PT	4486	Aug1420	229	OS (T) TRAFFIC STOP EXT Q PERS-NAME: [REDACTED] G1: [REDACTED]	SA20-2429771A65	1A65
1A65-PT	4486	Aug1420	226	OS (T) TRAFFIC STOP QRY VEH: 1A65 [REDACTED] 202	SA20-242977SR4	1A65
1A65-PT	4486	Aug1420	226	OS (T) TRAFFIC STOP STOCKTON		1A65

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:1A65, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
1A65-PT	4486	Aug1420	226	BLVD / LAWRENCE DR IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24	SA20-242977SR4	SR4
1A65-PT	4486	Aug1420	226	IS Sent to MDT: 1A65,Status changed to IS by SR4		SR4
1A65-PT	4486	Aug1420	226	IS PREEMPT	SA20-242975SR4	SR4
1A65-PT	4486	Aug1420	225	DP [REDACTED] 47TH AVE	SA20-242975SR4	
1A65-PT	4486	Aug1420	217	IS CLEARED CASE SA242943 FOUNDED-Y REPORT-N CLEARE		
1A65-PT	4486	Aug1420	217	IS	SA20-2429431A65	
1A65-PT	4486	Aug1420	144	OS yeah. yall can c4		1A79
1A65-PT	4486	Aug1420	144	OS leaning towards the accidental...		1A68
1A65-PT	4486	Aug1420	143	OS hmmm		K92
1A65-PT	4486	Aug1420	140	OS	SA20-2429431A65	
1A65-PT	4486	Aug1420	138	ER RMS Q LOC-LOC:5961 OUTFALL CIR TYPE:H MUN:1	SA20-2429431A65	
1A65-PT	4486	Aug1420	137	ER 1A79 1A65,CHK THANKS		SR3
1A65-PT	4486	Aug1420	136	ER SR3,ill cont		1A65
1A65-PT	4486	Aug1420	136	ER 1A65 1A79,PER 1A68.....HE AND AND 1A69 WILL BE		SR3
1A65-PT	4486	Aug1420	135	ER 5961 OUTFALL CIR	SA20-242943SR3	
1A65-PT	4486	Aug1420	135	IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24		SR3
1A65-PT	4486	Aug1420	135	IS Sent to MDT: 1A65,Status changed to IS by SR3		SR3
1A65-PT	4486	Aug1420	135	IS PREEMPT	SA20-242947SR3	
1A65-PT	4486	Aug1420	135	ER SR3,cpy back er 459a		1A65
1A65-PT	4486	Aug1420	133	ER	SA20-2429471A65	
1A65-PT	4486	Aug1420	133	DP [REDACTED] 25TH AVE	SA20-242947SR3	
1A65-PT	4486	Aug1420	133	IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24		SR3
1A65-PT	4486	Aug1420	133	IS Sent to MDT: 1A65,Status changed to IS by SR3		SR3
1A65-PT	4486	Aug1420	133	IS PREEMPT	SA20-242943SR3	
1A65-PT	4486	Aug1420	129	ER 1A65,CHK THX		SR3
1A65-PT	4486	Aug1420	129	ER 5961 OUTFALL CIR	SA20-242943SR3	
1A65-PT	4486	Aug1420	129	IS SENT TO MDT: 1A65,PRE-EMPTED FROM CALL: SA20-24		SR3
1A65-PT	4486	Aug1420	129	IS Sent to MDT: 1A65,Status changed to IS by SR3		SR3
1A65-PT	4486	Aug1420	129	IS PREEMPT	SA20-242931SR3	
1A65-PT	4486	Aug1420	128	ER SR3,aff er		1A65
1A65-PT	4486	Aug1420	126	ER 1A65,POSS SUSPS 906		SR3
1A65-PT	4486	Aug1420	126	ER 1A65,YOU AVAIL TO ASSIST 1A79 FOR 459A IN 6C?		SR3
1A65-PT	4486	Aug1420	102	ER 1A65,CHK		SR3
1A65-PT	4486	Aug1420	102	ER 12TH AVE / MARTIN LUTHER KING JR BLVD	SA20-242931SR3	

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:1A65, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
1A65-PT	4486	Aug1420	102	IS SR6,er 62		1A65
1A65-PT	4486	Aug1420	100	IS RMS Q RPT-TYPE:GO RYM:2019 RNM:265482 OPJUR:		1A65
1A65-PT	4486	Aug1420	100	IS RMS Q RPT-TYPE:GO RYM:2020 RNM:265482 OPJUR:		1A65
1A65-PT	4486	Aug1420	57	IS EXT Q VEH-LIC: [REDACTED] STATE: TYPE:PC YR:20	[REDACTED]	1A65
1A65-PT	4486	Aug1420	57	IS RMS Q VEH-LIC: [REDACTED] STATE: TYPE:PC YR:20	[REDACTED]	1A65
1A65-PT	4486	Aug1420	55	IS RMS Q VEH-LIC: [REDACTED] STATE: TYPE:PC YR:20	[REDACTED]	1A65
1A65-PT	4486	Aug1420	55	IS EXT Q VEH-LIC: [REDACTED] STATE: TYPE:PC YR:20	[REDACTED]	1A65
1A65-PT	4486	Aug1420	43	IS CLEARED CASE SA242857 FOUNDED-Y REPORT-Y CLEARE	SA20-2428571A65	
1A65-PT	4486	Aug1420	43	IS	SA20-2428571A65	
1A65-PT	4486	Aug1420	9	OS TRANSPORT COMPLETED:SCMJ	SA20-2428571A65	
1A65-PT	4486	Aug1420		TR SCMJ W/1 MBA	SA20-2428571A65	
1A65-PT	4486	Aug1320	2346	OS	SA20-2428571A65	
1A65-PT	4486	Aug1320	2346	ER UNAVAILABLE	SA20-242857SR6	
1A65-PT	4486	Aug1320	2345	ER	SA20-2428571A65	
1A65-PT	4486	Aug1320	2344	DP 47TH AVE / STOCKTON BLVD	SA20-242857SR6	
1A65-PT	4486	Aug1320	2344	IS CLEARED CASE SA242860 FOUNDED-Y REPORT-N CLEARE	SA20-2428601A65	
1A65-PT	4486	Aug1320	2344	IS	SA20-2428601A65	
1A65-PT	4486	Aug1320	2343	OS	SA20-2428601A65	
1A65-PT	4486	Aug1320	2342	ER RMS Q LOC-LOC: [REDACTED] 49TH ST TYPE:H MUN:1 SVTP	SA20-2428601A65	
1A65-PT	4486	Aug1320	2341	ER RMS Q LOC-LOC: [REDACTED] 49TH ST TYPE:H MUN:1 SVTP	SA20-2428601A65	
1A65-PT	4486	Aug1320	2340	ER [REDACTED] 49TH ST - WILL ADV	SA20-242860SR6	
1A65-PT	4486	Aug1320	2340	IS 1A65, YOU DA BEST! THANKYOU	SR6	
1A65-PT	4486	Aug1320	2340	IS SR6, ill adv thx	1A65	
1A65-PT	4486	Aug1320	2340	IS 1A65 2A62, WANA HANDLE [REDACTED] AROUND THE CORNER WH	SR6	
1A65-PT	4486	Aug1320	2338	IS UPDATED CASE SA242851 FOUNDED-N REPORT-N CLEARE	SA20-2428511A65	
1A65-PT	4486	Aug1320	2338	IS PRIME FOR SA20-242851 TO 1A65	1A65	
1A65-PT	4486	Aug1320	2338	IS	SA20-2428511A65	
1A65-PT	4486	Aug1320	2326	OS QRY VEH: 1A65 [REDACTED] 2020	SA20-242851SR6	
1A65-PT	4486	Aug1320	2325	OS QRY VEH: 1A65 [REDACTED] 2020	SA20-242851SR6	
1A65-PT	4486	Aug1320	2325	OS im gonna assume this large van	2A62	
1A65-PT	4486	Aug1320	2324	OS	SA20-2428511A65	
1A65-PT	4486	Aug1320	2315	ER UNAVAILABLE	SA20-242851SR6	
1A65-PT	4486	Aug1320	2312	ER 5108 STOCKTON BLVD	SA20-242851SR6	
1A65-PT	4486	Aug1320	2312	IS SENT TO MDT: 1A65, PRE-EMPTED FROM		

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:1A65, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
				CALL: SA20-24		SR6
1A65-PT	4486	Aug1320	2312	IS Sent to MDT: 1A65, Status changed to IS by SR6		SR6
1A65-PT	4486	Aug1320	2312	IS PREEMPT	SA20-242772	SR6
1A65-PT	4486	Aug1320	2300	OS SR6, thank you		1A65
1A65-PT	4486	Aug1320	2259	OS 1A65, 242846		SR6
1A65-PT	4486	Aug1320	2256	OS SR6, CAN U MAKE UP A 981 CALL (RELATED TO THIS C		1A65
1A65-PT	4486	Aug1320	2245	OS BOLO FOR ELDERLY MALE, (REVIEW POLICE CALL SA242		SR4
1A65-PT	4486	Aug1320	2243	OS UNAVAILABLE	SA20-242772	SR6
1A65-PT	4486	Aug1320	2240	OS FYI***** SUICIDAL SUBJ IN BLU MAZD ██████████***,		SR6
1A65-PT	4486	Aug1320	2237	OS BOLO FOR SUICIDIAL SUBJ, (REVIEW POLICE CALL SA2		SR4
1A65-PT	4486	Aug1320	2231	OS EXTRA PATROL REQ IN 6B***, (REVIEW POLICE CALL S		SR6
1A65-PT	4486	Aug1320	2155	OS	SA20-242772	1A65
1A65-PT	4486	Aug1320	2153	ER 5TH/37	SA20-242772	SR6
1A65-PT	4486	Aug1320	2149	ER RMS Q LOC-LOC: ██████████ 5TH AVE TYPE:H MUN:1 SVTP		SA20-242772
1A65-PT	4486	Aug1320	2148	ER ██████████ 5TH AVE	SA20-242772	SR6
1A65-PT	4486	Aug1320	2148	IS SR6, er 952		1A65
1A65-PT	4486	Aug1320	2146	IS VEH:12444 ID:9036881 MDT SIGNON LL/BSC		1A65

END OF RADIO LOG

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
2A62-PT	4408	Aug1420	545	NA SIGNOFF		2A62
2A62-PT	4451	Aug1420	545	NA SIGNOFF		2A62
2A62-PT	4408	Aug1420	545	IS		2A62
2A62-PT	4451	Aug1420	545	IS		2A62
2A62-PT	4408	Aug1420	533	OA (C7) LUNCH EXT Q VEH-LIC: STATE:CA TYP		2A62
2A62-PT	4408	Aug1420	533	OA (C7) LUNCH RMS Q VEH-LIC: STATE:CA TYP		2A62
2A62-PT	4451	Aug1420	533	OA (C7) LUNCH EXT Q VEH-LIC: STATE:CA TYP		2A62
2A62-PT	4451	Aug1420	533	OA (C7) LUNCH RMS Q VEH-LIC: STATE:CA TYP		2A62
2A62-PT	4451	Aug1420	503	OA (C7) LUNCH 2A62,ENJOY		SR3
2A62-PT	4451	Aug1420	503	OA (C7) LUNCH Sent to MDT: 2A62,Status changed to		SR3
2A62-PT	4408	Aug1420	503	OA (C7) LUNCH FOLSOM / HORNET		SR3
2A62-PT	4451	Aug1420	503	OA (C7) LUNCH FOLSOM / HORNET		SR3
2A62-PT	4451	Aug1420	503	IS SR3,UNIT 2A62 IS REQUESTING BUSY CODE C7 - GIVE		SYSTEM
2A62-PT	4451	Aug1420	500	IS SR3,ty		2A62
2A62-PT	4451	Aug1420	500	IS 2A62,SURE		SR3
2A62-PT	4451	Aug1420	500	IS Sent to MDT: 2A62,Status changed to IS by SR3		SR3
2A62-PT	4408	Aug1420	500	IS	SA20-243048	SR3
2A62-PT	4451	Aug1420	500	IS	SA20-243048	SR3
2A62-PT	4451	Aug1420	500	ER slow roll it. this is dumb. ill handle it		1A79
2A62-PT	4451	Aug1420	500	ER SR4,HEY WE WERE JUST GOIN TO ASK FOR C7... CAN		2A62
2A62-PT	4408	Aug1420	459	ER	SA20-243048	2A62
2A62-PT	4451	Aug1420	459	ER	SA20-243048	2A62
2A62-PT	4408	Aug1420	459	DP RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		SA20-243048
2A62-PT	4408	Aug1420	459	DP EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		SA20-243048
2A62-PT	4451	Aug1420	459	DP EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		SA20-243048
2A62-PT	4451	Aug1420	459	DP RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		SA20-243048
2A62-PT	4408	Aug1420	458	DP 4001 J ST	SA20-243048	SR3
2A62-PT	4451	Aug1420	458	DP 4001 J ST	SA20-243048	SR3
2A62-PT	4408	Aug1420	348	IS RMS Q VEH-LIC [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	348	IS EXT Q VEH-LIC [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	348	IS EXT Q VEH-LIC [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	348	IS RMS Q VEH-LIC [REDACTED] STATE: [REDACTED]	STATE: [REDACTED]	2A62

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
2A62-PT	4408	Aug1420	344	TYPE:PC YR:20 IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	344	TYPE:PC YR:20 IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	344	TYPE:PC YR:20 IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	344	TYPE:PC YR:20 IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	343	IS CLEARED CASE SA243000 FOUNDED-Y REPORT-N CLEARE	SA20-2430002A62	
2A62-PT	4408	Aug1420	343	IS	SA20-2430002A62	
2A62-PT	4451	Aug1420	343	IS	SA20-2430002A62	
2A62-PT	4408	Aug1420	337	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2430002A62	
2A62-PT	4408	Aug1420	337	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2430002A62	
2A62-PT	4451	Aug1420	337	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2430002A62	
2A62-PT	4451	Aug1420	337	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2430002A62	
2A62-PT	4408	Aug1420	326	OS	SA20-2430002A62	
2A62-PT	4451	Aug1420	326	OS	SA20-2430002A62	
2A62-PT	4408	Aug1420	322	ER RMS Q LOC-LOC [REDACTED] BROADWAY TYPE:H MUN:1 SVT	SA20-2430002A62	
2A62-PT	4451	Aug1420	322	ER RMS Q LOC-LOC: [REDACTED] BROADWAY TYPE:H MUN:1 SVT	SA20-2430002A62	
2A62-PT	4408	Aug1420	321	ER	SA20-2430002A62	
2A62-PT	4451	Aug1420	321	ER	SA20-2430002A62	
2A62-PT	4408	Aug1420	320	DP [REDACTED] BROADWAY	SA20-243000SR4	
2A62-PT	4451	Aug1420	320	DP [REDACTED] BROADWAY	SA20-243000SR4	
2A62-PT	4408	Aug1420	314	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	314	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	314	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	314	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	313	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	313	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	313	IS EXT Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	313	IS RMS Q VEH-LIC: [REDACTED] TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	306	IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
				TYPE:PC YR:20		2A62
2A62-PT	4408	Aug1420	306	IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	306	IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	306	IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4408	Aug1420	305	IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4408	Aug1420	305	IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	305	IS EXT Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	305	IS RMS Q VEH-LIC: [REDACTED]	STATE: [REDACTED]	2A62
				TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	251	IS CLEARED CASE SA242931		
				FOUNDED-Y REPORT-N CLEARE	SA20-2429312A62	
2A62-PT	4408	Aug1420	251	IS	SA20-2429312A62	
2A62-PT	4451	Aug1420	251	IS	SA20-2429312A62	
2A62-PT	4408	Aug1420	231	OS RMS Q LOC-LOC:4401		
				BROADWAY MUN:1 REC:Y CAD:	SA20-2429312A62	
2A62-PT	4451	Aug1420	231	OS RMS Q LOC-LOC:4401		
				BROADWAY MUN:1 REC:Y CAD:	SA20-2429312A62	
2A62-PT	4408	Aug1420	136	OS TRANSPORT COMPLETED:4.3	SA20-2429312A62	
2A62-PT	4451	Aug1420	136	OS TRANSPORT COMPLETED:4.3	SA20-2429312A62	
2A62-PT	4451	Aug1420	135	TR 2A62,CHK THX....WAS THINKING HE		
				WOULD PROBABLY		SR3
2A62-PT	4451	Aug1420	134	TR SR6,we went out on that phone number	2A62	
2A62-PT	4451	Aug1420	128	TR UNAVAILABLE	SA20-242931SR3	
2A62-PT	4408	Aug1420	128	TR JAIL BM 0.0	SA20-2429312A62	
2A62-PT	4451	Aug1420	128	TR JAIL BM 0.0	SA20-2429312A62	
2A62-PT	4451	Aug1420	127	OS (T) TRAFFIC STOP 2A62,981?		SR3
2A62-PT	4408	Aug1420	117	OS (T) TRAFFIC STOP RMS Q		
				PERS-NAME: [REDACTED] G1:	SA20-2429312A62	
2A62-PT	4408	Aug1420	117	OS (T) TRAFFIC STOP EXT Q		
				PERS-NAME: [REDACTED] G1:	SA20-2429312A62	
2A62-PT	4451	Aug1420	117	OS (T) TRAFFIC STOP RMS Q		
				PERS-NAME: [REDACTED] G1:	SA20-2429312A62	
2A62-PT	4451	Aug1420	117	OS (T) TRAFFIC STOP EXT Q		
				PERS-NAME: [REDACTED] G1:	SA20-2429312A62	
2A62-PT	4451	Aug1420	116	OS (T) TRAFFIC STOP 2A62,CHK THNK YOU	SR3	
2A62-PT	4451	Aug1420	115	OS (T) TRAFFIC STOP SR3,good thx	2A62	
2A62-PT	4451	Aug1420	115	OS (T) TRAFFIC STOP 2A62,981?	SR3	
2A62-PT	4408	Aug1420	104	OS (T) TRAFFIC STOP EXT Q		
				PERS-NAME: [REDACTED] G1:	SA20-2429312A62	
2A62-PT	4408	Aug1420	104	OS (T) TRAFFIC STOP RMS Q		
				PERS-NAME: [REDACTED] G1:	SA20-2429312A62	
2A62-PT	4451	Aug1420	104	OS (T) TRAFFIC STOP EXT Q		

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
2A62-PT	4451	Aug1420	104	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4408	Aug1420	104	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4408	Aug1420	104	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP EXT Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	104	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP EXT Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	104	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4408	Aug1420	103	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP EXT Q	SA20-2429312A62	
2A62-PT	4408	Aug1420	103	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	103	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP EXT Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	103	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4408	Aug1420	59	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP EXT Q	SA20-2429312A62	
2A62-PT	4408	Aug1420	59	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	59	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP EXT Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	59	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP RMS Q	SA20-2429312A62	
2A62-PT	4451	Aug1420	57	PERS-NAME: [REDACTED] G1: [REDACTED] OS (T) TRAFFIC STOP QRY VEH: 2A62 [REDACTED] 202	SA20-242931SR3	
2A62-PT	4408	Aug1420	57	OS (T) TRAFFIC STOP 12TH AVE / MARTIN LUTHER KING	SA20-242931SR3	
2A62-PT	4451	Aug1420	57	OS (T) TRAFFIC STOP 12TH AVE / MARTIN LUTHER KING	SA20-242931SR3	
2A62-PT	4408	Aug1420	56	IS RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		2A62
2A62-PT	4408	Aug1420	56	IS EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	56	IS EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	56	IS RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:20		2A62
2A62-PT	4451	Aug1420	52	IS CLEARED CASE SA242917 FOUNDED-Y REPORT-N CLEARE	SA20-2429172A62	
2A62-PT	4408	Aug1420	52	IS	SA20-2429172A62	
2A62-PT	4451	Aug1420	52	IS	SA20-2429172A62	
2A62-PT	4408	Aug1420	47	OS RMS Q LOC-LOC [REDACTED] 26TH AVE TYPE:H MUN:1 SVT	SA20-2429172A62	
2A62-PT	4451	Aug1420	47	OS RMS Q LOC-LOC: [REDACTED] 26TH		

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
				AVE TYPE:H MUN:1 SVT	SA20-2429172A62	
2A62-PT	4408	Aug1420	47	OS	SA20-2429172A62	
2A62-PT	4451	Aug1420	47	OS	SA20-2429172A62	
2A62-PT	4451	Aug1420	44	ER Sent to MDT: 2A62,Status changed to ER by SR6	SA20-242917SR6	
2A62-PT	4408	Aug1420	44	ER	SA20-242917SR6	
2A62-PT	4451	Aug1420	44	ER	SA20-242917SR6	
2A62-PT	4451	Aug1420	44	DP UNAVAILABLE	SA20-242917SR6	
2A62-PT	4451	Aug1420	43	DP 2A62,GREAT,THANKS	SR6	
2A62-PT	4451	Aug1420	43	DP PRIME FOR SA20-242917 TO 2A62	SA20-242917SR6	
2A62-PT	4451	Aug1420	43	DP SR6,79 can c4	2A62	
2A62-PT	4408	Aug1420	43	DP ██████████ 26TH AVE	SA20-242917SR6	
2A62-PT	4451	Aug1420	43	DP ██████████ 26TH AVE	SA20-242917SR6	
2A62-PT	4451	Aug1420	43	IS CLEARED CASE SA242899 FOUNDED-Y REPORT-N CLEARE	SA20-2428992A62	
2A62-PT	4408	Aug1420	43	IS	SA20-2428992A62	
2A62-PT	4451	Aug1420	43	IS	SA20-2428992A62	
2A62-PT	4451	Aug1420	29	OS 2A62,NEG FOR THE RO CHK	SR6	
2A62-PT	4408	Aug1420	24	OS EXT O PERS-NAME: ██████████ G1: ██████████ DOB: ██████████	SA20-2428992A62	
2A62-PT	4408	Aug1420	24	OS RMS O PERS-NAME: ██████████ G1: ██████████ DOB: ██████████	SA20-2428992A62	
2A62-PT	4451	Aug1420	24	OS EXT O PERS-NAME: ██████████ G1: ██████████ DOB: ██████████	SA20-2428992A62	
2A62-PT	4451	Aug1420	24	OS RMS O PERS-NAME: ██████████ G1: ██████████ DOB: ██████████	SA20-2428992A62	
2A62-PT	4451	Aug1420	22	OS 2A62,SURE THING	SR6	
2A62-PT	4451	Aug1420	22	OS (HS) HOTSEAT: HS,SD9, 2A62*** R/O CHK FOR ██████████	SA20-242899SR6	
2A62-PT	4451	Aug1420	22	OS SR6,can we try an ro check attached car	2A62	
2A62-PT	4408	Aug1420	20	OS	SA20-2428992A62	
2A62-PT	4451	Aug1420	20	OS	SA20-2428992A62	
2A62-PT	4451	Aug1420	18	ER SR6,Is this the comps car?	2A62	
2A62-PT	4408	Aug1420	17	ER	SA20-2428992A62	
2A62-PT	4451	Aug1420	17	ER	SA20-2428992A62	
2A62-PT	4408	Aug1420	15	DP RMS Q LOC-LOC: ██████████ 32ND ST TYPE:H MUN:1 APT:	SA20-2428992A62	
2A62-PT	4451	Aug1420	15	DP RMS Q LOC-LOC: ██████████ 32ND ST TYPE:H MUN:1 APT:	SA20-2428992A62	
2A62-PT	4451	Aug1420	15	DP UNAVAILABLE	SA20-242899SR6	
2A62-PT	4408	Aug1420	14	DP ██████████ 32ND ST	SA20-242899SR6	
2A62-PT	4451	Aug1420	14	DP ██████████ 32ND ST	SA20-242899SR6	
2A62-PT	4408	Aug1420	10	IS EXT Q VEH-LIC: ██████████ STATE ██████████ TYPE:PC YR:20	2A62	
2A62-PT	4408	Aug1420	10	IS RMS Q VEH-LIC: ██████████ STATE ██████████ TYPE:PC YR:20	2A62	

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
2A62-PT	4451	Aug1420	10	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	10	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	6	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	6	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420	6	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420	6	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420		IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1420		IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420		IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1420		IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1320	2358	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1320	2358	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1320	2358	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1320	2358	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1320	2357	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4408	Aug1320	2357	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1320	2357	IS EXT Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1320	2357	IS RMS Q VEH-LIC: TYPE:PC YR:20	STATE: [REDACTED]	2A62
2A62-PT	4451	Aug1320	2357	IS Sent to MDT: 2A62, Status changed to IS by SR6		SR6
2A62-PT	4408	Aug1320	2357	IS	SA20-242870	SR6
2A62-PT	4451	Aug1320	2357	ER SR6, ty		2A62
2A62-PT	4451	Aug1320	2357	IS	SA20-242870	SR6
2A62-PT	4451	Aug1320	2357	ER SR6, copy		2A62
2A62-PT	4451	Aug1320	2357	ER 2A62, C4 PLISS		SR6
2A62-PT	4408	Aug1320	2356	ER EXT Q VEH-LIC: STATE: [REDACTED] TYPE:PC YR:20	SA20-242870	2A62
2A62-PT	4408	Aug1320	2356	ER RMS Q VEH-LIC: STATE: [REDACTED] TYPE:PC YR:20	SA20-242870	2A62
2A62-PT	4451	Aug1320	2356	ER EXT Q VEH-LIC: STATE: [REDACTED] TYPE:PC YR:20	SA20-242870	2A62

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
2A62-PT	4451	Aug1320	2356	STATE: [REDACTED] TYPE:PC YR:20 ER RMS Q VEH-LIC: [REDACTED]	SA20-2428702A62	
2A62-PT	4408	Aug1320	2355	STATE: [REDACTED] TYPE:PC YR:20 ER EXT Q VEH-STATE: [REDACTED]	SA20-2428702A62	
2A62-PT	4408	Aug1320	2355	TYPE:PC YR:2020 VINFO:4 ER RMS Q VEH-STATE: [REDACTED]	SA20-2428702A62	
2A62-PT	4451	Aug1320	2355	TYPE:PC YR:2020 VINFO:4 ER RMS Q VEH-STATE: [REDACTED]	SA20-2428702A62	
2A62-PT	4451	Aug1320	2355	ER EXT Q VEH-STATE: [REDACTED]	SA20-2428702A62	
2A62-PT	4408	Aug1320	2355	TYPE:PC YR:2020 VINFO:4 ER RMS Q VEH-LIC: [REDACTED]	SA20-2428702A62	
2A62-PT	4408	Aug1320	2355	STATE: [REDACTED] TYPE:PC YR:20 ER EXT Q VEH-LIC: [REDACTED]	SA20-2428702A62	
2A62-PT	4451	Aug1320	2355	STATE: [REDACTED] TYPE:PC YR:20 ER RMS Q VEH-LIC: [REDACTED]	SA20-2428702A62	
2A62-PT	4451	Aug1320	2355	STATE: [REDACTED] TYPE:PC YR:20 ER EXT Q VEH-LIC: [REDACTED]	SA20-2428702A62	
2A62-PT	4408	Aug1320	2348	STATE: [REDACTED] TYPE:PC YR:20 ER	SA20-2428702A62	
2A62-PT	4451	Aug1320	2348	ER	SA20-2428702A62	
2A62-PT	4408	Aug1320	2348	DP [REDACTED] ELDER CREEK RD	SA20-242870SR6	
2A62-PT	4451	Aug1320	2348	DP [REDACTED] ELDER CREEK RD	SA20-242870SR6	
2A62-PT	4451	Aug1320	2342	IS CLEARED CASE SA242851 FOUNDED-N REPORT-N CLEARE	SA20-2428512A62	
2A62-PT	4408	Aug1320	2342	IS	SA20-2428512A62	
2A62-PT	4451	Aug1320	2342	IS	SA20-2428512A62	
2A62-PT	4451	Aug1320	2340	OS 1A65 2A62,WANA HANDLE 2860 AROUND THE CORNER WH	SR6	
2A62-PT	4408	Aug1320	2331	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4408	Aug1320	2331	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4451	Aug1320	2331	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4451	Aug1320	2331	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4408	Aug1320	2330	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4408	Aug1320	2330	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4451	Aug1320	2330	OS RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4451	Aug1320	2330	OS EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] DOB: [REDACTED]	SA20-2428512A62	
2A62-PT	4451	Aug1320	2328	OS ORY VEH: 2A62 [REDACTED]	SA20-242851SR6	
2A62-PT	4451	Aug1320	2328	OS QRY VEH: 2A62 [REDACTED]		

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
				[REDACTED]	SA20-242851SR6	
2A62-PT	4451	Aug1320	2327	OS QRY VEH: 2A62 [REDACTED]	SA20-242851SR6	
2A62-PT	4451	Aug1320	2327	OS QRY VEH: 2A62 [REDACTED]	SA20-242851SR6	
2A62-PT	4451	Aug1320	2327	OS Sent to MDT: 2A62, Status changed to OS by SR6	SA20-242851SR6	
2A62-PT	4408	Aug1320	2327	OS MAP	SA20-242851SR6	
2A62-PT	4451	Aug1320	2327	OS MAP	SA20-242851SR6	
2A62-PT	4451	Aug1320	2325	ER keep an eye out for SEVEN kids	1A65	
2A62-PT	4408	Aug1320	2323	ER RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1	SA20-2428512A62	
2A62-PT	4451	Aug1320	2323	ER RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1	SA20-2428512A62	
2A62-PT	4451	Aug1320	2315	ER UNAVAILABLE	SA20-242851SR6	
2A62-PT	4451	Aug1320	2314	ER Sent to MDT: 2A62, Status changed to ER by SR6	SA20-242851SR6	
2A62-PT	4408	Aug1320	2314	ER	SA20-242851SR6	
2A62-PT	4451	Aug1320	2314	ER	SA20-242851SR6	
2A62-PT	4408	Aug1320	2311	DP 5108 STOCKTON BLVD	SA20-242851SR6	
2A62-PT	4451	Aug1320	2311	DP 5108 STOCKTON BLVD	SA20-242851SR6	
2A62-PT	4451	Aug1320	2306	IS SENT TO MDT: 2A62, PRE-EMPTED FROM CALL: SA20-24	SR6	
2A62-PT	4408	Aug1320	2306	IS	SA20-242768SR6	
2A62-PT	4451	Aug1320	2306	IS	SA20-242768SR6	
2A62-PT	4451	Aug1320	2306	DP 2A62, ILL PULL YA FROM THIS IF YOURE STILL ON TH	SR6	
2A62-PT	4408	Aug1320	2304	DP [REDACTED] LAKE FOREST DR	SA20-242768SR6	
2A62-PT	4451	Aug1320	2304	DP [REDACTED] LAKE FOREST DR	SA20-242768SR6	
2A62-PT	4408	Aug1320	2257	IS	SA20-2427722A62	
2A62-PT	4451	Aug1320	2257	IS	SA20-2427722A62	
2A62-PT	4408	Aug1320	2254	OS	SA20-2427722A62	
2A62-PT	4451	Aug1320	2254	OS	SA20-2427722A62	
2A62-PT	4451	Aug1320	2245	OS BOLO FOR ELDERLY MALE, (REVIEW POLICE CALL SA242	SR4	
2A62-PT	4451	Aug1320	2243	OS UNAVAILABLE	SA20-242772SR6	
2A62-PT	4451	Aug1320	2241	OS 2A62, NOTHING FOR SSD WITH THE LEXUS	SR6	
2A62-PT	4451	Aug1320	2240	OS FYI***** SUICIDAL SUBJ IN BLU MAZD [REDACTED]****,	SR6	
2A62-PT	4451	Aug1320	2239	OS SR6, ty	2A62	
2A62-PT	4451	Aug1320	2239	OS (HS) HOTSEAT: HS, SD9, 2A62*** PLZ SEE IF SSD HA	SA20-242772SR6	
2A62-PT	4451	Aug1320	2238	OS 2A62, CHKG NOW	SR6	
2A62-PT	4451	Aug1320	2238	OS SR6, the car	2A62	
2A62-PT	4451	Aug1320	2238	OS SR6, no the lexus	2A62	
2A62-PT	4451	Aug1320	2238	OS 2A62, SSD HAD NO HX TO THE PH#	SR6	
2A62-PT	4451	Aug1320	2237	OS BOLO FOR SUICIDIAL SUBJ, (REVIEW POLICE CALL SA2	SR4	

OFFICER RADIO LOG FOR
from Position:TRC

Oct. 07, 2020

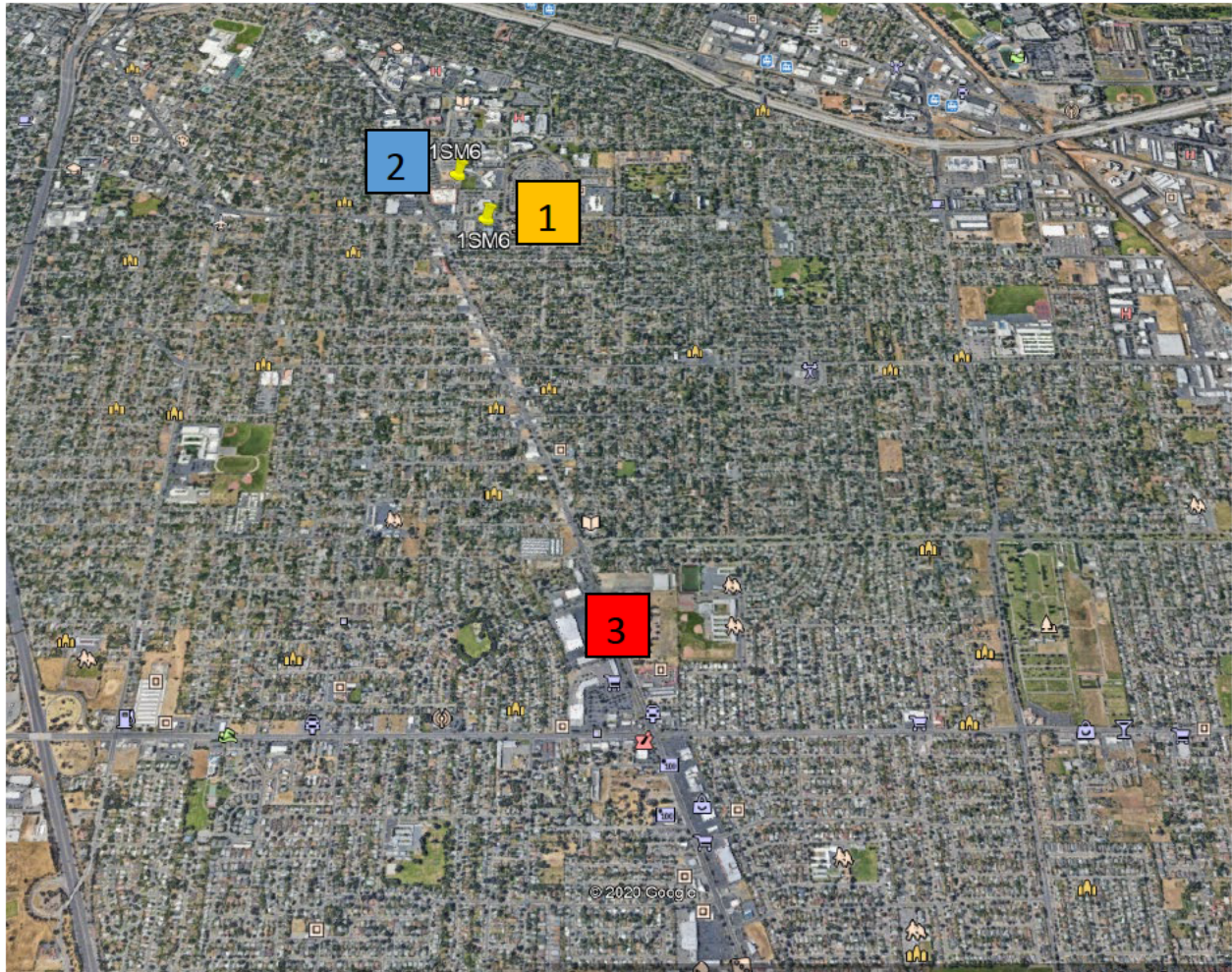
Criteria:Range: Aug. 13, 2020 (2100) - Aug. 14, 2020 (0600), Unit:2A62, Logon/off: No

Unit	Officer	Date	Time	Status/Activity	Call	By
2A62-PT	4451	Aug1320	2231	OS SR6,CAN WE CALL SSD AND SEE IF THEY HAVE ANY HI		2A62
2A62-PT	4451	Aug1320	2231	OS EXTRA PATROL REQ IN 6B***, (REVIEW POLICE CALL S		SR6
2A62-PT	4451	Aug1320	2210	OS (HS) HOTSEAT: HS,SD9, 2A62**** PLZ CALL SSD SEE	SA20-242772SR6	
2A62-PT	4408	Aug1320	2202	OS EXT O PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2427722A62	
2A62-PT	4408	Aug1320	2202	OS RMS O PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2427722A62	
2A62-PT	4451	Aug1320	2202	OS EXT O PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2427722A62	
2A62-PT	4451	Aug1320	2202	OS RMS O PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]	SA20-2427722A62	
2A62-PT	4408	Aug1320	2156	OS	SA20-2427722A62	
2A62-PT	4451	Aug1320	2156	OS	SA20-2427722A62	
2A62-PT	4451	Aug1320	2156	ER 2A62,NO HX TO THIS #		SR6
2A62-PT	4451	Aug1320	2155	ER SR6,was there hist with this number?		2A62
2A62-PT	4408	Aug1320	2148	ER EXT O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] STATE:CA	SA20-2427722A62	
2A62-PT	4408	Aug1320	2148	ER RMS O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] STATE:CA	SA20-2427722A62	
2A62-PT	4451	Aug1320	2148	ER RMS O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] STATE:CA	SA20-2427722A62	
2A62-PT	4451	Aug1320	2148	ER EXT O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED] STATE:CA	SA20-2427722A62	
2A62-PT	4408	Aug1320	2147	ER	SA20-2427722A62	
2A62-PT	4451	Aug1320	2147	ER	SA20-2427722A62	
2A62-PT	4408	Aug1320	2147	DP [REDACTED] 5TH AVE	SA20-242772SR6	
2A62-PT	4451	Aug1320	2147	DP [REDACTED] 5TH AVE	SA20-242772SR6	
2A62-PT	4408	Aug1320	2145	IS VEH:12631 ID:9036813 MDT SIGNON		2A62
2A62-PT	4451	Aug1320	2145	IS VEH:12631 ID:9036813 MDT SIGNON		2A62

END OF RADIO LOG

Sgt. [REDACTED] GPS Data Points

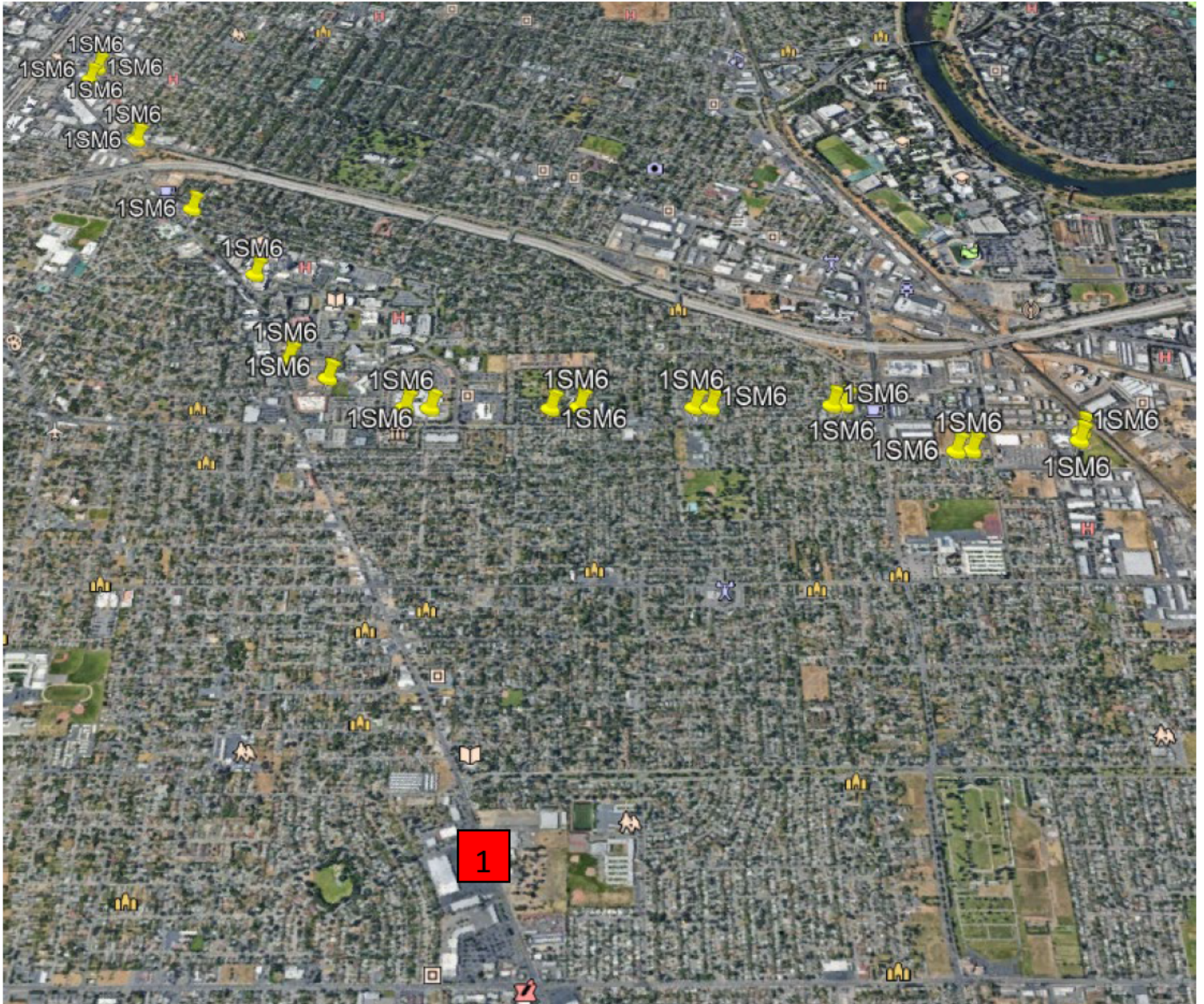
(11:00 PM to 11:45 PM)



1. 11:00:33 PM - Sacramento DMV
2. 11:20:33 PM - UC Davis Clinic
3. Call for Service – 5108 Stockton Blvd

Sgt. [REDACTED] GPS Data Points

(12:00 AM to 2:15 AM)



1. Call for Service – 5108 Stockton Blvd

FEBRUARY 2016
EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 1
LEADERSHIP, PROFESSIONALISM & ETHICS

I. LEARNING NEED

Peace officers are expected to be leaders in the community, in their agencies, and among peers. To be effective, officers must understand the components of leadership, their responsibility to lead, and the impact of their leadership.

LEARNING OBJECTIVES

- A. Discuss why leadership is important
 - 1. Every officer is a leader
 - 2. Leadership has no rank
 - 3. Line-level officer
- B. Define leadership
 - 1. Knowledge
 - 2. Courage
 - 3. Professionalism
 - 4. Personal character
 - 5. Decision making/Problem solving
 - 6. Responsibility
 - 7. Communication
- C. Discuss universal components of leadership
 - 1. Authority and power
 - 2. Compliance vs commitment
 - 3. Circle of influence
 - 4. Life balance
 - 5. Formal vs informal
- D. Discuss the officer as a leader
 - 1. Modeling
 - 2. Leadership in the community
 - 3. Leadership within the profession
- E. Discuss the leader as a follower
 - 1. Exercising leadership
 - 2. Separation of ego from power and authority
 - 3. Recognizing leadership

- F. Discuss how leadership impacts the daily work of a peace officer and how officers can recognize the results
1. Enhances community respect and trust
 2. Absence of leadership results
 3. Positive leadership results

I. LEARNING NEED

Peace officers are empowered and entrusted by the community with a broad range of power, authority and discretion to maintain safety and order. Professional and ethical standards are the means by which peace officers maintain the public trust. To be effective, a peace officer must make a life-long commitment to these standards.

LEARNING OBJECTIVES

- A. Discuss the relationship between public trust and a peace officer's ability to perform their job
1. Shared sense of purpose
 2. Standardized training
 3. Being vital to the well-being of society
- B. Discuss the community, agency, and other peace officers' expectations of a peace officer's conduct
1. Keeping community safe
 2. Response times
 3. Professional behavior
 4. Protect human rights
 5. Address crime and disorder
 6. Problem solving
 7. Competence
 8. Empathy
 9. Respect
- C. Explain the benefits of professional and ethical behavior to the community, agency and peace officer
1. Self-esteem/personal worth
 2. Personal & professional satisfaction
 3. Gaining respect
 4. Establishing a reputation
 5. Improving morale
 6. Improving agency respect and reputation
 7. Instills sense of security and trust
 8. Fosters community partnerships and mobilization

- D. Describe the consequences of unprofessional/unethical conduct to the community, agency, and peace officer
1. Disciplinary action
 2. Civil/criminal liability
 3. Embarrassment
 4. Erosion of image
 5. Negative stereotypes
 6. Reduction of effectiveness
 7. Diminished public trust
 8. Compromised officer safety
- E. Discuss the *Law Enforcement Code of Ethics*, and explain the importance of adhering to the *Law Enforcement Code of Ethics*
1. Translating words into actions
 2. Demonstrating honor and trust
 3. Canons
- F. Explain why an officer should respond to a coworker's unprofessional or unethical conduct, including the legal basis for such interventions
1. Responsibility
 2. Federal law
 3. State legal basis
 4. Public expectations
- G. Discuss situations when it is necessary to intervene on another peace officer's behalf and factors that can inhibit intervention
1. PC 147, 149, 661 , 673
 2. Friends
 3. Inexperience
 4. Peer pressure
 5. Fear of consequences
 6. Support/no support
 7. Psychologically unprepared
- H. Describe the types and levels of intervention used to prevent another peace officer's inappropriate behavior
1. Advance
 2. Immediate
 3. Verbal
 4. Physical

- I. Give examples of ethical decision making strategies
 1. Identifying issues
 2. Determining stakeholders
 3. Options
 4. Consider consequences

- J. Explain the value of ethical decision making in leadership
 1. Challenging work environment
 2. Effective guidance
 3. Fair, legal and just decisions/actions

II. REQUIRED TESTS

- A. A scenario test that requires the student to demonstrate, by application, proficiency of ethics. At a minimum, the test shall evaluate the following competencies:
 1. Leadership – the practice of influencing people, while using ethical values and goals to produce an intended change
 2. Problem solving/Decision-Making – analyzing situations and implementing plans through one’s actions to solve problems. Using verbal or physical skills to determine the appropriate resolution to a situation.
 3. Communications – The use of effective verbal and non-verbal skills to convey intended meaning and establish understanding.
 4. Ethics- Using accepted principles of conduct that govern decisions and actions based on professional values and expectations.
 5. Stress Tolerance and Emotional Regulation - maintaining self-control and making timely, rational decisions in stressful situations.

Presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST, which minimally include the performance dimensions used for this scenario test.

III. REQUIRED LEARNING ACTIVITIES

A. The student will participate in one or more learning activities from the POST-developed *Instructor's Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding leadership. At a minimum, each activity or combination of activities must address the following topics:

1. Power and authority
2. Compliance and commitment
3. Sphere of influence
4. Officer as a leader
5. Leadership in the community
6. Positive and adverse impacts and challenges for consistently demonstrating leadership

B. The student will participate in one or more learning activities from the POST-developed *Instructor's Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding unprofessional or unlawful conduct by peace officers. At a minimum, each activity or combination of activities must address the following topics:

1. Whether or not the behavior was unlawful, unethical, or inconsistent with the *Law Enforcement\Code of Ethics*
2. Identification of those whom the conduct impacts
3. The potential sanctions that could result from the behavior
4. Potential perceptions of the public regarding the behavior
5. Whether or not intervention is appropriate

C. The student will participate in a learning activity consisting of a small group exercise that uses a video, the POST-developed publication *Becoming An Exemplary Peace Officer*, or other media presentation as a resource. During the exercise, the group will complete the following tasks:

1. Identify any ethical issues
2. Discuss the impact of the conduct
3. Determine if intervention is required
4. Defend the chosen intervention strategy

Description	Hours
POST Minimum Required Hours	<u>8</u>
Agency Specific Hours	<u>5</u>
Total Instructional Hours	<u>13</u>

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 4
VICTIMOLOGY/CRISIS INTERVENTION

I. LEARNING NEED

Peace officers must deal effectively and considerately with victims, and protect their rights. Peace officers need to understand the psychological trauma experienced by crime victims. Peace officers need to identify techniques used to defuse crisis situations, which result from people being the victims of a crime.

LEARNING OBJECTIVES

- A. Describe the direct and indirect victims of a crime
 - 1. Direct victim definition
 - 2. Direct victim examples
 - 3. Indirect victim definition
 - 4. Indirect victim examples

- B. Describe emotional and physical reactions or behaviors that may be exhibited by victims in crisis
 - 1. Emotional
 - a. Helplessness
 - b. Powerlessness
 - c. Being out of control
 - d. Anger
 - e. Sadness
 - f. Fear
 - 2. Physical
 - a. flushed face
 - b. loud voice
 - c. hyperventilation
 - d. clenched fists
 - e. shaking
 - f. rigidity
 - g. fixed stare
 - h. hesitation
 - i. nausea
 - j. headache
 - k. heart palpitation
 - l. crying
 - 3. Typical Victim Thoughts

- a. Self blame
 - b. Trying to make sense of a nonsensical act
 - c. Complete denial
 - d. Intellectualize the situation
 - e. Relay on religious beliefs
 - f. Inappropriate forgiveness
- C. Describe techniques officers can use to help defuse a crisis situation for a victim of crime
1. Active listening
 2. Diversionary reality questions
 3. Give simple choices
 4. Tone of voice
 5. Positive non-verbal techniques
 6. Provide explanations
- D. Describe potentially negative attitudes that peace officers may exhibit toward victims of crime
1. Disassociation
 2. Blame
 3. Apathy / impatience

II. LEARNING NEED

Peace officers must be able to provide victims with meaningful information that will assist them in coping with a crisis situation, and support their participation in the investigative and legal process.

LEARNING OBJECTIVES

- A. Demonstrate knowledge of the five phases of a victim contact and identify appropriate officer actions during each phase
1. Crisis
 2. Urgency
 3. Affirmation
 4. Confirmation
 5. Validation
- B. Apply the guidelines for interviewing a victim
1. Setting the stage
 2. Gathering information
 3. Providing assistance

- C. Explain the information law enforcement agencies are required by law, to provide to victims of criminal acts to include:
 - 1. Government Code Section(s) 13950-13966
 - 2. Victims' Bill of Rights, California Constitution, Article I, Section 28(b), "Marsy's Law"
 - 3. Local victim assistance centers
 - 4. Victims Compensation Program

- D. Explain qualifications for compensation under the Victims of Crime Compensation Program
 - 1. Specific violent crimes
 - 2. Eligible parties
 - 3. Ineligible parties

- E. Explain the legal and procedural information available to the victim
 - 1. Police reports
 - 2. Restrictions
 - 3. Follow-up procedures

III. REQUIRED TESTS

- A. A scenario test that requires the student to demonstrate proficiency in Victimology and Crisis Intervention. At a minimum, the test shall evaluate the following competencies:
 - 1. Leadership - The practice of influencing people while using ethical values and goals to produce an intended change
 - 2. Local Procedures – The ability to demonstrate knowledge of procedures or policies developed by the presenter or agency to address tactics or required actions in given circumstances.
 - 3. Legal Authority/Individual Rights – The identification and application of state, federal and constitutional laws governing victim's rights.
 - 5. Communication – The use of effective verbal and non-verbal skills to convey intended meaning and establish understanding.

Presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST, which minimally include the performance dimensions used for this scenario test.

IV. REQUIRED LEARNING ACTIVITIES

- A. The student will participate in one or more learning activities from the current POST-developed *Instructor's Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding victimology/crisis intervention. At a minimum, each activity or combination of activities shall address the following topics:
1. Behaviors exhibited by persons in crisis/crime victims
 2. Use of effective interview techniques (e.g. empathy, active listening, and non-verbal skills) during a peace officer's contact with persons in crisis/crime victims
 3. Impact of a peace officer's conduct on victims, witnesses or others who may be at the scene of an incident
 4. Listing and function of resources available to victims/persons in crisis
- B. The student will participate in a learning activity regarding law enforcement contact with a crime victim. At a minimum, the learning activities must include:
1. Psychological reactions to victimization
 2. Identification of any underlying or related problems (e.g., medical, emotional, financial, etc.)
 3. Assistance and support services available to the victim
 4. Legal and procedural information to provide the victim
 5. Qualifications for compensation under the Victims of Crime Compensation Program

Description	Hours
POST Minimum Required Hours	<u>6</u>
Agency Specific Hours	<u>2</u>
Total Instructional Hours	<u>8</u>

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 9
CRIMES AGAINST CHILDREN

I. LEARNING NEED

To effectively carry out their responsibilities for the protection of children as some of the most vulnerable members of society, peace officers need knowledge of the crimes that may be committed against children. The ability to arrest and successfully prosecute depends on the development of probable cause. Peace officers must know the elements required to prove these crimes and to correctly categorize them as misdemeanors or felonies.

LEARNING OBJECTIVES

- A. Recognize the crime elements required to arrest for:
 - 1. Child harm, injury, or endangerment
 - 2. Physical abuse of a child
 - 3. Lewd or lascivious acts with a child
 - 4. Annoying or molesting children
 - 5. Possession of child pornography
 - 6. Unlawful sexual intercourse

- B. Recognize the crime classification as a misdemeanor or felony
 - 1. Child harm or endangerment- Misdemeanor or felony depending upon the circumstances.
 - 2. Physical abuse of a child-Felony
 - 3. Lewd or lascivious acts with children-felony
 - 4. Annoying or molesting children-Misd but can be a felony under specific subsections of 647.6 P.C.
 - 5. Possession of child pornography-Misdemeanor. If previously convicted of the same could be a felony.
 - 6. Unlawful sexual intercourse-Depends on the age difference of the victim and the suspect. 3 years or less is a misdemeanor, over 3 years is a felony.

II. LEARNING NEED

The California Penal Code mandates that certain professional occupations follow specific requirements for reporting suspected child abuse cases to the proper authority. Failure to do so is a crime.

LEARNING OBJECTIVES

A. Identify by category the professional occupations required to report suspected child abuse

1. Child care custodians (including police officers and teachers)
2. Health practitioners (medical and non-medical)
3. Employees of child protective agencies
4. Child visitation monitors
5. Firefighters.
6. Clergy
7. Animal control officers
8. Humane society officers
9. Commercial film processors

B. Recognize the specific law enforcement reporting requirements

1. Must conduct a protective agency as soon as possible
2. Protective agency-a county welfare department, Department of social Services, Department of Child Services, or a police/ sheriff's office.
3. Does not include school security or a security department.

C. Recognize the required documentation when investigating crimes against children

1. Name and age of child
2. Name of reporter
3. Location of child
4. Nature

D. Recognize a peace officer's responsibility for maintaining the confidentiality of the reporting party

1. Penal code section 11167 ensures that the identity of the person reporting a suspected child abuse incident shall remain confidential (this includes the reporters employer)
2. Only certain agencies and law enforcement divisions will have access to the reporter's identity.
3. Encourages reporting and protects the reporting party from any publicity.

III. LEARNING NEED

Peace officers have the authority to make a warrantless entry into a home whenever they reasonably believe a minor is in immediate danger of being physically abused, neglected or sexually exploited.

LEARNING OBJECTIVES

- A. Recognize the legal basis for entry without a warrant to protect a minor
 - 1. Exigent circumstances
 - 2. Dealing with a minor
 - 3. Legal Consent

- B. Recognize the exigent circumstances that could lead an officer to reasonably believe that there is an immediate threat to a minor
 - 1. Immediate danger of physical abuse
 - 2. Neglected
 - 3. Sexually exploited

IV. LEARNING NEED

Ensuring the safety of a child victim is a peace officer's primary responsibility when responding to a case of suspected child abuse. To do this effectively, officers must be able to recognize indicators of abuse, conduct a preliminary investigation into abuse, and take the appropriate action.

LEARNING OBJECTIVES

- A. Recall the statutory definition of child abuse
 - 1. Physical injury
 - 2. Inflicted other than by accident
 - 3. By any person
 - 4. Includes child neglect and sexual abuse

- B. Discuss physical and behavioral indicators of:
 - 1. Physical child abuse
 - 3. Physical neglect of a child
 - 3. Mental Suffering
 - 4. Sexual child abuse

- C. Demonstrate effective officer actions for conducting an interview with a child victim of abuse
 - 1. Control the interview environment/conditions
 - 2. Build rapport
 - 3. Use appropriate communications techniques
 - 4. Gather information
 - 5. Conclude the interview –explain what will happen next, don't make promises

V. REQUIRED TESTS

- A. The POST-Constructed Knowledge Test on the learning objectives in Domain #09.
- B. The POST-Constructed Comprehensive Mid-Course Proficiency Test.
- C. The POST-Constructed Comprehensive End-of-Course Proficiency Test.

VI. REQUIRED LEARNING ACTIVITIES

- A. The student shall participate in a learning activity involving the preliminary investigation of either child abuse, child neglect, or child sexual exploitation. At a minimum, the activity must address the student's ability to conduct an investigation to include:
 - 1. Establishing elements of the crime
 - 2. Protecting the child's safety
 - 3. Identifying the suspect
 - 4. Locating witnesses
 - 5. Recovering physical evidence, photographs and statements
 - 6. Demonstrating a knowledge of child abuse reporting procedures
 - 7. Demonstrating a knowledge of the contents in a child abuse report
 - 8. Effectively interviewing a child who may have been a victim of child abuse or sexual assault to include:
 - a. Gaining the child's confidence
 - b. Remaining neutral in the interview
 - c. Speaking to the child in a level the child understands
 - 9. Taking the child into protective custody if at risk of serious physical harm

Description	Hours
POST Minimum Required Hours	<u>4</u>
Agency Specific Hours	<u>1</u>
Total Instructional Hours	<u>5</u>

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 25
DOMESTIC VIOLENCE

I. LEARNING NEED

To effectively carry out their responsibilities, peace officers need a basic knowledge of legal definitions, terminology and applicable Penal Code Sections as well as an understanding of how to classify the crimes that may lead to arrests.

LEARNING OBJECTIVES

- A. Recall the definition of domestic violence (Penal Code Section 13700)
 - 1. Abuse committed against
 - 2. An adult or minor
 - 3. Involved in certain relationships
- B. Recognize the crime elements required to arrest a suspect for the following crimes as applied to domestic violence incidents:
 - 1. Willful infliction of corporal injury
 - 2. Battery
 - 3. Stalking
 - 4. Malicious destruction of telephone, telegraph, cable television, or electrical lines
 - 5. Preventing or dissuading a witness or a victim from testifying
 - 6. Criminal threats
 - 7. Spousal rape
- C. Recognize the crime classification for each crime that may result from a domestic violence incident as a misdemeanor or felony
 - 1. Willful infliction of corporal injury – felony
 - 2. Criminal threats – felony
 - 3. Stalking – felony
 - 4. Malicious destruction of telephone, telegraph, cable television or electrical lines – felony
 - 5. Preventing or dissuading a witness or a victim from testifying – felony
 - 6. Battery as applied to domestic violence – misdemeanor
 - 7. Spousal rape - felony

II. LEARNING NEED

Domestic violence causes tremendous harm to victims and society as a whole. Each member in an abusive or violent household suffers physically and/or emotionally, and

often violence is spread from one generation to the next. Current law affords peace officers greater opportunity to assist victims, and provides protection and education to help stop the cycle of violence.

LEARNING OBJECTIVES

- A. Identify common characteristics of a victim and a batterer
 - 1. Victim
 - 2. Batterer
 - 3. Children
- B. Identify a peace officer's role in reducing domestic violence:
 - 1. Increasing the chance of successful prosecution
 - 2. Decreasing possible repeat calls
 - 3. Providing potential resolution and closure which decreases officer frustration and stress
 - 4. Arrest is the single most effective deterrent to continued violence, regardless of prosecution

III. LEARNING NEED

When peace officers respond to a domestic violence call, it is essential that they proceed cautiously to ensure the protection of all people involved.

LEARNING OBJECTIVES

- A. Recognize the initial process for responding to a domestic violence call
 - 1. Before entering premises
 - 2. Upon entering
 - 3. Establish control
 - 4. Determine dominant aggressor
- B. Recognize under what circumstances an arrest should be made
 - 1. If only one person is assaultive or threatening arrest that person if there is probable cause
 - 2. If both parties appear to be assaultive or threatening assess for self-defense and arrest the aggressor
 - 3. If both parties appear to be assaultive or threatening and neither acted in self-defense, assess for dominant aggressor and only arrest the dominant aggressor
 - 4. If both parties are equally assaultive or threatening and neither acted in self-defense, arrest both as mutual (or dual) aggressors
 - 5. Citizen's arrest – certain conditions

- C. Identify physical evidence to be collected
 - 1. Photos of physical injuries and the scene
 - 2. The crime scene location
 - 3. Blood samples
 - 4. Torn clothing
 - 5. Hair and fibers
 - 6. Firearms and/or weapons
- D. Recognize procedures for seizing firearms or other deadly weapons
 - 1. Take temporary custody of any firearm or other deadly weapon in plain sight, discovered during a consensual or other lawful search, or other lawful means
 - 2. Give a receipt to the owner or person who possessed the weapon
 - 3. Penal code 12021.3 – officers shall hold the firearm at least 48 hours and do not return until the owner/claimant establishes authority to possess through D.O.J.
- E. Discuss resources available for victim protection
 - 1. Report identified as domestic violence
 - 2. Emergency restraining order (EPO)
 - 3. Temporary restraining order (TRO)
 - 4. Order after hearing (OAH)
 - 5. Shelter information/advocacy services
 - 6. Criminal court stay away orders
 - 7. Workplace violence restraining orders

IV. LEARNING NEED

When there is a court order involving domestic violence, it must be verified and enforced following specific procedures.

LEARNING OBJECTIVES

- A. Identify the differences between the types of court orders to include:
 - 1. Criminal protective/stay-away orders
 - 2. Emergency Protective Orders
 - 3. Restraining orders
- B. Identify the validity of a restraining order:
 - 1. On file with the agency
 - 2. Complainant has a certified valid copy
 - 3. Order is found in DOJ domestic violence restraining order system
- C. Identify the purpose for obtaining an Emergency Protective Order

1. Provide for immediate and short term protection
 2. When necessary to prevent the occurrence or reoccurrence of domestic violence, child abuse, child abduction, stalking or elder abuse
 3. Discuss individuals which may be covered by an EPO
- D. Demonstrate how to enforce a court order
1. Arrest if PC exist
 2. Special issues “inviting over”
 3. Multiple orders

V. LEARNING NEED

A comprehensive investigation includes the collection of evidence and the documentation of events, resulting in a detailed report of the domestic violence incident and investigative action.

LEARNING OBJECTIVES

- A. Identify what information needs to be documented in a report
1. Any sign that the batterer was under the influence of alcohol or controlled substance
 2. If any law enforcement agency had previously responded to a domestic violence call at the same location involving the same parties
 3. If it was necessary to seize firearms or deadly weapons
 4. If deadly weapons or firearms were present at the location
 5. Additional information to assist in prosecution
- B. Identify how the peace officer can provide support for the victim
1. Medical aid
 2. Follow-up procedures
 3. Explain available resources and protective actions
 4. Transportation
 5. Civil stand-by
 6. Incarceration of batterer
 7. Notice of release
 8. Personal safety options

VI. REQUIRED TESTS

- A. The POST-Constructed Knowledge Test on the learning objectives in Domain #25.
- C. The POST-Constructed Comprehensive End-of-Course Proficiency Test.
- H. A scenario test that requires the student to demonstrate proficiency in responding to investigating a simulated domestic violence incident. At a minimum, the test shall evaluate the following competencies:

1. Conflict Resolution - The ability to mediate disagreements by resolving a conflict using appropriate communication skills.
2. Use of Force - The ability to distinguish and apply reasonable force options in given circumstances.
3. Leadership - The practice of influencing people, while using ethical values and goals to produce an intended change.
4. Problem Solving/Decision - Making - Analyzing situations and implementing plans to solve problems in a timely manner. Using verbal or physical skills to determine the appropriate resolution to a situation.
5. Legal Authority/Individual Rights - The identification of laws and constitutional rights governing consensual encounters, detentions, and arrests.
6. Officer Safety - The demonstration of situational and tactical awareness and appropriate response.
7. Communication - The use of effective verbal and non-verbal skills to convey intended meaning and establish understanding.
8. Stress Tolerance and Emotional Regulation - Maintaining self-control and making timely, rational decisions in stressful situations.

Presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST, which minimally include the performance dimensions used for this scenario test.

VII. REQUIRED LEARNING ACTIVITIES

- A. The student will participate in a Learning Activity relating to proper response to a domestic violence incident to include:
 1. Felony arrests
 2. Misdemeanor arrests
 3. Use of citizen arrests
 4. Verification and enforcement of temporary restraining orders when the suspect is present and when the suspect has fled
 5. Verification and enforcement of stay-away orders
 6. Cite-and-release policies
 7. Emergency assistance to victims to include medical care, transportation to a shelter, and law enforcement standbys for the removal of personal property
 8. Assistance to victims in pursuing criminal options to include giving the report number and directing the victim to the proper investigative unit

9. Providing information card with local resources to victims at the scene
- B. The student will participate in a Learning Activity requiring them to demonstrate the knowledge and ability to obtain an Emergency Protective Order (EPO).
1. Who is eligible for an EPO
 2. Legal authority
 3. Procedures for obtaining an EPO
 4. Completion of the appropriate documentation
 5. Scope and duration of the EPO
 6. Service of the EPO
 7. Data entry of the EPO into the Domestic Violence Restraining Order System (DVROS)
 8. Distribution of forms
- C. The student will participate in one or more Learning Activities from the POST-developed *Instructor's Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding domestic violence.

At a minimum, each activity, or combination of activities must address the following topics:

1. Application of SARA or other problem solving model (e.g., PBL) to identify crime elements, analyze known facts, develop and implement an appropriate response, and assess the effectiveness of the response
2. Knowledge of available community resources or referrals for victims and others involved in a domestic violence incident
3. How collaboration with the community builds trust and confidence in policing efforts
4. Discretion, flexibility and conflict resolution skills
5. Influence of officer's demeanor on persons present at the scene

Description	Hours
POST Minimum Required Hours	<u>10</u>
Agency Specific Hours	<u>1</u>
Total Instructional Hours	<u>11</u>

APRIL 1, 2019
EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 1
LEADERSHIP, PROFESSIONALISM & ETHICS

I. LEARNING NEED

Peace officers are expected to be leaders in the community, in their agencies, and among peers. To be effective, officers must understand the components of leadership, their responsibility to lead, and the impact of their leadership.

LEARNING OBJECTIVES

A. Discuss why leadership is important

1. Every officer is a leader
2. Leadership has no rank
3. Line-level officer

B. Define leadership

1. Knowledge
2. Courage
3. Professionalism
4. Personal character
5. Decision making/Problem solving
6. Responsibility
7. Communication

C. Discuss universal components of leadership

1. Authority and power
2. Compliance vs commitment
3. Circle of influence
4. Life balance
5. Formal vs informal

D. Discuss the officer as a leader

1. Modeling
2. Leadership in the community
3. Leadership within the profession

E. Discuss the leader as a follower

1. Exercising leadership
2. Separation of ego from power and authority
3. Recognizing leadership

F. Discuss how leadership impacts the daily work of a peace officer and how officers can recognize the results

1. Enhances community respect and trust
2. Absence of leadership results
3. Positive leadership results

II. LEARNING NEED

Peace officers are empowered and entrusted by the community with a broad range of power, authority and discretion to maintain safety and order. Professional and ethical standards are the means by which peace officers maintain the public trust. To be effective, a peace officer must make a life-long commitment to these standards.

LEARNING OBJECTIVES

- A. Discuss the relationship between public trust and a peace officer's ability to perform their job
 1. Shared sense of purpose
 2. Standardized training
 3. Being vital to the well-being of society
- B. Discuss the community, agency, and other peace officers' expectations of a peace officer's conduct
 1. Keeping community safe
 2. Response times
 3. Professional behavior
 4. Protect human rights
 5. Address crime and disorder
 6. Problem solving
 7. Competence
 8. Empathy
 9. Respect
- C. Explain the benefits of professional and ethical behavior to the community, agency and peace officer
 1. Self-esteem/personal worth
 2. Personal & professional satisfaction
 3. Gaining respect
 4. Establishing a reputation
 5. Improving morale
 6. Improving agency respect and reputation
 7. Instills sense of security and trust
 8. Fosters community partnerships and mobilization
- D. Describe the consequences of unprofessional/unethical conduct to the community, agency, and peace officer
 1. Disciplinary action
 2. Civil/criminal liability
 3. Embarrassment
 4. Erosion of image
 5. Negative Stereotypes

6. Reduction of effectiveness
 7. Diminished public trust
 8. Compromised officer safety
- E. Discuss the *Law Enforcement Code of Ethics*, and explain the importance of adhering to the *Law Enforcement Code of Ethics*
1. Translating words into actions
 2. Demonstrating honor and trust
 3. Canons
- F. Explain why an officer should respond to a coworker's unprofessional or unethical conduct, including the legal basis for such interventions
1. Responsibility
 2. Federal law
 3. State legal basis
 4. Public Expectations
- G. Discuss situations when it is necessary to intervene on another peace officer's behalf and factors that can inhibit intervention
1. PC 147, 149, 661, 673
 2. Friends
 3. Inexperience
 4. Peer pressure
 5. Fear of consequences
- H. Describe the types and levels of intervention used to prevent another peace officer's inappropriate behavior
1. Advance
 2. Immediate
 3. Verbal
 4. Physical
- I. Give examples of ethical decision-making strategies
1. Identifying issues
 2. Determining stakeholders
 3. Options
 4. Consider consequences
- J. Explain the value of ethical decision making in leadership
1. Challenging work environment
 2. Effective guidance
 3. Fair, legal, and just decisions/actions

III. REQUIRED TESTS

- A. A scenario test that requires the student to demonstrate, by application, proficiency of ethics. At a minimum, the test shall evaluate the following competencies:
1. Leadership – the practice of influencing people, while using ethical values and goals to produce an intended change

2. Problem solving/Decision-Making – analyzing situations and implementing plans through one’s actions to solve problems. Using verbal or physical skills to determine the appropriate resolution to a situation.
3. Communications – The use of effective verbal and non-verbal skills to convey intended meaning and establish understanding.
4. Ethics- Using accepted principles of conduct that govern decisions and actions based on professional values and expectations.
5. Stress Tolerance and Emotional Regulation - maintaining self-control and making timely, rational decisions in stressful situations.

Presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST, which minimally include the performance dimensions used for this scenario test.

IV. REQUIRED LEARNING ACTIVITIES

- A. The student will participate in one or more learning activities from the POST-developed *Instructor’s Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding Leadership. At a minimum, each activity or combination of activities must address the following topics:
 1. Power and authority
 2. Compliance and commitment
 3. Sphere of influence
 4. Officer as a leader
 5. Leadership in the community
 6. Positive and adverse impacts and challenges for consistently demonstrating leadership
- B. The student will participate in one or more learning activities from the POST-developed *Instructor’s Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding unprofessional or unlawful conduct by peace officers. At a minimum, each activity or combination of activities must address the following topics:
 1. Whether or not the behavior was unlawful, unethical, or inconsistent with the *Law Enforcement\Code of Ethics*
 2. Identification of those whom the conduct impacts
 3. The potential sanctions that could result from the behavior
 4. Potential perceptions of the public regarding the behavior
 5. Whether or not intervention is appropriate
- C. The student will participate in a learning activity consisting of a small group that uses a video, the POST-developed publication *Becoming An Exemplary Peace Officer*, or other media presentation as a resource. During the exercise, the group will complete the following tasks:
 1. Identify any ethical issues
 2. Discuss the impact of the conduct

3. Determine if intervention is required
4. Defend the chosen intervention strategy

Description	Hours
POST Minimum Required Hours	<u>8</u>
Agency Specific Hours	<u>5</u>
Total Instructional Hours	<u>13</u>

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 4
VICTIMOLOGY/CRISIS INTERVENTION

I. LEARNING NEED

Peace officers must deal effectively and considerately with victims and protect their rights. Peace officers need to understand the psychological trauma experienced by crime victims. Peace officers need to identify techniques used to defuse crisis situations, which result from people being the victims of a crime.

LEARNING OBJECTIVES

- A. Describe the direct and indirect victims of a crime
 - 1. Direct victim definition
 - 2. Direct victim examples
 - 3. Indirect victim definition
 - 4. Indirect victim examples
- B. Describe emotional and physical reactions or behaviors that may be exhibited by victims in crisis
 - 1. Emotional
 - a. Helplessness
 - b. Powerlessness
 - c. Being out of control
 - d. Anger
 - e. Sadness
 - f. Fear
 - 2. Physical
 - a. Flushed face
 - b. Loud voice
 - c. Hyperventilation
 - d. Clenched fists
 - e. Shaking
 - f. Rigidity
 - g. Fixed stare
 - h. Hesitation
 - i. Nausea
 - j. Headache
 - k. Heart palpitation
 - l. crying
 - 3. Typical Victim Thoughts
 - a. Self-blame
 - b. Trying to make sense of a nonsensical act
 - c. Complete denial
 - d. Intellectualize the situation
 - e. Rely on religious beliefs
 - f. Inappropriate forgiveness

- C. Describe techniques officers can use to help defuse a crisis situation for a victim of crime
 - 1. Active listening
 - 2. Diversionary reality questions
 - 3. Give simple choices
 - 4. Tone of voice
 - 5. Positive non-verbal techniques
 - 6. Provide explanations
- D. Describe potentially negative attitudes that peace officers may exhibit toward victims of crime
 - 1. Disassociation
 - 2. Blame
 - 3. Apathy / impatience

II. LEARNING NEED

Peace officers must be able to provide victims with meaningful information that will assist them in coping with a crisis and support their participation in the investigative and legal process.

LEARNING OBJECTIVES

- A. Demonstrate knowledge of the five phases of a victim contact and identify appropriate officer actions during each phase
 - 1. Crisis
 - 2. Urgency
 - 3. Affirmation
 - 4. Confirmation
 - 5. Validation
- B. Apply the guidelines for interviewing a victim
 - 1. Setting the stage
 - 2. Gathering information
 - 3. Providing assistance
- C. Explain the information law enforcement agencies are required by law, to provide to victims of criminal acts to include:
 - 1. Government Code Section(s) 13950-13966
 - 2. Local victim assistance centers
 - 3. Victims Compensation Program
 - 4. Victims' Bill of Rights, California Constitution, Article I, Section 28(b), "Marsy's Law"
- D. Explain qualifications for compensation under the Victims of Crime Compensation Program
 - 1. Specific violent crimes
 - 2. Eligible parties
 - 3. Ineligible parties
- E. Explain the legal and procedural information available to the victim
 - 1. Police reports
 - 2. Restrictions
 - 3. Follow-up procedures

III. REQUIRED TESTS

- A. A scenario test that requires the student to demonstrate proficiency in Victimology and Crisis Intervention. At a minimum, the test shall evaluate the following competencies:
1. Leadership - The practice of influencing people while using ethical values and goals to produce an intended change.
 2. Local Procedures – The ability to demonstrate knowledge of procedures or policies developed by the presenter or agency to address tactics or required actions in given circumstances.
 3. Legal Authority/Individual Rights – The identification and application of state, federal and constitutional laws governing victim’s rights.
 4. Communication – The use of effective verbal and non-verbal skills to convey intended meaning and establish understanding.

Presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST, which minimally include the performance dimensions used for this scenario test.

IV. REQUIRED LEARNING ACTIVITIES

- A. The student will participate in one or more learning activities from the current POST-developed *Instructor’s Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding victimology/crisis intervention. At a minimum, each activity or combination of activities shall address the following topics:
1. Behaviors exhibited by persons in crisis/crime victims
 2. Use of effective interview techniques (e.g. empathy, active listening, and non-verbal skills) during a peace officer’s contact with persons in crisis/crime victims
 3. Impact of a peace officer’s conduct on victims, witnesses or others who may be at the scene of an incident
 4. Listing and function of resources available to victims/persons in crisis
- B. The student will participate in a learning activity regarding law enforcement contact with a crime victim. At a minimum, the learning activities must include:
1. Psychological reactions to victimization
 2. Identification of any underlying or related problems (e.g., medical, emotional, financial, etc.)
 3. Assistance and support services available to the victim
 4. Legal and procedural information to provide the victim
 5. Qualifications for compensation under the Victims of Crime Compensation Program

Description

Hours

POST Minimum Required Hours

6

Agency Specific Hours

2

Total Instructional Hours

8

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 9
CRIMES AGAINST CHILDREN

I. LEARNING NEED

To effectively carry out their responsibilities for the protection of children as some of the most vulnerable members of society, peace officers need knowledge of the crimes that may be committed against children. The ability to arrest and successfully prosecute depends on the development of probable cause. Peace officers must know the elements required to prove these crimes and to correctly categorize them as misdemeanors or felonies.

LEARNING OBJECTIVES

A. Recognize the crime elements required to arrest for:

1. Child harm, injury, or endangerment
2. Physical abuse of a child
3. Lewd or lascivious acts with a child
4. Annoying or molesting children
5. Possession of child pornography
6. Unlawful sexual intercourse

B. Recognize the crime classification as a misdemeanor or felony

1. Child harm or endangerment- Misdemeanor or felony depending upon the circumstances
2. Physical abuse of a child-Felony
3. Lewd or lascivious acts with children-felony
4. Annoying or molesting children-Misd but can be a felony under specific subsections of 647.6 P.C
5. Possession of child pornography-Misdemeanor. If previously convicted of the same could be a felony
6. Unlawful sexual intercourse- Depends on the age difference of the victim and the suspect. 3 years or less is a misdemeanor, over 3 years is a felony.

II. LEARNING NEED

The California Penal Code mandates that certain professional occupations follow specific requirements for reporting suspected child abuse cases to the proper authority. Failure to do so is a crime.

LEARNING OBJECTIVES

A. Identify by category the professional occupations required to report suspected child abuse

1. Child care custodians (including police officers and teachers)
2. Health practitioners (medical and non-medical)
3. Employees of child protective agencies
4. Child visitation monitors
5. Firefighters
6. Clergy

7. Animal control officers
 8. Humane society officers
 9. Commercial film processors
- B. Recognize the specific law enforcement reporting requirements
 1. Must conduct a protective agency as soon as possible
 2. Protective agency-a county welfare department, Department of Social Services, Department of Child Services, or a police/sheriff's office.
 3. Does not include school security or a security department
 - C. Recognize the required documentation when investigating crimes against children
 1. Name and age of child
 2. Name of reporter
 3. Location of child
 4. Nature
 - D. Recognize a peace officer's responsibility for maintaining the confidentiality of the reporting party
 1. Penal code section 1167 ensures that the identity of the person reporting a suspected child abuse incident shall remain confidential (this includes the reporters employer)
 2. Only certain agencies and law enforcement divisions will have access to the reporter's identity.
 3. Encourages reporting and protects the reporting party from any publicity.

III. LEARNING NEED

Peace officers have the authority to make a warrantless entry into a home whenever they reasonably believe a minor is in immediate danger of being physically abused, neglected or sexually exploited.

LEARNING OBJECTIVES

- A. Recognize the legal basis for entry without a warrant to protect a minor
 1. Exigent circumstances
 2. Neglected
 3. Sexually exploited
- B. Recognize the exigent circumstances that could lead an officer to reasonably believe that there is an immediate threat to a minor
 1. Immediate danger of physical abuse
 2. Neglected
 3. Sexually exploited

IV. LEARNING NEED

Ensuring the safety of a child victim is a peace officer's primary responsibility when responding to a case of suspected child abuse. To do this effectively, officers must be able to recognize indicators of abuse, conduct a preliminary investigation into abuse, and take the appropriate action.

LEARNING OBJECTIVES

- A. Recall the statutory definition of child abuse
 1. Physical injury

2. Inflicted other than by accident
 3. By any person
 4. Includes child neglect and sexual abuse
- B. Discuss physical and behavioral indicators of:
1. Physical child abuse
 2. Physical neglect of a child
 3. Mental Suffering
 4. Sexual child abuse
- C. Demonstrate effective officer actions for conducting an interview with a child victim of abuse
1. Control the interview environment/conditions
 2. Build rapport
 3. Use appropriate communications techniques
 4. Gather information
 5. Conclude the interview –explain what will happen next, don't make promises

V. REQUIRED TESTS

- A. The POST-Constructed Comprehensive RBC Test 2.
- B. The POST Constructed Comprehensive RBC Test 3.

VI. REQUIRED LEARNING ACTIVITIES

- A. The student shall participate in a learning activity involving the preliminary investigation of either child abuse, child neglect, or child sexual exploitation. At a minimum, the activity must address the student's ability to conduct an investigation to include:
 1. Establishing elements of the crime
 2. Protecting the child's safety
 3. Identifying the suspect
 4. Locating witnesses
 5. Recovering physical evidence, photographs and statements
 6. Demonstrating a knowledge of child abuse reporting procedures
 7. Demonstrating a knowledge of the contents in a child abuse report
 8. Effectively interviewing a child who may have been a victim of child abuse or sexual assault to include:
 - a. Gaining the child's confidence
 - b. Remaining neutral in the interview
 - c. Speaking to the child in a level the child understands
 9. Taking the child into protective custody if at risk of serious physical harm

Description	Hours
POST Minimum Required Hours	<u>4</u>
Agency Specific Hours	<u>1</u>
Total Instructional Hours	<u>5</u>

EXPANDED COURSE OUTLINE
REGULAR BASIC COURSE
LEARNING DOMAIN 25
DOMESTIC VIOLENCE

I. LEARNING NEED

To effectively carry out their responsibilities, peace officers need a basic knowledge of legal definitions, terminology and applicable Penal Code Sections as well as an understanding of how to classify the crimes that may lead to arrests.

LEARNING OBJECTIVES

- A. Recall the definition of domestic violence (Penal Code Section 13700)
 - 1. Abuse committed against
 - 2. An adult or minor
 - 3. Involved in certain relationships
- B. Recognize the crime elements required to arrest a suspect for the following crimes as applied to domestic violence incidents:
 - 1. Willful infliction of corporal injury
 - 2. Battery
 - 3. Stalking
 - 4. Malicious destruction of telephone, telegraph, cable television, or electrical lines
 - 5. Preventing or dissuading a witness or a victim from testifying
 - 6. Criminal threats
 - 7. Spousal rape
- C. Recognize the crime classification for each crime that may result from a domestic violence incident as a misdemeanor or felony
 - 1. Willful infliction of corporal injury – felony
 - 2. Criminal threats – felony
 - 3. Stalking – felony
 - 4. Malicious destruction of telephone, telegraph, cable television or electrical lines – felony
 - 5. Preventing or dissuading a witness or a victim from testifying – felony
 - 6. Battery as applied to domestic violence – misdemeanor
 - 7. Spousal rape - felony

II. LEARNING NEED

Domestic violence causes tremendous harm to victims and society as a whole. Each member in an abusive or violent household suffers physically and/or emotionally, and often violence is spread from one generation to the next. Current law affords peace officers greater opportunity to assist victims, and provides protection and education to help stop the cycle of violence.

LEARNING OBJECTIVES

- A. Identify common characteristics of a victim and a batterer

1. Victim
2. Batterer
3. Children

B. Identify a peace officer's role in reducing domestic violence

1. Increasing the chance of successful prosecution
2. Decreasing possible repeat calls
3. Providing potential resolution and closure which decreases officer frustration and stress
4. Arrest is the single most effective deterrent to continued violence, regardless of prosecution

III. LEARNING NEED

When peace officers respond to a domestic violence call, it is essential that they proceed cautiously to ensure the protection of all people involved.

LEARNING OBJECTIVES

A. Recognize the initial process for responding to a domestic violence call

1. Before entering premises
2. Upon entering
3. Establish control
4. Determine dominant aggressor

B. Recognize under what circumstances an arrest should be made

1. If only one person is assaultive or threatening arrest that person if there is probable cause
2. If both parties appear to be assaultive or threatening assess for self-defense and arrest the aggressor
3. If both parties appear to be assaultive or threatening and neither acted in self-defense, assess for dominant aggressor and only arrest the dominant aggressor
4. If both parties are equally assaultive or threatening and neither acted in self-defense, arrest both as mutual (or dual) aggressors
5. Citizen's arrest – certain conditions

C. Identify physical evidence to be collected

1. Photos of physical injuries and the scene
2. The crime scene location
3. Blood samples
4. Torn clothing
5. Hair and fibers
6. Firearms and/or weapons

D. Recognize procedures for seizing firearms or other deadly weapons

1. Take temporary custody of any firearm or other deadly weapon in plain sight, discovered during a consensual or other lawful search, or other lawful means
2. Give a receipt to the owner or person who possessed the weapon
3. Penal code 12021.3 – officers shall hold the firearm at least 48 hours and do not return until the owner/claimant establishes authority to possess through D.O.J.

E. Discuss resources available for victim protection

1. Emergency restraining order (EPO)
2. Temporary restraining order (TRO)
3. Order after hearing (OAH)
4. Shelter information/advocacy services
5. Criminal court stay away orders
6. Workplace violence restraining orders

IV. LEARNING NEED

When there is a court order involving domestic violence, it must be verified and enforced following specific procedures.

LEARNING OBJECTIVES

- A. Identify the differences between the types of court orders to include:
 1. Criminal protective/stay-away orders
 2. Emergency Protective Orders
 3. Restraining orders
- B. Identify the validity of a restraining order
 1. On file with the agency
 2. Complainant has a certified valid copy
 3. Order is found in DOJ domestic violence restraining order system
- C. Identify the purpose for obtaining an Emergency Protective Order
 1. Provide for immediate and short-term protection
 2. When necessary to prevent the occurrence or reoccurrence of domestic violence, child abuse, child abduction, stalking or elder abuse
 3. Discuss individuals which may be covered by an EPO
- D. Demonstrate how to enforce a court order
 1. Arrest if PC exist
 2. Special issues “inviting over”
 3. Multiple orders

V. LEARNING NEED

A comprehensive investigation includes the collection of evidence and the documentation of events, resulting in a detailed report of the domestic violence incident and investigative action.

LEARNING OBJECTIVES

- A. Identify what information needs to be documented in a report
 1. Any sign that the batterer was under the influence of alcohol or controlled substance
 2. If any law enforcement agency had previously responded to a domestic violence call at the same location involving the same parties
 3. If it was necessary to seize firearms or deadly weapons
 4. If deadly weapons or firearms were present at the location
 5. Additional information to assist in prosecution
- B. Identify how the peace officer can provide support for the victim

1. Medical aid
2. Follow-up procedures
3. Explain available resources and protective actions
4. Transportation
5. Civil stand-by
6. Incarceration of batterer
7. Notice of release
8. Personal safety options

VI. REQUIRED TESTS

- A. The POST-Constructed Comprehensive RBC Test 3.
- H. A scenario test that requires the student to demonstrate proficiency in responding to investigating a simulated domestic violence incident. At a minimum, the test shall evaluate the following competencies:
 1. Conflict Resolution - The ability to mediate disagreements by resolving a conflict using appropriate communication skills.
 2. Use of Force - The ability to distinguish and apply reasonable force options in given circumstances.
 3. Leadership - The practice of influencing people, while using ethical values and goals to produce an intended change.
 4. Problem Solving/Decision - Making - Analyzing situations and implementing plans to solve problems in a timely manner. Using verbal or physical skills to determine the appropriate resolution to a situation.
 5. Legal Authority/Individual Rights - The identification of laws and constitutional rights governing consensual encounters, detentions, and arrests.
 6. Officer Safety - The demonstration of situational and tactical awareness and appropriate response.
 7. Communication - The use of effective verbal and non-verbal skills to convey intended meaning and establish understanding.
 8. Stress Tolerance and Emotional Regulation - Maintaining self-control and making timely, rational decisions in stressful situations.

Presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST, which minimally include the performance dimensions used for this scenario test.

VII. REQUIRED LEARNING ACTIVITIES

- A. The student will participate in a Learning Activity relating to proper response to a domestic violence incident to include:
 1. Felony arrests
 2. Misdemeanor arrests
 3. Use of citizen arrests

4. Verification and enforcement of temporary restraining orders when the suspect is present and when the suspect has fled
 5. Verification and enforcement of stay-away orders
 6. Cite-and-release policies
 7. Emergency assistance to victims to include medical care, transportation to a shelter, and law enforcement standbys for the removal of personal property
 8. Assistance to victims in pursuing criminal options to include giving the report number and directing the victim to the proper investigative unit
 9. Providing information card with local resources to victims at the scene
- B. The student will participate in a Learning Activity requiring them to demonstrate the knowledge and ability to obtain an Emergency Protective Order (EPO).
1. Who is eligible for an EPO?
 2. Legal authority
 3. Procedures for obtaining an EPO
 4. Completion of the appropriate documentation
 5. Scope and duration of the EPO
 6. Service of the EPO
 7. Data entry of the EPO into the Domestic Violence Restraining Order System (DVROS)
 8. Distribution of forms
- C. The student will participate in one or more Learning Activities from the POST-developed *Instructor's Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005)* or other comparable sources regarding domestic violence.
- At a minimum, each activity, or combination of activities must address the following topics:
1. Application of SARA or other problem-solving model (e.g., PBL) to identify crime elements, analyze known facts, develop and implement an appropriate response, and assess the effectiveness of the response
 2. Knowledge of available community resources or referrals for victims and others involved in a domestic violence incident
 3. How collaboration with the community builds trust and confidence in policing efforts
 4. Discretion, flexibility and conflict resolution skills
 5. Influence of officer's demeanor on persons present at the scene

Description

Hours

POST Minimum Required Hours

10

Agency Specific Hours

1

25-5


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PENAL CODE - PEN

PART 1. OF CRIMES AND PUNISHMENTS [25 - 680.4] *(Part 1 enacted 1872.)*

TITLE 8. OF CRIMES AGAINST THE PERSON [187 - 248] *(Title 8 enacted 1872.)*

CHAPTER 9. Assault and Battery [240 - 248] *(Chapter 9 enacted 1872.)*

243. (a) A battery is punishable by a fine not exceeding two thousand dollars (\$2,000), or by imprisonment in a county jail not exceeding six months, or by both that fine and imprisonment.

(b) When a battery is committed against the person of a peace officer, custodial officer, firefighter, emergency medical technician, lifeguard, security officer, custody assistant, process server, traffic officer, code enforcement officer, animal control officer, or search and rescue member engaged in the performance of his or her duties, whether on or off duty, including when the peace officer is in a police uniform and is concurrently performing the duties required of him or her as a peace officer while also employed in a private capacity as a part-time or casual private security guard or patrolman, or a nonsworn employee of a probation department engaged in the performance of his or her duties, whether on or off duty, or a physician or nurse engaged in rendering emergency medical care outside a hospital, clinic, or other health care facility, and the person committing the offense knows or reasonably should know that the victim is a peace officer, custodial officer, firefighter, emergency medical technician, lifeguard, security officer, custody assistant, process server, traffic officer, code enforcement officer, animal control officer, or search and rescue member engaged in the performance of his or her duties, nonsworn employee of a probation department, or a physician or nurse engaged in rendering emergency medical care, the battery is punishable by a fine not exceeding two thousand dollars (\$2,000), or by imprisonment in a county jail not exceeding one year, or by both that fine and imprisonment.

(c) (1) When a battery is committed against a custodial officer, firefighter, emergency medical technician, lifeguard, process server, traffic officer, or animal control officer engaged in the performance of his or her duties, whether on or off duty, or a nonsworn employee of a probation department engaged in the performance of his or her duties, whether on or off duty, or a physician or nurse engaged in rendering emergency medical care outside a hospital, clinic, or other health care facility, and the person committing the offense knows or reasonably should know that the victim is a nonsworn employee of a probation department, custodial officer, firefighter, emergency medical technician, lifeguard, process server, traffic officer, or animal control officer engaged in the performance of his or her duties, or a physician or nurse engaged in rendering emergency medical care, and an injury is inflicted on that victim, the battery is punishable by a fine of not more than two thousand dollars (\$2,000), by imprisonment in a county jail not exceeding one year, or by both that fine and imprisonment, or by imprisonment pursuant to subdivision (h) of Section 1170 for 16 months, or two or three years.

(2) When the battery specified in paragraph (1) is committed against a peace officer engaged in the performance of his or her duties, whether on or off duty, including when the peace officer is in a police uniform and is concurrently performing the duties required of him or her as a peace officer while also employed in a private capacity as a part-time or casual private security guard or patrolman and the person committing the offense knows or reasonably should know that the victim is a peace officer engaged in the performance of his or her duties, the battery is punishable by a fine of not more than ten thousand dollars (\$10,000), or by imprisonment in a county jail not exceeding one year or pursuant to subdivision (h) of Section 1170 for 16 months, or two or three years, or by both that fine and imprisonment.

(d) When a battery is committed against any person and serious bodily injury is inflicted on the person, the battery is punishable by imprisonment in a county jail not exceeding one year or imprisonment pursuant to subdivision (h) of Section 1170 for two, three, or four years.

(e) (1) When a battery is committed against a spouse, a person with whom the defendant is cohabiting, a person who is the parent of the defendant's child, former spouse, fiancé, or fiancée, or a person with whom the defendant currently has, or has previously had, a dating or engagement relationship, the battery is punishable by a fine not exceeding two thousand dollars (\$2,000), or by imprisonment in a county jail for a period of not more than one year, or by both that fine and imprisonment. If probation is granted, or the execution or imposition of the sentence is suspended, it shall be a condition thereof that the defendant participate in, for no less than one year, and successfully complete, a batterer's treatment program, as described in Section 1203.097, or if none is available, another appropriate counseling program designated by the court. However, this provision shall not be construed as requiring a city, a county, or a city and county to provide a new program or higher level of service as contemplated by Section 6 of Article XIII B of the California Constitution.

(2) Upon conviction of a violation of this subdivision, if probation is granted, the conditions of probation may include, in lieu of a fine, one or both of the following requirements:

(A) That the defendant make payments to a battered women's shelter, up to a maximum of five thousand dollars (\$5,000).

(B) That the defendant reimburse the victim for reasonable costs of counseling and other reasonable expenses that the court finds are the direct result of the defendant's offense.

For any order to pay a fine, make payments to a battered women's shelter, or pay restitution as a condition of probation under this subdivision, the court shall make a determination of the defendant's ability to pay. In no event shall any order to make payments to a battered women's shelter be made if it would impair the ability of the defendant to pay direct restitution to the victim or court-ordered child support. If the injury to a married person is caused in whole or in part by the criminal acts of his or her spouse in violation of this section, the community property shall not be used to discharge the liability of the offending spouse for restitution to the injured spouse, required by Section 1203.04, as operative on or before August 2, 1995, or Section 1202.4, or to a shelter for costs with regard to the injured spouse and dependents, required by this section, until all separate property of the offending spouse is exhausted.

(3) Upon conviction of a violation of this subdivision, if probation is granted or the execution or imposition of the sentence is suspended and the person has been previously convicted of a violation of this subdivision or Section 273.5, the person shall be imprisoned for not less than 48 hours in addition to the conditions in paragraph (1). However, the court, upon a showing of good cause, may elect not to impose the mandatory minimum imprisonment as required by this subdivision and may, under these circumstances, grant probation or order the suspension of the execution or imposition of the sentence.

(4) The Legislature finds and declares that these specified crimes merit special consideration when imposing a sentence so as to display society's condemnation for these crimes of violence upon victims with whom a close relationship has been formed.

(5) If a peace officer makes an arrest for a violation of paragraph (1) of subdivision (e) of this section, the peace officer is not required to inform the victim of his or her right to make a citizen's arrest pursuant to subdivision (b) of Section 836.

(f) As used in this section:

(1) "Peace officer" means any person defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2.

(2) "Emergency medical technician" means a person who is either an EMT-I, EMT-II, or EMT-P (paramedic), and possesses a valid certificate or license in accordance with the standards of Division 2.5 (commencing with Section 1797) of the Health and Safety Code.

(3) "Nurse" means a person who meets the standards of Division 2.5 (commencing with Section 1797) of the Health and Safety Code.

(4) "Serious bodily injury" means a serious impairment of physical condition, including, but not limited to, the following: loss of consciousness; concussion; bone fracture; protracted loss or impairment of function of any bodily member or organ; a wound requiring extensive suturing; and serious disfigurement.

(5) "Injury" means any physical injury which requires professional medical treatment.

(6) "Custodial officer" means any person who has the responsibilities and duties described in Section 831 and who is employed by a law enforcement agency of any city or county or who performs those duties as a volunteer.

(7) "Lifeguard" means a person defined in paragraph (5) of subdivision (d) of Section 241.

(8) "Traffic officer" means any person employed by a city, county, or city and county to monitor and enforce state laws and local ordinances relating to parking and the operation of vehicles.

(9) "Animal control officer" means any person employed by a city, county, or city and county for purposes of enforcing animal control laws or regulations.

(10) "Dating relationship" means frequent, intimate associations primarily characterized by the expectation of affectional or sexual involvement independent of financial considerations.

(11) (A) "Code enforcement officer" means any person who is not described in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2 and who is employed by any governmental subdivision, public or quasi-public corporation, public agency, public service corporation, any town, city, county, or municipal corporation, whether incorporated or chartered, who has enforcement authority for health, safety, and welfare requirements, and whose duties include enforcement of any statute, rules, regulations, or standards, and who is authorized to issue citations, or file formal complaints.

(B) "Code enforcement officer" also includes any person who is employed by the Department of Housing and Community Development who has enforcement authority for health, safety, and welfare requirements pursuant to the Employee Housing Act (Part 1 (commencing with Section 17000) of Division 13 of the Health and Safety Code); the State Housing Law (Part 1.5 (commencing with Section 17910) of Division 13 of the Health and Safety Code); the Manufactured Housing Act of 1980 (Part 2 (commencing with Section 18000) of Division 13 of the Health and Safety Code); the Mobilehome Parks Act (Part 2.1 (commencing with Section 18200) of Division 13 of the Health and Safety Code); and the Special Occupancy Parks Act (Part 2.3 (commencing with Section 18860) of Division 13 of the Health and Safety Code).

(12) "Custody assistant" means any person who has the responsibilities and duties described in Section 831.7 and who is employed by a law enforcement agency of any city, county, or city and county.

(13) "Search and rescue member" means any person who is part of an organized search and rescue team managed by a government agency.

(14) "Security officer" means any person who has the responsibilities and duties described in Section 831.4 and who is employed by a law enforcement agency of any city, county, or city and county.

(g) It is the intent of the Legislature by amendments to this section at the 1981–82 and 1983–84 Regular Sessions to abrogate the holdings in cases such as *People v. Corey*, 21 Cal. 3d 738, and *Cervantez v. J.C. Penney Co.*, 24 Cal. 3d 579, and to reinstate prior judicial interpretations of this section as they relate to criminal sanctions for battery on peace officers who are employed, on a part-time or casual basis, while wearing a police uniform as private security guards or patrolmen and to allow the exercise of peace officer powers concurrently with that employment.

(Amended by Stats. 2015, Ch. 626, Sec. 1. (AB 545) Effective January 1, 2016.)


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PENAL CODE - PEN

PART 1. OF CRIMES AND PUNISHMENTS [25 - 680.4] (Part 1 enacted 1872.)

TITLE 9. OF CRIMES AGAINST THE PERSON INVOLVING SEXUAL ASSAULT, AND CRIMES AGAINST PUBLIC DECENCY AND GOOD MORALS [261 - 368.7] (Heading of Title 9 amended by Stats. 1982, Ch. 1111, Sec. 2.)

CHAPTER 2. Abandonment and Neglect of Children [270 - 273.75] (Chapter 2 enacted 1872.)

273a. (a) Any person who, under circumstances or conditions likely to produce great bodily harm or death, willfully causes or permits any child to suffer, or inflicts thereon unjustifiable physical pain or mental suffering, or having the care or custody of any child, willfully causes or permits the person or health of that child to be injured, or willfully causes or permits that child to be placed in a situation where his or her person or health is endangered, shall be punished by imprisonment in a county jail not exceeding one year, or in the state prison for two, four, or six years.

(b) Any person who, under circumstances or conditions other than those likely to produce great bodily harm or death, willfully causes or permits any child to suffer, or inflicts thereon unjustifiable physical pain or mental suffering, or having the care or custody of any child, willfully causes or permits the person or health of that child to be injured, or willfully causes or permits that child to be placed in a situation where his or her person or health may be endangered, is guilty of a misdemeanor.

(c) If a person is convicted of violating this section and probation is granted, the court shall require the following minimum conditions of probation:

(1) A mandatory minimum period of probation of 48 months.

(2) A criminal court protective order protecting the victim from further acts of violence or threats, and, if appropriate, residence exclusion or stay-away conditions.

(3) (A) Successful completion of no less than one year of a child abuser's treatment counseling program approved by the probation department. The defendant shall be ordered to begin participation in the program immediately upon the grant of probation. The counseling program shall meet the criteria specified in Section 273.1. The defendant shall produce documentation of program enrollment to the court within 30 days of enrollment, along with quarterly progress reports.

(B) The terms of probation for offenders shall not be lifted until all reasonable fees due to the counseling program have been paid in full, but in no case shall probation be extended beyond the term provided in subdivision (a) of Section 1203.1. If the court finds that the defendant does not have the ability to pay the fees based on the defendant's changed circumstances, the court may reduce or waive the fees.

(4) If the offense was committed while the defendant was under the influence of drugs or alcohol, the defendant shall abstain from the use of drugs or alcohol during the period of probation and shall be subject to random drug testing by his or her probation officer.

(5) The court may waive any of the above minimum conditions of probation upon a finding that the condition would not be in the best interests of justice. The court shall state on the record its reasons for any waiver.

(Amended by Stats. 1997, Ch. 134, Sec. 1. Effective January 1, 1998.)


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TITLE 9. OF CRIMES AGAINST THE PERSON INVOLVING SEXUAL ASSAULT, AND CRIMES AGAINST PUBLIC DECENCY AND GOOD MORALS [261 - 368.7] (Heading of Title 9 amended by Stats. 1982, Ch. 1111, Sec. 2.)

CHAPTER 2. Abandonment and Neglect of Children [270 - 273.75] (Chapter 2 enacted 1872.)

273.5. (a) Any person who willfully inflicts corporal injury resulting in a traumatic condition upon a victim described in subdivision (b) is guilty of a felony, and upon conviction thereof shall be punished by imprisonment in the state prison for two, three, or four years, or in a county jail for not more than one year, or by a fine of up to six thousand dollars (\$6,000), or by both that fine and imprisonment.

(b) Subdivision (a) shall apply if the victim is or was one or more of the following:

(1) The offender's spouse or former spouse.

(2) The offender's cohabitant or former cohabitant.

(3) The offender's fiancé or fiancée, or someone with whom the offender has, or previously had, an engagement or dating relationship, as defined in paragraph (10) of subdivision (f) of Section 243.

(4) The mother or father of the offender's child.

(c) Holding oneself out to be the spouse of the person with whom one is cohabiting is not necessary to constitute cohabitation as the term is used in this section.

(d) As used in this section, "traumatic condition" means a condition of the body, such as a wound, or external or internal injury, including, but not limited to, injury as a result of strangulation or suffocation, whether of a minor or serious nature, caused by a physical force. For purposes of this section, "strangulation" and "suffocation" include impeding the normal breathing or circulation of the blood of a person by applying pressure on the throat or neck.

(e) For the purpose of this section, a person shall be considered the father or mother of another person's child if the alleged male parent is presumed the natural father under Sections 7611 and 7612 of the Family Code.

(f) (1) Any person convicted of violating this section for acts occurring within seven years of a previous conviction under subdivision (a), or subdivision (d) of Section 243, or Section 243.4, 244, 244.5, or 245, shall be punished by imprisonment in a county jail for not more than one year, or by imprisonment in the state prison for two, four, or five years, or by both imprisonment and a fine of up to ten thousand dollars (\$10,000).

(2) Any person convicted of a violation of this section for acts occurring within seven years of a previous conviction under subdivision (e) of Section 243 shall be punished by imprisonment in the state prison for two, three, or four years, or in a county jail for not more than one year, or by a fine of up to ten thousand dollars (\$10,000), or by both that imprisonment and fine.

(g) If probation is granted to any person convicted under subdivision (a), the court shall impose probation consistent with the provisions of Section 1203.097.

(h) If probation is granted, or the execution or imposition of a sentence is suspended, for any defendant convicted under subdivision (a) who has been convicted of any prior offense specified in subdivision (f), the court shall impose one of the following conditions of probation:

(1) If the defendant has suffered one prior conviction within the previous seven years for a violation of any offense specified in subdivision (f), it shall be a condition of probation, in addition to the provisions contained in Section 1203.097, that he or she be imprisoned in a county jail for not less than 15 days.

(2) If the defendant has suffered two or more prior convictions within the previous seven years for a violation of any offense specified in subdivision (f), it shall be a condition of probation, in addition to the provisions contained in Section 1203.097, that he or she be imprisoned in a county jail for not less than 60 days.

(3) The court, upon a showing of good cause, may find that the mandatory imprisonment required by this subdivision shall not be imposed and shall state on the record its reasons for finding good cause.

(i) If probation is granted upon conviction of a violation of subdivision (a), the conditions of probation may include, consistent with the terms of probation imposed pursuant to Section 1203.097, in lieu of a fine, one or both of the following requirements:

(1) That the defendant make payments to a battered women's shelter, up to a maximum of five thousand dollars (\$5,000), pursuant to Section 1203.097.

(2) (A) That the defendant reimburse the victim for reasonable costs of counseling and other reasonable expenses that the court finds are the direct result of the defendant's offense.

(B) For any order to pay a fine, make payments to a battered women's shelter, or pay restitution as a condition of probation under this subdivision, the court shall make a determination of the defendant's ability to pay. An order to make payments to a battered women's shelter shall not be made if it would impair the ability of the defendant to pay direct restitution to the victim or court-ordered child support. If the injury to a person who is married or in a registered domestic partnership is caused in whole or in part by the criminal acts of his or her spouse or domestic partner in violation of this section, the community property may not be used to discharge the liability of the offending spouse or domestic partner for restitution to the injured spouse or domestic partner, required by Section 1203.04, as operative on or before August 2, 1995, or Section 1202.4, or to a shelter for costs with regard to the injured spouse or domestic partner and dependents, required by this section, until all separate property of the offending spouse or domestic partner is exhausted.

(j) Upon conviction under subdivision (a), the sentencing court shall also consider issuing an order restraining the defendant from any contact with the victim, which may be valid for up to 10 years, as determined by the court. It is the intent of the Legislature that the length of any restraining order be based upon the seriousness of the facts before the court, the probability of future violations, and the safety of the victim and his or her immediate family. This protective order may be issued by the court whether the defendant is sentenced to state prison or county jail, or if imposition of sentence is suspended and the defendant is placed on probation.

(k) If a peace officer makes an arrest for a violation of this section, the peace officer is not required to inform the victim of his or her right to make a citizen's arrest pursuant to subdivision (b) of Section 836.

(Amended by Stats. 2016, Ch. 50, Sec. 69. (SB 1005) Effective January 1, 2017.)



SACRAMENTO POLICE DEPARTMENT

OFFICE OF OPERATIONS



527.05 PRELIMINARY INVESTIGATIONS 05-13-93

PURPOSE

To establish guidelines for the amount of time to be spent on preliminary investigations.

POLICY

That officers assigned to the Office of Operations continue preliminary investigations to the point where delay in the investigation, would not materially jeopardize the investigation.

PROCEDURE

- A. The scope of preliminary investigations can constitute an entire investigation or be limited by:
 - 1. investigative policy.
 - 2. officers' work load assignments.
- B. Officers shall conduct a thorough investigation to include:
 - 1. establishing the violation of law.
 - 2. thorough identification and interviews of all victims, witnesses, and responsible parties.
 - 3. collection and preservation of any evidence.
 - 4. taking appropriate enforcement action.
- C. A report shall be:
 - 1. accurate and completed during the work shift.
 - 2. submitted for supervisory review and approval. (Where a report is associated with an arrest it shall be submitted to a supervisor before going home.)
- D. Necessary reports shall be taken by officers and Community Services Officers.
- E. An officer may refer a complainant to a call expeditor or the report writers per G.O. 130.02.
- F. GUIDELINES FOR PRELIMINARY INVESTIGATIONS
 - 1. To strike a balance between the need of answering calls for service and the amount of time expended on preliminary investigations, officers shall limit preliminary investigations to one hour, unless supervisory approval is obtained. NOTE: When determining the length of time on a preliminary investigation, the report writing time need not be included.
 - 2. Preliminary investigations causing travel outside the sector shall necessitate:
 - a. supervisor approval.
 - b. the supervisor notifying the supervisor of the sector to which the officer is responding.
- G. SECTOR SERGEANTS:
Sector Sergeants shall:
 - 1. when practical, allow officers to carry an investigation to its logical conclusion.
 - 2. balance the absolute need of maintaining adequate levels of police service and the compelling need to complete the investigation.
 - 3. take the following factors into consideration when authorizing extended preliminary investigations:
 - a. calls for service
 - b. available personnel resources
 - c. severity of the crime
 - d. necessity of immediate apprehension
 - e. potential location of apprehension
 - f. likelihood of apprehension
 - g. loss of evidence
 - h. loss of witnesses
 - i. availability of call expeditor and/or report writers.
 - 4. keep the Watch Commander advised of any extended investigation and the amount of personnel resources committed to it.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



120.03 RESPONSIBILITIES OF RANK 06-05-17

PURPOSE

The purpose of this order is to explain the responsibilities associated with rank authority.

POLICY

It shall be the policy of the Sacramento Police Department to appoint and provide individuals in command positions the authority to accomplish the mission of the Department.

PROCEDURE

A. GENERAL

1. The Department shall be organized with the assignment of responsibility and accountability through the rank structure.
2. To the degree senior officers are responsible for the performance of junior officers, senior officers shall be granted commensurate authority to discharge supervisory responsibility.
3. Supervision shall begin with the Chief of Police (COP). The primary burden of training and supervision of less experienced officers shall be on the senior officers.
4. When assuming command, the senior officer already in charge at an emergency or engaged in a police purpose shall give as complete a briefing as time and circumstances permit to the oncoming command officer.
5. Supervisory employees shall
 - a. Comply with the law, the Department's ethical guidelines, and the Department's Value Statement.
 - b. Strive to accomplish goals and objectives and the mission of the Department.
 - c. Take affirmative action to solicit input from staff in decision making when possible and to articulate to their staff what is expected of them.
 - d. Take assertive action when necessary, provide leadership and guidance, and set the standard for others to follow.

B. CHIEF OF POLICE

1. As authorized by the City Charter and appointed as the chief executive officer of the Department by the City Manager, the COP has authority in all matters of policy, administration, and operation affecting the Department.
2. The COP shall
 - a. Pursue City goals and objectives and the mission of the Police Department, and exercise leadership over the department in their pursuit.
 - b. Have the power and authority to discipline members of the Department for not complying with the rules, procedures, and lawful orders issued by higher authorities, except that dismissal of an employee requires City Manager approval.
 - c. Subject to the approval of the City Manager, have the authority to adopt rules and procedures for the administration of the Department.
3. Department General Orders shall not be canceled, amended, or issued without the approval of the COP or, during the COP's absence, the individual designated by the COP as Acting Chief of Police.

C. DEPUTY CHIEF OF POLICE

1. Deputy Chiefs are appointed by the City Manager to provide administrative and executive assistance to the COP. Each Deputy Chief is responsible for the planning, direction, leadership, and control of an Office.



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2. Members appointed to the rank of Deputy Chief of Police are assigned to command an Office of the Department, but may be assigned additional duties by the COP.
3. A Deputy Chief of Police, subject to approval of the COP, shall have the authority to adopt rules, policies, and procedures for the administration of the Office to which they are assigned.

D. CAPTAINS/DIVISION MANAGERS

1. Appointed by the City Manager, Captains/Division Managers are responsible for their assigned commands. Within policy guidelines and legal constraints, Captains/Division Managers have the authority to coordinate and direct assigned personnel and other allocated resources in achieving organizational objectives. In so doing, they must perform the full range of administrative functions, relying upon policy, direction, training, leadership, and personal initiative to guide them in achieving the highest level of performance possible.
2. Subject to direction from a higher authority, Captains/Division Managers have direct control over all members and employees within their commands. In addition to the general and individual responsibilities of all employees, they are responsible for the following:
 - a. The direction and control of personnel under their command to assure the proper performance of duties and adherence to established rules, policies, and procedures.
 - b. Providing for continuation of command during an absence of higher authority.
 - c. The development and maintenance of esprit de corps and loyalty to the Department.
 - d. The maintenance of discipline and morale within the command and the investigation of personnel complaints not assigned elsewhere.
 - e. The promotion of harmony and cooperation with other units of the Department.
 - f. Initiation of proper action in cases not regularly assigned to the command when a delay to inform the proper unit might result in a failure to perform a duty.
 - g. Proper organization and assignment of duties within a unit to assure proper performance of Departmental functions and those of the command.
 - h. Preparation of required correspondence and reports, and maintenance of records relating to the activities of the command. Assurance that information is communicated up and down the chain of command as required.
 - i. Assurance that work stations, equipment, supplies, and material assigned to the command are correctly used and maintained.
 - j. The assurance that acts of heroism and outstanding performance receive proper recognition.

E. LIEUTENANTS/SECTION ADMINISTRATORS

Lieutenants/Section Administrators exercise authority and leadership over sections and watches and are subject to orders of a higher authority. In addition to the general and individual responsibilities of all employees, they are specifically responsible for the following:

1. The general good order of the watch/section, to include proper conduct, welfare, training, and efficiency.
2. The development and maintenance of esprit de corps and loyalty to the Department.
3. The maintenance of discipline and morale within the command and the investigation of personnel complaints not assigned elsewhere.
4. The establishment of objectives and setting an example for others to follow by maintaining a high ethical standard.
5. The maintenance of all records as required by higher authority.
6. Inquiring into personnel complaints against members and employees of the Department.

F. SERGEANTS/SUPERVISORY PERSONNEL

Sergeants/supervisory personnel shall generally be members appointed in charge of one (1) or more employees. In addition to the general and individual responsibilities of all employees, each is specifically responsible for the following:



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1. Closely monitor the activities of subordinates, making corrections where necessary and commanding where appropriate.
2. Supervise with firmness, deliberation, and impartiality. The supervisor shall take immediate action when
 - a. Any subordinate violates any Departmental general, office, divisional, or special order.
 - b. A complaint is lodged against an employee.
 - c. An employee performs above and beyond the call of duty.
3. Provision of leadership, to include leading others to the fulfillment of common goals and objectives, on-the-job training as needed for efficient operation, and coordination of effort when more than one employee is involved.
4. The exercise of direct command in a manner that assures the good order, conduct, discipline, and efficiency of subordinates. Exercise of command may extend to subordinates outside the usual sphere of supervision if the objective or integrity of the Department so requires, or if no other provision is made for temporarily unsupervised personnel.
5. Enforcement of Department rules to ensure compliance with Department policies and procedures.
6. Inspection of activities, personnel, and equipment under their supervision and initiation of suitable action in the event of a failure, error, violation, misconduct, or neglect of duty by a subordinate.
7. Having a working knowledge of the duties and responsibilities of subordinates. They shall observe contacts made with the public, outside agencies, and other employees, and be available for assistance or instruction. Field supervisors shall respond to calls of serious emergencies, felonies in progress, and others unless actively engaged in a police incident. They shall observe the conduct of the assigned personnel and take active charge when necessary.



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210.04 GENERAL AND PROFESSIONAL CONDUCT 07-12-17

PURPOSE

The purpose of this order is to establish criteria for the general and professional conduct of Department employees.

PREAMBLE

Working in partnership with the community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City shall be the mission of the Department.

POLICY

It shall be the policy of the Sacramento Police Department to ensure exemplary conduct of Department employees, both on and off duty, and in keeping with the standards of the City Charter, Civil Service Rules and Regulations, and established labor agreements.

PROCEDURE

A. PROFESSIONAL CONDUCT (ALL EMPLOYEES)

1. Employees on or off duty shall
 - a. Be governed by ordinary and reasonable rules of good conduct and behavior.
 - b. Not commit any act whether negligent, intentional, criminal, or otherwise that could bring discredit upon the Department or the City.
 - c. Abide by all laws to include, but not limited to the Penal Code, the Health and Safety Code, and the Welfare and Institutions Code. In addition, employees shall ensure that their personal vehicles are compliant with the California Vehicle Code.
2. Employees shall
 - a. Serve the public by direction, counsel, and example that does not interfere with the discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.
 - b. Be responsible for establishing and maintaining a high spirit of cooperation and respect for others throughout the Department.
 - c. Treat other employees in the Department, regardless of rank, with the respect due to them as fellow employees.
 - d. Properly perform assigned police responsibilities during a scheduled shift.
NOTE: Improper performance or failure to perform assigned police responsibilities during a scheduled shift shall be regarded as neglect or dereliction of duty and cause for disciplinary action.
 - e. Not speak slightingly or express humiliating discourtesies or derogatory comments to or engage in any harassing behavior towards any person. Employees should refrain from the use of profanity.
 - f. When contacting the public in the performance of their official duties
 - (1) Courteously and accurately provide all appropriate information upon request.
 - (2) Respectfully provide their name, badge, and/or identification number upon request.
 - (3) Impartially serve all persons coming to the attention of the Department.
 - g. Remain awake while on duty. If unable to stay awake, employees shall report this fact to their supervisor, who shall determine the appropriate course of action.
NOTE: Sleeping on duty shall be regarded as dereliction of duty and cause for disciplinary action.



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- h. Not lend, sell, or permit the use of their badges or credentials by other employees/persons under any circumstances.
- i. Not seek the influence or intervention of any person outside the Department for purposes of personal advantage, transfer, or advancement.
- j. Not use any electronic amplifying or recording device to eavesdrop upon or record the conversation of any other employee without their knowledge. This shall not prohibit the use of taping devices or electronic amplifying or recording devices during criminal investigations or other law enforcement activity in which there is no expectation of privacy.
- k. Not file false, inaccurate or improper information orally or in writing, either personally or through another employee, for criminal prosecution, personal gain, or for unearned recognition, including sick or injury reports, falsification of public records, or for any other purpose.
- l. Submit written reports as required by Department orders or instructions from a superior.
- m. Pay their debts promptly.
- n. Maintain a telephone with voicemail capability where they can be reached during any emergency requiring their services. NOTE: Employees on duty or officially on call shall be directly available by normal communication, including cellular telephones.
- o. Complete an Emergency Notification Form (SPD 552) pursuant to General Order 256.01 (Address and Telephone Changes).
- p. Upon notification of an emergency, report for duty as soon as reasonably possible or in compliance with the directive given upon notification.
- q. Not interfere with any person arrested, case under investigation, or case being prosecuted, with the intention of doing physical harm, delaying, or preventing the case from reaching a successful conclusion in accordance with lawful procedure.
- r. Not converse with arrested persons unless required by the nature of their police duties or connected with an official investigation of a case.
- s. Report all facts in writing to the COP if they receive any information that the lawful prosecution of any criminal charge is being, or has been, interfered with in any manner that would indicate any unlawful compounding, compromising, or fixing.
- t. Not, while on duty, suggest, recommend, advise, or otherwise counsel the retention of any attorney or bail bond broker to any person coming to their attention as a result of police business. Employees shall not
 - (1) Convey communications between prisoners and their attorneys, bail bond brokers, or persons involved in a criminal or civil case of interest to this Department. A supervisory officer may exercise such authorization when an in-custody prisoner requests a specific attorney to be contacted.
 - (2) Act as bailor for any person in custody where a fee, gratuity, or reward is solicited or accepted.

B. AUDIOVISUAL MEDIA FOR SOCIAL NETWORKING OR PERSONAL USE

- 1. All audiovisual media (e.g., film/digital images, video, etc.) captured in the performance of an employee's duties shall be considered property of the Sacramento Police Department.
- 2. It shall not be recorded, printed, downloaded, or distributed for an employee's personal or non-Departmental use unless used in a manner approved by the Chief of Police.
- 3. Employees shall not use personally-owned cameras or equipment (including cellular phone cameras) to capture audiovisual media during the performance of their duties pursuant to GO 525.04 (Use of Digital Cameras for Investigative Purposes).
- 4. If a situation exists in which the use of personal or non-Departmental equipment is deemed necessary, employees shall notify their supervisor.



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C. GRATUITIES

1. A gratuity is defined as any gift or reduction in normal price, offered or given, whether solicited or not, because of one's position with the Police Department. These include
 - a. Discounts or free food and drink (including coffee) at restaurants and drive-ins.
 - b. Discounts or free admission to places of amusement (e.g., sporting events and theaters) on or off duty.
2. Employees shall not accept any gratuity as they represent a compromise of our professional status.
3. This order shall apply only to those types of gratuities that are given to employees because of their employment with the Police Department. Discount prices offered to employee groups as a normal procedure for business operations shall not be prohibited by this order.
4. Employees offered or who suspect that they have been given a gratuity shall
 - a. Explain to the donor that they cannot accept a discount or gift as it is against Department policy.
 - b. Ask the person(s) offering to cooperate with the Department in doing their part to eliminate this practice.
5. Supervisors who are made aware of the gratuity shall
 - a. Contact the business person(s) suspected of or known to offer gratuities and advise them of the Department policy.
 - b. Advise these persons that if the practice continues, it may result in officers not being allowed to frequent the establishment during duty hours. NOTE: Officers invited to various functions to speak or for other purposes as Department representatives are allowed to accept free meals.
6. Department personnel in their capacity as City employees shall not endorse products or services when they know or should reasonably know the endorsement identifying the Department will be used for advertising.

D. SUPERVISION/LAWFUL ORDERS

1. Employees are subject to the lawful supervision of all superiors.
 - a. Any employee given an order in conflict with any previous order or direction shall call the conflict to the attention of the person giving the order.
 - b. If that supervisor requires the order still be carried out, the employee shall comply and the responsibility for the conflict and the action taken by the employee shall rest with that supervisor.
2. Supervisors shall not knowingly issue any order that is in violation of any law, ordinance, Department order, or the Law Enforcement Code of Ethics.
3. Employees shall fulfill the functions of the Department and the office to which they are assigned and perform any lawful duty assigned by a superior.
4. The willful disobedience of any lawful order issued by a superior is insubordination.
5. Employees shall not publicly criticize instructions or orders received.
6. Employees in doubt as to the nature or details of their assignment shall seek clarification from their supervisor.

E. OFFICER RESPONSIBILITY

1. Officers shall act reasonably within the limits of their authority as defined by statute and judicial interpretations to ensure the rights of both the individual and the public are protected.
2. Officers, on or off duty, shall take appropriate police action toward aiding all fellow peace officers exposed to danger.
3. On duty officers shall
 - a. Be in uniform/properly dressed and have required equipment required on/with them.
 - b. Be attentive and alert to the directions of supervisors at roll call.



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- c. Acquaint themselves daily with the information provided by the Department (e.g., AB, IB, SNOW, etc.).
 - d. Respond to their given assignment promptly and remain to the end of their shift, unless otherwise relieved.
 - e. Be attentive to reports and complaints by citizens and take appropriate action or refer them to the appropriate person or agency.
 - f. Not allow prisoners or suspects access to weapons or objects readily adaptable as weapons.
 - g. Respond as soon as possible to calls meeting the criteria for police assistance from citizens or other officers.
 - (1) Failure to answer a call for police assistance promptly without justification shall be regarded as dereliction of duty and cause for disciplinary action.
 - (2) Except under extraordinary circumstances or when otherwise directed by a supervisor, employees shall not fail to answer any direct landline or radio call directed to them.
 - h. **When in plain clothes, conspicuously display their badge if their firearm is exposed.**
 4. Off-duty officers shall perform reasonable police services pursuant to GO 570.02 (Crimes Involving Officers or Their Families).
 5. Plainclothes **off-duty** officers shall not wear or carry their firearm conspicuously exposed.
 6. On or off-duty plainclothes officers shall not draw or display their firearm in any public place except during the course of an arrest or investigation or when an officer reasonably believes it is necessary for their safety or the safety of others.
 7. Officers outside the boundaries of this state for extradition or other matters of direct concern to the City shall not engage in police activities unless necessary in the performance of their extradition duties as an agent of the state, and then only after consideration of the tactical situation. If an officer does engage in police activities, he/she must notify the Department as soon as reasonably practical after taking such action.
 8. The priority of call assignments depends on many factors and shall normally be the responsibility of Communications personnel and field supervisors.
 - a. Officers may delay responding to a call if
 - (1) Contacted by a citizen in need of immediate police attention.
 - (2) Personal observation of an event requires immediate police attention.
 - b. Such determination shall be based on the comparative urgency and the risk to life and property of the assigned call and the intervening incident.
 - c. When it is impossible for an officer to handle a citizen's concern or an observed event, the officer shall, if circumstances permit, either give directions for obtaining such assistance or initiate the necessary notifications.
- F. MEALS/PERSONAL BUSINESS**
1. While on duty, employees shall
 - a. Devote their time to the performance of police functions.
 - b. Not carry on personal business. Personal visitations shall only be made during the approved meal period.
 - c. Arrange for a meal period in accordance with the established labor agreements and the schedule made by the employees' supervisors and/or the need for police service.
 - d. Not play any illegal games of chance for money.
 - e. Not, while in uniform, shop or carry packages containing merchandise unless required in the line of duty.
 - f. Not leave their assigned area for any reason other than for police duties without permission from their supervisor. Approval or disapproval of the request shall be within the authority of



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the supervisor and shall be based on the following considerations, including, but not limited to:

- (1) Distance from the work area.
- (2) Anticipated time required.
- (3) Expected workload.
- (4) Need for police services.

2. No more than four (4) uniformed personnel and a maximum of three (3) marked cars shall be permitted at a place of business or parked together except for official business.

3. Police Department cashiers shall not cash personal checks for employees at any time.

G. ABSENCE WITHOUT LEAVE

1. Employees shall report for duty as scheduled unless absence is authorized by a supervisor.

2. Employees shall be absent without leave upon failing to appear for duty at the date, time, and location specified without supervisory approval.

3. Supervisors shall report absences without leaves as follows:

a. Absences of one (1) day shall be reported in writing to the respective division/watch commander.

b. Absences in excess of one (1) day shall be reported in writing to the Chief of Police (COP).

H. ALCOHOL/DRUG IMPAIRMENT

1. Employees shall not

a. Use or possess marijuana or marijuana products, as defined by California H&S code Section 11018.1, medical or otherwise, on or off duty.

b. Drink alcoholic beverages to an extent that renders them unfit to report for their next regularly scheduled shift.

Appear on duty under the influence of any alcoholic beverage or drug.

c. While on duty, transport alcoholic beverages in a police vehicle except as evidence, property of the prisoner or suspect, or found property.

d. Carry a firearm on or off duty when impaired due to being under the influence of alcohol, medication, or any other substance.

e. While on duty or on call, drink any kind of intoxicating beverage or take any intoxicating drugs.

(1) Employees shall notify their supervisor if they are taking, while on duty or on call, a prescribed medication that may impair their judgment or performance.

(2) Supervisors shall follow GO 220.06 (Employees Suspected of Working Under the Influence - WUI) concerning the employee's fitness for duty or his/her ability to remain on call.

2. Plainclothes officers may, while on special assignment, partake of an alcoholic beverage when necessary for the performance of such assignment.

a. The alcoholic beverage shall be consumed in moderation and officers shall not become intoxicated.

b. Advance notice of the assignment shall be given to the Division Commander. This advance notice shall include pertinent details of the assignment, as well as the specific location(s) (if known) where the employees are going to consume alcoholic beverages.

c. Employees working hours during which their respective division commander is not available shall give advance notice to an on-duty watch commander



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533.04 DOMESTIC VIOLENCE 09-08-17

PURPOSE

The purpose of this order is to establish procedures for handling domestic violence calls.

POLICY

It shall be the policy of the Sacramento Police Department to treat domestic violence as criminal conduct to prevent additional injury and to restore domestic order.

PROCEDURE

A. DEFINITIONS

1. DOMESTIC VIOLENCE – Per 13700 of the Penal Code (PC), domestic violence is abuse committed against an adult or a minor who is a spouse, former spouse, cohabitant, former cohabitant, or person with whom the suspect has had a child, or is having, or has had a dating or engagement relationship.
 - a. This is not an enforcement section; it only defines domestic violence.
 - b. Other PC sections applicable to domestic violence include, but are not limited to, the following: 273.5, 245(a), 646.9, 422, 273.6, 243(e), 242, 207, 236, 262, 591, 166(c)1, and 12028.5.
2. SPOUSAL ABUSE – Per 273.5 PC spousal abuse occurs when corporal injury resulting in a traumatic condition is willfully inflicted upon a spouse, cohabitant, mother or father of a child, a fiancé, fiancée, or person with whom the defendant currently has or previously had a dating relationship.
 - a. Traumatic condition is an external or internal injury that can either be minor or major.
 - b. Juveniles and same sex couples who meet the required conditions may also be victims of spousal abuse.
3. MISDEMEANOR DOMESTIC VIOLENCE – Per 243(e)(1) PC spousal abuse occurs when the victim does not suffer any visible injuries but results in a traumatic condition willfully inflicted upon a spouse, cohabitant, mother or father of a child, a fiancé, fiancée, or person with whom the defendant currently has or previously had a dating relationship.
 - a. The victim of domestic violence does not need to have any visible injuries, redness, and/or swelling, nor is it necessary the victim suffered internal injuries. The mere complaint of pain can qualify as a misdemeanor domestic violence charge under 243(e)(1) PC.
 - b. Juveniles and same sex couples who meet the required conditions may also be victims of misdemeanor domestic violence.

B. ENFORCEMENT

1. When probable cause exists, an arrest shall be made, and the dominant aggressor shall be transported to jail regardless of the severity of the victim's injuries.
2. Dual arrests are discouraged but not prohibited. Pursuant to 13701 PC (b), officers shall make a reasonable effort to identify the dominant aggressor.
 - a. The dominant aggressor is the person determined to be the MOST SIGNIFICANT rather than the first aggressor.
 - b. When identifying the dominant aggressor, officers shall consider the intent of the law to protect domestic violence victims from continuing abuse; the threats creating fear of physical injury; the history of domestic violence between the persons involved; and whether either acted in self-defense.
3. All visible injuries shall be photographed in the field by a Crime Scene Investigator (CSI).
 - a. If CSI is not available, the district sergeant shall photograph the injuries.



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- b. When taking a report for 243(e)(1) PC, officers shall advise the victim to contact the Department if any injuries become visible at a later date (e.g., bruising, x-rays, etc.) as a direct result of the battery.
 4. The investigating officer shall complete the Victim Confidentiality Form (SPD 273).
 5. Officers may request a bail enhancement to ensure the protection of the victim or family member of a victim pursuant to 1269c PC.
- C. FIREARM/DEADLY WEAPON
1. Officers who confiscate weapons pursuant to PC 18250 shall
 - a. Ensure that the Evidence & Property Booking Receipt (SPD 779) is completed to include a description of the firearm/deadly weapon and the identification/serial number (if applicable).
 - b. Give a copy of the SPD 779 to the individual from whom the firearm/deadly weapon was taken.
NOTE: If the SPD 779 was given to someone other than the owner, the owner's name and contact information should be noted in the "comments" portion on the back of the SPD 779.
 - c. Inform the individual where and when the firearm/deadly weapon may be retrieved (Information is located on the back of the SPD 779).
 - d. Confirm the owner/possessor's last known address.
 - e. State the authority for the confiscation in the police report. This includes consensual search, plain sight, or other lawful search. Officers should also state in the police report the name of the individual who received a copy of the SPD 779.
 2. Each firearm/deadly weapon shall be booked pursuant to GO 525.01 (Evidence and Property).
- D. REFERRALS
1. Officers and Community Service Officers (CSO) shall
 - a. Aid victims of domestic violence needing medical treatment for injuries and/or transportation to an alternate shelter when they express a concern for safety.
 - b. Advise victims of available community resources and agencies specializing in aiding, assisting, and counseling persons involved in domestic violence situations.
 - c. Provide victims of domestic violence with the Domestic Violence Sexual Assault brochure (SPD 957) before leaving the scene. NOTE: The Officer/ CSO shall write the report number in the space provided on the SPD 957 and document in the report that a SPD 957 form was provided.
 2. Locations of alternate shelters are considered confidential information and shall not be included in police reports or voiced on the radio.
- E. RESTRAINING ORDERS VIOLATIONS (273.6 PC) / CRIMINAL PROTECTIVE ORDER (166(c)(1) PC
1. If a suspect has left the scene before an officer's arrival, the victim shall be referred to the Records Public Counter or the SPD website to make a police report.
 2. Unless specifically authorized in a restraining order, officers shall not escort either party identified in a restraining order to the location to facilitate a "keep the peace" (414 PC) call.
 3. Officers shall effect an arrest for 273.6 / 166(c)(1) PC when there is reasonable cause to believe the subject of a restraining order has violated the order and at least one (1) of the following conditions is met:
 - a. The existence of an order and proof of service has been verified through the Records Section.
 - b. The complainant produces a copy of an order and proof of service, each bearing the stamp of the court. NOTE: Pursuant to 836(c)(1) PC a private person's arrest (citizen's arrest) is not needed even if the 273.6 / 166(c)1 PC violation did not occur in the officer's presence.



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4. When officers verify that a restraining order exists but cannot verify proof of service on the subject, they shall, when applicable
 - a. Inform the subject of the terms of the order.
 - b. Advise the subject that notice has now been given, and a continuing violation will result in his or her arrest.
 - c. Indicate on a business card or on the complainant's copy of the restraining order that the subject has been advised of the order's provisions. Include the time, date, service of the order, and the officer's name and badge number.
 - d. Notify the Records Section via radio, and complete an Incident Report documenting that the restraining order has been served.
 - e. Complete the Proof of Service form if provided by the complainant.
 5. Proof of Service
 - a. If restraining orders or injunctions are marked showing the respondent or the respondent's attorney was present in court when the order was issued, service is confirmed.
 - b. Proof of service may also be shown by either
 - (1) Separate service documents.
 - (2) Personal service.
 6. When an officer on the scene has reasonable cause to believe that any person has committed a misdemeanor violation of a protective order involving domestic violence, the person shall be arrested and not released without being booked when the officer determines there is a reasonable likelihood that either
 - a. The offense(s) will continue or resume.
 - b. The safety of persons or property will be imminently endangered by the immediate release of the person arrested.
 7. When an arrest is made pursuant to 273.6 PC, an officer shall consider bail enhancement procedures when appropriate.
 8. Officers shall adhere to the provisions of Section 853.6 PC and GO 523.03 (Misdemeanor and Infraction Citations).
- F. MAINTENANCE OF RESTRAINING ORDERS
1. The Records Section shall maintain a file of restraining orders and injunctions alphabetically by the respondents' names and shall provide the following information to field officers upon request:
 - a. Document number and court of issuance.
 - b. Date of issue, expiration, modifications, or extensions.
 - c. Name of Petitioner.
 - d. Name of subject(s) to be restrained.
 - e. Proof of service, if indicated.
 - f. Terms of the order.
 2. Terms – Restraining orders or injunctions specify prohibited activities of a respondent (e.g., visiting the petitioner's residence, harassing the petitioner, etc.).
 3. Modifications, Extensions – The conditions of a restraining order or injunction may be changed or the date extended only by a written order certified by the court. Such extensions and changes shall be added to the file.
 4. Recalls, Cancellations – If the Records Section receives a written order certified by the court that the restraining order or injunction has been recalled or canceled, the restraining order or injunction shall be destroyed.
 5. When a restraining order is on file in another state, the Records Section shall
 - a. Telephone the appropriate law enforcement agency and request verification of all the information about the order shown in paragraph F.1., subsections a through f.



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- b. Request the agency send copies of the restraining order and service documents to the Records Section.
6. When an officer seeks copies of restraining orders, injunctions, and service documents, the Records Section shall provide duplicates only, retaining original documents in the file.
- G. EMERGENCY PROTECTIVE ORDERS
 1. Emergency Protective Orders (EPO) shall be obtained when, in the judgment of officers, a person is in immediate and present danger of domestic violence by a family/household member based on the person's allegation of a recent incident of abuse or threat of abuse by that family/household member.
 2. When an EPO is necessary, officers shall
 - a. Call the appropriate department at the Sacramento County Court House between 0800-1700 hours for approval from a judge.
 - b. After 1700 hours, telephone the County operator via the Communications Center and ask to speak to the on-call Superior Court judge. **NOTE: Officers should, if available and with the judge's permission, tape record the approval of the EPO.**
 3. Upon approval of the Superior Court judge, officers shall
 - a. Complete and sign the EPO.
 - b. Document the report number on the EPO form on the LEA Case Number line.
 - c. Give the pink copy to the protected person.
 - d. Serve the goldenrod copy upon the restrained person. Unless the restrained person is served, there can be no violation of the EPO. Penal code 273.6 PC shall be the appropriate enforcement for violation of a properly executed EPO. NOTE: If the restrained person cannot be located, leave the goldenrod copy with the protected person.
 4. The officer shall deliver the white and yellow copies of the form to the Records shift supervisor as soon as practical or by the end of watch.
 5. Officers shall prepare a crime report as appropriate, documenting the circumstances requiring the issuance of the EPO.
 6. Records personnel shall
 - a. Scan the yellow copy of the EPO to the report.
 - b. Enter the EPO into the California Restraining and Protective Order System (CARPOS).
 - c. Deliver the white (original) copy to the drop box in the County Clerk's Office on the morning of the first court day after issuance.
- H. STATISTICAL REQUIREMENTS
 1. 13730 PC requires law enforcement agencies to record all domestic violence-related calls for assistance and report the following information to the Bureau of Criminal Statistics:
 - a. Total number of domestic violence calls received.
 - b. Total numbers of cases involving weapons.
 - c. Type of weapons involved: firearm, knife or cutting instrument, other dangerous weapons, or personal weapon (hands, fists, feet, etc.).
 2. To facilitate the collection of data, the Office of Investigation shall
 - a. Compile the above information.
 - b. Prepare the report required for the Bureau of Crime Statistics.
 - c. Forward the report to the Bureau of Criminal Statistics with the Department's monthly crime statistics.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



540.02

REPORTING CHILD ABUSE, NEGLECT, MOLESTATION, OR SEXUAL EXPLOITATION CASES

08-22-17

PURPOSE

The purpose of this order is to establish procedures for reporting child abuse per Penal Code Section 11166(a).

POLICY

It shall be the policy of the Sacramento Police Department to report all cases involving children who are victims of abuse, neglect, molestation, and sexual exploitation to the Sacramento County Children's Protective Services (CPS) as soon as is practical.

PROCEDURE

A. GENERAL

This order applies to the disclosure or discovery of child abuse, the physical abuse of children, the sexual abuse of children and the sexual exploitation of children.

B. RESPONSIBILITIES

1. When the reporting officer's preliminary investigation indicates that a situation involving child abuse, neglect, molestation, or sexual exploitation exists, they shall
 - a. Ensure the safety of the victim(s) and when necessary, place the victim(s) into protective custody.
 - b. Arrest the alleged perpetrators.
 - c. Conduct a thorough preliminary investigation and prepare the necessary written reports.
 - d. Contact the CPS Emergency Response Team and report the abuse, neglect, molestation or sexual exploitation to the on-duty social worker.
 - (1) During the hours of 0800 - 2000, Monday through Friday, a social worker will be on duty.
 - (2) From 2000 - 0800 hours, Monday through Friday, and 24 hours a day on Saturdays and Sundays, a social worker will be on call.
 - e. If it is impractical for the officer to make the telephone notification, the call shall be made by the Communications Division at the officer's request.
 - f. Request a social worker and, if applicable, the SPD Sexual Assault/Child Abuse (SACA) Unit to respond to the scene to provide assistance. If assistance is not required, the officer shall advise the social worker that the notification is being made in compliance with the child abuse reporting law.
2. Per 11166 PC, law enforcement officials are mandated reporters. When a mandated reporter reasonably suspects that a child is the victim of child abuse (physical, sexual, or neglect), they shall report circumstances to Child Protective Services (CPS) within 36 hours. To comply with this law, officers shall
 - a. Fill out the Suspected Child Abuse Report form located in the AMS system.
 - b. Contact Child Protective Services.
 - c. Fax or email the Suspected Child Abuse Report form to CPS.
 - d. Route the form to the SPD Records Section.
3. In all cases, note in the report that contact was made and include the time, date, and name of the person(s) notified.
4. When the initial complaint is made by CPS, make no additional notification(s).
5. When the initial complaint is made by another mandated reporter, determine who will make the notification to CPS. If the other mandated reporter is making notification to CPS, note in the report the mandated reporter's name, agency and contact information.



SACRAMENTO POLICE DEPARTMENT GENERAL ORDERS



6. When the response is to a complaint of child abuse, neglect, molestation, or sexual exploitation cases and the officer is unable to contact the victim, an incident report shall be completed documenting all pertinent information. Follow-up investigation shall be conducted by the SACA Unit.

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242938

Reported: Aug-14-2020 01:12:59

Summary Information

Call Number: SA 2020-242938 Date/In Time: Aug-14-2020 01:12:59 Status: CLOSED
Initial Call Type: SUPERVISORY TELEPHONE MESSAGE
Final Call Type: SUPERVISORY TELEPHONE MESSAGE
Priority: 6 Queue Type: R How Received: TELEPHONE
Address: 5760 FREEPORT BLVD Community: SACRAMENTO
Place Name: in INTERNAL AFFAIRS
District: 4 Zone: 4C Grid: 0985
Call Taker: 4145 GARBOUSHIAN, JULIE 6096 Call Taker Desk: CS1

Initial Remarks :

1SM6 [REDACTED] RE 20-242901

Complainant Name: [REDACTED]

*** Contact By P [REDACTED]

Home Phone: [REDACTED] CELL PHONE

Clearance Remarks :

Founded: Yes Report Expected: No

How Cleared: AUTOMATICALLY

BOLO: N

Reporting Officer1:

Reporting Officer2:

Cleared By: 4145 GARBOUSHIAN, JULIE 6096 Clearance Desk/Unit ID: CS1

Call Times:

Received : Aug-14-2020 01:12:59

Cleared : Aug-14-2020 01:15:14

Total - Units/Services: 0 Remarks: 1 Documents: 0 Entities: 0

Chronological Events

08-14-2020 01:16:14 CS1 4145 GARBOUSHIAN, JULIE 6096 Call Remark
1SM6 ADVD

** END OF HARDCOPY **

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

Summary Information

Call Number: SA 2020-242851 Date/In Time: Aug-13-2020 23:10:40 Status: CLOSED
Initial Call Type: DOMESTIC VIOLENCE-IN PROGRESS
Final Call Type: DISTURBANCE-DOMESTIC VIOLENCE-VERBAL ONLY
Priority: 2 Queue Type: R How Received: TELEPHONE
Address: 5108 STOCKTON BLVD Community: SACRAMENTO
District: 6 Zone: 6B Grid: 1084
Call Taker: 4647 TACARDON, CORINA M 6031 Call Taker Desk: SD9

Initial Remarks :

BUSN ROSS IN PLOT..COMPS HUSB PRESSED HIS ELBOW
ON COMPS BREAST REALLY HARD..AND THREW A BOX AT
COMPS 11 YR OLD SON

Complainant Name: [REDACTED]
Address: 5108 STOCKTON BLVD
Home Phone: [REDACTED] CELL PHONE

Clearance Remarks :

***NO 273.5...415DV ONLY

Founded: No Report Expected: No
How Cleared: POLICE MATTER RESOLVED AT SCENE
BOLO: N Study: NA
Reporting Officer1: 4486 - SWALEH, JOSEPH 0900
Reporting Officer2:
Cleared By: 4451 SPRING, KEVIN 1006 Clearance Desk/Unit ID: 2A62

Call Times:

Received : Aug-13-2020 23:10:40
Dispatch : Aug-13-2020 23:11:58
En Route : Aug-13-2020 23:12:51
On Scene : Aug-13-2020 23:24:48
Cleared : Aug-13-2020 23:42:29

Total - Units/Services: 4 Remarks: 12 Documents: 7 Entities: 0

Chronological Events

08-13-2020 23:11:01 SR6 4493 FLORES, ERIKA 6029
2A62 DP [REDACTED] [REDACTED] [REDACTED] 5108
STOCKTON BLVD

08-13-2020 23:11:26 SR6 4493 FLORES, ERIKA 6029 Call Update
Recommendation:1 UNIT/2 OFFICERS:(AVL) 1A49
(07221) 1C54 (07286) 1C55 (07355)

08-13-2020 23:11:49 SR6 4493 FLORES, ERIKA 6029 Special Service Request
(RQ) GEN REQ: RQ,SR4,1A49 ON PROXIMITY

08-13-2020 23:11:57 CS1 4145 GARBOUSHIAN, JULIE 6096 Call Remark
COMM SUPV COPIES CALL

08-13-2020 23:11:58 SR6 4493 FLORES, ERIKA 6029 Status Change
2A62 DP 4451 SPRING, KEVIN 1006 5108

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

STOCKTON BLVD

08-13-2020 23:12:03 SR6 4493 FLORES, ERIKA 6029
1A65 ER 4486 SWALEH, JOSEPH 0900 5108
STOCKTON BLVD

08-13-2020 23:12:13 SD9 4647 TACARDON, CORINA M 6031 Call Remark
NO MED AID..SB IN A WHI VAN.. [REDACTED] MW42
01-10-77,GRY SHRT,KHAKI PNTS..NO WPNS

08-13-2020 23:12:29 SD9 4647 TACARDON, CORINA M 6031 Call Update
Comp.adress:CA TO: 5108 STOCKTON BLVD SACRAMENTO
CA

08-13-2020 23:12:29 SD9 4647 TACARDON, CORINA M 6031 Call Update
Comp.phone:CHANGED TO:C [REDACTED]

08-13-2020 23:12:29 SD9 4647 TACARDON, CORINA M 6031 Call Update
Comp.Name:CHANGED TO: [REDACTED]

08-13-2020 23:12:29 SD9 4647 TACARDON, CORINA M 6031 Call Update
Comp.Contact:CHANGED TO:Y

08-13-2020 23:12:41 SD9 4647 TACARDON, CORINA M 6031 Call Update
Comp.Name: [REDACTED] TO: [REDACTED] [REDACTED] F [REDACTED]

08-13-2020 23:12:45 SR6 4493 FLORES, ERIKA 6029 Special Service Request
(RQ) GEN REQ: RQ,SR4,C4 CROSS PER CROSS DIST

08-13-2020 23:13:35 SD9 4647 TACARDON, CORINA M 6031 Call Remark
COMP HAS 7 CHILDREN TOTAL W/HER AND HUSB IS
SCARING THEM ALL..COMP THINKS HUSB HAS MENTAL
PROBLEMS..NO 922/NO 928

08-13-2020 23:14:01 SR6 4493 FLORES, ERIKA 6029
2A62 ER [REDACTED] [REDACTED] [REDACTED]

08-13-2020 23:14:02 SR6 4493 FLORES, ERIKA 6029
2A62 ER 4451 SPRING, KEVIN 1006 Sent to
MDT: 2A62,Status changed to ER by SR6

08-13-2020 23:14:31 SR6 4493 FLORES, ERIKA 6029 Status Change
2A62 ER 4451 SPRING, KEVIN 1006

08-13-2020 23:14:36 SR6 4493 FLORES, ERIKA 6029 Call Remark
1SM6 COPIED ATOC

08-13-2020 23:15:01 SR6 4493 FLORES, ERIKA 6029
1A65 ER 4486 SWALEH, JOSEPH 0900
UNAVAILABLE

08-13-2020 23:15:19 SR6 4493 FLORES, ERIKA 6029
2A62 ER 4451 SPRING, KEVIN 1006
UNAVAILABLE

08-13-2020 23:23:01 2A62 4451 SPRING, KEVIN 1006 RMS Query
RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

SVTP:P CAD:Y REC:Y PKI:N

08-13-2020 23:23:59 2A62 4451 SPRING, KEVIN 1006 RMS Query
RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1
SVTP:P CAD:Y REC:Y PKI:N

08-13-2020 23:24:48 1A65 4486 SWALEH, JOSEPH 0900 Status Change
1A65 OS 4486 SWALEH, JOSEPH 0900

08-13-2020 23:25:49 SR6 4493 FLORES, ERIKA 6029
1A65 OS 4486 SWALEH, JOSEPH 0900 QRY VEH:
1A65 [REDACTED] 2020

08-13-2020 23:25:49 SR6 4493 FLORES, ERIKA 6029 Call Remark
1A65 @ [REDACTED]

08-13-2020 23:26:00 4493 FLORES, ERIKA 6029 Text Document

[REDACTED]

08-13-2020 23:26:12 SR6 4493 FLORES, ERIKA 6029
1A65 OS 4486 SWALEH, JOSEPH 0900 QRY VEH:
1A65 [REDACTED] 2020

08-13-2020 23:26:12 SR6 4493 FLORES, ERIKA 6029 Call Remark
1A65 @ [REDACTED]

08-13-2020 23:27:00 4493 FLORES, ERIKA 6029 Text Document

[REDACTED]

08-13-2020 23:27:01 SR6 4493 FLORES, ERIKA 6029
2A62 OS [REDACTED] [REDACTED] [REDACTED] MAP

08-13-2020 23:27:02 SR6 4493 FLORES, ERIKA 6029
2A62 OS 4451 SPRING, KEVIN 1006 Sent to
MDT: 2A62, Status changed to OS by SR6

08-13-2020 23:27:04 SR6 4493 FLORES, ERIKA 6029 Status Change

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

2A62 OS 4451 SPRING, KEVIN 1006 MAP

08-13-2020 23:27:30 SR6 4493 FLORES, ERIKA 6029
2A62 OS 4451 SPRING, KEVIN 1006 QRY VEH:
2A62 [REDACTED]

08-13-2020 23:27:31 SR6 4493 FLORES, ERIKA 6029 Call Remark
2A62 [REDACTED]/CHEVY

08-13-2020 23:27:44 SR6 4493 FLORES, ERIKA 6029 Call Remark
2A62 = [REDACTED]/CHEVY

08-13-2020 23:27:44 SR6 4493 FLORES, ERIKA 6029
2A62 OS 4451 SPRING, KEVIN 1006 QRY VEH:
2A62 [REDACTED]

08-13-2020 23:28:00 4493 FLORES, ERIKA 6029 Text Document

[REDACTED]

08-13-2020 23:28:10 SR6 4493 FLORES, ERIKA 6029 Call Remark
2A62 = [REDACTED].

08-13-2020 23:28:10 SR6 4493 FLORES, ERIKA 6029
2A62 OS 4451 SPRING, KEVIN 1006 QRY VEH:
2A62 [REDACTED]

08-13-2020 23:28:12 SR6 4493 FLORES, ERIKA 6029
2A62 OS 4451 SPRING, KEVIN 1006 QRY VEH:
2A62 [REDACTED]

08-13-2020 23:28:12 SR6 4493 FLORES, ERIKA 6029 Call Remark
2A62 [REDACTED]

08-13-2020 23:30:01 2A62 4451 SPRING, KEVIN 1006 RMS Query
RMS O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED]
DOB: [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTID:Y PKI:N
TONC:Y UNIT:2A62

08-13-2020 23:30:01 2A62 4451 SPRING, KEVIN 1006 External Query
EXT O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED]
DOB: [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTID:Y PKI:N
TONC:Y UNIT:2A62

08-13-2020 23:30:57 2A62 4451 SPRING, KEVIN 1006 External Query
EXT O PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED]
DOB: [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTID:Y PKI:N
TONC:Y UNIT:2A62

08-13-2020 23:30:57 2A62 4451 SPRING, KEVIN 1006 RMS Query
RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] G2: [REDACTED]

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

DOB: [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N
TONC:Y UNIT:2A62

08-13-2020 23:31:00 4451 SPRING, KEVIN 1006 Text Document

Subject: FEM 978

[REDACTED]

08-13-2020 23:31:00 4451 SPRING, KEVIN 1006 Text Document

Subject: FEM RMS

RMS VPROD RMS OUERY PIN: [REDACTED]

PERSON: [REDACTED]

DOB: [REDACTED] App. Age: 36

Sex: FEMALE Race:

CAUCASIAN/WHITE/HISPANIC/EAST INDIAN/GUAMANIAN

Address: [REDACTED]

08-13-2020 23:31:00 4451 SPRING, KEVIN 1006 Text Document

Subject: MALE 978

[REDACTED]

08-13-2020 23:31:01 2A62 4451 SPRING, KEVIN 1006 RMS Query

RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]

SEX:M STATE:NB REC:Y CAD:N EXIN:Y EXTE:Y

EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

08-13-2020 23:31:01 2A62 4451 SPRING, KEVIN 1006 External Query

EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]

SEX:M STATE:NB REC:Y CAD:N EXIN:Y EXTE:Y

EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

08-13-2020 23:31:15 2A62 4451 SPRING, KEVIN 1006 External Query

EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]

SEX:M STATE:NB REC:Y CAD:N EXIN:Y EXTE:Y

EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

08-13-2020 23:31:15 2A62 4451 SPRING, KEVIN 1006 RMS Query

RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]

SEX:M STATE:NB REC:Y CAD:N EXIN:Y EXTE:Y

EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

08-13-2020 23:32:00 4451 SPRING, KEVIN 1006 Text Document

Subject: MALE RMS

RMS VPROD RMS QUERY PIN: [REDACTED]

PERSON: [REDACTED]

DOB: [REDACTED] App. Age: 43

Sex: MALE Race: UNKNOWN

Address: [REDACTED]

City: [REDACTED] State: [REDACTED]

08-13-2020 23:32:25 2A62 4451 SPRING, KEVIN 1006 Call Remark

[REDACTED] X [REDACTED] X, X,

0', 0 LBS, XXX, XXX,

[REDACTED]]

08-13-2020 23:38:02 1A65 4486 SWALEH, JOSEPH 0900

1A65 IS 4486 SWALEH, JOSEPH 0900 UPDATED

CASE SA242851 FOUNDED-N REPORT-N CLEARED BY-A

FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO

273.5...415DV ONLY

08-13-2020 23:38:21 1A65 4486 SWALEH, JOSEPH 0900 Call Remark

NO DV...415DV ONLY OVER BUCKLING UP 7 CHILDREN
FOR TH ERIDE BACK TO STOCKTON

08-13-2020 23:38:35 1A65 4486 SWALEH, JOSEPH 0900 Status Change

1A65 IS 4486 SWALEH, JOSEPH 0900

08-13-2020 23:38:35 1A65 4486 SWALEH, JOSEPH 0900 Call Update

Prime Unit changed:PRIME FOR SA20-242851 TO 1A65

08-13-2020 23:42:01 2A62 4451 SPRING, KEVIN 1006 Status Change

2A62 IS [REDACTED]

08-13-2020 23:42:29 2A62 4451 SPRING, KEVIN 1006 Status Change

2A62 IS 4451 SPRING, KEVIN 1006

08-13-2020 23:42:30 2A62 4451 SPRING, KEVIN 1006 Call Cleared

2A62 IS 4451 SPRING, KEVIN 1006 CLEARED

CASE SA242851 FOUNDED-N REPORT-N CLEARED BY-A

FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO

273.5...415DV ONLY

Dispatch Information

Prime Unit: 1A65 Type:PT 4486 SWALEH, JOSEPH 0900

Dispatched: Aug-13-2020 23:12:51

En Route : Aug-13-2020 23:12:51

On Scene : Aug-13-2020 23:24:48

In Service: Aug-13-2020 23:38:35

Backup Unit: 2A62 Type:PT 4451 SPRING, KEVIN 1006 [REDACTED]

Dispatched: Aug-13-2020 23:11:58

En Route : Aug-13-2020 23:14:31

On Scene : Aug-13-2020 23:27:04

In Service: Aug-13-2020 23:42:29

**SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY**

CP 2020 - 242851

Reported: Aug-13-2020 23:10:40

Unit: Type:

Unit: Type:

Special Service Information

At: **Aug-13-2020 23:10:00 SR6 4493**

Last Updated: **08-13-2020 23:11:49**

At: **Aug-13-2020 23:20:00 SR6 4493**

Last Updated: **08-13-2020 23:12:45**

**** END OF HARDCOPY ****

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242901

Reported: Aug-14-2020 00:12:53

Summary Information

Call Number: SA 2020-242901 Date/In Time: Aug-14-2020 00:12:53 Status: CLOSED
Initial Call Type: DOMESTIC VIOLENCE-IN PROGRESS
Final Call Type: DISTURBANCE-DOMESTIC VIOLENCE-VERBAL ONLY
Priority: 2 Queue Type: R How Received: 911 SYSTEM
Address: 5118 STOCKTON BLVD Community: SACRAMENTO
Place Name: in ROSS DEPARTMENT STORE
District: 6 Zone: 6B Grid: 1084
Call Taker: 397 FLORES, CHANEL 6067 Call Taker Desk: SD15

Initial Remarks :

PLOT OF ROSS..C'S HUSB IS PARKED HERE IN WHI GMC
VAN W/C AND KIDS..HAS ASSAULTED C IN VAN AND IS
YELLING AT FAMILY..HUSB IS [REDACTED] MW42,
GRY SHRT, KHAK PNTS

Complainant Name: [REDACTED]
Address: FRUITRIDGE RD / STOCKTON BLVD
Home Phone: [REDACTED] CELL PHONE

Clearance Remarks :
SEE REMARKS . BWC ACTIVE

Founded: Yes Report Expected: No
How Cleared: POLICE MATTER RESOLVED AT SCENE
BOLO: N Study: NA
Reporting Officer1: 4808 - HOLLIBAUGH, AUSTIN 0412
Reporting Officer2:
Cleared By: 4808 HOLLIBAUGH, AUSTIN 0412 Clearance Desk/Unit ID: 1A69

Call Times:
Received : Aug-14-2020 00:12:53
Dispatch : Aug-14-2020 00:16:51
En Route : Aug-14-2020 00:17:28
On Scene : Aug-14-2020 00:22:23
Cleared : Aug-14-2020 02:15:50

Total - Units/Services: 2 Remarks: 7 Documents: 2 Entities: 0

Chronological Events

08-14-2020 00:16:09 SR6 4493 FLORES, ERIKA 6029 Call Update
Recommendation:1 UNIT/2 OFFICERS:(AVL) 1A68
(06319) 1A69 (06417) DVD62 (07343)

08-14-2020 00:16:32 SD15 397 FLORES, CHANEL 6067 Call Update
Address:FRUITRIDGE RD / STOCKTON BLVD MUN:1
ZONE:6B DIST:6 TO: 5118 STOCKTON BLVD MUN:1
ZONE:6B DIST:6

08-14-2020 00:16:32 SD15 397 FLORES, CHANEL 6067 Call Update
Address:CHANGED TO:ROSS DEPARTMENT STORE

08-14-2020 00:16:51 SR6 4493 FLORES, ERIKA 6029 Status Change
1A68 DP 4447 COSTAN, DAVID 1019 5118

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242901

Reported: Aug-14-2020 00:12:53

STOCKTON BLVD

08-14-2020 00:16:56 SR6 4493 FLORES, ERIKA 6029 Call Remark
1SM6 COPIED

08-14-2020 00:17:05 SR6 4493 FLORES, ERIKA 6029
1A68 DP 4447 COSTAN, DAVID 1019
UNAVAILABLE

08-14-2020 00:17:28 1A68 4447 COSTAN, DAVID 1019
1A68 ER 4447 COSTAN, DAVID 1019

08-14-2020 00:17:30 SR6 4493 FLORES, ERIKA 6029 Status Change
1A69 DP 4808 HOLLIBAUGH, AUSTIN 0412 5118
STOCKTON BLVD

08-14-2020 00:17:38 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Status Change
1A69 ER 4808 HOLLIBAUGH, AUSTIN 0412

08-14-2020 00:18:01 SR6 4493 FLORES, ERIKA 6029
1A69 ER 4808 HOLLIBAUGH, AUSTIN 0412
UNAVAILABLE

08-14-2020 00:19:39 SR6 4493 FLORES, ERIKA 6029 Call Remark
RETURN CALLER 20-242851

08-14-2020 00:20:39 SD15 397 FLORES, CHANEL 6067 Call Remark
C SAYS VEH WILL BE ONLY WHI VAN I/F STORE..MALE
POSS HAS UNDIAGNOSED MENTAL ISSUES..IS YELLING IN
B'GROUND..CHILDREN ARE CRYING]

08-14-2020 00:22:23 1A68 4447 COSTAN, DAVID 1019
1A68 OS 4447 COSTAN, DAVID 1019

08-14-2020 00:27:01 SR6 4493 FLORES, ERIKA 6029
1A69 OS 4808 HOLLIBAUGH, AUSTIN 0412 Sent
to MDT: 1A69,Status changed to OS by SR6

08-14-2020 00:27:49 SR6 4493 FLORES, ERIKA 6029 Status Change
1A69 OS 4808 HOLLIBAUGH, AUSTIN 0412 MAP

08-14-2020 00:31:52 1A68 4447 COSTAN, DAVID 1019 External Query
EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] AGE: [REDACTED] SEX:M
RACE:W STATE:CA REC:Y CAD:N EXIN:Y EXTIE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

08-14-2020 00:31:52 1A68 4447 COSTAN, DAVID 1019 RMS Query
RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] AGE: [REDACTED] SEX:M
RACE:W STATE:CA REC:Y CAD:N EXIN:Y EXTIE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

08-14-2020 00:32:00 4447 COSTAN, DAVID 1019 Text Document
Subject: [REDACTED] RMS
RMS VPROD RMS OUERY PIN: [REDACTED]
PERSON: [REDACTED]
DOB: [REDACTED] App. Age: 36
Sex: FEMALE Race:

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242901

Reported: Aug-14-2020 00:12:53

CAUCASIAN/WHITE/HISPANIC/EAST INDIAN/GUAMANIAN

Address: [REDACTED]

08-14-2020 00:32:00 4447 COSTAN, DAVID 1019 Text Document

Subject: [REDACTED] RMS

RMS VPROD RMS QUERY PIN: [REDACTED]

PERSON: [REDACTED]

DOB: [REDACTED] App. Age: 43

Sex: MALE Race: UNKNOWN

Address: [REDACTED]

City: [REDACTED] State: [REDACTED]

08-14-2020 00:34:00 SR6 4493 FLORES, ERIKA 6029 Call Remark
1A68 415DV ONLY *****

08-14-2020 00:35:48 1A68 4447 COSTAN, DAVID 1019 RMS Query
RMS Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020
VINFO:4 REC:Y EXIN:Y EXTE:Y EXTP:Y CAD:N
PKI:N TONC:Y UNIT:1A68

08-14-2020 00:35:48 1A68 4447 COSTAN, DAVID 1019 External Query
EXT Q VEH-LIC: [REDACTED] STATE: [REDACTED] TYPE:PC YR:2020
VINFO:4 REC:Y EXIN:Y EXTE:Y EXTP:Y CAD:N
PKI:N TONC:Y UNIT:1A68

08-14-2020 01:17:50 1A68 4447 COSTAN, DAVID 1019 RMS Query
RMS Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]
SEX:M STATE:CA REC:Y CAD:N EXIN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

08-14-2020 01:17:50 1A68 4447 COSTAN, DAVID 1019 External Query
EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB: [REDACTED]
SEX:M STATE:CA REC:Y CAD:N EXIN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

08-14-2020 01:33:57 1A68 4447 COSTAN, DAVID 1019 Status Change
1A68 ER 4447 COSTAN, DAVID 1019 [REDACTED]
PARKER AVE

08-14-2020 01:34:37 1A69 4808 HOLLIBAUGH, AUSTIN 0412
1A69 TR 4808 HOLLIBAUGH, AUSTIN 0412 3
JUVENILES , TO [REDACTED] BM, 27494.7

08-14-2020 01:38:47 1A68 4447 COSTAN, DAVID 1019 Status Change
1A68 OS 4447 COSTAN, DAVID 1019

08-14-2020 01:38:51 1A69 4808 HOLLIBAUGH, AUSTIN 0412
1A69 OS 4808 HOLLIBAUGH, AUSTIN 0412
TRANSPORT COMPLETED:AT [REDACTED] EM, 27459.5

08-14-2020 01:40:49 1A68 4447 COSTAN, DAVID 1019 Status Change
1A68 IS 4447 COSTAN, DAVID 1019

08-14-2020 01:45:07 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Call Remark
THIS CALL WAS RELATED TO THE PREVIOUS CALL,
#20.242851. [REDACTED] ADVISED THAT NOTHING NEW HAD
HAPPENED SINCE THE LAST OFFICERS CLEARED THE

SACRAMENTO POLICE DEPARTMENT
COMPLAINT HARDCOPY

CP 2020 - 242901

Reported: Aug-14-2020 00:12:53

CALL. IT WAS DEEMED BEST BY OFFICERS THAT KIDS GO WITH MOM FOR THE NIGHT CONSIDERING SHE HAS A PLACE FOR ALL THE KIDS TO GO AND STAY AT HER PARENTS HOUSE. [REDACTED] STA

08-14-2020 01:47:25 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Call Remark
HOWEVER AS TIME WENT ON HE THEN STATED HE WAS NOT , OFFICERS ADVISED HIM THAT IN THE BEST INTREST OF THE KIDS THEY SHOULD BE WITH MOM FOR THE NIGHT UNTIL THEY CAN REACH AN AGREEMENT IN THE MORNING. HE WAS PROVIDED WITH OFFICERS NAME AND BADGE NUMBERS TO FILE COMPLAINT IF HE WANTED

08-14-2020 02:15:02 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Call Cleared
1A69 IS 4808 HOLLIBAUGH, AUSTIN 0412 CLEARED CASE SA242901 FOUNDED-Y REPORT-N CLEARED BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-SEE REMARKS . BWC ACTIVE

08-14-2020 02:15:35 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Call Remark
MOM AND KIDS WERE TRANSPORTED TO DADS HOUSE ON [REDACTED] , [REDACTED] STATED HE WOULD BE IN HIS VAN FOR THE NIGHT

08-14-2020 02:15:50 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Status Change
1A69 IS 4808 HOLLIBAUGH, AUSTIN 0412

08-14-2020 02:15:50 1A69 4808 HOLLIBAUGH, AUSTIN 0412 Call Update
Prime Unit changed:PRIME FOR SA20-242901 TO 1A69

Dispatch Information

Backup Unit: **1A68** Type:PT 4447 COSTAN, DAVID 1019
Dispatched: **Aug-14-2020 00:16:51**
En Route : **Aug-14-2020 01:33:57**
On Scene : **Aug-14-2020 01:38:47**
In Service: **Aug-14-2020 01:40:49**

Prime Unit: **1A69** Type:PT 4808 HOLLIBAUGH, AUSTIN 0412
Dispatched: **Aug-14-2020 00:17:30**
En Route : **Aug-14-2020 00:17:38**
On Scene : **Aug-14-2020 00:27:49**
In Service: **Aug-14-2020 02:15:50**

**** END OF HARDCOPY ****

SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242851

Reported: Aug-13-2020 23:10:40

Incident Location

Address : 5108 STOCKTON BLVD
City : SACRAMENTO County : SACRAMENTO COUNTY
District : 6 Beat : 6B Grid : 1084

General Information

Report number: 2020-242851
Case Type : DOMESTIC VIOLENCE-IN PROGRESS Priority : 2
Dispatch : Aug-13-2020 23:11:58
Enroute : Aug-13-2020 23:12:51
At Scene : Aug-13-2020 23:24:48
Cleared : Aug-13-2020 23:42:29
How call received : TELEPHONE

Call taker ID : 4647 TACARDON, CORINA M 6031

Complainant Information

Name : [REDACTED]
Sex : Female DOB : [REDACTED]
Address : [REDACTED]
City : [REDACTED] State : [REDACTED]
Home Telephone : [REDACTED]
Remarks :

Aug-13-2020 23:10:40 - BUSN ROSS IN PLOT..COMPS
HUSB PRESSED HIS ELBOW ON COMPS BREAST REALLY
HARD..AND THREW A BOX AT COMPS 11 YR OLD SON

GARBOUSHIAN, JULIE 6096(at CS1) on 2020-08-13
23:11:57 - COMM SUPV COPIES CALL

TACARDON, CORINA M 6031(at SD9) on 2020-08-13
23:12:13 - NO MED AID..SB IN A WHI VAN...[REDACTED]
[REDACTED] MW42 [REDACTED] GRY SHRT,KHAKI PNTS..NO WPNS

TACARDON, CORINA M 6031(at SD9) on 2020-08-13
23:13:35 - COMP HAS 7 CHILDREN TOTAL W/HER AND
HUSB IS SCARING THEM ALL..COMP THINKS HUSB HAS
MENTAL PROBLEMS..NO 922/NO 928

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:14:36
- 1SM6 COPIED ATOC

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:25:49
- 1A65 @ [REDACTED]

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:26:12
- 1A65 @ [REDACTED]

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:27:31
- 2A62 = [REDACTED] CHEVY

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:27:44
- 2A62 = [REDACTED] CHEVY

SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242851

Reported: Aug-13-2020 23:10:40

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:28:10
- 2A62 = [REDACTED]

FLORES, ERIKA 6029(at SR6) on 2020-08-13 23:28:12
- 2A62 = [REDACTED]

SPRING, KEVIN 1006(at 2A62) on 2020-08-13
23:32:25 - [REDACTED]
43, X, X, 0', 0 LBS, XXX, XXX, [REDACTED]
[REDACTED]

SWALEH, JOSEPH 0900(at 1A65) on 2020-08-13
23:38:21 - NO DV...415DV ONLY OVER BUCKLING UP 7
CHILDREN FOR TH ERIDE BACK TO STOCKTON

Clearance Information

Remarks :

***NO 273.5...415DV ONLY

Final Case type : **DISTURBANCE-DOMESTIC VIOLENCE-VERBAL ONLY**

Report expected : **No** Founded : **No**

Cleared by : **POLICE MATTER RESOLVED AT SCENE**

Reporting Officer1 : **4486 - SWALEH, JOSEPH 0900**

Dispatch Details

Dispatched: **Aug-13-2020 23:11:49**

Special service : **GEN REQ**

Dispatcher ID : **4493**

Unit number : **2A62** Dispatched: **Aug-13-2020 23:11:58**

Officer 1 : **4451 - SPRING, KEVIN 1006**

Officer 2 : [REDACTED]

Enroute : **Aug-13-2020 23:14:31**

At scene: **Aug-13-2020 23:27:04**

Cleared : **Aug-13-2020 23:42:29**

Dispatcher ID : **4493**

Dispatched: **Aug-13-2020 23:12:45**

Special service : **GEN REQ**

Dispatcher ID : **4493**

Unit number : **1A65** Dispatched: **Aug-13-2020 23:12:51**

Officer 1 : **4486 - SWALEH, JOSEPH 0900**

Enroute : **Aug-13-2020 23:12:51**

At scene: **Aug-13-2020 23:24:48**

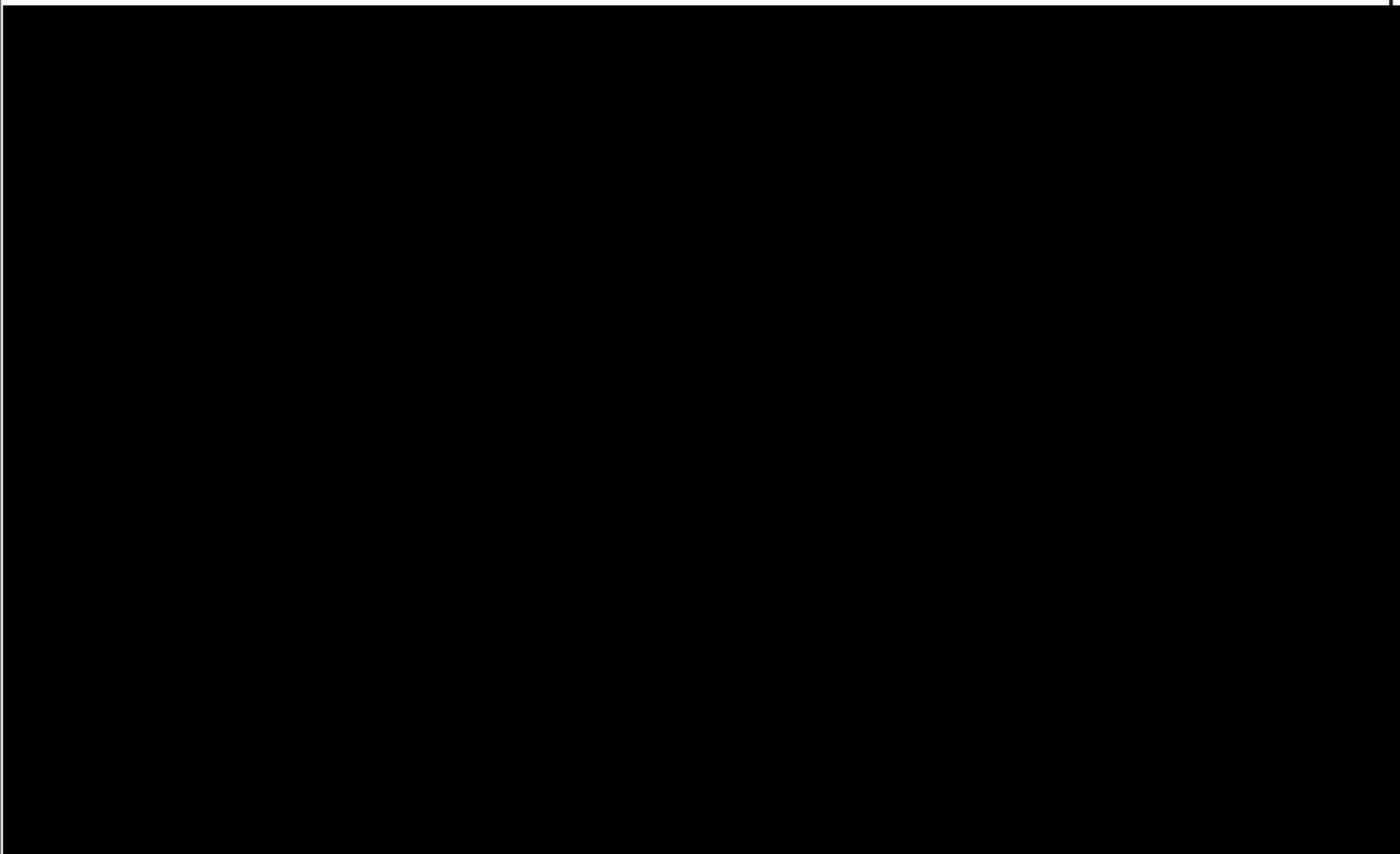
Cleared : **Aug-13-2020 23:38:35**

Dispatcher ID : **4493**

**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242851

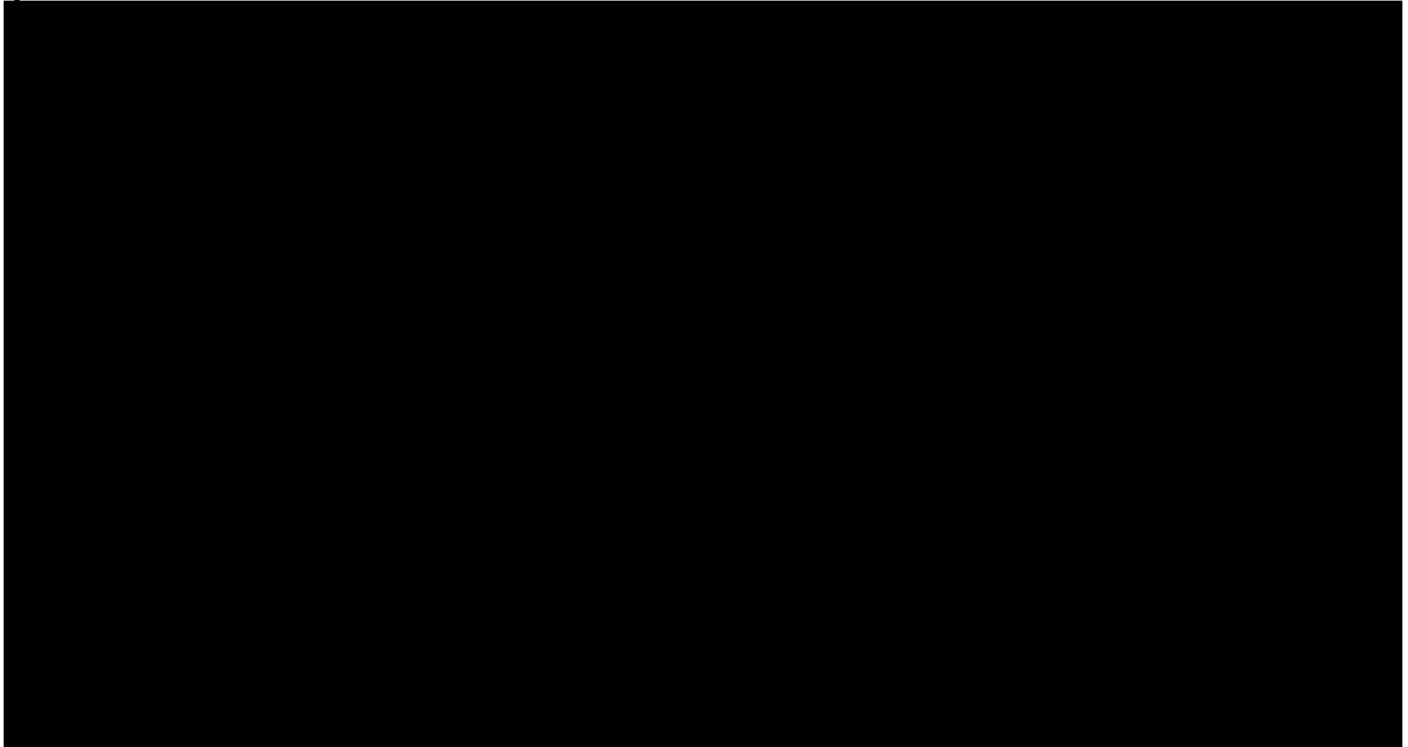
Reported: Aug-13-2020 23:10:40



**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242851

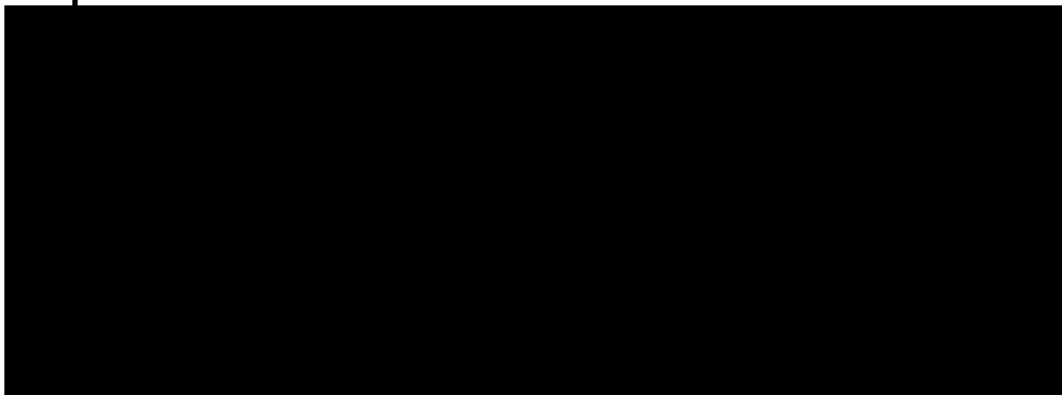
Reported: Aug-13-2020 23:10:40



**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242851

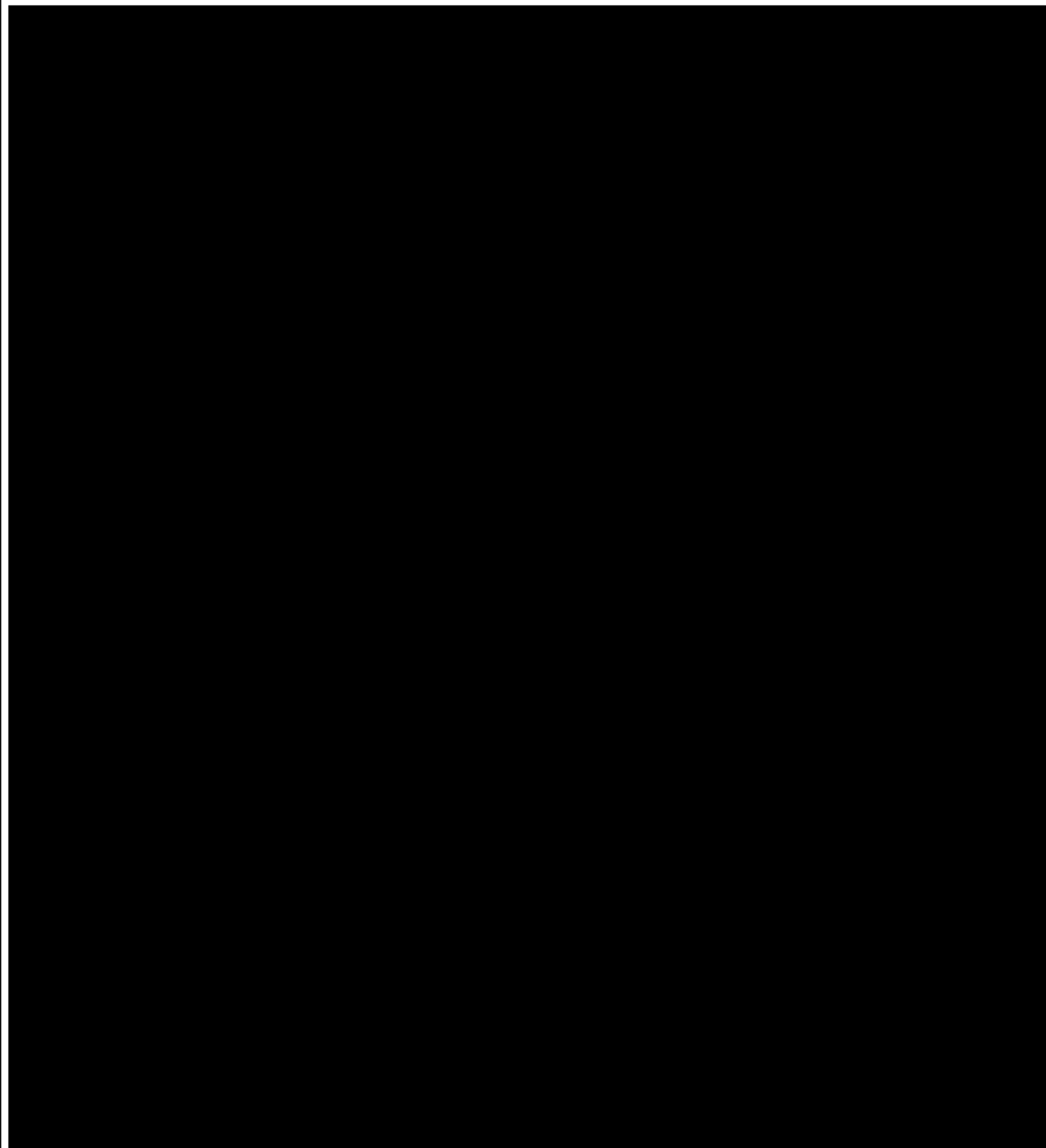
Reported: Aug-13-2020 23:10:40



**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242851

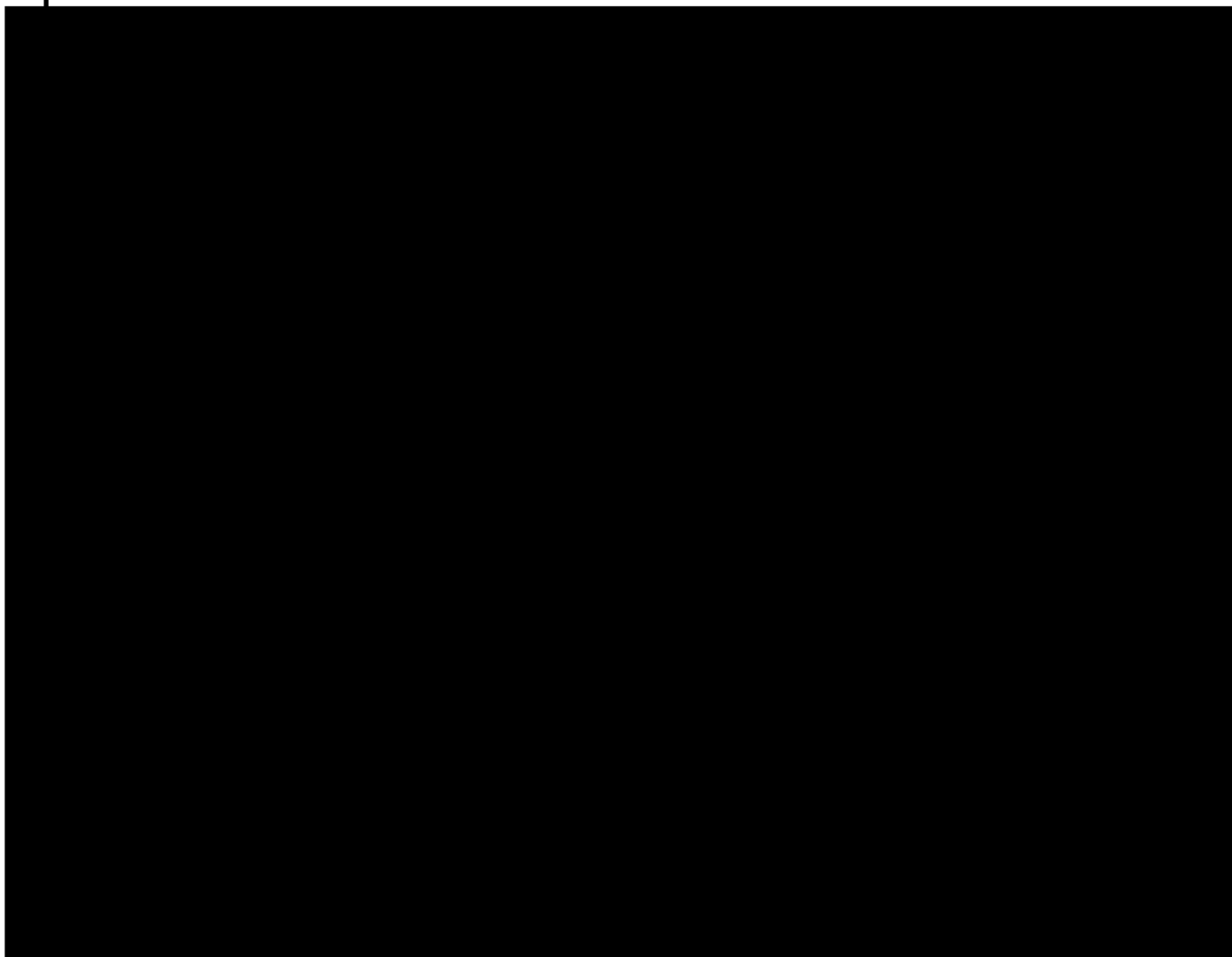
Reported: Aug-13-2020 23:10:40



**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242851

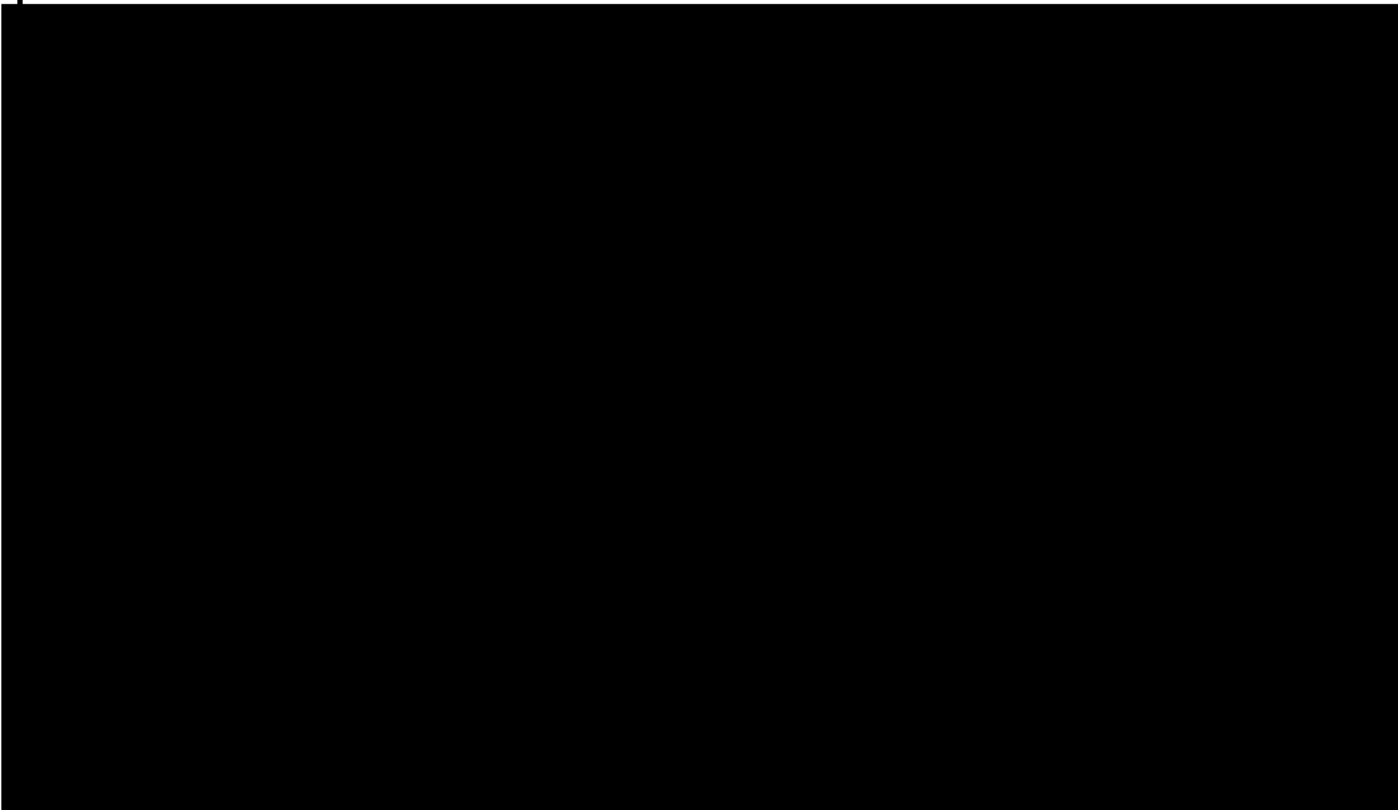
Reported: Aug-13-2020 23:10:40



**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242851

Reported: Aug-13-2020 23:10:40



SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242851

Reported: Aug-13-2020 23:10:40

Unit/Officer Details

23:11 Aug 13 SR6 4493
(RQ) GEN REQ: RQ,SR4,1A49 ON PROXIMITY

23:11 Aug 13 SR6 4493 DP:2A62 PT [REDACTED]
5108 STOCKTON BLVD

23:11 Aug 13 SR6 4493 DP:2A62 PT 4451
5108 STOCKTON BLVD

23:12 Aug 13 SR6 4493 ER:1A65 PT 4486
5108 STOCKTON BLVD

23:12 Aug 13 SR6 4493
(RQ) GEN REQ: RQ,SR4,C4 CROSS PER CROSS DIST

23:14 Aug 13 SR6 4493 ER:2A62 PT 4451
Sent to MDT: 2A62,Status changed to ER by SR6

23:14 Aug 13 SR6 4493 ER:2A62 PT 4451

23:14 Aug 13 SR6 4493 ER:2A62 PT [REDACTED]

23:15 Aug 13 SR6 4493 ER:1A65 PT 4486
UNAVAILABLE

23:15 Aug 13 SR6 4493 ER:2A62 PT 4451
UNAVAILABLE

SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242851

Reported: Aug-13-2020 23:10:40

23:23 Aug 13 2A62 4451 ER:2A62 PT 4451
RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1
SVTP:P CAD:Y REC:Y PKI:N

23:23 Aug 13 2A62 4451 ER:2A62 PT 4408
RMS Q LOC-LOC:5108 STOCKTON BLVD TYPE:H MUN:1
SVTP:P CAD:Y REC:Y PKI:N

23:24 Aug 13 1A65 4486 OS:1A65 PT 4486

23:25 Aug 13 SR6 4493 OS:1A65 PT 4486
QRY VEH: 1A65 [REDACTED] 2020

23:26 Aug 13 SR6 4493 OS:1A65 PT 4486
QRY VEH: 1A65 [REDACTED] 2020

23:27 Aug 13 SR6 4493 OS:2A62 PT 4451
QRY VEH: 2A62 [REDACTED]

23:27 Aug 13 SR6 4493 OS:2A62 PT 4451
QRY VEH: 2A62 [REDACTED]

23:27 Aug 13 SR6 4493 OS:2A62 PT [REDACTED]
MAP

23:27 Aug 13 SR6 4493 OS:2A62 PT 4451
MAP

23:27 Aug 13 SR6 4493 OS:2A62 PT 4451
Sent to MDT: 2A62,Status changed to OS by SR6

23:28 Aug 13 SR6 4493 OS:2A62 PT 4451
QRY VEH: 2A62 [REDACTED]

23:28 Aug 13 SR6 4493 OS:2A62 PT 4451
QRY VEH: 2A62 [REDACTED]

23:30 Aug 13 2A62 4451 OS:2A62 PT [REDACTED]
RMS O PERS-NAME [REDACTED] G1: [REDACTED] G2: [REDACTED]
DOB [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N
TONC:Y UNIT:2A62

23:30 Aug 13 2A62 4451 OS:2A62 PT 4451
RMS O PERS-NAME [REDACTED] G1 [REDACTED] G2: [REDACTED]
DOB [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N
TONC:Y UNIT:2A62

23:30 Aug 13 2A62 4451 OS:2A62 PT [REDACTED]
EXT O PERS-NAME [REDACTED] G1 [REDACTED] G2 [REDACTED]
DOB [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N
TONC:Y UNIT:2A62

23:30 Aug 13 2A62 4451 OS:2A62 PT 4451
EXT Q PERS-NAME [REDACTED] G1 [REDACTED] G2: [REDACTED]

SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242851

Reported: Aug-13-2020 23:10:40

DOB [REDACTED] SEX:F STATE:NB REC:Y CAD:N
EXTN:Y EXTE:Y EXTM:Y EXT1:Y EXTD:Y PKI:N
TONC:Y UNIT:2A62

23:31 Aug 13 2A62 4451 OS:2A62 PT 4451
EXT Q PERS-NAME [REDACTED] G1 [REDACTED] DOB: [REDACTED]
SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

23:31 Aug 13 2A62 4451 OS:2A62 PT 4451
RMS Q PERS-NAME: [REDACTED] G1 [REDACTED] DOB [REDACTED]
SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

23:31 Aug 13 2A62 4451 OS:2A62 PT [REDACTED]
RMS Q PERS-NAME [REDACTED] G1: [REDACTED] DOB [REDACTED]
SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

23:31 Aug 13 2A62 4451 OS:2A62 PT [REDACTED]
EXT Q PERS-NAME [REDACTED] G1 [REDACTED] DOB: [REDACTED]
SEX:M STATE:NB REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:2A62

23:38 Aug 13 1A65 4486 IS:1A65 PT 4486

23:38 Aug 13 1A65 4486 IS:1A65 PT 4486
UPDATED CASE SA242851 FOUNDED-N REPORT-N CLEARED
BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO
273.5...415DV ONLY

23:42 Aug 13 2A62 4451 IS:2A62 PT [REDACTED]

23:42 Aug 13 2A62 4451 IS:2A62 PT 4451

23:42 Aug 13 2A62 4451 IS:2A62 PT 4451
CLEARED CASE SA242851 FOUNDED-N REPORT-N CLEARED
BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-***NO
273.5...415DV ONLY

** END OF HARDCOPY **

SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242901

Reported: Aug-14-2020 00:12:53

Incident Location

Address : 5118 STOCKTON BLVD
Place Name : in ROSS DEPARTMENT STORE
City : SACRAMENTO County : SACRAMENTO COUNTY
District : 6 Beat : 6B Grid : 1084

General Information

Report number: 2020-242901
Case Type : DOMESTIC VIOLENCE-IN PROGRESS Priority : 2
Dispatch : Aug-14-2020 00:16:51
Enroute : Aug-14-2020 00:17:28
At Scene : Aug-14-2020 00:22:23
Cleared : Aug-14-2020 02:15:50
How call received : 911 SYSTEM
Unit ids : #1 - 1A68 #2 - 1A69
Call taker ID : 397 FLORES, CHANEL 6067

Complainant Information

Name [REDACTED]
Address [REDACTED]
City [REDACTED] State [REDACTED]
Home Telephone [REDACTED]

Remarks :

Aug-14-2020 00:12:53 - PLOT OF ROSS..C'S HUSB IS
PARKED HERE IN WHI GMC VAN W/C AND KIDS..HAS
ASSAULTED C IN VAN AND IS YELLING AT FAMILY..HUSB
IS [REDACTED] MW42, GRY SHRT, KHAK PNTS

FLORES, ERIKA 6029(at SR6) on 2020-08-14 00:16:56
- 1SM6 COPIED

FLORES, ERIKA 6029(at SR6) on 2020-08-14 00:19:39
- RETURN CALLER 20-242851

FLORES, CHANEL 6067(at SD15) on 2020-08-14
00:20:39 - C SAYS VEH WILL BE ONLY WHI VAN I/F
STORE..MALE POSS HAS UNDIAGNOSED MENTAL
ISSUES..IS YELLING IN B'GROUND..CHILDREN ARE
CRYING]

FLORES, ERIKA 6029(at SR6) on 2020-08-14 00:34:00
- 1A68 415DV ONLY *****

HOLLIBAUGH, AUSTIN 0412(at 1A69) on 2020-08-14
01:45:07 - THIS CALL WAS RELATED TO THE PREVIOUS
CALL, #20.242851. [REDACTED] ADVISED THAT NOTHING NEW
HAD HAPPENED SINCE THE LAST OFFICERS CLEARED THE
CALL. IT WAS DEEMED BEST BY OFFICERS THAT KIDS GO
WITH MOM FOR THE NIGHT CONSIDERING SHE HAS A
PLACE FOR ALL THE KIDS TO GO AND STAY AT HER
PARENTS HOUSE. [REDACTED] STATED HE WAS PKAY WITH THAT

HOLLIBAUGH, AUSTIN 0412(at 1A69) on 2020-08-14
01:47:25 - HOWEVER AS TIME WENT ON HE THEN STATED

**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242901

Reported: Aug-14-2020 00:12:53

**HE WAS NOT , OFFICERS ADVISED HIM THAT IN THE
BEST INTREST OF THE KIDS THEY SHOULD BE WITH MOM
FOR THE NIGHT UNTIL THEY CAN REACH AN AGREEMENT
IN THE MORNING. HE WAS PROVIDED WITHOFFICERS NAME
AND BADGE NUMBERS TO FILE COMPLAINT IF HE WANTED**

**HOLLIBAUGH, AUSTIN 0412(at 1A69) on 2020-08-14
02:15:35 - MOM AND KIDS WERE TRANSPORTED TO DADS
HOUSE ON [REDACTED] STATED HE WOULD BE
IN HIS VAN FOR THE NIGHT**

Clearance Information

Remarks :

SEE REMARKS . BWC ACTIVE

Final Case type : **DISTURBANCE-DOMESTIC VIOLENCE-VERBAL ONLY**

Report expected : **No** Founded : **Yes**

Cleared by : **POLICE MATTER RESOLVED AT SCENE**

Reporting Officer1 : **4808 - HOLLIBAUGH, AUSTIN 0412**

Dispatch Details

Unit number : **1A68** Dispatched: **Aug-14-2020 00:16:51**

Officer 1 : **4447 - COSTAN, DAVID 1019**

Enroute : **Aug-14-2020 01:33:57**

At scene: **Aug-14-2020 01:38:47**

Cleared : **Aug-14-2020 01:40:49**

Dispatcher ID : **4493**

Unit number : **1A69** Dispatched: **Aug-14-2020 00:17:30**

Officer 1 : **4808 - HOLLIBAUGH, AUSTIN 0412**

Enroute : **Aug-14-2020 00:17:38**

At scene: **Aug-14-2020 00:27:49**

Cleared : **Aug-14-2020 02:15:50**

Dispatcher ID : **4493**

**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242901

Reported: Aug-14-2020 00:12:53

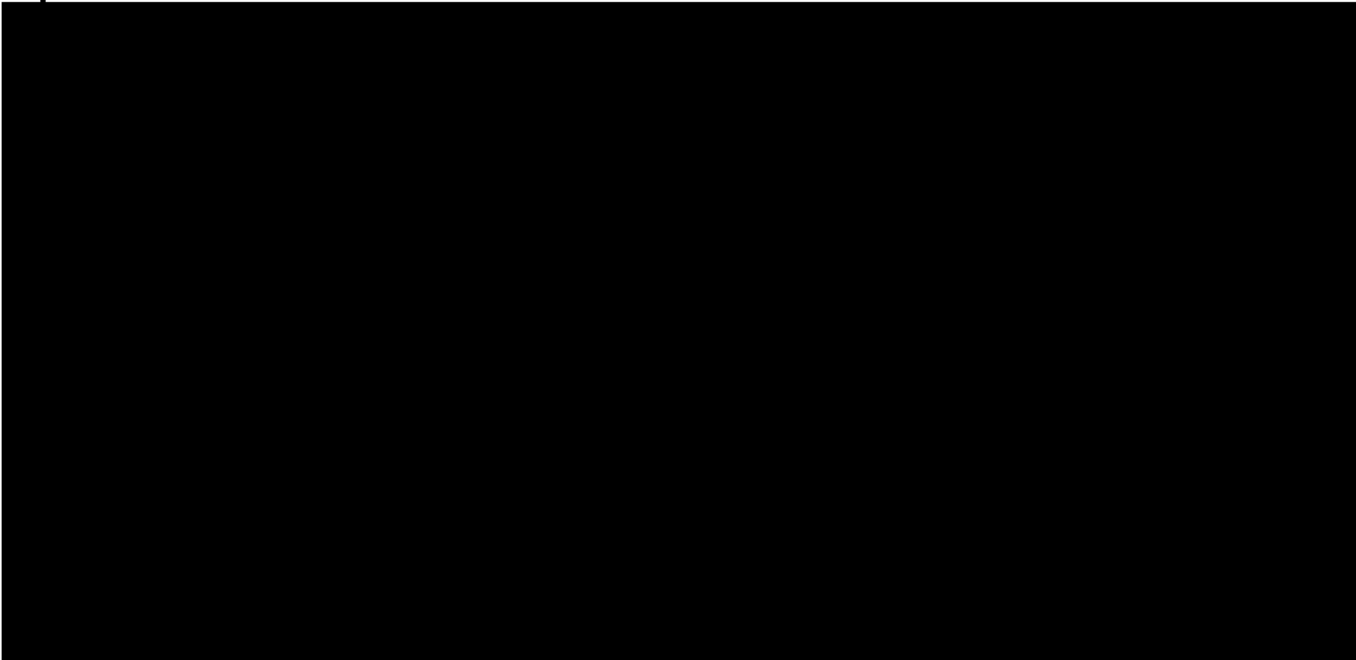
Related text page(s)



SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242901

Reported: Aug-14-2020 00:12:53



Unit/Officer Details

00:16 Aug 14 SR6 4493 DP:1A68 PT 4447
5118 STOCKTON BLVD

00:17 Aug 14 1A69 4808 ER:1A69 PT 4808

00:17 Aug 14 1A68 4447 ER:1A68 PT 4447

00:17 Aug 14 SR6 4493 DP:1A68 PT 4447
UNAVAILABLE

00:17 Aug 14 SR6 4493 DP:1A69 PT 4808
5118 STOCKTON BLVD

00:18 Aug 14 SR6 4493 ER:1A69 PT 4808
UNAVAILABLE

00:22 Aug 14 1A68 4447 OS:1A68 PT 4447

00:27 Aug 14 SR6 4493 OS:1A69 PT 4808
Sent to MDT: 1A69,Status changed to OS by SR6

00:27 Aug 14 SR6 4493 OS:1A69 PT 4808
MAP

00:31 Aug 14 1A68 4447 OS:1A68 PT 4447
EXT Q PERS-NAME ██████████ G1: ██████████ AGE ██████████ SEX:M
RACE:W STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY

CP 2020-242901

Reported: Aug-14-2020 00:12:53

00:31 Aug 14 1A68 4447 OS:1A68 PT 4447
RMS Q PERS-NAME [REDACTED] G1: [REDACTED] AGE [REDACTED] SEX:M
RACE:W STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

00:35 Aug 14 1A68 4447 OS:1A68 PT 4447
EXT Q VEH-LIC [REDACTED] STATE [REDACTED] TYPE:PC YR:2020
VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
PKI:N TONC:Y UNIT:1A68

00:35 Aug 14 1A68 4447 OS:1A68 PT 4447
RMS Q VEH-LIC [REDACTED] STATE [REDACTED] TYPE:PC YR:2020
VINFO:4 REC:Y EXTN:Y EXTE:Y EXTP:Y CAD:N
PKI:N TONC:Y UNIT:1A68

01:17 Aug 14 1A68 4447 OS:1A68 PT 4447
EXT Q PERS-NAME: [REDACTED] G1: [REDACTED] DOB [REDACTED]
SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

01:17 Aug 14 1A68 4447 OS:1A68 PT 4447
RMS Q PERS-NAME [REDACTED] G1: [REDACTED] DOB: [REDACTED]
SEX:M STATE:CA REC:Y CAD:N EXTN:Y EXTE:Y
EXTM:Y EXT1:Y EXTD:Y PKI:N TONC:Y UNIT:1A68

01:33 Aug 14 1A68 4447 ER:1A68 PT 4447
[REDACTED] PARKER AVE

01:34 Aug 14 1A69 4808 TR:1A69 PT 4808
3 JUVENILES , TO [REDACTED] AND PARKER, BM, 27494.7

01:38 Aug 14 1A69 4808 OS:1A69 PT 4808
TRANSPORT COMPLETED:AT [REDACTED] PRKER EM, 27459.5

01:38 Aug 14 1A68 4447 OS:1A68 PT 4447

01:40 Aug 14 1A68 4447 IS:1A68 PT 4447

02:15 Aug 14 1A69 4808 IS:1A69 PT 4808
CLEARED CASE SA242901 FOUNDED-Y REPORT-N CLEARED
BY-A FINAL-415DV BOLO-N STUDY FLAG-NA REM-SEE
REMARKS . BWC ACTIVE

02:15 Aug 14 1A69 4808 IS:1A69 PT 4808

** END OF HARDCOPY **

**SACRAMENTO POLICE DEPARTMENT
CAD CALL HARDCOPY**

CP 2020-242938

Reported: Aug-14-2020 01:12:59

Incident Location

Address : **5760 FREEPORT BLVD**
Place Name : **in INTERNAL AFFAIRS**
City : **SACRAMENTO** County : **SACRAMENTO COUNTY**
District : **4** Beat : **4C** Grid : **0985**

General Information

Report number: **2020-242938**
Case Type : **SUPERVISORY TELEPHONE MESSAGE** Priority : **6**
Cleared : **Aug-14-2020 01:15:14**
How call received : **TELEPHONE**

Call taker ID : **4145 GARBOUSHIAN, JULIE 6096**

Complainant Information

Name [REDACTED]
Sex : **Male**
State : **CA**
Home Telephone [REDACTED]
Remarks :
Aug-14-2020 01:12:59 - 1SM6 [REDACTED] - RE 20-242901

**GARBOUSHIAN, JULIE 6096(at CS1) on 2020-08-14
01:16:14 - 1SM6 ADVD**

Clearance Information

Final Case type : **SUPERVISORY TELEPHONE MESSAGE**
Report expected : **No** Founded : **Yes**
Cleared by : **AUTOMATICALLY**

Dispatch Details

Unit/Officer Details

**** END OF HARDCOPY ****



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR

7000-26 DOMESTIC VIOLENCE - I RPT

General Offense Information

Operational status: **SUSPENDED-FIELD SUPERVISOR**

Reported on: **Aug-13-2020 (Thu.) 2310**

Occurred on: **Aug-13-2020 (Thu.) 2310**

Approved on: **Aug-23-2020 (Sun.)** by: [REDACTED] - [REDACTED]

Report submitted by: **4486 - SWALEH, JOSEPH 0900**

Org unit: **OOO PATROL DIST 6 LATE (TEAM 37)**

Address: **5108 STOCKTON BLVD**

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

District: **6** Beat: **6B** Grid: **1084**

Gang involvement: **NO GANG INVOLVEMENT**

Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1 7000-26 DOMESTIC VIOLENCE - I RPT - COMPLETED**

Location: **PARKING LOTS / GARAGE**

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

Bias: **NONE (NO BIAS)**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR

7000-26 DOMESTIC VIOLENCE - I RPT

Related Event(s)

CP 242851

Related Person(s)

1. SUBJECT # 1 - [REDACTED]

(Case Specific Information)

Sex: MALE

Race: UNKNOWN

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

Particulars

Ethnicity: WHITE(Race:W)

Height: 6'02 Weight: 215 lbs.

Eye color: BROWN

Hair color: BALD

Additional remarks: XREF [REDACTED]

Master Name Index Reference

Name: [REDACTED]

Sex: MALE

Race: UNKNOWN

Date of birth: [REDACTED]

Ethnicity: WHITE(Race:W)

Address: [REDACTED]

Municipality: [REDACTED]

Phone numbers

MAIN HOME PHONE: [REDACTED]

Linkage factors

Resident status : [REDACTED]

Age range : [REDACTED]

Access to firearm : No

2. SUBJECT # 2 - [REDACTED]

(Case Specific Information)

Sex: FEMALE

Race: CAUCASIAN/WHITE/HISPANIC/EAST INDIAN/GUAMANIAN

Date of birth: [REDACTED]



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR

7000-26 DOMESTIC VIOLENCE - I RPT

Address: [REDACTED]

Municipality: [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

Particulars

Ethnicity: **HISPANIC(Race:W)**

Height: **5'02** Weight: **130** lbs.

Eye color: **BROWN**

Hair color: **BLACK**

Master Name Index Reference

Name: [REDACTED]

Sex: **FEMALE**

Race: **CAUCASIAN/WHITE/HISPANIC/EAST INDIAN/GUAMANIAN**

Date of birth: [REDACTED]

Ethnicity: **HISPANIC(Race:W)**

Address: [REDACTED]

Municipality: [REDACTED]

Phone numbers

MAIN HOME PHONE: [REDACTED]

Linkage factors

Resident status : [REDACTED]

Age range : [REDACTED]

Access to firearm : **No**



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR

7000-26 DOMESTIC VIOLENCE - I RPT

Related Text Page(s)

Document: **02 WITNESS STATEMENT**
Author: **1054 - VU, BINH 0637**
Subject: **WITNESS STATEMENT BY DET. WIRTZ**
Related date/time: **Sep-08-2020 (Tue.)**

On 8/25/20 at approx.. 1130 hours, I (Det. Wirtz) contacted [REDACTED] at her grandparents home located at [REDACTED] in Sacramento County regarding call 20-242851. [REDACTED] stated the following in summary:

Yes, I remember the incident in the van about a week ago. I was in the van. My dad got mad, I don't know why, and my mom had to call the police because he was being mean. Her was just mad and then he hit my brother. He's 11. We were all in the van. There was 9 or 8 of us. We came to visit my uncle and my grandpa. We were going to my aunt's house. We were just arriving from Stockton and we came here (grandparents) and then we were going to go to my Aunts house again in Stockton. We stopped in the Ross parking lot because my dad was getting mad. He started throwing things, he threw a box of books at my 11-year-old brother. He stepped on my other brother. My dad was sitting in the back of the van and my mom was driving. I didn't see him do anything to my mom. She said that he hit her breast, but I wasn't looking that way. I did see him get up and go towards the driver's seat, but I didn't see what happened.

My mom called the police and my mom went outside the van and talked to them. My dad was talking to the police inside the car. I was inside the car. My dad was telling them his side of the story. Some of what he was saying was true. He said that everyone was unbuckled and not listing and that's why he was getting mad. He said that he was getting hit by my mom. None of the kids were talked to by the officers. The police left and everything started calming down and then he got mad again. My dad was feeding the baby with the bottle and he started getting mad again and my mom had to call the police again.

Before the police came the first time, my dad hit my brother with the box of books in his head while we were still at this house. We then left and drove to Ross. My mom stopped at Ross because she was fed up, it was getting worse. He was talking and being mean. The box was small, but he said it hurt. There were no marks and he wasn't crying.

While we were parked at Ross, he was yelling. After the police left the first time, he was yelling about the police coming. My mom called the police again and my mom went outside again. She was talking to the police and the police asked my dad to go outside and he didn't want to and stayed inside the van. They talked to him while he was inside the van. I was still inside the van. He told his side of the story and said he was being hit by my mom again. I saw my dad go towards my mom in the front seat, but I did not see what happened. The police did not talk to any kids the second time. The police told my mom to call my grandpa and he drove over and picked us up. My mom and the younger kids went with my grandpa and me and my brothers went in the police car. They dropped us off at my grandpa's house. My dad went and parked in the van somewhere.



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I have seen my dad since then, but I haven't talked to him. I'm afraid of my dad sometimes. My mom and dad fight a lot. I've seen my dad hit my mom a long time ago. He has never hit me, and I don't remember him hitting any of my siblings.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR

7000-26 DOMESTIC VIOLENCE - I RPT

Related Text Page(s)

Document: **04 OBSERVATIONS**
Author: **4486 - SWALEH, JOSEPH 0900**
Subject: **OFC SWALEH #900**
Related date/time: **Aug-22-2020 (Sat.) 602**

THIS INCIDENT WAS CAPTURED ON MY BODY WORN CAMERA

On 8/13/20 at approx 2312 hours, I, Ofc Swaleh #900 was dispatched to 5108 Stockton Blvd (Ross) regarding a domestic violence incident. Per the text of the call, the complainant (██████████) stated that her husband (██████████) had pressed his elbow against her breast. I arrived on scene and observed the following in summary.

There was a large white Chevy 20 passenger bus/van (VIN/██████████) in the middle of the parking lot of Ross. I contacted a female who identified herself as ██████ via her ██████ ID. She advised that she just wanted her husband to calm down before they got back on the road for Stockton, CA. She said that he was scaring the kids and she did not want to argue anymore. I did not observed any injuries on ██████.

I contacted a MWA inside the van with a 3 week old baby on his lap. He verbally identified himself as ████████████████████. I asked him to step out of the van so that I could speak to him about the incident away from his kids. I observed a total of 7 kids inside the van with ██████ in varying ages from 3 weeks to 11 years. ██████ refused to step out of the vehicle and said we could talk in front of them.

██████████ advised that nothing physical had happened and that they were just going to leave. I did not observe any injuries on ██████████

On 8/14/20 at approx 0027 hours, ██████ called back (20-242901) stating that ██████ had assaulted her in the van. Officers recontacted both and ██████ and had determined again that nothing physical had occurred.

██████████ father lived around the corner at ██████████ and ██████████. ██████ and all of the kids were transported there so that things would not escalate.



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR

7000-26 DOMESTIC VIOLENCE - I RPT

Related Text Page(s)

Document: **06 DETECTIVE SUPPLEMENT**

Author: **1054 - VU, BINH 0637**

Subject: **OBSERVATIONS BY DET. B. VU #637**

Related date/time: **Sep-08-2020 (Tue.)**

I, Det. B. Vu #637, was assigned to conduct possible follow-up investigation on this case. I read and reviewed the report. It should be noted, this report was generated as an Information Report and due to administrative actions, I am NOT privy to all available information.

I conducted a records check on both listed involved parties. [REDACTED] (DOB [REDACTED], Xref: [REDACTED] [REDACTED]). The female half, [REDACTED] (DOB [REDACTED]) was NOT found in WebKPF.

Per Versadex (SPD Records/Report system), there was one prior city police report involving both subjects. Per SPD Report #2016-1811280, on 08-29-2016, [REDACTED] filed an online police report stating he was at the Family Courthouse filing a Restraining Order against [REDACTED]. According to the report, [REDACTED] showed up and started a disturbance and was asked to leave by the Sheriff's deputies. When [REDACTED] return to his car, he found items missing (radiator cap, oil cap, spark plugs missing, diapers, and car seats) from his car. He believed [REDACTED] took these items, and filed an online report.

On 08-25-2020, at approx. 1048 hrs, I called the victim ([REDACTED]) and spoke to her. The phone call was audio recorded. I asked if she was able to come to police headquarters so that I could talk to her about this incident. She stated it would be difficult for her since she did NOT have a car and just had a newborn baby. I confirmed her address and stated I would try to make it out to her place within the hour.

At approx. 1130 hrs, Det. Wirtz and I went to [REDACTED] [REDACTED] in the County and contacted [REDACTED] in the front yard. My BWC (Body Worn Camera) was activated and the contact was video recorded. Det. Wirtz also activated her functioning BWC while she spoke to [REDACTED] (13 yr old).

[REDACTED] told me the following in summary:

I was driving our van and we (our family) were heading back to [REDACTED]. We were here visiting my mother here in Sacramento, she's really old. [REDACTED] is my husband and we have 3 children in common. I have 3 older children that are not his. [REDACTED] has diabetes and was low on sugar. He always gets moody and mean when his sugar is low. [REDACTED] was stumbling all over in the van because of his condition. I finally stopped the van in the parking lot of Ross Dept store. I got mad at [REDACTED] and threw out a bag of snacks and Gatorade out the car window. [REDACTED] leaned over me and put his elbow or arm across my chest so that he could see what I had thrown out the window. In the process, his elbow or arm hurt my chest. I don't think it was intentional and I did NOT have any injuries from it. [REDACTED] is clumsy and he was falling all over the place from having low sugar. I called the police because I wanted [REDACTED] to leave. I am not sure if I called the police before or after [REDACTED] leaned into my chest. The cops came and they told me that in California if a person put his



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hands on a woman than they go to jail. I told them [REDACTED] did NOT hit me at all and that we would talk it out. The cops were very nice to us and they left. I told [REDACTED] that I wanted peace and for him to acknowledge his bad behavior. He was still mad and "did NOT recognize what he did". I told [REDACTED] I was going back to my parents without him and that he needed to calm down. [REDACTED] would NOT calm down so I called the cops again. During the hour that the cops had left, [REDACTED] did NOT put his hands on me. I just wanted to be away from him. The cops came back and "took cared of things, they did an excellent job. I'm thankful for all that you guys do."

After the interview, I (Det. B Vu #637) offered [REDACTED] domestic violence resources and at first she did NOT want any help. After I explained to her the available resources at the Family Justice Center, she was willing to get their information. I ended our interview and Det. Wirtz and I left the residence. At the office, I called the victim and provided her with the phone number to the Family Justice Center.

***** End of Supplement *****



SACRAMENTO POLICE DEPARTMENT

GENERAL OFFENSE HARDCOPY

**GO# SA 2020-242851 SUSPENDED-FIELD
SUPERVISOR**

7000-26 DOMESTIC VIOLENCE - I RPT

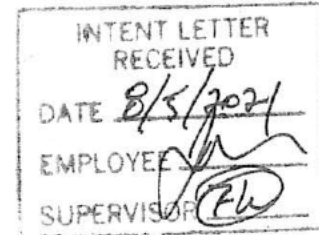
***** END OF HARDCOPY *****

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516
(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

August 2, 2021
Compl2020-231



Police Officer [REDACTED]
5770 Freeport Blvd., Suite 100
Sacramento, CA 95822

Dear Officer [REDACTED]:

This letter is to inform you of our intent to suspend you without pay for forty (40) hours in your position as a Police Officer with the City of Sacramento. In addition to the forty (40) hour suspension, you are required to attend retraining on Domestic Violence investigations and the POST Academy Learning Domain on Domestic Violence. This action is based on the following facts:

1. You have been employed as a Police Officer with the City of Sacramento since December 10, 2016. For calendar year 2020, you were assigned to Late Watch and worked Wednesday through Saturday, 9:00 p.m. through 7:00 a.m.
2. On August 13, 2020, at approximately 2310 hours, [REDACTED] reported a Domestic Violence in Progress involving her husband, [REDACTED] Ms. [REDACTED] told the call taker that Mr. [REDACTED] pressed his elbow on her breast "really hard" and threw a box at her 11-year-old son (Sacramento Police incident 20-242851).
3. You, Officers Kevin Spring (Badge #1006) and Joseph Swaleh (Badge #900) responded to the call for service located at 5108 Stockton Boulevard. Upon arrival you spoke with Mr. [REDACTED] During your initial conversation, you asked Mr. [REDACTED] "What's going on?" Mr. [REDACTED] replied, "She always injures me." You asked Mr. [REDACTED] if he was injured. Mr. [REDACTED] used nonverbal communication and pointed to his forehead, directly above his right eye, indicating that he was in fact injured. Mr. [REDACTED] then replied, "Yeah." Following Mr. [REDACTED] response, you asked him if the injury occurred today (August 13, 2020) while simultaneously illuminating his face with your flashlight. You then stated, "There is nothing on your head." Mr. [REDACTED] replied, "Yeah, like 10 minutes ago."
4. Mr. [REDACTED] verbal and nonverbal responses to your initial questions indicated he was likely a victim of domestic violence.
5. You failed to ask follow-up clarifying questions, nor did you conduct any further investigation into Mr. [REDACTED] domestic violence claim in violation of General Order 533.04 (Domestic Violence).
6. You failed to ask follow-up clarifying questions, and you did not conduct any further investigation into Ms. [REDACTED] child abuse/child neglect claim in violation of General Order 540.02.
7. On September 9, 2020, Officer Spring participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and he stated the following:
 - When you partner with Officer Spring, he generally drives the police vehicle, and you operate the Mobile Digital Computer (MDC) and police radio inside the vehicle (page 6, lines 222-224).

The Mission of the Sacramento Police Department is to work in partnership with the Community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City.

- One of your strengths is your ability to communicate and relate with people (page 7, lines 266-267).
 - As partners you have investigated approximately one hundred (100) domestic violence incidents and three (3) child abuse/child neglect incidents (pages 11-12, lines 464-487).
 - When you were dispatched to the call for service (20-242851), the call details were voiced over the police radio and sent to your MDC (pages 12-13, lines 515-536).
 - Normally you will read the call details to Officer Spring prior to arriving on scene (page 13, lines 547-548).
 - During the call for service, you spent the most time with Mr. [REDACTED] (pages 17-18, lines 744-753).
 - You cleared the call “no 273.5...415 DV only” (pages 22-23, lines 958-983).
8. On September 24, 2020, Sergeant [REDACTED] participated in a fact-finding interview with the Sacramento Police Department’s Internal Affairs Division and he stated the following:
- At the beginning of the year, Sergeant [REDACTED] gave you a printed copy of his work performance expectations (page 9, lines 383-395).
 - You were a leader on the team and one of the most experienced officers. You were good at conducting probation/parole searches and investigating weapons and narcotics violations (page 11, lines 466-474).
 - You have a strong work ethic and make numerous proactive arrests, but on several occasions, Sergeant [REDACTED] directed you to respond to routine calls for service due to your reluctance to do so (pages 11-12, lines 484-506).
 - Sergeant [REDACTED] spoke with the entire team at the start of the year and verbally expressed his work performance expectations to you. Sergeant [REDACTED] told you that he expected every officer to follow the Police Department’s General Orders, conduct thorough investigations, and to follow the law (page 15, lines 648-650).
 - Sergeant [REDACTED] reviewed your Body Warn Camera (BWC) footage which captured your interaction with Mr. [REDACTED] wherein Mr. [REDACTED] used both verbal and nonverbal communication to tell you he had an injury to his forehead, and Ms. [REDACTED] was the one who injured him (pages 41-43, 1768-1868).
 - Based upon his review of the BWC footage, Sergeant [REDACTED] believed something occurred between Mr. [REDACTED] and Ms. [REDACTED] and you as a senior officer should have conducted a thorough investigation and asked more clarifying questions (pages 43-44, lines 1880-1907).
 - You did not perform your required duties; you minimized the physical interaction between Mr. [REDACTED] and Ms. [REDACTED] during the eight (8) minutes and forty-six (46) seconds you handled this call for service (pages 44-45, lines 1918-1939).
9. On October 8, 2020, you participated in a fact-finding interview with the Sacramento Police Department’s Internal Affairs Division and admitted to the following:
- Your responsibilities as a patrol officer are to:

- Respond to calls for service
 - Investigate both major and minor crimes
 - Respond to critical incidents
 - Engage in proactive policing (page 3, lines 108-111).
- In calendar year 2020, it was common for you to work a two (2) officer car with Officer Spring. While working as partners, it was common for Officer Spring to drive the police vehicle, and for you to work the police radio and MDC inside the vehicle (page 6, lines 234-279).
 - While working the MDC, you read call details, send messages, add remarks, and clear/disposition to calls for service (pages 7-8, lines 285-315).
 - You are a good communicator and can determine when someone is lying to you (page 10, lines 413-418).
 - You learned how to conduct investigations while in the police academy and in field training. While in the police academy you learned how to conduct numerous types of criminal investigations such as domestic violence, drug and alcohol related investigations, shootings, felony assaults, and misdemeanor crimes (page 11, lines 472-482).
 - While in the police academy you were taught Learning Domain #1 (Leadership, Professionalism & Ethics). You were given thirteen (13) hours of instruction which included aspects of leadership, professional, and ethical behavior, and the Law Enforcement Code of Ethics. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 12-13, lines 484-556).
 - While in the police academy you were taught Learning Domain #4 (Victimology / Crisis Intervention). You were given eight (8) hours of instruction which included identifying direct and indirect victims of crime which includes the physical reactions or behaviors exhibited by victims and the techniques officers can use to help defuse a crisis situation for a victim of crime. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 13-14, lines 558-588).
 - While in the police academy you were taught Learning Domain #9 (Crimes Against Children). You were given eight (8) hours of instruction which included recognizing the crime elements required to arrest for various crimes involving children, recognizing the crime classification between a misdemeanor and a felony, and the statutory definition of child abuse. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 14-15, lines 590-645).
 - While in the police academy you were taught Learning Domain #25 (Domestic Violence). You were given eleven (11) hours of instruction which included learning the definition of domestic violence, recognizing the elements associated with crimes involving domestic violence, and to recognize what circumstances should lead to an arrest. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 15-16, lines 647-672).
 - It is your opinion that investigating domestic violence cases, “is necessary work, but it’s wasteful” (page 16, lines 681-691).

- When you respond to domestic violence type calls, you feel your role is to investigate if a crime has occurred, and to “take necessary steps within General Orders and within the law” (page 17, lines 734-742).
- You reiterated that one of your strengths is the ability to communicate and that you know the difference between verbal and nonverbal communication (pages 20-21, lines 812-866).
- During the police academy and while in field training you received instruction on how to investigate crimes (pages 21-23, lines 903-978).
- You estimated while in training you spent approximately seventy-five (75) hours learning how to conduct domestic violence investigations (page 25, lines 1078-1087).
- While in field training you spent approximately fifteen (15) to twenty (20) hours investigating between fifteen (15) and twenty (20) child abuse/child neglect cases (pages 25-26, lines 1092-1126).
- You have a working knowledge of the Sacramento Police Department’s policies, procedures, and General Orders (page 30, lines 1286-1299).
- As a solo patrol officer, you have spent “hundreds of hours” conducting “hundreds of domestic violence investigations” (page 31, 1330-1341).
- As a solo patrol officer, you have spent approximately sixty (60) to seventy-five (75) hours investigating approximately seventy-five (75) crimes involving children (pages 34-35, 1485-1509).
- You demonstrated a working knowledge of California Penal Code (PC) sections 273.5, 243(e)(1), and 273a. You explained the elements of each crime and what circumstances must be present for a misdemeanor or felony arrest (pages 37-38, lines 1606-1635).
- When you are dispatched to a call for service, you read the call details prior to arriving on scene (page 43, lines 1854-1862).
- During your initial contact, you spoke with Mr. [REDACTED] but never asked his full name (page 61, line 2653-2655).
- During your conversation with Mr. [REDACTED] he told you that Ms. [REDACTED] had a history of assaulting him, and she had struck him that evening causing an injury to his forehead (pages 62-68, lines 2700-2952).
- You felt Mr. [REDACTED] credibility was in question because he did not have a visible injury (page 68, lines 2956-2964).
- It is possible Ms. [REDACTED] struck Mr. [REDACTED] but the assault did not cause a visible injury (pages 68-69, lines 2972-2974).
- You should have clarified with Mr. [REDACTED] when he stated that Ms. [REDACTED] had struck him in the forehead (pages 70-71, lines 3059-3065).
- You “missed details” by not “conducting the initial investigation thoroughly” (page 71, lines 3089-3091).

- Based on your training and experience, you have investigated domestic violence incidents where the victim was not the initial caller (page 71, lines 3093-3097).
- Based on your training and experience Mr. [REDACTED] was alleging he was the victim of a 243(e)(1) PC (pages 73-74, lines 3183-3194).
- You failed to ask additional questions to determine if a crime occurred (page 80, lines 3458-3460).
- Based on what Mr. [REDACTED] was alleging, you did not feel this was a domestic violence investigation (pages 80-81, lines 3495-3510).
- It was a mistake, and you did not conduct a thorough investigation when you did not ask Mr. [REDACTED] about the initial remarks on the call for service (page 83, lines 3600-3630).
- You do not know if you were “just being lazy,” and did not have an explanation as to why you did not conduct a thorough investigation (page 84, lines 3632-3634).
- You never communicated with Officers Spring and Swaleh after initially speaking with Mr. [REDACTED] and learning of the alleged assault (page 86, lines 3730-3734).
- You referred to yourself as an “Information Gatherer” and admitted you did not gather the appropriate information from Mr. [REDACTED] to determine if a crime occurred (page 86, lines 3736-3750).
- You had no answer as to why you did not investigate the child abuse/child neglect allegation (pages 93-94, lines 4006-4056).
- You failed to speak with any of the [REDACTED] children regarding the two (2) allegations (pages 94-95, lines 4091-4135).
- Your BWC was activated for eight (8) minutes and forty-six (46) seconds, which was the duration of the call for service (page 99, lines 4311-4330). Your investigation lasted eight (8) minutes and forty-six (46) seconds, and based on the totality of the circumstances, and the alleged allegations, it is not possible to conduct a thorough investigation in eight (8) minutes and forty-six (46) seconds (pages 99-100, lines 4337-4362).
- You did not practice good conduct and behavior when you neglected to conduct a thorough investigation into Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 112, lines 4897-4901).
- You brought discredit upon the Sacramento Police Department when you neglected to thoroughly investigate Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 113, lines 4908-4916).
- You did not serve the public and protect the rights of all individuals when you neglected to thoroughly investigate Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 115, lines 5007-5012).
- You did not properly perform your duties during your assigned shift when you neglected to investigate Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 115, lines 5021-5025).

- You did not ensure the safety of the [REDACTED] children when you failed to investigate the child abuse/child neglect allegation (page 117, lines 5112-5115).
- You did not conduct a thorough investigation when you learned of Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 118, lines 5148-5152).
- You did not establish a violation or violations, interview all involved parties, collect evidence, and take appropriate enforcement action during the investigation (page 119, lines 5164-5172).
- This call for service was not handled correctly (page 119, lines 5174-5179).
- In hindsight you failed to conduct a thorough investigation into the allegations of domestic violence, child abuse, and child neglect. You failed to communicate with your partners and your sergeant (page 119, lines 5174-5195).

Your actions in this matter constitute cause for disciplinary actions pursuant to the City of Sacramento Rules and Regulations of the Civil Service Board, specifically Rule 12.2. (c) inefficiency; (d) inexcusable neglect of duty; (n) discourteous treatment of any member of the public; and (w) caused impairment, disruption and discredit to your employment and the public service.

Your actions in this matter are in violation of the Sacramento Police Department Manual of Orders which states, in relevant part:

GENERAL ORDERS
G.O. 210.04
GENERAL AND PROFESSIONAL CONDUCT
07/12/2017

PURPOSE

The purpose of this order is to establish criteria for the general and professional conduct of Department employees.

PREAMBLE

Working in partnership with the community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City shall be the mission of the Department.

POLICY

It shall be the policy of the Sacramento Police Department to ensure exemplary conduct of Department employees, both on and off duty, and in keeping with the standards of the City Charter, Civil Service Rules and Regulations, and established labor agreements

PROCEDURE

A. PROFESSIONAL CONDUCT (ALL EMPLOYEES)

1. Employees on or off duty shall
 - a. Be governed by ordinary and reasonable rules of good conduct and behavior.

- b. Not commit any act whether negligent, intentional, criminal, or otherwise that could bring discredit upon the Department or the City.
 - c. Abide by all laws to include, but not limited to the Penal Code, the Health and Safety Code, and the Welfare and Institutions Code. In addition, employees shall ensure that their personal vehicles are compliant with the California Vehicle Code.
2. Employees shall
- a. Serve the public by direction, counsel, and example that does not interfere with the discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.
 - d. Properly perform assigned police responsibilities during a scheduled shift.
- NOTE: Improper performance or failure to perform assigned police responsibilities during a scheduled shift shall be regarded as neglect or dereliction of duty and cause for disciplinary actions.**

GENERAL ORDERS
G.O. 533.04
DOMESTIC VIOLENCE
09/08/2017

PURPOSE

The purpose of this order is to establish procedures for handling domestic violence calls.

POLICY

It shall be the policy of the Sacramento Police Department to treat domestic violence as criminal conduct to prevent additional injury and to restore domestic order.

PROCEDURE

A. DEFINITIONS

- 3. MISDEMEANOR DOMESTIC VIOLENCE – Per 243(e)(1) PC spousal abuse occurs when the victim does not suffer any visible injuries but results in a traumatic condition willfully inflicted upon a spouse, cohabitant, mother or father of a child, a fiancé, fiancée, or person with whom the defendant currently has or previously had a dating relationship.
 - a. The victim of domestic violence does not need to have any visible injuries, redness, and/or swelling, nor is it necessary the victim suffered internal injuries. The mere complaint of pain can qualify as a misdemeanor domestic violence charge under 243(e)(1) PC.

B. ENFORCEMENT

- 1. When probable cause exists, an arrest shall be made, and the dominant aggressor shall be transported to jail regardless of the severity of the victim's injuries.

GENERAL ORDERS

540.02

**REPORTING CHILD ABUSE, NEGLECT, MOLESTATION, OR SEXUAL EXPLOITATION
CASES**

08/22/17

PURPOSE

The purpose of this order is to establish procedures for reporting child abuse per Penal Code Section 11166(a).

POLICY

It shall be the policy of the Sacramento Police Department to report all cases involving children who are victims of abuse, neglect, molestation, and sexual exploitation to the Sacramento County Children's Protective Services (CPS) as soon as is practical.

PROCEDURE

B. RESPONSIBILITIES

1. When the reporting officer's preliminary investigation indicates that a situation involving child abuse, neglect, molestation, or sexual exploitation exists, they shall
 - a. Ensure the safety of the victim(s) and when necessary, place the victim(s) into protective custody.
 - b. Arrest the alleged perpetrators.
 - c. Conduct a thorough preliminary investigation and prepare the necessary written reports.
 - d. Contact the CPS Emergency Response Team and report the abuse, neglect, molestation or sexual exploitation to the on-duty social worker.
 - (1) During the hours of 0800 - 2000, Monday through Friday, a social worker will be on duty.
 - (2) From 2000 - 0800 hours, Monday through Friday, and 24 hours a day on Saturdays and Sundays, a social worker will be on call.

OFFICE OF OPERATIONS

527.05

PRELIMINARY INVESTIGATIONS

05/13/1993

PURPOSE

To establish guidelines for the amount of time to be spent on preliminary investigations.

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That officers assigned to the Office of Operations continue preliminary investigations to the point where delay in the investigation, would not materially jeopardize the investigation.

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- B. Officers shall conduct a thorough investigation to include:
 1. establishing the violation of law.
 2. thorough identification and interviews of all victims, witnesses, and responsible parties.
 3. collection and preservation of any evidence.
 4. taking appropriate enforcement action.

Your action in this matter are in violation of the City of Sacramento Employee Handbook, which states in relevant part:

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Rules and Standards of behavior are similar for most city employees. For example, all employees are expected to ... show courtesy to ... members of the public.

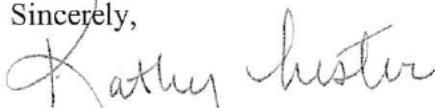
You have the right to respond to this letter either orally or in writing. If you choose to respond in writing, you have until Thursday, August 12, 2021, at 9:00 a.m. to provide a written *Skelly* response to Captain McCloskey. If you wish to respond orally, your *Skelly* meeting is scheduled with assigned *Skelly* Officer, Captain McCloskey on Thursday, August 12, 2021, at 9:00 a.m. in his office at 2409 Dean St, Suite 144, McClellan, CA 95652. Captain McCloskey can be reached at (916) 808-2461.

Your *Skelly* package contains all written materials, reports, and documents upon which this action will be based and is available for review. If you wish to obtain a copy of your *Skelly* package, please contact Christen Snyder in Labor Relations at (916) 808-3148. It is your responsibility to request, obtain, and fully review the *Skelly* package prior to providing your written response, or attending your *Skelly* meeting. The deadline for your written response and/or *Skelly* meeting will not be rescheduled due to a failure on your part, or on the part of your representative to request, obtain, and/or fully review the *Skelly* package prior to the scheduled time.

IF YOU DO NOT RESPOND EITHER ORALLY OR IN WRITING BY THE DATE AND TIME SCHEDULED, YOU WILL HAVE WAIVED YOUR RIGHT TO RESPOND.

Your response, if any, will be considered prior to the imposition of the proposed discipline.

Sincerely,



Kathy Lester, Deputy Chief
Office of Operations

Approved:



Christen Snyder
Labor Relations Officer

Approved:



Aaron Donato
Labor Relations Manager

Approved:



Dave Peletta
Acting Chief of Police

cc: Human Resources – Labor Relations

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

MEMORANDUM

DATE: September 14, 2021

TO: Daniel Hahn, Chief of Police
David Risley, Deputy Chief of Police

FROM: Bob McCloskey, Police Captain

SUBJECT: Skelly Hearing for IAD Case # 2020-231

This memorandum has been prepared to document the Skelly hearing conducted with Officer [REDACTED] [REDACTED] for the SPD Internal Affairs case 2020-231.

On September 2, 2021, at 1300 hours, I met with Officer [REDACTED] and his representative, William Creger, an attorney from the Mastagni and Holstedt Law Firm. The hearing took place in my office at the Sacramento Police Academy at 2409 Dean Street, McClellan Park, CA 95652.

Officer [REDACTED] and attorney Creger presented their case as to why they felt the sustained allegation of neglect of duty and discourtesy was not appropriate for this case. In their presentation, Officer [REDACTED] could not provide any legitimate reasons for not conducting a thorough and complete investigation during the call for service. Officer [REDACTED] did admit that he should have asked more clarifying questions and that he did not perform his required duties that night. Officer [REDACTED] and Attorney Creger did not provide any new details or evidence that wasn't already provided during his interview with Internal Affairs. Based on my review, there are reasonable grounds to justify the discipline proposed and I do not propose any changes to the sustained allegation of neglect of duty.

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

September 23, 2021
Compl2020-231

Police Officer [REDACTED]
5770 Freeport Blvd., Suite 100
Sacramento, CA 95822

Final Letter Received

Date 10/21/2021

Employee [REDACTED]

Supervisor L. F. H. #4089

Dear Officer [REDACTED]

This letter is to inform you that you are hereby suspended without pay for forty (40) hours from your position as a Police Officer with the City of Sacramento. In addition to the forty (40) hour suspension, you are required to attend retraining on Domestic Violence investigations and the POST Academy Learning Domain on Domestic Violence. This action is based on the following facts:

1. You have been employed as a Police Officer with the City of Sacramento since December 10, 2016. For calendar year 2020, you were assigned to Late Watch and worked Wednesday through Saturday, 9:00 p.m. through 7:00 a.m.
2. On August 13, 2020, at approximately 2310 hours, [REDACTED] reported a Domestic Violence in Progress involving her husband, [REDACTED] Ms. [REDACTED] told the call taker that Mr. [REDACTED] pressed his elbow on her breast "really hard" and threw a box at her 11-year-old son (Sacramento Police incident 20-242851).
3. You, Officers Kevin Spring (Badge #1006) and Joseph Swaleh (Badge #900) responded to the call for service located at 5108 Stockton Boulevard. Upon arrival you spoke with Mr. [REDACTED] During your initial conversation, you asked Mr. [REDACTED] "What's going on?" Mr. [REDACTED] replied, "She always injures me." You asked Mr. [REDACTED] if he was injured. Mr. [REDACTED] used nonverbal communication and pointed to his forehead, directly above his right eye, indicating that he was in fact injured. Mr. [REDACTED] then replied, "Yeah." Following Mr. [REDACTED] response, you asked him if the injury occurred today (August 13, 2020) while simultaneously illuminating his face with your flashlight. You then stated, "There is nothing on your head." Mr. [REDACTED] replied, "Yeah, like 10 minutes ago."
4. Mr. [REDACTED] verbal and nonverbal responses to your initial questions indicated he was likely a victim of domestic violence.
5. You failed to ask follow-up clarifying questions, nor did you conduct any further investigation into Mr. [REDACTED] domestic violence claim in violation of General Order 533.04 (Domestic Violence).
6. You failed to ask follow-up clarifying questions, and you did not conduct any further investigation into Ms. [REDACTED] child abuse/child neglect claim in violation of General Order 540.02.
7. On September 9, 2020, Officer Spring participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and he stated the following:
 - When you partner with Officer Spring, he generally drives the police vehicle, and you operate the Mobile Digital Computer (MDC) and police radio inside the vehicle (page 6, lines 222-224).

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- One of your strengths is your ability to communicate and relate with people (page 7, lines 266-267).
 - As partners you have investigated approximately one hundred (100) domestic violence incidents and three (3) child abuse/child neglect incidents (pages 11-12, lines 464-487).
 - When you were dispatched to the call for service (20-242851), the call details were voiced over the police radio and sent to your MDC (pages 12-13, lines 515-536).
 - Normally you will read the call details to Officer Spring prior to arriving on scene (page 13, lines 547-548).
 - During the call for service, you spent the most time with Mr. [REDACTED] (pages 17-18, lines 744-753).
 - You cleared the call “no 273.5...415 DV only” (pages 22-23, lines 958-983).
8. On September 24, 2020, Sergeant [REDACTED] participated in a fact-finding interview with the Sacramento Police Department’s Internal Affairs Division and he stated the following:
- At the beginning of the year, Sergeant [REDACTED] gave you a printed copy of his work performance expectations (page 9, lines 383-395).
 - You were a leader on the team and one of the most experienced officers. You were good at conducting probation/parole searches and investigating weapons and narcotics violations (page 11, lines 466-474).
 - You have a strong work ethic and make numerous proactive arrests, but on several occasions, Sergeant [REDACTED] directed you to respond to routine calls for service due to your reluctance to do so (pages 11-12, lines 484-506).
 - Sergeant [REDACTED] spoke with the entire team at the start of the year and verbally expressed his work performance expectations to you. Sergeant [REDACTED] told you that he expected every officer to follow the Police Department’s General Orders, conduct thorough investigations, and to follow the law (page 15, lines 648-650).
 - Sergeant [REDACTED] reviewed your Body Worn Camera (BWC) footage which captured your interaction with Mr. [REDACTED] wherein Mr. [REDACTED] used both verbal and nonverbal communication to tell you he had an injury to his forehead, and Ms. [REDACTED] was the one who injured him (pages 41-43, 1768-1868).
 - Based upon his review of the BWC footage, Sergeant [REDACTED] believed something occurred between Mr. [REDACTED] and Ms. [REDACTED] and you as a senior officer should have conducted a thorough investigation and asked more clarifying questions (pages 43-44, lines 1880-1907).
 - You did not perform your required duties; you minimized the physical interaction between Mr. [REDACTED] and Ms. [REDACTED] during the eight (8) minutes and forty-six (46) seconds you handled this call for service (pages 44-45, lines 1918-1939).
9. On October 8, 2020, you participated in a fact-finding interview with the Sacramento Police Department’s Internal Affairs Division and admitted to the following:
- Your responsibilities as a patrol officer are to:

- Respond to calls for service
 - Investigate both major and minor crimes
 - Respond to critical incidents
 - Engage in proactive policing (page 3, lines 108-111).
- In calendar year 2020, it was common for you to work a two (2) officer car with Officer Spring. While working as partners, it was common for Officer Spring to drive the police vehicle, and for you to work the police radio and MDC inside the vehicle (page 6, lines 234-279).
 - While working the MDC, you read call details, send messages, add remarks, and clear/disposition to calls for service (pages 7-8, lines 285-315).
 - You are a good communicator and can determine when someone is lying to you (page 10, lines 413-418).
 - You learned how to conduct investigations while in the police academy and in field training. While in the police academy you learned how to conduct numerous types of criminal investigations such as domestic violence, drug and alcohol related investigations, shootings, felony assaults, and misdemeanor crimes (page 11, lines 472-482).
 - While in the police academy you were taught Learning Domain #1 (Leadership, Professionalism & Ethics). You were given thirteen (13) hours of instruction which included aspects of leadership, professional, and ethical behavior, and the Law Enforcement Code of Ethics. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 12-13, lines 484-556).
 - While in the police academy you were taught Learning Domain #4 (Victimology / Crisis Intervention). You were given eight (8) hours of instruction which included identifying direct and indirect victims of crime which includes the physical reactions or behaviors exhibited by victims and the techniques officers can use to help defuse a crisis situation for a victim of crime. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 13-14, lines 558-588).
 - While in the police academy you were taught Learning Domain #9 (Crimes Against Children). You were given eight (8) hours of instruction which included recognizing the crime elements required to arrest for various crimes involving children, recognizing the crime classification between a misdemeanor and a felony, and the statutory definition of child abuse. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 14-15, lines 590-645).
 - While in the police academy you were taught Learning Domain #25 (Domestic Violence). You were given eleven (11) hours of instruction which included learning the definition of domestic violence, recognizing the elements associated with crimes involving domestic violence, and to recognize what circumstances should lead to an arrest. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 15-16, lines 647-672).
 - It is your opinion that investigating domestic violence cases, “is necessary work, but it’s wasteful” (page 16, lines 681-691).

- When you respond to domestic violence type calls, you feel your role is to investigate if a crime has occurred, and to “take necessary steps within General Orders and within the law” (page 17, lines 734-742).
- You reiterated that one of your strengths is the ability to communicate and that you know the difference between verbal and nonverbal communication (pages 20-21, lines 812-866).
- During the police academy and while in field training you received instruction on how to investigate crimes (pages 21-23, lines 903-978).
- You estimated while in training you spent approximately seventy-five (75) hours learning how to conduct domestic violence investigations (page 25, lines 1078-1087).
- While in field training you spent approximately fifteen (15) to twenty (20) hours investigating between fifteen (15) and twenty (20) child abuse/child neglect cases (pages 25-26, lines 1092-1126).
- You have a working knowledge of the Sacramento Police Department’s policies, procedures, and General Orders (page 30, lines 1286-1299).
- As a solo patrol officer, you have spent “hundreds of hours” conducting “hundreds of domestic violence investigations” (page 31, 1330-1341).
- As a solo patrol officer, you have spent approximately sixty (60) to seventy-five (75) hours investigating approximately seventy-five (75) crimes involving children (pages 34-35, 1485-1509).
- You demonstrated a working knowledge of California Penal Code (PC) sections 273.5, 243(e)(1), and 273a. You explained the elements of each crime and what circumstances must be present for a misdemeanor or felony arrest (pages 37-38, lines 1606-1635).
- When you are dispatched to a call for service, you read the call details prior to arriving on scene (page 43, lines 1854-1862).
- During your initial contact, you spoke with Mr. [REDACTED] but never asked his full name (page 61, line 2653-2655).
- During your conversation with Mr. [REDACTED] he told you that Ms. [REDACTED] had a history of assaulting him, and she had struck him that evening causing an injury to his forehead (pages 62-68, lines 2700-2952).
- You felt Mr. [REDACTED] credibility was in question because he did not have a visible injury (page 68, lines 2956-2964).
- It is possible Ms. [REDACTED] struck Mr. [REDACTED] but the assault did not cause a visible injury (pages 68-69, lines 2972-2974).
- You should have clarified with Mr. [REDACTED] when he stated that Ms. [REDACTED] had struck him in the forehead (pages 70-71, lines 3059-3065).
- You “missed details” by not “conducting the initial investigation thoroughly” (page 71, lines 3089-3091).

- Based on your training and experience, you have investigated domestic violence incidents where the victim was not the initial caller (page 71, lines 3093-3097).
- Based on your training and experience Mr. [REDACTED] was alleging he was the victim of a 243(e)(1) PC (pages 73-74, lines 3183-3194).
- You failed to ask additional questions to determine if a crime occurred (page 80, lines 3458-3460).
- Based on what Mr. [REDACTED] was alleging, you did not feel this was a domestic violence investigation (pages 80-81, lines 3495-3510).
- It was a mistake, and you did not conduct a thorough investigation when you did not ask Mr. [REDACTED] about the initial remarks on the call for service (page 83, lines 3600-3630).
- You do not know if you were “just being lazy,” and did not have an explanation as to why you did not conduct a thorough investigation (page 84, lines 3632-3634).
- You never communicated with Officers Spring and Swaleh after initially speaking with Mr. [REDACTED] and learning of the alleged assault (page 86, lines 3730-3734).
- You referred to yourself as an “Information Gatherer” and admitted you did not gather the appropriate information from Mr. [REDACTED] to determine if a crime occurred (page 86, lines 3736-3750).
- You had no answer as to why you did not investigate the child abuse/child neglect allegation (pages 93-94, lines 4006-4056).
- You failed to speak with any of the [REDACTED] children regarding the two (2) allegations (pages 94-95, lines 4091-4135).
- Your BWC was activated for eight (8) minutes and forty-six (46) seconds, which was the duration of the call for service (page 99, lines 4311-4330). Your investigation lasted eight (8) minutes and forty-six (46) seconds, and based on the totality of the circumstances, and the alleged allegations, it is not possible to conduct a thorough investigation in eight (8) minutes and forty-six (46) seconds (pages 99-100, lines 4337-4362).
- You did not practice good conduct and behavior when you neglected to conduct a thorough investigation into Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 112, lines 4897-4901).
- You brought discredit upon the Sacramento Police Department when you neglected to thoroughly investigate Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 113, lines 4908-4916).
- You did not serve the public and protect the rights of all individuals when you neglected to thoroughly investigate Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 115, lines 5007-5012).
- You did not properly perform your duties during your assigned shift when you neglected to investigate Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 115, lines 5021-5025).

- You did not ensure the safety of the [REDACTED] children when you failed to investigate the child abuse/child neglect allegation (page 117, lines 5112-5115).
- You did not conduct a thorough investigation when you learned of Mr. [REDACTED] allegation of domestic violence and Ms. [REDACTED] allegation of child abuse/child neglect (page 118, lines 5148-5152).
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2. Employees shall
- a. Serve the public by direction, counsel, and example that does not interfere with the discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.
 - d. Properly perform assigned police responsibilities during a scheduled shift.
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3. **MISDEMEANOR DOMESTIC VIOLENCE** – Per 243(e)(1) PC spousal abuse occurs when the victim does not suffer any visible injuries but results in a traumatic condition willfully inflicted upon a spouse, cohabitant, mother or father of a child, a fiancé, fiancée, or person with whom the defendant currently has or previously had a dating relationship.
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CASES
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1. When the reporting officer's preliminary investigation indicates that a situation involving child abuse, neglect, molestation, or sexual exploitation exists, they shall
 - a. Ensure the safety of the victim(s) and when necessary, place the victim(s) into protective custody.
 - b. Arrest the alleged perpetrators.
 - c. Conduct a thorough preliminary investigation and prepare the necessary written reports.
 - d. Contact the CPS Emergency Response Team and report the abuse, neglect, molestation or sexual exploitation to the on-duty social worker.
 - (1) During the hours of 0800 - 2000, Monday through Friday, a social worker will be on duty.
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PRELIMINARY INVESTIGATIONS
05/13/1993

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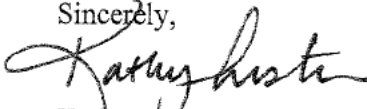
SECTION 4 – LABOR RELATIONS

Rules and Standards of behavior are similar for most city employees. For example, all employees are expected to ... show courtesy to ... members of the public.

Continuation of the above acts or other misconduct on your part will subject you to further disciplinary action, up to and including termination.

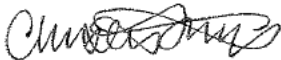
A copy of this letter will be placed in your personnel file. Pursuant to Rule 12.7 of the Rules and Regulations of the Civil Service Board, you have the right to appeal this disciplinary action to the Civil Service Board within fifteen (15) calendar days from the date you receive this letter. You may submit your request for appeal in writing to the Secretary of the Civil Service Board, 915 I Street, Historic City Hall, Second Floor, Sacramento, CA 95814.

Sincerely,



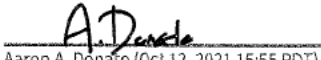
Kathy Lester, Deputy Chief
Office of Operations

Approved:



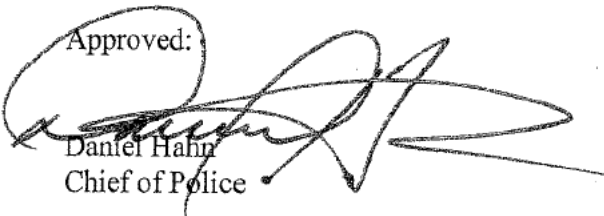
Christen Snyder
Labor Relations Officer

Approved:


Aaron A. Donato (Oct 12, 2021 15:55 PDT)

Aaron Donato
Labor Relations Manager

Approved:



Daniel Hahn
Chief of Police

cc: Human Resources – Labor Relations

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516
(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

August 2, 2021
Compl2020-231

Police Sergeant [REDACTED]
5770 Freeport Blvd., Suite 100
Sacramento, CA 95822



Dear Sergeant [REDACTED]

This letter is to inform you of our intent to suspend you without pay for forty (40) hours in your position as a Police Sergeant with the City of Sacramento. In addition to the forty (40) hour suspension, you are required to attend retraining on Domestic Violence investigations and the POST Academy Learning Domain on Domestic Violence. This action is based on the following facts:

1. You have been employed as a Police Sergeant with the City of Sacramento since August 31, 2019. In calendar year 2020, you were assigned to Patrol Late Watch, District 6. Prior to promoting to the rank of Police Sergeant, you were employed as a Police Officer with the City of Sacramento for 12 years.
2. On August 13, 2020, at approximately 2310 hours, [REDACTED] reported a Domestic Violence in Progress (273.5 P) involving her husband, [REDACTED] Ms. [REDACTED] told the call taker that Mr. [REDACTED] pressed his elbow on her breast "really hard" and threw a box at her 11-year-old son (Sacramento Police incident 20-242851).
3. Sacramento Police Officers Joseph Swaleh (Badge #900), Kevin Spring (Badge #1006), and [REDACTED] responded to the call, conducted a minimal investigation, and determined no crime had occurred.
4. You failed to follow-up with the officers to determine as to why they downgraded a felony in progress to a verbal argument only (415 DV).
5. On August 14, 2020, at approximately 0012 hours, Ms. [REDACTED] called authorities a second time to report a Domestic Violence in Progress (273.5 P). Ms. [REDACTED] told the call taker her husband, [REDACTED] had assaulted her in their van and was yelling at the family (Sacramento Police incident 20-242901).
6. Sacramento Police Officers David Costan (Badge #1019) and Austin Hollibaugh (Badge #412) responded to the call, conducted a minimal investigation, and determined no crime had occurred (415 DV).
7. When the second call for service was dispatched, you were on duty and assigned as the shift supervisor responsible for the geographic area from where the call originated.
8. You never contacted Officers Swaleh, Spring, nor [REDACTED] to inquire about the first call for service.
9. On August 14, 2020, at approximately 0205 hours, you contacted Mr. [REDACTED] regarding a Supervisory Telephone Message (914S). During your phone conversation, Mr. [REDACTED] voiced his displeasure with

how Officers Costan and Hollibaugh handled the second call for service. Mr. [REDACTED] also told you Ms. [REDACTED] struck him multiple times.

10. Knowing that an allegation of domestic violence existed, you neglected to follow-up and facilitate an investigation into the allegation.
11. On August 16, 2020, you began reviewing the Body Worn Camera (BWC) footage related to both calls for service and observed the officers' behavior and performance which substantiated Mr. [REDACTED] claims.
12. From review of the BWC footage, you noted discrepancies with what Officer Costan told you during a phone conversation you had with him on August 14, 2020, specifically related to the facts and circumstances surrounding the second call for service.
13. After conducting your initial investigation and discovering possible officer misconduct, you waited approximately one (1) week to notify your immediate supervisor.
14. On September 24, 2020, you participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and admitted to the following:
 - You have approximately thirteen years of law enforcement experience and you had been a sergeant for approximately one year when these incidents occurred (page 2, lines 57-67).
 - You attended TOPS (Training of Police Supervisors) prior to your appointment to police sergeant (page 3, lines 87-95).
 - As a police officer you were a Field Training Officer (FTO) for approximately three years. In that capacity you trained approximately twenty (20) new officers (page3, lines 99-113).
 - As an FTO, you stressed to your trainees the importance of conducting a thorough domestic violence investigation. You told investigators, "Domestic violence investigations will get you in trouble, they are black and white," and, "Domestic violence investigations are the most basic investigation that all recruits are taught in the academy and field training" (page 3, lines 115-128).
 - You explained the investigative steps an officer should take to ensure a thorough domestic violence investigation is completed (page 4, lines 146-159).
 - You explained the investigative steps an officer should take to ensure a thorough child neglect investigation is completed. You estimated that prior to promoting to the rank of sergeant, you personally investigated no less than fifty (50) child neglect cases (pages 4-5, lines 184-179).
 - You were a detective assigned to the Neighborhood Crimes Unit for approximately one year prior to promoting to the rank of sergeant. As a detective you investigated robberies, burglaries, and home invasions. You explained that a detective's role is to follow-up with victims and ask clarifying questions when the need arises (pages 5-6, lines 208-225).
 - Based on your training and experience you are "pretty comfortable" conducting general criminal investigations (page 6, lines 233-239).
 - You have responded to calls for service to assist officers, but rarely do you periodically respond to calls for service to ensure your officers are following Sacramento Police Department policies and procedures and providing quality customer service. You trust that your officers will do the right thing based on the level of training they have received (page 16, lines 664-692).

- You missed several red flags related to Officer Costan's performance and in hindsight you should have addressed it sooner (page 17, lines 720-741).
- When this call was broadcast (20-242851), your thought process was, "Oh it's another domestic violence call," and you never considered responding to the scene (page 20, lines 871-879).
- Based on your experience, it is common for a Domestic Violence in Progress (273.5 P) call to be downgraded to a verbal disturbance only (415DV), so you never thought to call Officers [REDACTED] Spring, nor Swaleh to inquire about the call's outcome. You further stated you trusted that the officers did their due diligence and conducted a thorough investigation (page 22, lines 925-935).
- In hindsight it is concerning that Officers [REDACTED] Spring, and Swaleh did not spend more time investigating the serious allegations (page 23, lines 969-987).
- You heard the second call for service get broadcast and you copied the call. You further admitted that a return call could signify that responding officers did not handle the first call correctly and you should have responded to ensure a proper investigation was completed (pages 24-25, lines 1029-1090).
- You never considered responding to the second call for service (pages 25-26, lines 1096-1126).
- One of your main responsibilities as a Patrol Sergeant is to ensure calls are handled correctly (page 26, lines 1128-1131).
- Looking back there were a lot of things that you could have done differently that would have avoided this incidents outcome (page 30, lines 1287-1299).
- While speaking with Mr. [REDACTED] on the telephone he told you Ms. [REDACTED] assaulted him (page 32, lines 1365-1369).
- You told Mr. [REDACTED] "We have policies that we should investigate all domestic violence, and once we determine a dominant aggressor, we shall make an arrest" (page 33, lines 1438-1446).
- Mr. [REDACTED] told you Ms. [REDACTED] struck him six (6) times on the forehead and two (2) times on the cheek (page 34, lines 1454-1456).
- After speaking with Mr. [REDACTED] you summarized a crime had possibly been committed by Ms. [REDACTED] and you neglected to facilitate an investigation into the allegations of domestic violence (pages 34-35, lines 1481-1560).
- Your investigation into Mr. [REDACTED] allegations of officer misconduct was completed the following work week. Once your initial investigation was completed, you informed Lieutenant Greg Galliano of your findings (pages 37-38, lines 1591-1665).
- You violated the following General Orders:
 - Responsibility of Rank - 120.03 (pages 52-55, lines 2287-2410)
 - General and Professional Conduct - 210.04 (pages 55-57, lines 2412-2499)
 - Domestic Violence - 533.04 (pages 59-60, lines 2561-2598)
- You violated Officer of Operations Order 527.05 (Preliminary Investigations) (pages 57-59, lines 2501-2559)

- In hindsight you should have responded to the second call for service and supervised the investigation to ensure it was completed properly. You also should have recognized a crime had been alleged during Mr. [REDACTED] phone conversation with you and a follow-up investigation was required. Lastly you should have notified your Lieutenant immediately once the allegation of officer misconduct was made to you (pages 60-61, lines 2600-2661).
15. On September 29, 2020, Mr. [REDACTED] participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:
- Ms. [REDACTED] struck him three (3) times in the forehead prior to the first call for service. Mr. [REDACTED] also informed you he had visible marks on his body from the assault (page 21, line 921-950).
 - You acknowledged Mr. [REDACTED] allegation of domestic violence and told him the officers should have done a better job examining him for visible evidence (page 22, lines 936-941).
 - Ms. [REDACTED] struck him in the temple and ear (page 23, lines 964-974).
 - You summarized the conversation to ensure all of Mr. [REDACTED] concerns were known to you (page 24-25, lines 1017-1044).
 - You told Mr. [REDACTED] that he was the victim of domestic violence on both calls for service and the officers refused to investigate the allegations (page 24, lines 1046-1049).

Your actions in this matter constitute cause for disciplinary action pursuant to the City of Sacramento Rules and Regulations of the Civil Service Board, specifically Rule 12.2 (c) inefficiency; (d) inexcusable neglect of duty; and (w) caused impairment, disruption and discredit to your employment and the public service.

Your actions in this matter are in violation of the Sacramento Police Department Manual of Orders which states, in relevant part:

GENERAL ORDERS
G.O.120.03
RESPONSIBILITIES OF RANK
06-05-17

PURPOSE

The purpose of this order is to explain the responsibilities associated with rank authority.

POLICY

It shall be the policy of the Sacramento Police Department to appoint and provide individuals in command positions the authority to accomplish the mission of the Department.

PROCEDURE

A. GENERAL

5. Supervisory employees shall
 - a. Comply with the law, the Department's ethical guidelines, and the Department's Value
 - d. Take assertive action when necessary, provide leadership and guidance, and set the standard for others to follow.

F. SERGEANTS/SUPERVISORY PERSONNEL

Sergeants/supervisory personnel shall generally be members appointed in charge of one (1) or

more employees. In addition to the general and individual responsibilities of all employees, each is specifically responsible for the following:

1. Closely monitor activities of subordinates, making corrections where necessary and commanding where appropriate.
2. Supervise with firmness, deliberation, and impartiality. The supervisor shall take immediate action when
 - a. Any subordinate violates any Departmental general, office, divisional, or special order.
5. Enforcement of Department rules to ensure compliance with Department policies and procedures.
7. Having a working knowledge of the duties and responsibilities of subordinates. They shall observe contacts made with the public, outside agencies, and other employees, and be available for assistance or instruction. Field supervisors shall respond to calls of serious emergencies, felonies in progress, and others unless actively engaged in a police incident. They shall observe the conduct of the assigned personnel and take active charge when necessary.

GENERAL ORDERS
G.O. 210.04
GENERAL AND PROFESSIONAL CONDUCT
07/12/2017

PURPOSE

The purpose of this order is to establish criteria for the general and professional conduct of Department employees.

PREAMBLE

Working in partnership with the community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City shall be the mission of the Department.

POLICY

It shall be the policy of the Sacramento Police Department to ensure exemplary conduct of Department employees, both on and off duty, and in keeping with the standards of the City Charter, Civil Service Rules and Regulations, and established labor agreements.

PROCEDURE

A. PROFESSIONAL CONDUCT (ALL EMPLOYEES)

1. Employees on or off duty shall
 - a. Be governed by ordinary and reasonable rules of good conduct and behavior.
 - b. Not commit any act whether negligent, intentional, criminal, or otherwise that could bring discredit upon the Department or the City.
 - c. Abide by all laws to include, but not limited to the Penal Code, the Health and Safety Code, and the Welfare and Institutions Code. In addition, employees shall ensure that their personal vehicles are compliant with the California Vehicle Code.
2. Employees shall
 - a. Serve the public by direction, counsel, and example that does not interfere with the

discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.

- d. Properly perform assigned police responsibilities during a scheduled shift.

NOTE: Improper performance or failure to perform assigned police responsibilities during a scheduled shift shall be regarded as neglect or dereliction of duty and cause for disciplinary actions.

GENERAL ORDERS
G.O. 533.04
DOMESTIC VIOLENCE
09/08/2017

PURPOSE

The purpose of this order is to establish procedures for handling domestic violence calls.

POLICY

It shall be the policy of the Sacramento Police Department to treat domestic violence as criminal conduct to prevent additional injury and to restore domestic order.

PROCEDURE

B. ENFORCEMENT

1. When probable cause exists, an arrest shall be made, and the dominant aggressor shall be transported to jail regardless of the severity of the victim's injuries.

OFFICE OF OPERATIONS
527.05
PRELIMINARY INVESTIGATIONS
05/13/1993

PURPOSE

To establish guidelines for the amount of time to be spent on preliminary investigations.

POLICY

That officers assigned to the Office of Operations continue preliminary investigations to the point where delay in the investigation, would not materially jeopardize the investigation.

PROCEDURE

B. Officers shall conduct a thorough investigation to include:

1. establishing the violation of law.
2. thorough identification and interviews of all victims, witnesses, and responsible parties.
3. collection and preservation of any evidence.
4. taking appropriate enforcement action.

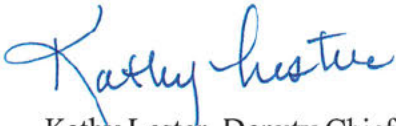
You have the right to respond to this letter either orally or in writing. If you choose to respond in writing, you have until Thursday, August 12, 2021, at 10:00 a.m. to provide a written *Skelly* response to Captain McCloskey. If you wish to respond orally, your *Skelly* meeting is scheduled with assigned *Skelly* Officer, Captain McCloskey on Thursday, August 12, 2021, at 10:00 a.m. in his office at 2409 Dean St, Suite 144, McClellan, CA 95652. Captain McCloskey can be reached at [REDACTED].

Your *Skelly* package contains all written materials, reports, and documents upon which this action will be based and is available for review. If you wish to obtain a copy of your *Skelly* package, please contact Christen Snyder in Labor Relations at (916) 808-3148. It is your responsibility to request, obtain, and fully review the *Skelly* package prior to providing your written response, or attending your *Skelly* meeting. The deadline for your written response and/or *Skelly* meeting will not be rescheduled due to a failure on your part, or on the part of your representative to request, obtain, and/or fully review the *Skelly* package prior to the scheduled time.

IF YOU DO NOT RESPOND EITHER ORALLY OR IN WRITING BY THE DATE AND TIME SCHEDULED, YOU WILL HAVE WAIVED YOUR RIGHT TO RESPOND.

Your response, if any, will be considered prior to the imposition of the proposed discipline.

Sincerely,



Kathy Lester, Deputy Chief
Office of Operations

Approved:



Christen Snyder
Labor Relations Officer

Approved:



Aaron Donato
Labor Relations Manager

Approved:



Dave Peletta
Acting Chief of Police

cc: Human Resources – Labor Relations

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

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www.sacpd.org

December 17, 2021
Compl2020-231

Police Sergeant [REDACTED]
5770 Freeport Blvd., Suite 100
Sacramento, CA 95822

Final Letter Received

Date 1/7/22

Employee K.S.V.

Supervisor [Signature]

Dear Sergeant [REDACTED]:

This letter is to inform you that you are hereby suspended without pay for forty (40) hours from your position as a Police Sergeant with the City of Sacramento. In addition to the forty (40) hour suspension, you are required to attend retraining on Domestic Violence investigations and the POST Academy Learning Domain on Domestic Violence. This action is based on the following facts:

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8. You never contacted Officers Swaleh, Spring, nor [REDACTED] to inquire about the first call for service.
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how Officers Costan and Hollibaugh handled the second call for service. Mr. [REDACTED] also told you Ms. [REDACTED] struck him multiple times.

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- In hindsight it is concerning that Officers [REDACTED] Spring, and Swaleh did not spend more time investigating the serious allegations (page 23, lines 969-987).
- You heard the second call for service get broadcast and you copied the call. You further admitted that a return call could signify that responding officers did not handle the first call correctly and you should have responded to ensure a proper investigation was completed (pages 24-25, lines 1029-1090).
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- Mr. [REDACTED] told you Ms. [REDACTED] struck him six (6) times on the forehead and two (2) times on the cheek (page 34, lines 1454-1456).
- After speaking with Mr. [REDACTED] you summarized a crime had possibly been committed by Ms. [REDACTED] and you neglected to facilitate an investigation into the allegations of domestic violence (pages 34-35, lines 1481-1560).
- Your investigation into Mr. [REDACTED] allegations of officer misconduct was completed the following work week. Once your initial investigation was completed, you informed Lieutenant Greg Galliano of your findings (pages 37-38, lines 1591-1665).
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- You violated Officer of Operations Order 527.05 (Preliminary Investigations) (pages 57-59, lines 2501-2559)

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 - Ms. [REDACTED] struck him in the temple and ear (page 23, lines 964-974).
 - You summarized the conversation to ensure all of Mr. [REDACTED] concerns were known to you (page 24-25, lines 1017-1044).
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GENERAL ORDERS
G.O.120.03
RESPONSIBILITIES OF RANK
06-05-17

PURPOSE

The purpose of this order is to explain the responsibilities associated with rank authority.

POLICY

It shall be the policy of the Sacramento Police Department to appoint and provide individuals in command positions the authority to accomplish the mission of the Department.

PROCEDURE

A. GENERAL

5. Supervisory employees shall
 - a. Comply with the law, the Department's ethical guidelines, and the Department's Value
 - d. Take assertive action when necessary, provide leadership and guidance, and set the standard for others to follow.

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 - a. Any subordinate violates any Departmental general, office, divisional, or special order.
5. Enforcement of Department rules to ensure compliance with Department policies and procedures.
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GENERAL ORDERS

G.O. 210.04

GENERAL AND PROFESSIONAL CONDUCT

07/12/2017

PURPOSE

The purpose of this order is to establish criteria for the general and professional conduct of Department employees.

PREAMBLE

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PROCEDURE

A. PROFESSIONAL CONDUCT (ALL EMPLOYEES)

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discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.

- d. Properly perform assigned police responsibilities during a scheduled shift.

NOTE: Improper performance or failure to perform assigned police responsibilities during a scheduled shift shall be regarded as neglect or dereliction of duty and cause for disciplinary actions.

**GENERAL ORDERS
G.O. 533.04
DOMESTIC VIOLENCE
09/08/2017**

PURPOSE

The purpose of this order is to establish procedures for handling domestic violence calls.

POLICY

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PROCEDURE

B. ENFORCEMENT

1. When probable cause exists, an arrest shall be made, and the dominant aggressor shall be transported to jail regardless of the severity of the victim's injuries.

**OFFICE OF OPERATIONS
527.05
PRELIMINARY INVESTIGATIONS
05/13/1993**

PURPOSE

To establish guidelines for the amount of time to be spent on preliminary investigations.

POLICY

That officers assigned to the Office of Operations continue preliminary investigations to the point where delay in the investigation, would not materially jeopardize the investigation.

PROCEDURE

- B. Officers shall conduct a thorough investigation to include:
1. establishing the violation of law.
 2. thorough identification and interviews of all victims, witnesses, and responsible parties.
 3. collection and preservation of any evidence.
 4. taking appropriate enforcement action.


Continuation of the above acts or other misconduct on your part will subject you to further disciplinary action, up to and including termination.

A copy of this letter will be placed in your personnel file.

Sincerely,


Kathy Lester, Deputy Chief
Office of Operations

Approved:


Christen Snyder
Labor Relations Officer

Approved:


[Aron A. Donato \(Jan 5, 2022 18:35 PST\)](#)
Aaron Donato
Labor Relations Manager

Approved:


Daniel Hahn
Chief of Police

cc: Human Resources – Labor Relations

SETTLEMENT AND RELEASE

This Settlement and Release ("AGREEMENT") is made and entered into on ~~December~~ ^{JANUARY} 7th, 2021, between the City of Sacramento ("City,"), Police Sergeant [REDACTED] ("Sergeant [REDACTED]"), and the Sacramento Police Officers Association ("SPOA") (collectively, the "Parties"), regarding Internal Affairs case number Compl2020-231 and Labor Relations discipline case number 2021-46.

Specifically, the Parties agree that:

1. Discipline case number 2021-46 will be resolved with a final notice of a forty (40) hour suspension. The letter will be issued without referencing a right to appeal because Sergeant [REDACTED] is expressly waiving his right to administratively appeal his suspension. However, in-lieu of serving the suspension Sergeant [REDACTED] will be allowed to forfeit forty (40) hours of accrued vacation. That accrued vacation will be removed from his leave balance immediately upon execution of this Agreement.
2. Record of discipline case 2021-46 shall be retained consistent with the Memorandum of Understanding between the City and SPOA.
3. This Agreement becomes effective when the City transmits the fully signed Agreement to Mr. [REDACTED] and the SPOA.
4. Sergeant [REDACTED] waives the right to appeal, challenge, grieve, litigate, or otherwise file any claim regarding discipline case number 2021-46 to the Civil Service Board or any other administrative or judicial forum. Sergeant [REDACTED] further agrees to withdraw with prejudice any and all currently pending appeals, challenges, grievances, litigation, or claims, with the exception of a valid workers' compensation claim, concerning discipline case number 2021-46, to the Civil Service Board, or any other administrative or judicial forum.
5. Sergeant [REDACTED] hereby releases and forever discharges the City and its successors, assigns, officer, agents, employees, and any and all persons, firms, and corporations having any interest in them, or any of them, of and from any and all claims, and demands of any kind, nature, and description whatsoever and from any and all liabilities, damages, injuries, actions, or causes of action either at law or in equity which Sergeant [REDACTED] has, or in the future may have, against any such entities or any one or more of them, arising out of or in any way related to or connected to the matters referenced in this Agreement.
6. Sergeant [REDACTED] understands and acknowledges that various federal and state laws provide the right to file charges, claims, or complaints against an employer for discrimination on the basis of race, ancestry, color, religion, sex, marital status, national origin, age, physical or mental disability, or sexual preference. Among these laws is Title VII of the Civil Rights Act of 1964, the Age Discrimination Act of 1967, the Civil Rights Act of 1991, the Americans with Disabilities Act, the California Family Rights Act of 1991, the California Fair Employment and Housing Act, as amended, or any successor or replacement statutes.


7. With full understanding of the rights afforded him under these and all other available state, federal, and local laws, Sergeant [REDACTED] agrees, to the extent permitted by law that he will not file or cause to be filed a claim for monetary damages against the City, its officers, agents, employees, or representatives, and does fully and finally release, discharge, indemnify, and hold the City, its officers, agents, attorneys, employees, and representatives harmless from any charges, complaints, or actions based on any alleged violation of these or other available laws, including but not limited to, common law and/or statutory claims relating to harassment, discrimination, or wrongful discharge whether in tort or on a contractual theory. Sergeant [REDACTED] agrees and represents that the City has not engaged in unlawful discriminatory conduct against him related to or arising out of the facts and circumstances at issue in this Agreement.
8. Sergeant [REDACTED] agrees to withdraw any and all claims that have been filed with state or federal Fair Employment Agencies regarding the matters referenced in this Agreement. In addition to withdrawing any and all claims that have been filed with a state or federal Fair Employment Agency, Sergeant [REDACTED] hereby releases and forever discharges the City and its successors, assigns, officers, agents, employees, and any and all persons, firms and corporations having any interest in them from any and all claims and demands of any kind, nature, and descriptions whatsoever and from any and all liabilities, damages, injuries, action or causes of action either at law or in equity which Sergeant [REDACTED] has or in the future may have against any such entities or any or more of them, arising out of or in any way related to or connected to the matters referenced in this Agreement including, but not limited to, mental and emotional distress, psychic injury, bodily injury, attorneys' fees, or costs of suit.
9. Sergeant [REDACTED] hereby agrees to waive and release all claims arising from or related to his employment and the facts and circumstances underlying this Agreement, whether known, unknown, contingent, liquidated, or non-liquidated. He has read and understands and knowingly waives the benefit of the provisions of California Civil Code section 1542, which reads as follows:

"A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release and that, if known by him or her, would have materially affected his or her settlement with the debtor or released party."
10. Sergeant [REDACTED] understands and acknowledges the significance and consequences of this Release and of the specific waiver of section 1542, and expressly consents that this Release shall be given full force and effect as to all claims, whether known or unknown, regarding the matters referenced in this Agreement.
11. Sergeant [REDACTED] acknowledges, agrees, and understands that this Agreement is executed voluntarily and without duress or undue influence on the part of or on behalf of any person, corporation, or entity, and that he has been afforded an opportunity to discuss and review this Agreement with his representative.

12. The Parties agree that any and all issues associated with matters in this Agreement are hereby resolved and that this Agreement is acknowledgement by the parties that the resolution is mutually satisfactory and constitutes final settlement.
13. This Agreement does not establish precedent, nor does it interpret any employee rights under the language of the Agreement, the Rules and Regulations of the Civil Service Board, or any applicable policies or procedures of the City.
14. This Agreement memorializes and constitutes the entire agreement and understanding between the Parties as to all matters referred to or included herein, and supersedes and replaces all prior negotiations, proposed agreements, and agreements, whether written or oral.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement on the date and year first above written.


FOR THE CITY:




Howard Chan (Jan 5, 2022 20:35 PST)
Howard Chan
City Manager



Aaron A. Donato (Jan 5, 2022 18:36 PST)
Aaron Donato
Labor Relations Manager



Shelley Banks-Robinson
Director of Human Resources




Christopher C-Conlin (Jan 5, 2022 22:43 PST)
Christopher Conlin
Assistant City Manager



Daniel Hahn
Police Chief

FOR THE EMPLOYEE:



Sacramento Police Officers Association
Timothy DAVIS

Approved as to form:



Kathleen T. Rogan
Senior Deputy City Attorney

DAVID P. MASTAGNI
JOHN R. HOLSTEDT
CRAIG E. JOHNSEN
BRIAN A. DIXON
STEVEN W. WELTY
STUART C. WOO
DAVID E. MASTAGNI
RICHARD J. ROMANSKI
PHILLIP R.A. MASTAGNI
KATHLEEN N. MASTAGNI STORM
SEAN D. HOWELL
WILLIAM P. CREGER
SEAN D. CURRIN
DANIEL L. OSIER
KENNETH E. BACON
JOHN H. BAKHIT
GRANT A. WINTER
JOSHUA A. OLANDER
TASHAYLA D. BILLINGTON
HOWARD A. LIBERMAN
ZEBULON J. DAVIS
DOUGLAS T. GREEN
SETH A. NUNLEY
MARK E. WILSON

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Chico: (530) 895-3836
San Jose: (408) 292-4802
Stockton: (209) 948-6158
Los Angeles: (213) 640-3529

MELISSA M. THOM
JASON M. EWERT
JONATHAN D. CHAR
BRETT D. BEYLER
VANESSA A. MUNOS
KIMBERLY A. VELAZQUEZ
JOSEPH A. HOFFMANN
WILLIAM M. CLARK
MICHAEL P. R. REED
JIZELL K. LOPEZ
CHERYL CARLSON
ANISH K. SINGH
JOEL M. WEINSTEIN
TAYLOR DAVIES-MAHAFFEY
NATHAN SENDEROVICH
SCOTT P. THORNE
SAMUEL S. SIAVOSHI
BEHNAM M. PARVINIAN
DALBIR K. CHOPRA
CARLY M. MORAN
DAVID R. DEMURJIAN
DYLAN C. MARQUES
RICKY E. MARTORANA

May 28, 2021

RECEIVED
06/08/21

Via Electronic & US Mail

Greg Halstead, Lieutenant
City of Sacramento Police Department
Internal Affairs Division
5770 Freeport Blvd., Suite 100
Sacramento, California 95822-3516
E-mail: GHalstead@pd.cityofsacramento.org

**Re: City of Sacramento Police Officer Austin Hollibaugh;
Formal Request for Hearing under “Lubey” & Formal Request for
Information; Our File No.: LDF/20-2263**

Dear Lieutenant Halstead:

The Law Offices of Mastagni Holstedt, A.P.C., represent Sacramento Police Officer Austin Hollibaugh. I write in response to the City of Sacramento Police Department’s (“Department”) notice of findings (“Notice”) issued to Officer Hollibaugh on May 26, 2021.¹ In that Notice, the Department acknowledges Officer Hollibaugh’s right to a “Liberty Interest conference, per *Lubey v. City and County of San Francisco (1979) 98 Cal.App.3d 340, 346 [159 Cal.Rptr. 440]*. Please accept this letter as a formal request for hearing under *Lubey*, and for information upon which the sustained findings of Neglect of Duty, Conduct Unbecoming and Dishonesty are based.

As I understand, the materials upon which the Notice is based have not yet been provided to Officer Hollibaugh.

As you are aware, prior to any disciplinary proceeding Officer Hollibaugh is entitled to any relevant information related to discipline that may be imposed. Relevant information includes evidence that has any tendency within reason to prove or disprove a disputed fact of consequence, the truthfulness of a witness’s testimony, or a declarant’s hearsay statement. (Cal. Evid. Code §§ 210, 780, 1202.) Notwithstanding Officer Hollibaugh’s current probationary status, the Public Safety Officers’ Procedural Bill of Rights Act (“POBRA”) entitles him to the raw notes and recorded interview statements of all witnesses because he is administratively charged with misconduct. (See POBRA § 3303(g).) Officer Hollibaugh is also entitled to any transcribed copies of notes and any reports or complaints made by an investigator or other person. (See POBRA § 3303(g); *James Davis v. County of Fresno (2018) 22 Cal.App.5th 1122.*) A report is any source information or attachment incorporated by reference upon which the investigation depended. (*Id.*)

¹ See attached, Notice.

Penal Code § 135.5² also places requirements on information that must be provided to a public safety officer. (Cal. Penal Code § 135.5.) It is unlawful to conceal any relevant evidence during the disciplinary process. (*Id.*) Concealment includes knowingly failing to provide any relevant evidence. (*Id.*) The Department has a duty to preserve all relevant evidence, including any evidence scheduled for regular destruction pursuant to a plan adopted by the Department (e.g., electronic data).

I recognize some information may not be relevant to your organization to decide the discipline of Officer Hollibaugh, but it may be relevant to disprove the allegations or mitigate the facts or level of discipline against him at hearing. Therefore, I have provided a list of information my office considers relevant to defending our client from the allegations in the Notice. Such information is discoverable at this review stage; therefore, Officer Hollibaugh's rights under POBRA extend your duty to preserve and disclose this information.

Please allow our client an opportunity to examine all physical evidence obtained in this matter and treat this information request as a continuing request until this matter has been settled or adjudicated.

On behalf of our client please provide the following:

1. All writings, facsimiles, electronic or otherwise, that constitute, identify, reflect, refer to, or otherwise contain information relating to this matter. This information should include but not be limited to any electronic or handwritten investigative notes and/or other source documents.
2. All writings, electronic or otherwise, that constitute, identify, reflect, refer to, or otherwise contain information relating to statements of any potential witness and/or any other person(s) involved in this investigation.
3. All photographs, motion pictures, or videotapes related to the case file.
4. All writings, facsimiles, electronic or otherwise, that constitute, identify, reflect, refer to, or otherwise contain information relating to any recommendations from supervisory or management staff that differ or contradict the current conclusions or recommendations of proposed discipline.
5. All writings, facsimiles, electronic or otherwise, that constitute, identify, reflect, refer to, or otherwise contain information relating to all personnel or supervisory records for Officer Hollibaugh during his time in the City's employ, whether located in Officer Hollibaugh's personnel file or elsewhere in the City's possession. This should include a copy of Officer Hollibaugh's performance evaluations; training records; commendations by members of the Department, neighboring

² Penal Code 135.5 states: "Any person who knowingly alters, tampers with, conceals, or destroys relevant evidence in any disciplinary proceeding against a public safety officer, for the purpose of harming that public safety officer, is guilty of a misdemeanor."

agencies, or the public; any record of supervisor counseling or correction; any record of administrative investigation; and any record of formal discipline.

6. All writings, facsimiles, electronic or otherwise, that constitute, identify, reflect, refer to, or otherwise contain information relating to the City's records retention policy and/or requirements.

Please do not destroy or allow to be destroyed any evidence related to the above items, including material evidence such as pictures, photographs, and recordings and the things depicted in those recordings, even if you are legally or practically unable to provide them to me.

Should any questions arise please contact me at [REDACTED] or by email at asingh@mastagni.com. Once I obtain this information, I will be able to meaningfully participate in the Liberty Interest conference, scheduled for June 3, 2021 at 9:30 a.m. Thank you.

Sincerely,

MASTAGNI HOLSTEDT, A.P.C.



for ANISH K. SINGH
Attorney at Law

AKS/rlr

City of
SACRAMENTO
Police Department

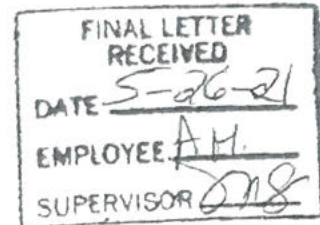
DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

May 26, 2021

Compl2020-231



Austin Hollibaugh
[REDACTED]

Dear Mr. Hollibaugh,


The findings of your internal affairs investigation under Compl2020-231 are as follows:

Neglect of Duty: **Sustained**
Conduct Unbecoming: **Sustained**
Dishonesty: **Sustained**

As required by law, we are informing you that you have adverse information that will remain in your personnel file. Based on the sustained allegations, discipline up to and including termination may be imposed. The issue of discipline will become moot if you are released from probation.

You are entitled to a Liberty Interest conference, per *Lubey v. City and County of San Francisco* (1979) 98 Cal.App.3d 340, 346 [159 Cal.Rptr. 440]. You may respond to your Liberty Interest conference in person, telephonically, or in writing. If you choose to respond in writing, you have until 5:00 p.m. on June 1, 2021, to provide a written response to Captain McCloskey. If you choose to respond in person or telephonically, your Liberty Interest conference is scheduled with Captain McCloskey on June 1, 2021, at 1:00 p.m. in his office at 2409 Dean Street, McClellan Park, CA 95652. You can contact Captain McCloskey at [REDACTED] or RMcCloskey@sacpd.org.

Sincerely,


Greg Halstead, Lieutenant
Internal Affairs Division

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

MEMORANDUM

DATE: June 3, 2021

TO: Daniel Hahn, Chief of Police
David Risley, Deputy Chief of Police

FROM: Bob McCloskey, Police Captain

SUBJECT: Lubey Hearing for IAD Case # 2020-231

This memorandum has been prepared to document the Liberty Interest conference conducted with Officer Austin Hollibaugh for the SPD Internal Affairs case 2020-231.

On June 3, 2021, at 0930 hours, I met with Officer Hollibaugh and his representative, Anish Singh, an attorney from the Mastagni and Holstedt Law Firm. The hearing took place in my office at the Sacramento Police Academy at 2409 Dean Street, McClellan Park, CA 95652.

Officer Hollibaugh and attorney Singh presented their case as to why they felt the sustained allegation of dishonesty was not appropriate for this case. In their presentation, Officer Hollibaugh made it very clear that the written comments that he added to SPD Call 2020-242901 were not false or dishonest in any way. The statements made by Officer Hollibaugh and attorney Singh were similar to what he told Internal Affairs investigators in his prior interview. Officer Hollibaugh and Attorney Singh did not provide any new details or evidence that wasn't already provided during his interview with Internal Affairs Sergeant Landberg and Officer Alonso. Based on my review, I do not propose any changes to the sustained allegation of dishonesty.

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

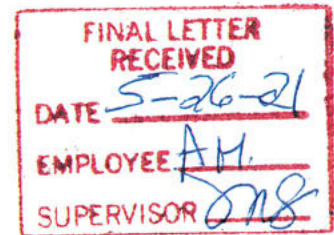
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Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

May 26, 2021

Compl2020-231

Austin Hollibaugh
[REDACTED]



Dear Mr. Hollibaugh,


The findings of your internal affairs investigation under Compl2020-231 are as follows:

Neglect of Duty: **Sustained**
Conduct Unbecoming: **Sustained**
Dishonesty: **Sustained**

As required by law, we are informing you that you have adverse information that will remain in your personnel file. Based on the sustained allegations, discipline up to and including termination may be imposed. The issue of discipline will become moot if you are released from probation.

You are entitled to a Liberty Interest conference, per *Lubey v. City and County of San Francisco* (1979) 98 Cal.App.3d 340, 346 [159 Cal.Rptr. 440]. You may respond to your Liberty Interest conference in person, telephonically, or in writing. If you choose to respond in writing, you have until 5:00 p.m. on June 1, 2021, to provide a written response to Captain McCloskey. If you choose to respond in person or telephonically, your Liberty Interest conference is scheduled with Captain McCloskey on June 1, 2021, at 1:00 p.m. in his office at 2409 Dean Street, McClellan Park, CA 95652. You can contact Captain McCloskey at [REDACTED] or RMcCloskey@sacpd.org.

Sincerely,


Greg Halstead, Lieutenant
Internal Affairs Division

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

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June 23, 2021
Ref: COP 6-108

Ms. Anish K. Singh, Associate
MASTAGNI HOLSTEDT, A.P.C.
Labor and Employment Department
1912 I Street
Sacramento, CA 95811

Dear Ms. Singh:

After considering the discussion during Mr. Hollibaugh's Lubey hearing with Captain McCloskey, the findings on his allegations will remain sustained.

Sincerely,



Daniel Hahn
Chief of Police

DH:lf

cc: Austin Hollibaugh

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

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MEMORANDUM

DATE: June 3, 2021

TO: Daniel Hahn, Chief of Police
David Risley, Deputy Chief of Police

FROM: Bob McCloskey, Police Captain

SUBJECT: Lubey Hearing for IAD Case # 2020-231

This memorandum has been prepared to document the Liberty Interest conference conducted with Officer Austin Hollibaugh for the SPD Internal Affairs case 2020-231.

On June 3, 2021, at 0930 hours, I met with Officer Hollibaugh and his representative, Anish Singh, an attorney from the Mastagni and Holstedt Law Firm. The hearing took place in my office at the Sacramento Police Academy at 2409 Dean Street, McClellan Park, CA 95652.

Officer Hollibaugh and attorney Singh presented their case as to why they felt the sustained allegation of dishonesty was not appropriate for this case. In their presentation, Officer Hollibaugh made it very clear that the written comments that he added to SPD Call 2020-242901 were not false or dishonest in any way. The statements made by Officer Hollibaugh and attorney Singh were similar to what he told Internal Affairs investigators in his prior interview. Officer Hollibaugh and Attorney Singh did not provide any new details or evidence that wasn't already provided during his interview with Internal Affairs Sergeant Landberg and Officer Alonso. Based on my review, I do not propose any changes to the sustained allegation of dishonesty.

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

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www.sacpd.org

August 3, 2021
Compl2020-231



Police Officer David Costan
5770 Freeport Blvd., Suite 100
Sacramento, CA 95822

Dear Officer Costan:

This letter is to inform you of our intent to terminate you from your position as a Police Officer and from City service. This action is based on the following facts:

1. You have been employed as a Police Officer with the City of Sacramento since December 10, 2016. For calendar year 2020, you were assigned to Late Watch and worked Wednesday through Saturday, 9:00 p.m. through 7:00 a.m.
2. On August 13, 2020, at approximately 2310 hours, [redacted] reported a Domestic Violence in Progress (273.5 P) involving her husband, [redacted] Ms. [redacted] told the call taker that Mr. [redacted] pressed his elbow on her breast "really hard" and threw a box at her 11-year-old son (Sacramento Police incident 20-242851). This call was dispatched to Officers [redacted] (Badge # [redacted]), Kevin Spring (Badge # 1006), and Joseph Swaleh (Badge #900). Responding officers determined no crime had occurred and cleared the call at 2342 hours as a verbal argument only (415 DV). You were not dispatched to this call for service.
3. On August 14, 2020, at approximately 0012 hours, Ms. [redacted] called authorities a second time to report a Domestic Violence in Progress (273.5 P). Ms. [redacted] told the call taker her husband, [redacted] had assaulted her in their van and was yelling at the family (Sacramento Police incident 20-242901). You and Officer Austin Hollibaugh (Badge #412) were dispatched to this call for service.
4. Upon arriving on scene, you contacted Ms. [redacted] who would later inform you that Mr. [redacted] assaulted her prior to the first call for service and continued to do so after responding officers cleared the call, resulting in the second call for service. She also informed you that Mr. [redacted] threw a box at her child.
5. As the second call for service continued, Officer Hollibaugh contacted Mr. [redacted] and informed you that Mr. [redacted] was alleging Ms. [redacted] had assaulted him.
6. Despite having victim statements from both parties that a crime had occurred and having only conducted minimal investigation, you broadcasted over your police radio, "415DV only," advising dispatch and your supervisor that the argument was verbal only and no crime had occurred.
7. While still on scene, you called your supervisor, Sergeant [redacted] (Badge [redacted]). During your phone conversation, you gave Sergeant [redacted] inaccurate and misleading information. Specifically, you told Sergeant [redacted] that both parties advised this was a verbal argument only and that there was no allegation of physical domestic violence leaving Sergeant [redacted] with the incorrect conclusion that no crime had been alleged.

8. You left the scene after failing to properly investigate the allegations of domestic violence and child endangerment. You did not conduct a thorough interview with Ms. [REDACTED]. You did not interview her 11-year-old son. After Officer Hollibaugh informed you that Mr. [REDACTED] alleged that Ms. [REDACTED] had assaulted him, you did not recontact Mr. [REDACTED] nor conduct a thorough interview.
9. Following the second call for service, dispatch forwarded a Supervisory Telephone Message (914 S) from Mr. [REDACTED] to Sergeant [REDACTED] who was displeased with how you handled the call for service. As a result of Mr. [REDACTED]'s complaint, Sergeant [REDACTED] would later review your Body Worn Camera (BWC) footage related to the call for service and discover discrepancies with what you told him during your phone conversation.
10. During this investigation, you participated in two (2) fact-finding interviews. The first investigation was on October 22, 2020. The second investigation was on November 19, 2020. Prior to each interview you were ordered to answer all questions honestly and fully. Prior to each interview you were read an admonishment that advised your failure to answer all questions honestly and fully could lead to disciplinary action, including termination. During the first interview you spoke in detail of a telephone conversation you had with Officer Swaleh before you responded to the call for service (20-242901). During the follow-up interview, you admitted giving investigators misinformation regarding the specifics of the conversation and when it occurred.
11. On September 10, 2020, Officer Swaleh participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:
 - Officer Swaleh sent a point-to-point text message from his Mobile Data Computer (MDC) to your MDC (this is commonly referred to as a "to Message") after realizing you had been on scene at call for service 20-242901 for an extended period. During your subsequent text message conversation, you never asked Officer Swaleh specific questions regarding the first call for service to this location 20-242851 (page 36, lines 1558-1568).
12. On September 24, 2020, Sergeant [REDACTED] participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:
 - [REDACTED]
 - On August 14, 2020, you telephoned Sergeant [REDACTED] and gave him a verbal update on Call for Service 20-242901. During the telephone conversation, you told Sergeant [REDACTED] that it was a 415DV only. You stated nothing physical occurred, it was a verbal argument only, and neither parties were alleging any physical assault (pages 27-31, lines 1150-1329).
 - Sgt. [REDACTED] reviewed your BWC footage related to call for service 20-242901 and noted that Mr. [REDACTED] did in fact tell Officer Hollibaugh that Ms. [REDACTED] assaulted him. He further noted that Ms. [REDACTED] told you Mr. [REDACTED] elbowed or hit her in the chest area (pages 37-40, lines 1593-1738).
13. On October 15, 2020, Officer Hollibaugh participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and relayed the following:

- Upon arrival at call for service 20-242901, you initially spoke with both Ms. [REDACTED] and Mr. [REDACTED]. Following your brief conversation with the two involved parties, you took Ms. [REDACTED] aside and spoke with her. While you spoke with Ms. [REDACTED], Officer Hollibaugh talked with Mr. [REDACTED]. Once your initial conversation with Ms. [REDACTED] concluded, Officer Hollibaugh walked over to your location and you told him Ms. [REDACTED] expressed to you that no crime had occurred, and it was a verbal argument between spouses only (415 DV). Officer Hollibaugh told you Mr. [REDACTED] was alleging that Ms. [REDACTED] assaulted him prior to the first call for service (page 34, lines 1462-1496).
- Following your conversation with Officer Hollibaugh, you called Sergeant [REDACTED] to update him on the call for service with the specific circumstances. Following your phone conversation with Sergeant [REDACTED] you told Officer Hollibaugh that Sergeant [REDACTED] was satisfied with how the call was being handled, and the overall goal of separating the two parties for the evening (pages 38-39, lines 1656-1693).
- During the entirety of the call for service, you never shared with Officer Hollibaugh that Ms. [REDACTED] told you Mr. [REDACTED] assaulted her and threw a box at her 11-year-old son (page 103, lines 4496-4499).

14. On October 22, 2020, you participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and admitted to the following:

- You received and understood an admonishment to answer all questions honestly and fully (page 1, lines 36-42).
- In 2020, you were given two (2) hours of instruction on Domestic Violence while attending Continuing Professional Training (CPT). The update covered such topics as 13700 PC (Domestic Violence Defined), 273.5 PC (Felony Domestic Violence), and 243(e)(1) PC (Misdemeanor Domestic Violence). Attendees also participated in a scenario which reinforced learning points covered during the lecture (pages 4-5, lines 171-215, Domestic Violence PowerPoint CPT 2020).
- One of your weaknesses you have recently identified is a complacent mindset which has set in due to your time working graveyard patrol (page 8, lines 307-324).
- You learned how to conduct investigations while in the police academy (16BR2) and in field training. While in the police academy, you learned how to conduct numerous types of criminal investigations such as domestic violence, child abuse, homicide, and assaults (page 12-13, lines 520-535).
- While in the police academy, you were taught Learning Domain #1 (Leadership, Professionalism & Ethics). You were provided thirteen (13) hours of instruction which included aspects of leadership, professional and ethical behavior, and the Law Enforcement Code of Ethics. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 13-14, lines 542-588).
- While in the police academy, you were taught Learning Domain #4 (Victimology / Crisis Intervention). You were provided eight (8) hours of instruction which included identifying direct and indirect victims of crime. The physical reactions or behaviors exhibited by victims and the techniques officers can use to help defuse a crisis situation for a victim of crime. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 14-15, lines 542-588).

- While in the police academy, you were taught Learning Domain #9 (Crimes Against Children). You were provided eight (8) hours of instruction which included recognizing the crime elements required to arrest for various crimes involving children. Recognizing the crime classification between a misdemeanor and a felony, and the statutory definition of child abuse. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 15-16, lines 633-665).
- While in the police academy, you were taught Learning Domain #25 (Domestic Violence). You were provided eleven (11) hours of instruction which included learning the definition of domestic violence, and recognizing the elements associated with crimes involving domestic violence. You were also trained to recognize in which circumstances an arrest should be made. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 16-17, lines 667-719).
- During the police academy and while in field training, you received the training and experience necessary to identify potential child abuse/child neglect and how to properly investigate it (pages 19-20, lines 840-876).
- While in field training you received adequate instruction on how to properly update a supervisor regarding the status of an investigation or call for service. You agreed it was important to provide accurate information to your supervisor during such updates (page 21-23, lines 879-971).
- In four (4) years, you have responded to, and have been involved with, the investigation of approximately one hundred (100) Domestic Violence calls for service. At this point in your career, you are comfortable handling these types of investigations (pages 24-31, lines 1044-1324).
- In four (4) years, you have responded to, and have been involved with, the investigation of approximately thirty (30) Child Abuse/Child Neglect calls for service. At this point in your career, you are comfortable handling these types of investigations (pages 31-33, lines 1326-1447).
- You demonstrated a working knowledge of 273.5 PC, 243(e)(1) PC, and 273a PC. You also explained the elements of each crime, and what circumstances must be present for a misdemeanor or felony arrest (pages 34-35, lines 1456-1511).
- On August 14, 2020, at 0016 hours, you, and Officer Hollibaugh were dispatched to a Domestic Violence in Progress Call for Service. This was a Priority 2 call which meant the pertinent call details were sent to your Mobile Data Computer and voiced to you over the police radio by the police dispatcher. You reviewed the call details prior to arriving on scene (pages 35-37 lines 1517-1620).
- You were aware this was a return call for service. You were also aware the complainant, Ms. [REDACTED] was alleging a physical altercation had occurred, and her husband, Mr. [REDACTED], was acting erratically (page 38, lines 1622-1647).
- Prior to arriving on scene, you telephoned Officer Swaleh and had a thirty (30) second conversation about the prior call for service (20-242851) wherein you inquired the following:
 - “Hey what do you guys have?”
 - “Did you guys kind of investigate a few things?”
 - “Hey, did you have a concern of whether it was a DV?”
 - “Did you have any concerns for the kids?”

- “What was the general outcome?”
- Officer Swaleh told you both parties were talking about each other, not making specific allegations and were uncooperative (pages 38-42, lines 1655-1789).
- Upon arrival you spoke to Ms. [REDACTED] away from Mr. [REDACTED]. During your conversation with Ms. [REDACTED] she told you Mr. [REDACTED] hit her in the chest and also stated, “he just keeps doing it.” Ms. [REDACTED] also told you Mr. [REDACTED] threw a box at her 11-year-old son (pages 60-67, lines 2623-2908).
- You did not speak with Ms. [REDACTED] son regarding the box throwing incident, but you should have. By speaking with the [REDACTED] child, you could have developed probable cause for the child endangerment allegation and obtained additional information regarding the domestic violence allegation (Page 68, lines 2941-2963).
- You were embarrassed for not asking any clarifying or follow-up questions and for taking minimal investigative steps to investigate both allegations (page 69, lines 3007-3016).
- After being on scene for five (5) minutes, you completed your criminal investigation, and now were focused on the welfare of Ms. [REDACTED] and the [REDACTED] children. More investigating should have occurred (pages 70-71, lines, 3059-3075).
- You, “just kind of brushed off” Ms. [REDACTED] allegation of domestic violence instead of doing an investigation (page 85, lines 3683-3696).
- You told Officer Hollibaugh that Ms. [REDACTED] told you no crime occurred, and the situation was only a verbal argument between spouses. You failed to tell Officer Hollibaugh that Ms. [REDACTED] told you that Mr. [REDACTED] hit her and threw a box at her 11-year-old son (pages 86-87, lines 3739-3808).
- You broadcast an update over the police radio stating, “415DV only.” This broadcast was made knowing a thorough investigation had not been completed to prove or disprove the domestic violence allegation (pages 88-89, lines 3815-3870).
- Minimally an Information Report should have been written to document your actions and both parties’ statements (pages 96-97, lines 4199-4220).
- You called Sergeant [REDACTED] on the telephone and gave him an update on the call for service. You failed to provide Sergeant [REDACTED] with an accurate portrayal of Ms. [REDACTED] statement. It was obvious from statements recorded on your BWC that you did not give Sergeant [REDACTED] the proper information, and your update was not accurate (pages 100-101, pages 4372-4407).
- [REDACTED]
- You violated the following General Orders:
 - General and Professional Conduct - 210.04 (pages 116-118, lines 5053-5168)
 - Domestic Violence - 533.04 (page 119, lines 5170-5206)
 - Reporting Child Abuse, Neglect, Molestation, or Sexual Exploitation Cases – 540.02 (pages 119-120, lines 5208-5247)

- You violated Officer of Operations Order 527.05 (Preliminary Investigations) (pages 120-121, lines 5249-5274)
- In hindsight, you should have conducted a more thorough investigation and not communicated in such a way that misconstrued the facts and circumstances to Sergeant [REDACTED] (page 124, lines 5396-5416).

15. On November 19, 2020, you participated in a follow-up fact-finding interview with the Sacramento Police Department's Internal Affairs Division and admitted to the following:

- You received and understood an admonishment to answer all questions honestly and fully (page 1, lines 37-43).
- Contrary to statements made by you in your October 22, 2020, interview, you did not have a telephone conversation with Officer Swaleh prior to arriving at call for service 20-242901. This fact was substantiated by the redacted telephone records you provided investigators (page 3, lines 97-111).
- Contrary to statements made by you in your October 22, 2020, interview, you did not have a conversation with Officer Swaleh prior to arriving at call for service 20-242901. You never asked him (pages 8-10, lines 341-400):
 - Hey, what do you guys have?
 - Did you guys kind of investigate a few things?
 - Hey, did you have any concerns of whether it was a DV?
 - Did you have any concerns for the kids?
 - What was the general outcome?
- Contrary to statements made by you in your October 22, 2020, interview, Officer Swaleh did not tell you the following information prior to your arrival at call for service 20-242901 (page 10, lines 402-410):
 - Ms. [REDACTED] and Mr. [REDACTED] were both making assumptions and both kind of talking shit about each other.
 - They are kind of not necessarily making allegations, but they are both uncooperative.

You spoke to Officer Swaleh on the telephone at 2347 hours on August 14, 2020. The telephone conversation took place approximately twenty-three (23) hours after call for service 20-242901 was originally received. This fact was substantiated by the redacted telephone records you provided investigators (page 3, lines 113-140).

- The information you provided investigators during your October 22, 2020, interview regarding having spoken with Officer Swaleh for thirty (30) seconds prior to arriving at call for service 20-242901 was inaccurate (page 10, lines 412-430).
- You stipulated that the specific information you provided during your October 22, 2020, interview regarding your telephone conversation with Officer Swaleh was inaccurate (page 15, lines 644-654).

16. On March 10, 2021, Officer Joseph Swaleh participated in a follow-up fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:

- On August 14, 2020, at 0130 hours, Officer Swaleh sent you a “To Message” regarding call for service 20-242901. This was after you had been on scene of call for service 20-242901 for one (1) hour and ten (10) minutes and the first time either of you had communicated regarding either call for service 20-242851 or 20-242901. Computer records indicate your “To Message” conversation occurred from 0130 hours to 0134 hours (page 2, lines 68-134, To Message Log).
- On August 14, 2020, at 2347 hours, you had a one (1) minute phone conversation with Officer Swaleh. This was the next shift and approximately twenty-three (23) hours after call for service 20-242901 was originally received (pages 5-7, lines 207-307, Phone Log).
- Officer Swaleh did not recall what you specifically talked about during the phone conversation, however, he stated that he has never had a conversation with you over the telephone regarding a call for service which occurred on your previous shift (page 8, lines 316-338).
- Officer Swaleh has no knowledge of meeting with you in person before you arrived on scene of call for service 20-242901. Furthermore, he has no knowledge of meeting with you in person following the call for service and prior to your telephone conversation (page 10, lines 416-424).

Your actions in this matter constitute cause for disciplinary action pursuant to the City of Sacramento Rules and Regulations of the Civil Service Board, specifically Rule 12.2. (c) inefficiency; (d) inexcusable neglect of duty; (e) insubordination; (f) dishonesty; (n) discourteous treatment of any member of the public; and (w) caused impairment, disruption and discredit to your employment and the public service.

Your actions in this matter are in violation of the Sacramento Police Department Manual of Orders which states, in relevant part:

GENERAL ORDERS

G.O. 210.04

GENERAL AND PROFESSIONAL CONDUCT

07/12/2017

PURPOSE

The purpose of this order is to establish criteria for the general and professional conduct of Department employees.

PREAMBLE

Working in partnership with the community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City shall be the mission of the Department.

POLICY

It shall be the policy of the Sacramento Police Department to ensure exemplary conduct of Department employees, both on and off duty, and in keeping with the standards of the City Charter, Civil Service Rules and Regulations, and established labor agreements.

PROCEDURE

A. PROFESSIONAL CONDUCT (ALL EMPLOYEES)

1. Employees on or off duty shall
 - a. Be governed by ordinary and reasonable rules of good conduct and behavior.
 - b. Not commit any act whether negligent, intentional, criminal, or otherwise that could bring discredit upon the Department or the City.
 - c. Abide by all laws to include, but not limited to the Penal Code, the Health and Safety Code, and the Welfare and Institutions Code. In addition, employees shall ensure that their personal vehicles are compliant with the California Vehicle Code.

2. Employees shall
 - a. Serve the public by direction, counsel, and example that does not interfere with the discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.
 - d. Properly perform assigned police responsibilities during a scheduled shift.
NOTE: Improper performance or failure to perform assigned police responsibilities during a scheduled shift shall be regarded as neglect or dereliction of duty and cause for disciplinary actions.
 - k. Not file false, inaccurate or improper information orally or in writing, either personally or through another employee, for criminal prosecution, personal gain, or for unearned recognition, including sick or injury reports, falsification of public records, or for any other purpose.

D. SUPERVISION/LAWFUL ORDERS

4. The willful disobedience of any lawful order issued by a superior is insubordination.

GENERAL ORDERS

G.O. 533.04

DOMESTIC VIOLENCE

09/08/2017

PURPOSE

The purpose of this order is to establish procedures for handling domestic violence calls.

POLICY

It shall be the policy of the Sacramento Police Department to treat domestic violence as criminal conduct to prevent additional injury and to restore domestic order.

PROCEDURE

A. DEFINITIONS

3. MISDEMEANOR DOMESTIC VIOLENCE – Per 243(e)(1) PC spousal abuse occurs when the victim does not suffer any visible injuries but results in a traumatic condition willfully inflicted upon a spouse, cohabitant, mother or father of a child, a fiancé, fiancée, or person with whom the

defendant currently has or previously had a dating relationship.

- a. The victim of domestic violence does not need to have any visible injuries, redness, and/or swelling, nor is it necessary the victim suffered internal injuries. The mere complaint of pain can qualify as a misdemeanor domestic violence charge under 243(e)(1) PC.

B. ENFORCEMENT

1. When probable cause exists, an arrest shall be made, and the dominant aggressor shall be transported to jail regardless of the severity of the victim's injuries.

GENERAL ORDERS

540.02

REPORTING CHILD ABUSE, NEGLECT, MOLESTATION, OR SEXUAL EXPLOITATION CASES

08/22/17

PURPOSE

The purpose of this order is to establish procedures for reporting child abuse per Penal Code Section 11166(a).

POLICY

It shall be the policy of the Sacramento Police Department to report all cases involving children who are victims of abuse, neglect, molestation, and sexual exploitation to the Sacramento County Children's Protective Services (CPS) as soon as is practical.

PROCEDURE

B. RESPONSIBILITIES

1. When the reporting officer's preliminary investigation indicates that a situation involving child abuse, neglect, molestation, or sexual exploitation exists, they shall
 - a. Ensure the safety of the victim(s) and when necessary, place the victim(s) into protective custody.
 - b. Arrest the alleged perpetrators.
 - c. Conduct a thorough preliminary investigation and prepare the necessary written reports.
 - d. Contact the CPS Emergency Response Team and report the abuse, neglect, molestation or sexual exploitation to the on-duty social worker.
 - (1) During the hours of 0800 - 2000, Monday through Friday, a social worker will be on duty.
 - (2) From 2000 - 0800 hours, Monday through Friday, and 24 hours a day on Saturdays and Sundays, a social worker will be on call.

OFFICE OF OPERATIONS
527.05
PRELIMINARY INVESTIGATIONS
05/13/1993

PURPOSE

To establish guidelines for the amount of time to be spent on preliminary investigations.

POLICY

That officers assigned to the Office of Operations continue preliminary investigations to the point where delay in the investigation, would not materially jeopardize the investigation.

PROCEDURE

B. Officers shall conduct a thorough investigation to include:

1. establishing the violation of law.
2. thorough identification and interviews of all victims, witnesses, and responsible parties.
3. collection and preservation of any evidence.
4. taking appropriate enforcement action.

Your actions in this matter are in violation of the City of Sacramento Employee Handbook, which states in relevant part:

SECTION 4 – LABOR RELATIONS

Rules and Standards of behavior are similar for most city employees. For example, all employees are expected to ... show courtesy to ... members of the public.

You have the right to respond to this letter either orally or in writing. If you choose to respond in writing, you have until Thursday, August 12, 2021, at 11:00 a.m. to provide a written *Skelly* response to Captain McCloskey. If you wish to respond orally, your *Skelly* meeting is scheduled with assigned *Skelly* Officer, Captain McCloskey on Thursday, August 12, 2021, at 11:00 a.m. in his office at 2409 Dean St, Suite 144, McClellan, CA 95652. Captain McCloskey can be reached at [REDACTED]

Your *Skelly* package contains all written materials, reports, and documents upon which this action will be based and is available for review. If you wish to obtain a copy of your *Skelly* package, please contact Christen Snyder in Labor Relations at (916) 808-3148. It is your responsibility to request, obtain, and fully review the *Skelly* package prior to providing your written response, or attending your *Skelly* meeting. The deadline for your written

response and/or *Skelly* meeting will not be rescheduled due to a failure on your part, or on the part of your representative to request, obtain, and/or fully review the *Skelly* package prior to the scheduled time.

IF YOU DO NOT RESPOND EITHER ORALLY OR IN WRITING BY THE DATE AND TIME SCHEDULED, YOU WILL HAVE WAIVED YOUR RIGHT TO RESPOND.

Your response, if any, will be considered prior to the imposition of the proposed discipline.

Sincerely,



Dave Peletta

Acting Chief of Police

APPROVED:



Howard Chan (Aug 5, 2021 14:04 PDT)

Howard Chan

City Manager

APPROVED:



Shelley Banks-Robinson

Director Human Resources

APPROVED:



Aaron A. Donato (Aug 4, 2021 15:32 PDT)

Aaron Donato

Labor Relations Manager

APPROVED:



Christen Snyder

Labor Relations Officer

cc: Human Resources, Labor Relations

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516

(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

MEMORANDUM

DATE: September 14, 2021

TO: Daniel Hahn, Chief of Police
David Risley, Deputy Chief of Police

FROM: Bob McCloskey, Police Captain

SUBJECT: Skelly Hearing for IAD Case # 2020-231

This memorandum has been prepared to document the Skelly hearing conducted with Officer David Costan for the SPD Internal Affairs case 2020-231.

On August 18, 2021, at 1330 hours, I met with Officer Costan and his representative, William Creger, an attorney from the Mastagni and Holstedt Law Firm. The hearing took place in my office at the Sacramento Police Academy at 2409 Dean Street, McClellan Park, CA 95652.

Officer Costan and attorney Creger presented their case as to why they felt the sustained allegation of dishonesty and neglect of duty was not appropriate for this case. In their presentation, Officer Costan admitted to not performing an adequate investigation and/or asking the necessary follow-up questions to determine what crime(s) had been committed. Officer Costan and his attorney could not provide a good explanation as to why Officer Costan was dishonest when referring to a phone conversation that obviously never occurred between himself and Officer Swaleh. The statements made by Officer Costan and attorney Creger were similar to what he told Internal Affairs investigators in his prior interviews. Officer Costan and Attorney Creger did not provide any new details or evidence that wasn't already provided during his interview with Internal Affairs Sergeant Landberg and Officer Alonso. Based on my review, I believe there are reasonable grounds to justify the discipline proposed and I do not propose any changes to the sustained allegation of dishonesty and neglect of duty.

City of
SACRAMENTO
Police Department

DANIEL HAHN
Chief of Police

5770 Freeport Blvd., Suite 100
Sacramento, CA 95822-3516
(916) 808-0800
Fax: (916) 808-0818
www.sacpd.org

November 4, 2021
Compl2020-231

Police Officer David Costan
5770 Freeport Blvd., Suite 100
Sacramento, CA 95822

Final Letter Received

Date 11-8-21

Employee [Signature]

Supervisor YH #503

Dear Officer Costan:

This letter is to inform you that you are hereby terminated from your position as a Police Officer and from City service effective November 8, 2021. This action is based on the following facts:

1. You have been employed as a Police Officer with the City of Sacramento since December 10, 2016. For calendar year 2020, you were assigned to Late Watch and worked Wednesday through Saturday, 9:00 p.m. through 7:00 a.m.
2. On August 13, 2020, at approximately 2310 hours, [REDACTED] reported a Domestic Violence in Progress (273.5 P) involving her husband, [REDACTED]. Ms. [REDACTED] told the call taker that Mr. [REDACTED] pressed his elbow on her breast "really hard" and threw a box at her 11-year-old son (Sacramento Police incident 20-242851). This call was dispatched to Officers [REDACTED] (Badge [REDACTED]), Kevin Spring (Badge # 1006), and Joseph Swaleh (Badge #900). Responding officers determined no crime had occurred and cleared the call at 2342 hours as a verbal argument only (415 DV). You were not dispatched to this call for service.
3. On August 14, 2020, at approximately 0012 hours, Ms. [REDACTED] called authorities a second time to report a Domestic Violence in Progress (273.5 P). Ms. [REDACTED] told the call taker her husband, [REDACTED] had assaulted her in their van and was yelling at the family (Sacramento Police incident 20-242901). You and Officer Austin Hollibaugh (Badge #412) were dispatched to this call for service.
4. Upon arriving on scene, you contacted Ms. [REDACTED] who would later inform you that Mr. [REDACTED] assaulted her prior to the first call for service and continued to do so after responding officers cleared the call, resulting in the second call for service. She also informed you that Mr. [REDACTED] threw a box at her child.
5. As the second call for service continued, Officer Hollibaugh contacted Mr. [REDACTED] and informed you that Mr. [REDACTED] was alleging Ms. [REDACTED] had assaulted him.
6. Despite having victim statements from both parties that a crime had occurred and having only conducted minimal investigation, you broadcasted over your police radio, "415DV only," advising dispatch and your supervisor that the argument was verbal only and no crime had occurred.
7. While still on scene, you called your supervisor, Sergeant [REDACTED] (Badge [REDACTED]). During your phone conversation, you gave Sergeant [REDACTED] inaccurate and misleading information. Specifically, you told Sergeant [REDACTED] that both parties advised this was a verbal argument only and that there was no allegation of physical domestic violence leaving Sergeant [REDACTED] with the incorrect conclusion that no crime had been alleged.

8. You left the scene after failing to properly investigate the allegations of domestic violence and child endangerment. You did not conduct a thorough interview with Ms. [REDACTED]. You did not interview her 11-year-old son. After Officer Hollibaugh informed you that Mr. [REDACTED] alleged that Ms. [REDACTED] had assaulted him, you did not recontact Mr. [REDACTED] nor conduct a thorough interview.
9. Following the second call for service, dispatch forwarded a Supervisory Telephone Message (914 S) from Mr. [REDACTED] to Sergeant [REDACTED] who was displeased with how you handled the call for service. As a result of Mr. [REDACTED] complaint, Sergeant [REDACTED] would later review your Body Worn Camera (BWC) footage related to the call for service and discover discrepancies with what you told him during your phone conversation.
10. During this investigation, you participated in two (2) fact-finding interviews. The first investigation was on October 22, 2020. The second investigation was on November 19, 2020. Prior to each interview you were ordered to answer all questions honestly and fully. Prior to each interview you were read an admonishment that advised your failure to answer all questions honestly and fully could lead to disciplinary action, including termination. During the first interview you spoke in detail of a telephone conversation you had with Officer Swaleh before you responded to the call for service (20-242901). During the follow-up interview, you admitted giving investigators misinformation regarding the specifics of the conversation and when it occurred.
11. On September 10, 2020, Officer Swaleh participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:
 - Officer Swaleh sent a point-to-point text message from his Mobile Data Computer (MDC) to your MDC (this is commonly referred to as a "to Message") after realizing you had been on scene at call for service 20-242901 for an extended period. During your subsequent text message conversation, you never asked Officer Swaleh specific questions regarding the first call for service to this location 20-242851 (page 36, lines 1558-1568).
12. On September 24, 2020, Sergeant [REDACTED] participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:
 - [REDACTED]
 - On August 14, 2020, you telephoned Sergeant [REDACTED] and gave him a verbal update on Call for Service 20-242901. During the telephone conversation, you told Sergeant [REDACTED] that it was a 415DV only. You stated nothing physical occurred, it was a verbal argument only, and neither parties were alleging any physical assault (pages 27-31, lines 1150-1329).
 - Sgt. [REDACTED] reviewed your BWC footage related to call for service 20-242901 and noted that Mr. [REDACTED] did in fact tell Officer Hollibaugh that Ms. [REDACTED] assaulted him. He further noted that Ms. [REDACTED] told you Mr. [REDACTED] elbowed or hit her in the chest area (pages 37-40, lines 1593-1738).
13. On October 15, 2020, Officer Hollibaugh participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and relayed the following:

- Upon arrival at call for service 20-242901, you initially spoke with both Ms. [REDACTED] and Mr. [REDACTED]. Following your brief conversation with the two involved parties, you took Ms. [REDACTED] aside and spoke with her. While you spoke with Ms. [REDACTED], Officer Hollibaugh talked with Mr. [REDACTED]. Once your initial conversation with Ms. [REDACTED] concluded, Officer Hollibaugh walked over to your location and you told him Ms. [REDACTED] expressed to you that no crime had occurred, and it was a verbal argument between spouses only (415 DV). Officer Hollibaugh told you Mr. [REDACTED] was alleging that Ms. [REDACTED] assaulted him prior to the first call for service (page 34, lines 1462-1496).
- Following your conversation with Officer Hollibaugh, you called Sergeant [REDACTED] to update him on the call for service with the specific circumstances. Following your phone conversation with Sergeant [REDACTED], you told Officer Hollibaugh that Sergeant [REDACTED] was satisfied with how the call was being handled, and the overall goal of separating the two parties for the evening (pages 38-39, lines 1656-1693).
- During the entirety of the call for service, you never shared with Officer Hollibaugh that Ms. [REDACTED] told you Mr. [REDACTED] assaulted her and threw a box at her 11-year-old son (page 103, lines 4496-4499).

14. On October 22, 2020, you participated in a fact-finding interview with the Sacramento Police Department's Internal Affairs Division and admitted to the following:

- You received and understood an admonishment to answer all questions honestly and fully (page 1, lines 36-42).
- In 2020, you were given two (2) hours of instruction on Domestic Violence while attending Continuing Professional Training (CPT). The update covered such topics as 13700 PC (Domestic Violence Defined), 273.5 PC (Felony Domestic Violence), and 243(e)(1) PC (Misdemeanor Domestic Violence). Attendees also participated in a scenario which reinforced learning points covered during the lecture (pages 4-5, lines 171-215, Domestic Violence PowerPoint CPT 2020).
- One of your weaknesses you have recently identified is a complacent mindset which has set in due to your time working graveyard patrol (page 8, lines 307-324).
- You learned how to conduct investigations while in the police academy (16BR2) and in field training. While in the police academy, you learned how to conduct numerous types of criminal investigations such as domestic violence, child abuse, homicide, and assaults (page 12-13, lines 520-535).
- While in the police academy, you were taught Learning Domain #1 (Leadership, Professionalism & Ethics). You were provided thirteen (13) hours of instruction which included aspects of leadership, professional and ethical behavior, and the Law Enforcement Code of Ethics. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 13-14; lines 542-588).
- While in the police academy, you were taught Learning Domain #4 (Victimology / Crisis Intervention). You were provided eight (8) hours of instruction which included identifying direct and indirect victims of crime. The physical reactions or behaviors exhibited by victims and the techniques officers can use to help defuse a crisis situation for a victim of crime. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 14-15, lines 542-588).

- While in the police academy, you were taught Learning Domain #9 (Crimes Against Children). You were provided eight (8) hours of instruction which included recognizing the crime elements required to arrest for various crimes involving children. Recognizing the crime classification between a misdemeanor and a felony, and the statutory definition of child abuse. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 15-16, lines 633-665).
- While in the police academy, you were taught Learning Domain #25 (Domestic Violence). You were provided eleven (11) hours of instruction which included learning the definition of domestic violence, and recognizing the elements associated with crimes involving domestic violence. You were also trained to recognize in which circumstances an arrest should be made. You were tested on this Learning Domain and received a passing score (February 2016 Expanded Course Outline) (pages 16-17, lines 667-719).
- During the police academy and while in field training, you received the training and experience necessary to identify potential child abuse/child neglect and how to properly investigate it (pages 19-20, lines 840-876).
- While in field training you received adequate instruction on how to properly update a supervisor regarding the status of an investigation or call for service. You agreed it was important to provide accurate information to your supervisor during such updates (page 21-23, lines 879-971).
- In four (4) years, you have responded to, and have been involved with, the investigation of approximately one hundred (100) Domestic Violence calls for service. At this point in your career, you are comfortable handling these types of investigations (pages 24-31, lines 1044-1324).
- In four (4) years, you have responded to, and have been involved with, the investigation of approximately thirty (30) Child Abuse/Child Neglect calls for service. At this point in your career, you are comfortable handling these types of investigations (pages 31-33, lines 1326-1447).
- You demonstrated a working knowledge of 273.5 PC, 243(e)(1) PC, and 273a PC. You also explained the elements of each crime, and what circumstances must be present for a misdemeanor or felony arrest (pages 34-35, lines 1456-1511).
- On August 14, 2020, at 0016 hours, you, and Officer Hollibaugh were dispatched to a Domestic Violence in Progress Call for Service. This was a Priority 2 call which meant the pertinent call details were sent to your Mobile Data Computer and voiced to you over the police radio by the police dispatcher. You reviewed the call details prior to arriving on scene (pages 35-37 lines 1517-1620).
- You were aware this was a return call for service. You were also aware the complainant, Ms. [REDACTED], was alleging a physical altercation had occurred, and her husband, Mr. [REDACTED], was acting erratically (page 38, lines 1622-1647).
- Prior to arriving on scene, you telephoned Officer Swaleh and had a thirty (30) second conversation about the prior call for service (20-242851) wherein you inquired the following:
 - “Hey what do you guys have?”
 - “Did you guys kind of investigate a few things?”
 - “Hey, did you have a concern of whether it was a DV?”
 - “Did you have any concerns for the kids?”

- “What was the general outcome?”
- Officer Swaleh told you both parties were talking about each other, not making specific allegations and were uncooperative (pages 38-42, lines 1655-1789).
- Upon arrival you spoke to Ms. [REDACTED] away from Mr. [REDACTED]. During your conversation with Ms. [REDACTED] she told you Mr. [REDACTED] hit her in the chest and also stated, “he just keeps doing it.” Ms. [REDACTED] also told you Mr. [REDACTED] threw a box at her 11-year-old son (pages 60-67, lines 2623-2908).
- You did not speak with Ms. [REDACTED] son regarding the box throwing incident, but you should have. By speaking with the [REDACTED] child, you could have developed probable cause for the child endangerment allegation and obtained additional information regarding the domestic violence allegation (Page 68, lines 2941-2963).
- You were embarrassed for not asking any clarifying or follow-up questions and for taking minimal investigative steps to investigate both allegations (page 69, lines 3007-3016).
- After being on scene for five (5) minutes, you completed your criminal investigation, and now were focused on the welfare of Ms. [REDACTED] and the [REDACTED] children. More investigating should have occurred (pages 70-71, lines, 3059-3075).
- You, “just kind of brushed off” Ms. [REDACTED] allegation of domestic violence instead of doing an investigation (page 85, lines 3683-3696).
- You told Officer Hollibaugh that Ms. [REDACTED] told you no crime occurred, and the situation was only a verbal argument between spouses. You failed to tell Officer Hollibaugh that Ms. [REDACTED] told you that Mr. [REDACTED] hit her and threw a box at her 11-year-old son (pages 86-87, lines 3739-3808).
- You broadcast an update over the police radio stating, “415DV only.” This broadcast was made knowing a thorough investigation had not been completed to prove or disprove the domestic violence allegation (pages 88-89, lines 3815-3870).
- Minimally an Information Report should have been written to document your actions and both parties’ statements (pages 96-97, lines 4199-4220).
- You called Sergeant [REDACTED] on the telephone and gave him an update on the call for service. You failed to provide Sergeant [REDACTED] with an accurate portrayal of Ms. [REDACTED] statement. It was obvious from statements recorded on your BWC that you did not give Sergeant [REDACTED] the proper information, and your update was not accurate (pages 100-101, pages 4372-4407).
- [REDACTED]
- You violated the following General Orders:
 - General and Professional Conduct - 210.04 (pages 116-118, lines 5053-5168)
 - Domestic Violence - 533.04 (page 119, lines 5170-5206)
 - Reporting Child Abuse, Neglect, Molestation, or Sexual Exploitation Cases – 540.02 (pages 119-120, lines 5208-5247)

- You violated Officer of Operations Order 527.05 (Preliminary Investigations) (pages 120-121, lines 5249-5274)
- In hindsight, you should have conducted a more thorough investigation and not communicated in such a way that misconstrued the facts and circumstances to Sergeant [REDACTED] (page 124, lines 5396-5416).

15. On November 19, 2020, you participated in a follow-up fact-finding interview with the Sacramento Police Department's Internal Affairs Division and admitted to the following:

- You received and understood an admonishment to answer all questions honestly and fully (page 1, lines 37-43).
- Contrary to statements made by you in your October 22, 2020, interview, you did not have a telephone conversation with Officer Swaleh prior to arriving at call for service 20-242901. This fact was substantiated by the redacted telephone records you provided investigators (page 3, lines 97-111).
- Contrary to statements made by you in your October 22, 2020, interview, you did not have a conversation with Officer Swaleh prior to arriving at call for service 20-242901. You never asked him (pages 8-10, lines 341-400):
 - Hey, what do you guys have?
 - Did you guys kind of investigate a few things?
 - Hey, did you have any concerns of whether it was a DV?
 - Did you have any concerns for the kids?
 - What was the general outcome?
- Contrary to statements made by you in your October 22, 2020, interview, Officer Swaleh did not tell you the following information prior to your arrival at call for service 20-242901 (page 10, lines 402-410):
 - Ms. [REDACTED] and Mr. [REDACTED] were both making assumptions and both kind of talking shit about each other.
 - They are kind of not necessarily making allegations, but they are both uncooperative.

You spoke to Officer Swaleh on the telephone at 2347 hours on August 14, 2020. The telephone conversation took place approximately twenty-three (23) hours after call for service 20-242901 was originally received. This fact was substantiated by the redacted telephone records you provided investigators (page 3, lines 113-140).

- The information you provided investigators during your October 22, 2020, interview regarding having spoken with Officer Swaleh for thirty (30) seconds prior to arriving at call for service 20-242901 was inaccurate (page 10, lines 412-430).
- You stipulated that the specific information you provided during your October 22, 2020, interview regarding your telephone conversation with Officer Swaleh was inaccurate (page 15, lines 644-654).

16. On March 10, 2021, Officer Joseph Swaleh participated in a follow-up fact-finding interview with the Sacramento Police Department's Internal Affairs Division and stated the following:

- On August 14, 2020, at 0130 hours, Officer Swaleh sent you a “To Message” regarding call for service 20-242901. This was after you had been on scene of call for service 20-242901 for one (1) hour and ten (10) minutes and the first time either of you had communicated regarding either call for service 20-242851 or 20-242901. Computer records indicate your “To Message” conversation occurred from 0130 hours to 0134 hours (page 2, lines 68-134, To Message Log).
- On August 14, 2020, at 2347 hours, you had a one (1) minute phone conversation with Officer Swaleh. This was the next shift and approximately twenty-three (23) hours after call for service 20-242901 was originally received (pages 5-7, lines 207-307, Phone Log).
- Officer Swaleh did not recall what you specifically talked about during the phone conversation, however, he stated that he has never had a conversation with you over the telephone regarding a call for service which occurred on your previous shift (page 8, lines 316-338).
- Officer Swaleh has no knowledge of meeting with you in person before you arrived on scene of call for service 20-242901. Furthermore, he has no knowledge of meeting with you in person following the call for service and prior to your telephone conversation (page 10, lines 416-424).

Your actions in this matter constitute cause for disciplinary action pursuant to the City of Sacramento Rules and Regulations of the Civil Service Board, specifically Rule 12.2. (c) inefficiency; (d) inexcusable neglect of duty; (e) insubordination; (f) dishonesty; (n) discourteous treatment of any member of the public; and (w) caused impairment, disruption and discredit to your employment and the public service.

Your actions in this matter are in violation of the Sacramento Police Department Manual of Orders which states, in relevant part:

GENERAL ORDERS
G.O. 210.04
GENERAL AND PROFESSIONAL CONDUCT
07/12/2017

PURPOSE

The purpose of this order is to establish criteria for the general and professional conduct of Department employees.

PREAMBLE

Working in partnership with the community to protect life and property, solve neighborhood problems, and enhance the quality of life in our City shall be the mission of the Department.

POLICY

It shall be the policy of the Sacramento Police Department to ensure exemplary conduct of Department employees, both on and off duty, and in keeping with the standards of the City Charter, Civil Service Rules and Regulations, and established labor agreements.

PROCEDURE

A. PROFESSIONAL CONDUCT (ALL EMPLOYEES)

1. Employees on or off duty shall

- a. Be governed by ordinary and reasonable rules of good conduct and behavior.
 - b. Not commit any act whether negligent, intentional, criminal, or otherwise that could bring discredit upon the Department or the City.
 - c. Abide by all laws to include, but not limited to the Penal Code, the Health and Safety Code, and the Welfare and Institutions Code. In addition, employees shall ensure that their personal vehicles are compliant with the California Vehicle Code.
2. Employees shall
- a. Serve the public by direction, counsel, and example that does not interfere with the discharge of their police responsibilities. They shall respect and protect the rights of individuals and perform their services with honesty and integrity.
 - d. Properly perform assigned police responsibilities during a scheduled shift.
NOTE: Improper performance or failure to perform assigned police responsibilities during a scheduled shift shall be regarded as neglect or dereliction of duty and cause for disciplinary actions.
 - k. Not file false, inaccurate or improper information orally or in writing, either personally or through another employee, for criminal prosecution, personal gain, or for unearned recognition, including sick or injury reports, falsification of public records, or for any other purpose.

D. SUPERVISION/LAWFUL ORDERS

4. The willful disobedience of any lawful order issued by a superior is insubordination.

**GENERAL ORDERS
G.O. 533.04
DOMESTIC VIOLENCE
09/08/2017**

PURPOSE

The purpose of this order is to establish procedures for handling domestic violence calls.

POLICY

It shall be the policy of the Sacramento Police Department to treat domestic violence as criminal conduct to prevent additional injury and to restore domestic order.

PROCEDURE

A. DEFINITIONS

3. MISDEMEANOR DOMESTIC VIOLENCE – Per 243(e)(1) PC spousal abuse occurs when the victim does not suffer any visible injuries but results in a traumatic condition willfully inflicted upon a spouse, cohabitant, mother or father of a child, a fiancé, fiancée, or person with whom the defendant currently has or previously had a dating relationship.
 - a. The victim of domestic violence does not need to have any visible injuries, redness, and/or

swelling, nor is it necessary the victim suffered internal injuries. The mere complaint of pain can qualify as a misdemeanor domestic violence charge under 243(e)(1) PC.

B. ENFORCEMENT

1. When probable cause exists, an arrest shall be made, and the dominant aggressor shall be transported to jail regardless of the severity of the victim's injuries.

GENERAL ORDERS

540.02

REPORTING CHILD ABUSE, NEGLECT, MOLESTATION, OR SEXUAL EXPLOITATION CASES

08/22/17

PURPOSE

The purpose of this order is to establish procedures for reporting child abuse per Penal Code Section 11166(a).

POLICY

It shall be the policy of the Sacramento Police Department to report all cases involving children who are victims of abuse, neglect, molestation, and sexual exploitation to the Sacramento County Children's Protective Services (CPS) as soon as is practical.

PROCEDURE

B. RESPONSIBILITIES

1. When the reporting officer's preliminary investigation indicates that a situation involving child abuse, neglect, molestation, or sexual exploitation exists, they shall
 - a. Ensure the safety of the victim(s) and when necessary, place the victim(s) into protective custody.
 - b. Arrest the alleged perpetrators.
 - c. Conduct a thorough preliminary investigation and prepare the necessary written reports.
 - d. Contact the CPS Emergency Response Team and report the abuse, neglect, molestation or sexual exploitation to the on-duty social worker.
 - (1) During the hours of 0800 - 2000, Monday through Friday, a social worker will be on duty.
 - (2) From 2000 - 0800 hours, Monday through Friday, and 24 hours a day on Saturdays and Sundays, a social worker will be on call.

OFFICE OF OPERATIONS
527.05
PRELIMINARY INVESTIGATIONS
05/13/1993

PURPOSE

To establish guidelines for the amount of time to be spent on preliminary investigations.

POLICY

That officers assigned to the Office of Operations continue preliminary investigations to the point where delay in the investigation, would not materially jeopardize the investigation.

PROCEDURE

- B. Officers shall conduct a thorough investigation to include:
1. establishing the violation of law.
 2. thorough identification and interviews of all victims, witnesses, and responsible parties.
 3. collection and preservation of any evidence.
 4. taking appropriate enforcement action.

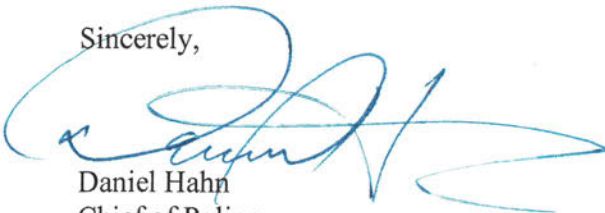
Your action in this matter are in violation of the City of Sacramento Employee Handbook, which states in relevant part:

SECTION 4 – LABOR RELATIONS

Rules and Standards of behavior are similar for most city employees. For example, all employees are expected to ... show courtesy to ... members of the public.

A copy of this letter will be placed in your personnel file. Pursuant to Rule 12.7 of the Rules and Regulations of the Civil Service Board, you have the right to appeal this disciplinary action to the Civil Service Board within fifteen (15) calendar days from the date you receive this letter. You may submit your request for appeal, in writing, to the Secretary of the Civil Service Board, 915 I Street, Historic City Hall, Second Floor, Sacramento, CA 95814.

Sincerely,



Daniel Hahn
Chief of Police

APPROVED:



Howard Chan (Nov 7, 2021 11:15 PST)

Howard Chan
City Manager

APPROVED:



Shelley Banks-Robinson
Director Human Resources

APPROVED:



Aaron A. Donato (Nov 5, 2021 12:01 PDT)

Aaron Donato
Labor Relations Manager

APPROVED:



Christen Snyder
Labor Relations Officer

cc: Human Resources, Labor Relations

OPINION and AWARD

IN ARBITRATION PROCEEDINGS PURSUANT TO THE
AGREEMENT BETWEEN THE PARTIES

In the Matter of Controversy:

David Costan

And

Sacramento Police Department

(Termination)

Arbitrator Nancy Hutt

APPEARANCES

For the Union:

William P. Creger, Esq.
Mastagni Holstedt
1912 I Street
Sacramento, California 95811

For the Employer:

David S. Kim
Deputy City Attorney
City of Sacramento
915 I Street, Room 4010
Sacramento, CA 95814

Award Date: May 22, 2023

INTRODUCTION

Grievant David Costan (Costan or Grievant) appeals his termination from employment as a police officer with the Sacramento Police Department alleging that the City issued the final order of termination without just cause. A hearing on the matter was held before Arbitrator Nancy Hutt on January 26, 2023 and February 8, 2023.

All witnesses were sworn under oath. The parties had the opportunity to examine and cross-examine witnesses, introduce relevant exhibits, and argue the issues in dispute. A court reporter attended the hearing and subsequently prepared a verbatim transcript. Both parties submitted the matter with post-hearing briefs. The decision of the Arbitrator is hereby issued.

BACKGROUND

On November 4, 2021, the City issued a final order of termination, effective November 8, 2021, to David Costan. The order of termination stemmed from Costan's failure to perform an adequate investigation of domestic violence and child neglect, as well as dishonest statements made as part of the investigation. The facts material to this matter are not in dispute. Indeed, during the investigation and the administrative hearing, Costan readily admitted the violations alleged and accepted discipline regarding his inadequate performance in terms of conducting the investigation and interacting with the individuals involved with the call for service. Costan accepted all criticism and feedback regarding his performance and maintained that this investigation was not on par with his typical performance. Conversely, Costan does not admit the violations alleged or accept the discipline meted out with regard to his making of dishonest statements. Instead, Costan argues that he was without intent to deceive when making the statements, which he asserts precludes both sustaining a finding of dishonesty as well as imposition of discipline for dishonesty.

David Costan began his employment as a police officer with the City on December 10, 2016. During the Academy, Costan received and completed training on leadership, professionalism, ethics; victimology and crisis intervention; crimes against children; and

domestic violence. As an officer, Costan testified that he conducted approximately 100 domestic violence investigations and approximately 30 child abuse / neglect investigations during his tenure. He further testified that he was comfortable handling each kind of investigation and had a working knowledge of the Penal Code regarding felony domestic violence, misdemeanor domestic violence, and misdemeanor child abuse. Additionally, he received training on how to properly update a supervisor regarding the status of an investigation and was aware of the importance of providing accurate information during updates.

Early on August 14, 2020, Costan and Officer Austin Hollibaugh were dispatched to a return call for service. Costan knew this was a return call for service, that the complainant alleged a physical altercation with her husband, and that it would be an investigation of a potential domestic violence issue. The prior call for service was approximately one hour earlier and was handled and cleared by three other officers.

Arriving on scene, Costan made contact with both the husband and wife. Costan separated the wife to speak with her, while Hollibaugh spoke with the husband. The wife immediately told Costan “he will not stop and “he just won’t stop, he won’t.” In the first few minutes of their conversation, the wife stated:

W: “He hit me. He hit me right here because [gestures at chest].”

Costan: “Did you tell the officers that earlier, or quite honestly are you just [unintelligible].”

W: “He just keeps doing it, but then I keep pushing him away because I’m sitting in the back seat, and I was pushing him away and he would just...he threw a box at my son.”

Costan: “Which son?”

W: “The one with the red.”

Despite the wife making allegations of domestic violence, as well as child endangerment, Costan did not ask the wife any follow-up questions, nor speak with the son. Within minutes of the wife’s allegations, Costan concluded his investigation. Seated in the patrol vehicle, Costan then conversed with Hollibaugh:

Hollibaugh: "I don't know if he gave you the same thing, but this is all stemmed from the last time they were out here."

Costan: "They said it's a '415 DV,' that's what she's saying."

Hollibaugh: "And it's all, [husband] saying he told the last officers that she hit him but it doesn't sound like they found any truth to that, so..."

Costan: "Yeah."

Hollibaugh: "So this all stemmed from the same exact call they were on."

Costan: "Okay."

Costan did not tell Hollibaugh the wife said her husband hit her, or she said that he hit her son. Nor did he speak with the husband about his allegation that his wife hit him. Instead, Costan said both "it's a '415 DV,'" which is the code for a verbal argument between two partners, without violence, and said this was what the wife told him. A few minutes later, Costan broadcast over the radio, "it's a 415 DV only."

Costan also called his supervisor, Sgt. ■■■, to apprise him the husband might lodge a complaint about the service. Costan told ■■■ this was a "return call DV, not a DV, just two adults that can't figure out how to live together in a van with their 7 kids." He also stated, "both parties are kind of along the same lie, or at least the same stories, just a 415 DV, just verbal." He finally stated the husband "didn't mention anything about any DV or anything like that, he said they were just arguing, and that's what she said, too" (emphasis added). Costan and Hollibaugh concluded the call by separating the wife and children from the husband and transporting them to the wife's parents' house. Subsequent to the call, the husband did lodge a complaint, speaking to Sgt. ■■■. Sgt. ■■■ then reviewed the body-worn camera footage from both calls for service to determine what happened in the field. The discrepancy between the interactions he observed on the body-worn camera and the information given to him by Costan resulted in the investigation leading to the discipline at issue.

During his first IA interview on October 20, 2020, Costan was clearly admonished that failing to answer questions truthfully and fully could result in a charge of insubordination, leading to discipline up to and including termination. During the interview,

Costan referenced 15-18 times that he had a phone call on the way to the call with Officer Swaleh, one of the officers dispatched to the first call. Costan recalled in detail the contents of the 30-second call, including the questions Costan asked Swaleh:

1. "Hey, what'd you guys have?"
2. "Did you guys kind of investigate a few little things?"
3. "Hey, did you have any concern whether it was a DV?"
4. "Did you have any concern for the kids?"
5. "What was the general outcome?"

Costan further stated Swaleh told him the parties were talking about each other, were not making any specific allegations, and were being uncooperative.

Costan's voluntary production of his phone records revealed that this call never occurred, but that Costan and Swaleh had a phone conversation approximately 23 hours later. In his second IA interview to address the discrepancy regarding the phone call, Costan admitted both the fact of the phone call prior to the call for service, as well as all of the content of the phone call, were inaccurate – he admitted the call and the conversation never happened at that time.

Costan has maintained that he made mistakes and failed to conduct a thorough investigation into the wife's and husband's allegations, as well as the wife's allegation of child abuse / neglect by the husband. He repeatedly acknowledged his embarrassment about his evaluation of the wife and quickly determined that he did not believe the allegations made by her, given the reticent demeanor, failure to promptly answer questions, and avoiding eye contact. As a result, Costan admitted his focus shifted from a possible DV in progress to finding a solution for separating the parties to obviate the need for a further response from the department, which he and Hollibaugh facilitated.

With respect to the inaccurate statements to Hollibaugh and ■■■, Costan has consistently maintained that he had no intent to deceive a fellow officer or his supervisor. Instead, Costan testified at hearing that he was not offering "facts" to Sgt. ■■■, but was instead offering his and/or Hollibaugh's "opinions" about the call for service. With respect to the statements to IA regarding the phone call with Swaleh that did not occur, Costan

vigorously maintains that he simply mis-remembered the method and content of the communication. Indeed, the record shows that Swaleh drove by and observed Costan and Hollibaugh on the return call for service and sent a message to check in with them, to which Costan responded that the situation was “nonsense.” With respect to all three alleged dishonest statements, Costan relies upon these explanations to obviate any element of intent to deceive another officer, his supervisor, or the IA investigator.

RELEVANT POLICY PROVISIONS

Rules and Regulations of the Civil Service Board, City of Sacramento, California

Rule 12.2 Causes for Disciplinary Action

Any City employee may be disciplined for just cause, including but not limited to the following forms of conduct if found to exist:

- (f) Dishonesty rationally related to employment.

General Order 210.04(A)(2)(k)

Employees shall:

Not file false, inaccurate or improper information orally or in writing, either personally or through another employee, for criminal prosecution, personal gain, or for unearned recognition, including sick or injury reports falsification of public records, or for any other purpose.

ISSUE STATEMENT

Was there just cause for David Costan to be terminated; if not, what is the appropriate remedy?

UNION REQUEST

The Union requests that the Arbitrator find that the City lacked just cause to terminate the employment of Costan and order his reinstatement with a make-whole remedy.

DISCUSSION

The City bears the burden of establishing that just cause exists for termination of David Costan's employment. As a general matter, the applicable burden of proof in matters involving discipline of employees, including termination of employment, is the "preponderance of the evidence" standard. This standard of proof requires the party bearing the burden of persuasion to produce evidence sufficient to make a contested fact more likely true than not, or, in mathematical terms, greater than 50 percent more likely.

Indeed, the City argues that Civil Service Rule 12.10(c)(5) requires use of the "preponderance of the evidence" standard in all proceedings before the Board. Rule 12.10(c)(5)(i) states that "[a]t all times during the proceedings before the Board the City shall have the burden of proof as to all issues and facts necessary to support the disciplinary action imposed by the appointing authority." Section (c)(5)(ii) establishes that "[t]he quantum of proof required shall be the "preponderance of the evidence" test utilized in ordinary civil actions."

However, in cases involving sworn peace officers and allegations of criminal behavior, moral turpitude, or certain other serious misconduct, the Union argues it is appropriate to employ the higher standard of proof of "clear and convincing evidence" in reviewing an employer's actions. Application of that standard is appropriate here, given the seriousness of the allegations, which go to the core of a peace officer's reputation and which, if sustained, are substantially likely to impede future work in law enforcement. This higher burden of proof applies both to the City's burden to prove these allegations and to prove the propriety of the discipline meted out. To meet this standard, the City must produce evidence that is highly and substantially more probable to be true than not and the Arbitrator must have a firm belief or conviction in it.

Evidence of just cause requires proof of the claims against the employee, and if the claims are proven, an assessment must be rendered as to whether mitigating factors make the penalty imposed unreasonable. That is, just cause is a measure of whether the Employer's reason for discipline was adequate and its procedures were fair.

First, a determination is made as to whether there is sufficient proof that Costan did engage in the conduct for which he was disciplined. The Employer has satisfied its burden to establish by clear and convincing evidence that Costan engaged in the conduct for which he was disciplined. The record establishes that no material fact in this matter is in dispute. Further, Costan admitted all violations for which he is charged, with the exception of GO 210.04(A)(2)(k), which requires employees to "[n]ot file false, inaccurate or improper information orally or in writing, either personally or through another employee . . . for any other purpose," and Civil Service Rule 12.2(f), prohibiting "dishonesty rationally related to employment."

As to this violation, Costan argues he had no intent to deceive when making any of the three statements at issue. First, he maintains that he made the statement to Hollibaugh based upon his determination of the wife's credibility and was conveying his opinion it was a 415 DV only call. Second, he contends that Hollibaugh informed him of the husband's allegation while he was working on his computer laptop, and likely did not fully comprehend Hollibaugh's statement. In terms of his statements to Sgt. ■■■ – which Costan admits were in fact false statements – he proffers his intent was to inform ■■■ of both his and Hollibaugh's opinion of the parties' allegations, not to repeat the factual allegations to ■■■.

Costan's position, unfortunately, is belied simply by the content of his statements. The three statements – to Hollibaugh, to ■■■, and to IA – were made intentionally and with volition by Costan. He admits that the statements were false. The intentional and volitional nature of these statements are more than sufficient to establish that Costan made "false" and "dishonest" statements in violation of GO 210.04(A)(2)(k) and Civil Service Rule 12.2(f). While Costan and the Union rely on Costan's stated lack of deceptive intent as a defense to the allegation of dishonesty, neither provides any basis of support for the element of intended deceit in dishonesty.

As such, the City has established by clear and convincing evidence of Costan's violation of GO 210.04(A)(2)(k) and Civil Service Rule 12.2(f).

The second area of proof concerns the issue of whether the penalty assessed by the Employer should be upheld, mitigated, or otherwise modified. Factors relevant to this second issue include the seriousness of the employee's conduct, the existence of a reasonable relationship between an employee's conduct and performance and the penalty imposed, the employee's work history, and the potential for rehabilitation. That is, the Employer must demonstrate that the penalty imposed was reasonably related to the nature of the offenses and the employee's past record.

In cases of extremely serious offenses, arbitrators are willing to enforce a penalty in proportion to the seriousness of the offense. In less serious cases, arbitrators prefer to apply progressive discipline, exercise leniency, and modify disciplinary penalties when dictated by sufficient mitigating circumstances. The purpose of a progressive discipline policy is to correct misconduct, not to punish. Therefore, discipline beyond what is necessary to correct undesirable behavior is excessive.

The City has, however, established just cause for the discipline imposed on Costan. The City has established that Costan's conduct was sufficiently serious to support imposition of discipline and that the penalties imposed were within the range of reasonable discipline, based on Costan's actions, and considering his service record and history.

Several department witnesses testified at hearing to the imperative on law enforcement officers to maintain integrity and honesty in everything they do. Not only does the public imbue law enforcement agencies with trust to uphold law and order, but individual citizens also need to be able to trust the representations and actions of law enforcement officers. Breaching the public trust through dishonesty on the job is among the most serious violations a law enforcement officer may commit. Indeed, testimony at hearing overwhelmingly supported the City's contention that dishonesty is a terminable offense – at least four command staff witnesses testified that every sustained finding of dishonesty with which they were familiar resulted in termination of employment. One

command staff explained – mistakes or gaps in knowledge or procedure can be re-trained by the Department, while the impropriety of dishonesty reveals inherent substantial flaws in an officer that impedes the ability for command staff to trust him again in any context – whether interacting with civilians, completing paperwork, or testifying in court. This flaw is among the most serious, and the Department does not consider retraining an adequate solution for dishonesty.

While Costan, in his 4-year tenure with the Department, received positive evaluations and kudos from supervisors, his conduct during that brief tenure is insufficient to obviate the seriousness of the finding of dishonesty. It is within the realm of reasonable discipline for the City to impose termination of employment as a sanction for Costan's actions.

Finally, Costan argues that he was subject to disparate treatment, as no other officer involved in the two calls for service was terminated. In a termination case, an employer generally bears the burden of establishing the requisite degree of cause for the employee's termination. However, when raising the affirmative defense of disparate treatment, the Union bears the burden of proof. The Union here must produce evidence sufficient to establish by a preponderance of the evidence:

- (1) other involved officers were similarly situated to Costan, in that they made statements that were false; and
- (2) the City treated those employees in a manner different than Costan.

The record evidence does not meet this standard. Costan's termination was based on his making of false statements, not based on the quality (or lack thereof) of his investigation. The record establishes that at least one other officer was disciplined for their failure in the investigation or response to the call for service. There is no evidence that other involved employees made similar false statements. Given the lack of evidence of similarly situated officers, the Union has not established sufficient evidence to support the affirmative defense of disparate treatment.

AWARD

Having carefully considered all the record evidence and arguments, the grievance is denied. The Employer had just cause to terminate D. Costan.

Nancy Hutt

Nancy Hutt, Arbitrator

Date: May 22, 2023

Report Number: Compl2020-231

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 that constitutes the personal data or information of an officer or their family members (Cal. Pen. Code §§ 832.7(b)(5) and (b)(6)(A));

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 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 Cal. Pen. Code §§ 11105 and 13300;

Sacramento Police Department
Professional Standards Unit
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