



USE OF FORCE REPORT Oakland Police Department

TF-967g (Rev. May 10)

☐ Risk Management
Advisement

LEVEL 4 FORCE ONLY

Incident Number LOP120514000406	RD Number 12-023291	Use of Force Control No. 12F-0521	IAD Case No.
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Part 1 - (List additional Subjects on a Level 4 Continuation Report)

Incident Date 14 May 12	Day Mon	Time 1145	Location 389 Belmont ST	CP Beat 14X
#1 Subject's Name [REDACTED]			Sex M	Race B
Address [REDACTED]			City/Zip [REDACTED]	Contact Number [REDACTED]
#2 Subject's Name No Additional Subjects			Sex	Race
Address [REDACTED]			City/Zip	Contact Number
#3 Subject's Name			Sex	Race
Address [REDACTED]			City/Zip	Contact Number

Part 2 - List all involved members/employees, indicate the subject(s), and all the Force Type(s) used by numeric identifier (Chart on back page). (List additional Members/Employees on a Level 4 Narrative Report)

Member/Employee	Serial No.	Force Type #	Subject # Force Used on	Regularly Assigned Supervisor	Regularly Assigned Division Commander
#1 Ofc. F. Negrete	8956P	22	1	Sgt. J. Anderson	Cpt. J. Israel
#2 OFC. G. Bellusa	8259P	22	1	Sgt. R. Nolan	Cpt. B. Medeiros
#3 No other known officers.					
#4					

Part 3 - List all witnesses to the use of force. (If more room is needed use a Level 4 Continuation Report) Do not list additional persons. List members and employees before private person witnesses. If there are no known private person witnesses, specify "NO KNOWN WITNESSES" under "Witness Name."

Witness Information (Include Rank & Serial No., or Agency Affiliation if appropriate)			
#1 Witness Name No KNOWN WITNESSES	Sex	Race	DOB
Address OR Agency Affiliation [REDACTED]	City/Zip	Contact Number	
#2 Witness Name	Sex	Race	DOB
Address OR Agency Affiliation [REDACTED]	City/Zip	Contact Number	
#3 Witness Name	Sex	Race	DOB
Address OR Agency Affiliation [REDACTED]	City/Zip	Contact Number	
#4 Witness Name	Sex	Race	DOB
Address OR Agency Affiliation [REDACTED]	City/Zip	Contact Number	

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OPD Internal Affairs

Part 3a - Level 4 Approving Supervisor/Commander

I responded to the scene, evaluated, and approved reporting the Level 3 force option as a Level 4.	Signature X	Signature Required	Serial No.
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Part 4

UOF Report Prepared By F. Negrete	Serial No. 8956	Date of Report 14 May 12	Supervisor Notified Sgt. W. Chan	Serial No. 7680P	Date \ Time Notified 14 May 12 \ 1152	Page 1 of 3
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LOG



USE OF FORCE
LEVEL 4 - NARRATIVE REPORT
Oakland Police Department
TF-967g-2 (May 10)

Date of Incident 14 May 12	Incident No./RD No. LOP120514000406 / 12-023291		
# 1 Member/Employee's Name Ofc. F. Negrete	Serial No. 8956P	#1 Subject's Name [REDACTED]	

Part 5 - Level 4 Narrative

On 14 May 2012, at about 1140 I was working as OPD patrol unit 1L08. I was wearing full police uniform and I was driving full marked police vehicle #1840. I responded to 389 Belmont St to cover Ofc. G. Bellusa who was investigating a report of a unsecure residence. Upon our arrival we approached [REDACTED] and observed that the front door appeared to be kicked in. Ofc. Bullusa and I entered the apartment with or duty weapons out and began to clear the apartment.

When we opened the front door we could see that the apartment appeared to be very small. As we were clearing the apartment I observed a MB 5'9" tall approx 50 years and naked ([REDACTED]) come out from the bathroom. Due to the fact that the front door was kicked in and that it was unknown at the time that [REDACTED] was the occupant of the apartment I intentionally pointed my duty weapon at him. Ofc. Bellusa also pointed his duty weapon at [REDACTED]. I gave [REDACTED] several commands and he complied. Due to the fact that [REDACTED] was naked and did not appear to be armed, I lowered my duty weapon to a low ready until Bellusa handcuffed him.

[REDACTED] advised us that he was the owner of the apartment and had his ID with his name and the address on it. [REDACTED] also advised us that he kicked the front door open last night while he was drunk. [REDACTED] was then taken out of the handcuffs was asked if he needed any medical attention. [REDACTED] stated that he was fine and that he just drank way too much last night.

There was no other force used on [REDACTED] by me or Ofc. Bellusa.

[REDACTED] was not injured during this incident.

Sgt. Chan was notified of the use of force.

PDRD Activated.

No known witnesses.

Reporting Member F. Negrete	Serial No. 8956	Date of Report 14 May 12				
Supervisor's Signature [Signature] Signature Required	Serial No. 7680P	Date of Review 14 May 12	Commander's Signature [Signature] Signature Required	Serial No. 7593	Date of Review 5/15/12	Page 2 of 3

Part 2a
Type of Force Used
Numeric Identifiers

(Chart Rev. Jan 09)

Use the appropriate numeric identifier and document the reasons for elevating an investigation in the Use of Force Report Narrative for any force investigation elevated to a higher level.

Level 3 Force Type			
11	Taser® Probes Impact Clothing, Penetrates Skin, or Push Stun	18	Taser Fired but Probes Miss
16	Weaponless Defense Technique Other than Control Hold	19	Non-Striking Use of Baton
17	O/C Applied to a Person	20	Attempted Impact Weapon Strike, but Misses
17a	Other Chemical Agent Deployed / Applied to a Person	21	On-Duty Firearm Discharge at Animal Other than to Dispatch an Injured Animal
Level 4 Force Type			
22	Intentionally Pointing a Firearm at a Person	25	A Weaponless Defense Technique Control Hold is applied: Escort (elbow); Twist lock; Arm-bar; or Bent-wrist.
23	Weaponless Defense Technique applied to a vulnerable area, excluding strikes (e.g., hair grab, pressure to mastoid, shoulder grab)		
24	On-Duty Firearm Discharge to Dispatch an Injured Animal	26	A level 3 use of force incident meeting the criteria to be reported as a Level 4 AND reviewed and approved by supervisor or commander. (Also indicate the Level 3 force type used in the Force Type # box.).

Use the diagrams below, if appropriate, and mark with an "X" and the numeric identifier
Indicate where on the body the force (Level 1-3) was used. (e.g., X--17 to indicate OC spray) Double-click on body and enter an "X" to indicate location. If more than one subject, use CNTRL+ENTER to duplicate this page.

Subject #1

