



USE OF FORCE REPORT Oakland Police Department

TF-967g (Rev. May 10)

LEVEL 4 FORCE ONLY

☐ Risk Management
Advisement

Incident Number LOP120618000897	RD Number 12-029843	Use of Force Control No. 12F-0668	IAD Case No.
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Part 1 - (List additional Subjects on a Level 4 Continuation Report)

Incident Date 18 Jun 12	Day Mon	Time 1924	Location 29 th St and Harrison St	CP Beat 08X
#1 Subject's Name [REDACTED]		Sex M	Race B	DOB [REDACTED]
Address [REDACTED]		<input checked="" type="checkbox"/> Oakland	City/Zip [REDACTED]	Contact Number [REDACTED]
#2 Subject's Name		Sex	Race	DOB
Address		<input type="checkbox"/> Oakland	City/Zip	Contact Number
#3 Subject's Name		Sex	Race	DOB
Address		<input checked="" type="checkbox"/> Oakland	City/Zip	Contact Number

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BFO Admin

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 J. Muniz	8875	22	1	Sgt. E. Mausz	Capt. Isreal
#2 N. Clark	8709	22	1	Sgt. B. Ortiz	Capt. Isreal
#3 B. Griffin	8675	22	1	Sgt. E. Mausz	Capt. Isreal
#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 Sgt. D. Covington 7180P	Sex M	Race	DOB
Address OR Agency Affiliation OPD	<input type="checkbox"/> Oakland	City/Zip	Contact Number
#2 Witness Name Ofc. R. SanAndres 8662P	Sex M	Race	DOB
Address OR Agency Affiliation OPD	<input checked="" type="checkbox"/> Oakland	City/Zip	Contact Number
#3 Witness Name Ofc. G. Lee 8660P	Sex M	Race	DOB
Address OR Agency Affiliation OPD	<input type="checkbox"/> Oakland	City/Zip	Contact Number
#4 Witness Name No additional witnesses located or interviewed	Sex	Race	DOB
Address OR Agency Affiliation	<input type="checkbox"/> Oakland	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	Serial No.
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Part 4

UOF Report Prepared By J. Muniz	Serial No. 8875P	Date of Report 18 Jun 12	Supervisor Notified Sgt. D. Covington	Serial No. 7180P	Date \ Time Notified 18 Jun 12 \ 1924	Page 1 of 4
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USE OF FORCE
LEVEL 4 - NARRATIVE REPORT
Oakland Police Department
TF-967g-2 (May 10)

Date of Incident 18 Jun 12	Incident No./RD No. LOP120618000897 / 12-029843		
# 1 Member/Employee's Name J. Muniz	Serial No. 8875	#1 Subject's Name [REDACTED]	

Part 5 - Level 4 Narrative

Narrative:

On 18 Jun 12, at about 1851 hrs., I was working as OPD patrol unit 2L08, wearing full police uniform and driving marked patrol vehicle 1903. Radio dispatched me to 29th St and Harrison St to investigate a report of someone standing at the corner with a gun. Myself, Ofc. R. SanAndres, Ofc. G. Lee, Ofc. N. Clark, Ofc. B. Griffin, Ofc. R. Garcia, Ofc. J. Barocio, and Sgt. D. Covington met at Frisbie St and Fairmount Ave to establish a plan of approach.

At that location, we met with R/P, [REDACTED] who had a picture of the suspect. [REDACTED] showed me a picture of a Male, Black, 6'1, 180 lbs, blk dread locks, medium complexion, wearing a black beanie, bro/yel stripped sweater, white t-shirt, and blu jeans (Later ID'ed as S1, [REDACTED]) standing at the corner of 29th St and Harrison St.

[REDACTED] advised me that he got a call from one of his neighbors that [REDACTED] pointed a gun at them. [REDACTED] was unable to provide us with a name or number of the neighbor he spoke with. [REDACTED] was trying to develop that information. [REDACTED] did not see [REDACTED] with a gun. [REDACTED] advised that [REDACTED] is known to sell drugs at that corner. (see details above).

Ofc. G. Lee and Ofc. R. SanAndres positioned themselves in a safe position to try and locate [REDACTED] to see if he was still standing IFO the above location. Ofc. Lee advised [REDACTED] was still standing at the corner of 29th St and Harrison St wearing the same clothing in [REDACTED]'s picture.

At that time, Ofc. N. Clark, Ofc. B. Griffin, and myself approached [REDACTED]. Believing that [REDACTED] was armed with a gun, neighbors observed [REDACTED] with a gun and [REDACTED] wearing the same clothing when he did brandish a gun, I elected to un holster my department issued firearm and point it a [REDACTED].

I also observed Ofc. N. Clark and Ofc. B. Griffin do the same. I did not use any additional force nor did I see any other officer use any additional force.

Ofc. Griffin started giving [REDACTED] commands and he complied. Ofc. Griffin then put his firearm away and handcuffed [REDACTED] for our safety and his. We kept [REDACTED] standing at the corner of 29th St and Harrison St. Ofc. Griffin conducted a pat search of [REDACTED] for a gun with negative results.

I obtained [REDACTED]'s information and Ofc. Clark ran him out via computer. [REDACTED] was not known to probation and he had an ID card number only. [REDACTED] did not have an ID on his person.

After further investigation, we were unable to make contact with the original person who observed [REDACTED] point a gun at them. We un handcuffed [REDACTED] and released him at 29th St and Harrison St.

Sgt. D. Covington was on scene and advised of the use of force.

Reporting Member J. Muniz	Serial No. 8875P	Date of Report 18 Jun 12			
Supervisor's Signature [Signature]	Serial No. 7180	Date of Review 19 Jun 12	Commander's Signature [Signature]	Serial No. 7139	Date of Review 19 Jun 12



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# 1 Member/Employee's Name J. Muniz	Serial No. 8875	#1 Subject's Name [REDACTED]	

Part 5 - Level 4 Narrative

Sgt. D. Covington, Ofc. R. SanAndres and Ofc. G. Lee did not use force but observed the use of force.

Ofc. N. Clark and Ofc. B. Griffin completed supplemental's to the incident. See supplemental's for further information.

PDRD was activated during this incident.

Stop data form was completed.

Reporting Member J. Muniz	Serial No. 8875P	Date of Report 18 Jun 12
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Supervisor's Signature D. Carr	Serial No. 7180	Date of Review 19 Jun 12	Commander's Signature [Signature]	Serial No. 7439	Date of Review 19 Jun 12	Page 3 of 4
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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

