

# USE OF FORCE REPORT Oakland Police Department

TF-967g (Rev. May 10)

## LEVEL 4 FORCE ONLY

Part 1 - (List additi	ional Subject	s on a Level	4 Continuation Report)			
Incident Date	Day	:/Time	Location			CP Beat
18 Jun 12	Mon	1924	29th St and Harrison St			08X
#1 Subject's Name		Sec. 17		Sex	Race	DOB
				M	В	
Address	<u> </u>			City/Zip	Contact Number //	
#2 Subject's Name		· · · · · · · · · · · · · · · · · · ·		Sex	Race	DOB
	•		RECEIVED			
Address			☐ Oakland	City/Zip	Contact Number	
			JUN 2 0 2012			
#3 Subject's Name			V-EVIL	Sex	Race	DOB
			PEO Admin			
Address			BFO ₄Admin —	City/Zip	Contact Number	
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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/Em	ployee	Serial No:	Force Type #	Subject# Force Used on	Regularly Assigned Supervisor	Regularly Assigned Division Commander
#1 J. Muniz	<i></i>	8875	22	1	Sgt. E. Mausz	Capt. Isreal
#2 N. Clark	Ü	8709	22	1	Sgt. B. Ortiz	Capt. Isreal
#3 B. Griffin	ij	8675	22	1	Sgt. E. Mausz	Capt. Isreal
#4	-					

Part 3 - List all <u>witnesses</u> 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."

Witr	ess Information (Include Rank & Serial No., o	r Agency Affiliation	if appropriate)	
#1 Witness Name Sgt. D. Covington 7180P		Sex M	Race	DOB
Address <b>OR</b> Agency Affiliation OPD	☐ Oakland	City/Zip	Contact Number	
#2 Witness Name Ofc. R. SanAndres 8662P	RECEIVED	Sex M	Race	DOB
Address OR Agency Affiliation OPD	JUN 2 d aakland	City/Zip	Contact Number	
#3 Witness Name Ofc. G. Lee 8660P	OPD Internal Affairs	Sex M	Race	DOB
Address <b>OR</b> Agency Affiliation OPD	☐ Oakland	City/Zip	Contact Number	
#4 Witness Name No additional witnesses located of	or interviewed	Sex	Race	DOB
Address OR Agency Affiliation	☐ Oakland	City/Zip	Contact Number	

Part 3a - Level 4 Approving Supervisor/Commander

· · · · · · · · · · · · · · · · · · ·					
I responded to the scene, evaluated, and approved	Signature				Serial No.
reporting the Level 3 force option as a Level 4.	X	Ø f	( Wra	Required	

Part 4	
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T CIT T						
UOF Report Prepared By	Serial No.	Date of Report	Supervisor Notified	Serial No	Date \ Time Notified	5 4 64
J. Muniz	8875P	18 Jun 12	Sgt. D. Covington	7180P	18 Jun 12 \ 1924	Page 1 of 4



Reporting Member

J. Muniz

### Date of Incident Incident No./RD No. LOP120618000897 / 12-18 Jun 12 029843

**USE OF FORCE LEVEL 4 - NARRATIVE REPORT Oakland Police Department** 

Serial No.

8875P

Date of Report

18 Jun 12

TF-967g-2 (May 10)

# 1 Member/Employee's Name

#1 Subject's Name

Serial No. 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. who had a picture of the suspect. At that location, we met with R/P, 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, ) standing at the corner of 29th St and Harrison St. advised me that he got a call from one of his neighbors that pointed a gun at them. was unable to provide us with a name or number of the neighbor he spoke with. to develop that information. did not see with a gun. advised that 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 was still standing at the see if he was still standing IFO the above location. Ofc. Lee advised corner of 29th St and Harrison St wearing the same clothing in security spicture. At that time, Ofc. N. Clark, Ofc. B. Griffin, and myself approached Believing that with a gun and wearing the same was armed with a gun, neighbors observed clothing when he did brandish a gun, I elected to un holster my department issued firearm and point it a 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. commands and he complied. Ofc. Griffin then put his firearm away Ofc. Griffin started giving for our safety and his. We kept standing at the corner of 29th St and and handcuffed Harrison St. Ofc. Griffin conducted a pat search of for a gun with negative results. s information and Ofc. Clark ran him out via computer. was not known did not have an ID on his person. to probation and he had an ID card number only. After further investigation, we were unable to make contact with the original person who observed point a gun at them. We un handcuffed and and released him at 29th St and Harrison St. Sgt. D. Covington was on scene and advised of the use of force.



## 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 Subject's Name

# 1 Member/Employee's Name

J. Muniz

Serial No. 8875

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.

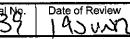
Reporting Member J. Muniz

Serial No. 8875P

Date of Report 18 Jun 12

Serial No. Date of Review





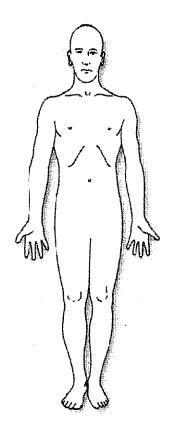
# Part 2a Type of Force Used Numeric Identifiers

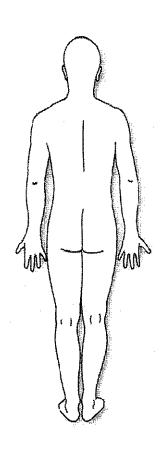
Use the appropriate numeric identifier and document the reasons for elevating an investigation in the Use of Force Report Narrative for any force investigation elevated to a higher level.

	Level 3 Force Type								
11	Taser® Probes Impact Clothing, Penetrates Skin, or Push Stun		Taser Fired but Probes Miss						
16	Weaponless Defense Technique Other than Control Hold		Non-Striking Use of Baton						
17	O/C Applied to a Person	20	Attempted Impact Weapon Strike, but Misses						
17a	a Other Chemical Agent Deployed / Applied to a Person		On-Duty Firearm Discharge at Animal Other than to Dispatch an Injured Animal						
	Level 4	Forc	e Type						
22	Intentionally Pointing a Firearm at a Person	25	A Weaponless Defense Technique Control Hold is applied: Escort						
23	Weaponless Defense Technique applied to a vulnerable area, excluding strikes (e.g., hair grab, pressure to mastoid, shoulder grab)		(elbow); Twist lock; Arm-bar; or Bent-wrist.						
			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.						
24	On-Duty Firearm Discharge to Dispatch an Injured Animal	26	(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





Reporting Member	Serial No.	Date of Report	Supervisor	Serial No.	·····
J. Muniz	8875P	18 Jun 12	Sgt. D. Covington	7180P	Page 4 of 4