2nd Quarter 2015 OIS Report

Firearm Discharge Review Board
&
Officer-Involved Shooting Investigations

August 5, 2015

Firearm Discharge Review Board

The FDRB previously convened on March 31, 2015 (1st Quarter 2015).

The 2nd Quarter 2015 Firearm Discharge Review Board convened on Tuesday, June 23, 2015 and reviewed four cases. It reconvened on Wednesday, July 1, 2015 to reviewed the fifth case of the quarter.

Five completed investigations were reviewed by this FDRB:

- OID 001-15
- OID 002-15
- OIS 13-006
- OIS 13-009
- OIS 14-004

Composition of 2nd Quarter 2015 FDRB

Tuesday, June 23, 2015

Voting Members

- **Deputy Chief Mikail Ali**, Chair *(Administrative Bureau)*
- **Deputy Chief Michael Redmond** *(Operations Bureau)*
- **Deputy Chief Denise Schmitt** *(Airport Bureau)*
- **Deputy Chief Garret Tom** *(Special Operations Bureau)*

Advisory Members

- **Commissioner Petra DeJesus** *(Police Commission)*
- **Director Joyce Hicks***(Office of Citizen Complaints)*
- **Captain Christopher Pedrini** *(Risk Management Office)*
- **Lieutenant Jennifer Dorantes** *(Training Division)*
- **Sergeant Andy Ting** *(SFPD Rangemaster)*

Composition of 2nd Quarter 2015 FDRB

Wednesday, July 1, 2015

Voting Members

- **Deputy Chief Mikail Ali**, Chair *(Administrative Bureau)*
- **Deputy Chief Michael Redmond** *(Operations Bureau)*
- **Commander Ann Mannix** *(Special Operations Bureau)*

Advisory Members

- **Commissioner Victor Hwang** *(Police Commission)*
- **Director Joyce Hicks** *(Office of Citizen Complaints)*
- **Captain Christopher Pedrini** *(Risk Management Office)*
- **Lieutenant Jennifer Dorantes** *(Training Division)*
- **Officer Nick Shihadeh** *(A/SFPD Rangemaster)*

Officer Involved Discharge 001-15

Incident: February 22, 2015
Location: 200 block of Holladay Avenue
Finding: In Policy

At approximately 13:04 hours, a uniformed officer assigned to Ingleside Station responded to a call regarding an illegal encampment on the 200 block of Holladay Avenue. Upon arrival, the officer contacted two subjects and approached them. As he did, a pit bull dog charged the officer in an aggressive, menacing manner. The officer retreated, before firing twice at the on-coming dangerous animal. The animal, which was not struck, stopped and turned away. Animal Care and Control officers took custody of the dog and the owner was cited.

Officer Involved Discharge 002-15

Incident: April 22, 2015
Location: Near Ulloa Street and 35th Avenue
Finding: Not In Policy

At approximately 16:50 hours, an off-duty officer was at his home residence, attempting to place a trigger lock on a handgun that he owned. While manipulating the weapon, the officer accidently discharged his weapon. A second attempt to secure the weapon resulted in another unintentional discharge. No one was struck by the rounds.

Officer Involved Shooting 13-006

Incident: April 17, 2013
Location: 900 Block of De Haro Street
Finding: In Policy (Use of Firearm) / Neglect of Duty (Equipment)

Uniformed officers assigned to Bayview Station responded to a private residence on the 900 block of DeHaro Street. A 911 caller reported that he had attacked his brother-in-law with a machete inside the residence. When the first officers arrived, they were met by the bleeding victim. While the officers spoke to him, the suspect emerged from the residence and charged the nearest officer with a claw hammer raised above his head. The officer retreated and fired twice, mortally striking the suspect. Although it had no bearing on this incident, the officer did not have some required gear with him.

Officer Involved Shooting 13-009

Incident: December 30, 2013
Location: 19th Avenue/Taraval Street
Finding: In Policy

On December 30, 2013, at approximately 20:57 hours, two uniformed officers assigned to Taraval Station were in a radio car, west of the intersection of 19th Avenue and Taraval Street, listening to another unit's pursuit. The suspect, heading north on 19th Avenue became caught in stopped traffic at this intersection. The Taraval officers stopped their car and, anticipating a foot pursuit, approached the blocked vehicle. The suspect forcibly wedged his vehicle through traffic, accelerating directly toward one of the approaching officers. The officer fired once at the driver, who was not hit and continued to flee. The suspect subsequently crashed into a barrier near the Golden Gate Park panhandle, where he was taken into custody.

Officer Involved Shooting 14-004

Incident: March 21, 2014

Location: Bernal Heights Park

Finding: In Policy

On March 21, 2014, at approximately 19:11 hours, four uniformed officers assigned to Ingleside Station responded to Bernal Heights Park to investigate a report of a person with a gun. The officers located a man who matched the suspect description and hailed him. The suspect drew a laser-equipped weapon from his hip holster and pointed the weapon at the responding officers, sweeping them with the weapon's sighting laser. The officers fired at the suspect, fatally striking him. The weapon was later identified as an Electronic Control Weapon (i.e., "Taser").

Next FDRB

The 3rd Quarter 2015 Firearm Discharge Review Board is tentatively scheduled to convene:

--day, September XX, 2015

Status of Open Officer-Involved Shooting Investigations

OIS Investigations Update

The previous OIS Quarterly Report was presented to the Police Commission on May 6, 2015. Since that report:

- **Three (3) investigations** (OIS 13-006, OIS 13-009, and OIS 14-004) were presented to the FDRB, signed off by the COP, presented to the Police Commission in a summary letter report, and completed. These cases are closed.
- **Two (2) charging decision letters** (OIS 13-005 and OIS 13-007) were received from the Office of the District Attorney. Homicide Detail investigators are preparing their final reports and these case are scheduled for presentation to the 3Q 2015 FDRB.

Open OIS Cases Summary

As of July 21, 2015, there are **fifteen (15) open OIS investigations**:

- **Two (2) criminal investigations** were completed at the end of June, with DA charging decisions received by the Department in July 2015. The final reports are being prepared and these cases will be presented to the 3Q 2015 FDRB.
- **Thirteen (13) criminal investigations** are currently being conducted and reviewed by the Office of the District Attorney. The District Attorney's charging decisions in these cases are pending. The corresponding SFPD administrative investigations are tolling.

Open OIS Investigations—2013

Case	In Policy?	Investigation Status
13-003 (3/15/13)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
13-005 (4/7/13)	TBD	A charging decision letter was received from Office of the D.A. The final Homicide Detail summary report is being completed. Will be presented to 3Q 2015 FDRB.
13-006 (4/14/13)	**Y**	Presented to 2Q 2015 FDRB. Summary report completed and submitted to Police Commission. **CLOSED**.
13-007 (7/20/13)	TBD	A charging decision letter was received from Office of the D.A. The final Homicide Detail summary report is being completed. Will be presented to 3Q 2015 FDRB.
13-008 (10/27/13)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
13-009 (12/30/13)	**Y**	Presented to 2Q 2015 FDRB. Summary report completed and submitted to Police Commission. **CLOSED**.

Open OIS Investigations—2014

Case	In Policy?	Investigation Status
14-001 (1/12/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
14-002 (2/4/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
14-003 (3/8/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
14-004 (3/21/14)	Y	Presented to 2Q 2015 FDRB. Summary report completed and submitted to Police Commission. **CLOSED**.
14-005 (9/26/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
14-006 (10/7/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
14-007 (11/6/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
14-008 (12/3/14)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.

Open OIS Investigations—2015

Case	In Policy?	Investigation Status
15-001 (1/4/15)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
15-002 (1/4/15)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
15-003 (2/26/15)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.
15-004 (3/17/15)	TBD	Homicide Detail awaits a formal charging decision from the Office of the D.A., who is drafting internal report and charging decision.

Thank You