

Preliminary Inquiry

IA #: PI22-0331

Received: Oct 27, 2022 12:00

Involved citizen:

Role: Complainant - Preliminary Inquiry

Resistance(s):

No Resistance

Charges against citizen in relation to the incident:

Other (explain in summary)

Linked phone(s):

Role: Suspect

Resistance(s):

Active Resistance

Injuries/conditions:

Bodily Injury or Pain Only

Charges against citizen in relation to the incident:

Arrest (Booked)

Employees involved:**Employee current info:**

Bureau: Patrol
Division: PD - Sand Creek
Unit/Section:

Snapshot - employee information at time of incident:

IBM:
Role: Involved Officer
Body worn camera: Yes
Bureau: Patrol
Division: PD - Sand Creek
Unit/Section:
Rank/title: Police Officer
Age: 33 Years of employment: 1 Years with unit: 0
Off duty: No Off duty employed: No

Allegations:

Use of Force G.O. 500
Feb 02, 2023 - Not A Violation Of Policy

Fair and Impartial Policing G.O. 121
Dec 08, 2022 - Unfounded by BWC

Actions taken:

- None Days/hrs suspended/assessed: 0

Injuries/conditions:

No injuries noted or visible

Police Officer Jeffrey Charles Johnson-Dean [6806]**Employee current info:**

Bureau: Patrol
Division: PD-Stetson Hills 4th Division
Unit/Section: Patrol

Snapshot - employee information at time of incident:

IBM: 6806
Role: Involved Officer
Bureau: Patrol
Division: PD - Sand Creek
Unit/Section: Patrol
Shift: SF3
Rank/title: Police Officer
Age: 36 Years of employment: 3 Years with unit: 0
Off duty: Off duty employed:

Allegations:

Use of Force G.O. 500
Feb 02, 2023 - Not A Violation Of Policy

Fair and Impartial Policing G.O. 121
Dec 08, 2022 - Unfounded by BWC

Actions taken:

- None Days/hrs suspended/assessed: 0

Injuries/conditions:

No injuries noted or visible

Employee current info:

Bureau: Patrol
Division: PD - Sand Creek
Unit/Section: Patrol

Snapshot - employee information at time of incident:

IBM: [REDACTED]
Role: Responding Supervisor
Body worn camera: Yes
Bureau: Patrol
Division: PD - Sand Creek
Unit/Section: Patrol
Shift: SF3
Rank/title: Police Sergeant
Age: 44 Years of employment: 16 Years with unit: 0
Off duty: No Off duty employed: No
Actions taken:

- None Days/hrs suspended/assessed: 0

Injuries/conditions:

No injuries noted or visible

Summary:**ALLEGATION/SUMMARY**

On October 27, 2022, [REDACTED], DOB: 06/26/1973, contacted the CSR at the Sand Creek Substation to report excessive force and racially motivated comments by officers who responded to CFS [REDACTED], at [REDACTED]. The complaint was forwarded to me by other supervisors.

This allegation is reference to the following policies:

- Use of Force 500.30 - Use of Less lethal Force: An officer may use physical force only if nonviolent means would be ineffective. Officers shall use force in a manner that is consistent with the minimization of injury to others. When officers are authorized to use less lethal force, they may only use the amount of force that is objectively reasonable.
- o Officers are authorized to use physical force when one or more of the following apply:
 - ? C.R.S. § 18-1-707: Use of physical force in making an arrest or in preventing an escape:
 - (1) To effect an arrest.
 - (2) To prevent an escape.
 - (3) To prevent an imminent threat of injury to the peace officer or another person.
- Fair and Impartial Policing 121.10 - Fair and Impartial Policing Practices in Policing Actions:
 - o Department members will not discriminate, improperly initiate or prolong police interventions, or determine levels of police service on the basis of individual demographics,

CALL FOR SERVICE REVIEW:

On October 24, 2022, [REDACTED] called to report a domestic disturbance at [REDACTED]. The disturbance was between his mother, [REDACTED], and his mother's boyfriend, [REDACTED]. [REDACTED] was reporting a physical disturbance between the two parties. The ERT could hear yelling in the background. [REDACTED] got on the phone and attempted to cancel the call for service. Officers were on scene prior to the call being disconnected.

COMPLAINANT PHONE INTERVIEW SUMMARY:

On October 31, 2022, I contacted [REDACTED] at [REDACTED]. [REDACTED] advised her son, [REDACTED], was arrested by officers on October 24, 2022. [REDACTED] stated she believed officers used excessive force arresting [REDACTED]. As a result of the arrest, she said [REDACTED] had a broken orbital bone and two broken ribs. [REDACTED] said after officers tased [REDACTED], the officer landed on [REDACTED] head with the officers. Additionally, she stated her son heard an unknown officer state "it looks like the homies are here to have a party with Niger's." I advised [REDACTED] I would open a preliminary inquiry into the report of excessive force and racially motivated comments.

REVIEW OF CASE REPORT/SUPPLEMENTS

[REDACTED] and Officer Johnson-Dean/6806, arrived at [REDACTED], and contacted the victim, [REDACTED], who had blood covering the left portion of her face. She pointed to a male, [REDACTED], who was standing near the back door of the residence and told officers he had assaulted her. Officers walked towards [REDACTED] and told him not to leave. [REDACTED] continued to walk out the door and through the back porch. [REDACTED] caught up to [REDACTED] and informed him he was being detained. [REDACTED] pulled away from officers and ran through the parking lot. [REDACTED] drew and deployed his taser. The taser was effective, causing neuro Muscular Incapacitation (NMI). [REDACTED] fell onto the pavement. Officer Johnson-Dean and [REDACTED] were able to place [REDACTED] into custody. Officer Johnson-Dean called for medical to respond to the scene and requested a supervisor.

Officers interviewed the [redacted] and learned she and [redacted] were in a verbal disturbance when [redacted] threw a full can of soda at [redacted], striking her in the head above the eyebrow. [redacted] was charged with 3rd degree assault and obstructing a peace officer.

BWC FOOTAGE REVIEW:

Officer (Involved) BWC:

Review of BWC - Johnson-Dean:

[redacted] first on in door. Male leaves back door. [redacted] told male to drop it right before male fled on foot. "get on your stomach, roll over" No knee was put on his head. Suspect rolled over from his back on to his stomach by himself. The suspect said "I am sorry" while being handcuffed. After male was handcuffed [redacted] asked for medical to respond and a supervisor. Suspect advised he had a utility knife in his pocket at 01:46. "I am sorry guys my mental health is all fucked up right now." [redacted] "we get the mental health piece but you can't run from police." Double cuffed him to make it easier.

No racial remarks heard on BWC.

Review of BWC - [redacted]:

[redacted] tells male to come here. Male is inside house trying to exit the back door. "Don't do this" [redacted] advised the male to "stop you are being detained." Male pulled away from [redacted] and started running. [redacted] did not give taser warning but tased male getting full lock-up. Male fell on pavement. Male layed on the ground and rolled over on his own. Knees were never near the suspects head. Suspect said sorry multiple times. Suspect advised he had a utility knife in his pocket. I heard [redacted] ask [redacted] and [redacted] if they were okay. They advised they were okay and [redacted] responded he "always want to check on my homies,"

No racial remarks heard on BWC.

On 11-08-22 I Lt. Tim Stankey 1416 received this preliminary inquiry for intake. I classified the appropriate BWC as related to this complaint.

Investigative tasks:

Due dt	Done dt	Type
Nov 15, 2022	Nov 08, 2022	Send complaint intake letter
Assigned To: Admin Assistant II Megan Hayden		
Dec 16, 2022	Dec 12, 2022	Closure letter: NPV
Assigned To: Admin Assistant II Megan Hayden		

When/where:

Date/time occurred: Oct 24, 2022 21:46
Incident location: [redacted] Precinct: Sand Creek
County: 3-6