

Long Beach Police Dept Use Of Force Report

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Incident Details

Date Received	Date of Occurrence	Time of Occurrence
06/15/2019	06/14/2019	22:03
Record ID Number	DR Number	IA Number
13743	190032373	UOF2019-0063
Date/Time Entered	Entered By	Assigned Investigator
06/24/2019 13:13	Sergeant Ernest Wolosewicz	Sergeant Ernest Wolosewicz

Incident Summary

DISPATCH:

Officers were on routine patrol when Officer Purdy recognized a subject who he identified as Subject Angel Moreno, a known gang member and wanted on a no-bail warrant. The officers attempted to stop the subject but the suspect fled into an apartment complex in [REDACTED] Cedar Ave. Officers set up a perimeter to contain the suspect and called for K9 to assist with the search.

Officer Purdy said he identified the suspect as a known felon currently on PRCS with a no-bail warrant issued on 2/13/19. Over the last four months suspect Moreno has fled attempts at capture by the police. The suspect was described as a male Hispanic with a pony tail, wearing a white shirt and black shorts.

Sergeant Beach was on scene and confirmed a perimeter was set as well as creating an Emergency Action Team (EAT). Sergeant beach directed the team to conduct an area search for the suspect using a Police Service Dog (PSD).

K9 DEPLOYMENT:

A PSD may be used to apprehend an individual if any of the following conditions exist:

The handler reasonably believes that the individual has either committed or has threatened to commit any felony or violent misdemeanor offense

The individual is physically resisting or is threatening to resist arrest and the use of a PSD appears necessary to overcome such resistance

The individual is believed to be concealed in an area where entry by other than a PSD would pose a threat to the safety of officers or the public

FORCE USED:

When officer Moore arrived on scene he spoke to officer Schroeder who chased the suspect and saw him discard a backpack. Inside the backpack was discovered a replica firearm. Officer Schroeder told officer Moore the suspect was

last seen running in the alley to the rear of [REDACTED] Cedar.

Officer Moore confirmed a perimeter was set and began making announcements asking the subject to surrender or a police dog would be used to find him. Officer Moore confirmed the announcements were heard by the perimeter units.

Officer Moore spoke to Sgt Beach regarding a tactical plan using a PSD for the search. Sergeant Beach agreed the dog would be the best tool to conduct the search. Five minutes after the announcements were made the EAT began the search.

The EAT reached [REDACTED] Cedar and Officer Moore made more announcements and waited for a response prior to deploying his PSD. The PSD searched the area between the apartment buildings that was covered with high grass and located the suspect hiding in a gas meter box. The PSD made contact with the suspect and pulled the suspect out of his hiding spot. Officer Moore and the arrest team moved up and took the suspect into custody without further incident. The PSD contact was the only force used.

INJURIES:

The suspect received injuries to the following locations:

- Left wrist inside – one, five-inch laceration and one, two-inch laceration
- Left wrist outside – one, two-inch laceration.
- Left knee – one, two-inch laceration
- Left shin – two, quarter inch scrapes and one, six-inch scrape.

The five-inch laceration in the inside of the left wrist required eighteen sutures. Per Dr. Fukanaga none of the other injuries required sutures and none of the injuries were life threatening. The suspect was cleared for booking.

A full visual was conducted of the suspect and no other injuries were discovered.

PHOTOGRAPHS:

Officer Kim Photographed the scene which included the following:

- The location where search began
- The arrest location
- The view the suspect had of the arrest team
- The view from the witness location
- Officer Moore and K9 Andor

Officer Schroeder photographed the suspects injuries at the hospital. All photos were uploaded to Mideo.

I could not locate any video cameras that would capture the use of force.

STATEMENTS:

I conducted digitally recorded interviews of one witness and the suspect. I summarized the interviews in an ARS report and uploaded the interviews into Mideo. I directed assisting units to conduct knock and talks of surrounding buildings and file statements in ARS.

CONCLUSION:

In my opinion the use of the police service dog to search for, locate and contact a felony no-bail warrant suspect that had been in possession of a replica firearm, and resisting arrest was reasonable and in policy.

Officer Moore and the arrest team made numerous announcements in an attempt to have the suspect surrender peacefully. The announcements were clearly heard by the perimeter units and witnesses. The suspect was given a period of approximately fifteen minutes to peacefully surrender. Officer Moore Used caution make additional announcements prior to each search.

The location in which the suspect was hiding was especially dangerous in that it was a narrow passage way between two building. The area was obscured by high grass and did not allow for clear sight of the search area. The use of the PSD was the safest tool for the search team. The use of the dog would allow detection of the suspect from a distance preventing a surprise encounter in the deep brush.

When the PSD located the suspect, it moved the suspect out of the hiding location allowing the team the time to approach and take the suspect safely into custody without further force. The PSD locating and contacting a resisting felon that was hiding in an area dangerous to search is justified and reasonable.

NOTIFICATIONS:

Notifications were made to the Watch Commander WC3 Lt. Blair, Lt Baum, and I.A. Sgt R. Trout.

HOSPITALIZATION:

No.

Incident Location

Addresses

[REDACTED]
[REDACTED] Cedar Avenue, Long Beach, CA, 90813

Use of Force Details

Reason For Using Force	Service Being Rendered	More Than 1 Citizen Involved
Detention/Arrest	Pedestrian Stop	No
Weather Condition	Light Condition	Distance to Citizen
Clear	Night-Darkness	22 feet to 25 feet
Citizen Injured	Citizen Hospitalized	Citizen Arrested
Yes	Yes	Yes
Citizen Build	Citizen Height	Citizen Influence Assessment
Medium	5'7" to 5'9"	None
Officer(s) Injured	Officer(s) Taken to Hospital	
No	No	

Reporting/Involved Citizen

Angel Moreno

Date of Birth: 08/01/1986 **Race:** Hispanic **Ethnicity:** Unknown **Gender:** Male

Addresses [None Entered]

Phone Numbers [None Entered]

Role: [None Entered]

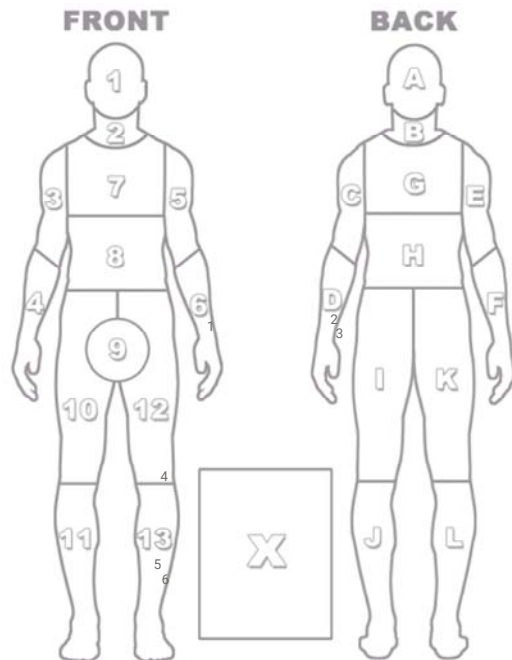
Type of Resistance Citizen Used Against Officer

- Resistance

- Passive non-compliance

Injuries Sustained By Citizen

Injury	Region	Injury Location
Abrasion/Laceration	12, 13, 13, 6, D, D	1, 2, 3, 4, 5, 6



Incident Officers

Police Officer Harrison Moore - 10319

Assignment at time of incident: Police Officer COP/Patrol/Field Sup/Spec Enf/K9 W1 Shift A Graveyard

Video Footage: Body Worn Camera - Not Assigned

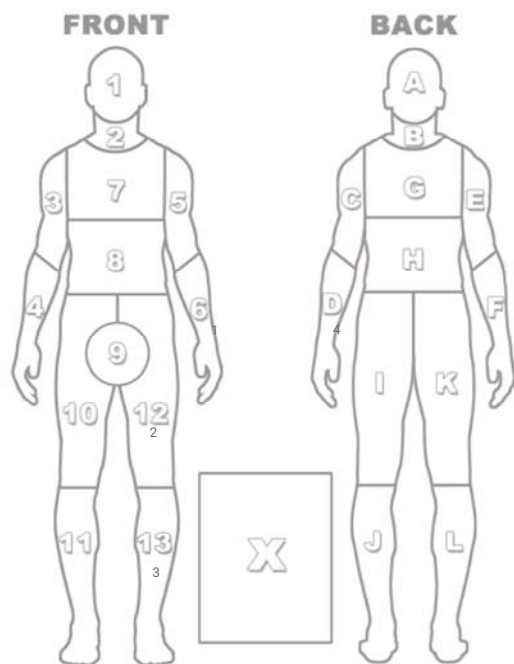
Role: [None Entered]

Force used by this Officer against Citizen

- K-9 - Force Effective: Yes

Less lethal force used by this Officer against Citizen

Force Used	Force Effective	Region	Point of Contact
K-9	Yes	6, 13, 12, D	1, 2, 3, 4



Injuries Sustained By Officer

Injury	Region	Injury Location
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No injuries noted or visible

Citizen Witnesses

[Redacted]

Date of Birth: [Redacted] Race: [Redacted] Ethnicity: [Redacted] Gender: [Redacted]

Addresses

[Redacted]

Phone Numbers [None Entered]

Officer Witnesses

Sergeant Randall Beach - 10071

Assignment at time of incident: Sergeant COP/Patrol/South/Dir Enf/Staff Shift C Afternoons

Video Footage: Body Worn Camera - Assigned (Activated)

Role: [None Entered]

Police Officer Gavin Purdy - 10581

Assignment at time of incident: Police Officer COP/Patrol/South/Dir Enf/Staff Shift C Afternoons

Video Footage: Body Worn Camera - Assigned (Activated)

Role: [None Entered]

Police Officer Maxwell Schroeder - 10933

Assignment at time of incident: Recruit - Phase 3 COP/Patrol/South/Dir Enf/Staff Shift C Afternoons

Video Footage: Body Worn Camera - Assigned (Activated)

Role: [None Entered]

Police Officer Francisco Vasquez - 6125

Assignment at time of incident: Police Officer COP/Patrol/South/Dir Enf/Staff Shift C Afternoons

Video Footage: Body Worn Camera - Not Assigned

Role: [None Entered]

Police Officer Guadalupe Payan - 10557

Assignment at time of incident: Police Officer COP/Patrol/South/Cfs/W3 Shift B Days

Video Footage: Body Worn Camera - Assigned (Activated)

Role: [None Entered]

Police Officer Sokhoeun Kim - 10564

Assignment at time of incident: Police Officer COP/Patrol/South/Dir Enf/Staff Shift C Afternoons

Video Footage: Body Worn Camera - Not Assigned

Role: [None Entered]

Tasks

Task Description	Date Due	Date Completed	Summary
TT-Public Records Act		06/27/2019	Blue Team UOF Summary Report reviewed. DR's reviewed. Injuries: Left wrist inside (1) 5" laceration requiring 18 sutures Left wrist inside (1) 2" laceration Left wrist outside (1) 2" laceration Left knee (1) 2" laceration Left shin (2) 1/4" scrapes and (1) 6" scrape Qualifies for SB 1421--GBI-injuries requiring sutures/staples Reasons: Listed on Blue Team Report as the five-inch laceration in the inside of the left wrist required eighteen sutures; Listed as the suspect received 18 sutures on his left wrist area in Supplemental Report #5.
UOF Summary		06/27/2019	Officers observed a known subject who was wanted on a no-bail felony warrant. When the officers attempted to stop the subject, the subject failed to obey the officers' verbal orders and fled into an apartment complex. While running, the subject discarded a backpack which contained a replica firearm. Due to the threat to safety of the officers and the public, the officers set up a perimeter and requested a Police Services Dog to assist in the search for the subject. Multiple announcements were made for the subject to surrender without results. The Police Services Dog was able to search and locate the subject hiding in high grass inside of a gas meter box. The Police Services Dog used force in order to pull the subject out of hiding spot.

Running Sheet Entries

No running sheet entries to show

Attachments

Date Attached	Attachment Description	Attachment Types
06/24/2019	Witness statement	MP3
06/24/2019	Suspect statement	MP3

Assignment History

Date/Time Sent	From	To	Activity
07/29/2019 15:01	Lie D Lance		Field status changed in IAPro from Completed - in holding bin to Released
07/29/2019 15:02	Lie D Lance		Field status changed in IAPro from Released to Pipeline assigned
07/29/2019 15:02	Lie D Lance	Sergeant Ernest Wolosewicz	Pipeline assigned
07/30/2019 10:08	Sergeant Ernest Wolosewicz		Assigned incident marked complete by Sergeant Ernest Wolosewicz. Incident is pipelined and therefore has been sent back to IAPro. Comments from Sergeant Ernest Wolosewicz: Type of force was added
08/04/2019 18:26	Lie D Lance		Field status changed in IAPro from Completed - in holding bin to Released

Chain of Command History

Routing Number: 1

From	Sergeant Ernest Wolosewicz
To	Lieutenant Byron Blair
Cc:	Lieutenant Paul Baum
Date/Time Sent	06/24/2019 13:45

Instructions From [Sergeant Ernest Wolosewicz] To [Lieutenant Byron Blair]

Please review the K9 use of force.

Comments/Response From [Lieutenant Byron Blair]

After reviewing all reports, photos, BWC video and audio interviews, this use of force incident should be considered "in policy." No further action should be taken.

Routing Number: 2

From	Lieutenant Byron Blair
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To	Lieutenant Paul Baum
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Cc:

Date/Time Sent	07/14/2019 01:55
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Instructions From [Lieutenant Byron Blair] To [Lieutenant Paul Baum]

See comments.

Comments/Response From [Lieutenant Paul Baum]

I reviewed all related reports, BWC Video, and photos in Mideo. Based on this information and Sergeant Wolosewicz Supervisor's UOF report, I concur with Lt. Blair the force used was reasonable and within departmental policy. No Further Action required.

Routing Number: 3

From	Lieutenant Paul Baum
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To	Commander Rudolph Komisza
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Cc:

Date/Time Sent	07/15/2019 14:16
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Instructions From [Lieutenant Paul Baum] To [Commander Rudolph Komisza]

UOF (K9 Contact) for your review involving K9 Officer Moore.

Comments/Response From [Commander Rudolph Komisza]

See comments.

Routing Number: 4

From	Commander Rudolph Komisza
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To	Commander Anthony Lopez
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Cc:

Date/Time Sent	07/23/2019 10:00
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Instructions From [Commander Rudolph Komisza] To [Commander Anthony Lopez]

Use of force incident was reviewed in entirety, and determined to be within Department policy. No further action recommended.

Comments/Response From [Commander Anthony Lopez]

Patrol Bureau approved, this use of force is deemed in policy. Recommendations: No further action BWC: Semi- effective, BWC did not capture the actual K9 Contact but it did capture their excellent communication, K9 announcement and systematic search.

Routing Number: 5

From	Lieutenant Darren Lance
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To	Sergeant Ernest Wolosewicz
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Cc:

Date/Time Sent	07/29/2019 15:02
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Instructions From [Lieutenant Darren Lance] To [Sergeant Ernest Wolosewicz]

Please add UOF force type for involved Officer and return to Lt Darren Lance

Comments/Response From [Sergeant Ernest Wolosewicz]

Type of force was added