



MARK FARRELL
MAYOR

CITY AND COUNTY OF SAN FRANCISCO
POLICE DEPARTMENT
HEADQUARTERS
1245 3RD Street
San Francisco, California 94158



WILLIAM SCOTT
CHIEF OF POLICE

May 30, 2018

Honorable Police Commission
City and County of San Francisco
1245 3rd Street, 6th Floor West
San Francisco, CA 94158

Re: Second Quarter, 1st Session 2018 FDRB Findings and Recommendations

Dear Commissioners:

On Wednesday May 30, 2018 at approximately 0911 hours, pursuant to and in compliance with Department General Order 3.10.I, Subsection D, the Firearm Discharge Review Board convened to review completed Officer Involved Shooting (O.I.S.) investigations for the Second Quarter 2018.

The Firearm Discharge Review Board (FDRB) reviewed completed **OIS cases 2015-007 and 2015-008**. A summary of these incidents is attached. The FDRB was comprised as follows:

Voting Board Members

Acting Deputy Chief Robert O'Sullivan (Chair).....Administration Bureau
Deputy Chief Denise Schmitt.....Airport Bureau
Deputy Chief Michael Redmond.....Field Operations Bureau

Advisory Board Members

Sergeant Walter Ware.....Police Commission Office
Captain Denise Flaherty.....Police Academy
Acting Captain Kathryn Waaland.....Risk Management Office
Lieutenant R. Andrew Cox.....Internal Affairs Division
Officer Kirk Bozin.....SFPD Range
Director Paul Henderson.....Department of Police Accountability
Commissioner Thomas Mazzucco.....Police Commission

Also present was the Police Commission Secretary, Sergeant Rachel Kilshaw, Sergeant Joseph Minner of the Administration Bureau, Lieutenant Eric Altorfer of Tenderloin Station, Sergeant John Crudo of the Internal Affairs Division and Attorney Sarah Hawkins of the Department of Police Accountability.

Sergeant John Crudo presented OIS 2015-008. After considering the facts, conclusions, and analysis in this case, the FDRB unanimously voted to concur with the recommendation of “**IN POLICY**” for the two officers involved in the OIS with regards to their use of firearms. The FDRB unanimously voted to concur with the recommendation of “**OUT OF POLICY**” regarding one of the involved officers not having all required Department issued equipment on his person during the OIS.

Lieutenant Eric Altorfer presented OIS 2015-007. After considering the facts, conclusions, and analysis in this case, the FDRB unanimously voted to concur with the recommendation of “**IN POLICY**” for this OIS. A related recommendation was proposed by Deputy Chief Schmitt, that the Department should research the functional service life of the currently issued firearm holsters to determine if a replacement schedule is necessary. This recommendation was accepted by the Chair, but not voted upon.

The findings of the 2nd Quarter, 1st Session Firearm Discharge Review Board are hereby forwarded for your review and consideration.

Sincerely,


WILLIAM SCOTT
Chief of Police

Attachment: OIS Summaries -2nd Quarter 1st Session
cc: Director Paul Henderson, Department of Police Accountability

2nd QUARTER, 1st Session 2018
FIREARM DISCHARGE REVIEW BOARD
Wednesday May 30, 2018

Officer Involved Shooting (O.I.S.) Summaries

OIS 15-007: On October 15, 2015 at approximately 1215 hours two SFPD sergeants were on patrol in a marked vehicle. Both were in uniform. In front of 33 8th Street, they were flagged down by members of a construction crew. The crew advised that an unknown male was throwing glass bottles and breaking them in front of the construction site and the path where the crew drove their trucks. One of the sergeants went to make contact with the man breaking the bottles. The man was verbally aggressive and did not comply with the sergeant's orders to sit on the sidewalk. The sergeant then told the man he was under arrest and attempted to use a control hold to take him into custody. The man then attacked the sergeant, grabbing his shirt and vest and forcing the sergeant down to the ground. The man was able to pin the sergeant to the ground on his back. As they struggled on the ground the man began striking the sergeants holster with his hand and this caused the sergeants firearm to fall out of its holster and onto the street. During this time the second sergeant was also trying to control the man to no avail. The man then picked up the gun and pointed it at the head of the sergeant whom he was pinning to the ground. This sergeant was able to use one hand to push the gun slightly away and started yelling at the other sergeant that the man had his gun and to "shoot him". The other sergeant then fired two rounds at the man in defense of himself, his fellow sergeant and bystanders. The man was struck and incapacitated. The sergeant's called for backup and for medical aid to respond to the scene. Medics responded and tended to the man, but he was later pronounced deceased at the scene. Both sergeants were also injured during this incident.

OIS 15-008: On 10/24/15 at approximately 0821 hours officers responded to Chestnut and Lyon Streets regarding a call of male with a knife acting erratically. Upon arrival they encountered the suspect and he ran from them. The officers gave chase and when they closed in on the suspect exited their patrol vehicle to take the suspect into custody. The suspect was able to jump through the open passenger window of their patrol car and drive away in the vehicle. The officer notified dispatch of the theft and the fact that their vehicle contained a patrol rifle and a shotgun. The suspect drove erratically throughout San Francisco causing several hit and run accidents in various locations. The suspect was then seen driving onto the eastbound Bay Bridge and was pursued onto Treasure Island. At approximately 0909 hours while units looked for the suspect on Treasure Island a SFPD officer and SFPD sergeant used their vehicles to attempt to block the exit at the main gate to the island to contain the suspect. As they were preparing this roadblock the suspect drove at them and then veered onto a sidewalk narrowly avoiding a bus stop and then continued on the sidewalk headed straight towards a group of bystanders. Fearing for the safety of those bystanders, the sergeant and officer fired at the suspect driving the vehicle. The

suspect then swerved away from the crowd and drove up on to the Bay Bridge where he was taken into custody. The suspect was not struck by the gunfire.



MARK FARRELL
MAYOR

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POLICE DEPARTMENT
HEADQUARTERS
1245 3RD Street
San Francisco, California 94158

RECEIVED
7-9-18



WILLIAM SCOTT
CHIEF OF POLICE

June 28, 2018

Honorable Police Commission
City and County of San Francisco
1245 3rd Street, 6th Floor West
San Francisco, CA 94158

Re: Second Quarter, 2nd Session 2018 FDRB Findings and Recommendations

Dear Commissioners:

On Thursday June 28, 2018 at approximately 1009 hours, pursuant to and in compliance with Department General Order 3.10.I, Subsection D, the Firearm Discharge Review Board convened to review completed Officer Involved Shooting (O.I.S.) investigations for the Second Quarter 2018.

The Firearm Discharge Review Board (FDRB) reviewed completed **OIS cases 2015-004, 2015-010 and 2017-008**. A summary of these incidents is attached. The FDRB was comprised as follows:

Voting Board Members

Deputy Chief Robert Moser (Chair).....Administration Bureau
Deputy Chief Denise Schmitt.....Airport Bureau
Deputy Chief Mikail Ali.....Special Operations Bureau

Advisory Board Members

Captain Denise Flaherty.....Police Academy
Acting Captain Kathryn Waaland.....Risk Management Office
Lieutenant R. Andrew Cox.....Internal Affairs Division
Officer Tim Yee.....Representing SFPD Range
Attorney Sarah Hawkins.....Department of Police Accountability
Commissioner Thomas Mazzucco.....Police Commission

Also present was the Police Commission Secretary Sergeant Rachel Kilshaw, Sergeant Walter Ware of the Police Commission, Sergeant Joseph Minner of the Administration

Bureau, Sergeant Jayme Campbell of Southern Station, Sergeants John Crudo, Paul Ospital and Pilar Torres of the Internal Affairs Division and Attorney Samara Marion of the Department of Police Accountability.

Sergeant Jayme Campbell presented OIS 2015-004. After considering the facts, conclusions, and analysis in this case, the FDRB unanimously voted to concur with the recommendation of “**IN POLICY**” for the two officers involved in the OIS with regards to their use of firearms. The FDRB unanimously voted to concur with the recommendation of “**OUT OF POLICY**” regarding the involved officers not having all required personal protective and other required equipment on their persons during the OIS.

Sergeant Jayme Campbell presented OIS 2015-010. After considering the facts, conclusions, and analysis in this case, the FDRB unanimously voted to concur with the recommendation of “**IN POLICY**” for this OIS. Captain Flaherty discussed that the department is in the process of updating training to address that when numerous officers are on scene, those members should evaluate the incident and consider options such as assigning extra officers tasks such as crowd control, less than lethal weapons and the forming of arrest teams.

Sergeant John Crudo presented OIS 2017-008. After considering the facts, conclusions, and analysis in this case, the FDRB unanimously voted to concur with the recommendation of “**OUT OF POLICY**” for this OIS. Deputy Chief Ali also initiated a discussion questioning if off-duty OIS’s should have a different procedure than on-duty OIS’s. Deputy Chief Ali also recommended that Internal Affairs and the Special Operations Group review the procedures for conducting search warrants on department members, particularly as related to the completion of the Search Warrant Risk Matrix. These items were discussed but not voted upon.

The findings of the 2nd Quarter, 2nd Session Firearm Discharge Review Board are hereby forwarded for your review and consideration.

Sincerely,


WILLIAM SCOTT
Chief of Police

Attachment: OIS Summaries -2nd Quarter 2nd Session
cc: Director Paul Henderson, Department of Police Accountability

2nd QUARTER, 2nd Session 2018
FIREARM DISCHARGE REVIEW BOARD
Thursday June 28, 2018

Officer Involved Shooting (O.I.S.) Summaries

OIS 15-004: On 03/17/15 at approximately 1907 hours, Northern Station Plainclothes officers responded to Van Ness and Pine Streets regarding a stolen vehicle. Upon arrival, they located the stolen vehicle occupied by a female in a gas station parking lot. They approached the vehicle and attempted to take the occupant into custody. The driver then quickly reversed striking a pole in the parking lot. The driver then quickly accelerated out of the parking lot and onto Pine Street. The driver drove quickly westbound striking other cars and narrowly avoiding a motorcyclist. As the officers chased the vehicle on foot, the driver then reversed course using the sidewalk to make a three point turn and began to drive eastbound on Pine Street against the flow of traffic, striking cars and a motorcycle that had been abandoned by the rider. After the driver continued to attempt to flee by driving against traffic and refused to comply with the officers commands, two officers discharged their firearms at the driver of the vehicle in defense of themselves and others to prevent injury or death to any bystanders. After the shooting, the officers had to break out the window of the locked suspect vehicle to remove the driver to whom they then rendered aid. Medics responded to the scene as well. The suspect was later declared deceased.

OIS 2015-010: On 12/2/15 a stabbing occurred on 3rd Street near Leconte Street in the Bayview Police District. The victim responded to San Francisco General Hospital. After the suspect description was broadcast by dispatch, officers began to search the area for the suspect. At approximately 1634 hours, Officers located a male matching the suspect description at Keith and Fitzgerald Streets. The suspect was holding a kitchen knife. Officers on scene engaged the suspect and began giving the suspect orders to drop the knife. The suspect did not comply with numerous commands to drop the knife. The suspect stated something to the effect that the officers "would have to shoot him". Officers on scene deployed less than lethal options in order to try and gain compliance from the suspect. These options included 40mm foam batons, 12 gauge ERIW "super socks and OC spray. These less than lethal options slowed the suspect's movements temporarily but he did not drop the knife or comply with the officers' commands. At this time, the officers had formed a semi-circle around the suspect in an attempt to restrict his movement and keep him away from numerous bystanders. The suspect then began to walk toward one officer while still armed with the knife and did not comply with commands to stop. Several officers on scene then fired their firearms at the suspect in defense of themselves, their fellow officer and the civilian bystanders. After discharging their firearms, the officers rendered aid

to the suspect. Medics responded to the scene as well. The suspect was declared deceased at the scene. The stabbing victim's DNA was recovered from the blade of the knife the suspect held at the time of this shooting.

OIS 2017-008: On 12/18/17 at 1325 hours, SFPD Internal Affairs officers were attempting to execute a search warrant on a department member in Richmond, CA. A Richmond Police Department officer was assisting Internal Affairs by effecting a traffic stop on the subject officer who was driving his personal vehicle. After the traffic stop was effected the subject officer used a personally owned weapon to self-inflict a gunshot wound. The subject officer was later declared deceased at the scene.