

Summary Report for 4th Quarter 2013

Firearm Discharge Review Board & Officer-Involved Shooting Investigations

February 5, 2014



Firearm Discharge Review Board

The Fourth Quarter 2013 Firearm Discharge Review Board convened on January 14, 2014.

Four cases were considered by this board:

- OID 008-13
- OIS 11-003
- OIS 11-005
- OIS 11-006



Composition of 4th Quarter 2014 FDRB

Voting Members

- Deputy Chief David Shinn—***Administrative Bureau (Chair)***
- Deputy Chief John Loftus—***Operations Bureau***
- Deputy Chief Denise Schmitt—***Airport Bureau***
- Deputy Chief Charlie Orkes—***Special Operations Bureau***

Advisory Members

- Vice President L. Julius M. Turman—***Police Commission***
- Ms. Samara Marion—***Office of Citizen Complaints***
- Captain Christopher Pedrini—***Risk Management Office***
- Captain David Lazar—***Training Division***
- Sergeant Wallace Gin—***SFPD Rangemaster***



Officer-Involved Discharge

008-13

Incident Date: October 17, 2013
Location: 600 block of Minna St.
Finding: In Policy

At approximately 2225 hours, Southern Station officers were following up on a cold burglary report. While making contact with the victim at the door of his residence, two pitbulls escaped and attempted to attack the officers. An officer fired in defense of himself and others, mortally wounding both dogs.



Officer-Involved Shooting

11-003

Incident Date: June 29, 2011
Location: Gough St., between Eddy and Ellis Sts.
Finding: In Policy

At approximately 0756 hours, Northern Station plainclothes officers received a tip that the suspect in a firearms investigation was inside a building in the area. The officers encountered the suspect as he was in his car, leaving. The suspect pointed a handgun at the officers, who fired their weapons in self-defense, defense of others, and to prevent a violent felon from escaping. The suspect was struck twice and taken into custody.



Officer-Involved Shooting

11-005

Incident Date: September 17, 2011
Location: Broadway Corridor
Finding: In Policy

At approximately 0200 hours, uniformed officers from Central Station noticed a subject who matched the description of a wanted fugitive. When the officers attempted to detain him, the suspect ran. During the pursuit, the suspect pulled a Tec-9 semi-automatic machine pistol from his waist and turned toward the officers. An officer fired at the suspect in defense of others. The suspect was not struck and was taken into custody.



Officer-Involved Shooting

11-006

Incident Date: November 3, 2011
Location: 600 block of Funston Street
Finding: In Policy

At approximately 0724 hours, Richmond Station officers responded to a residence regarding a report of a stabbing. An assault victim was located in front of the residence; he reported that his son had attacked him with a knife. Officers made entry and located a mortally wounded second victim. The officers paused to evacuate this victim when the suspect emerged from a doorway, brandishing a knife in each hand. The suspect ignored officers' commands and advanced upon them. An officer fired twice in self-defense and defense of others, fatally injuring the suspect.



Status of Open Officer-Involved Shooting Investigations



Open OIS Cases Summary

There are currently **twenty (20) open OIS cases**.

The previous OIS Quarterly Report was presented to the Police Commission on October 9, 2013. Since then:

- **Three (3) cases** were presented to 4th Quarter 2013 FDRB.
- **One (1) case** received a charging decision letter from the D.A.; Homicide Detail is in the process of finalizing the criminal investigation and forwarding their final report to Internal Affairs.
- **Eight (8) cases** are in review by the Office of the District Attorney. Either final reports (DA's internal documentation) or the consequent charging decision letters are being prepared for these cases.
- **Three (3) cases** (OIS 13-008, 13-009, and 14-001) were opened.
- **Five (5) cases** continue their Homicide and IAD investigations.



Investigations Concluding

OIS 11-003

- Declination letter received from D.A.
- Homicide case concluded . Final report prepared and forwarded to IAD.
- IAD case concluded and final report prepared.
- Findings presented to 4th Quarter 2013 FDRB.
- Chief Suhr concurred with FDRB recommendation of In-Policy.

OIS 11-005

- Homicide case concluded and final report prepared and forwarded to IAD.
- IAD case concluded and final report prepared.
- Findings presented to 4th Quarter 2013 FDRB.
- Chief Suhr concurred with FDRB recommendation of In-Policy.

OIS 11-006

- Homicide case concluded and final report prepared and forwarded to IAD.
- IAD case concluded and final report prepared.
- Findings presented to 4th Quarter 2013 FDRB.
- Chief Suhr concurred with FDRB recommendation of In-Policy.



Investigations Starting

OIS 13-008

- Criminal and administrative investigations initiated 10/27/13.
- Return to Duty panel convened; Officer returned to regular duty.
- Chief's decision presented to Police Commission.

OIS 13-009

- Criminal and administrative investigations initiated 12/30/13.
- Return to Duty panel convened; Officer returned to regular duty.
- Chief's decision presented to Police Commission.

OIS 14-001

- Criminal and administrative investigations initiated 1/12/14.
- Return to Duty panel convened; Officer returned to regular duty
- Chief's decision presented to Police Commission.



Open OIS Investigations—2011

Case	In Policy?	Investigation Status
11-003 (6/29/11)	Y	Declination letter received. Homicide investigation concluded. IAD investigation concluded. Findings presented to FDRB. Summary letter to Police Commission being prepared.
11-005 (9/17/11)	Y	IAD investigation closed. Findings presented to FDRB. Summary letter to Police Commission being prepared.
11-006 (10/3/11)	Y	IAD investigation closed. Findings presented to FDRB. Summary letter to Police Commission being prepared.
11-007 (12/14/11)	TBD	Office of the D.A. drafting its final charging decision letter.
11-008 (12/16/11)	TBD	Charging decision letter received from the Office of the D.A. Criminal investigation is concluded and the final Homicide report is being prepared.



Open OIS Investigations—2012

Case	In Policy?	Investigation Status
12-001 (5/10/12)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. D.A.'s internal report is completed and a charging decision letter being drafted.
12-002 (5/13/12)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. Office of D.A. is preparing their final internal report.
12-003 (7/19/12)	TBD	Active criminal and administrative investigations. Homicide and D.A. awaiting ME final report.
12-004 (8/4/12)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. Office of D.A. is preparing their final internal report.
12-005 (8/27/12)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. Office of D.A. is drafting their final internal report.
12-006 (9/20/12)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. Office of D.A. is drafting their final internal report.



Open OIS Investigations—2013

Case	In Policy?	Investigation Status
13-001 (2/14/13)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. Office of D.A. is drafting their final internal report.
13-002 (3/5/13)	TBD	Homicide Detail awaits a formal charging decision on the OIS from the Office of the D.A. Office of D.A. is drafting their final internal report.
13-003 (3/15/13)	TBD	Active criminal and administrative investigations.
13-005 (4/7/13)	TBD	Active criminal and administrative investigations.
13-006 (4/14/13)	TBD	Active criminal and administrative investigations.
13-007 (7/20/13)	TBD	Active criminal and administrative investigations.
13-008 (10/27/13)	TBD	Investigations initiated. RTD presentation made to Police Commission. Active criminal and administrative investigations.
13-009 (12/30/13)	TBD	Investigations initiated. RTD presentation made to Police Commission. Active criminal and administrative investigations.



Open OIS Investigations—2014

Case	In Policy?	Investigation Status
14-001 (1/12/14)	TBD	Investigations initiated. RTD presentation made to Police Commission. Active criminal and administrative investigations.



Thank You

