

OFFICE OF CITIZEN COMPLAINTS
COMPLAINT SUMMARY REPORT

DATE OF COMPLAINT: 06/11/98 DATE OF COMPLETION: 12/30/98 PAGE# 1 of 4

SUMMARY OF ALLEGATION #1-3 : The officers assaulted the complainant at the 3COM police substation.

CATEGORY OF CONDUCT: UF FINDING: NS DEPT. ACTION: _____

FINDINGS OF FACT: The officers denied assaulting the complainant and stated that the complainant banged his own head against a counter and a wall inside the sub-station. Two officers conducted a leg sweep to keep the complainant from further injuring himself. An independent witness confirmed that the complainant injured himself and that the officers did not use any unnecessary force. The cause of the injuries sustained by complainant could not be conclusively attributed to any force used inside the sub-station, for he was physically subdued with the aid of bystanders before he was taken to the sub-station.

SUMMARY OF ALLEGATION #4 : The officer threatened the complainant at the 3COM substation.

CATEGORY OF CONDUCT: CRD FINDING: NS DEPT. ACTION: _____

FINDINGS OF FACT: The officer denied threatening the complainant. Four witnesses stated that they did not hear anyone threaten the complainant.

OCC HEARING REQUEST? YES[☐] NO[☐] RESULT: _____

NOTES: _____

OFFICE OF CITIZEN COMPLAINTS
COMPLAINT SUMMARY REPORT

DATE OF COMPLAINT: 06/11/98 DATE OF COMPLETION: 12/30/98 PAGE# 2 of 4

SUMMARY OF ALLEGATION #5 : The officer assaulted the complainant at Bayview Station.

CATEGORY OF CONDUCT: UF FINDING: U DEPT. ACTION: _____

FINDINGS OF FACT: The investigation revealed that the officer was not at Bayview Station, but working in another division at the time of the alleged assault. Three officers stated that they did not see anyone assault the complainant.

SUMMARY OF ALLEGATION #6 : The officer assaulted the complainant at Bayview Station.

CATEGORY OF CONDUCT: UF FINDING: NS DEPT. ACTION: _____

FINDINGS OF FACT: The officer denied being at the police station and claimed to have been on duty at another location at the time of the alleged assault. Three officers stated that they did not see anyone assault the complainant. The only independent witness at the station, who could verify or deny this officer's presence, did not respond to multiple requests by OCC for a follow-up interview.

OCC HEARING REQUEST? YES[☐] NO[☐] RESULT: _____

NOTES: _____

OFFICE OF CITIZEN COMPLAINTS
COMPLAINT SUMMARY REPORT

DATE OF COMPLAINT: 06/11/98 DATE OF COMPLETION: 12/30/98 PAGE# 3 of 4

SUMMARY OF ALLEGATION #7 : The officer assaulted the complainant at Bayview Station.

CATEGORY OF CONDUCT: UF FINDING: NS DEPT. ACTION: _____

FINDINGS OF FACT: The complainant stated that he was grabbed by the neck and choked. An independent witness stated that an unidentified officer put his hand around the complainant's neck to stop him from yelling. The complainant could not positively identify the officer and the independent witness did not respond to multiple requests by OCC for a follow-up interview.

SUMMARY OF ALLEGATION #8 : The officer threatened the complainant at Bayview Station.

CATEGORY OF CONDUCT: CRD FINDING: U DEPT. ACTION: _____

FINDINGS OF FACT: The investigation revealed that the officer was not at Bayview Station, but working in another division at the time of the alleged threat. Three other officers denied the named officer's presence at the station while the complainant was there.

OCC HEARING REQUEST? YES[☐] NO[☐] RESULT: _____

NOTES: _____

OFFICE OF CITIZEN COMPLAINTS
COMPLAINT SUMMARY REPORT

DATE OF COMPLAINT: 06/11/98 DATE OF COMPLETION: 12/30/98 PAGE# 4 of 4

SUMMARY OF ALLEGATION #9 : The officer threatened the complainant at Bayview Station.

CATEGORY OF CONDUCT: CRD FINDING: NS DEPT. ACTION: _____

FINDINGS OF FACT: The officer denied being at the station and claimed to have been on duty at another location at the time of the alleged threat. The only independent witness at the station, who could verify or deny this officer's presence, did not respond to multiple requests for a follow up interview.

SUMMARY OF ALLEGATION #10 : An officer threatened the complainant at Bayview Station.

CATEGORY OF CONDUCT: CRD FINDING: NS DEPT. ACTION: _____

FINDINGS OF FACT: A witness stated that the officer did not threaten the complainant. An officer matching the description provided by the complainant was unable to be identified.

OCC HEARING REQUEST? YES[☐] NO[☐] RESULT: _____

NOTES: _____

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

December 31, 1998



Mary C. Dunlap
Director

COPY

RE: OCC Case No. 0500-98

Dear Mr. [REDACTED]:

The Office of Citizen Complaints has conducted an investigation of the above-referenced complaint. A summary follows of the OCC's preliminary findings as to each allegation:

The allegation of **Unnecessary Force** against police officers for assaulting you at the 3COM police substation is **Not Sustained**.

The allegation of **Conduct Reflecting Discredit on the Department** against a police officer for threatening you at the 3COM substation is **Not Sustained**.

The allegation of **Unnecessary Force** against a police officer for assaulting you at Bayview Station is **Unfounded**.

The allegation of **Unnecessary Force** against a police officer for assaulting you at Bayview Station is **Not Sustained**.

The allegation of **Unnecessary Force** against an unknown police officer for assaulting you at Bayview Station is **Not Sustained**.

The allegation of **Conduct Reflecting Discredit on the Department** against a police officer for threatening you at Bayview Station is **Unfounded**.

The allegation of **Conduct Reflecting Discredit on the Department** against a police officer for threatening you at Bayview Station is **Not Sustained**.

The allegation of **Conduct Reflecting Discredit on the Department** against an unknown police officer for threatening you at Bayview Station is **Not Sustained**.

Please refer to the attached information for definitions of these findings. If you are not satisfied with the preliminary disposition indicated above, you have the right to request an investigative hearing on this complaint. (Please see information sheet, enclosed).

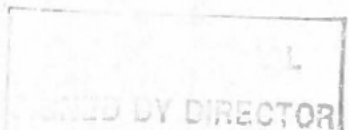
Mr. [REDACTED]
OCC Case No. 0500-98

Page 2

The OCC strongly recommends that, to assist you in determining the grounds for a hearing, you call promptly to make an appointment with the investigator in your case, **Mary Ivas** at 597-7711, to discuss the preliminary findings and to review the evidence upon which the findings are based. Your written request for a hearing must be mailed or delivered within ten (10) days of the date that you receive this letter to the following address:

Office of Citizen Complaints
ATTN: Investigative Hearing Coordinator
480-2nd Street, Suite 100
San Francisco, CA 94107

Sincerely,



Mary C. Dunlap, Director
MD: nc
Attachment Enclosed

OFFICE OF CITIZEN COMPLAINTS - USE BLACK INK ONLY!

1 Day, Date & Time Complaint Received
Thursday 6/11/98.

5 0 0 9 8

Complaint Against: Personnel ☒ Policy ☐ Procedure ☐

How Received: Person ☐ Phone ☒ Letter ☐ SFPD ☐ Mail-In ☐ Other ☐ : (specify) _____

2 Primary Complainant: ☐ Co-Complainant

Last Name First Name Middle Initial

HOME ADDRESS: Street Apartment

City State Zip

WORK ADDRESS: Street Apartment

City State Zip

3 Personal Information

Age: Date of Birth:

Sex:

Ethnicity:

Occupation:

4 Telephone Numbers:

Home: ()

Work: ()

5 Location of Occurrence:

3COM PARK and BAYVIEW STATION

6 Type of Place

police stations

7 District

C
F.O.B

8 Day, Date, & Time Of Occurrence: A.M. / P.M.

Tuesday 6/9/98 2135 hrs.

(Circle one)

9 Incident Report or Citation No

980 732 262

and 980 733 022

10 SECONDARY COMPLAINANT? Yes ☐ No ☒ Witnesses? Yes ☒ No ☐ (If "Yes", attach separate sheet of paper.)

Taped Interview? Yes ☒ No ☐ Criminal Case Pending in Relation to this matter? Yes ☒ No ☐

11 Injuries Claimed? Yes ☒ No ☐ Injuries Visible? Yes ☒ No ☐ Drug/Alcohol Related? Yes ☒ No ☐

Photos Taken? Yes ☒ No ☐ By: Photo Lab ☒ O.C.C. ☐ Other: _____

Type of Injury: eye, head, neck, left arm, chest

Medical Release Signed? Yes ☒ No ☐

12	13	14	15	16	17	18	19	20	21
Activity	Type	DISP.	Uniform Yes No	Rank	Member's Name & Star Number	Unit	Svc	Sex	Eth
01	UF		✓	Q2	James Acevedo # 755			M	3
01	CRD		✓		ID Pending			M	4
01	UF		✓	Q2	Ian Furminger # 1297			M	1
01	CRD		✓		ID Pending			M	
01	UF		✓		ID Pending			M	4
			✓						
01	UF		✓		ID Pending			M	

NARRATIVE OF INCIDENT: _____

The complainant alleges that, following his arrest at 3COM Park, during which an officer was injured, he was assaulted by three officers at the 3COM police substation and again at Bayview Station, resulting in injuries to his head, eye, neck, chest and left arm. Two officers threatened him.

This is a complaint for:

Unnecessary Force for assaulting the complainant at the 3COM police substation (Officer James Acevedo #755, Officer Ian Furminger #1297 and ID pending);

Conduct Reflecting Discredit for threatening the complainant at the 3COM police substation (ID pending);

Unnecessary Force for assaulting the complainant at Bayview Station ([REDACTED] and ID pending);

Conduct Reflecting Discredit for threatening the complainant at Bayview Station ([REDACTED] and ID pending).

(State law passed in 1995 mandates that the following statement be provided to, read and signed by persons filing complaints. The OCC encourages the filing of a complaint by anyone who believes he or she is a victim or a witness of improper police conduct or policies.)

ACKNOWLEDGEMENT OF COMPLAINANT (148.6 P.C.)

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I HAVE READ AND UNDERSTOOD THE ABOVE STATEMENT.

Complainant Signature/Date: <i>see attached Addendum. MEI</i>	Taken By (Name/#/Unit)/Date: <i>Mary E. Ivas 6/11/98</i>
Assigned Investigator/Date: <i>M. Ivas 6/18/98</i>	Closure Approval/Date:

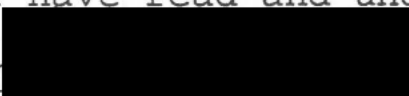
OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

**ADDENDUM TO OCC COMPLAINT FORM**

You have the right to make a complaint against a police officer for any improper police conduct. California law requires this agency to have a procedure to investigate citizens' complaints. You have a right to a written description of this procedure. This agency may find after investigation that there is not enough evidence to warrant action on your complaint; even if that is the case, you have the right to make the complaint and have it investigated if you believe an officer behaved improperly. Citizen complaints and any reports or findings relating to complaints must be retained for at least five years. It is against the law to make a complaint that you know to be false. If you make a complaint against an officer knowing that it is false, you can be prosecuted on a misdemeanor charge.

I have read and understood the above statement.

X  6-15-98
Complainant/Date

OCC Complaint/Case #. 500-98

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

December 31, 1998

COPY



Mary C. Dunlap
Director

Officer James S. Acevedo #755
Southern Station

RE: OCC Case No. 0500-98

Dear Officer Acevedo:

The Office of Citizen Complaints has conducted an investigation of the above-referenced complaint. A summary follows of the OCC's **preliminary** findings as to each allegation:

The allegation of **Unnecessary Force** for assaulting the complainant at the 3COM police substation is **Not Sustained**.

Please refer to the attached information for definitions of these findings. If you are not satisfied with the preliminary disposition indicated above, you have the right to request an investigative hearing on this complaint. (Please see information sheet, enclosed). The OCC strongly recommends that, to assist you in determining the grounds for a hearing, you call promptly to make an appointment with the investigator in your case, **Mary Ivas** at 597-7711, to discuss the preliminary findings and to review the evidence upon which the findings are based. Your written request for a hearing must be mailed or delivered within ten (10) days of the date that you receive this letter to the following address:

Office of Citizen Complaints
ATTN: Investigative Hearing Coordinator
480-2nd Street, Suite 100
San Francisco, CA 94107

Sincerely,

A rectangular box containing a handwritten signature in blue ink, which appears to read "Mary C. Dunlap".

Mary C. Dunlap, Director
MD: nc
cc: Commanding Officer
Attachment Enclosed

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

December 31, 1998

Officer Ian M. Furminger #1297
Southern Station

COPY



Mary C. Dunlap
Director

RE: OCC Case No. 0500-98

Dear Officer Furminger:

The Office of Citizen Complaints has conducted an investigation of the above-referenced complaint. A summary follows of the OCC's **preliminary** findings as to each allegation:

The allegation of **Unnecessary Force** for assaulting the complainant at the 3COM police substation is **Not Sustained**.

The allegation of **Unnecessary Force** for assaulting the complainant at Bayview Station is **Not Sustained**.

The allegation of **Conduct Reflecting Discredit on the Department** for threatening the complainant at Bayview Station is **Not Sustained**.

Please refer to the attached information for definitions of these findings. If you are not satisfied with the preliminary disposition indicated above, you have the right to request an investigative hearing on this complaint. (Please see information sheet, enclosed). The OCC strongly recommends that, to assist you in determining the grounds for a hearing, you call promptly to make an appointment with the investigator in your case, **Mary Ivas** at 597-7711, to discuss the preliminary findings and to review the evidence upon which the findings are based. Your written request for a hearing must be mailed or delivered within ten (10) days of the date that you receive this letter to the following address:

Office of Citizen Complaints
ATTN: Investigative Hearing Coordinator
480-2nd Street, Suite 100
San Francisco, CA 94107

Sincerely,

Mary C. Dunlap, Director
MD: nc
cc: Commanding Officer
Attachment Enclosed

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

December 31, 1998

COPY



Mary C. Dunlap
Director

Sergeant Edward C. Cheung #960
Bayview Station

RE: OCC Case No. 0500-98

Dear Sergeant Cheung:

The Office of Citizen Complaints has conducted an investigation of the above-referenced complaint. A summary follows of the OCC's **preliminary** findings as to each allegation:

The allegation of **Unnecessary Force** for assaulting the complainant at the 3COM police substation is **Not Sustained**.

The allegation of **Conduct Reflecting Discredit on the Department** for threatening the complainant at the 3COM substation is **Not Sustained**.

Please refer to the attached information for definitions of these findings. If you are not satisfied with the preliminary disposition indicated above, you have the right to request an investigative hearing on this complaint. (Please see information sheet, enclosed). The OCC strongly recommends that, to assist you in determining the grounds for a hearing, you call promptly to make an appointment with the investigator in your case, **Mary Ivas** at **597-7711**, to discuss the preliminary findings and to review the evidence upon which the findings are based. Your written request for a hearing must be mailed or delivered within ten (10) days of the date that you receive this letter to the following address:

Office of Citizen Complaints
ATTN: Investigative Hearing Coordinator
480-2nd Street, Suite 100
San Francisco, CA 94107

Sincerely,

A rectangular box containing a faint, illegible signature or stamp, likely representing the official signature of Mary C. Dunlap.

Mary C. Dunlap, Director
MD: nc
cc: Commanding Officer
Attachment Enclosed

12/7/98

TO WHOM IT MAY CONCERN,

I NEED

THE FINDINGS AND FINAL OUTCOME OF THIS COMPLAINT FOR MY ATTORNEY. MARY IVAS HANDLED THIS CASE (#500-98). I WAS NEVER GIVEN THIS COMPLAINT FORM FROM MARY IVAS. I OBTAINED THIS FORM FROM PRISONER LEGAL SERVICES. THIS MAKES ME WONDER IF THIS MATTER HAS BEEN SWEEPED UNDER THE CARPET TO PUT IT BLUNTLY. MARY + O.C.C. INVESTIGATOR ED McMAHON ALONG WITH A PHOTOGRAPHER VISITED SEVERAL TIMES FOR TAPED INTERVIEWS AND PHOTOGRAPHS OF THE OFFICERS TO WHICH I POSITIVELY I.D. ONE OFFICER AND A POSSIBLE OTHER ONE. IT IS MY UNDERSTANDING THAT SHE (MARY) CONTACTED MY WITNESS [REDACTED] WHICH HE GAVE A STATEMENT AND I.D. SOME OFFICERS AS WELL TO ASSAULTS UPON ME AND MY PERSON AT 3 COM PARK AND S.F.P.D. BAYVIEW STATION. THE INJURY TO MY RIGHT EYE IS PERMANENT IN WHICH I WILL SEE THIS [REDACTED] AFTER THE TWO LAZER TREATMENTS ON THE EYE. SINCE 6-10-98 I AM STILL SEEKING PHYSICAL THERAPY FOR THE DAMAGED VERTABRAE IN MY NECK. WHEN I RECEIVE THE OUTCOME OF THIS COMPLAINT PLEASE SEND ALONG A DATE + TIME TO GIVE YOU THE 7 PAGE REPORT OF THE INCIDENT. THANK YOU FOR YOUR TIME. Sincerely, [REDACTED]

OFFICE OF CITIZEN COMPLAINTS - USE BLACK INK ONLY!

1 Day, Date & Time Complaint Received

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Complaint Against: Personnel ☐ Policy ☐ Procedure ☐

How Received: Person ☐ Phone ☐ Letter ☐ SFPD ☐ Mail-In ☐ Other ☐ : (specify) _____

2 Primary Complainant:

Personal Information

Age: 44 Date of Birth: 11/11/1974

Sex:

Ethnicity:

Occupation:

Telephone Numbers:

Home:

Work:

Last Name	First Name	Middle Initial
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HOME ADDRESS:

City _____ State _____ Zip _____

WORK ADDRESS:

City _____ State _____ Zip _____

 Location of Occurrence:

6 Type of Place

District

3 COM PARK + S.F.P.D. BAYVIEW STATION

 Day, Date, & Time Of Occurrence:

A.M. / P.M.
(Circle one)

9 Incident Report or Citation No

WED. JUNE 10th 1998 9:30 to 11:30

10 SECONDARY COMPLAINANT? Yes ☐ No ☐ Witnesses? Yes ☒ No ☐ (If "Yes", attach separate sheet of paper.)

Taped Interview? Yes ☒ No ☐ Criminal Case Pending in Relation to this matter? Yes ☒ No ☐

11 Injuries Claimed? Yes ☒ No ☐ Injuries Visible? Yes ☒ No ☐ Drug/Alcohol Related? Yes ☐ No ☐

Photos Taken? Yes ☒ No ☐ By: Photo Lab ☐ O.C.C. ☐ Other: ☐

Type of Injury: 3 HIES IN RIGHT EYE, NECK INJURY W/ NERVE DAMAGE TO LEFT ARM/HAIR ON STAFF Medical Release Signed? Yes ☐ No ☐

Medical Release Signed? Yes ☐ No ☐

[illegible]

MY CASE # AT O.C.C. IS 500-98 w/MARY IVAS



NARRATIVE OF INCIDENT: ON 6-10-98 I SUSTAINED AND

I WAS ARRESTED AT 3 COM PARK AND UPON MY DETAINMENT RECEIVED NUMEROUS INJURIES FROM MULTIPLE ASSAULTS AT 3 COM PARK POLICE SUB-STATION AND S.F.P.D. BAYVIEW STATION BETWEEN THE HOURS OF APPROX. FROM 9:30 TO 11:30 PM CONTINUING THROUGH-OUT THIS TIME UNTIL I WAS BROUGHT TO 850 BRYANT. AT 850 BRYANT THE NURSE ON DUTY LOOKED AT MY INJURIES AND UPON MY COMPLAINT OF SEEING A DOT IN MY RIGHT EYE EXAMINED THE EYE AND SEEN IT WAS NOT RESPONDING TO LIGHT. AT THIS TIME SHE STATED TO THE TRANSPORTING OFFICER 850 BRYANT WILL NOT ACCEPT ME IN THIS CONDITION AND I NEED TO GO TO SAN FRANCISCO GENERAL HOSPITAL FOR X-RAYS AND TESTS ON MY INJURIES. IT WAS THERE I FOUND OUT I HAD 3 HOLES IN MY RIGHT EYE WHICH NEEDED 2 LASER TREATMENTS. PLEASE SEE 7 PAGE REPORT FOR DETAILS

(State law passed in 1995 mandates that the following statement be provided to, read and signed by persons filing complaints. The OCC encourages the filing of a complaint by anyone who believes he or she is a victim or a witness of improper police conduct or policies.)

ACKNOWLEDGEMENT OF COMPLAINANT (148.6 P.C.)

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I HAVE READ AND UNDERSTOOD THE ABOVE STATEMENT.

Complainant Signature/Date:

Taken By (Name/#/Unit)/Date:

Assigned Investigator/Date:

Closure Approval/Date:

OFFICE OF CITIZEN COMPLAINTS - USE BLACK INK ONLY!

1 Day, Date & Time Complaint Received
Thursday 6/11/98

50098

Complaint Against: Personnel ☒ Policy ☐ Procedure ☐

How Received: Person ☐ Phone ☒ Letter ☐ SFPD ☐ Mail-In ☐ Other ☐ : (specify) _____

2 Primary Complainant: ☐ Co-Complainant

Last Name First Name Middle Initial

HOME ADDRESS:

Street

Apartment

City

State

Zip

WORK ADDRESS:

Street

Apartment

City

State

Zip

3 Personal Information

Age Date of Birth:

Sex:

Ethnicity:

Occupation:

4 Telephone Numbers:

Home:

Work:

5 Location of Occurrence:

3COM PARK and BAYVIEW STATION

6 Type of Place

police stations

7 District

C
F.O.B

8 Day, Date, & Time Of Occurrence:

Tuesday 6/9/98 2135 hrs.

A.M. / P.M.
(Circle one)

9 Incident Report or Citation No

980 732 262

and 980 733 022

10 SECONDARY COMPLAINANT? Yes ☐ No ☒ Witnesses? Yes ☒ No ☐ (If "Yes", attach separate sheet of paper.)

Taped Interview? Yes ☒ No ☐ Criminal Case Pending in Relation to this matter? Yes ☒ No ☐

11 Injuries Claimed? Yes ☒ No ☐ Injuries Visible? Yes ☒ No ☐ Drug/Alcohol Related? Yes ☒ No ☐

Photos Taken? Yes ☒ No ☐ By: Photo Lab ☒ O.C.C. ☐ Other: _____

Type of Injury: eye, head, neck, left arm, chest

Medical Release Signed? Yes ☒ No ☐

12	13	14	15	16	17	18	19	20	21
Activity	Type	DISP.	Uniform Yes No	Rank	Member's Name & Star Number	Unit	Svc	Sex	Eth
01	UF	NS	✓	Q2	James Acevedo # 755			M	3
01	CRD	NS	✓	Q50	Edward Cheung # 960			M	4
01	UF	NS	✓	Q2	Ian Furminger # 1297			M	1
01	CRD	NS	✓	Q2	Ian Furminger # 1297			M	1
01	UF	NS	✓	Q2	Edward Cheung # 960			M	4
01	UF	NS	✓	Q2	Ian Furminger # 1297			M	1
					Unknown Officer			M	1

6/12/98 01

24

The complainant alleges that, following his arrest at 3COM Park, during which an officer was injured, he was assaulted by three officers at the 3COM police substation and again at Bayview Station, resulting in injuries to his head, eye, neck, chest and left arm. Two officers threatened him.

This is a complaint of:

Unnecessary Force for assaulting the complainant at the 3COM police substation (Officer James Acevedo #755, Officer Ian Furminger #1297 and Sgt. Edward Cheung #960);

Conduct Reflecting Discredit for threatening the complainant at the 3COM police substation (Sgt. Edward Cheung #960);

Unnecessary Force for assaulting the complainant at Bayview Station ([REDACTED] Officer Ian Furminger #1297 and unknown officer); and

Conduct Reflecting Discredit for threatening the complainant at Bayview Station ([REDACTED] Officer Ian Furminger #1297 and unknown officer).

ACKNOWLEDGEMENT OF COMPLAINANT (148.6 P.C.)

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I HAVE READ AND UNDERSTOOD THE ABOVE STATEMENT.

Complainant Signature/Date: <i>See attached Addendum. MEI</i>	Taken By (Name/#/Unit)/Date: <i>Mary E. Ivas 6/11/98</i>
Assigned Investigator/Date: <i>M. Ivas 6/18/98</i>	Closure Approval/Date: <i>Mary Denlap 1/6/99</i>

The complainant alleges that, following his arrest at 3COM Park, during which an officer was injured, he was assaulted by three officers at the 3COM police substation and again at Bayview Station, resulting in injuries to his head, eye, neck, chest and left arm. Two officers threatened him.

This is a complaint of:

Unnecessary Force for assaulting the complainant at the 3COM police substation (Officer James Acevedo #755, Officer Ian Furminger #1297 and Sgt. Edward Cheung #960);

Conduct Reflecting Discredit for threatening the complainant at the 3COM police substation (Sgt. Edward Cheung #960);

Unnecessary Force for assaulting the complainant at Bayview Station ([REDACTED] and Officer Ian Furminger #1297); and

Conduct Reflecting Discredit for threatening the complainant at Bayview Station ([REDACTED] and Officer Ian Furminger #1297).

(Police law passed in 1988 mandates that the following statement be provided to, read and signed by persons filing complaints the filing of a complaint by anyone who believes he or she is a victim or a witness of improper police conduct or policies.)

ACKNOWLEDGEMENT OF COMPLAINANT (148.6 P.C.)

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I HAVE READ AND UNDERSTOOD THE ABOVE STATEMENT.

Complainant Signature/Date: <i>see attached Addendum. MEI</i>	Taken By (Name/#/Unit)/Date: <i>Mary E. Ivas 6/11/98</i>
Assigned Investigator/Date: <i>M. Ivas 6/18/98</i>	Closure Approval/Date:

FOR OFFICIAL USE ONLY!

① Day, Date & Time Complaint Received
 Thursday 6/11/98. 50098

Complaint Against: Personnel ☒ Policy ☐ Procedure ☐
 How Received: Person ☐ Phone ☒ Letter ☐ SFPD ☐ Mail-In ☐ Other ☐ (specify)

② Primary Complainant: ☐ Co-Complainant ☐
 [Redacted] Middle Initial [Redacted]
 [Redacted] Street [Redacted] Apartment [Redacted]
 City [Redacted] State [Redacted] Zip [Redacted]
 WORK ADDRESS: [Redacted] Street [Redacted] Apartment [Redacted]
 City [Redacted] State [Redacted] Zip [Redacted]

③ Personal Information
 Age: [Redacted] Date of Birth: [Redacted]
 Sex: [Redacted]
 Occupation: [Redacted]
 Telephone Numbers:
 Work: [Redacted]

④ Location of Occurrence:
 3COM PARK and BAYVIEW STATION

⑤ Day, Date, & Time Of Occurrence: Tuesday 6/9/98 2:35 hrs. A.M. / P.M. (Circle one)
 Incident Report or Citation No. 980732262 and 980733022

⑥ SECONDARY COMPLAINANT? Yes ☐ No ☒ Witnesses? Yes ☒ No ☐ (If "Yes", attach separate sheet of paper.)
 Taped Interview? Yes ☒ No ☐ Criminal Case Pending in Relation to this matter? Yes ☒ No ☐

⑦ Injuries Claimed? Yes ☒ No ☐ Injuries Visible? Yes ☒ No ☐ Drug/Alcohol Related? Yes ☒ No ☐
 Photos Taken? Yes ☒ No ☐ By: Photo Lab ☒ O.C.C. ☐ Other:
 Type of Injury: eye, head, neck, left arm, chest Medical Release Signed? Yes ☒ No ☐

12	13	14	15	16	17	18	19	20	21
Activity	Type	DISP.	Uniform Yes No	Rank	Member's Name & Star Number	Unit	Svc	Sex	Eth
01	UF		✓	02	James Acevedo # 755			M	3
01	CRD		✓	050	Edward Cheung # 960			M	4
01	UF		✓	02	Ian Furminger # 1297			M	1
01	CRD		✓	02	Ian Furminger # 1297			M	1
01	UF		✓	02	Edward Cheung # 960			M	4
01	UF		✓	02	Ian Furminger # 1297			M	1
01	UF		✓	02	Unknown Officer			M	1

The complainant alleges that, following his arrest at 3COM Park, during which an officer was injured, he was assaulted by three officers at the 3COM police substation and again at Bayview Station, resulting in injuries to his head, eye, neck, chest and left arm. Two officers threatened him.

This is a complaint of:

Unnecessary Force for assaulting the complainant at the 3COM police substation (Officer James Acevedo #755, Officer Ian Furminger #1297 and Sgt. Edward Cheung #960);

Conduct Reflecting Discredit for threatening the complainant at the 3COM police substation (Sgt. Edward Cheung #960);

Unnecessary Force for assaulting the complainant at Bayview Station [Redacted], Officer Ian Furminger #1297 and unknown officer; and

Conduct Reflecting Discredit for threatening the complainant at Bayview Station [Redacted], Officer Ian Furminger #1297 and unknown officer).

ACKNOWLEDGEMENT OF COMPLAINANT (148.6 P.C.)

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I HAVE READ AND UNDERSTOOD THE ABOVE STATEMENT.

Complainant Signature/Date:

See attached Addendum. MEI

Assigned Investigator/Date:

M. Iwas 6/18/98

Taken By (Name/Unit)/Date:

Mary E. Iwas 6/11/98

Closure Approval/Date:

POSTED
1-6-98

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

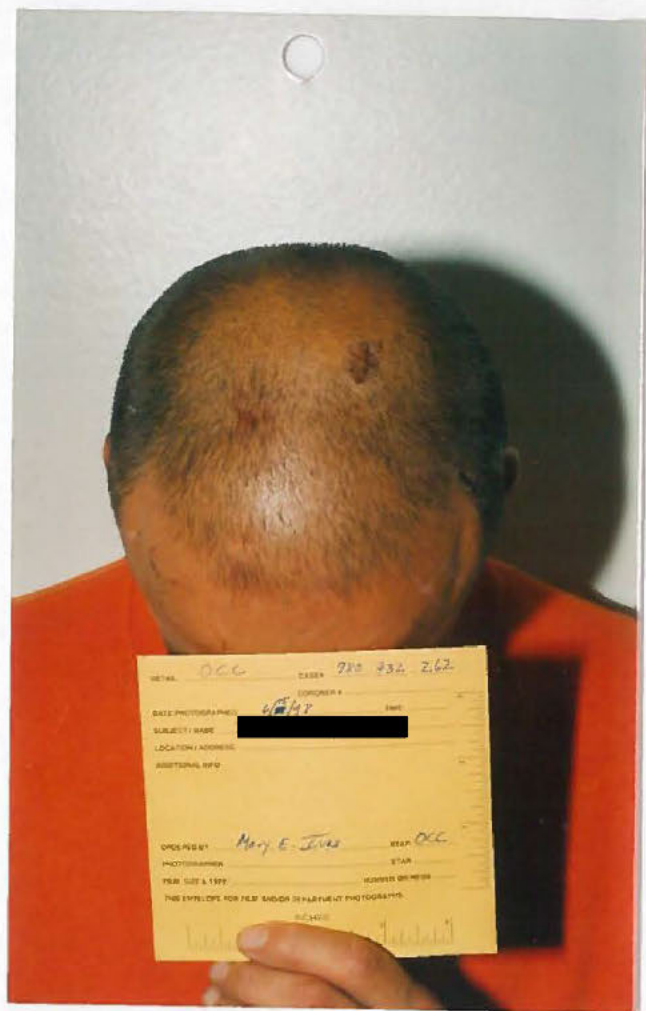
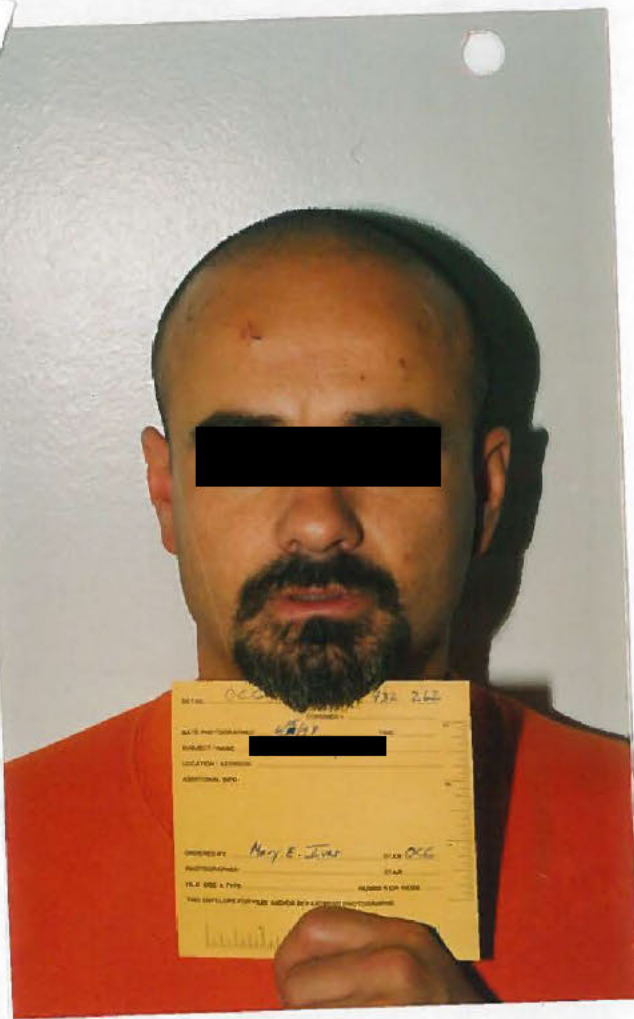
**ADDENDUM TO OCC COMPLAINT FORM**

You have the right to make a complaint against a police officer for any improper police conduct. California law requires this agency to have a procedure to investigate citizens' complaints. You have a right to a written description of this procedure. This agency may find after investigation that there is not enough evidence to warrant action on your complaint; even if that is the case, you have the right to make the complaint and have it investigated if you believe an officer behaved improperly. Citizen complaints and any reports or findings relating to complaints must be retained for at least five years. It is against the law to make a complaint that you know to be false. If you make a complaint against an officer knowing that it is false, you can be prosecuted on a misdemeanor charge.

I have read and understood the above statement.

[Redacted Signature] 6-15-98
Complainant/Date

OCC Complaint/Case #. 500-98



RECEIVED
AT OCC

198 JUN 30 P 3:29

SAN FRANCISCO POLICE DEPARTMENT
PHOTO LAB SYSTEM
LOG NUMBER REPORT

CASE NUMBER : 980732262

LOG NUMBER: 21721

NEGATIVES : 0

RUN NUMBER : 8

UNIT ASSIGNED: 331

ENLARGEMENTS: 4

RUNDATE : 06/17/98

ARRIVAL TIME: 13:20

REQUESTED BY: 0

DETAIL : 10

RUNSITE : HOJ

SUBJECT : [REDACTED]

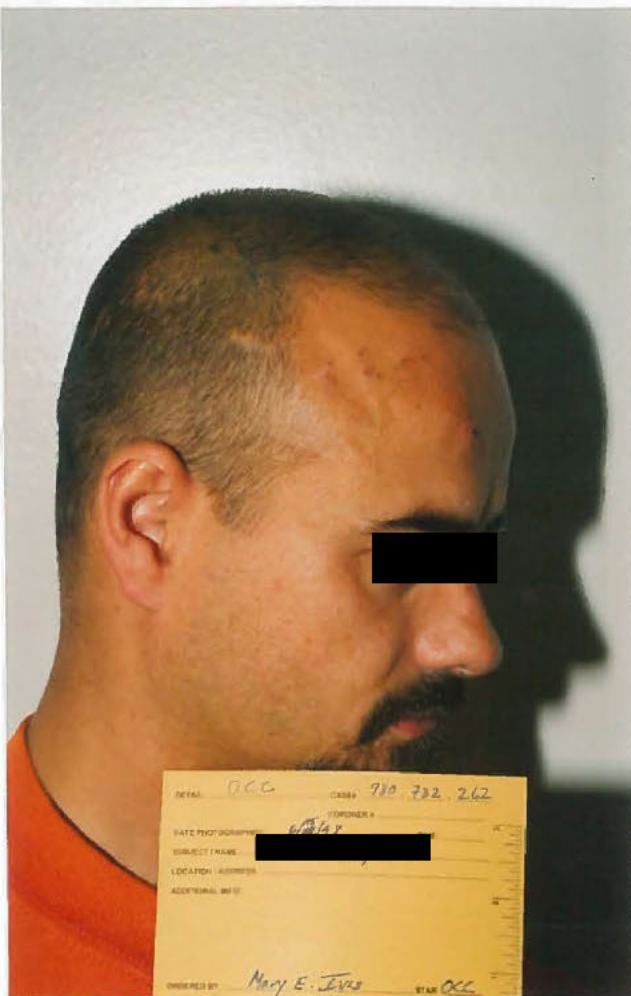
AGENCY : CITIZEN COMPLAINTS OFC

WORKCODE : ENLARGEMENT

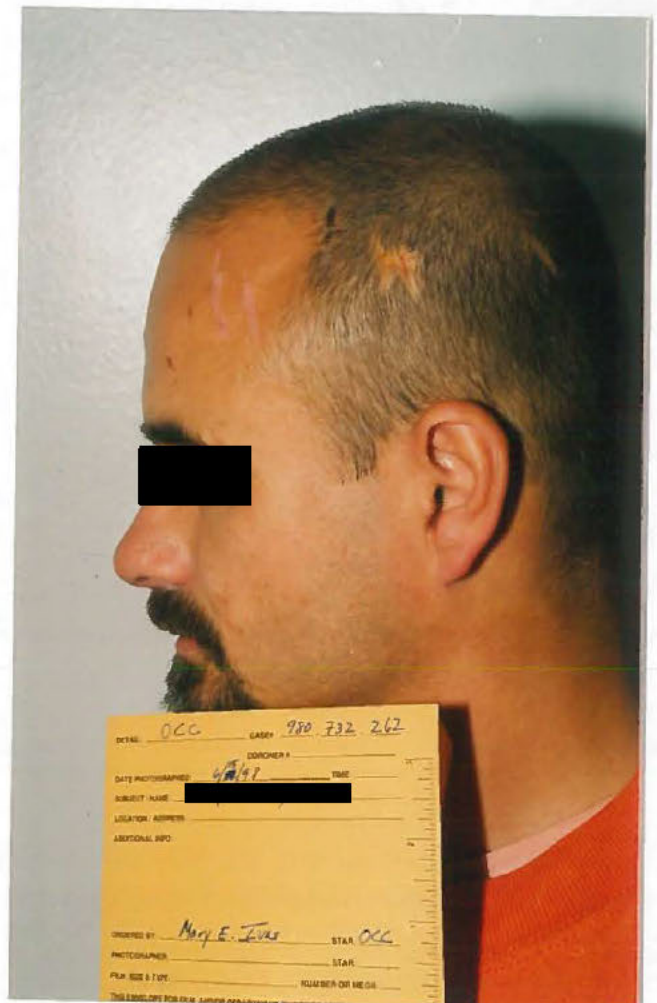
ENTERED BY : 1643

COMMENTS: IVAS/OCC 3X5

OCC #500-98



DETAIL	OCC	CASE#	780.732.262
DATE PHOTOGRAPHED	6/14/98	ORDER#	
SUBJECT NAME	[REDACTED]		
LOCATION	ADDRESS		
ADDITIONAL INFO			
ORDERED BY	Mary E. Jones	STAR	OCC



DETAIL	OCC	CASE#	780.732.262
DATE PHOTOGRAPHED	6/14/98	ORDER#	
SUBJECT NAME	[REDACTED]		
LOCATION	ADDRESS		
ADDITIONAL INFO			
ORDERED BY	Mary E. Jones	STAR	OCC
PHOTOGRAPHER		STAR	
FILE # & TYPE		QUARTER ON FILE	

OCC # 500-98

SAN FRANCISCO POLICE DEPARTMENT

Records - Original

INCIDENT REPORT HEADING

INCIDENT NO. 980733022		ARREST MADE <input checked="" type="checkbox"/>		SUSP. KNOWN <input type="checkbox"/>		SUSP. UNK <input type="checkbox"/>		NON-SUSP. INCIDENT <input type="checkbox"/>		page 1 of 2	
TYPE OF INCIDENT AIDED CASE / MEDICAL TREATMENT REFUSED		INITIAL <input checked="" type="checkbox"/>		CAD NO.							
REPORTING UNIT 4711		DATE / TIME OF OCCURRENCE 06-09-98 2135		DATE / TIME REPORTED TO POLICE 06-09-98 2135		RELATED CASE NUMBER(S) 980732262					
LOCATION OF OCCURRENCE 1 GIANTS DR.		TYPE OF PREMISES 3-LOD PARK		LOCATION SENT TO LOWER SEC. 23							
REPORTED TO BUREAU / OPS CENTER (NAME / STAR / DATE / TIME)		DOMESTIC VIOLENCE <input type="checkbox"/>		(TYPE WEAPON USED)		ELDER ABUSE <input type="checkbox"/>		GANG RELATED <input type="checkbox"/>		JUVENILE SUBJECT <input type="checkbox"/>	
PREJUDICE BASED <input type="checkbox"/>											
I DECLARE, UNDER PENALTY OF PERJURY, THIS REPORT OF 2 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE, OR IS BASED ON INFORMATION AND BELIEF FOLLOWING AN INVESTIGATION OF THE EVENTS AND PARTIES INVOLVED.											
PROP 115 CERTIFIED: 5 YRS		POST TRAINING		REPORTING OFFICER (PRINT) JAMES S. ACEVEDO		STAR 755		SIGNATURE [Signature]		OIC APPROVAL (PRINT NAME / STAR) Y. CASCIATO 1886	
STATION CS-C		REPORT REVIEWED BY (PRINT NAME / STAR) Ag. [Signature]		WATCH 1700-0100							
ASSIGN TO		INCIDENT CODES		ASSIGNED BY (PRINT INITIAL/STAR)							
HOW CLEARED		COPIES TO (NAME OF UNITS) 2-fob		MIS		COPY TO A <input type="checkbox"/> B <input type="checkbox"/> C <input type="checkbox"/>		ICSS ENTRY			
RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTEE; V - VICTIM; W - WITNESS											
CODE R		NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS SFPD #755, 1861, #1297, 350, #960		RACE A		SEX M		DOB / AGE		RESIDENCE PHONE (DAY / NIGHT)	
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE		BUSINESS PHONE (DAY / NIGHT)							
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE		RP'S RELATIONSHIP TO SUBJECT							
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR		FOLLOW-UP FORM		STATEMENT			
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE		YES <input type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>			
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>		CONFIDENTIALITY REQUESTED STAR		YES <input type="checkbox"/> NO <input type="checkbox"/>		ADD'L RPS <input type="checkbox"/>			
SUBJECT CODES: A - ADMONISHED; B - BOOKED; C - CITED; D - DETAINED; E - EXONERATED; M - MISSING; S - SUSPECT; X - DIVERTED											
CODE B		NAME (LAST, FIRST, MIDDLE)		RACE A		SEX M		DOB / AGE		ALIAS	
HEIGHT 5-3		WEIGHT 135		HAIR COLOR: UNK		EYE COLOR: UNK		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	
HOME / CONTACT PHONE		ID NO. (SOC SEC. / OP. LIC. / FBI / CII)		SF NO. / X NO.							
BOOKING SECTIONS / CHARGE # 1		CHARGE # 2		CHARGE # 3		CHARGE # 4		WHERE BOOKED			
WARRANT #		COURT #		ACTION #		DEPT / ENROUTE TO		CWB CHECK (PRINT NAME / STAR)			
WARRANT VIOLATION(S)		BAIL		MIRANDIZED		STAR		STATEMENT			
CITATION #		CITE VIOLATION(S)		DATE / TIME OF APPEARANCE		LOCATION OF APPEARANCE					
SCHOOL NAME IF JUVENILE		J #/D#		BOOK / CITE APPROVED BY (PRINT NAME / STAR)							
M X-RAYS		MASS ARREST CODE		OTHER INFORMATION: CITATION / WARRANT / BOOKING CHARGE(S) / MISSING PERSON - SUBJECT DESCRIPTION							
YES <input type="checkbox"/>											
RECORD ROOM											
10 JUN 98 03 15											
ADD'L SUBJ.'S <input type="checkbox"/>											
PRIVATE PERSON'S ARREST: *ON THIS DATE, I ARRESTED THIS PERSON FOR THE PUBLIC OFFENSE(S) LISTED, COMMITTED IN MY PRESENCE IN SAN FRANCISCO, CALIFORNIA. I DELIVERED THIS PERSON TO THE SFPD AND I WILL SIGN A WRITTEN COMPLAINT CHARGING THIS PERSON WITH THE COMMISSION OF THESE PUBLIC OFFENSES.*											
SEPARATE PRIVATE PERSON'S ARREST FORM ATTACHED <input type="checkbox"/>											
NAME (PRINT) SIGNATURE											

INCIDENT NO.

980733022

page 2 of 2

NARRATIVE:

██████ WAS IN CUSTODY AT 3-COM PARK POLICE SUB STATION FOR ASSAULTING A POLICE OFFICER; SEE CASE # 980732262. WHILE HANDCUFFED ██████ TURNED TO FACE THE WALL INSIDE THE SUB-STATION AND PROCEEDED TO BASH HIS FOREHEAD REPEATEDLY ON THE WALL. WARD WAS EXTREMELY COMBATIVE, YELLING "I'M GOING TO SHOW YOU GUYS THE FRAME OF VIND I'M IN", AND FURTHER YELLED "GIVE ME PROZAC". IN ORDER TO ELIMINATE ANY FURTHER INJURY CAUSED BY ██████ HIMSELF, OFF. FURMINGER 1297 AND I HAD TO FORCEFULLY SIT ██████ ON THE FLOOR. IT IS MY ESTIMATION ██████ BANGED HIS HEAD ON THE WALL 5-6 TIMES PRESENT DURING THE INCIDENT WITH OFF. R. WELSH #1861 AND OFF. R. TERRELL #350, & SGT E. CHUNG #66

OFF. WELSH 1861 AND I TRANSPORTED ██████ TO CO. C. AT CO. C I SUMMONED AN AMBULANCE. ██████ HAD SUSTAINED A ABRASION ON HIS FOREHEAD, BUT WAS COHERENT, CONSCIOUS, AND AWARE OF HIS SURROUNDINGS.

SFPD MEDIC UNIT 917 ARRIVED TO TREAT ██████ BUT ██████ REFUSED ANY MEDICAL TREATMENT AND DID NOT WANT TO BE TREATED.

066020

☐ P-STAR ☐ SFFD ☐ BMC-TI ☐ OTHER
☐ AMERICAN ☐ SAN-FRANCISCO AMBULANCE ☐ BAYSHORE ☐ JOSEPH S

FORM NO. F7110-EMS (4-98)

ASSIGN TO NIGHT INV. (5:00)

SAN FRANCISCO POLICE DEPARTMENT

Records - Original

INCIDENT REPORT HEADING

INCIDENT NO. 9 8 0 7 3 2 2 6 2		ARREST MADE <input checked="" type="checkbox"/>		SUSP. KNOWN <input type="checkbox"/>	SUSP. UNK <input type="checkbox"/>	NON-SUSP. INCIDENT <input type="checkbox"/>		page 1 of 42	
TYPE OF INCIDENT FELONY BATTERY ON PD, ASSAULT CAUSING GB, RESISTANCE CAUSING GB, ATTEMPT TO TAKE FIREARM FROM P.O., LYING OF PRISONER, ATTEMPTED GRAND THEFT, RESISTING ARREST		INITIAL 7		CAD NO.					
REPORTING UNIT 4X12		DATE / TIME OF OCCURRENCE 6-9-98 2135		DATE / TIME REPORTED TO POLICE 6-9-98 ON VIEW		RELATED CASE NUMBER(S)			
LOCATION OF OCCURRENCE #1 GIANTS DRIVE (SEC 23) LOW		TYPE OF PREMISES BALL PARK		LOCATION SENT TO ON VIEW					
REPORTED TO BUREAU / OPS CENTER (NAME / STAR / DATE / TIME)		DOMESTIC VIOLENCE <input type="checkbox"/>		(TYPE WEAPON USED)		ELDER ABUSE <input type="checkbox"/>		JUVENILE SUBJECT <input type="checkbox"/>	
I DECLARE, UNDER PENALTY OF PERJURY, THIS REPORT OF 42 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE, OR IS BASED ON INFORMATION AND BELIEF FOLLOWING AN INVESTIGATION OF THE EVENTS AND PARTIES INVOLVED.		PROP 115 CERTIFIED: 5 YRS POST TRAINING <input checked="" type="checkbox"/>							
REPORTING OFFICER (PRINT) R. BIERNAT		STAR 2051		SIGNATURE <i>R. Biernat</i>					
STATION FOB		REPORT REVIEWED BY (PRINT NAME / STAR) <i>Ug. P. P. P. 33</i>		OIC APPROVAL (PRINT NAME / STAR) <i>Ug. P. P. P. 33</i>					
WATCH 1500-0100									
ASSIGN TO 5G200		INCIDENT CODES 04136, 04074, 27172, 19032, 06384, 27170		ASSIGNED BY (PRINT INITIAL/STAR) Int #536					
HOW CLEARED 6		COPIES TO (NAME OF UNIT) GW/2, NIU/2, OR/1, DA/1, FOB MIS		COPY TO A <input type="checkbox"/> B <input type="checkbox"/> C <input type="checkbox"/>		ICSS ENTRY			
RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTEE; V - VICTIM; W - WITNESS RACE CODES: A; B; F; H; I; O; U; W									
CODE V		NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS MOSER, ROBERT SFPD # 1434		RACE V		SEX V		DOB / AGE V	
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE		BUSINESS PHONE (DAY / NIGHT) (415) 553 1527					
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO 850 BRYANT FOB OFFICE		ZIP CODE		RP'S RELATIONSHIP TO SUBJECT NONE					
EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> N/A <input type="checkbox"/>		STAR		FOLLOW-UP FORM YES <input type="checkbox"/>		STATEMENT YES <input type="checkbox"/>	
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE									
SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>		CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>		STAR		ADD'L RPS <input checked="" type="checkbox"/>	
SUBJECT CODES: A - ADMONISHED; B - BOOKED; C - CITED; D - DETAINED; E - EXONERATED; M - MISSING; S - SUSPECT; X - DIVERTED RACE CODES: A; B; F; H; I; O; U; W									
CODE B		NAME (LAST, FIRST, MIDDLE)		RACE B		SEX B		DOB / AGE B	
HEIGHT B		WEIGHT B		HAIR COLOR: UNK		EYE COLOR: BLK BLU (BRN) MIXED		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO	
HOME / CONTACT PHONE ()		ID NO. (SOC.SEC. / OP. LIC. / FBI / CII)		SF NO. / X NO.					
BOOKING SECTIONS / CHARGE #1 N/W 243(d) PC		CHARGE #2 N/W 245 (C) PC		CHARGE #3 N/W 148.10 (W) PC		CHARGE #4 N/W 148(d) PC		WHERE BOOKED CO. C	
WARRANT #		COURT #		ACTION #		DEPT / ENROUTE TO		CWB CHECK (PRINT NAME / STAR) ACOPU #711	
WARRANT VIOLATION(S)		BAIL		MIRANDIZED YES <input type="checkbox"/> NO <input type="checkbox"/>		STAR		STATEMENT YES <input type="checkbox"/>	
CITATION #		CITE VIOLATION(S)		DATE / TIME OF APPEARANCE		LOCATION OF APPEARANCE			
SCHOOL NAME IF JUVENILE		J #/D#		BOOK / CITE APPROVED BY (PRINT NAME / STAR) SGT. KRUMSKY #1424					
M X-RAYS YES <input type="checkbox"/>		MASS ARREST CODE		OTHER INFORMATION: CITATION / WARRANT / BOOKING CHARGE(S) / MISSING PERSON - SUBJECT DESCRIPTION WRG BLACK LEATHER JACKET; JEANS. SHAVED					
HEAD WITH BLUE & RED "TARGET" @ BLUE CIRCLES ON NOSE									
ADD. CHARGES: N/W 405 (a) PC, 148 (a) PC RESISTING, N/W UGH 20370 PC								ADD'L SUBJ.'S <input checked="" type="checkbox"/>	
PRIVATE PERSON'S ARREST: "ON THIS DATE, I ARRESTED THIS PERSON FOR THE PUBLIC OFFENSE(S) LISTED, COMMITTED IN MY PRESENCE IN SAN FRANCISCO, CALIFORNIA. I DELIVERED THIS PERSON TO THE SFPD AND I WILL SIGN A WRITTEN COMPLAINT CHARGING THIS PERSON WITH THE COMMISSION OF THESE PUBLIC OFFENSES."		SEPARATE PRIVATE PERSON'S ARREST FORM ATTACHED <input type="checkbox"/>							
NAME (PRINT)				SIGNATURE					

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL SUBJECTS

INCIDENT NO. 980732262

page 2 of 42

SUBJECT CODES: A - ADMONISHED; B - BOOKED; C - CITED; D - DETAINED; E - EXONERATED; M - MISSING; S - SUSPECT; X - DIVERTED / RACE CODES: A; B; F; H; I; O; U; W

CODE	NAME (LAST, FIRST, MIDDLE)				RACE	SEX	DOB / AGE	ALIAS
S	UNK				H	M		
HEIGHT	WEIGHT	HAIR COLOR:		EYE COLOR:	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE
5'10	210	BLK BLN GRY UNK SANDY	RED BRN WHI BALD	BLK BLU BRN MIXED GRN HAZ GRY UNK				
HOME / CONTACT PHONE		ID NO. (SOC.SEC. / OP. LIC. / FBI / CII)				SF NO. / X NO.		
()								
BOOKING SECTIONS / CHARGE #1		CHARGE #2		CHARGE #3		CHARGE #4		WHERE BOOKED
WARRANT #	COURT #	ACTION #		DEPT / ENROUTE TO			CWB CHECK (PRINT NAME / STAR)	
WARRANT VIOLATION(S)					BAIL	MIRANDIZED	STAR	STATEMENT
						YES <input type="checkbox"/> NO <input type="checkbox"/>		YES <input type="checkbox"/>
CITATION #		CITE VIOLATION(S)			DATE / TIME OF APPEARANCE		LOCATION OF APPEARANCE	
SCHOOL NAME IF JUVENILE				J # / D #	BOOK / CITE APPROVED BY (PRINT NAME / STAR)			
M X-RAYS	MASS ARREST CODE	OTHER INFORMATION: CITATION / WARRANT / BOOKING CHARGE(S) / MISSING PERSON - SUBJECT DESCRIPTION						
YES <input type="checkbox"/>		WRG: BB CAP; WHT T-SHIRT; BLK MOUSTACHE; NFI						
ADD'L SUBJ.'S <input type="checkbox"/>								

PRIVATE PERSON'S ARREST: *ON THIS DATE, I ARRESTED THIS PERSON FOR THE PUBLIC OFFENSE(S) LISTED, COMMITTED IN MY PRESENCE IN SAN FRANCISCO, CALIFORNIA. I DELIVERED THIS PERSON TO THE SFPD AND I WILL SIGN A WRITTEN COMPLAINT CHARGING THIS PERSON WITH THE COMMISSION OF THESE PUBLIC OFFENSES.*

SEPARATE PRIVATE PERSON'S ARREST FORM ATTACHED ☐

NAME (PRINT)				SIGNATURE				
CODE	NAME (LAST, FIRST, MIDDLE)				RACE	SEX	DOB / AGE	ALIAS
HEIGHT	WEIGHT	HAIR COLOR:		EYE COLOR:	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE
		BLK BLN GRY UNK SANDY	RED BRN WHI BALD	BLK BLU BRN MIXED GRN HAZ GRY UNK				
HOME / CONTACT PHONE		ID NO. (SOC.SEC. / OP. LIC. / FBI / CII)				SF NO. / X NO.		
()								
BOOKING SECTIONS / CHARGE #1		CHARGE #2		CHARGE #3		CHARGE #4		WHERE BOOKED
WARRANT #	COURT #	ACTION #		DEPT / ENROUTE TO			CWB CHECK (PRINT NAME / STAR)	
WARRANT VIOLATION(S)					BAIL	MIRANDIZED	STAR	STATEMENT
						YES <input type="checkbox"/> NO <input type="checkbox"/>		YES <input type="checkbox"/>
CITATION #		CITE VIOLATION(S)			DATE / TIME OF APPEARANCE		LOCATION OF APPEARANCE	
SCHOOL NAME IF JUVENILE				J # / D #	BOOK / CITE APPROVED BY (PRINT NAME / STAR)			
M X-RAYS	MASS ARREST CODE	OTHER INFORMATION: CITATION / WARRANT / BOOKING CHARGE(S) / MISSING PERSON - SUBJECT DESCRIPTION						
YES <input type="checkbox"/>								
ADD'L SUBJ.'S <input type="checkbox"/>								

PRIVATE PERSON'S ARREST: *ON THIS DATE, I ARRESTED THIS PERSON FOR THE PUBLIC OFFENSE(S) LISTED, COMMITTED IN MY PRESENCE IN SAN FRANCISCO, CALIFORNIA. I DELIVERED THIS PERSON TO THE SFPD AND I WILL SIGN A WRITTEN COMPLAINT CHARGING THIS PERSON WITH THE COMMISSION OF THESE PUBLIC OFFENSES.*

SEPARATE PRIVATE PERSON'S ARREST FORM ATTACHED ☐

NAME (PRINT)				SIGNATURE				
--------------	--	--	--	-----------	--	--	--	--

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

INCIDENT NO.

980732262

page 3 of 42

RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTEE; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)
	W/R	SUNG, JEFFREY SFPD # 1253				()
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
	EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	STAR YES <input checked="" type="checkbox"/> FOLLOW-UP FORM YES <input checked="" type="checkbox"/> STATEMENT YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE SEE ATTACHED STATEMENT						
SIGNATURE OF PARTY REPORTING MISSING PERSON						
293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>						
CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>						
STAR						
ADD'L RP'S <input checked="" type="checkbox"/>						
REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)
	W/R	[REDACTED]				()
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
	EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	STAR YES <input checked="" type="checkbox"/> FOLLOW-UP FORM YES <input checked="" type="checkbox"/> STATEMENT YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
SIGNATURE OF PARTY REPORTING MISSING PERSON						
293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>						
CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>						
STAR						
ADD'L RP'S <input checked="" type="checkbox"/>						
REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)
	W/R	[REDACTED]				()
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
	EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	STAR YES <input checked="" type="checkbox"/> FOLLOW-UP FORM YES <input checked="" type="checkbox"/> STATEMENT YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
SIGNATURE OF PARTY REPORTING MISSING PERSON						
293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>						
CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>						
STAR						
ADD'L RP'S <input checked="" type="checkbox"/>						
REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)
	W/R	SFPD # 30 FEWER, MIKE				(415) 553-1563
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
	EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>	STAR YES <input checked="" type="checkbox"/> FOLLOW-UP FORM YES <input checked="" type="checkbox"/> STATEMENT YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
SIGNATURE OF PARTY REPORTING MISSING PERSON						
293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>						
CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>						
STAR						
ADD'L RP'S <input checked="" type="checkbox"/>						

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

INCIDENT NO.

980732262

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RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTEE; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	
	W/R4	SFPD # 1083 OFF. CANTON, C				()	
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)	
						(415) 671-2300(N)	
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT		
201 WILLIAMS AVE				94124	NONE		
EXTENT OF INJURY / TREATMENT			VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE							

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>			
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	
	W/R5	SFPD # 1138 OFF. BLAIR, S				()	
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	BUSINESS PHONE (DAY / NIGHT)				
			(415) 671-2300				
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE	RP'S RELATIONSHIP TO SUBJECT				
201 WILLIAMS		94124	NONE				
EXTENT OF INJURY / TREATMENT			VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE							

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>			
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	
	W/R6	[REDACTED]				[REDACTED]	
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	BUSINESS PHONE (DAY / NIGHT)				
[REDACTED]		[REDACTED]	[REDACTED]				
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE	RP'S RELATIONSHIP TO SUBJECT				
			NONE				
EXTENT OF INJURY / TREATMENT			VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE							

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>			
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	
	W/R7	[REDACTED]				[REDACTED]	
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	BUSINESS PHONE (DAY / NIGHT)				
[REDACTED]		[REDACTED]	[REDACTED]				
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE	RP'S RELATIONSHIP TO SUBJECT				
			NONE				
EXTENT OF INJURY / TREATMENT			VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE							

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON		293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>			
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	
	W/R7	[REDACTED]				[REDACTED]	
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO		ZIP CODE	BUSINESS PHONE (DAY / NIGHT)				
[REDACTED]		[REDACTED]	[REDACTED]				
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO		ZIP CODE	RP'S RELATIONSHIP TO SUBJECT				
			NONE				
EXTENT OF INJURY / TREATMENT			VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE							

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

INCIDENT NO.

980732262

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RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTEE; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)	
REPORTING PARTY	W/R2	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE	BUSINESS PHONE (DAY / NIGHT)	
		[REDACTED]			[REDACTED]	[REDACTED]	
		BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO			ZIP CODE	RP'S RELATIONSHIP TO SUBJECT	
		[REDACTED]				NONE	
	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
	NONE		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
	SIGNATURE OF PARTY REPORTING MISSING PERSON						
	293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S	
	YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>			<input checked="" type="checkbox"/>	
REPORTING PARTY	W/R3	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE	BUSINESS PHONE (DAY / NIGHT)	
		[REDACTED]			[REDACTED]	()	
		BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO			ZIP CODE	RP'S RELATIONSHIP TO SUBJECT	
		[REDACTED]				NONE	
	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
	NONE		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
	SIGNATURE OF PARTY REPORTING MISSING PERSON						
	293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S	
	YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>			<input checked="" type="checkbox"/>	
REPORTING PARTY	W/R4	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE	BUSINESS PHONE (DAY / NIGHT)	
		[REDACTED]			[REDACTED]	()	
		BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO			ZIP CODE	RP'S RELATIONSHIP TO SUBJECT	
		[REDACTED]				NONE	
	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
	NONE		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
	SIGNATURE OF PARTY REPORTING MISSING PERSON						
	293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S	
	YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>			<input checked="" type="checkbox"/>	
REPORTING PARTY	W/R5	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
		RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO			ZIP CODE	BUSINESS PHONE (DAY / NIGHT)	
		[REDACTED]			[REDACTED]	()	
		BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO			ZIP CODE	RP'S RELATIONSHIP TO SUBJECT	
		[REDACTED]				NONE	
	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
	NONE		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						
	SIGNATURE OF PARTY REPORTING MISSING PERSON						
	293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)		CONFIDENTIALITY REQUESTED		STAR	ADD'L RP'S	
	YES <input type="checkbox"/>		YES <input type="checkbox"/> NO <input type="checkbox"/>			<input checked="" type="checkbox"/>	

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT - ADDITIONAL REPORTING PARTIES

INCIDENT NO.

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RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTER; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)
	W/119	[REDACTED]				[REDACTED]
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)
	[REDACTED]				[REDACTED]	()
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT
[REDACTED]						NONE
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>		
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE						

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/119	[REDACTED]				[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
[REDACTED]				[REDACTED]	[REDACTED]			
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT			
[REDACTED]						NONE		
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/119	[REDACTED]				[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
[REDACTED]				[REDACTED]	[REDACTED]			
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT			
[REDACTED]						NONE		
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/119	[REDACTED]				[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
[REDACTED]				[REDACTED]	[REDACTED]			
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT			
[REDACTED]						NONE		
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

INCIDENT NO. 980732262

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RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTER; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/R20	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
	[REDACTED]				[REDACTED]	[REDACTED]		
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT		
[REDACTED]				[REDACTED]	NONE			
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		<input checked="" type="checkbox"/>
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/R21	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
[REDACTED]				[REDACTED]	[REDACTED]			
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT			
[REDACTED]				[REDACTED]	NONE			
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		<input checked="" type="checkbox"/>
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/R22	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
[REDACTED]				[REDACTED]	[REDACTED]			
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT			
[REDACTED]				[REDACTED]	NONE			
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		<input checked="" type="checkbox"/>
	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)		
	W/R23	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)		
ON FILE WITH NIGHT INVESTIGATIONS				[REDACTED]	[REDACTED]			
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT			
[REDACTED]				[REDACTED]	NONE			
EXTENT OF INJURY / TREATMENT				VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT
NONE				YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE								

REPORTING PARTY	SIGNATURE OF PARTY REPORTING MISSING PERSON				293 PC NOTIFICATION (SEX OFFENSE CASE ONLY)	CONFIDENTIALITY REQUESTED	STAR	ADD'L RP'S
					YES <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>		<input checked="" type="checkbox"/>

TAPED STATEMENTS RETAINED BY NIGHT INVESTIGATIONS

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT ADDITIONAL REPORTING PARTIES

INCIDENT NO.

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RP CODES: F - FOUND; N - NOTIFY; P - PARENT; R - REPORTER; V - VICTIM; W - WITNESS

RACE CODES: A; B; F; H; I; O; U; W

REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)				
	W/R 24					()				
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)				
	ON FILE W/ NIGHT INVESTIGATIONS									
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT				
						NONE				
REPORTING PARTY	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT			
	NONE		YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>			
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE									
	TAPED STATEMENT RETAINED BY NIGHT INVESTIGATIONS									
	SIGNATURE OF PARTY REPORTING MISSING PERSON						293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	ADD'L RP'S <input type="checkbox"/>
REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)				
						()				
	RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)				
						()				
	BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT				
REPORTING PARTY	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT			
			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input type="checkbox"/>	YES <input type="checkbox"/>			
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE									
	SIGNATURE OF PARTY REPORTING MISSING PERSON						293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	ADD'L RP'S <input type="checkbox"/>
	REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)			
						()				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)					
					()					
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT					
REPORTING PARTY	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT			
			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input type="checkbox"/>	YES <input type="checkbox"/>			
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE									
	SIGNATURE OF PARTY REPORTING MISSING PERSON						293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	ADD'L RP'S <input type="checkbox"/>
	REPORTING PARTY	CODE	NAME (LAST, FIRST, MIDDLE) / FIRM NAME IF BUSINESS	RACE	SEX	DOB / AGE	RESIDENCE PHONE (DAY / NIGHT)			
						()				
RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO				ZIP CODE	BUSINESS PHONE (DAY / NIGHT)					
					()					
BUSINESS ADDRESS / NAME OF SCHOOL IF JUVENILE / CITY IF NOT SAN FRANCISCO				ZIP CODE	RP'S RELATIONSHIP TO SUBJECT					
REPORTING PARTY	EXTENT OF INJURY / TREATMENT		VIOLENT CRIME NOTIFICATION		STAR	FOLLOW-UP FORM	STATEMENT			
			YES <input type="checkbox"/> NO <input type="checkbox"/> NA <input type="checkbox"/>			YES <input type="checkbox"/>	YES <input type="checkbox"/>			
	OTHER INFORMATION / IF INTERPRETER NEEDED SPECIFY LANGUAGE									
	SIGNATURE OF PARTY REPORTING MISSING PERSON						293 PC NOTIFICATION (SEX OFFENSE CASE ONLY) YES <input type="checkbox"/>	CONFIDENTIALITY REQUESTED YES <input type="checkbox"/> NO <input type="checkbox"/>	STAR	ADD'L RP'S <input type="checkbox"/>

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT PROPERTY LISTINGS

INCIDENT NO.

980732262

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PROPERTY CONDITION CODES: D - DAMAGE; E - EVIDENCE; F - FOUND; L - LOST; P - PROPERTY FOR SAFEKEEPING; R - RECOVERED; S - STOLEN

ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E1	JACKET	ONE	BLAUER		N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
			BLACK	2054	(V) MOSER - SEC 23 LOWER	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
		SFPD GORTEX JACKET - RETAINED BY (CSI) OFF. SHOULDICE				
		#2054				
ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E2	BEER CANS	FOUR	BUDWEISER NATURAL LIGHT		N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
				2054	SEC 23 LOWER	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
		TWO 12 OZ CANS BUDWEISER; TWO 12 OZ NATURAL				
		LIGHT - RETAINED BY (CSI) SHOULDICE #2054				
ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E3	WHISKEY BOTTLE	ONE	ANCIENT AGE		N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
				2054	SEC 23 LOWER	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E4	POLAROIDS	FOUR			N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
				2054	SEC 23 LOWER	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
		POLAROIDS OF THE CRIME SCENE - RETAINED BY				
		INSP. DAVIS OF NIGHT INVESTIGATIONS				
ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E5	SHOE	ONE	FLA		N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
			BLACK	536	SEC 23 LOWER	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
		(B) [REDACTED] LOST THIS PAIR WHILE TRYING TO FLEE. SHOE				
		GOT CAUGHT IN SEATS. BOOKED @ BAYVIEW STATION				
ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	P1	HAND ROLLED CIGARETTE	ONE			N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
				#960	(B) WOOD LEFT FRONT POCK	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
		FOR DESTRUCTION SUSPECTED MARIJUANA - PROPERTY FOR DESTRUCTION				
ITEM	CODE	ITEM	QUANTITY	BRAND	MODEL	VALUE
	E6	STATEMENTS	22			N/A
	SERIAL NO.	CALIBER	COLOR	SEIZED BY (STAR)	FROM WHERE	
				536	3 COM PARK	
	NARCOTICS LAB NO.	ADDITIONAL DESCRIPTION / IDENTIFYING NUMBERS				
		WRITTEN COPIES STATEMENTS FROM W/21-22. ORIGINALS				
		RETAINED BY NIGHT INVESTIGATIONS.				

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

9 June 98

TIME STARTED

2240

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

Stadium Club, 3 Elm Park

STATEMENT TAKEN BY (NAME / STAR)

R. BIERNAT, #2051

IN PRESENCE OF

3 personnel involved initially. #1 white male, white T shirt w/ burg got

#2 white male, black jacket w/ red dot and blue ring in hair

#3 white male, black warm up jacket and ball cap.

During the 5th inning #3 and #1 began talking to each other. Although 4 rows separated the parties, they began to rant each other on some topic. The exchange continued through the inning and into the bottom of the next. The verbiage between the two parties now got loud enough that everyone near the area heard the words. #1 and #2 started to use profanity directed towards #3. #3 kept cool and tried to ignore the incident. He brought the incident forward by informing one of the ushers near area 23, that #1 and #2 were beginning to threaten him. Now, every other word from #1 and #2 was profanity and threatening. Something set #1 off and he arose from his seat and #1 walked down his row of seats to the aisle immediately behind where I stood. #3 sensing a real threat, got out his seat and stood in the aisle to my front. The usher saw this and made a call into her walkie-talkie asking for security to come to her location. #1 saw and heard her make the call and remained beside me not sure of what to do next. This "stand off" lasted for approx 30 seconds until 2 security/SFPD officers showed up. #1 saw the police officers talking to the usher and pointing at him and #2. #1 began to back peddle and walk quickly up the stairs for the exit. The two police officers immediately began to walk up the stairs until #1 turned and began walking up the stairs towards the exit. The police asked #1 to stop and caught up with him up the stairs from where I stood. #3 remained standing in the aisle at the bottom of the seating area. #2 who was still

DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 3 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT NO.

980732262

INCIDENT REPORT STATEMENT

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

continued from page 1

at his seat, saw that the police were after his friend (#1). #2 immediately jumped the row of seats placing his foot into a seat in the row behind me. He thrust his shoe in the seats, ran to the aisle and went up the aisle & where the 2 police officers and #1 were. The policeman stopped him there and had him with his back to the fence/wall of the stadium. #2 stopped as told and was initially cooperative w/ the police officer. I did not hear the exact words that were exchanged between the officer and #2. #2 talked the officer into believing he'd cooperate with an easy attitude. The officer was slightly down hill of #2 with his back to the seats when #2 struck him. The blow was not really a punch but more of a two handed push into the officer. The officer fell backwards striking the back of his head on the seats and concrete steps. At this time security arrived in force and others in the crowd surrounded the scene blocking any further observation of the scene. The officer was down, some other spectators giving immediate assistance to the officer.

Other observations:

1. I saw #2 drinking before the game as we were waiting in the Brian Johnson / vsme Buzz bar line @ 1730 hrs
2. #1 and #2 continued to drink from the time they sat down until the incident as seen by beer cans at their seats
3. The altercation between #1 + #2 w/ #3 was a running verbal affair for at least 2 innings. #3 reported the threats and conduct of #1 and #2 before the actual incident.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF _____ PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

Continued from page 2

4. I did not see what happened to #1 after he went up the stairs or what happened after the officer struck his head.

5. Usher immediately knew she was in over her head w/ #1 coming down & possibly assault #3 and called security.

End of Statement



I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF _____ PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

900732262

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NAME / LAST, FIRST, MIDDLE OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6/9/98

10:10 9:35 - 9:45

AT SCENE ☐

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

Before the game began I saw, the three guys. one hispanic, two white, all three are males. They were by a blue Ford Bronco, they had been drinking a lot. When one cop went up there to take care of the complaint on the men, the hispanic male got up in the officer's face who fell down the stairs and began to yell at him because he was standin up for his friend. He then pushed the cop and punched him, thats when the police officer fell down the stairs. The other officer went to stop the guy and arrest him and thats when the white male with white shirt jumped into it and then all three guys were helping to protect each other. The hispanic male had no hair and ~~was~~ was the main cause of this. He is the one who made the officer fall down the stairs

the hispanic made the one officer fall down and the white males went after other officer.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF _____ PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

SFPD FEWER #30

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6-4-98

2220

AT SCENE ☐

OTHER: 3-Cum PARK

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

WHILE ON PATROL AT 3-Cum PARK, I RESPONDED FOR A 10-25/406 OFFICER REQUESTING EMERGENCY HELP AT LOWER SECTION 23. I ARRIVED AT THE SCENE AND ASSISTED IN THE INVESTIGATION. I LOCATED WITNESS [REDACTED] AND CONDUCTED AN INTERVIEW OF THE INCIDENT.

WITNESS:

[REDACTED] TOLD ME THAT HE OBSERVED TWO OFFICERS (OFFICER SEUNG¹²⁵⁸ AND OFFICER MOSER¹⁴³⁴) CONTACTING AN UNKNOWN SUSPECT FOR BOISTEROUS BEHAVIOR.

[REDACTED] TOLD ME THAT A SECOND⁽²⁾ UNKNOWN SUSPECT APPROACHED THE OFFICERS FROM BEHIND SAYING, "WHY ARE YOU FUCKIN WITH MY COUSIN." [REDACTED] TOLD ME

THE⁽²⁾ SUSPECT PUSHED OFFICER SEUNG. [REDACTED] SAID OFFICER MOSER ATTEMPTED TO ASSIST OFFICER SEUNG. [REDACTED] TOLD ME THE⁽²⁾ SUSPECT PUSHED OFFICER MOSER, SWUNG A FIST AT OFFICER MOSER, AND THEN PUSHED OFFICER MOSER INTO A CONCRETE POST. [REDACTED]

SAID THAT OFFICER MOSER STRUCK THE POST WITH HIS HEAD AND BEGAN BLEEDING VERY BADLY. [REDACTED] SAID OFFICER SEUNG AND SEVERAL PATRONS TOOK THE⁽²⁾ SUSPECT INTO CUSTODY. [REDACTED] DESCRIBED THE

TWO OUTSTANDING SUSPECTS AS WHITE MALES, 30'S-EARLY 40'S, WHITE T-SHIRT, PURPLE HOODED SWEATSHIRT. [REDACTED] TOLD ME THAT THE SUSPECTS HAD SAT IN FRONT

OF HIM THE ENTIRE CHARGE, DRINKING ALCOHOLIC BEVERAGES AND USING PROFANITY

[REDACTED] SAID THAT HE WOULD BE ABLE TO RECOGNIZE THE SUSPECTS.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 1 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

Michael Fewer #30

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

SFPD #1083 (CANTON, C.)

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

06/09/98

2225

2250

AT SCENE ☒

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

ON 06/09/98 WHILE ON PATROL AT 3-COM PARK I RESPONDED TO SECTION LOWER 23 REGARDING A 10-25 (OFFICER NEEDS BACKUP). UPON MY ARRIVAL SEVERAL OFFICERS HAD A SUSPECT IN CUSTODY. A FEMALE, LATER IDENTIFIED AS [REDACTED], TOLD ME THAT SHE HAD WITNESSED THE INCIDENT. [REDACTED] STATED THAT SHE WAS SEATED IN FRONT OF THE SUSPECT. SHE HEARD A VERBAL ARGUMENT BETWEEN A LARGE MALE, THE SUSPECT, AND A MALE SEATED IN FRONT OF THEM. OFFICERS MOSER #1434 AND SONG #1258 RESPONDED AND BEGAN TO ESCORT THE LARGE MALE OUT. THE SUSPECT RAN UP TO MOSER AND SONG. THE SUSPECT BEGAN TO ARGUE WITH THE OFFICERS. THE SUSPECT THEN EITHER PUNCHED OR PUSHED OFFICER MOSER, BACKWARDS. MOSER FELL BACKWARDS ONTO THE GROUND AND HIT THE BACK OF HIS HEAD ON THE ARM OF A CHAIR OR CEMENT STEPS. OFFICER SONG BEGAN TO ATTEMPT TO CONTROL THE SUSPECT AS SEVERAL CIVILIAN FANS JUMPED INTO HELP HIM. THE SUSPECT WAS TAKEN INTO CUSTODY.

WITNESS INFO: [REDACTED]

D.O.B. [REDACTED]

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [REDACTED] IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

[REDACTED] #1083

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

BLAIR, STEVE #1138

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6-9-98

TIME STARTED

2225

TIME COMPLETED

2240

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐ OTHER: 3-com PARK

STATEMENT TAKEN BY (NAME / STAR)

BLAIR #1138

IN PRESENCE OF

ON 6-9-98 WHILE WORKING BICYCLE PATROL AT 3-com PARK, I RESPONDED TO AN ASSISTANCE CALL IN LOWER SECTION (23). AS I ARRIVED I OBSERVED A SAN FRANCISCO POLICE OFFICER BEING ASSESSED BY A 3-com SECURITY OFFICER. THE OFFICER WAS BLEEDING FROM THE HEAD AREA. A FEW MINUTES LATER THE OFFICER WAS BEING ASSESSED BY PARAMEDICS. IT WAS AT THAT TIME I TALKED TO [REDACTED] [REDACTED] STATED THE FOLLOWING, "THE GUYS WERE FIGHTING UP THERE. THE OFFICER WAS TRYING TO SEPERATE THE FIGHT. THE OFFICER GOT PUSHED BACKWARD AND HIT HIS HEAD. THE SHORTER OF THE TWO GUYS PUSHED THE OFFICER. THE GUY THAT PUSHED THE OFFICER HAD DARK HAIR, A BLACK T-SHIRT WITH A WHITE DESIGN." [REDACTED] CAN BE REACHED AT THE FOLLOWING.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [REDACTED] PAGE 1 IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

Steve Blair #1138

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO. 906732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6.9.48

2230

2242

AT SCENE ☐

OTHER: STADIUM CLUBS

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

MUNALGA # 532

CANTON # 1083

I was sitting by myself when 2 men
5 rows behind started telling me
& shouting at me (they were gonna Fuck
me in the ass. I told them to have
some class, they said there gonna
kick my ass. I said both of you
come down here and try it one
got up. Cop came he saw them
& started to Run. Cop grapped
man ~~panch~~ punched at the cop
cop hit pole then ground was
knocked out
other man ran

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF _____ PAGE(S) IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

IN SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6-9-95

TIME STARTED

2210

TIME COMPLETED

2236

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☒

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

C. E. ARSON #518

IN PRESENCE OF

R. YEE #3365

One Guy was bald, paint on head, black pants, leather black jacket, Hispanic/white, 5'5 40-45 years of Age. The other had a white shirt, Agers beanie, black pants kind of fat, Hispanic/white, 5'10 40-45 Age.

The bald man and the one with the white shirt were both drunk. They had cans and bottles of liquor. The other person with them didn't look drunk but I'm not sure. The two men were loud and talking to anyone around them. The fat guy started talking to this one other man with a S.F. jacket. And the man with the S.F. jacket started getting mad a telling him the fat guy that he's going to kick his ass or something. I guess because those two guys were gay and they started making nasty comments ~~toward~~ towards him. Then I saw this lady ~~was~~ paging the cops. The fat guy got up and was about to go fight him. But he did and instead went up stairs. The cops grabbed him. The the bald man went up there and started arguing. They tried to grab him but he pushed them off and that's when the fight started. He punched the cop they both flew on the concrete wall but the cop flew back and hit his head on the chair. Then the bald man went after the other cop. And the fat guy went around to get his things.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF

PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SFPD 0177 (10/93)

SFDPA-0500-98-45

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

780 732 262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6/8/98

TIME STARTED

2210

TIME COMPLETED

2233

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☒

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

C. ENSON #518

IN PRESENCE OF

R. YEE #3385

There were three men sitting in front of us. The man w/ the bulls-eye on his head the man in the white T-shirt w/a black beanie on his head and a man w/ a purple sweat shirt on. The three of them started to argue with a man a couple rows down. The three men started talking about how they would all back each other up if something went down. The woman that brought us here told the man a couple rows down that security was going to kick the three men out. That's when the man in the beanie got up and walked up the stairs. The police officers went after him so the man w/ the bulls-eye ran after them, lost his shoe, and then started the fight w/ the police officers. The man in the purple shirt took off in the other direction. During the time they were still all sitting there I heard them call the man in purple Ben. They also mentioned that he just got out of prison, I believe he was there for eight years. They all had drank a lot of alcohol while they were there.

I DECLARE, UNDER PENALTY OF PERJURY, THAT THE CONTENTS OF THIS STATEMENT ARE TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO. 980732262		page 2 of 4	
NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT [REDACTED]		DOB / AGE [REDACTED]	RESIDENCE PHONE (DAY / NIGHT) [REDACTED]
BUSINESS PHONE (DAY/NIGHT) [REDACTED]		[REDACTED]	
RESIDENCE ADDRESS (IF NOT SAN FRANCISCO) [REDACTED]		ZIP CODE [REDACTED]	BUSINESS ADDRESS (IF NOT SAN FRANCISCO) [REDACTED]
ZIP CODE [REDACTED]		[REDACTED]	
DATE OF STATEMENT 6/9/98	TIME STARTED 2210	TIME COMPLETED 2225	LOCATION WHERE STATEMENT TAKEN AT SCENE <input checked="" type="checkbox"/> OTHER:
STATEMENT TAKEN BY (NAME / STAR) C. EASTON #518		IN PRESENCE OF R. YEE #3365	

3 Drunk Men, who snuck their own beers in started being really loud. One of these men, the one wearing the white shirt with black beanie was about to start a fight with a man sitting a few rows in front of him. As he saw, the lady call for police, he walked up the stairs instead. There the police went to confront him. Then one of his friends came, running up to see what the problem was. This man was bald, wearing a leather jacket with a ^{Painted} balsa on his head. Then I saw him swinging at the officer. From there they went tumbling down the steps. The third guy then saw this happening and got out of his seat and walked out the other way. He was wearing a purple sweatshirt. I heard them talking earlier, and they said he just got done serving 8 years in prison. They were calling him Ben.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [REDACTED] PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT [REDACTED]

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT NO.

9/8/07 32262

INCIDENT REPORT STATEMENT

page 22 of 42

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6/7/96

2210

2222

AT SCENE ☒OTHER: ☐

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

C. EASTON #518

R. YEE #3365

I was sitting in row 10 of right field lower reserves when three men sat down just to the left and behind my sister, friends, and I. They were extremely intoxicated and a large annoyance to the crowd around them. They were also having sexual and began coming on to a rather, seemingly straight man. The second party was obviously frustrated with the scene when the other approached him, seemingly to ask if he wanted security to assist him in throwing the antagonists out. Soon after the police arrived and had cornered one of the drunken individuals. Suddenly, a second man ran up the stairs and confronted the two officers in an attempt to liberate his friend. Suddenly fists were flying and the drunk tackled one of the officers down the stairs and into the metal arm of a seat. His head began gushing and I rushed to assist. He attempted to get up when we layed him down and I applied pressure to his wound. Other officers restrained the offender.

I DECLARE, UNDER PENALTY OF PERJURY,

PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

page 23 of 42

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6/9/98

2210

AT SCENE ☒

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

SFC. MAHON #2244

C. EASTON #5K6

First Suspect was stop by Officer and they to detain He when Second Suspect interferred started a fight with Officer they started to struggle second suspect throw officer down stairs into Pillai. Both suspects were very drunk. Then 2 Fan + Officer jumped on Suspect #2

First suspect was wearing white T-Shirt Dark grey Black suede shoes Black Hair, part Hispanic and white #2 Hispanic with shaved Head

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [REDACTED] PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT [REDACTED]

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

05-09-07

2210

2222

AT SCENE ☐

OTHER: STADIUM CLUB

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

GANSTER 1830

C. EASTON 518

I was sitting right behind the crowd almost the whole game, he was obviously drunk. Throughout the game they all were making comments at a man 4 rows in front of us, calling each other "faggot" and "fucker" etc. so the man in front of us started to walk toward the other man passing each other on. Then a couple of other security guards told the man to stop and one of the men walked away going up the stairs. That's when the police arrived, chased after the man up the stairs, stopping him and talking to him. The crowd saw this and saw what who he said was his cousin up there in trouble and went to go help up there he got into some confrontation with police, the officers tried to grab him numerous times for what I viewed as no reason. The third time or so the officer and man got into a hold and the man I believe hit the cop after the cop tried to choke at him and then the cop hit the fellow and then the stat, then the other officer and the man got into a wrestling match on the stairs and that was it, as he was talking the man had his hands waving, the man in the black leather jacket.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF

PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

180732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

EVIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6/9/98

222A

AT SCENE ☒

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

ROBERT YEE #3365

C. EASTON #518

Me and my friends sat directly in back of the three gentlemen. They were consuming alcohol in large quantities since the second inning. They were very loud and annoying the entire game and constantly yelled obscenities at the players and spectators. We overheard them talking about recently getting out of the Penitentiary. They said this was their freedom from prison after being locked up for 8 years. Two of the men engaged in a swearing and yelling match with a man who was in front of them. They exchanged personal obscenities about their sexual preferences and their mothers. The man that had hair kept on blowing kisses at the man in front of them, which enraged him. The man told him to come down and he would "shove those kisses up his ass". After this the man with the hair got up and moved several seats closer to the man in front and pretended he was simply washing the game. He then got up and started to walk to the mezzanine. The police ran up behind him and confronted him at this point the man with a shaved head ran up to his friend who he called his cousin and pushed his way through the police to his friend where he started yelling at the police. One policeman then grabbed the skintec and he retaliated by pushing him, causing him to lose balance.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF _____ PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

and crack head on the pillar, he then put up even more

SFPD 177 (6/97)

INCIDENT REPORT STATEMENT

INCIDENT NO.

9 8 0 7 3 2 2 6 2

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT) _____

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS: CITY IF NOT SAN FRANCISCO _____

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT _____

5-9-98

TIME STARTED

TIME COMPLETED

2224

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☒

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

ROBERT YEE #3365

IN PRESENCE OF

C. Edwards # 518

JB guinness beer shir

the old guy in the white was drunk AND
neckling another fan. The fan egged him on
and the old drunk guy was going to beat
on him. So he changed his mind and start
walking up the stairs to the concession area.
NEXT THING I KNOW ~~th~~th 2 COPS. CAME UP
AND THE ASIAN COP GRABBED HIM, AS SOON AS
THEY grabbed him, a short but stout bald
guy with a painted target on his ^{on his head} which
was blue and red, He also ~~eat~~^{was} wore a
leather jacket. He came up running and
kind of pushed or nudged the cop the cop
said something (probably calm down) then the
guy backed off. The cop kind of touched
him lightly on the hand and the guy
abruptly brushed it off. Then the white cop
tried to touch him again and the guy
and the leather jacket started to swing at
the white cop. He then pushed him down
the stairs and that is when the white
cop hit the stone pillar and quickly
went down. There was blood everywhere
and stuff.

DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [REDACTED] PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SFDP377 G (6/93)

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT NO.

980732262

INCIDENT REPORT STATEMENT

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

[REDACTED]

DOB / AGE

[REDACTED]

RESIDENCE PHONE (DAY / NIGHT)

[REDACTED]

BUSINESS PHONE (DAY / NIGHT)

[REDACTED]

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

[REDACTED]

ZIP CODE

N/A

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

[REDACTED]

ZIP CODE

N/A

DATE OF STATEMENT

6/9/98

TIME STARTED

[REDACTED]

TIME COMPLETED

2224

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☒ OTHER: [REDACTED]

STATEMENT TAKEN BY (NAME / STAR)

YEE #3365

IN PRESENCE OF

EASTON #518

I was watching the game from my seat (two seats back from the incident) The three men were sitting and conversing, one in all purple (he was just out of jail, but was sober) one with a ballgame on his head (the criminal) and his cousin (a fat guy) They were drinking (the two men) and they were loud but not causing much trouble but were being antagonized by a man three rows down from them but he did not attack the man bothering him but just moved to the end of the row. then the man got up from the end of the row and walked up the stairs and was stopped by police, then his comrade got up from his seat and ran up the stairs to confront the police. The police "GENTLY" tickled the man I think to calm down and touched him. the man was intoxicated so he swung at the police officer and the police officer blocked the man's blows but ~~lost his footing~~ was shoved by the man lost his footing and fell down the stairs then hit his head it was rather bloody then the rest of the police ~~investigated~~ ^{any} investigated the man down. The man who was first apprehended walked across the rows and escaped I think. Then we were cleared of our seats.

THE END

DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 1 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

[REDACTED]

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

780 732 262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6-9-98

TIME STARTED

11:15 PM

TIME COMPLETED

11:19 PM

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER: STADIUM CLUB @ 3000 PARK

STATEMENT TAKEN BY (NAME / STAR)

S. GARDNER 1830

IN PRESENCE OF

M. BOOTH #347

I didn't see the fight, I came to see if the suspects were alright. Jeannette Miller asked me to get the name of a firm that was being threatened. I got his name, address and phone #. I gave the information to officer Jeff Sung.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 1 PAGE IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

780732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY / NIGHT)

RESIDENCE ADDRESS (ONLY IF NOT SAN FRANCISCO)

BUSINESS ADDRESS (ONLY IF NOT SAN FRANCISCO)

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6/9/98

11:20

11:28

AT SCENE ☒

OTHER: STADIUM CLUB @ 3004 PARK

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

S. GARNSTER 1830

OFF. M. BOOTH 347

I was in the walkway of Section 21-23
I saw [REDACTED] pointing to a male in
a white T-Shirt & baseball cap who was walking up
the stairway in section 23. I saw the
Police Officer running up the stairs pursuing
the man. As he approached him I saw
another male in a black leather jacket
(I'd with I believe a shaved head) run
towards the officer. The first man. As
the officer turned to talk to him I saw
him throw a punch at the officer who
fell backwards, glancing off the concrete
post, falling backwards down a couple
of stairs, landing flat on his back. He
appeared to have hit his head.

I then stepped into the stairway
to block other fans from trying to go up
The stairs. I spoke to a family who were
witnesses. I got their names. I brought
them to the attention of another
officer (Rebecca).

DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF

PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

CPD017 0 000

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

9800732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6-9-98

TIME STARTED

11:20pm

TIME COMPLETED

11:33pm

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

Stadium Club, 3600 Park
SF CA

STATEMENT TAKEN BY (NAME / STAR)

S. GARSTER 1830

IN PRESENCE OF

OFF. M. BOOTH 347 ^{Director of Investigation}

While accompanying [REDACTED] DfE Services, to LR 23 area, a female Caucasian just approached us to request security assistance involving ^{PD} several guests causing problems in LR 23. PD responded and approached a Hispanic male, (white tee shirt) who was walking up LR 23 aisle to concourse. A second Hispanic male (black leather coat) charged up the stairs and appeared very agitated. I then saw a PD officer "fall" through the air horizontally, backwards down the stairs and hit his head on the back and side of a row of seats, clearly appearing to suffer a serious head injury. I then assisted on crowd control, radio communications, etc. as needed. The ^{PD} ~~off~~ second male (black leather coat) was swinging his arms, flailing his arms rapidly, frequently around his head which is what made me feel that he was agitated (extremely). The entire incident happened within approx. 30 ~~15~~ seconds, from PD approaching the white tee shirt male.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [REDACTED] IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY / NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

STADIUM CLUB @ 3 COM

8-9-98

11:15

11:32

AT SCENE ☐OTHER: ☒

SEE 23 LOWER RE. 50

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

Elio Campagna OFC. S. GARNER 1830

I really didn't see the fight, but
it was there. went ~~when~~ ⁱⁿ this lady
come over, and saying these some
guys saying really bad stuff and
threatening ~~person~~ down to their seat.

This lady was wearing a purple
short brown hair, blue eyes. That's
all I seen.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 1 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

7180 732 262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY / NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6/9/98

TIME STARTED

11:20pm

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER: Stadium Club

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

I was standing by section lower Reserve 23 ~~was~~ noticed some nearby ushers and a police officer were approached by a blonde woman about 5'6". She was telling the officer the location of some rude, yelling fans. The officer (Jef Sung) said he would finish with the man he was speaking to and then would go speak with the fans the woman had mentioned. When the officer came back, she told him that one of the fans was leaving. He and his partner went up the stairs after the fan. Another fan in a black leather jacket and bald head came running over the seats from the direction of the seats by the 21/23 aisle after the officers. He had lost one of his shoes while running and another fan was yelling at him. Then a group of fans started getting up and looking up the stairs. I then heard a loud "thud." I looked through some of the people and saw an officer laying on the ground. I went to ~~and~~ who was on the radio to Control, and told her it was a 418 (fight) and ~~the~~ we needed first aid for an ~~as~~ apparent head wound. I saw people reaching for his head so I guessed that's what it was. She called in the info. and the police started arriving immediately. The ushers started moving people out of

DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 2 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SFPD 001 0 (6/97)

SFDPA-0500-98-58

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

IDENT NO.

180732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐ OTHER: ☐

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

the area. The police started talking to witnesses. An usher, [REDACTED], came to me and said ~~the~~ a fan had been threatened by a third fan in the party. I asked a officer (Rebecca?) what she wanted me to do with him and she said to get his name and address info and she would talk to him. [REDACTED] went with me and got his name [REDACTED]. I was then approached by a witness ([REDACTED]) who said she was sitting behind the fans and gave me a description of the third fan that had threatened [REDACTED]. I got the names and phone numbers of her and her friends. I then found out the police were taking statements in the Stadium Club and I asked [REDACTED] to escort them and two other witnesses to the Stadium Club. I then stayed at the bottom of the stairs at lower reserve 23 to direct fans away from the area. I stayed there until the end of the game.

I DECLARE, UNDER PENALTY OF PERJURY, THAT THE CONTENT OF THIS STATEMENT IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

FORM 17 C 0 00

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS (IF NOT SAN FRANCISCO)

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

6-9-98

TIME STARTED

11:15pm

TIME COMPLETED

11:30pm

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER: Stadium Club at 3com Pa

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

I was working the game at 3com Park on 6-9-98 - I was investigating another incident when [redacted] and [redacted] informed me of an on-going incident involving some fans who were being harassed by a group of fans sitting behind them in Lower Reserve Sec 23. I walked away from the incident to answer a radio call and when I came back we were monitoring the situation. I again went to answer a radio call and when I came back I saw one of the men who was the problem people walking up the stairs - He had a blue sweatshirt on and a blue beanie cap. I was not aware of why he was walking up the stairs. Two police officers then went up to investigate why he was walking up with another man, bald, ~~was~~ sleeveless shirt and tattoos - jump over saw in a big hurry to get up to where the police officers were located. I then saw someone who I later found out was one of the police officers fly through the air and hit his head on a chair. I called to control for a 418 code and for First aid. Soon after, security and other police officers along with First aid showed up and took control of the situation. The time of the incident occurred around 9:00pm - 10:00pm

DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF [redacted] PAGES IS TRUE AND CORRECT BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

1180732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY / NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

TIME STARTED

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

6/9/98

11:20 P.M.

AT SCENE ☐

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

Blonde lady in ^{Louger} Dec 23 came to me & [redacted] and ask if we could please do something about the people that were sitting in back of her. I told her that we in the process and taking care of it. Officer Jeff Sung was there early taking care of another problem & he said he would be right back. While I was waiting for Jeff to come back I saw this guy who name is [redacted] start to turn around to yell back forth with these guys so I went to [redacted] & ask to stop please. That we were going to take ^{care} of the situation. Officer Jeff & his partner came and I pointed to the guy that was going up the stairs and as Jeff stop to talk to the guy the guy jump out of seat and lost his shoe on the way up there was all sudden and yelling match going the officer try to restrain him he then punch the officer & he fell backward as soon as he fell I try to get help so I ran to the Ramp and yell to [redacted] at Club House 10 to get us any officer he could find & please tell to go Louger Dec 23

I DECLARE, UNDER PENALTY OF PERJURY, THIS

BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

SUNG, JEFFERY J.

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

(415) 467-7258

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

S.F.P.D. #1258

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

1 GIANTS DR @ 3-COM PARK

ZIP CODE

DATE OF STATEMENT

06/10/98

TIME STARTED

1210 HRS

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER: POLICE SUBSTATION @ 3-COM

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

WHILE ASSIGNED TO A FOOTBEAT AT 3-COM PARK, OFFICER MOSER #1434 AND I WERE FLAGGED DOWN BY [REDACTED] (HEAD OF GIANTS USHERS) REPAIRING A GROUP OF INDIVIDUALS WHO WERE BEING OBNOXIOUS AND DRUNK. [REDACTED] TOLD ME THAT THE MAIN PLAYER WAS EXITING VIA THE STAIRCASE OF LOWER CONCOURSE #23 TOWARDS THE CONCOURSE LEVEL. I IMMEDIATELY ATTEMPTED TO DETAIN THIS UNKNOWN SUBJECT (WMA - OBVIOUSLY INTOXICATED DUE TO HIS GAIT, SPEECH AND DEMEANOR). OFFICER MOSER AND I TOOK UNKNOWN (SI) INTO CUSTODY AND ATTEMPTED TO ESCORT HIM TO THE LOWER LEVEL CONCOURSE AREA, SINCE WE WERE AT A DISADVANTAGE DUE TO THE STAIRCASE OFFICER MOSER AND I WERE THEN ATTACKED WITHOUT PROVOCATION AND WAS FORCIBLY OVERCOME BY THIS UNKNOWN SUSPECT LATER IDENTIFIED AS (B.) [REDACTED]

(B.) [REDACTED] BEGAN SHOUTING "WHATS UP?" "WHY YOU TAKING MY PARTNER?" OFFICER MOSER #1434 AND I VERBALLY INSTRUCTED HIM TO BACK OFF AND WE WOULD SPEAK TO HIM AT THE POLICE SUBSTATION. I OBSERVED (B.) [REDACTED]

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 4 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

Jeffery J. Sung

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO. 980732262

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NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

JUNG, JEFFERY J.

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

415.467.9258

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

1 E HANTS DR @ 300M

DATE OF STATEMENT

06/10/98

TIME STARTED

1210 HRS

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

POLICE SUBSTATION @ 3-COM

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

BECOME VERY CONFORTABLE BY ATTEMPTING TO PUNCH MY PARTNER WITH A CLOSED RIGHT FIST. OFFICER MOSER THEN STEPPED BACK AND DEFLECTED THE BLOW BY STEPPING DOWN ONE STEP TO AVOID THE CONTACT. I OBSERVED THE ASSAULT ON MY PARTNER AND IMMEDIATELY LET GO OF UNKNOWN (S.) TO ASSIST MY PARTNER. I WAS ON THE STAIRCASE ABOVE (B.) [REDACTED] AND OFFICER MOSER #1434 WAS ON THE DECLINE OF THE STAIRCASE. I THEN OBSERVED (B.) [REDACTED] FORCIBLY OVERCOME US AND [REDACTED] TURNED AWAY FROM ME AND WITH BOTH HIS HANDS HE PUSHED MY PARTNER OFFICER MOSER INTO A CEMENT PILLAR CAUSING HIM TO FALL DOWN APPROXIMATELY FIVE STEPS AND STRIKING HIS HEAD INTO THE CEMENT PILLAR. I THEN OBSERVED OFFICER MOSER TO FALL TO HIS RIGHT SIDE, LOSING HIS BALANCE AND AGAIN STRIKING THE BACK OF HIS HEAD ON THE METAL CHAIR ARMREST AREA CAUSING HIM TO BLEED PROFUSIVELY AND LOSE CONSCIOUSNESS. I IMMEDIATELY

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 4 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

Jeffery Jung

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980 732262

page 38 42

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

SUNG, JEFFREY

DOB / AGE

J

RESIDENCE PHONE (DAY / NIGHT)

()

BUSINESS PHONE (DAY/NIGHT)

()

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

850 BRYANT ST.

DATE OF STATEMENT

06/10/98

TIME STARTED

1210 HRS

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

AT SCENE ☐

OTHER:

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

CONTINUED TO ATTEMPT TO GAIN CONTROL OF (B.) [REDACTED]. I CONTINUED TO SHOUT "STOP RESISTING", HOWEVER, HE DIDN'T COMPLY. I THEN WAS STRUGGLING ON THE GROUND ATTEMPTING TO GAIN CONTROL OVER (B.) [REDACTED]. I FOUGHT FOR OVER 10 SECONDS WITH (B.) [REDACTED] ON THE GROUND TAKING ABOUT FOUR BLOWS TO MY CHEST AREA. I ATTEMPTED TO BLOCK THE BLOWS AND CALL FOR HELP SIMULTANEOUSLY. I COULD FEEL (B.) [REDACTED] TUGGING ON THE HANDLE OF MY GUN ATTEMPTING TO TAKE MY SERVICE WEAPON FROM ITS HOLSTER, MY WEAPON WAS STRAPPED AND SECURED WITHIN MY HOLSTER. ALTHOUGH [REDACTED] WAS UNABLE TO BREAK THE SNAP, HE WAS CAPABLE OF TUGGING ON MY WEAPON WITH A SUFFICIENT AMOUNT OF FORCE CAUSING THE HOLSTER TO MOVE FROM IT'S ORIGINAL POSITION ON MY GUN BELT. I THEN NOTICED TWO VOLUME SERVICE EMPLOYEES ON TOP OF ME AND THE SUSPECT ATTEMPTING TO ASSIST ME IN TAKING (B.) [REDACTED] INTO CUSTODY WHO WAS VIOLENTLY RESISTING ARRES-

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT OF 4 PAGES IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

Jeffrey Sung

SAN FRANCISCO POLICE DEPARTMENT

INCIDENT REPORT STATEMENT

INCIDENT NO.

980 732 262

page 39.42

NAME (LAST, FIRST, MIDDLE) OF PERSON GIVING STATEMENT

SUNG, JEFFERY J

DOB / AGE

RESIDENCE PHONE (DAY / NIGHT)

BUSINESS PHONE (DAY/NIGHT)

RESIDENCE ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

BUSINESS ADDRESS / CITY IF NOT SAN FRANCISCO

ZIP CODE

DATE OF STATEMENT

06/10/98

TIME STARTED

1210 HRS

TIME COMPLETED

LOCATION WHERE STATEMENT TAKEN

STATEMENT TAKEN BY (NAME / STAR)

IN PRESENCE OF

AT SCENE ☐

OTHER:

I OBSERVED ADDITIONAL BACK-UP UNITS TAKE CUSTODY OF (B1) [REDACTED] WHO WAS EVENTUALLY HAND CUFFED BY (W) [REDACTED]. I WAS OBVIOUSLY UNABLE TO MAINTAIN CONTROL AND CUSTODY OF (S1) DUE TO (B1)'S ACTIONS OF UNLAWFULLY TAKING OF HIS FRIEND DURING OUR STRUGGLE, THEREFORE (G1) ESCAPED VIA THE LARGE CROWD AND ELUDED US.

I DECLARE, UNDER PENALTY OF PERJURY, THIS STATEMENT IS TRUE AND CORRECT, BASED ON MY PERSONAL KNOWLEDGE.

SIGNATURE OF PERSON GIVING STATEMENT

INCIDENT NO.

980732262

page 40 of 41

OFFICER MINALGA, # 536 AND I WERE ON PATROL AT 3-COM PARK FOR THE GIANTS BASEBALL GAME. WE RESPONDED TO A CALL FOR BACK-UP IN LOWER SECTION 23. UPON MY ARRIVAL I SAW ($V/1$) OFFICER MOSER, # 1434 SLUMPED OVER A CHAIR AND BLEEDING FROM THE HEAD. MOSER LOOKED CONFUSED AND WAS UNABLE TO SPEAK TO ME. THE PARAMEDICS AND FIRE DEPARTMENT RESPONDED AND GAVE MEDICAL AID TO MOSER. MOSER WAS TRANSPORTED TO S.F.G.H WITH A SEVERE LACERATION TO THE REAR OF HIS HEAD.

I ASKED ($V/2$) OFFICER SUNG, # 1258 WHAT HAD HAPPENED AND HE TOLD ME THE FOLLOWING: OFFICER MOSER AND HIMSELF WERE FLAGGED DOWN BY [REDACTED] (FROM THE GIANTS GUEST SERVICE DEPT.) WHO INFORMED THEM OF A GROUP OF INTOXICATED PERSONS IN LOWER SECTION 23. OFFICER MOSER AND SUNG WERE AT THE BOTTOM OF LOWER SECTION 23. THEY SAW ($S/1$) UNK. WALKING UP THE STAIRS FROM SECTION 23, TO THE LOWER CONCOURSE AREA. ($S/1$) WAS UNSTEADY ON HIS GATE AND APPEARED TO BE INTOXICATED. OFFICER SUNG AND MOSER MADE CONTACT WITH ($S/1$) ON THE STAIRS IN THE MIDDLE OF SECTION 23. OFFICER SUNG AND MOSER TOLD ($S/1$) THAT HE WAS UNDER ARREST FOR PUBLIC INTOXICATION. OFFICER SUNG AND MOSER HAD CUSTODY OF ($S/1$) AND WERE ESCORTING HIM TO THE CONCOURSE AREA WHERE THERE WAS LEVEL GROUND.

AT THIS TIME ($B/1$) [REDACTED] RAN UP THE CONT:

INCIDENT NO.

9 8 0 7 3 2 2 6 2

page 41 of 42

STAIRS AND APPROACHED OFFICERS SUNG AND MOSER. [REDACTED] BECAME VERBALLY ABUSIVE AND ASKED WHY THEY WERE TAKING HIS PARTNER. [REDACTED] WAS TOLD TO BACK AWAY AND INFORMED THAT (S/L) WAS UNDER ARREST FOR PUBLIC INTOXICATION. [REDACTED] POSITIONED HIMSELF BETWEEN OFFICER SUNG AND MOSER. [REDACTED] BECAME VERBALLY AGGRESSIVE TOWARD OFFICER MOSER, WHO WAS STANDING ON THE LOWER STEP. OFFICER SUNG SAW [REDACTED] PULL BACK HIS RIGHT ARM AS THOUGH TO PUNCH MOSER. OFFICER SUNG ATTEMPTED TO STOP [REDACTED] BUT WAS UNABLE TO. [REDACTED] PUNCHED OFFICER MOSER IN THE FACE CAUSING HIM TO MOVE BACKWARD (S/L) RAN FROM THE SCENE. OFFICER MOSER REGAINED HIS BALANCE AND STRAIGHTENED HIS BODY POSITION. [REDACTED] PUSHED OFFICER MOSER IN THE CHEST CAUSING HIM TO FALL 5' TO 7' BACKWARDS. OFFICER MOSER STRUCK THE REAR OF HIS HEAD AGAINST A CEMENT PILLAR AND THEN FELL TO HIS RIGHT, STRIKING HIS HEAD ON THE EDGE OF A CHAIR. OFFICER SUNG ATTEMPTED TO PLACE [REDACTED] IN CUSTODY. [REDACTED] RESISTED AND BOTH OF THEM FELL TO THE GROUND. [REDACTED] PUNCHED OFFICER SUNG APPROXIMATELY 4 TIMES IN THE CHEST IN AN ATTEMPT TO BREAK FREE. DURING THE STRUGGLE [REDACTED] TUGGED ON THE BUTT OF OFFICER SUNG'S FIREARM. OFFICER SUNG ATTEMPTED TO MAINTAIN CONTROL OF HIS FIREARM AND CALL FOR HELP.

CONT:

SFPD377 F (6/93)

INCIDENT NO.

9 8 0 7 3 2 2 6 2

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TWO EMPLOYEES FROM "VOLUME SERVICE", [REDACTED] AND [REDACTED] CAME TO THE AID OF OFFICER SUNG. WITH THEIR HELP [REDACTED] WAS PLACED IN CUSTODY. [REDACTED] WAS TRANSPORTED TO THE POLICE SUB. STATION. [REDACTED] TOLD OFFICER SUNG THAT HE FELT [REDACTED] ATTEMPT TO STRIP SUNG'S FIREARM FROM HIS HOLSTER.

AT THE BOOKING COUNTER SGT. CHEUNG, #960 FOUND (P/L) A HANDROLLED GIGARETTE, SUSPECTED MARIJUANA, INSIDE [REDACTED] (L/F) PANT POCKET. SGT. CHEUNG SEIZED THE MARIJUANA AND BOOKED IT FOR DESTRUCTION. ALL WITNESSES WERE MOVED TO THE "STADIUM CLUB" WHERE THEY WROTE OUT STATEMENTS. OFFICER SHOOLDICE FROM CSI RESPONDED TO THE SCENE AND SGT. PETERS FROM THE PHOTO LAB. SGT. FEWER, #33 HANDCARRIED THE (P/L) TO THE LAB DEPOSIT. INSP. FALCONER, #2000 FROM NIGHT INVESTIGATIONS RESPONDED TO THE SCENE AND TOOK OVER THE INVESTIGATION. INSP. FALCONER RETAINED THE ORIGINAL STATEMENTS.

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

**NOTICE AND ORDER TO APPEAR
PROOF OF SERVICE**Mary C. Dunlap
Director

TO: Captain Martel or O.I.C., Southern Station

FOR: Off. Ian Furminger #1297 AS: X Named Member Witness

FROM: Investigator Mary E. Ivas DATE: December 10, 1998 OCC Case No.: 500-98

YOU ARE HEREBY NOTIFIED of your possible involvement in the above referenced complaint and ORDERED TO APPEAR at the Office of Citizen Complaints, located at 480 Second Street, Suite #100, on the date and time indicated below for the purpose of providing a statement in this matter. If you are designated as a named member, it is your responsibility to arrange for representation, but in any event you are required to appear on time and be prepared to proceed. Bring field notes and any other materials relevant to this incident. **Failure to appear or personally provide at least 24 hours notice of a need to reschedule constitutes a violation of General Order 2.04 and may result in disciplinary action.**

Thursday, December 24, 1998 at 6:30 A.M.

Date and Time of Interview

COMMANDING OFFICER: Serve and sign this Order when the member named above next reports for duty. If the member is on D.P. or extended sick leave but is medically able to appear, ensure that service is made on the member at his/her residence. Service may also be completed by phone with a notation made on the copy returned to OCC that telephone notification was made. If the member is designated as named, give a copy of this completed form and the attachments to the member. Witness members do not get a copy of the complaint, and none may be attached in that event. Return the original to the OCC with the next transfer of order. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than (enter a date 48 hrs prior to date of appearance).**

COMMANDING OFFICER'S PROOF OF SERVICE:Date received: 12-15-98

Reason for failure to serve or other comments:

Date/Time served: 12-15-98 2:09Date returned to OCC:

Signature

Star No. 1297
SGT. KEVIN MCNAUGHTON #1341DENNIS P. MARTEL
CAPTAIN #2013

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of this notice and the following attachments: X Complaint Form Added Allegation Form

Member's Signature

Star No. 1297

Date/Time Served

OFFICE OF CITIZEN COMPLAINTS
MEMBER INTERVIEW FORM

PRELIMINARY INFORMATION FOR THE RECORD:

1. This interview is regarding OCC case number 500-98 and is taking place on
(Date & Time) Thurs 12/24/98, at (Location) OCC.
6:30 AM
2. Conducting the interview is (Investigator) MARY E. IVAS.
3. Also present is _____.
4. The member being interviewed is (Name & Star No.) Ian Furringer #1297.
5. His/Her representative (or attorney) is Kenin Martin 24.

ASK THE FOLLOWING QUESTIONS FOR THE RECORD:

1. (Title & Last Name) _____, have you read the statement
of (Complainant) _____, concerning an incident
at (Location) 3COM on (Date & Time) 6/9/98?
☐ Yes ☐ No
2. Have you read General Order 2.08? ☐ Yes ☐ No
3. Have you read Rule A-21 of General Order 2.01? ☐ Yes ☐ No
4. Have you read Section I. A. of General Order 2.04? ☐ Yes ☐ No
5. Do you understand these statements? ☐ Yes ☐ No
6. Are you prepared to be interviewed at this time? ☐ Yes ☐ No

CLOSING:

1. Is there any other statement relevant to this incident you wish to make at this time?
☐ Yes ☐ No
2. Are there any witnesses or other evidence relevant to this case that you intend to
submit on your behalf?
3. The interview is concluded at (Time) _____.

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

PROOF OF SERVICE

TO: Captain Martel or O.I.C., Southen Station

RE: MEMBER RESPONSE FORM FOR OCC CASE # 500-98

FROM: Mary E. Ivas, Investigator

DATE: September 24, 1998

MEMBER TO BE NOTIFIED: ~~Officer Ian Furninger~~ #1297

COMMANDING OFFICER: Sign this Proof of Service and serve the attached Member Response Form and any attachments to the named member when the member next reports to duty. If the member is on D.P. or extended sick leave but is medically able to complete the form, forward the Member Response Form to the member at his/her residence. The member must complete and return the Member Response Form to OCC no later than **October 15, 1998**. Once the member has been served return the original of the Proof of Service to OCC and retain the File Copy for your file. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than 7 days before the response is due.**

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: 10-03-98
 Date and Time served: 10-03-98
 Date returned to OCC: 2100

Reason for failure to serve:

Signature

Star No.

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of the Member Response Form and the following attachments:

☒ Complaint Form☐ None

Member's Signature

Star No.

Date and Time Notified

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



OFFICE OF CITIZEN COMPLAINTS MEMBER RESPONSE FORM

Mary C. Dunlap
Director

TO: Officer Ian Furminger #1297

RE: OCC CASE No. 500-98

FROM: Investigator Mary Ivas

COMPLAINANT: [REDACTED]

DATE: September 24, 1998

DATE OF OCCURRENCE: June 9, 1998

RESPONSE DUE DATE: 10/15/98

REPORT NO.: 980733022

The OCC is conducting an investigation into the complaint referenced above. In order to facilitate the investigation, you are to provide a separate answer to each of the specific questions listed on the reverse side of this form.

You are to answer truthfully, candidly and to the best of your ability. **Failure to answer all questions even under advice of counsel or representative may be a violation of Department General Orders 2.01, 2.04, and 2.08, all of which require cooperation in an OCC investigation.** Administratively compelled statements shall not be used against you in a criminal investigation or proceeding. Your statements shall only be used for administrative proceedings.

Because this investigation could result in punitive action, all of the rights enacted in the Public Safety Officers' Procedural Bill of Rights apply. Specifically:

1. You may seek assistance from the representative of your choice in completing this form.
2. You are specifically authorized to complete answers to these questions while on duty.
3. You have the right to keep a copy of this form.

(OVER)

INFORMATION REQUESTED: *(Please provide a separate response to each question.)*

1. When you first saw the complainant, where was he, and what was he doing?
2. When you first saw the complainant, did he have any visible injuries? If so, please describe those injuries.
3. Was the complainant intoxicated? If yes, how could you tell?
4. According to Incident Report No.980733022, you and Officer James Acevedo #755 had to "forcibly sit" the complainant on the floor to stop him from banging his forehead against the wall. How did you Officer Acevedo accomplish this?
5. Please provide the names of all the officers in the 3COM substation who witnessed your restraint of the complainant.
6. Did Sgt. Edward Cheung #960 witness your restraint of the complaint? Was Sgt. Cheung wearing any type of ear stud/earring that night?
7. Please provide the names of all the officers in the 3COM substation who witnessed the complainant banging his head against the wall.
8. Did you see any officers have physical contact with the complainant? If so, please identify those officers, describe the types of physical contact those officers had with the complainant, and any actions of the complainant, if any, that precipitated such physical contact.
9. Did you see any officers use force on the complainant that you believed was unreasonable or unnecessary? If so, please describe the force used and provide the name(s) of the officer(s) using such force.
10. Was the complainant thrown against a wall at the sub-station? If so, by whom and why?
11. Did you hear any officer make any threats to the complainant?
12. Did you observe any physical or verbal contact between the complainant and any security guards employed by Volume Service? If so, please identify these security guards and the contact they had with the complainant.

RECEIVED
SAN FRANCISCO POLICE
2 OCT 98 15 37
RECORD ROOM

Page 3

OCC Case No. 500-98

Officer Ian Furminger #1297

ARE THERE ANY WITNESSES TO THIS INCIDENT? IF YES, PLEASE IDENTIFY AND PROVIDE CONTACT INFORMATION.

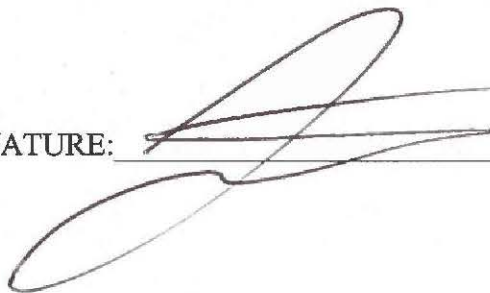
WOULD AN ORAL INTERVIEW AID THIS INVESTIGATION? IF YES, PLEASE EXPLAIN.

ADD ANY STATEMENT YOU FEEL IS NECESSARY FOR US TO CONSIDER IN THIS INVESTIGATION.

REASON FOR THIS REQUEST: Investigation of citizen complaint.

DOCUMENTS PROVIDED: 293 Complaint form

MEMBER'S SIGNATURE:



DATE: 10-21-98

RECEIVED
SAN FRANCISCO POLICE
21 OCT 98 15 36
RECORD ROOM

Answers to questions related to OCC case #500-98

- 1) He was in custody for assaulting a police officer and attempting to take his gun.
- 2) I remember he had abrasions to his forehead area. I do not recall the severity of them.
- 3) I did not examine him for intoxication.
- 4) I remember the subject sitting on the floor after he was banging his head against the wall. I do not remember forcibly sitting him on the ground.
- 5) The only participation I remember I had in restraining the subject was preventing him from banging his head against the wall.
- 6) I dont remember Sgt Cheung's role in this and although I saw Sgt. Cheung that evening I dont remember any earring or ear apparel that he was wearing.
- 7) The only person I can remember was James Acevedo.
- 8) There were officers present at the scene that were taking the subject into custody but I do not recall who. The only officer's I can remember distinctly were officers Robert Moser and Jeffrey Sung.
- 9) I did not witness any unnecessary force used by officers, the scene was very crowded due to the severity of the incident and the number of persons in the stands. Most of my view was blocked.
- 10) I did not see anyone throw him against the wall.
- 11) No
- 12) Volume services security was present at the scene but I do remember their involvement.

I dont know of any witnesses.

I do not believe an oral interview would aid this investigation.

I contacted OCC last week and was given a week extension on returning this response.

Thank You

Ian Farminger #1297

RECEIVED
SAN FRANCISCO POLICE
21 OCT 98 15 36
RECORD ROOM

OFFICE OF CITIZEN COMPLAINTS
MEMBER INTERVIEW FORM

PRELIMINARY INFORMATION FOR THE RECORD:

1. This interview is regarding OCC case number 500-98 and is taking place on
(Date & Time) Wed 10/20/98, at (Location) OCC.
2. Conducting the interview is (Investigator) MARY E. IVAS.
3. Also present is _____.
4. The member being interviewed is (Name & Star No.) Sgt. Edward Cheung #960.
5. His/Her representative (or attorney) is Carl Tenmebo.

ASK THE FOLLOWING QUESTIONS FOR THE RECORD:

1. (Title & Last Name) _____, have you read the statement
of (Complainant) _____, concerning an incident
at (Location) 3Com Park on (Date & Time) 6/9/98 ?
[] Yes [] No
2. Have you read General Order 2.08? ☒ Yes [] No
3. Have you read Rule A-21 of General Order 2.01? ☒ Yes [] No
4. Have you read Section I. A. of General Order 2.04? ☒ Yes [] No
5. Do you understand these statements? ☒ Yes [] No
6. Are you prepared to be interviewed at this time? ☒ Yes [] No

CLOSING:

1. Is there any other statement relevant to this incident you wish to make at this time?
[] Yes [] No
2. Are there any witnesses or other evidence relevant to this case that you intend to
submit on your behalf?
3. The interview is concluded at (Time) _____.

MEMORANDUM

DATE: October 14, 1998
TO: Sgt. Edward Cheung #960
FROM: OCC Investigator Mary Ivas *MEI*
RE: OCC Case No. 500-98

Per your request, your 10/19/98 interview is being moved to 10/20/98 at 4:30 P.M. To confirm this change, please sign and date this memo and return to me by fax at 597-7733. Thanks.

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO

**NOTICE AND ORDER TO APPEAR
PROOF OF SERVICE****Mary C. Dunlap**
Director

TO: Captain Harper or O.I.C., Bayview Station

FOR: Sgt. Edward Cheung #960 AS: X Named Member ____ Witness

FROM: Investigator Mary E. Ivas DATE: September 29, 1998 OCC Case No.: 500-98

YOU ARE HEREBY NOTIFIED of your possible involvement in the above referenced complaint and ORDERED TO APPEAR at the Office of Citizen Complaints, located at 480 Second Street, Suite #100, on the date and time indicated below for the purpose of providing a statement in this matter. If you are designated as a named member, it is your responsibility to arrange for representation, but in any event you are required to appear on time and be prepared to proceed. Bring field notes and any other materials relevant to this incident. **Failure to appear or personally provide at least 24 hours notice of a need to reschedule constitutes a violation of General Order 2.04 and may result in disciplinary action.**

Monday, October 19, 1998 at 5:00 P.M.

Date and Time of Interview

COMMANDING OFFICER: Serve and sign this Order when the member named above next reports for duty. If the member is on D.P. or extended sick leave but is medically able to appear, ensure that service is made on the member at his/her residence. Service may also be completed by phone with a notation made on the copy returned to OCC that telephone notification was made. If the member is designated as named, give a copy of this completed form and the attachments to the member. Witness members do not get a copy of the complaint, and none may be attached in that event. Return the original to the OCC with the next transfer of order. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than (enter a date 48 hrs prior to date of appearance).**

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: _____

Reason for failure to serve or other comments:

Date/Time served: _____

Date returned to OCC: _____

Signature _____

Star No. _____

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of this notice and the following attachments: X Complaint Form ____ Added Allegation Form

Member's Signature _____

Star No. _____

Date/Time Served _____

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

PROOF OF SERVICE

TO: Captain Martel or O.I.C., Southen Station

RE: MEMBER RESPONSE FORM FOR OCC CASE # 500-98

FROM: Mary E. Ivas, Investigator

DATE: September 24, 1998

MEMBER TO BE NOTIFIED: Officer James Acevedo #755

COMMANDING OFFICER: Sign this Proof of Service and serve the attached Member Response Form and any attachments to the named member when the member next reports to duty. If the member is on D.P. or extended sick leave but is medically able to complete the form, forward the Member Response Form to the member at his/her residence. The member must complete and return the Member Response Form to OCC no later than **October 15, 1998**. Once the member has been served return the original of the Proof of Service to OCC and retain the File Copy for your file. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than 7 days before the response is due.**

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: _____
Date and Time served: 10-12-98 1105
Date returned to OCC: 10-13-98

Reason for failure to serve:

Signature

DENNIS P. MARTEL
CAPTAIN #1105

Star No.

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of the Member Response Form and the following attachments:

X Complaint Form None

James Acevedo
Member's Signature

755
Star No.

10-12-98 @ 1105
Date and Time Notified

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



OFFICE OF CITIZEN COMPLAINTS MEMBER RESPONSE FORM

Mary C. Dunlap
Director

TO: Officer James Acevedo #755

RE: OCC CASE No. 500-98

FROM: Investigator Mary Ivas

COMPLAINANT: [REDACTED]

DATE: September 24, 1998

DATE OF OCCURRENCE: June 9, 1998

RESPONSE DUE DATE: 10/15/98

REPORT NO.: 980733022

The OCC is conducting an investigation into the complaint referenced above. In order to facilitate the investigation, you are to provide a separate answer to each of the specific questions listed on the reverse side of this form.

You are to answer truthfully, candidly and to the best of your ability. **Failure to answer all questions even under advice of counsel or representative may be a violation of Department General Orders 2.01, 2.04, and 2.08, all of which require cooperation in an OCC investigation.** Administratively compelled statements shall not be used against you in a criminal investigation or proceeding. Your statements shall only be used for administrative proceedings.

Because this investigation could result in punitive action, all of the rights enacted in the Public Safety Officers' Procedural Bill of Rights apply. Specifically:

1. You may seek assistance from the representative of your choice in completing this form.
2. You are specifically authorized to complete answers to these questions while on duty.
3. You have the right to keep a copy of this form.

(OVER)

INFORMATION REQUESTED: *(Please provide a separate response to each question.)*

1. When you first saw the complainant, where was he, and what was he doing?
2. When you first saw the complainant, did he have any visible injuries? If so, please describe those injuries.
3. Was the complainant intoxicated? If yes, how could you tell?
4. According to Incident Report No.980733022, you and Officer Ian Furminger had to "forcibly sit" the complainant on the floor to stop him from banging his forehead against the wall. How did you Officer Furminger accomplish this?
5. Please provide the names of all the officers in the 3COM substation who witnessed your restraint of the complainant.
6. Did Sgt. Edward Cheung #960 witness your restraint of the complaint? Was Sgt. Cheung wearing any type of ear stud/earring that night?
7. Please provide the names of all the officers in the 3COM substation who witnessed the complainant banging his head against the wall.
8. Did you see any officers have physical contact with the complainant? If so, please identify those officers, describe the types of physical contact those officers had with the complainant, and any actions of the complainant, if any, that precipitated such physical contact.
9. Did you see any officers use force on the complainant that you believed was unreasonable or unnecessary? If so, please describe the force used and provide the name(s) of the officer(s) using such force.
10. Was the complainant thrown against a wall at the sub-station? If so, by whom and why?
11. Did you hear any officer make any threats to the complainant at 3COM?
12. Did you observe any physical or verbal contact between the complainant and any security guards employed by Volume Service? If so, please identify these security guards and the contact they had with the complainant.

13. Did you have contact, or observe any other officer having contact, with the complainant at Bayview Station? If so, please identify the officers who had contact and describe that contact.
14. Did you observe any officer use any type of restraint or force on the complainant at Bayview Station? If so, please explain.
15. Did you see [REDACTED] have any verbal or physical contact with the complainant? If so, please describe that contact.
16. Did you or any other officer spit at the complainant at any time at 3COM or Bayview Station? If so, please identify that officer.
17. Did you or any other officer grab the complainant's throat at any time at 3COM or Bayview Station? If so, please identify that officer.
18. Did you or any other officer make any threats to the complainant at Bayview Station? If so, please identify that officer and state what was said.

ARE THERE ANY WITNESSES TO THIS INCIDENT? IF YES, PLEASE IDENTIFY AND PROVIDE CONTACT INFORMATION.

WOULD AN ORAL INTERVIEW AID THIS INVESTIGATION? IF YES, PLEASE EXPLAIN.

ADD ANY STATEMENT YOU FEEL IS NECESSARY FOR US TO CONSIDER IN THIS INVESTIGATION.

REASON FOR THIS REQUEST: Investigation of citizen complaint.

DOCUMENTS PROVIDED: 293 Complaint form

MEMBER'S SIGNATURE:

James S. Acevedo

DATE:

10-12-98

10-12-98

RE: OCC CASE NO. 500-98

ANSWERS TO QUESTIONS 1-18

- 1.) THE COMPLAINANT WAS FACE DOWN ON THE STEPS AT 3-COM PARK RESTRAIN BY OFF. J. SUNG AND TWO OTHER UNIDENTIFIED INDIVIDUALS. THE COMPLAINANT WAS YELLING, SWEARING, AND REFUSING TO BE HANDCUFFED. OFF. J. SUNG WAS EXTREMELY CONCERNED FOR HIS INJURED PARTNER, OFF. R. MOSER. OFF. R. MOSER WAS BEING ATTENDED TO BY UNIDENTIFIED FANS.
- 2.) I COULD NOT SEE ANY INJURIES NOR DID COMPLAINANT COMPLAINED OF ANY INJURIES
- 3.) THE COMPLAINANT APPEARED TO BE UNDER THE INFLUENCE. I COULD SMELL THE ALCOHOL.
- 4.) WHICH METHOD WAS USED I HONESTLY CANNOT RETELL TO THE BEST OF MY RECOLLECTION.
- 5.) TO THE BEST OF MY RECOLLECTION - OFF. P. WELSH, OFF. R. TERRELL, OFF. I. FURMINER, OFF. J. PEREZ, AND SGT. E. CHUNG.

6.) SGT. CHEVNA WAS PRESENT. I DON'T RECALL SEEING A EAR STUD OR EARRING.

7.) OFFICERS MENTIONED IN QUESTION #5

8.) KEEPING COMPLAINANT FROM BANGING HIS FOREHEAD ON THE WALL

9.) NO

10.) NO

11.) NO

12.) NO

13.) OFF. P. WESH AND I TRANSPORTED THE COMPLAINANT TO BAYVIEW IN THE PATROL WAGON. I REMOVED CUFFS FROM THE COMPLAINANT AT BAYVIEW.

14.) NO

15.) NO

16.) WITH DUE RESPECT TO YOUR INVESTIGATION I WOULD NOT LOWER MYSELF TO SPIT ON A MAN.

17.) NO

18.) NO.

THERE MAY OF BEEN OTHER WITNESSES
BUT I CANNOT ACCOUNT FOR THEM

I DON'T THINK AN OATH IS NECESSARY

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

PROOF OF SERVICE

TO: Captain Richard Holder, FOB

RE: MEMBER RESPONSE FORM FOR OCC CASE # 500-98

FROM: Mary E. Ivas, Investigator

DATE: September 16, 1998

MEMBER TO BE NOTIFIED: Witness Officer Rickey Terrell #350

COMMANDING OFFICER: Sign this Proof of Service and serve the attached Member Response Form and any attachments to the named member when the member next reports to duty. If the member is on D.P. or extended sick leave but is medically able to complete the form, forward the Member Response Form to the member at his/her residence. The member must complete and return the Member Response Form to OCC no later than **October 7, 1998**. Once the member has been served return the original of the Proof of Service to OCC and retain the File Copy for your file. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than 7 days before the response is due.**

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: _____
Date and Time served: 9-18-98, 1530
Date returned to OCC: 9-21-98

Reason for failure to serve:

D. Carlson 413
Signature Star No.

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of the Member Response Form and the following attachments:

___ Complaint Form X None

Rickey Terrell 350 9/18/98 1530hrs
Member's Signature Star No. Date and Time Notified

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



OFFICE OF CITIZEN COMPLAINTS MEMBER RESPONSE FORM

Mary C. Dunlap
Director

TO: Officer Rickey Terrell #350
(Witness)

RE: OCC CASE No. 500-98

FROM: Investigator Mary Ivas

COMPLAINANT: [REDACTED]

DATE: September 16, 1998

DATE OF OCCURRENCE: June 9, 1998

RESPONSE DUE DATE: 10/07/98

REPORT NO.: 980733022

The OCC is conducting an investigation into the complaint referenced above. In order to facilitate the investigation, you are to provide a separate answer to each of the specific questions listed on the reverse side of this form.

You are to answer truthfully, candidly and to the best of your ability. **Failure to answer all questions even under advice of counsel or representative may be a violation of Department General Orders 2.01, 2.04, and 2.08, all of which require cooperation in an OCC investigation.** Administratively compelled statements shall not be used against you in a criminal investigation or proceeding. Your statements shall only be used for administrative proceedings.

Because this investigation could result in punitive action, all of the rights enacted in the Public Safety Officers' Procedural Bill of Rights apply. Specifically:

1. You may seek assistance from the representative of your choice in completing this form.
2. You are specifically authorized to complete answers to these questions while on duty.
3. You have the right to keep a copy of this form.

(OVER)

INFORMATION REQUESTED: *(Please provide a separate response to each question.)*

1. When you first saw the complainant, where was he, and what was he doing?
2. When you first saw the complainant, did he have any visible injuries? If so, please describe those injuries.
3. Did you have any verbal or physical contact with the complainant? Please describe that contact in detail.
4. Please provide the names of all the officers who were in the 3COM substation with the complainant.
5. Did you observe Officers James Acevedo and Ian Furringer use force with the complainant? If yes, please describe the type of force used and the reason(s) for using the force.
6. Please identify any other officers who witnessed the use of this force.
7. Did you see any officers have physical contact with the complainant? If so, please identify those officers, describe the types of physical contact those officers had with the complainant, and any actions of the complainant, if any, that precipitated such physical contact.
8. Did you see any officers use force on the complainant that you believed was unreasonable or unnecessary? If so, please describe the force used and provide the name(s) of the officer(s) using such force.
9. Did you observe any physical or verbal contact between the complainant and any security guards employed by Volume Service? If so, please identify these security guards and the contact they had with the complainant.

ARE THERE ANY WITNESSES TO THIS INCIDENT? IF YES, PLEASE IDENTIFY AND PROVIDE CONTACT INFORMATION.

WOULD AN ORAL INTERVIEW AID THIS INVESTIGATION? IF YES, PLEASE EXPLAIN.

ADD ANY STATEMENT YOU FEEL IS NECESSARY FOR US TO CONSIDER IN THIS INVESTIGATION.

Page 3

OCC Case No. 500-98

Officer Rickey Terrell #350

REASON FOR THIS REQUEST: Investigation of citizen complaint.

DOCUMENTS PROVIDED: none

MEMBER'S SIGNATURE: _____ DATE: _____

Memorandum

San Francisco Police Department



To: Investigator Mary Ivas
Office of Citizen Complaints

APPROVED

YES

NO

From: Officer Rickey Terrell *RT*
Northern Station det. Field Operations

Date: Tuesday, 9/22/98

_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>

Subject: Member Response Form to O.C.C. case #500-98

The following numbered responses are answers to specific questions with corresponding numbers:

1. I first saw the complainant, [REDACTED], in Section 29 of the Lower Reserve seating section where he had been taken into custody. [REDACTED] was secured with his hands behind his back in handcuffs.
2. My recollection is that [REDACTED] has a small amount of blood or traces of blood visible on his face.
3. Working in the capacity of the sub-station keeper, I interacted with [REDACTED] to obtain identifying information. When attempting to restrain [REDACTED] from repeatedly banging his head against the wall (while standing erect) and the floor while seated, I did have physical contact with him.
4. Sergeant Cheung, star #960, Officer(s) Acevedo, star #755, Furminger, star #1297, and Perez, star #1714.
5. My observations of Ofc.'s Acevdo and Furminger's physical contact with the complainant were to prevent him from injuring himself, as described in response #3, and not force that would necessitate an entry into a Use of Force Log.
6. I am not defining this contact as the use of force. The witnesses at the substation, to the best of my recollection, are listed in response #4.
7. The type of physical contact that Ofc.'s Acevedo, Furminger and myself had with [REDACTED] were to buffer his intentional striking of his own face and head against the surfaces of the substation by standing in between him and the object and turning him to prevent him from injuring himself. His actions, as described in response #3 precipitated and required this physical contact. I knew at the time that any injuries that [REDACTED] sustained, although self-inflicted would be subject to scrutiny by investigators and possibly distorted by [REDACTED].
8. Please reference response #5. I did not witness any contact or physical force that was unreasonable.
9. None whatsoever.

THE POLICE COMMISSION
OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

PROOF OF SERVICE

TO: Commander Santos or O.I.C., Field Operations Bureau

RE: MEMBER RESPONSE FORM FOR OCC CASE # 500-98

FROM: Mary E. Ivas, Investigator

DATE: September 24, 1998

WITNESS MEMBER TO BE NOTIFIED: Officer Janet Perez #1714

COMMANDING OFFICER: Sign this Proof of Service and serve the attached Member Response Form and any attachments to the named member when the member next reports to duty. If the member is on D.P. or extended sick leave but is medically able to complete the form, forward the Member Response Form to the member at his/her residence. The member must complete and return the Member Response Form to OCC no later than **October 15, 1998**. Once the member has been served return the original of the Proof of Service to OCC and retain the File Copy for your file. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than 7 days before the response is due.**

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: _____
Date and Time served: 10-01-98, 1300 hrs.
Date returned to OCC: 10-01-98

Reason for failure to serve:

D. Carlson 413
Signature Star No.

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of the Member Response Form and the following attachments:

___ Complaint Form ___ None

Janet Perez 1714 10-1-98 1300 hrs.
Member's Signature Star No. Date and Time Notified

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



OFFICE OF CITIZEN COMPLAINTS MEMBER RESPONSE FORM

Mary C. Dunlap
Director

TO: Officer Janet Perez #1714
(Witness)

RE: OCC CASE No.500-98

FROM: Investigator Mary Ivas

COMPLAINANT: [REDACTED]

DATE: September 24, 1998

DATE OF OCCURRENCE: June 9, 1998

RESPONSE DUE DATE: 10/15/98

REPORT NO.: 980733022

The OCC is conducting an investigation into the complaint referenced above. In order to facilitate the investigation, you are to provide a separate answer to each of the specific questions listed on the reverse side of this form.

You are to answer truthfully, candidly and to the best of your ability. **Failure to answer all questions even under advice of counsel or representative may be a violation of Department General Orders 2.01, 2.04, and 2.08, all of which require cooperation in an OCC investigation.** Administratively compelled statements shall not be used against you in a criminal investigation or proceeding. Your statements shall only be used for administrative proceedings.

Because this investigation could result in punitive action, all of the rights enacted in the Public Safety Officers' Procedural Bill of Rights apply. Specifically:

1. You may seek assistance from the representative of your choice in completing this form.
2. You are specifically authorized to complete answers to these questions while on duty.
3. You have the right to keep a copy of this form.

(OVER)

INFORMATION REQUESTED: *(Please provide a separate response to each question.)*

1. When you first saw the complainant, where was he, and what was he doing? *I FIRST SAW HIM ON THE CONCOURSE BY SECTION BETWEEN SECTIONS 3 AND 23. HE WAS SAYING, "FUCK YOU, FUCK THIS."*
2. When you first saw the complainant, did he have any visible injuries? If so, please describe those injuries. *I CAN'T RECALL, THERE WAS SOMETHING GOING ON. I WAS LOOKING FOR ANOTHER SUSPECT.*
3. Was the complainant intoxicated? If yes, how could you tell? *I DON'T KNOW IF HE WAS INTOXICATED.*
4. Please provide the names of all the officers in the 3COM substation. *OFF. RICKY TERRELL, SGT CHUNG, AND I BELIEVE OFF. FURMINGER AND ACEVEDO*
5. Was Sgt. Edward Cheung #960 in the 3COM substation that night? If so, was he wearing any type of ear stud/earring that night? *YES. I CAN'T REMEMBER EAR STUDS OR EARRING THAT NIGHT.*
6. According to Incident Report No.980733022, Officers James Acevedo and Ian Furminger had to "forcibly sit" the complainant on the floor. Did you observe this? How did the officers accomplish this? *NO. I DID NOT OBSERVE THAT. I WALKED INTO THE SUBSTATION TO GO TO THE BATHROOM.*
7. Did you see the complainant bang his head against a wall or an object in the substation? If so, please describe what you saw. *YES. THE COMPLAINANT WAS BANGING HIS HEAD. I DON'T KNOW WHY.*
8. Did any other officers see the complainant bang his head against a wall? Who? *I'M SURE OTHER OFFICERS SAW IT, BUT I DON'T KNOW WHO.*
9. Did you see any other officers have physical contact with the complainant? If so, please identify those officers, describe the types of physical contact those officers had with the complainant, and any actions of the complainant, if any, that precipitated such physical contact. *THE COMPLAINANT HAD TO BE BOOKED BY TWO OFFICERS, BUT I CAN'T REMEMBER WHO THEY WERE.*
10. Did you see any officers use force on the complainant that you believed was unreasonable or unnecessary? If so, please describe the force used and provide the name(s) of the officer(s) using such force. *NO. I DIDN'T SEE ANY FORCE BEING USED THAT WAS UNREASONABLE OR UNNECESSARY. HE WAS JUST BOOKED.*
11. Was the complainant thrown against a wall at the sub-station? If so, by whom and why was this done? *NO. I DIDN'T SEE THE COMPLAINANT BEING THROWN AGAINST A WALL.*
12. Did you hear any officer make any threats to the complainant at 3COM? *NO. I DIDN'T HEAR ANY THREATS MADE TO THE COMPLAINANT.*
13. Did you observe any physical or verbal contact between the complainant and any security guards employed by Volume Service? If so, please identify these security guards and the contact they had with the complainant. *NO. I DON'T THINK ANY SECURITY GUARDS WERE IN THE SUBSTATION, BUT THEN AGAIN THERE WERE SO MANY PEOPLE COMING IN AND OUT THAT I MIGHT HAVE MISSED SOMEONE.*

ANYTIME SOMEONE IS
BOOKED, YOU HAVE TO TOUCH THEM. THEY DON'T
LIVE IT BUT YOU HAVE TO REMOVE ALL THEIR PROPERTY

SEP-09-98

13. Did you have contact, or observe any other officer having contact, with the complainant at Bayview Station? If so, please identify the officers who had contact and describe that contact.
I WAS NOT AT BAYVIEW STATION.
14. Did you observe any officer use any type of restraint or force on the complainant at Bayview Station? If so, please explain. *I WAS NOT AT BAYVIEW STATION.*
15. Did you see [REDACTED] have any verbal or physical contact with the complainant? If so, please describe that contact. *I DO NOT KNOW [REDACTED] BY NAME. MAYBE IF I SAW HIM.*
16. Did you or any other officer spit at the complainant at any time at 3COM or Bayview Station? If so, please identify that officer. *NO. I DID NOT SPIT AT HIM, I AM NOT AWARE OF ANYONE ELSE DOING THAT EITHER.*
17. Did you or any other officer grab the complainant's throat at any time at 3COM or Bayview Station? If so, please identify that officer. *NO. I NEVER TOUCHED HIM, BUT SOMETIMES IF YOU HAVE TO BOOK A PRISONER YOU MUST TOUCH THEIR NECK TO CHECK IF*
18. Did you or any other officer make any threats to the complainant at Bayview Station? If so, please identify that officer and state what was said. *I WAS NOT AT BAYVIEW STATION.*

ARE THERE ANY WITNESSES TO THIS INCIDENT? IF YES, PLEASE IDENTIFY AND PROVIDE CONTACT INFORMATION. ANYONE IN 3COM SUBSTATION; ANOTHER POSSIBLE 500 PEOPLE IN SECTION 23 OF 3COM, ANYONE IN THE CONCOURSE AREA; WOULD AN ORAL INTERVIEW AID THIS INVESTIGATION? IF YES, PLEASE EXPLAIN.

NO.

ADD ANY STATEMENT YOU FEEL IS NECESSARY FOR US TO CONSIDER IN THIS INVESTIGATION.

I DON'T KNOW WHAT THE ALLEGATIONS ARE FROM THE COMPLAINANT? SO I DON'T KNOW WHAT OTHER INFORMATION WOULD AIDE YOUR REASON FOR THIS REQUEST: Investigation of citizen complaint.

DOCUMENTS PROVIDED: None.

MEMBER'S SIGNATURE: _____

DATE: *10-1-98*



OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

PROOF OF SERVICE

TO: Captain Goldberg or O.I.C., Central Station

RE: MEMBER RESPONSE FORM FOR OCC CASE # 500-98

FROM: Mary E. Ivas, Investigator

DATE: September 24, 1998

MEMBER TO BE NOTIFIED: Officer Philip Welsh #1861

COMMANDING OFFICER: Sign this Proof of Service and serve the attached Member Response Form and any attachments to the named member when the member next reports to duty. ~~If the member is on D.P. or extended sick leave but is medically able to complete the form, forward the Member Response Form to the member at his/her residence.~~ The member must complete and return the Member Response Form to OCC no later than **October 15, 1998**. Once the member has been served return the original of the Proof of Service to OCC and retain the File Copy for your file. ~~If you are unable to serve the member you shall notify the OCC investigator by phone no later than 7 days before the response is due.~~

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: 9/28/98
 Date and Time served: 9/28/98 2:00
 Date returned to OCC: 9/29/98
 E. J. GOTA [Signature]
 LIEUTENANT 357 1302

Reason for failure to serve:

Signature

Star No.

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of the Member Response Form and the following attachments:

X Complaint Form None

Philip Welsh 1861 9/28/98
 Member's Signature Star No. Date and Time Notified

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



OFFICE OF CITIZEN COMPLAINTS MEMBER RESPONSE FORM

Mary C. Dunlap
Director

TO: Officer Philip Welsh #1861

RE: OCC CASE No.500-98

FROM: Investigator Mary Ivas

COMPLAINANT: [REDACTED]

DATE: September 24, 1998

DATE OF OCCURRENCE: June 9, 1998

RESPONSE DUE DATE: 10/15/98

REPORT NO.: 980733022

The OCC is conducting an investigation into the complaint referenced above. In order to facilitate the investigation, you are to provide a separate answer to each of the specific questions listed on the reverse side of this form.

You are to answer truthfully, candidly and to the best of your ability. **Failure to answer all questions even under advice of counsel or representative may be a violation of Department General Orders 2.01, 2.04, and 2.08, all of which require cooperation in an OCC investigation.** Administratively compelled statements shall not be used against you in a criminal investigation or proceeding. Your statements shall only be used for administrative proceedings.

Because this investigation could result in punitive action, all of the rights enacted in the Public Safety Officers' Procedural Bill of Rights apply. Specifically:

1. You may seek assistance from the representative of your choice in completing this form.
2. You are specifically authorized to complete answers to these questions while on duty.
3. You have the right to keep a copy of this form.

(OVER)

INFORMATION REQUESTED: *(Please provide a separate response to each question.)*

1. When you first saw the complainant, where was he, and what was he doing?
HE WAS ON THE GROUND IN SECTION 25 BEING HELD DOWN
2. When you first saw the complainant, did he have any visible injuries? If so, please describe those injuries.
NONE THAT I SAW
3. Was the complainant intoxicated? If yes, how could you tell? *I THOUGHT HE WAS UNDER THE INFLUENCE OF SOMETHING. I COULD SMELL THE ODOR OF ALCOHOL*
4. Please provide the names of all the officers in the 3COM substation.
OFF. ACEVEDO, OFF. TERRELL, SGT. CHEUNG, OFF. FURMINGER
5. Was Sgt. Edward Cheung #960 in the 3COM substation that night? If so, was he wearing any type of ear stud/earring that night? *YES. I DIDNT SEE AN EARRING.*
6. According to Incident Report No.980733022, Officers James Acevedo and Ian Furminger had to "forcibly sit" the complainant on the floor. Did you observe this? How did the officers accomplish this? *YES I SAW THEM SIT [REDACTED] DOWN. LEG SWEEP*
7. Did you see the complainant bang his head against a wall or an object in the substation? If so, please describe what you saw. *YES I SAW HIM BANG HIS HEAD AGAINST THE WALL SEVERAL TIMES.*
8. Did any other officers see the complainant bang his head against a wall? Who?
YES, ACEVEDO, FURMINGER,
9. Did you see any officers have physical contact with the complainant? If so, please identify those officers, describe the types of physical contact those officers had with the complainant, and any actions of the complainant, if any, that precipitated such physical contact.
ACEVEDO AND FURMINGER HAD TO STOP [REDACTED] FROM INJURING HIMSELF
10. Did you see any officers use force on the complainant that you believed was unreasonable or unnecessary? If so, please describe the force used and provide the name(s) of the officer(s) using such force. *NO*
11. Was the complainant thrown against a wall at the sub-station? If so, by whom and why?
NO
12. Did you hear any officer make any threats to the complainant at 3COM?
NO
13. Did you observe any physical or verbal contact between the complainant and any security guards employed by Volume Service? If so, please identify these security guards and the contact they had with the complainant. *NO I DIDNT*

13. Did you have contact, or observe any other officer having contact, with the complainant at Bayview Station? If so, please identify the officers who had contact and describe that contact.
14. Did you observe any officer use any type of restraint or force on the complainant at Bayview Station? If so, please explain. *NO*
15. Did you see [REDACTED] have any verbal or physical contact with the complainant? If so, please describe that contact. *NO*
16. Did you or any other officer spit at the complainant at any time at 3COM or Bayview Station? If so, please identify that officer. *NO*
17. Did you or any other officer grab the complainant's throat at any time at 3COM or Bayview Station? If so, please identify that officer. *NO*
18. Did you or any other officer make any threats to the complainant at Bayview Station? If so, please identify that officer and state what was said. *NO*

ARE THERE ANY WITNESSES TO THIS INCIDENT? IF YES, PLEASE IDENTIFY AND PROVIDE CONTACT INFORMATION. *I THINK YOU HAVE THEM ALL*

WOULD AN ORAL INTERVIEW AID THIS INVESTIGATION? IF YES, PLEASE EXPLAIN.

NO
ADD ANY STATEMENT YOU FEEL IS NECESSARY FOR US TO CONSIDER IN THIS INVESTIGATION.

REASON FOR THIS REQUEST: Investigation of citizen complaint.

DOCUMENTS PROVIDED: None.

MEMBER'S SIGNATURE:

Philip Welsh #1861

DATE:

10/15/98

S.F.P.D.
CENTRAL STATION

1998 OCT 15 A 6:26

RECEIVED

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

PROOF OF SERVICE

TO: Captain Harper, or O.I.C., Bayview Station

RE: MEMBER RESPONSE FORM FOR OCC CASE # 500-98

FROM: Mary E. Ivas, Investigator

DATE: September 24, 1998

WITNESS MEMBER TO BE NOTIFIED: ~~Officer~~ ^{SERGEANT} Martin Halloran #772

COMMANDING OFFICER: Sign this Proof of Service and serve the attached Member Response Form and any attachments to the named member when the member next reports to duty. If the member is on D.P. or extended sick leave but is medically able to complete the form, forward the Member Response Form to the member at his/her residence. The member must complete and return the Member Response Form to OCC no later than **October 15, 1998**. Once the member has been served return the original of the Proof of Service to OCC and retain the File Copy for your file. **If you are unable to serve the member you shall notify the OCC investigator by phone no later than 7 days before the response is due.**

COMMANDING OFFICER'S PROOF OF SERVICE:

Date received: 9/25/98
 Date and Time served: 9/26/98 2100
 Date returned to OCC: 9/26/98
 { Lt. M. Tabak #499 MT
 Signature Star No.

Reason for failure to serve:

MEMBER'S ACKNOWLEDGMENT OF RECEIPT: Your signature acknowledges receipt of the Member Response Form and the following attachments:

 Complaint Form X None

Lt. M. Halloran # 772 09-26-98 2100
 Member's Signature Star No. Date and Time Notified

To O.C.C.

I NEED A COPY OF THE ORIGINAL COMPLAINT BEFORE I CAN
 RESPOND ON THE MRF. MM

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



OFFICE OF CITIZEN COMPLAINTS MEMBER RESPONSE FORM

Mary C. Dunlap
Director

TO: Officer Martin Halloran #772

RE: OCC CASE No.500-98

FROM: Investigator Mary Ivas

COMPLAINANT: [REDACTED]

DATE: September 24, 1998

DATE OF OCCURRENCE: June 9, 1998

RESPONSE DUE DATE: 10/15/98

REPORT NOS.: 980733022 / 980732262

The OCC is conducting an investigation into the complaint referenced above. In order to facilitate the investigation, you are to provide a separate answer to each of the specific questions listed on the reverse side of this form.

You are to answer truthfully, candidly and to the best of your ability. **Failure to answer all questions even under advice of counsel or representative may be a violation of Department General Orders 2.01, 2.04, and 2.08, all of which require cooperation in an OCC investigation.** Administratively compelled statements shall not be used against you in a criminal investigation or proceeding. Your statements shall only be used for administrative proceedings.

Because this investigation could result in punitive action, all of the rights enacted in the Public Safety Officers' Procedural Bill of Rights apply. Specifically:

1. You may seek assistance from the representative of your choice in completing this form.
2. You are specifically authorized to complete answers to these questions while on duty.
3. You have the right to keep a copy of this form.

(OVER)

INFORMATION REQUESTED: *(Please provide a separate response to each question.)*

1. Were you working as Station Keeper of Bayview Station on June 9, 1998?
2. When you first saw the complainant, did he have any visible injuries? If so, please describe those injuries.
3. Was the complainant intoxicated? If yes, how could you tell?
4. Please describe any and all contact you had with the complainant.
5. Did you see the complainant bang his head against a wall or an object in the station? If so, please describe what you saw.
6. Did you hear any other officers speak to the complainant? If so, please identify those officers and state what they said to the complainant.
7. Did you see any other officers have physical contact with the complainant? If so, please identify those officers, describe the types of physical contact those officers had with the complainant, and any actions of the complainant, if any, that precipitated such physical contact.
8. Did you see any officers use any type of force on the complainant that you believed was unreasonable or unnecessary? If so, please describe the force used and provide the name(s) of the officer(s) using such force.
9. Did you see [REDACTED] have any verbal or physical contact with the complainant? If so, please describe that contact.
10. Did any other officer spit at the complainant at any time at 3COM or Bayview Station? If so, please identify that officer.
11. Did any other officer grab the complainant's throat at any time at 3COM or Bayview Station? If so, please identify that officer.
12. Did any officer make threats to the complainant at Bayview Station? If so, please identify that officer and state what was said.

Page 3

OCC Case No. 500-98

Officer Martin Halloran #772

ARE THERE ANY WITNESSES TO THIS INCIDENT? IF YES, PLEASE IDENTIFY AND PROVIDE CONTACT INFORMATION.

WOULD AN ORAL INTERVIEW AID THIS INVESTIGATION? IF YES, PLEASE EXPLAIN.

ADD ANY STATEMENT YOU FEEL IS NECESSARY FOR US TO CONSIDER IN THIS INVESTIGATION.

REASON FOR THIS REQUEST: Investigation of citizen complaint.

DOCUMENTS PROVIDED: None.

MEMBER'S SIGNATURE: M. Halloran # 772 DATE: 10-09-98

Memorandum

San Francisco Police Department



To: INVESTIGATOR MARY IVAS
OFFICE OF CITIZEN COMPLAINTS

From: SGT. MARTIN HALLORAN #772 *MH # 772*

Date: 10-09-98

Subject: O.C.C. COMPLAINT #500-98

APPROVED	YES	NO
_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>
_____	<input type="checkbox"/>	<input type="checkbox"/>

THE FOLLOWING ARE MY RESPONSES TO O.C.C. COMPLAINT #500-98

- 1) YES.
- 2) YES. COMPLAINANT APPEARED TO HAVE AN ABRAISION ON HIS FACE.
- 3) I DO NOT KNOW IF THE COMPLAINANT WAS INTOXICATED BECAUSE I DID NOT PERFORM A SOBRIETY TEST ON HIM OR CHECK HIM FOR ANY LEVEL OF INTOXICATION.
- 4) SINCE I WAS THE STATION KEEPER I HAD VERBAL CONTACT WITH THE COMPLAINANT WHILE HE WAS BEING BOOKED. I ASKED COMPLAINANT SEVERAL QUESTIONS IN REGARDS TO HIS PLACE OF RESIDENCE, DATE OF BIRTH, AND PERSONAL PROPERTY IN HIS POSSESSION.
- 5) NO.
- 6) YES. SGT. M. KRIMSKY SPOKE WITH THE COMPLAINANT DURING AN INTERVIEW BUT I DO NOT KNOW WHAT WAS SAID SINCE I DID NOT SIT IN ON THE INTERVIEW.
- 7) YES. I OBSERVED COMPLAINANT BEING HELD BY OFFICERS WHEN HE WAS SEATED ON THE BENCH AT BAYVIEW STATION AFTER BEING TRANSPORTED FROM 3-COM PARK. I DO NOT RECALL THE NAMES OF THE OFFICERS WHO TRANSPORTED THE COMPLAINANT FROM 3-COM PARK.
- 8) NO.
- 9) NO.
- 10) I WAS NEVER AT 3-COM PARK THAT DAY BUT I DID NOT OBSERVE ANY OFFICER SPIT ON COMPLAINANT AT BAYVIEW STATION.
- 11) I WAS NEVER AT 3-COM PARK THAT DAY BUT I DID NOT OBSERVE ANY OFFICER GRAB THE COMPLAINANTS THROAT AT BAYVIEW STATION.
- 12) NO.

4C ~~EDS~~ TRANSPORTED [REDACTED]
TO BAYVIEW P.D.

UPON HEARING AT STATION I INJURED
AN OFFICER HE APPROACHED ME GRABBED
ME BY THE THROAT, AND MADE COMMENTS
ABOUT HURTING ONE OF THEIR OWN. I TRIED
TO EXPLAIN IT WAS AN ACCIDENT HE AGAIN
GRABBED ME BY THE THROAT WAS TOLD TO
"SHUT THE FUCK UP AND TALK WHEN ASKED TO"

[REDACTED] 6-17-98

OFFICE OF CITIZEN COMPLAINTS


Photo-Identification Process


You will be asked to look at a number of photographs. The relative position and quality of the photographs have no significance. The fact that the photographs are shown to you should not influence your judgement. Keep in mind that the appearance of persons can be altered by changing hair styles or color, the addition or removal of facial hair, or the wearing of hats and glasses.

You should not conclude or guess that the person you are making a complaint about is among the photographs shown to you. You are not obligated to identify anyone. It is just as important to free innocent persons from suspicion as it is to identify guilty persons.

Please do not discuss the case with other witnesses or indicate in any way that you have identified someone.

OCC Case #: 500-98 Date: 6/17/98

Print Name:  _____

Signature:  _____


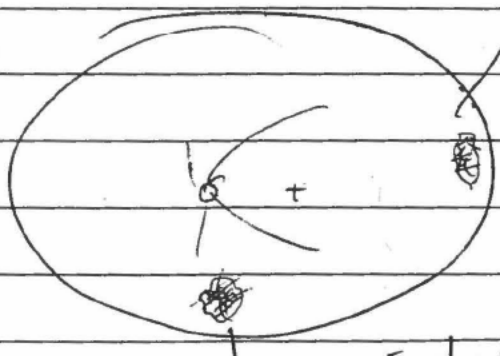
PATIENT I.D.

H

C 6

06/10/98

Wt. _____ B/P _____ P _____ T _____ U/A obt. ☐ Liab. _____

DATE TIME	PROBLEM NUMBER	FORMAT: PROBLEM NUMBER AND TITLE	S - SUBJECTIVE A - ANALYSIS	O - OBJECTIVE P - PLANS
JUN 10 1998	[REDACTED]			
T-16 7:25pm		do 3 new floaters on since being beaten by polars last pm.		
DAPD		- touched center / vacant:		
AR	-2.75+0.75 165 20/25	- & peripheral tendons or ciliary		
	-2.25+0.50 10 20/20	<u>SE</u>		
die 1:28pm	N/M x 104	NM on →		
Hemorrhoid				
Casw border	out vif tracing cell	clear		
#210/380mw/0.15/inclut	clo 0.6	0.5		
	3 holes + some fluid attached to ora & pigment			
				
A=	Transit RB X3 vs. old atrophic holes			
P=				
- Laser R' next - done				
- Fluorokin 2 days.				
	FAXED JUN 10 1998			

DEPARTMENT OF RADIOLOGY

MEDICAL RECORD

*** FINAL ***

Current LOCN:

Ref LOCN: ED EMERGENCY DEPT (EAST SID Thank you for referring your
patient to us. If you have any
questions regarding this report,
please call us at (415)206-8030

EXAMS PERFORMED ON 06/10/98 REQ NO 750821
SPINE, CERVICAL 3 VIEW CHEST, 1 VIEW

CLIN HX: R/O FX

RESIDENT:
ATTENDING:

chest and CERVICAL SPINE, 6-10-98:

CLINICAL DATA: RULE OUT FRACTURE.

findings and impressions:

chest: no evidence of acute bony fractures. the lungs are
clear and the heart and MEDIASTINUM are within normal limits.

CERVICAL SPINE: the CERVICAL SPINE demonstrates normal
anatomic alignment, without evidence of acute bony fracture or
subluxation. the PREVERTEBRAL SOFT tissues are within normal
limits. the atlantodental interface appears normal and the
lateral masses are normally positioned.

THE ELECTRONIC SIGNATURE ON THIS RADIOLOGIC REPORT INDICATES
MY DIRECT INVOLVEMENT IN THE INTERPRETATION OF THE EXAMINATION
AND/OR MY DIRECT SUPERVISION OF THE PROCEDURE AND AGREEMENT
WITH THE REPORT.

APPROVED BY: M.D.

READ: 06/10/98 06:26
TYPED: 06/12/98 09:28 EV
PRINTED: 06/12/98 18:07

PAGE: 1

San Francisco General Hospital 1001 Potrero Avenue SF, CA 94110

TO	OPHTHA MOLOGY Clinic	
FROM	C-59	CLINIC
DATE	6-10-98	

PATIENT I.D.

REQUESTED DISPOSITION:

CONSULTATION

(Please refer patient back for follow-up and treatment.)

- ☐ Advise as to diagnosis
☐ Suggest medication or treatment

REFERRAL

(Please provide referring physician with summaries of visits.)

- ☐ Assume management for this problem and return to primary provider at conclusion of care.

SPECIFIC REASON FOR CONSULTATION:

Seen in MEH this Am - see attached MEH record. Appt scheduled for 1pm today

Pertinent history, physical, laboratory findings, medications:

2 visual changes - probable glaucoma

<input type="checkbox"/> Please call me when you have seen patient	<input type="checkbox"/> Please call me if any procedures, surgery or admission is planned.	DATE
<input type="checkbox"/> I would like to receive periodic status reports on this patient		
BEEPER/PHONE:	SIGNATURE	PRINT NAME

CONSULTANT'S REPORT:

Retinal Break on X3, minimal sub-retinal fluid

Ps - low Retinopathy due
- FU 2 days.

RECOMMENDATIONS/ORDERS:

FAXED
JUN 10 1998
BY:

- ☐ Consultant would like to receive periodic status reports on this patient

SIGNATURE	PRINT NAME	DATE SEEN	BEEPER/PHONE:
		6/10/98	

PLEASE RETURN COPY OF REPORT TO REFERRING PROVIDER VIA MAIL WHEN PATIENT SEEN

**SAN FRANCISCO GENERAL HOSPITAL
MEDICAL CENTER
OUTPATIENT PROGRESS RECORD**

PATIENT I.D.

Referred By Dr. _____ of PHHC ☐ _____ 06/10/98
Residence Potrero Hill ☐ Mission ☐ Bayview/Hunters Point ☐ South of Market ☐ Other _____
Wt _____ B/P _____ P _____ T _____ U/A obt. ☐ Liab. _____

DATE TIME	PROBLEM NUMBER	FORMAT: PROBLEM NUMBER AND TITLE	S - SUBJECTIVE A - ANALYSIS	O - OBJECTIVE P - PLANS
OPHTHALMOLOGY				
JUN 12 1998		3 @ retinal holes + fleas Dx after blunt trauma OD ~ 6/9/98. No photopsias/shadows. Fleas about the same.		
Attending	20			
Tau	19			
		SLEJ ALK+vitron Clear O.U.		
AL	-2.50+0.75	167 20/20		No pup O.U.
	-2.00+0.50	7 20/20		
2 APD		FUNBUT.) 3 holes - NO SRP		No opercula
	See 12:32	⊕ Here in center of middle ear		
	W/M 104			
		good barrier & small gaps (ova to ova)		
				Flot
				Rx: Fill in Argon Green
				Indirect laser barrier
				#20 / 0.4w / 0.1 sec
	A/10	2 Traumatic vs atrophic holes -		
Advised to return ASAP for any new fleas/shadows		Items could be 2 to previous laser. Given Hx of blunt trauma & Sx of fleas rec fill-in laser barrier. FR/R/A flup + who desire to proceed		
		1) FTA return clinic next week		
		2) Wank optometry Clinic App → Return		

San Francisco General Hospital
Medical CenterCONSENT TO RELEASE MEDICAL, PSYCHIATRIC,
AIDS/ARC/HIV, ALCOHOL, OR DRUG ABUSE PATIENT RECORDS

I, [REDACTED] (AKA) _____

authorize San Francisco General Hospital
(name of hospital or facility)

to disclose records obtained in the course of my diagnosis and treatment for:

INITIAL

[REDACTED]

MEDICAL

any such disclosure shall be limited to the following specific types of
information or dates of treatment: 6/9/98 - 12/31/98

INITIAL

[REDACTED]

PSYCHIATRIC

any such disclosure shall be limited to the following specific types of
information or dates of treatment: _____

INITIAL

[REDACTED]

AIDS/ARC/HIV

any such disclosure shall be limited to the following specific types of
information or dates of treatment: _____

I understand that if my medical records contain results of any HIV blood test or
other information about AIDS/ARC/HIV, this information will be disclosed as
part of the medical record to the person authorized below to receive records.
By initialing this box, I am providing written authorization, as defined in
Health and Safety Code section 199.21 G, to disclosure of that information.

INITIAL

[REDACTED]

DRUG OR ALCOHOL ABUSE

any such disclosure shall be limited to the following specific types of
information or dates of treatment: _____

I understand that if my medical records contain ALCOHOL OR DRUG
information, this information is protected by federal laws and regulations and
is not subject to redisclosure.

to: Office of Citizen Complaints, att. Investigator Mary Ivas

This authorization shall become effective immediately and shall remain in effect for this one request only unless
otherwise specified. This authorization will terminate on 12/31/98.

I understand that I have a right to a copy of this authorization upon my request.

(DATE)

6/15/98

WITNESS:

Mary Ivas[REDACTED]
SIGNATURE OF PATIENT/AGENT

(PRINT PATIENT NAME)

PATIENT date of birth

mo dd yr

OFFICE OF CITIZEN COMPLAINTS

CITY AND COUNTY OF SAN FRANCISCO



Mary C. Dunlap
Director

June 16, 1998

San Francisco General Hospital
1001 Potrero Avenue, Room 2B5
San Francisco, CA 94110
Attention: Medical Records

Re: OCC Complaint No. 500-98

Dear Sir/Ms.:

Please provide this office with the medical records of:

Name: [REDACTED]

DOB: [REDACTED]

for the period June 9, 1998 through the present. Enclosed is a Consent to Release Records executed by [REDACTED]. If you have any questions regarding this request, please call me at (415) 597-7711. Thank you for your assistance.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Mary E. Ivas".

Mary E. Ivas
Investigator
encl.

RECEIVED
JUN 19 1998
SAN FRANCISCO GENERAL HOSPITAL
MEDICAL RECORDS SERVICES

STAR DOCUMENT SERVICE, INC.
DATE COPIED JUN 22 1998
COPIED BY [Signature]

RESPONSE TO REQUEST FOR MEDICAL INFORMATIONDATE: 6/19/98
MR#: _____RE: [REDACTED]
AKA: _____
DOB: _____TO: O.C.C.
Attention: MARY IVAS

The information disclosed to you is confidential and is PROTECTED BY
FEDERAL REGULATION (42CFR PART 2) WHICH PROHIBITS YOU FROM
MAKING FURTHER DISCLOSURES.

X
/

Enclosed please find the information requested.

After careful search of our records we find no record of medical care rendered to this person at The San Francisco County Jails.

We regret that we are unable to locate this patient with the information furnished. If you can provide additional information, such as date of arrest, date of birth, verified spelling of name or other names used, we shall be happy to make another search.

Please complete the enclosed Release of Information form, have the patient (or his/her legal guardian) sign the form where indicated, return the signed form to this office and we shall be happy to comply with your request.

Copies of the requested records can not be released without charge. Upon receipt of your check in the amount of \$_____, payable to: Forensic Jail Health Information Services, we shall be happy to comply with your request.

We have received a "Second Request" for information but have not received the initial request accompanied by an authorization. Please forward authorization.

Record is inactive for 8 years or more and is no longer available.

[Signature] A.R.T.
Jail Health Information Services
850 Bryant St., Rm G-24
San Francisco, Calif. 94103
tel: (415) 553-1582 or voice: (415) 553-1568
fax: (415) 553-9813

ENCOUNTER REPORT 6/10/98 BOOKING NUMBER: [REDACTED]

PRINTED: 6/19/98

6/10/98 03:45 SITE CJ9 TYPE TRIAGE CLINIC VISIT [REDACTED]

PHYSICAL EXAM

DOES NOT REFUSE SCREENING

UNREMARKABLE GENERAL APPEARANCE

STATES HAS NO URGENT MEDICAL CONDITION

NO PRESCRIPTION MEDS BROUGHT IN WITH PATIENT

RECENT INJURY OR TRAUMA YES

HIT IN HEAD REPEATEDLY TONIGHT. HAS 2 CM LUMPOVER RIGHT EYEBROW WITH ABRASION. ALSO SUPERFICIAL SCRATCHES LEFT SIDE OF FOREHEAD AND SUPERFICIAL ABRASION TOP OF FOREHEAD. REFUSED BETADINE TO WOUNDS. SAYING "I WANT MY LAWYER TO SEE THESE THE WAY THEY ARE." RIGHT PUPIL NON-REACTIVE TO LIGHT--STATES HAS BLACK DOT IN RIGHT VISUAL FIELD SINCE INCIDENT. DENIES LOC. SEEN BY PARAMEDICS ON SCENE BUT REFUSED THEIR CARE.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

ADMINISTRATIVE

TRIAGE DISPOSITION TO SFGH FROM TRIAGE REFUSED
REFUSED FOR EVAL OF HEAD INJURY EWITH VISUAL CHANGES.

End - of - Encounter

ENCOUNTER REPORT 6/10/98 BOOKING NUMBER: [REDACTED]

PRINTED: 6/19/98

6/10/98 09:16 SITE CJ9 TYPE REGISTERED NURSE SICK CALL CLINIC VISIT
[REDACTED]

DIAGNOSES/PROBLEMS

NURSE ASSESSMENT EXAMINATION [Review]

RETURNED FROM SFGH/ER WITH DX OF CONTUSIONS/ABRASIONS, NECK STRAIN, RIB CONTUSION VS OCULT FX, VISUAL CHANGE--PROBABLE FLOATER AND CLOSED HEAD INJURY WITH DISCHARGE INSTRUCTION TO GO TO OPHTHALMOLOGY CLINIC THIS AFTERNOON (1:00PM APPOINTMENT) AND TO RETURN TO ER PRN NEW OR SEVERE SX ESPECIALLY VOMITTING, OTHER VISUAL CHANGES OR SOB. [REDACTED] NOTIFIED PRIOR TO ACCEPTING PT. ADVISED TO ACCEPT PT AND [REDACTED] WILL FOLLOW UP WITH ER AND ADVISE US RE NEED FOR OPHTH APPOINTMENT TODAY. ALERT AND ORIENTED X 3, AMB W/D DIFFICULTY, GRIPS EQUAL AND STRONG, PUPILS EQUAL AT 4 TO 5 MM RAPIDLY RESPONSIVE TO LIGHT, SPEECH CLEAR, NO N&V, CALM AND COOPERATIVE. HAS 5CM LUMP OVER R EYEBROW, WITH SUPERFICIAL BREAK IN SKIN IN AREA AND SMALL AMT DRIED BLOOD PRESENT. HAS BLUE AND RED PAINT OR INK ON SCALP FROM DECORATING SELF FOR EVENT LAST NIGHT. PLACED ON NUERO CHECKS X 24 HR SECONDARY TO HEAD INJURY AND MOTRIN PER SFGH/ER ORDERED. AWAITING INFO RE NEED FOR APPOINTMENT AT OPHTH. CLINIC TODAY.

THERAPIES

VTQA1-1 IBUPROFEN (MOTRIN)
600MG 1 PO ANP
TID START: 6/10/98 STOP :6/12/98
DISCONTINUED: 6/11/98 Renewed. [REDACTED]
MULTIPLE CONTUSIONS
ADMINISTRATION INFO. : PRN PAIN
Rx#346541 TRANSCRIPTION:SFGH HOSPITAL,MD

End - of - Encounter

ENCOUNTER REPORT 6/10/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/10/98 10:52 SITE CJ9 TYPE REGISTERED NURSE SICK CALL CLINIC VISIT
[REDACTED]

DIAGNOSES/PROBLEMS

NURSING CHART REVIEW

PHONECALL FROM [REDACTED] PT TO OPHTH CLINIC AS
SCHEDULED TODAY. WATCH COMMANDER SGT OAKES NOTIFIED AND
GIVEN PAPERWORK.

End - of - Encounter

ENCOUNTER REPORT 6/10/98 BOOKING NUMBER: [REDACTED] PRINTED: 6/19/98

6/10/98 11:23 SITE CJ9 TYPE INTAKE SCREEN CLINIC VISIT [REDACTED]

DISPOSITIONS

AAC01 DISPOSITION APPOINTMENT IN 0 DAYS WITH NURSING
CHART REVIEW IN 1 DAYS
RTC PRN

NURS: NEURO CHECK. S/P HEAD TRAUMA. MD: CHART REVIEW MEH
PAPERS. INMATE IS TO BE TRANSFERRED TO SFGH TODAY FOR
OPHTHAMOLOGY CLINIC APPOINTMENT AT 1300HRS.

DIAGNOSES/PROBLEMS

* [REDACTED]

PHYSICAL EXAM

DOES NOT REFUSE SCREENING

[REDACTED]

[REDACTED]

[REDACTED]

SKIN CONDITION C/O BRUISE

[REDACTED]

[REDACTED]

PHYSICAL EXAM

INMATE STATES HE WAS ASSAULTED BY POLICE OFFICERS. HE WAS BEAT ON THE HEAD REPEATEDLY, AND KICKED IN THE RIBS, AND THE BACK OF HIS NECK. NOTED SMALL ABRASION ON FOREHEAD RT SIDE, AND MULTIPLE LUMPS, AND SUPERFICIAL STRACHES ON FOREHEAD. INMATE WAS TREATED AT MEH FOR CONTUSION/ABRASION, NECK STRAIN, RIB CONTUSION, OCCULT FX, VISUAL CHANGE. DISCHARGE INSTRUCTIONS ARE FOR INMATE TO GO TO OPHTHALMOLOGY CLINIC THIS AFTERNOON APPOINTMENT TIME IS 1300HRS. INMATE C/O DIZZINESS, HEADACHE, NAUSEA, AND SEEING A BLACK DOT FLOATING AROUND IN HIS VISION. RT PUPIL NON-REACTING TO LIGHT.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

ADMINISTRATIVE

CURRENT BOOKING NUMBER [REDACTED]

End - of - Encounter

ENCOUNTER REPORT 6/10/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/10/98 16:37 SITE CJ9 TYPE CLINIC VISIT [REDACTED]

THERAPIES

BWBG2

ADDENDUM

PT. RETURNED FROM SFGH. ADVISED PT. TO AVOID LIFTING
MORE THAN 5 LBS. AVOID STRAINING DURING BM'S. SLEEP ON
BACK OR UNAFFECTED SIDE. PT. S/P TX OF RETINAL
BREAKS-LASER TX. MD CR SFGH CONSULT.

End - of - Encounter

ENCOUNTER REPORT 6/10/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/10/98 22:02 SITE CJ1 MALE TYPE QUICK [REDACTED]

PHYSICAL EXAM

EXAM

NEURO CHECK AT 2200 DONE- ALERT AND ORIENTED X3,GAIT
STEADY AND GRIPS EQUALLY STRONG,DENIES ANY
N/V,EYES-PERRL

End - of - Encounter

ENCOUNTER REPORT 6/11/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/11/98 02:07 SITE CJ1 MALE TYPE QUICK [REDACTED]

PHYSICAL EXAM

EXAM

NEURO CHECK AT 0200 DONE- BEEN ALERT AND ORIENTED X
3. GAIT STEADY AND HAND GRIPS EQUALLY STRONG. NO N/V AS
STATED AND EYES-PERRL

End - of - Encounter

ENCOUNTER REPORT 6/11/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/11/98 05:39 SITE CJ1 MALE TYPE QUICK [REDACTED]

PHYSICAL EXAM

EXAM

NEURO CHECK AT 0530 DONE- BEEN ALERT AND ORIENTED, HAND
GRIPS EQUALLY STRONG, NO N/V AND EYES-PERRL

End - of - Encounter

ENCOUNTER REPORT 6/11/98 BOOKING NUMBER: [REDACTED]

PRINTED: 6/19/98

6/11/98 06:02 SITE CJ1 [REDACTED] TYPE CHART REVIEW CLINIC VISIT

PHYSICAL EXAM

CHART REVIEW NOTE

SEEN MEH DX CONTUSIONS AND LACERATIONS, NECK STRAIN, RIB
CONTUSION V OCCULT FX VISUAL CHANGE PROBABLE FLOATER
AND CLOSED HEAD INJURY HX OF LASER RX RETINAL DX

THERAPIES

[Following Order renewed]

VTQA1-1 IBUPROFEN (MOTRIN)
600MG 1 PO ANP
TID START: 6/10/98 STOP: 6/12/98
DISCONTINUED: 6/11/98 Renewed. [REDACTED]
MULTIPLE CONTUSIONS
ADMINISTRATION INFO. : PRN PAIN
Rx#346541 TRANSCRIPTION: SFGH HOSPITAL, MD
Entered on 6/10/98 by [REDACTED]

VTQA1-1 IBUPROFEN (MOTRIN)
600MG 1 PO ANP
TID START: 6/11/98 STOP : 6/24/98 ADMINISTRATION INFO. : PRN PAIN
Rx#346877

BWCA7 NON MEDICATION ORDERS
TO OPHTHAMOL: OGY 6/12 (WAS SEEN OPHTH ON 6/10) NEURO CKS X 24 H

End - of - Encounter

ENCOUNTER REPORT 6/11/98 BOOKING NUMBER: [REDACTED]

PRINTED: 6/19/98

[REDACTED]
6/11/98 15:34 SITE SFGH TYPE QUICK [REDACTED]

PROCEDURES

BXLB1-9 HOSPITAL APPOINTMENT OPHTHALMOLOGY CLINIC *6/12/98*1:30

End - of - Encounter

ENCOUNTER REPORT 6/12/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/12/98 13:46 SITE SFGH TYPE QUICK [REDACTED]

PROCEDURES

8XLB1-9 HOSPITAL APPOINTMENT OPHTHALMOLOGY CLINIC *6/12/98*SEEN

End - of - Encounter

ENCOUNTER REPORT 6/12/98 BOOKING NUMBER: [REDACTED]

PRINTED: 6/19/98

5/12/98 14:46 SITE CJ1 [REDACTED] TYPE SFGH RETURN CLINIC VISIT [REDACTED]

DISPOSITIONS

AACQ1 DISPOSITION CHART REVIEW IN 1 DAYS

RECENT CLOSED HEAD INJURY SEEN @ MEH ON JUNE 10. SEEN @
OPHTHALMOLOGY CLINIC TODAY. DX:? STABLE RETINAL HOLES OD.
NEED OPTOMETRY & RETINAL CLINIC FOLLOW UP. (SEE
ATTACHED)

DIAGNOSES/PROBLEMS

RN ENCOUNTER
RETURN FROM OPHTHALMOLOGY CLINIC.

End - of - Encounter

ENCOUNTER REPORT 6/13/98 BOOKING NUMBER: [REDACTED]
[REDACTED]

PRINTED: 6/19/98

6/13/98 12:12 SITE CJ1 [REDACTED] TYPE CHART REVIEW CLINIC VISIT [REDACTED]

PHYSICAL EXAM

CHART REVIEW NOTE

CR PAPERWORK FROM OPHTHOLOGY CLINIC. PER [REDACTED] NOTE:
STABLE RETINAL HOLES- ADDITIONAL LAZER APPLIED TO TRY TO
PREVENT RETINAL DETACHMENT. VISION STILL 20/20 OU. HOLES
COULD BE LONG STANDING. GIVEN HX OF RECURRENT TRAUMA TO
OD AND SXS OF FLOATERS. WILL TX AS ACUTE AND FOLLOW
CLOSELY.

THERAPIES

BWCA7 NON MEDICATION ORDERS

SCHEDULE FOR RETINAL CLINIC NEXT FOR THIS COMING WEEK
AS PER DR NOTE...RETINAL HOLES. SEND COPY OF OPHTHO
CONSULT REPORT W/ NEW CONSULT FOR RETINAL CLINIC.

End - of - Encounter

ENCOUNTER REPORT 6/18/98 BOOKING NUMBER: [REDACTED]

PRINTED: 6/19/98

6/18/98 14:00 SITE CJ3 [REDACTED] TYPE TRANSFER SCREENING CLINIC VISIT

DISPOSITIONS

AACQ1 DISPOSITION SCHEDULE HOSPITAL APPOINTMENT
RETINAL CLINIC APPT PENDING.

DIAGNOSES/PROBLEMS

THIS IS A HIGH RISK PT
RETINAL HOLES/DETACHMENT POSSIBLY ACUTE.

[REDACTED]
NO PENDING CHART REVIEW
NO PENDING CLINIC APPOINTMENT
NO PENDING LABS
PT HAS NO DIET ORDER
NO VITAL SIGN ORDER
NO WOUND CARE OR TREATMENT ORDER

End - of - Encounter

ENCOUNTER REPORT 6/18/98 BOOKING NUMBER: [REDACTED] PRINTED: 6/19/98
[REDACTED]

6/18/98 15:23 SITE SFGH TYPE QUICK [REDACTED]

PROCEDURES

3XLB1-9 HOSPITAL APPOINTMENT OPHTHALMOLOGY CLINIC *6/30/98*2:45

End - of - Encounter

FILL IN

SFDPA-0500-98-129

PLEASE REFER TO HENRY DOERING FOR MY REPORT.
I ENDED UP GETTING THIS REPORT FROM P.L.S NOT THE O.C.C. 1 MONTH LATER

22

NARRATIVE OF INCIDENT: MY CASE # IS 500-98

MARY IVAS IS THE O.C.C. INVESTIGATOR. SHE CAME TO CS-1 WITH A PHOTOGRAPHER 1 WEEK AFTER I CALLED HER AND SHE TAPED THE COMPLAINT ON 6-12 OR 6-13-98. ALSO SHE BROUGHT ALONG WITH HER MR. EDWARD MCMAHON TO CS-1 WHERE I I.D. ONE OF THE OFFICERS. SHE APPARENTLY GOT A HOLD OF [REDACTED] MY WITNESS WHO SAW THE MULTIPLE ASSAULTS PUT UPON ME AT 3 COM PARK POLICE SUB-STATION AS WELL AS S.F.P.D. BAYVIEW STATION. ALSO THE NURSE WHO ATTENDED ON ME ATTENDED ON THE INJURED OFFICER. AND HE TOLD HER A PERTINENT DISCLOSURE WHICH ^{SHE} TOLD ME HE SAID ABOUT NOT PUSHING OR SWING AT HIM. FOR FURTHER INFORMATION CONTACT MARY IVAS FOR DETAILS. I WOULD LIKE ANOTHER INVESTIGATOR BECAUSE I FEEL MR. IVAS IS ^{IN} CAHOOTS WITH THE P.D. IN SWEEPING THIS MATTER UNDER THE CARPET. I HAVE A 7 PAGE REPORT OF THE ACCOUNT IN POSSESSION OF PUBLIC DEFENDER HENRY DOERING. I'VE ALSO WRITTEN TO "DATELINE" NBC STUDIOS IN N.Y. ABOUT THE ASSAULTS & MEDICAL NEGLECT I'VE RECEIVED.

(State law passed in 1995 mandates that the following statement be provided to, read and signed by persons filing complaints. The OGC encourages the filing of a complaint by anyone who believes he or she is a victim or a witness of improper police conduct or policies.)

ACKNOWLEDGEMENT OF COMPLAINANT (148.6 P.C.)

YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATING TO COMPLAINTS MUST BE RETAINED FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I HAVE READ AND UNDERSTOOD THE ABOVE STATEMENT.

[REDACTED] 7/18/98	Taken By (Name/#/Unit)/Date:
Assigned Investigator/Date:	Closure Approval/Date:

SAN FRANCISCO SHERIFF'S DEPARTMENT
DICAL/PSYCHIATRIC GRIEVANCE

PART A

Complete Part A of this form, keep the gold copy for your records.

NAME

WRISTBAND #

FACILITY #

CELL

DATE OF BIRTH

DATE

6-30-98

Describe the problem : (Include parties involved & dates where possible)

I WAITED FOR 2 WEEKS TO BE SEEN BY THE OTTHOMOLOGIST BECAUSE THE CONDITION IN MY RIGHT EYE HAS WORSEND. ONLY TO WAIT FROM 9:15AM TO 4:15PM NOT TO BE SEEN AT S.F.G.H. TODAY, I WAS RE-SCHEDULED. ANOTHER INMATE WENT TO THE SAME OTTHO. DEPT. AND GOT PERSRIATION GLASSES. I BELIEVE I SHOULD HAVE BEEN
What do you want done? SEEN FIRST ON A PRIORITY BASIS.

MY R. EYE BEFORE, MY R. EYE NOW I WANT GLASSES AND TO BE SEEN A.S.A.

I hereby authorize Medical Services J.W. Psychiatric Services (INITIAL ONE) to disclose information contained in my records which pertain to the above complaint to the Office of Prisoner Legal Service/Ombudsman of the S.F. Sheriff's Department. This release shall terminate on:

CLIENT

SIGNATURE

WITNESS:

PART B

OMBUDSMAN REFERRAL

Refer to

C93 ~~Capit...~~

By

PLS.

Log #

983383

Date

7/1/98

Response letter sent

By

Date

You are seeking treatment; see attached

By

Date

Claim form sent

By

Date

PART C

JAIL MED/ PSYCH RESPONSE

By

Date R

Date A

PART D

FURTHER TO PRISONER

I am satisfied with the response. _____

I wish to appeal

because:

PART E

FURTHER ACTION TAKEN BY OMBUDSMAN

ISO

OSO

NIC

Over 30 days

Appeal Handled

Comment

White: Ombudsman file

Yellow: Facility file

Pink: Nurse Manager

Gold: Prisoner

Rev. 1/95

City and County of San Francisco

OFFICE OF THE SHERIFF - PRISONER LEGAL SERVICES



Michael Hennessey
SHERIFF

415 - 558 - 2470

Christiane Hipps
Directing Attorney

Muin Daly
Advocate Coordinator

MEMO

To: Chris Hipps, Prisoner Legal Services
From: Nicholas Gregoratos
Subject: [REDACTED]
Date: July 1, 1998
cc.: [REDACTED]

The above inmate suffered an injury during his arrest a few weeks ago. He was taken to SFGH and examined. He was told that if he had any problems with his eyesight it could mean the he had a detached retina and should be brought back to SFGH immediately. On June 19th he contacted our office and claimed that he was having trouble seeing and his medical requests were not being met. I contacted Lt. Butler at CJ3 and she informed me that he was set to go back to SFGH in the beginning of the week. [REDACTED] contacted me again on June 26th and informed me that he was not yet taken to the hospital. I called Lt. Butler again and was informed that he was actually scheduled to go to SFGH the beginning of this week. She apologized for the misunderstanding.

Today [REDACTED] called me and told me that his eyesight is getting worse by the day and when he went to SFGH he sat there from 9:30am till after 5:00pm and was not seen. Upon his return he was rehoused at CJ7.

Chris, please see if there is any way in which we can facilitate [REDACTED] in receiving appropriate medical attention as it is my understanding that a detached retina is a serious matter and he may lose sight in the affected eye.

Thanks!

C:\OFFICE\WPWIN\WPDOS\NICK\MEMO [REDACTED] 1

What I need from you is to ~~be~~ sign
the grievance form where it says - witness.
and mail the form back to me or, if you
can give me a back the gold copy for my
records and speed-up the process of the paper
work ~~on~~ red tape scenario. ~~Any~~ Any
one of the two will work and is much
appreciated. Also if you could get the field
worker that comes here to make copies of
the other 4 grievances downstairs here at
CJ-3 so I can mail you the copies of the
others. God only gave me two eyes I'd like
to keep them both. The nerve damage in my
neck + left arm is ~~another~~ another story in itself
Sincerely

Thank You,

P.S. Sorry about the
penmanship + spelling

City and County of San Francisco

OFFICE OF THE SHERIFF - PRISONER LEGAL SERVICES

7-10-98



Michael Hennessey
SHERIFF

415 - 558 - 2470

Christiane Hipps
Directing Attorney

Muin Daly
Advocate Coordinator

Hi [REDACTED]

First thanks for your letter of appreciation. We don't get many and when we do it means a lot.

I hope your eye is healing well and I hope you are taking advantage of the acupuncture.

In regard to your eye glasses I spoke with P.J. & Medical and they assured me if you put in a Med. Request requesting the glasses specifically they would hook you up pronto.

As far as your collar I have a call into the Nurse Manager explaining that you have already requested that part of the show and so give them a moment to catch up. If they don't by next week give me a call or complain to the acupuncturist and have them call me. Ask for some ointment and a treatment from the acupuncturist specifically for your neck and let them know I referred you.

Stay strong [REDACTED] & your attitude will continue to serve you.

Namaste,

Muin Daly
Advoc. Co-Ord.

①

7-17-98

ON 6-9-98 MY COUSIN [REDACTED] AND MYSELF WENT TO COM PARK FOR FREE TICKETS FOR SHAVING YOUR HEAD FOR BRIAN JOHNSON BAZZ-OUT NIGHT. DURING THE 2-2½ HOUR WAIT IN LINE WE SHARED A 12 PACK OF BUD. AFTER RECEIVING THE TICKETS, WE WENT BACK TO THE CAR, WHERE I PRINTED A BULLSEYE ON A SIGN & ON THE TOP OF MY HEAD. THE SIGN READ "HIT IT HERE JR." FOR KEN GRIFFEY JR. OF SEATTLE MARINERS TO HIT A HOME RUN IN HOPES OF RETREIVING IT TO ADD TO MY COLLECTION OF HIS AUTOGRAPHED BAT. AT THE GAME AROUND THE 6TH OR 7TH INNING SEATTLE WAS WINNING AND ^{FANS} WAS GETTING UPSET AND HAGGLING ME, MY COUSIN WAS DOING THE SAME CAUSE HE IS A GIANTS FAN. AFTER A WHILE POLICE CAME AND TOOK MY COUSIN UPSTAIRS. I THEN REALIZED IF THEY TOOK HIM INTO CUSTODY I WOULD BE STRANDED AT THE PARK AND WITH NO MONEY FOR A TAXI A LONG WALK BACK TO SO. SAN FRANCISCO. SO I RAN UPSTAIRS AND ASKED THE OFFICERS IF I CAN GET THE CAR KEY'S AND WHERE HE WAS BEING TAKEN SO I CAN PICK HIM UP AFTER THE GAME. I WAS PUSHED BY AS I FOUND OUT LATER OFFICER MOSER. HE TOLD ME "THIS IS A POLICE MATTER." I SAID "I DONT WANT NO TROUBLE, JUST THE KEYS AND WHERE HE'S GOING AND I'LL GO AND WATCH THE REST OF THE GAME." I WAS THEN GRABED BY MOSER AND HE BEGAN PULLING ME DOWN THE STAIRS AND TELLING ME TO "GO BACK TO MY SEAT."

(2)

7-17-98

I THEN TOLD THE OFFICER "DONT TOUCH ME I'M NOT UNDER ARREST."
AND PULLED MY ARM FROM HIS GRIP, THIS IS WHEN HE FELL
BACKWARDS DOWN THE STEPS HITTING HIS HEAD ON A CHAIR.
REALIZING HE WAS INJURED I WENT TO ASSIST AND WAS
APPREHENDED BY POLICE HOLDING MY COUSIN. I WAS TAKEN TO
THE GROUND KICKED, + STOMPED ON. I WAS HANDCUFFED WHILE
ONE OF THE OFFICERS HELD HIS FOOT ON MY NECK WITH
ALL OF HIS WEIGHT. I WAS THEN STOOD UP AND WAS
FORCED TO CROUCH DOWN FORWARD AND MY HEAD WAS
SMASHED INTO THE HANDRAIL THIS CAUSED THE LEFT SHOULDER
TO GO NUMB ALL THE DOWN THE ARM TO FINGERS. I WAS
THEN PUSHED INTO THE FENCE BEHIND THE HANDRAIL AND MY
FACE WAS SCAPED ALONG IT UP THE STAIRS. I WAS BROUGHT
TO THE 3COM PARK POLICE SUB-STATION. THIS IS WHERE
THE WITNESS BY THE NAME OF [REDACTED] BEGAN SEEING
THE A CONTINUING ASSAULTS PUT UPON ME. I WAS HELD
AGAINST THE WALL WHILE CUFFED ON BOTH SIDES OF ME, THE
INJURED OFFICER'S PARTNER MR. SUNG WAS CHOKING ME WITH
HIS LEFT HAND AND PUNCHING ME WITH THE RIGHT HAND.
HE STARTED THEN TO BANG THE BACK OF HEAD ON THE WALL.
I WAS THEN TAKEN FROM THE WALL AND WAS HELD BY THE
BACK OF THE COLLAR AND THE FEET WERE KICKED OUT FROM
UNDER ME SEVERAL TIMES, CAUSING FROM THE ARM OF THE
OFFICER HOLDING MY COLLAR TO FORCE MY HEAD FORWARD.
I HEARD POPS IN MY NECK AND THE NUMBNESS (PINS + NEEDLES)
GREATLY INCREASED IN THE NECK, LEFT SHOULDER, AND ARM.

(3)

7-17-98

MR. TERRELL YELLED THAT'S ENOUGH (HE WAS IN CHARGE THAT EVENING) AND PERSONALLY WALKED ME TO THE TRANSPORT VEHICLE, WHERE I WAS TRANSPORTED TO S.F.P.D. BAYVIEW STATION. A LITTLE WHITE PASSED AS I WAS HANDCUFFED TO A BENCH+WALL INSTEAD OF BEING PUT INTO A HOLDING CELL. AN OFFICER CAME IN WITH [REDACTED] AND PUT [REDACTED] IN A HOLDING CELL. THE OFFICER FOUND OUT ABOUT THE INCIDENT AT THE COUNTER AND APPROCHED ME. HE BEGAN CHOKING ME AND STATED "YOU PIECE OF SHIT YOU LIKE TO HURT COPS, YOU PUNK." HE LET GO, I WAS STARTING TO BLACK OUT FROM THE GRIP. I TRIED THEN TO EXPLAIN IT WAS PURELY UNINTENSIONAL. HE CAME BACK AND CHOKED ME AGAIN AND LIFTED ME UP AND SAID. "SHUT THE FUCK-UP AND DONT TALK UNLESS YOUR ASKED TO." ABOUT 20 MIN. LATER THE INJURED OFFICER (MOSE) PARTNER CAME OVER FROM 3 COM PARK AND ASKED "WHERE IS THE PUNK WHO FUCKED UP MY PARTNER" I HEARD HIM TELL THE OTHER POLICE AT THE COUNTER THAT MOSER IS IN THE HOSPITAL (S.F.G.H.) GETTING STICHED UP AND WAS UNCONSCIOUS. HE THEN CAME OVER TO ME AND TOOK THE LEFT HANCUFF OFF, AND PUT HIS OWN PERSONAL CUFFS ON AS TIGHT AS THEY WOULD GO. HE SPIT ON ME AND TOLD ME I'M GONNA PAY FOR HURTING HIS PARTNER AND FRIEND. HE BEGAN CHOKING ME ON ME, TELLING ME DO YOU HEAR ME? YOUR GOING TO PAY. SOMEONE YELLED ENOUGH AND HE LET GO. AFTER HE LET GO, I RELEASED MY BREATH AND RELAXED MY NECK MUSCLES FROM BEING CHOKED. HE SPIT ON ME AGAIN AND WALKED AWAY. THIS IS WHERE I BEGAN SEEING A DOT IN MY RIGHT EYE.

④

THIS WAS ALL WITNESSED BY [REDACTED]! 7-17-98
THE DOT AT THE TIME LOOKED LIKE THIS •. I WAS
THEN BROUGHT TO 850 BAYVIEW (CJ1). DURING THE TIME I WAS
BEING PROCESSED FOR BOOKING I WAS SHOWN TO THE NURSE.
SHE ASKED IF I WANTED THE MULTIPLE CUTS ON MY
HEAD CLEANED I REFUSED CAUSE I WANTED PICTURES TAKEN
AS THEY WERE. I TOLD THE NURSE ABOUT THE DOT
IN MY RIGHT EYE. SHE LOOKED AT IT WITH A PEN
FLASHLIGHT AND NOTICED IT (PUPIL) WAS NOT DILATING
AND SAID TO TRANSPORTING OFFICER. "WE ARE NOT
ACCEPTING HIM IN THIS CONDITION HIS RIGHT EYE IS
NOT RESPONDING TO LIGHT." I WAS TAKEN BACK TO S.F.P.D
BAYVIEW STATION, FROM THERE I WAS BROUGHT TO S.F.
GENERAL HOSPITAL. NOW NUMEROUS X-RAYS WAS TAKEN
OF MY HEAD, NECK, SPINE, LEFT SHOULDER & ARM. I WAS
GIVEN A TETANUS SHOT, GAVE URIN SAMPLE, GIVEN MOTRIN
AS ANTI INFLAMMATORY. WHEN I TOLD THE NURSE ABOUT THE
DOT IN MY EYE SHE GAVE ME A BASIC EYE EXAM. UPON
HER OBSERVATION SHE SET AN OTHOMOLOGY APPOINTMENT AT
1PM CAUSE IT WAS NOW 5:06 AM AND OTHOMOLOGIST DEPT.
WAS NOT OPEN AND 1PM 6-10-98 WAS THE EARLYST TIME
I COULD BE SEEN. THE OTHOMOLOGIST FOUND 3 SMALL HOLES
IN THE RETINA AT THE OFFICE. HE THEN INFORMED ME
I HAD TWO OPTIONS. TO DO NOTHING AND GO WITH THE
OPTION OF THE HOLES EXPANDING (AND DETACHMENT OF
THE RETINA OCCURING CAUSING BLINDNESS. OR HAVE A LAZER
PROCEDURE PERFORMED WHICH RUNS A RISK OF ME MOVING
MY EYE AND THE LAZER HITTING THE PUPIL AREA.



(5)

7-17-98

WHICH INTURN WOULD CAUSE FURTHER DAMAGE TO THE EYE AND POSSIBLE BLINDNESS. I CHOSE THE LAZER TREATMENT, I HAD TO SIGN A WAIVER ABOUT THE CAUTIONS OF THE PROCEDURE WHICH ALSO HAD TO BE SIGNED BY A WITNESS, THAT BEING THE TRANSPORTING DEPUTY. I WAS TO COME BACK TWO DAYS LATTER 6-12-98 SO THE DOCTOR COULD LOOK AT HOW THE AREA THE OTHOMOLOGIST INCIRCLED AROUND THE HOLES WERE HOLDING UP. THIS WAS DONE AROUND THE HOLES TO CORAL THEM IN HOPES THEY STAY WITHIN THE BOUNDRIES OF THE LAZER TREATMENT. IF THAT HAPPENS I MIGHT GO INTO RETINA DETACHMENT + BLINDNESS. WHEN I WENT IN ON 6-12-98 ANOTHER LAZER PROCEDURE WAS PERFORMED TO REINFORCE THE AREA OF THE EYE. AGAIN THE SAME WAIVER WAS SIGNED BY THE DEPUTY + MYSELF WARNING OF THE POSSIBLE DANGERS. BEFORE I GO FURTHER, I WAS TOLD BY ^{THE} NURSE WHO ATTENDED ON ME THE EARLY MORNING OF 6-10-98. THAT SHE ALSO STIRCHED UP OFFICER MOSEK AND HE TOLD HER (I THINK IN FRONT OF QUESTIONING INVESTIGATE ALSO) THAT I DID NOT HIT OR PUSH HIM DOWN THE STAIRS SINCE ALL THIS HAS HAPPENED I'VE BEEN SENT CJ3 AND THEN CJ7 IN SAN BRUNO. I WAS TOLD BY BOTH EYE DOCTORS WHO WORKED ON ME. IF THE DOT HAS INCREASED OR ANY CHANGE AT ALL, I'M TO GET TO S.F.G.H IMMEDIATELY. ON 6-18-98 I WAS IN THE YARD OF CJ3 WHEN I NOTICED A MAJOR CHANGE IN MY EYE. WHEN I REACHED MY TEIR I INFORMED THE DEPUTY IN CHARGE (HASKELL) ABOUT MY EYE AND I NEED TO GET T

(6)

7-17-98

S.F.G.H. AND TO CALL DOWN TO MEDICAL TO CONFIRM THAT I HAD 2 LAZER TREATMENTS AND IF THERE IS ANY CHANGE OR WORSENING I'M TO GO TO THE HOSPITAL A.S.A.P. I WAS NEVER SEEN. I PUT IN SEVERAL MEDICAL SLIPS AND WAS NOT SEEN. I FILED 5 MEDICAL GRIEVANCES AND WAS NOT SEEN. I FINALLY CALLED NICK GREGORATOS AT PRISONER LEGAL SERVICES (P.L.S.) I EVENTUALLY WAS TAKEN AFTER HE TOOK ACTION ON 7-1-98 2 WEEKS LATER. MY EYE WENT FROM THIS  TO THIS  THE DOCTOR BASICALLY TOLD ME THE DAMAGE IS DONE BUT THE HOLES ARE WITHIN THE LAZER TREATMENT BOUNDRIES. AS FOR MY GLASSES WHICH WERE LOST DURING MY ARESS AND MY NECK INJURY. A APPOINTMENT FOR BOTH WERE SET. ONLY AFTER I WENT ON A 4 DAY HUNGER STRIKE. ON THE FOURTH DAY SR. DEPUTY DRAGGO TALKED TO ME ABOUT THE PROBLEM AND WHY I WAS DOING THIS. I TOLD HIM ABOUT THE MEDICAL NEGLECT AND THE PAIN, NUMBNESS & HEAT SENSATIONS I HAVE IN MY NECK LEFT SHOULDER & ARM. HE HAD THE SAME INJURY AND COULD RELATE TO WHAT I WAS GOIN THROUGH. HE ASSURED ME THAT I WOULD BE SEEN PRONTO. I WAS. I WAS BROUGHT TO ORTHOPEDICS ON 7-16-98 AND WAS PERSCRIBED PHYSICAL THERAPY. CAUSE THE DOCTOR TOLD ME I HAVE ALL THE SYMPTOMS OF A PINCHED NERVE IN THE NECK THOUGH THRY CAN'T BE SEEN IN X-RAY'S IF THERAPY DOES NOT WORK A M.R.I WILL BE NEEDED FOR POSSIBLE SURGERY

⑦

WHICH RUNS A GREAT RISK OF BEING PARALYZED OR POSSIBLE DEATH WHEN WORKING ON THE NECK SURGERY. AS FOR THE GRINDING IN MY SHOULDER BLADE. THE MUSCLES & TENDONS HAVE BEEN STRETCHED AND PULLED UNDER THE SHOULDER BLADE. AND UNTIL THERE IS PAIN, WHICH AT THIS TIME IS NOT. BUT IN THE FUTURE IF PAIN ARISES I NEED TO GO INTO SURGERY TO TAKE THE MUSCLES AND TENDONS OUT FROM UNDER THE SHOULDER BLADE OR SCAPULAR IS THE MEDICAL TERM.

I [REDACTED] DO HERE BY STATE THIS IS A TRUE AND CORRECT STATEMENT TO THE BEST OF MY KNOWLEDGE. I ALSO GIVE PERMISSION TO PUBLIC DEFENDER HENRY DOERING TO MAKE COPIES FOR USE TO THE O.C.C., P.L.S. A.C.L.U. OR ANY CIVIL ATTORNEY'S INTERESTED IN THIS MATTER. ALSO N.B.C. STUDIO'S 30 ROCKAFELLA CENTER N.Y., N.Y. 10112 TO WHICH I'VE WRITTEN A LETTER TO THE PROGRAM "DATELINE" OF N.B.C. STUDIOS ABOUT NEGLECT MEDICAL & EXCESSIVE POLICE FORCE.

DATED 7-17-98
[REDACTED]

1 DEPARTMENT OF POLICE ACCOUNTABILITY

2 DPA CASE NO.: 0500-98

3

4 INTERVIEW OF: [REDACTED]

5 DATE OF INTERVIEW: 06/11/1998

6

7

8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]

9 --

10 INV. MARY IVAS: Okay. The tape is running. Let me
11 identify myself, I'm Mary Ivas. I'm an investigator here at the
12 Office of Citizen Complaints.

13 [REDACTED]: Right.

14 INV. IVAS: Today is Thursday, June 11th, 1998. I'm
15 speaking with [REDACTED] regarding OCC Case number
16 500-98. [REDACTED], do you understand that I'm tape recording
17 our conversation?

18 [REDACTED]: Yes, I do.

19 INV. IVAS: Okay. Do I have your permission to do that?

20 [REDACTED]: Yes, you do.

21 INV. IVAS: Okay. Thanks. Before we begin, I need to read
22 you something, pursuant to the California Penal Code.

23 [REDACTED]: Right.

24 INV. IVAS: You have the right to make a complaint
25 against a police officer for any improper police conduct.

26 [REDACTED]: Right.

27 INV. IVAS: California law requires this agency to have a
28 procedure to investigate citizens' complaints.

1 [REDACTED]: Right.

2 INV. IVAS: You have a right to a written description of
3 this procedure.

4 [REDACTED]: Right.

5 INV. IVAS: This agency may find, after investigation,
6 that there is not enough evidence to warrant action on your
7 complaint. Even if that is the case, you have the right to make
8 the complaint and have it investigated, if you believe an officer
9 behaved improperly.

10 [REDACTED]: Right.

11 INV. IVAS: Citizen complaints and any reports or
12 findings related to complaints but be retained for at least five
13 years. It is against the law to make a complaint that you know to
14 be false. If you make a complaint against an officer knowing that
15 it is false, you can be prosecuted on a misdemeanor charge. Do
16 you understand that statement, [REDACTED]?

17 [REDACTED]: Yes, I do.

18 INV. IVAS: Okay, great. Let's go ahead and tell me what
19 happened.

20 [REDACTED]: Okay. We were at the baseball game. My cousin was
21 getting escorted by the police. I ran up and I asked the officers
22 if I can get the keys to pick him up after the game, you know,
23 because he was kind of disorderly, and he put his hand on me and
24 said, "Get away, this is a police matter." I said I don't want no
25 trouble, and he put his hand on me again, and I brushed his hand
26 off of my shoulder, and he fell down a flight of stairs and
27 cracked his head.

28 INV. IVAS: Okay. So, wait. Let's back up, let's go in

1 slow motion here. You went up and asked for the car keys?

2 [REDACTED]: Right.

3 INV. IVAS: Your cousin's car keys?

4 [REDACTED]: Right, so I could pick him up, because he was being
5 arrested for being...

6 INV. IVAS: Disorderly conduct?

7 [REDACTED]: Right. Well, for being too drunk at the game and
8 what not.

9 INV. IVAS: Okay. And you put your hand on the officer?

10 [REDACTED]: No. The officer put his hand on me, pushed me away,
11 and said this is a police matter.

12 INV. IVAS: Okay.

13 [REDACTED]: I said I don't want trouble, I just need the car
14 keys and I'll pick him up after the game; not a problem.

15 INV. IVAS: Okay. Then what happened?

16 [REDACTED]: He put his hand on me again and I just brushed his
17 hand off of me. I said, "Do not touch me," and he fell down some
18 stairs and busted his head open.

19 INV. IVAS: Now, wait a minute. You said you brushed his
20 hand and he fell down a flight of stairs?

21 [REDACTED]: His hand was on my shoulder, I knocked it off of my
22 shoulder. Do you know what I mean?

23 INV. IVAS: You knocked your hand off his shoulder?

24 [REDACTED]: His hand was on my shoulder to push me away.

25 INV. IVAS: Uh-huh.

26 [REDACTED]: I pushed his hand off of my shoulder and said do not
27 touch me.

28 INV. IVAS: Okay.

1 [REDACTED]: And he fell down stairs.
2 INV. IVAS: Okay.
3 [REDACTED]: And then I was arrested, and I was beaten inside
4 3Com Park. And then from 3Com Park, I was brought to [Bay Point]
5 Police Station, and I was beat by a..
6 INV. IVAS: Okay. Let's go through this beating at
7 3Com Park. You were arrested in 3Com Park.
8 [REDACTED]: Right.
9 INV. IVAS: How many officers were there?
10 [REDACTED]: Six to seven cops.
11 INV. IVAS: Now, when you went up to get the keys, you
12 had this altercation with this officer.
13 [REDACTED]: I never had an altercation. [Unintelligible.]
14 INV. IVAS: Well, this interaction with the officers.
15 [REDACTED]: Right.
16 INV. IVAS: Three officers were there.
17 [REDACTED]: Two. One was escorting him in front of him, and one
18 was escorting behind him.
19 INV. IVAS: Okay. I need you to describe to me those two
20 officers. Just start with the one that pushed your hand away.
21 [REDACTED]: His name was, I believe, Moser, was the injured
22 officer.
23 INV. IVAS: Okay.
24 [REDACTED]: And I'd been getting beatings from him in the jail.
25 I've been getting death threats that I won't be able to get out
26 of this jail alive.
27 INV. IVAS: Who's the other officer that was there?
28 [REDACTED]: I have no idea.

1 INV. IVAS: What does he look like?

2 [REDACTED]: They never identified themselves. They were
3 basically like younger reserve officers.

4 INV. IVAS: What race was he?

5 [REDACTED]: They were both white.

6 INV. IVAS: And this other officer, not Moser, this other
7 officer, tell me what he looked like as best as you can. What
8 color hair did he have?

9 [REDACTED]: He had black hair.

10 INV. IVAS: Black hair?

11 [REDACTED]: Black hair.

12 INV. IVAS: How old do you think he was?

13 [REDACTED]: Mid- to late-twenties.

14 INV. IVAS: Okay. Did he have a mustache or a beard or
15 anything like that that you remember?

16 [REDACTED]: No, they were clean shaven; clean shaven.

17 INV. IVAS: Clean shaven. Was he wearing eyeglasses?

18 [REDACTED]: No.

19 INV. IVAS: Okay. Anything else about him that you
20 remember that would help me identify him?

21 [REDACTED]: No. At that point, I was thrown to the ground, and
22 arrested, and brought into the back room.

23 INV. IVAS: Okay. Now, were these two officers wearing
24 police uniforms?

25 [REDACTED]: Yes, they were.

26 INV. IVAS: Okay. So, you were brought into a back room,
27 and what happened, what exactly happened? Did the officers come
28 into the room?

1 [REDACTED]: The main officer that did the beating on me, was an
2 Oriental-Japanese or Chinese, with like a silver earring in his
3 ear.
4 INV. IVAS: Now wait a minute, who brought you into the
5 back room?
6 [REDACTED]: Like five or six cops brought me into like the
7 police station and like in the [stands]. Like they got their own
8 little police station in there.
9 INV. IVAS: Okay.
10 [REDACTED]: And at that point, I was held, I was choked with the
11 hand and beaten in the head.
12 INV. IVAS: By who?
13 [REDACTED]: By several officers. I got like holes all in my head
14 right now. I would like somebody to get pictures of this.
15 INV. IVAS: Okay. I need you to be really, really
16 specific. Okay? Like which officer did what?
17 [REDACTED]: I said the one, the Oriental one with the silver
18 earring in his ear.
19 INV. IVAS: Silver earring, and what did he do?
20 [REDACTED]: He grabbed me by my throat and I couldn't breathe. I
21 couldn't like...I blacked out. At that point, they beat me. They
22 threw me down...
23 INV. IVAS: Who's they?
24 [REDACTED]: Uh?
25 INV. IVAS: Who's they?
26 [REDACTED]: All the officers involved. I mean there was like
27 seven officers, and I can't...
28 INV. IVAS: Okay.

1 [REDACTED]: But I just know the main one was the Oriental one
2 with the silver earring.

3 INV. IVAS: And he grabbed your throat.

4 [REDACTED]: Right.

5 INV. IVAS: And you blacked out. And what happened
6 [inaudible]?

7 [REDACTED]: I was repeatedly beaten and hit. Then I went to
8 [Bay Point] Police Station, the same Oriental officer showed up
9 again, beat on me again [while] I was chained to a wall, and then
10 several Bay Point officers beat on me.

11 INV. IVAS: What did they look like?

12 [REDACTED]: I have no idea. I'm getting told to lockdown now.

13 INV. IVAS: Okay.

14 [REDACTED]: I'm in jail right now and they're telling me to
15 lockdown.

16 INV. IVAS: Okay.

17 [REDACTED]: And then anyway, my eye got a hole in it from being
18 choked, and I had laser surgery to have the hole closed.

19 INV. IVAS: Where were you taken?

20 [REDACTED]: San Francisco General. Can I call you back after
21 lockdown?

22 INV. IVAS: Yes.

23 [REDACTED]: Okay.

24 INV. IVAS: What time?

25 [REDACTED]: I have no idea. Mary Ivas?

26 INV. IVAS: Yeah.

27 [REDACTED]: Okay. I'll call you back.

28 INV. IVAS: Tell them that you're on the phone with an

1 OCC investigator. Go ahead.

2 OFFICER: [Unintelligible] lock it up.

3 [REDACTED]: Excuse me, sir, I'm on the phone with OCC.

4 OFFICER: Hurry up.

5 [REDACTED]: They're telling me to hurry up.

6 INV. IVAS: Okay.

7 [REDACTED]: Anyway, I was [unintelligible] San Francisco
8 General. I was [unintelligible]. Okay. They told me I needed eye
9 surgery with the laser to close the hole in my eye from being
10 choked, because like my eyes are like ready to pop, I guess. I
11 don't know. I'm not a doctor.

12 INV. IVAS: Okay.

13 [REDACTED]: And they had to laser beam the hole shut.

14 INV. IVAS: Okay. And then what happened?

15 [REDACTED]: I was able to come into the jail.

16 INV. IVAS: Okay. And you've been beaten up, you were
17 beaten up at the...

18 OFFICER: I've got to lock you down.

19 [REDACTED]: Okay. Okay. Just hold on, hold on.

20 INV. IVAS: Okay.

21 [Inaudible.]

22 [REDACTED]: Okay. He let me bring the phone into my cell.

23 INV. IVAS: Okay, good. So, I want to go back a little
24 bit at the ballpark. You remember an Asian officer with a silver
25 earring grabbing you by the throat. You blacked out, you also
26 were kicked. Were you kicked by other officers besides this Asian
27 officer?

28 [REDACTED]: Yes. They were all basically stomping on me, yelling

1 at me that I hurt one of their own.

2 INV. IVAS: Uh-huh.

3 [REDACTED]: "You're going to die," blah, blah, blah.

4 INV. IVAS: Okay. Then they took you to Bayview Station?

5 [REDACTED]: Right.

6 INV. IVAS: You said they chained you to a wall?

7 [REDACTED]: They chained me to, it's like a bench with like a

8 railing, and they handcuff you to that.

9 INV. IVAS: Uh-huh.

10 [REDACTED]: Some of the same officers from 3Com Park came. They

11 each took turns, one at a time, hitting me.

12 INV. IVAS: Where did they hit you?

13 [REDACTED]: Uh? In my head and face, ribs.

14 INV. IVAS: Okay. Do you have any injuries on your face

15 and your head [unintelligible]?

16 [REDACTED]: Yeah. I got big scabs on my head right now. I don't

17 want to shower until I get a shot.

18 INV. IVAS: Okay.

19 [REDACTED]: I want, I wanted pictures. My public defender hasn't

20 shown up to take pictures yet.

21 INV. IVAS: Are you in the county jail?

22 [REDACTED]: I'm in here at 850 Bryant.

23 INV. IVAS: Okay. I'm going to have to come down and get

24 some pictures taken of you.

25 [REDACTED]: Okay.

26 INV. IVAS: All right?

27 [REDACTED]: Yeah. And then when I got here to this jail, they

28 wouldn't accept me because I was too beat up. They didn't want to

1 be responsible, so they made me go to San Francisco General until
2 I was okay to be cleared to come into this jail.

3 INV. IVAS: And when did you come back to jail? When did
4 you get put in jail?

5 [REDACTED]: Just yesterday afternoon around three p.m.

6 INV. IVAS: Okay. Do you know what floor you're on,
7 [REDACTED]?

8 [REDACTED]: Sixth floor.

9 INV. IVAS: Sixth floor?

10 [REDACTED]: Yeah. I'm in the A tank.

11 INV. IVAS: A tank?

12 [REDACTED]: Yeah.

13 INV. IVAS: Okay. I'm going to come by and get some
14 photos taken of you.

15 [REDACTED]: Okay. I appreciate it.

16 INV. IVAS: Okay?

17 [REDACTED]: Okay.

18 INV. IVAS: All right.

19 [REDACTED]: Thank you.

20 INV. IVAS: Bye.

21 **END OF DOCUMENT**

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28

1 DEPARTMENT OF POLICE ACCOUNTABILITY

2 DPA CASE NO.: 0500-98

3
4 INTERVIEW OF: [REDACTED] - SIDE A

5 DATE OF INTERVIEW: 06/15/1998

6
7
8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]

9 --

10 INV. MARY IVAS: Testing. Okay. My name is Mary Ivas. I'm
11 an investigator with the Office of Citizen Complaints. Today is
12 June 15th, 1998, it's a Monday. I'm at County Jail Number One and
13 I'm speaking with [REDACTED] regarding OCC case number
14 500-98. Also present in the room is OCC Investigator Edward
15 McMahon. Now, [REDACTED], we talked earlier on the telephone on
16 Friday, I think June 10th.

17 [REDACTED]: Correct.

18 INV. EDWARD MCMAHON: Twelfth.

19 INV. IVAS: June 12th.

20 [REDACTED]: Twelfth, yeah.

21 INV. IVAS: June 12th, and you told me briefly about what
22 happened at the incident at 3Com Park.

23 [REDACTED]: Right.

24 INV. IVAS: Now, could you tell me who you were with that
25 day?

26 [REDACTED]: I was with my cousin, [REDACTED].

27 INV. IVAS: [REDACTED]. Where does [REDACTED] live or
28 how can I get in touch with him?

1 [REDACTED]: He lives at...phone number is [REDACTED].
2 INV. IVAS: Is that in San Francisco?
3 [REDACTED]: South San Francisco.
4 INV. IVAS: Okay.
5 [REDACTED]: His telephone is a 415 area code.
6 INV. IVAS: Great, okay.
7 [REDACTED]: His wife, [unintelligible], you know, sometimes
8 they're not home. Her name is [REDACTED], same area code, and
9 that number [REDACTED].
10 INV. IVAS: Okay.
11 [REDACTED]: That might have a quicker response.
12 INV. IVAS: Right. And were you with anybody else besides
13 your cousin?
14 [REDACTED]: No.
15 INV. IVAS: Okay. Now, you remember what you were wearing
16 that day?
17 [REDACTED]: Yeah. I was wearing a black thermal sweatshirt.
18 INV. IVAS: Okay.
19 [REDACTED]: Black jeans and a black leather, like motorcycle
20 jacket.
21 INV. IVAS: Okay. Now, was your head shaved as it is now,
22 that day?
23 [REDACTED]: Yeah. And then you get the free tickets from Mudd
24 Cosmetics, and I cut my hair, and I got four free tickets.
25 INV. IVAS: Right. Now, did you have anything,
26 [unintelligible] on your head that day? A hat or anything, any
27 other kind of marking on your head?
28 [REDACTED]: No. Well, I had--what I did was I painted a bullseye

1 for...and I painted a sign that says, "Hit it here, Bonds." I was
2 trying to [unintelligible] hit a homerun to me.

3 INV. IVAS: Okay. Now, where you drinking that day?

4 [REDACTED]: Between 5:00 and 7:30, we shared a 12-pack, waiting
5 in the line.

6 INV. IVAS: Just you and your cousin?

7 [REDACTED]: Right. For the two hours we were waiting in line to
8 get the haircut, and we had no alcohol inside the stadium.

9 INV. IVAS: No alcohol inside of the stadium.

10 [REDACTED]: Too expensive.

11 INV. IVAS: Did you bring that 12-pack into the stadium?

12 [REDACTED]: No. We had drank it at, you know, in the process. It
13 was the two hours that we were waiting to get the haircut.

14 INV. IVAS: Uh-huh. Now, would you consider yourself
15 intoxicated that day?

16 [REDACTED]: Not at the time of the incident, because it happened
17 like in the seventh inning, approximately like four hours after
18 the six beers.

19 INV. IVAS: And what about your cousin? Was he
20 intoxicated at that time?

21 [REDACTED]: No, he wasn't, we shared the same amount.

22 INV. IVAS: Now, are you having any conversation with
23 anybody else in the stands during the game?

24 [REDACTED]: We were, you know, I was rooting for Seattle because
25 I just moved down here and, you know, kind of splitting the
26 San Francisco [unintelligible] with Seattle. You know, it was
27 [unintelligible] gesture.

28 INV. IVAS: Uh-huh.

1 [REDACTED]: And that's when the security guy showed up. Well,
2 they were, sent police on us because they're police.

3 INV. IVAS: Why do you think they showed up?

4 [REDACTED]: You know, maybe because we were haggling back and
5 forth. Just as, I guess, a precautionary measure, but I mean, we
6 were laughing and smiling; nothing serious.

7 INV. IVAS: Who were you haggling with?

8 [REDACTED]: Someone in the, probably about five rows in front of
9 us.

10 INV. IVAS: And what was this person saying in return?

11 [REDACTED]: You know, just sit down, Seattle's going to lose and
12 whatnot. You know, stuff like that. Like, we're going to take the
13 game, we're already up three-nothing.

14 INV. IVAS: What did he look like, this guy?

15 [REDACTED]: I'd say mid-forties, about 5'6-5'7, 185 pounds,
16 wearing all San Francisco gear; hat, jacket. It actually like the
17 jacket that the ushers wear.

18 INV. IVAS: Okay. What race was he?

19 [REDACTED]: White male.

20 INV. IVAS: Okay. Now, was there anyone there by the name
21 of [REDACTED]?

22 [REDACTED]: We had met him there.

23 INV. IVAS: Did you know him before?

24 [REDACTED]: We ran into him in the stadium. He lives like a few
25 trailers down from where my cousin lives.

26 INV. IVAS: Okay.

27 [REDACTED]: [Unintelligible] staying there, [he just] came up.

28 INV. IVAS: Do you remember what [REDACTED] was wearing?

1 [REDACTED]: Wearing a [unintelligible] sweatshirt, blue jeans. I
2 know [unintelligible], because he was regretting not bringing a
3 jacket, and it started to get cold.

4 INV. IVAS: Do you know what [REDACTED] last name is?

5 [REDACTED]: I have no idea, because he just moved into the
6 trailer park about two weeks earlier.

7 INV. IVAS: What's the name of the trailer park that your
8 cousin lives in?

9 [REDACTED]: [REDACTED].

10 INV. IVAS: All right.

11 [REDACTED]: And that address is [REDACTED] [unintelligible].

12 INV. IVAS: Now, on the telephone, as I recall, you told
13 me that your cousin was escorted by the police for drunk and
14 disorderly conduct.

15 [REDACTED]: I don't know what the reason was. I was sitting in
16 the middle of the row and he was sitting on the far end. I just
17 glanced over and see him being escorted and I didn't know what
18 the reason was.

19 INV. IVAS: Okay. And at that point, you went up and
20 asked for the car keys. Is that right?

21 [REDACTED]: The car keys and the location where he's being
22 taken.

23 INV. IVAS: Now, how many police officers were there when
24 you went up and asked them [inaudible]?

25 [REDACTED]: Two were in front of him and one was behind him.

26 INV. IVAS: Now, can you describe those police officers,
27 what they looked like?

28 [REDACTED]: Basically, they were all medium build, around 140-

1 150, in their mid- to late-twenties.

2 INV. IVAS: Okay. What race were they?

3 [REDACTED]: All white males.

4 INV. IVAS: Okay. Now, what happened when you went up to

5 ask for the car keys?

6 [REDACTED]: I stated to the officer behind him, who ended up

7 being the [unintelligible] officer, "Can I have the car keys. I

8 need to get the car keys from him, and give me the location, and

9 I'll pick them up after the game; not a problem." And at that

10 point, he just put his hand on me and told me to get away, it was

11 a police matter.

12 INV. IVAS: Where did he put his hand on you?

13 [REDACTED]: On my left shoulder, and he pushed me back.

14 INV. IVAS: Okay.

15 [REDACTED]: And I basically stated again, "I understand. I don't

16 have a problem with that. We're just here having fun, raising

17 hell and I just want the keys, and I'll pick them up, and that

18 will be the end of it." And at that point, that's when he had put

19 his hand on my left shoulder again and pushed me back, and I came

20 up. I came up with my arm and told him get your hand off me, and

21 he had lost his footing and tumbled down the steps.

22 INV. IVAS: So, when you came up with your arm, you hit

23 his hand off of your shoulder?

24 [REDACTED]: I just brushed it off, I didn't hit him at all. I

25 just was like, "Please get your hand off of me, you know, you

26 don't have the right to touch me."

27 INV. IVAS: And then what happened when you did that?

28 [REDACTED]: He lost his footing. It appeared to me that he lost

1 his balance because the stairs are really narrow, and he just
2 tumbled down the stairs and ended up banging his head on one of
3 the backs of the chairs.

4 INV. IVAS: Okay. Now, is that the only physical contact
5 that you had with the officer?

6 [REDACTED]: Correct.

7 INV. IVAS: Okay. Once the officer fell down, what
8 happened?

9 [REDACTED]: I realized what I had done and I made like one or
10 two steps towards him to try to assist him. At that point, I was
11 tackled by several police officers, and they kept my head down,
12 and I couldn't see who was on me.

13 INV. IVAS: You were tackled by one or two police
14 officers?

15 [REDACTED]: Yeah, and by the time I was laid down, there was
16 more that came to the scene at that point.

17 INV. IVAS: Were you injured at all when you were tackled
18 by the one or two police officers?

19 [REDACTED]: At that point, that's when I started being stomped
20 and kind of kicked in the rib area, back, and legs. They were
21 stating you've hurt one of our own and you're going to pay.

22 INV. IVAS: Who was saying that?

23 [REDACTED]: I have no idea, because my face was planted into the
24 steps.

25 INV. IVAS: Now tell me again what they said?

26 [REDACTED]: You've hurt one of our own and you're going to pay.

27 INV. IVAS: What happened next?

28 [REDACTED]: I was escorted to basically, the 3Com Park police

1 | like headquarters, I guess it would be, [unintelligible]. When I
2 | was brought in there, that's when I started getting beat on by
3 | the, what I described in the first tape, the Japanese or Chinese
4 | guy with the silver earring.

5 | INV. IVAS: Tell me exactly what this Asian officer did.
6 | [REDACTED]: He grabbed me by my throat while two officers held
7 | my arms [outright], and he grabbed me by my throat and started to
8 | punch me in the head.

9 | INV. IVAS: Now, you said the two officers held your arms
10 | out, was one holding one arm out and the other holding another
11 | arm out?

12 | [REDACTED]: Right.

13 | INV. IVAS: Can you describe for me, those officers?

14 | [REDACTED]: I was trying to avoid the punches coming from that
15 | tall guy, the injuries that happened to my head. I was putting my
16 | head down to dodge the punches. I was more concerned of avoiding
17 | a hit directly to the face, and I wasn't paying attention to
18 | [unintelligible].

19 | INV. IVAS: So, you don't know what they look like?

20 | [REDACTED]: No.

21 | INV. IVAS: Okay. So, the Asian officer grabbed you by
22 | the throat and punched you where?

23 | [REDACTED]: He was trying to, you know, punch me in the face,
24 | but I kept on ducking my head to avoid getting a broken nose or
25 | something.

26 | INV. IVAS: Did he ever make any contact with your head?

27 | [REDACTED]: Yes.

28 | INV. IVAS: Where was that?

1 [REDACTED]: That's where [unintelligible] contusions.
2 INV. IVAS: On your forehead?
3 [REDACTED]: Yeah, face, because I was ducking my head to avoid
4 getting hit in the face.
5 INV. IVAS: Okay. Is that the only place that he struck
6 you?
7 [REDACTED]: A few times in the ribs.
8 INV. IVAS: The same officer?
9 [REDACTED]: Yeah.
10 INV. IVAS: Now, was this while the other officers were
11 holding your arms?
12 [REDACTED]: Right.
13 INV. IVAS: How many times did he strike you in the ribs?
14 [REDACTED]: That was only two to three times. More were
15 [unintelligible] to my head area.
16 INV. IVAS: Now, when he struck you in the ribs, did he
17 have a closed fist, an open fist?
18 [REDACTED]: Closed fist.
19 INV. IVAS: And then what happened?
20 [REDACTED]: I was put in handcuffs.
21 INV. IVAS: Okay.
22 [REDACTED]: And I was trying to like, you know, it got hectic in
23 there and I was just yelling out I was not, it was [by] accident.
24 I didn't mean to, you know, and he said no, shut up. They would
25 kick the feet from underneath me, when my hands were placed
26 behind my back, and kick the feet out from underneath me, and I'd
27 fall on the back of my arms.
28 INV. IVAS: When you were handcuffed, and this is when

1 | you were standing up or sitting down?

2 | [REDACTED]: Right. When I was standing up, and they would kick
3 | the feet from underneath me, and hold onto the back of my neck,
4 | and that's when I felt the numbness in my arms.

5 | INV. IVAS: When you said it was getting hectic in there...

6 | [REDACTED]: Well, when everybody was yelling.

7 | INV. IVAS: Why was everybody getting hectic?

8 | [REDACTED]: They were yelling you hurt [unintelligible]. You
9 | know, you hurt a police officer and you don't know the
10 | consequences. I mean I was getting threatened.

11 | INV. IVAS: Now, were there only police officers in
12 | there? Were there people in civilian clothing?

13 | [REDACTED]: Not in civilian clothing.

14 | INV. IVAS: All uniformed police officers?

15 | [REDACTED]: The one that was holding me and kicking the feet
16 | from underneath me, he was approximately Mister Donohue's size—
17 | McMahon, I'm sorry.

18 | INV. IVAS: Uh-huh.

19 | [REDACTED]: Wearing glasses, a baseball hat.

20 | INV. IVAS: And was he wearing a uniform or not wearing a
21 | uniform?

22 | [REDACTED]: He wasn't wearing a uniform.

23 | INV. IVAS: Okay.

24 | [REDACTED]: And they did that like three times. He told me to
25 | shut up and speak only when spoken to.

26 | INV. IVAS: Okay.

27 | [REDACTED]: And at that time, I believe it was a sergeant or
28 | Captain [Terrell].

1 INV. IVAS: Terrell?

2 [REDACTED]: Terrell, T-e-r-r-e-l or r-r-e-l-l, he was the man in
3 charge at that desk; a black officer. He stated to the officers,
4 "That's enough, I'm getting him out of here." He personally
5 directed me, escorted me to the paddy wagon.

6 INV. IVAS: He did?

7 [REDACTED]: Yes. He told the officers that's enough.

8 INV. IVAS: When he escorted you, did he escort you
9 alone? Were there other officers?

10 [REDACTED]: [Unintelligible], I don't know. I was looking Mister
11 Terrell and thanking him.

12 INV. IVAS: Okay.

13 [REDACTED]: Because they were [unintelligible].

14 INV. IVAS: And then what happened?

15 [REDACTED]: I was taken to, I'm not sure, Bay Point Police
16 Station. I don't know if [unintelligible] for jail.

17 INV. IVAS: Bayview maybe?

18 [REDACTED]: Bayview, Bay Point, whatever one.

19 INV. IVAS: Did they tell you where they were taking you?

20 [REDACTED]: No.

21 INV. IVAS: And what makes you think you were taken to
22 Bayview?

23 [REDACTED]: When I came to the bench, or handcuffed to the
24 bench, I heard the desk sergeant say Bayview, Bay Point,
25 Bayshore, something police station.

26 INV. IVAS: Okay. And what happened when you got there?

27 [REDACTED]: I was handcuffed to the bench.

28 INV. IVAS: Now, was Sergeant Terrell still with you?

1 [REDACTED]: No. He went to the...as soon as I got into the paddy
2 wagon, he went back to whatever he [unintelligible].
3 INV. IVAS: Okay. Okay.
4 [REDACTED]: And I was in the back of the paddy wagon by myself.
5 INV. IVAS: Okay. So, you were taken to Bayview, you
6 think.
7 [REDACTED]: Right.
8 INV. IVAS: And what happened?
9 [REDACTED]: At that point, I was handcuffed to a steel bench
10 with bars, and when word had got out that I had injured a police
11 officer [unintelligible], from talking to [REDACTED] that they
12 were reserved Bay Point or Bayview, or there are police officers
13 there reserved. Word had gotten out in the station that I had
14 injured one of theirs and more beatings proceeded.
15 INV. IVAS: Now, when you were handcuffed to the bench,
16 do you remember what kind of room you were in?
17 [REDACTED]: Yeah. It was basically like..
18 INV. IVAS: It was like a cell?
19 [REDACTED]: I was not in a cell. They did not take me to a cell.
20 INV. IVAS: What did it look like, if you remember?
21 [REDACTED]: There was a back station where they bring you in.
22 There's a glass enclosure where the desk sergeant stays. The
23 benches are immediately to you, in front of you, and the cells
24 are off to your left.
25 INV. IVAS: Okay. Okay. And you say you were handcuffed
26 to the bench. And what happens?
27 [REDACTED]: Several officers [from] the station came in again,
28 put their hands on my throat and started choking me, you know,

1 "You're going to pay. You don't know what you got coming to you."
2 You know, just to impress that upon me.

3 INV. IVAS: Okay. Tell me what the officers, describe the
4 officers that put their hands on your throat.

5 [REDACTED]: One was, the one that was most [unintelligible] was
6 the tall, I guess, the Irish gentleman who had red hair, 6'8,
7 6'9.

8 INV. IVAS: 6'8, 6'9?

9 [REDACTED]: Yeah.

10 INV. IVAS: Are you sure that tall?

11 [REDACTED]: He was really tall. Well, I mean, I'm sitting down
12 but I'm only 5'3, everybody's taller than me.

13 INV. IVAS: Okay. That's pretty tall. Okay, 6'9. That's
14 almost a pro basketball player.

15 [REDACTED]: Right. I mean he's in the mid-sixes anyway.

16 INV. IVAS: Okay.

17 [REDACTED]: He had red hair.

18 INV. IVAS: Okay.

19 [REDACTED]: [Unintelligible] body build.

20 INV. IVAS: Did you get his Star number?

21 [REDACTED]: No.

22 INV. IVAS: Okay. Was he in a uniform?

23 [REDACTED]: Yes, he was. [Unintelligible], the witness who had
24 seen the beating at 3Com Park, who is willing to testify on my
25 behalf.

26 INV. IVAS: Who is that?

27 [REDACTED]: His name is [REDACTED].

28 INV. IVAS: Okay.

1 [REDACTED]: He seen the beatings at 3Com Park and then he seen
2 the beatings at Bay Point or Bayview or whatever it is.

3 INV. IVAS: Where were you when he saw those beatings?

4 [REDACTED]: I was still chained to the bench.

5 INV. IVAS: To the bench.

6 [REDACTED]: And he was in the cell right beside the bench.

7 INV. IVAS: Was the door closed when he was in that cell?

8 [REDACTED]: Yeah.

9 INV. IVAS: Was he handcuffed to the cell?

10 [REDACTED]: No.

11 INV. IVAS: Did anybody else choke you?

12 [REDACTED]: The Japanese or the Asian fellow from 3Com Park
13 returned to that station, took the handcuff on my left arm, put
14 his own on there.

15 INV. IVAS: Wait a minute. I'm sorry, I didn't hear that.

16 [REDACTED]: Okay. I was chained with my arms out like this.
17 Okay?

18 INV. IVAS: Uh-huh.

19 [REDACTED]: To two separate bars on the bench. The Asian guy
20 with the silver earring, came and took the handcuff off my left
21 arm.

22 INV. IVAS: Uh-huh.

23 [REDACTED]: Applied his own handcuff from his belt.

24 INV. IVAS: Okay.

25 [REDACTED]: To the bar on the bench.

26 INV. IVAS: To your left arm?

27 [REDACTED]: My left arm. And yeah, he's [unintelligible], "You
28 hurt a friend of mine. You're not going to survive. When you get

1 | downtown, you're not going to get out of there alive." And at
2 | that point, [REDACTED] heard that. He said he couldn't believe
3 | his ears, it just blew him away, because at that time, after
4 | being, I'd say about two hours there, an hour-and-a-half there,
5 | we both were transported to this facility here.

6 | INV. IVAS: Put that back a little bit.

7 | [REDACTED]: Okay.

8 | INV. IVAS: That you were handcuffed by the Asian
9 | officer.

10 | [REDACTED]: Right.

11 | INV. IVAS: He took his handcuffs off of his belt.

12 | [REDACTED]: And took the other, took the, I guess, that
13 | [unintelligible] Asian personal handcuff and put his own
14 | personal, off his belt, onto me. The other ones were silver, his
15 | was black.

16 | INV. IVAS: Did he say, any indication why he's doing
17 | this?

18 | [REDACTED]: No.

19 | INV. IVAS: And he threatened you or spit on you when he
20 | did that?

21 | [REDACTED]: Right. You know, he kind of smacked me in the head a
22 | couple of times open-handed and choked me again.

23 | (Knock on door.)

24 | NICK GREGORATIS: Hey, I've been wanting to [speak to him]
25 | for a while. I just wanted you to [unintelligible] when he's
26 | done. [Unintelligible]. All right?

27 | INV. IVAS: Yes.

28 | GREGORATIS: I can come and find him [unintelligible].

1 Thanks.

2 INV. IVAS: Okay. Let me just say that who we were, we've
3 been directed by Nick [Gregoratis]. He's with the Prisoner Legal
4 Services of the Sheriff's Department and he's giving [REDACTED]
5 his card. Now, you said that the Asian officer smacked you a
6 couple of times in the head with an open hand.

7 [REDACTED]: Yeah.

8 INV. IVAS: Where exactly on your head, did he hit you?

9 [REDACTED]: Like the side of the head, in a [couple of areas].

10 INV. IVAS: How many times?

11 [REDACTED]: Three times.

12 INV. IVAS: Did [REDACTED] witness this?

13 [REDACTED]: Yes, he did. He's the one...I didn't realize that he
14 was the same officer. He's the one who told me he was the same,
15 because I was just, my eyes were kind of watering up and a little
16 swollen. I didn't receive no black eyes, they were just kind of
17 like swollen, and I didn't want to... They wanted me to look up and
18 I just refused and just looked at the ground. I didn't want any
19 more beatings than I had already gotten. He grabbed me by the
20 throat and pulled my head up to look at me, "I'm talking to you."

21 INV. IVAS: Okay.

22 [REDACTED]: And I just refused to look at him. At that point, an
23 officer in the glass [enclosed room], "Don't do that. That's
24 enough." He said that's enough, and he said okay, and he
25 [slapped] me one more time, and walked away.

26 INV. IVAS: Now, he took your chin or your throat?

27 [REDACTED]: He grabbed me by the throat and when they were
28 [unintelligible], and I blacked out. It was at that point I seen

1 a black dot in my eye.

2 INV. IVAS: Okay. What happened after this?

3 [REDACTED]: The handcuff that was on my left arm was too tight;
4 I complained to the desk sergeant. He asked me to remain quiet
5 for a few minutes and he will loosen them.

6 INV. IVAS: And did he do that?

7 [REDACTED]: Yes, he did. His name was Sergeant [Halloran], he
8 was very nice.

9 INV. IVAS: And was Sergeant Halloran there the entire
10 time that you were in that cell?

11 [REDACTED]: I was never in a cell.

12 INV. IVAS: In that room?

13 [REDACTED]: Not when they came in and hit me. I complained to
14 him that they were doing this and he said, "I'm sorry, I was not
15 in the room."

16 INV. IVAS: Okay. Now, when you say they, you talked
17 about the Asian officer and an Irish looking officer.

18 [REDACTED]: Right.

19 INV. IVAS: And they were the only officers present when
20 they assaulted you?

21 [REDACTED]: Right.

22 INV. IVAS: Okay. What happened after Sergeant Halloran
23 loosened your handcuff, your handcuffs?

24 [REDACTED]: They put me in a cell and I was transported to this
25 facility here on Bryant Street.

26 INV. IVAS: Okay. And County Jail One?

27 [REDACTED]: Yeah, where I'm at. So, the nurse looked at me down
28 in the booking room and would not accept me from the condition I

1 was.

2 INV. IVAS: Was this a male or a female nurse?

3 [REDACTED]: Male, I'm sorry, a female nurse. I seen her early
4 [unintelligible], reddish hair, heavyset.

5 INV. IVAS: Okay. She refused to accept you. Why?

6 [REDACTED]: The pupil in my right eye was not dilating properly
7 and the contusions on my head, the abrasions, I mean.

8 INV. IVAS: So, what happened after that?

9 [REDACTED]: I was transported to San Francisco General Hospital.

10 INV. IVAS: Okay. What happened at the hospital?

11 [REDACTED]: I was taken there, put in restraints. They took
12 about 20 X-rays of my back, neck, shoulders, and chest.

13 INV. IVAS: Okay. Then what happened?

14 [REDACTED]: I gave a urine sample, and all this took place
15 between four in the morning until 8:30 in the morning.

16 INV. IVAS: Okay. And then what happened.

17 [REDACTED]: The nurse said the X-rays were fine and I said that
18 I can't feel my arm on the left side; I can't feel my left arm.
19 There's definitely something wrong with my neck, any kind of
20 movement, and it still hurts today. My left eye is still numb.

21 INV. IVAS: What other kinds of...were you given anything
22 other than [unintelligible]?

23 [REDACTED]: A Motrin.

24 INV. IVAS: Okay. Then what happened?

25 [REDACTED]: They brought me back to Bayview or Bay Point or...and
26 then from there, I was transported back to this facility.

27 INV. IVAS: Okay. And since you've been here, you have
28 taken...

1 *[End of Side A. Interview continues on Side B; 06/15/1998.]*

2 **END OF DOCUMENT**

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1 DEPARTMENT OF POLICE ACCOUNTABILITY

2 DPA CASE NO.: 0500-98

3

4 INTERVIEW OF: [REDACTED] - SIDE B

5 DATE OF INTERVIEW: 06/15/1998

6

7

8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]

9 --

10 [Continued from Side A; 06/15/1998.]

11 INV. MARY IVAS: DPA Case number 500-98. I'm speaking
12 with [REDACTED]. This is side two of the tape. [REDACTED], just
13 for the purposes of the tape, have I asked you any questions
14 since I turned the tape around?

15 [REDACTED]: No, you haven't.

16 INV. IVAS: Okay. So, you were saying that asked for a
17 neck collar.

18 [REDACTED]: A Philadelphia.

19 INV. IVAS: A Philadelphia collar?

20 [REDACTED]: Yeah. It has a hard plate.

21 INV. IVAS: And were you given one?

22 [REDACTED]: I had put in a written request four days ago and I
23 have not received one. I complained I can't sleep at night.

24 INV. IVAS: Were you ever taken back to San Francisco
25 General Hospital?

26 [REDACTED]: Yes, I was.

27 INV. IVAS: When was that?

28 [REDACTED]: The following day. I complained to the nursing staff

1 here that I had like a black dot in my eye, the right eye.

2 INV. IVAS: And were you taken there also?

3 [REDACTED]: Yes, I was.

4 INV. IVAS: And what happened at the hospital?

5 [REDACTED]: I had an ophthalmology, ophthalmologist examine my
6 right eye, and he found a hole in my lower retina.

7 INV. IVAS: And what did he say that?

8 [REDACTED]: He said that's from...he's seen where people that get
9 beat, you know, damage is done, and [unintelligible]. And I
10 explained the choking and the pressure, you know. I forget the
11 exact words that he stated, but it's the strain of trying to hold
12 back the strangulation, may have broken, broke a hole in the
13 retina. If it worsens without laser, retaining that hole, getting
14 [unintelligible], there's a chance of getting retina detachment
15 and going blind in the eye.

16 INV. IVAS: What kind of treatment were you given?

17 [REDACTED]: A laser procedure.

18 INV. IVAS: And did that take care of the black dot in
19 your eye?

20 [REDACTED]: No, he said I'd have that for life, and two days
21 later, it happened on a Wednesday, two days later I went in for a
22 follow-up, and they re-strengthened the hole. What they did
23 basically was around the hole, so it wouldn't enlarge, he said
24 [unintelligible] but a blood clot could enlarge and I could have
25 a retina detachment. He gave me warning signs for that happening,
26 the black dot enlarging, stars, or fading to black-side-to-side
27 or top to bottom. If that happens, to get ahold of him.

28 INV. IVAS: So, this [unintelligible] on Friday?

1 [REDACTED]: [Inaudible.]
2 INV. IVAS: Have you received any medical attention since
3 Friday?
4 [REDACTED]: No. I've put in a request for the collar and nobody
5 told me nothing.
6 INV. IVAS: Okay. And you still have that black dot
7 [from] your eye?
8 [REDACTED]: Yes. The ophthalmologist told me it's there for the
9 rest of my life; it won't go away. I can't do any kind of
10 straining or lifting, no strenuous exercise no longer because it
11 may enlarge that hole in the retina causing detachment.
12 INV. IVAS: Did the ophthalmologist tell you what causes
13 this?
14 [REDACTED]: A heavy strain to the eyeball, such as choking and
15 whatnot, maybe a prior sports injury, which I never played sports
16 in school or nothing. He asked me if I had black eyes and I told
17 him no. He said it's one of them chance things where you got hit
18 just right or possibly from the choking. Then he asked me if this
19 is like possibly a hereditary thing and have you ever had that
20 type of thing before [unintelligible], it would be hard to beat
21 or cancer.
22 INV. IVAS: Now, tell me what your actual complaint is
23 and against which officer.
24 [REDACTED]: Well, I mean, if they are Bayview reserve officers,
25 it'd be him.
26 INV. IVAS: Now, are you talking about the one with the
27 red hair?
28 [REDACTED]: The one with the red hair.

1 INV. IVAS: Who else?

2 [REDACTED]: The Asian fellow, the big guy with the glasses who
3 kicked the feet from under me several times.

4 INV. IVAS: Okay. So, let's go through each one. What is
5 your actual complaint against the officer with the red hair?

6 [REDACTED]: He had strangled me too, and open-handedly hit me in
7 the head, on the right side.

8 INV. IVAS: Okay. Is that everything against the officer
9 with the red hair?

10 [REDACTED]: And just verbal threats of hurting a fellow officer.

11 INV. IVAS: How did he threaten you, what did he say? Do
12 you remember?

13 [REDACTED]: Well, I can't word-for-word. It's basically, "You
14 hurt a fellow officer, you're going to pay," [inaudible].

15 INV. IVAS: Okay. And what about the Asian officer?

16 [REDACTED]: That's the one who had hit me in the head several
17 times.

18 INV. IVAS: And is that with a closed fist?

19 [REDACTED]: I ducked and [inaudible]. Closed fist and then I got
20 the scrapes and cuts on my head.

21 INV. IVAS: Okay.

22 [REDACTED]: That's, he said, "You hurt my friend," and that's
23 when he threatened my life, and [REDACTED] witnessed that.

24 INV. IVAS: And how did he threaten your life.

25 [REDACTED]: He said you're going to die and you're not going to
26 make it out of Bryant Street alive.

27 INV. IVAS: Okay. What about the big guy?

28 [REDACTED]: That's the one who caused the shoulder damage to my

1 left shoulder or arm or neck. I don't know what...

2 INV. IVAS: How did he do that?

3 [REDACTED]: I was handcuffed like this, and he was standing
4 behind me, and held my collar of my jacket like this, and he
5 kicked my feet up, so [unintelligible] on my arms and shoulders.

6 INV. IVAS: Just for the purpose of the tape, [REDACTED]
7 is standing up and he's showing that he was handcuffed with his
8 hands behind his back, and that's when he kicked your feet out
9 from under you, from your clothing?

10 [REDACTED]: The collar of my leather jacket.

11 INV. IVAS: The collar.

12 [REDACTED]: He kicked the feet out from me three times, and I
13 tried to catch--so, I didn't bang my head--I tried to catch my arm
14 on the floor, the cuff that tightened, and that's when I felt
15 that sharp pain go down my arm, and the neck injury in the
16 cervical area.

17 INV. IVAS: Okay. And you mentioned before that you had
18 been spat at?

19 [REDACTED]: Yeah, by the Asian officer.

20 INV. IVAS: Where did he spit at you?

21 [REDACTED]: In the face.

22 INV. IVAS: Does that cover all of your complaints
23 against these officers?

24 [REDACTED]: Yeah. Following my first two nights here, I received
25 kind of a threat at night, or at three or four in the morning. I
26 don't know who it was, blinded by a flashlight, I was threatened
27 here that I wasn't going to make it out [unintelligible] alive.

28 INV. IVAS: Did you see what kind of uniform the person

1 was wearing?

2 [REDACTED]: No. I had several flashlights in my eyes and I was
3 trying to put my hands in front of my face to get a look, and I
4 was told to get my hands out of my face.

5 INV. IVAS: And what day was this?

6 [REDACTED]: This was like Thursday night.

7 INV. IVAS: But you [could see] faces?

8 [REDACTED]: No, I didn't.

9 INV. IVAS: Okay. Do we have everything about this
10 incident?

11 [REDACTED]: Right.

12 INV. IVAS: Ed, do you have any questions?

13 INV. EDWARD MCMAHON: Yeah, just a couple quick, kind of
14 all over the place. This [REDACTED], did you know him before
15 you went to the ballpark?

16 [REDACTED]: No. He had compassion. He seen what they were doing
17 to me and he just, from the way he described it, I couldn't
18 believe they were doing that. He said I'd be more than willing to
19 help you. I have a lawyer or someone to hook me up.

20 INV. MCMAHON: Have you talked to him here at the jail,
21 [unintelligible]?

22 [REDACTED]: No. He was OR'ed. He lives in [REDACTED] and he said
23 he could hook me up through [unintelligible].

24 INV. MCMAHON: Okay.

25 [REDACTED]: He said I'd be more than willing to help you.

26 INV. IVAS: So, you never saw him at the ball game?

27 [REDACTED]: No.

28 INV. MCMAHON: Okay. When you were in the stands struggling

1 with the officer, I guess you said they tackled you and brought
2 you down, and your head was down?

3 [REDACTED]: Right.

4 INV. MCMAHON: Did they ever hit you in the head at that
5 point?

6 [REDACTED]: When they brought me up, they smacked my forehead
7 into the handrailing going up the steps.

8 INV. MCMAHON: No other blows to your eyes [inaudible]?

9 [REDACTED]: No. They kind of like dragged my face around the
10 [unintelligible]. It was in Aisle 23, it was somewhere in there.

11 INV. MCMAHON: Okay.

12 [REDACTED]: Aisle 23 is a [unintelligible] aisle; 23. Then they
13 hit my head on the handrail and kind of dragged my face on the
14 [steps].

15 INV. MCMAHON: You had no direct blows to the eye or the
16 orbit of the eye?

17 [REDACTED]: No. They just kind of like banged my head on the
18 stairs and he did that there.

19 INV. IVAS: And who was that? Which officer is that?

20 [REDACTED]: I have [blanks].

21 INV. IVAS: You don't know?

22 [REDACTED]: And basically implanted into the stairs,
23 [unintelligible].

24 INV. MCMAHON: Okay. Where any of the officers, when they
25 were down by [unintelligible], were they, anybody wearing gloves
26 or were they all barehanded?

27 [REDACTED]: No, they were barehanded.

28 INV. MCMAHON: Okay. And again, nobody was in the paddy

1 wagon with you when you went from Bayview to [unintelligible],
2 you were by yourself?

3 [REDACTED]: They made one other stop, I don't know where. They
4 picked up...[I think it was] from Bayview I was with [REDACTED], and
5 that's when me and him conversed. He basically said I can't
6 believe that they did what they did. I can't believe they
7 threatened your life.

8 INV. MCMAHON: Okay. And then the paddy wagon from 3Com,
9 when you were at the police station, you were by yourself. It was
10 just you and the officers?

11 [REDACTED]: Right.

12 INV. MCMAHON: Okay. That's all I have.

13 INV. IVAS: I'm not sure I got where exactly you met
14 [REDACTED] in the paddy wagon.

15 [REDACTED]: At Bay Point, Bayview, we were being transported
16 down here to Bryant.

17 INV. IVAS: Okay.

18 [REDACTED]: And we made one stop and picked up two more plain
19 in-custodies and we were brought here.

20 INV. IVAS: So, this was after he witnessed the officers.

21 [REDACTED]: At both places.

22 INV. IVAS: And Bayview.

23 INV. MCMAHON: At both places?

24 [REDACTED]: Yeah, right, because he witnessed it at 3Com.

25 INV. IVAS: He witnessed it at 3Com?

26 [REDACTED]: Yeah.

27 INV. IVAS: Did you [know him]?

28 [REDACTED]: Yeah. He was in custody in a jail cell that had a

1 glass window, inside the office where I was being beaten, and he
2 witnessed that, and he witnessed at Bayview.

3 INV. IVAS: I'm a little confused, because you said that
4 Sergeant Terrell put you in the [van] and you were alone at 3Com.

5 [REDACTED]: And he came later with the guy with the red hair,
6 because he's the one who...apparently, he's the one who arrested
7 him. The guy with the red hair is the one who arrested [REDACTED].

8 INV. IVAS: Okay.

9 [REDACTED]: So, he brings his own prisoner.

10 INV. IVAS: Okay.

11 [REDACTED]: But he was looking in the jail holding cell through
12 the window, to the office, watching me in there. But both
13 officers that were in charge in both places were nice. I mean
14 Terrell and Halloran and [unintelligible].

15 INV. MCMAHON: That's all I have.

16 INV. IVAS: That's all? Okay. Is there anything else that
17 you wanted to add before I conclude this interview?

18 [REDACTED]: No, just thanks for your time.

19 INV. IVAS: Okay. Very good. We'll conclude the interview
20 at ten minutes to one.

21 **END OF DOCUMENT**

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1 DEPARTMENT OF POLICE ACCOUNTABILITY

2 DPA CASE NO.: 0500-98

3
4 INTERVIEW OF: [REDACTED] - SIDE A

5 DATE OF INTERVIEW: 06/17/1998

6
7
8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]

9 --

10 INV. MARY IVAS: Testing. Okay. My name is Mary Ivas. I'm
11 an investigator with the Office of Citizen Complaints and I'm at
12 County Jail Number One, and I'm speaking with [REDACTED]
13 regarding OCC case number 500-98. Also present is OCC
14 Investigator Edward McMahon. [REDACTED], today I'd like to show
15 you some photographs, and I'm going to read you our standard
16 admonishment. "You will be asked to look at a number of
17 photographs. The relative position and quality of the photographs
18 have no significance. The fact that the photographs are shown to
19 you should not influence your judgment. Keep in mind that the
20 appearance of persons can be altered by changing hairstyles or
21 color, the addition or removal of facial hair, or the wearing of
22 hats and sunglasses. You should not conclude or guess that the
23 person you are making the complaint about is in the photographs
24 shown to you. You are not obligated to identify anyone. It is
25 just as important to free innocent persons from suspicion as it
26 is to identify guilty persons. Please do not discuss the case
27 with other witnesses or indicate in any way that you have
28 identified someone." Could you print your name and sign this

1 form, showing that I read it to you?

2 [REDACTED]: (Signs form.)

3 INV. IVAS: Okay. Great. Okay. Now I'm going to show you
4 some of the [pictures and I'm going to get this out of the way].
5 I'm going to show you the first four folders. Now, these are
6 photos that are numbered one through six, and I'm going to ask
7 you to look carefully at these photographs, but don't touch them.
8 [Inaudible] photographs one through six, and tell me if you
9 identify or have seen any of these police officers at the
10 incident.

11 [REDACTED]: (Looks at photos.) No, [I can't].

12 INV. IVAS: Okay. Folder number two and let's see, these
13 photographs are numbered seven through 12. Okay. Again,
14 [inaudible].

15 [REDACTED]: I can't say for certain, but 10 or 11, they look
16 closer to the appearance of. I can't say which one [inaudible].

17 INV. IVAS: Okay.

18 [REDACTED]: That type of facial features.

19 INV. IVAS: Pardon me?

20 [REDACTED]: That type of facial features are more accurate.

21 INV. IVAS: Okay. 10 and 11 are closer to being... Now, are
22 closer to the appearance of which officer?

23 [REDACTED]: Of the Oriental that beat up, silver earring.

24 INV. IVAS: Silver earring.

25 [REDACTED]: Yeah. I mean it wouldn't be fair to implicate one
26 [inaudible]. I'm just trying to avoid being [unintelligible].

27 INV. IVAS: Okay. All right. Let's go to the third
28 folder, and then, these are marked 1B to 6B, and tell me if you

1 recognize anyone from [inaudible].

2 [REDACTED]: That's that Sergeant [Halloran]. He's at, I believe,
3 he's in charge, but he's really nice.

4 INV. IVAS: Okay. [99], do you know his name?

5 [REDACTED]: Yeah. That would be Sergeant, Sergeant or Captain or
6 whoever was in charge.

7 INV. IVAS: Uh-huh. Okay. And that's 1B?

8 [REDACTED]: Yeah. I mean he didn't have nothing to do with the
9 injuries. At the time, he was out of the room and I was at the
10 Bayview Station.

11 INV. IVAS: Okay.

12 [REDACTED]: Yeah. He was more than, you know, he [had]
13 compassion and helped.

14 INV. IVAS: Okay. Could I ask you to write on this piece
15 of paper, next to 1B, what you remember about this sergeant? Just
16 saying, you know, just what you told me.

17 [REDACTED]: Okay.

18 INV. IVAS: You don't have to go into a lot of detail.

19 [REDACTED]: Okay, yeah.

20 INV. IVAS: Saying you know, he was good to you and he
21 was compassionate.

22 [REDACTED]: Okay. I believe that's how he spelled his name.

23 INV. IVAS: Okay. And he identified himself to you? He
24 gave you his name?

25 [REDACTED]: Right. I heard him answer the phone several times.

26 INV. IVAS: Okay.

27 [REDACTED]: And he signed one of the documents on paper that I
28 have.

1 INV. IVAS: Okay.
2 [Inmates in background are loud.]
3 [REDACTED]: (Writes on paper about the sergeant.)
4 INV. IVAS: Okay. If you can just initial then and date
5 it.
6 [REDACTED]: Sure. The 17th?
7 INV. IVAS: Yeah. Okay, great. Okay. And this is the
8 fourth of four folders and [you've seen this before].
9 [REDACTED]: I don't know what [unintelligible], but he, the
10 officer told me, transported [unintelligible].
11 INV. IVAS: That's Officer 2C? This officer right here?
12 [REDACTED]: Yeah. I didn't know the number, [unintelligible].
13 INV. IVAS: Okay, yeah.
14 [REDACTED]: The middle one.
15 INV. IVAS: Yeah?
16 [REDACTED]: What is that, 2C?
17 INV. IVAS: 2C, who transported you?
18 [REDACTED]: No, he's the one that transported [REDACTED], who...
19 INV. EDWARD MCMAHON: [Inaudible.]
20 [REDACTED]: Yeah.
21 INV. IVAS: Yeah, I'm sorry, 4C. Okay. Let's write
22 that down; 4C. Okay. And write down, I'm sorry, he transported
23 [REDACTED].
24 [REDACTED]: [REDACTED].
25 INV. IVAS: And how do you know that? Were you with
26 [inaudible]?
27 [REDACTED]: Because he put out...that's when I was chained to the
28 bench.

1 INV. IVAS: Okay.

2 [REDACTED]: Or handcuffed there.

3 INV. IVAS: Okay. Can you just write transported; [REDACTED]

4 [REDACTED].

5 [REDACTED]: Okay.

6 INV. IVAS: Is that the only contact you had with that

7 officer?

8 [REDACTED]: No. That's the one that choked me.

9 INV. IVAS: That same officer, this officer right here?

10 [REDACTED]: Yeah, because he heard upon the arriving officer, or

11 the officer informed him that I'd injured an officer. He came

12 over and got [on my throat], "Uh, you want to hurt one of our

13 own," type of...

14 INV. IVAS: Uh-huh. So, I want you to write down

15 everything that that officer did.

16 [10:00 to 14:00 [REDACTED] writes down police actions.]

17 INV. IVAS: Okay. If you can just initial and date it as

18 well.

19 [REDACTED]: [I want a picture.]

20 INV. IVAS: What I want you to do is initial and date

21 right here on the photograph, right there.

22 [REDACTED]: On the side of it [inaudible].

23 INV. IVAS: Yeah, on the side of it, yeah. Just put your

24 initials and the date, and then [inaudible]. Okay, great. Thank

25 you. Okay. Now, I have some more questions about identifying one

26 of the guys. You said he was a big guy?

27 [REDACTED]: Uh-huh.

28 INV. IVAS: What race was he, do you remember?

1 [REDACTED]: [In part], he had like Hispanic or maybe dark, or
2 part Islander.

3 INV. IVAS: Okay. Can you estimate his age range?

4 [REDACTED]: Early to mid-thirties, with plastic dark-framed
5 glasses.

6 INV. IVAS: Now, were the lenses tinted as well or just
7 clear. Was it the frame itself that was dark?

8 [REDACTED]: I can't say for sure, I think they were lightly
9 tinted.

10 INV. IVAS: Lightly tinted.

11 [REDACTED]: I can't positively [unintelligible].

12 INV. IVAS: Pardon me?

13 [REDACTED]: I just remember they were dark framed glasses.

14 INV. IVAS: Dark framed glasses. Did he have any facial
15 hair?

16 [REDACTED]: I don't believe so.

17 INV. IVAS: Okay. Now, you said he was a big guy. Can you
18 be a little bit more specific about how tall he was?

19 [REDACTED]: I'd say about, between 5'8 to 6'1; between that.

20 INV. IVAS: Okay.

21 [REDACTED]: 225, 250 pounds.

22 INV. IVAS: Okay. Was he wearing a uniform?

23 [REDACTED]: He was wearing a uniform as well, but during the
24 [unintelligible], they had, the police had...and I couldn't...sort of
25 brownish, dark-black. I couldn't tell what type of, he had dark
26 hair [I don't know things like that].

27 INV. IVAS: Dark hair.

28 [REDACTED]: Brown and black, it was dark.

1 INV. IVAS: What color was the uniform?

2 [REDACTED]: More of a black-brown, you know, the

3 [unintelligible] type of uniforms they were wearing at the game.

4 INV. IVAS: Did he have a Star on his uniform or any type

5 of identification?

6 [REDACTED]: No. They all had...

7 INV. IVAS: Patches?

8 [REDACTED]: Patches, white patches, triangular shaped.

9 INV. IVAS: On the arm?

10 [REDACTED]: Right, as well as on the hat, but the same patch

11 that was on the hat was on the arm as well.

12 INV. IVAS: Okay. And this is the big guy that kicked

13 your feet out under you at Bayview Station?

14 [REDACTED]: No, that was at 3Com Park.

15 INV. IVAS: That was at 3Com. Okay. Did you see this guy,

16 this officer at Bayview at any time?

17 [REDACTED]: No, I didn't.

18 INV. IVAS: Okay. And the Asian officer, now...and the

19 reason you said that he assaulted you at 3Com, and again at

20 Bayview, is that right?

21 [REDACTED]: Right. That's the one that [REDACTED], he stated to

22 me that he was at the station as well, at 3Com, and then he

23 showed up at Bayview; we got transported to the facility.

24 INV. IVAS: Yeah.

25 [REDACTED]: And I didn't recognize him.

26 INV. IVAS: Okay. And the tall, red-haired officer that

27 you said choked you and [put] you on the side of your head.

28 [REDACTED]: Right.

1 INV. IVAS: Where did that happen?
2 [REDACTED]: That happened at Bayview.
3 INV. IVAS: Bayview. Did you see him at 3Com?
4 [REDACTED]: No, I didn't.
5 INV. IVAS: Okay. Do you have any questions?
6 INV. MCMAHON: [Unintelligible] the heavyset officer, do you
7 know if he had a weapon on his side or not?
8 [REDACTED]: Which one?
9 INV. MCMAHON: The heavyset officer.
10 [REDACTED]: I can't say positively whether or not he had one.
11 INV. MCMAHON: Okay.
12 INV. IVAS: Okay.
13 [REDACTED]: But that was one of my charges, was attempting to
14 take the firearm.
15 INV. IVAS: From who?
16 [REDACTED]: From that, the incident on the stairs; that was my
17 charge.
18 INV. IVAS: And you were attempting to take the firearm
19 allegedly, from which officer?
20 [REDACTED]: I don't know. I was hanging on, so I didn't fall
21 down the stairs as well.
22 INV. IVAS: Okay.
23 [REDACTED]: [Unintelligible], that I was trying to take the
24 firearm, you know. I didn't try to go rolling down the stairs
25 myself. I mean...
26 INV. MCMAHON: Okay.
27 [REDACTED]: [Unintelligible], these are my initial charges.
28 INV. IVAS: Okay. I don't need that. I don't need a copy

1 of this, you can keep this.

2 [REDACTED]: Yeah, I need that because of my ID while I'm in
3 here.

4 INV. IVAS: Right. Okay. And [REDACTED] has been OR'ed.
5 Is that correct, as far as you know?

6 [REDACTED]: That's my understanding, yeah. He was basically a
7 minor drinking out in the parking lot, so he [unintelligible]
8 OR'ed.

9 INV. IVAS: Yeah. Now, have you gone back to San
10 Francisco General since we last saw you?

11 [REDACTED]: I don't remember when you seen me.

12 INV. IVAS: We saw you...me either. We saw you on the 15th,
13 which was last Friday.

14 INV. MCMAHON: Friday. [Inaudible.]

15 INV. IVAS: Yeah.

16 [REDACTED]: Yeah, that's when I just returned from the second
17 laser procedure.

18 INV. MCMAHON: That would have been a Monday.

19 INV. IVAS: The 15th? What's today?

20 INV. MCMAHON: Wednesday, the 17th.

21 INV. IVAS: And we just saw you two days ago. Today is
22 Wednesday the 17th.

23 [REDACTED]: Okay, yeah. So, Friday is when I...right.

24 INV. IVAS: I'm sorry. Yeah.

25 [REDACTED]: I've been requesting to go for an MRI because
26 [inaudible].

27 INV. IVAS: Okay.

28 [REDACTED]: I've put in several requests, but the [POS woman]

1 | told me I'm not getting no medical attention; [unintelligible] a
2 | grievance.

3 | INV. IVAS: Uh-huh. Now, the officer with the red hair,
4 | was he wearing a uniform?

5 | [REDACTED]: Yes, he was.

6 | INV. IVAS: What, do you remember what that uniform
7 | looked like?

8 | [REDACTED]: That looked like a regular, standard police uniform.

9 | INV. IVAS: Okay. And was he wearing eyeglasses, the red-
10 | haired officer? Is there any other way that you can describe him
11 | that would help me identify this officer?

12 | [REDACTED]: No. The only other way of me positively identifying
13 | him was [REDACTED], him being the transporting officer.

14 | INV. IVAS: How old do you think this officer was;
15 | general?

16 | [REDACTED]: I'd say late-thirties.

17 | INV. IVAS: Late-thirties. And was he clean-shaven or?

18 | [REDACTED]: Clean-shaven.

19 | INV. IVAS: Now, when you say red hair, was it a light,
20 | kind of strawberry blonde or blondish-red or was it red-red?

21 | [REDACTED]: It's pretty much, I'd say it wasn't in the photo,
22 | you know, the red hair, the hair is darker than [unintelligible].

23 | INV. IVAS: Okay. And the Asian officer, about how old is
24 | he?

25 | [REDACTED]: He had to be in either the late-twenties or early-
26 | thirties.

27 | INV. IVAS: Was he clean-shaven?

28 | [REDACTED]: Yes, he was.

1 INV. IVAS: Okay. Was he in uniform?
2 [REDACTED]: Yes.
3 INV. IVAS: Was that, what kind of uniform was that?
4 [REDACTED]: That was more of like a regular, you know, like a
5 jacket, [unintelligible], and like paramilitary uniform boots.
6 INV. IVAS: What color was it?
7 [REDACTED]: Both the jacket and pants were [unintelligible] dark
8 blue or black.
9 INV. IVAS: Okay. Could you see a Star anywhere on his
10 uniform or a name tag?
11 [REDACTED]: Not on his jacket.
12 INV. IVAS: Did he have a name tag on the front of his
13 jacket?
14 [REDACTED]: Not that I [unintelligible], more of like it would
15 be on his shirt, but I didn't see nothing on there.
16 INV. IVAS: Uh-huh. Okay. Do you have any more questions?
17 INV. MCMAHON: No, I don't.
18 INV. IVAS: I don't think I have any more questions
19 either. We can conclude the interview at 11:38.
20 **END OF DOCUMENT**
21
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25
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28

1 DEPARTMENT OF POLICE ACCOUNTABILITY

2 DPA CASE NO.: 0500-98

3

4 INTERVIEW OF: [REDACTED]

5 DATE OF INTERVIEW: 06/23/1998

6

7

8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]

9 --

10 INV. MARY IVAS: Okay. The tape is running, and my name
11 is Mary Ivas. I'm an investigator here at the Office of Citizen
12 Complaints. Today's Tuesday, June 23rd, 1998, and I'm speaking
13 with [REDACTED] regarding OCC Case number 500-98. Now, should I
14 call you [REDACTED]?

15 [REDACTED]: Yeah, that's fine.

16 INV. IVAS: Okay, great. And do you understand I'm tape
17 recording our conversation?

18 [REDACTED]: Yes, I do.

19 INV. IVAS: And do I have your permission to do that,
20 Josh?

21 [REDACTED]: Yes, you do.

22 INV. IVAS: Great. Thank you. Now, were you at the
23 baseball game at 3Com Park?

24 [REDACTED]: Yes.

25 INV. IVAS: I don't have the date in front of me. Do you
26 remember the date?

27 [REDACTED]: I believe it was on the 9th.

28 INV. IVAS: The 9th, June 9th.

1 [REDACTED]: June 9th.
2 INV. IVAS: Yeah. And did you have any contact with
3 [REDACTED]?
4 [REDACTED]: Yes, I did.
5 INV. IVAS: Okay. Can you tell me what that consisted of?
6 [REDACTED]: He got brought up. When I first saw him, we were
7 kind of looking through the door window of the police station at
8 the ballpark.
9 INV. IVAS: You were?
10 [REDACTED]: Yeah. They didn't actually bring him in the same
11 room as us, but you know, the single area I seen him in. The
12 first time I actually talked to him was when they transported us
13 from the ballpark to...I forget what station it was. I went to
14 three different stations that night.
15 INV. IVAS: You did? Okay.
16 [REDACTED]: Yeah, and it was the...and we were both in the back
17 of the truck.
18 INV. IVAS: Okay. That was the first time that you talked
19 to him?
20 [REDACTED]: Yeah.
21 INV. IVAS: Okay. And what was that conversation about?
22 [REDACTED]: He was mostly just complaining that how the cops
23 were treating him, how he grew up and how cops always used to
24 treat him wrong, this and that. He was telling me that...I had
25 asked him what had happened, because I heard a lot of noise up in
26 the ballpark, and he was saying that the cops were being really
27 rough with him and hitting him and this and that. He was telling
28 me the reason why was because while watching the game, there was

1 | like an accident or something, and a cop fell down some stairs
2 | because of him.

3 | INV. IVAS: Okay.

4 | [REDACTED]: So, the cops took it out on him up there. Yeah, he
5 | was just really drunk though, so it was kind of hard to
6 | understand him.

7 | INV. IVAS: He was?

8 | [REDACTED]: Yeah.

9 | INV. IVAS: Now tell me all the ways that you figured out
10 | that he was drunk.

11 | [REDACTED]: The way he was talking, I could smell it, he's
12 | just really confused when he talked, just kind of out there. I
13 | don't know, really weird.

14 | INV. IVAS: In what way?

15 | [REDACTED]: Just while he was explaining something, he would
16 | totally go off into another story.

17 | INV. IVAS: Okay. Now, back at the ballpark, you were at
18 | the police station. Is that right?

19 | [REDACTED]: Right.

20 | INV. IVAS: And is it because that you had been detained
21 | by police officers?

22 | [REDACTED]: Right.

23 | INV. IVAS: Okay. Did you ever see [REDACTED] at the
24 | station? Did you ever see him?

25 | [REDACTED]: I saw him, I didn't have contact with him.

26 | INV. IVAS: Right, but did you see him?

27 | [REDACTED]: Yes.

28 | INV. IVAS: Did you see any contact that he had with the

1 police officers?

2 [REDACTED]: Yeah, I saw a lot of that.

3 INV. IVAS: And what was that all about? What did you
4 see?

5 [REDACTED]: They had brought him up and I heard a lot of
6 yelling. There was a door with a little window that we were in.

7 INV. IVAS: Yeah?

8 [REDACTED]: And me and the other two people that were in there
9 were kind of looking out the window to see what was going on, and
10 a cop had stood in front of the window.

11 INV. IVAS: Okay.

12 [REDACTED]: And we started hearing a whole bunch of noises,
13 but there's like a little peek hole that we saw from, and there's
14 just a lot of pushing and shoving, a lot of yelling. The cops
15 saying stuff like, "You like to hit cops?" and this and that.

16 INV. IVAS: Now, who was doing the pushing and the
17 shoving?

18 [REDACTED]: Well, I don't know if [REDACTED] was giving them a
19 hard time, like being forceful and stuff.

20 INV. IVAS: Uh-huh.

21 [REDACTED]: But there was about, I'd say about five to six
22 cops in the room, and they were all...like two of them were like
23 pushing him. I don't know if they were just keeping him under
24 control or not, because he could have been a little out of
25 control or if they were just getting back at him. I seen them
26 throw him against the wall once. I seen them throw him on the
27 ground. Again, I don't know if they were kicking him or hitting
28 him, I didn't see any of that.

1 INV. IVAS: Okay. You saw them throw him against the
2 wall?
3 [REDACTED]: Yeah.
4 INV. IVAS: How many officers did that?
5 [REDACTED]: I believe just one.
6 INV. IVAS: And that was against the wall. Do you
7 remember what that officer looked like?
8 [REDACTED]: I remember it was a little Asian guy.
9 INV. IVAS: Okay. And what about when he was thrown on
10 the ground. Do you know how many officers did that?
11 [REDACTED]: There was about two or three of them.
12 INV. IVAS: Two or three?
13 [REDACTED]: Yeah.
14 INV. IVAS: And do you remember what they looked like?
15 [REDACTED]: No, I don't.
16 INV. IVAS: Okay. All right. And anything else that you
17 saw, any more physical contact between throwing him on the ground
18 and throwing him against the wall?
19 [REDACTED]: When I was at the second police station, he was
20 sitting down, and they had him handcuffed to the bench. I can't,
21 I really do forget what he was yelling about, [REDACTED], but he was
22 yelling about something. A cop had come in and, I think, [REDACTED]
23 started talking. I forget what he said, but he was talking bad
24 about the cop, and the cop had come over and started pushing
25 [REDACTED], while he was cuffed to the bench, and you know, telling
26 him, "You like to talk [mess]. You think you're a big guy?" And
27 he got on [REDACTED] and he put his hand around his neck and kind of
28 held him against, held him like against the wall.

1 INV. IVAS: Okay. So, [REDACTED] was sitting handcuffed
2 to the bench while he was yelling.

3 [REDACTED]: Uh-huh.

4 INV. IVAS: And the officer came in and you said he
5 pushed him?

6 [REDACTED]: Yeah.

7 INV. IVAS: Explain that.

8 [REDACTED]: Well, he was sitting down with his hands behind
9 his back, and [REDACTED] was kind of egging him on.

10 INV. IVAS: Uh-huh.

11 [REDACTED]: Like what was he saying? I don't really remember,
12 but the cop was just telling him to keep it down, pretty much.
13 You know, just keep it down, and [REDACTED] was like, "I don't care,"
14 this and that. Yeah, and [REDACTED] was like, "I'm not scared of
15 you," and the cop started to kind of getting loud with him and
16 telling him to keep it down or else. That's when he came over and
17 just took him by the shoulders and kind of just pushed him back
18 against the wall like that and told him to keep it down. [REDACTED]
19 got really loud with the cop, so he put his hands around his neck
20 and held him tightly up against the wall like that.

21 INV. IVAS: Both hands or just one hand?

22 [REDACTED]: Just one hand.

23 INV. IVAS: Okay. Now, could you tell if that was
24 something to hurt him or just to scare him or?

25 [REDACTED]: I think it was just to scare him.

26 INV. IVAS: Uh-huh.

27 [REDACTED]: Yeah, it didn't look like he was doing it to be
28 harmful or anything, just as a personal-type thing.

1 INV. IVAS: Did you notice when he did that, [REDACTED]
2 had difficulty breathing or anything like that?
3 [REDACTED]: He kind of, his face was a little red, but he was
4 also yelling at the top of his lungs the whole time. And so, like
5 you know how it takes a lot of energy?
6 INV. IVAS: Yeah.
7 [REDACTED]: Yeah. He was like screaming at the top of his
8 head.
9 INV. IVAS: Do you remember what he was yelling?
10 [REDACTED]: He was yelling how that he's not scared of him, of
11 the cop, and that he's been through this before, and the cop was
12 sitting there, "You need to quiet down. Do you understand?" And
13 [REDACTED] kept saying, "No, I don't understand," and he's yelling
14 this and pretty much, just disagreeing with the officer, giving
15 him a hard time.
16 INV. IVAS: What did this officer look like?
17 [REDACTED]: He was a tall guy, reddish-blond hair, white
18 male.
19 INV. IVAS: Okay. How old do you think he was?
20 [REDACTED]: He could have probably been late-20s, early-30s.
21 INV. IVAS: Okay. Did he have any facial hair like a
22 mustache or a beard or anything like that?
23 [REDACTED]: No, he didn't.
24 INV. IVAS: No facial hair?
25 [REDACTED]: No.
26 INV. IVAS: Was he wearing eyeglasses?
27 [REDACTED]: No, he wasn't.
28 INV. IVAS: Anything else that you can say about this man

1 to help me identify him?

2 [REDACTED]: No, not really.

3 INV. IVAS: How long was his hair? Was it really short,
4 or was it medium, long?

5 [REDACTED]: At the little incident?

6 INV. IVAS: Pardon me?

7 [REDACTED]: The incident?

8 INV. IVAS: The tall guy with the reddish-blond hair,
9 can you describe the way his hair was cut?

10 [REDACTED]: Yeah. It was cut kind of short; combed back.

11 INV. IVAS: Okay.

12 [REDACTED]: Feathers in the front.

13 INV. IVAS: Combed back over his forehead?

14 [REDACTED]: Yeah.

15 INV. IVAS: And it was feathered on the what?

16 [REDACTED]: It was like feathered in the front.

17 INV. IVAS: In the front?

18 [REDACTED]: Uh-huh.

19 INV. IVAS: Like over his forehead or on the side?

20 [REDACTED]: Yeah, kind of on the side a little bit.

21 INV. IVAS: Uh-huh. Okay. And this was at, you said this
22 was at the second station?

23 [REDACTED]: Right.

24 INV. IVAS: So, you were taken from 3Com and you were
25 taken to another station first?

26 [REDACTED]: Yeah, I was.

27 INV. IVAS: And then you were taken from that station to
28 this station?

1 [REDACTED]: Right.

2 INV. IVAS: And you don't know what that station was?

3 [REDACTED]: No. I think I just ended up at the San Francisco
4 downtown. I'm not too familiar with that there, but...

5 INV. IVAS: Okay. You think you may have been downtown?

6 [REDACTED]: Right.

7 INV. IVAS: Where were you taken after that?

8 [REDACTED]: After I finally, after...?

9 INV. IVAS: After that second station?

10 [REDACTED]: That's when I was taken downtown to the
11 San Francisco Police Department, I believe.

12 INV. IVAS: Okay. After the second station where he was
13 pushed and also, the guy put his hand around [REDACTED] neck,
14 after that station, were you taken to the jail?

15 [REDACTED]: No, it wasn't a jail. The station had just a whole
16 bunch of rooms in it, and we were just put in rooms. That's when
17 they did the fingerprinting and a lot of waiting around.

18 INV. IVAS: Uh-huh. Okay. Now, this second station where
19 you were at, can you describe that station? Did it seem like it
20 was an old building or a fairly new building?

21 [REDACTED]: It was a fairly new building. It was really small
22 inside. It had about two or three rooms. It seemed kind of nice
23 in there.

24 INV. IVAS: Kind of nice? Yeah.

25 [REDACTED]: Yeah. There wasn't many people in there at all.

26 INV. IVAS: Okay. Did you have contact with any officers
27 at that station that you can describe for me or give me their
28 names?

1 [REDACTED]: No, I can't.

2 INV. IVAS: Did you see that Asian officer that you
3 talked about before?

4 [REDACTED]: No.

5 INV. IVAS: Did you see him at this station?

6 [REDACTED]: No, only at the ball park.

7 INV. IVAS: Okay. Let's go back to the ballpark for a
8 second. Can you give me any more information about this Asian
9 officer that you said you saw? You said he was little.

10 [REDACTED]: Right.

11 INV. IVAS: How big would you say he was?

12 [REDACTED]: He must have been about, I'd say about 5'7; I
13 can't really explain him. He wasn't real stocky or anything.

14 INV. IVAS: Kind of medium build?

15 [REDACTED]: Yeah, medium build.

16 INV. IVAS: Anything about him that would make him stand
17 out?

18 [REDACTED]: Yeah, that's what I was thinking. I can't really
19 think of anything.

20 INV. IVAS: Okay. No eyeglasses?

21 [REDACTED]: Yeah, they had an officer stand in front of the
22 window that we were in while this was going on, so we only got a
23 little peek over that guy's shoulder, what was going on.

24 INV. IVAS: Okay.

25 [REDACTED]: And whenever he'd move for a second.

26 INV. IVAS: Uh-huh. Do you remember what kind of uniform
27 he had on?

28 [REDACTED]: No, I don't.

1 INV. IVAS: Okay.

2 [REDACTED]: A police uniform, I guess.

3 INV. IVAS: Now, about this, back to the tall, red, the

4 guy with, the officer with the tall, reddish-blond hair.

5 [REDACTED]: Uh-huh?

6 INV. IVAS: Do you remember what color uniform he was

7 wearing?

8 [REDACTED]: No, I don't.

9 INV. IVAS: Okay.

10 [REDACTED]: That guy, he was the one who had brought me from

11 the ballpark, and he escorted me from the ballpark to the car, to

12 bring me to the second station. I don't know what kind of cops do

13 that kind of thing. Maybe it was a black uniform or dark blue,

14 I'm not sure.

15 INV. IVAS: Now, when you say second station, that would

16 mean the first station being the one at 3Com?

17 [REDACTED]: After 3Com.

18 INV. IVAS: So...

19 [REDACTED]: I was at 3Com. After 3Com, they took me to the

20 second station. After the second station, they took me to

21 Bayview, I think it was, in downtown San Francisco.

22 INV. IVAS: So, that was the third station?

23 [REDACTED]: Yes, that was the third station.

24 INV. IVAS: Bayview?

25 [REDACTED]: Yeah.

26 INV. IVAS: You think.

27 [REDACTED]: Yeah, I think.

28 INV. IVAS: Okay. Now, describe the third station for me.

1 [REDACTED]: It was a lot bigger, there was rooms—our little
2 cell rooms. It looked like it went around the whole building,
3 outside the building. There was, in the front area where you
4 first walked in, there was people working behind a desk, and
5 where you do your fingerprinting and things.

6 INV. IVAS: Okay.

7 [REDACTED]: There's nothing much I can really say.

8 INV. IVAS: Now that building, that third station, was
9 that an old station or a new station?

10 [REDACTED]: It seemed like it could have been up there for a
11 while. It didn't seem all rundown or anything, but it wasn't new.

12 INV. IVAS: Okay. All right. Okay. So, now, is that all
13 the contact that you had with [REDACTED]?

14 [REDACTED]: Yeah, that's it.

15 INV. IVAS: Now, where were you when...you said that at
16 3Com, you were behind a door, and you were looking out like a
17 peephole, where you saw him pushed and thrown on the ground.

18 [REDACTED]: Right.

19 INV. IVAS: And against a wall. Where were you at the
20 second station when he was handcuffed to the bench?

21 [REDACTED]: I was in a cell room, but it was a glass front on
22 the cell room—a glass door, where you can see out into the front
23 desk area. And right next to the desk area, was that bench he was
24 handcuffed to.

25 INV. IVAS: Okay. So, you were in a cell with glass
26 doors, and right outside that cell was a desk?

27 [REDACTED]: Right, yeah.

28 INV. IVAS: Okay. And the benches were right there?

1 [REDACTED]: Uh-huh.

2 INV. IVAS: Okay. Okay. Did you talk to [REDACTED] at
3 the second station?

4 [REDACTED]: No, I didn't.

5 INV. IVAS: No. When did you give him your name?

6 [REDACTED]: It was in the back of the police car; it was in
7 the back of there. He was telling me about it, and I really
8 didn't think he was serious. He said, he asked me what my name
9 was and I told him, and he was like, "Because I'm going to report
10 all this," this and that. I didn't really think he was serious
11 about it. So, I gave it to him and [unintelligible].

12 INV. IVAS: But you did see the officers pushing him and
13 throwing him on the ground?

14 [REDACTED]: Yeah, I did.

15 INV. IVAS: And against the wall.

16 [REDACTED]: Yes.

17 INV. IVAS: What did you think of all that?

18 [REDACTED]: Well, I didn't know the whole story at first. I
19 was like, I didn't know if he was getting out of hand or trying
20 to be forceful with the cops. I did keep hearing them say you
21 need to calm down. So, I don't, maybe in a way he deserved it;
22 I'm not sure. I don't know.

23 INV. IVAS: Uh-huh. And what about at the second station
24 when you saw him being pushed?

25 [REDACTED]: I think they were just trying to keep him down,
26 like keep him calmed down.

27 INV. IVAS: Uh-huh.

28 [REDACTED]: Yeah, keep him under control. I think they were

1 just trying to handle that.

2 INV. IVAS: And keep him under control because?

3 [REDACTED]: He was doing a lot of yelling and making a lot of
4 noise.

5 INV. IVAS: Uh-huh. Did you ever see him bang his head
6 against the wall?

7 [REDACTED]: Yes, I did see that.

8 INV. IVAS: And where was that?

9 [REDACTED]: It was in 3Com Park. It was on the wall. Well, I
10 didn't see the first time he did it, because I think he did it
11 twice, because I heard a loud bang, and I heard the cop, "Why are
12 you hitting your head against the wall? Do you like that," or
13 something. I looked over again and he did it like a minute later,
14 against the wall where you enter, where the door's side is.

15 INV. IVAS: And you saw that?

16 [REDACTED]: Yeah. They had him and they were talking to him,
17 and he wasn't listening. He was getting all rowdy and stuff, so
18 he started banging his head against the wall.

19 INV. IVAS: How many times did he do it?

20 [REDACTED]: I seen him just do it once.

21 INV. IVAS: And did he bang his forehead or the back of
22 his head?

23 [REDACTED]: It was his forehead.

24 INV. IVAS: Did he do it enough so that he got injuries
25 on his head or any bleeding or anything like that; scratches?

26 [REDACTED]: I did see a welt on his forehead.

27 INV. IVAS: When you were transported?

28 [REDACTED]: Yeah.

1 INV. IVAS: From 3Com Park?

2 [REDACTED]: Right. When I was talking to him, I seen a big
3 welt. He was trying to make it seem like, when he was talking to
4 me, the cops done that to him, but I saw it and, you know, I seen
5 him do it to himself. So...

6 INV. IVAS: Yeah, okay. Okay. Did he have any other
7 injuries on him that you saw at 3Com Park when you were being
8 transported?

9 [REDACTED]: No, not that I noticed.

10 INV. IVAS: Did he complain of any other injuries to you?

11 [REDACTED]: No, he didn't.

12 INV. IVAS: Okay. SO, I just want to go over, you know,
13 before we conclude the interview, just go over quickly what you
14 saw.

15 [REDACTED]: Okay.

16 INV. IVAS: You saw him brought into the substation, the
17 police station at 3Com Park.

18 [REDACTED]: Uh-huh.

19 INV. IVAS: And you saw a lot of pushing and shoving, and
20 then you saw five or six officers pushing him. Is that right?

21 [REDACTED]: Well, they were all in the room.

22 INV. IVAS: They were all in the room?

23 [REDACTED]: Yeah. I seen five or six officers in the room. I
24 couldn't tell you how many were pushing him.

25 INV. IVAS: Okay. And then you saw two or three officers
26 throw him on the ground.

27 [REDACTED]: Right, yeah.

28 INV. IVAS: Okay. Do you know why they did that or could

1 | you tell why they were doing that?

2 | [REDACTED]: Not exactly. I could only imagine he was just out
3 | of hand.

4 | INV. IVAS: Okay.

5 | [REDACTED]: He was probably being real forceful with the cops,
6 | not cooperating, and they were probably trying to contain him or
7 | whatever, I don't know.

8 | INV. IVAS: Uh-huh. Tell me how they threw him on the
9 | ground.

10 | [REDACTED]: Well, I seen they had his hands behind his back.
11 | He was already cuffed. It looked like one guy had his hands on
12 | the cuffs and kind of just took his other hand. I don't know how
13 | to explain, took his other hand and kind of just forced him to
14 | the ground sideways almost.

15 | INV. IVAS: Uh-huh, so that when he went down on the
16 | ground, he was, he hit his, he went, the first of his body that
17 | went on the ground was his side?

18 | [REDACTED]: Yeah.

19 | INV. IVAS: Okay. And then what happened?

20 | [REDACTED]: After that, he was already on the ground. We
21 | couldn't really see after that, we just heard a loud noise.

22 | INV. IVAS: Uh-huh. Was it before or after that that you
23 | heard the bang and you later learned that it was him banging his
24 | head against the wall?

25 | [REDACTED]: That was before that.

26 | INV. IVAS: That was before that?

27 | [REDACTED]: Uh-huh.

28 | INV. IVAS: And when did you see him pushed against the

1 wall by the Asian officer?

2 [REDACTED]: It was very shortly after he just got brought into
3 the room, and the cops were in his face telling him, "You like to
4 hit cops?" things like that.

5 INV. IVAS: Uh-huh.

6 [REDACTED]: He was, [REDACTED] was pretty much, in the cops' face
7 saying, "Yes, I do," and egging them on.

8 INV. IVAS: Uh-huh.

9 [REDACTED]: So.

10 INV. IVAS: Okay. So, that's pretty much what happened
11 first?

12 [REDACTED]: Yes.

13 INV. IVAS: And then after that was when he banged his
14 head against the wall?

15 [REDACTED]: Yeah, right.

16 INV. IVAS: And then after that was when he was thrown on
17 the ground?

18 [REDACTED]: Right.

19 INV. IVAS: Okay. And then you were transported with him
20 to the second station?

21 [REDACTED]: Yeah.

22 INV. IVAS: And he talked to you. And then at the second
23 station, he was handcuffed to the bench and he was yelling a lot,
24 and the tall officer with the reddish hair pushed him and then
25 put his hand around his neck?

26 [REDACTED]: Uh-huh.

27 INV. IVAS: Okay. Did you see any other contact with any
28 other officers with him at that second station?

1 [REDACTED]: No, I didn't.

2 INV. IVAS: No? Just that one officer.

3 [REDACTED]: Right.

4 INV. IVAS: Okay. And the only ones that you can remember
5 were that one and the Asian officer?

6 [REDACTED]: Right. Well, yeah, I can fully describe.

7 INV. IVAS: Yeah. And you don't remember what color
8 uniforms any of those officers had on?

9 [REDACTED]: No, I don't.

10 INV. IVAS: Okay. And you saw him bang his head, his
11 forehead against the wall?

12 [REDACTED]: Yeah, I did.

13 INV. IVAS: And I'm sorry, did you tell me how many times
14 he did that? I can't...

15 [REDACTED]: Yeah. I seen him do it once.

16 INV. IVAS: Just once.

17 [REDACTED]: Uh-huh.

18 INV. IVAS: Okay. And then you saw him with a welt on his
19 forehead.

20 [REDACTED]: Right.

21 INV. IVAS: When you were transported from 3Com. Okay.
22 And now, at the third station, were you with him at the third
23 station?

24 [REDACTED]: I was with him for a little bit, probably for the
25 first hour. Half-hour to hour, we were in the same room and
26 that's when we were all waiting, and we were getting called out
27 one-by-one to go sit down and do the fingerprint thing.

28 INV. IVAS: Uh-huh.

1 [REDACTED]: Yeah.

2 INV. IVAS: Okay. Now, at that third station, did you see
3 any contact with him and any officer?

4 [REDACTED]: No.

5 INV. IVAS: No, not at all? Okay. And you would describe
6 him as drunk?

7 [REDACTED]: Heck, yeah.

8 INV. IVAS: Yeah? Okay. All right. Did we cover
9 everything that you saw that day with [REDACTED]?

10 [REDACTED]: Yes, as far as I can remember.

11 INV. IVAS: Yeah?

12 [REDACTED]: Yeah.

13 INV. IVAS: Okay. Well, then I think we can conclude the
14 interview. It's ten after ten, I can turn off the tape now.

15 **END OF DOCUMENT**

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1 DEPARTMENT OF POLICE ACCOUNTABILITY

2 DPA CASE NO.: 0500-98

3
4 INTERVIEW OF: [REDACTED]

5 DATE OF INTERVIEW: 06/09/1998

6
7
8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]

9 --

10 SERGEANT: Test, one, two. Test, one two. Okay. Today's date
11 is June the 9th, 1998, it is presently 2313 hours. This is
12 Sergeant Matthew [Krimsi] with the Night Investigations Unit of
13 the San Francisco Police Department, conducting a criminal
14 investigation into an assault upon a police officer of the SFPD
15 that occurred at approximately 2150 hours on 06/09/98. Going off
16 tape for a minute. Okay. Going back on tape after a brief pause.
17 I'm interviewing [REDACTED], who has been identified
18 as a witness to the assault against the police. This is in
19 reference to police case number 980 732 262. [REDACTED],
20 tell me what you saw earlier tonight.

21 [REDACTED]: At about 9:50 p.m., I was in the area
22 of section 23, lower. I heard a verbal altercation going on. I
23 left to see what was occurring and observed a Latin male in dark
24 clothing confronting two police officers. At that point, he
25 violently shoved an officer, who was later told to me to be
26 Officer Moser. He violently shoved Officer Moser into a cement
27 column, and the officer struck the back of his head on the cement
28 column. At that point, he fell without reflex, without trying to

1 catch himself. He appeared to be possibly stunned or unconscious
2 at that point, and he fell and struck his head on the metal side
3 of a seat in section 23.

4 I then approached the suspect and the officer, who later was
5 told to be Officer Cheung, and assisted Officer Cheung, along
6 with my partner, [unintelligible].

7 SERGEANT: Sure. [I'll grab paper].

8 [Unintelligible conversation.]

9 [REDACTED]: Okay, yeah.

10 SERGEANT: Okay, go ahead.

11 [REDACTED]: [REDACTED], and we assisted
12 Officer Cheung in handcuffing the suspect at that point.

13 SERGEANT: Okay. Back on tape after a brief pause to
14 move the pedestal we were working on. Did we talk about anything
15 from the time I turned the tape recorder off until I turned it
16 right back on right now?

17 [REDACTED]: No.

18 SERGEANT: Okay. So, you were saying that you helped
19 Officer Cheung. What happened then?

20 [REDACTED]: Well, after Officer Cheung handcuffed the
21 suspect, who continued to resist violently during this time, and
22 it too, all our combined weight and strength to handcuff the
23 suspect. At that point, he was taken into custody by Officer
24 Cheung and other members of the San Francisco Police Department.

25 SERGEANT: Okay. Now, [REDACTED], your attention
26 was initially attracted to this argument between the police and
27 this one person.

28 [REDACTED]: Yes, that's correct.

1 SERGEANT: Did you hear specific words, what was being
2 said to the police by this suspect?

3 [REDACTED]: I believe, to the best of my recollection,
4 the suspect was shouting leave my cousin alone. At that point,
5 the acts that I had described earlier, the officer being shoved
6 violently, [I heard].

7 SERGEANT: Did you see the police do anything to either
8 of these people before Officer Moser was shoved?

9 [REDACTED]: Not a thing.

10 SERGEANT: No provocation whatsoever?

11 [REDACTED]: No provocation.

12 SERGEANT: Okay. Did you hear the officers say anything
13 to either of these people like back away, or stop it, or move
14 away from the officer?

15 [REDACTED]: To my recollection, I couldn't pick out which
16 one of those was said, but there was an order to stop approaching
17 the officer.

18 SERGEANT: And the police said that to one of these
19 guys?

20 [REDACTED]: To the suspect that shoved Officer Moser.

21 SERGEANT: Okay. Now, let's talk about...there's two
22 people. There's the one that the police have in custody, and
23 there's the second one who comes up, which is leave my cousin
24 alone. Let's talk about suspect number one. Let's go off tape a
25 minute.

26 [REDACTED]: Now, the only suspect that I know of, that's
27 the one that was saying leave my cousin alone, the one who pushed
28 Moser.

1 SERGEANT: Okay.

2 [REDACTED]: Now, that's the way [I got to see it]; I was
3 about 15 feet up the stairway.

4 SERGEANT: Okay.

5 [REDACTED]: And once I saw the move, I was [inaudible].

6 SERGEANT: Well, let's talk about him a little bit more.
7 You indicated he was a Hispanic male adult. How old?

8 [REDACTED]: That I don't know.

9 SERGEANT: Okay.

10 [REDACTED]: I have no idea; early twenties.

11 SERGEANT: All right. And he was wearing dark clothing?

12 [REDACTED]: He had on black Levi's. Am I
13 [unintelligible]?

14 SERGEANT: [I believe so.]

15 [REDACTED]: Black Levi's, and I believe it was a dark
16 blue jacket of some sort; we had him face down.

17 SERGEANT: He was the one who was taken into custody?

18 [REDACTED]: Yeah.

19 SERGEANT: Okay. He's the one who was saying leave my
20 cousin alone?

21 [REDACTED]: I believe that was the one, unless there was
22 another person involved; his back was to me.

23 SERGEANT: Okay.

24 [REDACTED]: And Moser was facing me when he gave him the
25 shove into the column.

26 SERGEANT: Okay.

27 [REDACTED]: When he went down, he made no attempt to
28 [inaudible].

1 SERGEANT: And the officer appeared to be seriously
2 injured?
3 [REDACTED]: Yeah.
4 SERGEANT: Okay.
5 [REDACTED]: Well, he appeared to be out when he had
6 fallen.
7 SERGEANT: Okay. Did anything obstruct your view?
8 Anything in the way, you know, one of the columns or walls?
9 [REDACTED]: No.
10 SERGEANT: Or people? Nothing was in your way?
11 [REDACTED]: No, I had a clear view. I was taller than the
12 people that I pulled apart to get down to the [officer].
13 SERGEANT: What's your vision?
14 [REDACTED]: It's good.
15 SERGEANT: 20/20? I mean, you don't wear glasses or
16 contacts?
17 [REDACTED]: Just to read.
18 SERGEANT: Okay.
19 [REDACTED]: Glasses to read.
20 SERGEANT: All right. And you are certain that the
21 person that you helped to take into custody is...
22 [REDACTED]: He's the one that pushed the officer.
23 SERGEANT: He's the one that pushed Officer Moser.
24 [REDACTED]: Absolutely.
25 SERGEANT: And there was no reason for him pushing
26 Officer Moser, as far as you know?
27 [REDACTED]: No. He hadn't been, as far as I could see, he
28 hadn't been touched by either officer.

1 SERGEANT: Okay. How long did the confrontation go on,
2 before Officer Moser was pushed?

3 [REDACTED]: [Unintelligible] only six seconds; not even
4 six seconds. I would say about four seconds. I heard the noise, I
5 looked, and then the action started, and then bam.

6 SERGEANT: Is there anything else that I haven't asked
7 you that you think we need to talk about? Anything else important
8 or anything else you want to tell me?

9 [REDACTED]: No. The only thing I'm pissed about, I
10 retired nine years ago, and I've forgotten so many pain
11 compliance moves that I would have loved to have used on this
12 little son of a bitch. You know?

13 SERGEANT: Okay. Well, fortunately, he's been taken into
14 custody and we'll let the legal system take care of that for us.
15 I'm going to conclude the interview at 2320.

16 (Pause.)

17 SERGEANT: Okay. Continuing with SF Case 980 732 262.
18 What we're doing with [REDACTED], who has also been
19 identified as a witness. [REDACTED], tell me what you saw,
20 heard, smelled, or felt that was in any way, shape or form
21 unusual about [9:30 p.m.] tonight.

22 [REDACTED]: At approximately that time, I was
23 working with [REDACTED] and we were doing our normal duties,
24 and someone said that there was a fight right down the steps
25 [just a short way]. [REDACTED] walked over there and I walked over there
26 and while walking over there, we seen one PD officer above—he's
27 [unintelligible] above, and one PD officer below the white male
28 adult. The white male adult then...I don't know if he was punching

1 him, but he sure as hell pushed him, and he hit like a pillar, a
2 concrete pillar, and after he hit the pillar, he went down very,
3 very hard, like he was semi-conscious or unconscious. When he
4 hit, he hit the ground very, very hard, and I knew that there was
5 a potential [inaudible] for a serious injury.

6 So, my partner [REDACTED] rushed in and grabbed the individual,
7 because he was already hitting the other PD officer, and I rushed
8 in. Eventually, you know, he was combative, he was belligerent,
9 he was young. [Inaudible] I don't know, but he was young, because
10 his dad was yelling. We ended up wrestling him to the ground. [REDACTED]
11 had his left arm, I had his right arm. It took us several minutes
12 to get his arms behind his back; eventually we did. I asked
13 someone for a set of handcuffs. They handed me a set of
14 handcuffs. I then handcuffed his right arm and with his
15 assistance, my partner [REDACTED], we handcuffed the left
16 arm. Then other additional PD officers arrived and they took the
17 white male individual away; the white male adult.

18 SERGEANT: What area of Candlestick Park was this that
19 you guys went to? What section?

20 [REDACTED]: You know honestly, I don't know. I can walk
21 you back there and we can look, but I honestly don't know.

22 SERGEANT: Because I'm hearing, I believe it's section
23 23. Is that [inaudible]?

24 [REDACTED]: Yeah, okay. That's the section, yeah, because
25 21 was adjacent. I had somebody find [inaudible].

26 SERGEANT: You've indicated they were SFPD. How did you
27 know they were SFPD?

28 [REDACTED]: They were in uniform.

1 SERGEANT: Okay. Full uniform or were they wearing like
2 blue jeans and a shirt?

3 [REDACTED]: No, no, no. It, it's what I would consider a
4 full police department uniform.

5 SERGEANT: So, you saw their patches and Stars easily
6 visible?

7 [REDACTED]: Absolutely. I mean I knew who they were.

8 SERGEANT: Okay. Did the police say or do anything about
9 what caused this guy to go nuts? Any provocation you observed?

10 [REDACTED]: No.

11 SERGEANT: No racial epithets, no shoving or pushing by
12 the police?

13 [REDACTED]: I heard none of that. I heard that...the only
14 thing that I heard, there was the white male had said something.
15 He said something about a cousin or something, "Don't do
16 something to my cousin," or something like that, but there were
17 so many people around him yelling. I heard him say that, that's
18 all I heard. But I heard him push the one officer and punch
19 him...something. He actually looked like he hit him two or three
20 times before pushing him.

21 SERGEANT: Now that person who you thought pushed the
22 officer into the cement post, that's the person who you fought
23 with?

24 [REDACTED]: That's the person we took to the ground, yeah.

25 SERGEANT: And he resisted?

26 [REDACTED]: Absolutely.

27 SERGEANT: Okay. And he knew that they were police that
28 were trying to arrest him?

1 [REDACTED]: Absolutely, he had to have known they were
2 police.

3 SERGEANT: Did they tell him stop resisting, stop
4 fighting, anything? Did you hear them say anything like that to
5 that guy?

6 [REDACTED]: No, that I didn't hear.

7 SERGEANT: Okay. So, you're just her fighting with this
8 guy and you're trying to get him handcuffed.

9 [REDACTED]: Absolutely.

10 SERGEANT: And you positively identified this guy and
11 told the police, "That's the guy I saw push the officer"?

12 [REDACTED]: No, nobody asked me that.

13 SERGEANT: Okay. How can you know?

14 [REDACTED]: No, I witnessed that.

15 SERGEANT: Okay.

16 [REDACTED]: And we took him to the ground, I handcuffed
17 him, and they took him away.

18 SERGEANT: All right. So, there was no doubt in your mind
19 the guy who [unintelligible] was the guy that you helped [place]
20 into cuffs?

21 [REDACTED]: Absolutely, that's the guy.

22 SERGEANT: Okay.

23 [REDACTED]: [Unintelligible] [very clear] for the record.

24 SERGEANT: Did you hear this guy say anything to the
25 police before this whole thing got started?

26 [REDACTED]: He said, he said something to the effect
27 that...I didn't catch it all, but what was the gist of what I heard
28 was something about don't do something to my cousin or something

1 about a cousin. You know, you can't do that to my cousin, and you
2 can't tell my cousin to do this, or something to that effect.
3 Something about a cousin is all I knew, and he was screaming at
4 the top of his voice, but there were so many people around,
5 looking and talking, but that's when the crowd [unintelligible]
6 the game, I felt like it was [inaudible].

7 SERGEANT: Okay. Is there anything else that I haven't
8 asked you that you think we need to talk about with this
9 incident?

10 [REDACTED]: No.

11 SERGEANT: Anything else that you think is important,
12 that comes to your mind now, that didn't come to your mind
13 before?

14 [REDACTED]: No.

15 SERGEANT: Anything else that you want to tell me?

16 [REDACTED]: No. I'm very concerned for that officer. I
17 mean, he went down so hard. I mean my major concern was [for us]
18 and what we had to get him to do. Once we had him subdued, I
19 think somebody rushed over and was assisting the officer. I
20 looked down at the officer; he was sitting in a chair after, they
21 carted the white male adult away. He was, you know, I looked down
22 at the officer and he was sitting in one of the [inaudible],
23 that's just about it. I knew that the gentleman was handcuffed,
24 and the other police officer was being looked at and taken care
25 of.

26 SERGEANT: Okay. I'm going to conclude the interview at
27 2327 hours.

28 **END OF DOCUMENT**

1 DEPARTMENT OF POLICE ACCOUNTABILITY
2 DPA CASE NO.: 0500-98
3
4 INTERVIEW OF: OFFICER IAN FURMINGER, #1297
5 DATE OF INTERVIEW: 12/24/1998
6
7
8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]
9 --
10 INV. MARY IVAS: Okay, we're back on tape. This interview
11 is regarding OCC Case number 500-98, and it's taking place on
12 Thursday, December 24th, 1998, at the OCC. It's approximately
13 6:32 a.m. and the member being interviewed is Officer Ian
14 Furminger, Star number 1297, and his representative is, what's
15 your first name, Officer?
16 OFC. KEVIN MARTIN: Kevin.
17 INV. IVAS: Kevin Martin, thank you.
18 OFC. MARTIN: Star number 24.
19 INV. IVAS: 24, thank you. Officer, have you had a chance
20 to read the complaint made by the complainant, [REDACTED],
21 regarding an incident on June 9th at 3Com Park, this form right
22 here?
23 OFC. MARTIN: Go ahead and take a look at that.
24 INV. IVAS: You should have received a copy of that
25 [inaudible].
26 OFC. FURMINGER: Yeah, yeah. Yes, I've seen that.
27 INV. IVAS: Okay. Have you read General Order 2.08?
28 OFC. FURMINGER: Yes.

1 INV. IVAS: Have you read Rule (a) 21 of General Order
2 2.01, on the back of that form?

3 OFC. FURMINGER: Yes.

4 INV. IVAS: And section 1(a) of General Order 2.04?

5 OFC. FURMINGER: Yes.

6 INV. IVAS: Okay. Do you understand all of those General
7 Orders?

8 OFC. FURMINGER: Yes, I do.

9 INV. IVAS: Okay. And are you prepared to be interviewed
10 at this time?

11 OFC. FURMINGER: Yes, I am.

12 INV. IVAS: Okay, thank you. Officer, what do you
13 remember about your first contact with the complainant? What did
14 you see?

15 OFC. FURMINGER: I remember calling for, I remember
16 responding to a 406, which is the highest call for back up that
17 the Department recognizes. I've only heard three of those since
18 I've been an officer in the last...on the street in the last three-
19 and-a-half years. I'm sorry, three years. Upon arrival to the
20 scene...should I just go into...?

21 INV. IVAS: Yes, please.

22 OFC. FURMINGER: Okay. Upon arrival to the scene, I saw a
23 large crowd of officers, and people, and staff services, and
24 there was a congregation of several people in the center of a
25 staircase, along the rows of chairs where the fans sit. There was
26 a subject that was being handcuffed by, I think, two off-duty
27 Highway Patrolmen, as far as I remember, and there were officers
28 there.

1 INV. IVAS: Do you know [unintelligible] security is over
2 at 3Com? Project security for...

3 OFC. FURMINGER: Yes.

4 INV. IVAS: Do you know what their uniforms look like, by
5 any chance?

6 OFC. FURMINGER: Yeah, I believe they're yellow. Some of
7 them wear different colors. Some of the security services wear
8 red and black for baseball. It's usually the colors of the
9 jackets are different and the styles are different.

10 INV. IVAS: Do they look like police officer's uniforms
11 at all?

12 OFC. FURMINGER: No.

13 INV. IVAS: Not at all? Are they like jumpsuits or
14 jackets?

15 OFC. FURMINGER: Well, the paramedics wear like uniforms
16 with patches on them, and the staff services, they have their
17 jackets and they say, have their nametags in the front.

18 INV. IVAS: Uh-huh.

19 OFC. FURMINGER: I don't think somebody could mistake one
20 of them for a police officer.

21 INV. IVAS: Do you know of a private security firm that
22 has white triangles on the arm as identification?

23 OFC. FURMINGER: I can't recall that.

24 INV. IVAS: Okay. I'm sorry. Go ahead.

25 OFC. FURMINGER: That's what I saw when I came upon the
26 scene.

27 INV. IVAS: Uh-huh, and was the complainant in custody at
28 that point?

1 OFC. FURMINGER: He was being taken into custody.

2 INV. IVAS: Was he struggling?

3 OFC. FURMINGER: He appeared to be, yes.

4 INV. IVAS: How close did you get to him, do you

5 remember?

6 OFC. FURMINGER: I got right up next to him. There was a

7 big crowd of people, and there was an officer laying on the

8 ground, bleeding profusely from his head, and we tried to secure

9 the scene and keep everybody away.

10 INV. IVAS: Did you see any visible injuries on the

11 complainant at that point?

12 OFC. FURMINGER: It was hard to see. He was, there were

13 people surrounding him. It was a very big scene, and there were

14 so many people in-between myself and him. Although I had been

15 close to him, there was officers standing over him, and I

16 couldn't see any, [into] his face that appeared to me right away.

17 INV. IVAS: Did you see him again [unintelligible] that

18 incident?

19 OFC. FURMINGER: Throughout the day?

20 INV. IVAS: Yeah.

21 OFC. FURMINGER: Yes.

22 INV. IVAS: When was the next time you saw him?

23 OFC. FURMINGER: When he was being walked up the stairs, I

24 walked next to him, and we had to clear people out of the way

25 because there's a narrow entrance.

26 INV. IVAS: To the [sub-stairs].

27 OFC. FURMINGER: Narrow, compared to the staircases. There

28 was like a little alcove to walk through, so we could clear

1 people out of there, because walk him through there and [get a
2 picture] of the scene.

3 INV. IVAS: What was the complainant's demeanor at that
4 point, do you remember?

5 OFC. FURMINGER: He was agitated, very verbal.

6 INV. IVAS: Verbal in what way?

7 OFC. FURMINGER: Just, he was yelling. I think there was
8 somebody else involved and that person may have also been yelling
9 too. It was hard to hear with everything that was going on.

10 INV. IVAS: Uh-huh. So, I'm sorry, go ahead.

11 OFC. FURMINGER: So, then we walked, as a group, up the
12 staircase into one of the main walkways.

13 INV. IVAS: And what happened when he got into the
14 substation?

15 OFC. FURMINGER: Well, first we went, it's not right...the
16 substation isn't directly there. It's, I'd say, 100 yards or so,
17 we had to walk with him, so we just cleared the path. A large
18 amount of officers had opened it up for us to walk. Actually, I
19 was included in that, to walk with the subject down there. Then
20 he was walking into the station and I was with him at that point.

21 INV. IVAS: Were there any non-SFPD people, at that
22 point.

23 OFC. FURMINGER: Yeah.

24 INV. IVAS: Walking into the...

25 OFC. FURMINGER: There was staff services.

26 INV. IVAS: Staff...

27 OFC. FURMINGER: And then that's what it was.

28 INV. IVAS: Staff services.

1 OFC. FURMINGER: It was the people, or you know, Giant
2 Security.
3 INV. IVAS: Uh-huh. Do you know what race, uh, gender
4 those people were?
5 OFC. FURMINGER: Most of them are male. There are some that
6 are females.
7 INV. IVAS: At that point.
8 OFC. FURMINGER: But I don't recall any females that were
9 with us.
10 INV. IVAS: Okay. Do you have any recollection of
11 approximately how many staff services personnel were...
12 OFC. FURMINGER: No.
13 INV. IVAS: Okay. Go ahead.
14 OFC. FURMINGER: So, we got into the station, that's really
15 it.
16 INV. IVAS: Did you stay at the station while he was in
17 there?
18 OFC. FURMINGER: I went into the station while he was being
19 brought in there, and then I left soon after that.
20 INV. IVAS: Okay. Did you see, in the station, him having
21 any contact with Officer Cheung? Sorry, Sergeant Cheung?
22 OFC. FURMINGER: Sergeant Cheung? He was, I believe, if I
23 remember correctly, he was in the station [unintelligible] there,
24 so he was writing reports. I don't recall any conversation that
25 they had.
26 INV. IVAS: What was done with the complainant when he
27 was brought in? Was he handcuffed to a bench?
28 OFC. FURMINGER: No. First, what they'd do is take his

1 property and get him ready for booking.

2 INV. IVAS: Did you see him in front of the booking
3 counter?

4 OFC. FURMINGER: Yes

5 INV. IVAS: Did you see him do anything unusual in front
6 of the booking counter?

7 OFC. FURMINGER: No. He was still agitated and he had made
8 some verbal remarks, but I don't really remember what those were.

9 INV. IVAS: Was he handcuffed at that point?

10 OFC. FURMINGER: Yes.

11 INV. IVAS: Okay. Did you ever see him lean over and bang
12 his head on the booking counter?

13 OFC. FURMINGER: I don't recall.

14 INV. IVAS: Okay.

15 OFC. FURMINGER: If it was a big deal, I would have
16 remembered it.

17 INV. IVAS: Did you ever see him bang his head against
18 anything during the time that you were with him in the
19 substation?

20 OFC. FURMINGER: No.

21 INV. IVAS: Never?

22 OFC. FURMINGER: Nothing [unintelligible]. But don't
23 forget, the door's wide open, there's a lot of yelling and
24 screaming going on. I was standing there, there were a lot of
25 other officers that were in there. There was a lot of heavy foot
26 traffic coming out; it was a very serious incident, so there was
27 a ton going on at that time.

28 INV. IVAS: So, you don't remember seeing the complainant

1 | banging his head, trying to hurt himself, at all?

2 | OFC. FURMINGER: No. I will say that that was being
3 | discussed and people were talking about that.

4 | INV. IVAS: Were you ever instructed by the Sergeant to
5 | do any kind of maneuver, leg sweep, anything like that to protect
6 | the complainant from hurting himself?

7 | OFC. FURMINGER: No.

8 | INV. IVAS: Or for any other reason?

9 | OFC. FURMINGER: No. I don't remember the Sergeant
10 | directing anybody to do that.

11 | INV. IVAS: Okay. You don't recall doing any kind of like
12 | a leg sweep, [unintelligible]?

13 | OFC. FURMINGER: No.

14 | INV. IVAS: When was the last time that you saw the
15 | complainant?

16 | OFC. FURMINGER: I left.

17 | INV. IVAS: And did you ever see him again?

18 | OFC. FURMINGER: You know, if he was sitting in the room
19 | with us right now, I wouldn't recognize him.

20 | INV. IVAS: Well, just for your purposes of recollection,
21 | he had a target painted on his head at the time. Do you remember
22 | that? He had a blue circle painted on his head like a target.

23 | OFC. FURMINGER: At the time of the arrest?

24 | INV. IVAS: At the time of the arrest.

25 | OFC. FURMINGER: Prior to the arrest?

26 | INV. IVAS: During that time, yeah. While he was watching
27 | the game, he had painted a target on top of his head.

28 | OFC. FURMINGER: Uh, okay.

1 INV. IVAS: Does that refresh your...you know, he's a
2 little guy. What else can I tell you? Caucasian stuff, his head
3 was shaved.

4 OFC. FURMINGER: Yeah. You know what, I do not remember
5 what he looked like, what he was wearing, any colors, anything.

6 INV. IVAS: Okay. Do you remember a prisoner on the same
7 day that was arrested for possession of marijuana? A young guy
8 named [REDACTED].

9 OFC. FURMINGER: There's so much of that out there.

10 INV. IVAS: Yeah.

11 OFC. FURMINGER: Anytime I work at a game, I usually make
12 several of those marijuana arrests.

13 INV. IVAS: Uh-huh. Do you remember, after bringing the
14 complainant into custody, at any time, transporting any prisoners
15 to Company C?

16 OFC. FURMINGER: No, I never went to Company C.

17 INV. IVAS: Not at all that day?

18 OFC. FURMINGER: No.

19 INV. IVAS: All right. Do you know who transported the
20 prisoners from 3Com that day?

21 OFC. FURMINGER: I have no idea.

22 OFC. MARTIN: Excuse me. From 3Com to?

23 INV. IVAS: From 3Com to Company C.

24 OFC. MARTIN: Uh, okay.

25 INV. IVAS: Yeah. Okay. So, you don't remember. You
26 didn't transport anybody?

27 OFC. FURMINGER: No, no.

28 INV. IVAS: Do you remember what you did after?

1 OFC. FURMINGER: I was sent back out, because there were
2 too many officers that were around the substation.

3 INV. IVAS: [Unintelligible] back to the stands?

4 OFC. FURMINGER: Yeah, because it was, from what I
5 remember, a very unruly game, and we were understaffed
6 embarrassingly. I mean we were so...and we had to get out there and
7 cover our areas and show presence. So, we were rushed out right
8 away.

9 INV. IVAS: So, you never went to Company C that day, as
10 far as you can remember?

11 OFC. FURMINGER: As far as I remember. I will say that
12 there are times when we bring paperwork. I've done that a couple
13 of times, but I do not believe it was that day, but there was no
14 prisoner transportation with me.

15 INV. IVAS: Okay. Now, do you know of any other officers
16 that were on the scene that day that were about as tall as you
17 were? You know, we've got a lot of information about identifying
18 a very tall officer, and he was approximately 6-foot-eight.

19 OFC. FURMINGER: It wasn't me.

20 INV. IVAS: It wasn't me either.

21 OFC. FURMINGER: No. There's...

22 INV. IVAS: Or you know any 6'4, 6'5?

23 OFC. FURMINGER: Yeah, there's tall, there's a lot of tall
24 officers that work at the Park.

25 INV. IVAS: Any with red hair?

26 OFC. FURMINGER: Red hair? Tall with red hair?

27 INV. IVAS: Yeah, tall with red hair.

28 OFC. FURMINGER: Yeah. I can't think of his name, but I

1 know a guy that's about 6'5 with red hair, who works some of the
2 games. I just cannot think of his name. He's fairly new, he's
3 been in two years.

4 INV. IVAS: Okay. Well, if you think of his name, maybe
5 you can give me a call and let me know?

6 OFC. FURMINGER: I will.

7 INV. IVAS: Okay. I don't have any more questions.

8 OFC. MARTIN: Can I ask you a question, please.

9 INV. IVAS: Sure.

10 OFC. MARTIN: What was the name of the second fellow you
11 asked about, regarding a marijuana arrest?

12 INV. IVAS: [REDACTED].

13 OFC. MARTIN: Was he a witness to this?

14 INV. IVAS: He was a person there at the same time as the
15 complainant was in the substation, and also at Bayview.

16 OFC. MARTIN: Okay.

17 INV. IVAS: And yeah, he's a witness.

18 OFC. MARTIN: Okay. I'm just curious to where that name
19 came from.

20 INV. IVAS: Yeah. It came from they [don't] have an
21 incident report on him.

22 OFC. MARTIN: Do you remember who was playing that day?

23 OFC. FURMINGER: No.

24 OFC. MARTIN: Can I say something?

25 INV. IVAS: Uh-huh.

26 OFC. MARTIN: I worked out of Candlestick for close to five
27 years, and I know how difficult the situation can be, especially
28 when there are some teams that are rival to the Giants,

1 particular the Dodgers. And I do know that most of the time, the
2 crowd is more family-oriented, and the crowd is well-behaved, and
3 it makes for a great atmosphere, one that you would and should
4 feel comfortable to attend. But I also do know that alcohol is
5 unfortunately, very prevalent, and used, and in consumption, out
6 at the ballpark. And as pleasant as things can be out there, it
7 can be just as ugly sometimes, especially, like I said, a team
8 that is in strong contention for a first-place with the Giants; a
9 team like the Dodgers. I do know that the officers are easily
10 outnumbered by several hundred to a couple of thousand to one,
11 and that the officers are sometimes at the mercy of the crowd,
12 depending on the mood of the crowd. For the most part, people do
13 come to our aid or our assistance when it's necessary or
14 required, as in this case.

15 The severity of the injury to the officer was, I'm sure, on
16 the mind of the officers at that time, especially that Ian has
17 worked with Officer Moser for a few years at Southern Station, so
18 they have maybe a closer relationship than other officers at the
19 scene that day, not that they're any less concerned, but Ian and
20 Bobby worked together for a while. Based on that relationship, I
21 can see where things are not as clear as they would have liked
22 them to be for Officer Furminger on that occasion. So, I just
23 wanted to indicate that point, and I appreciate the time to say
24 that.

25 INV. IVAS: And just for the purposes of the tape,
26 Officer Furminger's hair is distinctly not red, it's dark brown,
27 and has it always been dark brown?

28 OFC. FURMINGER: Yes.

1 INV. IVAS: Okay. Thank you very much. We can conclude
2 the interview at ten minutes to seven.

3 **END OF DOCUMENT**

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1 DEPARTMENT OF POLICE ACCOUNTABILITY
2 DPA CASE NO.: 0500-98
3
4 INTERVIEW OF: SERGEANT EDWARD CHEUNG, #960
5 DATE OF INTERVIEW: 10/20/1998
6
7
8 [TRANSCRIBER'S NOTE: POOR AUDIO QUALITY]
9 --
10 INV. MARY IVAS: Testing. Okay. This interview is
11 regarding OCC Case number 500-98, and it's taking place on
12 Tuesday, October 20th, 1998, at the OCC. Conducting the interview
13 is Investigator Mary Ivas. The member being interviewed is
14 Sergeant Edward [Che-ung]. Is that how you pronounce your name?
15 SGT. EDWARD CHEUNG: [Chung.]
16 INV. IVAS: Cheung, Star number 960, and he's being
17 represented today by [Carlton & inaudible.] Sergeant, have you
18 read the statement of [REDACTED], regarding an incident back on
19 June 9th at Candlestick Park?
20 SGT. CHEUNG: I read the copy of it, yes.
21 INV. IVAS: All right. Okay. Have you read General Order
22 2.08?
23 SGT. CHEUNG: Yes.
24 INV. IVAS: Have you read Rule 21 of General Order 2.01?
25 SGT. CHEUNG: Yes.
26 INV. IVAS: Have you read section 1(a) of General Order
27 2.04?
28 SGT. CHEUNG: Yes.

1 INV. IVAS: Okay. Do you understand all of those General
2 Orders?
3 SGT. CHEUNG: Yes, I do.
4 INV. IVAS: And are you prepared to be interviewed at
5 this time?
6 SGT. CHEUNG: Yes, I am.
7 INV. IVAS: Thank you, Sergeant. Now, do you remember
8 what your assignment was that day at the 3Com Park?
9 SGT. CHEUNG: Yes.
10 INV. IVAS: What was that?
11 SGT. CHEUNG: I was assigned to police the stadium. I was
12 the supervising sergeant [at 3].
13 INV. IVAS: Okay. Now, where did you first see [REDACTED]
14 [REDACTED]?
15 SGT. CHEUNG: The very first time I laid eyes on him?
16 INV. IVAS: Yeah.
17 SGT. CHEUNG: He was in the stands being escorted, I
18 assume, going back to the police substation.
19 INV. IVAS: Was he handcuffed at that time?
20 SGT. CHEUNG: Yes.
21 INV. IVAS: Okay. Did you notice any visible injuries on
22 him?
23 SGT. CHEUNG: It was tough to tell. I was probably about
24 10-15 feet away from him when he was struggling and he was being
25 brought back, in the opposite direction.
26 INV. IVAS: He was still struggling when he was
27 handcuffed and being brought back?
28 SGT. CHEUNG: Yes.

1 INV. IVAS: What was he doing?

2 SGT. CHEUNG: It was tough to say. Like I said, it was a
3 big crowd there, and all I saw was [unintelligible] of officers
4 struggling, and he was struggling with officers, you know,
5 escorting him back. Like if [that] was behind him, probably about
6 10-15 feet away, but it didn't happen.

7 INV. IVAS: Okay. When was the second time that you saw
8 him?

9 SGT. CHEUNG: I saw him at the police substation.

10 INV. IVAS: Okay. And did you get close enough to him to
11 see whether, to discern whether he was intoxicated or not?

12 SGT. CHEUNG: I didn't get that close to him. Well, I did
13 get that close to him, but I wasn't really making an observation.

14 INV. IVAS: Uh-huh. Did you smell alcohol on him at all?

15 SGT. CHEUNG: Not that I can recall.

16 INV. IVAS: Okay. Was there anything about him that made
17 you think that he may be intoxicated?

18 SGT. CHEUNG: Well, just his demeanor.

19 INV. IVAS: Tell me about that.

20 SGT. CHEUNG: He was very combative.

21 INV. IVAS: Okay.

22 SGT. CHEUNG: Let me go back. When I first got back to the
23 substation, he was in a seated position against the wall. I don't
24 know if you've visited a police substation?

25 INV. IVAS: No, I haven't.

26 SGT. CHEUNG: It's a very small room, an area that...I guess
27 it's a holding area. It's approximately from here to the wall and
28 he was seated.

1 INV. IVAS: So, maybe about five feet?
2 SGT. CHEUNG: Yeah.
3 INV. IVAS: Something like that?
4 SGT. CHEUNG: Probably. He was seated, with his back
5 against the wall, with his legs stretched out, and handcuffed in
6 the back, and that was the first—actually, the second time I saw
7 him.
8 INV. IVAS: Okay. What was he doing?
9 SGT. CHEUNG: He's sitting there, he was being verbally
10 abusive to the officers that were present. He was just sort of
11 wiggling around and he was sitting like this. Let me describe to
12 you—with his hands behind his back. His back was against the
13 wall, but his head was here, and he kept pounding the back of his
14 head.
15 INV. IVAS: The back of his head.
16 SGT. CHEUNG: To the back of the wall.
17 INV. IVAS: Okay. Now, were there other prisoners in the
18 substation at that time?
19 SGT. CHEUNG: Yes, but they were all in the cell area.
20 INV. IVAS: Could they see him?
21 SGT. CHEUNG: Yes.
22 INV. IVAS: They could?
23 SGT. CHEUNG: Well, it's difficult to see, because it will
24 separate the cell area from the holding area, is a big door. The
25 only view that's visible is a glass window that's probably two
26 feet by one-and-a-half feet, between [that and] the cells. So,
27 for other prisoners to see him, they would have to basically look
28 over the bars, across an additional [alley] about three feet,

1 | into this little opening, to be able to see what's outside. So, I
2 | would imagine their vision is very limited.

3 | INV. IVAS: Okay. Do you know if it's possible that one
4 | of those prisoners could have seen the complainant?

5 | SGT. CHEUNG: During the time that I made contact with him?

6 | INV. IVAS: When he was pounding his head.

7 | SGT. CHEUNG: No, because he was sitting in a down
8 | position, and the door...I mean the window in question is probably
9 | about five feet tall from the floor, and he was in a seated, down
10 | position. So, he was from here to probably two-and-a-half feet
11 | probably.

12 | INV. IVAS: Okay.

13 | SGT. CHEUNG: Just a chunk of his body [to his head].

14 | INV. IVAS: Was he moved at any time to one of the cells?

15 | SGT. CHEUNG: No.

16 | INV. IVAS: Did he stay in that position?

17 | SGT. CHEUNG: No.

18 | INV. IVAS: Where was he moved to?

19 | SGT. CHEUNG: Well, he was eventually moved to Bayview
20 | Police Station.

21 | INV. IVAS: Yeah, but before that, while he was in the
22 | substation, was he there on the bench?

23 | SGT. CHEUNG: Well, he was seated; there are no benches
24 | there. That's the thing, is it's a distance of approximately two
25 | feet between the counter and the wall. So, if you can imagine,
26 | and it's probably about five feet long, so it's relatively small.
27 | At that location, there are only two officers standing on the
28 | other side of the counter. There were officers on the other side

1 of the counter, booking counter. So, when I make contact with
2 him, I observed that. My orders for them was to sit him up, so he
3 doesn't do any more damage to himself.

4 INV. IVAS: What officers were those?

5 SGT. CHEUNG: I think Officer [Welsh], Phil Welsh, that's
6 Welsh, I think, was one of the officers standing there that was
7 closest to the door, and I can't recall the other one.

8 INV. IVAS: Okay.

9 SGT. CHEUNG: On the other side of the counter it was
10 Officer [Turrell], because he was the acting station keeper, and
11 then, I think, Officer [Acevedo] was on the other side of the
12 counter and Furminger; because of his height, I remember it being
13 him. But like I said, there was probably a good three to four
14 other officers in there.

15 INV. IVAS: Okay. Did you see Officers Acevedo and
16 Furminger conduct a leg sweep on him, to keep him from continuing
17 to bang his head against the wall?

18 SGT. CHEUNG: No, not when I was there.

19 INV. IVAS: Okay. When he was pounding his head against
20 the wall, was it making a loud sound?

21 SGT. CHEUNG: Yes.

22 INV. IVAS: Do you think that the other prisoners could
23 have heard it?

24 SGT. CHEUNG: That's tough to say. I don't know what
25 the...because the cells are of solid concrete and the door is solid
26 metal. So, I don't know, I've never been in there with the doors
27 closed.

28 INV. IVAS: Yeah.

1 SGT. CHEUNG: So, I don't know what the, you know, transfer
2 of noise would be, so it's tough for me to say.

3 INV. IVAS: Did you book any other people that night?

4 SGT. CHEUNG: I wasn't the booking officer, yeah.

5 INV. IVAS: Okay.

6 SGT. CHEUNG: Officer Turrell was the booking officer.

7 INV. IVAS: Okay. Were you familiar with any of the other
8 prisoners in that, did you have any contact with them?

9 SGT. CHEUNG: No.

10 INV. IVAS: Okay. Now, do you know who else witnessed the
11 complainant banging his head?

12 SGT. CHEUNG: I would imagine all the officers that were
13 there, present.

14 INV. IVAS: Okay. So, Officer Acevedo and Furminger and
15 Turrell.

16 SGT. CHEUNG: Right.

17 INV. IVAS: And Welsh.

18 SGT. CHEUNG: Correct.

19 INV. IVAS: Okay. Anybody else that you remember?

20 SGT. CHEUNG: You know, like I said, there were three to
21 four other officers in there, and I don't know who was there or
22 not.

23 INV. IVAS: Did you see any officers push the complainant
24 against the wall when he was first brought into the substation?

25 SGT. CHEUNG: I wasn't there.

26 INV. IVAS: You weren't there when he was first brought
27 in?

28 SGT. CHEUNG: No, I was not.

1 INV. IVAS: Okay.

2 SGT. CHEUNG: So, I initially went to the scene where this
3 entire incident occur, which is, I believe Section 24,
4 Candlestick Park. Officer [Moser] was injured.

5 INV. IVAS: Yeah.

6 SGT. CHEUNG: So, I stayed with Officer Moser a good ten
7 minutes or so, before the First-aid people got there, and as soon
8 as First-aid people got there, I went to the substation to make
9 sure that everything is, you know, copacetic.

10 INV. IVAS: Okay.

11 SGT. CHEUNG: So, that's the time lag.

12 INV. IVAS: Okay. Now, the complainant made a complaint
13 that an Asian officer pushed him against the wall at the
14 substation. Did you do that?

15 SGT. CHEUNG: Well, after we stood him up, [unintelligible]
16 maybe, after he banged his head...

17 INV. IVAS: Yeah?

18 SGT. CHEUNG: We stood him...actually, I assisted in
19 [standing] him up.

20 INV. IVAS: Yeah.

21 SGT. CHEUNG: Officer Walsh and I, we picked him, we stood
22 him up, and immediately, he went with his forehead to the
23 counter. Now, if this is the counter, if I can describe it on the
24 other side, there's a typewriter, so this space is
25 [unintelligible] feet-and-a-half or so. When he stood up, he
26 banged himself, his forehead against the counter. So, he's still
27 handcuffed. Right?

28 INV. IVAS: Uh-huh.

1 SGT. CHEUNG: So, he's doing that. Now, the purpose of
2 standing him up was to make sure that we got everything out of
3 his pockets; maybe we could find [unintelligible]. Then when he
4 did that, he came back up, you know, then we have to push him
5 back, away from there. So, he's probably describing me pushing
6 him back.

7 INV. IVAS: How many times did he bang his head on the
8 counter?

9 SGT. CHEUNG: When I saw him?

10 INV. IVAS: Yeah.

11 SGT. CHEUNG: Just the once.

12 INV. IVAS: The once.

13 SGT. CHEUNG: Then he came up and he banged his head, and
14 then we sort of lifted him back up, and pushed him back. So, if
15 [unintelligible] here, from the counter to just about like this.

16 INV. IVAS: Yeah? Two [halves] maybe.

17 SGT. CHEUNG: So, we went from here, [unintelligible] to
18 stand back.

19 INV. IVAS: Uh-huh. Did you see any injuries on his head
20 from his banging his head?

21 SGT. CHEUNG: No, but there was blood on the counter.

22 INV. IVAS: There was? Okay.

23 SGT. CHEUNG: I don't know if the blood was from him or...I'm
24 assuming it's from him.

25 INV. IVAS: Uh-huh, okay. Did you see any officers spit
26 at him?

27 SGT. CHEUNG: No.

28 INV. IVAS: Did you hear any officers make any kind of

1 threats to him?

2 SGT. CHEUNG: No, not in my presence.

3 INV. IVAS: Did you see any officers kick the

4 complainant's legs out from under him?

5 SGT. CHEUNG: No. That would practically be impossible,

6 because of the distance. Imagine, if you will, this is the

7 counter, this-that. To do a leg sweep, you need a lot more space

8 to do that. I mean, I'm fairly small in stature, and I couldn't

9 do that because of the [unintelligible] here. There's no way a

10 leg could sweep, you know. It'd hit the counter, it'd hit the

11 wall.

12 INV. IVAS: Did you ever go to Bayview Station that

13 evening?

14 SGT. CHEUNG: Yes.

15 INV. IVAS: Did you transport the complainant?

16 SGT. CHEUNG: No.

17 INV. IVAS: Do you know who did?

18 SGT. CHEUNG: The wagon, I believe, was Officer Acevedo

19 with the wagon. I don't know who his partner was.

20 INV. IVAS: Okay. And did you follow them?

21 SGT. CHEUNG: No.

22 INV. IVAS: How long after they left, did you go to...

23 SGT. CHEUNG: I didn't get back to Bayview until the end of

24 the baseball game. So, I believe this is a night game, so we're

25 talking 10:30-11:00.

26 INV. IVAS: Okay. Did you see the complainant when you

27 got to Bayview? You didn't see him at all?

28 SGT. CHEUNG: No, because I would imagine he's in the

1 holding area.

2 INV. IVAS: Okay.

3 SGT. CHEUNG: Because night investigation had taken over
4 the investigation. When I left Candlestick Park, they were still
5 out there taking photographs and things like that. I would
6 imagine he's still being held.

7 INV. IVAS: Okay. When you were at Bayview Station, did
8 you see [REDACTED] at all?

9 SGT. CHEUNG: No.

10 INV. IVAS: Okay. Now, do you ever wear an earring in
11 your ear?

12 SGT. CHEUNG: Never.

13 INV. IVAS: Never? Okay. Do you know of any other Asian
14 officers who were at the substation when the complainant was
15 there?

16 SGT. CHEUNG: I think the only Asian officers that were
17 working were myself and Officer [Sung], and he stayed basically
18 with his partner, who is Officer Moser, the whole time. He was
19 assigned the task of doing the report, so I don't believe he ever
20 made contact with the complainant.

21 INV. IVAS: Did Officer Sung accompany his partner to the
22 hospital?

23 SGT. CHEUNG: I don't think so, because he, I believe he
24 was given the task of either doing the report or part of it.

25 INV. IVAS: Yeah.

26 SGT. CHEUNG: So, it was spread out, and we put him in a
27 separate area.

28 INV. IVAS: Okay.

1 SGT. CHEUNG: And I believe he was upstairs in the Stadium
2 Club, because that's where we put all the witnesses. There were
3 numerous witnesses where the night investigation spoke with, you
4 know, interviewed them and things like that.

5 INV. IVAS: Okay. Did you conduct any interviews for this
6 incident?

7 SGT. CHEUNG: No.

8 INV. IVAS: For witnesses?

9 SGT. CHEUNG: No.

10 INV. IVAS: Okay. I don't think I have any more
11 questions. Let me do a quick check. So, you saw him bang his
12 head, the back of his head as well as the front of his head?

13 SGT. CHEUNG: Yes.

14 INV. IVAS: Okay. I don't have any more questions. Is
15 there anything that you wanted to add that I didn't ask you about
16 or anything that's important?

17 SGT. CHEUNG: I don't think so.

18 INV. IVAS: [Inaudible]?

19 SGT. CHEUNG: No, because I think my contact with him was
20 limited.

21 INV. IVAS: Yeah.

22 SGT. CHEUNG: Just a few minutes and that was it, because
23 once we stood him up, it was my decision at that point, to have
24 him transported to Bayview Station. Because of where our location
25 was, there was no place to hold him. The cells in there are made
26 out of metal and cement, and from his demeanor, I thought it was
27 safer. And he had to be interviewed for my investigation anyway,
28 to bring him back to Bayview where there's actually a holding

1 area.

2 INV. IVAS: Yeah.

3 SGT. CHEUNG: So, it was my decision and I gave Officer

4 Acevedo the order to take him back to the station.

5 INV. IVAS: I did have one question before we go off

6 tape. Was [REDACTED] at 3Com at the substation when you were

7 there?

8 SGT. CHEUNG: No.

9 INV. IVAS: No.

10 SGT. CHEUNG: He was not assigned to that [unintelligible].

11 INV. IVAS: Do you know of any officers who transported

12 any other prisoners to Bayview around that same time?

13 SGT. CHEUNG: No, I don't.

14 INV. IVAS: That the complainant was transported?

15 SGT. CHEUNG: Well, I think the complainant, if I am

16 correct, was transported by the wagon, and he was the sole

17 occupant or prisoner that was being transported.

18 INV. IVAS: Yeah. And he was the sole occupant, you

19 think?

20 SGT. CHEUNG: Yeah. Because normally what happens is at

21 3Com Park, we do transfers every three hours or so, and because

22 of his demeanor, it was my decision to transport him and him only

23 to Bayview Station.

24 INV. IVAS: Okay. Okay. We can go off tape. Great.

25 **END OF DOCUMENT**

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