



OFFICE OF INDEPENDENT REVIEW

**REPORT FOR THE PERIOD OF
APRIL 1, 2021, TO JUNE 30, 2021**

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ABOUT THE OFFICE OF INDEPENDENT REVIEW

The Office of Independent Review (OIR) works to strengthen community trust in the Fresno Police Department (FPD) by providing a neutral, third-party review of police policies, strategies, and Internal Affairs (IA) investigations. The OIR operates independently of the FPD and will provide City leaders and the public with an objective analysis of policing data, actions, and outcomes. The OIR analyzes complaints filed by the community and those initiated by the department to ensure they have been investigated fairly and thoroughly. Periodically, the OIR will provide an objective analysis of individual units within the FPD to ensure compliance with policy and procedure, best practices, and the law. This includes recommendations and findings to increase thoroughness, quality, and accuracy of each police unit reviewed.

The work of the OIR is guided by the following principles:

- Independence
- Fairness
- Integrity
- Honesty
- Transparency
- Participation of Stakeholders, both internally and externally
- Acceptance, Cooperation, and Access
- Obedience to Legal Constraints



Please contact our office if you would like us to present at your next community event. Contact information can be found on the last page of this report.

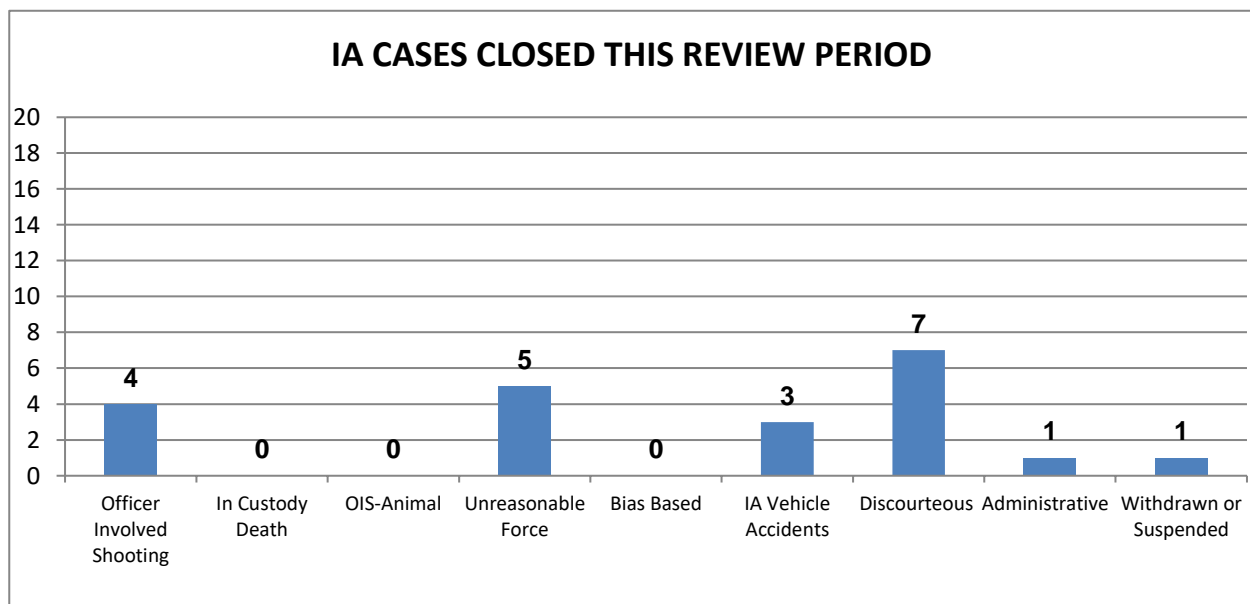
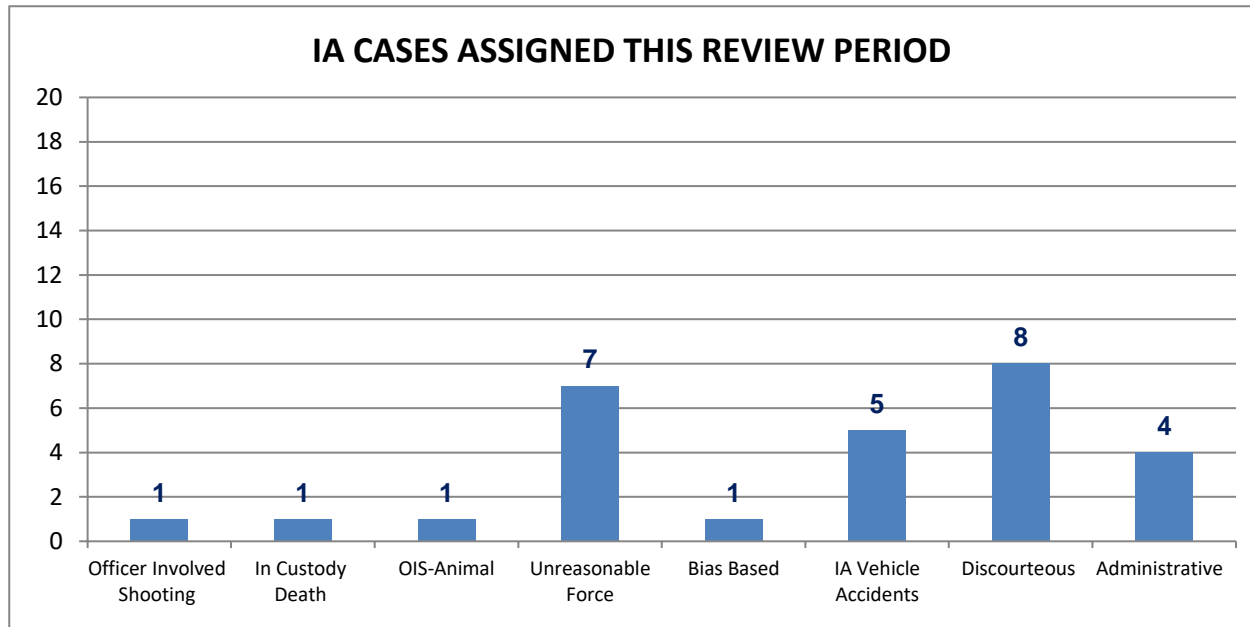
OIR REPORT FORMAT

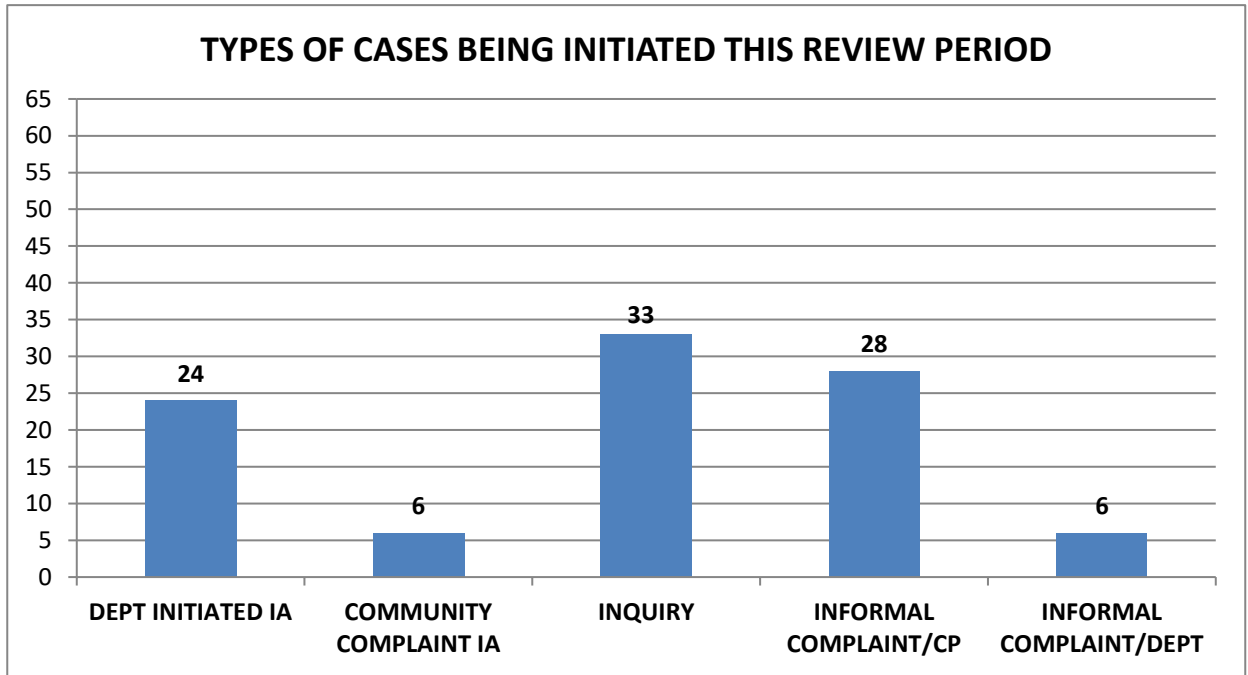
The OIR adheres to the following guidelines, format, and definitions in all quarterly reports:

- Definitions for the terms used are consistent with the definition of terms used in California Legislative documents and the FPD.
- Officers are referred to as “O” and where there is more than one officer involved they will be identified as O1, O2, and so on depending on the total number of officers.
- The charts are grouped by incident type and cases appear in order of case number.
- The incident type charts list all cases which were pending, assigned, or closed during the review period, and where applicable a Year to Date (YTD) chart will be listed.
- All cases in which the FPD IA determined the officer(s) was Exonerated, Unfounded, or Not Sustained are reviewed by the OIR. The findings reached by the OIR for these cases will also be listed. If IA and the OIR have not reached the same decision the OIR explanation will appear following the chart. Cases in which IA deemed officer(s) Sustained will not be reviewed by the OIR.
- All closed Informal Complaint cases, which were addressed by supervisors, are also reviewed by the OIR.
- Cases are not reviewed by the OIR until IA has completed their investigation and the case is classified as closed by IA, thus allowing for all information to be reviewed.
- In the event the OIR proposes a recommendation or corrective action, it will appear directly following the chart summarizing the cases within the specific incident type.
- Recommendations or corrective actions which are not directly related to a charted incident type will appear at the end of the report prior to the summary.
- The report is previewed by Mayor Jerry Dyer, Assistant City Manager Francine Kanne, Assistant City Attorney Tina Griffin, and Chief Paco Balderrama, prior to finalization. This allows the respective parties an opportunity to respond to recommendations and/or findings, and those responses may be included in the final report. However, their reviews and responses will not alter the recommendations or corrective actions made by the OIR. Responses will appear following the summary.
- All FPD responses to OIR recommendations, to include if the FPD implemented policy change(s) in response to recommendation(s) listed in the previous quarterly report, will be addressed before the summary section of this report.
- Previously when the officer or employee’s employment status changed the cases were no longer listed as pending or closed which created doubt on their status. The cases are now listed as SUSP (Suspended). The FPD still reviews the information to improve training and/or policies when applicable. In view of the fact the officers or employees are no longer with FPD the cases will not be reviewed by the OIR. A bill requiring the investigation be completed, regardless of employment status, did not pass in 2020 but is under consideration for 2021.
- Beginning with the fourth quarter 2019 report, Officer Involved Shootings involving an animal are now listed in the charts on page four. Per FPD Policy 337.7.9, an officer is within policy to use deadly force to stop a dangerous animal, such as a dog.

REVIEW OF INTERNAL AFFAIRS INVESTIGATIONS

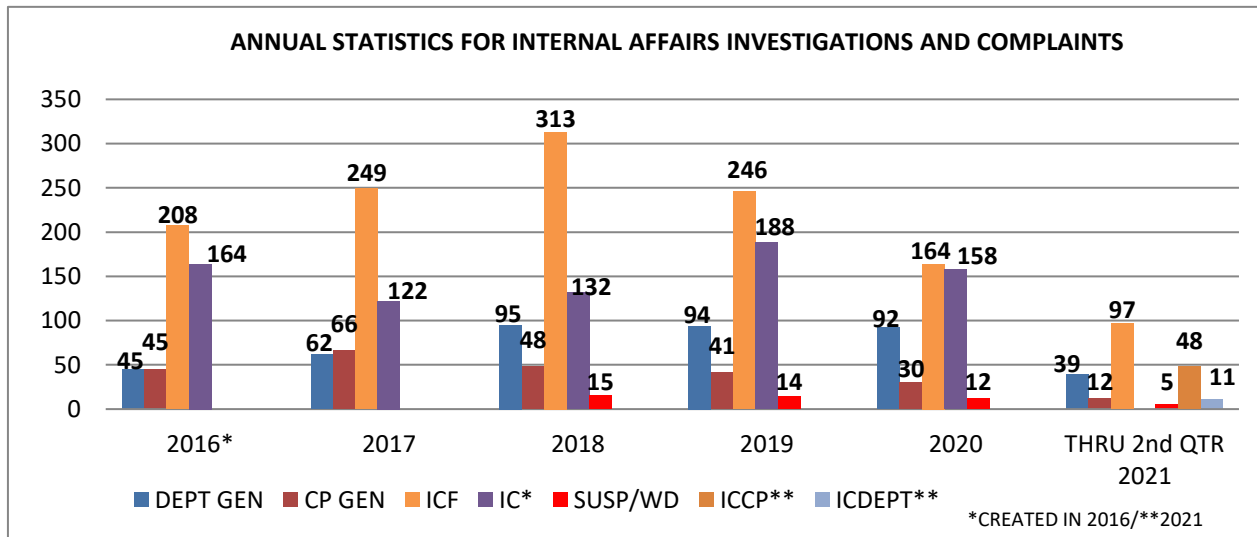
The following charts list the number and types of IA cases assigned and closed during the second quarter of 2021. For classification purposes, Discourteous Treatment also includes cases in which the officer was accused of conduct unbecoming of a police officer. The classification of Administrative Matters includes officers accused of violating policies which do not involve responding to a call for service or interacting with the public.





Inquiry: An inquiry involves a question about the policy or procedures of the FPD. Inquiries may be documented via an Inquiry Complaint Form (ICF).

Informal Complaint: A matter which can be handled at the supervisor level within a district/division and is not reasonably likely to result in disciplinary measures. Generally, complaints handled via this process include minor allegations or general violations. A finding of Sustained, Not Sustained, Unfounded, or Exonerated is required. As of January 1, 2021, the informal complaints will be categorized by the manner the complaint was initiated, either by the community (CP) or the department (DEPT).



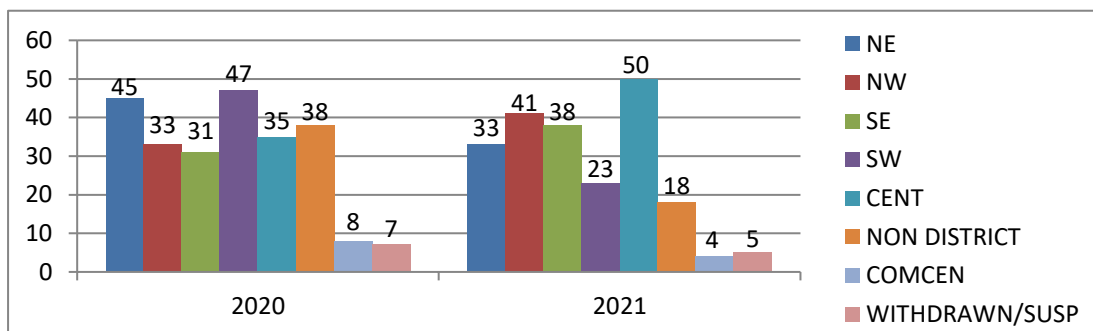
COMPLAINTS ASSIGNED BY POLICING DISTRICT

The following charts reflect the complaints assigned by each of the five policing districts for the second quarter of 2021, and a second quarter comparison between 2020 and 2021. Effective January 1, 2021, the district informal complaints are listed by the manner in which the complaint was initiated, community complaint (CP), or department generated, (DEPT).

EXPLANATION OF TERMS IN CHART	
NE	NORTHEAST
NW	NORTHWEST
SE	SOUTHEAST
SW	SOUTHWEST
CENT	CENTRAL
NON-DISTRICT	NOT ATTRIBUTED TO A SPECIFIC DISTRICT (OFF-DUTY, ETC)
COMCEN	COMMUNICATION CENTER (DISPATCH)
WITHDRAWN/SUSPENDED	COMPLAINT WAS WITHDRAWN BY CP OR EMPLOYEE IS NO LONGER WITH FPD

COMPLAINTS ASSIGNED BY POLICING DISTRICTS FOR THE SECOND QUARTER OF 2021									
ASSIGNED	NE	NW	SE	SW	CENT	NON DISTRICT	COMCEN	WITHDRAWN/ SUSPENDED	TOTAL
IA CASES	2	6	4	7	5	5	1	1	31
INFORMAL COMPLAINTS-CP	5	5	6	2	6	4	0	0	28
INFORMAL COMPLAINTS-DEPT	0	0	0	3	1	2	0	0	6
INQUIRIES	10	6	7	2	6	1	1	0	33
2nd QTR TOTALS	17	17	17	14	18	12	2	1	98

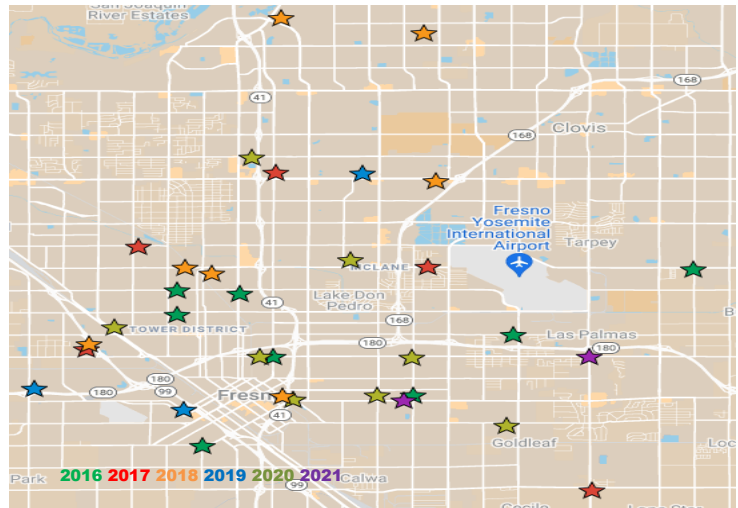
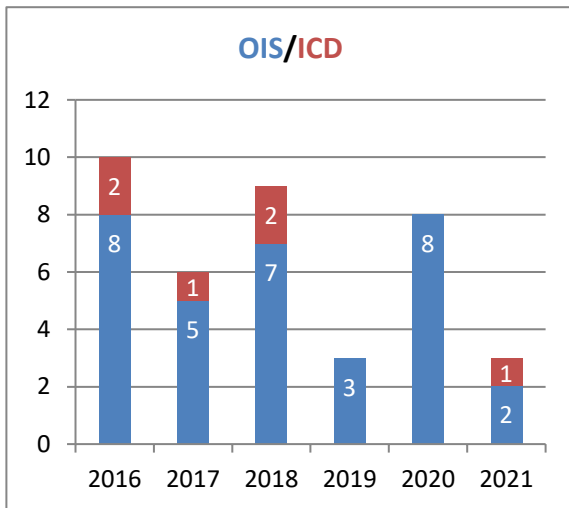
FIRST TWO QUARTER COMPARISONS OF COMPLAINTS BY DISTRICT



EXPLANATION OF TERMS AND ABBREVIATIONS

UNF	UNFOUNDED: THE INVESTIGATION CLEARLY ESTABLISHED THE ALLEGATION WAS NOT TRUE. COMPLAINTS WHICH ARE DETERMINED TO BE FRIVOLOUS WILL FALL WITHIN THE CLASSIFICATION OF UNFOUNDED [PENAL CODE 832.5(C)]
EX	EXONERATED: THE INVESTIGATION CLEARLY ESTABLISHED THE ACTIONS OF THE PERSONNEL WHICH FORMED THE BASIS OF THE COMPLAINT DID NOT VIOLATE THE LAW OR FPD POLICY
NS	NOT SUSTAINED: THE INVESTIGATION FAILED TO DISCLOSE SUFFICIENT EVIDENCE TO CLEARLY PROVE OR DISPROVE THE ALLEGATION WITHIN THE COMPLAINT
SUS	SUSTAINED: THE INVESTIGATION DISCLOSED SUFFICIENT EVIDENCE TO PROVE THE TRUTH OF THE ALLEGATION IN THE COMPLAINT BY THE PREPONDERANCE OF THE EVIDENCE.
P	PENDING: THE INVESTIGATION HAS NOT BEEN COMPLETED
O	OFFICER: IF FOLLOWED BY A 1, 2, 3, ETC., INDICATES MORE THAN ONE OFFICER WAS BEING INVESTIGATED
RAI	REQUESTED ADDITIONAL INFORMATION WAS MADE BY OIR BEFORE A DECISION COULD BE MADE
NR	NOT REVIEWED: OIR DID NOT REVIEW THE CASE DUE TO FPD FINDING OF SUSTAINED OR THE CASE WAS SUSPENDED
CP	COMPLAINING PARTY: THE PERSON WHO FILED THE COMPLAINT
SUSP	SUSPENDED: THE OFFICER/EMPLOYEE RESIGNED OR RETIRED PRIOR TO THE CONCLUSION OF THE INVESTIGATION
BWC	BODY WORN CAMERAS: Device affixed to uniforms which records audio and video of interaction with public
DATE ASSIGNED IS THE DATE THE CASE WAS ASSIGNED TO AN IA INVESTIGATOR, NOT THE ACTUAL DATE OF OCCURRENCE	

OFFICER INVOLVED SHOOTINGS (OIS) & IN-CUSTODY DEATHS (ICD) 2016 THROUGH 2021



COMPLETED AND PENDING OFFICER INVOLVED SHOOTING INVESTIGATIONS

OFFICER INVOLVED SHOOTING (OIS) AND IN CUSTODY DEATHS (ICD)					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
20-0093	9/19/2020	06/21/2021	W/IN POL SUS	W/IN POL NR	O SHOT SUSPECT WHO REFUSED COMMANDS AND REACHED FOR A WEAPON, NON-FATAL (REPLICA), O FAILED TO ACTIVATE BWC
20-0096	10/2/2020	5/10/2021	W/IN POL	W/IN POL	O SHOT SUSPECT WHO CHARGED HIM WHILE BRANDISHING A KNIFE, FATAL
20-0098	10/17/2020	5/19/2021	W/IN POL SUS	W/IN POL NR	Os SHOT SUBJ WHO MURDERED FAMILY MEMBER, ADVANCED ON Os WHILE ARMED, NON-FATAL FAILED TO ACTIVATE BWC

OFFICER INVOLVED SHOOTING (OIS) AND IN CUSTODY DEATHS (ICD)					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
20-0099	10/18/2020	4/16/2021	W/IN POL	W/IN POL	O _s SHOT SUSPECT ARMED WITH RIFLE WHO REFUSED COMMANDS TO DROP THE WEAPON, FATAL
21-0002	1/20/2021	P			O1 SHOT SUSPECT WHEN HE LUNGED AT O2 WHILE HOLDING TWO UNKNOWN OBJECTS, FATAL
21-0027	4/15/2021	P			O _s WERE FIRED UPON, RETURNED FIRE; NON-FATAL
21-0036	4/10/2021	5/24/2021	W/IN POL	W/IN POL	OIS-DOG (FATAL)
21-0047	6/1/2021	P			SUBJECT WAS UNDER THE INFLUENCE AND LATER DIED AFTER ARRIVING AT HOSPITAL

During the second quarter one new OIS and one new ICD case were initiated, and four OIS case investigations were completed and closed. In addition, a new OIS-DOG was initiated and completed in the second quarter. In each of the OIS cases, to include the OIS-DOG matter, IA determined the shootings were within department policy. This office arrived at the same findings following a thorough review of the IA investigation. Summaries of the reviews appear on the following pages, along with a basis for the determination.

OIS CASE SUMMARIES

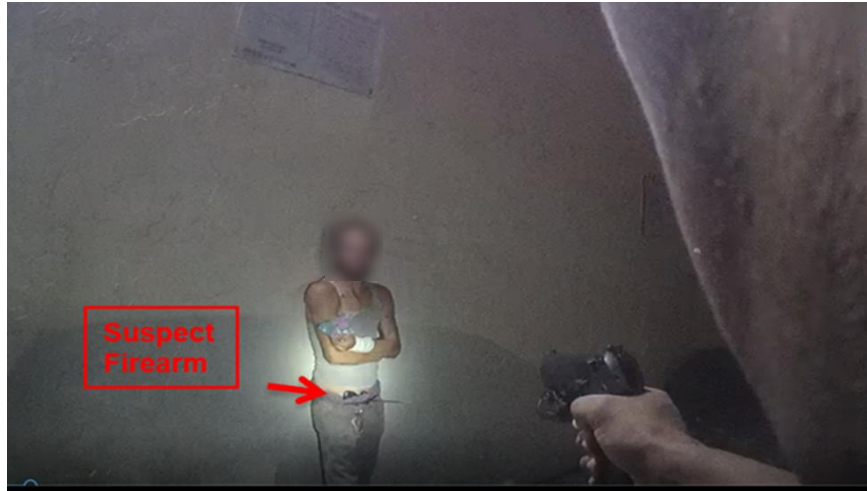
In order to determine if the actions of the officers were within the FPD's [Use of Force Policy 300](#), the policy was reviewed and the applicable sections are noted in the summaries below. Readers are strongly encouraged to read the policy by using the embedded hyperlink above or accessing the policy manual online at: <https://www.fresno.gov/police/records-reports/> before reading the case summaries.

IA2090-0093: On Saturday, September 19, 2020, at approximately 8:09 PM, FPD officers were dispatched to a business on East Belmont Avenue, in response to a 9-1-1 call. The caller stated a white male adult wearing a white tank top pulled a gun on another male at the location. The suspect "seemed agitated and possibly homeless." The first officer on scene, hereafter referred to as O1, observed a subject matching the description standing on the southwest corner of the intersection as he was arriving at the location. By the time O1 turned his patrol unit around and drove into the adjacent parking lot the subject was standing along the west side of a building.

O1 exited his marked patrol car and contacted the subject. O1 immediately noticed what appeared to be a handgun, later determined to be a BB gun, in the subject's waistband. O1 began ordering the subject to the ground at gun point. The second officer, hereafter referred to as O2, arrived on scene approximately 30 seconds later. Between the two officers on scene the subject was given orders such as "get on the ground, keep your hands in the air, or don't reach for the gun" at least eleven times within a 45 second period. The subject refused to comply with the officer's commands and reached for the gun. Once the subject reached for the gun with his right-hand O2 fired one round from his department issued weapon.

The below timeline, and still frames from O1's BWC, provide a summary of what transpired once officers contacted the subject:

- 08:13:42 O1 parked his patrol vehicle in the parking lot of the business. A male could be seen standing outside, leaning against the west wall of the building. O1 approached on foot and could be seen motioning with his hands; however, there is no audio during this 30 second buffer period.
- 08:14:00 The video showed the handle of a gun in the subject's front waistband. O1 drew his weapon and pointed it at the subject while telling him to put his hands up. O1 announced via the radio the subject had something in his waistband that appeared to be a gun. O1 asked for the channel to be put on Emergency Traffic.



O1's BWC at 08:14:09 hours. Subject's hands are away from the weapon.

- 08:14:14 O2 arrived and could be heard saying, "Right behind you, right behind you." O1 began to move to his right, and O2 stayed positioned to his left. O1 told the subject to "Keep your hands where they are."
- 08:14:23 The subject dropped both of his hands down toward his waist. The subject's arms were now crossed in front of him near his waistline and the weapon.



O1's BWC at 08:14:24 hours. Subject's hands are now lowered to his waist.

08:14:27

O1 said, “*Don’t reach for it.*” but the subject reached down toward his waist with his right hand and appeared to touch the handgun. O2 fired one round striking the subject, who then briefly turned away from O1 and O2 and then raised both of his hands and said, “sorry sir.”



O1's BWC at 08:14:26 hours. Subject's hand on top of the firearm

The subject was then handcuffed and rendered medical aid by EMS personnel. The subject suffered one non-life-threatening gunshot wound to his left hand. He was later interviewed by detectives while at CRMC. After being read his rights per Miranda the subject advised “I was—my hands were very erratic and I guess they said don’t reach for the gun, don’t reach for the gun, and I reached for it and that’s when I got shot.” The subject also stated the gun resembled a real handgun.

Below is a photo of the BB gun the subject had tucked into his waistband.



During the post shooting interviews both officers advised they believed the weapon in the subject’s waistband was real. Additionally, both officers gave several commands for the subject to keep his hands up and not to reach for the gun. In view of the fact, it was believed the weapon

was real, deadly force may be used when it is the level of force objectively reasonable to protect other persons and/or the officer from an imminent threat of death or serious bodily injury. O2 stated he was in fear of the imminent threat presented by the subject when he reached for the gun in his waistband. O2 believed the subject presented a threat of death or serious bodily injury to both O1 and/or himself. Therefore, his only option was to use deadly force.

Based on the evidence, witness statements, and officer interviews, the use of deadly force by O2 was **within policy** of the [FPD's Policy 300, Use of Force](#) and the Supreme Court Case of *Graham vs Connor*:

Graham vs. Connor, 490 U.S. 396 (1989), which held that courts must look at whether the officer's actions were reasonable based on the information and circumstances confronting that officer at the time. The court stated that the 'reasonableness' of a particular use of force must be judged from the perspective of a reasonable officer on the scene, and its calculus must embody an allowance for the fact that police officers are often forced to make split-second decisions about the amount of force necessary in a particular situation. Not the best decision, only a reasonable decision.

One issue was noted during the interaction between O1 and the subject. Initially O1's field of fire was in an easterly direction, with a solid stucco wall as the backdrop. When O2 arrived on scene O1 repositioned himself to the point his field of fire was in a northerly direction, facing an open unsecured parking lot and the four lanes of Belmont Avenue. Rarely is an officer afforded the ability to dictate their field of fire. However, in this situation O1 could have limited his movement to where the stucco wall still served as the backdrop in the event of an OIS.

The FPD alleged O2 failed to activate his BWC for this incident. However, O1 had activated his BWC prior to contacting the subject resulting in the entire encounter being recorded. The FPD found the allegation sustained against O2. Allegations determined as sustained are not reviewed by this office.

IA2020-0096: On October 2, 2020, the subject called 9-1-1 four times from a relative's residence. There was no communication from the subject during the first two calls. During the third call the subject stated there had been a home invasion robbery at the residence, but then advised that he was mistaken, and the police were not needed. The subject called a fourth time approximately 20 minutes later. During this call, he stated there were several males at his location holding a relative against his will. The FPD then dispatched officers to the location.

Officer one, hereafter referred to as O1, was the first officer to arrive and parked on a cross-street near the residence. The subject came out of the residence with a knife and approached O1. A relative also exited the residence and followed the subject. O1 attempted to negotiate with the subject to get him to drop the knife. The relative, believing the subject was going to attack O1 with the knife, attempted to tackle him to the ground. The subject stabbed the relative with the knife in the chest and the relative returned to the residence. The subject also returned to the residence but was locked out by other relatives inside the home. Officers two and three, hereafter referred to as O2 and O3, arrived and joined O1 in the street in front of the residence as O1 attempted to negotiate with the subject.

The subject approached the officers while still armed with the knife, and O2 fired several rounds from a less-lethal shotgun, striking the subject but the rounds were ineffective. The subject then ran southbound on a nearby cross-street, as officers followed while still negotiating with him. O2 fired additional less-lethal rounds at the subject, and O1 attempted a Taser application; however, they were not effective in getting the subject to surrender.

The subject ran back towards the residence, and saw Officer four, hereafter referred to as O4, who had just arrived and was standing in front of the residence. For safety purposes, O4 was trying to get several relatives who had exited the residence to go back inside. The subject ran directly towards O4 while still holding the knife. O4 gave repeated commands for the subject to stop and drop the knife, but the subject continued towards O4. As the subject continued advancing O4 attempted to back up to maintain a safe distance from the subject. However, the subject continued advancing at a fast pace and eventually closed the distance between him and O4. When the subject was approximately 10 feet away and still advancing while holding the knife O4 fired his department issued handgun. The subject fell to the ground after sustaining multiple gunshot wounds and was later pronounced deceased after being transported to the hospital.

Several Body Worn Camera (BWC) recordings captured the incident from the moment the officers exited their patrol cars until the incident concluded. The officers attempted to de-escalate the situation several times, even after the subject stabbed his relative. These efforts continued until O4 was faced with an imminent threat of serious bodily harm or death by the subject advancing on him while still holding the knife. O4 was also concerned for the safety of the three relatives who had exited the residence and were now standing in the front yard.

The BWC of O1 recorded the subject running towards O4, as O4 was in front of the residence. The subject running at O4 was recorded by O4's BWC, to include the moment in which O4 was left with no other option but to use deadly force to stop the imminent threat posed by the subject.

The following still frames from a BWC depict the actions of the subject as he advanced on O4. The last frame depicts the suspect with the knife in his right hand (red circle), which is when O4 was forced to discharge his weapon.





As part of the OIS investigation family members were interviewed. Two family members who were present during the entire incident were supportive of the actions of all the officers who responded to their residence, to include the actions of O4. One family member stated, "All the officers were trying to subdue him as non-lethal as possible, but he wouldn't go down." When questioned specifically about the actions of the subject when he engaged with O4, the member stated, "It looked like he was charging to attack him." Another member stated the subject was "charging full boar when he was shot."

In summary, the subject displayed he was a threat to others as he stabbed his family member in plain view of O1, who was giving him commands to drop the knife. The subject also attempted to re-enter the residence while holding the knife presenting a threat to those inside but was unable to do so as the door was locked. The officers avoided using deadly force several times during the incident by deploying less lethal rounds and a taser. Neither of these less lethal options were effective in getting the subject to comply with the officer's commands. However, when the subject ran directly at O4 while still holding the knife, and refused his commands to stop, the use of deadly force was the only option. Therefore, the use of deadly force was **within policy** of Policy 300.6.1(a)(b).

IA2020-0098: On Saturday, October 17, 2020, the FPD Communication Center received a 9-1-1 call from a suicidal male, hereafter referred to as the subject, suffering a mental health episode. From the information obtained by the call taker, responding officers were informed "The subject stated he wants to kill himself and others. The subject sounds out of breath and is not answering questions...can hear a female yelling in the background." The information for the officers was later updated with the name of the subject.

The subject told the call taker he was armed with a knife and had just stabbed and killed his mother and wanted to kill himself as well. The subject added he wanted the FPD to send officers so they "could shoot him because he was trying to stab himself, but the knife was not working." The subject also added paranoid thoughts about what his family was trying to do to him. The call taker noted she could hear what sounded like a female choking in the background and the subject then terminated the call.

The first officer on scene arrived within six minutes after the call was received. When officers arrived, they met at a staging location and formulated a plan. The plan included surrounding the residence and attempting to contact the subject and his mother to ensure their well-being. Officers utilized various resources to avoid an OIS, including but not limited to, two mental health clinicians, less-lethal shotguns, crisis negotiators, and addressing the subject for nearly an hour via the public address systems of fully marked patrol cars parked in front of the residence. The subject was observed standing behind the front security screen door holding a large knife, wearing a white t-shirt covered in a red substance believed to be blood. Although the subject did not verbally respond to the engagement of the officers using the PA system, the subject did nod his head for a yes or no response to several of their questions.

An on-scene sergeant requested the 9-1-1 call taker review the subject's call to confirm she heard what appeared to be a female screaming then choking in the background while the line was open. The call taker confirmed the sounds, and this information was relayed to those on scene and the officers responding. There was a concern for the well-being of the subject's mother, who he claimed he killed. However, because he was armed and not responding to requests to put down the knife and exit the residence, the officers were forced to continue attempts to have the subject surrender or at least exit the residence.

Without any prior notice the subject exited the residence while still holding the knife. He began walking calmly away from the residence in a westbound direction towards the officers and

mental health clinicians who were staged in front of the house. Neighbors and the subject's relatives were also outside standing just west of the residence.



The above frame from a BWC shows the subject calmly walking away from the residence.

As the subject walked away from the residence numerous commands were given for him to stop, drop the knife, and get on the ground. As he continued to walk in the direction of the officers and clinicians the order was given to deploy less-lethal rounds from a department less-lethal shotgun. Three less-lethal rounds were fired at the subject with at least one round striking him in the upper torso area. The subject did not drop the knife or stop advancing towards the officers.



*This frame shows the subject beginning to run towards the officers after being struck by the less-lethal rounds. The subject is still holding the knife in his right hand (red circle). The subject is looking directly at the officers as he begins to run. **This officer did not fire at this point.***



This frame shows the subject as he began to run towards the officers, and the mental health clinicians who are now running away from where they were staged behind a patrol car.

While refusing to comply with numerous commands to drop the knife and stop, the subject continued towards the officers and mental health clinicians. Four officers subsequently discharged their weapons to stop the threat the subject posed. Once the subject was secured and the knife was taken away from him officers began life saving measures until EMS arrived. The subject was transported to the hospital where he was treated for his non-fatal wounds. Once the officers were able to enter the residence it was learned his mother was deceased due to the wounds inflicted upon her by the subject.



Based on the subject's direction of flight while still holding a knife, and the fact he informed dispatch he had just killed his mother, the officers had a reasonable belief the subject posed an imminent threat to the officers, mental health clinicians, and bystanders. In view of the information known at the time, including evidence, witness statements, and the actions of the subject, the use of deadly force was determined to be **within policy** as outlined in Policy 300.8(a)(b).

IA2020-0099: On Sunday, October 18, 2020, at approximately 9:25 PM, the FPD 9-1-1 Communication Center received a call regarding the attempted robbery of a person. The caller

provided a description of the subject. It was determined the subject approached the caller, hereafter referred to as the victim, while the victim sat in his vehicle. The subject told the victim to get out of the car and simulated as if he had a firearm, but the victim did not see one. The victim refused to exit the vehicle which was parked at a residence on North Esther Way and the subject walked away as the victim called the FPD.

The FPD dispatched the call, and two officers, hereafter as O1 and O2, were the first to respond. While the officers were en-route to the initial call for service, the FPD broadcasted a second call for service regarding suspicious activity of someone jumping into backyards and on rooftops on the west side of North Esther Way. O1 believed the second broadcast was potentially related to the original call for service.

Prior to O1 and O2 arriving on scene, an elderly resident heard someone on their roof and armed themselves with their .22 caliber rifle and confronted the subject in their backyard. During the confrontation, the resident fired one round from their rifle into the ground as the subject was jumping a fence to exit the resident's backyard. The resident then placed the rifle on a table in their backyard and went back into their residence to contact the FPD.

The subject continued jumping fences and eventually was confronted by another resident who attempted to detain the subject. During that confrontation O1 and O2 arrived and observed the resident and the subject involved in a struggle. As the officers made verbal contact with the two individuals the subject ran and jumped a fence into a neighboring backyard. In an attempt to contain the subject, O1 and O2 set up a perimeter on opposite sides of the residence.

The subject returned to the original resident's backyard and gained access to the rifle. The subject then jumped the resident's fence and continued onto North Esther Way and fired one round at a family standing in the roadway. At this point O1 and O2 confronted the subject, who walked across the street to the east side of North Esther Way. O1 and O2 ordered the subject to drop the gun several times, however, the subject failed to drop the rifle and pointed it at the officers. O1 then sought cover behind a vehicle parked on the street between them and the subject. As O1 reached the vehicle O1 encountered several residents, to include younger children, who had exited their homes to observe the police action. O1 was able to direct the individuals away from the immediate area. Once in position, O1 fired five rounds at the subject from O1's department issued handgun. The subject continued to ignore the officer's commands and began to walk away from O1 and O2.

The subject was still armed with the rifle and walked away northbound on North Esther Way and stopped when he came upon an unoccupied parked FPD patrol vehicle belonging to another officer who arrived on scene, O3. The subject attempted to break out the driver's side window of O3's vehicle which was parked in the middle of the roadway. While doing so, the subject broke the wooden stock of the rifle, which was later located in the roadway next to the driver's door of the patrol vehicle. The subject then walked to a residence on the west side of North Esther Way and pointed the rifle at several officers who had arrived on scene and were positioned in a yard located on the southeast corner of West Floradora Avenue and North Esther Way. Another officer who arrived on scene, O4, fired two rounds at the subject striking him one time in the leg.

After being struck in the leg the subject approached the same residence he was in front of during the confrontation with O4 and used the rifle to break out two of the resident's windows. The subject then walked to the driveway and sat down between a parked truck and the garage door. The subject sat for several minutes and pointed the rifle at officers positioned on West Floradora Avenue and North Esther Way.

After several minutes, the subject got up and walked northbound on North Esther Way and got into the driver's seat of a vehicle that was parked in the driveway of a residence. Over the next several minutes the subject got in and out of the vehicle several times and pointed the rifle at officers. He then exited the vehicle and walked to the backyard of that same residence. Approximately ten minutes later the subject, still armed with the rifle, returned to the front yard, and walked in a northeastern direction towards the officers.

The subject held the rifle with two hands and pointed it at several officers as he walked towards the officers, who were positioned in the intersection of West Floradora Avenue and North Esther Way. Another officer who arrived on scene, O5, was amongst a group of officers positioned at the intersection. O5 fired two less lethal rounds at the subject, striking him at least once. The subject changed directions and walked northbound on North Esther Way away from officers. The subject then approached a residence located on the northeast corner of North Esther Way and West Floradora Avenue. The subject walked to the backyard where he obtained a tarp or blanket that he wrapped over his body. After several minutes, the subject exited the backyard and continued northbound on North Esther Way towards West Pine Avenue. The Fresno County Sheriff's Department Air-Support Unit, Eagle One, along with a Fresno Police Department Unmanned Aerial Vehicle (UAV) maintained a visual of the subject as he maneuvered his way on the street in an eastbound direction.

Several FPD officers were now positioned on West Pine Avenue in the subject's path. As the subject approached the officers, he was ordered numerous times to stop and drop the firearm. The subject refused and continued to walk towards the officers. Officers fired several rounds at the subject, but he refused to surrender and attempted to break into a residence. The subject was unsuccessful in breaking into the residence and continued walking to the southwest corner of West Pine Avenue and North Teilman Avenue, where officers fired several more rounds at him. At that point, the subject fell to the ground from the apparent gunshot wounds and dropped the rifle.

Officers performed life-saving measures until Emergency Medical Services personnel arrived and assumed that role. The subject was transported to Community Regional Medical Center where he underwent medical treatment but was later pronounced deceased.

This incident involved more than 30 FPD officers, a UAV, a Fresno County Sheriff's Department helicopter, and lasted almost one hour. Numerous officers had activated their BWCs, which recorded the incident from the first officer arriving on scene until the officers were forced to use deadly force to stop the threat presented by the armed subject. A review of the recordings captured the officers repeated attempts to have the subject drop his weapon and surrender. The orders were given via a patrol vehicle's public address system, along with numerous officers yelling commands as the subject approached their respective positions throughout the

neighborhood. Because the incident occurred late at night in low light conditions, reproducing frames of the BWC recordings for this printed report were of little value.

To put the incident into perspective the below aerial view depicts the various locations throughout the neighborhood where officers encountered the armed subject and were forced to use less-lethal and deadly force.



Note: the use of force officer locations indicated by black arrows are approximate

The following photographs are of the rifle the subject was carrying during the incident.



A thorough review of the extensive amount of evidence confirmed the subject was armed with a functioning rifle he retrieved from the home of the resident who initially confronted him. The subject was given numerous opportunities to drop the rifle and comply with the officer's commands throughout his movement within the neighborhood. Commands were also announced by using a patrol vehicle public address system. In view of the number of officers involved and limited number who fired their weapons, six, only those who were faced with protecting the lives of others or themselves used deadly force. Officers displayed restraint when encountering the subject which was evident when the subject pointed the rifle at them several times. In addition, the subject also fired at least one round in the direction of officers and residents during the incident.

In view of the actions of the subject, the applicable FPD Policy 300 sections include, but are not limited to, the following:

1. 300.4
2. 300.4.1
3. 300.4.2
4. 300.6.1(a)(b)

There are also two Supreme Court decisions which are applicable in this OIS.

1. Graham vs Connor
2. Tennessee vs Garner

Therefore, it was determined the OIS was **within policy**.

IA2021-0036: On April 10, 2021, two FPD officers, O1 and O2, responded to a location for a female possibly being held against her will. As she was being held by a male acquaintance, the female victim texted the reporting party (RP) to call the police. The officers were made aware the subject was listed as a wanted subject on the Daily Crime Bulletin for domestic violence, in addition to four other felony warrants, and one misdemeanor warrant. Based on the various felony crimes the subject was already wanted for, and the current domestic violence incident being investigated, the officers requested a K-9 officer for assistance. Officers were able to obtain a photograph of the subject prior to making contact at the location.

An operational plan was developed where two officers would attempt to make contact at the front door while the K-9 officer, who activated his BWC, would provide support in the rear of the residence. Prior to the officers making contact at the front door, the K-9 officer observed a male and female in the back yard of the location. The individuals appeared to be looking for a way to exit and eventually the male jumped the back yard fence.

The K-9 officer ordered the suspect to stop but he continued his attempt to flee. The officer commanded the K-9, Argo, to pursue the subject as he was attempting to climb from the fence, onto the roof of the adjacent residence. Argo was able to prevent the subject from climbing on to the roof and both Argo and the subject landed in the back yard of the residence. The officer proceeded over the fence as well and observed the subject was attempting to fight off Argo while a dog in the same backyard was repeatedly biting Argo.

The subject located a box cutter on a table in the back yard and began striking Argo with it. The officer attempted to stop the dog from biting Argo by striking it with his right hand as well as also attempting to stop the subject from using the box cutter on Argo and the officer. The officer was now faced with two dangerous situations and neither the subject nor the other dog were showing any signs of stopping their aggression.

The below frame shows Argo gripping the left arm of the subject while the other dog is biting Argo. The subject is about to strike Argo again with the box cutter in his right hand.



The officer elected to utilize his department issued firearm as he had to immediately stop the attacking dog and attempt to disarm the subject. The officer fired a single round at the dog, which stopped the attack. The dog unfortunately did not survive.

The subject was then taken into custody with the assistance from another officer. The K-9 officer immediately removed Argo from the scene and transported him to an emergency veterinarian where he was treated for puncture and stab wounds.

FPD Policy 337, Animal Problems, contains the following section which was applicable:

337.7.9 DANGEROUS ANIMALS

Members are authorized to use firearms to stop an animal in circumstances where the animal reasonably appears to pose an imminent threat to human safety and alternative methods are not reasonably available or would likely be ineffective.

In circumstances in which officers have sufficient advanced notice that a potentially dangerous domestic animal (e.g. dog) may be encountered, such as in the serving of a search warrant, officers should develop reasonable contingency plans for dealing with the animal without the use of deadly force (e.g. Fire extinguisher, Taser™, OC Spray, animal control officer). Nothing in this policy shall prohibit any officer from resorting to deadly force to control a dangerous

animal if circumstances reasonably dictate that a contingency plan has failed or becomes impractical. Supervisors shall complete an Admin Review Memo through their chain of command outlining the circumstances and justification for the discharge of a firearm at a dangerous animal.

In view of the above information, the officer was **within policy** when using deadly force on the dog which was attacking Argo.

STATUS OF INTERNAL AFFAIRS INVESTIGATIONS BY CLASSIFICATION

UNREASONABLE FORCE					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
20-0036	3/31/2020	P			CP ALLEGED O USED UNREASONABLE FORCE
20-0037	3/31/2020	5/21/2021	EX x 3 SUS(2)/EX	EX x 3 NR/EX	CP ALLEGED Os USED UNREASONABLE FORCE BODY CAMERA ACTIVATION ISSUE
20-0091	9/8/2020	P			CP ALLEGED Os USED UNREASONABLE FORCE
21-0007	2/2/2021	5/14/2021	EX	EX	CP ALLEGED Os USED FORCE AND WRONGLY TOWED VEHICLE
21-0009	2/4/2021	4/7/2021	UNF NS	UNF NS	CP ALLEGED O1 USED UNREASONABLE FORCE CP ALLEGED O2 MADE DISPARAGING REMARKS
21-0010	2/12/2021	4/26/2021	EX UNF	EX UNF	CP ALLEGED O USED UNREASONABLE FORCE AND WAS DISCOURTEOUS
21-0029	4/26/2021	P			CP, A RESERVE O FROM ANOTHER AGENCY ALLEGED O USED UNREASONABLE FORCE
21-0032	4/26/2021	P			DEPT ALLEGED O USED UNREASONABLE FORCE ON AN ARRESTEE
21-0034	4/29/2021	P			CP ALLEGED O PULLED THEM FROM RESIDENCE
21-0045	5/28/2021	P			DEPT ALLEGED O USED UNREASONABLE FORCE ON AN ARRESTEE
21-0048	6/4/2021	P			CP ALLEGED Os USED UNREASONABLE FORCE

During the second quarter the FPD assigned five new unreasonable force investigations and completed investigations of four pending cases. This office reached the same finding as the FPD in each of the cases. In IA20-0037, although it was determined the three officers did not violate the Use of Force policy, it was determined two of the officers failed to activate their BWC, and a finding of sustained was reached for the two officers.

BIAS BASED					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
20-0074	7/24/2020	P			CP ALLEGED Os DISCRIMINATED AND USED UNREASONABLE FORCE
21-0043	5/28/2021	P			CP ALLEGED Os USED UNREASONABLE FORCE BECAUSE OF HIS RACE

During the review period one new Bias Based investigation was assigned and one case remained pending.

DISCOURTEOUS TREATMENT OR CONDUCT UNBECOMING OF A POLICE OFFICER					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
19-0063	5/17/2019	P			DEPT ALLEGED O's DID NOT HANDLE DV CALL CORRECTLY
20-0029	3/20/2020	4/19/2021	UNF SUS	UNF NR	CP ALLEGED O1-15 DAMAGED AND TOOK PROPERTY DURING SEARCH WARRANT; DEPT ALLEGED O1 FAILED TO COMPLY WITH SEARCH WARRANT RETURN POLICY
20-0067	7/8/2020	6/15/2021	EX EX UNF	EX EX UNF	CP ALLEGED O1 USED UNREASONABLE FORCE CP ALLEGED O2 SEARCHED APT WITHOUT WARRANT CP ALLEGED O2 WAS RACIALLY BIAS
20-0073	7/22/2020	5/21/2021	UNF SUS NS	UNF NR NS	CP ALLEGED Os MISREPRESENTED THE FACTS OF A TRAFFIC STOP AND ARREST, FAILED TO ACTIVATE BWC, PROVIDED FALSE STATEMENT ON FORM
20-0080	8/12/2020	P			DEPT ALLEGED O DISPLAYED UNPROFESSIONAL CONDUCT
20-0097	10/12/2020	P			Os ALLEGED SGT HAS BEEN UNPROFESSIONAL
20-0100	10/19/2020	P			DEPT ALLEGED O WAS INVOLVED IN OFF-DUTY DISTURBANCE IN ANOTHER CITY
20-0106	11/3/2020	P			CP ALLEGED EMP ACCESSED DATA SYSTEM FOR PERSONAL USE
20-0107	11/5/2020	5/21/2021	SUS SUS	NR	CP ALLEGED O FAILED TO ACTIVATE BWC DURING ARREST DEPT ALLEGED O LACKED CONSCIENTIOUSNESS
20-0108	11/5/2020	P			DEPT ALLEGED O DISPLAYED CONDUCT UNBECOMING ON AND OFF-DUTY

DISCOURTEOUS TREATMENT OR CONDUCT UNBECOMING OF A POLICE OFFICER					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
20-0109	11/5/2020	P			DEPT ALLEGED Os FAILED TO USE PROPER DISCRETION
20-0113	12/9/2020	P			DEPT ALLEGED O WAS ARRESTED FOR POSSESSION OF CHILD PORNOGRAPHY
20-0119	12/29/2020	5/5/2021	SUS	SUS	DEPT ALLEGED EMP VERBALLY THREATENED ANOTHER EMP
21-0012	2/19/2021	P			CP ALLEGED O ASKED INAPPROPRIATE QUESTIONS
21-0014	3/3/2021	5/3/2021	UNF	UNF	CP ALLEGED O THREATENED DEPORTATION
21-0017	3/15/2021	P			DEPT ALLEGED O ATTENDED A HATE GROUP PROTEST
21-0018	3/18/2021	P			DEPT ALLEGED O DID NOT PROPERLY HANDLE DV CALLS
21-0019	3/18/2021	6/21/2021	SUSP	NR	DEPT ALLEGED O PREPARED A POORLY WRITTEN REPORT
21-0020	3/18/2021	5/18/2021	UNF EX	UNF EX	CP ALLEGED O1 UNLAWFULLY HANDCUFFED CP AND THEN O2 USED UNREASONABLE FORCE
21-0021	3/23/2021	P			CP ALLEGED MONEY AND MARIJUANA WERE MISSING AFTER HE WAS ARRESTED
21-0025	4/14/2021	P			ESD ALLEGES SUPERVISOR IS CREATING A HOSTILE WORK ENVIRONMENT
21-0028	4/26/2021	P			O IMPROPERLY SHARED PENDING ARREST INFORMATION WITH ANOTHER AGENCY
21-0030	4/26/2021	P			CP ALLEGED O DID NOT DOCUMENT DELIVERY OF CASH
21-0031	4/26/2021	P			CP ALLEGED Os CONDUCTED AN IMPROPER SEARCH AND WERE DISCOURTEOUS
21-0037	5/17/2021	P			CP ALLEGED Os REMOVED WALLET WITH CURRENCY DURING A SEARCH WARRANT SERVICE
21-0042	5/24/2021	P			DEPT ALLEGED FPD EMP CHALLENGED CITY EMP IN A SOCIAL MEDIA POST
21-0046	5/28/2021	P			CP ALLEGED O USED POOR DISCRETION
21-0049	6/4/2021	P			CP ALLEGED O DID NOT HANDLE A CALL CORRECTLY

During the second quarter the FPD completed eight investigations regarding allegations of Discourteous Treatment or Conduct Unbecoming of a Police Officer. During the same period eight new investigations were assigned within this category of allegation. The FPD reached a finding of sustained for five of the allegations and one case was suspended due to the individual separating from the FPD prior to the investigation being completed.

ADMINISTRATIVE OR PERFORMANCE MATTERS					
IA CASE NUMBER	DATE ASSIGNED	DATE COMPLETED	FPD FINDING	OIR FINDING	SUMMARY
20-0068	7/8/2020	6/7/2021	SUS NS	NR NS	DEPT ALLEGED O1 TEMPORARILY MISPLACED RIFLE, LOCATED IN O2 LOCKER
20-0086	8/26/2020	P			DEPT ALLEGED Os FAILED TO DETECT FIREARM ON PRISONER
21-0003	1/20/2021	P			DEPT ALLEGED O MISPLACED MAGAZINE AFTER TEST FIRING A WEAPON IN EVIDENCE
21-0026	4/14/2021	P			DEPT ALLEGED Os FAILED TO WRITE A TRAFFIC COLLISION REPORT
21-0033	4/27/2021	P			DEPT ALLEGED EMP REPEATEDLY USING PERS CELL AT WORK
21-0035	4/29/2021	P			DEPT ALLEGED O DID NOT DOCUMENT PROPERTY RETURN
21-0040	5/19/2021	P			DEPT ALLEGED O DAMAGED FPD VEHICLE WHEN TESTING TASER

One investigation was completed during the review period with four new investigations assigned during the period. The completed case involved the temporary misplacing of a department rifle, but it should be pointed out it was determined the rifle never left the FPD premises.

Effective with the 2021 second quarter report the IA Vehicle Accidents table will no longer be included in the quarterly reports. A review of the 29 completed vehicle accident investigations completed by IA in 2020, found 27 were sustained, one was suspended, and only one was determined to be unfounded. The percentages of findings were similar for prior years. Therefore, it was determined based on the percentage of sustained findings, and the established OIR policy of not reviewing sustained findings, listing the individual vehicle accident cases provides minimal value to the reader or community. However, the quarterly reports will include a summary of the number of vehicle accident cases assigned, completed, and their respective findings during the quarter. This office will continue to review all completed investigations where the findings are unfounded, exonerated, or not sustained. A summary of the reviews will be included in all future quarterly reports.

During the second quarter three vehicle accident cases were completed. Each investigation resulted in a finding of sustained. During the same period six new vehicle accident investigations were initiated and assigned.

COMMUNITY GENERATED INFORMAL COMPLAINTS			
IC CASE NUMBER	COMPLETED DATE	ALLEGATION(S)/FINDINGS	DISTRICT
IC21-0021	5/20/21	GENERAL RESPONSIBILITIES - UNFOUNDED GENERAL RESPONSIBILITIES - UNFOUNDED	CENTRAL
IC21-0022	5/20/21	INVESTIGATION HANDLING - UNFOUNDED INVESTIGATION HANDLING - UNFOUNDED	NORTHEAST
IC21-0023	5/20/21	DISCRETION - UNFOUNDED	SOUTHEAST
IC21-0024	5/20/21	FAILURE TO PROVIDE BADGE # OR INFO - UNFOUNDED DISCOURTEOUS - UNFOUNDED	SOUTHEAST
IC21-0025	5/20/21	GENERAL RESPONSIBILITIES - UNFOUNDED GENERAL RESPONSIBILITIES - UNFOUNDED	NORTHWEST
IC21-0026	5/20/21	GENERAL RESPONSIBILITIES - UNFOUNDED	CENTRAL
IC21-0027	5/20/21	GENERAL RESPONSIBILITIES - UNFOUNDED	SOUTHWEST
IC21-0028	5/20/21	DISCOURTEOUS - UNFOUNDED GENERAL CALL HANDLING - UNFOUNDED RACIAL/BIAS BASED PROFILING - UNFOUNDED DISCOURTEOUS - UNFOUNDED GENERAL CALL HANDLING - UNFOUNDED RACIAL/BIAS BASED PROFILING - UNFOUNDED DISCOURTEOUS - UNFOUNDED GENERAL CALL HANDLING - UNFOUNDED RACIAL/BIAS BASED PROFILING - UNFOUNDED	SOUTHWEST
IC21-0029	5/20/21	DISCOURTEOUS - UNFOUNDED	NORTHEAST
IC21-0030	5/20/21	GENERAL RESPONSIBILITIES - EXONERATED	CENTRAL
IC21-0031	5/20/21	VEHICLE OPERATIONS - EXONERATED	CENTRAL
IC21-0032	5/20/21	DISCOURTEOUS - EXONERATED GENERAL CALL HANDLING - EXONERATED	NORTHWEST
IC21-0033	5/21/21	DISCOURTEOUS - SUSTAINED	CENTRAL
IC21-0034	6/14/21	DISCOURTEOUS - UNFOUNDED	SOUTHEAST
IC21-0035	6/14/21	REPORT PREPARATION - FALSE/MISLEADING - UNFOUNDED	NORTHWEST
IC21-0036	6/14/21	GENERAL RESPONSIBILITIES - EXONERATED	NORTHEAST
IC21-0037	6/14/21	GENERAL RESPONSIBILITIES - UNFOUNDED	NORTHWEST
IC21-0038	6/14/21	UNREASONABLE FORCE - UNFOUNDED	SOUTHEAST
IC21-0039	6/14/21	UNREASONABLE FORCE - UNFOUNDED	NORTHEAST
IC21-0040	6/14/21	REPORT PREPARATION - FALSE/MISLEADING - UNFOUNDED	NORTHWEST
IC21-0041	6/25/21	DISCOURTEOUS - SUSTAINED	NORTHEAST
IC21-0042	6/25/21	DISCOURTEOUS - UNFOUNDED	NON-DISTRICT
IC21-0043	6/25/21	SEARCH/SEIZURE ISSUES - UNFOUNDED	SOUTHEAST

COMMUNITY GENERATED INFORMAL COMPLAINTS			
IC CASE NUMBER	COMPLETED DATE	ALLEGATION(S)/FINDINGS	DISTRICT
IC21-0044	6/25/21	GENERAL CALL HANDLING - UNFOUNDED GENERAL CALL HANDLING - UNFOUNDED GENERAL CALL HANDLING - UNFOUNDED GENERAL CALL HANDLING - UNFOUNDED	NORTHWEST
IC21-0045	6/25/21	ARREST AUTHORITY/PROCEDURES - UNFOUNDED	NON-DISTRICT
IC21-0046	6/25/21	UNREASONABLE FORCE - UNFOUNDED	NON-DISTRICT
IC21-0047	6/25/21	DISCOURTEOUS - UNFOUNDED	SOUTHEAST
IC21-0048	6/25/21	INVESTIGATION HANDLING - UNFOUNDED	NON-DISTRICT

DEPARTMENT GENERATED INFORMAL COMPLAINTS			
CASE NUMBER	COMPLETED DATE	ALLEGATION(S)/FINDINGS	DISTRICT
ICDPT21-0006	5/17/21	ADMIN MESSAGES-INAPPROPRIATE - SUSTAINED ADMIN MESSAGES-INAPPROPRIATE - SUSTAINED	SOUTHWEST
ICDPT21-0007	5/20/21	UNLAWFUL FIGHTING/THREAT TO INFLICT HARM - UNFOUNDED	NON-DISTRICT
ICDPT21-0008	6/3/21	DEPT PROPERTY - CARE/USAGE/DAMAGED - SUSTAINED	CENTRAL
ICDPT21-0009	6/3/21	ALCOHOL/DRUG USE OR POSSESSION - EXONERATED	NON-DISTRICT
ICDPT21-0010	6/3/21	DEPT PROPERTY - LOST - SUSTAINED	SOUTHWEST
ICDPT21-0011	6/25/21	DISCOURTEOUS - UNFOUNDED	NON-DISTRICT

As of January 1, 2021, the informal complaints will be listed by the manner in which the complaint was initiated, by the community (CP) or the department (DEPT). This will allow the FPD to provide a more accurate method for tracking the informal complaints. During the second quarter, 28 community generated complaint investigations were completed, and six department generated complaint investigations were completed. The completed investigations were reviewed by this office, and it was determined the FPD arrived at the appropriate findings.

IA INVESTIGATION RESULTS

Below are the totals for the allegation findings following the investigations and the levels of discipline issued, or options chosen by the officers/employees, who were determined to be in violation of a FPD policy. The findings table represents the results of 21 IA case investigations completed during the review period. As indicated in the respective charts on the preceding pages, an investigation may include more than one possible FPD Policy violation and multiple officers. Although, all the OIS cases were within policy, the department sustained two policy violations for failing to activate their BWC.

FINDINGS FOR FORMAL IA INVESTIGATIONS (Based on Closed Date)	TOTAL OF FINDINGS FOR IA CASES CLOSED IN 2 nd QUARTER 2021			
	DEPT	CP	OIS	TOTALS
SUSTAINED	5	6	2	13
NOT SUSTAINED	1	2	0	3
UNFOUNDED	0	7	0	7
EXONERATED	0	9	0	9
WITHIN POLICY* *OIS-Person/OIS Dog/Firearm Discharge/Lethal Force	N/A	N/A	5	5
WITHDRAWN/CASE SUSPENDED	1	0	0	1
TOTAL FINDINGS	7	24	7	38

DISCIPLINE ISSUED	2015	2016	2017	2018	2019	2020	2nd QTR 2021
TERMINATIONS	5	7	3	2	8	5	1
RESIGNED IN LIEU OF	0	0	1	0	5	8	2
RETIRED	0	0	0	0	3	3	0
DEMOTION	0	0	0	0	1	0	0
SUSPENDED	13	16	17	32	29	52	4
PAYMENT IN LIEU OF	0	0	0	0	3	1	0
FINES	1	0	0	0	0	0	0
MEDICAL SEPARATION	NA	NA	NA	NA	3	0	0
LETTERS OF REPRIMAND	11	9	10	15	19	15	4
TOTAL	30	32	31	49	71	84	11

SUMMARY

A collateral function of this office is to engage in community outreach. However, due to the ongoing COVID-19 pandemic, in-person group meetings and community events have been postponed. In an event to continue our outreach efforts we have begun offering to provide presentations via any of the virtual meeting platforms available, such as ZOOM, WebEX Meeting, and Microsoft Teams, to name a few. We have also recently created an [OIR Facebook](#), [Instagram](#), and [Twitter](#) page for the public to contact us or view our quarterly reports as they are released. As this report was being submitted to be printed many restrictions were being relaxed or lifted entirely. In the event your group or organization begins to resume normal in person meetings, gatherings, or events, we encourage you to contact us for a presentation or information booth set up at your event.

We recognize this is a very critical time regarding law enforcement accountability and community trust. There are several ways to contact this office and it is our policy to return all correspondence within a 24-hour period except for communications received over the weekend. Our contact information is listed below.

<https://www.fresno.gov/oir>

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