

3rd Quarter 2016 OIS Report

Firearm Discharge Review Board & Officer-Involved Shooting Investigations

December 14, 2016



Summary of Third Quarter 2016 Firearm Discharge Review Board



Firearm Discharge Review Board

The FDRB previously convened on March 30, 2016 (2nd Quarter 2016).

The 3rd Quarter Firearm Discharge Review Board convened on Wednesday, September 27, 2016 and reviewed one completed investigation:

- OIS 14-003



Composition of 3rd Quarter FDRB

Wednesday, September 28, 2016

Voting Members

- **Deputy Chief Denise Schmitt**, Chair (*Administrative Bureau*)
- **Deputy Chief Michael Redmond** (*Operations Bureau*)
- **Deputy Chief Mikail Ali** (*Special Operations Bureau*)
- **Commander Kenwade Lee** (*Airport Bureau*)

Advisory Members

- **Commissioner Petra DeJesus*** (*Police Commission*) *Telephonic
- **Ms. Samara Marion** (*Office of Citizen Complaints*)
- **Captain Peter Walsh** (*Risk Management Office*)
- **Captain Gregory Yee** (*Training Division*)
- **Sergeant Angelo Spangnoli** (*SFPD Range*)



Report Back

FDRB Chair requested follow-up on recommendations for OID 002-16 and OIS 13-003.

OID 002-16

Captain Falvey reported:

- Involved officer completed recommended retraining.
- SFPD tactical standards exceed National Tactical Officer (NTOA) recommendations.
- The industry standard for officer involved in an unintended discharge is the agency's discretion.
- The presence of children is a consideration in the threat assessment.

OIS 13-003

Sergeant Crudo reported:

- Involved officer POST-certified retraining, per recommendation, scheduled for 10/24/16.

FDRB Chair requested that training resulting from OIS/OID incidents in future be coordinated with Training Division.



Officer Involved Shooting 14-003

Incident: Saturday, March 8, 2014
Location: 1300 block of Florida Street
Finding: In Policy

Two uniformed officers assigned to the Mission Station housing unit responded to a report of vandalism to a vehicle. When officers approached the vehicle, the driver backed up, then deliberately steered his vehicle toward one of the officers, who was attempting to move to cover. His cover officer fired at the driver, but did not strike him. A bullet fragmented and struck the partner. The suspect fled the scene and was later apprehended in another county.



Next FDRB

The 4th Quarter 2016 Firearm Discharge Review Board is scheduled to convene:

Tuesday, December 20, 2016



Status of Open Officer-Involved Shooting Investigations



OIS Investigations Update

The previous OIS Quarterly Report was submitted to the Police Commission on April 7, 2016. Since that report:

- **One OIS investigation** (OIS 14-003) was presented to the FDRB and the summary report submitted to the Police Commission. This investigation is closed.
- **One OIS investigation** (OIS 16-003) was initiated on October 14, 2016.

As of December 12, 2016, there are **fifteen (15) open SFPD OIS investigations**:

- **Twelve (12) criminal investigations** (14-005, 14-006, 14-007, 15-001, 15-002, 15-003, 15-004, 15-007, 15-008, 15-009, 15-010, 16-001) are under review by the Office of the District Attorney of San Francisco for charging decisions. The corresponding SFPD administrative investigations are tolling.
- **One (1) criminal investigation** (15-006) has been completed by the San Mateo Police Department; the investigation is administratively tolling because of injuries sustained by the involved officer.
- **Two (2) criminal investigations** (OIS 16-002 and OIS 16-003) are an active criminal investigation by the SFPD Homicide Detail, ME, and/or the DA). The corresponding SFPD administrative investigations are tolling.



Open OIS Investigations: 2014 (3)

Case (Date of Occurrence)	Investigation Status
14-003 (3/8/14)	Presented to FDRB. Closed
14-005 (9/26/14)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
14-006 (10/7/14)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
14-007 (11/6/14)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.



Open OIS Investigations: 2015 (9)

Case (Date of Occurrence)	Investigation Status
15-001 (1/4/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-002 (1/4/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-003 (2/26/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-004 (3/17/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-006 (9/18/15)	SMPD investigation completed; administratively tolling per 3304(d)(2)(E) California Government Code.
15-007 (10/15/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-008 (10/24/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-009 (11/11/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
15-010 (12/2/15)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.



Open OIS Investigations: 2016 (3)

Case (Date of Occurrence)	Investigation Status
16-001 (4/7/16)	Homicide Detail awaits a formal charging decision from the Office of the D.A., which is drafting internal report and charging decision.
16-002 (5/19/16)	Active criminal investigations by Homicide Detail, ME and/or DA investigators.
16-002 (10/14/16)	Active criminal investigations by Homicide Detail, ME and/or DA investigators.



Thank You

