



San Diego County Sheriff's Department

Arrest/Juvenile Contact Report

CAD Event No.: **E3220778**Case No. **16113433**Case Disposition: **Arrest**Primary Victim: **Lee, Deputy**Report No. **16113433.1****1**
Page 1 of 6☒**ARREST REPORT**☐**JUVENILE CONTACT REPORT**WARRANT: ☐ LOCAL ☐ OUT**GENERAL CASE INFORMATION**

Primary Charge: 69 - PC - THREATEN EXECUTIVE OFFICER WITH VIOLENCE (F)			
Special Studies:		Related Cases:	
Location, City, State, ZIP: E. Alvarado St & Brandenburg Ln, Fallbrook, CA 92028			
Jurisdiction: Fallbrook - FALLBROOK		Beat: 385	Call Source: CELL PHO
Means:		Motives:	
Occurred On: 03/14/2016 14:20:00 (Monday)		(and Between):	

VICTIM/S**Victim #1**

Person Code:	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input type="checkbox"/> Reporting Party	<input checked="" type="checkbox"/> Law Enforcement Officer
Name: Lee, Deputy	Victim Type: I - Individual			Interpreter Language:

Name Type:					First:					Middle:					Last:					Suffix:				
------------	--	--	--	--	--------	--	--	--	--	---------	--	--	--	--	-------	--	--	--	--	---------	--	--	--	--

Victim Of: 69 - PC - THREATEN EXECUTIVE OFFICER WITH VIOLENCE (F)										County Residence: N - Nonresident																													
Home Address, City, State, ZIP:										Res. Country:										Place of Birth:										Undocumented:									
Race: A		Sex: M		Date of Birth / Age: 30-45		Height:		Weight:		Hair Color:		Eye Color:		Facial Hair:		Complexion:																							
Employment Status: E - Employed		Occupation/Grade: Deputy Sheriff		Employer/School: SDSO		Employer Address, City, State, ZIP: 388 E. Alvarado St, Fallbrook, CA 92028																																	
CONTACT INFORMATION:																																							
Type: WP - Work Phone										Number/Address: 760 451-3100																													
IDENTIFICATION:																																							
Type: SH - Sheriff ID					Number: 0096					State: CA					Country:																								
Attire:					Injury:					Extent of Treatment:					Violent Crime Circumstances:																								
LAW ENFORCEMENT OFFICER KILLED OR ASSAULTED INFORMATION					Type:					Type Activity:					Type Assignment:																								
VICTIM OFFENDER RELATIONSHIPS					Offender: Mitchell, Thomas Adams					Relationship: ST - Victim Was Stranger																													

IBR/UCR OFFENSE/S

Offense Description: 69 - PC - THREATEN EXECUTIVE OFFICER WITH VIOLENCE (F)										Level: F		Against: PE		Completed? Yes		Counts		Using:			
Location Type: 13 - Highway/Road/Alley										Hate/Bias: 88 - None (No Bias)										Domestic Violence: No	
Criminal Activity:					Type Security:					Gang Related:		Entry:		Point of Entry:							
Weapons/Force:					Tools:					Targets:											

ARRESTEE/S**Arrestee #1**

Name: Mitchell, Thomas Adams	County Residence: R - Resident	Interpreter Language:
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Reporting Officer: MAYORDELEON, YANCEY	Division / Organization: Fallbrook Substation FALLBROOK PATROL	Reviewed By: SH2652 - WASHINGTON, DWAIN
Report Date: 3/15/2016 9:41:06 AM	Detective Assigned: SH2765 - BILLIEUX, KRISTIN	Reviewed Date: 03/15/2016 19:33:44



San Diego County Sheriff's Department

Arrest/Juvenile Contact Report

Case No. **16113433**CAD Event No.: **E3220778**Case Disposition: **Arrest**Primary Victim: **Lee, Deputy**Report No. **16113433.1****2**

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ALIAS / AKA / NICKNAME / MONIKER:									
Name Type:		First:		Middle:		Last:		Suffix:	
Home Address, City, State, ZIP:				Res. Country:		Place of Birth:		Undocumented:	
				USA		California			
Race:	Sex:	Date of Birth / Age:	Height:	Weight:	Hair Color:	Eye Color:	Facial Hair:	Complexion:	
W	M	- 37	5' 8"	175	BRO	HAZ	09 - Unshaven/Stubble	FAR - Fair	
Hair Style:		Hair Length:		Build:		Teeth:		Suspected User:	
				THI - Thin		1 - Normal			
Employment Status:		Occupation/Grade:		Employer/School:		Employer Address, City, State, ZIP:			
U - Unemployed									
CONTACT INFORMATION:									
Type:				Number/Address:					
IDENTIFICATION:									
Type:		Number:		State:		Country:			
DLN - Drivers License Number				CA		USA			
Type:		Number:		State:		Country:			
SSN - SSN									
SCARS, MARKS, TATTOOS, ODDITIES:									
Attire:				Suspect Actions:					
				29 - Threatened Retaliation,					
ARREST INFORMATION									
Arrest Type:		LE Disposition:		JUS 750 Type:		Citation No.:		Booking No.:	
O - Probable Cause Arrest - New Case		4 - Felony (Adult Only)		3 - Other					
Arrested For:						Level:	Completed:	Counts:	
69 - PC - THREATEN EXECUTIVE OFFICER WITH VIOLENCE (F)						F	Yes		
Arrested By:		Arrest Date and Time:		Arrest Location, City, State, ZIP:				Beat:	
MAYORDELEON, YANCEY		03/14/2016 14:30:00		E. Alvarado St & Brandenburg Ln, Fallbrook, CA 92028				385	
Arrest Assisted By:				Transported By:					
SH0096 - LEE, GEENOU									
Miranda Read:	Admonished By:		Miranda Response:		Jail Billing Code:		Booked Location:		
No					SD Sheriff's Office				
Armed With:				Use of Force to effect Arrest:					
17 - Club, Blackjack, Brass Knuckles				Yes					
JUVENILES									
Adult Present:		Person Notified:		Juvenile Disposition:		Detention Name:			
Parents Notified By:		Notification Method:		Date and Time Notified:		Juvenile Released To:			
RELEASE INFORMATION									
Released Location:		Released On:		Released By:		Release Reason:			

Reporting Officer	Division / Organization	Reviewed By
MAYORDELEON, YANCEY	Fallbrook Substation FALLBROOK PATROL	SH2652 - WASHINGTON, DWAIN
Report Date	Detective Assigned	Reviewed Date
3/15/2016 9:41:06 AM	SH2765 - BILLIEUX, KRISTIN	03/15/2016 19:33:44



San Diego County Sheriff's Department Arrest/Juvenile Contact Report

Case No. **16113433**CAD Event No.: **E3220778**Case Disposition: **Arrest**Primary Victim: **Lee, Deputy**Report No. **16113433.1****3**

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SUSPECT/S (Not Yet Arrested)**WITNESSES****OTHER ENTITIES****PROPERTY****Property Item #1.000 - Photos**

Derivative No.: 0	Property Category: 1311 - Recording - Interview or Case related - Video/Photo CD, DVD, Tape, Film, Digital storage, Negative		
Status: ES - Evidence (Seized)	Count: 1	Value:	
Manufacturer:	Model:		
Serial No.:	Model Year:	OAN:	
Color:	Caliber:		
Body Style:	Recovered/ Seized Date: 03/14/2016		
Owner:	Disposition: Fallbrook Patrol Sustation Evidence Locker		
Evidence Tag:	Alert(s):		
Drug Type:	Drug Quantity:		
Search Warrant:			
Notes:			

REPORT NARRATIVE**SYNOPSIS:**

On 03/14/16, at about 1420 hours, Deputy Lee (arjis # 0096), while investigating a drunken person in public call, attempted to detain the suspect, a white male adult, who was later identified as Thomas Adams Mitchell (DOB [REDACTED]). During the initial contact, Mitchell pulled his hands away from Lee's grasp and grabbed, in a threatening manner, a large bottle of whiskey (by the neck of the bottle) that Mitchell was carrying moments earlier. Mitchell then stared at Deputy Lee in a menacing manner. The distance between Mitchell and Lee was less than five feet. At that moment, Deputy Lee believed that Mitchell was going to use the bottle as a weapon to evade capture; therefore, Deputy Lee deployed his Taser momentarily incapacitating Mitchell's body. Mitchell fell to the ground. As a result of the fall, Mitchell suffered a temporal bone fracture, a clavicle fracture and a vertebrae (T5) compression fracture.

Subsequently, I arrested Mitchell for violating California Penal Code section 69 (a) PC - Resist Peace Officer with Threat, Violence, or Fear. Mitchell was transported to Palomar Hospital where he was admitted for treatment of his injuries where he remained under Sheriff's custody.

ORIGIN:

On 03/14/16, at approximately 1420 hours, I was dispatched to assist Deputies Lee and Edwards (arjis # 3060) with a drunken person in public call at [REDACTED] Calle De La Paloma. While en-route, the reporting party stated that a white male adult was at the above mentioned location drunk and refusing to leave. The reporting party described the subject a white male adult, in his 30s, about 5' 08", wearing a green baseball cap and blue jeans. A few minutes later, the suspect left the area walking northbound toward East Alvarado Street. Soon after, multiple reporting parties called dispatch stating that the same subject

Reporting Officer MAYORDELEON, YANCEY	Division / Organization Fallbrook Substation FALLBROOK PATROL	Reviewed By SH2652 - WASHINGTON, DWAIN
Report Date 3/15/2016 9:41:06 AM	Detective Assigned SH2765 - BILLIEUX, KRISTIN	Reviewed Date 03/15/2016 19:33:44



San Diego County Sheriff's Department Arrest/Juvenile Contact Report

CAD Event No.: **E3220778**

Primary Victim: **Lee, Deputy**

Case No. **16113433**

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was seen walking westbound on East Alvarado Street. The subsequent reporting parties stated that the subject appeared to be very intoxicated. One of the reporting parties stated that the subject was angry and yelling. That reporting party described the subject as a white male adult, with a shaved head, a red face, wearing a camouflage top and carrying a bottle of whiskey (CAD # E3220778).

BACKGROUND: None.

INVESTIGATION:

Soon after, Deputy Lee advised over the air that he had arrived at the location. Deputy Lee also advised that he was contacting the drunken subject at the corner of East Alvarado Street and Brandenburg Lane. A few seconds later, Deputy Lee advised that he had used force on the suspect (see Deputy Lee's report for details).

I arrived on scene shortly thereafter. Upon my arrival, I observed a white male adult supine on the street. The white male adult was later identified as Thomas Adams Mitchell (DOB [REDACTED]). I saw that Deputy Lee had handcuffed Mitchell's hands behind his back. Deputy Lee was kneeling next to Mitchell. Deputy Lee had a hold of Mitchell's hands and was holding Mitchell's upper body down with his other hand. I noticed that there was a Taser probe lodged in Mitchell's back. There was a thin golden colored wire wrapped around Mitchell's body. Due to my training and experiences, I knew that Deputy Lee had deployed his Taser. I saw that Mitchell had blood on his face. At about a foot or less from where Mitchell and Deputy Lee were, there was a broken large bottle of whiskey. I could smell a strong odor of alcoholic beverage. I noticed that Mitchell was kicking and thrashing his body around in an attempt to free himself from Deputy Lee's control. I noticed that Mitchell was yelling profanities and was demanding to be free.

Deputy Lee and I told Mitchell multiple times to relax and to stop kicking and thrashing his body around. Mitchell continued with his ranting ignoring our commands. I noticed that he would suddenly get angry and continue to yell profanities and then, suddenly, he would breakout crying. Deputy Edwards arrived on scene shortly thereafter.

Deputy Lee immediately requested the assistance of the North County Fire Department (NCFD) for a medical evaluation. Deputy Lee placed a spit sock on Mitchell's head because Mitchell was spitting a lot of his blood. Once Deputy Edwards arrived, we lifted Mitchell to his feet. We were able to place Mitchell in the backseat of Deputy Edward's car despite his ranting and thrashing of his body. Soon after, NCFD (unit # 1193) arrived on scene.

Subsequently, the paramedics from NCFD medically evaluated Mitchell. While the paramedics were rendering medical aid to Mitchell, he tried to get up several times. We had to yell at Mitchell to sit down multiple times to which Mitchell complied. While the paramedics were attending to Mitchell's injuries, Deputy Lee told me the following statement about the incident.

STATEMENTS:

Reporting Officer MAYORDELEON, YANCEY	Division / Organization Fallbrook Substation FALLBROOK PATROL	Reviewed By SH2652 - WASHINGTON, DWAIN
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CAD Event No.: **E3220778**

Primary Victim: **Lee, Deputy**

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Statement of Deputy Lee:

Deputy Lee essentially stated that as he was driving on East Alvarado Street, he saw Mitchell walking. Deputy Lee noticed that Mitchell was carrying a large bottle of whiskey. Deputy Lee exited his patrol vehicle and told Mitchell to put the bottle down and to turn away from him. Mitchell complied with Deputy Lee's commands.

Deputy Lee then tried to handcuff Mitchell when suddenly Mitchell pulled his hands away from Deputy Lee's grasp, took a step or two forward, and reached for the bottle of whiskey that was on the ground at that moment. Mitchell grabbed the bottle by the neck and almost bladed his body to Deputy Lee. In a menacing manner, Mitchell looked at Deputy Lee for a few seconds. Deputy Lee took a few steps back.

At that moment, Deputy Lee believed that Mitchell was going to use the bottle as a weapon against him to avoid apprehension. Deputy Lee pulled out his Taser and Mitchell started to run away from Deputy Lee. Deputy Lee chased Mitchell for a short distance and Deputy Lee deployed his Taser. Mitchell's body tensed and fell to the ground. While Mitchell's body was incapacitated by the Taser, Deputy Lee was able to place Mitchell's hands behind his back; and subsequently, Deputy Lee was able to handcuff Mitchell. Deputy Lee stated that soon after Mitchell's body fell to the ground, Deputy Lee saw blood coming from Mitchell's ear (for further details on Deputy Lee's use of force see his Deputy's Report for further details).

INVESTIGATION (CONT.):

Deputy Edwards took several photographs of the scene which I later attached to the URL. All of the photographs in the URL were later transferred onto a CD which I later placed into evidence at the Fallbrook Patrol Substation Evidence Locker.

Based on the facts and statement stated above, I believe that Mitchell was in violation of 69 (a) PC - Resist Peace Officer with Threat, Violence, or Fear. Therefore, I arrested him. Soon after, the paramedics informed us that Mitchell needed to be transported to Palomar Hospital for further medical evaluation. Because Mitchell was irate, Deputy Lee accompanied Mitchell in the ambulance who was strapped to the gurney. I followed the ambulance to Palomar Hospital in Deputy Lee's vehicle.

Once we arrived at Palomar Hospital, the doctor medically evaluated Mitchell. A few hours later, the doctor informed us that Mitchell had suffered temporal bone fracture, a clavicle fracture and a vertebrae (T5) compression fracture. Additionally, the doctor told us that Mitchell will be admitted into the hospital overnight. Subsequently, Deputy Lee and I were relieved from the hospital by deputies from the Vista Detention Facility. Mitchell remained in sheriff's custody at Palomar Hospital while he undergoes further medical evaluations.

EVIDENCE:

Reporting Officer MAYORDELEON, YANCEY	Division / Organization Fallbrook Substation FALLBROOK PATROL	Reviewed By SH2652 - WASHINGTON, DWAIN
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CD containing photographs placed into evidence at the Fallbrook Patrol Substation Evidence Locker.

PROPERTY DAMAGE: None.

INJURIES: None.

FOLLOW-UP: None.

RELATED REPORTS:

See Deputy Lee's DR for details.

Reporting Officer MAYORDELEON, YANCEY	Division / Organization Fallbrook Substation FALLBROOK PATROL	Reviewed By SH2652 - WASHINGTON, DWAIN
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San Diego County Sheriff's Department Evidence Report

Case No: **16113433**Evidence Sheet No: **001****1**

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GENERAL CASE INFORMATION

REPORTING AGENCY:

SH - Sheriff

CALL FOR SERVICE NUMBER (CAD): E3220778	OFFENSE TYPE: 69 - PC - OBSTRUCT/RESIST EXECUTIVE OFCR BY FORCE (F)	DIVISION: FLB - Fallbrook Substation	BILLING CODE: SDSO - SD Sheriff's Office	SEARCH WARRANT NUMBER:
DATE OF INCIDENT: 3/14/2016	INCIDENT LOCATION (CITY, STATE, ZIP): E. ALVARADO ST & BRANDENBURG LN, FALL			KEY CASE NUMBER:
REPORTING OFFICER: MAYORDELEON, YANCEY	ID:	DIVISION: Fallbrook Substation		
ASSIGNED DETECTIVE: SH2765 - BILLIEUX, KRISTIN	ID: SH2765	DIVISION: Fallbrook Substation		


OUTSIDE AGENCY

OA CASE NUMBER:	AGENCY NAME:	ASSIGNED DETECTIVE:	CONTACT PHONE:
	AGENCY ADDRESS (CITY, STATE, ZIP):		

INVOLVED PEOPLE

AFFILIATION: VIC1	NAME (Last, First, Middle): LEE, DEPUTY	DOB: 1/11/1900	AGE: 116	SEX: M - Male	RACE:
	HOME ADDRESS (CITY, STATE, ZIP):		HOME PHONE:		
AFFILIATION: SUS2	NAME (Last, First, Middle): MITCHELL, THOMAS ADAMS	DOB: [REDACTED]	AGE: 37	SEX: M - Male	RACE:
	HOME ADDRESS (CITY, STATE, ZIP): [REDACTED]		HOME PHONE:		

EVIDENCE INFORMATION SECTION

FIN 1.1	OA Item/TAG #	PROPERTY DESCRIPTION: COMPACT DISK (PHOTOS)		 * I 1 7 3 6 5 3 0 *	
VALUE:	QUANTITY: 1	MAKE / MANUFACTURER:	MODEL:		
CALIBER:	SERIAL NUMBER:	PROPERTY TYPE: 1302 - Compact Disc Player			
PROPERTY STATUS: ES - Evidence (Seized)		SEARCH WARRANT:			
PROPERTY DISPOSITION: Stored		DATE/TIME RECVRD / SEIZED: 3/14/2016		CSI	PFIN
DRUG TYPE:		DRUG QUANTITY:		DRUG MEASURE:	
NOTES:					



San Diego County Sheriff's Department

Use of Force Supplemental

UFO DATE AND TIME 3/14/2016 14:33	EVENT NUMBER E3220778	CASE NUMBER 16113433	DOCUMENT NUMBER 52090	STATION/FACILITY FLB - Fallbrook Substation																																	
INCIDENT DESCRIPTION / OFFENSES 69(A)-PC ON A PEACE OFFICER																																					
SUBJECT'S NAME (LAST, FIRST, MI) Mitchell, Thomas Adam		DATE OF BIRTH [REDACTED]	ARRESTED <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	SUPERVISOR PRESENT <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																																	
DATE/TIME SUPERVISOR NOTIFIED 03/14/2016 14:34																																					
REASON(S) FOR USING FORCE: <input checked="" type="checkbox"/> Necessary to effect an arrest <input type="checkbox"/> Necessary to prevent a violent forcible felony <input type="checkbox"/> Delaying Jail Operations <input checked="" type="checkbox"/> Necessary to defend self or another <input type="checkbox"/> Necessary to restrain for subject's safety <input checked="" type="checkbox"/> Necessary to prevent escape/evasion <input type="checkbox"/> Necessary during high-risk incident <input type="checkbox"/> Necessary to effect a lawful detention <input type="checkbox"/> Necessary during riot																																					
SUBJECT APPEARED TO BE <input checked="" type="checkbox"/> Under the influence of alcohol and/or drugs <input type="checkbox"/> Mentally impaired		NUMBER OF OFFICERS ON SCENE 1		NUMBER OF OFFICERS USING FORCE 1																																	
LEVEL(S) OF RESISTANCE ENCOUNTERED <input type="checkbox"/> NONE (subject cooperated/complied) <input type="checkbox"/> PSYCHOLOGICAL INTIMIDATION (non-verbal cues indicating subject's attitude or physical readiness to resist) <input type="checkbox"/> VERBAL NON-COMPLIANCE (subject's expressed unwillingness to comply with the officer's commands) <input type="checkbox"/> PASSIVE RESISTANCE (represents by a refusal to respond to verbal commands but also offers no form of physical resistance) <input checked="" type="checkbox"/> ACTIVE RESISTANCE (pushing, pulling or running away from the officer to avoid control; not attempting to harm the officer) <input checked="" type="checkbox"/> ASSAULTIVE BEHAVIOR (physical actions of assault) <input type="checkbox"/> AGGRAVATED ACTIVE AGGRESSION (potential injury or death)																																					
LAW ENFORCEMENT TOOL/TECHNIQUE USED TO GAIN COMPLIANCE OR OVERCOME RESISTANCE (CHECK ALL THAT APPLY)																																					
<input checked="" type="checkbox"/> Verbal Commands: DROP IT, DROP IT, STOP, STOP																																					
<input type="checkbox"/> Empty Hand Control <input type="checkbox"/> Grab, Push, Pull, or Body Weight <input type="checkbox"/> Control Hold (Duration:) <input type="checkbox"/> Pressure Point (Duration:) (# of Contacts:) <input type="checkbox"/> Strike (Body part used:) (# of Contacts:) <input type="checkbox"/> Takedown Type: _____ <input type="checkbox"/> Carotid (Rendered Unconscious? <input type="checkbox"/> Yes <input type="checkbox"/> No) (Duration:)																																					
<input checked="" type="checkbox"/> Tool/Device/Weapon <input type="checkbox"/> OC Agent (Duration:) (# of Contacts:) <input type="checkbox"/> Decontaminated <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Cord Cuff Restraint Device (Duration:) <input type="checkbox"/> Impact Weapon (# of Contacts:) Type: _____ <input type="checkbox"/> Canine (Duration:) (# of Contacts:) <input type="checkbox"/> Vehicle/Forcible Stop <input type="checkbox"/> Weapon Pointed at Subject (Duration:) Type: _____ <input checked="" type="checkbox"/> Spit Sock (Duration: 30-60 MINUTES) <input type="checkbox"/> Pro-Straint Chair <input type="checkbox"/> Tactical Shield <input type="checkbox"/> WRAP																																					
<input checked="" type="checkbox"/> Less-Lethal Weapon System <input type="checkbox"/> PepperBall - OC Powder <input type="checkbox"/> PepperBall - Water <input type="checkbox"/> 37 mm Rifle - Standard <input type="checkbox"/> 37 mm Rifle - Low Energy <input type="checkbox"/> 40 mm Rifle - Bean Bag <input type="checkbox"/> 40 mm Rifle - Sponge <input checked="" type="checkbox"/> Taser - Probes <input type="checkbox"/> Taser - Drive Stuns <input type="checkbox"/> Stingball Grenade <input type="checkbox"/> Sound/Light device <input type="checkbox"/> 12-Gauge Super Sock <input type="checkbox"/> Ultron/NOVA Shield <input type="checkbox"/> REACT Belt																																					
<input type="checkbox"/> Firearm <input type="checkbox"/> Type: _____																																					
<input type="checkbox"/> Other: _____																																					
<table border="1"><thead><tr><th>Discharges</th><th>Number of</th><th>Target</th></tr></thead><tbody><tr><td>2</td><td>2</td><td>10-FEET</td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>					Discharges	Number of	Target	2	2	10-FEET																											
Discharges	Number of	Target																																			
2	2	10-FEET																																			
WAS INITIAL USE OF FORCE EFFECTIVE? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																																					
WAS ADDITIONAL CONTROL OR FORCE NEEDED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																																					
SUBJECT INJURED <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		EXTENT OF TREATMENT <input type="checkbox"/> None <input checked="" type="checkbox"/> Treated at hospital <input type="checkbox"/> Treated at scene <input type="checkbox"/> Hospitalized <input type="checkbox"/> Refused treatment																																			
OFFICER(S) INJURED <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		EXTENT OF TREATMENT <input checked="" type="checkbox"/> None <input type="checkbox"/> Treated at hospital <input type="checkbox"/> Treated at scene <input type="checkbox"/> Hospitalized <input type="checkbox"/> Refused treatment																																			
SUBJECT INJURY DESCRIPTION		OFFICER INJURY DESCRIPTION																																			
OTHER FORCE USED/COMMENTS/EQUIPMENT PERFORMANCE:																																					
<table border="1"><tr><td>SERGEANT</td><td>ARJIS</td><td>DATE</td></tr><tr><td>LIEUTENANT</td><td>ARJIS</td><td>DATE</td></tr><tr><td>CAPTAIN</td><td>ARJIS</td><td>DATE</td></tr></table>					SERGEANT	ARJIS	DATE	LIEUTENANT	ARJIS	DATE	CAPTAIN	ARJIS	DATE																								
SERGEANT	ARJIS	DATE																																			
LIEUTENANT	ARJIS	DATE																																			
CAPTAIN	ARJIS	DATE																																			
<p>MARK FIGURE TO INDICATE CONTACT POINT(S)</p>																																					



San Diego County Sheriff's Department

Use of Force Supplemental

Use of Force Supplemental Instructions

Lines 1 & 3: Fill in the blanks.

Line 2: If the suspect was committing a crime and force was used to stop or apprehend the subject, document the appropriate penal code. If the UOF occurred in the performance of the officer's duties, document the incident description, i.e. officer transport, officer escort, making arrest, detaining suspect, cell extraction etc.

Primary Reason for Using Force: Check appropriate box(s).

Subject Appeared To Be: Check if applicable.

Number of Officers on Scene: List number of officers present.

Number of Officers Using Force: List number of officers that used force.

Level(s) of Resistance Encountered: Check appropriate box(s).

L.E. Tool/Technique Used: Check appropriate box(s). If known and/or applicable, include duration (approximate length of time) tool/technique was used. If known and/or applicable, include the number of contacts (approximate number of strikes, impacts, etc.) when requested on form.

Was Initial Use of Force Effective? If initial force used was effective, check "Yes." If initial force used was ineffective and additional force was necessary, check "No."

Was Additional Control or Force Needed: If initial force used was ineffective and additional force was necessary, check "Yes." If initial force used was effective, check "No."

Target Distance: If applicable (refers primarily to less lethal weapon systems), approximate distance or provide range (i.e. 7-15 feet, 15-20 yards, etc.) from subject during application of force.

Subject Injured: Check "Yes" if medically treated for injury sustained as a possible result of force applied by a officer(s) – does not include previous injuries suffered prior to officer contact. Check "No" if subject was not injured or simply complains of injury/pain suffered as a result of force applied by an officer(s) and refuses medical attention. Any complaints of pain shall be documented in the use of force report narrative (whenever any physical force used by a officer results in a complaint of injury or an injury that necessitates medical treatment of a subject, a supervisor will be notified immediately).

Extent of Treatment: Check appropriate box. Check none if subject was evaluated and no treatment was required. Specifically, check "Treated at Scene" if subject was treated at scene by EMS for injuries that may have resulted due to force applied by officer(s). Check "Treated at Hospital" if subject was transported to hospital for treatment of injuries that may have been sustained as an apparent result of force applied by officer(s). Check "Hospitalized" if subject was admitted to the Hospital as a result of injuries that were sustained as a result of force applied by officer(s).

Officer Injured: Check appropriate box (see above).

Extent of Treatment: Check appropriate box. Check none if officer was evaluated and no treatment was required. Specifically, check "Treated at Scene" if officer was treated at scene by EMS for injuries. Check "Treated at Hospital" if officer was transported to hospital for treatment of injuries. Check "Hospitalized" if officer was admitted to the Hospital as a result of injuries.

Other Force Used/Comments/Equipment Performance: This section can be used to document other force options not listed on the form; relevant comments about the incident such as complaints of pain/injury (room permitting) and negative/positive comments regarding equipment performance.

Mark Figure to Indicate Contact Points: When applicable, mark the areas on the figure where applied force contacted the subject's body.

Sergeant: Sign, list ARJIS number and date reviewed.

Lieutenant: Sign, list ARJIS number and date reviewed.

Captain: Sign, list ARJIS number and date reviewed.



San Diego County Sheriff's Department Officer Report

CAD Event No. **E3220778**Case No. **16113433**Report No. **52090****1**

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GENERAL CASE INFORMATION

Special Studies:		Related Cases:	
Location, City, State, ZIP: Brandonburge/east Alvarado Street,Fallbrook, CA 92028		Occurred On: 3/14/2016 2:33:00 PM (Monday)	
Jurisdiction: Fallbrook - FALLBROOK	Beat: 385	Call Source:	(and Between):

INDIVIDUAL/S

Name: Mitchell, Thomas Adam				Person Code:		Interpreter Language:		
ALIAS / AKA / NICKNAME / MONIKER:								
Home Address, City, State, ZIP: [REDACTED]				Res. Country: US - UNITED STATES		County Residence: R Resident		Undocumented: No
Race: W	Sex: M	Date of Birth / Age: [REDACTED] - 37	Height: 5' 9"	Weight: 190 lbs	Hair Color: BRO	Eye Color: HAZ	Facial Hair: 09 - Unshaven/Stubble	Complexion:
Employment Status: U - Unemployed		Occupation/Grade: NONE		Employer/School: NONE		Employer Address, City, State, ZIP:		
CONTACT INFORMATION								
IDENTIFICATION:								
Type: SSN - SSN		Number: [REDACTED]		State:		Country:		
Attire:				Injury: Yes		Extent Of Treatment: 3 - Treated at Hospital		Violent Crime Circumstances:

REPORT NARRATIVE**ORIGIN:**

On 03/14/16 at approximately 1420 hours, I was dispatched to investigate a subject, Tommy (Thomas Adams Mitchell) drunk in public and refusing to leave the reporting party, [REDACTED] property located at [REDACTED] in Fallbrook, California.

[REDACTED] had described the suspect as Tommy, who was a White male, 5'-8", approximately 30 years old, wearing a green baseball cap, camouflage top, and blue jeans, carrying a glass whisky bottle.

DEPUTY'S OBSERVATION AND ACTIONS:

I arrived on scene and I contacted the reporting party, [REDACTED] who told me that Thomas had left [REDACTED] property approximately two minutes ago. [REDACTED] did not know which direction Thomas had left. After contacting [REDACTED] I checked the area and dispatched received a call from the La Paloma Elementary School advising that a subject matching Thomas' description was seen walking northbound from the school. While I was checking the area, dispatched received an additional call from a citizen advising that a subject matching Thomas' description was seen walking westbound on East Alvarado Street.

I drove my patrol vehicle to East Alvarado Street and I located Thomas near the intersection of Brandenburg Lane and East Alvarado Street. Thomas matched the description listed above. I noticed Thomas was walking westbound on the north curb-line of East Alvarado. I parked my patrol vehicle behind Thomas and I exited my vehicle. I contacted Thomas and he immediately started walking towards me. At this time Thomas was approximately ten feet away from me. I told Thomas to stop and place the bottle on the ground. Thomas complied. I told Thomas to walk towards me and turn away from me. Thomas complied. At this time Thomas was approximately five feet away from me. I walked towards Thomas and I told Thomas to put his hands behind his back. Thomas complied.

At this point, I believed that Thomas was still aware of his surrounding and highly functional after drinking an alcoholic beverage because he was able to follow my commands. I grabbed Thomas' hands and I attempted to place handcuffs on him. As I reached for my handcuffs, Thomas pulled away from me breaking my grasp of his hands. When Thomas pulled away from me, I noticed he immediately reached down and grabbed the glass bottle, by the neck of the bottle, with his right hand. I took two or three steps backward to create distance between Thomas and I (At this time we were approximately 8 to 10 feet apart from each other). Thomas turned his head towards me and held the glass bottle below his waist in a threatening manner/stance for approximately one to two seconds.

Reporting Officer SH0096 - LEE, GEENOU	Division / Organization FLB_PAT / FLB - Fallbrook Substation	Reviewed By SH2652 - WASHINGTON, DWAIN
Report Date 3/15/2016 1:29:40 AM	Detective Assigned SH2765 - BILLIEUX, KRISTIN	Reviewed Date 3/20/2016 1:11:14 AM



San Diego County Sheriff's Department Officer Report

CAD Event No. **E3220778**

Case No. **16113433**

Report No. **52090**

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I believed that at this time Thomas was judging the distance between me and him to see if I was within his striking distance (Thomas never raised the glass bottle). Also, I believed that if I would have been closer to Thomas, he would have swung the glass bottle as a weapon causing great bodily injury or even death. I recall yelling, "Drop it, drop it!" As I reached for my firearm and before I was able to withdraw my firearm from my holster, Thomas turned away from me and ran westbound on East Alvarado Street (I never withdrew my firearm from its holster).

A foot pursuit ensued approximately 15 to 20 yards and I recall yelling to Thomas, "Stop, stop!" As I pursued Thomas on foot, he was still carrying the glass bottle. As I closed the distance between Thomas and I, approximately ten feet away from him, I withdrew my department issued Taser and directly pointed at Thomas' rear upper torso. During this time, I chose not to go hands on with Thomas but instead I chose to deploy my Taser because Thomas was still carrying the glass bottle. I recall pulling the Taser trigger only one time and hearing a pop noise which was the sound of my Taser deploying. After deploying my Taser, I saw Thomas' body tense and he fell onto the ground. I believed that if I would have not deployed my Taser at Thomas and taken him into custody at this point, he would have jeopardized the public's safety and other peace officer's safety based on his initial contact with me.

When Thomas fell onto the ground, I noticed he had landed on his left shoulder and on the left side of his head. While Thomas' was incapacitated by the Taser, I approached him on the left side and I placed my Taser on the ground to the left of me. I grabbed Thomas' hands and I handcuffed him. After handcuffing Thomas, I noticed he was bleeding from his left ear.

After the Taser stop cycling, Thomas immediately started yelling, kicking, and moving his body around in an attempt to free himself from the handcuffs. I told Thomas to stop moving and I held his upper body with my hand to prevent him from injuring himself and me. I requested for medical attention over the radio for Thomas and I also advised use of force for my Taser deployment.

Deputy Y. Mayordeleon (ARJIS #7549) and Deputy K. Edwards (ARJIS #3060) later arrived on scene to assist me. When Deputy K. Edwards arrived on scene, he removed my Taser cartridges from my Taser and he properly secured my Taser back into my holster. I later placed a spit sock on Mitchell because he was spitting blood from his mouth. I believe that if I would have not placed a spit sock on Mitchell, he would have spat blood at me or my fellow deputies causing a blood hazard contamination.

Deputy Y. Mayordeleon and I later assisted Thomas to his feet and we sat him the back of Deputy Edward's patrol vehicle. Paramedics later arrived on scene and they medically evaluated Thomas. During the time, Sergeant J. Schmidt (ARJIS #2523) arrived on scene and we started collecting evidence. Sergeant J. Schmidt noticed two of my cartridges on the ground and he asked me if I had deployed both (two) of my Taser cartridges. I told Sergeant J. Schmidt that I only deployed one cartridge at Thomas.

Upon further inspection and while retrieving my Taser cartridges, I noticed that both cartridges had been deployed. During my Taser deployment at Thomas, I intended deploying only one cartridge (Taser Download later showed that both cartridges were deployed at the same time frame of 14 Mar 2016 13:21:30). Sergeant J. Schmidt took possession of both my Taser cartridges and he later downloaded my Taser history/information log. (It is unknown at this time if there was defect with my Taser which cause both cartridges to deploy at the same time or if I had manipulated the Taser trigger causing both cartridges to deploy at the same time).

After paramedics medically evaluated Thomas, they transported him to the Palomar Hospital. I rode with paramedics during the transport of Thomas to the hospital, where he was retained by the hospital staff for further medical evaluations.

Sergeant J. Schmidt later notified the Vista Detention Facility supervisor in regards to Thomas. Deputy Y. Mayordeleon and I were later relieved once the detentions deputies arrived on scene to take stand watch over Thomas.

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Report Date 3/15/2016 1:29:40 AM	Detective Assigned SH2765 - BILLIEUX, KRISTIN	Reviewed Date 3/20/2016 1:11:14 AM







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