



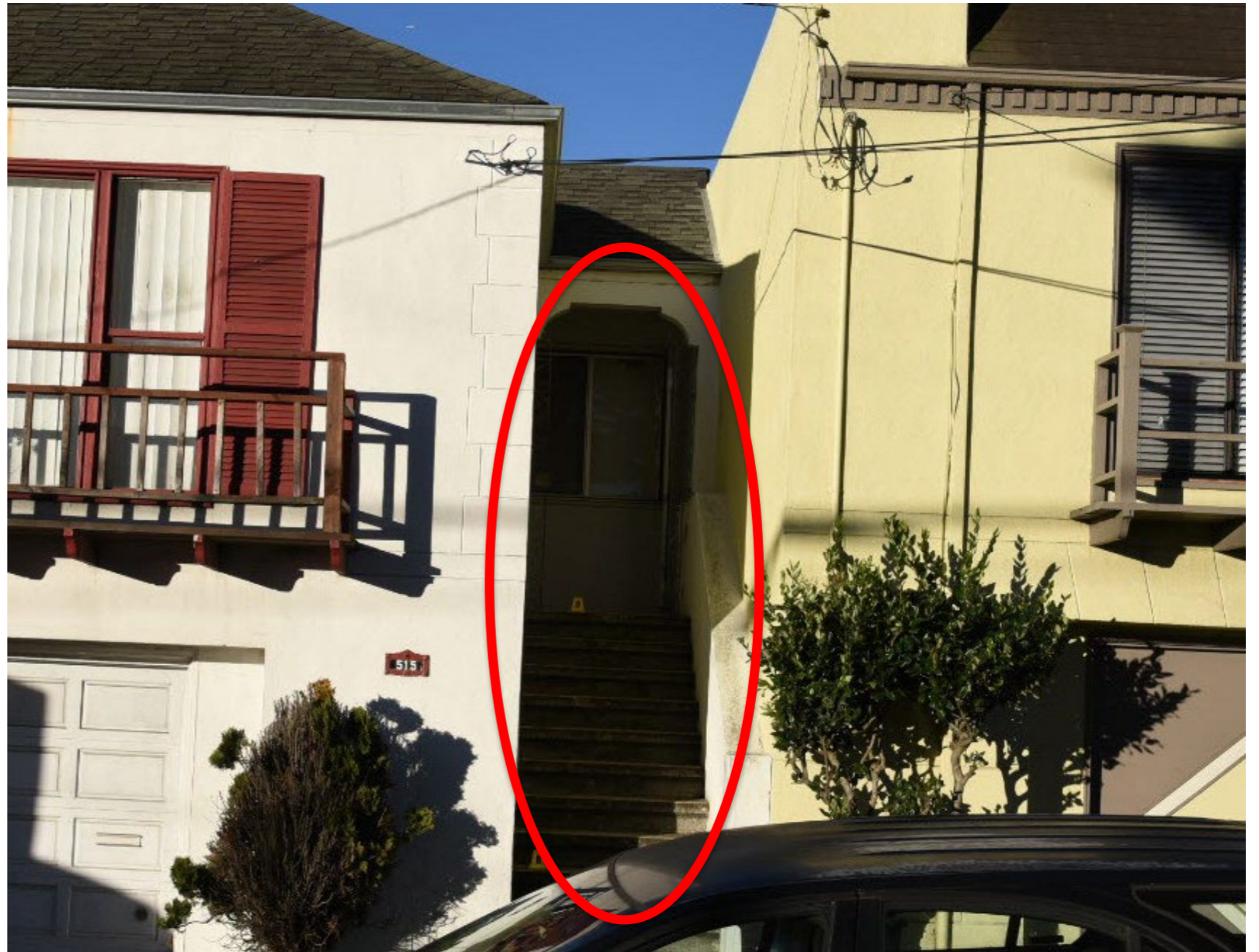
San Francisco Department of Police Accountability

FDRB Q1
DPA case #00042694-17

Call for service:

- Restraining order violation ~~not~~ *not DV*
- Call was to the non-emergency number
- Report was a noise complaint, that the neighbor was hitting the wall
- No emergency
- No report of a weapon
- No report of threats or violence

The Scene



Restrained person

Reporting Party

Tactical Issues



- Two responding officers immediately split up
- No attempt at deescalation
- Restraining order not verified. Served? Terms?
- No request for an arrest
- Deployment of pepper spray in small space

Significance of refusal to leave the stairs

- Unlawful entry into curtilage after ejection
- Orders not lawful
- DGO 5.01 requires use of force be for a lawful purpose

Failure to de-escalate

- Time
- Distance
- Attitude
- No call for backup/declined
- No call for CIT
- No plan once the subject ordered them off of his stairs

No probable cause for an arrest



- Restraining order
- Private Person's arrest
- His statements indicated he knew of existence
- Terms?
- Violation?
- Admitted doing trash
- Willful?

Thank You!

QUESTIONS?